

SUPPLEMENTARY GAZETTE



**THE SOUTH AUSTRALIAN
GOVERNMENT GAZETTE**

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PUBLISHED BY AUTHORITY

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

ADELAIDE, WEDNESDAY, 30 JUNE 2004

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FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Tim Hoile of Star of the Sea School (the 'exemption holder'), c/o P.O. Box 45, Henley Beach, S.A. 5022 or a person acting as his agent, is exempt from the Fisheries (General) Regulations 2000, but only insofar as he may engage in the collection of marine and/or estuarine organisms from the areas listed in Schedule 1 using the methods specified in Schedule 2 (the 'exempted activity'), subject to the conditions set out in Schedule 3 from 1 July 2004 until 30 June 2005, unless varied or revoked earlier.

SCHEDULE 1

All intertidal rocky reef areas adjacent to the coast and offshore islands of South Australia not including rocky reef areas within aquatic reserves.

SCHEDULE 2

Any non-mechanical fishing or collection method.

SCHEDULE 3

1. The specimens collected by the exemption holder are for display purposes at the Marine Discovery Centre, Star of the Sea School, 333 Military Road, Henley Beach, S.A. 5022 only and may not be sold.

2. The exempted activity must be undertaken in a manner that causes minimal disturbance to any reef.

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

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

5. By no later than 15 July 2005, the exemption holder must provide a written report to the Director of Fisheries (G.P.O. Box 1625, Adelaide, SA 5001) detailing the activities undertaken pursuant to this exemption and the kinds and numbers of benthic organisms collected.

6. While engaging in the exempted activity, the exemption holder and his agents must be in possession of a copy of this notice. The exemption holder must also provide each of the agents with a short letter confirming that they may act as agent. A copy of this notice and such a letter must be produced to a PIRSA Fisheries Compliance Officer if requested.

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

Dated 22 June 2004.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Nick Kirby from the Melbourne Aquarium, corner Kings Way and Queens Wharf Road, Melbourne, Vic. 3000 (the 'exemption holder') or a person acting as his agent is exempt from the provisions of the Fisheries Act 1982 and clauses 1 and 48 of Schedule 1 of the Fisheries (General) Regulations 2000, but only insofar as the exemption holder may take a total of six bronze whaler sharks or dusky whaler sharks (the 'exempted activity') from the waters of South Australia utilising the gear specified in Schedule 1 subject to the conditions set out in Schedule 2 from 1 September 2004 until 31 March 2005, unless varied or revoked earlier.

SCHEDULE 1

- 20 m barrier net or chemical anaesthetics.

SCHEDULE 2

1. The specimens collected by the exemption holder are for display purposes only and must not be sold.

2. At least 24 hours prior to collecting any specimens pursuant to this notice, the exemption holder must advise PIRSA Fisheries Compliance on 1800 065 522 and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of the exemption with them at the time of making the call, and be able to provide information about the area and time of the exempted activity, the vehicles/boats involved, the number of agents undertaking the exempted activity and any other related questions.

3. The exemption holder must provide a report in writing detailing the collection of specimens pursuant to this notice to the Director of Fisheries, (G.P.O. Box 1625, Adelaide, SA 5001) within 14 days of any collection or attempted collection, giving the following details:

- the date and time of collection or attempted collection;
- the description of any specimen collected; and
- the condition of any specimen collected (including any fatalities).

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

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

Dated 21 June 2004.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Leslie Morrison from the School of Biological Sciences, Flinders University of South Australia, Sturt Road, Bedford Park, S.A. 5042 (the 'exemption holder') or a person acting as her agent, is exempt from section 41 of the Fisheries Act 1982, but only insofar as they may engage in the activities specified in Schedule 1 using the gear specified in Schedule 2 (the 'exempted activity'), subject to the conditions set out in Schedule 3, from 1 July 2004 until 30 June 2005, unless varied or revoked earlier.

SCHEDULE 1

The collection of marine organisms from all waters of South Australia including intertidal 'rocky' reefs, excluding aquatic reserves.

SCHEDULE 2

- 2 beach seine nets (the maximum length of which does not exceed 50 m)
- 5 drop nets
- 2 plankton nets
- 1 beam trawl net (the maximum width of which does not exceed 2 m)
- 1 cast net
- 10 fish traps
- 1 miniature otter trawl
- hook and line
- butterfly/dab nets
- 1 bait pump
- 1 shovel
- 1 corer

SCHEDULE 3

1. The specimens collected by the exemption holder are for scientific and research purposes only and must not be sold.

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

3. The exemption holder must provide a report in writing detailing the outcomes of the research and the collection of organisms pursuant to this notice to the Director of Fisheries, G.P.O. Box 1625, Adelaide, SA 5001 by 30 September 2005, giving the following details:

- the date, time and location of collection;
- the description of all species collected; and
- the number of each species collected.

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

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

Dated 23 June 2004.

W. ZACHARIN, Director of Fisheries

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

- the date and time and location of collection;
- the description of all species collected; and
- the number of each species collected.

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

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

Dated 23 June 2004.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Kate Hutson (the 'exemption holder'), Department of Environmental Biology, University of Adelaide, Adelaide, S.A. 5005, or a person acting as her agent, is exempt from sections 41 and 44 (2) (b) of the Fisheries Act 1982 and Regulation 7 and Clauses 1, 60 and 66 of Schedule 1 of the Fisheries (General) Regulations 2000, but only insofar as the exemption holder may engage in the collection of up to 100 fish of each species listed in Schedule 1, including fish that are either above or below the minimum legal length, in the waters of Spencer Gulf, Coffin Bay and Gulf St Vincent, using the gear described in Schedule 2 (the 'exempted activity'), subject to the conditions set out in Schedule 3, from 1 July 2004 until 30 June 2005, unless varied or revoked earlier.

SCHEDULE 1

Bream (*Acanthopagrus butcheri*)
 Mullet (Family Mugilidae)
 Mulloway (*Argyrosomus hololepidotus*)
 Salmon (*Arripis truttaceus*)
 Snapper (*Chrysophrys auratus*)
 Sweep (Scorpiis spp.)
 Tailor (*Pomatomus saltatrix*)
 Tommy ruff (*Arripis georgianus*)
 Silver Trevally (*Pseudocaranx dentex*)
 Whiting (Family Sillaginidae)
 Yellowtail kingfish (*Seriola grandis*)
 Samson Fish (*Seriola hippos*)

SCHEDULE 2

- 2 hand lines or rod and lines per person;
- 2 fish traps with maximum size of 3 m long, 2 m wide and 2 m high, mesh size not less than 4 mm.

SCHEDULE 3

1. The specimens collected by the exemption holder may be used for scientific and research purposes only and must not be sold.

2. The specimens collected may be taken from or near any aquaculture site, excluding from within any cage within a site.

3. The exemption holder must have written consent from the aquaculture licence holder prior to entering a site to undertake the exempted activity.

4. The exemption holder may take a maximum of 10 fish of any one species from a location on any one collection day, with a maximum of two collections per site during the term of this exemption.

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

FISHERIES ACT 1982: SECTION 43

TAKE notice that pursuant to section 43 of the Fisheries Act 1982, it is hereby declared that it shall be unlawful for any person to engage in the class of fishing activity specified in Schedule 1, in the area specified in Schedule 2, during the period specified in Schedule 3.

SCHEDULE 1

The act of taking or an act preparatory to or involved in the taking of abalone (Family Haliotidae).

SCHEDULE 2

All the waters of Waterloo Bay (Elliston) contained within the geodesic commencing at the high water mark on the shore of Wellington Point, latitude 33°39.23'S, longitude 134°52.53'E and terminating at the high water mark on the shore at Salmon Point, latitude 33°38.72'S, longitude 134°51.58'E.

SCHEDULE 3

From 1 July 2004 to 30 June 2006.

Dated 28 June 2004.

J. PRESSER, Principal Fisheries Manager

NATIONAL ELECTRICITY (SOUTH AUSTRALIA) ACT 1996

Notice Under Section 6 (2) of the National Electricity Law Victoria derogations relating to Full Retail Competition Metering
 NOTICE is hereby given pursuant to section 6 (2) of the National Electricity Law, which forms the Schedule to the National Electricity (South Australia) Act 1996, that Chapter 9, Part A ('Transitional Arrangements for Victoria') of the National Electricity Code approved under section 6 of the National Electricity Law is amended.

Amendments have been made to clauses 9.8.7 and 9.9A.2. These Code changes relate principally to the Victorian regulatory framework concerning Full Retail Competition Metering.

These amendments have effect from the beginning of 1 July 2004.

A copy of the ACCC's letter dated 18 June 2004 to the National Electricity Code Administrator ('NECA') (ACN 073 942 775) providing interim authorisation for these amendments is set out below.

Both the amendments and a copy of the ACCC's letter dated 18 June 2004 can be viewed in full in the document entitled 'Victoria Full Retail Competition metering derogation' on the Internet website of NECA at www.neca.com.au under 'The Code—Gazette notices' section of that website.

The National Electricity Code can be viewed on the NECA Internet website at www.neca.com.au and at the offices of NECA and the National Electricity Market Management Company Limited (ACN 072 010 327). A list of addresses where the Code can be viewed is available on the NECA website.

Dated 30 June 2004.

ACCC Letter of Authorisation

18 June 2004

Stephen Kelly
 Managing Director
 NECA
 Level 5, 41 Currie Street
 Adelaide, S.A. 5000

Dear Stephen

Interim Authorisation of Victorian Full Retail Competition Derogations

On 5 April 2004, the Australian Competition and Consumer Commission (ACCC) received applications for authorisation (Nos A90915, A90916, A90917) of derogations to Chapter 7 of the National Electricity Code (Code). The applications were made by the National Electricity Code Administrator (NECA) on behalf of the Victorian Minister for Energy Industries and Resources, under Part VII of the Trade Practices Act 1974 (TPA). The stated purpose of the derogations is to extend Victoria's existing derogations to chapter 7 of the Code regarding Victoria's metering arrangements.

On 26 April 2004, the Victorian Minister requested that these applications be authorised on an interim basis. On 16 June 2004, the ACCC considered this request and decided, pursuant to section 91 (2) of the TPA to grant interim authorisation of these applications.

As the current derogations expire on 30 June 2004, the ACCC has granted this interim authorisation to provide clarity with respect to metering arrangements, pending further consideration of the applications. The ACCC has not yet formed a view on the competitive impacts of the applications. This aspect will be more fully considered in the ACCC's determination.

This interim authorisation becomes effective from 16 June 2004 and will lapse when the ACCC's final determination in regard to each application comes into force, unless this interim authorisation is revoked before this date. Please note that under subsection 91 (2) of the TPA, the ACCC may revoke an interim authorisation at any time.

If you have any queries about any issue raised in this letter, please contact me on (03) 9290 1867.

Yours sincerely

Sebastian Roberts
 General Manager
 ACCC Electricity

Cc. The Hon. Theo Theophanous MP
 Minister for Energy Industries and Resources
 80 Collins Street
 Melbourne, Vic. 3000

NATIONAL ELECTRICITY (SOUTH AUSTRALIA) ACT 1996*Notice Under Section 6 (2) of the National Electricity Law
 Victoria derogation relating to transmission pricing for VENCORP*

NOTICE is hereby given pursuant to section 6 (2) of the National Electricity Law, which forms the Schedule to the National Electricity (South Australia) Act 1996, that Chapter 9, Part A ('Transitional Arrangements for Victoria') of the National Electricity Code approved under section 6 of the National Electricity Law is amended.

Amendments have been made to clauses 9.3.1, 9.8.4A, 9.8.4B, 9.8.4C, 9.8.4D, 9.8.4F and 9.8.4G and clause 9.8.4E has been deleted. These Code changes relate principally to the transmission pricing arrangements for VENCORP.

These amendments were previously subject to an interim authorisation dated 16 April 2004. This authorisation has effect from the beginning of 1 July 2004.

A copy of the ACCC's letter dated 21 May 2004 to the National Electricity Code Administrator ('NECA') (ACN 073 942 775) providing authorisation for these amendments is set out below.

Both the amendments and a copy of the ACCC's letter dated 21 May 2004 can be viewed in full in the document entitled 'Victorian derogation relating to transmission pricing for VENCORP' on the Internet website of NECA at www.neca.com.au under 'The Code—Gazette notices' section of that website.

The National Electricity Code can be viewed on the NECA Internet website at www.neca.com.au and at the offices of NECA and the National Electricity Market Management Company Limited (ACN 072 010 327). A list of addresses where the Code can be viewed is available on the NECA website.

Dated 30 June 2004.

ACCC Letter of Authorisation

21 May 2004

Stephen Kelly
 Managing Director
 NECA
 Level 5, 41 Currie Street
 Adelaide, S.A. 5000

Dear Stephen

*Final Determination—Amendments to Chapter 9 Derogations
 Relating to Victorian Transmission Regulatory Arrangements*

On 18 March 2004, the Australian Competition and Consumer Commission (ACCC) received applications for authorisation (Nos A90909, A90910 and A90911) of amendments to the National Electricity Code (Code). The applications were submitted by the National Electricity Code Administrator (NECA) on behalf of the Victorian Minister for Energy Industries and Resources, under Part VII of the Trade Practices Act 1974 (TPA). The applications seek authorisation of amendments to the Victorian derogations in chapter 9 part A of the Code. The purpose of the amendments is to make technical changes and clarify the application of the existing Victorian derogations.

On 19 May 2004, the ACCC made its final determination on this matter. The final determination outlines the Commission's proposal to grant authorisation. A copy of the final determination is attached.

No pre-determination conference was called and no submissions were received on the draft determination. Therefore only minor changes have been made to the draft determination to reflect that this is the ACCC's final determination. The determination grants authorisation without conditions.

A person dissatisfied with the final determination may apply to the Australian Competition Tribunal for its review.

If you have any queries or require further information please contact me on (03) 9290 1867 or Scott Haig on (02) 6243 1207.

Yours sincerely

Sebastian Roberts
 General Manager
 Regulatory Affairs—Electricity

Cc: The Hon. Theo Theophanous MP
 Minister for Energy Industries and Resources
 80 Collins Street
 Melbourne, Vic. 3000

SEWERAGE ACT 1929

Scales for Calculation of Sewerage Rates

PURSUANT to sections 73 (1) and 75 (1) of the Sewerage Act 1929, and after consultation with the South Australian Water Corporation, I fix the sewerage rates set out in the Schedule in respect of the 2004-2005 financial year.

SCHEDULE OF RATES

Scale	Minimum Sewerage Rate \$	Land Affected
\$0.001574 per dollar of capital value	261	All residential land in the Adelaide and Aldinga drainage areas
\$0.001918 per dollar of capital value	261	All non-residential land in the Adelaide and Aldinga drainage areas except strata/community titled parking spaces under land use code 6532
\$0.001918 per dollar of capital value	65	All non-residential land in the Adelaide and Aldinga drainage areas classified as strata/community titled parking spaces under land use code 6532
\$0.001998 per dollar of capital value	261	All residential land in other drainage areas
\$0.002389 per dollar of capital value	261	All non-residential land in other drainage areas except strata/community titled parking spaces under land use code 6532
\$0.002389 per dollar of capital value	65	All non-residential land in other drainage areas classified as strata/community titled parking spaces under land use code 6532

Dated 29 June 2004.

M. WRIGHT, Minister for Administrative Services

SEWERAGE ACT 1929

Charges before Sewerage Rates are Payable

PURSUANT to section 78A of the Sewerage Act 1929, and after consultation with the South Australian Water Corporation, I fix the charges on land in respect of the 2004-2005 financial year for sewerage services provided before that land becomes liable for sewerage rates to be the same as the sewerage rates that would apply in the 2004-2005 financial year if the land was liable for sewerage rates.

Dated 29 June 2004.

M. WRIGHT, Minister for Administrative Services

SEWERAGE ACT 1929

Charges in Respect of Lands Exempted from Sewerage Rates

PURSUANT to section 65 (2) of the Sewerage Act 1929, and after consultation with the South Australian Water Corporation, I fix the charges set out in the Schedule for the drainage of and removal of sewage in respect of the 2004-2005 financial year.

SCHEDULE

Charge determined according to number of water closets draining into the sewers	Land Affected
\$73 per water closet draining into the sewers	All land exempted from sewerage rates by section 65 (1)
\$99 per water closet draining into the sewers	All other land exempted from sewerage rates under other Acts

Dated 29 June 2004.

M. WRIGHT, Minister for Administrative Services

WATERWORKS ACT 1932

Rates and charges on Commercial Land

PURSUANT to section 65C (1) of the Waterworks Act 1932, and after consultation with the South Australian Water Corporation, I fix the rates and charges set out in the Schedules in respect of the 2004-2005 financial year.

SCHEDULE OF RATES

Provision	Rate	Class of land affected
Section 65C (1) (c): Rate to be applied to the capital value of commercial land to determine the supply charge	\$0.001340 per dollar of capital value	All commercial land in the State

Note: Pursuant to section 65C (1) (d), water rates for the 2004-2005 financial year in respect of commercial land were set on 4 December 2003 (pages 4371-4372) of the *South Australian Government Gazette*.

SCHEDULE OF CHARGES

Provision	Charge	Class of land affected
Section 65C (1) (b): Minimum supply charge	\$155	Commercial land other than strata/community titled parking spaces under land use code 6532
Section 65C (1) (b): Minimum supply charge	\$78	Commercial land classified as strata/community titled parking spaces under land use code 6532

Dated 29 June 2004.

M. WRIGHT, Minister for Administrative Services

WATERWORKS ACT 1932

Annual Charge for Additional Services Provided

PURSUANT to section 35 (1c) of the Waterworks Act 1932, and after consultation with the South Australian Water Corporation, I fix, in respect of the 2004-2005 financial year, the annual charge payable by the owner or occupier of land in respect of any additional service provided to that land at \$155 for each additional service.

Dated 29 June 2004.

M. WRIGHT, Minister for Administrative Services

WATERWORKS ACT 1932

Lands Exempted from Water Rates

PURSUANT to section 88 of the Waterworks Act 1932, and after consultation with the South Australian Water Corporation, I fix the charges set out in the Schedule in respect of the 2004-2005 financial year.

SCHEDULE

Class of land affected	Charge determined according to the volume of water supplied	Fixed Minimum Charge
All land in the State exempted under section 88 (1) (a) or (b) of the Waterworks Act 1932, and all land that has been acquired or is used for the purpose of a Children's Services Centre within the meaning of the Children's Services Act 1985	For each kilolitre supplied up to, and including, 125 kilolitres: \$0.33	\$141
	For each kilolitre supplied over 125 kilolitres: \$0.7725	
All other lands in the State exempted from payment of rates	For each kilolitre supplied up to, and including, 125 kilolitres: \$0.44	\$141
	For each kilolitre supplied over 125 kilolitres: \$1.03	

Dated 29 June 2004.

M. WRIGHT, Minister for Administrative Services