



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

Department of the Premier and Cabinet
Adelaide, 31 March 2016

HIS Excellency the Governor directs it to be notified for general information that he has in the name and on behalf of Her Majesty The Queen, this day assented to the undermentioned Acts passed by the Legislative Council and House of Assembly in Parliament assembled, viz.:

No. 10 of 2016—Motor Vehicles (Trials of Automotive Technologies) Amendment Act 2016. An Act to amend the Motor Vehicles Act 1959.

No. 11 of 2016—Occupational Licensing National Law (South Australia) Repeal Act 2016. An Act to repeal the Occupational Licensing National Law (South Australia) Act 2011 and to provide for related matters.

By command,

JAY WILSON WEATHERILL, Premier

DPC06/0875

Department of the Premier and Cabinet
Adelaide, 31 March 2016

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

Member: (from 31 March 2016 until 30 March 2018)
Gerardine Mary Mulhearn

By command,

JAY WILSON WEATHERILL, Premier

MECD16/021

Department of the Premier and Cabinet
Adelaide, 31 March 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable John Robert Rau, MP, Deputy Premier, Attorney-General, Minister for Justice Reform, Minister for Planning, Minister for Industrial Relations, Minister for Child Protection Reform, Minister for the Public Sector, Minister for Consumer and Business Services and Minister for the City of Adelaide to be also Acting Premier for the period from 4 April 2016 to 10 April 2016 inclusive, during the absence of the Honourable Jay Wilson Weatherill, MP.

By command,

JAY WILSON WEATHERILL, Premier

DPC16/032CS

Department of the Premier and Cabinet
Adelaide, 31 March 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable John Robert Rau, MP, Deputy Premier, Attorney-General, Minister for Justice Reform, Minister for Planning, Minister for Industrial Relations, Minister for Child Protection Reform, Minister for the Public Sector, Minister for Consumer and Business Services and Minister for the City of Adelaide to be also Acting Premier for the period from 18 July 2016 to 24 July 2016 inclusive, during the absence of the Honourable Jay Wilson Weatherill, MP.

By command,

JAY WILSON WEATHERILL, Premier

DPC16/031CS

Department of the Premier and Cabinet
Adelaide, 31 March 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Kyam Joseph Maher, MLC, Minister for Employment, Minister for Aboriginal Affairs and Reconciliation, Minister for Manufacturing and Innovation, Minister for Automotive Transformation and Minister for Science and Information Economy to be also Acting Deputy Premier, Acting Attorney-General, Acting Minister for Justice Reform,

Acting Minister for Industrial Relations, Acting Minister for Child Protection Reform, Acting Minister for the Public Sector and Acting Minister for Consumer and Business Services for the period from 23 April 2016 to 29 April 2016 inclusive, during the absence of the Honourable John Robert Rau, MP.

By command,

JAY WILSON WEATHERILL, Premier

DPR0002/16CS

Department of the Premier and Cabinet
Adelaide, 31 March 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Stephen Campbell Mullighan, MP, Minister for Transport and Infrastructure and Minister for Housing and Urban Development to be also Acting Minister for Planning and Acting Minister for the City of Adelaide for the period from 23 April 2016 to 29 April 2016 inclusive, during the absence of the Honourable John Robert Rau, MP.

By command,

JAY WILSON WEATHERILL, Premier

DPR0002/16CS

Department of the Premier and Cabinet
Adelaide, 31 March 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Ian Keith Hunter, MLC, Minister for Sustainability, Environment and Conservation, Minister for Water and the River Murray and Minister for Climate Change to be also Acting Minister for Agriculture, Food and Fisheries, Acting Minister for Forests, Acting Minister for Tourism, Acting Minister for Recreation and Sport and Acting Minister for Racing for the period from 4 April 2016 until 11 April 2016 inclusive, during the absence of the Honourable Leon William Kennedy Bignell, MP.

By command,

JAY WILSON WEATHERILL, Premier

16MAFF0016

Department of the Premier and Cabinet
Adelaide, 31 March 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Susan Elizabeth Close, MP, Minister for Education and Child Development and Minister for Higher Education and Skills to be also Acting Minister for Investment and Trade, Acting Minister for Small Business, Acting Minister for Defence Industries and Acting Minister for Veterans' Affairs for the period from 4 April 2016 until 15 April 2016 inclusive, during the absence of the Honourable Martin Leslie James Hamilton-Smith, MP.

By command,

JAY WILSON WEATHERILL, Premier

16MINT/205CS

Department of the Premier and Cabinet
Adelaide, 31 March 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Stephen Campbell Mullighan, MP, Minister for Transport and Infrastructure and Minister for Housing and Urban Development to be also Acting Minister for Regional Development and Acting Minister for Local Government for the period from 4 April 2016 to 11 April 2016 inclusive, during the absence of the Honourable Geoffrey Graeme Brock, MP.

By command,

JAY WILSON WEATHERILL, Premier

16MRD01CS

Department of the Premier and Cabinet
Adelaide, 31 March 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint Edwin Michael Corboy to the office of Judge of the Supreme Court of South Australia on an auxiliary basis, for a period commencing on 31 March 2016 and expiring on 30 June 2016, it being a condition of appointment that the powers and jurisdictions of the office should only be exercised during the time or times the actual duties are being undertaken, but at no other time throughout the period of appointment, pursuant to the Judicial Administration (Auxiliary Appointments and Powers) Act 1988.

By command,

JAY WILSON WEATHERILL, Premier

AGO0046/16CS

Department of the Premier and Cabinet
Adelaide, 31 March 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint Paul Vincent Slattery, Wayne Cromwell Chivell and Barry Francis Beazley to the office of Judge of the Supreme Court of South Australia on an auxiliary basis, for a period commencing on 31 March 2016 and expiring on 30 June 2017, it being a condition of appointment that the powers and jurisdictions of the office should only be exercised during the time or times the actual duties are being undertaken, but at no other time throughout the period of appointment, pursuant to the Judicial Administration (Auxiliary Appointments and Powers) Act 1988.

By command,

JAY WILSON WEATHERILL, Premier

AGO0046/16CS

Department of the Premier and Cabinet
Adelaide, 31 March 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the people listed as sessional Ordinary Members of the South Australian Civil and Administrative Tribunal for periods specified, pursuant to the provisions of the South Australian Civil and Administrative Tribunal Act 2013:

For a three year term commencing on 31 March 2016 and expiring on 30 March 2019

Elizabeth Mary Bishop
John Irving
Christopher Edwin Larkin
Alexander Lazarevich
David Roland Rupert Parker
David John Rathman
Margaret Anne Rischbieth
Helen Ward
Denise Jean Watkins

For a five year term commencing on 31 March 2016 and expiring on 30 March 2021

James David Hundertmark

By command,

JAY WILSON WEATHERILL, Premier

AGO0047/16CS

Department of the Premier and Cabinet
Adelaide, 31 March 2016

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 31 March 2016 and expiring on 30 March 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.

Terry Gordon Cameron
Carla Samantha Leversedge
Karlene Ann Maywald
Ronald Gerard Meddens
Wayne John Neate
Helen Margaret Slater

By command,

JAY WILSON WEATHERILL, Premier

JP16/004CS

Department of the Premier and Cabinet
Adelaide, 31 March 2016

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 31 March 2016 and expiring on 30 March 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.

Darren Peter Bacchus
James Edward Bailey
Penny Jane Bennett
Daniel Ashley Carter
Awa Ani Chibikwa
Trudy Estelle Dalgetty
Andrew John Davis
Vijaya Durga Dhanekula
Peter Lindley Farley
Margaret Gilding
Phillip Michael Heaslip
Jody Ann Hickey
Alexandra Holeva
Vera Marie Holt
Michelle Ann Holthouse
Raymond John Kemp
Tyson Kinnane
Andrew Simeon Kulikovskiy
Rodney Desmond Moore Lovell
Sean Pearse McIllduff
Rowan Lee Marra
Katie Marie Meadow
John Stephen Middleton
Robert William Phillips
Maria Clemencia Piedrahita Gomez
Ryan Raygan
Daryle Ronald Roberts
Silvana Antonia Rodella
Robyn Therese Rosemane
Lee-ann Judith Sandercock
Anish Bharat Shah
Matthew David Shilling
Sarah Jane Simpson
Arshdeep Singh
Greg Campbell Smith
Scott Edward Smith
Trevor Charles Morton Smith
Shannon Victor Spadavecchia
Nicole Deanne Stephenson
Garry Frederick Taylor
Luke Wakefield Tonkin
David James Venner
Colin David White
Sandra Williams
Aldona Willis
Christine Joy Wood
John Paul Edward Woodward
Joanna Louise Wright
Siu Keung Terence Wu
Sirui Zhang

By command,

JAY WILSON WEATHERILL, Premier

JP16/003CS

ASSOCIATIONS INCORPORATION ACT 1985

ORDER PURSUANT TO SECTION 42 (2)

Dissolution of Association

WHEREAS the Corporate Affairs Commission ('the Commission'), pursuant to Section 42 (1) of the Associations Incorporation Act 1985 ('the Act'), is of the opinion that the undertaking or operations of Cowell Cottages Incorporated ('the Association') being an incorporated association under the Act are being carried on, or would more appropriately be carried on by a subsidiary under the Local Government Act 1999 and whereas the Commission was on 24 November 2015, requested by the Association to transfer its undertaking to the Local Government Act 1999, the Commission, pursuant to Section 42 (2) of the Act does hereby order that on 23 March 2016, the Association will be dissolved, the property of the Association becomes the property of the Local Government Act 1999 and the rights and liabilities of the Association become the rights and liabilities of the Local Government Act 1999.

Given under the seal of the Commission at Adelaide, 24 March 2016.

R. ALOI, A Delegate of the Corporate Affairs Commission

DEVELOPMENT ACT 1993

Amendment to the Prospect (City) Development Plan

ERRATUM

IN the *Government Gazette* No. 16 of 2016, dated 17 March 2016, page 1009, eighth line down, the notice appearing contained a typographical error:

The words 'except were associated with supported accommodation' should have read 'except where associated with supported accommodation'.

A. GREAR, Manager Strategic and Development Planning
Investment Management Directorate
Department of Planning, Transport and Infrastructure
as Delegate for John Rau, Minister for Planning

FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE note that the notice made under Section 79 of the Fisheries Management Act 2007, dated 18 December 2015, and published in the *South Australian Government Gazette* dated 24 December 2015 on page 5304 being the sixth notice on that page, referring to the West Coast Prawn Fishery, is hereby varied such that it will not be unlawful for a person fishing pursuant to a West Coast Prawn Fishery licence to use prawn trawl nets in the waters specified in Schedule 1, under the conditions specified in Schedule 2, during the period specified in Schedule 3.

SCHEDULE 1

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

SCHEDULE 2

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

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

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

- (a) A total of 14 nights of fishing are completed;
- (b) The average catch per vessel, per night (for all three vessels) drops below 300 kg for two consecutive nights;
- (c) The average prawn 'bucket count' for all three vessels exceeds 250 prawns per bucket on any single fishing night in the Venus Bay area; or
- (d) The average prawn 'bucket count' for all three vessels exceeds 270 prawns per bucket on any single fishing night in the Ceduna area.
- (e) The average prawn 'bucket count' for all three vessels exceeds 240 prawns per bucket on any single fishing night in the Coffin Bay area.

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

5. No fishing activity may be undertaken after the expiration of 30 minutes from the prescribed time of sunrise and no fishing activity may be undertaken before the prescribed time of sunset for Adelaide (as published in the *South Australian Government Gazette* pursuant to the requirements of the Proof of Sunrise and Sunset Act 1923) during the period specified in Schedule 3.

SCHEDULE 3

Commence at sunset on 1 April 2016 and end after the expiration of 30 minutes from sunrise on 14 April 2016.

Dated 30 March 2016.

A. JONES, Acting Prawn Fisheries Manager
Delegate of the Minister for Agriculture,
Food and Fisheries

FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, Ronald Newchurch of 52 Songvaar Road, Port Victoria, S.A. 5573 (the 'exemption holder') or a person acting as his agent, is exempt from the provisions of Section 70 of the Fisheries Management Act 2007, and Regulation 4, Schedule 3 and Regulation 7, Schedule 6, Clauses 38 (a), Clause 61 (2) and Clause 72 (a) of the Fisheries Management (General) Regulations 2007, but only insofar as the exemption holder may use the gear specified in Schedule 1 (the 'exempted activity') within the waters described in Schedule 2, subject to the conditions set out in Schedule 3, from 25 March 2016 until 28 March 2016, unless varied or revoked earlier.

SCHEDULE 1

- 1 Gillnet (the maximum length of which does not exceed 50 metres, and minimum mesh size of 30 millimetres).

SCHEDULE 2

- Intertidal waters of Spencer Gulf adjacent to the Point Pearce Aboriginal Community at Point Pearce.

SCHEDULE 3

1. The use of the gear prescribed in Schedule 1 is for traditional Aboriginal fishing purposes only.

2. The fish captured by the exemption holder may be retained for domestic non-commercial communal needs and must not be sold.

3. All undersized fish must be returned to the water immediately.

4. The exemption holder must notify PIRSA Fishwatch on 1800 065 522 at least 2 hours prior to conducting the exempted activity and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of the exemption notice at the time of making the call, and be able to provide information about the area and time of the exempted activity, the vehicles and boats involved, the number of agents undertaking the exempted activity and other related questions. Exemption No. 9902847.

5. While engaged in the exempted activity the exemption holder must be in possession of a copy of this notice and such a notice must be produced to a PIRSA Fisheries Officer if requested.

6. 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.

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

Dated 23 March 2016.

S. SLOAN, Director Fisheries and Aquaculture Policy
Delegate of the Minister for
Agriculture and Fisheries

GEOGRAPHICAL NAMES ACT 1991

Notice to Alter the Boundaries of Places

NOTICE is hereby given pursuant to Section 11B (1) (b) of the Geographical Names Act 1991, that I, MICHAEL BURDETT, Surveyor-General and Delegate appointed by Honourable Stephen Mullighan, Minister for Transport and Infrastructure, Minister of the Crown to whom the administration of the Geographical Names Act 1991 is committed DO HEREBY:

1. Exclude from **GUM CREEK STATION** and add to **FLINDERS RANGES** that area marked (A) on the enclosed plan.
2. Exclude from **FLINDERS RANGES** and add to **GUM CREEK STATION** those areas marked (B) on the enclosed plan.

Copies of the plan showing the extent of the subject area can be viewed at the Office of the Surveyor-General, 101 Grenfell Street, Adelaide or the Land Services web-site at www.sa.gov.au/landservices/namingproposals

Dated 24 March 2016.

M. BURDETT, Surveyor-General, Department of Planning, Transport and Infrastructure
DPTI 2015/06718/01

MINING ACT 1971

Notice pursuant to Section 28 (5) of the Mining Act 1971

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

Applicant: Terramin Australia Limited.
Location: Langhorne Creek Area—Approximately 60 km south-east of Adelaide.
Term: 2 years.
Area in km²: 233.
Reference: 2015/00017.

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

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

J. MARTIN, Mining Registrar

MINING ACT 1971

Notice pursuant to Section 28 (5) of the Mining Act 1971

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

Applicant: Cauldron Energy Limited, Daewoo International Australia Pty Ltd, Resources Investments (Marree) Pty Ltd, Kores Australia Marree Pty Ltd.
Location: Camp Hill Area—Approximately 130 km east of Marree.
Pastoral Lease: Murnpeowie, Moolawatana, Mount Freeling.
Term: 2 years.
Area in km²: 760.
Reference: 2015/00147.

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

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

J. MARTIN, Mining Registrar

MINING ACT 1971

Notice pursuant to Section 28 (5) of the Mining Act 1971

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

Applicant: Cauldron Energy Limited, Daewoo International Australia Pty Ltd, Resources Investments (Marree) Pty Ltd, Kores Australia Marree Pty Ltd.
Location: Blanchewater Hill Area—Approximately 130 km east-north-east of Marree.
Pastoral Lease: Murnpeowie.
Term: 2 years.
Area in km²: 809.
Reference: 2015/00148.

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

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

J. MARTIN, Mining Registrar

MINING ACT 1971

Notice pursuant to Section 28 (5) of the Mining Act 1971

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

Applicant: Ark Energy Pty Ltd.
Location: Arckaringa Area—Approximately 130 km north-north-east of Coober Pedy.
Pastoral Lease: Allandale, Arckaringa, Todmorden
Term: 2 years.
Area in km²: 991.
Reference: 2015/00227.

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

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

J. MARTIN, Mining Registrar

MINING ACT 1971

Notice pursuant to Section 28 (5) of the Mining Act 1971

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

Applicant: DiamondCo Limited.
Location: Nilpinna Area—Approximately 105 km south-east of Oodnadatta.
Pastoral Lease: Nilpinna, The Peake.
Term: 2 years.
Area in km²: 66.
Reference: 2015/00239.

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

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

J. MARTIN, Mining Registrar

MINING ACT 1971

Notice pursuant to Section 28 (5) of the Mining Act 1971

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

Applicant: Endeavour Copper Gold Pty Ltd.
 Location: Hicks Well Area—Approximately 25 km north-west and 45 km east-south-east of Tarcoola.
 Pastoral Lease: North Well, Wilgena.
 Term: 2 years.
 Area in km²: 150.
 Reference: 2015/00241.

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

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

J. MARTIN, Mining Registrar

MINING ACT 1971

Notice pursuant to Section 28 (5) of the Mining Act 1971

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

Applicant: Tunkillia Gold Pty Ltd.
 Location: Cooritta Hill Area—Approximately 70 km south-east of Tarcoola.
 Pastoral Lease: North Well, Lake Everard.
 Term: 2 years.
 Area in km²: 367.
 Reference: 2015/00246.

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

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

J. MARTIN, Mining Registrar

NATIONAL ENERGY RETAIL LAW

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

Under s 256, the making of a draft determination and related draft rule on the *Meter read and billing frequency* proposal (Ref. RRC0006). Written requests for a pre-determination hearing must be received by **7 April 2016**. Submissions must be received by **12 May 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.

Written requests should be sent to submissions@aemc.gov.au and cite the reference in the title. Before sending a request, please review the AEMC's privacy statement on its website.

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

Australian Energy Market Commission

Level 6, 201 Elizabeth Street
 Sydney NSW 2000

Telephone: (02) 8296 7800

www.aemc.gov.au

31 March 2016.

DETERMINATION OF THE REMUNERATION TRIBUNAL

NO. 5 OF 2016

Annual Review of Remuneration for Members of the Judiciary, Members of the Industrial Relations Court and Commission, the State Coroner and Commissioners of the Environment, Resources & Development Court

Scope of Determination

The Remuneration Tribunal is given jurisdiction under Section 13 of the Remuneration Act 1990 ('the Act'), to determine the remuneration payable to the judiciary and holders of the public offices listed in that section of the Act (and Clause 1 of this Determination). Section 8 of the Act requires the Tribunal to review any previous determination of remuneration made under the Act at least once per year.

This Determination sets out the salaries payable to the members of the judiciary and the holders of those public offices listed in Section 13 of the Act.

1. Salary

1.1 Members of the Judiciary

1.1.1 Annual salaries and allowances for the following members of the judiciary will be:

	Salary \$ per annum
Chief Justice of the Supreme Court	471 270
Puisne Judges of the Supreme Court	420 810
Masters of the Supreme Court	371 610
Chief Judge of the District Court	420 810
Other District Court Judges	371 610
Masters of the District Court	328 190
Chief Magistrate	345 840
Deputy Chief Magistrate	322 410
Supervising Magistrates	314 380
Assistant Supervising Magistrate of the Adelaide Magistrates Court	308 100
Stipendiary Magistrates	293 090
Supervising Industrial Magistrate	293 090
Other Industrial Magistrates	293 090
Senior Judge, Youth Court and Senior Judge, Environment Resources and Development Court, appointed as such, paid the allowance shown for as long as that person continues to perform such duties and is designated as 'Senior'	10 410
Stipendiary Magistrate directed by the Chief Magistrate with the concurrence of the Attorney- General to perform special administrative duties in a region (Regional Manager) or in a residential country area (Country Resident Magistrate) paid the allowance shown for as long as that person continues to perform such duties	21 290

Stipendiary Magistrate directed by the Chief Magistrate with the concurrence of the Attorney-General to perform special administrative duties at a particular court (Magistrate-in-Charge) paid the allowance shown for as long as that person continues to perform such duties.....	8 280
Stipendiary Magistrate appointed Warden under the Mining Act 1971 as amended and performing the duties of Senior Warden paid the salary shown for as long as that person continues to perform such duties.....	308 820
Stipendiary Magistrate appointed as a Deputy State Coroner on a full-time ongoing basis paid the allowance shown for as long as that person continues to perform such duties.....	8 280
A judicial officer who is, or performs the duties of, a Senior Judge of the Industrial Relations Court, whom also holds the appointment, or performs the duties of the President of the Workers' Compensation Tribunal or the South Australian Employment Tribunal.....	395 970
A Judge of the Industrial Relations Court whom also holds the appointment, or performs the functions of, the President of the Industrial Relations Commission.....	390 440
Other Judges of the Industrial Relations Court who are members of the principal judiciary of that Court.....	371 610

1.1.2 Where a person is appointed as Acting Chief Justice of the Supreme Court or as Acting Chief Judge of the District Court and such appointment extends for a continuous period of more than one week, the person appointed shall be paid a salary equal to the salary specified herein for the Chief Justice or the Chief Judge, as appropriate, for the whole of the period the appointment is in effect.

1.2 Statutory Office Holders

1.2.1 Annual salaries for the following statutory office holders will be:

	Salary \$ per annum
The State Coroner whilst he continues to perform this function under his current conditions of employment	341 990
Deputy Presidents of the Industrial Relations Commission.....	323 110
Commissioners of the Industrial Relations Commission.....	280 990
Commissioners of the Environment, Resources and Development Court.....	280 990

2. Travelling and Accommodation Allowances

2.1 Travelling and Accommodation Allowances pursuant to the Tribunal's Determination No. 6 of 2015 shall continue to apply, as amended from time to time.

3. Communication Allowance

3.1 Communication Allowance pursuant to the Tribunal's Determination No. 6 of 2013 shall continue to apply, as amended from time to time.

4. Conveyance Allowance

4.1 Conveyance Allowance pursuant to the Tribunal's Determination No. 3 of 2015 shall continue to apply, as amended from time to time.

5. Date of Operation

5.1 All salaries and allowances prescribed in paragraph 1 are operative on and from 1 January 2016, with the exception of paragraph 5.2 of this Determination.

5.2 A judicial officer who is, or performs the duties of, a Senior Judge of the Industrial Relations Court, whom also holds the appointment, or performs the duties of the President of the Workers' Compensation Tribunal or the South Australian Employment Tribunal will be paid \$388 200 with an operative date of 14 December 2015. This salary will increase to \$395 970 on and from 1 January 2016 to allow for the 2% general increase applicable to judicial and other offices within this Determination.

Dated 23 March 2016.

J. LEWIN, President
N. VINCENT, Member
P. ALEXANDER, Member

REMUNERATION TRIBUNAL

REPORT RELATING TO DETERMINATION NO. 5 OF 2016

Annual Review of Remuneration for Members of The Judiciary, Members of the Industrial Relations Court and Commission, the State Coroner and Commissioners of the Environment, Resources & Development Court

1. Introduction

1.1 In accordance with the provisions of the Remuneration Act 1990 (SA) ('the Act'), the Remuneration Tribunal by letters dated 22 December 2015, invited those members of the judiciary and statutory office holders whose offices are listed under Section 13 of the Act, as well as those covered by relevant sections of the Fair Work Act 1994 (SA), to make submissions in relation to the remuneration of members of the judiciary and other office holders. The Tribunal also invited the Premier, as Minister responsible for the Act, to make submissions in the public interest.

2. Submissions

2.1 The Tribunal received written submissions from:

- the Judicial Remuneration Co-ordinating Committee ('JRCC') on behalf of the Chief Justice, Judges and Masters of the Supreme Court; the Chief Judge, Judges and Masters of the District Court; the Senior Judge, Judges and Magistrates of the Industrial Relations Court; the Chief Magistrate and the Magistrates of the Magistrates Court; the State Coroner and the Deputy State Coroners; the Commissioners of the Environment Resources and Development Court; and the President, Deputy Presidents and Commissioners of the Industrial Relations Commission;
- the Magistrates Association of South Australia ('MASA');
- the State Coroner;
- the Chief Magistrate;
- the Deputy Premier; and
- the Crown Solicitor's Office, on behalf of the Premier, in the public interest.

2.2 The Tribunal convened a hearing on 17 February 2016 to hear oral submissions. The following persons attended and made submissions:

- the Honourable Justice Tim Stanley, on behalf of the JRCC; and
- Ms Carly Cooper and Mr Ross Callow, on behalf of the Premier.

2.3 The JRCC submitted that the Tribunal should continue to set judicial salaries in a national framework, and in the national interest.

- 2.4 The JRCC presented their argument that, in conformity with that approach, the salary of a puisne judge of the Supreme Court of South Australia should be increased by 2% to \$420 810, to maintain parity with the annual salary paid to a judge of the Federal Court. The JRCC also submitted that the salaries of other judicial officers including judges of the District Court, Magistrates, the State Coroner and other statutory office holders as listed in Section 13 of Act, be increased by 2% to preserve the relativity that exists.
- 2.5 The JRCC made the submission that, in order to maintain South Australian judicial salaries at the same level as those of a Federal Court judge and within a national framework, the Tribunal should determine that the commencement date should be as of 1 January 2016.
- 2.6 The Magistrates Association of South Australia ('MASA') supported the submissions made by the JRCC. However, the letter also asked that the long standing relativity between members of the South Australian judiciary, which was not followed when the Tribunal handed down its determination in 2012, be restored. Subsequently, the JRCC also made an additional submission supporting MASA's relativity claim.
- 2.7 The State Coroner brought to the attention of the Tribunal that for a number of years preceding Determination No. 7 of 2012, the salary of the Coroner was at a constant level relative to that of a puisne judge of the Supreme Court, but as a consequence of Determination No. 7 of 2012, that former relativity was not maintained. Moreover, the State Coroner expressed his support for MASA's relativity claim.
- 2.8 The Chief Magistrate submitted that she is in support of MASA's claim and that restoration of the relativity that existed prior to 2012 would be appropriate and reasonable.
- 2.9 The Deputy Premier made a submission in order to raise an issue associated with the remuneration of His Honour Judge Jennings and His Honour Judge Hannon as provided in the Tribunal's Determination No. 5 of 2013. The Deputy Premier submitted that the remuneration of the offices occupied by those judicial officers should be associated with the position or public office and not the person. The JRCC responded accordingly and submitted that these determinations should not continue to provide for remuneration *in personam*, and that the remuneration should be fixed for the performance of the relevant judicial functions. It was submitted that this issue should be resolved immediately, having regard to the recent retirement of His Honour Judge Jennings. Furthermore, the JRCC submitted that His Honour Judge McCusker has not received the appropriate remuneration whilst performing the same functions as the Honourable Judge Jennings since 14 December 2015.
- 2.10 Ms Cooper, on behalf of the Premier, submitted that the Tribunal should consider and have regard to the following in its review of judicial remuneration:
- where appropriate in determining remuneration under the Remuneration Act 1990 (SA), the constitutional principle of judicial independence;
 - principles, guidelines, conditions, practices or procedures adopted by the Full Industrial Relations Commission of South Australia, including the State Wage Fixing Principles;
 - interstate and Federal salary levels, however it should place a greater emphasis on economic indicators applicable to South Australia, in particular, that judicial salaries have increased more quickly than the average South Australian workforce wage, and have increased more than twice the inflation rate; and
 - as a matter of principle, setting salaries in a national framework does not require uniformity or conformity.

2.11 Ms Cooper, on behalf of the Premier submitted that it was appropriate and in the public interest for the Tribunal to determine an increase in salaries for members of the judiciary and other statutory office holders of up to 2% with an operative date of no earlier than 1 January 2016.

2.12 Ms Cooper, on behalf of the Premier submitted that the existing relativities in remuneration between the courts as altered in 2012 are appropriate and should not be disturbed. Any increase in remuneration over and above a general salary increase can only be justified if there is, in relation to a particular court, an identifiable significant net addition to the work value of that court. There is currently no evidence before the Tribunal to establish a claim in these terms. Ms Cooper therefore submitted that a separate and additional increase on grounds of historical changes in salary relativity should not be awarded by the Tribunal.

3. Commonwealth Remuneration Tribunal's Review and Determination

3.1 The Commonwealth Remuneration Tribunal's Determination 2015-2018: Judicial and Related Offices, Remuneration and Allowances provides for a remuneration increase of 2%.

4. Comparison of Federal, State and Territory Judicial Salaries

4.1 As conducted in previous reviews, the Tribunal examined the Federal and other State and Territory judicial salaries relevant to the office of puisne judge.

4.2 The Tribunal is advised that the relevant judicial salaries as at the time of writing (for the puisne judges in States and Territories) are as follows:

Jurisdiction/Court	Salary \$
South Australia—Supreme Court (before this determination)	412 550
Commonwealth—Federal and Family Court	420 810
Queensland—Supreme Court	420 810*
Australian Capital Territory—Supreme Court	420 810*
Victoria—Supreme Court	420 810*
Northern Territory—Supreme Court	420 810*
New South Wales—Supreme Court	431 160
Western Australia—Supreme Court	433 258
Tasmania—Supreme Court	432 728

*Salaries have regard to the salary of a Federal Court Judge.

5. South Australian Economic Circumstances

5.1 The submission on behalf of the Premier suggested that the Tribunal should place greater emphasis upon economic indicators applicable to South Australia, and provided a statement by the Director, Economics, of the Department of Treasury and Finance. The submission provided statistical data, including:

- the Wage Price Index (WPI) for South Australia indicated that the costs of employment in South Australia had increased by 2.5% over the 12 months to 30 June 2015, compared to 2.3% nationally. South Australian WPI growth softened to 2.3% in the year to the September quarter 2015, to be the same as growth nationally;
- wages in South Australia are marginally lower than Australian wages on average, with estimated average ordinary time weekly earnings for full time adult employees in the South Australian public sector being 0.3% less than those across the Australian wide public sector; and
- the Consumer Price Index for Adelaide (All Groups) increased by only 1.2% over the 12 months to 30 June 2015.

6. *Fair Work Act 1994 (SA)*

- 6.1 In relation to comments made by the JRCC and by the Crown Solicitor's Office on behalf of the Premier, the Tribunal will continue to have due regard to State Wage Fixing Principles as required by Section 101 (1) of the Fair Work Act 1994, and will apply and give effect to such principles as it deems appropriate.

7. *Communication Allowance*

- 7.1 Communication Allowance for Judges, Statutory Officers and Court Officers are prescribed in Determination No. 6 of 2013. This allowance will remain unaffected by this Determination.

8. *Conveyance Allowance*

- 8.1 Conveyance Allowance for Judges, Statutory Officers and Court Officers are prescribed in Determination No. 3 of 2015. These allowances will remain unaffected by this Determination.

9. *Travelling and Accommodation Allowances*

- 9.1 Travelling and Accommodation Allowances for Judges, Statutory Officers and Court Officers are prescribed in Determination No. 6 of 2015. These allowances will remain unaffected by this determination.

10. *Operative Date*

- 10.1 The JRCC put forward its position that the operative date for the Tribunal's Determination should be effective from 1 January 2016, to maintain parity with the Commonwealth Remuneration Tribunal's operative date for increased salaries of federal judicial officers.
- 10.2 Ms Cooper, on behalf of the Premier, submitted that the operative date for this Determination should be no earlier than 1 January 2016, in accordance with the decision of the Commonwealth Remuneration Tribunal.
- 10.3 In relation to the submission regarding the operative date for a person who is, or performs the duties of, a Senior Judge of the Industrial Relations Court whom also holds the appointment, or performs the duties of, the President of the Workers Compensation Tribunal or the South Australian Employment Tribunal, the JRCC submitted that the operative date ought to be 14 December 2015, which is the date that His Honour Judge McCusker commenced the performance of the duties, pending the retirement of His Honour Judge Jennings. The Crown Solicitor's Office, on behalf of the Premier, submitted that the operative date should be 5 March 2016, as this was the date that His Honour Judge McCusker was appointed, by the Governor, as President of the South Australian Employment Tribunal.

11. *Conclusions*

- 11.1 The Tribunal has had regard to all the submissions and material before it, including economic factors, information regarding Federal and State comparisons, existing relativities between South Australian judicial offices, and the operative date.
- 11.2 The Tribunal confirms that the approach of setting salaries in a 'national framework' continues to be appropriate and in the public interest. However, the Tribunal's determination to equate the salary of a puisne judge of the Supreme Court to that of a judge of the Federal Court, should not be interpreted as a commitment to automatically link the salaries of these positions. Determining salaries in a 'national framework' still requires the Tribunal to appropriately consider and have regard to all the differing factors in the different jurisdictions and, where appropriate, the value of the work of a particular judicial office.

11.3 The Tribunal has determined that the salary of the Chief Justice of the Supreme Court will be increased by 2% to \$471 270 per annum.

11.4 The Tribunal has determined that the salary of a puisne judge of the Supreme Court of South Australia will be increased by 2% to \$420 810 per annum.

11.5 The salaries of all other judicial officers and statutory office holders listed in Section 13 of the Remuneration Act 1990, have also been increased by 2% as per the Schedule in the accompanying Determination No. 5 of 2016.

11.6 In relation to foreshadowed work value and relativity claims from the Magistrates and the State Coroner, the Tribunal will consider any such work value and relativity claims cognately, at a later date.

11.7 In relation to the Deputy Premier's submission regarding the *in personam* Determinations of the Honourable Judge Jennings and the Honourable Judge Hannon, the Tribunal considers that it is appropriate to remove the *in personam* provisions of Determination No. 5 of 2013. However, the Tribunal considers that, contrary to the Premier's submission, the operative date of the effect of such removal should be the date that other judicial officers commenced to perform the duties of the offices to which the Determination applied *in personam*.

11.8 In the view of the Tribunal, if the appropriate provision of the Determination should be remuneration for the performance of the duties of the offices, rather than designated personal entitlement to remuneration, as submitted by the Premier, the performance of those duties should form the basis of the entitlement to the remuneration so prescribed. The relevant fact, in this case, is that another judicial officer has performed the duties to which the *in personam* remuneration of Senior Judge Jennings has thereto applied, since 14 December 2015, due to the retirement of Judge Jennings as Senior Judge of the Industrial Court. Accordingly, that date is an appropriate date from which the variation of the Determination to remove the *in personam* nature of the prescribed remuneration and provide that the remuneration so prescribed is applicable to the judicial officer performing the duties of the relevant office should operate. To determine otherwise, as suggested, would create a contradictory lacuna, whereby the duties of the office of Senior Judge of the Industrial Court were performed by another judicial officer without the remuneration of that judicial officer being at the level previously prescribed for the performance such duties, *in personam*, by Judge Jennings, for a period of several months, without good reason.

11.9 The operative date of the Determination to remove the *in personam* basis of the remuneration prescribed for a judicial officer who is, or performs the duties of, a Senior Judge of the Industrial Relations Court, whom also holds the appointment, or performs the duties of the President of the Workers' Compensation Tribunal or the South Australian Employment Tribunal will be 14 December 2015, and will be the amount of \$388 200. This salary will increase to \$395 970 on and from 1 January 2016 to allow for the 2% general increase applicable to judicial and other offices within the accompanying Determination No. 5 of 2016.

11.10 All salaries and allowances prescribed in paragraph 1 of the accompanying Determination are operative on and from 1 January 2016, with the exception of paragraph 11.9 of this report.

Dated 23 March 2016.

J. LEWIN, President
N. VINCENT, Member
P. ALEXANDER, Member

WATER MAINS AND SEWERS

Office of the South Australian Water Corporation
Adelaide, 31 March 2016

WATER MAINS LAID

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

ADELAIDE WATER DISTRICT

ADELAIDE HILLS COUNCIL
William Street, Houghton. p38

CITY OF CHARLES STURT
Hill Smith Boulevard, St Clair. p8-10
Pyers Street, St Clair. p8 and 10
Furlong Drive, St Clair. p8-10
Masterdale Court, St Clair. p8-10
Masterdale Lane, St Clair. p8-10
Oaks Drive, St Clair. p8-10

TOWN OF GAWLER
Greenslade Boulevard, Evanston South. p72 and 73
Hawkes Close, Evanston South. p72 and 73
O'Brien Way, Evanston South. p72 and 73
Atwell Crescent, Evanston South. p72 and 73
Blyth Walk, Evanston South. p72 and 73

CITY OF HOLDFAST BAY
Elgar Road, Somerton Park. p39

CITY OF MARION
Ryan Avenue, South Plympton. p11
Dorset Street, Warradale. p13

DISTRICT COUNCIL OF MOUNT BARKER
Grasmere Avenue, Mount Barker. p4 and 5
Innes Lane, Mount Barker. p4 and 5
Seymour Drive, Mount Barker. p4 and 5
Daley Lane, Mount Barker. p4 and 5
Lucie Close, Mount Barker. p4 and 5
Public road south of lots 55-62 in LTRO DP 111766 (shown as Road CC in Land Division number 580/D043/12), Mount Barker. p6 and 7
West Parkway, Mount Barker. p43 and 44
Wycombe Drive, Mount Barker. p43 and 44
Kirtlington Court, Mount Barker. p43 and 44
Berkshire Lane, Mount Barker. p43 and 44
Ascot Lane, Mount Barker. p43 and 44

CITY OF ONKAPARINGA
Easements in lot 3265 in LTRO DP 95973 (proposed roads Observation Road, Goyder Road, Rockport Road, Oliphant Road, Buxton Road and Everton Road in Land Division number 145/D135/12), Seaford Heights. p1-3
Chandlers Hill Road, Happy Valley. p12
Easements in lot 55 in LTRO FP 25034 and lot 440 in LTRO FP 164263, (shown as Road A and Road B in Land Division number 145/D070/11), Aldinga Road, Willunga. p21 and 22
Easements in lot 26 in LTRO DP 40982 (proposed roads Rudge Close and Kalev Court in Land Division number 145/D065/100), Happy Valley. p48 and 49

CITY OF PORT ADELAIDE ENFIELD
Parnatti Street, Northgate. p23 and 24
Wilkins Road, Gillman. p25

CITY OF SALISBURY
Desyllas Drive, Direk. p45 and 46
Mandarin Court, Direk. p45 and 46

MANNUM WATER DISTRICT

MID MURRAY COUNCIL
Crawford Crescent, Mannum. p35

MURRAY BRIDGE WATER DISTRICT

THE RURAL CITY OF MURRAY BRIDGE
Casuarina Walk, Murray Bridge. p69-71

SEWERS LAID

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

ADELAIDE DRAINAGE AREA

CITY OF BURNSIDE
Everard Street, Glen Osmond. FB 1252 p40

CAMPBELLTOWN CITY COUNCIL
Ferris Street, Magill. FB 1252 p43

CITY OF CHARLES STURT
Furlong Drive, St Clair. FB 1253 p25-27
Stallion Drive, St Clair. FB 1253 p25-27
Hill Smith Boulevard, St Clair. FB 1253 p25-27
Pyers Street, St Clair. FB 1253 p25-27
Masterdale Court, St Clair. FB 1253 p25, 26 and 28
Oaks Drive, St Clair. FB 1253 p25, 26 and 28
Masterdale Lane, St Clair. FB 1253 p25, 26 and 28
Croydon Avenue, West Croydon. FB 1252 p36

TOWN OF GAWLER
Brown Street, Willaston. FB 1252 p35
Greenslade Boulevard, Evanston South. FB 1255 p1-3
Hawkes Close, Evanston South. FB 1255 p1-3
O'Brien Way, Evanston South. FB 1255 p1-3
Atwell Crescent, Evanston South. FB 1255 p1-3
Blyth Walk, Evanston South. FB 1255 p1-3

CITY OF MARION
Ryan Avenue, South Plympton. FB 1252 p30
Dorset Street, Warradale. FB 1252 p39

CITY OF MITCHAM
Easement in lot 329 in LTRO DP 3981, Longview Avenue, Belair. FB 1252 p29
Easement in lot 329 in LTRO DP 3981 (proposed lot 30 in Land Division number 080/D016/15), Belair.
Upper Sturt Road, Hawthorndene. FB 1252 p31
MacPherson Street, Clapham. FB 1252 p38

CITY OF NORWOOD PAYNEHAM AND ST PETERS
Diekman Avenue, Felixstow. FB 1252 p44

CITY OF ONKAPARINGA

Easements in lot 3265 in LTRO DP 95973 (proposed roads Observation Road, Goyder Road, Rockport Road, Oliphant Road, Buxton Road and Everton Road, proposed lots 304 and 305, and proposed lots 235 and 234 in Land Division number 145/D135/12), Seaford Heights. FB 1253 p20-24

Kentwood Road, Morphett Vale. FB 1252 p37

Easements in lot 26 in LTRO DP 40982 (proposed roads Rudge Close and Kaley Court in Land Division number 145/D065/100), Happy Valley. FB 1253 p56-58

CITY OF PORT ADELAIDE ENFIELD

Markham Avenue, Enfield. FB 152 p32

Parnatti Street, Northgate. FB 1253 p19-21

CITY OF SALISBURY

Across and in Main North Road, Para Hills West and Parafield. FB 1252 p41

Desyllas Drive, Direk. FB 1253 p53-55

Mandarin Court, Direk. FB 1253 p53-55

STIRLING COUNTRY DRAINAGE AREA**ADELAIDE HILLS COUNCIL**

Lot 59 in LTRO FP 8131, Cichon Road, Bridgewater—40 mm PE100 pressure sewer system main. This main is available on application only. FB 1252 p33

Lot 201 in LTRO DP 32613, Suffolk Road, Aldgate—40 mm PE80 pressure sewer system main. This main is available on application only. FB 1252 p34

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

DEVELOPMENT ACT 1993, SECTION 29 AMENDMENTS (STATE HERITAGE PLACE LISTINGS WITHIN DEVELOPMENT PLANS)

Preamble

It is necessary to amend the following Development Plans in order to insert and amend State Heritage Place listings:

1. Adelaide (City) Development Plan—Consolidated 24 September 2015.
2. Port Adelaide Enfield Council Development Plan—Consolidated 8 October 2015.

NOTICE

PURSUANT to 29 (2) (3) (a) and 29 (2) (b) (ii) of the Development Act 1993, I:

1. Amend the Adelaide (City) Development Plan as follows:
 - (a) within Table Adel/1 State Heritage Places, insert the following rows:

81-129 Wakefield Street, Adelaide	Adelaide Fire Station	A 7 A 9 A 659 A 668 A 690 A 704 A 705	F 16490 F 16490 F 181501 F 181510 F 181532 F 181546 F 181547	CT 5346/689 CT 5346/494 CT 5761/798 CT 5761/799 CT 5943/888 CT 5943/887 CT 5782/242	e	26356
Fullarton Road, Adelaide	Victoria Park Racecourse (North-East Precinct)	A 119	D 81642	CR 6132/227	a, e	26393
228-256 Carrington Street, 7-29 Hume Lane, 1-32 Regent Street, North Adelaide	Manitoba Housing Complex	A 5 A 870	F 166 F 182522	CT 5493/819 CT 5877/915	a, e	26419

- (b) within Table Adel/1 State Heritage Places, replace the Heritage NR 13470 row with the following row:

125 Strangways Terrace, North Adelaide	former ADS Channel 10—previously Channel 7 (former Dwelling)	A 110	D 91375	CT 6111/160		13470
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- (c) within Table Adel/1 State Heritage Places, replace the Heritage NR 13440 row with the following row:

414-420 Carrington Street, Adelaide	Dwelling ('Springhill Lodge')	A2 A3 U2 U4	D23578 D23578 S5714 S5714	CT 5139/285 CT 5135/684 CT 5030/397 CT 5030/399		13440
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- (d) replace Overlay Map Adel/56—Policy Areas with the contents of 'Attachment A'.

- (e) replace Overlay Map Adel/58—Policy Areas with the contents of 'Attachment B'.

2. Amend the Port Adelaide Enfield Council Development Plan as follows:

- (a) within Table PAde/9 State Heritage Places, insert the following row:

Lady Gowrie Drive, Taperoo	Fort Largs Barracks and Drill Hall	A 200	D 88971	CT 6095/84	a, b	26448
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- (a) replace Overlay Map PAde/6—Heritage with the contents of 'Attachment C'.

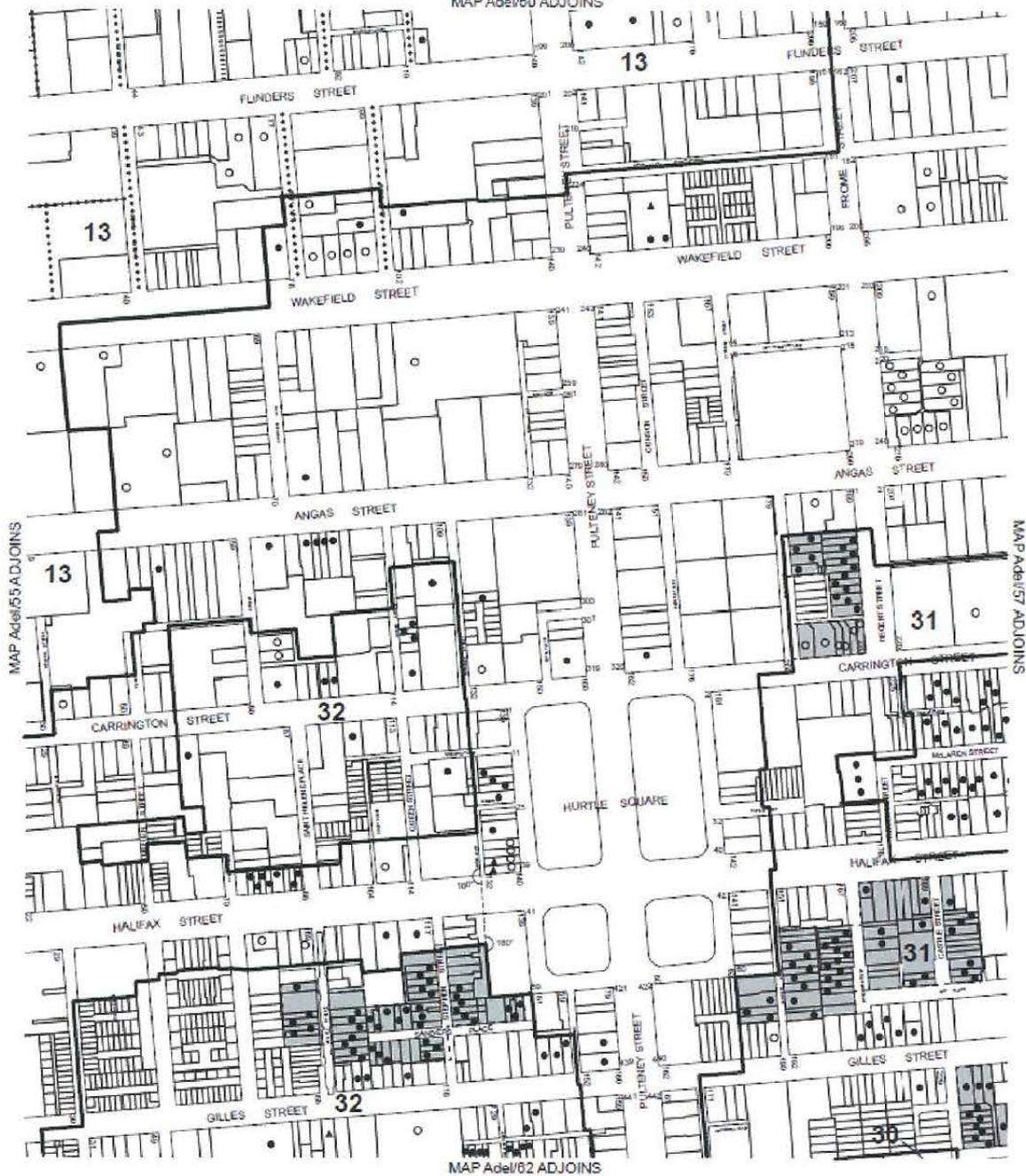
3. Fix the day on which this notice is published in the *Gazette* as the day on which the Section 29 amendment will come into operation.

Dated 22 March 2016.

A. GREAR,
Manager Strategic and Development Planning
Investment Management Directorate
Department of Planning, Transport and Infrastructure
As Delegate for John Rau, Minister for Planning

Attachment A

MAP Adel/56 ADJOINS

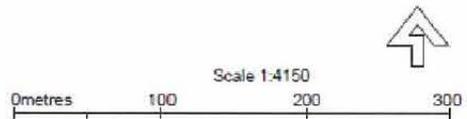


- 13 Central Business Policy Area
- 30 South Terrace Policy Area
- 31 South East Policy Area
- 32 South Central Policy Area

- Maximum height of 2 storeys
- State Heritage Place
- Local Heritage Place
- Significant Tree

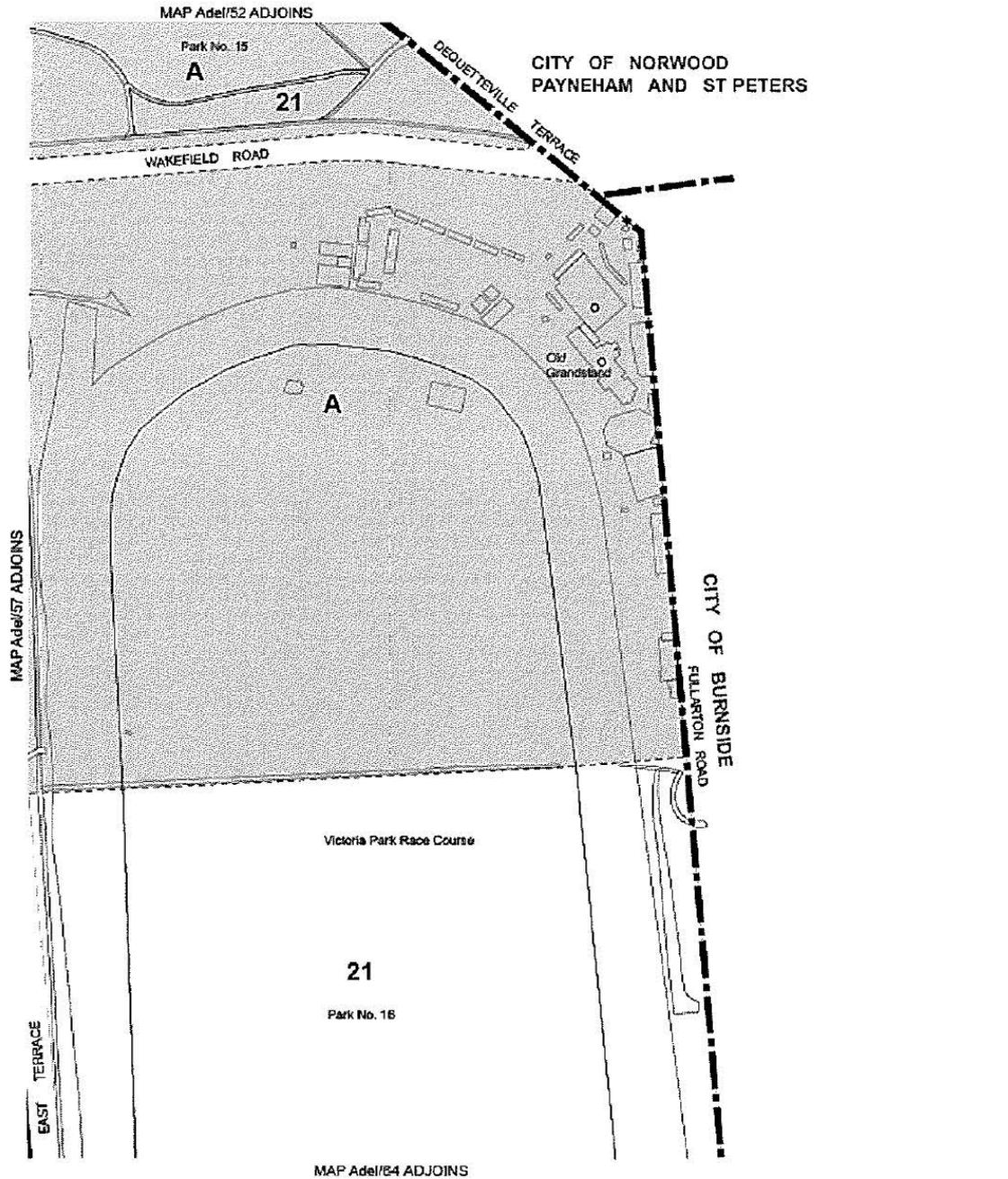
- Existing Pedestrian Link
- Proposed Pedestrian Link

Policy Area Boundary



**ADELAIDE (CITY)
POLICY AREAS
MAP Adel/56**

Attachment B



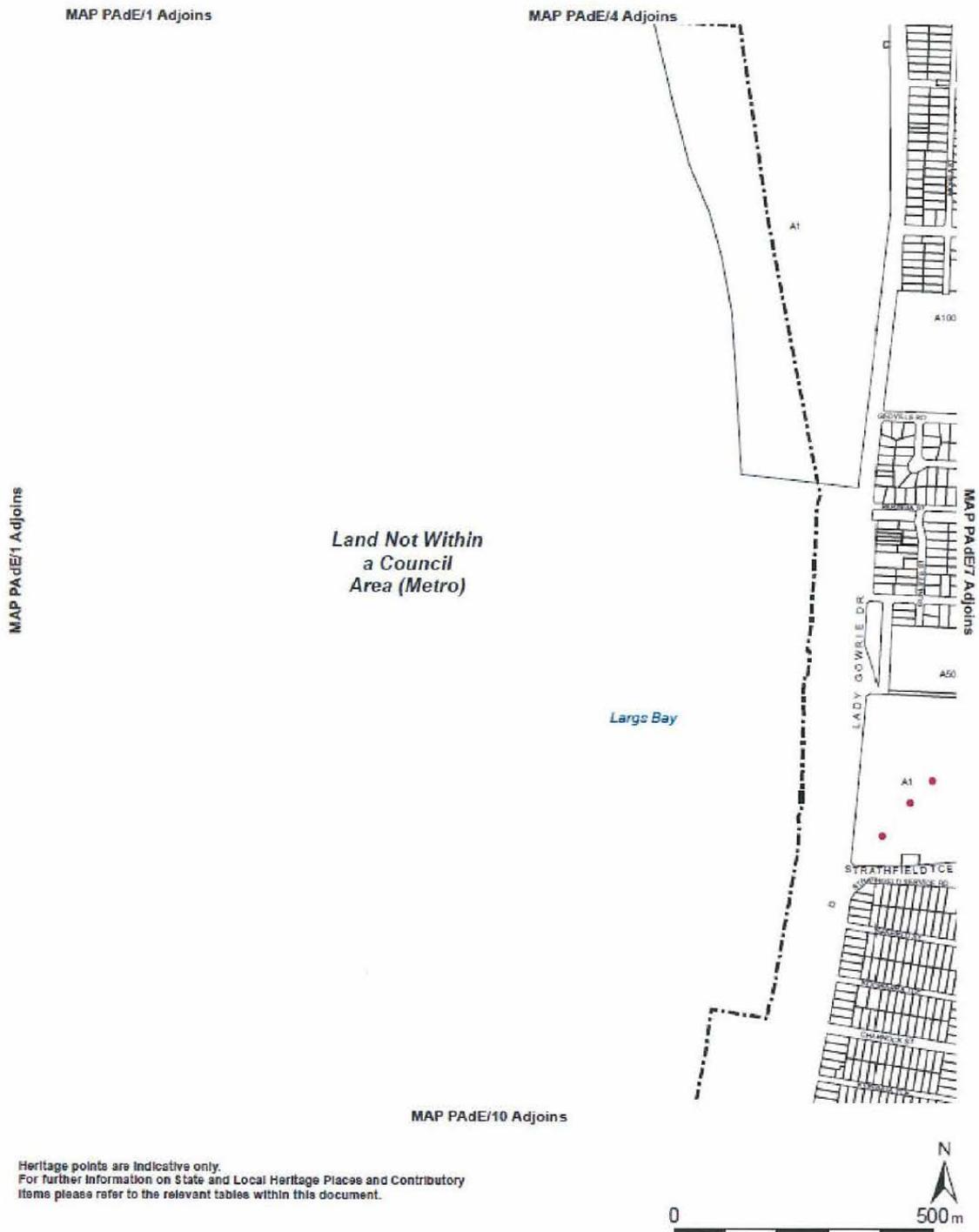
- 21 Eastern Park Lands Policy Area
- A Special Events
- o State Heritage Place

Scale 1:4150
 0metres 100 200 300

- Policy Area Boundary
- Development Plan Boundary

**ADELAIDE (CITY)
 POLICY AREAS
 MAP Adel/58**

Attachment C



Overlay Map PAdE/6 HERITAGE

- State heritage place
- Development Plan Boundary

PORT ADELAIDE ENFIELD COUNCIL

South Australia

Motor Vehicles (Approval of Motor Bikes and Motor Trikes) Notice 2016

under the *Motor Vehicles Act 1959*

1—Short title

This notice may be cited as the *Motor Vehicles (Approval of Motor Bikes and Motor Trikes) Notice 2016*.

2—Commencement

This notice will come into operation on the date of publication in this Gazette.

3—Approved motor bikes and motor trikes

For the purposes of Schedules 2 and 3 of the *Motor Vehicles Regulations 2010* and the transitional provisions of the *Motor Vehicles Variation Regulations 2005* (No 233 of 2005), the motor bikes and motor trikes specified in Schedule 1 are approved.

Schedule 1—Approved motor bikes and motor trikes

1—Motor bikes and motor trikes with an engine capacity not exceeding 260 ml

All motor bikes and motor trikes with an engine capacity not exceeding 260 milliliters and a power to weight ratio not exceeding 150 kilowatts per tonne other than the following:

Suzuki RGV250

Kawasaki KR250 (KR-1 and KR1s models)

Honda NSR250

Yamaha TZR250

Aprilia RS250

2—Motor bikes and motor trikes with an engine capacity not less than 261 ml and not exceeding 660 ml

The motor bikes and motor trikes listed in the table below

Make	Model	Variant Name	Year	Capacity
AJS	MODEL 18	MODEL 18	pre 1963	497
	MODEL 20	MODEL 20	1955-61	498
ALDY	All models	All models	Sep-13	under 125
APRILIA	Moto 6.5	Moto 6.5	1998-99	649
	Mojito	Mojito	All	50
	M35	SR MAX 300	2012	278
	PEGASO 650	DUAL SPORTS	1994-01	652
	PEGASO 650	OUTBACK	2000-01	652
	PEGASO 650	Factory 650	2007-08	660
	PEGASO 650 I.E.	OUTBACK	2001-02	652
	PEGASO 650 I.E.	DUAL SPORTS	2001-06	652
	RS125/SBK	RS125/SBK	2013	125
	SR 50R	SR 50R	All	50
	SR MT 50	SR MT 50	All	49
	SR MT 125	SR MT 125	All	124
	SCARABEO 200	SCARABEO 200	All	181
	SCARABEO 300	VRG	2009	278
	SCARABEO 400	SCARABEO 400	2007	399
	SCARABEO 500	SCARABEO 500	2007-08	460
	SPORTCITY300	SPORTCITY300	2010-12	300
	STRADA 650	ROAD	2006-08	659
	STRADA 650	TRAIL	2006-08	659
	ASIAWING	LD450	ODES MCF450	2011-13
SXV5.5		SXV 550	2006-08	553
ATK	605	605	1995	598
BENELLI	VELVET DUSK	VELVET DUSK	2003-05	383
	P25	GT600 RESTRICTED	2014-15	600
	P25	BN 600 RESTRICTED	2013-14	600
BETA	RR E3	RR350	2011	349
	RR E3	RR400	2010-11	398
	RR E3	RR450	2010-11	449
	RR450	RR450	2008	448
	RR450	RR450	2000-07	448
	RR E3	RR520	2010-11	498
	RR525	RR525	2008	510
	RR525	RR525	2000-07	510
	FUPA RR E3	RR 2T 300	2012	293
FUPA E5	E5 00	2015	293	

BMW	C650	C600 Sport	All	647	
	C650	C650 GT/Sport	All	647	
	F650	FUNDURO	1995-00	652	
	F650CS	SCARVER	2002-05	652	
	F650CS	SE ROAD	2004-06	652	
	F650GS	DAKAR	2000-08	652	
	F650GS	F650GS	2000-08	652	
	F650ST	F650ST	1998	652	
	F650	G650 GS	2009-2016	652	
	F650	G650 GS Seratao	2012-2016	652	
	G 450 X	G 450 X	2008-10	450	
	G650GS	Seratao	All	650	
	R45	R45	All	453	
	R50	R50	1969	499	
	R60	R60	1967	590	
	R65	R65	1981-88	650	
	R65LS	R65LS	1982-86	650	
	R69	R69	1961	600	
	BOLWELL	LM25W	FIRENZE	2009	263
	BOLLINI	All models	All models under 250	All	250
BSA	A50	A50	1964-70	500	
	A65	A65	1966-69	650	
	A7	A7	1961	500	
	B40	B40	1969	350	
	B44	B44	1967-71	440	
	B50	B50	1971	495	
	B50SS GOLDSTAR	B50SS GOLDSTAR	1971	498	
	GOLD STAR	GOLD STAR	1962	500	
	LIGHTNING	LIGHTNING	1964	654	
	SPITFIRE MKIII	SPITFIRE MKIII	1967	650	
	THUNDERBOLT	THUNDERBOLT	1968	499	
Buell	Blast	STREET FIGHTER	2002-07	491	
Bug	SEE KYMCO				
BULTACO	ALPINA	ALPINA	1974	350	
	FRONTERA	FRONTERA	1974	360	
	SHERPA	SHERPA	1974	350	
CALIFORNIA	All models under	All models under	2014	249	
SCOOTER	250cc	250cc			
CAGIVA	360WR	360WR	1998-02	348	
	410TE	410TE	1996	399	
	610TEE	610TEE	1998	576	
	650 ALAZZURA	650 ALAZZURA	1984-88	650	
	650 ELFANT	650 ELFANT	1985-88	650	
	CANYON 500	DUAL SPORTS	1999-06	498	
	CANYON 600	DUAL SPORTS	1996-98	601	
	RIVER 600	RIVER 600	1995-98	601	
	W16 600	W16 600	1995-97	601	

CFMOTO	CF 650	CF650NK-LAM	2012-13	649
	CF 650	CF650TK-LAM	2013	649
COSSCK	650	Ural	1974	649
DAELIM	All Models	All Models under 250	All	under 250
DERBI	Boulevard 50	Boulevard 50		50
	GP1 250	GP1 250		250
DNEPR	MULHACEN	MULHACEN	2008	659
	RAMBLA	RA 300	2010	278
	K650	K650	1972	650
DUCATI	K650	K650 DNEPR	1967-74	650
	MT9	MT9	1974	650
	400 MONSTER	400 MONSTER	2002	398
	400 SIE	400 S I E monster		398
	400 SS JUNIOR	400 SS	1989-96	398
	400SS	400SS	1992-95	398
	500SL	PANTAH	1984	499
	500 DESMO	500 Sport Desmo	1978	497
	600 MONSTER	600 MONSTER	1994-01	583
	600 MONSTER	DARK	1998-01	583
	600 S	600 SUPERSPORT	1994-97	583
	600M	600M	1994-01	583
	600SL	PANTAH	1980-84	583
	600SS	600SS	1994-98	583
	620 MONSTER LITE	M620 LITE	2003-07	618
	620 MULTISTRADA LITE	MTS620 24.5Kw	2005-07	618
	659 Monster	Monster 659	All	659
	DM 350	350	pre 85	350
	DM 450	450	pre 85	448
	DM450	DM450	1972	450
	DM500	DM500	1981-84	498
	F3	350 F3	1986-1989	349
	F4	400 F4	1986	400
	M4	M620ie LITE	2003-04	620
	M5	Monster 659	2011	659
	KA (Scrambler)	00AA Sixty2	2015-16	399
EAGLE WING	Cino 125	Cino 125	All	125
	Elegante 125	Elegante 125	All	125
ELSTAR	XY400	WB400 & WB400c	2015-16	397
SHIERAY				
ENFIELD	BULLET	CLASSIC	1993-08	499
see also Royal Enfield	BULLET	DELUXE	1993-08	499
	BULLET	ELECTRA ROAD	2006-08	499
	BULLET 350	DELUXE	1988-01	346
ENFIELD	BULLET 350	SUPERSTAR	1988-95	346

see also Royal Enfield (cont.)	BULLET 350	CLASSIC	1993-01	346
	BULLETT 500	500	1995	499
	BULLET 65	ROAD	2003-04	499
	LIGHTNING	ROAD	2000-08	499
	MILITARY	ROAD	2002-08	499
	TAURAS	DIESEL	2001	325
FANTIC	TZ	EC300	2011-12	300
	TZ	Gas Gas EC30	2012	300
FONZARELLI	125	125	2014-15	Electric
GAS-GAS	EC300	SM SUPERMOTARD	2002	299
	EC300	ENDURO	2001-02	299
	EC400	FSE ENDURO	2002-03	399
	EC450	FSE ENDURO	2003-05	449
	EC450	FSE SUPERMOTARD	2003-08	449
	EC450	FSR ENDURO	2006-08	449
	FS 400	FS40A	2006	398
	FS 450	FS45	2006	443
	FS 500	FS50	2006	503
	FSE 400	400	2002	398
	FSE 450	450	2003-08	398
	PAMPERA	320 TRAIL	1998-02	333
	PAMPERA	400 TRAIL	2006-08	399
	PAMPERA	450	2007-08	443
	SM400	SUPERMOTARD	2003-08	399
	SM450	SUPERMOTARD	2003-08	443
	TT300	EC300	1998-08	295
GILERA	FUOCO 500	FUOCO 500	2007-13	493
	NEXUS 500	NEXUS 500	2003-08	460
HARLEY DAVIDSON	SS350	Sprint	69-1974	350
	XGS SERIES	Street 500 -XG500 16MY	2014-15	494
HONDA	600V TRANSALP	600V	1988	583
	BROS	BROS	1992	399
	C70	DREAM	pre 1970	305
	CB100	CB100	All	100
	CB125e	CB125e	All	125
	CB175	CB 175 K1-K6	1969-1974	175
	CB200	CB200	All	200
	CB300 (FA)	CB300FA	2014-15	286
	CB350	CB350	1969	348
	CB350F	CB350F	1973	325
	CB360	CB360	1973-74	360
	CB400	CB400	1981 -2013	395

HONDA (cont.)	CB400F	CB400F	1975-77	408
	CB400N	CB400N	1981	395
	CB400T	CB400T	1977	408
	CB400 ABS	CB400 ABS	2008 - 2013	399
	CB450	CB450	1967-75	450
	CB500 FOUR	CB500-FOUR K,K1,K2	1971-73	498
	CB500 TWIN	CB500T	1974-78	498
	CB500F	CB500FA/F	2012-16	471
	CB500X	CB500XA	2013-16	471
	CB550	CB550	1974-78	544
	CB650F	CB650FA-LTD-16ym	2015-2016	649
	CBR650F	CBR650FA-LTD- 16ym	2015-2016	649
	CB650	CB650	All	650
	CBR125R	CBR125RR	2004	124.7
	CBR250R	CBR250RR	1986-1996	249.6
	CBR500R	CBR500RA	2012-16	471
	CBX550	CBX550F	1982-85	572
	CX500	CX500	1979	500
	CJ360	CJ360	1976	356
	CL450	CL450	1965-77	444
	CRF150	150R/RB	All	149
	CRF250	CRF 250 (L/X/F/M/R) versions	2013	249
	CRF400R	CRF400R	2013	399
	CRF450X	CRF450X	2005-09	449
	CX500	CX500	1977-82	495
	DEAUVILLE	NT650V	2002-06	647
	CBR300R	CBR300R	2014-15	286
	CBR300R	CBR300RA	2014-15	286
	Fortza 300	NSS300 Forza	All	279
	FJS400A	SW-T400	2009	399
	FT500	FT500	1984	498
	FTS600D	SILVERWING	2006-08	582
	GB400	GB400	All	399
	GB500	GB507	1987-91	498
	GL400	GL400	1985	396
	NF02	SH300	2009	279
	NSS300	NSS300	2013	279
	NT400	NT400	1989-92	400
	NT650V	DEAUVILLE	2003-06	647
	NTV650	REVERE	1989-92	647
	NX650	DOMINATOR	1988-00	644
	PCX150	PCX150	153	
	REVERE	REVERE	1990	647
	SH150i	SH150i	2005	152.7

HONDA (cont.)	SL350	SL350	1972	348
	OBI RVF400	OBI RVF400 Otobai	All	400
	VFR400	import model only		
	Steed	stead	2002	398
	Today 50	Today	All	50
	VT400	VT 400	All	398
	VT400C	SHADOW	2009	399
	VT500	VT500	1983-87	491
	VT600C	VT600C	1993-00	583
	VT600C	SHADOW VLX	1988-2008	583
	VTR250	Interceptor	1997-2013	249
	XBR500	XBR500	1986-89	499
	XBR500SH	XBR500	1986-89	499
	XL350	XL350	1984-87	339
	XL500	XL500	1979-84	498
	XL600R	XL600R	1984-87	589
	XL600RMG	XL600RMG	1986-88	591
	XL600VH	TRANSALP	1987-89	583
	XL650V	TRANSALP	2002-08	647
	XL650	TRANSALP	2005	647
	XL650	XL650	All	250
	XR250	XR250R	All	
	XR350	XR350	1983	339
	XR350R	XR350R	1983-84	339
	XR350R	XR350R	1985-86	353
	XR400	XR400	1996-08	397
	XR400 MOTARD	XR400M	1996-08	397
	XR400R	XR400R	1996-08	397
	XR500R	XR500R	1983-84	498
	XR600R	XR600R	1985-00	591
	XR650L	XR650L/ XR650R	2001-06	644
	XR650R	XR650R Kss and Mss (only)	2004	649
	XR650R	XR650R (Australian version only)	1999-2001	649
	HUNTER	DD350E-6C	DAYTONA	2010-13
DD350E-6C		SPYDER	2010-13	320
DD350E-2		BOBBER	2011-13	320
HUSABERG	FE250	ENDURO	All	250
	FE350	ENDURO	All	350
	FE400	ENDURO	All	399
	FE450	ENDURO	2008-14	449
	FE501E	ENDURO	1997-12	501
	FE501	ENDURO	2012-14	510
	FE570	ENDURO	2008-10	565
	FE600E	ENDURO	1997-00	595
	FE650E	ENDURO	2004-08	628

HUSABERG (cont.)	FE650E	ENDURO	2000-04	644
	FS450E	ENDURO	2004	449
	FS450	SUPERMOTARD	2008-10	449
	FS570	SUPERMOTARD	2009-10	565
	FS650C/E	SUPERMOTARD	2004-08	628
	FS650E	SUPERMOTARD	2002-04	644
	TE300	TE Series	2010-14	293
HUSQVARNA	300WR	WR300	2008-12	298
	310TE	TE310 A3	2009-13	303
	310TE	TE310 A2	2008-10	298
	350TE	TE350	1995	349
	400SM	SUPERMOTARD	2002-04	400
	400TE	ENDURO	2000-01	400
	410TE	ENDURO	1998-00	400
	410TE	ENDURO	1994-97	415
	450SM/R/RR	SUPERMOTARD	2003-08	449
	450TC	MOTOCROSS	2001-08	449
	450TE	ENDURO	2001-07	449
	450TE-IE	ENDURO	2007-08	449
	450TXC	TRAIL	2007-08	449
	A6 SMR 449	A600AB	2010-12	450
	A6 TE 449	A600AATE449	2010-13	450
	A6 SMR 511	A601AB	2010-12	478
	A6 TE 511	A601AATE511	2010-13	478
	A6 SMR 511	A602AB	2012	478
	A8	TR650 TERRA	2013	652
	A8	TR650 STRADA	2013	652
	510SM	SUPERMOTARD	2006-10	501
	510TC	MOTOCROSS	2004-07	501
	510TE	ENDURO	1986-2008	510
	510TE-IE	TE510IE	2008	510
	570TE	570TE(RP)	2000	577
	610SM	SUPERMOTARD	2000-08	577
	TE610	TE610(RP), dual sports	2000 on	577
	AE430	ENDURO	1986-88	430
	SMS630	A401AB SMS630	2010-on	600
	SMR449	SMR449	2011	449.6
	SMR511	SMR511	2012	447.5
	FE250	FE Enduro	All	511
	TE125	TE125	All	125
	TE250/ R	ENDURO TE250	2010	250
	TE	TE300	2014 on	298
	FE	FE350	2014 on	350
FE	FE450	2014 on	449	
FE	FE501	2014 on	501	

HUSQVARNA cont.)	TE449	Enduro 2014	2013	449.6	
	TE510 (A2)	Enduro 2013	2006-2013	477.5	
	TE630	A401AA TE630	2010-on	600	
	TR650	TR650 Terra	2013	652	
	WR125	ENDURO		124.82	
	WR250	ENDURO		249.3	
	WR260	ENDURO	1990-91	260	
	WR300	ENDURO	2010-13	293	
	WR360	ENDURO	1991-03	349	
	WR400	ENDURO	1984-88	396	
	WR430	ENDURO	1988	430	
HYOSUNG	GT 250 EFI	GT 250EFI	All	249	
	GT250R EFI	GT250R EFI	All	249	
	GT650 EFI	GT650EFI Lams	All	647	
	GT650R EFI	GT650R EFI Learner	All	647	
	GV650C/S	Lams model	All	647	
	GV250	Aquila/EFI	All	249	
	INDIAN	VELO	VELO	1969	500
JAWA		350	350	1974	350
		634 ROAD	634 ROAD	1984-85	343
	638 ROAD	638 ROAD	1985-86	343	
JONWAY	MALIBU	MALIBU 320	2012	320	
KAWASAKI	BR250E	Z250SL/Z250SL ABS	2014-16	249	
	EN400	Vulcan	1986	400	
	EN450	450LTD	1985-87	454	
	EN500	Vulcan	1990-02	500	
	ER-5	ER500	1999-06	498	
	ER-6NL ABS	ER-6nl ABS learner model	2012-2016	649	
	ER-650C	ER-6nL	2009	649	
	ER-650C	ER-6nL ABS	2009-11	649	
	Ninja 250	250r	1986-current	249	
	EX300A (Ninja 300)	EX300B Ninja/ special (A&B)	2012-16	296	
	ER300B	ER300B (Z300 ABS)	2015	296	
	EX400	GPX 400R	1987-94	399	
	Ninja 650 L model	Ninja 650RL	2009	649	
	Ninja 650	Ninja 650RL ABS	2009-11	649	
	Ninja 650	Ninja 650L ABS	2011-16	649	
	GPZ550	GPZ550	1981-90	553	
	GT550	Z550	1984-88	553	
	KL600	KLR600	1984-87	564	
	KL650	KLR650	1987-99	651	
	KLE500	DUAL SPORTS	1992-08	498	
	KLR600	KL600	1984-87	564	
	KLR650E	KL650E	1987-2012	651	

**KAWASAKI
(cont.)**

KL650E	KLR650	2013-2016	651
KLX150	KLX150E/KLX150 L	All	
KLX250S	KLX250S	All	249
KLX250SF	KLX250SF	2013	249
KLX300R	KLX300R	1996-04	292
KLX400	KLX400	2003	400
KLX450R	KLX450R	2007-16	449
KLX650	KLX650	1989-95	651
KLX650R	ENDURO	1993-04	651
KZ400	KZ400	1974-84	398
KZ440	KZ440	1985	443
KZ500	KZ500	1979	497
KZ550	KZ550	1986	547
LE650D	Versys 650L ABS	2010	649
LE650D	Versys 650L ABS	2011-14	649
LTD440	LTD440	1982	443
LX400	LX400 Eliminator	1989	398
S2	S2	1972	346
S3	S3	1974	400
KLE500	Versys 650L ABS	2013	649
KLE650F	Versys 650L ABS	2014-16	649
EN650B	Vulcan S ABS/ABS L	2014-16	649
W400	EJ400AE	2006-09	399
Z400B2	KZ400B2	1979	398
Z400D	KZ400D	1975	398
Z500	Z500	1980	498
ZR550	ZEPHYR	1991-99	553
ZZR400	ZZR400	1991	399
ZZR400	ZZR400	1992	399
KTM	300 EXC	2012	293
125 Duke	125 exc	All	125
200 Duke	200 exc	All	193
250 Duke	250 EXC/F	All	250
300 exc	300exc	All	300
390 Duke	390 Duke	All	390
125 EXC	125 EXC	All	125
200 EXC	200 EXC	All	193
250 EXC/F	250 EXC/F	All	249
300EXC	ENDURO	84-2011	293
300EXC-E	ENDURO	2007-08	293
300GS	ENDURO	1990-95	280
350EXC-F	ENDURO	2011-on	347
350EXC Special-R	ENDURO	2005-06	350
360EXC	ENDURO	1996-98	360
380EXC	ENDURO	2000	368
RC390	RC390	all	390

KTM (cont.)	4T-EXC RACING	350 EXC-F	2012	350	
	4T-EXC RACING	450 EXC	2012	449	
	4T-EXC RACING	500 EXC	2012	510	
	400EXC	ENDURO	2008-11	393	
	400GS	ENDURO	1993-99	400	
	400SC	400SC	1996-98	400	
	400TE	400TE	2001	400	
	450EXC	ENDURO	2002-07	448	
	450EXC	ENDURO	2005-11	449	
	450EXC	ENDURO	2011-on	449	
	500EXC	ENDURO	2011-on	510	
	500GS	ENDURO	1984-91	553	
	510EXC	ENDURO	1999-02	510	
	520EXC	ENDURO	2000-02	510	
	525EXC	ENDURO	2002-05	510	
	525EXC-R	ENDURO	2005-07	510	
	530EXC	ENDURO	2008-11	510	
	600 ENDURO	ENDURO	1987-93	553	
	600 ENDURO INCAS	ENDURO	1989-90	553	
	625SMC	625SMC	2004	609	
	640 4T -EGS	640 LC4-EMY04	2004-05	625	
	640 4T -EGS	640 LC4-MY05	2004-05	625	
	660 SMC	4T-EGS	2004	654	
	Freeride	Freeride (MY12 on)	2012	350	
	IS DUKE	390 DUKE (C3)	2013	373	
	KYMCO	All model	All models		under 300
		V2	downtown 350i (V23010-V23000)	2015-16	321
LAMBRETTA	All model	Lambretta	pre 2008	under 660	
LARO	DD350E-6C	Pro Street 350	2011	320	
	Cruiser250	cruiser 250		234	
	SPT series	SPT350	2011	320	
	V Retro 250	retro250		249	
LAVERDA	500	500	1979	497	
LIFAN	All model	All models	2009-10	under 300	
LIFENG	Regal Raptor	CRUISER 350	2011	320	
LONCIN	LX 250-8	LX 250-8	all	250	
MAGELLI	250 R SE	250 R SE	all	250	
	250S	250S	all	250	
MAICO	Enduro	500E	1984-88	488	
MATCHLESS	G12	G12	pre 1966	646	
	G80	HARRIS	1988-90	494	
	G80	G80	pre 1963	497	
MCI	All models	All models under 250	all	250	
MBK	FALCONE	YAMAHA XT660R/X	2005-08	660	

MONTESA	COTA 330	TRIAL	1985-86	328
	COTA 335	TRIAL	1986-88	327
	COTA 348T	TRIAL	1984-87	305
	COTA 350	TRIAL	1984-85	349
MOTO GUZZI	350 GT	350 GT	1992	350
	Falcone	Falcone	1972	498
	V35	V35	1977-90	346
	V50	V50	1977-79	490
	V50	Monza	1980-85	490
	V65	V65	1982-94	643
	V65	Lario	1984-89	643
	MOTO MORINI	3.5 ROAD	3.5 ROAD	1984-85
350 SPORT		350 SPORT	1974-85	344
500 CAMEL		TRAIL	1984-86	479
500 SEI		500 SEI	1984-85	479
500 STRADA		500 STRADA	1977-85	479
MUZ	BAGHIRA	ENDURO	1999-02	660
	MASTIFF	SUPERMOTARD	1999-02	660
	SKORPION	REPLICA	1998-02	660
	SKORPION	SPORT	1998-02	660
	SKORPION	TRAVELLER	1998-02	660
	SKORPION	TOUR	1998-02	660
MV AGUSTA	350	350	1972-76	349
NORTON	650SS	650SS	1961-68	650
	ES2	ES2	pre 1963	490
	MANXMAN	b	1961	650
	MODEL 50	MODEL 50	1933-63	348
	MODEL 88	DOMINATOR	pre 1966	497
	NAVIGATOR	NAVIGATOR	1964	350
	OZ TRIKE	FUN 500	FUN 500	pre 2008
PANTHER	MODEL 100	600	pre 1963	598
	MODEL 120	650	pre 1966	645
PEUGEOT	GEOPOLIS	AEAA	2007-08	399
	SATELIS	AEAA	2007-08	399
	SATELIS	AFAA	2007-08	493
PGO	All models	All models under 220	All	220
PIAGGIO	All Models	All models	2010-15	under 350
QJ MOTORCYCLES	BJ60	BJ60	All	600
	P25	BJ600	All	600
RICKMAN	650	Triumph	1964	649
RIYA	RY300T (RY)	RY300T	2012-15	288
ROYAL ENFIELD	All models under 660	All models under 660	till 2014	
	UMI CONTINENTAL	CONTINENTAL GT	2015	535
	UMI BULLET	U3S	2015-16	346

ROYAL ENFIELD (cont.)	UMI BULLET	BULLET 500 CKE	2015-16	499
RS HONDA	XR400M	MOTARD	2005-08	397
RUDGE	650	Rudge	pre 1961	650
WHITWORTH	All models	All models	1980-2013	125
SACH	S4	ENDURO	2005-06	under 125
SHERCO	S4	ENDURO 250	2010	248
	S4	ENDURO 450	2007-2010	448
	S4	ENDURO 510	2007-2010	510
	S4	ENDURO 300	2010	290
SUZUKI	AN400	BURGMAN	2008-14	400
	AN650	BURGMAN	2002-15	638
	Burgman 650	Burgman 650	All	638
	Burgman 400ABS	Burgman 400ABS	All	400
	DR350	All	1991-98	349
	DR400	DR400	1999	400
	DR500	All	1981-84	498
	DR600R	DR600R	1985-90	598
	DR650	All	1990-08	644
	DR650SE	DR650SE	1997-14	644
	DR-Z250	DR-Z250	All	249
	DR-Z400E	DR-Z400E	All	398
	DR-Z400S	DR-Z400S	2005-14	398
	DR-Z400SM	DR-Z400SM	2005-16	398
	DL650XAUE	V-Strom 650 XT learner approved	2014-15	645
	DL650AUE	V Strom	2013-2014	645
	SVF650 (Market name-Gladius)	SVF650 U/UA	2009-2014	645
	GN125	GN125	All	125
	GZ/GN250	Marauder	All	250
	GN400	GN400	1980-81	400
	GR650	All	1983-88	651
	GS400	GS400	1976-82	400
	RMX450 (market name RMX450Z)	RMX450	2014-15	449
	GS450	All	1981-89	450
	GS500	GS500	2000-13	487
	GS500E	GS500E	1976-99	492
	GS500F	GS500F	2003-13	487
	GS550	All	1977-82	549
	GSR400	GSR400	2006-08	398
	GSX400	F	1981-04	398
	GSX400	E	1981-84	398
	GSX650F	GSX650 /FU	2008-12	656
	GT250	GT250 Hustler	All	250
	GT380	GT380	1973-78	380

SUZUKI (cont.)	GT500	GT500	1976-78	500	
	GT550	GT550	1973-78	550	
	Intruder VL/LC 250	Intruder VL/LC 250	All	249	
	GW250/Z	Inazuma 250	2013-15	248	
	KATANA 550	KATANA 550	1981-83	550	
	LS650	Boulevard S40	2015	652	
	LS650	SAVAGE	1986-89	652	
	PE400	PE400	1980-81	400	
	RE5	ROTARY	1974	500	
	SFV650U	SFV650U	2009-15	645	
	SP370	ENDURO	1978	370	
	SV650S LAMS	SV650SU LAMs gladius	2008/2013	645	
	TU250X	TU250X	All	249	
SUZUKI	T500	T500	1970-74	500	
	TS400	TS400	1976	400	
	XF650	FREEWIND	1997-01	644	
SWM	AI	01/AA and 01/AB	2015-2016	600	
SYM	All Models	All models under 400	2008-12	400	
	LN	GTS 300i Sport	2015-16	278	
TGB	All Models	All models under 300	2012	300	
TM	300E	ENDURO	2000-08	294	
	3002T	ENDURO	2010	297	
	400E	ENDURO	2002-03	400	
	450E	ENDURO	2003-08	449	
	450MX	450MX	2008	449	
	4504T	ENDURO	2010	450	
	530E	ENDURO	2003-08	528	
	530MX	530MX	2008	528	
	5304T	ENDURO	2010	528	
	TORINO	All Models	All models	2013	under 250
	TRIUMPH	21	21	1963	350
DAYTONA 500		DAYTONA 500	1970	490	
Street triple		LAMs Street Triple 659 L67Ls7	2014	659	
T100		TIGER	pre-1970	498	
T120		BONNEVILLE	1959-1974	649	
TR5		TROPHY	1969	449	
TR6		TROPHY	1961 - 73	649	
TR7		TIGER	1971	649	
TRIBSA		TRIBSA	1960-70	650	
URAL		DNIEPNER	DNIEPNER	1974	650
		K650	K650	1967-74	650
		MT9	MT9	1974	650
		THRUXTON	THRUXTON	1965-67	499
VESPA	All Models	All models	until 1/09/2013	50-300	

VOR	400 ENDURO	400 ENDURO	2000	399
	450 ENDURO	450 ENDURO	2002	450
	500 ENDURO	500 ENDURO	2001	503
	530 ENDURO	530 ENDURO	2001	530
	VOR ENDURO	400SM	2000-01	399
	VOR ENDURO	500SM	2000-01	503
XINGYUE	XY400Y	XY400Y	2008-09	400
YAMAHA	DT400	DT400	1976-77	400
	FZR 250	FZR 250	All	249
	FZ6R	FZ6R	All	600
	FZ600	FZ600	All	600
	IT426	IT426	1987	426
	IT465	IT465	1987	465
	IT490	IT490	1983	490
	MT-03	MT03	2011 on	660
	MT 07	MT07 & MT07LAF	2015-2016	655
	MTN320	MTN320-A	All	321
	MX400	MX400	1976	400
	RD350	RD350	to 1975	350
	RD400	RD400	1976	398
	RT2	RT2	1970	360
	RT350	RT350	1972	347
	SR185	SR185	All	185
	SR250	SR251	All	249
	SR400	SR400	All	400
	SR500	SR500	1978-1981	499
	SRX400	SRX400	1985-90	400
	SRX600	SRX600	1996	608
	SZR660	SZR660	1997	659
	Tenere	Tener	All	660
	T MAX	Tmax 530	All	530
	TT250R	TT250R	All	223
	TT350	TT350	1986-01	346
	TT500	TT500	1975	500
	TT600	TT600	All	595
	TT600E	TT600E	All	595
	TT600R	TT600R	All	595
	TTR230	TT-R230	All	230
	TX650	TX650	1976	653
	Virago	XV250	All	250
	WR250R	WR250R	All	250
	WR250F	WR250F	All	250
	WR400F	WR400F	1998 - 2000	399
	WR426F	Belgarda import ONLY	2001	426
	WR450F	WR450F	All	450
	WR450F	WR450F (2GC)	All	449

YAMAHA (cont.)	XC125	vity	All	125	
	XJ550	XJ550	1981-82	528	
	XJ6	XJ6FL/NL (25kW & 35kW)	All	600	
	XJ6	XJ6SL (25kW)	All	600	
	XJR400	ZJR400	1999	400	
	XJR400	4HM	2003	399	
	XS250	XS250	All	249	
	XS400	XS400	All	391	
	XP500	XP500	All	499	
	XP500	XP500	All	530	
	XS650	XS650	1972-1984	653	
	XT250	XT250	All	249	
	XT350	XT350	All	346	
	XT500	XT500	All	499	
	XT550	XT550	All	552	
	XT600	XT600	All	590	
	XT660R	XT660R	All	659	
	XT660X	XT660X	All	659	
	XT660Z T N R	XT660Z	All	660	
	XTZ660	XT660Z Tenere	All	659	
	XV400	XV400 Virago	1983	399	
	XV535	XV535 Virago	All years	535	
	XVS400	XVS400 Dragstar	2001-03	400	
	XVS650A/custom	XVS650 custom and classic	All years	649	
	XZ400	XZ400	1982	399	
	XZ550	XZ550	1982-83	550	
	YP400	MAJESTY	All	395	
	YZF-R15	YZF-R15	All	150	
	YZF R3	YZF R3A	All	321	
	Zero	DS	Zero DS	until 2015	Electric
		S	Zero S	until 2015	Electric
	Zhejiang	HT300T	Base	2015	275
	Zongshen	ZS250GS	ZS250GS	All	250

Note:

The following are approved:

- All motorcycles built before December 1960 with an engine capacity not exceeding 660ml
- All motorcycles with electric powered engines, with a power output not in excess of 25kw

Schedule 2—Revocation

The *Motor Vehicles (Approval of Motor Bikes and Motor Trikes) Notice 2016* made on 3 March 2016 (Gazette no.14, p.789) is revoked.

SIGNED

Tim Harker

DEPUTY REGISTRAR OF MOTOR VEHICLES

24 March 2016

SOUTH AUSTRALIAN WATER CORPORATION

FEES AND CHARGES SCHEDULE

Miscellaneous Fees and Charges

THE three water and recycled water design and admin fees in the *South Australian Government Gazette* No. 39, page 3063, published on 25 June 2015, should be replaced with the following two fees regarding the water and recycled water design and admin fees. The fees apply for the period 31 March 2016 to 30 June 2016.

Fee Name—Water/Recycled Water	Fee 2015-16
Water Administration Fee—Non-standard connections	\$287
Water Administration Fee—Extensions	\$903

Confirmed as a true and accurate record of the decision of the Corporation.

J. F. RINGHAM, Chief Executive, South Australian Water Corporation

SOUTH AUSTRALIAN WATER CORPORATION

FEES AND CHARGES SCHEDULE

Miscellaneous Fees and Charges

THE three wastewater design and admin fees in the *South Australian Government Gazette* No. 39, page 3065, published on 25 June 2015, should be replaced with the following two fees regarding the wastewater design and admin fees. The fees apply for the period 31 March 2016 to 30 June 2016.

Fee Name—Water/Recycled Water	Fee 2015-16
Water Administration Fee—Non-standard connections	\$287
Water Administration Fee—Extensions	\$903

Confirmed as a true and accurate record of the decision of the Corporation.

J. F. RINGHAM, Chief Executive, South Australian Water Corporation

GOVERNMENT GAZETTE ADVERTISEMENT RATES

To apply from 1 July 2015

	\$		\$
Agents, Ceasing to Act as.....	51.00	Firms:	
Associations:		Ceasing to Carry on Business (each insertion).....	33.75
Incorporation	26.00	Discontinuance Place of Business.....	33.75
Intention of Incorporation	64.00	Land—Real Property Act:	
Transfer of Properties	64.00	Intention to Sell, Notice of.....	64.00
Attorney, Appointment of.....	51.00	Lost Certificate of Title Notices	64.00
Bailiff's Sale.....	64.00	Cancellation, Notice of (Strata Plan)	64.00
Cemetery Curator Appointed.....	37.75	Mortgages:	
Companies:		Caveat Lodgement	26.00
Alteration to Constitution	51.00	Discharge of.....	27.25
Capital, Increase or Decrease of	64.00	Foreclosures.....	26.00
Ceasing to Carry on Business	37.75	Transfer of	26.00
Declaration of Dividend.....	37.75	Sublet.....	13.00
Incorporation	51.00	Leases—Application for Transfer (2 insertions) each	13.00
Lost Share Certificates:		Lost Treasury Receipts (3 insertions) each	37.75
First Name.....	37.75	Licensing	75.50
Each Subsequent Name.....	13.00	Municipal or District Councils:	
Meeting Final.....	42.50	Annual Financial Statement—Forms 1 and 2	712.00
Meeting Final Regarding Liquidator's Report on		Electricity Supply—Forms 19 and 20.....	506.00
Conduct of Winding Up (equivalent to 'Final		Default in Payment of Rates:	
Meeting')		First Name	101.00
First Name.....	51.00	Each Subsequent Name.....	13.00
Each Subsequent Name	13.00	Noxious Trade	37.75
Notices:		Partnership, Dissolution of	37.75
Call.....	64.00	Petitions (small).....	26.00
Change of Name.....	26.00	Registered Building Societies (from Registrar-General)	26.00
Creditors.....	51.00	Register of Unclaimed Moneys—First Name	37.75
Creditors Compromise of Arrangement	51.00	Each Subsequent Name	13.00
Creditors (extraordinary resolution that 'the Com-		Registers of Members—Three pages and over:	
pany be wound up voluntarily and that a liquidator		Rate per page (in 8pt)	324.00
be appointed').....	64.00	Rate per page (in 6pt)	428.00
Release of Liquidator—Application—Large Ad.....	101.00	Sale of Land by Public Auction.....	64.50
—Release Granted	64.00	Advertisements	3.60
Receiver and Manager Appointed.....	58.50	¼ page advertisement	151.00
Receiver and Manager Ceasing to Act	51.00	½ page advertisement	302.00
Restored Name.....	47.75	Full page advertisement.....	591.00
Petition to Supreme Court for Winding Up.....	88.50	Advertisements, other than those listed are charged at \$3.60 per	
Summons in Action.....	75.50	column line, tabular one-third extra.	
Order of Supreme Court for Winding Up Action	51.00	Notices by Colleges, Universities, Corporations and District	
Register of Interests—Section 84 (1) Exempt	114.00	Councils to be charged at \$3.60 per line.	
Removal of Office.....	26.00	Where the notice inserted varies significantly in length from	
Proof of Debts	51.00	that which is usually published a charge of \$3.60 per column line	
Sales of Shares and Forfeiture.....	51.00	will be applied in lieu of advertisement rates listed.	
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Pages	Main	Amends	Pages	Main	Amends
1-16	3.20	1.50	497-512	43.00	42.00
17-32	4.10	2.55	513-528	44.25	42.75
33-48	5.45	3.85	529-544	45.75	44.25
49-64	6.85	5.30	545-560	47.25	45.75
65-80	7.95	6.60	561-576	48.25	47.25
81-96	9.30	7.70	577-592	50.00	47.75
97-112	10.60	9.05	593-608	51.00	49.25
113-128	11.80	10.50	609-624	52.50	51.00
129-144	13.20	11.70	625-640	53.50	52.00
145-160	14.60	13.00	641-656	55.00	53.50
161-176	15.80	14.30	657-672	56.00	54.00
177-192	17.20	15.60	673-688	57.50	56.00
193-208	18.60	17.10	689-704	58.50	56.50
209-224	19.60	18.10	705-720	60.00	58.00
225-240	20.90	19.40	721-736	61.50	59.00
241-257	22.50	20.50	737-752	62.00	60.50
258-272	23.80	21.70	753-768	64.00	61.50
273-288	24.90	23.60	769-784	65.00	64.00
289-304	26.25	24.50	785-800	66.00	65.00
305-320	27.75	26.00	801-816	67.50	65.50
321-336	28.75	27.25	817-832	69.00	67.50
337-352	30.25	28.50	833-848	70.50	69.00
353-368	31.00	30.00	849-864	72.00	70.00
369-384	32.75	31.00	865-880	73.50	72.00
385-400	34.25	32.50	881-896	74.00	72.50
401-416	35.50	33.50	897-912	75.50	74.00
417-432	37.00	35.25	913-928	76.00	75.50
433-448	38.00	36.75	929-944	77.50	76.00
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South Australia

Local Government (Accountability and Governance) Amendment Act (Commencement) Proclamation 2016

1—Short title

This proclamation may be cited as the *Local Government (Accountability and Governance) Amendment Act (Commencement) Proclamation 2016*.

2—Commencement of Act

The *Local Government (Accountability and Governance) Amendment Act 2015* (No 31 of 2015) will come into operation on 31 March 2016.

Made by the Governor

with the advice and consent of the Executive Council
on 31 March 2016.

16LG02CS

South Australia

Rail Safety National Law National Regulations Variation Regulations 2016

under the *Rail Safety National Law (South Australia) Act 2012*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Rail Safety National Law National Regulations 2012*

- 4 Variation of regulation 57—Reporting of notifiable occurrences
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Rail Safety National Law National Regulations Variation Regulations 2016*.

2—Commencement

These regulations will come into operation on 1 July 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 *Rail Safety National Law National Regulations 2012*

4—Variation of regulation 57—Reporting of notifiable occurrences

- (1) Regulation 57(2)(b)—after "72 hours" insert:
 - (or such longer period as may be allowed by the Regulator)
- (2) Regulation 57(3)—after "72 hours" insert:
 - (or such longer period as may be allowed by the Regulator)

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

on the unanimous recommendation of the responsible Ministers and with the advice and consent of the Executive Council
on 31 March 2016

No 19 of 2016

MTR/16/001

South Australia

Local Government (General) (Accountability and Governance) Variation Regulations 2016

under the *Local Government Act 1999*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Local Government (General) Regulations 2013*

- 4 Insertion of regulation 8AAA
8AAA Conflicts of interest—ordinary business matters
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Local Government (General) (Accountability and Governance) Variation Regulations 2016*.

2—Commencement

These regulations will come into operation on the day on which section 14 of the *Local Government (Accountability and Governance) Amendment Act 2015* comes into operation.

3—Variation provisions

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

Part 2—Variation of *Local Government (General) Regulations 2013*

4—Insertion of regulation 8AAA

After regulation 8 insert:

8AAA—Conflicts of interest—ordinary business matters

- (1) For the purposes of sections 74(6) and 75A(6) of the Act, the following matters are prescribed:
 - (a) the conduct and consideration of a review under section 12 of the Act;
 - (b) the adoption or alteration of a training and development policy under section 80A of the Act;
 - (c) the adoption or amendment of a strategic management plan under section 122 of the Act;
 - (d) the adoption or revision of an annual business plan or budget under section 123 of the Act;
 - (e) the declaration of rates (other than a separate rate) or a charge with the character of a rate.
- (2) In connection with subregulation (1), a matter to be discussed at a meeting of the council that relates to a matter within the ambit of paragraphs (a) to (e) (for example, a discussion relating to the preparation of a strategic management plan) is prescribed.
- (3) In addition, for the purposes of section 75A(6) of the Act, a matter before a council—
 - (a) that is of interest to a member of the council because the member is a member, officer or employee of an agency or instrumentality of the Crown (within the meaning of section 73(4) of the Act); and
 - (b) that does not directly concern that agency or instrumentality,is prescribed.

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 31 March 2016

No 20 of 2016

16LG01CS

SOUTH AUSTRALIA
District Court Civil Rules 2006
(Amendment No. 32)

BY virtue and in pursuance of Section 51 of the District Court Act 1991 and all other enabling powers, we, Geoffrey Louis Muecke, Chief Judge, and Rauf Soulio and Paul Vincent Slattery, Judges of the District Court of South Australia, make the following Rules of Court.

1. These Rules may be cited as the District Court Civil Rules 2006 (Amendment No 32).
2. The amendments made by these Rules come into effect on 1 May 2016 or the date of their gazettal, whichever is later.
3. The District Court Civil Rules 2006 are amended as set out below.
4. Rule 37 is amended by inserting at the end immediately after subrule 37 (4):

“(5) A combined cross action and third party action may be in the same document as any defence filed by the party bringing the combined cross action and third party action.”
5. Rule 71 is amended by:
 - (a) deleting subrule (1) and substituting:

“(1) A document served by post is taken to have been served four business days after the date on which it was posted.”
 - (b) inserting at the end immediately after subrule (5):

“(6) The presumptions created by the foregoing subrules may be rebutted by evidence to the contrary about whether a document was actually received or when it was actually received by the recipient.”
6. The following is substituted for rule 173 (1):

“(1) A subpoena under rule 173 of the Rules:
 - (a) to attend to give evidence is to be in an approved form;
 - (b) to produce any document or thing is to be in an approved form;
 - (c) to do both those things is to be in an approved form.”
7. Rule 188A (5) is amended by inserting “to” between “time decide”.
8. Rules 188H (3) and 188I (3) are amended by substituting “188A” for “188B”.

Dated 24 March 2016.

G. L. MUECKE, Chief Judge
R. SOULIO, Judge
P. V. SLATTERY, Judge

SOUTH AUSTRALIA
District Court Civil Supplementary Rules 2014
(Amendment No. 4)

BY virtue and in pursuance of Section 51 of the District Court Act 1991 and all other enabling powers, we, Geoffrey Louis Muecke, Chief Judge, and Rauf Soulio and Paul Vincent Slattery, Judges of the District Court of South Australia, make the following Rules of Court.

1. These Rules may be cited as the District Court Civil Supplementary Rules 2014 (Amendment No 4).

2. The District Court Civil Supplementary Rules 2014 are amended as set out below.

3. The amendments made by these Rules come into effect on 1 May 2016 or the date of their gazettal, whichever is later.

4. Supplementary rules 37 and 69 are amended by substituting “form 20” for “form 18”.

5. Supplementary rule 38 is amended by substituting “form 9A” for “form 8” and “statement of claim/third party claim” for “counterclaim”.

6. A new supplementary rule 69A is inserted immediately after supplementary rule 69 as follows:

“69 A—Combined counterclaim and third party claim

(1) A combined counterclaim and third party claim under rules 38, 91 and 98 of the Rules is to be in form 9A accompanied by a statement of claim in form 20.

(2) A combined counterclaim and third party claim may repeat in the appropriate Part matters pleaded in the statement of claim in the primary action or in an earlier generation secondary action.”

7. Supplementary rule 85 is amended by inserting at the end immediately after subrule (4) the following:

“(5) A judicial or administrative officer presiding over a settlement conference has power to make orders and give directions incidental to and for the purpose of the conference including power to adjourn the conference. However, parties and practitioners are to be ready to proceed on the date and at the time fixed for the conference. Ordinarily an action will proceed to trial as soon as practicable after the settlement conference, if unsuccessful, and adjournments will not normally be granted in the exercise of the discretion of the presiding officer other than in exceptional circumstances.”

8. The following is substituted for supplementary rule 175”

“175—Form of subpoena

A subpoena under rule 173 of the Rules:

(a) to attend to give evidence is to be in form 34A;

(b) to produce any document or thing is to be in form 34B;

(c) to do both those things is to be in form 34C.”

9. Forms 8, 20 and 35 in the Schedule are substituted for existing forms 8, 20 and 35 in Schedule 3 to the District Court Civil Supplementary Rules 2014.

10. New form 9A in the Schedule is inserted in Schedule 3 to the District Court Civil Supplementary Rules 2014 immediately after form 9.

11. Form 34 in Schedule 3 to the District Court Civil Supplementary Rules 2014 is deleted.

12. New forms 34A, 34B and 34C in the Schedule are inserted in Schedule 3 to the District Court Civil Supplementary Rules 2014 immediately after form 33.

Dated 24 March 2016.

G. L. MUECKE, Chief Judge

R. SOULIO, Judge

P. V. SLATTERY, Judge

The Schedule

Rule 35(2)

Form 8

Cross action by counterclaim

CROSS ACTION BY COUNTERCLAIM

TO THE DEFENDANT TO CROSS ACTION: *(name of defendant to counterclaim who must be an existing party in the action)* of *(address)*

The *(role of party)*, *(name)* makes a counterclaim against you or which may affect you. Details of the claim and relief sought are contained in the accompanying Statement of Counterclaim/Affidavit *(delete whichever is inapplicable)*.

Action required

If you wish to defend the claim, you must file a Defence/answering Affidavit *(delete whichever is inapplicable)* within 28 calendar days after service of the Statement of Counterclaim/Affidavit relied on by the Cross Claimant *(delete whichever is inapplicable)* on you.

If a Defence/answering Affidavit *(delete whichever is inapplicable)* is not filed within the time stated, you will not be entitled to challenge the *(role of party)*'s claim against you and you will be taken to have admitted the *(role of party)*'s claim against you. A judgment in respect of such liability may be given against you in your absence and without further notice.

Endorsements

Cross Action issued pursuant to section *(number)* of the *(Act)/rule (number)* of the *District Court Civil Rules 2006 (delete whichever is inapplicable)*.

This Cross Action has the following endorsements under section *(number)* of the *(Act)/rule (number)* of the *District Court Civil Rules 2006 (delete whichever is inapplicable)*:

Orders sought *(delete this section if statement of claim filed)*

On the grounds stated in the accompanying affidavit, the Cross Claimant seeks the following orders:

(state briefly but specifically the orders sought)

Accompanying documents

This summons must be accompanied by a Statement of Counterclaim or Affidavit in lieu of pleading.

Cross Claimant's address

The Cross Claimant's address for service is:

Place:

Email:

The Cross Claimant's address is (*if the cross claimant is an individual - place of residence or business; if the cross claimant is a corporation - principal place of business*).

Date:

Signed by (*name*)

Cross Claimant/Cross Claimant's solicitor (*delete whichever is inapplicable*)

STATEMENT OF COUNTERCLAIM

(*see form 20*)

Rule 37(1)

Form 9A

Cross action and third party action

CROSS ACTION AND THIRD PARTY ACTION**PART 1 CROSS ACTION**

TO THE DEFENDANT TO CROSS ACTION: *(name of defendant to counterclaim who IS an existing party in the action)* of *(address)*

The *(role of party)*, *(name)* makes a counterclaim against you or which may affect you. Details of the claim and relief sought are contained in the accompanying Statement of Counterclaim/Affidavit *(delete whichever is inapplicable)*.

Action required

If you wish to defend the claim, you must file a Defence/answering Affidavit *(delete whichever is inapplicable)* within 28 calendar days after service of the Statement of Counterclaim/Affidavit relied on by the Cross Claimant *(delete whichever is inapplicable)* on you.

If a Defence/answering Affidavit *(delete whichever is inapplicable)* is not filed within the time stated, you will not be entitled to challenge the *(role of party)*'s claim against you and you will be taken to have admitted the *(role of party)*'s claim against you. A judgment in respect of such liability may be given against you in your absence and without further notice.

PART 2 THIRD PARTY ACTION

TO THE DEFENDANT TO THIRD PARTY ACTION: (*name of defendant who is NOT an existing party in the action*) of (*address*).

The (*role of party*), (*name*) brings a third party action against you or which may affect you. Details of the claim and relief sought are contained in the accompanying Statement of Counterclaim/Affidavit (*delete whichever is inapplicable*).

Action required

If you wish to defend the claim, you must:

- (a) file a Notice of Address for Service within 14 calendar days after service of this Third Party Action on you; and
- (b) file a Defence/answering Affidavit (*delete whichever is inapplicable*) within 28 calendar days after service of the Statement of Counterclaim/Affidavit relied on by the Cross Claimant (*delete whichever is inapplicable*) on you.

If a Notice of Address for Service and a Defence/answering Affidavit (*delete whichever is inapplicable*) is not filed within the time stated, you will not be entitled to challenge the (*role of party*)'s claim against you and you will be taken to have admitted the (*role of party*)'s claim against you. A judgment in respect of such liability may be given against you in your absence and without further notice.

The Notice of Address for Service and Defence/answering Affidavit (*delete whichever is inapplicable*) must be filed at a Registry of the Court. If you do not have a solicitor, you may attend personally at a Registry to do this. A list of the Registry addresses may be obtained through the website of the Courts Administration Authority (www.courts.sa.gov.au) or by telephoning the Registry of the Court (8204 0289).

PART 3 GENERAL**Endorsements**

Cross Action and Third Party Action issued pursuant to section (*number*) of the (*Act*)/rule (*number*) of the *District Court Civil Rules 2006* (*delete whichever is inapplicable*).

This Cross Action and Third Party Action has the following endorsements under section (*number*) of the (*Act*)/rule (*number*) of the *District Court Civil Rules 2006* (*delete whichever is inapplicable*):

Orders sought (*delete this section if statement of claim filed*)

On the grounds stated in the accompanying affidavit, the Cross Claimant seeks the following orders:

(*state briefly but specifically the orders sought*)

Accompanying documents

This summons must be accompanied by a Statement of Counterclaim or Affidavit in lieu of pleading.

Cross Claimant's address

The Cross Claimant's address for service is:

Place:

Email:

The Cross Claimant's address is (*if the cross claimant is an individual - place of residence or business; if the cross claimant is a corporation - principal place of business*).

Date:

Signed by (*name*)

Cross Claimant/Cross Claimant's solicitor (*delete whichever is inapplicable*)

STATEMENT OF COUNTERCLAIM/THIRD PARTY CLAIM

(*see form 20*)

Rules 91, 98 and 99

Form 20

Statement of counterclaim/third party claim

STATEMENT OF COUNTERCLAIM/THIRD PARTY CLAIM
*(delete one if inapplicable)***Introduction***(summarise the claim the subject of the counterclaim/third party claim in less than 50 words)*

The causes of action relied on are:

*(list causes of action)***Part 1: Background and uncontroversial matters***(plead background and facts or matters expected to be uncontroversial)**(matters may be repeated from the defence or another earlier generation pleading)***Part 2: Basis of causes of action and other material matters***(plead the basis of each cause of action and material facts or matters on which each cause of action is based insofar as not addressed in Part 1)**(matters may be repeated from the defence or another earlier generation pleading)***Part 3: Remedies and ancillary remedies***(set out remedies and ancillary remedies sought)***Certificate:**

This pleading is put forward in accordance with the instructions of the *(role of party)*, *(name)* and it complies with the *District Court Civil Rules 2006*.

Date:

Signed by *(name)*

(role of party)/(role of party's) solicitor *(delete whichever is inapplicable)*

Form 34A

Rule 173

Subpoena

SUBPOENATO: *(name)* of *(address)***You are ordered to attend to give evidence – see next page for details.****Failure to comply with this subpoena without lawful excuse is a contempt of court and may result in your arrest.**

Please read Notes 1 to 8 at the end of this subpoena.

The last date for service of this subpoena is *(date)*. *(see Note 1)**(if applicable)* The last date for service was fixed by order made by Judge *(name)* dated *(date)*.

FILED:

*(Registry to place seal)*Issued at the request of *(role of party)*, *(name)* whose address for service is:

Place:

Email:

Details of subpoena

Date, time and place at which you must attend to give evidence, unless you receive notice of a later date or time from the issuing party, in which case the later date or time is substituted:

Date:

Time:

Place: District Court, Sir Samuel Way Building, 241-259 Victoria Square, Adelaide

You must continue to attend from day to day unless excused by the Court or the person authorised to take evidence in this proceeding or until the hearing of the matter is completed.

NOTES

Last day for service

1. You need not comply with the subpoena unless it is served on you on or before the date specified in the subpoena as the last date for service of the subpoena.

Informal service

2. Even if this subpoena has not been served personally on you, you must, nevertheless, comply with its requirements, if you have, by the last date for service of the subpoena, actual knowledge of the subpoena and of its requirements.

Addressee a corporation

3. If the subpoena is addressed to a corporation, the corporation must comply with the subpoena by its appropriate or proper officer.

Conduct money

4. You need not comply with the subpoena insofar as it requires you to attend to give evidence unless conduct money sufficient to meet your reasonable expenses of attending as required by the subpoena is handed or tendered to you a reasonable time before the date on which your attendance is required.

Applications in relation to subpoena

5. You have the right to apply to the Court:
 - (a) for an order setting aside the subpoena (or a part of it) or for relief in respect of the subpoena; and
 - (b) for an order with respect to your claim for privilege, public interest immunity or confidentiality in relation to any document or thing the subject of the subpoena.

Loss or expense of compliance

6. You may apply to the Court for an order that the issuing party pay an amount (in addition to conduct money and any witness's expenses) in respect of the loss or expense, including legal costs, reasonably incurred in complying with the subpoena.

Contempt of court – arrest

7. Failure to comply with a subpoena without lawful excuse is a contempt of court and may be dealt with accordingly.
8. Note 7 is without prejudice to any power of the Court under any rules of the Court (including any rules of the Court providing for the arrest of an addressee who defaults in attendance in accordance with a subpoena) or otherwise, to enforce compliance with a subpoena.

For more information regarding attending Court, Court services and translation services visit www.courts.sa.gov.au

Form 34B

Rule 173

Subpoena

SUBPOENATO: *(name)* of *(address)*

You are ordered to produce this subpoena or a copy of it and the documents or things specified in the Schedule of documents – see next page for details.

Failure to comply with this subpoena without lawful excuse is a contempt of court and may result in your arrest.

Please read Notes 1 to 15 at the end of this subpoena.

The last date for service of this subpoena is *(date)*. *(see Note 1)*

(if applicable) The last date for service was fixed by order made by Judge *(name)* dated *(date)*.

FILED:

(Registry to place seal)

Issued at the request of *(role of party)*, *(name)* whose address for service is:

Place:

Email:

Details of subpoena

You must comply with this subpoena:

- (a) by attending to produce this subpoena or a copy of it and the documents or things specified in the Schedule of documents below at the date, time and place specified for attendance and production; or
- (b) by delivering or sending this subpoena or a copy of it and the documents or things specified in the Schedule of documents below to the Registrar at the address below, or if there is more than one address below, at any one of those addresses, so that they are received not less than 2 clear business days before the date specified for attendance and production. *(see Notes 5-11)*

Date, time and place at which you must attend to produce the subpoena or a copy of it and documents or things unless you receive notice of a later date or time from the issuing party, in which case the later date or time is substituted:

Date:

Time:

Place: District Court, Sir Samuel Way Building, 241-259 Victoria Square, Adelaide

Address, or any address, to which the subpoena (or copy) and documents or things may be delivered or posted:

District Court Civil Registry
Lower Ground Floor
Sir Samuel Way Building
241- 259 Victoria Square
Adelaide, South Australia, 5000

Schedule of documents

The documents and things you must produce are as follows:

(list the documents or things. attach list if insufficient space)

NOTES

Last day for service

1. You need not comply with the subpoena unless it is served on you on or before the date specified in the subpoena as the last date for service of the subpoena.

Informal service

2. Even if this subpoena has not been served personally on you, you must, nevertheless, comply with its requirements, if you have, by the last date for service of the subpoena, actual knowledge of the subpoena and of its requirements.

Addressee a corporation

3. If the subpoena is addressed to a corporation, the corporation must comply with the subpoena by its appropriate or proper officer.

Conduct money

4. You need not comply with the subpoena insofar as it requires you to attend at Court unless conduct money sufficient to meet your reasonable expenses of attending as required by the subpoena is handed or tendered to you a reasonable time before the date on which your attendance is required.

Production of subpoena or copy of it and documents or things by delivery or post

5. Insofar as this subpoena requires production of the subpoena (or a copy of it) and a document or thing, instead of attending to produce the subpoena (or a copy of it) and the document or thing, you may comply with the subpoena by delivering or sending the subpoena (or a copy of it) and the document or thing to the Registrar:
 - (a) at the address specified in the subpoena for the purpose; or
 - (b) if more than one address is so specified, at any one of those addresses;so that they are received not less than 2 clear business days before the date specified in the subpoena for attendance and production or, if you receive notice of a later date or time from the issuing party, before that later date or time.

Objection to inspection of the document or thing produced

6. If you object to a document or thing produced in response to this subpoena being inspected by a party to the proceeding or any other person, you must, at the time of production, notify the Registrar in writing of your objection and of the grounds of your objection.
7. Unless the Court otherwise orders, if you do not object to a document or thing produced by you in response to the subpoena being inspected by any party to the proceeding, the Registrar may permit the parties to the proceeding to inspect the document or thing.

Production of a number of documents or things

8. If you produce more than one document or thing, you must, if requested by the Registrar, produce a list of the documents or things produced.

Production of copy instead of original

9. Insofar as the subpoena requires you to produce a document, you may produce a copy of the document unless the subpoena specifically requires you to produce the original.

- 9A. A copy of a document may be:
- (a) a photocopy; or
 - (b) in any of the following electronic formats:
 - .doc and .docx – Microsoft Word documents
 - .pdf – Adobe Acrobat documents
 - .xls and .xlsx – Microsoft Excel spreadsheets
 - .jpg – image files
 - .rtf – rich text format
 - .gif – graphics interchange format
 - .tif – tagged image format.

Return or destruction of documents or copies

10. You may, at the time of production, inform the Court that any document or copy of a document produced need not be returned and may be destroyed.
11. If you have so informed the Court, the Registrar may destroy the document or copy instead of returning it to you.

Applications in relation to subpoena

12. You have the right to apply to the Court:
- (a) for an order setting aside the subpoena (or a part of it) or for relief in respect of the subpoena; and
 - (b) for an order with respect to your claim for privilege, public interest immunity or confidentiality in relation to any document or thing the subject of the subpoena.

Loss or expense of compliance

13. You may apply to the Court for an order that the issuing party pay an amount (in addition to conduct money and any witness's expenses) in respect of the loss or expense, including legal costs, reasonably incurred in complying with the subpoena.

Contempt of court – arrest

14. Failure to comply with a subpoena without lawful excuse is a contempt of court and may be dealt with accordingly.
15. Note 14 is without prejudice to any power of the Court under any rules of the Court (including any rules of the Court providing for the arrest of an addressee who defaults in attendance in accordance with a subpoena) or otherwise, to enforce compliance with a subpoena.

For more information regarding attending Court, Court services and translation services visit
www.courts.sa.gov.au

Form 34C

Rule 173
Subpoena**SUBPOENA**TO: *(name)* of *(address)*

You are ordered to attend to give evidence and to produce this subpoena or a copy of it and the documents or things specified in the Schedule of documents – see next page for details.

Failure to comply with this subpoena without lawful excuse is a contempt of court and may result in your arrest.

Please read Notes 1 to 15 at the end of this subpoena.

The last date for service of this subpoena is *(date)*. *(see Note 1)*

(if applicable) The last date for service was fixed by order made by Judge *(name)* dated *(date)*.

FILED:

(Registry to place seal)

Issued at the request of *(role of party)*, *(name)* whose address for service is:

Place:

Email:

Details of subpoena

Insofar as you are required by this subpoena to attend to give evidence, you must attend as follows, unless you receive notice of a later date or time from the issuing party, in which case the later date or time is substituted:

Date:

Time:

Place: District Court, Sir Samuel Way Building, 241-259 Victoria Square, Adelaide

You must continue to attend from day to day unless excused by the Court or the person authorised to take evidence in this proceeding or until the hearing of the matter is completed.

Insofar as you are required by this subpoena to produce the subpoena or a copy of it and documents or things, you must comply with this subpoena:

- (a) by attending to produce this subpoena or a copy of it and the documents or things specified in the Schedule of documents below at the date, time and place specified for attendance and production; or
- (b) by delivering or sending this subpoena or a copy of it and the documents or things specified in the Schedule of documents below to the Registrar at the address below, or if there is more than one address below, at any one of those addresses, so that they are received not less than 2 clear business days before the date specified for attendance and production. (*see Notes 5-11*)

Date, time and place at which you must attend to produce the subpoena or a copy of it and the documents or things unless you receive notice of a later date or time from the issuing party, in which case the later date or time is substituted:

Date:

Time:

Place: District Court, Sir Samuel Way Building, 241-259 Victoria Square, Adelaide

Address, or any address, to which the subpoena (or copy) and documents or things may be delivered or posted:

District Court Civil Registry
Lower Ground Floor
Sir Samuel Way Building
241- 259 Victoria Square
Adelaide, South Australia, 5000

Schedule of documents

The documents and things you must produce are as follows:
(*list the documents or things. attach list if insufficient space*)

NOTES

Last day for service

1. You need not comply with the subpoena unless it is served on you on or before the date specified in the subpoena as the last date for service of the subpoena.

Informal service

2. Even if this subpoena has not been served personally on you, you must, nevertheless, comply with its requirements, if you have, by the last date for service of the subpoena, actual knowledge of the subpoena and of its requirements.

Addressee a corporation

3. If the subpoena is addressed to a corporation, the corporation must comply with the subpoena by its appropriate or proper officer.

Conduct money

4. You need not comply with the subpoena insofar as it requires you to attend to give evidence unless conduct money sufficient to meet your reasonable expenses of attending as required by the subpoena is handed or tendered to you a reasonable time before the date on which your attendance is required.

Production of subpoena or copy of it and documents or things by delivery or post

5. Insofar as this subpoena requires production of the subpoena (or a copy of it) and a document or thing, instead of attending to produce the subpoena (or a copy of it) and the document or thing, you may comply with the subpoena by delivering or sending the subpoena (or a copy of it) and the document or thing to the Registrar:
 - (a) at the address specified in the subpoena for the purpose; or
 - (b) if more than one address is so specified, at any one of those addresses;so that they are received not less than 2 clear business days before the date specified in the subpoena for attendance and production or, if you receive notice of a later date or time from the issuing party, before that later date or time.

Objection to inspection of the document or thing produced

6. If you object to a document or thing produced in response to this subpoena being inspected by a party to the proceeding or any other person, you must, at the time of production, notify the Registrar in writing of your objection and of the grounds of your objection.
7. Unless the Court otherwise orders, if you do not object to a document or thing produced by you in response to the subpoena being inspected by any party to the proceeding, the Registrar may permit the parties to the proceeding to inspect the document or thing.

Production of a number of documents or things

8. If you produce more than one document or thing, you must, if requested by the Registrar, produce a list of the documents or things produced.

Production of copy instead of original

9. If the subpoena requires you to produce a document, you may produce a copy of the document unless the subpoena specifically requires you to produce the original.

9A. A copy of a document may be:

- (a) a photocopy; or
- (b) in any of the following electronic formats:
 - .doc and .docx – Microsoft Word documents
 - .pdf – Adobe Acrobat documents
 - .xls and .xlsx – Microsoft Excel spreadsheets
 - .jpg – image files
 - .rtf – rich text format
 - .gif – graphics interchange format
 - .tif – tagged image format.

Return or destruction of documents or copies

10. You may, at the time of production, inform the Court that any document or copy of a document produced need not be returned and may be destroyed.

11. If you have so informed the Court, the Registrar may destroy the document or copy instead of returning it to you.

Applications in relation to subpoena

12. You have the right to apply to the Court:

- (a) for an order setting aside the subpoena (or a part of it) or for relief in respect of the subpoena; and
- (b) for an order with respect to your claim for privilege, public interest immunity or confidentiality in relation to any document or thing the subject of the subpoena.

Loss or expense of compliance

13. You may apply to the Court for an order that the issuing party pay an amount (in addition to conduct money and any witness's expenses) in respect of the loss or expense, including legal costs, reasonably incurred in complying with the subpoena.

Contempt of court – arrest

14. Failure to comply with a subpoena without lawful excuse is a contempt of court and may be dealt with accordingly.

15. Note 14 is without prejudice to any power of the Court under any rules of the Court (including any rules of the Court providing for the arrest of an addressee who defaults in attendance in accordance with a subpoena) or otherwise, to enforce compliance with a subpoena.

For more information regarding attending Court, Court services and translation services visit
www.courts.sa.gov.au

Rule 180(3)

Form 35

Notice and Declaration by addressee of subpoena

NOTICE AND DECLARATION BY ADDRESSEE OF SUBPOENATO: *(name of addressee)* of *(address)***Notice to Addressee**

The ***Addressee*** is the person to whom the subpoena is addressed and who will be the recipient of the subpoena.

You may produce copies of any subpoenaed documents, unless the subpoena specifically requires you to produce originals. A copy of a document may be:

- (a) a photocopy; or
- (b) in any of the following electronic formats:
 - .doc and .docx – Microsoft Word documents
 - .pdf – Adobe Acrobat documents
 - .xls and .xlsx – Microsoft Excel spreadsheets
 - .jpg – image files
 - .rtf – rich text format
 - .gif – graphics interchange format
 - .tif – tagged image format

You must complete the Declaration below, attach it to the subpoena or a copy of the subpoena, and return them with the documents or things you provide to the Court under the subpoena.

If you declare that the material you produce are copies of documents, the Registrar may, without further notice to you, destroy the copies after the expiry of 4 months from the conclusion of the proceeding or, if the documents become exhibits in the proceeding, when they are no longer required in connection with the proceeding, including on any appeal.

If the material you produce to the Court is or includes an original document, the Court will return all of the material to you at the address specified by you in the Declaration below.

DECLARATION BY ADDRESSEE (SUBPOENA RECIPIENT)

(tick the relevant option below, provide your address as appropriate, sign and date)

All of the material I am providing to the Court in compliance with the attached subpoena are **copies of documents**. I acknowledge that the Court will destroy the copies once they are no longer required, without further notice to me.

Some or all of the material I am providing to the Court in compliance with the attached subpoena is an **original** document. Once the material is no longer required, all of the material should be returned to me at the following address:

.....
.....

(signature of addressee)

(name of addressee)

(date)

SOUTH AUSTRALIA
District Court Criminal Rules 2014
(Amendment No. 2)

BY virtue and in pursuance of Section 51 of the District Court Act 1991 and all other enabling powers, we, Geoffrey Louis Muecke, Chief Judge, and Rauf Soulio and Paul Vincent Slattery, Judges of the District Court of South Australia, make the following Rules of Court.

1. These Rules may be cited as the District Court Criminal Rules 2014 (Amendment No 2).
2. The amendments made by these Rules come into effect on 1 May 2016 or the date of their gazettal, whichever is later.
3. The District Court Criminal Rules 2014 are amended as set out below.
4. The following is substituted for rule 68 (1):
 - “(1) A subpoena:
 - (a) to attend to give evidence is to be in an approved form;
 - (b) to produce any document or thing is to be in an approved form;
 - (c) to do both those things is to be in an approved form.”

Dated 24 March 2016.

G. L. MUECKE, Chief Judge

R. SOULIO, Judge

P. V. SLATTERY, Judge

SOUTH AUSTRALIA
District Court Criminal Supplementary Rules 2014
(Amendment No. 1)

BY virtue and in pursuance of Section 51 of the District Court Act 1991 and all other enabling powers, we, Geoffrey Louis Muecke, Chief Judge, and Rauf Soulio and Paul Vincent Slattery, Judges of the District Court of South Australia, make the following Rules of Court.

1. These Rules may be cited as the District Court Criminal Supplementary Rules 2014 (Amendment No 1).
2. The amendments made by these Rules come into effect on 1 May 2016 or the date of their gazettal, whichever is later.
3. The District Court Criminal Supplementary Rules 2014 are amended as set out below.
4. The following is substituted for supplementary rule 43(1):
“(1) A subpoena under rule 68 of the Rules:
 (a) to attend to give evidence is to be in form 26A;
 (b) to produce any document or thing is to be in form 26B;
 (c) to do both those things is to be in form 26C.”
5. Form 26 in the Schedule to the District Court Criminal Supplementary Rules 2014 is deleted.
6. New Forms 26A, 26B and 26C in the Schedule are inserted in the Schedule to the District Court Criminal Supplementary Rules 2014 immediately after form 25.
7. Form 27 in the Schedule is substituted for existing Form 27 in the Schedule to the District Court Criminal Supplementary Rules 2014.

Dated 24 March 2016.

G. L. MUECKE, Chief Judge

R. SOULIO, Judge

P. V. SLATTERY, Judge

THE SCHEDULE**Rule 68(1)**

Form 26A

Subpoena

*(insert proceeding heading)***SUBPOENA**TO: *(name of addressee)**(address)***You are ordered to attend to give evidence – see below for details.****Failure to comply with this subpoena without lawful excuse is a contempt of court and may result in your arrest.**

Please read Notes 1 to 8 at the end of this subpoena.

The last date for service of this subpoena is *(date)*. *(see Note 1)**(if applicable)* The last date for service was fixed by order made by Judge *(name)* dated *(date)*.

FILED:

*(Registry to place seal)*Issued at the request of *(role of party)*, *(name)* whose address for service is:

Place:

Email:

Details of subpoena

Date, time and place at which you must attend to give evidence, unless you receive notice of a later date or time from the issuing party, in which case the later date or time is substituted:

Date:

Time:

Place: District Court, Sir Samuel Way Building, 241-259 Victoria Square Adelaide

You must continue to attend from day to day unless excused by the Court or the person authorised to take evidence in this proceeding or until the hearing of the matter is completed.

NOTES

Last day for service

1. You need not comply with the subpoena unless it is served on you on or before the date specified in the subpoena as the last date for service of the subpoena.

Informal service

2. Even if this subpoena has not been served personally on you, you must, nevertheless, comply with its requirements, if you have, by the last date for service of the subpoena, actual knowledge of the subpoena and of its requirements.

Addressee a corporation

3. If the subpoena is addressed to a corporation, the corporation must comply with the subpoena by its appropriate or proper officer.

Conduct money

4. You need not comply with the subpoena in so far as it requires you to attend to give evidence unless conduct money sufficient to meet your reasonable expenses of attending as required by the subpoena is handed or tendered to you a reasonable time before the date on which your attendance is required.

Applications in relation to subpoena

5. You have the right to apply to the Court:
 - (a) for an order setting aside the subpoena (or a part of it) or for relief in respect of the subpoena; and
 - (b) for an order with respect to your claim for privilege, public interest immunity or confidentiality in relation to any document or thing the subject of the subpoena.

Loss or expense of compliance

6. You may apply to the Court for an order that the issuing party pay an amount (in addition to conduct money and any witness's expenses) in respect of the loss or expense, including legal costs, reasonably incurred in complying with the subpoena.

Contempt of court – arrest

7. Failure to comply with a subpoena without lawful excuse is a contempt of court and may be dealt with accordingly.
8. Note 7 is without prejudice to any power of the Court under any rules of the Court (including any rules of the Court providing for the arrest of an addressee who defaults in attendance in accordance with a subpoena) or otherwise, to enforce compliance with a subpoena.

For more information regarding attending Court, Court services and translation services visit

www.courts.sa.gov.au

Rule 68(1)

Form 26B

Subpoena

*(insert proceeding heading)***SUBPOENA**TO: *(name of addressee)**(address)*

You are ordered to produce this subpoena or a copy of it and the documents or things specified in the Schedule – see below for details.

Failure to comply with this subpoena without lawful excuse is a contempt of court and may result in your arrest.

Please read Notes 1 to 15 at the end of this subpoena.

The last date for service of this subpoena is *(date)*. *(see Note 1)*

(if applicable) The last date for service was fixed by order made by Judge *(name)* dated *(date)*.

FILED:

(Registry to place seal)

Issued at the request of *(role of party)*, *(name)* whose address for service is:

Place:

Email:

Details of subpoena

You must comply with this subpoena:

- (a) by attending to produce this subpoena or a copy of it and the documents or things specified in the Schedule of documents below at the date, time and place specified for attendance and production; or

- (b) by delivering or sending this subpoena or a copy of it and the documents or things specified in the Schedule of documents below to the Registrar at the address below, or if there is more than one address below, at any one of those addresses, so that they are received not less than 2 clear business days before the date specified for attendance and production. (see Notes 5-11)

Date, time and place at which you must attend to produce the subpoena or a copy of it and documents or things unless you receive notice of a later date or time from the issuing party, in which case the later date or time is substituted:

Date:

Time:

Place: District Court, Sir Samuel Way Building, 241-259 Victoria Square Adelaide

Address, or any address, to which the subpoena (or copy) and documents or things may be delivered or posted:

District Court Criminal Registry
Lower Ground Floor
Sir Samuel Way Building
241- 259 Victoria Square
Adelaide, South Australia, 5000

Schedule of documents

The documents and things you must produce are as follows:

(list the documents or things. if insufficient space attach list)

NOTES

Last day for service

1. You need not comply with the subpoena unless it is served on you on or before the date specified in the subpoena as the last date for service of the subpoena.

Informal service

2. Even if this subpoena has not been served personally on you, you must, nevertheless, comply with its requirements, if you have, by the last date for service of the subpoena, actual knowledge of the subpoena and of its requirements.

Addressee a corporation

3. If the subpoena is addressed to a corporation, the corporation must comply with the subpoena by its appropriate or proper officer.

Conduct money

4. You need not comply with the subpoena in so far as it requires you to attend at Court unless conduct money sufficient to meet your reasonable expenses of attending as required by the subpoena is handed or tendered to you a reasonable time before the date on which your attendance is required.

Production of subpoena or copy of it and documents or things by delivery or post

5. In so far as this subpoena requires production of the subpoena (or a copy of it) and a document or thing, instead of attending to produce the subpoena (or a copy of it) and the document or thing, you may comply with the subpoena by delivering or sending the subpoena (or a copy of it) and the document or thing to the Registrar:

(a) at the address specified in the subpoena for the purpose; or

(b) if more than one address is so specified, at any one of those addresses;

so that they are received not less than 2 clear business days before the date specified in the subpoena for attendance and production or, if you receive notice of a later date or time from the issuing party, before that later date or time.

Objection to inspection of the document or thing produced

6. If you object to a document or thing produced in response to this subpoena being inspected by a party to the proceeding or any other person, you must, at the time of production, notify the Registrar in writing of your objection and of the grounds of your objection.

7. Unless the Court otherwise orders, if you do not object to a document or thing produced by you in response to the subpoena being inspected by any party to the proceeding, the Registrar may permit the parties to the proceeding to inspect the document or thing.

Production of a number of documents or things

8. If you produce more than one document or thing, you must, if requested by the Registrar, produce a list of the documents or things produced.

Production of copy instead of original

9. Insofar as the subpoena requires you to produce a document, you may produce a copy of the document unless the subpoena specifically requires you to produce the original.

- 9A. A copy of a document may be:
- (a) a photocopy; or
 - (b) in any of the following electronic formats:
 - .doc and .docx – Microsoft Word documents
 - .pdf – Adobe Acrobat documents
 - .xls and .xlsx – Microsoft Excel spreadsheets
 - .jpg – image files
 - .rtf – rich text format
 - .gif – graphics interchange format
 - .tif – tagged image format.

Return or destruction of documents or copies

10. You may, at the time of production, inform the Court that any document or copy of a document produced need not be returned and may be destroyed.
11. If you have so informed the Court, the Registrar may destroy the document or copy instead of returning it to you.

Applications in relation to subpoena

12. You have the right to apply to the Court:
- (a) for an order setting aside the subpoena (or a part of it) or for relief in respect of the subpoena; and
 - (b) for an order with respect to your claim for privilege, public interest immunity or confidentiality in relation to any document or thing the subject of the subpoena.

Loss or expense of compliance

13. You may apply to the Court for an order that the issuing party pay an amount (in addition to conduct money and any witness's expenses) in respect of the loss or expense, including legal costs, reasonably incurred in complying with the subpoena.

Contempt of court – arrest

14. Failure to comply with a subpoena without lawful excuse is a contempt of court and may be dealt with accordingly.
15. Note 14 is without prejudice to any power of the Court under any rules of the Court (including any rules of the Court providing for the arrest of an addressee who defaults in attendance in accordance with a subpoena) or otherwise, to enforce compliance with a subpoena.

For more information regarding attending Court, Court services and translation services visit
www.courts.sa.gov.au

Rule 68(1)

Form 26C

Subpoena

*(insert proceeding heading)***SUBPOENA**TO: *(name)* of *(address)*

You are ordered to attend to give evidence and to produce this subpoena or a copy of it and the documents or things specified in the Schedule – see below for details.

Failure to comply with this subpoena without lawful excuse is a contempt of court and may result in your arrest.

Please read Notes 1 to 15 at the end of this subpoena.

The last date for service of this subpoena is *(date)*. *(see Note 1)*

(if applicable) The last date for service was fixed by order made by Justice *(name)* dated *(date)*.

FILED:

(Registry to place seal)

Issued at the request of *(role of party)*, *(name)* whose address for service is:

Place:

Email:

Details of subpoena

Insofar as you are required by this subpoena to attend to give evidence, you must attend as follows, unless you receive notice of a later date or time from the issuing party, in which case the later date or time is substituted:

Date:

Time:

Place: District Court, Sir Samuel Way Building, 241-259 Victoria Square Adelaide

You must continue to attend from day to day unless excused by the Court or the person authorised to take evidence in this proceeding or until the hearing of the matter is completed.

Insofar as you are required by this subpoena to produce the subpoena or a copy of it and documents or things, you must comply with this subpoena:

- (a) by attending to produce this subpoena or a copy of it and the documents or things specified in the Schedule of documents below at the date, time and place specified for attendance and production; or
- (b) by delivering or sending this subpoena or a copy of it and the documents or things specified in the Schedule of documents below to the Registrar at the address below, or if there is more than one address below, at any one of those addresses, so that they are received not less than 2 clear business days before the date specified for attendance and production. (see Notes 5-11)

Date, time and place at which you must attend to produce the subpoena or a copy of it and the documents or things unless you receive notice of a later date or time from the issuing party, in which case the later date or time is substituted:

Date:

Time:

Place: District Court, Sir Samuel Way Building, 241-259 Victoria Square Adelaide

Address, or any address, to which the subpoena (or copy) and documents or things may be delivered or posted:

District Court Civil Registry
Lower Ground Floor
Sir Samuel Way Building
241- 259 Victoria Square
Adelaide, South Australia, 5000

Schedule of documents

The documents and things you must produce are as follows:

(list the documents or things. if insufficient space attach list)

NOTES

Last day for service

1. You need not comply with the subpoena unless it is served on you on or before the date specified in the subpoena as the last date for service of the subpoena.

Informal service

2. Even if this subpoena has not been served personally on you, you must, nevertheless, comply with its requirements, if you have, by the last date for service of the subpoena, actual knowledge of the subpoena and of its requirements.

Addressee a corporation

3. If the subpoena is addressed to a corporation, the corporation must comply with the subpoena by its appropriate or proper officer.

Conduct money

4. You need not comply with the subpoena in so far as it requires you to attend to give evidence unless conduct money sufficient to meet your reasonable expenses of attending as required by the subpoena is handed or tendered to you a reasonable time before the date on which your attendance is required.

Production of subpoena or copy of it and documents or things by delivery or post

5. In so far as this subpoena requires production of the subpoena (or a copy of it) and a document or thing, instead of attending to produce the subpoena (or a copy of it) and the document or thing, you may comply with the subpoena by delivering or sending the subpoena (or a copy of it) and the document or thing to the Registrar:
 - (a) at the address specified in the subpoena for the purpose; or
 - (b) if more than one address is so specified, at any one of those addresses;so that they are received not less than 2 clear business days before the date specified in the subpoena for attendance and production or, if you receive notice of a later date or time from the issuing party, before that later date or time.

Objection to inspection of the document or thing produced

6. If you object to a document or thing produced in response to this subpoena being inspected by a party to the proceeding or any other person, you must, at the time of production, notify the Registrar in writing of your objection and of the grounds of your objection.
7. Unless the Court otherwise orders, if you do not object to a document or thing produced by you in response to the subpoena being inspected by any party to the proceeding, the Registrar may permit the parties to the proceeding to inspect the document or thing.

Production of a number of documents or things

8. If you produce more than one document or thing, you must, if requested by the Registrar, produce a list of the documents or things produced.

Production of copy instead of original

9. If the subpoena requires you to produce a document, you may produce a copy of the document unless the subpoena specifically requires you to produce the original.

9A. A copy of a document may be:

- (a) a photocopy; or
- (b) in any of the following electronic formats:
 - .doc and .docx – Microsoft Word documents
 - .pdf – Adobe Acrobat documents
 - .xls and .xlsx – Microsoft Excel spreadsheets
 - .jpg – image files
 - .rtf – rich text format
 - .gif – graphics interchange format
 - .tif – tagged image format.

Return or destruction of documents or copies

10. You may, at the time of production, inform the Court that any document or copy of a document produced need not be returned and may be destroyed.

11. If you have so informed the Court, the Registrar may destroy the document or copy instead of returning it to you.

Applications in relation to subpoena

12. You have the right to apply to the Court:

- (a) for an order setting aside the subpoena (or a part of it) or for relief in respect of the subpoena; and
- (b) for an order with respect to your claim for privilege, public interest immunity or confidentiality in relation to any document or thing the subject of the subpoena.

Loss or expense of compliance

13. You may apply to the Court for an order that the issuing party pay an amount (in addition to conduct money and any witness's expenses) in respect of the loss or expense, including legal costs, reasonably incurred in complying with the subpoena.

Contempt of court – arrest

14. Failure to comply with a subpoena without lawful excuse is a contempt of court and may be dealt with accordingly.

15. Note 14 is without prejudice to any power of the Court under any rules of the Court (including any rules of the Court providing for the arrest of an addressee who defaults in attendance in accordance with a subpoena) or otherwise, to enforce compliance with a subpoena.

For more information regarding attending Court, Court services and translation services visit

www.courts.sa.gov.au

Rules 76(3) and 76(4)

Form 27

Subpoena – notice and declaration by addressee of subpoena

*(insert proceeding heading)***NOTICE AND DECLARATION BY ADDRESSEE OF SUBPOENA**TO: *(name of addressee)**(address)***Notice to Addressee**

The ***Addressee*** is the person to whom the subpoena is addressed and who will be the recipient of the subpoena.

You may produce copies of any subpoenaed documents, unless the subpoena specifically requires you to produce originals. A copy of a document may be:

(a) a photocopy; or

(b)

any of the following electronic formats:

.doc and .docx – Microsoft Word documents

.pdf – Adobe Acrobat documents

.xls and .xlsx – Microsoft Excel spreadsheets

.jpg – image files

.rtf – rich text format

.gif – graphics interchange format

.tif – tagged image format

in

You must complete the Declaration below, attach it to the subpoena or a copy of the subpoena, and return them with the documents or things you provide to the Court under the subpoena.

If you declare that the material you produce are copies of documents, the Registrar may, without further notice to you, destroy the copies after the expiry of 4 months from the conclusion of the

proceeding or, if the documents become exhibits in the proceeding, when they are no longer required in connection with the proceeding, including on any appeal.

If the material you produce to the Court is or includes an original document, the Court will return all of the material to you at the address specified by you in the Declaration below.

DECLARATION BY ADDRESSEE (SUBPOENA RECIPIENT)

(tick the relevant option below, provide your address as appropriate, sign and date)

All of the material I am providing to the Court in compliance with the attached subpoena are **copies of documents**. I acknowledge that the Court will destroy the copies once they are no longer required, without further notice to me.

Some or all of the material I am providing to the Court in compliance with the attached subpoena is an **original** document. Once the material is no longer required, all of the material should be returned to me at the following address:

.....
.....

(signature of addressee)
(name of addressee)
(date)



RULES OF COURT
Magistrates Court of South Australia
Amendment 12 to the Magistrates Court (Civil)
Rules 2013

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

1. These Rules may be cited as the 'Magistrates Court (Civil) Rules 2013 (Amendment 12)'.

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

3. Rule 40 is deleted and replaced with the following:

(1) Under the Serious and Organised Crime (Control) Act 2008, the following forms must be used:

A Notice of Objection under Section 26	Form 40
An Authorisation Order under Section 25	Form 41

(2) For applications under Sections 66D and 66E of the Summary Offences Act 1953, Form 7 must be used.

(3) When filing an application for an Authorisation Order, the applicant must also file with the Court an affidavit verifying the grounds for the application and if leave to have application heard without notice to any person is sought, reasons for that.

(4) Under the Serious and Organised Crime (Unexplained Wealth) Act 2009, the following forms must be used:

Application under Sections 14, 15, 16, 20 and 25	Form 43
A warrant issued under Section 16	Form 44
A Notice of Objection under Section 24 (note this must be filed in the action in which the restraining order was made)	Form 45
A Monitoring Order under Section 14	Form 46
An Examination and/or Production Order under Section 15	Form 47
A Restraining Order issued under Section 20	Form 48

(5) On the filing of an application to commence an action under the Serious and Organised Crime (Control) Act 2008, the Registrar must list it for a directions hearing at the earliest possible time.

(6) To request an application by telephone the applicant must:

- (a) (if the Registry is open) contact the Registry to arrange an urgent hearing by telephone with a Magistrate;
- (b) (if the Registry is closed) telephone the Court's rostered on-call Magistrate on the after-hours telephone number of the Court.

(7) Where an order is made by telephone a copy of the order, and any affidavit in support of the application must be filed in the Registry of the Adelaide Magistrates Court or such other registry as the Magistrate may designate on the next working day.

(8) The Court may give directions as to service and as to any other matter.

Signed on the 11th day of March 2016

MARY-LOUISE HRIBAL, Chief Magistrate
ANDREW JAMES CANNON, Deputy Chief Magistrate
SIMON HUGH MILAZZO, Magistrate
LYNETTE CATHERINE DUNCAN, Magistrate

SENDING COPY?

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

governmentgazette@dpc.sa.gov.au

Please include the following information in the covering email:

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

Attach:

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

Fax Transmission: (08) 8207 1040

Phone Enquiries: (08) 8207 1045

NOTE:

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

BERRI BARMERA COUNCIL

Assignment of Road Name

NOTICE is hereby given that under the provisions of Section 219 (1) of the Local Government Act 1999, the Berri Barmera Council resolved at the Ordinary Meeting held on 22 March 2016 to name the road reserve created by the land division 752/D024/10 of the land identified as Certificate of Title Volume 5987, Folio 708, and known as 9 Queen Elizabeth Drive, Barmera (land formerly occupied by the Barmera Church of Christ Youth Camp).

The new road will be named Manallack Court.

D. L. BEATON, Chief Executive Officer

DISTRICT COUNCIL OF THE COPPER COAST

ROADS (OPENING AND CLOSING) ACT 1991

Road Closure—Plymouth Place, Moonta Bay—As a measure to protect the fragile nature of the existing cliff face at the end of Plymouth Place, Council intend to limit public access by closing Plymouth Place.

NOTICE is hereby given, pursuant to Section 10 of the Roads (Opening and Closing) Act 1991, that the District Council of the Copper Coast proposes to make a Road Process Order to close Plymouth Place, Moonta Bay as delineated and lettered 'A' and 'B' on Preliminary Plan No. 16/0006.

Closed road 'A' is to become a new allotment.

Closed road 'B' is to merge with adjoining Allotment 6 (Reserve) in D50815.

A copy of the plan and a statement of persons affected are available for public inspection at the Council Office, 51 Taylor Street, Kadina, S.A. 5554 and the Adelaide Office of the Surveyor-General during normal office hours.

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

The application for easement or objection must be made in writing to the Council, P.O. Box 396, Kadina, S.A. 5554 within 28 days of this notice and a copy must be forwarded to the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001. Where a submission is made, the Council will give notification of a meeting at which the matter will be considered.

P. HARDER, Chief Executive Officer

ATTENTION

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

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

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

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

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

Phone: 8207 1045

Fax: 8207 1040

Email: governmentgazette@dpc.sa.gov.au