



THE SOUTH AUSTRALIAN

GOVERNMENT GAZETTE

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ADELAIDE, THURSDAY, 28 APRIL 2016

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GOVERNMENT GAZETTE NOTICES

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

Department of the Premier and Cabinet
Adelaide, 28 April 2016

HIS Excellency the Governor in Executive Council has revoked the appointment of Robert Wilfred Hamdorf as a Member and the Presiding Member of the Firearms Review Committee, effective from 28 April 2016, pursuant to the provisions of the Firearms Act 1977 and Section 36 of the Acts Interpretation Act 1915.

By command,

IAN KEITH HUNTER, for Acting Premier

MPOL16/03CS

Department of the Premier and Cabinet
Adelaide, 28 April 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Teachers Registration Board of South Australia, pursuant to the provisions of the Teachers Registration and Standards Act 2004:

Deputy Member: (from 28 April 2016 until 30 March 2017)
Julie Ann Clark (Deputy to Keightley)

By command,

IAN KEITH HUNTER, for Acting Premier

MECD16/028

Department of the Premier and Cabinet
Adelaide, 28 April 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Parole Board of South Australia, pursuant to the provisions of the Correctional Services Act 1982:

Member: (from 28 April 2016 until 9 September 2018)
Kenneth Peter O'Brien

By command,

IAN KEITH HUNTER, for Acting Premier

MCS16/05CS

Department of the Premier and Cabinet
Adelaide, 28 April 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Minister's Advisory Committee, pursuant to the provisions of the Return to Work Act 2014:

Member: (from 28 April 2016 until 30 November 2017)
Hannah Mary Treloar

By command,

IAN KEITH HUNTER, for Acting Premier

MIR0021/16CS

Department of the Premier and Cabinet
Adelaide, 28 April 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Firearms Review Committee, pursuant to the provisions of the Firearms Act 1977:

Member: (from 28 April 2016 until 30 June 2017)
James Raymond Langmead

Deputy Member: (from 28 April 2016 until 30 June 2017)
Owen Llewelyn Willett Bevan (Deputy to Langmead)

Presiding Member: (from 28 April 2016 until 30 June 2017)
James Raymond Langmead

By command,

IAN KEITH HUNTER, for Acting Premier

MPOL16/03CS

Department of the Premier and Cabinet
Adelaide, 28 April 2016

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

Member: (from 28 April 2016 until 27 April 2019)
Mark John Roderick

Member: (from 30 May 2016 until 29 May 2019)
David John Wissler Knox

Member: (from 24 May 2016 until 23 May 2019)
Judith Potter

Member: (from 25 June 2016 until 24 June 2019)
Allan James Whalley

Presiding Member: (from 24 May 2016 until 23 May 2019)
Judith Potter

By command,

IAN KEITH HUNTER, for Acting Premier

ASACAB005-12

Department of the Premier and Cabinet
Adelaide, 28 April 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Kyam Joseph Maher, MLC, Minister for Employment, Minister for Aboriginal Affairs and Reconciliation, Minister for Manufacturing and Innovation, Minister for Automotive Transformation and Minister for Science and Information Economy to be also Acting Premier on 2 May 2016, during the absence of the Honourable Jay Wilson Weatherill, MP.

By command,

IAN KEITH HUNTER, for Acting Premier

DPC16/046CS

Department of the Premier and Cabinet
Adelaide, 28 April 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Susan Elizabeth Close, MP, Minister for Education and Child Development and Minister for Higher Education and Skills to be appointed as Acting Minister for Child Protection Reform and Acting Minister for the Public Sector for the period from 30 April 2016 until 8 May 2016 inclusive, during the absence of the Honourable John Robert Rau, MP.

By command,

IAN KEITH HUNTER, for Acting Premier

DPR0003/16CS

Department of the Premier and Cabinet
Adelaide, 28 April 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint Honourable Stephen Campbell Mullighan, MP, Minister for Transport and Infrastructure and Minister for Housing and Urban Development to be appointed as Acting Minister for Planning and Acting Minister for the City of Adelaide for the period from 30 April 2016 until 8 May 2016 inclusive, during the absence of the Honourable John Robert Rau, MP.

By command,

IAN KEITH HUNTER, for Acting Premier

DPR0003/16CS

Department of the Premier and Cabinet
Adelaide, 28 April 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Kyam Joseph Maher, MLC, Minister for Employment, Minister for Aboriginal Affairs and Reconciliation, Minister for Manufacturing and Innovation, Minister for Automotive Transformation and Minister for Science and Information Economy to be also Acting Deputy Premier for the period from 2 May 2016 to 8 May 2016 inclusive, during the absence of the Honourable John Robert Rau, MP.

By command,
IAN KEITH HUNTER, for Acting Premier

DPR0003/16CS

Department of the Premier and Cabinet
Adelaide, 28 April 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Kyam Joseph Maher, MLC, Minister for Employment, Minister for Aboriginal Affairs and Reconciliation, Minister for Manufacturing and Innovation, Minister for Automotive Transformation and Minister for Science and Information Economy to be also Acting Attorney-General, Acting Minister for Justice Reform, Acting Minister for Industrial Relations and Acting Minister for Consumer and Business Services for the period from 30 April 2016 to 8 May 2016 inclusive, during the absence of the Honourable John Robert Rau, MP.

By command,
IAN KEITH HUNTER, for Acting Premier

DPR0003/16CS

Department of the Premier and Cabinet
Adelaide, 28 April 2016

HIS Excellency the Governor in Executive Council has amended the revocation made by His Excellency in Council on 27 April 2016 of the appointment of the Honourable Kyam Joseph Maher, MLC, Minister for Employment, Minister for Aboriginal Affairs and Reconciliation, Minister for Manufacturing and Innovation, Minister for Automotive Transformation and Minister for Science and Information Economy, as Acting Deputy Premier from 28 April 2016 to 1 May 2016, inclusive, to instead have effect from 28 April 2016 to 29 April 2016, inclusive.

By command,
IAN KEITH HUNTER, for Acting Premier

DPR0003/16CS

Department of the Premier and Cabinet
Adelaide, 28 April 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Susan Elizabeth Close, MP, Minister for Education and Child Development and Minister for Higher Education and Skills to be also Acting Minister for Agriculture, Food and Fisheries, Acting Minister for Forests, Acting Minister for Tourism, Acting Minister for Recreation and Sport and Acting Minister for Racing for the period from 18 May 2016 to 23 May 2016 inclusive, during the absence of the Honourable Leon William Kennedy Bignell, MP.

By command,
IAN KEITH HUNTER, for Acting Premier

16MAFF0023

Department of the Premier and Cabinet
Adelaide, 28 April 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint Martin Hinton to the office of Puisne Judge of the Supreme Court of South Australia from 28 April 2016, pursuant to Section 9 of the Supreme Court Act 1935.

By command,
IAN KEITH HUNTER, for Acting Premier

AGO0055/16CS

Department of the Premier and Cabinet
Adelaide, 28 April 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint Anna Guthleben to the position of Deputy Registrar of the South Australian Employment Tribunal for a term of 2 years commencing on 2 May 2016 and expiring on 1 May 2018, pursuant to the provisions of the South Australian Employment Tribunal Act 2014.

By command,
IAN KEITH HUNTER, for Acting Premier

MIR0020/16CS

Department of the Premier and Cabinet
Adelaide, 28 April 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the people listed to the position of Community Visitor for a period of 3 years commencing on 28 April 2016 and expiring on 27 April 2019, pursuant to the provisions of the Mental Health Act 2009:

- Anwitha Reddy Allam
- John James Leahy
- Fiona Mary Pullen
- Adil Saleem
- Yuewei Zhao

By command,
IAN KEITH HUNTER, for Acting Premier

HEAC-2016-00004

ASSOCIATIONS INCORPORATION ACT 1985

Application for Deregistration

PURSUANT to Sections 41 (2) of the Associations Incorporation Act 1985, the Corporate Affairs Commission ('the Commission') hereby gives notice of the proposed deregistration of Higher Ground Incorporated. After 2 months have passed from the date of this notice, the Commission may deregister the Association.

Given at Adelaide, 22 April 2016.

R. ALOI, a Delegate of the
Corporate Affairs Commission

ASSOCIATIONS INCORPORATION ACT 1985

Application for Deregistration

PURSUANT to Sections 41 (2) of the Associations Incorporation Act 1985, the Corporate Affairs Commission ('the Commission') hereby gives notice of the proposed deregistration of Aids Council of South Australia Incorporated. After 2 months have passed from the date of this notice, the Commission may deregister the Association.

Given at Adelaide, 22 April 2016.

R. ALOI, a Delegate of the
Corporate Affairs Commission

ASSOCIATIONS INCORPORATION ACT 1985

Application for Deregistration

PURSUANT to Sections 41 (2) of the Associations Incorporation Act 1985, the Corporate Affairs Commission ('the Commission') hereby gives notice of the proposed deregistration of Liquor Stores Association of South Australia Incorporated. After 2 months have passed from the date of this notice, the Commission may deregister the Association.

Given at Adelaide, 22 April 2016.

R. ALOI, a Delegate of the
Corporate Affairs Commission

ASSOCIATIONS INCORPORATION ACT 1985

Application for Deregistration

PURSUANT to Sections 41 (2) of the Associations Incorporation Act 1985, the Corporate Affairs Commission ('the Commission') hereby gives notice of the proposed deregistration of Robe Tourism & Traders Association Incorporated. After 2 months have passed from the date of this notice, the Commission may deregister the Association.

Given at Adelaide, 22 April 2016.

R. ALOI, a Delegate of the
Corporate Affairs Commission

ASSOCIATIONS INCORPORATION ACT 1985

Application for Deregistration

PURSUANT to Sections 41 (2) of the Associations Incorporation Act 1985, the Corporate Affairs Commission ('the Commission') hereby gives notice of the proposed deregistration of SA Tall Ships Incorporated. After 2 months have passed from the date of this notice, the Commission may deregister the Association.

Given at Adelaide, 22 April 2016.

R. ALOI, a Delegate of the
Corporate Affairs Commission

DEFAMATION ACT 2005

Declaration under Section 33 (3)

I, JOHN RAU, Attorney-General, being the Minister to whom administration of the Defamation Act 2005 is committed, hereby declare in accordance with sub-section (3) of Section 33 of the Defamation Act 2005 that on and from 1 July 2016 the maximum amount of damages that may be awarded for non-economic loss in defamation proceedings shall be Three Hundred and Eighty One Thousand Dollars (\$381 000).

Dated 20 April 2016.

JOHN RAU, Attorney-General

CSO 13/0433

FIRE AND EMERGENCY SERVICES ACT 2005

Instrument of Appointment

I, PETER MALINAUSKAS, Minister for Emergency Services in the State of South Australia, pursuant to Part 3, Sections 29, 49, 51 and Schedule 1 of the Fire and Emergency Services Act 2005, as amended, do hereby appoint the persons named in Schedule A of this Instrument of Appointment, as an assessor nominated by the South Australian Metropolitan Fire Service under the terms and conditions set out in Schedule B of this Instrument of Appointment.

SCHEDULE A

Eero Juhani Haatainen
Gregory Brian Howard
Colin James Lindsay
Andrew Mark Lindsay
Robert Mark Prime
Peter John Reynolds
Mark William Searcy
Michael Gerrard Shepherd
Scott Justin Thompson

SCHEDULE B

Terms

Assessors are appointed for a term of three years. The term of appointment commences on 30 April 2016 and expires on 29 April 2019.

Conditions

- (1) Assessors are subject to the conditions set out in Clause 2-6 inclusive, of Schedule 1 of the Fire and Emergency Services Act 2005.

- (2) Assessors will be remunerated in accordance with the Guidelines approved by the Commissioner for Public Employment in Circular 60, Section 8—'Remuneration by Sessional Fee'.

Dated 18 April 2016.

PETER MALINAUSKAS,
Minister for Emergency Services

FIRE AND EMERGENCY SERVICES ACT 2005

Instrument of Appointment

I, PETER MALINAUSKAS, Minister for Emergency Services in the State of South Australia, pursuant to Part 3, Sections 29, 49, 51 and Schedule 1 of the Fire and Emergency Services Act 2005, as amended, do hereby appoint the persons named in Schedule A of this Instrument of Appointment, as an assessor nominated by the United Firefighters Union of South Australia under the terms and conditions set out in Schedule B of this Instrument of Appointment.

SCHEDULE A

David John Harvey
Michael Lucas Vander-Jeugd
Kevin Charles Fischer
Stephen John Smithson
Barton John Lewis
Neil James Mangelsdorf

SCHEDULE B

Terms

Assessors are appointed for a term of three years. The term of appointment commences on 30 April 2016 and expires on 29 April 2019.

Conditions.

- (1) Assessors are subject to the conditions set out in Clause 2-6 inclusive, of Schedule 1 of the Fire and Emergency Services Act 2005.
- (2) Assessors will be remunerated in accordance with the Guidelines approved by the Commissioner for Public Employment in Circular 60, Section 8—'Remuneration by Sessional Fee'.

Dated 18 April 2016.

PETER MALINAUSKAS,
Minister for Emergency Services

FISHERIES MANAGEMENT ACT 2007: SECTION 90 (2)

NOTICE is hereby given pursuant to Section 90 (2) of the Fisheries Management Act 2007, that the following items have been seized by Officers of the Department of Primary Industries and Regions S.A. Fisheries and Aquaculture:

- Rock Lobster pot, red plastic neck, chicken wire mesh, black bait basket, no SLED, non-compliant gaps, white rope, 1 float larger than 4 ltr. No recreation tag or commercial numbers.

The above items were suspected to have been used, or intended to be used, in contravention of the Fisheries Management Act 2007 and were taken into possession at The Dreadnaughts (Streaky Bay).

After the expiration of one month from the date of this notice the items listed above shall, on the order of the Minister for Agriculture, Food and Fisheries, be forfeited to the Crown and shall be either disposed of by sale or destruction.

The above items may be viewed at the Ceduna office of the Department of Primary Industries and Regions S.A. Fisheries and Aquaculture.

Dated 28 April 2016.

B. BALMER, Prosecutions Co-ordinator

FISHERIES MANAGEMENT ACT 2007: SECTION 90 (2)

NOTICE is hereby given pursuant to Section 90 (2) of the Fisheries Management Act 2007, that the following items have been seized by Officers of the Department of Primary Industries and Regions S.A. Fisheries and Aquaculture:

- Rock Lobster pot, red plastic neck, chicken wire mesh, black bait basket, no SLED, white rope, 1 float larger than 4 ltr not red, no recreational tag or commercial numbers.

The above items were suspected to have been used, or intended to be used, in contravention of the Fisheries Management Act 2007 and were taken into possession at The Dreadnaughts (Streaky Bay).

After the expiration of one month from the date of this notice the items listed above shall, on the order of the Minister for Agriculture, Food and Fisheries, be forfeited to the Crown and shall be either disposed of by sale or destruction.

The above items may be viewed at the Ceduna office of the Department of Primary Industries and Regions S.A. Fisheries and Aquaculture.

Dated 28 April 2016.

B. BALMER, Prosecutions Co-ordinator

FISHERIES MANAGEMENT ACT 2007: SECTION 90 (2)

NOTICE is hereby given pursuant to Section 90 (2) of the Fisheries Management Act 2007, that the following items have been seized by Officers of the Department of Primary Industries and Regions S.A. Fisheries and Aquaculture:

- Rock Lobster pot, black plastic neck, black mesh, SLED, red wire bait basket, white rope, blue and white rope, 1 4 ltr red float, 1 4 ltr white float. No recreation tag, no commercial numbers.

The above items were suspected to have been used, or intended to be used, in contravention of the Fisheries Management Act 2007, and were taken into possession at Flinders Island.

After the expiration of one month from the date of this notice the items listed above shall, on the order of the Minister for Agriculture, Food and Fisheries, be forfeited to the Crown and shall be either disposed of by sale or destruction.

The above items may be viewed at the Ceduna office of the Department of Primary Industries and Regions S.A. Fisheries and Aquaculture.

Dated 28 April 2016.

B. BALMER, Prosecutions Co-ordinator

FISHERIES MANAGEMENT ACT 2007: SECTION 90 (2)

NOTICE is hereby given pursuant to Section 90 (2) of the Fisheries Management Act 2007, that the following items have been seized by Officers of the Department of Primary Industries and Regions S.A. Fisheries and Aquaculture:

- 3 opera house nets, 1 blue twine attached, 1 pink twine attached, 1 yellow rope. All have rings missing.

The above items were suspected to have been used, or intended to be used, in contravention of the Fisheries Management Act 2007 and were taken into possession at Amazon Creek via Renmark.

After the expiration of one month from the date of this notice the items listed above shall, on the order of the Minister for Agriculture, Food and Fisheries, be forfeited to the Crown and shall be either disposed of by sale or destruction.

The above items may be viewed at the Largs North office of the Department of Primary Industries and Regions S.A. Fisheries and Aquaculture.

Dated 28 April 2016.

B. BALMER, Prosecutions Co-ordinator

LAND ACQUISITION ACT 1969

(SECTION 16)

Notice of Acquisition

THE COMMISSIONER OF HIGHWAYS (the 'Authority'), of 136 North Terrace, Adelaide, S.A. 5000, acquires the following interests in the following land:

Comprising an unencumbered estate in fee simple in that piece of land being the whole of Allotment 9 in Filed Plan No. 114470 comprised in Certificate of Title Volume 5662 Folio 70.

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:

Peter Jackel,
G.P.O. Box 1533,
Adelaide S.A. 5001
Telephone: (08) 8204 1223

Dated 20 April 2016.

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

S. MCQUILLAN, General Manager, Property
(Authorised Officer)
Department of Planning,
Transport and Infrastructure

DPTI 2009/03640/01

MINING ACT 1971

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

Applicant: Malaco Leichhardt Pty Ltd.

Location: Yunta Area—Approximately 60 km south-west of Olary.

Pastoral Lease: Oulnina Park, Winnininnie, Tiverton, Netley Gap.

Term: 2 years.

Area in km²: 75.

Reference number: 2015/00225.

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

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

J. MARTIN, Mining Registrar

NATIONAL ELECTRICITY LAW

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

Under s 95, COAG Energy Council has requested the *Improving accuracy of customer transfers* proposal (Ref. ERC0195). The proposal seeks to improve the experience of small customers when transferring to new electricity or gas retailers. Submissions must be received by **9 June 2016**.

Under s 95, COAG Energy Council has requested the *Using estimated reads for customer transfers* proposal (Ref. ERC0196). The proposal seeks to reduce the time it takes small customers to transfer to a new retailer by allowing customers with manually-read meters to transfer based on an estimated meter read. Submissions must be received by **9 June 2016**.

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

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

Australian Energy Market Commission

Level 6, 201 Elizabeth Street
Sydney NSW 2000

Telephone: (02) 8296 7800

www.aemc.gov.au

28 April 2016.

NATIONAL GAS LAW

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

Under s 317, the time for making the draft determination on the *Gas Day Harmonisation* proposal has been extended to **18 August 2016**.

Under s 303, COAG Energy Council has requested the *Improving accuracy of customer transfers* proposal (Ref. GRC0037). The proposal seeks to improve the experience of small customers when transferring to new electricity or gas retailers. Submissions must be received by **9 June 2016**.

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

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

Australian Energy Market Commission

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

Telephone: (02) 8296 7800

www.aemc.gov.au

28 April 2016.

NATIONAL ENERGY RETAIL LAW

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

Under s 251, COAG Energy Council has requested the *Improving accuracy of customer transfers* proposal (Ref. RRC0007). The proposal seeks to improve the experience of small customers when transferring to new electricity or gas retailers. Submissions must be received by **9 June 2016**.

Under s 251, COAG Energy Council has requested the *Using estimated reads for customer transfers* proposal (Ref. RRC0008). The proposal seeks to reduce the time it takes small customers to transfer to a new retailer by allowing customers with manually-read meters to transfer based on an estimated meter read. Submissions must be received by **9 June 2016**.

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

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

Australian Energy Market Commission

Level 6, 201 Elizabeth Street
Sydney NSW 2000

Telephone: (02) 8296 7800

www.aemc.gov.au

28 April 2016.

NATURAL RESOURCES MANAGEMENT ACT 2004

Notice of Authorisation to Take Water from the Central Adelaide Prescribed Wells Area.

PURSUANT to Section 128 of the Natural Resources Management Act 2004 (the Act), I, Ian Hunter, Minister for Sustainability, Environment and Conservation (the Minister) to whom the Act is committed, hereby authorise the taking of groundwater from wells within the Central Adelaide Prescribed Wells Area prescribed under the Natural Resources Management (Central Adelaide—Prescribed Wells Area) Regulations 2007 in the areas specified in Schedule A, for the purpose set out in Schedule B and subject to the conditions specified in Schedule C.

SCHEDULE A

Area

Hundred of Adelaide:

Certificate of Title	Allotment	Plan
CT5987/268	A301	D72095
CT5849/110	A32	F136283
CT5325/805	A2	D670
CT5102/256	A9	F100579
CT5283/858	A20	F136271
CT5913/932	A19	F136270
CT5913/931	A18	F136269
CT5376/910	A17	F136268
CT5407/163	A100	F10782
CR6170/713	Q2	D111680
CR6170/713	Q4	D111680

SCHEDULE B

Purpose

Dewatering—O-Bahn City Access Project.

SCHEDULE C

Conditions

1. A maximum total volume of 50 000 kilolitres of water may be taken from the Quaternary aquifer during each water use year for the period of this authorisation.

2. The project is to be managed in accordance with the activities and processes described in the O-Bahn City Access Project Dewatering Management Plan.

3. The water user must not take water except through a meter supplied, installed and maintained in accordance with the South Australian Licensed Water Use Meter Specification approved by the Minister as may be amended from time to time.

4. Meter readings must be used to determine the total quantity of water taken.

5. The water user must supply a meter reading(s) to the Minister or the Minister's agent during the first seven calendar days of July in each water use year.

6. The water user must notify the Minister or the Minister's agent immediately if a meter fails to measure or record any quantity of water taken under this authorisation or if there is any reason to suspect that a meter may be defective.

The water user must comply with the provisions applying to meters set out in Regulation 14 of the Natural Resources Management (Financial Provisions) Regulations 2005. It is an offence to contravene or fail to comply with those provisions.

For the purposes of this authorisation:

‘Water use year’ means a period of 12 months commencing on 1 July and ending 30 June the following calendar year.

‘Water user’ means a person who is authorised to take water pursuant to this notice.

Words used in this authorisation that are defined in the Act shall have the meanings as set out in the Act.

This authorisation will commence on the date below and will remain in effect until 30 June 2017 unless earlier varied or revoked.

Dated 27 April 2016.

IAN HUNTER, Minister For Sustainability,
Environment and Conservation

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 vary or revoke the exemptions granted to the persons below on 15 December 2015 to have the following effect:

Adrian Hannaford and Peter Weir are exempt from the requirement to hold a plumbing workers registration under Section 13 of the Act subject to the condition that the only plumbing work they perform is inspection and cleaning of drains.

Johnathon Nagel, Stephen Abrook and Larry Ripia are exempt from the requirement to hold a plumbing workers registration under Section 13 of the Act subject to the condition that the only plumbing work they perform is inspection and cleaning of drains while under the supervision of a person who holds a plumbing workers registration authorising this work or who is exempt from holding such a registration.

The exemption for Mark Watkins is revoked.

Hannaford Trading Pty Ltd is exempt from the requirement to hold a plumbing contractor’s licence under Section 6 of the Act subject to the condition that the only plumbing work it performs is inspection and cleaning of drains.

I also grant the following exemption pursuant to Section 29 of the Act:

Stephen Bailey is exempt from the requirement to hold a plumbing workers registration under Section 13 of the Act subject to the condition that the only plumbing work he performs is inspection and cleaning of drains while under the direct supervision of a person who holds a plumbing workers registration authorising this work or who is exempt from holding such a registration.

Dated 26 April 2016.

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

WATER MAINS AND SEWERS

Office of the South Australian Water Corporation
Adelaide, 28 April 2016.

WATER MAINS LAID

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

ADELAIDE WATER DISTRICT

ADELAIDE HILLS COUNCIL
Johnsons Road, Balhannah. p17

CITY OF MITCHAM

Easements in allotment piece 1700 in LTRO DP 111879 (proposed roads Goode Avenue and Verco Place in Land Division number 080/D044/11), Craighburn Farm. p9 and 10

DISTRICT COUNCIL OF MOUNT BARKER

Spicer Street, Mount Barker. p1 and 2
Mount Barker Road, Totness. This main is available on application only. p29 and 30
Windmill Lane, Totness. This main is available on application only. p30

CITY OF PLAYFORD

Broadwater Place, Blakeview. p5 and 6
River Darling Pass, Blakeview. p5 and 6
Creekside Lane, Blakeview. p5 and 6
St Georges Way, Blakeview. p7 and 8

CITY OF PORT ADELAIDE ENFIELD

Hookings Terrace, Woodville Gardens. p28

CITY OF SALISBURY

De Mille Street, Salisbury Downs. p3 and 4
Bivone Court, Salisbury Downs. p3 and 4
Royal Road, Salisbury Downs. p18 and 19
Bivone Court, Salisbury Downs. p18 and 19
Walpole Road, Paralowie. p88
Easement in lot 29 in LTRO DP 6440 (shown as New Road in Land Development number 361/D012/15), Paralowie. p88

CITY OF TEA TREE GULLY

In and across Golden Grove Road, Greenwith. p27

NURIOOTPA WATER DISTRICT

THE BAROSSA COUNCIL

Easements in lot 800 in LTRO DP 94908 (proposed road shown as Centenary Avenue in Land Division number 960/D050/07), Nuriootpa. p20

WATER MAINS LAID

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

OUTSIDE IRON KNOB COUNTRY LANDS WATER DISTRICT

OUTSIDE DISTRICT COUNCILS

Easements in allotment piece 88 in LTRO DP 85852, Iron Knob. p21 and 22
Roadway shown as Eyre Highway temporary diversion in Land Division CSB/0011/13, Iron Knob and Corunna Station. p21-26

SEWERS LAID

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

ADELAIDE DRAINAGE AREA

CAMPBELLTOWN CITY COUNCIL

Easements in Community Plan 2653, Morialta Road, and lot 301 in LTRO DP 110308, Radnor Avenue, Rostrevor. FB 1252 p54
Vagnoni Avenue, Paradise. FB 1252 p56
Downer Avenue, Campbelltown. FB 1256 p7

CITY OF CHARLES STURT

Cardiff Street, Woodville West. FB 1252 p51
Fairweather Avenue, Woodville South. FB 1252 p55
Nicholls Avenue, Woodville West. FB 1256 p8

CITY OF MARION
Bradman Street, Sturt. FB 1252 p52

CITY OF MITCHAM
Easements in allotment piece 1700 in LTRO DP 111879
(proposed roads Goode Avenue and Verco Place and proposed lots
625-623 in Land Division number 080/D044/11), Craighburn Farm.
FB 1255 p7-9
Easements in lot 101 in LTO DP 58733, Boorman Avenue,
Pasadena. FB 1253 p59 and 60

CITY OF ONKAPARINGA
In and across Karko Drive, Moana. FB 1255 p27-29
Easements in lots 1000 and 1002 in LTRO DP 111454, Karko
Drive, Moana. FB 1255 p27-29

CITY OF PLAYFORD
Broadwater Place, Blakeview. FB 1255 p4-6
River Darling Pass, Blakeview. FB 1255 p4-6
Creekside Lane, Blakeview. FB 1255 p4-6

CITY OF PORT ADELAIDE ENFIELD
Hookings Terrace, Woodville Gardens. FB 1256 p1

CITY OF SALISBURY
Blyth Avenue, Parafield Gardens. FB 1252 p53
Royal Road, Salisbury Downs. FB 1255 p24-26
Bivone Court, Salisbury Court. FB 1255 p24-26
Correena Avenue, Paralowie. FB 1252 p60
Central Link, Mawson Lakes. FB 1256 p2
Walpole Road, Paralowie. FB 1255 p38-40
Easements in lot 29 in LTRO DP 6440 (shown as New Road in
Land Development number 361/D012/15), Paralowie. FB 1255
p38-40

CITY OF TEA TREE GULLY
Easements in reserve (lot 755 in LTRO DP 111539), Marengo
Court, Greenwith. FB 1255 p35 and 36

OUTSIDE ALDINGA DRAINAGE AREA

CITY OF ONKAPARINGA
Township Lane, Aldinga. FB 1255 p12, 13 and 18
Old Main South Road, Aldinga. FB 1255 p12-14 and 18
Old Coach Road, Aldinga. FB 1255 p12, 14, 15 and 19
Port Road, Aldinga. FB 1255 p12, 14, 19 and 20
Old Coach Road, Aldinga. FB 1252 p58

PORT AUGUSTA COUNTRY DRAINAGE AREA

PORT AUGUSTA CITY COUNCIL
Forster Street, Port Augusta. FB 1252 p57
Across and in Rogers Street, Port Augusta. FB 1252 p57

SEWERS LAID

Notice is hereby given that the undermentioned sewers have been
laid down by the South Australian Water Corporation and are not
available for house connections.

ADELAIDE DRAINAGE AREA

CITY OF CHARLES STURT
Easements in lot 2 in LTRO FP 4382, Michelle Street, Grange. FB
1255 p34

CITY OF ONKAPARINGA
Easement in lot 500 in LTRO DP 111454, Karko Drive, Moana.
FB 1255 p27-29

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

RETURN TO WORK CORPORATION OF SOUTH AUSTRALIA ACT 1994

RETURN TO WORK ACT 2014

Return to Work Premium Review Panel Determination 2015

THE Board of the Return to Work Corporation of South Australia ('the Corporation') determines as follows pursuant to Section 17 of the Return to Work Corporation of South Australia Act 1994, Section 157 of the Return to Work Act 2014 ('the Act') and all other enabling powers:

Part 1—Preliminary Matters

1. This determination may be cited as the Return to Work Premium Review Panel Determination 2016.
2. This determination commences on 1 July 2016 ('Commencement Date') and applies to any application for review lodged under Section 157 of the Act after the Commencement Date, subject to Part 9 of this determination.

Continuation of WorkCover Premium Review Panel as Return to Work Premium Review Panel

3. The WorkCover Levy Review Panel established by the Board's determination of 29 June 2000 (see *South Australian Government Gazette*, 29 June 2000, page 3472) and continued by the Board's determination of 26 May 2014 (see *South Australian Government Gazette*, 10 July 2014, page 3200) as the WorkCover Premium Review Panel, is hereby continued as the Return to Work Premium Review Panel ('the Panel').

Functions and Powers under Section 157 of the Act

4. The function of the Panel shall be to perform the functions of the Board under Section 157 of the Act as delegate of the Board under that section in reviewing decisions of the Corporation pursuant to Section 140 (2), sections 141 (2), 141 (3), and 141 (4), Section 145 (1), Sections 147 (1), 147 (2), 147 (3) (a), (b) and (c), Section 147 (4), Section 149 (3) (a), Section 150 (3), Section 151 (1), Section 152 (1), Section 154 (1), (2), (3) and (4), Section 155 (1) and 155 (3) of the Act and subject to the proceeding clauses of this determination, the powers of the Board under Section 157 of the Act (other than the power to review a decision of the Corporation on a matter of law going to the validity of that decision) are delegated to the Panel for that purpose.

Part 2—Constitution of Panel

5. The Panel shall comprise four members appointed by the Board consisting of:
 - 5.1 a President, who shall be a legal practitioner (wherever in Australia admitted), and who shall decide any questions of law falling within the delegated functions of the Panel; and
 - 5.2 a member with expertise in the interests of registered employers; and
 - 5.3 a member with expertise in the interests of workers; and
 - 5.4 a member with expertise in the interests of the Corporation.
6. Where the anticipated unavailability of appointed members or the anticipated volume of work necessitates, deputy members may be appointed by the Board.
7. A Deputy Member has the powers and duties of the position held by the Member respectively.
8. The President may sit alone:
 - 8.1 to give directions;
 - 8.2 to determine procedural matters;
 - 8.3 for the promotion of conciliation;
 - 8.4 to seek evidence; or
 - 8.5 to dispose of an application on a matter of law falling within the delegated functions of the Panel involving no disputes of fact and no exercise of discretion.
9. Except as provided for in Clause 8 of this Determination, the Panel shall otherwise sit as a panel of four.
10. A decision of a majority of members of the Panel, other than a decision as to a matter of law falling within the delegated functions of the Panel, shall be the decision of the Panel, but a member not agreeing with a decision of the majority may give reasons for not agreeing.
11. In the event of the Panel being equally divided in opinion as to the decision to be made, the Panel's decision shall be in accordance with the opinion of the President or the person appointed under clause 18 (as applicable).
12. A quorum of the Panel shall be three members, provided that members representing each interest referred to in Clause 5 of this Determination or (where applicable) deputies thereof have been offered, in the opinion of the President, a reasonable opportunity to sit.
13. If a member of the Panel becomes unavailable after the commencement of a hearing, the application must be heard again by the Panel properly constituted or (with the concurrence of the parties) adjourned until the absent member becomes available again, unless the decision of the remaining members is unanimous.
14. However, no hearing may commence or continue without the President or a person appointed under clause 18.

Part 3—Indemnity of Members

15. Any liability attaching to a member of the Panel (including a deputy member appointed under Clause 6 of this Determination) for an act or omission by the member, or by the Panel, in good faith and in the exercise or purported exercise of a power or function, or in a discharge or purported exercise of a duty, of the member or the Panel is assumed by the Corporation.

Part 4—Tenure of Members

16. The President, Members and Deputy Members shall be appointed on an ongoing basis terminable by notice in writing of 60 days and where appointed prior to this determination will continue on an ongoing basis terminable by notice in writing of 60 days.
17. A former member of the Panel may sit as a member of the Panel for the purpose of completing the hearing and determination of part-heard proceedings in which they were involved.
18. Should the President be unable to sit due to illness or some other reason, the Chairman of the Corporation may appoint some other person (who shall be a legal practitioner) to act in the place of the President for such hearing or hearings when the President is unavailable.

Part 5—Reconsideration and Conciliation

19. Upon receipt of any application lodged under Section 157 (1) of the Act, the registry of the Panel will forward a copy to the Corporation, which will reconsider the decision (disregarding any question of whether the application is out of time) and must inform the Panel and the applicant within 14 days of the result of the reconsideration (and its attitude to any question of an extension of time).
20. Where:
 - 20.1 the applicant has sought an extension of time for the making of the application or, in the opinion of the Corporation, the application for review is out of time; and
 - 20.2 the Corporation intends to oppose an extension of time; and
 - 20.3 the Corporation considers proper reason exists for considering the extension of time before undertaking reconsideration, the Corporation may request the application to be referred to the President of the Panel to consider the extension of time.
21. Neither the President nor the Panel will consider an extension of time made in respect of a decision made more than three years after the employer was given notice of that decision.
22. If an application is referred to the President under Clause 20 of this Determination, the President may grant a provisional extension of time and make such other procedural directions as the President thinks appropriate, but only if the President agrees that proper reason exists for departing from the usual practice under Clause 19 of this Determination. A provisional extension of time does not prevent the Panel from refusing an extension of time, if appropriate, when dealing with the application for review on the merits.
23. If the President refuses to make a provisional extension of time, the applicant may request that the extension of time be referred to the Panel for final determination. A finding by the President that proper reason does not exist for departing from the usual practice under Clause 19 of this Determination is not a refusal.
24. In this Part, consideration of an extension of time includes consideration of the question whether an application is in fact out of time.
25. Where the Corporation considers it impracticable to complete reconsideration within 14 days (and gives the registry of the Panel appropriate reasons for so considering), the registry may grant an extension of time for the reconsideration.
26. Before granting an extension of time for reconsideration that exceeds seven days, the registry must invite the applicant to indicate whether it has any objections to the proposed extension of time for reconsideration and the reasons for any objections. If there is any such objection, the registry must refer the question to the president of the Panel to determine.
27. If:
 - 27.1 the Corporation, on reconsideration of a disputed decision, confirms the decision; or
 - 27.2 the Corporation, on reconsideration of a disputed decision, varies the decision and the applicant expresses dissatisfaction with the variation,the registry of the Panel must refer the dispute for conciliation by a conciliator who will use his or her best endeavours to bring the applicant and the Corporation to an agreed resolution of the matters referred to in the application, and the Panel may not hear and determine any application unless it is satisfied that conciliation has been attempted and failed or it is satisfied that such attempts have no realistic prospects of success.
28. If, during the hearing of any matter, it appears to the Panel that there is a realistic prospect of a negotiated outcome being achieved, it may refer the matter back for further conciliation or the Panel may make such other attempts to promote conciliation as it thinks appropriate.
29. In this Part ‘conciliation’ includes:
 - 29.1 counselling;
 - 29.2 mediation;
 - 29.3 neutral evaluation;
 - 29.4 case appraisal;
 - 29.5 conciliation;
 - 29.6 any combination of the above,and the format of conciliation in any particular case shall be at the discretion of the conciliator in consultation with the parties, with the proviso that any confidential information provided during conciliation may be withheld from the Panel if the provider of that information so requests;
and ‘the Corporation’ includes:
 - 29.7 the operating unit of the Corporation that made the reviewable decision to which an application for review relates; and
 - 29.8 the Director Scheme Legal, Senior Lawyer or other legal practitioner employed by the Corporation.

Part 6—Principles of Operation of Panel

31. The Panel shall be bound by and is hereby directed to follow the principles of natural justice.
32. Subject to Clause 32 of this Determination, the Panel:
 - 32.1 shall act according to equity, good conscience and the substantial merits of the case, without regard to technicalities and legal forms; and
 - 32.2 is not bound by the rules of evidence, but may inform itself by such means and such material as it thinks fit; and
 - 32.3 shall act as expeditiously as the circumstances of a particular case permit.
33. The Panel must ascertain whether the parties to any proceedings desire to be heard by way of oral evidence or submissions and must in that event give at least 14 days’ notice of the date, time and place of hearing, but if both parties to particular proceedings wish to have the application determined on the documents, the Panel need not hold a hearing but must give the parties at least 14 days’ notice to make final written submissions before proceeding to make it a determination.
34. If only one party to proceedings desires to submit oral evidence or submissions, the Panel must give the other party at least 14 days’ notice of the hearing and inform that party that there is a danger that at the hearing the Panel may hear things from the first party that the other party will be unable to respond to if it does not attend.

35. A party may appear in person or (if a body corporate) by any proper officer or may be represented by counsel or by any duly appointed and authorised agent.
36. A party engaging representation must do so at its own cost.

Part 7—Powers of President of Panel

37. The President of the Panel, or a person appointed under clause 18 acting in that office may, while so acting, exercise the powers of, and is hereby appointed as, an authorised officer under the Act. For the purposes of this Part, operating units of the Corporation and its agents are directed to comply with any requirements of the President or a person appointed under clause 18 as though they were subject to Section 183 of the Act.

Part 8—Reservation of Board's Discretion to Decide

38. Subject to the terms of this determination the Panel is required to determine all applications that fail to resolve through reconsideration or at conciliation, unless the Corporation, advises the Board that the particular dispute is of unusual significance and the Board or its relevant Board Committee, prior to the hearing of the application by the Panel, serves notice on the Panel and the applicant that the Panel is to make a recommendation only and refer the matter to the Board or relevant Board Committee.

Part 9—Revocation and Transitional Provision

39. The Return to Work Premium Review Panel Determination 2015 (the Revoked Determination) as published in the *South Australian Government Gazette* on 2 July 2015 at pages 3369-3371 is revoked, save and except that an Application for Review lodged before the Commencement Date shall be dealt with under the Revoked Determination.

I confirm that this is a true and correct record of the decision of the Board of the Corporation made on the 4th day of April 2016.

Dated 4 April 2016.

J. YUILE, Board Chairman

[REPUBLISHED]

IN *Government Gazette* No. 22, dated 21 April 2016 on page 1261 in the table, there were two typographical errors, please see corrected table below:

SOUTH AUSTRALIAN HOUSING TRUST ACT 1995

Transfer of Assets of the South Australian Housing Trust

PURSUANT to the provisions of Section 23 of the South Australian Housing Trust Act 1995, Stephen Mullighan, Minister for Housing and Urban Development with the concurrence of Tom Koutsantonis, Treasurer, gives notice of the transfer of properties listed in Schedule 1 from the South Australian Housing Trust to the Urban Renewal Authority on 21 April 2016.

SCHEDULE 1

Address	Certificate of Title		Certificate of Title Description	
	Volume	Folio	Plan	Parcel
29A Elizabeth Street, Woodville West	5995	82	74810	292
28 Emily Street, Woodville West	5072	847	29044	251

Dated 6 April 2016.

STEPHEN MULLIGHAN, Minister for Housing and Urban Development

Dated 11 April 2016.

TOM KOUTSANTONIS, Treasurer

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		Registers of Members—Three pages and over:	
Company be wound up voluntarily and that a		Rate per page (in 8pt)	324.00
liquidator 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.	
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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

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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

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South Australia

Children's Protection (Implementation of Coroner's Recommendations) Amendment Act (Commencement) Proclamation 2016

1—Short title

This proclamation may be cited as the *Children's Protection (Implementation of Coroner's Recommendations) Amendment Act (Commencement) Proclamation 2016*.

2—Commencement of Act

The *Children's Protection (Implementation of Coroner's Recommendations) Amendment Act 2016* (No 15 of 2016) will come into operation on 28 April 2016.

Made by the Governor

with the advice and consent of the Executive Council
on 28 April 2016

CPR0003/15CS

South Australia

Oaths (Appointments) Proclamation 2016

under section 33 of the *Oaths Act 1936*

1—Short title

This proclamation may be cited as the *Oaths (Appointments) Proclamation 2016*.

2—Commencement

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

3—Appointments of persons to take declarations and attest instruments

The following police officers are appointed to take declarations and attest the execution of instruments:

Kristina Adanichkin
Kayla Valerie Air
Natasha Cherie Altamura
Luke John Anderson
Daniel John Anthony
Daniel Joseph Argent
Jessica Skye Arnold
Kieran Richard Ashenden
Katie Lee Banks
Antony Albert Barile
Talia Audra Barrett
Kierny Louise Barwick
Damian Ronald Bates
Scott John Bau
Timothy John Bell
Caitlin Marie Bennett
Kristian Marc Bentley
Philip John Black
Thomas James Wade Black
Gregory John Blieden
Thomas James Booker
Tyson Charles Bowden
Gordon Alexander Broadfoot
Timothy Craig Bryant

Christopher Brian Bull
Louis Alexander Burden
Skye Renee Burton
Gregory Camilos
Jared Grant Cardno
Matthew Peter Carvosso
Jacob Alexander Cassar
Ben Christie
Pamela Anne Cook
Ben Alexander Corben
Aidan Richard Coulthard
Jared Nathan Cox
Mitchell Anthony Cox
Andrew Patrick Crowe
Madeline Jane Cunningham
Peter Frederick Curwen
Aaron Bert Dart
Michael James Davies
Ashley Graham Deacon
Heath Paul Devlin
Sharon-Marie Eadie
Michael John Elliott
Jessica Sarah Esplin
Jared Douglas Evans
Mark Nickolas Evans
Elle Amalia Filosi
Andrew James Fitzsimons
Tracy Lee Foster
Sarah Kate Gavini
Kahlin Saun Georg
Shannen-Lee Gillis
Travis Gordon-Edwards
Michael Jon Gore
Michael Gerald Greenwood
Matthew David Hale
Paula Louise Hammond

Glen James Hausler
Karl Aidan Healy
Joshua James Hern
Kym Davey Hill
Dale Cheyne Howe
Kim Robyn Ide
Shirreen Jean Jackson
Stacey Anne Jacobs
Willoughby Howard James-Martin
Genine Jaunay
Colin Brett Jones
David Jowsey
Phillip David Kearney
Thomas David Kenny
Joel Peter Keulen
Kathryn Yu-Lee Khor
David Laurie
Sandra Kerry Lawson
Jessica Amy Legg
Nicole Kae Linkevics
Matthew John Little
Jane Margaret Lomax
Christopher Lovegrove
Alia Marie Lyons
David Philip Marsh
Lee Norman Marshall
Sean Caleb Mayo
Clare Mollie McCarron
Luke William McKenzie
Christopher James Moreton
Alexander Philip Morris
Ben Paul Mumford
Lewis Samuel James Nankivell
Steven John Nicholls
Jacob Patrick Nuttman
James Pio O'Connell

John Edward O'Reilly
Scott William Osborne
Steven Michael Parker
Anthony Kyle Perchard
Emma Chloe Pfitzner
Gabriel Popa
Ashlea Maree Praino
Philip John Patrick Proctor
Adam Hamilton Queale
Laura Angela Quigley
Liana Brooke Quinn
Alexandra Alice Rabig
Jason Aaron Ralph
Rebecca Jean Ridge
Jonathan Leo Roberts
Mark Peter James Rogers
Amber Alice Ruwoldt
Jayden Paul Said
Nicolas Anthony Sandona
Aron Michael Schiek
Brett Matthew Sellar
Dinesh Sharma
Anthony David Jonathan Skewes
Phillip Adrian Slattery
Jason Aaron Smith
Lorien Eric Michael Smith
Trevor Alan Smith
Andrew James Soltes
Richard James Stevanovic
Samuel Luke Stevanovic
Hannah Kate Stirling
Brett Joseph Stratford
Scott Philip Tampalini
Sio Ting Tan
Adam Theodoroulakes
Bonney Jean Thorpe

Stephen William Tiller
Naomi Marie Tillett
Alex Robert Tonkin
James Andrew Alexander Tregenza
Denham Valentino Van Heer
Kristen Renee Vos
Timothy Sean Wallwork
Sherridene Kim Walton
Jay Michael Warland
Leith Graham Wasley
Ashleigh Jayne Watts
Lachlan Robert Webb
Damian John Weston
Andrew James Willescroft
Amy Jane Williams
Michael Sean Williams
Kim Boyce Wilson
Scott Lancaster Wilson
Marc Christopher Woods
Antony Vlado Zaknic

Made by the Governor

with the advice and consent of the Executive Council
on 28 April 2016

JP16/006CS

South Australia

Explosives (Fireworks) Regulations 2016

under the *Explosives Act 1936*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Explosives (Fireworks) Regulations 2016*.

2—Commencement

These regulations will come into operation on 1 September 2016.

3—Interpretation

In these regulations, unless the contrary intention appears—

Act means the *Explosives Act 1936*;

aerial firework means a firework designed to have an effect at a height greater than 20 metres (whether or not it also has an effect at or below that height);

aerial shell means a firework that is designed to burst high in the air and is projected from a mortar by a lifting charge;

cracker shell means a 12 gauge cartridge designed and manufactured principally for use in scaring and dispersing birds and other animals and containing a projectile that explodes;

director of a body corporate includes—

- (a) a person occupying or acting in the position of director or member of the governing body of the body corporate, by whatever name called and whether or not validly appointed to occupy or duly authorised to act in the position; and
- (b) any person in accordance with whose directions or instructions the directors or members of the governing body of the body corporate are accustomed to act;

distress signal means a pyrotechnic device intended for signalling or warning or similar purposes and includes a marine flare or signal, landing flare, highway flare, highway fusee, line-carrying rocket, anti-hail rocket, cloud seeding rocket, avalanche rocket, railway fog signal or smoke generator;

exempt display permit—see Part 3 Division 3;

firecracker means a firework consisting of a casing fitted with a wick and filled with gunpowder or other pyrotechnic composition and designed to explode with a single sharp report;

firework means—

- (a) a manufactured firework item; or
- (b) an item designed or adapted so as to contain or include an explosive that on ignition burns or explodes, or both, to produce a visual effect or aural effect, or both; or
- (c) flash powder or other pyrotechnic substance,

but does not include a distress signal, a model rocket motor or a cracker shell;

fireworks display means an event or activity involving the outdoor use of fireworks other than general use fireworks, but does not include—

- (a) a test or private demonstration for a potential customer of fireworks by the holder of a pyrotechnic sales business licence; or
- (b) a special effects display;

general use firework means—

- (a) toy pistol caps; or
- (b) starting pistol caps; or
- (c) sparklers; or
- (d) items commonly known as party poppers; or
- (e) bonbon crackers or snaps for bonbon crackers; or
- (f) items commonly known as blaster balls; or
- (g) small fireworks commonly known as aluminium torches, amorces, indoor table bombs or magnesium torches;

ignite a firework includes initiate a firework;

indoor firework means—

- (a) flash powder; or
- (b) a firework that is designed to be safe for indoor use and is fitted with, or adapted for use with, an electrical ignition device;

licence means (except in Part 2)—

- (a) a pyrotechnician's licence; or
- (b) a pyrotechnic displays business licence; or
- (c) a pyrotechnic sales business licence;

pyrotechnic displays business licence—see Part 3 Division 2;

pyrotechnic sales business licence—see Part 4;

pyrotechnician's licence—see Part 3 Division 1;

sell includes supply in the course of a business (whether or not for valuable consideration) and offer or expose for sale or such supply;

sky rocket means a firework with a casing that contains pyrotechnic substance which on ignition produces a jet of flame and escaping gases that propel the rocket into the air;

special effects display means an event or activity involving the use of fireworks (other than indoor fireworks or general use fireworks) conducted for the purpose of a stunt, or other special effect, for theatrical, cinematic or other entertainment purposes;

string cracker means a firework consisting of a series of firecrackers with their wicks intertwined to form a string, designed to explode in a rapid series of sharp reports;

substance includes a mixture of substances;

supply includes offer or expose for supply;

use a firework includes prepare a firework for use or ignite a firework.

4—Non-application of regulations to inspectors

These regulations do not apply to an inspector acting in the course of official duties.

Part 2—Prohibitions

5—Prohibited fireworks

- (1) A person must not, without the written approval of the Director, manufacture, keep, convey, sell or use—
 - (a) an encased firework that is constructed in a manner that may allow the escape of an explosive substance from its casing; or
 - (b) a firework, other than a general use firework, that contains a mixture of a chlorate with sulphur, a sulphide or phosphorus; or
 - (c) a firework that explodes wholly or in part and contains a mixture of a chlorate with aluminium or magnesium; or
 - (d) a firecracker other than one included in—
 - (i) a firework not comprised solely of firecrackers; or
 - (ii) a string cracker; or
 - (e) a string cracker other than a string cracker where—
 - (i) the quantity of gunpowder in each firecracker does not exceed 0.3 grams; and
 - (ii) the length of each firecracker does not exceed 50 millimetres; and
 - (iii) the length of the string cracker does not exceed 3 000 millimetres and is not less than 500 millimetres; or
 - (f) a firework that explodes wholly or in part and contains components (other than components constructed solely of lightweight material such as paper or thin cardboard or plastic) that may be projected without disintegration by the explosion of the firework; or
 - (g) a firework, other than a general use firework, that contains its own means of ignition, *ie* a device attached to or forming part of the firework and adapted to ignite the firework by friction or percussion; or
 - (h) a firework that, on ignition, is liable to be projected along the ground or through the air in an erratic or unpredictable flight; or
 - (i) a firework consisting of a sky rocket; or
 - (j) a firework that resembles or is packaged to resemble, or is labelled as being, a form of military munition.

Maximum penalty: \$5 000.

- (2) Subregulation (1)(f) does not prohibit the manufacture, keeping, conveyance, sale or use of a line rocket, being a rocket attached to a line and designed to travel the length of the line on ignition.

6—Unlawful sale, supply or possession of fireworks

(1) A person must not—

- (a) sell or supply a firework, other than a general use firework; or
- (b) have a firework, other than a general use firework, in his or her possession or custody,

except—

- (c) in the course of activities authorised by a licence or an exempt display permit; or
- (d) by, or in the course of, delivering the firework, in circumstances not requiring the carrier to hold a licence, to the holder of a licence or exempt display permit authorising activities in relation to the firework or an inspector; or
- (e) by, or in the course of, returning the firework to the holder of a licence from whom the firework was obtained; or
- (f) in respect of possession or custody—as authorised by section 23(2) of the Act; or
- (g) with the written approval of the Director.

Maximum penalty: \$5 000.

Expiation fee: If the person has possession or custody of less than 3 kilograms (gross weight) of fireworks—\$315.

(2) In this regulation—

licence means a licence granted under the Act, these regulations or any other regulations made under the Act.

7—Unlawful sale, supply or possession of certain imported items

(1) A person must not sell or supply an imported firework comprising of aerial shells packaged together with a reloadable mortar of a kind that does not comply with the requirements of Schedule 1.

Maximum penalty: \$5 000.

(2) A person who imports, or otherwise becomes the owner of, a firework of a kind referred to in subregulation (1) must, as soon as reasonably practicable after the firework comes into his or her possession or custody, cause the reloadable mortar to be removed from the package and to be properly disposed of.

Maximum penalty: \$2 500.

Expiation fee: \$210.

8—Prepared fireworks not to be transported on public roads

A person must not, without the written approval of the Director, transport a firework on a public road if it has been prepared for display.

Maximum penalty: \$5 000.

Part 3—Use of fireworks

Division 1—Pyrotechnician's licence

9—Requirement to hold pyrotechnician's licence

- (1) A person must not personally use a firework (other than a general use firework) unless the person—
 - (a) holds a pyrotechnician's licence; or
 - (b) is acting under the direct supervision of a person who holds a pyrotechnician's licence.

Maximum penalty: \$5 000.

Expiation fee: If the offence involves less than 3 kilograms (gross weight) of fireworks—\$315.

- (2) A person must not conduct a fireworks display or special effects display unless—
 - (a) the person holds a pyrotechnician's licence; or
 - (b) the person acts through the instrumentality of such a person.

Maximum penalty: \$5 000.

Expiation fee: If the offence involves less than 3 kilograms (gross weight) of fireworks—\$315.

- (3) The Director may, by conditions of licence—
 - (a) limit the types of fireworks authorised to be used under a pyrotechnician's licence;
 - (b) limit the types of displays authorised to be conducted under a pyrotechnician's licence.

10—Criteria for grant of pyrotechnician's licence

A pyrotechnician's licence will only be granted by the Director if the applicant for the licence satisfies the Director that he or she—

- (a) has, personally or under the direct supervision of the holder of a pyrotechnician's licence, gained practical experience in the use of fireworks that is, in the opinion of the Director, appropriate for the grant of the licence; and
- (b) has successfully completed training or instruction of a kind that is, in the opinion of the Director, appropriate for the grant of the licence; and
- (c) has attained the age of 21 years; and
- (d) is otherwise a fit and proper person to hold the licence.

11—Term and renewal of pyrotechnician's licence

- (1) A pyrotechnician's licence has, subject to these regulations, effect for a period of 12 months from the date on which it is granted.
- (2) A pyrotechnician's licence may be renewed for successive terms of 12 months.
- (3) An application for renewal of a pyrotechnician's licence must be lodged with the Director before, or within 1 month after, the date of expiry of the licence.

- (4) The Director may—
 - (a) refuse to renew a pyrotechnician's licence if the Director is satisfied the applicant has not acted under the authority of the licence to an extent that is, in the opinion of the Director, appropriate for the renewal of the licence; or
 - (b) require an applicant for renewal to satisfactorily complete a form of instruction specified by the Director before the renewal is granted.
- (5) A pyrotechnician's licence that is renewed by the Director under this regulation will be taken to have been renewed from the date on which the licence last expired.

12—Guidelines on appropriate practical experience and training or instruction

- (1) The Director will publish guidelines as to the practical experience and training or instruction that the Director will consider appropriate for the grant or renewal of a pyrotechnician's licence.
- (2) The requirements may vary according to the type of fireworks authorised to be used under the pyrotechnician's licence or any other factor.

13—Notification of fireworks displays and special effects displays

- (1) Subject to subregulation (2), it is a condition of a pyrotechnician's licence that the holder of the licence must ensure that the Director is notified (in the manner and form approved by the Director) at least 5 clear business days prior to the conduct of a fireworks display or special effects display under the authority of the licence.
- (2) The Director may, by conditions of licence, require the holder of the licence to obtain the prior approval of the Director for each special effects display, or each special effects display of a specified kind, conducted under the authority of the licence.

14—Public liability insurance

It is a condition of a pyrotechnician's licence that the holder of the licence must ensure that, for each fireworks display conducted under the authority of the licence, a policy of public liability insurance is maintained in respect of death, personal injury and property damage arising out of the display in an amount of—

- (a) if the display involves the use of aerial fireworks, at least \$5 million; or
- (b) in any other case, at least \$1 million.

15—Log book to be kept by licensed pyrotechnician

- (1) It is a condition of a pyrotechnician's licence that the holder of the licence must—
 - (a) keep a log book in accordance with this regulation recording each event or activity involving the use of a firework under the authority of the licence; and
 - (b) retain the log book for at least 3 years after the event or activity to which the latest entry in the log book relates.
- (2) The log book must, unless otherwise approved by the Director, be bound and consist of consecutively numbered pages and entries in the book must be handwritten.
- (3) The log book must set out—
 - (a) the name of the licensed pyrotechnician; and
 - (b) the serial number of the pyrotechnician's licence; and

- (c) in respect of each event or activity involving the use of a firework under the authority of the pyrotechnician's licence—
 - (i) the name and address of the person who employed or engaged the licensed pyrotechnician (if anyone); and
 - (ii) if the event or activity is a fireworks display or special effects display, the date on which the Director was notified of the display; and
 - (iii) the name and address of each person using fireworks under the supervision of the licensed pyrotechnician; and
 - (iv) the date and place of the event or activity; and
 - (v) the quantity and description of the fireworks used (including misfires and details of how each misfire was dealt with); and
 - (vi) a reference to the written plan prepared in relation to the event or activity sufficient to enable the plan to be identified (see Schedule 1).
- (4) If an error is made in the log book, the error must be ruled out or otherwise marked so as to still be clearly legible and the entry signed and dated by the licensed pyrotechnician.

16—Log book to accompany application for pyrotechnician's licence

- (1) An applicant for a pyrotechnician's licence must, unless the Director approves otherwise, produce to the Director a log book kept by the applicant relating to each event or activity involving the use of fireworks under the supervision of a licensed pyrotechnician relied on for the purposes of the application.
- (2) The log book must, unless otherwise approved by the Director, be bound and consist of consecutively numbered pages and entries in the book must be handwritten.
- (3) The log book must—
 - (a) set out the name and address of the applicant; and
 - (b) in respect of each event or activity involving the use of a firework, set out—
 - (i) the name of the supervising licensed pyrotechnician; and
 - (ii) the serial number of the supervising pyrotechnician's licence; and
 - (iii) the name and address of the person who employed or engaged the licensed pyrotechnician (if anyone); and
 - (iv) the date and place of the event or activity; and
 - (v) a description of the duties of the applicant in relation to the display; and
 - (vi) the quantity and description of the fireworks (if any) used by the applicant under the supervision of the licensed pyrotechnician,and be certified correct by signature of the supervising licensed pyrotechnician.
- (4) If an error is made in the log book, the error must be ruled out or otherwise marked so as to still be clearly legible and the entry signed and dated by the supervising licensed pyrotechnician.

17—Compliance with requirements of Schedules 1 and 2

It is a condition of a pyrotechnician's licence that the holder of the licence must ensure that the requirements of Schedule 1 and Schedule 2 are complied with in respect of the use of fireworks or the conduct of a fireworks display under the authority of the licence.

Division 2—Pyrotechnic displays business licence**18—Requirement to hold pyrotechnic displays business licence**

- (1) A person must not carry on a business constituted of, or involving, the conduct or arranging for the conduct of fireworks displays or special effects displays unless the person is the holder of—
 - (a) a pyrotechnician's licence; or
 - (b) a pyrotechnic displays business licence.

Maximum penalty: \$5 000.

- (2) The Director may, by conditions of licence, limit the types of displays that may be conducted or arranged to be conducted in the course of the business authorised by a pyrotechnic displays business licence.

19—Criteria for grant of pyrotechnic displays business licence

A pyrotechnic displays business licence will not be granted by the Director unless the applicant for the licence satisfies the Director that—

- (a) adequate arrangements are or will be in place to ensure compliance with the conditions of the licence; and
- (b) in the case of a natural person, he or she is a fit and proper person to hold a pyrotechnic displays business licence; and
- (c) in the case of a body corporate, each of the directors of the body corporate is a fit and proper person to hold a pyrotechnic displays business licence.

20—Term and renewal of pyrotechnic displays business licence

- (1) A pyrotechnic displays business licence has, subject to these regulations, effect for a period of 12 months from the date on which it is granted.
- (2) A pyrotechnic displays business licence may be renewed for successive terms of 12 months.
- (3) An application for renewal of a pyrotechnic displays business licence must be lodged with the Director at least 14 days prior to the date of expiry of the licence.

21—Requirement to ensure displays conducted in compliance with regulations

It is a condition of a pyrotechnic displays business licence that the holder of the licence must take all practicable steps to ensure that each display conducted or arranged to be conducted in the course of the business authorised by the licence is conducted in accordance with these regulations.

Division 3—Exempt display permit

22—Exempt display permit

- (1) The Director may, on application, grant an exempt display permit to a person authorising the conduct of a specified fireworks display or specified series of fireworks displays in the course of a specified event.
- (2) An application for an exempt display permit may only be made by a natural person who proposes to be responsible for the conduct of the fireworks display and to personally use the fireworks in the conduct of the display.
- (3) An exempt display permit exempts the holder, any person acting through the instrumentality of the holder and any person acting under the direct supervision of the holder from the application of Division 1 in relation to the display for which the permit is granted.
- (4) An exempt display permit is not to be granted unless the applicant satisfies the Director that—
 - (a) the fireworks display is to be conducted for public or community purposes by or on behalf of a prescribed body and it is not practicable to engage a licensed pyrotechnician to conduct the display due to the distance that would need to be travelled by the licensed pyrotechnician to the place at which the display is to be conducted; and
 - (b) the fireworks display is of a kind that is appropriate to be conducted by a person who is not a licensed pyrotechnician taking into account, without limitation, the amount and types of fireworks involved, the method of ignition of the fireworks, the complexity of the display, the nature of the display site and the proposed arrangements for safeguarding persons and property; and
 - (c) the applicant—
 - (i) has appropriate experience in, or has or will receive appropriate training or instruction in, the safe use and handling of fireworks of the kind to be used in the display; and
 - (ii) does not carry on a business consisting of, or involving, the use of fireworks; and
 - (iii) has attained the age of 21 years; and
 - (iv) is otherwise a fit and proper person to use fireworks in the conduct of the display.
- (5) Subject to this regulation, the Director has an absolute discretion whether to grant or refuse an application for an exempt display permit.
- (6) An exempt display permit is subject to the following conditions:
 - (a) a condition that the holder ensure that, except to the extent that the Director approves otherwise in relation to the particular display, the requirements of Schedule 1 and Schedule 2 are complied with in respect of the use of fireworks, and the conduct of the fireworks display, under the authority of the permit;
 - (b) any other conditions that the Director imposes on the permit.
- (7) A person must not contravene or fail to comply with a condition of an exempt display permit.

Maximum penalty: \$5 000.

Expiation fee: \$315.

- (8) The Director may, on application or on his or her own initiative by written notice to the holder of an exempt display permit, vary or revoke the permit.
- (9) In this regulation—
- prescribed body* means—
- (a) a charitable or religious body; or
 - (b) a body formed to promote sport or any other social or community activity; or
 - (c) a body formed for educational purposes; or
 - (d) a body formed to promote any other public purpose.

Part 4—Sale of fireworks

23—Requirement to hold pyrotechnic sales business licence

- (1) A person must not carry on a business constituted of, or involving, the sale of fireworks (whether by retail or wholesale) unless the person is the holder of a pyrotechnic sales business licence.
- Maximum penalty: \$5 000.
- (2) The Director may, by conditions of licence, limit the business authorised by a pyrotechnic sales business licence to a retail sale business or to a wholesale business.
- (3) This regulation does not apply to—
- (a) the sale of general use fireworks; or
 - (b) the sale of fireworks in the course of activities authorised by a pyrotechnic displays business licence, a pyrotechnician's licence or an exempt display permit.

24—Criteria for grant of pyrotechnic sales business licence

A pyrotechnic sales business licence will not be granted by the Director unless the applicant for the licence satisfies the Director that—

- (a) adequate arrangements are or will be in place to ensure compliance with the conditions of the licence; and
- (b) in the case of a natural person, he or she is a fit and proper person to hold a pyrotechnic sales business licence; and
- (c) in the case of a body corporate, each of the directors of the body corporate is a fit and proper person to hold a pyrotechnic sales business licence.

25—Term and renewal of pyrotechnic sales business licence

- (1) A pyrotechnic sales business licence has, subject to these regulations, effect for a period of 12 months from the date on which it is granted.
- (2) A pyrotechnic sales business licence may be renewed for successive terms of 12 months.
- (3) An application for renewal of a pyrotechnic sales business licence must be lodged with the Director at least 14 days prior to the date of expiry of the licence.

26—General conditions of pyrotechnician sales business licence

It is a condition of a pyrotechnic sales business licence that the holder of the licence must ensure that the following requirements are complied with:

- (a) the business conducted under the licence must, at all times, be under direct personal supervision of a licensed pyrotechnician approved by the Director;
- (b) only fireworks of the kind authorised to be used under the pyrotechnician's licence of the approved person may be sold;
- (c) fireworks may only be sold from premises approved by the Director for the sale of fireworks;
- (d) fireworks must not be sold in this State to a person other than—
 - (i) the holder of a pyrotechnician's licence, or an exempt display permit, authorising use of fireworks of the kind sold; or
 - (ii) the holder of a pyrotechnic displays business licence authorising a business constituted of, or involving, the conduct, or arranging for the conduct of, displays involving the use of fireworks of the kind sold; or
 - (iii) the holder of a pyrotechnic sales business licence authorising the sale of fireworks of the kind sold;
- (e) a transaction for the sale in this State of fireworks must not be entered into unless steps of a kind approved by the Director have been taken to verify that the purchaser is a person of a class referred to in paragraph (d).

27—Requirements for premises

It is a condition of a pyrotechnic sales business licence that the holder of the licence must ensure that the following requirements are complied with in respect of premises at which a customer may attend to purchase or collect fireworks:

- (a) the words "licensed to sell fireworks" and the serial number of the licence must be conspicuously displayed at each entrance to the premises;
- (b) signs indicating that fire, naked flame and smoking are prohibited must be conspicuously displayed at each entrance to the premises and at each place within the premises at which fireworks may be delivered to a customer;
- (c) smoking must not be permitted on the premises;
- (d) fireworks must not be exposed or displayed for sale (although dummy fireworks containing no explosives and labelled as dummies may be used for display purposes);
- (e) fireworks must be stored as required by the Act and regulations under the Act.

28—Packaging of fireworks

It is a condition of a pyrotechnic sales business licence that the holder of the licence must ensure that the following requirements are complied with in respect of each package of fireworks supplied to a customer:

- (a) the fireworks must be packaged, and the packages marked, as required by Part 6 of the *Explosives Regulations 2011* or, if the original outer packaging has been removed to allow for the sale of a smaller quantity of fireworks, the fireworks must be packaged into packagings that are sufficiently strong and closed so as to prevent spillage of loose fireworks;

- (b) if the package contains more than 3 kilograms (gross weight) of fireworks, the word "fireworks" must be conspicuously displayed on the outer packaging;
- (c) the package must have attached to it or enclosed within it readily understood instructions in English relating to the manner in which the fireworks are to be ignited and the manner in which the fireworks are designed to perform;
- (d) matches, including Bengal matches, magic matches and similar articles, must not be included in any package with fireworks.

29—Records

It is a condition of a pyrotechnic sales business licence that the holder of the licence must ensure that a record is made of each sale of fireworks (and retained for at least two years after the sale to which it relates) setting out—

- (a) the name of the holder of the licence; and
- (b) the serial number of the licence; and
- (c) the date of the transaction; and
- (d) the quantity and description of the fireworks; and
- (e) if the sale takes place in this State, the name and address of the holder of the licence or exempt display permit purchasing the fireworks, the serial number of that licence or permit and any information required to be recorded by the Director for the purpose of evidencing the verification of the identity of the purchaser; and
- (f) if the sale takes place outside the State, the name and address of the person purchasing the fireworks.

Part 5—Provisions of general application to licences

30—Conditions of licence

- (1) The Director may—
 - (a) impose conditions on a licence as contemplated by these regulations;
 - (b) in addition to the conditions imposed or contemplated by these regulations, impose conditions on a licence that the Director considers appropriate;
 - (c) on application by the holder of, or an applicant for, a licence or on his or her own initiative, exempt (conditionally or unconditionally) the applicant from a condition of the licence imposed by these regulations if satisfied that it is appropriate to do so in the particular circumstances.
- (2) The Director may, on application by the holder of a licence or on his or her own initiative, by notice in writing to the holder of the licence—
 - (a) vary or revoke a condition of the licence imposed by the Director; or
 - (b) attach a further condition to the licence; or
 - (c) vary or revoke an exemption under subregulation (1)(c).

31—Offence to breach conditions of licence

The holder of a licence must not contravene or fail to comply with a condition of the licence.

Maximum penalty: \$5 000.

Expiation fee: \$315.

32—Cancellation or suspension of licence

The Director may, by notice in writing to the holder of a licence, suspend the licence for a specified period or cancel the licence if satisfied—

- (a) that the holder of the licence has contravened or failed to comply with—
 - (i) the Act or regulations under the Act; or
 - (ii) any other law relating to explosives (including a law of another State or a Territory of the Commonwealth); or
- (b) that a person has otherwise acted unlawfully or improperly in the conduct of activities authorised by the licence; or
- (c) that an event has occurred, or circumstances have come to light, that show the holder of the licence or, in the case of a body corporate, a director of the body corporate, to be a person who is not a fit and proper person to hold such a licence.

33—Right of appeal

- (1) The following appeals may be made to the Administrative and Disciplinary Division of the District Court:
 - (a) an applicant for a licence may appeal against a decision of the Director—
 - (i) to refuse to grant the licence; or
 - (ii) to impose particular conditions on the licence;
 - (b) a person who holds or formerly held a licence may appeal against a decision of the Director—
 - (i) to suspend or cancel the licence; or
 - (ii) to impose or vary particular conditions on the licence.
- (2) Subject to this regulation, an appeal must be instituted within one month of the making of the decision appealed against.
- (3) The Director must, on application by a person seeking to appeal a decision of the Director, state in writing the reasons for the decision.
- (4) If the reasons of the Director are not given in writing at the time of making a decision and the person affected by the decision, within one month of the making of the decision, requires the Director to state the reasons in writing, the time for instituting an appeal runs from the time when the person receives the written statement of those reasons.

Part 6—Miscellaneous

34—Manner and form of applications

- (1) An application under these regulations (including an application for the approval of the Director) must—
 - (a) be made to the Director in the manner and form approved by the Director for the purpose; and
 - (b) be accompanied by documents or records as required by the Director.

- (2) An applicant must—
 - (a) provide the Director with such additional information as the Director requires to enable the Director to determine the application; and
 - (b) if the Director so requires, verify any information provided to the Director by statutory declaration.

35—Licence to include photograph

- (1) A licence granted to a natural person will, if the Director so determines, include a photograph of the holder of the licence.
- (2) For that purpose, an applicant for a licence who is a natural person may be required by the Director—
 - (a) to attend at a specified place to have the applicant's photograph taken; or
 - (b) to supply the Director with one or more photographs of the applicant as specified by the Director.

36—Fees

- (1) The fees fixed by Schedule 3 are payable to the Director for the purposes set out in the Schedule.
- (2) The Director may waive or reduce a fee payable under these regulations if the Director considers it appropriate to do so.
- (3) A licence will not be granted or renewed, and an exempt display permit will not be granted, unless the appropriate fee has been paid.

37—Production of licences, permits and records

- (1) An inspector may require a person to whom a licence or exempt display permit has been granted under these regulations to produce for inspection the licence or permit or records required to be kept by the person under these regulations.
- (2) A person who does not comply with a requirement of an inspector under subregulation (1) is guilty of an offence.

Maximum penalty: \$5 000.

Expiation fee: \$315.

38—False or misleading statements

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

Maximum penalty: \$5 000.

39—Police report

The Commissioner of Police must, at the request of the Director, provide to the Director any information required by the Director for the purpose of determining—

- (a) an application under these regulations; or
- (b) whether a licence should be suspended or cancelled; or
- (c) whether an exempt display permit should be revoked.

Schedule 1—General requirements for use of fireworks

1—General duty

Whenever fireworks are used such precautions must be taken and care exercised as is reasonable in the circumstances in order to avoid endangering the health or safety of any person or the safety of property.

2—Written plans

- (1) For each event or activity involving fireworks a written plan must be prepared (of a level of detail appropriate to the type of event or activity) addressing compliance with these regulations and the risks involved in the event or activity, including risks relating to—
 - (a) the nature of the site and the proximity to buildings, structures and other fire hazards; and
 - (b) crowd control; and
 - (c) the positioning and method of igniting the fireworks.
- (2) A written plan prepared under subclause (1) must be retained for a period of at least 3 years after the event or activity takes place.

3—Persons using fireworks under supervision

Each person using fireworks under the authority of the pyrotechnician's licence or exempt display permit (as the case requires) must—

- (a) be directly supervised by the holder of the licence or permit; and
- (b) have attained the age of 18 years; and
- (c) have been appropriately trained or instructed in the safe use and handling of the fireworks.

4—String crackers

String crackers may only be used in the course of a cultural or religious ceremony or celebration of a kind for which string crackers are traditionally used as an integral part of the ceremony or celebration (such as Chinese New Year).

5—Use of fireworks indoors

- (1) Fireworks, other than indoor fireworks or general use fireworks, must not be ignited indoors without the written approval of the Director.
- (2) Indoor fireworks must not be ignited indoors while a spectator is closer to the point of firing than—
 - (a) if the manufacturer's instructions for use displayed on the firework or packaging containing the firework or supplied with the firework specify a distance for that purpose—that distance; or
 - (b) if a distance is not so specified—3 metres.

6—Flash powder

- (1) Flash powder must not—
 - (a) be mixed with any other substance; or
 - (b) be used in a pot made of steel or other ferrous material or with an opening that is at any point less than 5 times greater than the depth of the pot; or

- (c) be subjected to vibration; or
 - (d) be ignited before the pot is in place; or
 - (e) be ignited by any means other than an electrical firing system; or
 - (f) be ignited unless the licensed pyrotechnician has a clear view of the area in which the flash powder is being used and has determined, having regard to all the circumstances, that it is safe to do so.
- (2) A pot containing flash powder for use must—
- (a) be positioned so as not to cause an obstruction to any exit; and
 - (b) be at least 3 metres from any person or flammable material.

7—Aerial shells

- (1) Mortars for firing aerial shells must be suitable for the purpose, robust and in sound condition and must be arranged and secured to prevent movement during firing and danger to persons due to premature explosion of shells.
- (2) If the diameter of an aerial shell is greater than 150 millimetres, the mortar—
- (a) must be buried to its full length in the ground; or
 - (b) if burying the mortar is not practicable, must be surrounded to over its full length with bags of sand to a width of at least 1 metre in all directions.
- (3) An aerial shell with a diameter of 150 millimetres or greater must not be ignited except by means of remote electrical ignition.

8—Tubes, mortars and supporting structures for fireworks

- (1) Firework support structures must be sufficiently secure so as to not fall over on the ignition of the firework.
- (2) Subject to subclause (3), tubes or mortars for fireworks or stakes, frames, supports or securing devices to which fireworks are immediately attached must not be comprised of or contain metal (although nails may be used in the construction of such devices and metal bearings may be used in parts of such devices designed to spin).
- (3) Indoor fireworks may, when used indoors, be attached to stakes, frames, supports or other securing devices comprised of or containing metal if no part of such device is positioned so as to be between the firework and any spectator.
- (4) Tubes or mortars must not be made of polyvinyl chloride.

9—Fireworks ignited electrically

If fireworks are to be ignited electrically—

- (a) reasonable precautions must be taken to ensure that the only person who may access the firing unit is a person who may lawfully use the fireworks; and
- (b) reasonable precautions must be taken to prevent the fireworks from being accidentally ignited by static electricity, stray electrical currents, radio transmitters or other foreseeable cause; and
- (c) electrical cable used in connection with the fireworks must be secured and protected from abrasion; and
- (d) during the testing of the firing circuits, no person may be closer than 5 metres to any firework attached to the circuit.

10—Misfires

- (1) A firework that misfires must not be approached within 20 minutes of the misfire.
- (2) A misfired shell in a mortar must be covered with water before removal (unless, in the case of fireworks used by or under the supervision of a licensed pyrotechnician, the licensed pyrotechnician has identified the cause of the misfire and has determined that it is safe to remove the shell without first covering it with water).

11—Precautions against fire and fallout

- (1) When preparing fireworks and when fireworks are in position for use, there must be no open flame within 15 metres of the fireworks and no ignition or fuel source within 5 metres of the fireworks.
- (2) Adequate fire protection and a suitable means of firefighting must be available at the place the fireworks are being used.
- (3) Precautions must be taken to prevent fallout or burning particles from fireworks from igniting other fireworks.
- (4) Fireworks must not be positioned so as to be above a person when ignited unless precautions are taken to ensure that burning or hot debris cannot fall on the person.

Schedule 2—General requirements for conduct of fireworks displays

1—Time at which display may be conducted

A fireworks display may only be conducted—

- (a) between 4:00 pm and 10:00 pm; or
- (b) on New Year's Eve between 4:00 pm and 12:30 am; or
- (c) at some other time approved in writing by the Director.

2—Requirement to have licence or permit at display

At all times during a fireworks display and when fireworks are being prepared for a fireworks display, the person responsible for the conduct of the fireworks display must be present and have available for inspection his or her pyrotechnician's licence or exempt display permit.

3—Notice of display

At least 7 and not more than 14 days before a fireworks display is conducted, a notice specifying the place, date and time of the display and the name and contact details of the person conducting the display must be published as follows:

- (a) if the display involves the use of aerial fireworks—the notice must be published in a newspaper circulating in the area in which the display is to be conducted;
- (b) if the display does not involve the use of aerial fireworks but does involve the use of fireworks principally designed to produce an aural effect—either the notice may be published in a newspaper circulating in the area in which the display is to be conducted or a copy of the notice left in the letterbox of each premises in an area approved by the Director on request;

- (c) in any other case—either the notice may be published in a newspaper circulating in the area in which the display is to be conducted or a copy of the notice left in the letterbox of each premises adjoining the display site or that would adjoin the display site apart from an intervening road or public area.

4—Conditions requiring display to be postponed or halted

- (1) A fireworks display must be postponed or halted if weather conditions may result in danger to the safety of persons or property arising from the holding or continuation of the display.
- (2) If a firework malfunctions, or some other incident occurs, resulting in danger to the safety of persons, the display must be halted and must not be resumed until it is safe to do so.

5—Keeping and positioning of fireworks at display site

- (1) Fireworks kept at the site prior to being positioned for the display must be kept within a secured area in sturdy spark-proof closed receptacles clearly and conspicuously marked with the word "fireworks" and a person responsible for the fireworks must be present at all times while the fireworks are so kept (but the fireworks must not be at the site prior to being positioned for the display for longer than 24 hours).
- (2) Fireworks positioned for the display must not remain so positioned for longer than 48 hours before the commencement of the display and a person responsible for the fireworks must be present at all times while the fireworks are so positioned.

6—Prohibition against reloading mortars during display

Reloading of mortars (if used for the display) must not occur during a fireworks display.

7—Prohibited area

- (1) For the purposes of protecting the safety of members of the public, a prohibited area must be created in respect of a fireworks display encompassing—
 - (a) an area surrounding the point or points at which the fireworks are positioned; and
 - (b) an area set aside as the fall-out area for unexploded shells or debris from ignited fireworks,

(for example by erecting barricades around the area, using natural barriers such as a body of water or by sufficient security patrols of the area).
- (2) The prohibited area must be determined taking into account the nature of the fireworks, the angle at which they are to be fired, wind conditions and other relevant factors, but in any event must be such as to ensure compliance with clause 8.
- (3) After the fireworks are in position for the display, during the display and until the searches required by this subregulation have been completed, members of the public must be excluded from the prohibited area.
- (4) During the display, each person within the prohibited area must wear spark resistant clothing (including a hat), eye protection, enclosed footwear and, if the fireworks used include fireworks principally designed to produce an aural effect, ear protection.
- (5) Adequate fire fighting equipment and, if required for use in connection with that equipment, an adequate supply of water must be available within the prohibited area.
- (6) Each firework must be positioned or aimed so that any debris falls in the pre-determined fall-out area (comprising part of the prohibited area) away from spectators and the firework does not cross over or burst in airspace above spectators.

8—Minimum separation distance from spectators

- (1) Subject to subclause (2), for the purposes of this clause the size of an aerial firework is—
- (a) in the case of an aerial shell—the greater of the diameter of the shell or the length of the shell; and
 - (b) in any other case—the inside diameter of the tube comprising or containing the firework.
- (2) In the case of an aerial shell that is a multi-break shell, the size of the shell will be regarded as being within the range of shell sizes in the table in subclause (3) that is one greater than the range in which it actually falls.
- (3) No spectator is to be closer to a point at which fireworks are positioned for a fireworks display than the distance determined in accordance with the following table:

Firework Type	Distance in metres	
String cracker	5	
Indoor firework	5	
Aerial firework—		
51mm or less—		
• salute	70	
• other	50	
greater than 51mm and less than or equal to 64mm—		
• salute	75	
• other	50	
Aerial firework—	If fireworks are angled away from spectators	In any other case
greater than 64mm and less than or equal to 76mm—		
• salute	80	80
• other	55	65
greater than 76mm and less than or equal to 102mm	65	85
greater than 102mm and less than or equal to 127mm	85	110
greater than 127mm and less than or equal to 152mm	100	130
greater than 152mm and less than or equal to 178mm	120	150
greater than 178mm and less than or equal to 203mm	140	170
greater than 203mm and less than or equal to 254mm	170	215

Firework Type	Distance in metres	
greater than 254mm	200	255
Other firework	40	

Note—

The distances fixed for aerial fireworks (other than fireworks angled away from spectators) have been based on vertical mortars and conditions of no wind.

9—Searches following display

- (1) After a fireworks display is completed, a search must be made of the prohibited area for unfired or unexploded fireworks or parts of fireworks and any such fireworks or parts, or any other debris resulting from the use of the fireworks, must be collected and disposed of safely.
- (2) The search must be undertaken immediately after the display is completed and, if the light or weather conditions at that time prevent a thorough search being conducted, a further thorough search must be conducted as soon as practicable after the light and weather conditions allow it.
- (3) The prohibited area must remain secured from unauthorised access until the required searches are completed.

Schedule 3—Fees

1	Pyrotechnician's licence or renewal of pyrotechnician's licence	\$234.00
2	Pyrotechnic displays business licence or renewal of pyrotechnic displays business licence	\$157.00
3	Pyrotechnic sales business licence or renewal of pyrotechnic sales business licence	\$157.00
4	Exempt display permit	\$31.00

Schedule 4—Revocation and transitional provisions**Part 1—Revocation of *Explosives (Fireworks) Regulations 2001*****1—Revocation of *Explosives (Fireworks) Regulations 2001***

The *Explosives (Fireworks) Regulations 2001* are revoked.

Part 2—Transitional provisions**2—Interpretation**

In this Part—

revoked regulations means the regulations revoked by clause 1.

3—Pyrotechnician's licences

A pyrotechnician's licence in force under the revoked regulations immediately before the commencement of these regulations will, on that commencement, be taken to be a pyrotechnician's licence under these regulations and any conditions to which the licence was subject under the revoked regulations immediately before that commencement will be taken to continue to apply to the licence under these regulations if they had been imposed under these regulations.

4—Pyrotechnic displays business licences

A pyrotechnic displays business licence in force under the revoked regulations immediately before the commencement of these regulations will, on that commencement, be taken to be a pyrotechnic displays business licence under these regulations and any conditions to which the licence was subject under the revoked regulations immediately before that commencement will be taken to continue to apply to the licence under these regulations if they had been imposed under these regulations.

5—Pyrotechnic sales business licences

A pyrotechnic sales business licence in force under the revoked regulations immediately before the commencement of these regulations will, on that commencement, be taken to be a pyrotechnic sales business licence under these regulations and any conditions to which the licence was subject under the revoked regulations immediately before that commencement will be taken to continue to apply to the licence under these regulations if they had been imposed under these regulations.

6—Approvals

An approval in force under the revoked regulations immediately before the commencement of these regulations will, on that commencement, be taken to be an approval under these regulations and any conditions to which the approval was subject under the revoked regulations immediately before that commencement will be taken to continue to apply to the approval under these regulations as if they had been imposed under these regulations.

7—Exemptions

An exemption in force under the revoked regulations immediately before the commencement of these regulations will, on that commencement, be taken to be an exemption under these regulations and any conditions to which the exemption was subject under the revoked regulations immediately before that commencement will be taken to continue to apply to the exemption under these regulations as if they had been imposed under these regulations.

8—Permits

An exempt display permit in force under the revoked regulations immediately before the commencement of these regulations will, on that commencement, be taken to be an exempt display permit under these regulations and any conditions to which the permit was subject under the revoked regulations immediately before that commencement will be taken to continue to apply to the permit under these regulations as if they had been imposed under these regulations.

Made by the Governor

with the advice and consent of the Executive Council
on 28 April 2016

No 24 of 2016

MIR0016/16CS

South Australia

Road Traffic (Miscellaneous) Variation Regulations 2016

under the *Road Traffic Act 1961*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

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

- 4 Variation of regulation 51—Safety helmets for riders of motor bikes and bicycles (section 162B of Act)
-

Part 1—Preliminary

1—Short title

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

2—Commencement

These regulations will come into operation on 28 April 2016.

3—Variation provisions

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

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

4—Variation of regulation 51—Safety helmets for riders of motor bikes and bicycles (section 162B of Act)

- (1) Regulation 51(1) and (2)—delete subregulations (1) and (2) and substitute:
 - (1) A helmet is approved for motor bike riders if—
 - (a) it complies with a prescribed standard as in force—
 - (i) at the time the helmet was manufactured in, or imported into, Australia (as the case may be); or
 - (ii) at any later time; and
 - (b) bears a relevant certification mark.

- (2) A person must not sell, or offer for sale, a helmet for use by a motor bike rider or passenger on a motor bike unless the helmet complies with subregulation (1)(a).

Maximum penalty: \$2 500.

- (2) Regulation 51(5)—delete subregulation (5) and substitute:

- (5) In this regulation—

prescribed standard means—

- (a) Australian Standard 1698—1988—*Protective helmets for vehicle users (AS 1698—1988)*; or
- (b) Australian/New Zealand Standard 1698:2006—*Protective helmets for vehicle users (AS/NZS 1698:2006)*; or
- (c) United Nations Economic Commission for Europe Regulation No 22 *Uniform provisions concerning the approval of protective helmets and their visors for drivers and passengers of motor cycles and mopeds*, incorporating the 05 series of amendments, (**ECE 22.05**),

as in force from time to time;

relevant certification mark means—

- (a) where the mark relates to compliance with AS 1698—1988 or AS/NZS 1698:2006—
- (i) a prescribed certification mark; or
- (ii) the certification mark of a body declared by the Minister by notice in the Gazette to be an approved body for the purpose of certifying compliance with the relevant standard; or
- (b) where the mark relates to compliance with ECE 22.05—an international approval mark in accordance with ECE 22.05.

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 28 April 2016

No 25 of 2016

MRS16/02CS

South Australia

Native Vegetation (SA Motorsport Park) Variation Regulations 2016

under the *Native Vegetation Act 1991*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Native Vegetation Regulations 2003*

- 4 Variation of regulation 5—Exemptions—general
 - 5 Insertion of Schedule 3
- Schedule 3—SA Motorsport Park Map
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Native Vegetation (SA Motorsport Park) Variation Regulations 2016*.

2—Commencement

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

3—Variation provisions

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

Part 2—Variation of *Native Vegetation Regulations 2003*

4—Variation of regulation 5—Exemptions—general

(1) Regulation 5(1)—after paragraph (zn) insert:

(zo) if—

- (i) the land on which the vegetation is situated is in the SA Motorsport Park; and
- (ii) the clearance is incidental to development that has been authorised under the *Development Act 1993*; and
- (ii) the clearance is undertaken in accordance with a management plan that has been approved by the State Coordinator-General appointed under the *Development Regulations 2008*; and

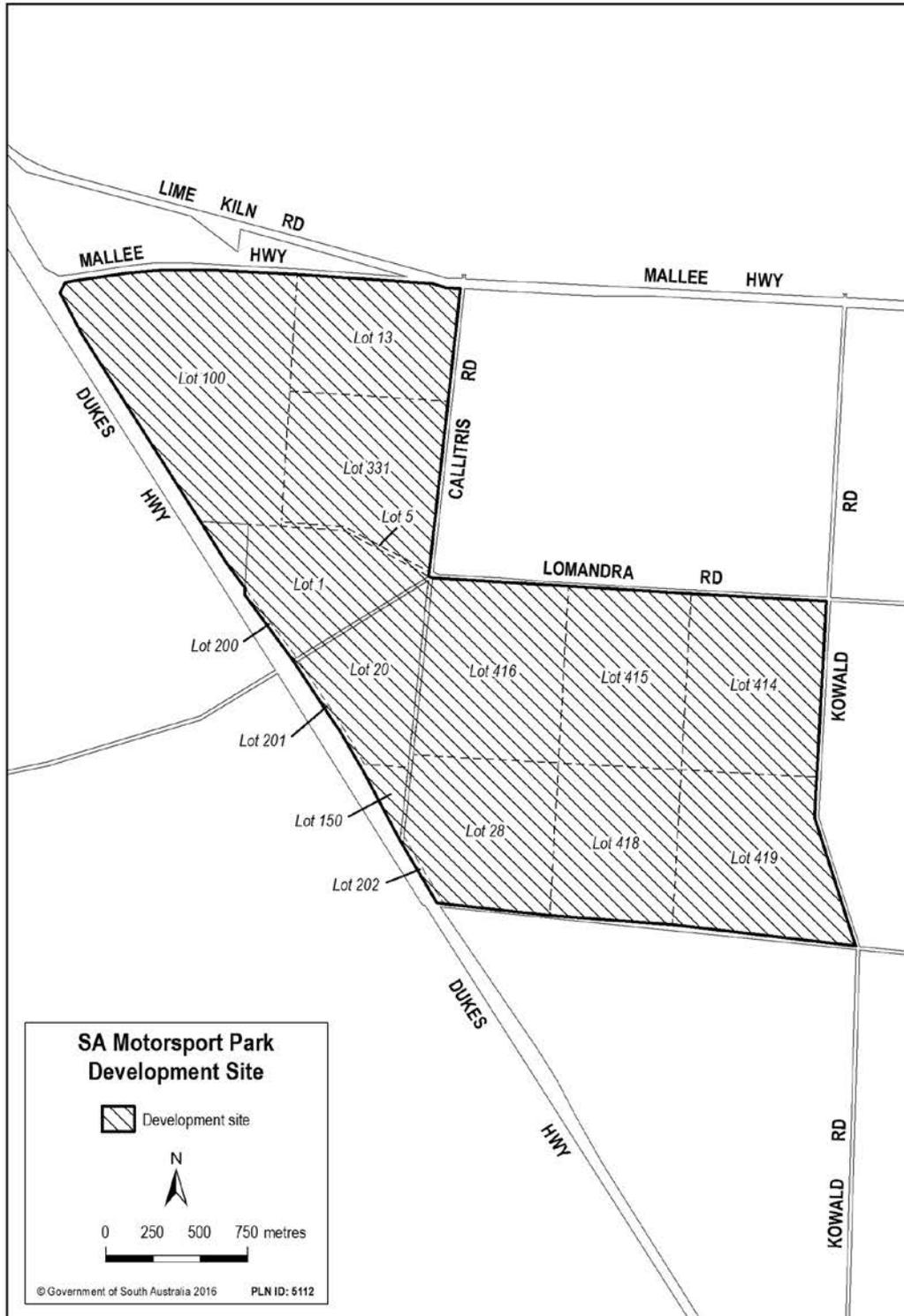
- (iv) the State Coordinator-General is satisfied, after taking into account the full nature and extent of clearance that is to be undertaken on the relevant land and any commitments that have been made with respect to the establishment, restoration or maintenance of native vegetation, that—
 - (A) there will be a significant environmental benefit on the land or within the same region of the State; or
 - (B) the owner of the land (or a person acting on his or her behalf) has, on application to the State Coordinator-General to proceed with clearing the vegetation in accordance with this provision, made a payment into the Fund or, if the State Coordinator-General is satisfied that it is appropriate in the circumstances, agreed to make a payment into the Fund, of an amount considered by the State Coordinator-General to be sufficient to achieve a significant environmental benefit, in the manner contemplated by section 21(6) of the Act, which outweighs the value of retaining the vegetation.
- (2) Regulation 5(12)—after the definition of *prescribed structure* insert:

SA Motorsport Park means the land within the shaded area in the map set out in Schedule 3 and described as the "SA Motorsport Park Development Site".

5—Insertion of Schedule 3

After Schedule 2 insert:

Schedule 3—SA Motorsport Park Map



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 28 April 2016

No 26 of 2016

16MTOUR0009

South Australia

Environment Protection (SA Motorsport Park) Variation Regulations 2016

under the *Environment Protection Act 1993*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Environment Protection Regulations 2009*

- 4 Insertion of regulation 86C
86C SA Motorsport Park
 - 5 Insertion of Schedule 5
Schedule 5—SA Motorsport Park Map
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Environment Protection (SA Motorsport Park) Variation Regulations 2016*.

2—Commencement

These regulations will come into operation 4 months after the day on which they are made (see *Subordinate Legislation Act 1978* (section 10AA)).

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 *Environment Protection Regulations 2009*

4—Insertion of regulation 86C

After regulation 86B insert:

86C—SA Motorsport Park

- (1) The conduct of—
 - (a) a motor sport activity on a motor racing circuit; or
 - (b) a motor sport event on a motor racing circuit, or a recreational, artistic, cultural or other similar activity, including a street party, associated with the motor sport event,

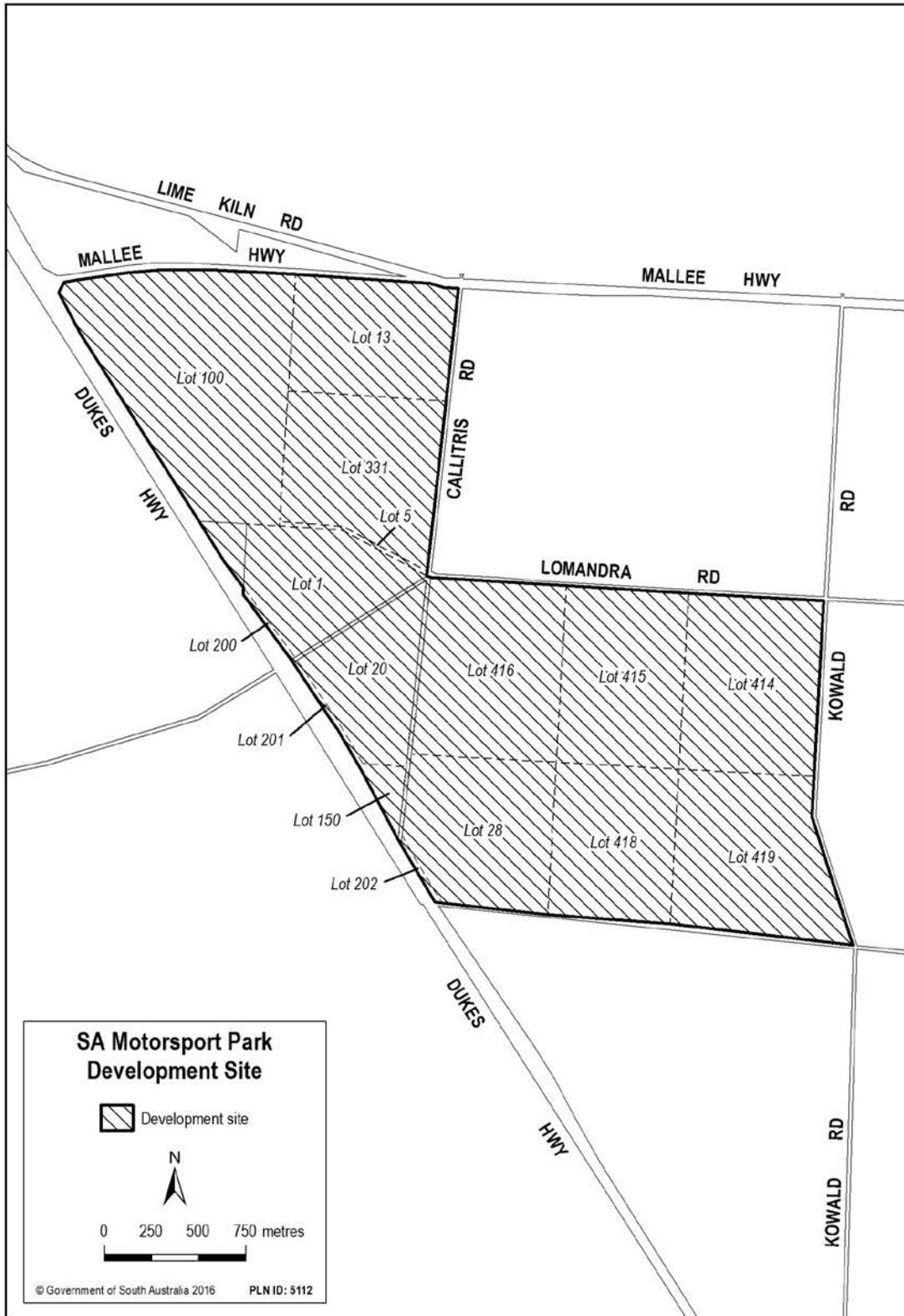
within the SA Motorsport Park is exempt from the application of the general environmental duty under section 25 of the Act in relation to noise and Part 4 of the *Environment Protection (Noise) Policy 2007* if the activity or event (as the case requires) is conducted in accordance with any guidelines in relation to noise prepared by the State Coordinator-General appointed under the *Development Regulations 2008* and approved by the Authority.

- (2) ***SA Motorsport Park*** means the land within the shaded area in the map set out in Schedule 5 and described as the "SA Motorsport Park Development Site".

5—Insertion of Schedule 5

After Schedule 4 insert:

Schedule 5—SA Motorsport Park Map



Made by the Governor

with the advice and consent of the Executive Council
on 28 April 2016

No 27 of 2016

16MTOUR0009

South Australia

Development (SA Motorsport Park) Variation Regulations 2016

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 5—Application of Act
 - 6 Insertion of Schedule 31
- Schedule 31—SA Motorsport Park Map
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Development (SA Motorsport Park) Variation Regulations 2016*.

2—Commencement

These regulations will come into operation 4 months after the day on which they are made (see *Subordinate Legislation Act 1978* (section 10AA)).

3—Variation provisions

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

Part 2—Variation of *Development Regulations 2008*

4—Variation of regulation 3—Interpretation

Regulation 3(6)—after the definition of *residential code development* insert:

SA Motorsport Park means the land within the shaded area in the map set out in Schedule 31 and described as the "SA Motorsport Park Development Site";

5—Variation of regulation 5—Application of Act

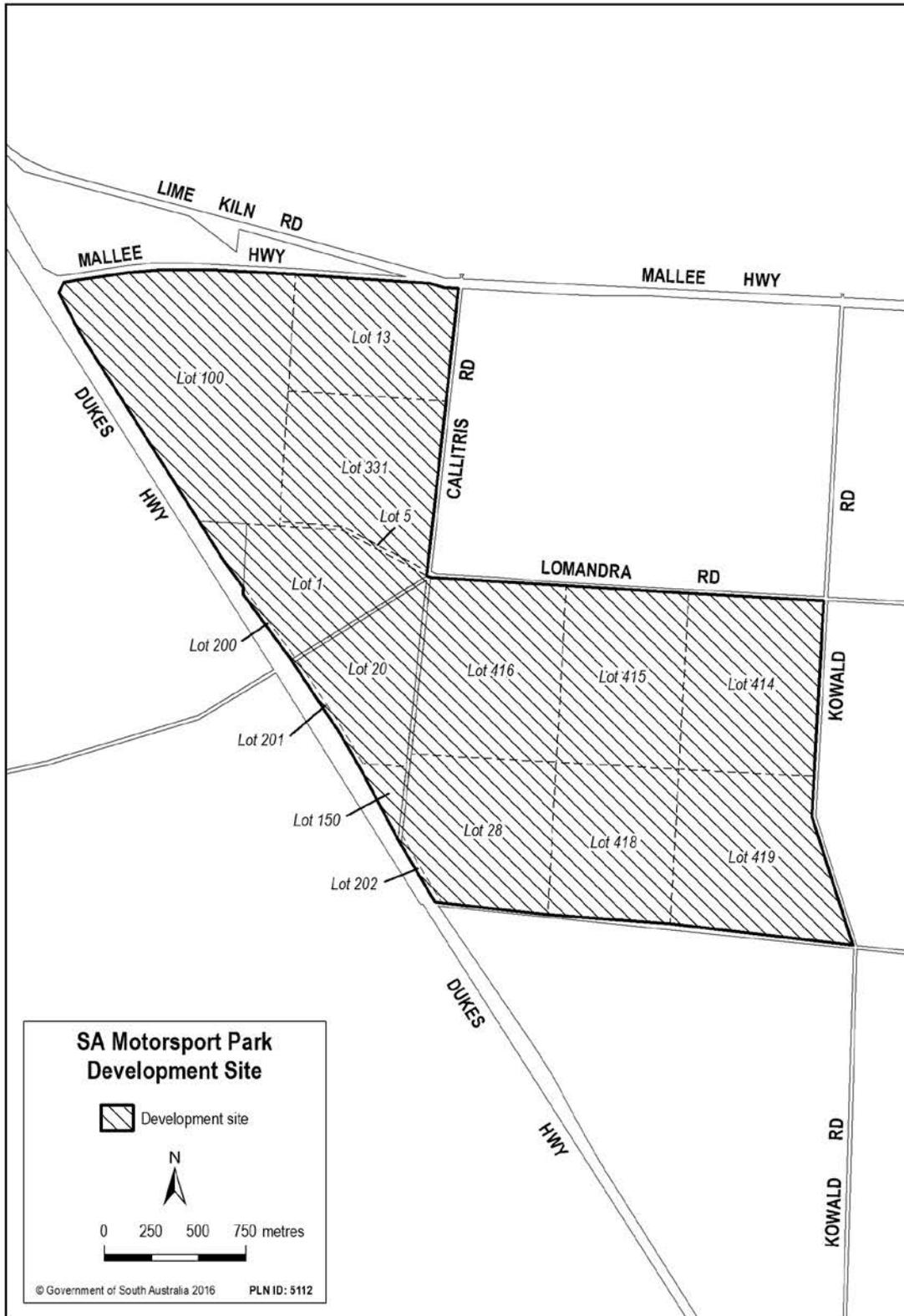
Regulation 5—after subregulation (1) insert:

- (2) Pursuant to section 7(3) of the Act, section 33(1)(a) of the Act does not apply in relation to development within the SA Motorsport Park if the development has been approved by the State Coordinator-General.

6—Insertion of Schedule 31

After Schedule 30 insert:

Schedule 31—SA Motorsport Park Map



Made by the Governor

with the advice and consent of the Executive Council
on 28 April 2016

No 28 of 2016

16MTOUR0009

SENDING COPY?

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

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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.
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NOTE:

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

KANGAROO ISLAND COUNCIL

Assignment of Road Name

NOTICE is hereby given that the Kangaroo Island Council at its meeting held on Tuesday, 12 April 2016, resolved pursuant to Section 219 of the Local Government Act 1999 to assign a road name as follows:

Name the unnamed road commencing from D'estrees Bay Road running towards Three Chain Road, to be named—Wild Dog Road.

This Road Name will come into effect from 12 April 2016.

A. BOARDMAN, Chief Executive Officer

KANGAROO ISLAND COUNCIL

Change of Street Name

NOTICE is hereby given that the Kangaroo Island Council at its meeting held on Tuesday, 12 April 2016, resolved pursuant to Section 219 of the Local Government Act 1999 to change a street name as follows:

Name the portion of street previously referred to as North Terrace commencing from North Terrace Road running towards Bay Terrace, to be renamed—Brickwork Road.

This Street Name will come into effect from 12 April 2016.

A. BOARDMAN, Chief Executive Officer

SOUTHERN MALLEE COUNCIL

Delegation of Powers and Functions

NOTICE is hereby given in accordance with Section 20 (8) of the Development Act 1993 and Regulation 110 (e) (ii) of the Development Regulations 2008, that on 20 April 2016 the Council delegated powers and functions under the Development Act 1993 and Development Regulations 2008 to the person occupying the position of Contract Building Surveyor of the Council. The delegations are contained in the Council's Delegations Register available on the Council's website: www.southernmallee.sa.gov.au.

M. DOHNT, Chief Executive Officer

IN the matter of the estates of the undermentioned deceased persons:

Brown, Mary Eleanor Lloyd, late of 61 Silkes Road, Paradise, of no occupation, who died on 29 February 2016.

Challen, Eileen May, late of 53-59 Austral Terrace, Morphettville, retired school teacher, who died on 14 December 2015.

Madigan, John Graham, late of 19 Wakefield Avenue, Morphett Vale, retired soldier, who died on 10 February 2016.

Neumann, Daphne May, late of 16-24 Penneys Hill Road, Hackham, retired dressmaker, who died on 26 November 2015.

Standen, Norman Vetus, late of 52B Royal Terrace, Royal Park, retired public servant, who died on 27 May 2013.

Thomas, Lucielle Maree, late of 38 Eucalypt Street, Whyalla Stuart, home duties, who died on 18 March 2015.

Vaudrey, Diana Paterson, late of 3 Aldersey Street, McLaren Vale, home duties, who died on 7 December 2015.

Waters, Colleen Mary, late of corner of Fort Street and Sylvan Way, Grange, of no occupation, who died on 10 May 2015.

Wright, Esma Myrtle, late of 47 Eve Road, Bellevue Heights, of no occupation, who died on 25 February 2016.

Notice is hereby given pursuant to the Trustee Act 1936, the Inheritance (Family Provision) Act 1972 and the Family Relationships Act 1975, that all creditors, beneficiaries, and other persons having claims against the said estates are required to send, in writing, to the office of Public Trustee at G.P.O Box 1338, Adelaide, S.A. 5001, full particulars and proof of such claims, on or before the 27 May 2016, otherwise they will be excluded from the distribution of the said estate; and notice is also hereby given that all persons indebted to the said estates are required to pay the amount of their debts to the Public Trustee or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estates are forthwith to deliver same to the Public Trustee.

Dated 28 April 2016.

D. A. CONTALA, Public Trustee

ATTENTION

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

For any corrections to your notice please phone 8207 1045 or Email **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.

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

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