



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

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GOVERNMENT GAZETTE NOTICES

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

THE Independent Gambling Authority, having made rules under section 62 of the *Authorised Betting Operations Act 2000* on 19 December 2005, hereby publishes those rules for the purposes of section 11 of the *Subordinate Legislation Act 1978*.

R. C. J. CHAPPELL, Secretary to the Authority

AUTHORISED BETTING OPERATIONS ACT 2000

No. 1 OF 2005

Rules to amend the Bookmakers Licensing Rules with respect to the risks bookmakers may be required to undertake at the exhibited or quoted price and for other purposes

Bookmakers Licensing (Prescribed Minimum Risks) Rules 2005

[19 December 2005]

The Independent Gambling Authority makes the following rules:

1. Citation, commencement

- (1) These rules may be cited as the Bookmakers Licensing (Prescribed Minimum Risks) Rules 2005.
- (2) The Bookmakers Licensing Rules 2000* are referred to in these rules as “the Principal Rules”.
- (3) These rules come into operation on 1 January 2006.
- (4) These rules are made under section 62 of the *Authorised Betting Operations Act 2000*.

2. Amendment of rule 2—Definitions

In rule 2(1) of the Principal Rules, the definitions—

‘foot racing ground’;

‘foot race meeting’;

‘greyhound race’ or ‘greyhound racing’;

‘greyhound racing ground’;

‘greyhound race meeting’;

* Rules published in the *South Australian Government Gazette* on 5 October 2000 (No. 162 of 2000) at pages 2335–2356 and subsequently amended by rules published in the Gazette on 2 May 2001 (No. 50 of 2001) at pages 1701–1702; on 5 July 2001 (No. 82 of 2001) at pages 2556–2557; on 13 December 2001 (No. 117 of 2001) at pages 4130–4145; on 13 December 2001 (No. 165 of 2001) at pages 5541–5542; on 6 June 2002 (No. 67 of 2002) at pages 2055–2062; on 5 September 2002 (No. 99 of 2002) at pages 3340–3347; on 5 September 2002 (No. 99 of 2002) at pages 3348–3354; on 6 February 2003 (No. 13 of 2003) at pages 431–433; on 11 March 2004 (No. 23 of 2004) at pages 679–680; on 3 June 2004 (No. 46 of 2004) at pages 1685–1691; on 26 August 2004 (No. 77 of 2004) at pages 3334–3357; 23 December 2004 (No. 118 of 2004) at pages 4632–4624.

‘harness race’ or ‘harness racing’;
‘harness racing ground’;
‘harness racing meeting’;
‘horse race’ or ‘horse racing’;
‘horse race meeting’;
‘metropolitan area’;
‘metropolitan meeting’;
‘metropolitan thoroughbred racecourse’;
‘Presiding Member’;
‘provincial meeting’;
‘race’ or ‘racing’;
‘racecourse’;
‘race meeting’—

are revoked.

3. Insertion of rule 2B—classification of race meetings

After rule 2A of the Principal Rules, **insert—**

“2B. Classification of race meetings

- (1) For the purposes of these rules, race meetings (including meetings other than those conducted by a licensed racing club or on a racecourse) are classified as—
 - (a) Class A, Class B, Class C or Class D—as determined from time to time by the Commissioner; or
 - (b) Class E—being race meetings not otherwise classified.
- (2) In making a determination for the purposes of this rule, the Commissioner may have regard to—
 - (a) the amount likely to be bet on the races forming part of the race meeting;
 - (b) the day, date, time and place for the race meeting;
 - (c) the prizes offered on the races forming part of the race meeting;
 - (d) the identity of the race meeting or of one or more of the races forming part of the race meeting;
 - (e) whether the race meeting is being conducted by one body on behalf of another, or has been transferred from one place or time to another place or time;

(f) whether the race meeting is to be conducted by a licensed racing club or on a racecourse.”.

4. Amendment of rule 5—responsible gambling code of practice to prevail over rules

After rule 5(2) of the Principal Rules, **insert**—

“(3) Where a requirement of the responsible gambling code of practice set out in Schedule 3 is inconsistent with a requirement of another provision of these Rules, the former shall prevail to the extent of the inconsistency.”.

5. Substitution of rules 29 and 29A—prescribed minimum risks

For rules 29 and 29A of the Principal Rules, **substitute**—

“29. Prescribed minimum risks

- (1) A licensed bookmaker may refuse a bet which is not a multiple of \$1.
- (2) A licensed bookmaker who quotes odds for a bet must accept that bet unless to do so would result in the bookmaker risking more than the relevant risk limit set out in sub-rule (3) or sub-rule (4).
- (3) The relevant risk limit for a bet on a race is—
 - (a) if the bookmaker is operating in a betting auditorium, \$2 000;
 - (b) in respect of a race forming part of a race meeting, at which the bookmaker is operating, which is—
 - (i) a Class A race meeting—
 - (A) in a premium betting area, \$3 000;
 - (B) other than in a premium betting area, \$2 000;
 - (ii) a Class B race meeting, \$1 500;
 - (iii) a Class C race meeting, \$1 200;
 - (iv) a Class D race meeting, \$1 000;
 - (v) a Class E race meeting, \$750;
 - (c) in respect of a bookmaker operating at a race meeting and a race conducted at a place other than the racecourse where the bookmaker is operating, the amount determined in respect of that race by the Commissioner.

- (4) The relevant risk limit for a bet in respect of an event other than a race is \$1 500, regardless of the circumstances in which the odds are quoted.
- (5) If—
 - (a) a bettor offers a bet for an amount greater than that which a licensed bookmaker is required to accept by sub-rule (2); and
 - (b) the licensed bookmaker is not willing to accept that risk—
the bookmaker—
 - (c) must inform the bettor of the maximum amount which the bookmaker is required to accept and give the bettor the option of a bet on those terms being accepted; and
 - (d) may propose an alternative accommodation for the amount of the excess.

- (5) In this rule—

‘bet’ includes a bet made or to be made by telephone or other telecommunications device;

‘quote’ includes exhibit.

29A. Minimum risks—particular bets

Nothing in rule 29 operates to require a licensed bookmaker to accept from a bettor, in respect of a runner in a race, a bet or bets for a place (or other bet type) in aggregate greater than the bets accepted from the bettor for a win.”.

6. Amendment of rule 89—amount of security

For sub-paragraph (ii) of rule 89(1)(a) of the Principal Rules, **substitute—**

- “(ii) in the case of a licensed individual bookmaker conducting betting operations on his or her own account—
- (A) at a Class A race meeting in a premium betting area: \$50 000; or
 - (B) at a Class A race meeting, other than in a premium betting area or an area designated as ‘flat’: \$40 000; or
 - (C) other than as mentioned elsewhere in this sub-paragraph: \$20 000; and”.

7. Substitution of rule 96—betting rings

For rule 96 of the Principal Rules, **substitute**—

“96. Betting rings

- (1) The licensed racing club holding a race meeting must provide at least one betting ring of a kind and area, and in a situation, approved by the Commissioner from time to time.
- (2) The Commissioner may, in respect of a racecourse, designate part or all of one or more betting rings as a premium betting area or as ‘flat’.
- (3) The Commissioner may require the relevant licensed racing club or, if there is no relevant licensed racing club, the relevant licensee to supply to the Commissioner a plan showing the kind and area, and situation of, the betting ring or rings (including the the positions and numbers of the bookmakers’ stands).”.

8. Insertion of rule 140—Prescribed minimum risks—transitional

After rule 139 of the Principal Rules, **insert**—

“140. Transitional (Prescribed Minimum Risks)

- (1) Despite the substitution of rule 96 by rule 7 of the Bookmakers Licensing (Minimum Risks) Rules 2005, an area which, immediately before the commencement of that rule, was a betting ring, a premium betting area or an area designated as ‘flat’ continues so to be following that commencement.
- (2) The Commissioner is deemed, on the commencement of the Bookmakers Licensing (Prescribed Minimum Risks) Rules 2005, to have made determinations for the purposes of rule 29(3)(c) as follows—
 - (a) if the race the subject of betting is conducted at a place within South Australia, the relevant risk limit is the lesser of—
 - (i) the amount which that rule would require the bookmaker to risk if the bookmaker were at that place; and
 - (ii) \$1 000;
 - (b) if the race the subject of betting is conducted at a place outside South Australia, the relevant risk limit is—

- (i) for metropolitan thoroughbred races, \$1 000;
 - (ii) otherwise, \$750.
- (3) The Commissioner is deemed, on the commencement of the Bookmakers Licensing (Prescribed Minimum Risks) Rules 2005, to have made determinations under rule 2B classifying race meetings as follows—
- (a) Class A: a horse race meeting held by or on behalf of South Australian Jockey Club Incorporated or Oakbank Racing Club Incorporated;
 - (b) Class B—
 - (i) a horse race meeting—
 - (A) held by or on behalf of Balaklava Racing Club Inc, Gawler and Barossa Jockey Club Inc, Murray Bridge Racing Club Inc, Strathalbyn Racing Club Inc; or
 - (B) forming part of an annual “Cup Carnival” of Kangaroo Island Racing Club Inc, Mount Gambier Racing Club Inc, Naracoorte Racing Club Inc, Port Augusta Racing Club Inc, Port Lincoln Racing Club Inc;
 - (ii) a harness race meeting held at Globe Derby Park, Gawler or Kapunda racecourse;
 - (iii) a greyhound race meeting held, to commence on any day on or after 4 p.m., at Angle Park racecourse;
 - (c) Class C: a greyhound race meeting held, to commence before 4 p.m. on any day other than a Wednesday, at Angle Park racecourse;
 - (d) Class D—
 - (i) a horse race meeting held by or on behalf of a licensed racing club other than Thoroughbred Racing SA Limited, South Australian Jockey Club Incorporated, Oakbank Racing Club Incorporated or a club mentioned in paragraph (b)(i);
 - (ii) a harness race meeting held at a racecourse other than Globe Derby Park, Gawler or Kapunda racecourse.”.
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AUTHORISED BETTING OPERATIONS ACT 2000

Section 4 (1) (b)

Notice of Approval of Contingencies

NO. 6 OF 2005

INDEPENDENT GAMBLING AUTHORITY, by this notice, approves contingencies relating to sporting or other events within or outside Australia for the purposes of betting operations conducted under the major betting operations licence:

1. *Citation*

- (1) This notice may be cited as the Approved Contingencies (Further Additional Fixed Odds—SA TAB) Notice 2005.
- (2) This notice amends the notice dated 11 December 2001 published in the *Government Gazette* on 13 December 2001 at page 5549, in this notice called ‘the Principal Notice’.

2. *Approval of additional single event based contingencies*

- (1) Under the column heading ‘Approved Contingencies’ for Item 1—All Approved Sports in the Table in Division 1 of Part 2 of the Principal Notice, *insert* at the appropriate point in the alphabetical sequence:
 - (a) ‘Advance to next round;’;
 - (b) ‘Last Aussie;’;
 - (c) ‘Method of result;’;
 - (d) ‘Number scored;’;
 - (e) ‘Overall performance;’;
 - (f) ‘Top scorer;’.
- (2) Under the column heading ‘Approved Contingencies’ for Item 2—Australian Rules Football Games in the Table in Division 1 of Part 2 of the Principal Notice, *insert* at the appropriate point in the alphabetical sequence:

‘Most disposals;’.
- (3) Under the column heading ‘Approved Contingencies’ for Item 5—Cricket Events in the Table in Division 1 of Part 2 of the Principal Notice, *insert* at the appropriate point in the alphabetical sequence:

‘Number of run outs;’.

3. *Approval of additional other contingencies*

After Item 3 in the Table in Division 2 of Part 2 of the Principal Notice, *insert* the following new item:

4.	Multi-bet	The contingency of identifying the winning outcome of a selection of at least two and not more than 11 approved contingencies (other than a multi-bet contingency).
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4. *Insertion of definitions*

Insert, in the appropriate alphabetical sequence in the Principal Notice, the following definitions:

- “*Advance to next round*” means the contingency that, in relation to an Event, a specified Entrant will advance to the next round (or discrete part or stage) of the Event;’;
- “*Last Aussie*” means the contingency that a specified player or Entrant in an Event (having been identified by the Licensee prior to the commencement of betting as an Australian) will be the last such person remaining in the Event;’;
- “*Method of result*” means the contingency that an Event will be decided by a specified method (being one of an exhaustive list of methods by which the Event could be decided identified prior to the commencement of betting);’;
- “*Most disposals*” means the contingency that—
- (a) a specified member of a football team will, in one or more, or a group of, games, be credited with more disposals than any other member of that team, or of that team and the opposing teams in that game or games; or

- (b) an AFL team will be credited with more disposals than one or more other teams in one or more, or a group of, games—

as recorded in the official statistics of the AFL;’;

“*Number of run outs*” means the contingency that a specified team will, in an innings, match or series of matches, receive runouts (that is, take wickets by running players out) of a specified number, within a specified range or, in relation to a series of matches, by reference to a ranking order of the teams’ run outs;’;

“*Number scored*” means the contingency that a specified player(s) or Entrant(s) will score a specific number of runs, tries, goals, points or equivalent during an Event or a number of runs, goals, tries, points or equivalent within a specified range;’;

“*Overall performance*” means the contingency that a specified Entrant will progress to a certain stage of, or win, the Event;’;

“*Top scorer*” means the contingency that a specified player or Entrant will score the most number of runs, goals, tries, points or equivalent at a specified time during an Event;’.

Dated 22 December 2005.

R. C. J. CHAPPELL, Secretary to the Independent Gambling Authority

ASSOCIATIONS INCORPORATION ACT 1985

Deregistration of Associations

NOTICE is hereby given that the Corporate Affairs Commission approves the applications for deregistration received from the Associations named below pursuant to section 43A of the Associations Incorporation Act 1985. Deregistration takes effect on the date of publication of this notice:

Anglican Community Services Children’s Care Fund Incorporated
 Caledonian Crafts Centre Incorporated
 Cowell Christian Assembly Incorporated
 The Family of George Johnson Association Incorporated
 Fellowship of Australian Writers S.A. Incorporated
 Hawthorn Croquet Club Incorporated
 Konanda Aboriginal Resource and Welfare Centre Incorporated
 Millicent Pleasure Harness Club Incorporated
 The Onkaparinga District Hospital Incorporated
 Seacombe Road Baptist Church Incorporated
 Skills Track 21 Incorporated
 South Australian Aviation Unit Incorporated
 S.A. Process Manufacturing Industry Training Advisory Board Incorporated
 Sparc Disability Foundation Incorporated
 South Australian Rehabilitation Providers Association Incorporated
 The Metropolitan Local Government Chief Executive Officers’ Association Incorporated

Given at Adelaide, 19 December 2005.

B. COLQUIST, a delegate of the Corporate Affairs Commission

BUILDING WORK CONTRACTORS ACT 1995

Exemption

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

SCHEDULE 1

Daryn Quick, BLD 170388.

SCHEDULE 2

Domestic building work performed by the licensee for the construction of a single-storey, four bedroom dwelling including verandah and shade house for the licensee's new family residence at Lots 55-57, George Street, Manoora.

SCHEDULE 3

That the licensee does not transfer his interest in the land prior to five years from the date of completion of the building work, the subject of this exemption, without the authorisation of the Commissioner for Consumer Affairs.

Dated 9 December 2005.

M. BODYCOAT, Commissioner for Consumer Affairs

Ref.: 610/05-00078

CROWN LANDS ACT 1929: SECTION 5

TAKE NOTICE that pursuant to the Crown Lands Act 1929, I, JOHN HILL, Minister for Environment and Conservation, Minister of the Crown to whom the administration of the Crown Lands Act 1929 is committed DO HEREBY dedicate the Crown Land defined in The Schedule as Public Road.

The Schedule

Allotment 206 of Deposited Plan 57808, Hundred of Pirie, County of Victoria, being within the Port Pirie Regional Council district.

Dated 22 December 2005.

J. HILL, Minister for Environment and Conservation

DEH 13/0950

CROWN LANDS ACT 1929: SECTION 5

TAKE NOTICE that pursuant to the Crown Lands Act 1929, I, JOHN HILL, Minister for Environment and Conservation, Minister of the Crown to whom the administration of the Crown Lands Act 1929 is committed DO HEREBY dedicate the Crown Land defined in The Schedule as a Recreation Reserve and declare that such land shall be under the care, control and management of the District Council of the Copper Coast.

The Schedule

Allotment 2 of Deposited Plan 65551, Hundred of Wallaroo, County of Daly, exclusive of all necessary roads, being the whole of the land comprised in Crown Record Volume 5955, Folio 7, subject nevertheless to:

1. An existing easement to the District Council of the Copper Coast (TG 7610471) over that portion of Allotment 2 marked A on Deposited Plan 65551.
2. An existing easement to the Minister for Transport (TG 10035217) over that portion of Allotment 2 marked B on Deposited Plan 65551.

Dated 22 December 2005.

J. HILL, Minister for Environment and Conservation

DENR 10/0686

DEVELOPMENT ACT 1993, SECTION 25 (17): CITY OF CHARLES STURT—CENTRES MINOR AMENDMENTS AND BULKY GOODS PLAN AMENDMENT

Preamble

1. The Development Plan amendment entitled 'City of Charles Sturt—Centres Minor Amendments and Bulky Goods Plan Amendment' (the Plan Amendment) has been finalised in accordance with the provisions of the Development Act 1993.

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

NOTICE

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

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

Dated 22 December 2005.

PAUL HOLLOWAY, Minister for Urban Development and Planning

PLN 04/0493

FIREARMS ACT 1977: SECTION 37

Declaration of a General Amnesty

TAKE notice that with the approval of the Minister and pursuant to section 37 of the Firearms Act 1977, I, Malcolm Arthur Hyde, Registrar of Firearms do hereby declare a General Amnesty from those provisions of the Firearms Act 1977 and Firearms Regulations 1993, specified in Schedule 1, subject to the conditions specified in Schedule 2.

This Amnesty shall commence on 1 January 2006 and remain in force until midnight on 31 March 2006.

SCHEDULE 1

1. This Amnesty relates to the following provisions of the Firearms Act 1977:

Sections 11 (1), 14 (1), 14A (1), 15B (13), 21B (2), 23 (1), 23 (3), 24A, 29A (1) and 29A (2).

2. This Amnesty relates to the following provisions of the Firearms Regulations 1993:

Regulations 32 (2) and 32 (3).

SCHEDULE 2

1. This Amnesty relates to all firearms, ammunition, receivers and firearm parts, fittings and mechanisms.

2. This Amnesty relates only to persons who are in possession of a firearm, ammunition, a receiver or a firearm part, fitting or mechanism for the purpose of surrendering that item to a member of the police force.

Dated 14 December 2005.

M. A. HYDE, Registrar of Firearms

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Coast & Marine Conservation Staff, Department for Environment and Heritage, 1 Richmond Road, Keswick, S.A. 5035 (the 'exemption holders') are exempt from the Fisheries Act 1982 and Fisheries (General) Regulations 2001, but only insofar as they may engage in the activities specified in Schedule 1 (the 'exempted activity'), subject to the conditions set out in Schedule 2, from 31 December 2005 until 31 December 2007, unless varied or revoked earlier.

SCHEDULE 1

The collection of aquatic organisms from all marine waters of South Australia.

SCHEDULE 2

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

2. The exemption holders must not use any explosive or poisonous substances to collect marine organisms.

3. Before collecting any specimens pursuant to this notice, the exemption holder must contact the PIRSA Fisheries Compliance Unit on 1800 065 522 and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of the exemption at the time of making the call and be able to provide information about the area and time of the exempted activity, the vehicles and/or boats involved, the number of agents undertaking the exempted activity and other related questions.

4. While engaged in the exempted activity, the exemption holders must be in possession of a copy of this notice. Such notice must be produced to a PIRSA Fisheries Compliance Officer if requested.

5. A person acting as an agent must have on him/her a signed letter from the exemption holder stating that they are acting as an agent during the exempted activity.

6. The exemption holders must not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

Dated 19 December 2005.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Sime Sarin, P.O. Box 1073, Port Lincoln, S.A. 5607, or a registered master endorsed on Marine Scalefish Fishery Licence No. M433 (the 'exemption holder') is exempt from section 34 of the Fisheries Act 1982, insofar as the exemption holder shall not be guilty of an offence when taking red bait (*Emmelichthys nitidus*) and mackerel (*Trachurus declivis*, *T. symmetricus*, *T. novaezelandiae* and *Scomber australasicus*) for the purpose of trade or business in the waters described in Schedule 1 (the 'exempted activity') subject to the conditions contained in Schedule 2.

SCHEDULE 1

Waters adjacent to South Australia extending out to three nautical miles, excluding State internal waters.

SCHEDULE 2

1. The exempted activity may be undertaken from 20 December 2005 until 30 June 2006, unless this notice is revoked earlier.

2. This exemption is valid only in respect of the fishing boat *Maria Luisa* (the 'permitted boat') and only while that boat is registered and endorsed on the exemption holder's Marine Scalefish Fishery Licence No. M433.

3. The exempted activity may only be undertaken using a registered pilchard net that is endorsed on Marine Scalefish Fishery Licence No. M433 and is being used pursuant to that licence and the conditions of that licence.

4. The exempted activity must not be undertaken in waters less than 10 m in depth.

5. The exempted activity may only be undertaken using one pilchard net at any one time.

6. While engaged in the exempted activity the exemption holder must not use any other registered devices endorsed on Marine Scalefish Fishery Licence No. M433.

7. The exemption holder must provide a separate statistical catch and effort written report, clearly marked with catches of red bait (*Emmelichthys nitidus*) and mackerel (*Trachurus declivis*, *T. symmetricus*, *T. novaezelandiae* and *Scomber australasicus*) (including zero returns if no fish have been taken during that calendar month) for each calendar month. The report must be submitted within 15 days of the completion of each calendar month. This report is to include the following information:

- Dates of fishing activity.
- Exact locations of fishing activity.
- Total weight of fish collected.
- Mean size of fish collected.
- Weight and use of any fish sold.
- Any other information as requested from time to time by the Director of Fisheries.

8. The exemption holder must notify the PIRSA Fisheries Compliance Unit on 1800 065 522 prior to conducting the exempted activity and provide the following information:

- the intended area of conducting the exempted activity; and
- the place and time of departure and landing.

9. While engaged in the exempted activity the exemption holder must have in his possession a copy of this notice, and produce that notice to a PIRSA Fisheries Compliance Officer upon request.

10. The exemption holder must not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

Dated 19 December 2005.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that the notice made under section 59 of the Fisheries Act 1982, and published in the *South Australian Government Gazette* on page number 3095, dated 25 August 2005, being the second notice on that page, referring to Sime Sarin and being for the exemption to take red bait and mackerel for business or trade, is hereby revoked.

Dated 19 December 2005.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Scotte Wedderburn (the 'exemption holder'), from the School of Earth and Environmental Sciences, The University of Adelaide, S.A. 5005, is exempt from Schedule 1 of the Fisheries (General) Regulations 2000, but only insofar as he may engage in the collection of *Murray Hardy Head* from the waters listed in Schedule 1 using the gear specified in Schedule 2 (the 'exempted activity'), subject to the conditions set out in Schedule 3 from 22 December 2005 until 31 December 2006, unless varied or revoked earlier.

SCHEDULE 1

The waters of the River Murray in South Australia.

SCHEDULE 2

- 1 x 10 m x 1 m seine net
- 8 fyke nets
- 10 box traps

SCHEDULE 3

1. The specimens collected pursuant to this notice may be used for scientific research purposes only and must not be sold. Any native fish other than those specified in this notice that are captured must be immediately returned to the water.

2. No more than one tissue sample is to be taken from each animal, and no more than 10 animals are to be sampled from each site, with no more than 350 samples to be collected in total from South Australian waters.

3. Before collecting any specimens pursuant to this notice, the exemption holder must advise the PIRSA Fisheries Compliance Unit on 1800 065 522, at least 2 hours prior to undertaking 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 with them 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.

4. The exemption holder must advise the relevant Department of Environment and Heritage Officer (National Parks and Wildlife District Ranger) at least 24 hours prior to undertaking the exempted activity within a National Park.

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

6. The exemption holder must provide a report in writing to the Director of Fisheries, G.P.O. Box 1625, Adelaide, S.A. 5001, within 14 days of the expiry of this notice, giving the following details:

- the date, soak time and location of collection;
- the number of nets used;
- the description of all species collected;
- the number of each species collected; and
- any other information regarding size, breeding or anything deemed relevant or of interest that is able to be volunteered.

7. The exemption holder must not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

Dated 15 December 2005.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, persons of the class described in Schedule 1 are exempt from paragraph 8 (2) (b) of the Fisheries (General) Regulations 2000, insofar as they are exempt from paying the fee for renewal of registration of a recreational mesh net, if the application for renewal is received during the period commencing on 1 January 2006 and ending on 31 December 2006.

SCHEDULE 1

A person who currently holds a registration in accordance with Regulation 8 of the Fisheries (General) Regulations 2000, that allows the holder of the registration to use a mesh net for purposes other than trade or business in the waters of Lake George only.

Dated 13 December 2005.

R. MCEWEN, Minister for Agriculture, Food and Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Tracy Warland, P.O. Box 2236, Port Lincoln, S.A. 5606 (the 'exemption holder'), or a person acting as her agent, is exempt from the Fisheries (General) Regulations 2000, but only insofar as the exemption holder shall not be guilty of an offence when engaging in the collection of the organisms listed in Schedule 1 in the waters described in Schedule 2 (the 'exempted activity'), subject to the conditions specified in Schedule 3, from 1 January 2006 until 31 December 2006, unless varied or revoked earlier.

SCHEDULE 1

- Up to two egg-bearing male and two female weedy seadragon (*Phyllopteryx taeniolatus*);
- One egg bearing male leafy seadragon (*Phycodorus eques*);
- Up to 10 spotted pipefish (*Stigmatopora argus*);
- Up to 10 wide bodied pipefish (*Stigmatopora nigra*);
- Up to 10 short-snouted seahorses (*Hippocampus breviceps*); and
- Up to 10 pot bellied seahorses (*Hippocampus abdominalis*) or (*Hippocampus bleekeri*).

SCHEDULE 2

South Australian coastal waters excluding aquatic reserves and excluding waters within one nautical mile of the jetties at Rapid Bay and Second Valley.

SCHEDULE 3

1. All specimens taken pursuant to this notice may be used for broodstock purposes only and may not be sold or traded without written consent from the Director of Fisheries.

2. Seadragons of the same sex must not be collected within 5 km of each other.

3. No more than five short-snouted seahorses (*Hippocampus breviceps*) may be collected within 5 km of any one collection site.

4. No more than five pot bellied seahorses (*Hippocampus abdominalis*) or (*Hippocampus bleekeri*) may be collected within 5 km of any one collection site.

5. No more than five spotted pipefish (*Stigmatopora argus*) of the same sex may be collected within 5 km of any one collection site.

6. No more than five wide bodied pipefish (*Stigmatopora nigra*) of the same sex may be collected within 5 km of any one collection site.

7. All specimens taken pursuant to this notice must be retained at the site endorsed on land based Aquaculture Licence No. FT00550.

8. The exemption holder must provide a written report on the number of animals taken, specific location and their condition to the Director of Fisheries (Attention: Alex Chalupa, P.O. Box 1625, Adelaide, S.A. 5001) within seven days of the completion of each collection.

9. The exemption holder must provide a written report on the progress of captive breeding of any gravid seadragons collected (*Phycodorus eques* or *Phyllopteryx taeniolatus*) including methods used and survival rates of offspring, to the Director of Fisheries (Attention: Alex Chalupa, P.O. Box 1625, Adelaide, S.A. 5001) prior to 31 December 2005.

10. Before collecting any specimens pursuant to this notice, the exemption holder must contact the PIRSA Fisheries Compliance Unit on 1800 065 522 and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of the exemption with them 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 issues.

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

12. The exemption holder must not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

Dated 14 December 2005.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Michael Hammer of Native Fish Australia (SA), 15A King Edward Avenue, Hawthorn, S.A. 5062 (the 'exemption holder'), or a person acting as his agent, is exempt from section 42 of the Fisheries Act 1982 and the provisions of Schedule 1 of the Fisheries (General) Regulations 2000, but only insofar as the exemption holder may take protected fish species specified in Schedule 1 (the 'exempted activity'), using the gear specified in Schedule 2, subject to the conditions specified in Schedule 3, from 9 December 2005 until 31 December 2006 unless varied or revoked earlier.

SCHEDULE 1

The collection of protected native fish of the family *Percichthyidae* (specifically genus *Gadopsis*, *Nannoperca* and *Mogurnda*) from the inland waters of South Australia.

SCHEDULE 2

- 2 seine nets (maximum length 25 m, minimum mesh 6 mm).
- 60 fish traps (maximum dimension 1 m, maximum entrance size 10 cm).
- 1 dab net per person.
- 10 fyke nets (maximum width 10 m, minimum mesh size 3 mm).
- 1 backpack electrofisher.
- 1 modified crab hoop net with 2 mm mesh.
- 2 dive torches.

SCHEDULE 3

1. All fish of the family *Gadopsidae* and *Percichthyidae* collected pursuant to this notice must be returned to the water on completion of scientific evaluation.

2. All other native fish must be either returned to the water on completion of scientific evaluation or lodged with the South Australian Museum.

3. The exemption holder must provide a report in writing detailing the outcomes of the research and the collection of organisms pursuant to this notice to the Director of Fisheries, G.P.O. Box 1625, Adelaide, S.A. 5001 within three months of the expiry of this notice, giving the following details:

- the date, soak time and location of collection;
- the number of nets used;
- the description of all species collected (fish, invertebrates, turtles);
- the number of each species collected; and
- any other information regarding size, breeding or anything deemed relevant or of interest that is able to be volunteered.

4. Before collecting any specimens pursuant to this notice, the exemption holder must advise the PIRSA Fisheries Compliance Unit on 1800 065 522 with details of the proposed locations, the names of the persons undertaking the activity, and the dates on which the collections are to be made.

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

6. The exemption holder must not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

Dated 14 December 2005.

W. ZACHARIN, Director of Fisheries

ENVIRONMENT PROTECTION ACT 1993

Approval of Category B Containers

I, STEPHEN RICHARD SMITH, Senior Adviser, Container Deposit Legislation and Delegate of the Environment Protection Authority ('the Authority'), pursuant to section 69 of the Environment Protection Act 1993 (SA) ('the Act') hereby:

Approval of Category B Containers:

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

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

(i) *Subsection 69 (3) Arrangements:*

The holders of these approvals must ensure that the empty containers which belong to their respective class of containers hereby approved as Category B Containers are collected from collection depots approved under section 69 of the Act by the party named in Column 5 of Schedule 1 of this Notice; and

(ii) *Approved Refund Markings:*

- (a) The holders of these approvals must ensure that each container which belongs to their respective class of containers hereby approved as Category B Containers bears the refund marking approved by the Authority in respect of that class of containers.
- (b) The refund marking that appears on each container that belongs to the class of containers hereby approved, must be a minimum 1.5 mm for the smallest letter in the statement and a minimum 3 mm for the numeric ('5') in the statement.
- (c) The holder of these approvals must ensure that if a sticker bearing the refund marking has been approved, and is applied to the container, then the sticker must not be placed on any portion of the opening mechanism or in any other place that would require complete or partial removal of the sticker before the contents may be consumed.

(iii) *Limited Approval Period*

This approval is valid for a limited period, being six months from the date of this notice. Upon expiration, the EPA will review the application, in particular the refund markings that appear on the containers.

SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Heineken	330	Green Glass with Paper Label	J. & J. Wholesale Distributors	Statewide Recycling
Cintra	330	Brown Glass with Paper Label	J. & J. Wholesale Distributors	Statewide Recycling
Stella	330	Green Glass with Paper Label	J. & J. Wholesale Distributors	Statewide Recycling
Becks	330	Green Glass with Paper Label	J. & J. Wholesale Distributors	Statewide Recycling
Corona	330	Clear Glass with Paper Label	J. & J. Wholesale Distributors	Statewide Recycling

ENVIRONMENT PROTECTION ACT 1993

Variation to Existing Approval of Collection Depot

I, STEPHEN RICHARD SMITH, Senior Adviser, Container Deposit Legislation and Delegate of the Environment Protection Authority ('the Authority'), pursuant to section 69 of the Environment Protection Act 1993 (SA) ('the Act') hereby:

Variation to Existing Approval of Collection Depot

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

Approval of Collection Depot

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

- (a) the name of the collection depot described in Column 1 of Schedule 1 of this Notice;
- (b) the name of the proprietor of the depot identified in Column 3 of Schedule 1 of this Notice;
- (c) the location of the depot described in Columns 4 and 5 of Schedule 1 of this Notice; and
- (d) the collection area in relation to which the collection depot is approved referred to in Column 6 of Schedule 1 of this Notice.

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

Conditions of Approval

Impose the following conditions on the approval:

- (a) The person in charge of a collection depot shall ensure the depot premises complies with Council Planning Regulations and shall be kept in an orderly condition.
- (b) The person in charge of the collection depot who wishes to transfer the operation of a depot to another person or intends to change the location of a depot shall notify the Authority in writing within one month of the change occurring.
- (c) The person in charge of a collection depot who wishes to cease operation of that depot shall give notice in writing to the Authority.
- (d) The person in charge of a collection depot shall take such measures as are necessary in the operation and maintenance of the depot to prevent or control:
 - (i) A nuisance or offensive condition.
 - (ii) A risk to health or safety.
 - (iii) Damage to the environment.
- (e) The person in charge of a collection depot is reminded of the general environmental duty, as required by section 25 of the Environment Protection Act 1993, to take all reasonable and practical measures to ensure that the activities on the whole site, do not pollute the environment in a way which causes or may cause environmental harm.

SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Depot Name	Company/ Trading Name	Proprietors	Depot Location Street	Depot Location Suburb	Collection Area
S. M. and T. J. Lange	Lange's Can & Bottle Depot	Stan and Trevor Lange	20 Newcastle Street	Angaston	Southern

ENVIRONMENT PROTECTION ACT 1993

Approval of Additional Collection Depot

I, STEPHEN RICHARD SMITH, Senior Adviser, Container Deposit Legislation and Delegate of the Environment Protection Authority ('the Authority'), pursuant to section 69 of the Environment Protection Act 1993 (SA) ('the Act') hereby:

*Approval of Additional Collection Depot*1. *Approval of Collection Depot*

Approve the collection depot identified by reference to the following matters, to receive all containers belonging to a class of containers which is, at or subsequent to the date of this Notice, approved as Category B Containers:

- (a) the name of the collection depot described in Column 1 of Schedule 1 of this Notice;
- (b) the name of the proprietor of the depot identified in Column 3 of Schedule 1 of this Notice;
- (c) the location of the depot described in Columns 4-6 of Schedule 1 of this Notice; and
- (d) the collection area in relation to which the collection depot is approved referred to in Column 7 of Schedule 1 of this Notice.

2. *Conditions of Approval*

Impose the following conditions of these approvals:

- (a) The person in charge of a collection depot shall ensure the depot premises complies with Council planning regulations and shall be kept in an orderly condition.
- (b) The person in charge of a collection depot who wishes to transfer the operation of a depot to another person or intends to change the location of a depot shall notify the Authority in writing within one month of the change occurring.
- (c) The person in charge of a collection depot who wishes to cease operation of that depot shall give notice in writing to the Authority.
- (d) The person in charge of a collection depot shall take such measures as are necessary in the operation and maintenance of the depot to prevent or control:
 - (i) a nuisance or offensive condition;
 - (ii) a risk to health or safety;
 - (iii) damage to the environment.
- (e) The person in charge of a collection depot is reminded of the general environmental duty, as required by section 25 of the Environment Protection Act 1993, to take all reasonable and practical measures to ensure that the activities on the whole site, do not pollute the environment in a way which causes or may cause environmental harm.

SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
Depot Name	Company/ Trading Name	Proprietors	Depot Location Street	Depot Location Suburb	Certificate of Title No. Volume/Folio No.	Collection Area
Naracoorte Recyclables	Naracoorte Recyclables	M. L. and C. A. Healy	Lot 10, Brighton Drive	Naracoorte	N/A	Southern

LAND AND BUSINESS (SALE AND CONVEYANCING)
ACT 1994

Exemption

TAKE notice that, pursuant to section 23 (3) of the Land and Business (Sale and Conveyancing) Act 1994, I, Karlene Maywald, Minister for Consumer Affairs, do hereby exempt the person named in Schedule 1 from the application of section 23 (2) of the Act in relation to the purchase of the land specified in Schedule 2.

SCHEDULE 1

Melanie Elizabeth Winter, an employee of Kalew Pty Ltd.

SCHEDULE 2

The whole of the land described in certificate of title register book volume 5159, folio 726, situated at 18 Mitchell Court, Littlehampton, S.A. 5250.

Dated 22 December 2005.

Signed for and on behalf of the Minister for Consumer Affairs by the Commissioner for Consumer Affairs.

M. BODYCOAT, Commissioner

LAND AND BUSINESS (SALE AND CONVEYANCING)
ACT 1994

Exemption

TAKE notice that, pursuant to section 23 (3) of the Land and Business (Sale and Conveyancing) Act 1994, I, Karlene Maywald, Minister for Consumer Affairs, do hereby exempt the person named in Schedule 1 from the application of section 23 (2) of the Act in relation to the purchase of the land specified in Schedule 2.

SCHEDULE 1

Angela Maria Vrbanc, an employee of M. A. & P. G. Collett Pty Ltd.

SCHEDULE 2

The whole of the land described in certificate of title register book volume 5224, folio 699, situated at 24 Lacington Street, Goolwa Beach, S.A. 5214.

Dated 22 December 2005.

Signed for and on behalf of the Minister for Consumer Affairs by the Commissioner for Consumer Affairs.

M. BODYCOAT, Commissioner

LAND AND BUSINESS (SALE AND CONVEYANCING)
ACT 1994

Exemption

TAKE notice that, pursuant to section 23 (3) of the Land and Business (Sale and Conveyancing) Act 1994, I, Karlene Maywald, Minister for Consumer Affairs, do hereby exempt the person named in Schedule 1 from the application of section 23 (2) of the Act in relation to the purchase of the land specified in Schedule 2.

SCHEDULE 1

Jody Lee Walker-Lloyd, an employee of Delfin Realty Pty Ltd.

SCHEDULE 2

The whole of the land described in certificate of title register book volume 5914, folio 354, situated at Lot 911, The Strand, Mawson Lakes, S.A. 5095.

Dated 22 December 2005.

Signed for and on behalf of the Minister for Consumer Affairs by the Commissioner for Consumer Affairs.

M. BODYCOAT, Commissioner

LAND AND BUSINESS (SALE AND CONVEYANCING)
ACT 1994

Exemption

TAKE notice that, pursuant to section 23 (3) of the Land and Business (Sale and Conveyancing) Act 1994, I, Karlene Maywald,

Minister for Consumer Affairs, do hereby exempt the person named in Schedule 1 from the application of section 23 (2) of the Act in relation to the purchase of the land specified in Schedule 2.

SCHEDULE 1

Graeme Rees Jones, an employee of Elders Ltd.

SCHEDULE 2

The whole of the land described in certificate of title register book volume 5474, folio 305, situated at 7 King Street, Port Augusta, S.A. 5700.

Dated 22 December 2005.

Signed for and on behalf of the Minister for Consumer Affairs by the Commissioner for Consumer Affairs.

M. BODYCOAT, Commissioner

LAND AND BUSINESS (SALE AND CONVEYANCING)
ACT 1994

Exemption

TAKE notice that, pursuant to section 23 (3) of the Land and Business (Sale and Conveyancing) Act 1994, I, Karlene Maywald, Minister for Consumer Affairs, do hereby exempt the person named in Schedule 1 from the application of section 23 (2) of the Act in relation to the purchase of the land specified in Schedule 2.

SCHEDULE 1

Karley Marcelle Drinkwater, an employee of Kyzac Pty Ltd.

SCHEDULE 2

The whole of the land described in certificate of title register book volume 5353, folio 836, situated at 4 Mitchell Street, Kadina, S.A. 5554.

Dated 22 December 2005.

Signed for and on behalf of the Minister for Consumer Affairs by the Commissioner for Consumer Affairs.

M. BODYCOAT, Commissioner

LAND AND BUSINESS (SALE AND CONVEYANCING)
ACT 1994

Exemption

TAKE notice that, pursuant to section 23 (3) of the Land and Business (Sale and Conveyancing) Act 1994, I, Karlene Maywald, Minister for Consumer Affairs, do hereby exempt the person named in Schedule 1 from the application of section 23 (2) of the Act in relation to the purchase of the land specified in Schedule 2.

SCHEDULE 1

Kenneth Lloyd Moore, an employee of Delfin Realty Pty Ltd.

SCHEDULE 2

A portion of the land described in certificate of title register book volume 5931, folio 260, situated at Lot 177, Emerald Street, Mawson Lakes, S.A. 5095.

Dated 22 December 2005.

Signed for and on behalf of the Minister for Consumer Affairs by the Commissioner for Consumer Affairs.

M. BODYCOAT, Commissioner

LAND AND BUSINESS (SALE AND CONVEYANCING)
ACT 1994

Exemption

TAKE notice that, pursuant to section 23 (3) of the Land and Business (Sale and Conveyancing) Act 1994, I, Karlene Maywald, Minister for Consumer Affairs, do hereby exempt the person named in Schedule 1 from the application of section 23 (2) of the Act in relation to the purchase of the land specified in Schedule 2.

SCHEDULE 1

Alan Donald Miller, an employee of Delfin Realty Pty Ltd.

SCHEDULE 2

A portion of the land described in certificate of title register book volume 5951, folio 225, situated at Lot 81, Robinson Street, Mawson Lakes, S.A. 5095.

Dated 22 December 2005.

Signed for and on behalf of the Minister for Consumer Affairs by the Commissioner for Consumer Affairs.

M. BODYCOAT, Commissioner

LAND AND BUSINESS (SALE AND CONVEYANCING)
ACT 1994

Exemption

TAKE notice that, pursuant to section 23 (3) of the Land and Business (Sale and Conveyancing) Act 1994, I, Karlene Maywald, Minister for Consumer Affairs, do hereby exempt the person named in Schedule 1 from the application of section 23 (2) of the Act in relation to the purchase of the land specified in Schedule 2.

SCHEDULE 1

Paul Howarth, an employee of C. R. Browne & Associates Pty Ltd.

SCHEDULE 2

The whole of the land described in certificate of title register book volume 5869, folio 198, situated at 7 Plover Street, Mawson Lakes, S.A. 5095.

Dated 22 December 2005.

Signed for and on behalf of the Minister for Consumer Affairs by the Commissioner for Consumer Affairs.

M. BODYCOAT, Commissioner

LAND AND BUSINESS (SALE AND CONVEYANCING)
ACT 1994

Exemption

TAKE notice that, pursuant to section 23 (3) of the Land and Business (Sale and Conveyancing) Act 1994, I, Karlene Maywald, Minister for Consumer Affairs, do hereby exempt the person named in Schedule 1 from the application of section 23 (2) of the Act in relation to the purchase of the land specified in Schedule 2.

SCHEDULE 1

Giann Angelo Cirelli, an employee of Delfin Realty Pty Ltd.

SCHEDULE 2

A portion of the land described in certificate of title register book volume 5931, folio 260, situated at Lot 178, Emerald Street, Mawson Lakes, S.A. 5095.

Dated 22 December 2005.

Signed for and on behalf of the Minister for Consumer Affairs by the Commissioner for Consumer Affairs.

M. BODYCOAT, Commissioner

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that David Robert Cormick and Kerry May James have applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 13 Commercial Street East, Mount Gambier, S.A. 5290, known as Ella's Cafe Bistro and to be known as Blue Lake Town Hall Cafe.

The application has been set down for hearing on 31 January 2006 at 11 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date (viz: 23 January 2006).

The applicants' address for service is c/o Herman Bersee Barristers & Solicitors, 29 Bay Road, Mount Gambier, S.A. 5290.

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

Dated 19 December 2005.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that McLaren Vale Studio Winery Pty Ltd has applied to the Licensing Authority for a Special Circumstances Licence with Extended Trading Authorisation and Entertainment Consent in respect of premises situated at Lot 3, corner Foggo Road and Kangarilla Road, McLaren Vale, S.A. 5171 and to be known as Redheads Studio.

The application has been set down for hearing on 3 February 2006 at 9 a.m.

Conditions

The following licence conditions are sought:

- Liquor may be sold or supplied for consumption on or off the licensed premises on any day between 9 a.m. and 3 a.m. the following day and on Sundays between 8 a.m. and midnight, except for the following days:
 - Christmas Eve: 9 a.m. to 2 a.m. the following day;
 - Sunday Christmas Eve: 8 a.m. to 2 a.m. the following day;
 - Maundy Thursday: 9 a.m. to 2 a.m. the following day;
 - New Year's Eve: 9 a.m. to 5 a.m. the following day;
 - Days preceding other Public Holidays: 9 a.m. to 3 a.m. the following day;
 - Sundays preceding Public Holidays: 8 a.m. to 3 a.m. the following day.
- Liquor may be sold or supplied for consumption on the licensed premises with or without a meal provided by the licensee.
- Liquor distributed by the licensee may be sold or supplied through direct sales transactions.
- Liquor distributed by the licensee may be supplied by way of sample.
- Liquor sold or supplied by the licensee may include grape products produced by participating wineries and may include grape products originating from countries other than Australia.
- The licensee may provide live entertainment on the licensed premises in accordance with trading hours listed above but limited to 12 special function events per annum and entertainment otherwise at all other times as listed above by means of a CD player.
- The licensee may at any time and on any day, with the consent of the relevant Council, sell wine produced and/or distributed by the licensee, for consumption at a function off the licensed premises and for the purpose of this licence the licensed premises are, for the period for which the licensee supplies liquor at the function, to be regarded as including the premises at which the function is held.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date (viz: 26 January 2006).

The applicant's address for service is c/o Southern Vales Legal, John Roger, 169 Main Road, McLaren Vale, S.A. 5171.

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

Dated 16 December 2005.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Public Schools' Club Inc. has applied to the Licensing Authority for the variation to Extended Trading Authorisation and Entertainment Consent in respect of premises situated at Sandford House, 207 East Terrace, Adelaide, S.A. 5000 and known as Public Schools' Club.

The application has been set down for hearing on 20 January 2006 at 9 a.m.

Conditions

The following licence conditions are sought:

- Variation to current Extended Trading Authorisation to include the deck area and to include:
Sundays: 9 a.m. to 11 a.m.
- Entertainment Consent is applied for as per plans lodged with this office.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date (viz: 12 January 2006).

The applicant's address for service is c/o 207 East Terrace, Adelaide, S.A. 5000.

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

Dated 15 December 2005.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Henry Martin Wines Pty Ltd has applied to the Licensing Authority for the transfer of a Wholesale Liquor Merchant's Licence in respect of premises situated at Stonyfell Winery, Stonyfell Road, Stonyfell, S.A. 5066 and known as Henry Martin Wines.

The application has been set down for hearing on 23 January 2006 at 10 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date (viz: 13 January 2006).

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

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

Dated 15 December 2005.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Carmela Lillo and Daniel Zuzolo have applied to the Licensing Authority for a Producer's Licence in respect of premises situated at 90 Turners Avenue, Hawthorndene, S.A. 5051 and to be known as Hawthorndene Wines.

The application has been set down for hearing on 20 January 2006 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date (viz: 12 January 2006).

The applicants' address for service is c/o Carmela Lillo, 3 Grace Street, Goodwood, S.A. 5051.

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

Dated 16 December 2005.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Marion Sports & Community Club Inc. has applied to the Licensing Authority for the variation to an Extended Trading Authorisation, variation to Entertainment Consent, Alterations and Redefinition in respect of premises situated at 262 Sturt Road, Marion, S.A. 5043 and known as Marion Sports & Community Club.

The application has been set down for hearing on 20 January 2006 at 9 a.m.

Conditions

The following licence conditions are sought:

- Redefinition and Alterations of the licensed premises to the Balcony and Areas 1 and 2.
- Variation to Extended Trading Authorisation, designated dining areas and variation to Entertainment Consent to include the abovementioned areas.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date (viz: 12 January 2006).

The applicant's address for service is c/o P.O. Box 170, Oaklands Park, S.A. 5046.

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

Dated 14 December 2005.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that H. D. Think Pty Ltd has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 95 Commercial Street East, Mount Gambier, S.A. 5290 and known as Golden Chopsticks Restaurant.

The application has been set down for hearing on 23 January 2006 at 11 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date (viz: 13 January 2006).

The applicant's address for service is c/o John Cusack Solicitors, P.O. Box 2224, Mount Gambier, S.A. 5290.

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

Dated 15 December 2005.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Ranjila Reddy has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 97-101 St Vincent Street, Port Adelaide, S.A. 5015, known as Thanh Dam Restaurant and to be known as Nayan's Indian Restaurant.

The application has been set down for hearing on 24 January 2006 at 10 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date (viz: 13 January 2006).

The applicant's address for service is c/o Fittock & Co., 11th Floor, 118 King William Street, Adelaide, S.A. 5000.

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

Dated 19 December 2005.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Bovard Pty Ltd as trustee for Bovard Trust has applied to the Licensing Authority for a Restaurant Licence with section 34 (1) (c), Extended Trading Authorisation and Entertainment Consent in respect of premises situated at Shops 13 and 17, 13 Gawler Street, Port Noarlunga, S.A. 5167 and to be known as Salty Lime Cafe.

The application has been set down for hearing on 20 January 2006 at 9 a.m.

Conditions

The following licence conditions are sought:

- Approval under section 34 (1) (c) to sell liquor for consumption on the licensed premises by persons:
 - (a) seated at a table; or
 - (b) attending a function at which food is provided.

- Extended Trading Authorisation:

Sunday: 8 a.m. to 11 a.m. and 8 p.m. to midnight.

- Entertainment Consent:

Monday to Sunday: 8 a.m. to midnight.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date (viz: 12 January 2006).

The applicant's address for service is c/o Kelly & Co., Level 17, Santos House, 91 King William Street, Adelaide, S.A. 5000 (Attention: Jarrod Ryan).

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

Dated 16 December 2005.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Danielle Lee Mangelsdorf and Rohan Orlando Richards have applied to the Licensing Authority for a Restaurant Licence with section 34 (1) (c) and Entertainment Consent in respect of premises situated at 164A Goodwood Road, Goodwood, S.A. 5034 and to be known as a Taste of Jamaica.

The application has been set down for hearing on 20 January 2006 at 9 a.m.

Conditions

The following licence conditions are sought:

- Approval under section 34 (1) (c) to sell liquor for consumption on the licensed premises by persons:
 - (a) seated at a table; or
 - (b) attending a function at which food is provided.
- Entertainment Consent:

On any day: 11 a.m. to 1 a.m. the following day.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date (viz: 12 January 2006).

The applicants' address for service is c/o Rohan Richards, 164A Goodwood Road, Goodwood, S.A. 5034.

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

Dated 13 December 2005.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Highway Inn Hotel (SA) Pty Ltd has applied to the Licensing Authority for Alterations, Redefinition, variation to Extended Trading Authorisation and variation to Entertainment Consent in respect of premises situated at 290 Anzac Highway, Plympton, S.A. 5038 and known as Highway Inn.

The application has been set down for hearing on 20 January 2006 at 9 a.m.

Conditions

The following licence conditions are sought:

- Approval of the proposed Alterations and Redefinitions depicted on the plan.
- Variation to the Extended Trading Authorisation (with Entertainment Consent) for the whole of the licensed premises as shown on the plan:

Monday to Saturday: Midnight to 4 a.m. the following day;

Sunday: 8 a.m. to 11 a.m. and 8 p.m. to 4 a.m. the following day;

Good Friday: Midnight to 2 a.m.;

Christmas Day: Midnight to 2 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date (viz: 12 January 2006).

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

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

Dated 19 December 2005.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Gilberts Siding Vintners Pty Ltd has applied to the Licensing Authority for a Special Circumstances Licence including Extended Trading Authorisation and Entertainment Consent in respect of premises situated at Mount Barker Railway Station, Gawler Street, Mount Barker, S.A. 5171 and to be known as Jardim Do Bomfim.

The application has been set down for hearing on 20 January 2006 at 9 a.m.

Conditions

The following licence conditions are sought:

- To sell and supply liquor for consumption on the licensed premises at any time on any day (including Extended Trading Authorisation):
 - (a) with or ancillary to food provided by the licensee;
 - (b) by persons attending a pre-booked function at which food is provided;
 - (c) by persons attending a reception;
 - (d) by way of sample.
- To sell and supply liquor for consumption off the licensed premises at any time on any day. Liquor sold and supplied under this section shall be restricted to liquor produced by the licensee.
- Entertainment Consent is sought for the whole of the licensed premises:

On any day: 12 noon to midnight.

New Year's Eve: 12 noon to 2 a.m. the following day.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date (viz: 12 January 2006).

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

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

Dated 16 December 2005.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Roxby Downs Club Inc. has applied to the Licensing Authority for a variation to Conditions in respect of premises situated at 21 Burgoyne Street, Roxby Downs, S.A. 5725 and known as Roxby Downs Club.

The application has been set down for hearing on 20 January 2006 at 9 a.m.

Conditions

The following licence conditions are sought:

- Variation to Conditions:

From:

For consumption off the licensed premises:

Monday to Saturday: 10 p.m. to midnight.

To:

For consumption off the licensed premises:

Monday to Saturday: 6 p.m. to midnight.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date (viz: 12 January 2006).

The applicant's address for service is c/o Roxby Downs Club, P.O. Box 170, Roxby Downs, S.A. 5725 (Attention: Steven Ellard).

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

Dated 16 December 2005.

Applicant

LIQUOR LICENSING ACT 1997 AND GAMING MACHINES ACT 1992

Notice of Application

NOTICE is hereby given, pursuant to section 52 of the Liquor Licensing Act 1997 and section 29 of the Gaming Machines Act 1992, that Eureka Enterprises Pty Ltd as trustee for the Vivien Tonkin Unit Trust has applied to the Licensing Authority for the transfer of a Hotel and Gaming Machine Licence and variation to Extended Trading Authorisation in respect of premises situated at 32 North Terrace, Port Elliot, S.A. 5212 and known as Royal Family Hotel.

The application has been set down for hearing on 20 January 2006 at 9 a.m.

Conditions

The following licence conditions are sought:

- Variation to the Extended Trading Authorisation for consumption on the licensed premises:

Monday to Wednesday: Midnight to 2 a.m. the following day;

Sunday: 8 a.m. to 11 a.m. and 8 p.m. to 2 a.m. the following day;

Good Friday: Midnight to 2 a.m.;

Christmas Day: Midnight to 2 a.m.;

Sunday Christmas Eve: 8 p.m. to 2 a.m. the following day;

Days preceding other Public Holidays: Midnight to 2 a.m. the following day;

Sundays preceding Public Holidays: 8 p.m. to 2 a.m. the following day.

- Variation to Extended Trading Authorisation for consumption off the licensed premises:

Sunday: 8 a.m. to 11 a.m. and 8 p.m. to 9 p.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date (viz: 12 January 2006).

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

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

Dated 16 December 2005.

Applicant

MINING ACT 1971

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

Applicant: Flinders Power Partnership

Location: Gum Glen area—Approximately 80 km east and north-east of Port Augusta.

Term: 1 year

Area in km²: 259

Ref.: 2005/00654

Plan and co-ordinates can be found on the PIRSA Sarig website: <http://www.minerals.pir.sa.gov.au/sarig> or by phoning Mineral Tenements on (08) 8463 3103.

H. TYRTEOS, Mining Registrar

MINING ACT 1971

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

Applicant: Flinders Diamonds Ltd

Location: Margaret Creek area—Approximately 170 km west of Marree.

Term: 1 year

Area in km²: 771

Ref.: 2005/00645

Plan and co-ordinates can be found on the PIRSA Sarig website: <http://www.minerals.pir.sa.gov.au/sarig> or by phoning Mineral Tenements on (08) 8463 3103.

H. TYRTEOS, Mining Registrar

MINING ACT 1971

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

Applicant: Flinders Diamonds Ltd

Location: Francis Swamp area—Approximately 170 km west-north-west of Marree.

Term: 1 year

Area in km²: 734

Ref.: 2005/00644

Plan and co-ordinates can be found on the PIRSA Sarig website: <http://www.minerals.pir.sa.gov.au/sarig> or by phoning Mineral Tenements on (08) 8463 3103.

H. TYRTEOS, Mining Registrar

MINING ACT 1971

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

Applicant: Southern Gold Ltd

Location: Lake Torrens area—Approximately 90 km north of Port Augusta.

Term: 1 year

Area in km²: 860

Ref.: 2005/00441

Plan and co-ordinates can be found on the PIRSA Sarig website: <http://www.minerals.pir.sa.gov.au/sarig> or by phoning Mineral Tenements on (08) 8463 3103.

H. TYRTEOS, Mining Registrar

MINING ACT 1971

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

Applicant: Southern Gold Ltd

Location: Streaky Bay area—Immediately east of Streaky Bay.

Term: 1 year

Area in km²: 905

Ref.: 2005/00499

Plan and co-ordinates can be found on the PIRSA Sarig website: <http://www.minerals.pir.sa.gov.au/sarig> or by phoning Mineral Tenements on (08) 8463 3103.

H. TYRTEOS, Mining Registrar

MINING ACT 1971

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

Applicant: Southern Gold Ltd

Location: Harris Crossing area—Approximately 40 km north of Port Augusta.

Term: 1 year

Area in km²: 634

Ref.: 2005/00477

Plan and co-ordinates can be found on the PIRSA Sarig website: <http://www.minerals.pir.sa.gov.au/sarig> or by phoning Mineral Tenements on (08) 8463 3103.

H. TYRTEOS, Mining Registrar

MINING ACT 1971

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

Applicant: Debnal Pty Ltd
 Location: Eucolo Creek area—Approximately 25 km west of Woomera.
 Term: 1 year
 Area in km²: 528
 Ref.: 2005/00641

Plan and co-ordinates can be found on the PIRSA Sarig website: <http://www.minerals.pir.sa.gov.au/sarig> or by phoning Mineral Tenements on (08) 8463 3103.

H. TYRTEOS, Mining Registrar

MINING ACT 1971

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

Applicant: Afmeco Mining and Exploration Pty Ltd
 Location: Elliston area—Approximately 100 km south-east of Streaky Bay.
 Term: 1 year
 Area in km²: 994
 Ref.: 2005/00487

Plan and co-ordinates can be found on the PIRSA Sarig website: <http://www.minerals.pir.sa.gov.au/sarig> or by phoning Mineral Tenements on (08) 8463 3103.

H. TYRTEOS, Mining Registrar

NATIONAL ELECTRICITY LAW

NOTICE OF PROPOSED RULE UNDER SECTION 95

The National Electricity Amendment (Reliability Safety Net Extension) Rule 2005

THE Australian Energy Market Commission (Commission) gives notice under section 95 of the National Electricity Law (NEL) that the Reliability Panel of the Commission has made a request for the making of a Rule. The Rule proposal relates to extending the period of operation for the reliability safety net provisions of Clause 3.12.1 and Part 7 of Chapter 8A of the National Electricity Rules from 30 June 2006 to 30 June 2008.

A draft of the proposed Rule and a copy of the Rule proposal are published on the Commission's website and are available for inspection at the offices of the Commission.

The Commission invites written submissions from any person or body in relation to the reliability safety net extension Rule change request. Submissions must be received no later than Friday, 3 February 2006.

Australian Energy Market Commission

Postal Address: P.O. Box H166
 Australia Square, N.S.W. 1215

Offices: Level 16, 1 Margaret Street,
 Sydney, N.S.W. 2000

Phone: (02) 8296 7800

Email to register for public hearing:

Facsimile: (02) 8296 7899

aemc@aemc.gov.au

Email for making submissions:

submissions@aemc.gov.au

Website:

www.aemc.gov.au

Dated 22 December 2005.

J. TAMBLYN, Chairman, Australian Energy Market Commission

NATIONAL ELECTRICITY LAW

NOTICE OF PROPOSED RULE UNDER SECTION 95

National Electricity Amendment (Reform of the Regulatory Test Principles) Rule 2005

THE Australian Energy Market Commission (Commission) gives notice under section 95 of the National Electricity Law (NEL) that the Ministerial Council on Energy has made a request for the making of a Rule.

The Rule proposal relates to new principles that the Australian Energy Regulator must adopt in promulgating the regulatory test. The regulatory test is used to evaluate proposed new regulated transmission investment against all other reasonable network and non-network alternatives.

A draft of the proposed Rule and a copy of the Rule proposal are published on the Commission's website and are available for inspection at the offices of the Commission.

The Commission invites written submissions from any person or body in relation to the Rule proposal. Submissions must be received no later than 24 February 2006.

Australian Energy Market Commission

Postal Address: P.O. Box H166
 Australia Square, N.S.W. 1215

Offices: Level 16, 1 Margaret Street,
 Sydney, N.S.W. 2000

Phone: (02) 8296 7800

Email to register for public hearing:

Facsimile: (02) 8296 7899

aemc@aemc.gov.au

Email for making submissions:
submissions@aemc.gov.au

Website:
www.aemc.gov.au

Dated 22 December 2005.

J. TAMBLYN, Chairman, Australian Energy Market Commission

NATIONAL ELECTRICITY LAW

NOTICE OF PROPOSED RULE UNDER SECTION 95

National Electricity Amendment (Transmission Last Resort Planning) Rule 2005

THE Australian Energy Market Commission (Commission) gives notice under section 95 of the National Electricity Law (NEL) that the Ministerial Council on Energy has made a request for the making of a Rule. The Rule proposal relates to the creation of a transmission last resort planning regime.

A draft of the proposed Rule and a copy of the Rule proposal are published on the Commission's website and are available for inspection at the offices of the Commission.

The Commission invites written submissions from any person or body in relation to the proposed Rule. Submissions must be received no later than 24 February 2005.

Australian Energy Market Commission

Postal Address: P.O. Box H166
 Australia Square, N.S.W. 1215

Offices: Level 16, 1 Margaret Street,
 Sydney, N.S.W. 2000

Phone: (02) 8296 7800

Email to register for public hearing:

Facsimile: (02) 8296 7899

aemc@aemc.gov.au

Email for making submissions:

submissions@aemc.gov.au

Website:

www.aemc.gov.au

Dated 22 December 2005.

J. TAMBLYN, Chairman, Australian Energy Market Commission

NATIONAL ELECTRICITY LAW

NOTICE OF PROPOSED RULE UNDER SECTION 95

Reform of the Dispute Resolution Process for the Regulatory Test

THE Australian Energy Market Commission (Commission) gives notice under section 95 of the National Electricity Law (NEL) that Ministerial Council on Energy has made a request for the making of a Rule. The Rule proposal relates to implementation of a streamlined dispute resolution process for the regulatory test.

A draft of the proposed Rule and a copy of the Rule proposal is published on the Commission's website and is available for inspection at the offices of the Commission.

The Commission invites written submissions from any person or body in relation to the proposed Rule. Submissions must be received no later than 24 February 2006.

Australian Energy Market Commission

Postal Address: P.O. Box H166
Australia Square, N.S.W. 1215

Offices: Level 16, 1 Margaret Street,
Sydney, N.S.W. 2000

Phone: (02) 8296 7800

Email to register for public hearing:

Facsimile: (02) 8296 7899

aemc@aemc.gov.au

Email for making submissions:
submissions@aemc.gov.au

Website:
www.aemc.gov.au

Dated 22 December 2005.

J. TAMBLYN, Chairman, Australian Energy
Market Commission

NATIONAL PARKS REGULATIONS 2001

Closure of Red Banks Conservation Park

PURSUANT to Regulation 8(3)(d) of the National Parks Regulations 2001, I, Edward Gregory Leaman, the Director of National Parks and Wildlife, close to the public the whole of Red Banks Conservation Park from 6 a.m. on Monday, 9 January 2006 until 6 p.m. on Monday, 16 January 2006.

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

Use of Firearms within the Reserve

Pursuant to Regulations 8(4), 20(1) and 41 of the National Parks Regulations 2001, I, Edward Gregory Leaman, Director of National Parks and Wildlife, grant permission to members of the Sporting Shooters Association of South Australia (S.A. Branch) in possession of both a current Hunting Permit and a firearm to enter and remain in Red Banks Conservation Park from 6 a.m. on Monday, 9 January 2006 until 6 p.m. on Monday, 16 January 2006 for the purpose of taking feral animals.

This permission is conditional upon the observance by each of those persons of the requirements of the National Parks and Wildlife Act 1972, National Parks Regulations 2001 and the National Parks and Wildlife (Hunting) Regulations 1996, including those requiring compliance with the Director's requests, requirements and orders of a Warden.

Dated 15 December 2005.

E. G. LEAMAN, Director of National Parks
and Wildlife

NATIONAL PARKS REGULATIONS 2001

Closure of Caroon Creek Conservation Park

PURSUANT to Regulation 8(3)(d) of the National Parks Regulations 2001, I, Edward Gregory Leaman, the Director of National Parks and Wildlife, close to the public the whole of Caroon Creek Conservation Park from 6 a.m. on Monday, 9 January 2006 until 6 p.m. on Monday, 16 January 2006.

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

Use of Firearms within the Reserve

Pursuant to Regulations 8(4), 20(1) and 41 of the National Parks Regulations 2001, I, Edward Gregory Leaman, Director of National Parks and Wildlife grant permission to members of the Sporting Shooters Association of South Australia (S.A. Branch) in possession of both a current Hunting Permit and a firearm to enter and remain in Caroon Creek Conservation Park from 6 a.m. on Monday, 9 January 2006 until 6 p.m. on Monday, 16 January 2006 for the purpose of taking feral animals.

This permission is conditional upon the observance by each of those persons of the requirements of the National Parks and Wildlife Act 1972, National Parks Regulations 2001 and the National Parks and Wildlife (Hunting) Regulations 1996, including those requiring compliance with the Director's requests, requirements and orders of a Warden.

Dated 15 December 2005.

E. G. LEAMAN, Director of National Parks
and Wildlife

SEWERAGE ACT 1929

Addition of Land to Mount Gambier Country Drainage Area

PURSUANT to section 18 of the Sewerage Act 1929, the South Australian Water Corporation:

- (a) adds to the Mount Gambier Country Drainage Area all the land contained in:
 - (i) allotment 575 in Filed Plan 193567;
 - (ii) allotment 1 in Filed Plan 102006;
 - (iii) allotment 20 in Filed Plan 35047;
 - (iv) the portion of Lake Terrace East, Mount Gambier and Yahl abutting allotment 575 in Filed Plan 193567 and allotment 1 in Filed Plan 102006; and
- (b) declares that this notice has effect from the commencement of the financial year in which it is published in the *Gazette*.

Dated 14 December 2005.

Signed for and on behalf of the South Australian Water Corporation by a person duly authorised so to do:

A. POPPLEWELL, General Manager Shared
Services

In the presence of:

C. J. MCNAMARA, Billing Manager

SAWATER 05/07428 D1293

SURVEY ACT 1992

NOTICE is hereby given that pursuant to section 50(3) of the Survey Act 1992, the Confused Boundary Area at Renmark bounded by Eleventh Street, Cowra Street and Public Roads shown in LTO Filed Plan 46395 as allotments 300 to 303 is revoked.

Dated 22 December 2005.

P. M. KENTISH, Surveyor-General

REF.: LTO 85/2004

NATURAL RESOURCES MANAGEMENT ACT 2004

Contributions by Constituent Councils

I, JOHN DAVID HILL, Minister for Environment and Conservation, on the recommendation of the NRM (Natural Resources Management) Council and in accordance with Clause 55 (1) (b) (ii) and (3) of Schedule 4 of the Natural Resources Management Act 2004, hereby determine that Contributions by Constituent Councils to Regional NRM Boards for the 6 month period ending on 30 June 2006 will be as follows:

Regional NRM Board	Council	\$
Adelaide and Mount Lofty Ranges.....	Adelaide Hills Council.....	72 915
	Alexandrina Council.....	2 672
	The Barossa Council.....	27 224
	Town of Gawler.....	8 951
	Light Regional Council.....	14 657
	District Council of Mallala.....	8 056
	District Council of Mount Barker.....	6 579
	City of Onkaparinga.....	46 462
	City of Playford.....	26 852
	City of Salisbury.....	12 761
	City of Tea Tree Gully.....	3 646
	City of Victor Harbor.....	15 449
	District Council of Yankalilla.....	23 231
	Eyre Peninsula.....	District Council of Ceduna.....
District Council of Cleve.....		21 833
District Council of Elliston.....		15 250
District Council of Franklin Harbour.....		11 120
District Council of Kimba.....		12 345
District Council of Le Hunte.....		14 603
District Council of Lower Eyre Peninsula.....		25 262
City of Port Lincoln.....		5 903
District Council of Streaky Bay.....		16 554
District Council of Tumby Bay.....		21 836
Corporation of the City of Whyalla.....		11 086
Kangaroo Island.....	Kangaroo Island Council.....	21 538
Northern and Yorke.....	District Council of Barunga West.....	11 309
	Clare and Gilbert Valleys Council.....	29 314
	District Council of The Copper Coast.....	11 309
	The Flinders Ranges Council.....	7 465
	Regional Council of Goyder.....	8 362
	Light Regional Council.....	14 657
	District Council of Mallala.....	18 796
	District Council of Mount Remarkable.....	20 359
	Northern Areas Council.....	34 261
	District Council of Orroroo/Carrieton.....	7 186
	District Council of Peterborough.....	4 457
	Port Pirie Regional Council.....	24 323
	Corporation of the City of Port Augusta.....	4 525
	Wakefield Regional Council.....	29 314
District Council of Yorke Peninsula.....	52 021	
SA Murray Darling Basin.....	Adelaide Hills Council.....	3 838
	Alexandrina Council.....	50 760
	The Barossa Council.....	3 025
	Berri Barmera Council.....	25 555
	The Coorong District Council.....	30 412
	Goyder Regional Council.....	33 448
	District Council of Karoonda East Murray.....	12 369
	District Council of Loxton Waikerie.....	65 491
	Mid Murray Council.....	57 659
	District Council of Mount Barker.....	26 315
	The Rural City of Murray Bridge.....	44 358
	District Council of Peterborough.....	786
	Renmark Paringa Council.....	25 555
	Southern Mallee District Council.....	32 839
City of Victor Harbor.....	813	
South East.....	The Coorong District Council.....	28 072
	District Council of Grant.....	48 376
	Kingston District Council.....	25 119
	District Council of Robe.....	16 405
	District Council of Tatiara.....	72 007
	Naracoorte Lucindale Council.....	50 570
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Dated 9 December 2005.

JOHN HILL, Minister for Environment and Conservation

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To apply from 1 July 2005

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Meeting')		First Name	72.50
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pany be wound up voluntarily and that a liquidator		Registers of Members—Three pages and over:	
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IMPORTANT NOTICE
Government Gazette Publication

**Australia Day Holiday Week Publishing
Information**

Government Gazette Notices
Publishing Date: Wednesday, 25 January 2006

Closing date for notices for publication will be
4 p.m. Monday, 23 January 2006

PETROLEUM ACT 2000

Suspension of Exploration Licence—PEL 27

PURSUANT to section 90 of the Petroleum Act 2000, notice is hereby given that the abovementioned Exploration Licence has been suspended under the provisions of the Petroleum Act 2000, from and including 21 December 2005 to 20 November 2006, pursuant to delegated powers dated 28 March 2002, *Gazetted* 11 April 2002, page 1573.

The expiry date of Exploration Licence PEL 27 is now determined to be 31 December 2006.

Dated 15 December 2005.

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

PETROLEUM ACT 2000

Suspension of Exploration Licence—PEL 136

PURSUANT to section 90 of the Petroleum Act 2000, notice is hereby given that the abovementioned Exploration Licence has been suspended under the provisions of the Petroleum Act 2000, from and including 4 February 2006 to 27 December 2006, pursuant to delegated powers dated 28 March 2002, *Gazetted* 11 April 2002, page 1573.

The expiry date of Exploration Licence PEL 136 is now determined to be 31 December 2006.

Dated 15 December 2005.

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

PETROLEUM ACT 2000

*Application for Grant of a Petroleum Production Licence—
PPL 212*

PURSUANT to section 65 (6) of the Petroleum Act 2000 (the Act) and Delegation dated 28 March 2002, *Gazetted* 11 April 2002, page 1573, notice is hereby given that an application for the

grant of a production licence over the area described below, which falls within the area of Petroleum Exploration Licence PEL 107 has been received from Beach Petroleum Limited, Great Artesian Oil & Gas Limited and Magellan Petroleum (Southern) Pty Ltd.

Description of Application Area

All that part of the State of South Australia, bounded as follows: Commencing at a point being the intersection of latitude 28°08'45"S GDA94 and longitude 139°51'55"E GDA94, thence east to longitude 139°52'50"E GDA94, south to latitude 28°09'30"S GDA94, west to longitude 139°52'40"E GDA94, south to latitude 28°09'40"S GDA94, west to longitude 139°52'05"E GDA94, north to latitude 28°09'35"S GDA94, west to longitude 139°51'55"E GDA94, north to latitude 28°09'25"S GDA94, west to longitude 139°51'40"E GDA94, north to latitude 28°08'55"S GDA94, east to longitude 139°51'55"E GDA94, and north to the point of commencement.

Area: 2.79 km² approximately.

Dated 20 December 2005.

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

PETROLEUM ACT 2000

*Temporary Cessation of Suspension of Exploration Licence—
PEL 182*

PURSUANT to section 90 of the Petroleum Act 2000, notice is hereby given that the suspension dated 19 September 2005 of the abovementioned Exploration Licence has been temporarily ceased under the provisions of the Petroleum Act 2000, from and including 19 December 2005, pursuant to delegated powers dated 28 March 2002, *Gazetted* 11 April 2002, page 1573.

The expiry date of PEL 182 is now determined to be 27 November 2010.

Dated 15 December 2005.

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

No. 4 of 2005

REPORT AND DETERMINATION OF THE REMUNERATION TRIBUNAL**SALARY SACRIFICE ARRANGEMENTS****A. REPORT**

In consultation and agreement with the Judicial Remuneration Co-ordinating Committee, the Statutory Officers and the Government, the Tribunal's existing determination on salary sacrifice arrangements has been varied to provide for:

- a broader range of approved benefits;
- an increase in the percentage of salary able to be sacrificed (from 30% to 50%); and
- the ability to sacrifice direct to the Southern State Superannuation (Triple S) Scheme without the need to appoint a nominee, when an Office Holder is sacrificing only into the Triple S Scheme.

These varied arrangements will provide consistency with the salary sacrifice arrangements currently available to public sector executives.

B. DETERMINATION**1. SCOPE OF DETERMINATION**

1.1 This Determination applies to Judges, Court Officers, and Statutory Officers.

2. INTERPRETATION

2.1 In this Determination, and any **Schedule** of this Determination, unless the contrary appears:

“Acceptance” means the acceptance of an offer, which is in the form set out in **Schedule 2**.

“Administration Fee” means the amount of:

- (a) \$25.00 or such other amount determined by the Commissioner plus GST to be payable by public sector officers to offset the Paying Authority's costs of administering salary sacrifice arrangements; and/or
- (b) an annual administration charge plus GST for administering the salary sacrifice arrangement payable by way of a deduction from the sacrificed amount to the Nominee in accordance with the relevant Service Agreement.

Administration fee may be subject to change from time to time as permitted by the paying authority.

Please note that the fees described in both subparagraphs (a) and (b) are payable by an office holder appointing a Nominee to administer the Salary Sacrifice Arrangement and the fee described in subparagraph (a) is payable by an office holder where the Salary Sacrifice Arrangement only involves sacrificing salary into the Triple S Scheme, without the need to appoint a Nominee.

“Approved Purpose” or “Approved Benefit” means a payment for any of the following:

Category A – Exempt from FBT

contributions to a private superannuation fund that is complying, in that, it complies with the relevant laws regulating superannuation, including the Triple S scheme
one notebook or laptop computer per year
a briefcase
an electronic diary
a calculator
business software
taxi travel to and from work
staff fitness/gym facility (in-house)

Category B – No FBT if employee could have claimed an income tax deduction

membership fees and subscriptions to professional associations
home office expenses
financial counselling fees
disability/income protection insurance
self education expenses

Category C – Subject to FBT

own home mortgage payments
personal loan servicing from registered financial institutions
private home rental
school fees including HECS payments
private travel
trauma/life insurance premiums
childcare expenses by a registered provider
aged or disability care expenses through a registered provider
private health insurance contributions
own motor vehicle through a novated lease
household utilities (gas and electricity expenses)
household rates (water and local council rates expenses)
car parking – taxation may vary in accordance with ATO rules

For further information regarding the Approved Benefit Items, please refer to Appendix A of the South Australian Government Salary Sacrifice Information Booklet for Office Holders.

“Authorised Signatory” means, in relation to:

- (a) Court Officers, and Judges other than the Senior Judge of the Industrial Relations Court and President of the Industrial Relations Commission and other Judges of the Industrial Relations Court who hold joint commissions in the Australian Industrial Relations Commission and the Industrial Relations Commission of South Australia; the Supervising Industrial Magistrate; and other Industrial Magistrates
- the State Courts Administrator;

- (b) Senior Judge of the Industrial Relations Court and President of the Industrial Relations Commission and other Judges of the Industrial Relations Court who hold joint commissions in the Australian Industrial Relations Commission and the Industrial Relations Commission of South Australia; the Supervising Industrial Magistrate and other Industrial Magistrates; Deputy Presidents of the Industrial Relations Commission; Commissioners of the Industrial Relations Commission; and the Employee Ombudsman
 - the Chief Executive, Department for Administrative and Information Services;
- (c) the Auditor-General
 - the Director, Audit (Policy, Planning and Research), Auditor-General's Department;
- (d) the Electoral Commissioner; and the Deputy Electoral Commissioner
 - the Chief Executive, Attorney-General's Department
- (e) the Ombudsman
 - the Chief Executive, Attorney-General's Department;
- (f) the Health and Community Services Complaints Commissioner
 - the Chief Executive, Department of Health,

and includes a person authorised by that person to sign Offers on behalf of a Paying Authority.

“Commissioner” means the person for the time being appointed to, or carrying out, the duties of, the Commissioner for Public Employment under the *Public Sector Management Act 1995*.

“Court Officer” means any of the following:

- the State Coroner; or
- the Commissioners of the Environment, Resources and Development Court.

“Crown” means the Crown in the right of the State of South Australia.

“Determination” means the Determination of the Remuneration Tribunal made on the eighteenth day of November 2005 reviewing salary sacrifice arrangements in respect of the office holder.

“Judges” means any of the following members of the judiciary:

- the Chief Justice of the Supreme Court;
- Puisne Judges of the Supreme Court;
- Masters of the Supreme Court;
- the Chief Judge of the District Court;
- Judges of the Environment, Resources and Development Court;
- Masters of the District Court;
- other District Court Judges;
- the Chief Magistrate;

the Deputy Chief Magistrate;
Supervising Magistrates;
the Assisting Supervising Magistrate of the Adelaide Magistrates Court;
Stipendiary Magistrates;
the Supervising Industrial Magistrate;
other Industrial Magistrates;
the Senior Judge of the Industrial Relations Court and President of the Industrial Relations Commission;
and other Judges of the Industrial Relations Court who hold joint Commissions in the Australian Industrial Relations Commission and the Industrial Relations Commission of South Australia.

“Nominee” means the Panel Member selected by the office holder to administer his or her Salary Sacrifice Arrangement.

“Offer” means an offer by a Paying Authority to enter into a Salary Sacrifice Arrangement in the form set out in **Schedule 1**.

“office holder” means any of the Judges, Court Officers, or Statutory Officers.

“Panel Agreement” means an agreement between the Crown and a Panel Member for the purposes of engaging a person in order to implement and facilitate the performance of salary sacrifice agreements for office holders and public sector employees the terms of which are as approved from time to time by the Commissioner.

“Panel Member” means either:

- (a) Remunerator (Aust.) Pty Limited; or
- (b) McMillan Shakespeare Ltd; or
- (c) any other person contracted by the Crown in right of the State of South Australia under a Panel Agreement for the purposes of implementing and facilitating the implementation of salary sacrifice agreements under this Determination.

“Paying Authority” means, in respect of each office holder, the person or body responsible for paying salary and allowances to the office holder on behalf of the Crown, and includes the Crown.

“Sacrificed Amount” means the amount that an office holder may specify as a portion of the office holder’s salary for a financial year that is to be sacrificed in advance prior to earning the same during the period covered by the Determination.

“Salary Sacrifice Arrangement” means a salary sacrifice arrangement in accordance with this Determination.

“Service Agreement” means an agreement made between an office holder and a Panel Member which describes the terms and conditions under which the Panel Member will implement salary sacrifice for the office holder the terms of which will be as approved from time to time by the Commissioner for public sector employees.

“**Statutory Officers**” means any of the following statutory office holders:

Deputy Presidents of the Industrial Relations Commission;
Commissioners of the Industrial Relations Commission;
the Auditor-General;
the Electoral Commissioner;
the Ombudsman;
the Health and Community Services Complaints Commissioner;
the Deputy Electoral Commissioner; and
the Employee Ombudsman.

“**Triple S Scheme**” means the Southern State Superannuation Scheme established by the *Southern State Superannuation Act 1994*.

2.2 In the interpretation of this Determination and any **Schedule** of this Determination:

2.2.1 where appropriate, words denoting the singular include the plural and *vice versa*;

2.2.3 words importing one gender shall include a reference to all other genders;

2.2.4 the headings to the clauses in this Determination have been inserted for convenience of reference only and are not intended to be part of or to affect the meaning or interpretation of any of the terms or conditions of this Determination;

2.2.5 a reference to a person includes a reference to corporations and other entities recognised by law;

2.2.6 reference to a clause or **Schedule** is a reference to a clause or **Schedule** of this Determination; and

2.2.7 reference to any Act, Regulation, ruling or by-law shall be deemed to include all amendments thereto and all statutory provisions substituted thereafter.

3. PRINCIPLES OF SALARY SACRIFICE

3.1 A salary sacrifice arrangement is to be made available to office holders on the following basis:

(a) it involves no additional cost to the Paying Authority;

(b) an office holder entering into a salary sacrifice arrangement (“participating officer”) must pay all costs associated with providing the salary sacrifice, including:

(i) any taxation liability whatsoever, including (without limiting the foregoing) Fringe Benefits Tax (“FBT”), incurred by the Paying Authority as a result of the office holder entering into a salary sacrifice;

- (ii) the cost incurred by the Paying Authority in setting up each individual salary sacrifice; and
- (iii) any administration fee charged by the office holder's nominated Panel Member;
- (c) a maximum of 50% of an office holder's pre-tax salary, as prescribed by a Determination of the Remuneration Tribunal, may be sacrificed and applied to non-cash benefits;
- (d) salary may only be sacrificed by an office holder for an Approved Purpose;
- (e) an office holder must appoint a Panel Member to administer the office holder's salary sacrifice arrangements; except where the office holder's Salary Sacrifice Arrangement only involves sacrifice of salary into the Triple S Scheme, and
- (f) an office holder must pay to the Paying Authority the Administration Fee as specified in clause 2 herein to partially offset the Paying Authority's administration costs in establishing the salary sacrifice arrangement.

4. IMPLEMENTATION OF SALARY SACRIFICE

- 4.1 The Crown must give effect to a Salary Sacrifice Arrangement the terms of which are set out in this Determination including Schedule 3.
- 4.2 Salary and allowances otherwise payable to the office holder under a Determination of the Remuneration Tribunal are abated and reduced to the extent that payments are made by a Paying Authority in accordance with a Salary Sacrifice Arrangement. Payments so made are in satisfaction of, and will fully discharge, the obligation of the Paying Authority to pay that amount of salary to the office holder.

5. COMMENCEMENT AND PERIOD OF OPERATION OF DETERMINATION

- 5.1 This Determination comes into operation one calendar month after the date the Determination is made by the Remuneration Tribunal and continues in operation for the period that the said Determination remains in force.

H. R. Bachmann
PRESIDENT

D. J. Smythe
MEMBER

J. A. Meeking
MEMBER

Dated 19 December 2005.

SCHEDULE 1

OFFER

**BY PAYING AUTHORITY TO ENTER INTO A SALARY SACRIFICE
ARRANGEMENT IN ACCORDANCE WITH THE DETERMINATION OF THE
REMUNERATION TRIBUNAL**

**(DETAILS TO BE FILLED IN BY THE OFFICE HOLDER AND TO BE CHECKED
AND SIGNED BY THE PAYING AUTHORITY)**

TO:
[insert name of office holder to whom offer is being made]

.....
[insert name of Paying Authority making the offer]

offers to enter into a Salary Sacrifice Arrangement on the terms and conditions set out in **Schedule 3** of the Remuneration Tribunal Determination No. 4 of 2005 and on the basis set out below.

This offer is only capable of acceptance by the lodgement with the Paying Authority of a correctly completed Acceptance of Offer in the form prescribed in **Schedule 2** of the Remuneration Tribunal Determination which is to be signed by you.

BASIS OF SALARY SACRIFICE ARRANGEMENT:

Item 1 **THE PAYING AUTHORITY**

The Paying Authority for this Salary Sacrifice Arrangement is:

Name:

Address:

Item 2 THE OFFICE HOLDER

The office holder for whom this Salary Sacrifice Arrangement is to be made is:

Name:

Address:

Item 3 THE NOMINEE

Please note that a nominee is not to be selected if the office holder's Salary Sacrifice Arrangement only involves sacrifice of salary into the Triple S Scheme.

The nominee for this Salary Sacrifice Arrangement is:

Name:

Address:

Attention:

Item 4 SALARY

The office holder's salary upon which the Salary Sacrifice Arrangement is to be based is:
\$.....

Item 5 APPROVED BENEFITS

The Approved benefits in this Salary Sacrifice Arrangement are:

A payment for any Approved Benefit, being a payment for any of the following:
[Delete those that do not apply]

Category A – Exempt from FBT

contributions to a private superannuation fund that is complying, in that, it complies with the relevant laws regulating superannuation or the Triple S Scheme

one notebook or laptop computer per year

a briefcase

an electronic diary

a calculator

business software

taxi travel to and from work

staff fitness/gym facility (in-house)

Category B – No FBT if employee could have claimed an income tax deduction

- membership fees and subscriptions to professional associations
- home office expenses
- financial counselling fees
- disability/income protection insurance premiums
- self education expenses

Category C – Subject to FBT

- own home mortgage payments
- personal loan servicing from registered financial institutions
- private home rental
- school fees including HECS payments
- private travel
- trauma/life insurance premiums
- childcare expenses by a registered provider
- aged or disabled care expenses through a registered provider
- private health insurance contributions
- own motor vehicle through a novated lease
- household utilities (gas and electricity expenses)
- household rates (water and local council rates expenses)
- car parking – taxation may vary in accordance with ATO rules

This offer is made theday of20 .

Signed for the Paying Authority by:

.....

[Authorised Signatory]

.....

[Print name and title]

SCHEDULE 2
ACCEPTANCE
OF OFFER OF SALARY SACRIFICE

PAYING AUTHORITY'S COPY/ OFFICE HOLDER'S COPY/NOMINEE'S COPY

To: _____ of _____

I, _____ of _____
have read, and accept, the offer to enter into a Salary Sacrifice Arrangement made by the
Paying Authority on the _____ day of _____ 20 _____.

I have also read, and accept, the terms and conditions detailed in the document headed
"Salary Sacrifice Terms and Conditions" being **Schedule 3** of the Determination of the
Remuneration Tribunal No. 4 of 2005, ("Salary Sacrifice Terms and Conditions"). I agree to
abide by the Salary Sacrifice Terms and Conditions irrespective of whether the Determination
is effective, or remains in effect.

I agree to pay the applicable Administration Fee.

I understand that, for the purposes of the Australian Taxation Office, the Paying Authority is
not a Public Benevolent Institution ("PBI").

I understand that my Paying Authority has stated my salary as: \$ _____

I nominate to sacrifice the following amount from my salary: \$ _____

This comprises \$ _____ of approved benefits (inclusive of any fees) and \$ _____ budgeted
for Fringes Benefits Tax.

I understand that the approved maximum percentage of salary that I may elect to Salary
Sacrifice may not exceed fifty per cent (50%).

The amount of my proposed Salary Sacrifice Arrangement equates to the nominated
percentage of _____ per cent (rounded up), of my stated salary.

*Please note that the paragraphs below do not apply to an office holder where Salary
Sacrifice Arrangement only involves sacrifice of salary into the Triple S Scheme.*

I acknowledge, and warrant to the Paying Authority, that I have elected to appoint
_____ of _____
to be my nominee within the
meaning of the **SALARY SACRIFICE TERMS AND CONDITIONS** for all purposes
associated with and in relation to the **SALARY SACRIFICE TERMS AND
CONDITIONS** and I acknowledge that all correspondence to the nominee will be directed to
the attention of _____.

I further acknowledge that the total and sole responsibility for the administration of the Salary Sacrifice Arrangements rests with the nominee and that I will notify and endeavour to resolve all of the complaints, disputes and grievances in respect of the Salary Sacrifice Arrangement with the nominee only and not the Paying Authority.

Please note that the paragraph noted below applies only to an office holder who is sacrificing solely into the Triple S Scheme.

I acknowledge that all contact and correspondence regarding my Salary Sacrifice Arrangement will be with the following contact in the paying authority:

[Name]

[Office]

[Phone number]

[Facsimile]

Signed:

Print name:

Dated:/...../.....

SCHEDULE 3**TERMS AND CONDITIONS OF SALARY SACRIFICE ARRANGEMENT**

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1. INTERPRETATION

1.1 In this **Schedule**, unless the context otherwise requires or a contrary intention appears, the following terms have the following meanings:

- 1.1.1 “books and records” means either copies or originals of all documents whether written, electronic or otherwise which are associated with or related to the Salary Sacrifice Arrangement and such books and records include but are not limited to books of account, statements, financial accounts, charges, securities, guarantees, invoices, receipts, proposals, approvals, cheque butts, deposit books, correspondence, memoranda, notes, depreciation schedules, deeds, contracts, minutes and notices.
- 1.1.2 “charges and costs” means all amounts, expenses and disbursements incurred by the Paying Authority in respect of the establishment, administration, delivery and provision of the Salary Sacrifice Arrangement pursuant to the Remuneration Tribunal Determination No. 4 of 2005.
- 1.1.3 “expiry date” means the date upon which the Salary Sacrifice Arrangement made between the office holder and the Crown is terminated.
- 1.1.4 “financial year” means the year ended 30 June of each year occurring during the life of the Salary Sacrifice Arrangement.
- 1.1.5 “losses” means losses, damages, penalties, interest or costs.
- 1.1.6 “nominated percentage” means the proportion (expressed as a percentage) elected by the office holder to be sacrificed of his or her salary for a financial year, in advance.
- 1.1.7 “offer” means the offer to enter into a Salary Sacrifice Arrangement made by the Paying Authority in the form set out in Schedule 1.
- 1.1.8 “parties” means the Paying Authority and the office holder who are participating in a Salary Sacrifice Arrangement made under this Determination.
- 1.1.9 “pre-determined review date” means each anniversary of the date upon which the Remuneration Tribunal Determination implementing salary sacrifice commences.
- 1.1.10 “relevant taxation legislation and rulings” means any legislation dealing with the imposition of and recovery of tax and includes, but is not limited to the:
- 1.1.10.1 *Income Tax Assessment Act 1936*; and
- 1.1.10.2 *Income Tax Assessment Act 1997*; and
- 1.1.10.3 *Fringe Benefits Tax Assessment Act 1986*; and
- 1.1.10.4 Taxation Rulings.

- 1.1.11 “sacrificed amount” means the amount that an office holder may specify as a portion of the office holder’s salary for a financial year that is to be sacrificed in advance prior to earning the same during the period covered by the Determination.
- 1.1.12 “salary” means the gross or pre-tax wage rate and salary payable to the office holder as detailed by the Paying Authority at Item 4 of its offer contained in Schedule 1 herein.
- 1.1.13 “Salary Sacrifice” means the Salary Sacrifice Arrangement to be offered by the Paying Authority to the office holder to elect pursuant to this Determination.
- 1.1.14 “Salary Sacrifice Arrangement”:
- 1.1.14.1 means the establishment and the administration of the amount of salary sacrificed by the office holder pursuant to this Determination;
 - 1.1.14.2 is the total of salary sacrifice benefits which are offered under this Determination to the office holder; and
 - 1.1.14.3 may be the subject of the Panel Agreement and the Service Agreement.
- 1.1.15 “Schedule” means the Schedule attached to the Salary Sacrifice Arrangement;
- 1.1.16 “services” means the services provided by the Nominee pursuant to the Service Agreement in respect of the establishment, administration, delivery and provision of the Salary Sacrifice Arrangement;
- 1.1.17 “taxation liability” means any liability of any description that may be pursuant to a Tax Act however so described.

2. SALARY SACRIFICE

- 2.1 The office holder may specify a proportion of the office holder’s salary for a financial year that is to be sacrificed in advance (the sacrificed amount) prior to earning the same during the period covered by the Arrangement.
- 2.2 The office holder may elect to take one or more Approved Benefits, providing that, any aggregate gross value of the said item or items does not exceed fifty percent (50%) of salary.
- 2.3 It is agreed between the parties that:
- 2.3.1 the office holder’s option and election to participate in Salary Sacrifice shall be at no cost or expense to the Paying Authority;
 - 2.3.2 all charges, costs, disbursements, fees or other similar expenses incurred by the Paying Authority for the purpose of establishing and the administration of the Salary Sacrifice Arrangement and any administration thereafter shall be deducted from the sacrificed amount withheld from

the office holder's salary, or failing that the said charges, costs, disbursements, fees or other similar expenses incurred by the Paying Authority shall be deducted from the sacrificed amount withheld from the office holder's salary and failing that will become payable by the office holder within 21 days of the issuing of a written demand by the Paying Authority to the office holder;

2.3.3 the Paying Authority reserves the right to impose such charges, costs, disbursements, fees or other similar expenses in respect of the Salary Sacrifice Arrangement as it sees fit to be payable by the office holder, which charges, costs, disbursements, fees or other similar expenses incurred by the Paying Authority shall be deducted from the sacrificed amount withheld from the office holder's salary and failing that will become payable by the office holder within 21 days of the issuing of a written demand by the Paying Authority to the office holder;

2.3.4 each fortnight the Paying Authority will distribute and/or transfer the appropriate proportion of the office holder's salary to the Nominee in respect of the office holder's Salary Sacrifice Arrangement, except where the office holder's Salary Sacrifice Arrangement involves only sacrifice of salary into the Triple S Scheme, when the Paying Authority will make the payment directly into the said scheme;

2.3.5 the balance of the office holder's salary will continue to be paid in accordance with the Salary Determination;

2.3.6 the Salary Sacrifice Arrangement commences on the date specified in the offer, and ends on the earliest of:

2.3.6.1 the Expiry Date; or

2.3.6.2 the date upon which the Salary Sacrifice Arrangement is terminated in accordance with this Schedule; or

2.3.6.3 the date upon which the Ruling ceases to operate.

3. REVIEW OF SALARY SACRIFICE

3.1 The office holder has no right at any time during the period of the Salary Sacrifice Arrangement to re-negotiate, vary, or terminate the Arrangement except in the following circumstances:

3.1.1 at the pre-determined review date; or

3.1.2 where the office holder has been appointed to a different office.

3.2 In the event of a liability arising or expected to arise in relation to Salary Sacrifice on the part of the Paying Authority by reason of:

3.2.1 any relevant taxation legislation and rulings including, but not limited to, any assessment in respect of:

3.2.1.1 a fringe benefit;

- 3.2.1.2 income in the hands of the office holder or otherwise; or
- 3.2.1.3 any taxation liability,
however so described;
- 3.2.2 any legislation passed by the South Australian Parliament which enacts equivalent taxation legislation to the extent that the liability may arise or be expected to arise by reason of an assessment of:
 - 3.2.2.1 a fringe benefit; or
 - 3.2.2.2 income in the hands of the office holder; or
 - 3.2.2.3 any taxation liability or otherwise,
however so described; or
- 3.2.3 any conduct of the office holder in relation to the office holder's Salary Sacrifice Arrangement which is in contravention of the Arrangement,
then:
- 3.2.4 notwithstanding this Determination and the Salary Sacrifice Arrangement, the Paying Authority, without incurring any liability to the office holder, may terminate the Salary Sacrifice Arrangement forthwith upon the giving of a written notification to the office holder.

4. ADMINISTRATION

- 4.1 Except where the office holder's Salary Sacrifice Arrangement involves only the sacrifice of salary into the Triple S Scheme, when no nominee needs to be appointed by the office holder, the office holder will notify the Paying Authority in writing of the name and the details of the Nominee appointed by the office holder to establish and administer the Salary Sacrifice Arrangement on behalf of the office holder.

It follows that all references to the Nominee herein do not in any way concern an office holder whose Salary Sacrifice Arrangement only involves sacrifice into the Triple S Scheme.

- 4.2 It is a condition precedent to the Salary Sacrifice Arrangement commencing, that the office holder must complete the forms and documents referred to in Items 1 to 5 of **Schedule 1** to this Determination and forward a copy of the relevant forms and documents to the Paying Authority and the Nominee and where no Nominee has been appointed, to the paying authority.
- 4.3 The office holder must obtain agreement from the Nominee where a Nominee has been appointed that all amounts distributed and/or transferred by the Paying Authority to the Nominee pursuant to the Salary Sacrifice Arrangement:
 - 4.3.1 shall be held in trust by the Nominee in accordance with the terms and provisions of the Service Agreement;

- 4.3.2 shall not be mingled by the Nominee with any other money paid into any other bank account operated by the Nominee pursuant to the Salary Sacrifice Arrangement;
- 4.3.3 shall at all times be identifiable and attributable to the office holder for the purpose of distribution and/or transfer by the Nominee pursuant to the terms of the Salary Sacrifice Arrangement toward Approved Benefits selected by the office holder in respect of the office holder's Salary Sacrifice Arrangement; and
- 4.3.4 shall at all times be held in a manner that would enable at any given time an accounting of:
 - 4.3.4.1 the total sacrificed amount distributed and/or transferred to the Nominee by the Paying Authority, applied by the Nominee to Salary Sacrifice benefits and/or applied in any other manner whatsoever;
 - 4.3.4.2 the balance of the sacrificed amount remaining.
- 4.4 The distribution and/or transfer of any amount by the Paying Authority to the Nominee pursuant to the Salary Sacrifice Arrangement is:
 - 4.4.1 for the sole purpose of the distribution and/or transfer of the said amount in respect of any Salary Sacrifice benefits in the Salary Sacrifice Arrangement; and
 - 4.4.2 not income or salary payable to the office holder.
- 4.5 All charges, costs, disbursements, fees or other similar expenses charged by the Nominee for administering the Salary Sacrifice Arrangement shall be deducted from the sacrificed amount withheld from the office holder's salary upon proper authorisation of the Nominee by the Paying Authority.
- 4.6 The office holder acknowledges that he/she will not expressly or impliedly, directly, indirectly order, instruct or otherwise require the Nominee to distribute and/or transfer or re-direct any amount distributed and/or transferred by the Paying Authority to the Nominee pursuant to the Salary Sacrifice Arrangement for the purpose of the distribution and/or transfer of the said amount in respect of any Approved Benefits in the Salary Sacrifice Arrangement to the office holder or any other person otherwise than in accordance with terms and provisions of the Salary Sacrifice Arrangement.
- 4.7 If any part of the Salary Sacrifice has been distributed and/or transferred in advance to the Nominee and the Salary Sacrifice Arrangement is subsequently revoked, superseded or terminated for whatever reason, then that amount that has been distributed and/or transferred which is more than the pro-rata entitlement as at the date of revocation or termination of the Salary Sacrifice Arrangement, shall be:
 - 4.7.1 re-distributed and/or re-transferred to the Paying Authority by the Nominee; or
 - 4.7.2 recoverable by the Paying Authority from the Nominee.

- 4.8 In the event of termination of employment with the Paying Authority for any reason whatsoever, the calculation of all statutory leave entitlements such as long service leave and annual leave shall be at the rate applicable to the office holder's salary pursuant to the relevant legislative requirements.
- 4.9 For the purpose of the Salary Sacrifice Arrangement, the Paying Authority:
- 4.9.1 will provide to the office holder; and
- 4.9.2 unreservedly authorises the Nominee to provide to the office holder, upon written request by the office holder, all books and records associated or related to Salary Sacrifice and the Salary Sacrifice arrangement including but not limited to the Salary Sacrifice benefits taken up by the office holder,
- and,
- the parties agree that this sub-clause operates and has full effect at all other times and survives the revocation or termination of the Salary Sacrifice Arrangement.
- 4.10 For the purpose of the Salary Sacrifice Arrangement, the office holder unreservedly consents to the Paying Authority or the Nominee disclosing any books and records for the purpose of the Salary Sacrifice Arrangement and for the purpose of complying with any relevant taxation law or rulings and any audit by the Australian Taxation Office or the Auditor-General of South Australia or auditors authorised by the Paying Authority.
- 4.11 A \$25.00+GST **administration** fee may apply for the administration of the Salary Sacrifice Arrangement and will be deducted by the Paying Authority from the first amount of salary which is sacrificed by the office holder.

5. FINANCIAL ADVICE

- 5.1 The office holder acknowledges that he/she has sole responsibility for seeking independent and personal financial advice with respect to his or her acceptance of Salary Sacrifice and the Salary Sacrifice Arrangement and that this is not a matter for the Paying Authority at all.

6. SUPERANNUATION

- 6.1 The Paying Authority shall make contributions in respect of the Paying Authority share of the liability accruing for benefits in relation to the office holder's membership of the superannuation schemes established under the *Superannuation Act 1988* and/or the *Southern State Superannuation Act 1994*, on the same terms and conditions as applied as at the date of commencement of the Salary Sacrifice Arrangement, subject to the office holder making any election required under the relevant superannuation legislation to maintain benefits applicable to salary (as defined in the relevant superannuation legislation) applying at the date of the commencement of the Salary Sacrifice Arrangement.

7. ACKNOWLEDGMENTS

- 7.1 In electing to Salary Sacrifice, the office holder acknowledges and undertakes:
- 7.1.1 that the Approved Benefits selected are the only items available for selection in the Salary Sacrifice Arrangement;

- 7.1.2 that amounts transferred by the Paying Authority to its Nominee pursuant to the Salary Sacrifice Arrangement will only be used to pay the Approved Benefits selected by the office holder; and
 - 7.1.3 not to enter into any agreements which are contrary to the terms of the Salary Sacrifice Arrangement and the Service Agreement (if applicable), and in the event that such an agreement is entered into, then the Service Agreement (if applicable) and the Salary Sacrifice Arrangement shall take precedence.
- 7.2 The office holder acknowledges that in the event of being appointed to a different office, that he or she may be subject to a different offer of Salary Sacrifice.
- 7.3 The office holder acknowledges that in the event of:
- 7.3.1 cessation of appointment; or
 - 7.3.2 appointment to a different office,
- he or she must notify the Nominee administering the Salary Sacrifice Arrangement or the Paying Authority in the event that no Nominee has been appointed by the office holder, at least seven days prior to such an event occurring where such matter or thing is within the knowledge of the office holder.
- 7.4 The parties acknowledge and accept that any cost, loss, expense or liability incurred by either party, pursuant to the relevant taxation legislation and rulings will be the responsibility of that party and will be met by that party.
- 7.5 The office holder must comply with the terms and provisions of the Salary Sacrifice Arrangement and any agreements that the office holder enters into with the Nominee if a Nominee is appointed must be consistent at all times with the terms of the Salary Sacrifice Arrangement.
- 7.6 The office holder acknowledges that the total and sole responsibility for the administration of the Salary Sacrifice Arrangement rests with the Nominee where a Nominee has been appointed and that the office holder will notify and endeavour to resolve all of its complaints, disputes and grievances in respect of the Salary Sacrifice Arrangements with the Nominee only if a Nominee has been appointed and not the Paying Authority.

8. **CONFIDENTIALITY**

- 8.1 The terms of the Salary Sacrifice Arrangement are to remain confidential between the parties.
- 8.2 The Paying Authority shall treat as strictly confidential all information obtained from the office holder or any other information acquired by it for the purposes of the Salary Sacrifice Arrangement and shall not divulge such information to any person without the office holder's prior written consent.
- 8.3 The Paying Authority shall:
 - 8.3.1 keep access to any data collected in the course of performing the Salary Sacrifice Arrangement, whether stored in manual files or on a computer data base, for the purposes of the Salary Sacrifice Arrangement, confidential;

- 8.3.2 keep any record used by it for purposes of the Salary Sacrifice Arrangement confidential;
 - 8.3.3 not divulge such computer passwords to any person without the office holder's prior written consent; and
 - 8.3.4 immediately inform the office holder of any unauthorised use of a computer password.
- 8.4 The Paying Authority shall, if requested by the office holder provide the office holder with written undertakings not to divulge any confidential information or any computer password to any other person.
- 8.5 The Paying Authority shall immediately notify the office holder if it becomes aware of any disclosure or distribution of information or breach of this clause 8 by any person and shall give the office holder all reasonable assistance in connection with any proceedings which the office holder may institute against such person in respect of such disclosure or distribution.
- 8.6 The obligations as to confidentiality pursuant to this clause shall survive any expiry, revocation or termination of the Salary Sacrifice Arrangement.

9. SECURITY

- 9.1 The Paying Authority shall only use those manual files and books and records of the office holder, which the office holder specifically authorizes for performance of the Salary Sacrifice Arrangement, and only in a manner as directed by the office holder from time to time.
- 9.2 The Paying Authority shall immediately notify the office holder of any unauthorized use of the office holder's books and records.

10. NATURE OF RELATIONSHIP BETWEEN THE PARTIES AND LIABILITY

- 10.1 Neither of the parties has the authority to act for or to incur any liability or obligation on behalf of the other except as expressly provided in the Salary Sacrifice Arrangement.
- 10.2 The Nominee (where appointed) is nominated by the office holder to receive the sacrificed amount and to apply it for the benefit of the office holder.
- 10.3 The office holder acknowledges and agrees that the Paying Authority is not liable to the office holder either directly or indirectly in respect of any matter touching or concerning the selection of the Nominee (where appointed), or in any manner whatsoever in respect of the Salary Sacrifice Arrangement.
- 10.4 The office holder further acknowledges and agrees that the Paying Authority is not liable to the office holder at all either directly or indirectly for any acts or omissions whatsoever of the Nominee (where appointed) or any other person however so described in respect of the administration or any matter touching upon or concerning the administration of the Salary Sacrifice Arrangement.

10.5 The office holder shall indemnify the Paying Authority from and against any income tax or any other taxation liability whatsoever (including any administrative penalty, fine or other amount) that may become payable pursuant to any relevant taxation legislation and rulings in respect of any monies transferred or distributed:

10.5.1 by the Paying Authority to the Nominee;

10.5.2 by the Paying Authority to the Triple S Scheme; or

10.5.3 by the Nominee (where appointed) to any other person (including the office holder),

in respect of any of the office holder's salary distributed and/or transferred to the Nominee in respect of Approved Benefits in accordance with the Salary Sacrifice Arrangement.

10.6 The office holder will indemnify the Paying Authority from and against all charges, costs, damages, disbursements, fees, losses suffered or incurred by the Paying Authority as a consequence of any:

10.6.1 misappropriation;

10.6.2 defalcation;

10.6.3 failure to account; or

10.6.4 any other breach/es of the Salary Sacrifice Arrangement or the Agency Agreement,

by the Nominee (where appointed) of or in relation to any moneys it holds as trustee; or

10.6.5 failure by the Nominee (where appointed) to make any payments as directed by the Paying Authority on the office holder's behalf or office holder pursuant to or as authorised by the Salary Sacrifice Arrangement; or

10.6.6 any other matter or thing done or omitted to be done by the Nominee (where appointed) in relation to the office holder.

10.7 The office holder acknowledges that she/he will indemnify the Paying Authority in respect of any and all charges, costs, damages, disbursements, fees, losses suffered or incurred by the Paying Authority as a result of the establishment, administration, delivery or provision of the Salary Sacrifice Arrangement or the Salary Sacrifice Arrangement.

11. TERMINATION

11.1 Except as provided herein, the office holder does not have the right to revoke or terminate the Salary Sacrifice Arrangement.

11.2 The Salary Sacrifice Arrangement shall expire and terminate:

11.2.1 at any time by written agreement between the parties;

11.2.2 on the pre-determined review date;

- 11.2.3 pursuant to any one of the events listed in clause 3.1.2 and/or 3.2 of this **Schedule**;
- 11.2.4 if the Paying Authority gives to the office holder not less than 21 days prior written notice terminating the Salary Sacrifice Arrangement at any time prior to the pre-determined review date;
- 11.2.5 at any time and without notice (except as otherwise stated) by the Paying Authority if the office holder:
- 11.2.5.1 is in default of any term in the Salary Sacrifice Arrangement and such default remains unremedied seven days after a notice in writing specifying the default complained of has been given by the Paying Authority to the office holder;
 - 11.2.5.2 fails in the opinion of the Paying Authority to comply with any provision of the Salary Sacrifice Arrangement;
 - 11.2.5.3 threatens to do or does any of the following:
 - 11.2.5.3.1 enters into bankruptcy either compulsorily or by virtue of Part X of the *Bankruptcy Act*;
 - 11.2.5.3.2 makes an assignment for the benefit of his or her creditors, or makes an arrangement of composition with his or her creditors;
 - 11.2.5.3.3 has a sequestration order made against his or her estate whether pursuant to the *Bankruptcy Act*, the *Family Law Act* or any other law of the Commonwealth or the State of the Commonwealth of Australia;
 - 11.2.5.4 has any judgment entered or made against it or any similar occurrence under any jurisdiction which affects the Paying Authority;
 - 11.2.5.5 engages in any conduct prejudicial to the interests of the Paying Authority in respect of the Salary Sacrifice Arrangement;
 - 11.2.5.6 dies;
 - 11.2.5.7 becomes in the opinion of the Paying Authority mentally incapable;
 - 11.2.5.8 fails to comply with the terms of any default notice within the time stipulated,

but without prejudice to any right of action or remedy which shall have accrued or which shall accrue thereafter in favour of the Paying Authority.

- 11.3 Notwithstanding anything to the contrary contained in the Salary Sacrifice Arrangement, in the event of any breach or suspected contravention by the office holder of any of clause 11.2.5.1 to 11.2.5.5 inclusive, 11.2.5.7 and 11.2.5.8 of this **Schedule**, the Paying Authority has the option to terminate the Salary Sacrifice Arrangement forthwith by written notice to the office holder.

12. SEVERABILITY

12.1 If any clause or part thereof is held by a court to be invalid or unenforceable such clause or part thereof shall be deemed deleted from the Salary Sacrifice Arrangement and the Salary Sacrifice Arrangement shall otherwise remain in full force and effect.

13. ASSIGNMENT

13.1 Neither the Paying Authority nor the office holder shall assign sub-contract or otherwise transfer any of its rights or obligations pursuant to the Salary Sacrifice Arrangement whether in whole or in part without the prior written consent of the other party.

14. GOVERNING LAW

14.1 The Salary Sacrifice Arrangement shall be governed by and construed in accordance with the laws for the time being in force in South Australia and the parties agree to submit to the jurisdiction of the courts of that State.

15. WAIVER

15.1 A waiver of any provision of the Salary Sacrifice Arrangement must be in writing.

15.2 No waiver by either of the parties of any breach of a term or condition contained in the Salary Sacrifice Arrangement shall operate as a waiver of another breach of the same or of any other term or condition contained in the Salary Sacrifice Arrangement.

15.3 No forbearance, delay or indulgence by either of the parties in enforcing the provisions of the Salary Sacrifice Arrangement shall prejudice or restrict the rights of that party.

16. NOTICES

16.1 Any notice or other communication to or by either of the parties shall be:

16.1.1 in writing addressed:

16.1.1.1 in the case of a body corporate, to the registered or principal office of that body corporate in South Australia;

16.1.1.2 in the case of a natural person, to the last known address of that person;

16.1.1.3 in the case of the Paying Authority, with the contact specified in the Acceptance Form contained in Schedule 2 of the Determination of the Remuneration Tribunal;

16.1.2 be signed on behalf of the sender;

- 16.1.3 be deemed to be duly given or made in the case of:
- 16.1.3.1 delivery in person, when delivered;
 - 16.1.3.2 delivery by post, the third day after posting;
 - 16.1.3.3 telex, on the receipt by the sender of the answer back code of the recipient at the end of the transmission; or
 - 16.1.3.4 a facsimile, upon a transmission report being printed by the sender's facsimile machine stating that the document has been sent to the recipient's facsimile machine,

but if delivery is not made before 4 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

17. ENTIRE AGREEMENT AND MODIFICATIONS

- 17.1 Subject to this clause 17, the documents in the form set out in **Schedules 1, 2, and 3** when completed and signed by the parties respectively, and the Service Agreement (where applicable), the Panel Agreement (where applicable), and the Information Booklet are incorporated into and form part of the Salary Sacrifice Arrangement and are binding on the parties.
- 17.2 The Salary Sacrifice Arrangement constitutes the entire Agreement of the parties relating to Salary Sacrifice and supersedes all prior agreements, understandings and negotiations relating to Salary Sacrifice.
- 17.3 No addition to or modification of any provision of the Salary Sacrifice Arrangement shall be binding upon the parties unless agreed to in writing by the Paying Authority and the office holder in the first instance and confirmed by written instruction signed by or on behalf of the parties.

REPORT AND DETERMINATION OF THE REMUNERATION TRIBUNAL**CONVEYANCE ALLOWANCES****A. REPORT**

Conveyance Allowances for Judges, Statutory Officers and Court Officers has been varied to provide for

- a replacement vehicle for the Magna 6 cylinder sedan which has been superseded by the Mitsubishi 380 sedan;
- the appropriate conveyance allowance payable to the Office of the Health and Community Services Complaints Commissioner; and
- the current conveyance amounts payable and the most current available Schedule of vehicles.

B. DETERMINATION**1. SCOPE OF DETERMINATION**

This Determination applies to Judges, Statutory Officers and Court Officers.

2. INTERPRETATION

2.1 In this Determination, unless the contrary appears:

“**Commissioner**” means the person for the time being appointed to, or carrying out, the duties of, the Commissioner of Public Employment under the *Public Sector Management Act 1995*.

“**Court Officer**” means any of the following:
the State Coroner;
Commissioners of the Environment, Resources and Development Court.

“**Executives**” means persons appointed to an executive position under the *Public Sector Management Act 1995*.

“**Judges**” means any of the following members of the judiciary:

the Chief Justice of the Supreme Court;
Puisne Judges of the Supreme Court;
Masters of the Supreme Court;
the Chief Judge of the District Court;
Judges of the Environment, Resources and Development Court;
Masters of the District Court;
other District Court Judges;
the Chief Magistrate;
the Deputy Chief Magistrate;
Supervising Magistrates;
the Assisting Supervising Magistrate of the Adelaide Magistrates Court;
Stipendiary Magistrates;
the Supervising Industrial Magistrate;
other Industrial Magistrates;
His Honour Judge WD Jennings, Senior Judge of the Industrial Relations Court and President of the Industrial Relations Commission;
and other Judges of the Industrial Relations Court who hold joint commissions in the Australian Industrial Relations Commission and the Industrial Relations Commission of South Australia.

“**Retirement**” bears the same meaning as in the *Judges Pension Act* and in the *Superannuation Act*.

“**Statutory Officers**” means any of the following statutory office holders:

Deputy Presidents of the Industrial Relations Commission;
Commissioners of the Industrial Relations Commission;
the Auditor-General;
the Electoral Commissioner;
the Ombudsman;
the Deputy Electoral Commissioner;
the Employee Ombudsman; and
the Health and Community Services Complaints Commissioner.

- 2.2 For the purposes of this Determination, “**salary**” bears the same meaning as in the *Judges Pension Act* and in the *Superannuation Act* to the intent and effect that any amount paid by way of allowance is not “salary”, and that any abatement or reduction of salary in accordance with this Determination will not affect the determination of entitlements or obligations pursuant to those Acts.

3. CONVEYANCE ALLOWANCES

3.1 Amount of Allowances

Subject to the conditions set out in this Determination, Judges, Court Officers, and Statutory Officers are entitled to receive a conveyance allowance payable fortnightly at an annual rate as follows:

3.1.1 For:

Judges of the Supreme Court;
the Chief Judge of the District Court;
the Senior Judge of the Industrial Relations Court;
the President of the Industrial Relations Commission;
the Auditor-General;

an amount which is the higher of:

- (a) \$15 753; and
- (b) the amount determined from time to time by the Commissioner as the annual charge payable by Executives for a Calais sedan, less the sum of \$758.

3.1.2 For:

Judges of the District Court;
Judges of the Industrial Relations Court;
Judges of the Environment, Resources and Development Court;
and
Masters of the Supreme Court;
the Electoral Commissioner;
the Ombudsman; and
the Health and Community Services Complaints Commissioner;

an amount which is the higher of:

- (a) \$13 528; and
- (b) the amount determined from time to time by the Commissioner as the annual charge payable by Executives for a Berlina sedan, less the sum of \$758.

3.1.3 For:

The Chief Magistrate;
the Deputy Chief Magistrate;
Supervising Magistrates;
Stipendiary Magistrates;
Industrial Magistrates;

Masters of the District Court;
the State Coroner;
Deputy Presidents (other than Judges) and Commissioners of the Industrial Relations Commission; and
Commissioners of the Environment, Resources and Development Court;
the Employee Ombudsman;
the Deputy Electoral Commissioner;

an amount which is the higher of:

- (a) \$11 440; and
- (b) the amount determined from time to time by the Commissioner as the annual charge payable by Executives for a Mitsubishi 380 Sedan, less the sum of \$758.

3.2 Temporary Appointees

Persons appointed to act as a Judge, Court Officer or Statutory Officer, on a temporary basis who are not provided with a vehicle in their substantive position and who serve in that capacity for a period in excess of one calendar month, are entitled to receive after the expiration of the first calendar month of service, a conveyance allowance in accordance with clause 3.1.

3.3 Use of Taxis and Private Vehicles

3.3.1 Judges and Court Officer

A Judge or Court Officer is not entitled to the use of a vehicle provided by the State Courts Administrator or to engage taxis or hire car at the expense of the State Courts Administrator, or to seek the payment of any additional allowance for the use of a private vehicle, whether for official or unofficial purposes unless:

- (a) it has been certified by the State Courts Administrator that it was inefficient for the Judge or Court Officer to use the vehicle available for their private use; or
- (b) such use or engagement is consistent with a general direction given by the Chief Judicial Officer of the relevant Court, or in the case of Court Officers, the presiding officer of the relevant Tribunal, as to the circumstances where the vehicle available for private use, need not be used by reason of efficiency.

An example of circumstances where such certification or general directions may be given is for journeys to and from the airport where it may be more efficient for a Judge or Statutory Officer to use a taxi.

3.3.2 **Other Statutory Officers**

A Statutory Officer, other than a Court Officer, must not engage a taxi or hire car, and is not entitled to the payment of any additional allowance for the use of a private vehicle, whether for official or unofficial purposes, unless it is inefficient to use the vehicle available for the Officer's private use.

3.3.3 **Amount of Reimbursement**

When any person subject to this Determination is seeking payment of an additional allowance to cover the use of a private motor vehicle for official purposes, reimbursement of the cost will be made, calculated at the rate per kilometre at a rate equating to that pursuant to the SA Public Sector Salaried Employees Interim Award.

4. **VEHICLES FOR PRIVATE USE**

4.1 **Selection of Vehicle**

Judges and Court Officers, by notice in writing directed to the State Courts Administrator and Statutory Officers, by notice in writing directed to the Director, Fleet SA, are entitled to elect to have a motor vehicle of any model and type in the attached Schedule of vehicles (as varied from time to time) allocated to him or her upon the conditions specified in this Determination. The annual charge payable for each vehicle, determined by the Commissioner on the same basis as the calculation made in respect of the use of motor vehicles by Executives, and current at the date of this Determination, is set out in the Schedule.

4.2 **Alternative Vehicle**

An alternative vehicle may be supplied where required because of a Judge's, Court Officer's or Statutory Officer's disability. The annual charge for the use of the vehicle will be calculated on the same basis as the calculation made by the Commissioner for annual charges for use of motor vehicles by Executives.

4.3 **Temporary Appointees**

Persons appointed to act as a Judge, Court Officer, or Statutory Officer, on a temporary basis are not entitled to make an election under clause 4.1.

4.4 **Charges for Use of Vehicles**

The amount payable by a Judge, Court Officer, or Statutory Officer, for the use of a selected vehicle is the amount set out in the Schedule adjacent to the description of the type of vehicle under the heading "Annual Charge Payable".

4.5 **Payment of Vehicle Charges**

If a Judge, Court Officer, or Statutory Officer makes an election under clause 4.1 and a vehicle is supplied in accordance with that election, then the salary and allowances otherwise payable to the Judge, Court Officer, or Statutory Officer must be abated and reduced so as to offset the charges for the use of the vehicle for the period during which the Judge, Court Officer, or Statutory Officer, has the use of the vehicle.

4.6 **New Models or Types**

4.6.1 If:

- (a) a new model of a type specified in the Schedule; or
- (b) a new type of vehicle,

becomes available for selection by a Judge, Court Officer, or Statutory Officer, after the date of election and before the placement of a binding order by or on behalf of:

- (a) the State Courts Administrator in relation to a Judge, or a Court Officer; or
- (b) the Director, Fleet SA, in relation to a Statutory Officer,

the Judge, Court Officer, or Statutory Officer is entitled to withdraw the original election and elect to take the new model or type of vehicle.

4.6.2 The annual charge payable for a new model or new type of vehicle is that amount determined by the Commissioner as the annual charge for private use of the vehicle by Executives. The annual charge takes into account the following:

- . purchase price and depreciation;
- . fuel, maintenance, insurance and registration costs and interest rates; (operating costs are calculated on the basis of an average of 70% private usage);
- . Goods and Services Tax (GST);
- . Fringe Benefits Tax (FBT) based on an attributed business rate of 20 000 kilometres per year;
- . the vehicle will be retained for 3 years or 60 000 kilometres travelled, whichever first occurs.

4.6.3 If a model or type of vehicle selected by a Judge, Court Officer, or Statutory Officer, becomes unavailable before the placement of a binding order, the Judge, Court Officer, or Statutory Officer, must be advised accordingly and allowed to make a further election under clause 4.1.

4.6.4 If a model becomes unavailable after the date of placement of a binding order and a later or better model vehicle is supplied, any Judge, Court Officer, or Statutory Officer, who has selected the unavailable vehicle is liable only to pay the annual charge for the vehicle as selected, and not the charge payable for the vehicle as supplied.

4.7 **Accessories**

The Judge, Court Officer, or Statutory Officer, may choose to have approved accessories fitted to the vehicle. All such accessories fitted must be manufacturer approved options. The full cost of the accessories and the expense of having them fitted (and including any tax incurred) is payable by the Judge, Court Officer, or Statutory Officer. When the vehicle is due for return the Judge, Court Officer, or Statutory Officer, may have personally-installed accessories removed from the vehicle, providing the Judge, Court Officer, or Statutory Officer, meets the full cost of restoring the vehicle to the same condition as if the accessories had not been fitted. No compensation will be paid if options are left on the vehicle unless agreed by:

- (a) in the case of Judges and Court Officers, the State Courts Administrator; and
- (b) in the case of Statutory Officers, the Director, Fleet SA.

Options such as airbags, ABS brake systems and cruise control may not be removed, and tow bars must not be reinstalled on another vehicle.

4.8 **Retention of Vehicle**

Once having made an election and receiving the vehicle, the Judge, Court Officer, or Statutory Officer, must keep the vehicle for a period equivalent to the period determined from time to time by the Commissioner for Public Employment as the period for the replacement of vehicles provided to Executives.

At the conclusion of that period the Judge, Court Officer, or Statutory Officer, will be entitled to make a new election, or, if he or she does not make an election, to be paid the allowance.

4.9 **Conditions of Use**

The vehicle will be fully maintained, serviced and insured by:

- (a) the State Courts Administrator on behalf of Judges and Court Officers; and
- (b) the Director, Fleet SA, on behalf of Statutory Officers.

Parking for the vehicle will be made available at or near the place of duty of the Judge, Court Officer, or Statutory Officer, and the vehicle will be available for private and official use subject to the following:

- 4.9.1 The Judge, Court Officer, or Statutory Officer, must make the vehicle available for official use (including for official use by the Judge, Court Officer, or Statutory Officer) at all times whilst the vehicle is parked at or near the usual place of work of the Judge, Court Officer, or Statutory Officer, and the Judge, or Statutory Officer, does not require the vehicle for private use.
- 4.9.2 The State Courts Administrator, in relation to Judges and Court Officers, and the Director of Fleet SA, in relation to Statutory Officers will enable the Judge, Court Officer, or Statutory Officer to refuel the vehicle providing that the vehicle is fuelled in accordance with any requirements specified by the Commissioner, which may include requirements that the vehicle be fuelled using a particular brand of motor fuel and that it be only fuelled in South Australia. (If fuelled otherwise than in accordance with those requirements, it will be at the cost of the Judge, Court Officer, or Statutory Officer).
- 4.9.3 The Judge or Court Officer must make the vehicle available as required by the State Courts Administrator and the Statutory Officer must make the vehicle available as required by the Director, Fleet SA, for the purposes of the maintenance and repair of the vehicle and must deliver the vehicle to such place as may be specified by the State Courts Administrator or Director, Fleet SA, from time to time for that purpose.
- 4.9.4 The State Courts Administrator, in relation to Judges and Court Officers and the Director, Fleet SA, in relation to Statutory Officers will ensure that Judges, Court Officers and Statutory Officers are insured (which may be pursuant to Government "self insurance") in respect of compulsory third party liability, third party property damage and any property damage to the vehicle and will hold the Judge, Court Officer, or Statutory Officer harmless in respect of any such property damage. Personal items within the vehicle need not be covered. The Judge, Court Officer, or Statutory Officer must comply with any requirements of the insurance policy of which the member is aware or should have been aware.
- 4.9.5 The Judge, Court Officer, or Statutory Officer, will be responsible for any driving or parking fines for offences incurred.
- 4.9.6 The vehicle is available to the Judge, Court Officer, or Statutory Officer, while on leave. Where the Judge, Court Officer, or Statutory Officer, is absent from duty for a period greater than seven days then the Judge, Court Officer, or Statutory Officer, will be responsible for fuelling the vehicle until the Judge, Court Officer, or Statutory Officer, returns to duty.
- 4.9.7 Vehicles may be driven interstate during periods of leave and there is no limit to privately travelled kilometres. Fuel charges for private interstate trips are entirely the personal responsibility of the Judge, Court Officer, or Statutory Officer.

4.10 **Special Conditions of Use**

Notwithstanding anything else in this Determination:

- 4.10.1 where any damage is the result of wilful or deliberate act of any person, the State Courts Administrator, in relation to Judges or Court Officers, and the Director, Fleet SA, in relation to Statutory Officers, may take such action as he or she thinks fit to recover the cost of such damage;
- 4.10.2 the insurance and discharges are not applicable if the driver is under the influence of drugs and/or alcohol;
- 4.10.3 the insurance and discharges are not applicable if the insurance has been brought to the attention of the Judge, Court Officer, or Statutory Officer and is avoided by an action of the driver of the vehicle;
- 4.10.4 where the insurance policy contains an excess clause, then the Judge, or Court Officer will be liable to repay the State Courts Administrator, and in relation to Statutory Officers liable to pay the Director, Fleet SA the amount of that excess (or any part thereof) in the event that it becomes payable by reason of the driver of the vehicle being blameworthy for any of the damage giving rise to a claim on the policy when the vehicle is being used other than for official use.

4.11 **Care of Vehicle**

The Judge, Court Officer, or Statutory Officer is responsible for ensuring that reasonable care is taken of the vehicle. Off street parking at the home of the person concerned is to be used if available and reasonable steps are to be taken to ensure its security. Where any damage to a vehicle supplied to a Judge or Court Officer is, in the opinion of the Courts Administration Council, the consequence of a serious breach of the obligations imposed by this clause, the Judge, or Court Officer must, on demand, pay the Courts Administration Authority the proper cost of rectification of such damage. Where any damage to a vehicle supplied to a Statutory Officer is, in the opinion of the Director, Fleet SA, the consequence of a serious breach of the obligations imposed by this clause, the Statutory Officer concerned must, on demand, pay to Fleet SA the proper cost of rectification of such damage.

4.12 **Additional Drivers**

The vehicle may be driven by any other Government employee who requires the vehicle for official use. Judges and Court Officers must nominate to the State Courts Administrator and Statutory Officers must nominate to the Director, Fleet SA respectively, the names of any persons to use the vehicle at times when it is not required to be available for official use and, subject to the control and direction of the Judge, Court Officer, or Statutory Officer, such persons will be authorised to use the vehicle upon such nomination. The vehicle must not be driven by an "L" or "P" plate driver who is not the person to whom the vehicle is allocated under this Determination other than in an emergency situation.

4.13 **Right to Purchase**

At any time during the 12 months immediately preceding the date of his or her retirement, a Judge or Court Officer, by notice in writing to the State Courts Administrator, and a Statutory Officer, by notice in writing to the Director, Fleet SA may elect to purchase the vehicle then allocated to him or her as at the date of his or her retirement. After such notification has been given the State Courts Administrator or the Director, Fleet SA, must take such steps as are necessary to ensure that it can sell the vehicle to the member.

4.14 **No Changeover**

A Judge, Court Officer, or Statutory Officer who makes an election under clause 4.13 shall not be permitted or required to hand a vehicle in for normally scheduled changeover where that changeover would occur between the date of election and the date of retirement.

4.15 **Conditions of Purchase**

The conditions of in relation to a purchase made following an election under clause 4.13 shall be:

4.12.1 The price will be the fair market value for such a vehicle sold without any statutory warranty.

4.12.2 The price shall be agreed between the Director, Fleet SA, and the prospective retiree, due regard being had to prices generally recovered for such vehicles at Fleet SA public auctions.

4.12.3 Failing such agreement, the price shall be determined by an independent valuer agreed by the parties. Where the prospective retiree is a Judge or Court Officer any fee payable to such a valuer shall be borne in equal shares by the prospective retiree and the State Courts Administrator. Where the prospective retiree is a Statutory Officer any fee payable to such a valuer shall be borne in equal shares with half payable by the respective retiree and the other half being payable from funds appropriated to pay expenses associated with the statutory office held by the retiree.

4.12.4 The price shall be payable in full on or prior to the date of retirement of the Judge, Court Officer or Statutory Officer.

5. **TRANSITIONAL PROVISIONS**

During the transitional period following the first introduction of these conditions, a Judge, Court Officer or Statutory Officer will be deemed to have made the relevant election at the time that he/she last received a Government vehicle, but otherwise will hold the vehicle subject to these conditions as from the date of the introduction of these conditions.

6. DATE OF OPERATION

- 6.1 Subject to 6.3, the allowances prescribed in Clause 3 are operative from the date of this Determination and supersede those of all previous Determinations covering Judges, Statutory Officers and Court Officers.
- 6.2 Subject to 6.3, the Annual Charges Payable set out in the attached Schedule apply from the date of this Determination.
- 6.3 If a Judge, Statutory Officer or Court Officer currently has the use of a vehicle pursuant to a previous Determination, the Conveyance Allowance and Annual Charge Payable under the previous Determination will continue to apply. Clause 3 and the Schedule to this Determination will have no effect until that Judge, Statutory Officer or Court Officer takes delivery of a vehicle included in the Schedule to this Determination, or elects not to receive a vehicle.

H. R. Bachmann
PRESIDENT

J. Meeking
MEMBER

D. J. Smythe
MEMBER

Dated 12 December 2005.

SCHEDULE

TYPE OF VEHICLE	ANNUAL CHARGE PAYABLE
Holden Calais Sedan VZ 3.6L	\$16 511
Holden Calais Sedan VZ 5.7L	\$18 010
Commodore Ute VZ 3.6L	\$11 023
Commodore Ute VZ S 3.6L	\$11 140
Holden Crewman Ute VZ 3.6L	\$13 460
Holden One Tonner Cross 6 VZ 3.6L	\$12 962
Holden Commodore VZ Executive Sedan 3.6L *	\$12 990
Holden Commodore VZ Executive Wagon 3.6L *	\$13 648
Holden Commodore VZ Acclaim Sedan 3.6L	\$13 840
Holden Commodore VZ Acclaim Wagon 3.6L	\$14 468
Holden Commodore VZ Berlina Sedan 3.6L	\$14 286
Holden Commodore VZ Berlina Wagon 3.6L	\$15 163
Holden Commodore VZ SV6 Sedan 3.6L	\$13 264
Holden Commodore VZ SV8 Sedan 5.7L	\$14 600
Holden Commodore VZ SS Sedan 5.7L	\$15 994
Holden Statesman WL Sedan 3.6L	\$17 401
Holden Statesman WL Sedan 5.7L	\$18 421
Holden Caprice WL Sedan 3.6L	\$20 264
Holden Caprice WL Sedan 5.7L	\$21 332
Holden Commodore Adventra Wagon SX6 AWD	\$14 617
Holden Commodore Adventra Wagon CX6 AWD	\$16 063
Holden Commodore Adventra Wagon LX6 AWD	\$17 461
Mitsubishi 380 Sedan *	\$12 198
Mitsubishi 308 VRX Sedan	\$12 962
Mitsubishi 380 LS Sedan	\$13 860
Mitsubishi 380 LX Sedan	\$14 911
Mitsubishi 380 GT Sedan	\$15 446

* Petrol or dual fuel option available

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER***Road Closure
Walkway, Port Lincoln*

BY Road Process Order made on 29 January 2005, the City of Port Lincoln ordered that:

1. The whole of the walkway between South Point Drive and Bridge Crescent and adjoining allotments 147 and 148 in Deposited Plan 38975, more particularly delineated and lettered 'A' and 'B' in Preliminary Plan No. 04/0098 be closed.

2. The whole of the land subject to closure lettered 'A' be transferred to Lincoln Cove Development Co Pty Ltd in accordance with agreement for transfer dated 29 January 2005 entered into between the City of Port Lincoln and Lincoln Cove Development Co Pty Ltd.

3. The whole of the land subject to closure lettered 'B' be transferred to Emily Krstina (Australia) Pty Ltd in accordance with agreement for transfer dated 25 January 2005 entered into between the City of Port Lincoln and Emily Krstina (Australia) Pty Ltd.

4. The following easement be granted over portion of the land subject to that closure:

Grant to the South Australian Water Corporation an easement for sewerage purposes.

On 28 July 2005 that order was confirmed by the Minister for Administrative Services conditionally upon the deposit by the Registrar-General of Deposited Plan 65099 being the authority for the new boundaries.

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

Dated 22 December 2005.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER***Road Closure
Eight Mile Creek*

BY Road Process Order made on 17 March 2005, the District Council of Grant ordered that:

1. The whole of the unnamed public road between Stratmans Road and Youngs Road and adjoining the southern boundary of sections 647 and 648 in the Hundred of MacDonnell, shown more particularly delineated and lettered 'A' and 'B' in the Preliminary Plan No. 04/0052 be closed.

2. The whole of the land subject to closure be transferred to David Noel Stratman and Deanne Jane Stratman in accordance with agreement for transfer dated 15 March 2005 entered into between the District Council of Grant and D. N. and D. J. Stratman.

On 19 December 2005 that order was confirmed by the Minister for Administrative Services conditionally upon the deposit by the Registrar-General of Deposited Plan 68133 being the authority for the new boundaries.

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

Dated 22 December 2005.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER***Road Closure
La France Terrace, Port Augusta West*

BY Road Process Order made on 17 January 2005, The Corporation of the City of Port Augusta ordered that:

1. The whole of the La France Terrace between Eyre Highway and Loudons Street and adjoining allotments 1 and 2 in Deposited Plan 945 and allotment 335 in Town of Port Augusta West, more particularly delineated and lettered 'A' in Preliminary Plan No. 04/0068 be closed.

2. Issue a Certificate of Title to The Corporation of the City of Port Augusta for the whole of the land subject to closure which land is being retained by Council for Public Purposes.

3. The following easement be granted over portion of the land subject to that closure:

Grant to the South Australian Water Corporation an easement for sewerage purposes.

On 19 December 2005 that order was confirmed by the Minister for Administrative Services conditionally upon the deposit by the Registrar-General of Deposited Plan 67085 being the authority for the new boundaries.

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

Dated 22 December 2005.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER***Road Closure
Richards Avenue, Wudinna*

BY Road Process Order made on 18 July 2005, the District Council of Le Hunte ordered that:

1. Portion of Richards Avenue between Ballantyne Street and Haines Street and adjoining piece 152 in the Deposited Plan 64960 and section 157 in the Hundred of Pygery, more particularly lettered 'A' and 'B' in the Preliminary Plan No. 05/0002 be closed.

2. Add the whole of the land subject to closure lettered 'A' to piece 152 in the Deposited Plan 64960 which land is dedicated under the Crown Lands Act 1929 for Parkland purposes.

3. Add the whole of the land subject to closure lettered 'B' to section 157 in the Hundred of Pygery which land is dedicated under the Crown Lands Act 1929 for Aged Persons Cottage Homes purposes.

On 19 December 2005 that order was confirmed by the Minister for Administrative Services conditionally upon the deposit by the Registrar-General of Deposited Plan 68738 being the authority for the new boundaries.

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

Dated 22 December 2005.

P. M. KENTISH, Surveyor-General

STATE LOTTERIES ACT 1966**LOTTERIES (LOTTO) RULES**1. *Preliminary*

- 1.1 These Rules may be cited as the Lotteries (Lotto) Amendment Rules 2005 (No. 2).
- 1.2 The Lotteries (Lotto) Rules made under the State Lotteries Act 1966 and published in the *Government Gazette* on 19 July 1999, as amended by the amendments published in the *Government Gazette* on 27 March 2003, 26 February 2004 and 21 April 2005, are hereinafter referred to as the 'Principal Rules'.
- 1.3 The Principal Rules are hereby amended effective from 7 p.m. on 11 March 2006 and these Rules will take effect immediately thereafter, except as provided in these Rules.

2. *Amendment of Rule 10.1*

Rule 10.1 of the Principal Rules is deleted and the following is substituted therefor:

'The total prize pool will be distributed as follows:

- Division 1—27.2% of the prize pool.
- Division 2—6.45% of the prize pool.
- Division 3—12.15% of the prize pool.
- Division 4—20.85% of the prize pool.
- Division 5—33.35% of the prize pool.'

The Common Seal of the Lotteries Commission of South Australia was affixed pursuant to a resolution of the Commission in the presence of:

Dated 17 November 2005.

(L.S.) CHRIS CRAGO, Commission Member

STEPHEN SHIRLEY, Commission Member

Approved,

KEVIN FOLEY, Treasurer

TRAINING AND SKILLS DEVELOPMENT ACT 2003

Part 4 – Apprenticeships/Traineeships

Pursuant to the provision of the Training and Skills Development Act 2003, the Training and Skills Commission (TaSC) gives notice that determines the following:

Trades, Declared Vocations or Other Occupations

The following schedule is additional to the gazettals of:

- | | | | |
|---------------------|----------------------|-----------------------|-----------------------|
| 1. 5 February 2004 | 2. 19 February 2004 | 3. 11 March 2004 | 4. 1 April 2004 |
| 5. 1 July 2004 | 6. 15 July 2004 | 7. 22 July 2004 | 8. 30 September 2004 |
| 9. 16 December 2004 | 10. 27 January 2005 | 11. 3 February 2005 | 12. 10 February 2005 |
| 13. 10 March 2005 | 14. 24 March 2005 | 15. 5 May 2005 | 16. 12 May 2005 |
| 17. 2 June 2005 | 18. 16 June 2005 | 19. 7 July 2005 | 20. 4 August 2005 |
| 21. 18 August 2005 | 22. 1 September 2005 | 23. 15 September 2005 | 24. 22 September 2005 |
| 25. 6 October 2005 | 26. 20 October 2005 | 27. 27 October 2005 | |

which set out the Trades, Declared Vocations or Other Occupations and the terms and conditions applicable to the Trades, Declared Vocations or Other Occupations.

Trades, Declared Vocations or Other Occupations, required Qualifications and Contract of Training Conditions for the Electrotechnology Training Package (UTE99)

*Trade/#Declared Vocation/Other Occupation	Code	Title	Nominal Duration	Probationary Period
#Electrical/Electronics Trades Assistant	UTE10102	Certificate I in Electrotechnology	12 months	1 month
	UTE20504	Certificate II in Electrotechnology Servicing	12 months	1 month
*Television/Radio/Electronics Tradesperson	UTE40302	Certificate IV in Electrotechnology Communications	48 months	3 months
	UTE40602	Certificate IV in Electrotechnology Entertainment and Servicing	48 months	3 months
*Electrical Tradesperson (Electrician)	UTE41202	Certificate IV in Electrotechnology Systems Electrician	48 months	3 months

TRAINING AND SKILLS DEVELOPMENT ACT 2003

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| 13. 10 March 2005 | 14. 24 March 2005 | 15. 5 May 2005 | 16. 12 May 2005 |
| 17. 2 June 2005 | 18. 16 June 2005 | 19. 7 July 2005 | 20. 4 August 2005 |
| 21. 18 August 2005 | 22. 1 September 2005 | 23. 15 September 2005 | 24. 22 September 2005 |
| 25. 6 October 2005 | 26. 20 October 2005 | 27. 27 October 2005 | |

which set out the Trades, Declared Vocations or Other Occupations and the terms and conditions applicable to the Trades, Declared Vocations or Other Occupations.

Trades, Declared Vocations or Other Occupations, required Qualifications and Contract of Training Conditions for the Entertainment Industry Training Package (CUE03)

*Trade/#Declared Vocation/Other Occupation	Code	Title	Nominal Term of Contract of Training	Probationary Period
#Entertainment Industry Worker	CUE10103	Certificate I in Live Production, Theatre and Events	Exit point only	
	CUE20103	Certificate II in Live Production, Theatre and Events	12 months	1 month
	CUE30103	Certificate IV in Live Production, Theatre and Events (Construction and Manufacturing)	12 months	1 month
	CUE30203	Certificate III in Live Production, Theatre and Events (Technical Operations)	12 months	1 month
	CUE30303	Certificate III in Venues and Events (Customer Service)	12 months	1 month
	CUE40103	Certificate IV in Live Production, Theatre and Events (Construction and Manufacturing)	24 months	2 months
	CUE40303	Certificate IV in Live Production, Theatre and Events (Technical Operations)	24 months	2 months
	CUE40403	Certificate IV in Venues and Events (Customer Service)	24 months	2 months

#Entertainment Industry Worker cont'd	CUE50103	Diploma of Live Production, Theatre and Events (Construction and Manufacturing)	36 months	3 months
	CUE50303	Diploma of Live Production, Theatre and Events (Technical Production)	36 months	3 months
	CUE50403	Diploma of Venues and Events	36 months	3 months
	CUE60203	Advanced Diploma of Live Production, Theatre and Events (Technical Production)	36 months	3 months
	CUE60303	Advanced Diploma of Stage Management	36 months	3 months
	CUF40201	Certificate IV in Make-up	24 months	2 months
	CUF50201	Diploma of Make-up	24 months	2 months

WATERWORKS ACT 1932

Addition of Land to Port Victor Water District

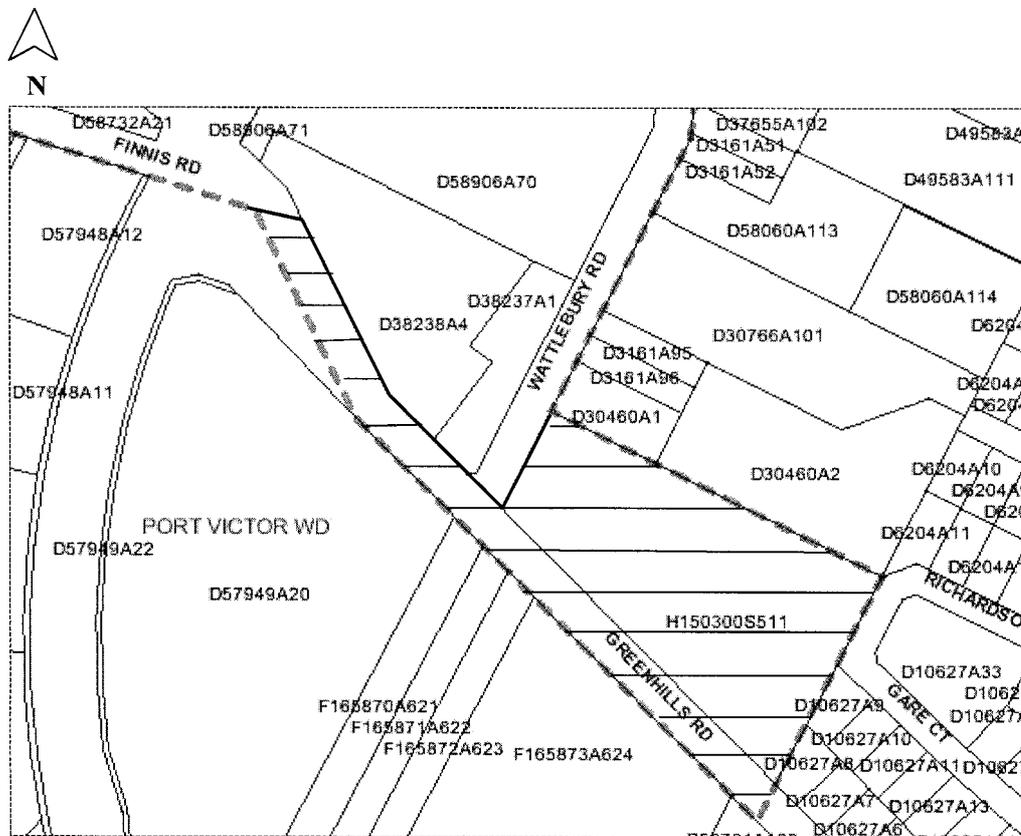
PURSUANT to section 6 of the Waterworks Act 1932, the South Australian Water Corporation:

- (a) adds to the Port Victor Water District the land shown on the plan in the Schedule; and
- (b) declares that this notice has effect from the commencement of the financial year in which it is published in the *Gazette*.

W1294
SA Water 05/07429
Mapsheet: 662602R2

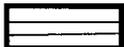
SCHEDULE

**VICTOR HARBOR
HUNDRED OF ENCOUNTER BAY**



NOT TO SCALE

BOUNDARY OF PORT VICTOR WATER DISTRICT PREVIOUSLY PROCLAIMED
SHOWN AS DASHED LINE

LAND TO BE ADDED TO PORT VICTOR WATER DISTRICT SHOWN 

Dated 14 December 2005.

Signed for and on behalf of the South Australian Water Corporation by a person duly authorised so to do:

A. POPPLEWELL, General Manager Shared Services

In the presence of:

C. J. MCNAMARA, Billing Manager

WATER MAINS AND SEWERS

Office of the South Australian Water Corporation
Adelaide, 22 December 2005

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

CITY OF CHARLES STURT
Fifth Street, Brompton. p8

CITY OF NORWOOD PAYNEHAM AND ST PETERS
Webbe Street, Norwood. p9

BEETALOO COUNTRY LANDS WATER DISTRICT

DISTRICT COUNCIL OF THE COPPER COAST
Easement in lot 1000 in LTRO DP 66104, Patrick Street, Kadina. p3

KADINA WATER DISTRICT

DISTRICT COUNCIL OF THE COPPER COAST
Ireland Way, Kadina. p3 and 5
In and across John Olsen Drive, Kadina. p3-5
Easements in lot 1000 in LTRO DP 66104, Patrick Street, Kadina. p4
Easement in lot 996 in LTRO DP 66104, John Olsen Drive, and lot 40 in LTRO DP 66104, East Terrace, Kadina. p4 and 5
Schilling Street, Kadina. p3-5
Patrick Street, Kadina. p3-5

MOONTA WATER DISTRICT

DISTRICT COUNCIL OF THE COPPER COAST
Loller Street, Moonta Bay. p1 and 2
Easements in lot 904 in LTRO DP 69742, Rossiters Road, Moonta Bay. p1 and 2
Dimond Road, Moonta Bay. p1 and 2
Gulfview Heights Drive, Moonta Bay. p1 and 2

WHYALLA WATER DISTRICT

THE CORPORATION OF THE CITY OF WHYALLA
In public utility reserve (lot 6964), Whyalla Playford. p7
Across McEwin Street, Whyalla Playford. p7
In public utility reserve (lot 6967), Whyalla Playford. p7

WATER MAINS ABANDONED

Notice is hereby given that the undermentioned water mains have been abandoned by the South Australian Water Corporation.

ADELAIDE WATER DISTRICT

CITY OF CHARLES STURT
Fifth Street, Brompton. p8

CITY OF NORWOOD PAYNEHAM AND ST PETERS
Webbe Street, Norwood. p9

OUTSIDE TOWNSHIP OF BLINMAN WATER DISTRICT**OUT OF COUNCILS**

Waterworks land (section 379, hundred of Carr), Blinman. p14
Easements in sections 357 and 380, hundred of Carr, Blinman. p14 and 15
Across and in government road west of section 357, hundred of Carr, Blinman. p15 and 16
Easements in sections 180, 192-194, 207-209, 212, 211 and 213, hundred of Carr, Blinman. p15-17
Easement in lot 2 in LTRO FP 9813, Blinman. p17

STREAKY BAY TOWNSHIP WATER DISTRICT

DISTRICT COUNCIL OF STREAKY BAY
Wells Street, Streaky Bay. p10

STREAKY BAY COUNTRY LANDS WATER DISTRICT

DISTRICT COUNCIL OF STREAKY BAY
Wells Street, Streaky Bay. p10
Public road south-west of section 385, hundred of Ripon, Streaky Bay. p10

WHYALLA WATER DISTRICT

THE CORPORATION OF THE CITY OF WHYALLA
In public utility reserve (lot 6964), Whyalla Playford. p7
Across McEwin Street, Whyalla Playford. p7
In public utility reserve (lot 6967), Whyalla Playford. p7

WATER MAINS LAID

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

ADELAIDE WATER DISTRICT

CITY OF MITCHAM
Waterworks land (lot 90 in LTRO FP 217639), Belair Road, Torrens Park. p11-13
In and across Belair Road, Torrens Park. p11-13

BARMERA WATERWORKS**OUTSIDE BARMERA WATER DISTRICT**

THE BERRI BARMERA COUNCIL
Garrard Street, Barmera. p6
Danvers Road, Barmera. p6

OUTSIDE TOWNSHIP OF BLINMAN WATER DISTRICT**OUT OF COUNCILS**

Waterworks land (section 379, hundred of Carr), Blinman. p14
Easements in sections 357 and 380, hundred of Carr, Blinman. p14 and 15
Across and in government road west of section 357, hundred of Carr, Blinman. p15 and 16
Easements in sections 180, 192-194, 207-211, and 213, hundred of Carr, Blinman. p15-17
Easements in lots 2 and 1 in LTRO FP 9813, Blinman. p17

SEWERS LAID

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

ADELAIDE DRAINAGE AREA**CITY OF HOLDFAST BAY**

In and across Pier Street, Glenelg and Glenelg South. FB 1144 p17

TOWN OF GAWLER

Sewerage land (section 883, hundred of Mudla Wirra), Willaston. FB 1144 p24
Main North Road, Willaston. FB 1144 p24

CITY OF PORT ADELAIDE ENFIELD

Jenkins Street, Rosewater. FB 1144 p25

CITY OF SALISBURY

Taylor Avenue, Salisbury Heights. FB 1144 p23

SEWERS ABANDONED

Notice is hereby given that the undermentioned sewer has been abandoned by the South Australian Water Corporation.

ADELAIDE DRAINAGE AREA**CITY OF HOLDFAST BAY**

Pier Street, Glenelg. FB 1144 p17

SEWERS LAID

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

ADELAIDE DRAINAGE AREA**CITY OF PORT ADELAIDE ENFIELD**

Sewerage land (lot 27 in LTRO DP 18083), Cormack Road, Wingfield—150 mm PVC pumping main. FB 1144 p18

Across and in Cormack Road, Wingfield—150 mm PVC pumping main. FB 1144 p18

Magazine Road, Wingfield—150 mm PVC and DCTJ pumping main. FB 1144 p18

Sewerage land (allotment pieces 10 and 9 in LTRO DP 28342), Wingfield and Dry Creek—150 mm PVC and DCTJ pumping main. FB 1144 p18

Across public road between allotment pieces 10 and 9 in LTRO DP 28342, Wingfield and Dry Creek—150 mm PVC pumping main. FB 1144 p18

A. HOWE, Chief Executive Officer, South Australian Water Corporation

WILDERNESS PROTECTION ACT 1992*Memory Cove Wilderness Protection Area Management Plan*

I, JOHN HILL, Minister for Environment and Conservation, hereby give notice under the provisions of section 31 of the Wilderness Protection Act 1992, that on 5 December 2005, I adopted the Memory Cove Wilderness Protection Area Management Plan.

Copies of the plan may be inspected at or obtained from the offices of the Department for Environment and Heritage at:

- 1 Richmond Road, Keswick, S.A. 5035 (G.P.O. Box 1047, Adelaide, S.A. 5001), telephone 8124 4700.
- 75 Liverpool Street, Port Lincoln, S.A. 5606, telephone 8688 3111.

The plan may also be viewed at the Department's website: http://www.environment.sa.gov.au/parks/management_plans.html.

Copies of this publication may be purchased at a cost of \$10 per copy from the addresses above.

JOHN HILL, Minister for Environment and Conservation

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Phone Inquiries: (08) 8207 1045

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Enquiries: (08) 8207 1045

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

CITY OF NORWOOD, PAYNEHAM & ST PETERS

*Supplementary Election for Councillor in Torrens Ward—
Nominations Received*

NOTICE is hereby given that at the close of nominations at 12 noon on Thursday, 15 December 2005, the following persons have been accepted as candidates and are listed in the order in which they will appear on the ballot paper:

Torrens Ward—(1 Vacancy):
Garner, Paul
Duke, Kevin

Postal Voting

The election will be conducted entirely by postal voting. No polling booth will be open for voting on polling day. Voting is not compulsory.

Voting material will be dispatched by post to every natural person, body corporate and group listed on the voters roll as at roll closure on Friday, 28 October 2005.

The mailout will commence on Tuesday, 10 January 2006, with all voting materials to be delivered by Monday, 16 January 2006.

A person who has not received voting material by Monday, 16 January 2006 and who believes that he or she is entitled to vote should apply to the State Electoral Office on 8401 4327.

A pre-paid addressed envelope for each elector entitlement will be provided. Completed ballot material must be returned to reach the Returning Officer no later than 12 noon on Monday, 30 January 2006.

A ballot box will be provided at the Council Office, 175 The Parade, Norwood for electors who wish to personally deliver their completed ballot material during office hours.

Place of Counting Votes

The scrutiny and counting of votes will take place in the Mayor's Parlour, Norwood Town Hall, 175 The Parade, Norwood as soon as practicable after 12 noon on Monday, 30 January 2006. A provisional declaration will be made at the conclusion of the election count.

Campaign Donations Return

All candidates must forward a campaign donations return to the Council Chief Executive Officer within six weeks after the conclusion of the election.

K. MOUSLEY, Returning Officer

ADELAIDE HILLS COUNCIL

ROADS (OPENING AND CLOSING) ACT 1991

Road Closure—Swamp Road, Uraidla

NOTICE is hereby given, pursuant to section 10 of the Roads (Opening and Closing) Act 1991, that the Adelaide Hills Council proposes to make a Road Process Order to close and transfer to SA Water portion of the public road (Swamp Road) being defined as the entirety of Allotment 32 in Filed Plan 129286 as more particularly delineated and lettered 'A' on Preliminary Plan No. 05/0070.

A copy of the plan and a statement of persons affected are available for public inspection at the offices of the Council, 28 Onkaparinga Valley Road, Woodside, 63 Mount Barker Road, Stirling, or at Council's libraries at Woodside, Stirling or Gumeracha 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 44, Woodside, S.A. 5244 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.

Dated 21 December 2005.

P. PEPPIN, Chief Executive Officer

ALEXANDRINA COUNCIL

January 2006 Council Meeting

NOTICE is hereby given that Council resolved at its meeting held on 5 December 2005, that there will only be one Council Meeting held in January 2006, with this being held on Monday, 16 January 2006 commencing at 1.30 p.m. in the Council Community Chambers, 'Wal Yuntu Warrin' in Goolwa.

J. L. COOMBE, Chief Executive

DISTRICT COUNCIL OF CEDUNA

ROADS (OPENING AND CLOSING) ACT 1991

Road Closure—Woods Pit Road, Smoky Bay

NOTICE is hereby given pursuant to section 10 of the Roads (Opening and Closing) Act 1991, that Council proposes to make a Road Process Order to close and retain the whole of Woods Pit Road, north of Miltaburra Road and between sections 33 and 38 in the Hundred of Wallanippie as delineated 'A' in Preliminary Plan No. 05/0069.

A copy of the plan and statement of persons affected are available for public inspection at Council's Offices, 44 O'Loughlin Terrace, Ceduna and the Surveyor-General's Office, 101 Grenfell Street, Adelaide, 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 within 28 days of this notice to the Council, P.O. Box 175, Ceduna, S.A. 5690 and a copy must be forwarded to the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001. Where a submission is made, Council will give notification of a meeting to deal with the matter.

Dated 22 December 2005.

A. J. IRVINE, Chief Executive Officer

COORONG DISTRICT COUNCIL

Community Land Management Plans

NOTICE is hereby given that pursuant to the Local Government Act 1999, section 197 (3), the Council at its meeting held on 8 November 2005, resolved to adopt Community Land Management Plans for the following groups of Community Land that have recently come under the care and control of Council:

Recreation and Conservation Reserve, Section 382, Hundred of Bonney in the area named Meningie. Crown Record volume 5926, folio 671 (Reserve, Princes Highway, Meningie).

Recreation and Conservation Reserve, Section 384, Hundred of Bonney in the area named Meningie. Crown Record volume 5926, folio 672 (Reserve, Princes Highway Meningie).

Recreation and Historic Building Reserve, Allotment 1, Deposited Plan 65168, Hundred of Malcolm, County of Russell, Crown Record volume 5667, folio 593 (Point Malcolm Lighthouse).

Dated 14 December 2005.

W. R. PATERSON, Chief Executive Officer

KANGAROO ISLAND COUNCIL

Change of Meeting Dates for January 2006

NOTICE is hereby given pursuant to section 81 of the Local Government Act 1999, that the Ordinary Meeting of Council will be held on Wednesday, 18 January 2006 to be conducted in the Kangaroo Island Council Chambers, Drew Street, Kingscote, commencing at 1 p.m.

Notice is also hereby given that the next Development Assessment Panel meeting will be held on Monday, 16 January 2006 at 5 p.m. and thereafter on the first Monday of each month commencing at 5 p.m. in the Kangaroo Island Council Chambers, Drew Street, Kingscote.

N. BROWN, Chief Executive Officer

DISTRICT COUNCIL OF KAROONDA EAST MURRAY

Temporary Road Closure

NOTICE is hereby given that at its meeting held on 8 November 2005, Council resolved to exercise the powers pursuant to section 33 of the Road Traffic Act 1961 and Clause F of the Instrument of General Approval of the Minister dated 12 March 2001, accordingly, Council pursuant to section 33 (1) (a) of the Road Traffic Act 1961, declares that the event to be conducted, being a New Years Eve Street Party is an event to which section 33 of the Road Traffic Act 1961 applies, and as such makes an order that Railway Terrace, Karoonda, between Bodey Street and East Terrace, will be closed to traffic from 5 p.m. on 31 December 2005 to 3 a.m. on 1 January 2006, and at its meeting held on 13 December 2005, Council resolved to exercise the powers pursuant to section 33 of the Road Traffic Act 1961 and Clause F of the Instrument of General Approval of the Minister dated 12 March 2001, accordingly, Council pursuant to section 33 (1) (a) of the Road Traffic Act 1961, declares that the event to be conducted, being a Christmas Street Party is an event to which section 33 of the Road Traffic Act 1961 applies, and as such makes an order that Railway Terrace, Karoonda, between Bodey Street and East Terrace, will be closed to traffic from 5 p.m. to 10.30 p.m. on 23 December 2005.

Pursuant to section 33 (1) (b) of the Road Traffic Act 1961, make an order directing that persons taking part in the event be exempted, in relation to roads, from the duty to observe the Australian Road Rules specified and attached to the exemption:

Rule 230—Crossing a Road—General.

P. SMITHSON, Chief Executive Officer

KINGSTON DISTRICT COUNCIL

Amendment to Community Land Management Plan

NOTICE is hereby given that Kingston District Council having complied with the requirements of section 198 of the Local Government Act 1999, have amended the Community Land Management Plan by inclusion of Section 501, Hundred of Lapepede being Crown Record 5623/714.

M. MCCARTHY, Chief Executive Officer

KINGSTON DISTRICT COUNCIL

Exclusion of Land from Community Land Classification

NOTICE is hereby given that Kingston District Council having complied with the requirements of section 194 (2) of the Local Government Act 1999 and having received approval from the Minister for Local Government, revoked the Community Land Classification of Lot 13, South Terrace, Hundred of Lapepede, CT 5708/540.

M. MCCARTHY, Chief Executive Officer

DISTRICT COUNCIL OF LE HUNTE

ROADS (OPENING AND CLOSING) ACT 1991

Simpson Road, Kyancutta

PURSUANT to section 10 of the Roads (Opening and Closing) Act 1991, the District Council of Le Hunte hereby gives notice of its intention to implement a Road Process in the Hundred of Wannamana to:

- (i) open as road portion of the land dissecting section 45 numbered '1' on Preliminary Plan No. 04/0100; and
- (ii) close the whole of the public road (Simpson Road) where it divides section 45 from section 46 lettered 'A' on Preliminary Plan No. 04/0100.

Closed road 'A' is to be merged with section 45 in exchange for the new road numbered '1'.

A statement of persons affected by the process together with a copy of the preliminary plan is available for public inspection at the offices of the District Council of Le Hunte, 11 Burton Terrace, Wudinna and at the Adelaide office of the Surveyor-General during normal office hours.

Any person who may wish to object to the proposed Road Process, or any person who may wish to apply for an easement to be granted in that person's favour over the land subject to the proposed closure must lodge with the said Council a notice of objection or an application for easement within 28 days of the date of this publication of this notice.

All objections shall be in writing stating the objector's full name and address and the reasons for the objection and whether the objector wishes to appear in person or be represented at a meeting convened by the Council for the determination of objections.

An application for easement shall be in writing stating the applicant's full name and address, the reasons for the application for the grant of easement, full details of the nature and location of the easement applied for and whether the easement will be in favour of adjoining or nearby land, and if so, specifying the land to which the easement will be annexed.

Where a submission is made the Council will give notification of a meeting at which the matter will be considered so that the person making the submission or their representative may attend if desired.

A copy of any notice or application shall, at the same time it is lodged with the District Council of Le Hunte, P.O. Box 6, Wudinna, S.A. 5652, be forwarded to the Adelaide office of the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001.

Dated 30 August 2005.

A. MCGUIRE, Chief Executive Officer

DISTRICT COUNCIL OF TUMBY BAY

Establishment of Bush Fire Prevention Committee

NOTICE is hereby given that the District Council of Tumby Bay at its meeting held on 12 December 2005, reconstituted the Tumby Bay Bushfire Prevention Committee, pursuant to section 75 of the Fire and Emergency Services Act in relation to the Council area and that the committee will continue to consist of all such officers, persons and representatives as are required to be appointed as members in accordance with the Act and any other deputies, persons, nominees or representatives as may be appointed in accordance with the Act and at the discretion of the Council.

E. A. ROBERTS, District Clerk

DISTRICT COUNCIL OF TUMBY BAY

Naming of Road

NOTICE is hereby given pursuant to section 219 of the Local Government Act 1999, that the Council of the District Council of Tumby Bay, at its meeting held on 12 December 2005, assigned the name Habib Road to the road reserve on the north-eastern side of Section 66, Hundred of Dixon.

E. A. ROBERTS, District Clerk

WAKEFIELD REGIONAL COUNCIL

Exclusion of Land from Classification as Community Land

NOTICE is hereby given that Council at its ordinary meeting held on 14 December 2005, resolved pursuant to section 193 (4) (a) of the Local Government Act 1999, as amended, to exclude the following parcel of land from Classification as Community Land for the purpose of future waste management operations:

Allotment 2 in Deposited Plan 36328, Hundred of Everard, as described under certificate of title volume 5157, folio 164.

P. BARRY, Chief Executive Officer

WAKEFIELD REGIONAL COUNCIL

Appointment

NOTICE is hereby given that at a meeting of the Council held on 14 December 2005, Emily Jane Post was appointed as an Authorised Officer, pursuant to the Public and Environmental Health Act 1987 (section 7 (1)), Food Act 2001 (section 94), Dog and Cat Management Act 1995 (section 27), Local Government Act 1999 (section 260), Environment Protection Act 1993 (Burning Policy) and Development Act 1993 (section 18) and cancels the authorisations of Jimmy Huynh, Anthony Leonard Dewar and Lyndon George Addison.

P. BARRY, Chief Executive Officer

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

- Abbott, Patricia Margaret*, late of 10 Davenport Street, Millicent, home duties, who died on 25 September 2005.
- Allen, Norma June*, late of 32 Cross Road, Myrtle Bank, of no occupation, who died on 19 August 2005.
- Cook, Cecil*, late of 34 Livingstone Avenue, Prospect, retired bricklayer, who died on 10 April 2005.
- Danks, William Albert*, late of Brookside Road, Darlington, of no occupation, who died on 18 October 2005.
- Dicker, Dean Spencer*, late of 4 Kathleen Street, Dover Gardens, retired insurance assessor, who died on 30 August 2005.
- Eastaughffe, Douglas Alexander John*, late of 342 Marion Road, North Plympton, retired telecommunications manager, who died on 22 July 2005.
- Eustice, Marian Gwendoline*, late of 2 Jean Street, Oaklands Park, of no occupation, who died on 5 September 2005.
- Fry, John Stanley*, late of 71 Peters Street, Whyalla Playford, retired foreman, who died on 12 June 2005.
- Lambert, Winifred Marion*, late of 86 Oaklands Road, Glengowrie, of no occupation, who died on 28 October 2005.
- Lloyd, Ernest William*, late of 2-10 First Street, Brompton, retired public servant, who died on 10 May 2005.
- Matousek, Jaroslav*, late of 10 Marion Road, Brooklyn Park, retired labourer, who died on 6 July 2005.
- O'Donnell, Keith Conan*, late of 3 Grant Avenue, Gilles Plains, retired tinner, who died on 27 October 2005.
- Rant, Peter*, late of 233 Old South Road, Old Reynella, retired storeman, who died on 13 September 2005.
- Sayle, Jean*, late of 18 Cross Road, Myrtle Bank, of no occupation, who died on 20 September 2005.
- Semmens, Anna Rachel*, late of 550 Portrush Road, Glen Osmond, retired teacher, who died on 30 October 2005.
- Smith, David Leonard*, late of 175 Main Road, Yankalilla, retired storeman, who died on 2 November 2005.
- Ward, Mercia Dorothy Mavis*, late of 81 Tapleys Hill Road, Hendon, retired milliner, who died on 18 October 2005.

Notice is hereby given pursuant to the Trustee Act 1936, as amended, the Inheritance (Family Provision) Act 1972, and the Family Relationships Act 1975, that all creditors, beneficiaries, and other persons having claims against the said estates are required to send, in writing, to the Public Trustee, 25 Franklin Street, Adelaide, S.A. 5000, full particulars and proof of such claims, on or before 27 January 2006, otherwise they will be excluded from the distribution of the said estate; and notice is also hereby given that all persons who are indebted to the said estates are required to pay the amount of their debts to the Public Trustee or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estates are forthwith to deliver the same to the Public Trustee.

Dated 22 December 2005.

C. J. O'LOUGHLIN, Public Trustee

ATTENTION

CUSTOMERS requiring a proof of their notice for inclusion in the *Government Gazette*, please note that the onus is on you to inform **Government Publishing SA** of any subsequent corrections by **10 a.m. on Thursday**, which is our publication deadline.

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