



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

www.governmentgazette.sa.gov.au

PUBLISHED BY AUTHORITY

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

ADELAIDE, THURSDAY, 20 MAY 2010

CONTENTS

	Page		Page
Appointments, Resignations, Etc.....	1974	Petroleum and Geothermal Energy Act 2000—	
Aquaculture Act 2001—Notice	1974	Notices	1987
Corporations and District Councils—Notices.....	2009	[REPUBLICISHED].....	1988
Development Act 1993—Notice	1975	REGULATIONS	
Emergency Management Act 2004—Notice	1975	Road Traffic Act 1961—	
Fisheries Management Act 2007—Notices	1975	(No. 34 of 2010).....	1998
Harbors and Navigation Act 1993—Notices	1977	(No. 35 of 2010).....	2000
Liquor Licensing Act 1997—Notices	1979	Liquor Licensing Act 1997 (No. 36 of 2010)	2004
Local Government Act 1999—Notice	1983	Legal Practitioners Act 1981 (No. 37 of 2010).....	2006
Mining Act 1971—Notices.....	1986	Road Traffic Act 1961—Notice	1991
National Gas Law—Notice	1990	Training and Skills Development Act 2008—Notice	1992
Proclamations	1994	Transport, Department of—Notices to Mariners	1990
Public Trustee Office—Administration of Estates.....	2019		

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, 20 May 2010

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

Member: (from 20 May 2010 until 19 May 2013)
Kym Winter-Dewhirst

By command,
GRACE PORTOLESI, for Premier

ASACAB016/02

Department of the Premier and Cabinet
Adelaide, 20 May 2010

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the undermentioned to the State Bushfire Coordination Committee, pursuant to the provisions of the Fire and Emergency Services Act 2005:

Member: (from 20 May 2010 until 30 June 2012)

David John Kemp
Ann De Piaz
Suzanne Joy Mickan
Bryan Fahy
Michael Paul Williams
David Islay Robertson
Stephen Robert Pascale
Franco Crisci
Andrew Barry Grear
Meredith Sophie Jenner
Suellen Margaret Lefebvre
Andrew Simon Watson
David Murray Hood
Dennis Ray Mutton
William Raymond McIntosh
Christopher Malcolm Reed
Peter White
Timothy Ian Milne

Deputy Member: (from 20 May 2010 until 30 June 2012)

Glenn Paul Benham (Deputy to Kemp)
Paul Michael Fletcher (Deputy to Kemp)
Fiona Dunstan (Deputy to Piaz)
Kenneth Neil Schutz (Deputy to Mickan)
Sylvia Rapo (Deputy to Williams)
Lisien Marjory Loan (Deputy to Williams)
Vicki Michelle Linton (Deputy to Williams)
Katie Taylor (Deputy to Grear)
Jane Charles (Deputy to Robertson)
Susan Mary Filby (Deputy to Crisci)
John Nairn (Deputy to Watson)
Jennifer Ann Dickins (Deputy to Watson)
Kylie Marie Egan (Deputy to Watson)
Jeffrey Gerhard Klitscher (Deputy to Hood)
Ali Ben Kahn (Deputy to Mutton)
Jennifer Anne Lillecrapp (Deputy to Mutton)
Penelope Ann Paton (Deputy to Reed)
Carol Vincent (Deputy to White)
Vicki-Jo Russell (Deputy to Milne)

By command,
GRACE PORTOLESI, for Premier

MES10/002CS

Department of the Premier and Cabinet
Adelaide, 20 May 2010

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint Andrew John Milazzo to the position of Assistant State Coordinator-General commencing on 20 May 2010 and expiring on 31 December 2012, pursuant to the Development Regulations 2008.

By command,
GRACE PORTOLESI, for Premier

MFI10/010

Department of the Premier and Cabinet
Adelaide, 20 May 2010

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the Honourable Kevin Owen Foley, MP, Deputy Premier, Treasurer, Minister for Federal/State Relations and Minister for Defence Industries to be also Acting Premier, Acting Minister for Economic Development, Acting Minister for Social Inclusion and Acting Minister for Sustainability and Climate Change for the period from 30 May 2010 to 12 June 2010 inclusive, during the absence of the Honourable Michael David Rann, MP.

By command,
GRACE PORTOLESI, for Premier

DPC030/96PT4CS

Department of the Premier and Cabinet
Adelaide, 20 May 2010

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the Honourable John David Hill, MP, Minister for Health, Minister for Mental Health and Substance Abuse, Minister for the Southern Suburbs and Minister Assisting the Premier in the Arts to be also Acting Minister for the Arts for the period from 30 May 2010 to 12 June 2010 inclusive, during the absence of the Honourable Michael David Rann, MP.

By command,
GRACE PORTOLESI, for Premier

DPC030/96PT4CS

Department of the Premier and Cabinet
Adelaide, 20 May 2010

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint Colin Basil Allchurch and Robert Paul Loveday as Bailiffs of the Residential Tenancies Tribunal for the period from 20 May 2010 to 31 December 2015 inclusive, pursuant to the provisions of the Residential Tenancies Act 1995.

By command,
GRACE PORTOLESI, for Premier

10MCA0014CS

Department of the Premier and Cabinet
Adelaide, 20 May 2010

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint Matthew Karl Roesler as Registrar of the Residential Tenancies Tribunal for the period from 20 May 2010 to 31 December 2010 inclusive, pursuant to the provisions of the Residential Tenancies Act 1995.

By command,
GRACE PORTOLESI, for Premier

10MCA0014CS

AQUACULTURE ACT 2001

Grant of Aquaculture Lease

PURSUANT to the provisions of section 22 of the Aquaculture Act 2001, Michael O'Brien, Minister for Agriculture, Food and Fisheries, hereby gives notice of the grant of the following lease for the purposes of Aquaculture in the waters of the state:

LA00270.

Further details are available for the above lease granted on the PIRSA Aquaculture Public Register, which can be found at:

<https://info.pir.sa.gov.au/aquapr/page/gui3/map.html>

DEVELOPMENT ACT 1993, SECTION 25 (17): CITY OF PORT ADELAIDE ENFIELD—CENTRES AND COMMERCIAL ZONES—REVIEW OF CITY WIDE POLICY AND NORTH EAST ROAD BOUNDARIES AND ENVIRONS DEVELOPMENT PLAN AMENDMENT

Preamble

1. The Development Plan amendment entitled 'City of Port Adelaide Enfield—Centres and Commercial Zones—Review of City Wide Policy and North East Road Boundaries and Environs 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 10 May 2010.

PAUL HOLLOWAY, Minister for Urban Development and Planning

EMERGENCY MANAGEMENT ACT 2004

Instrument of Appointment—State Emergency Relief Fund

I HEREBY appoint the following persons to the State Emergency Relief Fund Committee as ongoing members for a term of three years, pursuant to the Emergency Management Act 2004. The appointments will commence on the date that the notice of appointment is published in the *South Australian Government Gazette*.

- Suzanne Mary Carman
- Angela Chooi

Dated 5 May 2010.

JENNIFER RANKINE, Minister for Families and Communities

FISHERIES MANAGEMENT ACT 2007: SECTION 78

Declaration of Noxious Species

TAKE notice that for the purposes of the Fisheries Management Act 2007, I, Michael O'Brien, Minister for Agriculture, Food and Fisheries, declare the following species of aquatic resource to be noxious species:

Marine Pests

Species	Common Name
<i>Didemnum vexillum</i>	Colonial Sea Squirt

Dated 15 May 2010.

MICHAEL O'BRIEN, Minister for Agriculture, Food and Fisheries

FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE note that the notice made under section 79 of the Fisheries Management Act 2007, dated 1 February 2010, and published in the *South Australian Government Gazette* on page 421, dated 4 February 2010, being the fourth notice on that page, referring to the Gulf St Vincent Prawn Fishery, is hereby varied such that it will not be unlawful for a person fishing, pursuant to a Gulf St Vincent Prawn Fishery Licence, to use prawn trawl nets in the area specified in Schedule 1, during the period specified in Schedule 2.

SCHEDULE 1

The waters of the Gulf St Vincent Prawn Fishery, within the following co-ordinates:

Commencing at latitude 35°12.00'S, longitude 137°59.00'E, then to position latitude 35°10.00'S, longitude 137°57.00'E, then to position latitude 35°08.00'S, longitude 138°00.00'E, then to position latitude 35°04.00'S, longitude 138°00.00'E, then to position latitude 35°04.00'S, longitude 138°04.00'E, then to position latitude 35°08.00'S, longitude 138°04.00'E, then returning to position latitude 35°12.00'S, longitude 137°59.00'E.

SCHEDULE 2

From 1830 hours on 14 May 2010 to 0630 hours on 16 May 2010.

Dated 14 May 2010.

A. FISTR, Prawn Fishery Manager

FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE note that the notice made under section 79 of the Fisheries Management Act 2007, dated 1 February 2010, referring to the Spencer Gulf Prawn Fishery, is hereby varied such that it will be unlawful for a person fishing, pursuant to a Spencer Gulf Prawn Fishery Licence, to use prawn trawl nets in the areas specified in Schedule 1 during the period specified in Schedule 2.

SCHEDULE 1

The waters of the Spencer Gulf Prawn Fishery that are:

1. North of the following co-ordinates: Commencing at latitude 33°46.00'S, longitude 137°44.00'E, then to position latitude 33°38.00'S, longitude 137°34.00'E, then to position latitude 33°29.00'S, longitude 137°34.00'E, then to position latitude 33°29.00'S, longitude 137°32.00'E, then to position latitude 33°43.00'S, longitude 137°24.00'E, then to position latitude 33°37.00'S, longitude 137°13.00'E.

2. Within the following co-ordinates adjacent to Wallaroo: Commencing at latitude 33°47.00'S, longitude 137°31.00'E, then to position latitude 33°47.70'S, longitude 137°32.00'E, then to position latitude 33°53.30'S, longitude 137°27.00'E, then to position latitude 33°52.50'S, longitude 137°25.70'E, then returning to position latitude 33°47.00'S, longitude 137°31.00'E.

3. Within the following co-ordinates: Commencing at latitude 33°41.00'S, longitude 137°06.00'E, then to position latitude 33°52.00'S, longitude 137°15.00'E, then to position latitude 33°55.00'S, longitude 137°08.00'E, then to position latitude 34°02.00'S, longitude 137°10.00'E, then to position latitude 34°15.00'S, longitude 136°54.00'E, then to position latitude 34°18.70'S, longitude 136°54.00'E, then to position latitude 34°22.00'S, longitude 136°52.00'E, then to position latitude 34°22.70'S, longitude 136°44.00'E, then to position latitude 34°07.30'S, longitude 136°47.00'E, then to position latitude 34°07.70'S, longitude 136°43.00'E, then to position latitude 33°56.00'S, longitude 136°34.00'E.

4. Within the following co-ordinates adjacent to Wardang Island: Commencing at latitude 34°19.00'S, longitude 137°30.00'E, then to position latitude 34°19.00'S, longitude 137°20.00'E, then to position latitude 34°23.00'S, longitude 137°15.00'E, then to position latitude 34°54.00'S, longitude 137°15.00'E.

SCHEDULE 2

From 2000 hours on 14 May 2010 to 0600 hours on 15 May 2010.

Dated 14 May 2010.

A. FISTR, Prawn Fishery Manager

FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE note that the notice made under section 79 of the Fisheries Management Act 2007, dated 1 February 2010, and published in the *South Australian Government Gazette* on page 421, dated 4 February 2010, being the fourth notice on that page, referring to the Gulf St Vincent Prawn Fishery, is hereby varied such that it will not be unlawful for a person fishing, pursuant to a Gulf St Vincent Prawn Fishery Licence, to use prawn trawl nets in the area specified in Schedule 1, during the period specified in Schedule 2.

SCHEDULE 1

1. The waters of the Gulf St Vincent Prawn Fishery, within the following co-ordinates: Commencing at latitude 35°24.42'S, longitude 138°08.56'E, then to position latitude 35°28.00'S, longitude 138°12.14'E, then to position latitude 35°33.28'S, longitude 138°04.08'E, then to position latitude 35°30.00'S, longitude 138°00.30'E, then returning to position latitude 35°24.42'S, longitude 138°08.56'E.

SCHEDULE 2

From 1830 hours on 16 May 2010 to 0630 hours on 17 May 2010.

Dated 16 May 2010.

A. FISTR, Prawn Fishery Manager

FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE note that the notice made under section 79 of the Fisheries Management Act 2007, dated 1 February 2010, referring to the Spencer Gulf Prawn Fishery, is hereby varied such that it will be unlawful for a person fishing, pursuant to a Spencer Gulf Prawn Fishery Licence, to use prawn trawl nets in the areas specified in Schedule 1 during the period specified in Schedule 2.

SCHEDULE 1

The waters of the Spencer Gulf Prawn Fishery that are:

1. North of the following co-ordinates: Commencing at latitude 33°46.00'S, longitude 137°44.00'E, then to position latitude 33°38.00'S, longitude 137°34.00'E, then to position latitude 33°29.00'S, longitude 137°34.00'E, then to position latitude 33°29.00'S, longitude 137°32.00'E, then to position latitude 33°43.00'S, longitude 137°24.00'E, then to position latitude 33°37.00'S, longitude 137°13.00'E.

2. Within the following co-ordinates adjacent to Wallaroo: Commencing at latitude 33°47.00'S, longitude 137°31.00'E, then to position latitude 33°47.70'S, longitude 137°32.00'E, then to position latitude 33°53.30'S, longitude 137°27.00'E, then to position latitude 33°52.50'S, longitude 137°25.70'E, then returning to position latitude 33°47.00'S, longitude 137°31.00'E.

3. Within the following co-ordinates: Commencing at latitude 33°41.00'S, longitude 137°06.00'E, then to position latitude 33°52.00'S, longitude 137°15.00'E, then to position latitude 33°55.00'S, longitude 137°08.00'E, then to position latitude 34°02.00'S, longitude 137°10.00'E, then to position latitude 34°15.00'S, longitude 136°54.00'E, then to position latitude 34°18.70'S, longitude 136°54.00'E, then to position latitude 34°22.00'S, longitude 136°52.00'E, then to position latitude 34°22.70'S, longitude 136°44.00'E, then to position latitude 34°07.30'S, longitude 136°47.00'E, then to position latitude 34°07.70'S, longitude 136°43.00'E, then to position latitude 33°56.00'S, longitude 136°34.00'E.

4. Within the following co-ordinates adjacent to Wardang Island: Commencing at latitude 34°19.00'S, longitude 137°30.00'E, then to position latitude 34°19.00'S, longitude 137°20.00'E, then to position latitude 34°23.00'S, longitude 137°15.00'E, then to position latitude 34°54.00'S, longitude 137°15.00'E.

SCHEDULE 2

From 1900 hours on 15 May 2010 to 0600 hours on 16 May 2010.

Dated 15 May 2010.

A. FISTR, Prawn Fishery Manager

FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE note that the notice made under section 79 of the Fisheries Management Act 2007, dated 1 February 2010, referring to the Spencer Gulf Prawn Fishery, is hereby varied such that it will be unlawful for a person fishing, pursuant to a Spencer Gulf Prawn Fishery Licence, to use prawn trawl nets in the areas specified in Schedule 1 during the period specified in Schedule 2.

SCHEDULE 1

The waters of the Spencer Gulf Prawn Fishery that are:

1. North of the following co-ordinates: Commencing at latitude 33°46.00'S, longitude 137°44.00'E, then to position latitude 33°37.00'S, longitude 137°33.00'E, then to position latitude 33°37.00'S, longitude 137°28.00'E, then to position latitude 33°43.50'S, longitude 137°24.40'E, then to position latitude 33°37.00'S, longitude 137°12.50'E.

2. Within the following co-ordinates adjacent to Wallaroo: Commencing at latitude 33°47.00'S, longitude 137°31.00'E, then to position latitude 33°47.70'S, longitude 137°32.00'E, then to position latitude 33°53.30'S, longitude 137°27.00'E, then to position latitude 33°52.50'S, longitude 137°25.70'E, then returning to position latitude 33°47.00'S, longitude 137°31.00'E.

3. Within the following co-ordinates: Commencing at latitude 33°41.00'S, longitude 137°06.00'E, then to position latitude 33°52.00'S, longitude 137°15.00'E, then to position latitude 33°55.00'S, longitude 137°08.00'E, then to position latitude 34°02.00'S, longitude 137°10.00'E, then to position latitude 34°15.00'S, longitude 136°54.00'E, then to position latitude 34°18.70'S, longitude 136°54.00'E, then to position latitude 34°22.00'S, longitude 136°52.00'E, then to position latitude 34°22.70'S, longitude 136°44.00'E, then to position latitude 34°07.30'S, longitude 136°47.00'E, then to position latitude 34°07.70'S, longitude 136°43.00'E, then to position latitude 33°56.00'S, longitude 136°34.00'E.

4. Within the following co-ordinates adjacent to Wardang Island: Commencing at latitude 34°19.00'S, longitude 137°30.00'E, then to position latitude 34°19.00'S, longitude 137°20.00'E, then to position latitude 34°23.00'S, longitude 137°15.00'E, then to position latitude 34°54.00'S, longitude 137°15.00'E.

SCHEDULE 2

From 1830 hours on 16 May 2010 to 0600 hours on 21 May 2010.

Dated 16 May 2010.

A. FISTR, Prawn Fishery Manager

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 16 May 2010, referring to the Spencer Gulf Prawn Fishery, is hereby revoked.

Take note that the notice made under section 79 of the Fisheries Management Act 2007, dated 1 February 2010, referring to the Spencer Gulf Prawn Fishery, is hereby varied such that it will be unlawful for a person fishing, pursuant to a Spencer Gulf Prawn Fishery Licence, to use prawn trawl nets in the areas specified in Schedule 1 during the period specified in Schedule 2.

SCHEDULE 1

The waters of the Spencer Gulf Prawn Fishery that are:

1. North of the following co-ordinates: Commencing at latitude 33°46.00'S, longitude 137°44.00'E, then to position latitude 33°37.00'S, longitude 137°33.00'E, then to position latitude 33°37.00'S, longitude 137°28.00'E, then to position latitude 33°43.50'S, longitude 137°24.40'E, then to position latitude 33°37.00'S, longitude 137°12.50'E.

2. Within the following co-ordinates adjacent to Wallaroo: Commencing at latitude 33°46.70'S, longitude 137°30.97'E, then to position latitude 33°47.66'S, longitude 137°32.33'E, then to position latitude 33°53.56'S, longitude 137°27.05'E, then to position latitude 33°52.50'S, longitude 137°25.35'E, then returning to position latitude 33°46.70'S, longitude 137°30.97'E.

3. Within the following co-ordinates: Commencing at latitude 33°41.00'S, longitude 137°06.00'E, then to position latitude 33°52.00'S, longitude 137°15.00'E, then to position latitude 33°55.00'S, longitude 137°08.00'E, then to position latitude 34°02.00'S, longitude 137°10.00'E, then to position latitude 34°15.00'S, longitude 136°54.00'E, then to position latitude 34°18.00'S, longitude 136°54.00'E, then to position latitude 34°22.00'S, longitude 136°52.00'E, then to position latitude 34°22.00'S, longitude 136°44.00'E, then to position latitude 34°07.00'S, longitude 136°47.00'E, then to position latitude 34°07.00'S, longitude 136°43.00'E, then to position latitude 33°56.00'S, longitude 136°34.00'E.

4. Within the following co-ordinates adjacent to Wardang Island: Commencing at latitude 34°19.00'S, longitude 137°30.00'E, then to position latitude 34°19.00'S, longitude 137°20.00'E, then to position latitude 34°23.00'S, longitude 137°15.00'E, then to position latitude 34°54.00'S, longitude 137°15.00'E.

SCHEDULE 2

From 1830 hours on 18 May 2010 to 0600 hours on 21 May 2010.

Dated 18 May 2010.

A. FISTR, Prawn Fishery Manager

HARBORS AND NAVIGATION ACT 1993

Determination of the State Crewing Committee

THE following determination was made on 5 May 2010 by the State Crewing Committee, pursuant to part 6, section 45 of the Harbors and Navigation Act 1993.

PATRICK CONLON, Minister for Transport

V11374

HARBORS AND NAVIGATION ACT 1993

Determination of the State Crewing Committee in respect of the M.V. 'Aaron Louise'

THE following determination is made by the State Crewing Committee, pursuant to part 6, section 45 of the Harbors and Navigation Act 1993, in respect of the *Aaron Louise*.

Operational Limits

Limit 1—Voyages up to 12 hours for Inshore Operations within 15 nautical miles of the coast of South Australia.

Limit 2—Voyages of up to 12 hours for Restricted Offshore Operations within 30 nautical miles of the coast of South Australia.

Limit 3—Voyages greater than 12 hours for Inshore Operations within 15 nautical miles of the coast of South Australia.

Limit 4—Voyages greater than 12 hours for Restricted Offshore Operations within 30 nautical miles of the coast of South Australia.

Minimum Crew and Qualifications

Limit 1—Two persons—Master and one General Purpose Hand.

The Master is to hold a Coxswain Certificate of Competency.

The General Purpose Hand is to be a person, who is at least 16 years of age, is fit for the duties employed, holds a certificate for Elements of Shipboard Safety and has at least three months experience.

Limit 2—Two persons—Master and one General Purpose Hand.

The Master is to hold a Master Class 5 Certificate of Competency.

The General Purpose Hand is to be a person, who is at least 16 years of age, is fit for the duties employed, holds a certificate for Elements of Shipboard Safety and has at least three months experience.

The Master or General Purpose Hand is to hold a Marine Engine Driver Grade 3 Certificate of Competency.

Limit 3—Two persons—Master and Mate.

The Master is to hold a Coxswain Certificate of Competency.

Limit 4—Two persons—Master and Mate.

The Master is to hold a Master Class 5 Certificate of Competency.

The Mate is to hold a Coxswain Certificate of Competency.

The Master or Mate is to hold a Marine Engine Driver Grade 3 Certificate of Competency.

CAPT. W. FERRAO, Presiding Member,
State Crewing Committee

HARBORS AND NAVIGATION ACT 1993

Determination of the State Crewing Committee

THE following determination was made on 5 May 2010 by the State Crewing Committee, pursuant to part 6, section 45 of the Harbors and Navigation Act 1993.

PATRICK CONLON, Minister for Transport

V29810

HARBORS AND NAVIGATION ACT 1993

Determination of the State Crewing Committee in respect of the M.V. 'Bluefin'

THE following determination is made by the State Crewing Committee, pursuant to part 6, section 45 of the Harbors and Navigation Act 1993, in respect of the *Bluefin*.

Operational Limits

Restricted Offshore Operations within 30 nautical miles of the coast of South Australia.

Minimum Crew

Two persons—Master and one General Purpose Hand.

Minimum Qualifications

The Master is to hold a Master Class 5 Certificate of Competency.

The General Purpose Hand is to be a person, who is at least 16 years of age, is fit for the duties employed, holds a certificate for Elements of Shipboard Safety and has at least three months experience.

The Master or General Purpose Hand is to hold a Marine Engine Driver Grade 3 Certificate of Competency.

CAPT. W. FERRAO, Presiding Member,
State Crewing Committee

HARBORS AND NAVIGATION ACT 1993

Determination of the State Crewing Committee

THE following determination was made on 5 May 2010 by the State Crewing Committee, pursuant to part 6, section 45 of the Harbors and Navigation Act 1993.

PATRICK CONLON, Minister for Transport

V29616

HARBORS AND NAVIGATION ACT 1993

Determination of the State Crewing Committee in respect of the M.V. 'Wild Cougar'

THE following determination is made by the State Crewing Committee, pursuant to part 6, section 45 of the Harbors and Navigation Act 1993, in respect of the *Wild Cougar*.

Operational Limits

Inshore Operations within 15 nautical miles of the coast of South Australia.

Minimum Crew

Two persons—Master and one General Purpose Hand.

Minimum Qualifications

The Master is to hold a Coxswain Certificate of Competency.

The General Purpose Hand is to be a person, who is at least 16 years of age, is fit for the duties employed, holds a certificate for Elements of Shipboard Safety and has at least three months experience.

The Master or General Purpose Hand is to hold a Marine Engine Driver Grade 3 Certificate of Competency.

CAPT. W. FERRAO, Presiding Member,
State Crewing Committee

HARBORS AND NAVIGATION ACT 1993

Determination of the State Crewing Committee

THE following determination was made on 5 May 2010 by the State Crewing Committee, pursuant to part 6, section 45 of the Harbors and Navigation Act 1993.

PATRICK CONLON, Minister for Transport

V29873

HARBORS AND NAVIGATION ACT 1993

Determination of the State Crewing Committee in respect of the M.V. 'Sylvester'

THE following determination is made by the State Crewing Committee, pursuant to part 6, section 45 of the Harbors and Navigation Act 1993, in respect of the *Sylvester*.

Operational Limits

Limit 1—Inshore Operations within 15 nautical miles of the coast of South Australia.

Limit 2—Restricted Offshore Operations within 30 nautical miles of the coast of South Australia.

Minimum Crew and Qualifications

Limit 1—One person—Master.

The Master is to hold a Coxswain Certificate of Competency.

Limit 2—Two persons—Master and one General Purpose Hand.

The Master is to hold a Coxswain Certificate of Competency.

The General Purpose Hand is to be a person, who is at least 16 years of age, is fit for the duties employed, holds a certificate for Elements of Shipboard Safety and has at least three months experience.

The Master or General Purpose Hand is to hold a Marine Engine Driver Grade 3 Certificate of Competency.

Note: The Master of the vessel must comply with any operational restrictions specified on the Certificate of Survey issued by the Western Australia Marine Authority.

CAPT. W. FERRAO, Presiding Member,
State Crewing Committee

HARBORS AND NAVIGATION ACT 1993

Determination of the State Crewing Committee

THE following determination was made on 5 May 2010 by the State Crewing Committee, pursuant to part 6, section 45 of the Harbors and Navigation Act 1993.

PATRICK CONLON, Minister for Transport

V27516

HARBORS AND NAVIGATION ACT 1993

Determination of the State Crewing Committee in respect of the M.V. 'Laze-E-Daze'

THE following determination is made by the State Crewing Committee, pursuant to part 6, section 45 of the Harbors and Navigation Act 1993, in respect of the *Laze-E-Daze*.

Operational Limits

Inshore Operations within 15 nautical miles of the coast of South Australia.

Minimum Crew

Two persons—Master and one General Purpose Hand.

Minimum Qualifications

The Master is to hold a Coxswain Certificate of Competency.

The General Purpose Hand is to be a person, who is at least 16 years of age, is fit for the duties employed, holds a certificate for Elements of Shipboard Safety and has at least three months experience.

CAPT. W. FERRAO, Presiding Member,
State Crewing Committee

HARBORS AND NAVIGATION ACT 1993

Determination of the State Crewing Committee

THE following determination was made on 5 May 2010 by the State Crewing Committee, pursuant to part 6, section 45 of the Harbors and Navigation Act 1993.

PATRICK CONLON, Minister for Transport

V29251

HARBORS AND NAVIGATION ACT 1993

Determination of the State Crewing Committee in respect of the M.V. 'Diomedea'

THE following determination is made by the State Crewing Committee, pursuant to part 6, section 45 of the Harbors and Navigation Act 1993, in respect of the *Diomedea*.

*Operational Limits**Normal Operations*

Limit 1—Inshore Operations within 15 nautical miles of the coast of South Australia.

Limit 2—Restricted Offshore Operations within 30 nautical miles of the coast of South Australia.

Diving Operations

Limit 3—Inshore Operations within 15 nautical miles of the coast of South Australia.

Minimum Crew and Qualifications

Limit 1—One person—Master.

The Master is to hold a Coxswain Certificate of Competency.

Limit 2—Two persons—Master and one General Purpose Hand.

The Master is to hold a Master Class 5 Certificate of Competency.

The General Purpose Hand is to be a person, who is at least 16 years of age, is fit for the duties employed, holds a certificate for Elements of Shipboard Safety and has at least three months experience.

The Master or General Purpose Hand is to hold a Marine Engine Driver Grade 3 Certificate of Competency.

Limit 3—Two persons—Master and one General Purpose Hand.

The Master is to hold a Coxswain Certificate of Competency.

The General Purpose Hand is to be a person, who is at least 16 years of age, is fit for the duties employed, holds a Certificate for Elements of Shipboard Safety and has at least three months experience.

CAPT. W. FERRAO, Presiding Member,
State Crewing Committee

HARBORS AND NAVIGATION ACT 1993

Determination of the State Crewing Committee

THE following determination was made on 5 May 2010 by the State Crewing Committee, pursuant to part 6, section 45 of the Harbors and Navigation Act 1993.

PATRICK CONLON, Minister for Transport

V29798

HARBORS AND NAVIGATION ACT 1993

Determination of the State Crewing Committee in respect of the M.V. 'Cynet'

THE following determination is made by the State Crewing Committee, pursuant to part 6, section 45 of the Harbors and Navigation Act 1993, in respect of the *Cynet*.

Operational Limits

Restricted Offshore Operations within 30 nautical miles of the coast of South Australia.

Minimum Crew

Two persons—Master and one General Purpose Hand.

Minimum Qualifications

The Master is to hold a Coxswain Certificate of Competency.

The General Purpose Hand is to be a person, who is at least 16 years of age, is fit for the duties employed, holds a certificate for Elements of Shipboard Safety and has at least three months experience.

The Master or General Purpose Hand is to hold a Marine Engine Driver Grade 3 Certificate of Competency.

CAPT. W. FERRAO, Presiding Member,
State Crewing Committee

HARBORS AND NAVIGATION ACT 1993

Determination of the State Crewing Committee

THE following determination was made on 5 May 2010 by the State Crewing Committee, pursuant to part 6, section 45 of the Harbors and Navigation Act 1993.

PATRICK CONLON, Minister for Transport

V29743

HARBORS AND NAVIGATION ACT 1993

Determination of the State Crewing Committee in respect of the M.V. 'Capel'

THE following determination is made by the State Crewing Committee, pursuant to part 6, section 45 of the Harbors and Navigation Act 1993, in respect of the *Capel*. This notice revokes all previous crewing determination notices for this vessel.

Operational Limits

Limit 1—Restricted Offshore Operations within 30 nautical miles of the coast of South Australia.

Limit 2—Offshore Operations within 200 nautical miles of the coast of South Australia.

Minimum Crew and Qualifications

Limit 1—Four persons—Master, Engineer and two General Purpose Hands.

The Master is to hold a Master Class 4 Certificate of Competency.

The Engineer is to hold a Marine Engine Driver Grade 1 Certificate of Competency.

Limit 2—Six persons—Master, Mate, Chief Engineer, Second Engineer and two General Purpose Hands.

The Master is to hold a Master Class 4 Certificate of Competency.

The Mate is to hold a Master Class 5 Certificate of Competency.

The Chief Engineer is to hold an Engineer Class 3 Certificate of Competency.

The Second Engineer is to hold a Marine Engine Driver Grade 1 Certificate of Competency.

The General Purpose Hand is to be a person, who is at least 16 years of age, is fit for the duties employed, holds a certificate for Elements of Shipboard Safety and has at least three months experience.

CAPT. W. FERRAO, Presiding Member,
State Crewing Committee

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Peter Grantley Gill has applied to the Licensing Authority for a Producer's Licence in respect of premises situated at 4 Northbrook Avenue, Mitcham, S.A. 5062 and to be known as Willamba Hill Wines.

The application has been set down for hearing on 16 June 2010 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: 9 June 2010).

The applicant's address for service is c/o Peter Grantley Gill, 4 Northbrook Avenue, Mitcham, S.A. 5062.

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Telephone 8226 8410, Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 11 May 2010.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, M. L. Baker Pty Ltd as trustee for the Baker Family Trust has applied to the Licensing Authority for the transfer of a Residential Licence in respect of premises situated at 49 McKenzie Street, Ceduna, S.A. 5690 and known as Ceduna Motor Inn.

The application has been set down for hearing on 16 June 2010 at 11 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 June 2010).

The applicant's address for service is c/o T. J. Reilly, P.O. Box 567, Goodwood, S.A. 5034.

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Telephone 8226 8410, Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 11 May 2010.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, Max Martin Gebarski, Rajur R. Vishwakarma and Reshma Lalit Nakhwa have applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 5/226 Tapleys Hill Road, Seaton, S.A. 5023 and known as Knajpa Polish Restaurant.

The application has been set down for hearing on 16 June 2010 at 11.30 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: 9 June 2010).

The applicants' address for service is c/o Max Martin Gebarski, 5/226 Tapleys Hill Road, Seaton, S.A. 5023.

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Telephone 8226 8410, Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 11 May 2010.

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 Rima Zebian has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at Shops 1 and 2, 34 Henley Beach Road, Mile End, S.A. 5031 and known as Nikitas Ouzeri Greek Restaurant.

The application has been set down for hearing on 17 June 2010 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: 10 June 2010).

The applicant's address for service is c/o Tom Manolakis, P.O. Box 521, Salisbury, S.A. 5108.

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Telephone 8226 8410, Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 11 May 2010.

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 Red Jam Pty Ltd as trustee for Sinton Family Trust and Maurice Vella Family Trust has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at Monarto Zoological Park, Princes Highway, Monarto, S.A. 5254 and known as Monarto Cafe.

The application has been set down for hearing on 21 June 2010 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: 14 June 2010).

The applicant's address for service is c/o Maurice Vella, 14 Streiff Road, Wingfield, S.A. 5013.

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Telephone 8226 8410, Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 12 May 2010.

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 George Unnooni and Sunil Philip have applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at Shop 7, 118 Jetty Road, Glenelg, S.A. 5045 and known as Pride of India.

The application has been set down for hearing on 21 June 2010 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 applicants at the applicants' address, at least seven days before the hearing date (viz: 9 June 2010).

The applicants' address for service is c/o George Unnooni, 2/22 Tennyson Street, Kurralta Park, S.A. 5037.

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Telephone 8226 8410, Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 13 May 2010.

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 D. L. Investments Pty Ltd as trustee for Mattson Family Trust has applied to the Licensing Authority for a Restaurant Licence with an Extended Trading Authorisation, Entertainment Consent and Extension of Trading Area in respect of premises situated at 36 Murray Street, Angaston, S.A. 5353 and to be known as Gossips Cafe Gallery.

The application has been set down for hearing on 21 June 2010 at 11.30 a.m.

Conditions

The following licence conditions are sought:

- Approval under section 34 (1) (c) to sell liquor on any day except Good Friday and Christmas Day for consumption on the licensed premises by persons:
 - (a) seated at a table; or
 - (b) attending a function at which food is provided.
- Extended Trading Authorisation is sought for the following days and times and in relation to the above condition:
 - Monday to Saturday: Midnight to 1 a.m. the following day;
 - Sunday: 8 a.m. to 11 a.m. and 8 p.m. to 1 a.m. the following day;
 - Good Friday: Midnight to 1 a.m. the following day;
 - Christmas Day: Midnight to 1 a.m. the following day; and
 - Sunday Christmas Eve: 8 p.m. to 1 a.m. the following day.
- Entertainment Consent is sought as per plans lodged with this office and for the following day and times:
 - Friday and Saturday: 6 p.m. to 1 a.m. the following day;
 - Sunday: Midday to 5 p.m.; and
 - Christmas Eve: 6 p.m. to 1 a.m. the following day.
- Extension of trading area is sought to include the footpath 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 hearing date (viz: 14 June 2010).

The applicant's address for service is c/o Donaldson Walsh Lawyers, G.P.O. Box 2873, Adelaide, S.A. 5001 (Attention: Jarrod Ryan).

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Telephone 8226 8410, Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 14 May 2010.

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 Ellbourne Pty Ltd as trustee for Kentwell Family Trust has applied to the Licensing Authority for a Residential Licence in respect of premises situated at 36 Franklin Street, Adelaide, s.A. 5000 and to be known as Franklin Central Apartments.

The application has been set down for hearing on 22 June 2010 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: 15 June 2010).

The applicant's address for service is c/o Greg Kentwell, 36 Franklin Street, Adelaide, S.A. 5000.

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Telephone 8226 8410, Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 13 May 2010.

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 Desert Bay Pty Ltd has applied to the Licensing Authority for the transfer of a Hotel Licence in respect of premises situated at North Terrace, Mount Mary, via Morgan, S.A. 5320 and known as Mount Mary Hotel.

The application has been set down for hearing on 22 June 2010 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: 15 June 2010).

The applicant's address for service is c/o Teusner & Co., 4 Elizabeth Street, Tanunda, S.A. 5352 (Attention: Julia Woithe).

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Telephone 8226 8410, Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 14 May 2010.

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 Mathew Carter, Kirby Pedler, Raymundo Cabrera and Lisa Cabrera have applied to the Licensing Authority for a Restaurant Licence in respect of premises situated at 53 George Street, Moonta, S.A. 5558 and to be known as Cafe Capella's.

The application has been set down for hearing on 22 June 2010 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 applicants at the applicants' address, at least seven days before the hearing date (viz: 15 June 2010).

The applicants' address for service is c/o Matthew Carter, 53 George Street, Moonta, S.A. 5558.

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Telephone 8226 8410, Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 14 May 2010.

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 Langhorne Creek Partnership Pty Ltd has applied to the Licensing Authority for a Producer's Licence in respect of premises situated at Lots 10-18 Wellington Road, Belvidere, S.A. 5255 and to be known as Belvidere Winery.

The application has been set down for hearing on 22 June 2010 at 11 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: 15 June 2010).

The applicant's address for service is c/o Kelly & Co. Lawyers, G.P.O. Box 286, Adelaide, S.A. 5001 (Attention: Caderyn McEwen).

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Telephone 8226 8410, Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 14 May 2010.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, PCG Geelong Pty Ltd has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at Shop 11, Magnet Shopping Centre, 10 Coromandel Parade, Blackwood, S.A. 5051 and known as Rocco's Cafe—Blackwood.

The application has been set down for hearing on 22 June 2010 at 11.30 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: 15 June 2010).

The applicant's address for service is c/o Commercial and Legal, Level 1, 162 Flinders Street, Adelaide, S.A. 5000 (Attention: Elias Farah).

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Telephone 8226 8410, Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 17 May 2010.

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 Royal Zoological Society of South Australia Inc. has applied to the Licensing Authority for a Special Circumstances Licence in respect of premises situated at 21 Williams Road, Mylor, S.A. 5153 and known as Warramong Sanctuary.

The application has been set down for hearing on 23 June 2010 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: 16 June 2010).

The applicant's address for service is c/o Lynch Meyer, G.P.O. Box 467, Adelaide, S.A. 5001 (Attention: Richard Jackson).

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Telephone 8226 8410, Facsimile: 8226 8512. Email: olg@agd.sa.gov.au.

Dated 17 May 2010.

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 Vico Equense Pty Ltd has applied to the Licensing Authority for a Restaurant Licence with and Extension of Trading Area in respect of premises situated at 302A King William Street, Adelaide, S.A. 5000 and to be known as Baretto Corte Caffè.

The application has been set down for hearing on 23 June 2010 at 9.30 a.m.

Conditions

The following licence conditions are sought:

Extension of trading area is sought to include the footpath 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 hearing date (viz: 15 June 2010).

The applicant's address for service is c/o Griffin Hilditch Lawyers, G.P.O. Box 2077, Adelaide, S.A. 5001 (Attention: Adrian Tisato).

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Telephone 8226 8410, Facsimile: 8226 8512. Email: olg@agd.sa.gov.au.

Dated 17 May 2010.

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 Mozaika Pty Ltd has applied to the Licensing Authority for a Special Circumstances Licence in respect of premises situated at 2/19 North Terrace, Hackney, S.A. 5069 and to be known as Mozaika.

The application has been set down for hearing on 23 June 2010 at 9 a.m.

Conditions

The following licence conditions are sought:

- The sale of liquor is restricted to Russian, Armenian, Georgian, Ukrainian and Moldavian liquor only.
- The sale of liquor is for consumption off the licensed premises:
- The sale of liquor is restricted to the following days and times:
 - Monday to Thursday: 1 p.m. to 7 p.m.
 - Friday and Saturday: 9 a.m. to 8 p.m.
 - Sunday: 1 p.m. to 7 p.m.
- The business conducted under this licence shall at all times be that of a Russian/East European Deli Store.
- Liquor is to be displayed separately from other products and any display is to be located within direct sight of the sales counter.
- Liquor may be sold by the internet and other electronic means in the same way as other store products are being sold.

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: 16 June 2010).

The applicant's address for service is c/o Oleg Mazonka, 2/19 North Terrace, Hackney, S.A. 5069.

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Telephone 8226 8410, Facsimile: 8226 8512. Email: olg@agd.sa.gov.au.

Dated 17 May 2010.

Applicant

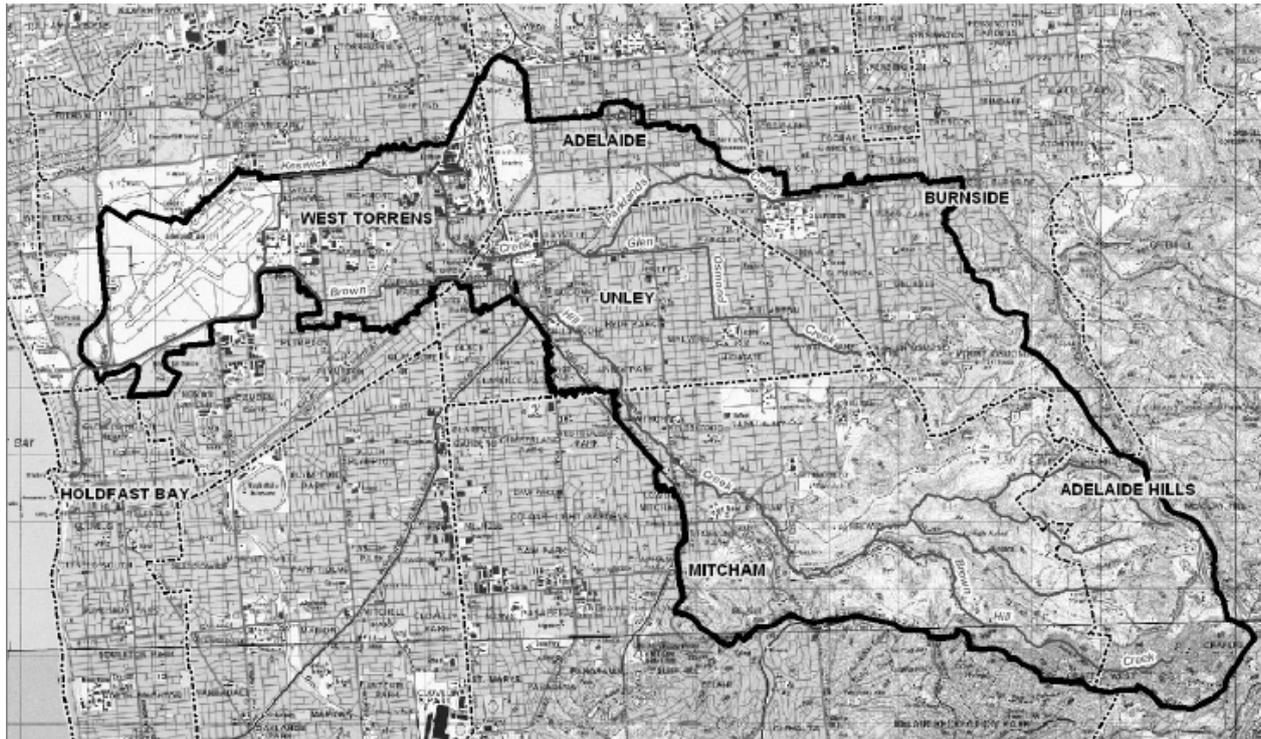
LOCAL GOVERNMENT ACT 1999

Preparation of Stormwater Management Plan for Brown Hill Creek and Keswick Creek Catchment

PURSUANT to clause 14 of Schedule 1A of the Local Government Act 1999 the Stormwater Management Authority GIVES NOTICE that the City of Mitcham, the City of Burnside, The Corporation of the City of Unley, The Corporation of the City of Adelaide and the City of West Torrens ('Councils') are required to prepare a Stormwater Management Plan in respect of the Brown Hill Creek and Keswick Creek Catchment within a period of 90 days from the date of publication of this Notice. The area in respect of which the Stormwater Management Plan is to be prepared is more particularly defined in the Schedule below.

SCHEDULE

The Brown Hill Creek and Keswick Creek Catchment in respect of which the Stormwater Management Plan must be prepared is that area that falls within the boundaries of the Councils and is delineated by bold black lines in the map below.



Dated 17 May 2010.

Executed for and on behalf of the Stormwater Management Authority by its Presiding Member, pursuant to a resolution of the Board.

B. J. GREAR, AO, Presiding Member

and in the presence of:

M. CASSETTA, Witness

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.	
Proof of Debts	42.75	Where the notice inserted varies significantly in length from	
Sales of Shares and Forfeiture.....	42.75	that which is usually published a charge of \$3.00 per column line	
Estates:		will be applied in lieu of advertisement rates listed.	
Assigned	31.75	South Australian Government publications are sold on the	
Deceased Persons—Notice to Creditors, etc.....	53.50	condition that they will not be reproduced without prior	
Each Subsequent Name.....	10.90	permission from the Government Printer.	
Deceased Persons—Closed Estates	31.75		
Each Subsequent Estate	1.40		
Probate, Selling of	42.75		
Public Trustee, each Estate	10.90		

All the above prices include GST

GOVERNMENT GAZETTE NOTICES

ALL private advertisements forwarded for publication in the *South Australian Government Gazette* must be PAID FOR PRIOR TO INSERTION; and all notices, from whatever source, should be legibly written on one side of the paper only and sent to **Government Publishing SA** so as to be *received no later than 4 p.m. Tuesday preceding the day of publication. Phone 8207 1045 or Fax 8207 1040. E-mail: governmentgazette@dpc.sa.gov.au*. Send as attachments in Word format. Please include 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.**

MISCELLANEOUS LEGISLATION AND GOVERNMENT PUBLICATIONS PRICES AS FROM 1 JULY 2009

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	
177-192	14.50	13.10	673-688	48.75	46.75	
193-208	15.60	14.40	689-704	49.50	47.75	
209-224	16.50	15.20	705-720	50.25	49.00	
225-240	17.60	16.30	721-736	52.00	50.00	
241-257	18.90	17.20	737-752	52.50	51.00	
258-272	19.90	18.30	753-768	53.50	52.00	
273-288	21.00	19.70	769-784	54.50	53.50	
289-304	21.90	20.60	785-800	55.50	54.50	
305-320	23.20	21.80	801-816	57.00	55.00	
321-336	24.20	22.80	817-832	58.00	57.00	
337-352	25.40	24.10	833-848	59.00	58.00	
353-368	26.25	25.20	849-864	60.00	58.50	
369-384	27.50	26.25	865-880	61.50	60.00	
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	
449-464	32.75	31.50	945-960	66.00	64.50	
465-480	33.25	32.50	961-976	68.50	65.50	
481-496	35.25	33.25	977-992	69.50	66.00	

Legislation—Acts, Regulations, etc:

Subscriptions:

Acts	\$ 223.00
All Bills as Laid	536.00
Rules and Regulations	536.00
Parliamentary Papers	536.00
Bound Acts	248.00
Index	124.00

Government Gazette

Copy	5.85
Subscription	296.00

Hansard

Copy	16.30
Subscription—per session (issued weekly)	465.00
Cloth bound—per volume	199.00
Subscription—per session (issued daily)	465.00

Legislation on Disk

Whole Database	3 443.00
Annual Subscription for fortnightly updates	1 058.00
Individual Act(s) including updates	POA

Notice of Vacancies

Annual Subscription	164.00
---------------------------	--------

Compendium

Subscriptions:

New Subscriptions	2 039.00
Updates	719.00

(All the above prices include GST)

All Legislation, Government Gazette, Hansard and Legislation on disk are available from:

**Counter Sales
and Mail Orders:****Government Legislation⁺ Outlet**

Service SA Customer Service Centre,
Ground Floor—EDS Centre, 108 North Terrace, Adelaide, S.A. 5000
Phone: 13 23 24 (local call cost), Fax: (08) 8204 1909
Postal: G.P.O. Box 1707, Adelaide, S.A. 5001

Online Shop:**www.shop.service.sa.gov.au****Subscriptions and
Standing Orders:****Government Publishing SA**

Box 9, Plaza Level, Riverside Centre, North Terrace, Adelaide, S.A. 5000
Phone: (08) 8207 1043, (08) 8207 0910, Fax: (08) 8207 1040

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: Marmota Energy Limited
 Location: Mount Freeling—Wooltana area—Approximately 100 km north-east of Leigh Creek.
 Pastoral Leases: Mount Lyndhurst, Mount Freeling, Wooltana.
 Term: 1 year
 Area in km²: 393
 Ref.: 2009/00240

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, 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: Red Metal Limited
 Location: Lake Frome South area—Approximately 110 km north-north-west of Olary.
 Pastoral Leases: Frome Downs, Lakeside, Billeroo West, Telechie.
 Term: 1 year
 Area in km²: 419
 Ref.: 2010/00056

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, 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: Newcrest Operations Limited
 Location: Benagerie Ridge A area—Approximately 185 km east-north-east of Leigh Creek.
 Pastoral Leases: Lakeside, Quinyambie
 Term: 1 year
 Area in km²: 338
 Ref.: 2010/00085

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, 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: Newcrest Operations Limited
 Location: Benagerie Ridge B area—Approximately 180 km east-north-east of Leigh Creek.
 Pastoral Leases: Lakeside, Quinyambie
 Term: 1 year
 Area in km²: 654

Ref.: 2010/00086

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, 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: Newcrest Operations Limited
 Location: Benagerie Ridge C area—Approximately 175 km east of Leigh Creek
 Pastoral Leases: Lakeside, Quinyambie
 Term: 1 year
 Area in km²: 407
 Ref.: 2010/00087

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, 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: Newcrest Operations Limited
 Location: Benagerie Ridge D area—Approximately 195 km east-south-east of Leigh Creek.
 Pastoral Lease: Quinyambie
 Term: 1 year
 Area in km²: 404
 Ref.: 2010/00088

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, 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: Newcrest Operations Limited
 Location: Benagerie Ridge E area—Approximately 170 km east-south-east of Leigh Creek.
 Pastoral Leases: Lakeside, Quinyambie
 Term: 1 year
 Area in km²: 571
 Ref.: 2010/00089

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, 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:

Applicants: Ian Robert Filsell (50%) and Mark Andrew Filsell (50%).

Location: Paratoo area—Approximately 140 km east of Port Augusta.

Term: 1 year

Area in km²: 251

Ref.: 2010/00096

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, 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: Centrex Metals Limited

Location: Gilles Downs area—Approximately 60 km east-north-east of Kimba.

Pastoral Leases: Gilles Downs, Cooyerdoo

Term: 1 year

Area in km²: 150

Ref.: 2010/00098

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, 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: Hillment Pty Ltd

Location: Warrior area—Approximately 50 km west-north-west of Tarcoola.

Pastoral Lease: Muckanippie

Term: 2 years

Area in km²: 165

Ref.: 2010/00099

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, 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: Great Southern Kaolin Pty Ltd

Location: Tootla area—Approximately 50 km east of Streaky Bay.

Term: 2 years

Area in km²: 507

Ref.: 2010/00102

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, 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: Monax Mining Limited

Location: Parndana area—Approximately 30 km west-south-west of Kingscote.

Term: 2 years

Area in km²: 100

Ref.: 2010/00105

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, 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: Red Metal Limited

Location: Lake Callabonna area—Approximately 180 km east-south-east of Marree.

Pastoral Leases: Murnpeowie, Woolatchi

Term: 1 year

Area in km²: 340

Ref.: 2010/00108

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, Mining Registrar

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

SECTION 25 (5) (b)

Variation of Petroleum Exploration Licence—PEL 96

NOTICE is hereby given that, under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 1 October 2009, 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	• Geological and Geophysical studies
Two	• Drill one well
Three	• 100 km 2D seismic acquisition
Four	• Geological and Geophysical studies
Five	• Drill one well

The revised work requirements as a result of this variation would not have altered the outcome of the original competitive tender process.

Dated 18 May 2010.

C. D. COCKSHELL,
Acting Director Petroleum and Geothermal
Minerals and Energy Resources
Primary Industries and Resources SA
Delegate of the Minister for Mineral
Resources Development

[REPUBLISHED]

NOTICE is hereby given that due to typographical errors the following notice replaces that published on page 256, *Gazette* No. 4 dated 21 January 2010.

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Notification of Successful Applicants for Petroleum Exploration Licences over Areas CO 2009-A; CO 2009-B; CO 2009-C; CO 2009-D and CO 2009-E

PURSUANT to section 22 (6) (a) of the Petroleum and Geothermal Energy Act 2000, (the Act) and Delegation dated 1 October 2009, notice is hereby given that the following applicants were successful in an application for a Petroleum Exploration Licence over the designated areas.

Further, it is notified that the successful applicants for these areas were selected on the basis of the selection criteria published in the *Gazette* dated 12 February 2009 and substituted by notice in the *Gazette* dated 17 September 2009, as amended by notice in the *Gazette* dated 24 September 2009, for the grant of a Petroleum Exploration Licence.

The successful applicants' proposed work programs are as follows:

CO 2009-A—Liberty Petroleum Corporation

Year 1	Year 2	Year 3	Year 4	Year 5
*Seismic Reprocessing	*250 km 2D Seismic	*2 wells *400km ² 3D Seismic	*5 wells	*5 wells

CO 2009-B—Great Artesian Oil and Gas Pty Limited

Year 1	Year 2	Year 3	Year 4	Year 5
*1 000 km Seismic Reprocessing	*3 wells; *200 km ² 3D Seismic; *500 km Seismic Reprocessing	*3 wells; *100 km ² 3D Seismic	5 wells; 300 km ² 3D Seismic	6 wells

CO 2009-C—Planet Gas Limited

Year 1	Year 2	Year 3	Year 4	Year 5
*1 well	*4 wells; *222 km 2D Seismic; *1 111 km Seismic Reprocessing	*1 well	*1 well	*1 well

CO 2009-D—Strike Energy Limited

Year 1	Year 2	Year 3	Year 4	Year 5
*150 km Seismic Reprocessing	*Geological and Geophysical Studies	*2 wells	Geological and Geophysical Studies	2 wells

CO 2009-E—Stuart Petroleum Limited

Year 1	Year 2	Year 3	Year 4	Year 5
*4 wells; *300 km 2D Seismic	*3 wells; *1 000 km Seismic Reprocessing	*2 wells	2 wells	2 wells

*Denotes guaranteed work program

Dated 18 January 2010.

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 AND GEOTHERMAL ENERGY ACT 2000

Surrender of Geothermal Exploration Licences GELs 241 and 242

NOTICE is hereby given that I have accepted surrender of the abovementioned Geothermal Exploration Licences with effect from 23 February 2010, under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 1 October 2009:

No. of Licence	Licensee	Date of Surrender	Area in km ²	Reference
GEL 241	MNGI Pty Ltd	23 February 2010	477	27/02/399
GEL 242	MNGI Pty Ltd	23 February 2010	440	27/02/400

Description of Area—GEL 241

All that part of the State of South Australia, bounded as follows: Commencing at a point being the intersection of latitude 33°52'00"S GDA94 and longitude 140°32'00"E GDA94, thence east to longitude 140°40'00"E GDA94, south to latitude 33°54'00"S GDA94, east to longitude 140°42'00"E GDA94, south to latitude 33°56'00"S GDA94, east to longitude 140°44'00"E GDA94, south to the northern boundary of the River Murray Act—Water Protection Area, thence generally south-westerly and southerly along the boundary of the said Water Protection Area to latitude 34°03'00"S GDA94, east to longitude 140°38'00"E GDA94, south to latitude 34°04'00"S GDA94, west to longitude 140°27'00"E GDA94, north to latitude 34°03'00"S GDA94, west to longitude 140°23'00"E GDA94, north to latitude 34°02'00"S GDA94, east to longitude 140°24'00"E GDA94, north to latitude 34°01'00"S GDA94, east to longitude 140°25'00"E GDA94, north to latitude 34°00'00"S GDA94, east to longitude 140°26'00"E GDA94, north to latitude 33°59'00"S GDA94, east to longitude 140°27'00"E GDA94, north to latitude 33°57'00"S GDA94, east to longitude 140°28'00"E GDA94, north to latitude 33°56'00"S GDA94, east to longitude 140°29'00"E GDA94, north to latitude 33°55'00"S GDA94, east to longitude 140°30'00"E GDA94, north to latitude 33°54'00"S GDA94, east to longitude 140°32'00"E GDA94 and north to the point of commencement.

Area: 477 km² approximately.

Description of Area—GEL 242

All that part of the State of South Australia, bounded as follows: Commencing at a point being the intersection of latitude 34°03'00"S GDA94 and longitude 140°23'00"E GDA94, thence east to longitude 140°27'00"E GDA94, south to latitude 34°04'00"S GDA94, east to longitude 140°38'00"E GDA94, north to latitude 34°03'00"S GDA94, east to the western boundary of the River Murray Act—Water Protection Area, thence generally south-easterly along the boundary of the said Water Protection Area to longitude 140°43'00"E GDA94, south to latitude 34°07'00"S GDA94, west to longitude 140°39'00"E GDA94, south to the northern boundary of Cooltong Conservation Park, thence westerly and southerly along the boundary of the said Conservation Park to latitude 34°12'00"S GDA94, west to longitude 140°33'00"E GDA94, south to latitude 34°14'00"S GDA94, west to the northern boundary of the River Murray Act—Water Protection Area, thence generally north-westerly along the boundary of the said Water Protection Area to longitude 140°18'00"E GDA94, north to latitude 34°08'00"S GDA94, east to longitude 140°20'00"E GDA94, north to latitude 34°06'00"S GDA94, east to longitude 140°21'00"E GDA94, north to latitude 34°04'00"S GDA94, east to longitude 140°23'00"E GDA94 and north to point of commencement.

Area: 440 km² approximately.

Dated 13 May 2010.

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

NATIONAL GAS LAW

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

Under sections 311 and 313, the making of the *National Gas Amendment (Prioritisation of Tied Controlled Withdrawal Bids) Rule 2010 No. 1* and related final Rule determination. All provisions commence at **6.00 a.m. Australian EST, Monday, 7 June 2010**.

Further details and all documents on the above matter are available on the AEMC's website www.aemc.gov.au. The relevant documents are also 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

20 May 2010.

NOTICE TO MARINERS

NO. 23 OF 2010

*South Australia—Troubridge Island—Vessel Sunk—
Danger to Navigation*

MARINERS are advised that 21.6 m vessel (Identification No. yu 133s) has sunk in approximate position 35°05.834'S, 137°51.90'E with 2 m of the vessels superstructure visible above the water surface.

Mariners are advised to exercise caution when navigating in the area.

Charts affected: Aus 139 and 780.

Adelaide, 11 May 2010.

P. CONLON, Minister for Transport

DTEI 2010/01461

NOTICE TO MARINERS

NO. 24 OF 2010

*South Australia—Spencer Gulf—Port Bonython—New Beacon—
Installed*

MARINERS are advised that a new East cardinal beacon, Qk.Fl. (3) white every 10 seconds, range 5 nautical miles, has been installed in position latitude 33°02.102'S, longitude 137°44.800'E

Charts affected: Aus 136 and 778.

Adelaide, 18 May 2010.

PATRICK CONLON, Minister for Transport

DTEI 2010/01461

NOTICE TO MARINERS

NO. 25 OF 2010

*South Australia—Port Wakefield—Defence Firing
Practice—Exercise*

PORT WAKEFIELD Proof and Experimental Establishment will be conducting firing practice exercises from 0800 hours on Wednesday, 19 May 2010 to 1700 hours on Thursday, 20 May 2010.

No water craft is allowed in the Defence Practice Area or within the boundaries of the associated airspace (R295A). These areas extend south and west of the shoreline and are marked by lit and unlit beacons which extend from latitude 34°16.18'S, longitude 138°10.74'E to latitude 34°22.97'S, longitude 138°10.77'E to latitude 34°22.99'S, longitude 138°14.49'E.

Mariners are advised to exercise extreme caution when navigating in the vicinity.

Charts affected: Aus 781.

Adelaide, 17 May 2010.

PATRICK CONLON, Minister for Transport

DTEI 2010/01461

ROAD TRAFFIC ACT 1961

Pursuant to Sections 161A and 163AA of the Road Traffic Act 1961

TRANSPORT OF LARGE RECTANGULAR BALED HAY**1. APPROVAL**

1.1 In accordance with the powers under section 161A of the *Road Traffic Act 1961* I hereby approve articulated prime mover and semi-trailer combinations carrying large rectangular baled hay which exceed 4.3 m in height and/or 2.5 m in width to travel on roads in South Australia subject to the conditions and limitations specified in this Notice.

2. EXEMPTION

2.1 In accordance with the powers under section 163AA of the *Road Traffic Act 1961*, I hereby exempt articulated prime mover and semi-trailer combinations carrying large rectangular baled hay from the following provisions of the *Road Traffic (Vehicle Standards) Rules 1999*:

- Rule 72 (1)—Height—4.3 m in height.
- Rule 66 (1)—Width—2.5 m in respect to the width of the load.

subject to the conditions and limitations specified in this Notice.

3. DEFINITIONS

3.1 For the purpose of this Notice large rectangular baled hay refers to a hay bale that is at least 2.4 m x 1.2 m x 1.2 m in dimension.

4. CONDITIONS AND LIMITATIONS APPLYING TO THIS NOTICE

4.1 The vehicle to which this Notice applies must operate in accordance with the conditions and limitations specified in the '*Code of Practice for the Transport of Large Rectangular Baled Hay*' dated April 2010, issued by the Department for Transport, Energy and Infrastructure (DTEI).

4.2 Except as otherwise specified in this Notice the Standard Form Conditions prescribed in the *Road Traffic (Oversize or Overmass Vehicle Exemptions) Regulations 1999* for the purposes of section 115 (3) of the *Road Traffic Act 1961*, shall not apply.

4.3 When operating under this Notice, the driver must carry a legible, current and complete copy of:

4.3.1 this Notice; and

4.3.2 the '*Code of Practice for the Transport of Large Rectangular Baled Hay*' dated April 2010 as issued by DTEI.

4.4 You must produce a copy of this Notice and/or the Code of Practice when requested to do so by an Authorised Officer appointed under the *Road Traffic Act 1961* or a Police Officer.

4.5 The vehicle to which this Notice applies is approved to operate on all roads in South Australia except those excluded by the Code of Practice or where a specific load limit or size restriction applies to that length of road.

4.6 The constructed width of the vehicle to which this Notice applies is not exempted from the maximum applicable width of 2.5 m.

4.7 The vehicle to which this Notice applies cannot exceed:

4.7.1 a maximum height of 4.6 m with respect to the vehicle and its load; and

4.7.2 a maximum width of 2.7 m with respect to the load.

5. COMMENCEMENT OF THIS NOTICE

5.1 This Notice is valid from 12.01 a.m. on 20 May 2010.

6. AUTHORISATION

Director, Transport Safety Regulation
For and on behalf of Executive Director, Safety and Regulation Division
Department for Transport, Energy and Infrastructure

TRAINING AND SKILLS DEVELOPMENT ACT 2008

Part 4—Apprenticeships/Traineeships

Pursuant to the provision of the Training and Skills Development Act 2008, the Training and Skills Commission (TaSC) gives notice that determines the following:

Trades or Declared Vocations in addition to the gazettals of:

- | | | | |
|----------------------|---------------------|-----------------------|-----------------------|
| 1. 25 September 2008 | 2. 23 October 2008 | 3. 13 November 2008 | 4. 4 December 2008 |
| 5. 18 December 2008 | 6. 29 January 2009 | 7. 12 February 2009 | 8. 5 March 2009 |
| 9. 12 March 2009 | 10. 26 March 2009 | 11. 30 April 2009 | 12. 18 June 2009 |
| 13. 25 June 2009 | 14. 27 August 2009 | 15. 17 September 2009 | 16. 24 September 2009 |
| 17. 9 October 2009 | 18. 22 October 2009 | 19. 3 December 2009 | 20. 17 December 2009 |
| 21. 22 October 2009 | 22. 3 December 2009 | 23. 17 December 2009 | 24. 11 February 2010 |
| 25. 19 February 2010 | 26. 18 March 2010 | 27. 8 April 2010 | 28. 6 May 2010 |

which set out the Trades and Declared Vocations and the terms and conditions applicable to the Trades and Declared Vocations.

Trades or Declared Vocations required Qualifications and Training Contract Conditions for the Resources and Infrastructure Training Package (RII09)

*Trade #Declared Vocation	Code	Title	Nominal Term of Training Contract	Probationary Period
#Extractive Industries	RII20209	Certificate II in Surface Extraction Operations	12	1
#Extractive Industries	RII20409	Certificate II in Underground Metalliferous Mining	12	1
#Extractive Industries	RII20509	Certificate II in Resource Processing	12	1
#Civil Construction and Maintenance Worker	RII20709	Certificate II in Civil Construction	18	1
#Drilling	RII20909	Certificate II in Drilling Operations	12	1
#Extractive Industries	RII30309	Certificate III in Underground Metalliferous Mining	24	2
#Extractive Industries	RII30409	Certificate III in Resource Processing	24	2
#Civil Construction and Maintenance Worker	RII30809	Certificate III in Civil Construction Plant Operations	36	3
#Civil Construction and Maintenance Worker	RII30909	Certificate III in Civil Construction	36	3

*Trade #Declared Vocation	Code	Title	Nominal Term of Training Contract	Probationary Period
#Road Construction and Maintenance Worker (Bituminous Surfacing)	RII31009	Certificate III in Bituminous Surfacing	24	2
#Pipelaying	RII31309	Certificate III in Pipe Laying	24	2
#Road Construction and Maintenance Worker	RII31409	Certificate III in Road Construction and Maintenance	36	3
#Drilling	RII31809	Certificate III in Drilling Operations	24	2
#Drilling	RII32009	Certificate III in Drilling Oil/Gas (On shore)	24	2
#Extractive Industries	RII40309	Certificate IV in Metalliferous Mining Operations (Underground)	36	3
#Extractive Industries	RII40509	Certificate IV in Resource Processing	36	3
#Extractive Industries	RII50109	Diploma of Surface Operation Management	36	3
#Extractive Industries	RII50309	Diploma of Minerals Processing	36	3

South Australia

Mining (Reservation from Act) (Coastal Land) Variation Proclamation 2010

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

Preamble

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

Part 1—Preliminary

1—Short title

This proclamation may be cited as the *Mining (Reservation from Act) (Coastal Land) Variation Proclamation 2010*.

2—Commencement

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

3—Variation provisions

In this proclamation, a provision under a heading referring to the variation of a specified proclamation varies the proclamation so specified.

Part 2—Variation of proclamation under *Mining Act 1971* reserving lands from operation of certain provisions of Act (Gazette 19.4.1973 p1777, fourth appearing) as varied

4—Variation of Schedule

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

- (iv) that land in the hundreds of Cunningham, Muloowurtie, Curramulka and Ramsay bounded as follows: commencing at a point being the intersection of latitude 34°23'S and a line parallel to, and 800 metres inland from highwater mark, Gulf St Vincent (western side), thence east to a line parallel to, and 100 metres inland from highwater mark, Gulf St Vincent (western side), thence generally southwesterly along the said line to latitude 34°37'S, west to a line parallel to and 800 metres inland from highwater mark, Gulf St Vincent (western side), thence generally northeasterly along the said parallel line to the point of commencement, all the within latitudes and longitudes being geodetic and expressed in terms of the Australian Geodetic Datum as defined on p. 4984 of Commonwealth Gazette number 84 dated October 6, 1966 (**AGD66**).

Made by the Governor's Deputy

with the advice and consent of the Executive Council
on 20 May 2010

MMRD10/004CS

South Australia

Tobacco Products (Exemption) Proclamation 2010

under section 71 of the *Tobacco Products Regulation Act 1997*

1—Short title

This proclamation may be cited as the *Tobacco Products (Exemption) Proclamation 2010*.

2—Commencement

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

3—Interpretation

In this proclamation—

Act means the *Tobacco Products Regulation Act 1997*;

prescribed period means the period commencing on 21 June 2010 and ending on 19 July 2010;

prescribed production means the stage production of *Smoke and Mirrors* produced by the Adelaide Festival Centre Trust.

4—Application of proclamation

This proclamation applies to the following persons:

- (a) a person employed by, or in relation to, the prescribed production;
- (b) an occupier of the Space Theatre at the Adelaide Festival Centre;
- (c) an employer with responsibility for a workplace consisting of the Adelaide Festival Centre Space Theatre in relation to the prescribed production.

5—Exemption from section 46 of the Act

- (1) A person to whom this proclamation applies is exempt from the operation of section 46 of the Act in relation to smoking occurring in the course of a performance or rehearsal of the prescribed production during the prescribed period.
- (2) An exemption under this clause is subject to the following conditions:
 - (a) smoking may only occur on a stage on which the prescribed production is being performed or rehearsed, or in a rehearsal room used in relation to the prescribed production;
 - (b) the area in which smoking may occur under the exemption must be well ventilated;
 - (c) a person may only smoke a tobacco product of a kind contemplated by paragraph (g) of the definition of *tobacco product* in section 4 of the Act.
- (3) If a person contravenes or fails to comply with a condition of an exemption specified in subclause (2), the exemption does not, while the contravention or non-compliance continues, operate in that person's favour.

Made by the Governor's Deputy

with the advice and consent of the Executive Council
on 20 May 2010

HEAC-2010-00014

South Australia

Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Variation Regulations 2010

under the *Road Traffic Act 1961*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 1999*

- 4 Variation of regulation 3—Interpretation
 - 5 Revocation of regulation 26A
 - 6 Variation of regulation 27—Approved booster seats, child restraints and child safety harnesses
 - 7 Variation of regulation 28—Exemptions from wearing seatbelts
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Variation Regulations 2010*.

2—Commencement

These regulations will come into operation on 1 July 2010.

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 *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 1999*

4—Variation of regulation 3—Interpretation

Regulation 3, definition of *medical practitioner*—delete the definition and substitute:
medical practitioner has the same meaning as in rule 267 (Exemptions from wearing seatbelts);

5—Revocation of regulation 26A

Regulation 26A—delete the regulation

6—Variation of regulation 27—Approved booster seats, child restraints and child safety harnesses

Regulation 27—delete "child restraints" and substitute:

booster seats, child restraints and child safety harnesses

7—Variation of regulation 28—Exemptions from wearing seatbelts

- (1) Regulation 28(1)(b) and (c)—delete paragraphs (b) and (c)
- (2) Regulation 28(3)—delete subregulation (3)

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 20 May 2010

No 34 of 2010

MRS08/006CS

South Australia

Road Traffic (Miscellaneous) Variation Regulations 2010

under the *Road Traffic Act 1961*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Road Traffic (Miscellaneous) Regulations 1999*

- 4 Variation of regulation 4—Interpretation
 - 5 Variation of regulation 8—Offences included in prescribed circumstances
 - 6 Variation of regulation 36—Seat belts and seat belt anchorages
 - 7 Variation of regulation 37—Child restraints, safety harnesses, booster seats etc
 - 8 Variation of Schedule 9—Expiation fees
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Road Traffic (Miscellaneous) Variation Regulations 2010*.

2—Commencement

These regulations will come into operation on 1 July 2010.

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 *Road Traffic (Miscellaneous) Regulations 1999*

4—Variation of regulation 4—Interpretation

- (1) Regulation 4(1)—after the definition of *level crossing offence* insert:

prescribed certification mark means the certification mark of—

- (a) Standards Australia; or
- (b) a body accredited under the system established by Australia and New Zealand known as the Joint Accreditation System of Australia and New Zealand;

(2) Regulation 4—after subregulation (5) insert:

(6) For the purposes of these regulations, each edition of—

- (a) an Australian Standard (or AS) of a specified number; and
- (b) an Australian/New Zealand Standard (or AS/NZS) of the same number,

will be taken to be an edition of the same standard.

5—Variation of regulation 8—Offences included in prescribed circumstances

Regulation 8(e)—delete ", 26A"

6—Variation of regulation 36—Seat belts and seat belt anchorages

Regulation 36(6)(b)—delete "the certification mark of the Standards Association of Australia" and substitute:

a prescribed certification mark

7—Variation of regulation 37—Child restraints, safety harnesses, booster seats etc

(1) Regulation 37(1)(a)—delete "the certification mark of the Standards Association of Australia" and substitute:

a prescribed certification mark certifying compliance with the standard

(2) Regulation 37(1)(b) and (c)—delete paragraphs (b) and (c) and substitute:

- (b) a device that complies with Australian/New Zealand Standard (AS/NZS) 1754 —*Child restraint systems for use in motor vehicles* and is clearly marked with a prescribed certification mark certifying compliance with the standard.

(3) Regulation 37—after subregulation (1) insert:

(1a) A booster seat or booster cushion—

- (a) that is an approved child restraint under subregulation (1); or
- (b) that—

- (i) is an integrated part of a motor vehicle; and
- (ii) was installed by the manufacturer of the motor vehicle to enable an existing adult lap and sash type seatbelt to become suitable for use by a child; and
- (iii) complies with the relevant ADR for child restraints of the type concerned,

is an approved booster seat.

(1b) A child safety harness that is an approved child restraint under subregulation (1) is an approved child safety harness.

(4) Regulation 37(3)—delete "child restraint or part of a child restraint" and substitute:

child restraint, child safety harness, booster seat or booster cushion, or part of such a device,

- (5) Regulation 37(4)—delete subregulation (4) and substitute:
- (4) For the purposes of this regulation, a device complies with a standard if it complies with the edition of the standard that was in force at the time of its manufacture in Australia or its importation into Australia (as the case may be) or with any later edition of the standard.
- (5) In this regulation—
- relevant ADR**, in relation to an integrated booster seat or cushion in a motor vehicle, means the ADR that was in force at the time the vehicle was manufactured in Australia or imported into Australia (as the case may be) or with any later version of the ADR.

8—Variation of Schedule 9—Expiation fees

- (1) Schedule 9, Part 3—after item relating to rule 235(2) insert:
- | | | |
|---------|---|------|
| 235(2A) | <i>Failing to finish crossing level crossing in accordance with rule if warning lights start flashing etc</i> | \$20 |
| 235A(2) | <i>Crossing pedestrian level crossing while there is a red pedestrian light</i> | \$20 |
| 235A(3) | <i>Failing to finish crossing pedestrian level crossing in accordance with rule if red pedestrian light appears</i> | \$20 |
- (2) Schedule 9, Part 3, item relating to rule 265(1)—delete "*seatbelt—*" and substitute:
- seatbelt, and be seated, in accordance with rule—*
- (3) Schedule 9, Part 3—after item relating to rule 265(1) insert:
- | | | |
|--------|---|-------|
| 265(3) | <i>Failing to ensure passengers 16 years old or older are wearing seatbelts, and are seated, in accordance with rule—</i> | |
| | failure in relation to 1 such passenger | \$240 |
| | failure in relation to more than 1 such passenger | \$292 |
- (4) Schedule 9, Part 3, item relating to rule 266(1)—delete "*wearing seatbelts or approved child restraints—*" and substitute:
- restrained and seated in accordance with rule—*
- (5) Schedule 9, Part 3, item relating to rule 268(1)—delete "\$144" and substitute:
- \$240
- (6) Schedule 9, Part 3, item relating to rule 268(2)—delete the item and substitute:
- | | | |
|--------|--|-------|
| 268(2) | <i>Travelling in or on part of motor vehicle designed primarily for carriage of goods unless enclosed and seatbelts fitted</i> | \$240 |
|--------|--|-------|
- (7) Schedule 9, Part 3, items relating to rules 268(4A) and 268(4B)—delete the items and substitute:
- | | | |
|---------|--|-------|
| 268(4A) | <i>Driving motor vehicle with passenger in or on part of vehicle not designed primarily for carriage of passengers or goods</i> | \$240 |
| 268(4B) | <i>Driving motor vehicle with passenger in or on part of vehicle designed primarily for carriage of goods unless enclosed and seatbelts fitted</i> | \$240 |
- (8) Schedule 9, Part 6, item relating to regulation 26A—delete the item

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 20 May 2010

No 35 of 2010

MRS08/006CS

South Australia

Liquor Licensing (Dry Areas—Long Term) Variation Regulations 2010

under the *Liquor Licensing Act 1997*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Liquor Licensing (Dry Areas—Long Term) Regulations 1997*

- 4 Variation of Schedule 1—Long term dry areas
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Liquor Licensing (Dry Areas—Long Term) Variation Regulations 2010*.

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 *Liquor Licensing (Dry Areas—Long Term) Regulations 1997*

4—Variation of Schedule 1—Long term dry areas

- (1) Schedule 1, item headed "Gawler—Area 1", column headed "Period"—delete "30 April 2010" and substitute:
13 May 2011
- (2) Schedule 1, item headed "Gawler—Area 2", column headed "Period"—delete "30 April 2010" and substitute:
13 May 2011
- (3) Schedule 1, item headed "Gawler—Area 3", column headed "Period"—delete "30 April 2010" and substitute:
13 May 2011

- (4) Schedule 1, item headed "Gawler—Area 4", column headed "Period"—delete "30 April 2010" and substitute:

13 May 2011

- (5) Schedule 1, item headed "Gawler—Area 5", column headed "Period"—delete "30 April 2010" and substitute:

13 May 2011

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 20 May 2010

No 36 of 2010

10MCA0015CS

South Australia

Legal Practitioners (Fees) Variation Regulations 2010

under the *Legal Practitioners Act 1981*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Legal Practitioners Regulations 2009*

- 4 Substitution of Schedule 2
Schedule 2—Fees

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Legal Practitioners (Fees) Variation Regulations 2010*.

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 *Legal Practitioners Regulations 2009*

4—Substitution of Schedule 2

Schedule 2—delete the Schedule and substitute:

Schedule 2—Fees

- | | | |
|---|---|-------------------------|
| 1 | For the issue or renewal of a practising certificate— | |
| | (a) for more than 6 months | \$351 fee
\$119 levy |
| | (b) for 6 months or less | \$205 fee
\$59 levy |
| 2 | Fee to accompany written notice provided under section 23D of the Act | \$30 |

- | | | |
|---|--|------|
| 3 | Fee to accompany an annual return lodged under section 24 of the Act | \$48 |
|---|--|------|

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 20 May 2010

No 37 of 2010

AGO0055/10CS

FAXING COPY?

IF you fax copy to **Government Publishing SA** for inclusion in the *Government Gazette*, there is **no need** to send a Confirmation Copy to us as well.

This creates confusion and may well result in your notice being printed **twice**.

Please use the following fax number:

Fax transmission: (08) 8207 1040
Phone Inquiries: (08) 8207 1045

Please include a contact person, phone number and order number so that we can phone back with any queries we may have regarding the fax copy.

NOTE: Closing time for lodging new copy (fax, hard copy or email) is 4 p.m. on Tuesday preceding the day of publication.

Government Gazette notices can be E-mailed.

The address is:

governmentgazette@dpc.sa.gov.au

Documents should be sent as attachments in Word format.

When sending a document via E-mail, please confirm your transmission with a faxed copy of your document, including the date the notice is to be published.

Fax transmission: (08) 8207 1040
Enquiries: (08) 8207 1045

NOTE: Closing time for lodging new copy (fax, hard copy or email) is 4 p.m. on Tuesday preceding the day of publication.

CITY OF PLAYFORD

ROADS (OPENING AND CLOSING) ACT 1991

*Walkway Closure—Spruance Road/Holcomb Street,
Elizabeth East*

NOTICE is hereby given pursuant to section 10 of the said Act, that Council proposes to make a Road Process Order to close and retain the walkway between Spruance Road and Holcomb Street shown as 'A' on Preliminary Plan No. 10/0015.

A copy of the plan and statement of persons affected are available for public inspection at Playford Civic Centre, 10 Playford Boulevard, Elizabeth and the Customer Service Area, 12 Bishopstone Road, Davoren Park together with the office of the Surveyor-General, 101 Grenfell Street, Adelaide during normal office hours.

Any application for easement or objection must be made in writing within 28 days from 20 May 2010, to the Council, 12 Bishopstone Road, Davoren Park, S.A. 5113 and the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001, setting out full details.

Where a submission is made, Council will give notification of a meeting to deal with the matter.

T. R. S. JACKSON, Chief Executive Officer

CITY OF PORT ADELAIDE ENFIELD

*Assignment of Names for New Roads and
Change of Name for Roads*

NOTICE is hereby given that the Council of the City of Port Adelaide Enfield at its meetings held on 9 March 2010 and 13 April 2010, resolved pursuant to section 219(1) of the Local Government Act 1999, that certain new roads be assigned street names and the names of certain roads be changed as follows:

- New road marked 'A' as shown on Map 1, be assigned the name Sturt Street, Mansfield Park.
- New road marked 'B' as shown on Map 1, be assigned the name Haddington Crescent, Mansfield Park.
- New road marked 'C' as shown on Map 1, be assigned the name Moseley Street, Mansfield Park.
- New road marked 'D' as shown on Map 1, be assigned the name Central Court, Mansfield Park.
- The name of the portion of Gateshead Street marked 'E' as shown on Map 1, be changed and assigned the name Haynes Close, Mansfield Park.
- The name of the portion of Ely Street marked 'F' as shown on Map 1, be changed and assigned the name Edward Court, Mansfield Park.
- The name of the portions of Ely Street and Gateshead Street be changed and assigned the name Medika Boulevard, Mansfield Park and new sections of road running between Hanson Road and Trafford Street be assigned the name Medika Boulevard, Mansfield Park, all marked 'G' as shown on Map 1.
- The name of the portion of Haddington Crescent marked 'H' between Gateshead Street to the junction of the new road marked 'B' as shown on Map 1, be changed and assigned the name Heinrich Street, Mansfield Park.

A map that delineates the new roads and the roads that are subject to the change of street names, together with a copy of the Council's resolutions are all available for inspection at the Council's Principal Office, 163 St Vincent Street, Port Adelaide; The Parks Library—Council Office, 2-46 Cowan Street, Angle Park; Enfield Library—Council Office, 1-9 Kensington Crescent, Enfield and Greenacres Library—Council Office, 2 Fosters Road, Greenacres, during their normal business hours.

H. WIERDA, Chief Executive Officer

THE BAROSSA COUNCIL

DEVELOPMENT ACT 1993

*The Barossa Council Development Plan—Mount Pleasant
Residential and Employment Area Development Plan
Amendment—Revised Public Meeting Arrangements*

NOTICE is hereby given that consultation on the Development Plan Amendment has concluded.

A public meeting will be held on 24 May 2010 at 7 p.m. at the Soldiers' Memorial Hall, 61 Melrose Street, Mount Pleasant.

Please note the change of venue.

Dated 10 May 2010.

D. MORCOM, Chief Executive Officer

DISTRICT COUNCIL OF BARUNGA WEST

Appointment—Acting Chief Executive Officer

NOTICE is hereby given that Mark Marziale has been appointed Acting Chief Executive Officer, during the period 17 May 2010 to 28 May 2010 (both dates inclusive) during the absence of the Chief Executive Officer on Annual Leave.

N. HAND, Chief Executive Officer

DISTRICT COUNCIL OF BARUNGA WEST

Change of Meeting Venue

NOTICE is hereby given that the next meeting of Council scheduled for Tuesday, 8 June 2010 at 7 p.m. will be held at the Bute Bowling Club, Bute, in lieu of the Council Chambers in Bute.

N. HAND, Chief Executive Officer

DISTRICT COUNCIL OF KIMBA

Change of Street Name

NOTICE is hereby given that following a public consultation period and in accordance with section 219 of the Local Government Act 1999, Council at its meeting held on Wednesday, 12 May 2010, agreed to change the name of Henry Street, Kimba, to Enright Street, Kimba.

D. A. CEARNS, Chief Executive Officer

DISTRICT COUNCIL OF MOUNT BARKER

Change of Road Name

NOTICE is hereby given that, pursuant to section 219 of the Local Government Act 1999, as amended, Council has deleted a road name within the District Council of Mount Barker as follow:

That D78786, dated 23 September 2008, be amended to show that the road name Griffin Court in Allotment 1513 has been deleted, as this road segment will be an extension to the road named Laver Street. All relevant government agencies and emergency services are being notified as are the residents affected by these changes.

Should anyone need further clarification of the name change, please contact Customer Services on 8391 7200 or in person at the Local Government Centre, 6 Dutton Road, Mount Barker.

A. STUART, Chief Executive Officer

DISTRICT COUNCIL OF MOUNT BARKER

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 1 of 2010—Permits and Penalties

A by-law to create a permit system for Council by-laws, to fix maximum and continuing penalties for offences, and for the construction of Council by-laws.

PART 1—PRELIMINARY

1. *Title*

This by-law may be cited as the Permits and Penalties By-law 2010 and is By-law No. 1 of the District Council of Mount Barker.

2. *Authorising law*

This by-law is made under section 246 of the Act and sections 667 (1) 3.LIV and 9.XVI of the Local Government Act 1934, as amended.

3. *Purpose*

The objects of this by-law are to provide for the good rule and government of the Council area, and for the convenience, comfort and safety of its inhabitants by:

- 3.1 creating a permit system for Council by-laws;
- 3.2 providing for the enforcement of breaches of Council by-laws and fixing penalties; and
- 3.3 clarifying the construction of Council by-laws.

4. *Commencement, Revocation and Expiry*

4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation¹:

4.1.1 By-law No. 1—Permits and Penalties.²

4.2 This by-law will expire on 1 January 2018.³

Note:

¹ Generally a by-law comes into operation four months after the day on which it is *gazetted*: Section 249 (5) of the Act.

² Section 253 of the Act provides that the revocation of a by-law by another by-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a by-law to a part or parts of the Council area.

³ Pursuant to section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the *gazetted* of the by-law.

5. *Application*

5.1. This by-law applies throughout the Council area.

6. *Interpretation*

In this by-law, unless the contrary intention appears:

- 6.1 *Act* means the Local Government Act 1999;
- 6.2 *Council* means District Council of Mount Barker;
- 6.3 *person* includes a body corporate.

Note:

Section 14 of the Interpretation Act 1915, provides that an expression used in this by-law has, unless the contrary intention appears, the same meaning as in the Act.

7. *Construction of By-laws Generally*

7.1 Every By-law of the Council is subject to any Act of Parliament and Regulations made thereunder.

7.2 In any by-law of the Council, unless the contrary intention appears permission means permission of the Council, granted in writing prior to the act, event or activity to which it relates.

PART 2—PERMITS AND PENALTIES

8. *Permits*

8.1 Where a by-law requires that permission be obtained any person seeking the grant of permission must submit a written application to the Council.

8.2 The Council may attach such conditions as it thinks fit to a grant of permission, and may vary or revoke such conditions or impose new conditions by notice in writing to the person granted permission.

8.3 A person granted permission must comply with every such condition.

8.4 The Council may suspend or revoke a grant of permission at any time by notice in writing to the person granted permission.

9. *Offences and Penalties*

9.1 A person who commits a breach of any by-law of the Council is guilty of an offence and is liable to a maximum penalty being the maximum penalty referred to in the Act that may be fixed by a by-law for any breach of a by-law.

9.2 A person who commits a breach of a by-law of the Council of a continuing nature is guilty of an offence and, in addition to any other penalty that may be imposed, is liable to a further penalty for every day on which the offence continues, such penalty being the maximum amount referred to in the Act that may be fixed by a by-law for a breach of a by-law of a continuing nature.

Note:

The maximum penalty for a breach of a by-law is currently \$750, and the maximum penalty for every day in which a breach of a continuing nature continues is currently \$50—see section 246 (3) (g) of the Act.

This by-law was duly made and passed at a meeting of the District Council of Mount Barker held on 17 May 2010, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

A. STUART, Chief Executive Officer

DISTRICT COUNCIL OF MOUNT BARKER

BY-LAW MADE UNDER LOCAL GOVERNMENT ACT 1999

By-law No. 2 of 2010—Moveable Signs

A by-law to set standards for moveable signs on roads and to provide conditions for the placement of such signs.

PART 1—PRELIMINARY

1. *Title*

This by-law may be cited as the Moveable Signs By-law 2010 and is By-law No. 2 of the District Council of Mount Barker.

2. *Authorising Law*

This by-law is made under sections 239 and 246 of the Act and sections 667 (1), 4.I and 9.XVI of the Local Government Act 1934, as amended.

3. *Purpose*

The object of this by-law is to set standards for moveable signs on roads:

- 3.1 to protect the comfort and safety of road users and members of the public;
- 3.2 to enhance the amenity of roads and surrounding parts of the Council area;
- 3.3 to prevent nuisances occurring on roads;
- 3.4 to prevent unreasonable interference with the use of a road; and
- 3.5 for the good rule and government of the Council area.

4. *Commencement, Revocation and Expiry*

4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation¹:

4.1.1 By-law No. 2—Moveable Signs.²

4.2 This by-law will expire on 1 January 2018.³

Note:

¹ Generally a by-law comes into operation four months after the day on which it is *gazetted*: Section 249 (5) of the Act.

² Section 253 of the Act provides that the revocation of a by-law by another by-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a by-law to a part or parts of the Council area.

³ Pursuant to section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the *gazettal* of the by-law.

5. Application

- 5.1 This by-law operates subject to the Council's Permits and Penalties By-law 2010.
- 5.2 This by-law operates throughout the Council area.

6. Interpretation

In this by-law, unless the contrary intention appears:

- 6.1 *Act* means the Local Government Act 1999;
- 6.2 *business premises* means premises from which a business is being conducted;
- 6.3 *Council* means District Council of Mount Barker;
- 6.4 *footpath area* means:
 - 6.4.1 that part of a road between the property boundary of the road and the edge of the carriageway on the same side as that boundary;
 - 6.4.2 a footway, lane or other place made or constructed for the use of pedestrians and not for the use of vehicles;
- 6.5 *vehicle* has the same meaning as in the Road Traffic Act 1961.

Note:

Section 14 of the Interpretation Act 1915, provides that an expression used in this by-law has, unless the contrary intention appears, the same meaning as in the Acts under which the by-law was made.

PART 2—MOVEABLE SIGNS

7. Construction and Design

A moveable sign placed on a footpath area must:

- 7.1 be of kind known as an 'A' Frame or Sandwich Board sign, an inverted 'T' sign, or a flat sign or, with the permission of the Council, a sign of some other kind;
- 7.2 be designed, constructed and maintained in good quality and condition;
- 7.3 be of strong construction and sufficiently stable or securely fixed so as to keep its position in adverse weather conditions;
- 7.4 have no sharp or jagged edges or corners;
- 7.5 not be unsightly or offensive in appearance or content;
- 7.6 be constructed of timber, metal, plastic or plastic coated cardboard, or a mixture of such materials;
- 7.7 not exceed 1 200 mm in height, 800 mm in width and 800 mm in depth;
- 7.8 in the case of an 'A' Frame or Sandwich Board sign:
 - 7.8.1 be hinged or joined at the top;
 - 7.8.2 be of such construction that its sides are securely fixed or locked in position when erected; and
 - 7.8.3 not have a base area in excess of 0.8 m²;
- 7.9 in the case of an inverted 'T' sign, not contain struts or members that run between the display area and the base of the sign;
- 7.10 not rotate or contain flashing parts.

8. Placement

A moveable sign must not be:

- 8.1 placed on any part of a road apart from the footpath area;
- 8.2 placed on a sealed part of any footpath area, unless the sealed part is wide enough to contain the sign and still leave a clear thoroughfare at least 1.2 m wide;
- 8.3 placed within 1 m of an entrance to any business premises;
- 8.4 placed other than adjacent to the premises of the business to which it relates;
- 8.5 placed so as to interfere with the reasonable movement of persons or vehicles using the footpath or road in the vicinity of where the moveable sign is placed;

- 8.6 placed closer than 1.2 m to the kerb (or, if there is no kerb, to the edge of the carriageway of a road or the shoulder of the road, which ever is the greater);
- 8.7 placed on a landscaped area, other than landscaping that comprises only lawn;
- 8.8 placed within 10 m of an intersection of two or more roads;
- 8.9 placed on a designated parking area;
- 8.10 tied, fixed or attached to, or placed closer than 1.2 m to any other structure, object or thing (including another moveable sign);
- 8.11 displayed during the hours of darkness unless it is clearly lit; or
- 8.12 placed in such a position or in such circumstances that the safety of a user of the footpath area or road is at risk.

9. Banners

A person must not erect or display a banner on a building or structure on a road without the Council's permission.

Note:

A person must not erect or display a banner on a public road for a business purpose without a permit from the Council issued under section 222 of the Local Government Act 1999.

10. Restrictions

- 10.1 The owner or operator of a business must not cause or allow more than one moveable sign to be adjacent each business premises to be displayed on the footpath area of a road at any time.
- 10.2 A person must not, without the Council's permission, display a moveable sign on or attached to or adjacent to a vehicle that is parked on Local Government land (including roads) primarily for the purpose of advertising or offering for sale a product (including the vehicle) or business to which the sign relates.
- 10.3 A person must not cause or allow a moveable sign to be placed on a footpath area unless:
 - 10.3.1 it only displays material which advertises a business being conducted on premises adjacent to the moveable sign or the goods and services available from that business; and
 - 10.3.2 the business premises to which it relates is open to the public.
- 10.4 If in the opinion of the Council a footpath area is unsafe for a moveable sign to be displayed, the Council may prohibit or restrict the display of a moveable sign on such conditions as the Council thinks fit.

11. Exemptions

- 11.1 Clause 10.3 of this by-law does not apply to a moveable sign which:
 - 11.1.1 advertises a garage sale taking place from residential premises;
 - 11.1.2 is a directional sign to an event run by an Incorporated Association, a community organisation or charitable body;
- 11.2 Subclause 10.3.1 of this by-law does not apply to a flat sign which only contains a newspaper headline and the name of a newspaper or magazine.
- 11.3 A requirement of this by-law will not apply where the Council has granted permission for the moveable sign to be displayed contrary to that requirement.

Note:

This by-law does not apply to moveable signs placed and maintained on a road in accordance with section 226 (3) of the Act, which includes any sign:

- placed there pursuant to an authorisation under another Act;
- designed to direct people to the open inspection of any land or building that is available for purchase or lease;
- related to a State or Commonwealth election and is displayed during the period commencing on the issue of the writ of writs for the election and ending at the close of polls on polling day;

- related to an election held under this Act or the Local Government (Elections) Act 1999 and is displayed during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
- the sign is of a prescribed class.

PART 3—ENFORCEMENT

12. *Removal of Moveable Signs*

- 12.1 A person must immediately comply with the order of an authorised person to remove a moveable sign made pursuant to section 227 (1) of the Act.
- 12.2 The owner of or other person entitled to recover a moveable sign removed by an authorised person pursuant to section 227 (2) of the Act, may be required to pay to the Council any reasonable costs incurred by the Council in removing and storing the moveable sign before being entitled to recover the moveable sign.
- 12.3 The owner, or other person responsible for a moveable sign must remove or relocate the moveable sign at the request of an authorised person:
- 12.3.1 if, in the opinion of an authorised person, and not withstanding compliance with this by-law, there is any hazard or obstruction or there is likely to be a hazard or obstruction arising out of the location of the moveable sign; or
- 12.3.2 for the purpose of special events, parades, roadworks or in any other circumstances which, in the opinion of the authorised person, require relocation or removal of the moveable sign to protect public safety or to protect or enhance the amenity of a particular locality.

This by-law was duly made and passed at a meeting of the District Council of Mount Barker held on 17 May 2010, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

A. STUART, Chief Executive Officer

DISTRICT COUNCIL OF MOUNT BARKER

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 3 of 2010—Roads

A by-law to regulate certain activities on roads in the Council area.

PART 1—PRELIMINARY

1. *Title*

This by-law may be cited as the Roads By-law 2010 and is By-law No. 3 of the District Council of Mount Barker.

2. *Authorising Law*

This by-law is made under sections 239 and 246 of the Act, regulation 13 (1) (c) of the Local Government (Implementation) Regulations 1999, and sections 667 (1), 4.I, 5.VII, 7.II and 9.XVI of the Local Government Act 1934, as amended.

3. *Purpose*

The objects of this by-law are to manage and regulate the prescribed uses of roads in the Council area:

- 3.1 to protect the convenience, comfort and safety of road users and members of the public;
- 3.2 to prevent damage to buildings and structures on roads;
- 3.3 to prevent certain nuisances occurring on roads; and
- 3.4 for the good rule and government of the Council area.

4. *Commencement, Revocation and Expiry*

- 4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation¹:
- 4.1.1 By-law No. 3—Roads By-law.²
- 4.2 This by-law will expire on 1 January 2018.³

Note:

¹ Generally a by-law comes into operation four months after the day on which it is *gazetted*: Section 249 (5) of the Act.

² Section 253 of the Act provides that the revocation of a by-law by another by-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a by-law to a part or parts of the Council area.

³ Pursuant to section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the *gazetted* of the by-law.

5. *Application*

5.1 This by-law operates subject to the Council's Permits and Penalties By-law 2010.

5.2 This by-law applies throughout the Council area.

6. *Interpretation*

In this by-law, unless the contrary intention appears:

- 6.1 *Act* means the Local Government Act 1999;
- 6.2 *animal* includes birds, insects and poultry but does not include a dog;
- 6.3 *camp* includes setting up a camp, or causing a tent, caravan or motor home to remain on the land for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the land;
- 6.4 *Council* means District Council of Mount Barker;
- 6.5 *effective control* means a person exercising effective control of an animal either:
- 6.5.1 by means of a physical restraint; or
- 6.5.2 by command, the animal being in close proximity to the person, and the person being able to see the animal at all times;
- 6.6 *electoral matter* has the same meaning as in the Electoral Act 1995, provided that such electoral matter is not capable of causing physical damage or injury to a person within its immediate vicinity;
- 6.7 *emergency worker* has the same meaning as in the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 1999;
- 6.8 *vehicle* has the same meaning as in the Road Traffic Act 1961.

Note:

Section 14 of the Interpretation Act 1915, provides that an expression used in this by-law has, unless the contrary intention appears, the same meaning as in the Acts under which the by-law was made.

PART 2—USE OF ROADS

7. *Activities Requiring Permission*

A person must not do any of the following activities on a road without the permission of the Council:

7.1 *Amplification*

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

7.2 *Animals*

7.2.1 Cause or allow an animal to stray onto, move over, or graze on a road except where the Council has set aside a track or other area for use by or in connection with an animal of that kind, and provided the animal or animals are under effective control.

7.2.2 Lead, herd or exercise an animal in such a manner as to cause a nuisance or endanger the safety of a person.

7.3 *Camping and Tents*

7.3.1 Erect a tent or other structure of calico, canvas, plastic or other similar material as a place of habitation.

7.3.2 Camp or sleep overnight.

7.4 Donations

Ask for or receive or indicate a desire for a donation of money or any other thing, or otherwise solicit for religious or charitable purposes.

7.5 Obstructions

Erect, install or place or cause to be erected, installed or placed any structure, object or material of any kind so as to obstruct a road or footway, water-channel, or watercourse in a road.

7.6 Posting of Bills

Subject to Clause 11.2, post or allow or cause to be posted any bills, advertisements, or other papers or items on a building or structure on a road.

7.7 Preaching

Preach, harangue or solicit for religious purposes.

7.8 Public Exhibitions and Displays

7.8.1 Sing, busk, play a recording or use a music instrument, or perform similar activities.

7.8.2 Conduct or hold a concert, festival, show, circus, performance or a similar activity.

7.8.3 Erect a stage or structure for the purpose of conducting or holding a concert, festival, show, circus, performance or a similar activity.

7.8.4 Cause any public exhibitions or displays.

7.9 Vehicles

Repair, wash, paint, panel beat or perform other work of a similar nature to a vehicle, except for running repairs in the case of a vehicle breakdown.

Note:

Movable signs on roads are regulated by sections 226 and 227 of the Act and the Council's Moveable Signs By-law (if any).

PART 3—ENFORCEMENT**8. Directions**

A person who, in the opinion of an authorised person is committing or has committed a breach of this by-law, must immediately comply with a direction of an authorised person to leave that part of the road.

9. Orders

If a person does not comply with an order of an authorised person made pursuant to section 262 of the Act in respect of a breach of this by-law, the Council may recover its costs of any action taken under section 262 (3) of the Act from the person to whom the order was directed.

Note:

Section 262 (1) of the Act states:

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

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

- cease busking on a road;
- remove an object or structure blocking a footpath;
- remove bills posted on a structure on a road;
- dismantle and remove a tent from a road.

10. Removal of Animals and Objects

An authorised person may remove an animal or object that is on a road in breach of a by-law if no person is in charge, or apparently in charge, of the animal or object.

PART 4—MISCELLANEOUS**11. Exemptions**

11.1 The restrictions in this by-law do not apply to a police officer, emergency worker, council officer or employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision of a council officer.

11.2 The restrictions in Clause 7.5 of this by-law do not apply to electoral matter authorised by a candidate and which is:

11.2.1 related to a Commonwealth or State election and occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day; or

11.2.2 related to an election under the Act or the Local Government (Elections) Act 1999 and occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or

11.2.3 related to, and occurs during the course of and for the purpose of a referendum.

This by-law was duly made and passed at a meeting of the District Council of Mount Barker held on 17 May 2010, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

A. STUART, Chief Executive Officer

DISTRICT COUNCIL OF MOUNT BARKER**BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999****By-law No. 4 of 2010—Local Government**

A by-law to regulate the access to and use of Local Government land (other than roads), and certain public places.

PART 1—PRELIMINARY**1. Title**

This by-law may be cited as the Local Government Land By-law 2010 and is By-law No. 4 of the District Council of Mount Barker.

2. Authorising law

This by-law is made under sections 238 and 246 of the Act and sections 667 (1) 4.1 and 9.XVI of the Local Government Act 1934, as amended.

3. Purpose

The objects of this by-law are to regulate the access to and use of Local Government land (other than roads), and certain public places:

- 3.1 to prevent and mitigate nuisances;
- 3.2 to prevent damage to Local Government land;
- 3.3 to protect the convenience, comfort and safety of members of the public;
- 3.4 to enhance the amenity of the Council area; and
- 3.5 for the good rule and government of the area.

4. Commencement, revocation and expiry

4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation¹:

4.1.1 By-law No. 4—Local Government Land.²

4.2 This by-law will expire on 1 January 2018.³

Note:

¹ Generally a by-law comes into operation four months after the day on which it is *gazetted*: Section 249 (5) of the Act.

^{2.} Section 253 of the Act provides that the revocation of a by-law by another by-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a by-law to a part or parts of the Council area.

^{3.} Pursuant to section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the gazettal of the by-law.

5. Application

5.1 This by-law operates subject to the Council's Permits and Penalties By-law 2010.

5.2 Subject to Clause 5.3 this by-law applies throughout the Council area.

5.3 Clauses 9.3, 9.8.1, 9.21.3, 10.5 and 10.11.3 of this by-law only apply in such part or parts of the Council area as the Council may, by resolution direct in accordance with section 246 (3) (e) of the Act.

6. Interpretation

In this by-law, unless the contrary intention appears:

6.1 *Act* means the Local Government Act 1999;

6.2 *animal or animals* includes birds and insects but does not include a dog;

6.3 *boat* includes a raft, pontoon or personal watercraft or other similar device;

6.4 *camp* includes setting up a camp, or causing a tent, caravan or motor home to remain on the land for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the land;

6.5 *children's playground* means an enclosed area in which there is equipment or other devices installed for the purpose of children's play (or within 3 m of such devices if there is no enclosed area);

6.6 *Council* means District Council of Mount Barker;

6.7 *electoral matter* has the same meaning as in the Electoral Act 1985 provided that such electoral matter is not capable of causing physical damage or injury to any person within its immediate vicinity;

6.8 *effective control* means a person exercising effective control of an animal either:

6.8.1 by means of a physical restraint; or

6.8.2 by command, the animal being in close proximity to the person and the person being able to see the animal at all times;

6.9 *emergency worker* has the same meaning as in the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 1999;

6.10 *funeral ceremony* means a ceremony only (i.e. a memorial service) and does not include a burial;

6.11 *liquor* has the same meaning as in the Liquor Licensing Act 1997;

6.12 *Local Government land* means all land owned by the Council or under the Council's care, control and management (except roads);

6.13 *offensive* includes threatening, abusive, insulting or annoying behaviour and offend has a complementary meaning;

6.14 *open container* means a container which:

(a) after the contents of the container have been sealed at the time of manufacture -

(i) being a bottle, it has had its cap, cork or top removed (whether or not it has since been replaced);

(ii) being a can, it has been opened or punctured;

(iii) being a cask, it has had its tap placed in a position to allow it to be used;

(iv) being any other form of container, it has been opened, broken, punctured or manipulated in such a way as to allow access to its contents; or

(v) is a flask, glass, mug or other container able to contain liquid.

6.15 *tobacco product* has the same meaning as in the Tobacco Products Regulation Act 1997;

6.16 *vehicle* has the same meaning as in the Road Traffic Act 1961;

6.17 *waters* includes a body of water, including a pond, lake, river, creek or wetlands under the care, control and management of the Council.

Note:

Section 14 of the Interpretation Act 1915, provides that an expression used in a by-law has, unless the contrary intention appears, the same meaning as in the Acts under which the by-law was made.

PART 2—ACCESS TO LOCAL GOVERNMENT LAND

7. Access

Note:

Pursuant to section 238 (7) of the Act, if a Council makes a by-law about access to or use of a particular piece of Local Government land (under section 238), the Council must erect a sign in a prominent position on, or in the immediate vicinity of, the land to which the by-law applies.

The Council may:

7.1 close, or regulate or restrict access to, any part of Local Government land to the public for specified times and days; and

7.2 fix charges or fees payable for entry onto any part of Local Government land.

8. Closed lands

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

8.1 which has been closed, or in respect of which access by the public is regulated or restricted in accordance with Clause 7.1;

8.2 where entry fees or charges are payable, without paying those fees or charges; or

8.3 where the land has been enclosed by fences and/or walls and gates that have been closed and locked.

PART 3—USE OF LOCAL GOVERNMENT LAND

9. Activities requiring permission

Note:

Pursuant to section 238 (7) of the Act, if a Council makes a by-law about access to or use of a particular piece of Local Government land (under section 238), the Council must erect a sign in a prominent position on, or in the immediate vicinity of, the land to which the by-law applies.

A person must not without the permission of the Council, do any of the following on Local Government land.

9.1 Advertising

Subject to Clause 14.2, display, paint or erect any sign or hoarding for the purpose of commercial advertising or any other purpose.

9.2 Aircraft

Subject to the Civil Aviation Act 1988, land any aircraft on, or take off any aircraft from the land.

9.3 Alcohol

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

9.4 Amplification

Use an amplifier or other mechanical or electrical device for the purpose of broadcasting sound, or magnifying sound, to an audience.

9.5 Animals

9.5.1 On Local Government land:

(a) cause or allow an animal to stray onto, move over, graze or be left unattended on Local Government land; or

- (b) cause or allow an animal to enter, swim, bathe or remain in any waters located on Local Government land; or
- (c) lead, herd or exercise an animal, except where the Council has set aside a track or other area for use by or in connection with an animal of that kind, and provided that the animal or animals are under effective control.

9.6 Attachments

Subject to Clause 14.2, attach anything to a tree, plant, equipment, fence, post, structure or fixture on Local Government land.

9.7 Bees

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

9.8 Boats

Subject to the provisions of the Harbors and Navigation Act 1993:

- 9.8.1 launch or retrieve a boat to or from any waters where the Council has determined that this subclause applies;
- 9.8.2 launch or retrieve a boat other than from a boat ramp constructed and set aside by the Council for that purpose;
- 9.8.3 propel, float or otherwise use a boat on or in any waters;
- 9.8.4 hire out a boat or otherwise use a boat for commercial purposes; or
- 9.8.5 moor a boat on any waters or to a pontoon attached to Local Government land.

9.9 Bridge Jumping

Jump or dive from a bridge on Local Government land.

9.10 Buildings

Use a building, or structure on Local Government land for a purpose other than its intended purpose.

9.11 Burials and Memorials

- 9.11.1 Bury, inter or spread the ashes of any human or animal remains.
- 9.11.2 Erect any memorial.

9.12 Camping and Tents

- 9.12.1 Erect a tent or other structure of calico, canvas, plastic or similar material as a place of habitation.
- 9.12.2 Camp or sleep overnight except where a person is in a caravan park on Local Government land, the proprietor of which has been given permission to operate the caravan park on that land.

9.13 Canvassing

Convey any advertising, religious or other message to any bystander, passer-by or other.

9.14 Distribution

Subject to Clause 14.2, place on a vehicle (without the consent of the owner of the vehicle), or give out or distribute any hand bill, book, notice, leaflet, or other printed matter to any bystander, passer-by or other person.

9.15 Donations

Ask for or receive or indicate that he or she desires a donation of money or any other thing.

9.16 Entertainment and Busking

- 9.16.1 Sing, busk or play a recording or use a musical instrument for the apparent purpose of either entertaining others or receiving money.
- 9.16.2 Conduct or hold a concert, festival, show, public gathering, circus, meeting, performance or any other similar activity.

9.17 Equipment

Use an item of equipment, facilities or property belonging to the Council if that person is of or over the age indicated by a sign or notice as the age limit for using such equipment, facility or property.

9.18 Fires

Subject to the Fire and Emergency Services Act 2005 light a fire except:

- 9.18.1 in a place provided by the Council for that purpose; or
- 9.18.2 in a portable barbeque, as long as the barbeque is used in an area that is clear of flammable material for a distance of at least 4 m.

9.19 Fireworks

Ignite or discharge any fireworks.

9.20 Flora and Fauna

Subject to the Native Vegetation Act 1991 and the National Parks and Wildlife Act 1972:

- 9.20.1 damage, pick, disturb, interfere with or remove any plant or flower thereon;
- 9.20.2 cause or allow an animal to stand or walk on any flower bed or garden plot;
- 9.20.3 deposit, dig, damage, disturb, interfere with or remove any soil, stone, wood, clay, gravel, pebbles, timber, bark or any part of the land;
- 9.20.4 take, interfere with, tease, harm or disturb any animal, bird or marine creature or the eggs or young of any animal, bird or marine creature;
- 9.20.5 pick, collect, take, interfere with or disturb any fruit, nuts, berries or native seeds;
- 9.20.6 disturb, interfere with or damage any burrow, nest or habitat of any animal or bird;
- 9.20.7 use, possess or have control of any device for the purpose of killing or capturing any animal, bird or marine creature; or
- 9.20.8 burn any timber or dead wood.

9.21 Games

- 9.21.1 Participate in, promote or organise any organised competition or sport, as distinct from organised social play.
- 9.21.2 Play or practise any game which involves kicking, hitting or throwing a ball or other object on Local Government land which may cause or be likely to cause injury or discomfort to a person being on or in the vicinity of that land or detract from or be likely to detract from another person's lawful use and enjoyment of that land.
- 9.21.3 Play or practise the game of golf on Local Government land to which the Council has resolved this subclause applies.

9.22 Litter

- 9.22.1 Throw, cast, place, deposit or leave any rubbish, dirt or refuse of any kind whatsoever except in a garbage container provided for that purpose.
- 9.22.2 Deposit any soil, clay, stone, gravel, green waste or other putrescible waste or any other matter.

9.23 Marine Life

Introduce any marine life to any waters located on Local Government land.

9.24 Model Aircraft, Boats and Cars

Fly or operate a model aircraft, boat or model or remote control vehicle in a manner which may cause or be likely to cause injury or discomfort to a person being on or in the vicinity of the land or detract from or be likely to detract from another person's lawful use and enjoyment of the land.

- 9.25 *Overhanging Articles or Displaying Personal Items*
Suspend or hang an article or object from a building, verandah, pergola, post or other structure on Local Government land where it might present a nuisance or danger to a person using the land or be of an unsightly nature.
- 9.26 *Playing Area*
Use or occupy a playing area:
- 9.26.1 in such a manner as to damage or be likely to damage the surface of the playing area or infrastructure (above and under ground level);
- 9.26.2 in a manner contrary to the purpose for which the playing area was intended to be used or occupied; or
- 9.26.3 contrary to directions of the Council made by resolution and indicated on a sign displayed adjacent to the playing area.
- 9.27 *Pontoons*
Install or maintain a pontoon or jetty in any waters.
- 9.28 *Posting of Bills*
Subject to Clause 14.2, post or allow or cause to be posted any bills, advertisements or other papers or items on a building or structure on Local Government land or in a public place.
- 9.29 *Preaching*
Preach, harangue or solicit for religious purposes.
- 9.30 *Property on Local Government land*
Paint, spray, write, cut names, letters or make marks on any rock, gate, fence, building, sign, bridge or property of the Council;
- 9.31 *Ropes*
Place a buoy, cable, chain, hawser, rope or net in or across any waters.
- 9.32 *Swimming*
Subject to the provisions of the Harbors and Navigation Act 1993 swim in, bathe or enter any waters except:
- 9.32.1 in an area which the Council has determined may be used for such purposes; and
- 9.32.2 in accordance with any conditions that the Council may have determined by resolution apply to such use.
- 9.33 *Trading*
Sell, buy, offer or display anything for sale.
- 9.34 *Vehicles*
- 9.34.1 Drive or propel a vehicle except on an area or road constructed and set aside by the Council for that purpose.
- 9.34.2 Promote, organise or take part in a race, test or trial of any kind in which vehicles take part, except on an area properly constructed for that purpose.
- 9.34.3 Repair, wash, paint, panel beat or carry out other work to a vehicle, except for running repairs in the case of a breakdown.
- 9.35 *Weddings, Functions and Special Events*
- 9.35.1 Hold, conduct or participate in a marriage ceremony, funeral or special event.
- 9.35.2 Erect a marquee, stage or structure for the purpose of holding or conducting a wedding, funeral or special event.
- 9.35.3 Hold or conduct any filming where the filming is for a commercial purpose.
10. *Prohibited Activities*
A person must not do any of the following on Local Government land.
- 10.1 *Animals*
- 10.1.1 Cause or allow any animal to enter, swim, bathe or remain in any waters to the inconvenience, annoyance or danger of any other person bathing or swimming.
- 10.1.2 Cause or allow an animal to damage a flowerbed, garden plot, tree, lawn or like thing or place.
- 10.1.3 Lead, herd or exercise a horse in such manner as to cause a nuisance or endanger the safety of a person.
- 10.2 *Annoyances*
Do anything likely to offend or unreasonably interfere with any other person:
- (a) using that land; or
- (b) occupying nearby premises, by making a noise or creating a disturbance.
- 10.3 *Defacing Property*
Deface any tree, rock, gate, fence, building, sign, bridge or property of the Council.
- 10.4 *Equipment*
Use any item of equipment, facilities or property belonging to the Council other than in the manner and for the purpose for which it was designed, constructed or intended to be used or in such manner as is likely to damage or destroy it.
- 10.5 *Fishing*
- 10.5.1 Fish in any waters to which the Council has determined this subclause applies.
- 10.5.2 Fish from a bridge or other structure to which the Council has determined this subclause applies
- 10.6 *Glass*
Willfully break any glass, china or other brittle material.
- 10.7 *Interference with Land*
Interfere with, alter or damage the land (including a building, structure or fixture located on the land) including:
- 10.7.1 altering the construction or arrangement of the land to permit or facilitate access from an adjacent property;
- 10.7.2 erecting or installing a structure in, on, across, under or over the land;
- 10.7.3 changing or interfering with the construction, arrangement or materials of the land;
- 10.7.4 planting a tree or other vegetation on the land, interfering with the vegetation on the land or removing vegetation from the land; or
- 10.7.5 otherwise use the land in a manner contrary to the purpose for which the land was designed to be used.
- 10.8 *Interference with Permitted Use*
Interrupt, disrupt or interfere with any other person's use of Local Government land which is permitted or for which permission has been granted.
- 10.9 *Nuisance*
Behave in such a manner as to cause discomfort, inconvenience, annoyance or offence to any other person.
- 10.10 *Playing games*
Play or practise a game:
- 10.10.1 which is likely to cause damage to the land or anything on it;
- 10.10.2 in any area where a sign indicates that the game is prohibited.

10.11 *Smoking*

Smoke, hold or otherwise have control over an ignited tobacco product or any other substance:

- 10.11.1 in any building;
- 10.11.2 in any children's playground; or
- 10.11.3 on any land to which the Council has determined this subclause applies.

10.12 *Throwing objects*

Throw, roll, project or discharge a stone, substance or other missile, excluding sport and recreational equipment designed to be used in that way.

10.13 *Toilets*

In any public convenience on Local Government land:

- 10.13.1 urinate other than in a urinal or pan or defecate other than in a pan set apart for that purpose;
- 10.13.2 deposit anything in a pan, urinal or drain which is likely to cause a blockage;
- 10.13.3 use it for a purpose for which it was not designed or constructed;
- 10.13.4 enter a toilet that is set aside for use by the opposite sex except:
 - (a) where a child under the age of eight years is accompanied by an adult parent or guardian of that sex;
 - (b) to provide assistance to a disabled person; or
 - (c) in the case of a genuine emergency.

10.14 *Solicitation*

Tout or solicit customers for the parking of vehicles or for any other purpose whatsoever.

10.15 *Waste*

- 10.15.1 Deposit or leave thereon:
 - (a) anything obnoxious or offensive;
 - (b) any offal, dead animal, dung or filth; or
 - (c) any mineral, mineral waste, industrial waste or bi-products.
- 10.15.2 Foul or pollute any waters situated thereon.
- 10.15.3 Deposit any rubbish other than in receptacles provided by the Council for that purpose.
- 10.15.4 Deposit in a receptacle any rubbish emanating from domestic or trade purposes, unless designated by a sign or signs.

PART 4—ENFORCEMENT

11. *Directions*

11.1 A person on Local Government land must comply with a reasonable direction from an authorised person relating to:

- 11.1.1 that person's use of the land;
- 11.1.2 that person's conduct and behaviour on the land;
- 11.1.3 that person's safety on the land; or
- 11.1.4 the safety and enjoyment of other persons on the land.

11.2 A person who, in the opinion of an authorised person, is likely to commit or has committed, a breach of this by-law must immediately comply with a direction of an authorised person to leave that part of Local Government land.

12. *Orders*

If a person fails to comply with an order of an authorised person made pursuant to section 262 of the Act in respect of a breach of this by-law, the Council may recover its costs of any action taken under section 262 (3) of the Act from the person to whom the order was directed.

Note:

Section 262 (1) of the Act states:

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

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

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

13. *Removal of Animals and Objects*

An authorised person may remove an animal or object that is on Local Government land in breach of a by-law if no person is in charge of, or apparently in charge of, the animal or object.

PART 5—MISCELLANEOUS

14. *Exemptions*

14.1 The restrictions in this by-law do not apply to a Police Officer, Emergency Worker, Council Officer or employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision of a Council Officer.

14.2 The restrictions in Clauses 9.1, 9.6, 9.14 and 9.28 of this by-law do not apply to electoral matter authorised by a candidate and which is:

- 14.2.1 related to a Commonwealth or State election and occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day; or
- 14.2.2 related to an election under the Act or the Local Government (Elections) Act 1999 and occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
- 14.2.3 related to, and occurs during the course of and for the purpose of a referendum.

This by-law was duly made and passed at a meeting of the District Council of Mount Barker held on 17 May 2010, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

A. STUART, Chief Executive Officer

DISTRICT COUNCIL OF MOUNT BARKER

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 5 of 2010—Dogs

A by-law to limit the number of dogs kept on premises and for the management and control of dogs in the Council area.

PART 1—PRELIMINARY

1. *Title*

This by-law may be cited as the Dog By-law 2010 and is By-law No. 5 of the District Council of Mount Barker.

2. *Authorising Law*

This by-law is made under section 90 (5) of the Dog and Cat Management Act 1995, sections 238 and 246 of the Act, and sections 667 (1), 9.XVI of the Local Government Act 1934, as amended.

3. Purpose

The objects of this by-law are to control and manage dogs in the Council area:

- 3.1 to reduce the incidence of environmental nuisance caused by dogs;
- 3.2 to promote responsible dog ownership;
- 3.3 to protect the convenience, comfort and safety of members of the public; and
- 3.4 for the good rule and government of the Council area.

4. Commencement, Revocation and Expiry

- 4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation¹:
 - 4.1.1 By-law No. 5—Dogs.²
- 4.2 This by-law will expire on 1 January 2018.³

Note:

- ¹ Generally a by-law comes into operation four months after the day on which it is *gazetted*: Section 249 (5) of the Act.
- ² Section 253 of the Act provides that the revocation of a by-law by another by-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a by-law to a part or parts of the Council area.
- ³ Pursuant to section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the *gazetted* of the by-law.

5. Application

- 5.1 This by-law operates subject to the Council's Permits and Penalties By-law 2010.
- 5.2 Subject to Clause 5.3, this by-law applies throughout the Council area.
- 5.3 Clauses 9.1.1 and 10.1.3 of this by-law only apply in such part or parts of the Council area as the Council may, by resolution direct in accordance with section 246 (3) (e) of the Act.

6. Interpretation

In this by-law, unless the contrary intention appears:

- 6.1 *Act* means the Local Government Act 1999;
- 6.2 *approved kennel establishment* means a building, structure or area approved by a relevant authority, pursuant to the Development Act 1993, for the keeping of dogs on a temporary or permanent basis;
- 6.3 *children's playground* means an enclosed area in which there is equipment or other installed devices for the purpose of children's play (or within 3 m of such devices if there is no enclosed area);
- 6.4 *Council* means District Council of Mount Barker;
- 6.5 *dog* (except for in Clause 7.1) has the same meaning as in the Dog and Cat Management Act 1995;
- 6.6 *effective control* means a person exercising effective control of a dog either:
 - 6.6.1 by means of a physical restraint; or
 - 6.6.2 by command, the dog being in close proximity to the person and the person being able to see the dog at all times;
- 6.7 *keep* includes the provision of food or shelter;
- 6.8 *premises* includes land, whether used or occupied for domestic or non-domestic purposes, except an approved kennel establishment;
- 6.9 *small dwelling* means a self-contained residence that is:
 - 6.9.1 a residential flat building; or
 - 6.9.2 on an allotment less than 400 m² in area;
- 6.10 *working dog* means a dog used principally for droving or tending livestock.

Note:

Section 14 of the Interpretation Act 1915, provides that an expression used in this by-law has, unless the contrary intention appears, the same meaning as in the Acts under which the by-laws was made.

PART 2—LIMITS ON DOG NUMBERS

7. Limits on Dog Numbers in Private Premises

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

PART 3—DOG CONTROLS

8. Dog Exercise Areas

- 8.1 Subject to Clauses 9 and 10 of this by-law, a person may enter a park in the Council area for the purpose of exercising a dog under his or her effective control.
- 8.2 A person entering a dog exercise area designated by the Council must ensure that any dog under that person's control, charge or authority is under effective control at all times.

9. Dog on Leash Areas

- 9.1 A person must not, without the Council's permission, allow a dog under that person's control, charge or authority (except an accredited guide dog, hearing dog or disability dog that is required to remain off-lead in order to fulfil its functions) to be or remain:
 - 9.1.1 on Local Government land or public place to which the Council has resolved that this subclause applies; and
 - 9.1.2 on any park or reserve during times when organised sport is being played;
 unless the dog is secured by a strong leash not exceeding 2 m in length which is either tethered securely to a fixed object capable of securing the dog or held by a person capable of controlling the dog and preventing it from being a nuisance or a danger to other persons.

10. Dog Prohibited Areas

- 10.1 A person must not allow a dog under that person's control, charge or authority (except an accredited guide dog, hearing dog or disability dog) to enter or remain:
 - 10.1.1 on any children's playground on Local Government land;

- 10.1.2 in any waters located on Local Government Land; or
- 10.1.3 on any other Local Government land or public place to which the Council has determined that this subclause applies.

11. Dog Faeces

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

PART 4—ENFORCEMENT

12. Orders

- 12.1 If a person engages in conduct that is in contravention of this by-law, an authorised person may order that person:
- 12.1.1 if the conduct is still continuing—to stop the conduct; and
- 12.1.2 whether or not the conduct is still continuing—to take specified action to remedy the contravention.
- 12.2 A person must comply with an order under this clause.
- 12.3 If a person does not comply with an order, the authorised person may take action reasonably required to have the order carried out, and the Council may recover its costs of any action so taken from the person to whom the order was directed.
- 12.4 However, an authorised person may not use force against a person under this section.

Note:

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

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

This by-law was duly made and passed at a meeting of the District Council of Mount Barker held on 17 May 2010, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

A. STUART, Chief Executive Officer

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

- Bown, Glennys Elliston*, late of 10 Higgs Street, Mount Gambier, of no occupation, who died on 8 December 2009.
- Docking, Edward August*, late of Placid Estate Road, Wellington East, retired construction worker, who died on 20 January 2010.
- Goddard, Violet Ann Lillian*, late of 4 Gibb Road, Aldgate, of no occupation, who died on 29 January 2010.
- Goody, Mary Theresa*, late of 324 Military Road, Semaphore Park, of no occupation, who died on 31 July 2009.
- Green, Michael*, late of 103 Royal Avenue, Pooraka, storeman, who died on 24 July 2009.
- Hurford, Dorothy Blanche*, late of Tapleys Hill Road, Hendon, of no occupation, who died on 1 April 2010.
- Kovacs, Hermann*, late of 10 Loveday Street, Whyalla Norrie, retired storeman, who died on 13 September 2008.
- McDonald, Madge Lorraine*, late of 61 Silkes road, Paradise, retired librarian, who died on 22 March 2010.
- Morris, May Evelyn*, late of 28 Liddell Drive, Huntfield Heights, of no occupation, who died on 18 January 2010.
- Reha, Joyce Melba*, late of 23 Catalina Road, Elizabeth East, of no occupation, who died on 19 July 2009.
- Schleicher, Ima*, late of 14 Berrett Road, Gawler East, widow, who died on 13 December 2009.
- Tasker, Patricia*, late of 8 Mine Street, Kadina, of no occupation, who died on 10 March 2010.
- Tonkin, Eileen Nancy*, late of 43 Marlborough Street, Malvern, of no occupation, who died on 11 February 2010.
- Warren, Millie Susan*, late of 580 Lower North East Road, Campbelltown, of no occupation, who died on 26 December 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 18 June 2010, otherwise they will be excluded from the distribution of the said estate; and notice is also hereby given that all persons who are indebted to the said estates are required to pay the amount of their debts to the Public Trustee or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estates are forthwith to deliver the same to the Public Trustee.

Dated 20 May 2010.

M. I. BODYCOAT, Public Trustee

ATTENTION

CUSTOMERS requiring a proof of their notice for inclusion in the *Government Gazette*, please note that the onus is on you to inform **Government Publishing SA** of any subsequent corrections by **10 a.m. on Thursday**, which is our publication deadline.

For any corrections to your notice please phone 8207 1045 or Fax 8207 1040 **before** 10 a.m. on Thursday.

If we do not receive any communication by 10 a.m. on Thursday (day of publication) we will presume the notice is correct and will print it as it is.

Remember—the onus is on you to inform us of any corrections necessary to your notice.

NOTE: Closing time for lodging new copy (electronically, fax or hard copy) is 4 p.m. on Tuesday preceding the day of publication. Phone 8207 1045—Fax 8207 1040.

Email: governmentgazette@dpc.sa.gov.au