



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

ADELAIDE, THURSDAY, 4 JULY 2024

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All instruments appearing in this gazette are to be considered official, and obeyed as such

GOVERNOR'S INSTRUMENTS

ACTS

Department of the Premier and Cabinet
Adelaide, 4 July 2024

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

No. 24 of 2024—Summary Offences (Nazi Salute and Symbols Prohibition) Amendment Bill 2024
An Act to amend the Summary Offences Act 1953

By command,

SUSAN ELIZABETH CLOSE, MP
For Premier

APPOINTMENTS, RESIGNATIONS AND GENERAL MATTERS

Department of the Premier and Cabinet
Adelaide, 4 July 2024

Her Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Architectural Practice Board of South Australia, pursuant to the provisions of the Architectural Practice Act 2009:

Member: from 12 July 2024 until 11 July 2027
Kymberley Alissa Lawrence
Lisa Incoronata Martin

Member: from 12 July 2024 until 11 July 2025
Kirsteen Anne Elizabeth Mackay

By command,

SUSAN ELIZABETH CLOSE, MP
For Premier

24MPCS03476

Department of the Premier and Cabinet
Adelaide, 4 July 2024

Her Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Superannuation Funds Management Corporation of South Australia Board, pursuant to the provisions of the Superannuation Funds Management Corporation of South Australia Act 1995:

Director: from 19 July 2024 until 18 December 2024
Judith Ann Smith

Director: from 11 July 2024 until 10 July 2027
Guy Debelle

By command,

SUSAN ELIZABETH CLOSE, MP
For Premier

T&F24/035CS
T&F23/096CS

Department of the Premier and Cabinet
Adelaide, 4 July 2024

Her Excellency the Governor in Executive Council has been pleased to appoint Dr Richard James Dunbar Harris SC OAM as Governor's Deputy of South Australia from 9.00am on Monday, 8 July 2024 until 6.45pm on Thursday, 18 July 2024.

By command,

SUSAN ELIZABETH CLOSE, MP
For Premier

Department of the Premier and Cabinet
Adelaide, 4 July 2024

Her Excellency the Governor in Executive Council has been pleased to appoint the Honourable Anastasios Koutsantonis, MP as Acting Minister for Housing and Urban Development, Acting Minister for Housing Infrastructure and Acting Minister for Planning from 5 July 2024 until 21 July 2024 inclusive, during the absence of the Honourable Nicholas David Champion, MP.

By command,

SUSAN ELIZABETH CLOSE, MP
For Premier

DPC24/042CS

Department of the Premier and Cabinet
Adelaide, 4 July 2024

Her Excellency the Governor in Executive Council has been pleased to appoint the Honourable Kyam Joseph Maher, MLC as Acting Treasurer and Acting Minister for Defence and Space Industries from 8 July 2024 until 21 July 2024 inclusive, during the absence of the Honourable Stephen Campbell Mullighan, MP.

By command,

SUSAN ELIZABETH CLOSE, MP
For Premier

DPC24/042CS

Department of the Premier and Cabinet
Adelaide, 4 July 2024

Her Excellency the Governor in Executive Council has allowed and countersigned the repeal of Flinders University Statute 1.1 (University Common Seal) and Statute 1.2 (University Colours and Insignia) and amendments to Statute 2.2 (The Deputy Chancellors), approved by the Council of the University on 10 August 2023 - pursuant to section 20(3) of the Flinders University Act 1966.

By command,

SUSAN ELIZABETH CLOSE, MP
For Premier

CAB24/00039

Department of the Premier and Cabinet
Adelaide, 4 July 2024

Her Excellency the Governor in Executive Council has approved the terms and conditions of Annmarie Clare Lumsden's appointment as Director of the Legal Services Commission of South Australia as determined by the Legal Services Commission of South Australia - pursuant to the provisions of the Legal Services Commission Act 1977.

By command,

SUSAN ELIZABETH CLOSE, MP
For Premier

AGO0132-24CS

PROCLAMATIONS

South Australia

Aboriginal Lands Trust (Prescribed Trust Land) Proclamation 2024

under section 50(4)(a) of the *Aboriginal Lands Trust Act 2013*

1—Short title

This proclamation may be cited as the *Aboriginal Lands Trust (Prescribed Trust Land) Proclamation 2024*.

2—Commencement

This proclamation comes into operation on 15 November 2024.

3—Declaration of Trust Land as prescribed Trust Land

- (1) Pursuant to section 50(4)(a) of the *Aboriginal Lands Trust Act 2013*, the Trust Land comprising the Davenport Community dry zone is declared to be prescribed Trust Land.
- (2) In this clause—

Davenport Community means the whole of the land contained in Certificate of Title Register Book Volume 6235 Folio 786 and Certificate of Title Register Book Volume 5854 Folio 168;

Davenport Community dry zone means the land comprising the Davenport Community, other than land comprising an excluded area;

entertainment area, of the Davenport Community Hall, means the area consisting of—

- (a) to the extent that the grounds of the hall are fenced—the area within the fence line; and
- (b) to the extent that the grounds of the hall are not fenced—any area located within 50 metres of any part of the hall,

including, to avoid doubt, the area in which the fire pit is situated;

excluded area—the following areas are excluded from the Davenport Community dry zone:

- (a) all residential property on the Davenport Community, other than any residential property that is abandoned or derelict;
- (b) the Wami Kata Old Folks Home and the fenced grounds on which the home is situated;
- (c) the Davenport Community Hall, and the entertainment area of the hall, during any period that the hall is being used for an organised event;

residential property means premises (including any yard of the premises) that are the subject of a residential tenancy agreement that is in force.

Made by the Governor

on the recommendation of the Aboriginal Lands Trust and with the advice and consent of the Executive Council
on 4 July 2024

South Australia

Mining (Reservation from Act) (Coastal Land) Amendment Proclamation 2024

under section 8(2) of the *Mining Act 1971*

Preamble

- 1 By proclamation made pursuant to the *Mining Act 1971* on 19 April 1973 (*Gazette 19.4.1973 p1777*, fourth appearing), as amended, certain land along the coast of the State of South Australia is reserved from the operation of certain provisions of that Act.
- 2 It is now intended that part of that land be excluded from the reservation.

Part 1—Preliminary

1—Short title

This proclamation may be cited as the *Mining (Reservation from Act) (Coastal Land) Amendment Proclamation 2024*.

2—Commencement

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

Part 2—Amendment of proclamation under *Mining Act 1971* reserving lands from operation of certain provisions of Act (*Gazette 19.4.1973 p 1777*, fourth appearing) as amended

3—Amendment of Schedule

Schedule, paragraph A—after subparagraph (iv) insert:

- (v) the land in section 4, Hundred of Dalrymple bounded as follows: commencing at a point being the intersection of latitude 34°57'49.757" S and longitude 137°45'43.451" E, then south to a point being the intersection of latitude 34°58'6.758" S and longitude 137°45'43.616" E, then west to a point being the intersection of latitude 34°58'6.745" S and longitude 137°45'37.024" E, then north-east to a point being the intersection of latitude 34°57'57.722" S and longitude 137°45'1.418" E, then north-east to a point being the intersection of latitude 34°57'53.575" S and longitude 137°5'42.297" E, then generally north-easterly along a line 800 metres inland and parallel to the High Water Mark to the point of commencement (all coordinates expressed in GDA 2020).

Made by the Governor

with the advice and consent of the Executive Council
on 4 July 2024

South Australia

National Parks and Wildlife (Prohibition on Use of Bow and Crossbow) Proclamation 2024

under section 66(1) of the *National Parks and Wildlife Act 1972*

1—Short title

This proclamation may be cited as the *National Parks and Wildlife (Prohibition on Use of Bow and Crossbow) Proclamation 2024*.

2—Commencement

This proclamation comes into operation on 1 December 2024.

3—Interpretation

In this proclamation—

prescribed animal means any animal other than Carp of any species (Family Cyprinidae).

4—Prohibition on use of bow and crossbow for taking prescribed animals

Pursuant to section 66(1) of the *National Parks and Wildlife Act 1972*, the use of a bow or a crossbow for the taking of a prescribed animal is prohibited.

Made by the Governor

with the advice and consent of the Executive Council
on 4 July 2024

REGULATIONS

South Australia

Aboriginal Lands Trust (Davenport Community Dry Zone) Amendment Regulations 2024

under the *Aboriginal Lands Trust Act 2013*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Aboriginal Lands Trust (Davenport Community Dry Zone) Amendment Regulations 2024*.

2—Commencement

These regulations come into operation on 15 November 2024.

Part 2—Amendment of *Aboriginal Lands Trust Regulations 2014*

3—Amendment of regulation 3—Interpretation

- (1) Regulation 3—after the definition of *alcoholic liquor* insert:

Davenport Community means the whole of the land contained in Certificate of Title Register Book Volume 6235 Folio 786 and Certificate of Title Register Book Volume 5854 Folio 168;

Davenport Community dry zone means the land comprising the Davenport Community, other than land comprising an excluded area;

entertainment area, of the Davenport Community Hall, means the area consisting of—

- (a) to the extent that the grounds of the hall are fenced—the area within the fence line; and
- (b) to the extent that the grounds of the hall are not fenced—any area located within 50 metres of any part of the hall,

including, to avoid doubt, the area in which the fire pit is situated;

excluded area—the following areas are excluded from the Davenport Community dry zone:

- (a) all residential property on the Davenport Community, other than any residential property that is abandoned or derelict;
- (b) the Wami Kata Old Folks Home and the fenced grounds on which the home is situated;
- (c) the Davenport Community Hall, and the entertainment area of the hall, during any period that the hall is being used for an organised event;

- (2) Regulation 3—after the definition of *regulated substance* insert:

residential property means premises (including any yard of the premises) that are the subject of a residential tenancy agreement that is in force;

- (3) Regulation 3—after its present contents (now to be designated as subregulation (1)) insert:
- (2) For the purposes of these regulations, a cask of alcoholic liquor will be taken to have been opened if the tap comprising part of the container is protruding through the external carton.

4—Insertion of Part 3A

After regulation 11 insert:

Part 3A—Control of alcoholic liquor on Davenport Community

Division 1—Acknowledgement of Davenport community and purpose of Part

11A—Acknowledgement of Davenport community and purpose of Part

- (1) This Part is a result of the initiative of the members of the Davenport community.
- (2) The main purpose of this Part is to support the Davenport community's vision of a safe, responsible and respectful community in which alcohol-related harm is reduced.

Division 2—Possession and consumption of liquor prohibited

11B—Prohibition of possession or consumption of alcoholic liquor in Davenport Community dry zone

- (1) A person must not, while in any part of the Davenport Community dry zone, possess or consume alcoholic liquor.

Note—

The penalties for an offence against this subregulation are set out in subregulation (3)(c).

- (2) However, subregulation (1) does not apply to the possession or consumption of alcoholic liquor in the following circumstances:
 - (a) the possession of alcoholic liquor by a person who is genuinely passing through the Davenport Community dry zone, or who is passing through the dry zone to enter or leave an excluded area within the dry zone, where—
 - (i) the alcoholic liquor is in the original container in which it was purchased; and
 - (ii) the container has not been opened;
 - (b) the possession of alcoholic liquor by a person who is genuinely supplying the alcoholic liquor to a person in the circumstances contemplated by regulation 11C(2)(a), where—
 - (i) the alcoholic liquor is in the original container in which it was purchased; and
 - (ii) the container has not been opened;
 - (c) the possession of alcoholic liquor by a health professional (being alcoholic liquor genuinely used for medical purposes);

- (d) the possession or consumption of alcoholic liquor by a person to whom the alcoholic liquor was lawfully sold, supplied or administered by a health professional for medical purposes.
- (3) The following provisions apply to the sentencing of a person for an offence against subregulation (1) (and, in such a case, the measures set out in this regulation will, for all purposes, be taken to amount to the sentencing of the person for the contravention):
- (a) the primary purpose of a sentence under this regulation is to effect the rehabilitation, and an improvement in the health and wellbeing, of the person without imposing additional financial burdens on the person or their family;
 - (b) a custodial sentence or monetary fine must not be imposed on the person;
 - (c) the sentences that may be imposed by the court under this regulation are as follows:
 - (i) the court may discharge the person without penalty;
 - (ii) the court may caution the person;
 - (iii) the court may make such of the following orders as the court considers appropriate:
 - (A) an order, made with the consent of the person, that the person undertake a specified drug or alcohol screening or assessment;
 - (B) an order imposing on the person community service to be undertaken within the Davenport Community;
 - (C) an order barring the person from remaining on, or re-entering, the Davenport Community during the period specified in the order;
 - (D) such other orders as the court considers appropriate, having regard to paragraph (a);
 - (d) the court may sentence the person without requiring the person to attend court in person.
- (4) Before sentencing a person for an offence against subregulation (1), the court may, if the court considers it appropriate to do so—
- (a) convene a sentencing conference; and
 - (b) take into consideration views expressed at the conference.
- (5) The following persons are entitled to attend a sentencing conference convened under this regulation:
- (a) the defendant and, if the defendant is a child, the defendant's parent or guardian;

- (b) the defendant's legal representative (if any);
- (c) a person regarded by the defendant, and accepted within the Davenport Community, as an Aboriginal Elder, or as a Respected Person within the Davenport Community;
- (d) a representative of the Davenport Community;
- (e) a representative of an approved screening organisation who has previously screened the defendant under Division 5;
- (f) a representative of a program provider who has provided, or is to provide, drug or alcohol services to the defendant;
- (g) the prosecutor,

and the court may invite such other persons as the court considers appropriate to attend the conference.

- (6) The court may determine the procedures of a sentencing conference.
- (7) A person who, without reasonable excuse, refuses or fails to comply with an order of a court under subregulation (3)(c)(iii) is guilty of a contempt of the court.
- (8) In this regulation—
approved screening organisation has the same meaning as in Division 5.

Division 3—Sale or supply of alcoholic liquor prohibited

11C—Prohibition of sale or supply of alcoholic liquor in Davenport Community dry zone

- (1) A person must not, while in any part of the Davenport Community dry zone, sell or supply alcoholic liquor to another person.

Note—

The maximum penalty for an offence against this regulation is \$2 000 or imprisonment for 6 months—see section 49(3) of the Act.

- (2) However, subregulation (1) does not apply to—
 - (a) the supply of alcoholic liquor to a person who is 18 years of age or more in the Davenport Community dry zone where—
 - (i) the person is, by reason of age, illness or other infirmity, unable to obtain alcoholic liquor in person; and
 - (ii) the supply occurs at the request of the person; and
 - (iii) the person supplying the alcoholic liquor does not make a profit in relation to doing so; or
 - (b) the sale or supply of alcoholic liquor by a health professional (being alcoholic liquor genuinely used for medical purposes).

Division 4—Confiscation of alcoholic liquor

11D—Confiscation of alcoholic liquor

If a police officer reasonably suspects that a contravention of this Part has occurred, the officer may confiscate any alcoholic liquor to which the suspected contravention relates.

Division 5—Referrals of certain persons misusing alcohol for screening

11E—Interpretation

In this Division—

approved screening organisation means a person or body declared by a Davenport Community Alcohol Screening MOU to be an approved screening organisation for the purposes of this Division (being a person or body who delivers health and wellbeing services or programs wholly or partly funded by the State or the Commonwealth);

Davenport Community Alcohol Screening MOU, in respect of a particular approved screening organisation, means a memorandum of understanding between SA Police and the approved screening organisation relating to referrals for screening under this Division, as in force from time to time.

11F—Police officer may refer person to approved screening organisation for screening

- (1) If a police officer reasonably suspects that—
 - (a) a person has committed an offence against regulation 11B; and
 - (b) the person may be at risk due to the misuse of alcoholic liquor,the police officer may refer the person to an approved screening organisation for screening in accordance with this regulation.
- (2) A police officer refers a person to an approved screening organisation for screening by giving the person a written notice (a *referral notice*) in accordance with the Davenport Community Alcohol Screening MOU in respect of the approved screening organisation.
- (3) A copy of the referral notice must be forwarded to the approved screening organisation to which the person is referred (including, without limiting this regulation, by email or other electronic means).

11G—Interaction with Division 2

A referral of a person to an approved screening organisation under regulation 11F relating to an alleged offence against regulation 11B operates as a stay of proceedings (if any) for the alleged offence.

11H—Confidentiality

A person who is, or has been, engaged in duties related to the operation or administration of this Division must not disclose personal information relating to a person referred for screening under this Division obtained in the course of those duties, unless the disclosure is made—

- (a) for the purposes of the administration, operation or enforcement of this Division; or
- (b) as authorised or required by any Act or law; or
- (c) with the consent of the person to whom the information relates.

Maximum penalty: \$1 250.

Editorial note—

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

Made by the Governor

with the advice and consent of the Executive Council
on 4 July 2024

No 64 of 2024

South Australia

Supported Residential Facilities Regulations 2024

under the *Supported Residential Facilities Act 1992*

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Part 1—Interpretation

1—Short title

These regulations may be cited as the *Supported Residential Facilities Regulations 2024*.

2—Commencement

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

3—Interpretation

In these regulations—

Act means the *Supported Residential Facilities Act 1992*;

Building Code of Australia means the Building Code of Australia published by the Australian Building Codes Board, as in force from time to time, and as modified from time to time by the variations, additions or exclusions for South Australia contained in the code;

health service provider has the same meaning as in section 47 of the Act;

manager of a supported residential facility means—

- (a) if section 34 of the Act applies in relation to the facility—a person approved under that section; or
- (b) in any other case—a proprietor of the facility;

night shift means the period of time beginning at 10pm and ending at 7am on the next day;

nursing home means a supported residential facility where nursing care is provided or offered on a continuing basis;

premises, in relation to a supported residential facility, includes the buildings, grounds, fixtures and fittings of the facility.

Part 2—Licensing scheme

4—Licensing scheme

- (1) For the purposes of section 24(6) of the Act, the time within which a licensing authority should decide an application for a licence is 8 weeks after the day on which the application is made.
- (2) For the purposes of section 25(1)(f) of the Act, the relevant licensing authority must, in considering an application for a licence in respect of the use of premises (or proposed premises) as a supported residential facility, take into account the extent to which the premises (or proposed premises) accord with the standards prescribed by or under the Building Code of Australia.
- (3) For the purposes of section 27(2) of the Act, an application for the renewal of a licence must be made not less than 12 weeks before the day of the expiry of the licence.
- (4) For the purposes of section 36 of the Act, the prescribed notice that must be displayed by the proprietor of a facility in respect of which a licence has been issued is the notice set out in Schedule 1.

Part 3—Documentation

5—Prospectus

- (1) A prospectus relating to a supported residential facility and the personal care services provided or offered at the facility must contain the following information:
 - (a) a general description of the nature of the facility according to the types of accommodation available at the facility;
 - (b) a general description of the types of services directly provided or offered at or by the facility, and the current fees or charges for those services;
 - (c) if the services offered at the facility include the management of personal finances—details of—
 - (i) the various options available for the management of money held on behalf of residents; and
 - (ii) the kinds of records and accounts that are kept by the facility in respect of such management; and
 - (iii) the arrangements observed at the facility for the provision of information to a resident whose finances are managed by the facility;
 - (d) details of rules and policies that apply to residents;
 - (e) details of the rights and responsibilities of residents;
 - (f) the number of residents who can be accommodated at the facility;
 - (g) details of—
 - (i) any amount payable on becoming a resident; and
 - (ii) recurrent fees or charges payable by a resident; and
 - (iii) to the extent that an amount, fee or charge is not a fixed sum—the nature of the amount, fee or charge, its purpose and its method of calculation; and
 - (iv) any provision for the variation of an amount, fee or charge;

- (h) the procedures by which a resident who makes a financial contribution to the facility can obtain information on the financial management of the facility;
 - (i) any amount payable to or by a person when the person ceases to be a resident.
- (2) A copy of the prospectus, and a copy of any alteration to the prospectus, must—
- (a) be lodged by the proprietor of the facility with the relevant licensing authority within 14 days after the prospectus or alteration is brought into effect; and
 - (b) be accompanied by a written statement, signed by the proprietor, setting out—
 - (i) the date on which the prospectus or alteration came into effect; and
 - (ii) if the prospectus or alteration relates to an existing facility—details of any consultation or discussions that have occurred with residents in relation to the prospectus or alteration.

6—Resident contracts and service plans

- (1) A proprietor of a supported residential facility may enter into a resident contract with a resident at any time before personal care services are provided to the resident.
- (2) A proprietor of a supported residential facility must enter into a resident contract with a resident within 7 days after personal care services are first provided to the resident.
- (3) Before a person enters into a resident contract, the proprietor must ensure that—
 - (a) the person is given a copy of each of the following documents:
 - (i) a statement in the form of Schedule 2 containing the information as required under that Schedule;
 - (ii) a service plan that complies with the requirements of subregulation (4) prepared for the person;
 - (iii) the rules and policies that will apply to the person as a resident of the facility; and
 - (b) a checklist against which the person may ensure that they—
 - (i) have been given a copy of each of the documents referred to in paragraph (a); and
 - (ii) have been informed—
 - (A) of their rights and responsibilities under the contract; and
 - (B) of the procedure for making a complaint about the management of the facility; and
 - (c) the person (or their representative) understands the nature and effect of the contract, and the rights and responsibilities of the person under the contract.
- (4) A service plan for a resident of a facility must be prepared in consultation with the resident and their representatives, and must include the following information:
 - (a) the exact details of the personal care services to be provided to the resident, including the nature, extent and frequency of the provision of those services;
 - (b) instructions to members of the staff of the facility relating to the provision of those services;
 - (c) the name, address and telephone number of the resident's chosen medical practitioner;

- (d) current information on the general state of health of the resident, and any instructions or information relating to the health or care of the resident given to a staff member by the resident's medical practitioner or other health service provider who is directly involved in the care of the resident;
 - (e) any other information required to be included in the service plan under these regulations.
- (5) The resident contract must—
- (a) include the following information:
 - (i) whether the resident will be accommodated in a single room or share room (and, if a share room, the number of other residents with whom the resident will be sharing);
 - (ii) how often the resident's room is to be cleaned;
 - (iii) the rights of the resident under the contract;
 - (iv) the responsibilities of the resident under the contract and the consequences of any failure of the resident to fulfil those responsibilities; and
 - (b) include a provision to the effect that if the resident is absent from the facility for a period specified in the contract (which must not exceed 14 days), the fees and charges payable by the resident under the contract on a recurrent or ongoing basis will be reduced to the extent specified in the contract (which must be not less than 30%) for the period of the absence; and
 - (c) have attached to it a copy of the service plan (as revised from time to time in accordance with subregulation (7)) for the resident detailing the personal care services that are to be provided to the resident.
- (6) The proprietor must ensure that—
- (a) a copy of the contract (with the service plan attached) is given to the resident at the time the resident becomes a party to the contract; and
 - (b) any inconsistency between the terms and conditions of the contract and the prospectus for the facility is expressly noted in the contract and acknowledged by the parties to the contract by specific endorsement on the contract; and
 - (c) a fully executed copy of the contract and attached service plan is kept in a secure and confidential place at the facility at all times; and
 - (d) the contract and service plan are made available at any reasonable time, on request, to—
 - (i) the resident and their representative; and
 - (ii) a medical practitioner or other health service provider involved in providing care to the resident.
- (7) A service plan for a resident of a facility must, in consultation with the resident (or, if appropriate, a representative of the resident)—
- (a) be reviewed and, if necessary, revised each time the resident experiences or suffers a significant occurrence or deterioration that adversely affects the resident's health or wellbeing; and
 - (b) in any case—be reviewed at least once every 12 months and, if necessary, revised.

7—Visitors book and other records

- (1) The proprietor of a supported residential facility must ensure that a book is kept at the facility's main office or some other convenient place at the facility in which a record containing the following information is kept of each visitor to the facility:
 - (a) the name of the visitor;
 - (b) the name of the resident to be visited;
 - (c) the purpose of the visit;
 - (d) the time of arrival;
 - (e) the time of departure.
- (2) The proprietor of a supported residential facility must ensure (whether as part of a service plan or otherwise) that the following records are maintained in an appropriate manner at the facility in respect of each resident:
 - (a) the resident's full name, age, gender and date of admission;
 - (b) the name and address of the resident's next of kin and of any representative;
 - (c) the resident's medical records;
 - (d) details of any visit to or examination of the resident undertaken at the facility by a medical practitioner or other health service provider, including any results, directions and instructions provided in relation to the resident by the medical practitioner or other health service provider;
 - (e) details of any special procedure or precaution that must be taken to protect the resident's personal safety, and the safety of others;
 - (f) details of any direction or instruction given by the resident to the proprietor or a member of the staff of the facility;
 - (g) the date on which the resident is discharged from or leaves the facility, or the date of the resident's death.
- (3) The proprietor must ensure that records in respect of a resident required under subregulation (2) to be maintained—
 - (a) are kept in a secure and confidential place at the facility; and
 - (b) are made available at any reasonable time, on request, to the resident or their representative (if any), or to a medical practitioner or other health service provider; and
 - (c) are retained for at least 5 years—
 - (i) if the resident dies while still a resident of the facility—after the date of their death; or
 - (ii) after the date on which the resident leaves the facility.

Part 4—Standards of care

8—Privacy, dignity and respect

The proprietor of a supported residential facility must ensure that the following standards are observed in relation to the provision of personal care services to residents, and the operation, of the facility:

- (a) assistance must be offered and provided discreetly and sensitively and, if appropriate, with a reasonable degree of privacy;
- (b) a resident must, so far as is reasonably practicable, be able to display, or to store safely (according to the resident's choice), their personal effects;
- (c) the personal property of a resident must not be used by another person without the resident's permission;
- (d) a resident must not be required to observe unreasonable routines with regard to meal times, bed times, bathing and dressing;
- (e) personal information relating to a resident must be treated on a confidential basis;
- (f) a resident must not be expected or required to share clothing, other items of a personal nature, or toiletries, with another person;
- (g) a resident must be afforded privacy, if they so desire, when engaged in conversation with a visitor, a medical practitioner or other health service provider, or another resident;
- (h) a resident must be afforded a reasonable degree of privacy when bathing, showering, toileting or dressing (whether alone or with assistance).

9—Personal hygiene

The proprietor of a supported residential facility must ensure that a resident of the facility is able (or assisted) to maintain personal hygiene in a manner consistent with the resident's needs and preferences.

10—Nutrition

The proprietor of a supported residential facility must ensure that the following standards are observed in relation to the nutrition of a resident of the facility:

- (a) the resident must receive suitable and sufficient food and drink, taking into account the resident's particular dietary needs and cultural background;
- (b) steps must be taken to ensure that food has reasonable nutritional value and that a variety of food is made available to the resident over a reasonable period of time;
- (c) adequate supplies of potable water must always be available;
- (d) special dietary requirements and eating difficulties that require assistance must be recorded in the resident's service plan;
- (e) meals must be provided at appropriate intervals, and at an appropriate temperature, to the resident;
- (f) tea and coffee making facilities, and cool drink storage facilities, must be made available to the resident during the day.

11—Mobility

The proprietor of a supported residential facility must ensure that both of the following standards are observed in relation to the mobility of a resident of the facility:

- (a) the resident must be provided with reasonable assistance to facilitate mobility and independence of movement (if required);
- (b) steps must be taken to ensure that a mobility aid or equipment used by the resident is in good working order,

(but a proprietor is not responsible by virtue of these regulations for the provision of a mobility aid or equipment, or for any costs associated with the maintenance of a mobility aid or equipment).

12—Activities

The proprietor of a supported residential facility must ensure that a resident of the facility is not prevented from participating in an activity within or outside the facility, provided that the resident does not unreasonably infringe on the rights, peace, comfort or privacy of another person.

13—Medication

The proprietor of a supported residential facility must ensure that the following standards are observed in relation to the management of the medication of a resident of the facility:

- (a) the resident's medication must be—
 - (i) clearly identified; and
 - (ii) stored separately from the medication of other residents in a secure place—
 - (A) in the container in which the medication was dispensed or supplied; or
 - (B) if appropriate—in a dose administration container bearing a label that includes—
 - the resident's name; and
 - the generic name and strength of the drug; and
 - the dosage instructions for the resident;
- (b) —
 - (i) if appropriate—the resident must be encouraged to manage their own medication;
 - (ii) if there is doubt about the resident's ability to manage their own medication or uncertainty about the resident's medication—the advice of the resident's medical practitioner, or of a nurse, must be obtained;
- (c) information about arrangements, instructions or directions for the proper management or administration of medication to the resident must be recorded in the resident's service plan and be readily available to the staff of the facility;

- (d) if the resident—
 - (i) experiences an adverse reaction to medication; or
 - (ii) fails to respond to medication in an appropriate manner; or
 - (iii) fails to comply with an instruction or direction relevant to the management or administration of medication,a report must be made to the resident's medical practitioner or to a nurse.

14—Notification of certain events

- (1) The proprietor of a supported residential facility must ensure that the following notifications are made in respect of a resident of the facility:
 - (a) if there is any significant deterioration in or other event adversely affecting (or that could adversely affect) the health or wellbeing of the resident—
 - (i) the resident's chosen medical practitioner and representative (if any) must be informed of the situation; and
 - (ii) details of the situation and reporting must be included in the resident's service plan;
 - (b) if any untoward medical event occurs in relation to the resident—the relevant licensing authority must be informed of the event;
 - (c) if the resident dies (whether at the facility or elsewhere)—the coroner must be informed of the resident's death.
- (2) If it appears that a resident of a supported residential facility is failing to comply with the advice or recommendations of a medical practitioner or other health service provider, the proprietor of the facility must ensure that reasonable steps are taken to discuss the matter with the resident or their representative (if any) and, if appropriate, with the medical practitioner or health service provider.

15—Personal finances

- (1) The proprietor of a supported residential facility must ensure that the following standards are observed in relation to the management of the personal finances of a resident of the facility:
 - (a) —
 - (i) if appropriate—the resident must be encouraged to manage their own personal finances;
 - (ii) if the resident is incapable of managing their own personal finances—an appropriate person or authority must be contacted about the appointment of an administrator, agent or representative for the resident;
 - (b) any amount received on behalf of the resident must be kept in a special account;
 - (c) accurate and complete financial records must be maintained in respect of any aspect of the resident's financial affairs managed at the facility.

- (2) The proprietor must ensure that records in respect of a resident required under subregulation (1)(c) to be maintained—
 - (a) are kept in a secure and confidential place at the facility; and
 - (b) are made available at any reasonable time, on request, to the resident or their representative (if any); and
 - (c) are retained for at least 5 years—
 - (i) if the resident dies while still a resident of the facility—after the date of their death; or
 - (ii) after the date on which the resident leaves the facility.

Part 5—Staffing arrangements

Division 1—Management requirements

16—Responsibilities of manager

- (1) The manager of a supported residential facility must take overall responsibility for the day to day management of the facility and, in particular, must—
 - (a) ensure that the proper oversight and care of the residents of the facility and personal care services are provided in accordance with each resident's needs; and
 - (b) ensure that the facility, and furnishings, fittings and equipment within the facility, are kept clean and safe, and in good repair; and
 - (c) maintain such records as are required for the purposes of the Act and these regulations; and
 - (d) be in attendance at the facility for at least 25 hours in each week; and
 - (e) ensure, at all times when they are not in attendance, that the facility is under the supervision of an acting manager or some other person who is competent to supervise the day to day management of the facility; and
 - (f) maintain a register of staff that includes, in relation to each member of the staff—
 - (i) their full name and contact details; and
 - (ii) the qualifications (if any) held by the staff member; and
 - (g) maintain a staff roster (to be kept at the facility's main office or some other convenient place at the facility) that—
 - (i) specifies the staff members rostered for duty during a particular roster period; and
 - (ii) provides details of the name and telephone number of the person to be contacted during a particular roster period in the event of an emergency or other significant event at the facility; and

- (h) without limiting any other requirement concerning minimum staffing levels—
 - (i) if there are 30 or more residents of the facility—ensure that the staff includes both a cook and a cleaner in addition to the members of the staff who provide personal care services to residents of the facility; and
 - (ii) in any case—ensure that the facility is staffed so as to ensure, at all times, the proper care and safety of residents; and
- (i) comply with any other requirements placed on the manager under these regulations.

Maximum penalty: \$2 500.

Expiation fee: \$210.

- (2) The proprietor of a supported residential facility must ensure that sufficient resources are provided at the facility to enable the manager to comply with the requirements of these regulations.

17—Acting managers

- (1) If, for a period exceeding 7 days, a manager is absent from the duties of office, or the position of manager is temporarily vacant and a resident of the facility is in need of personal care services, an acting manager must be appointed or otherwise assume the duties of the office of manager.
- (2) An acting manager must be approved by the relevant licensing authority for the purposes of this regulation.
- (3) A facility must not have an acting manager for a period exceeding 3 consecutive months.

18—Management of nursing homes

- (1) The proprietor of a nursing home must ensure that the provision of nursing care at the facility is overseen by a nurse who is approved by the relevant licensing authority as being a person who has appropriate qualifications, skills and experience to perform that function at the facility.
- (2) If there is a change in the type or level of services provided at a nursing home, the relevant licensing authority may, by notice in writing to the proprietor, revoke an approval under subregulation (1) and require that a new appointment be made to ensure that the person who oversees the provision of nursing care at the facility has the qualifications, skills and experience appropriate to the facility.
- (3) A person who is approved by the relevant licensing authority for the purposes of this regulation will hold the title "Director of Nursing" (and the Director of Nursing may, but need not, be the manager of the relevant facility).
- (4) A person who, immediately before the commencement of this regulation, held the office of Director of Nursing at a nursing home will be taken to have been granted an approval for the purposes of subregulation (1).

Division 2—Staffing requirements

19—Staffing levels—nursing homes

- (1) The proprietor of a nursing home where not more than 16 persons who require nursing care reside must ensure that the following prescribed minimum staffing levels are maintained at the nursing home:
 - (a) subject to paragraph (b), a nurse must be on duty and another nursing staff member must be on close call at all times;
 - (b) a nurse need not be on duty on the premises during the night shift if—
 - (i) they are on close call; and
 - (ii) there is another nursing staff member on duty during that time;
 - (c) an adequate number of nursing staff members and therapists must be employed to ensure the proper care of the residents; and
 - (d) there must be sufficient domestic staff members on duty—
 - (i) to maintain the premises in a clean condition; and
 - (ii) to prepare, serve and clear away meals; and
 - (iii) to maintain adequate laundry and linen services.
- (2) The proprietor of a nursing home where more than 16 persons who require nursing care reside must ensure that the following prescribed minimum staffing levels are maintained at the nursing home:
 - (a) 2 nursing staff members (at least 1 of whom must be a nurse) must be on duty at all times;
 - (b) an adequate number of nursing staff members and therapists must be employed to ensure the proper care of the residents;
 - (c) there must be sufficient domestic staff members on duty—
 - (i) to maintain the premises in a clean condition; and
 - (ii) to prepare, serve and clear away meals; and
 - (iii) to maintain adequate laundry and linen services.
- (3) In this regulation—

domestic staff means persons involved with housekeeping functions in a nursing home and includes a cook, cleaner, laundry worker, gardener or maintenance person;

nursing home assistant means a person who is not a nurse, but whose work is concerned with the personal care of individual residents at a nursing home;

nursing staff member includes a nurse or a nursing home assistant;

therapist means an occupational therapist, speech therapist, physiotherapist, podiatrist, recreational therapist or other person whose profession or occupation involves assisting in the rehabilitation of patients.

- (4) For the purposes of this regulation, a person is *on close call* at a nursing home if—
- (a) the person is on the premises of the nursing home and can be summoned to attend immediately by a nursing staff member on duty; or
 - (b) the person is on premises within close proximity to the nursing home and has a means by which they can be summoned to attend immediately by a nursing staff member on duty.

20—Staffing levels—other facilities that provide nursing care

If a supported residential facility that is not a nursing home nevertheless provides nursing care, the proprietor of the facility must ensure that the staff of the facility includes a nurse.

Part 6—Facilities, hygiene and safety

21—Facilities, hygiene, maintenance etc

- (1) The proprietor of a supported residential facility must ensure that—
- (a) the facility, and all furniture, fixtures and fittings at the facility, are maintained—
 - (i) in a clean, safe and hygienic condition; and
 - (ii) in good and safe repair; and
 - (b) except as otherwise approved by the relevant licensing authority—the facility is fitted with a kitchen that has—
 - (i) adequate lighting and ventilation; and
 - (ii) reasonable space; and
 - (iii) appropriate equipment; and
 - (c) each resident of the facility is provided at each meal with eating and drinking utensils that are clean and of good quality; and
 - (d) each resident of the facility is provided with clean bed linen or a clean mattress as often as is reasonably appropriate to the resident's personal needs and comfort; and
 - (e) adequate and reasonable bathing facilities are provided at the facility for each resident of the facility; and
 - (f) adequate laundry facilities or services are provided for each resident of the facility; and
 - (g) the facility is designed, constructed and fitted in a manner that facilitates reasonable movement about the facility; and
 - (h) rooms and passages within the facility, and the grounds of the facility, are reasonably lighted; and
 - (i) the facility is reasonably ventilated; and
 - (j) the facility contains a communal area the temperature of which is maintained (by heating or cooling) at an appropriate level for use by residents and visitors; and
 - (k) rooms occupied by residents of the facility are, so far as is reasonably practical, maintained at a temperature that is reasonably comfortable for the residents; and

- (l) a reasonable number of appropriate waste receptacles are readily available throughout the facility; and
 - (m) sufficient storage facilities are provided at the facility for appliances, surplus furniture and equipment, residents' baggage, and other surplus items, so that—
 - (i) the facility can be maintained in a clean and tidy condition; and
 - (ii) persons can move safely about the facility; and
 - (n) the grounds of the facility are provided with adequate areas of shade and suitable outdoor furniture so as to enable residents of the facility to spend a reasonable period of time outdoors in a comfortable and pleasant environment.
- (2) The proprietor of a nursing home, or other supported residential facility that provides accommodation for disoriented residents, must ensure that the facility has an area within its grounds that can be used safely by those residents.
- (3) Without limiting subregulation (1)—
- (a) a grab rail must be fitted in each shower cubicle, water closet and bathroom in accordance with *Australian Standard AS 1428.1:2021*; and
 - (b) hand washing facilities must be easily accessible for residents and staff; and
 - (c) a reasonable supply of hot water—
 - (i) for the residents' bathing purposes—must be provided at a temperature that does not cause scalding; and
 - (ii) must be available for use—
 - (A) by the residents at any reasonable time; and
 - (B) in washing machines at the facility or laundry service provider; and
 - (d) bedding that is soiled by urine or faeces must be washed separately and in hot water; and
 - (e) handrails, ramps and (for a multi-storey building) lifts must be fitted if required by the relevant licensing authority.

22—Bedrooms

- (1) The proprietor of a supported residential facility must ensure that—
- (a) each resident in the facility is allocated a bedroom and their own bed; and
 - (b) before a resident is allocated to another bedroom in the facility—the resident, or their representative, is consulted; and
 - (c) a floor plan of the bedrooms at the facility (including the names of the residents who sleep in each room) is maintained at the facility's main office or at some other convenient location at the facility.

- (2) The proprietor of a supported residential facility established after the commencement of this regulation must ensure that each bedroom in the facility is—
 - (a) designed for single occupancy; and
 - (b) contains a bed.
- (3) Nothing in this regulation prevents a resident of a supported residential facility that is, on the commencement of this regulation, licensed from being allocated a bedroom on a share basis, provided the resident is allocated their own bed.

23—Fire safety

- (1) The proprietor of a supported residential facility must ensure that reasonable precautions are taken to protect the safety of residents of the facility from fire.
- (2) Without limiting subregulation (1) and other statutory requirements—
 - (a) reasonable means of emergency exit for residents must be available at all times; and
 - (b) the facility must be maintained and managed in accordance with any recommendation of the relevant fire authority; and
 - (c) a sprinkler system that complies with *Australian Standard AS 2118.4-2012* must be installed and maintained in the facility; and
 - (d) fire fighting equipment must be installed and maintained at the facility in accordance with any recommendation of the relevant fire authority; and
 - (e) emergency exits must be clearly marked and kept free of impediments; and
 - (f) an evacuation procedure for residents of the facility must be established at the facility and known to all staff and residents; and
 - (g) regular evacuation drills must be undertaken at the facility; and
 - (h) a floor plan or plans that show fire exits and emergency evacuation routes must be kept in an accessible place at the facility at all times.
- (3) Subregulation (2)(c) does not apply to a supported residential facility—
 - (a) that is, on the commencement of this regulation, licensed; or
 - (b) if, at all times during the night shift, there are at least 2 members of the staff (who may not be residents of the facility) in attendance at the facility.

24—Communication facility

- (1) The proprietor of a supported residential facility must, at the direction of the relevant licensing authority, ensure that a communication system is installed at the facility.
- (2) The proprietor of a supported residential facility must ensure that—
 - (a) any communication system installed at the facility is maintained in a fully functional state; and
 - (b) reasonable steps are taken to ensure that each resident of the facility understands how to operate the system.

Part 7—Miscellaneous

25—Disputes

- (1) The proprietor of a supported residential facility must ensure that—
 - (a) a procedure for the resolution of disputes within the facility is established at the facility; and
 - (b) the procedure includes the following provisions:
 - (i) a provision that allows for the involvement of an independent person to assist or represent a resident who requests or needs assistance in a situation of dispute;
 - (ii) if there is a significant dispute—a provision that allows for the involvement of an authorised officer to assist in the resolution of the dispute; and
 - (c) the procedure is incorporated in the rules of the facility; and
 - (d) a complaint made by a resident of the facility to the proprietor or a staff member is dealt with in a prompt and reasonable manner and, if appropriate, on a confidential basis.

Maximum penalty: \$2 500.

Expiation fee: \$210.

- (2) In this regulation—

significant dispute means a dispute at the facility which is reported to a police officer.

26—Indemnity fund

- (1) Pursuant to section 56(4) of the Act, the prescribed percentage of licensing fees, expiation fees and fines to be paid to the Supported Residential Facilities Indemnity Fund (the *fund*) is 10%.
- (2) The amounts payable to the fund under section 56(4) of the Act must be remitted to the Fund Manager within 28 days after the end of the financial year in which they are received by the relevant authority.
- (3) A claim for payment from the fund must be made, assessed and determined in accordance with the following procedures:
 - (a) the claim must be made in writing and addressed to the Fund Manager;
 - (b) the claim must be accompanied or supported by information required by the Fund Manager;
 - (c) the Fund Manager may require the claimant to attend before the Fund Manager to answer questions, or to provide additional information, reasonably required by the Fund Manager to determine the claim;
 - (d) the Fund Manager should seek to assess and determine the claim as expeditiously as possible and, in any event, within 8 weeks after the receipt of the information supplied to the Fund Manager in accordance with this regulation;
 - (e) the Fund Manager must ensure that written notice of their determination is served on the claimant.

27—False advertising

A person must not promote or advertise, or cause to be promoted or advertised, a supported residential facility as a nursing home unless—

- (a) the facility is an approved provider under the *Aged Care Quality and Safety Commission Act 2018* of the Commonwealth; or
- (b) the facility complies with the requirements of these regulations that specifically relate to nursing homes.

Maximum penalty: \$2 500.

Expiation fee: \$210.

28—Offences

If a provision of Part 3, Part 4, Part 5 or Part 6 of these regulations is not observed, the proprietor of the relevant supported residential facility is guilty of an offence.

Maximum penalty: \$2 500.

Expiation fee: \$210.

Schedule 1—Form of notice to be displayed

Supported Residential Facilities Act 1992 (section 36)

These premises are licensed under the *Supported Residential Facilities Act 1992*.

The licence was issued on (*insert relevant date*) and the relevant licensing authority for the facility is (*insert relevant details*)

The proprietor(s) of the facility is/are: (*insert full name, address and telephone number*)

The manager of the facility is: (*insert full name of manager*)

The licence will expire on: (*insert relevant date*)

Signature of Authorised Officer:

Date:

Schedule 2—Statement to be provided to a person before the execution of a resident contract

Supported Residential Facilities Act 1992 (section 38)

You should seek independent legal advice if you are unsure about any aspect of—

- this document; or
- any document which you are required to sign or which is provided to you,

in relation to your residency at a supported residential facility.

You have a period of 15 business days after—

- the date of any contract which you may sign; or
- the date of the supply of—
 - this statement; and
 - the rules and policies; and
 - your service plan,

(whichever is the later), in which you may withdraw from the contract.

You are advised to read and carefully consider any documents provided to you.

The following information is provided to you in relation to the facility and services:

1 The facility

1.1 The facility is situated at:

(insert address)

1.2 The name(s) and contact address(es) and telephone number(s) of the proprietor(s) of the facility is/are as follows:

(insert details)

2 Your accommodation

2.1 The type of accommodation that is available to you is as follows:

(specify)

2.2 A layout of the accommodation is attached to this document.

(attach a plan of the layout)

2.3 The location of the accommodation within the facility is noted on the attached plan.

(attach a plan of the facility showing location of the accommodation)

3 Services that may be provided to you

3.1 You will be provided with the following personal care services by the facility:

(provide details of the personal care services that will be provided)

3.2 The following services will also be available at the facility:

(specify other services that are available to residents of the facility)

3.3 The following equipment will be available to you at the facility:

(specify equipment available at the facility)

3.4 The following special (and additional) arrangements are being made for you, or on your behalf:

(provide details of any such arrangements)

3.5 The following restrictions may affect the provision of the above services:

(provide details of any such restrictions)

4 Your payments

- 4.1 You are required to pay the following amounts on the commencement of the resident contract (or on or before you commence to reside at the facility):

(insert a table containing a brief description of each such payment and the amount payable)

4.2 Recurrent charges

The following fees and charges are payable while you remain a resident of the facility:

(insert a brief description of each such fee or charge and the amounts payable)

This covers the following services/items:

(insert a list providing details of those services/items covered by the payments)

The fee or charge was last adjusted on the following date: *(insert relevant date)*

when it was adjusted by: *(insert amount in dollars)*

In respect of the last adjustment, residents were given *(insert relevant number of days, weeks or months)*

days/weeks/months (delete whatever is not relevant) notice of the adjustment.

The estimated date of the next adjustment will be on the following date:

(insert date)

- 4.3 The following fees or charges (not mentioned above) may become payable in the future:

(insert a brief description of each such fee or charge and the amount, if known, that may become payable)

- 4.4 You are entitled to the following amounts when you cease to be a resident of the facility:

(insert amounts to be refunded)

- 4.5 Before an amount is paid under 4.4, the following conditions must be met:

(insert details of the conditions)

5 Routines and times

- 5.1 The following routines apply at the facility:

(insert brief description)

- 5.2 You will be expected to observe the following time requirements while you are a resident of the facility:

(insert brief description)

6 Complaints

You may wish to make a complaint about the accommodation or services provided at the facility, or about any other aspect of the facility. If so, the following procedures should be observed:

(set out the procedures)

7 Your future position

- 7.1 Your contract must be terminated in writing. The contract requires you to take the following action to terminate the contract:

(set out the action)

- 7.2 It is proposed that the contract may require review or renegotiation in the following circumstances:

(insert brief description)

8 Your future obligations

You may be required to observe certain rules and policies. Please ensure that you read a copy of any rules or policies before you agree to sign any documents

Note—

In all sections, delete comments where not applicable and add comments where required.

For facilities under construction

It is not always possible for the proprietor to provide accurate information regarding the future of a facility that is under construction.

If necessary, the proprietor of the facility should provide the best available information and best estimates regarding work to be completed. Prospective residents considering residing in a facility that is not yet completed should treat the matter with caution.

In addition to facilities already completed at the time of this document, the following facilities are under construction or planned:

1 Facilities

1.1 Accommodation

Development No: *(if applicable)*

Independent units—

No of units: Est completion date:

No of units: Est completion date:

No of units: Est completion date:

Serviced apartments (Hostel units)—

No of units: Est completion date:

No of units: Est completion date:

No of units: Est completion date:

Other *(specify)*

1.2 Communal facilities:

(specify the proposed communal facilities and the estimated completion date)

Development Stage No: *(if applicable)*

1.3 Gardens: *(insert brief description)*

1.4 Outdoor facilities: *(insert brief description)*

2 Proposed services

(insert information)

3 Development approvals

The following information describes any conditions or requirements of development approval affecting the construction and/or services to be provided by the proprietor:

(insert information)

Note—

In all sections, delete comments where not applicable and add comments where required.

Schedule 3—Repeal of *Supported Residential Facilities Regulations 2009*

The *Supported Residential Facilities Regulations 2009* are repealed.

Editorial note—

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

Made by the Governor

with the advice and consent of the Executive Council
on 4 July 2024

No 65 of 2024

STATE GOVERNMENT INSTRUMENTS

CHILD SAFETY (PROHIBITED PERSONS) ACT 2016

NOTICE BY THE MINISTER FOR HUMAN SERVICES

Working with Children Check Guidelines

Pursuant to Section 4 of the *Child Safety (Prohibited Persons) Act 2016*, I, Natalie Cook, Minister for Human Services vary the following guidelines—Schedule 1 to this instrument, in relation to:

1. procedures to be followed by the central assessment unit when conducting working with children checks
2. standards to be applied by the central assessment unit when determining the weight to be given to evidence of a specified kind
3. benchmarks for periods within which certain applications for working with children checks are to be processed by the central assessment unit
4. the risk assessment criteria to be used by the central assessment unit in conducting working with children checks

These guidelines may be inspected or obtained at the Department for Human Services website www.sa.gov.au and will be made available for inspection at the Office of the Minister for Human Services.

Dated: 2 July 2024

HON NATALIE COOK MP
Minister for Human Services

ELECTORAL COMMISSION SOUTH AUSTRALIA

Superannuation Board Elections

The following notices have been issued by the Electoral Commission South Australia:

SUPER SA

South Australian Superannuation Board—Election

Pursuant to Regulation 5 of the *Superannuation Regulations 2016*, I am required to conduct the election of **two** members to the Super SA Board.

Nominations are invited and may be made from Monday, 8 July 2024 but must reach me by **no later than 12 noon Monday, 22 July 2024**. Nomination forms may be obtained from the Electoral Commission of South Australia, Level 6, 60 Light Square, Adelaide, email ECSA.nominations@sa.gov.au or phone (08) 7424 7400.

Nominations must be made on the approved form and signed by at least three persons eligible to vote in the election. Persons eligible to vote must be contributors within the meaning of the *Superannuation Act 1988*, a member or spouse member of the Southern State Superannuation (Triple S) Scheme or persons provided with investment services or other products or services pursuant to regulations under Section 30(2)(g) of the *Southern State Superannuation Act 2009*; as at 5pm Friday, 28 June 2024.

Candidates may, in support of their nomination, prepare promotional material of not more than 200 words and one photograph which will be forwarded to electors with their ballot papers. For inclusion, this material must reach me by no later than the above close of nominations.

Should a postal ballot be necessary, ballot papers and reply-paid envelopes will be mailed from Monday, 12 August 2024. Completed voting material must be sent to reach the returning officer no later than the close of voting at 12 noon on Monday, 9 September 2024.

Any queries in relation to the role of a Board Member should be directed to Ms Kathy O'Donnell, Manager, Board Services, Super SA Board, GPO Box 48, Adelaide SA 5001, or phone (08) 8429 4116.

Please forward nominations or nomination queries via email to: ECSA.nominations@sa.gov.au.

Dated: 4 July 2024

MICK SHERRY
Electoral Commissioner

FUNDS SA

Superannuation Funds Management Corporation of South Australia Board—Election

Pursuant to Regulation 4 of the *Superannuation Funds Management Corporation of South Australia Regulations 2010*, I am required to conduct the election of **one** member to the Funds SA Board.

Nominations are invited and may be made from Monday 8 July 2024 but must reach me by **no later than 12 noon Monday, 22 July 2024**. Nomination forms may be obtained from the Electoral Commission of South Australia, Level 6, 60 Light Square, Adelaide, email ECSA.nominations@sa.gov.au or phone (08) 7424 7400.

Nominations must be made on the approved form and signed by at least three persons eligible to vote in the election. Persons eligible to vote must be contributors within the meaning of the *Police Superannuation Act 1990*, the *Superannuation Act 1988*, or a member or spouse member of the Southern State Superannuation (Triple S) Scheme or a person provided with investment services or other products or services pursuant to regulations under Section 30(2)(g) of the *Southern State Superannuation Act 2009*; as at 5pm Friday, 28 June 2024.

Persons eligible to nominate must:

- have obtained a degree, diploma or other qualification with an emphasis on law, accountancy, economics, commerce, mathematics, statistics, investment or financial management from an institution of tertiary education; or
- have had at least five years experience in:
 - the investment and management of superannuation funds or other substantial sums of money; or
 - business management; or
 - financial management in the banking sector; or
 - asset management; or
 - auditing; or

- any other area that is relevant to the performance by the Authority of its functions; or
- at least five years experience in two or more of those areas.

Candidates may, in support of their nomination, prepare promotional material of not more than 200 words and one photograph which will be forwarded to electors with their ballot papers. For inclusion, this material must reach me by no later than the above close of nominations.

Should a postal ballot be necessary, ballot papers and reply-paid envelopes will be mailed from Monday, 12 August 2024. Completed voting material must be sent to reach the returning officer no later than the close of voting at 12 noon on Monday, 9 September 2024.

Any queries in relation to the role of a Board Member should be directed to Mr John Piteo, Chief Executive Officer, Funds SA, GPO Box 2639, Adelaide SA 5001 or phone (08) 8218 6495.

Please forward nominations or nomination queries via email to: ECSA.nominations@sa.gov.au.

Dated: 4 July 2024

MICK SHERRY
Electoral Commissioner

SUPER SA SELECT

Southern Select Super Corporation Board—Election

Pursuant to Schedule 1 of the *Public Corporations (Southern Select Super Corporation) Regulations 2012*, I am required to conduct the election of **two** members to the Super SA Select Board.

Nominations are invited and may be made from Monday, 8 July 2024 but must reach me by **no later than 12 noon Monday, 22 July 2024**. Nomination forms may be obtained from the Electoral Commission of South Australia, Level 6, 60 Light Square, Adelaide, email ECSA.nominations@sa.gov.au or phone (08) 7424 7400.

Nominations must be made on the approved form and signed by at least three persons eligible to vote in the election. Persons eligible to vote must be members of Super SA Select as at 5pm Friday, 28 June 2024.

Candidates may, in support of their nomination, prepare promotional material of not more than 200 words and one photograph which will be forwarded to electors with their ballot papers. For inclusion this material must reach me by no later than the above close of nominations.

Should a postal ballot be necessary, ballot papers and reply-paid envelopes will be mailed from Monday, 12 August 2024. Completed voting material must be sent to reach the returning officer no later than the close of voting at 12 noon on Monday 9, September 2024.

Any queries in relation to the role of a Board Member should be directed to Ms Kathy O'Donnell, Manager, Board Services, Super SA Board, GPO Box 48, Adelaide SA 5001 or phone (08) 8429 4116.

Please forward nominations or nomination queries via email to: ECSA.nominations@sa.gov.au.

Dated: 4 July 2024

MICK SHERRY
Electoral Commissioner

FISHERIES MANAGEMENT (GENERAL) REGULATIONS 2017

REGULATION 23B

Determination—Taking of Murray Cod in the Waters of the River Murray Proper and Lakes Albert and Alexandrina

As the delegate of the Minister for Primary Industries and Regional Development, I Professor Gavin Begg, Executive Director Fisheries and Aquaculture make the following determination for the purposes of Regulation 23B of the *Fisheries Management (General) Regulations 2017* in regard to the take of Murray Cod in the waters of the River Murray proper and Lakes Albert and Alexandrina, unless this notice is otherwise varied or revoked:

1. Dr Michael Steer, Research Director, South Australian Research and Development Institute (SARDI), Aquatic and Livestock Sciences, and his nominated agents being scientists and technical staff employed by the Department of Primary Industries and Regions (PIRSA) and substantively engaged by SARDI (“agents”) and Specified Affiliates of SARDI as defined in this notice, may take Murray Cod within the River Murray proper and Lakes Albert and Alexandrina, but only insofar as the activities are consistent with Research Activities detailed in this notice where:
 - (a) Specified Affiliates of SARDI means commercial fishing licence holders, independent contractors, research students, volunteers, and other affiliates provided the following additional conditions are met:
 - (i) At least 1 clear business day (the “consideration period”) prior to undertaking the permitted activity Dr Michael Steer (or his delegate) notifies the Fisheries Regional Manager in writing of the names of the affiliates that will be undertaking the permitted activity together with any other identifying information about the affiliates that may be specifically required from time to time by email to PIRSA.FisheriesOperationalManagement@sa.gov.au; and
 - (ii) No objection is taken to the affiliates nominated by SARDI during the consideration period (with any such objection being communicated to Dr Michael Steer).
 - (b) Research Activities means the following research projects or activities undertaken by SARDI:
 - (i) The Commonwealth Environmental Office Monitoring, Evaluation and Research Project
 - (ii) Murray Darling Basin fish survey—Lower River Murray
 - (iii) Fish Condition and Intervention Monitoring—Chowilla, Pike and Katarapko

Dated: 27 June 2024

PROFESSOR GAVIN BEGG
Executive Director
Fisheries And Aquaculture
Delegate of the Minister for Primary Industries and Regional Development

FISHERIES MANAGEMENT (GENERAL) REGULATIONS 2017

REGULATION 23C(1)

Determination—Taking of Snapper in Gulf St. Vincent and Kangaroo Island Fishing Zone, the Spencer Gulf Fishing Zone, the West Coast Fishing Zone or the Port Adelaide River Estuary

As the delegate of the Minister for Primary Industries and Regional Development, I Professor Gavin Begg, Executive Director Fisheries and Aquaculture make the following determination for the purposes of Regulation 23B of the *Fisheries Management (General) Regulations 2017* in regard to the taking of Snapper in the Gulf St. Vincent and Kangaroo Island Fishing Zone, the Spencer Gulf Fishing Zone, the West Coast Fishing Zone or the Port Adelaide River estuary, until 30 June 2026 unless this notice is otherwise varied or revoked:

1. Dr Michael Steer, Research Director, South Australian Research and Development Institute (SARDI), Aquatic and Livestock Sciences, and his nominated agents being scientists and technical staff employed by the Department of Primary Industries and Regions (PIRSA) and substantively engaged by SARDI (“agents”) and Specified Affiliates of SARDI as defined in this notice, may take Snapper in the Gulf St. Vincent and Kangaroo Island Fishing Zone, the Spencer Gulf Fishing Zone, the West Coast Fishing Zone or the Port Adelaide River, but only insofar as the activities are consistent with Research Activities detailed in this notice where:
 - (a) Specified Affiliates of SARDI means commercial fishing licence holders, independent contractors, research students, volunteers, and other affiliates provided the following additional conditions are met:
 - (i) At least 1 clear business day (the “consideration period”) prior to undertaking the permitted activity Dr Michael Steer (or his delegate) notifies the Fisheries Regional Manager in writing of the names of the affiliates that will be undertaking the permitted activity together with any other identifying information about the affiliates that may be specifically required from time to time by email to PIRSA.FisheriesOperationalManagement@sa.gov.au; and
 - (ii) No objection is taken to the affiliates nominated by SARDI during the consideration period (with any such objection being communicated to Dr Michael Steer).
 - (b) Research Activities means the following research projects or activities undertaken by SARDI:
 - (i) Marine Scalefish Fishery Assessments
 - (ii) Gulf St Vincent Prawn Fishery Assessments
 - (iii) Spencer Gulf Prawn Fishery Assessments
 - (iv) FRDC Project 2019—044
 - (v) FRDC Project 2019—046
 - (c) Gulf St. Vincent and Kangaroo Island Fishing Zone, Spencer Gulf Fishing Zone and West Coast Fishing Zone have the same respective meanings as in the *Fisheries Management (Marine Scalefish Fishery) Regulations 2017*.
 - (d) Port Adelaide River estuary means all waters of the Port Adelaide River estuary contained within and bounded by a line commencing at the line of Mean High Water Springs closest to 34°40'12.26" South, 138°26'35.25" East (end of Port Gawler Road), then beginning easterly following the line of Mean High Water Springs, including West Lakes, North Arm and tributaries, to the location closest to 34°46'59.03" South, 138°28'40.48" East, then north-westerly to the point of commencement, but excluding any land or waters so encompassed that lie landward of the line of Mean High Water Springs.

Dated: 27 June 2024

PROFESSOR GAVIN BEGG
Executive Director
Fisheries and Aquaculture

Delegate of the Minister for Primary Industries and Regional Development

FISHERIES MANAGEMENT (PRAWN FISHERIES) REGULATIONS 2017

July 2024 Fishing for the West Coast Prawn Fishery

Take notice that pursuant to Regulation 10 of the *Fisheries Management (Prawn Fisheries) Regulations 2017*, the notice dated 22 September 2023 on page 3296 of the *South Australian Government Gazette* of 28 September 2023, prohibiting fishing activities in the West Coast Prawn Fishery is hereby varied such that it will not be unlawful for a person fishing pursuant to a West Coast Prawn Fishery licence to use prawn trawl nets in the areas specified in Schedule 1, during the period specified in Schedule 2, and under the conditions specified in Schedule 3.

SCHEDULE 1

The waters of the West Coast Prawn Fishery, excluding Ceduna, as defined in the West Coast Prawn Fishery Harvest Strategy.

SCHEDULE 2

Commencing at sunset on 1 July 2024 and ending at sunrise on 14 July 2024.

SCHEDULE 3

1. Each licence holder of a fishing licence undertaking fishing activities pursuant to this notice must ensure that a representative sample of catch (a ‘bucket count’) is taken at least 3 times per night during the fishing activity.
2. Each ‘bucket count’ sample must be accurately weighed to 7kg where possible and the total number of prawns contained in the bucket must be recorded on the daily catch and effort return.
3. Fishing must cease if one of the following limits is reached:
 - (a) A total of 13 nights of fishing are completed.
 - (b) The average catch per vessel, per night (for all 3 vessels) drops below 300kg for two consecutive nights.
 - (c) The average ‘bucket count’ for all vessels exceeds 240 prawns per 7kg bucket on any single fishing night in the Coffin Bay area.
 - (d) The average ‘bucket count’ for all vessels exceeds 240 prawns per 7kg bucket on any single fishing night in the Venus Bay area.
 - (e) The average ‘bucket count’ for all vessels exceeds 270 prawns per 7kg bucket on any single fishing night in the Corvisart Bay area.
 - (f) The average catch for all three vessels exceeds the 6 tonne catch cap in the Corvisart Bay area.

4. Each licence holder, or registered master of a fishing license undertaking fishing activities must provide a daily report by telephone or SMS message, via a nominated representative, to the Department of Primary Industries and Regions, Prawn Fishery Manager, providing the following information for all vessels operating in the fishery from the previous nights fishing:
 - (a) average prawn catch; and
 - (b) the average prawn ‘bucket count’.
5. No fishing activity may be undertaken after the expiration of 30 minutes from the prescribed time of sunrise and no fishing activity may be undertaken before the prescribed time of sunset for Adelaide (as published in the *South Australian Government Gazette* pursuant to the requirements of the *Proof of Sunrise and Sunset Act 1923*) during the period specified in Schedule 2.

Dated: 27 June 2024

JADE FREDERICKS
Prawn Fishery Manager
Delegate of the Minister for Primary Industries and Regional Development

FISHERIES MANAGEMENT ACT 2007

SECTION 115

Ministerial Exemption ME9903314— Exemption for SARDI Employees and Specified Affiliates

Take notice that pursuant to Section 115 of the *Fisheries Management Act 2007*, Dr Michael Steer, Research Director of Aquatic and Livestock Sciences of the South Australian Research and Development Institute (SARDI) (hereinafter referred to as the “exemption holder”) and scientists and technical staff employed by the Department of Primary Industries and Regions (PIRSA) and substantively engaged by SARDI (“agents”) and Specified Affiliates of SARDI as defined in this notice, are exempt from Sections 52, 70, 71, 72(2)(c), 73, 74(1)(b) and 79(9) of the *Fisheries Management Act 2007*, while undertaking the research activities directly required to support the administration of the *Fisheries Management Act 2007* listed in Schedule 2 (the “exempted activity”), subject to the conditions specified in Schedule 1, from 1 July 2024 until 30 June 2025 unless varied or revoked earlier.

SCHEDULE 1

1. All activities undertaken under this notice must only be for the purposes of the research activities listed in Schedule 2 and directly related to the administration of the *Fisheries Management Act 2007*.
2. Research activities undertaken pursuant to this notice may be undertaken within all waters of the State excluding:
 - (a) Sanctuary and restricted access zones of marine parks (unless otherwise authorised under the *Marine Parks Act 2007*)
 - (b) Aquatic reserves (unless otherwise authorised under the *Fisheries Management Act 2007*).
3. The exemption holder or agents may take any species of fish using any type of device reasonably required to undertake the research activities identified in Schedule 2, other than explosives, from the waters of the State as described in clause 2 of this notice.
4. Vessels, vehicles and research equipment used to undertake research activities under this exemption must be clearly identifiable as belonging to SARDI. Where possible when undertaking the exempted activities, all persons should be clearly identifiable as SARDI staff or affiliates.
5. The exemption holder must not contravene or fail to comply with any provision of the *Fisheries Management Act 2007* or any regulations made under that Act, except where specifically exempted by this notice.
6. The exemption holder will be deemed responsible for the conduct of all persons undertaking the research activities under this notice. Any person conducting research activities under this exemption must have been provided with a copy of this notice and have signed it to confirm that they have read, understood it, and agreed to act in accordance with the conditions under it.
7. The exemption holder and agents, whilst engaged in research activities pursuant to this exemption, must carry an identification card issued by SARDI.
8. In this exemption Specified Affiliates of SARDI includes commercial fishing licence holders, independent contractors, research students, volunteers and other affiliates provided the following additional conditions are met:
 - At least 1 clear business day (the “consideration period”) prior to undertaking the exempted activity the exemption holder (or his delegate) notifies the Fisheries Regional Manager in writing of the names of the affiliates that will be undertaking the exempted activity together with any other identifying information about the affiliates that may be specifically required from time to time by email to PIRSA.FisheriesOperationalManagement@sa.gov.au; and
 - No objection is taken to the affiliates nominated by SARDI during the consideration period (with any such objection being communicated to the exemption holder).
9. At least 1 hour before conducting the exempted activity, the exemption holder or his agent must contact PIRSA Fishwatch on 1800 065 522 and answer a series of questions about the exempted activity. The exemption holder or agent will need to have a copy of this notice in their possession at the time of making the call and be able to provide information about the particular project and who will be involved in the exempted activity, including area and time of the exempted activity, the vehicles and/or boats involved, and other related issues.
10. Before commencing any exempted activity under this notice within the Adelaide Dolphin Sanctuary, the exemption holder or his agents must provide notification of intended dates and times of the activity to:
 - Jon Emmett, Regional Coordinator Marine Parks: jon.emmett@sa.gov.au
11. Any person engaging in the exempted activity under this notice, must be in possession of a copy of this exemption. The copy must be produced to a PIRSA Fisheries Officer if requested.
12. The exemption holder must cause records to be kept of the names of all affiliates used under the exemptions for each project and when they were engaged in research activities pursuant to this notice.

SCHEDULE 2

Research Projects—Service Level Agreements

1. South Australian Central Zone Abalone Fishery
2. South Australian Southern Zone Abalone Fishery
3. South Australian Western Zone Abalone Fishery
4. South Australian Blue Crab Fishery
5. Lakes and Coorong Finfish Fishery
6. Lakes and Coorong Pipi Fishery
7. Marine Scaefish Fishery (inc. Snapper stock assessments)
8. South Australian Rock Lobster Fishery (Northern Zone and Southern Zone)
9. Sardine Fishery
10. Gulf St Vincent Prawn Fishery
11. Spencer Gulf Prawn Fishery
12. West Coast Prawn Fishery
13. South Australian Vongole Fishery (Mud cockle—Coffin Bay)
14. South Australian Vongole Fishery (Mud cockle—West Coast)

Research Projects—Fisheries Research and Development Corporation (FRDC)

1. FRDC 2019—044—Snapper post release survival project
2. FRDC 2019—046—Snapper recruitment index project
3. FRDC 2022—041—Vongole translocation assessment project

Research Projects—Other

1. Marine pest identification and testing
2. Marine pest surveys—analysis of plankton
3. Disease, parasite and treatment investigations
4. New invasive species, parasite and disease investigations
5. Gulf St Vincent Seagrass rehabilitation
6. Monitoring, Evaluation and Research Project (2019-2024) for the Lower River Murray
7. The Living Murray Coorong—monitoring, evaluation and research project
8. Assessment and movement study of fish—Salt Creek and Morella fishway
9. Murray Darling Basin fish survey—Lower River Murray
10. Fish survey—Lake George and Southeast Region
11. Fish Condition and Intervention Monitoring—Chowilla, Pike and Katarapko
12. Barrage fishway monitoring—Murray Barrages, Lakes and Coorong
13. Monitoring influence of Plume River Murray on marine productivity
14. Assessing distribution and recruitment of common carp post flood—River Murray
15. Assessing Coorong food web and fish assemblages post flood
16. Blue Carbon Ecosystem Restoration Project—Upper Gulf St Vincent
17. Research of stocked reservoir recreational fisheries to inform future reservoir stocking programs—SA Water
18. Torrens Lake Carp Control project—reducing car densities
19. Lake Eyre Basin Rivers—Fish Monitoring and Assessment
20. Fish Monitoring and Assessment—Mount Lofty Ranges, Fleurieu Peninsula, Kangaroo Island and Northern York Peninsula
21. Assessment of chemical contaminants in estuarine fish
22. Northern Water supply project—plankton survey in Spencer Gulf

This notice does not purport to override the provisions or operation of any other Act including but not limited to the *Adelaide Dolphin Sanctuary Act 2005*, *Marine Parks Act 2007* or the *River Murray Act 2003*.

Dated: 27 June 2024

PROFESSOR GAVIN BEGG
Executive Director
Fisheries and Aquaculture

Delegate of the Minister for Primary Industries and Regional Development

HOUSING IMPROVEMENT ACT 2016

Rent Control

In the exercise of the powers conferred by the *Housing Improvement Act 2016*, the Delegate of the Minister for Housing and Urban Development hereby fixes the maximum rental amount per week that shall be payable subject to Section 55 of the *Residential Tenancies Act 1995*, in respect of each premises described in the following table. The amount shown in the said table shall come into force on the date of this publication in the Gazette.

Address of Premises	Allotment Section	Certificate of Title Volume/Folio	Maximum Rental per week payable
1 Lylow Court, Findon SA 5023	Allotment 3, Deposited Plan 5863, Hundred of Yatala	CT5565/451	\$0.00
Unit 3/43 Wheatland Street, Seacliff SA 5049	Lot 4, Primary Community Plan 21265, Hundred of Noarlunga	CT5904/604	\$300.00

Dated: 4 July 2024

CRAIG THOMPSON
Housing Regulator and Registrar
Housing Safety Authority
Delegate of the Minister for Housing and Urban Development

HOUSING IMPROVEMENT ACT 2016

Rent Control Revocations

In the exercise of the powers conferred by the *Housing Improvement Act 2016*, the Delegate of the Minister for Housing and Urban Development hereby revokes the maximum rental amount per week that shall be payable subject to Section 55 of the *Residential Tenancies Act 1995*, in respect of each premises described in the following table.

Address of Premises	Allotment Section	Certificate of Title Volume/Folio
32 Grundel Street, Whyalla Norrie SA 5608	Allotment 3151, Hundred of Randell	CT5420/696
78 Port Road, Alberton SA 5014	Allotment 33, Filed Plan 40027, Hundred of Yatala	CT5078/857

Dated: 4 July 2024

CRAIG THOMPSON
Housing Regulator and Registrar
Housing Safety Authority
Delegate of the Minister for Housing and Urban Development

LAND ACQUISITION ACT 1969

SECTION 16

*Form 5—Notice of Acquisition***1. Notice of acquisition**

The Commissioner of Highways (the Authority), of 83 Pirie Street, Adelaide SA 5000, acquires the following interests in the following land:

Comprising the entirety of the right, estate or interest of Athina Georgiadis whether as lessee, as sub-lessee or as licensee or otherwise in that piece of land, being the whole of Unit 1 in Strata Plan 11507 comprised in Certificate of Title Volume 5037 Folio 405.

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

2. Compensation

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

2A. Payment of professional costs relating to acquisition (Section 26B)

If you are the owner in fee simple of the land to which this notice relates, you may be entitled to a payment of up to \$10,000 from the Authority for use towards the payment of professional costs in relation to the acquisition of the land.

Professional costs include legal costs, valuation costs and any other costs prescribed by the *Land Acquisition Regulations 2019*.

3. Inquiries

Inquiries should be directed to: Daniel Tuk
GPO Box 1533
Adelaide SA 5001
Telephone: (08) 7133 2479

Dated: 1 July 2024

The Common Seal of the COMMISSIONER OF HIGHWAYS was hereto affixed by authority of the Commissioner in the presence of:

ROCCO CARUSO
Director, Property Acquisition
(Authorised Officer)
Department for Infrastructure and Transport

File Reference: 2022/02777/01

LAND ACQUISITION ACT 1969

SECTION 16

*Form 5—Notice of Acquisition***1. Notice of acquisition**

The Commissioner of Highways (the Authority), of 83 Pirie Street, Adelaide SA 5000, acquires the following interests in the following land:

Comprising the entirety of the right, estate or interest of On The Run Pty Ltd (ACN: 638 356 466) whether as lessee, as sub-lessee or as licensee or otherwise in that piece of land, being the whole of Certificate of Title Volume 5052 Folio 783.

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

2. Compensation

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

2A. Payment of professional costs relating to acquisition (Section 26B)

If you are the owner in fee simple of the land to which this notice relates, you may be entitled to a payment of up to \$10,000 from the Authority for use towards the payment of professional costs in relation to the acquisition of the land.

Professional costs include legal costs, valuation costs and any other costs prescribed by the *Land Acquisition Regulations 2019*.

3. Inquiries

Inquiries should be directed to: Rob Gardner
GPO Box 1533
Adelaide SA 5001
Telephone: (08) 7133 2415

Dated: 2 July 2024

The Common Seal of the COMMISSIONER OF HIGHWAYS was hereto affixed by authority of the Commissioner in the presence of:

ROCCO CARUSO
Director, Property Acquisition
(Authorised Officer)
Department for Infrastructure and Transport

File Reference: 2022/02781/01

LOBBYISTS ACT 2015

Instrument of Delegation

The delegation notice approved on 30 April 2024 and published in the *South Australian Government Gazette* on 16 May 2024 (No. 34, pg. 852) and republished in the *South Australian Government Gazette* on 23 May 2024 (No. 36, pg. 1252) is revoked.

Pursuant to Section 16 of the *Lobbyists Act 2015*, I hereby delegate to the persons holding or acting in the positions of:

- Director, Office of the Chief Executive, Attorney-General's Department, position number P48620; and
- Principal Project and Executive Officer, Office of the Chief Executive, Attorney-General's Department, position number P48825.

The functions and powers assigned to me under the following Sections of the *Lobbyists Act 2015* and Regulations under the *Lobbyists Regulations 2016*, effective from the date of this instrument:

- subsection 7(2)
- Section 8(2)
- subsection 10(3)
- subsection 10(4)
- Section 12(1); and
- Regulation 5.

Dated: 1 July 2024

CAROLINE MEALOR
Chief Executive
Attorney-General's Department

MENTAL HEALTH ACT 2009

Approved Treatment Centre

Notice is hereby given in accordance with Section 96 of the *Mental Health Act 2009* that the Chief Psychiatrist's determination of James Nash House, 140 Hilltop Drive, Oakden SA 5086, as an Approved Treatment Centre, will be subject to new temporary conditions. The previous conditions issued on 11 January 2024 remain.

Conditions on the Admission of Female Patients, Gender Diverse People and Young People

The purpose of this condition is to enhance gender safety. Female patients, gender diverse people or any person 21 years of age or younger may not be admitted to the Aldgate Ward except under exceptional circumstances approved by the Clinical Director and Nursing Director; and reported to the Chief Psychiatrist.

People in these groups may continue to routinely be admitted to the Ken O'Brien Centre in accordance with a local procedure document for that unit established under the Chief Psychiatrists Sexual Safety Standard.

Admissions to Birdwood Ward can also occur in accordance with a local procedure document for that unit, but only when approved by the Clinical Director and Nursing Director on the basis that admission to the Ken O'Brien Centre or other alternative location is not practicable.

Admissions of male patients older than 21 years of age to Aldgate Ward can continue without restriction noting that this Ward will also maintain a local procedure document in accordance with the Chief Psychiatrists Sexual Safety Standard.

Conditions on the use of Clare Ward

Admission to dual occupancy rooms in Clare Ward will be subject to an additional bed allocation procedure that considers the recognised limitations of dual occupancy rooms in forensic mental health care. That procedure will be lodged with the Office of the Chief Psychiatrist. The procedure will describe clinical and other criteria for allocation of dual occupancy rooms, and how these criteria will be monitored. A report will be provided on a 6 monthly basis on the operation of dual occupancy rooms with a first report to be lodged on 1 September 2024.

Conditions Related to the Safety of Patients, Staff and Visitors

Aldgate, Birdwood, Clare and Ken O'Brien share electronic security systems that have had past inconsistent performance. These wards may continue to admit patients providing that a system testing plan and risk mitigation plan approved by the Chief Psychiatrist is in place to provide for the safety of consumers, visitors and staff in the context of past fluctuating performance of the duress system, and associated security systems on site.

The lay out of Aldgate and Birdwood wards lack the contemporary building design features to support safe ward operation and the risk mitigation plan for those areas lodged with the Chief Psychiatrist should include additional risk mitigations related to the design limitations of the physical environment.

Conditions Related to the Prevention of Restrictive Practices and the use of Seclusion.

In applying the "Chief Psychiatrist Restraint Seclusion Standard—A Standard to Reduce and Eliminate where possible the Use of Restraint and Seclusion applied under the *Mental Health Act 2009*", seclusion can only be provided in a seclusion room designated for that purpose.

Aldgate and Birdwood Wards do not have a designated seclusion rooms. For this reason seclusion is permitted in a patients bedroom but under a condition that the use of a bedroom for this purpose is authorised by the Clinical Director and Nursing Director having regard for the safety of using a bedroom for this purpose and the impact on the patient of using their personal space for this purpose.

For instances of prolonged seclusion that is outside of the parameters of the Chief Psychiatrist Standard a report will be made to the Chief Psychiatrist of the indication of the seclusion, the welfare of the patient, and plans to reduce the reliance on seclusion.

Progress in Implementing Infrastructure Work and Maintenance Recommendations

A report must be provided to the Chief Psychiatrist each month detailing progress on asset recommendations made in the Chief Psychiatrist Inspection Report December 2023, and any other matter identified by the Northern Adelaide Local Health Network.

These conditions remain in place until 4 July 2025.

Dated: 4 July 2024

DR J. BRAYLEY
Chief Psychiatrist

MENTAL HEALTH ACT 2009

Conditions Place on an Authorised Community Mental Health Facility

On 30 May 2017, the Chief Psychiatrist determined the Ashton House Forensic Rehabilitation Step Down Unit, 290 Fosters Road, Oakden SA 5086 to be an Authorised Community Mental Health Facility pursuant to Section 97A of the *Mental Health Act 2009*. Notice is hereby given in accordance with Section 97A of the *Mental Health Act 2009*, that the determination is subject to the following conditions:

Ashton House may continue to admit patients providing that a risk mitigation plan approved by the Chief Psychiatrist is in place to provide for the safety of consumers, visitors and staff in the context of the inconsistent performance of the duress system for Ashton House which is integrated with the duress system for adjacent James Nash House.

The service may continue to admit patients to Ashton House providing that there is quarterly reporting of duress system performance, in a form agreed by the Chief Psychiatrist, for a period of twelve months.

Dated: 4 July 2024

DR J. BRAYLEY
Chief Psychiatrist

OUTBACK COMMUNITIES (ADMINISTRATION AND MANAGEMENT) ACT 2009

OUTBACK COMMUNITIES AUTHORITY

Declaration of Community Contribution (Andamooka) for 2024-2025

Notice is hereby given that at its meeting on 19 June 2024, the Outback Communities Authority, for the financial year ending 30 June 2025 and in exercise of the powers contained in Division 2, Part 3 of the *Outback Communities (Administration and Management) Act 2009*, resolved as follows:

Declaration of the Community Contribution

To declare a community contribution for the rateable land over:

- the township of Andamooka;
- those sites immediately adjacent the town of Andamooka not within the Andamooka Precious Stones Field or excluded from the operation of the *Opal Mining Act 1995* held in Fee Simple, occupied under Crown Lease or Licence, and
- those portions of Section 1500, Out of Hundreds (Andamooka), occupied under Crown Licence (known as White Dam).

Purpose of Community Contribution

Declare a fixed charge of \$400 per property unit on rateable land for the purposes of raising revenue for the provision of services and support to the community of Andamooka.

Payment of Community Contribution

Pursuant to Section 181(2) of the *Local Government Act 1999*, that the community contribution is payable in four equal or approximately equal instalments as follows:

- first instalment, payable on 16 September 2024;
- second instalment, payable on 16 December 2024;
- third instalment, payable on 17 March 2025; and
- fourth instalment, payable on 16 June 2025.

Dated: 4 July 2024

M. HOWARD
Director

(A6360280)

OUTBACK COMMUNITIES (ADMINISTRATION AND MANAGEMENT) ACT 2009

OUTBACK COMMUNITIES AUTHORITY

Declaration of Community Contribution (Iron Knob) for 2024-2025

Notice is hereby given that at a meeting on 19 June 2024, the Outback Communities Authority, for the financial year ending 30 June 2025 and in exercise of the powers contained in Division 2, Part 3 of the *Outback Communities (Administration and Management) Act 2009*, resolved as follows:

Declaration of the Community Contribution

To declare a community contribution for the rateable land in:

- the township of Iron Knob.

Purpose of Community Contribution

Declare a fixed charge of \$360 per property unit on rateable land for the purposes of raising revenue for the provision of services and support to the community of Iron Knob.

Payment of Community Contribution

Pursuant to Section 181(2) of the *Local Government Act 1999*, that the community contribution is payable in four equal or approximately equal instalments as follows:

- first instalment, payable on 16 September 2024;
- second instalment, payable on 16 December 2024;
- third instalment, payable on 17 March 2025; and
- fourth instalment, payable on 16 June 2025.

Dated: 4 July 2024

M. HOWARD
Director

(A6360280)

OUTBACK COMMUNITIES (ADMINISTRATION AND MANAGEMENT) ACT 2009

OUTBACK COMMUNITIES AUTHORITY

Declaration of Community Contribution (Leigh Creek) for 2024-2025

Notice is hereby given that at a meeting on 19 June 2024, the Outback Communities Authority, for the financial year ending 30 June 2025 and in exercise of the powers contained in Division 2, Part 3 of the *Outback Communities (Administration and Management) Act 2009*, resolved as follows:

Declaration of the Community Contribution

To declare a community contribution for the rateable land in:

- the township of Leigh Creek.

Purpose of Community Contribution

Declare a fixed charge of \$927 per property unit on rateable land for the purposes of raising revenue for the provision of services and support to the community of Leigh Creek.

Payment of Community Contribution

Pursuant to Section 181(2) of the *Local Government Act 1999*, that the community contribution is payable in four equal or approximately equal instalments as follows:

- first instalment, payable on 16 September 2024;
- second instalment, payable on 16 December 2024;
- third instalment, payable on 17 March 2025; and
- fourth instalment, payable on 16 June 2025.

Dated: 4 July 2024

M. HOWARD
Director

(A6360280)

PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016

SECTION 76

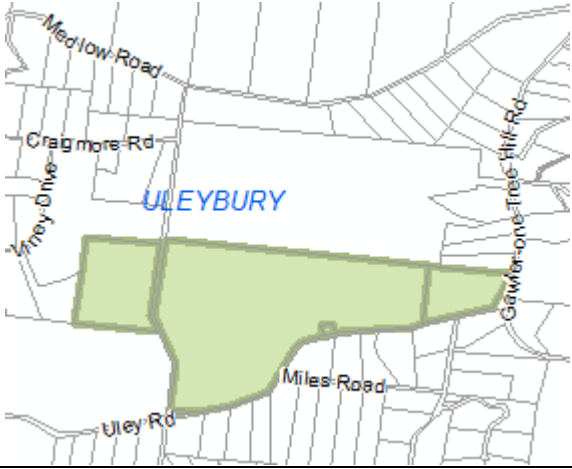
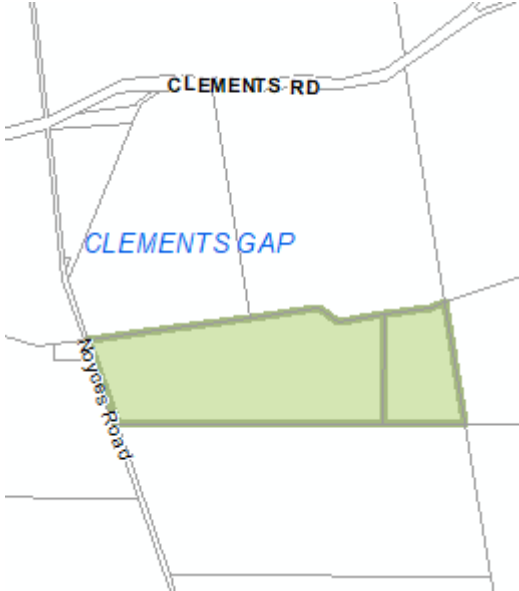
*Amendment to the Planning and Design Code**Preamble*

It is necessary to amend the Planning and Design Code (the Code) in operation at 20 June 2024 (Version 2024.11) in order to make changes of form relating to the Code's spatial layers and their relationship with land parcels. Note: There are no changes to the application of zone, subzone or overlay boundaries and their relationship with affected parcels or the intent of policy application as a result of this amendment.

1. Pursuant to Section 76 of the *Planning, Development and Infrastructure Act 2016* (the Act), I hereby amend the Code in order to make changes of form (without altering the effect of underlying policy), correct errors and make operational amendments as follows:

- (a) Undertake minor alterations to the geometry of the spatial layers and data in the Code to maintain the current relationship between the parcel boundaries and Code data as a result of the following:
 - (i) New plans of division deposited in the Land Titles Office between 12 June 2024 and 25 June 2024 affecting the following spatial and data layers in the Code:
 - A. Zones and subzones
 - B. Technical and Numeric Variations
 - Building Heights (Levels)
 - Building Heights (Metres)
 - Gradient Minimum Frontage
 - Gradient Minimum Site Area
 - Minimum Site Area
 - Minimum Primary Street Setback
 - Minimum Side Boundary Setback
 - Future Local Road Widening Setback
 - C. Overlays
 - Affordable Housing
 - Coastal Areas
 - Defence Aviation Area
 - Future Local Road Widening
 - Future Road Widening
 - Hazards (Bushfire—High Risk)
 - Hazards (Bushfire—Medium Risk)
 - Hazards (Bushfire—General Risk)
 - Hazards (Bushfire—Urban Interface)
 - Hazards (Bushfire—Regional)
 - Hazards (Bushfire—Outback)
 - Heritage Adjacency
 - Limited Land Division
 - Local Heritage Place
 - Noise and Air Emissions
 - River Murray Flood Plain Protection Area
 - State Heritage Place
 - Stormwater Management
 - Urban Tree Canopy

- (ii) Improved spatial data for existing land parcels in the following locations (as described in Column A) that affect data layers in the Code (as shown in Column B):

Location (Column A)	Layers (Column B)
<p>F40216—Uleybury</p> 	<p>Zones</p> <p>Overlays</p> <ul style="list-style-type: none"> - Heritage Adjacency - Limited Land Division - Local Heritage Place - Regulated Significant Tree
<p>F188459 A327 and F188461 A329—Clements Gap</p> 	<p>Overlays</p> <ul style="list-style-type: none"> - Hazards (Bushfire—Medium Risk) - Hazards (Bushfire—General Risk)

- (b) In Part 13 of the Code—Table of Amendments, update the publication date, Code version number, amendment type and summary of amendments within the ‘Table of Planning and Design Code Amendments’ to reflect the amendments to the Code as described in this Notice.

2. Pursuant to Section 76(5)(a) of the Act, I further specify that the amendments to the Code as described in this Notice will take effect upon the date those amendments are published on the SA planning portal.

Dated: 1 July 2024

GREG VAN GAANS
 Director, Land and Built Environment
 Department for Housing and Urban Development
 Delegate of the Minister for Planning

PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016

SECTION 76

*Amendment to the Planning and Design Code**Preamble*

It is necessary to amend the Planning and Design Code (the Code) in operation at 20 June 2024 (Version 2024.11) in order to make the following minor or operational amendments:

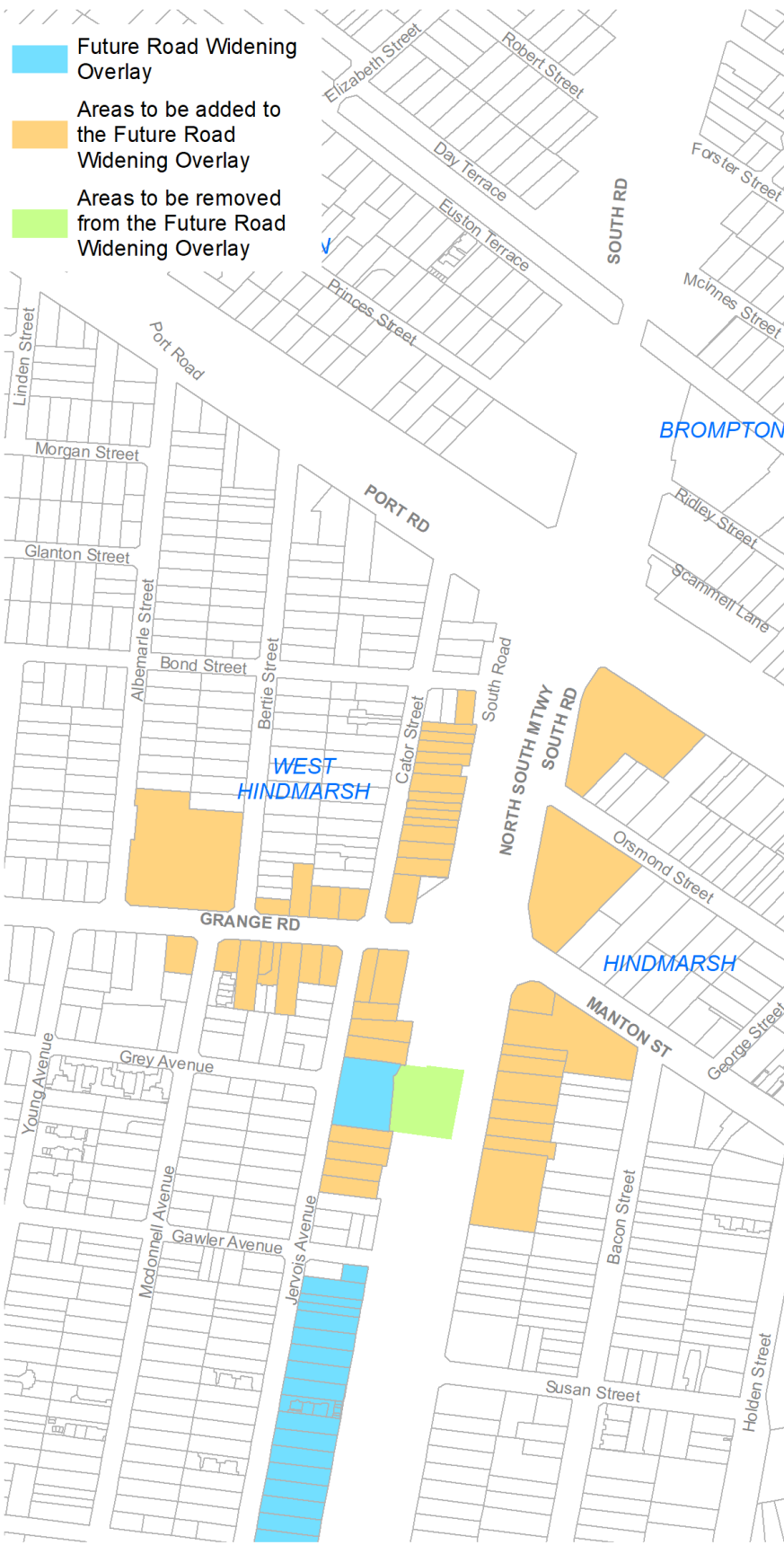
- to correct errors relating to:
 - the misapplication of the Local Heritage Place and State Heritage Place Overlay over a property at Mount Baker that has been the subject of a boundary realignment.
 - a linkage error that is resulting in ‘Air handling unit, air conditioning system or exhaust fan’ being returned as an ‘accepted development’ in the Urban Corridor (Main Street) Zone.
 - application of the State Heritage Place Overlay to a ‘provisionally’ listed State Heritage Place at Westbourne Park.
 - aligning the Future Road Widening Overlay with an updated version of the Metropolitan Adelaide Road Widening Plan (a prescribed document for the purposes of Section 76(1)(d)(ii)).
1. Pursuant to Section 76 of the *Planning, Development and Infrastructure Act 2016* (the Act), I hereby amend the Code in order to make the following minor or operational amendments as follows:
- (a) Amend the spatial layer of the State Heritage Place Overlay for Heritage Number 16253 (being the ‘Uniting Church (former Dunn Memorial Church)’) so that it only applies to the whole of the following allotment and update the spatial layer of the Heritage Adjacency Overlay to reflect this change:
 - (i) Lot 1, D133021, CT 6293/49
 - (b) Amend the spatial layer of the Local Heritage Place Overlay so that it does not apply to the following allotment and update the spatial layer of the Heritage Adjacency Overlay to reflect this change:
 - (i) Lot 2, D133021, CT 6293/50
 - (c) In Part 2—Zones and Sub Zones, amend Table 1—Accepted Development Classification of the Urban Corridor (Main Street) Zone by removing the entire row applying to class of development ‘Air handling unit, air conditioning system or exhaust’.
 - (d) Amend the spatial layer of the State Heritage Place Overlay so that it applies to the following property and update the spatial layer of the Heritage Adjacency Overlay to reflect this change:
 - (i) Kurna Country, Units 1-10, 2A Deepdene Avenue, Westbourne Park—Bruceden Court (flats)—State Heritage Number 26582 (Heritage Number 28252)
 - (e) In Part 11 of the Code, under ‘State Heritage Places’ within the section applicable to ‘Mitcham’, insert the following row in the table of State Heritage Places immediately after the row applying to ‘Waite Road Urrbrae, Waite Arboretum, Waite Agricultural Research Institute’:

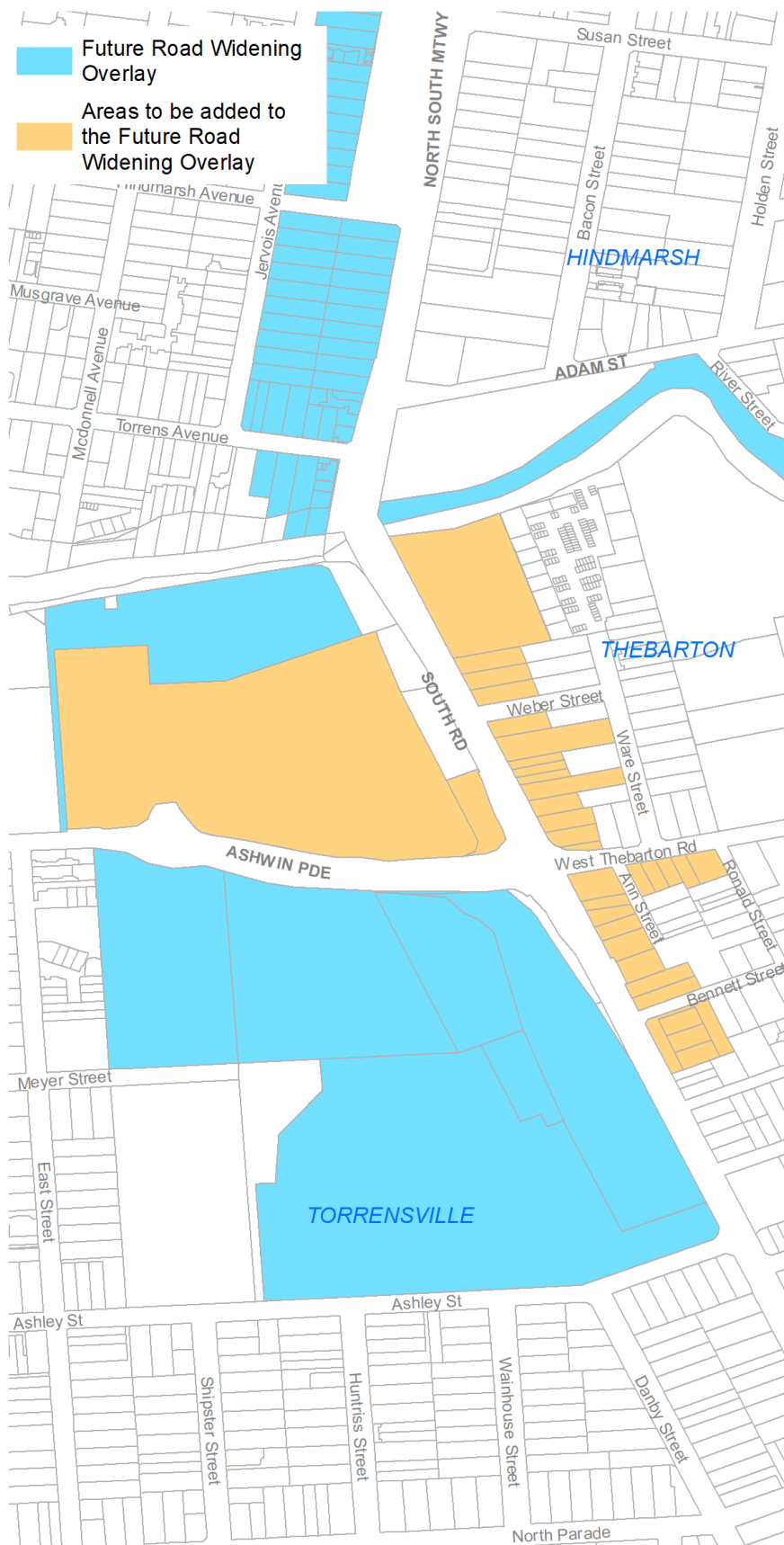
Kurna Country, Units 1-10, 2A Deepdene Avenue, Westbourne Park	Bruceden Court (flats)	A B D E	28252
--	------------------------	---------	-------
 - (f) Amend the spatial layer of the Future Road Widening Overlay to include/remove properties/land from the overlay as identified in the maps contained in Attachment A.
 - (g) In Part 13—Table of Amendments, update the publication date, Code version number, amendment type and summary of amendments within the ‘Table of Planning and Design Code Amendments’ to reflect the amendments to the Code as described in this Notice.
2. Pursuant to Section 76(5)(a) of the Act, I further specify that the amendments to the Code as described in this Notice will take effect upon the date those amendments are published on the SA planning portal.

Dated: 1 July 2024

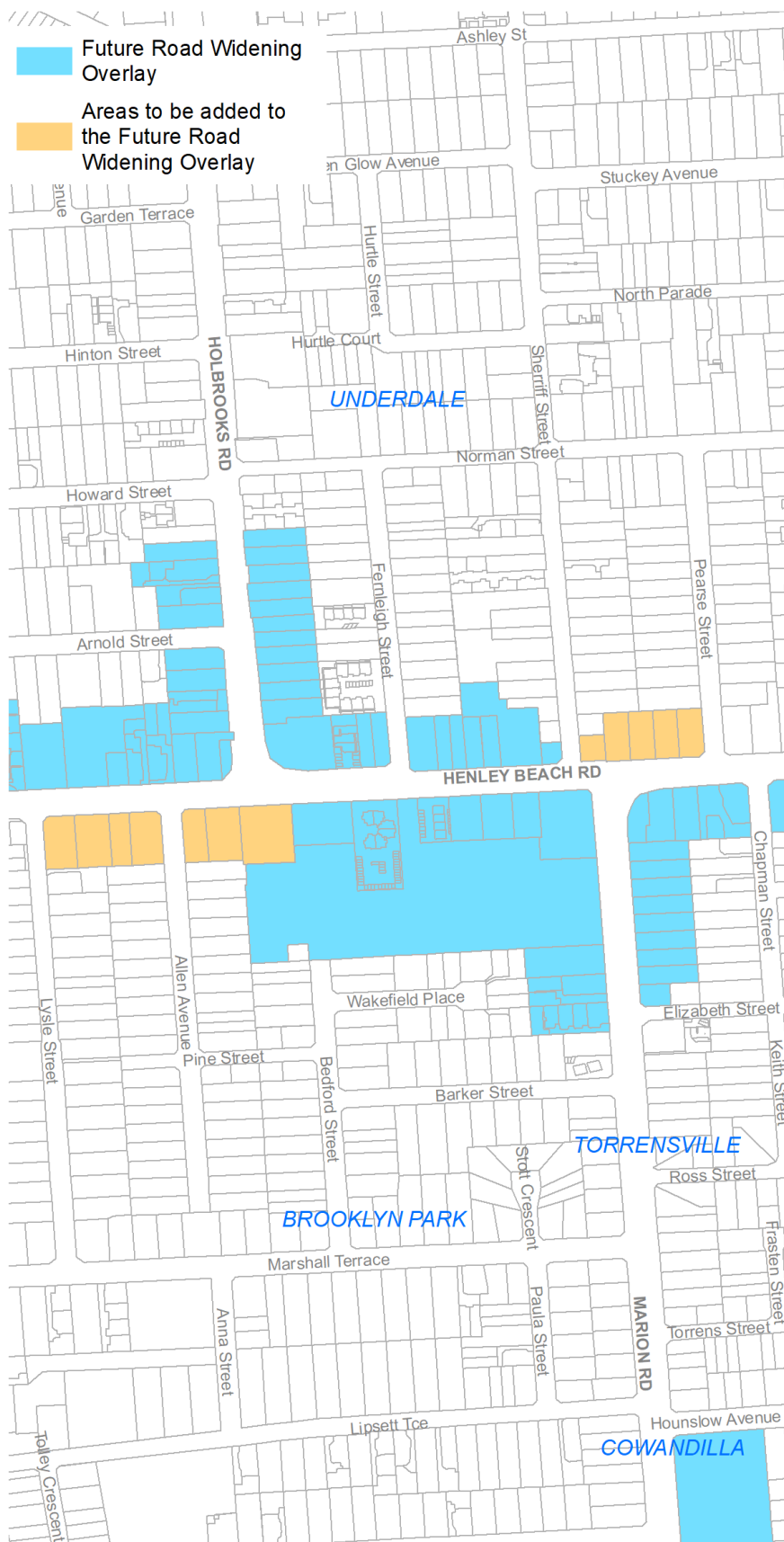
NADIA GENCARELLI
 Manager, Planning and Design Code
 Department for Housing and Urban Development
 Delegate of the Minister for Planning

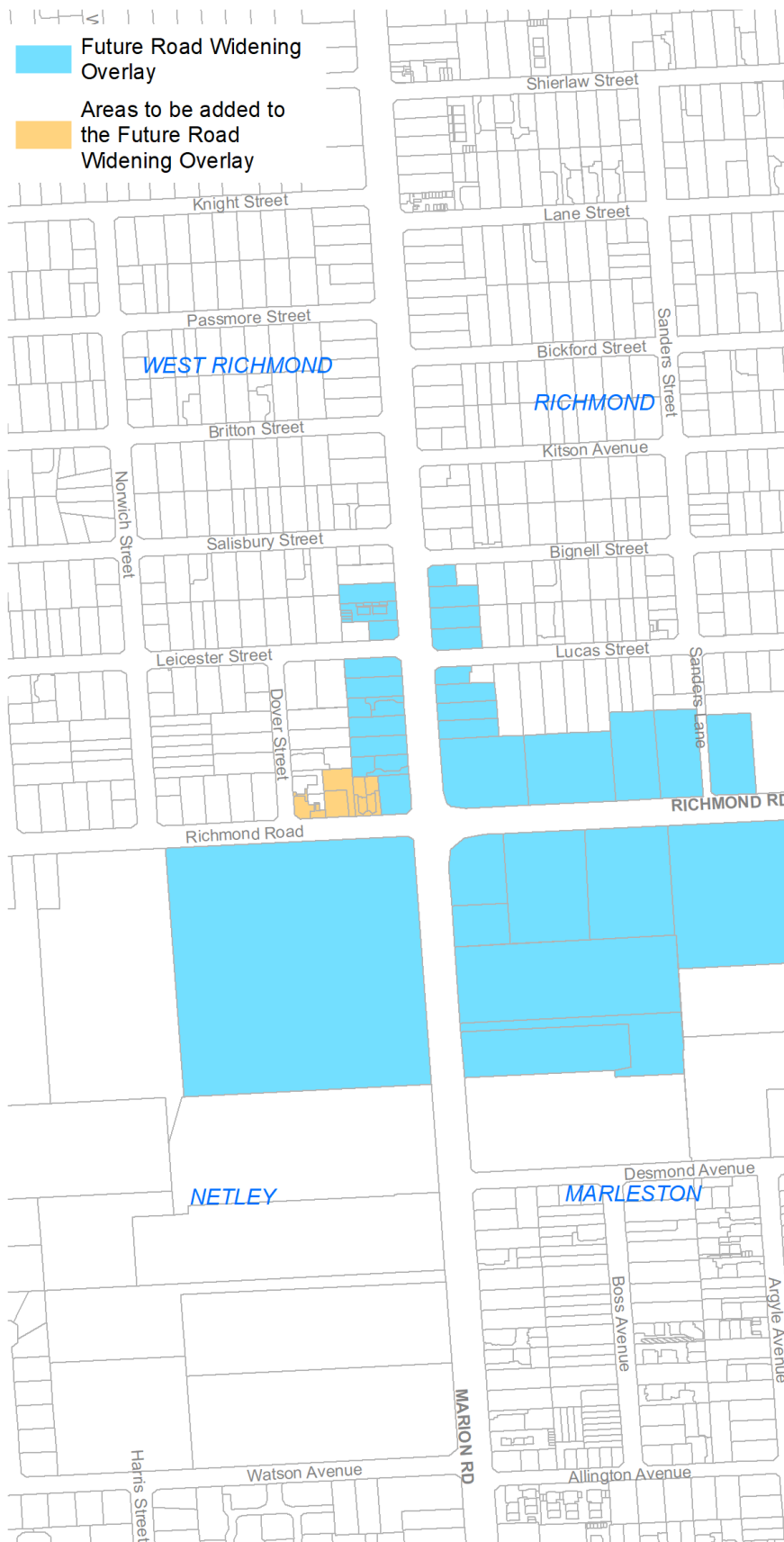
ATTACHMENT A











PUBLIC CORPORATIONS ACT 1993

SECTION 6

*Direction to the South Australian Water Corporation***Background:**

1. Pursuant to Section 6 of the *Public Corporations Act 1993*, and Sections 6 and 7(2)(f) of the *South Australian Water Corporation Act 1994*, the South Australian Water Corporation (SA Water) is subject to control and direction by its Minister, and has the functions conferred on it by its Minister.
2. The *South Australian Water Corporation Act 1994* is committed to the Minister for Housing Infrastructure (the Minister) as per Gazettal notice dated 15 April 2024, p. 683.
3. Pursuant to Section 32 of the *Water Industry Act 2012* (SA), Cape Jaffa Anchorage Essential Services (CJAES) wrote to the Essential Services Commission of South Australia to surrender its retail licence for the provision of sewerage and non-drinking water services to residential and non-residential customers, with an effective surrender date of 31 October 2022.
4. The Minister previously considered it appropriate to direct SA Water to temporarily take over the existing operations of Cape Jaffa Anchorage Essential Services (CJAES).
5. The Minister now considers a new direction is appropriate to extend the timeframe for SA Water's temporary take over of existing operations at Cape Jaffa to allow more time to confirm and transition to long term arrangements for water and sewerage services.

Direction:

6. I, Nick Champion, Minister for Housing Infrastructure, direct SA Water under Section 6 of the *Public Corporations Act 1993* to:
 - (i) use its best endeavours to negotiate access to all relevant assets necessary to continue its temporary operation of non-drinking water and sewerage services at Cape Jaffa, to ensure continued operation to existing customers of Cape Jaffa Anchorage Essential Services (CJAES) (as at 30 June 2024) until 31 December 2024;
 - (ii) provide a retail service to these same customers, with all charges to be based on the previous charges of CJAES (see Attachment 1), appropriately indexed.
7. For the avoidance of doubt and to the extent of any inconsistency, as at 1 July 2024 this direction overrides any other previous direction to SA Water under Section 6 of the *Public Corporations Act 1993*, with respect to customers of CJAES.
8. For the avoidance of doubt this direction is conditional upon SA Water having or acquiring the proper licensing and legal authority to comply with this direction.
9. This Direction may be revoked at any time.

Dated: 28 June 2024

HON NICK CHAMPION MP
Minister for Housing Infrastructure

ATTACHMENT 1

Prices for Customers of CJAES as at 1 July 2024

Fee Name	Fee
Non-drinking water	
Supply fee	\$399.00 per annum payable quarterly (GST free)
Flat rate tariff	\$3.14 per kL (GST free)
Sewerage	
Sewer access fee	The higher of: <ul style="list-style-type: none"> • 37.125 cents per \$1,000 of property value per quarter¹; or • minimum access fee of \$159.90 (GST free)
¹ property value is set by the Valuer General	

PUBLIC SECTOR ACT 2009

SECTION 40

Declaration

I, Kyam Joseph Maher, Minister for Industrial Relations and Public Sector hereby declare pursuant to Section 40 of the *Public Sector Act 2009* (the Act) that the person from time to time holding the office of the Commissioner for Public Sector Employment under Section 13 of the Act will have the powers and functions of chief executive in relation to the Office of the Commissioner for Public Sector Employment established under Section 27 of the Act.

Dated: 26 June 2024

HON KYAM JOSEPH MAHER MLC
Minister for Industrial Relations and Public Sector

THE REMUNERATION TRIBUNAL

REPORT NO. 1 OF 2024

*2024 Interim Review of Minimum and Maximum Remuneration
for Local Government Chief Executive Officers***INTRODUCTION**

1. From 2021 to 2023, the Remuneration Tribunal (**Tribunal**) undertook the inaugural review of setting minimum and maximum remuneration for Local Government Chief Executive Officers (**CEOs**). In 2023, the Tribunal issued Determination 4 of 2023 and noted in its report that it proposed to review the determination in July 2024 to take into account any feedback from Councils and CEOs as well as annual wage and cost of living movements.
2. Despite some indications of concerns from Councils, formal applications containing sufficient grounds to vary the 2023 determination have not been lodged with the Tribunal.
3. On 31 January 2024, the Tribunal issued a consultation paper to each Council. The consultation paper identified options for comment and consideration by Local Government CEOs, Mayors and elected members with responses due by 15 April 2024.
4. The Minister for Local Government and the Local Government Association (**LGA**) were also invited to make submissions and a notice was placed on the Tribunal's website, together with a copy of the consultation paper, inviting submissions by 15 April 2024.
5. As part of that process the Tribunal received 35 responses, with 32 responses containing a submission to the Tribunal. These responses proposed a variety of differing approaches. The responses included a submission put on behalf of a significant number of Council CEOs.
6. The CEOs of Port Adelaide Enfield, Marion and Barunga West sought to meet with the Tribunal on behalf of a cohort of CEOs. The Whyalla City Council also sought to make oral submissions. The Tribunal therefore conducted a hearing on 14 May 2024.
7. The Tribunal is also engaging in discussions with a cross-section of Mayors.
8. Given the Tribunal is in the process of reviewing the basis for the inaugural Determination and this process will surpass the anniversary date of the inaugural Determination (1 July 2024), it has determined to issue this interim Report, and accompanying Determination, which provides a 2% increase to the current maximum of each band. This increase is an interim adjustment pending the more detailed assessment of minimum and maximum amounts applicable to Council CEOs.

LEGISLATIVE PROVISIONS

9. Section 14 of the *Remuneration Act 1990* (SA) (**Act**) provides that the Tribunal has jurisdiction to determine the remuneration, or a specified part of the remuneration, payable in respect of certain offices, if such jurisdiction is conferred upon the Tribunal by any other Act or by the Governor by proclamation.
10. Section 99A of the *Local Government Act 1999* (SA) (**LG Act**) confers jurisdiction upon the Tribunal to determine the minimum and maximum remuneration that may be paid or provided to CEOs of Councils constituted under the LG Act.

CONSIDERATION AND CONCLUSION

11. The Tribunal's jurisdiction in relation to Local Government CEOs is confined to making determinations, from time to time, in relation to the minimum and maximum levels of remuneration only.
12. The Tribunal notes that individual Councils can determine, within those minimum and maximum remuneration levels, the specific amount of remuneration to be paid to their CEO, as well as the various components of the remuneration package, such as superannuation, motor vehicles, allowances or other non monetary benefits, provided that these total remuneration arrangements fall within the minimum and maximum amounts set by the Tribunal.
13. As was explained in its 2023 Report, the Tribunal set the minimum and maximum amounts on the basis of its assessment of current remuneration levels. The additional materials now provided by Councils is of assistance to the Tribunal's more extensive review of Council characteristics. The Tribunal considers that this interim Report and Determination is appropriate to ensure that CEOs and Councils are not disadvantaged by a delay while this more extensive review occurs.
14. The Tribunal's further analysis of CEO remuneration arrangements is occurring in the context of Council characteristics and it proposes to provide additional information to Councils as its review progresses.
15. The Tribunal anticipates that this further analysis will occur over the next few months but is concerned that, unless such an interim adjustment was applied, some CEO's, whose remuneration may be at, or near to the current maximums could be disadvantaged, with a consequent impact on those Councils. In reaching this interim conclusion the Tribunal has noted that its inaugural Determination was substantially informed by the then current CEO remuneration levels. The substantial assessment of Council characteristics now being undertaken means that if a full year adjustment to the maximum remuneration is applied before this assessment is completed this could exacerbate potential inconsistencies in remuneration arrangements applicable to inherently similar Councils.
16. In considering an interim increase, the Tribunal has had regard to the Consumer Price Index for the All Groups Adelaide category, the Reserve Bank forecasts and the June 2024 Federal Remuneration Tribunal statement.
17. No conclusions about the quantum of a full year adjustment to the applicable minimum and maximum amounts should be made on the basis of this interim adjustment.
18. Having considered the economic data, the Tribunal has determined to apply a 2% increase to the maximum amount in each remuneration band.
19. The Tribunal reiterates that this increase to the maximum amounts payable does not reflect an automatic increase to CEO remuneration as increases within the specified bands are at the prerogative of each Council. Indeed, it would be a gross mischaracterisation of this Determination if it was described as a 2% increase in remuneration for Council CEOs.
20. The Tribunal anticipates that its more comprehensive review will be completed this year. That review will take account of the full year adjustment to remuneration minimums and maximums and incorporate recognition of this interim adjustment. In the event of unforeseen delays, the Tribunal will review the current amounts in December 2024.

OPERATIVE DATE

21. The accompanying Determination will come into operation on and from 1 July 2024.

Dated: 28 June 2024

MATTHEW O'CALLAGHAN
President
DONNY WALFORD
Member
MARK YOUNG
Member

THE REMUNERATION TRIBUNAL

DETERMINATION NO. 1 OF 2024

*Minimum and Maximum Chief Executive Officer Remuneration***SCOPE OF DETERMINATION**

1. This Determination applies to Chief Executive Officers of Local Government Councils to whom Section 99A of the *Local Government Act 1999* (SA) applies.
2. The Municipal Council of Roxby Downs is not covered by this Determination.

MINIMUM AND MAXIMUM REMUNERATION

3. In accordance with Section 99A of the *Local Government Act 1999* (SA) the Remuneration Tribunal hereby determines the following rates of minimum and maximum remuneration for Chief Executive Officers of Local Government Councils in South Australia:

Band	Total Remuneration Package
1	\$414,000-\$440,232
2	\$396,240-\$410,530
3	\$357,760-\$388,253
4	\$319,280-\$358,550
5	\$299,520-\$323,544
6	\$272,480-\$298,085
7	\$235,040-\$270,504
8	\$197,600-\$234,437

4. Remuneration figures are expressed on a total remuneration package basis.
5. A list of council groupings is included at Attachment 1.
6. Any decision in relation to an annual increase for CEO remuneration within the bands set by the Tribunal remains a matter for each Council in accordance with Section 99A(1) of the LG Act.

DATE OF OPERATION

7. This Determination shall have operative effect on and from 1 July 2024.

Dated: 28 June 2024

MATTHEW O'CALLAGHAN
President
DONNY WALFORD
Member
MARK YOUNG
Member

ATTACHMENT 1

Council	Band
Adelaide Hills Council	5
Adelaide Plains Council	6
Alexandrina Council	5
Barunga West Council	7
Berri Barmera Council	7
Campbelltown City Council	3
City of Adelaide	1
City of Burnside	4
City of Charles Sturt	2
City of Holdfast Bay	4
City of Marion	4
City of Mitcham	3
City of Mount Gambier	5
City of Norwood Payneham & St Peters	4
City of Onkaparinga	3
City of Playford	4
City of Port Adelaide Enfield	2
City of Port Lincoln	7
City of Prospect	5
City of Salisbury	3
City of Tea Tree Gully	4
City of Unley	3
City of Victor Harbor	6
City of West Torrens	2
City of Whyalla	4
Clare & Gilbert Valleys Council	7
Coorong District Council	7
Copper Coast Council	6
Corporation of the Town of Walkerville	5
District Council of Ceduna	6
District Council of Cleve	7
District Council of Coober Pedy	8

Council	Band
District Council of Elliston	8
District Council of Franklin Harbour	7
District Council of Grant	7
District Council of Karoonda East Murray	8
District Council of Kimba	8
District Council of Lower Eyre Peninsula	7
District Council of Loxton Waikerie	7
District Council of Mount Remarkable	7
District Council of Orroroo Carrieton	8
District Council of Peterborough	8
District Council of Robe	8
District Council of Streaky Bay	8
District Council of Tumby Bay	7
District Council of Yankalilla	7
Kangaroo Island Council	7
Kingston District Council	8
Light Regional Council	5
Mid Murray Council	6
Mount Barker District Council	3
Naracoorte Lucindale Council	7
Northern Areas Council	7
Port Augusta City Council	6
Port Pirie Regional Council	6
Regional Council of Goyder	6
Renmark Paringa Council	6
Southern Mallee District Council	7
Tatiara District Council	7
The Barossa Council	4
The Flinders Ranges Council	8
The Rural City of Murray Bridge	5
Town of Gawler	4
Wakefield Regional Council	7
Wattle Range Council	7
Wudinna District Council	8
Yorke Peninsula Council	4

RETAIL AND COMMERCIAL LEASES ACT 1995

Exemption

Pursuant to Section 77(2)(a) of the *Retail and Commercial Leases Act 1995* (SA) I, Nerissa Kilvert, the Small Business Commissioner for South Australia, exempt the Lease between the Minister for Environment and Water and Adnyamathanha Traditional Lands Association (Aboriginal Corporation) (ATLA) and proposed Head Sub Lease between ATLA and Discovery Holiday Parks Pty Ltd, in relation to Wilpena Pound Resort, being that portion of the Park being Section 988 and portion of Section 106 North delineated on the attached Plan, from all provisions of the *Retail and Commercial Leases Act 1995*.

Dated: 26 June 2024

NERISSA KILVERT
Small Business Commissioner

RETAIL AND COMMERCIAL LEASES ACT 1995

Exemption

Pursuant to Section 77(2)(a) of the *Retail and Commercial Leases Act 1995* (SA) I, Nerissa Kilvert, the Small Business Commissioner for South Australia, exempt the Lease between the Minister for Environment and Water and The Royal Society for the Prevention of Cruelty to Animals (South Australia) Incorporated in relation to Glenthorne National Park, being that portion of the Park being Deposited Plan number 25441, Allotment 5 on the attached Plan, from all provisions of the *Retail and Commercial Leases Act 1995*.

Dated: 27 June 2024

NERISSA KILVERT
Small Business Commissioner

SOUTH AUSTRALIAN SKILLS ACT 2008

Part 4—Apprenticeships, Traineeships and Training Contracts

Pursuant to the provision of the *South Australian Skills Act 2008*, the South Australian Skills Commission (SASC) gives notice that determines the following qualification and training contract conditions for Trades or Declared Vocations, in addition to those published in past Gazette notices.

*Trade/ #Declared Vocation/Other Occupation	Qualification Code	Qualification Title	Nominal Term of Training Contract	Probationary Period	Supervision Level Rating
Environment Worker #	AHC21024	Certificate II in Conservation and Ecosystem Management	18	60	Low
Environment Worker #	AHC30324	Certificate III in Rural and Environmental Pest Management	36	90	Medium
Environment Worker #	AHC31424	Certificate III in Conservation and Ecosystem Management	36	90	Medium
Environment Worker #	AHC40924	Certificate IV in Conservation and Ecosystem Management	48	90	Medium
Environment Worker #	AHC51324	Diploma of Pest Management	48	90	High
Farming #	AHC20324	Certificate II in Production Horticulture	12	60	Low
Farming #	AHC21124	Certificate II in Irrigation	12	60	Low
Farming #	AHC30224	Certificate III in Dairy Production	36	90	Medium
Farming #	AHC30624	Certificate III in Production Horticulture	36	90	Medium
Farming #	AHC31824	Certificate III in Beekeeping	18	60	Medium
Farming #	AHC32424	Certificate III in Irrigation Technology	36	90	Medium
Farming #	AHC32724	Certificate III in Rural Merchandising	24	60	Low
Farming #	AHC40324	Certificate IV in Production Horticulture	36	90	Medium
Farming #	AHC41024	Certificate IV in Agribusiness	36	90	Medium
Farming #	AHC41124	Certificate IV in Irrigation Management	24	60	Medium
Horticulture #	AHC20324	Certificate II in Production Horticulture	18	60	Low
Horticulture #	AHC20624	Certificate II in Parks and Gardens	18	60	Low
Horticulture #	AHC20724	Certificate II in Nursery Operations	18	60	Low
Horticulture #	AHC21624	Certificate II in Landscaping	18	60	Low
Horticulture #	AHC30624	Certificate III in Production Horticulture	36	90	Medium
Horticulture #	AHC30824	Certificate III in Arboriculture	36	90	High
Horticulture #	AHC31024	Certificate III in Parks and Gardens	36	90	Medium
Horticulture #	AHC31124	Certificate III in Nursery Operations	36	90	Low
Horticulture #	AHC31124	Certificate III in Nursery Operations	48	90	Medium
Horticulture #	AHC31324	Certificate III in Sports Turf Management	48	90	Medium
Horticulture #	AHC40624	Certificate IV in Nursery Operations	36	90	Low
Horticulture #	AHC40624	Certificate IV in Nursery Operations	48	90	Medium
Horticulture #	AHC50524	Diploma of Arboriculture	48	90	Medium
Horticulture #	AHC51024	Diploma of Sports Turf Management	48	90	Medium

Dated: 4 July 2024

JOHN EVANGELISTA
Director, Traineeship and Apprenticeship Services
Office of the South Australian Skills Commission

LOCAL GOVERNMENT INSTRUMENTS

CITY OF HOLDFAST BAY

Adoption of Valuations and Declaration of Rates

Notice is given that at its meeting on 25 June 2024, and in relation to the 2024/2025 financial year, the Council, in exercise of the powers contained in Chapter 10 of the *Local Government Act 1999*:

1. Adopted the most recent valuations of the State Valuation Office of the capital value of all land in its area totalling \$21,541,353,260.
2. Declared a differential general rate of 0.195071 cents in the dollar of the capital value of rateable land, used for Residential and Other Land uses.
3. Declared a differential general rate of 0.318515 cents in the dollar of the capital value of rateable land, used for Commercial (Shop), Commercial (Office), Commercial (Other), Industrial (Light), Industrial (Other) and Vacant Land uses.
4. Imposed a minimum amount payable by way of general rate of \$1,234.
5. Fixed a maximum increase of 10% (over the 2023/2024 general rate but subject to conditions) in the general rate charged on rateable land used for residential purposes that is the principal place of residence of a ratepayer.
6. Declared a differential separate rate of 0.121109 cents in the dollar of the capital value of rateable land:
 - (a) with a frontage to Jetty Road, Glenelg or Moseley Square: and
 - (b) within the side streets that intersect with Jetty Road, Glenelg between High Street, Glenelg and Augusta Street, Glenelg; and
 - (c) the entire site referred to as the Holdfast Shores 2B Entertainment Centre; and
 - (d) that has a land use of Category 2 (Commercial—Shop), Category 3 (Commercial—Office) and Category 4 (Commercial—Other).
7. Declared a separate rate of 0.942999 cents in the dollar of the capital value of rateable land within the Patawalonga basin bounded by the high water mark and fixed the maximum amount payable by way of this separate rate at \$954.
8. Declared a separate rate by way of a levy of 0.00726300 cents in the dollar of the capital value of rateable land in the Council's area for the Regional Landscape Levy in the catchment area of the Green Adelaide Board.

Due dates for rates being 2 September 2024, 2 December 2024, 3 March 2025 and 2 June 2025

Dated: 4 July 2024

R. BRIA
Chief Executive Officer

CITY OF ONKAPARINGA

Adoption of Valuations and Declaration of Rates for 2024-25

Notice is given that at its meeting held on 25 June 2024 the Council, for the financial year ending 30 June 2025:

Adoption of Valuation

Adopted for rating purposes the Valuer-General's most recent valuation of capital values of land within the Council's area being \$54,611,374,380.00.

Declaration of General Rates

Declared differential general rates based on two components:

1. one being based on the value of the land and varying according to land use, as follows:
 - (i) 0.189072 cents in the dollar on rateable land of Category (a) (Residential) use;
 - (ii) 0.308738 cents in the dollar on rateable land of Categories (b),(c),(d), (Commercial—Shop , Office and Other respectively) and (e) and (f) (Industrial—Light and Other respectively) uses;
 - (iii) 0.248621 cents in the dollar on rateable land of Category (g) (Primary Production) use;
 - (iv) 0.253961 cents in the dollar on rateable land of Category (h) (Vacant Land) use;
 - (v) 0.174421 cents in the dollar on rateable land of Category (i) (Other) use; and
2. the other being a fixed charge of \$760.00.

Declaration of Separate Rates—Landscape Levies

Declared separate rates as follows:

- (vi) 0.010387 cents in the dollar on all rateable land in the Council area of the Hills and Fleurieu landscape management region
- (vii) 0.006969 cents in the dollar on all rateable land in the Council area of the Green Adelaide landscape management region

Service Charges

Imposed a community wastewater management annual service charge on all land (rateable and non-rateable) to which it provides or makes available the CWMS prescribed service of collection, disposal and treatment of waste based on the CWMS Property Units Code of:

- \$1,268.59 per unit on each occupied allotment; and
- \$1,268.59 per unit on each vacant allotment.

Dated: 26 June 2024

PHU NGUYEN
Chief Executive Officer

CITY OF PROSPECT

Adoption of Valuation and Declaration of Rates 2024-2025

Notice is hereby given that City of Prospect, at a meeting of Council held on 25 June 2024 for the year ending 30 June 2025 resolved as follows:

Adoption of Valuations

Pursuant to Section 167(2)(a) of the Act, the Council adopts for rating purposes for the year ending 30 June 2025 the Valuer-General's Capital Valuation of land within the Council's area, being \$10,344,387,280, of which \$10,096,332,942 represents rateable land.

Declaration of Differential General Rates

That the Council of the City of Prospect, pursuant to Sections 152(1)(a), 153(1)(b) and 156(1)(c) of the *Local Government Act 1999*, hereby declares differential general rates on rateable land within the area, which rates vary by reference to the uses of land designated by Regulation 14 of the *Local Government (General) Regulations 2013*.

- (a) Residential: A rate of 0.225756 cents in the dollar on the capital value of such rateable land.
- (b) Commercial—Shop: A rate of 0.552446 cents in the dollar on the capital value of such rateable land.
- (c) Commercial—Office: A rate of 0.552446 cents in the dollar on the capital value of such rateable land.
- (d) Commercial—Other: A rate of 0.552446 cents in the dollar on the capital value of such rateable land.
- (e) Industry—Light: A rate of 0.552446 cents in the dollar on the capital value of such rateable land.
- (f) Industry—Other: A rate of 0.552446 cents in the dollar on the capital value of such rateable land.
- (g) Primary Production: A rate of 0.552446 cents in the dollar on the capital value of such rateable land.
- (h) Vacant Land (Residential Planning Zone): A rate of 0.507950 cents in the dollar on the capital value of such rateable land.
- (i) Vacant Land (Non-Residential Planning Zone): A rate of 1.243004 cents in the dollar on the capital value of such rateable land.
- (j) Other: A rate of 0.552446 cents in the dollar on the capital value of such rateable land.

Declaration of a Minimum Amount

That the Council of the City of Prospect, pursuant to Section 158(1)(a) of the *Local Government Act 1999*, hereby fixes, in respect of the year ending 30 June 2025, a minimum amount of \$1,498 that shall be payable by way of general rates on rateable land within the Council's area.

Declaration of a Separate Rate (Prospect Village Heart Marketing Fund)

City of Prospect, pursuant to Sections 154(1) and 154(2)(c) of the *Local Government Act 1999*, hereby declares separate rate by fixed charge of \$300.00 on rateable land within Land Uses of 2, 3, 4, 5, 6 and 9 on Prospect Road, Prospect South Australia bordered at the North by Gladstone Road and Alpha Road and the South by Buller Street and Ballville Street.

Declaration of a Separate Rate (Regional Landscape Levy)

That pursuant to Section 69 of the *Landscape South Australia Act 2019* and Section 154 of the *Local Government Act 1999*, Council declares for the year ending 30 June 2025 a separate rate of 0.007319 cents in the dollar on the capital valuation of all rateable properties within the area of the City of Prospect.

Payment of Rates

Notice is hereby given that pursuant to Section 181 of the *Local Government Act 1999*, the rates shall be payable in four equal or approximately equal instalments due and payable on 1 September 2024, 1 December 2024, 1 March 2025 and 1 June 2025.

Dated: 2 July 2024

C. WHITE
Chief Executive Officer

CITY OF SALISBURY

Adoption of Valuations and Declaration of Rates

Notice is given that the City of Salisbury at a meeting held on Monday, 24 June 2024:

1. Adopted the Valuer-General's valuation of capital values, being rateable of \$37,432,344,428 and non-rateable of \$1,925,289,092 totalling \$39,357,633,520 for the year ending 30 June 2025. The valuation shall, from 24 June 2024, become and be the valuation of the Council for rating purposes.
2. Declared differential general rates on property within its area for the financial year ending on the 30 June 2025, which rates shall vary by reference to the use of the rateable property in accordance with Regulation 14 of the *Local Government (General) Regulations 2013* as follows:
 - (a) In respect of rateable land with a "Commercial—Shop", "Commercial—Office", "Commercial—Other", "Industrial—Light", "Industrial—Other", or "Marina Berth" land use, a differential general rate of **0.5009** cents in the dollar for the assessed capital value of such land.
 - (b) In respect of rateable land which has a "Vacant Land" land use, a differential general rate of **0.4042** cents in the dollar for the assessed capital value of such land.
 - (c) In respect of all other rateable land in the area used for purposes other than as stated in paragraph (a) and (b) hereof, a differential general rate of **0.3109** cents in the dollar on the assessed capital value of such land.
3. Fixed a **Minimum amount of \$1,228** which shall be payable by way of rates on any one assessment within the municipality in respect of the year ending 30 June 2025.
4. Declared the following differential separate rates in accordance with Section 154 of the *Local Government Act 1999*, for the year ending 30 June 2025.

Salisbury Business Association Separate Rate

A separate rate of **0.061301** cents in the dollar on the capital value of rateable land in that area with a local government code classified as Commercial Shop, Commercial Office, Commercial Other, Industrial Light and Industrial Other.

The purpose of this separate rate is to provide a fund to promote and enhance business viability, profitability trade and commerce in that part of the Council's area, which is the subject of the separate rate.

Globe Derby Separate Rate

A separate rate of **\$150.00** for each share of common land being 1 share for each allotment numbered Lots 1-23 and Lots 26-32 of DP9830, 1 share for each allotment numbered Lots 50-51 DP18972, 1 share for each allotment numbered Lots 33-34 and Lots 38-64 of DP9831, 1 share for allotment numbered lot 2 of FP14624, and 1 share in total for Lots 1 on FP14624 and 37 on DP9831 combined of portion of Section 3070 of Hundred Port Adelaide (laid out as Bolivar).

The purpose of this separate rate is to provide a fund to the Globe Derby Community Club for the purpose of maintaining the common land, being Lot 65 in Deposited Plan No. 9832.

Green Adelaide Board Regional Landscape Levy Separate Rate

A separate rate of **0.006860** cents in the dollar on the capital valuation of all rateable properties within the area of the City of Salisbury.

The purpose of this separate rate is to reimburse to Council the amount contributed to the Green Adelaide Board as required under Section 69 of the *Landscape South Australia Act 2019* and Section 154 of the *Local Government Act 1999*.

Dated: 4 July 2024

J. HARRY
Chief Executive Officer

CITY OF TEA TREE GULLY

Adoption of Valuations and Declaration of Rates 2024-2025

Notice is hereby given that on 25 June 2024 the City of Tea Tree Gully, adopted and declared as follows for the year ended 30 June 2025:

1. Capital Valuations for rating purposes as supplied by the Valuer-General totalling \$31,183,666,300 (rateable properties \$30,109,844,486).
2. A minimum amount of \$1,448 payable by way of general rates on rateable properties within the area of the City of Tea Tree Gully.
3. Differential general rates based upon the use of the land as follows:
 - 3.1 "Commercial—Shop", "Commercial—Office", "Commercial—Other", "Industrial—Light" and "Industrial—Other": 0.00565554 in the dollar;
 - 3.2 "Vacant Land": 0.00595320 in the dollar;
 - 3.3 "Residential", "Primary Production" and "Other": 0.00297660 in the dollar;
4. A separate rate of 0.00007068 in the dollar on the capital value of all rateable land within the area of City of Tea Tree Gully to reimburse the amount contributed to the Green Adelaide Board.

Dated: 25 June 2024

R. MCMAHON
Chief Executive Officer

CITY OF VICTOR HARBOR

LOCAL GOVERNMENT ACT 1999

Naming of Reserve

The City of Victor Harbor hereby gives notice pursuant to Section 219(1) of the *Local Government Act 1999*, and in accordance with the Council's Resolution OC1822024 of 24 June 2024, that the unnamed reserve at Lot B Range Road be named Willow Creek Reserve.

A copy of this notice and further information can be obtained from the Council's offices at 1 Bay Road, Victor Harbor SA 5211, during ordinary business hours or on the Council's website at www.victor.sa.gov.au.

Dated: 4 July 2024

VICTORIA MACKIRDY
Chief Executive Officer

TOWN OF GAWLER

Adoption of Valuation and Declaration of Rates 2024-2025

Notice is hereby given that the Town of Gawler, at its meeting held on Tuesday, 25 June 2024 adopted Valuations of Capital Value and Declared Rates and Charges for the financial year commencing 01 July 2024 and ending 30 June 2025, as follows:

Adoption of Valuation

Adopts, pursuant to Section 167(2)(a) of the *Local Government Act 1999* the Valuer-General Valuations of Capital Value of land within the Council's area totalling \$6,381,326,020 for rating purposes.

Differential General Rates

Adopts, having taken into account the general principles of rating outlined in Section 150 of the *Local Government Act 1999* and the requirements of Section 153(2) of the *Local Government Act 1999*, pursuant to Sections 153(1)(b) and 156(1)(a) of the *Local Government Act 1999* and Regulation 14(1) of the *Local Government (General) Regulations 2013*, Differential General Rates in respect of rateable land in the Council's area, varying according to the use of the land, as designated in Regulation 14(1) of the *Local Government (General) Regulations 2013* as follows:

- (a) Residential—0.40435 cents in the dollar
- (b) Commercial—Shop—1.05130 cents in the dollar
- (c) Commercial—Office—1.05130 cents in the dollar

- (d) Commercial—Other—1.05130 cents in the dollar
- (e) Industry—Light—1.05130 cents in the dollar
- (f) Industry—Other—1.05130 cents in the dollar
- (g) Primary Production—0.40435 cents in the dollar
- (h) Vacant Land—0.64696 cents in the dollar
- (i) Other—0.40435 cents in the dollar

Minimum Rate

Adopts, pursuant to Section 158(1)(a) of the *Local Government Act 1999*, a minimum amount payable by way of rates of \$1,207.00, in respect of all rateable land in the Council's area.

Waste Management Annual Service Charge

Adopts, pursuant to Section 155 of the *Local Government Act 1999*, an annual service charge of \$240.00 based on the nature of the service imposed on all occupied land in the Council's area (excluding Primary production properties with no, or minimal, built form) to which the Council provides or makes available the prescribed service of waste collection, treatment and disposal.

Separate Rate for Town Centre Business Development and Marketing

Adopts, pursuant to Section 154 of the *Local Government Act 1999*, a separate differential rate for the purpose of business development and marketing in respect of all rateable land within the Gawler Town Centre Business Zone, of 0.055028 cents in the dollar based on the capital value of the land and to which the following land uses have been attributed—Category 2 (Commercial—Shop), Category 3 (Commercial—Office), Category 4 (Commercial—Other), Category 5 (Industry—Light) and Category 6 (Industry—Other).

Separate Rate for Non-Town Centre Business Development

Adopts, pursuant to Section 154 of the *Local Government Act 1999*, a separate differential rate for the purpose of business development in respect of all rateable land within the Council area excluding the Gawler Town Centre Business Zone, of 0.025066 cents in the dollar based on the capital value of the land and to which the following land uses have been attributed—Category 2 (Commercial—Shop), Category 3 (Commercial—Office), Category 4 (Commercial—Other), Category 5 (Industry—Light) and Category 6 (Industry—Other).

Separate Rate for State Government Regional Landscape Levy

Adopts, in accordance with Section 69 of the *Landscape South Australia Act 2019* and Section 154 of the *Local Government Act 1999*, and in order to reimburse to the Council the amount of \$640,322 contributed to the Northern & Yorke Landscape Board, a separate rate of 0.010242 cents in the dollar based upon the capital value of rateable land, on all rateable land in the Council area and within the Northern & Yorke Landscape Board area.

Separate Rate—Gawler East Transport Infrastructure

Adopts, pursuant to Section 154(2)(b) of the *Local Government Act 1999*, a proportional separate rate on the following land parcels for the purpose of securing developer contributions towards construction of the Gawler East Link Road and associated deferred infrastructure (including trees), which will be of direct benefit to the land and occupiers of the land:

Assessment	Certificate of Title	Total Area (Ha)	Per Ha Rate Payable \$	Total Contribution Payable \$
<i>Development Area—Springwood</i>				
157682	CT6244/939	31.21	40,569.46	1,266,051.05
40868	CT6118/249	32.34	33,849.51	1,094,693.06
161119	CT6293/361	15.89	32,994.43	524,172.57
161046	CT6293/358	3.80	32,993.80	125,475.44
161087	CT6293/360	7.50	32,993.80	247,519.52
161054	CT6293/359	47.33	32,993.80	1,561,596.77
<i>Development Area—Other Future Developers (OFD)</i>				
144572	CT6208/637	1.60	97,500.89	156,098.92
144564	CT6208/636	1.41	98,198.93	138,362.30
144556	CT6208/635	3.10	65,218.89	202,113.35
68584	CT5462/883	1.00	97,312.36	97,506.99
68576	CT5462/882	1.00	97,409.58	97,506.99
68827	CT5636/60	3.26	49,795.78	162,085.28
68568	CT5463/945	1.32	241,728.36	317,872.79
88222	CT5809/64	1.58	338,423.94	535,048.24
79776	CT5809/65	1.38	92,407.85	127,707.64
68819	CT5636/59	5.59	27,579.85	154,061.04
68802	CT5592/947	4.22	31,886.17	134,559.65
149866	CT5456/200	5.52	72,985.30	403,024.84
149899	CT5098/618	3.62	41,928.97	151,657.08
67345	CT5786/841	1.00	97,506.99	97,506.99
149874	CT5162/73	2.02	59,210.58	119,842.22
149882	CT5162/74	2.02	75,615.46	152,894.46
150421	CT6206/115	2.91	69,670.45	202,880.35
67078	CT6149/844	2.20	86,580.63	190,477.38
70808	CT5903/197	2.28	76,860.32	175,241.52
67086	CT5899/721	4.31	87,302.26	376,185.46
68535	CT6112/595	0.53	97,506.99	51,678.71
67191	CT5481/177	5.15	44,996.80	231,733.54
67183	CT5125/726	4.05	49,282.61	199,594.59
67175	CT5894/916	4.10	22,998.97	94,295.78

Assessment	Certificate of Title	Total Area (Ha)	Per Ha Rate Payable \$	Total Contribution Payable \$
133348	CT6181/286	3.04	18,764.10	57,042.87
144491	CT6207/896	3.94	78,775.50	310,060.38
67159	CT6193/982	4.62	30,951.57	142,996.25
67142	CT5485/704	4.08	11,832.35	48,275.98
5262	CT6211/743	4.35	23,086.44	100,426.00

Separate Rate—Gawler East Community Infrastructure

Adopts, pursuant to Section 154(2)(b) of the *Local Government Act 1999*, a proportional separate rate on the following land parcels for the purpose of securing developer contributions towards community infrastructure, which will be of direct benefit to the land and occupiers of the land:

Assessment	Certificate of Title	Total Area (Ha)	Per Ha Rate Payable \$	Total Contribution Payable \$
<i>Development Area—Springwood</i>				
157682	CT6244/939	31.21	24,668.72	769,836.78
40868	CT6118/249	32.34	20,638.09	667,435.92
161119	CT6293/361	15.89	20,000.77	317,746.22
161046	CT6293/358	3.80	20,000.39	76,061.49
161087	CT6293/360	7.50	20,000.39	150,042.94
161054	CT6293/359	47.33	20,000.39	946,618.52
<i>Development Area—Other Future Developers (OFD)</i>				
144572	CT6208/637	1.60	42,651.38	68,284.85
144564	CT6208/636	1.41	42,984.36	60,564.96
144556	CT6208/635	3.10	28,902.19	89,567.90
68584	CT5462/883	1.00	42,566.25	42,651.39
68576	CT5462/882	1.00	42,608.78	42,651.39
68827	CT5636/60	3.26	22,668.78	73,786.89
68568	CT5463/945	1.32	105,736.51	139,043.51
88222	CT5809/64	1.58	148,106.32	234,156.09
79776	CT5809/65	1.38	40,429.31	55,873.31
68819	CT5636/59	5.59	12,063.94	67,389.19
68802	CT5592/947	4.22	13,947.61	58,858.91
149866	CT5456/200	5.52	32,208.67	177,856.27
149899	CT5098/618	3.62	18,985.00	68,668.73
67345	CT5786/841	1.00	42,651.39	42,651.39
149874	CT5162/73	2.02	26,341.02	53,314.23
149882	CT5162/74	2.02	33,327.99	67,389.19
150421	CT6206/115	2.91	30,802.15	89,695.85
67078	CT6149/844	2.20	37,998.50	83,596.71
70808	CT5903/197	2.28	33,859.21	77,199.00
67086	CT5899/721	4.31	38,306.07	165,060.85
68535	CT6112/595	0.53	42,651.37	22,605.23
67191	CT5481/177	5.15	20,290.46	104,495.89
67183	CT5125/726	4.05	22,115.53	89,567.90
67175	CT5894/916	4.10	10,922.91	44,783.95
133348	CT6181/286	3.04	9,119.54	27,723.40
144491	CT6207/896	3.94	34,675.92	136,484.42
67159	CT6193/982	4.62	14,309.45	66,109.65
67142	CT5485/704	4.08	6,167.72	25,164.31
5262	CT6211/743	4.35	11,079.55	48,196.05

Separate Rate—Gawler East Traffic Interventions

Adopts, pursuant to Section 154(2)(b) of the *Local Government Act 1999*, a proportional separate rate on the following land parcels for the purpose of securing developer contributions towards Gawler East Traffic Interventions infrastructure, which will be of direct benefit to the land and occupiers of the land:

Assessment	Certificate of Title	Total Area (Ha)	Per Ha Rate Payable \$	Total Contribution Payable \$
<i>Development Area—Springwood</i>				
157682	CT6244/939	31.21	56,676.12	1,768,691.60
40868	CT6118/249	32.34	47,230.62	1,527,438.17
161119	CT6293/361	15.89	46,059.07	731,726.71
161046	CT6293/358	3.80	46,058.21	175,159.35
161087	CT6293/360	7.50	46,058.21	345,528.66
161054	CT6293/359	47.33	46,058.21	2,179,934.85

Assessment	Certificate of Title	Total Area (Ha)	Per Ha Rate Payable \$	Total Contribution Payable \$
<i>Development Area—Other Future Developers (OFD)</i>				
144572	CT6208/637	1.60	19,480.49	31,188.27
144564	CT6208/636	1.41	19,632.58	27,662.30
144556	CT6208/635	3.10	13,200.72	40,909.05
68584	CT5462/883	1.00	19,441.62	19,480.50
68576	CT5462/882	1.00	19,461.04	19,480.50
68827	CT5636/60	3.26	10,353.69	33,701.26
68568	CT5463/945	1.32	48,293.86	63,506.42
88222	CT5809/64	1.58	67,645.74	106,947.92
79776	CT5809/65	1.38	18,465.59	25,519.44
68819	CT5636/59	5.59	5,510.06	30,779.19
68802	CT5592/947	4.22	6,370.40	26,883.09
149866	CT5456/200	5.52	14,710.91	81,233.67
149899	CT5098/618	3.62	8,671.16	31,363.60
67345	CT5786/841	1.00	19,480.50	19,480.50
149874	CT5162/73	2.02	12,030.94	24,350.62
149882	CT5162/74	2.02	15,222.15	30,779.19
150421	CT6206/115	2.91	14,068.50	40,967.48
67078	CT6149/844	2.20	17,355.35	38,181.78
70808	CT5903/197	2.28	15,464.78	35,259.69
67086	CT5899/721	4.31	17,495.83	75,389.51
68535	CT6112/595	0.53	19,480.48	10,324.65
67191	CT5481/177	5.15	9,267.42	47,727.21
67183	CT5125/726	4.05	10,101.00	40,909.05
67175	CT5894/916	4.10	4,988.90	20,454.51
133348	CT6181/286	3.04	4,165.24	12,662.32
144491	CT6207/896	3.94	15,837.80	62,337.59
67159	CT6193/982	4.62	6,535.66	30,194.77
67142	CT5485/704	4.08	2,817.03	11,493.49
5262	CT6211/743	4.35	5,060.45	22,012.97

Residential Rates Cap

Adopts, pursuant to Section 153(3) of the Local Government Act 1999, and upon application from the principal ratepayer, a maximum increase in General rates to be charged on any rateable land that constitutes the principal place of residence of the principal ratepayer as follows:

- 10%—for self-funded retirees or those ratepayers whose primary income source is fixed government benefits
- 20%—for all other ratepayers

where the increase is a result of significant valuation movements except where:

- (a) significant capital improvements have been made to the property; or
- (b) the basis for rating or rebates has changed from the previous year; or
- (c) new building work and/or development activity has occurred on the land; or
- (d) changes in land use, wholly or partially have occurred; or
- (e) changes in zoning have occurred; or
- (f) the ownership of the rateable property has changed from the previous year; or
- (g) the property is no longer the principal place of residence of the principal ratepayer; or
- (h) a correction has been made to a previously undervalued property by the Valuer General; or
- (i) the property is owned by a company or incorporated body.

Alteration of General Rates for Commercial and Industrial properties

Alters, pursuant to Section 158(1)(b) of the *Local Government Act 1999*, the amount of General rates otherwise payable in respect of any rateable land with a land use of Category 2 (Commercial—Shop), Category 3 (Commercial—Office), Category 4 (Commercial—Other), Category 5 (Industry—Light) and Category 6 (Industry—Other) as follows:

Property Valuation \$	General Rate (Cents in the Dollar)	Adjustment %	Effective Net General Rate (Cents in the Dollar)
0 – 499,999	1.05130	45%	0.57822
500,000 – 749,999	1.05130	40%	0.63078
750,000 – 999,999	1.05130	35%	0.68335
1,000,000 – 1,499,999	1.05130	25%	0.78848
1,500,000 – 1,999,999	1.05130	15%	0.89361
2,000,000 – 4,999,999	1.05130	7.5%	0.97245
5,000,000 +	1.05130	-	1.05130

Withholding of Discretionary General Rate Adjustments for Commercial properties in the Town Centre in a state of neglect

Taking into consideration the determining factors outlined in Section 3.10 of the Strategic Rating Policy, not withhold any Discretionary Rate Adjustments provided to commercial properties (pursuant to Section 158(1)(b) of the *Local Government Act 1999*), on the basis that Council has deemed that no commercial properties are currently in a state of neglect which detracts significantly from the amenity of their locality.

Payment of General Rates and Service Charges

Adopts, pursuant to Section 181(2) of the *Local Government Act 1999*, rates and charges will be payable in four (4) equal or approximately equal instalments falling due on:

- (a) 1 September 2024;
- (b) 1 December 2024;
- (c) 1 March 2025; and
- (d) 1 June 2025.

Dated: 4 July 2024

A. GOODSSELL
Acting Chief Executive Officer

ADELAIDE HILLS COUNCIL*Adoption of Valuation and Declaration of Rates 2024-25*

Notice is given that at the meeting held on 1 July 2024, the Council, for the financial year ending 30 June 2025, resolved as follows:

Determination of Valuation 2024-25

To adopt for rating purposes the most recent valuations of the Valuer-General of the capital value of land within the Council area, amounting to \$17,054,765,200.

Declaration of General Rates

1. To declare general rates based upon the capital value of rateable land:
 - (a) with a Category (a) Residential land use, a rate of 0.1970 cents in the dollar;
 - (b) with a Category (b) Commercial—Shop land use, a rate of 0.2558 cents in the dollar;
 - (c) with a Category (c) Commercial—Office land use, a rate of 0.2709 cents in the dollar;
 - (d) with a Category (d) Commercial—Other land use, a rate of 0.2622 cents in the dollar;
 - (e) with a Category (e) Industry—Light land use, a rate of 0.2600 cents in the dollar;
 - (f) with a Category (f) Industry—Other land use, a rate of 0.3074 cents in the dollar;
 - (g) with a Category (g) Primary Production land use, a rate of 0.1950 cents in the dollar;
 - (h) with a Category (h) Vacant Land land use, that is located within a Neighbourhood Type Zone, as defined by the Planning and Design Code and given effect by the *Planning, Development and Infrastructure Act 2016*, a rate of 0.2642 cents in the dollar;
 - (i) with a Category (h) Vacant Land land use, that is not located in a Neighbourhood Type Zone, as defined by the Planning and Design Code and given effect by the *Planning, Development and Infrastructure Act 2016*, a rate of 0.2168 cents in the dollar; and
 - (j) with a Category (i) Other land use, a rate of 0.2006 cents in the dollar.
2. To declare a fixed charge of \$830 in respect of all rateable land.

Declaration of a Separate Rate—Regional Landscape Levy

3. To declare a separate rate based upon the capital value of rateable land of 0.01017 cents in the dollar in the Council area and in the Hills and Fleurieu Region.

Declaration of a Separate Rate—Stirling Business

4. To declare a separate rate of 0.0780 cents in the dollar on the capital value of rateable land within the precinct known as the Stirling “Suburban Mainstreet Zone” and businesses fronting both sides of Mt Barker Road east of the Stirling “Suburban Mainstreet Zone” to Pine Street, but excluding land with the land use Category (a) Residential and government owned land; and
 - (a) to fix a minimum amount payable of \$305; and
 - (b) to fix a maximum amount payable of \$3,000.

Service Charges

5. To impose annual service charges of \$826 for occupied land and \$415 for land which is vacant based on the nature of the service and the level of usage of the service where the Council provides or makes available the following prescribed services:
 - (a) the Woodside Community Wastewater Management System;
 - (b) the Woodside Extension Community Wastewater Management System;
 - (c) the Birdwood and Mt Torrens Community Wastewater Management System;
 - (d) the Kersbrook Township Community Wastewater Management System;
 - (e) the Charleston Community Wastewater Management System;
 - (f) the Verdun Community Wastewater Management System;
 - (g) the Mt Lofty Ward Community Wastewater Management System.

Dated: 2 July 2024

G. GEORGIOPOULOS
Chief Executive Officer

THE BAROSSA COUNCIL

*Adoption of Valuation and Declaration of Rates and Charges***1. Adoption of Valuations**

Council, in accordance with Section 167(2)(a) of the *Local Government Act 1999* and for the year ending 30 June 2025, adopts for rating purposes the Valuer-General's most recent valuations available to the Council of the capital value in relation to the area of the Council, which specifies that the total of the values that are to apply within the area is \$8,398,283,800 of which \$8,223,562,722 is rateable.

2. Declaration of Differential General Rates

That Council, pursuant to Sections 152(1)(c)(i), 153(1)(b) and 156(1)(a) of the *Local Government Act 1999*, declares the following differential general rates on rateable land within its area for the year ending 30 June 2025, based upon the capital value of the land which rates vary by reference to land use categories as per Regulation 14 of the *Local Government (General) Regulations 2013* as follows:

- (1) Category (a)—Residential, a rate of 0.002762 in the dollar;
- (2) Category (b)—Commercial—Shop, Category (c)—Commercial—Office and Category (d)—Commercial—Other, a rate of 0.00434 in the dollar;
- (3) Category (e)—Industry—Light, a rate of 0.00445 in the dollar;
- (4) Category (f)—Industry—Other, a rate of 0.01485 in the dollar;
- (5) Category (g)—Primary Production, a rate of 0.002649 in the dollar;
- (6) Category (h)—Vacant Land, a rate of 0.00559 in the dollar;
- (7) Category (i)—Other, a rate of 0.0044 in the dollar.

3. Fixed Charge

That Council, pursuant to Section 152 (1)(c)(ii) of the *Local Government Act 1999*, impose a fixed charge of \$438 on each separately valued piece of rateable land within the Council area for the year ending 30 June 2025.

4. Waste Collection Service Charge

That Council, pursuant to Section 155 of the *Local Government Act 1999*, and in order to provide or make available the service of waste collection in those parts of the Council's area described in (3) below, impose the following service charges by reference to the nature and/or level of usage of the service, for the year ending 30 June 2025:

- (1) *Non-recyclable Waste Collection*
 - (a) An annual service charge of \$133 for 140L General (Landfill) Waste collection receptacles;
 - (b) An annual service charge of \$174 for 240L General (Landfill) Waste collection receptacles; except in instances where, subject to written application to and the approval of the Council, residential households with six or more permanent residents or a special medical condition may receive a 240L receptacle at the same service charge for a 140L receptacle.
- (2) *Recyclable Waste Collection*
 - (a) An annual service charge of \$70.50 for 240L Co-mingled Recycling collection receptacle
 - (b) An annual service charge of \$72 for 240L Green Organic Recycling collection receptacle.

- (3) *Parts of Council Area*

All Service Entitled Properties in the Designated Waste Collection Areas and along the Approved Waste Collection route as identified in the Waste Management Services Policy.

5. Community Wastewater Management Systems (CWMS) Rate and Service Charge

That Council, pursuant to Section 155 of the *Local Government Act 1999*, declares a service rate and imposes a service charge for the year ending 30 June 2025, in the following areas to which Council makes available a Community Wastewater Management System (CWMS):

- (1) *Lyndoch, Mount Pleasant, Nuriootpa, Penrice, Stockwell, Tanunda, Williamstown and Springton—Residential and Vacant Land Properties*
 - (a) An annual service charge of \$396.50 for occupied residential rateable and non-rateable land;
 - (b) An annual service charge of \$125 on each assessment of vacant rateable and non-rateable land.
- (2) *Lyndoch, Mount Pleasant, Nuriootpa, Penrice, Stockwell, Tanunda, Williamstown and Springton—Non-Residential and Non-Vacant Land Properties*

A service rate of 0.000932 in the dollar of the capital value of occupied non-residential rateable land.

6. Regional Landscape Levy

That Council, in exercise of the powers contained in Section 154 of the *Local Government Act 1999* and Section 69 of the *Landscape South Australia Act 2019*, for the year ending 30 June 2025 and in order to reimburse the Council for the amount contributed to the Northern and Yorke Landscape Board, a levy in the nature of a separate rate of 0.0001036 in the dollar of the capital value of land, be declared on all rateable land in the area of that Board.

7. Payment of Rates

- (1) Pursuant to Section 181(1) and (2) of the *Local Government Act 1999*, all rates and charges will be payable in four quarterly instalments due on 3 September 2024, 3 December 2024, 4 March 2025 and 3 June 2025; provided that in cases where the initial account requiring payment of rates is not sent at least 30 days prior to these dates, or an amended account is required to be sent, authority to fix the date by which rates must be paid in respect of those assessments affected is delegated pursuant to Section 44 of the Act, to the Chief Executive Officer;
- (2) Pursuant to Section 44 of the *Local Government Act 1999*, the Chief Executive Officer is delegated the power under Section 181(4)(b) of the Act to enter into agreements with ratepayers relating to the payment of rates in any case where the Chief Executive Officer thinks it necessary or desirable to do so;

8. General Rates Cap—Residential and Primary Production

That Council, pursuant to Section 153(3) and (4) of the *Local Government Act 1999*, has determined to fix, on application of the property owner, a maximum increase in general rates (excluding the fixed charge) levied upon a Category (a) land use (Residential) or Category (g) land use (Primary Production) property, for the year ending 30 June 2025 that constitutes the principal place of residence of a principal ratepayer as follows:

- (a) 7.5% over and above the general rates levied for the 2023/2024 financial year (for those eligible for a State Government concession on their Council rates including those in receipt of the Cost of Living Concession) or;
- (b) 15% over and above the general rates levied for the 2023/2024 financial year (for all other such ratepayers), provided that:
 - (i) the property has been the principal place of residence of the principal ratepayer since at least 1 July 2023, and;
 - (ii) the property has not been subject to improvements with a value of more than \$10,000 since 1 July 2023, and;
 - (iii) excluding land related to the principal place of residence for the purposes of single farm enterprise and/or contiguous land.

Dated: 4 July 2024

MARTIN MCCARTHY
Chief Executive Officer

DISTRICT COUNCIL OF ELLISTON

Adoption of Valuations and Declarations of Rates 2024-25

Notice is hereby given that the District Council of Elliston at its meeting held on 18 June 2024:

Adopted capital valuations to apply in its area for rating purposes supplied by the Valuer-General, being the most recent valuations available to the Council of the Capital Value of land within the Council's area totalling \$839,206,600.

Declared differential general rates varying according to the locality of the land and its use as follows:

- 1.2125 cents in the dollar in respect of all rateable land within the Employment (Bulk Handling) Zone;
- 0.2929 cents in the dollar in respect of all rateable land within the Residential Zone;
- 0.2929 cents in the dollar in respect of all rateable land within the Commercial—Shop Zone;
- 0.2929 cents in the dollar in respect of all rateable land within the Commercial—Office Zone;
- 0.2929 cents in the dollar in respect of all rateable land within the Commercial—Other Zone;
- 0.2929 cents in the dollar in respect of all rateable land within the Industry—Light Zone;
- 0.2929 cents in the dollar in respect of all rateable land within the Industry—Other Zone;
- 0.2929 cents in the dollar in respect of all rateable land within the Primary Production Zone;
- 0.2929 cents in the dollar in respect of all rateable land within the Vacant Land Zone;
- 0.2929 cents in the dollar in respect of all rateable land within the Other Zone;

Declared a fixed charge of \$335.00 payable in respect of rateable land within its area.

Declared that the annual service charges on all land to which the Council provides or makes available its Community Wastewater Management Systems is \$493.00 per property.

Declared that the annual service charges on all land to which the Council provides or makes available its provision of water serviced by the Port Kenny Water Supply is \$164.00 per property.

Declared that the annual service charges based on the level of usage and on all land to which the Council provides or makes available its prescribed service of the collection, treatment or disposal of waste via its Waste Management Service is as follows:

- 0-0.3m³ of waste per week on average—\$360.00 per annum
- 0.3-0.6m³ of waste per week on average—\$720.00 per annum
- 0.6m³ to 0.9m³ of waste per week on average—\$1,080.00 per annum

Provided on the basis that the sliding scale provided for in Regulation (13) of the *Local Government (General) Regulations 2013* will be applied. Single farm enterprises and adjoining allotments are only charged the annual service charge in respect of the assessment constituting the principal property.

Declared a separate rate based on a fixed charge of \$92.35 against all residential, vacant and other categories of land use for rateable properties, \$138.53 on commercial and industrial categories of land use for rateable properties, and \$184.70 on the primary production category of land use for rateable properties in order to reimburse Council the amount of \$129,107 contributed to the Eyre Peninsula Landscape Board for the 2024-25 financial year.

Dated: 4 July 2024

NIKKI BECKER
Chief Executive Officer

LOWER EYRE COUNCIL

Adoption of Valuation and Declaration of Rates

Notice is hereby given that on 19 June 2024, the Lower Eyre Council, pursuant to Chapter 10 of the *Local Government Act 1999* and for the financial year ending 30 June 2025:

1. Adopted for rating purposes the most recent capital valuations made by the Valuer-General and available to Council that apply to rateable land within its area totalling \$4,106,621,100.
2. Declared differential general rates varying according to the locality of land as follows:
 - 0.1789 cents in the dollar in respect of rateable land within the gazetted townships of Cummins, Coffin Bay, North Shields, Louth Bay, Poonindie, Boston, Tulka and Tiatukia;
 - 0.1491 cents in the dollar in respect of rateable land within the gazetted townships of Edillilie, Yeelanna, Coult, Mount Hope, Wanilla, Farm Beach, Little Douglas, Mount Dutton Bay and Lake Wangary; and
 - 0.1372 cents in the dollar in respect of all other rateable land outside of those gazetted townships and within the area of the Council.

3. Declared a fixed charge of \$750.00 in respect of all rateable land within the area of the Council.
4. Declared the following separate rates in respect of all rateable land within the area of the Eyre Peninsula Regional Landscape Board and within the area of the Council:
 - \$92.15 per Residential Property
 - \$138.23 per Commercial—Shop Property
 - \$138.23 per Commercial—Office Property
 - \$138.23 per Commercial—Other Property
 - \$138.23 per Industry—Light Property
 - \$138.23 per Industry—Other Property
 - \$184.30 per Primary Production Property
 - \$92.15 per Vacant Land Property
 - \$92.15 per Other Property
5. Imposed the following annual service charges based on the nature of the service in respect of all land to which it provides or makes available Community Wastewater Management Systems within the Council area:
 - Occupied Allotment Charge \$610.20
 - Vacant Allotment Charge \$413.20
 - Full Pump Reduction Charge \$413.20
 - Power Only Pump Reduction Charge \$581.30
 - Extra Pump Out Charge—Coffin Bay Township \$ 83.50
6. Imposed an annual service charge of \$162.74 on all properties within the townships of Cummins, Coffin Bay, Edillilie, North Shields, Louth Bay, Poonindie, Boston, Tulka and Tiatukia which Council will provide the prescribed service of fortnightly kerbside recycling collection.

Dated: 4 July 2024

DELFINA LANZILLI
Chief Executive Officer

DISTRICT COUNCIL OF LOXTON WAIKERIE

Adoption of Valuations and Declaration of Rates for 2024/2025

Notice is hereby given that at its meeting on 19 June 2024 the District Council of Loxton Waikerie for the financial year ending 30 June 2025 and in exercise of the powers contained in Chapter 10 of the *Local Government Act 1999*, resolved as follows:

1. Adoption of Valuation

To adopt, for rating purposes, the most recent valuations of the Valuer-General available to the Council of the capital value of land within the Council area, totalling \$3,402,231,800 of which. \$3,329,862,757 is in respect to rateable land.

2. Declaration of the Differential General Rates

To declare differential general rates in respect of all rateable land within its area varying according to the locality of the land and its use:

1. for land uses located within the townships of Loxton and Waikerie the following differential rates:
 - Residential—0.27689 cents in the dollar
 - Commercial (Shop, Office, Other)—0.44502 cents in the dollar
 - Industrial (Light, Other)—0.32019 cents in the dollar
 - Primary Production—0.55645 cents in the dollar
 - Vacant Land—0.30781 cents in the dollar
 - Other—0.43195 cents in the dollar
2. for land uses located outside the townships of Loxton and Waikerie the following differential rates:
 - Residential—0.26509 cents in the dollar
 - Commercial (Shop, Office, Other)—0.46145 cents in the dollar
 - Industrial (Light, Other)—0.40648 cents in the dollar
 - Primary Production—0.25905 cents in the dollar
 - Vacant Land—0.27792 cents in the dollar
 - Other—0.28365 cents in the dollar

3. Fixed Charge

To impose a fixed charge of \$380 as part of the general rates upon each separate piece of rateable land.

4. Service Charges—Community Wastewater Management Systems

To declare the following annual service charges on rateable and non rateable land where a common effluent connection point is provided:

- for the Waikerie Community Wastewater Management System scheme—\$557 per unit on each occupied allotment and \$536 per unit on each vacant allotment.
- for the Loxton Community Wastewater Management Scheme system—\$557 per unit on each occupied allotment and \$536 per unit on each vacant allotment:
 - for the Moorook Community Wastewater Management System scheme—\$490 per unit on each occupied allotment and \$469 per unit on each vacant allotment.
 - for the Kingston on Murray Community Wastewater Management System scheme—\$490 per unit on each occupied allotment and \$469 per unit on each vacant allotment.

5. Service Charges—Kerbside Waste Collection

To declare the following annual service charges based on the nature of the service for the collection and disposal of kerbside waste and recycling in respect of all land:

- within the townships of Loxton and Waikerie for all serviced retirement village properties an amount of \$219
- within the townships of Loxton and Waikerie for all other properties an amount of \$329
- outside any area designated as Loxton and Waikerie townships but within the prescribed collection area an amount of \$259

6. Separate Rate

In order to raise the amount of \$550,798 payable to the Murraylands and Riverland Regional Landscape Board to declare a separate rate of 0.025676 cents in the dollar (but with a maximum amount payable of \$100.00), on all rateable land in the Council area.

Dated: 26 June 2024

DAVID BEATON
Chief Executive Officer

MID MURRAY COUNCIL

Revocation of Community Land Classification

Notice is hereby given that Mid Murray Council at its meeting held 25 June 2024 resolved, pursuant to Section 194(3)(b) of the *Local Government Act 1999*, to revoke the community land classification of the following land:

- Portion Lot 751 in Deposited Plan 89423 Certificate of Title 6097/295 located Marina Way, Mannum Waters.

Dated: 26 June 2024

BEN SCALES
Chief Executive Officer

NARACOOORTE LUCINDALE COUNCIL

Adoption of Annual Business Plan 2024-2025

Notice is hereby given that at its meeting held on 25 June 2024, the Council, in accordance with Section 123 of the *Local Government Act 1999*, adopted its Annual Business Plan 2024-2025.

Adoption of Valuation and Declaration of Rates

Notice is hereby given that at its meeting held on 25 June 2024 the Council, in exercise of the powers contained in Chapter 10 of the *Local Government Act 1999*, adopted the following resolutions:

Adoption of Assessment

That pursuant to Section 167(2)(a) of the *Local Government Act 1999*, Council adopts for the year ending 30 June 2025 the most recent valuations of the Valuer-General available to the Council of the capital value of land within the Council's area being:

Rateable Properties	\$6,011,523,539
Non-Rateable Properties	\$83,632,221

and specifies 1 July 2024 as the day from which such valuations shall become the valuations of the Council.

Adoption of Budget

That pursuant to the provisions of Section 123 of the *Local Government Act 1999*, the 2024-2025 financial budget, as presented, including the:

- Budgeted Statement of Comprehensive Income;
- Budgeted Statement of Financial Position;
- Budgeted Statement of Changes in Equity;
- Budgeted Statement of Cash Flow;
- Budgeted Uniform Presentation of Finances;
- Budgeted Financial Indicators

is adopted involving:

- a total operating surplus of \$1,132,353;
- a total operating expenditure of \$20,996,082;
- a total capital expenditure of \$10,493,922;
- total loan principal payments of \$255,260;
- a total estimated income and borrowings (other than general rates) of \$14,189,881;
- a total amount required to be raised from general rates (before rate rebates) of \$12,248,127.

Rate Capping

That pursuant to Section 153(3) of the *Local Government Act 1999* the Council has determined that it will not fix a maximum increase in the general rate to be charged on any rateable land within its area that constitutes the principal place of residence.

Declaration of the Rates

That pursuant to Section 156(1)(c) of the *Local Government Act 1999* the Council declares differential general rates according to the locality and the use of the land and based upon the capital value of the land on all rateable properties within the area of the Council, for the year ending 30 June 2025 as follows:

Rural Living.....	0.2764
Deferred Urban	0.2764
Residential (Naracoorte) Zone	0.4326
Recreation (Naracoorte) Zone.....	0.4326
Conservation (Naracoorte) Zone.....	0.4326
Caravan and Tourist Park (Naracoorte) Zone.....	0.4326
Mixed Use (Naracoorte) Zone	0.4326
Commercial (Naracoorte) Zone	0.4490
Light Industry (Naracoorte) Zone	0.4490
Industry (Naracoorte) Zone.....	0.4490
Town Centre (Naracoorte) Zone	0.4490
Infrastructure (Naracoorte) Zone	0.4490
Industry Zone	0.4490
Primary Production Zone	0.1537
Airfield Zone	0.1537
Town Centre (Lucindale) Zone.....	0.4326
Commercial (Lucindale) Zone	0.4326
Townships Zone.....	0.4326
Residential (Lucindale) Zone.....	0.4326
Recreation (Lucindale) Zone.....	0.4326

Minimum Rate

Pursuant to Section 158 of the *Local Government Act 1999*, the Council fixes a minimum amount of \$500.00 payable by way of rates for the year ending 30 June 2025.

Declaration of CWMS Service Charge

Pursuant to Section 155 of the *Local Government Act 1999*, the Council fixes an annual service charge for the Lucindale Community Wastewater Management Scheme (CWMS) for the year ending 30 June 2025 as follows:

- (a) in respect of all occupied properties serviced by that scheme in the township of Lucindale \$589.00.
- (b) in respect of all vacant properties serviced by that scheme in the township of Lucindale \$213.00.

Declaration of Waste and Recycling Collection Service Charge

Pursuant to Section 155 of the *Local Government Act 1999*, the Council fixes an annual service charge for the Waste and Recycling Collection for the year ending 30 June 2025 as follows:

In respect of all occupied rateable properties in defined waste collection areas in Naracoorte, Lucindale, Frances, Hynam and Kybybolite, and properties zoned Rural Living \$440.00.

Declaration of Regional Landscape Levy

Pursuant to the powers contained in the *Landscape South Australia Act 2019*, and Section 154(1) of the *Local Government Act 1999*, in order to reimburse Council, the amount contributed to the Limestone Coast Landscape Board, the Council fixed a separate levy based on land use codes as established by the Valuer-General in respect of each rateable property in the area of the Council in the catchment area of the Board:

- Residential, Vacant and Other \$90.64
- Commercial
- Industrial.....
- Primary Production.....

Payment of Rates by Quarterly Instalments

That pursuant to Section 181 of the Act that the payment of rates may be made by four (4) approximately equal instalments, the first of which shall be due on 1 September 2024, the second on 1 December 2024, the third on 1 March 2025 and the fourth on 1 June 2025.

Dated: 4 July 2024

TREVOR SMART
Chief Executive Officer

NARACOORTE LUCINDALE COUNCIL
PERMITS AND PENALTIES BY-LAW 2024
By-law No. 1 of 2024

This By-law is to create a permit system for Council By-laws, to fix maximum and continuing penalties for offences, and to clarify the construction of Council By-laws.

PART 1 – PRELIMINARY

1. **Title**
This By-law may be cited as the *Permits and Penalties By-law 2024* and is By-law No. 1 of the Naracoorte Lucindale Council.
 2. **Authorising Law**
This By-law is made under section 246 of the Act.
 3. **Purpose**
The objects of this By-law are to provide for the good rule and government of the Council area, and for the convenience, comfort and safety of its inhabitants by:
 - 3.1 creating a permit system for Council By-laws;
 - 3.2 providing for the enforcement of breaches of Council By-laws and fixing penalties; and
 - 3.3 clarifying the construction of Council By-laws.
 4. **Commencement, Revocation and Expiry**
 - 4.1 The following By-laws previously made by the Council are revoked from the day on which this By-law comes into operation¹:
 - 4.1.1 *By-law No.1 – Permits and Penalties 2017.*²
 - 4.2 This By-law will expire on 1 January 2032.³
- Note-**
1. Generally, a By-law comes into operation 4 months after the day on which it is gazetted pursuant to section 249(5) of the Act.
 2. Section 253 of the Act provides that the revocation of a By-law by another By-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a By-law to a part or parts of the Council area.
 3. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.
5. **Application**
This By-law applies throughout the Council's area.
 6. **Interpretation**
In this By-law, unless the contrary intention appears:
 - 6.1 **Act** means the *Local Government Act 1999*;
 - 6.2 **authorised person** means a person appointed by the Council as an authorised person pursuant to section 260 of the Act;
 - 6.3 **Council** means the Naracoorte Lucindale Council; and
 - 6.4 **person** includes a natural person, or a body corporate.

Note-

Section 12 of the *Legislation Interpretation Act 2021* provides that an expression used in this By-law has, unless the contrary intention appears, the same meaning as in the Act.

7. **Construction of By-laws Generally**
 - 7.1 Every By-law of the Council is subject to any Act of Parliament and Regulations made thereunder.
 - 7.2 In any By-law of the Council and unless the contrary intention appears, **permission** means permission granted in writing by the Council (or its delegate) prior to the act, event or activity to which it relates and includes:
 - 7.2.1 permission granted specifically to an applicant; or
 - 7.2.2 permission of general application granted by way of the Council adopting a policy of general application for that purpose.

PART 2 – PERMITS AND PENALTIES

8. **Permits**
 - 8.1 Where a By-law requires that permission be obtained, any person seeking the grant of permission must submit a written application to the Council in the form (if any) and accompanied by the fee (if any) prescribed by the Council.
 - 8.2 The Council (or such other person as may be authorised by the Council) may attach such conditions as it thinks fit to a grant of permission and may vary or revoke such conditions or impose new conditions by notice in writing to the person granted permission.
 - 8.3 A person granted permission must comply with every such condition. Failure to do so is an offence (to the extent that it gives rise to a contravention of a By-law).
 - 8.4 The Council (or such other person authorised by the Council) may suspend or revoke a grant of permission under a By-law at any time by notice in writing to the person granted permission.
9. **Offences and Penalties**
 - 9.1 A person who acts in contravention of any By-law of the Council is guilty of an offence and may be liable to pay:
 - 9.1.1 the maximum penalty, being the maximum penalty referred to in the Act that may be fixed by a By-law for any breach of a By-law; or
 - 9.1.2 subject to any resolution of the Council to the contrary, the expiation fee fixed by the Act for alleged offences against By-laws, being a fee equivalent to 25 per cent of the maximum penalty fixed for any breach of a By-law.
 - 9.2 A person who commits a breach of a By-law of the Council of a continuing nature is guilty of an offence and, in addition to any other penalty that may be imposed, is liable to a further penalty for every day on which the offence continues, such penalty being the maximum amount referred to in the Act that may be fixed by a By-law for a breach of a By-law of a continuing nature.

Note-

The maximum penalty for a breach of a By-law is prescribed by section 246(3)(g) of the Act.

Pursuant to section 246(5) of the Act expiation fees may be fixed for alleged offences against by-laws either by a by-law or by resolution of the Council. However, an expiation fee fixed by the Council cannot exceed 25 per cent of the maximum penalty for the offence to which it relates.

This By-law was duly made and passed at a meeting of the Naracoorte Lucindale Council held on 25 June 2024 by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

NARACOORTE LUCINDALE COUNCIL
LOCAL GOVERNMENT LAND BY-LAW 2024
By-law No. 2 of 2024

This By-law is to manage and regulate the access to and use of Local Government land (other than roads), and certain public places.

PART 1 – PRELIMINARY

1. **Title**
This By-law may be cited as the *Local Government Land By-law 2024* and is By-law No. 2 of the Naracoorte Lucindale Council.
2. **Authorising Law**
This By-law is made under sections 238, 239 and 246 of the Act and section 18A of the *Harbors and Navigation Act 1993*.

- 3. Purpose**
The objectives of this By-law are to regulate the access to and use of Local Government land (other than roads) and certain public places:
- 3.1 to prevent and mitigate nuisances;
 - 3.2 to prevent damage to Local Government land;
 - 3.3 to protect the convenience, comfort and safety of members of the public;
 - 3.4 to enhance the amenity of the Council's area; and
 - 3.5 for the good rule and government of the Council's area.
- 4. Commencement, Revocation and Expiry**
- 4.1 The following By-laws previously made by the Council are revoked from the day on which this By-law comes into operation¹:
 - 4.1.1 *By-law No. 2 – Local Government Land 2017*.²
 - 4.2 This By-law will expire on 1 January 2032.³
- Note-**
1. Generally, a By-law comes into operation 4 months after the day on which it is gazetted pursuant to section 249(5) of the Act.
 2. Section 253 of the Act provides that the revocation of a By-law by another By-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a By-law to a part or parts of the Council area.
 3. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.
- 5. Application**
- 5.1 This By-law operates subject to the Council's *Permits and Penalties By-law 2024*.
 - 5.2 Subject to subclauses 5.3 and 5.4, this By-law applies throughout the Council area.
 - 5.3 Subclauses 9.2, 9.4.1.3, 9.6, 9.9.1, 9.25.2, 9.25.4, 9.25.5, 9.27.2, 9.36, 10.5 and 10.11 of this By-law only apply in such part or parts of the Council area as the Council may, by resolution direct in accordance with section 246(3)(e) of the Act.
 - 5.4 Subclauses 9.4.2 and 9.13.2.2, 9.24.3 and 9.25.1 of this By-law apply throughout the Council area except in such parts of the Council area as the Council may by resolution direct in accordance with section 246(3)(e) of the Act.
- 6. Interpretation**
In this By-law, unless the contrary intention appears:
- 6.1 **Act** means the *Local Government Act 1999*;
 - 6.2 **animal** includes birds and insects but does not include a dog unless otherwise stated;
 - 6.3 **aquatic life** means any animal or plant living or growing in water including, but not limited to, yabbies, molluscs, fish, insects, insect pupa or larvae and water plants;
 - 6.4 **authorised person** is a person appointed by the Council as an authorised person under section 260 of the Act;
 - 6.5 **boat** includes a raft, pontoon, houseboat, personal watercraft or other similar device;
 - 6.6 **boat ramp** means a facility constructed, maintained and operated for the launching and retrieval of a boat or other vessel to or from waters;
 - 6.7 **camp includes** setting up a camp or causing:
 - 6.7.1 a tent or other structure of calico, canvas, plastic or other similar material;
 - 6.7.2 a swag or similar bedding; or
 - 6.7.3 subject to the *Road Traffic Act 1961*, a caravan, tent trailer, motor home or other vehicle;
 to remain on the land for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the land;
- Note-**
- To avoid doubt, setting up a calico, canvas, plastic or other tent, marquee or similar structure for recreation purposes to provide shade during daylight hours only (and not overnight) is not within the meaning of 'camp'.
- 6.8 **Council** means the Naracoorte Lucindale Council;
 - 6.9 **effective control** means a person exercising effective control of an animal either:
 - 6.9.1 by means of a physical restraint; or
 - 6.9.2 by command, the animal being in close proximity to the person and the person being able to see the animal at all times;
 - 6.10 **electoral matter** has the same meaning as in the *Electoral Act 1985* provided that such electoral matter is not capable of causing physical damage or injury to any person within its immediate vicinity;
 - 6.11 **emergency worker** has the same meaning as in the *Road Traffic (Road Rules – Ancillary and Miscellaneous Provisions) Regulations 2014*;
 - 6.12 **foreshore** means land (which may or may not be Local Government land) extending from the edge of any navigable waterway or body of water in the Council's area to:
 - 6.12.1 the nearest road or section boundary; or
 - 6.12.2 for a distance of 50 metres (whichever is the lesser).
 - 6.13 **funeral ceremony** means a ceremony only (i.e. a memorial service) and does not include a burial;
 - 6.14 **liquor** has the same meaning as in the *Liquor Licensing Act 1997*;
 - 6.15 **Local Government land** means land owned by the Council or under the Council's care, control and management (except roads);
 - 6.16 **offensive** includes threatening, abusive, insulting or annoying behaviour and offend has a complementary meaning;
 - 6.17 **open container** means a container that:
 - 6.17.1 after the contents of the container have been sealed at the time of manufacture:
 - 6.17.1.1 being a bottle, it has had its cap, cork or top removed (whether or not it has since been replaced);
 - 6.17.1.2 being a can, it has been opened or punctured;
 - 6.17.1.3 being a cask, it has had its tap placed in a position to allow it to be used;
 - 6.17.1.4 being any other form of container, it has been opened, broken, punctured or manipulated in such a way as to allow access to its contents; or
 - 6.17.2 is a flask, glass, mug or other container able to contain liquid;
 - 6.18 **personal watercraft** has the same meaning as in the *Harbors and Navigation Act 1993*, which is a device that –
 - 6.18.1 is propelled by a motor;
 - 6.18.2 has a fully enclosed hull;
 - 6.18.3 is designed not to retain water if capsized; and
 - 6.18.4 is designed to be operated by a person who sits astride, stands, or kneels on the device, and includes the device commonly referred to as a jet ski;
 - 6.19 **portable barbeque** is a barbeque or other device used for cooking food that uses solid fuel including (but not limited to) wood, charcoal and heat beads;
 - 6.20 **recreation ground** means Local Government land commonly used for playing sports or games, or accommodating the spectators at any sport or game, and any area of land contiguous thereto and used in connection with it;
 - 6.21 **road** has the same meaning as in the Act;

- 6.22 **special event** means an organised gathering of more than fifty (50) persons for any social, sporting or cultural purpose;
- 6.23 **tobacco product** has the same meaning as in the *Tobacco and E-Cigarette Products Act 1997*;
- 6.24 **vehicle** has the same meaning as in the *Road Traffic Act 1961*;
- 6.25 **waters** include a body of water, including a pond, lake, river, creek or wetlands under the care, control and management of the Council but does not include coastal waters; and
- 6.26 **wheeled recreational device** has the same meaning as in the *Road Traffic Act 1961*.

Note-

Section 12 of the *Legislation Interpretation Act 2021* provides that an expression used in a By-law has, unless the contrary intention appears, the same meaning as in the Act under which the By-law was made.

PART 2 – ACCESS TO LOCAL GOVERNMENT LAND**7. Access**

The Council may:

- 7.1 close, or regulate or restrict access to, any part of Local Government land to the public for specified times and days; and
- 7.2 fix charges or fees payable for entry onto any part of Local Government land.

8. Closed Land

A person must not, without permission, enter or remain on any Local Government land:

- 8.1 which has been closed, or in respect of which access by the public is regulated or restricted in accordance with subclause 7.1;
- 8.2 where entry fees or charges are payable, without paying those fees or charges; or
- 8.3 where the land has been enclosed by fences and/or walls and gates that have been closed and locked or, where a sign is displayed at or near the entrance of the land notifying that the land has been closed.

PART 3 – USE OF LOCAL GOVERNMENT LAND**9. Activities Requiring Permission****Note-**

Pursuant to section 238(3) of the Act, if a Council makes a By-law about access to or use of a particular piece of Local Government land (under section 238), the Council should erect a sign in a prominent position on, or in the immediate vicinity of, the land to which the By-law applies.

A person must not without the permission of the Council, do any of the following activities on Local Government land or on the foreshore or, where stated, on a road.

9.1 Advertising

Display, paint or erect or cause to be displayed, painted or erected, on Local Government land or a structure, building or fixture on Local Government land any sign, advertising or hoarding for the purpose of commercial advertising or any other purpose.

9.2 Alcohol

Consume, carry or be in possession or in charge of any liquor on Local Government land comprising parks or reserves to which the Council has resolved this subclause applies.

9.3 Amplification

Use an amplifier or other mechanical or electrical device for the purpose of amplifying sound or broadcasting announcements or advertisements.

9.4 Animals

9.4.1 On Local Government land other than the foreshore:

- 9.4.1.1 subject to this subclause 9.4.1, cause or allow an animal to stray onto, move over, graze or be left unattended;
- 9.4.1.2 cause or allow an animal to enter, swim, bathe or remain in any waters; or
- 9.4.1.3 lead, herd, drive or exercise an animal on any Local Government land to which the Council has resolved this subclause applies and other than in circumstances where that animal or animals are under effective control;

9.4.2 On the foreshore lead, herd or exercise a sheep, cow, goat or horse except on any foreshore to which the Council has resolved this subclause applies and only then, provided that the animal or animals are under effective control.

9.5 Annoyance

Do anything likely to offend or unreasonably interfere with any other person:

- 9.5.1 using that land; or
- 9.5.2 occupying nearby premises; by making a noise or creating a disturbance.

9.6 Aquatic Life

Take, interfere with, disturb or introduce any aquatic life in any waters to which the Council has resolved this clause applies.

9.7 Attachments

Subject to subclause 9.1, attach or cause to be attached, hang or fix anything to a tree, plant, equipment, fence, post, structure or fixture on Local Government land.

9.8 Bees

Place a hive of bees, or allow it to remain thereon.

9.9 Boats and moorings

Subject to the provisions of the Harbors and Navigation Act 1993 and the Marine Safety (Domestic Commercial Vessel) National Law:

- 9.9.1 launch or retrieve a boat to or from any Local Government land or on the foreshore to which the Council has resolved this subclause applies;
- 9.9.2 launch or retrieve a boat other than from a boat ramp constructed for that purpose;
- 9.9.3 hire out a boat for commercial purposes;
- 9.9.4 moor or tether a boat on or to any Local Government land or structure thereon.

9.10 Boat Ramps

- 9.10.1 Allow any vehicle or boat to remain stationary on any boat ramp longer than is necessary to launch or retrieve a boat.
- 9.10.2 Launch or retrieve a boat from or onto any boat ramp on Local Government land or foreshore other than in accordance with the conditions determined by the Council, including any condition specified on a sign displayed on or in the vicinity of the boat ramp.

9.11 Buildings

Use a building, or structure on Local Government land for a purpose other than its intended purpose and otherwise in accordance with any conditions of use contained on signage in or on the building or structure.

9.12 Burials and Memorials and Cemeteries

- 9.12.1 Bury, inter or spread the ashes of any human or animal remains, including the remains of a dog.

- 9.12.2 Erect or affix any memorial including any plaque.
- 9.13 **Camping and Tents**
On Local Government land, the foreshore or on a road:
- 9.13.1 subject to this subclause 9.13, erect a tent or other structure of calico, canvas, plastic or similar material as a place of habitation;
- 9.13.2 camp, sleep overnight or occupy any caravan or other vehicle for or in connection with undertaking camping activities (including but not limited to washing, cooking, sleeping) except:
- 9.13.2.1 in a caravan park (the proprietor of which has been given permission to operate the caravan park on that land); or
- 9.13.2.2 on any Local Government land or road to which the Council has resolved this subclause applies (and thereby designates as a camping area) and other than, in accordance with any conditions determined by the Council and displayed on any signage on or near the Local Government land or road.
- 9.14 **Canvassing**
Subject to subclause 13.2, convey any advertising, religious or other message to any bystander, passer-by or other.
- 9.15 **Defacing Property**
Deface, remove, paint, spray, write upon, cut names, letters or make marks on any tree, rock, gate, fence, object, monument, building, sign, bridge or property of the Council.
- 9.16 **Depasturing**
Cause, suffer or allow any horse, cattle, sheep, goat or other animal to depasture thereon.
- 9.17 **Distribution**
Subject to subclause 13.2 and the *Local Nuisance and Litter Control Act 2016*, give out or distribute any book, leaflet or other printed matter to any bystander, passer-by or other person.
- 9.18 **Donations**
Ask for or receive or indicate that the person desires a donation of money or any other thing.
- 9.19 **Encroachment**
Erect or cause to be erected or placed any fencing, post or other structures or any other items so as to encroach onto the land.
- 9.20 **Entertainment and Busking**
- 9.20.1 Sing, busk or play a recording or use a musical instrument for the apparent purpose of either entertaining others or receiving money.
- 9.20.2 Conduct or hold a concert, festival, show, public gathering, circus, meeting, performance or any other similar activity.
- 9.21 **Fires**
Subject to the *Fire and Emergency Services Act 2005* light a fire except:
- 9.21.1 in a place provided by the Council for that purpose; or
- 9.21.2 in a portable barbeque, as long as the barbeque is used in an area that is clear of flammable material for a distance of at least four (4) metres.
- 9.22 **Fireworks**
Ignite, explode or use any fireworks.
- 9.23 **Flora and Fauna**
Subject to the *Native Vegetation Act 1991* and the *National Parks and Wildlife Act 1972*:
- 9.23.1 plant, damage, pick, cut, disturb, interfere with or remove any plant, tree or flower thereon;
- 9.23.2 deposit, dig, damage, disturb, interfere with, clear or remove any soil, sand stone, wood, clay, gravel, pebbles, timber, bark or any part of the land;
- 9.23.3 take, interfere with, tease, harm or disturb any animal, bird or aquatic life or the eggs or young of any animal, bird or aquatic life;
- 9.23.4 pick, collect, take, interfere with or disturb any fruit, nuts, berries or native seeds;
- 9.23.5 disturb, interfere with or damage any burrow, nest or habitat of any animal or bird;
- 9.23.6 use, possess or have control of any device for the purpose of killing or capturing any animal, bird or aquatic life; or
- 9.23.7 collect or take any dead wood or timber or burn any timber or dead wood;
- with the exception that subclauses 9.23.3 and 9.23.6 do not apply to lawful fishing activities.
- 9.24 **Foreshore**
On the foreshore:
- 9.24.1 drive or propel a vehicle onto or from the foreshore other than by a ramp or thoroughfare constructed or set aside by the Council for that purpose;
- 9.24.2 allow a vehicle to remain stationary on the foreshore;
- 9.24.3 drive or propel a vehicle on the foreshore except where the Council has resolved this subclause applies;
- 9.24.4 hire out a boat on or from the foreshore.
- 9.25 **Games and Sport**
- 9.25.1 Participate in, promote or organise any organised competition or sport as distinct from organised social play except on Local Government land to which the Council has resolved this subclause applies.
- 9.25.2 Play or practise any game which involves kicking, hitting or throwing a ball or other object:
- 9.25.2.1 on Local Government land to which the Council has resolved this subclause applies; and
- 9.25.2.2 in a manner that causes or is likely to cause injury or discomfort to a person being on or in the vicinity of that land, or detract from or be likely to detract from another person's lawful use and enjoyment of that land.
- 9.25.3 Play or practise the game of golf other than on a properly constructed golf course or practice fairway as indicated by signage.
- 9.25.4 Engage or participate in or conduct any organised group fitness activity or training on Local Government land to which the Council has resolved this subclause applies.
- 9.25.5 Play or practise any game or sport on Local Government land to which the Council has resolved this subclause applies and other than in accordance with any conditions determined by the Council indicated on any sign on or in the vicinity of the land.
- 9.26 **Interference with land**
Interfere with, alter or damage the land (including a building, structure or fixture located on the land) including:
- 9.26.1 altering the construction or arrangement of the land to permit or facilitate access from an adjacent property;
- 9.26.2 erecting or installing a structure in, on, across, under or over the land;
- 9.26.3 changing or interfering with the construction, arrangement or materials of the land;

- 9.26.4 planting a tree or other vegetation on the land, interfering with the vegetation on the land or removing vegetation from the land; or
- 9.26.5 otherwise use the land in a manner contrary to the purpose for which the land was designed to be used.
- 9.27 **Model Aircraft, Boats and Cars**
Subject to the Civil Aviation Safety Regulations 1998:
- 9.27.1 fly or operate a model or drone aircraft, boat or model or remote-control vehicle in a manner which may cause or be likely to cause injury or discomfort to a person being on or in the vicinity of the land or detract from or be likely to detract from another person's lawful use of and enjoyment of the land; or
- 9.27.2 fly or operate a model or drone aircraft, boat or model or remote-control vehicle on any Local Government land to which the Council has resolved this subclause applies.
- 9.28 **Overhanging Articles**
- 9.28.1 Suspend or hang an article or object from a building, verandah, pergola, post or other structure on Local Government land where it might present, in the reasonable opinion of an authorised person, either:
- 9.28.1.1 a nuisance or danger to a person using the land; or
- 9.28.1.2 cause an unsightly condition.
- 9.29 **Recreation and Playing Areas**
Use or occupy a recreation ground:
- 9.29.1 in such a manner as to damage or be likely to damage the surface of the recreation ground or infrastructure (above and under ground level);
- 9.29.2 in a manner contrary to the purpose for which the recreation ground was intended to be used or occupied; or
- 9.29.3 contrary to any directions of the Council made by resolution and indicated on a sign displayed adjacent to the recreation ground.
- 9.30 **Pontoons**
Install or maintain a pontoon or jetty in any waters.
- 9.31 **Preaching**
Preach, harangue or solicit for religious or other purposes.
- 9.32 **Waste and Waste Transfer Station**
- 9.32.1 Interfere with, remove or take away any waste that has been discarded at any waste transfer station.
- 9.32.2 Remove, disperse or interfere with any waste (including bottles, newspapers, cans, containers or packaging) that has been discarded in a bin on any Local Government land or that has been placed on Local Government land for collection by the Council (or its agent).
- 9.33 **Trading**
- 9.33.1 Sell, buy, offer or display anything for sale or hire or lease any goods, merchandise, commodity, article or thing.
- 9.33.2 Set up a van or other vehicle, stall, stand, table or other structure, tray, carpet or device for the apparent purpose of buying, selling, offering, displaying or exposing for sale or the hiring or leasing of any goods, merchandise, commodity, article, service or thing.
- 9.34 **Vehicles**
- 9.34.1 Drive or propel a vehicle except on any Local Government land constructed and set aside by the Council for that purpose including as may be indicated by signs in or on the area.
- 9.34.2 Promote, organise or take part in a race, test or trial of any kind in which vehicles take part, except on an area properly constructed for that purpose.
- 9.34.3 Repair, wash, paint, panel beat or carry out any other work to a vehicle, except for running repairs in the case of a breakdown.
- 9.35 **Weddings, Functions and Special Events**
- 9.35.1 Hold, conduct or participate in a marriage ceremony, funeral ceremony or special event.
- 9.35.2 Erect a marquee, stage or structure for the purpose of holding or conducting a wedding, funeral ceremony or special event.
- 9.35.3 Hold or conduct any filming where the filming is for a commercial purpose.
- 9.36 **Wheeled Recreational Devices**
Subject to the *Road Traffic Act 1961*, ride a wheeled recreational device on Local Government land to which the Council has resolved this subclause applies.
10. **Prohibited Activities**
A person must not do any of the following on Local Government land or on the foreshore.
- 10.1 **Animals**
- 10.1.1 Cause or allow any animal to enter, swim, bathe or remain in any waters to the inconvenience, annoyance or danger of any other person bathing or swimming.
- 10.1.2 Cause or allow an animal to damage a flowerbed, garden plot, tree, lawn or like thing or place.
- 10.1.3 Lead, herd or exercise a horse in such manner as to cause a nuisance or endanger the safety of a person.
- 10.2 **Annoyances**
- 10.2.1 Annoy, or unreasonably interfere with any other person's use of Local Government land by making a noise or by creating a disturbance that has not been authorised by the Council.
- 10.2.2 Spit, urinate or defecate other than in a toilet provided thereon.
- 10.3 **Bridge Jumping**
Jump or dive from a bridge on Local Government land.
- 10.4 **Equipment**
Use any item of equipment, facilities or property belonging to the Council:
- 10.4.1 other than in the manner and for the purpose for which it was designed, constructed or intended to be used;
- 10.4.2 where any nearby sign states the conditions of use, except in accordance with such conditions; or
- 10.4.3 in such a manner as is likely to damage or destroy it.
- 10.5 **Fishing**
Fish in any waters to which the Council has resolved this subclause applies.
- 10.6 **Glass**
Wilfully break any glass, china or other brittle material.
- 10.7 **Interference with Permitted Use**
Interrupt or unreasonably interfere with any other person's use of Local Government land where the person is using the land in a manner permitted by the Council or in accordance with any permission that has been granted by the Council.
- 10.8 **Nuisance**
Behave in such an unreasonable manner so as to cause discomfort, inconvenience, annoyance or offence to any

- other person including by using profane, indecent or obscene language.
- 10.9 **Obstruction**
Obstruct (according to the reasonable opinion of an authorised officer):
- 10.9.1 any path or track;
- 10.9.2 any door, entrance, stairway or aisle in any building; or
- 10.9.3 any gate or entrance to or on Local Government land.
- 10.10 **Playing Games**
Play or practise a game or sport:
- 10.10.1 which is likely to cause damage to the land or anything on it;
- 10.10.2 which endangers the safety or interferes with the comfort of any person; or
- 10.10.3 in any area where a sign indicates that the game or sport is prohibited.
- 10.11 **Smoking**
Subject to the *Tobacco and E-Cigarette Products Act 1997*, smoke, hold or otherwise have control over an ignited tobacco product on any land to which the Council has resolved this subclause applies.
- 10.12 **Throwing objects**
Throw, roll, project or discharge a stone, substance or other missile, excluding sport and recreational equipment designed to be used in that way.
- 10.13 **Toilets**
In any public convenience on Local Government land (including showers, changerooms, toilets and hand washing facilities):
- 10.13.1 urinate other than in a urinal or pan or defecate other than in a pan set apart for that purpose;
- 10.13.2 deposit anything in a pan, urinal or drain which is likely to cause a blockage or damage to the facility, or any drain, pipe or property associated with the facility;
- 10.13.3 use the facilities for a purpose for which it was not designed or constructed; or
- 10.13.4 enter any gender specific public convenience except:
- 10.13.4.1 if the person is of the gender indicated on a sign or writing located on the public convenience;
- 10.13.4.2 where the person is:
- (a) a vulnerable person; or
- (b) a caregiver, parent or guardian and is providing assistance to a vulnerable person in that person's care; or
- 10.13.4.3 for the purpose of providing assistance to a person with a disability; or
- 10.13.4.4 where the person identifies as gender diverse and is using the public convenience of the gender that the person identifies with; or
- 10.13.4.5 in the case of a genuine emergency.
- 10.14 **Waste**
- 10.14.1 Deposit or leave thereon anything obnoxious or offensive.
- 10.14.2 Deposit any rubbish other than in receptacles provided by the Council for that purpose.
- 10.14.3 Deposit in any rubbish bin:
- 10.14.3.1 any waste or rubbish emanating from a domestic, trade or commercial source; or
- 10.14.3.2 any waste or rubbish contrary to any information on signs on the bin or in its vicinity.

PART 4 – ENFORCEMENT**11. Directions & Orders**

- 11.1 A person on Local Government land must comply with a reasonable direction from an authorised person relating to:
- 11.1.1 that person's use of the land;
- 11.1.2 that person's conduct and behaviour on the land;
- 11.1.3 that person's safety on the land; or
- 11.1.4 the safety and enjoyment of other persons on the land.
- 11.2 A person who, in the reasonable opinion of an authorised person, is likely to commit or has committed, a breach of this By-law must immediately comply with an order of an authorised person made pursuant to section 262 of the Act, which may include an order to leave that part of Local Government land.
- 11.3 If a person fails to comply with an order of an authorised person made pursuant to section 262 of the Act in respect of a breach of this By-law, the Council may seek to recover its costs of any action taken under section 262(3) of the Act from the person to whom the order was directed.

Note-

Section 262(1) of the Act states:

- (1) *if a person (the offender) engages in conduct that is a contravention of this Act or a By-law under this Act, an authorised person may order the offender-*
- a) *if the conduct is still continuing - to stop the conduct; and*
- b) *whether or not the conduct is still continuing- to take specified action to remedy the contravention.*

Subsections (2) and (3) of section 262 also provide that it is an offence to fail to comply with an order and that if a person does not comply, the authorised person may take action reasonably required to have the order carried out. For example, an authorised person may order a person to:

- cease smoking on Local Government land;
- remove an object or structure encroaching on Local Government land;
- dismantle and remove a structure erected on Local Government land without permission.

12. Removal of Animals and Objects

An authorised person may remove an animal or object that is on Local Government land in breach of a By-law if the authorised officer reasonably believes that no person is in charge of the animal or object.

PART 5 – MISCELLANEOUS**13. Exemptions**

- 13.1 The restrictions in this By-law do not apply to any Police Officer, emergency worker, Council officer or Council employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision or in accordance with a direction of a Council officer.
- 13.2 The restrictions in subclauses 9.14 and 9.17 of this By-law do not apply to electoral matter authorised by a candidate and which is:
- 13.2.1 related to a Commonwealth or State election and occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day;
- 13.2.2 related to an election under the Act or the *Local Government (Elections) Act 1999* and occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
- 13.2.3 related to, and occurs during the course of and for the purpose of a Referendum.
- 13.3 The Council may, by notice in writing, on application or on its own initiative, exempt a person (or a class of persons) from the operation of a specified provision of this By-law.

- 13.4 An exemption under subclause 13.3:
- 13.4.1 may be granted or refused at the discretion of the Council;
- 13.4.2 may operate indefinitely or for a period specified in the instrument of exemption;
- 13.4.3 is subject to any conditions specified in the instrument of exemption;
- 13.4.4 may be varied (including by way of an additional condition being imposed) by notice in writing to the person to whom the exemption applies; and
- 13.4.5 may be revoked by the Council by notice in writing for a contravention of a condition of the exemption, or for any other reason that the Council thinks fit.
14. **Liability of Vehicle Owners**
- 14.1 For the purposes of this clause 14, *owner* in relation to a vehicle has the same meaning as contained in section 4 of the Act.
- 14.2 The owner and the driver of a vehicle driven, parked or standing in contravention of this by-law are each guilty of an offence and liable to the penalty as prescribed for that offence.

This By-law was duly made and passed at a meeting of the Naracoorte Lucindale Council held on 25 June 2024 by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

NARACOORTE LUCINDALE COUNCIL
ROADS BY-LAW 2024
By-law No. 3 of 2024

This By-Law is for the management, control and regulation of certain activities on roads in the Council's area.

PART 1 – PRELIMINARY

1. **Title**
This By-law may be cited as the *Roads By-law 2024* and is By-law No. 3 of the Naracoorte Lucindale Council.
2. **Authorising Law**
This By-law is made under sections 239 and 246 of the Act and regulation 28 of the *Local Government (General) Regulations 2013*.
3. **Purpose**
The objectives of this By-law are to manage, control and regulate the use of roads in the Council's area:
- 3.1 to protect the convenience, comfort and safety of road users and members of the public;
- 3.2 to prevent damage to buildings and structures on roads;
- 3.3 to prevent certain nuisances occurring on roads; and
- 3.4 for the good rule and government of the Council area.
4. **Commencement, Revocation and Expiry**
- 4.1 The following By-laws previously made by the Council are revoked from the day on which this By-law comes into operation¹:
- 4.1.1 *By-law No. 3 – Roads 2017*.²
- 4.2 This By-law will expire on 1 January 2032.³
- Note-**
1. Generally, a By-law comes into operation 4 months after the day on which it is gazetted pursuant to section 249(5) of the Act. Section 253 of the Act provides that the revocation of a By-law by another By-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a By-law to a part or parts of the Council area.
2. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.
3. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.
5. **Application**
- 5.1 This By-law operates subject to the Council's *Permits and Penalties By-law 2024*.
- 5.2 This By-law applies throughout the Council's area.
6. **Interpretation**
In this By-law, unless the contrary intention appears:
- 6.1 **Act** means the *Local Government Act 1999*;
- 6.2 **animal** includes birds, insects and poultry but does not include a dog;
- 6.3 **authorised person** is a person appointed by the Council as an authorised person under section 260 of the Act;
- 6.4 **Council** means the Naracoorte Lucindale Council;
- 6.5 **effective control** means a person exercising effective control of an animal either:
- 6.5.1 by means of physical restraint; or
- 6.5.2 by command, the animal being in close proximity to the person and the person being able to see the animal at all times;
- 6.6 **electoral matter** has the same meaning as in the *Electoral Act 1985*;
- 6.7 **emergency worker** has the same meaning as in the *Road Traffic (Road Rules - Ancillary and Miscellaneous Provisions) Regulations 2014*;
- 6.8 **moveable sign** has the same meaning as in the Act;
- 6.9 **road** has the same meaning as in the Act, being, a public or private street, road or thoroughfare to which public access is available on a continuous or substantially continuous basis to vehicles or pedestrians or both and includes—
- 6.9.1 a bridge, viaduct or subway; or
- 6.9.2 an alley, laneway or walkway; and
- 6.10 **vehicle** has the same meaning as in the *Road Traffic Act 1961*.

Note- Section 12 of the *Legislation Interpretation Act 2021* provides that an expression used in this By-law has, unless the contrary intention appears, the same meaning as in the Act under which the By-law was made.

PART 2 – USE OF ROADS

7. **Activities Requiring Permission**
A person must not do any of the following activities on a road without the permission of the Council:
- 7.1 **Advertising**
Display or cause to be displayed on a road or on a structure on a road, any poster, advertising or sign for the purpose of advertising goods or services or for any other purpose, other than a moveable sign that is displayed in accordance with the Council's *Moveable Signs By-law 2024*.
- Note-** Moveable signs on roads are regulated by sections 226 and 227 of the Act and the Council's Moveable Signs By-law.
- 7.2 **Amplification**
Use an amplifier or other device whether mechanical or electrical for the purpose of amplifying sound including for the broadcasting of announcements or advertisement.
- 7.3 **Animals**
- 7.3.1 Cause or allow an animal (or animals) to stray onto or move over a road unless the animal (or animals) is under effective control.
- 7.3.2 Lead, herd or exercise an animal in such a manner as to cause a nuisance or endanger the safety of a person.

- 7.4 **Obstructions**
Erect, install or place, or cause to be erected, installed or placed any structure, object or material of any kind so as to obstruct a road or any part of a road or a footway, water-channel, or watercourse.
- 7.5 **Preaching and Canvassing**
Subject to clause 10.2, preach, harangue, or canvass for a religious, charitable or any other purpose.
- 7.6 **Public Exhibitions and Displays**
- 7.6.1 Sing, busk, play a recording or use a musical instrument, or perform similar activities.
- 7.6.2 Conduct, cause or hold a concert, festival, show, display public gathering, circus, performance or a similar activity.
- 7.6.3 Erect a stage or structure for the purpose of conducting or holding a concert, festival, show, circus, performance or a similar activity.
- 7.6.4 Cause any public exhibition or displays.
- 7.7 **Rubbish Bins**
Deposit in any Council bin on a road:
- 7.7.1 any rubbish emanating from a domestic, commercial or trade source; or
- 7.7.2 any rubbish that is not rubbish of the type permitted to be placed in the bin as indicated on signs on the bin or in its vicinity.
- 7.8 **Soliciting**
Ask for or receive or do anything to indicate a desire for a donation of money or any other thing.
- 7.9 **Vehicles**
Repair, wash, paint, panel beat or perform other work on or to any vehicle, except for running repairs in the case of a vehicle breakdown.

PART 3 – ENFORCEMENT**8. Orders**

- 8.1 A person who, in the reasonable opinion of an authorised person, is committing or has committed a breach of this By-law, must immediately comply with an order of the authorised person made pursuant to section 262 of the Act, which may include an order to leave that part of the road.
- 8.2 If a person does not comply with an order of an authorised person made pursuant to section 262 of the Act in respect of a breach of this By-law, the Council may seek to recover its costs of any action taken by an authorised person under section 262(3) of the Act from the person to whom the order was directed.

Note-

Section 262(1) of the Act states:

(1) *If a person (the offender) engages in conduct that is a contravention of this Act or a By-law under this Act, an authorised person may order the offender-*

- a) *if the conduct is still continuing - to stop the conduct; and*
b) *whether or not the conduct is still continuing- to take specified action to remedy the contravention.*

Subsections (2) and (3) of section 262 also provide that it is an offence to fail to comply with an order and that if a person does not comply, the authorised person may take the action reasonably required to have the order carried out. For example, an authorised person may order a person to:

- cease busking on a road; or
- remove an object or structure blocking a footpath

9. Removal of Animals and Objects

- 9.1 The Council (or its delegate) may, pursuant to section 234 of the Act, remove an animal or object that is on a road in breach of a By-law if no person is in charge of the animal or object.
- 9.2 The Council may seek to recover from the owner of an object removed under subclause 9.1 the costs it incurs in removing that object.

PART 4 – MISCELLANEOUS**10. Exemptions**

- 10.1 The restrictions in this By-law do not apply to any emergency worker, Police Officer, Council officer or employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision or in accordance with a direction of a Council officer.
- 10.2 The restrictions in subclause 7.5 of this By-law do not apply to electoral matter authorised by a candidate and which is:
- 10.2.1 related to a Commonwealth or State election and occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day;
- 10.2.2 related to an election under the Act or the *Local Government (Elections) Act 1999* and occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
- 10.2.3 related to, and occurs during the course of and for the purpose of a referendum.
- 10.3 The Council may otherwise, by notice in writing, on application or on its own initiative, exempt a person (or a class of persons) from the operation of a specified provision of this By-law.
- 10.4 An exemption:
- 10.4.1 may be granted or refused at the discretion of the Council;
- 10.4.2 may operate indefinitely or for a period specified in the instrument of exemption; and
- 10.4.3 is subject to any conditions specified in the instrument of exemption.
- 10.5 The Council may, by notice in writing, vary, revoke or add a condition of an exemption.
- 10.6 The Council may, in its discretion, revoke an exemption for a contravention of a condition of the exemption, or for any other reason.

11. Liability of Vehicle Owners

- 11.1 For the purposes of this clause 11, **owner** in relation to a vehicle has the same meaning as contained in section 4 of the Act.
- 11.2 The owner and the driver of a vehicle driven, parked or standing in contravention of this By-law are each guilty of an offence and liable to the penalty as prescribed for that offence.

This By-law was duly made and passed at a meeting of the Naracoorte Lucindale Council held on 25 June 2024 by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

NARACOORTE LUCINDALE COUNCIL**MOVEABLE SIGNS BY-LAW 2024****By-law No. 4 of 2024**

This By-law is to set standards for moveable signs on roads and to provide conditions for the placement of such signs for the purpose of protecting visual amenity and public safety in the Council's area.

PART 1 – PRELIMINARY**1. Title**

This By-law may be cited as the *Moveable Signs By-law 2024* and is By-law No. 4 of the Naracoorte Lucindale Council.

2. **Authorising law**
This By-law is made under sections 226, 238, 239 and 246 of the Act.
3. **Purpose**
The objectives of this By-law are to set standards for moveable signs on roads:
3.1 to protect the comfort and safety of road users and members of the public;
3.2 to enhance the amenity of roads and surrounding parts of the Council's area;
3.3 to prevent nuisances occurring on roads;
3.4 to prevent unreasonable interference with the use of a road; and
3.5 for the good rule and government of the Council's area.
4. **Commencement, Revocation And Expiry**
4.1 The following By-laws previously made by the Council are revoked from the day on which this By-law comes into operation:
4.1.1 *By-Law No.4 – Moveable Signs 2017*.²
4.2 This By-law will expire on 1 January 2032.³
- Note-
1. Generally, a By-law comes into operation 4 months after the day on which it is gazetted pursuant to section 249(5) of the Act.
2. Section 253 of the Act provides that the revocation of a By-law by another By-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a By-law to a part or parts of the Council area.
3. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.
5. **Application**
5.1 This By-law operates subject to the Council's *Permits and Penalties By-law 2024*.
5.2 This By-law applies throughout the Council's area and is subject to the exemptions set out in clause 12.
6. **Interpretation**
In this By-law, unless the contrary intention appears:
6.1 **Act** means the *Local Government Act 1999*;
6.2 **authorised person** means a person appointed as an authorised person pursuant to section 260 of the Act;
6.3 **banner** means a strip of cloth, plastic or other material hung up upon or attached to a pole, fence or other structure;
6.4 **business premises** means premises from which a business is being conducted;
6.5 **Council** means the Naracoorte Lucindale Council;
6.6 **footpath area** means:
6.6.1 that part of a road between the property boundary of the road and the edge of the carriageway on the same side as that boundary; or
6.6.2 a footway, lane or other place made or constructed for the use of pedestrians and not for the use of vehicles;
6.7 **Local Government land** has the same meaning as in the Act, being land owned by the Council or under the Council's care, control and management;
6.8 **moveable sign** has the same meaning as in the Act, being a moveable advertisement or sign but does not include a banner;
6.9 **road** has the same meaning as in the Act, being a public or private street road or thoroughfare to which public access is available on a continuous or substantially continuous basis to vehicles or pedestrians or both and includes:
6.9.1 a bridge, viaduct or subway; or
6.9.2 an alley, laneway or walkway; and
6.10 **vehicle** has the same meaning as in the *Road Traffic Act 1961* and includes:
6.10.1 a motor vehicle trailer and a tram;
6.10.2 a bicycle;
6.10.3 an animal-drawn vehicle, and an animal that is being ridden or drawing a vehicle;
6.10.4 a combination; and
6.10.5 a motorised wheelchair that can travel at over 10 kilometres per hour (on level ground), but does not include another kind of wheelchair, a train, or a wheeled recreational device or wheeled toy;
6.11 for the purposes of this By-law, reference to a '**sealed part of a footpath**' means that part of the footpath that is bituminized, paved or otherwise sealed by cement and/or pavers.
- Note-
Section 12 of the *Legislation Interpretation Act 2021* provides that an expression used in this By-law has, unless the contrary intention appears, the same meaning as in the Act under which the By-law was made.
- PART 2 – MOVEABLE SIGNS**
7. **Construction and design**
A moveable sign must:
7.1 be of a kind known as:
7.1.1 an 'A' frame or sandwich board sign;
7.1.2 an 'inverted 'T' sign;
7.1.3 a flat sign;
7.1.4 a 'teardrop' or 'flag' sign; or
7.1.5 with the permission of the Council (including as may be set out in a Council policy of general application from time to time), a sign of some other kind;
7.2 be designed, constructed and maintained in good quality and condition (in the reasonable opinion of an authorised person) so as not to present a hazard to any member of the public;
7.3 be of strong construction so as to be stable and fixed in position, including so that it keeps its position in any weather conditions;
7.4 not, in the reasonable opinion of an authorised person, be unsightly or offensive in appearance or content;
7.5 be constructed of timber, metal, plastic or plastic coated cardboard, or a mixture of such materials;
7.6 except in the case of a 'teardrop' or 'flag' sign, not exceed 1 metre in height, 600mm in width and 600mm in depth;
7.7 not have balloons, flags, streamers or other things attached to it;
7.8 not rotate or contain flashing, moving parts or lights or be illuminated internally;
7.9 in the case of an 'A' frame or sandwich board sign:
7.9.1 be hinged or joined at the top;
7.9.2 be of such construction that its sides are securely fixed or locked in position when erected; and
7.9.3 not have a base area in excess of 0.6 square metres;
7.10 in the case of an inverted 'T' sign not contain struts or members that run between the display area and the base of the sign.
8. **Placement**
A moveable sign must not be:
8.1 placed on any part of a road other than the footpath area;
8.2 placed on a footpath area that is less than 2.5 metres wide;
8.3 placed on a designated parking area or within 1 metre of an entrance to any business or other premises;

- 8.4 tied, fixed or attached to, or placed closer than 1 metre from another structure, fixed object (including another moveable sign), tree, bush or plant;
- 8.5 placed on the sealed part of a footpath area if there is an unsealed part on which the sign can be placed in accordance with this By-law;
- 8.6 placed so as to obstruct a vehicle door when opened, provided that the vehicle is parked lawfully on the road;
- 8.7 interfere with the reasonable movement of persons or vehicles using the footpath or road in the vicinity of where the moveable sign is placed;
- 8.8 placed closer than 1 metre to the kerb or, if there is no kerb, to the edge of the carriageway of a road or the shoulder of the road, whichever is the greater;
- 8.9 placed on a landscaped area, other than landscaping that comprises only lawn;
- 8.10 placed within 10 metres of an intersection of two or more roads;
- 8.11 placed on a footpath area with a minimum height clearance from a structure above it of less than 2 metres;
- 8.12 placed on a median strip, traffic island, roundabout or on any other traffic control device;
- 8.13 displayed during the hours of darkness unless it is in a lit area and is clearly visible; or
- 8.14 placed in such a position or in such circumstances so that, in the reasonable opinion of an authorised officer, the safety of a user of the footpath area or road is at risk.
- 9. Appearance**
A moveable sign placed on the footpath area must, in the reasonable opinion of an authorised person:
- 9.1 be painted or otherwise detailed at a competent and professional manner;
- 9.2 be attractive, legible and simply worded to convey a precise message;
- 9.3 be of such design and contain such colours which are compatible with the architectural design of the premises adjacent to the sign, and which relate well to the townscape and overall amenity of the locality in which it is situated; and
- 9.4 contain combinations of colour and typographical styles which blend in with and reinforce the heritage qualities of the locality and the buildings where it is situated.
- 10. Banners**
A person must not erect or display a banner on a road or a building or structure on a road without the Council's permission.
- Note-**
A person must not erect or display a banner on a public road for a business purpose without a permit from the Council issued under section 222 of the *Local Government Act 1999*.
- 11. Restrictions**
- 11.1 The owner or operator of a business must not cause or allow more than one moveable sign for each business premises to be displayed on the footpath area at any time.
- 11.2 A person must not, without the Council's permission, display a moveable sign on or attached to or adjacent to a vehicle that is parked on Local Government land or a road primarily for the purpose of advertising or offering for sale a product (including the vehicle) or business to which the sign relates.
- 11.3 A person must not cause or allow a moveable sign to be placed on a footpath area unless:
- 11.3.1 it only displays material which advertises a business being conducted on premises adjacent to the moveable sign or the goods and services available from that business; and
- 11.3.2 the business premises to which it relates is open to the public.
- 11.4 If, in the opinion of the Council, a footpath area is unsafe for a moveable sign to be displayed, the Council may prohibit or restrict the display of a moveable sign on such conditions as the Council thinks fit.
- 12. Exemptions**
- 12.1 Subclauses 11.1, and 11.3 of this By-law do not apply to a moveable sign which:
- 12.1.1 advertises a garage sale taking place from residential premises; or
- 12.1.2 is a directional sign to an event run by a community organisation or charitable body.
- 12.2 Subclauses 11.1 and 11.3 of this By-law do not apply to a flat sign which only contains a newspaper headline and the name of a newspaper or magazine.
- 12.3 A requirement of this By-law will not apply where the Council has granted permission (including by way of adopting a policy for that purpose) for the moveable sign (or class of moveable sign) to be displayed contrary to that requirement.
- 12.4 An application seeking permission from the Council to display a moveable sign contrary to a requirement of this By-law must be in writing and include:
- 12.4.1 the requirements of the By-law that the applicant is seeking permission to display a moveable sign contrary to;
- 12.4.2 the reasons why permission is being sought to display a moveable sign contrary to those requirements;
- 12.4.3 details of the design and content of the proposed moveable sign and, where relevant the business premises or community event that it relates to; and
- 12.4.4 any other information that may be required by the Council.
- Note-**
This By-law does not apply to moveable signs placed and maintained on a road in accordance with section 226(3) of the Act, which includes any sign:
- placed there pursuant to an authorisation under another Act;
 - designed to direct people to the open inspection of any land or building that is available for purchase or lease;
 - related to a State or Commonwealth election and is displayed during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day; or
 - the sign is of a prescribed class.
- PART 3 – ENFORCEMENT**
- 13. Removal of Moveable Signs**
- 13.1 A person must immediately comply with an order of an authorised person to remove a moveable sign made pursuant to section 227(1) of the Act.
- Note-**
Pursuant to section 227(1) of the Act, an authorised person may order the owner of a moveable sign to remove the sign from the road if:
- the design, construction or positioning of a moveable sign does not comply with a requirement of this By-law;
 - any other requirement of this By-law is not complied with; or
 - the moveable sign unreasonably restricts the use of the Road or endangers the safety of other persons.
- 13.2 The owner of, or other person responsible for a moveable sign must remove or relocate the moveable sign at the request of an authorised person:
- 13.2.1 if, in the reasonable opinion of an authorised person, and notwithstanding compliance with this By-law, there is any hazard or obstruction or there is likely to be a hazard or obstruction arising out of the location of the moveable sign; or
- 13.2.2 for the purpose of special events, parades, roadworks or in any other circumstances which, in the reasonable opinion of the authorised person, require relocation or removal of the moveable sign to protect public safety or to protect or enhance the amenity of a particular locality.

- 13.3 The owner of, or other person entitled to recover, a moveable sign removed by an authorised person pursuant to section 227(2) of the Act, may be required to pay to the Council any reasonable costs incurred by the Council in removing, storing, and/or disposing of the moveable sign before being entitled to recover the moveable sign.
14. **Liability of Vehicle Owners**
- 14.1 For the purpose of this clause 14, **owner** in relation to a vehicle has the same meaning as contained in section 4 of the Act.
- 14.2 The **owner** and the driver of a vehicle driven, parked or standing in contravention of this By-law are each guilty of an offence and liable to the penalty as prescribed for that offence.

This By-law was duly made and passed at a meeting of the Naracoorte Lucindale Council held on 25 June 2024 by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

NARACOORTE LUCINDALE COUNCIL
DOGS BY-LAW 2024
By-law No. 5 of 2024

This By-law is to limit the number of dogs kept on premises and for the management and control of dogs in the Council's area.

PART 1 – PRELIMINARY

1. **Title**
This By-law may be cited as the *Dogs By-law 2024* and is By-law No. 5 of the Naracoorte Lucindale Council.
2. **Authorising Law**
This By-law is made under section 90(5) of the *Dog and Cat Management Act 1995*, sections 238 and 246 of the Act, and section 18A of the *Harbors and Navigation Act 1993*.
3. **Purpose**
The objects of this By-law are to control and manage dogs in the Council area:
- 3.1 to reduce the incidence of environmental nuisance caused by dogs;
- 3.2 to promote responsible dog ownership;
- 3.3 to protect the convenience, comfort and safety of members of the public; and
- 3.4 for the good rule and government of the Council's area.
4. **Commencement, Revocation and Expiry**
- 4.1 The following By-laws previously made by the Council are revoked from the day on which this By-law comes into operation¹:
- 4.1.1 *By-law No. 5 – Dogs 2017*.²
- 4.2 This By-law will expire on 1 January 2032.³
- Note-
1. Generally, a By-law comes into operation 4 months after the day on which it is gazetted pursuant to section 249(5) of the Act.
2. Section 253 of the Act provides that the revocation of a By-law by another By-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a By-law to a part or parts of the Council area.
3. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.
5. **Application**
- 5.1 This By-law operates subject to the Council's *Permits and Penalties By-law 2024*.
- 5.2 Subject to subclause 5.3, this By-law applies throughout the Council's area.
- 5.3 Subclauses 9.1 and 10.2, of this By-law only apply in such part or parts of the Council area as the Council may, by resolution direct in accordance with section 246(3)(e) of the Act.
6. **Interpretation**
In this By-law, unless the contrary intention appears:
- 6.1 **Act** means the *Local Government Act 1999*;
- 6.2 **approved kennel establishment** means a building, structure, premises or area approved by a relevant authority, pursuant to the *Planning, Development and Infrastructure Act 2016* for the keeping of dogs on a temporary or permanent basis;
- 6.3 **assistance dog** means a dog trained and used for the purpose of assisting a person who is wholly or partially disabled;
- 6.4 **authorised person** means a person appointed as an authorised person pursuant to section 260 of the Act;
- 6.5 **Council** means the Naracoorte Lucindale Council;
- 6.6 **children's playground** means an enclosed area in which playground equipment (such as slides, swings or other similar devices) is installed for the purpose of children's play or, within 3 metres of such equipment if it is not in an enclosed area);
- 6.7 **dog** (except for in clause 7.1) has the same meaning as in the *Dog and Cat Management Act 1995*;
- 6.8 **effective control** means a person exercising effective control of a dog either:
- 6.8.1 by means of a physical restraint (as defined under the *Dog and Cat Management Act 1995*); or
- 6.8.2 by command, the dog being in close proximity to the person and the person being able to see the dog at all times;
- 6.9 **keep** includes the provision of food or shelter;
- 6.10 **park** has the same meaning as in the *Dog and Cat Management Act 1995*;
- 6.11 **premises** includes land and part of any land whether used or occupied for domestic or non-domestic purposes;
- 6.12 **small dwelling** means a self-contained dwelling that is:
- 6.12.1 a residential flat building; or
- 6.12.2 contained in a separate strata unit or community title; or
- 6.12.3 on an allotment less than 400 square metres in area; or
- 6.12.4 without a secure yard of at least 100 square metres in area;
- 6.13 **township** has the same meaning as in the Act; and
- 6.14 **working livestock dog** means a dog:
- 6.14.1 usually kept, proposed to be kept or worked on rural land by a person who is:
- 6.14.1.1 a primary producer; or
- 6.14.1.2 engaged or employed by a primary producer; and
- 6.14.2 kept primarily for the purpose of herding, droving, protecting, tending or working stock, or training for herding, droving, protecting, tending or working stock.
- 6.15 For the purposes of clause 9 of the By-law, a dog is **under effective control by means of a leash** if the dog is secured to a leash, chain or cord that does not exceed 2 metres in length and:
- 6.15.1 the leash, chain or cord is either tethered securely to a fixed object; or
- 6.15.2 held by a person capable of controlling the dog and preventing it from being a nuisance or a danger to other persons.

Note-

Section 12 of the *Legislation Interpretation Act 2021* provides that an expression used in this By-law has, unless the contrary intention appears, the same meaning as in the Act under which the By-laws was made.

PART 2 – LIMITS ON DOG NUMBERS**7. Limits on Dog Numbers in Private Premises**

- 7.1 Subject to subclauses 7.3 and 7.5, a person must not, without the Council's permission, keep or cause, suffer or permit to be kept:
- 7.1.1 in a township, more than one (1) dog in a small dwelling;
- 7.1.2 in a township, more than two (2) dogs on any premises other than a small dwelling; or
- 7.1.3 outside of a township, more than three dogs on any premises (other than working livestock dogs);
- 7.2 For the purposes of subclause 7.1, 'dog' means a dog that is three (3) months of age or older or, a dog that has lost its juvenile teeth.
- 7.3 Subclause 7.1 does not apply to:
- 7.3.1 approved kennel establishments operating in accordance with all required approvals and consents; or
- 7.3.2 any other business involving the keeping of dogs provided that the business is registered in accordance with the *Dog and Cat Management Act 1995* and operating in accordance with all required approvals and consents.
- 7.4 The Council may require that premises that are the subject of an application for permission to keep additional dogs must be inspected by an authorised person for the purpose of assessing the suitability of the premises for housing dogs.
- 7.5 No dog is to be kept on any premises where, in the reasonable opinion of an authorised person, there is no secure or appropriate area where a dog may be effectively confined.

PART 3 – DOG CONTROLS**8. Dog Exercise Areas**

Subject to clauses 9 and 10 of this By-law, a person may enter a park in the Council's area for the purpose of exercising a dog under the person's effective control.

Note-

If a person is exercising a dog in a park as permitted under this clause and the dog is not under effective control as that term is defined by the *Dog and Cat Management Act 1995*, this gives rise to a dog wandering at large offence under section 43(1) of the *Dog and Cat Management Act 1995*, for which the owner or person responsible for the dog may be liable.

9. Dog on Leash Areas

A person must not, without the permission of the Council, allow a dog under that person's control, charge or authority (except an assistance dog that is required to remain off-lead in order to fulfil its functions) to be or remain:

- 9.1 on any Local Government land or public place to which the Council has resolved this subclause applies; or
- 9.2 on any park or reserve during times when organised sport is being played -

unless the dog is under effective control by means of a leash.

10. Dog Prohibited Areas

A person must not allow a dog under that person's control, charge or authority (except an assistance dog) to enter or remain on:

- 10.1 any children's playground; and
- 10.2 any other Local Government land or public place to which the Council has resolved that this subclause applies.

11. Dog Faeces

No person is to allow a dog under that person's control, charge or authority to be in a public place or on Local Government land unless that person has in their possession a bag or other suitable container for the collection and lawful disposal of any faeces that the dog may deposit (for the purpose of complying with the obligation to dispose of dog faeces deposited in a public place under section 45A(6) of the *Dog and Cat Management Act 1995*).

PART 4 – EXEMPTIONS**12. Council May Grant Exemptions**

- 12.1 The Council may, by notice in writing, on application or on its own initiative, exempt a person (or a class of persons) from the operation of a specified provision of this By-law.
- 12.2 An exemption:
- 12.2.1 may be granted or refused at the discretion of the Council;
- 12.2.2 may operate indefinitely or for a period specified in the instrument of exemption; and
- 12.2.3 is subject to any conditions specified in the instrument of exemption.
- 12.3 The Council may, by notice in writing, vary, revoke or add a condition of an exemption.
- 12.4 The Council may, in its discretion, revoke an exemption for a contravention of a condition of the exemption, or for any other reason.

PART 5 – ENFORCEMENT**13. Orders**

- 13.1 If a person engages in conduct that is in contravention of this By-law, an authorised person may, pursuant to section 262 of the Act, order that person:
- 13.1.1 if the conduct is still continuing – to stop the conduct; and
- 13.1.2 whether or not the conduct is still continuing – to take specified action to remedy the contravention.
- 13.2 A person must comply with an order of an authorised person made pursuant to section 262 of the Act.
- 13.3 If a person does not comply with an order of an authorised person made pursuant to section 262 of the Act, the authorised person may take the action reasonably required to have the order carried out, and the Council may seek to recover its costs of any action so taken from the person to whom the order was directed.

Note-

For example, an authorised person may order a person to:

- cease keeping more than the permitted number of dogs on that person's premises; or
- remove a dog from a dog prohibited area.

This By-law was duly made and passed at a meeting of the Naracoorte Lucindale Council held **25 June 2024** by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

Dated: 4 July 2024

TREVOR SMART
Chief Executive Officer

NORTHERN AREAS COUNCIL

Adoption of Annual Business Plan, Budget and Valuations and Declarations of Rates

Notice is hereby given that the Northern Areas Council at its meeting held on 25 June 2024:

Adoption of Annual Business Plan and Budget 2023-2024

Pursuant to Section 123 of the *Local Government Act 1999* and Regulations 6 and 7 of the *Local Government (Financial Management) Regulations 2011*, adopted the Annual Business Plan and Budget for 2024-2025.

Adoption of Capital Valuations

Pursuant to and in accordance with Section 167(2)(a) of the *Local Government Act 1999* adopted for the year ending 30 June 2025 for rating purposes, the most recent valuations available to the Council made by the Valuer-General of capital values in relation to all land in the area of the Council, with the total of the valuations being \$3,425,074,320 comprising \$3,379,661,956 in respect of rateable land and \$45,412,364 in respect of non-rateable land.

Declaration of Differential General Rates

Pursuant to and in accordance with Sections 152(1)(c), 153(1)(b) and 156(1)(a) of the *Local Government Act 1999* and taking into account the general principles of rating in Section 150 of the *Local Government Act 1999* and the requirements of Section 153(2) of the *Local Government Act 1999* declared differential general rates on all rateable land within the Council area for the year ending 30 June 2025, comprising the following two components:

1. a component based upon the assessed capital value of land, varying according to land use as prescribed by Regulation 14(1) of the *Local Government (General) Regulations 2013*, as follows:
 - (a) 0.8100 cents in the dollar for all rateable land attributed with a land use of Category (i)—Other; and
 - (b) 0.6795 cents in the dollar for all rateable land attributed with a land use of Category (b)—Commercial—Shop, Category (c)—Commercial—Office, Category (d)—Commercial—Other, Category (e)—Industry—Light or Category (f)—Industry—Other; and
 - (c) 0.5620 cents in the dollar for all rateable land attributed with a land use of Category (a)—Residential; and
 - (d) 0.1782 cents in the dollar for all rateable land attributed with a land use of Category (g)—Primary Production; and
 - (e) 0.8170 cents in the dollar for all rateable land attributed with a land use of Category (h)—Vacant Land; and
2. a fixed charge of \$150.00.

Declaration of Annual Waste Collection Service Charge

Pursuant to Section 155(2) of the *Local Government Act 1999*, the Northern Areas Council declares an Annual Service Charge based on the nature of the service and the category of land use of \$346.00 for the financial year ending 30 June 2025 in respect of all land with a residential land use code within the townships of Jamestown, Spalding, Caltowie, Tarcowie, Stone Hut, Laura, Gladstone, Georgetown, Gulnare and Yacka to which it provides or makes available the prescribed service of the collection and disposal of domestic and commercial waste by way of a 3-bin service (general waste, recycling and green waste) on the basis that the sliding scale provided for in Regulation 13 of the *Local Government (General) Regulations 2013* will be applied to reduce the service charge payable as prescribed.

Pursuant to Section 155(2) of the *Local Government Act 1999*, the Northern Areas Council declares an Annual Service Charge based on the nature of the service and the category of land use of \$287.00 for the financial year ending 30 June 2025 in respect of all land with a land use other than residential within the townships of Jamestown, Spalding, Caltowie, Tarcowie, Stone Hut, Laura, Gladstone, Georgetown, Gulnare and Yacka to which it provides or makes available the prescribed service of the collection and disposal of domestic and commercial waste by way of a 2-bin service (general waste and recycling only) on the basis that the sliding scale provided for in Regulation 13 of the *Local Government (General) Regulations 2013* will be applied to reduce the service charge payable as prescribed.

Declaration of Annual Community Wastewater Management Systems Service Charges

Pursuant to and in accordance with Section 155 of the *Local Government Act 1999* declared Annual Service Charges for the year ending 30 June 2025 upon the land to which it provides or makes available the prescribed service known as Community Wastewater Management Systems, based on the Community Wastewater Management Systems Property Units Code described in Regulation 12 of the *Local Government (General) Regulations 2013* and varying according to whether the land is vacant or occupied, as follows:

- (a) \$547.00 per unit in respect of each piece of occupied land and \$443.00 per unit in respect of each piece of vacant land serviced by the Jamestown Community Wastewater Management System;
- (b) \$547.00 per unit in respect of each piece of occupied land and \$443.00 per unit in respect of each piece of vacant land serviced by the Laura Community Wastewater Management System;
- (c) \$547.00 per unit in respect of each piece of occupied land and \$443.00 per unit in respect of each piece of vacant land serviced by the Moyletown area of Jamestown Community Wastewater Management System;
- (d) \$547.00 per unit in respect of each piece of occupied land and \$443.00 per unit in respect of each piece of vacant land serviced by the Gladstone Community Wastewater Management System.

Declaration of Separate Rate (Regional Landscape Levy)

Pursuant to Section 69 of the *Landscape South Australia Act 2019* and Section 154 of the *Local Government Act 1999* and in order to reimburse the Council for amounts contributed to the Northern and Yorke Landscape Board, being \$335,800.00, declared a separate rate of 0.009973 cents in the dollar for the year ending 30 June 2025, on all rateable properties in the area of the Council (all of which fall within the region of the Northern and Yorke Landscape Board) based on the capital value of that land and calculated after taking into account rebates or remissions to be granted by the Council.

Dated: 4 July 2024

K. WESTELL
Chief Executive Officer

NORTHERN AREAS COUNCIL
ROADS (OPENING AND CLOSING) ACT 1991
Road Closings—Public Roads, Beetaloo Valley

Notice is hereby given, pursuant to Section 10 of the *Roads (Opening and Closing) Act 1991* that the Northern Areas Council proposes to make a Road Process Order to close and vest in the Crown the un-made Public Roads adjoining Pieces 97 and 98 in F205346, Sections 2, 3, 4, 9, 316, 318, 320, 321 and 322 in the Hundred of Howe, more particularly delineated and lettered 'A', 'B' and 'C' on Preliminary Plan 23/0028.

The Preliminary Plan and statement of persons affected is available for public inspection at the office of the Northern Areas Council at 94 Ayr Street, Jamestown, and the Adelaide Office of the Surveyor-General located at Level 10, 83 Pirie Street, Adelaide, during normal office hours. The Preliminary Plan can also be viewed at www.sa.gov.au/roadsactproposals.

Any application for easement or objection must set out the full name, address and details of the submission and must be fully supported by reasons. The application for easement or objection must be made in writing to the Northern Areas Council, PO Box 120 Jamestown SA 5491, or admin@nacouncil.sa.gov.au within 28 days of this notice, and a copy must be forwarded to the Surveyor-General at GPO Box 1815, Adelaide SA 5001. Where a submission is made, the applicant must be prepared to support their submission in person upon council giving notification of a meeting at which the matter will be considered.

Dated: 4 July 2024

KELLY WESTELL
Chief Executive Officer

DISTRICT COUNCIL OF ROBE
Adoption of Valuation and Declaration of Rates 2024-2025

Notice is hereby given that the District Council of Robe, at a meeting held on 25 June 2024, for the financial year ending 30 June 2025, resolved to:

1. Adopt for rating purposes, the most recent capital valuations of the Valuer-General totalling \$2,734,166,480, including non-rateable land of \$63,912,376.
2. Declare a Differential General Rate of 0.1840 cents in the dollar on rateable land for Residential, Industry—Light, Industry—Other, Primary Production, Vacant land and Other and 0.2208 cents in the dollar for Commercial—Shop, Commercial—Office and Commercial—Other and Marina Berth assessed Capital Values.
3. Declare a minimum amount payable by way of general rates (other than a marina berth) in the amount of \$863.00.
4. Declare a Separate Rate—Underground Powerlines—of a fixed charge of \$2,325.50 on identified Properties.
5. Impose an annual service charge of \$380.00 for the Garbage and Recycling Collection Service on all land to which Council provides or makes available the prescribed service (other than the Boatswains Point area).
6. Impose an annual service charge of \$204.00 for the Garbage Collection Service, on all land within the Boatswains Point area to which Council provides or makes available the prescribed service.
7. Impose an annual service charge on all land to which Council provides or makes available the prescribed services for the collection, treatment or disposal of waste known as Community Wastewater Management System of Occupied \$656.00 per property unit, Unoccupied \$528.00 per property unit.
8. Declare a differential separate rate upon the use of the land to reimburse the Council for its contribution to the Limestone Coast Regional Landscape Board of: Residential, Vacant and Other \$90.64; Commercial—Shop, Commercial—Office and Commercial—Other \$135.96; Industry—Light and Industry—Other \$217.54; Primary Production \$398.82.

Dated: 1 July 2024

NATALIE TRAEGER
Chief Executive Officer

MUNICIPAL COUNCIL OF ROXBY DOWNS
Adoption of Valuations and Declaration of Rates 2024-2025

Notice is hereby given that the Municipal Council of Roxby Downs at its meetings held on the 26 June 2024 and 1 July 2024, resolved that:

Adoption of Valuations

Pursuant to Section 12(6)(b) of the *Roxby Downs (Indenture Ratification) Act 1982* and Section 167(2)(a) of the *Local Government Act 1999* the Council adopts for rating purposes the most recent capital valuations available to the Council made by the Valuer-General within Council's area totalling \$566,979,400 of which \$503,546,167 represents rateable land.

Declaration of Differential General Rates

Pursuant to Sections 152(1)(c) and 153(1)(b) of the *Local Government Act 1999* a general rate is declared for the year ending 30 June 2025 which consists of two components, one being a fixed charge and the other being a differential rate based on the value of the land the subject to the rate, as more particularly described below:

First component: Fixed Charge

The fixed charge component of the general rate is \$800 in respect of each separate piece of rateable land in the Council area.

Second component: Differential rate based on the value of the land

The differential rate based on the value of the land, varying according to the use of land, is as follows:

- (i) Residential—a differential rate of 0.6301 cents in the dollar of the capital value of the land
- (ii) Commercial Shop—a differential rate of 1.8903 cents in the dollar of the capital value of the land

- (iii) Commercial Office—a differential rate of 2.3860 cents in the dollar of the capital value of the land
- (iv) Commercial Other—a differential rate of 2.1638 cents in the dollar of the capital value of the land
- (v) Industrial Light—a differential rate of 1.4870 cents in the dollar of the capital value of the land
- (vi) Industrial Other—a differential rate of 1.0440 cents in the dollar of the capital value of the land
- (vii) Vacant Land—a differential rate of 1.9786 cents in the dollar of the capital value of the land
- (viii) Other—a differential rate of 0.8821 cents in the dollar of the capital value of the land

Declaration of Service Charge

Pursuant to Section 155(2) of the *Local Government Act 1999* the Council imposes a service charge of \$666.81 upon each separate piece of rateable land to which the Council provides or makes available a service for the collection, treatment, recycling, and disposal of domestic waste (excluding organics), on the basis that the sliding scale provided for in Regulation 13 of the *Local Government (General) Regulations 2013* will be applied to reduce the service charge payable, as prescribed.

In accordance with Section 155(3)(b) of the *Local Government Act 1999* and Regulation 12(4)(a) of the *Local Government (General) Regulations 2013*, this service charge will only apply to land of the Residential category.

Declaration of Separate Rate—Regional Landscape Levy

Pursuant to Section 69 of the *Landscape South Australia Act 2019* and Section 154 of the *Local Government Act 1999*, a separate rate based on a fixed charge of \$46.90 for Residential/Vacant/Other land use types and \$93.80 for Commercial/Industrial land use types is declared on all rateable land in the Council area to reimburse the Council the amount of \$93,003 contributed to the SA Arid Lands Landscape Board.

Declaration of a Maximum Increase

Pursuant to Section 153(3) and (4) of the *Local Government Act 1999*, a maximum increase in general rates is fixed for the year ending 30 June 2025 to be charged on any rateable land which constitutes the principal place of residence of a principal ratepayer, at 12% over and above the general rates levied for the 2023/2024 financial year with respect to that land, provided that each of the following conditions are met:

- (i) the property has been the principal place of residence of the principal ratepayer since at least 1 July 2023;
- (ii) the property has not been subject to a change in land use since 1 July 2023;
- (iii) the property has not been subject to improvements with a value of more than \$20,000 since 1 July 2023; and
- (iv) an owner of the property makes an application in writing addressed to the Council on or before 15 September 2024 claiming the benefit of the maximum increase.

Due Dates for Payment of Rates

In accordance with Section 181 of the *Local Government Act 1999*, rates declared in respect of the year ending 30 June 2025 shall be due in four (4) equal or approximately equal instalments payable on 16 September 2024, 16 December 2024, 17 March 2025 and 16 June 2025.

Approval under *Roxby Downs (Indenture Ratification) Act 1982*

The rates resolved herein are operative with the agreement of the Joint Venturers under Clause 29(3)(a) of the Schedule to the *Roxby Downs (Indenture Ratification) Act 1982*.

Dated 1 July 2024

R. D. BLIGHT
Chief Executive

SOUTHERN MALLEE DISTRICT COUNCIL

Adoption of Valuation and Declaration of Rates

Notice is hereby given that the Southern Mallee District Council at its ordinary council meeting held on Wednesday, 19 June 2024, resolved for the year ending 30 June 2025 as follows:

Adoption of Valuation

To adopt the most recent valuations of the Valuer-General available to the Council of the capital value of land within the Council's area totalling \$ 1,466,684,600 and of which \$ 1,445,625,224 is the total valuation of rateable land.

Declaration of Differential General Rate

Differential rates be declared for the financial year ending 30 June 2025 on the assessed capital value of all rateable land and according to its locality within the area of the Council as follows:

- 0.00375150 rate in the dollar of the capital value of rateable land within the townships of Geranium, Lameroo, Parilla, Parrakie and Pinnaroo; and
- 0.00318880 rate in the dollar of the capital value of all other rateable land in the Council area.

Minimum Rate

Pursuant to Section 158 of the *Local Government Act 1999*, the Council declares a minimum amount payable by way of general rates of \$695.00 in respect of all rateable properties within its area.

Regional Landscape Levy

That pursuant to Part 5 of the *Landscape South Australia Act 2019* and Section 154 of the *Local Government Act 1999*, the Council declares, in respect of the year ending 30 June 2025, a separate rate of 0.00015702 in the dollar, based on the capital value of rateable land within the Council's area and within the area of the Murraylands and Riverland Landscape Board in order to recover the amount payable to the Board.

Community Wastewater Management Scheme Service Charge

Community Wastewater Management Scheme as set out in Section 155 of the *Local Government Act 1999*, the Council imposes an annual service charge on each piece of occupied land of \$720.00 and on each piece of vacant land of \$350.00 to which the prescribed service (Community Wastewater Management Scheme) is available.

Mobile Garbage Bin Collection Service Charge

As set out in Section 155 of the *Local Government Act 1999*, the Council imposes an annual service charge against each rateable and non-rateable piece of land of \$335.00 per annum and \$240.00 per annum for each additional Mobile Garbage Bin Collection.

Dated: 2 July 2024

LACHLAN MILLER
Chief Executive Officer
Southern Mallee District Council

DISTRICT COUNCIL OF STREAKY BAY

*Adoption of the Annual Business Plan Budget
Adoption of Declaration of Rates 2024-2025*

Notice is hereby given that at its Ordinary Council Meeting held on 18 June 2024 the District Council of Streaky Bay resolved the following:

Adoption of the Annual Business Plan 2024-2025

That Council, pursuant to the provisions of Section 123(6) of the *Local Government Act 1999* and Regulation 5A of the *Local Government (Financial Management) Regulations 2011*, adopt the Annual Business Plan 2024-2025, for the financial year ending 30 June 2025.

Adoption of the Annual Budget 2024-2025

That Council, pursuant to Section 123(7) of the *Local Government Act 1999* and Regulation 7 of the *Local Government (Financial Management) Regulations 2011*, adopt the Annual Budget for the financial year ending 30 June 2025, as presented in the Annual Business Plan 2024-2025 which includes:

- (a) budgeted income statement, balance sheet and statement of cash flows, presented in a manner consistent with the Model Financial Statements; and
- (b) statement whether projected operating income is sufficient to meet projected operating expenses for the relevant financial year; and
- (c) summary of operating and capital investment activities presented in a manner consistent with the note in the Model Financial Statements entitled Uniform Presentation of Finances; and estimates with respect to the Council's operating surplus ratio, asset sustainability ratio and net financial liabilities ratio presented in a manner consistent with the note in the Model Financial Statements.

Adoption of Valuations

Council area pursuant to Section 167(2)(a) of the *Local Government Act 1999*, for the financial year ending 30 June 2025, adopts for rating purposes, the most recent valuations of the Valuer-General available to the Council of the Capital Value of land within the Council area, totalling \$1,125,860,580 rateable land and \$33,904,180 of non-rateable land and hereby specifies 18 June 2024 as the day from which such valuations shall become and be the valuations of Council, subject to such alterations as may appear necessary.

Residential Rate Cap

That Council, pursuant to Section 153(3) of the *Local Government Act 1999*, for the financial year ending 30 June 2025, has determined not to fix a maximum increase in the general rate charged on rateable land that constitutes the principal place of residence of a principal ratepayer.

Declaration of Rates

That Council, having taken into consideration the general principles of rating contained in Section 150 of the *Local Government Act 1999* and having observed the requirements of Section 153 of the *Local Government Act 1999*, pursuant to Sections 151(1)(c), 152(1)(c), 153(1)(b) and 156(1)(c) of the *Local Government Act 1999*, for the financial year ending 30 June 2025:

Declares differential rates on the basis of locality and land use as follows:

- Rateable land within all townships in the Council's area excluding any such land with land-use of Commercial—Shop, Commercial—Office, Commercial—Other, Industry—Light and Industry—Other: *.2262 cents in the dollar of the capital value of rateable land.*
- All rateable land with a land-use code of Commercial-Shop, Commercial-Office, Commercial—Other, Industry—Light and Industry—Other: *.2488 cents in the dollar of the capital value of rateable land.*
- All rateable land within Employment (Bulk Handling) zone under the Planning and Design Code (the code): *1.750 cents in the dollar of the capital value of rateable land.*

Fixed Charge

The Council has imposed a fixed charge of \$729.00. The fixed charge is levied against the whole of an allotment (including land under a separate lease or licence) and only one fixed charge is levied against two or more pieces of adjoining land (whether intercepted by a road or not) if they are owned by the same owner and occupied by the same occupier. The reasons for imposing a fixed charge are:

- the Council considers it appropriate that all rateable properties make a base level contribution to the cost of administering the Council's activities;
- the cost of creating and maintaining the physical infrastructure which supports each property.

Annual Service Charge

Pursuant to Section 155 of the *Local Government Act 1999* and in accordance with Regulation 12(4)(b) of the *Local Government (General) Regulations 2013*, the Council imposes annual service charges as set out below:

- \$559.00 on all applicable land;

to which it provides or makes available the Community Wastewater Management Systems, being services for the collection and disposal of waste:

- \$260.00 on all applicable land

within the Waste Management Collection service area that have an occupiable dwelling, outbuilding or other class of structure and those en-route that are outside of the collection area that receive a Waste Management Collection service.

Regional Landscape Levy (RL Levy)

Pursuant to Section 95 of the *Landscape South Australia Act 2019* and Section 154(7) of the *Local Government Act 1999*, the Council declares differential separate rates, in respect of all rateable land in the area of the Eyre Peninsula Landscape Board and within the area of the Council in order to recover the amount of \$204,466 being Council's contribution to the Board for the period ending 30 June 2025. The rates are as below:

- Residential\$92.35
- Commercial.....\$138.53
- Industrial\$138.53
- Primary Production.....\$184.70

Schedule of Fees and Charges

That Council, pursuant to Section 188 of the *Local Government Act 1999* adopt the fees and charges for the financial year ending 30 June 2025.

Payment Dates

That for the financial year ending 30 June 2025, all rates declared and imposed shall, pursuant to Section 181(1) and 181(2) and subject to Section 181(4)(b) of the *Local Government Act 1999*, fall due in a single instalment on 11 September 2024 or four equal or approximately equal instalments on:

- 11 September 2024
- 11 December 2024
- 12 March 2025
- 11 June 2025

Dated: 20 June 2024

DAMIAN CARTER
Chief Executive Officer

TATIARA DISTRICT COUNCIL

Adoption of Valuations and Declaration of Rates

Notice is hereby given that the Tatiara District Council at its Special Meeting held on 25 June 2024 resolved the following:

Adoption of Valuations

To adopt for rating purposes the most recent valuations of the Valuer-General available to the Council of the capital values of land within the Council area, totalling \$5,045,826,620, comprising \$4,979,791,600 in respect of rateable land and \$66,035,020 in respect of non-rateable land.

Declaration of Differential General Rates

To declare differential general rates on rateable land within the Council area according to the use of the land as follows:

- 0.345620 cents in the dollar in respect of all rateable land with land use Categories (a) (Residential), (h) (Vacant Land) and (i) (Other).
- 0.371700 cents in the dollar in respect of all rateable land with land use Categories (b) (Commercial—Shop), (c) (Commercial—Office) and (d) (Commercial—Other) (e) (Industry—Light) and (f) (Industry—Other); and
- 0.162488 cents in the dollar in respect of all rateable land with land use Category (g) (Primary Production).

Minimum Rate

To fix a minimum amount of \$600.00 shall be payable by way of general rates on rateable land within the Council area.

Regional Landscape Levy

To declare a separate rate based on a fixed charge on rateable land in the area of the Council and in the area of the Board of:

- \$92.20 in respect of rateable land with land use Categories (a), (h) and (i)
- \$146.00 in respect of rateable land with land use Categories (b), (c) and (d)
- \$218.00 in respect of rateable land with land use Categories (e) and (f)
- \$394.60 in respect of rateable land with land use Categories (g)

Community Wastewater Management Schemes

To impose service charges on all land within its area to which Council provides or makes available the Community Wastewater Management System varying according to whether the land is vacant or occupied:

Bordertown CWMS	Vacant Land	\$175.00
	Occupied Land	\$380.00
Keith CWMS	Vacant Land	\$175.00
	Occupied Land	\$380.00
Mundulla CWMS	Vacant Land	\$175.00
	Occupied Land	\$380.00
Wolseley CWMS	Vacant Land	\$175.00
	Occupied Land	\$380.00

Waste Management and Recycling Collection Annual/Service Charge

To declare an annual service charge of \$515.00 based on the nature of the service in respect of all land to which it provides or makes available the service of a 3 bin Garbage, Green Waste and Recycling Collection Service.

Dated: 4 July 2024

A CHAMPNESS
Chief Executive Officer

PUBLIC NOTICES

NATIONAL ELECTRICITY LAW

Notice of Initiation Notice of Extension for Final Determination

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

Under s 95, the AEMC has requested the *Minor changes 2 2024* (Ref. ERC0398) proposal. The proposal seeks to correct minor errors and make non-material changes to the Rules. The AEMC intends to expedite the proposal under s 96 as it considers the proposed Rule is non-controversial, subject to requests not to do so. Written requests not to expedite the proposal must be received by **18 July 2024**. Submissions must be received by **1 August 2024**.

Under s 107, the time for the making of the final determination on the *Accelerating smart meter deployment* (Ref. ERC0378) proposal has been extended to **28 November 2024**.

Submissions can be made via the [AEMC's website](#). Before making a submission, please review the AEMC's [privacy statement](#) on its website, and consider the AEMC's [Tips for making a submission](#). The AEMC publishes all submissions on its website, subject to confidentiality.

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

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

Australian Energy Market Commission
Level 15, 60 Castlereagh St
Sydney NSW 2000
Telephone: (02) 8296 7800
www.aemc.gov.au

Dated: 4 July 2024

NATIONAL ENERGY RETAIL LAW

Notice of Initiation Notice of Extension for Final Determination

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

Under s 251, the AEMC has requested the *Minor changes 2 2024* (Ref. RRC0056) proposal. The proposal seeks to correct minor errors and make non-material changes to the Rules. The AEMC intends to expedite the proposal under s 252 as it considers the proposed Rule is non-controversial, subject to requests not to do so. Written requests not to expedite the proposal must be received by **18 July 2024**. Submissions must be received by **1 August 2024**.

Under s 266, the time for the making of the final determination on the *Accelerating smart meter deployment* (Ref. ERC0378) proposal has been extended to **28 November 2024**.

Submissions can be made via the [AEMC's website](#). Before making a submission, please review the AEMC's [privacy statement](#) on its website, and consider the AEMC's [Tips for making a submission](#). The AEMC publishes all submissions on its website, subject to confidentiality.

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Australian Energy Market Commission
Level 15, 60 Castlereagh St
Sydney NSW 2000
Telephone: (02) 8296 7800
www.aemc.gov.au

Dated: 4 July 2024

NATIONAL GAS LAW

Notice of Initiation

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

Under s 303, the AEMC has requested the *Minor changes 2 2024* (Ref. GC0075) proposal. The proposal seeks to correct minor errors and make non-material changes to the Rules. The AEMC intends to expedite the proposal under s 304 as it considers the proposed Rule is non-controversial, subject to requests not to do so. Written requests not to expedite the proposal must be received by **18 July 2024**. Submissions must be received by **1 August 2024**.

Submissions can be made via the AEMC's website. Before making a submission, please review the AEMC's [privacy statement](#) on its website, and consider the AEMC's [Tips for making a submission](#). The AEMC publishes all submissions on its website, subject to confidentiality.

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Australian Energy Market Commission
Level 15, 60 Castlereagh St
Sydney NSW 2000
Telephone: (02) 8296 7800
www.aemc.gov.au

Dated: 4 July 2024

SALE OF PROPERTY

Warrant of Sale

Auction Date: Thursday, 18 July 2024 at 11:00am

Location: Apartment 402, 1 King William Street, Kent Town 5067, South Australia

Notice is hereby given that on the above date at the time and place stated, by virtue of the Warrant of Sale issued out of the Magistrates Court of South Australia, Action No. 7762 of 2022 directed to the Sheriff of South Australia in an action wherein Community Corporation 41152 Inc are the Plaintiffs and Dirong Jin & Wenyan Dai are the Defendants, I, Lesley Turner, Sheriff of the State of South Australia, will by my auctioneers, Griffin Real Estate, make sale of the estate, right, title or interest whatsoever it may be of the defendants, Dairong Jin & Wenyan Dai the registered proprietor of an estate in fee simple in the following:

That piece of land situated in the area named Kent Town, being Apartment 402, 1 King William Street, Kent Town, Hundred of Adelaide, being the property comprised in Certificate of Title Register Book Volume 6199, Folio 472.

Further particulars from the auctioneers:

Mark Griffin
Griffin Real Estate
22 Greenhill Road, Wayville SA 5034
Telephone: (08) 8372 7872

LESLEY TURNER
Sheriff of the State of South Australia

TRUSTEE ACT 1936

PUBLIC TRUSTEE

Estates of Deceased Persons

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

CHOULES William Brian late of 73 Harcourt Terrace Salisbury North Retired Truck Driver who died 17 March 2024
DAVIES Graham late of 60-66 States Road Morphett Vale Tool Sales Representative/Driver who died 2 February 2024
HANCOCK Keith Arthur late of 43 Fisher Street Magill Retired Risk Manager who died 25 September 2021
HAWKINS James late of 11 Carona Avenue Gilles Plains of no occupation who died 18 January 2024
HINCKS Lenora Ann late of 16-14 Pennys Hill Road Hackham Domestic Engineer who died 27 July 2023
IDE Bruce Henry late of 30 Shillabeer Road Elizabeth Park Retired Senior Technical Officer who died 21 December 2022
IVAS Renee Andree late of 18 Pembroke Street Kensington Park Home duties and Chef who died 28 January 2024
IVAS Wasyl late of 18 Pembroke Street Kensington Park Retired Mail Clerk who died 10 February 2001
JEPSON Betty Lola late of 29-31 Austral Terrace Morphettville Artist who died 11 January 2024
LISTER June late of 177 Pimpala Road Woodcroft of no occupation who died 11 November 2023
SAMWAYS Margaret Hazel late of 2 Kalyra Road Belair Teacher Librarian who died 19 March 2024

Notice is hereby given pursuant to the *Trustee Act 1936*, the *Inheritance (Family Provision) Act 1972* and the *Family Relationships Act 1975* that all creditors, beneficiaries, and other persons having claims against the said estates are required to send, in writing, to the office of Public Trustee at GPO Box 1338, Adelaide SA 5001, full particulars and proof of such claims, on or before the 2 August 2024 otherwise they will be excluded from the distribution of the said estate; and notice is also hereby given that all persons indebted to the said estates are required to pay the amount of their debts to the Public Trustee or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estates are forthwith to deliver same to the Public Trustee.

Dated: 4 July 2024

T. BRUMFIELD
Acting Public Trustee

NOTICE SUBMISSION

The South Australian Government Gazette is published each Thursday afternoon.

Notices must be emailed by 4 p.m. Tuesday, the week of publication.

Submissions are formatted per the gazette style and a proof will be supplied prior to publication, along with a quote if applicable. Please allow one day for processing notices.

Alterations to the proof must be returned by 4 p.m. Wednesday.

Gazette notices must be submitted as Word files, in the following format:

- Title—the governing legislation
- Subtitle—a summary of the notice content
- Body—structured text, which can include numbered lists, tables, and images
- Date—day, month, and year of authorisation
- Signature block—name, role, and department/organisation authorising the notice

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All instruments appearing in this gazette are to be considered official, and obeyed as such