



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

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PUBLISHED BY AUTHORITY

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

ADELAIDE, THURSDAY, 17 JULY 2014

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GOVERNMENT GAZETTE NOTICES

Notices for publication in the *South Australian Government Gazette* should be emailed to governmentgazette@dpc.sa.gov.au. Content should be sent as Word format attachment(s). Covering emails should include the date the notice is to be published and to whom the notice will be charged. **Closing time for lodgement is 4 p.m. on the Tuesday preceding the regular Thursday publication.** Gazette enquiries to: **Phone 8207 1045**. The *Government Gazette* is available online at: www.governmentgazette.sa.gov.au.

Department of the Premier and Cabinet
Adelaide, 17 July 2014

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Dog and Cat Management Board, pursuant to the provisions of the Dog and Cat Management Act 1995.

Member: (from 17 July 2014 until 31 August 2014)
Janice Rowena Connolly

Chair: (from 17 July 2014 until 31 August 2014)
Janice Rowena Connolly

By command,

IAN KEITH HUNTER, for Premier

14MSECCS030

Department of the Premier and Cabinet
Adelaide, 17 July 2014

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Guardianship Board, pursuant to the provisions of the Guardianship and Administration Act 1993.

Section 8 (1) Panel Member: (from 21 July 2014 until 20 July 2015)

Johanna Lammersma
George Leonard Donald Rawson
Elaine Frances Skinner

By command,

IAN KEITH HUNTER, for Premier

AGO0099/14CS

Department of the Premier and Cabinet
Adelaide, 17 July 2014

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Council for the Care of Children, pursuant to the provisions of the Children's Protection Act 1993.

Member: (from 17 July 2014 until 16 July 2016)
Barbara Jane Chapman
Simon Andrew Schrapel
Phillip Thomas Slee
Jesse William Frick

By command,

IAN KEITH HUNTER, for Premier

MECD14/080

Department of the Premier and Cabinet
Adelaide, 17 July 2014

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Superannuation Funds Management Corporation of South Australia Board (Funds SA), pursuant to the provisions of Superannuation Funds Management Corporation of South Australia Act 1995.

Director: (from 17 July 2014 until 16 July 2017)
Jan McMahon

By command,

IAN KEITH HUNTER, for Premier

T&F14/045CS

Department of the Premier and Cabinet
Adelaide, 17 July 2014

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Aboriginal Lands Trust, pursuant to the provisions of Aboriginal Lands Trust Act 2013.

Member: (from 17 July 2014 until 30 June 2017)
Marilyn Rosa Ah Chee
Irene Nora McKenzie
Sandra Anne Miller

Kristy Marcella Richards
Ian Devon Johnson
Douglas Neil James Milera
Clyde Rigney
Haydyn Scott Bromley

By command,

IAN KEITH HUNTER, for Premier

14MAARCS007

Department of the Premier and Cabinet
Adelaide, 17 July 2014

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Development Assessment Commission, pursuant to the provisions of the Development Act 1993.

Presiding Member: (from 17 July 2014 until 31 March 2015)
Edward Michael Byrt

Deputy Presiding Member: (from 17 July 2014 until 31 March 2015)

Megan Louise Leydon

Member: (from 17 July 2014 until 31 March 2015)

Damien Leyton Brown
Simone Marie Fogarty
Andrew James Ford
Geoffrey Mark Loveday
Carolyn Ann Wigg

By command,

IAN KEITH HUNTER, for Premier

PLN0100/14CS

Department of the Premier and Cabinet
Adelaide, 17 July 2014

HIS Excellency the Governor in Executive Council has been pleased to appoint Hieu Van Le as Governor's Deputy of South Australia for the period from 6 a.m. on Monday, 21 July 2014 until 8.30 p.m. on Monday, 21 July 2014.

By command,

IAN KEITH HUNTER, for Premier

Department of the Premier and Cabinet
Adelaide, 17 July 2014

I, THE GOVERNOR in Executive Council, hereby appoint the people listed as Justices of the Peace for South Australia for a period of ten years commencing from 17 July 2014 and expiring on 16 July 2024, it being a condition of appointment that the Justices of the Peace must take the oaths required of a Justice under the Oaths Act 1936 and return the oaths form to the Justice of the Peace Services within 3 months of the date of appointment.

John Robert Amadio
George Apap
Ivy Mary Barker
David Graham Bascomb
Jane Elizabeth Fletcher
Errol Matthew Fredericks
Joan Lynnette Hall
Merle Edith Hirsch
Kathryn Danielle Humby
Philip Alan Hunter
Leonie Marie Insch
Donald Scott Jessop
Anne Marie Jusaitis
Christopher Frederick Kennett
Sophia Maree Lemke
Diane Julie Lomax
Robyn Anne McKenzie
Michael John Maffei
Arthur James Manser
Peter Ralph May
Vincent Dudley Monterola
Margaret Ann Mueller
Richard Colin Murray
Susan Kaye Myers

Robert Leslie Neale
Mark Jeffrey Newman
Graham John O'Connor
Patricia Ann Obst
Stephen Christopher Osborne
Vasilios Pizimolas
William Turner Pomery
Reginald George Potter
Sylvia Joanne Rulla
David George Sawyers
Wendy Anne Schultz
Phillip Lawrence Stanley
Kym Berend Stegmeyer
Brenton Craig Stevens
Florence Stuart
Peter John Tarca
Maryanne Veronica Taylor
Malcolm Henry Thompson
John Gerard Tons
Susan Lyla Wainwright
Peter James Webb
Ian Vivian Weston
Perry Alan Will
Paul Anthony Williams
Craig Matthew Wilton
John Julius Zuringer

By command,

IAN KEITH HUNTER, for Premier

EMPLOYMENT AGENTS REGISTRATION ACT 1993

NOTICE is hereby given that, pursuant to Section 4 (1) of the Employment Agents Registration Act 1993, I, John Rau, Minister for Industrial Relations, hereby exempt Nurse at Call.Com Pty Ltd of Queensland (238 Robina Town Centre Drive, Robina, Qld. 4227) from:

- Section 11 (1) of the Employment Agents Registration Act 1993, in relation to the requirement that the business conducted in pursuance of the licence must be managed under the personal supervision of a natural person who is a resident of the State; and
- Section 16 (1) of the Employment Agents Registration Act 1993, in relation to the requirement that the holder of a licence must not carry on the business of an employment agent except at premises registered under this section.

Dated 10 July 2014.

JOHN RAU, Deputy Premier, Minister for
Industrial Relations

ENVIRONMENT PROTECTION ACT 1993

Approval of Super Collectors

I, ANDREA KAYE WOODS, Team Leader, Container Deposit Legislation and Delegate of the Environment Protection Authority, pursuant to Section 69 of the Environment Protection Act 1993 (SA) hereby:

1. *Approval of Super Collectors*

Approve the Super Collector identified by reference to the following matters, to collect, handle and deliver for reuse, recycling or other disposal, containers received from collection depots, whether personally or through an agent:

- (a) the name of the Super Collector described in Column 1 of Schedule 1 of this Notice;
- (b) the company or trading name of the Super Collector identified in Column 2 of Schedule 1 of this Notice;
- (c) the location of the premises identified by reference to Columns 3 and 5 of Schedule 1 of this Notice; and
- (d) the proprietor described in Column 4 of Schedule 1 of this Notice.

2. *Conditions of Approval*

- (1) The approval holder must provide to the EPA, copies of all signed waste management arrangements established with approved collection depots and approved super collectors.
- (2) The approval holder must ensure that every employee, agent or contractor responsible for carrying out any task under this approval is properly advised as to the general environmental duty pursuant to Section 25 of the Environment Protection Act 1993, not to undertake an activity that pollutes, or might pollute the environment unless that person takes all reasonable and practical measures to prevent or minimize any resulting environmental harm.
- (3) The approval holder must include in the annual return pursuant to Section 69A of the Environment Protection Act 1993, the following information for the quarters July to September, October to December, January to March and April to June:
 - the total number of containers sold for each material type (e.g., glass, aluminium, PET, HDPE,LPB);
 - the total number of containers returned for each material type;
 - the total weight of containers returned for each material type; and
 - the rate of return in % for each material type.
- (4) The approval holder must notify the Authority in writing of the following circumstances:
 - an intention to cease carrying on a business as a super collector;
 - an intention to transfer the business to another person or company; and
 - change of address of the business.

SCHEDULE 1

| Column 1 | Column 2 | Column 3 | Column 4 | Column 5 |
|---|---|---------------------------------------|------------------|--|
| Name of Super Collector | Company/ Trading Name | Location of Premises | Proprietor | Certificate of Title |
| Envirobank Recycling (Australia) Pty Ltd | Envirobank Recycling (Australia) Pty Ltd | 9 Maxwell Road, Pooraka, S.A. 5095 | Narelle Anderson | Volume 5458, Folio 156 and Folio 161. |

HOUSING IMPROVEMENT ACT 1940

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

| No. of House and Street | Locality | Allotment, Section, etc. | Certificate of Title | |
|--------------------------|-----------|--|----------------------|-------|
| | | | Volume | Folio |
| Unit 2, 36 Audley Avenue | Prospect | Allotment 56 in Filed Plan 109321, Hundred of Yatala | 5772 | 767 |
| 3 Fifth Street | Gladstone | Allotment 525 in Filed Plan 187847, Hundred of Booyoolie | 5428 | 524 |
| 18 The Parkway | Klemzig | Allotment 859 in Deposited Plan 5501, Hundred of Yatala | 5612 | 711 |

Dated at Adelaide, 17 July 2014. R. HULM, Director, Corporate Services, Housing SA (Delegate SAHT)

HOUSING IMPROVEMENT ACT 1940

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

| Address of House | Allotment, Section, etc. | Certificate of Title | | Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published | Maximum rental per week payable in respect of each house \$ |
|---|--|----------------------|-------|--|---|
| | | Volume | Folio | | |
| 4 Dublin Avenue, Salisbury Downs | Allotment 54 in Deposited Plan 6136, Hundred of Yatala | 5655 | 882 | 8.5.14, page 1602 | 134.00 |
| 13 Fairweather Avenue, Loxton | Allotment 38 in Deposited Plan 71648, Hundred of Bookpurnong | 6017 | 828 | 8.5.14, page 1602 | 115.00 |
| 10 Haddy Street, Port Augusta | Allotment 11 in Deposited Plan 722, Hundred of Davenport | 6038 | 893 | 17.10.13, page 3997 | 144.00 |
| 121 Montague Road, Pooraka | Allotment 5 in Filed Plan 1788, Hundred of Yatala | 5517 | 202 | 22.5.14, page 2080 | 210.00 |
| 517 Stansbury Road, Yorketown (also known as Lot 7, previously known as Part Section 295) | Allotment 7 in Deposited Plan 76705, Hundred of Melville | 6006 | 348 | 29.2.96, page 1333 | 114.00 |

Dated at Adelaide, 17 July 2014. R. HULM, Director, Corporate Services, Housing SA (Delegate SAHT)

HOUSING IMPROVEMENT ACT 1940

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

| Address of House | Allotment, Section, etc. | Certificate of Title | | Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published |
|--|--|----------------------|-------|--|
| | | Volume | Folio | |
| 131D Fletcher Road, Peterhead (also known as Unit 4, rear of hairdressers) | Allotment 67 in Filed Plan 4774, Hundred of Port Adelaide | 6113 | 995 | 19.9.13, page 3846 |
| House at rear 145 South Road, Mile End (previously known as 71 Kintore Lane) | Allotment 401 in Deposited Plan 35179, Hundred of Adelaide | 5098 | 436 | 21.8.69, page 473 |

Dated at Adelaide, 17 July 2014. R. HULM, Director, Corporate Services, Housing SA (Delegate SAHT)

FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, published in the *South Australian Government Gazette* on page 3116, dated 3 July 2014, being the second notice commencing on page 3116, referring to all holders of a Blue Crab Fishery license (the 'exemption holders'), or a person acting as their agent with Exemption No. ME9902719 granted from 2 July 2014 until 30 June 2015, is hereby varied to delete the reference to Regulation 14 of the Fisheries Management (Blue Crab Fishery) Regulations 1998 and replace with Regulation 9 of the Fisheries Management (Blue Crab Fishery) Regulations 2013.

Dated 4 July 2014.

P. DIETMAN, Acting Executive Director,
Fisheries and Aquaculture

FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, Dr Peter Gill of Blue Whale Study Inc., 25 Priestly Road, Tyrendarra, Vic. 3285 (the 'exemption holder') or a person acting as his agent, is exempt from Sections 71 of the Fisheries Management Act 2007, but only insofar as the activities described in Schedule 1, subject to the conditions set out in Schedule 2, from 11 July 2014 until 30 June 2015, unless varied or revoked earlier.

SCHEDULE 1

The taking of tissue biopsies and attachment of satellite and suction-cup dive-logger tags to blue whales (*Balaenoptera musculus*).

SCHEDULE 2

1. The exempted activity is permitted in all South Australian Marine Coastal Waters excluding aquatic reserves and the Adelaide Dolphin Sanctuary.

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

3. The exemption holder must take all reasonable steps to minimise the extent of injury, damage or harm to the blue whale in undertaking the research activity.

4. Before undertaking the exempted activity pursuant to this notice, the exemption holder or a person acting as an agent must contact the PIRSA Fishwatch on 1800 065 522 and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of the exemption at the time of making the call and be able to provide information about the area and time of the exempted activity, the vehicles and/or boats involved, the number of agents undertaking the exempted activity and other related questions. Exemption No. ME9902709.

5. The exemption holder must provide a report in writing detailing the outcomes of the research and collection of tissue biopsies pursuant to this notice to the Executive Director, Fisheries and Aquaculture (G.P.O. Box 1625, Adelaide, S.A. 5001) within 30 days of the final collection (the exempted activity) with the following details:

- the date, time and location of sampling; and
- any other information deemed relevant or of interest that is able to be volunteered.

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

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

This notice does not purport to override the provisions or operation of any other Act including but not limited to the Marine Parks Act 2007. The exemption holder and his agents must comply with any relevant regulations, permits, requirements and directions from the Department of Environment, Water and Natural Resources when undertaking activities within a marine park.

Dated 11 July 2014.

S. SLOAN, Director,
Fisheries and Aquaculture Policy

MINING ACT 1971

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

Applicant: Billabong Valley Farm Pty Ltd

Claim No.: MC 4363

Location: Allotment Piece 14 in Deposited Plan 69764, approximately 7 km east of Mount Barker.

Area: 2.85 hectares

Purpose: Mineral (Stone (Quartzite) Sandstone)

Ref.: T02962

A copy of the proposal has been provided to the District Council of Mount Barker and an electronic copy can be found on the Department of State Development website:

http://www.minerals.statedevelopment.sa.gov.au/public_notices/mining_proposals_open_for_public_comment.

Written submissions in relation to the granting of the mining leases are invited to be received at the Department of State Development, Attention: Business Support Officer, G.P.O. Box 320, Adelaide, S.A. 5001 no later than 14 August 2014.

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

J. MARTIN, Mining Registrar

MINING ACT 1971

NOTICE is hereby given in accordance with Section 35A (1) of the Mining Act 1971, that applications for mining leases over the undermentioned mineral claims have been received. Details of the proposal may be inspected at the Department of State Development, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Maldorky Iron Pty Ltd

Claim No.: MCs 4271, 4272, 4273 and 4274

Location: In Block 961, Out of Hundreds (Olary)

Area: 249.49 hectares, 248.06 hectares, 131.95 hectares and 116.82 hectares. Total approximately 746.32 hectares.

Purpose: Recovery of Iron Ore

Ref.: T02842

Applicant: Maldorky Iron Pty Ltd

Claim No.: MC 4364

Location: In Block 961, Out of Hundreds (Olary)

Area: 112.24 hectares

Purpose: Recovery of Iron Ore

Ref.: T02967

An electronic copy can be found on the Department of State Development website:

http://www.minerals.statedevelopment.sa.gov.au/public_notices/mining_proposals_open_for_public_comment.

Written submissions in relation to the granting of the mining leases are invited to be received at the Department of State Development, Attention: Business Support Officer, G.P.O. Box 320, Adelaide, S.A. 5001 no later than 21 August 2014.

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

J. MARTIN, Mining Registrar

NATIONAL PARKS AND WILDLIFE (NATIONAL PARKS)
REGULATIONS 2001

Revocation of Closure of Gawler Ranges National Park

PURSUANT to Regulations 8 (2) of the National Parks and Wildlife (National Parks) Regulations 2001, I, Grant Anthony Pelton, Director, Regional Co-ordination, Partnerships and Stewardship, formerly entitled Director, Public Land Management and Operational Support, Regional Services authorised delegate of the Director of National Parks and Wildlife, revoke the closure notice, as published in the *South Australian Government Gazette* dated 26 June 2014, on page 2973, of the whole of Gawler Ranges National Park from 6 p.m. on Friday, 1 August 2014 until 6 p.m. on Friday, 8 August 2014.

Dated 9 July 2014.

G. A. PELTON, Director, Regional Co-ordination,
Partnerships and Stewardship, Department of
Environment, Water and Natural Resources

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Suspension of Petroleum Exploration Licence—PEL 101

PURSUANT to Section 90 of the Petroleum and Geothermal Energy Act 2000, notice is hereby given that the abovementioned Petroleum Exploration Licence has been suspended for the period from and including 23 June 2014 until 22 December 2014, under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 21 March 2012.

The expiry date of Petroleum Exploration Licence PEL 101 is now determined to be 29 April 2016.

Dated 9 July 2014.

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

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Suspension of Petroleum Exploration Licence—PEL 570

PURSUANT to Section 90 of the Petroleum and Geothermal Energy Act 2000, notice is hereby given that the abovementioned Petroleum Exploration Licence has been suspended for the period from and including 30 June 2014 until 29 December 2014, under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 21 March 2012.

The expiry date of Petroleum Exploration Licence PEL 570 is now determined to be 7 March 2019.

Dated 11 July 2014.

N. PANAGOPOULOS,
Acting Executive Director,
Energy Resources Division,
Department of State Development,
Delegate of the Minister for Mineral
Resources and Energy

REPORT AND DETERMINATION OF THE
REMUNERATION TRIBUNAL

NO. 5 OF 2014

*Travelling and Accommodation Allowances—
Judicial Officers, Court Officers and Statutory Officers*

Scope of Determination

The Remuneration Tribunal is given jurisdiction under Sections 13 of the Remuneration Act 1990 (the Act), to determine the remuneration payable to judicial officers and certain other court officers. The Tribunal is also given jurisdiction under Section 14 of the Act to determine the remuneration payable to holders of certain statutory public offices. The Act defines remuneration as including; salary, allowances, expenses, fees and any other benefit of a pecuniary nature.

This Determination deals with the travelling and accommodation allowances payable to judicial officers, certain other court officers, and those statutory officers whose position comes within the ambit of Section 14.

Section 8 of the Act requires the Tribunal to sit at least once in each year for the purpose of determining, or reviewing previous determinations made under the Act.

A. REPORT

Travelling and Accommodation Allowances payable to Judges, Court Officers and Statutory Officers have been varied to reflect the increased costs that have occurred since the Tribunal last adjusted them on 15 June 2013 (Determination No. 2 of 2013). The increases to existing rates are in line with annual adjustments made to travelling and accommodation allowances for the South Australian public sector.

B. DETERMINATION

1. *Interpretation*

In this Determination, unless the contrary appears:

‘Court Officer’ means a Commissioner of the Environment, Resources and Development Court.

‘Judge’ means any of the following members of the judiciary:

- the Chief Justice of the Supreme Court;
- Puisne Judges of the Supreme Court;
- Masters of the Supreme Court;
- the Chief Judge of the District Court;
- Judges of the Environment, Resources and Development Court;
- Masters of the District Court;
- Other District Court Judges;
- the Chief Magistrate (as a Judge of the District Court);
- the Deputy Chief Magistrate;
- Stipendiary Magistrates;
- the Supervising Industrial Magistrate;
- other Industrial Magistrates;
- the State Coroner;
- the Deputy State Coroner;
- the Senior Judge of the Industrial Relations Court and President of the Workers Compensation Tribunal;
- the President of the Industrial Relations Commission and Judge of the Industrial Relations Court;
- other Judges of the Industrial Relations Court who hold joint commissions in Fair Work Australia and the Industrial Relations Commission of South Australia.

‘Statutory Officer’ means any of the following statutory office holders:

- Deputy Presidents of the Industrial Relations Commission;
- Commissioners of the Industrial Relations Commission;
- the Auditor General;
- the Electoral Commissioner;
- the Deputy Electoral Commissioner;
- the Employee Ombudsman; and
- the Health and Community Services Complaints Commissioner.

2. *Travelling and Accommodation Allowances*

A person who actually incurs expenditure when travelling on official business and which necessitates absence from home overnight shall be paid an allowance as follows:

- 2.1 Within Metropolitan Adelaide as defined by the Development Act 1993—at the rate of two hundred and ninety six dollars (\$296) for each day which involves an overnight absence, plus any extra expenditure necessarily incurred.
- 2.2 Outside Metropolitan Adelaide as defined by the Development Act 1993 but within the State—at the rate of two hundred and seventy seven dollars (\$277) for each day that involves an overnight absence, plus any extra expenditure necessarily incurred.

- 2.3 Interstate—at the rate of four hundred and eighty-six dollars (\$486) for Sydney and four hundred and twenty four dollars (\$424) for cities other than Sydney for each day which involves an overnight absence, plus any extra expenditure necessarily incurred.
- 2.4 When an additional period of less than 24 hours absence occurs without overnight accommodation consecutive with and immediately following a period of absence in paragraph 2.1, 2.2 or 2.3, then a further payment calculated at the rate of one half of the allowance shall be paid with respect to the excess hours.
- 2.5 Reimbursement is not to be made for lunch during single day absences within South Australia.
- 2.6 Employees who travel interstate and return on the same day may be reimbursed for lunch on the basis of actual expenditure up to twenty two dollars and ninety five cents (\$22.95).

3. Date of Operation

The allowances prescribed in Clause 2 of this Determination shall operate on and from 1 July 2014, and supersede those prescribed in previous Determinations covering persons whose office is listed herein.

Dated 10 July 2014.

DEANE R. PRIOR, President

DAVID J. SMYTHE, Member

ROAD TRAFFIC ACT 1961

Authorised Officers to Operate Breath Analysing Instruments

I, GARY T. BURNS, Commissioner of Police, do hereby notify that on and from 7 July 2014, the following persons were authorised by the Commissioner of Police to operate breath analysing instruments as defined in and for the purposes of the:

Road Traffic Act 1961;
Harbors and Navigation Act 1993;
Security and Investigation Industry Act 1995; and
Rail Safety National Law (South Australia) Act 2012.

| PD Number | Officer Name |
|-----------|--------------------------|
| 89612 | Amer, Rachel |
| 74851 | Armstrong, Noel Kyle |
| 73068 | Harvey, Sarah Ann |
| 75195 | Legutko, Mark Daniel |
| 74704 | McPherson, Scott Bradley |
| 49027 | Murch, Randal Marc |
| 73851 | Tonkin, John Leslie |
| 75234 | Wood, Alisha Jane |

GARY T. BURNS, Commissioner of Police

GOVERNMENT GAZETTE ADVERTISEMENT RATES

To apply from 1 July 2014

| | \$ | | \$ |
|--|--------|--|--------|
| Agents, Ceasing to Act as..... | 49.75 | Firms: | |
| Associations: | | Ceasing to Carry on Business (each insertion)..... | 33.00 |
| Incorporation | 25.25 | Discontinuance Place of Business..... | 33.00 |
| Intention of Incorporation | 62.50 | Land—Real Property Act: | |
| Transfer of Properties | 62.50 | Intention to Sell, Notice of..... | 62.50 |
| Attorney, Appointment of..... | 49.75 | Lost Certificate of Title Notices | 62.50 |
| Bailiff's Sale..... | 62.50 | Cancellation, Notice of (Strata Plan) | 62.50 |
| Cemetery Curator Appointed..... | 36.75 | Mortgages: | |
| Companies: | | Caveat Lodgement | 25.25 |
| Alteration to Constitution | 49.75 | Discharge of..... | 26.50 |
| Capital, Increase or Decrease of | 62.50 | Foreclosures..... | 25.25 |
| Ceasing to Carry on Business | 36.75 | Transfer of | 25.25 |
| Declaration of Dividend..... | 36.75 | Sublet..... | 12.70 |
| Incorporation | 49.75 | Leases—Application for Transfer (2 insertions) each | 12.70 |
| Lost Share Certificates: | | Lost Treasury Receipts (3 insertions) each | 36.75 |
| First Name..... | 36.75 | Licensing | 73.50 |
| Each Subsequent Name..... | 12.70 | Municipal or District Councils: | |
| Meeting Final..... | 41.50 | Annual Financial Statement—Forms 1 and 2 | 695.00 |
| Meeting Final Regarding Liquidator's Report on | | Electricity Supply—Forms 19 and 20..... | 494.00 |
| Conduct of Winding Up (equivalent to 'Final | | Default in Payment of Rates: | |
| Meeting') | | First Name | 99.00 |
| First Name..... | 49.75 | Each Subsequent Name..... | 12.70 |
| Each Subsequent Name | 12.70 | Noxious Trade | 36.75 |
| Notices: | | Partnership, Dissolution of | 36.75 |
| Call..... | 62.50 | Petitions (small)..... | 25.25 |
| Change of Name..... | 25.25 | Registered Building Societies (from Registrar-General) | 25.25 |
| Creditors..... | 49.75 | Register of Unclaimed Moneys—First Name..... | 36.75 |
| Creditors Compromise of Arrangement | 49.75 | Each Subsequent Name | 12.70 |
| Creditors (extraordinary resolution that 'the Com- | | Registers of Members—Three pages and over: | |
| pany be wound up voluntarily and that a liquidator | | Rate per page (in 8pt) | 316.00 |
| be appointed')..... | 62.50 | Rate per page (in 6pt) | 418.00 |
| Release of Liquidator—Application—Large Ad..... | 99.00 | Sale of Land by Public Auction..... | 63.00 |
| —Release Granted | 62.50 | Advertisements..... | 3.50 |
| Receiver and Manager Appointed..... | 57.00 | ¼ page advertisement | 147.00 |
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| Public Trustee, each Estate | 12.70 | | |

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MISCELLANEOUS LEGISLATION AND GOVERNMENT PUBLICATIONS PRICES AS FROM 1 JULY 2014

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|--|-------|--------|---------|-------|--------|--|
| Pages | Main | Amends | Pages | Main | Amends | |
| 1-16 | 3.10 | 1.45 | 497-512 | 42.00 | 41.00 | |
| 17-32 | 4.00 | 2.50 | 513-528 | 43.25 | 41.75 | |
| 33-48 | 5.30 | 3.75 | 529-544 | 44.75 | 43.25 | |
| 49-64 | 6.70 | 5.15 | 545-560 | 46.00 | 44.75 | |
| 65-80 | 7.75 | 6.45 | 561-576 | 47.00 | 46.00 | |
| 81-96 | 9.05 | 7.50 | 577-592 | 48.75 | 46.50 | |
| 97-112 | 10.30 | 8.85 | 593-608 | 50.00 | 48.00 | |
| 113-128 | 11.50 | 10.20 | 609-624 | 51.00 | 49.75 | |
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| 145-160 | 14.20 | 12.70 | 641-656 | 53.50 | 52.00 | |
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| 258-272 | 23.20 | 21.20 | 753-768 | 62.50 | 60.00 | |
| 273-288 | 24.30 | 23.00 | 769-784 | 63.50 | 62.50 | |
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**Government
of South Australia**

**TREASURER'S
QUARTERLY STATEMENT**

for the

**THREE MONTHS ended on
31 December 2013 and 31 December 2012**

*Presented by the
Honourable T. Koutsantonis M.P.
Treasurer of South Australia*

GOVERNMENT OF SOUTH AUSTRALIA**COMMENTARY TO THE STATEMENT OF THE AMOUNTS CREDITED TO
AND ISSUED FROM THE CONSOLIDATED ACCOUNT FOR THE QUARTERS ENDED
31 DECEMBER 2013 AND 31 DECEMBER 2012*****Receipts****Taxation*

Land tax receipts for the first six months of 2013-14 were slightly lower than recorded for the same period in 2012-13, mainly due to changes in taxpayer behaviour, including an increased uptake by taxpayers of quarterly instalment payments, rather than a single lump sum payment generally made in the first half of the year.

Payroll tax receipts for the six months to December 2013 were higher than for the same period in 2012 mainly due to growth in taxable payrolls.

Stamp duty receipts for the six months to December 2013 were higher than for the same period in 2012. This was mainly due to improved property market conditions with property transfers improving from the very low levels experienced in recent years. Insurance duty collections are also higher than for the same period in 2012-13, reflecting growth in average premiums and the back payment of insurance duty following a recent court decision.

Gambling tax receipts for the December quarter 2013 were lower than for the same period last year mainly due to the conclusion of dividend payments from the South Australian Lotteries Commission following the appointment of a master agent. The variation in the year-to-date receipts also reflects timing variances in the receipt of gaming machine tax revenues compared to the same period last year.

From 2013-14, the Save the River Murray Levy has been paid directly into the Save the River Murray Fund. Previously, Levy revenues were deposited into the Consolidated Account and subsequently transferred to the Fund.

Royalties

Royalty receipts were higher in the December quarter 2013 than the same period a year earlier due to higher petroleum production, partially offset by lower gas production. Higher royalty receipts for the six months to December 2013 compared with the same period a year earlier also reflect a difference in the timing of royalty payments across years.

Fees and charges

Fees and charges were lower in the December quarter 2013 than the same period a year earlier due to the timing of collection of guarantee fees.

Commonwealth – General Purpose Payments

Growth in general purpose grants between the December quarter 2012 and the December quarter 2013 is not indicative of underlying Goods and Services Tax (GST) revenue growth. This is because monthly grants are paid according to a payment schedule prepared by the Commonwealth Government rather than in accordance with the actual emerging monthly GST collections.

In its 2013-14 Mid-Year Economic and Fiscal Outlook, the Commonwealth Government estimated that the GST pool available for distribution to the states will be higher by 4.0 per cent in 2013-14 compared with 2012-13.

Commonwealth – Specific Purpose Payments

Specific Purpose Payments (SPP) for the December quarter 2013 were higher than the December quarter 2012, mainly due to the annual indexation of grant payments.

SPPs for the six months to December 2013 were lower than for the same period last year mainly due an annual adjustment to the Disability SPP. The National Partnership Agreement on Transitioning Responsibilities for Aged Care and Disability Services, which took effect in 2011-12, includes an adjustment to the Disability SPP to ensure budget neutrality. The budget neutrality adjustment for 2012-13 occurred in the September quarter 2013.

Commonwealth – National Partnership Payments

National Partnership (NP) payments received in the December quarter 2013 were higher than the same period the previous year largely due to the resumption of regular NP payments relating to government concessions. There was a delay in finalising the new NP concession agreement which resulted in no concession payments being made to Consolidated Account in the September and December quarters of 2012.

Other receipts

Other receipts were lower in the December quarter 2013 than the same period a year earlier due to the major asset transactions (Forestry, SA Lotteries) which occurred in the December quarter 2012.

Payments

Payments were made pursuant to the *Appropriation Act 2013* and also in accordance with other Acts for which specific appropriation has been authorized.

Payments made from the Consolidated Account, for the December quarter, were higher than the same period in 2012-13. The timing of payments is based on agreed drawdown schedules, and may change from period to period depending on specific agency requirements.

Note

Caution should be exercised in interpreting the quarterly statement of Consolidated Account transactions. Unlike the State Budget, which comprises transactions on an accrual basis, the information reflected in the quarterly statements is limited to cash transactions. Also, the Consolidated Account does not capture all the transactions undertaken by the general government sector (in particular, it does not record receipts to and payments from special deposit accounts). Finally, the timing of receipts and payments could be volatile within a particular year. As a result, apparently large movements between years may only be due to changes in the timing of receipts and payments and therefore may not have consequences for the underlying budget position.

GOVERNMENT OF SOUTH AUSTRALIA

SUMMARY OF THE STATEMENT
ON THE CONSOLIDATED ACCOUNT FOR THE
QUARTERS AND 6 MONTHS ENDED 31 DECEMBER 2013, AND 31 DECEMBER, 2012

(Prepared on a Cash Basis)

| - Six months ended - | | | - Quarter ended - | | |
|------------------------------------|---------------------|-----------|---------------------|---------------------|------------|
| 31 December 2013 | 31 December 2012 | Variation | 31 December 2013 | 31 December 2012 | Variation |
| \$ 000 | \$ 000 | \$ 000 | \$ 000 | \$ 000 | \$ 000 |
| RECEIPTS | | | | | |
| 4,958,607 | 5,873,958 | -915,351 | 2,474,376 | 3,597,509 | -1,123,133 |
| PAYMENTS | | | | | |
| 7,401,848 | 6,725,194 | 676,654 | 3,455,840 | 3,491,640 | -35,800 |
| FINANCING REQUIREMENT | | | | | |
| 2,443,241 | 851,236 | 1,592,005 | 981,464 | -105,869 | 1,087,333 |
| BORROWINGS | | | | | |
| - | - | - | - | - | - |
| CONSOLIDATED ACCOUNT RESULT | | | | | |
| Deficit / - Surplus | | | | | |
| 2,443,241 | 851,236 | 1,592,005 | 981,464 | -105,869 | 1,087,333 |

GOVERNMENT OF SOUTH AUSTRALIA
SUMMARY OF THE STATEMENT
ON THE CONSOLIDATED ACCOUNT FOR THE
QUARTERS AND 6 MONTHS ENDED 31 DECEMBER 2013, AND 31 DECEMBER, 2012

(Prepared on a Cash Basis)

| | - Six months ended - | | | - Quarter ended - | |
|---|----------------------|-------------|-------------|-------------------|-------------|
| | Budget | 31 December | 31 December | 31 December | 31 December |
| | 2013-14 | 2013 | 2012 | 2013 | 2012 |
| | \$ 000 | \$ 000 | \$ 000 | \$ 000 | \$ 000 |
| RECEIPTS - | | | | | |
| Taxation - | | | | | |
| Gambling | 403,305 | 176,463 | 209,387 | 98,634 | 99,360 |
| Land Tax | 576,024 | 217,875 | 223,639 | 136,281 | 142,170 |
| Payroll Tax | 1,358,688 | 662,614 | 640,000 | 328,469 | 322,782 |
| Stamp Duties | 1,410,299 | 810,016 | 701,626 | 372,839 | 396,660 |
| Commonwealth Places Mirror Tax | 25,500 | 13,776 | 12,704 | 7,195 | 7,086 |
| Other taxes on property | 10 | 17 | 35 | 17 | 35 |
| River Murray Levy | 26,100 | - | 13,022 | - | 6,331 |
| Total Taxation | 3,799,926 | 1,880,761 | 1,800,413 | 943,435 | 974,424 |
| Contributions from State Undertakings | 343,646 | 66,534 | 50,832 | 26,793 | 37,211 |
| Recoveries | 148,100 | 17,446 | 30,087 | 4,483 | 26,979 |
| Fees and charges | 404,013 | 168,445 | 173,049 | 93,457 | 108,365 |
| Royalties | 276,131 | 155,549 | 102,749 | 43,114 | 39,861 |
| Commonwealth - | | | | | |
| General Purpose Grants | 4,595,000 | 2,334,035 | 2,302,881 | 1,182,132 | 1,174,932 |
| Specific Purpose Grants | 578,576 | 277,876 | 299,303 | 149,386 | 148,969 |
| National Partnership Payments | 90,918 | 11,332 | 126 | 11,332 | 70 |
| Total Commonwealth | 5,264,494 | 2,623,243 | 2,602,310 | 1,342,850 | 1,323,971 |
| Other Receipts | 156,855 | 46,629 | 1,114,518 | 20,244 | 1,086,698 |
| Total Receipts | 10,393,165 | 4,958,607 | 5,873,958 | 2,474,376 | 3,597,509 |
| BORROWINGS - | | | | | |
| Funds borrowed from South Australian Government Financing Authority | 1,984,288 | - | - | - | - |
| Total Receipts and Borrowings | 12,377,453 | 4,958,607 | 5,873,958 | 2,474,376 | 3,597,509 |

GOVERNMENT OF SOUTH AUSTRALIA

STATEMENT OF THE PAYMENTS ON THE CONSOLIDATED ACCOUNT
FOR THE QUARTERS AND 6 MONTHS ENDED 31 DECEMBER, 2013 AND 31 DECEMBER, 2012*(Prepared on a Cash Basis)*

| | Budget 2013/14 \$ 000 | - Six months ended - | | - Quarter ended - | |
|--|-----------------------------|-------------------------------|-------------------------------|-------------------------------|-------------------------------|
| | | 31 December 2013 \$ 000 | 31 December 2012 \$ 000 | 31 December 2013 \$ 000 | 31 December 2012 \$ 000 |
| | | | | | |
| PAYMENTS - | | | | | |
| Arts SA | 132,559 | 111,076 | 87,661 | 50,031 | 32,651 |
| Attorney-General's Department | 85,898 | 44,728 | 56,074 | 22,070 | 24,136 |
| Administered Items for the Attorney-General's Department | 107,276 | 63,442 | 30,599 | 33,424 | 16,029 |
| Auditor-General's Department | 16,016 | 8,099 | 7,811 | 4,154 | 4,006 |
| Courts Administration Authority | 89,348 | 52,900 | 44,928 | 26,395 | 22,499 |
| Defence SA | 16,482 | 10,137 | 14,045 | 5,262 | 4,590 |
| Department for Communities and Social Inclusion | 1,040,343 | 525,097 | 650,816 | 236,700 | 382,000 |
| Administered Items for the Department for Communities and Social Inclusion | 179,118 | 104,867 | 92,472 | 41,574 | 33,264 |
| Department for Correctional Services | 241,375 | 135,625 | 120,959 | 74,375 | 62,931 |
| Department for Education and Children Development | 2,777,471 | 1,595,247 | 1,279,151 | 845,970 | 592,509 |
| Administered Items for the Department for Education and Child Development | 228,818 | 207,957 | 192,618 | 80,866 | 74,884 |
| Department for Health and Ageing | 3,021,228 | 1,650,388 | 1,616,944 | 866,600 | 807,718 |
| Department for Manufacturing, Innovation, Trade, Resources and Energy | 89,407 | 48,925 | 43,546 | 27,995 | 22,995 |
| Administered Items for the Department for Manufacturing, Innovation, Trade, Resources and Energy | 1,325 | 660 | 480 | 330 | 240 |
| Department for Water | - | - | 57,199 | - | 23,570 |
| Administered Items for the Department for Water | - | - | 6,038 | - | 500 |
| Department of Environment and Natural Resources | 184,701 | 85,790 | 70,372 | 29,152 | 30,810 |
| Administered Items for the Department of Environment and Natural Resources | 19,361 | 18,832 | 12,424 | 3,281 | 2,233 |
| Department of Further Education, Employment, Science and Technology | 488,973 | 318,000 | 295,477 | 157,500 | 105,977 |
| Department of Planning, Transport and Infrastructure | 747,396 | 496,535 | 486,353 | 262,724 | 259,358 |
| Administered Items for the Department of Planning, Transport and Infrastructure | 14,790 | 10,229 | - | 3,913 | 3,955 |
| Department of Primary Industries and Regions | 78,136 | 40,808 | 51,324 | 19,183 | 23,661 |
| Administered Items for the Department of Primary Industries and Regions | 3,516 | 1,578 | 1,552 | 789 | 776 |
| Department of the Premier and Cabinet | 95,827 | 75,320 | 63,482 | 21,278 | 37,887 |
| Administered Items for the Department of the Premier and Cabinet | 7,930 | 3,966 | 17,213 | 1,983 | 4,917 |
| Department of Treasury and Finance | 61,572 | 33,070 | 45,181 | 16,100 | 26,680 |
| Administered Items for the Department of Treasury and Finance | 1,702,329 | 1,266,192 | 923,555 | 374,994 | 659,202 |
| Electoral Commission of South Australia | 12,588 | 3,170 | 1,396 | 2,140 | 790 |
| House of Assembly | 8,615 | 3,769 | 3,423 | 2,577 | 2,155 |
| Independent Gambling Authority | 1,691 | 882 | 854 | 441 | 427 |
| Joint Parliamentary Services | 13,915 | 6,887 | 6,759 | 4,478 | 4,494 |
| Legislative Council | 5,575 | 2,331 | 2,111 | 1,539 | 1,288 |
| Minister for Tourism | 4,565 | 4,565 | 4,454 | - | - |
| South Australia Police | 713,028 | 366,380 | 348,161 | 186,130 | 179,410 |
| Administered Items for South Australia Police | 173 | 116 | 56 | - | - |
| South Australian Tourism Commission | 50,515 | 31,988 | 28,200 | 14,350 | 11,375 |
| State Governor's Establishment | 3,456 | 3,356 | 1,619 | - | 749 |
| Payments for which specific appropriation is authorised in various Acts | 132,137 | 68,936 | 59,887 | 37,542 | 30,974 |
| TOTAL PAYMENTS | 12,377,453 | 7,401,848 | 6,725,194 | 3,455,840 | 3,491,640 |

South Australia

Prices Regulations 2014

under the *Prices Act 1948*

Contents

- 1 Short title
- 2 Commencement
- 3 Interpretation
- 4 Prohibition on compensation to retailer for unsold bread
- 5 Prohibition on return of unsold bread

Schedule 1—Revocation of *Prices Regulations 2001*

1—Short title

These regulations may be cited as the *Prices Regulations 2014*.

2—Commencement

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

3—Interpretation

In these regulations—

bread means a food product in the form of a loaf, roll, bun or other piece made by baking leavened dough prepared from flour, water and yeast or other leavening agent, with or without other ingredients.

4—Prohibition on compensation to retailer for unsold bread

- (1) A person must not—
 - (a) enter into a transaction to which this regulation applies; or
 - (b) do anything pursuant to a transaction to which this regulation applies (whether entered into before or after the commencement of this regulation).

Maximum penalty: \$750.

- (2) This regulation applies to a transaction involving an agreement, arrangement or understanding under which a person—
 - (a) is to supply bread for sale by retail; or
 - (b) is to purchase bread for sale by retail,

and financial relief or compensation is to be directly or indirectly given or received in respect of any bread that, having been supplied for sale by retail, is not sold by retail.

5—Prohibition on return of unsold bread

- (1) Subject to subregulation (2), if bread supplied for sale by retail is not sold by retail—
- (a) the supplier of the bread must not take back the bread or cause, suffer or permit another to take back the bread on the supplier's behalf; and
 - (b) the retailer of the bread must not return the bread to the supplier or cause, suffer or permit the bread to be returned to the supplier or to be delivered to another on the supplier's behalf,

whether or not financial relief or compensation is directly or indirectly given or received in respect of that bread.

Maximum penalty: \$750.

- (2) Subregulation (1) does not apply if the bread is returned because it does not conform to the type or quality for which the retailer contracted with the supplier.

Schedule 1—Revocation of *Prices Regulations 2001*

The *Prices Regulations 2001* are revoked.

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 17 July 2014

No 203 of 2014

14MBSC05CS

South Australia

Petroleum and Geothermal Energy (Fees No 2) Variation Regulations 2014

under the *Petroleum and Geothermal Energy Act 2000*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Petroleum and Geothermal Energy Regulations 2013*

- 4 Variation of Schedule 1—Fees
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Petroleum and Geothermal Energy (Fees No 2) Variation Regulations 2014*.

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 *Petroleum and Geothermal Energy Regulations 2013*

4—Variation of Schedule 1—Fees

Schedule 1, 14(a)—delete "\$605.00" and substitute:

\$484.00

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 17 July 2014

No 204 of 2014

MMRE14/20CS

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CITY OF NORWOOD PAYNEHAM & ST PETERS

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that the Council of the Corporation of the City of Norwood Payneham & St Peters, at a meeting held on 7 July 2014 and for the 2014-2015 financial year:

1. Adopted, for rating purposes and effective from 1 July 2014, the Valuer-General's valuation of capital values in the Council area totalling \$11 153 421 080;

2. Declared differential general rates on rateable land within its area as follows:

- for residential land use, 0.2625 cents in the dollar on the capital value of the land subject to the rate; and
- for Commercial (Shop), Commercial (Office), Commercial (Other), Industrial (Light), Industrial (Other), Primary Production, Vacant Land and Other land uses, 0.315 cents in the dollar on the capital value of the land subject to the rate;

3. Fixed a minimum amount payable by way of general rates of \$897 in respect of all rateable land within its area;

4. Declared a separate rate of 0.009522 cents in the dollar on the capital value of rateable land in its area within the area of the Adelaide and Mount Lofty Ranges Natural Resources Management Board to recover the levy payable to the Board; and

5. Declared a differential separate rate of 0.0595 cents in the dollar on the capital value of all land classified as Category 2—Commercial Shop, Category 3—Commercial Office, Category 4—Commercial Other and Category 5—Industrial Light within the area defined to constitute the 'Parade Precinct' for these purposes.

Dated 17 July 2014.

M. BARONE, Chief Executive Officer

CITY OF ONKAPARINGA

Adoption of Valuations and Declaration of Rates for 2014-2015

NOTICE is given that at its meeting held on 1 July 2014 the Council, for the financial year ending 30 June 2015:

Adoption of Valuations

Adopted for rating purposes the Valuer-General's valuation of capital value being \$26 298 849 400 effective from 1 July 2014.

Declaration of General Rates

1. Declared differential general rates according to land use, as follows:
 - (i) 0.319567 cents in the dollar on rateable land of Category 1 (Residential) use;
 - (ii) 0.418739 cents in the dollar on rateable land of Categories of 2, 3, 4, (Commercial—Shop, Office and Other) and 5 and 6 (Industrial—Light and Other) uses;
 - (iii) 0.330873 cents in the dollar on rateable land of Category 7 (Primary Production) use;
 - (iv) 0.495530 cents in the dollar on rateable land of Category 8 (Vacant Land) use;
 - (v) 0.367077 cents in the dollar on rateable land of Category 9 (Other) use; and
2. imposed of fixed charge of \$350.

*Declaration of Separate Rates—
Natural Resources Management Levies*

Declared separate rates as follows:

- (1) 0.009525 cents in the dollar on all rateable land in the Council's area in the region of the Adelaide and Mount Lofty Ranges Natural Resources Management Board; and
- (2) 0.008982 cents in the dollar on all rateable land in the Council's area in the region of the SA Murray-Darling Basin Natural Resources Management Board.

Service Charges

- (1) Imposed a community wastewater management annual service charge of:
 - \$589 per unit on each occupied allotment;
 - \$589 per unit on each vacant allotment; and
- (2) imposed an annual service charge for the disposal and treatment of major trade waste on a per kilolitre basis using the criteria specified in the City of Onkaparinga Trade Waste Guidelines.

Payment of Rates

Resolved that the above rates and charges will fall due on the following days:

- 1 September 2014;
- 1 December 2014;
- 1 March 2015; and
- 1 June 2015.

M. DOWD, Chief Executive Officer

CITY OF UNLEY

Declaration of Rates

NOTICE is hereby given that the Corporation of the City of Unley at a meeting on 23 June 2014 resolved to declare a differential separate rate and at a meeting on 14 July 2014, resolved to amend the declared differential separate rate in the dollar for the financial year ending 30 June 2015 to declare as follows:

- In that part of the Council's area with a King William Road address and situated between Greenhill Road and Commercial Road (eastern side), a differential separate rate in the dollar on rateable land of 0.0020655 in respect of land use: Commercial—Shop.

P. TSOKAS, Chief Executive Officer

CITY OF WEST TORRENS

Exclusion of Land from Classification as Community Land

NOTICE is hereby given, pursuant to Section 193 (6) (a) of the Local Government Act 1999, that the Council of the City of West Torrens, at its meeting held on 17 June 2014, resolved to exclude the following land from classification as Community Land:

Allotments 7, 8 and 9 in Deposited Plan 2598, being the whole of the land comprised in CT 5261/45 (more commonly known as 173-183 Sir Donald Bradman Drive, Cowandilla) and additionally, Allotment 7 in Filed Plan 145135, being the whole of the land comprised in CT 5639/990 (more commonly known as 185-187 Sir Donald Bradman Drive, Cowandilla, S.A.).

T. BUSS, Chief Executive Officer

TOWN OF GAWLER

ROADS (OPENING AND CLOSING) ACT 1991

*Road Closure—Portions of Edward Crescent and
Kreig Road, Evanston Park*

NOTICE is hereby given pursuant to Section 10 of the said Act, that the Council proposes to make a Road Process Order to close and sell by auction or tender, the un-made strips of Kreig Road and Edward Crescent, adjoining Allotments 104 to 112 in Deposited Plan 6799, shown as 'D', 'C', 'B' and 'A' (respectively) on Preliminary Plan No. 13/0022.

A copy of the plan and Council report is available for inspection on Council's website www.gawler.sa.gov.au and a copy of the plan and statement of persons affected are available for public inspection at the Council's office, 89 Murray Street, Gawler and the office of the Surveyor-General, 101 Grenfell Street, Adelaide, during normal office hours.

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

Any submissions must be made in writing within 28 days from 16 July 2014 to the Council, P.O. Box 130, Gawler, S.A. 5118 and the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001.

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

H. INAT, Chief Executive Officer

ADELAIDE HILLS COUNCIL

ROADS (OPENING AND CLOSING) ACT 1991

*Proposed Road Opening—
Portion of Merrion Terrace, Stirling*

NOTICE is hereby given, pursuant to Section 10 of the Roads (Opening and Closing) Act 1991, that Adelaide Hills Council proposes to make a Road Process Order to open as road a portion of Allotment 79 in Filed Plan 158325 and a portion of Allotment 86 in Filed Plan 158332, as delineated '1' and '2' on Preliminary Plan No. 14/0008 forming a realignment of the adjoining Merrion Terrace.

A copy of the plan and a statement of persons affected are available for public inspection at the offices of the Council at the Stirling Service Centre, 63 Mount Barker Road, Stirling and the Woodside Service Centre 26 Onkaparinga Valley Road, Woodside, plus at the Adelaide office of the Surveyor-General at 101 Grenfell Street, Adelaide, during normal office hours.

Any person is entitled to object to the proposed road process via a written submission. An objection must state whether the objector wishes to make a deputation to the Council in relation to the proposed road process.

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. The Council will give notification of a meeting at which the matter will be considered, so that the person making the objection or a representative may attend, if so desired.

An 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 by reasons.

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 objection or application for an easement must be made in writing to the Council, P.O. Box 44, Woodside, S.A. 5244, within 28 days of this notice (by 5 p.m. on Thursday, 14 August) and a copy must also be forwarded to the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001.

Council staff will be available to discuss the above proposal on 6 August 2014 between 5 p.m. and 6 p.m. in the Council Chambers, 63 Mount Barker Road, Stirling.

Dated 16 July 2014.

A. AITKEN, Chief Executive Officer

ADELAIDE HILLS COUNCIL

ROADS (OPENING AND CLOSING) ACT 1991

*Proposed Road Closing—
Portion of Merrion Terrace, Stirling*

NOTICE is hereby given, pursuant to Section 10 of the Roads (Opening and Closing) Act 1991, that Adelaide Hills Council proposes to make a Road Process Order to close an approximately 5 m wide portion of road along Merrion Terrace situated adjacent to the disused service station on the corner of Merrion Terrace and Mount Barker Road and merge with the adjoining Allotment 85 in Filed Plan 158331, which portion of road is more particularly delineated and marked 'A' on Preliminary Plan No. 14/0017.

A copy of the plan and a statement of persons affected are available for public inspection at the offices of the Council at the Stirling Service Centre, 63 Mount Barker Road, Stirling and the Woodside Service Centre, 26 Onkaparinga Valley Road, Woodside, plus at the Adelaide office of the Surveyor-General, 101 Grenfell Street, Adelaide, during normal office hours.

Any person is entitled to object to the proposed road process via a written submission. An objection must state whether the objector wishes to make a deputation to the Council in relation to the proposed road process.

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. The Council will give notification of a meeting at which the matter will be considered, so that the person making the objection or a representative may attend, if so desired.

An 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 by reasons.

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 objection or application for an easement must be made in writing to the Council, P.O. Box 44, Woodside, S.A. 5244, within 28 days of this notice (by 5 p.m. on Thursday, 14 August) and a copy must also be forwarded to the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001.

Council staff will be available to discuss the above proposal on 6 August 2014 between 5 p.m. and 6 p.m. in the Council Chambers, 63 Mount Barker Road, Stirling.

Dated 16 July 2014.

A. AITKEN, Chief Executive Officer

ALEXANDRINA COUNCIL

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that the Alexandrina Council at its meeting held on 7 July 2014, for the financial year ending 30 June 2015, in exercise of the powers contained in Chapter 8 and 10 of the Local Government Act 1999, resolved as follows:

Adoption of Valuations

That pursuant to Section 167 (2) (a) of the Local Government Act 1999, the Council adopts the most recent valuations of capital value made by the Valuer-General for rating purposes for the year ending 30 June 2015. The total valuations for the area aggregate \$6 684 175 880 of which \$6 512 914 601 is the valuation of rateable land.

Declaration of Rates

That pursuant to Sections 153 (1) (b) and 156 (1) (a) of the Act declares that the following differential general rates on rateable land within the Council area, based on capital value of the land and by reference to land use as categorised within Regulation 10 of the Local Government (General) Regulations 1999.

- In respect of rateable land which is categorised by Land Use Category 1 (Residential), Category 2 (Commercial—Shops), Category 3 (Commercial Office), Category 4 (Commercial Other), Category 5 (Industry—Light), Category 6 (Industry—Other), Category 8 (Vacant Land), Category 9 (Other), a differential general rate of 0.3692 cents in the dollar.
- In respect of rateable which is categorised by Land Use Category 7 (Primary Production), a differential general rate of 0.3064 cents in the dollar.
- Determine that the maximum increase in the general rate to be charged on rateable land in its area that constitutes the principal place of residence of a principal ratepayer shall be 12%, and any amount over 12% be remitted.

Fixed Charge

Pursuant to Sections 151 and 152 (1) (c) of the Local Government Act, a fixed charge of \$330 be imposed on each separate piece of rateable land within the Council area.

*Declaration of Separate Rates—
Natural Resources Management Levy Valuations*

In exercise of the powers contained in Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999, and in order to reimburse to Council, the amount contributed to:

- The Adelaide and Mount Lofty Ranges Natural Resources Management Board, being \$148 023 a separate rate of 0.0094 cents in the dollar, based on rateable land in the Council area within the area of the Board, the capital value of which comprises \$1 552 920 020.
- The SA Murray-Darling Basin Natural Resources Management Board, being \$504 629 a separate rate of 0.0102 cents in the dollar, based on rateable land in the Council area within the area of the Board, the capital value of which comprises \$4 959 994 581.

Rate Rebates

Pursuant to Section 44 of the Local Government Act 1999, delegates its power to the Chief Executive or his nominee to determine applications and to grant a discretionary rebate of rates in accordance to Section 166 of the Local Government Act 1999.

Pursuant to Chapter 10; Division 5 of the Local Government Act 1999, adopt the Rate Rebate Policy as presented, noting that for the 2014-2015 financial year that all other rateable land (excluding the principal place of residence) within its area shall be limited to a maximum rate increase of 50%, and any amount over 50% will be remitted upon application within the relevant conditions.

Service Charges

Pursuant to Section 155 (2) of the Local Government Act 1999, the Council declares the following service charges for all properties serviced by these schemes for the year ended 30 June 2015 as follows:

- (1) Common Effluent Service Charges:
 - (a) Occupied unit—\$520.
 - (b) Vacant unit—\$400.
 - (c) Half occupied unit—\$260.
 - (d) Elliot Gardens—\$340.
- (2) Water Schemes:
 - (a) Finnis Water Scheme
An access charge of \$210 for properties connected to the Scheme with an additional charge of \$3.32 per kilolitre for consumption.

Payment of Rates

That pursuant to Section 181 (2) of the Local Government Act 1999, Council declares that all rates for the year ending 30 June 2015 are payable by quarterly instalments on the 5th day of the month of September 2014, December 2014, March 2015 and June 2015.

Dated 10 July 2014.

P. DINNING, Chief Executive

THE BAROSSA COUNCIL

Adoption of Valuations and Declaration of Rates and Charges

NOTICE is hereby given that at its special meeting held on 26 June 2014 and in relation to the 2014-2015 financial year, Council, in accordance with Section 167 (2) (a) of the Local Government Act 1999, adopts for rating purposes the Valuer-General's most recent valuations available to Council of the Capital Value in relation to the area of the Council, which specifies that the total of the values that are to apply within the area is \$4 541 339 560 of which \$4 436 596 567 is rateable.

Declaration of Differential General Rates

That Council, pursuant to Sections 152 (1) (c) (i), 153 (1) (b) and 156 (1) (a) of the Local Government Act 1999, declares the following differential general rates on rateable land within its area for the year ending 30 June 2015, based upon the capital value of the land which rates vary by reference to land use categories as per Regulation 14 of the Local Government (General) Regulations 2013, as follows:

- (1) Category 1 use (Residential), a rate of 0.33070 cents in the dollar;
- (2) Category 2 use (Commercial—Shop), Category 3 use (Commercial—Office) and Category 4 use (Commercial—Other), a rate of 0.50500 cents in the dollar;
- (3) Category 5 use (Industry—Light), a rate of 0.52580 cents in the dollar;
- (4) Category 6 use (Industry—Other), a rate of 1.47380 cents in the dollar;
- (5) Category 7 use (Primary Production), a rate of 0.33462 cents in the dollar;
- (6) Category 8 use (Vacant Land), a rate of 0.59000 cents in the dollar; and
- (7) Category 9 use (Other), a rate of 0.53600 cents in the dollar.

Fixed Charge

That Council, pursuant to Section 152 (1) (c) (ii) of the Local Government Act 1999, declare a fixed charge of \$284 on each separately valued piece of rateable land within the Council area for the year ending 30 June 2015.

Waste Collection Service Rate

That Council, pursuant to Section 155 of the Local Government Act 1999, and in order to provide the service of waste collection in those parts of the Council's area described in (3) below, declare the following service charges by reference to the nature and/or level of usage of the service, for the year ending 30 June 2015:

- (1) *Non-recyclable Waste Collection*
 - (a) An annual service charge of \$108 (77.15 cents per litre capacity) for 140 L collection receptacles;
 - (b) An annual service charge of \$147.10 (61.30 cents per litre capacity) for 240 L collection receptacles; except in instances where, subject to written application to and approved by the Council, residential households with six or more permanent residents may receive a 240 L receptacle at the same service rate cost of a 140 L receptacle.
- (2) *Recyclable Waste Collection*
An annual service charge of \$51.90 (21.63 cents per litre capacity) for 240 L collection receptacles.
- (3) *Parts of the Area*
 - (a) the townships of Angaston, Lyndoch, Moculta, Mount Pleasant, Nuriootpa, Stockwell, Tanunda and Williamstown;
 - (b) the policy areas of Eden Valley and Springton;
 - (c) land in the Council's area between Altona Road and Barossa Valley Way known as 'Altona';
 - (d) any other part of the Council area not otherwise described in this section to which the Council makes available (as at this date) a waste collection service.

Community Wastewater Management Systems (CWMS)

Rate and Service Charge

That Council, pursuant to Section 155 of the Local Government Act 1999, declare a service rate and service charge for the year ending 30 June 2015, in the following areas to which Council makes available a Community Wastewater Management System (CWMS):

- (1) Lyndoch, Mount Pleasant, Nuriootpa, Penrice, Stockwell, Tanunda and Williamstown—Residential and Vacant Land Properties:
 - (a) An annual service charge of \$300 for occupied residential rateable and non-rateable land;
 - (b) an annual service charge of \$100 on each assessment of vacant rateable and non-rateable land.
- (2) Lyndoch, Mount Pleasant, Nuriootpa, Penrice, Stockwell, Tanunda and Williamstown—Non-Residential and Non-Vacant Land Properties:

A service rate of 0.119442 cents in the dollar of the capital value of occupied non-residential rateable land.
- (3) Springton—Residential and Vacant Land Properties
 - (a) An annual service charge of \$535 (including a capital repayment contribution of \$245) on assessments of occupied residential rateable and non-rateable land;
 - (b) An annual service charge of \$245 on assessments of occupied non-rateable land; and
 - (c) an annual service charge of \$55 on each assessment of vacant rateable and non-rateable land.
- (4) Springton—Non-Residential and Non-Vacant Land Properties
 - (a) A service rate of 0.119442 cents in the dollar of the capital value of occupied non-residential rateable land; and
 - (b) An annual service charge of \$245 on assessments of occupied non-residential land.

Separate Rate for the Aquatic and Fitness Centre—‘REX’

1. That Council, pursuant to Sections 154 and 156 (1) (a) of the Local Government Act 1999, for the purpose of raising \$878 010 to meet loan repayments for the funding of the activity which is the proposed Aquatic and Fitness Centre declares the following differential separate rates for year 6 of 6 years within parts of the area of Council comprising all rateable land (except land with a vacant land use) for the year ending 30 June 2015, based upon the capital value of the land which rates vary by reference to land use categories as per Regulation 14 of the Local Government Act (General) Regulations 2013 as follows:

- (a) Category 1 use (Residential), a rate of 0.01934 cents in the dollar;
- (b) Category 2 use (Commercial—Shop), Category 3 use (Commercial—Office) and Category 4 use (Commercial—Other), a rate of 0.03307 cents in the dollar;
- (c) Category 5 use (Industry—Light), a rate of 0.03307 cents in the dollar;
- (d) Category 6 use (Industry—Other), a rate of 0.07710 cents in the dollar;
- (e) Category 7 use (Primary Production), a rate of 0.00720 cents in the dollar; and
- (f) Category 9 use (Other), a rate of 0.03307 cents in the dollar.

2. Further, that Council pursuant to Section 166 (1) (l) of the Local Government Act 1999, grants a rebate of 50% on the separate rate to the principal ratepayer of rateable land within the land use Category 1 (Residential), Category 7 (Primary Production) and Category 9 (Other) where the principal ratepayer is eligible for a state government concession on their Council Rates.

Natural Resources Management Levies

That Council, in exercise of the powers contained in Section 154 of the Local Government Act 1999, for the year ending 30 June 2015:

- (1) and in order to reimburse the Council for the amount contributed to the Adelaide and Mount Lofty Ranges Natural Resources Management Board, a levy in the nature of a separate rate be imposed comprising of 0.00932 cents in the dollar of the capital value of land, on all rateable land in the Council’s area in the area of

that Board in accordance with Section 95 of the Natural Resources Management Act 2004; and

- (2) in order to reimburse the Council for the amount contributed to the SA Murray-Darling Basin Natural Resources Management Board, a levy in the nature of a separate rate be imposed comprising of 0.01030 cents in the dollar of the Capital Value of land, on all rateable land in the Council’s area in the area of that Board in accordance with Section 95 of the Natural Resources Management Act 2004.

Payment of Rates

- (1) Pursuant to Section 181 (1) of the Local Government Act 1999, all rates and charges will be payable in four quarterly instalments due on 2 September 2014, 2 December 2014, 3 March 2015 and 2 June 2015; **provided that** in cases where the initial account requiring payment of rates is not sent at least 30 days prior to these dates, or an amended account is required to be sent, authority to fix the date by which rates must be paid in respect of those assessments affected is hereby delegated pursuant to Section 44 of the Act, to the Chief Executive Officer;
- (2) Pursuant to Section 44 of the Local Government Act 1999, the Chief Executive Officer be delegated power under Section 181 (4) (b) of the Act to enter into agreements with ratepayers relating to the payment of rates in any case where the Chief Executive Officer thinks it necessary or desirable to do so.

Residential Rates Cap

That Council, pursuant to Section 153 (3) and (4) of the Local Government Act 1999, has determined to fix a maximum increase in general rates levied upon a property for the year ending 30 June 2015, which constitutes the principal place of residence of a principal ratepayer at:

- (a) 7.5% over and above the general rates levied for the 2013-2014 financial year (for residential ratepayers who are eligible for a State Government concession on their Council rates); or
- (b) 15% over and above the general rates levied for the 2013-2014 financial year (all other residential ratepayers); provided that:
- (c) the property has been the principal place of residence of the principal ratepayer since at least 1 July 2013; and
- (d) the property has not been subject to improvements with a value of more than \$20 000 since 1 July 2013.

M. MCCARTHY, Chief Executive Officer

DISTRICT COUNCIL OF CLEVE

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that at its meeting held on 9 July 2014, the District Council of Cleve for the financial year ending 30 June 2015:

- 1. Adopted for rating purposes, the capital valuations of land within the Council area as made by the Valuer-General, being the most recent valuations available to the Council, totalling \$553 809 760.
- 2. Declared a fixed charge of \$410 payable in respect of rateable land within the Council area.
- 3. Declared differential rates as follows:

| | Cents in the \$ |
|---|--------------------|
| All land within the Commercial (Bulk Handling) zones as defined in Council’s Development Plan | 0.8327 |
| All other land within the Council area according to its land use as follows: | |
| Residential (Category 1) | 0.1895 |
| Commercial (Category 2, 3 and 4) | 0.1895 |
| Industrial (Category 5 and 6) | 0.1895 |
| Vacant Land (Category 8) | 0.1895 |
| Other (Category 9) | 0.1895 |
| Primary Production (Category 7) | 0.4322 |

4. Declared the following annual service charges, payable in respect to rateable and non-rateable land where a septic tank effluent disposal connection point is provided:

- (a) within the Township of Cleve—\$420 per unit in respect of each piece of rateable land (whether vacant or occupied) serviced by the Cleve Scheme; and
- (b) within the Township of Arno Bay (25 front row shacks) and Hotel—\$420 per unit in respect of each piece of rateable land (whether vacant or occupied) serviced by the Arno Bay Scheme.

5. Declared an annual service charge of \$175 per assessment for the collection and disposal of waste and recyclables in respect of all land within the townships of Cleve, Arno Bay, Rudall and Darke Peak to which it provides or makes available the service.

6. Declared an annual service charge, upon properties serviced by a common antenna television retransmission service as follows:

- (a) Properties serviced by the Elson sub-division CATV system \$107.95 (GST inclusive).
- (b) Properties serviced by the Whyte Street/Cottages CATV system \$214.95 (GST inclusive). The Whyte Street/Cottages service charge comprising \$107.95 operational component plus a \$107 major upgrade component payable each year for 10 years, this being the 10th such year.

7. Declared a separate rate with a fixed charge component of \$65.40, payable on all rateable properties in the area of the Eyre Peninsula Natural Resource Management Board.

P. ARNOLD, Chief Executive Officer

THE FLINDERS RANGES COUNCIL

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given at a meeting of the Council held on Tuesday, 8 July 2014 and for the year ending 30 June 2015, it resolved:

Adoption of Capital Valuations

In accordance with Section 167 (2) (a) of the Local Government Act 1999, (the Act), adopts for rating purposes for the year ending 30 June 2015, the valuations made by the Valuer-General of capital values in relation to all land in the area of the Council, and hereby specifies 5 July 2014, as the day as and from which such valuations shall become and be the valuations of the Council with the total of the valuations being \$248 595 540 comprising \$240 814 500 in respect of rateable land and \$7 781 040 in respect of non-rateable land before alteration.

Declaration of Differential General Rates

Declares, having taken into account the general principles of rating contained in Section 150 of the Act and the requirements of Section 153 (2) of the Act, that pursuant to Sections 152 (1) (a), 153 (1) (b) and 156 (1) (c) of the Act, and Regulation 10 (2) of the Local Government (General) Regulations 1999, (the Regulations), the following differential general rates based on the assessed capital values of all rateable land within the Council area for the year ending 30 June 2015, the said differential general rates to vary by reference to the predominant land use of the rateable land and the locality of the land.

The said differential general rates declared are as follows:

Locality of Quorn Township, Quorn Rural Area, Hawker Township, Hawker Rural Area:

- (1) a differential general rate of 0.5600 cents in the dollar on rateable land in the Council's area of Category 1 (Residential) land use;
- (2) a differential general rate of 0.6250 cents in the dollar on rateable land in the Council's area of Category 2 (Commercial—Shop) land use;

- (3) a differential general rate of 0.7500 cents in the dollar on rateable land in the Council's area of Category 3 (Commercial—Office) land use;
- (4) a differential general rate of 0.7500 cents in the dollar on rateable land in the Council's area of Category 4 (Commercial—Other) land use;
- (5) a differential general rate of 0.7500 cents in the dollar on rateable land in the Council's area of Category 5 (Industry—Light) land use;
- (6) a differential general rate of 0.8500 cents in the dollar on rateable land in the Council's area of Category 6 (Industry—Other) land use;
- (7) a differential general rate of 0.6700 cents in the dollar on rateable land in the Council's area of Category 7 (Primary Production) land use;
- (8) a differential general rate of 0.7750 cents in the dollar on rateable land in the Council's area of Category 8 (Vacant Land) land use; and
- (9) a differential general rate of 0.7500 cents in the dollar on rateable land in the Council's area of Category 9 (Other) land use.

Residential General Rates Cap

Pursuant to Section 153 (3) of the Act, that it is determined not to fix a maximum increase in the general rate to be charged on the principal place of residence of a principal ratepayer for the year ending 30 June 2015, because relief in the nature of a general maximum increase for all rateable land is provided by the Council pursuant to Section 166 (1) (l) of the Act.

Declaration of Minimum Rate

Pursuant to Section 158 (1) (a) of the Act, to fix a minimum amount of \$663 payable by way of rates for the year ending 30 June 2015.

Declaration of Garbage Annual Service Charge

Pursuant to and in accordance with Section 155 of the Act, declares an Annual Service Charge for the year ending 30 June 2015, based on the level of usage of the service upon the land to which it provides the prescribed service of the collection and disposal of domestic and commercial waste. The said Annual Service Charge declared are as follows:

- (1) \$185 for 'household' waste for occupied properties in Quorn and Hawker Townships; and
- (2) \$120 for 'recycle' waste for occupied properties in Quorn and Hawker Townships.

Declaration of Community Wastewater Management Systems Annual Service Charge

Pursuant to and in accordance with Section 155 of the Act, and in accordance with the Community Wastewater Management System Property Unit Code as provided at Regulation 9A of the Regulations declares an Annual Service Charge for the year ending 30 June 2015, based on the nature of the service and varying according to whether the land is vacant or occupied upon the land to which it provides or makes available the prescribed service of a Community Wastewater Management System, of:

- (a) \$390 per unit in respect of each piece of occupied land serviced by the Quorn Community Wastewater Management System;
- (b) \$375 per unit in respect of each piece of vacant land serviced by the Quorn Community Wastewater Management System;
- (c) \$390 per unit in respect of each piece of occupied land serviced by the Hawker Community Wastewater Management System; and
- (d) \$375 per unit in respect of each piece of vacant land serviced by the Hawker Community Wastewater Management System.

Declaration of Separate Rates (Natural Resources Management Levy)—Collected for the State Government

Pursuant to Section 95 of the Natural Resources Management Act 2004, and Section 154 of the Act, and in order to reimburse the Council for amounts contributed to the Northern and Yorke Natural Resources Management Board, being \$33 587, declares a separate rate of 0.01415 cents in the dollar for the year ending 30 June 2015, based on the capital value of all rateable properties in the area of the Council and of the Northern and Yorke Natural Resources Management Board.

Declaration of Payment of Rates

Pursuant to Section 181 (1) and (2) of the Act, declares that all rates for the year ending 30 June 2015, be payable by four equal or approximately equal instalments, with the:

- first instalment payable on 1 September 2014;
- second instalment payable on 1 December 2014;
- third instalment payable on 1 March 2015; and
- fourth instalment payable on 1 June 2015.

C. J. DAVIES, Chief Executive Officer

REGIONAL COUNCIL OF GOYDER

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that at a meeting of the Council held on Tuesday, 1 July 2014, the Council resolved as follows:

Adoption of Valuations

In accordance with Section 167 (2) (a) of the Local Government Act 1999, Council adopted for rating purposes, for the financial year ending 30 June 2015, the most recent valuations of the Valuer-General of the Capital Value of land within the area of the Council, and specifies that the total of the values that are to apply within the area is \$1 092 373 800.

Annual Service Charge—Community Wastewater Management Systems

Pursuant to Section 155 of the Local Government Act 1999 and Regulation 12 of the Local Government (General) Regulations 2013, and in accordance with the CWMS Property Units Code, Council adopted an annual service charge based on the level of usage of the service and varying according to whether the land is vacant or occupied on all land to which Council provides or makes available the prescribed service of Community Wastewater Management Systems for the year ending 30 June 2015 in respect of:

- (a) all land in the area serviced by the Burra CWMS, an annual service charge of:
 - (i) \$340 per property unit on occupied rateable and non-rateable land; and
 - (ii) \$255 per property unit on assessments of vacant rateable and non-rateable land.
- (b) all land in the Upper Thames Street and Welsh Place extensions in 2005 serviced by the Burra CWMS, an annual service charge of \$527 per property unit on occupied rateable and non-rateable land.

In respect of all land in the area serviced by the Eudunda CWMS an annual service charge of:

- (a) \$517 per property unit on occupied rateable and non-rateable land; and
- (b) \$396 per property unit on vacant rateable and non-rateable land.

Annual Service Charge—Waste Collection

Pursuant to and in accordance with Section 155 of the Local Government Act 1999, Council adopted a service charge on all rateable land in the townships of Terowie, Whyte Yarcowie, Hallett, Mount Bryan, Burra, Robertstown, Point Pass, Eudunda, Farrell Flat and Booborowie to which it provides or makes available the prescribed service of waste collection for the year ending 30 June 2015, a service charge of \$175 on the basis that the sliding scale provided for in Regulation 13 of the Local Government (General) Regulations 2013 will be applied to reduce the service charge payable, as prescribed.

Natural Resources Management Levy

Pursuant to Section 154 of the Local Government Act 1999 and Section 95 of the Natural Resources Management Act 2004, for the purpose of reimbursing Council amounts contributed to the South Australian Murray-Darling Basin Natural Resources Management Board and the Northern and Yorke Natural Resources Management Board, Council adopted the following separate rates for the year ending 30 June 2015, based on the capital value of the land for:

- 1 All rateable land located within the area of Council and of the South Australian Murray-Darling Basin Natural Resources Management Board, a rate in the dollar of \$0.000104; and
- 2 All rateable land within the area of Council and of the Northern and Yorke Natural Resources Management Board, a rate in the dollar of \$0.000142.

Fixed Charge

Pursuant to Section 152 (1) (c) (ii), and in accordance with Section 152 (2), of the Local Government Act 1999, Council declared a fixed charge of \$311 against each separately valued piece of rateable land within the Council area for the year ending 30 June 2015.

Differential General Rates

Pursuant to Sections 153 (1) (b) and 156 (1) (c) of the Local Government Act 1999, Council determined that the following differential rates for the year ending 30 June 2015 be declared on rateable land within its area, based upon the capital value of the land and varying according to the locality of the land and its use:

- (a) 0.2805 cents in the dollar for rateable land within the area with a land use of Primary Production;
- (b) 0.4592 cents in the dollar for rateable land located within the township of Burra with a land use of Residential, Commercial Shop, Commercial Office, Commercial, Light Industry, Industry, Vacant Land, or Other;
- (c) 0.4332 cents in the dollar for rateable land located within the township of Eudunda with a land use of Residential, Commercial Shop, Commercial Office, Commercial, Light Industry, Industry, Vacant Land, or Other; and
- (d) 0.3630 cents in the dollar for all other rateable land in the Council area.

Payment of Rates

Pursuant to Section 181 (1) and (2) of the Local Government Act 1999, all rates are payable in four equal or approximately equal instalments (unless otherwise agreed with the principal ratepayer) due by 5 September 2014, 5 December 2014, 5 March 2015, 5 June 2015.

J. P. BRAK, Chief Executive Officer

DISTRICT COUNCIL OF GRANT

ERRATUM

Adoption of Valuation and Declaration of Rates

IN *Government Gazette* No. 46, dated Thursday, 26 June 2014, notice appearing on pages 3079 to 3080, contained errors under the Section labelled 5. This section should be replaced with the following:

NOTICE is hereby given that at its meeting on 14 July 2014, Council in exercise of the powers contained in Part 1 of Chapter 10 of the Local Government Act 1999, for the financial year ending 30 June 2015:

5. Pursuant to Section 155 of the Local Government Act 1999, imposed an annual service charge based on the nature of the service and varying according to whether the land is vacant or occupied on any land to which the Council provides or makes available the Community Wastewater Management Systems being prescribed services for the collection, treatment and disposal of waste in the following townships, Port MacDonnell, Tarpeena, Allendale East, Cape Douglas, Donovan's and Pelican point as follows:

- (i) Occupied Units..... \$490
 (ii) Vacant Units \$420

Dated 14 July 2014.

T. SMART, Chief Executive Officer

DISTRICT COUNCIL OF GRANT

Adoption of Valuation and Declaration of Rates

NOTICE is hereby given that at its meeting on 14 July 2014, Council in exercise of the powers contained in Part 1 of Chapter 10 of the Local Government Act 1999, for the financial year ending 30 June 2015:

1. Pursuant to Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999, in order to reimburse the Council for amounts contributed to the South East Natural Resource Management Board, declared a separate rate (Regional NRM Levy) of \$40.58 on all rateable land within the region of the Board and within the Council area, based on a fixed charge of the same amount on all rateable land.

Dated 14 July 2014.

T. SMART, Chief Executive Officer

DISTRICT COUNCIL OF GRANT

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 1 of 2014—Permits and Penalties

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

PART 1—PRELIMINARY

1. Title

This by-law may be cited as the Permits and Penalties By-law 2014 and is By-law No. 1 of the District Council of Grant.

2. Authorising Law

This by-law is made under Section 246 of the Act and Sections 667 (1) 3.LIV and 9.XVI of the Local Government Act 1934.

3. Purpose

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

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

4. Expiry

- 4.1 This by-law will expire on 1 January 2022¹.

Note:

¹ Generally a by-law comes into operation 4 months after the day on which it is gazetted: Section 249 (5) of the Act.

5. Application

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

6. Interpretation

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

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

Note:

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

7. Construction of By-laws Generally

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

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

PART 2—PERMITS AND PENALTIES

8. Permits

- 8.1 Where a by-law requires that permission be obtained, any person seeking the grant of permission must submit a written application to the Council in the form (if any) and accompanied by the fee (if any) prescribed by the Council.
- 8.2 The Council may attach such conditions as it thinks fit to a grant of permission, and may vary or revoke such conditions or impose new conditions by notice in writing to the person granted permission.
- 8.3 The Council may suspend or revoke such grant of permission at any time by notice in writing to the person granted permission.

9. Offences and Penalties

- 9.1 A person who commits a breach of any by-law of the Council is guilty of an offence and may be liable to pay:
 - 9.1.1 the maximum penalty, being the maximum penalty referred to in the Act that may be fixed for any breach of a by-law; or
 - 9.1.2 any expiation fee fixed by resolution of the Council for alleged offences against the Council's by-laws.
- 9.2 A person who commits a breach of a continuing nature of a by-law of the Council is guilty of an offence and, in addition to any other penalty that may be imposed, is liable to a further penalty for every day on which the offence continues, such penalty being the maximum amount referred to in the Act that may be fixed by a by-law for a breach of a continuing nature of a by-law.

Note:

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

Pursuant to Section 246 (5) of the Act, expiation fees may be fixed for alleged offences against by-laws either by a by-law or by resolution of the Council. However, an expiation fee fixed by the Council cannot exceed 25 per cent of the maximum penalty for the offence to which it relates.

This by-law was duly made and passed at a meeting of the District Council of Grant held on the 14 July 2014, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

T. SMART, Chief Executive Officer

DISTRICT COUNCIL OF GRANT

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 2 of 2014—Local Government Land

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

PART 1—PRELIMINARY

1. Title

This by-law may be cited as the Local Government Land By-law 2014 and is By-law No. 2 of the District Council of Grant.

2. Authorising Law

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

3. Purpose

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

- 3.1 to prevent and mitigate nuisances;
- 3.2 to prevent damage to Local Government land;

- 3.3 to protect the convenience, comfort and safety of members of the public;
- 3.4 to enhance the amenity of the Council area; and
- 3.5 for the good rule and government of the area.

4. Expiry

- 4.1 This by-law will expire on 1 January 2022¹.

Note:

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

5. Application

- 5.1 This by-law operates subject to the Council's Permits and Penalties By-law 2014.
- 5.2 Subject to Clauses 5.3, this by-law applies throughout the Council area.
- 5.3 Clauses 9.3, 9.9.1, 9.10.1, 9.14.1, 9.25.3, 10.3 and 10.9.2 of this by-law only apply in such part or parts of the Council area as the Council may, by resolution direct in accordance with Section 246 (3) (e) of the Act.

6. Interpretation

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

- 6.1 *Act* means the Local Government Act 1999;
- 6.2 *animal or animals* includes birds and insects but does not include a dog;
- 6.3 *boat* includes a raft, pontoon or personal watercraft or other similar device;
- 6.4 *camp* includes setting up a camp, or causing a tent, caravan or motor home to remain on the land for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the land;
- 6.5 *Council* means the District Council of Grant;
- 6.6 *electoral matter* has the same meaning as in the Electoral Act 1985 provided that such electoral matter is not capable of causing physical damage or injury to any person within its immediate vicinity;
- 6.7 *effective control* means a person exercising effective control of an animal either:
 - 6.7.1 by means of a physical restraint; or
 - 6.7.2 by command, the animal being in close proximity to the person and the person being able to see the animal at all times;
- 6.8 *emergency worker* has the same meaning as in the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 1999;
- 6.9 *foreshore* has the same meaning as 'adjacent land' in the Harbors and Navigation Act 1993;
- 6.10 *funeral ceremony* means a ceremony only (i.e. a memorial service) and does not include a burial;
- 6.11 *liquor* has the same meaning as in the Liquor Licensing Act 1997;
- 6.12 *Local Government land* means all land owned by the Council or under the Council's care, control and management;
- 6.13 *Minister* means the Minister of the Crown for the time being responsible for the administration of the Harbors and Navigation Act 1993;
- 6.14 *Motor home* means a recreational self-contained vehicle which is not a caravan but includes electrical and plumbing facilities.
- 6.15 *offensive* includes threatening, abusive, insulting or annoying behaviour and offend has a complementary meaning;
- 6.16 *open container* means a container which:
 - (a) after the contents of the container have been sealed at the time of manufacture:
 - (i) being a bottle, it has had its cap, cork or top removed (whether or not it has since been replaced);
 - (ii) being a can, it has been opened or punctured;
 - (iii) being a cask, it has had its tap placed in a position to allow it to be used;
 - (iv) being any other form of container, it has been opened, broken, punctured or manipulated in such a way as to allow access to its contents; or
 - (v) is a flask, glass, mug or other container able to contain liquid.
- 6.17 *personal watercraft* means a device that:
 - 6.17.1 is propelled by a motor; and
 - 6.17.2 has a fully enclosed hull; and
 - 6.17.3 is designed not to retain water if capsized; and
 - 6.17.4 is designed to be operated by a person who sits astride, stands, or kneels on the device, and includes the device commonly referred to as a jet ski;
- 6.18 *tobacco product* has the same meaning as in the Tobacco Products Regulation Act 1997;
- 6.19 *vehicle* has the same meaning as in the Road Traffic Act 1961;
- 6.20 *waters* includes a body of water, including a pond, lake, river, creek or wetlands under the care, control and management of the Council.

Note:

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

PART 2—ACCESS TO LOCAL GOVERNMENT LAND

7. Access

Note:

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

The Council may:

- 7.1 close, or regulate or restrict access to, any part of Local Government land to the public for specified times and days; and
- 7.2 fix charges or fees payable for entry onto any part of Local Government land.

8. Closed Lands

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

- 8.1 which has been closed, or in respect of which access by the public is regulated or restricted in accordance with Clause 7.1;
- 8.2 where entry fees or charges are payable, without paying those fees or charges; or
- 8.3 where the land has been enclosed by fences and/or walls and gates that have been closed and locked.

PART 3—USE OF LOCAL GOVERNMENT LAND

9. Activities Requiring Permission

Note:

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

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

9.1 Advertising

Display, paint or erect any sign or hoarding for the purpose of commercial advertising or any other purpose.

9.2 Aircraft

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

9.3 *Alcohol*

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

9.4 *Amplification*

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

9.5 *Animals*

9.5.1 On Local Government land other than the foreshore:

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

9.5.2 On the foreshore:

- (a) cause or allow a sheep, cow, goat or horse to enter, swim, bathe or remain in any waters; or
- (b) lead, herd or exercise a sheep, cow, goat or horse.

9.6 *Annoyance*

Do anything likely to offend or unreasonably interfere with any other person:

- (a) using that land; or
- (b) occupying nearby premises,

by making a noise or creating a disturbance.

9.7 *Attachments*

Attach anything to a tree, plant, equipment, fence, post, structure or fixture on Local Government land.

9.8 *Bees*

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

9.9 *Boats*

Subject to the provisions of the Harbors and Navigation Act 1993 and the Marine Safety (Domestic Commercial Vessel) National Law (Commonwealth):

- 9.9.1 launch or retrieve a boat to or from any waters where the Council has determined that this subclause applies;
- 9.9.2 launch or retrieve a boat other than from a boat ramp constructed for that purpose;
- 9.9.3 propel, float or otherwise use a boat on or in any waters;
- 9.9.4 hire out a boat or otherwise use a boat for commercial purposes; or
- 9.9.5 moor a boat on any waters or to a pontoon attached to Local Government land.

9.10 *Boat Ramps*

9.10.1 Launch a boat from any boat ramp on Local Government land to which the Council has determined this clause applies without having:

- (a) purchased a short term ticket; or
- (b) been granted a launch permit.

9.10.2 For the purposes of Clause 9.10 the following definitions apply:

- (a) *launch permit* means a permit issued by the Council and/or its agent upon application and which authorises the launch of a nominated boat from a boat ramp in accordance with the conditions determined by the Council;
- (b) *nominated boat* means the boat specified in an application for an annual launch permit, in respect of which a launch permit is granted; and
- (c) *short term ticket* means a ticket purchased from a vending machine located at or in the vicinity of a boat ramp that authorises a single launch of a boat from the boat ramp in accordance with the conditions determined by the Council and displayed at the site of the vending machine and, which is valid for a period of 24 hours from the time of purchase.

9.11 *Bridge/Jetty Jumping*

Jump or dive from a bridge or jetty on Local Government land.

9.12 *Buildings*

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

9.13 *Burials and Memorials*

9.13.1 Bury, inter or spread the ashes of any human or animal remains.

9.13.2 Erect any memorial.

9.14 *Camping and Tents*

9.14.1 Erect a tent or other structure of calico, canvas, plastic or similar material as a place of habitation on Local Government land to which the Council has determined this sub-clause applies.

9.14.2 Camp or sleep overnight on Local Government land:

- (a) unless in a caravan park on Local Government land, the proprietor of which has been given permission to operate the caravan park on that land; or
- (b) other than on an area which has been designated and set aside by the Council for that purpose and, in accordance with such time limits and other conditions determined by resolution of the Council and contained in any signage erected thereon.

9.15 *Canvassing*

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

9.16 *Defacing Property*

Deface, paint, spray, write, cut names, letters or make marks on any tree, rock, gate, fence, building, sign, bridge or property of the Council.

9.17 *Distribution*

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

9.18 *Donations*

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

9.19 *Entertainment and Busking*

9.19.1 Sing, busk or play a recording or use a musical instrument for the apparent purpose of either entertaining others or receiving money.

9.19.2 Conduct or hold a concert, festival, show, public gathering, circus, meeting, performance or any other similar activity.

9.20 *Equipment*

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

9.21 *Fires*

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

9.21.1 in a place provided by the Council for that purpose; or

9.21.2 in a portable barbeque, as long as the barbeque is used in an area that is clear of flammable material for a distance of at least four metres.

9.22 *Fireworks*

Ignite or discharge any fireworks.

9.23 *Flora and Fauna*

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

9.23.1 damage, pick, disturb, interfere with or remove any plant or flower thereon;

9.23.2 cause or allow an animal to stand or walk on any flower bed or garden plot;

9.23.3 deposit, dig, damage, disturb, interfere with or remove any soil, stone, wood, clay, gravel, pebbles, timber, bark or any part of the land;

9.23.4 take, interfere with, tease, harm or disturb any animal, bird or marine creature or the eggs or young of any animal, bird or marine creature;

9.23.5 pick, collect, take, interfere with or disturb any fruit, nuts, berries or native seeds;

9.23.6 disturb, interfere with or damage any burrow, nest or habitat of any animal or bird;

9.23.7 use, possess or have control of any device for the purpose of killing or capturing any animal, bird or marine creature; or

9.23.8 burn any timber or dead wood.

9.24 *Foreshore*

On Local Government land comprising the foreshore:

9.24.1 drive or propel a vehicle onto or from the foreshore other than by a ramp or thoroughfare constructed or set aside by the Council for that purpose;

9.24.2 drive or propel a vehicle on the foreshore except on an area or road that is constructed or set aside by the Council for that purpose;

9.24.3 launch or retrieve a boat from the foreshore without using a boat ramp or thoroughfare constructed or set aside by the Council for that purpose;

9.24.4 allow a vehicle to remain stationary on a boat ramp longer than is necessary to launch or retrieve a boat; or

9.24.5 hire out a boat on or from the foreshore.

9.25 *Games*

9.25.1 Participate in, promote or organise any organised competition or sport, as distinct from organised social play.

9.25.2 Play or practise any game which involves kicking, hitting or throwing a ball or other object on Local Government land which may cause or be likely to cause injury or discomfort to a person being on or in the vicinity of that land or detract from or be likely to detract from another person's lawful use and enjoyment of that land.

9.25.3 Play or practise the game of golf on Local Government land to which the Council has resolved this subclause applies.

9.26 *Litter*

9.26.1 Throw, cast, place, deposit or leave any rubbish, dirt or refuse of any kind whatsoever except in a garbage container provided for that purpose.

9.26.2 Deposit any soil, clay, stone, gravel, green waste or other putrescible waste or any other matter.

9.27 *Marine Life*

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

9.28 *Model Aircraft, Boats and Cars*

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

9.29 *Overhanging Articles or Displaying Personal Items*

Suspend or hang an article or object from a building, verandah, pergola, post or other structure on Local Government land where it might present a nuisance or danger to a person using the land or be of an unsightly nature.

9.30 *Playing Area*

Use or occupy a playing area:

9.30.1 in such a manner as to damage or be likely to damage the surface of the playing area or infrastructure (above and under ground level);

9.30.2 in a manner contrary to the purpose for which the playing area was intended to be used or occupied; or

9.30.3 contrary to directions of the Council made by resolution and indicated on a sign displayed adjacent to the playing area.

9.31 *Pontoons*

Install or maintain a pontoon or jetty in any waters.

9.32 *Posting of Bills*

Post or allow or cause to be posted any bills, advertisements or other papers or items on a building or structure on Local Government land or in a public place.

9.33 *Preaching*

Preach, harangue or solicit for religious purposes.

9.34 *Ropes*

Place a buoy, cable, chain, hawser, rope or net in or across any waters.

9.35 *Swimming*

Subject to the provisions of the Harbors and Navigation Act 1993, swim in, bathe or enter any waters except:

9.35.1 in an area which the Council has determined may be used for such purposes; and

9.35.2 in accordance with any conditions that the Council may have determined by resolution apply to such use.

9.36 *Trading*

Sell, buy, offer or display anything for sale.

9.37 *Vehicles*

9.37.1 Drive or propel a vehicle except on an area or road constructed and set aside by the Council for that purpose.

9.37.2 Promote, organise or take part in a race, test or trial of any kind in which vehicles take part, except on an area properly constructed for that purpose.

9.37.3 Repair, wash, paint, panel beat or carry out other work to a vehicle, except for running repairs in the case of a breakdown.

9.38 *Weddings, Functions and Special Events*

9.38.1 Hold, conduct or participate in a marriage ceremony, funeral or special event.

9.38.2 Erect a marquee, stage or structure for the purpose of holding or conducting a wedding, funeral or special event.

9.38.3 Hold or conduct any filming where the filming is for a commercial purpose.

10. *Prohibited Activities*

A person must not do any of the following on Local Government land.

10.1 *Animals*

10.1.1 Cause or allow any animal to enter, swim, bathe or remain in any waters to the inconvenience, annoyance or danger of any other person bathing or swimming.

10.1.2 Cause or allow an animal to damage a flowerbed, garden plot, tree, lawn or like thing or place.

10.1.3 Lead, herd or exercise a horse in such manner as to cause a nuisance or endanger the safety of a person.

10.2 *Equipment*

Use any item of equipment, facilities or property belonging to the Council other than in the manner and for the purpose for which it was designed, constructed or intended to be used or in such manner as is likely to damage or destroy it.

10.3 *Fishing*

Fish in any waters to which the Council has determined this subclause applies.

10.4 *Glass*

Wilfully break any glass, china or other brittle material.

10.5 *Interference with Land*

Interfere with, alter or damage the land (including a building, structure or fixture located on the land) including:

10.5.1 altering the construction or arrangement of the land to permit or facilitate access from an adjacent property;

10.5.2 erecting or installing a structure or object in, on, across, under or over the land;

10.5.3 changing or interfering with the construction, arrangement or materials of the land;

10.5.4 planting a tree or other vegetation on the land, interfering with the vegetation on the land or removing vegetation from the land; or

10.5.5 otherwise use the land in a manner contrary to the purpose for which the land was designed to be used.

10.6 *Interference with Permitted Use*

Interrupt, disrupt or interfere with any other person's use of Local Government land which is permitted or for which permission has been granted.

10.7 *Nuisance*

Behave in such a manner as to cause discomfort, inconvenience, annoyance or offence to any other person.

10.8 *Playing Games*

Play or practise a game:

10.8.1 which is likely to cause damage to the land or anything on it;

10.8.2 in any area where a sign indicates that the game is prohibited.

10.9 *Smoking*

Subject to the (Tobacco Products Regulation Act 1997), smoke, hold or otherwise have control over an ignited tobacco product:

10.9.1 in any building; or

10.9.2 on any land to which the Council has determined this subclause applies.

10.10 *Solicitation*

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

10.11 *Throwing Objects*

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

10.12 *Toilets*

In any public convenience on Local Government land:

10.12.1 urinate other than in a urinal or pan or defecate other than in a pan set apart for that purpose;

10.12.2 deposit anything in a pan, urinal or drain which is likely to cause a blockage;

10.12.3 use it for a purpose for which it was not designed or constructed;

10.12.4 enter a toilet that is set aside for use of the opposite sex except:

(a) where a child under the age of eight years is accompanied by an adult parent or guardian of that sex; or

(b) to provide assistance to a disabled person; or

(c) in the case of a genuine emergency.

10.13 *Waste*

10.13.1 Deposit or leave thereon:

(a) anything obnoxious or offensive;

(b) any offal, dead animal, dung or filth; or

(c) any mineral, mineral waste, industrial waste or bi-products.

10.13.2 Foul or pollute any waters situated thereon.

10.13.3 Deposit any rubbish other than in receptacles provided by the Council for that purpose.

10.13.4 Deposit in a receptacle any rubbish emanating from domestic or trade purposes, unless designated by a sign or signs.

PART 4—ENFORCEMENT

11. *Directions*

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

11.1.1 that person's use of the land;

11.1.2 that person's conduct and behaviour on the land;

11.1.3 that person's safety on the land; or

11.1.4 the safety and enjoyment of other persons on the land.

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

12. Orders

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

Note:

Section 262 (1) of the Act states:

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

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

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

13. Removal of Animals and Objects

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

PART 5—MISCELLANEOUS

14. Exemptions

- 14.1 The restrictions in this by-law do not apply to a Police Officer, Emergency Worker, Council officer or employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision of a Council officer.
- 14.2 The restrictions in Clauses 9.1, 9.15 and 9.17 of this by-law do not apply to electoral matter authorised by a candidate and which is:
- 14.2.1 related to a Commonwealth or State election and occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day; or
 - 14.2.2 related to an election under the Act or the Local Government (Elections) Act 1999 and occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
 - 14.2.3 related to, and occurs during the course of and for the purpose of a referendum.

This by-law was duly made and passed at a meeting of the District Council of Grant held on the 14 July 2014, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

T. SMART, Chief Executive Officer

DISTRICT COUNCIL OF GRANT

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 3 of 2014—Roads

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

PART 1—PRELIMINARY

1. Title

This by-law may be cited as the Roads By-law 2014 and is By-law No. 3 of the District Council of Grant.

2. Authorising Law

This by-law is made under Sections 239 and 246 of the Act, Regulation 28 of the Local Government (General) Regulations 2013 and Sections 667 (1), 4.1, 5.VII, 7.II and 9.XVI of the Local Government Act 1934.

3. Purpose

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

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

4. Expiry

This by-law will expire on 1 January 2022¹.

Note:

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

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

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

5. Application

- 5.1 This by-law operates subject to the Council's Permits and Penalties By-law 2014.
- 5.2 This by-law applies throughout the Council area.

6. Interpretation

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

- 6.1 *Act* means the Local Government Act 1999;
- 6.2 *animal* includes birds, insects and poultry but does not include a dog or a cat; and
- 6.3 *camp* includes setting up a camp, or causing a tent, caravan or motor home to remain on a road for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the road.
- 6.4 *Council* means the District Council of Grant;
- 6.5 *effective control* means a person exercising effective control of an animal either:
 - 6.5.1 by means of a physical restraint; or
 - 6.5.2 by command, the animal being in close proximity to the person and the person being able to see the animal at all times.
- 6.6 *electoral matter* has the same meaning as in the Electoral Act 1985 provided that such electoral matter is not capable of causing physical damage or injury to any person within its immediate vicinity;

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

6.8 *Stock on Roads Policy* is the policy adopted by the Council in August 2013 as may be amended from time to time that addresses the movement of stock across roads in the Council's area and the grazing of stock on roadsides.

6.9 *Road* has the same meaning as in the Local Government Act 1999.

6.10 *vehicle* has the same meaning as in the Road Traffic Act 1961.

Note:

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

PART 2—USE OF LAND

7. Activities Requiring Permission

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

7.1 Amplification

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

7.2 Animals

7.2.1 Cause or allow an animal to stray onto, move over, or graze on a road other than in accordance with the Council's Stock on Roads Policy, and provided the animal or animals are under effective control.

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

7.3 Camping and Tents

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

7.3.2 Camp or sleep overnight on any road other than:

- on an area of road which has been designated and set aside by resolution of the Council for that purpose; and
- in accordance with any conditions determined by resolution of the Council and contained in the signage erected thereon.

7.4 Obstructions

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

7.5 Posting of Bills

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

7.6 Preaching

Preach, harangue, solicit or canvass for religious purposes.

7.7 Public Exhibitions and Displays

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

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

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

7.7.4 Cause any public exhibitions or displays.

7.8 Soliciting

Ask for or receive or indicate a desire for a donation of money or any other thing.

7.9 Vehicles

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

Note:

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

PART 3—ENFORCEMENT

8. Directions

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

9. Orders

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

Note:

Section 262 (1) of the Act states:

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

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

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

10. Removal of Animals and Objects

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

PART 4—MISCELLANEOUS

11. Exemptions

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

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

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

This by-law was duly made and passed at a meeting of the District Council of Grant held on the 14 July 2014, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

T. SMART, Chief Executive Officer

DISTRICT COUNCIL OF GRANT

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 4 of 2014— Moveable Signs

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

PART 1—PRELIMINARY

1. Title

This by-law may be cited as the Moveable Signs By-law 2014 and is By-law No. 4 of the District Council of Grant.

2. Authorising Law

This by-law is made under Sections 239 and 246 of the Act and Sections 667 (1), 4.1, and 9.XVI of the Local Government Act 1934.

3. Purpose

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

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

4. Expiry

- 4.1 This by-law will expire on 1 January 2022¹.

Note:

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

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

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

5. Application

- 5.1 This by-law operates subject to the Council's Permits and Penalties By-law 2014.
- 5.2 This by-law applies throughout the Council area.

6. Interpretation

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

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

Note:

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

PART 2—MOVEABLE SIGNS

7. Construction and Design

A moveable sign placed on a footpath area must:

- 7.1 be of a kind known as an 'A' frame or sandwich board sign, an inverted 'T' sign, or a flat sign or, with the permission of the Council, a sign of some other kind;
- 7.2 be designed, constructed and maintained in good quality and condition;
- 7.3 be of strong construction and sufficiently stable or securely fixed so as to keep its position in adverse weather conditions;
- 7.4 have no sharp or jagged edges or corners;
- 7.5 not be unsightly or offensive in appearance or content;
- 7.6 be constructed of timber, metal, plastic or plastic coated cardboard, or a mixture of such materials;
- 7.7 not exceed 900 mm in height, 600 mm in width and 600 mm in depth;
- 7.8 in the case of an 'A' frame or sandwich board sign:
 - 7.8.1 be hinged or joined at the top;
 - 7.8.2 be of such construction that its sides are securely fixed or locked in position when erected; and
 - 7.8.3 not have a base area in excess of 0.6 m²;
- 7.9 in the case of an inverted 'T' sign, not contain struts or members that run between the display area and the base of the sign.

8. Placement

A moveable sign must not be:

- 8.1 placed on any part of a road apart from the footpath area;
- 8.2 placed on a footpath that is less than 2.5 m wide;
- 8.3 placed closer than 2 m from another structure, fixed object, tree, bush or plant;
- 8.4 placed within 1 m of an entrance to any business premises;
- 8.5 placed on the sealed or paved part of a footpath, if there is an unsealed part on which the sign can be placed in accordance with this by-law;
- 8.6 placed so as to interfere with the reasonable movement of persons or vehicles using the footpath or road in the vicinity of where the moveable sign is placed;
- 8.7 placed closer than 1.5 m to the kerb (or, if there is no kerb, to the edge of the carriageway of a road or the shoulder of the road, whichever is the greater);
- 8.8 placed on a landscaped area, other than landscaping that comprises only lawn;
- 8.9 placed within 10 m of an intersection of two or more roads;
- 8.10 placed on a footpath area with a minimum height clearance from a structure above it of less than 2 m;
- 8.11 placed on a designated parking area or within 1 m of an entrance to premises;
- 8.12 tied, fixed or attached to, or placed closer than 2 m to any other structure, object or thing (including another moveable sign);
- 8.13 displayed during the hours of darkness unless it is clearly lit; or
- 8.14 placed in such a position or in such circumstances that the safety of a user of the footpath area or road is at risk.

9. Appearance

A moveable sign placed on the footpath area of a road must, in the opinion of an authorised person:

- 9.1 be painted or otherwise detailed at a competent and professional manner;
- 9.2 be attractive, legible and simply worded to convey a precise message;
- 9.3 be of such design and contain such colours which are compatible with the architectural design of the premises adjacent to the sign, and which relate well to the town scope and overall amenity of the locality in which it is situated;
- 9.4 contain combinations of colour and typographical styles which blend in with and reinforce the heritage qualities of the locality and the buildings where it is situated;
- 9.5 not have balloons, flags, streamers or other things attached to it; and
- 9.6 not rotate or contain flashing parts.

10. Banners

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

Note:

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

11. Restrictions

- 11.1 The owner or operator of a business must not cause or allow more than one moveable sign for each business premises to be displayed on the footpath area of a road at any time.
- 11.2 A person must not, without the Council's permission, display a moveable sign on or attached to or adjacent to a vehicle that is parked on Local Government land (including roads) primarily for the purpose of advertising or offering for sale a product (including the vehicle) or business to which the sign relates.
- 11.3 For the purposes of Clause 11.2, the definition of a 'moveable sign on or attached to or adjacent to a vehicle' does not apply to:
 - 11.3.1 a sign that is required by law to be on or attached to or adjacent to a vehicle; or
 - 11.3.2 any sign which is permanently attached to the chassis or roof of the vehicle; or
 - 11.3.3 any moveable sign in respect of which an authorisation or permit has been issued by the Council.
- 11.4 A person must not cause or allow a moveable sign to be placed on a footpath area unless:
 - 11.4.1 it only displays material which advertises a business being conducted on premises adjacent to the moveable sign or the goods and services available from that business; and
 - 11.4.2 the business premises to which it relates is open to the public.
- 11.5 If in the opinion of the Council a footpath area is unsafe for a moveable sign to be displayed, the Council may prohibit or restrict the display of a moveable sign on such conditions as the Council thinks fit.

12. Exemptions

- 12.1 Subclauses 9.1-9.4, 11.1 and 11.4 of this by-law do not apply to a moveable sign which:
 - 12.1.1 advertises a garage sale taking place from residential premises;
 - 12.1.2 is a directional sign to an event run by a community organisation or charitable body;
- 12.2 Subclauses 9.1-9.4, 11.1 and 11.4 of this by-law do not apply to a flat sign which only contains a newspaper headline and the name of a newspaper or magazine.

- 12.3 A requirement of this by-law will not apply where the Council has granted permission for the moveable sign to be displayed contrary to that requirement.

Note:

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

- placed there pursuant to an authorisation under another Act;
- designed to direct people to the open inspection of any land or building that is available for purchase or lease;
- related to a State or Commonwealth election and is displayed during the period commencing on the issue of the writ of writs for the election and ending at the close of polls on polling day;
- related to an election held under this Act or the Local Government (Elections) Act 1999 and is displayed during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
- the sign is of a prescribed class.

PART 3—ENFORCEMENT

13. Removal of Moveable Signs

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

Note:

Section 227 of the Act provides that:

- (1) If—
 - (a) the design or construction of a moveable sign that has been placed on a road does not comply with a requirement of the council's by-laws; or
 - (b) the positioning of the sign does not comply with a requirement of the council's by-laws; or
 - (c) any other relevant requirement of the council's by-laws is not complied with; or
 - (d) the sign unreasonably—
 - (i) restricts the use of the road; or
 - (ii) endangers the safety of members of the public, an authorised person may order the owner of the sign to remove the sign from the road.

If the authorised person cannot find the owner, or the owner fails to comply immediately with the order, the authorised person may remove and dispose of the sign.

This by-law was duly made and passed at a meeting of the District Council of Grant held on the 14 July 2014, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

T. SMART, Chief Executive Officer

DISTRICT COUNCIL OF GRANT

BY-LAW MADE UNDER THE DOG AND CAT MANAGEMENT ACT 1995 AND THE LOCAL GOVERNMENT ACT 1999

By-law No. 5 of 2014—Dogs

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

PART 1—PRELIMINARY

1. *Title*

This by-law may be cited as the Dogs By-law 2014 and is By-law No. 5 of the District Council of Grant.

2. *Authorising Law*

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

3. *Purpose*

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

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

4. *Expiry*

This by-law will expire on 1 January 2022¹.

Note:

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

5. *Application*

- 5.1 This by-law operates subject to the Council's Permits and Penalties By-law 2014.
- 5.2 Subject to Clauses 5.3, this by-law applies throughout the Council area.
- 5.3 Clauses 9.1.1 and 10.1.2, of this by-law only apply in such part or parts of the Council area as the Council may, by resolution direct in accordance with Section 246 (3) (e) of the Act.

6. *Interpretation*

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

- 6.1 *Act* means the Local Government Act 1999;
- 6.2 *approved kennel establishment* means a building, structure or area approved by a relevant authority, pursuant to the Development Act 1993 for the keeping of dogs on a temporary or permanent basis;
- 6.3 *children's playground* means an enclosed area in which there is equipment or other installed devices for the purpose of children's play (or within 3 m of such devices if there is no enclosed area);
- 6.4 *Council* means the District Council of Grant;
- 6.5 *detached dwelling*, *row dwelling* and *semi-detached dwelling* have the same meanings as in the Development Act 1993;
- 6.6 *dog* (except for in Clause 7.1) has the same meaning as in the Dog and Cat Management Act 1995;
- 6.7 *effective control* means a person exercising effective control of a dog either:
 - 6.7.1 by means of a physical restraint; or
 - 6.7.2 by command, the dog being in close proximity to the person and the person being able to see the dog at all times.
- 6.8 *keep* includes the provision of food or shelter;
- 6.9 *premises* includes land, whether used or occupied for domestic or non-domestic purposes, except an approved kennel establishment;

6.10 *small dwelling* means a self-contained residence that is:

- 6.10.1 a residential flat building;
- 6.10.2 contained in a separate strata unit;
- 6.10.3 on an allotment less than 400-600 m² in area; or
- 6.10.4 without a secure yard of at least 100 m² in area.

6.11 *working dog* means a dog used principally for droving or tending livestock.

Note:

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

PART 2—LIMITS ON DOG NUMBERS

7. *Limits on Dog Numbers in Private Premises*

7.1 Subject to Clauses 7.3 and 7.4, a person must not, without the Council's permission keep:

- 7.1.1 in a township, more than one dog in a small dwelling;
- 7.1.2 in a township or on any premises in the Council's area that are five acres or less in area, more than two dogs in premises other than a small dwelling; or
- 7.1.3 outside of a township on any premises greater than five acres in area, more than three dogs (other than working dogs).

7.2 For the purposes of Clause 7.1, 'dog' means a dog that is three months of age or older or, a dog that has lost its juvenile teeth.

7.3 Clause 7.1 does not apply to:

- 7.3.1 approved kennel establishments operating in accordance with all required approvals and consents; or
- 7.3.2 any business involving dogs provided that the business is registered in accordance with the Dog and Cat Management Act 1995.

7.4 The Council may require that premises which are the subject of an application for permission to keep additional dogs, must be inspected by an authorised person for the purpose of assessing the suitability of the premises for housing dogs.

7.5 No dog is to be kept on any premises where, in the opinion of an authorised person, there is no secure or appropriate area where a dog may be effectively confined.

PART 3—DOG CONTROLS

8. *Dog Exercise Areas*

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

9. *Dog on Leash Areas*

9.1 A person must not, without the Council's permission, allow a dog under that person's control, charge or authority (except an accredited guide dog, hearing dog or disability dog that is required to remain off-lead in order to fulfil its functions) to be or remain:

- 9.1.1 on Local Government land or public place to which the Council has resolved that this subclause applies; and
- 9.1.2 on any park or reserve during times when organised sport is being played,

unless the dog is secured by a strong leash not exceeding 2 m in length which is either tethered securely to a fixed object capable of securing the dog or held by a person capable of controlling the dog and preventing it from being a nuisance or a danger to other persons.

10. Dog Prohibited Areas

10.1 A person must not allow a dog under that person's control, charge or authority (except an accredited guide dog, hearing dog or disability dog) to enter or remain:

- 10.1.1 on any children's playground on Local Government land;
- 10.1.2 on any other Local Government land or public place to which the Council has determined that this subclause applies; or
- 10.1.3 without the Council's permission, on any Local Government land or road upon which an organised event is being held for so long as the event is taking place.

10.2 For the purposes of Clause 10.1.3, an organised event includes a festival, short-term market, parade and/or any other community event at which members of the public are entitled to be in attendance and in respect of which Council's permission has been obtained.

11. Dog Faeces

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

PART 4—ENFORCEMENT

12. Orders

12.1 If a person engages in conduct that is in contravention of this By-law, an authorised person may order that person:

- 12.1.1 if the conduct is still continuing—to stop the conduct; and
- 12.1.2 whether or not the conduct is still continuing—to take specified action to remedy the contravention.

12.2 A person must comply with an order under this clause.

12.3 If a person does not comply with an order, the authorised person may take action reasonably required to have the order carried out, and the Council may recover its costs of any action so taken from the person to whom the order was directed.

12.4 However, an authorised person may not use force against a person under this section.

Note:

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

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

This By-law was duly made and passed at a meeting of the District Council of Grant held on the 14 July 2014, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

T. SMART, Chief Executive Officer

DISTRICT COUNCIL OF GRANT

Resolutions Made 14 July 2014

1. Pursuant to the power contained in Section 246 (5) (b) of the Local Government Act 1999, the Council resolves that for the purposes of Clause 9.1.2 of By-law No. 1—Permits and Penalties 2014, once it is operational, the expiation fee payable for an offence under a Council By-law is \$50.

2. Pursuant to the power contained in Section 246 (3) (e) of the Local Government Act 1999, the Council resolves that, once operational, Clause 9.9.1 of By-law No. 2—Local Government Land 2014 will apply to prohibit a person from launching or retrieving a boat to or from the waters adjacent to:

- (a) the land between Smiths Road, Port MacDonnell extending to the beach access road at the eastern end of the Port MacDonnell Foreshore Tourist Park; and
- (b) the township of Blackfellows Caves,

other than by way of using the boat ramp that is permanently located in each of these areas.

3. Pursuant to the power contained in Section 246 (3) (e) of the Local Government Act 1999, the Council resolves that, once operational, Clause 9.10.1 of By-law No. 2—Local Government Land 2014 will apply to the boat ramps located on:

- (a) Section 804, Hundred MacDonnell (Tenterden Reserve, Sea Parade, Port MacDonnell); and
- (b) Section 621, Hundred of Kongorong (Blackfellows Caves).

4. Pursuant to the power contained in Section 246 (3) (e) of the Local Government Act 1999, the Council resolves that, once operational, Clause 9.1.1 of By-law No. 5—Dogs 2014 regarding dog on-leash areas, will apply to:

- (a) from Smiths Road, Port MacDonnell, extending to the beach access road at the eastern end of the Port MacDonnell Foreshore Tourist Park;
- (b) Port MacDonnell Foreshore Tourist Park located at 12 Eight Mile Creek Road, Port MacDonnell;
- (c) all Council owned sportsgrounds as identified in the Council's Community Land Register;
- (d) Clarke Park, located at Springs Road, Port MacDonnell
- (e) Lions Park, located at the corner of Compton Street and Sea Parade, Port MacDonnell;
- (f) Donovans Landing Reserve, located at Donovans Landing Access Road, Donovans;
- (g) Unger Recreational Reserve, located at Hammer Parade, Blackfellows Caves; and
- (h) Volunteer Park, located at the corner of Charles and Meylin Streets, Port MacDonnell.

5. Pursuant to the power contained in Section 246 (3) (e) of the Local Government Act 1999, the Council resolves that, once operational, Clause 10.1.2 of By-law No. 5—Dogs 2014 regarding dog prohibited areas, will apply to:

- (a) Cemetery Reserve, located at 21 Cemetery Road, Port MacDonnell; and
- (b) Pony Club at the Mount Gambier Airport, located at Airport Road, Wandilo.

T. SMART, Chief Executive Officer

THE DISTRICT COUNCIL OF MALLALA

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that the Council at its meeting held on 23 June 2014 in respect of the financial year ending 30 June 2015, resolved as follows:

Adoption of Valuation

To adopt, for rating purposes, the most recent valuations of the Valuer-General available to the Council of the Capital Value of land within the Council's area totalling \$1 586 092 240 of which \$1 562 838 968 is the total Capital Value of rateable land.

Declaration of Rates and Service Charges

Fixed Charge

To declare a fixed charge of \$100 on all rateable land within its area.

General Rate

To declare differential general rates on property within its area based on land use as follows:

- 0.4203 cents in the dollar on rateable land of Category 1 (Residential), Category 8 (Vacant Land) and Category 9 (Other).

- 0.5464 cents in the dollar on rateable land of Category 2 (Commercial Shop), Category 3 (Commercial Office), Category 4 (Commercial Other), Category 5 (Industry Light) and Category 6 (Industry Other).
- 0.3821 cents in the dollar on rateable land of Category 7 (Primary Production).

Waste Collection Charge

To declare a service charge of \$180.00 for the collection of waste.

Annual Service Charge

To impose service charges in respect to rateable and non-rateable land as follows:

| | |
|--------------|-------|
| Middle Beach | |
| Large tank: | \$400 |
| Small Tank: | \$370 |
| Vacant Land: | \$340 |

Separate Rate

Dublin Water Supply

To declare a separate rate of \$541.46 on rateable land along Harris Road, Dublin.

Natural Resources Management Levy

To declare a separate rate of 0.009621 cents in the dollar on rateable land within its area for the purpose of raising the amount of \$149 414 payable to the Adelaide and Mount Lofty Ranges Natural Resources Management Board.

C. MANSUETO, Chief Executive Officer

DISTRICT COUNCIL OF MOUNT BARKER

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that at its meeting held on 7 July 2014, the Council declared as follows for the year ending 30 June 2015:

Adoption of Valuations

That the most recent valuation of the Valuer-General available to the Council of the Capital Value of land within the Council's area totalling \$5 939 405 740.

Declaration of Differential General Rates

That Differential Rates be declared for the financial year ending 30 June 2015 on the assessed capital value of all rateable land and according to the use of the land and its locality within the area of the Council as follows:

- (1) All residential land within the zones of Primary Production (Mount Lofty Ranges) and Watershed Protection (Mount Lofty Ranges): 0.369591 cents in the dollar.
- (2) All other land within the Council area according to its land use, as follows:
 - Residential (Category 1): 0.410657 cents in the dollar;
 - Commercial (Categories 2, 3 and 4): 0.410657 cents in the dollar;
 - Industry (Categories 5 and 6): 0.410657 cents in the dollar;
 - Vacant Land (Category 8): 0.410657 cents in the dollar;
 - Other (Category 9): 0.410657 cents in the dollar;
 - Primary Production (Category 7): 0.344952 cents in the dollar.

Minimum Rate

A minimum amount payable by way of general rates of \$660 be fixed in respect of rateable land in the Council's area.

Maximum Increase

A maximum increase in the general rate to be charged on rateable land that constitutes the principal place of residence of a principal ratepayer subject to the ratepayer meeting the Council's prescribed eligibility criteria being where the amount of any maximum increase in the general rate is greater than 12.5% or the Principal Ratepayer holds a State Concession Card and is eligible for the maximum pensioner concession and the

amount of any maximum increase in the general rate is greater than 4%. Conditions apply in accordance with Section 153 (4) of Local Government Act 1999 and Council's Annual Business Plan 2014-2015.

*Declaration of Service Charges—
Community Wastewater Management Systems*

An annual service charge of \$421 per property/connection based on the level of usage for the financial year ending 30 June 2015 for any common effluent drainage scheme authorised by the Minister.

Wastewater Sewer Systems

An annual service charge of \$514 based upon the nature of the prescribed service of a sewerage scheme per property/connection for the financial year ending 30 June 2015.

Council provides a rebate of \$93 per property/connection for Brukunga assessments connected to the Sewer System to provide relief against what would otherwise amount to a substantial increase in the service charge.

Refuse Charge

An annual service charge based on the nature of the service for the financial year ending 30 June 2015 for the collection of kerbside waste and recycling in respect of all land:

- (1) within any area designated as 'township' of \$183;
- (2) outside any area designated as 'township' but within the prescribed collection area of \$155.

Primary Production

Properties classified as Primary Production where no dwelling exists are exempt under Council's Kerbside Waste and Recycling Collection Service Policy for the refuse charge and consequently no service (or associated refuse charge) applies to these properties.

Premises classified as exempt from the kerbside collection service due to inaccessibility or similar reasoning by Council will not be required to pay the annual service charge and therefore will not receive a kerbside collection service.

Conditions apply to Schools, multiple Tenancies, Commercial and Industrial Bin Provision and Replacement and Council owned properties (refer Kerbside Waste and Recycling Collection Service Policy for definitions).

Meadows Non-Potable Water Charge

An annual service charge of \$316 for the Meadows non-potable water service based on the nature of the service for the financial year ending 30 June 2015.

Recycled Water Charge

An annual service charge of \$48 for Meadows recycled water service based on the nature of the service for the financial year ending 30 June 2015.

Declaration of Separate Rates

Hahndorf

A differential separate rate of 0.139883 cents in the dollar on all rateable land within the area defined within the Township of Hahndorf on Land uses—Category 2 (Commercial Shop), Category 3 (Commercial Office), Category 4 (Commercial—Other), Category 5 (Industry—Light), Category 6 (Industry—Other) and Category 8 (Vacant Land), with any land with a value that results in a separate rate liability in excess of \$2 570 being capped at a maximum amount payable of \$2 570 under Section 158 (1) (b) of the Local Government Act 1999.

Mount Barker Regional Town Centre

A differential separate rate of 0.042107 cents in the dollar on all rateable land within Mount Barker Regional Town Centre Zone as described in the Development Plan with the Land Uses—Category 2 (Commercial—Shop), Category 3 (Commercial—Office), Category 4 (Commercial—Other), Category 5 (Industry—Light), Category 6 (Industry—Other) and Category 8 (Vacant Land) under Section 158 (1) (b) of the Local Government Act 1999.

Developer Contribution

A separate rate on each of the development sites listed below:

Wellington Road—CT 5406/172 Allotment 14, DP 46774;

Hallet Road—CT 6088/850 Allotment 14, DP 86368;
 Fulford Terrace—CT 5902/341 Allotment 101, DP 62247;
 Matthew Road—CT 6069/653, Piece 201, DP 76919;
 CT 6069/653, Piece 202, DP 76919,

of an amount comprising a fixed charge for the purpose of securing the construction of infrastructure works located directly adjacent or within or near to the development site being works of particular benefit to the land and to the occupiers of the land that is the subject of the proposed development and to visitors to that part of the Council area, and

Hawthorn Road—CT 5888/156 Allotment 98, DP 60057;
 Hawthorn Road—CT 5875/791 Allotment 69, FP 159946,

of an amount comprising a fixed charge for the purpose of securing the construction of infrastructure works located directly adjacent or within or near to the development site being works of particular benefit to the land and to the occupiers of the land that is the subject of the proposed development and to visitors to that part of the Council area.

Transport Infrastructure MDPA Area

A separate rate of a proportionate amount of \$52 030 per hectare on rateable land within the defined MDPA Area which separate rate is the primary mechanism to raise funds to meet the costs of the activity of the required transport infrastructure to support and service the MDPA Area for the benefit of the land the subject of the separate rate and also to the occupiers of the land within the MDPA Area.

Wastewater (Sewer) Infrastructure Mount Barker MDPA Area

A separate rate of a fixed charge of \$7 250 per new allotment on all rateable land within the defined MDPA Area (excepting land parcels in Nairne being LOT: 2 DP: 83527 CT: 6064/932, LOT: 4 FP: 157339 CT: 5385/949 and LOT: 3 FP: 157338 CT: 5520/779 and that portion contained within the MDPA LOT 1: DP83527 CT: 6077/952) the purpose of which is to fund the activity of essential infrastructure works to meet Wastewater needs and being of particular benefit to the land and to the occupiers of the land to which the separate rate applies.

Wastewater (CWMS) Infrastructure Nairne MDPA Area

A separate rate of a fixed charge of \$4 850 per new allotment on all rateable land within the defined Nairne MDPA Area namely land parcels in Nairne being LOT: 2 DP: 83527 CT: 6064/932, LOT: 4 FP: 157339 CT: 5385/949 and LOT: 3 FP: 157338 CT: 5520/779 and that portion contained within the MDPA LOT 1: DP83527 CT: 6077/952 the purpose of which is to fund the activity of essential infrastructure works to meet Wastewater needs and being of particular benefit to the land and to the occupiers of the land to which the separate rate applies.

Recreation, Sport and Community Infrastructure Mount Barker MDPA Area

A separate rate of a fixed charge of \$1 420 per new allotment on all rateable land within the defined MDPA Area (excepting land parcels in Nairne being LOT: 2 DP: 83527 CT: 6064/932, LOT: 4 FP: 157339 CT: 5385/949 and LOT: 3 FP: 157338 CT: 5520/779 and that portion contained within the MDPA LOT 1: DP83527 CT: 6077/952) the purpose of which is to contribute to the activity of recreation, sport and community infrastructure that will be of direct benefit to land within the MDPA Area and to occupiers of that land.

Recreation, Sport and Community Infrastructure Nairne MDPA Area

A separate rate of a fixed charge of \$1 200 per new allotment on all rateable land within the defined Nairne MDPA Area, namely land parcels in Nairne being LOT: 2 DP: 83527 CT: 6064/932, LOT: 4 FP: 157339 CT: 5385/949 and LOT: 3 FP: 157338 CT: 5520/779 and that portion contained within the MDPA LOT 1: DP83527 CT: 6077/952 the purpose of which is to contribute to the activity of recreation, sport and community infrastructure that will be of direct benefit to land within the MDPA Area and to occupiers of that land.

Natural Resource Management Levy

A separate rate of 0.009404 cents in the dollar be declared on the value of rateable land in the area of the Adelaide and Mount Lofty Ranges Natural Resources Management Board.

A separate rate of 0.010032 cents in the dollar be declared on the value of rateable land in the area of the SA Murray-Darling Basin Natural Resources Management Board.

A. STUART, Chief Executive Officer

PORT PIRIE REGIONAL COUNCIL

Adoption of Valuation and Declaration of Rates 2014-2015

NOTICE is hereby given that the Port Pirie Regional Council, at its meeting held on 9 July 2014, in exercise of the powers contained in Chapter 10 of the Local Government Act 1999 and for the year ending 30 June 2015, resolved as follows:

Adoption of Valuations

Pursuant to Section 167 of the Local Government Act 1999, to adopt for rating purposes, the Valuer-General's valuation of capital value of land within the area of the Council totalling \$2 251 265 580.

Declaration of Rates

Pursuant to Sections 151, 153 and 156 of the Local Government Act 1999, to declare differential rates, based on the capital value of the land and by reference to land use as categorised within Regulation 10 of the Local Government (General) Regulations 1999, or by locality of the land as follows:

- In respect of rateable land which is located within the area of the Council and categorised by Land Use Category 1 (Residential) and Category 9 (Other), a differential general rate of 0.350 cents in the dollar.
- In respect of rateable land which is located within Port Pirie city and categorised by Land Use Category 2 (Commercial—Shop), Category 3 (Commercial—Office), Category 4 (Commercial—Other) and Category 5 (Industry—Other), differential general rate of 0.753 cents in the dollar.
- In respect of rateable land which is located outside of Port Pirie city and categorised by Land Use Category 2—Commercial Shop, Category 3 (Commercial—Office), Category 4 (Commercial—Other) and Category 5 (Industry—Other), differential general rate of 0.595 cents in the dollar.
- In respect of rateable land which is located within Port Pirie city and categorised by Land Use Category 6 (Industry—Other) (Nyrstar), a differential general rate of 4.360 cents in the dollar.
- In respect of rateable land which is located within the area of the Council and categorised by Land Use Category 7 (Primary—Production), a differential general rate of 0.270 cents in the dollar.
- In respect of rateable land which is located within Port Pirie city and categorised by Land Use Category 8 (Vacant Land), a differential general rate of 0.700 cents in the dollar.
- In respect of rateable land which is located outside of Port Pirie city and categorised by Land Use Category 8 (Vacant Land), a differential general rate of 0.595 cents in the dollar.

Annual Service Charge— Community Wastewater Management System

Pursuant to Section 155 of the Local Government Act 1999, to adopt a service charge on both rateable and non-rateable land to which it provides or makes available a community wastewater management system and for that service charge to vary on the basis of land being occupied or unoccupied as follows:

- Crystal Brook occupied \$180 per service.
- Crystal Brook unoccupied \$135 per service.
- Napperby occupied \$420 per service.
- Napperby unoccupied \$315 per service.

Annual Service Charge—Waste Management

Pursuant to Section 155 of the Local Government Act 1999, to adopt a service charge of \$228 on all residential properties within the Council area to which it provides the prescribed service of waste collection, and to apply the sliding scale provided for in Regulation 9B (2) of the Local Government (General) Regulations 1999, as prescribed.

Separate Rate—Natural Resource Management Levy

Pursuant to Section 95 of the Natural Resource Management Act 2004, and Section 154 of the Local Government Act 1999, to declare a fixed charge of \$29.20 on all rateable properties located within the area of the Council, to recover amounts payable to the Northern & Yorke Natural Resource Management Board.

Fixed Charge

Pursuant to Section 151 and in accordance with Section 152 of the Local Government Act 1999, to impose a fixed charge of \$415 on rateable land within the area of the Council.

DR A. JOHNSON, Chief Executive Officer

YORKE PENINSULA COUNCIL

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that at a meeting of the Yorke Peninsula Council held on 9 July 2014, the Council resolved for the financial year ending 30 June 2015:

Adoption of Valuations

To adopt for rating purposes the most recent valuations of the Valuer-General available to the Council of the capital value of land within the Council's area totalling \$5 417 726 380.

Declaration of Differential General Rates

To declare differential general rates on rateable land within the Council area as follows:

1. On land of Category 7 use (primary production), a rate of 0.1621 cents in the dollar; and
2. On all other land a rate of 0.2109 cents in the dollar; and
3. To impose a fixed charge component of the general rate of \$400.

*Service Charges**Community Wastewater Management System Service Charges*

To impose service charges on each assessment of rateable and non-rateable land in the following areas to which land the Council makes available a Community Wastewater Management System:

Maitland and Tiddy Widdy Beach areas:

Occupied land: \$450 per unit.

Ardrossan, Balgowan, Black Point, Edithburgh, Point Turton, Port Vincent, Port Victoria, Stansbury, Sultana Point and Yorketown areas:

Occupied land: \$450 per unit.

Vacant allotment: \$340 per unit.

Bluff Beach, Chinaman Wells, Foul Bay, Hardwicke Bay, Port Julia and Rogues Point.

All land: \$450 per unit.

Water Supply Schemes Service Charges

To impose service charges on each assessment of rateable and non-rateable land in the following areas to which land the Council provides or makes available a water supply service:

Balgowan area: \$140.

Black Point area: \$180.

Hardwicke Bay area: \$180.

Waste Collection and Recycling Service Charge

To impose an annual service charge based on the nature and level of usage of the service on both rateable and non-rateable land to which the Council provides the prescribed service of waste collection (the Waste Collection and Recycling Service) as follows:

\$235 for a two bin service; and

\$255 for a three bin service.

Separate Rate

To declare a separate rate of 0.01406 cents in the dollar be declared on all rateable land in the area of the Council to raise the amount of \$738 463 payable to the Northern and Yorke Natural Resources Management Board.

A. CAMERON, Chief Executive Officer

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

Abdulla, Ruby Emilie Maude, late of Gerard, tafe lecturer, who died on 8 June 2011.

Bickmore, Marie Dawn, late of 1033 North East Road, Ridgehaven, home duties, who died on 26 April 2014.

Eisenblaetter, Maria Magdalena, late of 276 Portrush Road, Beulah Park, of no occupation, who died on 6 May 2014.

Fisher, Peter John, late of 3 Rozee Street, Whyalla Norrie, of no occupation, who died on 16 November 2013.

McGibbon, Laurel Myrtle, late of Memorial Drive, Williamstown, of no occupation, who died on 13 May 2014.

Oates, Stuart James, late of 15 Haynes Street, Elizabeth Grove, supervisor, who died on 12 April 2014.

Parrella, Pellegrino, late of 1 Steele Street, Campbelltown, of no occupation, who died on 10 May 2013.

Sandford, Kathleen, late of Albert Street, Gumeracha, of no occupation, who died on 13 May 2014.

Treffery, Gladys Adele, late of 1505 Main North Road, Salisbury East, home duties, who died on 9 June 2006.

Walker, Elma Kathleen, late of 2 Hutchinson Street, Mount Barker, retired nurse, who died on 27 May 2014.

Notice is hereby given pursuant to the Trustee Act 1936, as amended, the Inheritance (Family Provision) Act 1972 and the Family Relationships Act 1975, that all creditors, beneficiaries, and other persons having claims against the said estates are required to send, in writing, to the Office of Public Trustee, G.P.O. Box 1338, Adelaide, S.A. 5001, full particulars and proof of such claims, on or before 15 August 2014, otherwise they will be excluded from the distribution of the said estates; 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 17 July 2014.

D. A. CONTALA, Public Trustee

IN the matter of the estate of the undermentioned deceased person:

Lloyd, Iris Rose, late of 71 Boandik Terrace, Mount Gambier, South Australia, who died on 23 May 2013.

Notice is hereby given pursuant to the Trustee Act 1936, as amended, the Inheritance (Family Provision) Act 1972 and the Family Relationships Act 1975, that all creditors, beneficiaries and other persons having claims against the abovenamed estate are directed to send full particulars and evidence of such claims to the undersigned on or before 22 August 2014, otherwise they will be excluded from the distribution of the said estate; and notice is also hereby given that all persons who are indebted to the above estate are required to pay the amount of their debt to the undersigned or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estate are forthwith to deliver the same to the undersigned.

NATIONAL AUSTRALIA TRUSTEES LIMITED,
The Manager, Trustee Services, Level
10, 22 King William Street, Adelaide,
S.A. 5000

TRUSTEE ACT 1936 (SA)

HOWARD MORTGAGE FUND
(ARSN 090 464 074)*Notice of Intended Distribution*

ANY person having any claim upon the Howard Mortgage Fund (ARSN 090 464 074) must send particulars of the claim to the responsible entity, Fidante Partners Limited, ABN 94 002 835 592, AFSL No. 234668, Level 15, 255 Pitt Street, Sydney, N.S.W. 2000 within two calendar months from publication of this notice.

After that time the responsible entity intends to distribute the property of the Howard Mortgage Fund having regard only to the claims of which the responsible entity had notice at the time of distribution.

Dated 17 July 2014.

TRUSTEE ACT 1936 (SA)

HOWARD WHOLESALE MORTGAGE FUND
(ARSN 093 720 159)*Notice of Intended Distribution*

ANY person having any claim upon the Howard Wholesale Mortgage Fund (ARSN 093 720 159) must send particulars of the claim to the responsible entity, Fidante Partners Limited, ABN 94 002 835 592, AFSL No. 234668, Level 15, 255 Pitt Street, Sydney, N.S.W. 2000 within two calendar months from publication of this notice.

After that time the responsible entity intends to distribute the property of the Howard Wholesale Mortgage Fund having regard only to the claims of which the responsible entity had notice at the time of distribution.

Dated 17 July 2014.

TRUSTEE ACT 1936 (SA)

HOWARD MORTGAGE PLUS TRUST
(ARSN 091 029 248)*Notice of Intended Distribution*

ANY person having any claim upon the Howard Mortgage Plus Trust (ARSN 091 029 248) must send particulars of the claim to the responsible entity, Fidante Partners Limited, ABN 94 002 835 592, AFSL No. 234668, Level 15, 255 Pitt Street, Sydney, N.S.W. 2000 within two calendar months from publication of this notice.

After that time the responsible entity intends to distribute the property of the Howard Mortgage Plus Trust having regard only to the claims of which the responsible entity had notice at the time of distribution.

Dated 17 July 2014.

ATTENTION

CUSTOMERS requiring a proof of their notice for inclusion in the *Government Gazette*, please note that the onus is on you to inform **Government Publishing SA** of any subsequent corrections.

For any corrections to your notice please phone 8207 1045 or Fax 8207 1040 **before** 4 p.m. on Wednesday.

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

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

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