



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

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ADELAIDE, THURSDAY, 13 AUGUST 2009

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GOVERNMENT GAZETTE NOTICES

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

Department of the Premier and Cabinet
Adelaide, 13 August 2009

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the undermentioned to the Child Death and Serious Injury Review Committee, pursuant to the provisions of the Children's Protection Act 1993:

Member: (from 13 August 2009 until 12 August 2011)
Angela Marie Davis

By command,

TOM KOUTSANTONIS, for Premier

DFCCN/09/029

Department of the Premier and Cabinet
Adelaide, 13 August 2009

HIS Excellency the Governor's Deputy 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 13 August 2009 until 30 June 2010)
Loretta Anne Reynolds

By command,

TOM KOUTSANTONIS, for Premier

ASACAB004/02

Department of the Premier and Cabinet
Adelaide, 13 August 2009

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the undermentioned to the Pastoral Board, pursuant to the provisions of the Pastoral Land Management and Conservation Act 1989:

Deputy Member: (from 13 August 2009 until 4 July 2010)
Fraser James Vickery (Deputy to Iwanicki)
Helen Kay Lamont (Deputy to Bartsch)

By command,

TOM KOUTSANTONIS, for Premier

WBCS09/0018

Department of the Premier and Cabinet
Adelaide, 13 August 2009

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the undermentioned to the Legal Practitioners Disciplinary Tribunal, pursuant to the provisions of the Legal Practitioners Act 1981:

Member: (from 13 August 2009 until 12 August 2012)
Liesl Jane Chapman
Michael Greig Evans

By command,

TOM KOUTSANTONIS, for Premier

AGO0067/07CS

Department of the Premier and Cabinet
Adelaide, 13 August 2009

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the Honourable Jane Diane Lomax-Smith, MP, Minister for Education, Minister for Mental Health and Substance Abuse, Minister for Tourism and Minister for the City of Adelaide to be also Acting Minister for Health, Acting Minister for the Southern Suburbs and Acting Minister Assisting the Premier in the Arts for the period from 15 August 2009 to 21 August 2009 inclusive, during the absence of the Honourable John David Hill, MP.

By command,

TOM KOUTSANTONIS, for Premier

HEAC-2009-00049

Department of the Premier and Cabinet
Adelaide, 13 August 2009

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the Honourable Michael John Atkinson, MP, Attorney-General, Minister for Justice, Minister for Multicultural Affairs and Minister for Veterans' Affairs to be also Acting Minister for Police, Acting Minister for Emergency Services and Acting Minister for Recreation, Sport and Racing for the period from 16 August 2009 to 28 August 2009 inclusive, during the absence of the Honourable Michael John Wright, MP.

By command,

TOM KOUTSANTONIS, for Premier

MPOL09/009CS

Department of the Premier and Cabinet
Adelaide, 13 August 2009

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the Honourable Michael John Atkinson, MP, Attorney-General, Minister for Justice, Minister for Multicultural Affairs and Minister for Veterans' Affairs to be also Acting Minister for Families and Communities, Acting Minister for the Northern Suburbs, Acting Minister for Housing, Acting Minister for Ageing and Acting Minister for Disability for the period from 17 August 2009 to 30 August 2009 inclusive, during the absence of the Honourable Jennifer Mary Rankine, MP.

By command,

TOM KOUTSANTONIS, for Premier

DFCCS/09/046

Department of the Premier and Cabinet
Adelaide, 13 August 2009

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint Melanie Joy D'ambrosio, Justin Yorke Granleese and Catherine Anne Witkowski as analysts for the purposes of the Controlled Substances Act 1984, from 17 August 2009, pursuant to section 51 of the Controlled Substances Act 1984.

By command,

TOM KOUTSANTONIS, for Premier

AGO0189/09CS

AQUACULTURE ACT 2001

Grant of Aquaculture Lease

PURSUANT to the provisions of section 22 of the Aquaculture Act 2001, Paul Caica, Minister for Agriculture, Food and Fisheries, hereby gives notice of the grant of the following leases for the purposes of aquaculture in the waters of the state:

LA00162	LA00095
LA00119	LA00120
LA00130	LA00246
LA00247	LA00227
LA00228	LA00201
LA00202	LA00203
LA00204	LA00205
LA00206	LA00207
LA00208	LA00209
LA00210	LA00211
LA00212	LA00213
LA00214	LA00215
LA00216	LA00217
LA00218	LA00219
LA00220	LA00221
LA00222	LA00223
LA00221	LA00225

LA00226	LA00227
LA00228	LA00229
LA00230	LA00231
LA00232	LA00233
LA00234	LA00235
LA00236	LA00237
LA00238	LA00239
LA00174	LA00175
LA00176	LA00177
LA00178	LA00179

Further details are available for all of the above leases granted on the PIRSA Aquaculture Public Register; which can be found at <https://info.pir.sa.gov.au/aquapr/page/gui3/map.html>.

PAUL CAICA, Minister for Agriculture,
Food and Fisheries

CROWN LANDS ACT 1929: SECTION 5

TAKE NOTICE that pursuant to the Crown Lands Act 1929, I, JAY WEATHERILL, Minister for Environment and Conservation, Minister of the Crown to whom the administration of the Crown Lands Act 1929 is committed DO HEREBY:

1. Dedicate the Crown Land defined in The First Schedule as Reserves for Drainage Purposes and declare that such land shall be under the care, control and management of the Cobdogla Irrigation Trust Incorporated.
2. Dedicate the Crown Land defined in The Second Schedule as Reserves for Water Supply Purposes and declare that such land shall be under the care, control and management of the Cobdogla Irrigation Trust Incorporated.

The First Schedule

Allotment 6 in Deposited Plan 25952, Allotment 5 in Deposited Plan 27848, Allotments 4 and 6 in Deposited Plan 42312, Allotment 3 in Deposited Plan 43628, Allotments 108, 109 and 111 in Deposited Plan 72045, Allotments 101, 103, 105 and 106 in Deposited Plan 72046, Allotments 101, 103 and 104 in Deposited Plan 72047, Allotment 101 in Deposited Plan 73084, Allotment 101 in Deposited Plan 75990, Sections 761, 955, 978, 979, 981, 982, 986, 989, 990, 993, 995, 1000, 1006, 1007, 1011, 1013, 1014, 1015, 1016, 1020, 1033, 1036, 1041, 1046, 1051, 1056, 1066, 1068, 1086, 1087, 1090, 1091, 1092, 1093, 1094, 1095, 1097, 1098, 1099, 1100, 1101, 1102 and 1103, Hundred of Loveday, Cobdogla Irrigation Area, Loveday Division, County of Hamley and Allotments 203, 204 and 205 in Deposited Plan 62771, Allotment 100 in Deposited Plan 74105, Allotment 100 in Deposited Plan 75741, Sections 713, 730, 742, 756, 778 and 782, Cobdogla Irrigation Area, Nookamka Division and Sections 814, 816, 817, 818 and 821, Cobdogla Irrigation Area, Cobdogla Division and Section 103, Hundred of Katarapko, Cobdogla Irrigation Area, Weigall Division, County of Hamley, exclusive of all necessary roads, subject to an existing easement over portion of Allotment 100 marked B on Deposited Plan 75741 (Land Grant Volume 4402, Folio 711).

The Second Schedule

Allotments 100 and 102 in Deposited Plan 75533, Allotment 6 in Deposited Plan 27848, Allotment 2 in Deposited Plan 30831, Allotment 101 in Deposited Plan 72048, Sections 760, 863, 864, 865, 956, 991, 996, 998, 999, 1004, 1017, 1018, 1022, 1023, 1027, 1028, 1029, 1037, 1038, 1052, 1054, 1057, 1106, 1107, 1108, 1109 and 1110, Hundred of Loveday, Cobdogla Irrigation Area, Loveday Division, County of Hamley and Allotments 3 and 4 in Deposited Plan 23852, Allotments 5 and 6 in Deposited Plan 27336, Allotment 100 in Filed Plan 35543, Allotment 101 in Filed Plan 37018, Allotment 100 in Filed Plan 37436, Allotments 1 and 3 in Deposited Plan 44846, Allotment 11 in Deposited Plan 45408, Allotments 5 and 9 in Deposited Plan 45493, Allotment 161 in Deposited Plan 46615, Allotments 3 and 5 in Deposited Plan 47099, Allotments 11 and 12 in Deposited Plan 47533, Allotment 11 in Deposited Plan 48291, Allotments 100 and 102 in Deposited Plan 74299, Sections 695, 748, 749, 759, 765, 769,

770, 779, 780, 781, 785, 794, 849, 851 and 852, Cobdogla Irrigation Area, Nookamka Division and Sections 679, 680 and 811, Cobdogla Irrigation Area, Cobdogla Division, exclusive of all necessary roads, subject to:

1. An existing easement over Allotment 6 in Deposited Plan 27336 (RLG 8256659).
2. An existing easement over portion of Allotment 6 in Deposited Plan 27336 marked A on Filed Plan 36255 (Land Grant Volume 4402, Folio 711).
3. An existing easement over portion of Allotment 100 marked A on Filed Plan 35543 (RLG 8256659).
4. An existing easement over portion of Allotment 5 in Deposited Plan 27336 marked A on Filed Plan 36230 (RLG 8256659).
5. An existing easement over portion of Allotment 101 marked B on Filed Plan 37018 (RLG 8210215).
6. Existing easements over portion of Allotment 101 marked A on Filed Plan 37018 (RLG 8643237 and RLG 8769997).
7. An existing easement over portion of Allotment 100 marked E on Filed Plan 37436 (RLG 8210215).
8. Existing easements over portion of Allotment 100 marked D on Filed Plan 37436 (RLG 8769992 and RLG 8769994).
9. Existing easements over portions of Allotment 100 marked X and C on Filed Plan 37436 (RLG 8769993 and RLG 8769997 respectively).
10. An existing easement over Allotment 11 in Deposited Plan 45408 (RLG 8256659).
11. Existing easements over portions of Allotment 11 marked A and B on Deposited Plan 45408 (Land Grant Volume 5428, Folio 934 and Land Grant Volume 4402, Folio 710 respectively).
12. An existing easement over Allotment 9 in Deposited Plan 45493 (RLG 8769997).
13. An existing easement over Allotment 161 in Deposited Plan 46615 (RLG 8368473).
14. Existing easements over portions of Allotment 161 marked A and D on Deposited Plan 46615 (Land Grant Volume 4402, Folio 710 and Land Grant Volume 4402, Folio 711 respectively).
15. An existing easement over portion of Allotment 5 marked D on Deposited Plan 47099 (RLG 8256659).
16. An existing easement over portion of Allotment 3 marked B on Deposited Plan 47099 (Land Grant Volume 4402, Folio 710).
17. An existing easement over portion of Allotment 11 marked A on Deposited Plan 48291 (RLG 8256659).
18. Existing easements over portions of Allotment 11 marked B and C on Deposited Plan 48291 (Land Grant Volume 4402, Folio 710 and Land Grant Volume 4402, Folio 711 respectively).
19. An existing easement over Allotment 102 in Deposited Plan 74299 and portion of Allotment 100 marked A on Deposited Plan 74299 (RLG 8769997).
20. An existing easement over portion of Allotment 100 marked B on Deposited Plan 74299 (RLG 8769996).
21. An existing easement over portion of Allotment 102 marked D on Deposited Plan 74299 (RLG 8210217).
22. An existing easement over portions of Allotments 100 and 102 marked C on Deposited Plan 74299 (RLG 8210215).
23. An existing right of way over portion of Allotment 100 in Deposited Plan 75533 marked A on Filed Plan 50416 (RLG 11093129).
24. Existing rights of way over portions of Allotment 100 in Deposited Plan 75533 marked B and C on Filed Plan 50416 (RLG 11121080).
25. An existing easement over portion of Section 695, Cobdogla Irrigation Area, Nookamka Division marked A on Filed Plan 37241 (RLG 8196124).

26. An existing easement over Section 748, Cobdogla Irrigation Area, Nookamka Division (RLG 8256659).
27. An existing easement over portion of Section 748, Cobdogla Irrigation Area, Nookamka Division marked B on Filed Plan 49480 (Land Grant Volume 4402, Folio 711).
28. An existing right of way over portion of Section 748, Cobdogla Irrigation Area, Nookamka Division marked A on Filed Plan 49480 (RLG 10942033).
29. An existing easement over Section 765, Cobdogla Irrigation Area, Nookamka Division (RLG 8769997).
30. Existing easements over portions of Section 780, Cobdogla Irrigation Area, Nookamka Division marked C and B on Filed Plan 37621 (RLG 8769995 and RLG 8769997 respectively).
31. An existing easement over portion of Section 781, Cobdogla Irrigation Area, Nookamka Division marked A on Filed Plan 37581 (RLG 8769997).
32. An existing easement over portion of Section 849, Cobdogla Irrigation Area, Nookamka Division marked A on Filed Plan 36256 (Land Grant Volume 4402, Folio 711).
33. An existing easement over portion of Section 851, Cobdogla Irrigation Area, Nookamka Division marked A on Filed Plan 36256 (Land Grant Volume 4402, Folio 711).
34. An existing easement over portion of Section 852, Cobdogla Irrigation Area, Nookamka Division marked A on Filed Plan 36256 (Land Grant Volume 4402, Folio 711).
35. An existing easement over Section 794, Cobdogla Irrigation Area, Nookamka Division (RLG 8256659).

Dated 13 August 2009.

JAY WEATHERILL, Minister for Environment
and Conservation

DEH 11/4106

DEVELOPMENT ACT 1993, SECTION 25 (17): CITY OF CHARLES STURT—BETTER DEVELOPMENT PLAN (BDP) AND GENERAL DEVELOPMENT PLAN AMENDMENT

Preamble

1. The Development Plan amendment entitled 'City of Charles Sturt—Better Development Plan (BDP) and General Development Plan Amendment' (the Plan Amendment) has been finalised in accordance with the provisions of the Development Act 1993.

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

NOTICE

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

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

Dated 13 August 2009.

PAUL HOLLOWAY, Minister for Urban
Development and Planning

DEVELOPMENT ACT 1993, SECTION 25 (17): CITY OF PORT ADELAIDE ENFIELD—OUTDOOR ADVERTISEMENTS DEVELOPMENT PLAN AMENDMENT

Preamble

1. The Development Plan amendment entitled 'City of Port Adelaide Enfield—Outdoor Advertisements Development Plan Amendment' (the Plan Amendment) has been finalised in accordance with the provisions of the Development Act 1993.

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

NOTICE

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

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

Dated 13 August 2009.

PAUL HOLLOWAY, Minister for Urban
Development and Planning

DEVELOPMENT ACT 1993

ERRATUM

*City of Port Adelaide Enfield Development Plan
Amendment Notice*

THE notice in the *Government Gazette* that appeared Thursday, 6 August 2009, on page 3477, for the approval of the 'CITY OF PORT ADELAIDE—INDUSTRY ZONES PART ONE DEVELOPMENT PLAN AMENDMENT', *should* read, as follows:

'DEVELOPMENT ACT 1993, SECTION 25 (17): CITY OF PORT ADELAIDE ENFIELD—INDUSTRY ZONES PART ONE DEVELOPMENT PLAN AMENDMENT

Preamble

1. The Development Plan amendment entitled 'City of Port Adelaide Enfield—Industry Zones Part One Development Plan Amendment' (the Plan Amendment) has been finalised in accordance with the provisions of the Development Act 1993.

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

NOTICE

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

- (a) approve the Plan Amendment; and
- (b) the Plan Amendment is operational as of 6 August 2009.'

Dated 13 August 2009.

PAUL HOLLOWAY, Minister for Urban
Development and Planning

DEVELOPMENT REGULATIONS 2008

*Complying Development—Regulation 8A and Schedule 4
Areas Determined by the Minister for the Purposes of Clause 2B
of Schedule 4—New Dwellings*

Preamble

It is necessary to advise that pursuant to Schedule 4, Clause 2B (1) of the Development Regulations 2008, I, Paul Holloway, being the Minister administering the Development Act 1993, revoke existing determined areas within the Charles Sturt (City) Development Plan dated 4 September 2008 and determine additional areas within the Charles Sturt Council Development Plan as identified in this notice.

NOTICE

PURSUANT to Schedule 4, Clause 2B (1), of the Development Regulations 2008, I, Paul Holloway, being the Minister administering the Development Act 1993, have revoked all the determined areas as gazetted on the 18 June 2009, within the Charles Sturt (City) Development Plan dated 4 September 2008, that Schedule 4—Complying Development, Clause 2(B) currently applies to.

I have further determined the following areas within the Charles Sturt Council Development Plan (amended by the approved Charles Sturt Council Better Development Plan (BDP) and General Development Plan Amendment) where Schedule 4—Complying Development, Clause 2(B) will apply as follows:

1. Except where located on land shown in the Development Plan to be adjacent land to an Industrial Zone and/or within ANEF Contours, ANEI or Aircraft Noise affected areas, the area defined by the boundaries of the following Residential Zone policy areas:

- (i) Inner Suburban Policy Area 15
- (ii) Western Edge Policy Area 17
- (iii) West Lakes General Policy Area 18
- (iv) West Lakes Medium Density Policy Area 19
- (v) Integrated Medium Density Policy Area 20
- (vi) Woodville Medium Density Policy Area 21
- (vii) Cheltenham Park Policy Area 22.

Dated 13 August 2009.

PAUL HOLLOWAY, Minister for Urban
Development and Planning

FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that pursuant to section 115 of the Fisheries Management Act 2007, Damien Wilksch, Block 35, Cadell, S.A. 5321 (the 'exemption holder'), holder of River Fishery Licence No. R03, is exempt from section 53 (2) of the Fisheries Management Act 2007 and Regulation 7 (b) (i) and Clause 6 of Schedule 6 of the Fisheries Management (General) Regulations 2007, but only insofar as he may use the device described in Schedule 1 to take carp, bony bream and other non-native species in the areas specified in Schedule 2 for the purpose of trade or business (the 'exempted activity'), subject to the conditions set out in Schedule 3, from 7 August 2009 until 30 June 2010, unless varied or revoked earlier.

SCHEDULE 1

'Carp net'—a gill net with a ply greater than 5, having a maximum length of 50 m and a minimum mesh size of 10 cm and a maximum mesh size not exceeding 18 cm.

SCHEDULE 2

- (1) Subject to paragraph (2), the licence holder may conduct fishing activities pursuant to this licence in all backwaters of the River Murray excluding the following areas during the corresponding period set out in the following table:

<i>Area Excluded</i>	<i>Period of Closure</i>
Lake Littra and outflow channel	Permanent—all year
Clover Lake	Permanent—all year
Coombool Swamp	Permanent—all year
Lake Limbra and outflow channel	Permanent—all year
Lake Woolpoolool	Permanent—all year
Ral Ral Creek below Chaffey Pumping Station and entrance waters to Lake Merreti	Permanent—all year
Katarapko Creek and Eckert Creek, including The Splash	Permanent—all year
Bulyong Creek	Permanent—all year
Pilby Creek	Permanent—all year
Hancock Creek	Permanent—all year
Mundic Creek	Permanent—all year
Pike River	Permanent—all year
Punkah Creek	Permanent—all year
Slaney Creek	Permanent—all year
Loch Luna	Permanent—all year
Cobdogla Swamp	1 August to 30 April (inclusive)
Loveday Swamp/Mussel lagoons	1 August to 30 April (inclusive)
Lake Merreti	1 August to 31 January (inclusive)

- (2) The licence holder may conduct fishing operations within the closure areas and periods listed above if given written approval by the Director of Fisheries to undertake specified carp eradication work in a specified area for a specified period.

SCHEDULE 3

1. The exemption holder must not use more than 30 carp nets at any one time in permitted backwaters of the River Murray.

2. The exemption holder must not have more than 30 carp nets in his possession at any time when he is deploying carp nets in the backwaters of the River Murray.

3. The exemption holder may only engage in the exempted activity when also fishing pursuant to River Fishery Licence No. R03, and may only use a boat to engage in the exempted activity if that boat is registered by endorsement on River Fishery Licence No. R03.

4. The exemption holder must not cause or permit a person to act as his agent when engaged in the exempted activity unless that person may lawfully act as an agent for the exemption holder in relation to River Fishery Licence No. R03.

5. All native fish (excluding bony bream and yabbies) taken in the course of the exempted activity must be immediately returned to the water.

6. Immediately prior to commencing the exempted activity, the exemption holder must contact the PIRSA Fisheries Compliance Unit on 1800 065 522 and provide the following details:

- the licence number and person(s) conducting the activity;
- the exact location(s) of the fishing activities;
- the number of carp nets being used;
- Exemption No. 9902266.

7. The exemption holder must ensure that the carp nets are checked and all fish removed at least once during each 24 hour period.

8. When the exemption holder moves the carp nets more than 3 km from the reported location of the nets under Condition 6, or removes the nets from the river completely, the exemption holder must again report to PIRSA Fisheries Compliance on 1800 065 522 and provide either details, as required under Condition 6 of this exemption notice, or report that fishing with carp nets has ceased.

9. 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 as requested.

10. The exemption holder must not contravene or fail to comply with the Fisheries Management Act 2007, or any regulations made under that Act, except where specifically exempted by this notice.

Dated 6 August 2009.

M. SMALLRIDGE, Director of Fisheries

FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE note that the notice made under section 79 of the Fisheries Management Act 2007, published in the *South Australian Government Gazette*, dated 5 March 2009, referring to the West Coast Prawn Fishery, is hereby varied such that it will not be unlawful for a person fishing pursuant to a West Coast Prawn Fishery Licence to use prawn trawl nets in the waters specified in Schedule 1, under the conditions specified in Schedule 2, during the period specified in Schedule 3.

SCHEDULE 1

The waters of the west coast prawn fishery adjacent to Venus Bay.

SCHEDULE 2

1. Each licence holder must ensure that a representative sample of the catch (a 'bucket count') is taken for each trawl shot carried out during the fishing activity.

2. Each 'bucket count' sample must be accurately weighed to 7 kg where possible and the total number of prawns contained in the bucket must be recorded on the attached data sheet, marked 'West Coast Prawn Fishery Bucket Count Data Sheet'.

3. The information recorded on the 'WCPF Bucket Count Data Sheet' must be returned to SARDI Aquatic Sciences within 15 days of the fishing activity being completed.

4. Fishing must cease if one or both of the following limits are reached:

- (a) the average catch per vessel, per night (for all three vessels) drops below 300 kg for two consecutive nights;
- (b) the average prawn 'bucket count' for all three vessels exceeds 240 prawns per bucket on any single fishing night.

5. The fleet must nominate a licence holder to provide a daily update by telephone or SMS message to the PIRSA Fisheries Manager, to report the total prawn catch per night and the average prawn 'bucket count' information.

6. No fishing activity may be undertaken between 0700 hours and 1830 hours on any day during the period of this notice

SCHEDULE 3

From 1830 hours on 14 August 2009 to 0700 hours on 28 August 2009.

Dated 11 August 2009.

S. SLOAN, Program Leader, Fisheries Management

FISHERIES MANAGEMENT ACT 2007: SECTION 115

ERRATUM

IN *Government Gazette* No. 57 dated 6 August 2009, on page 3480, second notice appearing, due to a typographical error in the table 'Area Excluded' Pike Creek *should* be replaced with Pike River.

M. SMALLRIDGE, Director of Fisheries

FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that, pursuant to section 115 of the Fisheries Management Act 2007, Andrew Ferguson of Australian Bight Abalone, G.P.O. Box 1243, Adelaide, S.A. 5001 (the 'exemption holder') or a person acting as his agent are exempt from section 52 of the Fisheries Management Act 2007, but only insofar as they may collect beachcast algae and seagrass, for the purpose of trade or business (the 'exempted activity') in the areas specified in Schedule 1, subject to the conditions in Schedule 2, from 3 August 2009 until 31 August 2009, unless varied or revoked earlier.

SCHEDULE 1

Intertidal area between Mean Low Water Springs and Mean High Water Springs and bounded by 486181mE 6285680mN (MGA zone 53) to the north and 485411mE 6279859mN (MGA zone 53) to the south.

SCHEDULE 2

1. The exemption holder may take beachcast (unconnected and deposited on shore) algae and seagrass for the purpose of trade or business from the area listed in Schedule 1.

2. A maximum of 500 tonnes may be collected pursuant to this exemption.

3. The operation should be designed to prevent removal of sand.

4. Written permission from the Department of Transport, Energy and Infrastructure must be obtained before material may be collected from the area.

5. The exemption holder must notify PIRSA Fishwatch on 1800 065 522 on any day of operation, at least two hours prior to conducting the exempted activity and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of the exemption 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 other related questions. Exemption No. 9902274.

6. A report on the area of beach cleared (square metres), volume of seagrass cleared (cubic metres) and the method and location of disposal must be supplied to the Director of Fisheries, G.P.O. Box 1625, Adelaide, S.A. 5001 no later than 15 working days after the expiry of this exemption.

7. While engaged in the exempted activity the exemption holder or his agent must carry or have about or near their person a copy of this notice. Such notice must be produced to a PIRSA Fisheries Officer upon request.

8. The exemption holder must not contravene or fail to comply with the Fisheries Management Act 2007, or any regulations made under that Act, except where specifically exempted by this notice.

Dated 5 August 2009.

M. SMALLRIDGE, Director of Fisheries

HOUSING IMPROVEMENT ACT 1940

WHEREAS by notice published in the *Government Gazette* on the dates mentioned in the following table, the South Australian Housing Trust Board delegate did declare the houses described in the following table to be substandard for the purposes of Part 7 of the Housing Improvement Act 1940, and whereas the South Australian Housing Trust is satisfied that each of the houses described hereunder has ceased to be substandard, notice is hereby given that, in exercise of the powers conferred by the said Part, the South Australian Housing Trust does hereby revoke the said declaration in respect of each house.

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published
		Volume	Folio	
1 Drew Street, (also known as 78 Old Port Wakefield Road) Two Wells	Allotments 2, 3 and 4 in Deposited Plan 326, Hundred of Port Gawler	5789	579	28.8.80, page 730
8A Honeysuckle Drive, Hope Valley (8A and 8B Honeysuckle Drive converted to one dwelling)	Allotment 5 in Deposited Plan 6284, Hundred of Yatala	5286	456	26.2.09, page 751
8B Honeysuckle Drive, Hope Valley (8A and 8B Honeysuckle Drive converted to one dwelling)	Allotment 5 in Deposited Plan 6284, Hundred of Yatala	5286	456	26.2.09, page 751

Dated at Adelaide, 13 August 2009.

D. HUXLEY, Director, Corporate Services, Housing SA

HOUSING IMPROVEMENT ACT 1940

WHEREAS by notice published in the *Government Gazette* on the dates mentioned in the following table the South Australian Housing Trust Board delegate did declare the houses described in the said table to be substandard for the purposes of Part 7 of the Housing Improvement Act 1940, the South Australian Housing Trust in the exercise of the powers conferred by the said Part, does hereby fix as the maximum rental per week which shall be payable subject to section 55 of the Residential Tenancies Act 1995, in respect of each house described in the following table the amount shown in the said table opposite the description of such house and this notice shall come into force on the date of this publication in the *Gazette*.

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published	Maximum rental per week payable in respect of each house \$
		Volume	Folio		
4 Eyre Highway, Wudinna	Section 162, Hundred of Pygery in the area named Wudinna	5423	217	26.3.09, page 1125	140.00
33B (formerly known as 33) Second Street, Nuriootpa	Allotment 237 in Filed Plan 210213, Hundred of Nuriootpa	5978	279	2.9.76, page 799	285.00
16 White Terrace, Fulham Gardens	Allotment 5 in Deposited Plan 8497, Hundred of Yatala	5130	983	4.6.09, page 2331	290.00

Dated at Adelaide, 13 August 2009.

D. HUXLEY, Director, Corporate Services, Housing SA

HOUSING IMPROVEMENT ACT 1940

NOTICE is hereby given that the South Australian Housing Trust Board delegate in the exercise of the powers conferred by the Housing Improvement Act 1940, does hereby declare the houses described in the table hereunder to be substandard for the purposes of Part 7 of the Housing Improvement Act 1940.

No. of House and Street	Locality	Allotment, Section, etc.	Certificate of Title	
			Volume	Folio
Unit 3, 6 Bingham Street 12 O'Brien Street	Goolwa Adelaide	Unit 3 in Strata Plan 3945, Hundred of Goolwa	5046	196
		Allotment 264 in Filed Plan 182726, Hundred of Adelaide	5521	119
7 Queen Street	Kapunda	Allotment 508 in Filed Plan 211294, Hundred of Kapunda	5594	621
32 Sellicks Beach Road	Sellicks Beach	Allotment 135 in Deposited Plan 5715, Hundred of Willunga	5397	538
21 Victoria Street	Peterborough	Allotment 1 in Filed Plan 147899, Hundred of Yongala	5271	79

Dated at Adelaide, 13 August 2009.

D. HUXLEY, Director, Corporate Services, Housing SA

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Buffin Pty Ltd as trustee for the Buffalo Family Trust has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 465 Pulteney Street, Adelaide, S.A. 5000, known as Anytime Modern Chinese Restaurant and to be known as Café 'Q' Uisine.

The application has been set down for hearing on 8 September 2009 at 10 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the hearing date (viz: 1 September 2009).

The applicant's address for service is c/o Quality Training and Hospitality College, 451-453 Pulteney Street, Adelaide, S.A. 5000 (Attention: Richard Finlayson).

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

Dated 4 August 2009.

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 BK Wines Pty Ltd as trustee for BK Wines Family Trust and Zed's Family Trust has applied to the Licensing Authority for the removal of a Producer's Licence in respect of premises currently situated at 18 Wattle Street, Lobethal, S.A. 5241 and to be situated at 23 Onkaparinga Valley Road, Charleston, S.A. 5244 and known as BK Wines.

The application has been set down for callover on 11 September 2009 at 9 a.m.

Conditions

The following licence conditions are sought:

- Designated sampling area as per plans lodged with this office.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 4 September 2009).

The applicant's address for service is c/o Zane Scott, 34 Stopford Road, Hove, S.A. 5048.

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

Dated 6 August 2009.

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 Sandra Joy Schubert has applied to the Licensing Authority for a Direct Sales Licence in respect of premises situated at 3 Stonyris Road, Ashton, S.A. 5137 and to be known as Billy Pye Vineyard.

The application has been set down for callover on 11 September 2009 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 4 September 2009).

The applicant's address for service is c/o Sandra Schubert, 3 Stonyris Road, Ashton, S.A. 5137.

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

Dated 4 August 2009.

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 Verdun Park Wines Pty Ltd has applied to the Licensing Authority for a Producer's Licence in respect of premises situated at Lot 6, 'Verdun Park', Sandow Road, Verdun, S.A. 5245 and to be known as Verdun Park Wines.

The application has been set down for callover on 11 September 2009 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 4 September 2009).

The applicant's address for service is c/o Bob Voumard, P.O. Box 41, Verdun, S.A. 5245.

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

Dated 4 August 2009.

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 Luong Quoc Huynh has applied to the Licensing Authority for a Restaurant Licence in respect of premises situated at Shop 5, 87-93 Grand Junction Road, Rosewater, S.A. 5013 and to be known as Thau Nieu Delight.

The application has been set down for callover on 11 September 2009 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 4 September 2009).

The applicant's address for service is c/o Luong Quoc Huynh, 159 Shepherdson Road, Parafield Gardens, S.A. 5107.

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

Dated 4 August 2009.

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 W. & W. International Pty Ltd, Unit 8, 5-7 Ween Road, Pooraka, S.A. 5095 has applied to the Licensing Authority for a Direct Sales Licence in respect of the business to be known as W. & W. International Pty Ltd.

The application has been set down for callover on 11 September 2009 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 4 September 2009).

The applicant's address for service is c/o Stella Cheng, Unit 8, 5-7 Ween Road, Pooraka, S.A. 5095.

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

Dated 5 August 2009.

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 Darren John Meyers and Deborah Meyers as trustee for the D. J. and D. Meyers Family Trust, 6B, 3 Alexa Road, North Haven, S.A. 5018 have applied to the Licensing Authority for a Direct Sales Licence in respect of the business to be known as Wines of Willochra.

The application has been set down for callover on 11 September 2009 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants at the applicants' address, at least seven days before the callover date (viz: 4 September 2009).

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

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

Dated 5 August 2009.

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 Metro Adelaide Pty Ltd as trustee for Metro Adelaide Unit Trust has applied to the Licensing Authority for a variation to Extended Trading Authorisation in respect of premises situated at 46 Grote Street, Adelaide, S.A. 5000 and known as Metropolitan Hotel.

The application has been set down for callover on 11 September 2009 at 9 a.m.

Conditions

The following licence conditions are sought:

- Variation to Extended Trading Authorisation:
 - Good Friday: Midnight to 2 a.m.
 - Christmas Day: Midnight to 2 a.m.
 - Sundays preceding Public Holidays: 8 p.m. to 2 a.m. the following day.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 4 September 2009).

The applicant's address for service is c/o Metro Adelaide Pty Ltd, 46 Grote Street, Adelaide, S.A. 5000 (Attention: Damien Kelly).

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

Dated 6 August 2009.

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 Marion Sub-Branch R.S.L. Inc. has applied to the Licensing Authority for variation to Entertainment Consent in respect of premises situated at 31-39 Norfolk Road, Marion, S.A. 5043 and known as RSL Marion Sub-Branch.

The application has been set down for callover on 11 September 2009 at 9 a.m.

Conditions

The following licence conditions are sought:

- Variation to the currently approved Entertainment Consent to include Areas 3, 4 and 5 as per plans lodged with this office.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 4 September 2009).

The applicant's address for service is c/o Carol King, 31-39 Norfolk Road, Marion, S.A. 5043.

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

Dated 6 August 2009.

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 E Australia Consortium Pty Ltd has applied to the Licensing Authority for a Direct Sales Licence in respect of premises situated at Woodcroft Shopping Centre, Shop 37, Bains Road, Woodcroft, S.A. 5162 and to be known as E-Liquor Store.

The application has been set down for callover on 11 September 2009 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 4 September 2009).

The applicant's address for service is c/o Patsouris and Associates Lawyers, 82 Halifax Street, Adelaide, S.A. 5000 (Attention: Harry Patsouris).

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

Dated 6 August 2009.

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 Anzano Social Club (Adelaide) Inc. has applied to the Licensing Authority for a variation to an Extended Trading Authorisation in respect of premises situated at 2B Chief Street, Brompton, S.A. 5007 and known as Anzano Social Club (Adelaide).

The application has been set down for callover on 11 September 2009 at 9 a.m.

Conditions

The following licence conditions are sought:

- Variation to an Extended Trading Authorisation:
 - Sunday: 8 a.m. to 11 a.m. and 8 p.m. to midnight;
 - Days preceding other Public Holidays: Midnight to 1 a.m. the following day;
 - Sundays preceding Public Holidays: 8 p.m. to 1 a.m. the following day.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 4 September 2009).

The applicant's address for service is c/o Anzano Social Club (Adelaide) Inc., 2B Chief Street, Brompton, S.A. 5007.

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

Dated 7 August 2009.

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 Terra Rossa Wine Club Pty Ltd has applied to the Licensing Authority for a Special Circumstances Licence in respect of premises situated at 48 Church Street, Penola, S.A. 5277 and to be known as Terra Rossa Wine Club.

The application has been set down for callover on 11 September 2009 at 9 a.m.

Conditions

The following licence conditions are sought:

- For consumption of wine and wine products produced by the licensee and/or participating Limestone Coast Giz Producers (AWBC Geographical Indicator Zone) who do not have a separate cellar door outlet.
- For consumption on the licensed premises:
 - (a) at any time on any day with or ancillary to a meal provided by the licensee;
 - (b) at any time on any day to a person attending a function at which food is provided;
 - (c) to members of the public for tasting by way of free sample or by a reasonable charge between the hours of 10 a.m. and midnight.
- For consumption off the licensed premises:
 - (a) on any day between the hours of 10 a.m. and 9 p.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 4 September 2009).

The applicant's address for service is c/o Camatta Lempens, Level 1, 345 King William Street, Adelaide, S.A. 5000.

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

Dated 10 August 2009.

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 Flagstaff Hill Golf Club Inc. has applied to the Licensing Authority for a variation to an Extended Trading Authorisation in respect of premises situated at Memford Way, Flagstaff Hill, S.A. 5159 and known as Flagstaff Hill Golf Club.

The application has been set down for callover on 11 September 2009 at 9 a.m.

Conditions

The following licence conditions are sought:

- Variation to the currently approved Extended Trading Authorisation:
 - From:
 - (Members Only)
 - Sunday: 8 p.m. to 10 p.m.
 - To:
 - Friday and Saturday: Midnight to 2 a.m. the following day.
 - Sunday: 8 a.m. to 11 a.m. and 8 p.m. to 10 p.m.
 - Sundays preceding Public Holidays: 8 p.m. to midnight.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 4 September 2009).

The applicant's address for service is c/o Denise Henly, Memford Way, Flagstaff Hill, S.A. 5159.

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

Dated 10 August 2009.

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 Prosbis Pty Ltd as trustee for the 182 Victoria Square Unit Trust has applied to the Licensing Authority for a Restaurant Licence with Section 34 (1) (c) and Extended Trading Area in respect of premises situated at 182 Victoria Square, Adelaide, S.A. 5000 and to be known as Bistro Cafe Espresso.

The application has been set down for callover on 11 September 2009 at 9 a.m.

Conditions

The following licence conditions are sought:

- Approval under Section 34 (1) (c) to sell liquor without meals for consumption on the licensed premises by persons:
 - (a) seated at a table; or
 - (b) attending a function at which food is provided.
- Extension of area to include the outdoor footpath Dining Area as per plans lodged with this office.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 4 September 2009).

The applicant's address for service is c/o Prosbis Pty Ltd, P.O. Box 2059, Hilton Plaza, S.A. 5033.

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

Dated 10 August 2009.

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 THCM International Pty Ltd, 13 Briant Road, Magill, S.A. 5072 has applied to the Licensing Authority for a Direct Sales Licence in respect of the business to be known as THCM International Pty Ltd.

The application has been set down for callover on 11 September 2009 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 4 September 2009).

The applicant's address for service is c/o Stella Cheng, 13 Briant Road, Magill S.A. 5072.

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

Dated 5 August 2009.

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 Hogs Glenelg Pty Ltd as trustee for the Hogs Glenelg Trust has applied to the Licensing Authority for the transfer of a Special Circumstances Licence in respect of premises situated at 1st Floor, 32-36 Jetty Road, Glenelg, S.A. 5045 and known as Hog's Breath Cafe.

The application has been set down for hearing on 14 September 2009 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the hearing date (viz: 7 September 2009).

The applicant's address for service is c/o Ben Farmer, P.O. Box 10272, Adelaide, S.A. 5000.

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

Dated 4 August 2009.

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 Debbi Maree Lloyd and Christine Wendy D'Onofrio have applied to the Licensing Authority for the transfer of a Hotel Licence in respect of premises situated at 1 Bruce Street, Eudunda, S.A. 5374 and known as Light Hotel.

The application has been set down for hearing on 14 September 2009 at 9.30 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants at the applicants' address, at least seven days before the hearing date (viz: 7 September 2009).

The applicants' address for service is c/o Jeff Stevens and Associates, Level 1, 86 Pirie Street, Adelaide, S.A. 5000.

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

Dated 6 August 2009.

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 Riad Rachid has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 225 Main Road, McLaren Vale, S.A. 5171 and known as the Tin Shed Cafe.

The application has been set down for hearing on 14 September 2009 at 10 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the hearing date (viz: 7 September 2009).

The applicant's address for service is c/o Jihan Rachid, 27 Davey Crescent, Seaview Downs, S.A. 5049.

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

Dated 7 August 2009.

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 Grand Chancellor Hotel Pty Ltd has applied to the Licensing Authority for the transfer of a Hotel Licence in respect of premises situated at 65 Hindley Street, Adelaide, S.A. 5000, known as Holiday Inn Adelaide and to be known as Hotel Grand Chancellor Adelaide.

The application has been set down for hearing on 14 September 2009 at 10.30 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the hearing date (viz: 7 September 2009).

The applicant's address for service is c/o Fisher Jeffries Barristers and Solicitors, G.P.O. Box 544, Adelaide, S.A. 5001 (Attention: Stephen Lendrum).

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

Dated 7 August 2009.

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 Noodle Kingdom (SA) Pty Ltd has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at Shop 3, 31-39 Gouger Street, Adelaide, S.A. 5000 and known as Noodle Kingdom.

The application has been set down for hearing on 15 September 2009 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the hearing date (viz: 8 September 2009).

The applicant's address for service is c/o Yuen Sze, Shop 3G/31-39 Gouger Street, Adelaide, S.A. 5000.

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

Dated 10 August 2009.

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 MacFor Pty Ltd has applied to the Licensing Authority for the transfer of a Special Circumstances Licence in respect of premises situated at R3, Marina Pier Building, Holdfast Shores, Glenelg, S.A. 5045 and known as Fizz on the Beach.

The application has been set down for hearing on 15 September 2009 at 10 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the hearing date (viz: 8 September 2009).

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

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

Dated 10 August 2009.

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 Burp Again Pty Ltd has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 47B Morphett Street, Adelaide, S.A. 5000 known as Cafe 47 and to be known as Burp Again.

The application has been set down for hearing on 16 September 2009 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the hearing date (viz: 9 September 2009).

The applicant's address for service is c/o Paul Rowse, 47B Morphett Street, Adelaide, S.A. 5000.

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

Dated 10 August 2009.

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 John Matthew Blum has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 95-97 Murray Street, Gawler, S.A. 5118 and known as Viva! on Victory.

The application has been set down for hearing on 16 September 2009 at 9.30 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the hearing date (viz: 9 September 2009).

The applicant's address for service is c/o John Blum, 42 Penrith Avenue, Gawler West, S.A. 5118.

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

Dated 10 August 2009.

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 Glenena Pty Ltd has applied to the Licensing Authority for Alterations, Redefinition and variation to Extended Trading Authorisation in respect of premises situated at 100 McDougall Stuart Avenue, Whyalla Norrie, S.A. 5608 and known as Westland Hotel/Motel.

The application has been set down for callover on 11 September 2009 at 9 a.m.

Conditions

The following licence conditions are sought:

- Alterations to create a Verandah and Decking Area within Area 9 as per plans lodged with this office.
- Alterations and Redefinition to create an outdoor smoking area adjacent to area as per plans lodged with this office.
- Redefinition to include the function room outdoor Verandah Area as per plans lodged with this office.
- Variation to Extended Trading Authorisation to include the abovementioned new smoking/verandah areas for the following days and times:

Monday and Saturday: Midnight to 3 a.m. the following day.

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

Christmas Day: Midnight to 2 a.m.

New Year's Eve: Midnight to 3 a.m. the following day.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 4 September 2009).

The applicant's address for service is c/o Darren Beare, P.O. Box 2165, Whyalla Norrie, S.A. 5608.

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

Dated 11 August 2009.

Applicant

MINING ACT 1971

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

Applicant: Southern Uranium Limited

Location: Mount Middleback area—Approximately 55 km south-west of Whyalla.

Pastoral Leases: Cooyerdoo, Shirrocoe

Term: 1 year

Area in km²: 26

Ref.: 2009/00083

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

J. MARTIN, Acting Mining Registrar

MINING ACT 1971

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

Applicant: AFMECO Mining & Exploration Pty Ltd

Location: Round Hill area—Approximately 110 km north-west of Olary.

Pastoral Leases: Glen Warwick, Curnamona

Term: 1 year

Area in km²: 254

Ref.: 2009/00089

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

J. MARTIN, Acting Mining Registrar

MINING ACT 1971

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

Applicant: Perilya Limited (51%), Minotaur Operations Pty Ltd (49%).

Location: Blinman area—Approximately 180 km north-north-east of Port Augusta.

Pastoral Leases: Puttapa, Moorillah, Warraweena, Narrina, Artimore, Wirrealpa, Angorichina, Moolooloo, North Moolooloo, Manners Well.

Term: 1 year

Area in km²: 527

Ref.: 2009/00159

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

J. MARTIN, Acting Mining Registrar

MINING ACT 1971

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

Applicant: Exco Operations (SA) Ltd (60%), Exco Resources (SA) Pty Ltd (40%).

Location: Bulloo Creek area—Approximately 25 km north-east of Olary.

Pastoral Leases: Bulloo Creek, Bindarra

Term: 1 year

Area in km²: 96

Ref.: 2009/00231

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

J. MARTIN, Acting Mining Registrar

MINING ACT 1971

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

Applicant: Agricola Mining Pty Ltd

Location: Lake Hawdon area—Approximately 16 km east of Robe.

Term: 1 year

Area in km²: 36

Ref.: 2009/00232

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

J. MARTIN, Acting Mining Registrar

MINING ACT 1971

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

Applicant: PlatSearch NL

Location: Wynbring area—Approximately 100 km west of Tarcoola.

Pastoral Leases: Mount Christie, Mulgathing

Term: 1 year

Area in km²: 1 281

Ref.: 2009/00236

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

J. MARTIN, Acting Mining Registrar

MINING ACT 1971

NOTICE is hereby given in accordance with section 35A (1) of the Mining Act 1971, that an application for a mining lease over the undermentioned mineral claim has been received. Details of the proposal may be inspected at the Department of Primary Industries and Resources, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Destiny Stone Australia Pty Ltd

Claim Number: 3954

Location: Allotment 34, Deposited Plan 62803, Hundred of Ridley—Approximately 14.5 km east of Cambrai.

Area: 143.55 hectares

Purpose: For the recovery of granite

Reference: T02725

A copy of the proposal has been provided to the Mid Murray Council.

Written submissions in relation to the granting of the mining lease are invited to be received at the Department of Primary Industries and Resources, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000 or G.P.O. Box 1671, Adelaide, S.A. 5001, no later than 3 September 2009.

Copies of all submissions will be forwarded to the applicant and may be made available for public inspection unless confidentiality is requested.

J. MARTIN, Acting Mining Registrar

NATIONAL ELECTRICITY LAW

THE Australian Energy Market Commission (AEMC) gives notice under the National Electricity Law of the following matter.

Under sections 102 and 103, the making of the following Rules and related final determination:

- *National Electricity Amendment (Congestion Information Resource) Rule 2009 No. 16.* All provisions commence on **1 September 2009**.
- *National Electricity Amendment (Negative Inter-regional Settlements Residue Amounts) Rule 2009 No. 17.* All provisions commence on **1 July 2010**.
- *National Electricity Amendment (Fully Co-optimised and Alternative Constraint Formulations) Rule 2009 No. 18.* All provisions commence on **1 September 2009**.

Further details on the above matter are available on the AEMC's website www.aemc.gov.au. All documents in relation to the above matter are published on the AEMC's website and are available for inspection at the offices of the AEMC.

John Tamblyn
Chairman
Australian Energy Market Commission

Level 5, 201 Elizabeth Street
Sydney, N.S.W. 2000

Telephone: (02) 8296 7800
Facsimile: (02) 8296 7899

13 August 2009.

NATIONAL PARKS AND WILDLIFE (NATIONAL PARKS) REGULATIONS 2001

Closure of Onkaparinga River National Park

PURSUANT to Regulations 8 (3) (a) and 8 (3) (d) of the National Parks and Wildlife (National Parks) Regulations 2001, I, Edward Gregory Leaman, Director of National Parks and Wildlife, close to the public, the whole of Onkaparinga River National Park from 6 p.m. on Monday, 19 October 2009 until 6 a.m. on Wednesday, 21 October 2009.

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

Use of Firearms within the Reserve

Pursuant to Regulations 8 (4), 20 (1) and 41 of the National Parks and Wildlife (National Parks) Regulations 2001, I, Edward Gregory Leaman, Director of National Parks and Wildlife, grant permission to members of the Sporting Shooters Association of Australia Hunting & Conservation Branch (SA) Inc. in possession of both a current Hunting Permit and a firearm to enter and remain in Onkaparinga River National Park from 6 p.m. on Monday, 19 October 2009 until 6 a.m. on Wednesday, 21 October 2009 for the purpose of taking feral animals.

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

Dated 11 August 2009.

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

NATIONAL PARKS AND WILDLIFE (NATIONAL PARKS) REGULATIONS 2001

Closure of The Dutchmans Stern Conservation Park

PURSUANT to Regulations 8 (3) (a) and 8 (3) (d) of the National Parks and Wildlife (National Parks) Regulations 2001, I, Edward Gregory Leaman, Director of National Parks and Wildlife, close to the public, the whole of The Dutchmans Stern Conservation Park from 6 a.m. on Monday, 9 November 2009 until 6 p.m. on Friday, 13 November 2009.

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

Use of Firearms within the Reserve

Pursuant to Regulations 8 (4), 20 (1) and 41 of the National Parks and Wildlife (National Parks) Regulations 2001, I, Edward Gregory Leaman, Director of National Parks and Wildlife, grant permission to members of the Sporting Shooters Association of Australia Hunting & Conservation Branch (SA) Inc. in possession of both a current Hunting Permit and a firearm to enter and remain in The Dutchmans Stern Conservation Park from 6 a.m. on Monday, 9 November 2009 until 6 p.m. on Friday, 13 November 2009 for the purpose of taking feral animals.

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

Dated 10 August 2009.

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

NATURAL RESOURCES MANAGEMENT ACT 2004

Declaration of Penalty in Relation to the Unauthorised Taking of Water

I, JAY WEATHERILL, Minister for Environment and Conservation, to whom administration of the Natural Resources Management Act 2004 (the Act) is committed, hereby declare that pursuant to section 115 of the Act, the following penalties are payable in relation to the unauthorised or unlawful taking or use of water during the consumption period that corresponds to the financial year 1 July 2009 to 30 June 2010 inclusive:

1. Where a licensee takes water from a prescribed well in the Northern Adelaide Plains Prescribed Wells Area in excess of the water allocation endorsed on the water licence, or a person who takes water in excess of the amount authorised for use by a notice under section 132 of the Act:

- a rate of 37 cents per kilolitre for all water taken in excess of the water allocation endorsed on the licence, up to and including a quantity equal to 10% of the water allocation endorsed on the water licence; and
- a rate of \$1.25 per kilolitre for all water taken in excess of the quantity of water referred to in paragraph (a).

2. Where, in the Barossa Prescribed Water Resources Area:

- water is taken by a licensee from a prescribed well or watercourse; or
- surface water is taken by a licensee,

in excess of the water allocation endorsed on the water licence, or a person who takes water in excess of the amount authorised for use by a notice under section 132 of the Act:

- (a) a rate of \$1.25 per kilolitre for all water taken in excess of the water allocation endorsed on the licence, up to and including a quantity equal to 10% of the water allocation endorsed on the licence; and
- (b) a rate of \$1.95 per kilolitre for all water taken in excess of the quantity of water referred to in paragraph (a).

3. Where a licensee takes water from the River Murray Prescribed Watercourse in excess of the water allocation endorsed on the water management authorisation, or exceeds their volumetric limit in relation to a water resource works approval or site use approval, or a person who takes water in excess of the amount authorised for use by a notice under section 132 of the Act:

- (a) a rate of \$1.15 per kilolitre for all water taken in excess of the water allocation endorsed on the water management authorisation or the amount authorised for use by a notice under section 132 of the Act, up to and including a quantity equal to 10% of the water allocation endorsed on the water management authorisation or amount authorised by the notice; and
- (b) a rate of \$2.30 cents per kilolitre for all water taken in excess of the quantity referred to in paragraph (a).

4. Where a licensee takes water from a prescribed well in the Angas Bremer Prescribed Wells Area in excess of the water allocation endorsed on the water licence, or a person who takes water in excess of the amount authorised for use by a notice under section 132 of the Act:

- (a) a rate of 24 cents per kilolitre for all water taken in excess of the water allocation endorsed on the licence, up to and including a quantity equal to 10% of the water allocation endorsed on the licence; and
- (b) a rate of 45 cents per kilolitre for all water taken in excess of the quantity of water referred to in paragraph (a).

5. Where a licensee takes water from a prescribed well in the Mallee Prescribed Wells Area in excess of the water allocation endorsed on the water licence or a person who takes water in excess of the amount authorised for use by a notice under section 132 of the Act:

- (a) a rate of 21 cents per kilolitre for all water taken in excess of the water allocation endorsed on the licence or the amount authorised for use by a notice under section 132 of the Act, up to and including a quantity equal to 10% of the water allocation endorsed on the licence; and
- (b) a rate of 37 cents per kilolitre for all water taken in excess of the quantity of water referred to in paragraph (a).

6. Where a licensee takes water from a prescribed well in the Peake, Roby and Sherlock Prescribed Wells Area in excess of the water allocation endorsed on the water licence or a person who takes water in excess of the amount authorised for use by a notice under section 132 of the Act:

- (a) a rate of 21 cents per kilolitre for all water taken in excess of the water allocation endorsed on the licence or the amount authorised for use by a notice under section 132 of the Act, up to and including a quantity equal to 10% of the water allocation endorsed on the licence; and
- (b) a rate of 37 cents per kilolitre for all water taken in excess of the quantity of water referred to in paragraph (a).

7. Where a licensee takes water from a prescribed well in the Southern Basins Prescribed Wells Area or the Musgrave Prescribed Wells Area in excess of the water allocation endorsed on the water licence, or a person who takes water in excess of the amount authorised for use by a notice under section 132 of the Act:

- (a) a rate of 21 cents per kilolitre for all water taken in excess of the water allocation endorsed on the licence, up to and including a quantity equal to 10% of the water allocation endorsed on the licence; and
- (b) a rate of \$1.25 per kilolitre for all water taken in excess of the quantity of water referred to in paragraph (a).

8. Where a licensee takes water from a prescribed well in the McLaren Vale Prescribed Wells Area in excess of the water allocation endorsed on the water licence, or a person who takes water in excess of the amount authorised for use by a notice under section 132 of the Act:

- (a) a rate of \$3.75 per kilolitre for all water taken in excess of the water allocation endorsed on the licence, up to and including a quantity equal to 10% of the water allocation endorsed on the licence; and
- (b) a rate of \$12.40 per kilolitre for all water taken in excess of the quantity of water referred to in paragraph (a).

9. Where a licensee takes water from a prescribed well in the Lower Limestone Coast Prescribed Wells Area, or the Padthaway Prescribed Wells Area, or the Tatiara Prescribed Wells Area, or the Tintinara Coonapyn Prescribed Wells Area, in excess of the water allocation endorsed on the water licence or a person who takes water in excess of the amount authorised for use by a notice under section 132 of the Act:

- (a) a rate of 63 cents per kilolitre for all water taken in excess of the water allocation endorsed on the licence or the amount authorised for use by a notice under section 132 of the Act, up to and including a quantity equal to 10% of the water allocation endorsed on the licence; and
- (b) a rate of \$1.30 per kilolitre for all water taken in excess of the quantity of water referred to in paragraph (a).

10. Where water is taken from any prescribed water resource by a person who is not the holder of a water licence or who is not authorised under section 128 of the Act to take the water:

- a rate of \$19.10 per kilolitre of water determined or assessed to have been taken in accordance with section 106 of the Act.

11. Where water is taken from any water resource in South Australia subject to a notice under section 132 of the Act, by a person who is not the holder of a water licence or who is not authorised under section 132 of the Act:

- a rate of \$19.10 per kilolitre of water determined or assessed to have been taken in accordance with section 106 of the Act.

12. Where a licensee takes water from a prescribed well in the Far North Prescribed Wells Area in excess of the water allocation endorsed on the water licence or a person who takes water in excess of the amount authorised for use by a notice under section 132 of the Act:

- (a) a rate of 21 cents per kilolitre for all water taken in excess of the water allocation endorsed on the licence or the amount authorised for use by a notice under section 132 of the Act, up to and including a quantity equal to 10% of the water allocation endorsed on the licence; and
- (b) a rate of 37 cents per kilolitre for all water taken in excess of the quantity of water referred to in paragraph (a).

13. Where in the Clare Valley Prescribed Water Resources Area water is taken by a licensee from a prescribed well or watercourse, or surface water is taken by a licensee in excess of the water allocation endorsed on the water licence, or a person who takes water in excess of the amount authorised for use by a notice under section 132 of the Act:

- (a) a rate of \$1.25 per kilolitre for all water taken in excess of the water allocation endorsed on the licence, up to and including a quantity equal to 10% of the water allocation endorsed on the licence; and

- (b) a rate of \$1.95 per kilolitre for all water taken in excess of the quantity of water referred to in paragraph (a).

In this notice:

‘the Northern Adelaide Plains Prescribed Wells Area’ means the area declared to be the Northern Adelaide Plains Proclaimed Region by proclamation under section 41 of the Water Resources Act 1976 (see *Gazette*, 13 May 1976, page 2459), and as further proclaimed under section 125 of the Natural Resources Management Act 2004 (see *Gazette*, 22 July 2004, page 2600);

‘the River Murray Prescribed Watercourse’ means the watercourses and lakes declared to be the River Murray Proclaimed Watercourse by proclamation under section 25 of the Water Resources Act 1976 (see *Gazette*, 10 August 1978, page 467);

‘the Angas Bremer Prescribed Wells Area’ means the area declared to be the Angas Bremer Proclaimed Region by proclamation under section 41 of the Water Resources Act 1976 (see *Gazette*, 23 October 1980, page 1192);

‘the Mallee Prescribed Wells Area’ means the area declared to be the Mallee Prescribed Wells Area by proclamation under section 41 of the Water Resources Act 1997 (see *Gazette*, 28 July 1983, page 205 and varied on 9 January 1986, page 19) and as further proclaimed under section 125 of the Natural Resources Management Act 2004 (see *Gazette*, 27 October 2005, page 3833);

‘the Barossa Prescribed Water Resources Area’ means the area declared by proclamation under section 125 of the Natural Resources Management Act 2004 (see *Gazette*, 19 May 2005, page 1295);

‘the Southern Basins Prescribed Wells Area’ means the area declared to be the Southern Basins Proclaimed Region by proclamation under section 41 of the Water Resources Act 1976 (see *Gazette*, 12 March 1987, page 596);

‘the Musgrave Prescribed Wells Area’ means the area declared to be the Musgrave Proclaimed Region by proclamation under section 41 of the Water Resources Act 1976 (see *Gazette*, 12 March 1987, page 596);

‘the McLaren Vale Prescribed Wells Area’ means the area gazetted on 7 January 1999, page 13, under the provisions of the Water Resources Act 1997;

‘the Lower Limestone Coast Prescribed Wells Area’ means the area declared by proclamation under section 8 of the Water Resources Act 1997 (see *Gazette*, 2 December 2004, page 4462);

‘the Padthaway Prescribed Wells Area’ means the area declared to be the Padthaway Proclaimed Region by proclamation under section 41 of the Water Resources Act 1976 (see *Gazette*, 13 May 1976);

‘the Peake, Roby and Sherlock Prescribed Wells Area’ means the area declared by proclamation under section 125 of the Natural Resources Management Act 2004 (see *Gazette*, 27 October 2005, page 3836);

‘the Tatiara Prescribed Wells Area’ means the area declared to be the Tatiara Proclaimed Region by proclamation under section 41 of the Water Resources Act 1976 (see *Gazette*, 12 July 1984, page 134, as varied on 9 January 1986, page 64 and varied on 30 January 1986, page 206);

‘the Tintinara Coonalpyn Prescribed Wells Area’ means the area declared to be the Tintinara Coonalpyn Prescribed wells Area by proclamation under section 41 of the Water Resources Act 1997 (see *Gazette*, 2 November 1999, page 2933);

‘the Far North Prescribed Wells Area’ means the area declared by proclamation under section 125 of the Natural Resources Management Act 2004 (see *Gazette*, 27 March 2003, page 1249);

‘the Clare Valley Prescribed Water Resources Area’ means the area declared by proclamation under section 125 of the Natural Resources Management Act 2004 (see *Gazette*, 15 January 2009, page 281).

A reference in this notice to the water allocation endorsed on the water licence is a reference to a water (taking) or water (holding) allocation in respect of the water resource to which the reference relates.

Dated 8 August 2009.

JAY WEATHERILL, Minister for Environment and Conservation

NATURAL RESOURCES MANAGEMENT ACT 2004

Declaration of Animals and Plants

PURSUANT to section 174 of the Natural Resources Management Act 2004 (the Act), I, Jay Weatherill, Minister for Environment and Conservation, vary the notice published at pages 2018 to 2060 of the *Government Gazette* of 30 June 2005 (as varied) as follows:

Schedule 2 is amended by the replacement of Plants Class 11 with the following:

Plants	Provisions of Act that are to apply	Category	Control Area
Class 11			
cabomba <i>Cabomba caroliniana</i>	177 (1) (2)	3	The whole of the State.
common lantana <i>Lantana camara</i>			
hymenachne <i>Hymenachne amplexicaulis</i>			
miconia <i>Miconia</i> spp.			
mimosa <i>Mimosa pigra</i>			
pond apple <i>Annona glabra</i>			
prickly acacia <i>Acacia nilotica</i> subsp. <i>indica</i>			
rubber vine <i>Cryptostegia grandiflora</i>			
willows <i>Salix</i> spp., excluding <i>Salix babylonica</i> , <i>Salix calodendron</i> and <i>Salix reichardii</i>			
witchweeds <i>Striga</i> spp., excluding <i>Striga curviflora</i> , <i>Striga multiflora</i> , <i>Striga parviflora</i> and <i>Striga squamigera</i>			
Class 13			
prickly acacia <i>Acacia nilotica</i> subsp. <i>indica</i>	177 (1) (2)	3	The whole of the State.
	182 (1) (3)		The area of the South Australian Arid Lands Natural Resource Management region.

Dated 5 August 2009.

JAY WEATHERILL, Minister for Environment and Conservation

NATURAL RESOURCES MANAGEMENT ACT 2004

Notice of Authorisation to Take Water

PURSUANT to section 128 of the Natural Resources Management Act 2004 ('the Act'), I, Jay Weatherill, Minister for Environment and Conservation, hereby authorise the taking of water from the River Murray Prescribed Watercourse for the purpose of:

- testing Pumping Station 1 of The Creeks Pipeline Scheme located at Jervois,

subject to the conditions specified in Schedule A.

SCHEDULE A

1. All water taken pursuant to this authorisation must only be used for the purposes described above.

2. All water taken pursuant to this authorisation must be returned to the River Murray Prescribed Watercourse, where possible.

3. All water taken from and returned to the River Murray pursuant to this authorisation must be recorded through a flow recording meter installed in accordance with the approved meter specifications of the Department of Water, Land and Biodiversity Conservation.

4. This authorisation does not negate the responsibility to obtain any other necessary approvals.

This authorisation will commence on the date below and will remain in effect for until 31 October 2009, unless earlier varied or revoked.

Dated 8 August 2009.

JAY WEATHERILL, Minister for Environment and Conservation

PETROLEUM ACT 2000

Suspension of Geothermal Exploration Licences—GELs 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 236, 237 and 238

PURSUANT to section 90 of the Petroleum Act 2000, notice is hereby given that the abovementioned Geothermal Exploration Licences have been suspended under the provisions of the Petroleum Act 2000, from and including 8 August 2009 until 7 August 2010, pursuant to delegated powers dated 28 March 2002, *Gazetted* 11 April 2002, page 1573.

The expiry date of the GELs 191-205 is now determined to be 1 October 2012.

The expiry date of the GELs 236-238 is now determined to be 1 October 2013.

Dated 6 August 2009.

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

PETROLEUM ACT 2000

SECTION 25 (5) (b)

Variation of Petroleum Exploration Licence—PEL 102

NOTICE is hereby given that under the provisions of the Petroleum Act 2000, pursuant to delegated powers, the conditions of the abovementioned Exploration Licence have been varied as follows:

Condition 1 of the licence is omitted and the following substituted:

'1. During the term of the licence, the licensee shall carry out or cause to be carried out exploratory operations on the area comprised in the licence in accordance with such work programs as are approved by the Minister from time to time. Years one to five exploratory operations are guaranteed and any subsequent licence year work program becomes guaranteed upon entry into any such licence year. These exploratory operations shall include but not necessarily be limited to:

Year of Term of Licence	Minimum Work Requirements
One	<ul style="list-style-type: none"> • Acquire 150 km 2D seismic data; and • Geological and geophysical studies.
Two	<ul style="list-style-type: none"> • Geological and geophysical studies.
Three	<ul style="list-style-type: none"> • Geological and geophysical studies.
Four	<ul style="list-style-type: none"> • Drill 1 well.
Five	<ul style="list-style-type: none"> • Acquire 38 km² 3D seismic data; and • Drill 1 well.*

*Subject to compulsory relinquishment of an additional 25% of the original licence area to take effect upon the first renewal of PEL 102.

The relinquishment of additional area as substitution for part of the work program satisfies the requirement to have regard to the original competitive tender process and the work programs proposed by other applicants for the licence.

Dated 7 August 2009.

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

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER*Public Road, Koorine*

BY Road Process Order made on 16 February 2009, the Wattle Range Council ordered that:

1. Portion of the public road adjacent to the allotment comprising Pieces 2 and 3 in Deposited Plan 74641, more particularly delineated and lettered 'A' in Preliminary Plan No. 08/0038 be closed.

2. The whole of the land subject to closure be transferred to Bruce Teagle Nominees Pty Ltd in accordance with agreement for transfer dated 19 December 2008 entered into between the Wattle Range Council and Bruce Teagle Nominees Pty Ltd.

On 22 July 2009, that order was confirmed by the Minister for Infrastructure conditionally upon the deposit by the Registrar-General of Deposited Plan 80760 being the authority for the new boundaries.

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

Dated 13 August 2009.

P. M. KENTISH, Surveyor-General

GOVERNMENT GAZETTE ADVERTISEMENT RATES

To apply from 1 July 2009

	\$		\$
Agents, Ceasing to Act as.....	42.75	Firms:	
Associations:		Ceasing to Carry on Business (each insertion).....	28.50
Incorporation	21.70	Discontinuance Place of Business	28.50
Intention of Incorporation	53.50	Land—Real Property Act:	
Transfer of Properties	53.50	Intention to Sell, Notice of.....	53.50
Attorney, Appointment of.....	42.75	Lost Certificate of Title Notices	53.50
Bailiff's Sale.....	53.50	Cancellation, Notice of (Strata Plan)	53.50
Cemetery Curator Appointed.....	31.75	Mortgages:	
Companies:		Caveat Lodgement.....	21.70
Alteration to Constitution	42.75	Discharge of.....	22.70
Capital, Increase or Decrease of	53.50	Foreclosures.....	21.70
Ceasing to Carry on Business	31.75	Transfer of	21.70
Declaration of Dividend.....	31.75	Sublet.....	10.90
Incorporation	42.75	Leases—Application for Transfer (2 insertions) each	10.90
Lost Share Certificates:		Lost Treasury Receipts (3 insertions) each.....	31.75
First Name.....	31.75	Licensing.....	63.50
Each Subsequent Name.....	10.90	Municipal or District Councils:	
Meeting Final.....	35.75	Annual Financial Statement—Forms 1 and 2	598.00
Meeting Final Regarding Liquidator's Report on		Electricity Supply—Forms 19 and 20.....	425.00
Conduct of Winding Up (equivalent to 'Final		Default in Payment of Rates:	
Meeting')		First Name	85.00
First Name.....	42.75	Each Subsequent Name.....	10.90
Each Subsequent Name.....	10.90	Noxious Trade.....	31.75
Notices:		Partnership, Dissolution of	31.75
Call.....	53.50	Petitions (small).....	21.70
Change of Name	21.70	Registered Building Societies (from Registrar-	
Creditors.....	42.75	General).....	21.70
Creditors Compromise of Arrangement	42.75	Register of Unclaimed Moneys—First Name.....	31.75
Creditors (extraordinary resolution that 'the Com-		Each Subsequent Name	10.90
pany be wound up voluntarily and that a liquidator		Registers of Members—Three pages and over:	
be appointed').....	53.50	Rate per page (in 8pt)	272.00
Release of Liquidator—Application—Large Ad.....	85.00	Rate per page (in 6pt)	359.00
—Release Granted	53.50	Sale of Land by Public Auction.....	54.00
Receiver and Manager Appointed.....	49.50	Advertisements.....	3.00
Receiver and Manager Ceasing to Act.....	42.75	¼ page advertisement	127.00
Restored Name.....	40.00	½ page advertisement	254.00
Petition to Supreme Court for Winding Up.....	74.50	Full page advertisement.....	498.00
Summons in Action.....	63.50	Advertisements, other than those listed are charged at \$3.00 per	
Order of Supreme Court for Winding Up Action.....	42.75	column line, tabular one-third extra.	
Register of Interests—Section 84 (1) Exempt.....	96.00	Notices by Colleges, Universities, Corporations and District	
Removal of Office.....	21.70	Councils to be charged at \$3.00 per line.	
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Sales of Shares and Forfeiture.....	42.75	that which is usually published a charge of \$3.00 per column line	
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Acts, Bills, Rules, Parliamentary Papers and Regulations						
Pages	Main	Amends	Pages	Main	Amends	
1-16	2.60	1.20	497-512	36.25	35.25	
17-32	3.50	2.20	513-528	37.25	36.00	
33-48	4.55	3.25	529-544	38.50	37.25	
49-64	5.75	4.40	545-560	39.50	38.50	
65-80	6.70	5.55	561-576	40.50	39.50	
81-96	7.80	6.45	577-592	41.75	40.00	
97-112	8.90	7.60	593-608	43.00	41.50	
113-128	9.95	8.75	609-624	43.75	42.75	
129-144	11.10	9.85	625-640	45.00	43.25	
145-160	12.20	10.90	641-656	46.00	45.00	
161-176	13.30	12.00	657-672	46.75	45.50	
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385-400	28.75	27.25	881-896	62.00	60.50	
401-416	29.75	28.25	897-912	63.50	62.00	
417-432	31.00	29.50	913-928	64.00	63.50	
433-448	32.00	30.75	929-944	65.00	64.00	
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PHARMACY PRACTICE ACT 2007

Code of Pharmacist Professional Conduct

Introduction

The Pharmacy Board of South Australia (the Board) is established under the *Pharmacy Practice Act 2007* ('the Act') to oversee the practice of pharmacy in the interest of the public of South Australia. The Board performs its functions with the object of protecting the health and safety of the public by achieving and maintaining high professional standards of both competence and conduct in the provision of pharmacy services.

The aim of the Code of Pharmacist Professional Conduct ('the Code') is to set out general principles in relation to the practice of pharmacy. The Code expresses the Board's view regarding proper standards, and is intended to provide clear principles for the determination of complaints against practitioners. These principles complement the requirements of the Act and any relevant case law; they are not a substitute.

The Act provides that the Code will be a relevant consideration in determining what constitutes unprofessional conduct by a registered pharmacist, where unprofessional conduct is defined as including:

1. Improper or unethical conduct in relation to professional practice; and
2. Incompetence or negligence in relation to the provision of pharmacy services; and
3. A contravention of or failure to comply with:
 - (i) a provision of this Act; or
 - (ii) a code of conduct or professional standard prepared or endorsed by the Board under this Act; and
4. Conduct that constitutes an offence punishable by imprisonment for one year or more under some other Act or law.

It is important to emphasise that the Code is not exhaustive and whether any particular conduct amounts to unprofessional conduct is a matter to be determined by the Board after considering evidence in each case. A draft of the Code (the draft Code) was prepared and endorsed by the Board on 7 April 2008, as an appropriate statement governing the practice and conduct of registered persons. The draft Code was then submitted to the Minister for approval pursuant to the provisions of the Act (see approval on cover page). Any breach of the Ministerially approved Code will, of itself, amount to unprofessional conduct. However, prior to receiving the Minister's approval, the draft Code was still effective as a statement endorsed by the Board and the draft Code may be tendered in disciplinary proceedings as evidence of appropriate standards adopted and applied during the interim between the Board endorsement and Ministerial approval.

A hard copy of the Code will be sent to all registered pharmacists at their postal address registered with the Board. Thereafter the Code and applicable legislation will be available during normal office hours at the principal office of the Board and on the Board's website:

(<http://www.pharmacyboard.sa.gov.au/guidelines.htm>)

and

(<http://www.pharmacyboard.sa.gov.au/legislation.htm>).

PRINCIPLE 1

Your primary concern must be the health and wellbeing of clients.

1.1 *Obligation to clients*

- You must at all times act in a manner which promotes and safeguards the interests and welfare of clients and the community.
- You must respect the legitimate cultural rights, practices, values and expectations of Aboriginal and Torres Strait Islander people.
- You must provide a safe environment for Aboriginal and Torres Strait Islander people, where cultural differences are respected; and must adjust policies and practices so that they are culturally respectful [see the principles set out in section 2.3 of the “Cultural Respect Framework for Aboriginal and Torres Strait Islander Health 2004-2009”, extracted in Appendix 1].
- You must at all times when delivering pharmacy services, (restricted pharmacy services or otherwise) be competent¹ to deliver those services.
- When a pharmacy service is provided, you must ensure that it is provided professionally and efficiently, and that it is tailored to the needs of the client and is delivered in a manner consistent with relevant legislation, this Code, relevant standards and practice rules including (but not limited to) the following as amended from time to time:
 - Pharmacy Practice Rules (Pharmacy Board of South Australia).
 - Competency Standards for Pharmacists in Australia 2003 (Pharmaceutical Society of Australia [PSA]).
 - Professional Practice Standards (PSA).
 - Standards for the Provision of Pharmacy Only and Pharmacist Only Medicines in Community Pharmacy (PSA).

See Appendix 2 for laws, codes, standards and rules applicable to pharmacy.

- You must deliver professional advice and counselling on every occasion of providing a pharmacy service, to ensure the client and/or carer are sufficiently informed about the safe and effective use of their medications, and to achieve optimal outcomes.

¹ Competence is determined by the *Competency Standards for Pharmacists in Australia 2003* (Pharmaceutical Society of Australia) and is further discussed in Principle 2.2.

1.2 *Product recommendations*

- You must not purchase, sell or supply any medicinal product where there is reason to doubt its safety, quality or efficacy. You must ensure that medicinal products sold in your pharmacy are obtained from reputable sources of supply. Any doubts concerning a source of medicinal products must be referred to the Therapeutic Goods Administration (TGA) which is responsible for licensing of Australian manufacturers and audits of Australian and overseas manufacturers wishing to supply therapeutic goods in Australia (www.tga.gov.au).
- You must not purchase, sell or supply any medicinal product where there is clear, new evidence that demonstrates or places doubt on previously established product safety or suggests that a product may impose an unacceptable hazard to the client's health or condition.
- You must exercise professional judgment based on demonstrated competence² to prevent the supply of products likely to constitute an unacceptable hazard to health or to prevent the supply of unnecessary and/or excessive quantities of medicines and other products, particularly those which have a potential for abuse or dependency.
- You must not indicate support, either by advertisement or personal recommendation, for a product which has not been scientifically evaluated in accordance with procedures required by the Australian Register of Therapeutic Goods (available at www.tga.gov.au/docs/html/artg.htm).
- You must have suitable (e.g. high quality, independent and/or evidence-based) and regularly updated training in common interactions, side-effects and contraindications of all medicinal products provided by you.³

If there is any doubt with regard to the suitability of training, this should be confirmed with the Pharmacy Board of South Australia. National accreditation standards for pharmacy education and training (administered by the Australian Pharmacy Council) will form the basis for Board consideration of such matters.

- Written Standard Operating Procedures (SOPs) must be available in pharmacies for the use of and referral to by staff when involved in the provision of medicinal products. Appropriate training in the use of the SOPs must be undertaken by all staff involved with the responsibility for ensuring such training is undertaken resting with the pharmacists of the particular pharmacy involved.

² Competence is determined by the *Competency Standards for Pharmacists in Australia 2003* (Pharmaceutical Society of Australia) and is further discussed in Principle 2.2.

³ There are a variety of educational activities available. The Pharmaceutical Society of Australia, Pharmacy Guild of Australia and Society of Hospital Pharmacists of Australia are professional organisations that provide quality educational activities. Pharmacists should refer to these organisations and other suitable education providers for up to date information about educational activities.

1.3 Disposal of medicines

- You must ensure that statutory obligations are met and that you take all reasonable care when disposing of medicinal products and chemicals. For reference purposes pharmacists are directed to the *Controlled Substances (Poisons) Regulations 1996* and the Guideline for the Disposal of Transdermal Drug of Dependence Delivery Systems (Drugs of Dependence Unit, Drug and Alcohol Services of South Australia) as amended from time to time.

PRINCIPLE 2

Clinical competence/performance

You must possess and demonstrate competence⁴ and apply appropriate knowledge and skills in the practice of pharmacy. You must only work within your limits of professional competence.

2.1 In order to obtain and maintain competence³ (knowledge and skill) you must:

- Participate in educational activities⁵ relevant to your area of practice, which develop and maintain competence.

If there is any doubt with regard to the suitability or otherwise of educational or training activities this should be confirmed with the Board. National accreditation standards for pharmacy education and training (administered by the Australian Pharmacy Council) will form the basis for Board consideration of such matters.

- Keep records of your continuing professional development undertaken through the Board's ENRICH program (available at the website: www.pharmacyboard.sa.gov.au).
- Observe and keep up to date with the laws and codes which affect your work and/or business (see Appendix 2 for laws, codes, standards and rules applicable).
- Continually review and maintain your level of professional knowledge and expertise with a view to improving the quality and standard of pharmaceutical services available to members of the community.

2.2 Pharmacist competence

- You must have the knowledge, skills and attitudes that a competent⁶ pharmacist would possess in his/her area of practice as a pharmacist in South Australia.

⁴ Competence is determined by the *Competency Standards for Pharmacists in Australia 2003* (Pharmaceutical Society of Australia) and is further discussed in Principle 2.2.

⁵ There are a variety of educational activities available. The Pharmaceutical Society of Australia, Pharmacy Guild of Australia and Society of Hospital Pharmacists of Australia are professional organisations that provide quality educational activities. Pharmacists should refer to these organisations and other suitable education providers for up to date information about educational activities.

⁶ Competence is determined by the *Competency Standards for Pharmacists in Australia 2003* (Pharmaceutical Society of Australia).

- To be competent you must be able to complete required tasks to the standard defined by the *Competency Standards for Pharmacists in Australia* published by the Pharmaceutical Society of Australia (available at the website: www.psa.org.au).

2.3 *Pharmacist professional standards*

- You must ensure that you apply and comply with all pharmacist professional practice standards which have been prepared or endorsed by the Board and which are appropriate to your area of professional practice. Once approved, reference to these standards will be published on the Board's website.
- A contravention of or failure to comply with a code of conduct or a professional standard constitutes unprofessional conduct under section 3 (1) of the Act.
- A complaint laid before the Board alleging unprofessional conduct (unless considered to be frivolous or vexatious) will lead to an inquiry by the Board under section 53 of the Act.
- If, at the conclusion of the inquiry, unprofessional conduct is established and the Board is satisfied (on the balance of probabilities) that there is proper cause for disciplinary action against a pharmacist, the Board may take disciplinary action.

PRINCIPLE 3

Professional/ethical obligations

3.1 *You must ensure continuity of care for your clients*

- When you are unable to maintain the service and care of a client, you must assist and refer clients to another pharmacist in order to maintain service and care.
- You must provide adequate written notice to the Board prior to change of ownership of a pharmacy business, termination of a pharmacy business or impending labour disputes that may affect the operation of a pharmacy business and services to clients.
- Whether you are a sole practitioner or in partnership, you must make advance provision for the storage, transfer, sale, or division of client records in the event of retirement, termination of business, death, change of ownership, or dissolution of the partnership.
- Clients must be informed of the pharmacy business/location to which their records will be or have been transferred in the aforementioned situations.

3.2 *You must maintain trust with your clients*

Successful relationships between pharmacists and clients depend on trust. To establish and maintain that trust you must:

- listen to clients and respect their views;

- treat clients politely and considerately;
- respect clients' privacy and dignity;
- communicate with the client in a form or level of English which he/she understands or, if possible, through an interpreter who is fluent in the client's preferred language;
- treat information about clients with confidentiality. There may be circumstances where the law requires that patient information be made available to appropriate authorities. If in any doubt seek advice from the Board;
- assist clients to make informed decisions about their health care by providing quality information and advice according to the clients' needs and in accordance with relevant professional standards and codes (see Appendix 2);
- respect clients' right to choose whether or not they participate in any treatment or accept advice.

3.3 *Upon receiving a complaint about the provision of pharmacy services by you, your staff, or anyone contracted to do work for you, you must:*

- deal with complaints constructively and honestly;
- comply in good faith with any complaints procedures and principles which apply to your practice;
- act immediately to address the client's concerns. Put in place any remedy immediately available where possible. You must explain fully to the client what has happened and the likely short and long-term effects. When appropriate, you may offer an apology;
- consider notifying your professional indemnity insurer;
- co-operate fully with any formal inquiry into the treatment of a client, subject to appropriate advice from your professional indemnity insurer. You must not withhold relevant information. Similarly, you must assist the coroner when an inquest or inquiry is held into a client's death;
- maintain adequate professional indemnity insurance cover. The Act provides that you must not practise pharmacy unless you hold insurance or are exempted by the Board from doing so.

3.4 *You must not abuse your professional position*

You must not abuse your clients' trust. You must not, for example:

- improperly disclose or misuse confidential information about clients;
- give clients, or recommend to them an investigation or treatment which you know is not in their best interests;

- deliberately withhold appropriate investigation, treatment or referral;
- allow anyone who is not a registered pharmacist with a current practising certificate to carry out tasks which require the knowledge and skills of a pharmacist.

Expanded information about the professional-client relationship is found in Appendix 3.

3.5 *You have a duty to protect all parties and clients*

In order to protect your clients and the public, you must:

- be vigilant in identifying pharmacists or other colleagues whose health, conduct, behaviour or performance may be a threat to the public and do your best to find out the facts and then, if necessary, notify an appropriate authority such as the Board;
- ensure that the safety of clients comes first at all times;
- report events which may negatively affect professional performance or conduct of colleagues to the Board. Pharmacists have an obligation to report medical unfitness or unprofessional conduct of pharmacists or pharmacy students under section 51 of the Act (see the Act for further detail). This must be done in writing and include reasons and any other information required by the regulations.

If in doubt, a pharmacist or pharmacy student must contact the Pharmacy Board of South Australia.

3.6 *Your own health must not put clients at risk*

If you have a medical condition that could be passed on to clients, or if your judgment or performance could be significantly affected by a medical or mental health condition or illness that may endanger the client's health or safety, you must:

- seek and follow advice from an appropriate medical practitioner on whether, and in what ways, you must modify your practice. You must not rely on your own assessment of the risk to clients; and
- act on the advice given to you by a suitably qualified medical practitioner about necessary treatment and/or modifications to your pharmacy practice; and
- in accordance with section 68 of the Act, report your medical unfitness to the Board in writing.

If in doubt, you must contact the Board.

3.7 *When providing information about pharmacy services as defined under the Act you must:*

- ensure that the information is factual and verifiable, consistent with relevant professional standards and codes, and can be lawfully disclosed;

- provide information in a way that conforms with advertising requirements under the following Acts and associated Regulations: the *Trade Practices Act 1974* (Cth) and the *Fair Trading Act 1987* (SA) (available at the website: www.austlii.edu.au);
- ensure that the information is not false, misleading or deceptive and that it does not create an unjustified expectation of beneficial treatment or promote the unnecessary or inappropriate use of pharmacy services;
- avoid making claims about the quality of your pharmacy services or comparing your services with those that your colleagues provide;
- ensure that the information does not abuse the trust of clients or exploit their lack of knowledge.

PRINCIPLE 4

You must respect the skills and expertise of other health professionals and work cooperatively to optimise the health outcomes of mutual clients

4.1 *You must respect other health professionals*

- You must consult professional colleagues and other health professionals where in your professional judgment this is in the best interests of your client having due regard for the client's right to confidentiality.
- You must assist colleagues and other health professionals when called upon for advice or support.
- You must endeavour to maintain the confidence and trust placed in colleagues by clients and refrain from making comments which could detract from the professional reputation of other health professionals or harm the relationships they have with clients.

4.2 *You must work constructively with teams*

Health care is increasingly provided by multi-disciplinary teams although, as a pharmacist, you remain accountable for your professional conduct. You must:

- work constructively and respect the skills and contributions of all team members;
- ensure optimal communication with other members of the health care team;
- endeavour to resolve disagreements within the team. If you believe that a decision will harm the client you must take action to protect the client's safety or health.

PRINCIPLE 5

You must display proper standards of probity in your professional practice

5.1 *You must not practise under conditions which compromise your professional independence, judgment or integrity*

An example may be: "If an employer puts pressure on a pharmacist to meet sales budgets irrespective of the well-being of a client, e.g. selling a product to a person, the use of which may otherwise be putting that client at risk, simply to meet sales targets."

If in doubt, contact the Board for guidance.

- You must freely exercise professional judgment when carrying out the duties of a pharmacist and must not accept employment in which this freedom may be compromised.
- When managing an environment in which other pharmacists are employed you must ensure the professional autonomy of those pharmacists is preserved.
- You must avoid situations likely to present a conflict of interest or compromise the objectivity of your professional practice.
- You must not provide pharmacy services in situations where you cannot comply with relevant professional standards.

5.2 *You must at all times uphold the reputation of the profession and adhere to the legislation applicable to the practice of pharmacy*

- You must act with honesty and integrity having due regard for standards of behaviour accepted within the profession and reasonably expected by the community and other health professionals.
- When offering pharmacy services directly to the public, you must do so in premises registered by the Board under the provisions of the Act.

5.3 *You must respect the confidentiality of information acquired in the course of professional practice relating to clients and their families*

- You must exercise discretion and restrict access to information relating to clients and their families to those who, in your judgment, need the information to discharge their responsibilities to the client or, in extraordinary circumstances, the public.
- You must ensure that anyone who has access to information relating to clients and their families:
 - is aware of the need to respect its confidential nature; and
 - does not disclose such information but refers the matter to the pharmacist.

- Where exceptional circumstances necessitate disclosure of information relating to clients and/or their families the content should be limited to the minimum necessary for the purpose of the disclosure.

Exceptions may arise where the health of the client or others is at risk, where information is sought by an officer of a statutory authority empowered under legislation, where a court order requires the release of confidential information or where the information is released to those assuming responsibility for the client (e.g. next of kin, parent, relative, guardian or anyone with powers of attorney).

Pharmacists shall comply with the relevant privacy principles. Those in the private sector must comply with the National Privacy Principles (NPPs) as contained in Schedule 3 of the Privacy Act 1988 (Commonwealth). Pharmacists in the South Australian public sector are to comply with Premier and Cabinet Circular 12 and the Department of Health's Code of Fair Information Practice; the latter generally reflects the NPPs.

Pharmacists are advised to familiarise themselves with the key principles of the NPPs, or where applicable, Premier and Cabinet Circular 12 and the Code of Fair Information Practice.

Expanded information about confidentiality is found in Appendix 4.

5.4 *In financial and commercial dealings you must*

You must be honest in financial and commercial matters relating to your work. You must avoid financial involvement such as loans and investment schemes with clients. See also Principle 3.4.

5.5 *You must declare financial interests in hospitals, nursing homes and other medical organisations*

- If you have financial or commercial interests in organisations providing health care or in pharmaceutical or other biomedical companies you must declare these interests by verbally declaring the interest to each client.
- The Act requires you to declare in writing, any interest of the registered pharmacist, registered student or a prescribed relative of the registered person, in any business, before referring or recommending a client to a health service provided by that business.

5.6 *When accepting gifts or other inducements you must:*

- observe the Code of Conduct of Medicines Australia (available at the website: www.medicinesaustralia.com.au);
- not ask for or accept any gifts or loans from companies that sell or market pharmaceuticals or appliances;
- not ask for or accept fees for agreeing to or conducting an appointment with sales representatives.

5.7 *When signing certificates and other documents which you have the authority to sign, such as sickness certificates and passport applications, on the assumption that you will only sign statements you believe to be true, you must:*

- take reasonable steps to verify any statement/s before signing a document;
- only sign a document when you believe the statement/s it contains to be true;
- not sign a document which contains a statement/statements you believe to be false or misleading.

Pharmacy Board of South Australia contact details;

Registrar: Peter Halstead

Address: 1st Floor, 185 Fullarton Road
Dulwich, S.A. 5065

Phone: (08) 8331 8865

Fax: (08) 8331 8447

Email: enquiries@pharmacyboard.sa.gov.au

Website: www.pharmacyboard.sa.gov.au

APPENDIX 1

EXTRACT FROM "CULTURAL RESPECT FRAMEWORK FOR ABORIGINAL AND TORRES STRAIT ISLANDER HEALTH 2004-2009"

2.3 The Principles

The Cultural Respect Framework recognises the following principles which are consistent with the National Aboriginal and Torres Strait Islander Health Strategy and the Aboriginal and Torres Strait Islander Health Workforce National Strategic Framework 2002.

- **A holistic approach:** recognising that the improvement of Aboriginal and Torres Strait Islander health status must include attention to physical, spiritual, cultural, emotional and social wellbeing, community capacity and governance.
- **Health sector responsibility:** improving the health of Aboriginal and Torres Strait Islander individuals and communities is a core responsibility and a high priority for the whole of the health sector. Making all services responsive to the needs of Aboriginal and Torres Strait Islander peoples will provide greater choice in the services they are able to use.
- **Community control of primary health care services:** supporting the Aboriginal community controlled health sector in recognition of its demonstrated effectiveness in providing appropriate and accessible health services to a range of Aboriginal communities and its role as a major provider within the comprehensive primary health care context. Supporting community decision-making, participation and control as a fundamental component of the health system that ensures health services for Aboriginal and Torres Strait Islander peoples are provided in a holistic and culturally sensitive way.
- **Working together:** combining the efforts of government, non-government and private organisations within and outside the health sector, including areas of employment, education and housing, and in partnership with the Aboriginal and Torres Strait Islander health sector, provides the best opportunity to improve the broader determinants of health.
- **Localised decision-making:** health authorities devolving decision-making capacity to local Aboriginal and Torres Strait Islander communities to define their health needs and priorities and arrange for them to be met in a culturally appropriate way in collaboration with Aboriginal and Torres Strait Islander specific and mainstream health services.
- **Promoting good health:** recognising that health promotion and illness prevention is a fundamental component of comprehensive primary health care and must be a core activity for specific and mainstream health services.
- **Building the capacity of health services and communities:** strengthening health services and building community expertise to respond to health needs and take responsibility for health outcomes. This includes effectively equipping staff with appropriate cultural knowledge and clinical expertise, building physical, human and intellectual infrastructure, and fostering leadership, governance and financial management.
- **Accountability for health outcomes:** recognising that accountability is reciprocal and includes accountability for health outcomes and effective use of funds by community controlled and mainstream services to governments and communities. Governments are accountable for effective resource application through long-term funding and meaningful planning and service development in genuine partnership with communities.

The full text of the 'Cultural Respect Framework for Aboriginal and Torres Strait Islander Health 2004-2009' can be accessed through the Department of Health's website:

www.health.sa.gov.au/publications/planning.

APPENDIX 2**LAWS, CODES, STANDARDS & RULES RELEVANT TO PHARMACY**
As amended from time to time

This list is provided as a guide only and may not be a complete representation

State Legislation

Pharmacy Practice Act 2007
Pharmacy Practice Regulations 2007
Controlled Substances Act 1984
Controlled Substances (Poisons) Regulations 1996
Fair Trading Act 1987
Freedom of Information Act 1991

Commonwealth Legislation

Therapeutic Goods Act 1989
Corporations Act 2001
Trade Practices Act 1974
Privacy Act 1988
National Health Act 1953

Standards

Competency Standards for Pharmacists in Australia 2003 (Pharmaceutical Society of Australia [PSA])
Professional Practice Standards (PSA)
Standards for the Provision of Pharmacy Medicines and Pharmacist Only Medicines in Community Pharmacy (PSA)

Codes

Code of Pharmacist Professional Conduct (Pharmacy Board of South Australia)
Code of Practice for the Storage and Transport of Drugs of Dependence (31 July 2000, Department of Health, South Australia)
Code of Fair Information Practice (Department of Health)

Rules

Pharmacy Practice Rules (Pharmacy Board of South Australia)

Miscellaneous

Guideline for the Disposal of Transdermal Drug of Dependence Delivery Systems (Drugs of Dependence Unit, Drug and Alcohol Services South Australia)
Information Privacy Principles Instruction (SA Government, Department of the Premier and Cabinet Circular)

APPENDIX 3

PROFESSIONAL-CLIENT RELATIONSHIP

The professional-client relationship is an unequal relationship and pharmacists are responsible for establishing and maintaining professional boundaries with their clients. Pharmacists are in a position of power because of the knowledge they hold and the client's need for that knowledge. In order to ensure a trusting relationship, pharmacists must not misuse or abuse the position of power by crossing boundaries. The crossing of boundaries has multiple dimensions that include sexual misconduct, physical abuse, financial abuse, dual relationships, breaches of confidentiality, inappropriate acceptance of gifts and inappropriate self-disclosure. The professional relationship between a pharmacist and client relies on trust and on the assumption that a pharmacist will act in the best interests of the client. In order to maintain healthy trusting professional relationships, pharmacists must ensure their own competence, integrity and dependability.

Pharmacists must:

- (a) Behave ethically at all times and maintain professional boundaries with clients, the client's immediate family and significant others.
- (b) Be mindful at all times of the varying vulnerability of clients and the imbalance of power in the professional relationship. Clients are often vulnerable, especially when their health care makes it necessary for them to reveal themselves intimately to their health professional, physically or emotionally.
- (c) Not exploit a trust relationship with clients. Initiation and/or consent by the client in the case of economic, personal and/or sexual behaviour between a pharmacist and a client is not an excuse. Any exploitation of the relationship between the client and a pharmacist for the gratification or benefit of the pharmacist is an abuse of power. For example, pharmacists must not:
 - a. use their position to establish improper personal relationships with clients, the client's immediate family and significant others;
 - b. put pressure on their clients to give or lend money or to provide other benefits to them;
 - c. put pressure on their clients to enter into an economic venture or investment scheme with them. There may be a detrimental effect on a professional relationship with a client if therapeutic and financial aspects in a relationship between a pharmacist and a client are combined.
- (d) Not engage in a personal relationship or sexual behavior with a current client, or someone with whom the client has a significant personal relationship. A sexual or improper personal relationship, even if the patient is a consenting adult, may cloud the pharmacist's judgement and make him/her less objective, which may in turn, result in the quality of care and service the pharmacist provides for the client being compromised. Pharmacists must not, for example:
 - a. have sexual intercourse with a client;
 - b. initiate any form of sexual conduct in the client's presence;
 - c. make any inappropriate physical contact with a client;
 - d. make sexual proposals to a client;
 - e. make unnecessary comments about a client's body or clothing;
 - f. tell a client of their own sexual problems, desires, practices, preferences or fantasies;
 - g. show disrespect of a client's sexual orientation; or
 - h. make sexually suggestive comments or innuendo to a client.
- (e) Seek appropriate advice and/or counseling on recognition of the potential for professional boundary violations by either the pharmacist or the client, and if necessary transfer the client to another pharmacist for continuing and future health needs.
- (f) Seek appropriate advice and/or counseling prior to entering into a relationship with a former client or someone with whom the client has a significant personal relationship.
- (g) Avoid as much as possible the establishment of dual relationships with clients, and if this is not possible ensure mechanisms are established to avoid prejudicial practices.
- (h) Not disclose information of a personal or intimate nature to their clients including, for example, details of his or her life, or personal crises or sexual desires or practices.

-
- (i) Carefully consider the implications of giving gifts to, and accepting gifts from, their clients.
 - (j) Be aware of the warning signs that indicate professional boundaries are being crossed. Such warning signs include self-disclosure of information of a personal nature; flirtatious or overt sexual content interactions with clients; spending time with clients outside of working hours.
 - (k) Be aware of the factors that may increase the likelihood of the breaching of professional boundaries. These include stressors in the pharmacist's personal life; breakdown of personal relationships; drug and/or alcohol abuse; mental illness and professional isolation.

APPENDIX 4**CONFIDENTIALITY**

The National Privacy Principles (NPPs) provide clients with a right of access to their personal information held by private sector pharmacists. Where a State government agency has in its possession or under its control records of personal information of a client, he or she may have access to those records in accordance with the Freedom of Information Act 1991 (FOI), (SA).

Ways in which clients may gain access to their personal information include:

- inspecting the record (if held in electronic form, by way of a printout);
- by receiving a copy of the record; or
- by viewing the record and having its contents explained by the pharmacist holding the record or by another suitably qualified professional.

There are a limited number of exemptions to this general right of access to records, thus pharmacists should familiarise themselves with the relevant exceptions as outlined in the NPPs, or where applicable, the FOI Act 1991 (SA).

Pharmacists shall comply with the relevant privacy principles. Those in the private sector must comply with the National Privacy Principles as contained in Schedule 3 of the Privacy Act 1988 (Commonwealth). Pharmacists in the South Australian public sector are to comply with Premier and Cabinet Circular 12 and the Department of Health's Code of Fair Information Practice; the latter generally reflects the NPPs.

Pharmacists are advised to familiarise themselves with the key principles of the NPPs, or where applicable, Premier and Cabinet Circular 12 and the Code of Fair Information Practice, particularly in relation to the following matters:

- the purpose and manner of collecting personal information;
- the use and disclosure of personal information collected;
- the requirement to take reasonable steps to ensure the personal information collected, used or disclosed is accurate, complete and up-to-date;
- the requirement to take reasonable steps to protect personal information held from misuse and loss and from unauthorised access, modification or disclosure;
- the requirement to adopt a policy of openness, transparency and accountability for the management of personal information collected;
- the requirement to give access to the personal information held on request, and the need to take reasonable steps to correct personal information if it is found to be inaccurate, incomplete, misleading or not up-to-date;
- the requirement to limit the use of identifiers that government agencies have assigned to an individual;
- the requirement to give individuals, wherever it is lawful and practicable, the option of not identifying themselves when their personal information is collected;
- the requirement to take reasonable steps to maintain the security and protect the privacy of personal information if it is transferred to a third party; and
- the requirement to limit, wherever possible, the collection of sensitive information about individuals.

Pharmacists can access the NPPs from the website of the Office of the Privacy Commissioner: www.privacy.gov.au.

Premier and Cabinet Circular 12 can be accessed via the Department of Health intranet site links to Government and The Code of Fair Information Practice can be accessed from the Department of Health's website: www.health.sa.gov.au.

Dated 24 July 2009.

JOHN HILL, Minister for Health

ROAD TRAFFIC ACT 1961

Authorised Officers to Conduct Breath Analysis

I, MALCOLM ARTHUR HYDE, Commissioner of Police, pursuant to section 47K (3) (a) of the Road Traffic Act 1961, do hereby certify that on 31 July 2009, the following Police Officers were authorised to conduct breath analysis:

PD Number	Officer Name
72298	Bell, Courtney Elizabeth
79036	Bruce, Samuel Spencer
72248	Everlyn, Callan Michael
72170	Fin, Steven
79545	Hempel, Nicholas Paul
72138	Marsh, James Benjamin
49243	McClure, Clinton Robert
40145	McPherson, Anna Louise
72389	Murphy, Craig Richard
79956	Taubers, Sarah Jade

Dated 31 July 2009.

MALCOLM ARTHUR HYDE, Commissioner of Police

SOUTH AUSTRALIAN LOCAL GOVERNMENT GRANTS
COMMISSION ACT 1992*Payment of Grants*

I, JAY WEATHERILL, Acting Minister for State/Local Government Relations, being the Minister responsible for the administration of the South Australian Local Government Grants Commission Act 1992 (the Act), hereby state pursuant to section 6 of the Act that:

- (a) the total amount available for payment of grants pursuant to the Act for 2009-2010 is \$132 361 238;
- (b) the amount available for payment of general purpose financial assistance grants within the total amount for 2009-2010 is \$99 706 437;
- (c) the amount available for payment of identified local road grants within the total amount for 2009-2010 is \$32 654 801;
- (d) an amount of \$676 150 relating to the overpayment of grants for 2008-2009 (following adjustment for actual CPI and population, in accordance with Commonwealth legislation), will be deducted from the funds to be paid to Councils during 2009-2010, using the grant relativities applied in 2008-2009; and
- (e) an amount of \$32 814 503 relating to the payment of grants for 2009-2010 brought forward and paid in June 2009, will be deducted from the funds to be paid to Councils during 2009-2010.

Dated 7 August 2009.

JAY WEATHERILL, Acting Minister for State/
Local Government Relations

South Australia

Passenger Transport Variation Regulations 2009

under the *Passenger Transport Act 1994*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Passenger Transport Regulations 2009*

- 4 Variation of regulation 3—Interpretation
 - 5 Variation of regulation 57—Requirements relating to meters
 - 6 Variation of regulation 61—Offences relating to meters
 - 7 Variation of regulation 63—Operation of meter by taxi driver
 - 8 Variation of regulation 71—Multiple-hirings
 - 9 Variation of Schedule 3—Maximum fares (metropolitan taxis)
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Passenger Transport Variation Regulations 2009*.

2—Commencement

These regulations will come into operation immediately after the *Passenger Transport Regulations 2009* come into operation.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Passenger Transport Regulations 2009*

4—Variation of regulation 3—Interpretation

- (1) Regulation 3(1)—after the definition of *motor cycle* insert:

multiple-hiring in relation to a taxi—see regulation 71;

multi-seat hiring, in relation to a taxi that is approved to carry 5 or more passengers, means a single hiring (whether pre-arranged or not) of the taxi to carry 5 or more passengers;

- (2) Regulation 3(5)—delete subregulation (5) and substitute:
- (5) For the purposes of these regulations—
- (a) a hiring of a taxi commences—
- (i) subject to subparagraph (ii), in the case of a hiring by hail or a pre-arranged hiring—when the passenger is seated in the taxi and an instruction or direction is given to the driver by the hirer or passenger;
- (ii) in the case of a pre-arranged hiring—from a time arranged with the hirer provided that, before that time, the taxi has arrived at the place arranged for pick up and the driver has there made personal contact with the hirer or passenger;
- (b) a hiring of a taxi ends—
- (i) in the case of a multi-seat hiring—
- (A) if the last passenger remaining in the taxi discharges the taxi before arriving at the agreed destination—when the taxi is discharged; or
- (B) when the taxi arrives at the agreed destination for the last passenger remaining in the taxi and there is no further service agreed between the driver and the last remaining passenger;
- (ii) in any other case—
- (A) if the passenger discharges the taxi before arriving at the agreed destination—when the taxi is discharged; or
- (B) when the taxi arrives at the agreed destination and there is no further service agreed between the driver and the passenger.

5—Variation of regulation 57—Requirements relating to meters

Regulation 57(1)(c)—after "taxi" insert:

(and, if necessary, additional meter displays must be positioned in the taxi to enable this to occur)

6—Variation of regulation 61—Offences relating to meters

Regulation 61—after its current contents (now to be designated as subregulation (1)) insert:

- (2) A relevant person for a taxi must ensure that a taxi-meter fitted to the taxi does not, when activated, apply a tariff for the hiring of the taxi other than a tariff that is allowed for such hiring of such taxi under Schedule 3.

Maximum penalty: \$750.

Expiation fee: \$105.

7—Variation of regulation 63—Operation of meter by taxi driver

Regulation 63(1)(b)—delete paragraph (b) and substitute:

- (b) must only apply the tariff for the hiring that—

- (i) is allowed for such hiring under Schedule 3; and
- (ii) is displayed by the tariff indicator at the commencement of the hiring; and

8—Variation of regulation 71—Multiple-hirings

Regulation 71—delete "another" and substitute:

a separate

9—Variation of Schedule 3—Maximum fares (metropolitan taxis)

- (1) Schedule 3, clause 1(1)(a)(i)—delete "\$3.00" and substitute:
\$3.20
- (2) Schedule 3, clause 1(1)(a)(ii)—delete "\$4.70" and substitute:
\$4.90
- (3) Schedule 3, clause 1(1)(a)—after subparagraph (ii) insert:
 - (iii) on tariff 3 \$4.20
 - (iv) on tariff 4 \$6.40
- (4) Schedule 3, clause 1(1)(b)(i)—delete "66.93" and substitute:
63.67
- (5) Schedule 3, clause 1(1)(b)(ii)—delete "61.06" and substitute:
58.09
- (6) Schedule 3, clause 1(1)(b)—after subparagraph (ii) insert:
 - (iii) on tariff 3—for every 48.98 metres or part \$0.10
 - (iv) on tariff 4—for every 44.68 metres or part \$0.10
- (7) Schedule 3, clause 1(1)(c)(i)—delete "10.68" and substitute:
10.16
- (8) Schedule 3, clause 1(1)(c)(ii)—delete "10.68" and substitute:
10.16
- (9) Schedule 3, clause 1(1)(c)—after subparagraph (ii) insert:
 - (iii) on tariff 3—for each period of 7.82 seconds \$0.10
 - (iv) on tariff 4—for each period of 7.82 seconds \$0.10

(10) Schedule 3, clause 1(2) and (3)—delete subclauses (2) and (3) and substitute:

(2) The following tariffs apply to the hiring of a metropolitan taxi:

(a) in the case of a multi-seat hiring—

(i) commenced between the hours of 7 pm on Monday to Thursday inclusive and 6 am on the following day, or between the hours of 7 pm on Friday and 6 am on the following Monday, or during a public holiday—tariff 4 applies;

(ii) commenced at any other time—tariff 3 applies;

(b) in any other case—

(i) commenced between the hours of 7 pm on Monday to Thursday inclusive and 6 am on the following day, or between the hours of 7 pm on Friday and 6 am on the following Monday, or during a public holiday—tariff 2 applies;

(ii) commenced at any other time—tariff 1 applies.

(11) Schedule 3, clause 2(1)—delete "must not exceed \$0.97 per kilometre calculated on the forward and return journey plus waiting time at the rate of \$0.10 for each period of 10.68 seconds." and substitute:

—

(a) in the case of a multi-seat hiring—must not exceed \$1.34 per kilometre calculated on the forward and return journey plus waiting time at the rate of \$0.10 for each period of 10.16 seconds;

(b) in any other case—must not exceed \$1.03 per kilometre calculated on the forward and return journey plus waiting time at the rate of \$0.10 for each period of 10.16 seconds.

(12) Schedule 3, clause 2(3)—delete "10.68" and substitute:

10.16

(13) Schedule 3, clause 4—delete clause 4 and substitute:

4—Multiple-hirings

If a metropolitan taxi is used for a multiple-hiring—

(a) the tariff to be applied must be tariff 1 or tariff 2 (as the case may be); and

(b) the fare for any of the hirers must not exceed 75% of the fare recorded on the taxi-meter on reaching that hirer's destination.

Note—

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

Made by the Governor's Deputy

with the advice and consent of the Executive Council
on 13 August 2009

No 217 of 2009

MTR09/074

South Australia

Animal Welfare Variation Regulations 2009

under the *Animal Welfare Act 1985*

Contents

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Part 2—Variation of *Animal Welfare Regulations 2000* to take effect immediately

- 4 Variation of Schedule 2—Codes of practice

Part 3—Variation of *Animal Welfare Regulations 2000* to take effect on later dates

- 5 Substitution of regulation 5
 - 5 Inspectors
 - 5A Codes of practice
- 6 Variation of regulation 8—Use of certain other electrical devices
- 7 Revocation of heading to Part 3
- 8 Revocation of regulation 10
- 9 Substitution of heading to Part 3A
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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Animal Welfare Variation Regulations 2009*.

2—Commencement

- (1) Parts 1 and 2 of these regulations come into operation on the day on which they are made.
- (2) Subject to subregulations (3) and (4), Part 3 of these regulations will come into operation on 1 November 2009.
- (3) Regulations 25(5) and 26(1) and (2) (to be inserted into the *Animal Welfare Regulations 2000* by regulation 12 of these regulations) will come into operation on 1 March 2011.
- (4) Regulation 29(1) (to be inserted into the *Animal Welfare Regulations 2000* by regulation 12 of these regulations) will come into operation on 20 April 2012.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Animal Welfare Regulations 2000* to take effect immediately

4—Variation of Schedule 2—Codes of practice

- (1) Schedule 2 other than item 17—delete "as amended from time to time" wherever occurring and substitute in each case:

as in force on 20 May 2009
- (2) Schedule 2, item 17—delete "as amended from time to time" and substitute:

as in force on 19 April 2007

Part 3—Variation of *Animal Welfare Regulations 2000* to take effect on later dates

5—Substitution of regulation 5

Regulation 5—delete the regulation and substitute:

5—Inspectors

- (1) For the purposes of the definition of *qualified person* in section 28 of the Act, the following training is prescribed:
 - (a) a course of basic training for inspectors provided, from time to time, by the Minister;
 - (b) a course of training that would, in the opinion of the Minister, qualify a person to be appointed as a member of a police force of the Commonwealth or a State or Territory of the Commonwealth;

- (c) a course of training approved by the Minister provided by—
 - (i) the Royal Society for the Prevention of Cruelty to Animals (South Australia) (*RSPCA*) or an organisation corresponding to the *RSPCA* in another State or a Territory of the Commonwealth; or
 - (ii) a public sector agency of the Commonwealth or a State or Territory of the Commonwealth.
- (2) An inspector is authorised to give expiation notices for an alleged offence against the Act or these regulations.

5A—Codes of practice

- (1) A person described in an entry in Schedule 2 must, in carrying out an activity described in that entry, ensure compliance with the code of practice and any modifications specified in the entry.
Maximum penalty: \$2 500.
Expiation fee: \$210.
- (2) For the purposes of section 43 of the Act, each of the codes of practice specified in Schedule 2 is a prescribed code of practice.

6—Variation of regulation 8—Use of certain other electrical devices

- (1) Regulation 8(2)(b)(i)—delete subparagraph (i) and substitute:
 - (i) the animal is a prescribed animal; and
- (2) Regulation 8—after subregulation (2) insert:
 - (3) In this regulation—
prescribed animal means—
 - (a) an animal of the genus *Bos* or *Bubalus*; or
 - (b) an animal of the genus *Sus* (other than a pig that is being kept in the course of the business of a piggery).

7—Revocation of heading to Part 3

Heading to Part 3—delete the heading

8—Revocation of regulation 10

Regulation 10—delete the regulation

9—Substitution of heading to Part 3A

Heading to Part 3A—delete the heading and substitute:

Part 3—Rodeos

10—Substitution of heading to Part 3B

Heading to Part 3B—delete the heading and substitute:

Part 3A—Domestic fowls

11—Variation of regulation 13N—Requirements relating to confining domestic fowls in cages

Regulation 13N(5)—after "Subregulation (4)" insert:

and this subregulation

12—Substitution of Part 5

Part 5—delete the Part and substitute:

Part 5—Pigs

Division 1—Preliminary

21—Interpretation

(1) In this Part—

boar means an uncastrated male pig over 9 months of age;

creep area means an area for housing piglets adjacent to a farrowing crate in which the piglets of the sow are protected from crushing and overlying by the sow;

farrowing means giving birth to piglets;

farrowing crate means an enclosure for housing a sow for the purposes of farrowing—

- (a) that closely corresponds to the sow's body size; and
- (b) in which the sow is unable to turn around; and
- (c) that has an adjacent creep area for any piglets of the sow;

farrowing pen means a pen for housing—

- (a) a sow for the purposes of farrowing; and
- (b) any piglets of the sow;

feeder means a trough, hopper or other equipment from which feed may be accessed by a pig;

gilt means a female pig (other than a sow) that has been selected for breeding;

herd health program, in relation to a pig, means a program, approved by the Minister, that identifies potential health and biosecurity risks to the pig and specifies action to prevent or minimise those risks;

pen means an enclosure for housing a pig or group of pigs in which the pig or pigs are able to turn around;

piglet, of a sow, includes any piglet that is dependent on the sow for milk;

sow means an adult female pig that has had 1 or more litters;

stall means an enclosure (other than a farrowing crate) for housing a single pig—

- (a) that closely corresponds to the pig's body size; and

- (b) in which the pig is unable to turn around;
suitably qualified—see subregulation (2);
waterer means a trough or other equipment from which drinking water may be accessed by a pig.
- (2) For the purposes of this Part, a person is suitably qualified if the person—
 - (a) is a veterinary surgeon; or
 - (b) holds a tertiary qualification approved by the Minister in the field of veterinary science or agriculture; or
 - (c) holds a Certificate III in Agriculture (Pig Production) from a college within the meaning of the *Technical and Further Education Act 1975*; or
 - (d) holds a qualification that is, in the opinion of the Minister, equivalent to the qualification referred to in paragraph (c); or
 - (e) satisfies the Minister that he or she has, during a period of at least 12 months, been responsible for the care of pigs in a business that has, during that period of responsibility, complied with a quality assurance program approved by the Minister relating to pig husbandry.

22—Application of Part

This Part applies in relation to a pig kept in the course of the business of a piggery.

23—Exemptions from Part

- (1) Subject to this regulation, the Minister may, by notice in writing—
 - (a) exempt a person, subject to such conditions as the Minister thinks fit and specifies in the notice, from specified provisions of this Part; or
 - (b) vary or revoke an exemption, or a condition of an exemption, under this regulation or impose a further condition.
- (2) An exemption under this regulation operates for a period (not exceeding 12 months) specified in the notice.
- (3) A person who contravenes a condition of an exemption is guilty of an offence.

Maximum penalty: \$2 500.

Expiation fee: \$210.

24—Keeping records

- (1) A person who keeps a pig must ensure that—
 - (a) a written record is kept of—
 - (i) any inspection of the pig required under this Part (including any concerns regarding the pig's health or welfare detected by the inspection); and

- (ii) any inspection of equipment required under this Part (including any equipment failure or malfunction detected by the inspection); and
 - (b) the record—
 - (i) is kept for 3 years from the day on which the record was made; and
 - (ii) is readily available for inspection at all reasonable times by an inspector.
- Maximum penalty: \$2 500.
Expiation fee: \$210.
- (2) For the purposes of subregulation (1), a record may be kept in electronic form.

Division 2—General requirements

25—Day-to-day care of pigs

- (1) A person who keeps a pig must ensure that the pig is provided with—
- (a) adequate food containing sufficient nutrients to ensure the pig's good health and vitality; and
 - (b) adequate water to meet the pig's physiological needs.
- Maximum penalty: \$2 500.
- (2) A person who keeps a pig must ensure that, within 24 hours after birth, the pig has received colostrum or an appropriate substitute.
- Maximum penalty: \$2 500.
- (3) A person who keeps a pig must ensure that the pig is inspected at least once a day to assess the pig's health and well-being.
- Maximum penalty: \$2 500.
Expiation fee: \$210.
- (4) A person who keeps a pig must ensure that—
- (a) reasonable steps are taken to avoid a build up of faeces and urine in the pig's housing; and
 - (b) the pig is not tethered; and
 - (c) the pig is not exposed to any dog unless—
 - (i) the dog is under the effective control of a person; and
 - (ii) in the case of a dog that has a history of biting humans or animals—the dog is wearing a muzzle.

Maximum penalty: \$2 500.

Expiation fee: \$210.

- (5) A person who keeps a pig must ensure that—
- (a) each person responsible for the care of the pig is a suitably qualified person or a person acting under the supervision of a suitably qualified person; and
 - (b) a herd health program is in place in relation to the pig.

Maximum penalty: \$2 500.

Note—

Subregulation (5) will come into operation on 1 March 2011.

26—Medical and surgical procedures

Note—

Subregulations (1) and (2) will come into operation on 1 March 2011.

- (1) A person who keeps a pig must ensure that—
- (a) any significant medical or surgical procedure is carried out in relation to the pig only by a suitably qualified person or by a person acting under the direct supervision of a suitably qualified person; and
 - (b) any simple medical or surgical procedure is carried out in relation to the pig only by a suitably qualified person or by a person acting under the supervision (whether or not direct supervision) of a suitably qualified person.

Maximum penalty: \$2 500.

Expiation fee: \$210.

- (2) However, subregulation (1) does not apply in relation to the destruction of a pig if, due to urgent circumstances—
- (a) the services of a suitably qualified person are not reasonably available; and
 - (b) destruction of the pig is necessary in order to prevent undue suffering by the pig.
- (3) A person who keeps a pig must ensure that a vasectomy or surgical castration is not performed on a pig over 21 days of age unless the pig is anaesthetised.

Maximum penalty: \$2 500.

Expiation fee: \$210.

- (4) In this regulation—

significant medical or surgical procedure, in relation to a pig, means—

- (a) vasectomy or castration of the pig; or
- (b) tusk trimming of the pig; or
- (c) nose ringing of the pig; or
- (d) destruction of the pig;

simple medical or surgical procedure, in relation to a pig, means—

- (a) administration to the pig of a veterinary product (including a drug, vaccine or other substance) whether intravenously, orally, topically or by any other means; or
 - (b) diagnosis of pregnancy of the pig; or
 - (c) docking of the pig's tail; or
 - (d) clipping of the pig's needle teeth; or
 - (e) measurement of the pig's backfat; or
 - (f) application to the pig of identification marks, tags or chips.
- (5) This regulation is in addition to and does not derogate from the operation of—
- (a) the *Agricultural and Veterinary Products (Control of Use) Act 2002* (for example, in relation to the treatment of an animal with a veterinary product within the meaning of that Act); or
 - (b) the *Livestock Act 1997* (for example, in relation to the supply or use of a vaccine); or
 - (c) the *Veterinary Practice Act 2003* (for example, in relation to the provision of veterinary treatment within the meaning of that Act).

Division 3—Keeping pigs in indoor housing

27—Application of Division

- (1) This Division does not apply in relation to a pig that is generally allowed to range freely in a paddock or outdoor yard and uses an enclosure (such as an ark or hut) for shelter, feeding or drinking.
- (2) A reference in this Division to a minimum area of floor space required for housing for a pig is a reference to the total floor space that is to be available to the pig in the housing and does not, unless otherwise specified, include any area occupied by fixtures or fittings.

28—Pigs in individual housing—minimum space and welfare requirements

- (1) The minimum floor space requirements for pigs in individual housing set out in subregulation (2) apply to new housing, or a substantial alteration to existing housing—
 - (a) in respect of which an application for development approval is made under the *Development Act 1993* after the commencement of this regulation; or
 - (b) in respect of which—
 - (i) no application for development approval has been made under the *Development Act 1993*; and
 - (ii) the building work begins after the commencement of this regulation.

- (2) A person who keeps a pig in individual housing must ensure that—
- (a) in the case of a sow kept in a stall—the floor space of the stall is not less than 0.6 metres wide and not less than 2.2 metres long; and
 - (b) in the case of a sow kept in a farrowing pen—the floor space of the pen (which may include space occupied by a farrowing crate and creep area) is not less than 5.6 square metres; and
 - (c) in the case of a sow kept in a farrowing crate with an adjacent creep area (whether or not within a farrowing pen)—
 - (i) the floor space of the farrowing crate and creep area, when aggregated, is not less than 3.2 square metres; and
 - (ii) the floor space of the farrowing crate (which may include space occupied by a rear anti-crush rail, appropriately placed) is not less than 0.5 metres wide (when measured to within 0.45 metres of the floor of the crate) and not less than 2 metres long; and
 - (d) in the case of a boar kept in a stall—the floor space of the stall is not less than 0.7 metres wide and not less than 2.4 metres long; and
 - (e) in the case of a boar kept in a pen—the floor space of the pen is not less than 6 square metres.

Maximum penalty: \$2 500.

Expiation fee: \$210.

- (3) A person who keeps a pig in individual housing must ensure that—
- (a) the pig is managed in such a way as to avoid harm to the pig (including aggressive or threatening behaviour) from a pig in a neighbouring area; and
 - (b) the pig is able to stand and lie down without being obstructed by fixtures or fittings; and
 - (c) if the pig is kept in a stall—
 - (i) the pig is able to stand without simultaneously touching—
 - (A) opposite ends of the stall; or
 - (B) opposite sides of the stall; and
 - (ii) the pig is able to lie down without its snout and hindquarters simultaneously touching opposite ends of the stall; and
 - (iii) the pig's back does not touch any bars along the top face of the stall when standing or when it has its head down while feeding or drinking; and

- (d) in addition—
- (i) in the case of a sow kept in a farrowing crate—
- (A) during and after farrowing, the sow and her piglets are provided with sufficient space to minimise the risk of the piglets being crushed, trapped or otherwise injured; and
- (B) when lactating, the sow is able to lie and extend her limbs freely and position herself so that both sides of her udder are accessible to her piglets; and
- (C) the sow is not confined in the farrowing crate for more than 6 weeks during any 1 reproductive cycle unless she is required to foster piglets (in which case, she may be confined 1 additional time during which period she must receive such extra nutrition and supervision as may be necessary in order to maintain good health and vitality); and
- (ii) in the case of a boar kept in a stall—the boar is released from the stall for mating or exercise at least twice a week.

Maximum penalty: \$2 500.

Expiation fee: \$210.

Note—

It is intended that, from 20 April 2017, it will be unlawful for a pregnant sow to be confined in a stall for more than 6 weeks during any 1 reproductive cycle unless she is convalescing or receiving other veterinary care.

29—Pigs in group housing—minimum space and welfare requirements

Note—

Subregulation (1) will come into operation on 20 April 2012.

- (1) A person who keeps a pig in group housing must ensure that—
- (a) for each sow kept in the housing—the floor space of the housing is not less than 1.4 square metres;
- (b) for each gilt weighing more than 100 kilograms kept in the housing—the floor space is not less than 1 square metre;
- (c) in any other case—the floor space of the housing is not less than the number of square metres calculated in accordance with the following formula:
- $$0.030 \times (P \times 0.67)$$

where—

P is the average weight in kilograms of each pig kept in the housing.

Maximum penalty: \$2 500.

Expiation fee: \$210.

- (2) A person who keeps a pig in group housing must ensure that the pig is managed in such a way as to avoid harm to the pig (including aggressive or threatening behaviour) from other pigs in the housing.

Maximum penalty: \$2 500.

Expiation fee: \$210.

30—Equipment in indoor housing

- (1) A person who keeps a pig in indoor housing that is ventilated by an electronically controlled ventilation system must ensure—

(a) that—

(i) inspections of the ventilation system are carried out at least twice a day; or

(ii) the housing is fitted with an alarm system,

for the purpose of alerting a person responsible for the care of the pig to any failure or malfunction of the ventilation system; and

(b) that the housing is provided with a backup system or equipment that may be relied on to ventilate the housing in the event of such failure or malfunction in order to maintain the health and vitality of the pig.

Maximum penalty: \$2 500.

Expiation fee: \$210.

- (2) A person who keeps a pig in indoor housing must ensure that the housing is equipped with—

(a) a feeder and waterer for the pig that—

(i) are kept in good working order; and

(ii) are designed and positioned so as not to pose a risk of injury to the pig; and

(b) backup equipment or a system that may be relied on to provide feed or water to the pig in the event of a failure or malfunction of a regular feeder or waterer.

Maximum penalty: \$2 500.

Expiation fee: \$210.

- (3) A person who keeps a pig in indoor housing must ensure that each feeder, waterer and ventilation system in the housing and any equipment that is essential to the proper functioning of such a feeder, waterer or ventilation system is, unless otherwise specified in this regulation, inspected at least once a day.

Maximum penalty: \$2 500.

Expiation fee: \$210.

- (4) A person who keeps a pig in indoor housing must ensure that electrical installations of mains voltage are properly earthed and inaccessible to the pig.

Maximum penalty: \$2 500.

Expiation fee: \$210.

13—Variation of Schedule 2—Codes of practice

Schedule 2, item 17—delete item 17

Note—

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

Made by the Governor's Deputy

with the advice and consent of the Executive Council
on 13 August 2009

No 218 of 2009

EHCS09/0007

South Australia

Development (Charles Sturt Development Plan) Variation Regulations 2009

under the *Development Act 1993*

Contents

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 - 6 Variation of Schedule 4—Complying development
 - 7 Variation of Schedule 9—Public notice categories
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Development (Charles Sturt Development Plan) Variation Regulations 2009*.

2—Commencement

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

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Development Regulations 2008*

4—Variation of Schedule 1A—Development that does not require development plan consent

Schedule 1A, clause 3—delete "Policy Area 4 or Policy Area 5" and substitute:

West Lakes General Policy Area 18 or West Lakes Medium Density Policy Area 19

5—Variation of Schedule 3—Acts and activities which are not development

- (1) Schedule 3, clause 4(1)(a)—delete "Policy Area 4 or Policy Area 5" and substitute:
West Lakes General Policy Area 18 or West Lakes Medium Density Policy Area 19
- (2) Schedule 3, clause 4(1)(f)(i)(A)—after "a Historic (Conservation) Policy Area," insert:
a Historic Conservation Area,
- (3) Schedule 3, clause 4(1)(f)(i)(D)—delete "Policy Area 4 or Policy Area 5" and substitute:
West Lakes General Policy Area 18 or West Lakes Medium Density Policy Area 19
- (4) Schedule 3, clause 4(1)(f)(ii)—delete "Residential Historic (Conservation) Zone" and substitute:
Residential Character Zone
- (5) Schedule 3, clause 12(1)(b)(i)—delete "or a Historic (Conservation) Policy Area" and substitute:
, a Historic (Conservation) Policy Area or a Historic Conservation Area

6—Variation of Schedule 4—Complying development

- Schedule 4, clause 1(1)(d)(i)(D)—delete "Policy Area 4 or Policy Area 5" and substitute:
West Lakes General Policy Area 18 or West Lakes Medium Density Policy Area 19

7—Variation of Schedule 9—Public notice categories

- (1) Schedule 9, clause 6(1)(k)—delete "Recreation (West Beach) Zone as delineated in the relevant Development Plan" and substitute:
Recreation Zone in the Development Plan that relates to the area of the City of Charles Sturt
- (2) Schedule 9, clause 15(b)—delete "or a Historic (Conservation) Policy Area" and substitute:
, a Historic (Conservation) Policy Area or a Historic Conservation Area

Note—

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

Made by the Governor's Deputy

with the advice and consent of the Executive Council
on 13 August 2009

No 219 of 2009

MUDP09/015CS

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CITY OF CAMPBELLTOWN

Development Assessment Panel Appointment

NOTICE is hereby given that at its meeting held on 4 August 2009, Council resolved to appoint Franco Boscaini to a position of membership on the Council Development Assessment Panel.

P. DI IULIO, Chief Executive Officer

CITY OF NORWOOD PAYNEHAM & ST PETERS

Development Assessment Panel

NOTICE is hereby given that pursuant to section 56A (5) of the Development Act 1993, the Council has appointed Gavin Lloyd-Jones to the City of Norwood Payneham & St Peters Development Assessment Panel.

Gavin Lloyd-Jones has also been appointed as Presiding Member of the Panel. The appointments are effective for the period 17 August 2009 to 31 October 2010.

Any written enquiries regarding this appointment should be directed to:

Mario Barone
Chief Executive Officer
City of Norwood Payneham & St Peters
P.O. Box 204
Kent Town, S.A. 5071.

All telephone enquiries should be directed to Mark Thompson, Manager, Development Assessment on 8366 4567.

M. BARONE, Chief Executive Officer

PORT AUGUSTA CITY COUNCIL

ERRATUM

Declaration of Public Road

NOTICE is hereby given that pursuant to section 210 of the Local Government Act 1999, Council at its meeting held on 27 January 2009, resolved to declare the portion of Nestor Street, Stirling North, created within Deposited Plan 11 (between allotments 503 and 504 in Filed Plan 21299), being portion of the land in certificate of title 647/1, as a public road.

G. J. PERKIN, City Manager

CITY OF TEA TREE GULLY

Exclusion from the Community Land Classification

NOTICE is hereby given, pursuant to section 193 (6) of the Local Government Act 1999, that the Council of the City of Tea Tree Gully at its meeting held on 10 March 2009, excluded from the Community Land Classification the following:

- Allotment 100 in Deposited Plan 80990, Lower North East Road, Highbury.

D. ROGOWSKI, Chief Executive Officer

THE BAROSSA COUNCIL

*Periodical Review of Elector Representation—
Public Consultation*

NOTICE is hereby given that the Council has undertaken a review to determine whether alterations are required in respect to elector representation, including ward boundaries and the composition of Council.

As an outcome of this review Council proposes:

- (a) that Council retain the office of Mayor (elected by the whole of the community) as its principal member;
- (b) that the Council not be divided into wards; and
- (c) that Council be comprised of 11 area Councillors.

Council has prepared a report which details the review process, public consultation undertaken and the proposal Council considers should be carried into effect. A copy of this report is available from the Council Offices, 43-51 Tanunda Road, Nuriootpa, S.A. 5355 and at Council's website www.barossa.sa.gov.au or by contacting Ben Dornier on (08) 8563 8418.

Written submissions are invited from interested persons and should be directed to the attention of the Chief Executive Officer, fax (08) 8563 8461 or email bdornier@barossa.sa.gov.au. The closing date for written submissions has been extended to close of business on Friday, 4 September 2009.

Any person(s) making a written submission will be given the opportunity to appear before a meeting of Council to be heard in support of their submission.

D. MORCOM, Chief Executive Officer

DISTRICT COUNCIL OF BARUNGA WEST

ROADS (OPENING AND CLOSING) ACT 1991

Road Closure—Kulpara

NOTICE is hereby given, pursuant to section 10 of the Roads (Opening and Closing) Act 1991, that the District Council of Barunga West proposes to make a Road Process Order to close portions of the unnamed Public Road between Rod Daniels Road, E Daniels Road and G Daniels Road and merge with the adjoining sections 148, 186 and 533, Hundred of Kulpara, as delineated and lettered 'A', 'B' and 'C' respectively on Preliminary Plan No. 09/0036.

A copy of the plan and a statement of persons affected are available for public inspection at the Council Office, Bay Street, Port Broughton, S.A. 5522 and the Adelaide office of the Surveyor-General, 101 Grenfell Street, Adelaide, during normal office hours.

Any application for easement or objection must set out the full name, address and details of the submission and must be fully supported by reasons.

The application for easement or objection must be made in writing to the Council, P.O. Box 3, Port Broughton, S.A. 5522 within 28 days of this notice and a copy must be forwarded to the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001. Where a submission is made, the Council will give notification of a meeting at which the matter will be considered.

Dated 13 August 2009.

N. HAND, District Manager

DISTRICT COUNCIL OF CEDUNA

PERIODICAL REVIEW OF ELECTOR REPRESENTATION

Final Recommendation

NOTICE is hereby given that the District Council of Ceduna, in accordance with the requirements of section 12 (4) of the Local Government Act 1999, has reviewed its composition and elector representation arrangements.

Certification

Pursuant to section 12 (13) (a) of the said Act, the Electoral Commissioner has certified that the review undertaken by Council satisfies the requirements of section 12 and may therefore now be put into effect as from the day of the first general election held after the expiration of five months from the publication of this notice.

The representation arrangements (unchanged) are as follows:

1. Retain the existing structure of no wards.
2. Retain the existing representation levels of:
 - 2.1 A Mayor elected by electors.
 - 2.2 Eight elected members elected from across the Council area.

T. IRVINE, Chief Executive Officer

THE FLINDERS RANGES COUNCIL

ERRATUM

Adoption of Valuation and Declaration of Rates

IN *Government Gazette* No. 53 dated 23 July 2009, page 3410, first notice appearing under the heading 'Declaration of Community Wastewater Management Systems Annual Service Charge' a service charge of \$240 *should* read as \$260.

C. J. DAVIES, Chief Executive Officer

LIGHT REGIONAL COUNCIL

Adoption of Valuation and Declaration of Rates and Charges

NOTICE is hereby given that at its special meeting held on 29 July 2009, in relation to the financial year ending 30 June 2010, the Light Regional Council, in exercise of the powers contained within Chapters 8 and 10 of the Local Government Act 1999, made the following resolutions:

Adoption of Valuation

1. Pursuant to section 167 (2) (a) of the Local Government Act 1999, to adopt for rating purposes the most recent valuations of the Valuer-General of capital value in relation to all land within the area of the Council, such valuations to apply to that land from 1 July 2009 and specifies that the total of the values that are to apply within the area of the Council is \$2 655 066 020 of which \$2 611 952 580 is rateable.

Declaration of Differential General Rates

2. Pursuant to sections 153 (1) (b) and 156 (1) of the Local Government Act 1999, to declare the following differential general rates in respect of rateable land within its area based upon the capital value of rateable land, varying according to Land Use Category:

- (1) on rateable land attributed Land Use Category 1 (Residential) or Land Use Category 9 (Other), a rate of 0.343 cents in the dollar of the capital value of such land;
- (2) on rateable land attributed Land Use Category 2 (Commercial—Shop) or Land Use Category 3 (Commercial—Office), a rate of 0.60025 cents in the dollar of the capital value of such land;
- (3) on rateable land attributed Land Use Category 4 (Commercial—Other), a rate of 0.686 cents in the dollar of the capital value of such land;
- (4) on rateable land attributed Land Use Category 5 (Industry—Light), or Category 6 (Industry—Other), a rate of 0.94325 cents in the dollar of the capital value of such land;
- (5) on rateable land attributed Land Use Category 7 (Primary Production), a rate of 0.2744 cents in the dollar of the capital value of such land;
- (6) on rateable land attributed Land Use Category 8 (Vacant Land), a rate of 0.60025 cents in the dollar of the capital value of such land.

Imposition of a Minimum Rate

3. Pursuant to section 158 (1) (a) of the Local Government Act 1999, to declare that the minimum amount payable by way of general rates in respect of all rateable land within the Council area shall be \$625.

Imposition of Domestic Refuse and Recycling Annual Service Charge

4. Pursuant to section 155 of the Local Government Act 1999, to impose an annual service charge based on the nature of the service for refuse collection and recycling of \$235 on each assessment in respect of all land to which the Council provides or makes available the 3-bin service and of \$149 on each assessment in respect of all land to which the Council provides or makes available the 2-bin service.

Imposition of Community Wastewater Management System Annual Service Charge

5. Pursuant to section 155 of the Local Government Act 1999, to impose the following annual service charges based on the nature of the service on each assessment in respect of all land to which the Council provides or makes available a Community Wastewater Management System:

	\$
Kapunda	368
Freeling	368
Freeling (Hanson Street North Subdivision)	348
Greenock	368
Roseworthy	368

Declaration of Separate Rate for Natural Resources Management Board Levies

6. Pursuant to the powers contained in the Natural Resources Management Act 2004 and section 154 of the Local Government Act 1999 and in order to reimburse the Council for the amount contributed to the Adelaide and Mount Lofty Ranges Natural Resources Management Board, declare a separate rate of 0.009131 cents in the dollar of the capital value of land, in respect of all rateable land in the Council's area and in the area of that Board.

B. CARR, Chief Executive Officer

DISTRICT COUNCIL OF LOWER EYRE PENINSULA

DEVELOPMENT ACT 1993

Winter Hill Rural Living Development Plan Amendment—Draft for Public Consultation

NOTICE is hereby given that the District Council of Lower Eyre Peninsula has prepared a draft Winter Hill Rural Living Development Plan Amendment to amend the Lower Eyre Peninsula (DC) Development Plan.

The Development Plan Amendment seeks to re-zone two parcels of land on the western face of Winter Hill from Water Protection Zone to Rural Living Zone. The parcels of land in question are known as allotment 12 (certificate of title reference volume 5977, folio 869) and allotment 504 and part of allotment 500 (together previously forming allotment 201) having certificates of title volume 6037, folio 78 and volume 6035, folio 482, respectively.

The draft Development Plan Amendment is to be released for a four-week consultation period, starting from Thursday, 13 August 2009.

The relevant documents will be available for public inspection during normal office hours at the District Council of Lower Eyre Peninsula offices at Cummins and Port Lincoln and on-line at www.lowereyrepeninsula.sa.gov.au from Thursday, 13 August 2009 to Friday, 11 September 2009, inclusive.

A copy of the Development Plan Amendment can be purchased from the Council for \$5.

Written submissions regarding the draft amendment will be accepted by the District Council of Lower Eyre Peninsula until 5 p.m. on 11 September 2009. The written submission should also clearly indicate whether you wish to speak at the public hearing on your submission. All submissions should be addressed to the Chief Executive Officer, District Council of Lower Eyre Peninsula, P.O. Box 41, Cummins, S.A. 5631.

Copies of all submissions received will be available for inspection by interested persons at the Cummins and Port Lincoln offices from 14 September 2009, until the date of the public hearing.

A public hearing will be held at 3 p.m. on Friday, 18 September 2009, in the Council Chambers, Railway Terrace, Cummins.

The public hearing may not be held if no submission indicates an interest in speaking at the public hearing.

Any queries can be directed to Leith Blacker, Development Manager on (08) 8676 2106 or leithb@dclep.sa.gov.au.

Dated 12 August 2009.

R. PEARSON, Chief Executive Officer

DISTRICT COUNCIL OF LOXTON WAIKERIE

Exclusion from the Community Land Classification

NOTICE is hereby given pursuant to section 193 (6) of the Local Government Act 1999, the District Council of Loxton Waikerie at its meeting held on 17 July 2009, excluded from the Community Land Classification the following:

Allotment 194 in Filed Plan 178210 described in certificate of title volume 5820, folio 273, Drabsch Street, Loxton.

D. SCHLIEBS, Acting Chief Executive Officer

DISTRICT COUNCIL OF STREAKY BAY

PUBLIC CONSULTATION

Periodical Review of Elector Representation

NOTICE is hereby given that the Council has undertaken a review to determine whether alterations are required in respect to elector representation, including ward boundaries and the composition of Council.

As an outcome of this review Council proposes the following in respect to its future size, composition and ward structure (to come into effect as at the next Local Government election in November 2010):

- The principal member of Council continue to be a Chairperson, chosen by the elected members of Council from amongst their own number, and the office continue to bear the title of Mayor, pursuant to the provisions of Section 51 of the Act.
- The Council area continue to be divided into two wards with two wards each being represented by four ward councillors.
- The wards be identified as Flinders (Ward 1) and Eyre (Ward 2).
- The elected Council continue to comprise eight ward councillors.
- Not to introduce area councillors in addition to ward councillors.

Report

Council has prepared a report which details the review process, public consultation undertaken and the proposal Council considers should be carried into effect. A copy of this report is available from the Council Office, 29 Alfred Terrace, Streaky Bay and at Council's website at www.streakybay.sa.gov.au or contacting Des Jennings, Chief Executive Officer on (08) 8626 1001.

Written Submissions

Written submissions are invited from interested persons and should be directed to Des Jennings, Chief Executive Officer, P.O. Box 179, Streaky Bay, S.A. 5680, fax (08) 8626 1196 or email jenningsdes@streakybay.sa.gov.au by close of business at 5 p.m. on Monday, 7 September 2009.

Any person(s) making a written submission will be given the opportunity to appear before a meeting of Council or Council committee to be heard in support of their submission.

D. JENNINGS, Chief Executive Officer

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

Barrington, Edmund Murray, late of 24-34 Avenue Road, Glynde, retired electrical engineer, who died on 2 May 2009.

Cutting, Donald Herbert, late of Supple Road, Waterloo Corner, retired army officer, who died on 1 June 2009.

Dunbar, Henry Morton, late of 8 Cherry Street, Freeling, retired carpenter, who died on 23 June 2009.

Fisher, Irene Ethel, late of 20 Ward Street, Whyalla, of no occupation, who died on 11 April 2009.

Hadley, Teresa Gertrude, late of 333 Marion Road, North Plympton, retired public servant, who died on 10 April 2009.

Hamence, Colin Arthur, late of 157 Beulah Road, Norwood, retired salesman, who died on 19 June 2009.

Marshall, Lillian Mavis, late of 37 Winzor Street, Salisbury, of no occupation, who died on 23 August 2008.

McRae, Catherine, late of 150 Adams Road, Craigmore, of no occupation, who died on 11 June 2009.

Russell, Evelyn Esther, late of Grainger Road, Somerton park, retired nurse, who died on 23 June 2009.

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 11 September 2009, 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 13 August 2009.

M. I. BODYCOAT, Public Trustee

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