



# THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

www.governmentgazette.sa.gov.au

---

PUBLISHED BY AUTHORITY

---

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

---

ADELAIDE, THURSDAY, 3 SEPTEMBER 2015

---

## CONTENTS

	Page		Page
Appointments, Resignations, Etc.....	4136	Plumbers, Gas Fitters and Electricians	
Community Housing Providers (National Law)		Act 1995—Notice .....	4139
(South Australia) Act 2013—Notice.....	4137	Port Augusta Circuit Court—Notice.....	4140
Corporations and District Councils—Notices.....	4167	Proof of Sunrise and Sunset Act 1923—Notice.....	4156
Development Act 1993—Notice .....	4138	<b>REGULATIONS</b>	
Development Regulations Act 2008—Notice.....	4137	Development Act 1993—	
Environment Protection Act 1993—Notices .....	4142	(No. 205 of 2015).....	4162
Fisheries Management Act 2007—Notice .....	4138	Road Traffic Act 1961—Notice .....	4157
Housing Improvement Act 1940—Notice .....	4149	<b>RULES</b>	
Land Acquisition Act 1969—Notices.....	4138	Magistrates Court (Civil) Rules 2013—	
Liquor Licensing Act 1997—Notice.....	4150	(Amendment No. 9) .....	4159
Mining Act 1971—Notices.....	4139	Security and Investigation Industry Act 1995—Notice .....	4141
Motor Vehicles Act 1959—Notice .....	4153	South Australia Fire and Emergency	
Petroleum and Geothermal Energy Act 2000—Notice.....	4139	Services Act 2005—Notice.....	4141

---

## GOVERNMENT GAZETTE NOTICES

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

---

Department of the Premier and Cabinet  
Adelaide, 3 September 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Council for the Care of Children, pursuant to the provisions of the Children's Protection Act 1993:

Chair: (from 5 September 2015 until 16 July 2016)  
Simon Andrew Schrapel

By command,

ANTONIO PICCOLO, for Premier

MECD15/060

Department of the Premier and Cabinet  
Adelaide, 3 September 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Equal Opportunity Tribunal, pursuant to the provisions of the Equal Opportunity Act 1984:

Deputy Presiding Officer: (from 3 September 2015 until 2 September 2018)  
Paul Francis Muscat  
Michael Boylan  
Paul Vincent Slattery  
Geraldine Davison

Deputy Presiding Officer: (from 17 September 2015 until 16 September 2018)  
Rosemary Eva Davey  
Paul Andrew Cuthbertson

By command,

ANTONIO PICCOLO, for Premier

AGO0107/15CS

Department of the Premier and Cabinet  
Adelaide, 3 September 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Adelaide Festival Centre Trust, pursuant to the provisions of the Adelaide Festival Centre Trust Act 1971:

Member: (from 3 September 2015 until 2 September 2016)  
Philip James Hoffmann

By command,

ANTONIO PICCOLO, for Premier

ASACAB167-11

Department of the Premier and Cabinet  
Adelaide, 3 September 2015

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

Member: (from 3 September 2015 until 2 September 2018)  
John David Hill  
Presiding Member: (from 26 April 2016 until 2 September 2018)  
John David Hill

By command,

ANTONIO PICCOLO, for Premier

ASACAB001-08

Department of the Premier and Cabinet  
Adelaide, 3 September 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint Katrina Jane Bochner to the office of Master of the Supreme Court from 14 September 2015, pursuant to Section 9 of the Supreme Court Act 1935.

By command,

ANTONIO PICCOLO, for Premier

AGO0101/15CS

Department of the Premier and Cabinet  
Adelaide, 3 September 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint Andrew McKeegan, Sally Janet Smith and Anita Jane Allen as Assistant State Coordinators-General for a term commencing on 3 September 2015 and expiring on 31 December 2019, pursuant to Section 68 of the Constitution Act 1934.

By command,

ANTONIO PICCOLO, for Premier

PLN0036/15CS

Department of the Premier and Cabinet  
Adelaide, 3 September 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint, by Notice in the *Government Gazette* the people listed in the below Notice as Justices of the Peace for South Australia, upon the terms and conditions set out in the Notice, pursuant to Section 4 of the Justices of the Peace Act 2005:

NOTICE OF APPOINTMENT OF JUSTICES OF  
THE PEACE FOR SOUTH AUSTRALIA

*Pursuant to Section 4 of the Justices of the Peace Act 2005*

I, the Governor in Executive Council, hereby appoint the people listed as Justices of the Peace for South Australia for a period of ten years commencing from 3 September 2015 and expiring on 2 September 2025, it being a condition of appointment that the Justices of the Peace must take the oaths required of a Justice under the Oaths Act 1936 and return the oaths form to the Justice of the Peace Services within 3 months of the date of appointment:

Josephine Addleton  
Abdullahi Ali Ahmed  
Rebecca-Jeanne Louise Bottrill  
June Bunker  
Leah Ann Christopoulos  
Amilia Jane Dart  
Samuel Joseph Davis  
Carol Pamela Janet Dela Roza  
Cameron James Dennert  
Travis Antony Fatchen  
Tara Fatehi  
Shan Donna Fowler  
David Stefan Franchitto  
Lynette Jean Geerling  
Cynthia Elizabeth Louise Henderson  
Howard Henry Holdstock  
Elaine Margaret Hooper  
Mohammed Towhidul Islam  
Heather Joy Jensen  
Bradley Ian Langshaw  
Angela Lawson  
Felicity-Ann Lewis  
Kathryn Joy Liddiard  
Matthew Shane Lindner  
Ian Francis Marlow

Iole Meaden  
 Sonia Louise Miller  
 Travis James Munckton  
 Benjamin James Newell  
 Kay Elizabeth Nicholas  
 Christina Margaret Nicholls  
 Amelia Ellen Peacock  
 Arthur William Robert Price  
 Adam John Reilly  
 Helen Mary Ronson  
 Ruth Adela Sabou  
 Robin Claude Shaw  
 Roderick John Shire  
 Ricky James Stephen  
 Caleb James Sutherland  
 Michelle Louise Tatyzo  
 Brooke Emma Tinker-Casson  
 Roger John Trezona  
 Suzanne Sharon Vardon  
 Alison Michelle Vowles  
 Nola Joy Vranek  
 Nicola Renee Watson  
 Darren Bruce Webb  
 Stephen Francis Wharton  
 Anthony Ronald Worden

By command,

ANTONIO PICCOLO, for Premier

JP15/022CS

COMMUNITY HOUSING PROVIDERS (NATIONAL LAW)  
 (SOUTH AUSTRALIA) ACT 2013

NOTICE TO RECOGNISE TRANSFER OF UNDERTAKINGS OF  
 HOUSING CO-OPERATIVE TO CORRESPONDING ENTITY AND  
 TRANSFER INSTRUMENT

*Recognition of Corresponding Entity*

NOTICE is hereby given pursuant to Clause 15 (3) of Schedule 3 to the Community Housing Providers (National Law) (South Australia) Act 2013, that the Minister for Housing and Urban Development, the Hon. John Rau, recognises that the undertakings of the transitioning housing co-operatives identified below in Column A (Transitioning Housing Co-operative), are being taken over by the corresponding entity, Column B (Corresponding Entity) registered on the National Register of Community Housing Providers.

<b>Column A: Transitioning Housing Co-operative</b>	<b>Column B: Corresponding Entity</b>	<b>Column C: Registration Number</b>
Flinders Housing Co-operative	Flinders Housing Co-operative Incorporated	R4916150629
Salisbury Housing Co-operative Inc.	Salisbury Housing Co-operative Incorporated	R4915150304
ACACIA Housing Co-operative Inc.	ACACIA Housing Association Incorporated	R4930141114

Pursuant to Clause 15 (4) of Schedule 3 to the Community Housing Providers (National Law) (South Australia) Act 2013, that the Minister for Housing and Urban Development, the Hon. John Rau, upon request of the transitioning co-operatives listed under Column A (Transitioning Housing Co-operative), transfers all assets and liabilities of the transitioning co-operatives listed under Column A (Transitioning Housing Co-operative) to the entities listed under Column B (Corresponding entity).

*Dissolution of Existing Entities*

Subject to Clause 12 (a) of Schedule 3 to the Community Housing Providers (National Law) (South Australia) Act 2013, the co-operatives listed under Column A (Transitioning Housing Co-operative) under the South Australian Co-operative and Community Housing Act 1991, are hereby cancelled and the co-operatives dissolved.

Dated 1 September 2015.

M. PALUMBO, Director, Housing Strategy,  
 Renewal SA, Delegate for John Rau,  
 Minister for Housing and Urban  
 Development

DEVELOPMENT REGULATIONS 2008

RENEWING OUR STREETS AND SUBURBS STIMULUS PROGRAM

THE Renewing Our Streets and Suburbs Stimulus Program includes the following projects and programs, to which the provisions relating to approval by the State Co-ordinator General will apply under the Development Regulations 2008:

*Better Neighbourhoods Program*

The Better Neighbourhoods Program replaces small clusters of ageing South Australian Housing Trust dwellings in areas of high demand, which are close to transport and other services and provides tenant relocation opportunities for future development areas. The program is a self-funded and has a projected annual budget expenditure of \$40 million. The program is being delivered by Renewal SA on behalf of the South Australian Housing Trust.

*Dispersed and Small Cluster Sites*

This program replaces isolated and small clusters of ageing South Australian Housing Trust dwellings sites (typically double unit and detached dwellings) that pre-date 1968 with new social housing dwellings as well as a mix of new affordable purchase dwellings and open market purchase dwellings.

*Medium Density Sites*

This program will redevelop ageing medium density South Australian Housing Trust sites that typically comprise traditional low rise residential flat buildings that pre-date 1968 situated in the inner and middle rim of metropolitan Adelaide. These sites are generally located next to main roads and public transport routes and will be renovated or replaced with new contemporary dwellings to provide a greater mix of new social housing dwellings, new affordable purchase dwellings and open market purchase dwellings.

*Small-Scale Urban Renewal Sites*

This program relates to small-scale urban renewal of contiguous clusters of concentrated ageing South Australian Housing Trust dwellings (albeit of low densities) situated in the inner and middle rim of metropolitan Adelaide. The redevelopment of these areas will result in a greater mix of and diversity of new social housing dwellings dispersed with new affordable purchase and open market purchase dwellings.

*Medium-Scale Urban Renewal Sites*

This program relates to medium-scale urban renewal of a number of much larger clusters of concentrated ageing South Australian Housing Trust dwellings in the middle rim of metropolitan Adelaide. The comprehensive redevelopment of these areas will result in a greater urban amenity as well as a greater mix and diversity of new social housing dwellings dispersed with new affordable purchase and open market purchase dwellings.

*Community Housing Program*

Through this \$6 million annual program Community Housing Organisations work with Renewal SA to replace obsolete or poorly performing community housing dwellings.

Dated 14 August 2015.

JOHN RAU, Minister for Planning

DEVELOPMENT ACT 1993, SECTION 25 (17): CITY OF SALISBURY GLOBE DERBY PARK SURPLUS LANDS DEVELOPMENT PLAN AMENDMENT

*Preamble*

1. The Globe Derby Park Surplus Lands Development Plan Amendment (the Amendment) by the City of Salisbury has been finalised in accordance with the provisions of the Development Act 1993.

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

NOTICE

PURSUANT to Section 25 of the Development Act 1993, I:

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

Dated 25 August 2015.

JOHN RAU, Deputy Premier, Minister for Planning

FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE note that the notice made under Section 79 of the Fisheries Management Act 2007, dated 12 January 2015, and published in the *South Australian Government Gazette* dated 15 January 2015, on page 280, being the first notice on that page, referring to the West Coast Prawn Fishery, is hereby varied such that it will not be unlawful for a person fishing pursuant to a West Coast Prawn Fishery Licence to use prawn trawl nets in the waters specified in Schedule 1, under the conditions specified in Schedule 2, during the period specified in Schedule 3.

SCHEDULE 1

The waters of the West Coast Prawn Fishery adjacent to Coffin Bay, Ceduna and Venus Bay.

SCHEDULE 2

1. Each licence holder must ensure that a representative sample of the catch (a 'bucket count') is taken at least 3 times per night during the fishing activity.

2. Each 'bucket count' sample must be accurately weighed to 7 kg where possible and the total number of prawns contained in the bucket must be recorded on the daily catch and effort return.

3. Fishing must cease if one of the following limits is reached:

- (a) A total of 14 nights of fishing are completed;
- (b) The average catch per vessel, per night (for all three vessels) drops below 300 kg for two consecutive nights;
- (c) The average prawn 'bucket count' for all three vessels exceeds 240 prawns per bucket on any single fishing night in the Coffin Bay area; or
- (d) The average prawn 'bucket count' for all three vessels exceeds 240 prawns per bucket on any single fishing night in the Venus Bay area; or
- (e) The average prawn 'bucket count' for all three vessels exceeds 270 prawns per bucket on any single fishing night in the Ceduna area.

4. The fleet must nominate a licence holder to provide a daily update by telephone or SMS message to the PIRSA Fisheries Manager, to report the average prawn catch per vessel and the average prawn 'bucket count' information.

5. No fishing activity may be undertaken between the prescribed times of sunrise and sunset for Adelaide (as published in the *South Australian Government Gazette* pursuant to the requirements of the Proof of Sunrise and Sunset Act 1923) during the period specified in Schedule 3.

SCHEDULE 3

Commence at sunset on 5 September 2015 and end after the expiration of 30 minutes from sunrise on 21 September 2015.

Dated 26 August 2015.

B. MILIC, Prawn Fisheries Manager, Delegate of the Minister for Agriculture, Food and Fisheries

LAND ACQUISITION ACT 1969

(SECTION 16)

*Notice of Acquisition*

THE COMMISSIONER OF HIGHWAYS (the 'Authority'), 136 North Terrace, Adelaide, S.A. 5000, 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 1380 Main South Road, Clovelly Park, being the whole of Allotment 54 in Deposited Plan No. 35909 comprised in Certificate of Title Volume 6051, Folio 851, expressly excluding the free and unrestricted right(s) of way referred to in the said certificate of title.

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:

Carlene Russell,  
G.P.O. Box 1533,  
Adelaide, S.A. 5001  
Phone: (08) 7424 7031

Dated 31 August 2015.

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

A. J. BERRY, Manager, Real Estate Services,  
(Authorised Officer), Department of  
Planning, Transport and Infrastructure

DPTI 2010/22369/01

LAND ACQUISITION ACT 1969

(SECTION 16)

*Notice of Acquisition*

THE COMMISSIONER OF HIGHWAYS (the 'Authority'), 136 North Terrace, Adelaide, S.A. 5000, 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 9 Gum Terrace, Clovelly Park, being the whole of Allotment 250 in Deposited Plan No. 35759 comprised in Certificate of Title Volume 5134, Folio 826.

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:

Rocco Caruso,  
G.P.O. Box 1533,  
Adelaide, S.A. 5001  
Phone: (08) 7424 7014

Dated 31 August 2015.

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

A. J. BERRY, Manager, Real Estate Services,  
(Authorised Officer), Department of  
Planning, Transport and Infrastructure

DPTI 2010/22370/01

## MINING ACT 1971

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

Applicant: Western Areas Limited  
 Location: Lake Ifould Area—approximately 225 km north-west of Ceduna.  
 Term: 2 years  
 Area in km<sup>2</sup>: 936  
 Ref.: 2014/00253

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

J. MARTIN, Mining Registrar, Department of State Development

## MINING ACT 1971

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

Applicant: Teck Australia Pty Ltd, Variscan Mines Limited and Eaglehawk Geological Consulting Pty Ltd  
 Location: Kalkaroo Area—Approximately 80 km north-east of Olary.  
 Pastoral Leases: Mulyungarie, Mundi Mundi, Yarramba  
 Term: 2 years  
 Area in km<sup>2</sup>: 341  
 Ref.: 2015/00052

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

J. MARTIN, Mining Registrar, Department of State Development

## MINING ACT 1971

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

Applicant: Marmota Energy Limited  
 Location: Warrior Area—Approximately 90 km north-west of Tarcoola.  
 Pastoral Lease: Mulgathing  
 Term: 1 year  
 Area in km<sup>2</sup>: 435  
 Ref.: 2015/00062

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

J. MARTIN, Mining Registrar, Department of State Development

## MINING ACT 1971

NOTICE is hereby given in accordance with Section 35A (1) of the Mining Act 1971, that an application for a Mineral Lease over the undermentioned mineral claim has been received. Details of the proposal may be inspected at the Department of State Development, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide S.A. 5000:

Applicant: Tarcoola Gold Pty Ltd  
 Mineral Claim No.: MC 4376  
 Location: In Sections 1198, 1199, 1200, 1206, 1208, 1209, 1210 and 1219, Out of Hundreds (Tarcoola).  
 Area: 725.35 hectares  
 Purpose: Recovery of minerals (Gold and Silver).  
 Reference: T02986

A copy of the proposal can be found on the Department of State Development website:

[http://www.minerals.statedevelopment.sa.gov.au/public\\_notices/mining\\_proposals\\_open\\_for\\_public\\_comment](http://www.minerals.statedevelopment.sa.gov.au/public_notices/mining_proposals_open_for_public_comment).

Written submissions in relation to the granting of the mining lease are invited to be received at the Department of State Development, Mining Regulation, Attn: Business Support Officer, G.P.O. Box 320, Adelaide, S.A. 5001 no later than 8 October 2015.

Copies of all submissions will be forwarded to the applicant and may be made available for public inspection unless confidentiality is requested.

J. MARTIN, Mining Registrar, Department of State Development

## PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

*Suspension of Petroleum Exploration Licence—PEL 515*

PURSUANT to Section 90 of the Petroleum and Geothermal Energy Act 2000, notice is hereby given that the abovementioned Petroleum Exploration Licence has been suspended for the period from and including 26 September 2015 until 25 March 2016, under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 21 March 2012.

The expiry date of PEL 515 is now determined to be 6 May 2019.

Dated 25 August 2015.

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

## PLUMBERS, GAS FITTERS AND ELECTRICIANS ACT 1995

*Exemption*

TAKE notice that, pursuant to Section 29 of the Plumbers, Gas Fitters and Electricians Act 1995, ('the Act') I, Dini Soulio, Commissioner for Consumer Affairs, do hereby exempt Paul Michael Taliana (PGE 142487) from the requirement to hold an electrical workers registration under Section 13 of the Act in relation to the following work:

Disconnecting, reconnecting, replacing, fault-finding or repairing fixed-wired domestic electrical appliances.

This exemption is for a six month period commencing from the date below.

Dated 31 August 2015.

D. SOULIO, Commissioner for Consumer Affairs, Delegate for the Minister for Business Services and Consumers

Ref.: 601-15-00044

THE DISTRICT COURT OF SOUTH AUSTRALIA  
PORT AUGUSTA CIRCUIT COURT

Sheriff's Office, Adelaide, 8 September 2015

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

Tuesday, 8 September at 10 a.m. on the first day of the sittings the only business taken will be the arraignment of prisoners in gaol and the passing of sentences on prisoners in gaol committed for sentence; the surrender of prisoners on bail committed for sentence; the surrender of persons in response to *ex officio* informations or of persons on bail and committed for trial who have signified their intentions to plead guilty and the passing of sentences for all matters listed for disposition by the District Court.

Juries will be summoned for Tuesday, 8 September 2015 and persons will be tried on this and subsequent days of the sittings.

*Prisoners in H.M. Gaol and on bail for sentence and for trial at the sittings of the Port Augusta Courthouse, commencing Tuesday, 8 September 2015.*

		Low, Ricky	Aggravated assault; aggravated assault causing harm (4); aggravated threatening life; contravening intervention order	In gaol
		Mahomed, Trevor John	Arson; aggravated threaten to damage property	In gaol
		Males, Tuesday June and Noack, Simon Charles	Cultivating a commercial quantity of a controlled plants for sale	On bail On bail
		Maningo, Jade Beau	Aggravated drive dangerously to escape police pursuit (2); endanger life; drive or use motor vehicle without consent; theft	In gaol
		McCarthy, Tyson Wayne	Assault; causing harm with intent to cause harm; threatening life	In gaol
		McDonald, Ritchie Kym, Lambert, Corey James and Burk, Ruan Stephen	Aggravated serious criminal trespass in a place of residence; damaging property; aggravated assault (2)	On bail On bail
		Measey, Michael Messer, Tony Allan	Aggravated assault Endanger life; recklessly causing harm; assault causing harm	On bail In gaol
		M, D V	Persistent sexual exploitation of a child (2); gross indecency (2); indecent assault (5)	On bail
		Nash, Andrew Allan	Rape (2)	On bail
		O'Connor, Rodney James	Aggravated serious criminal trespass in a place of residence; aggravated causing harm	On bail
		Palmer, Timotheos Noel	Threaten to kill or endanger life; intentionally cause harm; rape (2); aggravated assault causing harm	In gaol
		Palmer, Timotheos Noel	Sell controlled drug	In gaol
		Parenzan, Michael George	Making a child amenable to sexual activity; disseminating child pornography	On bail
		Pozvek, Richard Pumani, Ken	Aggravated indecent assault (2) Aggravated assault; aggravated threaten to damage property	In gaol On bail
		Radford, Stephen John Leslie and Casserly, Edward	Aggravated serious criminal trespass in a place of residence; damaging property (2)	On bail On bail
		Ralph, Jason Thomas	Trespass in a place of residence; assault; damage property; aggravated act to cause serious harm	In gaol
		Richardson, Kurt Jon	Trafficking in a controlled drug	On bail
		Riddle, Allan Edwin	Trafficking in a controlled drug; cultivating a commercial quantity of controlled plants for sale; possessing prescribed equipment; possessing a firearm without a licence; possessing an unregistered firearm; failure to secure a firearm	On bail
		Riddle, Allan Edwin and Riley, Michelle Ritter, Andrew	Trafficking in a controlled drug Causing harm with intent to cause harm; causing serious harm with intent	On bail On bail In gaol
		Robinson, David Michael	Trafficking in a controlled drug (2)	In gaol
		R, K G Round, Nathan James	Unlawful sexual intercourse Possess child pornography; aggravated possess child pornography	On bail On bail
Barry, Chad Dean	Aggravated detain person for ransom or as hostage; assault; contravene a term of an intervention order	In gaol		
Boxall, David John	Cultivate a controlled plant; fail to keep firearm secure (3); non aggravated possess firearm without a licence	On bail		
Burnett, Kevin	Incite a child to commit an indecent act	On bail		
Bury, Cameron Christopher	Aggravated assault	On bail		
Coombe, Simon Geoffrey	Rape	On bail		
Cox, Matthew John	Trafficking in a controlled drug	On bail		
Drechsler, Corey Brian and Mackintosh, Tiffany Marie	Aggravated serious criminal trespass in a place of residence (2); aggravated assault (2); aggravated assault causing harm; theft	On bail		
Faull, Guy Nathan	Aggravated serious criminal trespass in a place of residence; assault; theft	On bail		
Gates, Luke John	Robbery	On bail		
Gigney, Joshua Bruce	Supplying a controlled drug to a child; unlawful sexual intercourse (2); procuring a child to engage in sexual activity	On bail		
Graves, Benjamin James	Indecent assault; rape	On bail		
Hallett, Steven Robert and Davies, Rebekkah	Aggravated making a child amenable to sexual activity; aggravated indecent assault; unlawful sexual intercourse (5); permit USI on premises	On bail On bail		
Hull, Gary	Rape (3)	In gaol		
Ireland, David	Trafficking in a controlled drug; unlawful possession	On bail		
James, Jaye Dean	Aggravated theft	On bail		
Johnson, Jonah Mathew Dominic	Persistent sexual exploitation of a child	On bail		
Lennon, Matthew Scott	Endangering life; assault occasioning actual bodily harm (2), aggravated assault causing harm (2); aggravated threatening life (2); rape (2); aggravated serious criminal trespass in a place of residence	On bail		
Lewis, Ricky	Aggravated assault; aggravated assault causing harm (4); aggravated threatening life; contravening intervention order	In gaol		

Sharpe, Adam Troy	Assault (2); assault causing harm; aggravated threaten to cause harm	In gaol	SECURITY AND INVESTIGATION INDUSTRY ACT 1995 <i>Exemption</i>
Skinner, Michael	Trafficking in a large commercial quantity of a controlled drug; cultivating a commercial quantity of controlled plants for sale; unlawful possession	On bail	TAKE notice that I, Dini Soulio, Commissioner for Consumer Affairs, as delegate for the Minister for Business Services and Consumers, pursuant to Section 33 of the Security and Investigation Industry Act 1995, hereby exempt Prosegur Technology Pty Limited (ACN 601 145 537), on the condition set out in Schedule 1, from compliance with Section 8 (3a).
Stanley-Sunman, Gregory Thomas	Aggravated possess child pornography	In gaol	SCHEDULE 1
Stubbs, Robert John	Unlawful sexual intercourse (3)	On bail	Exemption applies to Directors German Gut Revoredo and Miguel Angel Bandres Gutierrez only.
Sunman, Gregory Taylor, Bobbi Lee	Unlawful sexual intercourse Aggravated serious criminal trespass in a place of residence; aggravated assault	In gaol On bail	Dated 31 August 2015. D. SOULIO, Commissioner for Consumer Affairs, as Delegate for Minister for Business Services and Consumers
Toatoa, Graeme	Cultivate more than prescribed number of cannabis plants; possess prescribed equipment; fail to keep Class A or B firearm secure; possess unregistered firearm; possess and or use a firearm (3); fail to store; aggravated possess a silencer	On bail	<hr/> <hr/> SOUTH AUSTRALIA FIRE AND EMERGENCY SERVICES ACT 2005 <i>Assigning a Name to a South Australian State Emergency Service (SASES) Unit</i> NOTICE is hereby given pursuant to Part 5, Division 4, Section 116 (1) (b) of the South Australia Fire and Emergency Services Act 2005, that the Chief Officer: • changes the title of the Edinburgh Unit to be designated the title of Salisbury Unit. Effective 27 August 2015.
Van Liempt, Theodorus Lambertus	Aggravated indecent assault; aggravated communicating to make a child amenable to sexual activity	On bail	Dated 26 August 2015. C. J. BEATTIE, Chief Officer
Ware, Leroy James, Fortunato, Marc Luis, Newchurch, Steven Michael James and Sambo, Kaiden Arthur	Damaging property	In gaol In gaol In gaol	
Warrior, Joshua Simpson, Cassius Samuel and Austin, Leon Monty	Aggravated serious criminal trespass in a place of residence; aggravated assault	In gaol On bail On bail	
Welke, Robert Anthony	Rape	On bail	
Whitrod, Matthew David	Manufacturing a controlled drug for sale; possessing prescribed equipment with intent to manufacture a controlled drug; possess instructions for manufacture of a controlled drug	In gaol	
Williams, Neil	Aggravated kidnapping; aggravated threatening life	On bail	

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

By order of the Court,

M. A. STOKES, Sheriff

---

---

## ENVIRONMENT PROTECTION ACT 1993

*Revocation of Approval of Category B Containers*

I, ANDREA KAYE WOODS, Delegate of the Environment Protection Authority ('the Authority'), pursuant to Section 68 of the Environment Protection Act 1993 (SA) ('the Act') hereby revoke the approvals of the Classes of Category B Containers sold in South Australia as identified by reference to the following matters, which are described in the first 4 Columns of Schedule 1 of this Notice:

- (a) the product which each class of containers shall contain;
- (b) the size of the containers;
- (c) the type of containers;
- (d) the name of the holders of these approvals.

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

## SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Altenmunster	2 000	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Altenmunster	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Belle Veu Kriek	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Budvar	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Budvar	500	Can—Aluminium	Australasian Import Group Pty Ltd	Statewide Recycling
Budvar Dark	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Budvar Premium	300	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Cardens Apple	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Celt Bleddyn	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Celt Golden	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Celt Lager	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Charles Quint Gold	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Charles Quint Ruby Red	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Chimay Blue	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Chimay Grand Reserve	750	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Chimay Red	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Chimay White	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Churchill Ale	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Clausthaler	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Cuvee Des Trolls	250	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
DAB	660	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
DAB	1 000	Can—Aluminium	Australasian Import Group Pty Ltd	Statewide Recycling
DAB	500	Can—Aluminium	Australasian Import Group Pty Ltd	Statewide Recycling
DAB	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Delirium Tremens	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Duff Beer	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Duvel	750	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Duvel	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Ecusson Brut	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Ecusson Normandy Brut	750	Glass	Australasian Import Group Pty Ltd	Statewide Recycling

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Ecusson Premier	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Ecusson Rose	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Erdinger Alcohol Free	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Erdinger Alcohol Free	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Erdinger Champ	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Erdinger Dunkel	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Erdinger Hefe	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Erdinger Kristall	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Erdinger Oktoberfest	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Erdinger Pikantus	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Erdinger Wheat Beer Dark	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Erdinger Wheat Beer Kristall	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Erdinger Wheat Beer Pikantus	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Erdinger Wheat Beer with Fine Yeast	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Floris Apple	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Floris Fraise	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Floris Framboise	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Floris Kriek	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Floris Passie	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Gouden Carolus	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Grimbergen Dubble	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Hansa	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Kostritzer	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Krusovice	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Kwak	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
La Guillotine	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
LaChouffe	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
LaChouffe	750	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
McChouffe	750	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
McChouffe	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Mont Blanc Blanche	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Mont Blanc Blonde	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Mont Blanc Blonde	750	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Mont Blanc Verte	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Mont Blanc Verte	750	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Mystic Cherry	250	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Orval	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Ottakringer Dark	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Ottakringer Helles	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Ottakringer Helles	500	Can—Aluminium	Australasian Import Group Pty Ltd	Statewide Recycling
Ottarocker	500	Can—Aluminium	Australasian Import Group Pty Ltd	Statewide Recycling
Praga Lager	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Pride of Oxford	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Primus	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Rochefort 10	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Rochefort 8	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Schofferhofer Hefe	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Schofferhofer Kristall	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
St Helier Apple Cider 5%	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
St Helier Pear Cider 5%	1 000	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
St Helier Pear Cider 5%	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
St Helier Pear Raspberry & Lime 5%	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Tomos Watkin Blodwens Beer	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Tomos Watkin Old Style Bitter	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Tomos Watkin Pear Cider	568	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Tomos Watkin Premier Ale	500	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Tomos Watkins Taffy Apple	568	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Tongerlo Blond	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Tongerlo Brown	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Tongerlo Prior	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Walfried Cider	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Westmalle Triple	330	Glass	Australasian Import Group Pty Ltd	Statewide Recycling
Rauch Premium ACE	200	Glass	Bruno Distributors Pty Ltd	Statewide Recycling
Rauch Premium Ananas Pineapple	200	Glass	Bruno Distributors Pty Ltd	Statewide Recycling
Rauch Premium Apple Juice	200	Glass	Bruno Distributors Pty Ltd	Statewide Recycling
Rauch Premium Birne Pear	200	Glass	Bruno Distributors Pty Ltd	Statewide Recycling
Rauch Premium Marille Apricot	200	Glass	Bruno Distributors Pty Ltd	Statewide Recycling
Rauch Premium Orange with Pulp	200	Glass	Bruno Distributors Pty Ltd	Statewide Recycling
Rauch Premium Peach	200	Glass	Bruno Distributors Pty Ltd	Statewide Recycling
Cranky Cow Lactose Free Real Milk Real Oats Liquid Breakfast Real Cocoa	275	PET	Capital Food Group Australia Pty Ltd	Statewide Recycling
Cranky Cow Lactose Free Real Milk Real Oats Liquid Breakfast Vanilla Malt	275	PET	Capital Food Group Australia Pty Ltd	Statewide Recycling
Parchem Pure Spring Water	600	PET	Expotrade Australia Pty Ltd	Statewide Recycling
Aquarius	2 000	PET	GIST Australia	Statewide Recycling
Aquarius Sports Drink	500	PET	GIST Australia	Statewide Recycling
Asahi Juroku Cha Tea	500	PET	GIST Australia	Statewide Recycling
Black	500	PET	GIST Australia	Statewide Recycling
Boss	190	Can—Aluminium	GIST Australia	Statewide Recycling
Budo Konnyaku	250	LPB—Aseptic	GIST Australia	Statewide Recycling
Fanta FuruFuru Shaker Grape	190	Can—Aluminium	GIST Australia	Statewide Recycling
Fanta Momimomi Frozen Grape	340	PET	GIST Australia	Statewide Recycling
Fanta Momimomi Frozen Lemon	340	PET	GIST Australia	Statewide Recycling
Georgia	190	Can—Aluminium	GIST Australia	Statewide Recycling
GoGo No Kocha Milk	500	PET	GIST Australia	Statewide Recycling
Kirin Gogo No Kocha Lemon Tea	500	PET	GIST Australia	Statewide Recycling
Kirin Gogo No Kocha Straight Tea	500	PET	GIST Australia	Statewide Recycling
Kirin Shin Namacha Tea	500	PET	GIST Australia	Statewide Recycling
Mineral Mugicha	500	PET	GIST Australia	Statewide Recycling
Mt Fuji Vanadium Natural Water	500	PET	GIST Australia	Statewide Recycling
Nama Cha	2 000	PET	GIST Australia	Statewide Recycling

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Natchani Apple	500	PET	GIST Australia	Statewide Recycling
Oronamin C	100	Glass	GIST Australia	Statewide Recycling
Ramune	200	Glass	GIST Australia	Statewide Recycling
Ringo Konnyaku	250	LPB—Aseptic	GIST Australia	Statewide Recycling
Sokenbi Cha Tea	500	PET	GIST Australia	Statewide Recycling
Suntry Dakara Sports Drink	500	PET	GIST Australia	Statewide Recycling
Suntry Jasmin Tea	500	PET	GIST Australia	Statewide Recycling
Suntry Nacchan Orange	500	PET	GIST Australia	Statewide Recycling
Suntry Oolong Tea	500	PET	GIST Australia	Statewide Recycling
Ume Cooler	500	PET	GIST Australia	Statewide Recycling
Yuzu Lemon	500	PET	GIST Australia	Statewide Recycling
Maxs Muscle Bomb Chocolate Blast	250	LPB—Aseptic	Hi Performance Health trading as AminoActive Australia	Statewide Recycling
Maxs Muscle Bomb Cookies N Cream	250	LPB—Aseptic	Hi Performance Health trading as AminoActive Australia	Statewide Recycling
Impra Ice Tea Black Tea Apple Light	600	PET	Imperial Tea Exports (PVT) LTD	Statewide Recycling
Impra Ice Tea Green Tea Jasmine No Sugar	600	PET	Imperial Tea Exports (PVT) LTD	Statewide Recycling
Impra Ice Tea Green Tea Lemon Light	600	PET	Imperial Tea Exports (PVT) LTD	Statewide Recycling
Aqua Source Natural Spring Water	350	PET	Impulse Products Pty Ltd	Statewide Recycling
Aqua Source Natural Spring Water	750	PET	Impulse Products Pty Ltd	Statewide Recycling
Aqua Source Natural Spring Water	1 500	PET	Impulse Products Pty Ltd	Statewide Recycling
Aqua Source Natural Spring Water	600	PET	Impulse Products Pty Ltd	Statewide Recycling
Aqua Source Natural Spring Water	600	PET	Impulse Products Pty Ltd	Statewide Recycling
Burst Soda Cola	350	PET	Impulse Products Pty Ltd	Statewide Recycling
Burst Soda Lemonade	350	PET	Impulse Products Pty Ltd	Statewide Recycling
Burst Soda Lime	350	PET	Impulse Products Pty Ltd	Statewide Recycling
Burst Soda Orange	350	PET	Impulse Products Pty Ltd	Statewide Recycling
Burst Soda Pineapple	350	PET	Impulse Products Pty Ltd	Statewide Recycling
Burst Soda Raspberry	350	PET	Impulse Products Pty Ltd	Statewide Recycling
Hawaiian Springs Natural Artesian Water	330	PET	Impulse Products Pty Ltd	Statewide Recycling
Hawaiian Springs Natural Artesian Water	500	PET	Impulse Products Pty Ltd	Statewide Recycling
Hawaiian Springs Natural Artesian Water	1 000	PET	Impulse Products Pty Ltd	Statewide Recycling
L & P Lemon & Paeroa	330	Glass	Impulse Products Pty Ltd	Statewide Recycling
L & P Lemon & Paeroa	600	PET	Impulse Products Pty Ltd	Statewide Recycling
New Zealand Eternal Artesian Water Silica Rich	600	PET	Impulse Products Pty Ltd	Statewide Recycling
New Zealand Eternal Artesian Water Silica Rich	1 500	PET	Impulse Products Pty Ltd	Statewide Recycling
Santa Lucia Sparkling Mineral Water	750	Glass	Impulse Products Pty Ltd	Statewide Recycling
Santa Lucia Still Mineral Water	750	Glass	Impulse Products Pty Ltd	Statewide Recycling
Water	300	PET	Impulse Products Pty Ltd	Statewide Recycling
Sapporo	330	Glass	JFC Australia Co Pty Ltd	Statewide Recycling
Gloria Jeans Iced Chocolate	355	Bottle—Aluminium	Jireh International Warehouse & Distribution P/L	Statewide Recycling
Gloria Jeans Iced Coffee Caffe Latte	355	Bottle—Aluminium	Jireh International Warehouse & Distribution P/L	Statewide Recycling
Gloria Jeans Iced Coffee Double Espresso	355	Bottle—Aluminium	Jireh International Warehouse & Distribution P/L	Statewide Recycling
Gloria Jeans Iced Coffee Mocha	355	Bottle—Aluminium	Jireh International Warehouse & Distribution P/L	Statewide Recycling
Sustagen Banana	250	LPB—Aseptic	Novartis Consumer Health Australasia Pty Ltd	Statewide Recycling
Sustagen Dutch Choc	250	LPB—Aseptic	Novartis Consumer Health Australasia Pty Ltd	Statewide Recycling
Sustagen Mega Choc	250	LPB—Aseptic	Novartis Consumer Health Australasia Pty Ltd	Statewide Recycling
Sustagen Mocha Choc	250	LPB—Aseptic	Novartis Consumer Health Australasia Pty Ltd	Statewide Recycling
Sustagen Vanilla	250	LPB—Aseptic	Novartis Consumer Health Australasia Pty Ltd	Statewide Recycling
Plateau Spring Water	1 500	Plastic	PFD Food Services	Statewide Recycling
Plateau Spring Water	600	Plastic	PFD Food Services	Statewide Recycling
Kiss Apple	300	Glass	Premier Beverages	Statewide Recycling
Kiss Cranberry	300	Glass	Premier Beverages	Statewide Recycling
Kiss Lemon	300	Glass	Premier Beverages	Statewide Recycling
Kiss Strawberry	300	Glass	Premier Beverages	Statewide Recycling
Island Pure Kangaroo Island Rainwater	600	PET	Purest Kangaroo Island Rainwater	Statewide Recycling
Purest Kangaroo Island Rainwater	600	PET	Purest Kangaroo Island Rainwater	Statewide Recycling
Purest Kangaroo Island Rainwater	1 500	PET	Purest Kangaroo Island Rainwater	Statewide Recycling

## ENVIRONMENT PROTECTION ACT 1993

*Approval of Category B Containers*

I, ANDREA KAYE WOODS, Team Leader, Container Deposit Legislation and Delegate of the Environment Protection Authority ('the Authority'), pursuant to Section 68 of the Environment Protection Act, 1993 (SA) ('the Act') hereby:

*Approval of Category B Containers:*

Approve as Category B Containers, subject to the conditions in subclauses 1, 2, 3 and 4 below, each of the Classes of containers identified by reference to the following matters described in the first 4 Columns of Schedule 1 of this Notice which are sold in South Australia:

- (a) the product which each class of containers shall contain;
- (b) the size of the containers;
- (c) the type of containers;
- (d) the name of the holders of these approvals.

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

## SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
ION Supply Pocari Sweat	330	Can—Aluminium	Asian Food Wholesalers	Statewide Recycling
ION Supply Pocari Sweat	500	PET	Asian Food Wholesalers	Statewide Recycling
Teh Kotak Jasmine	300	LPB—Aseptic	Asian Food Wholesalers	Statewide Recycling
Tehbotol Jasmine Tea	1 000	LPB—Aseptic	Asian Food Wholesalers	Statewide Recycling
Tehbotol Jasmine Tea Less Sugar	450	PET	Asian Food Wholesalers	Statewide Recycling
Hawkers IPA	330	Glass	Australian Brewers Guild Pty Ltd	Marine Stores Ltd
Hawkers Pale Ale	330	Glass	Australian Brewers Guild Pty Ltd	Marine Stores Ltd
Hawkers Pilsner	330	Glass	Australian Brewers Guild Pty Ltd	Marine Stores Ltd
Hawkers Saison	330	Glass	Australian Brewers Guild Pty Ltd	Marine Stores Ltd
Blue Monkey Coconut Water	330	Can—Aluminium	Australian Pure Fruits Pty Ltd	Marine Stores Ltd
Blue Monkey Coconut Water	520	Can—Aluminium	Australian Pure Fruits Pty Ltd	Marine Stores Ltd
Blue Monkey Organic Coconut Water	500	LPB—Aseptic	Australian Pure Fruits Pty Ltd	Marine Stores Ltd
Big Shed Brewing Co Californicator West Coast IPA	330	Glass	Big Shed Brewing Concern	Marine Stores Ltd
Big Shed Brewing Co F Yeah American Pale Ale	330	Glass	Big Shed Brewing Concern	Marine Stores Ltd
Big Shed Brewing Co Frankenbrown American Brown Ale	330	Glass	Big Shed Brewing Concern	Marine Stores Ltd
Gekkeikan Sake	720	Glass	Brown Forman Australia Pty Ltd	Statewide Recycling
Carlton Dry	330	Can—Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Crown Golden Ale	330	Can—Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Crown Lager	330	Can—Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Fosters Classic	375	Can—Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Great Northern Brewing Co Original	330	Glass	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Great Northern Brewing Co Original	330	Can—Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Great Northern Brewing Co Original	375	Can—Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Great Northern Brewing Co Super Crisp Lager	330	Glass	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Great Northern Brewing Co Super Crisp Lager	375	Can—Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Great Northern Brewing Co Super Crisp Lager	330	Can—Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Kopparberg With Elderflower & Lime	330	Can—Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Matilda Bay Lazy Yak Australian Pale Ale	345	Glass	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Matilda Bay The Ducks Australian Pale Ale	345	Glass	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Mercury Hard Cider	375	Can—Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Peroni Nastro Azzurro	250	Glass	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Pure Blond Ultra Low Carb Lager	375	Can—Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Pure Blond Ultra Low Carb Lager	355	Glass	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Pure Blond Ultra Low Carb Lager	700	Glass	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Redds Apple Ale	330	Can—Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Redds Apple Ale	330	Glass	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Snow Premium Lager	500	Glass	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Strongbow Lower Carb Cider	375	Can—Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Strongbow One 3.5%	375	Can—Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Strongbow One 3.5%	355	Glass	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Victoria Bitter	330	Can—Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Barista Bros Double Espresso Iced Coffee	500	PET	Coca Cola Amatil (Aust) Pty Ltd	Statewide Recycling
Carling Lager	500	Can—Aluminium	Coca Cola Amatil (Aust) Pty Ltd	Statewide Recycling
Fanta Raspberry Flavour	390	PET	Coca Cola Amatil (Aust) Pty Ltd	Statewide Recycling
Kirks Surprises Enchanted Fruits	1 250	PET	Coca Cola Amatil (Aust) Pty Ltd	Statewide Recycling
Mount Franklin McGrath Pure Australian Spring Water	600	PET	Coca Cola Amatil (Aust) Pty Ltd	Statewide Recycling
Asabiraki Suijin Junmai Sake	720	Glass	Daiwa Food Corporation Pty Ltd	Statewide Recycling
Choya Umeshu Classic Fruit Liqueur	650	Glass	Daiwa Food Corporation Pty Ltd	Statewide Recycling
Choya Yume Grape Wine	750	Glass	Daiwa Food Corporation Pty Ltd	Statewide Recycling
Hamada Syuzou Shochu Kaido	720	Glass	Daiwa Food Corporation Pty Ltd	Statewide Recycling
Kakushigura Japanese Barley Shochu	720	Glass	Daiwa Food Corporation Pty Ltd	Statewide Recycling
Kizakura Yamahai Jikomi	720	Glass	Daiwa Food Corporation Pty Ltd	Statewide Recycling
Kurouma Chokichoza Barley Shochu	720	Glass	Daiwa Food Corporation Pty Ltd	Statewide Recycling
Rihaku Blue Purity Junmai Sake	300	Glass	Daiwa Food Corporation Pty Ltd	Statewide Recycling
Satsumano Daichi Sweet Potato Shochu	720	Glass	Daiwa Food Corporation Pty Ltd	Statewide Recycling
Seikyo Junmai Ginjo Omachi	720	Glass	Daiwa Food Corporation Pty Ltd	Statewide Recycling
Shiro No Takumi Rice Shochu	720	Glass	Daiwa Food Corporation Pty Ltd	Statewide Recycling
Captain Morgan & Cola 3.5%	375	Can—Aluminium	Diageo Australia Pty Ltd	Statewide Recycling
Smirnoff Ice Double Black	300	Glass	Diageo Australia Pty Ltd	Statewide Recycling
Smirnoff Ice Double Black Vodka Citrus Mixed Drink	375	Can—Aluminium	Diageo Australia Pty Ltd	Statewide Recycling
F88	250	Can—Aluminium	Direct Brand Distributors	Marine Stores Ltd
Fentimans Cherry Tree Cola	275	Glass	Direct Brand Distributors	Marine Stores Ltd
Fentimans Curiosity Cola	125	Glass	Direct Brand Distributors	Marine Stores Ltd
Fentimans Curiosity Cola	275	Glass	Direct Brand Distributors	Marine Stores Ltd
Fentimans Dandelion & Burlock	275	Glass	Direct Brand Distributors	Marine Stores Ltd
Fentimans Ginger Ale	125	Glass	Direct Brand Distributors	Marine Stores Ltd
Fentimans Ginger Beer	125	Glass	Direct Brand Distributors	Marine Stores Ltd
Fentimans Ginger Beer	275	Glass	Direct Brand Distributors	Marine Stores Ltd
Fentimans Herbal Tonic Water	125	Glass	Direct Brand Distributors	Marine Stores Ltd

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Fentimans Light Tonic Water	125	Glass	Direct Brand Distributors	Marine Stores Ltd
Fentimans Mandarin & Seville Orange	275	Glass	Direct Brand Distributors	Marine Stores Ltd
Fentimans Rose Lemonade	125	Glass	Direct Brand Distributors	Marine Stores Ltd
Fentimans Rose Lemonade	275	Glass	Direct Brand Distributors	Marine Stores Ltd
Fentimans Tonic Water	125	Glass	Direct Brand Distributors	Marine Stores Ltd
Fentimans Tonic Water	200	Glass	Direct Brand Distributors	Marine Stores Ltd
Fentimans Victorian Lemonade	275	Glass	Direct Brand Distributors	Marine Stores Ltd
Phoenix Beer	330	Glass	Direct Brand Distributors	Marine Stores Ltd
Phoenix Beer	660	Glass	Direct Brand Distributors	Marine Stores Ltd
Phoenix Beer	330	Can—Aluminium	Direct Brand Distributors	Marine Stores Ltd
Thai Coco Coconut Milk Banana	280	Glass	Global Food Distributors Pty Ltd	Statewide Recycling
Thai Coco Coconut Milk Chocolate	280	Glass	Global Food Distributors Pty Ltd	Statewide Recycling
Thai Coco Coconut Milk Coffee	280	Glass	Global Food Distributors Pty Ltd	Statewide Recycling
Thai Coco Coconut Milk Mango	280	Glass	Global Food Distributors Pty Ltd	Statewide Recycling
Thai Coco Coconut Milk Strawberry Banana	280	Glass	Global Food Distributors Pty Ltd	Statewide Recycling
H2COCO Coco Espresso Full Shot Of Coffee	330	LPB—Aseptic	H2Coco Pty Ltd	Statewide Recycling
Jachmann Pink Lady Small Batch Apple Cider	330	Glass	Jachmann Apple Co Pty Ltd	Marine Stores Ltd
Brekkie Nudie Banana Vanilla Apple Coconut Yoghurt & Oats	250	PET	Nudie Foods Pty Ltd	Statewide Recycling
Brekkie Nudie Berries Banana Pear Yoghurt & Oats	250	PET	Nudie Foods Pty Ltd	Statewide Recycling
Super Nudie Refresh Watermelon Pineapple Mint Aloe Vera & More	250	PET	Nudie Foods Pty Ltd	Statewide Recycling
Harvey Fresh Apple & Blackcurrant	250	PET	Parmalat Australia Pty Ltd	Statewide Recycling
Harvey Fresh Apple & Blackcurrant Juice	250	LPB—Aseptic	Parmalat Australia Pty Ltd	Statewide Recycling
Harvey Fresh Apple & Blackcurrant Juice	450	PET	Parmalat Australia Pty Ltd	Statewide Recycling
Harvey Fresh Apple Juice	250	PET	Parmalat Australia Pty Ltd	Statewide Recycling
Harvey Fresh Apple Juice	250	LPB—Aseptic	Parmalat Australia Pty Ltd	Statewide Recycling
Harvey Fresh Apple Juice	110	HDPE	Parmalat Australia Pty Ltd	Statewide Recycling
Harvey Fresh Apple Juice	450	PET	Parmalat Australia Pty Ltd	Statewide Recycling
Harvey Fresh Mango Gold	450	PET	Parmalat Australia Pty Ltd	Statewide Recycling
Harvey Fresh Mango Gold	2 000	HDPE	Parmalat Australia Pty Ltd	Statewide Recycling
Harvey Fresh Orange Juice	110	HDPE	Parmalat Australia Pty Ltd	Statewide Recycling
Harvey Fresh Orange Juice	250	PET	Parmalat Australia Pty Ltd	Statewide Recycling
Harvey Fresh Orange Juice	450	PET	Parmalat Australia Pty Ltd	Statewide Recycling
Harvey Fresh Orange Juice	250	LPB—Aseptic	Parmalat Australia Pty Ltd	Statewide Recycling
Harvey Fresh Pineapple Juice	450	PET	Parmalat Australia Pty Ltd	Statewide Recycling
Ice Break Extra Shot Real Coffee Ice Cold	500	HDPE	Parmalat Australia Pty Ltd	Statewide Recycling
Ice Break Extra Shot Real Coffee Ice Cold	750	HDPE	Parmalat Australia Pty Ltd	Statewide Recycling
Ice Break Refuel Real Coffee Ice Cold	500	HDPE	Parmalat Australia Pty Ltd	Statewide Recycling
Oak Banana	600	LPB—Gable Top	Parmalat Australia Pty Ltd	Statewide Recycling
Oak Chocolate	300	HDPE	Parmalat Australia Pty Ltd	Statewide Recycling
Oak Cookies & Cream	600	LPB—Gable Top	Parmalat Australia Pty Ltd	Statewide Recycling
Oak Iced Coffee	300	HDPE	Parmalat Australia Pty Ltd	Statewide Recycling
Oak Light Banana	300	LPB—Gable Top	Parmalat Australia Pty Ltd	Statewide Recycling
Oak Strawberry	300	HDPE	Parmalat Australia Pty Ltd	Statewide Recycling
Oak The Max Cool Choc Mint	600	LPB—Gable Top	Parmalat Australia Pty Ltd	Statewide Recycling
Oak The Max Molten Caramel	600	LPB—Gable Top	Parmalat Australia Pty Ltd	Statewide Recycling
Oak Vanilla Malt	300	HDPE	Parmalat Australia Pty Ltd	Statewide Recycling
Cocofuel Coconut Water	500	LPB—Aseptic	Simply Fresh Distributors	Marine Stores Ltd
Majestic Hotels We Dare To Care For Our Local Community Spring Water	600	PET	Springwater Beverages Pty Ltd	Statewide Recycling
Go Shu Blue	300	Glass	Sun Masamune Pty Ltd	Marine Stores Ltd
Go Shu Blue	720	Glass	Sun Masamune Pty Ltd	Marine Stores Ltd
Go Shu Daiginjo	740	Glass	Sun Masamune Pty Ltd	Marine Stores Ltd
Go Shu Green Classic	740	Glass	Sun Masamune Pty Ltd	Marine Stores Ltd
Go Shu Green Classic	360	Glass	Sun Masamune Pty Ltd	Marine Stores Ltd
Go Shu Juku	740	Glass	Sun Masamune Pty Ltd	Marine Stores Ltd
Go Shu Nama	360	Glass	Sun Masamune Pty Ltd	Marine Stores Ltd
Go Shu Nama	740	Glass	Sun Masamune Pty Ltd	Marine Stores Ltd
Go Shu Plum Wine	720	Glass	Sun Masamune Pty Ltd	Marine Stores Ltd
Go Shu Plum Wine	300	Glass	Sun Masamune Pty Ltd	Marine Stores Ltd
Mexican Coca Cola	355	Glass	Ten Acre Trading	Statewide Recycling
OKF Aloe Vera King Mango	500	Can—Aluminium	Ten Acre Trading	Statewide Recycling
Seva Maple Water	330	LPB—Aseptic	Ten Acre Trading	Statewide Recycling
Strangelove Lemon Squash	275	Glass	Ten Acre Trading	Statewide Recycling
The Hills Cider Company Hop Edition	330	Glass	The Hills Cider Company Pty Ltd	Marine Stores Ltd
Lurisia Bolle Still Natural Mineral Water	1 500	PET	Tony & Marks	Statewide Recycling
Lurisia Unico	200	Glass	Tony & Marks	Statewide Recycling

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Angostura Blood Orange & Bitters	330	Glass	Tru Blu Beverages Pty Limited	Flagcan Distributors
Angostura Ginger Lime & Bitters	330	Glass	Tru Blu Beverages Pty Limited	Flagcan Distributors
Angostura Lemon Lime & Bitters	330	Glass	Tru Blu Beverages Pty Limited	Flagcan Distributors
Angostura Soda Lime & Bitters	330	Glass	Tru Blu Beverages Pty Limited	Flagcan Distributors
Regal Cola	375	Can—Aluminium	Tru Blu Beverages Pty Limited	Flagcan Distributors
Regal Diet Cola	375	Can—Aluminium	Tru Blu Beverages Pty Limited	Flagcan Distributors
Regal Diet Orangee	375	Can—Aluminium	Tru Blu Beverages Pty Limited	Flagcan Distributors
Regal Fizzi Diet Lemonade	375	Can—Aluminium	Tru Blu Beverages Pty Limited	Flagcan Distributors
Regal Fizzi Lemonade	375	Can—Aluminium	Tru Blu Beverages Pty Limited	Flagcan Distributors
Regal Jump Diet Sparkling Lemon Drink	375	Can—Aluminium	Tru Blu Beverages Pty Limited	Flagcan Distributors
Regal Jump Sparkling Lemon Drink	375	Can—Aluminium	Tru Blu Beverages Pty Limited	Flagcan Distributors
Regal Orangee	375	Can—Aluminium	Tru Blu Beverages Pty Limited	Flagcan Distributors

## HOUSING IMPROVEMENT ACT 1940

*Rent Control*

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

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published	Maximum rental per week payable in respect of each house \$
		Volume	Folio		
49 High Street, Glenelg	Allotment 85 in Filed Plan 6534, Hundred of Noarlunga	CT5099	585	28.4.05, page 1012	Room 1 and 2 \$144 Room 3 and 4 \$160 Room 5 \$165

Dated at Adelaide, 3 September 2015.

P. REARDON, Director, Property and Contract Management, Housing SA (Delegate SAHT)

South Australia

## Liquor Licensing (Dry Areas) Notice 2015

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

### 1—Short title

This notice may be cited as the *Liquor Licensing (Dry Areas) Notice 2015*.

### 2—Commencement

This notice comes into operation on 20 November 2015.

### 3—Interpretation

(1) In this notice—

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

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

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

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

## **Schedule 1—Middleton Area 1**

### **1—Extent of prohibition**

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

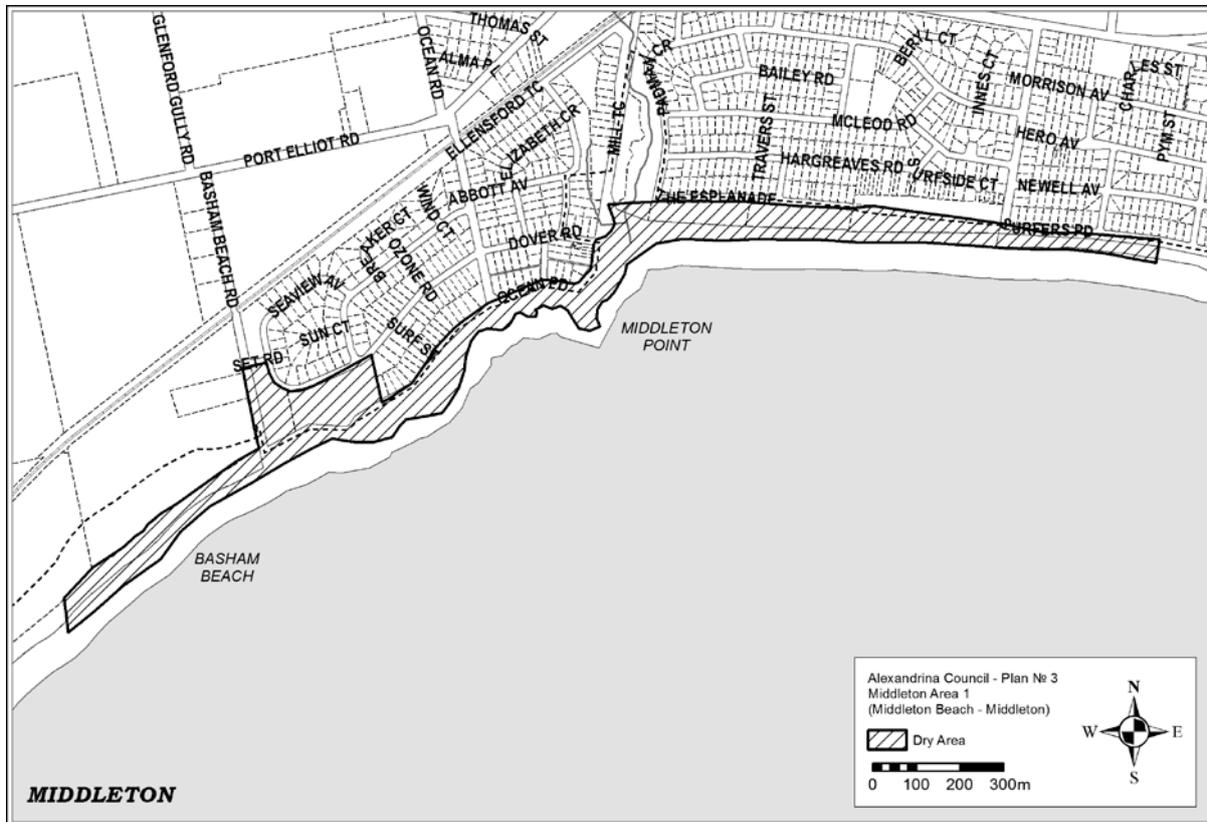
### **2—Period of prohibition**

The prohibition applies during the following periods:

- (a) from 8 am on 20 November 2015 to 10 am on 23 November 2015;
- (b) from 6 pm on 30 December 2015 to 6 am on 2 January 2016.

### **3—Description of area**

The area in and adjacent to Middleton bounded as follows: commencing at the point at which the prolongation in a straight line of the western boundary of Basham Beach Road intersects the high water mark of Encounter Bay, then north-westerly along that prolongation and boundary to the point at which it is intersected by the prolongation in a straight line of the southern boundary of Set Road, then north-easterly along that prolongation and boundary of Set Road to the western boundary of Seaview Avenue, then generally south-easterly and north-easterly along that boundary of Seaview Avenue to the point at which it meets the eastern boundary of Lot 101 DP 10654, then south-easterly along that boundary of Lot 101 to the south-western corner of Lot 19 DP 3145, then generally north-easterly along the south-eastern boundary of Lot 19, the south-eastern boundaries of the adjoining Lots and the northern boundary of Ocean Parade to the south-eastern corner of Lot 133 FP 166507, then generally north-easterly and northerly along the easternmost boundaries of Lot 133 and the adjoining Lots (including the eastern boundary of Dover Road) to the north-eastern corner of Lot 39 DP 3262, then in a straight line by the shortest route to the north-western corner of Lot 160 DP 9417, then easterly along the southern boundary of the Esplanade to the western boundary of Lot 3 DP 13398, then northerly, easterly and southerly along the western, northern and eastern boundaries of that Lot to its south-eastern corner, then along the northern boundary of Section 345, Hundred of Goolwa, (the southern boundary of Surfer's Parade) to the point at which it is intersected by the prolongation in a straight line of the eastern boundary of Lot 39 DP 6156, then along that prolongation to the point at which it intersects the high water mark of Encounter Bay, then generally westerly and south-westerly along the high water mark to the point of commencement.



**Made by the Liquor and Gambling Commissioner**

On 31 August 2015

South Australia

## **Motor Vehicles (Conditional Registration—Recognition of Motor Vehicle Clubs) Notice 2015**

under the *Motor Vehicles Act 1959*

### **1—Short title**

This notice may be cited as the *Motor Vehicles (Conditional Registration—Recognition of Motor Vehicle Clubs) Notice 2015*.

### **2—Commencement**

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

### **3—Interpretation**

In this notice—

*Act* means the *Motor Vehicles Act 1959*;

*Code of Practice* means the ‘Code of Practice for Historic Vehicles, Prescribed Left Hand Drive Vehicles and Street Rod Vehicles’ published by the Department of Planning, Transport and Infrastructure;

*Conditional Registration Scheme* or *Scheme* means the scheme for conditional registration of historic, prescribed left hand drive and street rod motor vehicles under section 25 of the Act and regulations 15 and 16 of the Motor Vehicles Regulations 2010;

*Federation* means the Federation of Historic Motoring Clubs Inc;

*MR334 form* means an ‘Approval for Conditional Registration of a Historic, Prescribed Left Hand Drive or Street Rod Vehicle MR334 Form’;

*Registrar* means the Registrar of Motor Vehicles;

*Regulations* means the Motor Vehicles Regulations 2010.

### **4—Recognition of motor vehicles clubs**

The motor vehicle clubs specified in Schedule 1 are, subject to the conditions set out in clause 5, recognised for the purposes of regulation 16 of the Regulations.

### **5—Conditions of recognition**

A motor vehicle club specified in Schedule 1 must comply with the following conditions:

- (a) the club must maintain a constitution approved by the Registrar;

- (b) the club must nominate and have members authorised by the Registrar (*authorised persons*) to approve motor vehicles for registration under the Scheme; to inspect members' vehicles; and to issue prescribed log books to club members for each of their vehicles to record vehicle use;
- (c) the club must obtain from each member before the end of each year a statutory declaration made by the member verifying the eligibility of their motor vehicle to be registered under section 25 of the Act for the Scheme and detailing any modifications made to the vehicle during that year;
- (d) the club's authorised persons must undertake inspections of members' motor vehicles and ensure that the vehicles are eligible, in keeping with the requirements in regulations 15 and 16 of the Regulations and the criteria set out in the Code of Practice, to be registered under section 25 of the Act—
  - (i) on entry to the Conditional Registration Scheme;
  - (ii) when requested to do so by the Registrar;
  - (iii) when members' annual statutory declarations disclose that their vehicles have been modified since the entry inspection and/or previous inspection;
  - (iv) periodically at least once every 3 years;
- (e) the club's authorised persons must validate a member's log book annually and must not do so unless a member's statutory declaration has been received for the purposes of paragraph (c) and the relevant vehicle inspection requirements of paragraph (d) have been met;
- (f) the club must cancel a member's log book when a member resigns, must record all approved variations to a vehicle's condition in a member's log book for that vehicle, must ensure that a statutory declaration is provided when a member's log book is lost or destroyed and must forward copies of log book return sheets to the Federation annually;
- (g) the club must create and maintain records detailing all its financial members, its authorised persons, all members' motor vehicles for which a MR334 form has been issued, all motor vehicle inspections undertaken for the purposes of paragraph (d), all statutory declarations received and log books issued;
- (h) the club must keep records for a period of 5 years from the date of the document and these records include all duplicate MR334 forms, all records of motor vehicle inspections undertaken in accordance with paragraph (d), all statutory declarations provided by members for the purposes of paragraphs (c) and (f), all log books issued by reference to their serial number, the member's name and the vehicle for which it was issued, all copy exemption documents issued to members for their motor vehicles in accordance with section 163AA of the *Road Traffic Act 1961* and to make all such records available for inspection or provide copies of the records at the request of the Registrar for audit purposes;
- (i) the club must ensure, as far as practicable, that all members comply with the Code of Practice and all members' motor vehicles continue to meet the eligibility requirements set out in the Regulations and Code of Practice;

- (j) the club, as far as practicable, must report to the Registrar or the Federation details of members and motor vehicles not complying with the conditions and criteria set out in the Code of Practice for the Scheme;
- (k) the club must provide to the Registrar, within 2 months after the end of the club's financial year, an annual report detailing members from that financial year with vehicles registered under the Scheme who are no longer financial members of the club;
- (l) the club must notify the Registrar within 14 days on official club letterhead of resolution to cease operation as a club and must provide the club records specified in paragraph (h) to the Registrar within 7 days of its dissolution.

**Note—**

Under regulation 16(3)(c) of the *Motor Vehicles Regulations 2010*, the Registrar may, by notice in the Gazette, withdraw the recognition of a motor vehicle club if satisfied that the club has contravened or failed to comply with a condition applying to its recognition by the Registrar, or if there is other good cause to withdraw the recognition.

## **Schedule 1—Recognised motor vehicle clubs**

### **Historic motor vehicle clubs and Prescribed left-hand drive motor vehicle clubs**

Levis Motorcycle Club Incorporated



**Made by the Registrar of Motor Vehicles**

On 21 August 2015

---

---

## PROOF OF SUNRISE AND SUNSET ACT 1923—ALMANAC FOR OCTOBER, NOVEMBER AND DECEMBER 2015

PURSUANT to the requirements of the Proof of Sunrise and Sunset Act, 1923, I, Michael Francis Deegan, Chief Executive, Department of Planning, Transport and Infrastructure at the direction of the Honourable the Minister for Transport, publish in the Schedule hereto an almanac setting out the times of sunrise and sunset on every day for the three calendar months October, November and December 2015.

Dated at Adelaide, 26 August 2015.

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

## THE SCHEDULE

Times of sunrise and sunset during the months of October, November and December 2015 for Adelaide: latitude 34°56'S, longitude 138°36'E, GMT + 9.50 hours (Daylight saving GMT + 10.50).

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

\*Note: Daylight saving time is subject to change.

Sunrise and Sunset times calculated on 4 December 2014.

South Australia

## **Road Traffic (Average Speed Camera Location – South Eastern Freeway) Notice 2015**

Under section 175A of the *Road Traffic Act 1961*

### **1 - Short title**

This notice may be cited as the *Road Traffic (Average Speed Camera Location – South Eastern Freeway) Notice 2015*

### **2 – Commencement**

This notice comes into operation on the day on which it is published in the Gazette.

### **3 – Interpretation**

In this notice –

**Stub line** has the same meaning as in the *Road Traffic (Miscellaneous) Regulations 2014*.

### **4 – Average speed camera locations on the South Eastern Freeway for south east bound vehicles**

- (1) The following are 2 average speed camera locations on the South Eastern Freeway at which south east bound vehicles may be photographed by an average speed camera:
  - (a) Start location: the area of road in the vicinity of the stub line situated on the northern side of the South Eastern Freeway at right angles to the boundary of the road in line with a point in the centre of the road of approximate coordinates 138°55'22.759"E 35°03'24.369"S GDA94 (a location approximately 60 metres north west of Summit Road overpass along the South Eastern Freeway);
  - (b) End location: the area of road in the vicinity of the stub line situated on the northern side of the South Eastern Freeway at right angles to the boundary of the road in line with a point in the centre of the road of approximate coordinates 139°02'10.732"E 35°07'32.605"S GDA94 (a location approximately 100 metres north west of Callington Road overpass along the South Eastern Freeway).

- (2) The fastest practicable route between those 2 locations for south east bound vehicles is along the South Eastern Freeway.
- (3) The shortest distance that a south east bound vehicle could travel along that route between the 2 locations (measured between the stub line at the start location and the stub line at the end location) is 13636 metres.

## **5 – Average speed camera locations on the South Eastern Freeway for north west bound vehicles**

- (1) The following are 2 average speed camera locations on the South Eastern Freeway at which north west bound vehicles may be photographed by an average speed camera:
  - (a) Start location: the area of road in the vicinity of the stub line situated on the southern side of the South Eastern Freeway at right angles to the boundary of that road in line with a point in the centre of the road of approximate coordinates 139°02'08.836"E 35°07'32.982"S GDA94 (a location approximately 140 metres north west of Callington Road overpass along the South Eastern Freeway);
  - (b) End location: the area of road in the vicinity of the stub line situated on the southern side of the South Eastern Freeway at right angles to the boundary of that road in line with a point in the centre of the road of approximate coordinates 138°55'21.931"E 35°03'25.417"S GDA94 (a location approximately 100 metres north west of Summit Road overpass along the South Eastern Freeway).
- (2) The fastest practicable route between those 2 locations for north west bound vehicles is along the South Eastern Freeway.
- (3) The shortest distance that a north west bound vehicle could travel along that route between the 2 locations (measured between the stub line at the start location and the stub line at the end location) is 13697 metres.

*I **Antony Bested**, a licensed surveyor in South Australia do hereby certify the above measurements contained in part 4 and 5 above.*

*Antony Bested*

Dated: 23/07/15

*[Signature]*

41 - Minister for Transport and Infrastructure

Dated: 21 / 08 / 2015

RULES OF COURT  
Magistrates Court of South Australia  
Amendment No. 9  
to the Magistrates Court (Civil) Rules 2013

PURSUANT to Section 49 of the *Magistrates Court Act 1991* and all other enabling powers, we, the undersigned, do hereby make the following amendments to the *Magistrates Court (Civil) Rules 2013* as amended.

1. These Rules may be cited as the ‘Magistrates Court (Civil) Rules 2013 (Amendment 9)’.

2. The *Magistrates Court (Civil) Rules 2013* as amended by these amendments apply to and govern all actions commenced in the civil division of the Court on and after the date on which these amendments are gazetted.

3. Rule 78 (1) of the *Magistrates Court (Civil) Rules 2013* is deleted and replaced with the following:

**78.**

(1) The Court may order that not less than 7 days prior to a pre-trial directions hearing that each party must file and serve a Form 52 Trial Plan.

4. Rule 119 the *Magistrates Court (Civil) Rules 2013* is deleted and replaced with the following:

**119.**

(1) The first document in an action will have an action number assigned to it and each other document in the action must bear that action number, together with any prefix given to it by the Court to designate that it was an action filed by electronic means, or at the Court, and the calendar year when the action was commenced.

(2) A new series of numbers will be commenced for claims filed by electronic means and each Registry, each calendar year.

5. Rule 124 (1) of the *Magistrates Court (Civil) Rules 2013* is deleted and replaced with the following:

**124.**

(1) Subject to an order of the Court, interest for the purpose of Section 35 must be calculated at the rate of 10% per annum on the judgment debt excluding any part of it that is interest.

6. The heading ‘**RECORDING EVENTS IN COURT**’ is inserted above Rule 140 of the *Magistrates Court (Civil) Rules 2013*.

7. The heading ‘**ELECTRONIC COMMUNICATIONS IN COURT**’ is inserted above Rule 141 of the *Magistrates Court (Civil) Rules 2013*.

Signed on the 26th day of August 2015.

ELIZABETH MARY BOLTON, Chief Magistrate

ANDREW JAMES CANNON, Deputy Chief Magistrate

MARY-LOUISE HRIBAL, Magistrate

SIMON HUGH MILAZZO, Magistrate

---

---

## GOVERNMENT GAZETTE ADVERTISEMENT RATES

To apply from 1 July 2015

	\$		\$
Agents, Ceasing to Act as.....	51.00	Firms:	
Associations:		Ceasing to Carry on Business (each insertion).....	33.75
Incorporation .....	26.00	Discontinuance Place of Business.....	33.75
Intention of Incorporation .....	64.00	Land—Real Property Act:	
Transfer of Properties .....	64.00	Intention to Sell, Notice of.....	64.00
Attorney, Appointment of.....	51.00	Lost Certificate of Title Notices .....	64.00
Bailiff's Sale.....	64.00	Cancellation, Notice of (Strata Plan) .....	64.00
Cemetery Curator Appointed.....	37.75	Mortgages:	
Companies:		Caveat Lodgement .....	26.00
Alteration to Constitution .....	51.00	Discharge of.....	27.25
Capital, Increase or Decrease of .....	64.00	Foreclosures.....	26.00
Ceasing to Carry on Business .....	37.75	Transfer of .....	26.00
Declaration of Dividend.....	37.75	Sublet.....	13.00
Incorporation .....	51.00	Leases—Application for Transfer (2 insertions) each .....	13.00
Lost Share Certificates:		Lost Treasury Receipts (3 insertions) each .....	37.75
First Name.....	37.75	Licensing .....	75.50
Each Subsequent Name.....	13.00	Municipal or District Councils:	
Meeting Final.....	42.50	Annual Financial Statement—Forms 1 and 2 .....	712.00
Meeting Final Regarding Liquidator's Report on		Electricity Supply—Forms 19 and 20.....	506.00
Conduct of Winding Up (equivalent to 'Final		Default in Payment of Rates:	
Meeting')		First Name .....	101.00
First Name.....	51.00	Each Subsequent Name.....	13.00
Each Subsequent Name .....	13.00	Noxious Trade .....	37.75
Notices:		Partnership, Dissolution of .....	37.75
Call.....	64.00	Petitions (small).....	26.00
Change of Name.....	26.00	Registered Building Societies (from Registrar-General) .....	26.00
Creditors.....	51.00	Register of Unclaimed Moneys—First Name .....	37.75
Creditors Compromise of Arrangement .....	51.00	Each Subsequent Name .....	13.00
Creditors (extraordinary resolution that 'the Com-		Registers of Members—Three pages and over:	
pany be wound up voluntarily and that a liquidator		Rate per page (in 8pt) .....	324.00
be appointed').....	64.00	Rate per page (in 6pt) .....	428.00
Release of Liquidator—Application—Large Ad.....	101.00	Sale of Land by Public Auction.....	64.50
—Release Granted .....	64.00	Advertisements .....	3.60
Receiver and Manager Appointed.....	58.50	¼ page advertisement .....	151.00
Receiver and Manager Ceasing to Act .....	51.00	½ page advertisement .....	302.00
Restored Name.....	47.75	Full page advertisement.....	591.00
Petition to Supreme Court for Winding Up.....	88.50	Advertisements, other than those listed are charged at \$3.60 per	
Summons in Action.....	75.50	column line, tabular one-third extra.	
Order of Supreme Court for Winding Up Action .....	51.00	Notices by Colleges, Universities, Corporations and District	
Register of Interests—Section 84 (1) Exempt .....	114.00	Councils to be charged at \$3.60 per line.	
Removal of Office.....	26.00	Where the notice inserted varies significantly in length from	
Proof of Debts .....	51.00	that which is usually published a charge of \$3.60 per column line	
Sales of Shares and Forfeiture.....	51.00	will be applied in lieu of advertisement rates listed.	
Estates:		South Australian Government publications are sold on the	
Assigned .....	37.75	condition that they will not be reproduced without prior	
Deceased Persons—Notice to Creditors, etc. ....	64.00	permission from the Government Printer.	
Each Subsequent Name .....	13.00		
Deceased Persons—Closed Estates.....	37.75		
Each Subsequent Estate.....	1.70		
Probate, Selling of .....	51.00		
Public Trustee, each Estate .....	13.00		

All the above prices include GST

## GOVERNMENT GAZETTE NOTICES

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

## MISCELLANEOUS LEGISLATION AND GOVERNMENT PUBLICATIONS PRICES AS FROM 1 JULY 2015

## Acts, Bills, Rules, Parliamentary Papers and Regulations

Pages	Main	Amends	Pages	Main	Amends
1-16	3.20	1.50	497-512	43.00	42.00
17-32	4.10	2.55	513-528	44.25	42.75
33-48	5.45	3.85	529-544	45.75	44.25
49-64	6.85	5.30	545-560	47.25	45.75
65-80	7.95	6.60	561-576	48.25	47.25
81-96	9.30	7.70	577-592	50.00	47.75
97-112	10.60	9.05	593-608	51.00	49.25
113-128	11.80	10.50	609-624	52.50	51.00
129-144	13.20	11.70	625-640	53.50	52.00
145-160	14.60	13.00	641-656	55.00	53.50
161-176	15.80	14.30	657-672	56.00	54.00
177-192	17.20	15.60	673-688	57.50	56.00
193-208	18.60	17.10	689-704	58.50	56.50
209-224	19.60	18.10	705-720	60.00	58.00
225-240	20.90	19.40	721-736	61.50	59.00
241-257	22.50	20.50	737-752	62.00	60.50
258-272	23.80	21.70	753-768	64.00	61.50
273-288	24.90	23.60	769-784	65.00	64.00
289-304	26.25	24.50	785-800	66.00	65.00
305-320	27.75	26.00	801-816	67.50	65.50
321-336	28.75	27.25	817-832	69.00	67.50
337-352	30.25	28.50	833-848	70.50	69.00
353-368	31.00	30.00	849-864	72.00	70.00
369-384	32.75	31.00	865-880	73.50	72.00
385-400	34.25	32.50	881-896	74.00	72.50
401-416	35.50	33.50	897-912	75.50	74.00
417-432	37.00	35.25	913-928	76.00	75.50
433-448	38.00	36.75	929-944	77.50	76.00
449-464	39.00	37.50	945-960	78.50	77.00
465-480	39.50	38.75	961-976	82.00	78.00
481-496	42.00	39.50	977-992	83.00	78.50

**Legislation—Acts, Regulations, etc.:**

\$

## Subscriptions:

Acts .....	265.00
All Bills as Laid .....	639.00
Rules and Regulations .....	639.00
Parliamentary Papers .....	639.00
Bound Acts .....	295.00
Index .....	148.00

**Government Gazette**

Copy .....	7.00
Subscription .....	353.00

**Hansard**

Copy .....	19.40
Subscription—per session (issued weekly) .....	552.00
Cloth bound—per volume .....	238.00
Subscription—per session (issued daily) .....	552.00

**Legislation on Disk**

Whole Database .....	4 099.00
Annual Subscription for fortnightly updates .....	1 260.00
Individual Act(s) including updates .....	POA

**Notice of Vacancies**

Annual Subscription .....	200.00
---------------------------	--------

**Compendium**

Subscriptions:	
New Subscriptions .....	2 427.00
Updates .....	857.00

(All the above prices include GST)

**Counter Sales  
and Mail Orders:**

**Government Legislation Outlet**  
Service SA Customer Service Centre,  
Ground Floor—EDS Centre, 108 North Terrace, Adelaide, S.A. 5000  
Phone: 13 23 24 (local call cost), Fax: (08) 8204 1909  
Postal: G.P.O. Box 1707, Adelaide, S.A. 5001

**Online Shop:**

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

**Subscriptions and  
Standing Orders:**

**Government Publishing SA**  
Plaza Level, Riverside Centre, North Terrace, Adelaide, S.A. 5000  
Phone: (08) 8207 1043, (08) 8207 0908, Fax: (08) 8207 1040  
Email: AdminGovPubSA@sa.gov.au

South Australia

# Development (Renewal of Social Housing) Variation Regulations 2015

under the *Development Act 1993*

---

## 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—Regulated and 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 92—Provision of information
  - 10 Variation of Schedule 1A—Development that does not require development plan consent
    - 13 Renewing our Streets and Suburbs Stimulus Program
  - 11 Variation of Schedule 10—Decisions by Development Assessment Commission
  - 12 Variation of Schedule 14—State agency development exempt from approval
- 

## Part 1—Preliminary

### 1—Short title

These regulations may be cited as the *Development (Renewal of Social Housing) Variation Regulations 2015*.

### 2—Commencement

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

### 3—Variation provisions

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

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

### 4—Variation of regulation 3—Interpretation

- (1) Regulation 3(6), definition of *Affordable Housing Stimulus Package*—delete the definition
- (2) Regulation 3(6)—after the definition of *private bushfire shelter* insert:

*Renewing our Streets and Suburbs Stimulus Program* means the *Renewing our Streets and Suburbs Stimulus Program* established by the State Government and published in the Gazette on 3 September 2015;

- (3) Regulation 3(6), definition of *State Coordinator-General*—delete the definition and substitute:

*State Coordinator-General* means the person appointed by the Governor to be the State's Coordinator-General for the purposes of the Renewing our Streets and Suburbs Stimulus Program and to perform any other functions, or exercise any other powers, conferred on the State Coordinator-General under these regulations, and includes a person from time to time acting as the State Coordinator-General.

- (4) Regulation 3(8)—delete subregulation (8) and substitute:

(8) An Assistant State Coordinator-General may—

- (a) act as the State Coordinator-General when the State Coordinator-General is absent or unable to act or when the office of State Coordinator-General is vacant (and in the event that the Governor has appointed more than 1 Assistant State Coordinators-General then the Minister will determine which Assistant State Coordinator-General will act under this paragraph as the occasion arises); and
- (b) when not so acting, perform functions or exercise powers of the State Coordinator-General delegated by the State Coordinator-General.

(9) A delegation for the purposes of subregulation (8)(b)—

- (a) must be by instrument in writing; and
- (b) may be absolute or conditional; and
- (c) does not derogate from the power of the State Coordinator-General to act in a matter; and
- (d) may not be further delegated; and
- (e) is revocable at will.

### 5—Variation of regulation 6A—Regulated and significant trees

- (1) Regulation 6A(5)—after paragraph (e) insert:

or

- (f) 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 Renewing our Streets and Suburbs Stimulus Program, other than where the site is a site where a State heritage place is situated.

- (2) Regulation 6A(6)—delete subregulation (6)

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

Regulation 15(3)(b)(iv)—delete "Affordable Housing Stimulus Package" and substitute:  
Renewing our Streets and Suburbs Stimulus Program

**7—Variation of regulation 24—Referrals**

Regulation 24(5)—delete "Affordable Housing Stimulus Package" and substitute:  
Renewing our Streets and Suburbs Stimulus Program

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

Regulation 38(5)—delete "Affordable Housing Stimulus Package" and substitute:  
Renewing our Streets and Suburbs Stimulus Program

**9—Variation of regulation 92—Provision of information**

- (1) Regulation 92(2b)—delete "AHSP development" and substitute:  
ROSASSP development
- (2) Regulation 92(7), definition of *AHSP development*—delete the definition and substitute:  
*ROSASSP development* means development that has been approved by the State Coordinator-General for the purposes of the Renewing our Streets and Suburbs Stimulus Program.

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

Schedule 1A—after clause 12 insert:

**13—Renewing our Streets and Suburbs Stimulus Program**

- (1) Any development that has been approved by the State Coordinator-General for the purposes of the Renewing our Streets and Suburbs Stimulus Program.
- (2) Subclause (1) does not apply if the development is in relation to a site where a State heritage place is situated.

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

- (1) Schedule 10, clause 1(1)(b)(iii) and (iv)—delete subparagraphs (iii) and (iv)
- (2) Schedule 10—after clause 16 insert:

**17—Renewing our Streets and Suburbs Stimulus Program**

- (1) Any development that has been approved by the State Coordinator-General for the purposes of the Renewing our Streets and Suburbs Stimulus Program.
- (2) Subclause (1) does not apply to development—
  - (a) if the development is in relation to a site where a State heritage place is situated; or
  - (b) involving a building in relation to which a certificate of occupancy has been issued.

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

After clause 4 insert:

- 5 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 Renewing our Streets and Suburbs Stimulus Program.

**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 3 September 2015

No 205 of 2015

PLN0036/15CS

## SENDING COPY?

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

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

Please include the following information in the covering email:

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

Attach:

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

Fax Transmission: (08) 8207 1040

Phone Enquiries: (08) 8207 1045

### NOTE:

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

---

## ADELAIDE CITY COUNCIL

## DEVELOPMENT ACT 1993—DRAFT FOR PUBLIC CONSULTATION

*North Adelaide Large Institutions and Colleges  
Development Plan Amendment*

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

The DPA aims to help guide the future for 11 institutional and college sites in North Adelaide in the context of the area's acknowledged heritage value and amenity whilst sensibly maximising the economic benefits that these institutions offer to the local area and city more generally.

The DPA proposes a number of policy changes to the Adelaide (City) Development Plan for the following sites within North Adelaide:

- Helping Hand Aged Care;
- Memorial Hospital;
- Women's and Children's Hospital;
- Calvary Hospital;
- St Dominic's Priory School;
- Kathleen Lumley College;
- Aquinas College;
- St Mark's College;
- Lincoln College; and
- St Ann's College.

The DPA also introduces a new 'Archer West Policy Area 13' for the land including and surrounding the Lutheran Church of Australia land holdings located between Ward and Archer Streets.

The DPA will be available until Monday, 9 November 2015 for inspection or downloading at:

- [yoursay.adelaidecitycouncil.com](http://yoursay.adelaidecitycouncil.com) (North Adelaide Large Colleges and Institutions DPA);
- Adelaide City Council's Customer Centre—25 Pirie Street Adelaide; and
- Adelaide City Council Libraries and Community Centres.

An information event will be held on:

- Thursday, 1 October at 6 p.m.  
Cynthia Poulton Hall, King William Road, North Adelaide (located north side of St Peter's Cathedral). Please RSVP 24 hours in advance to Amy Gelven on (08) 8203 7326 or: [a.gelven@adelaidecitycouncil.com](mailto:a.gelven@adelaidecitycouncil.com).

Drop-in information sessions where staff will be available to discuss issues and answer questions will be held as follows:

- Thursday, 24 September from 2 p.m. to 7 p.m.  
Level 1, North Adelaide Village, Shop 31 (in between Arya and TopTai Restaurants), 67 O'Connell Street.
- Saturday, 10 October from 10 a.m. to 1 p.m.  
Lohe Memorial Library, Australian Lutheran College, enter from Ward Street and walk along the road around to the Library and follow the signs.

Comments on the North Adelaide Large Institutions and Colleges DPA can be submitted in writing addressed to:

Chief Executive Officer,  
Adelaide City Council,  
(North Adelaide Large Institutions and Colleges DPA),  
G.P.O. Box 2252,  
Adelaide, S.A. 5001.

If you wish to lodge your submission electronically, please go to Council's web page [www.yoursay.adelaidecitycouncil.com](http://www.yoursay.adelaidecitycouncil.com) and complete the required fields.

All submissions should be received by 5 p.m. on Monday, 9 November 2015 and should clearly indicate whether you wish to be heard by Council at a public hearing in support of your submission.

A public hearing will be held at 5.30 p.m. on Wednesday, 18 November 2015 at the Adelaide Town Hall, 128 King William Street, Adelaide at which time interested persons may be heard in relation to the DPA and the submissions. People do not need to make a submission to be able to speak at the public hearing. If no-one requests to be heard or if no submissions are received the public hearing will not be held.

Copies of all submissions will be available for inspection at the Customer Centre, 25 Pirie Street, Adelaide from 10 November 2015 until the conclusion of the public hearing. The submissions can also be viewed at [www.yoursay.adelaidecitycouncil.com](http://www.yoursay.adelaidecitycouncil.com) (North Adelaide Large Institutions and Colleges DPA) during this time.

If you would like further information about the DPA, please contact Council on 8203 7437.

Dated 3 September 2015.

J. BOOTH, Acting Chief Executive Officer

## CITY OF ONKAPARINGA

*Prohibition of Traffic (Restrictive Road Closure)*

NOTICE is hereby given in accordance with Section 359 of the Local Government Act 1934, as amended, that the Council of the City of Onkaparinga, at its meeting held on 18 August 2015, resolved to:

- exclude all vehicles and pedestrians (except emergency services vehicles and vehicles associated with the adjacent mining operation) from accessing that portion of public road named Dugdale Lane (formerly Neill Road), McLaren Vale from the intersection of Long Gully Road travelling East for a distance of approximately 1 108 metres towards Coppermine Road, McLaren Vale.

A plan that delineates that portion of road which is subject to the restrictive road closure is available for inspection at Council's Principal Office, Ramsay Place, Noarlunga Centre, during normal business hours.

M. DOWD, Chief Executive Officer

## CITY OF PORT LINCOLN

*Resignation of Councillor*

NOTICE is hereby given pursuant to Section 54 (6) of the Local Government Act 1999, that a vacancy has occurred due to the resignation of Councillor Travis Rogers, effective 29 August 2015.

In accordance with Section 6 (2) (b) of the Local Government (Elections) Act 1999 and Council's Policy 9.63.1 (Casual Vacancy), a supplementary election is not required to be held as a result of this vacancy.

R. DONALDSON, Chief Executive Officer

## CITY OF PROSPECT

## BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

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

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

## PART 1—PRELIMINARY

1. *Short Title*

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

2. *Commencement*

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

3. *Definitions*

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

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

4. *Construction*

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

## PART 2—PERMITS

5. *Council May Grant Permits*

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

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

## PART 3—ENFORCEMENT

6. *Penalties*

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

## PART 4—MISCELLANEOUS

7. *Revocation*

Council's By-law No. 1—Permits and Penalties, published in the *Gazette* on 6 November 2008, is revoked on the day on which this by-law comes into operation.

The foregoing by-law was duly made and passed at a meeting of the Council of the City of Prospect held on 25 August 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

M. GOLDSTONE, Chief Executive Officer

## CITY OF PROSPECT

## BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

*By-law No. 2 of 2015—Moveable Signs*

TO set standards for moveable signs on roads, to provide conditions for and the placement of such signs, to protect public safety and to protect or enhance the amenity of the area of the Council.

## PART 1—PRELIMINARY

1. *Short Title*

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

2. *Commencement*

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

3. *Definitions*

In this by-law:

- 3.1 *banner* means a moveable sign constituted of a strip of cloth, plastic or other material hung or attached to a pole, fence or other structure;
- 3.2 *footpath* means:
  - 3.2.1 a footway, lane or other place made or constructed for the use of pedestrians; or
  - 3.2.2 that part of road between the property boundary of the road and the edge of the carriageway on the same side as that boundary;
- 3.3 *moveable sign* has the same meaning as the Local Government Act 1999;
- 3.4 *road* has the same meaning as in the Local Government Act 1999;
- 3.5 *road related area* has the same meaning as in the Road Traffic Act 1961.

## PART 2—PROVISIONS APPLICABLE TO MOVEABLE SIGNS

4. *Design and Construction*

A moveable sign displayed on a road must:

- 4.1 be constructed so as not to present a hazard to any member of the public;
- 4.2 be constructed so as to be stable when in position and to be able to keep its position in adverse weather conditions;
- 4.3 not be unsightly or offensive in appearance;
- 4.4 not contain flashing or moving parts;
- 4.5 be not more than one metre high, 60 cm in width or 60 cm in depth;
- 4.6 in the case of an 'A' frame or sandwich board sign:
  - 4.6.1 be hinged or joined at the top;
  - 4.6.2 be of such construction that its sides can be and are securely fixed or locked in position when erected;
- 4.7 in the case of an inverted 'T' sign, contain no struts or members than run between the display area of the sign and the base of the sign.

5. *Placement*

A moveable sign displayed on a road must:

- 5.1 not be placed anywhere except on the footpath;
- 5.2 not be placed on a sealed footpath, unless the sealed part is wide enough to contain the sign and still leave a clear thoroughfare at least 1.2 metres wide;
- 5.3 be placed at least 40 cm from the kerb (or if there is no kerb, from the edge of the roadway);
- 5.4 not be placed on a landscaped area, other than on landscaping that comprises only lawn;
- 5.5 not be placed on a designated parking area or within 1 metre of an entrance to any premises or corner of a road; and
- 5.6 not be fixed, tied or chained to, leaned against or placed closer than 2 metres to any other structure, object or plant (including another moveable sign);
- 5.7 not be placed in a position that puts the safety of any person at risk;
- 5.8 not be placed on a median strip, traffic island or on a carriageway;
- 5.9 not be within 10 metres of an intersection of a road.

6. *Restrictions*

A moveable sign displayed on a road must:

- 6.1 only contain material which advertises a business being conducted on commercial premises adjacent to the sign, or the goods and services available from that business;
- 6.2 be limited to one per business premises;

- 6.3 not be displayed unless the business to which it relates is open to the public;
- 6.4 be securely fixed in position such that it cannot be blown over or swept away;
- 6.5 not be displayed during the hours of darkness unless it is clearly visible.

#### 7. Appearance

A moveable sign displayed on a road must:

- 7.1 be painted or otherwise detailed in a competent and professional manner;
- 7.2 be attractive, legible and simply worded to convey a precise message;
- 7.3 be of such design and contain such colours that are compatible with the architectural design of the premises adjacent to the sign and are compatible with the townscape and overall amenity of the locality in which the sign is situated;
- 7.4 contain a combination of colours and typographical styles that blend in with and reinforce the heritage qualities of the locality and the buildings in which the sign is situated;
- 7.5 not have any balloons, flags, streamers or other things attached to it.

#### 8. Banners

A banner must:

- 8.1 only be displayed on a road, footpath or road related area;
- 8.2 be securely fixed to a pole, fence or other structure so that it does not hang loose or flap;
- 8.3 not be attached to any building, structure, fence, vegetation or other item owned by the Council on a road, or other improvement to a road owned by the Council;
- 8.4 not be displayed more than one month before and two days after the event it advertises;
- 8.5 not be displayed for a continuous period of more than one month and two days in any twelve month period;
- 8.6 not exceed 3m<sup>2</sup> in size.

#### PART 3—ENFORCEMENT

#### 9. Removal of Unauthorised Moveable Signs

9.1 If:

- 9.1.1 a moveable sign has been placed on any road or footpath in contravention of this by-law or of Section 226 of the Local Government Act 1999, an authorised person may order the owner of the sign to remove the moveable sign from the road or footpath;
- 9.1.2 the authorised person cannot find the owner, or the owner fails to comply immediately with the order, the authorised person may remove and dispose of the sign;
- 9.1.3 a moveable sign is removed under subparagraph 9.1.2 of this by-law and is not claimed within 30 days of such removal the authorised person may sell, destroy or otherwise dispose of the moveable sign as the authorised person thinks fit.

9.2 Any person who displays an unauthorised moveable sign or who is the owner of an unauthorised moveable sign which has been removed under subparagraph 9.1 of this by-law must pay the Council any reasonable costs incurred in removing, storing or attempting to dispose of the moveable sign before being entitled to recover the moveable sign.

#### 10. Removal of Authorised Moveable Signs

A moveable sign must be removed or relocated by the person who placed the moveable sign on a road or footpath or the owner of the sign, at the request of an authorised person if:

- 10.1 in the opinion of the authorised person, and notwithstanding compliance with this by-law, there is any hazard or obstruction or there is likely to be a hazard or obstruction arising out of the location of the moveable sign; or
- 10.2 so required by the authorised person for the purpose of special events, parades, road or footpath works or any other circumstances which, in the opinion of the authorised person, requires relocation or removal of the moveable sign.

#### PART 4—MISCELLANEOUS

#### 11. Specified Exemptions

11.1 This by-law does not apply to a moveable sign which:

- 11.1.1 is a moveable sign that is placed on a public road pursuant to an authorisation under the Local Government Act 1999 or another Act;
  - 11.1.2 directs people to the open inspection of any land or building that is available for purchase or lease;
  - 11.1.3 directs people to a garage sale that is being held on residential premises;
  - 11.1.4 directs people to a charitable function;
  - 11.1.5 is related to a State or Commonwealth election and is displayed during the period commencing on the issue of writ or writs for the election and ending at the close of polls on polling day;
  - 11.1.6 is related to an election held under the Local Government Act 1999 or the Local Government (Elections) Act 1999 and is displayed during the period commencing four weeks immediately before the date that has been set for polling day and ending at the close of voting on polling day;
  - 11.1.7 is related to a referendum and is displayed during the course and for the purpose of that referendum;
  - 11.1.8 is displayed with permission of the Council and in accordance with any conditions attached to that permission; or
  - 11.1.9 is a sign of a class prescribed in regulations.
- 11.2 Clauses 6.2 and 6.3 of this by-law do not apply to a flat sign containing only the banner or headlines of a newspaper or magazine.
- 11.3 Clauses 4, 6.2, 6.3 and 7 of this by-law do not apply to a directional sign to an event run by a charitable body.

#### 12. Revocation

Council's By-law No. 2—Moveable Signs, published in the *Gazette* on 6 November 2008, is revoked on the day on which this by-law comes into operation.

The foregoing by-law was duly made and passed at a meeting of the Council of the City of Prospect held on 25 August 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

M. GOLDSTONE, Chief Executive Officer

#### CITY OF PROSPECT

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

*By-law No. 3 of 2015—Local Government Land*

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

#### PART 1—PRELIMINARY

#### 1. Short Title

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

## 2. Commencement

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

## 3. Definitions

In this by-law:

- 3.1 *animal* includes birds, insects and aquatic creatures;
- 3.2 *boat* includes a raft, canoe, personal watercraft or any other similar device;
- 3.3 *camp* includes setting up a camp, or cause a tent, caravan or motorhome to remain on the land for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the land;
- 3.4 *children's playground* means any enclosed area in which there is equipment, apparatus or other installed devices for the purpose of children's play (or within 5 metres of such devices if there is no enclosed area);
- 3.5 *community garden* means an area of land set aside by the Council for the purposes of being gardened collectively by a group of people;
- 3.6 *domestic animal* includes any duck, reptile or fish;
- 3.7 *electoral matter* has the same meaning as in the Electoral Act 1985, provided that such electoral matter is not capable of causing physical damage or injury to any person within its immediate vicinity;
- 3.8 *emergency worker* has the same meaning as in the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014;
- 3.9 *funeral ceremony* means a ceremony only (i.e. a memorial service) and does not include a burial;
- 3.10 *liquor* has the same meaning as defined in the Liquor Licensing Act 1997;
- 3.11 *local government land* has the same meaning as in the Local Government Act 1999, but does not include any road;
- 3.12 *open container* means a container which:
  - 3.12.1 after the contents thereof have been sealed at the time of manufacture and:
    - 3.12.1.1 being a bottle, has had its cap, cork or top removed (whether or not it has since been replaced);
    - 3.12.1.2 being a can, it has been opened or punctured;
    - 3.12.1.3 being a cask, has had its tap placed in a position to allow it to be used;
    - 3.12.1.4 being any form of container, it has been opened, broken, punctured or manipulated in such a way as to allow access to the contents thereof; or
  - 3.12.2 is a flask, glass or mug or other container used for drinking purposes;
- 3.13 *personal watercraft* means a device that:
  - 3.13.1 is propelled by a motor; and
  - 3.13.2 has a fully enclosed hull; and
  - 3.13.3 is designed not to retain water if capsized; and
  - 3.13.4 is designed to be operated by a person who sits astride, stands, or kneels on the device, and includes the device commonly referred to as a jet ski;
- 3.14 *waters* means any body of water including a pond, lake, river, creek or wetlands under the care, control and management of Council.

## PART 2—MANAGEMENT OF LOCAL GOVERNMENT LAND

### 4. Activities Requiring Permission

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

- 4.1 *Access to Waters*

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

  - 4.1.1 in an area where a nearby sign erected by the Council states that one or more of these activities is prohibited;
  - 4.1.2 contrary to any condition or requirement stated on a nearby sign erected by the Council;
- 4.2 *Advertising*

display any sign for the purpose of commercial advertising, other than a moveable sign that is displayed in accordance with the Moveable Signs By-law 2015;
- 4.3 *Alteration to Local Government Land*

make an alteration to the land, including:

  - 4.3.1 altering the construction or arrangement of the land to permit or facilitate access from an adjacent property; or
  - 4.3.2 erecting or installing a structure (including pipes, wires, cables, pavers, fixtures, fittings and other objects) in, on, across, under or over the land; or
  - 4.3.3 changing or interfering with the construction, arrangement or materials of the land; or
  - 4.3.4 changing, interfering with or removing a structure (including pipes, wires, cables, fixtures, fittings or other objects) associated with the land; or
  - 4.3.5 planting a tree or other vegetation on the land, interfering with the vegetation on the land or removing vegetation from the land;
- 4.4 *Amplification*

use an amplifier or other device whether mechanical or electrical for the purpose of amplifying sound;
- 4.5 *Animals on Local Government Land*
  - 4.5.1 ride, lead or drive any horse, cattle or sheep, except on any track or car park on local government land that the Council has set aside (through the erection of signage) for the use by, or in connection with that animal;
  - 4.5.2 allow or suffer any animal under his or her control to swim or bathe in any waters to the inconvenience, annoyance or danger of any other person bathing or swimming;
  - 4.5.3 allow an animal in that persons control, charge or ownership to damage Council property;
  - 4.5.4 release or leave any domestic animal;
- 4.6 *Attachments*

attach anything to a tree, plant, structure or fixture on local government land;
- 4.7 *Bees*

place, or allow to remain, any bee hive;
- 4.8 *Boats*
  - 4.8.1 hire or offer for hire a boat, raft, pontoon or other watercraft;
  - 4.8.2 launch, propel, float or otherwise use any boat, raft, pontoon or other watercraft on any waters;
- 4.9 *Bridge Jumping*

jump from or dive from a bridge;
- 4.10 *Buildings and Structures*

erect or install a building or structure (including pipes, wires, cables, fences, memorials, fixtures, fittings or other objects);

- 4.11 *Busking*  
sing, busk or play a musical instrument for the apparent purpose of either entertaining others or receiving money;
- 4.12 *Camping*  
4.12.1 erect any tent or other structure of calico, canvas, plastic or similar material as a place of habitation;  
4.12.2 camp or sleep overnight;  
except where a sign or signs erected by the Council indicate that camping on the land is permitted or where the person is in a caravan park (the proprietor of which has been given permission to operate the caravan park on that land);
- 4.13 *Cemeteries*  
Comprising a cemetery:  
4.13.1 bury or inter any human or animal remains;  
4.13.2 erect any memorial;
- 4.14 *Closed Lands*  
enter or remain on any part of the land:  
4.14.1 at any time during which the Council has declared that it shall be closed to the public, and which is indicated by a sign to that effect; or  
4.14.2 where the land is enclosed with fences and/or walls and gates, at any time when the gates have been closed and locked; or  
4.14.3 where admission charges are payable, without paying those charges;
- 4.15 *Distribution*  
distribute anything to any bystander, passer-by or other person;
- 4.16 *Donations*  
ask for or receive or indicate that he or she desires a donation of money or any other thing;
- 4.17 *Fires*  
light any fire except:  
4.17.1 in a place provided by the Council for that purpose; or  
4.17.2 in a portable barbeque, as long as the barbeque is used in an area that is clear of flammable material for a distance of at least four metres; and  
4.17.3 in accordance with the Fire and Emergency Services Act 2005;
- 4.18 *Flora, Fauna and Other Living Things*  
subject to the Native Vegetation Act 1991 and the National Parks and Wildlife Act 1972:  
4.18.1 except in a community garden, damage, pick, or interfere with any plant, fungi or lichen thereon; or  
4.18.2 tease, remove or cause harm to any animal or bird or the eggs or young of any animal or bird or aquatic creature;  
4.18.3 use, possess or have control of any device for the purpose of killing or capturing any animal or bird;
- 4.19 *Funerals and Scattering Ashes*  
conduct or participate in a funeral ceremony, or scatter ashes on land to which the Council has resolved this sub-paragraph will apply;
- 4.20 *Golf*  
play or practice golf;
- 4.21 *No Liquor*  
4.21.1 consume, carry or be in possession or charge of any liquor on any local government land to which this subparagraph applies (provided the land constitutes a park or reserve);  
4.21.2 excepting sealed containers, consume, carry or be in possession or charge of any liquor in an open container on any local government land to which this subparagraph applies (provided the land constitutes a park or reserve);
- 4.22 *Model Aircraft and Vehicles*  
4.22.1 subject to the Civil Aviation Act 1988, fly or operate a model aircraft or drone aircraft;  
4.22.2 operate a remote control vehicle on land to which the Council has resolved this subparagraph will apply;
- 4.23 *Picking of Fruit, Nuts or Berries*  
except in any community garden, pick fruit, nuts, seeds or berries from any plant;
- 4.24 *Posting of Bills, etc.*  
post any bills, advertisements or other papers or items on a building, or structure on local government land;
- 4.25 *Preaching and Canvassing*  
preach, canvass, harangue or otherwise solicit for religious purposes except on any land or part thereof where the Council has, by resolution, determined this restriction shall not apply;
- 4.26 *Removing*  
carry away or remove any earth, rocks, minerals, plant material (dead or living), animal remains (including shells and fossils) or any part of the land;
- 4.27 *Selling*  
sell anything or display anything for sale;
- 4.28 *Skateboards and Small Wheeled Vehicles*  
subject to the Road Traffic Act 1961, and the Local Government Act 1999, ride on a skateboard or use roller skates or roller blades on land to which the Council has resolved this subparagraph will apply;
- 4.29 *Vehicles*  
4.29.1 drive or propel a motor vehicle thereon, unless on an area or road constructed or set aside by the Council for the parking or travelling of motor vehicles;  
4.29.2 except on an area properly constructed for the purpose, promote, organise or take part in any race, test or trial of any kind in which motor vehicles, motor cycles, motor scooters or bicycles take part;
- 4.30 *Weddings*  
conduct or participate in a marriage ceremony on land to which the Council has resolved this subparagraph will apply;
- 4.31 *Wetlands*  
subject to the Natural Resources Management Act 2004, where that land constitutes a wetland:  
4.31.1 operate a model boat;  
4.31.2 fish, or take any aquatic creature;  
4.31.3 introduce any fish or aquatic creature;  
4.31.4 take or draw water;
- 4.32 *Working on Vehicles*  
perform the work of repairing, washing, painting, panel beating or other work of any nature on or to any vehicle, except for running repairs in the case of breakdown.

### 5. Prohibited Activities

A person must not, on any local government land:

#### 5.1 Annoyances

unreasonably annoy or interfere with any other person's use of the land by making a noise or creating a disturbance that has not been authorised by the Council;

#### 5.2 Children's Playgrounds

use any device, equipment or apparatus installed in a children's playground if that person is of or over the age indicated by sign or notice as the age limit for using such equipment, apparatus or other installed device;

#### 5.3 Fishing

5.3.1 return any noxious species including European carp (*Cyprinus carpio*) or redfin perch (*Perca fluviatilis*) caught by the person to any land or waters;

5.3.2 deposit or leave any dead fish (in part or whole) or offal;

#### 5.4 Interference with Permitted Use

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

#### 5.5 Playing Games

5.5.1 play or practice a game in any area where a sign indicates that the game is prohibited;

5.5.2 promote, organise or take part in any organised athletic sport in any area to which this subparagraph applies;

5.5.3 play any organised competition sport, as distinct from organised social play, in any area to which this subparagraph applies;

#### 5.6 Smoking

smoke tobacco or any other substance in any building or part of any building to which this subparagraph applies;

#### 5.7 Toilets

in any public convenience:

5.7.1 urinate other than in a urinal or pan or defecate other than in a pan provided for that purpose;

5.7.2 smoke tobacco or any other substance;

5.7.3 deposit anything in a pan, urinal or drain which is likely to cause a blockage;

5.7.4 use it for a purpose for which it was not designed or constructed;

5.7.5 enter any toilet that is set aside for use by the opposite sex except where:

5.7.5.1 a child under the age of five years accompanied by an adult person of that other sex; and/or

5.7.5.2 to provide assistance to a disabled person;

#### 5.8 Use of Equipment

use any item of equipment or property belonging to the Council other than in the manner and for the purpose for which it was designed or set aside.

### PART 3—MISCELLANEOUS

### 6. Directions

A person must comply with any reasonable direction or request from an authorised person relating to:

6.1 that person's use of the land;

6.2 that person's conduct and behaviour on the land;

6.3 that person's safety on the land;

6.4 the safety and enjoyment of the land by other persons.

### 7. Removal of Animals and Exclusion of Persons

7.1 If any animal is found on local government land in breach of this by-law:

7.1.1 any person in charge of the animal shall forthwith remove it from that land on the request of an authorised person; and

7.1.2 any authorised person may remove any animal from the land if the person fails to comply with the request, or if no person is in charge of the animal.

7.2 An authorised person may direct any person who is considered to be committing, or has committed, a breach of this by-law to leave local government land.

### 8. Exemptions

8.1 The restrictions in this by-law do not apply to any Police Officer, Council Officer or Council employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision of a Council Officer, or to an emergency worker performing emergency duties.

8.2 The restrictions in paragraphs 4.6, 4.15, 4.24 and 4.25 of this by-law do not apply to:

8.2.1 electoral matters authorised by a candidate and which relate to a Commonwealth or State election that occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day; or

8.2.2 electoral matters authorised by a candidate and which relate to an election under the Local Government Act 1999 or the Local Government (Elections) Act 1999, that occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or

8.2.3 matters which relate to, and occur during the course of and for the purpose of a referendum.

### 9. Application

Any of paragraphs 4.14.1, 4.19, 4.21, 4.22.2, 4.28, 4.30, 5.5.2, 5.5.3 and 5.6 of this by-law shall apply only in such portion or portions of the area as the Council may by resolution direct from time to time in accordance with Section 246 (3) (e) of the Local Government Act 1999.

### 10. Revocation

Council's By-law No. 3—Local Government Land, published in the *Gazette* on 6 November 2008, is revoked on the day on which this by-law comes into operation.

The foregoing by-law was duly made and passed at a meeting of the Council of the City of Prospect held on 25 August 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

M. GOLDSTONE, Chief Executive Officer

### CITY OF PROSPECT

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

*By-law No. 4 of 2015—Roads*

FOR the management of public roads.

### PART 1—PRELIMINARY

#### 1. Short Title

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

#### 2. Commencement

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

### 3. Definitions

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

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

#### PART 2—MANAGEMENT OF ROADS

### 4. Activities Requiring Permission

A person must not on any road, without the permission of the Council:

- 4.1 *Advertising*  
display any sign for the purpose of commercial advertising, other than a moveable sign which is displayed on a public road in accordance with the Moveable Signs By-law 2015;
- 4.2 *Amplification*  
use an amplifier or other device whether mechanical or electrical for the purposes of emitting or amplifying sound or broadcasting any announcement or advertisement;
- 4.3 *Animals*  
lead or drive any horse, cattle or sheep;
- 4.4 *Camping*
  - 4.4.1 erect any tent or other structure of calico, canvas, plastic or similar material as a place of habitation;
  - 4.4.2 camp or sleep overnight;
  - 4.4.3 camp or sleep overnight in a motorhome, except where a sign or signs erected by the Council indicate that camping on the road in such a vehicle is permitted;
- 4.5 *Donations*  
ask for or receive or indicate that he or she desires a donation of money or any other thing;
- 4.6 *Handbills on Vehicles*  
place on any vehicle, or cause to be placed on any vehicle (without the consent of the owner of the vehicle), any handbill, book, notice, leaflet, or other printed matter;
- 4.7 *Posting of Bills, etc.*  
post any bills, advertisements or other papers or items on a building or structure on a road;
- 4.8 *Preaching*  
preach or harangue;
- 4.9 *Working on Vehicles*  
perform the work of repairing, washing, painting, panel beating or other work of any nature on or to any vehicle, except for running repairs in the case of breakdown.

#### PART 3—MISCELLANEOUS

### 5. Removal of Animals

- 5.1 If any animal is found on a road in breach of this by-law:
  - 5.1.1 any person in charge of the animal shall forthwith remove it from that land on the request of an authorised person; and
  - 5.1.2 any authorised person may remove any animal from the road if the person fails to comply with the request, or if no person is in charge of the animal.

### 6. Exemptions

- 6.1 The restrictions in this by-law do not apply to any Police Officer, Council Officer or Council employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision of a Council Officer, or to an emergency worker performing emergency duties.
- 6.2 The restrictions in paragraphs 4.6, 4.7 and 4.8 of this by-law do not apply to:
  - 6.2.1 electoral matters authorised by a candidate and which relate to a Commonwealth or State election that occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day; or
  - 6.2.2 electoral matters authorised by a candidate and which relate to an election under the Local Government Act 1999 or the Local Government (Elections) Act 1999, that occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
  - 6.2.3 matters which relate to, and occur during the course of and for the purpose of a referendum.

### 7. Revocation

Council's By-law No. 4—Roads, published in the *Gazette* on 6 November 2008, is revoked on the day on which this by-law comes into operation.

The foregoing by-law was duly made and passed at a meeting of the Council of the City of Prospect held on 25 August 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

M. GOLDSTONE, Chief Executive Officer

#### CITY OF PROSPECT

#### BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999 AND THE DOG AND CAT MANAGEMENT ACT 1995

#### *By-law No. 5 of 2015—Dogs*

FOR the management and control of dogs within the Council's area.

#### PART 1—PRELIMINARY

### 1. Short Title

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

### 2. Commencement

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

### 3. Definitions

In this by-law:

- 3.1 *approved kennel establishment* means a building, structure or area approved by the relevant authority, pursuant to the Development Act 1993, for the keeping of dogs on a temporary or permanent basis;
- 3.2 *assistant dog* means a guide dog, hearing dog or disability dog as those terms are defined in the Dog and Cat Management Act 1995;
- 3.3 *children's playground* means any enclosed area in which there is equipment, apparatus or other installed devices for the purpose of children's play (or within 5 metres of such devices if there is no enclosed area);
- 3.4 *control*, in relation to a dog, includes the person having ownership, possession or charge of, or authority over, the dog;
- 3.5 *dog* has the same meaning as in the Dog and Cat Management Act 1995;

- 3.6 *dog management officer* means a person appointed pursuant to Section 27 of the Dog and Cat Management Act 1995;
- 3.7 *effective control* means a person exercising effective control of a dog either:
- 3.7.1 by means of a physical restraint;
- 3.7.2 by command, the dog being in close proximity to the person, and the person being able to see the dog at all times;
- 3.8 *keep* includes the provision of food or shelter;
- 3.9 *local government land* has the same meaning as in the Local Government Act 1999;
- 3.10 *small property* means a property involving any self-contained dwelling where the property or part thereof (i.e. flat, home unit, etc.) contains a secured unobstructed yard area of less than 100 square metres;
- 3.11 *wetland area* includes any park, reserve, scrub, trail or other land adjacent to a wetland.

PART 2—DOG MANAGEMENT AND CONTROL

4. *Dog Free Areas*

A person must not on any local government land to which this paragraph applies allow a dog in that person's control to be in, or remain in that place unless the dog is an assistant dog.

5. *Dog on Leash Areas*

A person must not allow a dog under that person's control to be or remain:

- 5.1 on local government land or public place to which the Council has resolved that this subparagraph applies;
- 5.2 on any park or reserve during times when organised sport is being played;
- 5.3 within 5 metres of children's playground equipment;
- 5.4 in any wetland area;

unless the dog is secured by a strong leash not exceeding 2 metres in length which is either tethered securely to a fixed object capable of securing the dog or held by a person capable of controlling the dog and preventing it from being a nuisance or a danger to other persons.

6. *Dog Exercise Areas*

- 6.1 A person may enter upon any part of local government land identified by the Council as a dog exercise area in accordance with paragraph 9 for the purpose of exercising a dog under his or her control.
- 6.2 Where a person enters upon such part of local government land for that purpose, he or she must ensure that the dog under his or her control remain under effective control while on that land.

7. *Limit on Dog Numbers*

- 7.1 The limit on the number of dogs kept:
- 7.1.1 in a small property shall be one dog;
- 7.1.2 in premises other than a small property, the limit shall be two dogs.
- 7.2 A person must not, without permission, keep any dog on any premises where the number of dogs on the premises exceeds the limit unless:
- 7.2.1 the premises is an approved kennel establishment; or
- 7.2.2 the Council has exempted the premises from compliance with this subparagraph.

8. *Dog Faeces*

A person must not, on local government land or on any road or footpath, be in control of a dog, unless the person has, in his or her possession, a bag or other object for the purpose of picking up and lawfully disposing of any faeces that the dog may generate while in that place.

PART 3—MISCELLANEOUS

9. *Application*

- 9.1 Any of paragraphs 4, 5.1 and 6.1 of this by-law shall apply only in such portion or portions of the area as the Council may by resolution direct from time to time in accordance with Section 246 of the Local Government Act 1999 and as are denoted by signs erected by the Council and information provided to the public in a manner determined by the Council's Chief Executive Officer.
- 9.2 The limits prescribed in paragraph 7 of this by-law do not include any dog that is under three months of age.

10. *Revocation*

Council's By-law No. 5—Dogs, published in the *Gazette* on 6 November 2008, is revoked on the day on which this by-law comes into operation.

The foregoing by-law was duly made and passed at a meeting of the Council of the City of Prospect held on 25 August 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

M. GOLDSTONE, Chief Executive Officer

CITY OF SALISBURY

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

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

A by-law to create a permit system for Council by-laws, to fix maximum and continuing penalties for offences, and for the construction of Council by-laws.

PART 1—PRELIMINARY

1. *Title*

This by-law may be cited as the Permits and Penalties By-law 2015 and is By-law No. 1 of the City of Salisbury.

2. *Authorising Law*

This by-law is made under Section 246 of the Act and Sections 667 (1) 3.LIV and 9.XVI of the Local Government Act 1934.

3. *Purpose*

The objects of this by-law are to provide for the good rule and government of the Council area, and for the convenience, comfort and safety of its inhabitants by:

- 3.1 creating a permit system for Council by-laws;
- 3.2 providing for the enforcement of breaches of Council by-laws and fixing penalties; and
- 3.3 clarifying the construction of Council by-laws.

4. *Commencement, Revocation and Expiry*

- 4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation<sup>1</sup>:
- 4.1.1 By-law No. 1—Permits and Penalties 2008.<sup>2</sup>
- 4.2 This by-law will expire on 1 January 2023.<sup>3</sup>

Note:

- <sup>1</sup> Generally a by-law comes into operation four months after the day on which it is *gazetted*: Section 249 (5) of the Act.
- <sup>2</sup> Section 253 of the Act provides that the revocation of a by-law by another by-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a by-law to a part or parts of the Council area.
- <sup>3</sup> Pursuant to Section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the gazettal of the by-law.

5. *Application*

- 5.1 This by-law applies throughout the Council area.

## 6. Interpretation

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

- 6.1 *Act* means the Local Government Act 1999;
- 6.2 *Council* means the City of Salisbury; and
- 6.3 *person* includes a body corporate.

Note:

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

## 7. Construction of By-laws Generally

- 7.1 Every by-law of the Council is subject to any Act of Parliament and Regulations made thereunder.
- 7.2 In any by-law of the Council (or such other person as the Council may, by resolution, authorise for that purpose) unless the contrary intention appears *permission* means permission of the Council, granted in writing prior to the act, event or activity to which it relates.

### PART 2—PERMITS AND PENALTIES

## 8. Permits

- 8.1 Where a by-law requires that permission be obtained, any person seeking the grant of permission must submit a written application to the Council in the form (if any) and accompanied by the fee (if any) prescribed by the Council.
- 8.2 The Council (or such other person as the Council may, by resolution, authorise for that purpose) may attach such conditions as it thinks fit to a grant of permission, and may vary or revoke such conditions or impose new conditions by notice in writing to the person granted permission.
- 8.3 A person granted permission must comply with every such condition. Failure to do so is an offence.
- 8.4 The Council (or such other person as the Council may, by resolution, authorise for that purpose) may suspend or revoke a grant of permission at any time by notice in writing to the person granted permission.

## 9. Offences and Penalties

- 9.1 A person who commits a breach of any by-law of the Council is guilty of an offence and may be liable to pay:
  - 9.1.1 the maximum penalty, being the maximum penalty referred to in the Act that may be fixed for any breach of a by-law; or
  - 9.1.2 subject to any resolution of the Council to the contrary, the expiation fee fixed by the Act for alleged offences against by-laws, being a fee equivalent to 25% of the maximum penalty fixed for any breach of a by-law.
- 9.2 A person who commits a breach of a by-law of the Council of a continuing nature is guilty of an offence and, in addition to any other penalty that may be imposed, is liable to a further penalty for every day on which the offence continues, such penalty being the maximum amount referred to in the Act that may be fixed by a by-law for a breach of a by-law of a continuing nature.

Note:

The maximum penalty for a breach of a by-law is currently \$750, and the maximum penalty for every day in which a breach of a continuing nature continues is currently \$50—see Section 246 (3) (g) of the Act.

Pursuant to Section 246 (5) of the Act expiation fees may be fixed for alleged offences against by-laws either by a by-law or by resolution of the Council. However, an expiation fee fixed by the Council cannot exceed 25% of the maximum penalty for the offence to which it relates.

This by-law was duly made and passed at a meeting of the City of Salisbury held on 17 August 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

J. HARRY, Chief Executive Officer

## CITY OF SALISBURY

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

*By-law No. 2 of 2015—Moveable Signs*

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

### PART 1—PRELIMINARY

#### 1. Title

This by-law may be cited as the Moveable Signs By-law 2015 and is By-law No. 2 of the City of Salisbury.

#### 2. Authorising Law

This by-law is made under Sections 239 and 246 of the Act, and Sections 667 (1), 4.1 and 9.XVI of the Local Government Act 1934.

#### 3. Purpose

The object of this by-law is to set standards for moveable signs on roads:

- 3.1 to protect the comfort and safety of road users and members of the public;
- 3.2 to enhance the amenity of roads and surrounding parts of the Council area;
- 3.3 to prevent nuisances occurring on roads;
- 3.4 to prevent unreasonable interference with the use of a road; and
- 3.5 for the good rule and government of the Council area.

#### 4. Commencement, Revocation and Expiry

4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation<sup>1</sup>:

4.1.1 By-law No. 2—Moveable Signs 2008.<sup>2</sup>

4.2 This by-law will expire on 1 January 2023.<sup>3</sup>

Note:

<sup>1</sup> Generally a by-law comes into operation four months after the day on which it is *gazetted*: Section 249 (5) of the Act.

<sup>2</sup> Section 253 of the Act provides that the revocation of a by-law by another by-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a by-law to a part or parts of the Council area.

<sup>3</sup> Pursuant to Section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the gazettal of the by-law.

#### 5. Application

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

#### 6. Interpretation

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

- 6.1 *Act* means the Local Government Act 1999;
- 6.2 *authorised person* means a person appointed as an authorised person pursuant to Section 260 of the Act;
- 6.3 *business premises* means premises from which a business is being conducted;
- 6.4 *Council* means the City of Salisbury;
- 6.5 *footpath area* means:
  - 6.5.1 that part of a road between the property boundary of the road and the edge of the carriageway on the same side as that boundary;
  - 6.5.2 a footway, lane or other place made or constructed for the use of pedestrians and not for the use of vehicles;
- 6.6 *moveable sign* has the same meaning as in the Act;
- 6.7 *road* has the same meaning as in the Act;
- 6.8 *vehicle* has the same meaning as in the Road Traffic Act 1961.

## Note:

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

## PART 2—MOVEABLE SIGNS

7. *Construction and Design*

A moveable sign placed on a footpath area must:

- 7.1 be of a kind known as an 'A' frame or sandwich board sign, an 'inverted 'T' sign, or a flat sign or, with the permission of the Council, a sign of some other kind;
- 7.2 be designed, constructed and maintained in good quality and condition;
- 7.3 be of strong construction and sufficiently stable or securely fixed so as to keep its position in adverse weather conditions;
- 7.4 have no sharp or jagged edges or corners;
- 7.5 not be unsightly or offensive in appearance or content;
- 7.6 be constructed of timber, metal, plastic or plastic coated cardboard, or a mixture of such materials;
- 7.7 not rotate or contain flashing parts or lights;
- 7.8 not have balloons, flags, streamers or other things attached to it;
- 7.9 not exceed 900 mm in height, 600 mm in width and 600 mm in depth;
- 7.10 in the case of an 'A' frame or sandwich board sign:
  - 7.10.1 be hinged or joined at the top;
  - 7.10.2 be of such construction that its sides are securely fixed or locked in position when erected; and
  - 7.10.3 not have a base area in excess of 0.6 m<sup>2</sup>; or
- 7.11 in the case of an inverted 'T' sign, not contain struts or members that run between the display area and the base of the sign.

8. *Placement*

A moveable sign must not be:

- 8.1 placed on any part of a road other than the footpath area;
- 8.2 placed on a footpath that is less than 2.5 m wide;
- 8.3 placed within 1 m of an entrance to any business or other premises;
- 8.4 placed on the sealed part of a footpath:
  - 8.4.1 if there is an unsealed part on which the sign can be placed in accordance with this by-law; or
  - 8.4.2 unless the sealed part is wide enough to contain the sign and leave a clear thoroughfare for pedestrians of a width of at least 1.8 m;
- 8.5 placed so as to interfere with the reasonable movement of persons or vehicles using the footpath or road in the vicinity of where the moveable sign is placed;
- 8.6 placed closer than 0.5 m to the kerb (or, if there is no kerb, to the edge of the carriageway of a road or the shoulder of the road, which ever is the greater);
- 8.7 placed on a landscaped area, other than landscaping that comprises only lawn;
- 8.8 placed within 10 m of an intersection of two or more roads;
- 8.9 placed on a footpath area with a minimum height clearance from a structure above it of less than 2 m;
- 8.10 placed on a designated parking area;
- 8.11 placed on a median strip, traffic island, roundabout or any other traffic control device on a road;
- 8.12 placed other than adjacent to the business premises to which it relates;
- 8.13 tied, fixed or attached to, or placed closer than 1 m from any other structure, object, tree, plant or thing (including another moveable sign);

- 8.14 displayed during the hours of darkness unless it is clearly lit; or
- 8.15 placed in such a position or in such circumstances that the safety of a user of the footpath area or road is at risk.

9. *Appearance*

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

- 9.1 be painted or otherwise detailed in a competent and professional manner; and
- 9.2 be aesthetically appealing, legible and simply worded to convey a precise message; and
- 9.3 be of such design and contain such colours as are compatible with the architectural design of the premises adjacent to the sign, and which related well to the townscape and overall amenity of the locality in which it is situated; and
- 9.4 contain combinations of colour and typographical styles which lend in with and reinforce the heritage qualities of the locality and the buildings where it is situated.

10. *Banners*

A banner displayed on a road must:

- 10.1 be securely fixed at both ends to a pole, fence or other structure so that it does not hang loose or flap at either end;
- 10.2 not, without the Council's permission, be attached to any building, structure, fence, vegetation or other item owned by the Council;
- 10.3 only advertise an event to which the public are invited;
- 10.4 not be displayed more than one month before and two days after the event it advertises;
- 10.5 must not be displayed for a continuous period of more than one month and two days in any twelve month period; and
- 10.6 must not exceed 3 m<sup>2</sup> in size.

11. *Restrictions*

- 11.1 The owner or operator of a business must not cause or allow more than one moveable sign for each business premises to be displayed on the footpath area of a road at any time.
- 11.2 A person must not, without the Council's permission, display a moveable sign on or attached to or adjacent to a vehicle that is parked on Local Government land (including roads) primarily for the purpose of advertising or offering for sale a product (including the vehicle) or business to which the sign relates.
- 11.3 A person must not cause or allow a moveable sign to be placed on a footpath area unless:
  - 11.3.1 it only displays material which advertises a business being conducted on premises adjacent to the moveable sign or the goods and services available from that business; and
  - 11.3.2 the business premises to which it relates is open to the public.
- 11.4 If in the opinion of the Council a footpath area is unsafe for a moveable sign to be displayed, the Council may prohibit or restrict the display of a moveable sign on such conditions as the Council thinks fit.

12. *Exemptions*

- 12.1 Subclauses 10, 8.9, 8.13, 11.1 and 11.3 of this by-law do not apply to a moveable sign which:
  - 12.1.1 advertises a garage sale taking place from residential premises provided that:
    - (a) no more than four moveable signs per residential premises are displayed at any one time in relation to a garage sale taking place at that premises;
    - (b) the moveable sign displays the address of the vendor; and
    - (c) the moveable sign is displayed on the day the garage sale is taking place; or

12.1.2 is a directional sign to an event run by a community organisation or charitable body;

12.2 Subclauses 11.1 and 11.3 of this by-law do not apply to a flat sign which only contains a newspaper headline and the name of a newspaper or magazine.

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

Note:

This by-law does not apply to moveable signs placed and maintained on a road in accordance with Section 226 (3) of the Act, which includes any sign:

- placed there pursuant to an authorisation under another Act;
- designed to direct people to the open inspection of any land or building that is available for purchase or lease;
- related to a State or Commonwealth election and is displayed during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day;
- related to an election held under this Act or the Local Government (Elections) Act 1999 and is displayed during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
- the sign is of a prescribed class.

#### PART 3—ENFORCEMENT

##### 13. Removal of Moveable Signs

13.1 A person must immediately comply with the order of an authorised person to remove a moveable sign made pursuant to Section 227 (1) of the Act.

13.2 The owner of, or other person entitled to recover, a moveable sign removed by an authorised person pursuant to Section 227 (2) of the Act, may be required to pay to the Council any reasonable costs incurred by the Council in removing, storing, and/or disposing of the moveable sign before being entitled to recover the moveable sign.

13.3 The owner of, or other person responsible for, a moveable sign must remove or relocate the moveable sign at the request of an authorised person:

13.3.1 if, in the opinion of an authorised person, and notwithstanding compliance with this by-law, there is any hazard or obstruction or there is likely to be a hazard or obstruction arising out of the location of the moveable sign; or

13.3.2 for the purpose of special events, parades, roadworks or in any other circumstances which, in the opinion of the authorised person, require relocation or removal of the moveable sign to protect public safety or to protect or enhance the amenity of a particular locality.

##### 14. Liability of Vehicle Owners

14.1 For the purposes of this Clause 15, *owner* in relation to a vehicle has the same meaning as contained in Section 4 of the Act.

14.2 The owner and the driver of a vehicle driven, parked or standing in contravention of this by-law are each guilty of an offence and liable to the penalty as prescribed for that offence.

This by-law was duly made and passed at a meeting of the City of Salisbury held on 17 August 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

J. HARRY, Chief Executive Officer

## CITY OF SALISBURY

### BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

#### *By-law No. 3 of 2015—Roads*

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

#### PART 1—PRELIMINARY

##### 1. Title

This by-law may be cited as the Roads By-law 2015 and is By-law No. 3 of the City of Salisbury.

##### 2. Authorising Law

This by-law is made under Sections 239 and 246 of the Act, Regulation 28 of the Local Government (General) Regulations 2013, and Sections 667 (1), 4.I, 7.II and 9.XVI of the Local Government Act 1934.

##### 3. Purpose

The objectives of this by-law are to manage and regulate the prescribed uses of roads in the Council area:

- 3.1 to protect the convenience, comfort and safety of road users and members of the public;
- 3.2 to prevent damage to buildings and structures on roads;
- 3.3 to prevent certain nuisances occurring on roads; and
- 3.4 for the good rule and government of the Council area.

##### 4. Commencement, Revocation and Expiry

4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation<sup>1</sup>:

4.1.1 By-law No. 3—Roads 2008.<sup>2</sup>

4.2 This by-law will expire on 1 January 2023.<sup>3</sup>

Note:

<sup>1</sup> Generally a by-law comes into operation four months after the day on which it is *gazetted*: Section 249 (5) of the Act.

<sup>2</sup> Section 253 of the Act provides that the revocation of a by-law by another by-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a by-law to a part or parts of the Council area.

<sup>3</sup> Pursuant to Section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the gazetting of the by-law.

##### 5. Application

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

5.2 This by-law applies throughout the Council area.

##### 6. Interpretation

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

- 6.1 *Act* means the Local Government Act 1999;
- 6.2 *animal* includes birds, insects and poultry but does not include a dog or a cat;
- 6.3 *camp* includes:
  - 6.3.1 setting up a camp, tent or other structure of calico, canvas, plastic or other similar material on a road; or
  - 6.3.2 subject to the Road Traffic Act 1961, causing a caravan or motorhome to remain on a road overnight, whether or not any person is in attendance or sleeps on the road or intends to stay overnight;
- 6.4 *Council* means the City of Salisbury;
- 6.5 *effective control* means a person exercising effective control of an animal either:

- 6.5.1 by means of a physical restraint; or  
 6.5.2 by command, the animal being in close proximity to the person, and the person being able to see the animal at all times;

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

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

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

Note:

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

#### PART 2—USE OF ROADS

##### 7. Activities Requiring Permission

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

###### 7.1 Amplification

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

###### 7.2 Animals

7.2.1 Cause or allow an animal to stray onto, move over, or graze on a road except where the Council has set aside a track or other area for use by or in connection with an animal of that kind, and provided the animal or animals are under effective control.

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

###### 7.3 Camping and Tents

7.3.1 Erect a tent or other structure of calico, canvas, plastic or other similar material.

7.3.2 Camp or sleep overnight.

###### 7.4 Donations

Ask for or receive or do anything to indicate that the person desires a donation of money.

###### 7.5 Obstructions

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

###### 7.6 Posting and Distribution of Bills

Subject to Clause 11.2:

7.6.1 place on a vehicle (without the consent of the owner of the vehicle), give out or distribute any handbill, book, notice, leaflet or other printed matter to any person; or

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

###### 7.7 Preaching

Preach, harangue, solicit or canvass for religious or charitable purposes.

###### 7.8 Public Exhibitions and Displays

7.8.1 Sing, busk, play a recording or use a music instrument, or perform similar activities.

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

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

7.8.4 Cause any public exhibitions or displays.

###### 7.9 Soliciting

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

###### 7.10 Vehicles

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

Note:

Moveable signs on roads are regulated by Sections 226 and 227 of the Act and the Council's Moveable Signs By-law.

#### PART 3—ENFORCEMENT

##### 8. Directions

A person who, in the opinion of an authorised person is committing or has committed a breach of this by-law, must immediately comply with a direction of an authorised person to leave that part of the road.

##### 9. Orders

If a person does not comply with an order of an authorised person made pursuant to Section 262 of the Act in respect of a breach of this by-law, the Council may seek to recover its costs of any action taken under Section 262 (3) of the Act from the person to whom the order was directed.

Note:

Section 262 (1) of the Act states:

(1) If a person (*the offender*) engages in conduct that is a contravention of this Act or a by-law under this Act, an authorised person may order the offender:

- (a) if the conduct is still continuing—to stop the conduct; and
- (b) whether or not the conduct is still continuing—to take specified action to remedy the contravention.

Subsections (2) and (3) of Section 262 also provide that it is an offence to fail to comply with an order and that if a person does not comply, the authorised person may take action reasonably required to have the order carried out. For example, an authorised person may order a person to:

- cease busking on a road;
- remove an object or structure blocking a footpath;
- remove bills posted on a structure on a road; and
- dismantle and remove a tent from a road.

##### 10. Removal of Animals and Objects

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

#### PART 4—MISCELLANEOUS

##### 11. Exemptions

11.1 The restrictions in this by-law do not apply to a Police Officer, Emergency Worker, Council officer or employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision of a Council officer.

11.2 The restrictions in Clause 7.6 of this by-law do not apply to electoral matter authorised by a candidate and which is:

11.2.1 related to a Commonwealth or State election and occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day; or

11.2.2 related to an election under the Act or the Local Government (Elections) Act 1999 and occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or

11.2.3 related to, and occurs during the course of and for the purpose of a referendum.

## 12. Liability of Vehicle Owners

12.1 For the purposes of this Clause 12, *owner* in relation to a vehicle has the same meaning as contained in Section 4 of the Act.

12.2 The owner and the driver of a vehicle driven, parked or standing in contravention of this by-law are each guilty of an offence and liable to the penalty as prescribed for that offence.

This by-law was duly made and passed at a meeting of the City of Salisbury held on 17 August 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

J. HARRY, Chief Executive Officer

## CITY OF SALISBURY

### BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

#### By-law No. 4 of 2015—Local Government Land

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

#### PART 1—PRELIMINARY

### 1. Title

This by-law may be cited as the Local Government Land By-law 2015 and is By-law No. 4 of the City of Salisbury.

### 2. Authorising Law

This by-law is made under Sections 238 and 246 of the Act, Sections 667 (1) 4.1 and 9.XVI of the Local Government Act 1934 and Section 18A of the Harbors and Navigation Act 1993.

### 3. Purpose

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

- 3.1 to prevent and mitigate nuisances;
- 3.2 to prevent damage to Local Government land;
- 3.3 to protect the convenience, comfort and safety of members of the public;
- 3.4 to enhance the amenity of the Council area; and
- 3.5 for the good rule and government of the area.

### 4. Commencement, Revocation and Expiry

4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation<sup>1</sup>:

4.1.1 By-law No. 4—Local Government land.<sup>2</sup>

4.2 This by-law will expire on 1 January 2023.<sup>3</sup>

#### Note:

<sup>1</sup> Generally a by-law comes into operation four months after the day on which it is *gazetted*: Section 249 (5) of the Act.

<sup>2</sup> Section 253 of the Act provides that the revocation of a by-law by another by-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a by-law to a part or parts of the Council area.

<sup>3</sup> Pursuant to Section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the *gazetted* of the by-law.

### 5. Application

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

5.2 Subject to Clauses 5.3 and 5.4 this by-law applies throughout the Council area.

5.3 Clauses 9.2, 9.8.1, 9.8.3, 9.9.1, 9.25.1-9.25.4, 9.28.2, 9.38, 10.3 and 10.9.2 of this by-law only apply in such parts of the Council area as the Council may by resolution direct in accordance with Section 246 (3) (e) of the Act.

5.4. Clauses 9.4.1 (c), 9.14.2, 9.34.1 of this by-law apply throughout the Council area except in such parts of the Council area as the Council may by resolution direct in accordance with Section 246 (3) (e) of the Act.

## 6. Interpretation

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

- 6.1 *Act* means the Local Government Act 1999;
- 6.2 *animal or animals* includes birds and insects but does not include a dog;
- 6.3 *boat* includes a raft, pontoon or personal watercraft or other similar device;
- 6.4 *camp* includes setting up a camp, or causing a tent, caravan or motorhome to remain on the land for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the land;
- 6.5 *Council* means the City of Salisbury;
- 6.6 *electoral matter* has the same meaning as in the Electoral Act 1985, provided that such electoral matter is not capable of causing physical damage or injury to any person within its immediate vicinity;
- 6.7 *effective control* means a person exercising effective control of an animal either:
  - 6.7.1 by means of a physical restraint; or
  - 6.7.2 by command, the animal being in close proximity to the person and the person being able to see the animal at all times;
- 6.8 *emergency worker* has the same meaning as in the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014;
- 6.9 *foreshore* means land extending from the low water mark on the seashore in the Council's area to the nearest road or section boundary, or for a distance of 50 m from the high water mark (whichever is the lesser);
- 6.10 *funeral ceremony* means a ceremony only (i.e. a memorial service) and does not include a burial;
- 6.11 *kettle barbeque* is a barbeque or other device used for cooking food that uses solid fuel including (but not limited to) wood, charcoal and heat beads.
- 6.12 *liquor* has the same meaning as in the Liquor Licensing Act 1997;
- 6.13 *Local Government land* means all land owned by the Council or under the Council's care, control and management (except roads);
- 6.14 *low water mark* means the lowest meteorological tide;
- 6.15 *offensive* includes threatening, abusive, insulting or annoying behaviour and offend has a complementary meaning;
- 6.16 *open container* means a container which:
  - (a) after the contents of the container have been sealed at the time of manufacture:
    - (i) being a bottle, it has had its cap, cork or top removed (whether or not it has since been replaced);
    - (ii) being a can, it has been opened or punctured;
    - (iii) being a cask, it has had its tap placed in a position to allow it to be used;
    - (iv) being any other form of container, it has been opened, broken, punctured or manipulated in such a way as to allow access to its contents; or
    - (v) is a flask, glass, mug or other container able to contain liquid.
- 6.17 *personal watercraft* means a device that:
  - 6.17.1 is propelled by a motor; and
  - 6.17.2 has a fully enclosed hull; and
  - 6.17.3 is designed not to retain water if capsized; and
  - 6.17.4 is designed to be operated by a person who sits astride, stands, or kneels on the device, and includes the device commonly referred to as a jet ski;
- 6.18 *tobacco product* has the same meaning as in the Tobacco Products Regulation Act 1997;

6.19 *vehicle* has the same meaning as in the Road Traffic Act 1961;

6.20 *waters* includes a body of water, including a pond, lake, river, creek or wetlands under the care, control and management of the Council but does not include ocean waters.

Note:

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

#### PART 2—ACCESS TO LOCAL GOVERNMENT LAND

##### 7. Access

Note:

Pursuant to Section 238 (3) of the Act, if a Council makes a by-law about access to or use of a particular piece of Local Government land (under Section 238), the Council should erect a sign in a prominent position on, or in the immediate vicinity of, the land to which the by-law applies.

The Council may:

- 7.1 close or regulate or restrict access to any part of Local Government land to the public for specified times and days; and
- 7.2 fix charges or fees payable for entry onto any part of Local Government land.

##### 8. Closed Lands

A person must not without permission, enter or remain on any Local Government land:

- 8.1 which has been closed or in respect of which access by the public is regulated or restricted in accordance with Clause 7.1;
- 8.2 where entry fees or charges are payable, without paying those fees or charges; or
- 8.3 where the land has been enclosed by fences and/or walls and gates that have been closed and locked.

#### PART 3—USE OF LOCAL GOVERNMENT LAND

##### 9. Activities Requiring Permission

Note:

Pursuant to Section 238 (3) of the Act, if a Council makes a by-law about access to or use of a particular piece of Local Government land (under Section 238), the Council should erect a sign in a prominent position on, or in the immediate vicinity of, the land to which the by-law applies.

A person must not without the permission of the Council, do any of the following on Local Government land.

###### 9.1 Advertising

Subject to Clause 14.2, display, paint or erect any sign or hoarding for the purpose of commercial advertising or any other purpose.

###### 9.2 Alcohol

Consume, carry or be in possession or in charge of any liquor on Local Government land comprising parks or reserves to which the Council has determined this paragraph applies.

###### 9.3 Amplification

Use an amplifier or other mechanical or electrical device for the purpose of broadcasting sound, or magnifying sound, to an audience.

###### 9.4 Animals

9.4.1 On Local Government land other than the foreshore:

- (a) cause or allow an animal to stray onto, move over, graze or be left unattended on Local Government land; or
- (b) cause or allow an animal to enter, swim, bathe or remain in any waters located on Local Government land; or
- (c) lead, herd or exercise an animal, except where the Council has set aside a track or other area for use by or in connection with an animal of that kind, and provided that the animal or animals are under effective control.

9.4.2 On Local Government land comprising the foreshore cause or allow a sheep, cow, goat or horse to enter, swim, bathe or remain in the sea.

##### 9.5 Annoyance

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

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

##### 9.6 Attachments

Attach anything to a tree, plant, equipment, fence, post, structure or fixture on Local Government land.

##### 9.7 Bees

Place a hive of bees on such land, or allow it to remain thereon.

##### 9.8 Boats

Subject to the provisions of the Harbors and Navigation Act 1993 and the Marine Safety (Domestic Commercial Vessel) National Law:

- 9.8.1 launch or retrieve a boat to or from any waters where the Council has determined that this subclause applies;
- 9.8.2 launch or retrieve a boat other than from a boat ramp constructed for that purpose;
- 9.8.3 propel, float or otherwise use a boat on or in any waters except:
  - (a) in an area to which the Council has resolved this clause applies; and
  - (b) in accordance with any conditions that the Council may have determined by resolution apply to that use;
- 9.8.4 hire out a boat or otherwise use a boat for commercial purposes; or
- 9.8.5 moor a boat on any waters or to a pontoon attached to Local Government land.

##### 9.9 Boat Ramps

9.9.1 Launch a boat from any boat ramp on Local Government land to which the Council has determined this clause applies without having:

- (a) purchased a short term ticket; or
- (b) been granted a launch permit.

9.9.2 For the purposes of Clause 9.9 the following definitions apply:

- (a) *launch permit* means a permit issued by the Council and/or its agent upon application and which authorises the launch of a nominated boat from a boat ramp in accordance with the conditions determined by the Council;
- (b) *nominated boat* means the boat specified in an application for an annual launch permit, in respect of which a launch permit is granted; and
- (c) *short term ticket* means a ticket purchased from a vending machine located at or in the vicinity of a boat ramp that authorises a single launch of a boat from the boat ramp in accordance with the conditions determined by the Council and displayed at the site of the vending machine and, which is valid for a period of 24 hours from the time of purchase.

##### 9.10 Buoys

Place a buoy, cable, chain, hawser, rope or net in or across any waters.

##### 9.11 Bridge Jumping

Jump or dive from a bridge on Local Government land.

9.12 *Buildings*

Use a building, or structure on Local Government land for a purpose other than its intended purpose.

9.13 *Burials and Memorials*

9.13.1 Bury, inter or spread the ashes of any human or animal remains; or

9.13.2 Erect any memorial.

9.14 *Camping and Tents*

9.14.1 Erect a tent or other structure of calico, canvas, plastic or similar material as a place of habitation;

9.14.2 Camp or sleep overnight other than in an area to which the Council has, by resolution, designated for camping and in accordance with such time limits and other conditions determined by resolution of the Council (if any).

9.15 *Canvassing*

Subject to Clause 14.2, convey any advertising, religious or other message to any bystander, passer-by or other.

9.16 *Defacing Property*

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

9.17 *Distribution*

Subject to Clause 14.2, place on a vehicle (without the consent of the owner of the vehicle), or give out or distribute any hand bill, book, notice, leaflet, or other printed matter to any bystander, passer-by or other person.

9.18 *Donations*

Ask for or receive or indicate that he or she desires a donation of money or any other thing.

9.19 *Entertainment and Busking*

9.19.1 Sing, busk or play a recording or use a musical instrument for the apparent purpose of either entertaining others or receiving money.

9.19.2 Conduct or hold a concert, festival, show, public gathering, circus, meeting, performance or any other similar activity.

9.20 *Equipment*

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

9.21 *Fires*

9.21.1 Subject to Clause 9.21.2 and the Fire and Emergency Services Act 2005, light a fire except:

(a) in a place provided by the Council for that purpose; or

(b) in a portable barbeque, as long as the barbeque is used in an area that is clear of flammable material for a distance of at least 4 m.

9.21.2 Use a kettle barbeque during fire danger season.

9.22 *Fireworks*

Ignite or discharge any fireworks.

9.23 *Flora and Fauna*

Subject to the Native Vegetation Act 1991 and the National Parks and Wildlife Act 1972:

9.23.1 damage, pick, disturb, interfere with or remove any plant or flower thereon;

9.23.2 cause or allow an animal to stand or walk on any flower bed or garden plot;

9.23.3 deposit, dig, damage, disturb, interfere with or remove any soil, stone, wood, clay, gravel, pebbles, timber, bark or any part of the land;

9.23.4 take, interfere with, tease, harm or disturb any animal, bird or marine creature or the eggs or young of any animal, bird or marine creature;

9.23.5 pick, collect, take, interfere with or disturb any fruit, nuts, berries or native seeds;

9.23.6 disturb, interfere with or damage any burrow, nest or habitat of any animal or bird;

9.23.7 use, possess or have control of any device for the purpose of killing or capturing any animal, bird or marine creature; or

9.23.8 burn any timber or dead wood.

9.24 *Foreshore*

On Local Government land comprising the foreshore:

9.24.1 drive or propel a vehicle on the foreshore except on an area or road that is constructed or set aside by the Council for that purpose;

9.24.2 launch or retrieve a boat from the foreshore without using a boat ramp; or

9.24.3 allow a vehicle to remain stationary on a boat ramp longer than is necessary to launch or retrieve a boat.

9.25 *Games and Sport*

9.25.1 Participate in, promote or organise any organised competition or sport as distinct from organised social play on Local Government land to which the Council has resolved this subclause applies.

9.25.2 Play or practice any game which involves kicking, hitting or throwing a ball or other object on Local Government land to which the Council has resolved this subclause applies, which may cause or be likely to cause injury or discomfort to a person being on or in the vicinity of that land or detract from or be likely to detract from another person's lawful use and enjoyment of that land.

9.25.3 Engage or participate in or conduct any organised group fitness activity or training on Local Government land to which the Council has resolved this subclause applies.

9.25.4 Play or practice the game of golf on Local Government land to which the Council has resolved this subclause applies.

9.25.5 Play or practice any game or sport on Local Government land to which the Council has resolved this subclause applies except at the times determined by the Council and indicated on a sign on or in the vicinity of the land.

9.26 *Litter*

9.26.1 Throw, cast, place, deposit or leave any rubbish, dirt or refuse of any kind whatsoever except in a garbage container provided for that purpose.

9.26.2 Deposit any soil, clay, stone, gravel, green waste or other putrescible waste or any other matter.

9.27 *Marine Life*

Introduce any marine life to any waters located on Local Government land.

9.28 *Model Aircraft, Boats and Cars*

9.28.1 Fly or operate a model or drone aircraft, boat or model or remote control car in a manner which may cause or be likely to cause injury or discomfort to a person being on or in the vicinity of the land, or detract from or be likely to detract from another person's lawful use of and enjoyment of the land.

9.28.2 Fly or operate a model or drone aircraft, boat or model or remote control car on any Local Government land to which the Council has resolved this subclause applies.

- 9.29 *Overhanging Articles or Displaying Personal Items*  
Suspend or hang an article or object from a building, verandah, pergola, post or other structure on Local Government land where it might present a nuisance or danger to a person using the land or be of an unsightly nature.
- 9.30 *Playing Area*  
Use or occupy a playing area:
- 9.30.1 in such a manner as to damage or be likely to damage the surface of the playing area or infrastructure (above and under ground level);
- 9.30.2 in a manner contrary to the purpose for which the playing area was intended to be used or occupied; or
- 9.30.3 contrary to directions of the Council made by resolution and indicated on a sign displayed adjacent to the playing area.
- 9.31 *Pontoons*  
Install or maintain a pontoon or jetty in any waters.
- 9.32 *Posting of Bills*  
Post or allow or cause to be posted any bills, advertisements or other papers or items on a building or structure on Local Government land or in a public place.
- 9.33 *Preaching*  
Preach, harangue or solicit for religious purposes.
- 9.34 *Swimming*  
Subject to the provisions of the Harbors and Navigation Act 1993, swim in, bathe or enter any waters except:
- 9.34.1 in an area which the Council has determined may be used for such purpose; and
- 9.34.2 in accordance with any conditions that the Council may have determined by resolution apply to such use.
- 9.35 *Trading*  
Sell, buy, offer or display anything for sale.
- 9.36 *Vehicles*
- 9.36.1 Drive or propel a vehicle except on an area or road constructed and set aside by the Council for that purpose.
- 9.36.2 Promote, organise or take part in a race, test or trial of any kind in which vehicles take part, except on an area properly constructed for that purpose.
- 9.36.3 Repair, wash, paint, panel beat or carry out other work to a vehicle, except for running repairs in the case of a breakdown.
- 9.37 *Weddings, Functions and Special Events*
- 9.37.1 Hold, conduct or participate in a marriage ceremony, funeral or special event.
- 9.37.2 Erect a marquee, stage or structure for the purpose of holding or conducting a wedding, funeral or special event.
- 9.37.3 Hold or conduct any filming where the filming is for a commercial purpose.
- 9.38 *Wheeled Recreational Devices*  
Subject to the Road Traffic Act 1961, ride a wheeled recreational device on Local Government land to which the Council has determined this clause applies.
10. *Prohibited Activities*  
A person must not do any of the following on Local Government land.
- 10.1 *Animals*
- 10.1.1 Cause or allow any animal to enter, swim, bathe or remain in any waters to the inconvenience, annoyance or danger of any other person bathing or swimming.
- 10.1.2 Cause or allow an animal to damage a flowerbed, garden plot, tree, lawn or like thing or place.
- 10.1.3 Lead, herd or exercise a horse in such manner as to cause a nuisance or endanger the safety of a person.
- 10.2 *Equipment*  
Use any item of equipment, facilities or property belonging to the Council other than in the manner and for the purpose for which it was designed, constructed or intended to be used or in such manner as is likely to damage or destroy it.
- 10.3 *Fishing*  
Fish in any waters to which the Council has determined this subclause applies.
- 10.4 *Glass*  
Wilfully break any glass, china or other brittle material.
- 10.5 *Interference With Land*  
Interfere with, alter or damage the land (including a building, structure or fixture located on the land) including:
- 10.5.1 altering the construction or arrangement of the land to permit or facilitate access from an adjacent property;
- 10.5.2 erecting or installing a structure in, on, across, under or over the land;
- 10.5.3 changing or interfering with the construction, arrangement or materials of the land;
- 10.5.4 planting a tree or other vegetation on the land, interfering with the vegetation on the land or removing vegetation from the land; or
- 10.5.5 otherwise use the land in a manner contrary to the purpose for which the land was designed to be used.
- 10.6 *Interference With Permitted Use*  
Interrupt, disrupt or interfere with any other person's use of Local Government land which is permitted or for which permission has been granted.
- 10.7 *Nuisance*  
Behave in such a manner as to cause discomfort, inconvenience, annoyance or offence to any other person.
- 10.8 *Playing Games*  
Play or practice a game:
- 10.8.1 which is likely to cause damage to the land or anything on it; or
- 10.8.2 in any area where a sign indicates that the game is prohibited.
- 10.9 *Smoking*  
Subject to the Tobacco Products Regulation Act 1997, smoke, hold or otherwise have control over an ignited tobacco product:
- 10.9.1 in any building; or
- 10.9.2 on any land to which the Council has determined this subclause applies.
- 10.10 *Solicitation*  
Tout or solicit customers for the parking of vehicles or for any other purpose whatsoever.
- 10.11 *Throwing Objects*  
Throw, roll, project or discharge a stone, substance or other missile, excluding sport and recreational equipment designed to be used in that way.
- 10.12 *Toilets*  
In any public convenience on Local Government land:
- 10.12.1 urinate other than in a urinal or pan or defecate other than in a pan set apart for that purpose;

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

#### 10.13 Waste

- 10.13.1 Deposit or leave thereon:
- (a) anything obnoxious or offensive;
  - (b) any offal, dead animal, dung or filth; or
  - (c) any mineral, mineral waste, industrial waste or bi-products.
- 10.13.2 Foul or pollute any waters situated thereon.
- 10.13.3 Deposit any rubbish other than in receptacles provided by the Council for that purpose.
- 10.13.4 Deposit in a receptacle any rubbish emanating from domestic or trade purposes, unless designated by a sign or signs.

#### PART 4—ENFORCEMENT

#### 11. Directions

- 11.1 A person on Local Government land must comply with a reasonable direction from an authorised person relating to:
- 11.1.1 that person's use of the land;
  - 11.1.2 that person's conduct and behaviour on the land;
  - 11.1.3 that person's safety on the land; or
  - 11.1.4 the safety and enjoyment of other persons on the land.
- 11.2 A person who, in the opinion of an authorised person, is likely to commit or has committed, a breach of this by-law must immediately comply with a direction of an authorised person to leave that part of Local Government land.

#### 12. Orders

If a person fails to comply with an order of an authorised person made pursuant to Section 262 of the Act in respect of a breach of this by-law, the Council may recover its costs of any action taken under Section 262 (3) of the Act from the person to whom the order was directed.

Note:

Section 262 (1) of the Act states:

- (1) If a person (*the offender*) engages in conduct that is a contravention of this Act or a by-law under this Act, an authorised person may order the offender:
- (a) if the conduct is still continuing—to stop the conduct; and
  - (b) whether or not the conduct is still continuing—to take specified action to remedy the contravention.

Subsections (2) and (3) of Section 262 also provide that it is an offence to fail to comply with an order and that if a person does not comply, the authorised person may take action reasonably required to have the order carried out. For example, an authorised person may order a person to:

- cease smoking on Local Government land;
- remove an object or structure encroaching on Local Government land;
- dismantle and remove a structure erected on Local Government land without permission.

#### 13. Removal of Animals and Objects

An authorised person may remove an animal or object that is on Local Government land in breach of a by-law if no person is in charge of, or apparently in charge of, the animal or object.

#### PART 5—MISCELLANEOUS

#### 14. Exemptions

- 14.1 The restrictions in this by-law do not apply to a Police Officer, Emergency Worker, Council officer or employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision of a Council officer.
- 14.2 The restrictions in Clauses 9.1, 9.15 and 9.17 of this by-law do not apply to electoral matter authorised by a candidate and which is:
- 14.2.1 related to a Commonwealth or State election and occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day; or
  - 14.2.2 related to an election under the Act or the Local Government (Elections) Act 1999 and occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
  - 14.2.3 related to, and occurs during the course of and for the purpose of a referendum.

#### 15. Liability of Vehicle Owners

- 15.1 For the purposes of this Clause 15, *owner* in relation to a vehicle has the same meaning as contained in Section 4 of the Act.
- 15.2 The owner and the driver of a vehicle driven, parked or standing in contravention of this by-law are each guilty of an offence and liable to the penalty as prescribed for that offence.

This by-law was duly made and passed at a meeting of the City of Salisbury held on 17 August 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

J. HARRY, Chief Executive Officer

#### CITY OF SALISBURY

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999  
AND THE DOG AND CAT MANAGEMENT ACT 1995

#### *By-law No. 5 of 2015—Dogs*

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

#### PART 1—PRELIMINARY

##### 1. Title

This by-law may be cited as the Dog By-law 2015 and is By-law No. 5 of the City of Salisbury.

##### 2. Authorising Law

This by-law is made under Section 90 (5) of the Dog and Cat Management Act 1995, Sections 238 and 246 of the Act, and Sections 667 (1), 9.XVI of the Local Government Act 1934.

##### 3. Purpose

The objects of this by-law are to control and manage dogs in the Council area:

- 3.1 to reduce the incidence of environmental nuisance caused by dogs; and
- 3.2 to promote responsible dog ownership; and
- 3.3 to protect the convenience, comfort and safety of members of the public; and
- 3.4 for the good rule and government of the Council area.

#### 4. Commencement, Revocation and Expiry

4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation<sup>1</sup>:

4.1.1 By-law No. 5—Dogs 2008.<sup>2</sup>

4.2 This by-law will expire on 1 January 2023.<sup>3</sup>

#### Note:

<sup>1</sup> Generally a by-law comes into operation four months after the day on which it is *gazetted*: Section 249 (5) of the Act.

<sup>2</sup> Section 253 of the Act provides that the revocation of a by-law by another by-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a by-law to a part or parts of the Council area.

<sup>3</sup> Pursuant to Section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the gazettal of the by-law.

#### 5. Application

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

5.2 Subject to Clause 5.3, this by-law applies throughout the Council area.

5.3 Clauses 9 and 10 of this by-law only apply in such part or parts of the Council area as the Council may by resolution direct in accordance with Section 246 (3) (e) of the Act.

#### 6. Interpretation

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

6.1 *Act* means the Local Government Act 1999;

6.2 *approved kennel establishment* means a building, structure or area approved by a relevant authority, pursuant to the Development Act 1993, for the keeping of dogs on a temporary or permanent basis;

6.3 *assistance dog* means a dog trained and used for the purpose of assisting a person who is wholly or partially disabled.

6.4 *children's playground* means an enclosed area in which there is equipment or other installed devices for the purpose of children's play (or within 3 m of such devices if there is no enclosed area);

6.5 *Council* means the City of Salisbury

6.6 *dog* (except for in Clause 7.1) has the same meaning as in the Dog and Cat Management Act 1995;

6.7 *effective control* means a person exercising effective control of a dog either:

6.7.1 by means of a physical restraint; or

6.7.2 by command, the dog being in close proximity to the person and the person being able to see the dog at all times;

6.8 *keep* includes the provision of food or shelter;

6.9 *park* has the same meaning as in the Dog and Cat Management Act 1995;

6.10 *premises* includes land, whether used or occupied for domestic or non-domestic purposes, except an approved kennel establishment;

6.11 *small dwelling* means a self-contained residence that is:

6.11.1 a residential flat building; or

6.11.2 contained in a separate strata or community title unit; or

6.11.3 on an allotment less than 300 square metres in area; or

6.11.4 without a secure yard of at least 60 square metres in area;

6.12 for the purposes of Clause 9 of the by-law, a dog is under *effective control by means of a leash* if the dog is secured to a leash that does not exceed 2 m in length and:

6.12.1 the leash is either tethered securely to a fixed object; or

6.12.2 held by a person capable of controlling the dog and preventing it from being a nuisance or a danger to other persons.

#### Note:

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

#### PART 2—LIMITS ON DOG NUMBERS

##### 7. Limits on Dog Numbers in Private Premises

7.1 Subject to Clauses 7.2 and 7.4 a person must not, without the Council's permission, keep:

7.1.1 more than one dog on premises comprising a small dwelling; or

7.1.2 more than two dogs on any other premises.

7.2 For the purposes of Clause 7.1, '*dog*' means a dog that is three months of age or older, or a dog that has lost its juvenile teeth.

7.3 Clause 7.1 does not apply to:

7.3.1 approved kennel establishments operating in accordance with all required approvals and consents; or

7.3.2 any business involving dogs provided that the business is registered in accordance with the Dog and Cat Management Act 1995.

7.4 The Council may require that premises which are the subject of an application for permission to keep additional dogs must be inspected by an authorised person for the purpose of assessing the suitability of the premises for housing dogs.

7.5 No dog is to be kept on any premises where, in the opinion of an authorised person, there is no secure or appropriate area where a dog may be effectively confined.

#### PART 3—DOG CONTROLS

##### 8. Dog Exercise Areas

8.1 Subject to Clauses 9 and 10 of this by-law, a person may enter a park in the Council area for the purpose of exercising a dog under his or her effective control.

#### Note:

If a person is exercising a dog in a park as permitted under this clause and the dog is not under effective control, this gives rise to a dog wandering at large offence under Section 43 (1) of the Dog and Cat Management Act 1995, for which the owner of or person responsible for the dog may be liable.

##### 9. Dog on Leash Areas

A person must not allow a dog under that person's control, charge or authority (except an assistance dog that is required to remain off-lead in order to fulfil its functions) to be or remain on Local Government land or in a public place to which the Council has determined this clause applies unless the dog is under effective control by means of a leash.

##### 10. Dog Prohibited Areas

A person must not allow a dog under that person's control, charge or authority (except an assistance dog) to enter or remain on any Local Government land or public place to which the Council has determined this clause applies.

##### 11. Dog Faeces

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

#### PART 4—ENFORCEMENT

##### 12. Orders

12.1 If a person engages in conduct that is in contravention of this by-law, an authorised person may order that person:

12.1.1 if the conduct is still continuing—to stop the conduct; and

12.1.2 whether or not the conduct is still continuing—to take specified action to remedy the contravention.

- 12.2 A person must comply with an order under this clause.
- 12.3 If a person does not comply with an order, the authorised person may take action reasonably required to have the order carried out, and the Council may recover its costs of any action so taken from the person to whom the order was directed.
- 12.4 However, an authorised person may not use force against a person under this section.

Note:

For example, an authorised person may order a person to:

- cease keeping more than the permitted number of dogs on that person's premises; or
- remove a dog from a dog prohibited area.

This by-law was duly made and passed at a meeting of the City of Salisbury held on 17 August 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

J. HARRY, Chief Executive Officer

## CITY OF SALISBURY

### BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

#### *By-law No. 6 of 2015—Waste Management*

A by-law to regulate the removal of domestic waste recyclable and green organic waste from premises in the Council's area.

#### PART 1—PRELIMINARY

##### 1. Title

This by-law may be cited as the Waste Management By-law 2015 and is By-law No. 6 of the City of Salisbury.

##### 2. Authorising Law

This by-law is made under Sections 238, 239 and 246 of the Local Government Act 1999, Sections 667 (1) 4.1 and 9.XVI of the Local Government Act 1934 and Regulation 28 (b) of the Local Government (General) Regulations 2013;

##### 3. Purpose

The objectives of this by-law are:

- 3.1 to prevent and suppress nuisances associated with the storage and collection of domestic waste;
- 3.2 to prevent damage to Council property and land; and
- 3.3 to define the requirements for the use of Council's domestic kerbside waste collection service; and
- 3.4 to protect the convenience, comfort and safety of members of the public; and
- 3.5 to enhance the amenity of the Council area; and
- 3.6 for the good rule and government of the area.

##### 4. Commencement, Revocation and Expiry

- 4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation<sup>1</sup>:
  - 4.1.1 By-law No. 6—Waste Management 2008.<sup>2</sup>
- 4.2 This by-law will expire on 1 January 2023.<sup>3</sup>

Note:

- <sup>1</sup> Generally a by-law comes into operation four months after the day on which it is *gazetted*: Section 249 (5) of the Act.
- <sup>2</sup> Section 253 of the Act provides that the revocation of a by-law by another by-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a by-law to a part or parts of the Council area.
- <sup>3</sup> Pursuant to Section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the gazettal of the by-law.

##### 5. Application

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

##### 6. Interpretation

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

- 6.1 *Act* means the Local Government Act 1999;
- 6.2 *Council* means the City of Salisbury;
- 6.3 *Container* includes a Green Organics Container, Domestic Waste Container or Recyclables Container;
- 6.4 *Green Organics* means any clean organic matter consisting of lawn clippings, plants, vegetables, leaves, prunings, food scraps or other materials for which permission has been given by the Council;
- 6.5 *Green Organics Container* means a container for the disposal of Green Organics that is approved by the Council;
- 6.6 *Hard Waste* means any internal and/or external domestic items such as (but not limited to) fridges, and mattresses but excludes any Domestic Waste;
- 6.7 *Domestic Waste* means any kind of domestic and kitchen waste generated from residences including, but not limited to, broken crockery, clothing, material, broken and cooking glass items, hoses, polystyrene, ropes, and soft plastics, but excludes building materials, effluent, liquids, metal, rocks, soil, lead acid batteries, wood and any toxic waste;
- 6.8 *Domestic Waste Container* means a container for the disposal of Domestic Waste that is approved by the Council;
- 6.9 *Premises* means premise, excluding vacant land, s to which the Council's Waste collection services is made available;
- 6.10 *Recyclables* means newspapers, magazines, clean paper and cardboard, clean plastic containers of a type specified by the Council, clean tins and cans, clean glass and clean milk and juice containers and other materials for which permission has been given by the Council;
- 6.11 *Recyclables Container* means a container for the disposal of Recyclables that is approved by the Council;
- 6.12 *Road* has the same meaning as in the Local Government Act 1999;
- 6.13 *Waste* means Domestic Waste, Recyclables and Green Organics; and
- 6.14 *Waste Containers* means Domestic Waste Containers, Recyclables Containers and Green Organics Containers.

##### 7. Provide Containers

- 7.1 An occupier of premises must keep on his or her premises a Domestic Waste Container and a Recyclables Container.
- 7.2 An occupier of premises may keep on his or her premises a Green Organics Container.

##### 8. Management of Waste Collection Services

An occupier of premises must:

- 8.1 *Domestic Waste*
  - 8.1.1 ensure that the Domestic Waste Container kept on the premises is approved by the Council; and
  - 8.1.2 not place, cause, suffer or permit any waste other than Domestic Waste to be in a Domestic Waste Container.
- 8.2 *Recyclables*
  - 8.2.1 ensure that the Recyclables Container kept on his or her premises is approved by the Council; and
  - 8.2.2 not place, cause, suffer or permit waste other than Recyclables to be in a Recyclables Container.
- 8.3 *Green Organics*
  - 8.3.1 ensure that any Green Organics Container kept on his or her premises is approved by the Council; and
  - 8.3.2 not place, cause, suffer or permit waste other than Green Organics to be in a Green Organics Container.

#### 8.4 *Keep Container Clean*

cause each Waste Container kept on the premises to be kept in a clean and sanitary condition, maintained in good order and repair and kept watertight at all times; and

#### 8.5 *Sealing of Container*

cause each container to be continuously and securely covered or sealed except when waste is being deposited in or removed from the container.

#### 8.6 *Damage*

ensure that each Waste Container thereon is maintained, repaired or replaced (as necessary) so that it is not damaged or worn to the extent that:

- 8.6.1 it is not robust or watertight; or
- 8.6.2 it is unable to be moved on its wheels (if any) efficiently; or
- 8.6.3 the lid does not seal on the container when closed; or
- 8.6.4 its efficiency or use is otherwise impaired.

#### 8.7 *Collection Services*

8.7.1 facilitate the collection and removal of waste from the premises by ensuring all Waste Containers thereon that contain waste for collection are placed on the road for collection by the Council its agents or contractors:

- (a) on the day appointed by the Council for the collection of waste from those premises or the night before (and not before these times); and
- (b) in a position:
  - (a) adjacent to the kerb (not on the carriageway) so that the front of the bin faces the road; and
  - (b) not under the overhanging branches of any trees; and
  - (c) as may otherwise be approved or directed by the Council and, wherever practicable, notified to the occupier in writing; and

8.7.2 remove all Waste Containers from the road on the same day as the collection of waste has occurred.

#### 8.8 *Waste*

not place any Waste Container on the road for collection by the Council, its agents or contractors unless the Waste Container contains only the type of waste that is permitted to be disposed of in that Waste Container.

#### 8.9 *Hard Waste*

not place any Hard Waste on the road for collection by the Council, its agents or contractors other than in accordance with any directions issued by the Council and notified to the occupier in writing.

### 9. *Interference with Waste/Hard Waste*

A person must not, without the Council's permission, remove, disburse or interfere with any Waste, or Hard Waste that has been placed on a road or in a Waste Container on a road for the apparent purpose of collection by the Council, its agents or contractors.

#### PART 2—ENFORCEMENT

### 10. *Orders*

If a person fails to comply with an order of an authorised person made pursuant to Section 262 of the Act in respect of a breach of this by-law, the Council may seek to recover its costs of any action taken under Section 262 (3) of the Act from the person to whom the order was directed.

### 11. *Exemptions*

The restrictions in this by-law do not apply to a Police Officer, Emergency Worker, Council officer or employee acting in the course of and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision of a Council officer.

This by-law was duly made and passed at a meeting of the City of Salisbury held on 17 August 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

J. HARRY, Chief Executive Officer

### DISTRICT COUNCIL OF COOBER PEDY

#### *Adoption of Valuations and Declaration of Rates*

NOTICE is hereby given that at its meeting held on 31 August 2015, the District Council of Coober Pedy resolved as follows:

#### *Adoption of Valuations*

Pursuant to Section 167 (2) (a) of the Local Government Act 1999, adopted for the year ending 30 June 2016, the Valuer-General's valuation of capital values relating to property within the Council's area totalling \$203 086 460.

#### *Declaration of Rates*

Pursuant to Sections 153 (1) (b) and 156 (1) (a) of the Local Government Act 1999, declared differential general rates on land within its area for the year ending 30 June 2016, varying according to the use of the land as follows:

		Cents in the dollar
Land Use 1	Residential .....	0.3014
Land Use 2	Commercial—Shop .....	0.9385
Land Use 3	Commercial—Office .....	0.9385
Land Use 4	Commercial—Other .....	0.9689
Land Use 5	Industry—Light .....	0.9689
Land Use 6	Industry—Other .....	0.9689
Land Use 7	Primary Production .....	0.9689
Land Use 8	Vacant Land .....	0.1889
Land Use 9	Other .....	0.9689

Pursuant to Section 152 (1) (c) (ii) of the Local Government Act 1999, declared that a fixed charge of \$370 will apply to all rateable land within the Council's area for the year ending 30 June 2016.

#### *Sewerage Separate Rate*

Pursuant to and in accordance with Section 154 of the Local Government Act 1999, declared a separate rate in respect of all rateable land within the area of the Council and within the Sewerage Scheme Area for the year ending 30 June 2016, for the purposes of making available, supporting and maintaining the Coober Pedy Sewerage Scheme, being a rate of 0.4327 cents in the dollar based on the capital value of the rateable land, with the exception of those properties that cannot be connected.

#### *Water Annual Service Charge*

Pursuant to Section 155 of the Local Government Act 1999, declared an annual service charge for the year ending 30 June 2016, on land within the Council's area to which it provides or makes available the prescribed service of the provision of water based on the nature of the service and varying according to land use category as follows:

		\$
Land Use 1	Residential .....	175
Land Use 2	Commercial—Shop .....	655
Land Use 3	Commercial—Office .....	655
Land Use 4	Commercial—Other .....	655
Land Use 5	Industry—Light .....	655
Land Use 6	Industry—Other .....	655
Land Use 7	Primary Production .....	175
Land Use 8	Vacant Land .....	140
Land Use 9	Other .....	175

#### *Payment of Rates*

Pursuant to Section 181 of the Local Government Act 1999, rates will be payable in four equal or approximately equal instalments to be received on or before 9 October 2015, 18 December 2015, 18 March 2016 and 17 June 2016.

T. RUSBY, Chief Executive Officer

## DISTRICT COUNCIL OF COOBER PEDY

*Resignation of Mayor*

NOTICE is hereby given in accordance with Section 54 (6) of the Local Government Act 1999, that a vacancy has occurred in the office of Mayor for District Council of Coober Pedy, due to the resignation of Mayor Stephen Staines, to take effect from 27 August 2015.

T. RUSBY, Chief Executive Officer

## DISTRICT COUNCIL OF COOBER PEDY

*Close of Roll for Supplementary Elections*

DUE to the resignation of Mayor Stephen Staines a supplementary election will be required to fill the vacancy for Mayor.

As the Council also has an unfilled casual vacancy of an Area Councillor position, pursuant to a policy under Section 6 (2) (b) of the Local Government (Elections) Act 1999, a supplementary election to fill that vacancy must be held in conjunction with the Mayoral election under Section 6 (3) of the Act.

The voters roll for these elections will close at 5 p.m. on Wednesday, 30 September 2015.

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

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

Nominations to fill the vacancies will open on Thursday, 22 October 2015 and will be received until 12 noon on Thursday, 5 November 2015.

The elections will be conducted entirely by post with the return of ballot material to reach the Returning Officer no later than 12 noon on Monday, 7 December 2015.

D. GULLY, Returning Officer

## MOUNT BARKER DISTRICT COUNCIL

*Resignation of Councillor*

NOTICE is hereby given in accordance with Section 54 (6) of the Local Government Act 1999, that a vacancy has occurred in the Office of Councillor for North Ward, due to the resignation of Councillor Trevor Corbell, to take effect from 28 August 2015.

A. STUART, Chief Executive Officer

## MOUNT BARKER DISTRICT COUNCIL

*Close of Roll for Supplementary Election*

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

The voters roll for this supplementary election will close at 5 p.m. on Wednesday, 30 September 2015.

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

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

Nominations to fill the vacancy will open on Thursday, 22 October 2015 and will be received until 12 noon on Thursday, 5 November 2015.

The election will be conducted entirely by post with the return of ballot material to reach the Returning Officer no later than 12 noon on Monday, 7 December 2015.

D. GULLY, Returning Officer

## DISTRICT COUNCIL OF ORROROO CARRIETON

*Adoption of Valuations and Declaration of Rates 2015-2016*

NOTICE is hereby given that the Council at a special meeting held on 25 August 2015, in respect of the financial year ending 30 June 2016, resolved as follows:

*Adoption of Valuations*

To adopt, for rating purposes, the most recent valuations of the Valuer-General available to Council of the Capital Value of land within the Council's area totalling \$186 933 380 of which \$179 354 340 is the total Capital Value of rateable land.

*General Rates*

To declare a general rate to apply to all rateable land within the Council area of 0.0034 cents in the dollar.

*Fixed Charge*

To declare a fixed charge of \$242 on all rateable land within the Council area.

*Annual Service Charge—Waste Management Collection*

To declare an annual service charge—Waste Management Collection of \$325 to be applied to all properties to which the service is provided or is made available, with a charge of \$80 for each additional bin.

*Separate Rate—Natural Resources Management Levy*

To declare a separate rate of 0.00014231 cents in the dollar on all rateable land within the Council area to recover the amount payable to the Northern and Yorke Natural Resources Management Board.

S. RUFUS, Chief Executive Officer

# ATTENTION

CUSTOMERS requiring a proof of their notice for inclusion in the *Government Gazette*, please note that the onus is on you to inform **Government Publishing SA** of any subsequent corrections.

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

If we do not receive any communication by 10 a.m. on Thursday (day of publication) we will presume the notice is correct and will print it as it is.

**Remember**—the onus is on you to inform us of any corrections necessary to your notice.

**NOTE: Closing time for lodging new copy (electronically, fax or hard copy) is 4 p.m. on Tuesday preceding the day of publication.**

Phone: 8207 1045

Fax: 8207 1040

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