



# THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

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PUBLISHED BY AUTHORITY

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

ADELAIDE, THURSDAY, 14 JANUARY 2016

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## GOVERNMENT GAZETTE NOTICES

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

Department of the Premier and Cabinet  
Adelaide, 14 January 2016

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

Panel Member: (from 14 January 2016 until 28 April 2017)  
Ian Lansell White,

and the Protective Security Officers Disciplinary Tribunal, pursuant to the provisions of the Police (Complaints and Disciplinary Proceedings) Act 1985:

Panel Member: (from 14 January 2016 until 28 April 2017)  
Ian Lansell White

By command,

JAY WILSON WEATHERILL, Premier

AGO0004/16CS

Department of the Premier and Cabinet  
Adelaide, 14 January 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Stephen Campbell Mullighan, MP, Minister for Transport and Infrastructure, Minister Assisting the Minister for Planning and Minister Assisting the Minister for Housing and Urban Development to be also Acting Treasurer and Acting Minister for Finance for the period from 19 January 2016 until 31 January 2016 inclusive, during the absence of the Honourable Tom Koutsantonis, MP.

By command,

JAY WILSON WEATHERILL, Premier

DPC16/006CS

Department of the Premier and Cabinet  
Adelaide, 14 January 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Kyam Joseph Maher, MLC, Minister for Manufacturing and Innovation, Minister for Automotive Transformation and Minister for Aboriginal Affairs and Reconciliation to be also Acting Minister for State Development, Acting Minister for Mineral Resources and Energy and Acting Minister for Small Business for the period from 19 January 2016 until 31 January 2016 inclusive, during the absence of the Honourable Tom Koutsantonis, MP.

By command,

JAY WILSON WEATHERILL, Premier

DPC16/006CS

Department of the Premier and Cabinet  
Adelaide, 14 January 2016

HIS Excellency the Governor in Executive Council has revoked the appointment of the Honourable Leon William Kennedy Bignell, MP, Minister for Agriculture, Food and Fisheries, Minister for Forests, Minister for Tourism, Minister for Recreation and Sport and Minister for Racing as Acting Minister for Water and the River Murray for the period from 14 January 2016 until 24 January 2016 inclusive, during the absence of the Honourable Ian Keith Hunter, MLC.

By command,

JAY WILSON WEATHERILL, Premier

16WRMCS001

Department of the Premier and Cabinet  
Adelaide, 14 January 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 the Public Sector to be also Acting Minister for Water and the River Murray for the period from 14 January 2016 until 24 January 2016 inclusive, during the absence of the Honourable Ian Keith Hunter, MLC.

By command,

JAY WILSON WEATHERILL, Premier

16WRMCS001

Department of the Premier and Cabinet  
Adelaide, 14 January 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint Andrew Paul Chambers as a Special Justice of the Peace for South Australia for a term commencing on 14 January 2016 and expiring on 24 June 2020, pursuant to Section 7 (1) of the Justices of the Peace Act 2005.

By command,

JAY WILSON WEATHERILL, Premier

JP15/034CS

Department of the Premier and Cabinet  
Adelaide, 14 January 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the SafeWork SA officers, Noel Darrel Leigh, Haylie Renee Millwood, Helen Elizabeth Shaw and Martin Clifford Fletcher as Inspectors for the purposes of the Shop Trading Hours Act 1977, commencing on 14 January 2016, pursuant to Section 7 of the Shop Trading Hours Act 1977.

By command,

JAY WILSON WEATHERILL, Premier

MIR0001/16CS

Department of the Premier and Cabinet  
Adelaide, 14 January 2016

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

NOTICE OF APPOINTMENT OF JUSTICES OF THE PEACE  
FOR SOUTH AUSTRALIA

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

I, the Governor in Executive Council, hereby appoint the people listed as Justices of the Peace for South Australia for a period of ten years commencing from 14 January 2016 and expiring on 13 January 2026, it being a condition of appointment that the Justices of the Peace must take the oaths required of a Justice under the Oaths Act 1936 and return the oaths form to the Justice of the Peace Services within 3 months of the date of appointment.

Joanne Lee Bedell  
Peter Lewis Bennetts  
Metekay Berihun Mersha  
David Jack Bowden  
Patricia Anne Brookfield  
Robyn Joanne Caldicott  
Rocco Antonio Carpentieri

Michael Carroll  
 David Mark Carwana  
 Amit Chugh  
 Vasile Cornea  
 Catherine Louise Craddock  
 Peter Diamond  
 Susanna Evelyn Drury  
 Belinda Jane Eatts  
 Erin Kate Everett  
 Damien John Gitsham  
 Blake Halligan  
 Narelle Ann Hards  
 Natalie Karen Highett  
 David Barton Hirst  
 Robert Colin Holtham  
 Richard Mark Hughes  
 Vanessa Ann Humphris  
 Rafie El Tayeb Ibrahim  
 Donna Louise Jeffery  
 Olivia Bianca Jenkins  
 Thomas Konrad  
 Anjan Kundu  
 Mario Leuci  
 Timothy Donald Looker  
 Frank Lucks  
 Barrie Marsland  
 Kristy Marie Montagnese  
 Tania Lee Mountford  
 Timothy Karl Muehlberg  
 Elena Muller Pinto Junqueira  
 Gayle Peak  
 Minh Tan Pham  
 Thomas Graham Pointon  
 Patrick Pulis  
 Darren Alexander Russ  
 Emma Jane Michell Sara  
 Julie Anne Siebentritt  
 Heidi Chantelle Smith  
 Tina Stefanovski  
 John James Stone  
 Shasta Kay Sutherland  
 Gaurav Rajeev Vaghmare  
 Mathew Shane Williamson

By command,

JAY WILSON WEATHERILL, Premier

JP15/033CS

Department of the Premier and Cabinet  
 Adelaide, 14 January 2016

HIS Excellency the Governor in Executive Council has been pleased to authorise Ian Lansell White to issue recognition certificates for the purposes of the Sexual Reassignment Act 1988, effective from 14 January 2016, pursuant to Section 7 of the Sexual Reassignment Act 1988.

By command,

JAY WILSON WEATHERILL, Premier

AGO0004/16CS

## AQUACULTURE ACT 2001

### *Grant of Aquaculture Lease*

PURSUANT to the provisions of Section 22 of the Aquaculture Act 2001, notice is hereby given of the grant of the following lease for the purposes of aquaculture in the waters of the state:

LA00358

Further details are available for the above lease on the Aquaculture Public Register, which can be found at [http://www.pir.sa.gov.au/aquaculture/aquaculture\\_public\\_register](http://www.pir.sa.gov.au/aquaculture/aquaculture_public_register) or by contacting Aquaculture Leasing and Licensing on (08) 8226 0900.

M. HOARE, Case Manager

## BUILDING WORK CONTRACTORS ACT 1995

### *Exemption*

TAKE notice that, pursuant to Section 45 of the Building Work Contractors Act 1995, I, Dini Soulio, Commissioner for Consumer Affairs, do hereby exempt the licensee named in Schedule 1 from the application of Division 3 of Part 5 of the above Act in relation to domestic building work described in Schedule 2 and subject to the conditions specified in Schedule 3.

#### SCHEDULE 1

David John Griggs (BLD 200160)

#### SCHEDULE 2

Construction of a four bedroom house on land situated at Lot 9, Primary Community Plan 28261 in the area named Lyndoch, Hundred of Barossa, being the land described in Certificate of Title Volume 6141, Folio 257, more commonly known as Lot 9, 9 Klauber Street Lyndoch.

#### SCHEDULE 3

1. This exemption is limited to domestic building work personally performed by the licensee in relation to the building work described in Schedule 2.

2. This exemption does not apply to any domestic building work the licensee contracts to another building work contractor, for which that contractor is required by law to hold building indemnity insurance.

3. That the licensee does not transfer his interest in the land prior to five years from the date of completion of the building work the subject of this exemption, without the prior authorisation of the Commissioner for Consumer Affairs. Before giving such authorisation, the Commissioner for Consumer Affairs may require the licensee to take any reasonable steps to protect the future purchaser(s) of the property, including but not limited to:

- Providing evidence that an adequate policy of building indemnity insurance is in force to cover the balance of the five-year period from the date of completion of the building work the subject of this exemption;
- Providing evidence of an independent expert inspection of the building work the subject of this exemption;
- Making an independent expert report available to prospective purchasers of the property; and
- Giving prospective purchasers of the property notice of the absence of a policy of building indemnity insurance.

Dated 7 January 2016.

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

Ref.: 610/14-00116

## FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, Dr Russell Bradford of CSIRO, Castray Esplanade, Hobart, Tasmania 7000 (the 'exemption holder') or a person acting as his agent, is exempt from Sections 71 and 72 (2) of the Fisheries Management Act 2007 and Regulation 23 of the Fisheries Management (General) Regulations 2007, but only insofar as the exemption holder may undertake the activities specified in Schedule 1, at the locations specified in Schedule 2, subject to the conditions set out in Schedule 3, from 12 January 2016 until 12 December 2016 inclusive, unless varied or revoked earlier.

## SCHEDULE 1

1. The tagging (which may include the capture and temporary restraint) of White Sharks (*Carcharodon carcharias*).

2. The use of berley in conjunction with the exempted activity within two nautical miles of the South Australian coastline or any island or reef that forms part of the state.

## SCHEDULE 2

Far West Coast Marine Park, Nuyts Archipelago Marine Park, West Coast Bays Marine Park, Investigator Marine Park, Encounter Marine Park, Upper South East Marine Park, Neptune Islands Group (Ron and Valerie Taylor) Marine Park and Thorny Passage Marine Park. Coorong region and the head of the Great Australian Bight (between Fowlers Bay and Eucla).

## SCHEDULE 3

1. No shark of any species may be taken from the water.

2. Before undertaking the exempted activity, the exemption holder or a person acting as his agent must contact PIRSA Fishwatch on 1800 065 522 and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of the exemption at the time of making the call and be able to provide information about the area and time of the exempted activity, the vehicles and/or boats involved, the number of agents undertaking the exempted activity and other related questions. Exemption No. ME9902826.

3. For the purposes of this notice, only the following persons may act as an agent of the exemption holder:

- Barry Bruce of CSIRO Marine and Atmospheric Research;
- Andrew Wright of Calypso Star Charters; and
- Andrew Fox of Rodney Fox Shark Expeditions.

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

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

6. The exemption holder must not conduct any other fishing activity including recreational fishing while undertaking the exempted activity.

7. The exemption holder must provide a report in writing detailing the outcomes of the research pursuant to this notice to the Director, Fisheries and Aquaculture Policy (G.P.O. Box 1625, Adelaide S.A. 5001) within 30 days of the final sampling (the exempted activity) with the following details:

- the date, time and location of sampling; and
- any other information deemed relevant or of interest that is able to be volunteered.

This exemption does not purport to override the provisions of any other Act including, but not limited to, the Marine Parks Act 2007. The exemption holder and his agents must comply with any relevant regulations, permits, prohibitions and restrictions, requirements and directions from the Department of Environment, Water and Natural Resources when undertaking activities within a marine park.

Dated 11 January 2016.

S. SLOAN, Director, Fisheries and Aquaculture Policy

## EDUCATION REGULATIONS 2012

*Notice of Policy by the Minister for Education and Child Development*

PURSUANT to Regulation 60 (2) (a) of the Education Regulations 2012, I, the Minister for Education and Child Development publish the following Capacity Management Plan for the purposes of the enrolment of a child at the Glenunga International High School:

## CAPACITY MANAGEMENT PLAN

*Glenunga International High School*

This Capacity Management Plan sets out the conditions for enrolment at Glenunga International High School ('the school').

*Student Enrolment Numbers*

The school has a maximum student enrolment capacity of 1750 students

The student enrolment ceiling for Year 8 is limited to 325, unless there are more than 325 applications for enrolment which have met the criteria for enrolment below.

The school's Special Interest IGNITE Program is limited to 100 student entries at Year 8 only and is included in the 325 Year 8 enrolment ceiling. Entry to the program is subject to the eligibility requirements published by the school, available from: <http://www.gihs.sa.edu.au/enrolments/ignite-entry>

## CRITERIA FOR ENROLMENT

*Year level: 8*

Applications for enrolment from parents of prospective Year 8 students must be enrolled in a government or non-government primary school in South Australia at the time parents apply for enrolment through the Year 7-8 transition process (administered by the Department for Education and Child Development).

The applicant must meet one of the following requirements to be eligible for a Year 8 allocation through the Year 7-8 transition process:

- The child is living in the Glenunga International High School zone;
- The child has received and accepted an offer for special entry by the school to participate in their selective entry IGNITE program;
- The child currently has a sibling attending the school, or a sibling who attended in the previous 12 months;
- The child identifies as Aboriginal and Torres Strait Islander through the Enter for Success program; and
- The child is currently under the Guardianship of the Minister.

*Late Applications of Students Living in the School Zone*

Families who move into the zone, or who are already living in the zone but lodge their application for enrolment, after the Year 7-8 transition process is completed (end of term 2), will have their applications considered if or when vacancies exist, with priority consideration afforded to those applicants already on the school's enrolment register.

If no vacancies exist the applicants will be referred for enrolment to other neighbouring schools and placed on the enrolment register.

*Year level: 9-12*

Priority consideration will be given to a child living inside the school zone and whose application is received prior to the start of the school year, and if there are vacancies within the relevant year level. Applications will be considered based on siblings at the school, the length of time the child has lived in the school zone and the distance of the child's residence from the school.

If no vacancies exist the applicants will be encouraged to complete the remainder of the school year at their current high school, or will be referred for enrolment to other neighbouring schools, and if requested placed on the enrolment register for consideration to attend the following school year.

*Out of Zone Applications to Transfer with Siblings Currently at the School*

Applications to transfer from parents of prospective students, who reside outside of the school zone and have siblings who currently attend the school, will be given consideration for enrolment if:

- all applications from parents of children living in the zone and on the enrolment register have been considered, and
- a vacancy exists in the relevant year level at the commencement of the calendar year.

*International Education Program*

The maximum number of international students who can be offered enrolment at the school will be limited to 70 students.

*International Baccalaureate (IB) Diploma Program*

In Year 11 and Year 12 a maximum of 10 additional students, living outside the school zone and currently not attending the school, will be offered enrolment to undertake the IB diploma.

*Special Circumstances*

Enrolment for special consideration for compelling or unusual reasons, including but not limited to students under the guardianship of the Minister may be given by the Principal, in consultation with the Education Director. These will be assessed on a case by case basis.

*Glenunga International High School Zone*

A school zone is a geographic area surrounding the school from which the school accepts its core intake of students. Glenunga International High School operates within the following zone:

Students living in the area bounded by Greenhill Road, the eastern boundary of the Hills Face Zone, Mount Barker Road, Cross Road, Riverdale Road, Rossington Avenue, Fisher Street, Unley Road, Opey Avenue—even numbers, Walter Street, Lanor Avenue, Clifton Street, Cranbrook Avenue, the Hills railway line and the Glenelg tramline.

*Enrolment Register*

Only applications for enrolment from parents of a child living in the school zone will be placed on the register.

Parents whose child's name has been placed on the enrolment register will be contacted if vacancies become available.

The enrolment register will be reviewed and updated annually by the school.

The position that a child's name appears on the register is confidential and will only be disclosed as required by law.

*Enrolment Process*

All parents are required to complete the school enrolment form and provide the school with a copy of the following:

- proof of the child's identity and date of birth;
- proof of the child's residential address; and
- copies of any family law or other relevant court orders, if applicable.

Upon receipt of the above to the satisfaction of the school the processing of the parents' enrolment application may begin.

Parents will be invited to attend a pre-enrolment interview or information session with the school once a vacancy is offered.

*Monitoring and Enforcement*

It is the responsibility of the parents applying for enrolment to be able to verify to the satisfaction of the school that the information provided is true and factual.

The Principal is responsible for the implementation of this Capacity Management Plan and all decisions on enrolments.

Dated 8 December 2015.

SUSAN CLOSE, Minister for Education and Child Development

EXPLOSIVES ACT 1936

*Appointment*

I, JOHN RAU, Minister for Industrial Relations in and for the State of South Australia, hereby appoint the following person to be an inspector of explosives for the purpose of the Explosives Act 1936, pursuant to Section 9 (1) of that Act:

- Gregory Andrew Soares

Dated 5 January 2016.

JOHN RAU, Deputy Premier, Minister for Industrial Relations

LAND ACQUISITION ACT 1969

(SECTION 16)

*Notice of Acquisition*

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

*Definition of Land Acquired*

Comprising an unencumbered estate in fee simple in that land situated at 1326-1378 South Road, Clovelly Park, being portion of Allotment 8 in Deposited Plan No 38709 comprised in Certificate of Title Volume 5245, Folio 380, and being the whole of the land numbered 1 and 2 in unapproved Deposited Plan No 111743, which has been lodged in the Lands Titles Office, expressly excluding the right of way marked 'C' on the said Certificate of Title.

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

*Compensation*

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

*Inquiries*

Inquiries should be directed to:

Richard Lohmeyer,  
G.P.O. Box 1533,  
Adelaide, S.A. 5001  
Telephone: (08) 7424 7026

Dated 12 January 2016

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

S. T. MCQUILLAN, Acting Manager, Acquisitions  
(Authorised Officer), Department of Planning,  
Transport and Infrastructure

DPTI: 2014/11274/01

LAND ACQUISITION ACT 1969

(SECTION 16)

*Notice of Acquisition*

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

*Definition of Land Acquired*

An unencumbered estate in fee simple in that piece of land being portion of Allotment 713 in Deposited Plan No 50266, comprised within Certificate of Title Volume 5600, Folio 274 and being the whole of the land numbered 1 in unapproved Deposited Plan No 111742.

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:

Jason Kuusk,  
G.P.O. Box 1533,  
Adelaide, S.A. 5001  
Telephone: (08) 7424 7023

Dated 12 January 2016

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

S. T. MCQUILLAN, Acting Manager, Acquisitions  
(Authorised Officer), Department of Planning,  
Transport and Infrastructure

DPTI: 2014/16340/01, 2014/09502/01

## MINING ACT 1971

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

Applicant: Minotaur Operations Pty Ltd

Location: Fairview Area—Approximately 90 km north-west of Kimba.

Pastoral Leases: Mount Ive, Yardea and Buckleboo

Term: 2 years

Area in km<sup>2</sup>: 182

Ref.: 2015/00130

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

J. MARTIN, Mining Registrar

## MINING ACT 1971

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

Applicant: Resources Holdings Pty Ltd

Location: Evelyn Dam Area—Approximately 130 km north-west of Port Augusta.

Pastoral Leases: Yalymboo, Nahanewo and Nonning

Term: 1 year

Area in km<sup>2</sup>: 134

Ref.: 2015/00132

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

J. MARTIN, Mining Registrar

## MINING ACT 1971

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

Applicant: Seesaw Resources Pty Ltd

Location: Australia Plains Area—Approximately 100 km north-east of Adelaide.

Term: 2 years

Area in km<sup>2</sup>: 661

Ref.: 2015/00142

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

J. MARTIN, Mining Registrar

## MINING ACT 1971

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

Applicant: Seesaw Resources Pty Ltd

Location: Eudunda Area—Approximately 90 km north-east of Adelaide.

Term: 2 years

Area in km<sup>2</sup>: 128

Ref.: 2015/00143

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

J. MARTIN, Mining Registrar

## MINING ACT 1971

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

Applicant: Seesaw Resources Pty Ltd

Location: Morgan Area—Approximately 130 km north-east of Adelaide.

Term: 1 year

Area in km<sup>2</sup>: 842

Ref.: 2015/00170

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

J. MARTIN, Mining Registrar

## MINING ACT 1971

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

Applicant: Seesaw Resources Pty Ltd

Location: Eudunda Area—Approximately 105 km north-east of Adelaide.

Term: 1 year

Area in km<sup>2</sup>: 955

Ref.: 2015/00171

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

J. MARTIN, Mining Registrar

## MINING ACT 1971

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

Applicant: Flinders Mines Limited

Location: Mingary Creek Area—Approximately 60 km north-east of Olary.

Pastoral Leases: Boolcoomata, Wompinie, Mulyungarie and Mutooroo.

Term: 1 year

Area in km<sup>2</sup>: 96

Ref.: 2015/00174

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

J. MARTIN, Mining Registrar

## MINING ACT 1971

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

Applicant: Marmota Energy Limited

Location: Mulgathing Area—Approximately 70 km north-west of Tarcoola.

Pastoral Leases: Mulgathing, Commonwealth Hill and Bulgunnia.

Term: 2 years

Area in km<sup>2</sup>: 652

Ref.: 2015/00175

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

J. MARTIN, Mining Registrar

## MINING ACT 1971

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

Applicant: Havilah Resources Limited

Location: Bumbarlow Area—Approximately 180 km east of Leigh Creek.

Pastoral Leases: Quinyambie and Frome Downs

Term: 2 years

Area in km<sup>2</sup>: 999

Ref: 2015/00187

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

J. MARTIN, Mining Registrar

## MINING ACT 1971

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

Applicant: Gawler Resources Pty Ltd

Location: Birthday Area—Approximately 115 km north-west of Port Augusta.

Pastoral Leases: Oakden Hills, Pernatty

Term: 2 years

Area in km<sup>2</sup>: 117

Ref: 2015/00198

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

J. MARTIN, Mining Registrar

## MINING ACT 1971

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

Applicant: Flinders Mines Limited

Location: Culburra Area—Approximately 95 km south-east of Murray Bridge.

Term: 2 years

Area in km<sup>2</sup>: 700

Ref: 2015/00203

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

J. MARTIN, Mining Registrar

## MINING ACT 1971

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

Applicant: Flinders Mines Limited

Location: Ki Ki Area—Approximately 70 km south-east of Murray Bridge.

Term: 2 years

Area in km<sup>2</sup>: 877

Ref: 2015/00205

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

J. MARTIN, Mining Registrar

## MINING ACT 1971

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

Applicant: Flinders Mines Limited

Location: Tilley Swamp Area—Approximately 135 km south-east of Murray Bridge.

Term: 2 years

Area in km<sup>2</sup>: 863

Ref: 2015/00206

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

J. MARTIN, Mining Registrar

## NATIONAL ELECTRICITY LAW

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

Under s 95, the COAG Energy Council has requested the *Extension of the Reliability and Emergency Reserve Trader* proposal (Ref. ERC0198). The proposal seeks to amend Clause 3.20.1 of the NER to extend the operation of the Reliability and Emergency Trader to 30 June 2019. Submissions must be received by **11 February 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](http://www.aemc.gov.au)

14 January 2016.

NATIONAL PARKS AND WILDLIFE  
(NATIONAL PARKS) REGULATIONS 2001*Closure of Ikara-Flinders Ranges National Park*

PURSUANT to Regulations 8 (3) (a) and 8 (3) (d) of the National Parks and Wildlife (National Parks) Regulations 2001, I, Grant Anthony Pelton, Director Regional Co-ordination, Partnerships and Stewardship, an authorised delegate of the Flinders Ranges National Park Co-management Board, close to the public, the whole of Ikara-Flinders Ranges National Park from 6 a.m. on Saturday, 19 March 2016 until 6 a.m. on Tuesday, 22 March 2016 with the following exceptions:

- Hawker to Blinman Road;
- Hawker to Arkaroola (Wirrealpa) Road;
- Sacred Canyon Road;
- Brachina Gorge Road (open for through traffic only—no stopping);
- Dingley Dell Campground;
- Wilpena Pound Resort and Campground;
- Wilpena Pound will be closed from 6 a.m. on Sunday, 20 March until 6 a.m. on Monday, 21 March 2016 only.

The purpose of the closure is to ensure the safety of the public during a pest control and monitoring program within the reserve during the period indicated.

Dated 11 January 2016.

G. A. PELTON, Director Regional Co-ordination,  
Partnerships and Stewardship, Department of  
Environment, Water and Natural Resources

NATIONAL PARKS AND WILDLIFE  
(NATIONAL PARKS) REGULATIONS 2001*Closure of Vulkathunha—Gammon Ranges National Park*

PURSUANT to Regulations 8 (3) (a) and 8 (3) (d) of the National Parks and Wildlife (National Parks) Regulations 2001, I, Grant Anthony Pelton, Director Regional Co-ordination, Partnerships and Stewardship, an authorised delegate of the Vulkathunha-Gammon Ranges National Park Co-management Board, close to the public, the whole of Vulkathunha-Gammon Ranges National Park from 6 a.m. on Wednesday, 16 March 2016 until 9 p.m. on Friday, 18 March 2016.

The purpose of the closure is to ensure the safety of the public during a pest control and monitoring program within the reserve during the period indicated.

Dated 11 January 2016.

G. A. PELTON, Director Regional Co-ordination,  
Partnerships and Stewardship, Department of  
Environment, Water and Natural Resources

NATIONAL PARKS AND WILDLIFE  
(NATIONAL PARKS) REGULATIONS 2001*Closure of Gawler Ranges National Park*

PURSUANT to Regulations 8 (3) (a) and 8 (3) (d) of the National Parks and Wildlife (National Parks) Regulations 2001, I, Grant Anthony Pelton, as Director, Regional Co-ordination, Partnerships and Stewardship, authorised delegate of the Director of National Parks and Wildlife, close to the public, the portion of the Gawler Ranges National Park from 6 p.m. on Friday, 5 February 2016 until 6 p.m. on Friday, 12 February 2016.

The purpose of the closure is to ensure the safety of the public during a pest control and monitoring program within the reserve(s) during the period indicated.

Dated 11 January 2016.

G. A. PELTON, Director Regional Co-ordination,  
Partnerships and Stewardship, Department  
of Environment Water and Natural  
Resources

## 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) and Minister to whom the Act is committed, hereby authorise the taking of water from the Central Adelaide Prescribed Wells Area, prescribed under the Natural Resources Management (Central Adelaide—Prescribed Wells Area) Regulations 2007, from the wells specified in Schedule A, for the purpose set out in Schedule B and subject to the conditions specified in Schedule C.

## SCHEDULE A

*Wells*

Well A—Unit No. 6628-26605 located on Allotment Piece (Reserve) 7001 of Deposited Plan 94012 within the Hundred of Yatala; and Well B—Unit No. 6628-26847 located on Section 742 of Hundred Plan 106100 within the Hundred of Yatala.

## SCHEDULE B

*Purpose*

For maintaining wetlands and establishing associated distribution infrastructure as well as irrigating land used for recreation within the boundary of the City of Charles Sturt.

## SCHEDULE C

*Conditions*

- (1) Water may only be taken from the date of the publication of this notice to 30 June 2018.
- (2) A maximum total volume of 100 megalitres of water may be taken from Well A specified in Schedule A and a maximum total volume of 100 megalitres of water may be taken from Well B specified in Schedule A during each water use year for the purpose of this authorisation.
- (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.
- (5) Meter readings must be used to determine the quantity of water taken.
- (6) The water user must supply meter readings to the Minister or the Minister's agent during the first seven calendar days of July in each water use year.
- (7) 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.

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 2018 unless earlier varied or revoked.

Dated 7 January 2016.

IAN HUNTER, Minister for Sustainability,  
Environment and Conservation

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ROADS (OPENING AND CLOSING) ACT 1991  
SECTION 24

**NOTICE OF CONFIRMATION OF ROAD  
PROCESS ORDER**

*Road Closure—Noarlunga Centre (Thoroughfare)*

BY Road Process Order made on 21 October 2015, the City of Onkaparinga ordered that:

1. The whole of the Thoroughfare situated adjacent allotments 1 and 2 in Deposited Plan 28768 and Allotment 101 in Deposited Plan 15942, more particularly delineated and lettered ‘A’ in Preliminary Plan No. 15/0021 be closed.

On 24 December 2015 that order was confirmed by the Minister for Transport and Infrastructure conditionally upon the deposit by the Registrar-General of Deposited Plan 111498 being the authority for the new boundaries.

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

Dated 7 January 2016.

M. P. BURDETT, Surveyor-General

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SOUTH AUSTRALIAN PUBLIC HEALTH ACT 2011

NOTICE BY THE MINISTER FOR HEALTH

*Appointments*

TAKE notice that I, Jack Snelling, Minister for Health, pursuant to Section 51 (23) (b) of the South Australian Public Health Act 2011, do hereby declare the undermentioned entities as Public Health Partner Authorities:

- The Department of Communities and Social Inclusion.
- South Australian Health and Medical Research Institute (Wellbeing and Resilience Centre).

Dated 7 January 2016.

JACK SNELLING, Minister for Health

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DEVELOPMENT ACT 1993, SECTION 29: AMENDMENT TO THE ONKAPARINGA COUNCIL  
DEVELOPMENT PLAN

*Preamble*

It is necessary to amend the Onkaparinga Council Development Plan (the Plan) dated 16 April 2015.

NOTICE

PURSUANT to Section 29 (2) (b) (ii) of the Development Act 1993, I amend the Plan as follows:

1. Delete the last paragraph of the Residential Zone Desired Character, namely:  
‘Development undertaken at the interface of the zone and rural areas should be laid out and established in a manner which clearly limits the potential for conflict between urban and rural activities.’
2. Replace the first and second sentences of the third paragraph within the Desired Character for the Aberfoyle Park Policy Area 7 of the District Centre Zone with the following sentence:  
‘Park Avenue will continue to function as a distributor road between Taylors Road (west), Sandpiper Crescent and Hub Drive to ensure the safe and efficient movement of vehicles into the adjoining road network.’
3. Replace the third paragraph of the Desired Character for the Co-ordinated Development Policy Area 38 of the Residential Zone with the following sentence:  
‘Development, including land division will only be undertaken in a manner which makes adequate provision for the completion of a road connection between Cassia and Jordan Courts.’
4. Replace references to ‘Open Space Zone’ with ‘Conservation Zone’ within the Open Space Policy Area 33 of the Primary Production Zone (Objective 1, Desired Character (second paragraph) and Principle of Development Control 3).
5. Replace Principle of Development Control 6 within the Sellicks Beach Policy Area 45 of the Residential Zone with the following:  
‘6 Land division should only occur where no additional allotments are created partly or wholly within the policy area.’
6. Replace the first sentence in the third paragraph of the Desired Character for Precinct 29 Aldinga Village within the Port Willunga/Aldinga Policy Area 62 of the Township Zone with the following sentence:  
‘It is expected that the precinct’s historic town character will be reinforced by residential development of a complementary scale to existing development, together with the ecologically focussed dwelling design of the Aldinga Arts-Eco Village.’
7. Replace the words ‘Precinct 31 Old Port Road’ with ‘Precinct 32 Old Port Road’ for form of development shop or group of shops where located within one of the following precincts (part (c)) within the Procedural Matters of the Township Zone.
8. Replace the existing row within Table Onka/8—Contributory Items:
 

Alt 10 Hollitt Road, Clarendon	Dwelling	CT 5978/447	5184
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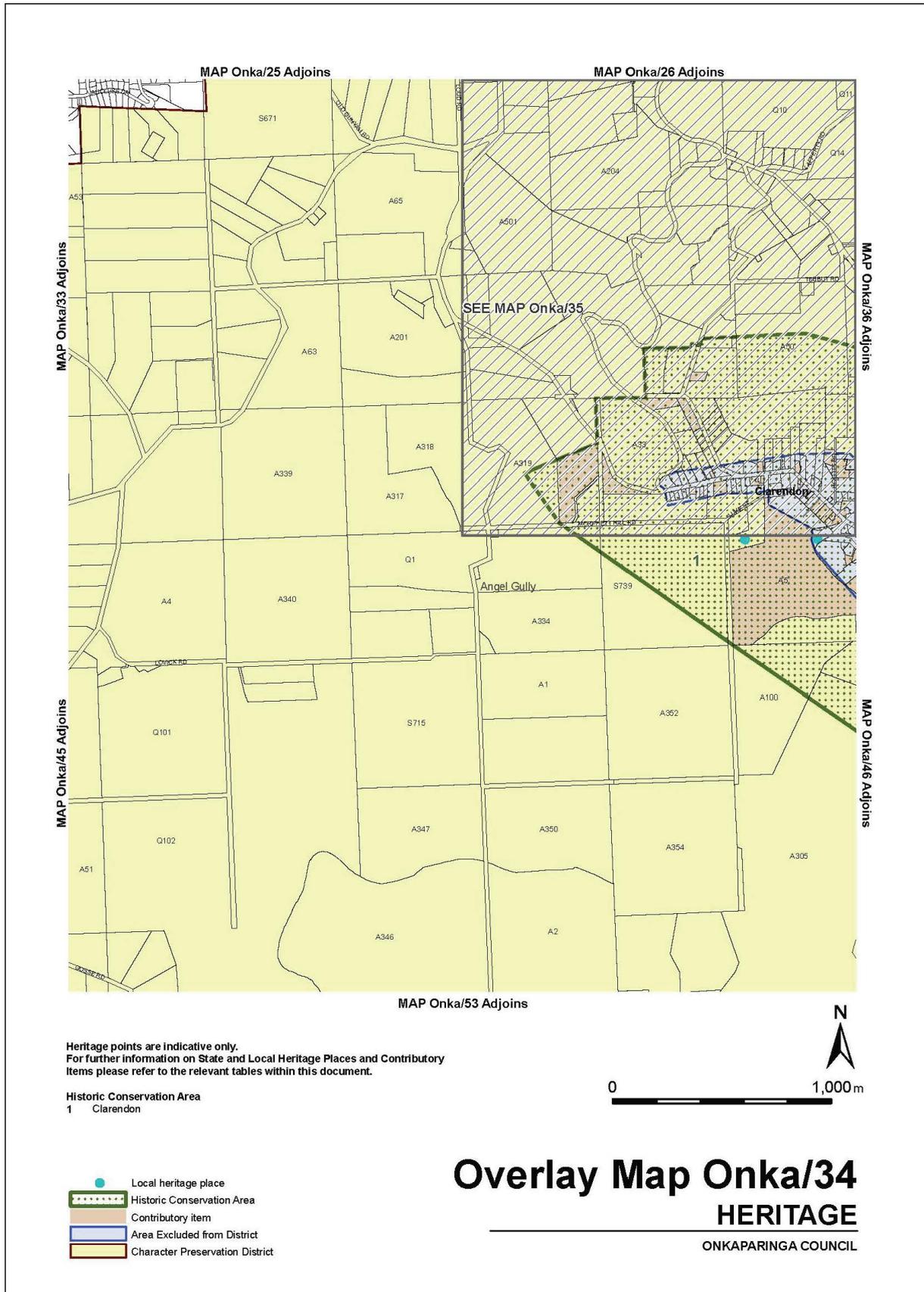
 with the following row:
 

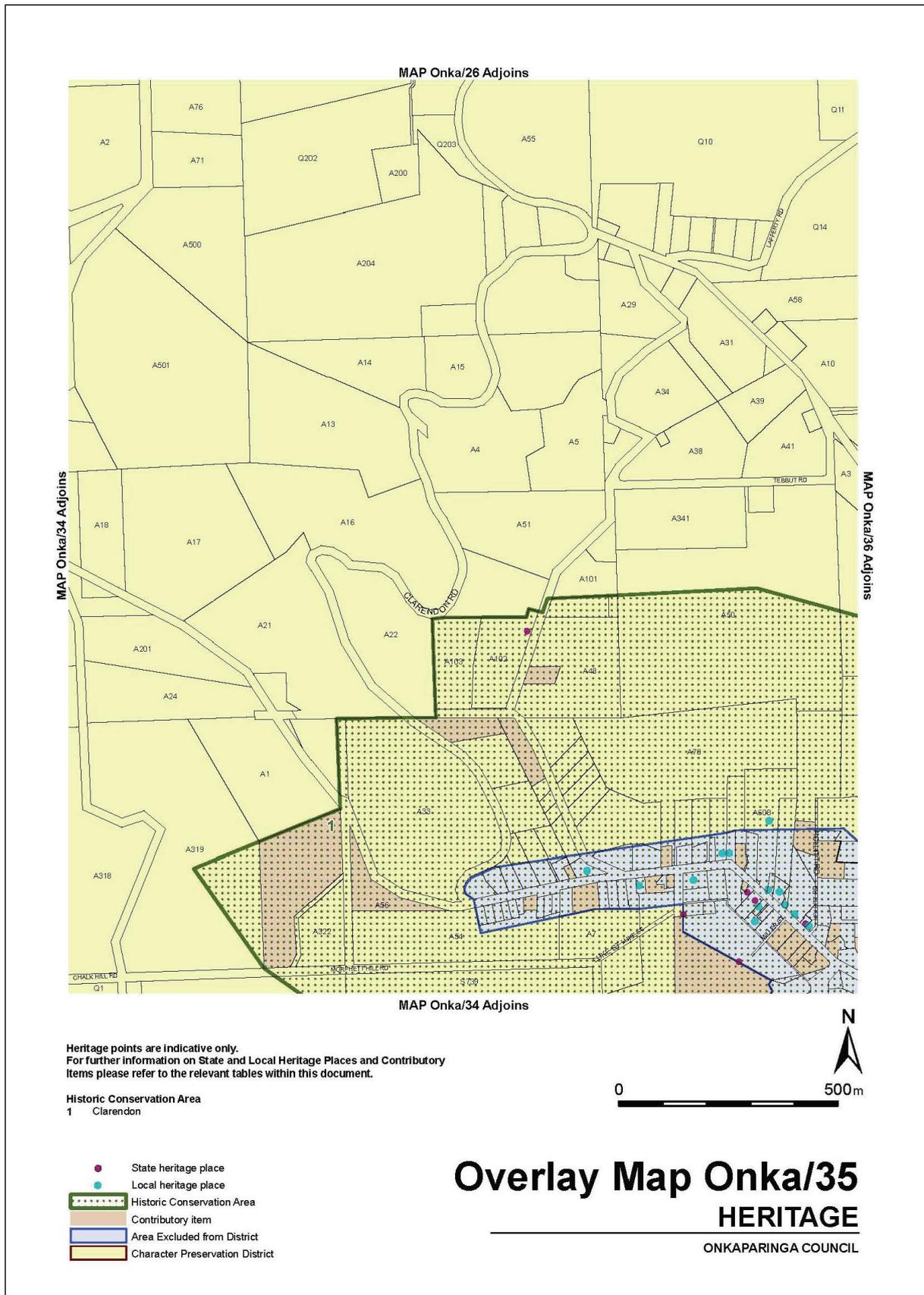
Alt 50 Hollitt Road, Clarendon	Dwelling	CT 6133/274	5184
--------------------------------	----------	-------------	------
9. Replace Overlay Map Onka/34—Heritage, Overlay Map Onka/35—Heritage and Zone Map Onka/87 with the contents of ‘Attachment A’.
10. Fix the day on which this notice is published in the *Gazette* as the day on which the Section 29 Amendment will come into operation.

Dated 5 January 2016.

S. MOSELEY, General Manager, Information and Strategy Directorate,  
Development Division, Department of Planning, Transport and  
Infrastructure, as Delegate of John Rau, Minister for Planning

ATTACHMENT A





Heritage points are indicative only.  
 For further information on State and Local Heritage Places and Contributory  
 Items please refer to the relevant tables within this document.

Historic Conservation Area  
 1 Clarendon

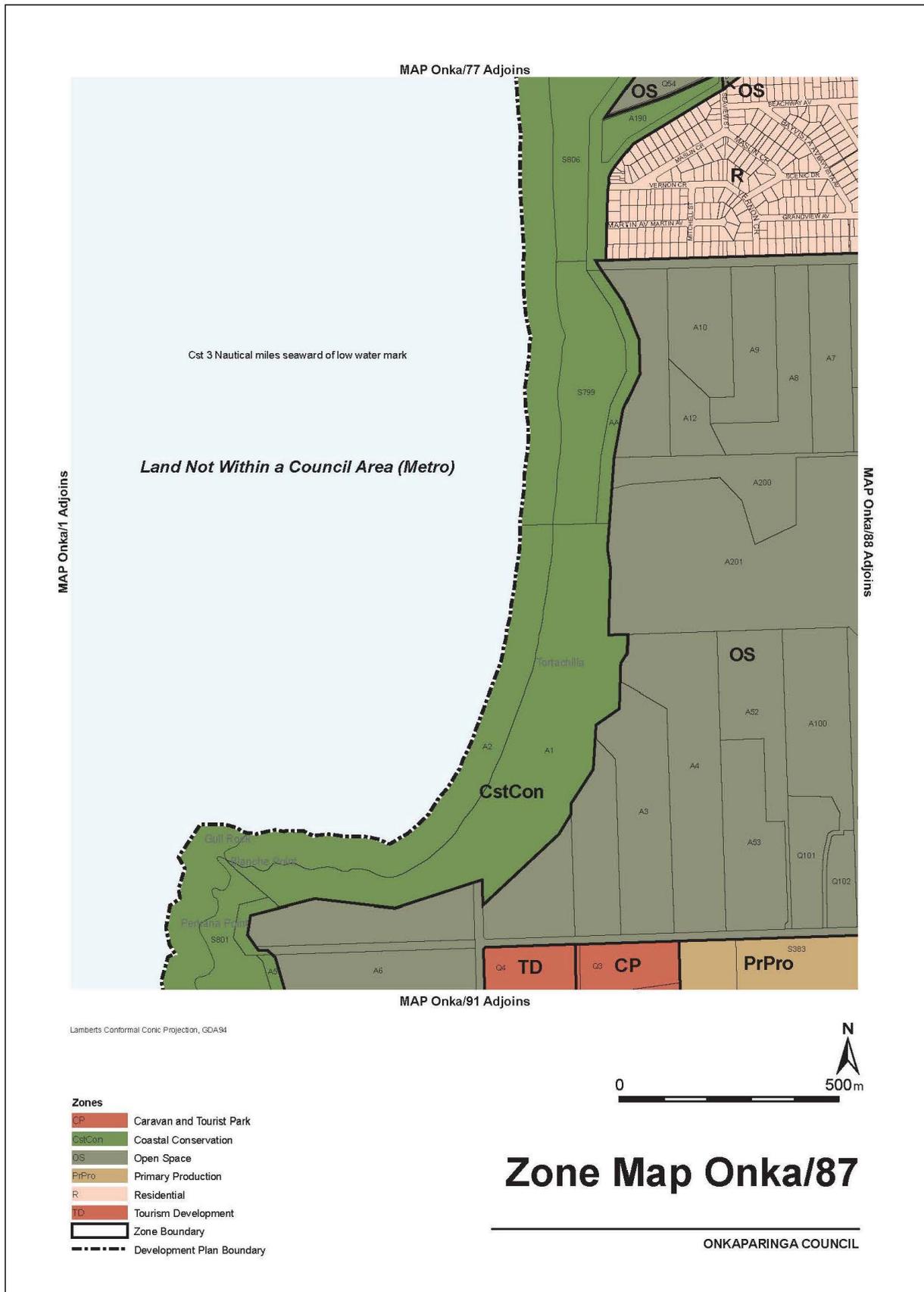
- State heritage place
- Local heritage place
- Historic Conservation Area
- Contributory item
- Area Excluded from District
- Character Preservation District



# Overlay Map Onka/35

## HERITAGE

ONKAPARINGA COUNCIL



## ENVIRONMENT PROTECTION ACT 1993

*Variation to Existing Approval of Collection Depot*

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

*Variation to Existing Approval of Collection Depot:*

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

*Approval of Collection Depot:*

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

- (a) the name of the collection depot described in Column 1 of Schedule 1 of this Notice;
- (b) the name of the proprietor of the depot identified in Column 3 of Schedule 1 of this Notice; and
- (c) the location of the depot described in Columns 4-6 of Schedule 1 of this Notice.

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

*Conditions of Approval:*

Impose the following conditions on the approval:

- (a) If the Approval Holder's name or postal address (or both) changes, then the Approval Holder must inform the Authority in writing, within 28 days of the change occurring.
- (b) If the collection depot is sold to another party, the Approval Holder must inform the Authority in writing, within 28 days of settlement.
- (c) The Approval Holder who wishes to cease operation of the depot shall notify the Authority in writing, no less than 14 days from date of closing.
- (d) The Approval Holder, or a person acting on his or her behalf, must not pay a refund on, or seek reimbursement for, containers that the Approval Holder, or the person acting on his or her behalf, knows were not purchased in South Australia.
- (e) The Approval Holder must ensure that prominent signage is displayed, detailing the offence and the penalties under Section 69 of the Act, for presenting interstate containers for refund.

## SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
Depot Name	Company/Trading Name	Proprietors	Depot Location Street	Depot Location Suburb	Certificate of Title No. Volume/Folio No.	Collection Area
Kapunda Rural Services	Barossa Recycling	Jeff Klemm	2-4 Johnson Road	Kapunda S.A. 5273	n/a	Regional
Bottles and Cans Recycling	Bottles and Cans Recycling Pty Ltd	Andrew Sammut; Jason Sammut	Lot 8 Jacobs Street	Whyalla Norrie	n/a	Regional

## ENVIRONMENT PROTECTION ACT 1993

*Vary the Approval of Category B Containers*

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

*Vary the Approval of Category B Containers*

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

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

## SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Prancing Pony Brewery Amber Ale	330	Glass	Prancing Pony Brewery Pty Ltd	Marine Stores Ltd
Prancing Pony Brewery Blonde Ale	330	Glass	Prancing Pony Brewery Pty Ltd	Marine Stores Ltd
Prancing Pony Brewery Pale Ale	330	Glass	Prancing Pony Brewery Pty Ltd	Marine Stores Ltd

## HOUSING IMPROVEMENT ACT 1940

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

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published	Maximum rental per week payable in respect of each house \$
		Volume	Folio		
1/5 Wildman Street, Wallaroo S.A. 5556	Allotment 24, Primary Community Plan 27420, Hundred of Wallaroo	6105	360	3.12.15, page 5139	120.00
7 Newland Street, Mount Barker S.A. 5251	Allotment 153 in Filed Plan 9188, Hundred of Macclesfield	5779	10	28.7.77, page 263	0.00
7 Elgin Avenue, Evanston S.A. 5116	Allotment 5 in Deposited Plan 48052, Hundred of Munno Para	5500	856	22.10.15, page 4635	170.00
29 Howard Street, Beulah Park S.A. 5067	Allotment 50 in Filed Plan 15313, Hundred of Adelaide	5163	832	26.3.92, page 946	0.00
5/5 Wildman Street, Wallaroo S.A. 5556	Allotment 24, Primary Community Plan 27420, Hundred of Wallaroo	6105	360	3.12.15, page 5139	89.00
199 Martins Road, Parafield Gardens S.A. 5107	Allotment 1 in Filed Plan 7361, Hundred of Yatala	5106	25	19.11.15, page 4972	200.00
14 Percy Street, Semaphore S.A. 5019	Allotment 93 in Filed Plan 2754, Hundred of Port Adelaide	4297 5449	504 870	30.11.72, page 2502	0.00
24 Ayers Street, Burra S.A. 5417 (also known as 24 Mitchell Flat)	Allotment 314 in Deposited Plan 1672, Hundred of Koorunga	5479 6153	271 423	6.11.14, page 872	213.00
Dated at Adelaide, 14 January 2016.		P. REARDON, Director, Property and Contract Management, Housing SA (Delegate SAHT)			

## HOUSING IMPROVEMENT ACT 1940

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

Address of House	Allotment, Section, etc.	Certificate of Title	
		Volume	Folio
3 Campania Road, Kudla S.A. 5115	Allotment 2 in Filed Plan 14178, Hundred of Munno Para	5100	244
23/68 Military Road, Tennyson S.A. 5022	Unit 23, Strata Plan 2754, Hundred of Yatala	5035	250
99 Elizabeth Street, Banksia Park S.A. 5091	Allotment 40 in Deposited Plan 7229, Hundred of Yatala	5440	778
Dated at Adelaide, 14 January 2016.		P. REARDON, Director, Property and Contract Management, Housing SA (Delegate SAHT)	

## HOUSING IMPROVEMENT ACT 1940

WHEREAS by notice published in the *Government Gazette* on the dates mentioned in the following table the South Australian Housing Trust Board Delegate did declare the houses described in the said table to be substandard for the purposes of Part 7 of the Housing Improvement Act 1940, and whereas the South Australian Housing Trust Board Delegate is satisfied that each of the houses described hereunder has ceased to be substandard, notice is hereby given that, in exercise of the powers conferred by the said Part, the South Australian Housing Trust does hereby revoke the said declaration in respect of each house.

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published
		Volume	Folio	
72 Grants Gully Road, Clarendon S.A. 5157 (also known as Lot 602)	Allotment 602 in Filed Plan 5463, Hundred of Noarlunga	5438	840	26.8.93, page 989
27 Bell Street, Smithfield Plains S.A. 5114	Allotment 201 in Deposited Plan 7887, Hundred of Munno Para	5252	914	2.7.15, page 3343
74 Fosters Road, Hillcrest S.A. 5086	Allotment 517 in Deposited Plan 4910, Hundred of Yatala	5601	709	14.11.13, page 4215
53 Hopetoun Avenue, Kilburn S.A. 5084	Allotment 127 in Deposited Plan 1515, Hundred of Yatala	5596	222	14.10.10, page 5073
80 Frederick Street, Unley S.A. 5061	Allotment 178 in Deposited Plan 1051, Hundred of Adelaide	4281 5457	369 679	20.6.91, page 1984
48 First Avenue, Cheltenham S.A. 5014	Allotment 2 in Filed Plan 7694, Hundred of Yatala	4147 5496	147 487	16.2.89, page 491
18 Moules Road, Magill S.A. 5072	Allotment 37 in Filed Plan 134188, Hundred of Adelaide	5274	80	17.12.15, page 4588
70 Grants Gully Road, Clarendon S.A. 5157	Allotment 602 in Filed Plan 5463, Hundred of Noarlunga	5438	840	26.8.93, page 989
125 Bonython Road, Summertown S.A. 5141 (also known as Lot 50)	QP 50, Deposited Plan 51704, Hundred of Onkaparinga	5648	306	1.3.01, page 805

Dated at Adelaide, 14 January 2016.

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

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# **RULES OF THE LEGAL PRACTITIONERS EDUCATION AND ADMISSION COUNCIL 2004**

## **Amendment No. 9**

PURSUANT to Sections 14C, 14J and 17A of the Legal Practitioners Act 1981, as amended, and to all other enabling powers, the Legal Practitioners Education and Admission Council makes the following Rules to take effect as amendments to the LPEAC Rules 2004:

1. These Rules may be cited as the 'LPEAC Rules 2004', Amendment No. 8.
2. The LPEAC Rules 2004, as amended by these Rules, may be cited as the 'LPEAC Rules 2004'.
3. Amend Rule 3B by inserting the word 'not' after 'will' in the final paragraph.

Dated 15 December 2015.

C. J. KOURAKIS, Chief Justice

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**IMPORTANT NOTICE**  
*Government Gazette Publication*

\* \* \* \* \*

**Australia Day Holiday Week Publishing Information**

*Government Gazette Notices*  
***Publishing Date: Thursday, 28 January 2016***

Closing date for notices for publication will be  
**4 p.m. Monday, 25 January 2016**

\* \* \* \* \*

**Facsimile notices:**

(08) 8207 1040  
Attention: *Government Gazette* Section

**Phone enquiries: 8207 1045**

**Email address for *Government Gazette* notices:**

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

## GOVERNMENT GAZETTE ADVERTISEMENT RATES

To apply from 1 July 2015

	\$		\$
Agents, Ceasing to Act as.....	51.00	Firms:	
Associations:		Ceasing to Carry on Business (each insertion).....	33.75
Incorporation .....	26.00	Discontinuance Place of Business.....	33.75
Intention of Incorporation .....	64.00	Land—Real Property Act:	
Transfer of Properties .....	64.00	Intention to Sell, Notice of.....	64.00
Attorney, Appointment of.....	51.00	Lost Certificate of Title Notices .....	64.00
Bailiff's Sale.....	64.00	Cancellation, Notice of (Strata Plan) .....	64.00
Cemetery Curator Appointed.....	37.75	Mortgages:	
Companies:		Caveat Lodgement .....	26.00
Alteration to Constitution .....	51.00	Discharge of.....	27.25
Capital, Increase or Decrease of .....	64.00	Foreclosures.....	26.00
Ceasing to Carry on Business .....	37.75	Transfer of .....	26.00
Declaration of Dividend.....	37.75	Sublet.....	13.00
Incorporation .....	51.00	Leases—Application for Transfer (2 insertions) each .....	13.00
Lost Share Certificates:		Lost Treasury Receipts (3 insertions) each .....	37.75
First Name.....	37.75	Licensing.....	75.50
Each Subsequent Name.....	13.00	Municipal or District Councils:	
Meeting Final.....	42.50	Annual Financial Statement—Forms 1 and 2 .....	712.00
Meeting Final Regarding Liquidator's Report on		Electricity Supply—Forms 19 and 20.....	506.00
Conduct of Winding Up (equivalent to 'Final		Default in Payment of Rates:	
Meeting')		First Name .....	101.00
First Name.....	51.00	Each Subsequent Name.....	13.00
Each Subsequent Name .....	13.00	Noxious Trade .....	37.75
Notices:		Partnership, Dissolution of .....	37.75
Call.....	64.00	Petitions (small).....	26.00
Change of Name.....	26.00	Registered Building Societies (from Registrar-General) .....	26.00
Creditors.....	51.00	Register of Unclaimed Moneys—First Name .....	37.75
Creditors Compromise of Arrangement .....	51.00	Each Subsequent Name .....	13.00
Creditors (extraordinary resolution that 'the Com-		Registers of Members—Three pages and over:	
pany be wound up voluntarily and that a liquidator		Rate per page (in 8pt) .....	324.00
be appointed').....	64.00	Rate per page (in 6pt) .....	428.00
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South Australia

## **Road Traffic (Apparatus for Conducting Breath Analyses) Notice 2016**

under section 47H(1)(a) of the *Road Traffic Act 1961*

### **1—Short title**

This notice may be cited as the *Road Traffic (Apparatus for Conducting Breath Analyses) Notice 2016*.

### **2—Commencement**

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

### **3—Approval of apparatus as breath analysing instruments**

Apparatus of the following kind are approved as breath analysing instruments:

Lion Intoxilyzer 8000

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 14 January 2016

MTR/15/065

South Australia

## **Criminal Investigation (Extraterritorial Offences) Proclamation 2016**

under section 3 of the *Criminal Investigation (Extraterritorial Offences) Act 1984*

### **1—Short title**

This proclamation may be cited as the *Criminal Investigation (Extraterritorial Offences) Proclamation 2016*.

### **2—Commencement**

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

### **3—Declaration of corresponding laws**

In accordance with section 3 of the *Criminal Investigation (Extraterritorial Offences) Act 1984* the following laws are declared to be corresponding laws:

- (a) sections 254 to 258 (inclusive) of the *Crimes Act 1900* of the Australian Capital Territory;
- (b) the *Law Enforcement (Powers and Responsibilities) Act 2002* of New South Wales;
- (c) the *Police Powers and Responsibilities Act 2000* of Queensland.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 14 January 2016

AGO0002/16CS

South Australia

## **Youth Court (Designation and Classification of Special Justice) Proclamation 2016**

under section 9 of the *Youth Court Act 1993*

### **1—Short title**

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

### **2—Commencement**

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

### **3—Designation and classification of special justice**

The special justice named in Schedule 1 is—

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

## **Schedule 1—Special justice of Court**

Andrew Paul Chambers

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 14 January 2016

JP15/034CS

South Australia

## Heavy Vehicle National Law (South Australia) (Amendment of Law No 2) Regulations 2016

under section 5 of the *Heavy Vehicle National Law (South Australia) Act 2013*

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## Preamble

- 1 Section 5 of the *Heavy Vehicle National Law (South Australia) Act 2013* provides that if—
- (a) the Parliament of Queensland enacts an amendment to the *Heavy Vehicle National Law* set out in the Schedule to the *Heavy Vehicle National Law Act 2012* of Queensland (the ***Queensland Act***); and
  - (b) the Governor is satisfied that an amendment that corresponds, or substantially corresponds, to the amendment made by the Parliament of Queensland should be made to the *Heavy Vehicle National Law (South Australia)*,

- the Governor may, by regulation, amend the South Australian Heavy Vehicle National Law text.
- 2 The Parliament of Queensland has enacted the *Heavy Vehicle National Law Amendment Act 2015* to amend the Queensland Act and the Governor is satisfied that the amendments corresponding to the Queensland amendments set out in Part 2 of these regulations should be made to the South Australian Heavy Vehicle National Law text.
- 

## Part 1—Preliminary

### 1—Short title

These regulations may be cited as the *Heavy Vehicle National Law (South Australia) (Amendment of Law No 2) Regulations 2016*.

### 2—Commencement

These regulations will come into operation on 6 February 2016.

### 3—Interpretation

In these regulations—

*Act* means the *Heavy Vehicle National Law (South Australia) Act 2013*.

### 4—Amendment provision

Pursuant to section 5 of the Act, the Heavy Vehicle National Law (South Australia) is amended as specified in Part 2 of these regulations.

## Part 2—Amendment of Heavy Vehicle National Law (South Australia)

### 5—Amendment of section 5—Definitions

- (1) Section 5, definition of *AFM accreditation*, (a)—delete paragraph (a) and substitute:

(a) AFM accreditation granted under section 458; or

- (2) Section 5—after the definition of *B-double* insert:

*B-triple* means a combination consisting of a prime mover towing 3 semitrailers, with—

- (a) the first semitrailer being attached directly to the prime mover by a fifth wheel coupling; and
- (b) the second semitrailer being mounted on the rear of the first semitrailer by a fifth wheel coupling on the first semitrailer; and
- (c) the third semitrailer being mounted on the rear of the second semitrailer by a fifth wheel coupling on the second semitrailer;

**Typical B—triple**

- (3) Section 5, definition of ***BFM accreditation***, (a)—delete paragraph (a) and substitute:
- (a) BFM accreditation granted under section 458; or
- (4) Section 5, definition of ***component***, (a)—before "a component" insert:
- other than in Chapter 3 Part 3,
- (5) Section 5—after the definition of ***driver*** insert:
- driver fatigue compliance function***, for the purposes of Chapter 13 Part 4, has the meaning given by section 727(1);
- driver fatigue provision***, for the purposes of Chapter 13 Part 4, has the meaning given by section 727(1);
- (6) Section 5, definition of ***electronic work diary label***—delete the definition and substitute:
- electronic work diary authorised use***, for the purposes of Chapter 13 Part 4, has the meaning given by section 727(1);
- electronic work diary information***, for the purposes of Chapter 13 Part 4, has the meaning given by section 727(1);
- electronic work diary protected information***, for the purposes of Chapter 13 Part 4, has the meaning given by section 727(1);
- (7) Section 5, definition of ***maintenance management accreditation***, (a)—delete paragraph (a) and substitute:
- (a) maintenance management accreditation granted under section 458; or
- (8) Section 5, definition of ***mass management accreditation***, (a)—delete paragraph (a) and substitute:
- (a) mass management accreditation granted under section 458; or
- (9) Section 5—after the definition of ***mistake of fact defence*** insert:
- modification***, for the purposes of Chapter 3 Part 3, has the meaning given by section 84;
- (10) Section 5—after the definition of ***registration*** insert:
- registration authority***, for the purposes of Chapter 9 Part 3 Division 6, has the meaning given by section 525;
- (11) Section 5—after the definition of ***relevant tribunal or court*** insert:
- residence***, for the purposes of Chapter 9 Part 2, has the meaning given by section 494(1);

- (12) Section 5, definition of *road train*—delete the words in the definition (without deleting the graphic depicting a typical triple road train) and substitute:

*road train* means—

- (a) a B-triple; or
- (b) a combination, other than a B-double, consisting of a motor vehicle towing at least 2 trailers, excluding any converter dolly supporting a semitrailer;

- (13) Section 5, definition of *tamper*, (b) to (d)—redesignate paragraphs (b) to (d) as paragraphs (c) to (e) respectively

- (14) Section 5, definition of *tamper*—after paragraph (a) insert:

- (b) with a plate or label, for the purposes of section 87A, has the meaning given by that section; or

- (15) Section 5—after the definition of *vehicle defect notice* insert:

*vehicle identifier*, for the purposes of Chapter 9 Part 3 Division 6, has the meaning given by section 525;

## **6—Amendment of section 81—Contravening condition of vehicle standards exemption**

- (1) Section 81(1), penalty provision—delete the penalty provision and substitute:  
Maximum penalty: \$4 000.
- (2) Section 81(2), penalty provision—delete the penalty provision and substitute:  
Maximum penalty: \$4 000.
- (3) Section 81(3), penalty provision—delete the penalty provision and substitute:  
Maximum penalty: \$4 000.

## **7—Substitution of section 84**

Section 84—delete the section and substitute:

### **84—Definition for Chapter 3 Part 3**

In this Part—

*modification*, of a heavy vehicle, means—

- (a) the addition of a component to, or the removal of a component from, the vehicle; or
- (b) a change to the vehicle from the manufacturer's specification for the vehicle,

but does not include a modification to the vehicle that has been approved under the *Motor Vehicle Standards Act 1989* of the Commonwealth.

**8—Amendment of section 85—Modifying of heavy vehicle requires approval**

Section 85—after subsection (2) insert:

- (3) This section does not apply to a modification that complies with a code of practice prescribed by the national regulations for the purposes of this section, section 86 or 87 that expressly states that a modification of that type does not require approval.

**9—Insertion of section 87A**

After section 87 insert:

**87A—Person must not tamper with plate or label**

- (1) A person must not tamper with a plate or label fitted or affixed to a heavy vehicle under section 86(2) or 87(3).  
Maximum penalty: \$3 000.
- (2) In a proceeding for an offence against subsection (1), it is a defence for the person to prove that the tampering was done with the written approval of the Regulator.
- (3) In this section—  
*tamper* means alter, damage, remove or otherwise interfere with.

**10—Amendment of section 94—Main purposes of Chapter 4**

- (1) Section 94(2)(a)—delete "mass limits" and substitute:  
mass requirements
- (2) Section 94(2)(b)—delete paragraph (b) and substitute:
  - (b) imposing dimension requirements on heavy vehicles including on the vehicles (together with equipment), components or loads; and
- (3) Section 94(2)(d)—delete "mass limits, restrictions and requirements" and substitute:  
mass requirements, dimension requirements and other requirements
- (4) Section 94(3)—delete "mass limits, restrictions and requirements" and substitute:  
mass requirements, dimension requirements and other requirements

**11—Amendment of section 119—Conditions of mass or dimension exemption (notice)**

- (1) Section 119(1)(c)—delete "by a relevant road manager for the exemption under section 160 or 161" and substitute:  
for the exemption
- (2) Section 119(2) to (6)—delete subsections (2) to (6) (inclusive) and substitute:
  - (2) Without limiting subsection (1)(a), the condition under the subsection about areas or routes may be imposed by—
    - (a) applying by reference a stated map or stated list, not in the notice, prepared and published by the relevant road authority or the Regulator; and

- (b) referring to the areas or routes shown on the stated map or stated list.
  - (3) Without limiting subsection (1)(c), road conditions or travel conditions under the subsection may be imposed by referring to road conditions or travel conditions shown on a stated map or stated list applied under subsection (2)(a).
  - (4) If the notice applies a stated map or stated list—
    - (a) the Regulator may amend the stated map or stated list prepared and published by it and the relevant road authority may amend the stated map or stated list prepared and published by it, but only by omitting, varying or extending—
      - (i) the areas or routes mentioned in subsection (2)(b); or
      - (ii) the road conditions or travel conditions mentioned in subsection (3),including by adding additional areas, routes, road conditions or travel conditions; and
    - (b) the Regulator must ensure a copy of the stated map or stated list as in force from time to time is—
      - (i) made available for inspection, without charge, during normal business hours at each office of the Regulator; and
      - (ii) published on the Regulator’s website or published by way of a reference or link published on the Regulator’s website.
- Note—**
- The Regulator must publish a stated map or stated list whether the Regulator or a relevant road authority originally prepared and published it as mentioned in subsection (2).
- (5) Despite subsection (4)(a), a road authority may only amend a map or list in a way that affects a particular road if—
    - (a) the road authority is the road manager for the road; or
    - (b) the road authority is not the road manager for the road and has been advised by the Regulator that the Regulator has obtained the consent of the road manager for the amendment.
  - (6) Without limiting the conditions that may be prescribed under subsection (1)(b), the national regulations may—
    - (a) prescribe conditions that are to apply only to particular areas or roads; and
    - (b) authorise the Regulator to decide the areas or roads to which the conditions are to apply.

- (7) In this section—
- relevant road authority*, for a mass or dimension exemption (notice), means the road authority for the participating jurisdiction in which the road likely to be travelled under the exemption is situated;
- road conditions* means road conditions required by the relevant road manager under section 160;
- travel conditions* means travel conditions required by the relevant road manager under section 161.

## 12—Insertion of section 119A

After section 119 insert:

### 119A—Process for amending a stated map or stated list

- (1) This section applies to the amendment of a stated map or stated list mentioned in section 119.
- (2) For the purpose of an amendment by the Regulator only adding an additional area or route to a stated map or stated list—
  - (a) section 118 applies; and
  - (b) Division 2 of Chapter 4 Part 7 applies to the extent the Division relates to the grant of a mass or dimension exemption (notice); and
  - (c) Division 3 of Chapter 4 Part 7 does not apply.
- (3) For the purpose of subsection (2), section 118 and Division 2 of Chapter 4 Part 7 apply as if—
  - (a) a reference to the grant of a mass or dimension exemption (notice) or a mass or dimension authority were a reference to the adding of the additional area or route; and
  - (b) a reference to the relevant road manager for a mass or dimension exemption (notice) or a mass or dimension authority were a reference to the relevant road manager for the exemption or authority that applies the stated map or stated list.
- (4) For the purpose of an amendment by the relevant road authority only adding an additional area or route to, or only removing a road condition or travel condition from, a stated map or stated list, section 118 and Chapter 4 Part 7 do not apply.
- (5) For the purpose of an amendment by the Regulator or a relevant road authority if subsections (2) to (4) do not apply, Division 3 of Chapter 4 Part 7 applies to the extent the Division relates to the amendment of a mass or dimension exemption (notice).
- (6) For subsection (5), Division 3 of Chapter 4 Part 7 applies as if—
  - (a) a reference to the amendment of a mass or dimension authority were a reference to the amendment of the stated map or stated list; and

- (b) a reference to the Regulator were a reference to the Regulator or the relevant road authority, whichever is amending the stated map or stated list; and
- (c) a reference to the relevant road manager for a mass or dimension authority were a reference to the relevant road manager for the authority that applies the stated map or stated list.

### **13—Substitution of section 140**

Section 140—delete the section and substitute:

#### **140—Conditions of class 2 heavy vehicle authorisations (notice)**

A class 2 heavy vehicle authorisation (notice)—

- (a) must be subject to the road conditions or travel conditions required by a road manager for the authorisation under section 160 or 161; and

**Note—**

Under sections 160(1)(b) and (4), a road manager may only require road conditions of a type prescribed by the national regulations.

- (b) may be subject to other conditions the Regulator considers appropriate, including, for example, a condition that the driver of a class 2 heavy vehicle who is driving the vehicle under the authorisation must keep in the driver's possession a copy of—
  - (i) the Commonwealth Gazette notice for the authorisation; or
  - (ii) an information sheet about the authorisation published by the Regulator on the Regulator's website

### **14—Amendment of section 142—Requirements about Commonwealth Gazette notice etc**

Section 142(2) to (6)—delete subsections (2) to (6) (inclusive) and substitute:

- (2) Without limiting subsection (1)(b), the notice may state the areas or routes under the subsection by—
  - (a) applying by reference a stated map or stated list, not in the notice, prepared and published by the relevant road authority or the Regulator; and
  - (b) referring to the areas or routes shown on the stated map or list.
- (3) Without limiting subsection (1)(d), the notice may state road conditions or travel conditions under the subsection by referring to road conditions or travel conditions shown on a stated map or stated list applied under subsection (2)(a).

- (4) The Regulator must publish a copy of the notice on the Regulator's website.
- (5) If the notice applies a stated map or stated list—
- (a) the Regulator may amend the stated map or stated list prepared and published by it and the relevant road authority may amend the stated map or stated list prepared and published by it, but only by omitting, varying or extending—
- (i) the areas or routes mentioned in subsection (2)(b); or
- (ii) the road conditions or travel conditions mentioned in subsection (3),
- including by adding additional areas, routes, road conditions or travel conditions; and
- (b) the Regulator must ensure a copy of the stated map or stated list as in force from time to time is—
- (i) made available for inspection, without charge, during normal business hours at each office of the Regulator; and
- (ii) published on the Regulator's website or published by way of a reference or link published on the Regulator's website.

**Note—**

The Regulator must publish a stated map or stated list whether the Regulator or a relevant road authority originally prepared and published it as mentioned in subsection (2)

- (6) Despite subsection (5)(a), a road authority may only amend a map or list in a way that affects a particular road if—
- (a) the road authority is the road manager for the road; or
- (b) the road authority is not the road manager for the road and has been advised by the Regulator that the Regulator has obtained the consent of the road manager for the amendment.
- (7) In this section—

**relevant road authority**, for a class 2 heavy vehicle authorisation (notice), means the road authority for the participating jurisdiction in which the road likely to be travelled under the authorisation is situated;

**road conditions** means road conditions required by the relevant road manager under section 160;

**travel conditions** means travel conditions required by the relevant road manager under section 161.

**15—Insertion of section 142A**

After section 142 insert:

**142A—Process for amending stated map or stated list**

- (1) This section applies to the amendment of a stated map or stated list mentioned in section 142.
- (2) For the purpose of an amendment by the Regulator only adding an additional area or route to a stated map or stated list—
  - (a) section 139 applies; and
  - (b) Division 2 of Chapter 4 Part 7 applies to the extent the Division relates to the grant of a class 2 heavy vehicle authorisation (notice); and
  - (c) Division 3 of Chapter 4 Part 7 does not apply.
- (3) For the purpose of subsection (2), section 139 and Division 2 of Chapter 4 Part 7 apply as if—
  - (a) a reference to the grant of a class 2 heavy vehicle authorisation (notice) or a mass or dimension authority were a reference to the adding of the additional area or route; and
  - (b) a reference to the relevant road manager for a class 2 heavy vehicle authorisation (notice) or a mass or dimension authority were a reference to the relevant road manager for the authorisation or authority that applies the stated map or stated list.
- (4) For the purpose of an amendment by the relevant road authority only adding an additional area or route to, or only removing a road condition or travel condition from, a stated map or stated list, section 139 and Chapter 4 Part 7 do not apply.
- (5) For the purpose of an amendment by the Regulator or a relevant road authority if subsections (2) to (4) do not apply, Division 3 of Chapter 4 Part 7 applies to the extent the Division relates to the amendment of a class 2 heavy vehicle authorisation (notice).
- (6) For the purpose of subsection (5), Division 3 of Chapter 4 Part 7 applies as if—
  - (a) a reference to the amendment of a mass or dimension authority were a reference to the amendment of the stated map or stated list; and
  - (b) a reference to the Regulator were a reference to the Regulator or the relevant road authority, whichever is amending the stated map or stated list; and
  - (c) a reference to the relevant road manager for a mass or dimension authority were a reference to the relevant road manager for the authority that applies the stated map or stated list.

**16—Insertion of Chapter 4 Part 6A**

Chapter 4—after section 153 insert:

**Part 6A—Restricted access vehicles****153A—Using restricted access vehicle**

- (1) A person must not use a restricted access vehicle, or permit a restricted access vehicle to be used, on a road unless the road is one on which the vehicle is allowed to be used under a mass or dimension authority applying to the vehicle.

Maximum penalty: \$6 000.

- (2) In this section—

*restricted access vehicle* means a heavy vehicle that (together with its load) is—

- (a) higher than 4.3m; or
- (b) wider than 2.5m; or
- (c) longer than—
  - (i) if a single vehicle other than an articulated bus—12.5m; or
  - (ii) if an articulated bus—18m; or
  - (iii) if a combination—19m.

- (3) This section does not apply to a class 2 heavy vehicle.

**17—Amendment of section 189—Meaning of complying container weight declaration**

Section 189(b) and (c)—delete paragraphs (b) and (c) and substitute:

- (b) it is written and easily legible.

**18—Amendment of section 190—Duty of responsible entity**

Section 190(1)—after "declaration for the freight container" insert:

containing information in the form required under section 192A

**19—Amendment of section 191—Duty of operator**

- (1) Section 191(1)—after "for the freight container" insert:

containing information in the form required under section 192A

- (2) Section 191(3)—delete subsection (3) and substitute:

- (3) If the freight container is to be transported by another carrier, an operator of a heavy vehicle must not give the freight container to the carrier unless the carrier has been provided with—

- (a) a complying container weight declaration for the freight container containing information in the form required under section 192A; or

- (b) the prescribed particulars contained in a complying container weight declaration for the freight container.

Maximum penalty: \$6 000.

- (3) Section 191(6)—before the definition of *prescribed particulars* insert:

*another carrier* means another operator of a heavy vehicle or another person who is to transport the freight container other than by road;

## **20—Amendment of section 192—Duty of driver**

Section 192(2)(b)—delete paragraph (b) and substitute:

- (b) in a way that ensures information in the declaration is in the form required under section 192A.

## **21—Insertion of section 192A**

After section 192 insert:

### **192A—Form of information in container weight declaration**

- (1) This section applies for the purposes of sections 190(1), 191(1) and (3)(a) and 192(2)(b).
- (2) The responsible entity, operator or driver must ensure the information in the container weight declaration is in a form readily available to an authorised officer who seeks to ascertain it while in the presence of the freight container, including, for example, by—
  - (a) examining documents located in the heavy vehicle on which the freight container is loaded or to be loaded; or
  - (b) obtaining information by radio or mobile telephone or by other means.

## **22—Amendment of section 208—Duty not to cause driver to drive if particular requirements not complied with**

Section 208(1), penalty provision—delete the penalty provision and substitute:

Maximum penalty: \$6 000.

## **23—Amendment of section 213—Duty not to make a demand that may result in driver exceeding the speed limit**

Section 213, penalty provision—delete the penalty provision and substitute:

Maximum penalty: \$10 000.

## **24—Amendment of section 221—Definitions for Chapter 6**

- (1) Section 221, definitions of *electronic work diary* and *electronic work diary label*—delete the definitions and substitute:

*electronic work diary*, in relation to a fatigue-regulated heavy vehicle, means all or part of an approved electronic recording system that is fitted to or used in relation to the vehicle to record information a driver of the vehicle is required by this Law to record in a work diary for the purposes of this Law;

- (2) Section 221, definition of *entry*—after "written" insert:  
or otherwise recorded

**25—Amendment of section 233—Duty to ensure driver's schedule will not cause driver to drive while fatigued etc**

- Section 233(1), penalty provision—delete the penalty provision and substitute:  
Maximum penalty: \$10 000.

**26—Amendment of section 246—Counting periods of less than 15 minutes—written work diaries**

- (1) Section 246(1) to (4)—redesignate subsections (1) to (4) as subsections (2) to (5) respectively
- (2) Section 246—before subsection (2) (as redesignated under subregulation (1)) insert:  
(1) This section applies if a driver uses a written work diary.
- (3) Section 246(3) (as redesignated under subregulation (1)), heading to the examples—delete "subsection (2)" and substitute:  
subsection (3)
- (4) Section 246(5) (as redesignated under subregulation (1)), heading to the examples—delete "subsection (4)" and substitute:  
subsection (5)

**27—Insertion of section 246A**

After section 246 insert:

**246A—Counting periods of less than 15 minutes—electronic work diaries**

- (1) This section applies if a driver uses an electronic work diary.
- (2) Work time and rest time must be counted in 1 minute periods.
- (3) A period of work time or rest time of less than 1 minute must not be counted.
- (4) A period of rest time of less than 15 minutes does not count towards a minimum rest time.

**Examples for the purposes of subsection (4)—**

- 1 A period of not working for 10 minutes does not count towards a minimum rest time because 10 minutes is less than 15 minutes.
- 2 A period of not working on 3 separate occasions for 14 minutes, 24 minutes and 22 minutes does not count as 60 minutes rest time because the period of 14 minutes, being less than 15 minutes, is disregarded.

**Note—**

This section relates to calculating whether a driver has complied with maximum work requirements and minimum rest requirements applying to the driver. It does not matter if the technology used by an electronic work diary counts a period less than 1 minute mentioned in subsections (2) and (3) in the course of arriving at calculations that comply with the subsections.

**28—Amendment of section 249—Standard hours**

(1) Section 249(2)—after paragraph (b) insert:

and

(c) that a minor risk breach of a maximum work requirement prescribed in the regulations is not to be treated as a minor risk breach.

(2) Section 249—after subsection (2) insert:

(3) A minor risk breach prescribed for the purposes of subsection (2)(c) is not a contravention of section 250 or 251.

**29—Amendment of section 253—BFM hours**

Section 253(2)—delete subsection (2) and substitute:

(2) Without limiting subsection (1), the national regulations may prescribe—

(a) different BFM hours for solo drivers and drivers who are a party to a two-up driving arrangement; and

(b) that a minor risk breach of a maximum work requirement prescribed in the regulations is not to be treated as a minor risk breach.

(3) A minor risk breach prescribed for the purposes of subsection (2)(b) is not a contravention of section 254 or 256.

**30—Amendment of section 292—Meaning of work diary for Subdivision 1**

Section 292(1)(b) and (c)—delete paragraphs (b) and (c) and substitute:

(b) if the driver has used only 1 or more electronic work diaries in the last 28 days—information in each electronic work diary relating to any period during the last 28 days;

(c) if the driver has used a combination of 1 or more written work diaries and 1 or more electronic work diaries in the last 28 days—

(i) each of the written work diaries the driver is using or has used during the last 28 days; and

(ii) the information in each of the electronic work diaries the driver is using or has used during the last 28 days that relates to any period during the last 28 days.

**31—Amendment of section 297—Information required to be recorded immediately after starting work**

Section 297(2), penalty provision—delete the penalty provision and substitute:

Maximum penalty: \$6 000.

**32—Amendment of section 302—Recording information in electronic work diary**

Section 302(b)—after "manufacturer's instructions" insert:

, if any,

**33—Amendment of section 305—Driver must make supplementary records in particular circumstances**

Section 305(4)(b)(iii)—delete subparagraph (iii) and substitute:

- (iii) the expiry of 7 business days after the day on which the driver starts recording information under this section.

**34—Amendment of section 307—Driver who is record keeper must notify Regulator if electronic work diary filled up etc**

- (1) Section 307(1)—after "vehicle" insert:

who is his or her own record keeper

- (2) Section 307—after subsection (2) insert:

- (3) Within a period required by the Regulator, the driver must ensure the electronic work diary is examined and brought into working order.

Maximum penalty: \$3 000.

**35—Amendment of section 309—Information required to be recorded immediately after starting work**

Section 309(2), penalty provision—delete the penalty provision and substitute:

Maximum penalty: \$3 000.

**36—Amendment of section 311—What record keeper must do if electronic work diary filled up**

- (1) Section 311(1)(c)—delete paragraph (c) and substitute:

- (c) the record keeper becomes aware or has reason to suspect that the electronic work diary has been filled up.

- (2) Section 311(2)—delete "after being informed of the matter" and substitute:

after becoming aware of the matter or having reason to suspect the matter

- (3) Section 311(2)(b)—delete "a printout of the removed information." and substitute:

the removed information in a way that makes the information readily available to the driver; and

(4) Section 311(2)—after paragraph (b) insert:

- (c) notify the Regulator in the approved form that the electronic work diary has been filled up.

### **37—Substitution of sections 312 and 313**

Sections 312 and 313—delete the sections and substitute:

#### **312—What record keeper must do if electronic work diary destroyed, lost or stolen**

- (1) This section applies if—
  - (a) the record keeper for the driver of a fatigue-regulated heavy vehicle is a person other than the driver; and
  - (b) the driver uses an electronic work diary supplied to the driver by the record keeper; and
  - (c) the record keeper becomes aware or has reason to suspect that the electronic work diary has been destroyed, lost or stolen.
- (2) The record keeper must, as soon as reasonably practicable after becoming aware of the matter or having reason to suspect the matter—
  - (a) inform the driver that the electronic work diary has been destroyed, lost or stolen unless the driver informed the record keeper about the fault under section 309; and
  - (b) give the driver an electronic work diary that is in working order; and
  - (c) give the driver any information, in a way that makes the information readily available to the driver, that was in the destroyed, lost or stolen electronic work diary that—
    - (i) is accessible to the record keeper; and
    - (ii) relates to any period during the last 28 days; and
    - (iii) is not stored in the new electronic work diary.

Maximum penalty: \$6 000.

- (3) The record keeper must within 2 business days notify the Regulator in the approved form that the electronic work diary has been destroyed, lost or stolen.

Maximum penalty: \$6 000.

- (4) If the record keeper has engaged another person under a contract for services to comply with subsection (2) or (3) for the record keeper—
  - (a) the record keeper remains liable for an offence against subsection (2) or (3); and
  - (b) the other person is also liable for an offence against subsection (2) or (3) as if the other person were the record keeper mentioned in the subsection.

- (5) A person charged with an offence against subsection (2) or (3) does not have the benefit of the mistake of fact defence for the offence.
- (6) However, in a proceeding for an offence against subsection (2) or (3), the person charged has the benefit of the reasonable steps defence for the offence.

**Note—**

See Division 1 and Division 2 of Chapter 10 Part 4 for the reasonable steps defence.

**313—What record keeper must do if electronic work diary not in working order or malfunctioning**

- (1) This section applies if—
  - (a) the record keeper for the driver of a fatigue-regulated heavy vehicle is a person other than the driver; and
  - (b) the driver uses an electronic work diary supplied to the driver by the record keeper; and
  - (c) the record keeper becomes aware of, or has reason to suspect, either of the following matters:
    - (i) that the electronic work diary is not in working order;
    - (ii) that the electronic work diary is malfunctioning or has malfunctioned.

**Note—**

The record keeper may become aware as mentioned in paragraph (c) whether or not the record keeper has been informed by the driver under section 309 or an intelligent access reporting entity under section 310.

- (2) The record keeper must as soon as reasonably practicable after becoming aware of the matter or having reason to suspect the matter inform the driver about the matter unless the driver informed the record keeper about the matter under section 309.

Maximum penalty: \$6 000.

- (3) The record keeper must, after becoming aware of the matter or having reason to suspect the matter—
  - (a) as soon as reasonably practicable, direct the driver in the approved form to use a supplementary record in compliance with section 305; and
  - (b) as soon as reasonably practicable, give the driver information that was in the electronic work diary, in a way that makes the information readily available to the driver, that—
    - (i) is accessible to the record keeper; and
    - (ii) relates to any period during the last 28 days; and
    - (iii) is not stored in the electronic work diary because the electronic work diary is not in working order or is malfunctioning or has malfunctioned; and

- (c) within 2 business days, notify the Regulator in the approved form that the electronic work diary is not in working order or is malfunctioning or has malfunctioned; and
- (d) within a period required by the Regulator, ensure the electronic work diary is examined and brought into working order and is not malfunctioning.

Maximum penalty: \$6 000.

- (4) Subsection (5) applies if the driver of the vehicle changes during any period that is relevant to the duties imposed on the record keeper by subsection (2) or (3).
- (5) Each reference to the driver in subsection (2) or (3) is a reference to the driver of the vehicle when the record keeper acts under the subsection.
- (6) If the record keeper has engaged another person under a contract for services to comply with subsection (2) or (3) for the record keeper—
  - (a) the record keeper remains liable for an offence against subsection (2) or (3); and
  - (b) the other person is also liable for an offence against subsection (2) or (3) as if the other person were the record keeper mentioned in the subsection.
- (7) Subsection (6) does not apply if the other person is engaged under a contract for services only to repair or otherwise bring the electronic work diary into working order.

**Example for the purposes of subsection (7)—**

A person in the business of repairing electronic recording systems is engaged under a contract for services to repair or otherwise bring the electronic work diary into working order on behalf of the record keeper.

- (8) A person charged with an offence against subsection (2) or (3) does not have the benefit of the mistake of fact defence for the offence.
- (9) However, in a proceeding for an offence against subsection (2) or (3), the person charged has the benefit of the reasonable steps defence for the offence.

**Note—**

See Division 1 and Division 2 of Chapter 10 Part 4 for the reasonable steps defence.

**38—Amendment of section 319—Records record keeper must have**

- (1) Section 319(2) to (5)—redesignate subsections (2) to (5) as subsections (3) to (6) respectively
- (2) Section 319—after subsection (1) insert:
  - (2) A requirement imposed on a record keeper by subsection (1)(a)(ii) to (vi) is taken to be satisfied if an electronic work diary used by the driver, the information in which is maintained by the record keeper, includes the information mentioned in the provisions.

**39—Amendment of section 321—Records record keeper must have**

- (1) Section 321(1)(b)—after "duplicate pages" insert:  
    , if any,
- (2) Section 321(2) to (7)—redesignate subsections (2) to (7) as subsections (3) to (8) respectively
- (3) Section 321—after subsection (1) insert:
  - (2) The requirement imposed on the record keeper by subsection (1)(a)(ii) is taken to be satisfied if an electronic work diary used by the driver, the information in which is maintained by the record keeper, includes the information mentioned in the provision.
- (4) Section 321(4) to (6) (as redesignated under subregulation (2))—delete "or (2)" wherever occurring and substitute in each case:  
    or (3)

**40—Amendment of section 322—General requirements about driver giving information to record keeper**

Section 322(3)—delete subsection (3) and substitute:

- (3) The requirement imposed on the driver by subsection (2) is taken to be satisfied if an electronic work diary used by the driver, the information in which is maintained by the record keeper, includes the information mentioned in the provision.

**41—Amendment of section 323—Requirements about driver giving information to record keeper if driver changes record keeper**

- (1) Section 323(4) to (6)—redesignate subsections (4) to (6) as subsections (5) to (7) respectively
- (2) Section 323—after subsection (3) insert:
  - (4) The requirement imposed on the driver or the record keeper by subsection (2) or (3) is taken to be satisfied if an electronic work diary used by the driver, the information in which is maintained by the record keeper, includes the information mentioned in the subsection.

**42—Amendment of section 324—Record keeper must give information from electronic work diary**

Section 324(2)—delete "a printout of the information recorded in the work diary" and substitute:

    , in a way that makes the information readily available to the driver, the information recorded in the work diary

**43—Insertion of section 324A**

After section 324 insert:

**324A—Record keeper must give record to driver if requested**

- (1) This section applies if—
  - (a) the driver of a fatigue-regulated heavy vehicle is required to record information in the driver's work diary under Division 2; and
  - (b) the driver's record keeper is a person other than the driver; and
  - (c) the driver requests a record held under this Division by the record keeper.
- (2) The driver's record keeper must, as soon as reasonably practicable—
  - (a) give the driver a copy of the record, or make the record available to the driver; or
  - (b) if the information is recorded in an electronic work diary—give the driver, in a way that makes the information readily available to the driver, the information recorded in the work diary.

Maximum penalty: \$1 500.

**44—Substitution of heading to section 326**

Heading to section 326—delete the heading and substitute:

**When possessing, or recording information in, more than 1 work diary relating to the same period is prohibited**

**45—Insertion of section 336A**

After section 336 insert:

**336A—Reporting tampering or suspected tampering with electronic work diary**

- (1) If the record keeper for the driver of a fatigue-regulated heavy vehicle knows, or has reasonable grounds to suspect, an electronic work diary has been tampered with, the record keeper must report the matter to the Regulator—
  - (a) within 2 business days; and
  - (b) in the approved form.Maximum penalty: \$6 000.
- (2) If the record keeper has engaged another person under a contract for services to comply with subsection (1) for the record keeper—
  - (a) the record keeper remains liable for an offence against subsection (1); and
  - (b) the other person is also liable for an offence against subsection (1) as if the other person were the record keeper mentioned in the subsection.

- (3) A person charged with an offence against subsection (1) does not have the benefit of the mistake of fact defence for the offence.
- (4) However, in a proceeding for an offence against subsection (1), the person charged has the benefit of the reasonable steps defence for the offence.

**Note—**

See Division 1 and Division 2 of Chapter 10 Part 4 for the reasonable steps defence

**46—Amendment of section 341—Period for which, and way in which, records must be kept**

- (1) Section 341(6) to (8)—redesignate subsections (6) to (8) as subsections (8) to (10) respectively
- (2) Section 341—after subsection (5) insert:
  - (6) A reference in subsection (1) to keeping a record of information required to be made or kept under Division 3 includes a reference to maintaining a record of the information that is in an electronic work diary, if that record is taken to have satisfied the requirement under Division 3.
  - (7) If the driver's work diary is an electronic work diary, the driver's record keeper must maintain a record of the information that is recorded in the work diary in a way complying with—
    - (a) if the Regulator has, when approving the electronic recording system constituting the work diary, or of which the work diary is a part, imposed any conditions in relation to the way information must be recorded in the work diary—those conditions; and
    - (b) the manufacturer's instructions, if any, for recording information in the electronic work diary, to the extent the instructions are consistent with the conditions mentioned in paragraph (a).

Maximum penalty: \$1 500.

**Note—**

The Regulator may impose conditions on the use of an electronic recording system under section 343.

- (3) Section 341(8) to (10) (as redesignated under subregulation (1))—delete "or (5)" wherever occurring and substitute in each case:
  - , (5) or (7)

**47—Amendment of section 343—Deciding application for approval**

- (1) Section 343(2)(g) and (h)—redesignate paragraphs (g) and (h) as paragraphs (h) and (i) respectively
- (2) Section 343(2)(f)—delete paragraph (f) and substitute:
  - (f) is capable of enabling the driver of the fatigue-regulated heavy vehicle to which it or a part of it is fitted, or in which it or a part of it is used, to send information to the driver's record keeper; and
  - (g) has a mechanism that, at least once each day, readily indicates to the driver whether information has or has not been sent to the record keeper; and

**48—Amendment of section 344—Steps after decision to grant approval**

Section 344(1)—delete subsection (1) and substitute:

- (1) If the Regulator grants an approval under section 343, the Regulator must give the applicant a numbered certificate of approval.

**49—Substitution of Chapter 6 Part 4 Division 7 Subdivision 2**

Chapter 6, Part 4, Division 7, Subdivision 2—delete Subdivision 2 and substitute:

**Subdivision 2—Using unapproved electronic recording system****347—Prohibition on using electronic work diary if it is not, and is not a part of, an approved electronic recording system**

A person must not use as an electronic work diary for the purposes of this Law an electronic recording system constituting an electronic work diary, or of which an electronic work diary is a part, if the person knows, or ought reasonably to know, the electronic recording system is not an approved electronic recording system.

Maximum penalty: \$10 000.

**Note—**

See section 632 for the matters a court may consider when deciding whether a person ought reasonably to have known something.

**50—Amendment of section 355—Requirements if approval cancelled**

- (1) Section 355(2) and (3)—delete subsections (2) and (3) and substitute:

- (2) If the electronic recording system constitutes an electronic work diary, or if part of the electronic recording system is an electronic work diary, the holder of the approval must, within the period stated by the Regulator in the notification, remove any electronic message on the system's visual display stating the system is or includes an electronic work diary.

Maximum penalty: \$6 000.

- (3) The Regulator may, by notice, direct the holder of the approval to give each person to whom the holder has supplied an electronic recording system the subject of the approval that constitutes an electronic work diary, or of which an electronic work diary is a part, a notice stating that the approval has been cancelled.

- (2) Section 355(6)—delete subsection (6) and substitute:

- (6) If, under subsection (4), the holder of the approval gives a person a notice that the approval has been cancelled, the person must give a notice to each other person to whom the person has supplied an electronic recording system the subject of the approval that constitutes an electronic work diary, or of which an electronic work diary is a part, stating that the approval has been cancelled.

**Example for the purposes of subsection (6)—**

The holder of an approval is a service provider who has supplied to the operator of a fatigue-regulated heavy vehicle an approved electronic recording system constituting an electronic work diary or of which an electronic work diary is a part. If, under subsection (4), the service provider gives the operator a notice stating the approval has been cancelled, the operator must give the driver of the vehicle a notice stating the approval has been cancelled.

Maximum penalty: \$6 000.

- (3) Section 355(8)—delete subsection (8)  
(4) Section 355(9)—redesignate subsection (9) as subsection (8)

**51—Amendment of section 412—Protecting intelligent access information**

Section 412, penalty provision—delete the penalty provision and substitute:

Maximum penalty: \$20 000.

**52—Amendment of section 416—General restriction on use and disclosure of intelligent access information**

Section 416, penalty provision—delete the penalty provision and substitute:

Maximum penalty: \$20 000.

**53—Amendment of section 428—Protecting intelligent access information collected**

Section 428, penalty provision—delete the penalty provision and substitute:

Maximum penalty: \$20 000.

**54—Amendment of section 432—General restriction on use and disclosure of intelligent access information**

Section 432, penalty provision—delete the penalty provision and substitute:

Maximum penalty: \$20 000.

**55—Amendment of section 442—Protecting intelligent access information collected**

Section 442, penalty provision—delete the penalty provision and substitute:

Maximum penalty: \$20 000.

**56—Amendment of section 446—General restriction on use and disclosure of intelligent access information**

Section 446, penalty provision—delete the penalty provision and substitute:

Maximum penalty: \$20 000.

**57—Substitution of section 458**

Section 458—delete the section and substitute:

**458—Regulator’s power to grant heavy vehicle accreditation**

The Regulator may grant heavy vehicle accreditation.

**58—Amendment of section 463—Period for which heavy vehicle accreditation applies**

Section 463—after subsection (2) insert:

- (3) The maximum period for which the Regulator may grant heavy vehicle accreditation is 3 years.

**59—Amendment of section 488—Return of identity card**

Section 488, penalty provision—delete the penalty provision and substitute:

Maximum penalty: \$4 000.

**60—Amendment of section 494—Definitions for Chapter 9 Part 2**

Section 494(1), definition of *relevant place*—delete the definition and substitute:

*relevant place* means—

- (a) a place of business of a responsible person for a heavy vehicle; or
- (b) the relevant garage address of a heavy vehicle; or
- (c) the base of the driver or drivers of a heavy vehicle; or
- (d) a place where records required to be kept under this Law or a heavy vehicle accreditation are located or are required to be located under this Law or a heavy vehicle accreditation;

*residence*, that is a relevant place, means a place or part of a place mentioned in the definition of *relevant place* used predominantly for residential purposes.

**61—Amendment of section 495—Power to enter relevant place**

Section 495(1)(b)—after "the place is" insert:

not a residence and is

**62—Amendment of section 497—General power to enter places**

Section 497(1)(d)—after "place" insert:

other than a residence

**63—Amendment of section 525—Definitions for Division 6**

- (1) Section 525, definition of *defective vehicle label*, (b)(i)—delete subparagraph (i) and substitute:

- (i) the vehicle’s registration number or, if the vehicle is not registered, a vehicle identifier of the vehicle; and

- (2) Section 525—after the definition of *identification details* insert:

*registration authority* means an authority responsible for the registration of heavy vehicles;

*vehicle identifier* means—

- (a) a VIN; or
- (b) engine number; or
- (c) chassis number; or
- (d) another identifying number issued by a registration authority.

**Example—**

an unregistered vehicle permit number

#### **64—Amendment of section 526—Issue of vehicle defect notice**

- (1) Section 526(2)(a)—delete "a stated location in a stated way" and substitute:

one or more stated locations in one or more stated ways

- (2) Section 526(5) to (8)—delete subsections (5) to (8) (inclusive)

#### **65—Amendment of section 527—Requirements about vehicle defect notice**

- (1) Section 527(1)(b)—delete "a location stated in the notice in a way stated in the notice" and substitute:

one or more locations stated in the notice in one or more ways stated in the notice

- (2) Section 527(1)(e)—delete paragraph (e) and substitute:

(e) details to identify the vehicle, including, for example—

- (i) the vehicle's registration number, or if the vehicle is not registered, a vehicle identifier of the vehicle; or
- (ii) the vehicle's make and category;

#### **66—Amendment of section 528—Defective vehicle labels**

Section 528(4)—delete "section 531(4)" and substitute:

section 531(5)

#### **67—Insertion of section 528A**

After section 528 insert:

##### **528A—Information not included in notice or label**

- (1) This section applies to information required to be included—
  - (a) in a defective vehicle label under section 525 (see paragraph (b)(i) of the definition of *defective vehicle label*); or
  - (b) in a vehicle defect notice under section 527(1)(e).
- (2) The information need only be included if it is reasonably practicable and safe for the authorised officer to obtain the information.

**68—Amendment of section 529—Using defective heavy vehicles contrary to vehicle defect notice**

Section 529, penalty provision—delete the penalty provision and substitute:

Maximum penalty: \$6 000.

**69—Insertion of sections 529A and 529B**

After section 529 insert:

**529A—Permission by authorised officer to use vehicle the subject of a vehicle defect notice**

- (1) An authorised officer may, on request made by the operator of a heavy vehicle that is the subject of a vehicle defect notice, give written permission for the vehicle to be used on a road during a period stated in the permission.
- (2) The authorised officer may only give the permission if the officer—
  - (a) is satisfied—
    - (i) that the vehicle will be used only for the purpose of driving the vehicle to and from a place where repairs are to be carried out; or
    - (ii) that the relevant repairs have been carried out and the vehicle will be taken within the stated period to be inspected for the purpose of enabling the vehicle defect notice to be cleared under section 530; and
  - (b) is satisfied that the request is necessary and reasonable; and
  - (c) is satisfied that the use of the vehicle will not pose a safety risk.
- (3) For the purposes of subsection (2)(c), an authorised officer may require evidence of adequate repairs or other measures.
- (4) The permission is subject to conditions that—
  - (a) the use of the vehicle will be as mentioned in subsection (2)(a) and (c); and
  - (b) in relation to the use of the vehicle mentioned in subsection (2)(a)(i)—the vehicle will not be used to carry goods or passengers.
- (5) The authorised officer may also impose other reasonable conditions on the permission.
- (6) The use of the vehicle under the permission is not a contravention of the vehicle defect notice.
- (7) The use of a vehicle in contravention of a condition under subsection (4) or (5) is a contravention of the vehicle defect notice.

**529B—Permitted use of vehicle the subject of a vehicle defect notice without permission of authorised officer**

- (1) A heavy vehicle that is the subject of a vehicle defect notice may be used on a road if—
  - (a) the relevant repairs have been carried out; and
  - (b) the vehicle is being taken to a place to be inspected for the purpose of enabling the vehicle defect notice to be cleared under section 530; and
  - (c) the vehicle is not carrying goods or passengers; and
  - (d) the use of the vehicle does not pose a safety risk.
- (2) An authorised officer may require a driver of the heavy vehicle to produce evidence of the relevant repairs to the authorised officer within a reasonable time, and in a reasonable way, stated by the officer.
- (3) Subsection (1) stops applying to the vehicle if the driver fails to comply with the requirement.
- (4) The use of the heavy vehicle under subsection (1) is not a contravention of the vehicle defect notice.

**70—Amendment of section 531—Amendment or withdrawal of vehicle defect notices**

- (1) Section 531(3)—delete "the Regulator and the person to whom the vehicle defect notice was issued" and substitute:  
—
  - (a) the Regulator; and
  - (b) one of the following:
    - (i) the person to whom the vehicle defect notice was given;
    - (ii) the person in charge of the vehicle;
    - (iii) the registered operator;
    - (iv) if the vehicle is not registered—an owner.
- (2) Section 531(4)—redesignate subsection (4) as subsection (5)
- (3) Section 531—after subsection (3) insert:
  - (4) If the person given the notice of amendment or withdrawal is not the operator of the vehicle, the person must, as soon as reasonably practicable, give the notice to the operator.  
Maximum penalty: \$3 000.

**71—Amendment of section 590—Formal warning**

Section 590(3)—delete subsection (3) and substitute:

- (3) However, a warning must not be given for—
  - (a) a contravention of a mass, dimension or loading requirement constituting a substantial risk breach or severe risk breach; or

- (b) a contravention of a maximum work requirement or a minimum rest requirement constituting a substantial risk breach, severe risk breach or a critical risk breach.

**72—Amendment of section 704—Offence to falsely represent that heavy vehicle authority is held etc**

- (1) Section 704(1)—delete subsection (1) and substitute:

- (1) A person must not represent—
  - (a) that the person has been granted a heavy vehicle authority the person has not been granted; or
  - (b) that a heavy vehicle authority has been granted in relation to a thing for which it has not been granted; or
  - (c) that the person is operating under a heavy vehicle authority that the person is not entitled to operate under; or
  - (d) that a thing is operating under a heavy vehicle authority that the thing is not authorised to operate under.

Maximum penalty: \$10 000.

- (2) Section 704(2)—after "the person" insert:

or a thing

- (3) Section 704(3)(c)—before "exemption" insert:

electronic recording system approval,

- (4) Section 704(4), definition of *heavy vehicle authority*, (b)—before "exemption" insert:

electronic recording system approval,

**73—Amendment of section 725—Documents produced by an electronic recording system**

- (1) Section 725(2)(a) and (b)—redesignate paragraphs (a) and (b) as paragraphs (b) and (c) respectively

- (2) Section 725—before paragraph (b) (as redesignated under subregulation (1)) insert:

- (a) is presumed, unless the contrary is proved—
  - (i) to have been properly made by the system; and
  - (ii) to be a correct representation of the information generated, recorded, stored, displayed, analysed, transmitted and reported by the system; and

**74—Amendment of section 727—Definitions for Chapter 13 Part 4**

- (1) Section 727(1)—after the definition of *authorised use* insert:

*driver fatigue compliance function* means a function exercised for the purpose of—

- (a) the administration or enforcement of a driver fatigue provision; or
- (b) education, evaluation and similar activities supporting administration or enforcement of a driver fatigue provision;

***driver fatigue provision*** means any of the following:

- (a) Chapter 6;
- (b) Chapter 8 to the extent the Chapter relates to BFM accreditation or AFM accreditation;
- (c) Division 8 of Chapter 9 Part 3;
- (d) Chapter 9, other than Division 8 of Chapter 9 Part 3, to the extent the Chapter applies to the enforcement of provisions mentioned in paragraphs (a) and (b);

***electronic work diary authorised use***, for electronic work diary protected information, means—

- (a) use by a person—
  - (i) in the exercise of a driver fatigue compliance function; or
  - (ii) not in the exercise of a driver fatigue compliance function but authorised under a warrant mentioned in section 729B; or
- (b) use by a person in the exercise of a function under another law if a warrant issued by a judge or magistrate under the other law or a different law authorises or permits the use of the information by the person; or
- (c) use by a court or tribunal in a proceeding under an Australian road law; or
- (d) use by a court or tribunal if an order of the court or tribunal requires the disclosure of the information to the court or tribunal; or
- (e) research purposes if the information contains no personal information; or
- (f) use prescribed by the national regulations; or
- (g) use referred to in subsection (3);

***electronic work diary information*** means information generated, recorded, stored, displayed, analysed, transmitted or reported by an approved electronic recording system that constitutes an electronic work diary, or of which an electronic work diary is a part;

***electronic work diary protected information***—

- (a) means electronic work diary information; but
  - (b) does not include—
    - (i) information obtained, collected or recorded other than for the purposes of Chapter 6 of this Law, even if the information is—
      - (A) coincidentally relevant for a purpose under Chapter 6; and
      - (B) recorded in an electronic work diary; or
    - (ii) information relating to proceedings before a relevant tribunal or court that are or were open to the public;
- (2) Section 727(1), definition of ***protected information***, (b)—after subparagraph (iii) insert:
- or
- (iv) electronic work diary protected information;

- (3) Section 727(2)—delete subsection (2) and substitute:
- (2) It is also an authorised use, for protected information disclosed to or otherwise held by a police agency for any purpose or for a particular purpose, to disclose the information to another police agency authorised to hold protected information (whether or not for the same purpose).
- (4) Section 727(3)—redesignate subsection (3) as subsection (4)
- (5) Section 727—after subsection (2) insert:
- (3) It is also an authorised use, for electronic work diary protected information disclosed to or otherwise held by a police agency for the purpose of the exercise of a driver fatigue compliance function, to disclose the information to another police agency authorised to hold electronic work diary protected information for the purpose of the exercise of a driver fatigue compliance function.
- (6) Section 727(4) (as redesignated under subregulation (4))—after "protected information" insert:
- or electronic work diary protected information

#### **75—Amendment of heading to section 728—Duty of confidentiality**

Heading to section 728—after "**confidentiality**" insert:

**for protected information**

#### **76—Insertion of section 728A**

After section 728 insert:

##### **728A—Duty of confidentiality for electronic work diary protected information**

- (1) A person who is, or has been, a person exercising functions under this Law must not disclose electronic work diary protected information to another person.  
Maximum penalty: \$20 000.
- (2) Subsection (1) does not apply if—
- (a) the disclosure is to an entity for an electronic work diary authorised use; or
- (b) the disclosure is to, or made with the agreement of, the person to whom the information relates.

#### **77—Insertion of sections 729A and 729B**

After section 729 insert:

##### **729A—Electronic work diary protected information only to be used for electronic work diary authorised use**

- (1) A person who is, or has been, a person exercising functions under this Law must not use electronic work diary protected information other than for an electronic work diary authorised use.  
Maximum penalty: \$20 000.

- (2) A person to whom electronic work diary protected information is disclosed under section 728A(2)(a) must not use the information other than for the electronic work diary authorised use for which it was disclosed to the person.

Maximum penalty: \$20 000.

### **729B—Warrant authorising use of electronic work diary protected information**

- (1) A warrant issued under section 507 by an authorised warrant official who is a judge or magistrate may authorise electronic work diary protected information to be seized under the warrant.
- (2) The warrant must state the purpose for which the information may be used.
- (3) An authorised officer may apply for, and the authorised warrant official who is a judge or magistrate may issue, the warrant for entry of a vehicle at a place stated in the warrant or, despite sections 506(1) and 507(2)(a), wherever the vehicle is located.
- (4) Chapter 9 does not authorise an authorised officer to obtain electronic work diary protected information for a purpose other than the enforcement of a driver fatigue provision unless the information is authorised to be seized under a warrant mentioned in subsection (1).

### **78—Amendment of section 748—General savings and transitional provisions**

Section 748—after subsection (7) insert:

- (8) The national regulations may provide for, and from commencement day could always provide for—
- (a) the issue of mass or dimension authorities or HML declarations in replacement of instruments or authorisations preserved under subsection (2), without further procedural requirements under the Law; and
- (b) the further preservation of anything not covered by the replacement.
- (9) In this section—

*HML declarations* means HML declarations under the *Heavy Vehicle (Mass, Dimension and Loading) National Regulation*.

### **79—Insertion of Chapter 14 Part 3**

After section 755 insert:

## **Part 3—Heavy Vehicle National Law Amendment Act 2015 (Queensland)**

### **756—Application of section 87A to previously fitted plate or label**

Section 87A applies to tampering with a plate or label fitted or affixed to a heavy vehicle under section 86(2) or 87(3) before the commencement of section 87A.

**757—Saving of stated map and other matters under section 119 or 142**

- (1) Subsections (2) to (5) apply to the following:
  - (a) a stated map applied under unamended section 119(2) in a mass or dimension exemption (notice) in existence immediately before the commencement;
  - (b) the areas or routes shown on the stated map immediately before the commencement;
  - (c) a list of areas or routes applied, adopted or incorporated under Schedule 1, section 24(1) in a mass or dimension exemption (notice) in existence immediately before the commencement;
  - (d) road conditions or travel conditions shown on a stated map or list mentioned in paragraph (a) or (c).
- (2) The stated map is taken to be a stated map applied under amended section 119(2).
- (3) The list of areas or routes is taken to be a stated list applied under amended section 119(2).
- (4) The road conditions or travel conditions are taken to be imposed under amended section 119(3).
- (5) The areas, routes, road conditions and travel conditions shown on the stated map mentioned in subsection (2) or stated list mentioned in subsection (3) may only be amended under amended section 119 and section 119A.
- (6) Subsections (7) to (10) apply to the following:
  - (a) a stated map applied under unamended section 142(2) in a class 2 heavy vehicle authorisation (notice) in existence immediately before the commencement;
  - (b) the areas or routes shown on the stated map immediately before the commencement;
  - (c) a list of areas or routes applied, adopted or incorporated under Schedule 1, section 24(1) in a class 2 heavy vehicle authorisation (notice) in existence immediately before the commencement;
  - (d) road conditions or travel conditions shown on a stated map or list mentioned in paragraph (a) or (c).
- (7) The stated map is taken to be a stated map applied under amended section 142(2).
- (8) The list of areas or routes is taken to be a stated list applied under amended section 142(2).
- (9) The road conditions or travel conditions are taken to be imposed under amended section 142(3).
- (10) The areas, routes, road conditions and travel conditions shown on the stated map mentioned in subsection (7) or the stated list mentioned in subsection (8) may only be amended under amended section 142 and section 142A.

## (11) In this section—

**amended**, in relation to a section, means the section as amended by the amendment Act;

**amendment Act** means the *Heavy Vehicle National Law Amendment Act 2015* (Queensland);

**commencement** means—

- (a) for the purposes of subsection (1)—the commencement of the amendment of section 119 under the amendment Act; or
- (b) for the purposes of subsection (6)—the commencement of the amendment of section 142 under the amendment Act;

**road conditions** means road conditions required by the relevant road manager under section 160;

**travel conditions** means travel conditions required by the relevant road manager under section 161;

**unamended**, in relation to a section, means the section as it existed immediately before it was amended by the amendment Act.

**758—Application of section 737 to a new penalty**

- (1) The repeal of an old penalty by the amendment Act repeals any increase, in force immediately before the repeal, in the amount of penalty applying under section 737.
- (2) The enactment of a new penalty includes the enactment of an increase, to take effect immediately on the commencement of the new penalty, in the amount of penalty applying under section 737.
- (3) For the purpose of applying section 737 under subsection (2) to a new penalty, the amount of penalty applying under section 737 is to be calculated as if—
  - (a) the new penalty had commenced before 1 July 2014; and
  - (b) the amount of penalty applying had been increased under section 737(2) on 1 July 2014 and any later 1 July happening before the new penalty actually commences.
- (4) Before the commencement of the new penalties, the Regulator must publish on the Regulator’s website the amounts of each penalty applying under subsections (2) and (3) and under section 737 on the commencement of the new penalties.

**Note—**

A list of all penalties to which section 737 applies must be published.

## (5) In this section—

**amendment Act** means the *Heavy Vehicle National Law Amendment Act 2015* (Queensland);

**old penalty** means a penalty that applied before the commencement of the amendment Act;

**new penalty** means a penalty that applies after the commencement of the amendment Act.

## 80—Amendment of Schedule 4—Provisions specified for liability of executive officers for offences by corporations

- (1) Schedule 4, table, entry relating to section 313, column 2—after "313(2)" insert:  
     , 313(3)
- (2) Schedule 4, table, entry relating to section 321, columns 2 and 3—delete "321(2)" wherever occurring and substitute in each case:  
     321(3)
- (3) Schedule 4, table, entry relating to section 347, column 2—delete "347(2), 347(3)" and substitute:  
     347
- (4) Schedule 4, table, entry relating to section 350—delete the entry
- (5) Schedule 4, table, entry relating to section 355, columns 2 and 3—delete "355(8)" wherever occurring
- (6) Schedule 4, table—before the entry relating to section 729 insert:  

728A	728A(1)	—
------	---------	---
- (7) Schedule 4, table—after the entry relating to section 729 insert:  

729A	729A(1), 729A(2)	—
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### Note—

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

### Made by the Governor

with the advice and consent of the Executive Council  
on 14 January 2016

No 1 of 2016

MTR/15/071

South Australia

## **Heavy Vehicle National Law (South Australia) (Expiation Fees) Variation Regulations 2016**

under the *Heavy Vehicle National Law (South Australia) Act 2013*

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### **Contents**

#### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### **Part 2—Variation of *Heavy Vehicle National Law (South Australia) (Expiation Fees) Regulations 2013***

- 4 Variation of Schedule 1—Offences, prescribed offences and expiation fees
- 

### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Heavy Vehicle National Law (South Australia) (Expiation Fees) Variation Regulations 2016*.

#### **2—Commencement**

These regulations will come into operation on 6 February 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 *Heavy Vehicle National Law (South Australia) (Expiation Fees) Regulations 2013***

#### **4—Variation of Schedule 1—Offences, prescribed offences and expiation fees**

- (1) Schedule 1, Part 2, Division 1, entry relating to section 81(1)—delete "\$315" and substitute:  
\$420
- (2) Schedule 1, Part 2, Division 1, entry relating to section 81(2)—delete "\$315" and substitute:  
\$420

- (3) Schedule 1, Part 2, Division 1, entry relating to section 81(3)—delete "\$315" and substitute:  
\$420
- (4) Schedule 1, Part 2, Division 1, after the entry relating to section 86(2) insert:
- |        |   |       |
|--------|---|-------|
| 87A(1) | <i>Tampering with plate or label fitted to or affixed to a heavy vehicle under section 86(2) or 87(3)</i> | \$315 |
|--------|---|-------|
- (5) Schedule 1, Part 2, Division 1, after the entry relating to section 153(2) insert:
- |         |   |       |
|---------|---|-------|
| 153A(1) | <i>Using or permitting the use of a restricted access vehicle on a road other than one on which the vehicle is allowed to be used under an applicable mass or dimension authority</i> | \$315 |
|---------|---|-------|
- (6) Schedule 1, Part 2, Division 1, entry relating to section 297(2)—delete "\$315" and substitute:  
\$630
- (7) Schedule 1, Part 2, Division 1, after the entry relating to section 307(2) insert:
- |        |   |       |
|--------|---|-------|
| 307(3) | <i>Failure of driver to ensure electronic work diary is examined and brought into working order within period required by Regulator</i> | \$315 |
|--------|---|-------|
- (8) Schedule 1, Part 2, Division 1, entry relating to section 309(2)—delete "\$630" and substitute:  
\$315
- (9) Schedule 1, Part 2, Division 1, after the entry relating to section 323(2) insert:
- |         |  |       |
|---------|--|-------|
| 324A(2) | <i>Failure of record keeper to give the driver a copy of the record or make the record available etc</i>                                     | \$315 |
| 336A(1) | <i>Failure of record keeper who knows or suspects tampering with an electronic work diary to report the suspected tampering to Regulator</i> | \$630 |
- (10) Schedule 1, Part 2, Division 1, after the entry relating to section 341(4) insert:
- |        |  |       |
|--------|--|-------|
| 341(7) | <i>Failure of record keeper to ensure information recorded in an electronic work diary is maintained so as to comply with the Regulator's conditions and manufacturer's instructions</i> | \$158 |
|--------|--|-------|
- (11) Schedule 1, Part 2, Division 1, entry relating to section 355(2), column 2 (Description of offence)—delete the description of the offence and substitute:  
*Failure of holder of approval of an electronic recording system that constitutes a part or the whole of an electronic work diary to remove any electronic message on the system's visual display within the period required by the Regulator*

- (12) Schedule 1, Part 2, Division 1, entry relating to section 355(6), column 2 (Description of offence)—delete the description of the offence and substitute:
- Failure of person to whom a notice that the approval has been cancelled to give a notice to each other person to whom the person has supplied an electronic recording system the subject of the approval that the approval has been cancelled*
- (13) Schedule 1, Part 2, Division 1, entry relating to section 468(1), column 2 (Description of offence)—delete "a driver of a heavy vehicle" and substitute:
- driver*
- (14) Schedule 1, Part 2, Division 1, entry relating to section 468(3), column 2 (Description of offence)—delete "of a heavy vehicle"
- (15) Schedule 1, Part 2, Division 1, entry relating to section 488—delete "\$315" and substitute:
- \$420
- (16) Schedule 1, Part 2, Division 1, entry relating to section 529—delete "\$315" and substitute:
- \$630
- (17) Schedule 1, Part 2, Division 1, after the entry relating to section 529 insert:
- |        |  |       |
|--------|--|-------|
| 531(4) | <i>Failure of person who is not the operator of a heavy vehicle who is given notice of an amendment or withdrawal to give the notice to the operator as soon as reasonably practicable</i> | \$315 |
|--------|--|-------|

**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 14 January 2016

No 2 of 2016

MTR/15/071

South Australia

## Motor Vehicles Variation Regulations 2016

under the *Motor Vehicles Act 1959*

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### Contents

#### Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### Part 2—Variation of *Motor Vehicles Regulations 2010*

- 4 Variation of regulation 99B—Definition of emergency worker
- 

### Part 1—Preliminary

#### 1—Short title

These regulations may be cited as the *Motor Vehicles 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 *Motor Vehicles Regulations 2010*

#### 4—Variation of regulation 99B—Definition of emergency worker

- (1) Regulation 99B(e)—delete "Customs Service" and substitute:

Border Force

- (2) Regulation 99B—after its present contents as varied (now to be designated as subregulation (1)) insert:

- (2) For the purposes of subregulation (1)(e), a person is a member of the Australian Border Force if—

(a) —

- (i) the person is covered by paragraph (a) of the definition of *Immigration and Border Protection worker* in section 4 of the *Australian Border Force Act 2015* of the Commonwealth; and
- (ii) he or she is in the Australian Border Force (as defined in that Act); or

- (b) —
- (i) the person is covered by paragraph (b), (c) or (d) of the definition of *Immigration and Border Protection worker* in section 4 of the *Australian Border Force Act 2015* of the Commonwealth; and
  - (ii) his or her services have been made available to the Australian Border Force or he or she is performing services for the Australian Border Force.

**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 14 January 2016

No 3 of 2016

MTR/15/065

South Australia

## Road Traffic (Light Vehicle Standards) Variation Rules 2016

under the *Road Traffic Act 1961*

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### Contents

#### Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### Part 2—Variation of *Road Traffic (Light Vehicle Standards) Rules 2013*

- 4 Variation of Dictionary
- 

### Part 1—Preliminary

#### 1—Short title

These rules may be cited as the *Road Traffic (Light Vehicle Standards) Variation Rules 2016*.

#### 2—Commencement

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

#### 3—Variation provisions

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

### Part 2—Variation of *Road Traffic (Light Vehicle Standards) Rules 2013*

#### 4—Variation of Dictionary

Dictionary, definition of *emergency vehicle*, (e)—delete paragraph (e) and substitute:

- (e) a member of the Australian Border Force, being—
  - (i) a person—
    - (A) who is covered by paragraph (a) of the definition of *Immigration and Border Protection worker* in section 4 of the *Australian Border Force Act 2015* of the Commonwealth; and

- (B) who is in the Australian Border Force (as defined in that Act); or
- (ii) a person—
- (A) who is covered by paragraph (b), (c) or (d) of the definition of *Immigration and Border Protection worker* in section 4 of the *Australian Border Force Act 2015* of the Commonwealth; and
- (B) —
- whose services have been made available to the Australian Border Force; or
  - who is performing services for the Australian Border Force;

**Note—**

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

**Made by the Governor**

with the advice and consent of the Executive Council  
on 14 January 2016

No 4 of 2016

MTR/15/065

South Australia

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

under the *Road Traffic Act 1961*

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### **Contents**

#### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Variation provisions

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

- 4 Variation of regulation 54—Emergency workers
- 

### **Part 1—Preliminary**

#### **1—Short title**

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

#### **2—Commencement**

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

#### **3—Variation provisions**

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

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

#### **4—Variation of regulation 54—Emergency workers**

- (1) Regulation 54(e)—delete "Customs and Border Protection Service" and substitute:  
Border Force
- (2) Regulation 54—after its present contents as varied (now to be designated as subregulation (1)) insert:
  - (2) For the purposes of subregulation (1)(e), a person is a member of the Australian Border Force if—
    - (a) —

- (i) the person is covered by paragraph (a) of the definition of *Immigration and Border Protection worker* in section 4 of the *Australian Border Force Act 2015* of the Commonwealth; and
  - (ii) he or she is in the Australian Border Force (as defined in that Act); or
- (b) —
- (i) the person is covered by paragraph (b), (c) or (d) of the definition of *Immigration and Border Protection worker* in section 4 of the *Australian Border Force Act 2015* of the Commonwealth; and
  - (ii) his or her services have been made available to the Australian Border Force or he or she is performing services for the Australian Border Force.

**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 14 January 2016

No 5 of 2016

MTR/15/065

South Australia

## Road Traffic (Miscellaneous) Variation Regulations 2016

under the *Road Traffic Act 1961*

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- 

### Part 1—Preliminary

#### 1—Short title

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

#### 2—Commencement

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

#### 3—Variation provisions

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

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

#### 4—Variation of regulation 62—Emergency workers (sections 83 and 110AAAA of Act)

- (1) Regulation 62(e)—delete "Customs and Border Protection Service" and substitute:  
Border Force
- (2) Regulation 62—after its present contents as varied (now to be designated as subregulation (1)) insert:
  - (2) For the purposes of subregulation (1)(e), a person is a member of the Australian Border Force if—
    - (a) —

- (i) the person is covered by paragraph (a) of the definition of ***Immigration and Border Protection worker*** in section 4 of the *Australian Border Force Act 2015* of the Commonwealth; and
  - (ii) he or she is in the Australian Border Force (as defined in that Act); or
- (b) —
- (i) the person is covered by paragraph (b), (c) or (d) of the definition of ***Immigration and Border Protection worker*** in section 4 of the *Australian Border Force Act 2015* of the Commonwealth; and
  - (ii) his or her services have been made available to the Australian Border Force or he or she is performing services for the Australian Border Force.

5—Variation of Schedule 1—Forms

(1) Schedule 1, Form 1—delete the form and substitute:

Form 1—Notice of licence disqualification or suspension (Sections 45B and 47IAA of Act)



Schedule 1 Road Traffic (Miscellaneous) Regulations 2014

NOTICE OF LICENCE DISQUALIFICATION OR SUSPENSION under section 47IAA or section 45B Road Traffic Act 1961

NOTICE NUMBER:
AP/TIN REF:

FAMILY NAME: LICENCE NUMBER: STATE OF ISSUE: PHONE:
GIVEN NAMES: DATE OF BIRTH: SEX: M / F
ADDRESS: SUBURB / TOWN: POST CODE:

Notice under section 47IAA Road Traffic Act 1961 (category 2 or 3 offences and refuse/fail to comply offences)

It is alleged that at about... am/pm on ... at ... (location) you committed the offence of:
category 2 offence - blood alcohol concentration of 0.08 to 0.149
category 3 offence - blood alcohol concentration of or above 0.15
refuse/fail to comply with directions in relation to drug screening test, oral fluid analysis or blood sample
refuse/fail to comply with directions in relation to alcotest or breath analysis
refuse/fail to comply with request for blood sample
As a result of this allegation, your driver's licence is suspended or you are disqualified from holding or obtaining a driver's licence for the relevant period as defined in section 47IAA of the Act, being a period of up to:
6 months / 12 months
The licence suspension or disqualification commences:
forthwith - at the time the notice is given to you
48 hours after the notice is given to you
If your driver's licence is already suspended or you are already disqualified from holding or obtaining a driver's licence, this notice will take effect at the conclusion of that suspension or disqualification.

Notice under section 45B Road Traffic Act 1961 (excessive speed offences)

At about ... am/pm on ... at ... (location) an offence was allegedly committed in respect of which you have been given an expiation notice for an offence against:
Section 45A of the Road Traffic Act 1961 (Excessive speed)
Section 79B of the Road Traffic Act 1961 (Being owner of a vehicle that appears from evidence obtained by a photographic detection device to have been involved in an offence against section 45A of that Act)
As a result of this allegation, your driver's licence is suspended or you are disqualified from holding or obtaining a driver's licence for the relevant period as defined in section 45B of the Act being a period of up to 6 months.
The licence suspension or disqualification commences 24 hours after this notice is given to you
If your driver's licence is already suspended or you are already disqualified from holding or obtaining a driver's licence, this notice will take effect at the conclusion of that suspension or disqualification.

It is an offence punishable by imprisonment to drive a motor vehicle whilst your licence is suspended or you are disqualified.

TIME AND DATE NOTICE GIVEN:
This notice was given at ... am / pm on ...
Issuing Officer's Signature Name: Rank: ID 0

ACKNOWLEDGEMENT OF RECEIPT OF NOTICE:
I acknowledge receipt of this notice at the time and date recorded above.
Signature Name:
Witness's Signature Name: Rank ID 0
DRIVER / OCCUPANT OF VEHICLE REFUSED / UNABLE TO SIGN / ACCEPT ORDER (delete as applicable)

CHECKED BY RANK ID DATE / /

## ADVICE TO NOTICE RECIPIENT

CATEGORY 2 OR 3 OFFENCE OR REFUSE/FAIL TO COMPLY (Alcohol or Drug) – Section 471AA of the Road Traffic Act 1961	
<b>Review of Licence Suspension / Disqualification - Road Traffic Act 1961, Section 471AB</b>	
(1)	A person who has been given a notice of immediate licence disqualification or suspension under section 471AA or who has been sent particulars of such a notice by the Registrar of Motor Vehicles may apply to the Magistrates Court for an order—
(a)	that the person is not disqualified, or the person's driver's licence is not suspended, by the notice; or
(b)	reducing the period of disqualification or suspension applicable under the notice.
(2)	The Magistrates Court may, on an application under subsection (1), make an order—
(a)	that the person is not disqualified, or the person's driver's licence is not suspended, by the notice if—
(i)	the Court is satisfied, on the basis of oral evidence given on oath by the applicant that there is a reasonable prospect that the applicant would, in proceedings for the offence to which the notice relates, be acquitted of the offence and the evidence before the Court does not suggest that the applicant may be guilty of another offence to which section 471AA applies; or
(ii)	the Court is satisfied that the person has not been charged with any offence to which section 471AA applies and that the prosecution authorities have had a reasonable time, in the circumstances, within which to make a determination as to the laying of charges against the person; or
(b)	reducing the period of disqualification or suspension applicable under the notice if—
(i)	the offence to which the notice relates is a category 2 or category 3 offence that is a first offence and the Court is satisfied, on the basis of oral evidence given on oath by the applicant, that there is a reasonable prospect that the applicant might, in proceedings for the offence to which the notice relates, successfully argue that the offence was trifling (in which case the Court must order that the period of disqualification or suspension be reduced to a period of 1 month); or
(ii)	the offence to which the notice relates is a category 3 offence and the Court is satisfied, on the basis of oral evidence given on oath by the applicant, that there is a reasonable prospect that the applicant would, in proceedings for the offence to which the notice relates, be acquitted of the offence but the evidence before the Court suggests that the applicant may be guilty of a category 2 offence (in which case the Court must order that the period be reduced to a period of 6 months).
(3)	The application must be commenced by lodging written application with the Magistrates Court, in the form prescribed by rules of the Court, setting out the grounds on which the application is made and particulars of the evidence that will be relied on by the applicant.
(4)	The Commissioner of Police—
(a)	must be served, by an applicant for an order under this section, with a copy of the application as soon as practicable after the application is made; and
(b)	is a party to the application; and
(c)	may (but is not required to) appear at the hearing represented by legal counsel or a police officer.
To apply for a review go to website <a href="http://www.courts.sa.gov.au">www.courts.sa.gov.au</a> , Magistrates Court section, obtain an application form and information on how to lodge your application or contact the Magistrates Court Call Centre on 8204 2444 between 8.30 am and 5.30 pm Monday to Friday.	

EXCEED SPEED BY 45 KM/H OR MORE - Section 45B of the Road Traffic Act 1961	
<b>Cancellation of Licence Suspension / Disqualification - Road Traffic Act 1961, Section 45B</b>	
(6)	If a person is given a notice of licence disqualification or suspension in accordance with subsection (1) and the expiration notice referred to in that subsection is withdrawn or the person elects to be prosecuted in accordance with the <i>Expiation of Offences Act 1996</i> —
(a)	the notice of licence disqualification or suspension is cancelled (and, if the relevant period has commenced, any licence held by the person at the commencement of the relevant period is taken to be in force again);
If you seek a <b>withdrawal</b> of the expiration notice, please provide evidence verified by statutory declaration and forward to Manager, Expiation Notice Branch, GPO Box 2029, Adelaide 5001. The evidence must be received by the Expiation Notice Branch before the due date for payment specified in the expiration notice or expiration reminder notice.	
If you wish to <b>elect to be prosecuted</b> , please complete, sign and post the appropriate portion of the expiration notice to the Manager, Expiation Notice Branch, GPO Box 2029, Adelaide, 5001. The election form must be received by the Expiation Notice Branch before the due date for payment specified in the expiration notice or expiration reminder notice.	
The notice of suspension or disqualification will remain in force unless the expiration notice is withdrawn or until a correctly completed election to be prosecuted form is received at Expiation Notice Branch.	
For <b>exceed speed enquiries</b> contact the Expiation Notice Branch between 9.00 am and 5.00 pm Monday to Friday, on the telephone number accessible at website <a href="http://www.police.sa.gov.au">www.police.sa.gov.au</a> or write to the Manager, Expiation Notice Branch, South Australia Police, GPO Box 2029, Adelaide SA 5001.	

- (2) Schedule 1, Form 7—delete  
 "http://www.police.sa.gov.au/sapol/services/expiations/expiation\_notice\_faqs.jsp" and substitute:

<https://www.police.sa.gov.au/services-and-events/expiations/dealing-with-a-notice>

**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 14 January 2016

No 6 of 2016

MTR/15/065

## SENDING COPY?

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- 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.

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Fax Transmission: (08) 8207 1040

Phone Enquiries: (08) 8207 1045

### NOTE:

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

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## CITY OF PLAYFORD

ROADS (OPENING AND CLOSING) ACT 1991

*Proposed Walkway Closure—Davey Street to Daniel Street, Elizabeth Park*

NOTICE is hereby given pursuant to Section 10 of the Roads (Opening and Closing) Act 1991, that the City of Playford proposes to make a Road Process Order to close the walkway situated between Davey Street and Daniel Street, Elizabeth Park subject to any easements that may be required. The portion of walkway to be closed is described as Allotment 1128 in Deposited Plan 6664 and delineated in Preliminary Plan 15/0039.

The walkway to be closed marked 'A' on the plan is to be merged with adjoining land described as Allotment 20 in Deposited Plan 5558 in Certificate of Title 5824/608. The walkway to be closed marked 'B' on the plan is to be merged with adjoining land described as Allotment 210 in Deposited Plan 94463 in Certificate of Title 6147/734.

A copy of the plan and statement of persons affected are available for public inspection at Playford Civic Centre, 10 Playford Boulevard, Elizabeth; Playford Operations Centre, 12 Bishopstone Road, Davoren Park and the office of the Surveyor-General, 101 Grenfell Street, Adelaide during normal office hours.

Any application for easement or objection must be made in writing within 28 days from 14 January 2016, to the Council at 12 Bishopstone Road, Davoren Park, S.A. 5113 and the Surveyor-General at G.P.O. Box 1354, Adelaide, S.A. 5001, and must set out the full name, address and details of the submission. Where a submission is made, Council will give notification of a meeting at which the matter will be considered.

Enquiries relating to this proposal can be directed to Laura Tully on 8256 0138.

Dated 14 January 2016.

M. HEMMERLING, Chief Executive Officer

## CITY OF PORT LINCOLN

TUNARAMA 2016 FESTIVAL—22-26 JANUARY 2016

*Temporary Road Closure*

COUNCIL declares that the activities associated with the Tunarama Festival 2016, 22-26 January 2016, are events to which Section 33 (1) of the Road Traffic Act 1961 applies and hereby makes an order directing the temporary closure of roads over that period as follows:

*Festival Site Locations*

Tasman Terrace: Adelaide Place to Eyre Street—5 p.m. Friday, 22 January 2016 until 7 p.m. Tuesday, 26 January 2016 (includes all hours between).

Eyre Street: North of Tasman Terrace Intersection—5 p.m. Friday, 22 January 2016 until 7 p.m. Tuesday, 26 January 2016 (includes all hours between).

Tasman Terrace Town Jetty Car Park Area—2 p.m. Saturday, 23 January 2016 until 7 p.m. Tuesday, 26 January 2016 (includes all hours between).

Bligh Street: North of Centre Island to Foreshore Kerb—5 p.m. until 9.30 p.m. Friday, 22 January 2016 in order to conduct a 'Show n Shine' Vehicle Exhibit.

Port Lincoln Town Jetty and Approaches—2 p.m. until 11 p.m. Saturday, 23 January 2016 for the purpose of conducting the annual Tunarama Fireworks display—also a 200 m radius watercraft exclusion zone around the centre point of the Town Jetty during the same period.

*2016 Telstra Tunarama Street Procession:  
Saturday, 23 January 2016, 11 a.m.-2 p.m.*

Lincoln Place: From Intersection with Adelaide Place to Mortlock Terrace

Mortlock Terrace: From Intersection with Boston Street to Intersection with Liverpool Street

Liverpool Street, Hallett Place and Lincoln Highway: From Intersection with Bligh Street/Mortlock Terrace to Intersection with Light Street/Flinders Highway and all Roundabouts thereon

Light Street: From Intersection with Flinders Highway/Lincoln Highway to Intersection with Tasman Terrace and all Roundabouts thereon

Tasman Terrace: From Intersection with Light Street to Intersection with Bligh Street and all Roundabouts thereon

Bligh Street: From Intersection with Tasman Terrace to Intersection with Liverpool Street and all Roundabouts thereon.

Edinburgh Street: From intersection with Mortlock Terrace at end of Procession to allow disembarking for a 30 minute period.

That persons taking part in the events are exempt, in relation to the roads and road-related areas mentioned above, from the duty to observe the Australian Road Rules as specified by the Minister for Transport.

R. DONALDSON, Chief Executive Officer

## UNCLAIMED MONEYS ACT 1891

*Register of Unclaimed Monies held by Stuart Petroleum Pty Ltd for year ended 2008*

Name of Owner and Last Known Address	Total Amount Due to Owner \$	Description of Unclaimed Moneys	Date of Cheque
AAVA Pty Ltd, Unit 4 19 Harriette Street Neutral Bay NSW 2089	94.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
AFV Nominees Pty Ltd, (AFV Pelican Retirement Account), Bentleys Level 3 31 Market Street Sydney NSW 2000	430.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Christopher Alexander, 35 Symons Avenue Hoppers Crossing Vic 3029	40.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Cheryl Leigh Allen, 6 Leahy Street Port Augusta SA 5700	25.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
William Anderson, 3 Creslin Terrace Camden Park SA 5038	18.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Janice Elaine Baker and Doctor Anthony John Stimson (Baker Stimson Family Account), 15 Kanmantoo Road Aldgate SA 5154	460.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Susan Bellussi, 73A Planet Street Carlisle WA 6101	50.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Kane A Bennett, Unit 1 5 Emerald Avenue Mount Pleasant WA 6153	64.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Neil Donald Bird, PO Box 891 Normanville SA 5204	40.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Bresso Holdings Pty Ltd, PO Box 228 Erindale Centre ACT 2903	400.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Heather Broughton, Unit 7 47 Johnston St Port Melbourne Vic 3207	53.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Adrian Mark Brown, 16 Temple Street Brunswick West Vic 3055	60.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Christopher John Brown, 8 Baxters Street Seaford SA 5169	36.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Jeannie-Louise Brown, 51 Grey Street Bayswater WA 6053	13.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Adam Vander Bruggen, 1 Leahy Court Leeming WA 6149	80.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Cantam Pty Ltd, (Zayec Super Fund Account), PO Box 6681 Melbourne Vic 8008	154.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Elizabeth Carey, 58 Yeronga Avenue Kensington Park SA 5068	50.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Craddock Securities Pty Ltd, PO Box 209 Oaklands Park SA5046	10.82	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Neil Crowther, 4 Oronsay Drive North Haven SA 5018	20.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
John Edward Daniel and Phyllis Joy Daniel, Shop 21 Forster Shopping Village Breese Parade Forster NSW 242	54.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
John Davis, 63 Kittel Street Whyalla SA 5600	20.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Rinaldo De Paolis, 140 Main Street Osborne Park WA 6017	60.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Stuart Ross Dow and Evelyn Dawn Dow, 9/18 Yeates Street Mount Gambier SA 5290	47.40	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Cecil James Dunn and Dorothea Joan Dunn, (Andrew John Coventry Account), PO Box 145 Birdwood SA 5234	24.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Michael John Fatchen and Christine Fatchen, Long Byre Borrass Road Borrass Wrexham CLWYD LL13 9T UK	357.14	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08

Name of Owner and Last Known Address	Total Amount Due to Owner \$	Description of Unclaimed Moneys	Date of Cheque
Patricia Finney, PO Box 256 Applecross WA 6153	260.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Leo Fontaine and Mary-Ann Fontaine, 23 Barula Road Marino SA 5049	124.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Pamela Faye Foreman, Forestalls Cottage Lough Cutra Estate Gort Co Galway Ireland	30.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Richard Mottram Forster, 724 Rolling Ridges Road RD 4 Timaru NZ	400.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
George Gardiakos and Athanasia Soula Gardiakos, 22 Murdock Avenue North Plympton SA 5037	40.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Elizabeth Sondra, Gebler-Hughes 106 Old Mount Barker Road Stirling SA 5152	30.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Belinda Lea Gibbons, 22 Jordan Close Mount Colah NSW 2079	20.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Jeffrey Mark Gistitin, 35 Allens Parade Lennox Head NSW 2478	20.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Nicholas Grace, c/o Andrew Mouat BT Securities (AUST) Ltd, Level 24 367 Collins Street Melbourne Vic 3000	400.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Hamish Charles Gray, 28 Atkinson Way Karratha WA 6714	400.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Kathy Grouios, 54 Dehnert Street Doncaster East Vic 3109	400.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Louise Hannon and Laurence Joseph Hannon, 28 Mcharg Road Happy Valley SA 5159	11.10	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Hilda Margaret Hawker, PO Box 166 Watervale SA 5452	20.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Andrew Ikin, 7 Gilleston Court Balhannah SA 5242	40.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Gary Robert Inglis, (GR Inglis Super Fund Account), 25 East Terrace Loxton SA 5333	24.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Robin Phillip James, Greenslade 6 The Avenue Medindie SA 5081	140.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Penny Jay Johnson, PO Box 2344 Port Adelaide SA 5015	56.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Hayden Mark Jones, 12 Estcourt Road Tennyson SA 5022	120.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Herbert Michael Kawalla and Jenni Jutta Kawalla, 38 Terry Street Albion Park NSW 2527	19.40	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Victor Koehn and Desiree Magaret Koehn, 49 Clyde Avenue Lockleys SA 5032	20.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Shane George Kokotis, 59 Fulham Park Drive Lockleys SA 5032	50.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Christos Michael Kondogiannis and Maureen Patricia Sarbach, (CMK Super Fund Account), 15 Wimba Avenue Kew Vic 3101	30.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Wendy Carol Krstic, Unit 1B Second Avenue Mount Lawley WA 6050	26.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Anthony La Torraca, 16 Amaroo Avenue Elanora Heights NSW 2101	40.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Emma Anne Leslie and Amanda Jane Leslie, 77 Longview Road North Balwyn Vic 3104	40.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Sarah Levingston, 11 Sydney Road East Lindfield NSW 2070	400.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08

Name of Owner and Last Known Address	Total Amount Due to Owner \$	Description of Unclaimed Moneys	Date of Cheque
Sheri Lee Martin, RMB 1043 Mooroopna Vic 3629	20.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Daniel McCartney, 24 Hillview Road Kingswood SA 5062	20.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Jason Robert Mchugh and Cathryn Anne Hanlon, 5 Eppalock Court Kialla Vic 3631	110.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Robyn Anne McLean, PO Box 256 Applecross WA 6153	80.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Mary Metcalfe, 4 Chaucer Way Karori Wellington NZ	80.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Margaret Lorraine Milne, PO Box 311 Belonnen ACT 2617	160.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Michele Suzanne Monk and Robyn Linda Stuart and Belinda Michele Keyworth, 49 Nicholls Road Daisy Hill Vic 3465	50.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Peter Seuk-Min Moon, Level 1 54 Oxford Street Darlinghurst NSW 2010	80.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Russell Deane Morrison, 29 Osmond Terrace Fullarton SA 5063	20.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Jocelyn Frances Munro and Jillian Margaret Moore, (JF Munro Account), c/o 724 Rolling Ridges Road RD 4 Timaru 8621 NZ	160.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Shane David Nankivell, 526 Cummins Street Broken Hill NSW 2880	12.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
John Leslie Newman and Barbara Ruth Newman, 24 Labrina Avenue Prospect SA 5082	40.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
David Leslie Niesche and Ronald George Giri, Unit 2 13 Eric Street Como WA 6152	40.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Veronica Joan O'callaghan, Unit 6 28 Cutbush Road Everton Park Qld 4053	100.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Bernard John O'Dea, 4 Clarence Street Shepparton Vic 3630	20.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Jamie Ogilvi and Dee Heinemann and Craig Witherdin, 608 Maroon Road Tamworth NSW 2340	40.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Pauline Mary Otto, 24 Hicks Avenue Mascot NSW 2020	20.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Ronald Herbert Palmer and Alice May Palmer, 26 Fraser Street Lower Mitcham SA 5062	20.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Panga Pty Ltd, c/o J Shervington Salter Power Shervington, 1311 Hay Street West Perth WA 6872	40.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Beverley Janice Peters, 49 Long Island Pass Connolly WA 6027	97.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Robert Nelson Phillips and Kerry Annette Phillips, 313 Adelaide Road Murray Bridge SA 5253	80.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Graham John Pike, 4 North St Marino SA 5049	48.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Polyfab Engineering Pty Ltd, 30 Captain Pipers Road Vacluse NSW 2030	400.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Mark William Powney and Katrina Marde Woodger, 47 Liverpool Street Eight Mile Plains Qld 4113	54.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Ranger Brook Pty Ltd, c/o John Pearce, PO Box 8419 Stirling Street Perth WA 6849	100.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Mohammed Antonio Reese, 21 Banksia Street Clayton Vic 3168	36.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08

Name of Owner and Last Known Address	Total Amount Due to Owner \$	Description of Unclaimed Moneys	Date of Cheque
Lee Bremner Reid, 45 Plassey Street Havelock North 4130 NZ	28.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Jason Lister Rengger, 9 Greville Street Chatswood NSW 2067	10.60	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Daniel Paul Ricci, 29 Tabitha Drive Athelstone SA 5076	74.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Laurance John Ryan, Unit 14 18 Quinn Street Preston Vic 3072	360.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Phillip Christensen, (Est Gary Sellers Account), Unit 7 5 Elizabeth Street Sydney NSW 2000	40.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Lokarani Shanthakumar, 12 Leffern Court Carrum Downs Vic 3201	80.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Rodney Cameron Sherwood and Gaynor Louise Gardiner-Sherwood, 46 Evandale Road Floreat WA 6014	40.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Amreek Singh, 6 Musgrove Court Greensborough Vic 3088	40.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Kylie Ann Smith, 90 Fairbairn Road Busselton WA 6280	58.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Rebecca Leigh Smith, 17 Goolman Street Chapel Hill Qld 4069	60.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Grantley John Souter, PO Box 2252 Kent Town SA 5067	55.56	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Maria Stefanic and Sandra Helen Stefanic, PO Box 267 Unanderra NSW 2526	40.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Sally Anne Stephen, (Madeleine Anne Stephen Account), 16 Elleslie Grove Warrnambool Vic 3280	32.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Jon Stringer, 8 Carman Street Redwood Park SA 5097	40.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Bradley John Swain and Vicki Jane Elizabeth Swain, (Swain Family S/F Account), Lot 4 Howe Road Traveston Qld 4570	40.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Ida Tirimacco, (Regina Family Account), 44 Central Avenue Magill SA 5072	20.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Patrick Tracey, 9 Lister Crescent Shepparton Vic 3630	260.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Ross Vasi, 5 High Street Violet Town Vic 3669	15.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Jacqueline Marie Verbena, 145 Williams Road Millicent SA 5280	27.60	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Trudy Therese Waddell, PO Box 7118 Bundaberg Qld 4670	26.32	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Janene Wager, 16 Parkview Drive Mawson Lakes SA 5095	17.40	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
John William Walker Apartment, 701 53 Bay Street Tweed Heads NSW 2485	20.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Klaus Wiegel, Unit 1 12 Wattle Road Hawthorn Vic 3122	30.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Winifred Wildish, 6 Rupert Street Parkdale Vic 3194	20.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08
Sou Moi Young and Sou Fung Ng, (Zoraida) Unit 9 53 Duet Drive Mermaid Beach Qld 4218	100.00	Unpresented cheque for dividend paid on shares in Stuart Petroleum Pty Ltd	19.9.08

## UNCLAIMED MONEYS ACT 1891

*Register of Unclaimed Monies held by Wakefield Regional Council (ABN 97 171 984 493)*

Name of Owner on Books	Total Amount Due to Owner \$	Description of Unclaimed Moneys	Date Payable
Charles Henery Angel, Thomas Pym, Andrew Kelly Parker, John Henry Acland Carslake and Elijah Carter	9 015.56	Sale Proceeds of property for non-payment of rates (S184 Auction 28.9.07)	7.5.08
Edward Wall	5 359.21	Sale Proceeds of property for non-payment of rates (S184 Auction 28.9.07)	7.5.08

# ATTENTION

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

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

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