



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

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

ADELAIDE, THURSDAY, 20 SEPTEMBER 2001

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GOVERNMENT GAZETTE NOTICES

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ADMINISTRATIVE ARRANGEMENTS ACT 1994 SECTION 5: ADMINISTRATION OF SHOP THEFT (ALTERNATIVE ENFORCEMENT) ACT 2000 COMMITTED TO THE ATTORNEY-GENERAL

Proclamation By The Governor

(L.S.) E. J. NEAL

PURSUANT to section 5 of the *Administrative Arrangements Act 1994* and with the advice and consent of the Executive Council, I commit the administration of the *Shop Theft (Alternative Enforcement) Act 2000* to the Attorney-General.

Given under my hand and the Public Seal of South Australia, at Adelaide, 20 September 2001.

By command,

DIANA LAIDLAW, for Premier

AGCS 62/99

CLASSIFICATION (PUBLICATIONS, FILMS AND COMPUTER GAMES) (MISCELLANEOUS) AMENDMENT ACT 2001 (Act No. 29 of 2001): DAY OF COMMENCEMENT

Proclamation By The Governor

(L.S.) E. J. NEAL

WITH the advice and consent of the Executive Council, I fix 4 November 2001 as the day on which the *Classification (Publications, Films and Computer Games) (Miscellaneous) Amendment Act 2001* will come into operation.

Given under my hand and the Public Seal of South Australia, at Adelaide, 20 September 2001.

By command,

DIANA LAIDLAW, for Premier

CSA 43/01

LOCAL GOVERNMENT ACT 1999 SECTION 34(3): CORRECTION OF ERROR IN PROCLAMATION

Proclamation By The Governor

(L.S.) E. J. NEAL

Preamble

1. On 21 January 1993 a proclamation was made under the *Local Government Act 1934* to alter the boundaries of the District Council of Berri (as it was then known) so as to include certain unincorporated land within the area of the council (see *Gazette* 21 January 1993 p. 235).

2. I am of the opinion that there was an error in the proclamation referred to in clause 1 because it included land that should not have been incorporated into the area of the council (that land being sections 65 and 114 Hundred of Katarapko).

3. On 1 August 1996 a proclamation was made amalgamating the District Council of Berri and the District Council of Barmera and declaring that the area of the new council would be the whole of the areas of the two councils as defined immediately before the amalgamation (see *Gazette* 1 August 1996 pp. 220-223).

4. I am of the opinion that, due to the error in the proclamation referred to in clause 1, there is also an error in the proclamation referred to in clause 3.

5. The proclamation referred to in clause 3 continues to have effect and may be taken to have been made in pursuance of the *Local Government Act 1999* (see especially section 11 of the *Acts Interpretation Act 1915*).

Proclamation

PURSUANT to section 34(3) of the *Local Government Act 1999* and with the advice and consent of the Executive Council, I vary the proclamation referred to in clause 3 of the preamble by excluding sections 65 and 114 Hundred of Katarapko from the area of The Berri Barmera Council.

I declare that this proclamation will be taken to have effect as from the making of the proclamation referred to in clause 3 of the preamble.

Given under my hand and the Public Seal of South Australia, at Adelaide, 20 September 2001.

By command,

DIANA LAIDLAW, for Premier

MLG 12/2001
CS OLG 65/01 TC2

MINING ACT 1971 SECTION 73R: HUNDRED OF MACCLESFIELD—CORRECTION OF ERROR IN DECLARATION OF PRIVATE MINE

Proclamation By The Governor

(L.S.) E. J. NEAL

Preamble

1. The following area was declared to be a private mine by proclamation on 22 March 1973 (see *Gazette* 22 March 1973, p. 1004):

1. Those portions of sections 4483 and 4484, Hundred of Macclesfield, County of Hindmarsh described in certificate of title register book volume 3866, folio 63.
2. That portion of section 5009, Hundred of Macclesfield, County of Hindmarsh described in certificate of title register book volume 3866, folio 64.

2. There is an error in the declaration and it is now intended that the error be corrected.

3. The proprietor of the private mine has requested that the error be corrected.

Proclamation

PURSUANT to section 73R of the *Mining Act 1971*, being of the opinion that there is an error in the declaration referred to in the preamble and with the advice and consent of the Executive Council, I correct the error by striking out the schedule of the declaration and substituting the following schedule:

SCHEDULE

- Allotment 71 of Deposited Plan 16250
- Allotment 42 of File Plan 157277
- Allotment 98 of File Plan 160275
- Allotment 100 of Development Application 580/D061/00
- Allotment 102 of Development Application 580/D061/00.

This proclamation will be taken to have had effect as from the making of the declaration referred to in the preamble.

Given under my hand and the Public Seal of South Australia, at Adelaide, 20 September 2001.

By command,

DIANA LAIDLAW, for Premier

MME 003/2001 CS

SHOP THEFT (ALTERNATIVE ENFORCEMENT) ACT 2000 (Act No. 73 of 2000): DAY OF COMMENCEMENT

Proclamation By The Governor

(L.S.) E. J. NEAL

WITH the advice and consent of the Executive Council, I fix 11 November 2001 as the day on which the *Shop Theft (Alternative Enforcement) Act 2000* will come into operation.

Given under my hand and the Public Seal of South Australia, at Adelaide, 20 September 2001.

By command,

DIANA LAIDLAW, for Premier

AGCS 62/99

SHOP TRADING HOURS ACT 1977 SECTION 13: ALTERATION OF SHOP TRADING HOURS—DECEMBER 2001

Proclamation By The Governor

(L.S.) E. J. NEAL

PURSUANT to section 13 of the *Shop Trading Hours Act 1977* and with the advice and consent of the Executive Council—

1. I authorise the opening of all shops (other than those shops the business of which is solely or predominantly the retail sale of boats or motor vehicles) in the *Metropolitan Shopping District* from 7 p.m. until 9 p.m. on the following days, subject to the conditions set out in the schedule:

Monday, 17 December 2001
 Tuesday, 18 December 2001
 Wednesday, 19 December 2001

2. I authorise the opening of all shops in the *Metropolitan Shopping District* from 7 p.m. until 9 p.m. on the following days, subject to the conditions set out in the schedule:

Friday, 21 December 2001
 Friday, 28 December 2001

3. I authorise the opening of all shops (other than those shops the business of which is solely or predominantly the retail sale of boats or motor vehicles) in the *Central Shopping District*, the *Glenelg Tourist Precinct* and the *Metropolitan Shopping District* from 9 a.m. until 11 a.m. on Sunday, 23 December 2001, subject to the conditions specified in the schedule.

4. I authorise the opening of all shops (other than those shops the business of which is solely or predominantly the retail sale of boats or motor vehicles) in the *Metropolitan Shopping District* from 11 a.m. until 5 p.m. on Sunday, 30 December 2001, subject to the conditions specified in the schedule.

5. I require all shops (other than exempt shops) in the *Central Shopping District* and the *Glenelg Tourist Precinct* to remain closed from 6 p.m. until 9 p.m. on the following days:

Monday, 24 December 2001
 Monday, 31 December 2001

6. I require all shops (other than exempt shops) in the *Metropolitan Shopping District* to remain closed from 6 p.m. until 7 p.m. on the following days:

Monday, 24 December 2001
 Monday, 31 December 2001

SCHEDULE

This proclamation only authorises the opening of a shop if—

- (a) all relevant industrial awards, workplace agreements and enterprise agreements are observed by the shopkeeper and persons employed in the business of the shop during and in relation to the hours specified in this proclamation during which the shop is open; and
- (b) subject to an industrial award, workplace agreement or enterprise agreement to the contrary—a person who is employed in the business of the shop is entitled to refuse to work at the shop during the hours specified in this proclamation unless he or she has agreed with the shopkeeper to work during those hours.

Given under my hand and the Public Seal of South Australia, at Adelaide, 20 September 2001.

By command,

DIANA LAIDLAW, for Premier

MWR 01/027 CS

SHOP TRADING HOURS ACT 1977 SECTION 13: ALTERATION OF SHOP TRADING HOURS—METROPOLITAN SHOPPING DISTRICT—NOVEMBER 2001

Proclamation By The Governor

(L.S.) E. J. NEAL

PURSUANT to section 13 of the *Shop Trading Hours Act 1977* and with the advice and consent of the Executive Council, I authorise the opening of all shops (other than those shops the business of which is solely or predominantly the retail sale of boats or motor vehicles) in the *Metropolitan Shopping District* from 11 a.m. until 5 p.m. on Sunday, 25 November 2001, subject to the conditions specified in the schedule.

SCHEDULE

This proclamation only authorises the opening of a shop if—

- (a) all relevant industrial awards, workplace agreements and enterprise agreements are observed by the shopkeeper and persons employed in the business of the shop during and in relation to the hours specified in this proclamation during which the shop is open; and
- (b) subject to an industrial award, workplace agreement or enterprise agreement to the contrary—a person who is employed in the business of the shop is entitled to refuse to work at the shop during the hours specified in this proclamation unless he or she has agreed with the shopkeeper to work during those hours.

Given under my hand and the Public Seal of South Australia, at Adelaide, 20 September 2001.

By command,

DIANA LAIDLAW, for Premier

MWR 01/027 CS

Department of the Premier and Cabinet
 Adelaide, 20 September 2001

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Institute of Medical and Veterinary Science Council, pursuant to the provisions of the Institute of Medical and Veterinary Science Act 1982:

Member: (from 20 September 2001 until 19 September 2004)
 Ian Olver

By command,

DIANA LAIDLAW, for Premier

MHS 03/99CS

Department of the Premier and Cabinet
 Adelaide, 20 September 2001

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Residential Tenancies Tribunal, pursuant to the provisions of the Residential Tenancies Act 1995:

Acting Registrar: (from 29 September 2001 until 9 November 2001)
 Vincenzo Migliarese

By command,

DIANA LAIDLAW, for Premier

OCBA 002/93TC1CS

Department of the Premier and Cabinet
 Adelaide, 20 September 2001

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Workers Rehabilitation and Compensation Advisory Committee, pursuant to the provisions of the Workers Rehabilitation and Compensation Act 1986:

Member: (from 20 September 2001 until 19 September 2003)
 Keith Edwin Brown
 John Austin Fountain
 Josephine Joy Bills
 Stephen Kenseley Myatt
 Robert Roy Farnham
 Joanne Denley
 Christopher Desmond White
 Joan-Therese Michele Fox
 Les Ronald Birch

Presiding member: (from 20 September 2001 until 19 September 2003)
 Keith Edwin Brown

By command,

DIANA LAIDLAW, for Premier

MGE053/01CS

Department of the Premier and Cabinet
Adelaide, 20 September 2001

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the State Opera of South Australia Board of Management, pursuant to the provisions of the State Opera of South Australia Act 1976:

Chair: (from 20 September 2001 until 28 February 2004)

Ian John Kowalick

Member: (from 1 October 2001 until 30 September 2004)

Lady Neal
Terence Charles Evans
Deborah Glasgow Morgan
Patricia Lange
Jeanette Sandford-Morgan

By command,

DIANA LAIDLAW, for Premier

ACD009/94CS

Department of the Premier and Cabinet
Adelaide, 20 September 2001

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the State Theatre Company of South Australia Board of Governors, pursuant to the provisions of the State Theatre Company of South Australia Act 1972:

Governor: (from 1 October 2001 until 30 September 2004)

David Gray

Chair: (from 1 October 2001 until 30 September 2004)

David Gray

By command,

DIANA LAIDLAW, for Premier

ACD003/94CS

Department of the Premier and Cabinet
Adelaide, 20 September 2001

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Independent Gambling Authority, pursuant to the provisions of the Independent Gambling Authority Act 1995:

Member: (from 1 October 2001 until 30 September 2004)

Dale West
Lynette Rasheed

Member: (from 17 December 2001 until 16 December 2004)

Melinda Jane Jeffreys

By command,

DIANA LAIDLAW, for Premier

TFD055/01CS

Department of the Premier and Cabinet
Adelaide, 20 September 2001

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Tourism Commission Board, pursuant to the provisions of the South Australian Tourism Commission Act 1993:

Member: (from 20 September 2001 until 19 September 2002)

Roger Anthony Cook
Michael George Angelakis
Peter Hurley

Member: (from 20 September 2001 until 19 September 2003)

Linda Jillian Bowes
Phillip James Hoffmann
Richard Hasse Davis
Jane Jeffreys
David James Minear

Chair: (from 20 September 2001 until 19 September 2002)

Roger Anthony Cook

Deputy Chair: (from 20 September 2001 until 19 September 2003)

Phillip James Hoffmann

By command,

DIANA LAIDLAW, for Premier

MTOR 0014/001CS

Department of the Premier and Cabinet
Adelaide, 20 September 2001

HIS Excellency the Governor in Executive Council has been pleased to appoint certain Australian Forensic Drug Laboratory staff as Analysts as listed, pursuant to the provisions of the Controlled Substances Act 1984:

Catherine Ann Morrice
Aaron Charles Heagney
Donald Pandich
Sasha Vujic

By command,

DIANA LAIDLAW, for Premier

MHS 24/99CS

CROWN LANDS ACT 1929: SECTION 5

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

The Schedule

Allotment 2268 of DP 57429, Town of Coober Pedy, Out of Hundreds (Coober Pedy), being within the district of Coober Pedy.

Dated 18 September 2001.

P. M. KENTISH, Surveyor-General

DENR 4701/1994

CROWN LANDS ACT 1929: SECTION 5

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

The Schedule

Water Conservation Reserve, allotment 59 of Deposited Plan No. 34994, Hundred of Wright, County of Robinson, the notice of which was published in the *Government Gazette* of 17 March 1994 at pages 740 and 741, The Sixth Schedule, being the whole of the land comprised in Crown Record Volume 5752 Folio 760.

Dated 18 September 2001.

P. M. KENTISH, Surveyor-General

DL 2052/1987

ELECTORAL ACT 1985

Part 6—Registration of Political Parties

NOTICE is hereby given pursuant to sections 42 and 43 of the Electoral Act 1985, that I have this day registered the following change of political party name:

New name of Party: SA First—People Before Politics

Former name of Party: SA First

Dated 20 September 2001.

S. H. TULLY, Electoral Commissioner

SEO 9/99

ELECTORAL ACT 1985

Part 6—Registration of Political Parties

NOTICE is hereby given pursuant to section 42 of the Electoral Act 1985, that I have this day registered the following political party:

Name of Party: Aboriginal Political Party

Dated 20 September 2001.

S. H. TULLY, Electoral Commissioner

SEO 43/2001

DEVELOPMENT ACT 1993, SECTION 25 (17): CITY OF NORWOOD, PAYNEHAM AND ST PETERS—KENSINGTON AND NORWOOD (CITY) DEVELOPMENT PLAN—LOCAL HERITAGE PLACES (BUILT HERITAGE) REVIEW PLAN AMENDMENT

Preamble

1. The Development Plan amendment entitled 'City of Norwood, Payneham and St Peters—Kensington and Norwood (City) Development Plan—Local Heritage Places (Built Heritage) Review Plan Amendment' (the Plan Amendment) has been finalised in accordance with the provisions of the Development Act 1993.

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

NOTICE

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

(a) approve the Plan Amendment; and

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

Dated 20 September 2001.

DIANA LAIDLAW, Minister for Transport and Urban Planning

PLN 00/0377

DEVELOPMENT ACT 1993, SECTION 25 (17): CITY OF ONKAPARINGA—WILLUNGA (DC) (METROPOLITAN) AND NOARLUNGA (CITY) DEVELOPMENT PLANS—AGRICULTURAL AND HORTICULTURAL ANCILLARY INDUSTRIAL AREAS PLAN AMENDMENT

Preamble

1. The Development Plan amendment entitled 'City of Onkaparinga—Willunga (DC) (Metropolitan) and Noarlunga (City) Development Plans—Agricultural and Horticultural Ancillary Industrial Areas Plan Amendment' (the Plan Amendment) has been finalised in accordance with the provisions of the Development Act 1993.

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

NOTICE

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

(a) approve the Plan Amendment; and

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

Dated 20 September 2001.

DIANA LAIDLAW, Minister for Transport and Urban Planning

PLN 99/0194

DEVELOPMENT ACT 1993, SECTION 46 (1)

Preamble

Subsection (1) of section 46 of the Development Act 1993, allows the Minister for Transport and Urban Planning to apply that section to a specified kind of development or project if the Minister is of the opinion that a declaration under that section is appropriate or necessary for the proper assessment of development or a project of major environmental, social or economic importance.

NOTICE

PURSUANT to subsection (1) of section 46 of the Development Act 1993, being of the opinion that a declaration under section 46 of the Act is appropriate for the proper assessment of development of major environmental, social and economic importance, I declare that section 46 of the Act applies to any development of a kind specified in Schedule 1.

Dated 19 September 2001.

DIANA LAIDLAW, Minister for Transport and Urban Planning

SCHEDULE 1

The following kinds of development are specified if under-taken in, or in relation to, the part of the State specified in Schedule 2:

(a) building work;

(b) change in the use of land;

(c) the excavating or filling (or excavation and filling) of land, or the forming of a levee or mound;

(d) any other kind of development,

for the purpose of, or ancillary to, operating a waste transfer station (including the receipt, storage or transfer of waste or the sale of materials).

SCHEDULE 2

The following parts of the State are specified for the purposes of Schedule 1:

The whole of the land comprised in certificates of title volume 5783, folios 41 and 42 being allotments 277 and 278 in DP 54761 in the Hundred of Yatala at Schenker Drive, Royal Park.

DEVELOPMENT ACT 1993, SECTION 29 (2) (b): AMENDMENT TO THE BARUNGA WEST (DC) DEVELOPMENT PLAN

Preamble

It is necessary to amend the Barunga West (DC) Development Plan dated 13 April 2000.

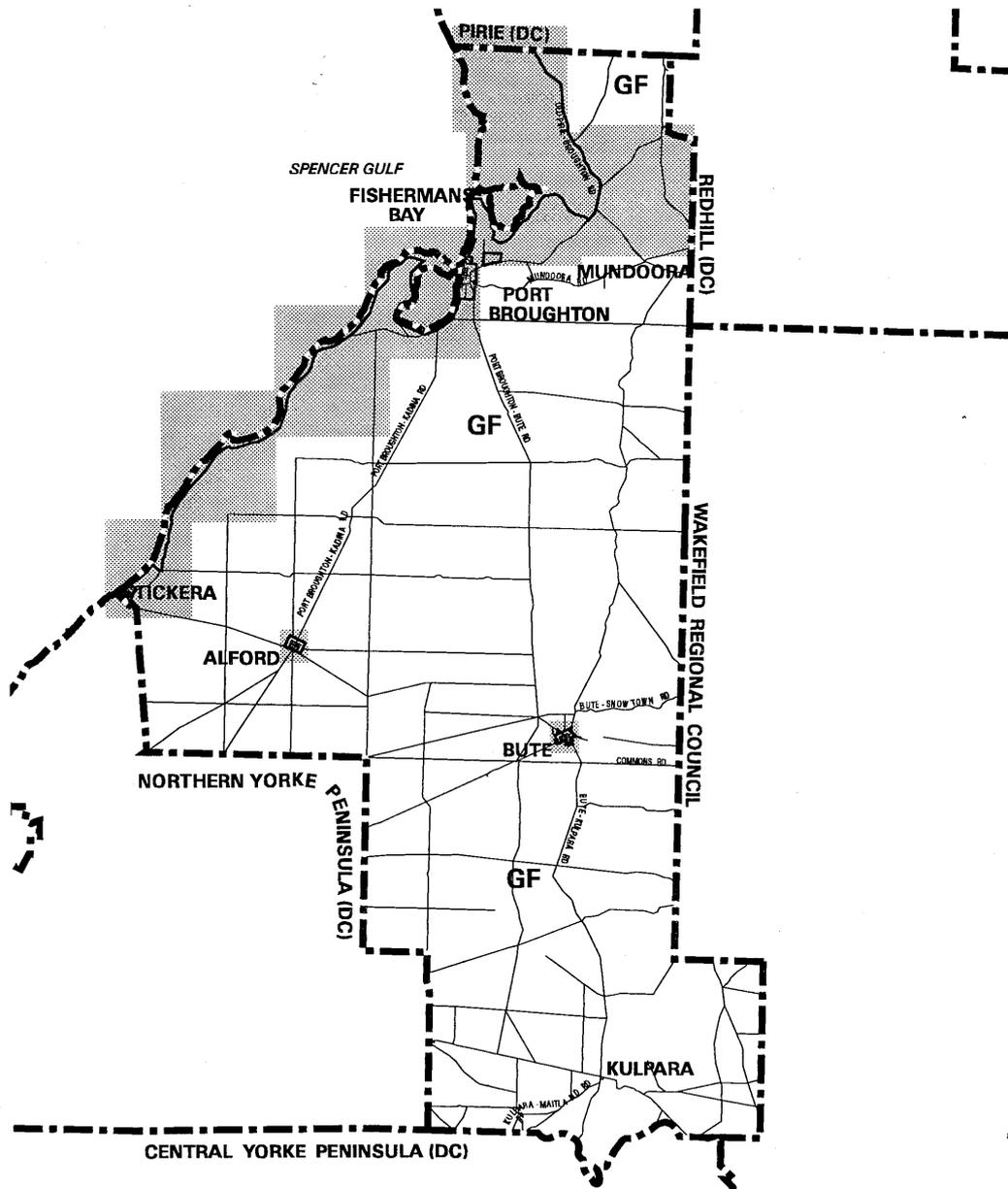
NOTICE

PURSUANT to section 29 (2) (b) of the Development Act 1993, I, Diana Laidlaw, being the Minister administering the Act, amend:

The Barunga West (DC) Development Plan dated 13 April 2000, as follows:

- (a) Delete Maps BaW/3, 7, 12 and 13 dated 13 April 2000 and insert the contents of Attachment 'A'; and
- (b) Amend cross-references wherever they appear in the text.

ATTACHMENT A

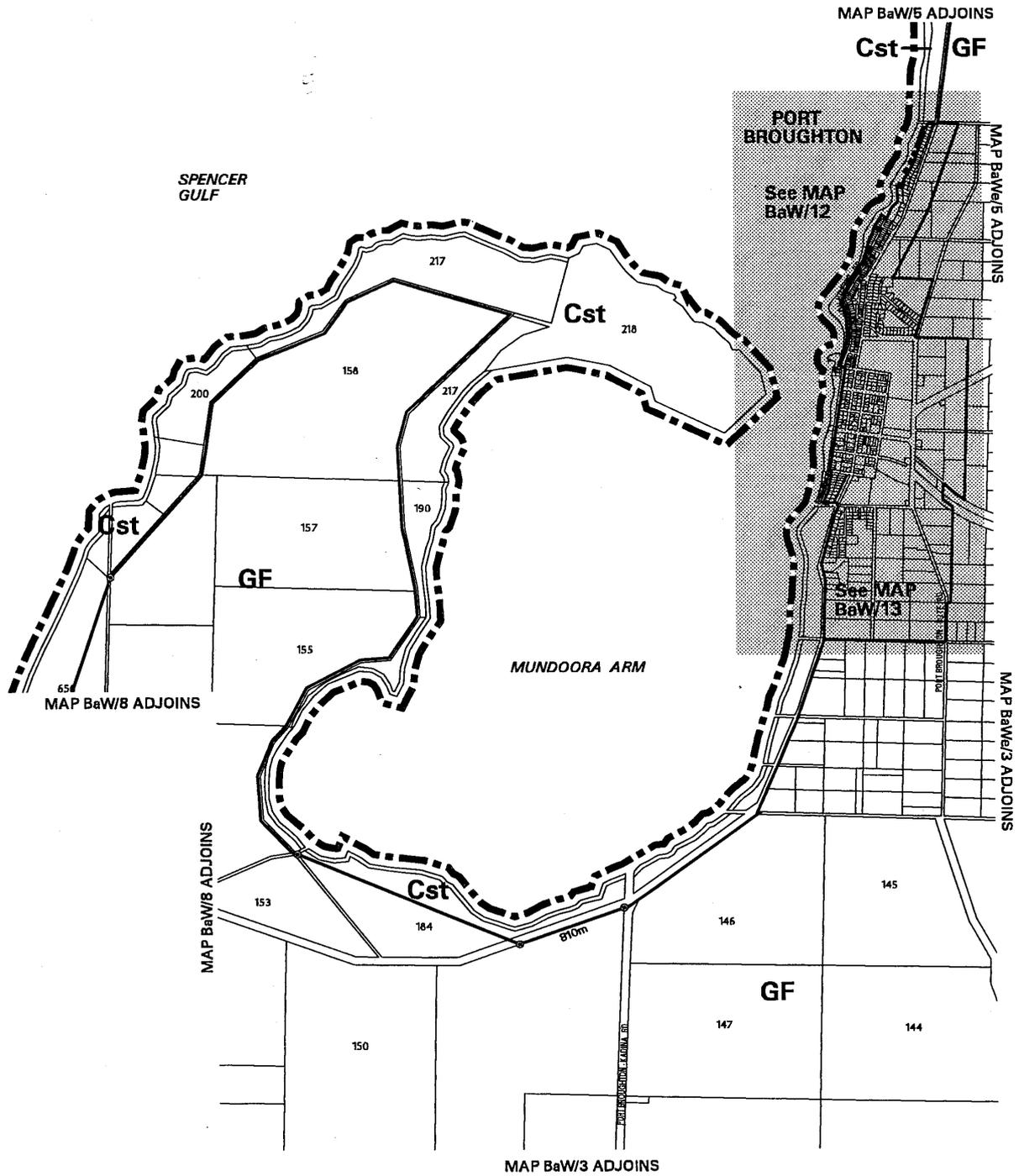


NOTE : See Index Map BaW/2 for shaded areas
 GF General Farming

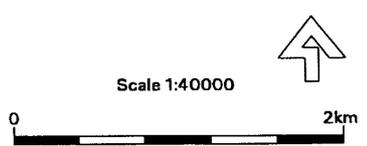


**BARUNGA WEST (DC)
 ZONES
 MAP BaW/3**

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

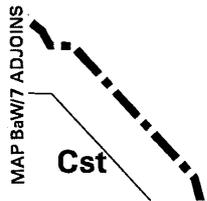
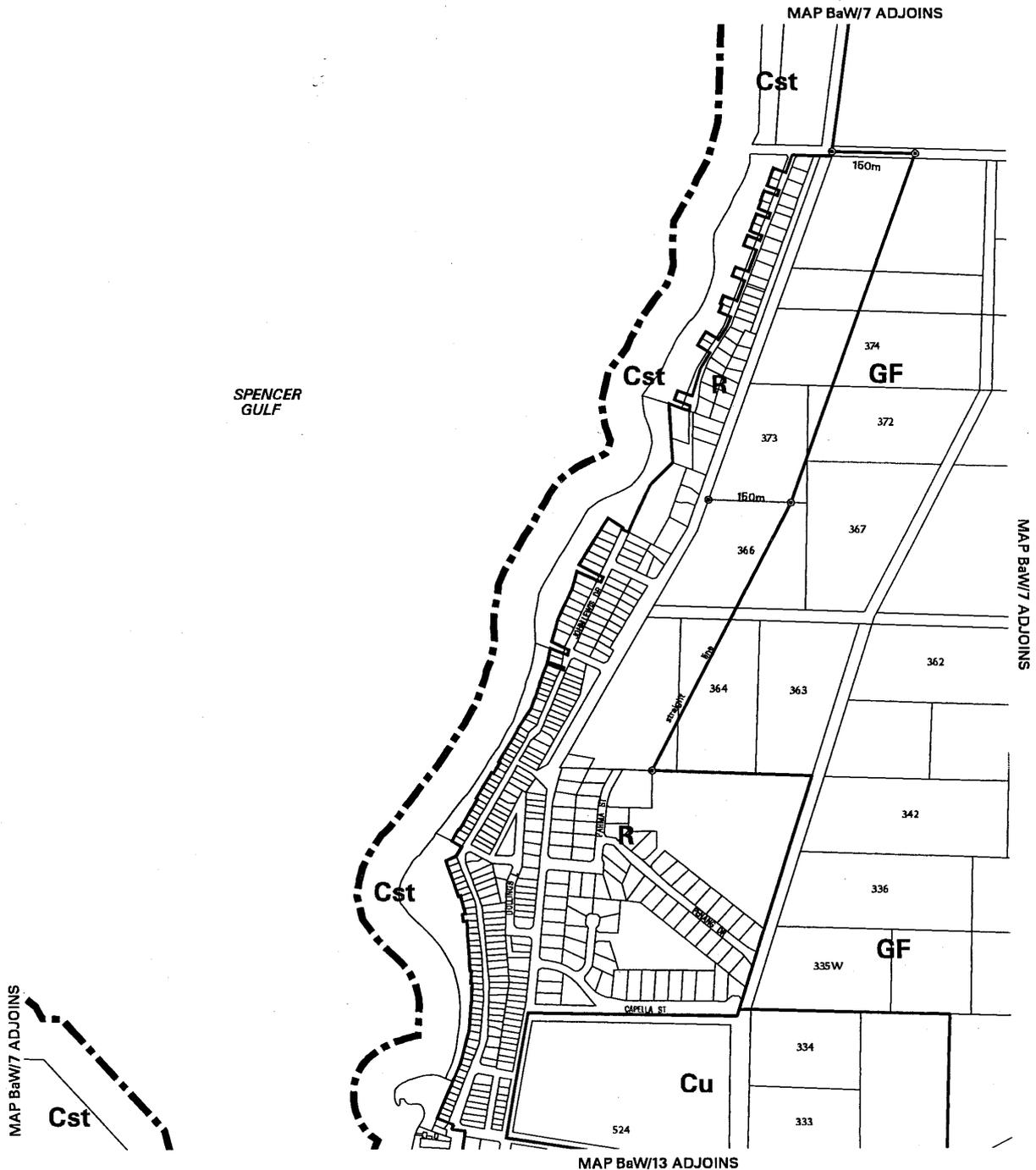


Cst Coastal
GF General Farming

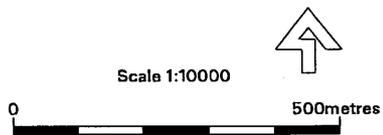


— Zone Boundary
 - - - - - Development Plan Boundary

**BARUNGA WEST (DC)
 ZONES
 MAP BaW/7**

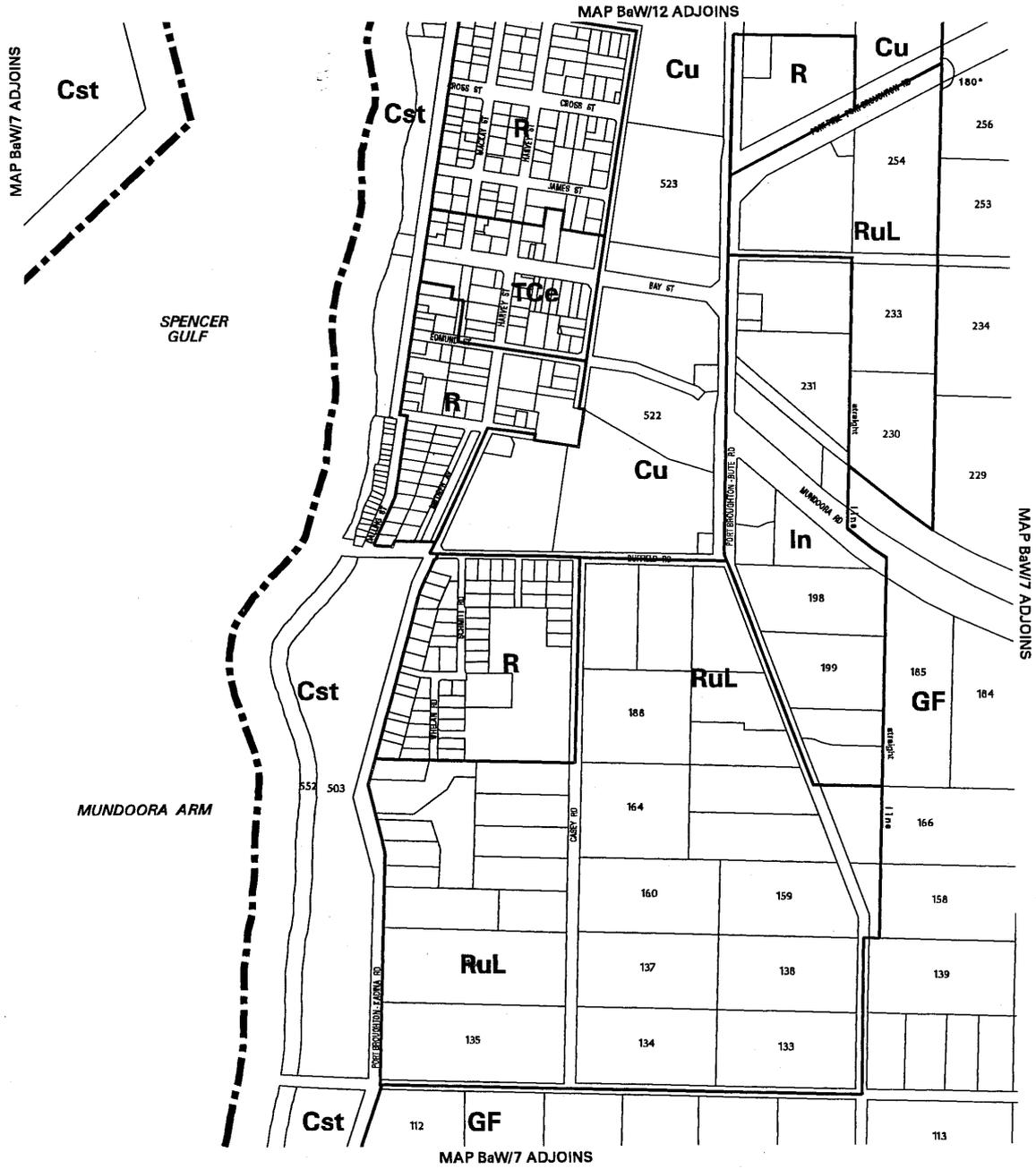


PORT BROUGHTON
 Cst Coastal
 Cu Community
 GF General Farming
 R Residential



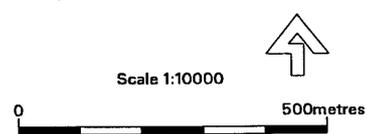
**BARUNGA WEST (DC)
 ZONES
 MAP BaW/12**

—— Zone Boundary
 - - - - Development Plan Boundary



- PORT BROUGHTON**
- Cst Coastal
 - Cu Community
 - GF General Farming
 - In Industry
 - R Residential
 - RuL Rural Living
 - TCe Town Centre

- Zone Boundary
- Development Plan Boundary



**BARUNGA WEST (DC)
ZONES
MAP BaW/13**

Dated 20 September 2001.

DIANA LAIDLAW, Minister for Transport and Urban Planning

PLN 01/0315

Environment, Resources and Development Court (Native Title) Rules 2001

PURSUANT to section 48 of the *Environment, Resources and Development Court Act 1993*, and all other enabling powers, we, Michael Lester Wheatley Bowering, Presiding Member of the Environment, Resources and Development Court, and Christine Louise Trenorden, a Judge of that Court, make the following rules.

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Part 1 Preliminary

1.1 Citation

These rules may be cited as the *Environment, Resources and Development Court (Native Title) Rules 2001*, and revoke the *Environment, Resources and Development Court (Native Title) Rules 1995*.

1.2 Commencement

These rules will come into operation on the day on which they are published in the Government Gazette.

1.3 Interpretation

In these rules—

applicant includes both a person applying for a native title declaration and a person claiming compensation under the State Native Title Act;

Court means the Environment, Resources and Development Court;

expedited procedure means a procedure under an Act for obtaining a summary determination of the Court authorising operations on native title land that—

- (a) will not directly interfere with the community life of the holders of native title in the land on which the operations are to be carried out; and
- (b) will not interfere with areas or sites of particular significance, in accordance with their traditions, to the holders of native title in the land on which the operations are to be carried out; and
- (c) will not involve major disturbance to the land on which the operations are to be carried out;

Judge means a Judge of the Court;

Master means a Master of the Court;

native title agreement means an agreement made under an Act authorising a person to enter native title land and carry out operations on the land;

Example—

- a native title mining agreement under Part 9B of the *Mining Act 1971* or Part 7 of the *Opal Mining Act 1995*;

native title determination means a determination of the Court made under an Act authorising a person—

- (a) to enter native title land and carry out operations on the land; or

(b) to acquire native title land;

Examples—

- a native title mining determination under Part 9B of the *Mining Act 1971* or Part 7 of the *Opal Mining Act 1995* authorising a mining operator to enter native title land and carry out mining operations;
- a determination under section 28A of the *Land Acquisition Act 1969* ;
- a determination under section 20 of the *Land Acquisition Act 1969*;

proposed operations includes proposed mining operations as defined in the *Mining Act 1971* and the *Opal Mining Act 1995* and the proposed acquisition of land under the *Land Acquisition Act 1969*.

Registrar means the person holding or acting in the office of Registrar of the Court.

Regulations mean the regulations made under the State Native Title Act which are in operation at the time;

State Native Title Act means the Native Title (South Australia) Act 1994;

1.4 Expressions used in the State Native Title Act

Unless the contrary intention appears, an expression used in these Rules and in the State Native Title Act has the same meaning in these Rules as it has in the State Native Title Act.

Note See, for example, the definitions of claimant application, native title question and non-claimant application in section 3 of the State Native Title Act.

1.5 Cultural or customary concerns

- (1) At any time in a proceeding, the Court may give the directions and make the orders it considers appropriate to take account of the cultural or customary concerns of a party to the proceeding or another person.

Example

The Court may make a ruling on the naming of recently deceased people.

- (2) In considering orders to be made, the Court may seek any information it considers appropriate from a party to the proceeding.

Part 2 State Native Title Register

2.1 Title of register

The register kept by the Registrar under section 17 of the State Native Title Act will be called the *State Native Title Register*.

2.2 Matters to be recorded

[Section 17 of the State Native Title Act and regulation 6 of the Regulations specify the information that must be recorded in the register. That includes all decisions by competent authorities under the law of the Commonwealth about the existence of native title in land in the State or the nature of rights conferred over land in the State by native title. Also see Rule 2.6.]

The Registrar may accept a certified extract of the *National Native Title Register* kept under the *Native Title Act 1993* (Cwth.) as a basis for entering decisions of competent authorities under the law of the Commonwealth about the existence of native title in land in the State or the nature of rights conferred over land in the State by native title.

2.3 Inspection of register

[Section 17(3) of the State Native Title Act requires the register to be kept available for inspection during normal business hours on payment of the fee fixed by the regulations.]

2.3.1 The register will be available for inspection at the principal registry of the Court at the Sir Samuel Way Building, Victoria Square, Adelaide.

2.3.2 The Registrar may make the register, or part of the register, available for inspection at district registries of the Court on terms and conditions determined by the Registrar.

2.4 Confidential part of register

[Section 17(4) of the State Native Title Act requires a part of the register to be set aside for the inclusion of information and materials of a nature that cannot be publicly disclosed without contravening Aboriginal tradition. The confidential part is to include information and materials determined by the Court or the Registrar. The confidential part is only to be inspected as authorised by the Court or the Registrar.]

2.4.1 The part of the register set aside for the inclusion of information and materials of a nature that cannot be publicly disclosed without contravening Aboriginal tradition (the confidential part of the register) must be kept as directed by a Judge.

2.4.2 The Court or the Registrar may specify conditions on which a person is authorised to have access to the confidential part of the register, including conditions restricting the information or materials to which the person is to have access.

2.4.3 The Registrar must keep a written record of each decision of the Court or the Registrar authorising a person to have access to the confidential part of the register, including details of the name and address of the person and the information or materials to which the person was authorised to have access (but that record is not to be made available for inspection by members of the public).

Part 3 Applications (native title and compensation) under the State Native Title Act

3.1 Applications (native title and compensation)

3.1.1 An applicant for a native title declaration under Part 4 Division 2, or for compensation under Part 4A of the State Native Title Act, must file 2 copies of the application and each map and other accompanying document with the Court.

Note 1 The Regulations prescribe the following forms for applications under Part 4A of the State Native Title Act:

- *Form 1 (Native title declaration application – claimant application)*
- *Form 2 (Native title declaration application – non-claimant application)*

- *Form 3 (Application for variation or revocation of native title declaration)*
- *Form 4 (Statement of claim by a person other than the registered representative of native title holders for compensation).*

Note 2 Form 1 is also the prescribed form for amending a claimant application (see Schedule S to Form 1). Forms 2 and 4 may be used for amending a non-claimant application and compensation application respectively.

- 3.1.2 If the applicant is an individual, the application must be signed, and the accompanying statutory declaration or affidavit sworn or affirmed, by the applicant.
- 3.1.3 If the applicant is a body corporate, the application must be signed, and the accompanying statutory declaration or affidavit sworn or affirmed, by a director, secretary or other principal officer of the body corporate, or by a person employed by the body corporate who is authorised to sign the application and make the statutory declaration or affidavit.
- 3.1.4 If the applicant is a number of individuals jointly:
- (a) the application must be signed by each individual, or by 1 individual who is authorised by each other individual to sign the application; and
 - (b) the accompanying statutory declaration must be sworn or affirmed by each individual.

3.2 Form of amendment of applications (native title and compensation)

- 3.2.1 A person applying under reg 9 of the Regulations to amend an application made under Parts 4 and 4A of the State Native Title Act must file 2 copies of the application and each map and other accompanying document with the Court.

Note 1 An application may be amended under Parts 4 and 4A of the State Native Title Act and the Regulations or in any other way as ordered by the Court.

- 3.2.2 The Court may give the directions and make the orders it considers appropriate, including (but without limiting the generality of this power) an order that claimant applications be combined.

3.3 Joinder of parties to applications (native title and compensation)

- 3.3.1 This Rule applies to a person who wants to be a party to an application (native title and compensation).
- 3.3.2 If the 3 month period mentioned in regulation 10(6)(b) of the Regulations (the relevant period) has not ended for the application, the person must apply to the Court in writing.
- 3.3.3 At the end of the relevant period, the Registrar must give notice of each person who applied to be joined to the application to the applicant and to any other party to the proceeding.

- 3.3.4 If the relevant period has ended, the person must seek the leave of the Court by applying to the Court in writing setting out the nature of the person's interests in the proceeding.

Note The Court may at any time join any person as a party to a proceeding if the Court is satisfied that the person has a proper interest in the proceedings (see section 16A of the State Native Title Act).

- 3.3.5 The person seeking leave must, at the time he or she applies to the Court, give notice of his or her intention to apply to be joined to the applicant and to any other party to the proceeding.
- 3.3.6 If the Court grants the person leave to be joined, notice of the decision must be given to the applicant and to any other party to the proceedings.

3.4 Applications other than applications (native title and compensation)

- 3.4.1 This Rule applies to an application other than an application (native title and compensation).
- 3.4.2 Unless the Court otherwise directs, an application to the Court for which no form is prescribed under the Regulations, must be:
- (a) in the appropriate form under these Rules with any variations that the nature of the case requires; and
 - (b) accompanied by an affidavit setting out the grounds in support of the application.

No form is prescribed under the Regulations for certain applications, including:

- to review a decision of the Registrar not to accept a claim for registration (under section 19B of the State Native Title Act)
- to be joined as a party to proceeding (section 16A of the State Native Title Act)

- 3.4.3 If the applicant is an individual, the application must be signed, and the accompanying affidavit sworn or affirmed, by the applicant.
- 3.4.4 If the applicant is a body corporate, the application must be signed, and the accompanying affidavit sworn or affirmed, by a director, secretary or other principal officer of the body corporate, or by a person employed by the body corporate who is authorised to sign the application and make the affidavit.
- 3.4.5 If the applicant is a number of individuals jointly:
- (a) the application must be signed by each individual, or by 1 individual who is authorised by each other individual to sign the application; and
 - (b) the accompanying affidavit must be sworn or affirmed by each individual.
- 3.4.6 Unless the Court otherwise directs, the application must be served on the applicant for native title or compensation and on the State Minister.
- 3.4.7 The Court may order that the application be served on, or notice of the application be given to, other parties to the application for native title or compensation.

Note For giving notice, see Rule 9.3.

- 3.4.8 If an applicant, or the State Minister served with an application under this Rule, believes another person has an interest in the application, the applicant, or the State Minister may, within 14 days of receiving the application, notify the Court of the name and address of the person believed to have an interest.
- 3.4.9 The Court may order that the application be served on, or notice be given to, any person that the Court is satisfied has an interest in the application.
- 3.4.10 A person served with, or given notice of, the application may file and serve a notice of appearance and, unless the Court otherwise directs, becomes a respondent to the application on filing the notice of appearance.
- 3.4.11 In this Rule, *person* may include a group of persons or an organisation.
- 3.4.12 Nothing in this Rule affects any right a person may otherwise have to be joined as a party to a proceeding, or the power of the Court, on its own initiative or at the request of a party, to order that a person be joined as a party to a proceeding.
- 3.5 Application for review of decision not to accept claim for registration**
- 3.5.1 This Rule applies to an application under section 19B of the State Native Title Act for review of a decision of the Registrar not to accept a claim for registration.
- 3.5.2 The application must be filed within 42 days from the date of notification of the decision under subsection 19A (7) of the State Native Title Act.
- 3.5.3 An application for review will be heard by a judge.
- 3.5.4 On a review, the Judge may give directions to the Registrar or the applicant.

Part 4 Applications under the Mining Act 1971, Opal Mining Act 1995 and the Land Acquisition Act 1969

DIVISION 1: General requirements for applications and appeals

4.1 Form of applications and notices of appeal

If the form of an application or notice of appeal to the Court relating to a native title question is not prescribed by or under the Act under which it is made or given, the application or notice must—

- (a) be in writing; and
- (b) give the full name of the applicant or appellant; and
- (c) give an address for service of the applicant or appellant and, if available, the telephone and facsimile numbers of the applicant or appellant; and
- (d) give the names and addresses of all persons to whom a copy of the application or notice is required to be given by the applicant or appellant (if any); and

- (e) set out the grounds for the application or appeal; and
- (f) be signed by the applicant or appellant, or on the applicant's or appellant's behalf by a solicitor, agent or other representative; and
- (g) be lodged in a registry of the Court.

4.2 Service of applications and notices of appeal

4.2.1 The applicant or appellant must give a copy of the application or notice of appeal—

- (a) to each person to whom it is required to be given under these Rules; or
- (b) if no specific requirement is included in the Rules—to each person to whom it is required to be given by directions given by or at the direction of a Judge.

4.2.2 Service must take place as soon as reasonably practicable after the application or notice is lodged in a registry of the Court.

4.2.3 The method of service must—

- (a) if the person to whom the copy is to be given holds or may hold native title in the land—comply with Part 5 of the State Native Title Act and regulation 17 of the Regulations; and
- (b) in any other case not provided for by paragraph (a) —comply with Part 12 of the *Environment, Resources and Development Court Rules 2001* .

4.2.4 Proof of service in accordance with rule 12.3 of the *Environment, Resources and Development Court Rules 2001* must be promptly sworn and filed in a registry of the Court.

DIVISION 2: Additional requirements

4.3 Requests for mediation

[Certain provisions allow native title parties and others negotiating with native title parties to request the Court to mediate between the parties to assist in obtaining their agreement (*see eg section 63P(3) Mining Act 1971, section 58(3) Opal Mining Act 1995, and sections 19(3) and 23(3) Land Acquisition Act 1969*).]

4.3.1 An application requesting the Court to mediate between parties to assist in obtaining their agreement about a native title question must—

- (a) give the name and address of each other party to the proposed mediation; and
- (b) include an outline of the circumstances of the case and the matters in dispute; and
- (c) be accompanied by a copy of the notice initiating negotiations between the parties and a copy of any other notice or document relating to the matter given to or by the applicant under the Act authorising the request for mediation.

4.3.2 The applicant must give a copy of the application to each other party to the mediation.

4.3.3 If mediation has been requested, it may continue even after an application for a native title declaration has been made to the Court seeking a resolution of the matters in dispute.

4.4 Application for summary determination authorising operations on native title land

[Certain provisions allow the Court to make a summary determination authorising operations on native title land if no native title parties have come forward following notification of an intention to negotiate with native title parties (*see eg section 63N of the Mining Act 1971 and section 56 of the Opal Mining Act 1995*) or if the operations are of a kind attracting the expedited procedure (*see eg section 63O of the Mining Act 1971 and section 57 of the Opal Mining Act 1995*).]

4.4.1 An application for a summary determination authorising operations on native title land must—

- (a) identify and describe the land on which the proposed operations are to be carried out; and
- (b) describe the interest (including any authority or tenement authorising the proposed operations) that the applicant holds or has applied to hold in the land; and
- (c) describe the general nature of the proposed operations that are to be carried out on the land; and
- (d) set out the terms of the determination sought; and
- (e) if the applicant is relying on the expedited procedure—
 - (i) set out the grounds on which the applicant alleges that the expedited procedure applies to the proposed operations; and
 - (ii) be accompanied by copies of any objections to reliance on the expedited procedure received by the applicant; and
- (f) be accompanied by a copy of the notice initiating negotiations with native title parties in relation to the proposed operations given by the applicant; and
- (g) set out to whom, when and how that notice was given.

4.4.2 If the applicant is relying on the expedited procedure—the applicant must give a copy of the notice to each person (if any) who has objected to reliance on the expedited procedure.

4.5 Application for decision on payment to native title parties under native title agreement

[A native title agreement may provide for payment to the native title parties based on profits or income derived from operations on the land or on production from the operations on a basis to be decided by the Court (*see eg section 63Q(1) and (2) Mining Act 1971 and section 59(1) and (2) Opal Mining Act 1995. Note that under section 63S(3) Mining Act 1971 and section 61(3) Opal Mining Act 1995 a native title determination cannot impose such an arrangement*).]

- 4.5.1 An application requesting the Court to determine the basis of payment to native title parties under a native title agreement (as required by the agreement) must be accompanied by a copy of the native title agreement.
- 4.5.2 The applicant must give a copy of the application to—
- (a) each other party to the agreement; and
 - (b) the Minister responsible for the Act under which the agreement is made.

4.6 Appeal against Minister's order prohibiting registration of native title agreement

[Certain provisions allow a Minister, if of the opinion that there is reason to believe that a native title agreement may not have been negotiated in good faith, to make an order prohibiting registration of the agreement (*see eg section 63Q(5) Mining Act 1971 and section 59(5) Opal Mining Act 1995*). The decision of the Minister is subject to appeal (*see eg section 63Q(6) Mining Act 1971 and section 59(6) Opal Mining Act 1995*).]

- 4.6.1 A notice of appeal against a decision of a Minister prohibiting registration under an Act of a native title agreement must—
- (a) give an outline of the circumstances of the case; and
 - (b) give details of the decision appealed against; and
 - (c) set out the terms of the order sought; and
 - (d) set out the grounds of appeal; and
 - (e) be accompanied by a copy of—
 - (i) the native title agreement; and
 - (ii) the order of the Minister prohibiting registration of the agreement.
- 4.6.2 The appellant must give a copy of the notice of appeal to—
- (a) each other party to the native title agreement; and
 - (b) the Minister.

4.7 Application for native title determination

[Negotiations with native title parties must occur in relation to various matters including creation of a right to mine (*see eg Part 9B Mining Act 1971 and Part 7, Opal Mining Act 1995*), the conferral of rights under the *Land Acquisition Act 1969*. If agreement cannot be reached between the negotiating parties, an application may be made to the Court for a native title determination (*see eg section 63S Mining Act 1971, section 61 Opal Mining Act 1995 and section 20 Land Acquisition Act 1969*).]

- 4.7.1 An application for a native title determination following the failure of negotiating parties to reach agreement must—
- (a) identify the land subject to the negotiations; and
 - (b) identify the other parties with whom negotiations have taken place; and
 - (c) identify the representative Aboriginal body for the area in which the land is situated; and

- (d) identify any person who holds an interest in the land (including an authority or tenement authorising mining or other operations on the land) but has not been a party to the negotiations and give details of the nature of the interest; and
 - (e) include a statement of the effect of the proposed operations on:
 - (i) the enjoyment of native title right and interests by the native title parties;
 - (ii) the way of life, culture and traditions of the native title parties;
 - (iii) the development of the social, cultural and economic interests of the native title parties;
 - (iv) the freedom of access by any of the native title parties to the land and their freedom to carry out rites, ceremonies or other activities of cultural significance on the land in accordance with their traditions;
 - (v) any area or site on the land of particular significance to the native title parties in accordance with their traditions; and
 - (vi) the natural environment of the land.
 - (f) set out the terms of the determination sought; and
 - (g) if it is made by a person other than a native title party—
 - (i) describe the interest (including any authority or tenement authorising proposed operations on the land) that the applicant holds or has applied to hold in the land; and
 - (ii) describe the general nature of the operations proposed to be carried out on the land or the purpose for which the land is to be acquired; and
 - (iii) be accompanied by a copy of the notice initiating the negotiations; and
 - (iv) set out to whom, when and how that notice was given; and
 - (h) if it is made by a native title party—
 - (i) give details of the nature of the rights conferred by the native title in the land held or claimed by the applicant and the basis on which native title is held or claimed; and
 - (ii) give details of any request for non-monetary compensation.
- 4.7.2 However, if the Court has mediated between the parties to assist in obtaining their agreement, any party to the mediation may apply for a native title determination by written request to the Court setting out the terms of the determination sought (rather than by application in the form referred to above).
- 4.7.3 The applicant must give a copy of the application or written request to—
- (a) each other party to the negotiations; and
 - (b) the representative Aboriginal body for the area in which the land is situated; and
 - (c) the Minister responsible for administration of the Act under which the determination is sought.

4.8 Application for review of compensation under native title determination

[The Court may be asked to review provisions of a native title determination providing for payment of compensation if a native title declaration is made subsequent to the determination (*see eg section 63ZB of the Mining Act 1971 and section 70 Opal Mining Act 1995*).]

An application for review of the provisions of a native title determination providing for the payment of compensation following a native title declaration must—

- (a) identify the determination and the provisions of the determination sought to be reviewed; and
- (b) give details of the native title declaration, including—
 - (i) the date of the declaration; and
 - (ii) the land to which the declaration relates; and
 - (iii) if native title is declared to exist in the land—
 - the persons declared to be the common law holders of native title; and
 - the body declared to be the registered representative of the common law holders of native title; and
 - the nature and extent of the rights and interests conferred by the native title; and
 - the nature and extent of other interests in the land that may affect the native title rights and interests deriving from the native title; and
- (c) identify the operations authorised by the determination and the authorities or tenements under which the operations authorised by the determination may be carried out; and
- (d) if the applicant is a person who is liable to pay compensation under the determination—describe the operations that have been carried out under the determination; and
- (e) identify any person who holds an interest in the land but who was not a party to the negotiations leading to the determination and give details of the nature of the interest; and
- (f) set out the terms of the order sought; and
- (g) set out the reasons for changing the provisions of the determination for payment of compensation.

4.8.1 The applicant must give a copy of the application to—

- (a) each other party bound by the determination; and
- (b) the representative Aboriginal body for the area in which the land is situated; and
- (c) the Minister responsible for administration of the Act under which the determination was made.

Part 5 Native title questions referred to Court

[Section 6 of the State Native Title Act and section 20A of the *Environment, Resources and Development Court Act 1993* empower the Supreme Court, and require other courts, to refer proceedings involving a native title question (as defined in the State Native Title Act) to the Environment, Resources and Development Court.]

5.1 Pleadings in referred proceedings

- 5.1.1 If proceedings involving a native title question are referred to the Court for hearing and determination before the pleadings are completed, the parties must, subject to direction by a Judge or Master, complete the pleadings in accordance with the rules applicable to the court in which the proceedings were commenced.
- 5.1.2 The Court may exercise interlocutory powers that could have been exercised by the court in which the proceedings originated.

Part 6 Evidence

6.1 Evidentiary matters generally

- 6.1.1 The Rules generally and the Rules of evidence apply, subject to this Order, to a proceeding under this Order.
- 6.1.2 The Court may, at any time in proceedings, make any order it considers appropriate relating to evidentiary matters.
- 6.1.3 Without limiting subrule 6.1.2, the Court may make orders:
- (a) restricting access to the transcript of proceedings; or
 - (b) restricting access to the content of any pleading or any other document on the Court file; or
 - (c) relating to the manner in which evidence may be presented to the Court; or
 - (d) relating to the time when and the place where certain evidence is to be taken; or
 - (e) relating to the manner of identifying and referring to evidence about specified subject matters; or
 - (f) relating to the presentation of evidence about a cultural or customary subject.

6.2 Evidence of a cultural or customary subject

If evidence of a cultural or customary subject is to be given by way of singing, dancing, storytelling or in any other way other than in the normal course of giving evidence, the party intending to adduce the evidence must inform the Court, within a reasonable time before the evidence is proposed to be given:

- (a) where, when and in what form it is proposed to give the evidence; and
- (b) of any issues of secrecy or confidentiality relating to the evidence or part of the evidence.

6.3 Documents referring to certain material

- 6.3.1 A document used in proceedings that refers to material relating to a cultural or customary subject that a party claims is of a confidential or secret nature must contain a notice of the claim.
- 6.3.2 The notice must:
- (a) appear on the front page of the document; and
 - (b) include a short description of the material and the reason for its confidential or secret nature.
- 6.3.3 The material must be contained in a sealed envelope attached to the document.
- 6.3.4 The sealed envelope must not be opened except by leave of the Court.
- 6.3.5 Leave may be conditional on non-disclosure of the material or part of the material.

6.4 Evidence given in consultation with others

- 6.4.1 The Court may, if it considers that in all the circumstances it is in the interests of justice to do so, receive into evidence statements from a group of witnesses, or a statement from a witness after that witness has consulted with other persons.
- 6.4.2 If a statement is made by a witness after consultation with other persons, the identity of the persons may, at the direction of the Court, be recorded in the transcript.

6.5 Evidence given not in normal course

- 6.5.1 If the Court considers that a person's evidence should be given at a time other than when such evidence would normally be given, the Court may give directions as to how, when and in what form the evidence is to be given.
- 6.5.2 Subrule 6.5.1 applies even if proceedings have been referred to mediation.

6.6 Evidence that may disclose certain information, contrary to a Court order

- 6.6.1 This rule applies if the adducing of evidence or inspection of a document in a proceeding might disclose evidence or information relating to the culture, genealogy, customs or traditions of Aboriginal peoples or Torres Strait Islanders contrary to a direction or order of a court or tribunal.
- 6.6.2 The person wishing to adduce the evidence or inspect the document must give reasonable notice to:
- (a) the court or tribunal that gave the direction or made the order; and
 - (b) each person, or the representative of each person, who gave the evidence or produced the information; and
 - (c) any other person as the Court may direct.
- 6.6.3 Notice may be given under subrule 6.6.2 (a) by giving notice to the Registrar of the court or tribunal, or a person performing the duties of a Registrar or holding a similar office.

6.6.4 In this rule, a *court or tribunal* includes the Aboriginal Land Commissioner and any other body or entity with jurisdiction under a law of the Commonwealth or a State or Territory to hear and determine, or make findings and recommendations, or mediate or otherwise act in relation to indigenous land proceedings.

6.7 Inspection

6.7.1 To enable the proper determination of any matter in question in proceedings, the Court may make orders for the inspection of any place.

6.7.2 Without limiting subrule 6.7.1, the Court may make orders about the method, manner and means of inspection, including orders relating to:

- (a) the provision of maps; or
- (b) the obtaining of permission of owners and occupiers of land; or
- (c) the giving of notice; or
- (d) particulars of travel and accommodation details; or
- (e) particulars of arrival and departure times; or
- (f) the type, number and description of motor vehicles; or
- (g) route description (for example the physical features of route including condition of road surfaces); or
- (h) particulars of distances to be travelled and estimated times of travel and inspection; or
- (i) details of any third party controlling the inspection and any related costs.

Part 7 Directions hearings

7.1 Directions hearing must be convened for all matters

7.1.1 The Registrar must convene a directions hearing before a Judge as soon as practicable after—

- (i) registering a claimant application; or
- (ii) receiving a non-claimant application; or
- (iii) receiving an application for variation or revocation of a native title declaration; or
- (iv) receiving a request for mediation under Part 4 of these Rules; or
- (v) proceedings referred or removed to the Court under Part 5 of these Rules; and
- (vi) receiving an application for compensation for an act extinguishing or otherwise affecting native title.

7.1.2 However, the Registrar may defer convening a directions hearing until satisfied that all notices and copies of documents required to be given in the circumstances of the case have been given.

7.2 Adjournment of hearing

A directions hearing may be adjourned from time to time and may be resumed before the same or a different Judge.

7.3 Directions that may be given at hearing

At a directions hearing, the Judge may give directions to the parties to the proceedings or the Registrar in order to define and clarify the issues between the parties and to facilitate the efficient and expeditious hearing and determination of the issues raised by the proceedings, including directions—

- (a) about the giving of notice of the proceedings (*see section 16(1)* of the State Native Title Act);
- (b) inviting or requiring a person (or representative of a group) to be joined as a party to the proceedings or to introduce evidence, or make submissions, relevant to the proceedings;
- (c) about service of a notice or other document;
- (d) about whether the proceedings should be heard in the Environment, Resources and Development Court or the Supreme Court;
- (e) about whether the proceedings should be heard together with other proceedings before the Court relating to the same land (*see section 26 of the State Native Title Act*);
- (f) if the proceedings have been commenced in the Court or referred or removed to the Court by another court—
 - (i) giving interested persons a specified time within which to apply for registration of a claim to native title in land or for a native title declaration;
 - (ii) about the procedure for pleadings, if not completed;
- (g) requiring a party to undertake investigations, make inquiries or ascertain facts that may be relevant to the proceedings;
- (h) requiring a party to provide (to the Court or another party) reports, maps, records or other documents that may be relevant to the proceedings;
- (i) requiring a party to provide particulars of his or her case, including a written summary of the evidence intended to be introduced;
- (j) about the convening of a conference of the parties, including—
 - (i) the selection of a mediator;
 - (ii) the procedure, places, timing and other arrangements for the conference;
- (k) dispensing (either prospectively or retrospectively) with compliance with the rules or specified rules.

7.4 Reference to Master of matters raised at hearing

A Judge may refer a particular matter raised at a directions hearing to a Master for direction or decision.

Part 8 Native title conferences

[Section 8 of the State Native Title Act requires the Court to call a conference of the parties to contested proceedings involving a native title question, unless the Court is of the opinion that no useful purpose would be served by a conference between the parties before the hearing of the matter or there is some other adequate reason for dispensing with a conference.]

8.1 Selection of mediator

[Section 9 of the State Native Title Act requires the Court to select a mediator from among the native title commissioners to preside at the conference in accordance with the rules.]

The mediator to preside at a conference under section 8 of the State Native Title Act must be selected from among the native title commissioners by a Judge.

8.2 Appointment of assistant to mediator

8.2.1 A Judge may appoint a native title commissioner to assist the mediator if the Judge considers that appropriate for reasons of Aboriginal tradition or for other reasons.

8.2.2 A native title commissioner appointed to assist a mediator—

- (a) must do so in the manner requested by the mediator; and
- (b) is, unless all parties agree to the contrary, disqualified from taking further part in the proceedings (as is the mediator under section 12 of the State Native Title Act).

8.3 Purpose of conference and conduct of parties

8.3.1 The purpose of a conference is to enable the mediator to assist the parties to explore the possibility of resolving the matters in dispute by agreement and without resorting to a formal hearing (*see section 8(1) of the State Native Title Act 1994*), and to that end, it is expected that as far as possible the issues or matters in dispute, from the perspective of each party, will be aired and discussed openly at the conference, with a view to a fair and reasonable exchange of views in good faith.

8.3.2 Each party or a representative of each party attending the conference should attend in good faith, and, in the case of a representative, have the authority to discuss, negotiate and authorise a settlement of the proceedings, or agree on issues or parts of the proceedings.

8.3.3 Each party or a representative of each party should be prepared at the conference to discuss the party's case and its grounds, identify the issues proposed to be argued and respond to the case of each other party to the best of his or her ability.

8.4 Powers of mediator

[Section 9(4) of the State Native Title Act allows the mediator to exercise powers of the Court delegated by the rules.]

The mediator may, at any time in the course of the conference, exercise any of the following delegated powers of the Court:

- (a) the powers of a Judge to issue directions—
 - (i) requiring a party to undertake investigations, make inquiries or ascertain facts that may be relevant to the proceedings;
 - (ii) requiring a party to provide (to the Court or another party) reports, maps, records or other documents that may be relevant to the proceedings;
 - (iii) requiring a party to provide particulars of his or her case, including a written summary of the evidence intended to be introduced;
 - (iv) about the procedure, places, timing and other arrangements for the conference;
- (b) with the consent of all parties to the proceedings, to take and record evidence which may be admissible in proceedings before the Court (*see* section 11 of the State Native Title Act).

8.5 Conclusion of conference

[Section 10 of the State Native Title Act provides that if a settlement is reached at a conference, the Court may make orders to give effect to the terms of agreement. The section also provides that if it appears that there is no reasonable prospect of reaching a negotiated settlement within a reasonable time, the mediator must close the conference and report the failure to reach agreement to the Court.]

- 8.5.1 If a settlement is reached at a conference, the mediator must, as soon as reasonably practicable, close the conference and give a written report of the terms of agreement (including the terms of any proposed orders of the Court) to the presiding member of the Court.
- 8.5.2 If it is proposed that the Court make an order to give effect to the terms of agreement, the Court will be constituted of a Judge.
- 8.5.3 In making an order, the Judge—
 - (a) will have regard to the views of the mediator who presided at the conference; and
 - (b) will, if the order is a final order in the proceedings, give the parties an opportunity to make submissions about the terms of the order.

Part 9 Other

9.1 Change of address for service

A party to proceedings must inform the Court in writing of any change in address for service or contact details within 14 days of the change.

9.2 Appointment of agent

- 9.2.1 If a party to proceedings appoints an agent in relation to the proceedings, the party must inform the Court in writing, within 14 days of the appointment, of the name, contact details and address for service of the agent.
- 9.2.2 The party must inform the Court in writing of any change in name, contact details or address for service within 14 days of the change.

9.3 Notice

9.3.1 If notice is required to be given under the State Native Title Act, these rules or by order of the Court, the notice must be:

- (a) in writing; or
- (b) in any other form that the Court considers appropriate.

9.3.2 The notice must be given:

- (a) by ordinary pre-paid post; or
- (b) in any other way the Court considers appropriate.

9.3.3 The Court may direct an applicant or the Registrar to give public notice of any hearing before the Court, or any order of the Court, in the manner and at the time the Court considers appropriate.

9.4 Overlapping applications

9.4.1 If any party to an application has knowledge of the existence of another proceeding before the Court that relates to a native title declaration that covers (in whole or in part) the same area as that application, the party must immediately give notice to the Court identifying the other application.

9.4.2 If the Court receives notice under subrule (1), the Court must convene a directions hearing in both proceedings together to consider the future conduct of the proceedings.

9.4.3 The Court may give the directions and make the orders pursuant to subsection 26(2) of the State Native Title Act, which it considers proper for the future conduct of the proceedings.

9.5 Court may order adjournment for the purpose of negotiation between parties

9.5.1 The Court may, at any time in proceedings, on its own initiative or at the request of a party, order an adjournment to allow the parties time for negotiation.

9.5.2 Negotiations for which an adjournment may be allowed may relate to an agreement about matters other than native title.

9.5.3 This rule does not limit the general power of the Court in relation to mediation.

9.6 Agreements regarding the practical outcomes of a native title declaration

Before the Court makes a final declaration as to native title, the Court may, at the request of a party or on its own initiative, direct the parties to confer, with the aim of reaching agreement about the practical management of any aspect of the rights and interests to be the subject of the final declaration.

Dated 6 September 2001.


M L W Bowering
Presiding Member


C L Trenorden
Judge

FISHERIES ACT 1982

MARINE TUNA FARMING LICENCE FB00005
(PREVIOUS LICENCE NO. F607)

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

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

Navajo Pty Ltd (13006)
2/11 Flinders Highway
Port Lincoln, S.A. 5606

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 2001 and ending, subject to any earlier termination under this licence, on 30 June 2002 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Marked-off Areas*

- 1.1 Subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site. The rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.
- 1.2 For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site are that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

2. *Permitted Species*

The licensee:

- 2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and
- 2.2 must not take any wild fish from the site except for recreational purposes.

3. *Permitted Use*

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

4. *Permitted Methods*

- 4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:
 - 4.1.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
 - 4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
 - 4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
 - 4.1.4 must apply the permitted farming methods set out in Schedule 2 of this licence;
 - 4.1.5 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.2;
 - 4.1.6 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.5 by the Minister;
 - 4.1.7 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence;
 - 4.1.8 must implement a management strategy approved by the Minister and as specified in Clause 4.3 to manage interactions with seabirds and marine mammals;

4.1.9 must not introduce the permitted species to the site before approval of the management strategy specified in 4.1.8 by the Minister.

4.2 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.

4.3 The licensee must submit a draft strategy for managing interactions with sea birds and marine mammals to the Minister within 60 days of the grant of the licence by the Minister. The draft strategy must identify potential interactions with and risks to sea birds and marine mammals and the measures proposed to minimise interactions with and risks to seabirds and marine mammals.

5. *Sea Cages*

The licensee must immediately inform an officer of PIRSA (Fisheries) on 1800 065 522 or such other officer as the Minister from time to time notifies to the licensee in writing if any marine animal, other than the permitted species, is caught in any sea cage or other farm structure used by the licensee on the site.

6. *Location of Sea Cages*

The licensee must not erect or use any sea cages in any location on the site where stocked sea cages have been used in the immediately preceding two year period.

7. *Marking and Maintaining the Site*

The licensee:

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

8. *Site Inspection and Supervision*

The licensee:

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

9. *Fees and Returns*

The licensee:

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

10. *Public Risk Insurance*

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

11. *Guarantee or Indemnity Scheme*

The licensee must either:

- 11.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or
- 11.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

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

12. *No Assignment*

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

13. *Variation and Cancellation*

- 13.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:
 - 13.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;
 - 13.1.2 the results of any other monitoring as may from time to time be carried out; or
 - 13.1.3 such other relevant information within the knowledge of the Minister.
- 13.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:
 - 13.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or
 - 13.2.2 cancel this licence for failure to comply with such requirements for rectification.
- 13.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:
 - 13.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 13.3.2 an order is made for the winding up or liquidation of the licensee;
 - 13.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 13.3.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 13.3.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.
- 13.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:
 - 13.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
 - 13.4.2 is convicted of an indictable offence.

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

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 16 September 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
587797E 6155738N	20
587445E 6155547N	
587697E 6155116N	
588045E 6155308N	

All sea cages on the site must be marked with a unique sea cage number and the site's unique 'FB number'; that is, the licence number. All St Andrew's crosses must be marked with the site's unique 'FB number'; that is the licence number.

Item 2—Marked-off Areas

Marked-off areas must be marked with no less than 8 equally spaced white buoys, each of at least 12 inches in diameter, each positioned no more than 70 m from each relevant sea cage situated on the site.

SCHEDULE 2

Item 1—Permitted Species

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

Snapper (*Pagrus auratus*)
 Southern Bluefin Tuna (*Thunnus maccoyii*)
 Australian Herring (Tommy Ruff) (*Arripis georgianus*)
 Yellowtail King Fish (*Seriola lalandi*)
 Silver Trevally (*Pseudocaranx dentex*)

Item 2—Permitted Farming Methods

Sea Cages 12

Item 3—Stocking Rates

The maximum weight of fish introduced into the site must not exceed 162 tonnes in total during the term of the licence.

The maximum stocking density of Southern Bluefin Tuna (*Thunnus maccoyii*) held on the site must not exceed 4 kg/m³ or the maximum stocking rate of other finfish held on the site must not exceed 10 kg/m³.

Item 4—Criteria for Development of Marine Aquaculture Sites

Development must have commenced on the site within 12 months of the licence being issued. The minimum level of development on the site must be 1 cage of 40 m diameter.

SCHEDULE 3

Item 1—Fees

Annual licence fees are payable as prescribed in the licence renewal.

Item 2—Insurance

Ten million dollars (\$10 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Production Returns

The licensee must submit production returns to the Minister on or before 30 December and 30 June during the term of this licence. The information contained in these returns will be determined by the Minister. These returns must be forwarded to the General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, Adelaide, S.A. 5000.

SCHEDULE 5

Environmental Monitoring Program

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

Approximate layout of all structures on the site including location, number and size.

Stocking density of the permitted species held on the site.

Dates and numbers of the permitted species stocked and harvesting on the site.

Occurrence of disease incidents in the permitted species on the site.

Benthic Sediments

Redox potential.

Infauna communities including composition and abundance.

Benthic Fauna and Flora

Benthic macro-flora communities including composition and abundance.

Benthic macro-fauna communities including composition and abundance.

METHODOLOGY

Draft Environmental Monitoring Program

The draft environmental monitoring program needs to detail the site layout and sampling sites, including control sites.

Sediment Cores

Sediment cores should be used to assess the infauna composition and abundance of the sediments. Sediment cores should be 50 mm wide and inserted into the sediments to 150 mm. Samples need to be rinsed through a 1 000 µm mesh. Collection of the cores should be visible on the videos when possible.

Infauna samples must be preserved in Bennett's solution and stained with Thyloxin-B initially. After sorting the samples should be labelled inside and outside the containers with details of the date of collection, site location, collection method, and the collector's and identifier's name. The samples must be preserved in 70% alcohol and kept in storage for two years to allow for auditing or further analysis if required.

Video Transects

Video transects should be used to assess the broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-fauna and macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image in Hi-8 format for computerised image analysis using a Sony Hi-8 digital camera or equivalent capable of operating at a minimum of 3 lux. The underwater housing must be fitted with a minimum of two 50 W lights. Transects must be at least 150 m long and a transect line marked at 5 m intervals must be visible at all times. The date and 'live' time should also be visible. The location and unique number of each transect must be clearly marked on a map that includes details of the site layout. The diver should gently disturb the sediment by hand at the start, middle and end of each transect to reveal the colour of the sediments below the surface.

Report

The environmental monitoring report must contain a synthesis of the data, statistical analysis and interpretation of the results. All raw data and video footage must also be presented to Aquaculture SA in electronic format and hard copy.

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6

Schedule of Environmental Monitoring Reports

The licensee must submit an environmental monitoring program report and videos within three months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000, during the term of this licence.

FISHERIES ACT 1982

MARINE TUNA FARMING LICENCE FB00018

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

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

Australian Tuna Fisheries Pty Ltd (13912)
Blaslov Tuna Farm Pty Ltd
P.O. Box 6
Port Lincoln, S.A. 5606

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 2001 and ending, subject to any earlier termination under this licence, on 30 June 2002 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Marked-off Areas*

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

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

2. *Permitted Species*

The licensee:

2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and

2.2 must not take any wild fish from the site except for recreational purposes.

3. *Permitted Use*

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

4. *Permitted Methods*

4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:

4.1.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;

4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;

4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;

- 4.1.4 must apply the permitted farming methods set out in Schedule 2 of this licence;
- 4.1.5 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.2;
- 4.1.6 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.5 by the Minister;
- 4.1.7 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence;
- 4.1.8 must implement a management strategy approved by the Minister and as specified in Clause 4.3 to manage interactions with seabirds and marine mammals;
- 4.1.9 must not introduce the permitted species to the site before approval of the management strategy specified in 4.1.8 by the Minister.

- 4.2 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.
- 4.3 The licensee must submit a draft strategy for managing interactions with sea birds and marine mammals to the Minister within 60 days of the grant of the licence by the Minister. The draft strategy must identify potential interactions with and risks to sea birds and marine mammals and the measures proposed to minimise interactions with and risks to seabirds and marine mammals.

5. *Sea Cages*

The licensee must immediately inform an officer of PIRSA (Fisheries) on 1800 065 522 or such other officer as the Minister from time to time notifies to the licensee in writing if any marine animal, other than the permitted species, is caught in any sea cage or other farm structure used by the licensee on the site.

6. *Location of Sea Cages*

The licensee must not erect or use any sea cages in any location on the site where stocked sea cages have been used in the immediately preceding two year period.

7. *Marking and Maintaining the Site*

The licensee:

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

8. *Site Inspection and Supervision*

The licensee:

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

9. *Fees and Returns*

The licensee:

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

10. *Public Risk Insurance*

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

11. *Guarantee or Indemnity Scheme*

The licensee must either:

- 11.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or
- 11.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

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

12. *No Assignment*

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

13. *Variation and Cancellation*

- 13.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:
- 13.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;
- 13.1.2 the results of any other monitoring as may from time to time be carried out; or
- 13.1.3 such other relevant information within the knowledge of the Minister.
- 13.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:
- 13.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or
- 13.2.2 cancel this licence for failure to comply with such requirements for rectification.
- 13.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:
- 13.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
- 13.3.2 an order is made for the winding up or liquidation of the licensee;
- 13.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
- 13.3.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or

- 13.3.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.
- 13.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:
- 13.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 13.4.2 is convicted of an indictable offence.
- 13.5 Cancellation of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 16 September 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
595221E 6173129N	20
595225E 6173628N	
594825E 6173632N	
594820E 6173133N	

All sea cages on the site must be marked with a unique sea cage number and the site's unique 'FB number'; that is, the licence number. All St Andrew's crosses must be marked with the site's unique 'FB number'; that is the licence number.

Item 2—Marked-off Areas

Marked-off areas must be marked with no less than 8 equally spaced white buoys, each of at least 12 inches in diameter, each positioned no more than 70 m from each relevant sea cage situated on the site.

SCHEDULE 2

Item 1—Permitted Species

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

Southern Bluefin Tuna (*Thunnus maccoyii*)

Item 2—Permitted Farming Methods

Sea Cages 7

Item 3—Stocking Rates

The maximum stocking density of Southern Bluefin Tuna (*Thunnus maccoyii*) must not exceed 4 kg/m³.

The maximum weight of fish introduced into the site must not exceed 300 tonnes in total during the term of the licence.

Item 4—Criteria for Development of Marine Aquaculture Sites

Development must have commenced on the site within 12 months of the licence being issued. The minimum level of development on the site must be 1 cage of 40 m diameter.

SCHEDULE 3

Item 1—Fees

Annual licence fees are payable as prescribed in the licence renewal.

Item 2—Insurance

Ten million dollars (\$10 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Production Returns

The licensee must submit production returns to the Minister on or before 30 December and 30 June during the term of this licence. The information contained in these returns will be determined by the Minister. These returns must be forwarded to the General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, Adelaide, S.A. 5000.

SCHEDULE 5

Environmental Monitoring Program

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

Approximate layout of all structures on the site including location, number and size.

Stocking density of the permitted species held on the site.

Dates and numbers of the permitted species stocked and harvesting on the site.

Occurrence of disease incidents in the permitted species on the site.

Benthic Sediments

Redox potential.

Infauna communities including composition and abundance.

Benthic Fauna and Flora

Benthic macro-flora communities including composition and abundance.

Benthic macro-fauna communities including composition and abundance.

METHODOLOGY

Draft Environmental Monitoring Program

The draft environmental monitoring program needs to detail the site layout and sampling sites, including control sites.

Sediment Cores

Sediment cores should be used to assess the infauna composition and abundance of the sediments. Sediment cores should be 50 mm wide and inserted into the sediments to 150 mm. Samples need to be rinsed through a 1 000 µm mesh. Collection of the cores should be visible on the videos when possible.

Infauna samples must be preserved in Bennett's solution and stained with Thyloxin-B initially. After sorting the samples should be labelled inside and outside the containers with details of the date of collection, site location, collection method, and the collector's and identifier's name. The samples must be preserved in 70% alcohol and kept in storage for two years to allow for auditing or further analysis if required.

Video Transects

Video transects should be used to assess the broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-fauna and macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image in Hi-8 format for computerised image analysis using a Sony Hi-8 digital camera or equivalent capable of operating at a minimum of 3 lux. The underwater housing must be fitted with a minimum of two 50 W lights. Transects must be at least 150 m long and a transect line marked at 5 m intervals must be visible at all times. The date and 'live' time should also be visible. The location and unique number of each transect must be clearly marked on a map that includes details of the site layout. The diver should gently disturb the sediment by hand at the start, middle and end of each transect to reveal the colour of the sediments below the surface.

Report

The environmental monitoring report must contain a synthesis of the data, statistical analysis and interpretation of the results. All raw data and video footage must also be presented to Aquaculture SA in electronic format and hard copy.

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6

Schedule of Environmental Monitoring Reports

The licensee must submit an environmental monitoring program report and videos within three months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000, during the term of this licence.

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00053
(PREVIOUS LICENCE NO. F590)

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

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

Elizabeth A. Clarke (27965)
Kym L. Clarke (12170)
32 Victoria Crescent
Port Lincoln, S.A. 5606

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 2001 and ending, subject to any earlier termination under this licence, on 30 June 2002 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Marked-off Areas*

- 1.1 Subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site. The rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.
- 1.2 For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site are that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

2. *Permitted Species*

The licensee:

- 2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and
- 2.2 must not take any wild fish from the site except for recreational purposes.

3. *Permitted Use*

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

4. *Permitted Methods*

- 4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:
 - 4.1.1 must ensure the total length of each unit does not exceed 3 km of longline or 1 km of racking per hectare, and each unit must be at least 5 m from any other unit;
 - 4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
 - 4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;

4.1.4 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.3;

4.1.5 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.4 by the Minister;

4.1.6 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence.

4.2 *SASQAP*

4.2.1 It is a condition of your licence to farm bivalve molluscs that only shellfish from areas Classified under the South Australian Shellfish Quality Assurance Program (SASQAP) may be sold for human consumption.

4.2.2 The licensee must continue to meet all the regulations required under the Food Standards Code to produce a product safe for human consumption.

4.3 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.

5. *Marking and Maintaining the Site*

The licensee:

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

6. *Site Inspection and Supervision*

The licensee:

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

7. *Fees and Returns*

The licensee:

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

8. *Public Risk Insurance*

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

9. Guarantee or Indemnity Scheme

The licensee must either:

- 9.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or
- 9.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

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

10. No Assignment

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

11. Variation and Cancellation

- 11.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:
 - 11.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;
 - 11.1.2 the results of any other monitoring as may from time to time be carried out; or
 - 11.1.3 such other relevant information within the knowledge of the Minister.
- 11.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:
 - 11.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or
 - 11.2.2 cancel this licence for failure to comply with such requirements for rectification.
- 11.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:
 - 11.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 11.3.2 an order is made for the winding up or liquidation of the licensee;
 - 11.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 11.3.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 11.3.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.
- 11.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:
 - 11.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
 - 11.4.2 is convicted of an indictable offence.
- 11.5 Cancellation of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 16 September 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
544210E 6169711N	5
544171E 6169823N	
544570E 6169965N	
544611E 6169855N	

All *St Andrew's crosses* must be marked with the site's unique 'FM number'; that is the licence number.

Item 2—Marked-off Areas

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

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

SCHEDULE 2

Item 1—Permitted Species

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

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Racks
Longlines

The total length of each unit must not exceed 3 km of longline not less than 3 m apart, or 1 km of racking per hectare, and each unit must be at least 5 m from any other unit.

Item 3—Criteria for Development of Marine Aquaculture Sites

Development must have commenced on the site within 12 months of the licence being issued. The minimum level of development on the site must be:

0.5 ha developed with 1.5 km of BST longline or 0.5 km of racking on the site.

SCHEDULE 3

Item 1—Fees

Annual licence fees are payable as prescribed in the licence renewal.

Item 2—Insurance

Ten million dollars (\$10 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Production Returns

The licensee must submit production returns to the Minister on or before 30 December and 30 June during the term of this licence. The information contained in these returns will be determined by the Minister. These returns must be forwarded to the General Manager, Aquaculture SA, 14th Floor, 25 Grenfell Street, Adelaide, S.A. 5000.

SCHEDULE 5

Environmental Monitoring Program

MATTERS TO BE ADDRESSED

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

1. Approximate layout of all structures on the site during the term including location, number and size.

2. Growth and condition of the permitted species.
3. Occurrence of disease incidents in the permitted species.

Water Quality

1. Phytoplankton including species composition and abundance.
2. Status of the site under the South Australian Shellfish Quality Assurance Program during the term (including closures).

Feral Oysters

Presence and numbers of feral oysters.

Benthic Sediments

Sedimentation through measuring total organic carbon and particle size analysis of sediment samples.

Benthic Fauna and Flora

Benthic macro-flora communities including composition, distribution and abundance.

METHODOLOGY

Video Transects

Video transects should be used to assess broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image. Transects must extend across the site, including sections under the development, and extend 50 m out both sides of the site. The location of the video transects must be identified on a map attached to the environmental monitoring report. Each transect must be identified on the video with a unique transect number.

Report

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6

Schedule of Environmental Monitoring Reports

The licensee must submit a final environmental monitoring program report within 12 months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000.

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00151
(PREVIOUS LICENCE NO. F833)

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

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

Elizabeth A. Clarke (27965)
Kym L. Clarke (12170)
32 Victoria Crescent
Port Lincoln, S.A. 5606

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 2001 and ending, subject to any earlier termination under this licence, on 30 June 2002 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Marked-off Areas*

- 1.1 Subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site. The rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.
- 1.2 For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site are that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

2. *Permitted Species*

The licensee:

- 2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and
- 2.2 must not take any wild fish from the site except for recreational purposes.

3. *Permitted Use*

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

4. *Permitted Methods*

- 4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:
 - 4.1.1 must ensure the total length of each unit does not exceed 3 km of longline or 1 km of racking per hectare, and each unit must be at least 5 m from any other unit;
 - 4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
 - 4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
 - 4.1.4 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.3;
 - 4.1.5 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.4 by the Minister;
 - 4.1.6 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence.

4.2 *SASQAP*

- 4.2.1 It is a condition of your licence to farm bivalve molluscs that only shellfish from areas Classified under the South Australian Shellfish Quality Assurance Program (SASQAP) may be sold for human consumption.
- 4.2.2 The licensee must continue to meet all the regulations required under the Food Standards Code to produce a product safe for human consumption.

- 4.3 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.

5. Marking and Maintaining the Site

The licensee:

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

6. Site Inspection and Supervision

The licensee:

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

7. Fees and Returns

The licensee:

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

8. Public Risk Insurance

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

9. Guarantee or Indemnity Scheme

The licensee must either:

- 9.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or
- 9.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

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

10. No Assignment

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

11. Variation and Cancellation

- 11.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:

11.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;

11.1.2 the results of any other monitoring as may from time to time be carried out; or

11.1.3 such other relevant information within the knowledge of the Minister.

11.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:

11.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or

11.2.2 cancel this licence for failure to comply with such requirements for rectification.

11.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:

11.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;

11.3.2 an order is made for the winding up or liquidation of the licensee;

11.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;

11.3.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or

11.3.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.

11.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:

11.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or

11.4.2 is convicted of an indictable offence.

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

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 16 September 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
530715E 6177360N	2
530815E 6177399N	
530816E 6177200N	
530716E 6177161N	

All *St Andrew's crosses* must be marked with the site's unique 'FM number'; that is the licence number.

Item 2—Marked-off Areas

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

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

SCHEDULE 2

Item 1—Permitted Species

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

Pacific Oysters (*Crassostrea gigas*)

*Item 2—Permitted Farming Methods**Longlines*

The total length of each unit must not exceed 3 km of longline not less than 3 m apart, or 1 km of racking per hectare, and each unit must be at least 5 m from any other unit.

Item 3—Criteria for Development of Marine Aquaculture Sites

Development must have commenced on the site within 12 months of the licence being issued. The minimum level of development on the site must be:

0.2 ha developed with 0.6 km of BST longline or 0.2 km of racking on the site.

SCHEDULE 3

Item 1—Fees

Annual licence fees are payable as prescribed in the licence renewal.

Item 2—Insurance

Ten million dollars (\$10 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Production Returns

The licensee must submit production returns to the Minister on or before 30 December and 30 June during the term of this licence. The information contained in these returns will be determined by the Minister. These returns must be forwarded to the General Manager, Aquaculture SA, 14th Floor, 25 Grenfell Street, Adelaide, S.A. 5000.

SCHEDULE 5

Environmental Monitoring Program

MATTERS TO BE ADDRESSED

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

1. Approximate layout of all structures on the site during the term including location, number and size.
2. Growth and condition of the permitted species.
3. Occurrence of disease incidents in the permitted species.

Water Quality

1. Phytoplankton including species composition and abundance.
2. Status of the site under the South Australian Shellfish Quality Assurance Program during the term (including closures).

Feral Oysters

Presence and numbers of feral oysters.

Benthic Sediments

Sedimentation through measuring total organic carbon and particle size analysis of sediment samples.

Benthic Fauna and Flora

Benthic macro-flora communities including composition, distribution and abundance.

METHODOLOGY

Video Transects

Video transects should be used to assess broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image. Transects must extend across the site, including sections under the development, and extend 50 m out both sides of the site. The location of the video transects must be identified on a map attached to the environmental monitoring report. Each transect must be identified on the video with a unique transect number.

Report

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6

Schedule of Environmental Monitoring Reports

The licensee must submit a final environmental monitoring program report within 12 months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000.

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00153
(PREVIOUS LICENCE NO. F837)

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

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

Elizabeth A. Clarke (27965)
Kym L. Clarke (12170)
32 Victoria Crescent
Port Lincoln, S.A. 5606

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 2001 and ending, subject to any earlier termination under this licence, on 30 June 2002 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Marked-off Areas*

- 1.1 Subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site. The rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.
- 1.2 For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site are that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

2. *Permitted Species*

The licensee:

- 2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and
- 2.2 must not take any wild fish from the site except for recreational purposes.

3. *Permitted Use*

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

4. *Permitted Methods*

- 4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:

- 4.1.1 must ensure the total length of each unit does not exceed 3 km of longline or 1 km of racking per hectare, and each unit must be at least 5 m from any other unit;
- 4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 4.1.4 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.3;
- 4.1.5 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.4 by the Minister;
- 4.1.6 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence.

4.2 SASQAP

- 4.2.1 It is a condition of your licence to farm bivalve molluscs that only shellfish from areas Classified under the South Australian Shellfish Quality Assurance Program (SASQAP) may be sold for human consumption.
 - 4.2.2 The licensee must continue to meet all the regulations required under the Food Standards Code to produce a product safe for human consumption.
- 4.3 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.

5. Marking and Maintaining the Site

The licensee:

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

6. Site Inspection and Supervision

The licensee:

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

7. Fees and Returns

The licensee:

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

8. Public Risk Insurance

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

9. Guarantee or Indemnity Scheme

The licensee must either:

- 9.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or
- 9.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

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

10. No Assignment

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

11. Variation and Cancellation

- 11.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:
 - 11.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;
 - 11.1.2 the results of any other monitoring as may from time to time be carried out; or
 - 11.1.3 such other relevant information within the knowledge of the Minister.
- 11.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:
 - 11.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or
 - 11.2.2 cancel this licence for failure to comply with such requirements for rectification.
- 11.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:
 - 11.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 11.3.2 an order is made for the winding up or liquidation of the licensee;
 - 11.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 11.3.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 11.3.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.
- 11.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:

11.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or

11.4.2 is convicted of an indictable offence.

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

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 16 September 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectare
AGD 66—Zone 53	
532746E 6175747N	1
532817E 6175677N	
532887E 6175747N	
532817E 6175818N	

All St Andrew's crosses must be marked with the site's unique 'FM number'; that is the licence number.

Item 2—Marked-off Areas

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

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

SCHEDULE 2

Item 1—Permitted Species

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

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Racks
Longlines

The total length of each unit must not exceed 3 km of longline not less than 3 m apart, or 1 km of racking per hectare, and each unit must be at least 5 m from any other unit.

Item 3—Criteria for Development of Marine Aquaculture Sites

Development must have commenced on the site within 12 months of the licence being issued. The minimum level of development on the site must be:

0.1 ha developed with 0.3 km of BST longline or 0.1 km of racking on the site.

SCHEDULE 3

Item 1—Fees

Annual licence fees are payable as prescribed in the licence renewal.

Item 2—Insurance

Ten million dollars (\$10 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Production Returns

The licensee must submit production returns to the Minister on or before 30 December and 30 June during the term of this licence. The information contained in these returns will be determined by the Minister. These returns must be forwarded to the General Manager, Aquaculture SA, 14th Floor, 25 Grenfell Street, Adelaide, S.A. 5000.

SCHEDULE 5

Environmental Monitoring Program

MATTERS TO BE ADDRESSED

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

1. Approximate layout of all structures on the site during the term including location, number and size.
2. Growth and condition of the permitted species.
3. Occurrence of disease incidents in the permitted species.

Water Quality

1. Phytoplankton including species composition and abundance.
2. Status of the site under the South Australian Shellfish Quality Assurance Program during the term (including closures).

Feral Oysters

Presence and numbers of feral oysters.

Benthic Sediments

Sedimentation through measuring total organic carbon and particle size analysis of sediment samples.

Benthic Fauna and Flora

Benthic macro-flora communities including composition, distribution and abundance.

METHODOLOGY

Video Transects

Video transects should be used to assess broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image. Transects must extend across the site, including sections under the development, and extend 50 m out both sides of the site. The location of the video transects must be identified on a map attached to the environmental monitoring report. Each transect must be identified on the video with a unique transect number.

Report

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6

Schedule of Environmental Monitoring Reports

The licensee must submit a final environmental monitoring program report within 12 months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000.

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00155
(PREVIOUS LICENCE NO. F839)

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

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

Jeffrey R. Swincer (7592)
Maija Swincer (12253)
14 Wellington Road
Cowell, S.A. 5602

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the

permitted use') for the period commencing on 1 July 2001 and ending, subject to any earlier termination under this licence, on 30 June 2002 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Marked-off Areas*

- 1.1 Subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site. The rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.
- 1.2 For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site are that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

2. *Permitted Species*

The licensee:

- 2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and
- 2.2 must not take any wild fish from the site except for recreational purposes.

3. *Permitted Use*

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

4. *Permitted Methods*

- 4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:
 - 4.1.1 must ensure the total length of each unit does not exceed 3 km of longline or 1 km of racking per hectare, and each unit must be at least 5 m from any other unit;
 - 4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
 - 4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
 - 4.1.4 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.3;
 - 4.1.5 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.4 by the Minister;
 - 4.1.6 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence.
- 4.2 *SASQAP*
 - 4.2.1 It is a condition of your licence to farm bivalve molluscs that only shellfish from areas Classified under the South Australian Shellfish Quality Assurance Program (SASQAP) may be sold for human consumption.
 - 4.2.2 The licensee must continue to meet all the regulations required under the Food Standards Code to produce a product safe for human consumption.
- 4.3 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.

5. *Marking and Maintaining the Site*

The licensee:

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

6. *Site Inspection and Supervision*

The licensee:

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

7. *Fees and Returns*

The licensee:

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

8. *Public Risk Insurance*

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

9. *Guarantee or Indemnity Scheme*

The licensee must either:

- 9.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or
- 9.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

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

10. *No Assignment*

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

11. *Variation and Cancellation*

- 11.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:

- 11.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;

- 11.1.2 the results of any other monitoring as may from time to time be carried out; or
- 11.1.3 such other relevant information within the knowledge of the Minister.
- 11.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:
- 11.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or
- 11.2.2 cancel this licence for failure to comply with such requirements for rectification.
- 11.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:
- 11.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
- 11.3.2 an order is made for the winding up or liquidation of the licensee;
- 11.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
- 11.3.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
- 11.3.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.
- 11.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:
- 11.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 11.4.2 is convicted of an indictable offence.
- 11.5 Cancellation of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 16 September 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectare
AGD 66—Zone 53	
532633E 6176143N	1
532703E 6176073N	
532774E 6176143N	
532703E 6176214N	

All St Andrew's crosses must be marked with the site's unique 'FM number'; that is the licence number.

Item 2—Marked-off Areas

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

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

SCHEDULE 2

Item 1—Permitted Species

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

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

Item 2—Permitted Farming Methods

Longlines

The total length of each unit must not exceed 3 km of longline not less than 3 m apart, or 1 km of racking per hectare, and each unit must be at least 5 m from any other unit.

Item 3—Criteria for Development of Marine Aquaculture Sites

Development must have commenced on the site within 12 months of the licence being issued. The minimum level of development on the site must be:

0.1 ha developed with 0.3 km of BST longline or 0.1 km of racking on the site.

SCHEDULE 3

Item 1—Fees

Annual licence fees are payable as prescribed in the licence renewal.

Item 2—Insurance

Ten million dollars (\$10 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Production Returns

The licensee must submit production returns to the Minister on or before 30 December and 30 June during the term of this licence. The information contained in these returns will be determined by the Minister. These returns must be forwarded to the General Manager, Aquaculture SA, 14th Floor, 25 Grenfell Street, Adelaide, S.A. 5000.

SCHEDULE 5

Environmental Monitoring Program

MATTERS TO BE ADDRESSED

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

1. Approximate layout of all structures on the site during the term including location, number and size.
2. Growth and condition of the permitted species.
3. Occurrence of disease incidents in the permitted species.

Water Quality

1. Phytoplankton including species composition and abundance.
2. Status of the site under the South Australian Shellfish Quality Assurance Program during the term (including closures).

Feral Oysters

Presence and numbers of feral oysters.

Benthic Sediments

Sedimentation through measuring total organic carbon and particle size analysis of sediment samples.

Benthic Fauna and Flora

Benthic macro-flora communities including composition, distribution and abundance.

METHODOLOGY*Video Transects*

Video transects should be used to assess broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image. Transects must extend across the site, including sections under the development, and extend 50 m out both sides of the site. The location of the video transects must be identified on a map attached to the environmental monitoring report. Each transect must be identified on the video with a unique transect number.

Report

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6*Schedule of Environmental Monitoring Reports*

The licensee must submit a final environmental monitoring program report within 12 months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000.

FISHERIES ACT 1982

MARINE MOLLUSC (SUBTIDAL) FARMING LICENCE FS00023
(PREVIOUS LICENCE NO. FM00318)

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

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

Kathryn L. Cunningham (14431)
P.O. Box 1254
Port Lincoln, S.A. 5606

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 2001 and ending, subject to any earlier termination under this licence, on 30 June 2002 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE**1. Marked-off Areas**

- 1.1 Subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site. The rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.
- 1.2 For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site are that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

2. Permitted Species

The licensee:

- 2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and
- 2.2 must not take any wild fish from the site except for recreational purposes.

3. Permitted Use

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

4. Permitted Methods

- 4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:
 - 4.1.1 must ensure the total length of each unit does not exceed 3 km of longline or 1 km of racking per hectare, and each unit must be at least 5 m from any other unit;
 - 4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
 - 4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
 - 4.1.4 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.3;
 - 4.1.5 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.4 by the Minister;
 - 4.1.6 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence.

4.2 SASQAP

- 4.2.1 It is a condition of your licence to farm bivalve molluscs that only shellfish from areas Classified under the South Australian Shellfish Quality Assurance Program (SASQAP) may be sold for human consumption.
- 4.2.2 The licensee must continue to meet all the regulations required under the Food Standards Code to produce a product safe for human consumption.
- 4.3 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.

5. Marking and Maintaining the Site

The licensee:

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

6. Site Inspection and Supervision

The licensee:

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

7. Fees and Returns

The licensee:

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

8. Public Risk Insurance

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

9. Guarantee or Indemnity Scheme

The licensee must either:

- 9.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or
- 9.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

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

10. No Assignment

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

11. Variation and Cancellation

- 11.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:
 - 11.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;
 - 11.1.2 the results of any other monitoring as may from time to time be carried out; or
 - 11.1.3 such other relevant information within the knowledge of the Minister.
- 11.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:
 - 11.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or
 - 11.2.2 cancel this licence for failure to comply with such requirements for rectification.
- 11.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:
 - 11.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 11.3.2 an order is made for the winding up or liquidation of the licensee;
 - 11.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 11.3.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or

11.3.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.

11.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:

- 11.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 11.4.2 is convicted of an indictable offence.

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

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 16 September 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Area	Licensed Hectares
AGD 66—Zone 53		
588284E 6167343N		20
588288E 6167842N		
587888E 6167846N		
587888E 6167347N		

All *St Andrew's crosses* must be marked with the site's unique 'FS number'; that is the licence number.

Item 2—Marked-off Areas

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

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

SCHEDULE 2

Item 1—Permitted Species

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

Blue Mussels (*Mytilus edulis*)

Item 2—Permitted Farming Methods

Longlines

Size (mm)	Mussels	Number per Hectare
3		30 000 000
10		20 000 000
20		16 000 000
30		13 000 000
40		6 000 000
50		4 000 000
60		2 000 000
70		1 500 000
80		1 000 000
90		750 000
100		500 000

Item 3—Criteria for Development of Marine Aquaculture Sites

Development must have commenced on the site within 12 months of the licence being issued. The minimum level of development on the site must be:

2 ha developed with 4 km of growout line on the site.

SCHEDULE 3

Item 1—Fees

Annual licence fees are payable as prescribed in the licence renewal.

Item 2—Insurance

Ten million dollars (\$10 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Production Returns

The licensee must submit production returns to the Minister on or before 30 December and 30 June during the term of this licence. The information contained in these returns will be determined by the Minister. These returns must be forwarded to the General Manager, Aquaculture SA, 14th Floor, 25 Grenfell Street, Adelaide, S.A. 5000.

SCHEDULE 5

Environmental Monitoring Program

MATTERS TO BE ADDRESSED

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

1. Approximate layout of all structures on the site during the term including location, number and size.
2. Growth and condition of the permitted species.
3. Occurrence of disease incidents in the permitted species.

Water Quality

1. Phytoplankton including species composition and abundance.
2. Status of the site under the South Australian Shellfish Quality Assurance Program during the term (including closures).

Benthic Sediments

Sedimentation through measuring total organic carbon and particle size analysis of sediment samples.

Benthic Fauna and Flora

Benthic macro-flora communities including composition, distribution and abundance.

METHODOLOGY

Video Transects

Video transects should be used to assess broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image. Transects must extend across the site, including sections under the development, and extend 50 m out both sides of the site. The location of the video transects must be identified on a map attached to the environmental monitoring report. Each transect must be identified on the video with a unique transect number.

Report

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6

Schedule of Environmental Monitoring Reports

The licensee must submit a final environmental monitoring program report within 12 months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000.

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 17 August 2001, on page number 3175, being the second notice on that page, through to page number 3177 and referring to R. P. and L. C. Grove Jones (Marine Farm Development Service) is hereby revoked.

Dated 16 September 2001.

I. NIGHTINGALE, General Manager Aquaculture,
as the delegate of the Minister for Primary
Industries.

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 14 August 2001, on page number 3028, being the first notice on that page, through to page number 3030 and referring to R. P. and L. C. Grove Jones (Marine Farm Development Service) is hereby revoked.

Dated 16 September 2001.

I. NIGHTINGALE, General Manager Aquaculture,
as the delegate of the Minister for Primary
Industries.

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 14 August 2001, on page number 3001, being the first notice on that page, through to page number 3003 and referring to R. P. and L. C. Grove Jones (Marine Farm Development Service) is hereby revoked.

Dated 16 September 2001.

I. NIGHTINGALE, General Manager Aquaculture,
as the delegate of the Minister for Primary
Industries.

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 4 September 2001, on page number 3902, being the third notice on that page, through to page number 3904 and referring to William J. Stenson is hereby revoked.

Dated 16 September 2001.

I. NIGHTINGALE, General Manager Aquaculture,
as the delegate of the Minister for Primary
Industries.

GOVERNMENT GAZETTE ADVERTISEMENT RATES

To apply from 1 July 2001

	\$		\$
Agents, Ceasing to Act as.....	32.75	Firms:	
Associations:		Ceasing to Carry on Business (each insertion)	21.80
Incorporation	16.70	Discontinuance Place of Business	21.80
Intention of Incorporation	41.25	Land—Real Property Act:	
Transfer of Properties	41.25	Intention to Sell, Notice of.....	41.25
Attorney, Appointment of.....	32.75	Lost Certificate of Title Notices	41.25
Bailiff's Sale	41.25	Cancellation, Notice of (Strata Plan).....	41.25
Cemetery Curator Appointed.....	24.50	Mortgages:	
Companies:		Caveat Lodgment.....	16.70
Alteration to Constitution	32.75	Discharge of	17.60
Capital, Increase or Decrease of	41.25	Foreclosures.....	16.70
Ceasing to Carry on Business	24.50	Transfer of	16.70
Declaration of Dividend.....	24.50	Sublet.....	8.40
Incorporation	32.75	Leases—Application for Transfer (2 insertions) each.....	8.40
Lost Share Certificates:		Lost Treasury Receipts (3 insertions) each.....	24.50
First Name.....	24.50	Licensing.....	48.75
Each Subsequent Name.....	8.40	Municipal or District Councils:	
Meeting Final.....	27.50	Annual Financial Statement—Forms 1 and 2	462.00
Meeting Final Regarding Liquidator's Report on		Electricity Supply—Forms 19 and 20.....	327.00
Conduct of Winding Up (equivalent to 'Final		Default in Payment of Rates:	
Meeting')		First Name	65.50
First Name.....	32.75	Each Subsequent Name.....	8.40
Each Subsequent Name.....	8.40	Noxious Trade	24.50
Notices:		Partnership, Dissolution of.....	24.50
Call.....	41.25	Petitions (small)	16.70
Change of Name.....	16.70	Registered Building Societies (from Registrar-	
Creditors.....	32.75	General).....	16.70
Creditors Compromise of Arrangement	32.75	Register of Unclaimed Moneys—First Name.....	24.50
Creditors (extraordinary resolution that 'the Com-		Each Subsequent Name	8.40
pany be wound up voluntarily and that a liquidator		Registers of Members—Three pages and over:	
be appointed').....	41.25	Rate per page (in 8pt)	209.00
Release of Liquidator—Application—Large Ad	65.50	Rate per page (in 6pt)	276.00
—Release Granted	41.25	Sale of Land by Public Auction.....	41.75
Receiver and Manager Appointed.....	38.25	Advertisements	2.30
Receiver and Manager Ceasing to Act.....	32.75	Advertisements, other than those listed are charged at \$2.30 per	
Restored Name.....	31.00	column line, tabular one-third extra.	
Petition to Supreme Court for Winding Up.....	57.00	Notices by Colleges, Universities, Corporations and District	
Summons in Action.....	48.75	Councils to be charged at \$2.30 per line.	
Order of Supreme Court for Winding Up Action	32.75	Where the notice inserted varies significantly in length from	
Register of Interests—Section 84 (1) Exempt.....	74.00	that which is usually published a charge of \$2.30 per column line	
Removal of Office.....	16.70	will be applied in lieu of advertisement rates listed.	
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Sales of Shares and Forfeiture.....	32.75	condition that they will not be reproduced without prior	
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Assigned	24.50		
Deceased Persons—Notice to Creditors, etc.....	41.25		
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Deceased Persons—Closed Estates	24.50		
Each Subsequent Estate.....	1.05		
Probate, Selling of	32.75		
Public Trustee, each Estate.....	8.40		

All the above prices include GST

GOVERNMENT GAZETTE NOTICES

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

MISCELLANEOUS LEGISLATION AND GOVERNMENT PUBLICATIONS PRICES AS FROM 1 JULY 2001

Acts, Bills, Rules, Parliamentary Papers and Regulations

Pages	Main	Amends	Pages	Main	Amends
1-16	1.85	0.80	497-512	27.00	26.00
17-32	2.60	1.65	513-528	27.75	26.50
33-48	3.35	2.40	529-544	28.50	27.50
49-64	4.25	3.20	545-560	29.25	28.50
65-80	5.00	4.10	561-576	30.00	29.25
81-96	5.75	4.80	577-592	31.00	29.75
97-112	6.60	5.60	593-608	31.75	30.75
113-128	7.40	6.45	609-624	32.50	31.75
129-144	8.30	7.30	625-640	33.25	32.25
145-160	9.10	8.05	641-656	34.00	33.00
161-176	9.95	8.90	657-672	34.50	33.75
177-192	10.70	9.75	673-688	36.00	34.50
193-208	11.50	10.60	689-704	36.75	35.50
209-224	12.30	11.30	705-720	37.25	36.50
225-240	13.00	12.10	721-736	38.50	37.00
241-257	13.90	12.80	737-752	39.00	38.00
258-272	14.80	13.60	753-768	40.00	38.50
273-288	15.60	14.60	769-784	40.50	39.75
289-304	16.30	15.30	785-800	41.25	40.50
305-320	17.10	16.10	801-816	42.00	41.00
321-336	17.90	16.90	817-832	43.00	42.00
337-352	18.80	17.80	833-848	43.75	42.75
353-368	19.60	18.60	849-864	44.50	43.50
369-384	20.40	19.50	865-880	45.25	44.50
385-400	21.10	20.20	881-896	45.75	45.00
401-416	21.90	20.90	897-912	47.25	45.75
417-432	22.90	21.80	913-928	47.75	47.25
433-448	23.60	22.60	929-944	48.75	47.75
449-464	24.50	23.40	945-960	49.50	48.25
465-480	25.00	24.20	961-976	50.25	49.25
481-496	26.00	24.90	977-992	51.25	49.75

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\$

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Hansard

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Box 9, Plaza Level, Riverside Centre, North Terrace, Adelaide, S.A. 5000.

FRUIT AND PLANT PROTECTION ACT 1992

Revocation of Notice Concerning the Control of Branched Broomrape

PURSUANT to the Fruit and Plant Protection Act 1992, I, Robert Gerard Kerin, Minister for Primary Industries and Resources, hereby revoke the notice under the Act published at page 2352 of the *Government Gazette* of 12 November 1999, and as subsequently varied.

Dated 19 September 2001.

ROB KERIN, Minister for Primary Industries and Resources

FRUIT AND PLANT PROTECTION ACT 1992

Notice Concerning the Control of Branched Broomrape

PURSUANT to the Fruit and Plant Protection Act 1992, I, Robert Gerard Kerin, Minister for Primary Industries and Resources, hereby:

1. Stipulate that for the purposes of this notice:

‘Act’ means the Fruit and Plant Protection Act 1992.

‘inspector’ means an inspector appointed pursuant to section 6 of the Act.

‘soil’ includes road rubble.

‘farm machinery’ means harvesters, tillage equipment, tractors, seeders or other things used in production, transport and storage of farm produce.

‘grain’ means the seed of plants from cultivated crops and includes cereal, pulse, legume and oilseed but excludes native plant seed collected by hand.

‘livestock’ means animals kept or usually kept in a domestic or captive state, including cattle, sheep, horses, goats and pigs.

‘hay’ means conserved fodder made from the dried aerial parts of plants before their grain is harvested.

‘straw’ means the severed, dry, aerial parts of plants after their grain is harvested.

‘horticultural produce’ means fruit and vegetables and includes citrus, pome fruit, stone fruits, onions, potato, and carrots.

2. Declare the following to be a disease for the purposes of the Act:

Common Name	Scientific Name
Branched Broomrape	<i>Orobanche ramosa</i>

3. Pursuant to section 14 of the Act declare that portion of South Australia defined in (1) below (represented on the attached map) to be a quarantine area with respect to the disease Branched Broomrape:

(1) the total area represented by:

All of that land within the Hundreds of Younghusband and Etrick, County of Russell, South Australia; and

All of that land within the Hundred of Burdett, County of Russell, South Australia, but excluding all of that land south of Lodden Road and west of Karoonda Road, and all of that land south-west of the Old Princes Highway and all of that land south west of the Princes Highway; and

All of that land within the Hundred of Seymour, County of Russell, South Australia, which is east of the Princes Highway and north of Westbrook Road and which is north of but including CT Volume 5313, Folio 806 and CT Volume 5469, Folio 281; and

All of that land within the Hundred of Hooper, County of Buccleuch, South Australia, which is west of Moorlands Road and west of Arbon Road; and

All of that land within the Hundred of Bowhill, County of Buccleuch, South Australia, which is south and west of Durdin Road and west of Bowhill Road and south of Cockshell Road; and

All of that land within the Hundred of Ridley, County of Sturt, South Australia, which is south of but including CL Volume 1571, Folio 39 and south of Shell Hill Road, including CT Volume 5468, Folio 112 and east of Groth Road and east of but including CT Volume 5597, Folio 643, CT Volume 5453, Folio 669, CT Volume 5813, Folio 810, CL Volume 644, Folio 49, CT Volume 5842, Folio 289 and CL Volume 640, Folio 97; and

All of that land within the Hundred of Mobilong, County of Sturt, South Australia, which is east of Killawarra Road but excluding CT Volume 5632, Folio 587 and CT Volume 5335, Folio 557 and all of that land east of that part of the Mannum Road from the Killawarra and Mannum Road junction to the Mannum Road and Jaensch Road junction, and all of that land north of Jaensch Road, including CR Volume 5759, Folio 648; and

CT Volume 5425, Folio 555, CT Volume 5852, Folio 531, CT Volume 5581, Folio 958, CT Volume 5672, Folio 579 and CT Volume 5567, Folio 493, Hundred of Vincent, County of Buccleuch, South Australia; and

CT Volume 5352, Folio 447 and CT Volume 5430, Folio 86, Hundred of Hooper, County of Buccleuch, South Australia; and

CT Volume 5602, Folio 293, CT Volume 5402, Folio 957 and CT Volume 5204, Folio 344, Hundred of Seymour, County of Russell, South Australia; and

CT Volume 5491, Folio 427, Hundred of Mobilong, County of Sturt, South Australia; and

CL Volume 990, Folio 21, Hundred of Forster, County of Albert, South Australia; and

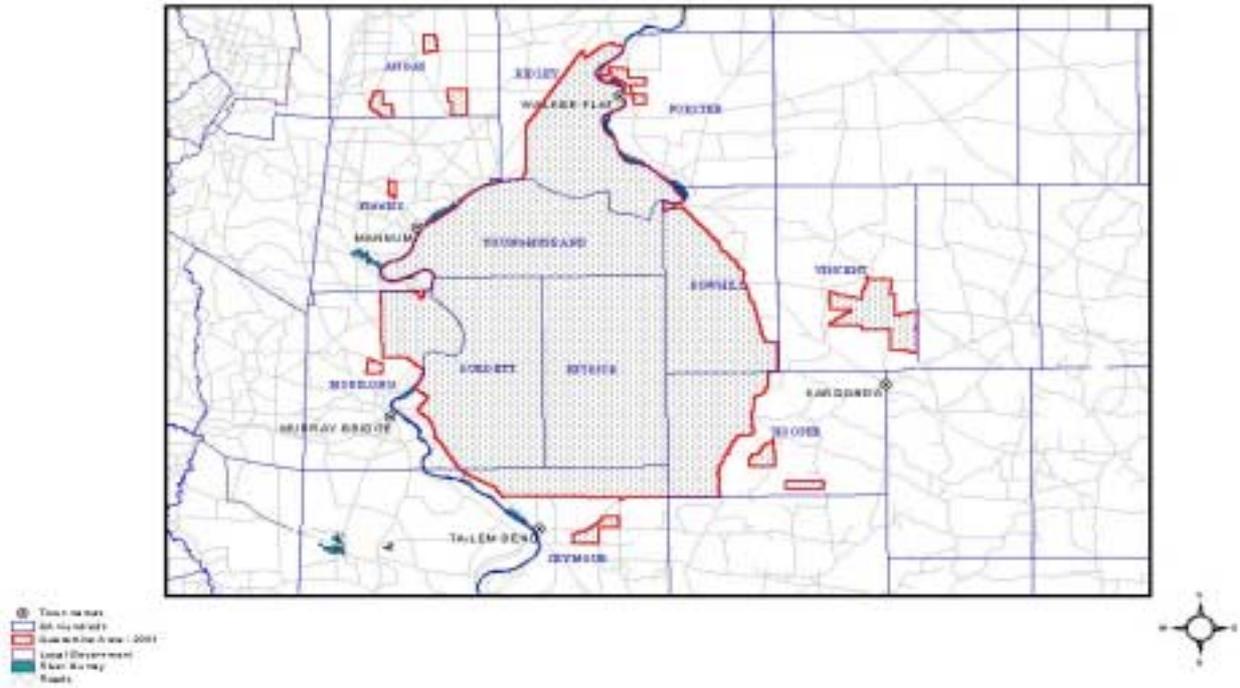
CT Volume 5607, Folio 26, CT Volume 5467, Folio 351, CT Volume 5467, Folio 352, CT Volume 5554, Folio 585, CT Volume 5640, Folio 220 and CT Volume 5640, Folio 222, Hundred of Angas, County of Sturt, South Australia; and

CT Volume 5262 Folio 553, Hundred of Finnis, County of Sturt, South Australia.

4. Designate the above area as the Branched Broomrape Quarantine Area.

5. Prohibit the removal from the Branched Broomrape Quarantine Area of any farm machinery, grain, hay, horticultural produce, livestock, soil, or straw which does not comply with the Code—Control of Branched Broomrape, approved by the Minister for Primary Industries and Resources.

Branched Broomrape Quarantine Area - September 2001



Dated 19 September 2001.

ROB KERIN, Minister for Primary Industries and Resources

LIQUOR LICENSING ACT 1997 AND GAMING MACHINES ACT 1992

Notice of Application

NOTICE is hereby given, pursuant to section 52 of the Liquor Licensing Act 1997 and section 29 of the Gaming Machines Act 1992, that Glenena Pty Ltd (ACN 097 451 191), c/o Piper Alderman, 167 Flinders Street, Adelaide, S.A. 5000 has applied to the Liquor and Gaming Commissioner for the transfer of a Hotel Licence and a Gaming Machine Licence in respect of premises situated at corner of McDouall Stuart Avenue and Ian Street, Whyalla, S.A. 5608 and known as Westland Hotel Motel.

The applications have been set down for hearing on 19 October 2001 at 9 a.m.

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

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 13 September 2001.

Applicant

LIQUOR LICENSING ACT 1997 AND GAMING MACHINES ACT 1992

Notice of Application

NOTICE is hereby given, pursuant to section 52 of the Liquor Licensing Act 1997 and section 29 of the Gaming Machines Act 1992, that Michael Turner & Associates Pty Ltd (ACN 053 165 576), Megapace Pty Ltd (ACN 051 788 722) and Asia Australia Traders Pty Ltd (ACN 061 947 466), c/o Piper Alderman, 167 Flinders Street, Adelaide, S.A. 5000 have applied to the Liquor and Gaming Commissioner for the transfer of a Hotel Licence and a Gaming Machine Licence in respect of premises situated at 247 Gouger Street, Adelaide, S.A. 5000 and known as Directors Hotel.

The applications have been set down for hearing on 12 October 2001 at 9 a.m.

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

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 12 September 2001.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that John Edward Tew, Ryan John Tew and Maria Tew, 1/10 Varram Way, West Lakes Shore, S.A. 5020 have applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 1D Airport Road, Brooklyn Park, S.A. 5071 and known as Nizam's Indian Curry Bar.

The application has been set down for hearing on 2 October 2001 at 2 p.m.

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

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 11 September 2001.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Nicolaas Zwiwersen, Sonia Zwiwersen, Timothy Zwiwersen and Damian Zwiwersen, P.O. Box 123, Auburn, S.A. 5451 have applied to the Licensing Authority in respect of premises situated at 2 Heans Road, Auburn, S.A. 5451 and to be known as Attunga Vineyard Wines.

The application has been set down for hearing on 19 October 2001 at 9 a.m.

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

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 11 September 2001.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Umarfado Pty Ltd has applied to the Licensing Authority for a Special Circumstances Licence in respect of premises situated at 287 Diagonal Road, Oaklands Park, S.A. 5046 and to be known as Marion Cultural Centre.

The application has been set down for hearing on 19 October 2001.

Conditions

The following conditions are sought:

- To sell liquor for consumption on the licensed premises between the hours of 7 a.m. and 1 a.m. the following day.
- Entertainment consent is sought.

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

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Orlando Wyndham Group Pty Ltd (ACN 007 870 046), c/o Piper Alderman, 167 Flinders Street, Adelaide, S.A. 5000 has applied to the Licensing Authority for the transfer of a Special Circumstances Licence in respect of the premises situated at corner Caves Road and Riddoch Highway, Naracoorte, S.A. 5271 and currently known as Heathfield Ridge Wines but to be known as Russet Ridge Winery.

The application has been set down for hearing on 19 October 2001 at 9 a.m.

Condition

The following licence conditions are sought:

Area 1:

- provided that liquor sold, supplied or consumed by way of sample or sold or supplied for consumption off the licensed premises, must either be produced by Orlando Wyndham Group Pty Ltd or, alternatively fermented by or under the direction of Orlando Wyndham Group Pty Ltd (or a related body corporate) and is uniquely Orlando Wyndham Group Pty Ltd (or the related body corporate's) own product.

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

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 12 September 2001.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Pacific Apartments Frome Street Pty Ltd, 88 Frome Street, Adelaide, S.A. 5000 has applied to the Licensing Authority for the transfer of a Residential Licence in respect of premises situated at 88 Frome Street, Adelaide, S.A. 5000 and known as The Adelaide Ritz All-Suites Hotel and to be known as Pacific Apartments on Frome.

The application has been set down for hearing on 22 October 2001 at 11 a.m.

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

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 11 September 2001.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Campbells Cash and Carry Pty Ltd (ACN 000 226 399), c/o Kelly & Co., Level 17, 91 King William Street, Adelaide, S.A. 5000 has applied to the Licensing Authority for a Wholesale Liquor Merchant's Licence in respect of premises to be situated at Lot 11, corner of Main North Road, Diagonal Road and Levels Road, Pooraka and to be known as Campbells Cash and Carry.

The application has been set down for hearing on 19 October 2001.

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

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 13 September 2001.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Kenan Becirovic, 46B King William Street, Adelaide, S.A. 5000 has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 18A Jetty Road, Glenelg, S.A. 5045 and known as Tandoori Sizzler Indian Restaurant and to be known as Yiros 777 Restaurant.

The application has been set down for hearing on 22 October 2001 at 10 a.m.

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

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 7 September 2001.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Mewett Pty Ltd (ACN 097 899 619), c/o Piper Alderman, 167 Flinders Street, Adelaide, S.A. 5000 has applied to the Licensing Authority for the transfer of a Hotel Licence in respect of the premises situated at Main Road, Ashbourne, S.A. 5157 and known as The Green Man Inn.

The application has been set down for hearing on 22 October 2001 at 2.30 p.m.

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

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 13 September 2001.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Monika Hein, 223 Flinders Street, Adelaide, S.A. 5000 has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 223 Flinders Street, Adelaide, S.A. 5000 and known as Vizz Restaurant and to be known as German Restaurant.

The application has been set down for hearing on 22 October 2001 at 10.30 a.m.

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

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 10 September 2001.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Cleco Nominees No. 293 Pty Ltd (ACN 096 762 319), 116 Greenhill Road, Unley, S.A. 5061 has applied to the Licensing Authority for the transfer of a Hotel Licence in respect of premises situated at 306-312 King William Street, Adelaide, S.A. 5000 and known as Crown & Sceptre Hotel.

The application has been set down for hearing on 23 October 2001.

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

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Applicant

MINING ACT 1971

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

Applicant: Minex (Aust) Pty Ltd

Location: Alberga River Area—Approximately 45 km north-east of Marla, bounded as follows:

Area 'A'—Commencing at a point being the intersection of latitude 26°46'S and longitude 134°00'E, thence south to latitude 26°50'S, west to longitude 133°55'E, south to latitude 26°54'S, west to longitude 133°54'E, south to latitude 26°58'S, west to longitude 133°53'E, south to latitude 27°04'S, west to longitude 133°52'E, south to latitude 27°10'S, west to longitude 133°30'E, north to a southern boundary of Pitjantjatjara Lands, thence generally easterly and north-easterly along the boundary of the said Lands to latitude 26°46'S, and east to the point of commencement, but excluding Tarcoola-Alice Springs Railway (see G.G. 13.11.1975).

Area 'B'—Commencing at a point being the intersection of latitude 26°50'S and longitude 134°12'E, thence east to longitude 134°18'E, south to latitude 26°53'S, east to longitude 134°26'E, south to latitude 26°56'S, east to longitude 134°30'E, north to latitude 26°55'S, east to longitude 134°34'E, north to latitude 26°52'S, east to longitude 134°48'E, south to latitude 26°56'S, west to longitude 134°46'E, south to latitude 26°58'S, west to longitude 134°44'E, south to latitude 27°00'S, west to longitude 134°40'E, south to latitude 27°04'S, west to longitude 134°32'E, north to latitude 27°02'S, west to longitude 134°17'E, north to latitude 27°00'S, west to longitude 134°12'E, and north to the point of commencement.

All the within latitudes and longitudes are geodetic and expressed in terms of the Australian Geodetic Datum as defined on p. 4984 of *Commonwealth Gazette* number 84 dated 6 October 1966 (AGD66).

Term: 1 year

Area in km²: 1 995

Ref: 063/2001

Dated 20 September 2001.

H TYRTEOS, Acting Mining Registrar,
Department of Primary Industries and
Resources

MINING ACT 1971

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

Applicant: James F Allender

Location: Lake Labyrinth Area—Approximately 35 km north-east of Tarcoola, bounded as follows: Commencing at a point being the intersection of latitude 30°32'S and longitude 134°50'E, thence east to longitude 135°04'E, south to latitude 30°37'S, west to longitude 135°00'E, south to latitude 30°43'S, west to longitude 134°50'E, and north to the point of commencement, all the within latitudes and longitudes being geodetic and expressed in terms of the Australian Geodetic Datum as defined on p. 4984 of *Commonwealth Gazette* number 84 dated 6 October 1966 (AGD66).

Term: 1 year

Area in km²: 384

Ref.: 047/2001

Dated 20 September 2001.

H TYRTEOS, Acting Mining Registrar,
Department of Primary Industries and
Resources

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER

Walpole Road, Paralowie
Deposited Plan 57745

BY Road Process Order made on 5 July 2001, the City of Salisbury ordered that:

1. Portion of the public road (Walpole Road) adjoining Port Wakefield Road and the northern boundary of allotment 164 in Deposited Plan 42193 more particularly lettered 'A' in Preliminary Plan No. PP32/0636 be closed.

2. Issue a Certificate of Title to the CITY OF SALISBURY over the whole of the land subject to closure which land is being retained by council to merge with the adjoining council owned land.

3. Grant to the South Australian Water Corporation an easement for water supply purposes over the whole of the land.

On 14 September 2001, that order was confirmed by the Minister for Administrative and Information Services conditionally on approval and deposit of the survey plan by the Registrar-General. The condition has now been fulfilled.

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

Dated 20 September 2001.

P. M. KENTISH, Surveyor-General

GRANT OF PRELIMINARY SURVEY LICENCE No. PSL5

Office of Minerals and Energy Resources, Adelaide, 30 August 2001

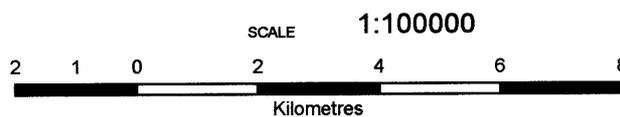
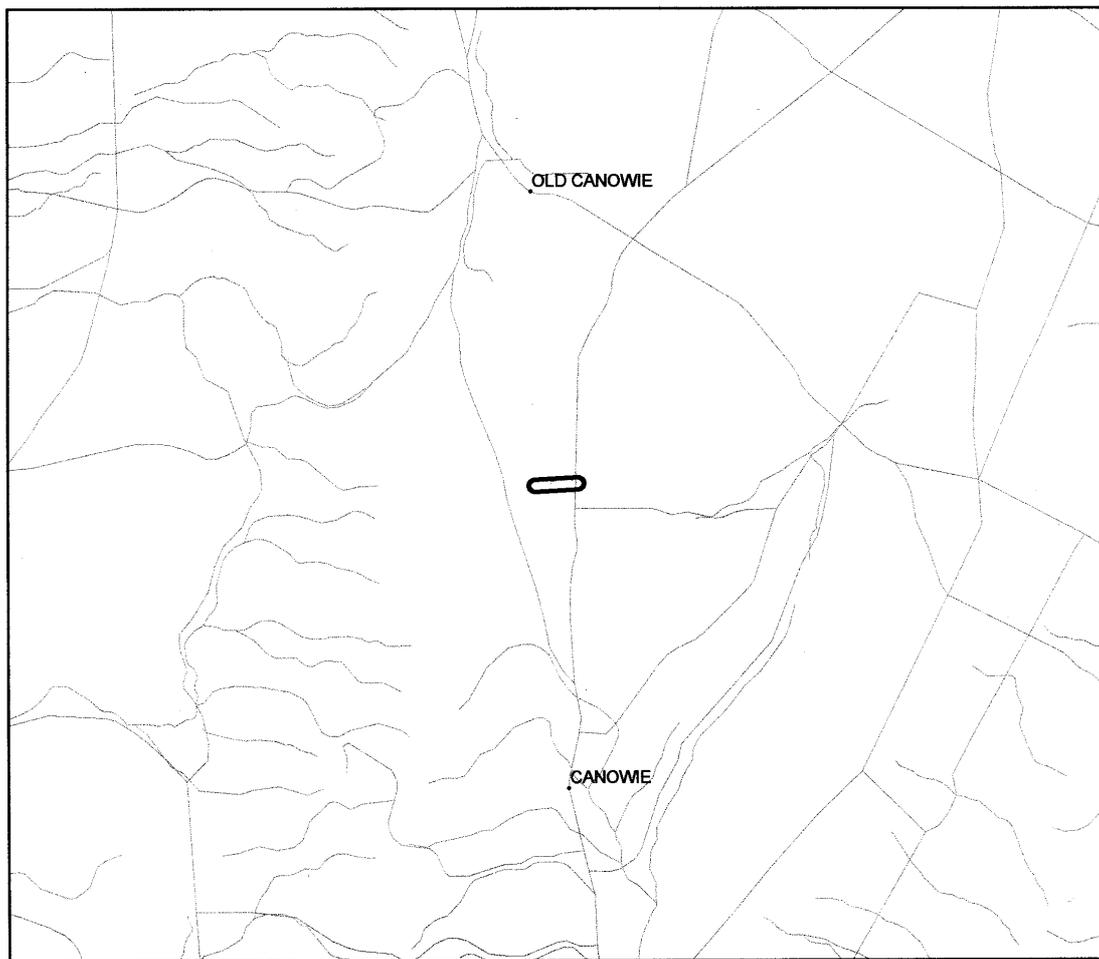
NOTICE is hereby given that the undermentioned preliminary survey licence has been granted under the provisions of the Petroleum Act 2000, pursuant to delegated powers dated 25 September 2000, *Gazetted* 28 September 2000, page 2289.

R. A. LAWS, Director Petroleum, Office of Minerals and Energy Resources,
Delegate of the Minister for Minerals and Energy

No. of Licence	Licensee	Locality	Date of Expiry	Area in km ²	Reference
5	Epic Energy South Australia Pty Ltd	Hallett Region	29 August 2002	0.17	SR.27.2.225

General Description of Pipeline Preliminary Survey Licence Area

Preliminary survey activities are authorised within a 100 m wide corridor whose centre line commences at the Moomba to Adelaide Pipeline and terminates at the proposed meter station near the proposed AGL Hallett Peak Load Power Station Site, as shown on the attached plan.



Note: There is no warranty that the boundary of this licence is correct in relation to other features of the map. The boundary is to be ascertained by reference to the Geocentric Datum of Australia (GDA94) and the schedule.

**THE PLAN HEREINBEFORE REFERRED TO
EPIC ENERGY SOUTH AUSTRALIA PTY LTD**

PRELIMINARY SURVEY LICENCE NO: 5

GRANT OF PRELIMINARY SURVEY LICENCE No. PSL6

Office of Minerals and Energy Resources, Adelaide, 29 August 2001

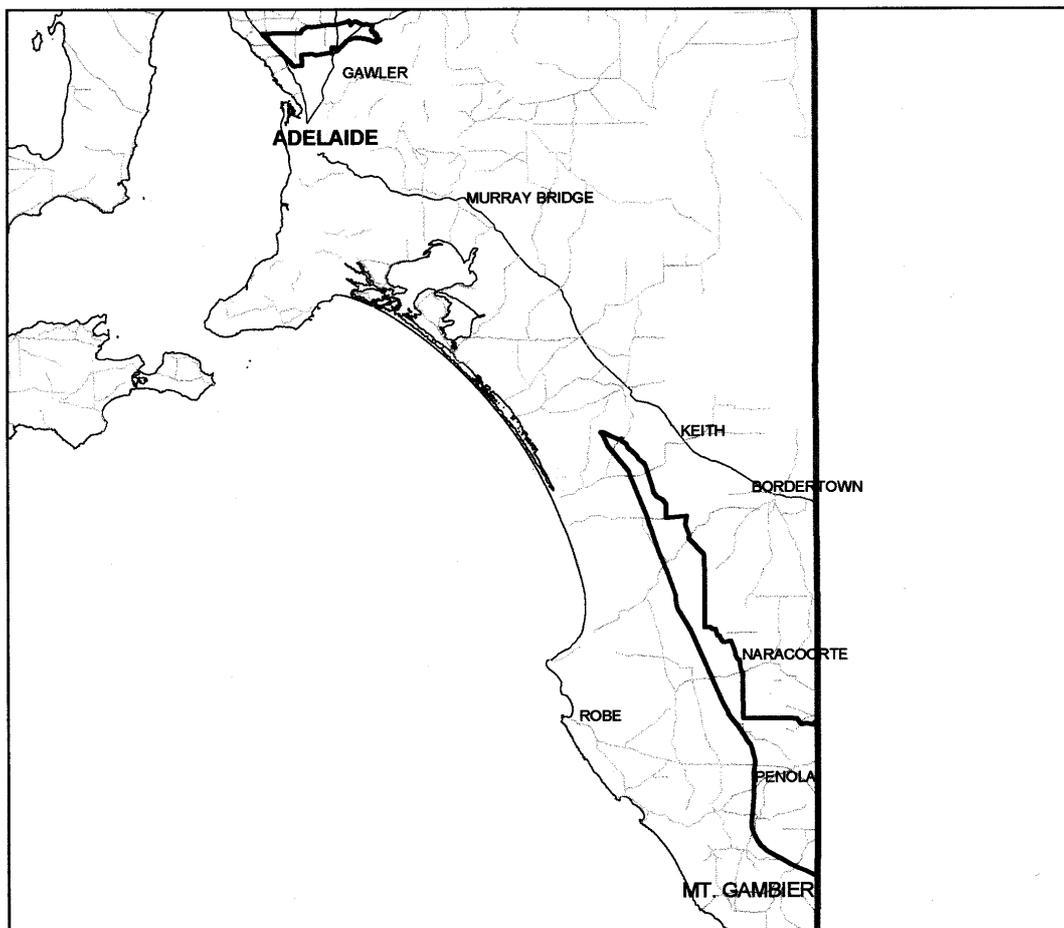
NOTICE is hereby given that the undermentioned preliminary survey licence has been granted under the provisions of the Petroleum Act 2000, pursuant to delegated powers dated 25 September 2000, *Gazetted* 28 September 2000, page 2289.

R. A. LAWS, Director Petroleum, Office of Minerals and Energy Resources,
Delegate of the Minister for Minerals and Energy

No. of Licence	Licensee	Locality	Date of Expiry	Area in km ²	Reference
6	GPU GasNet Pty Ltd	Proposed Iona to Adelaide Gas Pipeline	28 August 2002	3 564	SR.28.1.347

General Description of Pipeline Preliminary Survey Licence Area

Preliminary survey activities are authorised in two areas defined as the southern corridor and the northern corridor, as shown on the attached plan.



SCALE 1:2500000



Note: There is no warranty that the boundary of this licence is correct in relation to other features of the map. The boundary is to be ascertained by reference to the Geocentric Datum of Australia (GDA94) and the schedule.

**THE PLAN HEREBEFORE REFERRED TO
GPU GASNET PTY LTD**

PRELIMINARY SURVEY LICENCE NO. 6

WATER MAINS AND SEWERS

Office of the South Australian Water Corporation
Adelaide, 20 September 2001.

WATER MAINS LAID

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

ADELAIDE WATER DISTRICT**CITY OF MITCHAM**

Easement in lot 573, Grand Boulevard, Craighburn Farm. p10
Grand Boulevard, Craighburn Farm. p10
Appleberry Crescent, Craighburn Farm. p10
Easement in lot 574, Appleberry Crescent, Craighburn Farm. p10

CITY OF NORWOOD, PAYNEHAM AND ST. PETERS

Salisbury Avenue, Royston Park. p9

CITY OF SALISBURY

Mawson Lakes Boulevard, Mawson Lakes. p11 and 12
Easement in reserve (lot 592), Shearwater Drive, Mawson Lakes. p12
Sheaoak Drive, Mawson Lakes. p12
Shearwater Drive, Mawson Lakes. p12
Heron Walk, Mawson Lakes. p12
Gannet Street, Mawson Lakes. p11
Blue Wren Circuit, Mawson Lakes. p11
Easements in lot 538, Gannet Street, Mawson Lakes. p11
Beltana Street, Salisbury. p13
Roper Street, Salisbury. p13
RM Williams Drive, Walkley Heights. p14-16
Easements in lot 500, RM Williams Drive, Walkley Heights. p15 and 16
Homestead Avenue, Walkley Heights. p15
Wright Road, Walkley Heights. p16
Dulkara Road, Walkley Heights. p16

CITY OF WEST TORRENS

Errington Street, North Plympton. p1

BEETALOO COUNTRY LANDS WATER DISTRICT**DISTRICT OF BARUNGA WEST**

Melton Pontifex Road, Melton. p7

TOWNSHIP OF CLARE WATER DISTRICT

DISTRICT OF CLARE AND GILBERT VALLEYS COUNCIL
Buchanan Street, Clare. p2

MOONTA WATER DISTRICT**DISTRICT OF THE COPPER COAST**

Cambridge Street, Moonta Bay. p4

WALLAROO WATER DISTRICT**DISTRICT OF THE COPPER COAST**

William Street, Wallaroo. p5
Thorne Street, Wallaroo. p6

WATER MAINS ABANDONED

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

BEETALOO COUNTRY LANDS WATER DISTRICT**DISTRICT OF BARUNGA WEST**

Melton Pontifex Road, Melton. p7

ADDENDA

Addendum to notice in "Government Gazette" of 20 June 1985.

"WATER MAINS LAID"

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

"ENCOUNTER BAY COUNTRY LANDS WATER DISTRICT"**"CITY OF VICTOR HARBOR"**

"Fuller Road, Victor Harbor-540.0 m of 100 mm AC main from 80 mm main Waggon Road generally south-westerly to lot 6."

To this notice add "This main is not available for constant rateable supply." p8

SEWERS LAID

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

ADELAIDE DRAINAGE AREA**CITY OF MITCHAM**

Grand Boulevard, Craighburn Farm. FB 1098 p41 and 42
Appleberry Crescent, Craighburn Farm. FB 1098 p41 and 42
Easement in lot 573, Grand Boulevard, Craighburn Farm. FB 1098 p41 and 42

CITY OF NORWOOD, PAYNEHAM AND ST. PETERS

Salisbury Avenue, Royston Park. FB 1097 p43

CITY OF SALISBURY

Beltana Street, Salisbury. FB 1098 p43 and 44
Roper Street, Salisbury. FB 1098 p43 and 44
Easement in lot 101, Roper Street, Salisbury. FB 1098 p43 and 44
Wright Road, Walkley Heights. FB 1098 p33, 34 and 38
Easements in lot 500, RM Williams Drive, Walkley Heights. FB 1098 p33-35 and 38,
Easements in lot 501, RM Williams Drive, Walkley Heights. FB 1098 p33, 35, 37 and 40
RM Williams Drive, Walkley Heights. FB 1098 p33 and 35-39
Homestead Avenue, Walkley Heights. FB 1098 p33, 35 and 40
Easements in lot 595, Brookside Drive, Mawson Lakes. FB 1098 p22-24 and 26-28
Blue Wren Circuit, Mawson Lakes. FB 1098 p22, 24, 27 and 31
Easement in reserve (lot 602), Mawson Lakes Boulevard, Mawson Lakes. FB 1098 p22, 24 and 27
Mawson Lakes Boulevard, Mawson Lakes. FB 1098 p22, 24 and 29
Gannet Street, Mawson Lakes. FB 1098 p22, 24 and 31
Heron Walk, Mawson Lakes. FB 1098 p22, 24 and 32
Shearwater Drive, Mawson Lakes. FB 1098 p22, 24 and 32
Sheaoak Drive, Mawson Lakes. FB 1098 p22, 24 and 31
Easement in lot 592, Shearwater Drive, Mawson Lakes. FB 1098 p22, 25 and 29

CITY OF WEST TORRENS

Errington Street, North Plympton. FB 1097 p42

MOUNT GAMBIER COUNTRY DRAINAGE AREA**CITY OF MOUNT GAMBIER**

Waterhouse Street, Mount Gambier. FB 1090 p8

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

VOCATIONAL EDUCATION, EMPLOYMENT AND TRAINING ACT 1994

PART 4 - CONTRACTS OF TRAINING

Pursuant to the provisions of the Vocational Education, Employment and Training Act (VEET Act) the Accreditation and Registration Council (ARC) gives notice that it has determined the following:

Occupations that Constitute Trades and Other Declared Vocations

The following schedule is additional to:

1. the gazettal of 24 April 1996 (page 2045)
2. the gazettal of 31 October 1996 (page 1544)
3. the gazettal of 5 December 1996 (page 1818)
4. the gazettal of 6 February 1997 (page 830)
5. the gazettal of 17 April 1997 (page 1571)
6. the gazettal of 29 May 1997 (page 2758)
7. the gazettal of 12 June 1997 (page 2984)
8. the gazettal of 3 July 1997 (page 33)
9. the gazettal of 7 August 1997 (page 311)
10. the gazettal of 18 December 1997 (page 1677)
11. the gazettal of 22 December 1997 (page 1776)
12. the gazettal of 23 April 1998 (page 1959)
13. the gazettal of 18 June 1998 (page 2594)
14. the gazettal of 6 August 1998 (page 339)
15. the gazettal of 24 September (page 990)
16. the gazettal of 1 October 1998 (page 1038)
17. the gazettal of 15 October 1998 (page 1150)
18. the gazettal of 12 November 1998 (page 1389)
19. the gazettal of 19 November 1998 (page 1583)
20. the gazettal of 3 December 1998 (page 1742)
21. the gazettal of 10 December 1998 (page 1870)
22. the gazettal of 17 December 1998 (page 1954)
23. the gazettal of 23 December 1998 (page 2039)
24. the gazette of 11 March 1999 (page 1359)
25. the gazettal of 25 March 1999 (page 1480)
26. the gazette of 1 April 1999 (page 1605) (Errata)
27. the gazettal of 22 April 1999 (page 2219)
28. the gazettal of 29 April 1999 (page 2381) (Errata)
29. the gazettal of 6 May 1999 (page 2482)
30. the gazettal of 13 May 1999 (page 2595)
31. the gazettal of 27 May 1999 (Errata) (page 2723)
32. the gazettal of 17 June 1999 (page 3123)
33. the gazettal of 24 June 1999 (page 3261)
34. the gazettal of 1 July 1999 (page 22)
35. the gazettal of 29 July 1999 (page 602)
36. the gazettal of 30 September 1999 (page 1364)
37. the gazettal of 14 October 1999 (page 1973)
38. the gazettal of 11 November 1999 (page 2327)
39. the gazettal of 6 January 2000 (page 1169)
40. the gazettal of 30 March 2000 (page 1921)
41. the gazettal of 6 April 2000 (page 2047)
42. the gazettal of 13 April 2000 (Errata) (page 2167)
43. the gazettal of 4 May 2000 (page 2416)
44. the gazettal of 18 May 2000 (page 2606) Errata (page 2609)
45. the gazettal of 15 June 2000 (page 3282) Errata (page 3285)
46. the gazettal of 29 June 2000 (page 3490)
47. the gazettal of 6 July 2000 (page 22) Errata (page 24)
48. the gazettal of 20 July 2000 (page 267)
49. the gazettal of 10 August 2000 (page 467)
50. the gazettal of 24 August 2000 (page 643)
51. the gazettal of 14 September 2000 (page 2002)
52. the gazettal of 12 October 2000 (page 2475) Errata (page 2480)
53. the gazettal of 16 November 2000 (page 3208) Errata (page 3211)
54. the gazettal of 7 December 2000 (page 3461) Errata (page 3467)
55. the gazettal of 15 February 2001 (page 641) Errata (page 647)
56. the gazettal of 5 April 2001 (page 1561)
57. the gazettal of 19 April 2001 (page 1645)
58. the gazettal of 31 May 2001 (page 1914) Errata (page 1918)
59. the gazettal of 28 June 2001 (page 2416)
60. the gazettal of 12 July 2001 (page 2610) (Errata)
61. the gazettal of 19 July 2001 (page 2713) (Errata)
62. the gazettal of 26 July 2001 (page 2785)
63. the gazettal of 16 August 2001 (page 3091)

which set out the occupations that constitute trades and other declared vocations and the terms and conditions applicable to such declared vocations.

SCHEDULE - DECLARED VOCATIONS, REQUIRED COURSES OF INSTRUCTION AND ASSOCIATED CONDITIONS
Changes to courses and conditions determined by ARC for existing Declared Vocations appear in Bold.

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
* Butchering and/or Slaughtering	Endorsed to 31 Dec 01	Australian Meat Industry Training Package			
ARC August 2001	MTM20300	Certificate II in Meat Processing (Meat Retailing)	12 months full time or 24 months part time	616 hours	1 month full time or 1 month part time
ARC August 2001	MTM30800	Certificate III in Meat Processing (Meat Retailing)	48 months full time or 72 months part time	954 hours	3 months full time or 3 months part time
March 1999	3334 VI2311ABA 31 Dec 01	<i>Replacing the following courses of instruction with effect from 20 Sep 01:</i> Certificate III in Meat Processing (Meat Retailing)	48 months	480 hours	4 months
* Butchering and/or Smallgoods Making	Endorsed to 31 Dec 01	Australian Meat Industry Training Package			
ARC August 2001	MTM10100	Certificate I in Meat Processing (Smallgoods)	12 months full time or 36 months part time	280 hours	1 month full time or 1 month part time
ARC August 2001	MTM20200	Certificate II in Meat Processing (Smallgoods)	24 months full time or 36 months part time	560 hours	2 months full time or 2 months part time

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC August 2001	MTM20300	Certificate II in Meat Processing (Meat Retailing)	12 months full time or 24 months part time	616 hours	1 month full time or 1 month part time
ARC August 2001	MTM30700	Certificate III in Meat Processing (Smallgoods)	36 months full time or 72 months part time	920 hours	3 months full time or 3 months part time
ARC August 2001	MTM30800	Certificate III in Meat Processing (Meat Retailing)	48 months full time or 72 months part time	954 hours	3 months full time or 3 months part time
ARC August 2001	MTM40100	Certificate IV in Meat Processing (Leadership)	24 months full time or 36 months part time	700 hours	2 months full time or 2 months part time
ARC August 2001	MTM40300	Certificate IV in Meat Processing (Quality Assurance)	36 months full time or 72 months part time	890-1080 hours	3 months full time or 3 months part time
ARC August 2001	MTM50100	Diploma of Meat Processing	36 months full time or 72 months part time	860 hours	3 months full time or 3 months part time
ARC August 2001	MTM60100	Advanced Diploma of Meat Processing	48 months full time or 72 months part time	1250 hours	3 months full time or 3 months part time
March 1999	3334 VI2311ABA CRN 31 Dec 01	<i>Replacing the following courses of instruction with effect from 20 Sep 01:</i> Certificate III in Meat Processing (Meat Retailing)	48 months	480 hours	4 months

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
* Locksmithing ARC August 2001	20042VIC 31 Dec 04	Certificate III in Engineering Technology	48 months	960 hours	3 months
# Meat Processing (Abattoirs)		Hours shown for this vocation are the maximum for the qualification. In the majority of cases the hours will be less subject to choice of electives Australian Meat Industry Training Package			
ARC August 2001	Endorsed to 31 Dec 01 MTM20100	Certificate II in Meat Processing (Abattoirs)	12 months full time or 36 months part time	400 hours	1 month full time or 1 month part time
ARC August 2001	MTM20400	Certificate II in Meat Processing (Food Services)	12 months full time or 36 months part time	400 hours	1 months full time or 1 month part time
ARC August 2001	MTM30100	Certificate III in Meat Processing (Boning)	24 months full time or 36 months part time	500 hours	2 months full time or 2 months part time
ARC August 2001	MTM30200	Certificate III in Meat Processing (Food Services)	24 months full time or 36 months part time	550 hours	2 months full time or 2 months part time
ARC December 1998 ARC August 2001	MTM30298 MTM30300	Certificate III in Meat Processing (Laboratory) Certificate III in Meat Processing (Meat Safety)	24 months 24 months full time or 36 months part time	570 hours 590 hours	2 months 2 months full time or 2 months part time
ARC August 2001	MTM30400	Certificate III in Meat Processing (Rendering)	24 months full time or 36 months part time	500 hours	2 months full time or 2 months part time

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC August 2001	MTM30500	Certificate III in Meat Processing (Slaughtering)	24 months full time or 36 months part time	500 hours	2 months full time or 2 months part time
ARC August 2001	MTM30600	Certificate III in Meat Processing (General)	24 months full time or 36 months part time	500 hours	2 months full time or 2 months part time
ARC August 2001	MTM40100	Certificate IV in Meat Processing (Leadership)	24 months full time or 36 months part time	700 hours	2 months full time or 2 months part time
ARC August 2001	MTM40200	Certificate IV in Meat Processing (Meat Safety)	36 months full time or 36 months part time	1050 hours	3 months full time or 3 months part time
ARC August 2001	MTM40300	Certificate IV in Meat Processing (Quality Assurance)	36 months full time or 72 months part time	890-1080 hours	3 months full time or 3 months part time
ARC August 2001	MTM40400	Certificate IV in Meat Processing (General)	24 months full time or 36 months part time	700 hours	2 months full time or 2 months part time
ARC August 2001	MTM50100	Diploma of Meat Processing	36 months full time or 72 months part time	860 hours	3 months full time or 3 months part time
ARC August 2001	MTM60100	Advanced Diploma of Meat Processing	48 months full time or 72 months part time	1250 hours	3 months full time or 3 months part time

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC December 1998 ARC December 1998	MTM 20198 MTM 30198 MTM 30398 MTM 30498 MTM 30598 MTM 40198 MTM 40298 MTM 40398	<i>Replacing the following courses of instruction with effect from 20 Sep 01:</i> Certificate II in Meat Processing (Abattoirs) Certificate III in Meat Processing (Boning) Certificate III in Meat Processing (Meat Safety) Certificate III in Meat Processing (Rendering) Certificate III in Meat Processing (Slaughtering) Certificate IV in Meat Processing (Leadership) Certificate IV in Meat Processing (Meat Safety) Certificate IV in Meat Processing (Quality Assurance)	18 months 24 months 24 months 24 months 24 months 24 months 36 months 36 months	500 hours 500 hours 610 hours 500 hours 560 hours 510 hours 800 hours 820 hours	6 weeks 2 months 2 months 2 months 2 months 2 months 3 months 3 months
# Meat Processing (Smallgoods Manufacturing) ARC August 2001 ARC August 2001 ARC August 2001 ARC August 2001 ARC August 2001	Endorsed to 31 Dec 01 MTM10100 MTM20200 MTM30700 MTM40100 MTM40300	Australian Meat Industry Training Package Certificate I in Meat Processing (Smallgoods) Certificate II in Meat Processing (Smallgoods) Certificate III in Meat Processing (Smallgoods) Certificate IV in Meat Processing (Leadership) Certificate IV in Meat Processing (Quality Assurance)	 12 months full time or 36 months part time 24 months full time or 36 months part time 36 months full time or 72 months part time 24 months full time or 36 months part time 36 months full time or 72 months part time	 280 hours 560 hours 920 hours 700 hours 890-1080 hours	 1 month full time or 1 month part time 2 months full time or 2 months part time 3 months full time or 3 months part time 2 months full time or 2 months part time 3 months full time or 3 months part time

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC December 1998 ARC August 2001 ARC August 2001 ARC December 1998 ARC December 1998 ARC December 1998 ARC December 1998 ARC December 1998 ARC December 1998	MTM40598 MTM50100 MTM60100 MTM 10198 MTM 20298 MTM 30698 MTM 30798 MTM 40498 MTM 40698	Certificate IV in Meat Processing (Smallgoods Manufacturing) Diploma of Meat Processing Advanced Diploma of Meat Processing <i>Replacing the following courses of instruction with effect from 20 Sep 01:</i> Certificate I in Meat Processing (Smallgoods) Certificate II in Meat Processing (Smallgoods) Certificate III in Meat Processing (Smallgoods Laboratory) Certificate III in Meat Processing (Smallgoods Manufacturing) Certificate IV in Meat Processing (Smallgoods Leadership) Certificate IV in Meat Processing (Smallgoods Quality Assurance)	36 months 36 months full time or 72 months part time 48 months full time or 72 months part time 12 months 18 months 36 months 36 months 36 months 36 months	1198 hours 860 hours 1250 hours 218 hours 488 hours 738 hours 898 hours 758 hours 778 hours	3 months 3 months full time or 3 months part time 3 months full time or 3 months part time 1 month 6 weeks 3 months 3 months 3 months 3 months
* Plastering (Solid and/or Fibrous) ARC August 2001	FDR 31 Dec 01	Certificate III in Fibrous Plastering Wall and Ceiling Fixing <i>Note: No new enrolments – for current students only</i>	48 months	800 hours	3 months

REGULATIONS UNDER THE HARBORS AND NAVIGATION ACT 1993

No. 220 of 2001

At the Executive Council Office at Adelaide, 20 September 2001

PURSUANT to the *Harbors and Navigation Act 1993* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL, Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

DIANA LAIDLAW, Minister for Transport and Urban Planning

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Substitution of reg. 177
177. Boating Facility Advisory Committee
4. Variation of Sched. 14—Fees
5. Transitional provision relating to the Boating Facility Advisory Committee

Citation

1. The *Harbors and Navigation Regulations 1994* (see *Gazette* 20 October 1994 p. 987), as varied, are referred to in these regulations as "the principal regulations".

Commencement

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

Substitution of reg. 177

3. Regulation 177 of the principal regulations is revoked and the following regulation is substituted:

Boating Facility Advisory Committee

177. (1) The *Boating Facility Advisory Committee* continues in existence.

(2) The Committee consists of seven or eight members appointed by the Minister, of whom—

- (a) one must be a person nominated by the Boating Industry Association of South Australia Inc.;
- (b) one must be a person nominated by the South Australian Recreational Boating Council Inc.;
- (c) one must be a person nominated by the South Australian Recreational Fishing Advisory Council Inc.;
- (d) two must be persons nominated by the South Australian Fishing Industry Council;
- (e) one must be a person nominated by the Local Government Association of South Australia.

- (3) At least one member of the Committee must be a woman and one a man.
- (4) The Minister may appoint a person to be a deputy of a member of the Committee and the deputy may act as a member of the Committee in the absence or during a temporary vacancy in the office of that member.
- (5) Where a person is appointed as a member of the Committee on the nomination of a body, a person appointed as his or her deputy must also be appointed on the nomination of that body.
- (6) If a body fails to nominate a person within six weeks of a written request to do so from the Minister, the Minister may appoint such person as the Minister thinks fit and that person will be taken to have been duly appointed as a member or deputy member (as the case may require) of the Committee.
- (7) A member of the Committee will be appointed for a term not exceeding two years and, at the expiration of a term of appointment, will be eligible for reappointment.
- (8) A member of the Committee is entitled to such fees and allowances as may be determined by the Minister.
- (9) The Minister may remove a member of the Committee from office on any ground that the Minister considers sufficient.
- (10) The office of a member of the Committee becomes vacant if the member—
- (a) dies; or
 - (b) completes a term of office and is not reappointed; or
 - (c) resigns by written notice to the Minister; or
 - (d) is removed from office by the Minister under subregulation (9).
- (11) An act of the Committee is not invalid by reason only of a vacancy in its membership or a defect in the appointment of a member.
- (12) The Minister will appoint one member of the Committee to be the presiding member of the Committee and may appoint one member to be the deputy presiding member.
- (13) The presiding member of the Committee or, in his or her absence, the deputy presiding member (if a deputy presiding member has been appointed), will preside at any meetings of the Committee.
- (14) Subject to these regulations and the directions of the Minister, the Committee may conduct its business in such manner as it thinks fit.
- (15) The functions of the Committee are to advise the Minister on the amounts of the levies imposed by this Part and the application of the funds established under this Part.

Variation of Sched. 14—Fees

4. Schedule 14 of the principal regulations is varied—

(a) by inserting after item 15 in the list of fees relating to Part 8 contained in clause 3 the following item:

15A. For extension of period for which certificate of inspection
remains in force\$3.65 per metre;

(b) by striking out from item 32(a) in clause 3 "\$28.25 per metre" and substituting "\$13.70 per metre";

(c) by striking out from item 32(b) in clause 3 "\$29.50 per metre" and substituting "\$7.50 per metre".

Transitional provision relating to the Boating Facility Advisory Committee

5. On the commencement of regulation 177 of the principal regulations as substituted by these regulations—

(a) a person who, immediately prior to that commencement, was a member of the Boating Facility Advisory Committee, will be taken to be appointed under that substituted regulation as a member of the Committee for the balance of his or her term of office; and

(b) a person who, immediately prior to that commencement, was a proxy member of the Committee, will be taken to be appointed under that substituted regulation as a deputy member of the Committee; and

(c) the member who, immediately prior to that commencement, was the presiding member of the Committee, will be taken to be appointed under that substituted regulation as the presiding member.

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CITY OF CHARLES STURT

Nominations Received for Supplementary Election for Councillor

NOTICE is hereby given that at the close of nominations at 12 noon on Thursday, 13 September 2001, the following persons have been accepted as candidates and are listed in the order in which they will appear on the ballot paper.

Councillor for Beverley Ward (one vacancy):

Agius, Edgar
Liang, Larry

Postal Voting

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

Voting material will be dispatched by post to every natural person, body corporate and group listed on the voters roll as at roll closure on 31 July 2001.

The mailout will commence on 25 September 2001, with all voting materials to be delivered by 2 October 2001.

A person who has not received voting material and who believes that he or she is entitled to vote should apply to the State Electoral Office on 8401 4323.

A pre-paid addressed envelope for each elector entitlement will be provided. Completed ballot material must be returned to reach the Returning Officer no later than 12 noon on Monday, 15 October 2001.

A ballot box will be provided at the Council Office, 72 Woodville Road, Woodville for electors who wish to personally deliver their completed ballot material during office hours.

Place of Counting Votes

The scrutiny and counting of votes will take place at the City of Charles Sturt, 72 Woodville Road, Woodville as soon as practicable after 12 noon on Monday, 15 October 2001. A provisional declaration will be made at the conclusion of the election count.

Campaign Donations Return

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

S. H. TULLY, Returning Officer

CITY OF MITCHAM

Mitcham (City) Development Plan—Pasadena High School (Partial Rezoning) Plan Amendment Report—Draft for Public Consultation

NOTICE is hereby given that the City of Mitcham has prepared a draft Plan Amendment Report to amend the City of Mitcham Development Plan as it affects part of an area of the Pasadena High School, Daws Road.

The Plan Amendment Report will amend the City of Mitcham Development Plan by rezoning of the western portion of the Daws Road High School grounds from institutional to residential purposes to allow for its subsequent sale for residential development.

The draft Plan Amendment Report and statement will be available for public inspection and purchase (\$5) during normal office hours at the Council offices, City of Mitcham, 131 Belair Road, Torrens Park and for public inspection at the Mitcham Library, 154 Belair Road, Hawthorn and the Blackwood Library, 215 Main Road, Blackwood from Monday, 24 September 2001 to Friday, 30 November 2001.

Written submissions regarding the draft amendment will be accepted by the City of Mitcham until Friday, 30 November 2001. The written submission should also clearly indicate whether you will wish to speak at the public hearing on your submission. All submissions should be addressed to the Chief Executive Officer of the City of Mitcham.

Copies of all submissions received will be available for inspection by interested persons at the Council Offices from Monday, 3 December 2001 until the date of the public hearing.

A public hearing will be held at 7.30pm in the Council Chambers, City of Mitcham, 131 Belair Road, Torrens Park on Monday, 10 December, 2001. The public hearing may not be held if no submission indicates an interest in speaking at the public hearing.

Dated 17 September, 2001

R. MALCOLM, Chief Executive Officer

THE RURAL CITY OF MURRAY BRIDGE

Temporary Road Closures

NOTICE is hereby given that The Rural City of Murray Bridge at its meeting held on 10 September 2001, passed a resolution making the following order:

That the council exercises the power pursuant to section 33 of the Road Traffic Act 1961, and Clause F of the Instrument of General Approval of the Minister, dated 12 March 2001:

- (i) pursuant to section 33 (1) of the Road Traffic Act 1961, declare that the event described below ('the Event') that is to take place on the roads described below ('the Roads') is an event to which section 33 of the Road Traffic Act 1961 applies; and
- (ii) pursuant to section 33 (1) (a) of the Road Traffic Act 1961, make an order directing that the Roads on which the Event is to be held be closed to traffic for the period commencing at 5 p.m. on Thursday, 20 September 2001 and expiring at 4 p.m. on Sunday, 23 September 2001:

Roads:

Olympic Drive, from Wharf Road to Sturt Reserve Road;

Sturt Reserve Road, from the western portion of Joseph Street/Jaensch Road intersection to Jaensch Road at the riverfront;

Cooke Street, from the eastern portion of Murray Street to Jaensch Road;

Jaensch Road, from Mary Terrace to Sturt Reserve Road at the riverfront;

Rachel Street, from the junction of Beatty Terrace to Jaensch Road;

Charles Sturt Drive from Sturt Reserve Road to Jaensch Road;

Event: The Australian International Pedal Prix;

- (iii) pursuant to section 33 (1) (b) of the Road Traffic Act 1961, make an order directing that persons taking part in the Event be exempted, in relation to the Roads, from the duty to observe the Australian Road Rules specified in Clause F4 of the Instrument of General Approval of the Minister.

R. J. FOSTER, Chief Executive Officer

Temporary Road Closure

NOTICE is hereby given that The Rural City of Murray Bridge at its meeting held on 10 September 2001, passed a resolution making the following order:

That the council exercises the power pursuant to section 33 of the Road Traffic Act 1961, and Clause F of the Instrument of General Approval of the Minister dated 12 March 2001 to:

- (i) pursuant to section 33 (1) of the Road Traffic Act 1961, declare that the event described below ('the Event') that is to take place on the roads described below ('the Roads') is an event to which section 33 of the Road Traffic Act 1961 applies; and

- (ii) pursuant to section 33 (1) (a) of the Road Traffic Act 1961, make an order directing that the Roads on which the Event is to be held be closed to traffic between noon and 4 p.m. on Tuesday, 25 September 2001:

Roads: The portion of road now known as Murray Cods Drive;

Event: Centenary of Federation celebrations;

- (iii) pursuant to section 33 (1) (b) of the Road Traffic Act 1961, make an order directing that persons taking part in the Event be exempted, in relation to the Roads, from the duty to observe the Australian Road Rules specified in Clause F4 of the Instrument of General Approval of the Minister.

R. J. FOSTER, Chief Executive Officer

CITY OF ONKAPARINGA

Supplementary Election for One Councillor to Represent South Coast Ward

NOTICE is hereby given that nominations are invited and will be received at the City of Onkaparinga located on Ramsay Place, Noarlunga Centre, Noarlunga from Thursday, 27 September 2001 until 12 noon on Thursday, 18 October 2001, from any person eligible to be a candidate for election to the vacancy.

Nomination forms and candidate's handbooks are available from the City of Onkaparinga Noarlunga Centre office on Ramsay Place.

A candidate must submit a profile of not more than 150 words with the nomination form.

A candidate photograph of predominantly the head and shoulders, taken within the preceding 12 months, may also be submitted.

A briefing session for prospective candidates will be conducted at 7 p.m. on Thursday, 4 October 2001 at the Seaford Moana Neighbourhood Centre, located on Beechwood Grove, Seaford.

If more than the required number of nominations are received for the vacancy, an election will be conducted entirely by postal ballot with the return of the completed ballot papers to reach the Returning Officer no later than 12 noon on Monday, 19 November 2001.

S. H. TULLY, Returning Officer

CITY OF ONKAPARINGA

Review of Elector Representation—Public Consultation

NOTICE is hereby given that pursuant to the provisions of section 12 (5) of the Local Government Act 1999, the council is to carry out a review to determine whether a change of arrangements in respect to elector representation, including ward boundaries and the composition of council is required.

Individual members of the public and groups are invited to provide a written submission to council on their views of the appropriate structure and level of representation for the future of the City of Onkaparinga.

To assist with the preparation of a submission, a discussion paper has been prepared by Professor Dean Jaensch from the School of Political and International Studies at Flinders University on the issues that will be considered as part of the Review of Elector Representation. A copy of this paper and other relevant documents can be obtained from all Council offices and Libraries, from Council's Internet site at www.onkaparingacity.com or by telephoning a Council Customer Service Officer on 8384 0666.

Information sessions to enable the dissemination of information and documents relating to the review will be held as follows:

- Hub Library, Hub Drive, Aberfoyle Park on Wednesday, 3 October 2001 from 7 p.m.;
- Noarlunga Theatre, Ramsay Place, Noarlunga Centre on Monday, 8 October 2001 from 7 p.m.;

- Symonds Reserve Hall, Stewart Avenue, Aldinga Beach on Tuesday, 9 October 2001 from 7 p.m.

For further information, contact Jacqui Vandenbroek on 8384 0598.

All submissions must be received by 5 p.m. on Wednesday, 7 November 2001 and should be addressed to the City Manager, City of Onkaparinga, P.O. Box 1, Noarlunga Centre, S.A. 5168.

Submissions may also be e-mailed to the following address mail@onkaparinga.sa.gov.au

Any person(s) making a written submission will also be invited to appear before a meeting of Council, or a Council committee, to be heard in respect of their submission.

Dated 18 September 2001.

T. SUTCLIFFE, Acting City Manager

CITY OF PORT AUGUSTA

Supplementary Election for Conwaytown Ward

NOMINATIONS are hereby invited and will be received at the Corporation of the City of Port Augusta located at 4 Mackay Street, Port Augusta from Thursday, 27 September 2001 until 12 noon on Thursday, 18 October 2001, from any person eligible to be a candidate for election to the vacancy.

Nomination forms and candidate's handbooks are available from the Council Office.

A candidate must submit a profile of not more than 150 words with the nomination form.

A candidate photograph of predominantly the head and shoulders, taken within the preceding 12 months, may also be submitted.

A briefing session for prospective candidates will be conducted at 7 p.m. on Thursday, 4 October 2001 at the Council Chambers, 4 Mackay Street, Port Augusta.

If more than the required number of nominations are received for the vacancy, an election will be conducted entirely by postal ballot with the return of the completed ballot papers to reach the Returning Officer no later than 12 noon on Monday, 19 November 2001

S. H. TULLY, Returning Officer

CITY OF PORT LINCOLN

Revocation of Classification as Community Land

NOTICE is hereby given that pursuant to section 194 of the Local Government Act 1999, and with the consent of the Minister for Local Government the City of Port Lincoln being the registered proprietor of the whole of the land comprised in certificate of title register book volume 5539, folio 257, being classified as community land and being land affected by provision of a reservation hereby revoke the classification of the land as community land by resolution made at its ordinary meeting of council held on 17 September 2001.

I. BURFITT, Chief Executive Officer

THE BAROSSA COUNCIL

Exclusion of Land from Classification as Community Land

NOTICE is hereby given that council, at its meeting held on 4 September 2001, having concluded the public consultation process, resolved pursuant to section 193 (1) (a) of the Local Government Act 1999, to exclude the following land from the classification as Community Land.

Property description	Location	C/T Reference
Tanunda Senior Citizens Clubrooms	150-152 Murray Street, Tanunda (Lots 43, 44 and 45).	5170/839 5170/840 5170/841

J. G. JONES, Chief Executive Officer

DISTRICT COUNCIL OF FRANKLIN HARBOUR

Temporary Road Closure

NOTICE is hereby given that pursuant to section 359 of the Local Government Act 1934, as amended, the following streets will be closed to vehicular traffic on the dates and times specified, for the Franklin Harbour Centenary of Federation Celebrations:

- On Friday, 21 September 2001, between the hours of 1.30 p.m. and 5 p.m.—The Foreshore Access Road, from the Esplanade to the Boat ramp.
- On Sunday, 23 September 2001, between the hours of 8.30 a.m. and 2 p.m.—Main Street, from the Lincoln Highway intersection to the Esplanade.

B. A. FRANCIS, District Clerk

DISTRICT COUNCIL OF KAROONDA EAST MURRAY

Supplementary Election

NOMINATIONS are hereby invited and will be received at the District Council of Karoonda East Murray located at 11 Railway Terrace, Karoonda, from 27 September 2001 until 12 noon on 18 October 2001, from any person eligible to be a candidate for election to the vacancy.

Nomination forms and candidate's handbooks are available from 11 Railway Terrace, Karoonda.

A candidate must submit a profile of not more than 150 words with the nomination form.

A candidate photograph of predominantly the head and shoulders, taken within the preceding 12 months, may also be submitted.

A briefing session for prospective candidates will be conducted at 7 p.m. on Monday, 15 October, 2001 at the East Murray Area School.

If more than the required number of nominations are received for the vacancy, an election will be conducted entirely by postal ballot with the return of the completed ballot papers to reach the Returning Officer no later than 12 noon on Monday, 19 November 2001.

S. H. TULLY, Returning Officer

DISTRICT COUNCIL OF MALLALA

Supplementary Election for One Councillor to Represent Mallala Ward

NOTICE is hereby given that nominations are invited and will be received at the District Council of Mallala located at 2A Wasleys Road, Mallala, from Thursday, 27 September 2001 until 12 noon on Thursday, 18 October 2001, from any person eligible to be a candidate for election to the vacancy.

Nomination forms and candidate's handbooks are available from the District Council of Mallala office, 2A Wasleys Road, Mallala.

A candidate must submit a profile of not more than 150 words with the nomination form.

A candidate photograph of predominantly the head and shoulders, taken within the preceding 12 months, may also be submitted.

A briefing session for prospective candidates will be conducted at 7 p.m. on Wednesday, 10 October 2001, at the Council Chambers, located on Redbank Road, Mallala.

If more than the required number of nominations are received for the vacancy, an election will be conducted entirely by postal ballot with the return of the completed ballot papers to reach the Deputy Returning Officer no later than 12 noon on Monday, 19 November 2001.

S. H. TULLY, Returning Officer

DISTRICT COUNCIL OF MOUNT BARKER

Supplementary Election for North Ward

NOMINATIONS are hereby invited and will be received at the District Council of Mount Barker, located at 23 Mann Street, Mount Barker, from Thursday, 27 September 2001, until 12 noon on Thursday, 18 October 2001, from any person eligible to be a candidate for election to the vacancy.

Nomination forms and candidate's handbooks are available from the council office.

A candidate must submit a profile of not more than 150 words with the nomination form.

A candidate photograph of predominantly the head and shoulders, taken within the preceding 12 months, may also be submitted.

A briefing session for prospective candidates will be conducted at 7 p.m. on Wednesday, 3 October 2001, at the Council Chambers, 23 Mann Street, Mount Barker.

If more than the required number of nominations are received for the vacancy, an election will be conducted entirely by postal ballot with the return of the completed ballot papers to reach the Returning Officer no later than 12 noon on Monday, 19 November 2001.

S. H. TULLY, Returning Officer

DISTRICT COUNCIL OF MOUNT BARKER

Change of Road Names

NOTICE is hereby given that pursuant to section 219 of the Local Government Act 1999, council has resolved the following changes to road names within the District Council of Mount Barker:

The road previously known as Crofton Park Road, Kammantoo, will be known as Plantation Road.

The road previously known as Edinborough Court, Nairne, will be known as Hough Street (pronounced Hoff).

The unnamed road off Von Doussa Road, Hahndorf, will be known as Storey Road.

The unnamed road 2 km along Mail Road running north to School Bus Road, Harrogate, will be known as Appleton Road.

All the relevant government agencies and emergency services are being notified as are the residents affected by these changes.

Should anyone need further clarification of these name changes, please contact the Customer Service Centre at the District Council of Mount Barker, 23 Mann Street, Mount Barker, S.A. 5251 or phone 8391 1633.

A. STUART, Chief Executive Officer

ROXBY DOWNS COUNCIL

Temporary Road Closures

NOTICE is hereby given that the Administrator of the Roxby Downs Council on Tuesday, 18 September 2001 made the following orders:

That the Administrator of the council exercises the power vested in the Administrator under the Roxby Downs (Indenture Ratification) Act 1982 and section 33 of the Road Traffic Act 1961, and Clause F of the Instrument of General Approval of the Minister, dated 28 November 1999:

- (i) pursuant to section 33 (1) of the Road Traffic Act 1961, declare that the Event described below is to take place on the Road described below is an Event to which section 33 of the Road Traffic Act 1961 applies; and

- (ii) pursuant to section 33 (1) (a) of the Road Traffic Act 1961, make an order directing that the Road on which the Event is to be held or any adjacent or adjoining roads specified below can be closed to all traffic except police and emergency vehicles and vehicles involved in the Event for the period commencing at 8.30 a.m. and expiring at 11.30 a.m. on Monday, 22 October 2001:

Road:

Richards Place, Roxby Downs;

Event:

School parade for Federation week;

Adjacent/Adjoining Roads:

Burgoyne Street, Arcoona Street, Norman Place and Tavern Road;

- (iii) pursuant to section 33 (1) (b) of the Road Traffic Act 1961, make an order directing that persons taking part in the Event be exempted, in relation to the Road, from the duty to observe the Australian Road Rules specified below subject to any conditions described below and attached to the exemption:

Australian Road Rules Exemption and Conditions

Rule 230: Crossing the road;

Rule 234: Crossing the road on or near a crossing for pedestrians;

Rule 238: Pedestrians travelling along the road.

W. J. BOEHM, Administrator

WAKEFIELD REGIONAL COUNCIL

Load Limit on Bridge

NOTICE is hereby given pursuant to section 359 (1) of the Local Government Act 1934, as amended, that at an ordinary meeting held on 12 September 2001, council imposed a 12 tonne gross load limit on the Kybunga Bridge, Kybunga.

P. BARRY, Chief Executive Officer

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

Allen, Sylvia Emily, late of 336 Kensington Road, Leabrook, of no occupation, who died on 25 July 2001.

Bishop, Gladys Margaret, late of 11 Regent Street, Pennington, widow, who died on 22 April 2001.

Brooks, Clarice Ivy, late of 54 Woodcroft Drive, Morphet Vale, home duties, who died on 14 July 2001.

Carroll, Kenneth Lionel, late of 38 English Avenue, Clovelly Park, retired mechanic, who died on 19 July 2001.

Chinner, Ivan Clive, late of 10 Box Street, Enfield, retired school teacher, who died on 10 July 2001.

Creeper, Horace Alderman, late of 29 Austral Terrace, Morphetville, retired storeman, who died on 13 May 1995.

Dawes, Dulcie Mavis, late of 47 Balham Avenue, Kingswood, widow, who died on 12 July 2001.

Evans, Leslie Thomas, late of 71 Seaview Road, Port Augusta, retired railway guard, who died on 8 July 2001.

Frandl, Karl Antony, late of 69 Margaret Terrace, Rosewater, fitter and turner, who died on 27 May 2001.

Hearnshaw, Lorna Sarah, late of 21 Foster Street, Parkside, of no occupation, who died on 17 July 2001.

Hogarth, Margaret, late of 1099 Grand Junction Road, Holden Hill, widow, who died on 18 July 2001.

Klose, Medley Martin, late of 16 Gaskin Road, Flinders Park, retired carpenter, who died on 13 July 2001.

Luke, John Dudley, late of 36 Heathersett Drive, Salisbury Park, gardener, who died on 22 May 2001.

Minarelli, Pia, late of 2 Malken Way, Findon, retired child carer, who died on 7 February 1999.

Moore, Thelma Alice, late of 7 Catherine Street, Beulah Park, retired tailoress, who died on 22 June 2001.

Paddick, Robert Joseph, late of Summit Road, Crafers, university lecturer, who died on 12 July 2001.

Pavlich, Ruby Elsie Ellen, late of 4 Sylvan Way, Grange, of no occupation, who died on 27 July 2001.

Pridham, Pamela Muriel, late of 40 Clara Street, Wallaroo, home duties, who died on 19 July 2001.

Riessen, Kenneth John, late of 18 Cross Road, Myrtle Bank, retired administration clerk, who died on 14 July 2001.

Stevens, Janet Fleur, late of 147 Frost Road, Salisbury South, of no occupation, who died on 27 June 2001.

Taylor, Francis Augustine, late of 2 Jean Street, Oaklands Park, retired carrier, who died on 10 August 2001.

White, Olive Jean, late of Walkerville Terrace, Walkerville, of no occupation, who died on 11 July 2001.

Notice is hereby given pursuant to the Trustee Act 1936, as amended, the Inheritance (Family Provision) Act 1972, and the Family Relationships Act 1975, that all creditors, beneficiaries, and other persons having claims against the said estates are required to send, in writing, to the Public Trustee, 25 Franklin Street, Adelaide, S.A. 5000, full particulars and proof of such claims, on or before 19 October 2001, otherwise they will be excluded from the distribution of the said estate; and notice is also hereby given that all persons who are indebted to the said estates are required to pay the amount of their debts to the Public Trustee or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estates are forthwith to deliver the same to the Public Trustee.

Dated 20 September 2001.

J. H. WORRALL, Public Trustee

ACN 008 217 730 PTY LTD (IN LIQUIDATION)

FORMERLY KNOWN AS FESTIVAL HIRE PTY LTD

Notice of Winding Up Order and Appointment of Liquidator

NOTICE is hereby given that on 5 September 2001, the Supreme Court of South Australia in proceeding No. 1031 of 2001 ordered the winding up of ACN 008 217 730 Pty Ltd and I, Austin Robert Meerten Taylor was appointed liquidator of the company.

Dated 13 September 2001.

A. R. M. TAYLOR, Liquidator

ACN 008 269 378 PTY LTD (IN LIQUIDATION)

FORMERLY KNOWN AS ROBIAN INDUSTRIES PTY LTD

Notice of Winding Up Order and Appointment of Liquidator

NOTICE is hereby given that on 5 September 2001, the Supreme Court of South Australia in proceeding No. 1029 of 2001 ordered the winding up of ACN 008 269 378 Pty Ltd and I, Austin Robert Meerten Taylor was appointed liquidator of the company.

Dated 13 September 2001.

A. R. M. TAYLOR, Liquidator

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NOTE: Closing time for lodging new copy (electronically, fax or hard copy) is 4 p.m. on Tuesday preceding the day of publication. Phone 8207 1045—Fax 8207 1040.

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