



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

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

ADELAIDE, THURSDAY, 20 APRIL 2000

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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 Riverside 2000 so as to be received no later than 4 p.m. Tuesday preceding the day of publication. Phone 8207 1045 or Fax 8207 1040. E-mail: Riv2000@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.

Department of the Premier and Cabinet
Adelaide, 20 April 2000

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

No. 3 of 2000: Development (Significant Trees) Amendment Act 2000—An Act to amend the Development Act 1993.

No. 4 of 2000: District Court (Administrative and Disciplinary Division) Amendment Act 2000—An Act to amend the District Court Act 1991 and to make related amendments to other Acts.

No. 5 of 2000: Goods Securities (Miscellaneous) Amendment Act 2000—An Act to amend the Goods Securities Act 1986.

No. 6 of 2000: Prices (Miscellaneous) Amendment Act 2000—An Act to amend the Prices Act 1948.

No. 7 of 2000: Road Traffic (Miscellaneous) Amendment Act 2000—An Act to amend the Road Traffic Act 1961.

No. 8 of 2000: Wrongs (Damage by Aircraft) Amendment Act 2000—An Act to amend the Wrongs Act 1936.

No. 9 of 2000: Statutes Repeal (Minister for Primary Industries and Resources Portfolio) Act 2000—An Act to repeal the Agricultural Holdings Act 1891; the Dairy Industry Assistance (Special Provisions) Act 1978; the Fruit and Vegetables (Grading) Act 1934; the Garden Produce (Regulation of Delivery) Act 1967; the Margarine Act 1939; the Marginal Dairy Farms (Agreement) Act 1971; the Rural Industry Adjustment (Ratification of Agreement) Act 1990; the Rural Industry Assistance Act 1985 and the Rural Industry Assistance (Ratification of Agreement) Act 1985.

No. 10 of 2000: Tobacco Products Regulation (Evidence of Age) Amendment Act 2000—An Act to amend the Tobacco Products Regulation Act 1997.

By command,

MARK BRINDAL, for Premier

DEVELOPMENT (SIGNIFICANT TREES) AMENDMENT ACT
2000 (Act No. 3 of 2000): DAY OF COMMENCEMENT

Proclamation By The Governor

(L.S.) E. J. NEAL

WITH the advice and consent of the Executive Council, I fix 20 April 2000 as the day on which the *Development (Significant Trees) Amendment Act 2000* will come into operation.

Given under my hand and the Public Seal of South Australia, at Adelaide, 20 April 2000.

By command,

MARK BRINDAL, for Premier

MFTUP 19/2000 CS

OATHS ACT 1936 SECTION 33: REVOCATION OF
APPOINTMENT OF MANAGERS TO TAKE DECLARATIONS
AND ATTEST THE EXECUTION OF INSTRUMENTS

Proclamation By The Governor

(L.S.) E. J. NEAL

PURSUANT to section 33 of the *Oaths Act 1936* and with the advice and consent of the Executive Council, I revoke the appointment of the following managers to take declarations and attest the execution of instruments:

Peter John Bennett of BankSA
Bernd Arnold Blums of BankSA
Darryl Colin Both of BankSA
Peter Butterworth of BankSA
Darryl Thomas Carter of BankSA
Alexander Shane Case of BankSA

Anthony Leslie Cave of BankSA
Peter Stuart Cave of BankSA
Maurice Wayne Clark of BankSA
Robert Covino of BankSA
Colin Crase of BankSA
Edward Michael Douglas of BankSA
Trevor John Darling of BankSA
Phillip Geoffrey Dibben of BankSA
Donato Romeo Paolo Di Biase of BankSA
Geoffrey Stanhope Draper of BankSA
Allan Desmond France of BankSA
Steven Mark France of BankSA
Andrew Paul Gray of BankSA
Ronald Albert Hill of BankSA
Phillip John Jenkins of BankSA
Michael Aaron Johnson of BankSA
Christopher John Kennedy of BankSA
Thomas John Kennedy of BankSA
David James Kingston of BankSA
Graeme James Loxton of BankSA
Michael Francis MacDonald of BankSA
David John Maddern of BankSA
Patricia Carol Marden of BankSA
Barry John Marscall of BankSA
Trevor Rex Marshall of BankSA
Mark James Maywald of BankSA
Alan Murray McAuliffe of BankSA
Kathryn Elizabeth McKechnie of BankSA
Christine McKinlay of BankSA
Dale Gerard McRostie of BankSA
Barry Wayne Mills of BankSA
Colin Walter Mills of BankSA
Phillip Mills of BankSA
Ian Rodney Nancarrow of BankSA
David Paul Nicholson of BankSA
Neville Parbs of BankSA
Robert John Peake of BankSA
James Robert Petty of BankSA
Rodney James Reynolds of BankSA
Christopher John Rowney of BankSA
Kevin Edward Sorrell of BankSA
Jennifer Linda Southwell of BankSA
Vicki Ann Stableford of BankSA
Jonathon Scott Vasey of BankSA
Steven Claude Waye of BankSA
Graham Leslie Whenan of BankSA
Filomena Williams of BankSA
Brian James Wilson of BankSA
Peter Anthony Wright of BankSA
Michael Zammit of BankSA

Given under my hand and the Public Seal of South Australia, at Adelaide, 20 April 2000.

By command,

MARK BRINDAL, for Premier

AG 48/99 CS

Department of the Premier and Cabinet
Adelaide, 20 April 2000

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Psychological Board, pursuant to the provisions of the Psychological Practices Act 1973:

Chairman: (from 20 April 2000 until 19 April 2003)
Meredith Gwendoline Dickson

Member: (from 20 April 2000 until 19 April 2003)

Dr Peter Nicholas Gilchrist
Professor Anthony Harold Winefield
Janet Isabelle Stephenson
Clive Stewart Budden
Graham John Wilks
Dr Marie Jose O'Neill

By command,

MARK BRINDAL, for Premier

MHS 005/2000CS

Department of the Premier and Cabinet
Adelaide, 20 April 2000

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Vocational Education, Employment and Training Board (VEET), pursuant to the provisions of the Vocational Education, Employment and Training Act 1994:

Member: (from 20 April 2000 until 25 August 2000)
Ian Curry

By command,

MARK BRINDAL, for Premier

MET 0003/00CS

Department of the Premier and Cabinet
Adelaide, 20 April 2000

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Malcolm Robert Buckby, BAg, GradDipEc, MP, Minister for Education and Children's Services to be also Acting Minister for Primary Industries and Resources and Acting Minister for Regional Development on 21 April 2000, during the absence of the Honourable Robert Gerard Kerin, MP.

By command,

MARK BRINDAL, for Premier

MPIR 017/2000CS

Department of the Premier and Cabinet
Adelaide, 20 April 2000

HIS Excellency the Governor in Executive Council has been pleased to appoint Michele Bayly-Jones as a Coroner for the period that she is employed as Manager in the State Coroners Office, pursuant to section 11 of the Coroners Act 1975.

By command,

MARK BRINDAL, for Premier

ATTG 67/93CS

ANIMAL AND PLANT CONTROL (AGRICULTURAL PROTECTION AND OTHER PURPOSES) ACT 1986

Appointments

PURSUANT to the provisions of Section 25 of the Animal and Plant Control (Agricultural Protection and Other Purposes) Act 1986, I hereby revoke all previous appointments as State Authorised Officers.

Pursuant to the provisions of Section 25 of the Animal and Plant Control (Agricultural Protection and Other Purposes) Act 1986, I hereby appoint the following persons as State Authorised Officers for the whole of South Australia:

Peter Gordon Allen
Peter Langdon Bird
Ann Louise Buesnel
David Alan Cooke
David Andrew Creeper
Justine Barbara Drew
Paul Albert Erkelenz
Kevin Anthony Gogler
Robert Philip Henzell
John Richard Jones
William Judd
Paul Warren Jupp
Vicki Michelle Linton
Gregory John Mutze
Nicholas Mark Secomb
Peter James Shuttleworth
Ronald Gordon Sinclair
John Garry Virtue
Mark Lawson Williams

to be appointed for the purposes of the said Act.

Michael John Stanley
Kenneth John Munro

to be appointed for the purposes of Part 4 (Control of Plants) of the Act only.

These appointments are effective from 5 April 2000.

Dated 5 April 2000.

ROB KERIN, Minister for Primary Industries and Resources

CROWN LANDS ACT 1929: SECTION 5

TAKE NOTICE that pursuant to the Crown Lands Act 1929, I PETER MACLAREN KENTISH, Surveyor-General and Delegate appointed by IAIN EVANS, Minister for Environment and Heritage, Minister of the Crown to whom the administration of the Crown Lands Act, 1929 is committed DO HEREBY resume the land defined in The Schedule.

The Schedule

Refuse Reserve, section 871, Nookamka Division, Cobdogla Irrigation Area, Out of Hundreds, County of Hamley, the notice of which was published in the *Government Gazette* of 10 April 1986 at page 924, being the whole of the land comprised in Crown Record Volume 5323 Folio 264.

Dated 18 April 2000.

P. M. KENTISH, Surveyor-General

DENR 11/1127

CROWN LANDS ACT 1929: SECTION 5

TAKE NOTICE that pursuant to the Crown Lands Act 1929, I PETER MACLAREN KENTISH, Surveyor-General and Delegate appointed by IAIN EVANS, Minister for Environment and Heritage, Minister of the Crown to whom the administration of the Crown Lands Act 1929 is committed DO HEREBY:

1. Resume the land defined in The First Schedule.
2. Dedicate the Crown Land defined in The Second Schedule as a Plantation Reserve and declare that such land shall be under the care, control and management of the Corporation of the City of Campbelltown.

The First Schedule

Plantation Reserve, allotment 35 of DP 15912, Hundred of Adelaide, County of Adelaide, the notice of which together with other land was published in the *Government Gazette* of 2 April 1992 at page 1004, being portion of the land comprised in Crown Record Volume 5714 Folio 809.

The Second Schedule

Allotment 13 of DP 54603, Hundred of Adelaide, County of Adelaide, exclusive of all necessary roads.

Dated 18 April 2000.

P. M. KENTISH, Surveyor-General

DEHAA 17/0798

CROWN LANDS ACT 1929: SECTION 5

TAKE NOTICE that pursuant to the Crown Lands Act 1929, I PETER MACLAREN KENTISH, Surveyor-General and Delegate appointed by IAIN EVANS, Minister for Environment and Heritage, 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 Recreation Reserve and declare that such land shall be under the care, control and management of The District Council of Elliston.

The Schedule

1. Allotment 3 of DP 49553, Hundred of Way, County of Musgrave, exclusive of all necessary roads, being the whole of the land contained in Crown Record Volume 5752 Folio 3.

2. Section 392, Hundred of Way, County of Musgrave, exclusive of all necessary roads, being the whole of the land contained in Crown Record Volume 5754 Folio 948.
3. Section 439, Hundred of Way, County of Musgrave, exclusive of all necessary roads, being the whole of the land contained in Crown Record Volume 5752 Folio 4.

Dated 18 April 2000.

P. M. KENTISH, Surveyor-General

DL 2296/1985

CROWN LANDS ACT 1929: SECTION 5

TAKE NOTICE that pursuant to the Crown Lands Act 1929, I PETER MACLAREN KENTISH, Surveyor-General and Delegate appointed by IAIN EVANS, Minister for Environment and Heritage, 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 Roads.

The Schedule

Allotments 98 to 111 inclusive and allotments 118 to 123 inclusive of Deposited Plan No. 53874, Hundred of Cultana, County of York and the Hundred of Jenkins, County of Manchester, being within the municipality of Whyalla, subject nevertheless to an easement to the Minister for Infrastructure for gas pipeline purposes more particularly described and set forth in Transfer 3059628 over those portions of allotments 106, 107 and 121 marked C on DP 53874.

Dated 18 April 2000.

P. M. KENTISH, Surveyor-General

DEHAA13/0609

THE CORPORATION OF THE CITY OF WHYALLA

Preservation of an Easement

NOTICE is hereby given pursuant to section 208 (3) and (4) of the Local Government Act, 1999 that the council at its meeting of 24 March 2000 resolved that the easement in respect to the gas pipeline shown marked C on Deposited Plan No. 53874 (sheets 13, 14 and 15) be retained.

D. KNOX, City Manager

DEVELOPMENT ACT 1993, METROPOLITAN ADELAIDE SIGNIFICANT TREE CONTROL PLAN AMENDMENT REPORT BY THE MINISTER—DRAFT FOR PUBLIC CONSULTATION

NOTICE is hereby given that the Minister for Transport and Urban Planning has, pursuant to section 26 of the Development Act 1993, prepared a draft Plan Amendment Report relating to the control of significant trees in Metropolitan Adelaide.

The draft Plan Amendment Report will amend the Development Plans for the Metropolitan Area of Adelaide by introducing policies to control tree-damaging activities affecting significant trees.

Copies of this draft Plan Amendment Report will be available for public inspection during normal office hours at the Department of Transport, Urban Planning and the Arts (Planning SA), Level 5, 136 North Terrace, Adelaide or can be viewed on the internet (www.planning.sa.gov.au). Alternatively the draft Plan Amendment Report can be viewed during office hours at all Metropolitan Adelaide Council Offices.

The draft Plan Amendment Report will be on display from 20 April 2000 to 21 July 2000.

Written submissions regarding the draft Plan Amendment Report should be submitted no later than 21 July 2000. All submissions should be addressed to the Presiding Member, Development Policy Advisory Committee, G.P.O. Box 1815, Adelaide, S.A. 5001 and should clearly indicate whether you wish to be heard in support of your submission.

Copies of all submissions will be available for inspection by interested persons at the Department of Transport, Urban Planning and the Arts (Planning SA), Level 5, 136 North Terrace, Adelaide from 24 July 2000 to 16 August 2000.

A public hearing will be held on 16 August 2000 in the Glenroy Room, Grosvenor Hotel, 125 North Terrace, Adelaide, commencing at 7.00pm, at which time interested persons may appear to be heard in relation to the draft Plan Amendment Report and the submissions. The public hearing will not be held if no submissions are received or no submission makes a request to be heard.

G. HOLLAND-BOOKER, Secretary, Development Policy Advisory Committee

DEVELOPMENT ACT 1993, SECTION 28 (4) (a): DECLARATION OF CESSATION OF INTERIM OPERATION OF THE BAROSSA COUNCIL—BAROSSA (DC) AND MOUNT PLEASANT (DC)—RURAL AREAS PLAN AMENDMENT

Preamble

On 9 December 1999 the Governor, under section 28 (1), declared 'The Barossa Council—Barossa (DC) and Mount Pleasant (DC)—Rural Areas Plan Amendment' as an amendment to come into interim operation without delay on that day. The Barossa (DC) and Mount Pleasant (DC) Development Plans, consolidated on 9 December 1999, incorporated the provisions of 'The Barossa Council—Barossa (DC) and Mount Pleasant (DC)—Rural Areas Plan Amendment'.

'The Barossa Council—Barossa (DC) and Mount Pleasant (DC)—Rural Areas Plan Amendment' Interim Operation Order, dated 9 December 1999, has been approved for termination by the Governor, under section 28 (4) (a).

NOTICE

PURSUANT to section 28 (4) (a) of the Development Act 1993, I, the Governor, declare that 'The Barossa Council—Barossa (DC) and Mount Pleasant (DC)—Rural Areas Plan Amendment' shall cease to operate under the Interim Operation Order proclaimed on 9 December 1999.

Given under my hand at Adelaide, 20 April 2000.

E. J. NEAL, Governor

DEVELOPMENT ACT 1993, SECTION 28 (1): DECLARATION OF INTERIM OPERATION OF METROPOLITAN ADELAIDE—SIGNIFICANT TREE CONTROL PLAN AMENDMENT

Notice

PURSUANT to section 28 (1) of the Development Act 1993, I, the Governor, with the advice and consent of the Executive Council, being of the opinion that it is necessary in the interest of the orderly and proper development of the area affected by the 'Metropolitan Adelaide—Significant Tree Control Plan Amendment' that the Plan Amendment should come into operation without delay, declare that the Plan Amendment will come into operation on an interim basis on 20 April 2000.

Given under my hand at Adelaide, 20 April 2000.

E. J. NEAL, Governor

MTUP-PL 19/00CS

DEVELOPMENT ACT 1993, SECTION 29 (2) (b): AMENDMENT TO THE CLARE AND GILBERT VALLEYS COUNCIL DEVELOPMENT PLAN

Preamble

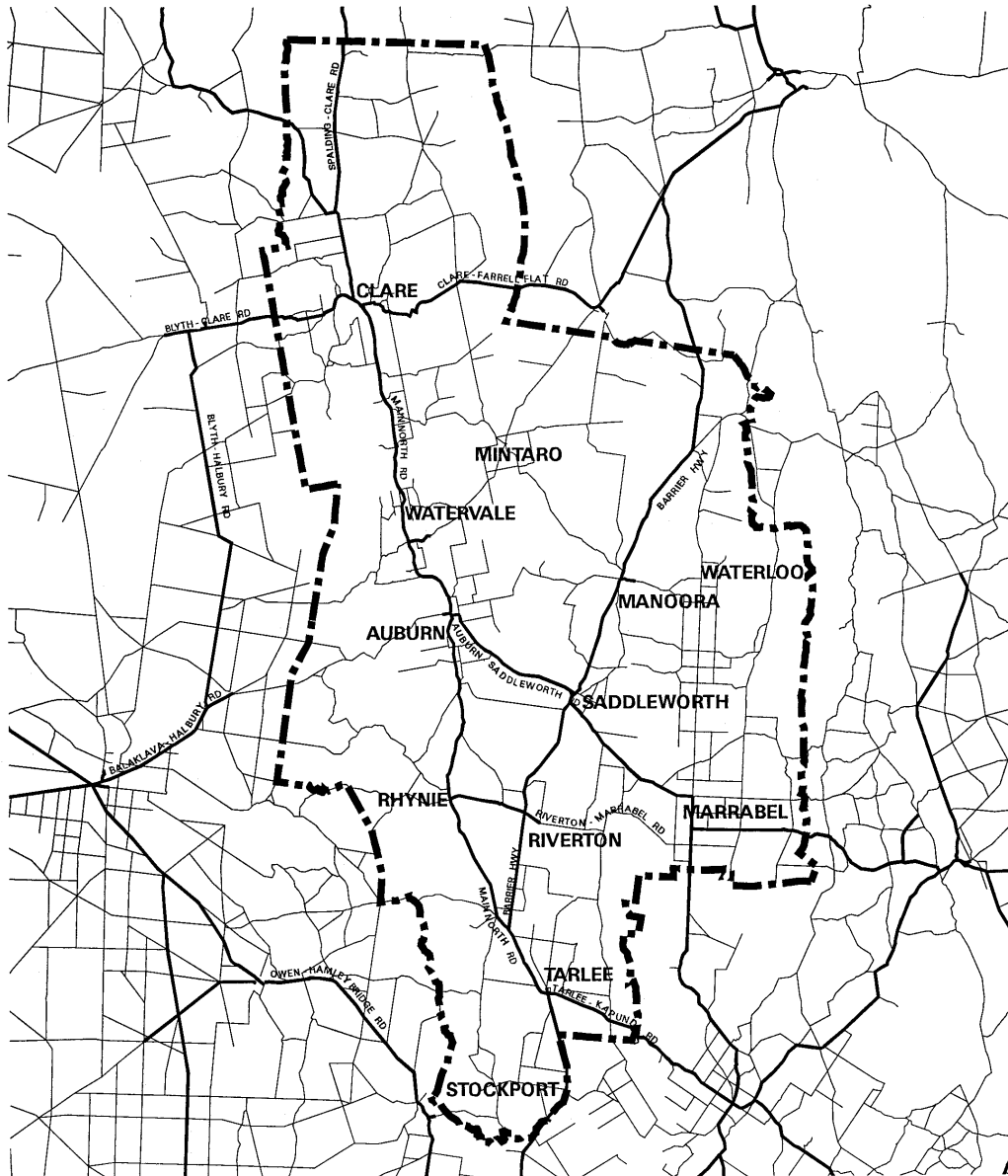
It is necessary to amend the Clare and Gilbert Valleys Council Development Plan dated 2 March 2000.

NOTICE

PURSUANT to section 29 (2) (b) of the Development Act 1993, I, Diana Laidlaw, being the Minister administering the Act, amend the Clare and Gilbert Valleys Council Development Plan, dated 2 March 2000 as follows:

- (a) delete Maps CVG/1 to CVG/18 dated 2 March 2000;
- (b) insert the contents of Attachment A; and
- (c) adjust the mapping references in the Clare and Gilbert Valleys Council Development Plan text accordingly.

ATTACHMENT A

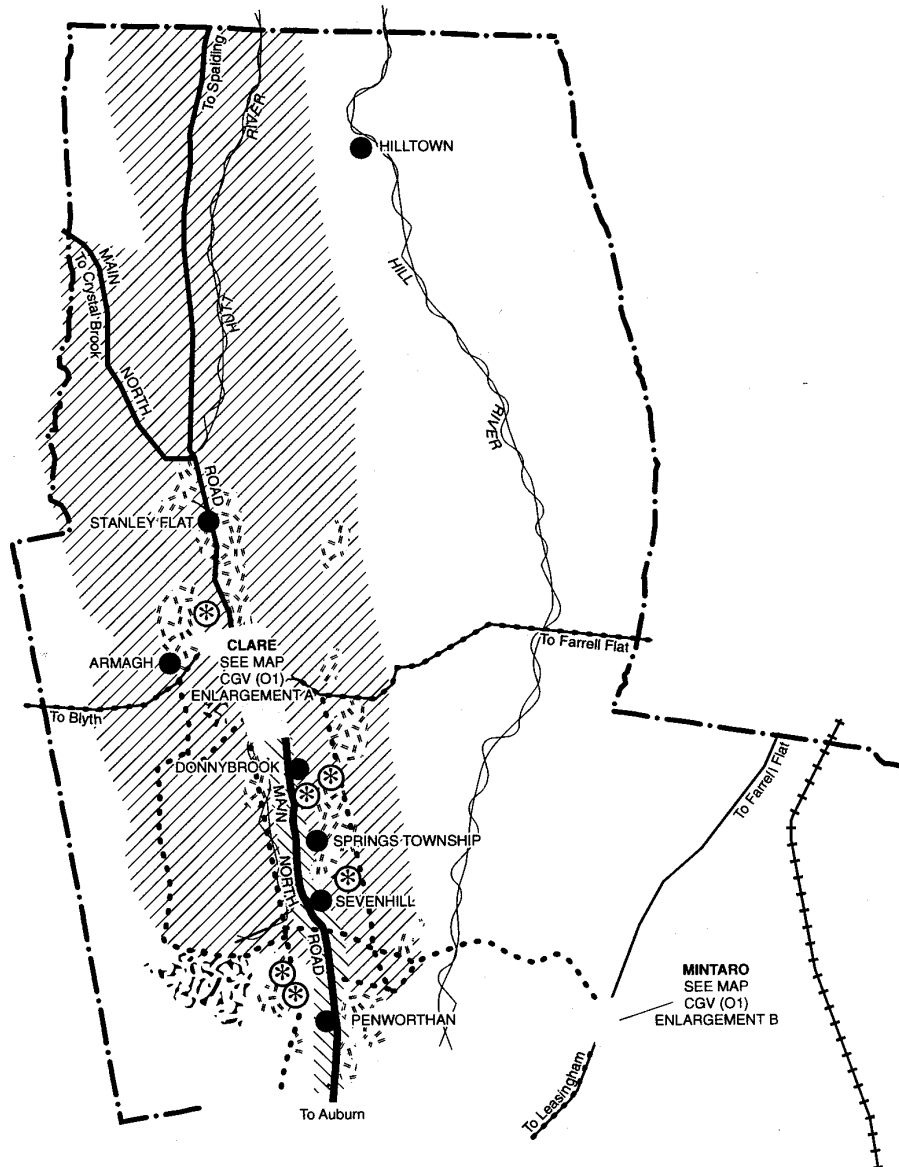


To identify the precise location of the Development Plan boundary refer to Map CGV/2 then select the relevant Zone Map



CLARE & GILBERT VALLEYS COUNCIL
MAP CGV/1

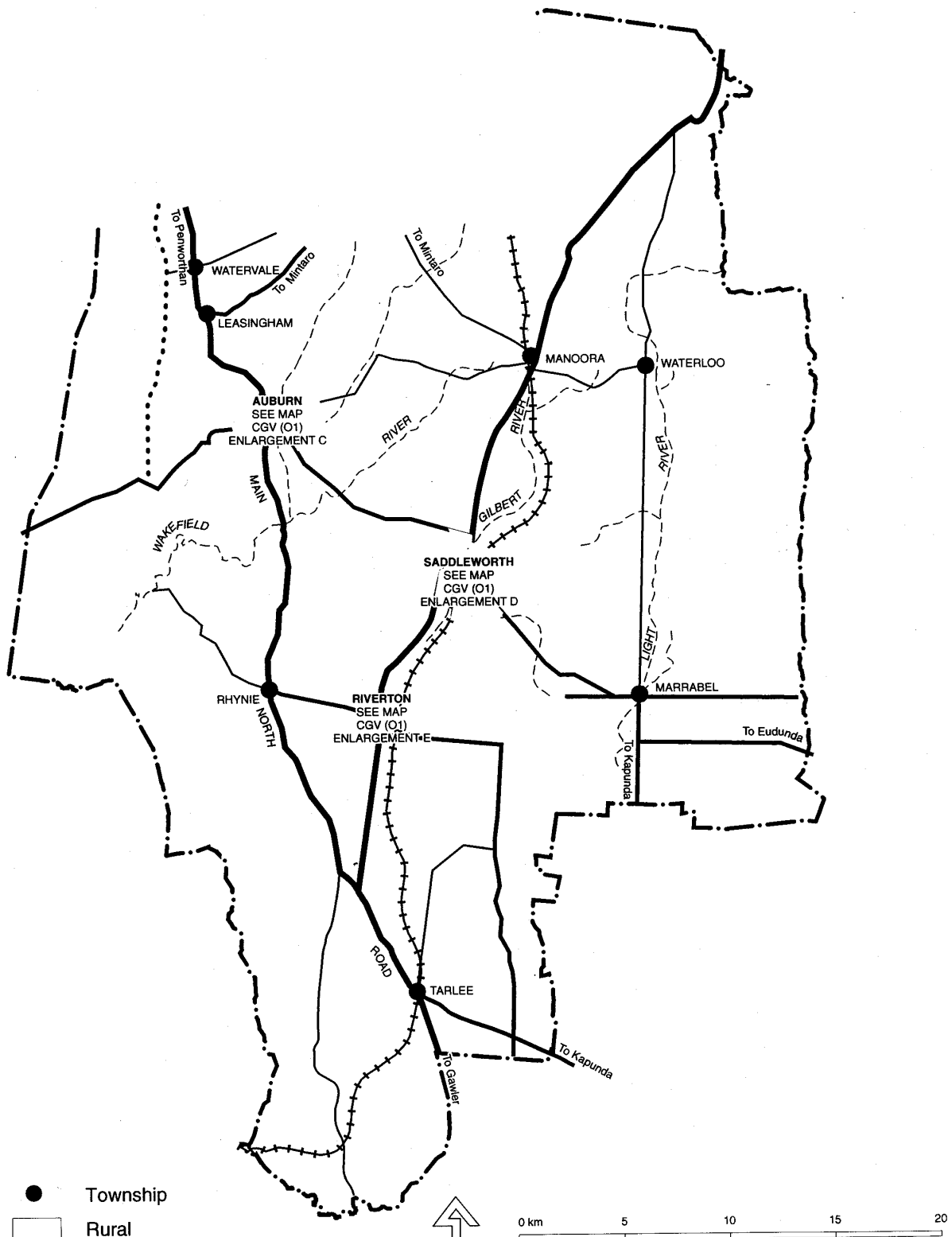
—•— Development Plan Boundary



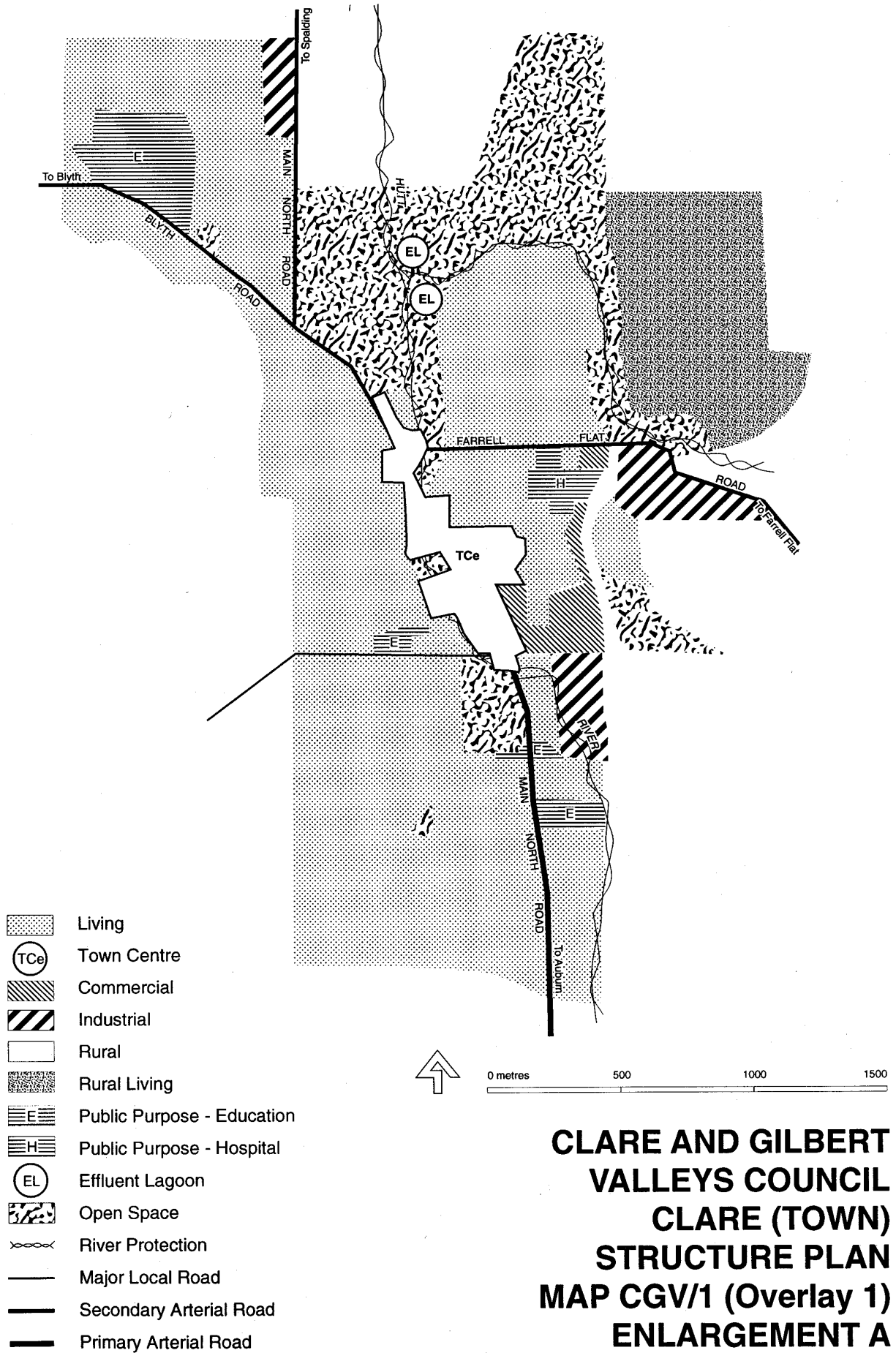
- Settlement
- Rural
- ▨ Vineyards
- ⊛ Winery
- ▧ Hutt River Catchment
- ▩ Scenic Corridor
- ▨ Open Space
- ⊘ River Protection
- ⊕ Railway
- ⋯ Scenic Route
- Major Local Road
- Secondary Arterial Road
- Primary Arterial Road
- .-.- Development Plan Boundary

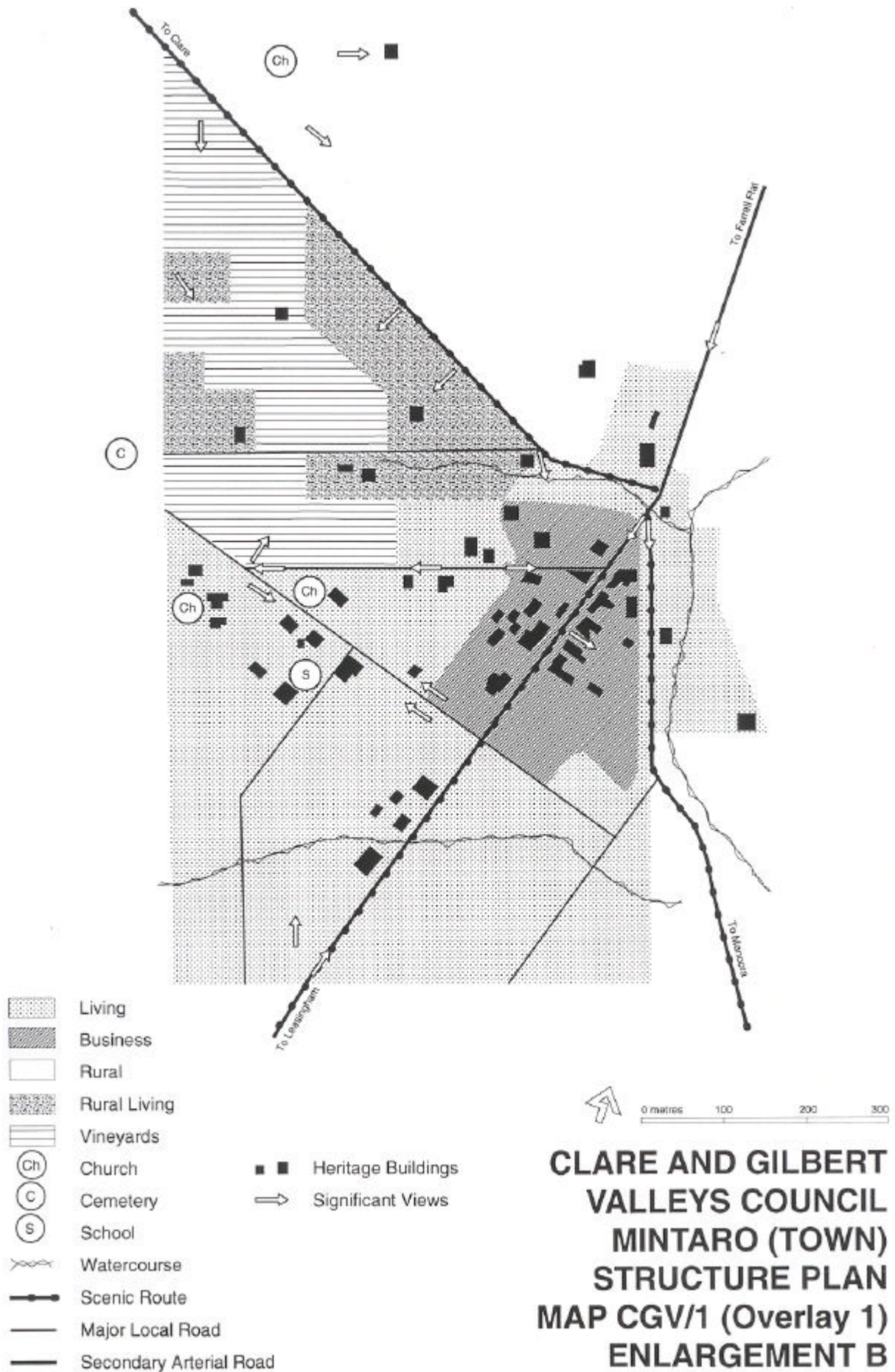


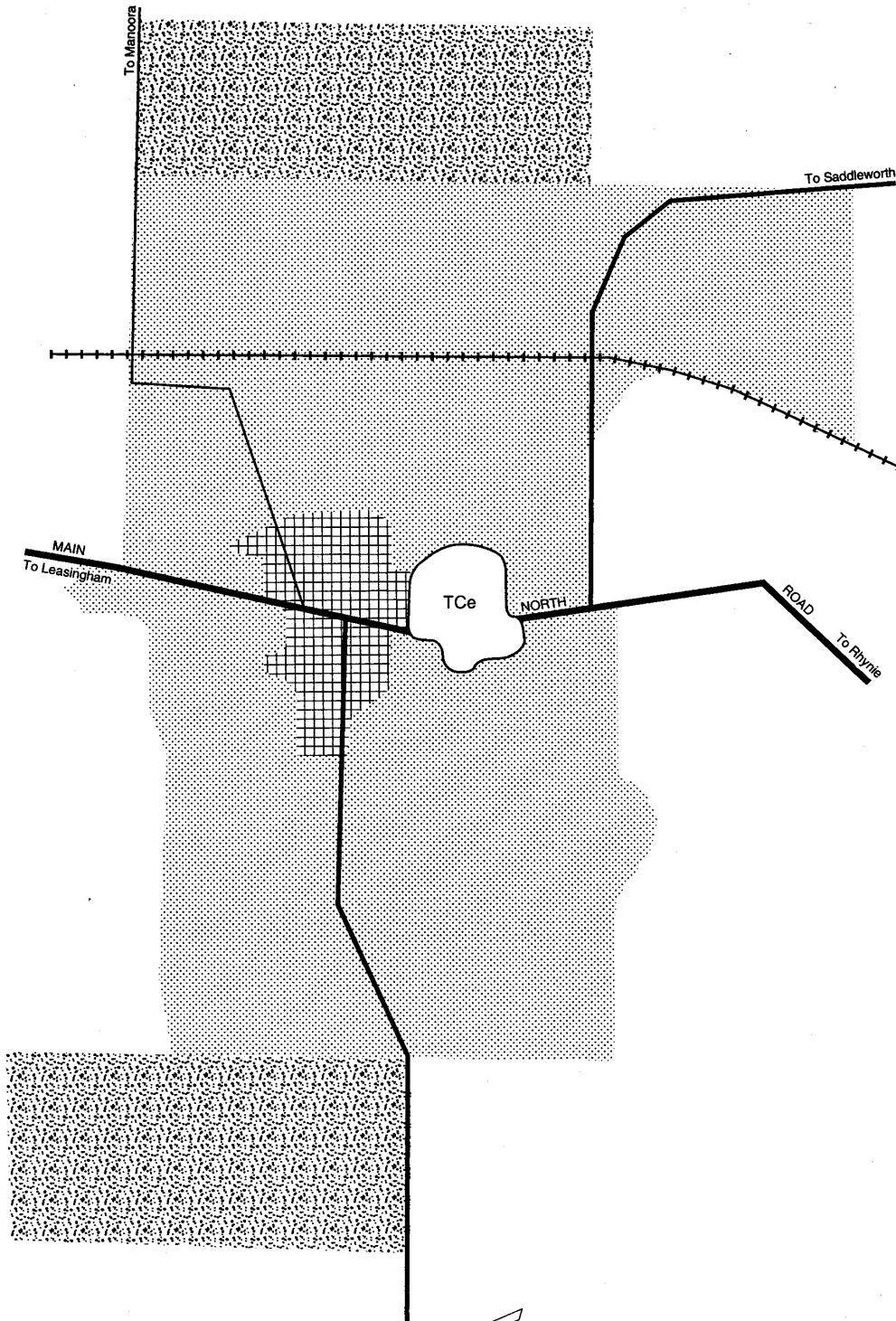
**CLARE AND GILBERT VALLEYS COUNCIL
STRUCTURE PLAN
MAP CGV/1 (Overlay 1)
PART A**












**CLARE AND GILBERT
VALLEYS COUNCIL
STRUCTURE PLAN
MAP CGV/1 (Overlay 1)
PART B**





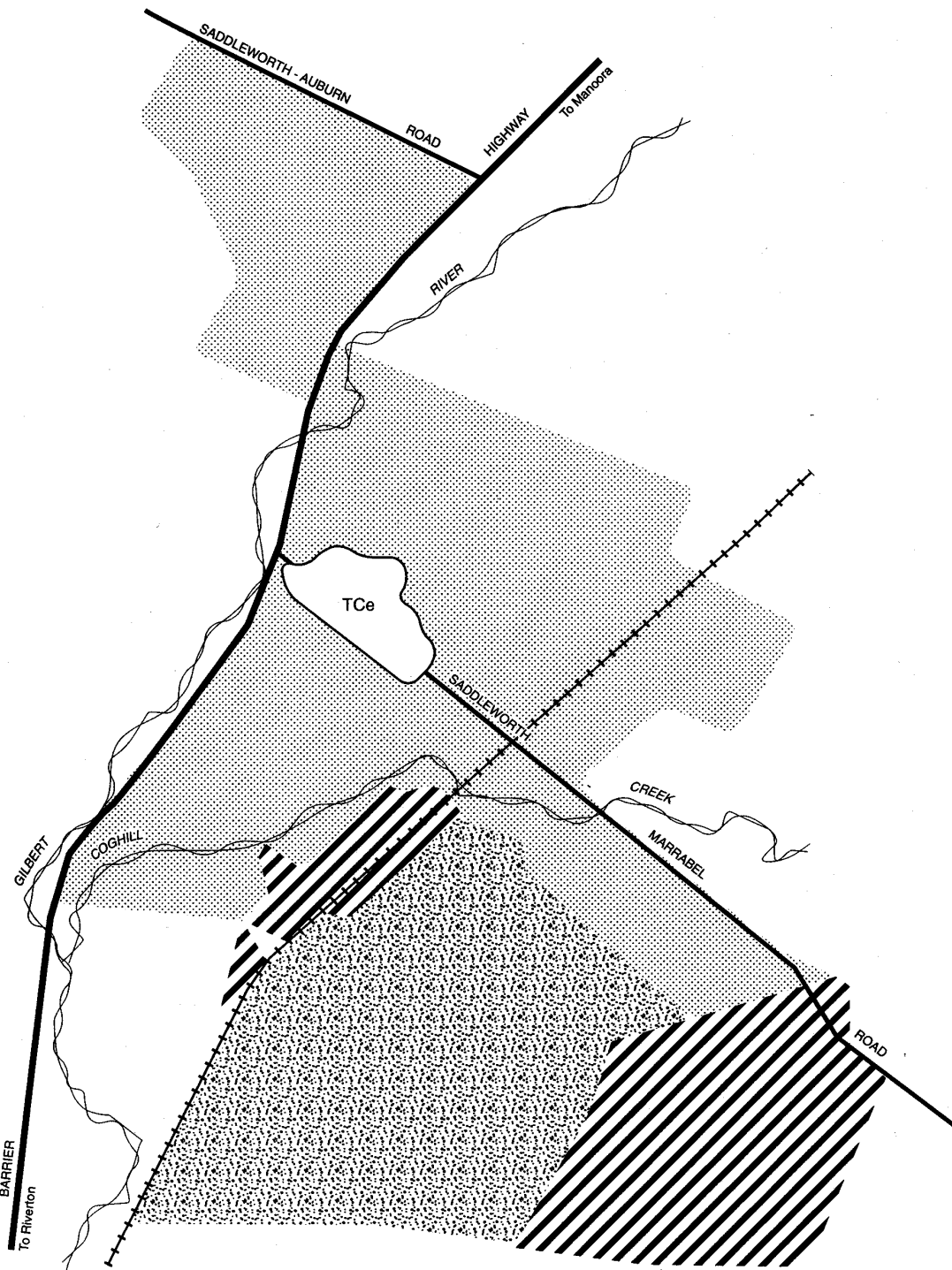











-  Living
-  Town Centre
-  Rural
-  Rural Living
-  Historic
-  Railway
-  Major Local Road
-  Secondary Arterial Road
-  Primary Arterial Road



0 metres 100 200 300 400 500

**CLARE AND GILBERT
VALLEYS COUNCIL
AUBURN (TOWN)
STRUCTURE PLAN
MAP CGV/1 (Overlay 1)
ENLARGEMENT C**

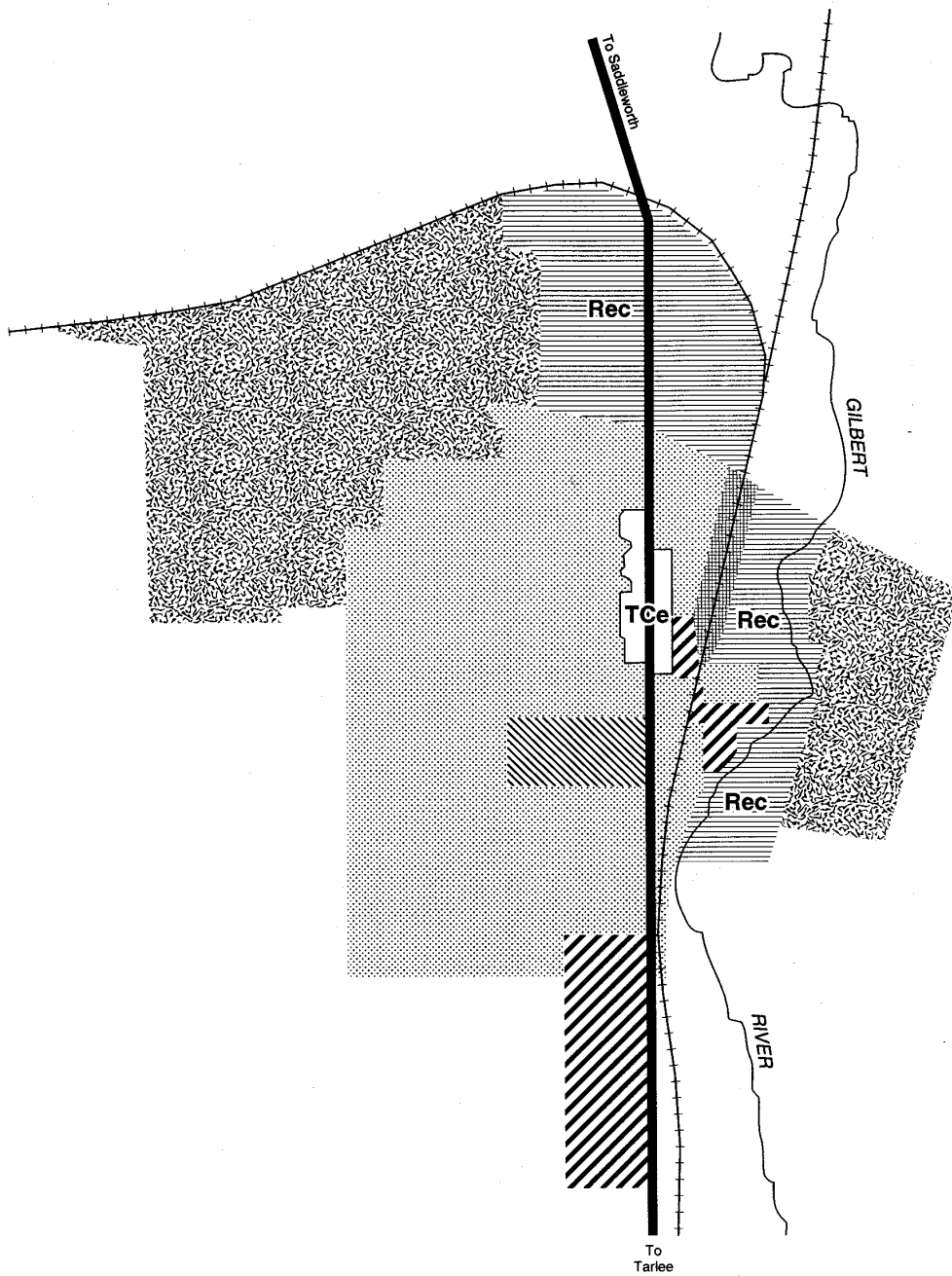











-  Living
-  Town Centre
-  Industrial
-  Rural
-  Rural Living
-  Creek Protection
-  Railway
-  Secondary Arterial Road
-  Primary Arterial Road

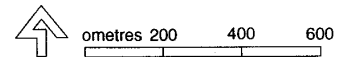


0 metres 200 400 600 800

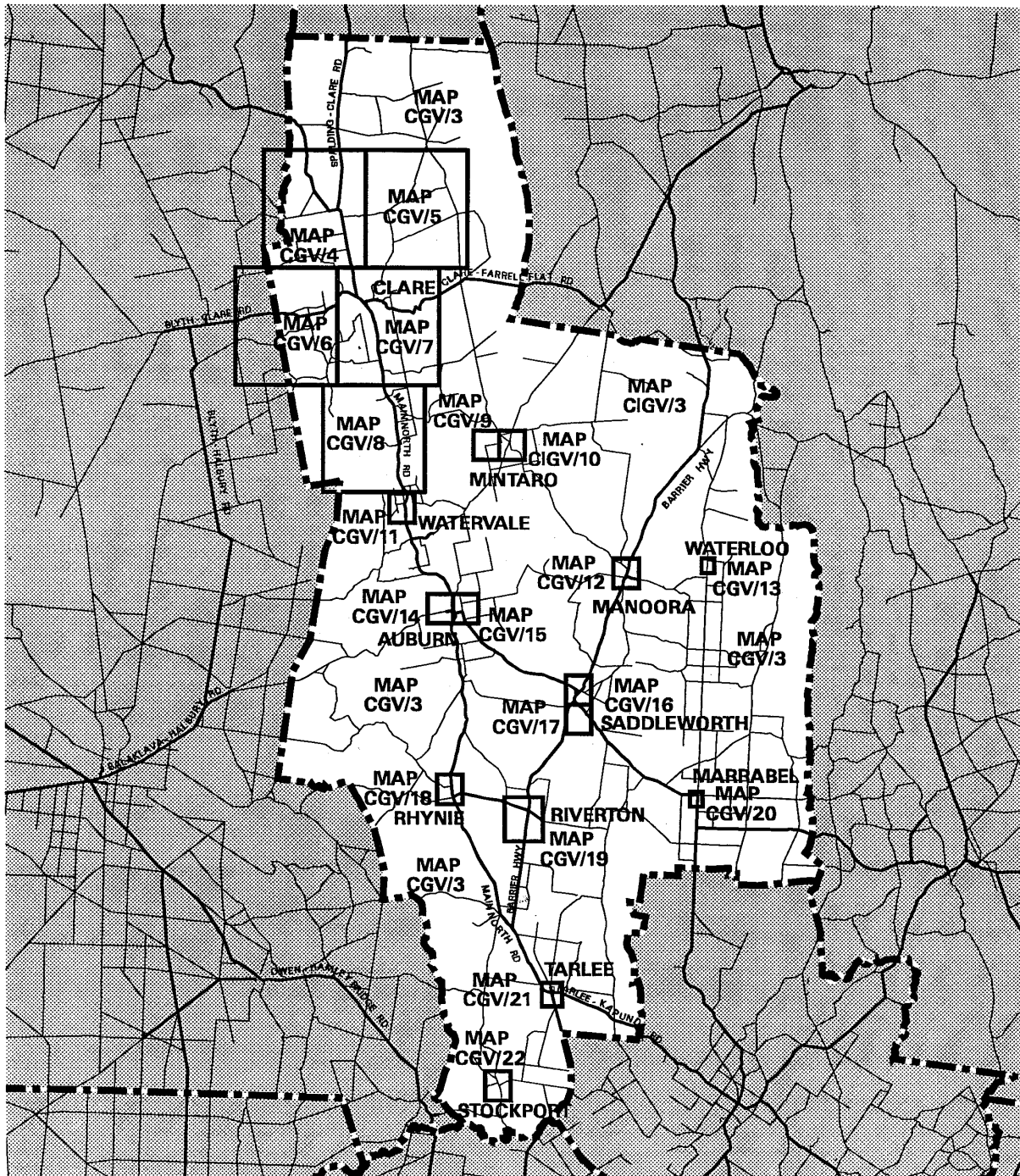
**CLARE AND GILBERT
VALLEYS COUNCIL
SADDLEWORTH (TOWN)
STRUCTURE PLAN
MAP CGV/1 (Overlay 1)
ENLARGEMENT D**



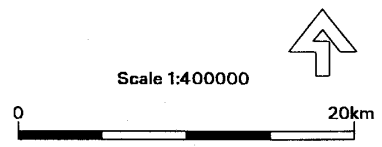
-  Town Centre
-  Living
-  Industrial
-  Commercial
-  Country Living
-  Recreation
-  Historic (Conservation)
-  Primary Arterial Road
-  Railway



**CLARE AND GILBERT
VALLEYS COUNCIL
RIVERTON (TOWN)
STRUCTURE PLAN
MAP CGV/1 (Overlay 1)
ENLARGEMENT E**



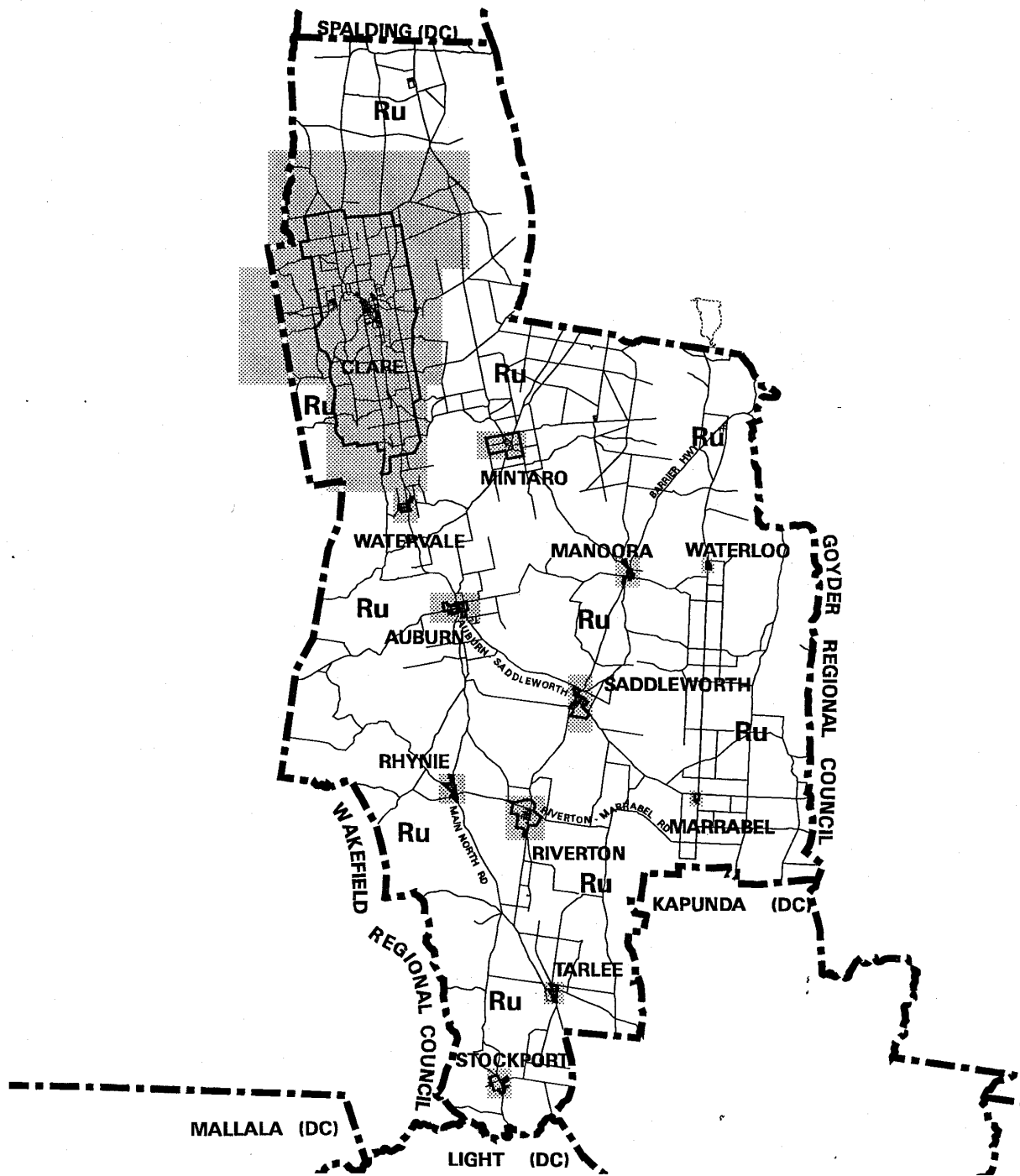
For the purposes of the Development Plan unless otherwise clearly indicated, the zone/policy area boundaries depicted on or intended to be fixed by Maps CGV/3 to CGV/2B inclusive shall be read as conforming in all respects (as the case may require) to the sectional or subdivisional boundaries, to the centre line of roads or drain reserves or to the title boundaries, or to imaginary straight lines joining the positions defined by survey or by the measurements shown on the said maps against which the said zone/policy area boundaries are shown or otherwise as indicated.



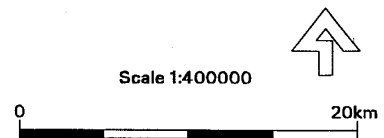
CLARE & GILBERT VALLEYS COUNCIL

INDEX MAP CGV/2

--- Development Plan Boundary

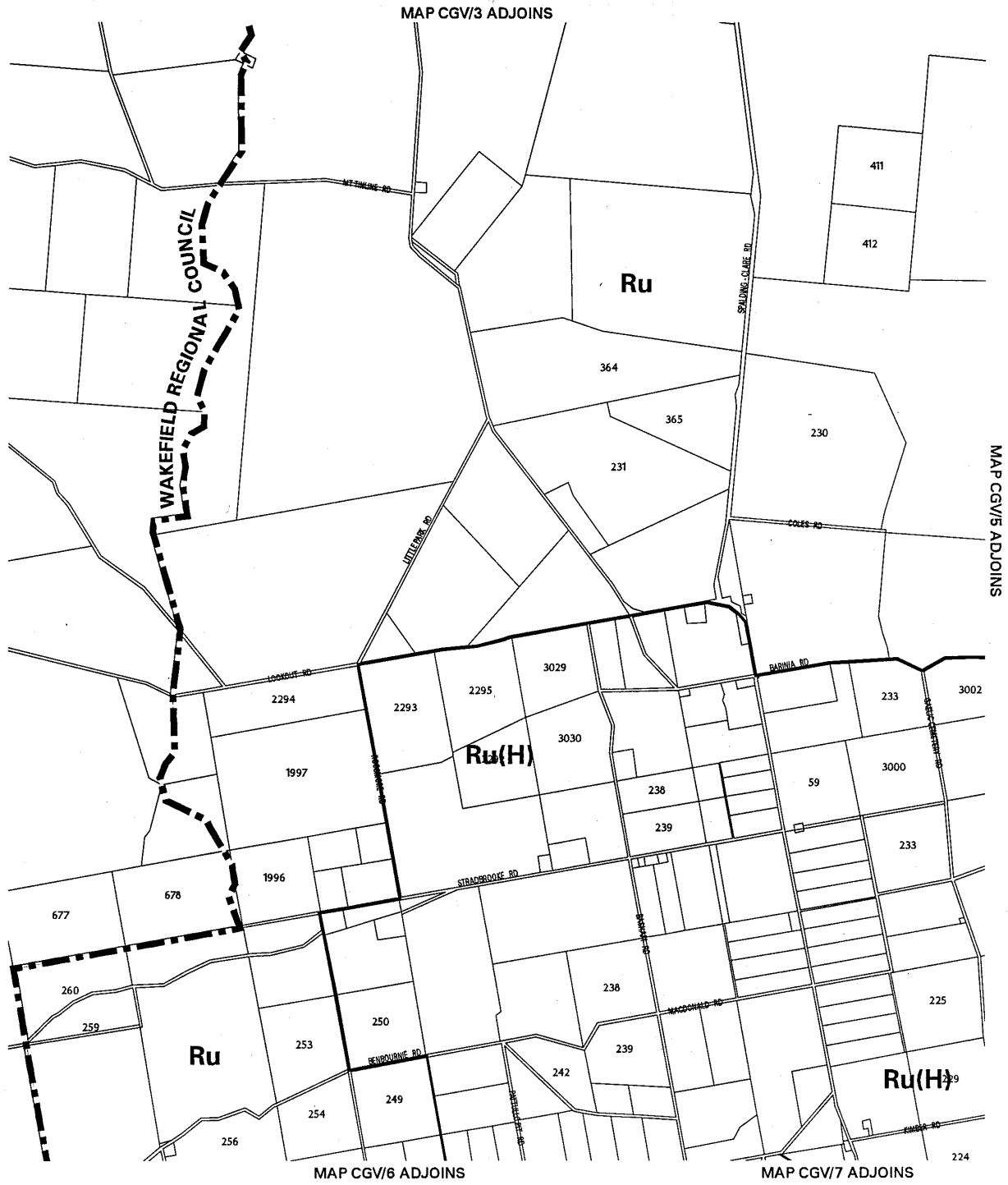


NOTE: See Index MAP CIGV/2 for shaded areas
 Ru Rural



**CLARE & GILBERT VALLEYS COUNCIL
 ZONES
 MAP CGV/3**

———— Zone Boundary
 - - - - - Development Plan Boundary



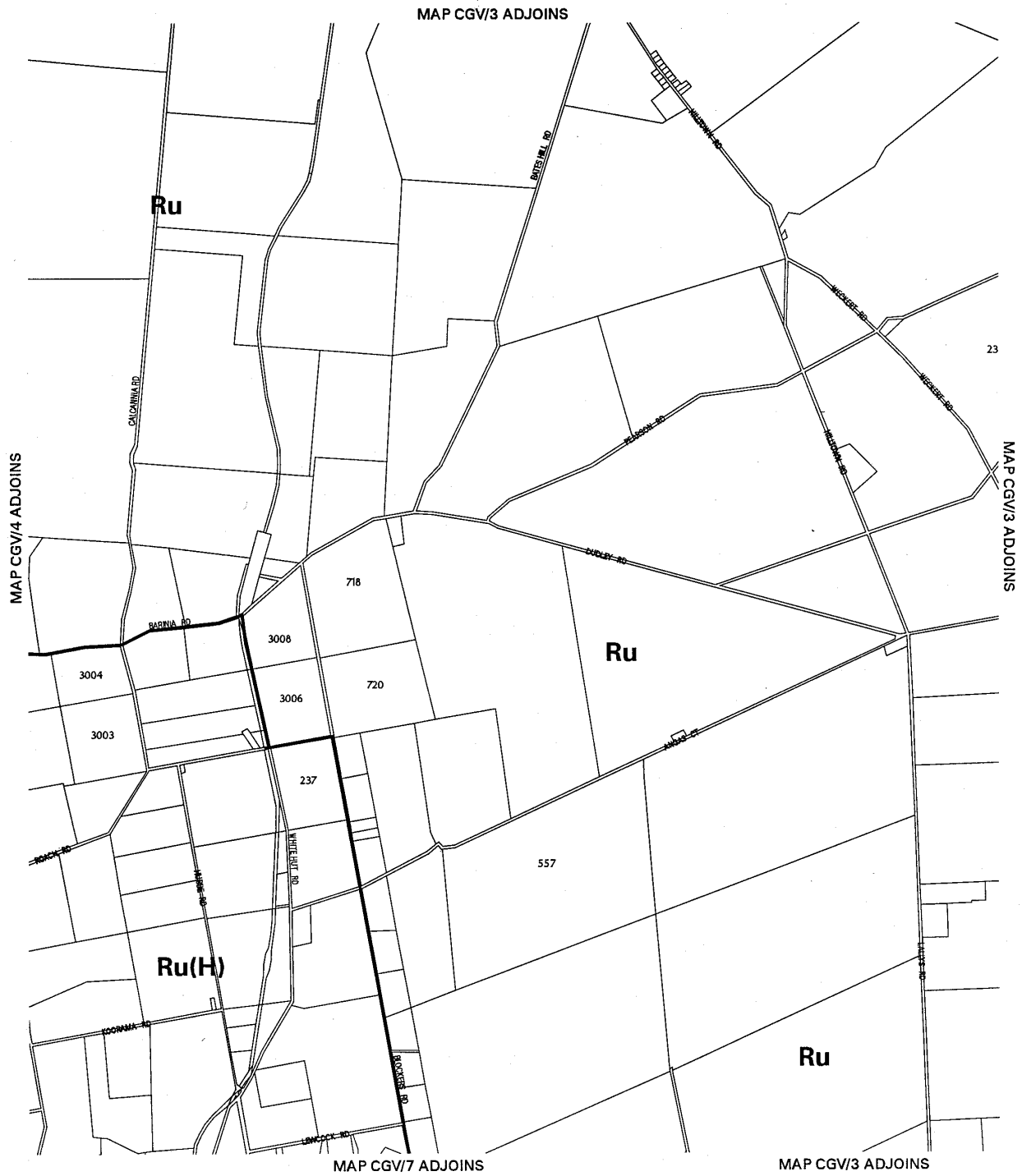
Ru Rural
 Ru(H) Rural (Horticulture)

Scale 1:40000

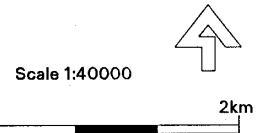


**CLARE & GILBERT VALLEYS COUNCIL
 ZONES
 MAP CGV/4**

— Zone Boundary
 - - - - - Development Plan Boundary

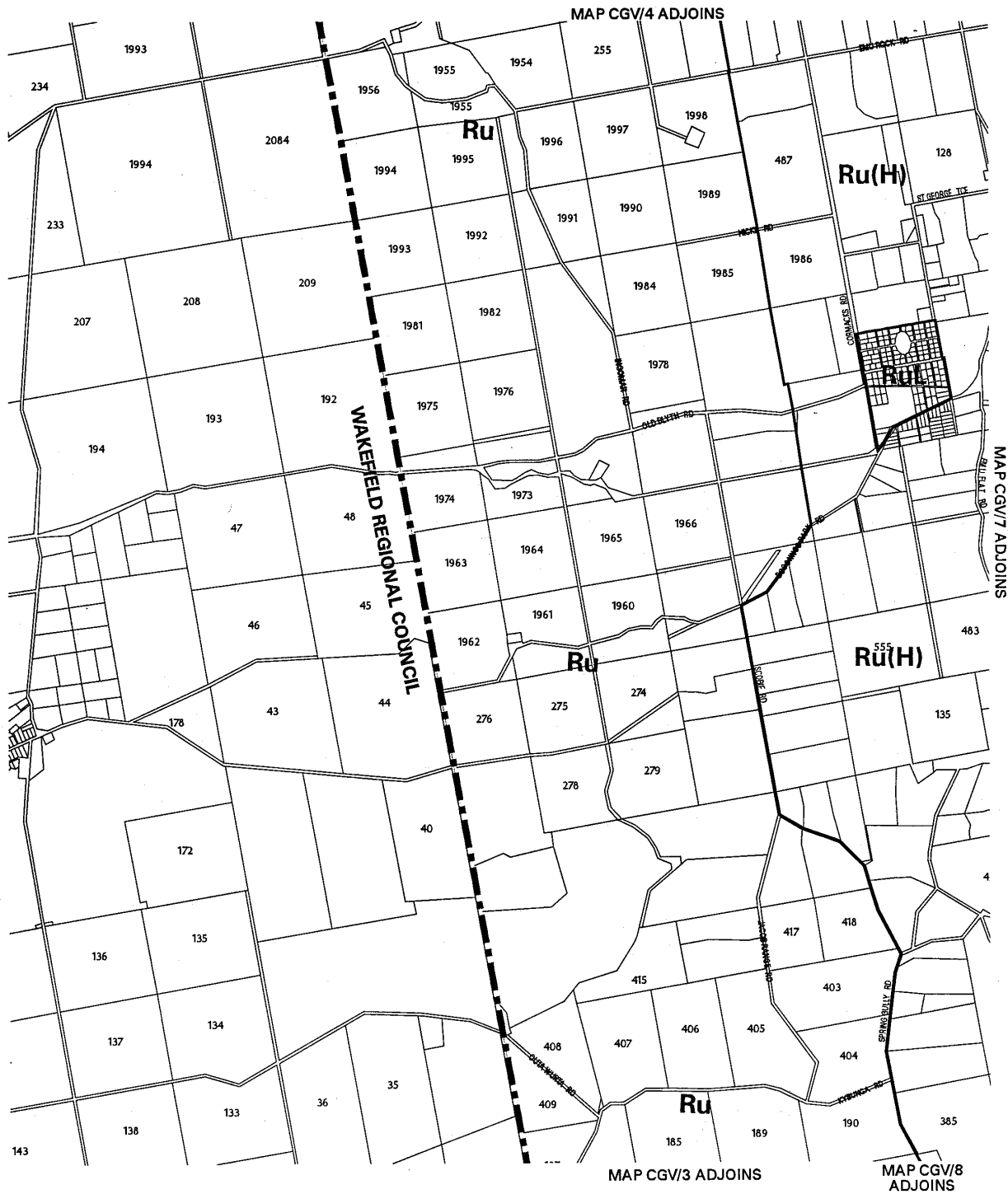


Ru Rural
 Ru(H) Rural (Horticulture)

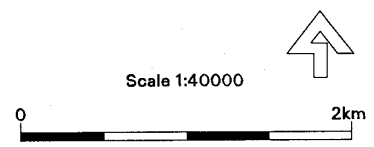


**CLARE & GILBERT VALLEYS COUNCIL
 ZONES
 MAP CGV/5**

— Zone Boundary
 - - - - - Development Plan Boundary



Ru Rural
Ru(H) Rural (Horticulture)
RuL Rural Living

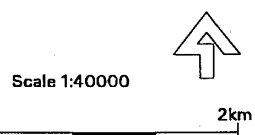


**CLARE & GILBERT VALLEYS COUNCIL
 ZONES
 MAP CGV/6**

— Zone Boundary
 - - - - - Development Plan Boundary

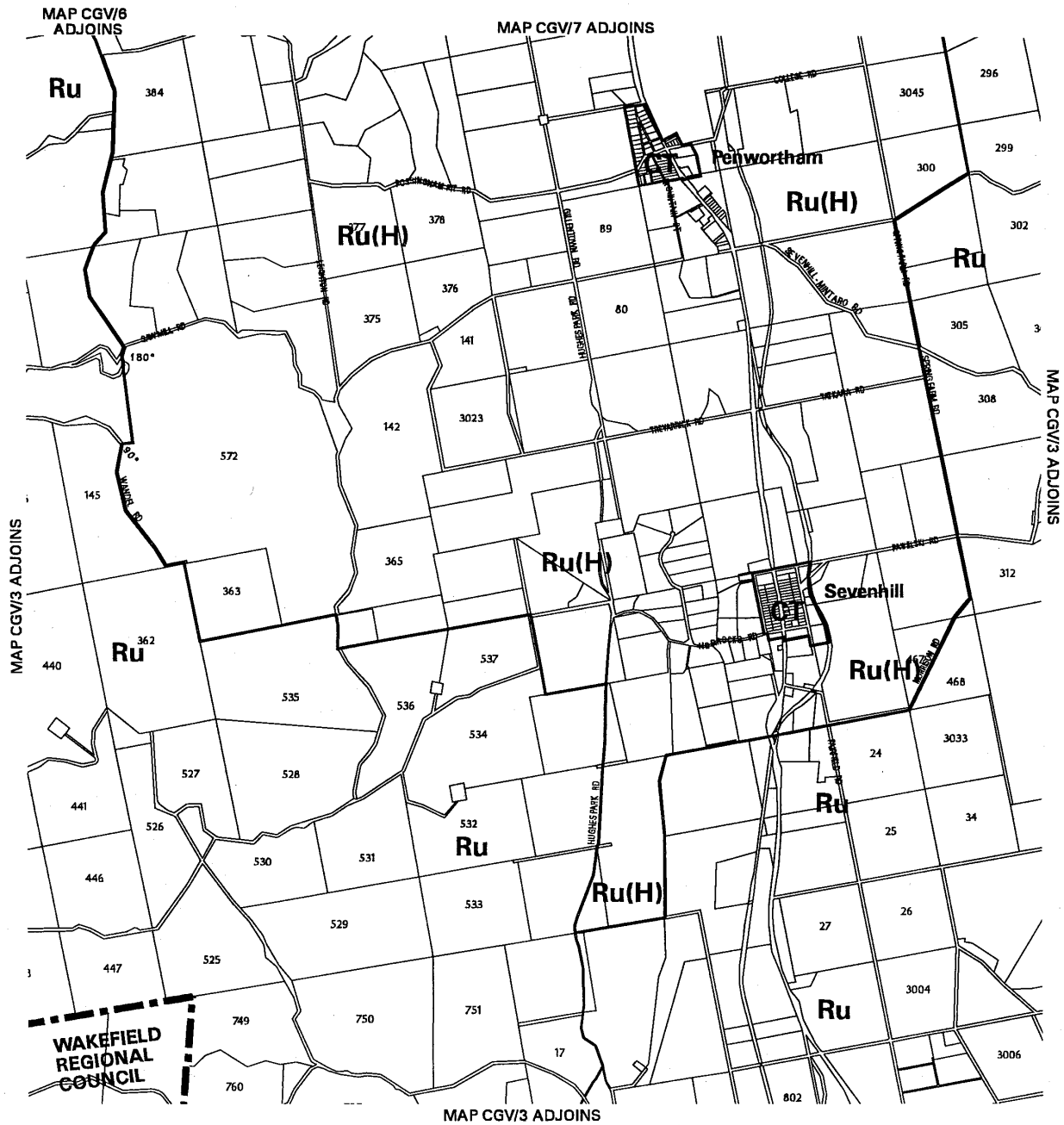


Ru Rural
 Ru(H) Rural (Horticulture)
 RuL Rural Living



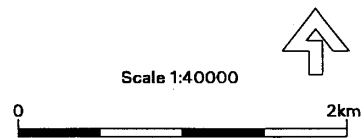
**CLARE & GILBERT VALLEYS COUNCIL
 ZONES
 MAP CGV/7**

———— Zone Boundary
 - - - - - Development Plan Boundary



CT Country Township
 Ru Rural
 Ru(H) Rural (Horticulture)

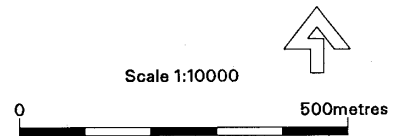
— Zone Boundary
 - - - - - Development Plan Boundary



**CLARE & GILBERT VALLEYS COUNCIL
 ZONES
 MAP CGV/8**



MINTARO
 Ru Rural
 RuF(M) Rural Fringe (Mintaro)



— Zone Boundary
 - - - - - Development Plan Boundary

**CLARE & GILBERT VALLEYS COUNCIL
 ZONES
 MAP CGV/9**



MINTARO

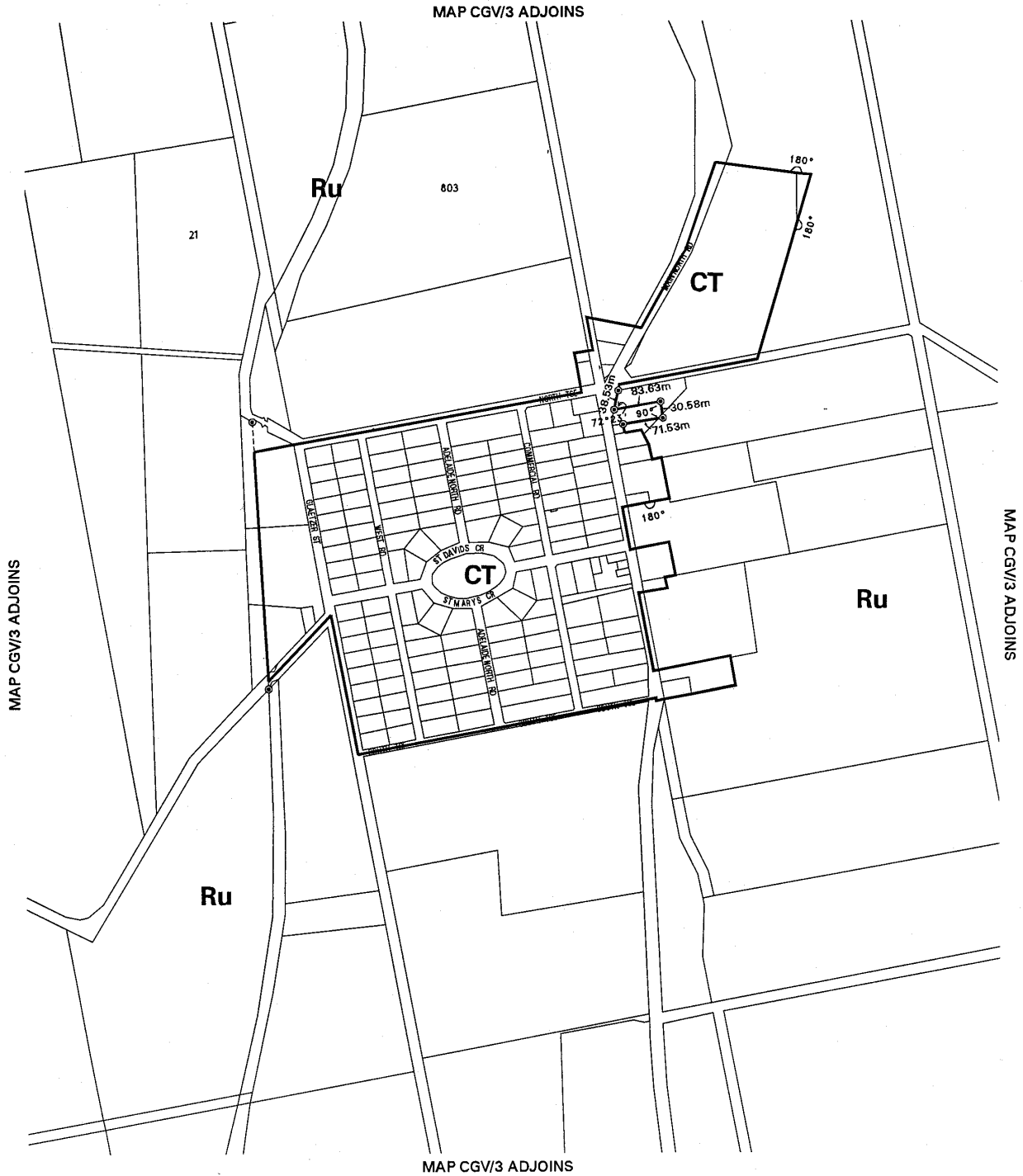
- Ru Rural
- RuF(M) Rural Fringe (Mintaro)
- RuL(M) Rural Living (Mintaro)
- SE(M) South Entry (Mintaro)
- TGe(M) Town Centre (Mintaro)
- WE(M) Western Entry (Mintaro)
- Wst(M) Wakefield Street (Mintaro)

Scale 1:10000



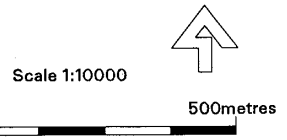
**CLARE & GILBERT VALLEYS COUNCIL
ZONES
MAP CGV/10**

- Zone Boundary
- Development Plan Boundary



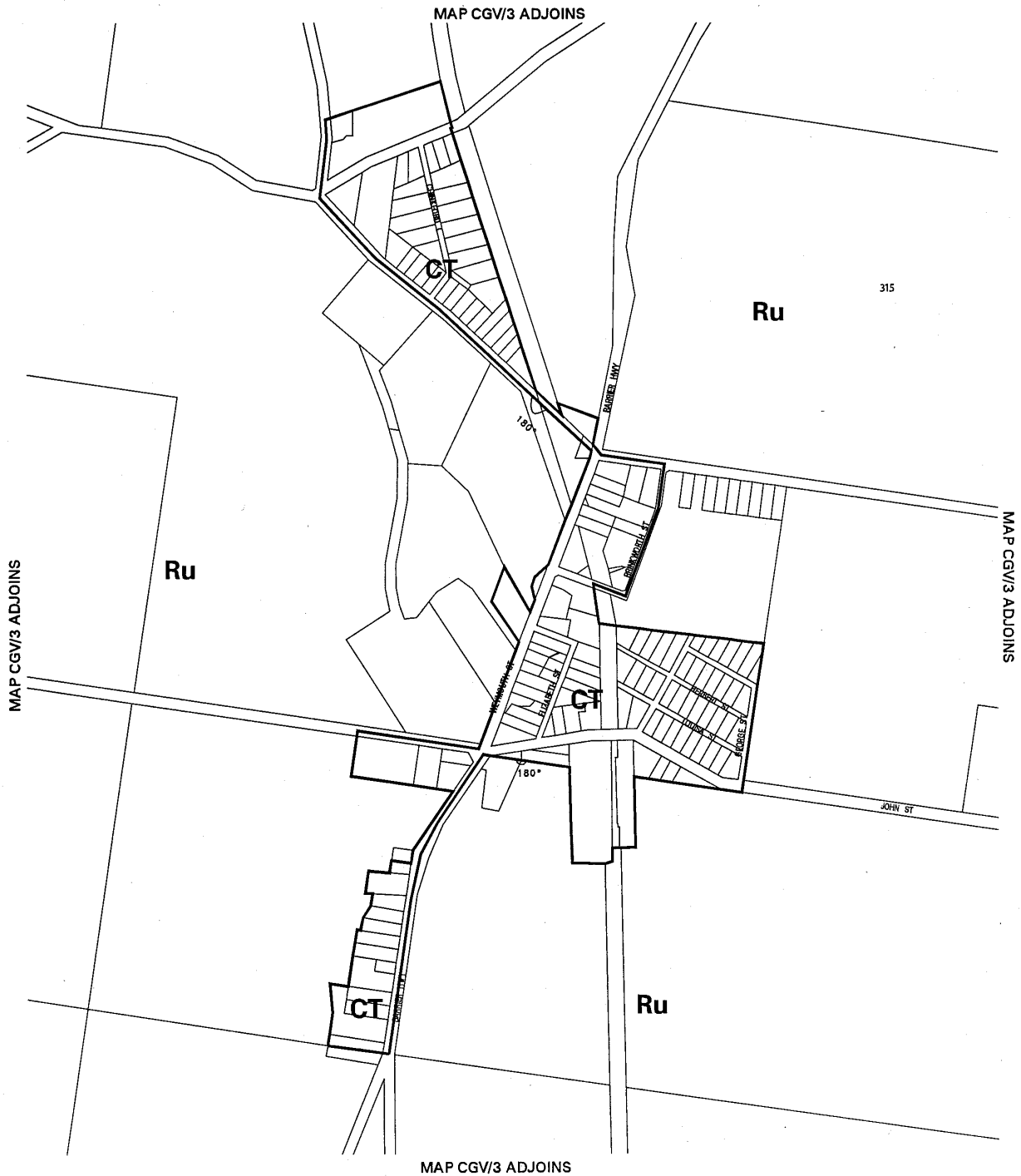
WATERVALE

CT	Country Township
Ru	Rural



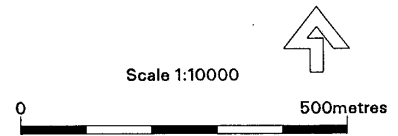
	Zone Boundary
	Development Plan Boundary

**CLARE & GILBERT VALLEYS COUNCIL
ZONES
MAP CGV/11**



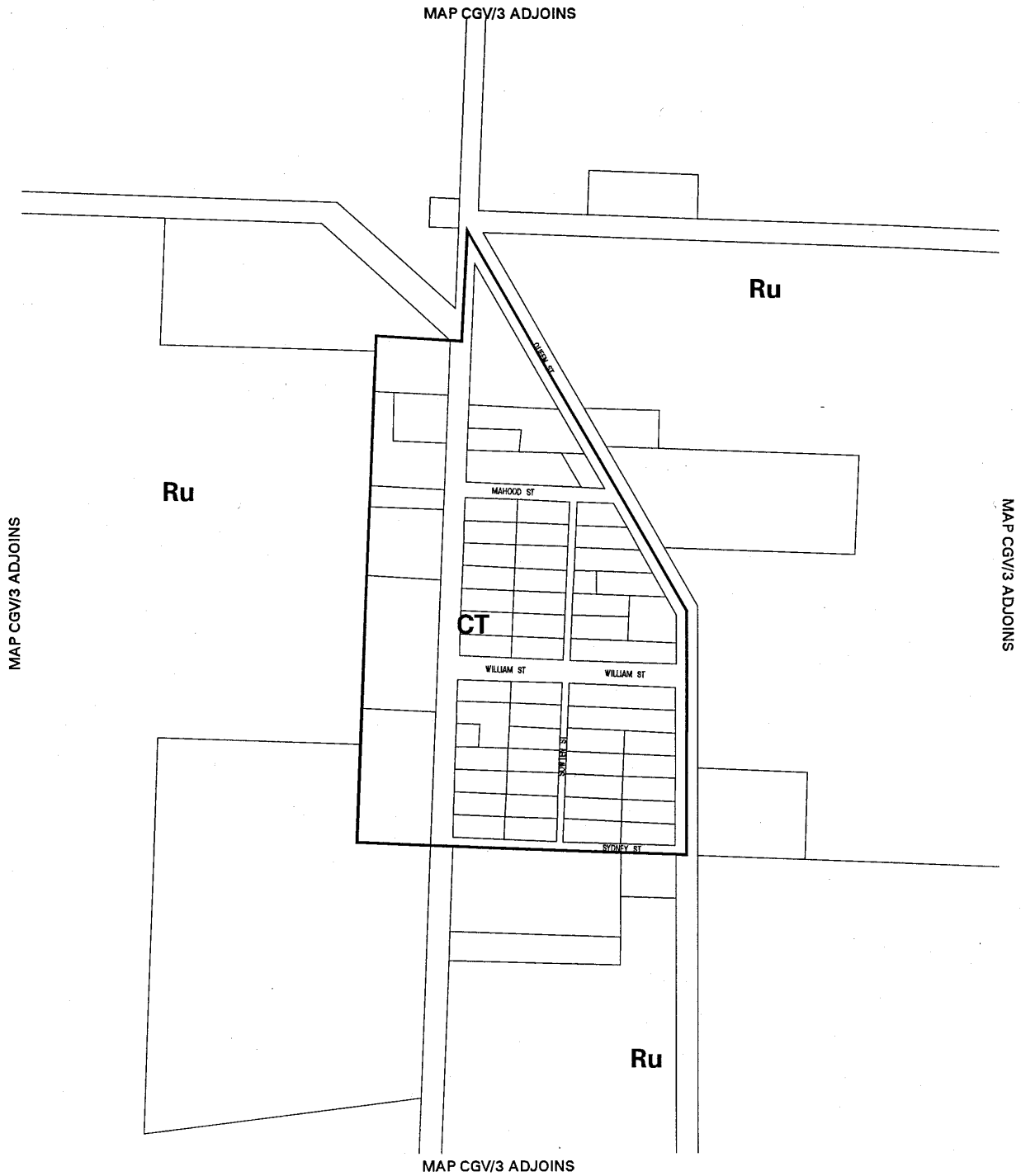
MANOORA

CT	Country Township
Ru	Rural

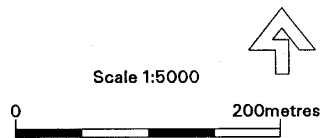


CLARE & GILBERT VALLEYS COUNCIL
ZONES
MAP CGV/12

	Zone Boundary
	Development Plan Boundary



WATERLOO
 CT Country Township
 Ru Rural

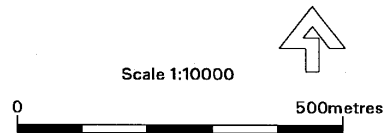


**CLARE & GILBERT VALLEYS COUNCIL
 ZONES
 MAP CGV/13**

— Zone Boundary
 - - - - - Development Plan Boundary



AUBURN
 H(C) Historic (Conservation)
 R Residential
 Ru Rural
 RuL Rural Living





**CLARE & GILBERT VALLEYS COUNCIL
 ZONES
 MAP CGV/14**

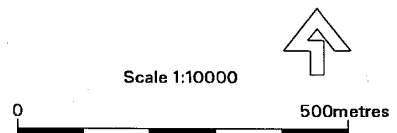
———— Zone Boundary
 - - - - - Development Plan Boundary



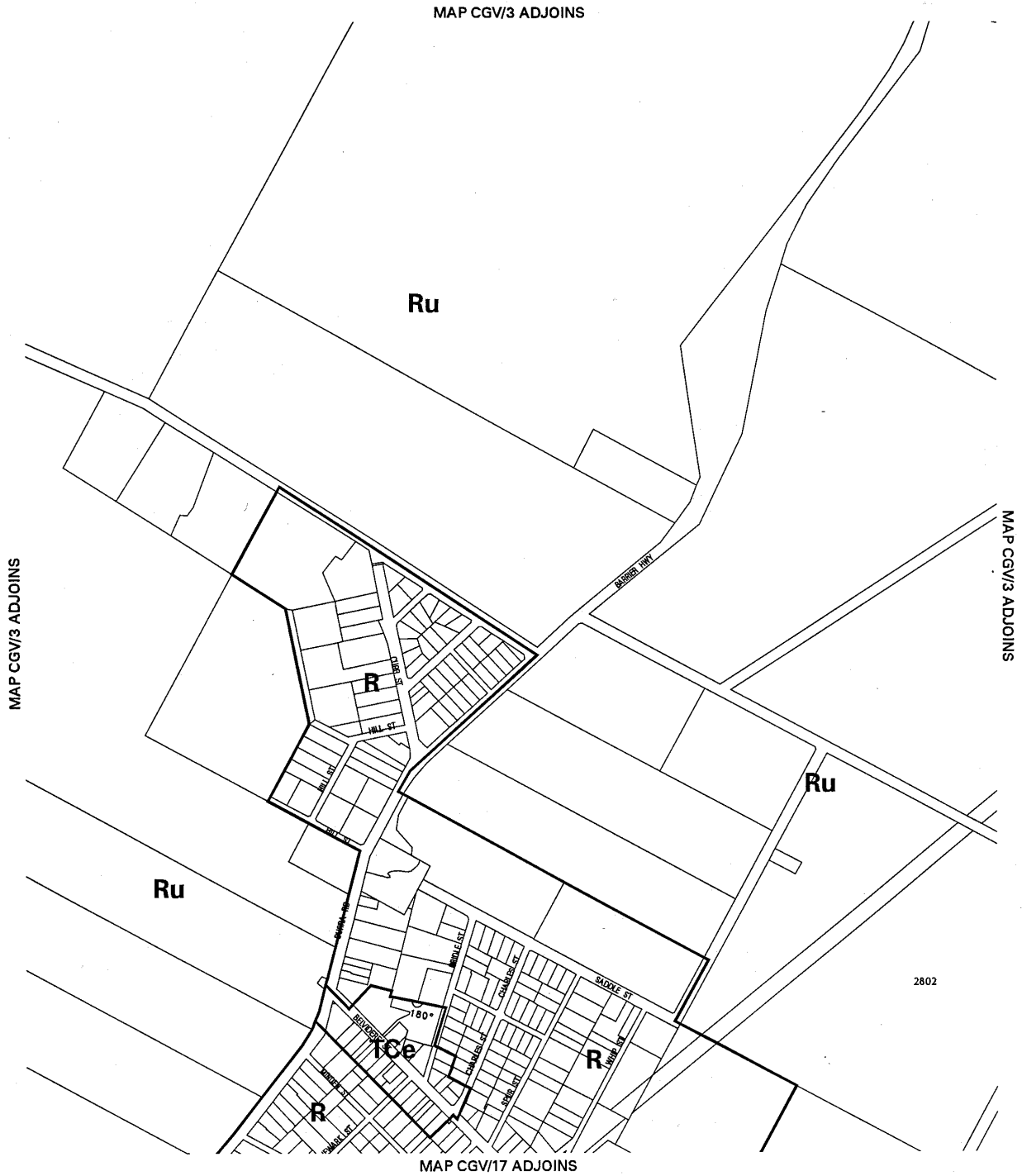
AUBURN

- H(C) Historic (Conservation)
- R Residential
- Ru Rural
- RuL Rural Living
- TCe Town Centre

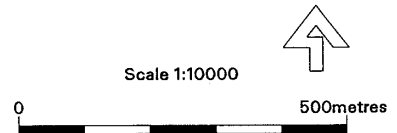
-  Zone Boundary
-  Development Plan Boundary



CLARE & GILBERT VALLEYS COUNCIL
ZONES
MAP CGV/15

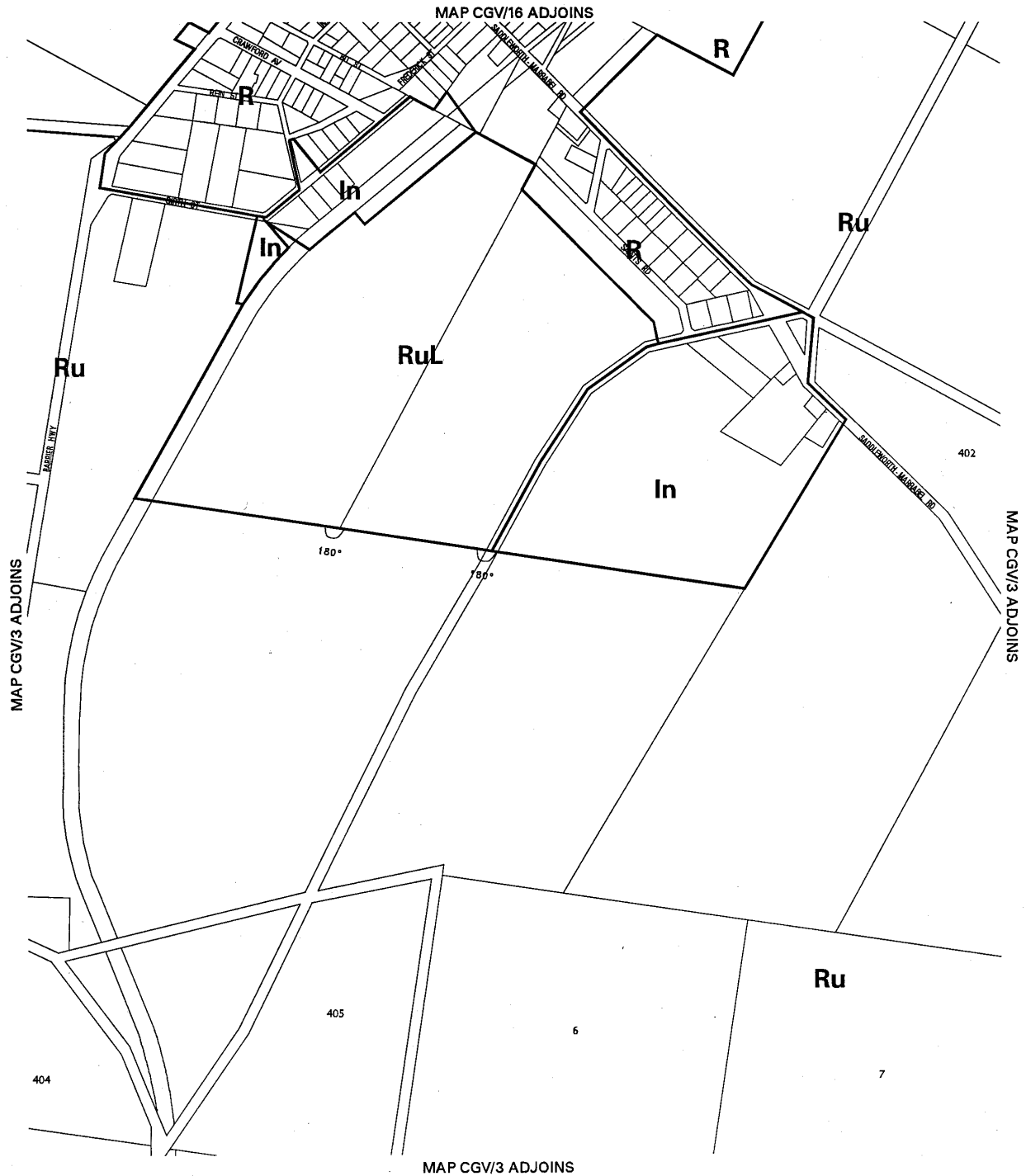


SADDLEWORTH
 R Residential
 Ru Rural
 TCe Town Centre

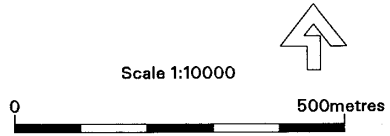


— Zone Boundary
 - - - - - Development Plan Boundary

**CLARE & GILBERT VALLEYS COUNCIL
 ZONES
 MAP CGV/16**

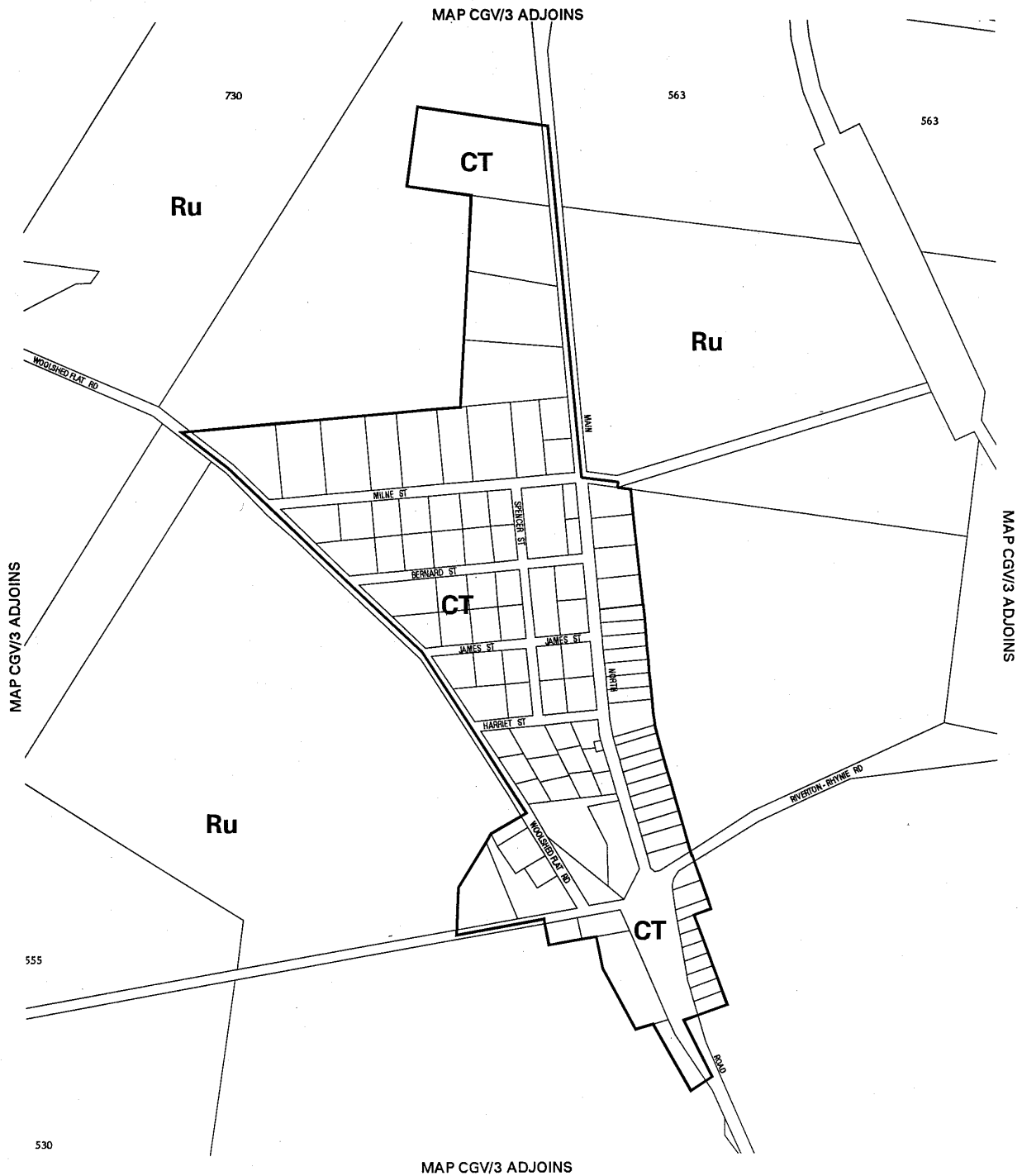


SADDLEWORTH
 In Industry
 R Residential
 Ru Rural
 RuL Rural Living

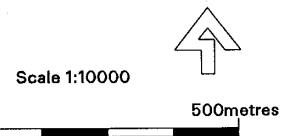


— Zone Boundary
 - - - - - Development Plan Boundary

**CLARE & GILBERT VALLEYS COUNCIL
 ZONES
 MAP CGV/17**

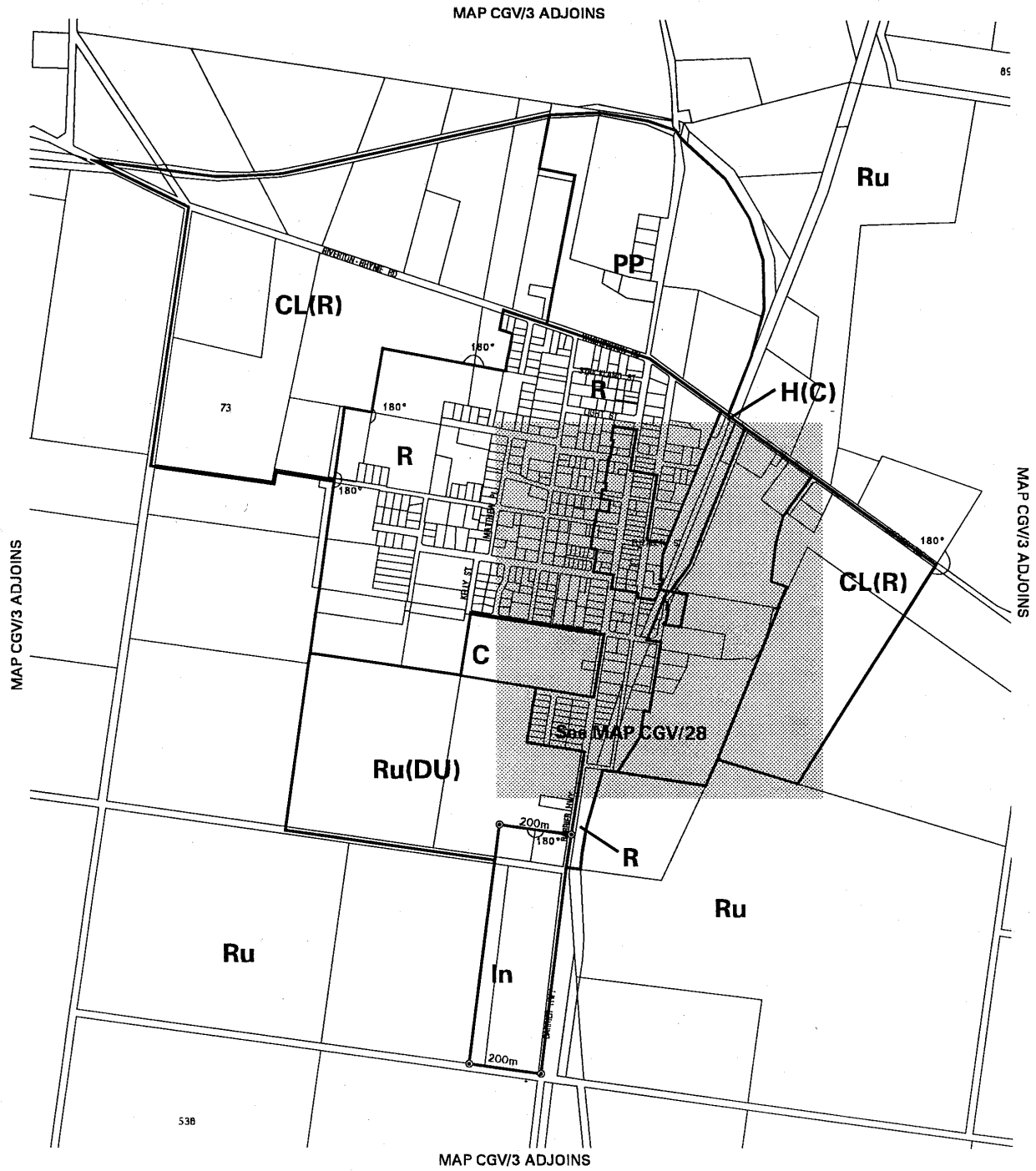


RHYNIE
 CT Country Township
 Ru Rural



**CLARE & GILBERT VALLEYS COUNCIL
 ZONES
 MAP CGV/18**

— Zone Boundary
 - - - - - Development Plan Boundary



RIVERTON

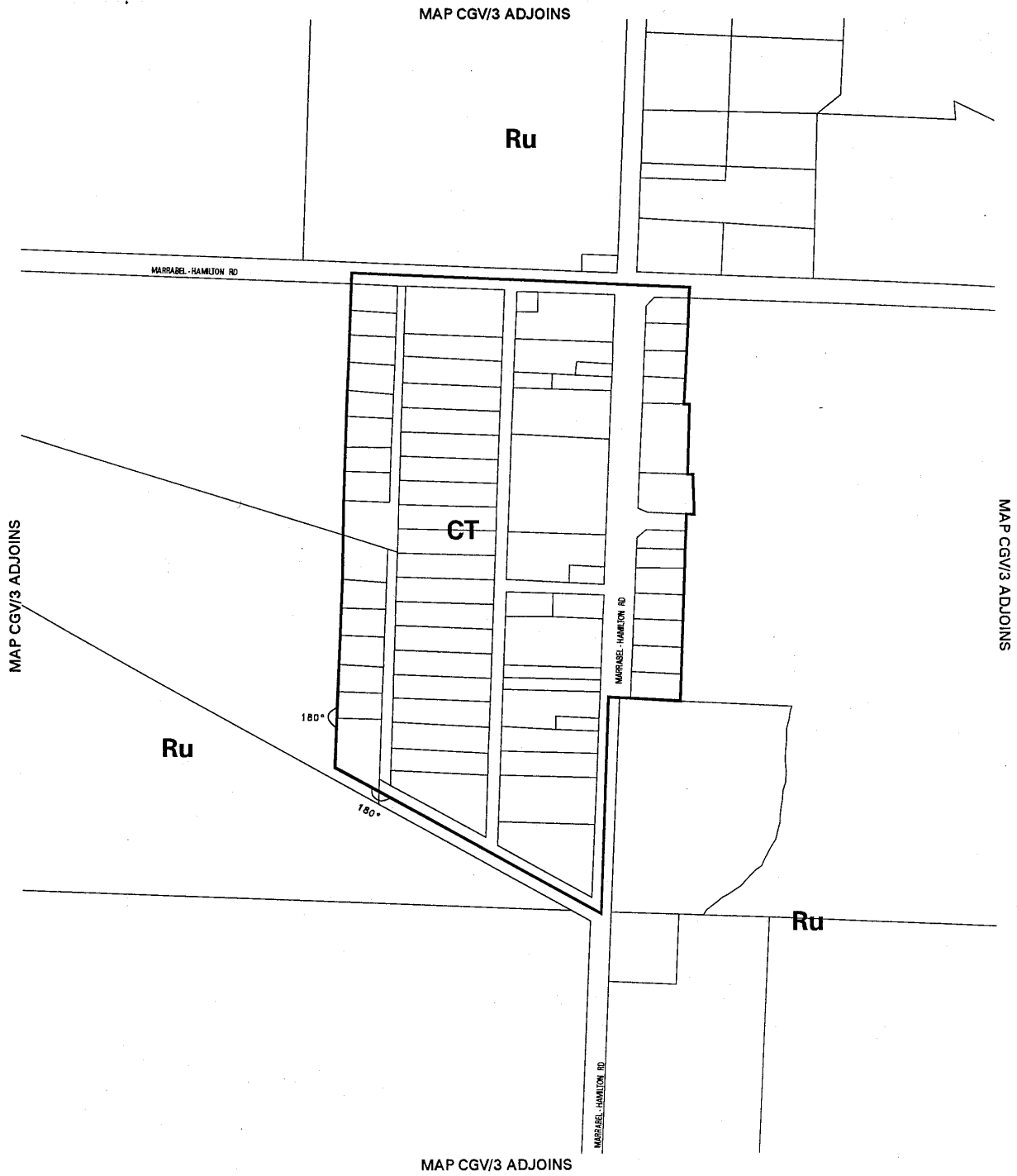
- C** Commercial
- CL(R)** Country Living (Riverton)
- H(C)** Historic (Conservation)
- In** Industry
- PP** Public Purpose
- R** Residential
- Ru** Rural
- Ru(DU)** Rural (Deferred Urban)

-  Zone Boundary
-  Development Plan Boundary

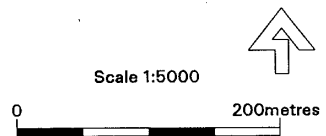
Scale 1:15000



**CLARE & GILBERT VALLEYS COUNCIL
ZONES
MAP CGV/19**



MARRABEL
 CT Country Township
 Ru Rural



— Zone Boundary
 - - - - - Development Plan Boundary

**CLARE & GILBERT VALLEYS COUNCIL
 ZONES
 MAP CGV/20**



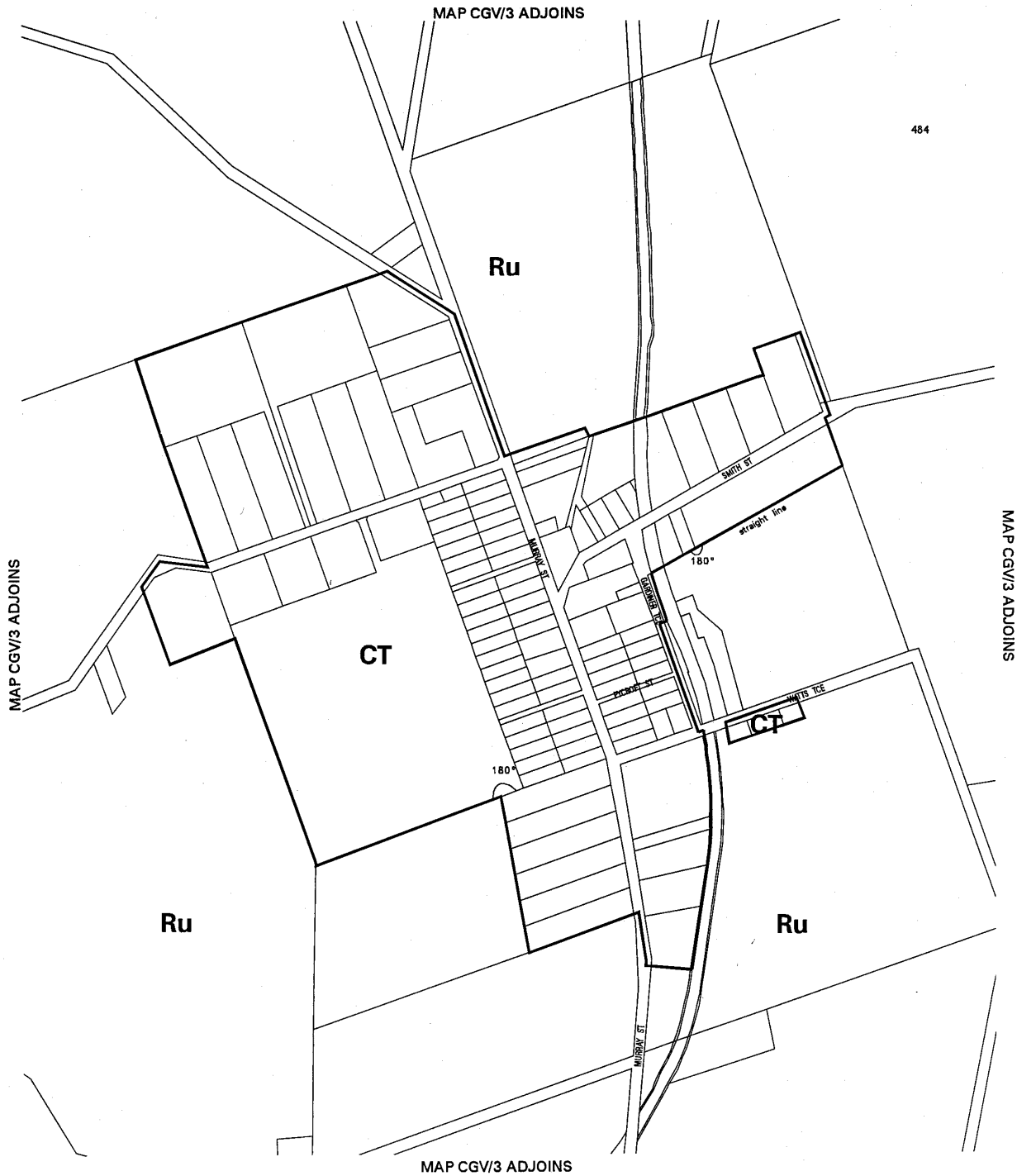
TARLEE
 CT Country Township
 Ru Rural

Scale 1:8000

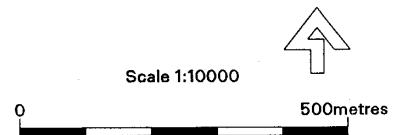


**CLARE & GILBERT VALLEYS COUNCIL
 ZONES
 MAP CGV/21**

—— Zone Boundary
 - - - - Development Plan Boundary

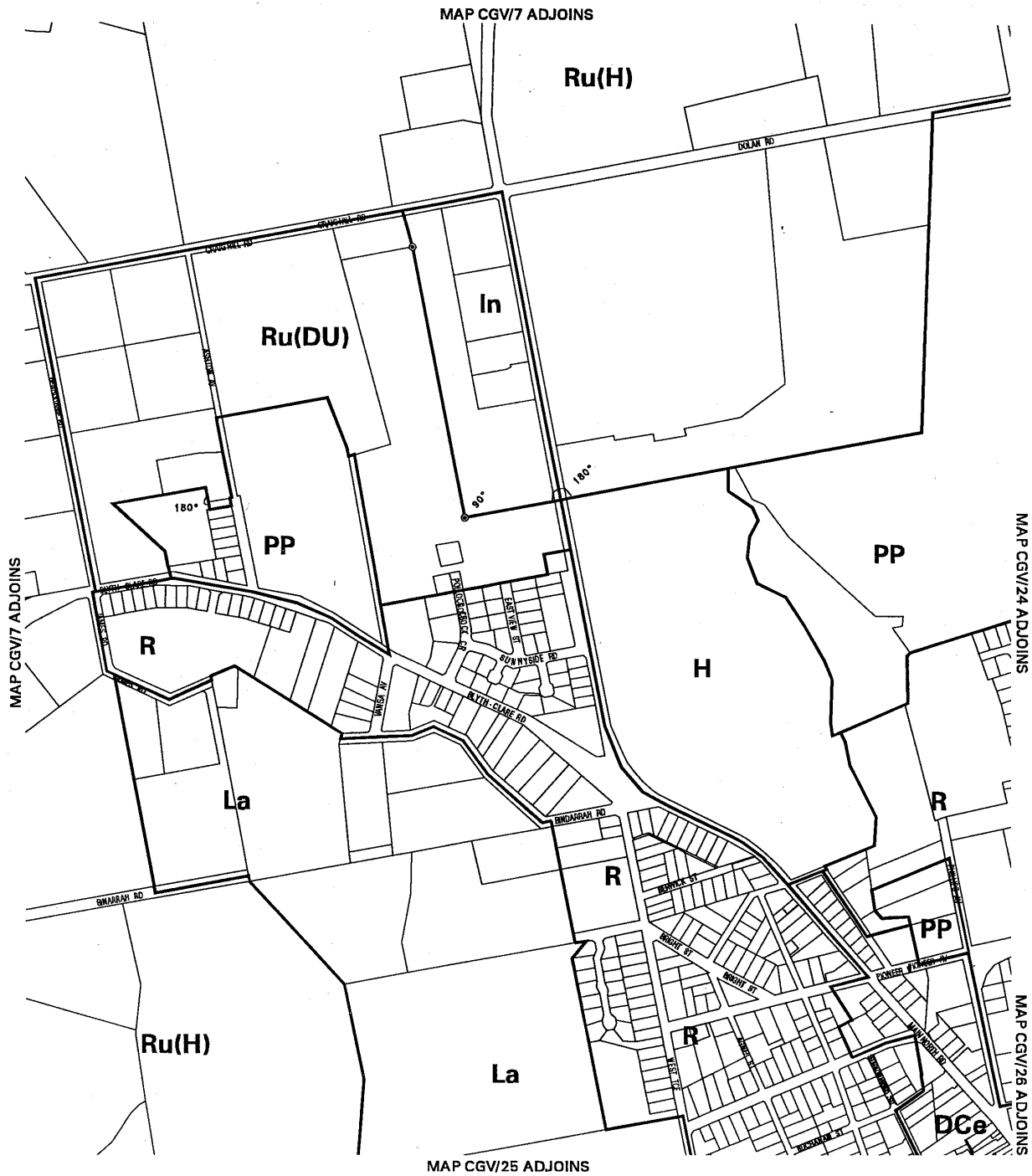


STOCKPORT
 CT Country Township
 Ru Rural



**CLARE & GILBERT VALLEYS COUNCIL
 ZONES
 MAP CGV/22**

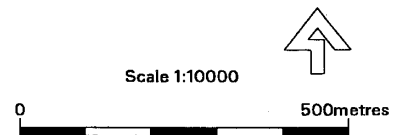
— Zone Boundary
 - - - - - Development Plan Boundary



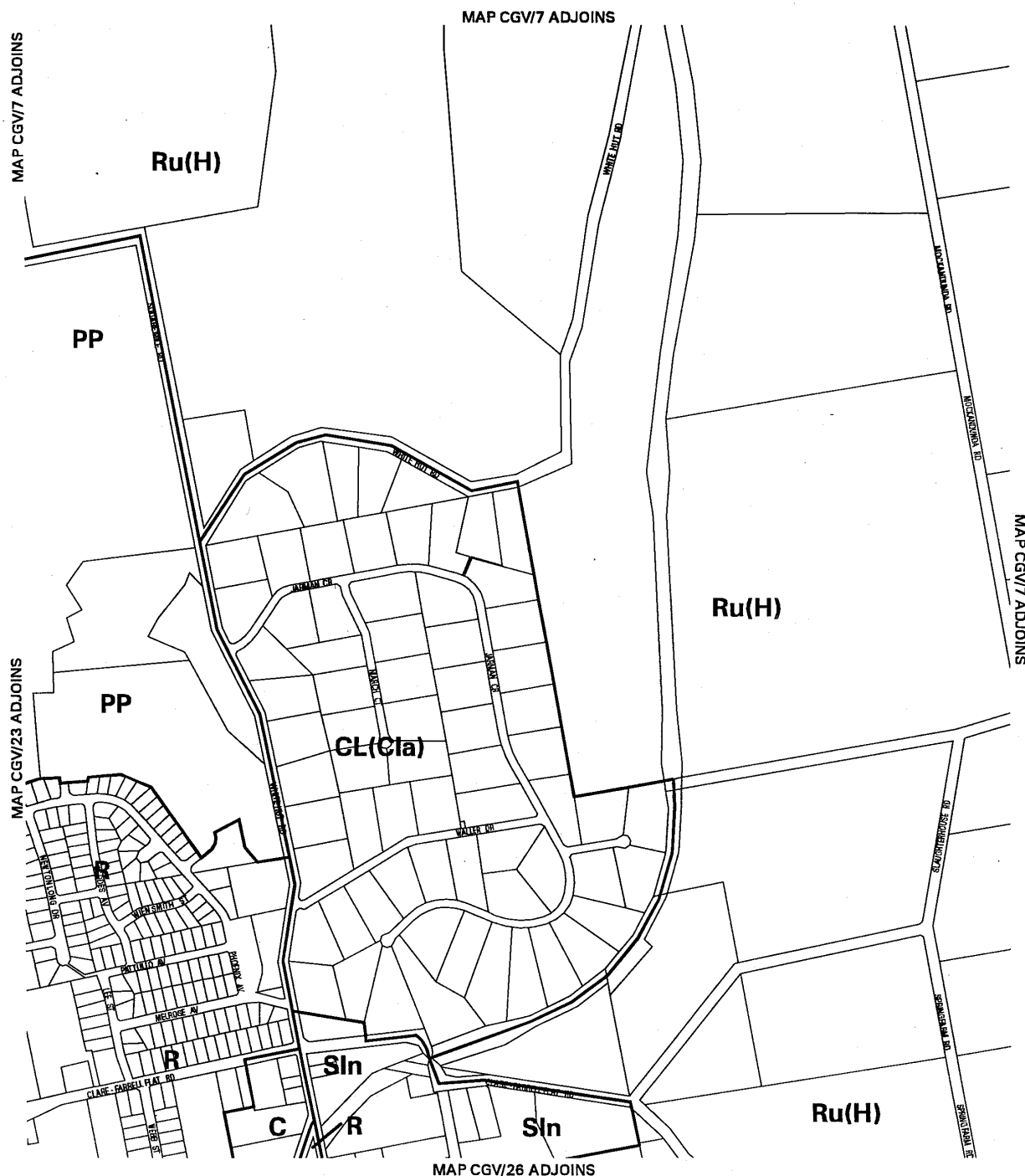
CLARE

- DCe District Centre
- H Historic
- In Industry
- La Landscape
- PP Public Purpose
- R Residential
- Ru(DU) Rural (Deferred Urban)
- Ru(H) Rural (Horticulture)

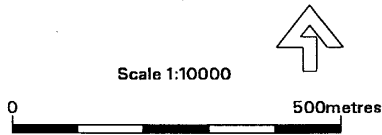
- Zone Boundary
- - - - - Development Plan Boundary



**CLARE & GILBERT VALLEYS COUNCIL
ZONES
MAP CGV/23**



CLARE
C Commercial
CL(Cla) Country Living (Clare)
PP Public Purpose
R Residential
Ru(H) Rural (Horticulture)
Sln Service Industry



— Zone Boundary
- - - Development Plan Boundary

**CLARE & GILBERT VALLEYS COUNCIL
ZONES
MAP CGV/24**



CLARE
 DCe District Centre
 La Landscape
 PP Public Purpose
 R Residential
 Ru(H) Rural (Horticulture)

Scale 1:10000



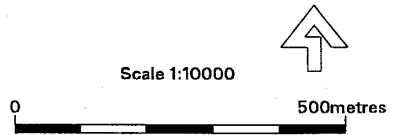
**CLARE & GILBERT VALLEYS COUNCIL
 ZONES
 MAP CGV/25**

———— Zone Boundary
 - - - - - Development Plan Boundary

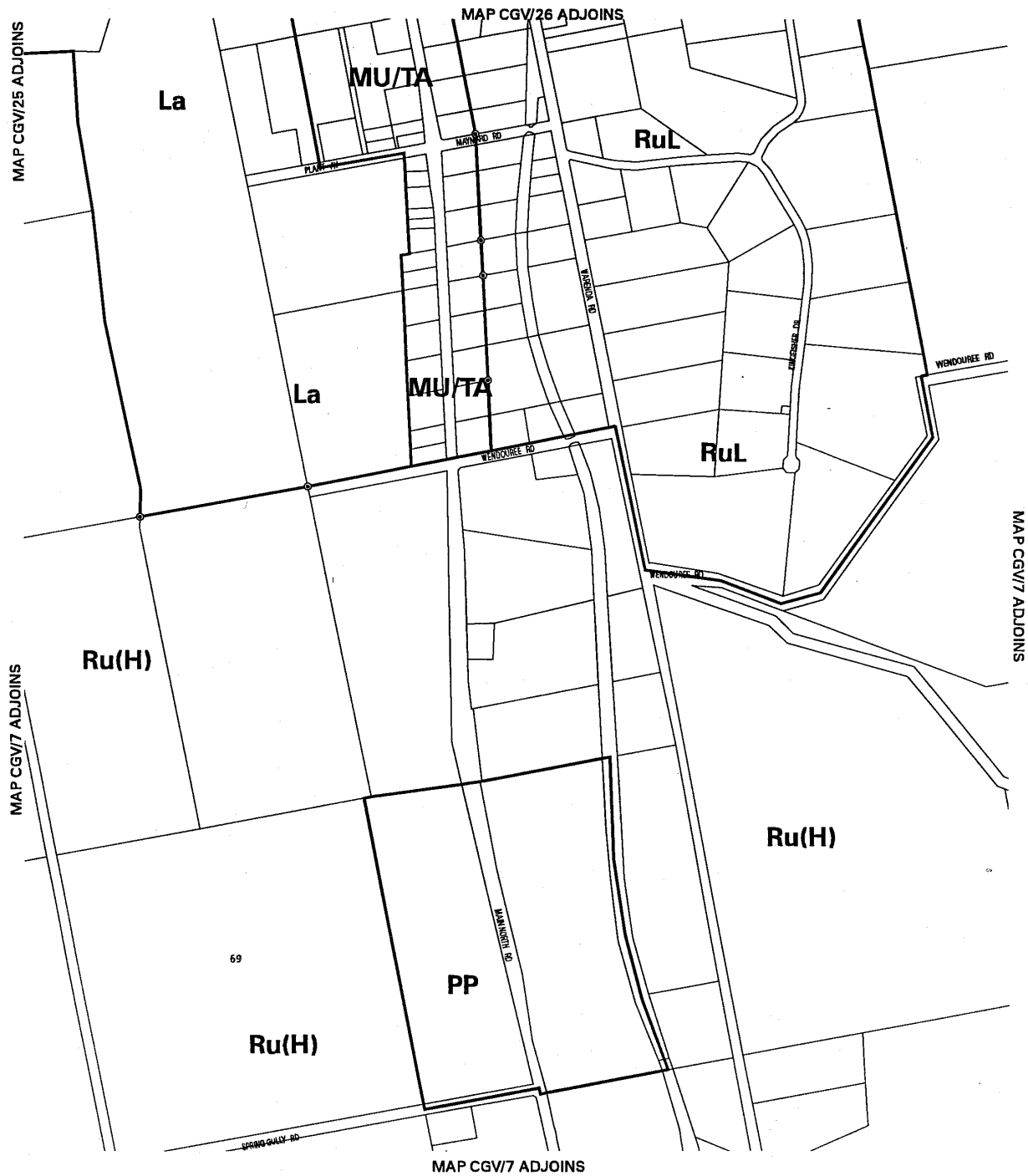


- CLARE**
- C Commercial
 - DCe District Centre
 - La Landscape
 - MU/TA Mixed Use/Town Approach
 - PP Public Purpose
 - R Residential
 - Ru(H) Rural (Horticulture)
 - RuL Rural Living
 - Slh Service Industry
 - W Winery

- Zone Boundary
- - - - - Development Plan Boundary



**CLARE & GILBERT VALLEYS COUNCIL
ZONES
MAP CGV/26**



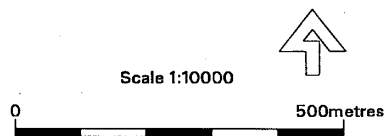
CLARE

- La
- MU/TA
- PP
- Ru(H)
- RuL

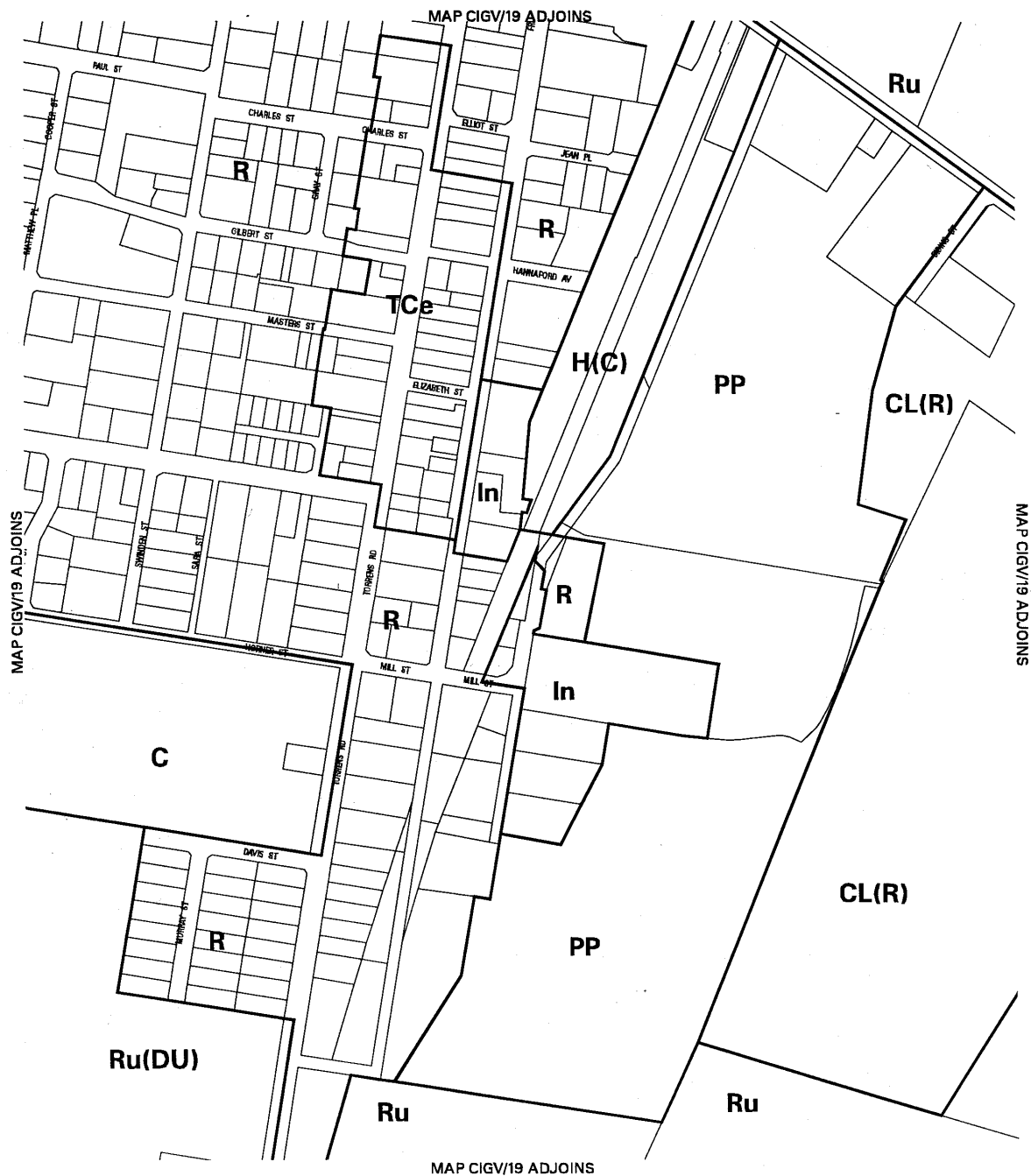
- Landscape
- Mixed Use/Town Approach
- Public Purpose
- Rural (Horticulture)
- Rural Living



- Zone Boundary
- Development Plan Boundary



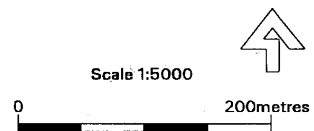
**CLARE & GILBERT VALLEYS COUNCIL
ZONES
MAP CGV/27**



RIVERTON

- C Commercial
- CL(R) Country Living (Riverton)
- H(C) Historic (Conservation)
- In Industry
- PP Public Purpose
- R Residential
- Ru Rural
- Ru(DU) Rural (Deferred Urban)
- TCe Town Centre

- Zone Boundary
- - - - - Development Plan Boundary



**CLARE & GILBERT VALLEYS COUNCIL
ZONES
MAP CGV/28**

Dated 20 April 2000.

DIANA LAIDLAW, Minister for Transport, Urban Planning and the Arts

ELECTORAL ACT 1985

Registration of Political Parties

NOTICE is hereby given that the following application for registration as a registered political party under the provisions of Part 6 of the Electoral Act 1985, has been received:

Name of Party:

Australian Federal Republican Party (SA).

Abbreviation of Name of Party:

The Republican Party.

Name of Applicant:

Andrew John Cole.

Any elector who believes that the party should not be registered:

- because the party does not have as a purpose, the promotion of the election to the State Parliament of its endorsed candidate(s); or
- because the application does not fulfil the technical requirements specified in the Act; or
- because the party's name is likely to be confused with that of another registered party,

can formally object in writing to the Electoral Commissioner by close of business on 19 May 2000. Objections must contain the postal address and signature of the objector.

Dated 20 April 2000.

S. H. TULLY, Electoral Commissioner, 134
Fullarton Road, Rose Park, S.A. 5067.

SEO 101/00

ENVIRONMENT PROTECTION AUTHORITY

Exemption

NOTICE is hereby given that the Environment Protection Authority has issued to Multiplex Constructions Pty Ltd, at the site known as the Elder House Development, 27-35 Currie Street, Adelaide, an exemption to allow noise levels to exceed the maximum level permitted by the Environment Protection (Industrial Noise) Policy 1994, from 17 January 2000 to 17 April 2000 for construction works.

G. HOCKING, Senior Environment Licensing Officer

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00034
(PREVIOUS LICENCE NO. F536)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

Zippel Enterprises Pty Ltd (12155)
47 Poynton Street
Ceduna, S.A. 5690

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and

- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. *Marked-off Areas*

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. *Permitted Species*

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

5. *Permitted Methods*

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. *Marking and Maintaining the Site*

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. *Fees and Returns*

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. *Compliance With Relevant Laws*

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:

- 9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and
- 9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. Public Risk Liability

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. Release

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. Public Risk Insurance

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. Guarantee or Indemnity Scheme

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or

earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or

- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
- 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
- 15.4.2 an order is made for the winding up or liquidation of the licensee;
- 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
- 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
- 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
- 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
- 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
- but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.
- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the General Manager Aquaculture, delegate of the Minister, on 13 April 2000.

I. NIGHTINGALE, General Manager Aquaculture

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

The Common Seal of Zippel Enterprises Pty Ltd was hereunto affixed in the presence of:

(L.S.) A. G. ZIPPEL, Director
G. D. ZIPPEL, Director/Secretary

SCHEDULE 1*Item 1—The Site*

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
394319E 6417107N	4.5
394530E 6417092N	
394500E 6416668N	
394288E 6416683N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2*Item 1 3/4 Permitted Species*

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

*Item 2 3/4 Permitted Farming Methods**Longlines*

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

*Item 3 3/4 Stocking Rates**Oysters*

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 4.5 at \$12.50 each.....	56.25
EMP fee per hectare 4.5 at \$22.96 each	103.32
Base Licence Fee per hectare 4.5 at \$57 each.....	256.50
SASQAP (Classified Area) per hectare 4.5 at \$60 each.....	270.00
Total Annual Licence Fee	686.07
Quarterly Instalments.....	171.52

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, as the delegate of the Director of Fisheries, I hereby authorise Zippel Enterprises Pty Ltd, 47 Poynton Street, Ceduna S.A. 5690 (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit ending upon the expiration or earlier termination of Licence Number FM00034.

SCHEDULE 1

The importation and release of Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
394319E 6417107N	4.5
394530E 6417092N	
394500E 6416668N	
394288E 6416683N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Director of Fisheries.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

4. The permit holder shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under the Act, except where specifically permitted by this notice.

5. The permit holder must retain the copy of this permit which has been supplied by the Director of Fisheries, and if requested by a PIRSA Fisheries and Aquaculture Officer, produce that permit for inspection.

Dated 13 April 2000.

I. NIGHTINGALE, General Manager Aquaculture as the delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00035
(PREVIOUS LICENCE NO. F537)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

A-One Oysters Pty Ltd (19773)
P.O. Box 1051
Smoky Bay, S.A. 5680

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 April 2000 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. *Marked-off Areas*

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. *Permitted Species*

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

5. *Permitted Methods*

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. *Marking and Maintaining the Site*

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. *Fees and Returns*

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. *Compliance With Relevant Laws*

9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;

9.2 in particular, without derogating from the general requirement under condition 9 of this licence:

9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and

9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. *Public Risk Liability*

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. *Release*

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. *Public Risk Insurance*

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. *Guarantee or Indemnity Scheme*

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. *No Assignment*

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. *Default by Licensee and Termination*

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;
 - 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
 - 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
 - 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. *Interpretation*

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;

16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and

16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. *Delegation*

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. *Severance*

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. *Modification*

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. *Waiver*

20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.

20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.

20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. *Notices*

21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:

21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);

21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;

21.1.3 deemed to be duly served or made in the following circumstances:

- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,

but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the General Manager Aquaculture, delegate of the Minister, on 13 April 2000.

I. NIGHTINGALE, General Manager Aquaculture

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

The Common Seal of A-One Oysters Pty Ltd was hereunto affixed in the presence of:

(L.S.) T. K. DARKE, Director

J. A. DARKE, Director/Secretary

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectare
AGD 66—Zone 53	
395545E 6416136N	1
395545E 6416036N	
395445E 6416036N	
395445E 6416136N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3—Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are (*pro rata* for 3 months):

	\$
FRDC Levy per hectare 1 at \$12.50 each.....	3.13
EMP fee per hectare 1 at \$22.96 each.....	5.74
Base Licence Fee per hectare 1 at \$57 each.....	14.25
SASQAP (Classified Area) per hectare 1 at \$60 each.....	15.00
Total Annual Licence Fee.....	38.12
Quarterly Instalments.....	9.53

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

- Name of licensee.
- Address of licensee.
- Species of fish farmed and held on the site.
- Location of aquaculture operation.
- Period covered by return.
- Number of life stage of each species of fish held.
- Number, weight and value of each species of fish held.
- Details of any disease detected in any fish kept.
- Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
- If any fish were brought into the state, the number of fish and the life stage of the fish.
- If fish were brought into the state, the purpose for which they were brought in.
- Method of disposal of water and packaging use for transporting the fish.
- If any disease or symptom of disease occurred in the acquired fish.
- Method of disposal of diseased or dead fish and the number disposed of.
- Signature, date and telephone number.
- Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, as the delegate of the Director of Fisheries, I hereby authorise A-One Oysters Pty Ltd, P.O. Box 1051, Smoky Bay, S.A. 5680 (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit ending upon the expiration or earlier termination of Licence Number FM00035.

SCHEDULE 1

The importation and release of Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area	Licensed Hectare
AGD 66—Zone 53	
395545E 6416136N	1
395545E 6416036N	
395445E 6416036N	
395445E 6416136N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Director of Fisheries.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

4. The permit holder shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under the Act, except where specifically permitted by this notice.

5. The permit holder must retain the copy of this permit which has been supplied by the Director of Fisheries, and if requested by a PIRSA Fisheries and Aquaculture Officer, produce that permit for inspection.

Dated 13 April 2000.

I. NIGHTINGALE, General Manager Aquaculture as the delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00039
(PREVIOUS LICENCE NO. F564)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') the Minister for Primary Industries, ('the Minister') hereby grants to:

Zippel Enterprises Pty Ltd (12155)
47 Poynton Street
Ceduna, S.A. 5690

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. Licence

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. Marked-off Areas

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. Permitted Species

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. Permitted Use

The licensee must not use the site for any purpose other than the permitted use.

5. Permitted Methods

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. Marking and Maintaining the Site

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. Site Inspection and Supervision

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. Fees and Returns

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. Compliance With Relevant Laws

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:

- 9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and
- 9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. Public Risk Liability

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. Release

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. Public Risk Insurance

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. Guarantee or Indemnity Scheme

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default

pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or

- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
- 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
- 15.4.2 an order is made for the winding up or liquidation of the licensee;
- 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
- 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
- 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
- 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or

performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
- 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
- but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.
- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the General Manager Aquaculture, delegate of the Minister, on 13 April 2000.

I. NIGHTINGALE, General Manager Aquaculture

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

The Common Seal of Zippel Enterprises Pty Ltd was hereunto affixed in the presence of:

(L.S.) A. G. ZIPPEL, Director
G. D. ZIPPEL, Director/Secretary

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
394003E 6417115N	9
394109E 6417108N	
394079E 6416684N	
393973E 6416691N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1 ~~3/4~~ Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2 ~~3/4~~ Permitted Farming Methods

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3—Stocking Rates

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 9 at \$12.50 each.....	112.50
EMP fee per hectare 9 at \$22.96 each.....	206.64
Base Licence Fee per hectare 9 at \$57 each.....	513.00
SASQAP (Classified Area) per hectare 9 at \$60 each.....	540.00
Total Annual Licence Fee	1 372.14
Quarterly Instalments.....	343.04

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, as the delegate of the Director of Fisheries, I hereby authorise Zippel Enterprises Pty Ltd, 47 Poynton Street, Ceduna S.A. 5690 (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit and ending upon the expiration or earlier termination of Licence Number FM00039.

SCHEDULE 1

The importation and release of Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area

Licensed
Hectares

AGD 66—Zone 53

394003E	6417115N	9
394109E	6417108N	
394079E	6416684N	
393973E	6416691N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Director of Fisheries.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

4. The permit holder shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under the Act, except where specifically permitted by this notice.

5. The permit holder must retain the supplied copy of this permit, and if requested by a PIRSA Fisheries and Aquaculture Compliance Officer, produce that permit for inspection.

Dated 13 April 2000.

I. NIGHTINGALE, General Manager Aquaculture as
the delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00066
(PREVIOUS LICENCE NO. F727)

*Licence to Farm Fish under section 53 of the Fisheries
Act 1982*

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

David J. Mitchell (12189)
Debra A. Mitchell (18629)
1-3 Barlow Court
Smoky Bay, S.A. 5680

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. *Marked-off Areas*

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. *Permitted Species*

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

5. *Permitted Methods*

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. *Marking and Maintaining the Site*

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. *Fees and Returns*

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. *Compliance With Relevant Laws*

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:

9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and

9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. *Public Risk Liability*

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. *Release*

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. *Public Risk Insurance*

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. *Guarantee or Indemnity Scheme*

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. *No Assignment*

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. *Default by Licensee and Termination*

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or

- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
- 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
- 15.4.2 an order is made for the winding up or liquidation of the licensee;
- 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
- 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
- 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
- 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
- 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
- but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.
- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the General Manager Aquaculture, delegate of the Minister, on 13 April 2000.

I. NIGHTINGALE, General Manager Aquaculture

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

Signed by the said D. MITCHELL
In the presence of: P. J. DUFFY, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
394109E 6417108N	4.5
394215E 6417100N	
394184E 6416676N	
394079E 6416684N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Longlines

Racks

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3—Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 4.5 at \$12.50 each.....	56.25
EMP fee per hectare 4.5 at \$22.96 each.....	103.32
Base Licence Fee per hectare 4.5 at \$57 each.....	256.50
SASQAP (Classified Area) per hectare 4.5 at \$60 each	270.00
Total Annual Licence Fee.....	686.07
Quarterly Instalments.....	171.52

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

- Name of licensee.
- Address of licensee.
- Species of fish farmed and held on the site.
- Location of aquaculture operation.
- Period covered by return.
- Number of life stage of each species of fish held.
- Number, weight and value of each species of fish held.
- Details of any disease detected in any fish kept.
- Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
- If any fish were brought into the state, the number of fish and the life stage of the fish.
- If fish were brought into the state, the purpose for which they were brought in.
- Method of disposal of water and packaging use for transporting the fish.
- If any disease or symptom of disease occurred in the acquired fish.
- Method of disposal of diseased or dead fish and the number disposed of.
- Signature, date and telephone number.
- Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, as the delegate of the Director of Fisheries, I hereby authorise David J. Mitchell and Debra A. Mitchell, 1-3 Barlow Court, Smoky Bay, S.A. 5680 (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit and ending upon the expiration or earlier termination of Licence Number FM00066.

SCHEDULE 1

The importation and release of Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
394109E 6417108N	4.5
394215E 6417100N	
394184E 6416676N	
394079E 6416684N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Director of Fisheries.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

4. The permit holder shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under the Act, except where specifically permitted by this notice.

5. The permit holder must retain the supplied copy of this permit and if requested by a PIRSA Fisheries and Aquaculture Compliance Officer, produce that permit for inspection.

Dated 13 April 2000.

I. NIGHTINGALE, General Manager Aquaculture as the delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00140
(PREVIOUS LICENCE NO. F817)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

Spiny Dragon International Pty Ltd (14465)
21 Ocean Avenue
Port Lincoln, S.A. 5606

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. Licence

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive

rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. Marked-off Areas

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. Permitted Species

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. Permitted Use

The licensee must not use the site for any purpose other than the permitted use.

5. Permitted Methods

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. Marking and Maintaining the Site

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. Site Inspection and Supervision

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. Fees and Returns

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. Compliance With Relevant Laws

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:
 - 9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the

opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and

- 9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. Public Risk Liability

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. Release

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. Public Risk Insurance

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. Guarantee or Indemnity Scheme

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or

earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or

- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;
 - 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
 - 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
 - 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. *Delegation*

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. *Severance*

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. *Modification*

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. *Waiver*

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. *Notices*

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
- 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
- but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.
- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the General Manager Aquaculture, delegate of the Minister, on 13 April 2000.

I. NIGHTINGALE, General Manager Aquaculture

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

The Common Seal of Spiny Dragon International Pty Ltd was hereunto affixed in the presence of:

(L.S.) S. J. MORIARTY, Director

H. M. MORIARTY, Director/Secretary

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectare
AGD 66—Zone 53	
532576E 6175917N	1
532647E 6175846N	
532718E 6175917N	
532647E 6175988N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1 ~~3/4~~ Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Native Oysters (*Ostrea angasi*)

Pacific Oysters (*Crassostrea gigas*)

*Item 2—Permitted Farming Methods**Longlines*

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

*Item 3—Stocking Rates**Oysters*

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 1 at \$12.50 each.....	12.50
EMP fee per hectare 1 at \$22.96 each.....	22.96
Base Licence Fee per hectare 1 at \$57 each.....	57.00
SASQAP (Classified Area) per hectare 1 at \$60 each.....	60.00
Total Annual Licence Fee	152.46
Quarterly Instalments.....	38.12

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, as the delegate of the Director of Fisheries, I hereby authorise Spiny Dragon International Pty Ltd, 21 Ocean Avenue, Port Lincoln, S.A. 5606 (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit and ending upon the expiration or earlier termination of Licence Number FM00140.

SCHEDULE 1

The importation and release of Native Oysters (*Ostrea angasi*), and Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area	Licensed Hectare
AGD 66—Zone 53	
532576E 6175917N	1
532647E 6175846N	
532718E 6175917N	
532647E 6175988N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Director of Fisheries.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

4. The permit holder shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under the Act, except where specifically permitted by this notice.

5. The permit holder must retain the supplied copy of this permit, and if requested by a PIRSA Fisheries and Aquaculture Compliance Officer, produce that permit for inspection.

Dated 13 April 2000.

I. NIGHTINGALE, General Manager Aquaculture as the delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00143
(PREVIOUS LICENCE NO. F824)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') the Minister for Primary Industries, ('the Minister') hereby grants to:

Spiny Dragon International Pty Ltd (14465)
21 Ocean Avenue
Port Lincoln, S.A. 5606

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. *Marked-off Areas*

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. *Permitted Species*

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

5. *Permitted Methods*

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. *Marking and Maintaining the Site*

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. *Fees and Returns*

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. *Compliance With Relevant Laws*

9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;

9.2 in particular, without derogating from the general requirement under condition 9 of this licence:

9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and

9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. *Public Risk Liability*

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. *Release*

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. *Public Risk Insurance*

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. *Guarantee or Indemnity Scheme*

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. *No Assignment*

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. *Default by Licensee and Termination*

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;
 - 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
 - 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
 - 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. *Interpretation*

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;

16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and

16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. *Delegation*

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. *Severance*

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. *Modification*

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. *Waiver*

20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.

20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.

20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. *Notices*

21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:

21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);

21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;

21.1.3 deemed to be duly served or made in the following circumstances:

(a) if delivered, upon delivery;

(b) if sending by mail, upon posting;

(c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,

but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the General Manager Aquaculture, delegate of the Minister, on 13 April 2000.

I. NIGHTINGALE, General Manager Aquaculture

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

The Common Seal of Spiny Dragon International Pty Ltd was hereunto affixed in the presence of:

(L.S.) S. J. MORIARTY, Director

H. M. MORIARTY, Director/Secretary

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
531092E 6177384N	2
531192E 6177406N	
531192E 6177606N	
531092E 6177584N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Native Oysters (*Ostrea angasi*)Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3—Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 2 at \$12.50 each.....	25.00
EMP fee per hectare 2 at \$22.96 each.....	45.92
Base Licence Fee per hectare 2 at \$57 each.....	114.00
SASQAP (Classified Area) per hectare 2 at \$60 each	120.00
Total Annual Licence Fee.....	304.92
Quarterly Instalments.....	76.23

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

- Name of licensee.
- Address of licensee.
- Species of fish farmed and held on the site.
- Location of aquaculture operation.
- Period covered by return.
- Number of life stage of each species of fish held.
- Number, weight and value of each species of fish held.
- Details of any disease detected in any fish kept.
- Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
- If any fish were brought into the state, the number of fish and the life stage of the fish.
- If fish were brought into the state, the purpose for which they were brought in.
- Method of disposal of water and packaging use for transporting the fish.
- If any disease or symptom of disease occurred in the acquired fish.
- Method of disposal of diseased or dead fish and the number disposed of.
- Signature, date and telephone number.
- Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, as the delegate of the Director of Fisheries, I hereby authorise Spiny Dragon International Pty Ltd, 21 Ocean Avenue, Port Lincoln, S.A. 5606 (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit ending upon the expiration or earlier termination of Licence Number FM00143.

SCHEDULE 1

The importation and release of Native Oysters (*Ostrea angasi*), Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
531092E 6177384N	2
531192E 6177406N	
531192E 6177606N	
531092E 6177584N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Director of Fisheries.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

4. The permit holder shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under the Act, except where specifically permitted by this notice.

5. The permit holder must retain the supplied copy of this permit and if requested by a PIRSA Fisheries and Aquaculture Compliance Officer, produce that permit for inspection.

Dated 13 April 2000.

I. NIGHTINGALE, General Manager Aquaculture as the delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00307
(PREVIOUS LICENCE NO. F730A)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') the Minister for Primary Industries, ('the Minister') hereby grants to:

M. J. and B. Sexton,
M. Sexton (19713)
B. V. Sexton (18626)
J. M. Sexton (19714)
36 Old Mount Barker Road
Stirling, S.A. 5152

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. Licence

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. Marked-off Areas

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. Permitted Species

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. Permitted Use

The licensee must not use the site for any purpose other than the permitted use.

5. Permitted Methods

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. Marking and Maintaining the Site

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. Site Inspection and Supervision

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. Fees and Returns

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. Compliance With Relevant Laws

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:
- 9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and
- 9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. Public Risk Liability

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. Release

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. Public Risk Insurance

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. Guarantee or Indemnity Scheme

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
- 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
- 15.4.2 an order is made for the winding up or liquidation of the licensee;
- 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
- 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
- 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
- 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;

16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and

16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.

20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.

20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:

21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);

21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;

21.1.3 deemed to be duly served or made in the following circumstances:

(a) if delivered, upon delivery;

(b) if sending by mail, upon posting;

(c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,

but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the General Manager Aquaculture, delegate of the Minister, on 13 April 2000.

I. NIGHTINGALE, General Manager Aquaculture

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

Signed by the said M. J. SEXTON

In the presence of: W. A. GREEN, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
394939E 6416958N	2.25
394992E 6416954N	
394962E 6416531N	
394909E 6416534N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

(a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.

(2) Posts to be not less than 125 mm in diameter.

(3) Posts and crosses to be painted yellow.

(4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.

(5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.

(6) All buoys, posts, crosses and markers must be maintained in good condition.

or

(b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.

(2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).

(3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1 ~~3/4~~ Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2 ~~3/4~~ Permitted Farming Methods

Racks

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

*Item 3—Stocking Rates**Oysters*

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 2.25 at \$12.50 each.....	28.13
EMP fee per hectare 2.25 at \$22.96 each.....	51.66
Base Licence Fee per hectare 2.25 at \$57 each.....	128.25
SASQAP (Classified Area) per hectare 2.25 at \$60 each.....	135.00
Total Annual Licence Fee	343.04
Quarterly Instalments.....	85.76

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, as the delegate of the Director of Fisheries, I hereby authorise M. J. and B. Sexton, Mark Sexton, Betty V. Sexton and Joan M. Sexton, 36 Old Mount Barker Road, Stirling, S.A. 5152 (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit and ending upon the expiration or earlier termination of Licence Number FM00307.

SCHEDULE 1

The importation and release of Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
394939E 6416958N	2.25
394992E 6416954N	
394962E 6416531N	
394909E 6416534N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Director of Fisheries.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

4. The permit holder shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under the Act, except where specifically permitted by this notice.

5. The permit holder must retain the copy of this permit, and if requested by a PIRSA Fisheries and Aquaculture Compliance Officer, produce that permit for inspection.

Dated 13 April 2000.

I. NIGHTINGALE, General Manager Aquaculture and the delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00316

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

Spiny Dragon International Pty Ltd (14465)
21 Ocean Avenue
Port Lincoln, S.A. 5606

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. *Marked-off Areas*

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. *Permitted Species*

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

5. *Permitted Methods*

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. *Marking and Maintaining the Site*

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. *Fees and Returns*

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. *Compliance With Relevant Laws*

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:

9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and

9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. *Public Risk Liability*

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. *Release*

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. *Public Risk Insurance*

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. *Guarantee or Indemnity Scheme*

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. *No Assignment*

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. *Default by Licensee and Termination*

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or

- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
- 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
- 15.4.2 an order is made for the winding up or liquidation of the licensee;
- 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
- 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
- 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
- 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
- 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
- but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.
- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the General Manager Aquaculture, delegate of the Minister, on 13 April 2000.

I. NIGHTINGALE, General Manager Aquaculture

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

The Common Seal of Spiny Dragon International Pty Ltd was hereunto affixed in the presence of:

(L.S.) S. J. MORIARTY, Director
H. M. MORIARTY, Director/Secretary

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
543819E 6169937N	2
543819E 6169737N	
543919E 6169737N	
543919E 6169937N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Racks

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3—Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 2 at \$12.50 each.....	25.00
EMP fee per hectare 2 at \$22.96 each.....	45.92
Base Licence Fee per hectare 2 at \$57 each.....	114.00
SASQAP (Classified Area) per hectare 2 at \$60 each	120.00
Total Annual Licence Fee.....	304.92
Quarterly Instalments.....	76.23

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, as the delegate of the Director of Fisheries, I hereby authorise Spiny Dragon International Pty Ltd, 21 Ocean Avenue, Port Lincoln, S.A. 5606 (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit and ending upon the expiration or earlier termination of Licence Number FM00316.

SCHEDULE 1

The importation and release of Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
543819E 6169937N	2
543819E 6169737N	
543919E 6169737N	
543919E 6169937N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Director of Fisheries.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

4. The permit holder shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under the Act, except where specifically permitted by this notice.

5. The permit holder must retain the supplied copy of this permit, and if requested by a PIRSA Fisheries and Aquaculture Compliance Officer, produce that permit for inspection.

Dated 13 April 2000.

I. NIGHTINGALE, General Manager Aquaculture as the delegate of the Director of Fisheries

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 4 November 1999, on page number 2185, being the second notice on that page, through to page number 2188 and referring to D. J. W. and D. A. Mitchell is hereby revoked.

Dated 20 April 2000.

I. NIGHTINGALE, General Manager Aquaculture, as the delegate of the Director of Fisheries

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 26 November 1999, on page number 2914, being the second notice on that page, through to page number 2917 and referring to Stephen J. Moriarty, is hereby revoked.

Dated 20 April 2000.

I. NIGHTINGALE, General Manager Aquaculture, as the delegate of the Director of Fisheries

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 25 November 1999, on page number 2494, being the first notice on that page, through to page number 2497 and referring to Stephen J. Moriarty is hereby revoked.

Dated 20 April 2000.

I. NIGHTINGALE, General Manager Aquaculture, as the delegate of the Director of Fisheries

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 20 January 2000, on page number 427, being the third notice on that page, through to page number 430 and referring to M. J. and B. Sexton is hereby revoked.

Dated 20 April 2000.

I. NIGHTINGALE, General Manager Aquaculture, as the delegate of the Director of Fisheries

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 26 November 1999, on page number 2936, being the third notice on that page, through to page number 2939 and referring to Stephen J. Moriarty is hereby revoked.

Dated 20 April 2000.

I. NIGHTINGALE, General Manager Aquaculture, as the delegate of the Director of Fisheries

FISHERIES ACT 1982: SECTION 48G (2)

TAKE note that the notice made under section 48G (2) of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 4 November 1999, on page number 2188, being the second notice on that page, which refers to D. J. W. and D. A. Mitchell, is hereby revoked.

Dated 20 April 2000.

I. NIGHTINGALE, General Manager Aquaculture, as the delegate of the Director of Fisheries

FISHERIES ACT 1982: SECTION 48G (2)

TAKE note that the notice made under section 48G (2) of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 26 November 1999, on page number 2917, being the second notice on that page, which refers to Stephen J. Moriarty, is hereby revoked.

Dated 20 April 2000.

I. NIGHTINGALE, General Manager Aquaculture, as the delegate of the Director of Fisheries

FISHERIES ACT 1982: SECTION 48G (2)

TAKE note that the notice made under section 48G (2) of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 25 November 1999, on page number 2497, being the second notice on that page, which refers to Stephen J. Moriarty, is hereby revoked.

Dated 20 April 2000.

I. NIGHTINGALE, General Manager Aquaculture, as the delegate of the Director of Fisheries

FISHERIES ACT 1982: SECTION 48G (2)

TAKE note that the notice made under section 48G (2) of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 26 November 1999, on page number 2939, being the second notice on that page, which refers to Stephen J. Moriarty, is hereby revoked.

Dated 20 April 2000.

I. NIGHTINGALE, General Manager Aquaculture, as
the delegate of the Director of Fisheries

FISHERIES ACT 1982: SECTION 50 (2)

TAKE note that the notice made under section 50 (2) of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 4 November 1999, on page number 2188, being the third notice on that page, which refers to D. J. W. and D. A. Mitchell, is hereby revoked.

Dated 20 April 2000.

I. NIGHTINGALE, General Manager Aquaculture, as
the delegate of the Director of Fisheries

FISHERIES ACT 1982: SECTION 50 (2)

TAKE note that the notice made under section 50 (2) of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 26 November 1999, on page number 2917, being the third notice on that page, which refers to Stephen J. Moriarty, is hereby revoked.

Dated 20 April 2000.

I. NIGHTINGALE, General Manager Aquaculture, as
the delegate of the Director of Fisheries

FISHERIES ACT 1982: SECTION 50 (2)

TAKE note that the notice made under section 50 (2) of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 25 November 1999, on page number 2497, being the third notice on that page, which refers to Stephen J. Moriarty, is hereby revoked.

Dated 20 April 2000.

I. NIGHTINGALE, General Manager Aquaculture, as
the delegate of the Director of Fisheries

FISHERIES ACT 1982: SECTION 50 (2)

TAKE note that the notice made under section 50 (2) of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 20 January 2000, on page number 431, being the first notice on that page, which refers to M. J. and B. Sexton, is hereby revoked.

Dated 20 April 2000.

I. NIGHTINGALE, General Manager Aquaculture, as
the delegate of the Director of Fisheries

FISHERIES ACT 1982: SECTION 50 (2)

TAKE note that the notice made under section 50 (2) of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 26 November 1999, on page number 2939, being the third notice on that page, through to page 2940 which refers Stephen J. Moriarty, is hereby revoked.

Dated 20 April 2000.

I. NIGHTINGALE, General Manager Aquaculture, as
the delegate of the Director of Fisheries

MISCELLANEOUS LEGISLATION AND GOVERNMENT PUBLICATIONS PRICES AS FROM 1 JULY 1999

Acts, Bills, Rules, Parliamentary Papers and Regulations

Pages	Main	Amends	Pages	Main	Amends
1-16	1.60	0.75	497-512	23.30	22.40
17-32	2.30	1.45	513-528	23.90	23.00
33-48	2.90	2.10	529-544	24.70	23.80
49-64	3.70	2.75	545-560	25.30	24.50
65-80	4.35	3.55	561-576	26.00	25.20
81-96	5.00	4.20	577-592	26.75	25.75
97-112	5.75	4.85	593-608	27.50	26.50
113-128	6.40	5.60	609-624	28.25	27.50
129-144	7.20	6.30	625-640	28.75	28.00
145-160	7.90	6.95	641-656	29.50	28.50
161-176	8.60	7.70	657-672	30.00	29.25
177-192	9.25	8.40	673-688	31.00	30.00
193-208	9.95	9.10	689-704	31.75	30.75
209-224	10.60	9.75	705-720	32.25	31.50
225-240	11.25	10.50	721-736	33.25	32.00
241-257	12.05	11.10	737-752	33.75	32.75
258-272	12.80	11.80	753-768	34.50	33.25
273-288	13.45	12.60	769-784	35.00	34.25
289-304	14.10	13.20	785-800	35.75	35.00
305-320	14.80	13.90	801-816	36.25	35.50
321-336	15.55	14.60	817-832	37.25	36.25
337-352	16.20	15.40	833-848	38.00	37.00
353-368	16.90	16.05	849-864	38.50	37.75
369-384	17.60	16.80	865-880	39.25	38.50
385-400	18.30	17.50	881-896	39.75	39.00
401-416	19.00	18.10	897-912	40.75	39.75
417-432	19.75	18.90	913-928	41.25	40.75
433-448	20.40	19.50	929-944	42.00	41.25
449-464	21.15	20.20	945-960	43.00	41.75
465-480	21.75	20.90	961-976	43.50	42.50
481-496	22.40	21.50	977-992	44.25	43.00

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Transfer of Properties.....	35.75	Intention to Sell, Notice of.....	35.75
Attorney, Appointment of	28.50	Lost Certificate of Title Notices.....	35.75
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Companies:		Caveat Lodgment	14.50
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Incorporation.....	28.50	Leases—Application for Transfer (2 insertions) each.....	7.30
Lost Share Certificates:		Lost Treasury Receipts (3 insertions) each.....	21.20
First Name.....	21.20	Licensing.....	42.25
Each Subsequent Name.....	7.30	Municipal or District Councils:	
Meeting Final.....	23.80	Annual Financial Statement—Forms 1 and 2	400.00
Meeting Final Regarding Liquidator's Report on		Electricity Supply—Forms 19 and 20	283.00
Conduct of Winding Up (equivalent to 'Final		Default in Payment of Rates:	
Meeting')		First Name	57.00
First Name.....	28.50	Each Subsequent Name	7.30
Each Subsequent Name.....	7.30	Noxious Trade.....	21.20
Notices:		Partnership, Dissolution of.....	21.20
Call.....	35.75	Petitions (small).....	14.50
Change of Name	14.50	Registered Building Societies (from Registrar-	
Creditors.....	28.50	General).....	14.50
Creditors Compromise of Arrangement.....	28.50	Register of Unclaimed Moneys—First Name	21.20
Creditors (extraordinary resolution that 'the Com-		Each Subsequent Name.....	7.30
pany be wound up voluntarily and that a liquidator		Registers of Members—Three pages and over:	
be appointed').....	35.75	Rate per page (in 8pt).....	181.00
Release of Liquidator—Application—Large Ad.	57.00	Rate per page (in 6pt).....	239.00
—Release Granted.....	35.75	Sale of Land by Public Auction.....	36.25
Receiver and Manager Appointed.....	33.25	Advertisements.....	2.00
Receiver and Manager Ceasing to Act	28.50	Advertisements, other than those listed are charged at \$2.00	
Restored Name.....	27.00	per column line, tabular one-third extra.	
Petition to Supreme Court for Winding Up.....	49.50	Notices by Colleges, Universities, Corporations and District	
Summons in Action.....	42.25	Councils to be charged at \$2.00 per line.	
Order of Supreme Court for Winding Up Action	28.50	Where the notice inserted varies significantly in length from	
Register of Interests—Section 84 (1) Exempt.....	64.00	that which is usually published a charge of \$2.00 per column line	
Removal of Office	14.50	will be applied in lieu of advertisement rates listed.	
Proof of Debts.....	28.50	South Australian Government publications are sold on the	
Sales of Shares and Forfeiture.....	28.50	condition that they will not be reproduced without prior	
Estates:		permission from the Government Printer.	
Assigned.....	21.20		
Deceased Persons—Notice to Creditors, etc.	35.75		
Each Subsequent Name.....	7.30		
Deceased Persons—Closed Estates.....	21.20		
Each Subsequent Estate.....	0.90		
Probate, Selling of.....	28.50		
Public Trustee, each Estate.....	7.30		

GOVERNMENT GAZETTE NOTICES

ALL 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 Riverside 2000 so as to be *received no later than 4 p.m. Tuesday preceding the day of publication. Phone 8207 1045 or Fax 8207 1040. E-mail: Riv2000@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.

HOUSING IMPROVEMENT ACT 1940

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

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published	Maximum rental per week payable in respect of each house \$
		Volume	Folio		
14 Pickering Street Brompton	Allotments 61 and 62 in Deposited Plan 459, Hundred of Yatala	5632	784	15.9.66, page 1331	80.00
9 MacFarlane Street, Cummins	Allotments 34 and 35 in Deposited Plan 1861, Hundred of Cummins	5583	354	23.12.93, page 3049	50.00
12 Castle Street, Glanville	Allotment 39 in Filed Plan 3333, Hundred of Port Adelaide	5420	89	21.3.68, page 1054	110.00
185 States Road, Morphett Vale	Portion of section 626, Hundred of Noarlunga	3122	5	1.6.78, page 1882	130.00
216 Smith Street, Naracoorte	Portion of section 27, Hundred of Naracoorte	3227	149	3.2.00, page 714	95.00
Section 794 Springs Road, Clarkes Park, Port MacDonnell	Section 794, Hundred of MacDonnell in the area named Port MacDonnell	5177	230	24.2.94, page 538	130.00
5 Birks Street, Parkside	Allotment 3 in Filed Plan 7972, Hundred of Adelaide	1689	35	25.9.97, page 886	155.00
62 Maria Street, Thebarton	Allotment 146 in Filed Plan 6531, Hundred of Adelaide	5233	444	14.11.89, page 1505	150.00

Dated at Adelaide, 20 April 2000.

G. BLACK, General Manager, Housing Trust

HOUSING IMPROVEMENT ACT 1940

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

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published
		Volume	Folio	
7 Mead Street, Birkenhead	Allotments 127 and 128 in Filed Plan 3379, Hundred of Port Adelaide	5153	671	17.9.70, page 1279
2 Burchett Avenue, Magill	Allotment 130 in Deposited Plan 5521, Hundred of Adelaide	5153	991	30.9.99, page 1348
15 George Street, Marleston	Allotment 14 in Deposited Plan 2556, Hundred of Adelaide	5649	983	30.1.86, page 231
11 Maron Court, Modbury North	Allotment 7 in filed plan 112692 in the area named Modbury North, Hundred of Yatala	5306	99	13.10.88, page 1323

Dated at Adelaide, 20 April 2000.

G. BLACK, General Manager, Housing Trust

HOUSING IMPROVEMENT ACT 1940

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

No. of House and Street	Locality	Allotment, Section, etc.	Certificate of Title	
			Volume	Folio
18 Levi Street	Birkenhead	Allotment 22 in Deposited Plan 597, Hundred of Port Adelaide	5595	291
Unit 3, Gaol Complex, Ward Street	Gladstone	Section 413, Hundred of Booyoolie	5374	860
1-3 Trevor Street	Murray Bridge	Allotment 795 in Filed Plan 167610, Hundred of Mobilong	5674	449
24 Benny Avenue	Port Noarlunga	Allotment 93 in Filed Plan 215838, Hundred of Noarlunga	5732	452

Dated at Adelaide, 20 April 2000.

G. BLACK, General Manager, Housing Trust

GAMING MACHINES ACT 1992

Notice of Application for Grant of a Gaming Machine Licences

NOTICE is hereby given, pursuant to section 29 of the Gaming Machines Act 1992, that L. E. Sat. Nominees Pty Ltd (ACN 088 235 867) and A. J. Sat. Nominees Pty Ltd (ACN 088 235 769), 97 The Parade, Norwood, S.A. 5067 have applied to the Liquor Licensing Commissioner for the grant of a Gaming Machine Licence in respect of premises to be situated at 130 Martins Road, Parafield Gardens, S.A. 5107 and to be known as Slug 'N' Lettuce Tavern.

The application has been set down for hearing on 19 May 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor Licensing 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.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 9th Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 11 April 2000.

Applicants

GAMING MACHINES ACT 1992

Notice of Application for the Grant of a Gaming Machine Licence

NOTICE is hereby given, pursuant to section 29 of the Gaming Machines Act 1992, that David Maloney and Julie Anne Blue have applied to the Liquor Licensing Commissioner for the grant of a Gaming Machine Licence in respect of premises situated at Wellington Road, Langhorne Creek and known as Bridge Hotel.

The application has been set down for hearing on 19 May 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor Licensing 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.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 9th Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 10 March 2000.

Applicants

GAMING MACHINES ACT 1992

Notice of Application for the Grant of a Gaming Machine Licence

NOTICE is hereby given, pursuant to section 29 of the Gaming Machines Act 1992, that B. G. & C. A. Cotton Pty Ltd, 1 Bondowie Street, Gladstone, S.A. 5473 has applied to the Liquor Licensing Commissioner for the grant of a Gaming Machine Licence in respect of premises situated at 1 Bondowie Street, Gladstone, S.A. 5473 and known as Gladstone Hotel.

The application has been set down for hearing on 19 May 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor Licensing 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.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 9th Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 11 April 2000.

Applicant

GAMING MACHINES ACT 1992

Notice of Application for Increase in the Number of Gaming Machines

NOTICE is hereby given, pursuant to section 29 (1) (d) of the Gaming Machines Act 1992, that Alcareka Pty Ltd, c/o Duncan Basheer Hannon, G.P.O. Box 2, Adelaide, S.A. 5000 has applied to the Liquor Licensing Commissioner for the Variation to the number of machines in respect of the South Australian Hotel from 10 to 21.

The application has been set down for hearing on 19 May 2000 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor Licensing 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.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 9th Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 13 April 2000.

Applicant

GAMING MACHINES ACT 1992

Notice of Application for the Grant of a Gaming Machine Licence

NOTICE is hereby given, pursuant to section 29 of the Gaming Machines Act 1992, that Trevor Noel Hayes and Carmel Iris Hayes, 15 Railway Terrace, Karoonda, S.A. 5307 have applied to the Liquor Licensing Commissioner for the grant of a Gaming Machine Licence in respect of premises situated at 15 Railway Terrace, Karoonda, S.A. 5307 and known as Karoonda Hotel.

The application has been set down for hearing on 19 May 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor Licensing 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.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 9th Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 15 March 2000.

Applicants

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, Kenneth Trevor Griffin, 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

Wendy Heather Koch, officer/employee of City South Realty Pty Ltd.

SCHEDULE 2

The whole of the land described in certificate of title register book volume 5242, folio 522 situated at 15 Seafarer Court, Seaford Rise, S.A. 5169.

Dated 20 April 2000.

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

M. BODYCOAT, Commissioner

LIQUOR LICENSING ACT 1997 AND GAMING MACHINES ACT 1992

Notice of Application for the Transfer of a Hotel Licence and Application for a Gaming Machine Licence

NOTICE is hereby given, pursuant to section 52 of the Liquor Licensing Act 1997 and the Gaming Machines Act 1992 that Maud Heise McCoy, 30 Gibson Street, Port Augusta has applied to the Liquor and Gaming Commissioner for the transfer of a Hotel Licence and an application for a Gaming Machine Licence in respect of the premises situated at 30 Gibson Street, Port Augusta and known as Hannahville Hotel.

The application has been set down for hearing on 19 May 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, 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.

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 Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 12 April 2000.

Applicant

NOTICE is hereby given, pursuant to section 52 of the Liquor Licensing Act 1997, that Pertti A. Lamberg and Janet C. Young, 8 Mooloola Way, West Lakes, S.A. 5020 have applied to the Licensing Authority for the transfer of a Liquor Licence in respect of the premises situated at 73 Main Road, McLaren Vale and known as Flower Fields.

The application has been set down for hearing on 12 May 2000 at 10 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

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 Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 17 April 2000.

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 Lobethal Settlers Pty Ltd has applied to the Licensing Authority for a Special Circumstances Licence in respect of premises situated at Lot 6, Cudlee Creek Road, Lobethal, S.A. 5241 and known as Lobethal Heritage Farm.

The application has been set down for hearing on 19 May 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, 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.

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 Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 12 April 2000.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 of the Liquor Licensing Act 1997, that The Hatherleigh Sport & Recreation Centre, North East Terrace, Hatherleigh, S.A. 5280 has applied to the Licensing Authority for a Redefinition of the Licensed Area, Entertainment Consent and Extended Trading.

The application has been set down for hearing on 19 May 2000 at 9 a.m.

Conditions

The following licence conditions are sought:

Friday and Saturday from midnight to 2 a.m. the next day.

Sunday from 8 p.m. to 10 p.m. in respect of the licence at the premises.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, 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.

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 Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 17 April 2000.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

LIQUOR LICENSING ACT 1997 AND GAMING MACHINES ACT 1992

Notice of Application for the Removal of a Liquor Licence and Increase in the Number of Gaming Machines

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997 and section 29 (1) (b) of the Gaming Machines Act 1992 that Croydon Park Cue Sports Social Club Association Inc. has applied to the Licensing Authority for the Removal of the Liquor Licence from 111 Days Road, Croydon Park, S.A. 5008 to 195 Torrens Road, Ridleyton and to increase the number of Gaming Machines from 10 to 20.

The application has been set down for hearing on 19 May 2000 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, 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.

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 Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 14 April 2000.

Applicant

LIQUOR LICENSING ACT 1997 AND GAMING MACHINES ACT 1992

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997 and section 29 (1) (b) of the Gaming Machines Act 1992 that Adelaide's Bridgeway Hotel Pty Ltd (ACN 092 437 897) c/o Bonnins, Level 14, 100 King William Street, Adelaide has applied to the Licensing Authority for the transfer of a Hotel Licence in respect of the premises situated at 18-24 Bridge Road, Pooraka, S.A. 5095 and known as Bridgeway Hotel.

The application has been set down for hearing on 19 May 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, 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.

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 Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 12 April 2000.

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 Brian R. Medcalf has applied to the Licensing Authority for a Producer's Licence in respect of premises situated at Rowe Road, Echunga, S.A. 5153 and to be known as Jupiter Creek Wines.

The application has been set down for hearing on 19 May 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, 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.

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 Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Applicant

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Barossavale Wines Pty Ltd (ACN 088 377 628), P.O. Box 482, Nuriootpa, S.A. 5355 has applied to the Licensing Authority for a Producer's Licence in respect of premises situated at Lot 321, Willows Road, Light Pass, near Nuriootpa, S.A. 5355.

The application has been set down for hearing on 19 May 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, 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.

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 Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 10 April 2000.

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 Hambour Pty Ltd (ACN 091 592 504) c/o Warnecke & Co., 209 Hutt Street, Adelaide, S.A. 5000 has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 29 Frome Street, Adelaide, S.A. 5000, and known as Amalfi Pizzeria Restaurant.

The application has been set down for hearing on 19 May 2000.

Conditions

The following licence conditions are sought:

The licensee is authorised to sell liquor on any day except Good Friday and Christmas Day for consumption on the licensed premises by persons:

- (a) seated at a table; or
- (b) attending a function at which food is provided in accordance with section 34 (1) (c) of the Act.

Extended Trading Authorisation:

Hours of operation: Monday to Saturday, midnight to 3 a.m. the following morning;

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

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, 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.

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 Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 11 April 2000.

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 Jolt Corporation Australia Pty Ltd has applied to the Licensing Authority for a Wholesale Liquor Merchant's Licence in respect of premises situated at 5 East Terrace, Mile End, S.A. 5031 and known as Jolt Corporation Australia Pty Ltd.

The application has been set down for hearing on 19 May 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, 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.

LIQUOR LICENSING ACT 1997

Notice of Application

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 Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

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 Windrush Enterprises Pty Ltd, P.O. Box 1054, Gawler, S.A. 5118 has applied to the Licensing Authority for a Producer's Licence in respect of premises situated at Lot 5, Barossa Valley Way, Gawler East, S.A. 5118 and known as Concordia Fruit Wines.

The application has been set down for hearing on 19 May 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, 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.

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 Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 7 December 1999.

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 Stephen Gerard Wiblin and Jane Patricia Willson, c/o Lynch & Meyer Lawyers, Level 2, 190 Flinders Street, Adelaide, S.A. 5000 have applied to the Licensing Authority for the grant of a Restaurant Licence in respect of premises situated at Allotments 1 and 2 in Filed Plans 142958 and 142959, Main North Road, Clare and to be known as Gillens at Neagles Rock Cellars.

The application has been set down for hearing on 19 May 2000.

Conditions

The following licence conditions are sought:

- (a) authority for consumption of liquor on the premises with or ancillary to a meal provided by the licensee;
- (b) authority for the licensee to sell liquor for consumption on the premises with or ancillary to a meal provided by the licensee;
- (c) authority to sell liquor without a meal for consumption on the premises by persons seated at a table or attending a function at which food is provided;
- (d) extended trading authorisation for sale of liquor for consumption on the premises, Sunday 8 p.m. to 11 p.m.; and
- (e) entertainment permit in respect of the licensed area.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

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 Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 6 April 2000.

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 Fulvio Anthony Steven Bisaro and Pamela Joan Bisaro have applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 73 Grenfell Street, Adelaide and known as Adelaide Coffee Bar.

The application has been set down for hearing on 22 May 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

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 Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 13 April 2000.

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 Danny Michael Pratt has applied to the Licensing Authority for the transfer of a Retail Liquor Merchant's Licence in respect of premises situated at Main Street, Narrung, S.A. 5259 and known as Narrung General Store.

The application has been set down for hearing on 22 May 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, 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.

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 Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 30 March 2000.

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 Kittredge Pty Ltd (ACN 008 270 013) and Ahhane Pty Ltd (ACN 092 377 725), c/o Bonnins, Level 14, 100 King William Street, Adelaide, S.A. 5000 have applied to the Licensing Authority for the transfer of a Residential Licence in respect of premises situated at corner Richardson and Stuart Place, Roxby Downs, S.A. 5725 and known as Roxby Downs Motor Inn.

The application has been set down for hearing on 22 May 2000 at 9.30 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

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 Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 12 April 2000.

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 Lovax Pty Ltd (ACN 092 397 638) has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 33-35 O'Connell Street, North Adelaide, S.A. 5006 known as African Rakuba B.Y.O. Restaurant and to be known as Woks Happ'ning.

The application has been set down for hearing on 22 May 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, 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.

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 Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 11 April 2000.

Applicant

MINING ACT 1971

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

Applicant: Resolute Resources Limited and Dominion Gold Operations Pty Ltd

Location: YUMBARRA AREA—Approximately 60 km north-west of Ceduna, bounded as follows:

AREA 'A'—Commencing at a point being the north-west corner of Yumbarra Conservation Park, thence generally easterly along the northern boundary of the said Conservation Park to longitude 133°12'E, south to latitude 31°40'S, west to the western boundary of Yumbarra Conservation Park, thence generally northerly along the boundary of the said Conservation Park to the point of commencement.

AREA 'B'—Commencing at a point being the intersection of latitude 31°30'S and longitude 133°25'E, thence east to longitude 133°37'E, south to latitude 31°37'S, west to longitude 133°25'E, and north to the point of commencement.

All the within latitudes and longitudes are geodetic and expressed in terms of the Australian Geodetic Datum as defined on p. 4984 of *Commonwealth Gazette* number 84 dated 6 October 1966.

Term: 1 year

Area in km²: 503

Ref D.M.E.: 164/1999

L JOHNSTON, Mining Registrar, Department of Primary Industries and Resources

MINING ACT 1971

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

Applicant: Minex (SA) Pty Ltd

WOORONG CREEK AREA—Approximately 50 km west of Coober Pedy, bounded as follows: Commencing at a point being the intersection of latitude 28°37'S and longitude 134°21'E, thence east to longitude 134°24'E, south to latitude 28°55'S, west to longitude 134°17'E, south to latitude 29°00'S, west to longitude 134°07'E, south to latitude 29°01'S, west to longitude 134°00'E, south to latitude 29°03'S, west to longitude 133°47'E, north to latitude 28°56'S, east to longitude 133°53'E, north to latitude 28°53'S, east to longitude 134°09'E, north to latitude 28°49'S, east to longitude 134°21'E, and north to the point of commencement, but excluding 25 metres either side of fenced and unfenced boundaries (*Government Gazette*. 13.10.77), Tarcoola-Alice Springs Railway (*Government Gazette*. 13.11.75) and Areas Reserved (*Government Gazette*. 13.10.77), all the within latitudes and longitudes being geodetic and expressed in terms of the Australian Geodetic Datum as defined on p. 4984 of *Commonwealth Gazette* number 84 dated 6 October 1966 (AGD66).

Term: 1 year

Area in km²: 1044

Ref D.M.E.: 017/2000

L JOHNSTON, Mining Registrar, Department of Primary Industries and Resources

MINING ACT 1971

NATIVE TITLE (SOUTH AUSTRALIA) ACT 1994

NOTICE is hereby given in accordance with section 35A (1) of the Mining Act 1971 and Part 5 of the Native Title (South Australia) Act 1994 and the Regulations thereunder that an application for a mining lease has been received. Details of the proposal may be inspected at the Department of Primary Industries and Resources, Mineral Resources Group, Level 5, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Magnesium Developments Ltd

Location: In Pastoral Block 752, Out of Hundred (Copley)—Myrtle Springs

Size: 519.7 ha

Purpose: For recovery of Magnesite for production of Magnesium Metal/Alloy

Ref. D.M.E.: T2143

The Minister for Minerals and Energy is required to have regard to any representations received from owners of the land (including native title holders) to which the application relates and/or any interested members of the public in determining the application or in fixing the conditions to be attached to the lease if granted.

Written submissions in relation to the granting of the mining lease are invited to be received at the Department of Primary Industries and Resources, Mineral Resources Group, Level 5, 101 Grenfell Street, Adelaide, S.A. 5000 or G.P.O. Box 1671, Adelaide, S.A. 5001 no later than 18 May 2000.

L JOHNSTON, Mining Registrar

MINING ACT 1971

NOTICE is hereby given in accordance with section 35A (1) of the Mining Act 1971, that an application for a mining lease over the undermentioned mineral claim has been received. Details of the proposal may be inspected at the Department of Primary Industries and Resources, Mineral Resources Group, Level 5, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Kenneth Eric Jennings
 Claim number: MC 3162
 Location: Section 406, Hundred of Gilbert, 5 kms west of Riverton
 Purpose: For recovery of siltstone
 Reference D.M.E.: T2197

A copy of the proposal has been provided to the District Council of Clare and Gilbert Valley Council.

Written submissions in relation to the granting of the mining lease are invited to be received at the Department of Primary Industries and Resources, Mineral Resources Group, Level 5, 101 Grenfell Street, Adelaide, S.A. 5000 or G.P.O. Box 1671, Adelaide, S.A. 5001 no later than 26 May 2000.

L JOHNSTON, Mining Registrar

PASSENGER TRANSPORT ACT 1994

Appointments

PURSUANT to section 57 of the Passenger Transport Act 1994 the following persons have been authorised by the Passenger Transport Board to act as Prescribed Officers:

David Backman
 John Blacker
 Giuseppe Bongiovanni
 David Cornish
 Peter Gostlow
 Martin Gruber
 David Irving
 Sean Kelly
 Tom Ladas
 Stephen Lotts
 Maree McKay
 Wayne Neate
 Barry Palmer
 John Richardson
 Emmanuel Stouppos
 Bruce Valladares

H. WEBSTER, Executive Director, Passenger Transport Board

RADIATION PROTECTION AND CONTROL ACT 1982

Section 44

TAKE notice that subject to the conditions appearing in the Schedule, personnel at The University of Adelaide who operate the blood and transplant irradiator containing a sealed radioactive source of caesium-137, Serial No. 91.345, located at the Royal Adelaide Hospital, are exempt from the requirement to hold a licence under section 28 of the Radiation Protection and Control Act 1982.

THE SCHEDULE

1. The operation of the irradiator must be supervised by the Royal Adelaide Hospital Radiation Safety Officer who is kept informed of the names of the exempted personnel.

2. Exempted personnel must not attempt to dismantle any component of the irradiator for the purposes of repair, service or maintenance.

3. The irradiator must be maintained in good working order and condition by licensed service personnel.

4. A monitor set to sound an audible alarm if the radiation dose-rate exceeds 10 μ Sv per hour must be installed and continuously operating in the room where the irradiator is located.

5. Instructions for the use of the irradiator, including a warning regarding the presence of the radioactive source within, and against any unauthorised tampering, repair, service or maintenance, must be posted on or near to the irradiator.

PROF. B. J. KEARNEY, Executive Director, Statewide Division, Department of Human Services.

ROAD TRAFFIC (ROAD RULES—ANCILLARY AND MISCELLANEOUS PROVISIONS) REGULATIONS 1999

Exemption

I, DIANA LAIDLAW, MLC, Minister for Transport and Urban Planning, grant the following exemption pursuant to Regulation 7 of the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 1999:

When launching or retrieving boats at the ocean, rivers or lakes

I exempt the driver of a motor vehicle from complying with Rule 298—Driving with a person in a trailer—on condition that:

- The motor vehicle and trailer must be registered and insured for Compulsory Third Party (CTP) Insurance; and
- The trailer is carrying a boat; and
- The motor vehicle is not driven at a speed exceeding 15 km/h; and
- Passengers may only be carried in a trailer while seated in the boat; and
- Passengers must be seated in the boat at all times and not protruding from the boat; and
- When at a beach on an ocean, the motor vehicle is being driven by the most direct route:
 - from high water mark to the water in order to launch the boat; or
 - from the water to high water mark having retrieved the boat.
- When at a river or lake, the motor vehicle is within 10 m of the water and is being driven by the most direct route in order to launch or retrieve the boat.

For the purposes of this exemption

- All other provisions contained in the Road Traffic Act and the Australian Road Rules continue to have full force and effect.

This exemption only applies within South Australia and is effective immediately and may be revoked by further notice.

Dated 18 April 2000.

DIANA LAIDLAW, Minister for Transport and Urban Planning

ROADS (OPENING AND CLOSING) ACT 1991: SECTION 24

NOTICE OF CONFIRMATION OF ROAD PROCESS ORDER

*Jagger Road, Encounter Bay
 Deposited Plan 52394*

BY Road Process Order made on 10 May 1999, The District Council Victor Harbor ordered that:

1. Portion of the public road (Jagger Road) adjoining portion of Strata Plan 8028, being portion of the land marked 'A' in Preliminary Plan No. PP32/0255 be closed.

2. Vest in the Crown the whole of the land subject to closure and add that land to the allotment 10 in Deposited Plan 33618 which land is dedicated under Crown Lands Act 1929 for Recreation and Pleasure Resort purposes.

On 22 December 1999 that order was confirmed by the Minister for Administrative and Information Services.

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 20 April 2000.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER***Jacob Street, Gawler
Deposited Plan 54336*

BY Road Process Order made on 19 January 2000, The Development Assessment Commission ordered that:

1. Portion of the public road (Jacob Street) east of Reid Street and Holden Street, more particularly delineated and lettered 'A' in Preliminary Plan No. PP32/0459 be closed.

2. Issue a Certificate of Title to THE CORPORATION OF THE TOWN OF GAWLER for the whole of the land subject to closure which land is being retained by Council for merging with the adjoining Council owned land.

3. The following easements are granted over portions of the land subject to that closure:

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

Grant a free and unrestricted right of way appurtenant to Certificate of Title Volume 5569 Folio 594.

On 7 April 2000 that order was confirmed by the Minister for Administrative and Information Services conditionally on approval and deposit of the survey plan by the Registrar-General. The condition has now been fulfilled.

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 20 April 1999.

P. M. KENTISH, Surveyor-General

NOTICE TO MARINERS

NO. 5 OF 2000

*South Australia—River Murray—Paringa (near Renmark)—
Paringa Bridge—Part Closure To River Traffic*

MARINERS are advised that from 23 February 2000 and continuing for approximately 8 to 10 weeks, operations for the maintenance of the Paringa Bridge will be carried out on the River Murray at Paringa (near Renmark).

Due to the maintenance work, some River traffic areas will be closed to navigation. The areas between the piers of the bridge that are closed to River traffic will be marked by day, by 3 red spheres in a vertical line and by night, by 3 fixed red lights in a vertical line. More than one area may be closed at any one time.

Mariners wishing to navigate beyond the bridge are asked to use the navigation channel on the Paringa (eastern) side of the River under the lifting span.

Mariners are advised to proceed with caution while in the vicinity.

Adelaide, 15 February 2000.

DIANA LAIDLAW, Minister for Transport and Urban Planning.

TSA 2000/01203

NOTICE TO MARINERS

NO. 6 OF 2000

*South Australia—Gulf St Vincent—O'Sullivan Beach—
Breakwater Lights—Characteristics Altered*

Former Notice No. 6 of 1987

MARINERS are advised that the O'Sullivan Beach western breakwater light referred to in a previous notice has been altered to a flashing white light (0.5 secs on, 3.5 secs off) and is visible for 2.5 nautical miles (Fl.4s.2.5M).

The O'Sullivan Beach eastern breakwater light referred to in a previous notice has been altered to a flashing red light (0.5 secs on, 3.5 secs off) and is visible for 2 nautical miles (Fl.R.4s.2M).

All other characteristics remain unaltered.

Navy Charts affected: Aus. 125, 345, 444, 780 and 781.

Local Charts affected: Gulf St Vincent, Marino to Maslin Beach.

Publications affected: Australian Pilot Vol. 1 (Seventh Edition 1992) page 125.

Admiralty List of Lights, Vol. K (1999 Edition) Nos. 2089.4 and 2089.5.

Adelaide, 3 March 2000.

DIANA LAIDLAW, Minister for Transport and Urban Planning.

TSA 2000/01708

NOTICE TO MARINERS

NO. 7 OF 2000

*South Australia—Gulf St Vincent—Port Stanvac—Temporary
Unlit Mooring Buoy*

MARINERS are advised that a temporary unlit mooring buoy has been deployed in approximate position Latitude 35°05.56'S, Longitude 138°27.42'E at Port Stanvac.

The mooring consists of an orange buoy to which is tethered a 300 metre floating hose. The hose is marked with flashing white lights along its length.

Mariners are advised that unauthorised craft are prohibited at all times from entering a Restricted Zone within 500 metres of the mooring buoy.

Navy Charts affected: Aus. 125, 345, 444, 780 and 781.

Local Charts affected: Gulf St Vincent, Marino to Maslin Beach.

Publication affected: Australia Pilot, Vol. 1 (Seventh Edition, 1992), pages 124 and 125.

Adelaide, 10 April 2000.

DIANA LAIDLAW, Minister for Transport and Urban Planning.

TSA 2000/02462

WEST BEACH RECREATION RESERVE ACT 1987*Appointment*

I, DIANA VIVIENNE LAIDLAW, MLC, Minister for Transport and Urban Planning in the State of South Australia, being the Minister to whom the administration of the West Beach Recreation Reserve Act 1987 has been committed do hereby appoint the following person as Presiding Officer of the West Beach Trust pursuant to Section 7 of the Act:

David McArdle (from 1 April 2000 to 31 March 2004).

Dated 11 April 2000.

DIANA LAIDLAW, Minister for Transport and Urban Planning

MOTOR VEHICLES ACT 1959 SECTION 47A: CLASSES, SPECIFICATIONS AND DESIGN OF NUMBER PLATES

NOTICE BY THE REGISTRAR OF MOTOR VEHICLES

Pursuant to section 47A of the *Motor Vehicles Act 1959*, I, Rodney James Frisby, Registrar of Motor Vehicles-

- (a) revoke the notice under section 47A of the Act published in the *Gazette* on 21 September 1999 (see *Gazette* 21 September 1999 p. 1186);
- (b) establish the classes of number plates set out in schedule 1 and numbered 1 to 16 (inclusive) for the purposes of section 47(1) of the Act;
- (c) prescribe the specifications and design set out in schedule 2 to be the specifications and design to which number plates of each class established by this notice must conform;
- (d) declare the classes of number plates set out in schedule 3 to be classes of number plates that the Registrar may enter into an agreement pursuant to section 47A(4) of the Act, unless the registered number was allotted to the vehicle before the date of this notice.

SCHEDULE 1*Classes of number plates*

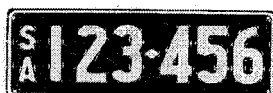
- Class 1 - Numeric
- Class 2 - Alpha Numeric (Non-Slogan)
- Class 3 - Slogan
- Class 4 - Personalised
- Class 5 - Jubilee
- Class 6 - Australian Grand Prix
- Class 7 - Towtruck
- Class 8 - Government Vehicle
- Class 9 - Name Plates
- Class 10 - Custom
- Class 11 - Taxi
- Class 12 - Chauffeured
- Class 13 - Consular Corps
- Class 14 - Federal Interstate
- Class 15 - Premium
- Class 16 - Bike Rack

SCHEDULE 2*Specifications and design of number plates**Class 1 - Numeric Number Plates*

A numeric number plate must bear a number consisting entirely of figures (except for the letters "SA" designating the State of issue) and may be issued under an agreement between the Registrar and the applicant. The plate must conform to the following additional specifications and designs:

129 mm Min./371 mm Max.

Steel/Aluminium
Embossed



133 mm Min.

White Figures

Black Background

Motor Vehicles
other than
motor cycles

Motor
Cycles

Height of Figure or Letter

77 mm

50 mm

Width of every line in each
figure or letter

12 mm

6 mm

The dimensions of a motor cycle plate must be 215 ± 1.0 mm in length and 95 ± 1.0 mm in height.

Class 2 - Alpha Numeric Plates (Non-Slogan)

An alpha-numeric plate (non-Slogan) must bear a number consisting of a combination of letters and figures and may be issued under an agreement between the Registrar and the applicant. The plate must conform to the following additional specifications and design:

2.1 Special Purpose Vehicle and Motor Cycle

215 ± 1.0 mm

Steel/Aluminium
Embossed



95 ± 1.0 mm

Black Letters & Figures

White Background

Height of Figure or Letter

50 mm

Width of every line in each
figure or letter

6 mm

2.2 Other Vehicles

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Black Letters & Figures

White Background
Reflectorised

Height of Figure or Letter 77 mm

Width of every line in each
figure or letter 12 mm**2.3 Corporate Number Plates**

Alpha numeric plates (non-slogan) in the corporate plate format (class 2.2 only) may contain a background, logo and/or slogan, in accordance with an agreement between the Registrar and the applicant.

The plate must conform with the following specifications and design:

The height of the plate 133 ± 1.0 mm and width 371 ± 1.0 mm.

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm*Class 3 - Slogan Number Plates*

A slogan number plate must bear a number consisting of a combination of letters and figures and may be issued under an agreement between the Registrar and the applicant. The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

3.1 Festival State

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Black Letters & Figures
Slogan in BlueWhite Background
Reflectorised

Blue Slogan: SA • The Festival State
Black State Badge (Piping Shrike)

Motor Vehicles
other than
motor cycles

Height of Figure or Letter 77 mm

Width of every line in each
figure or letter 12 mm

3.1.1 **Festival State Trailer Plate**

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Black Letters & Figures
Slogan in BlueWhite Background
ReflectorisedBlue Slogan: SA • The Festival State
Black State Badge (Piping Shrike)

Height of Figure or Letter 77 mm

Width of every line in each
figure or letter 12 mm

OR

3.1.2 **Non-Standard Trailer Plate**

252 ± 1.0 mm

Steel/Aluminium
Embossed

98 ± 1.0 mm

Black Letters & Figures
Slogan in BlueWhite Background
ReflectorisedBlue Slogan: SA • The Festival State
Black State Badge (Piping Shrike)

Height of Figure or Letter 50 mm

Width of every line in each
figure or letter 6 mm

3.2 Wine State

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Black Letters & Figures
Slogan in PurpleWhite Background
Reflectorised

Purple Slogan: SOUTH AUSTRALIA - THE WINE STATE
 Black State Badge (Piping Shrike)
 Background: Design approved by the Registrar

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm**3.3 Rose State**

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Black Letters & Figures
Slogan in PinkWhite Background
Reflectorised

Pink Slogan: SOUTH AUSTRALIA - THE ROSE STATE
 Black State Badge (Piping Shrike)
 Background: Design approved by the Registrar

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm**3.4 Creative State**

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Black Letters & Figures
Slogan in Black

Yellow Background

Black Slogan: SOUTH AUSTRALIA - THE CREATIVE STATE
 Black State Badge (Piping Shrike)
 Background: Design approved by the Registrar

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm

3.5 Defence State

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

White Letters & Figures
Slogan in White with Black background

Blue Background

White Slogan: SOUTH AUSTRALIA - THE DEFENCE STATE
Black State Badge (Piping Shrike)
Background: Design approved by the Registrar

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm**3.6 Gateway To The Outback** 371 ± 1.0 mmSteel/Aluminium
Embossed

133 ± 1.0 mm

Black Letters & Figures
Slogan in White with Black backgroundWhite Background
ReflectorisedWhite Slogan: SOUTH AUSTRALIA - GATEWAY TO THE OUTBACK
Black State Badge (Piping Shrike)
Background: Design approved by the Registrar

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm**3.7 Corporate Number Plates**

Slogan number plates in the corporate plate format may contain a background, logo and/or slogan, in accordance with an agreement between the Registrar and the applicant.

The plate must conform with the following specifications and design:

371 mm ± 1.0 mm in length and 133 mm ± 1.0 mm in height


Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm

Class 4 - Personalised Number Plates

A personalised number plate must bear a number consisting of a combination of letters and figures nominated by an applicant and approved by the Registrar, and issued under an agreement between the Registrar and the applicant.

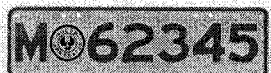
The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

4.1	Standard Personalised	371 ± 1.0 mm	
	Aluminium Embossed		133 ± 1.0 mm
	Green Letters & Figures		Yellow Background Reflectorised

Black State Badge (Piping Shrike)

	Motor Vehicles other than motor cycles	Motor Cycles
Height of Figure or Letter	72 mm	50 mm
Width of every line in each figure or letter	12 mm	6 mm

OR

4.2	Slim Personalised	371 ± 1.0 mm	
	Aluminium Embossed		100 ± 1.0 mm
	Green Letters & Figures		Yellow Background Reflectorised

Black State Badge (Piping Shrike)

	Motor Vehicles other than motor cycles	Motor Cycles
Height of Figure or Letter	54 mm or 60 mm	50 mm
Width of every line in each figure or letter	10 mm	6 mm

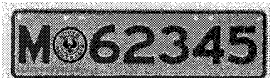
The dimensions of a motor cycle plate must be 252 mm ± 1.0 mm in length and 98 mm ± 1.0 mm in height.

OR

4.3 Non-Standard Personalised Trailer

252 ± 1.0 mm

Aluminium Embossed



98 ± 1.0 mm

Green Letters & Figures

Yellow Background
Reflectorised

Black State Badge (Piping Shrike)

Height of Figure or Letter 50 mm

Width of every line in each
figure or letter 6 mm**4.4 Corporate Number Plates**

Personalised number plates in the corporate plate format may contain a background, logo and/or slogan, in accordance with an agreement between the Registrar and the applicant.

The plate must conform with the following specifications and design:

371 mm ± 1.0 mm in length and 133 mm ± 1.0 mm in height

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm

Class 5 - Jubilee Number Plates

A limited series of number plates numbered 000J - 999J and 000S - 999S preceded by the J150 logo and has the words "SOUTH AUSTRALIA" printed under the numbers, were issued to commemorate South Australia's 150th Jubilee. The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Black Figures and Letter

Silver-White Background
Reflectorised

Black Slogan: SOUTH AUSTRALIA

Motor Vehicles

Height of Figure or Letter 77 mm

Width of every line in each
figure or letter 12 mm

Class 6 - Australian Grand Prix Number Plates


6.1 Special Series

A limited series of number plates numbered 1 - 199 preceded by the Grand Prix Logo, were issued to commemorate the Australian Formula 1 Grand Prix in Adelaide. The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

	$371 \pm 1.0 \text{ mm}$	
Steel/Aluminium Embossed		$133 \pm 1.0 \text{ mm}$
White Figures	Logo Green, Yellow, Black & White White Slogan: SOUTH AUSTRALIA	Black Background
	Motor Vehicles	
Height of Figure or Letter	77 mm	
Width of every line in each figure or letter	12 mm	


6.2 Standard Series

A limited series of number plates number 200 - 9999 preceded by the Grand Prix Logo, was issued to commemorate the Australian Formula 1 Grand Prix in Adelaide. The plate must be of the type known as metal embossed and must conform to the following specifications additional and design:

	$371 \pm 1.0 \text{ mm}$	
Steel/Aluminium Embossed		$133 \pm 1.0 \text{ mm}$
Black Figures	Logo Green, Yellow, Black & White Black Slogan: SOUTH AUSTRALIA	White Background Reflectorised
	Motor Vehicles	
Height of Figure or Letter	77 mm	
Width of every line in each figure or letter	12 mm	


Class 7 - Towtruck Number Plates

A Towtruck number plate must be issued to a Towtruck approved by the Registrar for use in the operation of the accident towing roster scheme. The number is preceded by the letters "ATT" and the plate must conform to the following additional specifications and design:

	371 ± 1.0 mm	
Steel/Aluminium Embossed		133 ± 1.0 mm
Blue Letters & Figures		Yellow Background Reflectorised
Blue Slogan: SA ACCIDENT TOWTRUCK		
Motor Vehicle		
Height of Figure or Letter	77 mm	
Width of every line in each figure or letter	12 mm	

Class 8 - Government Vehicle Number Plates

Vehicles owned by the Crown and registered under the Continuous Government Registration Scheme must be issued with a number plate or plates consisting of a combination of letters and figures, which conform to the following additional specifications and design:

	371 ± 1.0 mm	
Steel/Aluminium		133 ± 1.0 mm
Blue Letters & Figures		White Background Reflectorised
Blue Slogan: SA GOVERNMENT		
	Motor Vehicles other than motor cycles	Motor Cycles
Height of Figure or Letter	77 mm	50 mm
Width of every line in each figure or letter	12 mm	6 mm

The dimensions of a motor cycle plate must be 215 ± 1.0 mm in length and 95 ± 1.0 mm in width.

Class 9 - Name Plates



A name plate must bear a number which consists of all letters issued under an agreement between the Registrar and the applicant. The plate must be of the type known as reflectorised metal or acrylic.

The size of the plate and height and width of every figure appearing on the plate are at the discretion of the Registrar.

Class 10 - Custom Number Plates

A custom number plate must bear a number nominated by an applicant and approved by the Registrar, which may consist of letters or a combination of letters and figures and issued under an agreement between the Registrar and the applicant authorising the applicant to display the number. The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

Black letters and figures, white reflectorised background or
 Black letters and figures, lemon reflectorised background or
 Black letters and figures, gold reflectorised background or
 Blue letters and figures, white reflectorised background or
 Blue letters and figures, lemon reflectorised background or
 Blue letters and figures, gold reflectorised background or
 Green letters and figures, white reflectorised background or
 Green letters and figures, lemon reflectorised background or
 Green letters and figures, gold reflectorised background.

10.1	Standard Custom	371 ± 1.0 mm	
	Aluminium Embossed		133 ± 1.0 mm
		Motor Vehicles other than motor cycles	Motor Cycles
	Height of Figure or Letter for 1 to 6 letters	77 mm	50 mm
	Height of Figure or Letter 7 letters or 6 letters with space	72 mm	50 mm
	Width of every line in each figure or letter	12 mm	6 mm
		OR	
10.2	Slim Custom	371 ± 1.0 mm	
	Aluminium Embossed		100 ± 1.0 mm
		Motor Vehicles other than motor cycles	
	Height of Figure or Letter	54 mm or 60 mm	
	Width of every line in each figure or letter	10 mm	

OR

10.3 Square Two Line Custom 300 ± 1.0 mm

Aluminium Embossed



150 ± 1.0 mm

Motor Vehicles
other than
motor cycles

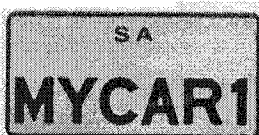
Height of Figure or Letter 54 mm or 60 mm

Width of every line in each
figure or letter 10 mm

OR

10.4 Square Custom 300 ± 1.0 mm

Aluminium Embossed



150 ± 1.0 mm

Motor Vehicles
other than
motor cycles

Height of Figure or Letter 54 mm or 60 mm

Width of every line in each
figure or letter 10 mm

The dimensions of a motor cycle plate:

1 to 6 digits 215 mm ± 1.0 mm in length and 95 mm ± 1.0 mm in width

7 digits 252 mm ± 1.0 mm in length and 98 mm ± 1.0 mm in width.

OR

10.5 Corporate Number Plates

Custom number plates in the corporate plate format may contain a background, logo and/or slogan, in accordance with an agreement between the Registrar and the applicant.

The plate must conform with the following specifications and design:

371 mm ± 1.0 mm in length and 133 mm ± 1.0 mm in height

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm

Class 11 - Taxi Plates

A Taxi Plate must be issued to taxi-cabs which are licensed by the Passenger Transport Board as general purpose taxi-cabs, standby taxi-cabs or "special vehicle licence" vehicles (wheelchair accessible vehicle). The number is preceded by the letters 'TAXI' and the plate must conform to the following additional specifications and design:

371 ± 1.0 mm

Steel/Aluminium
Embossed

Embossed 133 ± 1.0 mm

Black Letters & Figures

White Background
Reflectorised

Red Slogans: SOUTH AUSTRALIA (above plate number)

A GREAT PLACE TO LIVE AND WORK (below plate number)

SA Great Logo (between the word TAXI and figures) according to the copyright specifications of SA GREAT

Motor Vehicle

Height of Figure 77 mm

Height of Letter 51 mm

Width of every line in each
figure or letter 12 mm

Standby taxi-cab plates and "special vehicle licence" vehicle (wheelchair accessible vehicle) plates (issued by the Passenger Transport Board) may have letters "TAXI" displayed with white letters on a black background.

Class 12 - Chauffeured Vehicle Plates

A Chauffeured Vehicle number plate must bear a number consisting of a combination of figures and letters and be issued to vehicles and cycles which are Licensed to operate for hire by the Passenger Transport Board. These plates must be of the type known as metal embossed and must conform to the following additional specifications and design:

12.1 Standard

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Blue Figures and Letters

White Background

Blue Border with White Slogan: CHAUFFEURED VEHICLE (above plate number)
and
SOUTH AUSTRALIA (below plate number).**Motor Vehicles
other than
motor cycles****Motor
Cycles**

Height of Figure or Letter 77 mm

50 mm

Width of every line in each
figure or letter 12 mm

6 mm

OR

12.2 Square 300 ± 1.0 mmSteel/Aluminium
Embossed 150 ± 1.0 mm

Blue Figures and Letters

White Background

Blue Border with White Slogan: CHAUFFEURED VEHICLE (above plate number)
and
SOUTH AUSTRALIA (below plate number).

Motor Vehicles
other than
motor cycles

Height of Figure or Letter

60 mm

Width of every line in each
figure or letter

10 mm

OR

12.3 Motor Cycle 252 ± 1.0 mmSteel/Aluminium
Embossed 98 ± 1.0 mm

Blue Figures and Letters

White Background

Blue Border with White Slogan: CHAUFFEURED VEHICLE (above plate number)
and
SOUTH AUSTRALIA (below plate number).

Motor
Cycles

Height of Figure or Letter

50 mm

Width of every line in
each figure or letter

6 mm

Class 13 - Consular Corps Plates

Consular Corps number plates may only be issued to an accredited Diplomatic Officer or accredited Consular Officer de carriere, who is a national of a country which he or she represents and who resides in this State, or to an Honorary Consul accredited by the Department of Foreign Affairs and Trade, who also resides in this State. The plates must be of the type known as metal embossed and must conform to the following additional specifications and design:

	371 ± 1.0 mm	
Steel/Aluminium Embossed		133 ± 1.0 mm
White Letters & Figures	White Slogan: SA CONSULAR CORPS	Black Background


Motor Vehicles

Height of Figure or Letter	77 mm
Width of every line in each figure or letter	12 mm

Class 14 - Federal Interstate Number Plates

A Federal Interstate Number Plate is issued to a vehicle registered under the *Interstate Road Transport Act 1985* of the Commonwealth, as amended from time to time. The plate must bear a number consisting of the following sequence: 2 Capital letters; a dot or a diamond; 2 figures; 2 Capital letters; and the words 'FEDERAL INTERSTATE' underneath the number.

The plate must be of the type known as metal embossed and must conform to the additional specifications and design:

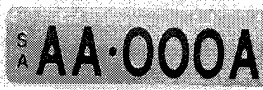
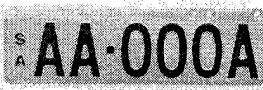
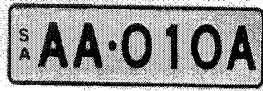
	371 ± 1.0 mm	
Steel/Aluminium Embossed		133 ± 1.0 mm
Green Figures & Letters	Green Slogan: FEDERAL INTERSTATE	Gold Background Reflectorised

*Motor Vehicles
other than
motor cycles*

Height of Figure or Letter	77 mm
Width of every line in each figure or letter	12 mm

Class 15 - Premium Number Plates

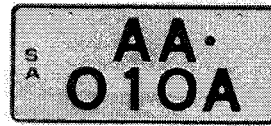
A premium plate must bear a number consisting of two letters, three figures followed by a further letter and may be issued under an agreement between the Registrar and the applicant. The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

15.1	Front - No Border	371 ± 1.0 mm	
	Aluminium Embossed		83 ± 1.0 mm
	Black Letters & Figures		White Background Reflectoris
		Motor Vehicles other than motor cycles	
	Height of Figure or Letter	54 mm	
	Width of every line in each figure or letter	10 mm	
15.1a	Rear - No Border	371 ± 1.0 mm	
	Aluminium Embossed		106 ± 1.0 mm
	Black Letters & Figures		White Background Reflectoris
		Motor Vehicles other than motor cycles	
	Height of Figure or Letter	72 mm	
	Width of every line in each figure or letter	12 mm	
	OR		
15.2	Front - Border	371 ± 1.0 mm	
	Aluminium Embossed		100 ± 1.0 mm
	Black Letters & Figures		White Background Reflectoris
		Motor Vehicles other than motor cycles	
	Height of Figure or Letter	54 mm or 60 mm	
	Width of every line in each figure or letter	10 mm	

15.2a Rear - Border

300 ± 1.0 mm

Aluminium Embossed



150 ± 1.0 mm

Black Letters & Figures

White Background
ReflectorisedMotor Vehicles
other than
motor cycles

Height of Figure or Letter 54 mm or 60 mm

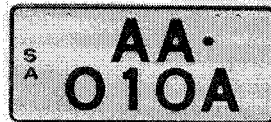
Width of every line in each
figure or letter 10 mm

OR

15.3 Front and Rear Square

300 ± 1.0 mm

Aluminium Embossed



150 ± 1.0 mm

Black Letters & Figures

White Background
ReflectorisedMotor Vehicles
other than
motor cycles

Height of Figure or Letter 54 mm or 60 mm

Width of every line in each
figure or letter 10 mm

OR

15.4 Corporate Number Plates

Premium number plates in the corporate plate format may contain a background, logo and/or slogan, in accordance with an agreement between the Registrar and the applicant.

The plate must conform with the following specifications and design:

371 mm ± 1.0 mm in length and 133 mm ± 1.0 mm in height

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm

Class 16 - Bike Rack Number Plates

A Bike Rack plate must bear the number allotted to the vehicle to which the bike rack is attached and must conform to the following additional specifications and design:

252 ± 1.0 mm

Steel/Aluminium
Embossed



98 ± 1.0 mm

Black Letters & Figures

White Background
Reflectorised

Slogan: SA BETTER BY BIKE

Height of Figure or Letter 50 mm

Width of every line in each
figure or letter 6 mm

General specifications and design

1. The dimensions of the letters or words 'SA', 'SOUTH AUSTRALIA', 'THE FESTIVAL STATE' or any other slogan approved by the Registrar whether preceding the number or appearing in a central position above or below the registration number on which they are permitted, must be as follows:

	Classes 1 and 11	Motor Cycles (except Class 12)	Motor Cycles Class 12	All Other Classes
Height of Figure or Letter	36 mm	10 mm	8 mm	8 - 17 mm
Width of every line in all parts thereof	2 mm	2 mm	1 - 2 mm	1 - 3 mm

(Except Corporate Number Plates which may vary at the discretion of the Registrar).

2. The dimensions of the State Logo appearing on the number plates on which they are permitted, must be as follows:

	Class 3	Class 4	Class 4 Motor Cycle
Diameter	27 - 30 mm	50 mm	27 mm

3. The dimensions of the slogan "SA BETTER BY BIKE" appearing on the Bike Rack number plate must be as follows:

	Class 16
Diameter	13 mm \pm 1.0 mm

4. A number plate will be taken to comply with the requirements of this notice relating to the size of the plate and the size of letters and figures on the plate if the size of the plate or of any figure or letter on the plate-

- (a) does not exceed the size prescribed by this notice by more than 1.0 mm; or
- (b) is not more than 1.0 mm less than the size prescribed by this notice.

5. Notwithstanding the prescribed design and specifications for number plates, a number plate (other than a trailer or bike rack plate) may bear a plate and/or label that complies with Australian Standard 1425, if the vehicle to which the number plate is affixed, is equipped to use LP Gas. However, the plate and label on the number plate must be placed in such a position so as not to obscure any letter, figure, logo or slogan appearing on the number plate.

Transitional provision

A number plate that was manufactured before the date of this notice will be taken to comply with this notice if it complies with the notice under section 47A of the Act published in the *Gazette* on 21 September 1999, (see *Gazette* 21 September 1999 p. 1186).

SCHEDULE 3

*Classes of number plates which may be displayed
pursuant to an agreement under s.47A(4)*

- Class 1 - Numeric
- Class 2 - Alpha Numeric (Non-slogan)
- Class 3 - Slogan
- Class 4 - Personalised
- Class 5 - Jubilee
- Class 6 - Australian Grand Prix
- Class 9 - Name Plates
- Class 10 - Custom
- Class 15 - Premium

Dated 10 April 2000.

R. J. FRISBY, Registrar of Motor Vehicles

ROAD TRAFFIC ACT 1961

Higher Mass Limits for Vehicles Fitted with Road Friendly Suspensions

PURSUANT to Section 163AA of the Road Traffic Act 1961, I, T. N. Argent, Executive Director, Transport SA, as an authorised delegate of the Minister for Transport and Urban Planning, hereby exempt vehicles fitted with 'Road Friendly Suspensions', as defined in Clause 3.1.1, for vehicle configurations as described in Table 1 of this notice, from the axle and axle group mass limits in Schedule 1 Table 1 of the Road Traffic (Mass and Loading Requirements) Regulations 1999 as detailed in Table 2 of this notice, for travel on only those routes specified in this notice, in accordance with approvals granted under Section 161A of the said Act.

This exemption is subject to the following conditions:

1. *Special Conditions*

- 1.1 This notice or a legible copy shall be carried by the driver of the vehicle at all times when operating under this exemption and be produced when requested by an Inspector appointed under the Road Traffic Act 1961 or a Police Officer.
- 1.2 Drivers of road trains when operating under this exemption must also carry a copy of:
- 1.2.1 The current *South Australian Government Gazette* notice titled 'Operation of Road Train Vehicles in South Australia'; and
- 1.2.2 The information booklet titled 'Operation of Road Train Vehicles in South Australia' Edition No. 1 (Part 1 clauses 1-6, 8-10 and Part 2 clauses 11-17 only), issued by Transport SA.
- 1.3 Drivers of B-Doubles when operating under this exemption must also carry a copy of:
- 1.3.1 The current *South Australian Government Gazette* notice titled 'Operation of B-Double Vehicles up to 25 m in Length', and
- 1.3.2 The information booklet titled 'Operation of Medium Combination Vehicles in South Australia' Edition No. 1 (clauses 1-6, 8-10 only) issued by Transport SA.
- 1.4 Drivers of Stinger Car Carriers which are more than 20.117 m long when operating under this exemption must also carry a copy of:
- 1.4.1 The current *South Australian Government Gazette* notice titled 'Operation of Stinger Car Carriers up to 23 m in Length'; and
- 1.4.2 The information booklet titled 'Operation of Medium Combination Vehicles in South Australia' Edition No. 1 (clauses 1-6, 8-10 only), issued by Transport SA.
- 1.5 The axle mass limits and other conditions specified in this notice take precedence over any mass limits and conditions specified for B-Doubles, Stinger Car Carriers and Road Trains operating under existing *South Australian Government Gazette* notices.

2. *Approved Vehicles*

- 2.1 Only the axle groups specified for vehicles and/or combinations nominated in Table 1 with the corresponding registration codes and which are fitted with road friendly suspensions are approved to operate, at higher mass limits, under this notice.

Table 1

Vehicle Configuration		Registration Code
a	Rigid Trucks fitted with a tandem drive axle group and operated without a trailer.	2R3, 2R4 SR3, SR4
b	Rigid Trucks fitted with a tandem drive axle group towing a Stinger Car Carrier trailer that is fitted with a tandem axle group.	SR3, SR4 T2
c	Articulated vehicles where the prime mover is fitted with a tandem drive axle group and the semi trailer is fitted with either a tandem or triaxle group.	SP3 T2, T3
d	Buses fitted with a single drive axle or a six tyred tandem axle group (which includes the drive axle) at the rear.	2B2, 2B3
e	B-Doubles where the prime mover is fitted with a tandem drive axle group and the trailers are fitted with either tandem or triaxle groups.	MP3 T2, T3
f	Double and Triple Road Trains where the prime mover is fitted with a tandem drive axle group, the semi trailers are fitted with either tandem or triaxle group and the converter dolly is fitted with a tandem axle group.	1LP3, 2LP3 T2 T3

3. *Definitions*

3.1 For the purpose of this notice the following definitions shall apply:

- 3.1.1 'Road Friendly Suspensions'; for vehicles manufactured prior to 1 July 2000, means a suspension system that uses air bags in combination with effective hydraulic dampers, with the air bags being the principal suspension medium.
- 3.1.2 'Mass Management Accreditation Scheme' means a scheme specified in this notice.
- 3.1.3 A 'Stinger Car Carrier' means a rigid motor vehicle fitted with a tandem drive axle group towing a trailer which has a tandem axle group located at the rear and where the front of the trailer is connected to the rear of the motor vehicle by a coupling. The overall length of the vehicle combination, including any load shall not exceed 23 m.
- 3.1.4 A 'General Access Vehicle' means a vehicle included under vehicle configuration a or c or d, specified in Table 1 or a Rigid Truck towing a Stinger Car Carrier trailer less than 20.117 m long. For General Access Vehicles, this notice shall stand alone.
- 3.1.5 A 'Restricted Access Vehicle' means a vehicle included under vehicle configuration e or f, specified in Table 1 or a Rigid Truck towing a Stinger Car Carrier trailer longer than 20.117 m. For these Restricted Access Vehicles, this notice shall be read in conjunction with the relevant *South Australian Government Gazette* notice exemption.

4. *Axle Mass Limits*

- 4.1 The total mass on the axle or axle group shall not exceed the limits listed in Table 2 for the specified axle or axle group.
- 4.2 The mass limits specified in Table 2 shall only apply to axles or axle groups fitted with a road friendly suspension (except for the steer axle on the Road Train prime mover).

Table 2

Axle or Axle Group Configuration	Mass Limit (tonnes)	Mass Limit under this Notice (tonnes)
Single drive axle on buses fitted with 4 tyres	9.0	10.0
Tandem axle groups fitted with 6 tyres	13.0	14.0
Tandem axle groups fitted with 8 tyres	16.5	17.0
Triaxle group fitted with 12 tyres	20.0	22.5
Single steer axle fitted with wide single tyres* on road train prime mover registered 1LP3 and/or 2LP3	6.0	6.7
* tyres with section width greater than 375mm		

5. *Mass Accreditation*

- 5.1 Vehicles or vehicle configurations fitted with triaxle groups where the triaxle group is loaded in accordance with Table 2 are required to be accredited under one of the following Mass Management Accreditation Schemes and display a label that identifies scheme membership.
- 5.1.1 Transport SA Heavy Vehicle Mass Management Accreditation Scheme.
- 5.1.2 Mass Management Module of the National Heavy Vehicle Accreditation Scheme (Victorian).
- 5.1.3 National Heavy Vehicle Accreditation Scheme for Mass Management, known as the Mass Management Accreditation (Pilot) Program (Victorian).
- 5.2 Vehicles accredited under the schemes specified in 5.1.2 and 5.1.3 may operate in South Australia under the terms and conditions and on the routes detailed in this notice, provided the driver;
- 5.2.1 has determined that a higher mass limit route is available by reference to the maps contained in this notice; and
- 5.2.2 records the route details on a Route Compliance Certificate and has signed the Certificate; and
- 5.2.3 carries the Route Compliance Certificate in the vehicle when operating at higher mass limits; and
- 5.2.4 produces the Certificate if requested by a Transport SA Inspector or Police Officer; and
- 5.2.5 retains the original copy of the Certificate for a period of not less than 12 months from the date it is signed for auditing purposes.

6. *Routes*

- 6.1 Vehicle configurations a, c and d, specified in Table 1 and Rigid Trucks towing Stinger Car Carrier trailers with a total combined length of 20.117 m or less shall operate only on the approved routes specified in the maps titled 'Route Network for General Access Vehicles fitted with Road Friendly Suspension' as included in this notice.
- 6.2 B-Doubles operating in accordance with the *South Australian Government Gazette* notice titled 'Operation of B-Double Vehicles up to 25 m in Length', may operate at increased mass limits only where routes specified in the *South Australian Government Gazette* notice 'Operation B-Double Vehicles up to 25 m in Length', are also routes specified in the maps 'Route Network for General Access Vehicles fitted with Road Friendly Suspension', as included in this notice.
- 6.3 Stinger Car Carriers operating in accordance with *South Australian Government Gazette* notice titled 'Operation of Stinger Car Carriers up to 23 m in Length', may operate at increased mass limits only where routes specified in the *South Australian Government Gazette* notice 'Operation of Stinger Car Carriers up to 23 m in Length', are also routes specified in the maps 'Route Network for General Access Vehicles fitted with Road Friendly Suspension', as included in this notice.
- 6.4 Double and Triple Road Trains operating in accordance with the *South Australian Government Gazette* notice titled 'Operation of Road Trains in South Australia', may operate at increased mass limits only where routes specified in the *South Australian Government Gazette* notice titled 'Operation of Road Train Vehicles in South Australia', are also routes specified in the maps 'Route Network for General Access Vehicles fitted with Road Friendly Suspension', as included in this notice.

7. *Vehicle Specifications*

7.1 General requirements:

- 7.1.1 The vehicle and/or combination shall not be driven or loaded in excess of the manufacturers rating for axle, suspension, tyre and coupling capacities or in excess of the manufacturers gross vehicle mass and gross combination mass ratings.
- 7.1.2 South Australian registered vehicles shall not exceed the Gross Vehicle Mass Limit and/or Gross Combination Mass Limit as shown on the certificate of registration for that vehicle
- 7.1.3 Vehicles registered in other States and Territories shall comply with the requirements of Clause 7.1.1 or the Gross Vehicle Mass and/or Gross Combination Mass as shown on the certificate of registration for that vehicle.
- 7.1.4 Vehicles manufactured prior to 1 July 2000 must be fitted with certified Road Friendly Suspensions before 1 July 2002.
- 7.1.5 Vehicles manufactured on or after 1 July 2000 must have a suspension system that is certified as complying with the performance criteria detailed in the Federal Office of Road Safety Vehicle Standards Bulletin 11 – Certification of Road – Friendly Suspension Systems, April 1999.
- 7.1.6 Any reference in this notice to a vehicle length of 20.117 m only applies prior to 1 June 2000. On and from 1 June 2000, vehicle combinations must not exceed an overall length of 19 m and rigid buses must not exceed an overall length of 12.5 m.

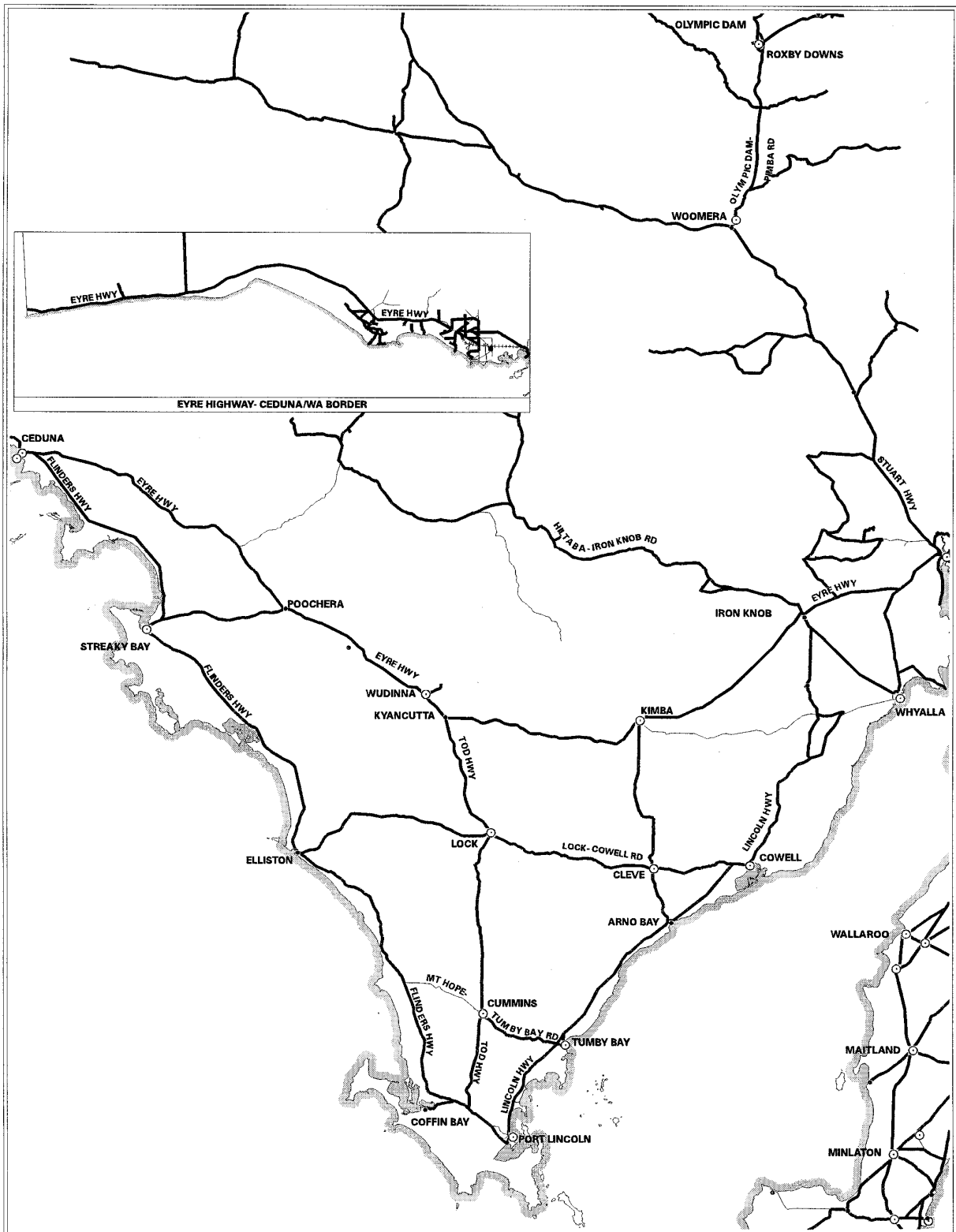
7.2 B-Double Coupling Requirements:

- 7.2.1 The 'D' rating for fifth wheel couplings and king pins shall be equal to or greater than 112 kN.


7.3 Road Train Coupling Requirements:

- 7.3.1 For Double Road Trains the minimum 'D' rating for the fifth wheel couplings and king pins shall be equal to or greater than 135 kN and the minimum 'D' rating for tow couplings and drawbar eyes shall be equal to or greater than 15 tonnes.
- 7.3.2 For Triple Road Trains the minimum 'D' rating for the fifth wheel couplings and king pins shall be equal to or greater than 173 kN and the minimum 'D' rating for tow couplings and drawbar eyes shall be equal to or greater than 21 tonnes.

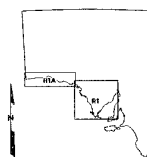
This notice is valid from midnight 1 May 2000 and the notices titled "Higher Mass Limits for Vehicles Fitted with Road Friendly Suspensions" that appeared in the *South Australian Government Gazettes*, dated 24 February 2000 and 23 March 2000, are revoked at midnight on 1 May 2000.



Route Network for General Access Vehicles fitted with Road Friendly Suspension

 Higher Mass Limits Approved Routes

These routes include National Highways, State Arterial Roads, roads in the Unincorporated Areas and roads under the control of Local Government.

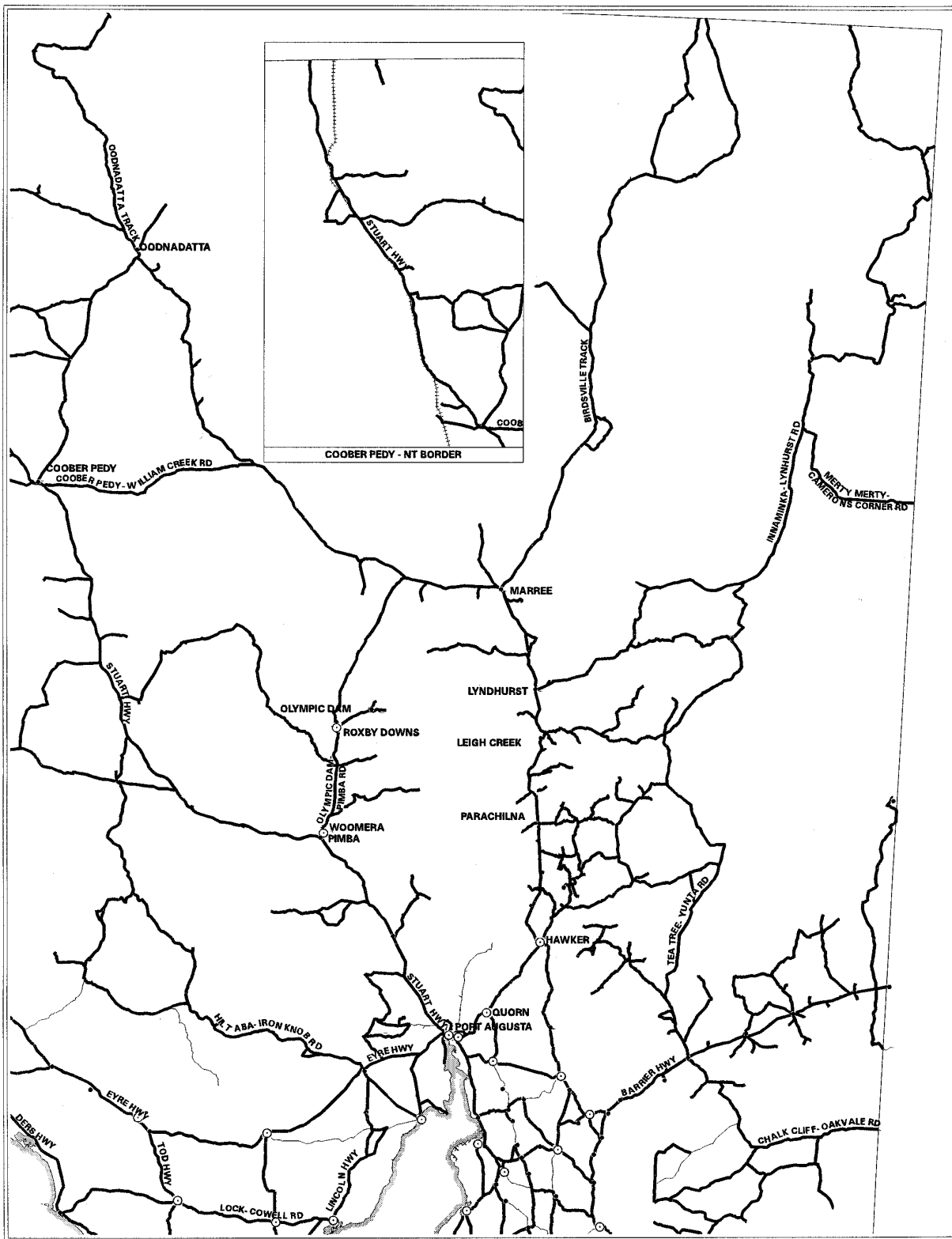


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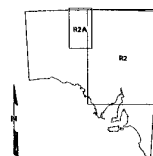
Produced by Transport Information Management Section



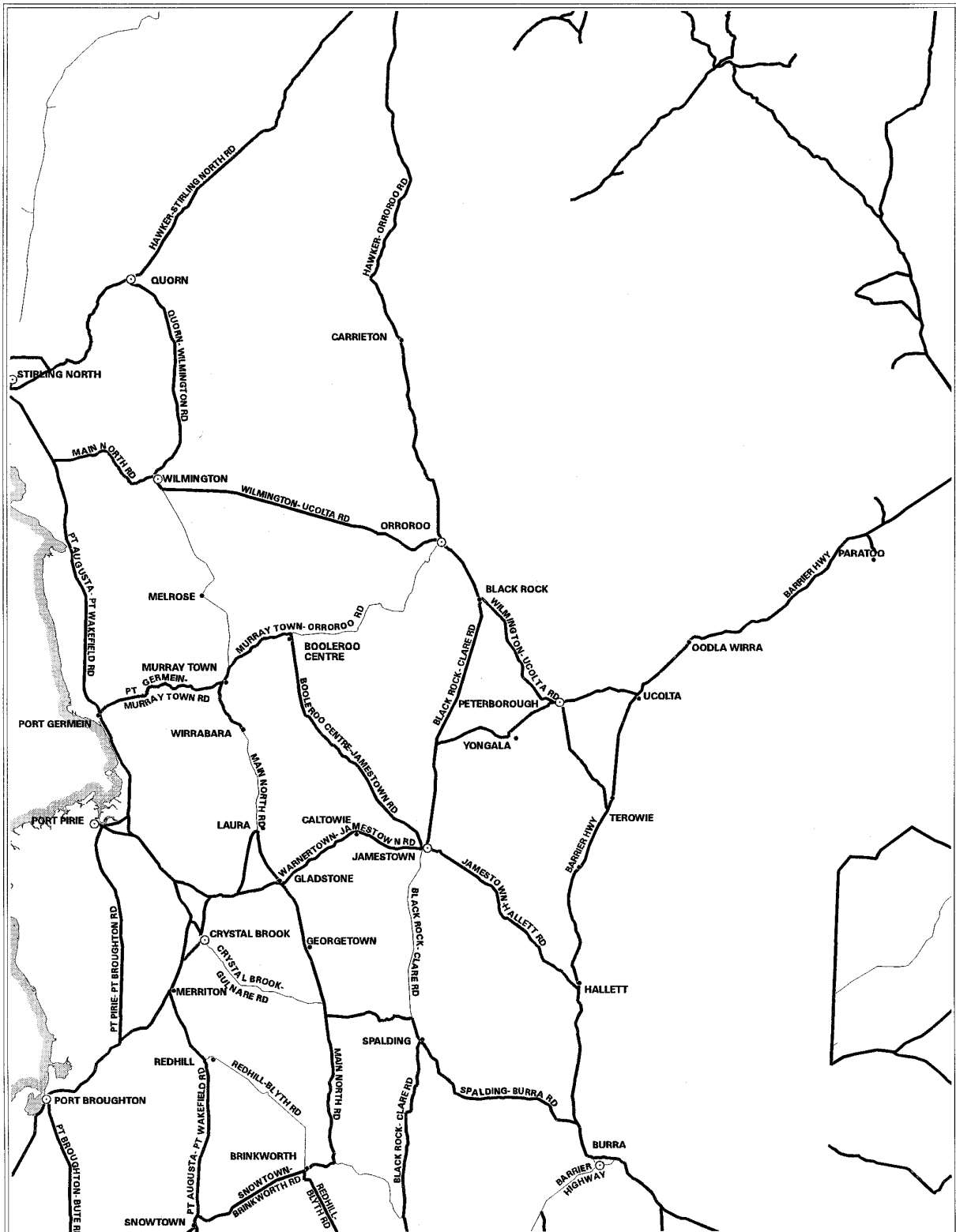
Route Network for General Access Vehicles fitted with Road Friendly Suspension

 Higher Mass Limits Approved Routes

These routes include National Highways, State Arterial Roads, roads in the Unincorporated Areas and roads under the control of Local Government.



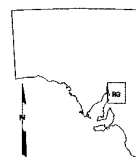
Produced by Transport Information Management Section



Route Network for General Access Vehicles fitted with Road Friendly Suspension

 Higher Mass Limits Approved Routes

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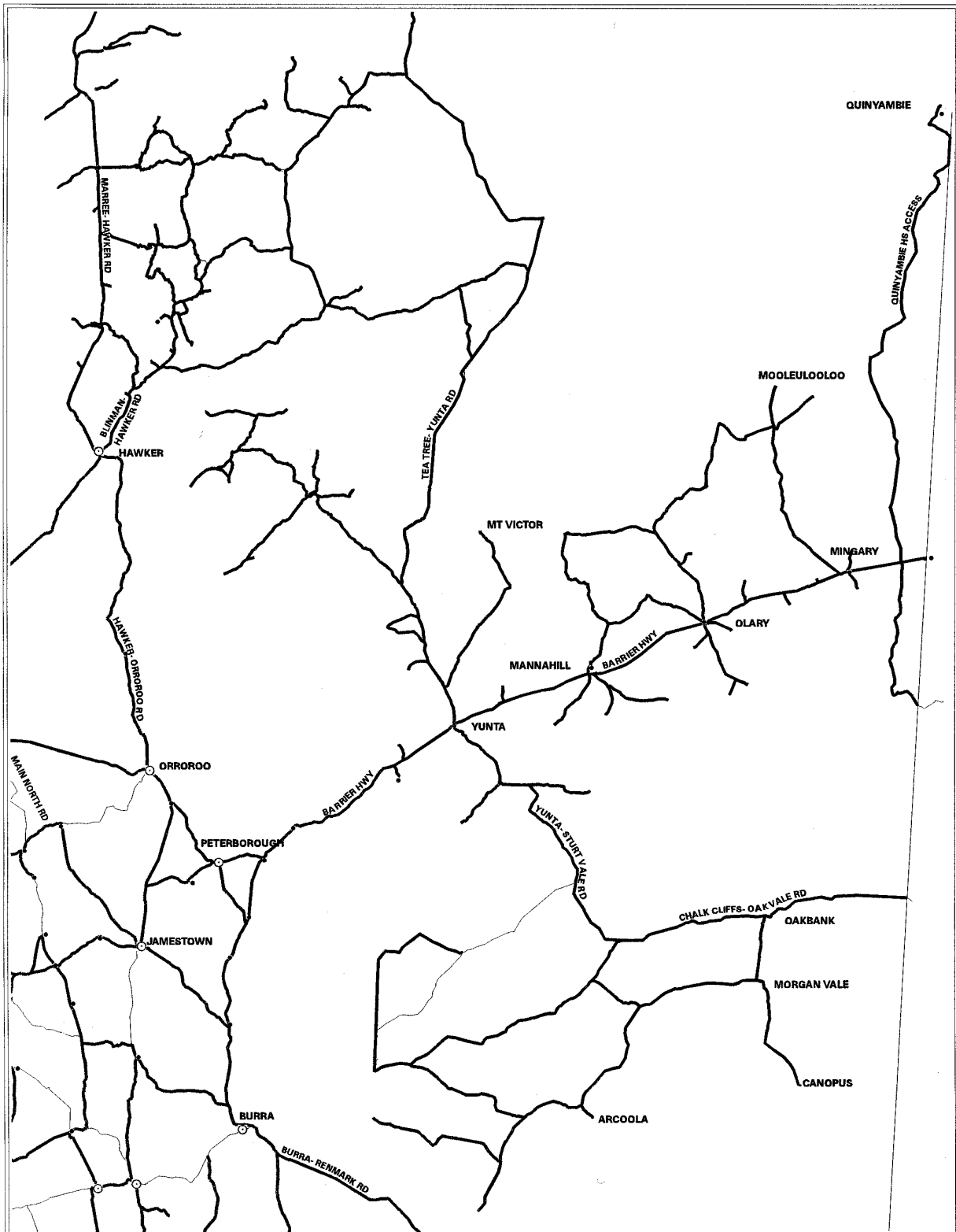


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Route Network for General Access Vehicles fitted with Road Friendly Suspension

 Higher Mass Limits Approved Routes

These routes include National Highways, State Arterial Roads, roads in the Unincorporated Areas and roads under the control of Local Government.

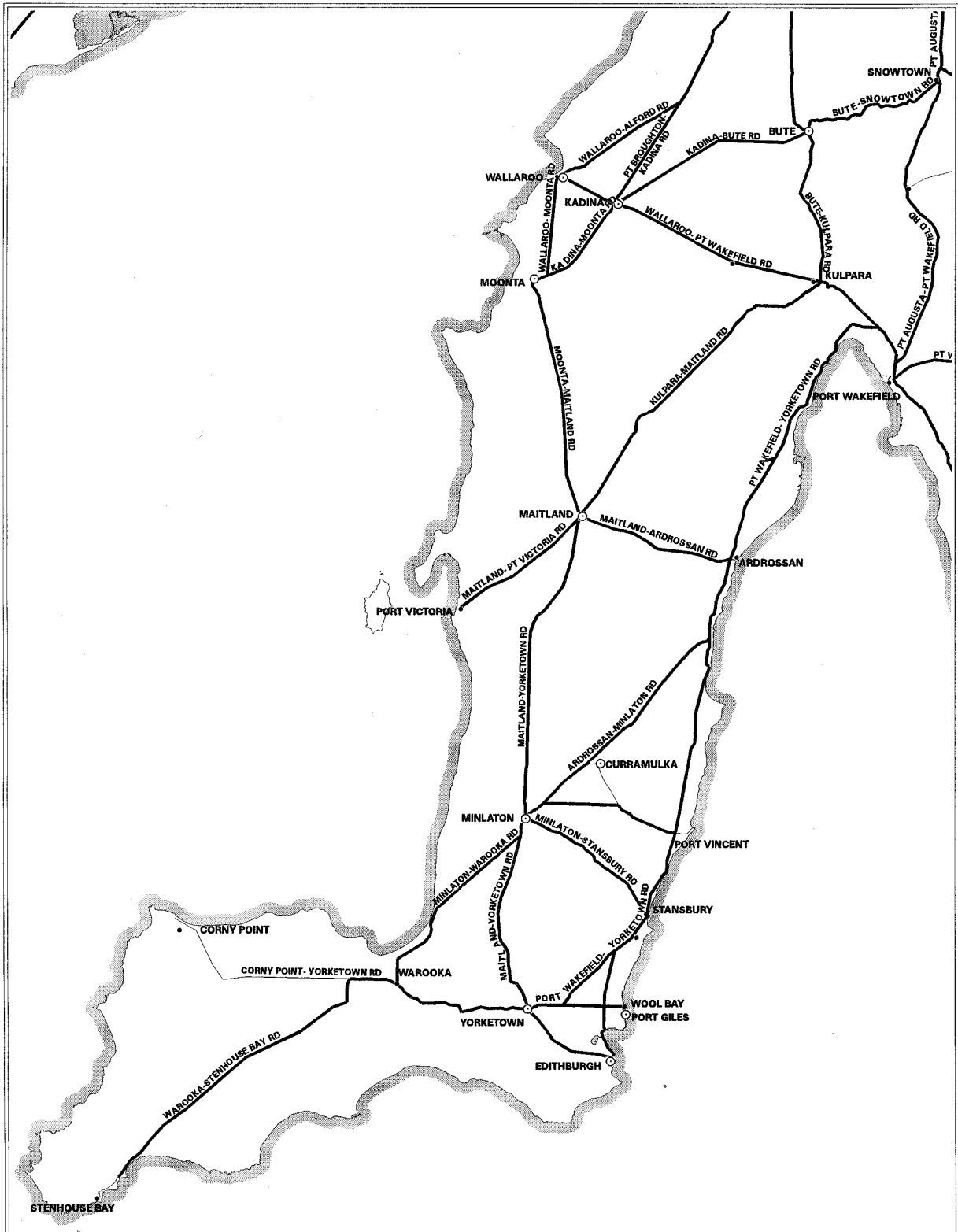


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Route Network for General Access Vehicles fitted with Road Friendly Suspension

 Higher Mass Limits Approved Routes

These routes include National Highways, State Arterial Roads, roads in the Unincorporated Areas and roads under the control of Local Government.

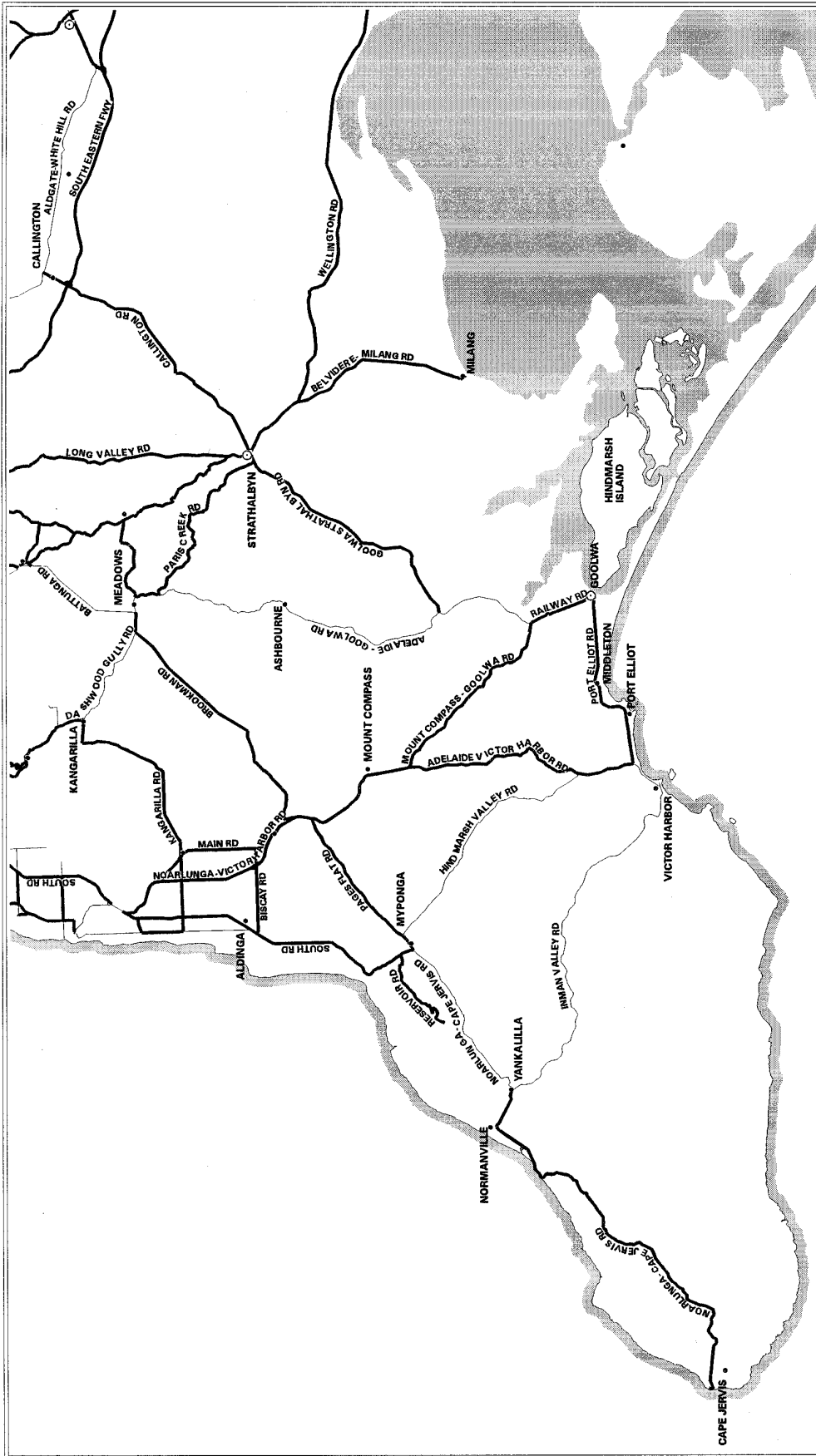


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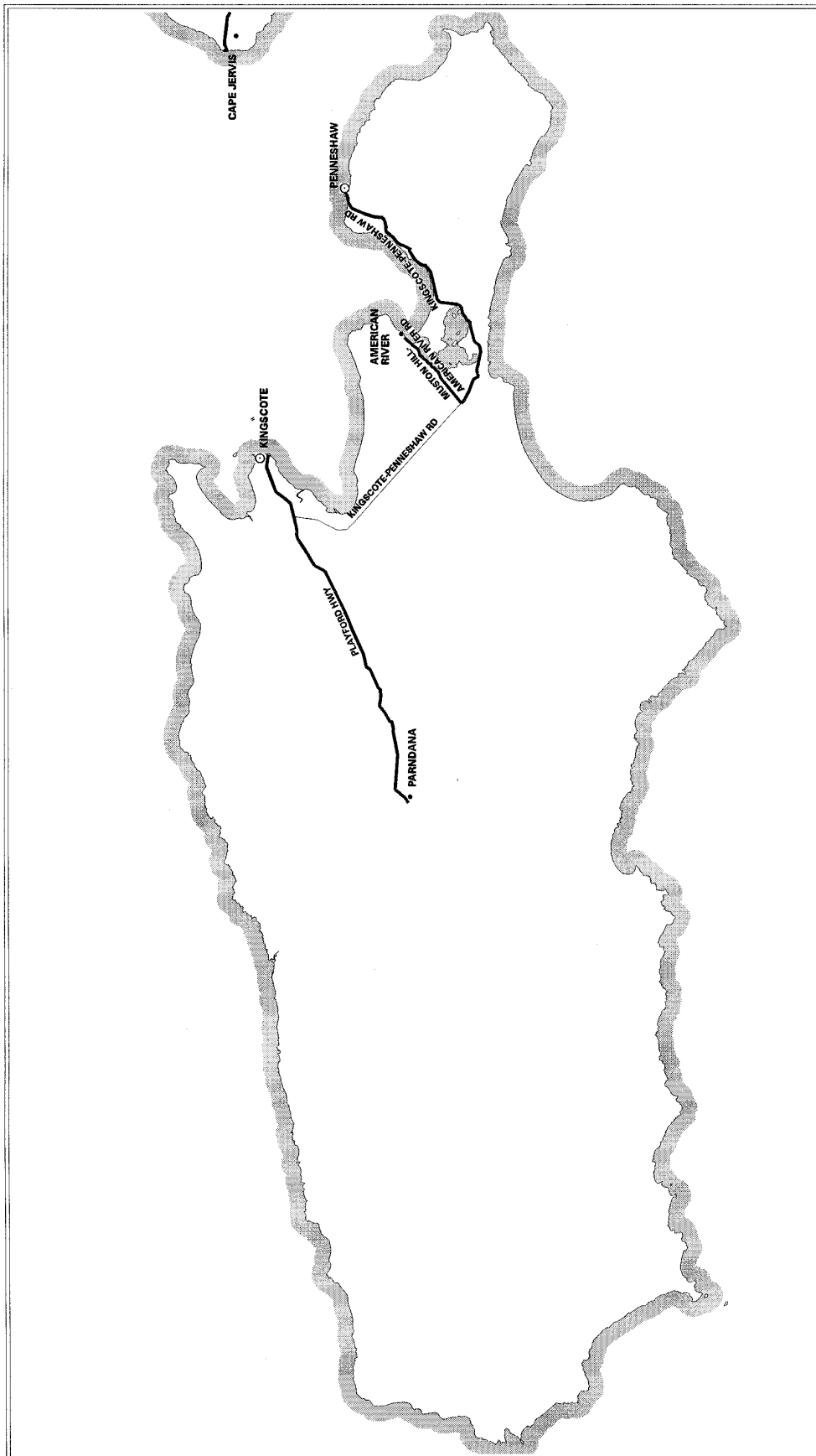
**Route Network for General Access Suspension
fitted with Road Friendly Suspension**

Higher Mass Limits Approved Routes

These routes include National Highways,
State Arterial Roads, roads in the
Unincorporated Areas and roads under
the control of Local Government.

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Map: RB - 17 April 2000



Route Network for General Access Vehicles fitted with Road Friendly Suspension

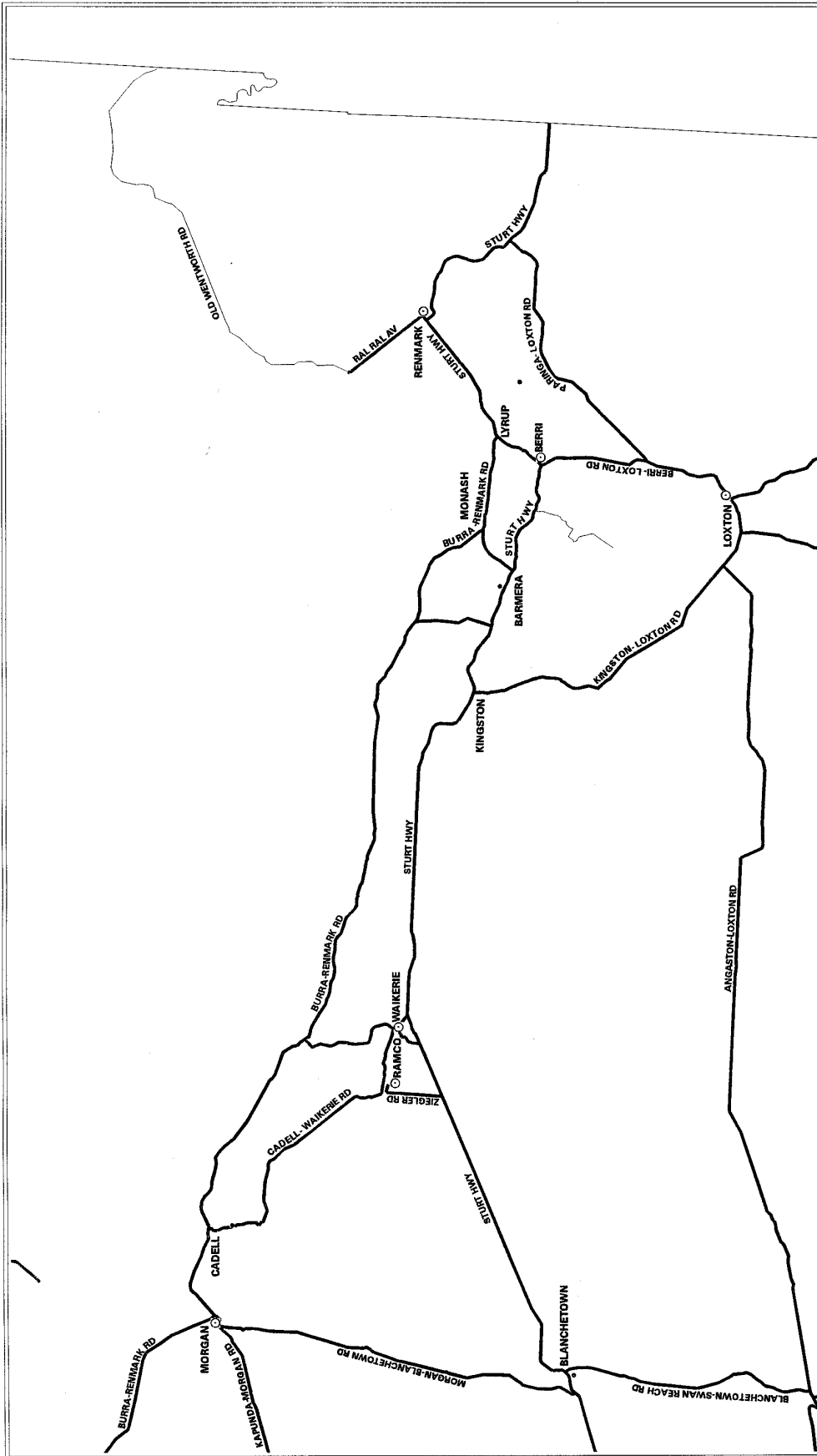
These routes include National Highways, State Arterial Roads, roads in the Unincorporated Areas and roads under the control of Local Government.

Higher Mass Limits Approved Routes



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Map : RBA - 17 April 2000

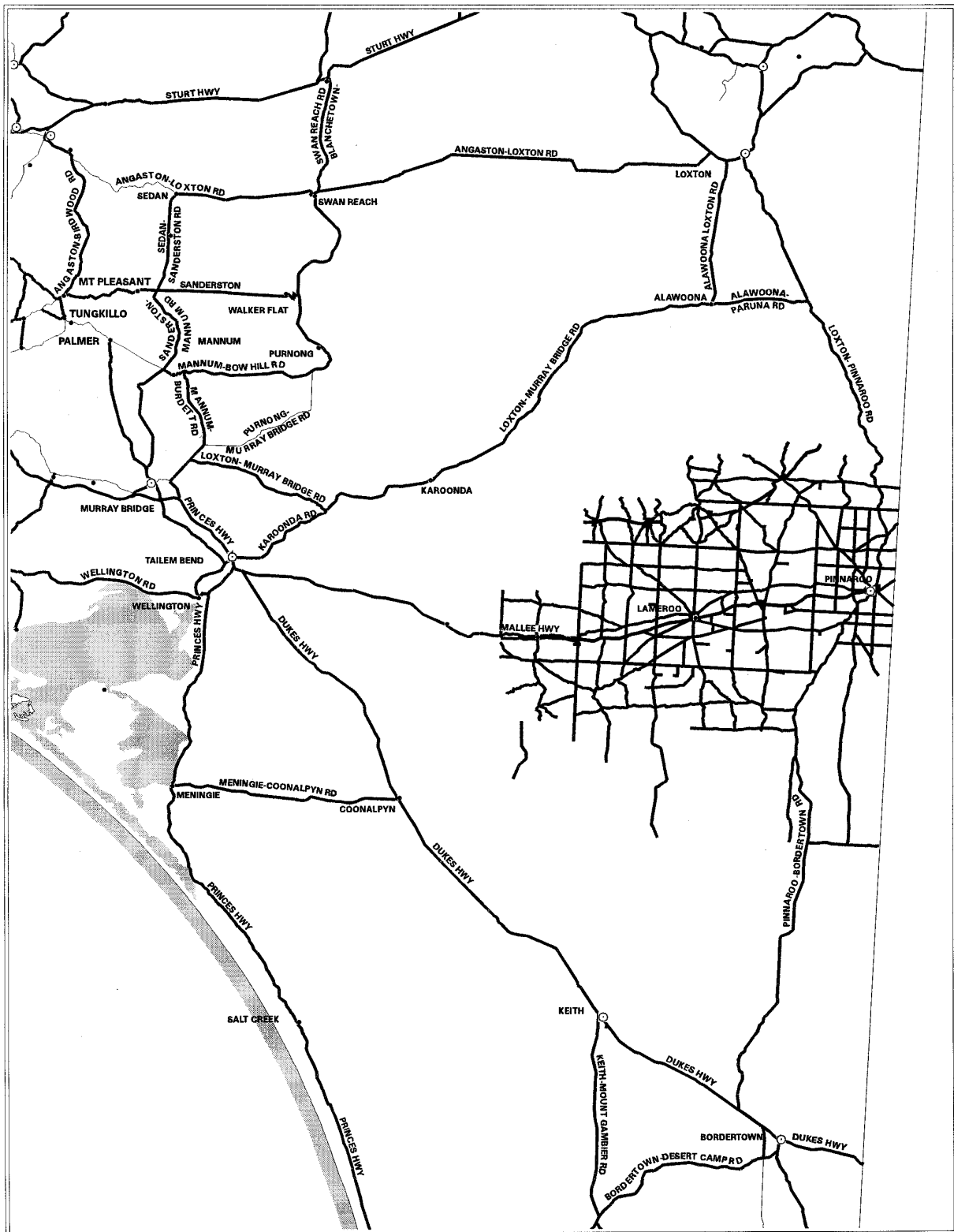


Route Network for General Access Vehicles fitted with Road Friendly Suspension

These routes include National Highways, State Arterial Roads, roads in the Unincorporated Areas and roads under the control of Local Government.

Higher Mass Limits Approved Routes

Produced by Transport Information Management Section



Route Network for General Access Vehicles fitted with Road Friendly Suspension

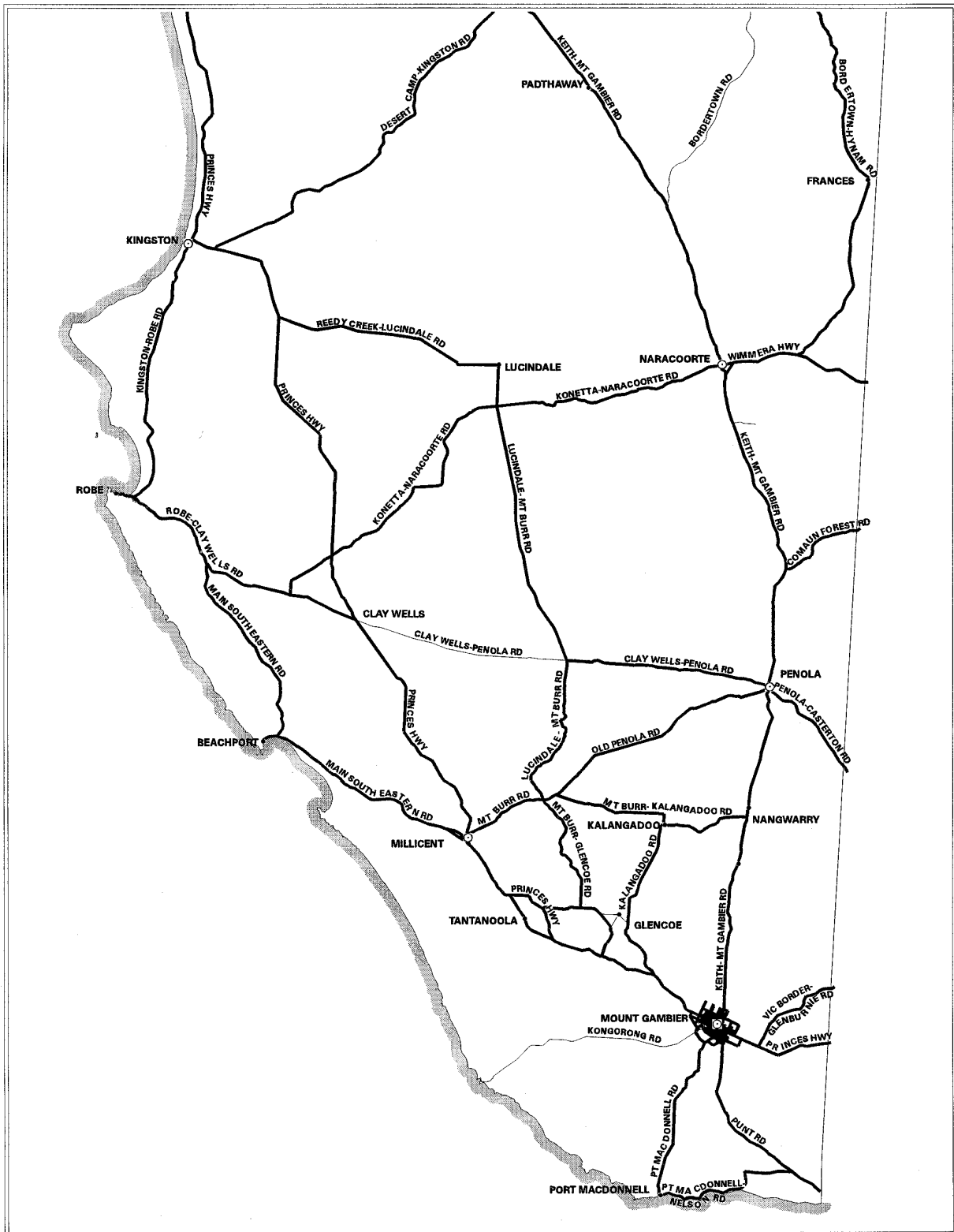
 Higher Mass Limits Approved Routes

These routes include National Highways, State Arterial Roads, roads in the Unincorporated Areas and roads under the control of Local Government.



Produced by Transport Information Management Section

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Route Network for General Access Vehicles fitted with Road Friendly Suspension

 Higher Mass Limits Approved Routes

These routes include National Highways, State Arterial Roads, roads in the Unincorporated Areas and roads under the control of Local Government.

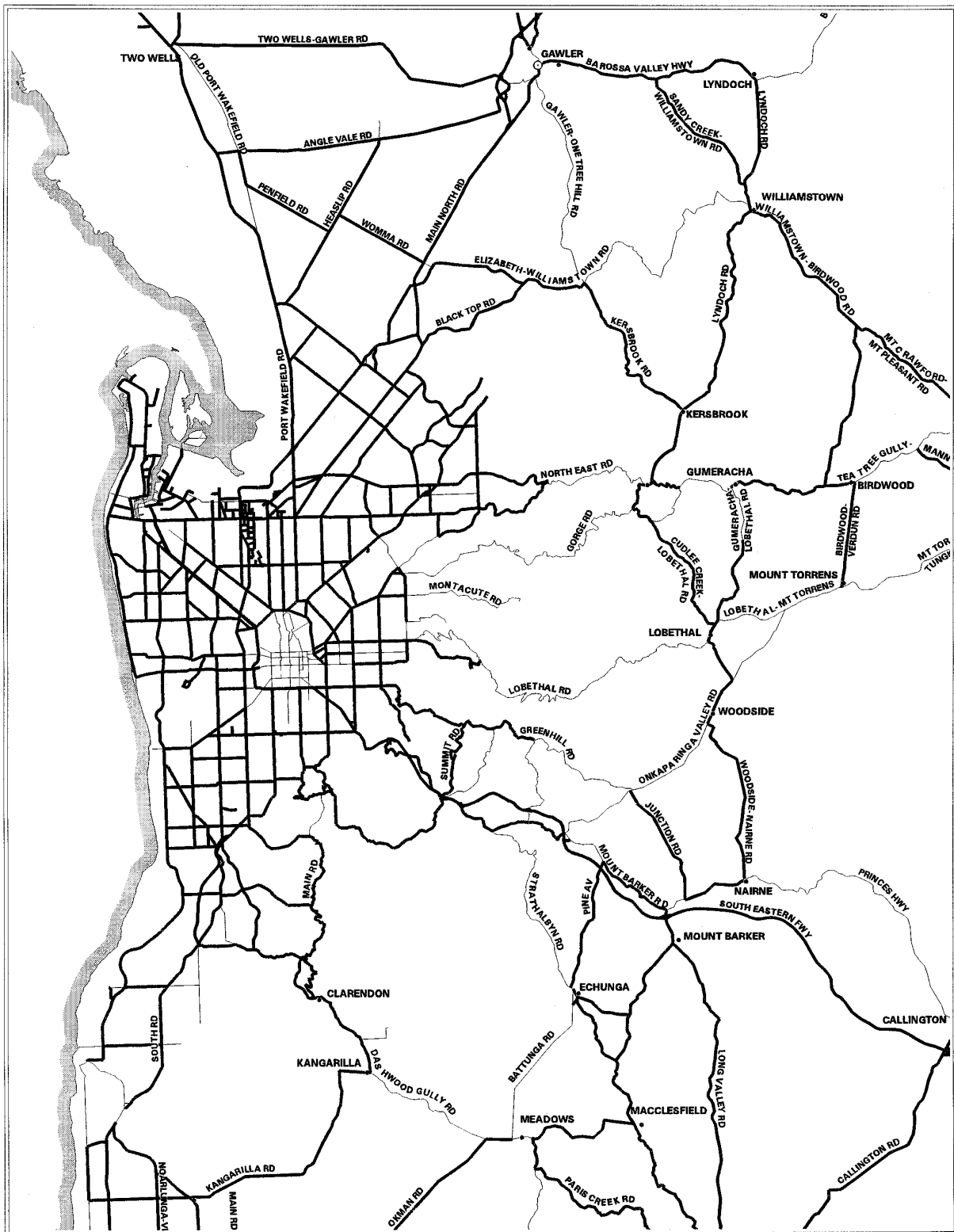


Government of South Australia




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Route Network for General Access Vehicles fitted with Road Friendly Suspension

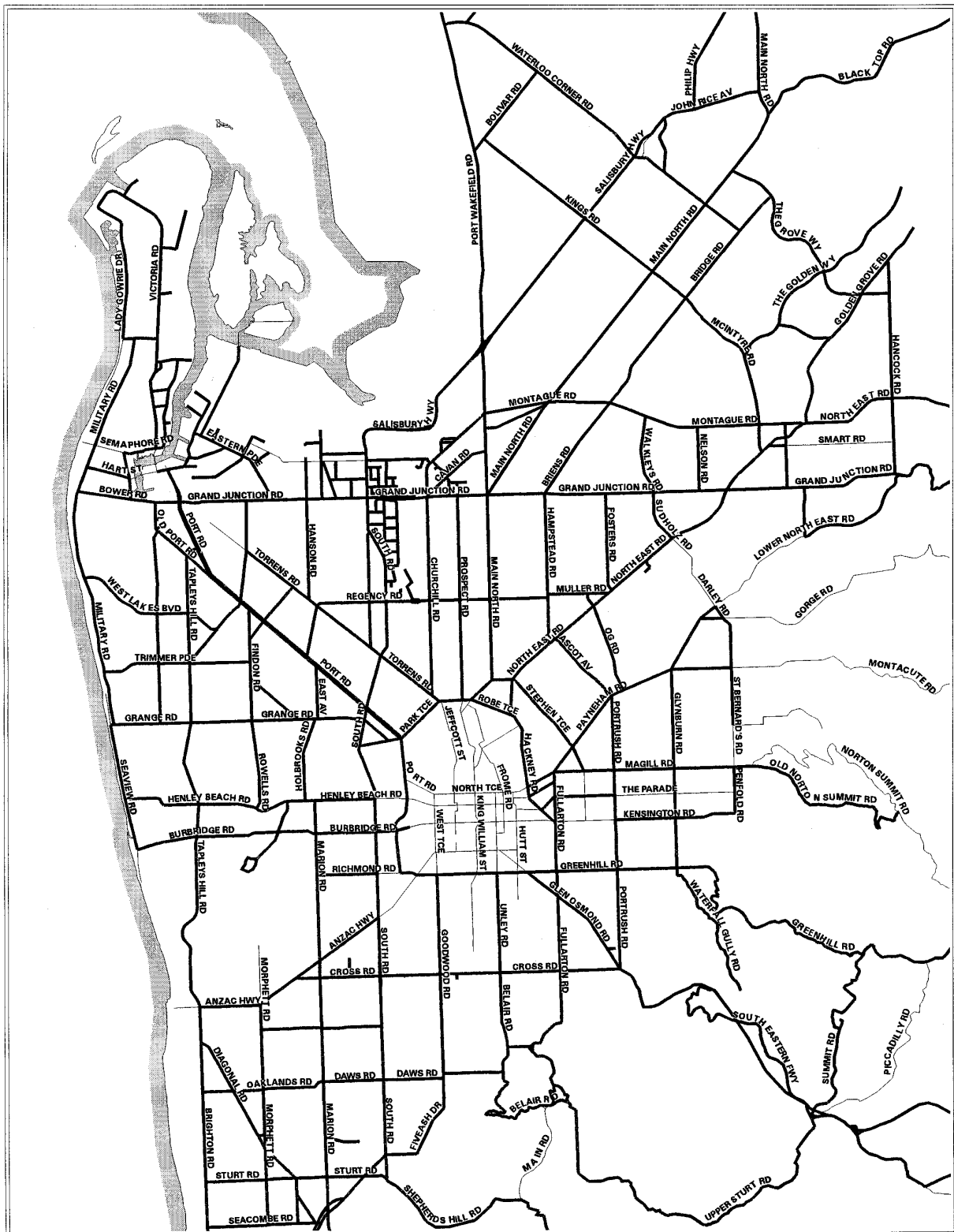
 Higher Mass Limits Approved Routes

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TRANSPORT SA

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Route Network for General Access Vehicles fitted with Road Friendly Suspension

 Higher Mass Limits Approved Routes

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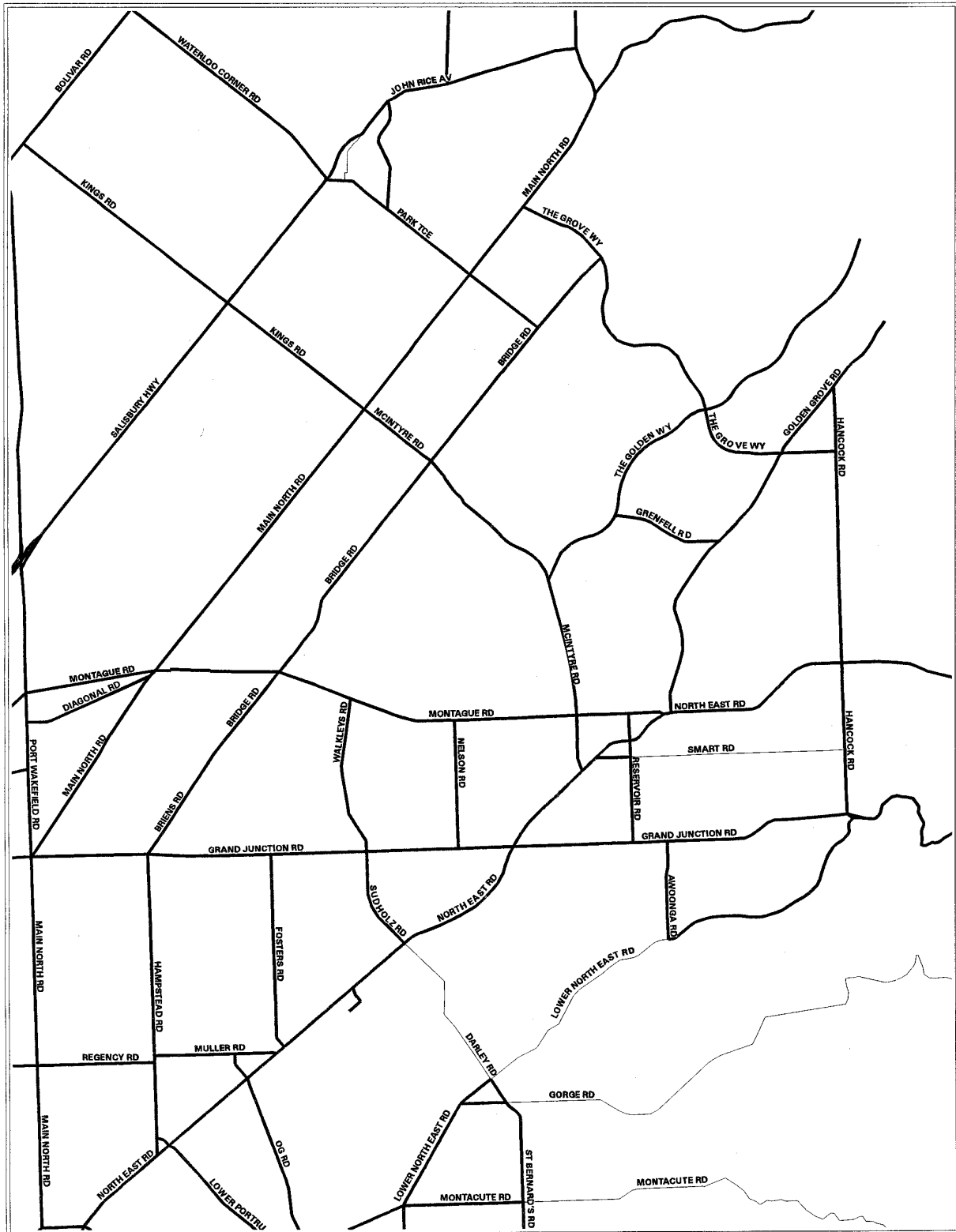
Route Network for General Access Vehicles fitted with Road Friendly Suspension

 Higher Mass Limits Approved Routes

These routes include National Highways, State Arterial Roads, roads in the Unincorporated Areas and roads under the control of Local Government.



Produced by Transport Information Management Section



Route Network for General Access Vehicles fitted with Road Friendly Suspension

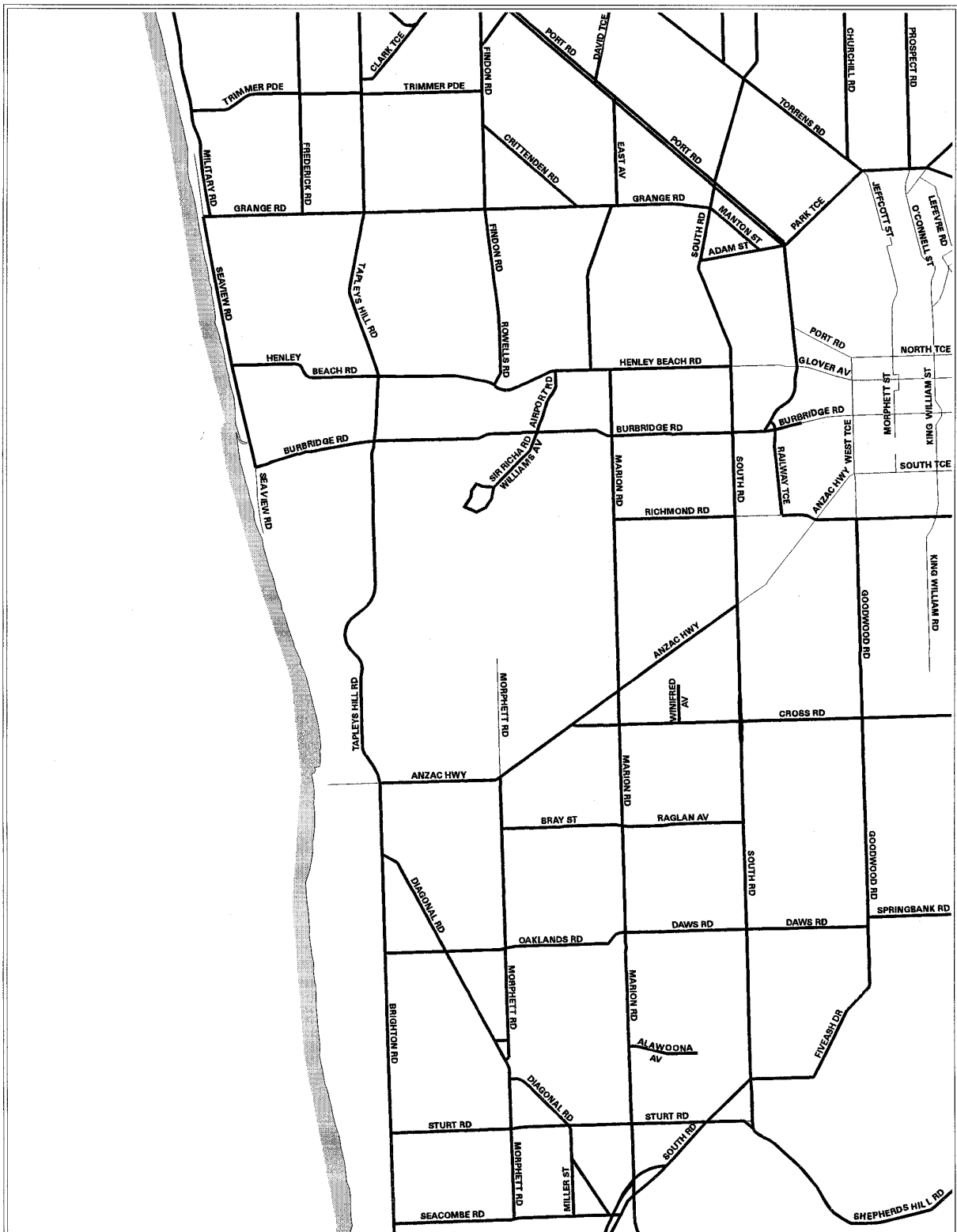
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Route Network for General Access Vehicles fitted with Road Friendly Suspension

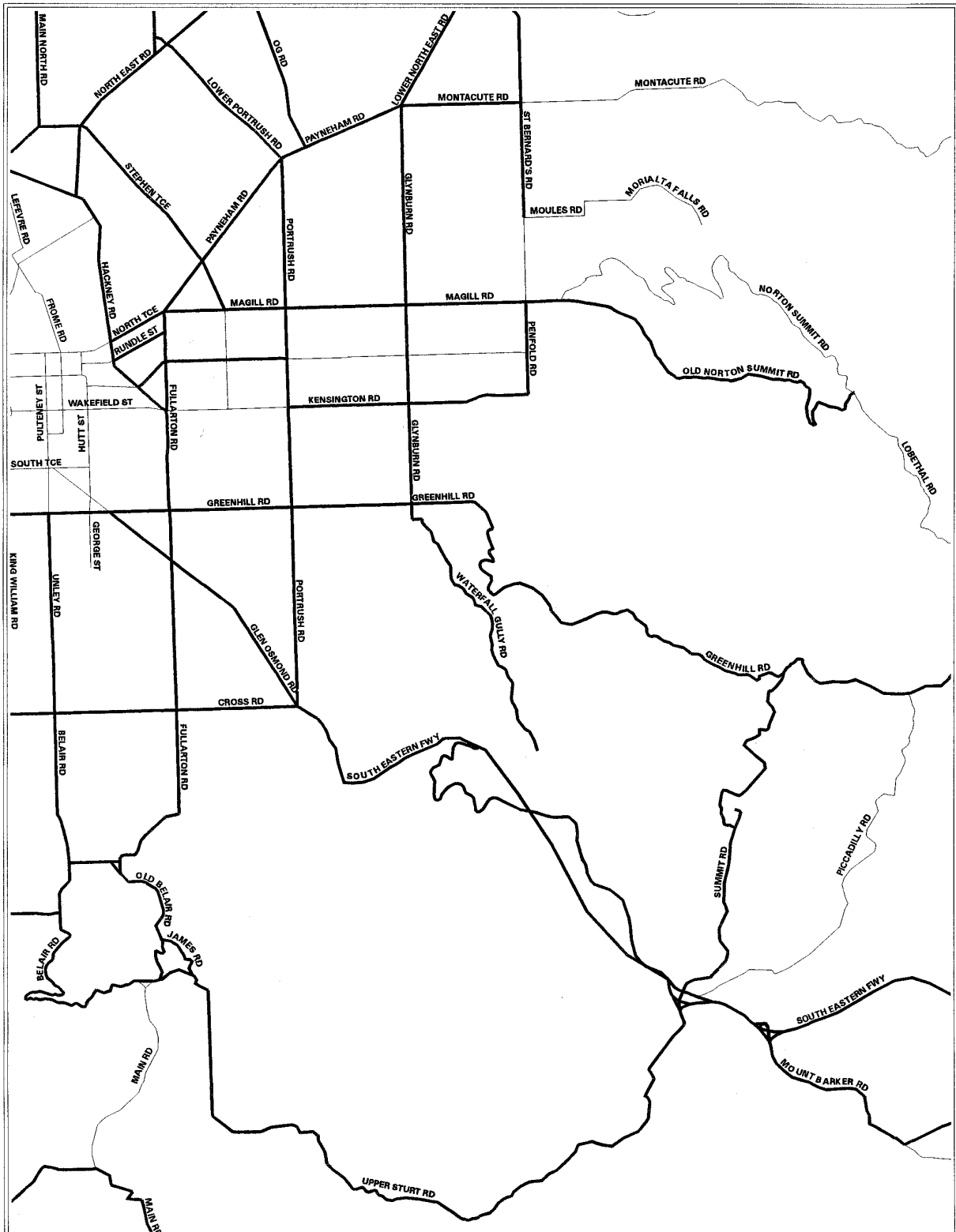
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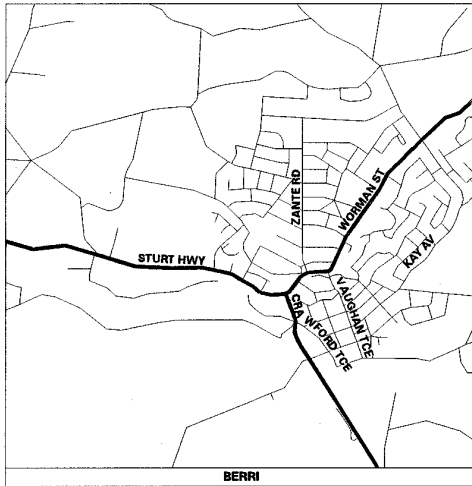


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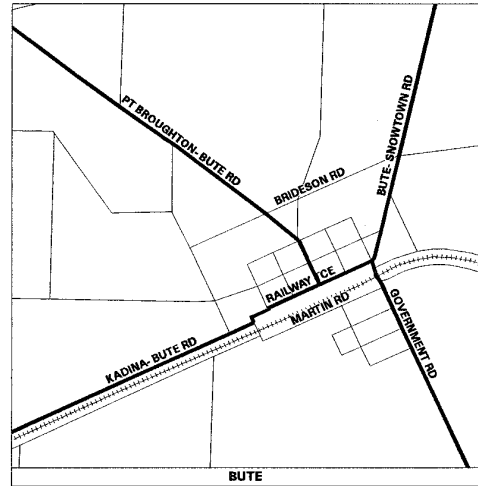


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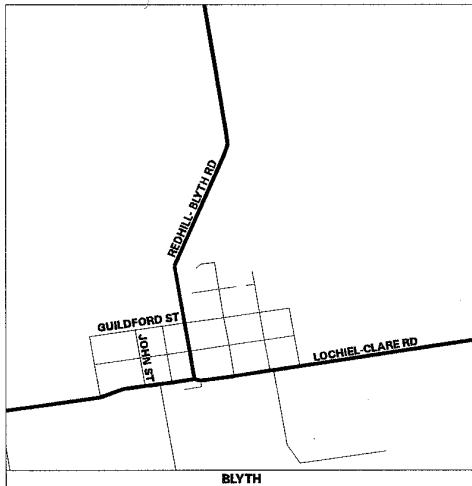
Produced by Transport Information Management Section



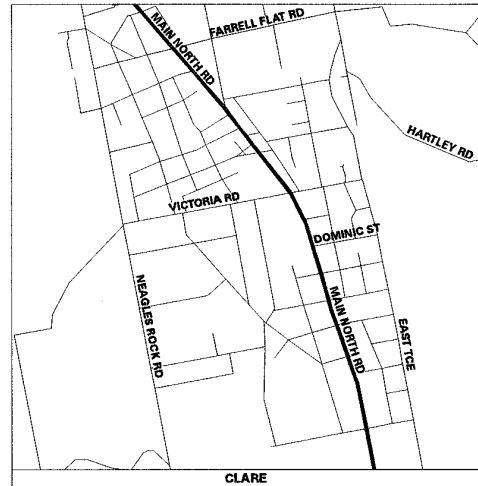
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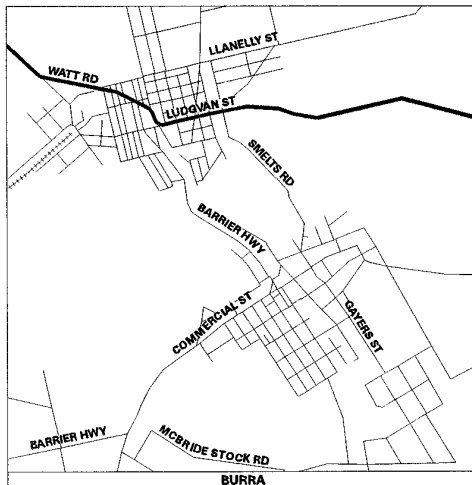
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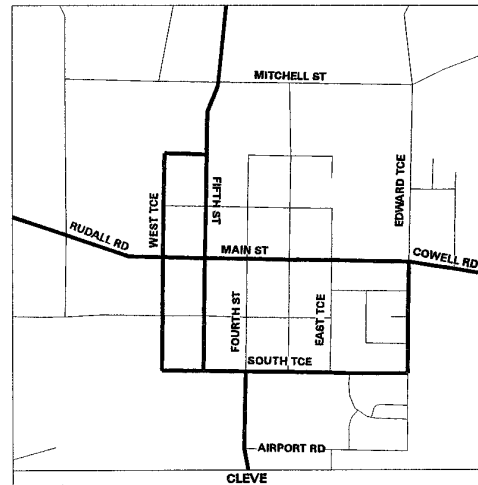
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CLARE



BURRA



CLEAVE

Township Maps
Route Network for General Access Vehicles
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 Higher Mass Limits Approved Routes

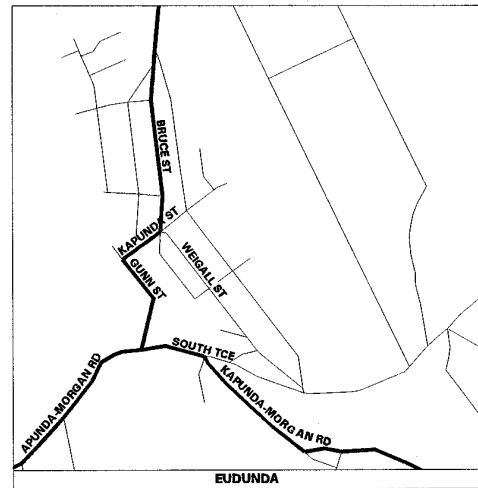
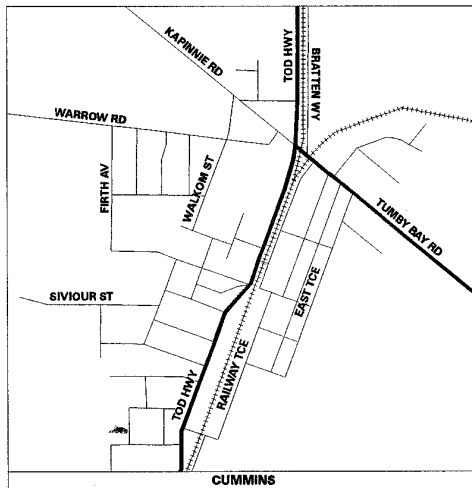
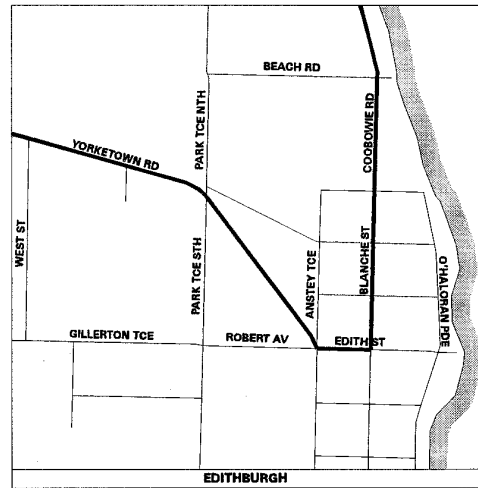
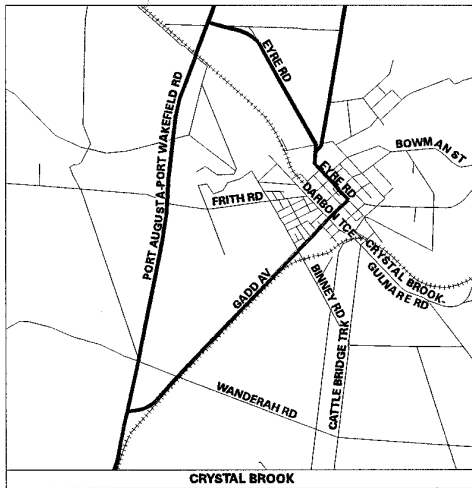
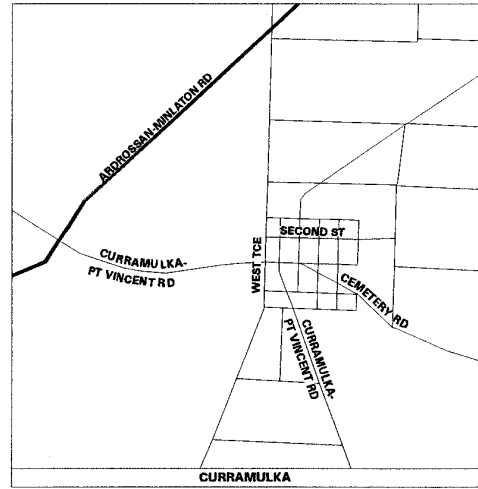
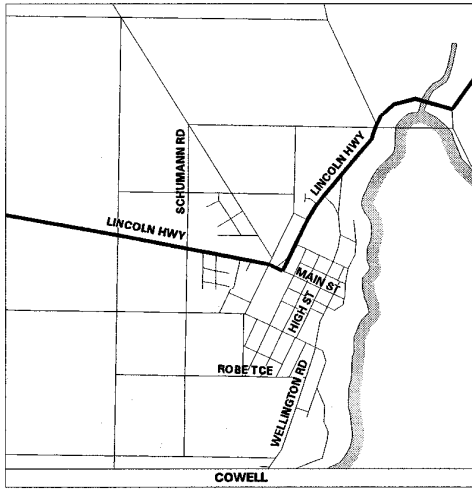
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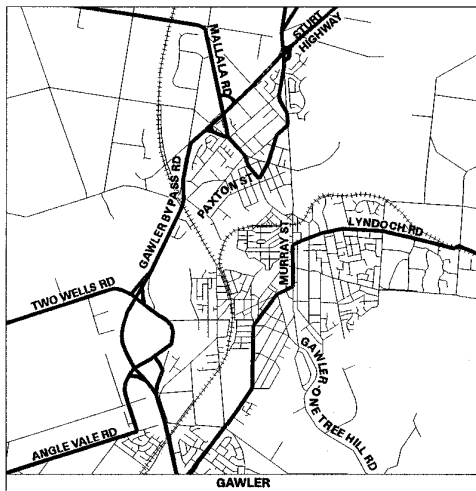


**Township Maps
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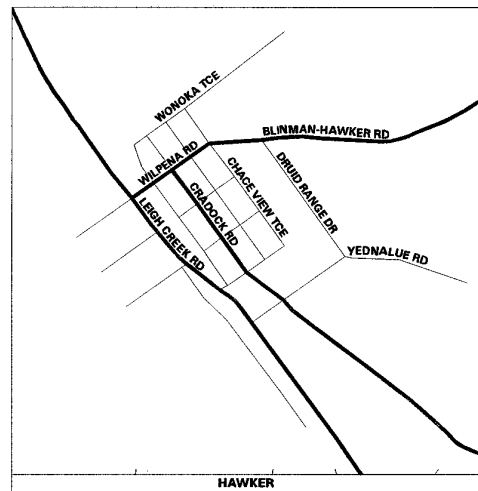
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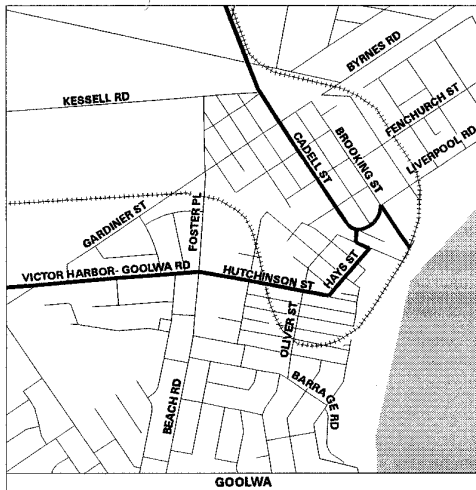




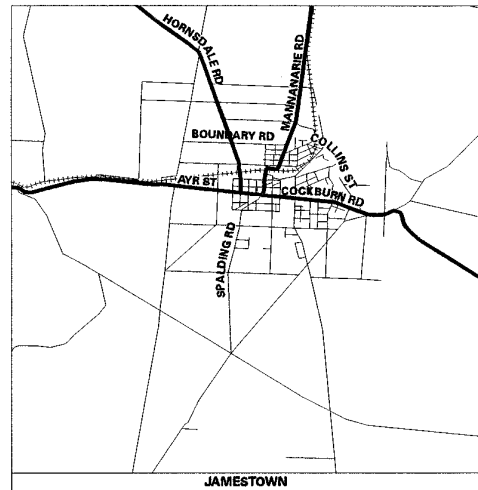
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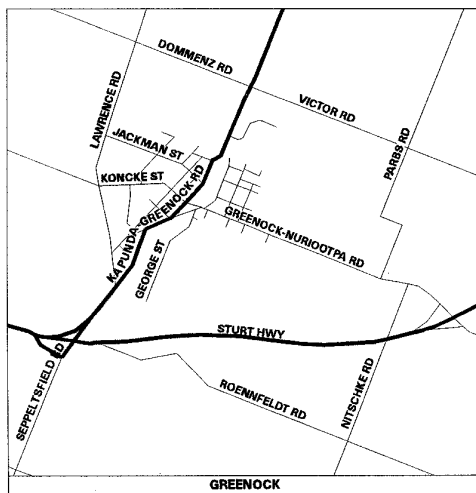
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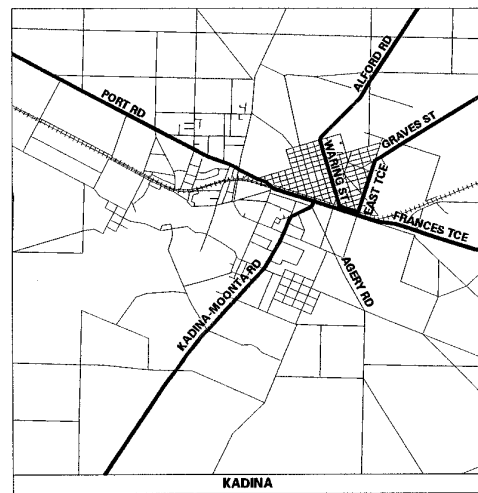
GOOLWA



JAMESTOWN



GREENOCK



KADINA

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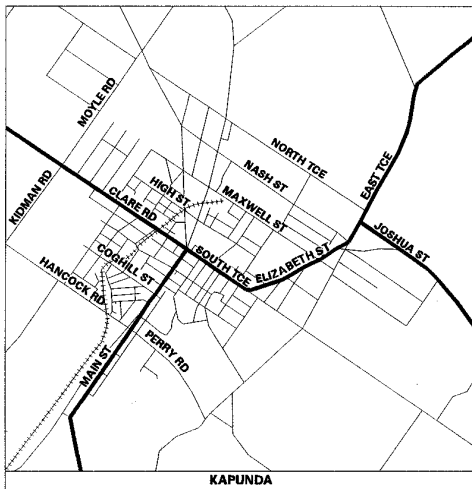
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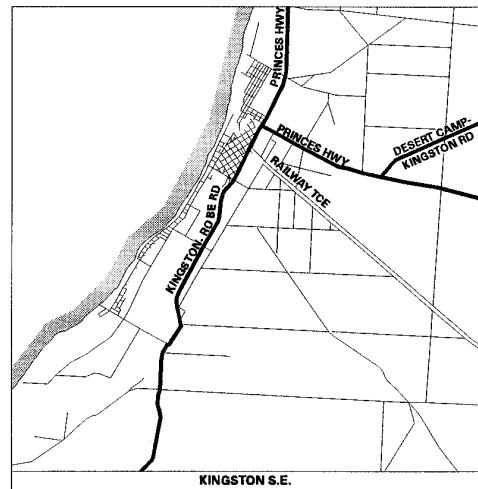
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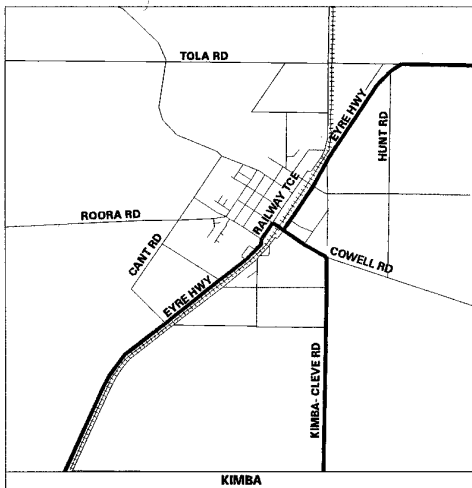
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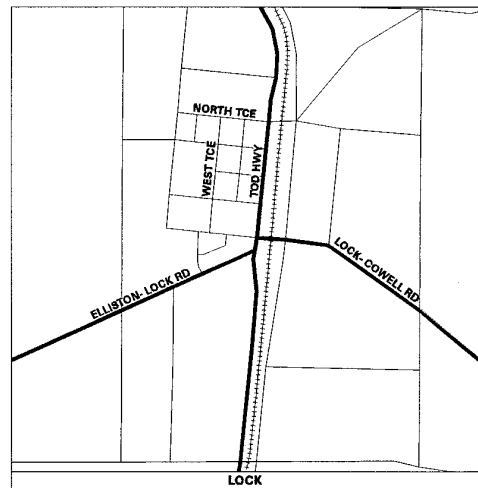
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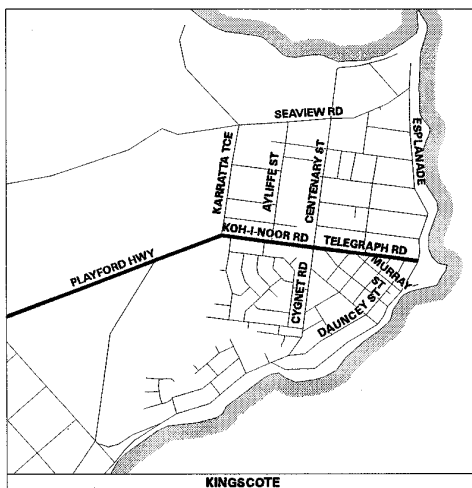
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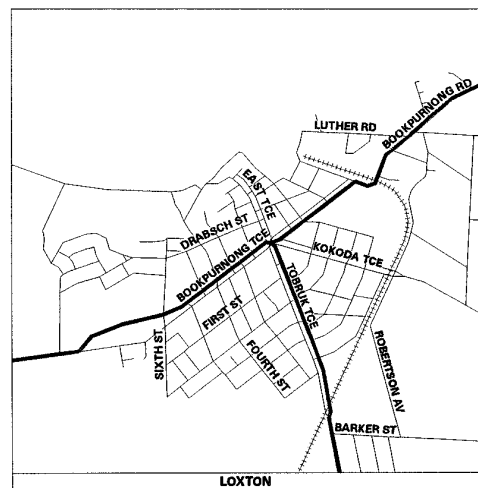
KIMBA



LOCK



KINGSCOTE



LOXTON

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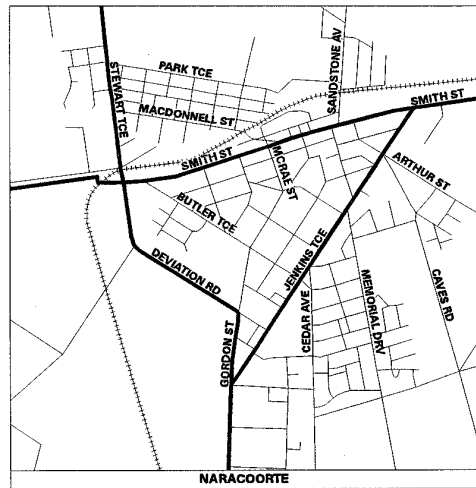
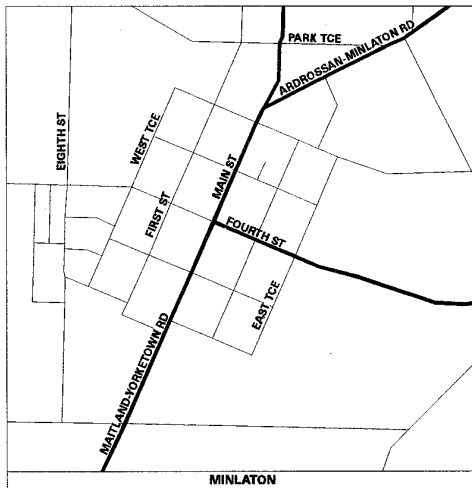
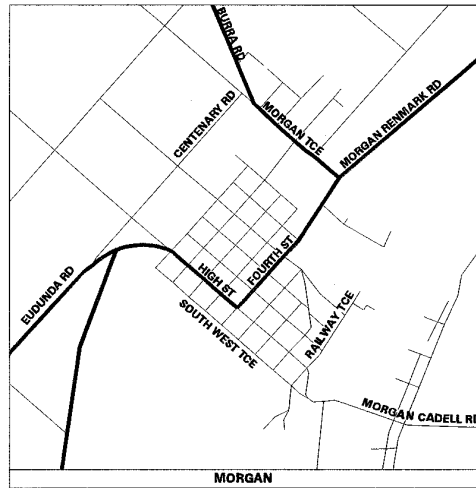
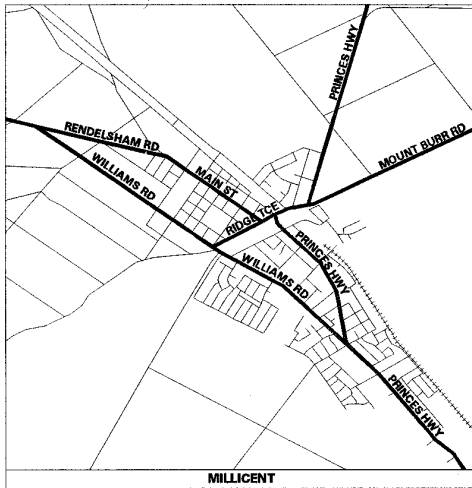
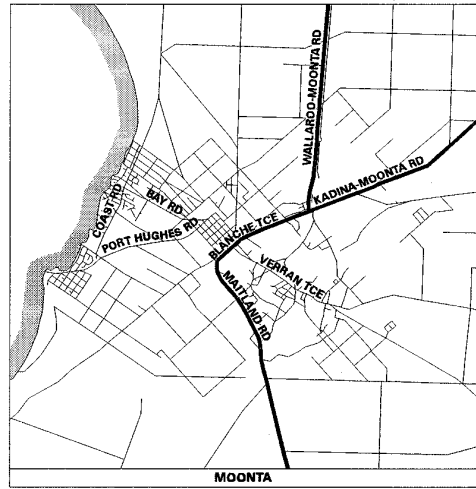
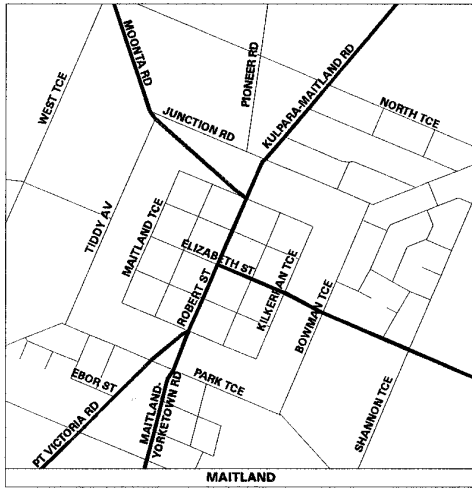
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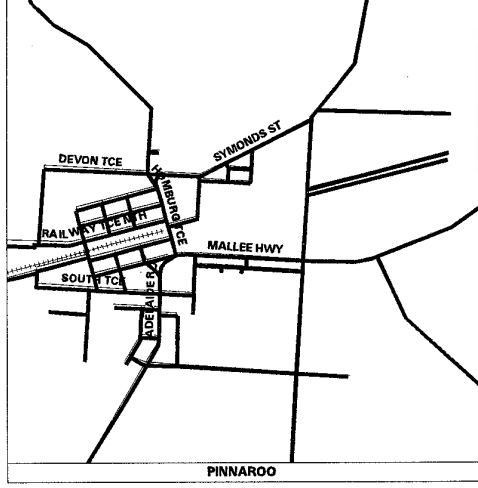
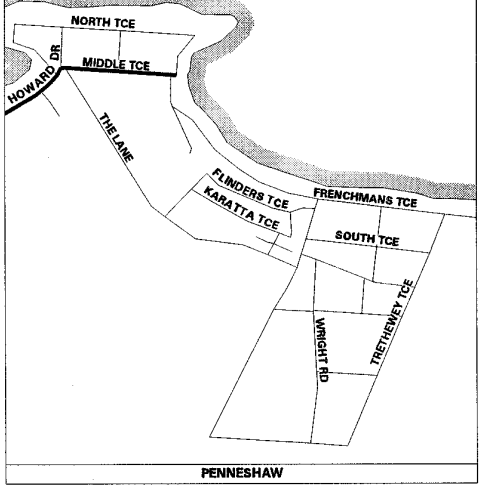
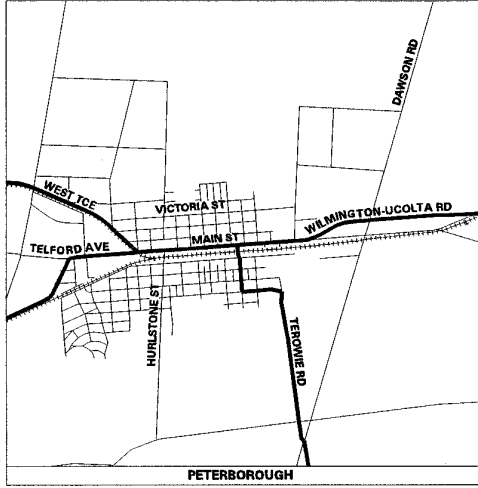
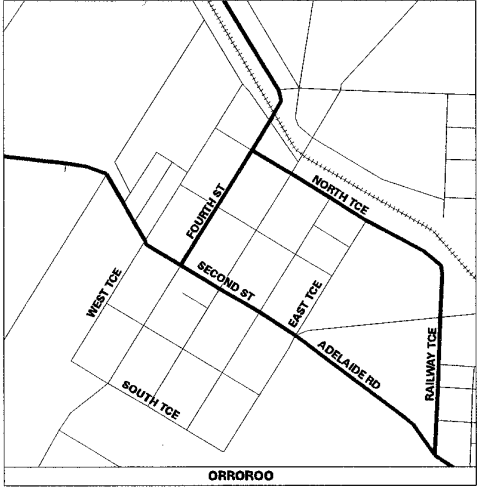
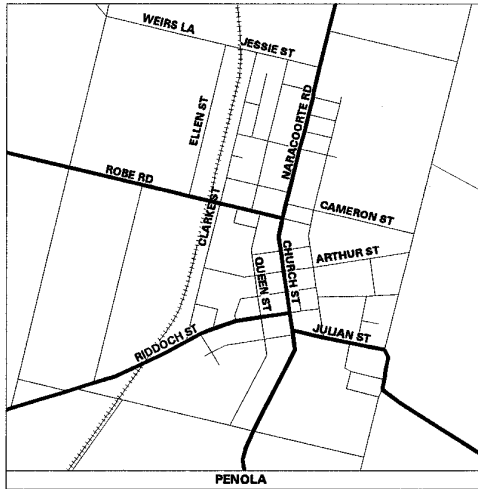
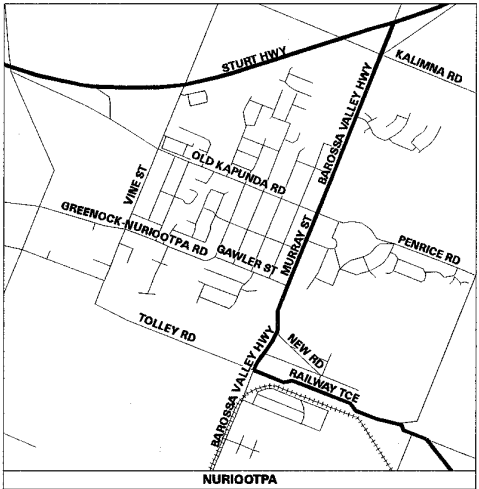
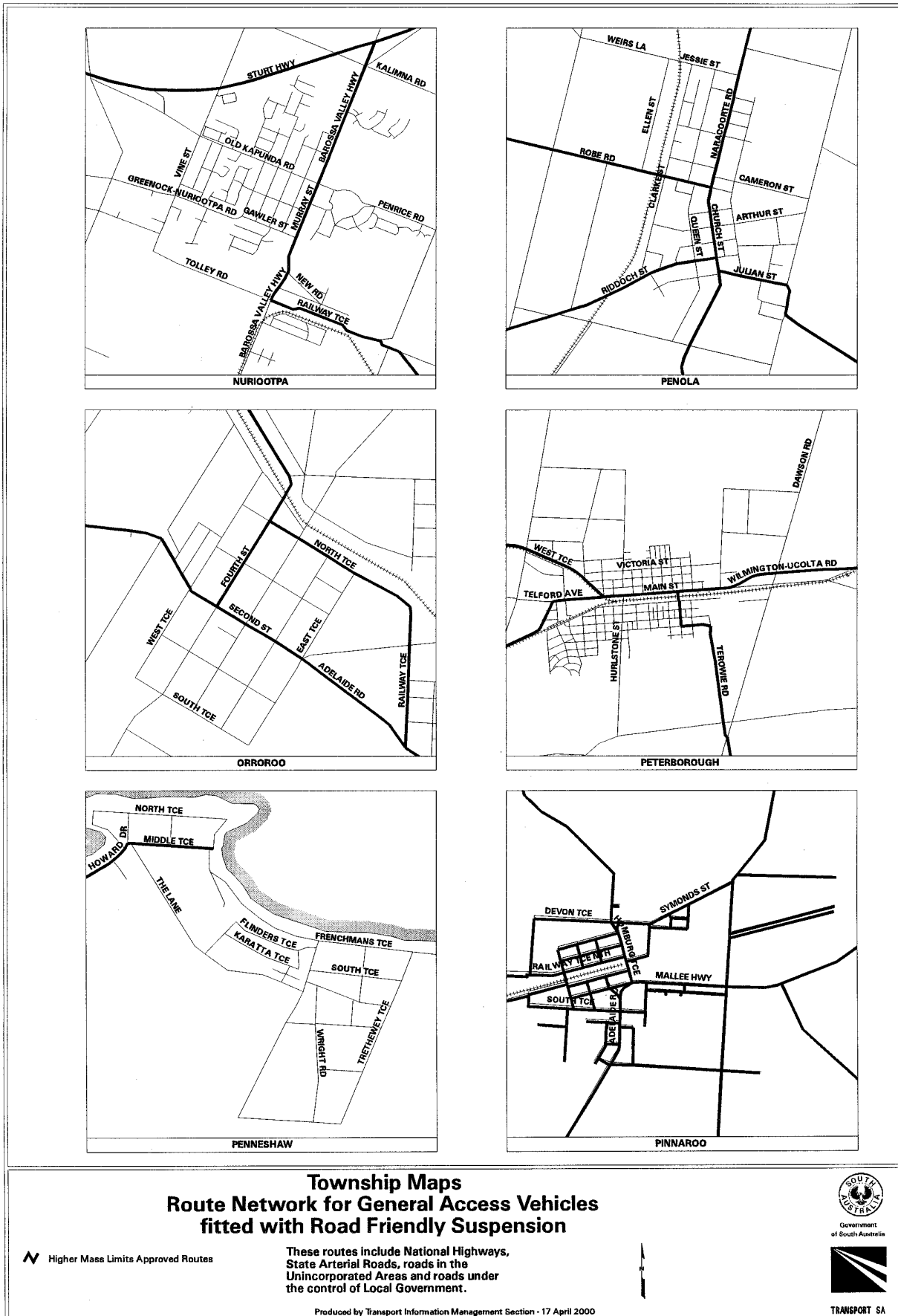
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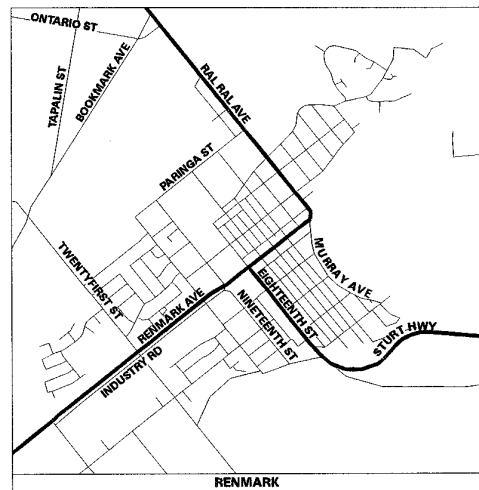
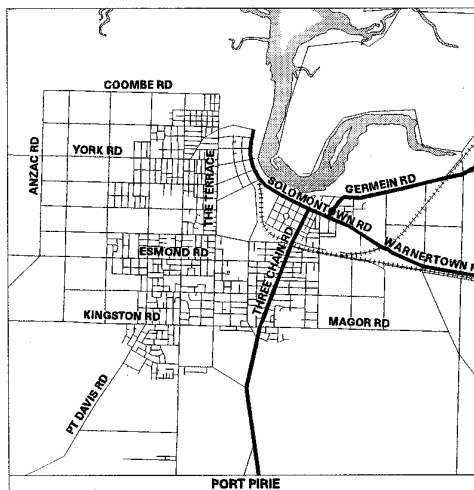
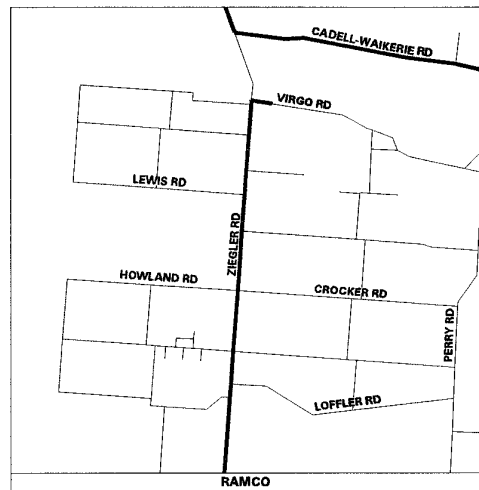
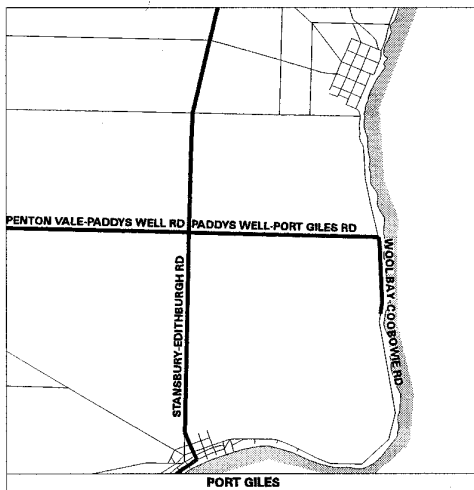
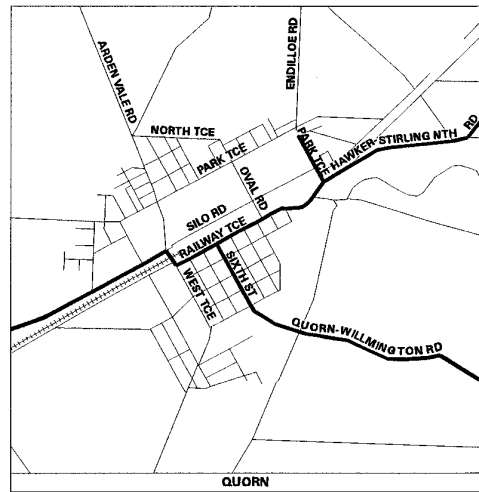
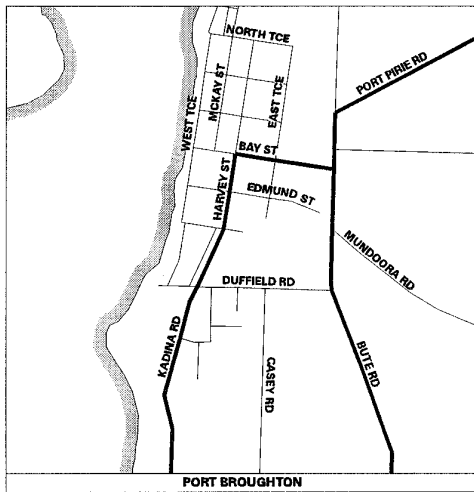


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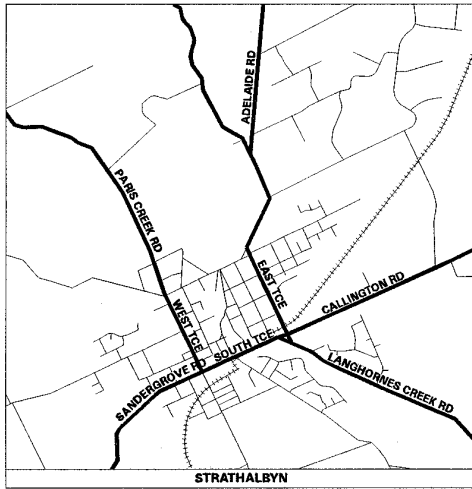


**Township Maps
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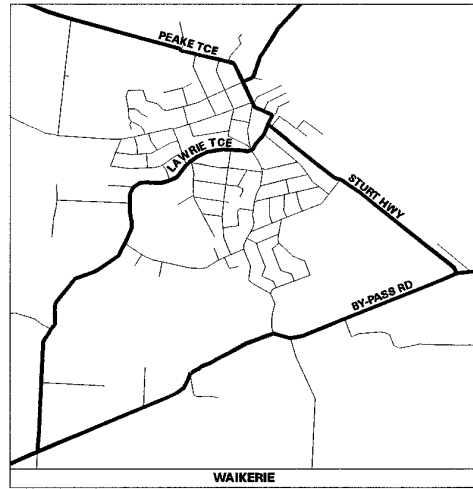
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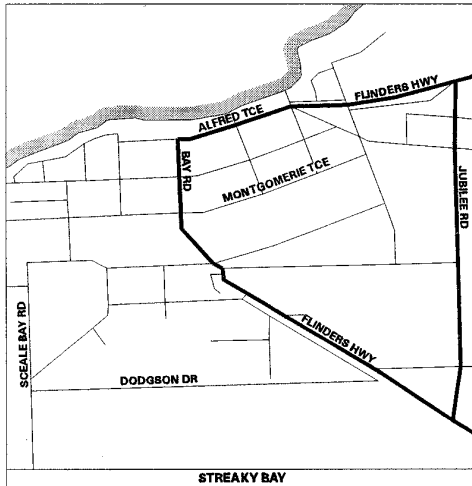




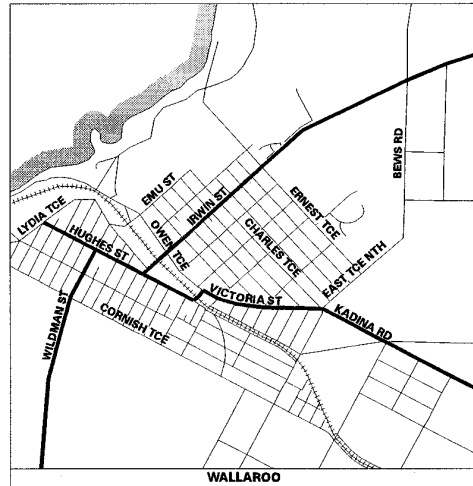
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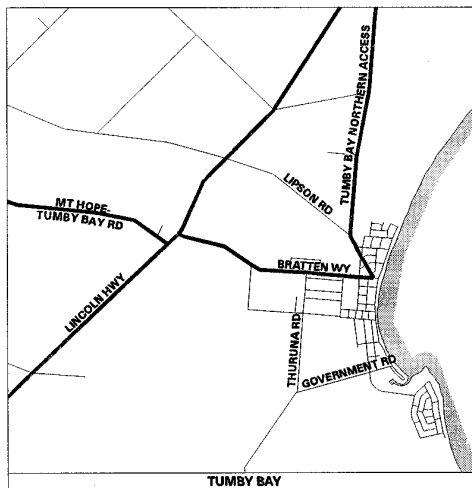
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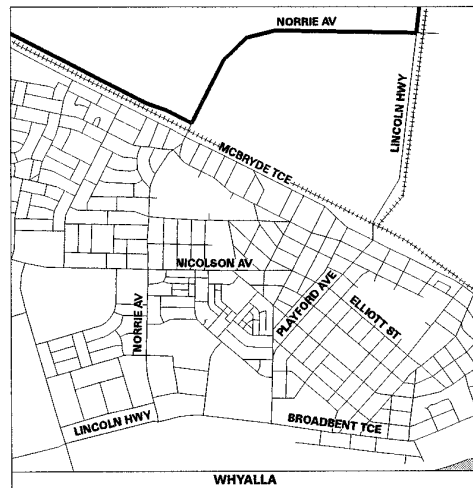
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WALLAROO



TUMBY BAY



WHYALLA

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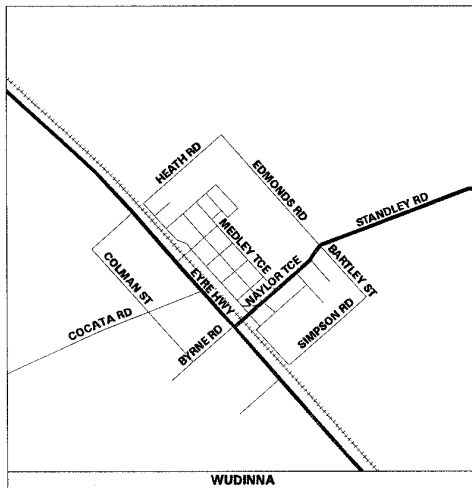
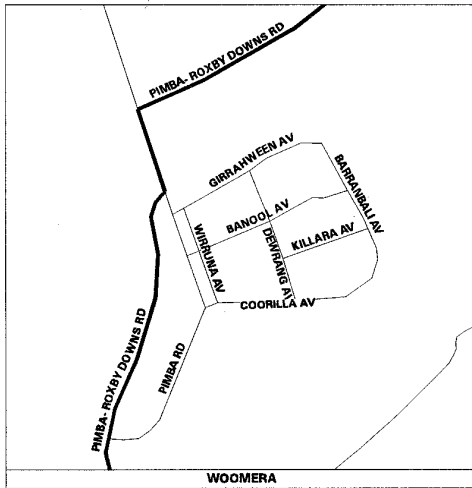
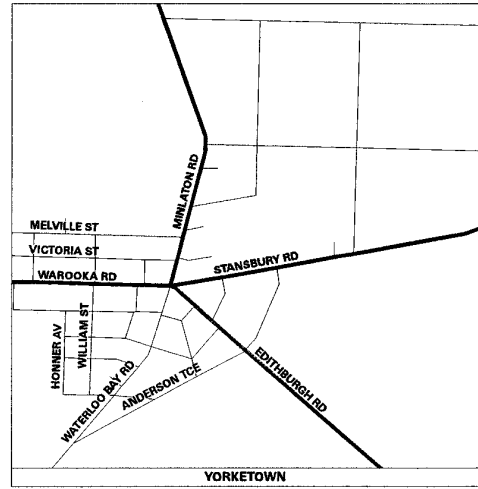
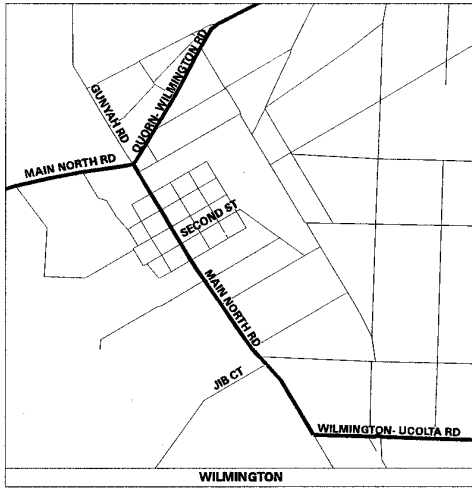
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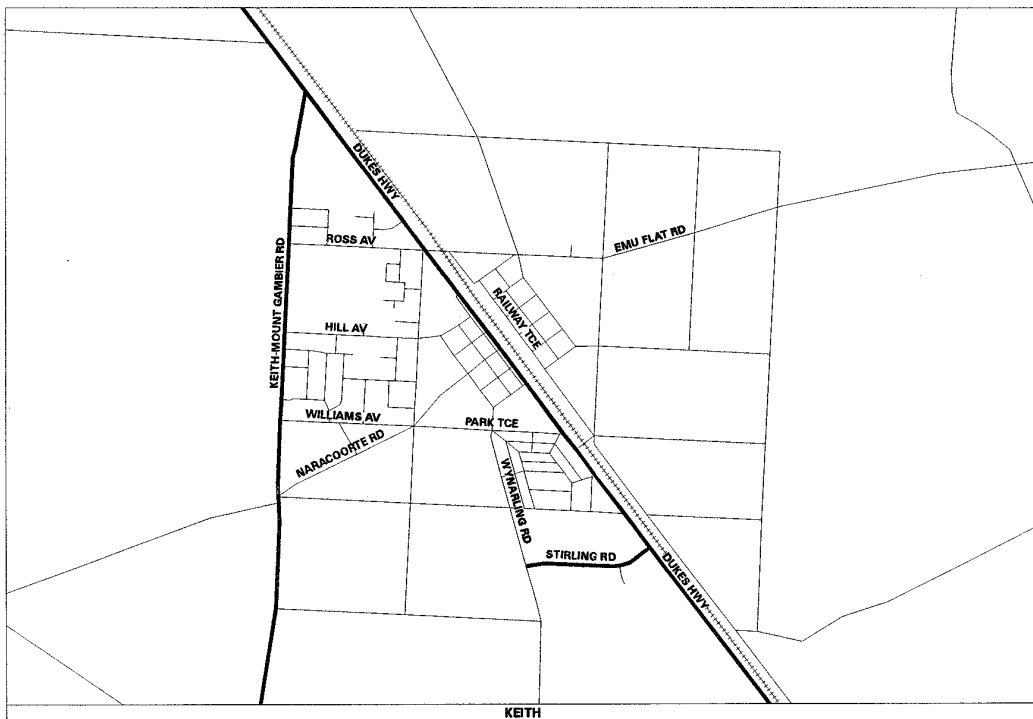
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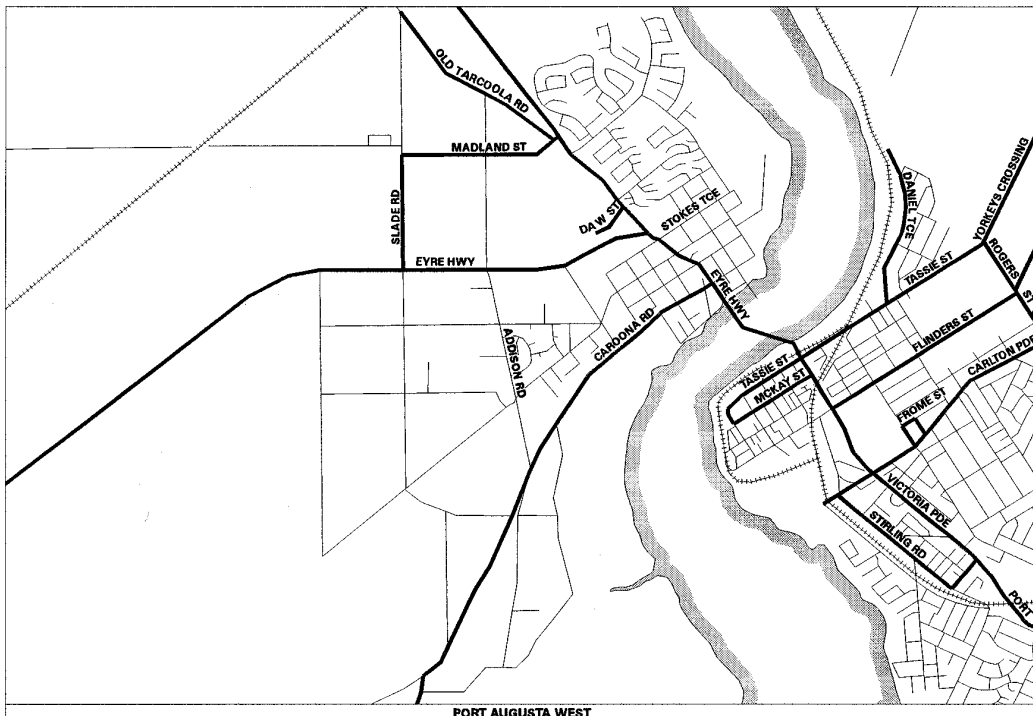
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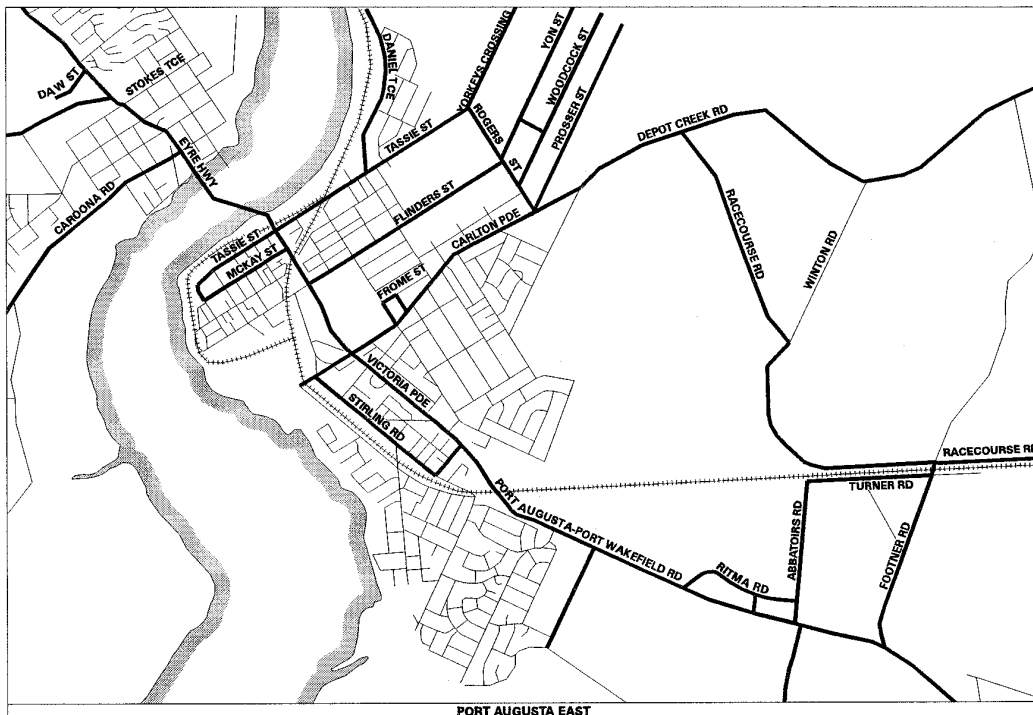
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PORT AUGUSTA WEST



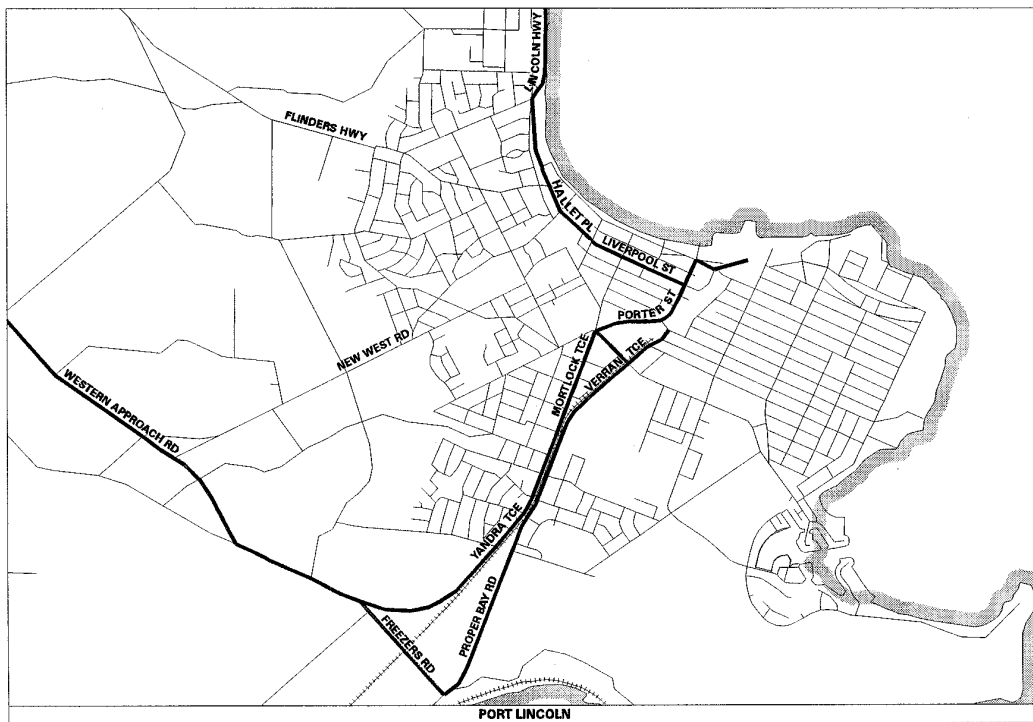
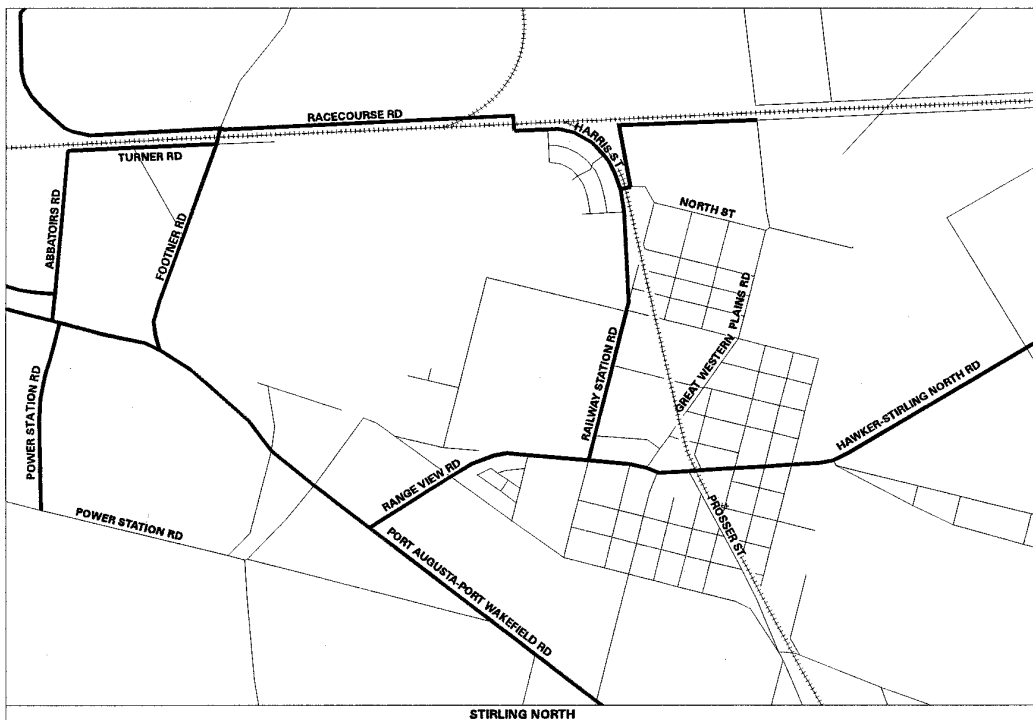
PORT AUGUSTA EAST

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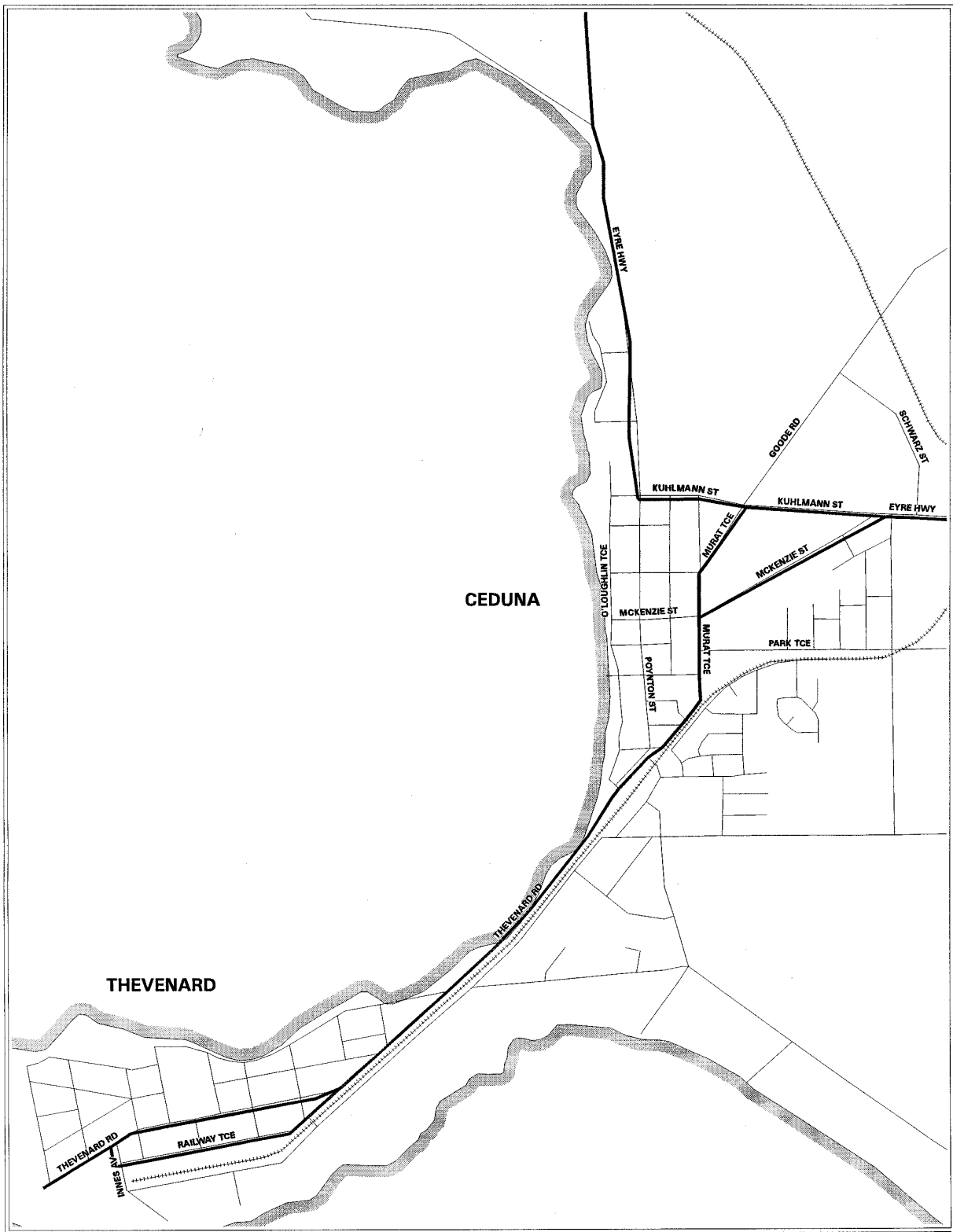
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Route Network for General Access Vehicles fitted with Road Friendly Suspension

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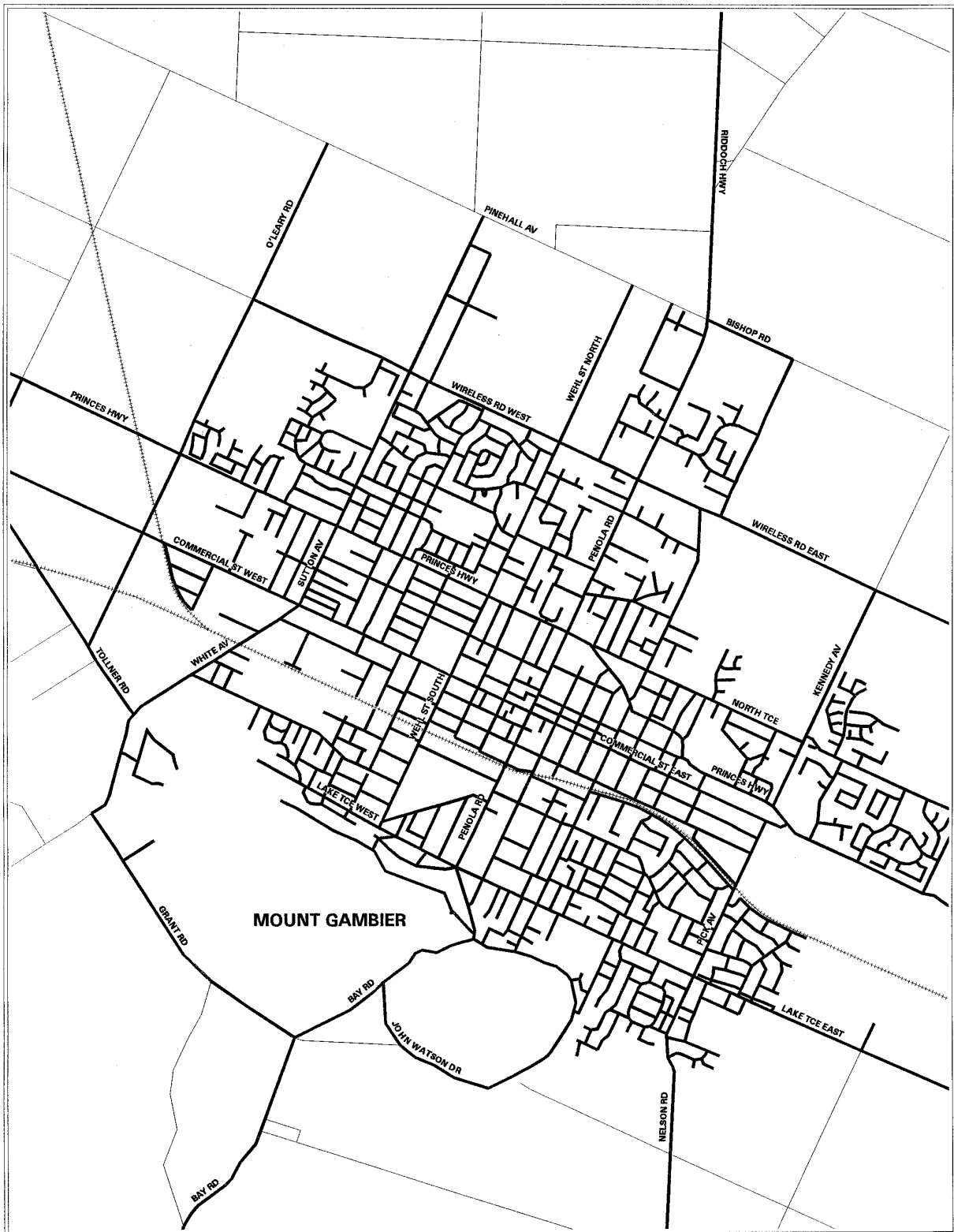
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Route Network for General Access Vehicles fitted with Road Friendly Suspension

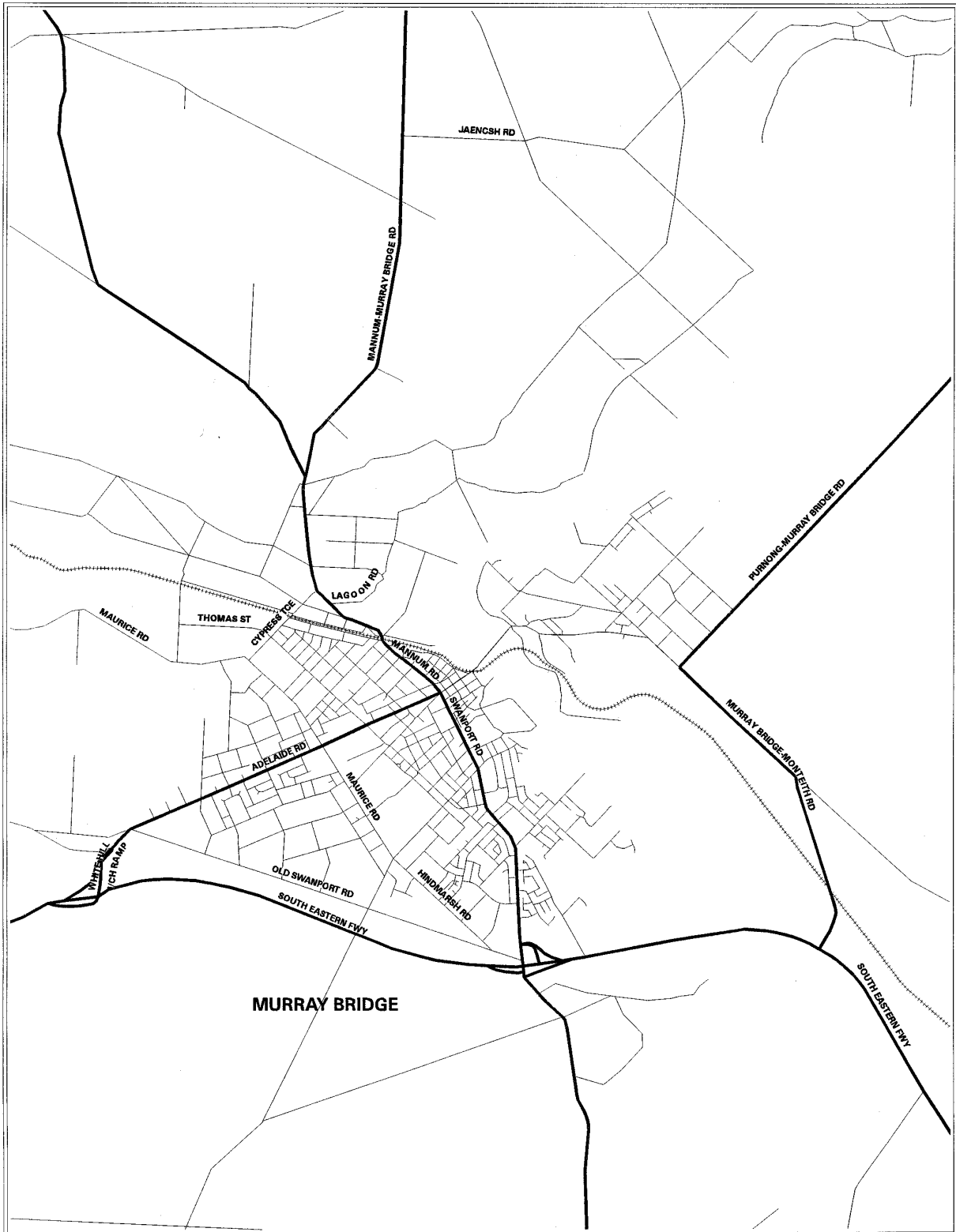
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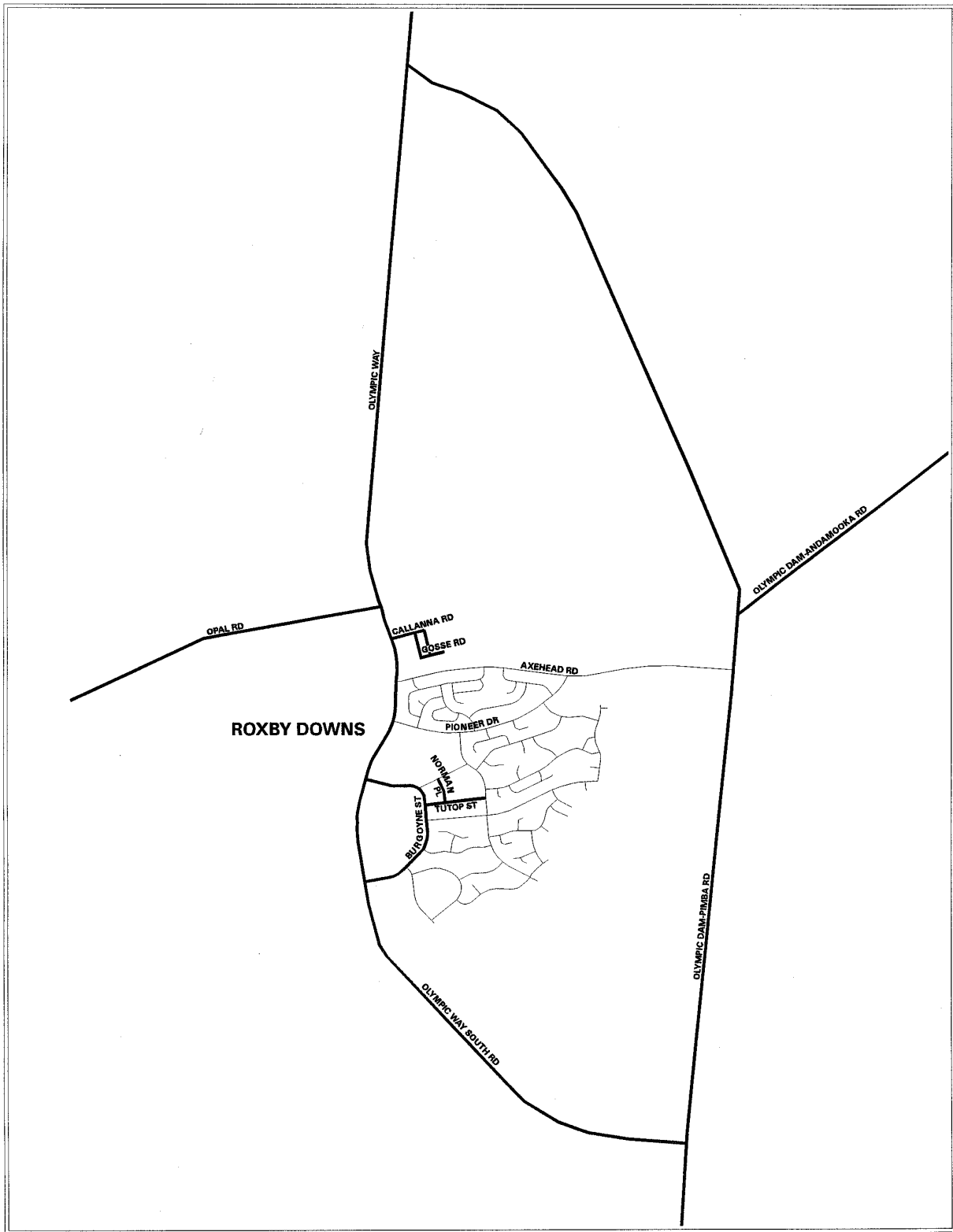
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Route Network for General Access Vehicles fitted with Road Friendly Suspension

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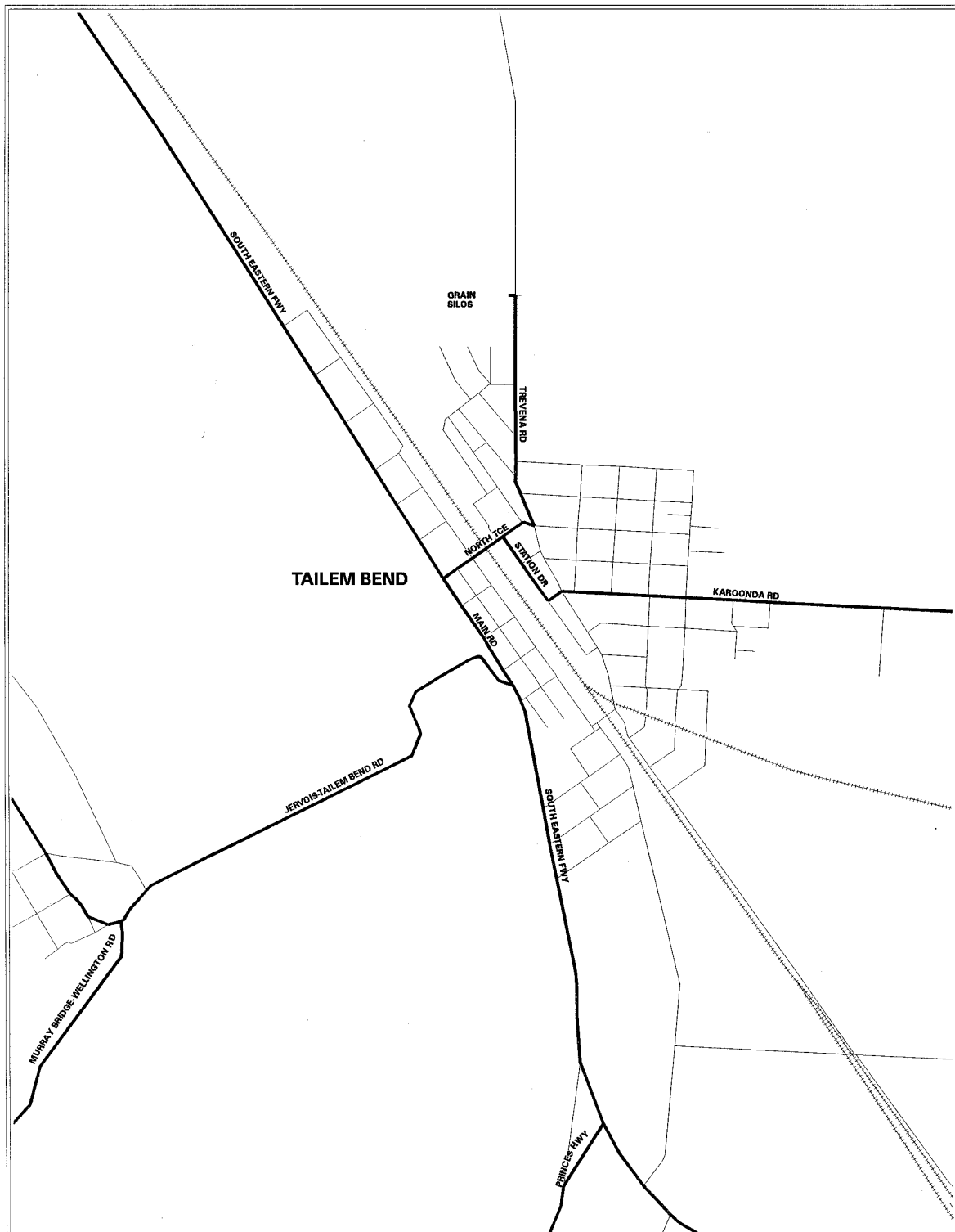
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Map: RB_T57 - 17 April 2000

RULES OF COURT

Amending the District Court Rules 1992

Amendment No. 27 to the District Court Rules

BY virtue and in pursuance of section 51 of the District Court Act 1991, and all other powers us thereunto enabling, We, Terence Anthony Worthington, Chief Judge, and Robert Martin Lunn and Peter Anthony John Herriman, Judges of the District Court of South Australia, do hereby make the following Rules of Court:

1. These Rules may be cited as the "District Court Rules 1992 Amendment No 27".
2. The District Court Rules 1992, as amended by these Rules, may be cited as the "District Court Rules 1992".
3. That Rules II-3, II-4, II-4AA, II-4A and II-5 each be deleted to the intent that the whole of Rule 2 is to apply to the District Court.
4. That a new Rule II-5A be inserted as follows:

"II-5A That Rule 2A applies to the District Court except that wherever "Chief Justice" appears in it "Chief Judge" is to be substituted for it.
5. That Rule II-14A be deleted to the intent that the whole of Rule 38.01 is to apply to the District Court.
6. That Rule II-14B be amended by deleting subparagraph (a) from it.
7. That Rule II-19 be deleted to the intent that Rule 54.01 (4) is to apply to the District Court.
8. That Rule II-21 be deleted to the intent that Rule 55.09 is to apply to the District Court.
9. That Rule II-24 be deleted for actions commenced on and after 3 June 2000 to the intent that thereafter Rule 56B is to apply to those actions in the District Court.
10. That a new Rule II-24AA be inserted after II-24A as follows:

"II-24AA (1) That Rule 56B be inserted after Rule 56A".

(2) That after Rule 56B.13 a new Rule 56B.14 be inserted as follows:

"56B.14 (1) Status Hearings and Settlement Conferences may be presided over by a Judge, a Master or an officer of the Court nominated by the Registrar for that purpose.

 - (2) An officer of the Court presiding over a Status Hearing:
 - (a) may insofar as it is appropriate to do so deal with non-contentious applications under subrules 56B.04 (a), (d), (e) or (f); and
 - (b) must refer for hearing by a Judge or a Master any other applications under Rule 56B.04.
 - (3) An officer of the Court presiding over a Settlement Conference:
 - (a) may insofar as it is appropriate to do so deal with non-contentious applications pursuant to Rule 56B.07 (1)(b) but only for:
 - (i) extending or abridging the times limited by the Rules or any order of the Court for the filing of any document or for the inspection of documents; or
 - (ii) granting leave to amend.

(b) must refer for hearing by a Judge or a Master any other applications for directions;

(c) may enter any judgment by consent.”

11. That Rule II-25 be deleted to the intent that the whole of Rule 61.02 is to apply to the District Court.

12. That Rule II-26 be amended by in Rule 62.07 (3) substituting “Status Hearings, Settlement Conferences,” for “pre-trial conferences”.

13. That Rule II-29 be repealed to the intent that the whole of Rule 67.01 is to apply to the District Court.

14. That Rules II-37A and II-37B each be deleted to the intent that the whole of Rule 74A applies to the District Court and that Rule II-37A be replaced by a new Rule II-37A as follows:

“II-37A In Rule 74A.05A (4) “Chief Judge” is to be substituted for “Chief Justice”.

15. That Rule II-79 be amended by deleting (f) and Form 21A.

Dated 3 April 2000.

T. A. WORTHINGTON, CJ

R. M. LUNN, J

P. A. J. HERRIMAN, J

RULES OF COURT

Rules for the Court of Disputed Returns under Part 13 of the Local Government (Elections) Act 1999

BY virtue and in pursuance of section 79 of the Local Government (Elections) Act 1999, and all other powers me thereunto enabling, I, Terence Anthony Worthington, Chief Judge of the District Court of South Australia, do hereby make the following rules for the Court of Disputed Returns:

1. These Rules may be cited as the “Local Government Court of Disputed Returns Rules 2000”.

2. In these Rules:

“the Act” means the Local Government (Elections) Act 1999;

“Part II of the Rules” means Part II of the District Court Rules 1992, as amended.

3. A petition under section 70 (1) of the Act is to be generally in Form 1 below.

4. (1) A reply under section 70 (3) of the Act is to be generally in Form 2 below.

(2) A reply lodged by one of multiple respondents is to be served by that respondent on all other respondents.

5. (1) Except as is expressly or impliedly otherwise provided by the Act or these Rules, and subject to any contrary directions of the Court, all proceedings under Part 13 of the Act will be governed by Part II of the Rules.

(2) For the purposes of applying Part II of the Rules to proceedings under Part 13 of the Act:

(a) a petitioner is the equivalent of a plaintiff.

(b) a respondent is the equivalent of a defendant.

(c) a petition is the equivalent of a summons and a statement of claim.

(d) a reply is the equivalent of an appearance and a defence.

(e) lodge is the equivalent of file.

6. Fees payable in respect of proceedings under these Rules are to be the equivalent of the fees chargeable in the Administrative and Disciplinary Division of the District Court.

Form 1

“PETITION

SOUTH AUSTRALIA

IN THE COURT OF DISPUTED RETURNS

No of

BETWEEN:

AB

petitioner

and

CD and EF Council

respondents

This is the petition under Part 13 of the Local Government (Elections) Act 1999 of (*set out full name and address of petitioner*) which alleges:

(*Set out in separate numbered paragraphs each of the facts relied on to invalidate the election.*)

AND on the above allegations the petitioner seeks the following relief:

(*Set out the relief to which the petitioner claims to be entitled.*)

DATED

.....

(*Signed by the petitioner*)

It is intended to serve this petition on: (*Set out the names and addresses of each of the respondents*).

The address for service of the petitioner is (*Set out an address for service to comply with Part II of the Rules*).

(*Where the petition is filed by a solicitor acting for the petitioner*). This petition is filed by _____ of _____, solicitor for the petitioner.”

Form 2

“REPLY

(*Heading as on the petition*)

In answer to the petition the respondent (*set out full name*) relies on the following facts:

(*Set out in separate numbered paragraphs each of the facts relied upon by the respondent*)

The respondent (*set out full name*) seeks the following relief:

(*Set out any relief to which the respondent claims to be entitled*)

DATED

.....

(*Signed by the respondent or if a Council by the Chief Executive Officer or Returning Officer of the Council*)

The address for service of the respondent (*set out name*) is (*set out an address for service to comply with Part II of the Rules*)

(*Where the reply is filed by a solicitor acting for the respondent*) This reply is filed by _____ of _____, solicitor for the respondent (*insert name*).”

DATED 28 March 2000.

T. A. WORTHINGTON, CJ

REGULATIONS UNDER THE DEVELOPMENT ACT 1993

No. 28 of 2000

At the Executive Council Office at Adelaide 20 April 2000

PURSUANT to the *Development Act 1993* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

DIANA LAIDLAW Minister for Transport and Urban Planning

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Insertion of reg. 6A
 - 6A. Significant trees
4. Variation of reg. 15—Application to relevant authority
5. Insertion of reg. 106
 106. Notification of urgent work
6. Variation of schedule 9
7. Variation of schedule 14

Citation

1. The *Development Regulations 1993* (see *Gazette* 27 October 1993 p. 1954), as varied, are referred to in these regulations as "the principal regulations".

Commencement

2. These regulations will come into operation on the day on which the *Development (Significant Trees) Amendment Act 2000* comes into operation.

Insertion of reg. 6A

3. The following regulation is inserted after regulation 6 of the principal regulations:

Significant trees

6A. (1) Subject to this regulation, the following are declared to constitute classes of significant trees for the purposes of paragraph (a) of the definition of "significant tree" in section 4(1) of the Act:

- (a) trees within Metropolitan Adelaide that have a trunk with a circumference of 2.5 metres or more or, in the case of trees with multiple trunks, that have trunks with a total circumference of 2.5 metres or more and an average circumference of 750 millimetres or more, measured at a point 1.0 metres above natural ground level;
- (b) until 1 July 2001—within an area within Metropolitan Adelaide declared by the Minister on the application of the relevant council for the purposes of this paragraph—trees that have a trunk with a circumference of 1.5 metres or more or, in the case of trees with multiple trunks, that have trunks with a total circumference

of 1.5 metres or more and an average circumference of 500 millimetres or more, measured at a point 1.0 metres above natural ground level;

- (c) until 1 July 2001—within an area within Metropolitan Adelaide declared by the Minister on the application of the relevant council for the purposes of this paragraph—trees that—
- (i) are of a species indigenous to South Australia; and
 - (ii) are 4 or more metres in height, or such greater height as the council for the relevant area may, by resolution published in the *Gazette*, determine; and
 - (iii) satisfy other criteria (if any) as the council for the relevant area may, by resolution published in the *Gazette*, determine.

(2) For the purposes of subregulation (1)(b) or (c), the Minister may declare the whole, or a part, of the area of a council.

(3) The Minister must not make a declaration under subregulation (1)(b) or (c) unless the Minister is satisfied that the declaration is appropriate as a temporary measure pending the making of amendments by the relevant council to the Development Plan that relates to the area of the council under section 23(4a) of the Act.

(4) A declaration of the Minister under subregulation (1)(b) or (c) must be made by notice in the *Gazette*.

(5) The Minister may, by subsequent notice in the *Gazette*, on the application of the relevant council, vary or revoke a declaration under subregulation (1)(b) or (c).

(6) Subregulation (1) does not apply to—

- (a) a tree that may not be cleared without the consent of the Native Vegetation Council under the *Native Vegetation Act 1991*; or
- (b) a tree that falls within a class of plants specified by the Governor under Part 4 of the *Animal and Plant Control (Agricultural Protection and Other Purposes) Act 1986*.

(7) The Minister must, as soon as practicable after the second anniversary of the commencement of this regulation, appoint a person to review the operation of this regulation (and to report on any other matter that appears to be relevant to the Minister).

(8) The person appointed under subregulation (7) must present to the Minister a report on the review (and any other relevant matter) within six months after his or her appointment.

(9) The Minister must ensure that copies of the report presented to the Minister under subregulation (8) are available for inspection by members of the public, without charge and during normal office hours, at the principal office of the Department of the Minister.

Variation of reg. 15—Application to relevant authority

4. Regulation 15 of the principal regulations is varied by inserting after subregulation (6) the following subregulation:

(6a) Pursuant to section 54A(2)(c) of the Act, the period of four weeks from the performance of the relevant tree-damaging activity, or such longer period as a relevant authority may allow, is prescribed.

Insertion of reg. 106

5. The following regulation is inserted after regulation 105 of the principal regulations:

Notification of urgent work

106. For the purposes of sections 54(2)(a) and 54A(2)(a) of the Act, the relevant notification must be given by telephone or facsimile using the main telephone or facsimile number, or a telephone or facsimile number determined by the relevant authority for the purposes of this regulation, at the principal office of the relevant authority.

Variation of schedule 9

6. Schedule 9 of the principal regulations is varied—

(a) by inserting after clause 12 in Part 1 the following clause:

13. Except where the development falls within clause 7 of Part 2 of this schedule, any development which comprises a tree-damaging activity in relation to a significant tree.;

(b) by inserting after clause 6 of Part 2 the following clause:

7. Any development which comprises a tree-damaging activity in relation to a significant tree on land owned or occupied by a council where the council is the relevant authority in relation to the development.

Variation of schedule 14

7. Schedule 14 of the principal regulations is varied—

(a) by inserting after subparagraph (C) of paragraph (b)(vii) the following subparagraph and word:

(D) where the relevant work would affect a significant tree; or;

(b) by inserting after subparagraph (C) of paragraph (b)(viii) the following subparagraph and word:

(D) where the relevant work would affect a significant tree; or.

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CITY OF ADELAIDE

Erratum

IN *Government Gazette* of 13 April 2000, page 2173, in the paragraph under the heading of 'Place of Counting Votes' for 2 p.m. on Tuesday, 16 May 2000 should read 12 p.m. on Tuesday, 16 May 2000.

CITY OF TEA TREE GULLY

Revocation of Classification as Community Land

NOTICE is hereby given that council, at its meeting held on 29 February 2000, determined that the land specified within the Wynn Vale Reserve and shown on appendix 3 to Report No. CS&C2/2000 as parcels B and C are identified as surplus to council requirements.

A copy of Council Report No. CS&C2/2000 and appendix 3 to that report, is on display in the foyer of the Civic Centre, 571 Montague Road, Modbury, and is available for inspection from 8.45 a.m. to 5 p.m. weekdays up to and including 19 May 2000.

The council intends, with the consent of the Minister for Local Government, to revoke the community land classification of the portion of reserve described above, in accordance with the provisions of Section 194 (2) of the Local Government Act 1999.

Any interested persons may make representations about the proposal to revoke the community land classification on or before 19 May 2000.

Any questions or requests for further information or representations about this proposal should be directed to Peter Nicholls, Recreation Planner, (telephone 8397 7325).

S. G. J. PERKIN, Chief Executive Officer

ALEXANDRINA COUNCIL

Supplementary Election

NOTICE is hereby given that due to insufficient nominations being received for the May 2000 periodical elections, a Supplementary Election will be necessary to fill one vacancy of Councillor for the Strathalbyn Ward.

The voters roll to conduct this Supplementary Election will close at 5 p.m. on Friday, 28 April 2000.

Nominations open on Thursday, 1 June 2000 and will be received up until noon on Thursday, 22 June 2000.

The election will be conducted entirely by post with the return of ballot material to be returned to the Returning Officer no later than noon on Monday, 17 July 2000.

S. H. TULLY, Returning Officer

ALEXANDRINA COUNCIL

Temporary Road Closures

NOTICE is hereby given that in accordance with Section 33 (1) of the Road Traffic Act 1961, that on Saturday, 22 April 2000 the following temporary road closures will occur in Goolwa for the RAN Parade and Freedom of Entry Ceremony:

Gardiner Street from Cadell Street to Loveday Street from 11.30 a.m. until 11.35 a.m.

Cadell Street from Gardiner Street to Crocker Street from 11.15 a.m. until 11.45 a.m.

Cadell Street from Crocker Street to Cutting Road including a portion of Goolwa Terrace from 11.15 a.m. until 12.15 p.m.

Dawson Street from Cadell Street to Goolwa Hotel carpark entry from 11.15 a.m. until 12.15 p.m.

Crocker Street from Cadell Street to the Medical Centre from midday to 12.30 p.m.,

and for the Wreath Laying Ceremony, the following roads will be closed to all traffic from 4.45 p.m. to 5.45 p.m.:

Porter Street from Wildman Street to Dawson Street.

Dawson Street from Farquhar Street to Porter Street (the 'triangle' area).

J. COOMBE, Chief Executive Officer

ALEXANDRINA COUNCIL

Temporary Road Closure

NOTICE is hereby given that in accordance with Section 33 (1) of the Road Traffic Act 1961, Goolwa Terrace, Goolwa will be closed from The Cutting to Porter Street from 5.45 a.m. to 7 a.m. on Tuesday, 25 April 2000 for the RAN Wreath Laying Ceremony.

J. COOMBE, Chief Executive Officer

THE BERRI BARMERA COUNCIL

Temporary Road Closure

NOTICE is hereby given that the Berri Barmera Council, pursuant to section 359 of the Local Government Act 1934, as amended, resolved to exclude all vehicles other than the classes of vehicles specified hereunder, from those portions of Vaughan Terrace, Berri specified, between 7 a.m. and 1 p.m. on Saturday, 22 April 2000 for the purpose of conducting the Annual Easter Carnival.

Portions of Vaughan Terrace to be closed:

The eastern carriageway situated between the intersection of Kay Avenue in the north and the intersection of Wade Street in the south.

The median carpark situated between Wilson Street in the north and Denny Street in the south.

Classes of vehicles permitted:

Vehicles servicing or forming stalls, stages or displays.

Vehicles participating in the Easter Parade.

All emergency vehicles.

M. J. HURLEY, Chief Executive Officer

CLARE AND GILBERT VALLEYS COUNCIL

Supplementary Election

NOTICE is hereby given that due to insufficient nominations being received for the May 2000 periodical elections, a Supplementary Election will be necessary to fill one vacancy of Councillor for South Ward.

The voters roll to conduct this Supplementary Election will close at 5 p.m. on Friday, 28 April 2000.

Nominations open on Thursday, 1 June 2000 and will be received up until noon on Thursday, 22 June 2000.

The election will be conducted entirely by post with the return of ballot material to be returned to the Returning Officer no later than noon on Monday, 17 July 2000.

S. H. TULLY, Returning Officer

DISTRICT COUNCIL OF CLEVE

Supplementary Election

NOTICE is hereby given that due to insufficient nominations being received for the May 2000 periodical elections, a supplementary election will be necessary to fill one vacancy of Councillor.

The voters roll to conduct this supplementary election will close at 5 p.m. on Friday, 28 April 2000.

Nominations open on Thursday, 1 June 2000 and will be received up until noon on Thursday, 22 June 2000.

The election will be conducted entirely by post with the return of ballot material to be returned to the Returning Officer no later than 12 noon on Monday, 17 July 2000.

F. L. GILLINGS, Returning Officer

DISTRICT COUNCIL OF ELLISTON

Declaration of Public Road

NOTICE is hereby given that the District Council of Elliston hereby declares that portion of land, known as allotment 9 in deposited plan No. 53486, division of land CT 5656/363 and CT 5734/974, as public road, to be known as Mount Camel Beach Road.

D. E. HITCHCOCK, Chief Executive Officer

DISTRICT COUNCIL OF ELLISTON

Supplementary Election

NOTICE is hereby given that due to insufficient nominations being received for the May 2000 periodical elections, a Supplementary Election will be necessary to fill one vacancy of councillor for the Anxious Bay Ward.

The voters roll to conduct this Supplementary Election will close at 5 p.m. on Friday, 28 April 2000. Nominations open on Thursday, 1 June 2000 and will be received up until 12 noon on Thursday, 22 June 2000.

The election will be conducted entirely by post, with the return of ballot material to be returned to the Returning Officer no later than 12 noon on Monday, 17 July 2000.

D. E. HITCHCOCK, Deputy Returning Officer

FLINDERS RANGES COUNCIL

Appointment of Acting Chief Executive Officer

NOTICE is hereby given that at a meeting of council held on 11 April 2000, Terry Donald Barnes was appointed as Acting Chief Executive Officer of the Flinders Ranges Council from Monday, 15 May 2000 to Friday, 19 May 2000, inclusive, while the Chief Executive Officer is on annual leave.

D. A. CEARNS, Chief Executive Officer

KANGAROO ISLAND COUNCIL

Appointment of Authorised Officers

NOTICE is hereby given that at a meeting held on 12 January 2000, council resolved pursuant to Part 3 of Chapter 12 of the Local Government Act 1999, to appoint the following persons as authorised officers to perform airport related duties:

Steven John Martin
Grant Arnold Bates

and hereby revoke similar appointments of Wayne Hartley Buick and Kevin John Gum.

R. G. SEMLER, Acting Chief Executive Officer

DISTRICT COUNCIL OF LE HUNTE

Supplementary Election

NOTICE is hereby given that due to insufficient nominations received for the May 2000 periodical elections, a Supplementary Election will be necessary to fill one vacancy of councillor for the Le Hunte area.

The voters roll to conduct this Supplementary Election will close at 5 p.m. on Friday, 28 April 2000.

Nominations open on Thursday, 1 June 2000 and will be received up until 12 noon on Thursday, 22 June 2000.

The election will be conducted entirely by post with the return of ballot material to be returned to the Returning Officer no later than 12 noon on Monday, 17 July 2000.

A. F. MCGUIRE, Deputy Returning Officer

NARACOORTE LUCINDALE COUNCIL

Appointment of Authorised Officers

NOTICE is hereby given, that at the Human and Community Services Committee meeting, held on 28 March 2000, the following persons were appointed as Authorised Officers for the issuing of permits, pursuant to section 38 (1) and (7) of the Country Fires Act 1989:

Sarah Murphy
Jade Kuhndt
Robin Loechel
Daryl Smith

D. L. BEATON, Chief Executive Officer

WAKEFIELD REGIONAL COUNCIL

Roads (Opening and Closing) Act 1991

NOTICE is hereby given, pursuant to section 10 of the Roads (Opening and Closing) Act 1991, that the Wakefield Regional Council proposes to make a Road Process Order to close those portions of public road marked A and B on Preliminary Plan No. PP32/0560. The closed road is to be merged with allotments 11 and 12 in Filed Plan 122593, Hundred of Inkerman.

The closed road is to be transferred to Maxwell Vawser.

The preliminary plan and associated statements prepared pursuant to section 9 of the Roads (Opening and Closing) Act 1991, are available for examination to the public at the office of the Wakefield Regional Council, 10 Edith Terrace, Balaklava and at the Adelaide office of the Surveyor-General, 101 Grenfell Street, Adelaide during normal office hours.

Any person who wishes to object to this proposal may lodge a written objection to the Wakefield Regional Council, P.O. Box 167, Balaklava, S.A. 5461 and a copy forwarded to the Surveyor-General, 101 Grenfell Street, Adelaide, S.A. 5000, within 28 days of the date of this notice. Any objectors must include their full name and address, stating their reasons for objecting and stating whether or not they wish to make submissions to the Wakefield Regional Council at a meeting convened to consider such objections.

Any land owner adjoining or other person substantially affected by the closure may apply for an easement over all or part of the proposed road closure. Such application shall be in writing to the Wakefield Regional Council, P.O. Box 167, Balaklava, S.A. 5461 and a copy must be forwarded to the office of the Surveyor-General, 101 Grenfell Street, Adelaide, S.A. 5000, within 28 days of the date of this notice. The applicants must include their full name and address giving particulars of the nature and location of the easement being applied for, specifying the land to which the easement is to be annexed and stating the reasons for the application for easement.

P. J. BARRY, Chief Executive Officer

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

- Baltussen, Leonna Gail*, late of 2 Best Street, Murray Bridge, retired child care provider, who died on 2 March 2000.
- Chamberlain, Felicia Ethel Loveday*, late of 17 Hayles Road, Elizabeth Park, widow, who died on 4 February 2000.
- Darby, Marjorie*, late of 4 Sylvan Way, Grange, home duties, who died on 23 February 2000.
- Holmes, Yvonne Celeste Beatrice*, late of 61 Edward Street, Daw Park, home duties, who died on 7 March 2000.
- Johnson, Margaret*, late of 20 Norseman Avenue, Westbourne Park, widow, who died on 17 March 2000.
- King, Linda Mildred Alice*, late of 81 Pratt Avenue, Pooraka, retired chef, who died on 9 March 2000.
- Meyer, Irene Pearl*, late of 29 Austral Terrace, Morphettville, of no occupation, who died on 1 March 2000.

Pearce, Marjorie Annie, late of 52 Dunrobin Road, Hove, of no occupation, who died on 22 February 2000.

Pelham, Kelvin Vivian, late of 200 Frederick Road, Grange, retired motor salesman, who died on 5 March 2000.

Perry, Winifred Ada, late of 324 Military Road, Semaphore Park, married woman, who died on 4 March 2000.

Playfair, Raymond Marshall, late of 7 Thelma Avenue, Fulham Gardens, retired customs agent, who died on 9 March 2000.

Sretenovic, Ben Dusan, late of 42 Mortimer Street, Kurrulta Park, retired labourer, who died on 7 February 2000.

Walker, James Brocas, late of 17 Jeffries Road, Elizabeth South, retired special collector, who died on 18 February 2000.

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 5000, full particulars and proof of such claims, on or before 19 May 2000, 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 20 April 2000.

J. H. WORRALL, Public Trustee

IN the matter of the undermentioned deceased person:

Mervyn Meredith Dingle, late of 84 Godfrey Terrace, Erindale, S.A. 5066, retired engineer, who died on 8 July 1999.

Notice is hereby given pursuant to the Trustee Act 1936, as amended, the Inheritance (Family Provision) Act 1972-1975 and the Family Relationships Act 1975, that all creditors, beneficiaries, and other persons having claims against any of the abovenamed estates are directed to send full particulars of such claims to the undersigned on or before 18 May 2000, otherwise they will be excluded from the distribution of the said estate.

Dated 20 April 2000.

D. R. JOHNSTON & ASSOCIATES, Solicitors and Conveyancers, 18 Kensington Road, Rose Park, S.A. 5067.

SOUTH AUSTRALIA—No. 1532 of 1997. In the matter of The South Australian Tattersalls Club Inc. (in liquidation) and in the matter of the Corporations Law.

Notice by a Liquidator of His Intention to Seek His Release

Take notice that I, Russell H. Heywood-Smith, 248 Flinders Street, Adelaide, S.A. 5000 the liquidator of the abovenamed association, intend to make application to the Supreme Court of South Australia for my release as liquidator of the abovenamed association.

And further take notice that if you have any objections to the granting of my release you must file at the Supreme Court and also forward to me, within 21 days of the publication in the *Gazette* of the notice of my intention to apply for a release, a notice of objection in the form laid down by the Corporations (South Australia) Rules 1993.

Dated 12 April 2000.

R. H. HEYWOOD-SMITH, Liquidator

Note: Section 481 of the Corporations Law, enacts that an order of the Court releasing the liquidator shall discharge him/her from all liability in respect of any act done or default made by him or her, in the administration of the affairs of the Association, or otherwise in relation to his or her conduct as liquidator, but any such order may be revoked on proof that it was obtained by fraud or by suppression or concealment of any material fact.

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