



# THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

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ADELAIDE, TUESDAY, 30 MAY, 2017

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

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Department of the Premier and Cabinet  
Adelaide, 30 May 2017

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

No. 17 of 2017—ANZAC Day Commemoration (Veterans' Advisory Council) Amendment Act 2017. An Act to amend the ANZAC Day Commemoration Act 2005.

By command,

IAN KEITH HUNTER, for Premier

DPC06/0875

Department of the Premier and Cabinet  
Adelaide, 30 May 2017

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the State Planning Commission, pursuant to the provisions of the Planning, Development and Infrastructure Act 2016:

Member: (from 30 May 2017 until 29 May 2020)

Janet May Hunter Finlay  
Michael Andrew Lennon  
Fairlie Delbridge  
Allan Holmes  
Matt James Davis

By command,

IAN KEITH HUNTER, for Premier

PLN0012/17CS

#### ADMINISTRATIVE ARRANGEMENTS ACT 1994

##### INSTRUMENT OF DELEGATION

###### *Delegation of Power to the Minister for Planning*

PURSUANT to Section 9 (1) of the Administrative Arrangements Act 1994, I, Stephen Campbell Mullighan, Minister for Transport and Infrastructure, hereby delegate all the powers and functions vested in me under Sections 20 (1) (a) and 20B of the Highways Act 1926 and Section 12A of the Land Acquisition Act 1969, in respect of any decision, process or act to be made or performed under those provisions to the person for the time being holding or acting in the office of Minister for Planning insofar as the exercise of those powers and functions relates to the acquisition of land (or part of the land) described in Schedule 1 of this Instrument of Delegation.

This Instrument of Delegation has effect from the day on which it is published in the *Government Gazette*.

This Instrument of Delegation may be revoked or varied at any time by me by further notice published in the *Government Gazette*.

##### SCHEDULE 1

The land comprised in Certificates of Title Volume 6134, Folio 234 and Volume 6134, Folio 235, being land required for the project being undertaken by the Department of Planning Transport and Infrastructure known as the 'Bus Indents on Glen Osmond Road Project'.

Dated 23 May 2017.

STEPHEN MULLIGHAN, Minister  
for Transport and Infrastructure

#### DEPARTMENT OF THE PREMIER AND CABINET

##### *Appointment of the Government Printer*

I FORMALLY appoint Sinead O'Brien, Executive Director, Office for Customer, ICT and Digital Transformation to the role of Government Printer.

Dated 26 May 2017.

DR DON RUSSELL, Chief Executive

#### DEVELOPMENT ACT 1993: SECTION 48

##### DECISION BY THE MINISTER FOR PLANNING AS DELEGATE OF THE GOVERNOR

###### *Preamble*

1. On 18 February 2016 notice of the Governor's decision to grant a development authorisation under Section 48 of the Development Act 1993, in respect of a proposal to establish and operate a golf course resort on the south eastern coast of Kangaroo Island by Programmed Turnpoint Pty Ltd, was published in the *South Australian Government Gazette* at p 535.

2. Simultaneously, the Governor delegated his power to grant a variation to the Kangaroo Island Golf Course Resort development authorisation to the Minister for Planning pursuant to Section 48 (8) of the Development Act 1993.

3. By letter dated 26 April 2017, Kangaroo Island Links Pty Ltd, now being the beneficiary of the development authorisation, sought a variation to the authorisation so as to permit modifications to the layout of the development. The golf course, clubhouse/lodge and tourist accommodation (including a hotel) have been repositioned towards the southern boundary of the site to be closer to the coastline. The land division (for residential or tourist accommodation uses) has been repositioned towards the centre of the site.

4. I am satisfied that the Public Environmental Report and Assessment Report prepared in relation to the proposed Major Development are appropriate and have had regard, when considering the proposed Major Development, to all relevant matters under Section 48 (5).

5. For ease of reference the conditions attached to the Kangaroo Island Golf Course Resort development authorisation are republished in full hereunder.

###### *Decision*

PURSUANT to Section 48 (7) (b) (ii) of the Development Act 1993; and having due regard to the matters set out in Section 48 (5) and all other relevant matters; and exercising the power of the Governor delegated by notice in the *South Australian Government Gazette* dated 18 February 2016, pursuant to Section 48 (8), I:

- (a) vary the Kangaroo Island Links Pty Ltd Kangaroo Island Golf Course Resort development authorisation dated 18 February 2016, subject to the conditions set out below;
- (b) specify under Section 48 (7) (b) (iii) all matters which are the subject of conditions herein as matters in respect of which the conditions of this authorisation may be varied or revoked, or new conditions attached; and
- (c) specify for the purposes of Section 48 (11) (b) the period of two years from the date of this development authorisation as the time within which substantial work must be commenced on site, failing which I may cancel this authorisation under Section 48 (11).

##### CONSOLIDATED VERSION OF CONDITIONS OF AUTHORISATION

###### *General*

1. The proponent shall carry out the development generally in accordance with the:

- (a) Development Application, prepared by Programmed Turnpoint Pty Ltd, dated April 2014, except as varied by the conditions listed below or to the extent that they are varied by the plans and drawings described in paragraph (d);
- (b) Public Environmental Report, prepared by Programmed Turnpoint Pty Ltd, dated April 2015, except as varied by the conditions listed below or to the extent that they are varied by the plans and drawings described in paragraph 1 (d);
- (c) Response Document prepared by Branford Planning + Design on behalf of Programmed Turnpoint Pty Ltd, dated August 2015, except as varied by the conditions listed below or to the extent that they are varied by the plans and drawings described in paragraph 1 (d); and

- (d) Variation application, comprising a letter from Kangaroo Island Links Pty Ltd to the Minister for Planning, dated 26 April 2017; document titled 'Development Update—Kangaroo Island Resort, Located at Pennington Bay, Kangaroo Island South Australia' prepared by Kangaroo Island Links Pty Ltd, dated 23 February 2017; and layout plan dated 27 March 2017.

2. The proponent shall have completed the development within five years of the date of this authorisation, failing which the authorisation may be cancelled.

3. In accordance with Conditions 1 and 2 above, the development shall be completed in accordance with the following, failing which I may cancel the authorisation:

- (a) Essential infrastructure works, including power and water supply to the site, shall be completed prior to any other works, and be substantially commenced within two years of the date of this authorisation.
- (b) Works on the golf course shall commence within 6 months of the completion of infrastructure works, and shall be completed prior to the commencement of any residential development on the site, excluding land division for that purpose.
- (c) The clubhouse and tourist accommodation must be commenced within 6 months of completion of the golf course.
- (d) All external and internal road upgrades, including car parking areas, shall be commenced and completed prior to occupation of development on the site, and prior to commencing commercial operations.

*Prior to the Commencement of Construction Works*

The following information shall be submitted for further assessment and approval by the Minister for Planning, prior to the commencement of construction works:

4. Building Rules compliance, following assessment and certification by a private certifier, the Kangaroo Island Council or by a person determined by the Minister for Planning, as complying with the provisions of the Building Rules (or the Building Rules as modified according to criteria prescribed by the Development Regulations 2008). For the purposes of this condition 'building work' does not include plant and equipment or temporary buildings that are not permanently attached to the land (refer to relevant Advisory Notes below).

5. Final detailed plans for all structures on site and for each component of the development (including site plans, floor plans, elevations, cross-sections, rendered perspectives, final golf course layout and other relevant specifications).

6. Final plans, drawings, specifications and financial and maintenance arrangements (including Deeds of Agreement) associated with road infrastructure upgrades for the intersection of Hog Bay Road and Davies Road, prepared in consultation with the Department of Planning, Transport & Infrastructure and the Kangaroo Island Council.

7. Final plans, drawings, specifications and financial and maintenance arrangements (including Deeds of Agreement) associated with road infrastructure upgrades for Davies Road and Cathers Road, prepared to the reasonable satisfaction of the Kangaroo Island Council.

8. A Preliminary Site Investigation / Site History Report to determine whether a potentially contaminating land use has occurred on the site in the past, prepared in consultation with the Environment Protection Authority.

9. A sand drift erosion and cliff stability investigation shall be completed, in consultation with the Department of Environment, Water and Natural Resources, and the finding included into the final design of the golf course.

10. A Construction Environmental Management and Monitoring Plan (CEMMP), prepared in consultation with the Environment Protection Authority, the Department of Environment Water and Natural Resources and the Kangaroo Island Council. The CEMMP must incorporate measures to address (but not be limited to) the following matters:

- (a) traffic management for the duration of demolition and construction;
- (b) construction and works noise management to ensure compliance with the Environment Protection (Noise) Policy 2007;
- (c) management of air quality (including odour and dust);
- (d) sequencing of development (including construction timelines for works on site, as well as periods and hours of construction);
- (e) occupational health and safety matters;
- (f) bio-security and wash down procedures to minimise the transfer of pests and pathogens during the construction process;
- (g) soils (including fill importation), stockpile management and prevention of soil contamination (such as from chemical use and storage, pest plants and pathogens);
- (h) soil erosion and sediment control (including rehabilitation and stabilisation of land as construction progresses);
- (i) stormwater management, prior to implementation of a permanent solution;
- (j) groundwater (including prevention of groundwater contamination);
- (k) site contamination and remediation (where required);
- (l) Aboriginal Heritage to ensure compliance with the Aboriginal Heritage Act 1988;
- (m) waste management for all waste streams and overall site clean-up;
- (n) use and storage of chemicals, oil, construction-related hazardous substances and other materials that have the potential to contaminate the environment (including proposed emergency responses); and
- (o) site security, fencing and safety (including the management of public access and local traffic).

11. An Integrated Water Management Plan (IWMP), prepared in consultation with the Environment Protection Authority and the Department of Environment, Water and Natural Resources. The plan must incorporate measures and actions to address (but not be limited to) the following issues:

- (a) a site plan identifying all water related features and infrastructure for the storage, treatment and/or reuse of potable water, stormwater, wastewater and irrigation water;
- (b) water balance information, including the total water needs of all components of the development;
- (c) observation wells and a water level and water quality monitoring program;
- (d) total wastewater generation from the development (based on projected wastewater volumes per day);
- (e) predicted greywater generation volumes and a description of how all greywater will be collected, stored and re-used on site (if greywater is to be collected separately to wastewater);
- (f) predicted evaporative losses from water and wastewater storages;
- (g) a description of how all wastewater will be collected, stored and re-used on site (including the capacity of the system);
- (h) a Reclaimed Water Irrigation Management Plan, prepared in accordance with the EPA Guideline 'Wastewater Irrigation Management Plan—a Drafting Guide for Wastewater Irrigators' (June 2009);
- (i) details of the proposed wastewater storage lagoon liners, prepared in accordance with the EPA Guideline 'Wastewater Lagoon Construction' (November 2014);

- (j) predicted stormwater generation volumes and details of stormwater quality improvements, including the location and sizing of bio-retention swales and basins, anticipated quality improvements and details of any other proposed stormwater quality treatment features;
- (k) management of the potential impacts from nutrient and chemical runoff from the golf course, including details regarding the management of pesticides and herbicides, in accordance with the EPA 'Guidelines for Responsible Pesticide Use' (December 2005) and the EPA 'Safe and Effective Pesticide Use: a Handbook for Commercial Spray Operators';
- (l) control of the spread of turf grasses; and
- (m) contingencies to address any detrimental effects, especially on local hydrology.

12. Preparation and implementation of a Cultural Heritage Management Plan for the site (including the infrastructure corridors), to be prepared in consultation with relevant Aboriginal heritage representatives, to establish protocols for the discovery of any Aboriginal sites, objects and/or remains during construction.

*During Construction Works and Prior to Operation of the Development*

13. All works shall be undertaken in accordance with the approved plans, drawings, specifications and other documentation provided in accordance with conditions 4 to 12 listed above.

The following information shall be submitted for further assessment and approval by the Minister for Planning, during construction works and prior to the operation of the development.

14. An Operational Environmental Management and Monitoring Plan (OEMMP), prepared in consultation with the Environment Protection Authority, the Department of Environment Water and Natural Resources and the Kangaroo Island Council. The OEMMP must incorporate measures to address (but not be limited to) the following matters:

- (a) general operational noise management (such as from machinery noise), to ensure compliance with the Environment Protection (Noise) Policy 2007;
- (b) a Waste Management strategy detailing the collection, storage and disposal of waste (for all waste streams) to comply with the Environment Protection (Waste to Resources) Policy 2010;
- (c) wastewater collection and treatment to comply with general obligations of the Environment Protection (Water Quality) Policy 2004;
- (d) traffic management associated with the preparation of events;
- (e) noise from live and/or recorded music and public address systems for events;
- (f) a Kangaroo and Wallaby Management Strategy (including any proposed site fencing and implementation of natural barriers);
- (g) emergency and evacuation procedures (including a Fire Management Plan prepared in consultation with the Country Fire Service); and
- (h) ongoing sustainability initiatives (including power, water, flora and fauna management) and details of proposed methods for ongoing monitoring and reporting.

15. A Native Vegetation Management, Rehabilitation and Revegetation Plan, prepared in consultation with the Department of Environment, Water and Natural Resources and the Kangaroo Island Natural Resources Management Board. The plan also should include details on how weeds and pests are to be managed following commencement of operations.

*During Operation of the Development*

16. Operations on the site shall be undertaken in accordance with the approved plans, drawings, specifications and other documentation provided in accordance with conditions 12—15 as listed above.

17. The development/site shall be maintained in a serviceable condition and operated in an orderly manner at all times consistent with conditions of approval, to the satisfaction of the Minister for Planning.

18. Undeveloped allotments shall be maintained in a neat and tidy condition at all times, with soil surfaces stabilised to minimise erosion, to the satisfaction of the Minister for Planning.

19. Recycled water (wastewater, greywater and stormwater) must be stored separately from the main water supply storage in accordance with relevant EPA Guidelines.

20. All liquids that have the ability to cause environmental harm must be stored within a bunded compound that has a capacity of at least 120% of the volume of the largest container, in accordance with the EPA 'Bunding and Spill Management Guidelines' (2007).

#### ADVISORY NOTES

1. Approvals will be required for all structures on site and for each component of the development, including:

- the resort clubhouse building and associated facilities;
- the tourist accommodation (lodges and suites);
- storage sheds and other storage structures;
- the water storage dam; and
- any land division to create certificates of title for separate allotments.

In respect of land division documentation, surveyed plans sufficient to satisfy Lands Titles Office procedure should be provided.

2. Further designs and plans (i.e. subject to separate applications to the Minister for Planning or the Development Assessment Commission, as the Governor's delegate, will be required should further development approval be sought for dwellings or additional tourist accommodation.

3. Pursuant to Development Regulation 64, the applicant is advised that the Kangaroo Island Council or private certifier conducting a Building Rules assessment must:

- (a) provide to the Minister a certification in the form set out in Schedule 12A of the Development Regulations 2008 in relation to the building works in question; and
- (b) to the extent that may be relevant and appropriate:
  - (i) issue a Schedule of Essential Safety Provisions under Division 4 of Part 12;
  - (ii) assign a classification of the building under these regulations; and
  - (iii) ensure that the appropriate levy has been paid under the Construction Industry Training Fund Act 1993.

Regulation 64 of the Development Regulations 2008 provides further information about the type and quantity of all Building Rules certification documentation for Major Developments required for referral to the Minister for Planning.

4. The Kangaroo Island Council or private certifier undertaking Building Rules assessments must ensure that the assessment and certification are consistent with this development authorisation (including any Conditions or Advisory Notes that apply in relation to this development authorisation).

5. Should the applicant wish to vary the Major Development or any of the components of the Major Development, an application may be submitted, provided that the development application variation remains within the ambit of the Public Environmental Report and Assessment Report referred to in this development authorisation. If an application variation involves substantial changes to the proposal, pursuant to Section 47 of the Development Act 1993, the applicant may be required to prepare an amended Public Environmental Report for public inspection and purchase. An amended Assessment Report may also be required to assess any new issues not covered by the original Assessment Report and a decision made by the Governor pursuant to Section 48 of the Development Act 1993.

6. The applicant's CEMMP and other Plans should be prepared taking into consideration (and with explicit reference to) relevant EPA policies and guideline documents, including, but not limited to:

- (a) the Environment Protection (Air Quality) Policy 1994;
- (b) the Environment Protection (Noise) Policy 2007;
- (c) the Environment Protection (Water Quality) Policy 2003;

- (d) the Environment Protection (National Pollutant Inventory) Policy 2008;
- (e) the Standard for the Production and Use of Waste Derived Fill (if applicable) (2013);
- (f) the Bunding and Spill Management Guidelines (2012);
- (g) the Stormwater Pollution Prevention Code of Practice for the Building and Construction Industry (1999);
- (h) Handbooks for Pollution Avoidance; and
- (i) any other legislative requirements, Guidelines and Australian Standards requiring compliance.

7. All works and activities must be undertaken in accordance with the General Environmental Duty as defined in Part 4, Section 25 (1) of the Environment Protection Act 1993, (which requires that a person must not undertake any activity, which pollutes, or may pollute; without taking all reasonable and practical measures to prevent or minimise harm to the environment), relevant Environment Protection Policies made under Part 5 of the Environment Protection Act 1993 and other relevant publications and guidelines.

8. A site contamination consultant must be engaged to prepare the Preliminary Site Investigation Report, in accordance with Schedules A and B of the National Environment Protection (Assessment of Site Contamination) Measure 1999 (NEPM). If the report identifies that a potentially contaminating activity has occurred, an accredited Site Contamination Auditor must provide a Site Contamination Audit Report that states the site is suitable for residential use or the site does not pose unacceptable risks to human health and the environment for the proposed commercial area (e.g. short term tourist accommodation).

Statements by site contamination consultants in relation to site contamination must be clearly qualified as to the existence of site contamination at the site by specifying the land uses that were taken into account in forming that opinion as required by Section 103ZA of the Environment Protection Act 1993.

9. Best practice with regard to bioretention is considered to be a design which uses the guidance contained in the Cooperative Research Centre 'Water Sensitive Cities Guidelines for Stormwater Biofiltration Systems—Summary Report' (2015), available at: [www.watersensitivecities.org.au](http://www.watersensitivecities.org.au). To be effective at treating stormwater on a long term basis, it is recommended that at least 50% of the plants used for bioretention are those recommended in the Report.

10. The applicant is reminded of its obligations under the Native Vegetation Regulations 2003 whereby any native vegetation clearance must be undertaken in accordance with a management plan that has been approved by the Native Vegetation Council that results in a significant environmental benefit on the property where the development is being undertaken, or a payment is made into the Native Vegetation Fund of an amount considered by the Native Vegetation Council to be sufficient to achieve a significant environmental benefit in the manner contemplated by Section 21 (6) of the Native Vegetation Act 1991, prior to any clearance occurring.

11. Kangaroos are protected under the National Parks and Wildlife Act 1972. South Australia has a Kangaroo Management Plan which has been approved under federal legislation, and a planning decision does not include approvals for the culling of Kangaroos, which is a separate matter to be carefully managed in consultation with the Department of Environment, Water and Natural Resources and Natural Resources Kangaroo Island.

12. The applicant is reminded of its obligations under the Aboriginal Heritage Act 1988, whereby any 'clearance' work that may require permission to disturb, damage or destroy Aboriginal Sites, must be undertaken with the full authorisation of the Minister for Aboriginal Affairs and Reconciliation, according to Section 23 of the Act.

13. The applicant, and all agents, employees and contractors, such as construction crews, must be conversant with the provisions of the Aboriginal Heritage Act 1988, particularly the requirement to immediately contact the Department of Aboriginal Affairs and Reconciliation in the event that archaeological items (especially skeletal material) are uncovered during earthmoving.

14. The applicant is reminded of its obligations under the Commonwealth Environment Protection and Biodiversity Conservation Act 1999 (EPBC Act), not to undertake any activity that could have a significant impact on any matter of National Environmental Significance, without first referring it to Commonwealth Minister for the Environment for consideration under the Act.

15. The Minister has a specific power to require testing, monitoring, auditing and reporting under Section 48C of the Development Act 1993.

Dated 24 May 2017.

JOHN RAU, Minister for Planning

DEVELOPMENT ACT 1993, SECTION 25 (17): CITY OF ADELAIDE, NORTH ADELAIDE, FORMER CHANNEL 9 SITE DEVELOPMENT PLAN AMENDMENT

*Preamble*

1. The North Adelaide Former Channel 9 Site Development Plan Amendment (the Amendment) by the City of Adelaide has been finalised in accordance with the provisions of the Development Act 1993.

2. The Minister for Planning has decided to approve the Amendment.

NOTICE

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

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

Dated 17 May 2017.

JOHN RAU, Deputy Premier,  
Minister for Planning

DEVELOPMENT ACT 1993, SECTION 25 (17): CITY OF ADELAIDE, NORTH ADELAIDE, LARGE INSTITUTIONS AND COLLEGES DEVELOPMENT PLAN AMENDMENT

*Preamble*

1. The North Adelaide Large Institutions and Colleges Development Plan Amendment (the Amendment) by the City of Adelaide has been finalised in accordance with the provisions of the Development Act 1993.

2. The Minister for Planning has decided to approve the Amendment.

NOTICE

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

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

Dated 30 March 2017.

JOHN RAU, Deputy Premier,  
Minister for Planning

DEVELOPMENT ACT 1993, SECTION 26 (9): CAPITAL CITY POLICY REVIEW (DESIGN QUALITY) DEVELOPMENT PLAN AMENDMENT

*Preamble*

1. The ‘Capital City Policy Review (Design Quality) Development Plan Amendment’ (the Amendment) has been finalised in accordance with the provisions of the Development Act 1993.

2. The Minister for Planning has decided to approve the Amendment.

NOTICE

PURSUANT to Section 26 of the Development Act 1993, I:

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

Dated 11 May 2017.

JOHN RAU, Deputy Premier,  
Minister for Planning

(the Amendment), that the Amendment should come into operation without delay.

I declare that the Amendment will come into operation on an interim basis on the day in which this notice is published in the *Gazette*.

Dated 17 May 2017.

JOHN RAU, Deputy Premier,  
Minister for Planning

DEVELOPMENT ACT 1993, SECTION 28 (1): DECLARATION OF INTERIM OPERATION OF INNER AND MIDDLE METROPOLITAN CORRIDOR (DESIGN) DEVELOPMENT PLAN AMENDMENT

*By The Minister*

NOTICE

PURSUANT to Section 28 (1) of the Development Act 1993, I, the Hon John Rau, Minister for Planning, am of the opinion that it is necessary in the interest of the orderly and proper development of the area affected by the Inner and Middle Metropolitan Corridor (Design) Development Plan Amendment (the Amendment) that the Amendment should come into operation without delay.

I declare that the Amendment will come into operation on an interim basis on the day in which this notice is published in the *Gazette*.

Dated 17 May 2017.

JOHN RAU, Deputy Premier,  
Minister for Planning

DEVELOPMENT ACT 1993: SECTION 28 (1): DECLARATION OF INTERIM OPERATION OF ADELAIDE CITY COUNCIL HERITAGE PLACES (INSTITUTIONS AND COLLEGES) NORTH ADELAIDE DEVELOPMENT PLAN AMENDMENT

NOTICE

PURSUANT to Section 28 (1) of the Development Act 1993, I, John Rau, Minister for Planning, am of the opinion that it is necessary in the interest of the orderly and proper development of the area affected by the Adelaide City Council—Heritage Places (Institutions and Colleges) North Adelaide Development Plan Amendment (the Amendment), that the Amendment should come into operation without delay.

I declare that the Amendment will come into operation on an interim basis on the day in which this notice is published in the *Gazette*.

Dated 30 March 2017.

JOHN RAU, Deputy Premier,  
Minister for Planning

DEVELOPMENT ACT 1993

*Inner and Middle Metropolitan Corridor (Design)  
Development Plan Amendment Prepared by the  
Minister for Public Consultation*

NOTICE is hereby given that the Minister for Planning, pursuant to Sections 24 and 26 of the Development Act 1993, has prepared the Inner and Middle Metropolitan Corridor (Design) Development Plan Amendment (DPA) to amend the following Development Plan(s):

- Burnside (City);
- Norwood, Payneham and St Peters (City);
- Unley (City); and
- West Torrens Council.

The amendment is in operation on an interim (temporary) basis for 12 months from Tuesday, 30 May 2017. What this means is that policy changes in the amendment are in effect while the Minister for Planning consults with the community and considers the amendment.

The Inner and Middle Metropolitan Corridor (Design) DPA proposes to update general (Council-wide) planning policies applicable to medium rise developments in the Urban Corridor Zone to improve their design quality and integration with nearby low scale residential areas, provide better outcomes for local streetscapes and the public realm, improve the form and appearance of new developments and provide better relationships between nearby medium rise developments.

The DPA will be on public consultation from Tuesday, 30 May 2017 to Tuesday, 25 July 2017.

There will be two public information sessions as follows:

- (1) Norwood Payneham and St Peters/Burnside Council joint session:  
**Where:** Don Pyatt Hall, 175 The Parade, Norwood (Entrance off George Street)  
**When:** Thursday, 15 June, 4-6.30 p.m.
- (2) Unley and West Torrens Council joint session:  
**Where:** Latvian Hall, 4 Clark Street, Wayville  
**When:** Thursday, 22 June, 4-6.30 p.m.

For more information and to view the DPA online visit the Inner and Middle Metropolitan Corridor (Design) amendment webpage on the SA Planning Portal at:

[www.saplanningportal.sa.gov.au/en/consultation](http://www.saplanningportal.sa.gov.au/en/consultation)

DEVELOPMENT ACT 1993: SECTION 28 (1): DECLARATION OF INTERIM OPERATION OF CITY OF ONKAPARINGA GENERAL RESIDENTIAL AND MISCELLANEOUS DEVELOPMENT PLAN AMENDMENT

NOTICE

PURSUANT to Section 28 (1) of the Development Act 1993, I, John Rau, Minister for Planning, am of the opinion that it is necessary in the interest of the orderly and proper development of the area affected by the City of Onkaparinga—General Residential and Miscellaneous Development Plan Amendment (the Amendment), that the Amendment should come into operation without delay.

I declare that the Amendment will come into operation on an interim basis on the day in which this notice is published in the *Gazette*.

Dated 17 May 2017.

JOHN RAU, Deputy Premier,  
Minister for Planning

DEVELOPMENT ACT 1993: SECTION 28 (1): DECLARATION OF INTERIM OPERATION OF CITY OF PROSPECT URBAN CORRIDOR ZONE AND INTERFACE AREAS POLICY REVIEW DEVELOPMENT PLAN AMENDMENT

NOTICE

PURSUANT to Section 28 (1) of the Development Act 1993, I, John Rau, Minister for Planning, am of the opinion that it is necessary in the interest of the orderly and proper development of the area affected by the City of Prospect—Urban Corridor Zone and Interface Areas Policy Review Development Plan Amendment



Copies of the DPA also are available during normal office hours at the Department of Planning, Transport and Infrastructure, Level 5, 50 Flinders Street, Adelaide and the following locations:

- **City of Burnside**  
401 Greenhill Road, Tasmore  
Monday to Friday, 8:30 a.m. to 5 p.m.  
(Phone: (08) 8366 4200)
- **City of Norwood Payneham and St Peters**  
175 The Parade, Norwood  
Monday to Friday, 8.30 a.m. to 5 p.m.  
(Phone: (08) 8366 4555)
- **City of Unley**  
181 Unley Road, Unley  
Monday to Friday, 8.30 a.m. to 5 p.m.  
(Phone: (08) 8372 5111)
- **City of West Torrens**  
165 Sir Donald Bradman Drive, Hilton  
Monday, Tuesday, Wednesday and Friday, 8.30 a.m. to 5 p.m.  
Thursday, 9 a.m. to 5 p.m.  
(Phone: (08) 8416 6333)

Written submissions regarding the DPA should be submitted no later than 5 p.m. on Tuesday, 25 July 2017:

- on the SA Planning Portal:  
[www.saplanningportal.sa.gov.au/en/consultation](http://www.saplanningportal.sa.gov.au/en/consultation)
- by post: G.P.O. Box 1815, Adelaide, S.A. 5001.

Submissions should be marked Inner and Middle Metropolitan Corridor (Design) DPA and sent to The Presiding Member, DPAC, c/o Department of Planning, Transport and Infrastructure.

Your submission should clearly indicate whether you wish to be heard at the public meeting.

Copies of all public submissions will be available for inspection by interested persons at the Department of Planning, Transport and Infrastructure, Level 5, 50 Flinders Street, Adelaide, from Wednesday, 26 July 2017 until Tuesday, 8 August 2017, conclusion of the public meeting and will also be available for viewing online in the Inner and Middle Metropolitan Corridor (Design) amendment webpage at:

[www.sa.gov.au/planning/ministerialdpas](http://www.sa.gov.au/planning/ministerialdpas)

The public meeting will be held on Tuesday, 8 August 2017, at 7 p.m. at the Chifley on South Terrace, 226 South Terrace, Adelaide, at which time interested persons may appear to be heard in relation to the DPA and the submissions. The public meeting may not be held if no submissions are received or if no-one requests to be heard. Please check the Inner and Middle Metropolitan Corridor (Design) DPA amendment webpage at: [www.saplanningportal.sa.gov.au/en/consultation](http://www.saplanningportal.sa.gov.au/en/consultation) or the Development Policy Advisory Committee website at [www.dpac.sa.gov.au](http://www.dpac.sa.gov.au) before the scheduled date of the meeting to find out whether it is being held.

If you would like more information about the DPA, please contact the department on telephone number (08) 7109 7007.

Dated 30 May 2017.

M. VRANAT, Secretary,  
Development Policy Advisory Committee

#### DEVELOPMENT ACT 1993

##### *Inner and Middle Metropolitan Corridor (Sites) Development Plan Amendment Prepared by the Minister for Public Consultation*

NOTICE is hereby given that the Minister for Planning, pursuant to Sections 24 and 26 of the Development Act 1993, has prepared the Inner and Middle Metropolitan Corridor (Sites) Development Plan Amendment (DPA) to amend the following Development Plan(s):

- Norwood, Payneham and St Peters (City);
- Unley (City); and
- West Torrens Council.

The DPA proposes to rezone a number of strategic sites or areas along important transit corridors identified in The 30-Year Plan for Greater Adelaide. This builds upon areas already rezoned through the Inner Metropolitan Growth (Stage 1) DPAs in 2013. The proposed new sites/areas are located in the City of Norwood, Payneham and St Peters, the City of Unley and the City of West

Torrens. The sites are proposed to be rezoned to Urban Corridor apart from two sites in the City of Norwood, Payneham and St Peters where policy revisions are proposed for the Mixed Use Historic (Conservation) Zone as well as minor expansion of the Zone to consolidate sites.

The DPA will be on public consultation from Tuesday, 30 May 2017 to Tuesday, 25 July 2017.

There will be two public information sessions as follows:

- (1) Norwood Payneham and St Peters:  
**Where:** Don Pyatt Hall, 175 The Parade, Norwood (Entrance off George Street)  
**When:** Thursday, 15 June, 4-6.30 p.m.
- (2) Unley and West Torrens Council joint session:  
**Where:** Latvian Hall, 4 Clark Street, Wayville  
**When:** Thursday, 22 June, 4-6.30 p.m.

For more information and to view the DPA online visit the Inner and Middle Metropolitan Corridor (Sites) amendment webpage on the SA Planning Portal:

[www.saplanningportal.sa.gov.au/en/consultation](http://www.saplanningportal.sa.gov.au/en/consultation)

Copies of the DPA are also available during normal office hours at the Department of Planning, Transport and Infrastructure, Level 5, 50 Flinders Street, Adelaide and the following locations:

- **City of Norwood Payneham and St Peters**  
175 The Parade, Norwood  
Monday to Friday, 8.30 a.m. to 5 p.m.  
(Phone: (08) 8366 4555)
- **City of Unley**  
181 Unley Road, Unley  
Monday to Friday, 8.30 a.m. to 5 p.m.  
(Phone: (08) 8372 5111)
- **City of West Torrens**  
165 Sir Donald Bradman Drive, Hilton  
Monday, Tuesday, Wednesday and Friday, 8.30 a.m. to 5 p.m.  
Thursday, 9 a.m. to 5 p.m.  
(Phone: (08) 8416 6333)
- **Department of Planning, Transport and Infrastructure**  
Level 5, 50 Flinders Street, Adelaide  
Monday to Friday, 9 a.m. to 5 p.m.  
(Phone: (08) 7109 7005)

Written submissions regarding the DPA should be submitted no later than 5 p.m. on Tuesday, 25 July 2017:

- on the SA Planning Portal:  
[www.saplanningportal.sa.gov.au/en/consultation](http://www.saplanningportal.sa.gov.au/en/consultation)
- by post: G.P.O. Box 1815, Adelaide, S.A. 5001.

Submissions should be marked Inner and Middle Metropolitan Corridor (Sites) DPA and sent to The Presiding Member, DPAC, c/o Department of Planning, Transport and Infrastructure.

Your submission should clearly indicate whether you wish to be heard at the public meeting.

Copies of all public submissions will be available for inspection by interested persons at the Department of Planning, Transport and Infrastructure, Level 5, 50 Flinders Street, Adelaide, from Wednesday, 26 July 2017 until the Tuesday, 8 August 2017, conclusion of the public meeting and will also be available for viewing online in the Inner and Middle Metropolitan Corridor (Sites) amendment webpage at: [www.sa.gov.au/planning/ministerialdpas](http://www.sa.gov.au/planning/ministerialdpas)

The public meeting will be held on Thursday, 10 August 2017 at 7 p.m. at the Chifley on South Terrace, 226 South Terrace, Adelaide, at which time interested persons may appear to be heard in relation to the DPA and the submissions. Public meetings may not be held if no submissions are received or if no-one requests to be heard. Please check the Inner and Middle Metropolitan Corridor (Sites) amendment webpage at: [www.saplanningportal.sa.gov.au/en/consultation](http://www.saplanningportal.sa.gov.au/en/consultation)

or the Development Policy Advisory Committee website at: [www.dpac.sa.gov.au](http://www.dpac.sa.gov.au) before the scheduled date of the meeting to find out whether it is being held.

If you would like more information about the DPA, please contact the department on phone number (08) 7109 7007.

Dated 30 May 2017.

M. VRANAT, Secretary,  
Development Policy Advisory Committee

## DEVELOPMENT ACT 1993

*Replacement of The 30-Year Plan for Greater Adelaide  
(a volume of The South Australian Planning Strategy)**Preamble*

The Minister must ensure that the various parts of The South Australian Planning Strategy are reviewed at least once in every five years.

The 30-Year Plan for Greater Adelaide (a 2010 volume of The South Australian Planning Strategy) has undergone such a review and in accordance with Section 22 of the Development Act 1993, by notice published in the *Gazette*, the Minister is making provision for The 30-Year Plan for Greater Adelaide to be republished.

## NOTICE

PURSUANT to Section 22 (5) (c) of the Development Act 1993, I, John Rau, Minister for Planning, give notice that The 30-Year Plan for Greater Adelaide dated April 2017 (a volume of The South Australian Planning Strategy) will be republished in its entirety.

Copies of 'The 30-Year Plan for Greater Adelaide' are available for inspection and purchase at the offices of the Department of Planning, Transport and Infrastructure, Level 5, 50 Flinders Street, Adelaide.

The 30-Year plan is also available for inspection on the internet:

<http://livingadelaide.sa.gov.au/>.

Dated 29 May 2017.

JOHN RAU, Deputy Premier,  
Minister for Planning

## LAND ACQUISITION ACT 1969

## (SECTION 16)

*Notice of Acquisition*

THE COMMISSIONER OF HIGHWAYS (the 'Authority'), 136 North Terrace, Adelaide, S.A. 5000, acquires the following interests in the following land:

Comprising the entirety of the right, title, estate or interest of Robert Middleton Vickery, whether as lessee or as licensee or otherwise, in that piece of land being portion of Allotment 24 in Deposited Plan No. 56718, comprised in Certificate of Title Volume 6181, Folio 36, being the whole of the land numbered Allotment 54 in the plan numbered D112908 that has been lodged in the Lands Titles Office.

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

*Compensation*

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

*Inquiries*

Inquiries should be directed to:

Philip Cheffirs,  
G.P.O. Box 1533,  
Adelaide, S.A. 5001  
Telephone: (08) 8343 2575

Dated 26 May 2017.

The Common Seal of the Commissioner of Highways was hereto affixed by authority of the Commissioner in the presence of:

M. ELGAZZAR, Manager,  
Portfolio and Acquisition Services,  
(Authorised Officer),  
Department of Planning,  
Transport and Infrastructure

DPTI 2015/16498/01

## LAND ACQUISITION ACT 1969

## (SECTION 16)

*Notice of Acquisition*

THE COMMISSIONER OF HIGHWAYS (the 'Authority'), 136 North Terrace, Adelaide, S.A. 5000, acquires the following interests in the following land:

*First*

Comprising the entirety of the right, title, estate or interest of Robert Middleton Vickery, whether as lessee or as licensee or otherwise, in that piece of land being portion of Allotment 6 in Deposited Plan No. 5473, comprised in Certificate of Title Volume 5907, Folio 185, being the whole of the land numbered Allotment 81 in the plan numbered D112918, that has been lodged in the Lands Titles Office.

*Secondly*

Comprising the entirety of the right, title, estate or interest of Robert Middleton Vickery, whether as lessee or as licensee or otherwise, in that piece of land being portion of Allotment 72 in Filed Plan No. 114633, comprised in Certificate of Title Volume 5907, Folio 184, being the whole of the land numbered Allotment 79 in the plan numbered D112917, that has been lodged in the Lands Titles Office.

*Thirdly*

Comprising the entirety of the right, title, estate or interest of Robert Middleton Vickery, whether as lessee or as licensee or otherwise, in that piece of land being portion of Allotment 66 in Filed Plan No. 114627, comprised in Certificate of Title Volume 5550, Folio 653, being the whole of the land numbered Allotment 73 in the plan numbered D112913, that has been lodged in the Lands Titles Office.

*Fourthly*

Comprising the entirety of the right, title, estate or interest of Robert Middleton Vickery, whether as lessee or as licensee or otherwise, in that piece of land being portion of Allotment 73 in Filed Plan No. 114634, comprised in Certificate of Title Volume 5746, Folio 665, being the whole of the land numbered Allotment 77 in the plan numbered D112916, that has been lodged in the Lands Titles Office.

*Fifthly*

Comprising the entirety of the right, title, estate or interest of Robert Middleton Vickery, whether as lessee or as licensee or otherwise, in that piece of land being portion of Allotment 3 in Deposited Plan No. 6526, comprised in Certificate of Title Volume 5907, Folio 183, being the whole of the land numbered Allotment 68 in the plan numbered D112912, that has been lodged in the Lands Titles Office.

*Sixthly*

Comprising the entirety of the right, title, estate or interest of Robert Middleton Vickery, whether as lessee or as licensee or otherwise, in that piece of land being portion of Allotment 4 in Deposited Plan No. 6526, comprised in Certificate of Title Volume 5907, Folio 183, being the whole of the land numbered Allotment 65 in the plan numbered D112912, that has been lodged in the Lands Titles Office.

*Seventhly*

Comprising the entirety of the right, title, estate or interest of Robert Middleton Vickery, whether as lessee or as licensee or otherwise, in that piece of land being portion of Allotment 5 in Deposited Plan No. 6526, comprised in Certificate of Title Volume 5907, Folio 183, being the whole of the land numbered Allotment 63 in the plan numbered D112912, that has been lodged in the Lands Titles Office.

*Eighthly*

Comprising the entirety of the right, title, estate or interest of Robert Middleton Vickery, whether as lessee or as licensee or otherwise, in that piece of land being portion of Allotment 14 in Deposited Plan No. 6526, comprised in Certificate of Title Volume 5907, Folio 183, being the whole of the land numbered Allotment 70 in the plan numbered D112912, that has been lodged in the Lands Titles Office.



*Ninthly*

Comprising the entirety of the right, title, estate or interest of Robert Middleton Vickery, whether as lessee or as licensee or otherwise, in that piece of land being portion of Allotment 71 in Filed Plan No. 114632, comprised in Certificate of Title Volume 5750, Folio 784, being the whole of the land numbered Allotment 75 in the plan numbered D112915, that has been lodged in the Lands Titles Office.

*Tenthly*

Comprising the entirety of the right, title, estate or interest of Robert Middleton Vickery, whether as lessee or as licensee or otherwise, in that piece of land being portion of Allotment 67 in Filed Plan No. 114628, comprised in Certificate of Title Volume 5907, Folio 182, being the whole of the land numbered Allotment 57 in the plan numbered D112909, that has been lodged in the Lands Titles Office.

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

*Compensation*

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

*Inquiries*

Inquiries should be directed to:

Philip Cheffirs,  
G.P.O. Box 1533,  
Adelaide, S.A. 5001  
Telephone: (08) 8343 2575

Dated 26 May 2017.

The Common Seal of the Commissioner of Highways was hereto affixed by authority of the Commissioner in the presence of:

M. ELGAZZAR, Manager,  
Portfolio and Acquisition Services,  
(Authorised Officer),  
Department of Planning,  
Transport and Infrastructure

DPTI: 2015/16487/01, 2015/16489/01, 2015/16490/01,  
2015/16491/01, 2015/16492/01 2015/16493/01, 2015/16494/01,  
2015/16495/01, 2015/16496/01, 2015/16497/01

## LAND ACQUISITION ACT 1969

## (SECTION 16)

*Notice of Acquisition*

THE COMMISSIONER OF HIGHWAYS (the 'Authority'), 136 North Terrace, Adelaide, S.A. 5000, acquires the following interests in the following land:

*First*

Comprising the entirety of the right, title, estate or interest of Robert Middleton Vickery, whether as lessee or as licensee or otherwise, in that piece of land being portion of Allotment 22 in Deposited Plan No. 56718, comprised in Certificate of Title Volume 6181, Folio 34, being the whole of the land numbered Allotment 48 in the plan numbered D112906 that has been lodged in the Lands Titles Office.

*Secondly*

Comprising the entirety of the right, title, estate or interest of Robert Middleton Vickery, whether as lessee or as licensee or otherwise, in that piece of land being portion of Section 3065 in Hundred of Port Adelaide in the areas named Bolivar and Globe Derby Park in Certificate of Title Volume 5907, Folio 179, being the whole of the land numbered Allotment 45 in the plan numbered D112905 that has been lodged in the Lands Titles Office.

*Thirdly*

Comprising the entirety of the right, title, estate or interest of Robert Middleton Vickery, whether as lessee or as licensee or otherwise, in that piece of land being portion of Allotment 2 in Filed Plan No. 115107, comprised in Certificate of Title Volume 5922, Folio 939, being the whole of the land numbered Allotment 43 in the plan numbered D112904 that has been lodged in the Lands Titles Office.

*Fourthly*

Comprising the entirety of the right, title, estate or interest of Robert Middleton Vickery, whether as lessee or as licensee or otherwise, in that piece of land being portion of Piece 2 in Filed Plan No. 114988, comprised in Certificate of Title Volume 5907, Folio 178, being the whole of the land lettered 'A' in the General Registry Office Plan numbered 16 of 2017 that has been lodged in the General Registry Office.

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

*Compensation*

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

*Inquiries*

Inquiries should be directed to:

Philip Cheffirs,  
G.P.O. Box 1533,  
Adelaide, S.A. 5001  
Telephone: (08) 8343 2575

Dated 26 May 2017.

The Common Seal of the Commissioner of Highways was hereto affixed by authority of the Commissioner in the presence of:

M. ELGAZZAR, Manager,  
Portfolio and Acquisition Services,  
(Authorised Officer),  
Department of Planning,  
Transport and Infrastructure

DPTI: 2015/16499/01, 2015/16500/01,  
2015/16677/01, 2015/16879/01

## LAND TAX ACT 1936

*Notice under Section 20*

THE Commissioner of State Taxation hereby gives notice that the amount of \$1 944 818.86 for land tax payable by Kebaro Pty Ltd for the land detailed below is in arrears:

<i>Land Description</i>	<i>Certificate of Title Volume/Folio</i>
73 Princess Royal Parade, Hindmarsh Island, S.A. 5214	6160/680
69 Princess Royal Parade, Hindmarsh Island, S.A. 5214	6160/678
Maranoa Place, Hindmarsh Island, S.A. 5214/2420	6160/683
130 Monument Road, Hindmarsh Island S.A. 5214/LT 2051 D65101	5922/599
LT 2050 Telegraph CT, Hindmarsh Island, S.A. 5214/LT 2050 D6	6138/417
LT 305 Excelsior Parade, Hindmarsh Island, S.A. 5214/LT 305 D32	6138/408
LT 302 Excelsior Parade, Hindmarsh Island, S.A. 5214/LT 302 D32	6138/409
Blanche Parade, Hindmarsh Island, S.A. 5214/2062	6162/201
90 Blanche Parade, Hindmarsh Island, S.A. 5214	6138/429
LT 1431 Blanche Parade, Hindmarsh Island, S.A. 5214/LT 1431 D85	6138/430
LT 1432 Blanche Parade, Hindmarsh Island, S.A. 5214/LT 1432 D85	6138/431
LT 1438 Blanche Parade, Hindmarsh Island, S.A. 5214/LT 1438 D86	6138/434
LT 1442 Blanche Parade, Hindmarsh Island S.A. 5214/LT 1442 D86	6138/435
LT 1444 Blanche Parade, Hindmarsh Island, S.A. 5214/LT 1444 D86	6138/437
LT 1445 Blanche Parade, Hindmarsh Island, S.A. 5214/LT 1445 D86	6138/438
22 Blanche Parade, Hindmarsh Island, S.A. 5214	6162/199

<i>Land Description</i>	<i>Certificate of Title Volume/Folio</i>
LT 2053 Providence Place, Hindmarsh Island, S.A. 5214/LT 2053D	6138/418
LT 271 Arcadia Avenue, Hindmarsh Island, S.A. 5214/LT 271 D3279	6162/202
PT LT 2038 Randell Road, Hindmarsh Island, S.A. 5214/PT LT 203	5982/850
7/LT 174 Vesta Drive, Hindmarsh Island, S.A. 5214/U7 PT LT 17	6032/673
8/LT 174 Vesta Drive, Hindmarsh Island, S.A. 5214/U8 PT LT 17	6032/673
9/LT 174 Vesta Drive, Hindmarsh Island, S.A. 5214/U9 PT LT 17	6032/673
10/LT 174 Vesta Drive, Hindmarsh Island, S.A. 5214/U10 PT LT	6032/673
11/LT 174 Vesta Drive, Hindmarsh Island, S.A. 5214/U11 PT LT	6032/673
12/LT 174 Vesta Drive, Hindmarsh Island, S.A. 5214/U12 PT LT	6032/673
130 Arcadia Avenue, Hindmarsh Island, S.A. 5214/LT 1 D28183	6138/407
128 Arcadia Avenue, Hindmarsh Island, S.A. 5214	6138/406
13 Providence Place, Hindmarsh Island, S.A. 5214/LT 107 D60446	6138/410
15 Providence Place, Hindmarsh Island, S.A. 5214/LT 108 D60446	6138/411
17 Providence Place, Hindmarsh Island, S.A. 5214/LT 109 D60446	6138/412
19 Providence Place, Hindmarsh Island, S.A. 5214/LT 110 D60446	6138/413
21 Providence Place, Hindmarsh Island, S.A. 5214/LT 111 D60446	6138/414
23 Providence Place, Hindmarsh Island, S.A. 5214/LT 112 D60446	6138/415
LT 119 Providence Place, Hindmarsh Island, S.A. 5214/LT 119 D60	6138/416

If the Land Tax is not paid within three months of the date of this notice, the Commissioner can let the land or apply to the Supreme Court for an order for sale of the land.

Dated 15 May 2017.

G. JACKSON, Commission of State Taxation

#### LOCAL GOVERNMENT ACT 1999

CENTRAL LOCAL GOVERNMENT REGION OF SOUTH AUSTRALIA

##### *Adoption of Amended Charter*

NOTICE is hereby given of the adoption of an Amended Charter by the Central Local Government Region of South Australia (referred to as Legatus Group) in May 2017.

In accordance with the South Australian Local Government Act 1999, Schedule 2 (2) Clause 19 (5) (c), full details of the Amended Charter are available at [www.legatus.sa.gov.au](http://www.legatus.sa.gov.au).

D. STEVENSON, Chief Executive Officer

#### MENTAL HEALTH ACT 2009

NOTICE is hereby given in accordance with Section 96 of the Mental Health Act 2009, that the Chief Psychiatrist has determined the following facility as an Approved Treatment Centre commencing from 5 June 2017:

Oakden Services for Older People, 200 Fosters Road, Oakden, S.A. 5086.

The determination of this facility as an Approved Treatment Centre only applies to Clements House.

The determination is conditional on the provision of a fortnightly report describing any use of the powers and functions of the Mental Health Act 2009.

A. GROVES, Chief Psychiatrist

#### MENTAL HEALTH ACT 2009

NOTICE is hereby given in accordance with Section 97A of the Mental Health Act 2009, that the Chief Psychiatrist has determined the following facilities as Authorised Community Mental Health Facilities commencing from 5 June 2017:

Ashton House Forensic Rehabilitation Step Down Unit, 290 Fosters Road, Oakden, S.A. 5086.

Eastern Community Mental Health Service, 172 Glynburn Road, Tranmere, S.A. 5073.

Elpida House, 16 Lurline Street, Mile End, S.A. 5031.

Marion Community Mental Health Services, Marion GP Plus, 10 Milham Street, Oaklands Park, S.A. 5046.

Noarlunga Community Mental Health Services (Adaie Clinic), Noarlunga GP Plus, Alexander Kelly Drive, Noarlunga Centre, S.A. 5168.

North East Community Mental Health Centre, 116 Reservoir Road, Modbury, S.A. 5092 (excluding Owenia House and The Gully).

Northern Community Mental Health Centre, 7-9 Park Terrace, Salisbury, S.A. 5108.

Northern Older Persons Mental Health Service, 30 Gawler Street, Salisbury, S.A. 5108.

Older Persons Mental Health Services (Southern Community Team), Springbank House, 1020 South Road, Edwardstown, S.A. 5043.

Western Community Mental Health Service, 57 Woodville Road, Woodville, S.A. 5011.

Western Intermediate Care Centre, 102 / 94 Portland Road, Queenstown, S.A. 5014.

Wondakka Community Rehabilitation Centre, 10 Saratoga Road, Elizabeth East, S.A. 5112.

A. GROVES, Chief Psychiatrist

#### MENTAL HEALTH ACT 2009

NOTICE is hereby given in accordance with Section 93 (1) of the Mental Health Act 2009, that the Chief Psychiatrist has determined the following persons as Authorised Medical Practitioners commencing from 5 June 2017:

Bahman Zarrabi

Jill Christine Gladish

Owen Gareth Haeney

A determination will be automatically revoked upon the person being registered as a specialist psychiatrist with the Australian Health Practitioner Regulation Agency and as a fellow of the Royal Australian and New Zealand College of Psychiatrists.

A. GROVES, Chief Psychiatrist

#### MENTAL HEALTH ACT 2009

NOTICE is hereby given in accordance with Section 94 (1) of the Mental Health Act 2009, that the Chief Psychiatrist has determined the following persons as Authorised Mental Health Professionals commencing from 5 June 2017:

A person's determination will expire at the date given.

Adejo, Samuel Toyin, 3 November 2019

Alexander, Tania, 23 February 2018

Anderson, Bronwyn, 23 February 2018

Angok, Simon, 20 July 2018

Arnold, David, 27 May 2019

Bailey, Elysa, 23 August 2019

Baird, Allan, 21 January 2019

Baird, Alan, 5 September 2019

Baker, Suzanne, 23 August 2019

Bansal, Vikram, 27 May 2019

Barber, Susan, 27 May 2019

Bennett, Joanne, 7 August 2018

Benny, Bindu, 7 August 2018

Bindon, Christine, 27 May 2019  
Black, Sandy, 8 February 2019  
Blunden, Andrew, 12 May 2019  
Bolt, Terah, 10 October 2017  
Bourne, Joanne, 23 August 2019  
Bradford, Cheryle Ann, 3 November 2019  
Braendler, Valerie, 24 November 2018  
Braithwaite, Robert, 3 November 2019  
Britton, Damon, 7 July 2018  
Brogden, Tania, 16 June 2019  
Brooks, Trudi-Ann, 24 November 2018  
Buck, Elizabeth, 24 November 2018  
Butler, Anne, 8 February 2019  
Butterfield, Nicole, 20 July 2018  
Byrne, Shaun, 7 August 2018  
Carroll, Michael, 10 October 2017  
Chandler, Sarah, 7 July 2018  
Christie, George, 10 October 2017  
Claire, Molly, 12 May 2019  
Clements, Vikki, 28 March 2019  
Cody, Steve, 27 May 2019  
Colman, Amy, 23 August 2019  
Compton, Janine, 10 October 2017  
Cother, Ingrid, 27 May 2019  
Courtney, Lisa, 20 July 2018  
Cowan, Josephine, 27 May 2019  
Coxon, Annette E, 11 August 2019  
Crowley, Tim, 23 August 2019  
Cruise, Jennifer, 23 February 2018  
Davies, Paul, 18 January 2019  
Dawson, Jean, 19 September 2017  
Debrececi, Hilda, 18 January 2019  
Depree, John, 12 August 2019  
DeVerney-Hammond, Fiona, 7 July 2018  
Douglass, Jocelyn, 27 May 2019  
Drummond, Jo-anne, 19 September 2017  
Dryden-Mead, Tracey, May February 2018  
Dugan, Gary, 1 August 2019  
Ebert, Sylvia, 16 June 2019  
Edwards, Renee, 20 July 2018  
Evans, Meridee, 28 March 2019  
Fahey, Helen, 10 October 2017  
Fairbanks, Helen, 1 August 2019  
Farrington, Mary, 10 October 2017  
Fitzharris, Chris, 24 November 2018  
Fleming, Fiona, 23 February 2018  
Ford, Eric, 1 August 2019  
Fort, Andrew, 27 May 2019  
Francis, Melissa, 23 February 2018  
Fraser, Jennifer, 8 March 2019  
Freeman, Gail, 22 July 2019  
Ghebretensae (nee Brown), Pamela, 8 February 2019  
Glanowski, Anita, 7 July 2018  
Glennon, Susan, 11 June 2017  
Goodwin, Jane, 6 May 2017  
Graham, Lynn, 27 March 2020  
Green, Felicity, 12 May 2019  
Grimshaw, Marcus, 19 September 2017  
Grinter, Emma, 1 August 2019  
Guscott, Wendy, 10 October 2017  
Haine, Michelle, 7 July 2018  
Hains, David, 2 August 2019  
Hann, Louise, 27 May 2019  
Hansen, Alana, 6 January 2019  
Hawke, Timothy, 7 July 2018  
Hazebroek, Jacobus, 5 February 2018  
Heavyside, Terri, 11 August 2019  
Henry, Michele, 12 May 2019  
Herrick, Jamie, 1 August 2019  
Hodgson, Dianne, 8 February 2019  
Holtham, Abigail, 20 July 2018  
Horridge, Ron, 20 July 2018  
Hurst, Elizabeth, 27 May 2019  
Jackson, Andrew, 19 September 2017  
Jansen, Natasha, 31 July 2018  
Jensen, Peter, 23 August 2019  
Johns, Vicki, 26 August 2019  
Johnson, Lynsey, 20 July 2018  
Johnston, Louise, 28 November 2019  
Jones-Kuys, Kerry, 20 October 2019  
Joslin, Priscilla, 24 November 2018  
Kenneally, Melody, 7 July 2018  
Kent, Sara, 27 May 2019  
Kerr nee Klabe-ly, Cathryn, 22 July 2019  
King, Colin, 5 February 2018  
Kurenda, Julie, 31 July 2018  
Labudda, Kate, 7 August 2018  
Langford, Lesley, 18 November 2019  
Lata, Ashika, 27 May 2019  
Leach, Mark, 3 November 2019  
Leaney, Shannon, 31 December 2018  
Littlemore, Alison, 1 August 2019  
Loder, Michael Stephen, 16 June 2019  
Lunnay, Brendan, 24 November 2018  
Madiwa, Abraham, 5 February 2018  
Madya, Bertha, 3 November 2019  
Magee, Madeline, 27 May 2019  
Malzard, Rebecca, 14 January 2019  
McEvoy, Monica, 6 January 2019  
McEwen, Stephen, 8 February 2019  
McNamara, Louise, 10 October 2017  
McNeill, Dermot, 20 October 2019  
Mitchell, Cherie, 12 May 2019  
Moody, Simon, 12 May 2019  
Moore, Jenni, 5 March 2018  
Moyle, Shane, 23 August 2019  
Moyo, Sikhumbuzo, 7 August 2018  
Mulvey, Karan, 27 May 2019  
Murison, Julie, 27 May 2019  
Murray, Gordon, 1 August 2019  
Murray, Jacqueline, 27 May 2019  
Ncube, Oscar, 10 October 2017  
Nelson, Robyn, 11 August 2019  
Newman, Lianne, 7 August 2018  
Newton, Kylie, 10 October 2017  
Northey, Michele, 31 March 2020  
Odorcic, Stephen, 7 July 2018  
Oleary, Lynne, 18 January 2019  
Parmar, Anna, 23 August 2019  
Parris, Margaret, 1 August 2019  
Pearson, Steven, 23 August 2019  
Pickering, Susan, 27 March 2020  
Polson, Kevan, 5 March 2018  
Preece, Kirsty, 23 February 2018  
Prentice, Paul, 23 February 2018  
Prestia, Rocco, 2 August 2019  
Radcliffe, Catherine, 3 November 2019  
Reed, Robert, 8 February 2019  
Reilly, Julie-Anne, 20 July 2018  
Reynolds, James, 24 November 2018  
Rio, Josephien, 27 May 2019  
Robertson, Jennifer, 27 May 2019  
Roche, Kellie, 10 October 2017  
Rogers, Shane, 23 August 2019  
Rootsey, Leanne, 5 February 2018  
Russell, Ted, 20 July 2018  
Ryan, Michael Joseph, 26 August 2019  
Sadler, Geoff, 27 May 2019  
Sadler, Jenny, 10 August 2019  
Schenscher, Helen, 8 February 2019  
Shepherd, Anthony, 7 August 2018  
Sheppard, Thomas, 26 August 2019  
Sheriff, Elijah, 2 September 2018  
Shinners, Christopher (Paul), 24 November 2018  
Siebert, Bernard, 27 May 2019  
Smith, Georgina, 23 August 2019  
Smitham, Lorraine, 17 February 2019  
Smythe, Russell, 24 November 2019  
Stacey, Caroline, 5 February 2018  
Stanborough, Carol-Ann, 7 August 2018  
Strange, Patricia, 16 March 2020  
Summers, Phil, 16 June 2019  
Synnott, Rosalyn, 3 November 2019  
Takayidza, Kinmarshal, 27 May 2019  
Terrell, Jorja, 23 August 2019  
Tomlinson, Nicola, 7 August 2018  
Tram, Van Thi Kieu, 16 June 2019  
Trotta, Anna, 31 July 2018  
Tymko, Leon, 27 May 2019  
van Uitert, Adrian, 26 August 2019  
Vartuli, Pat, 6 January 2019  
Walsh, David, 12 May 2019

Ware, Odette, 7 January 2019  
 Warren, Meryl, 12 August 2019  
 Wastell, Robert, 23 February 2018  
 Watling, Charlene, 24 November 2018  
 Weenink, Jeremy, 23 August 2019  
 West, David Andrew, 12 May 2019  
 Westell, Brenton, 12 May 2019  
 Williams, Jane, 27 May 2019  
 Williams, Jennifer, 16 June 2019  
 Wooden, Michael, 27 May 2019  
 Woodrow, Elizabeth, 27 May 2019.

A. GROVES, Chief Psychiatrist

#### MENTAL HEALTH ACT 2009

NOTICE is hereby given in accordance with Section 3 (1) of the Mental Health Act 2009, that the Chief Psychiatrist has determined the following classes of persons as Authorised Officers commencing from 5 June 2017:

##### Central Adelaide Local Health Network:

- Mental health service employed mental health clinicians: Occupational Therapists, Psychiatrists, Psychologists, Registered Nurses and Social Workers.
- Emergency Department employed Medical Practitioners (Resident and above) and permanent Registered Nurses (level 1 and above).

##### Country Health SA Local Health Network:

- Mental health service employed mental health clinicians: Occupational Therapists, Psychiatrists, Psychologists, Registered Nurses and Social Workers.
- Country hospital employed Registered Nurses (levels 1, 2 and 3) and the After Hours Co-ordinator as authorised by the Director of Nursing and Midwifery of that hospital.

##### Department of Correctional Services:

- Experienced Correctional Officers authorised by the General Manager of a prison.

##### Headspace Adelaide:

- Youth Early Psychosis Programme employed Registered Nurses (levels 1, 2 and 3) and the After Hours Co-ordinator as authorised by the Clinical Director, Headspace Adelaide.

##### MedSTAR:

- Medical Practitioners, Paramedics and Registered Nurses.

##### Medical Practitioners practicing in South Australia.

##### Private Psychiatrists practicing in South Australia.

##### Northern Adelaide Local Health Network:

- Mental health service employed mental health clinicians: Occupational Therapists, Psychiatrists, Psychologists, Registered Nurses and Social Workers.
- Emergency Department employed Emergency Medical Practitioners (Registrar and above), Emergency Department Resident Medical Practitioners, Senior Medical Practitioners and Emergency Registered Nurses (level 1 and above).

##### Ramsay Health Care:

- Mental health service employed mental health clinicians: Occupational Therapists, Psychiatrists, Psychologists, Registered Nurses and Social Workers.
- Registered Nurses and Enrolled Nurses (with at least 3 years' experience in a mental health service).

##### Royal Flying Doctor Service:

- Medical Practitioners and Registered Nurses.

##### SA Ambulance Service:

- Employee or volunteer Ambulance Officers authorised by the Chief Executive Officer of the SA Ambulance Service.

##### SA Prison Health Service:

- Medical Practitioners and Registered Nurses.

##### Southern Adelaide Local Health Network:

- Mental health service employed mental health clinicians: Occupational Therapists, Psychiatrists, Psychologists, Registered Nurses and Social Workers.
- Emergency Department employed Emergency Medical Practitioners (Registrar and above), Senior Medical Practitioners and Registered Nurses (who have received authorised officer training).

##### Women's and Children's Health Network:

- Mental health service employed mental health clinicians: Occupational Therapists, Psychiatrists, Psychologists, Registered Nurses and Social Workers.
- Emergency Department employed Paediatric Medical Practitioners (Resident and above), Senior Medical Practitioners and Registered Nurses (level 2 and above).

A. GROVES, Chief Psychiatrist

#### MENTAL HEALTH ACT 2009

NOTICE is hereby given in accordance with Section 96 of the Mental Health Act 2009, that the Chief Psychiatrist has determined the following country facilities as Approved Treatment Centres commencing from 5 June 2017:

Mount Gambier and Districts Health Service, 276-300 Wehl Street North, Mount Gambier, S.A. 5290

Riverland General Hospital, 10 Maddern Street, Berri, S.A. 5343

Whyalla Hospital and Health Service, 20 Wood Terrace, Whyalla South, S.A. 5600

The determination of these facilities is dependent on 3 conditions:

- The level of nursing hours per patient day be the same as that found at the Rural and Remote Unit, Country Health SA Local Health Network Incorporated, Glenside Campus.
- The level of Consultant Psychiatrist oversight be the same as that found at the Rural and Remote Unit, Country Health SA Local Health Network Incorporated, Glenside Campus.
- The infrastructure of the facilities remain in the current configuration and condition.

A. GROVES, Chief Psychiatrist

#### MENTAL HEALTH ACT 2009

NOTICE is hereby given in accordance with Section 96 of the Mental Health Act 2009, that the Chief Psychiatrist has determined the following metropolitan facilities as Approved Treatment Centres commencing from 5 June 2017:

Adelaide Clinic, 33 Park Terrace, Gilberton, S.A. 5081

Flinders Medical Centre, Flinders Drive, Bedford Park, S.A. 5042

Glenside Campus, 226 Fullarton Road, Glenside, S.A. 5065

James Nash House, 140 Hilltop Drive, Oakden, S.A. 5086

Lyell McEwin Health Service, Haydown Road, Elizabeth Vale, S.A. 5112

Modbury Public Hospital, 41-69 Smart Road, Modbury, S.A. 5092

Noarlunga Health Services, Alexander Kelly Drive, Noarlunga Centre, S.A. 5168

Repatriation General Hospital, 216 Daws Road, Daw Park, S.A. 5041

Royal Adelaide Hospital, North Terrace, Adelaide, S.A. 5000

The Queen Elizabeth Hospital, 28 Woodville Road, Woodville South, S.A. 5011

Women's and Children's Hospital, 72 King William Road, Adelaide, S.A. 5000.

A. GROVES, Chief Psychiatrist

## MINING ACT 1971

NOTICE is hereby given in accordance with Section 35A (1) of the Mining Act 1971, that an application for an Extractive Minerals Lease over the undermentioned mineral claim has been received:

Applicant: Clay & Mineral Sales Pty Ltd  
 Claim Number: 4408  
 Location: Allotment 5, Deposited Plan 27099 (Alford area, Approximately 18 km north-north-east of Kadina).  
 Area: 19.86 hectares approximately  
 Purpose: Construction Materials (Sand)  
 Reference: 2016/1261

Details of the proposal may be inspected at the Department of the Premier and Cabinet, Mineral Resources Division, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000.

A copy of the proposal has been provided to the District Council of Barunga West and an electronic copy of the proposal can be found on the Department of the Premier and Cabinet website: [http://minerals.dpc.sa.gov.au/mining/public\\_notices\\_mining](http://minerals.dpc.sa.gov.au/mining/public_notices_mining).

Written submissions in relation to this application are invited to be received at the Department of the Premier and Cabinet, Mining Regulation, Attention: Business Support Officer, G.P.O. Box 320, Adelaide, S.A. 5001, by no later than 29 June 2017.

The delegate of the Minister for Mineral Resources and Energy is required to have regard to these submissions in determining whether to grant or refuse the application and, if so, the terms and conditions on which it should be granted.

When you make a written submission, that submission becomes a public record. Your submission will be provided to the applicant and may be made available for public inspection unless confidentiality is requested.

J. MARTIN, Mining Registrar,  
 Department of the Premier and Cabinet,  
 Delegate of the Minister for Mineral Resources and Energy

## MINING ACT 1971

NOTICE is hereby given in accordance with Section 41BA (1) of the Mining Act 1971, that an application for a retention lease over the undermentioned mineral claim has been received:

Applicant: Hanson Construction Materials Pty Ltd  
 Claim Number: 4404  
 Location: Road Reserve (Ross Road) Golden Grove area, Approximately 4 km north of Tea Tree Gully.  
 Area: 2 hectares approximately  
 Reference: 2016/278

Details of the proposal may be inspected at the Department of the Premier and Cabinet, Mineral Resources Division, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000.

A copy of the proposal has been provided to the City of Tea Tree Gully and an electronic copy of the proposal can be found on the Department of the Premier and Cabinet website: [http://minerals.dpc.sa.gov.au/mining/public\\_notices\\_mining](http://minerals.dpc.sa.gov.au/mining/public_notices_mining).

Written submissions in relation to this application are invited to be received at the Department of the Premier and Cabinet, Mining Regulation, Attention: Business Support Officer, G.P.O. Box 320, Adelaide, S.A. 5001, by no later than 15 June 2017.

The delegate of the Minister for Mineral Resources and Energy is required to have regard to these submissions in determining whether to grant or refuse the application and, if so, the terms and conditions on which it should be granted.

When you make a written submission, that submission becomes a public record. Your submission will be provided to the applicant and may be made available for public inspection unless confidentiality is requested.

J. MARTIN, Mining Registrar,  
 Department of the Premier and Cabinet,  
 Delegate of the Minister for Mineral Resources and Energy

## NATIONAL PARKS AND WILDLIFE ACT 1972

*Proposal to Alter the Boundary of the Cox Scrub Conservation Park, pursuant to Section 41(A) of the National Parks and Wildlife Act 1972*

I, IAN HUNTER, Minister for Sustainability, Environment and Conservation, hereby give notice pursuant to Section 41 (A) of the National Parks and Wildlife Act 1972, of my intention to alter the boundary of the Cox Scrub Conservation Park to allow for the excision and continued use of portion of a built public road that intersects with the Cox Scrub Conservation Park.

The land to be removed from the park is portion of Section 102, Hundred of Kondoparinga. It is located on the north-eastern boundary of Cox Scrub Conservation Park, and is approximately 0.32 hectares in size.

A plan of the area is available from the Natural Resources Centre, Adelaide, (Ground floor, 81-95 Waymouth Street, Adelaide, S.A. 5000).

Submissions are invited on the proposal, and may be sent to Elspeth Young, Co-ordinator, Protected Area System, Department of Environment, Water and Natural Resources, G.P.O. Box 1047, Adelaide, S.A. 5001, or via email at [elspeth.young@sa.gov.au](mailto:elspeth.young@sa.gov.au).

Submissions must be received by close of business on 31 July 2017.

Dated 30 May 2017.

IAN HUNTER, Minister for Sustainability,  
 Environment and Conservation

DEWNR 17/1395

## NATIONAL PARKS AND WILDLIFE ACT 1972

*Proposal to Alter the Boundary of the Mount Magnificent Conservation Park, pursuant to Section 41(A) of the National Parks and Wildlife Act 1972*

I, IAN HUNTER, Minister for Sustainability, Environment and Conservation, hereby give notice pursuant to Section 41 (A) of the National Parks and Wildlife Act 1972, of my intention to alter the boundary of the Mount Magnificent Conservation Park to allow for the excision and continued use of portion of a built public road that intersects with the Mount Magnificent Conservation Park.

The land to be removed from the park is portion of Section 293, Hundred of Kuitpo. It is located in the south-eastern corner of Mount Magnificent Conservation Park, and is approximately 0.16 hectares in size.

A plan of the area is available from the Natural Resources Centre, Adelaide, (Ground floor, 81-95 Waymouth Street, Adelaide, S.A. 5000).

Submissions are invited on the proposal, and may be sent to Elspeth Young, Co-ordinator, Protected Area System, Department of Environment, Water and Natural Resources, G.P.O. Box 1047, Adelaide, S.A. 5001, or via email at [elspeth.young@sa.gov.au](mailto:elspeth.young@sa.gov.au).

Submissions must be received by close of business on 31 July 2017.

Dated 30 May 2017.

IAN HUNTER, Minister for Sustainability,  
 Environment and Conservation

DEWNR 11/5511

## PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

*Cessation of Suspension Geothermal Exploration Licence—GEL 611*

PURSUANT to Section 90 of the Petroleum and Geothermal Energy Act 2000, notice is hereby given that the suspension of GEL 611, dated 29 November 2016, has been ceased with effect from 24 May 2017, under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 31 March 2017.

The expiry date of GEL 611 is now determined to be 15 July 2019.

Dated 23 May 2017.

B. A. GOLDSTEIN,  
 Executive Director,  
 Energy Resources Division,  
 Department of the Premier and Cabinet,  
 Delegate of the Minister for Mineral Resources and Energy



THE DISTRICT COURT OF SOUTH AUSTRALIA  
PORT AUGUSTA CIRCUIT COURT

Sheriff's Office, Adelaide, 6 June 2017

IN pursuance of a precept from the District Court to me directed, I do hereby give notice that the said Court will sit as a Court of Oyer and Terminer and General Gaol Delivery at the Courthouse at Port Augusta on the day and time undermentioned and all parties bound to prosecute and give evidence and all jurors summoned and all others having business at the said Court are required to attend the sittings thereof and the order of such business will be unless a Judge otherwise orders as follows:

Tuesday, 6 June 2017 at 10 a.m. on the first day of the sittings the only business taken will be the arraignment of prisoners in gaol and the passing of sentences on prisoners in gaol committed for sentence; the surrender of prisoners on bail committed for sentence; the surrender of persons in response to *ex officio* informations or of persons on bail and committed for trial who have signified their intentions to plead guilty and the passing of sentences for all matters listed for disposition by the District Court.

Juries will be summoned for Monday, 5 June 2017 and persons will be tried on this and subsequent days of the sittings.

*Prisoners in H.M. Gaol and on bail for sentence and for trial at the sittings of the Port Augusta Courthouse, commencing 6 June 2017.*

A, T G	Persistent sexual exploitation of a child; unlawful sexual intercourse with a person under 14 years (2); aggravated indecent assault (3)	In gaol	Gould, Walter John	Persistent sexual exploitation of a child	On bail
Barnes, Todd	Traffic (type unknown) in a controlled drug - basic; fail to store ammunition separately from firearms	In gaol	Harris, Paul Leonard	Aggravated serious criminal trespass residence - occupied unknown; cause harm (aggravated) against own child or spouse; aggravated assault (no weapon against child or spouse; contravene term of Intervention Order	In gaol
Berry, Daniel James	Manufacture a controlled drug for sale	On bail	Harris, Paul Leonard	Serious criminal trespass - residence occupied - aggravated (2); commit theft using force (aggravated offence) (2); drive or use motor vehicle without consent; trespass in residence (aggravated offence)	In gaol
Brown, Desmond	Aggravated serious criminal trespass residence - occupied unknown (2); basic offence; dishonestly take property without consent (3); drive dangerously to cause police pursuit - aggravated offence	In gaol	Jarmyn, Tyson	Arson of building or motor vehicle	On bail
Robert Maxwell	Aggravated serious criminal trespass residence - occupied unknown; (2); basic offence; dishonestly take property without consent (3)	On bail	Matthew		
Marks, Ieesha Marie	Aggravated serious criminal trespass residence - occupied unknown; (2); basic offence; dishonestly take property without consent (3)	On bail	Jenkins, Adam John	Persistent sexual exploitation of a child	On bail
Budd, Cameron	Application for enforcement of a breached bond;	On bail	Kelly, Janine Elva	Serious criminal trespass - residence occupied - aggravated; commit assault aggravated other by use of offensive weapon	On bail
Kingsley	possessing child pornography; aggravated possessing child pornography	On bail	Lee	Aggravated assault; contravene Intervention Order; blackmail; engage in sexual intercourse without consent (7); distribute invasive image without consent (2)	In gaol
Burton, Simon	Commit assault aggravated other by use of offensive weapon; contravene term of intervention order - other than programs (2); damage building or motor vehicle (not graffiti or unknown); serious criminal trespass	In gaol	Lackmann, Gerold-Otto	Aggravated assault against own child or spouse - no weapon; threaten to cause harm to another (aggravated offence)	In Gaol
Clarke, John William	Engage in indecent filming of a person; distribute image; rape; blackmail	On bail	Lebois, Brenton	Aggravated indecent assault	On bail
Clifton, Timothy	Threatening to cause harm; aggravated causing harm with intent to cause harm; aggravated threatening life; threatening harm	On bail	Mark George	Aggravated robbery; making off without payment	On bail
Cullinan, Dion	Indecently assault a person; rape	In gaol	Macgowan, Luke	Aggravated robbery	In gaol
Goodwin, Mathew	Aggravated assault with weapon against own child or spouse; contravene term of intervention order - other than programs (2); aggravated assault (no weapon) against child or spouse; aggravated assault with	In gaol	Macgowan, Matthew	Traffic (type unknown) in a controlled drug - aggravated (4); non-aggravated offence - possess firearm without licence; fail to store ammunition separately from firearms	In gaol
			McCallum, Daniel	Traffic (type unknown) in a controlled drug - aggravated (4); non-aggravated offence - possess firearm without licence; fail to store ammunition separately from firearms	On bail
			Jacob	Traffic (type unknown) in a controlled drug - aggravated (4); non-aggravated offence - possess firearm without licence; fail to store ammunition separately from firearms	On bail
			Drechsler, Zoie Skye	Contravene term of intervention order - other than programs (2); threaten to cause harm to another (aggravated offence); serious criminal trespass - residence unoccupied - aggravated	On bail
			Miller Brendan	Aggravated serious criminal in a place of residence trespass; assault; aggravated assault causing harm; aggravated threatening to cause harm	In gaol
			Joseph	Serious criminal trespass - non-residential - aggravated offence; basic offence; dishonestly take property without consent; interfere with motor vehicle without consent (2); damage building or motor vehicle	On bail
			Parsons, Darby	Aggravated serious criminal trespass	On bail
			James		
			Peel, Jarrod Paul		
			Peel, Priscilla		

			1. <i>Salary</i>		
			1.1 <i>Members of the Judiciary</i>		
			1.1.1 Annual salaries and allowances for the following members of the judiciary will be:		
			Members of the Judiciary	Salary \$ per annum operative 1 Jan 2017	Salary \$ per annum operative 1 Jan 2018
Pyman, Jessica Yvonne	Detain person to commit indictable offence - aggravated; threaten to kill or endanger life - aggravated offence	On bail			
Schubert, Shane Richard	Indecent assault; aggravated assault with weapon against own child or spouse (2); rape; indecently assault a person - aggravated offence (2)	On bail			
T, A	Persistent sexual exploitation of a child	On bail	Chief Justice of the Supreme Court	482 590	493 900
Toatoa, Graeme	Application for enforcement of a breached bond; cultivate more than prescribed number of cannabis plants; possess prescribed equipment; possess unregistered firearm; possession and/or use of a firearm	On bail	Puisne Judges of the Supreme Court	430 910	441 010
			Masters of the Supreme Court	380 530	389 450
			Chief Judge of the District Court	430 910	441 010
			Other District Court Judges	380 530	389 450
			Masters of the District Court	336 070	343 950
			Chief Magistrate*	354 150	362 450
			Deputy Chief Magistrate	330 150	337 890
			Supervising Magistrates	321 930	329 480
Watson, Richard Rex	Persistent sexual exploitation of a child (3)	In gaol	Assistant Supervising Magistrate of the Adelaide Magistrates Court	315 500	322 890
W, P	Indecent assault (6); unlawful sexual intercourse with a person under 17 (2); prevent person from attending as a witness	On bail	Magistrates	300 130	307 160
			Supervising Industrial Magistrate	300 130	307 160
			Other Industrial Magistrates	300 130	307 160
Windlass, Ikuta Terrance	Aggravated causing serious harm with intent to cause serious harm; contravene a term of an Intervention Order	In gaol	*A judicial officer who is appointed to the office of the Chief Magistrate whose primary office is a Judge of the District Court is entitled to the salary of a District Court Judge, as prescribed by Section 6A of the <i>Magistrates Act 1983</i> and Section 6 of the <i>Judicial Administration (Auxiliary Appointments and Powers) Act 1988</i> .		

Prisoners on bail must surrender at 10 a.m. of the day appointed for their respective trials. If they do not appear when called upon their recognizances and those of their bail will be estreated and a bench warrant will be issued forthwith.

By order of the Court,

M. A. STOKES, Sheriff

#### PUBLIC SECTOR (DATA SHARING) ACT 2016

##### *Designation of Public Sector Agency*

PURSUANT to Section 6 (1) of the Public Sector (Data Sharing) Act 2016 ('the Act'), I, John Robert Rau, Minister for the Public Sector and Minister to whom the administration of the Act is committed, hereby designate that part of the Department of the Premier and Cabinet known as the Office for Data Analytics, as the Office for Data Analytics for the purposes of the Act.

This notice has effect from the date of publication of this notice in the *Gazette*.

Dated 29 May 2017.

JOHN RAU, Deputy Premier,  
Minister for the Public Sector

#### DETERMINATION OF THE REMUNERATION TRIBUNAL

##### NO. 4 OF 2017

##### *Remuneration of Members of the Judiciary, Members of the Industrial Relations Court and Commission, the State Coroner, and Commissioners of the Environment, Resources and Development Court*

##### *Scope of Determination*

The Remuneration Tribunal has jurisdiction under Section 13 of the Remuneration Act 1990 ('the Act'), to determine the remuneration payable to the judiciary and holders of the public offices listed in that section of the Act (and Clause 1 of this Determination). Section 8 of the Act requires the Tribunal to review any previous determination of remuneration made under the Act at least once per year.

This Determination sets out the salaries payable to the members of the judiciary and the holders of those public offices listed in Section 13 of the Act.

Senior Judge, Youth Court and Senior Judge, Environment Resources and Development Court, appointed as such, paid the allowance shown for as long as that person continues to perform such duties and is designated as 'Senior'.	10 660	10 910
Magistrate directed by the Chief Magistrate with the concurrence of the Attorney-General to perform special administrative duties in a region (Regional Manager) or in a residential country area (Country Resident Magistrate) paid the allowance shown for as long as that person continues to perform such duties.	21 810	22 320
Magistrate directed by the Chief Magistrate with the concurrence of the Attorney-General to perform special administrative duties at a particular court (Magistrate-in-Charge) paid the allowance shown for as long as that person continues to perform such duties.	8 480	8 680
Magistrate appointed Warden under the Mining Act 1971 as amended and performing the duties of Senior Warden paid the salary shown for as long as that person continues to perform such duties.	316 240	323 650
Magistrate appointed as a Deputy State Coroner on a full-time ongoing basis paid the allowance shown for as long as that person continues to perform such duties.	8 480	8 680
A judicial officer who is, or performs the duties of, a Senior Judge of the Industrial Relations Court, whom also holds the appointment, or performs the duties of the President of the Workers' Compensation Tribunal or the South Australian Employment Tribunal.	405 480	414 980

Members of the Judiciary	Salary \$ per annum operative 1 Jan 2017	Salary \$ per annum operative 1 Jan 2018
A Judge of the Industrial Relations Court whom also holds the appointment, or performs the functions of, the President of the Industrial Relations Commission.	399 820	409 190
Other Judges of the Industrial Relations Court who are members of the principle judiciary of that Court.	380 530	389 450

1.1.2 Where a person is appointed as Acting Chief Justice of the Supreme Court or as Acting Chief Judge of the District Court and such appointment extends for a continuous period of more than one week, the person appointed shall be paid a salary equal to the salary specified herein for the Chief Justice or the Chief Judge, as appropriate, for the whole of the period the appointment is in effect.

#### 1.2 Statutory Office Holders

1.2.1 Annual salaries for the following statutory office holders will be:

Statutory Office Holders	Salary \$ per annum operative 1 Jan 2017	Salary \$ per annum operative 1 Jan 2018
The State Coroner whilst he continues to perform this function under his current conditions of employment	350 200	358 410
Deputy Presidents of the Industrial Relations Commission	330 870	338 620
Commissioners of the Industrial Relations Commission	287 740	294 480
Commissioners of the Environment, Resources and Development Court	287 740	294 480

#### 2. Accommodation and Meal Allowances

2.1 Accommodation and Meal Allowances pursuant to the Tribunal's Determination 11 of 2016 shall continue to apply, as amended from time to time.

#### 3. Communication Allowance

3.1 Communication Allowance pursuant to the Tribunal's Determination 6 of 2013 shall continue to apply, as amended from time to time.

#### 4. Conveyance Allowance

4.1 Conveyance Allowance pursuant to the Tribunal's Determination 9 of 2016 shall continue to apply, as amended from time to time.

#### 5. Date of Operation

5.1 The salaries listed in Clause 1 are operative on and from 1 January 2017 and 1 January 2018 respectively.

Dated 25 May 2017.

J. LEWIN, President  
P. ALEXANDER, Member  
P. MARTIN, Member

#### REMUNERATION TRIBUNAL

##### REPORT RELATING TO DETERMINATION NO. 4 OF 2017

*2017 Annual Review of Remuneration for Members of the Judiciary, Members of the Industrial Relations Court and Commission, the State Coroner, and Commissioners of the Environment, Resources and Development Court*

#### Introduction

1. The Remuneration Tribunal has jurisdiction under Section 13 of the Remuneration Act 1990 ('the Act') to determine the remuneration payable to the judiciary and holders of the public offices listed in that section of the Act.

2. Section 8 of the Act requires the Tribunal to sit at least once in each year for the purpose of reviewing previous determinations of remuneration, made under the Act. Judicial remuneration in South Australia was last reviewed in March 2016. A Determination<sup>1</sup> was made increasing that remuneration by two percent (2%), with an operative date of 1 January 2016.

3. Section 10 (2) of the Act provides that prior to the making of a Determination, the Tribunal must allow an affected person, or persons of an affected class, a reasonable opportunity to make submissions orally or in writing to the Tribunal. Section 10 (4) provides that the Minister responsible for the Act may intervene, personally or by counsel or other representative, in proceedings before the Tribunal for the purpose of introducing evidence, or making submissions, on any question relevant to the public interest.

4. By letters dated 1 December 2016, the Tribunal wrote to the Judicial Remuneration Coordinating Committee ('JRCC'), the Magistrates Association of South Australia ('the Magistrates Association'), the Honourable Premier ('the Premier') as the Minister responsible for the Act, and the Attorney-General, notifying the intention of the Tribunal to conduct a review of the remuneration of the relevant office holders. The Tribunal subsequently received advice that the JRCC represents the office holders affected.

5. In addition, on 2 February 2017, a notification was placed on the Tribunal's public website, that the Tribunal would undertake a review of remuneration of judicial and other related offices.

#### Background

6. In previous reviews of judicial remuneration in South Australia, the Tribunal has had regard to the national framework of salaries paid to judicial officers throughout the Commonwealth.

7. It would be accurate to describe the concept of a national framework of judicial salaries as a guiding principle for the purpose of considering judicial remuneration in South Australia. However, whilst adopting this guiding principle, the Tribunal has ensured that discretion has been preserved for the purpose of making an independent judgement of an appropriate level of judicial remuneration from time to time.

8. The Tribunal has avoided any Determination that judicial salaries in South Australia will automatically follow any Determination or legislative regulation of judicial remuneration in another jurisdiction. Nonetheless, it is a significant feature of the history of the Tribunal's Determination of judicial salaries in South Australia that the level of salary of a Puisne Judge of the Supreme Court has fallen within a narrow band when compared with the salary of a Judge of the Federal Court, and with that of a Puisne Judge of Supreme Courts throughout the States and Territories. This narrow band is illustrated at paragraph 12 of this report.

9. In 2012, the Tribunal fixed the salary of a Puisne Judge of the Supreme Court at \$402 880 per annum, which was the same level of salary as a Federal Court Judge at that time. Since 2012, each annual review of judicial remuneration has resulted in the Tribunal aligning the salary of a Puisne Judge of the Supreme Court with that of a Federal Court Judge, which included two annual reviews where no increase in salary was determined, in 2014, and 2015. The consequence of the Tribunal's Determinations in those two years was that the salary of a Puisne Judge of the Supreme Court remained aligned with that of a Federal Court Judge.

#### *The Commonwealth Remuneration Tribunal Determination 2016/17*

10. The Commonwealth Remuneration Tribunal ('The Commonwealth Tribunal') determines the salaries payable to judicial officers of the Commonwealth. The Commonwealth Tribunal conducts reviews of judicial remuneration on an annual basis. In 2016, the Commonwealth Tribunal issued two statements which resulted in a Determination<sup>2</sup> to increase the salaries of Commonwealth judicial officers by 4.8 percent operative from 1 January 2017.

#### *Comparison of Federal, State and Territory Judicial Salaries*

11. The Tribunal has examined Federal, State and Territory judicial salaries.

<sup>1</sup> Remuneration Tribunal Determination 5 of 2016—Annual Review of Judicial Remuneration

<sup>2</sup> Commonwealth Remuneration Tribunal Determination 2016/17: Judicial and Related Offices – Remuneration and Allowances

12. The relevant judicial salaries as at the time of writing are as follows:

Jurisdiction	Puisne Judge Salary \$
New South Wales	441 940
Western Australia	441 057
Northern Territory	441 010
Queensland	441 010
Victoria	441 010
Australian Capital Territory	441 010
Tasmania	440 940
Commonwealth (federal court judge used)	441 010
Median Salary (all states and territories ex SA)	441 010
Average Salary (all states and territories ex SA)	441 123
SA (prior to this Determination salary)	420 810

Jurisdiction	District Court Judge Salary \$
Western Australia	396 951
Queensland	396 909
New South Wales	395 810
Victoria (county court judge used)	382 091
Northern Territory	N/A
Australian Capital Territory	N/A
Tasmania	N/A
Commonwealth	N/A
Median Salary (all states and territories ex SA)	396 360
Average Salary (all states and territories ex SA)	392 940
South Australia (prior to this Determination)	371 610

Jurisdiction	Magistrate Salary \$
Queensland	347 075
Australian Capital Territory	344 084
Northern Territory	341 783
Western Australia	327 484
New South Wales	315 380
Victoria	305 575
Tasmania	297 630
Commonwealth (federal circuit court judge used)	372 180
Median Salary (all states and territories ex SA)	334 633
Average Salary (all states and territories ex SA)	331 399
South Australia	293 090

13. It is appropriate at this point to address the means by which the salary of a Puisne Judge of the Supreme Court of Tasmania is determined. Such salary is determined by the provisions of Section 7 (3) of the Supreme Court Act 1887 (Tas) as follows:

‘The Auditor-General, as soon as practicable after 31 May in each year and in accordance with this section, must determine the rate that is the average of the rates of salary payable to the Chief Justices in South Australia and Western Australia at the time of the determination, and that rate of salary is to have effect in respect of the financial year commencing on the following 1 July.’

14. Should the Tribunal determine a salary equivalent to that of a Federal Court Judge as the appropriate salary of a Puisne Judge of the Supreme Court of South Australia, the Tasmanian legislation would cause the Salary of a Puisne Judge of the Supreme Court of Tasmania to be \$451 120, subject only to verification by the Auditor-General of Tasmania for the purposes of the relevant legislation.

*Fair Work Act 1994 (SA)*

15. The Tribunal is required by Section 101 (1) of the Fair Work Act 1994 (SA), to have due regard to principles, guidelines, conditions practices or procedures adopted by the Industrial Relations Commission of South Australia<sup>3</sup>. That section is set out as follows:

101—State industrial authorities to apply principles

- (1) In arriving at a determination affecting remuneration or working conditions, a State industrial authority must have due regard to and may apply and give effect to principles, guidelines, conditions, practices or procedures adopted by the Full Commission under this Part.
- (2) However, principles adopted under this Part are not applicable to enterprise agreements.
- (3) In this section—  
State industrial authority means—
  - (a) the Commission; or
  - (b) the Remuneration Tribunal; or
  - (c) the Commissioner for Public Sector Employment; or
  - (d) another person or body declared by regulation to be a State industrial authority.

16. The Tribunal has had due regard accordingly as required by the relevant legislative provisions. Mention is made later in this report to the practices of the Full Commission of the Industrial Relations Commission of South Australia and consequent outcomes of annual reviews of wages and salaries since 2012 by that Tribunal.

#### *Submissions*

17. The JRCC has made submissions on behalf of judicial office holders, which were supported by the Magistrates Association. Those submissions were filed in writing on 3 February 2017. The Crown Solicitor’s Office (‘CSO’) made submissions on behalf of the Premier and replied to those of the JRCC.

18. In addition to the submissions of the JRCC in 2017, the Magistrates Association made discrete submissions in relation to the salaries of Magistrates and the relationship between the salary of a Magistrate and the salary of a Puisne Judge of the Supreme Court.

19. The Tribunal convened a hearing on 21 March 2017 to hear oral submissions. The following persons attended:

- The Honourable Justice Tim Stanley, on behalf of the JRCC;
- The Honourable Judge Wayne Chivell, on behalf of the JRCC;
- The Honourable Magistrate David McLeod, on behalf of the Magistrates Association;
- The Honourable Magistrate Jayanthi McGrath, on behalf of the Magistrates Association;
- Elbert Brooks, on behalf of the Magistrates Association;
- Craig Fabbian, on behalf of the Magistrates Association; and
- Carly Cooper, on behalf of the Honourable Premier of South Australia, as the Minister responsible for the Act.

#### *20. JRCC Submission*

- The JRCC submitted that the Tribunal should continue to set judicial salaries in a national framework, and in the national interest.
- The JRCC submitted that the salary of a Puisne Judge of the Supreme Court of South Australia should be increased by 4.8% to \$441 010 per annum, to maintain parity with the annual salary paid to a judge of the Federal Court.
- The JRCC submitted that the salaries of other judicial officers including judges of the District Court, Magistrates, the State Coroner and other statutory office holders as listed in Section 13 of the Act, be increased by no less than the percentage salary increase applicable to a Puisne Judge of the Supreme Court.
- The JRCC submitted that since 1 November 2013, the Tribunal has awarded only one increase of two percent (2%) to South Australian judicial officers. Over the same period, the consumer price index has increased 6.7 percent, and labour costs in South Australia have risen by 8.1 percent in the private sector and 8.3 percent in the public sector.

<sup>3</sup> [2005] SAIRComm 29

- The JRCC sought an operative date of 1 January 2017 in order to maintain the same salary level as that of a Federal Court Judge and to maintain judicial salaries within a national framework.
  - The JRCC made additional submissions on 31 March 2017, where the following was put to the Tribunal:
    - The Commonwealth Tribunal's decision, as per the Commonwealth Tribunal's statements on 4 October 2016 and 28 November 2016, was not based on work value grounds, and the salary of a Federal Court Judge was increased in order to maintain a national framework of judicial salaries, noting that the salary of a Supreme Court judge of Western Australia is \$441 057 and the salary of a Supreme Court judge of New South Wales is \$441 940.
    - The JRCC is not seeking a work value enquiry.
    - There is no justification for fixing the salary of a Puisne Judge of the Supreme Court outside of the narrow band in the national framework of judicial salaries.
21. *Magistrates Association Submission—'Relativities'*
- The Magistrates Association supported the submissions made by the JRCC.
  - The Magistrates Association made an additional submission to the Tribunal for a review of remuneration previously determined for the office of Magistrate, specifically, the annual salaries fixed by the Tribunal's Determination 7 of 2012.<sup>4</sup>
  - The Magistrates Association submitted that the Tribunal's Determination 7 of 2012 resulted in an anomaly and inequity, due to Magistrates and some other judicial offices being awarded a different percentage increase (3%) from the increase for a Puisne Judge of the Supreme Court (3.53%), without appropriate grounds or reasoning. The Magistrates Association sought restoration of what it claims to be salary relativities that existed prior to the making of Determination 7 of 2012<sup>4</sup>.
  - The Magistrates Association submitted that there was no reasonable opportunity afforded prior to the making of Determination 7 of 2012 for Magistrates to make submissions contrary to such a Determination, which resulted in a denial of procedural fairness.
22. *Submission on Behalf of the Premier*
- The submission on behalf of the Premier provided a statement by the Director, Economic Strategy, of the Department of the Premier and Cabinet. The submission provided statistical data, including:
    - Wage Price Index for South Australia indicated that the costs of employment in South Australia had increased by 2.3% over the 12 months to 30 June 2016, compared to 2.1% nationally.
    - Consumer Price Index for Adelaide (All Groups) increased by 1.3% over the 12 months to 30 June 2016.
  - Carly Cooper, on behalf of the Premier, submitted that whilst the Tribunal has previously made decisions in a 'national framework', the Tribunal should not adopt the recent Determination made by the Commonwealth Tribunal, which determined a salary increase of 4.8% for Commonwealth judicial offices on the grounds that:
    - There is no demonstrated increase in work value in the claim warranting an increase in the remuneration of the South Australian judiciary in accordance with the principles established by the Industrial Relations Commission of South Australia in the State Wage Case 2005<sup>5</sup>;
    - The economic evidence in respect of South Australia does not justify such a significant increase;
    - In making decisions within a 'national framework' the Tribunal should, and has, guarded against automatically adopting salary outcomes determined by the Commonwealth Tribunal;
    - If so minded, any increase to South Australian judicial remuneration should not exceed 1.5% to be consistent with the current Government wages policy;
    - In the alternative, the Tribunal should refrain from making a decision at this time and instead conduct a proper work value review of judicial salaries;
    - An operative date of any annual salary increase to be no earlier than 1 January 2017;
    - The Tribunal should not award a separate and additional increase to the remuneration of the Magistrates to 'restore relativities' that existed prior to a Determination of the Tribunal in 2012 as there is no demonstrated increase in work value in the Magistrates' claim warranting a further increase in remuneration over and above any general salary increase;
- Additional submissions were made on behalf of the Premier on 29 March 2017, whereby the following points were put to the Tribunal:
- It is not sufficient to merely identify a disparity between members of the South Australian judiciary and the Federal judiciary.
  - A significant increase in remuneration of the amount claimed should only be granted in this instance if an increase to the work value of each judicial position is clearly demonstrated in addition to economic evidence that supports the claimed increase.
- Judicial Remuneration*
23. Our consideration will now focus upon the essential components of the submissions before us and our approach to the determination of judicial remuneration as expressed in previous reviews. We deal with the claim made on behalf of Magistrates later under a separate heading.
24. We identify the relevant considerations in summary form as follows:
- The Tribunal's practice of determining judicial salaries in the context of what we have frequently referred to previously as the national framework of such salaries;
  - The wages policy of the Government; and
  - The current circumstances of the economy of South Australia and wage and salary movements in the community.
25. We consider that the nature of the work of judicial officers is highly specialised and bears substantial similarities across the various jurisdictions throughout the Commonwealth. Moreover, to the extent that the determination of relevant salaries includes that of members of Tribunals we think the same circumstances apply. We consider there is merit in ensuring that, as far as possible and appropriate, broad coherence is maintained between the salaries applicable to the judiciary in South Australia and comparative judicial offices throughout the States and the Commonwealth.
26. In our view, this approach is equitable and provides consistency of practice in the interests of the judicial officers concerned and the public interest. In the latter case the reference to the national framework of judicial salaries determination has identifiable objectivity, consistency and transparency. We think this approach serves to provide public confidence in the appropriateness of the level of judicial salaries. More so, in our view, than highly contingent and apparently inconsistent periodic adjustments of the remuneration applicable to judicial offices would afford. However, the national framework of judicial salaries is made up of numerous levels of salary for various judicial functions and court structures with some unevenness. The national framework should therefore be comprehended as a general reference point for the exercise of the Tribunal's discretionary judgement.
- Government Wages Policy*
27. It is appropriate to make some observations about the nature of Government wages policy.
28. The first is that reference in the submissions of the Premier to this policy is not supported by evidence of its manifestation. As far as we are aware the policy was expressed as a part of the State budget outlook in July 2016. To our understanding, the policy allows for wage increases arising from Enterprise Bargaining in the public sector to be greater than 1.5% where such bargaining commenced prior to the expression of the policy.

<sup>4</sup> SA Remuneration Tribunal Determination 7 of 2012—Annual Review of Judicial Remuneration

<sup>5</sup> [2005] SAIRComm 29



29. We take official notice of various Enterprise Bargaining Agreements in the public sector approved by the Industrial Relations Commission of South Australia since the announcement of the policy. Those Enterprise Bargaining Agreements provide for annual wage or salary increases of more than 1.5% for 2017 and beyond. As far as we can discern, annual increases of 2.5% are frequently evident.

30. Looking more broadly we consider that data concerning actual movements in the level of wages and salaries in the community over time is more informative than an expression of policy, which may or may not manifest consistently and coherently in changes to the level of remuneration as intended.

31. It is also relevant, in our view, to take account of the generic nature of the policy which affects over 100 000 employees in the public sector. We find the reference to the policy informative but of limited utility in reaching a conclusion of what the salary of judicial officers should be in all the relevant circumstances.

32. In this respect we have given consideration to data reflecting actual changes in wages and salaries since the 2012 Determination of judicial salaries at which time the salary of a Puisne Judge of the Supreme Court was aligned with that of a Federal Court. We set out the relevant data below:

SA Puisne Judge Salary (actual)			SA Puisne Judge (if increased by SA State Wage Case IRCSA decision in corresponding year since 2012)		
2012	\$402 880		2012	\$402 880	
2013	\$412 550	2.4%	2013	\$413 355	2.6%
2014	\$412 550	0.0%	2014	\$425 756	3.0%
2015	\$412 550	0.0%	2015	\$436 399	2.5%
2016	\$420 880	2.0%	2016	\$446 873	2.4%
Total: 4.4%			Total: 10.5%		

33. We also observe that had the salary of a Puisne Judge of the Supreme Court increased consistently with the relevant Wage Price Index series of the Australian Bureau of Statistics the result would be a salary somewhat higher than is current. The table below sets out that difference:

SA Puisne Judge (actual)			SA Puisne Judge (if increased by ABS Wage Price Index at 1 July in corresponding year since 2012)		
2012	\$402 880		2012	\$402 880	
2013	\$412 550	2.4%	2013	\$413 758	2.7%
2014	\$412 550	0.0%	2014	\$424 515	2.6%
2015	\$412 550	0.0%	2015	\$434 279	2.3%
2016	\$420 880	2.0%	2016	\$445 136	2.5%
Total: 4.4%			Total: 10.1%		

34. It may also be observed that if the salary of a Puisne Judge of the Supreme Court were to be aligned with that of a Federal Court Judge operative from 1 January 2017, the resultant salary would be less than if the salary of the former had increased at the same rate as shown in the ABS series. The table below shows the difference:

SA Puisne Judge (if aligned to Federal Court Judge as at 1 January 2017)		SA Puisne Judge (if increased by ABS Wage Price Index since 2012, as at 1 January 2017)	
2017	\$441 010	2017	\$445 136

35. All of the above illustrates the difficulty of determining an appropriate level of judicial salaries by reference to an expression of government wages policy of a very broad nature which is, in effect, an expression of intention which may or may not become uniformly manifest in the public sector. Moreover, the policy may not bear a significant relationship with the actual experience of changing levels of remuneration for employment in the state generally.

36. More importantly, for our purposes, the policy does not address specific considerations relevant to the nature of judicial functions and the circumstances of judicial remuneration throughout the Commonwealth. Our immediate task is to determine appropriate remuneration for the performance of the responsibilities of judicial offices.

#### *The Economy of South Australia*

37. In our view, the determination of judicial salaries should have appropriate regard to the economic context in which such determinations are made and the relevant economic circumstances experienced by the community which the judiciary serves.

38. The evidence before us and our observations concerning the level of unemployment, closure of parts of the manufacturing sector and challenges faced by the government financing the provision of public goods and services are indicative of broader economic constraints which are currently experienced by the community.

39. We will take these matters into account when balancing all of the relevant considerations for the purposes of our discretionary judgement of the appropriate level of judicial salaries.

#### *Conclusion*

40. After reflection upon all of the considerations referred to above and seeking to find an appropriate balance we have decided that it is appropriate to determine a staged approach to the adjustment of judicial salaries arising from this review. We have decided to issue a determination with two tables of judicial salaries operative from 1 January 2017 and 1 January 2018 respectively. The consequence is that the judicial salaries determined will maintain a coherent relationship with the national framework of judicial salaries on a staged basis.

#### *Magistrates—Salary ‘Relativities’*

41. The Magistrates Association has made submissions to the Tribunal which seek the restoration of what is referred to as a relativity between the salary of a Magistrate and that of a Puisne Judge of the Supreme Court of South Australia, which the Magistrates Association submit existed in 2011 and was inappropriately varied by Determination 7 of 2012<sup>6</sup>.

42. The Magistrates Association filed relevant written submissions on 6 February 2017, and filed supplementary written submissions on 15 February 2017 and 5 April 2017.

43. The Crown Solicitor’s Office filed relevant submissions on behalf of the Premier, in the public interest. Those submissions were filed on 15 March 2017 and supplementary written submissions were filed on 29 March 2017.

44. The Tribunal convened a hearing on 21 March 2017. Mr Brooks attended and made oral submissions on behalf of the Magistrates Association and was accompanied by the following persons:

- The Honourable Magistrate David McLeod;
- The Honourable Magistrate Jayanthi McGrath; and
- Mr Craig Fabbian, Solicitor.

45. The submissions made on behalf of the Magistrates, rest on two foundations. The first is a question of the Tribunal’s procedure in the 2012 review of judicial salaries. The second concerns the substantive outcome and effect of the 2012 Determination of judicial salaries upon the level of salary of a Magistrate. In the former case the Magistrates Association submits that the procedure was legally erroneous and unfair. The Magistrates Association submits that the outcome determined by the Tribunal in 2012 was anomalous and inequitable.

46. The Tribunal has reviewed Determinations of judicial salaries since the commencement of the Act, on 19 April 1990. At the hearing the Tribunal advised the Magistrates Association that it intended to give consideration to the history of the determination of judicial remuneration, as reflected in Reports and Determinations of the Tribunal accordingly.

47. Mr Brooks accepted that the Tribunal could take notice of the subject matter of such Reports and Determinations for the purpose of dealing with the Magistrates’ relativity claim.

<sup>6</sup> Remuneration Tribunal Determination 7 of 2012: Annual Review of Remuneration for Members of the Judiciary and other related offices.

48. As noted, the immediate focus falls upon the Tribunal's Determination of judicial remuneration made in 2012. In that Determination the Tribunal awarded differential increases to the salaries of judicial officers, specifically an increase of 3.53% to the salary of Judges of the Supreme Court and District Court and an increase of 3% to the salary of a Magistrate. The Magistrates Association submit that this wrongly changed the relative money value of the salaries of Magistrates and those judicial officers whose salaries were increased by 3.53%, in particular, the relationship of the money value of the salary of a Magistrate to that of a Puisne Judge of the Supreme Court.

49. The Magistrates Association submit that, at that time, the Tribunal did not foreshadow the differential outcome, so determined. The Magistrates submit that, in these circumstances, the Tribunal made an error of law, in that, the Tribunal failed to comply with the Act, in particular Section 10 thereof, the terms of which are set out below.

'10—Evidence and submissions

- (1) The Tribunal is not bound by the rules of evidence but may inform itself in any manner it thinks fit.
- (2) Before the Tribunal makes a determination affecting the remuneration of a particular person, or persons of a particular class, the Tribunal must allow that person, or the persons of that class, a reasonable opportunity to make submissions orally or in writing to the Tribunal.
- (3) A person may appear before the Tribunal personally, or by counsel or other representative.
- (4) The Minister may intervene, personally or by counsel or other representative, in proceedings before the Tribunal for the purpose of introducing evidence, or making submissions, on any question relevant to the public interest.'

50. The Magistrates Association made other submissions in relation to the way in which the Tribunal proceeded to determine the salaries of Magistrates in 2012, which will be dealt with further below. It is convenient to first deal with the submission that the Tribunal made an error of law, as submitted above.

51. It will be observed that Section 10 (2) of the Act, concerns the provision of a reasonable opportunity to make submissions in relation to a review and determination affecting remuneration of persons subject to the Tribunal's jurisdiction.

52. The Tribunal has considered the records of the conduct of the review of judicial remuneration in 2012.

53. The Tribunal is satisfied of the following:

- South Australian Judicial Officers were notified of the conduct of the review in a reasonable manner;
- Written submissions were filed on behalf of judicial officers by the JRCC, dated 24 October 2012. The JRCC advised the Tribunal in writing that the submission was made on behalf of the Magistrates, among others; and
- A hearing was conducted on 9 November 2012. The Honourable Justices Sulan and Stanley, and the Honourable Judge Chivell attended that hearing on behalf of the JRCC.

54. In the Tribunal's view, all of the above constitutes compliance by the Tribunal with the requirements of subsections 2 and 3 of Section 10 of the Act. Accordingly, the Tribunal rejects the submission of the Magistrates Association, that the Tribunal made an error of law in the 2012 review, comprised of non-compliance with Section 10 of the Act.

55. The Magistrates Association additionally submits that, even if it be the case that the Tribunal is not convinced that there was an error of law in 2012, as submitted, it was unfair for the Tribunal to make a determination which had the effect of changing the relative value of the respective salaries of Magistrates and Puisne Judges of the Supreme Court. Moreover, it is submitted that it was unfair for the Tribunal to do so in circumstances where the Magistrates were unaware of this being a possible outcome of the 2012 review of judicial salaries. Whilst not characterised by the Magistrates Association as an error of law, comprised of a failure to comply with a statutory injunction affecting the Tribunal's procedure, nevertheless, this submission of unfair procedure raises a question of procedural fairness which may be tantamount to an error of administrative law.

56. For the reasons set out above we do not consider the proceedings of the Tribunal in 2012 were unfair, having regard to the statutory context in which they were conducted. Moreover, we do not consider that all potential outcomes of reviews of remuneration or Determinations need be notified to persons affected before a Determination is made by the Tribunal. Such outcomes are inevitably a result of discretionary judgement by the Tribunal, which is not confined within the boundaries of the submissions made by those affected. In our view, the outcome reflected in the 2012 Determination constituted judgement of appropriate levels of salary remuneration for various judicial offices and not a determination of salary relativities.

57. In light of our conclusions that there was no error of law, as submitted, and no failure to provide procedural fairness in the 2012 review, we turn to the question of the Magistrates' ability to seek a review of the 2012 Determination and its outcome. In this respect, Section 18 of the Act is apt.

'18—Determinations not to be subject to appeal

A determination of the Tribunal is not subject to appeal.'

58. The Magistrates submit that the appropriate relative value of the salary of a Magistrate and that of a Puisne Judge of the Supreme Court can be taken into account within the scope of the present review and should not be characterised as a purported appeal against the Determination made in 2012. Strictly speaking, the Tribunal considers that this submission is sound. Our understanding is that the Premier's submission does not differ. In the Tribunal's view, it may take into consideration the 2012 Determination and the circumstances under which it was made in the course of the 2017 review of judicial salaries. However, the policy of the Act, as expressed by Section 18, is also a relevant consideration. The Tribunal considers that a Determination should be considered final when made but may be reviewed in the future, as a matter of discretion.

59. Although it may be trite to make the distinction between the functions of a Tribunal and a Court, there is a clear difference between decisions made by a court subject to the legal principle of *stare decisis*<sup>7</sup> and a decision of a Tribunal which is not subject to that legal principle. It is open to the Tribunal to review judicial remuneration in 2017 and, amongst other things, take into account Reports and Determinations previously made affecting judicial remuneration. Should it be persuaded to do so, the Tribunal may take a different approach than had been the case previously. Whether or not the Tribunal would do so must depend upon what is before it and judgement of whether or not to leave an effect of a previous Determination undisturbed. Having regard to all of the above, the Magistrates' application will be dealt with as a matter of discretion, as part of the current review of judicial remuneration.

60. The Magistrates Association submits that due to the outcome of the 2012 review the salary of a Magistrate is anomalous and inequitable. The ordinary meaning of the words anomaly and inequity, as entered in the Macquarie Dictionary, are set out below:

Anomaly: deviation from common rule or analogy.

Inequity: (1) lack of equity, unfairness

(2) an unfair circumstance or proceeding.

61. We have already dealt with the fairness of procedure of the Tribunal in the 2012 review of judicial salaries. Otherwise, what would constitute an anomaly and inequity, in every-day language, would seem to connote a question of unfair degree of difference from a norm. On what is before us, we do not consider that the money value of the salary of a Magistrate determined in 2012 was anomalous or inequitable, in substance. Nothing has been submitted, other than the claimed historical 'relativities' of the respective salaries of the relevant judicial offices, which forms a substantive consideration and establishes that the salary of a Magistrate determined was anomalous or inequitable.

62. We therefore now consider the concept of salary 'relativities' relied upon in the submissions of the Magistrates Association. Having reviewed the Reports and Determinations of judicial remuneration in South Australia made under the Act, the Tribunal considers that a definitive determination of a scale of

<sup>7</sup> The principle of binding precedent within a hierarchy of courts in a common law system. Australian Law Dictionary (2010) 1<sup>st</sup> Edition, Oxford University Press

judicial salary relativities is impossible to discern. However, there have been occasions, on application, where the Tribunal has been requested by judicial officers to address certain questions involving the relative money values of salaries for various judicial offices of South Australia.

63. In the latter respect, there has been reference in various contexts to a concept of judicial salary relativities, by representatives of judicial officers and submissions made on behalf of the Premier, from time to time. Moreover, discursive content of the Tribunal's reports has engaged in various ways with this concept, which we judge to be inconclusive for present purposes.

64. In these circumstances it is useful to consider, whether or not the concept of salary 'relativities' is properly characterised as consequential in nature. That is to say, are salary 'relativities' properly characterised as an indirect arithmetic consequence of salaries determined and expressed as money amounts for various judicial offices, or, have the money amounts of judicial salaries been determined to give effect to a system of salary relativities which the Tribunal has judged to be appropriate.

65. Having given consideration to the relevant Reports and Determinations referred to, the Tribunal thinks the former is the case. We discern no fixed salary 'relativities' of judicial offices having been determined in a systematic manner in the course of the exercise of the Tribunal's function to review judicial remuneration once per year since the commencement of the Act. Rather, we find that, when requested to do so from time to time on application, the Tribunal has discretely resolved controversies over the level of judicial salaries and dealt with submissions which have referred to the concept of salary 'relativities', in the course of doing so.

66. Although not determinative for our purposes, we understand from the oral submissions made on behalf of the Magistrates that the Magistrates Association accepts that the Tribunal has not determined a comprehensive system of salary 'relativities' for judicial offices subject to its jurisdiction.

67. The Tribunal's Report and Determination 5 of 2002<sup>8</sup> is referred to by the Magistrates Association in support of their submissions seeking a 'relativities' based salary increase. In the Tribunal's report in relation to that Determination, the Tribunal directly addressed a salary claim submitted by the Magistrates. In the Report, the Tribunal extracted the following from the Magistrates' submissions at the time:

'This application is based on significant changes which have occurred since 1992 in the jurisdiction and work value of Magistrates. These warrant a review of, and increase in, the relativity of Magistrates' remuneration as compared to a Puisne Judge of the Supreme Court.'

68. The Tribunal dealt with the Magistrates submissions at that time at paragraph 2.3 of its 2002 report, and reached relevant conclusions at paragraph 2.3.5, the text of which is set out below.

'The Tribunal spent considerable time examining the work changes that have occurred in the Magistrates Court since 1992, both in terms of actual work and the complexity of that work and it has not been an easy task to reach a conclusion.

After full consideration of all the material and submissions, and its own inquiries, the Tribunal has reached the conclusion that there have been sufficient material changes to the work value of Magistrates which would warrant an increase in their salary relative to the current salaries of Puisne Judges in this State.'

69. The Tribunal clearly concluded that, on the basis of changes in work value, an increase in the salaries of Magistrates relative to the salaries of Puisne Judges of the Supreme Court was warranted, at that time. What was not said was that the Tribunal was determining a relativity which would remain the basis for the determination of the salary of the office of Magistrate.

70. The Tribunal considers that the reference, in the 2002 Report, to relative salaries performed a particular function in that context. Namely, to ensure clarity of intention on the part of the Tribunal. The intention being that the increased salary of the office of Magistrate had no implications which would lead to an increase in salary of a Puisne Judge of the Supreme Court. In short the

expression of the Tribunal was to ensure that there would be no work on of the work value based increase in the salary of a Magistrate based on the concept of 'relativities'.

71. Applying this view to the conclusion of the Tribunal in 2002, we are of the view that the Tribunal, as it then was, increased the salaries of Magistrates having exclusive regard to work value changes and expressed the consequence of doing so as affecting a change in the salary of a Magistrate relative to the salary of a Puisne Judge of the Supreme Court, at that time. The outcome was not a Determination expressed such that the salary of a Magistrate was to be a prescribed percentage of the salary of a Puisne Judge of the Supreme Court. Rather, a money amount of annual salary payable to a Magistrate was determined.

72. We are fortified in this conclusion, in that, within the Determination made in 2002, there is no table of relativities of judicial officers' salaries Determined by the Tribunal. Nor is there an expression of an intention to maintain a prescribed salary relativity as between Magistrates and Puisne Judges of the Supreme Court.

#### Conclusions

73. For all of the above reasons we conclude as follows:

- In the course of its review of judicial salaries in 2012 the Tribunal made no error of law comprised of, either, non-compliance with the provisions of Section 10 of the Act, or, a failure to afford procedural fairness to Magistrates affected by the determination arising from the review.
- There is no merit in disturbing the outcome of the 2012 review based upon the relative money value of the salaries a Magistrate and a Puisne Judge of the Supreme Court.

#### Communications Allowance

74. The Tribunal has had regard to the relevant statistical measure which comprises the basis of the Communications Allowance applicable to judicial office holders, and has concluded that the Communications Allowance will remain as provided for in Determination 6 of 2013.

Dated 25 May 2017.

J. LEWIN, President  
P. ALEXANDER, Member  
P. MARTIN, Member

## ROADS (OPENING AND CLOSING) ACT 1991

### CORRIGENDUM

IN *Government Gazette* dated 23 May 2017, on page 1694, under the Roads (Opening and Closing) Act 1991: Section 24, being the fourth notice on that page, the subheading for this notice *should* read: *Road Closure—Public Road, Wye*.

## ROADS (OPENING AND CLOSING) ACT 1991: SECTION 24

### NOTICE OF CONFIRMATION OF ROAD PROCESS ORDER

#### *Road Closure—Public Road, Gladstone*

BY Road Process Order made on 28 March 2017, the Northern Areas Council ordered that:

1. The whole of the Public Road, situated between Allotment 22 in Filed Plan 38717 and Allotment 727 in Filed Plan 188049, more particularly delineated and lettered 'A' in Preliminary Plan No. 16/0040 be closed.

2. Issue a Certificate of Title to the Northern Areas Council for the whole of the land subject to closure lettered 'A' which land is being retained by Council.

On 24 May 2017 that order was confirmed by the Minister for Transport and Infrastructure conditionally upon the deposit by the Registrar-General of Deposited Plan 115699, being the authority for the new boundaries.

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

Dated 30 May 2017.

A. FALKENBERG, Acting Surveyor-General

<sup>8</sup> Remuneration Tribunal Report and Determination 5 of 2002: Salaries of Stipendiary Magistrates

## VALUATION OF LAND ACT 1971

*Notice of General Valuation*

PURSUANT to the Valuation of Land Act 1971, notice is hereby given that I have made a general valuation of all land within the following areas:

City of Adelaide  
 Adelaide Hills Council  
 Adelaide Plains Council  
 Alexandrina Council  
 The Barossa Council  
 District Council of Barunga West  
 The Berri Barmera Council  
 City of Burnside  
 City of Campbelltown  
 District Council of Ceduna  
 City of Charles Sturt  
 Clare & Gilbert Valleys Council  
 District Council of Cleve  
 District Council of Coober Pedy  
 The Coorong District Council  
 District Council of the Copper Coast  
 District Council of Elliston  
 The Flinders Ranges Council  
 District Council of Franklin Harbour  
 Town of Gawler  
 Regional Council of Goyder  
 District Council of Grant  
 City of Holdfast Bay  
 Kangaroo Island Council  
 District Council of Karoonda East Murray  
 District Council of Kimba  
 Kingston District Council  
 Light Regional Council  
 District Council of Lower Eyre Peninsula  
 District Council of Loxton Waikerie  
 City of Marion  
 Mid Murray Council  
 City of Mitcham  
 Mount Barker District Council  
 City of Mount Gambier  
 District Council of Mount Remarkable  
 The Rural City of Murray Bridge  
 Naracoorte Lucindale Council  
 Northern Areas Council  
 City of Norwood Payneham & St Peters  
 City of Onkaparinga  
 District Council of Orroroo Carrieton  
 District Council of Peterborough  
 City of Playford  
 City of Port Adelaide Enfield  
 City of Port Augusta  
 City of Port Lincoln  
 Port Pirie Regional Council  
 City of Prospect  
 Renmark Paringa Council  
 District Council of Robe  
 Roxby Downs Council  
 City of Salisbury  
 Southern Mallee District Council  
 District Council of Streaky Bay  
 District Council of Tatiara  
 City of Tea Tree Gully  
 District Council of Tumby Bay  
 City of Unley  
 City of Victor Harbor  
 Wakefield Regional Council  
 Town of Walkerville  
 Wattle Range Council  
 City of West Torrens  
 City of Whyalla  
 Wudinna District Council  
 District Council of Yankalilla  
 Yorke Peninsula Council  
 Un-incorporated areas of the state

The values are assigned as at 1 January 2017 and will come into force at midnight on 30 June 2017.

Dated 30 May 2017.

D. LANZILLI, Valuer-General

**WATER MAINS AND SEWERS**

Office of the South Australian Water Corporation  
 Adelaide, 31 May 2017

**WATER MAINS LAID**

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

**ADELAIDE WATER DISTRICT****CITY OF ONKAPARINGA**

Easements in lot 501 in LTRO DP 94292 (roads shown as Road 'A', Road 'B' and Road 'C' in Land Division number 145/D195/13), Brenton Street, Morphett Vale. p75  
 Cimaron Close, Morphett Vale. p75

**CITY OF SALISBURY**

Washington Street, Parafield Gardens. p72 and 73  
 Airdrie Avenue, Parafield Gardens. p72 and 73

**CITY OF WEST TORRENS**

Maynard Road, Plympton. p12  
 Neston Avenue, North Plympton. p13

**OUTSIDE ADELAIDE WATER DISTRICT****DISTRICT COUNCIL OF MOUNT BARKER**

East Parkway, Mount Barker. p76-78  
 Heysen Boulevard, Mount Barker. p76 and 77  
 Parkindula Drive, Mount Barker. p76 and 78  
 Monterey Place, Mount Barker. p76 and 78  
 Croft Lane, Mount Barker. p76-78  
 Isabella Way, Mount Barker. p76 and 78

**NURIOOTPA WATER DISTRICT****THE BAROSSA COUNCIL**

Warnecke Street, Nuriootpa. p80 and 81  
 Easements in lot 600 in LTRO DP 11429 (proposed road Warnecke Street in Land Division number 960/D014/15), Warnecke Street, Nuriootpa. p80 and 81

**RENMARK WATER DISTRICT****RENMARK PARINGA COUNCIL**

Alma Street, Renmark. p69

**WHYALLA WATER DISTRICT****THE CORPORATION OF THE CITY OF WHYALLA**

Easements in lot 1 in LTRO DP 80660 (road shown as Road CL01 in Land Division number 850/D008/09, Abraham Drive, Whyalla Stuart. p70 and 71

**SEWERS LAID**

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

**ADELAIDE DRAINAGE AREA****CITY OF CHARLES STURT**

Ayr Avenue, Seaton. FB 1265 p60  
 McLean Street, Beverley. FB 1267 p15

**CITY OF MARION**

Beaumont Street, Clovelly Park. FB 1267 p14

**CITY OF ONKAPARINGA**

Easement in lot 202 in LTRO DP 92722, Sherriffs Road, Morphett Vale. FB 1266 p8-10

Easements in lot 501 in LTRO DP 94292 (Land Development number 145/D195/13), Brenton Street, Morphett Vale. FB 1266 p8-11

Across Bollard Avenue, Seaford Meadows. FB 1261 p60

Seneca Place, Seaford Meadows. FB 1261 p60

**CITY OF SALISBURY**

Tangent Avenue, Salisbury North. FB 1267 p10

Wilson Road, Para Hills. FB 1267 p11

In and across Martins Road, Parafield Gardens. FB 1266 p12-14

Washington Street, Parafield Gardens. FB 1266 p12-14

Across and in Airdrie Avenue, Parafield Gardens. FB 1266 p12-14

**CITY OF TEA TREE GULLY**

Lynn Avenue, Athelstone. FB 1267 p8

**CITY OF UNLEY**

Jenkins Avenue, Myrtle Bank. FB 1267 p9

**CITY OF WEST TORRENS**

Neston Avenue, North Plympton. FB 1265 p59

Birdwood Terrace, North Plympton. FB 1267 p7

**MURRAY BRIDGE COUNTRY DRAINAGE AREA****THE RURAL CITY OF MURRAY BRIDGE**

Commerce Road, Murray Bridge. FB 1267 p12-13

**WHYALLA COUNTRY DRAINAGE AREA****THE CORPORATION OF THE CITY OF WHYALLA**

Across Abraham Drive, Whyalla Stuart. FB 1266 p6 and 7

Easements in lot 1 in LTRO DP 80660 (Land Development number 850/D008/09), Michelmore Street, Whyalla Stuart. FB 1266 p6 and 7

R. CHEROUX, Chief Executive Officer,  
South Australian Water Corporation

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## HOUSING IMPROVEMENT ACT 2016

*Rent Control Revocations*

WHEREAS the Minister for Social Housing Delegate is satisfied that each of the houses described hereunder has ceased to be unsafe or unsuitable for human habitation for the purposes of the Housing Improvement Act 2016, notice is hereby given that, in exercise of the powers conferred by the said Act, the Minister for Social Housing does hereby revoke the said Rent Control in respect of each property.

Address of House	Allotment, Section, etc.	Certificate of Title	
		Volume	Folio
40 Lutterworth Street, Macclesfield, S.A. 5153 (previously known as 31 Luck Street)	Allotment 10 in Deposited Plan 114319, Hundred of Macclesfield	5406	425
12 Kenmare Street, Taperoo, S.A. 5017	Allotment 62 in Deposited Plan 4594, Hundred of Port Adelaide	6189	931
72 York Road, Port Pirie West, S.A. 5540	Allotment 5 in Deposited Plan 1484, Hundred of Pirie	5686	307
Dated at Adelaide, 30 May 2017.	T. BAKER, Director, Property and Contract Management, Housing SA, Delegate of Minister for Social Housing	5308	106

## PROFESSIONAL STANDARDS ACT 2004

*South Australian Bar Association Inc Professional Standards Scheme*

PURSUANT to Section 14 of *Professional Standards Act 2004* ('the Act'), I authorise the publication in the *Gazette* of The South Australian Bar Association Inc Professional Standards Scheme.

Pursuant to Section 15 (1) (a) of the Act, I specify 1 July 2017 as the date of commencement of the Professional Standards Scheme.

Dated 29 May 2017.

JOHN RAU, Attorney-General

## PROFESSIONAL STANDARDS ACT 2004 (SA)

## THE SOUTH AUSTRALIAN BAR ASSOCIATION INC PROFESSIONAL STANDARDS SCHEME

*Preamble*

- A. The South Australian Bar Association Inc (the Bar) is an occupational association.
- B. The Bar has made an application to the Professional Standards Council, appointed under the Professional Standards Act 2004 (SA) (the Act), for a Scheme under the Act.
- C. The Scheme is prepared by the Bar for the purposes of limiting occupational liability to the extent to which such liability may be limited under the Act.
- D. The Scheme propounded by the Bar is to apply to ordinary members of the Bar who have professional indemnity insurance that complies with the Legal Practitioners Act 1981 (SA) in respect of a liability potentially limited by the Scheme.
- E. The Bar has furnished the Council with a detailed list of the risk management strategies intended to be implemented in respect of its members and the means by which those strategies are intended to be implemented.
- F. The Scheme is intended to commence on 1 July 2017 and remain in force for five (5) years from its commencement unless, prior to that time, it is revoked, its operation ceases, or it is extended pursuant to Section 34 of the Act.
- G. The Scheme is also intended to apply in New South Wales, Victoria, Queensland, Western Australia, Tasmania, the Australian Capital Territory and the Northern Territory, under the mutual recognition provisions of the professional standards legislation.

## THE SOUTH AUSTRALIAN BAR ASSOCIATION INC PROFESSIONAL STANDARDS SCHEME

1. *Definitions*

'Act' means the Professional Standards Act 2004 (SA);

'Acts' means the Act and each corresponding law;

'Corresponding Law' means a law of another jurisdiction that corresponds to the Act;

'Court' has the same meaning as it has in the Acts;

'Duration of the Scheme' means the period commencing on the date specified in Clause 7.1 and ending upon the cessation of the Scheme pursuant to Clause 7.2;

'Exempted Member' means an Ordinary Member who is or was at a Relevant Time exempted by the Bar from participation in the Scheme pursuant to Clause 4.3;

'Legal Practitioners Act' means the Legal Practitioners Act 1981 (SA) or any Act enacted in substitution thereof;

'Monetary Ceiling' means, in respect of a liability in respect of a cause of action founded on an act or omission occurring after the commencement of the Scheme, the sum of \$1,500,000.

'Occupational Liability' has the same meaning as it has in the Acts;

'Ordinary Member' means a person who is or was at a relevant time an ordinary member within the meaning of and pursuant to the South Australian Bar Association Inc Constitution;

'Person' means an individual or a body corporate;

'Relevant Time' means, in respect of a liability potentially limited by the Scheme, the time(s) of the act(s) or omission(s) giving rise to the liability;

'The Scheme' means the South Australian Bar Association Inc Scheme constituted herein;

'Scheme Participant' means a person referred to in Clause 4.1 or 4.2;

‘Single Claim’ has the same meaning as it has in the Acts;

‘The Bar’ means the South Australian Bar Association Inc.

## 2. *Occupational Association*

2.1 The Scheme is a Scheme under the Act prepared by the Bar whose business address is Level 12, 211 Victoria Square, Adelaide, South Australia.

## 3. *Jurisdictions in Which the Scheme Applies*

3.1 The Scheme applies in South Australia pursuant to the Act.

3.2 The Scheme applies in New South Wales, Victoria, Queensland, Western Australia, Tasmania, the Australian Capital Territory and the Northern Territory pursuant to the corresponding laws of each of those jurisdictions respectively.

3.3 Notwithstanding anything to the contrary contained in this Scheme, if in particular circumstances giving rise to occupational liability, the liability of any person who is subject to this Scheme should be capped by both this Scheme and also by any other Scheme under Professional Standards legislation (whether of this jurisdiction or under the law of any other Australian State or Territory) and if the amount of such caps should differ, then the cap on the liability of such person arising from such circumstances which is higher shall be the applicable cap.

## 4. *Persons to Whom the Scheme Applies*

4.1 The Scheme applies to all persons who:

4.1.1 are or at the relevant time were Ordinary Members of the Bar;

4.1.2 are or were at the relevant time not Exempted Members; and

4.1.3 have professional indemnity insurance that complies with the Legal Practitioners Act in respect of a liability potentially limited by the Scheme.

4.2 The Scheme applies to all persons to whom the Scheme applies by virtue of Sections 20, 21, and 22 of the Act and the corresponding sections of the Corresponding Laws.

4.3 The Bar may, upon written application by an Ordinary Member, exempt that person from participation in the Scheme with effect from a date specified by the Bar on or after the date on which the exemption is granted.

4.4 The Bar may, upon application by an Ordinary member, revoke an exemption of that person from participation in the Scheme with effect from a date specified by the Bar.

## 5. *Conferral of Discretionary Authority*

5.1 The Scheme confers on the Bar a discretionary authority, on application by a Scheme Participant, to specify in relation to the person a higher maximum amount of liability than would otherwise apply under the Scheme in relation to the person either in all cases or in any specified case or class of case, being an amount not exceeding \$50 million.

## 6. *Limitation of Liability*

6.1 The occupational liability of a person who is or was at the Relevant Time a Scheme Participant and the subject of a single claim in respect of one or more causes of action founded on an act or omission occurring during the Duration of the Scheme, to the extent to which it is an Occupational Liability, is limited to the amount of the Monetary Ceiling.

6.2 The liability which is limited by Clause 6.1 extends to a liability for damages (including interest and costs) within the meaning of the Acts but excludes a liability to which the Act does not apply from time to time by reason of Section 5 thereof or, if the liability is governed by a corresponding law, excludes a liability to which the Corresponding Law does not apply from time to time by reason of its provisions.

6.3 The operation of Clause 6.1 limiting the liability of a person is subject to the proviso that the person is able to satisfy the Court that:

6.3.1 the person has the benefit of an insurance policy complying with the Legal Practitioners Act insuring the person against the occupational liability to which the cause of action relates; and

6.3.2 the amount payable under the policy in respect of that occupational liability is not less than the amount of the Monetary Ceiling.

6.4 The limitation of liability that, to the extent provided by the Act and the provisions of the Scheme, applies in respect of an act or omission continues to apply to every cause of action founded on it, irrespective of when the proceedings are brought in respect of it, and even if the Scheme has been amended or has ceased to be in force.

6.5 For the purposes of Section 28 of the Act, the Scheme only affects a liability for damages arising from a Single Claim (including a claim by a person who has 2 or more causes of action arising out of a single event) exceeding \$1,500,000.

## 7. *Duration of the Scheme*

7.1 The Scheme commences on 1 July 2017. In the event that the Scheme is published in the *Government Gazette* of any jurisdiction after 1 July 2017, the Scheme will commence on such day 2 months after the date of its publication in that jurisdiction.

7.2 Subject to Clause 7.3, the Scheme will remain in force for a period of 5 years from its commencement in South Australia unless:

7.2.1 it is revoked or ceases in accordance with the Act, or

7.2.2 it is extended in accordance the Act.

7.3 The Scheme will cease to operate in a jurisdiction referred to in Clause 3.2 if it is revoked or ceases in accordance with the Corresponding Law of that jurisdiction.

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**RULES OF COURT**  
**Magistrates Court of South Australia**  
**Amendment 17 to the Magistrates Court (Civil) Rules 2013**

PURSUANT to Section 49 of the Magistrates Court Act 1991 and all other enabling powers, we, the undersigned, do hereby make the following amendments to the Magistrates Court (Civil) Rules 2013 as amended.

1. These Rules may be cited as the ‘Magistrates Court (Civil) Rules 2013 (Amendment 17)’.
2. The Magistrates Court (Civil) Rules 2013 (‘the Rules’) as amended by these amendments apply to and govern all actions commenced in the civil division of the Court on and after the date on which the Births, Deaths and Marriages Registration (Gender Identity) Amendment Act 2016 commences.
3. In rule 39(1), the following is deleted:  
Sexual Reassignment Act 1988 Form in regulations
4. Rule 39(6) is deleted and replaced as follows:  
A person seeking to make an application under Part 4A of the Births, Deaths and Marriages Registration Act 1996 must apply to the Court for directions using the omnibus Civil Form 7.
5. Form 53 is deleted.
6. Form 54 is deleted.

Signed on the 10th day of May 2017.

MARY-LOUISE HRIBAL, Chief Magistrate  
ANDREW JAMES CANNON, Deputy Chief Magistrate  
BRIONY KENNEWELL, Magistrate  
LYNETTE CATHERINE DUNCAN, Magistrate

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[REPUBLICED]

In *Government Gazette* No. 33, dated 23 May 2017 on page 1722, due to errors in the table this notice replaces the previous one.**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 *Gazette* notices 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. 4 February 2010	22. 11 February 2010	23. 18 February 2010	24. 18 March 2010
25. 8 April 2010	26. 6 May 2010	27. 20 May 2010	28. 3 June 2010
29. 17 June 2010	30. 24 June 2010	31. 8 July 2010	32. 9 September 2010
33. 23 September 2010	34. 4 November 2010	35. 25 November 2010	36. 16 December 2010
37. 23 December 2010	38. 17 March 2011	39. 7 April 2011	40. 21 April 2011
41. 19 May 2011	42. 30 June 2011	43. 21 July 2011	44. 8 September 2011
45. 10 November 2011	46. 24 November 2011	47. 1 December 2011	48. 8 December 2011
49. 16 December 2011	50. 22 December 2011	51. 5 January 2012	52. 19 January 2012
53. 1 March 2012	54. 29 March 2012	55. 24 May 2012	56. 31 May 2012
57. 7 June 2012	58. 14 June 2012	59. 21 June 2012	60. 28 June 2012
61. 5 July 2012	62. 12 July 2012	63. 19 July 2012	64. 2 August 2012
65. 9 August 2012	66. 30 August 2012	67. 13 September 2012	68. 4 October 2012
69. 18 October 2012	70. 25 October 2012	71. 8 November 2012	72. 29 November 2012
73. 13 December 2012	74. 25 January 2013	75. 14 February 2013	76. 21 February 2013
77. 28 February 2013	78. 7 March 2013	79. 14 March 2013	80. 21 March 2013
81. 28 March 2013	82. 26 April 2013	83. 23 May 2013	84. 30 May 2013
85. 13 June 2013	86. 20 June 2013	87. 11 July 2013	88. 1 August 2013
89. 8 August 2013	90. 15 August 2013	91. 29 August 2013	92. 6 February 2014
93. 12 June 2014	94. 28 August 2014	95. 4 September 2014	96. 16 October 2014
97. 23 October 2014	98. 5 February 2015	99. 26 March 2015	100. 16 April 2015
101. 27 May 2015	102. 18 June 2015	103. 3 December 2015	104. 7 April 2016
105. 30 June 2016	106. 28 July 2016	107. 8 September 2016	108. 22 September 2016
109. 27 October 2016	110. 29 November 2016	111. 15 December 2016	112. 7 March 2017
113. 21 March 2017	114. 23 May 2017		

**Trades or Declared Vocations and Required Qualifications and  
Training Contract Conditions for the  
Gas Industry Training Package UEG**

<b>*Trade/ #Declared Vocation/ Other Occupation</b>	<b>Qualification Code</b>	<b>Title</b>	<b>Nominal Term of Training Contract</b>	<b>Probationary Period</b>
Assistant Gas Supply Technician– Pipeline Operations #	UEG20114	Certificate II in Gas Supply Industry Operations	12 Months	60 Days
Assistant Gas Supply Technician– Transmission Pipeline Construction #	UEG20114	Certificate II in Gas Supply Industry Operations	12 Months	60 Days
Assistant Gas Supply Technician– Cylinder Operations #	UEG20114	Certificate II in Gas Supply Industry Operations	12 Months	60 Days
Assistant Gas Supply Technician– Gaseous Fuel Delivery Operations #	UEG20114	Certificate II in Gas Supply Industry Operations	12 Months	60 Days
Gas Supply Technician *	UEG30114	Certificate III in Gas Supply Industry Operations	36 Months	90 Days
Advanced Gas Supply Technician *	UEG40114	Certificate IV in Gas Supply Industry Operations	48 Months	90 Days
Technical Specialist– Gas Supply *	UEG50114	Diploma of Gas Supply Industry Operations	48 Months	90 Days
Advanced Technical Specialist– Gas Supply *	UEG60114	Advanced Diploma of Gas Supply Industry Operations	48 Months	90 Days

South Australia

## **Mental Health (Review) Amendment Act (Commencement) Proclamation 2017**

### **1—Short title**

This proclamation may be cited as the *Mental Health (Review) Amendment Act (Commencement) Proclamation 2017*.

### **2—Commencement of Act**

The *Mental Health (Review) Amendment Act 2016* (No 34 of 2016) will come into operation on 5 June 2017.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 30 May 2017

HEAC-2017-00015

South Australia

## **Public Sector (Data Sharing) Act (Commencement) Proclamation 2017**

### **1—Short title**

This proclamation may be cited as the *Public Sector (Data Sharing) Act (Commencement) Proclamation 2017*.

### **2—Commencement of Act**

The *Public Sector (Data Sharing) Act 2016* (No 61 of 2016) will come into operation on 30 May 2017.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 30 May 2017

MPS0001/17CS

South Australia

## **Administrative Arrangements (Administration of Public Sector (Data Sharing) Act) Proclamation 2017**

under section 5 of the *Administrative Arrangements Act 1994*

### **1—Short title**

This proclamation may be cited as the *Administrative Arrangements (Administration of Public Sector (Data Sharing) Act) Proclamation 2017*.

### **2—Commencement**

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

### **3—Administration of Act committed to Minister for the Public Sector**

The administration of the *Public Sector (Data Sharing) Act 2016* is committed to the Minister for the Public Sector.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 30 May 2017

MPS0001/17CS

South Australia

## **Public Corporations (Adelaide Film Festival) Regulations 2017**

under the *Public Corporations Act 1993*

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### **Contents**

#### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Interpretation

#### **Part 2—Application to Minister**

- 4 Application of Act to Minister

#### **Part 3—Adelaide Film Festival**

##### **Division 1—Continuation and constitution of subsidiary**

- 5 Continuation of subsidiary (section 24)
- 6 Continuation of board
- 7 Composition of board
- 8 Conditions of membership
- 9 Vacancies or defects in appointment of directors
- 10 Remuneration
- 11 Proceedings
- 12 Disclosure

##### **Division 2—Functions and performance**

- 13 Functions of subsidiary
- 14 Charter
- 15 Performance statement
- 16 Subsidiary companies
- 17 Indirect or joint operations by subsidiary

##### **Division 3—Financial and related matters**

- 18 Internal audit
- 19 Quarterly reports
- 20 Loans etc require approval
- 21 Provision of information
- 22 Common seal and execution of documents
- 23 Annual report

#### **Schedule 1—Revocation and transitional provisions**

- 1 Revocation of *Public Corporations (Adelaide Film Festival) Regulations 2002*
  - 2 Transitional provision
-



## Part 1—Preliminary

### 1—Short title

These regulations may be cited as the *Public Corporations (Adelaide Film Festival) Regulations 2017*.

### 2—Commencement

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

### 3—Interpretation

In these regulations, unless the contrary intention appears—

*Act* means the *Public Corporations Act 1993*;

*board* means the board of directors continued as the governing body of the subsidiary under Part 3;

*director* means a person appointed or holding office as a member of the board under Part 3;

*Minister* means the Minister for the Arts;

*revoked regulations* means the *Public Corporations (Adelaide Film Festival) Regulations 2002* revoked under Schedule 1;

*subsidiary* means the Adelaide Film Festival continued in existence under Part 3.

## Part 2—Application to Minister

### 4—Application of Act to Minister

The following provisions of the Act apply to the Minister:

- (a) Part 1 (*Preliminary*);
- (b) section 24 (*Formation of subsidiary by regulation*);
- (c) section 25 (*Dissolution of subsidiary established by regulation*);
- (d) the Schedule (*Provisions applicable to subsidiaries*), other than clause 12.

## Part 3—Adelaide Film Festival

### Division 1—Continuation and constitution of subsidiary

#### 5—Continuation of subsidiary (section 24)

- (1) The *Adelaide Film Festival*, established as a subsidiary of the Minister under the revoked regulations, continues as a subsidiary of the Minister.
- (2) The subsidiary—
  - (a) is a body corporate; and
  - (b) has perpetual succession and a common seal; and
  - (c) is capable of suing and being sued in its corporate name.

## **6—Continuation of board**

- (1) A board of directors continues as the governing body of the subsidiary.
- (2) Anything done by the board in the administration of the subsidiary's affairs is binding on the subsidiary.

## **7—Composition of board**

- (1) The board consists of the number of directors appointed by the Minister (not being more than 8) for the time being holding office as members of the board.
- (2) The board must, as far as practicable, be comprised of equal numbers of women and men.
- (3) One director will be appointed by the Minister to chair meetings of the board.
- (4) The Minister may appoint a director to be the deputy of the director appointed to chair the board and the deputy may perform or exercise the functions and powers of that director in his or her absence.
- (5) On the office of a director becoming vacant, a person may be appointed in accordance with this regulation to the vacant office.
- (6) The Minister may appoint a suitable person to be deputy of a member of the board during any period of absence of the member (and any reference to a director in these regulations will be taken to include, unless the contrary intention appears, a reference to a deputy while acting as a member of the board).

## **8—Conditions of membership**

- (1) A director will be appointed for a term, not exceeding 3 years, specified in the instrument of appointment and, at the expiration of a term of appointment, will be eligible for reappointment (subject to the qualification that a person cannot serve as a director for more than 9 consecutive years).
- (2) The office of a director becomes vacant if the director—
  - (a) dies; or
  - (b) completes a term of office and is not reappointed; or
  - (c) resigns by written notice to the Minister; or
  - (d) becomes bankrupt or applies to take the benefit of a law for the relief of insolvent debtors; or
  - (e) is convicted of an indictable offence or sentenced to imprisonment for an offence; or
  - (f) is removed from office by the Minister by written notice.

## **9—Vacancies or defects in appointment of directors**

An act of the board is not invalid by reason only of a vacancy in its membership or a defect in the appointment of a director.

## 10—Remuneration

A director is entitled to be paid from the funds of the subsidiary such remuneration, allowances and expenses as may be determined by the Minister.

## 11—Proceedings

- (1) A quorum of the board consists of 1 half of the total number of members (ignoring any resulting fraction) plus 1.
- (2) The director appointed to chair the board will preside at meetings of the board at which the director is present.
- (3) If the director appointed to chair the board is absent from a meeting of the board—
  - (a) if another director has been appointed as that director's deputy and is present at the meeting—the deputy; or
  - (b) in any other case—a director chosen by the directors present at the meeting,will preside.
- (4) A decision carried by a majority of the votes cast by directors at a meeting is a decision of the board.
- (5) Each director present at a meeting of the board has 1 vote on a question arising for decision and, if the votes are equal, the director presiding at the meeting may exercise a casting vote.
- (6) A telephone or video conference between directors will, for the purposes of this regulation, be taken to be a meeting of the board at which the participating directors are present if—
  - (a) notice of the conference is given to all directors in the manner determined by the board for that purpose; and
  - (b) each participating director is capable of communicating with every other participating director during the conference.
- (7) A proposed resolution of the board will be taken to be a valid decision of the board despite the fact that it is not voted on at a meeting of the board if—
  - (a) notice of the proposed resolution is given to all directors in accordance with procedures determined by the board; and
  - (b) a majority of the directors express their concurrence in the proposed resolution in writing setting out the terms of the resolution.
- (8) The board must meet at least 6 times in each year.
- (9) The board must cause accurate minutes to be kept of its proceedings.
- (10) A person authorised in writing by the Minister may attend (but not participate in) a meeting of the board and may have access to papers provided to directors for the purpose of the meeting.
- (11) If the board considers that a matter dealt with at a meeting attended by a representative of the Minister should be treated as confidential, the board may advise the Minister of that opinion giving the reason for the opinion and the Minister may, subject to subregulation (12), act on that advice as the Minister thinks fit.

- (12) If the Minister is satisfied on the basis of the board's advice under subregulation (11) that the subsidiary owes a duty of confidence in respect of a matter, the Minister must ensure the observance of that duty in respect of the matter, but this subregulation does not prevent a disclosure as required in the proper performance of ministerial functions or duties.
- (13) Subject to these regulations, the board may determine its own procedures.

## **12—Disclosure**

- (1) If, for the purposes of the Act or these regulations, the subsidiary discloses to the Minister a matter in respect of which the subsidiary owes a duty of confidence, the subsidiary must give notice in writing of the disclosure to the person to whom the duty is owed.
- (2) A director of the subsidiary does not commit any breach of duty by reporting a matter relating to the affairs of the subsidiary to the Minister.

## **Division 2—Functions and performance**

### **13—Functions of subsidiary**

- (1) The subsidiary's functions are limited to the following:
  - (a) to develop, manage, market, promote and present a biennial film festival that will be recognised internationally;
  - (b) to establish and conduct special events programs that celebrate screen culture and encourage broad public interest and participation in the festival and the film industry more generally;
  - (c) to establish and conduct a variety of public forums and events to encourage and promote dialogue with key local, national and international screen practitioners including directors, screen writers, producers, cinematographers, designers and actors;
  - (d) to establish and conduct a comprehensive program of workshops involving key local, national and international screen practitioners in order to facilitate the exchange of experience, knowledge and skills and contribute to the development of screen practitioners;
  - (e) to contribute to the development of the screen industry and film audiences by promoting cutting edge developments in screen culture through the festival and other initiatives;
  - (f) to determine and present screen awards in conjunction with the festival;
  - (g) to commission screen products for the festival with other bodies, as appropriate;
  - (h) to enter into contracts or other forms of agreement connected with the development, management, marketing, promotion, presentation and delivery of the festival, including, but not limited to, contracts of employment and contracts for the lease, hire or construction of venues and other facilities for the festival;
  - (i) to enter into contracts and other forms of agreement for the hire, freight, distribution and screening of screen products;

- (j) to acquire, develop, hold, enhance, deal with or dispose of intellectual property;
  - (k) to make charges for admission to any forum, workshop, presentation, screening or other event;
  - (l) to perform or exercise incidental functions or powers;
  - (m) to carry out other functions conferred on the subsidiary by the Minister.
- (2) The subsidiary must obtain the approval of the Minister before it makes a material change to its policy direction or budget.

#### **14—Charter**

- (1) The subsidiary must continue to have a charter prepared by the Minister.
- (2) The charter must address—
- (a) the nature and scope of the subsidiary's operations; and
  - (b) the subsidiary's obligations to report on its operations; and
  - (c) the form and contents of the subsidiary's accounts and financial statements; and
  - (d) any accounting, internal auditing or financial systems or practices to be established or observed by the subsidiary; and
  - (e) the acquisition or disposal of capital or assets.
- (3) The charter may deal with any other matter not specifically referred to in subregulation (2).
- (4) The charter must be reviewed by the Minister at the end of each financial year.
- (5) The Minister may amend the charter at any time.
- (6) The charter, or an amendment to the charter, comes into force and is binding on the subsidiary on a day specified in the charter or amendment (but without affecting any contractual obligations previously incurred by the subsidiary).
- (7) On the charter or an amendment to the charter coming into force, the Minister must, within 12 sitting days, have copies of the charter, or the charter in its amended form, laid before both Houses of Parliament.

#### **15—Performance statement**

- (1) The subsidiary continues to be subject to the performance statement prepared by the Minister that sets out the various performance targets that the subsidiary is to pursue in the coming financial year or other period specified in the statement and dealing with such other matters as the Minister considers appropriate.
- (2) The Minister must, after consultation with the subsidiary, review the performance statement when reviewing the subsidiary's charter.
- (3) The Minister may, after consultation with the subsidiary, amend the performance statement at any time.

## **16—Subsidiary companies**

- (1) The subsidiary must not, without the approval of the Minister—
  - (a) form a subsidiary company; or
  - (b) acquire, or enter into any arrangement under which it will at a future time or would on the happening of some contingency hold, relevant interests in shares in a corporation such that the corporation becomes a subsidiary of the subsidiary.
- (2) The Minister may, as a condition of approval under this section, or by direction, require the subsidiary to take steps to include in a subsidiary corporation's constitution such provisions as the Minister considers appropriate—
  - (a) imposing limitations on the nature or scope of the corporation's operations; or
  - (b) imposing other controls or practices,consistent with those applicable to the subsidiary.

## **17—Indirect or joint operations by subsidiary**

The subsidiary must not, without the approval of the Treasurer, establish a trust scheme or a partnership or other scheme or arrangement for sharing of profits or joint venture with another person or undertake any operations or transactions pursuant to such a scheme or arrangement.

## **Division 3—Financial and related matters**

### **18—Internal audit**

The subsidiary must establish and maintain effective internal auditing of its operations.

### **19—Quarterly reports**

The subsidiary must report to the Minister on the subsidiary's financial position on a quarterly basis.

### **20—Loans etc require approval**

- (1) The subsidiary must not lend or advance to any person any money, securities or property without the prior written approval of the Treasurer.
- (2) The subsidiary must not undertake commercial borrowings without the prior written approval of the Treasurer.

### **21—Provision of information**

- (1) The subsidiary must, at the request in writing of the Minister, furnish the Minister with such information or records in the possession or control of the subsidiary as the Minister may require in such manner and form as the Minister may require.
- (2) If a record in the possession or control of the subsidiary is furnished to the Minister under this regulation, the Minister may make, retain and deal with copies of the record as the Minister thinks fit.

- (3) If the board considers that information or a record furnished under this regulation contains matters that should be treated as confidential, the board may advise the Minister of that opinion giving the reason for the opinion and the Minister may, subject to subregulation (4), act on that advice as the Minister thinks fit.
- (4) If the Minister is satisfied on the basis of the board's advice under subregulation (3) that the subsidiary owes a duty of confidence in respect of a matter, the Minister must ensure the observance of that duty in respect of the matter, but this subregulation does not prevent a disclosure as required in the proper performance of ministerial functions or duties.

## **22—Common seal and execution of documents**

- (1) The common seal of the subsidiary must not be affixed to a document except in pursuance of a decision of the board, and the affixing of the seal must be attested by the signatures of 2 directors.
- (2) The board may, by instrument under the common seal of the subsidiary, authorise a director, an employee of the subsidiary (whether nominated by name or by office or title) or any other person to execute documents on behalf of the subsidiary subject to limitations (if any) specified in the instrument of authority.
- (3) Without limiting subregulation (2), an authority may be given so as to authorise 2 or more persons to execute documents jointly on behalf of the subsidiary.
- (4) A document is duly executed by the subsidiary if—
  - (a) the common seal of the subsidiary is affixed to the document in accordance with this regulation; or
  - (b) the document is signed on behalf of the subsidiary by a person or persons in accordance with authority conferred under this regulation.

## **23—Annual report**

- (1) The subsidiary must, within 3 months after the end of each financial year, deliver to the Minister a report on the operations of the subsidiary during that financial year (including the audited statements of account of the subsidiary for that financial year).
- (2) The Minister must cause a copy of the report to be laid before both Houses of Parliament within 12 sitting days after receipt of the report.

## **Schedule 1—Revocation and transitional provisions**

### **1—Revocation of *Public Corporations (Adelaide Film Festival) Regulations 2002***

The *Public Corporations (Adelaide Film Festival) Regulations 2002* are revoked.

### **2—Transitional provision**

A member of the board holding office immediately before the commencement of this clause will continue in office after the commencement of this clause (but only for the balance of the term for which the member was appointed).



**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**

with the advice and consent of the Executive Council  
on 30 May 2017

No 72 of 2017

ASACAB17-38

South Australia

## **Motor Vehicle Accidents (Lifetime Support Scheme) (Release of Information) Variation Regulations 2017**

under the *Motor Vehicle Accidents (Lifetime Support Scheme) Act 2013*

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### **Contents**

#### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### **Part 2—Variation of *Motor Vehicle Accidents (Lifetime Support Scheme) Regulations 2014***

- 4 Insertion of regulation 5
  - 5 Authorisation of release of certain information
- 

### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Motor Vehicle Accidents (Lifetime Support Scheme) (Release of Information) Variation Regulations 2017*.

#### **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 *Motor Vehicle Accidents (Lifetime Support Scheme) Regulations 2014***

### **4—Insertion of regulation 5**

After regulation 4 insert:

#### **5—Authorisation of release of certain information**

- (1) For the purposes of section 48(1)(b) of the Act, the Authority is authorised to disclose or release the following information to a person to whom this regulation applies, subject to such conditions as the Authority thinks fit:
  - (a) information relating to a person who has suffered a bodily injury who may be eligible to be a participant in the Scheme;
  - (b) information relating to a person who potentially may make, or has already made, an application to become a participant in the Scheme;
  - (c) information required by the Authority as part of its assessment of a person's eligibility to become a participant in the Scheme.
- (2) This regulation applies to the following persons:
  - (a) the CTP Regulator established under the *Compulsory Third Party Insurance Regulation Act 2016*;
  - (b) an approved insurer;
  - (c) a prescribed authority (within the meaning of section 55 of the Act);
  - (d) any other person as the Authority thinks fit.

#### **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**

with the advice and consent of the Executive Council  
on 30 May 2017

No 73 of 2017

LSA-CAB-001-17

South Australia

# Cost of Living Concessions (Indexation) Variation Regulations 2017

under the *Cost of Living Concessions Act 1986*

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## Contents

### Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

### Part 2—Variation of *Cost of Living Concessions Regulations 2009*

- 4 Variation of regulation 3—Interpretation
  - 5 Variation of regulation 4—Remission of water rates
  - 6 Variation of regulation 7—Concession payment amounts (section 3(2))
- 

## Part 1—Preliminary

### 1—Short title

These regulations may be cited as the *Cost of Living Concessions (Indexation) Variation Regulations 2017*.

### 2—Commencement

These regulations will come into operation on 1 July 2017.

### 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 *Cost of Living Concessions Regulations 2009*

### 4—Variation of regulation 3—Interpretation

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

*CPI* means the Consumer Price Index (All groups index for Adelaide) published by the Australian Bureau of Statistics;

- (2) Regulation 3(1), definition of *prescribed card*, (e)—delete paragraph (e)

(3) Regulation 3—after subregulation (2) insert:

- (3) In these regulations, if a monetary amount is followed by the word (indexed), the amount is, subject to subregulation (4), to be adjusted on 1 July of each year beginning on 1 July 2017, by multiplying the stated amount by a multiplier obtained by dividing the CPI for the December quarter of the immediately preceding year by the CPI for the December quarter of 2015 (with the amount so adjusted being rounded up to the nearest multiple of 10 cents).
- (4) If an amount to be remitted or paid in a financial year is, when adjusted in accordance with subregulation (3), less than the amount remitted or paid in the immediately preceding financial year, the amount to be remitted or paid will not be the amount as adjusted in accordance with subregulation (3), but will instead be an amount equal to the amount remitted or paid in the immediately preceding financial year.

**5—Variation of regulation 4—Remission of water rates**

- (1) Regulation 4(5), definition of *prescribed maximum remission*, (e)—after "\$295" insert:  
(indexed)
- (2) Regulation 4(5), definition of *prescribed minimum remission*, (e)—after "\$185" insert:  
(indexed)

**6—Variation of regulation 7—Concession payment amounts (section 3(2))**

- (1) Regulation 7(a)(i)—after "\$100" insert:  
(indexed)
- (2) Regulation 7(a)(ii)—after "\$200" insert:  
(indexed)
- (3) Regulation 7(b)—after "\$100" insert:  
(indexed)

**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**

with the advice and consent of the Executive Council  
on 30 May 2017

No 74 of 2017

DCSI/17/010

South Australia

## Public Sector (Data Sharing) Regulations 2017

under the *Public Sector (Data Sharing) Act 2016*

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### Contents

1	Short title
2	Commencement
3	Interpretation
4	Definition—exempt public sector data
5	Definition—public sector agency
6	Prescribed trusted access principles (section 7(7))
7	Prescribed data sharing purposes (section 8(1)(c))
8	Prescribed data sharing safeguards (section 12)
9	Restriction on further use and disclosure of public sector data (section 14(1)(d))

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#### 1—Short title

These regulations may be cited as the *Public Sector (Data Sharing) Regulations 2017*.

#### 2—Commencement

These regulations will come into operation on the day on which the *Public Sector (Data Sharing) Act 2016* comes into operation.

#### 3—Interpretation

In these regulations—

*Act* means the *Public Sector (Data Sharing) Act 2016*.

#### 4—Definition—exempt public sector data

- (1) For the purposes of paragraph (a) of the definition of *exempt public sector data* in section 3(1) of the Act, the following public sector agencies are prescribed:
  - (a) the Auditor-General;
  - (b) the Crown Solicitor;
  - (c) the Director of Public Prosecutions;
  - (d) the Ombudsman.
- (2) For the purposes of paragraph (b) of the definition of *exempt public sector data* in section 3(1) of the Act, the following data is exempt public sector data:
  - (a) data that would be privileged from production in legal proceedings on the ground of legal professional privilege;
  - (b) data obtained in confidential circumstances for the purposes of mediation, conciliation or other dispute resolution process undertaken under an Act or law;
  - (c) data created by South Australia Police containing information classified by the Commissioner of Police, in accordance with the provisions of any other Act, as criminal intelligence;

- (d) in relation to proceedings that are being heard, or are to be heard, before a court or tribunal, data—
  - (i) prepared for the purposes of the proceedings (including any transcript of the proceedings); or
  - (ii) obtained in confidential circumstances for the purposes of mediation, conciliation or some other form of dispute resolution; or
  - (iii) the disclosure of which would be inconsistent with the Crown acting as a model litigant in the proceedings; or
  - (iv) prepared by or on behalf of the court or tribunal (including any order or judgment made or given by the court or tribunal);
- (e) data the public disclosure of which would, but for any immunity of the Crown—
  - (i) constitute contempt of court; or
  - (ii) contravene any order or direction of a person or body having power to receive evidence on oath; or
  - (iii) infringe the privilege of Parliament;
- (f) data the disclosure of which could reasonably be expected to prejudice national security (within the meaning of the *National Security Information (Criminal and Civil Proceedings) Act 2004* of the Commonwealth).

### 5—Definition—public sector agency

For the purposes of paragraph (a) of the definition of *public sector agency* in section 3(1) of the Act, the following are prescribed:

- (a) the Independent Commissioner Against Corruption;
- (b) the Judicial Conduct Commissioner;
- (c) the Office for Public Integrity;
- (d) all Royal Commissions;
- (e) a judicial conduct panel under the *Judicial Conduct Commissioner Act 2015*;
- (f) a person appointed to conduct a review of the Independent Commissioner Against Corruption or the Office for Public Integrity under section 46 of the *Independent Commissioner Against Corruption Act 2012* (as in force immediately before the commencement of section 20 of the *Independent Commissioner Against Corruption (Miscellaneous) Amendment Act 2016*);
- (g) the reviewer within the meaning of Schedule 4 of the *Independent Commissioner Against Corruption Act 2012*.



## 6—Prescribed trusted access principles (section 7(7))

- (1) For the purposes of section 7(7) of the Act—
  - (a) prescribed health information may not be shared or disclosed under section 8 of the Act without the prior approval of the Minister responsible for the administration of the *Health Care Act 2008*; and
  - (b) information disclosed to a public sector agency for the purposes of the SA NT DataLink by a person or body that is not a public sector agency may not be shared or disclosed under section 8 of the Act without the prior approval of the relevant person or body.

- (2) In this regulation—

**prescribed health information** means information the disclosure of which is prohibited—

- (a) under a prescribed provision; or
- (b) under the *National Health Funding Pool Administration (South Australia) Act 2012*,  
(whether or not the prohibition is subject to specified qualifications or exceptions);

**prescribed provision**—each of the following is a prescribed provision:

- (a) section 18 of the *Assisted Reproductive Treatment Act 1988*;
- (b) sections 66 and 73 of the *Health Care Act 2008*;
- (c) regulation 26 of the *Health Care Regulations 2008*;
- (d) section 216 of the *Health Practitioner Regulation National Law*;
- (e) sections 99 and 100 of the *South Australian Public Health Act 2011*;
- (f) section 39 of the *Transplantation and Anatomy Act 1983*;

**SA NT DataLink** means the SA NT DataLink established and in existence in accordance with the *SA NT DATA LINKAGE CONSORTIUM AGREEMENT* (commenced on 1 January 2009 and as varied from time to time).

## 7—Prescribed data sharing purposes (section 8(1)(c))

- (1) For the purposes of section 8(1)(c) of the Act, the following purposes are prescribed:
  - (a) to assist in law enforcement;
  - (b) to assist in emergency planning and response.

- (2) In this regulation—

**emergency planning and response** includes—

- (a) the prevention or reduction of a threat to the life, health or safety of a person; and
- (b) the investigation of a missing person; and
- (c) the identification of a disaster victim or deceased person; and
- (d) the prevention or reduction of a disruption to essential services or to services usually enjoyed by the community; and
- (e) the prevention or reduction of the destruction of, or damage to, any property;

*law enforcement* includes—

- (a) the preservation of the peace; and
- (b) the prevention and detection of crime; and
- (c) criminal investigations, criminal proceedings or proceedings for the imposition of a penalty.

### **8—Prescribed data sharing safeguards (section 12)**

For the purposes of section 12 of the Act, if data is provided to a data recipient under the Act, the data recipient must ensure that it is clearly indicated on the data that the data was provided under the Act.

### **9—Restriction on further use and disclosure of public sector data (section 14(1)(d))**

For the purposes of section 14(1)(d) of the Act, ODA may use public sector data received pursuant to an authorisation under section 8 or 9 of the Act other than for a purpose for which it was provided if—

- (a) the proposed use is consistent with the objects of the Act; and
- (b) ODA is satisfied that the circumstances in which the proposed use will occur are consistent with the circumstances that the data provider was (at the time of providing the data) informed would be the circumstances in which any proposed use of the data would occur.

#### **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**

with the advice and consent of the Executive Council  
on 30 May 2017

No 75 of 2017

MPS0001/17CS

## ADELAIDE CITY COUNCIL

DEVELOPMENT ACT 1993

*Heritage Places (Institutions and Colleges) Interim  
Development Control Development Plan Amendment —  
Draft for Public Consultation*

NOTICE is hereby given that the Adelaide City Council, pursuant to Sections 24 and 25 of the Development Act 1993, has prepared a Development Plan Amendment Report (DPA) to amend its Development Plan.

The DPA seeks to add four Local Heritage Places to the Schedule of Local Heritage Places:

- Cottages (41, 45-47, 51, 55, 59 and 65-67 Finnis Street)—Kathleen Lumley College.
- Former Mortuary (81-100 Strangways Terrace, North Adelaide)—Calvary Hospital.
- Chapel/Former Stables (93B Kermod Street, North Adelaide)—St Mark's College.
- Löhe Memorial Library (210 Ward Street, North Adelaide)—Lutheran Church of Australia.

The DPA will be available from Tuesday, 30 May 2017 until 5 p.m. Wednesday, 2 August 2017 for inspection or downloading at:

- [yoursay.cityofadelaide.com.au](http://yoursay.cityofadelaide.com.au) (Heritage Places (Institutions and Colleges) Interim Development Control DPA).
- Adelaide City Council's Customer Centre—Ground Floor, 25 Pirie Street, Adelaide.
- Adelaide City Council Libraries and Community Centres.

Drop-in Information Session: Council staff will be available to discuss the draft DPA on Monday, 19 June from 3 p.m. to 7 p.m. at the North Adelaide Community Centre, 176 Tynte Street, North Adelaide.

Comments on the Heritage Places (Institutions and Colleges) Interim Development Control DPA can be submitted in writing addressed to:

Chief Executive Officer  
Adelaide City Council,  
(Heritage Places (Institutions and Colleges) Interim  
Development Control DPA),  
G.P.O. Box 2252,  
Adelaide, S.A. 5001.

If you wish to lodge your submission electronically, please go to Council's web page [www.yoursay.cityofadelaide.com.au](http://www.yoursay.cityofadelaide.com.au) and complete the required fields.

All submissions should be received by 5 p.m. Wednesday, 2 August 2017 and should clearly state your name and indicate whether you wish to be heard by Council at a public hearing in support of your submission.

A Public Hearing will be held at 5.30 p.m. on Thursday, 10 August 2017, at the Adelaide Town Hall, 128 King William Street, Adelaide, at which time interested persons may be heard in relation to the DPA and the submissions. People do not need to make a submission to be able to speak at the public hearing. If no-one requests to be heard or if no submissions are received the public hearing will not be held.

Copies of all submissions will be available for inspection at the Customer Centre, Ground Floor, 25 Pirie Street, Adelaide, from Thursday, 3 August 2017 until the conclusion of the public hearing. The submissions can also be viewed at [www.yoursay.cityofadelaide.com.au](http://www.yoursay.cityofadelaide.com.au) (Heritage Places (Institutions and Colleges) Interim Development Control DPA) during this time.

If you would like further information about the DPA, please contact Council on (08) 8203 7684.

Dated 30 May 2017.

M. GOLDSTONE, Chief Executive Officer

## CITY OF ONKAPARINGA

DEVELOPMENT ACT 1993

*General Residential and Miscellaneous Development  
Plan Amendment—Public Consultation*

NOTICE is hereby given that the City of Onkaparinga, pursuant to Sections 24 and 25 of the Development Act 1993, has prepared a Development Plan Amendment (DPA) Report to amend its Development Plan.

The DPA seeks to improve development outcomes throughout the residential area through amendments to the Development Plan while still enabling diverse housing to support a growing and changing population.

The DPA proposes to respond to a number of issues and improve Development Plan policy as it relates to:

- residential development occurring within the Residential Zone and its Medium Density Policy Area 40;
- the appropriate locations for medium density residential infill;
- minimum allotment sizes and improved dwelling design outcomes (particularly to address the impact to streetscapes and neighbouring properties); and
- updated flood mapping.

In order to prevent inappropriate development and promote orderly planning, the draft DPA has been granted 'interim operation' by the Minister, giving the amendment immediate effect.

The DPA report will be on public consultation from 30 May 2017 to 26 July 2017.

Copies of the DPA report will be available for purchase or viewing during normal office hours at our Aberfoyle Park, Woodcroft, Noarlunga, Aldinga and Willunga offices. Alternatively the DPA report can be downloaded and viewed on our website [www.onkaparingacity.com/mediumdensity](http://www.onkaparingacity.com/mediumdensity).

Written submissions regarding the DPA should be submitted no later than 5 p.m. on Wednesday, 26 July 2017. All submissions should be addressed to:

General Residential and Miscellaneous DPA  
City of Onkaparinga  
P.O. Box 1, Noarlunga Centre, S.A. 5168

All submissions should clearly indicate whether you wish to be heard in support of your submission at the public hearing. If you wish to lodge your submission electronically, please email it to [generalresidentialdpa@onkaparinga.sa.gov.au](mailto:generalresidentialdpa@onkaparinga.sa.gov.au).

Copies of all written submissions received will be available for inspection by interested persons at our Noarlunga Office, Ramsay Place, Noarlunga Centre from Thursday, 27 July 2017 until the conclusion of the public hearing.

If required, a public hearing will be held at our Noarlunga Office, Ramsay Place, Noarlunga Centre, in conjunction with the Council's Strategic Directions Committee meeting at 7 p.m. on 1 August 2017, at which time interested persons may be heard in relation to the DPA and the submissions. The public hearing will not be held if no submissions are received or if no submission makes a request to be heard.

For further information, please contact Heidi Lacin, Development Policy Planner on (08) 8384 0671 or [heilac@onkaparinga.sa.gov.au](mailto:heilac@onkaparinga.sa.gov.au).

Dated 30 May 2017.

M. DOWD, Chief Executive Officer

## CITY OF PORT LINCOLN

*Review of Elector Representation*

NOTICE is hereby given that the City of Port Lincoln, in accordance with the requirements of Section 12 (4) of the Local Government Act 1999, has reviewed its composition and elector representation arrangements.

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

The revised representation arrangements are as follows:

- The Principal Member of Council continues to be a Mayor, elected by the community.
- The Council area not be divided into wards (the existing 'no wards' structure retained).
- The Elected Council will comprise the Mayor and nine Area Councillors who represent the Council area as a whole.

R. DONALDSON, Chief Executive Officer

#### CITY OF PROSPECT

##### *Urban Corridor Zone and Interface Areas Policy Review— Development Plan Amendment—Draft for Public Consultation*

NOTICE is hereby given that City of Prospect has prepared a Development Plan Amendment (DPA) following investigations of existing and proposed development design outcomes within the Urban Corridor Zone.

The DPA is subject to interim authorisation to allow the new policy to take immediate effect to restrict the compounding of design related negative outcomes contrary to the intent of the new policy, in an area that is undergoing a rapid rate of change from high levels of development. The proposed policy will be immediately operational while consultation and review is being undertaken.

The proposed changes recommend targeted design related policy changes to relevant Council Wide and Urban Corridor Zone sections of the Development Plan, including:

- introducing widely accepted principles of good design;
- strengthening and clarifying the desired intent for development within the zone and policy areas;
- encouraging diversity of building types and housing sizes;
- promoting ground level street activation and overall appeal from the street;
- strengthening landscape and introducing deep root zones;
- removing disincentives to site amalgamation;
- amending setbacks to re-orientate buildings to the street and towards the front of the property and away from other areas;
- strengthening policy for development on or near a boundary;
- inserting additional zone interface provisions to minimise negative impacts to development in adjoining zones; and
- other issues, such as visual privacy, storage and waste removal.

The consultation period is from 30 May to 25 July 2017. To comment on the DPA within the consultation period you should:

- complete the Feedback Sheet included with the Information Sheet (also available at the Council office and online);
- provide a written submission marked 'Submission—Urban Corridor Zone and Interface Areas Policy Review DPA' and send to City of Prospect, P.O. Box 171, Prospect, S.A. 5082 (marked Attention: Rick Chenoweth) or E-mail: [admin@prospect.sa.gov.au](mailto:admin@prospect.sa.gov.au); and
- indicate if you wish to speak at a Public Meeting to be held on 9 August 2017.

The Public Meeting may not be held if no submission indicates that they wish to be heard at a public hearing.

For further information:

- view the DPA and relevant documents on Council's website at [www.prospect.sa.gov.au](http://www.prospect.sa.gov.au);
- view the DPA (or purchase a copy for \$15) at the Council office or libraries;

- contact Council staff to make an appointment to discuss the changes; and
- attend an Information Session at the Civic Centre (128 Prospect Road, Prospect) or Library (1 Thomas Street, Nailsworth).

Dated 24 May 2017.

C. HART, Chief Executive Officer

#### ADELAIDE HILLS COUNCIL

##### *Review of Elector Representation*

NOTICE is hereby given that the Adelaide Hills Council is undertaking a review to determine whether a change of arrangements is required in respect to elector representation so as to ensure that the electors of the area are being adequately and fairly represented. Please note that due to a technical failure, Council is required to restart the review process.

Pursuant to the provisions of Section 12 (7) of the Local Government Act 1999, notice is hereby given that Council has prepared a Representation Options Paper which examines the advantages and disadvantages of the various options available in regards to the composition and structure of Council, and the division of the Council area into wards.

A copy of the Representation Options Paper is available on Council's website, [ahc.sa.gov.au](http://ahc.sa.gov.au) or a copy can be inspected and obtained at the Council offices, 26 Onkaparinga Valley Road, Woodside, 63 Mount Barker Road, Stirling and 45 Albert Street, Gumeracha or at The Summit Community Centre, 1 The Crescent Drive, Norton Summit or the Mobile Library (schedule on [ahc.sa.gov.au](http://ahc.sa.gov.au)).

Written submissions are invited from interested persons from Thursday, 1 June 2017 and should be directed to the Chief Executive Officer, P.O. Box 44, Woodside, S.A. 5244, or [mail@ahc.sa.gov.au](mailto:mail@ahc.sa.gov.au) by close of business on Friday, 14 July 2017.

Please note that all submissions previously received from the community in respect to the previous Representation Options Paper (dated August 2016) remain valid and will be reconsidered by Council during any further deliberations (i.e. previous respondents are not required to submit another submission unless they wish to do so, in which case the latest submission will supersede the initial submission).

A. AITKEN, Chief Executive Officer

#### COORONG DISTRICT COUNCIL

##### ROAD (OPENING AND CLOSING) ACT 1991

##### *Portion of a Public Road and Betts Court, Wellington East*

NOTICE is hereby given, pursuant to Section 10 of the Roads (Opening and Closing) Act 1991, that the Coorong District Council hereby gives notice of its intent to implement a Road Process Order to close and retain the portions of the Public Road between adjoining Allotments 715, 716, 717, 718 and 811, 812, 813 and 814 in T170201, more particularly delineated and lettered as 'A', 'B', 'C' and 'D' in Preliminary Plan No. 16/0042, and close and retain the portions of Betts Court between adjoining Allotments 843, 844, 845 and 846 in T170201, more particularly delineated and lettered as 'E' and 'F' in Preliminary Plan No. 16/0042.

A copy of the plan and a statement of persons affected are available for public inspection at the office of the Council, 95-101 Railway Terrace, Taillem Bend and the Adelaide office of the Surveyor-General during normal office hours or can be viewed on Council's website: [www.coorong.sa.gov.au](http://www.coorong.sa.gov.au).

Any application for easement or objection must set out the full name, address and details of the submission and must be fully supported by reasons. The application for easement or objection must be made in writing to the Council, P.O. Box 399, Taillem Bend, S.A. 5260, within 28 days of this notice and a copy must be forwarded to the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001. Where a submission is made, the Council will give notification of a meeting at which the matter will be considered.

Dated 30 May 2017.

V. CAMELL, Chief Executive Officer

## COORONG DISTRICT COUNCIL

## DEVELOPMENT ACT 1993

*Coorong District Council Town Centres, Townships and Environs Development Plan Amendment—Public Consultation*

NOTICE is hereby given that the Coorong District Council, pursuant to Sections 24 and 25 of the Development Act 1993, has prepared a Development Plan Amendment (DPA) Report to amend its Development Plan.

The DPA proposes to introduce a series of policy amendments affecting the district, and zoning amendments as it relates to the townships and environs of Coonalpyn, Meningie, Tailem Bend, Tintinara and Wellington East.

The DPA report will be on public consultation from 1 June 2017 to 28 July 2017.

Copies of the DPA report are available for public inspection during normal office hours at the offices of the Coorong District Council, 95-101 Railway Terrace, Tailem Bend, the Meningie Customer Service Centre, 49 Princes Highway, Meningie and the Tintinara Customer Service Centre, 37 Becker Terrace, Tintinara. Alternatively the DPA report can be viewed on the Internet at: [www.coorong.sa.gov.au](http://www.coorong.sa.gov.au).

Written submissions regarding the DPA should be submitted no later than 5 p.m. on 28 July 2017. All submissions should be addressed to the Chief Executive Officer, P.O. Box 399, Tailem Bend, S.A. 5260 and should clearly indicate whether you wish to be heard in support of your submission at the public hearing. If you wish to lodge your submission electronically, please email it to [council@coorong.sa.gov.au](mailto:council@coorong.sa.gov.au).

A copy of all submissions will be available for inspection at the offices of the Coorong District Council from 28 July 2017 until the conclusion of the public hearing.

A public hearing will be held at 7 p.m. on Tuesday, 15 August 2017 at the Council Chambers of the Coorong District Council, 95-101 Railway Terrace, Tailem Bend, at which time interested persons may be heard in relation to the DPA and the submissions. The public hearing will not be held if no submissions are received or if no submission makes a request to be heard.

If you would like further information about the DPA contact Belinda Croser, Director, Planning and Economic Development, Coorong District Council, on 1300 785 277 or [council@coorong.sa.gov.au](mailto:council@coorong.sa.gov.au).

V. CAMMELL, Chief Executive Officer

## RENMARK PARINGA COUNCIL

*Elector Representation Review*

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

Council has determined to maintain the status quo in the following areas:

	Preferred option	Does this change current structure
<b>Principal member</b>	Mayor elected by the community	No (status quo)
<b>Number of Councillors</b>	8 (plus the Mayor = 9 Elected Members)	No (status quo)
<b>Wards</b>	None	No (status quo)

Council has prepared a report which details the review process, public consultation undertaken and the proposal Council now considers should be carried into effect. A copy of this report is available on Council's website [www.renmarkparinga.sa.gov.au](http://www.renmarkparinga.sa.gov.au) or a copy can be obtained at the Principal Office of the Council being the Renmark Paringa Community and Civic Centre located at 61 Eighteenth Street, Renmark, S.A. 5341.

Written submissions are invited from interested persons from Friday, 26 May 2017 and should be directed to the Chief Executive Officer, P.O. Box 730, Renmark, S.A. or emailed to [council@renmarkparinga.sa.gov.au](mailto:council@renmarkparinga.sa.gov.au) by close of business on Friday, 16 June 2017.

Any person making a written submission will be invited to appear before a meeting of Council to be heard in support of their submission. Information regarding the elector representation review can be obtained by contacting Sandy Edmonds, Executive Assistant to Director of Corporate and Community Services, on telephone (08) 8580 3000 or by email at:

[council@renmarkparinga.sa.gov.au](mailto:council@renmarkparinga.sa.gov.au).

T. SIVIOUR, Chief Executive Officer

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

*Friese, Gunther Alfred Erwin*, late of 6 Straun Road, Ingle Farm, retired toolmaker, who died on 4 March 2017.

*Groblicki, Tadeusz*, late of 4 Soutchak Street, Fairview Park, retired motor mechanic, who died on 20 September 2016.

*Jolley, Leslie Raymond*, late of 71 Padman Crescent, Middleton, retired wood machinist, who died on 8 December 2016.

*Pearce, Gwenda Mary*, late of 40 Skyline Drive, Flagstaff Hill, of no occupation, who died on 1 December 2016.

*Smith, Frances Melba*, late of 100 Seaford Road, Seaford, of no occupation, who died on 3 January 2017.

*Tugwell, Barry Leonard*, late of 1B Broadway South, Brighton, retired agricultural scientist, who died on 1 March 2017.

*Westwood, Rhonda Kimley*, late of Mill Street, Laura, of no occupation, who died on 19 November 2016.

Notice is hereby given pursuant to the Trustee Act 1936, the Inheritance (Family Provision) Act 1972 and the Family Relationships Act 1975, that all creditors, beneficiaries and other persons having claims against the said estates are required to send, in writing, to the office of Public Trustee, G.P.O. Box 1338, Adelaide, S.A. 5001, full particulars and proof of such claims, on or before 30 June 2017, otherwise they will be excluded from the distribution of the said estate; and notice is also hereby given that all persons indebted to the said estates are required to pay the amount of their debts to the Public Trustee or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estates are forthwith to deliver same to the Public Trustee.

Dated 30 May 2017.

D. A. CONTALA, Public Trustee

# NOTICE SUBMISSION

The weekly *South Australian Government Gazette* is issued on Tuesday afternoon, except where Executive Council meets on Wednesday, wherein publishing will occur on that day.

The next scheduled publication date is displayed on the website: [www.governmentgazette.sa.gov.au](http://www.governmentgazette.sa.gov.au).

**Notices for gazettal, along with enquiries, can be directed to:**

EMAIL [governmentgazettesa@sa.gov.au](mailto:governmentgazettesa@sa.gov.au)  
PHONE (08) 8207 1045

**Notices for gazettal are to be emailed in the following formats:**

- Notices as individual Word files (.doc)
- Maps, images, and diagrams as separate PDF files (.pdf)
- Content requiring official signature for authorisation—notices as Word files as well as signed documentation as PDF files

**Please provide the following information in your email:**

- Date the notice is to be gazetted
- Notification of whether a proof, quote, or return email confirmation is required
- Email address and phone number of the person authorising the submission
- Name of the person and organisation to be charged for the notice, if applicable, and a purchase order if required
- Details that may impact on publication of the notice

Notices must be submitted before 4 p.m. Friday, the week preceding intended gazettal.

Proofs of formatted content are supplied upon request, with necessary alterations to be returned before 4 p.m. the day preceding publication.

Submitted notices will be gazetted unless notification is received before 10 a.m. the day of publication.