



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

ADELAIDE, THURSDAY, 24 MAY 2018

CONTENTS

| | | | |
|--|------|--|------|
| Administrative Arrangements Act 1994—Notice..... | 1988 | REGULATIONS (CONT.) | |
| Associations Incorporation Act 1985—Notice | 1988 | Passenger Transport Act 1994— | |
| Corporations and District Councils—Notices..... | 2055 | (No. 56 of 2018)..... | 2016 |
| Environment Protection Act 1993—Notice..... | 1988 | Marine Safety (Domestic Commercial Vessel) | |
| Fisheries Management (Prawn Fisheries) | | National Law (Application) Act 2013— | |
| Regulations 2017—Notice..... | 1989 | (No. 57 of 2018)..... | 2020 |
| Mental Health Act 2009—Notices..... | 1990 | Legal Practitioners Act 1981— | |
| Mining Act 1971—Notice | 1991 | (No. 59 of 2018)..... | 2036 |
| Motor Vehicle Accidents (Lifetime Support Scheme) | | Retirement Villages Act 2016—Notice..... | 1996 |
| Act 2013—Notice | 1991 | Roads (Opening and Closing) Act 1991—Notices | 1996 |
| Motor Vehicles Act 1959—Notice | 1993 | | |
| National Electricity Law—Notice | 2055 | RULES OF COURT | |
| National Energy Retail Law—Notice | 2056 | District Court Criminal Rules 2014— | |
| National Parks and Wildlife (Kanku- Breakaways | | (Amendment No 6) | 2038 |
| Conservation Park) Regulations 2013—Notices..... | 1995 | District Court Criminal Supplementary Rules 2014— | |
| Petroleum and Geothermal Energy Act 2000—Notices | 1995 | (Amendment No 5) | 2040 |
| Professional Standards Act 2004—Notice..... | 1995 | Supreme Court Criminal Rules 2014— | |
| REGULATIONS | | (Amendment No 6) | 2044 |
| Harbors and Navigation Act 1993— | | Supreme Court Criminal Supplementary Rules 2014— | |
| (No. 54 of 2018)..... | 1998 | (Amendment No 5) | 2046 |
| Motor Vehicles Act 1959— | | SA Super Scheme Elections—Notice..... | 1997 |
| (No. 55 of 2018)..... | 2004 | Trustee Act 1936—Administration of Estates | 2056 |
| (No. 58 of 2018)..... | 2033 | | |

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

ADMINISTRATIVE ARRANGEMENTS ACT 1994

Delegation under section 9

I, Vickie Ann CHAPMAN, as Attorney-General, hereby delegate pursuant to section 9 of the *Administrative Arrangements Act 1994* my power to authorise community corrections officers under section 11(7a) of the *Bail Act 1985* to the Minister for Police, Emergency Services and Correctional Services in respect of community corrections officers who are officers or employees of the Department for Correctional Services.

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

Dated: 17 May 2018

HON VICKIE ANN CHAPMAN MP
Attorney-General

ASSOCIATIONS INCORPORATION ACT 1985

DISSOLUTION OF ASSOCIATION

Order pursuant to Section 42(2)

WHEREAS the CORPORATE AFFAIRS COMMISSION ("the Commission") pursuant to section 42(1) of the Associations Incorporation Act 1985 ("the Act") is of the opinion that the undertaking or operations of UNITING COUNTRY SA INCORPORATED ("the Association") being an incorporated association under the Act are being carried on, or would more appropriately be carried on by a company limited by guarantee incorporated under the Corporations Act 2001 (Cth) AND WHEREAS the Commission was on 1st March 2018 requested by the Association to transfer its undertaking to UNITING COUNTRY SA LIMITED (Australian Company Number 625 266 579), the Commission pursuant to section 42(2) of the Act DOES HEREBY ORDER that on 31st May 2018, the Association will be dissolved, the property of the Association becomes the property of UNITING COUNTRY SA LIMITED and the rights and liabilities of the Association become the rights and liabilities of UNITING COUNTRY SA LIMITED.

Given under the seal of the Commission at Adelaide this 22nd day of May 2018.

LEE LILLYMAN
A delegate of the Corporate Affairs Commission

ENVIRONMENT PROTECTION ACT 1993

Revocation of Approval of Category B Containers

I, Eliseo Palumbo, Delegate of the Environment Protection Authority ('the Authority'), pursuant to section 68 of the Environment Protection Act, 1993 (SA) ('the Act') hereby revoke the approvals of the classes of category B containers sold in South Australia as identified by reference to the following matters, which are described in the first 4 columns of Schedule 1 of this Notice.

- (a) the product which each class of containers shall contain;
- (b) the size of the containers;
- (c) the type of containers;
- (d) the name of the holders of these approvals

These approvals are revoked as the Authority is satisfied that the waste management arrangement between the approval holder and the party named in column 5 of Schedule 1 of this Notice has been cancelled.

SCHEDULE 1

| Column 1 Name of Product | Column 2 Size (ml) | Column 3 Type | Column 4 Approval Holder | Column 5 Super Collector |
|---|-----------------------|------------------|-----------------------------------|-----------------------------|
| Dr Pilkingtons Miracle Cider | 500 | Glass | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Fox Hat Full Mongrel Russian Imperial Stout | 375 | Can - Aluminium | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Fox Hat Lusty Lager Strong Lager | 375 | Can - Aluminium | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Fox Hat Metric IPA West Coast | 375 | Can - Aluminium | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Fox Hat Phat Mongrel Oatmeal Stout | 375 | Can - Aluminium | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Fox Hat Red Pelt India Red Ale | 375 | Can - Aluminium | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| McLaren Vale Ale | 330 | Glass | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Pabst Blue Ribbon Beer | 473 | Can - Aluminium | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Vale Ale | 375 | Can - Aluminium | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Vale Amber Lager | 330 | Glass | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Vale Cider | 375 | Can - Aluminium | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Vale DRK American Dark Lager | 330 | Glass | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Vale Dry Australian Dry Lager | 330 | Glass | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Vale East Coast IPA | 375 | Can - Aluminium | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Vale Golden | 330 | Glass | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Vale IPA India Pale Ale | 330 | Glass | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Vale Knee Slapper German Pilsner | 375 | Can - Aluminium | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Vale Lager | 375 | Can - Aluminium | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Vale Lager | 330 | Glass | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Vale Mid Coast | 375 | Can - Aluminium | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |
| Vale WIT Belgian Wheat Beer | 330 | Glass | McLaren Vale Beer Company Pty Ltd | Statewide Recycling |

FISHERIES MANAGEMENT (PRAWN FISHERIES) REGULATIONS 2017

TAKE NOTE that pursuant to regulation 10 of the *Fisheries Management (Prawn Fisheries) Regulations 2017*, the notice dated 28 February 2018 on page 1092 of the *South Australian Government Gazette* on 06 March 2018 prohibiting fishing activities in the Spencer Gulf Prawn Fishery, is hereby varied such that it will not be unlawful for a person fishing pursuant to a Spencer Gulf Prawn Fishery licence to use prawn trawl nets in the areas specified in Schedule 1, during the period specified in Schedule 2, and under the conditions specified in Schedule 3.

SCHEDULE 1

The waters of the Spencer Gulf Prawn Fishery:

- 1) Except the Northern Closure area, which is defined as the area north of the following index points:

| | | | | |
|----|-----|--------|------|--------|
| 1. | 33° | 29.60S | 137° | 17.00E |
| 2. | 33° | 29.60S | 137° | 28.50E |
| 3. | 33° | 31.50S | 137° | 28.50E |
| 4. | 33° | 31.50S | 137° | 31.00E |
| 5. | 33° | 29.00S | 137° | 31.00E |
| 6. | 33° | 29.00S | 137° | 34.00E |
| 7. | 33° | 33.50S | 137° | 36.50E |
| 8. | 33° | 37.00S | 137° | 33.00E |
| 9. | 33° | 46.00S | 137° | 44.00E |

- 2) Except the Southern Closure area, which is defined as the waters contained within the following index points:

| | | | | |
|-----|-----|--------|------|--------|
| 1. | 33° | 41.00S | 137° | 06.00E |
| 2. | 33° | 52.00S | 137° | 15.00E |
| 3. | 33° | 54.00S | 137° | 09.00E |
| 4. | 33° | 59.00S | 137° | 13.00E |
| 5. | 34° | 13.00S | 136° | 57.00E |
| 6. | 34° | 13.00S | 136° | 55.00E |
| 7. | 34° | 24.50S | 136° | 46.00E |
| 8. | 34° | 24.50S | 136° | 49.00E |
| 9. | 34° | 27.00S | 136° | 47.50E |
| 10. | 34° | 27.00S | 136° | 53.00E |
| 11. | 34° | 39.50S | 136° | 40.50E |
| 12. | 34° | 39.50S | 136° | 33.00E |
| 13. | 34° | 19.00S | 136° | 45.00E |
| 14. | 34° | 10.00S | 136° | 45.00E |
| 15. | 34° | 05.00S | 136° | 48.00E |
| 16. | 33° | 58.00S | 137° | 01.00E |
| 17. | 33° | 56.00S | 136° | 59.00E |
| 18. | 33° | 59.00S | 136° | 53.00E |
| 19. | 33° | 49.00S | 136° | 42.00E |

- 3) Except the Cowell closure area, which is defined as the waters within and bounded by the following closure index points:

| | | | | |
|----|-----|--------|------|-----------------------------|
| 1. | 34° | 00.50S | 136° | 45.50E |
| 2. | 34° | 03.50S | 136° | 48.00E |
| 3. | 34° | 05.50S | 136° | 44.50E |
| 4. | 34° | 02.50S | 136° | 42.00E then back to point 1 |

- 4) Except the PIRSA KGW closure area, which is defined as the waters contained within the following closure index points:

| | | | | |
|----|-----|---------|------|-----------------------------|
| 1. | 34° | 30.000S | 137° | 31.00E |
| 2. | 34° | 30.000S | 136° | 40.00E |
| 3. | 35° | 13.167S | 136° | 40.00E |
| 4. | 35° | 18.00S | 136° | 53.00E then back to point 1 |

- 5) Except the Wardang Closure area, which is defined as the waters contained within the following index points:

| | | | | |
|----|-----|--------|------|--------|
| 1. | 34° | 10.00S | 137° | 28.00E |
| 2. | 34° | 21.00S | 137° | 12.00E |
| 3. | 34° | 45.00S | 137° | 15.00E |
| 4. | 34° | 48.53S | 137° | 09.45E |
| 5. | 34° | 48.53S | 137° | 06.00E |
| 6. | 34° | 50.75S | 137° | 06.00E |
| 7. | 34° | 54.00S | 137° | 01.00E |

- 6) Except the Corny closure area, which is defined as the waters within and bounded by the following closure index points:

| | | | | |
|----|-----|--------|------|--------|
| 1. | 34° | 27.00S | 136° | 53.00E |
| 2. | 34° | 27.00S | 137° | 02.00E |
| 3. | 34° | 35.00S | 136° | 56.00E |
| 4. | 34° | 48.60S | 136° | 52.00E |
| 5. | 34° | 54.00S | 136° | 52.00E |
| 6. | 34° | 54.00S | 136° | 48.50E |
| 7. | 34° | 49.50S | 136° | 48.50E |
| 8. | 34° | 49.50S | 136° | 40.50E |
| 9. | 34° | 39.50S | 136° | 40.50E |

SCHEDULE 2

Commencing at sunset on 15 May 2018 and ending at sunrise on 25 May 2018.

SCHEDULE 3

1. The coordinates in Schedule 1 are defined as degrees decimal minutes and are based on the World Geodetic System 1984 (WGS 84).
2. No fishing activity may be undertaken between the prescribed times of sunrise and sunset for Adelaide (as published in the South Australian Government Gazette pursuant to the requirements of the *Proof of Sunrise and Sunset Act 1923*) during the period specified in Schedule 2.
3. Fishing must cease:
 - a. in the fishing area known as the 'Mid/North Gulf' area (as described on page 48 of the Management Plan for the South Australian Commercial Spencer Gulf Prawn Fishery¹ October 2014) if the average catch per vessel, per night (based on the best information available to the committee at sea) drops below 500kg; and
 - b. in the fishing area known as the 'Southern Gulf' area (as described on page 48 in the Management Plan for the South Australian Commercial Spencer Gulf Prawn Fishery October 2014) if the average catch per vessel over two consecutive nights (based on the best information available to the committee at sea) falls below 350kg.
4. Based on the best information available from the fleet, fishing must cease in an area in the Mid/North Gulf if the average prawn bucket count exceeds 260 prawns per 7kg; or in an area in the Southern Gulf if the average prawn bucket count exceeds 260 prawns/7kg.
5. No fishing activity may occur without the authorisation of Coordinator at Sea, Paul Watson, or other nominated Coordinator at Sea appointed by the Spencer Gulf and West Coast Prawn Fishermen's Association.
6. The authorisation of the Coordinator at Sea must be in writing, signed and record the day, date and permitted fishing area within the waters of Schedule 1 in the form of a notice sent to the fishing fleet or vary an earlier authorisation issued by the Coordinator at Sea.
7. The Coordinator at Sea must cause a copy of any authorisation for fishing activity or variation of same, made under this notice to be emailed to the Prawn Fisheries Manager immediately after it is made.
8. The Spencer Gulf and West Coast Prawn Fishermen's Association must keep records of all authorisations issued pursuant to this notice.

Dated: 15 May 2018

PAUL WATSON
Coordinator at Sea, Spencer Gulf Prawn Fishery
Delegate of the Minister for Primary Industries and Regional Development

¹ Management plan can be found at http://www.pir.sa.gov.au/fishing/commercial_fishing/commercial_fisheries/prawn_fishery_-_spencer_gulf_and_west_coast

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 date of Gazettal:

A person's determination will expire three years after the date of Gazettal.

Tracey Dryden-Mead
Colin King
Caroline Stacey
Andrew Truong
Rob Wastell

DR J. BRAYLEY
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 person as an Authorised Medical Practitioner:

Catherine Chesterman

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.

DR J. BRAYLEY
Chief Psychiatrist

MINING ACT 1971

Notice pursuant to Section 28(5) of the Mining Act 1971

Notice is hereby given in accordance with Section 28(5) of the *Mining Act 1971* that the delegate of the Minister for Mineral Resources and Energy intends to grant Exploration Licences over the areas described below:

| | |
|-------------------|--|
| Applicant: | Quasar Resources Pty Ltd |
| Location: | Mount Hopeless area – approx. 160 km east of Marree |
| Pastoral Lease: | Murnpeowie |
| Term: | Two years |
| Area in km2: | 429 |
| Reference number: | 2018/00002 |
| Applicant: | Gawler Resources Pty Ltd |
| Location: | Yellabinna area – approx. 95 km northwest of Ceduna |
| Pastoral Leases: | Mitchidy Moola, Chundaria, Nanbona |
| Term: | Two years |
| Area in km2: | 949 |
| Reference number: | 2018/00008 |
| Applicant: | Nile Exploration Pty Ltd |
| Location: | Oulnina Park area – approx. 250 km north-northeast of Adelaide |
| Pastoral Leases: | Oulnina, Winnininnie, Oulnina Park, Benda, Tiverton |
| Term: | One year |
| Area in km2: | 603 |
| Reference number: | 2018/00036 |
| Applicant: | Kelaray Pty Ltd |
| Location: | Myrtle Springs area – approx. 15 km west of Leigh Creek |
| Pastoral Leases: | Myrtle Springs |
| Term: | Two years |
| Area in km2: | 27 |
| Reference number: | 2018/00038 |
| Applicant: | Reindler, Christopher William |
| Location: | Stuarts Creek area – approx. 220 km north of Pimba |
| Pastoral Leases: | Anna Creek, Stuart Creek |
| Term: | One year |
| Area in km2: | 230 |
| Reference number: | 2018/00073 |
| Applicant: | Yandan Gold Mines Pty Ltd |
| Location: | Dawson area – approx. 25 km northeast of Peterborough |
| Term: | Two years |
| Area in km2: | 309 |
| Reference number: | 2018/00078 |
| Applicant: | Tarcoola Gold Pty Ltd |
| Location: | Tarcoola area – approx. 170 km south of Coober Pedy |
| Pastoral Leases: | Mulgathing, North Well, Wilgena |
| Term: | Two years |
| Area in km2: | 1183 |
| Reference number: | 2018/00079 |

Plans and co-ordinates can be found on the Department of the Premier and Cabinet website:

http://www.minerals.dpc.sa.gov.au/exploration/public_notices or by contacting Mineral Tenements on 08 8463 3103.

Community information on mineral exploration licence processes and requirements under the *Mining Act 1971* is available from: http://www.minerals.dpc.sa.gov.au/land_access/community_information or hard copy on request to Mineral Tenements.

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

MOTOR VEHICLE ACCIDENTS (LIFETIME SUPPORT SCHEME) ACT 2013

Notice of the 2018-19 Lifetime Support Scheme Fund Levy Schedule

PURSUANT to section 44 of the *Motor Vehicle Accidents (Lifetime Support Scheme) Act 2013*, I, Stephen Wade, Minister for Health and Wellbeing, having determined, after consultation with the Lifetime Support Authority and the Treasurer, the scheme for the LSS Fund levy, hereby give notice that the amounts in the schedule below are payable by all persons who apply for any of the following under the *Motor Vehicles Act 1959* from 1 July 2018 to 30 June 2019:

- (a) the registration of a motor vehicle;
- (b) an exemption from registration in respect of a motor vehicle;
- (c) a permit in respect of a motor vehicle

Dated: 21 May 2018

HON STEPHEN WADE MLC,
Minister for Health and Wellbeing

NOTICE OF THE 2018-19 LIFETIME SUPPORT SCHEME FUND LEVY SCHEDULE

| Levy Class | Vehicle description | District | 1 month | 3 months | 6 months | 9 months | Annual |
|------------|---|----------|---------|----------|----------|----------|---------------|
| | <i>Average Levy</i> | | | | | | <i>104.59</i> |
| A | Private or business passenger vehicles | 1 | 9.67 | 29 | 57 | 85 | 113 |
| B | Private or business passenger vehicles | 2 | 7.50 | 23 | 45 | 68 | 90 |
| C | Goods carrying vehicles - light | 1 | 11.17 | 34 | 67 | 101 | 134 |
| D | Goods carrying vehicles - light | 2 | 6.67 | 20 | 40 | 60 | 80 |
| E | Taxis | 1 | 38 | 114 | 227 | 340 | 453 |
| F | Taxis | 2 | 17.67 | 53 | 105 | 157 | 209 |
| G | Hire and drive yourself vehicles | 1&2 | 16.00 | 48 | 96 | 144 | 192 |
| H | Public passenger vehicles - no fare | 1&2 | 9.33 | 28 | 56 | 84 | 112 |
| I | Public passenger vehicles - small | 1&2 | 13.33 | 40 | 80 | 120 | 160 |
| J | Public passenger vehicles - medium | 1 | 22.25 | 67 | 134 | 200 | 267 |
| K | Public passenger vehicles - large | 1 | 37.33 | 112 | 224 | 336 | 448 |
| L | Public municipal omnibuses | 1&2 | 115.67 | 347 | 693 | 1039 | 1385 |
| M | Goods carrying vehicles- medium | 1 | 15.17 | 46 | 91 | 137 | 182 |
| N | Goods carrying vehicles - heavy | 1&2 | 35.50 | 107 | 213 | 320 | 426 |
| O | Goods carrying vehicles - primary | 1 | 6.67 | 20 | 40 | 60 | 80 |
| P | Small motorcycles (not exceeding 250cc) | 1&2 | 2.25 | 7 | 14 | 20 | 27 |
| Q | Large motorcycles (exceeding 250cc) | 1&2 | 5.83 | 18 | 35 | 53 | 70 |
| R | Tractors & other farm vehicles | 1&2 | 1.00 | 3 | 6 | 9 | 12 |
| S | Historic left hand drive vehicles | 1&2 | 2.25 | 7 | 14 | 20 | 27 |
| T | Special purpose vehicles | 1 | 4.50 | 14 | 27 | 41 | 54 |
| U | Car carrier extension | 1&2 | 6.67 | 20 | 40 | 60 | 80 |
| V | Goods carrying vehicles - primary | 2 | 4.92 | 15 | 30 | 44 | 59 |
| W | Public passenger vehicles - medium | 2 | 11.58 | 35 | 70 | 104 | 139 |
| X | Public passenger vehicles - large | 2 | 16.92 | 51 | 102 | 152 | 203 |
| Y | Goods carrying vehicles - medium | 2 | 10.25 | 31 | 62 | 92 | 123 |
| Z | Special purpose vehicles | 2 | 3.58 | 11 | 22 | 32 | 43 |
| Permit | Unregistered vehicle permits | | 0.67 | 2 | 2 | 2 | 2 |
| Trailers | Trailers | 1&2 | 0.00 | 0 | 0 | 0 | 0 |

MOTOR VEHICLES ACT 1959

Compulsory Third Party Insurance Premium Schedule



MR85 05/18

COMPULSORY THIRD PARTY INSURANCE PREMIUM SCHEDULE

Failure to notify the insurer of the correct premium class may incur a penalty. This penalty is in addition to any premium differential payable. It is an offence to provide false information or withhold any information which may be necessary to determine the appropriate insurance premium.

COMPULSORY THIRD PARTY (CTP) INSURANCE – POLICY OF INSURANCE

- The insurer insures the owner of the motor vehicle and any other person who at any time drives or is a passenger in or on the vehicle, whether with or without the consent of the owner, in respect of all liability that may be incurred by the owner or other person in respect of the death of, or bodily injury to, any person caused by, or arising out of, the use of the vehicle in any part of the Commonwealth.
- A person so insured warrants that he or she will not-
 - drive the vehicle, or do or omit to do anything in relation to the vehicle, with the intention of causing the death of, or bodily injury to, a person or damage to another's property or with reckless indifference as to whether such death, bodily injury or damage results; or
 - drive the vehicle while so much under the influence of intoxicating liquor or a drug as to be incapable of exercising effective control of the vehicle; or
 - drive the vehicle while there is present in his or her blood a concentration of .1 grams or more of alcohol in 100 millilitres of blood; or
 - drive the vehicle while not duly licensed or otherwise permitted by law to drive the motor vehicle; or
 - drive the vehicle while the vehicle is overloaded, or in an unsafe, unroadworthy or damaged condition; or
 - use the vehicle otherwise than-
 - for the purposes stated in the application for registration, renewal of registration, exemption from registration or a permit, in respect of the vehicle; or
 - if trade plates are affixed to the vehicle - for purposes stated in the application for the issuing of those plates; or
 - for purposes agreed on between the insurer and the registered owner of the vehicle.
 - if the person is the driver of the vehicle when it is involved in an accident in which a person is killed or injured - commit an offence against section 43 of the Road Traffic Act 1961 (e.g. hit and run offence).
- The owner of the vehicle warrants that no person will, with his or her knowledge or consent (which will be presumed in any proceedings in the absence of proof to the contrary), drive or use the vehicle, or do or omit to do anything in relation to the vehicle, contrary to any paragraphs of clause 2.
- This policy of insurance does not extend to liability arising from death of, or bodily injury to, a participant in a road race caused by the act or omission of another participant in the road race.
- The insurer may at any time and in its sole discretion novate this policy of insurance to a third party who is also an approved insurer under the Motor Vehicles Act 1959 (SA) (New Insurer). The person insured under a policy of insurance (Insured) agrees to such novation such that no further consent by the Insured is required. In the event of a novation by the insurer under this clause:
 - the insurer and the Insured will be released from their obligations under this agreement, and their respective rights against one another under this agreement will cease;
 - the novated agreement will be on the same terms and conditions as this agreement, such that the New Insurer and the Insured will assume the same obligations toward one another and acquire the identical rights against one another as the rights and obligations discharged under paragraph (a), except that the New Insurer replaces the insurer as the insurer; and
 - the Insured consents to his or her personal information being provided to the New Insurer for the purposes of the novated agreement.

For enquiries refer to FAQs at www.ctp.sa.gov.au

Interested persons may enquire as to relevant details of the approved insurer with whom this Policy is or is to be held on or after 1 July 2016, and take any applicable action, by going to www.ctp.sa.gov.au, which webpage forms part of this application for the purposes of Part 4 of the Motor Vehicles Act, 1959.

Your personal information is collected by the State, the insurer underwriting your CTP insurance policy and other CTP insurers. For details about how your personal information will be handled see www.ctp.sa.gov.au.

ASSISTANCE IN DETERMINING THE APPROPRIATE PREMIUM CLASS

The premium class has been determined based on information previously supplied. It is advisable to check the insurance class and insurance premium payable shown on the registration renewal notice against the CTP Insurance Schedule shown overleaf. In reviewing the premium class, attention should be given to:

- Type of vehicle
- The input tax credit (ITC) entitlement of the registered owner (see below)
- The postcode area in which it is usually garaged (see below)

If the information shown is incorrect, a Service SA customer service centre should be notified immediately. An 'Application to Change the Compulsory Third Party Insurance Premium Class on a Registration' form (MR82) may be required due to:

- A change of garaging address
- A change in the input tax credit (ITC) entitlement of the registered owner
- A change in the use of the vehicle
- An alteration to the vehicle

IMPORTANT NOTICE FOR CLASSES 1, 7, 41, 47, 51, 57, 91 & 97

In the case of these premium classes, heavy passenger vehicles insurance is available, in addition to the schedule shown overleaf, at 6 and 9 months.

THE INPUT TAX CREDIT (ITC) ENTITLEMENT OF THE REGISTERED OWNER

You must select an 'ITC' Entitled premium class if the vehicle is used for any purpose that entitles you to claim back any part of the GST component of the CTP premium. Under the Commonwealth GST Law*, this is known as 'Input Tax Credit' (ITC).

*GST Law means the Commonwealth legislation: A New Tax System (Goods and Services Tax) Act 1999.

A tax invoice will be provided with your registration certificate, detailing the amount of GST you can claim. If you are unsure whether you can claim the GST paid, then you should consult your accountant, financial advisor or the Australian Taxation Office.

Incorrect ITC classification: If the ITC classification details are incorrect, you will need to apply to change these details by completing the 'Application to Change the Compulsory Third Party Insurance Premium Class on a Registration' form (MR82) at your local Service SA customer service centre.

THE POSTCODE AREA IN WHICH THE VEHICLE IS GARAGED

"Insurance Rating District 1" - "District 1" consists of the following postcodes:

All postcodes between 5000 and 5201 inclusive (with the exception of 5001 and 5174) and postcodes, 5231, 5232, 5233, 5240, 5241, 5242, 5243, 5244, 5245, 5250, 5251, 5252, 5942, and 5950.

"Insurance Rating District 2" - "District 2" is any area within the State of South Australia outside the above postcodes, plus the localities listed within the following postcode areas:

| | | | |
|--------------------|--------------------|---------------------|--------------------|
| 5118 Concordia | 5157 McHarg Creek | 5172 Pages Flat | 5173 Aldinga Beach |
| 5118 Kangaroo Flat | 5172 Hope Forest | 5172 Willunga Hill | 5173 Silver Sands |
| 5118 Kingsford | 5172 Kuitpo Colony | 5172 Willunga South | 5244 Harrogate |
| 5120 Buckland Park | 5172 Kyeema | 5172 Yundi | 5252 Kanmantoo |
| 5157 Ashbourne | | | |

CTP INSURANCE PREMIUM SCHEDULE Effective 1 July 2018

Where the Act¹ provides for a vehicle to be registered and insured for a term beyond 12 months, a premium calculated in proportion to the 12 monthly premium applies. *All premiums are inclusive of GST. See over for further information.

| DISTRICT 1 <i>Garaged or kept in the postcode area indicated overleaf</i> | | | | | | ITC=NO | DESCRIPTION OF VEHICLE AND USE | ITC=YES | DISTRICT 2 <i>Garaged or kept in the postcode area indicated overleaf</i> | | | | | ITC=NO |
|--|------------------------------|-----------|-----------|-----------|---------------|---|--------------------------------|------------------------------|--|-----------|-----------|---------------|--|--------|
| Premium Class | 12 Mths \$ | 9 Mths \$ | 6 Mths \$ | 3 Mths \$ | Premium Class | Premium Class | | 12 Mths \$ | 9 Mths \$ | 6 Mths \$ | 3 Mths \$ | Premium Class | | |
| PASSENGER VEHICLES | | | | | | | | | | | | | | |
| 41 | 411.25 | - | - | 102.80 | 1 | Sedan, station wagon, multi passenger or self-propelled caravan body type with a seating capacity of not more than 12 persons and not for fare or other consideration | 91 | 267.50 | - | - | 66.90 | 51 | | |
| 45 | 411.25 | 308.45 | 205.65 | 102.80 | 10 | Public Passenger Vehicle not for fare or other consideration (i.e. at no cost to the passenger) | 95 | 318.25 | 238.70 | 159.15 | 79.55 | 60 | | |
| 6 | 794.00 | 595.50 | 397.00 | 198.50 | 106 | Hire and Drive Yourself vehicles (excluding buses, motor cycles and trailers) | 56 | 721.05 | 540.80 | 360.55 | 180.25 | 156 | | |
| Public Passenger Vehicles: all vehicles (including Hire and Drive Yourself buses) used for carrying passengers for fare or other consideration, but excluding classes 5, 6, 32, 55, 56, 105, 106, 155, 156, 82, 100 and 50. | | | | | | | | | | | | | | |
| 7 | 704.10 | - | - | 176.05 | 47 | Small (authorised to carry up to 12 seated persons) | 57 | 518.05 | - | - | 129.50 | 97 | | |
| 8 | 1,058.30 | 793.70 | 529.15 | 264.55 | 108 | Medium (authorised to carry between 13 and 35 adult persons) | 58 | 576.20 | 432.15 | 288.10 | 144.05 | 158 | | |
| 9 | 1,784.65 | 1,338.50 | 892.35 | 466.15 | 109 | Large (authorised to carry more than 35 adult persons) | 59 | 684.05 | 513.05 | 342.05 | 171.00 | 159 | | |
| Public Municipal Omnibuses: all public passenger vehicles used in the provision of Regular Passenger Services in Metropolitan Adelaide pursuant to a contract under Part 5 of the Passenger Transport Act 1994 and which also use the integrated ticketing system prescribed by the Public Transport Division from time to time. | | | | | | | | | | | | | | |
| 32 | 5,635.15 | 4,226.35 | 2,817.60 | 1,408.80 | 50 | Taxis: registered or licensed as metered taxis by the Office of Public Transport or under another authority. | 82 | 5,635.15 | 4,226.35 | 2,817.60 | 1,408.80 | 100 | | |
| 5 | 4,790.40 | - | - | 1,197.60 | - | | 55 | 652.30 | - | - | 163.10 | - | | |
| - | 4,593.70 | - | - | 1,148.40 | 105 | | - | 624.85 | - | - | 156.20 | 155 | | |
| GOODS CARRYING | | | | | | | | | | | | | | |
| 42 | 478.95 | - | - | 119.75 | 2 | Any motor vehicle (including utilities, vans, tow trucks, trucks and prime movers but excluding classes 4, 54, 44, and 94) constructed or adapted for the carriage of goods. | 92 | 274.90 | - | - | 68.75 | 52 | | |
| 3 | 678.75 | 509.05 | 339.40 | 169.70 | 43 | Light (Gross vehicle Mass not exceeding 4.5 tonnes) | 53 | 419.70 | 314.80 | 209.85 | 104.95 | 93 | | |
| 21 | 1,854.40 | 1,390.80 | 927.20 | 463.60 | 46 | Medium (Gross Vehicle Mass exceeding 4.5 tonnes but Gross Combination Mass not exceeding 35 tonnes) | 71 | 1,401.90 | 1,051.45 | 700.95 | 350.50 | 96 | | |
| 4 | 283.35 | 212.50 | 141.70 | 70.85 | 44 | Heavy (Gross Combination Mass exceeding 35 tonnes) | 54 | 185.00 | 138.75 | 92.50 | 46.25 | 94 | | |
| Primary Producer's goods carrying vehicles registered under Section 25 or 34 of the Act ¹ | | | | | | | | | | | | | | |
| MOTOR CYCLES | | | | | | | | | | | | | | |
| 34 | 103.60 | - | - | 25.90 | 14 | Motorcycles, Tricycles and Quadcycles with an engine capacity | 84 | 86.70 | - | - | 21.70 | 64 | | |
| 35 | 172.35 | - | - | 43.10 | 15 | Not exceeding 50cc or electric with a maximum motorcycle speed of 50km/hr | 85 | 116.30 | - | - | 29.10 | 65 | | |
| 36 | 259.00 | - | - | 64.75 | 16 | Exceeding 50cc but not exceeding 250cc or electric with maximum speed exceeding 50km/hr | 86 | 185.00 | - | - | 46.25 | 66 | | |
| 40 | 287.60 | - | - | 71.90 | 20 | Exceeding 250cc but not exceeding 660cc | 90 | 267.50 | - | - | 66.90 | 70 | | |
| Exceeding 660cc | | | | | | | | | | | | | | |
| TRAILERS | | | | | | | | | | | | | | |
| 31 | - | - | - | - | 11 | A vehicle, or machine on wheels, that is not self-propelled and is constructed or adapted for being drawn by a motor vehicle. | 81 | - | - | - | - | 61 | | |
| UNREGISTERED VEHICLE PERMITS | | | | | | | | | | | | | | |
| 37 | Permit \$38.05 | | | | 17 | Vehicles provided with registration under Section 16 of the Act ¹ (excluding trailers) | 87 | Permit \$38.05 | | | | 67 | | |
| SPECIAL PURPOSE VEHICLES | | | | | | | | | | | | | | |
| 38 | 41.25 | 30.95 | 20.65 | 10.30 | 18 | Conditionally registered farm tractors used for farming purposes, or self-propelled agricultural implements whilst on roads ² . Other farm vehicles registered under Section 25 and Regulations of the Act ¹ whilst on roads ² between rural landholdings which are no more than 30kms apart and are farmed by the vehicle owner. Land Yachts, Golf Buggies. Conditionally registered forklifts ² and self-propelled lawn care machines ² whilst on roads ² . | 88 | 41.25 | 30.95 | 20.65 | 10.30 | 68 | | |
| 19 | 49.70 | 37.30 | 24.85 | 12.45 | 39 | Historic, left-hand drive and street rod vehicles conditionally registered under Section 25 of the Act & Regulations – Schedule 1. | 69 | 30.65 | 23.00 | 15.35 | 7.65 | 89 | | |
| - | 50.75 | 38.05 | 25.40 | 12.70 | | | | | | | | | | |
| 29 | 285.45 | 214.10 | 142.70 | 71.35 | 33 | Any vehicle not specifically designed for the carriage of passengers or goods (excluding all other vehicles listed in this schedule). Ambulances, undertakers' hearses, mourning coaches and vehicles used solely for Fire Fighting or State Emergency Services purposes | 79 | 162.85 | 122.15 | 81.45 | 40.70 | 83 | | |
| 22 | 749.55 | - | - | 187.40 | 26 | The premium for car carrying vehicles including the car carrier's extension as defined, is as follows: | 72 | 543.40 | - | - | 135.85 | 76 | | |
| 23 | 947.30 | 710.50 | 473.65 | 236.85 | 27 | Light (Gross Vehicle Mass not exceeding 4.5 tonnes) | 73 | 688.25 | 516.20 | 344.15 | 172.05 | 77 | | |
| 24 | 2,121.90 | 1,591.45 | 1,060.95 | 530.50 | 28 | Medium (Gross Vehicle Mass exceeding 4.5 tonnes but Gross Combination Mass not exceeding 35 tonnes) | 74 | 1,699.40 | 1,252.05 | 834.70 | 417.35 | 78 | | |
| 25 | 267.50 | 200.65 | 133.75 | 66.90 | 125 | Heavy (Gross Combination Mass exceeding 35 tonnes) | 75 | 267.50 | 200.65 | 133.75 | 66.90 | 175 | | |
| Trailers | | | | | | | | | | | | | | |
| MOTOR TRADE PLATE | | | | | | | | | | | | | | |
| 12 | 12 months | | | | 102 | Issued under Section 62 of the Act ¹ . Category of use: | 62 | 12 months | | | | 152 | | |
| | As per Premium Class 3 / 43 | | | | | A: Goods carrying – Gross Vehicle Mass exceeding 4.5t | | As per Premium Class 53 / 93 | | | | | | |
| | As per Premium Class 41 / 01 | | | | | B: Motor vehicles – Gross Vehicle Mass not exceeding 4.5t | | As per Premium Class 91 / 51 | | | | | | |
| | As per Premium Class 36 / 16 | | | | | C: Motor Cycles | | As per Premium Class 86 / 66 | | | | | | |
| | As per Premium Class 31 / 11 | | | | | D: Trailers | | As per Premium Class 81 / 61 | | | | | | |
| | As per Premium Class 38 / 18 | | | | | E1: Agricultural Machinery | | As per Premium Class 88 / 68 | | | | | | |
| | As per Premium Class 29 / 33 | | | | | E2: Special Purpose Vehicles | | As per Premium Class 79 / 83 | | | | | | |
| (Where more than one category of use is allowed the highest premium is to apply) | | | | | | | | | | | | | | |

¹ Motor Vehicles Act, 1959 and amendments. ² As defined in the Motor Vehicles Act, 1959.

NATIONAL PARKS AND WILDLIFE (KANKU-BREAKAWAYS CONSERVATION PARK) REGULATIONS 2013

Partial Closure of Kanku - Breakaways Conservation Park

Pursuant to Regulation 19 (3) (d) of the National Parks and Wildlife (Kanku- Breakaways Conservation Park) Regulations 2013, I Chevahn Hoad, as Executive Officer, Kanku – Breakaways Conservation Park, authorised delegate of the Kanku – Breakaways Conservation Park Co-management Board, close to the public (excluding participants and support vehicles of the Great Kanku – Breakaways Marathon), the portion of the Kanku – Breakaways Conservation Park from the turnoff behind Lookout 1 to the Kempe Rd and Breakaways Rd intersection, *from*:

8:00AM on Saturday June 2nd 2018 until 6:00PM Saturday June 2nd 2018.

The purpose of the closure is to ensure the safety of the participants and support crews in the Great Kanku – Breakaways Marathon during the period indicated.

Dated: 22 May 2018

C HOAD
Executive Officer
Kanku – Breakaways Conservation Park

NATIONAL PARKS AND WILDLIFE (KANKU-BREAKAWAYS CONSERVATION PARK) REGULATIONS 2013

Partial Closure of Kanku - Breakaways Conservation Park

Pursuant to Regulation 19 (3) (d) of the National Parks and Wildlife (Kanku - Breakaways Conservation Park) Regulations 2013, I Chevahn Hoad, as Executive Officer, Kanku – Breakaways Conservation Park, authorised delegate of the Kanku – Breakaways Conservation Park Co-management Board, close to the public (excluding participants and support vehicles of the Great Kanku – Breakaways Marathon), the portion of the Kanku – Breakaways Conservation Park from the turnoff behind Lookout 1 to Angkata (Lookout2), *from*:

1:00PM on Saturday June 2nd 2018 until 3:00PM Saturday June 2nd 2018.

The purpose of the closure is to ensure the safety of the participants and support crews in the Great Kanku – Breakaways Marathon during the period indicated.

Dated: 22 May 2018

C HOAD
Executive Officer
Kanku – Breakaways Conservation Park

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Suspension of Geothermal Exploration Licence—GEL 181

Pursuant to section 90 of the *Petroleum and Geothermal Energy Act 2000*, notice is hereby given that the abovementioned Geothermal Exploration Licence has been suspended for the period from 8 May 2018 until 7 May 2019 inclusive, pursuant to delegated powers dated 31 March 2017.

The expiry date of GEL 181 is now determined to be 21 November 2019.

Dated: 18 May 2018

BARRY A. GOLDSTEIN
Executive Director
Energy Resources Division
Department of the Premier and Cabinet
Delegate of the Minister for Energy and Mining

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Temporary Cessation of Suspension Petroleum Exploration Licence—PEL 123

Pursuant to section 90 of the *Petroleum and Geothermal Energy Act 2000*, notice is hereby given that the suspension of PEL 123 dated 3 May 2018 has been temporarily ceased under the provisions of the *Petroleum and Geothermal Energy Act 2000*, for the period 28 May 2018 to 1 June 2018 inclusive, pursuant to delegated powers dated 31 March 2017.

The expiry date of PEL 123 remains as 6 July 2023.

Dated: 18 May 2018

BARRY A. GOLDSTEIN
Executive Director
Energy Resources Division
Department of the Premier and Cabinet
Delegate of the Minister for Energy and Mining

PROFESSIONAL STANDARDS ACT 2004

Bar Association of Queensland Scheme

PURSUANT to section 34(2) of the *Professional Standards Act 2004*, I authorise the extension of the Bar Association of Queensland Scheme for a period of 12 months.

I specify 30 June 2019 as the revised expiry date of the Bar Association of Queensland Scheme.

Dated: 30 April 2018

VICKIE CHAPMAN
Attorney-General

RETIREMENT VILLAGES ACT 2016

SECTION 5(2)

Exemption from the Application of Section 31(3)(a)

TAKE notice that I, Stephen Wade, Minister for Health and Wellbeing, pursuant to Section 5(2) of the *Retirement Villages Act 2016* (the Act), hereby exempt the following retirement villages operated by UnitingCare Wesley Port Adelaide Ltd ACN 621913746 from the application of Section 31(3)(a) of the Act:

- (a) Wesley Court – Rosewater;
- (b) Hawksbury Gardens – Salisbury North;
- (c) Westminster Village – Grange;
- (d) McCutcheon Grove – West Lakes Shore;
- (e) West Lakes Parish – West Lakes;
- (f) Faggotter Grove – Semaphore Park; and
- (g) Willason Grove – Semaphore Park.

This exemption is provided on condition that UnitingCare Wesley Port Adelaide Ltd ACN 621913746:

- (h) continues to fund the costs relating to the assets of these retirement villages from the maintenance fee charged to residents; via the depreciation schedule; and
- (i) must not implement any payment, or otherwise fund, any replacement assets from any capital fund or maintenance reserve fund established in connection with these retirement villages.

Dated: 15 May 2018

STEPHEN WADE
Minister for Health and Wellbeing

ROADS (OPENING AND CLOSING) ACT 1991

Road Closure – Public Road, Motpena

NOTICE is hereby given, pursuant to Section 10 of the Roads (Opening and Closing) Act 1991, that the Commissioner of Highways proposes to make a Road Process Order to close the public road delineated and lettered 'A' in PP 18/0013. The closed road will vest in the Minister for Transport, Infrastructure and Local Government.

A copy of the plan and a statement of persons affected are available for public inspection at the Surveyor-General's Office, Level 2, 101 Grenfell Street, Adelaide during normal working hours. The preliminary plan can also be viewed at <https://www.sa.gov.au/topics/planning-and-property/planning-and-land-management/suburb-road-and-place-names/road-opening-and-closing-proposals>

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 Surveyor-General at GPO Box 1354, Adelaide SA 5001 WITHIN 28 DAYS OF THIS NOTICE. Where a submission is made, the Surveyor-General will give notification of a meeting at which time the matter will be considered.

Dated: 3 May 2018

Commissioner of Highways

ROADS (OPENING AND CLOSING) ACT 1991

SECTION 24

*Notice of Confirmation of Road Process Order**Road Closure – Portion Kiln Drive, Brompton*

BY Road Process Order made on 5 April 2018, the City of Charles Sturt ordered that:

1. Portion of Kiln Drive situated adjoining Allotment 35 in Deposited Plan 75077, Hundred of Yatala, more particularly delineated and lettered 'A' in Preliminary Plan 17/0036 be closed.
2. Transfer the whole of the land subject to closure to Chris Argyriou and Christine Christou in accordance with the Agreement for Transfer dated 27 June 2017 entered into between the City of Charles Sturt and Chris Argyriou and Christine Christou.

On 17 May 2018 that order was confirmed by the Minister for Transport, Infrastructure and Local Government conditionally upon the deposit by the Registrar-General of Deposited Plan 118404 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: 24 May 2018

M. P. BURDETT
Surveyor-General

DPTI: 2017/10966/01

ROADS (OPENING AND CLOSING) ACT 1991

SECTION 24

*Notice of Confirmation of Road Process Order**Road Closure - Unmade Public Road, Kepa*

BY Road Process Order made on 13 October 2016, the Rural City of Murray Bridge ordered that:

1. Portion of Unmade Public Road adjacent Kepa Road and adjoining Allotments 21 and 22 in Deposited Plan 113796, more particularly delineated and lettered 'B' and 'C' in Preliminary Plan 16/0008 be closed.
2. Transfer the whole of land subject to closure marked 'B' to Seven Winds Pty Ltd in accordance with the Agreement for Transfer dated 13 October 2016 entered into between the Rural City of Murray Bridge and Seven Winds Pty Ltd.
3. Transfer the whole of land subject to closure marked 'C' to Australian Pork Farms Investments Pty Ltd in accordance with the Agreement for Transfer dated 13 October 2016 entered into between the Rural City of Murray Bridge and Australian Pork Farms Investments Pty Ltd.
4. The following easement is to be granted over portion of the land subject to that closure:
 - i. Grant to Transmission Lessor Corporation of 1 undivided 2nd part (Subject to Lease 9061500) and ElectraNet Pty Ltd of 1 undivided 2nd part for an easement for electricity purposes over the land marked 'A' in Deposited Plan 114450.

On 17 May 2018 that order was confirmed by the Minister for Transport, Infrastructure and Local Government conditionally upon the deposit by the Registrar-General of Deposited Plan 114450 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: 24 May 2018

M. P. BURDETT
Surveyor-General

DPTI: 2016/05161/01

ROADS (OPENING AND CLOSING) ACT 1991

Road Closure – Mersey Road North, Osborne

NOTICE is hereby given, pursuant to section 10 of the Roads (Opening and Closing) Act 1991, that the STATE COMMISSION ASSESSMENT PANEL proposes to make a Road Process Order to close portion of Mersey Road North, Osborne and merge with the adjoining Allotment 1001 in Deposited Plan 82082, more particularly delineated and lettered 'A' on the Preliminary Plan No. 18/0019.

The Preliminary Plan and Statement of Persons Affected is available for public inspection at the Council, Civic Centre 163 St Vincent St, Port Adelaide and the Adelaide Office of the Surveyor-General during normal office hours. The Preliminary Plan can also be viewed at <http://www.sa.gov.au/topics/planning-and-property/planning-and-land-management/suburb-road-and-place-names/road-opening-and-closing-proposals>.

Any person is entitled to object to the proposed road process, or any person affected by the proposed closure is entitled to apply for an easement to be granted in that person's favour over the land subject to the proposed closure. Such objection or application for an easement must set out the full name and address of the person making the objection or application and must be fully supported. Any application for an easement must give full particulars of the nature and location of the easement and where made by a person as the owner of adjoining or nearby land, specify the land to which the easement is to be annexed.

The application for easement or objection must be made in writing to the State Commission Assessment Panel at GPO Box 1815, Adelaide SA 5001 WITHIN 28 DAYS OF THIS NOTICE and a copy must be forwarded to the Surveyor-General at PO Box 1354 Adelaide SA 5000.

Where a submission is made, the State Commission Assessment Panel will give notification of a meeting at which the matter will be considered.

Dated: 24 May 2018

M. P. BURDETT
Surveyor-General

SCHEMES ADMINISTERED BY SUPER SA (THE SOUTH AUSTRALIAN SUPERANNUATION BOARD)

SUPER SA SELECT (THE SOUTHERN SELECT SUPER CORPORATION BOARD)

FUNDS SA (SUPERANNUATION FUNDS MANAGEMENT CORPORATION OF SOUTH AUSTRALIA BOARD)

Upcoming Elections

NOTICE is hereby given of upcoming elections to the Boards of:

- Triple S Scheme, State Superannuation Scheme, SA Ambulance Scheme (The South Australian Superannuation Board)
- Funds SA (Superannuation Funds Management Corporation of South Australia Board)
- Super SA Select (Southern Select Super Corporation)

If you are a member of a scheme administered by Super SA and have recently moved, have you remembered to update your address?

You can update your address at www.supersa.sa.gov.au or you can contact Super SA on (08) 8207 2094 with your new details to ensure you have your say on who is elected to your Boards.

If you are a member of SA Police Super and wish to participate in the Funds SA Board election, please advise Police Super on (08) 8204 2964 of any address changes.

Further information regarding the nomination process for the elections, will be advertised in *The Advertiser* on Saturday 23 June 2018 and the *Sunday Mail* on Sunday 24 June 2018.

K O'DONNELL
Board Support Officer
Policy and Governance
Super SA

South Australia

Harbors and Navigation (Fees) Variation Regulations 2018

under the *Harbors and Navigation Act 1993*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Harbors and Navigation Regulations 2009*

- 4 Variation of Schedule 14—Fees
 - 4 Fees and levies

Schedule 1—Transitional provision

- 1 Transitional provision
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Harbors and Navigation (Fees) Variation Regulations 2018*.

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 *Harbors and Navigation Regulations 2009*

4—Variation of Schedule 14—Fees

Schedule 14, clause 4—delete the clause and substitute:

4—Fees and levies

Fees relating to Part 7

| | |
|---|----------|
| Application for pilotage exemption certificate | \$634.00 |
| Application for renewal of pilotage exemption certificate | \$316.00 |
| Issue of replacement pilotage exemption certificate | \$60.00 |

Fees relating to Part 9

Written examination (whether first or subsequent attempt)—

| | |
|---|---------|
| (a) for boat operator's licence | \$43.00 |
| (b) for special permit | \$20.00 |
| Practical test for special permit | nil |
| Issue of boat operator's licence— | |
| (a) if applicant has held special permit | \$17.00 |
| (b) in any other case | \$41.00 |
| Issue of special permit | \$17.00 |
| Application for exemption from requirement to hold boat operator's licence | nil |
| Application for endorsement of boat operator's licence | nil |
| Application for recognition of qualification under law of some other place as equivalent to boat operator's licence | nil |
| Issue of replacement boat operator's licence or special permit | \$17.00 |

Fees relating to Part 11

| | |
|--|--------------------|
| Application for registration of vessel | 6 months/12 months |
|--|--------------------|

Note—

Personal watercraft and vessels up to 7 m may be registered for 6 or 12 months but vessels more than 7 m may only be registered for 12 months—see regulation 116(7).

| | |
|--|-------------------|
| (a) for a personal watercraft— | |
| • initial registration | \$173.00/\$344.00 |
| • renewal of registration | \$158.00/\$316.00 |
| • renewal of registration in different name | \$176.00/\$333.00 |
| (b) for any other vessel—according to its length as follows: | |
| (i) if the vessel is not more than 3.5 m— | |
| • initial registration | \$24.00/\$46.00 |
| • renewal of registration | \$9.00/\$17.00 |
| • renewal of registration in different name | \$28.00/\$37.00 |
| (ii) if the vessel is more than 3.5 m but not more than 6 m— | |
| • initial registration | \$42.00/\$84.00 |
| • renewal of registration | \$29.00/\$57.00 |
| • renewal of registration in different name | \$47.00/\$76.00 |
| (iii) if the vessel is more than 6 m but not more than 7 m— | |
| • initial registration | \$93.00/\$185.00 |

| | | |
|--|---|-------------------------|
| | • renewal of registration | \$79.00/\$157.00 |
| | • renewal of registration in different name | \$97.00/\$176.00 |
| (iv) | if the vessel is more than 7 m but not more than 10 m— | |
| | • initial registration | not applicable/\$185.00 |
| | • renewal of registration | not applicable/\$157.00 |
| | • renewal of registration in different name | not applicable/\$176.00 |
| (v) | if the vessel is more than 10 m but not more than 15 m— | |
| | • initial registration | not applicable/\$264.00 |
| | • renewal of registration | not applicable/\$238.00 |
| | • renewal of registration in different name | not applicable/\$256.00 |
| (vi) | if the vessel is more than 15 m but not more than 20 m— | |
| | • initial registration | not applicable/\$344.00 |
| | • renewal of registration | not applicable/\$316.00 |
| | • renewal of registration in different name | not applicable/\$333.00 |
| (vii) | if the vessel is more than 20 m— | |
| | • initial registration | not applicable/\$396.00 |
| | • renewal of registration | not applicable/\$370.00 |
| | • renewal of registration in different name | not applicable/\$387.00 |
| Application for exemption from requirement for vessel to be registered | | nil |
| Trade plates— | | |
| (a) | application for initial issue | \$83.00 |
| (b) | application for subsequent issue | \$57.00 |
| (c) | issue of replacement certificate or label | \$17.00 |
| (d) | surrender of trade plates | \$17.00 |
| Application for assignment of new identification mark | | \$17.00 |
| Application for transfer of registration of vessel | | \$17.00 |
| Issue of replacement certificate of registration | | \$17.00 |
| Issue of replacement registration label | | \$17.00 |
| Application for cancellation of registration | | \$17.00 |
| Application for appointment as boat code agent | | \$157.00 |
| Application for further term of appointment as boat code agent | | \$125.00 |
| Application for approval as boat code examiner | | \$79.00 |

| | |
|--|----------|
| Application for further term of approval as boat code examiner | \$40.00 |
| Set of 20 HIN plates | \$123.00 |
| Pad of 50 interim boat code certificates | \$34.00 |
| Duplicate copy of boat code certificate | \$17.00 |

Fees relating to Part 14

Application for permit to moor vessel in boat haven—

(a) *North Arm Boat Haven*

(i) annual permit—

- fishing vessel 9 m and over in length \$82.00 per metre
- fishing vessel less than 9 m in length \$110.00 per metre
- tender vessel \$82.00 per metre
- the above is subject to the following maximum fees:
 - fishing vessel and 2 tender vessels \$533.00
 - fishing vessel and 3 tender vessels \$605.00
 - other vessels 12 m or more in length \$206.00 per metre
 - other vessels less than 12 m in length \$2 469.00

(ii) temporary permit (1 week or part of a week) \$74.00

(b) *Port MacDonnell Boat Haven*

- (i) annual permit \$110.00 per metre
- (ii) temporary permit (24 hours) \$6.00

Fees relating to Part 15

Facilities levy for recreational vessel comprised of personal watercraft \$34.00

Facilities levy for any other vessel, according to its length as follows:

- (a) if the vessel is not more than 3.1 m nil
- (b) if the vessel is more than 3.1 m but not more than 3.5 m \$34.00
- (c) if the vessel is more than 3.5 m but not more than 5 m \$51.00
- (d) if the vessel is more than 5 m but not more than 6 m \$64.00
- (e) if the vessel is more than 6 m but not more than 7 m \$75.00

| | | |
|-----|--|----------|
| (f) | if the vessel is more than 7 m but not more than 8 m | \$84.00 |
| (g) | if the vessel is more than 8 m but not more than 9 m | \$93.00 |
| (h) | if the vessel is more than 9 m but not more than 10 m | \$105.00 |
| (i) | if the vessel is more than 10 m but not more than 11 m | \$117.00 |
| (j) | if the vessel is more than 11 m but not more than 12 m | \$126.00 |
| (k) | if the vessel is more than 12 m but not more than 13 m | \$137.00 |
| (l) | if the vessel is more than 13 m but not more than 14 m | \$148.00 |
| (m) | if the vessel is more than 14 m but not more than 15 m | \$157.00 |
| (n) | if the vessel is more than 15 m but not more than 16 m | \$169.00 |
| (o) | if the vessel is more than 16 m but not more than 17 m | \$180.00 |
| (p) | if the vessel is more than 17 m but not more than 18 m | \$189.00 |
| (q) | if the vessel is more than 18 m but not more than 19 m | \$199.00 |
| (r) | if the vessel is more than 19 m but not more than 20 m | \$212.00 |
| (s) | if the vessel is more than 20 m in length | \$263.00 |

Schedule 1—Transitional provision

1—Transitional provision

- (1) The fees prescribed in respect of an application for registration (and any facilities levy payable on the registration) by Schedule 14 of the *Harbors and Navigation Regulations 2009*, as varied by these regulations, apply where the relevant registration is to take effect on or after 1 July 2018.
- (2) All other fees prescribed by Schedule 14 of the *Harbors and Navigation Regulations 2009*, as varied by these regulations, apply from 1 July 2018.
- (3) Despite regulation 4—
 - (a) the fees prescribed in respect of an application for registration (and any facilities levy payable on the registration) by Schedule 14 of the *Harbors and Navigation Regulations 2009*, as in force immediately before the commencement of these regulations, continue to apply where the relevant registration is to take effect before 1 July 2018; and
 - (b) all other fees prescribed by Schedule 14 of the *Harbors and Navigation Regulations 2009*, as in force immediately before the commencement of these regulations, continue to apply until 1 July 2018.

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 24 May 2018

No 54 of 2018

MTIL18/005CS

South Australia

Motor Vehicles (Fees) Variation Regulations 2018

under the *Motor Vehicles Act 1959*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Motor Vehicles Regulations 2010*

- 4 Variation of Schedule 1—Fees
 - Part 1—Fees under *Motor Vehicles Act 1959* and these regulations

Part 3—Transitional provision

- 5 Transitional provision
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Motor Vehicles (Fees) Variation Regulations 2018*.

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 Vehicles Regulations 2010*

4—Variation of Schedule 1—Fees

Schedule 1, Part 1—delete Part 1 and substitute:

Part 1—Fees under *Motor Vehicles Act 1959* and these regulations

1—Interpretation

In this Part—

emergency response vehicle has the same meaning as in regulation 15;

government authorised examiner means an authorised examiner who is—

- (a) a police officer; or
- (b) an employee in the Transport Department; or

- (c) a person appointed as an authorised examiner by some public authority and approved by the Registrar;

level 1 fee means an administration fee of \$7.00;

level 2 fee means an administration fee of \$17.00;

level 3 fee means an administration fee of \$22.00;

special purpose vehicle (type O) has the same meaning as in the *Motor Vehicles (National Heavy Vehicles Registration Fees) Regulations 2008*;

special purpose vehicle (type T) has the same meaning as in the *Motor Vehicles (National Heavy Vehicles Registration Fees) Regulations 2008*;

Transport Department premises, in relation to an examination of a motor vehicle for the purposes of section 139(1)(ab)(iii) of the Act, includes a place specified under section 139(1)(d) of the Act at which the motor vehicle is required to be produced for the purpose of the examination;

truck (type I) has the same meaning as in the *Motor Vehicles (National Heavy Vehicles Registration Fees) Regulations 2008*.

2—Registration fee (section 24 of Act)

- (1) For registration of a heavy vehicle under section 24 of the Act for a period of 12 months—the registration fee prescribed by, or determined in accordance with, the *Motor Vehicles (National Heavy Vehicles Registration Fees) Regulations 2008*.

- (2) For registration of a motor vehicle (other than a heavy vehicle) under section 24 of the Act for a period of 12 months—the following registration fee:

| | | |
|-------|--|----------|
| (a) | a motor bike | \$42.00 |
| (b) | a trailer | \$75.00 |
| (c) | a motor vehicle propelled other than by an internal combustion engine | \$126.00 |
| (d) | a commercial motor vehicle— | |
| (i) | if the unladen mass of the vehicle does not exceed 1 000 kg and the vehicle is propelled by an internal combustion engine— | |
| (A) | having 4 cylinders or less | \$126.00 |
| (B) | having 5 or 6 cylinders | \$258.00 |
| (C) | having 7 or more cylinders | \$373.00 |
| (ii) | if the unladen mass of the vehicle exceeds 1 000 kg but does not exceed 1 500 kg | \$277.00 |
| (iii) | if the unladen mass of the vehicle exceeds 1 500 kg | \$474.00 |
| (e) | a motor vehicle (other than a vehicle referred to in paragraphs (a) to (d)) propelled by an internal combustion engine— | |
| (i) | having 4 cylinders or less | \$126.00 |
| (ii) | having 5 or 6 cylinders | \$258.00 |
| (iii) | having 7 or more cylinders | \$373.00 |

- (3) For registration of a motor vehicle under section 24 of the Act for a period of less than 12 months—the following registration fee:
- (a) in the case of registration for 1, 2 or 3 quarters—an amount equal to the product of the number of quarters for which the vehicle is to be registered multiplied by 1/4 of the relevant registration fee for 12 months (as set out in a preceding subclause) plus a surcharge of—
 - (i) in the case of registration for 1 quarter—5.625% of that product; or
 - (ii) in the case of registration for 2 quarters—3.75% of that product; or
 - (iii) in the case of registration for 3 quarters—1.875% of that product;
 - (b) in any other case—a fee equal to the product of the number of days for which the vehicle is to be registered multiplied by 1/365 of the relevant registration fee for 12 months (as set out in a preceding subclause) plus a surcharge of—
 - (i) in the case of registration for less than 6 months—5.625% of that product; or
 - (ii) in the case of registration for not less than 6 months but less than 9 months—3.75% of that product; or
 - (iii) in the case of registration for not less than 9 months but less than 12 months—1.875% of that product.

3—Registration fee—renewal of registration under periodic payment scheme (section 24A of Act)

For renewal of registration of a motor vehicle pursuant to the periodic payment scheme under section 24A of the Act where periodic payments are made monthly—a registration fee of an amount equal to 1/3 of the registration fee for 1 quarter for a motor vehicle of the relevant kind (determined in accordance with clause 2(3)).

4—Administration fees (sections 24 and 24A of Act)

Administration fee (payable in addition to the registration fee) for—

- | | | |
|------|---|-------------|
| (a) | initial registration or re-registration of a motor vehicle under section 24 of the Act | level 3 fee |
| (b) | renewal of registration of a motor vehicle under section 24 of the Act | level 1 fee |
| (c) | renewal of registration pursuant to the periodic payment scheme under section 24A of the Act— | |
| (i) | if payment is made monthly—per payment | \$2.00 |
| (ii) | in any other case | \$6.00 |

5—Conditional registration (section 25 of Act)

(1) For registration of a motor vehicle under section 25 of the Act—

(a) in the case of—

- (i) a heavy vehicle that is a special purpose vehicle (type O); or
- (ii) a heavy vehicle that is a special purpose vehicle (type T) (other than an emergency response vehicle or a vehicle that is used principally for the purpose of fire fighting and is fitted with fire fighting equipment),

a fee equal to the product of the number of quarters for which the vehicle is to be registered multiplied by 1 quarter of the amount that would be the registration fee for registration of the vehicle under section 24 of the Act for the financial year in which the registration is to take effect;

(b) in the case of a heavy vehicle that is a road train, B-double or a vehicle of a class referred to in regulation 19(f)—a fee equal to the registration fee that would be payable for registration of the vehicle under section 24 of the Act;

(c) in any other case—no fee.

(2) Administration fee (payable whether or not a registration fee is payable under subclause (1)) for registration of a motor vehicle under section 25 of the Act—

- | | |
|--|-------------|
| (a) initial registration or re-registration of a motor vehicle | level 3 fee |
| (b) renewal of registration of a motor vehicle | level 1 fee |

(3) If a registration fee is payable for the registration of a motor vehicle under section 25 of the Act and the period of registration is less than 12 months, a surcharge of the amount prescribed in clause 2(3) is payable in addition to the registration fee and administration fee.

6—Transfer of registration

- | | |
|--|-------------|
| (1) Administration fee for transfer of the registration of a motor vehicle | level 3 fee |
| (2) Additional fee for late payment of the fee prescribed in subclause (1) | \$86.00 |

7—Cancellation of registration

| | |
|--|-------------|
| Administration fee for cancellation of the registration of a motor vehicle | level 2 fee |
|--|-------------|

8—Duplicate certificates of registration

| | |
|---|-------------|
| Administration fee for the issue of a duplicate certificate of registration | level 2 fee |
|---|-------------|

9—Registration details certificate

| | |
|---|-------------|
| Administration fee for the issue of a registration details certificate (when issued on application by the owner of the motor vehicle) | level 2 fee |
|---|-------------|

10—Permit to drive an unregistered motor vehicle

Administration fee for the issue of—

- | | |
|--|-------------|
| (a) a permit under section 16(1)(c)(i) of the Act | level 1 fee |
| (b) a permit under section 16(1)(c)(ii) of the Act | level 3 fee |

11—Duplicate permit to drive an unregistered motor vehicle

| | |
|--|-------------|
| Administration fee for the issue of a duplicate permit under section 16(12) of the Act | level 2 fee |
|--|-------------|

12—Temporary configuration certificate for heavy vehicle

| | |
|---|-------------|
| Administration fee for the issue of a temporary configuration certificate for a heavy vehicle | level 3 fee |
|---|-------------|

13—Duplicate temporary configuration certificate for heavy vehicle

| | |
|---|-------------|
| Administration fee for the issue of a duplicate temporary configuration certificate for a heavy vehicle | level 2 fee |
|---|-------------|

14—Number allotment

| | |
|---|-------------|
| Administration fee for variation or amendment of the number allotted to a motor vehicle (per vehicle) | level 3 fee |
|---|-------------|

15—Number plates

- | | |
|---|-------------|
| (1) Administration fee for the issue or replacement of— | |
| (a) a single number plate or pair of number plates for a heavy vehicle | \$25.00 |
| (b) a single number plate or pair of number plates for a motor vehicle other than a heavy vehicle | level 3 fee |
| (c) a supplementary number plate for a bike rack | level 3 fee |
| (2) Administration fee (payable in addition to the fee prescribed in subclause (1)) for postal delivery of a number plate or plates | level 2 fee |

16—Issue or reissue of trade plate

- | | |
|--|--|
| (1) For the issue or reissue of a trade plate— | |
| (a) in respect of a motor vehicle that has a gross vehicle mass exceeding 4 500 kg (other than a special purpose vehicle) (<i>Category A</i>)—an annual fee of an amount equal to the fee that would be payable for registration for 12 months of a heavy vehicle that is a truck (type 1) with 2 axles and a gross vehicle mass exceeding 4 500 kg but not exceeding 12 000 kg; | |
| (b) in respect of a motor vehicle that has a gross vehicle mass not exceeding 4 500 kg (other than a motor bike, trailer or special purpose vehicle) (<i>Category B</i>)—an annual fee of an amount equal to the fee that would be payable for registration for 12 months of a motor vehicle referred to in clause 2(2)(d)(i) or 2(2)(e) that has 7 or more cylinders; | |
| (c) in respect of a motor bike (<i>Category C</i>)—an annual fee of an amount equal to the fee that would be payable for registration for 12 months of a motor bike; | |
| (d) in respect of a trailer that has a gross vehicle mass not exceeding 4 500 kg (<i>Category D</i>)—an annual fee of an amount equal to the fee that would be payable for registration for 12 months of a trailer; | |

- (e) in respect of a special purpose vehicle (*Category E*)—
no fee.

If an application for the issue or reissue of a trade plate relates to more than 1 category of vehicle such that more than 1 fee becomes payable, then only the highest fee must be paid.

- (2) Administration fees (payable in addition to the fee prescribed in subclause (1))—
- | | |
|---|-------------|
| (a) on application for the issue of a trade plate | level 3 fee |
| (b) for allocation of a trade plate number on the issue of a trade plate (per plate) | level 2 fee |
| (3) Administration fee (payable in addition to the fee prescribed in subclause (1)) on application for the reissue of a trade plate | level 1 fee |

17—Supply of trade plate by Registrar

| | |
|---|-------------|
| Administration fee for the supply of a trade plate by the Registrar | level 3 fee |
|---|-------------|

18—Issue of replacement trade plate

| | |
|--|-------------|
| Administration fee on application for the issue of a new trade plate in lieu of a lost trade plate | level 2 fee |
|--|-------------|

19—Duplicate trade plate label or certificate of issue of trade plate

| | |
|--|-------------|
| Administration fee for the issue of a duplicate trade plate label or duplicate certificate of issue of a trade plate | level 2 fee |
|--|-------------|

20—Trade plate transfer

| | |
|---|-------------|
| Administration fee payable on application for the transfer of a trade plate | level 3 fee |
|---|-------------|

21—Trade plate surrender

| | |
|---|-------------|
| Administration fee payable on surrender of a trade plate under section 70(5) of the Act | level 2 fee |
|---|-------------|

22—Driver's licences

- (1) For the issue or renewal of a driver's licence—
- | | |
|---|---------|
| (a) where the applicant is a person who as a result of his or her service in a naval, military or air force of Her Majesty— | \$22.00 |
| (i) is totally or permanently incapacitated; or | |
| (ii) has lost a leg or foot; or | |
| (iii) receives under the law of the Commonwealth relating to repatriation a pension at the rate for total incapacity or a pension granted by reason of impairment of his or her power of locomotion at the rate of not less than 70% of the rate for total incapacity (per year); | |
| (b) where the applicant is a pensioner entitlement card holder (per year) | \$22.00 |
| (c) in any other case (per year) | \$44.00 |
- (2) The licence fee for a driver's licence issued or renewed for a period other than for full years is 1 quarter of the annual licence fee for each complete 3 months of the period for which the licence is issued or renewed.

(3) If—

- (a) a person ceases to be a pensioner entitlement card holder; and
- (b) the person holds a driver's licence that was issued or renewed on payment of a reduced fee,

the person must pay an additional fee of an amount that is equal to the difference between—

- (c) the amount obtained by multiplying the number of complete 3 month periods in the unexpired period of the licence by 1 quarter of the annual fee paid for the issue or renewal of the licence; and
- (d) the amount obtained by multiplying the number of complete 3 month periods in the unexpired period of the licence by 1 quarter of the annual fee that would have been payable for the issue or renewal of the licence if the person had not been a pensioner entitlement card holder.

- (4) For the purposes of subclause (3), the unexpired period of the licence commences on the day on which the person ceases to be a pensioner entitlement card holder.

- (5) Administration fee (payable in addition to the licence fee) for the issue or renewal of a driver's licence level 2 fee

- (6) Administration fee (payable in addition to the fee prescribed in subclause (5)) where application for the issue of a driver's licence is made more than 6 months after the expiry of a previously held licence and the applicant was not, during the whole of the period of 6 months after the expiry of the previously held licence, disqualified from holding or obtaining a driver's licence level 3 fee

- (7) In this clause—

pensioner entitlement card holder means a person who—

- (a) holds a pensioner entitlement card issued under an Act or law of the Commonwealth; and
- (b) is entitled, as the holder of such a card, to travel on public transport in this State at reduced fares;

reduced fee the fee payable for the issue or renewal of a driver's licence where the applicant is a pensioner entitlement card holder.

23—Duplicate driver's licence

Administration fee for the issue of a duplicate driver's licence that bears a photograph of the holder level 2 fee

24—Learner's permit

- (1) For the issue or renewal of a learner's permit \$44.00
- (2) Administration fee for the issue or renewal of a learner's permit (payable in addition to the permit fee) level 2 fee

25—Duplicate learner's permit

Administration fee for the issue of a duplicate learner's permit level 2 fee

26—Duplicate certificate of high powered vehicle exemption

| | |
|---|-------------|
| Administration fee for the issue of a duplicate certificate of a high powered vehicle exemption | level 2 fee |
|---|-------------|

27—Theoretical examination

For a theoretical examination prescribed for the purposes of section 79 of the Act—

- | | |
|---|-------------|
| (a) examination fee | \$18.00 |
| (b) administration fee (payable in addition to the examination fee) | level 2 fee |

28—Practical driving tests conducted by government authorised examiners

For a practical driving test conducted by a government authorised examiner—

- | | |
|--|-------------|
| (a) booking fee | level 2 fee |
| (b) test fee— | |
| (i) for a test of up to, but not exceeding, 40 min duration | \$51.00 |
| (ii) for a test exceeding 40 min duration | \$120.00 |
| (c) administration fee (payable in addition to the test fee) | level 2 fee |

29—Other practical driving tests; final assessments

| | |
|--|---------|
| Booking fee, for notice to the Registrar of— | \$34.00 |
|--|---------|

- | | |
|---|--|
| (a) a practical driving test; or | |
| (b) a final assessment in a competence based training course for drivers of motor vehicles undertaken in accordance with the directions of the Registrar, | |

to be conducted by an authorised examiner other than a government authorised examiner

30—Hazard perception tests

For a hazard perception test—

- | | |
|--|-------------|
| (a) test fee | \$14.00 |
| (b) administration fee (payable in addition to the test fee) | level 2 fee |

31—Motor bike training courses

For a motor bike training course undertaken in accordance with the directions of the Registrar—

- | | |
|--|-------------|
| (a) training course fee— | |
| (i) for basic motor bike training preparatory to obtaining a motor bike learner's permit | \$341.00 |
| (ii) for advanced motor bike training preparatory to obtaining a motor bike driver's licence | \$301.00 |
| (b) administration fee (payable in addition to the training course fee) | level 2 fee |

32—Proficiency test for motor driving instructor's licence

For a proficiency test of an applicant for a motor driving instructor's licence—

- | | |
|------------------------|--|
| (a) for a theory test— | |
|------------------------|--|

| | |
|--|-------------|
| (i) test fee | \$65.00 |
| (ii) administration fee (payable in addition to the test fee) | level 2 fee |
| (b) for a practical test conducted by a government authorised examiner— | |
| (i) test fee (per day) | \$235.00 |
| (ii) administration fee (payable in addition to the test fee) | level 2 fee |
| 33—Motor driving instructor's licence | |
| For the issue of a motor driving instructor's licence (per year) | \$101.00 |
| 34—Duplicate motor driving instructor's licence | |
| Administration fee for the issue of a duplicate motor driving instructor's licence | level 2 fee |
| 35—Appointment as authorised examiner | |
| For appointment as an authorised examiner (other than a government authorised examiner)— | |
| (a) authorised to conduct competence based driver training and assessment (per year) | \$148.00 |
| (b) authorised to conduct Vehicle on Road Tests (per year) | \$148.00 |
| 36—Proficiency tests for authorised examiners | |
| (1) For a proficiency test, required by the Registrar, of an applicant for appointment as an authorised examiner in relation to the driving of motor vehicles with a gross vehicle mass not exceeding 4.5 t— | |
| (a) practical training course test (per day) | \$235.00 |
| (b) administration fee (payable in addition to the test fee) | level 2 fee |
| (2) For a proficiency test, required by the Registrar, of an applicant for appointment as an authorised examiner in relation to the driving of motor vehicles with a gross vehicle mass exceeding 4.5 t— | |
| (a) practical training course test (per day) | \$397.00 |
| (b) administration fee (payable in addition to the test fee) | level 2 fee |
| (3) For a training course for an authorised examiner whose appointment has been suspended, required by the Registrar for resumption of the appointment— | |
| (a) training course (per day) | \$235.00 |
| (b) administration fee (payable in addition to the training course fee) | level 2 fee |
| 37—Lectures as to motor vehicle accidents and their causes | |
| For attendance at a lecture conducted under regulation 56 | \$37.00 |
| 38—Administration fee for issue of alcohol interlock scheme licence | |
| Administration fee for the issue of a licence subject to mandatory alcohol interlock scheme conditions—for each month in the period for which the licence will be subject to alcohol interlock provisions (a part of a month being treated as a whole month) | \$17.00 |

39—Disabled person's parking permit

For the issue of a disabled person's parking permit—

- | | | |
|-----|--|-------------|
| (a) | permit fee— | |
| | (i) for 1 year or less | \$3.00 |
| | (ii) for 2 years | \$5.00 |
| | (iii) for 3 years | \$7.00 |
| | (iv) for 4 years | \$9.00 |
| | (v) for 5 years | \$13.00 |
| (b) | administration fee (payable in addition to the permit fee) | level 1 fee |

40—Register searches etc

- | | | |
|-----|---|-------------|
| (1) | Administration fee for searching the register and supplying information— | |
| | (a) for manual search of archived information (per search) | level 3 fee |
| | (b) for manual search of current information (per search) | level 3 fee |
| | (c) for multiple searches where separate extracts of entries are not required | level 2 fee |
| | (d) where the applicant prepares computer input data in a form acceptable to the Registrar (per search) | level 1 fee |
| (2) | Administration fee for an extract of an entry in the register | level 3 fee |

41—Motor vehicle examinations

- | | | |
|-----|--|---------|
| (1) | For an examination of a motor vehicle for the purposes of completion of a report under regulation 13 | \$14.00 |
| (2) | A fee for an examination referred to in subclause (1) must be paid— | |
| | (a) in the case of an examination to be carried out by an authorised officer—on the registration of the vehicle; or | |
| | (b) in the case of an examination to be carried out by a police officer—prior to the examination. | |
| (3) | For a basic examination of a motor vehicle for the purposes of section 139(1)(ab)(iii) of the Act to be carried out by a person authorised by the Registrar under section 139(1) of the Act | \$36.00 |
| (4) | For a basic examination of a motor vehicle for the purposes of section 139(1)(ab)(iii) of the Act to be carried out by a police officer | \$60.00 |
| (5) | For a basic examination of a motor vehicle for the purposes of section 139(1)(ab)(iii) of the Act to be carried out by an authorised officer at Transport Department premises | \$60.00 |
| (6) | For a basic examination of a motor vehicle for the purposes of section 139(1)(ab)(iii) of the Act to be carried out by an authorised officer at a site other than Transport Department premises— | |
| | (a) fee for call out (per site visit)—\$198.00; plus | |
| | (b) fee for examination (per vehicle)—\$60.00. | |

- (7) For a comprehensive examination of a motor vehicle for the purposes of section 139(1)(ab)(iii) of the Act to be carried out by an authorised officer \$273.00 plus a booking fee of \$26.00
- (8) For a further examination of a motor vehicle for the purposes of section 139(1)(ab)(iii) of the Act following a comprehensive examination referred to in subclause (7), to be carried out by an authorised officer \$36.00 plus a booking fee of \$26.00
- (9) A fee for an examination of a motor vehicle for the purposes of section 139(1)(ab)(iii) of the Act must be paid—
 - (a) in the case of a fee specified in subclause (3), (5) or (6)(b)—on the registration of the vehicle; or
 - (b) in the case of a fee specified in subclause (4), (6)(a), (7) or (8)—prior to the examination.
- (10) If more than 1 fee becomes payable under subclauses (1) to (7) (inclusive) in respect of the examination of the same motor vehicle, only the higher or highest fee (as the case may be) must be paid.
- (11) A fee for an examination referred to in this clause to be carried out by a police officer must be paid to the South Australian Police Department.

42—Application for review of decision of Registrar

Administration fee payable on application for a review under section 98Z of the Act level 3 fee

43—Dishonoured cheque or debit card or credit card transactions

Administration fee payable under section 138B of the Act level 3 fee

44—Fees payable by insurer for emergency treatment

For the purposes of section 110(1) of the Act—

- (a) the fee payable to a medical practitioner who renders emergency treatment is a fee equal to a level 3 fee;
- (b) the fee payable to a nurse who renders emergency treatment is a fee equal to a level 2 fee;
- (c) the amount payable to a person who conveys an injured person is an amount equal to one tenth of a level 1 fee for every kilometre that the person is conveyed.

45—Fees payable in connection with service of notices of disqualification

- (1) Administration fee payable under section 139BD of the Act \$32.00
- (2) Service fee payable under section 139BD of the Act \$117.00

Part 3—Transitional provision

5—Transitional provision

- (1) The fees prescribed in respect of the issue or renewal of—

- (a) the registration of a motor vehicle; or
- (b) a learner's permit, driver's licence or motor driving instructor's licence,

by Schedule 1 of the *Motor Vehicles Regulations 2010*, as varied by these regulations, apply where the issue or renewal is to take effect on or after 1 July 2018.

- (2) All other fees prescribed by Schedule 1 of the *Motor Vehicles Regulations 2010*, as varied by these regulations, apply from 1 July 2018.
- (3) Despite regulation 4—
 - (a) the fees prescribed in respect of the issue of renewal of—
 - (i) the registration of a motor vehicle; or
 - (ii) a learner's permit, driver's licence or motor driving instructor's licence,by Schedule 1 of the *Motor Vehicles Regulations 2010*, as in force immediately before the commencement of these regulations, continue to apply where the issue or renewal is to take effect before 1 July 2018; and
 - (b) all other fees prescribed by Schedule 1 of the *Motor Vehicles Regulations 2010*, as in force immediately before the commencement of these regulations, continue to apply until 1 July 2018.

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 24 May 2018

No 55 of 2018

MTIL18/005CS

South Australia

Passenger Transport (Fees) Variation Regulations 2018

under the *Passenger Transport Act 1994*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Passenger Transport Regulations 2009*

- 4 Substitution of Schedule 1
- Schedule 1—Fees

Part 3—Transitional provision

- 5 Transitional provision
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Passenger Transport (Fees) Variation Regulations 2018*.

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 *Passenger Transport Regulations 2009*

4—Substitution of Schedule 1

Schedule 1—delete the Schedule and substitute:

Schedule 1—Fees

- 1 Application fee for an accreditation under the Act—
 - (a) in respect of an accreditation under Part 4 Division 1—
 - (i) unless (ii) or (iii) applies

\$444

- | | | | |
|---|--|---|--|
| | (ii) | in the case of a Small Passenger Vehicle (Traditional) Accreditation, a Small Passenger Vehicle (Special Purpose) Accreditation, a Small Passenger Vehicle (Non-Metropolitan) Accreditation or a Country Taxi Accreditation | \$444 plus \$89 for each vehicle that will initially be used for the purposes of a service operated under the accreditation |
| | (iii) | in the case of a Small Passenger Vehicle (Metropolitan) Accreditation | \$444 plus \$89 for each vehicle that will initially be used for the purposes of a service operated under the accreditation |
| | (b) | in respect of an accreditation under Part 4 Division 2 | nil |
| | (c) | in respect of an accreditation under Part 4 Division 3 | \$988 |
| 2 | Periodical fee payable under section 33(1)(b) of the Act—for each prescribed period (see regulations 10(1) and 16(1))— | | |
| | (a) | in respect of an accreditation under Part 4 Division 1— | |
| | (i) | unless (ii) or (iii) applies | \$444 |
| | (ii) | in the case of a Small Passenger Vehicle (Traditional) Accreditation, a Small Passenger Vehicle (Special Purpose) Accreditation, a Small Passenger Vehicle (Non-Metropolitan) Accreditation or a Country Taxi Accreditation | \$444 plus \$89 for each vehicle used (or available for use) for the purposes of a service operated under the accreditation (as at the end of the relevant period) |
| | (iii) | in the case of a Small Passenger Vehicle (Metropolitan) Accreditation | \$444 plus \$89 for each vehicle used (or available for use) for the purposes of a service operated under the accreditation (as at the end of the relevant period) |
| | (b) | in respect of an accreditation under Part 4 Division 3 | \$988 |
| 3 | Penalty for a default under section 33(2) of the Act | | \$59 |
| 4 | Renewal fee under section 34 of the Act— | | |
| | (a) | in respect of an accreditation under Part 4 Division 1— | |
| | (i) | unless (ii) or (iii) applies | \$444 |
| | (ii) | in the case of a Small Passenger Vehicle (Traditional) Accreditation, a Small Passenger Vehicle (Special Purpose) Accreditation, a Small Passenger Vehicle (Non-Metropolitan) Accreditation or a Country Taxi Accreditation | \$444 plus \$89 for each vehicle used (or available for use) for the purposes of a service operated under the accreditation at the time of renewal |

| | | |
|----|---|--|
| | (iii) in the case of a Small Passenger Vehicle (Metropolitan) Accreditation | \$444 plus \$89 for each vehicle used (or available for use) for the purposes of a service operated under the accreditation at the time of renewal |
| | (b) in respect of an accreditation under Part 4 Division 2 | nil |
| | (c) in respect of an accreditation under Part 4 Division 3 | \$988 |
| 5 | Application to vary an accreditation under Part 4 Division 2 | nil |
| 6 | Notification to the Minister of— | |
| | (a) the introduction of a vehicle to a service— | |
| | (i) unless (ii) or (iii) applies | \$20 |
| | (ii) in the case of a vehicle used for the purposes of a service operated under a Small Passenger Vehicle (Traditional) Accreditation, a Small Passenger Vehicle (Special Purpose) Accreditation, a Small Passenger Vehicle (Non-Metropolitan) Accreditation or a Country Taxi Accreditation | \$89 per vehicle |
| | (iii) in the case of a vehicle used for the purposes of a service operated under a Small Passenger Vehicle (Metropolitan) Accreditation | \$89 per vehicle |
| | <p>However, if a vehicle is introduced to a service operated under an accreditation referred to in subparagraph (ii) or (iii) during a prescribed period for that accreditation under regulation 10 the fee payable under subparagraph (ii) or (iii) may be adjusted on a pro rata basis by applying the proportion that the number of months that are left to run to the end of that prescribed period bears to 12 months (on the basis that parts of a month count as a full month)</p> | |
| | (b) the withdrawal of a vehicle from a service | \$20 |
| 7 | Application fee for a licence under Part 6 of the Act— | |
| | (a) in respect of a special vehicle licence | \$89 |
| | (b) in respect of any other kind of licence | \$89 |
| 8 | Renewal fee under Part 6 of the Act | \$89 |
| 9 | Application fee for the consent of the Minister under section 49 of the Act | \$97 |
| 10 | Application fee for consent to the substitution of another vehicle for a licensed taxi | \$40 |
| 11 | Fee for issue of a duplicate of an accreditation or licence that has been lost etc | \$61 |

| | | |
|----|--|------|
| 12 | Prescribed fee under section 54 of the Act— | |
| | (a) for a first inspection | \$99 |
| | (b) for a subsequent inspection (if necessary) | \$74 |
| 13 | Tender fee for the purposes of Schedule 2 | \$40 |

Part 3—Transitional provision

5—Transitional provision

(1) The fees prescribed in respect of—

- (a) the issue or renewal of an accreditation under Part 4 of the Act; or
- (b) a period for which an accreditation is held under that Part (a periodical fee); or
- (c) the issue or renewal of a licence under Part 6 of the Act; or
- (d) the grant or renewal of a consent under section 49 of the Act,

by Schedule 1 of the *Passenger Transport Regulations 2009*, as substituted by these regulations, apply where the issue, grant or renewal takes effect, or the period commences, on or after 1 July 2018.

(2) All other fees prescribed by Schedule 1 of the *Passenger Transport Regulations 2009*, as substituted by these regulations, apply from 1 July 2018.

(3) Despite regulation 4—

(a) the fees prescribed in respect of—

- (i) the issue or renewal of an accreditation under Part 4 of the Act; or
- (ii) a period for which an accreditation is held under that Part (a periodical fee); or
- (iii) the issue or renewal of a licence under Part 6 of the Act; or
- (iv) the grant or renewal of a consent under section 49 of the Act,

by Schedule 1 of the *Passenger Transport Regulations 2009*, as in force immediately before the commencement of these regulations, continue to apply where the issue, grant or renewal is to take effect, or the period is to commence, before 1 July 2018; and

- (b) all other fees prescribed by Schedule 1 of the *Passenger Transport Regulations 2009*, as in force immediately before the commencement of these regulations, continue to apply until 1 July 2018.

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 24 May 2018

No 56 of 2018

MTIL18/005CS

South Australia

Marine Safety (Domestic Commercial Vessel) National Law (Application) (Fees) Variation Regulations 2018

under the *Marine Safety (Domestic Commercial Vessel) National Law (Application) Act 2013*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Marine Safety (Domestic Commercial Vessel) National Law (Application) Regulations 2013*

- 4 Substitution of Schedule 1
- Schedule 1—Fees

Schedule 1—Transitional provision

- 1 Transitional provision
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Marine Safety (Domestic Commercial Vessel) National Law (Application) (Fees) Variation Regulations 2018*.

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 *Marine Safety (Domestic Commercial Vessel) National Law (Application) Regulations 2013*

4—Substitution of Schedule 1

Schedule 1—delete the Schedule and substitute:

Schedule 1—Fees

| Fee description | Fee |
|--|--|
| Fees relating to certificates of operation | |
| Application for issue or variation of certificate of operation— | |
| (a) for human-powered and sail vessels equal to or less than 5 m in length | \$58.00 |
| (b) for motorised vessels equal to or less than 5 m in length | \$143.00 |
| (c) for all other vessels | \$143.00 |
| Application for issue of unique identifier (per vessel) | \$38.00 |
| Assessment of vessel not in survey | \$180.00 per hour |
| Cost of travel to the vessel or operator's preferred or required location | reasonable travel costs incurred (including travel time) |
| Assessment or audit of safety management system | \$180.00 per hour |
| Application for issue of replacement certificate of operation | \$75.00 |
| Fees relating to certificates of competency | |
| Application for certificate of competency (including first attempt at final assessment)— | |
| (a) General Purpose Hand NC | \$143.00 plus an assessment fee of \$69.00 per hour |
| (b) Coxswain Grade 2 NC | \$344.00 plus an assessment fee of \$69.00 per hour |
| (c) Coxswain Grade 1 NC | \$533.00 plus an assessment fee of \$69.00 per hour |
| (d) Master <24 m NC | \$798.00 plus an assessment fee of \$69.00 per hour |
| (e) Master (Inland waters) | \$666.00 plus an assessment fee of \$69.00 per hour |
| (f) Master <35 m NC | \$910.00 plus an assessment fee of \$69.00 per hour |
| (g) Mate <80 m NC | \$910.00 plus an assessment fee of \$69.00 per hour |
| (h) Master <80 m NC | \$927.00 plus an assessment fee of \$69.00 per hour |
| (i) Marine Engine Driver Grade 3 NC | \$374.00 plus an assessment fee of \$69.00 per hour |
| (j) Marine Engine Driver Grade 2 NC | \$616.00 plus an assessment fee of \$69.00 per hour |

| Fee description | Fee |
|---|--|
| (k) Marine Engine Driver Grade 1 NC | \$692.00 plus an assessment fee of \$69.00 per hour |
| (l) Engineer Class 3 NC | \$816.00 plus an assessment fee of \$69.00 per hour |
| Second or subsequent attempt at final assessment— | |
| (a) Coxswain Grade 2 NC | \$52.00 |
| (b) Coxswain Grade 1 NC | \$159.00 |
| (c) Master <24 m NC | \$265.00 |
| (d) Master (Inland waters) | \$265.00 |
| (e) Master <35 m NC | \$346.00 |
| (f) Mate <80 m NC | \$346.00 |
| (g) Master <80 m NC | \$406.00 |
| (h) Marine Engine Driver Grade 3 NC | \$110.00 |
| (i) Marine Engine Driver Grade 2 NC | \$138.00 |
| (j) Marine Engine Driver Grade 1 NC | \$212.00 |
| (k) Engineer Class 3 | \$346.00 |
| Cost of travel for purposes of final assessment | reasonable travel costs incurred (including travel time) |
| Renewal of certificate of competency | \$90.00 |
| Re-validation of certificate of competency | \$143.00 |
| Application for issue of variation of certificate of competency | \$143.00 |
| Application for issue of replacement certificate of competency | \$75.00 |
| Fees relating to certificates of survey | |
| Application for issue of certificate of survey for a new domestic commercial vessel | \$143.00 |
| Issue of a subsequent certificate of survey relating to periodic survey of a vessel | \$104.00 |
| Application for issue of replacement certificate of survey | \$75.00 |
| Application for issue of variation of certificate of survey | \$143.00 |
| Searching for and provision of current or archived vessel information (per vessel) | \$38.00 |
| Technical assessment of vessel survey report and recommendation submitted by accredited marine surveyor | \$180.00 per hour |
| Fees relating to survey of vessels (not including hire and drive houseboats) | |
| For survey of vessels (not including hire and drive houseboats)— | |
| (a) for initial survey, according to length of vessel as follows: | |

| Fee description | Fee |
|---|------------|
| (i) not more than 5 m | \$807.00 |
| (ii) more than 5 m but not more than 6 m | \$964.00 |
| (iii) more than 6 m but not more than 7 m | \$1 126.00 |
| (iv) more than 7 m but not more than 8 m | \$1 294.00 |
| (v) more than 8 m but not more than 9 m | \$1 467.00 |
| (vi) more than 9 m but not more than 10 m | \$1 642.00 |
| (vii) more than 10 m but not more than 11 m | \$1 821.00 |
| (viii) more than 11 m but not more than 12 m | \$2 002.00 |
| (ix) more than 12 m but not more than 13 m | \$2 190.00 |
| (x) more than 13 m but not more than 14 m | \$2 378.00 |
| (xi) more than 14 m but not more than 15 m | \$2 571.00 |
| (xii) more than 15 m but not more than 16 m | \$2 765.00 |
| (xiii) more than 16 m but not more than 17 m | \$2 962.00 |
| (xiv) more than 17 m but not more than 18 m | \$3 164.00 |
| (xv) more than 18 m but not more than 19 m | \$3 366.00 |
| (xvi) more than 19 m but not more than 20 m | \$3 569.00 |
| (xvii) more than 20 m but not more than 21 m | \$3 776.00 |
| (xviii) more than 21 m but not more than 22 m | \$3 983.00 |
| (xix) more than 22 m but not more than 23 m | \$4 194.00 |
| (xx) more than 23 m but not more than 24 m | \$4 405.00 |
| (xxi) more than 24 m but not more than 25 m | \$4 621.00 |
| (xxii) more than 25 m but not more than 26 m | \$4 838.00 |
| (xxiii) more than 26 m but not more than 27 m | \$5 059.00 |
| (xxiv) more than 27 m but not more than 28 m | \$5 274.00 |
| (xxv) more than 28 m but not more than 29 m | \$5 496.00 |
| (xxvi) more than 29 m but not more than 30 m | \$5 719.00 |
| (xxvii) more than 30 m but not more than 31 m | \$5 945.00 |
| (xxviii) more than 31 m but not more than 32 m | \$6 169.00 |
| (xxix) more than 32 m but not more than 33 m | \$6 396.00 |
| (xxx) more than 33 m but not more than 34 m | \$6 627.00 |
| (xxxi) more than 34 m but not more than 35 m | \$6 856.00 |
| (xxxii) more than 35 m but not more than 36 m | \$7 088.00 |
| (xxxiii) more than 36 m but not more than 37 m | \$7 321.00 |
| (xxxiv) more than 37 m but not more than 38 m | \$7 557.00 |
| (xxxv) more than 38 m but not more than 39 m | \$7 792.00 |
| (xxxvi) more than 39 m but not more than 40 m | \$8 030.00 |
| (xxxvii) more than 40 m but not more than 41 m | \$8 267.00 |
| (xxxviii) more than 41 m but not more than 42 m | \$8 506.00 |
| (xxxix) more than 42 m but not more than 43 m | \$8 747.00 |

| Fee description | Fee |
|--|--|
| (xl) more than 43 m but not more than 44 m | \$8 988.00 |
| (xli) more than 44 m but not more than 45 m | \$9 233.00 |
| (xlii) more than 45 m but not more than 46 m | \$9 477.00 |
| (xliii) more than 46 m but not more than 47 m | \$9 722.00 |
| (xliv) more than 47 m but not more than 48 m | \$9 968.00 |
| (xlv) more than 48 m but not more than 49 m | \$10 217.00 |
| (xlvi) more than 49 m but not more than 50 m | \$10 462.00 |
| (xlvii) more than 50 m | \$10 462.00 plus \$197.00 per metre for every metre above 50 m |
| (b) for periodic in-water survey of a vessel, being a first visit (not surveyed by classification society), according to length of vessel as follows: | |
| (i) not more than 5 m | \$375.00 |
| (ii) more than 5 m but not more than 6 m | \$461.00 |
| (iii) more than 6 m but not more than 7 m | \$545.00 |
| (iv) more than 7 m but not more than 8 m | \$632.00 |
| (v) more than 8 m but not more than 9 m | \$717.00 |
| (vi) more than 9 m but not more than 10 m | \$807.00 |
| (vii) more than 10 m but not more than 11 m | \$896.00 |
| (viii) more than 11 m but not more than 12 m | \$988.00 |
| (ix) more than 12 m but not more than 13 m | \$1 078.00 |
| (x) more than 13 m but not more than 14 m | \$1 171.00 |
| (xi) more than 14 m but not more than 15 m | \$1 264.00 |
| (xii) more than 15 m but not more than 16 m | \$1 357.00 |
| (xiii) more than 16 m but not more than 17 m | \$1 451.00 |
| (xiv) more than 17 m but not more than 18 m | \$1 544.00 |
| (xv) more than 18 m but not more than 19 m | \$1 641.00 |
| (xvi) more than 19 m but not more than 20 m | \$1 737.00 |
| (xvii) more than 20 m but not more than 21 m | \$1 830.00 |
| (xviii) more than 21 m but not more than 22 m | \$1 930.00 |
| (xix) more than 22 m but not more than 23 m | \$2 024.00 |
| (xx) more than 23 m but not more than 24 m | \$2 121.00 |
| (xxi) more than 24 m but not more than 25 m | \$2 221.00 |
| (xxii) more than 25 m but not more than 26 m | \$2 318.00 |
| (xxiii) more than 26 m but not more than 27 m | \$2 417.00 |
| (xxiv) more than 27 m but not more than 28 m | \$2 514.00 |
| (xxv) more than 28 m but not more than 29 m | \$2 613.00 |
| (xxvi) more than 29 m but not more than 30 m | \$2 711.00 |

| Fee description | Fee |
|--|--|
| (xxvii) more than 30 m but not more than 31 m | \$2 812.00 |
| (xxviii) more than 31 m but not more than 32 m | \$2 913.00 |
| (xxix) more than 32 m but not more than 33 m | \$3 013.00 |
| (xxx) more than 33 m but not more than 34 m | \$3 117.00 |
| (xxxi) more than 34 m but not more than 35 m | \$3 213.00 |
| (xxxii) more than 35 m but not more than 36 m | \$3 316.00 |
| (xxxiii) more than 36 m but not more than 37 m | \$3 418.00 |
| (xxxiv) more than 37 m but not more than 38 m | \$3 518.00 |
| (xxxv) more than 38 m but not more than 39 m | \$3 621.00 |
| (xxxvi) more than 39 m but not more than 40 m | \$3 723.00 |
| (xxxvii) more than 40 m but not more than 41 m | \$3 828.00 |
| (xxxviii) more than 41 m but not more than 42 m | \$3 929.00 |
| (xxxix) more than 42 m but not more than 43 m | \$4 033.00 |
| (xl) more than 43 m but not more than 44 m | \$4 136.00 |
| (xli) more than 44 m but not more than 45 m | \$4 238.00 |
| (xlii) more than 45 m but not more than 46 m | \$4 344.00 |
| (xliii) more than 46 m but not more than 47 m | \$4 446.00 |
| (xliv) more than 47 m but not more than 48 m | \$4 553.00 |
| (xlv) more than 48 m but not more than 49 m | \$4 654.00 |
| (xlvi) more than 49 m but not more than 50 m | \$4 759.00 |
| (xlvii) more than 50 m | \$4 759.00 plus \$197.00 per metre for every metre above 50 metres |
| (c) for periodic out-of-water survey of a vessel, being a first visit (not surveyed by classification society), according to length of vessel as follows: | |
| (i) not more than 5 m | \$421.00 |
| (ii) more than 5 m but not more than 6 m | \$512.00 |
| (iii) more than 6 m but not more than 7 m | \$606.00 |
| (iv) more than 7 m but not more than 8 m | \$701.00 |
| (v) more than 8 m but not more than 9 m | \$799.00 |
| (vi) more than 9 m but not more than 10 m | \$895.00 |
| (vii) more than 10 m but not more than 11 m | \$992.00 |
| (viii) more than 11 m but not more than 12 m | \$1 096.00 |
| (ix) more than 12 m but not more than 13 m | \$1 193.00 |
| (x) more than 13 m but not more than 14 m | \$1 297.00 |
| (xi) more than 14 m but not more than 15 m | \$1 397.00 |
| (xii) more than 15 m but not more than 16 m | \$1 500.00 |
| (xiii) more than 16 m but not more than 17 m | \$1 605.00 |

| Fee description | Fee |
|---|---|
| (xiv) more than 17 m but not more than 18 m | \$1 705.00 |
| (xv) more than 18 m but not more than 19 m | \$1 812.00 |
| (xvi) more than 19 m but not more than 20 m | \$1 916.00 |
| (xvii) more than 20 m but not more than 21 m | \$2 023.00 |
| (xviii) more than 21 m but not more than 22 m | \$2 128.00 |
| (xix) more than 22 m but not more than 23 m | \$2 234.00 |
| (xx) more than 23 m but not more than 24 m | \$2 338.00 |
| (xxi) more than 24 m but not more than 25 m | \$2 448.00 |
| (xxii) more than 25 m but not more than 26 m | \$2 556.00 |
| (xxiii) more than 26 m but not more than 27 m | \$2 665.00 |
| (xxiv) more than 27 m but not more than 28 m | \$2 774.00 |
| (xxv) more than 28 m but not more than 29 m | \$2 883.00 |
| (xxvi) more than 29 m but not more than 30 m | \$2 990.00 |
| (xxvii) more than 30 m but not more than 31 m | \$3 100.00 |
| (xxviii) more than 31 m but not more than 32 m | \$3 211.00 |
| (xxix) more than 32 m but not more than 33 m | \$3 323.00 |
| (xxx) more than 33 m but not more than 34 m | \$3 433.00 |
| (xxxi) more than 34 m but not more than 35 m | \$3 545.00 |
| (xxxii) more than 35 m but not more than 36 m | \$3 654.00 |
| (xxxiii) more than 36 m but not more than 37 m | \$3 765.00 |
| (xxxiv) more than 37 m but not more than 38 m | \$3 880.00 |
| (xxxv) more than 38 m but not more than 39 m | \$3 992.00 |
| (xxxvi) more than 39 m but not more than 40 m | \$4 104.00 |
| (xxxvii) more than 40 m but not more than 41 m | \$4 216.00 |
| (xxxviii) more than 41 m but not more than 42 m | \$4 330.00 |
| (xxxix) more than 42 m but not more than 43 m | \$4 443.00 |
| (xl) more than 43 m but not more than 44 m | \$4 557.00 |
| (xli) more than 44 m but not more than 45 m | \$4 646.00 |
| (xlii) more than 45 m but not more than 46 m | \$4 786.00 |
| (xliii) more than 46 m but not more than 47 m | \$4 898.00 |
| (xliv) more than 47 m but not more than 48 m | \$5 016.00 |
| (xlv) more than 48 m but not more than 49 m | \$5 128.00 |
| (xlvi) more than 49 m but not more than 50 m | \$5 243.00 |
| (xlvii) more than 50 m | \$5 243.00 plus \$197.00 per metre for every metre above 50 m |
| (d) for periodic combined in- and out-of-water survey of a vessel, being a first visit (not surveyed by classification society), according to length of vessel as follows: | |

| Fee description | Fee |
|---|------------|
| (i) not more than 5 m | \$583.00 |
| (ii) more than 5 m but not more than 6 m | \$706.00 |
| (iii) more than 6 m but not more than 7 m | \$832.00 |
| (iv) more than 7 m but not more than 8 m | \$960.00 |
| (v) more than 8 m but not more than 9 m | \$1 087.00 |
| (vi) more than 9 m but not more than 10 m | \$1 216.00 |
| (vii) more than 10 m but not more than 11 m | \$1 347.00 |
| (viii) more than 11 m but not more than 12 m | \$1 481.00 |
| (ix) more than 12 m but not more than 13 m | \$1 613.00 |
| (x) more than 13 m but not more than 14 m | \$1 750.00 |
| (xi) more than 14 m but not more than 15 m | \$1 884.00 |
| (xii) more than 15 m but not more than 16 m | \$2 020.00 |
| (xiii) more than 16 m but not more than 17 m | \$2 157.00 |
| (xiv) more than 17 m but not more than 18 m | \$2 294.00 |
| (xv) more than 18 m but not more than 19 m | \$2 435.00 |
| (xvi) more than 19 m but not more than 20 m | \$2 572.00 |
| (xvii) more than 20 m but not more than 21 m | \$2 713.00 |
| (xviii) more than 21 m but not more than 22 m | \$2 856.00 |
| (xix) more than 22 m but not more than 23 m | \$2 996.00 |
| (xx) more than 23 m but not more than 24 m | \$3 138.00 |
| (xxi) more than 24 m but not more than 25 m | \$3 282.00 |
| (xxii) more than 25 m but not more than 26 m | \$3 425.00 |
| (xxiii) more than 26 m but not more than 27 m | \$3 569.00 |
| (xxiv) more than 27 m but not more than 28 m | \$3 714.00 |
| (xxv) more than 28 m but not more than 29 m | \$3 859.00 |
| (xxvi) more than 29 m but not more than 30 m | \$4 003.00 |
| (xxvii) more than 30 m but not more than 31 m | \$4 146.00 |
| (xxviii) more than 31 m but not more than 32 m | \$4 295.00 |
| (xxix) more than 32 m but not more than 33 m | \$4 444.00 |
| (xxx) more than 33 m but not more than 34 m | \$4 592.00 |
| (xxxi) more than 34 m but not more than 35 m | \$4 739.00 |
| (xxxii) more than 35 m but not more than 36 m | \$4 887.00 |
| (xxxiii) more than 36 m but not more than 37 m | \$5 034.00 |
| (xxxiv) more than 37 m but not more than 38 m | \$5 185.00 |
| (xxxv) more than 38 m but not more than 39 m | \$5 335.00 |
| (xxxvi) more than 39 m but not more than 40 m | \$5 485.00 |
| (xxxvii) more than 40 m but not more than 41 m | \$5 631.00 |
| (xxxviii) more than 41 m but not more than 42 m | \$5 787.00 |
| (xxxix) more than 42 m but not more than 43 m | \$5 933.00 |

| Fee description | Fee |
|---|---|
| (xl) more than 43 m but not more than 44 m | \$6 084.00 |
| (xli) more than 44 m but not more than 45 m | \$6 205.00 |
| (xlii) more than 45 m but not more than 46 m | \$6 390.00 |
| (xliii) more than 46 m but not more than 47 m | \$6 541.00 |
| (xliv) more than 47 m but not more than 48 m | \$6 697.00 |
| (xlv) more than 48 m but not more than 49 m | \$6 847.00 |
| (xlvi) more than 49 m but not more than 50 m | \$6 999.00 |
| (xlvii) more than 50 m | \$6 999.00 plus \$197.00 per metre for every metre above 50 m |
| (e) for subsequent survey (where vessel has been surveyed by classification society) | \$197.00 per hour |
| (f) for non-attendance by owner of vessel or agent at survey— | |
| (i) for initial survey | 50% of relevant survey fee |
| (ii) for subsequent survey— | |
| • in the case of a first visit | 50% of relevant survey fee |
| • in the case of a second or subsequent visit | \$371.00 |
| (iii) of alterations or repairs to vessel | \$371.00 |
| (g) for attendance of surveyor at inclining experiment | \$300.00 |
| (h) for examination and approval of vessel's stability information— | |
| (i) if information is based on simplified stability criteria under the National Standard for Commercial Vessels | \$305.00 |
| (ii) in any other case | \$197.00 per hour (minimum fee \$900.00) |

Fees relating to survey of hire and drive houseboats

For survey of hire and drive houseboats—

| | |
|---|------------|
| (a) for initial survey, according to length of vessel as follows: | |
| (i) not more than 5 m | \$345.00 |
| (ii) more than 5 m but not more than 6 m | \$426.00 |
| (iii) more than 6 m but not more than 7 m | \$506.00 |
| (iv) more than 7 m but not more than 8 m | \$588.00 |
| (v) more than 8 m but not more than 9 m | \$675.00 |
| (vi) more than 9 m but not more than 10 m | \$761.00 |
| (vii) more than 10 m but not more than 11 m | \$852.00 |
| (viii) more than 11 m but not more than 12 m | \$943.00 |
| (ix) more than 12 m but not more than 13 m | \$1 035.00 |

| Fee description | Fee |
|---|------------|
| (x) more than 13 m but not more than 14 m | \$1 130.00 |
| (xi) more than 14 m but not more than 15 m | \$1 229.00 |
| (xii) more than 15 m but not more than 16 m | \$1 325.00 |
| (xiii) more than 16 m but not more than 17 m | \$1 425.00 |
| (xiv) more than 17 m but not more than 18 m | \$1 523.00 |
| (xv) more than 18 m but not more than 19 m | \$1 622.00 |
| (xvi) more than 19 m but not more than 20 m | \$1 725.00 |
| (xvii) more than 20 m but not more than 21 m | \$1 829.00 |
| (xviii) more than 21 m but not more than 22 m | \$1 935.00 |
| (xix) more than 22 m but not more than 23 m | \$2 038.00 |
| (xx) more than 23 m but not more than 24 m | \$2 147.00 |
| (b) for periodic in-water survey, being a first visit, according to length of vessel as follows: | |
| (i) not more than 5 m | \$228.00 |
| (ii) more than 5 m but not more than 6 m | \$280.00 |
| (iii) more than 6 m but not more than 7 m | \$338.00 |
| (iv) more than 7 m but not more than 8 m | \$396.00 |
| (v) more than 8 m but not more than 9 m | \$457.00 |
| (vi) more than 9 m but not more than 10 m | \$516.00 |
| (vii) more than 10 m but not more than 11 m | \$573.00 |
| (viii) more than 11 m but not more than 12 m | \$637.00 |
| (ix) more than 12 m but not more than 13 m | \$697.00 |
| (x) more than 13 m but not more than 14 m | \$759.00 |
| (xi) more than 14 m but not more than 15 m | \$821.00 |
| (xii) more than 15 m but not more than 16 m | \$885.00 |
| (xiii) more than 16 m but not more than 17 m | \$945.00 |
| (xiv) more than 17 m but not more than 18 m | \$1 010.00 |
| (xv) more than 18 m but not more than 19 m | \$1 073.00 |
| (xvi) more than 19 m but not more than 20 m | \$1 139.00 |
| (xvii) more than 20 m but not more than 21 m | \$1 200.00 |
| (xviii) more than 21 m but not more than 22 m | \$1 267.00 |
| (xix) more than 22 m but not more than 23 m | \$1 331.00 |
| (xx) more than 23 m but not more than 24 m | \$1 396.00 |
| (c) for periodic combined in- and out-of-water survey, being a first visit, according to length of vessel as follows: | |
| (i) not more than 5 m | \$328.00 |
| (ii) more than 5 m but not more than 6 m | \$397.00 |
| (iii) more than 6 m but not more than 7 m | \$476.00 |
| (iv) more than 7 m but not more than 8 m | \$554.00 |

| Fee description | Fee |
|--|------------|
| (v) more than 8 m but not more than 9 m | \$632.00 |
| (vi) more than 9 m but not more than 10 m | \$710.00 |
| (vii) more than 10 m but not more than 11 m | \$791.00 |
| (viii) more than 11 m but not more than 12 m | \$871.00 |
| (ix) more than 12 m but not more than 13 m | \$953.00 |
| (x) more than 13 m but not more than 14 m | \$1 035.00 |
| (xi) more than 14 m but not more than 15 m | \$1 117.00 |
| (xii) more than 15 m but not more than 16 m | \$1 165.00 |
| (xiii) more than 16 m but not more than 17 m | \$1 285.00 |
| (xiv) more than 17 m but not more than 18 m | \$1 368.00 |
| (xv) more than 18 m but not more than 19 m | \$1 453.00 |
| (xvi) more than 19 m but not more than 20 m | \$1 537.00 |
| (xvii) more than 20 m but not more than 21 m | \$1 622.00 |
| (xviii) more than 21 m but not more than 22 m | \$1 709.00 |
| (xix) more than 22 m but not more than 23 m | \$1 796.00 |
| (xx) more than 23 m but not more than 24 m | \$1 883.00 |
| (d) for periodic out-of-water survey, being a first visit, according to length of vessel as follows: | |
| (i) not more than 5 m | \$258.00 |
| (ii) more than 5 m but not more than 6 m | \$317.00 |
| (iii) more than 6 m but not more than 7 m | \$381.00 |
| (iv) more than 7 m but not more than 8 m | \$443.00 |
| (v) more than 8 m but not more than 9 m | \$509.00 |
| (vi) more than 9 m but not more than 10 m | \$574.00 |
| (vii) more than 10 m but not more than 11 m | \$639.00 |
| (viii) more than 11 m but not more than 12 m | \$707.00 |
| (ix) more than 12 m but not more than 13 m | \$774.00 |
| (x) more than 13 m but not more than 14 m | \$842.00 |
| (xi) more than 14 m but not more than 15 m | \$912.00 |
| (xii) more than 15 m but not more than 16 m | \$981.00 |
| (xiii) more than 16 m but not more than 17 m | \$1 050.00 |
| (xiv) more than 17 m but not more than 18 m | \$1 118.00 |
| (xv) more than 18 m but not more than 19 m | \$1 189.00 |
| (xvi) more than 19 m but not more than 20 m | \$1 259.00 |
| (xvii) more than 20 m but not more than 21 m | \$1 329.00 |
| (xviii) more than 21 m but not more than 22 m | \$1 399.00 |
| (xix) more than 22 m but not more than 23 m | \$1 473.00 |
| (xx) more than 23 m but not more than 24 m | \$1 544.00 |

| Fee description | Fee |
|--|--|
| (e) for non-attendance by owner of houseboat or agent at initial or subsequent survey | 50% of relevant survey fee under (a), (b), (c) or (d) |
| Fees relating to survey of vessels and plan approvals etc | |
| For subsequent survey (being a second or subsequent visit for vessel that has not been surveyed by classification society) | \$197.00 per hour |
| For survey of alterations or repairs to vessel | \$197.00 per hour |
| For examination and approval of plans for construction or alteration of vessel | \$197.00 per hour |
| Cost of travel to the vessel or operator's preferred or required location | Reasonable travel costs incurred (including travel time) |
| Fees relating to loadline certificates | |
| Fees for loadline certificate— | |
| (a) application for issue of loadline certificate | \$143.00 |
| (b) loadline assessment fee | \$197.00 per hour after first hour |
| Application for issue of replacement loadline certificate | \$75.00 |
| Application for issue of variation of loadline certificate | \$143.00 |
| Technical assessment of loadline report and recommendation submitted by accredited marine surveyor | \$180.00 per hour |
| Fees relating to exemptions and endorsements | |
| Application for exemption | \$143.00 |
| Technical assessment relating to application for exemption of domestic commercial vessel | \$180.00 per hour |
| Application for endorsement of certificate of competency | \$143.00 |

Schedule 1—Transitional provision

1—Transitional provision

- (1) The fees prescribed in respect of an application for a certificate of survey of a vessel, a certificate of operation, or for the renewal or re-validation of a certificate of competency by Schedule 1 of the *Marine Safety (Domestic Commercial Vessel) National Law (Application) Regulations 2013*, as substituted by these regulations, apply where the relevant certificate, renewal or re-validation is to take effect on or after 1 July 2018.
- (2) All other fees prescribed in Schedule 1 of the *Marine Safety (Domestic Commercial Vessel) National Law (Application) Regulations 2013*, as substituted by these regulations, apply from 1 July 2018.

(3) Despite regulation 4—

- (a) the fees prescribed in respect of an application for a certificate of survey of a vessel, a certificate of operation, or for the renewal or re-validation of a certificate of competency by Schedule 1 of the *Marine Safety (Domestic Commercial Vessel) National Law (Application) Regulations 2013*, as in force immediately before the commencement of these regulations, continue to apply where the relevant certificate, renewal or re-validation is to take effect before 1 July 2018; and
- (b) all other fees prescribed by Schedule 1 of the *Marine Safety (Domestic Commercial Vessel) National Law (Application) Regulations 2013*, as in force immediately before the commencement of these regulations, continue to apply until 1 July 2018.

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 24 May 2018

No 57 of 2018

MTIL18/005CS

South Australia

Motor Vehicles (National Heavy Vehicles Registration Fees) Variation Regulations 2018

under the *Motor Vehicles Act 1959*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Motor Vehicles (National Heavy Vehicles Registration Fees) Regulations 2008*

- 4 Variation of regulation 7—Registration fees for 2018/2019 and 2019/2020 financial years

Part 3—Transitional provision

- 5 Transitional provision
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Motor Vehicles (National Heavy Vehicles Registration Fees) Variation Regulations 2018*.

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 Vehicles (National Heavy Vehicles Registration Fees) Regulations 2008*

4—Variation of regulation 7—Registration fees for 2018/2019 and 2019/2020 financial years

- (1) Regulation 7(1)—delete "financial year commencing on 1 July 2017" and substitute:
financial years commencing on 1 July 2018 and 1 July 2019

(2) Regulation 7—delete Table 2 and substitute:

Table 2—Registration fees (regulatory component)

Division 1—Load carrying vehicles

| Vehicle type | 2 axles | 3 axles | 4 axles | 5 or more axles |
|-------------------------------|----------------|----------------|----------------|------------------------|
| Trucks | | | | |
| Truck (type 1) | \$195 | \$230 | \$245 | \$245 |
| Truck (type 2) | \$255 | \$325 | \$346 | \$346 |
| Short combination truck | \$285 | \$362 | \$347 | \$347 |
| Medium combination truck | \$648 | \$648 | \$701 | \$701 |
| Long combination truck | \$896 | \$896 | \$896 | \$896 |
| Prime Movers | | | | |
| Short combination prime mover | \$404 | \$404 | \$404 | \$404 |
| Multi-combination prime mover | \$912 | \$912 | \$1 003 | \$1 003 |

Division 2—Trailers

| Trailer type | Fee per axle | | | |
|---|---------------------|--------------------------|-----------------------|----------------------------------|
| | Single axle | Tandem axle group | Tri-axle group | Quad-axle group and above |
| Pig trailer | \$55 | \$28 | \$18 | \$14 |
| Dog trailer | \$55 | \$28 | \$18 | \$14 |
| Semi-trailer | \$55 | \$28 | \$18 | \$14 |
| B-double lead trailer, B-triple lead trailer or B-triple middle trailer | \$55 | \$28 | \$18 | \$14 |
| Converter dolly or low loader dolly | \$55 | \$28 | \$18 | \$14 |

Division 3—Buses

| Bus type | 2 axles | 3 axles | 4 or more axles |
|-----------------|----------------|----------------|------------------------|
| Bus (type 1) | \$204 | | |
| Bus (type 2) | \$334 | \$414 | \$414 |
| Articulated bus | | \$331 | \$331 |

Division 4—Special purpose vehicles

| | | | |
|----------------------------------|--|--|-----------|
| Special purpose vehicle (type P) | | | No charge |
| Special purpose vehicle (type T) | | | \$202 |
| Special purpose vehicle (type O) | | | \$202 |

Part 3—Transitional provision

5—Transitional provision

- (1) The fees prescribed in respect of the issue or renewal of the registration of a motor vehicle by the *Motor Vehicles (National Heavy Vehicles Registration Fees) Regulations 2008*, as varied by these regulations, apply where the issue or renewal is to take effect on or after 1 July 2018.
- (2) Despite regulation 4 of these regulations, the fees prescribed in respect of the issue or renewal of the registration of a motor vehicle by the *Motor Vehicles (National Heavy Vehicles Registration Fees) Regulations 2008*, as in force immediately before the commencement of these regulations, continue to apply where the issue or renewal is to take effect before 1 July 2018.

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 24 May 2018

No 58 of 2018

MTIL18/005CS

South Australia

Legal Practitioners (Fees) Variation Regulations 2018

under the *Legal Practitioners Act 1981*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Legal Practitioners Regulations 2014*

- 4 Substitution of Schedule 2
- Schedule 2—Fees
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Legal Practitioners (Fees) Variation Regulations 2018*.

2—Commencement

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

3—Variation provisions

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

Part 2—Variation of *Legal Practitioners Regulations 2014*

4—Substitution of Schedule 2

Schedule 2—delete Schedule 2 and substitute:

Schedule 2—Fees

- | | | |
|---|---|-------------------------|
| 1 | For the issue or renewal of a practising certificate (other than a volunteer practising certificate)— | |
| | (a) for more than 6 months | \$428 fee \$193 levy |
| | (b) for 6 months or less | \$251 fee \$97 levy |
| 2 | Fee for the issue or renewal of a volunteer practising certificate (see LPEAC rule 3B: category D practising certificate) | \$103 fee \$47 levy |
| 3 | Fee to accompany written notice provided under section 23D of the Act | \$30 |

- | | | |
|---|--|------|
| 4 | Fee to accompany written notice provided under Schedule 1 clause 4 of the Act | \$30 |
|---|--|------|

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 24 May 2018

No 59 of 2018

AGO0030-18CS

RULES OF COURT

DISTRICT COURT OF SOUTH AUSTRALIA

Criminal Rules 2014 (Amendment No 6)

By virtue and in pursuance of section 51 of the *District Court Act 1991* and all other enabling powers, we, Michael Greig Evans, Chief Judge, and Rauf Soulio and Paul Vincent Slattery, Judges of the District Court of South Australia, make the following Rules of the Court.

1. These Rules may be cited as the *District Court Criminal Rules 2014 (Amendment No 6)*.
 2. The *District Court Criminal Rules 2014* are amended as set out below.
 3. Subject to rule 4, the amendments made by these Rules come into effect on 1 June 2018 or the date of their gazettal, whichever is later.
 4. The amendments made by rules 7 to 13, 17 to 19 and 21 to 26 apply only to “proceedings relating to an offence that are commenced” within the meaning of Clause 41 of Schedule 2 of the *Summary Procedure (Indictable Offences) Amendment Act 2017* on or after 5 March 2018.
 5. (1) A Judge may direct that the *District Court Criminal Rules 2014* or a particular rule or rules therein as amended by these Rules apply to a proceeding or to a particular step or step in a proceeding notwithstanding that the rule or rules in force before the amendments made by these Rules would otherwise apply thereto.
 - (2) A Judge may direct that the *District Court Criminal Rules 2014* or a particular rule or rules therein in force before the amendments made by these Rules apply to a proceeding or to a particular step or step in a proceeding notwithstanding that the rule or rules as amended by these Rules would otherwise apply thereto.
 6. Rule 4 is amended by:
 - (1) The definition of “**the Act**” is deleted and replaced with the following definition:
“**the Act** means the *Criminal Procedure Act 1921*”.
 - (2) The following definition is added below the definition of “**child pornography**”:
“**Consolidation Act** means the *Criminal Law Consolidation Act 1935*”.
 - (3) The definition of “**community impact statement**” is amended by substituting “section 15” for “section 7B” and then substituting “*Sentencing Act 2017*” for “*Criminal Law (Sentencing) Act 1988*”.
 - (4) The definition of “**priority proceeding**” is amended by substituting “*Criminal Law Consolidation Act 1935*” for “Act” and adding thereafter “and the proceeding is a “prescribed proceeding” within the meaning of section 127(2) of the Act;”.
 - (5) The definition of “**the Sentencing Act**” is deleted and replaced with the following definition:
“**the Sentencing Act** means the *Sentencing Act 2017*”.
 7. Rule 20 is deleted.
 8. Subrule 21(1) is amended by substituting “section 103(1)” for “section 275(1)”.
 9. Subrule 23(1)(c) is amended by:
 - (1) Inserting “where applicable” after “stating”.
 - (2) Substituting “section 127” for “section 275(3)”.
 10. Subrule 23(4) is amended by substituting “section 127” for “section 275(3)”.
 11. A new rule 23B is inserted after rule 23A as follows:
 “23B- Case Statements
 Where proceedings are instituted in the Court by the Director laying an information ex officio in accordance with section 103 of the Act:
 (a) the Director is to file and serve on the accused or if represented his or her lawyer, a prosecution case statement in accordance with subsection 123(2) of the Act with the information;
 (b) the accused or if represented his or her lawyer, is to file and serve on the Director a defence case statement in accordance with subsection 123(3) of the Act no less than 14 days before the date fixed for arraignment;
 (c) If the regulations made under the Act require the prosecution to serve a response to the defence case statement, the Director is to file and serve on the accused or if represented his or her lawyer a response to the defence statement in the same circumstances and at the same time as if subsection 123(9) and the regulations applied.
- Note –**
 Section 123 of the Act applies of its own force when the accused has been committed for trial.”
12. Subrule 26(1) is amended by:
 - (1) Substituting “section 118” for “section 110”.
 - (2) Substituting “Act” for “*Summary Procedure Act 1921*”.
 13. Subrule 26(3) is amended by:
 - (1) Substituting the words “section 118(5)” for the words “section 110”.
 - (2) Substituting the word “Act” for the words “*Summary Procedure Act 1921*”.
 14. Subrule 31(12)(b) is amended by inserting the word “Consolidation” before the word “Act”.
 15. Subrule 35(1) is amended by substituting for subrule 35(1)(a) a new subrule 35(1)(a) as follows:
 “(a) either-
 (i) for the trial; or
 (ii) for the sentence subject to the exceptions contained in section 21(2) of the *Sentencing Act 2017*; or”.
 16. Subrule 40(2) is amended by inserting the word “Consolidation” before the word “Act”.

17. Subrule 49(1)(f) is amended by substituting the words “section 134” for the words “section 285BB”.
18. Subrule 49(1)(g) is deleted.
19. Subrule 51(3) is amended by substituting “section 124 or 134” for “section 285BA or 285BB”.
20. A new subrule 54(2) is inserted after subrule 54(1) as follows:

“54(2) A Judge may convene a directions hearing before arraignment and give such directions as the Judge thinks fit for the taking of steps or determination of matters before or after arraignment”.
21. Subrule 62(1) is amended by substituting “section 134” for “section 285BB(1)”.
22. Rule 63 is amended as follows:
 - (1) Inserting “or section 18 of the Sentencing Act” after “Act”.
 - (2) Substituting “section 124” for “section 285BC”.
 - (3) Inserting “or alibi” after “expert” wherever it appears.
23. Subrule 64(1) is amended by substituting “section 134” for “section 285BB(4)”.
24. Rule 65 is deleted.
25. Subrule 67(3) is amended by inserting “in the circumstances identified in section 126 of the Act” after “Court’s behalf”.
26. Subrule 67(4)(a) is amended by substituting “on his or her own authority in the circumstances specified in section 126 of the Act;” for “if requested by a party to a proceeding to do so;”.
27. Subrule 67(4)(b) is amended by substituting the words “a Judge or Master” for the words “the Court”.
28. Subrule 90(1) is amended as follows:
 - (1) Substituting the words “section 14” for the words “section 7(2a) or 7A”.
 - (2) Inserting the word “Consolidation” before the word “Act”.
29. Subrule 90(2) is amended by inserting the word “Consolidation” before the word “Act”.
30. Subrule 92(1) is amended by substituting the words “section 47(3)” for the words “section 32(3)”.
31. Rule 93 is amended by inserting the word “Consolidation” before the word “Act”.
32. Subrule 94(1) is amended by inserting the word “Consolidation” before the word “Act”.
33. Subrule 94(4) is amended by inserting the word “Consolidation” before the word “Act”.
34. Subrule 94(5) is amended by inserting the word “Consolidation” before the word “Act”.

Dated: 18 May 2018

M G EVANS, CJ
R SOULIO, J
P V SLATTERY, J

RULES OF COURT

DISTRICT COURT OF SOUTH AUSTRALIA

Criminal Supplementary Rules 2014—(Amendment No 5)

By virtue and in pursuance of section 51 of the *District Court Act 1991* and all other enabling powers, we, Michael Greig Evans, Chief Judge, and Rauf Soulio and Paul Vincent Slattery, Judges of the District Court of South Australia, make the following Rules of the Court.

1. These Rules may be cited as the *District Court Criminal Supplementary Rules 2014 (Amendment No 5)*.
2. The *District Court Criminal Supplementary Rules 2014* are amended as set out below.
3. Subject to rule 4, the amendments made by these Rules come into effect on 1 June 2018 or the date of their gazettal, whichever is later.
4. The amendments made by rules 7, 11, 16, 18, 25 and 26 apply only to “proceedings relating to an offence that are commenced” within the meaning of Clause 41 of Schedule 2 of the *Summary Procedure (Indictable Offences) Amendment Act 2017* on or after 5 March 2018.
5. (1) A Judge may direct that the *District Court Criminal Rules 2014* or a particular rule or rules therein as amended by these Rules apply to a proceeding or to a particular step or step in a proceeding notwithstanding that the rule or rules in force before the amendments made by these Rules would otherwise apply thereto.
(2) A Judge may direct that the *District Court Criminal Rules 2014* or a particular rule or rules therein in force before the amendments made by these Rules apply to a proceeding or to a particular step or step in a proceeding notwithstanding that the rule or rules as amended by these Rules would otherwise apply thereto.
6. A new supplementary subrule 6(4) is inserted after supplementary subrule 6(3) as follows:
“(4) A notice of acting and address for service under rule 18(1) of the Rules is not required if a statement before arraignment is filed by the solicitor for the accused within the time specified in rule 23A of the Rules.”
7. Supplementary subrule 7(3) is amended by substituting “section 117 of the Act” for “section 109 of the *Summary Procedure Act 1921*”.
8. Supplementary subrule 8(1) is deleted and replaced with the following:
“(1) Persons committed for trial in Adelaide, whether in custody or on bail, are to appear before the Court on the last business day of the week being a date scheduled by the order of committal for trial.”
9. A new supplementary subrule 8(1a) is inserted after supplementary subrule 8(1) as follows:
“(1a) Persons committed for sentence in Adelaide, whether in custody or on bail, are to appear before the Court on the last business day of the first week after the expiration of 56 calendar days from their committal for sentence.”
10. Supplementary subrule 8(2) is amended by substituting “being a date scheduled by the order of” for “after the expiration of 28 calendar days from their”.
11. A new supplementary subrule 8(3a) is inserted after supplementary subrule 8(3) as follows:
“(3a) When a person is committed for sentence, the Director is to file and serve not less than 14 days before arraignment on the defendant’s solicitor, or the defendant if not represented, a prosecution case summary setting out a summary of the facts upon which the Director intends to rely on sentencing and an antecedent report in respect of all matters.”
12. Supplementary subrule 8(4) is deleted and replaced with the following:
“(4) When between committal and arraignment a person decides to change his or her plea to guilty - ,
(i) the person by his or her lawyer if applicable is to file as soon as practicable a notification of change of plea. The notification is to be in form 3B and is to be served on the Director.
(ii) the Director is as soon as reasonably practicable to file and serve on the defendant’s solicitor or the defendant if not represented a prosecution case summary.”
13. A new supplementary subrule 12(5) is inserted after supplementary subrule 12(4) as follows:
“(5) Where an appropriate form of delivery is provided an electronic copy of a document may be accepted by the Registrar as the original document.”
14. A new supplementary subrule 34A(4) is inserted after 34A(3) as follows:
“(4) If a trial preparation statement has been filed in the approved form and the parties agree, the Court may in its discretion cancel the first directions hearing.”
15. Supplementary rule 40 is amended by inserting “or alibi” after “expert” wherever it appears”.
16. Supplementary rule 42 is deleted.
17. New supplementary subrules 43(3) and (4) are inserted after supplementary subrule 43(2) as follows:
“(3) The Registrar may issue a subpoena under Rule 67(4)(b) if the subpoena is accompanied with an affidavit confirming consent of all parties in the proceeding for the subpoena to be issued.
(4) An application to a Judge or Master for the issue of a subpoena is to be made in Form 13.”
18. Supplementary subrule 49A is amended by substituting “section 116 of the Act” for “section 108 of the *Summary Procedure Act 1921*”.

19. Form 3 is amended by substituting “*Criminal Procedure Act 1921 s 103(1)*” for “*Criminal Law Consolidation Act 1935 s 275(1)*”.
20. Form 4 is amended as follows:
- (1) substituting “*Criminal Procedure Act 1921 s 127*” for “*Criminal Law Consolidation Act 1935 s 5(1)*”.
 - (2) substituting “The proceedings may be expedited under section 127 of the *Criminal Procedure Act 1921* and the *District Court Criminal Rules 2014*” for “The proceedings may be expedited under section 275(3) of the *Criminal Law Consolidation Act 1935* and the *District Court Criminal Rules 2014*”.
21. Form 11A is amended by deleting the table under the heading “**Office for Director Public Prosecutions & Representatives for defence**” and replacing it with the following table:
- | | |
|---|--------------------------------|
| <u>Witnesses</u> | |
| <u>Interpreter required for witness</u> | <u>Yes / No</u> |
| <u>Language</u> | |
| <u>Special requirements for witnesses (e.g. AVL/Screen)</u> | |
| <u>Evidentiary materials</u> | |
| <u>Are there any Outstanding Statements/Materials?</u> | <u>Yes / No</u> |
| <u>s 34P of the Evidence Act 1929 Notice of Discreditable Conduct</u> | <u>Filed / To be Filed</u> |
| <u>s 124 of the Criminal Procedure Act 1921 Expert Evidence or Alibi Evidence</u> | <u>Filed / To be Filed</u> |
22. Form 13A is amended by substituting “*Criminal*” for “*Summary*” in paragraph 1 under the heading “Grounds”.
23. Form 18 is amended by substituting “*Criminal Procedure Act 1921 s 134(4)*” for “*Criminal Law Consolidation Act 1935 s 285BB(4)*”.
24. Form 19 is amended by substituting “*Criminal Procedure Act 1921 s 134(4)*” for “*Criminal Law Consolidation Act 1935 s 285BB(4)*”.
25. Form 20 is deleted from the Schedule.
26. Form 21 is deleted from the Schedule.
27. Form 22 is amended by substituting “*Criminal Procedure Act 1921 s 134(1)*” for “*Criminal Law Consolidation Act 1935 s 285BB(1)*”.
28. Form 23 is amended by substituting the words “*Criminal Procedure Act 1921 s 134(1)*” for “*Criminal Law Consolidation Act 1935 s 285BB(1)*”.
29. Form 24 is deleted from the Schedule. New form 24 in the Schedule to these Rules is inserted into the Schedule to the *District Court Criminal Supplementary Rules 2014* immediately after Form 23.
30. Form 28 is amended as follows:
- (1) substituting “*Sentencing Act 2017 s 47(3)*” for “*Criminal Law (Sentencing) Act 1988 s 32(3)*”.
 - (2) substituting “applies under section 47(3) of the *Sentencing Act 2017* for an order fixing a non-parole period in respect of a sentence imposed in the (*insert Court*)” for “applies under section 32(3) of the *Criminal Law (Sentencing) Act 1988* for an order fixing a non-parole period in respect of a sentence imposed in the (*insert Court*)” under the heading “Application”.
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Rule 63

Form 24

Notice of intention to introduce expert and alibi evidence

*(insert front sheet)***NOTICE OF INTENTION TO INTRODUCE EXPERT OR ALIBI EVIDENCE***Criminal Procedure Act 1921 s 124*

TO THE DIRECTOR OF PUBLIC PROSECUTIONS

Written statement – Expert evidence

The defendant (*name of defendant*)
intends to introduce expert evidence
at trial/during submissions on sentence (*delete whichever is inapplicable*)
from (*insert name and field of expertise of expert*)
.....
.....

The witness will give the following evidence: (*set out concisely the general nature of the
evidence and what it tends to establish*)
.....
.....
.....

Written statement – Alibi evidence

The defendant (*name of defendant*)
intends to introduce alibi evidence at trial from (*insert name*)
.....
.....

The address of the person to give alibi evidence is (*delete if inapplicable*)
.....
.....

The witness will give the following evidence: *(set out concisely the general nature of the evidence and what it tends to establish)*

.....
.....
.....

Declaration

I verify and declare that the statements contained in this notice are true to best of my knowledge and belief.

Date:

(signed)
Defendant *(where the defendant is unrepresented)*

(signed)
Solicitor for the defendant in the presence of the defendant *(where the defendant is represented by a legal practitioner)*

Warning

The Court determining proceedings for an indictable offence may refuse to admit evidence in the proceedings that is sought to be adduced by a party who has failed to comply with section 124 of the *Criminal Procedure Act 1921*.

Note

Section 124 of the *Criminal Procedure Act 1921* requires that this notice be signed by the defendant personally or be signed, in the presence of the defendant, by a legal practitioner representing the defendant or, in the case of a body corporate, by a legal practitioner representing the body corporate.

Note

If the Director of Public Prosecutions is not provided with notice of intention to introduce expert evidence within the timeframe provided for in section 124 of the *Criminal Procedure Act 1921*, the Court may, on application by the prosecutor, adjourn the case to allow the prosecution a reasonable opportunity to obtain expert advice on the proposed evidence if the defendant is to be permitted to adduce the evidence.

Dated: 18 May 2018

M G EVANS, CJ
R SOULIO, J
P V SLATTERY, J

RULES OF COURT

SUPREME COURT OF SOUTH AUSTRALIA

Criminal Rules 2014 (Amendment No 6)

BY virtue and in pursuance of section 72 of the *Supreme Court Act 1935*, and all other enabling powers, we, Judges of the Supreme Court of South Australia, make the following Rules of the Court.

1. These Rules may be cited as the *Supreme Court Criminal Rules 2014 (Amendment No 6)*.
 2. The *Supreme Court Criminal Rules 2014* are amended as set out below.
 3. The amendments made by these Rules come into effect on 1 June 2018 or the date of their gazettal, whichever is later.
 4. The amendments made by rules 7 to 13, 17 to 19, 21 to 26, 38 and 42 to 54 apply only to "proceedings relating to an offence that are commenced", within the meaning of clause 41 of Schedule 2 of the *Summary Procedure (Indictable Offences) Amendment Act 2017*, on or after 5 March 2018.
 5. (1) A Judge may direct that the *Supreme Court Criminal Rules 2014* or a particular rule or rules therein as amended by these Rules apply to a proceeding or to a particular step or step in a proceeding notwithstanding that the rule or rules in force before the amendments made by these Rules would otherwise apply thereto.
 - (2) A Judge may direct that the *Supreme Court Criminal Rules 2014* or a particular rule or rules therein in force before the amendments made by these Rules apply to a proceeding or to a particular step or step in a proceeding notwithstanding that the rule or rules as amended by these Rules would otherwise apply thereto.
 6. Rule 4 is amended as follows:
 - (1) The definition of "**the Act**" is deleted and replaced with the following definition:
"**the Act** means the *Criminal Procedure Act 1921*;"
 - (2) The following definition is added below the definition of "**child pornography**":
"**Consolidation Act** means the *Criminal Law Consolidation Act 1935*;"
 - (3) The definition of "**community impact statement**" is amended by substituting "section 15" for "section 7B" and substituting "*Sentencing Act 2017*" for "*Criminal Law (Sentencing) Act 1988*".
 - (4) The definition of "**priority proceeding**" is amended by substituting "*Criminal Law Consolidation Act 1935*" for "Act" and adding thereafter "and the proceeding is a "prescribed proceeding" within the meaning of section 127(2) of the Act;"
 - (5) The definition of "**the Sentencing Act**" is deleted and replaced with the following definition:
"**the Sentencing Act** means the *Sentencing Act 2017*;"
 7. Rule 20 is deleted.
 8. Subrule 21(1) is amended by substituting "section 103(1)" for "section 275(1)".
 9. Subrule 23(1)(c) is amended by:
 - (1) inserting "where applicable" after "stating".
 - (2) substituting "section 127" for "section 275(3)".
 10. Subrule 23(4) is amended by substituting "section 127" for "section 275(3)".
 11. A new rule 23B is inserted after rule 23A as follows:
"23B- Case Statements
Where proceedings are instituted in the Court by the Director laying an information ex officio in accordance with section 103 of the Act:
 - (a) the Director is to file and serve on the accused or if represented his or her lawyer a prosecution case statement in accordance with subsection 123(2) of the Act with the information;
 - (b) the accused or if represented his or her lawyer is to file and serve on the Director a defence case statement in accordance with subsection 123(3) of the Act no less than 14 days before the date fixed for arraignment;
 - (c) If the regulations made under the Act require the prosecution to serve a response to the defence case statement, the Director is to file and serve on the accused or if represented his or her lawyer a response to the defence statement in the same circumstances and at the same time as if subsection 123(9) and the regulations applied.
- Note –**
Section 123 of the Act applies of its own force when the accused has been committed for trial."
12. Subrule 26(1) is amended by:
 - (1) substituting "section 118" for "section 110".
 - (2) substituting "Act" for "*Summary Procedure Act 1921*".
 13. Subrule 26(3) is amended by:
 - (1) substituting "section 118(5)" for "section 110".
 - (2) substituting "Act" for "*Summary Procedure Act 1921*".
 14. Subrule 31(12)(b) is amended by inserting "Consolidation" before "Act".
 15. Subrule 35(1) is amended by substituting for subrule 35(1)(a) a new subrule 35(1)(a) as follows:
"(a) either-
 - (i) for trial; or
 - (ii) for sentence subject to the exceptions contained in subsection 21(2) of the *Sentencing Act 2017*; or".
 16. Subrule 40(2) is amended by inserting "Consolidation" before "Act".
 17. Subrule 49(1)(f) is amended by substituting "section 134" for "section 285BB".
 18. Subrule 49(1)(g) is deleted.
 19. Subrule 51(3) is amended by substituting "section 124 or 134" for "section 285BA or 285BB".
 20. A new subrule 54(2) is inserted after subrule 54(1) as follows:
"54(2) A Judge may convene a directions hearing before arraignment and give such directions as the Judge thinks fit for the taking of steps or determination of matters before or after arraignment".
 21. Subrule 62(1) is amended by substituting "section 134" for "section 285BB(1)".

22. Rule 63 is amended by inserting “or section 18 of the Sentencing Act” after “Act” and substituting “section 124” for “section 285BC” and inserting “or alibi” after “expert” wherever it appears.
23. Subrule 64(1) is amended by substituting “section 134” for “section 285BB(4)”.
24. Rule 65 is deleted.
25. Subrule 67(3) is amended by inserting “in the circumstances identified in section 126 of the Act” after “Court’s behalf”.
26. Subrule 67(4)(a) is amended by substituting “on his or her own authority in the circumstances specified in section 126 of the Act;” for “if requested by a party to a proceeding to do so;”.
27. Subrule 67(4)(b) is amended by substituting “a Judge or Master” for “the Court”.
28. Subrule 90(1) is amended by:
 - (1) substituting “section 14” for “section 7(2a) or 7A”.
 - (2) inserting “Consolidation” before “Act”.
29. Subrule 90(2) is amended by inserting “Consolidation” before “Act”.
30. Subrule 91(1) is amended by inserting “Consolidation” before “Act”.
31. Subrule 92(1) is amended by substituting “section 47(3)” for “section 32(3)”.
32. Rule 93 is amended by inserting “Consolidation” before “Act”.
33. Subrule 94(1) is amended by inserting “Consolidation” before “Act”.
34. Subrule 94(4) is amended by inserting “Consolidation” before “Act”.
35. Subrule 94(5) is amended by inserting “Consolidation” before “Act”.
36. Rule 95 is deleted.
37. Subrule 96(1) is amended by substituting “section 57(3)” for “section 23(2a)”.
38. Subrule 97(2) is amended by:
 - (1) inserting “or 99AC” after “section 99AA”.
 - (2) substituting “Act” for “*Summary Procedure Act 1921*”.
39. Subrule 105(2)(e) is amended by inserting “Consolidation” before “Act”.
40. Subrule 105(2)(f) is amended by inserting “Consolidation” before “Act”.
41. Subrule 106(1) is amended as follows:
 - (1) The definition of “*antecedent decision*” is amended by substituting “section 157(1)(c) or (d)” for “section 352(1)(b) or (c)”.
 - (2) The definition of “*judgment*” is amended by inserting “Consolidation” before “Act” in subrules (c) and (d).
 - (3) The definition of “*second appeal*” is amended by substituting “section 159” for “section 353A”.
 - (4) The definition of “*sentence*” is amended by inserting “and any ancillary order” after “sentence” in subsection (a).
 - (5) The definition of “*Sentencing Act*” is deleted.
 - (6) The definition of “*sentencing decision*” is amended as follows:
 - i. Subrule (a) is deleted.
 - ii. Subrule (b) is amended by substituting “3” for “2” after “Part” and substituting “5” for “3” after “Division”.
 - iii. Subrule (c) is amended by inserting “Consolidation” before “Act”.
 - iv. Subrule (d) is amended by substituting “section 157(1)(a)(iii)” for “section 352(1)(a)(iii)”.
 - v. Subrules (b), (c) and (d) are renumbered as subrules (a), (b) and (c).
42. Subrule 107(2) is amended by substituting “157” for “352” wherever it appears.
43. Subrule 108(2)(e)(ii) is amended by substituting “section 157(1)(a)(ii)” for “section 352(1)(a)(ii)”.
44. A new rule 108A is inserted immediately after rule 108 as follows:

“108A---Permission to appeal – ancillary orders
Permission to appeal is required by a person who wishes to appeal pursuant to subsection 161(1) or (2) of the Act against an ancillary order as defined in section 151 of the Act”.
45. Rule 109 is amended by substituting “section 173” for “section 369(1)(a)”.
46. Rule 114 is amended by substituting “section 153(6)(b)(ii)” for “section 350(6)(b)(ii)”.
47. Subrule 115(1)(a) is amended by substituting “section 153(5) and (6)(a)” for “section 350(5) and (6)(a)”.
48. Subrule 115(1)(b) is amended by:
 - (1) substituting “section 153(6)(b)” for “section 350(6)(b)”.
 - (2) substituting “section 153(6)(b)(ii)” for “section 350(6)(b)(ii)”.
49. Subrule 115(2) is amended by substituting “sections 153 and 154” for “sections 350 and 351”.
50. Rule 116 is deleted.
51. Subrule 117 is amended by:
 - (1) substituting “section 173(1)(b)” for “section 369(1)(b)”.
 - (2) substituting “section 153” for “section 350”.
52. Subrule 118(1) is amended by substituting “section 157(1)(a)(ii)” for “section 352(1)(a)(ii)”.
53. Subrule 122(1) is amended by substituting “section 166(b)” for “section 359(b)”.
54. Subrule 122(4) is amended by substituting “section 166” for “section 359” and “section 166b” for “section 359b”.

GIVEN under our hands and the Seal of the Supreme Court of South Australia

Dated: 14 May 2018

C KOURAKIS, CJ
M. F. BLUE, J
S. DOYLE, J

RULES OF COURT

SUPREME COURT OF SOUTH AUSTRALIA

Criminal Supplementary Rules 2014—(Amendment No 5)

By virtue and in pursuance of section 72 of the *Supreme Court Act 1935*, and all other enabling powers, we, Judges of the Supreme Court of South Australia, make the following Rules of the Court.

1. These Rules may be cited as the *Supreme Court Criminal Supplementary Rules 2014 (Amendment No 5)*.
2. The *Supreme Court Criminal Supplementary Rules 2014* are amended as set out below.
3. The amendments made by these Rules come into effect on 1 June 2018 or the date of their gazettal, whichever is later.
4. The amendments made by rules 7, 11, 15, 17, 26 and 27 apply only to “proceedings relating to an offence that are commenced” within the meaning of clause 41 of Schedule 2 of the *Summary Procedure (Indictable Offences) Amendment Act 2017* on or after 5 March 2018.
5. (1) A Judge may direct that the *Supreme Court Criminal Rules 2014* or a particular rule or rules therein as amended by these Rules apply to a proceeding or to a particular step or step in a proceeding notwithstanding that the rule or rules in force before the amendments made by these Rules would otherwise apply thereto.
- (2) A Judge may direct that the *Supreme Court Criminal Rules 2014* or a particular rule or rules therein in force before the amendments made by these Rules apply to a proceeding or to a particular step or step in a proceeding notwithstanding that the rule or rules as amended by these Rules would otherwise apply thereto.
6. A new supplementary subrule 6(4) is inserted after supplementary subrule 6(3) as follows:

“(4) A notice of acting and address for service under rule 18(1) of the Rules is not required if a statement before arraignment is filed by the solicitor for the accused within the time specified in rule 23A of the Rules.”
7. Supplementary subrule 7(3) is amended by substituting “section 117 of the Act” for “section 109 of the *Summary Procedure Act 1921*”.
8. Supplementary subrule 8(1) is deleted and replaced with the following:

“(1) Persons committed for trial in Adelaide, whether in custody or on bail, are to appear before the Court on the first business day of the week being a date scheduled by the order of committal for trial.”
9. A new supplementary subrule 8(1a) is inserted after supplementary subrule 8(1) as follows:

“(1a) Persons committed for sentence in Adelaide, whether in custody or on bail, are to appear before the Court on the first business day of the first week after the expiration of 28 calendar days from their committal for sentence.”
10. Supplementary subrule 8(2) is amended by substituting “being a date scheduled by the order of” for “after the expiration of 28 calendar days from their”.
11. A new supplementary subrule 8(3a) is inserted after supplementary subrule 8(3) as follows:

“(3a) When a person is committed for sentence, the Director is to file and serve not less than 14 days before arraignment on the defendant’s solicitor, or the defendant if not represented, a prosecution case summary setting out a summary of the facts upon which the Director intends to rely on sentencing and an antecedent report in respect of all matters.”
12. Supplementary subrule 8(4) is deleted and replaced with the following:

“(4) When between committal and arraignment a person decides to change his or her plea to guilty—

 - (i) the defendant’s lawyer or the defendant if not represented is to file and serve on the Director as soon as practicable a notification of change of plea in form 3B;
 - (ii) the Director is as soon as reasonably practicable to file and serve on the defendant’s solicitor or the defendant if not represented a prosecution case summary.”
13. A new supplementary subrule 12(5) is inserted after supplementary subrule 12(4) as follows:

“(5) Where an appropriate form of delivery is provided an electronic copy of a document may be accepted by the Registrar as the original document.”
14. Supplementary rule 40 is amended by inserting “or alibi” after “expert” wherever it appears.
15. Supplementary rule 42 is deleted.
16. New supplementary subrules 43(3) and (4) are inserted after supplementary subrule 43(2) as follows:

“(3) The Registrar may issue a subpoena under rule 67(4)(b) if the subpoena is accompanied by an affidavit confirming consent of all parties in the proceeding for the subpoena to be issued.

(4) An application to a Judge or Master for the issue of a subpoena is to be made in form 13.”
17. Supplementary subrule 49A is amended by substituting “section 116 of the Act” for “section 108 of the *Summary Procedure Act 1921*”.
18. Supplementary rule 52 is deleted.
19. Supplementary rule 61 is deleted.
20. Form 3 is amended by substituting “*Criminal Procedure Act 1921 s 103(1)*” for “*Criminal Law Consolidation Act 1935 s 275(1)*”.

21. Form 4 is amended by:
- (3) substituting “*Criminal Procedure Act 1921 s 127*” for “*Criminal Law Consolidation Act 1935 s 5(1)*”.
 - (4) substituting “The proceedings may be expedited under section 127 of the *Criminal Procedure Act 1921* and the *Supreme Court Criminal Rules 2014*” for “The proceedings may be expedited under section 275(3) of the *Criminal Law Consolidation Act 1935* and the *Supreme Court Criminal Rules 2014*”.

22. Form 11A is amended by deleting the table under the heading “**Office for Director Public Prosecutions & Representatives for defence**” and replacing it with the following table:

| <u>Witnesses</u> | |
|---|----------------------------|
| <u>Interpreter required for witness</u> | <u>Yes / No</u> |
| <u>Language</u> | |
| <u>Special requirements for witnesses (e.g. AVL/Screen)</u> | |
| | |
| <u>Evidentiary materials</u> | |
| <u>Are there any Outstanding Statements/Materials?</u> | <u>Yes / No</u> |
| <u>s 34P of the Evidence Act 29 Notice of Discreditable Conduct</u> | <u>Filed / To be Filed</u> |
| | |
| <u>s 124 of the Criminal Procedure Act 1921 Expert Evidence or Alibi Evidence</u> | <u>Filed / To be Filed</u> |

23. Form 13A is amended by substituting “*Criminal*” for “*Summary*” in paragraph 1 under the heading “*Grounds*”.
24. Form 18 is amended by substituting “*Criminal Procedure Act 1921 s 134(4)*” for “*Criminal Law Consolidation Act 1935 s 285BB(4)*”.
25. Form 19 is amended by substituting “*Criminal Procedure Act 1921 s 134(4)*” for “*Criminal Law Consolidation Act 1935 s 285BB(4)*”.
26. Form 20 is deleted from the Schedule.
27. Form 21 is deleted from the Schedule.
28. Form 22 is amended by substituting “*Criminal Procedure Act 1921 s 134(1)*” for “*Criminal Law Consolidation Act 1935 s 285BB(1)*”.
29. Form 23 is amended by substituting “*Criminal Procedure Act 1921 s 134(1)*” for “*Criminal Law Consolidation Act 1935 s 285BB(1)*”.
30. Form 24 is deleted from the Schedule. New form 24 in the Schedule to these Rules is inserted into the Schedule to the *Supreme Court Criminal Supplementary Rules 2014* immediately after Form 23.
31. Form 28 is amended by:
- (3) substituting “*Sentencing Act 2017 s 47(3)*” for “*Criminal Law (Sentencing) Act 1988 s 32(3)*”.
 - (4) substituting “applies under section 47(3) of the *Sentencing Act 2017* for an order fixing a non-parole period in respect of a sentence imposed in the (*insert Court*)” for “applies under section 32(3) of the *Criminal Law (Sentencing) Act 1988* for an order fixing a non-parole period in respect of a sentence imposed in the (*insert Court*)” under the heading “*Application*”.
32. Form 33 is deleted from the Schedule.
33. Form 34 is deleted from the Schedule.
34. Form 42 is deleted from the Schedule. New form 42 in the Schedule to these Rules is inserted into the Schedule to the *Supreme Court Criminal Supplementary Rules 2014* immediately after Form 41.
35. Form 44 is amended by inserting “/Attorney-General” after “Director of Public Prosecutions” wherever it appears.
36. Form 46 is amended by substituting “*Criminal Procedure Act 1921 s 153(6)(b)(ii)*” for “*Criminal Law Consolidation Act 1935 s 350(6)(b)(ii)*”.
37. Form 47 is amended by substituting “*Criminal Procedure Act 1921 ss 153(5) and 153*” for “*Criminal Law Consolidation Act 1935 s 350(5) and 350(6)*”.
38. Form 48 is deleted from the Schedule.
39. Form 49 is amended by:
- (1) substituting “*Criminal Procedure Act 1921 s 157(1)(a)(ii)*” for “*Criminal Law Consolidation Act 1935 s 352(1)(a)(ii)*”.
 - (2) substituting “I CERTIFY under section 157(1)(a)(ii) of the *Criminal Procedure Act 1921* that the case is a fit case for appeal against the conviction upon the following grounds:” for “I CERTIFY under section 352(1)(a)(ii) of the *Criminal Law Consolidation Act 1935* that the case is a fit case for appeal against the conviction upon the following grounds:” under the heading “*Certification*”.
40. Form 53 is amended by:
- (1) substituting “*Criminal Procedure Act 1921 s 166(b)*” for “*Criminal Law Consolidation Act 1935 s 359(b)*”.
 - (2) substituting “Application made pursuant to rule 122(1) of the *Supreme Court Criminal Rules 2014* and section 166(b) of the *Criminal Procedure Act 1921*” for “Application made pursuant to rule 122(1) of the *Supreme Court Criminal Rules 2014* and section 359(b) of the *Criminal Law Consolidation Act 1935*.” under the heading “*Endorsement*”.

THE SCHEDULE

Rule 63

Form 24

Notice of intention to introduce expert or alibi evidence

(insert front sheet)

NOTICE OF INTENTION TO INTRODUCE EXPERT OR ALIBI EVIDENCE

Criminal Procedure Act 1921 s 124

TO THE DIRECTOR OF PUBLIC PROSECUTIONS

Written statement – Expert evidence

The defendant (*name of defendant*)

intends to introduce expert evidence

at trial/during submissions on sentence (*delete whichever is inapplicable*)from (*insert name and field of expertise of expert*)

.....

The witness will give the following evidence: (*set out concisely the general nature of the evidence and what it tends to establish*)

.....

Written statement – Alibi evidence

The defendant (*name of defendant*)intends to introduce alibi evidence at trial from (*insert name*)

.....

The address of the person to give alibi evidence is (*delete if inapplicable*)

.....

The witness will give the following evidence: (*set out concisely the general nature of the evidence and what it tends to establish*)

.....
.....
.....

Declaration

I verify and declare that the statements contained in this notice are true to best of my knowledge and belief.

Date:

(*signed*)
Defendant (*where the defendant is unrepresented*)

(*signed*)
Solicitor for the defendant in the presence of the defendant (*where the defendant is represented by a legal practitioner*)

Warning

The Court determining proceedings for an indictable offence may refuse to admit evidence in the proceedings that is sought to be adduced by a party who has failed to comply with section 124 of the *Criminal Procedure Act 1921*.

Note

Section 124 of the *Criminal Procedure Act 1921* requires that this notice be signed by the defendant personally or be signed, in the presence of the defendant, by a legal practitioner representing the defendant or, in the case of a body corporate, by a legal practitioner representing the body corporate.

Note

If the Director of Public Prosecutions is not provided with notice of intention to introduce expert evidence within the timeframe provided for in section 124 of the *Criminal Procedure Act 1921*, the Court may, on application by the prosecutor, adjourn the case to allow the prosecution a reasonable opportunity to obtain expert advice on the proposed evidence if the defendant is to be permitted to adduce the evidence.

Rule 108(3)

Form 42

Notice of appeal against sentencing decision

*(insert front sheet)***NOTICE OF APPEAL AGAINST SENTENCING DECISION****Particulars of appellant**

1. Full name *(if appeal is by the defendant)*
.....
2. Usual residential address *(if appeal is by the defendant)*
.....
3. Address for service of documents *(specify if different from above)*
.....

Nature of appeal by defendant *(answer "Yes" or "No" in every square)*

4. Appeal by defendant against decision not to discharge or to extend an order for indefinite detention or not to make an order for release on licence under Part 3 Division 5 of the *Sentencing Act 2017*. Yes / No
5. Appeal by defendant against decision to make a supervision order committing the defendant to detention or releasing the defendant on licence under section 269O of the *Criminal Law Consolidation Act 1935*. Yes / No

Nature of appeal by Crown *(answer "Yes" or "No" in every square)*

6. Appeal by Director of Public Prosecutions or Attorney-General against decision to discharge or not to extend an order for indefinite detention or to make an order for release on licence under Part 3 Division 5 of the *Sentencing Act 2017*. Yes / No

7. Appeal by Director of Public Prosecutions against decision not to make a supervision order committing the defendant to detention or to release the defendant on licence under section 269O of the *Criminal Law Consolidation Act 1935*. Yes / No

Judgment subject of appeal

8. Court in which order was made or not made Supreme/District/Youth
9. Date of order / / 20
10. Judicial officer by whom order was made or not made Justice/Judge
11. Offences subject of appeal (*show count number and name of each offence subject of appeal*):
-
-
-
-

Appeal as of right (*answer "Yes" or "No" in every square*)

12. Sentencing decision:
-
-
-
13. The appeal is against a decision whether to discharge or extend an order for indefinite detention or to release a person on licence under Part 3 Division 5 of the *Sentencing Act 2017*. Yes / No

Grounds of appeal when appeal is as of right

14. The following are the grounds of appeal when no permission is required (*ie you answered "yes" to question 13*):

.....

.....

.....

.....

.....

.....

.....

.....

.....

Appeal requiring permission (*answer "Yes" or "No" in the square*)
 (*answer this section only if the answer to question 13 is "No"*)

15. The appeal is against a decision whether to make a supervision order committing the defendant to detention or release the defendant on licence under section 269O of the *Criminal Law Consolidation Act 1935*

| |
|----------|
| Yes / No |
|----------|

16. The appeal is against a decision whether to make an order for indefinite detention under Part 3 Division 5 of the *Sentencing Act 2017*.

| |
|----------|
| Yes / No |
|----------|

Grounds of appeal when permission to appeal is required

17. The following are the grounds of appeal when permission to appeal is required:

.....

.....

.....

.....

.....

.....

.....

.....

Orders sought

18. The following orders are sought on the appeal:

.....

Defendant in custody (*answer "Yes" or "No" in the square*)

19. The appeal is by the defendant and the defendant is in custody.

| |
|----------|
| Yes / No |
|----------|

20. If in custody, state where detained:

.....

Attendance at hearings (*answer "Yes" or "No" or "NA" in each square*)

(*answer this section only if the answer to question 19 is "Yes"*)

21. At the hearing of the application for permission to appeal, I wish to:

(*tick 1 box only*)

- ☐ be present in person
☐ appear by audiovisual link
☐ not appear.

☐
☐
☐

22. (*answer this question only if you answered "I wish to be present in person" in question 21*)
 Give reasons why you wish to be present in person at the hearing of the application for permission to appeal:

.....

(audiovisual link is the usual form of appearance at a hearing of an application for permission for persons in custody. Special reasons need to be given for the Court to direct personal attendance)

23. At the hearing of the appeal, I wish to:

(tick 1 box only)

☐ be present in person

☐

☐ appear by audiovisual link

☐

☐ not appear.

☐

24. *(answer this question only if you answered "I wish to be present in person" in question 23)*
Give reasons why you wish to be present in person at the hearing of the appeal:

.....

.....

.....

.....

(audiovisual link is the usual form of appearance at a hearing of an appeal for persons in custody. Reasons need to be given for the Court to direct personal attendance. The Court will usually direct personal attendance if a person requests it.)

Extension of time *(answer "Yes" or "No" in the square)*

25. The appeal is out of time.

| |
|----------|
| Yes / No |
|----------|

(answer the question below only if the answer to question 25 is "Yes")

26. The reasons for the delay and the grounds upon which the Court will be asked to extend time are:

.....

.....

.....

.....

Date:

(signed)

.....
Defendant/Solicitor for the defendant/Director of Public Prosecutions *(delete whichever is inapplicable)*

GIVEN under our hands and the Seal of the Supreme Court of South Australia

Dated: 14 May 2018

C KOURAKIS, CJ

M. F. BLUE, J

S. DOYLE, J

CITY OF VICTOR HARBOR

Revocation of Land from Classification as Community Land

NOTICE is hereby given that council at its meeting held on 26 February 2018 resolved to revoke the following land from classification as Community Land pursuant to section 193 of the Local Government Act 1999:

Certificate of Titles: Volume 5777 Folio 345 and Volume 5840 Folio 195 in Deposited Plan 99, McKinlay Street, Victor Harbor.

V. MACKIRDY
Chief Executive Officer

CITY OF WEST TORRENS

Declaration of Public Road

NOTICE is hereby given that the City of West Torrens, resolved at its meeting of 1 May 2018, pursuant to section 210 of the Local Government Act 1999, that the private road described as Elm Avenue in Deposited Plan 2422 in the area named Mile End, Hundred of Adelaide, and contained within Certificate of Title Register Book Volume 1074 Folio 17, be declared to be a public road.

TERRY BUSS PSM
Chief Executive Officer

CITY OF WEST TORRENS

Proposed Declaration of Public Road

Notice is hereby given, pursuant to section 210 of the *Local Government Act 1999*, that the City of West Torrens at its meeting of 17 January 2017, resolved to commence the process to declare the following lands to be Public Road:

- Private Road described as Allotment 92 in Deposited Plan 2633 in the area named Richmond, Hundred of Adelaide, contained within Certificate of Title Register Book Volume 5427 Folio 990, and known as Weaver Avenue, Richmond; and
- Private Road described as Allotment 93 in Deposited Plan 2633 in the area named Richmond, Hundred of Adelaide, contained within Certificate of Title Register Book Volume 5427 Folio 990, and known as Chambers Avenue, Richmond; and
- Private Road described as Allotment 95 in Deposited Plan 2633 in the area named Richmond, Hundred of Adelaide, contained within Certificate of Title Register Book Volume 5427 Folio 990, and known as Craig Street, Richmond.

TERRY BUSS PSM
Chief Executive Officer

DISTRICT COUNCIL OF CLEVE

Declaration of Township

NOTICE is hereby given that at a meeting of Council held on Tuesday, 10 April 2018, pursuant to Section 4 of the Local Government Act 1999, Council resolved to declare the local government townships of Cleve and Arno Bay, the boundaries of which are shown in Rack Plan 1285 (Cleve) and Rack Plan 1439 (Arno Bay), deposited in the Office of the Surveyor-General.

Copies of the plans can be viewed at the District Council of Cleve, 10 Main Street, Cleve, Council's website www.cleve.sa.gov.au or at the Office of the Surveyor-General, 101 Grenfell Street, Adelaide.

P J ARNOLD
Chief Executive Officer

NATIONAL ELECTRICITY LAW

The Australian Energy Market Commission (AEMC) gives notice under the National Electricity Law as follows:

Under ss 102 and 103, the making of the *National Electricity Amendment (Reporting of aggregate generation capacity for MT PASA) Rule 2018 No. 5* (Ref. ERC0232) and related final determination. All provisions commence on **31 May 2018**.

Documents referred to above are available on the AEMC's website and are available for inspection at the AEMC's office.

Australian Energy Market Commission

Level 6, 201 Elizabeth Street
Sydney NSW 2000

Telephone: (02) 8296 7800

www.aemc.gov.au

Dated: 24 May 2018

NATIONAL ENERGY RETAIL LAW

The Australian Energy Market Commission (AEMC) gives notice under the National Energy Retail Law as follows:

Under s 251, the Australian Energy Regulator has requested *the Strengthening protections for customers in hardship* (Ref. RRC0017) proposal. The proposal seeks to replace rule 75 of the National Energy Retail Rules to allow for the development of binding Customer Hardship Policy Guidelines. Submissions must be received by **28 June 2018**.

Submissions can be made via the AEMC's website. Before making a submission, please review the AEMC's privacy statement on its website. Submissions should be made in accordance with the AEMC's *Guidelines for making written submissions on Rule change proposals*. The AEMC publishes all submissions on its website, subject to confidentiality.

Documents referred to above are available on the AEMC's website and are available for inspection at the AEMC's office.

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Sydney NSW 2000

Telephone: (02) 8296 7800

www.aemc.gov.au

Dated: 24 May 2018

TRUSTEE ACT 1936

PUBLIC TRUSTEE

Estates of Deceased Persons

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

BARBOUR Robert Angus late of 7 Georges Way Magill Retired University Lecturer who died 20 August 2017
COULSON Patricia Joan late of Towers Road Millicent of no occupation who died 6 January 2018
CSUKA Margaret late of 2 Franciscan Avenue Lockleys of no occupation who died 3 June 2016
DUNKLEY Graham Albert late of 10 Township Road Marion Retired Plant Attendant who died 22 March 2018
FIELDER Rita Emmaline late of 1 East Parkway Northgate of no occupation who died 6 March 2018
FISHWICK Victor John late of 16 Racecourse Road Whyalla Norrie of no occupation who died 21 May 2016
FRY Janette Ann late of 12 Swinton Close Christie Downs Nurse who died 5 February 2018
FULLARTON Cynthia Jessie late of 238 The Terrace Port Pirie West of no occupation who died 24 March 2017
JORDAN Yvonne Joy late of 77 Todville Street Woodville West of no occupation who died 21 December 2017
KRUGER Lois Dorothea late of 460 Henley Beach Road Lockleys of no occupation who died 1 March 2018
LEWIS Dean Milton late of 20 - 36 Gardenia Drive Parafield Gardens Retired Storeman who died 17 March 2018
MARTIN Rhonda June late of 16 - 24 Penneys Hill Road Hackham of no occupation who died 12 July 2017
PIKE Laurel Beatrice late of 7 Lancelot Drive Daw Park of no occupation who died 20 January 2018
ROHRLACH Rosalie Autumn late of 3 Austin Road Wallaroo Mines Home Duties who died 14 July 2017
SAAR Herta late of 40 Collins Street Enfield of no occupation who died 23 October 2017
SCHMITT Warren Ivan late of 20 Alpha Crescent Panorama Retired Shop Proprietor who died 24 January 2018
TARRAN Jennifer Lois late of 13 Oceanview Avenue Maslin Beach of no occupation who died 27 September 2017
VLAVIANOU Eleni late of 89 Hawker Street Ridleyton of no occupation who died 3 December 2017
WOLDT Waldemar Karl late of 16 Mark Street Port Lincoln Retired Railway Shunter who died 25 October 2017

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 at GPO Box 1338, Adelaide, 5001, full particulars and proof of such claims, on or before the 22 June 2018 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: 24 May 2018

N S RANTANEN
Acting Public Trustee

NOTICE SUBMISSION

Notices for publication must be submitted before 4 p.m. Tuesday, the week of intended gazettal.

Proofs of formatted content are supplied for all notice submissions. Alterations must be returned before 4 p.m. Wednesday.

The *SA Government Gazette* is compiled and published each Thursday. Requests to withdraw submitted notices must be received before 10 a.m. on the day of publication.

Gazette notices should be emailed as Word files—and signed PDF files if applicable—in the following format:

- Title (name of the governing legislation/department/organisation)
- Subtitle (description of notice)
- A structured body of text
- Date of authorisation
- Name, position, and department/organisation of the authorising person

Please provide the following information in your email:

- Date of intended gazettal
- Details that may impact on publication of the notice
- 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
- Request for a quote, if required
- Purchase order, if required

EMAIL: governmentgazettesa@sa.gov.au

PHONE: (08) 8207 1025

WEBSITE: www.governmentgazette.sa.gov.au