



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, 24 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, 24 July 2014

HIS Excellency the Administrator of the State of South Australia in Executive Council has been pleased to appoint the Honourable John Robert Rau, MP, Deputy Premier, Attorney-General, Minister for Justice Reform, Minister for Planning, Minister for Housing and Urban Development and Minister for Industrial Relations to be also Acting Premier for the period from 26 July 2014 to 1 August 2014 inclusive, during the absence of the Honourable Jay Wilson Weatherill, MP.

By command,

JOHN ROBERT RAU, for Premier

DPC14/053CS

Department of the Premier and Cabinet
Adelaide, 24 July 2014

HIS Excellency the Administrator of the State of South Australia in Executive Council has been pleased to appoint Demetrius Photios Poupoulas as a part-time Commissioner of the Environment, Resources and Development Court of South Australia, and designate him as a Commissioner for the purposes of the Court's jurisdiction under the Development Act 1993 for a term of three years commencing on 24 July 2014 and expiring on 23 July 2017, pursuant to Section 10 of the Environment, Resources and Development Court Act 1993.

By command,

JOHN ROBERT RAU, for Premier

AGO0093/14CS

Department of the Premier and Cabinet
Adelaide, 24 July 2014

HIS Excellency the Administrator of the State of South Australia in Executive Council has been pleased to appoint Kevin Duggan as the review agency for the Independent Commissioner Against Corruption for a three year term commencing on 24 July 2014 and expiring on 23 July 2017, pursuant to the provisions of the Telecommunications (Interception) Act 2012.

By command,

JOHN ROBERT RAU, for Premier

AGO0107/14CS

Department of the Premier and Cabinet
Adelaide, 24 July 2014

HIS Excellency the Administrator of the State of South Australia in Executive Council has been pleased to appoint the SafeWork SA Officer, Christopher Mark Malcolm as an Inspector for the purposes of the Shop Trading Hours Act 1977, commencing on 24 July 2014, pursuant to Section 7 of the Shop Trading Hours Act 1977.

By command,

JOHN ROBERT RAU, for Premier

MIR0029/14CS

Department of the Premier and Cabinet
Adelaide, 24 July 2014

I, THE ADMINISTRATOR of the State of South Australia in Executive Council, hereby appoint the people listed as Justices of the Peace for South Australia for a period of ten years commencing from 24 July 2014 and expiring on 23 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.

Margaret Rose Abbott
Edward Allan Alcock
Michael Maurice Archer
Andrew Ogilvie Mincham Bailey
George Joseph Baldwin
Merrilyn Dawn Boswarva
Joseph Steven Buntain
Gregory John Connor
David James Cook
Rino De Fazio
Mary Caroline Dienhoff
Andrew Cameron Kenneth Dickin
Peter Anton Fopp
Robert Brian Foreman
John Holdsworth Frazer
Sotirios Gardounis
Michael Blinman Giffen
Dennis Leigh Goodchild
Neville Watsford Harrison
Corey Steven Harriss
Robert Craig Haskard
Denise Gayle Jelfs
Glen Robert Kelly
Sue-Anne Kenny
Gary Charles Kite
Dean Norman Lambert
Geoffrey William Lange
Robert Geoffrey Marshall
Gary Charles Miller
David Hugh Monck
Jim Arthur Nikas
David John O'Donnell
Trevor Lawrence Overy
Dianne Cheri Pepper
Graeme William Rice
Colin James Richardson
Shirley Ruth Rivett
Giovanni Savino
Elizabeth Anne Sawley
Gordon Robert Saxon
Frank Scicluna
Geoffrey Brian Spencer
Dennis James Toop
Noel Michael Vickery
Craig Steven Videon
Lynne Heather Walden
David Goffet Wallace
Andrew Dean Watherston
John Rennie Wilson

By command,

JOHN ROBERT RAU, for Premier

Department of the Premier and Cabinet
Adelaide, 24 July 2014

I, THE ADMINISTRATOR of the State of South Australia in Executive Council, hereby appoint the people listed as Justices of the Peace for South Australia for a period of ten years commencing from 24 July 2014 and expiring on 23 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.

Lorenzo Alfonso Arevalo Rodriguez
Graham Kevin Black
Graeme Patrick Bourke
Graham Brammer
Melanie Edith Chapman
Zeyanna Amel Chaptini
Natasha Lillian Kay Chisholm
Yuk Fong Chong
Emma Claire Christie
Thomas James Curtis
Stacey Lee Davidson
Toni Melissa Davies
Kerry Annette Giles
Pauline Anne Glover
Adrianus Peter Hersbach
Peter John Homburg
Robin Keith Hood
Julie Claire Howarth
Darren John Keenan
Michael Shane Kerr
Peter Iestyn Keynes
Laam Karin Kong
Lai-Fan Mandy Lam
Samantha Mignone
Francesco Battiste Monterosso
Christine Edna Florence Morris
Timothy James Mullen
Natalie Anne Oakes
Alpeshkumar Dasharathbhai Patel
David Lawrie Quodling
Natajshia Jeanette Rimington
Jillian Patricia Rushmer
Peter David Schwennesen
Mark Sekerin
Jagjit Singh Sethi
Kuwar Paul Singh
Bianca Jane Smith
Kym James Smith
Simon Christopher Smith
Wayne Leslie Smith
Maree Violet Thompson
Glen Maurice Wadrop
Deborah Ziernicki

By command,

JOHN ROBERT RAU, for Premier

FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE note that the notice made under Section 79 of the Fisheries Management Act 2007, dated 7 January 2014, and published in the *South Australian Government Gazette* dated 9 January 2014, on page 5, being the second notice on that page, referring to the West Coast Prawn Fishery, is hereby varied such that it will not be unlawful for a person fishing pursuant to a West Coast Prawn Fishery Licence to use prawn trawl nets in the waters specified in Schedule 1, under the conditions specified in Schedule 2, during the period specified in Schedule 3.

SCHEDULE 1

The waters of the West Coast Prawn Fishery adjacent to Coffin Bay, Ceduna and Venus Bay.

SCHEDULE 2

1. Each licence holder must ensure that a representative sample of the catch (a 'bucket count') is taken at least three times per night during the fishing activity.

2. Each 'bucket count' sample must be accurately weighed to 7 kg where possible and the total number of prawns contained in the bucket must be recorded on the daily catch and effort return.

3. Fishing must cease if one of the following limits is reached:

- a total of 14 nights of fishing are completed;
- the average catch per vessel, per night (for all three vessels) drops below 300 kg for two consecutive nights;
- the average prawn 'bucket count' for all three vessels exceeds 240 prawns per bucket on any single fishing night in the Coffin Bay area; or
- the average prawn 'bucket count' for all three vessels exceeds 240 prawns per bucket on any single fishing night in the Venus Bay area; or
- the average prawn 'bucket count' for all three vessels exceeds 270 prawns per bucket on any single fishing night in the Ceduna area.

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

5. No fishing activity may be undertaken between the prescribed times of sunrise and sunset for Adelaide (as published in the *South Australian Government Gazette*, pursuant to the requirements of the Proof of Sunrise and Sunset Act 1923) during the period specified in Schedule 3.

SCHEDULE 3

Commence at sunset on 19 July 2014 and end at sunrise on 4 August 2014.

Dated 16 July 2014.

B. MILIC, Prawn Fisheries Manager

GEOGRAPHICAL NAMES ACT 1991

FOR PUBLIC CONSULTATION

Notice of Intention to Discontinue the Name and Assign a Name and a Boundary to a Place and to Alter the Boundary of Places

NOTICE is hereby given pursuant to the provisions of the above Act, that the Minister for Transport and Infrastructure seeks public comment on a proposal to:

- Discontinue the locality of **CULTANA** marked (A) on Rack Plan 1074 and include the land into the locality of **WHYALLA BARSON**.
- Create a new locality of **CULTANA** from the land marked (B) on Rack Plan 1074.
- Include into the locality of **WHYALLA BARSON** that area marked (C) on Rack Plan 1074.
- Include into the locality of **MIDDLEBACK RANGE** the areas marked (D) and (E) Rack Plan 1074.
- Include into the locality of **KATUNGA STATION** that area marked (F) on Rack Plan 1074.
- Exclude from the locality of **KATUNGA STATION** and include into the new locality of **CULTANA** that area marked (G) on Rack Plan 1074.
- Exclude from the locality of **CORUNNA STATION** and include into the new locality of **CULTANA** that area marked (H) on Rack Plan 1074.

Copies of Rack Plan 1074 showing the extent of the subject area can be viewed at:

- The Office of the Surveyor-General, 101 Grenfell Street, Adelaide.
- The Land Services web-site:
www.sa.gov.au/landservices/namingproposals

Submissions in writing regarding this proposal may be lodged with the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A., 5001, within one month of the publication of this notice.

Dated 17 July 2014.

M. BURDETT, Surveyor-General

DPTI.2014/13764/01

LAND ACQUISITION ACT 1969

(SECTION 16)

Notice of Acquisition

THE Commissioner of Highways (the 'Authority'), 136 North Terrace, Adelaide, S.A. 5000, acquires the following interests in the following land:

Definition of Land Acquired

Comprising an estate in fee simple in that piece of land situated at 139 and 139A South Road, Ridleyton, being the whole of Allotment 15 in Filed Plan No. 102981 comprised in Certificate of Title Volume 5151, Folio 848.

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

Compensation

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

Inquiries

Inquiries should be directed to:

Carlene Russell,
G.P.O. Box 1533,
Adelaide, S.A. 5001
Telephone: (08) 8343 2454

Dated 18 July 2014.

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

B. NICHOLSON, Acting Manager, Real Estate Services (Authorised Officer),
Department of Planning, Transport and Infrastructure

DPTI: 2013/21707/01

LAND ACQUISITION ACT 1969

(SECTION 16)

Notice of Acquisition

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

Definition of Land Acquired

Comprising an unencumbered estate in fee simple in that piece of land situated at 117-121 South Road, Hindmarsh, being a portion of Allotment 50 in Deposited Plan No. 40295, comprised in Certificate of Title Volume 5234, Folio 611 and being the whole of the land numbered 10 in the plan lodged in the Lands Title Office and numbered D94394.

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

Compensation

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

Inquiries

Inquiries should be directed to:

Mary Rose Ward,
G.P.O. Box 1533,
Adelaide, S.A. 5001
Phone (08) 8343 2706

Dated 22 July 2014.

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

B. NICHOLSON, Acting Manager, Real Estate Services (Authorised Officer),
Department of Planning, Transport and Infrastructure

DPTI 2006/15128/02

LOCAL GOVERNMENT (ELECTIONS) ACT 1999

Local Government Elections—Roll Close

YOU are entitled to vote in the November 2014 Council elections if you are on the State electoral roll.

You need to complete and return an electoral enrolment form by 5 p.m. on Friday, 8 August 2014, if you have recently:

- turned 18; or
- changed your residential or postal address.

You may provisionally enrol if you are 17 years of age. If you turn 18 on or before the close of voting for Council elections on 7 November 2014, you will be enrolled to vote.

Electoral enrolment forms are available from your local post office or download from www.ecsa.sa.gov.au or www.aec.gov.au.

If you are not eligible to enrol on the State electoral roll you may still be eligible to enrol to vote if you own or occupy a property. More information about eligibility and enrolling to vote for Council elections is available from www.lga.sa.gov.au or by contacting your Council.

K. MOUSLEY, Returning Officer

MINING ACT 1971

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

Applicant: FMG Resources Pty Ltd

Location: Warriner Creek area—Approximately 120 km south-east of Coober Pedy.

Pastoral Lease: Anna Creek

Term: 2 years

Area in km²: 140

Ref.: 2014/00028

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

J. MARTIN, Mining Registrar

MINING ACT 1971

NOTICE is hereby given in accordance with Section 35A (1) of the Mining Act 1971, that an application for an extractive minerals 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: C & J Dicker Earthmoving Pty Ltd

Claim No.: MC 4361

Location: Allotment 92, Filed Plan 178422, Kingston SE

Area: 8.25 hectares

Purpose: Extractive Minerals (Sand)

Ref.: T02963

Written submissions in relation to the granting of the mining lease 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 applicant 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 28 (5) of the Mining Act 1971, that the Minister for Mineral Resources and Energy proposes to grant an Exploration Licence over the undermentioned area:

Applicant: Endeavour Copper Gold Pty Ltd
 Location: Kingoonya area—Approximately 205 km south of Coober Pedy.
 Pastoral Leases: North Well, Wilgena, Coondambo and Bon Bon.
 Term: 2 years
 Area in km²: 315
 Ref.: 2014/00036

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

J. MARTIN, Mining Registrar

NATIVE VEGETATION ACT 1991

Appointment of Authorised Officers

PURSUANT to Section 33A (1) of the Native Vegetation Act 1991 (hereinafter referred to as 'the Act'), I, Ian Hunter, Minister for Sustainability, Environment and Conservation, in the State of South Australia, being the Minister of the Crown to whom the administration of the Act is for the time being committed do hereby appoint the following persons as authorised officers to exercise power pursuant to Section 33B and to issue directions pursuant to Section 31E of the Act for the whole of the State of South Australia:

Graham Carpenter
 Melanie Carson
 Ian Colquhoun
 Benjamin Della Torre
 Hannah Dridan
 Andrew Groom
 Michael Hodder
 Tanya Milne
 Trevor O'Riley
 Beatrice Rogers
 Adam Schutz
 Stuart Southcombe
 Mark Storry
 Sybille Thorpe
 Robert Wallace
 Lucinda Watson
 Tony Zidarich

The appointment will commence on 1 July 2014 and is indefinite subject to a variation or revocation of the appointment by notice in writing. Further, this appointment is revoked if the person named ceases to be an employee of the Crown.

Dated 9 July 2014.

IAN HUNTER, Minister for Sustainability,
 Environment and Conservation

NATIONAL PARKS AND WILDLIFE (NATIONAL PARKS) REGULATIONS 2001

Temporary Partial Closure of Ewens Ponds Conservation Park

PURSUANT to Regulations 8(3) (a) of the National Parks and Wildlife (National Parks) Regulations 2001, I, Grant Anthony Pelton, as Director, Regional Coordination, Partnerships and Stewardship, formerly entitled Director, Public Land Management and Operational Support, Regional Services, authorised delegate of the Director of National Parks and Wildlife, close to the public, part of Ewens Ponds Conservation Park from 6 a.m. on Monday, 1 September 2014 until 6 p.m. on Sunday, 30 November 2014.

The closure applies to all bodies of water in the reserve. As such, no diving or swimming is permitted in the Ponds during the closure period.

The purpose of the closure is for the proper management of the reserve during the period indicated.

Dated 21 July 2014.

G. A. PELTON, Director, Regional
 Coordination, Partnerships and
 Stewardship, Department of
 Environment and Natural Resources

ROADS (OPENING AND CLOSING) ACT 1991: SECTION 24

NOTICE OF CONFIRMATION OF ROAD PROCESS ORDER

Road Closure—Richardson Place, Roxby Downs

BY Road Process Order made on 5 May 2014, the Municipal Council of Roxby Downs ordered that:

1. Portion of Richardson Place situate adjoining the south-eastern boundary of Allotment 100 in Deposited Plan 82761 more particularly delineated and lettered 'A' on the Preliminary Plan No. 13/0025 be closed.

2. Issue a Certificate of Title to the Municipal Council of Roxby Downs for the whole of the land subject to closure which land is being retained for public purposes.

On 4 July 2014 that order was confirmed by the Minister for Transport and Infrastructure conditionally upon the deposit by the Registrar-General of Deposited Plan 94152 being the authority for the new boundaries.

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

Dated 24 July 2014.

M. P. BURDETT, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991: SECTION 24

NOTICE OF CONFIRMATION OF ROAD PROCESS ORDER

Road Closure—Klingers Road, Crystal Brook

BY Road Process Order made on 2 June 2014, the Port Pirie Regional Council ordered that:

1. The whole of Klingers Road situate north of Taylors Road and dividing Sections 759 and 761, Hundred of Crystal Brook, more particularly delineated and lettered 'A' on the Preliminary Plan No. 14/0007 be closed.

2. Transfer the whole of the land subject to closure to Rosstyn Eric Taylor and Norma Alvena Taylor in accordance with the Agreement for Transfer dated 2 June 2014 entered into between the Port Pirie Regional Council and R. E. and N. A. Taylor.

On 4 July 2014 that order was confirmed by the Minister for Transport and Infrastructure conditionally upon the deposit by the Registrar-General of Deposited Plan 94135 being the authority for the new boundaries.

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

Dated 24 July 2014.

M. P. BURDETT, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991: SECTION 34

ORDER BY THE MINISTER TO CLOSE ROAD

Nora Creina

BY an Order made on 2 May 2014 under Sections 6 and 34 of the Roads (Opening and Closing) Act 1991, the Minister for Transport and Infrastructure ordered that the whole of the unnamed public road situated adjoining Powells Road and dividing Sections 95 and 180, Hundred of Bray be closed.

Vest in the Crown the whole of the land subject to closure.

On 2 May 2014 that order was confirmed by the Minister for Transport and Infrastructure conditionally upon the deposit by the Registrar-General of Deposited Plan 93675 being the authority for the new boundaries.

Notice of the Order is hereby published in accordance with Section 34 (7) of the said Act.

Dated 24 July 2014.

M. P. BURDETT, Surveyor-General

DPTI 14/0003

South Australia

Motor Vehicles (Conditional Registration—Recognition of Motor Vehicle Clubs) Notice 2013

under the *Motor Vehicles Act 1959*

1—Short title

This notice may be cited as the *Motor Vehicles (Conditional Registration—Recognition of Motor Vehicle Clubs) Notice 2013*.

2—Commencement

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

3—Interpretation

In this notice—

Act means the *Motor Vehicles Act 1959*;

Code of Practice means the ‘Code of Practice for Historic Vehicles, Prescribed Left Hand Drive Vehicles and Street Rod Vehicles’ published by the Department of Planning, Transport and Infrastructure;

Conditional Registration Scheme or *Scheme* means the scheme for conditional registration of historic, prescribed left hand drive and street rod motor vehicles under section 25 of the Act and regulations 15 and 16 of the Motor Vehicles Regulations 2010;

Federation means the Federation of Historic Motoring Clubs Inc;

MR334 form means an ‘Approval for Conditional Registration of a Historic, Prescribed Left Hand Drive or Street Rod Vehicle MR334 Form’;

Registrar means the Registrar of Motor Vehicles;

Regulations means the Motor Vehicles Regulations 2010.

4—Recognition of motor vehicles clubs

The motor vehicle clubs specified in Schedule 1 are, subject to the conditions set out in clause 5, recognised for the purposes of regulation 16 of the Regulations.

5—Conditions of recognition

A motor vehicle club specified in Schedule 1 must comply with the following conditions:

- (a) the club must maintain a constitution approved by the Registrar;
- (b) the club must nominate and have members authorised by the Registrar (*authorised persons*) to approve motor vehicles for registration under the Scheme; to inspect members’ vehicles; and to issue prescribed log books to club members for each of their vehicles to record vehicle use;

- (c) the club must obtain from each member before the end of each year a statutory declaration made by the member verifying the eligibility of their motor vehicle to be registered under section 25 of the Act for the Scheme and detailing any modifications made to the vehicle during that year;
- (d) the club's authorised persons must undertake inspections of members' motor vehicles and ensure that the vehicles are eligible, in keeping with the requirements in regulations 15 and 16 of the Regulations and the criteria set out in the Code of Practice, to be registered under section 25 of the Act—
 - (i) on entry to the Conditional Registration Scheme;
 - (ii) when requested to do so by the Registrar;
 - (iii) when members' annual statutory declarations disclose that their vehicles have been modified since the entry inspection and/or previous inspection;
 - (iv) periodically at least once every 3 years;
- (e) the club's authorised persons must validate a member's log book annually and must not do so unless a member's statutory declaration has been received for the purposes of paragraph (c) and the relevant vehicle inspection requirements of paragraph (d) have been met;
- (f) the club must cancel a member's log book when a member resigns, must record all approved variations to a vehicle's condition in a member's log book for that vehicle, must ensure that a statutory declaration is provided when a member's log book is lost or destroyed and must forward copies of log book return sheets to the Federation annually;
- (g) the club must create and maintain records detailing all its financial members, its authorised persons, all members' motor vehicles for which a MR334 form has been issued, all motor vehicle inspections undertaken for the purposes of paragraph (d), all statutory declarations received and log books issued;
- (h) the club must keep records for a period of 5 years from the date of the document and these records include all duplicate MR334 forms, all records of motor vehicle inspections undertaken in accordance with paragraph (d), all statutory declarations provided by members for the purposes of paragraphs (c) and (f), all log books issued by reference to their serial number, the member's name and the vehicle for which it was issued, all copy exemption documents issued to members for their motor vehicles in accordance with section 163AA of the *Road Traffic Act 1961* and to make all such records available for inspection or provide copies of the records at the request of the Registrar for audit purposes;
- (i) the club must ensure, as far as practicable, that all members comply with the Code of Practice and all members' motor vehicles continue to meet the eligibility requirements set out in the Regulations and Code of Practice;
- (j) the club, as far as practicable, must report to the Registrar or the Federation details of members and motor vehicles not complying with the conditions and criteria set out in the Code of Practice for the Scheme;
- (k) the club must provide to the Registrar, within 2 months after the end of the club's financial year, an annual report detailing members from that financial year with vehicles registered under the Scheme who are no longer financial members of the club;

- (1) the club must notify the Registrar within 14 days on official club letterhead of resolution to cease operation as a club and must provide the club records specified in paragraph (h) to the Registrar within 7 days of its dissolution.

Note—

Under regulation 16(3)(c) of the *Motor Vehicles Regulations 2010*, the Registrar may, by notice in the Gazette, withdraw the recognition of a motor vehicle club if satisfied that the club has contravened or failed to comply with a condition applying to its recognition by the Registrar, or if there is other good cause to withdraw the recognition.

Schedule 1—Recognised motor vehicle clubs

Historic motor vehicle clubs and Prescribed left-hand drive motor vehicle clubs

Citroen Societe South Australia Inc

Made by the Registrar of Motor Vehicles

On 4 July 2014

NATURAL RESOURCES MANAGEMENT ACT 2004

Notice of Volume of Water Available for Allocation from the River Murray Consumptive Pool

PURSUANT to Section 146 (4) of the Natural Resources Management Act 2004 ('the Act'), I, Ian Hunter, Minister for Sustainability, Environment and Conservation for the State of South Australia and Minister to whom the Act is committed, hereby determine the volume of water available from the River Murray Consumptive Pool of the River Murray Prescribed Watercourse for allocation to water access entitlement holders for the period 1 July 2014 to 30 June 2015, is set out in Schedule 1 below:

SCHEDULE 1

Class of Water Access Entitlement	Volume of Water Available for Allocation	Water Allocation Rate	Water Allocation Rate as a % of Nominal Maximum Water Allocation Rate of 1 kL/unit share
	(kL)	(kL/unit share)	(%)
Class 1	8 704 910	1	100
Class 2	50 000 000	1	100
Class 3a	544 018 767	1	100
Class 3b	21 038 369	1	100
Class 4	4 423 526	1	100
Class 5	5 519 841	1	100
Class 6	130 000 000	1	100
Class 7	38 366 550	1	100
Class 8	22 200 000	1	100
Class 9	42 502 135	1	100

This Notice will remain in effect until 30 June 2015, unless earlier varied.

Dated 21 July 2014.

IAN HUNTER, Minister for Sustainability, Environment and Conservation

South Australia

Supreme Court Fast Track Rules Adoption Rules 2014

1—Citation

These rules may be cited as the *Supreme Court Fast Track Rules Adoption Rules 2014*.

2—Commencement

These rules commence on 1 October 2014.

3—Adoption

Schedule 1 to these rules forms part of the rules of this court made pursuant to section 72 of the *Supreme Court Act 1935* and may be cited as the *Fast Track Rules 2014*.

GIVEN under our hands and the Seal of the Supreme Court of South Australia
this 27th day of June 2014.

C. KOURAKIS, CJ
T. A. GRAY, J
J. R. SULAN, J
A. M. VANSTONE, J
M. DAVID, J
P. KELLY, J
D. H. PEEK, J
M. F. BLUE, J
T. L. STANLEY, J
K. G. NICHOLSON, J
A. BAMPTON, J
G. J. PARKER, J

The Schedule

South Australia

Fast Track Rules 2014

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Chapter 1—Preliminary

Part 1—Formal provisions

1—Citation

These Rules may be cited as the *Fast Track Rules 2014*.

2—Commencement

These Rules commence on 1 October 2014.

Part 2—Objects

3—Objects

The objects of these Rules are to—

- (a) establish a Fast Track Stream in the Supreme and District Courts for the resolution of civil disputes in straight forward cases;
- (b) provide an optional process for the resolution of civil disputes to ensure a more expeditious and less expensive determination of straight forward cases;
- (c) encourage the resolution of civil disputes by agreement between the parties;
- (d) facilitate the allocation and transfer of actions between streams and courts to ensure that an action is heard in the most appropriate stream and court;
- (e) limit interlocutory steps and pre-trial hearings in fast track proceedings;
- (f) facilitate the listing of fast track proceedings for trial at an early stage; and
- (g) simplify the trial of fast track proceedings.

Part 3—Interpretation

4—Interpretation

- (1) In these Rules, unless the contrary intention appears, terms which are defined by the *Supreme Court Civil Rules 2006* have the meaning defined by those rules.
- (2) In these Rules, unless the contrary intention appears—
contract offer – see rule 25(2)(b);
the Court means the Court in which a matter is proceeding;
defendant—a party against whose interest the action lies or who is entitled to be heard in opposition to the plaintiff's claim;

Examples—

- 1 A person against whom contribution or indemnity is sought is a defendant to the claim for contribution or indemnity.
- 2 If a counterclaim is brought by a defendant, the plaintiff on the claim is defendant to the counterclaim. (In a composite action, a person may be defendant in one or more of the constituent actions and plaintiff in another or others).
- 3 A person against whom a third party action is brought is a defendant to the third party claim.

Fast Track Appeal Scale means the scale of costs so defined in the Fast Track Supplementary Rules;

Fast Track Elevated Scale means the scale of costs so defined in the Fast Track Supplementary Rules;

Fast Track Ordinary Scale means the scale of costs so defined in the Fast Track Supplementary Rules;

Fast Track Stream – see rule 7;

Fast Track Supplementary Rules – see rule 6;

formal offer of settlement – see rule 25(1);

General Civil Rules means the rules of the Court in which a matter is proceeding applying generally to civil proceedings, being—

- (a) the *Supreme Court Civil Rules 2006* in the Supreme Court;
- (b) the *District Court Civil Rules 2006* in the District Court;
- (c) the *Magistrates Court (Civil) Rules 2013* in the Magistrates Court;

or their successors.

Initial Hearing – see rule 17;

judgment offer – see rule 25(2)(a);

notice of election into the Fast Track Stream – see rule 10;

Ordinary Stream – see rule 8;

plaintiff—the party that seeks relief in a primary or secondary action is the plaintiff (and, in the case of a composite action, a person may be defendant in one or more of the individual actions and plaintiff in another or others);

prescribed date – see rule 10(3);

Pre-Trial Hearing – see rule 18;

prima facie eligibility criteria – see rule 10(2);

quantum – see rules 10 and 11;

Registrar means the Registrar of the Court, a Deputy Registrar or other person performing administrative functions under a Registrar's supervision;

Relevant Stage means the Relevant Stage defined in the Fast Track Supplementary Rules;

special proceedings means—

- (a) proceedings governed by Chapters 8 or 15 of the *Supreme Court Civil Rules 2006* or governed by rules other than the *Supreme Court Civil Rules 2006*;
- (b) proceedings governed by Chapters 8 or 15 of the *District Court Civil Rules 2006* or governed by rules other than the *District Court Civil Rules 2006*;

tender documents means documents which a party intends to tender in evidence at trial;

trial includes an assessment of damages when judgment for the plaintiff on liability has been or will be entered;

unreasonably rejects – see rule 27(2).

Part 4—Application of Rules

5—Application of Rules

- (1) It is intended that these Rules operate in a Court if they are adopted by that Court.
- (2) It is intended that, if these Rules are adopted by the Supreme Court, they apply generally to civil proceedings instituted in or transferred to the Fast Track Stream in the Supreme Court.
- (3) It is intended that, if these Rules are adopted by the District Court, they apply generally to civil proceedings instituted in or transferred to the Fast Track Stream in the District Court.
- (4) It is intended that, if a proceeding in the Fast Track Stream is transferred to the Magistrates Court, these Rules except Chapter 3 apply to the proceeding in the Magistrates Court if an order is made by a Magistrate that these Rules are to apply to that proceeding.
- (5) It is intended that, if a proceeding is instituted in the Magistrates Court and a Magistrate in his or her discretion considers that it is desirable that and orders that the proceeding be governed by these Rules, these Rules except Chapter 3 apply to that proceeding in the Magistrates Court.
- (6) Unless the Court otherwise directs, these Rules do not apply to special proceedings.
- (7) Unless the Court otherwise directs, these Rules do not apply to proceedings instituted before 1 October 2014.
- (8) To the extent of any inconsistency between these Rules and the General Civil Rules, these Rules prevail insofar as they operate.
- (9) Unless the Court otherwise orders, if a proceeding is transferred from the Fast Track Stream to the Ordinary Stream or vice versa—
 - (a) the Rules applicable to the proceeding at the time a formal offer of settlement is made govern the validity and meaning of that offer; and
 - (b) the Rules applicable at the time of acceptance of the formal offer of settlement or at trial, as the case may be, govern the costs consequences of the making of that offer and of any acceptance or non-acceptance of it.
- (10) Subject to subrules (8) and (9), the General Civil Rules apply to proceedings in the Fast Track Stream.

Part 5—Court’s control of procedure

6—Supplementary Rules

- (1) It is intended that the Court make supplementary rules necessary or convenient for the regulation of proceedings in and institution and transfer of proceedings into or out of the Fast Track Stream (the *Fast Track Supplementary Rules*).
- (2) In particular, it is intended that the Fast Track Supplementary Rules—
 - (a) supplement these Rules;
 - (b) modify these Rules in respect of a particular category of proceedings;

- (c) give directions as to practices to be followed;
- (d) prescribe scales of costs;
- (e) prescribe approved forms.

Chapter 2—Establishment of streams

Part 1—Establishment of streams

7—Establishment of Fast Track Stream

- (1) A Fast Track Stream is established in the Supreme Court.
- (2) A Fast Track Stream is established in the District Court.
- (3) It is intended that proceedings which are straight forward and which are suited to Fast Track Stream processes without causing unfairness to a party will proceed in the Fast Track Stream of the appropriate court.

8—Establishment of Ordinary Stream

- (1) An Ordinary Stream is established in the Supreme Court.
- (2) An Ordinary Stream is established in the District Court.
- (3) General civil proceedings will proceed in the Ordinary Stream unless they are instituted in or transferred into the Fast Track Stream.

Part 2—Entry into and designation of streams

9—Entry of proceedings into appropriate stream

- (1) The Registrar of the Court is to maintain a record of the stream in which a general civil proceeding is proceeding.
- (2) All documents filed in a general civil proceeding are to show as part of the action heading, immediately above the action number, the stream in which the matter is proceeding at the time of filing the relevant document.

Chapter 3—Entry into and transfer between streams

Part 1—Election into Fast Track Stream

10—Election of party

- (1) Any party may elect that a proceeding be instituted in or transferred into the Fast Track Stream by filing in the Court and serving on all other parties a notice of election into the Fast Track Stream on or before the prescribed date.
- (2) A *notice of election into the Fast Track Stream* is to be in the approved form and to include a certification by the party's solicitor, or the party where self-represented, that in the reasonable opinion of the solicitor or party respectively—
 - (a) the combined quantum of the claim and of any counterclaim does not exceed \$250,000; and

- (b) the trial of the proceeding is not expected to take more than three days (the *prima facie eligibility criteria*).
- (3) For the purpose of this rule, the *prescribed date* is five days after the last to occur of—
 - (a) the date or due date (whichever first occurs) of or for filing of the defence by the defendant or each defendant to the primary action; and
 - (b) the date or due date (whichever first occurs) of or for filing of the defence by the defendant or each defendant to a cross action when a cross action is commenced at the same time as a defence; and
 - (c) the date or due date (whichever first occurs) of or for filing of the defence by the third party or each third party to a third party action when a third party action is commenced at the same time as a defence.

11—Quantum of claims

- (1) The following rules apply for the purpose of forming an opinion concerning the quantum of the claim and of any counterclaim.
- (2) When the plaintiff elects upon institution of the action that it be entered in the Fast Track Stream, the quantum of the plaintiff's claim will be the amount shown in the statement of claim. If the defendant had foreshadowed a claim against the plaintiff before institution of the action, the quantum of the anticipated counterclaim will be the amount quantified by the defendant or otherwise the amount reasonably anticipated by the plaintiff to be the amount of a counterclaim upon filing.

Note—

Under rule 15(4), a statement of claim and a counterclaim in the Fast Track Stream are required to quantify the amount of the plaintiff's or counterclaimant's claim, whether the claim is liquidated or unliquidated.

- (3) When a party elects that an action be transferred into the Fast Track Stream after it has been instituted, the quantum of the claim and counterclaim (where applicable) will be the amount claimed in the statement of claim and any counterclaim and otherwise the amount reasonably anticipated to be the amount of the claim and of any counterclaim or anticipated counterclaim.

Part 2—Discretionary transfer between streams

12—Transfer into Fast Track Stream

- (1) A party may apply to the Court to transfer a proceeding out of the Ordinary Stream into the Fast Track Stream even if it does not meet the *prima facie* eligibility criteria.
- (2) Unless the Court otherwise orders, any such application is to be made at or before the first hearing of the proceeding (whether a preliminary hearing or directions hearing).
- (3) The Court may on its own initiative transfer a proceeding out of the Ordinary Stream into the Fast Track Stream or to a different court to which the Court has power to transfer.

13—Transfer out of Fast Track Stream

- (1) A party may apply to the Court to transfer a proceeding out of the Fast Track Stream into the Ordinary Stream notwithstanding that it meets the *prima facie* eligibility criteria.

- (2) Unless the Court otherwise orders, any such application is to be made at or before the Initial Hearing.
- (3) A party may request that the application be heard as soon as practicable at a preliminary hearing. Unless the Court otherwise orders, any such application must be made within 7 days of the applicant receiving notice that the proceeding is in or is now in the Fast Track Stream.
- (4) Subject to rule (3), unless the Court otherwise orders, the application will be heard and determined at the Initial Hearing.
- (5) The Court may on its own initiative transfer a proceeding out of the Fast Track Stream into the Ordinary Stream or to a different court.

14—Criteria for discretionary transfer

When considering whether to transfer a proceeding into or out of the Fast Track Stream, the criteria are—

- (a) whether the proceeding is straight forward so as to be suitable to proceed at both the pre-trial and trial stages in the Fast Track Stream;
- (b) the advantages and disadvantages to the parties of the matter proceeding in the Fast Track Stream;
- (c) whether it will be unfair to a party for the matter to proceed in the Fast Track Stream; and
- (d) the preferences of the parties.

Chapter 4—Elements of action at first instance

15—Pleadings

- (1) Subject to subrules (2) to (5), the pleadings are governed by the General Civil Rules.
- (2) The originating process for an action, cross action or third party action is to be accompanied by a pleading and not an affidavit in lieu of a pleading. However, if the proceeding is transferred into the Fast Track Stream after having proceeded on affidavits in lieu of pleadings, unless the Court otherwise orders, it is to continue on affidavits in lieu of pleadings.
- (3) The pleadings are to be expressed simply and concisely, identify the issues in dispute and give to the other parties notice of the case to be met.
- (4) A pleading of a claim, cross action or third party action is to quantify all actions whether liquidated or unliquidated.
- (5) If a pleading or affidavit in lieu of pleading filed before transfer into the Fast Track Stream does not comply with subrule (4), the party filing it is within seven days after the transfer to file a pleading or affidavit in lieu of pleading, as the case may be, complying with subrule (4).

Chapter 5—Pre-trial procedures

Note—

Parts 1 and 1A of Chapter 7 of the *Supreme Court Civil Rules 2006* and the *District Court Civil Rules 2006* do not apply to a proceeding in the Fast Track Stream – see rule 124(1) exception 4 of those Rules.

Part 1—Preliminary hearing

16—Preliminary hearing

- (1) A preliminary hearing will be convened by the Registrar if a party requests a preliminary hearing—
 - (a) under rule 13(3); or
 - (b) under the General Civil Rules.
- (2) At a preliminary hearing, the Court may fix the date and time for an Initial Hearing or make any directions which could be made at an Initial Hearing.

Part 2—Initial Hearing

17—Initial Hearing

- (1) An Initial Hearing is to be held on a date and at a time fixed by the Registrar and notified to the parties.
- (2) In the District and Supreme Courts, the notice of Initial Hearing will also nominate a proposed trial week.
- (3) The principal matters to be considered at the Initial Hearing are—
 - (a) settlement;
 - (b) identification of the real issues in dispute;
 - (c) determination whether there should be split trials (dividing liability from quantum, issue from issue, or claim from counterclaim or third party claim);
 - (d) transfer to a different stream or a different court;
 - (e) any application that the Low, Mid or High Fast Track Scale of costs apply to the proceeding instead of the otherwise applicable Fast Track Scale;
 - (f) directions for interlocutory steps and evidence at trial;
 - (g) hearing or fixing a date for hearing any interlocutory application or other pre-trial matter;
 - (h) fixing the date of the Pre-Trial Hearing; and
 - (i) fixing the trial week for a proceeding in the District or Supreme Courts or a trial date for a proceeding in the Magistrates Court.
- (4) If it is proposed that expert evidence be adduced at trial, the Court will consider whether—
 - (a) a single independent expert should be jointly instructed by the parties to provide a report;
 - (b) expert evidence should be adduced only from experts retained separately by the parties; or
 - (c) expert evidence should be adduced under both paragraphs (a) and (b).

Part 3—Pre-Trial Hearing

18—Pre-Trial Hearing

- (1) A Pre-Trial Hearing is to be held on a date fixed at the Initial Hearing or otherwise on a date fixed by the Registrar and notified to the parties.
- (2) The principal matters to be considered at the Pre-Trial Hearing are—
 - (a) settlement;
 - (b) confirmation of readiness for trial and estimated trial length;
 - (c) pre-trial directions not already made at the Initial Hearing; and
 - (d) identification of the real issues in dispute.
- (3) At the Pre-Trial Hearing, the parties are to produce to the Court—
 - (a) tender documents;
 - (b) lists of witnesses;
 - (c) written evidence when a direction has previously been made for written evidence; and
 - (d) copies of expert reports not previously filed.

Part 4—Interlocutory steps

19—Interpretation

In this Part, unless the contrary intention appears—

general interlocutory application means an interlocutory application relating to pleadings (including particulars), disclosure of documents, notices to admit, written answers to written questions, expert reports or other interlocutory steps taken in preparation towards trial;

special interlocutory application means an interlocutory application seeking—

- (a) an extension of time or permission to serve originating process, to constitute or continue an action as a representative action, or other permission needed to proceed with the action; or
- (b) a search order, a freezing order, an interim or interlocutory injunction, security for costs, default or summary judgment, setting aside judgment, transfer of the action, a stay of proceedings, referral to mediation or other special order outside the scope of orders for steps in preparation for trial.

20—Interlocutory steps

- (1) The parties to a proceeding, and their lawyers, have a duty to the Court to take all steps necessary to ensure that the proceeding is ready for trial at the allocated time and to use all reasonable endeavours to agree on any dispute which arises in the progress towards trial.
- (2) If a party fails to comply with an applicable timetable fixed by these Rules or a direction of the Court, the Court may order that the defaulting party pay the costs incurred due to the delay in an amount fixed by way of lump sum payable immediately.

21—Interlocutory applications

- (1) Before making an interlocutory application for any order which the Court is empowered to make before trial, a party is first to use reasonable endeavours to resolve the issue by agreement.
- (2) An interlocutory application is to identify concisely the orders sought and grounds on which it is sought.
- (3) A supporting affidavit is not to be filed with a general interlocutory application.
- (4) A supporting affidavit may be filed with a special interlocutory application if necessary.

22—Interlocutory hearings

- (1) The hearing of an interlocutory application will be conducted informally according to equity, good conscience and the substantial merits of the case. The interlocutory hearing will take the form of an inquiry by the Court into the matters in dispute.
- (2) In general, the Court will not receive sworn evidence on a general interlocutory application.
- (3) No order for costs of a general interlocutory application or hearing will be made, unless the Court is satisfied that a party has adopted an unreasonable position, in which event an order for costs may be made against that party in an amount fixed by way of lump sum payable immediately.
- (4) No order for costs of an application for permission to proceed with or transfer of an action will ordinarily be made.

Part 5—Expert reports

23 Disclosure of instructions to expert

- (1) Upon providing assumptions and questions to an expert for the purpose of obtaining an expert report upon which a party intends to rely at trial, a party must simultaneously serve upon each other party to the action a copy of the assumptions and questions.
- (2) For the purposes of this rule, a party intends to rely upon the expert report at trial despite the intention being conditional upon the opinions expressed by the expert.

Chapter 6—Settlement offers

Part 1—Offers of settlement

24—Exclusion of General Civil Rules

- (1) Rules 187 and 188 of the *Supreme Court Civil Rules 2006* do not apply to a proceeding in the Fast Track Stream.
- (2) Rules 187 and 188 of the *District Court Civil Rules 2006* do not apply to a proceeding in the Fast Track Stream.

25—Offers of settlement

- (1) A party may at any time file an offer of settlement in the Court (a *formal offer of settlement*).
- (2) A formal offer of settlement is to be expressed—
 - (a) in terms of a judgment to be entered upon acceptance of the offer (a *judgment offer*); or
 - (b) in terms capable of constituting a legally binding contract upon acceptance (a *contract offer*).
- (3) A formal offer of settlement is to—
 - (a) be in the approved form;
 - (b) if the offer relates to some, but not all, of the claims involved in the proceeding – state to which claims it relates; and
 - (c) address costs separately from all other matters.
- (4) A formal offer of settlement may—
 - (a) include any terms as to principal relief;
 - (b) include any terms as to costs;
 - (c) stipulate a time, being not less than 21 days after service of the offer, after which the offer is withdrawn;
 - (d) contain any conditions subject to which the offer is made;
 - (e) include reasons why it would be unreasonable for the offer not to be accepted;
 - (f) attach correspondence or other documents;
 - (g) be expressed to be an open offer.
- (5) Subject to compliance with subrule (3), a formal offer of settlement may comprise or reproduce an offer (whether without prejudice, without prejudice save as to costs or open) made before institution of the proceeding.
- (6) A formal offer of settlement is to be served on all other parties to the proceeding immediately upon being filed.
- (7) Provided that it has not been accepted, a formal offer of settlement may be withdrawn any time after 21 days have elapsed after service of the offer, by the filing and service on each party of a notice of withdrawal in the approved form.
- (8) Unless expressed to be an open offer, a formal offer of settlement will be treated as being made without prejudice save as to costs.
- (9) Unless expressed to be an open offer, a formal offer of settlement is to be filed in a suppressed file and is not to be disclosed to the trial Judge or Magistrate (or the adjudicating officer) unless—
 - (a) the offer is accepted in accordance with rule 26; or
 - (b) all questions to which the offer is relevant have been determined; or
 - (c) the Court permits disclosure of the offer.

26—Acceptance of offer

- (1) A party to whom a formal offer of settlement has been made which has not expired or been withdrawn may, before judgment in the proceeding, accept the offer or, where the offer contains alternatives, an alternative contained in the offer.
- (2) The acceptance of a formal offer of settlement is to be in the approved form.
- (3) When a judgment offer is accepted and any conditions subject to which the offer is made are satisfied, judgment reflecting the terms of the offer may be entered by consent.
- (4) When a contract offer is accepted, either party may apply to the Court for appropriate orders in light of the terms of the contract constituted by the offer and acceptance.
- (5) When a formal offer of settlement is accepted which is expressed to include payment of a party's costs of action up to the date of acceptance or any other date specified in the offer, the party whose costs are to be paid is entitled to costs up to the Relevant Stage on the appropriate Fast Track Scale in accordance with the Fast Track Supplementary Rules.

27—Unreasonable rejection of formal offer of settlement

- (1) Subject to the residual discretion of the Court, when a party unreasonably rejects a formal offer of settlement—
 - (a) the costs incurred in the proceeding up to the Relevant Stage which has been reached 14 days after service of the formal offer of settlement are unaffected by the unreasonable rejection; but
 - (b) thereafter that party will not be entitled to costs and the offeror will be entitled to costs for subsequent Relevant Stages on the appropriate Fast Track Elevated Scale in accordance with the Fast Track Supplementary Rules.
- (2) For the purpose of this Rule—
 - (a) a plaintiff unreasonably rejects a judgment offer by a defendant if the Court determines the proceeding on terms not more favourable than 90 per cent of the monetary value of the defendant's offer and the plaintiff does not accept the offer;
 - (b) a defendant unreasonably rejects a judgment offer by a plaintiff if the Court determines the proceeding on terms not less than 10 per cent more favourable to the plaintiff than the monetary value of the plaintiff's offer and the defendant does not accept the offer;
 - (c) a plaintiff unreasonably rejects a formal offer of settlement by a defendant if the defendant is successful at trial and the trial Judge or Magistrate considers that in all the circumstances the plaintiff unreasonably rejected the formal offer of settlement;
 - (d) a co-defendant or co-defendants unreasonably reject a formal offer of settlement by another defendant to contribute a specified dollar figure or a specified percentage of the quantum awarded to the plaintiff if the defendants are found to be jointly and severally liable to the plaintiff and the trial Judge or Magistrate considers that in all the circumstances the co-defendant or co-defendants unreasonably rejected the formal offer of settlement.

Chapter 7—Trial

Part 1—Listing for trial

28—Supreme and District Courts

- (1) The Registrar will designate certain months during the year as Fast Track Months.
- (2) Proceedings will not be listed for trial on a specific date but will be listed for a specific week in a Fast Track Month.
- (3) A callover of proceedings listed for trial in a Fast Track Month will be held on a date fixed by the Registrar during the preceding month.
- (4) At the callover, there will be identified those proceedings which are proceeding to trial during the allocated weeks and the order of listing of proceedings for each allocated week.

29—Magistrates Court

Proceedings will be listed for trial in the same manner as in the Ordinary Stream.

Part 2—Trial

30—Conduct of trial

- (1) The parties to a proceeding, and their lawyers, have a duty to the Court to take all reasonable steps to ensure that the trial proceeds as expeditiously and efficiently as possible.
- (2) The trial Judge or Magistrate may control the conduct of the trial to efficiently identify the issues in dispute, the parties' respective contentions and hear the evidence relevant to those issues.
- (3) The trial Judge or Magistrate may give directions about—
 - (a) the issues on which the Court requires evidence;
 - (b) the nature of the evidence the Court requires to decide those issues;
 - (c) the way in which the evidence is to be placed before the Court;
 - (d) limiting the number of witnesses or the amount of evidence that a party may call or introduce on a particular issue.
- (4) For example, the trial Judge or Magistrate may—
 - (a) inquire into and determine the issues in dispute at trial;
 - (b) give directions as to the order in which witnesses give evidence, regardless of the party by whom they are called;
 - (c) direct that witnesses give evidence on different topics at different times during the trial;
 - (d) direct the concurrent hearing of evidence by experts in the same or related fields of expertise;
 - (e) direct the concurrent hearing of evidence by lay witnesses concerning similar or overlapping topics;
 - (f) direct that submissions be heard on different topics at different times during the trial or otherwise depart from the usual order in which submissions are made;

- (g) direct that evidence or submissions or both be heard on one issue before they are heard on another issue;
 - (h) limit the time spent on the whole or any part of evidence or submissions.
- (5) The trial Judge or Magistrate will exercise existing powers under the *Evidence Act 1929* to dispense with technicalities and control the trial to ensure that it proceeds efficiently and expeditiously.
- (6) The trial Judge or Magistrate may use his or her power under this rule to exclude evidence that would otherwise be admissible.

Chapter 8—Costs

Part 1— Court’s discretion as to costs

31—Exclusion of General Civil Rules

- (1) Parts 1 and 2 of Chapter 12 of the *Supreme Court Civil Rules 2006* do not apply to a proceeding in the Fast Track Stream.
- (2) Parts 1 and 2 of Chapter 12 of the *District Court Civil Rules 2006* do not apply to a proceeding in the Fast Track Stream.

32—Court’s discretion as to costs

- (1) Subject to the express provisions of any applicable legislation and these Rules, the costs of a proceeding in the Fast Track Stream are in the discretion of the Court.
- (2) As a general rule, costs follow the event.
- (3) The Court may make an order reflecting different results on discrete issues in the proceeding but only if there are exceptional circumstances.

33—Fast Track Ordinary Scale

Unless and to the extent that costs are to be on the Fast Track Elevated Scale in accordance with these Rules and the Fast Track Supplementary Rules or the Court otherwise orders in its residual discretion, when costs are awarded in favour of a party, the costs are to be determined in accordance with the Fast Track Ordinary Scale.

34—Levels of Ordinary Scale

- (1) At any time before or at the Initial Hearing, any party may elect that the Fast Track Mid or High Scale applies to the proceeding by filing and serving a notice in the approved form. Otherwise the Fast Track Low Scale is applicable.
- (2) If one party so elects, the Fast Track Mid or High Scale, as the case may be, will apply in lieu of the Fast Track Low Scale (for the purposes of both rules 31 and 33) unless the Court otherwise orders at the Initial Hearing.
- (3) The criterion for determining whether the Low, Mid or High scale is to apply is whether the work required before and at trial is likely to be in the low, mid or high range for a Fast Track proceeding.

35—Fast Track Elevated Scale

The appropriate Fast Track Elevated Scale applies to Relevant Stages of a proceeding in accordance with rule 27.

36—Amount of judgment

- (1) Subject to the Court's order to the contrary, general costs of action are not to be awarded in favour of a successful plaintiff unless the amount or value of the principal relief (excluding interest since institution of the action and costs) exceeds the prescribed sum.
- (2) The prescribed sum means \$25,000 or a higher or lower sum as may be fixed by the Court at the Initial Hearing or, in exceptional circumstances, at the Pre-Trial Hearing.
- (3) The Court may make an order that subrule (1) does not apply at any stage of the proceeding.

Chapter 9—Appeals

37—Application of General Civil Rules

- (1) Subject to rules 38 to 40, Chapter 13 of the *Supreme Court Civil Rules 2006* applies to appeals to the Supreme Court in relation to interlocutory and final judgments in Fast Track Stream proceedings.
- (2) Subject to rules 38 to 40, Chapter 13 of the *District Court Civil Rules 2006* applies to appeals to the District Court from interlocutory judgments of Masters in Fast Track Stream proceedings.

38—Interlocutory appeal

- (1) An appeal in respect of an order made for the transfer of a proceeding into or out of the Fast Track Stream is an appeal in respect of an interlocutory order.
- (2) All interlocutory appeals are subject to the granting of permission to appeal in accordance with the General Civil Rules.
- (3) The application for permission to appeal and the appeal will be heard concurrently. The hearing will be conducted informally according to equity, good conscience and the substantial merits of the case.

39—Final appeal

- (1) An appeal is to be by way of re-hearing (unless the law under which the appeal is brought provides to the contrary).
- (2) Subject to any limitation on its powers arising apart from these Rules, the Court may determine an appeal as the justice of the case requires despite the failure of parties to the appeal to raise relevant grounds of appeal, or to state grounds of appeal appropriately in the notice of appeal.
- (3) Subject to any limitation on its powers arising apart from these Rules, the Court may—
 - (a) draw inferences of fact from evidence taken at the original hearing and, in its discretion, hear further evidence on a question of fact;

- (b) amend or set aside the judgment subject to the appeal and give any judgment that the justice of the case requires; and
 - (c) make orders for the costs of the appeal.
- (4) The Court will not remit the case or part of the case for re-hearing or re-consideration unless exceptional circumstances apply and it is necessary in the interests of justice.

40—Costs on appeal

- (1) Unless the Court otherwise orders, any costs awarded on an appeal against an interlocutory judgment will be for a fixed sum in accordance with the Fast Track Appeal Scale payable immediately.
 - (2) Unless the Court otherwise orders, any costs awarded in respect of an appeal against a final judgment will be for a fixed sum in accordance with the Fast Track Appeal Scale.
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South Australia
Supreme Court Fast Track Supplementary
Rules Adoption Rules 2014

1—Citation

These rules may be cited as the *Supreme Court Fast Track Supplementary Rules Adoption Rules 2014*.

2—Commencement

These rules commence on 1 October 2014.

3—Adoption

Schedule 1 to these rules forms part of the rules of this court made pursuant to section 72 of the *Supreme Court Act 1935* and may be cited as the *Fast Track Supplementary Rules 2014*.

GIVEN under our hands and the Seal of the Supreme Court of South Australia
this 27th day of June 2014.

C. KOURAKIS, CJ
T. A. GRAY, J
J. R. SULAN, J
A. M. VANSTONE, J
M. DAVID, J
P. KELLY, J
D. H. PEEK, J
M. F. BLUE, J
T. L. STANLEY, J
K. G. NICHOLSON, J
A. BAMPTON, J
G. J. PARKER, J

The Schedule

South Australia

Fast Track Supplementary Rules 2014

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Chapter 1—Preliminary

Part 1—Formal provisions

1—Citation

These Supplementary Rules may be cited as the *Fast Track Supplementary Rules 2014*.

2—Commencement

These Supplementary Rules commence on 1 October 2014.

Part 2—Objects

3—Objects

The objects of these Supplementary Rules are to—

- (a) make rules necessary or convenient for the regulation of proceedings involving the institution and transfer of proceedings into and out of the Fast Track Stream;
- (b) supplement the Rules;
- (c) modify the Rules in respect of a particular category of proceedings;
- (d) prescribe approved forms; and
- (e) prescribe costs scales.

Part 3—Interpretation

4—Interpretation

- (1) Unless the contrary intention appears, terms which are defined by the *Fast Track Rules 2014* have the meaning defined by those Rules.
- (2) In these Supplementary Rules, unless the contrary intention appears—
Fast Track Rules or the *Rules* means the *Fast Track Rules 2014*;
General Civil Supplementary Rules means the supplementary rules, if any, of the Court in which a matter is proceeding applying generally to civil proceedings, being—
 - (a) the *Supreme Court Civil Supplementary Rules 2014* in the Supreme Court;
 - (b) the *District Court Civil Supplementary Rules 2014* in the District Court;or their successors.

principal relief – see Schedule 1;

professional costs – see Schedule 1;

quantum – see Schedule 1.

Part 4—Application of Supplementary Rules

5—Application of Supplementary Rules

- (1) It is intended that these Supplementary Rules operate in a Court if they are adopted by that Court.
- (2) It is intended that, if these Supplementary Rules are adopted by the Supreme Court, they apply generally to civil proceedings instituted in or transferred to the Fast Track Stream in the Supreme Court.
- (3) It is intended that, if these Supplementary Rules are adopted by the District Court, they apply generally to civil proceedings instituted in or transferred to the Fast Track Stream in the District Court.
- (4) It is intended that, if a proceeding in the Fast Track Stream is transferred to the Magistrates Court, these Supplementary Rules except Chapter 3 apply to the proceeding in the Magistrates Court if an order is made by a Magistrate that the Fast Track Rules are to apply to that proceeding.
- (5) It is intended that, if a proceeding is instituted in the Magistrates Court and a Magistrate in his or her discretion considers that it is desirable and orders that the proceeding be governed by the Fast Track Rules and Fast Track Supplementary Rules, these Supplementary Rules, except Chapter 3, apply to that proceeding in the Magistrates Court.
- (6) Unless the Court otherwise directs, these Supplementary Rules do not apply to special proceedings.
- (7) Unless the Court otherwise directs, these Supplementary Rules do not apply to proceedings instituted before 1 October 2014.
- (8) To the extent of any inconsistency between these Supplementary Rules and the General Civil Supplementary Rules, these Supplementary Rules prevail insofar as they operate.
- (9) Unless the Court otherwise orders, if a proceeding is transferred from the Fast Track Stream to the Ordinary Stream or vice versa—
 - (a) the rules applicable to the proceeding at the time a formal offer of settlement is made govern the validity and meaning of that offer; and
 - (b) the rules applicable at the time of acceptance of a formal offer of settlement or at trial, as the case may be, govern the costs consequences of the making of a formal offer of settlement and of any acceptance or non-acceptance of it.
- (10) Subject to paragraphs (8) and (9), the General Civil Supplementary Rules apply to proceedings in the Fast Track Stream.

Chapter 2—Establishment of streams

Part 1—Establishment of streams

[No supplementary rule]

Part 2—Entry into and designation of streams

6—Entry of proceedings into appropriate stream

- (1) When—
 - (a) a party files a notice of election into the Fast Track Stream under rule 10 of the Rules; or
 - (b) the Court orders that a proceeding be transferred into the Fast Track Stream under rule 12 of the Rules; or
 - (c) the Court orders that a proceeding be transferred out of the Fast Track Stream under rule 13 of the Rules;

the Registrar of the Court is to assign the proceedings accordingly.

Chapter 3—Entry into and transfer between streams

Part 1—Election into Fast Track Stream

7—Election of party

The approved form of a notice of election into the Fast Track Stream under rule 10 of the Rules is FTS 1.

Part 2—Discretionary transfer between streams

8—Criteria for discretionary transfer

- (1) When considering whether a proceeding is straight forward so as to be suitable to proceed in the Fast Track Stream, the following factors will typically be considered—
 - (a) number of parties;
 - (b) type of dispute and nature of cause of action;
 - (c) complexity of the facts and/or law;
 - (d) need for complex or controversial interlocutory steps;
 - (e) whether expert evidence is likely to be adduced at trial, number of experts and complexity of expert evidence;
 - (f) number of lay witnesses and complexity of lay evidence;
 - (g) likely length of trial;
 - (h) readiness of parties for trial;
 - (i) compliance with applicable pre-action protocols;
 - (j) any special reasons for expediency;
 - (k) any other relevant consideration.
- (2) When considering whether it will be unfair to a party for a matter to proceed in the Fast Track Stream, the following factors will typically be considered—
 - (a) amount of the claim or claims;

- (b) readiness of parties for trial;
- (c) likely costs incurred and recoverable on success;
- (d) circumstances of the parties;
- (e) any other relevant consideration.

Chapter 4—Elements of action at first instance

[No supplementary rule]

Chapter 5—Pre-trial procedures

Part 1—Preliminary hearing

9—Preliminary hearing

A preliminary hearing in the District and Supreme Courts will be conducted by a Judge or a Master depending on the nature of the application and judicial availability.

Part 2—Initial Hearing

9—Initial Hearing

- (1) As a general rule, the date fixed for the Initial Hearing will be approximately three weeks after the prescribed date under rule 10(3) of the Rules or after the date on which the proceeding was transferred into the Fast Track Stream, whichever is later. In urgent cases, the Registrar will list the Initial Hearing to be heard earlier.
- (2) An Initial Hearing in the District and Supreme Courts will generally be conducted by a Judge.
- (3) The Court expects that the solicitor with principal conduct of the proceeding or, if counsel is briefed in the proceeding, counsel will attend at the Initial Hearing.
- (4) The matters to be considered at the Initial Hearing will typically include—
 - (a) inquiring into the steps taken to explore the possibility of settlement and what steps should be taken to explore, or further explore, the possibility of settlement;
 - (b) the desirability of the parties attending a mediation;
 - (c) identifying the real issues in dispute;
 - (d) determining whether there should be split trials (dividing liability from quantum, issue from issue or claim from counterclaim or third party claim);
 - (e) reviewing the estimated trial length;
 - (f) reviewing whether it is appropriate for the proceeding to remain in the Fast Track Stream and determining whether it should be transferred to a different stream;
 - (g) reviewing whether it is appropriate that the proceeding remain in the Court and determining whether it should be transferred to a different court;
 - (h) on the application of any party, determining whether the Low, Mid or High Fast Track Scale of costs is to apply to the proceeding;
 - (i) inquiring whether any potential trial Judge or Magistrate is disqualified;

- (j) making orders for discovery or disclosure of documents in addition to preliminary disclosure if and to the extent appropriate;
 - (k) giving directions for written evidence (witness statements, affidavits or summaries) if and to the extent appropriate;
 - (l) giving directions for expert reports where applicable;
 - (m) if appropriate, making directions restricting expert evidence to be adduced by the parties and/or appointing a single independent expert at the parties' expense;
 - (n) hearing and determining any interlocutory application or other pre-trial matter;
 - (o) fixing a date for hearing and determination of any interlocutory application or other pre-trial matter.
 - (p) fixing the date for the Pre-Trial Hearing;
 - (q) fixing the trial date or trial week, as the case may be (taking into account the time reasonably required for the parties to be ready for trial).
- (5) If one party at the Initial Hearing seeks referral of the proceeding to mediation, it may be expected that ordinarily an order will be made requiring the parties to mediate.

Part 3—Pre-Trial Hearing

10—Pre-Trial Hearing

- (1) As a general rule, the date fixed for the Pre-Trial Hearing will be approximately four weeks before the scheduled commencement of trial.
- (2) The Court expects that counsel (whether barrister or solicitor) who is to conduct the trial will attend at the Pre-Trial Hearing.
- (3) The matters to be considered at the Pre-Trial Hearing will typically include—
 - (a) inquiring into the steps taken to explore the possibility of settlement and what steps, if any, should be taken to further explore the possibility of settlement;
 - (b) reviewing whether the parties have complied with applicable timetables;
 - (c) identifying the real issues in dispute;
 - (d) confirming that the proceeding is ready for trial and the estimated trial length;
 - (e) confirming that the proceeding should remain in the Fast Track Stream;
 - (f) giving any pre-trial directions which may be required or appropriate.

Chapter 6—Settlement offers

Part 1—Offers of settlement

11—Offers of settlement

- (1) The approved form of a formal offer of settlement under rule 25 of the Rules is FTS 2A or FTS 2B.
- (2) The approved form of withdrawal of a formal offer of settlement under rule 25 of the Rules is FTS 3.

12—Acceptance of offer

The approved form of acceptance of a formal offer of settlement under rule 26 of the Rules is FTS 4A or 4B.

Chapter 7—Trial**13—Reasons for judgment**

Parties should expect that reasons for judgment will be concise and will ordinarily be confined to—

- (a) brief reference to significant background or uncontested matters;
- (b) credibility findings in respect of significant witnesses whose credit is challenged with brief reasons;
- (c) findings on contested issues of fact with brief reasons;
- (d) conclusions on contested issues of law; and
- (e) where relief is granted, the relief granted and brief reasons for it.

Chapter 8—Costs**Part 1—Court’s discretion as to costs****14—Relevant Stages**

The Relevant Stages of a proceeding for the purpose of costs are as follows—

- (a) stage 1 – from institution of action to and including Initial Hearing;
- (b) stage 2 – from completion of Initial Hearing to commencement of trial incorporating—
 - (i) stage 2A – from stage 1 to half way between Initial Hearing and Pre-Trial Hearing;
 - (ii) stage 2B – from stage 2A to and including Pre-Trial Hearing;
 - (iii) stage 2C – from stage 2B to commencement of trial;
- (c) stage 3 – trial and judgment incorporating—
 - (i) stage 3A – first day of trial;
 - (ii) stage 3B – second day of trial;
 - (iii) stage 3C – third day of trial.

15—Costs Scales

- (1) The Fast Track Ordinary Scale is contained in table 1 of Schedule 1.
- (2) The Fast Track Elevated Scale is contained in table 2 of Schedule 1.

Chapter 9—Appeals**16—Fast Track Appeal Scale**

The Fast Track Appeal Scale is contained in table 3 of Schedule 1.

Schedule 1 — Fast Track Scales of Costs

- (1) For the purposes of the cost scales in this Schedule—
 - (a) when costs are awarded in favour of a successful plaintiff, cross claimant or third party claimant, the *quantum* of the claim is the total amount or value of the principal relief granted in favour of the plaintiff or cross claimant or third party claimant;
 - (b) when the defendant to a claim, cross action or third party action is successful, the *quantum* of the claim, cross action or third party action is the total amount or value of the principal relief claimed against that defendant;
 - (c) when there is both a claim by a successful party and an unsuccessful cross action against that party, the *quantum* of the proceedings is the total of the amount referred to in (a) and the amount referred to in (b).
- (2) For the purposes of this Schedule, *principal relief* means the principal relief awarded or claimed (as the case may be) disregarding interest since instituting the action, cross action or third party action (as the case may be) and disregarding costs.
- (3) For the purposes of this Schedule, *professional costs* encompass costs on account of all professional fees charged by solicitors and counsel for work performed in connection with the proceedings together with all photocopying, communications and like charges.
- (4) When professional costs are recoverable in accordance with the Fast Track Scale of Costs, the successful party is also entitled to recover disbursements reasonably incurred in the proceeding, including court fees, witness fees and other external disbursements. However, unless the trial Judge or Magistrate otherwise orders, a party cannot recover disbursements for more than one expert witness and cannot recover more than \$3,000 for disbursements paid to an expert witness.
- (5) When—
 - (a) a proceeding settles by acceptance of a formal offer of settlement under rule 26 of the Rules during stage 2 and it is necessary to determine the costs payable by one party to the other under the terms of settlement up to that stage of the proceedings; or
 - (b) a proceeding does not settle due to the rejection of a formal offer of settlement filed during stage 2 and a party is entitled under rule 27 of the Rules to an order of the Court for costs on the Fast Track Ordinary Scale up to the stage reached 14 days after the formal offer of settlement was filed and to costs on the Fast Track Elevated Scale thereafter;

the costs payable under (a) and the costs payable on the Fast Track Ordinary Scale under (b) are to be calculated according to whether the proceeding was in stage 2A, stage 2B or stage 2C at the relevant time on the basis that one third of the costs in table 1 is attributable to stage 2A, one third to stage 2B and one third to stage 2C.

Example—

If the case is the subject of the Fast Track Ordinary Mid Scale and it settles part way through stage 2A by the acceptance of a formal offer made part way through stage 2A and the terms of the offer included that the offeror's costs of action were payable for the period up to acceptance of the offer, the offeror is entitled to costs in the "mid" column table 1 for stage 1 and one third of the figure in the "mid" column for stage 2.

- (6) For the purposes of table 3, a proceeding will be classified on appeal as Low, Mid or High according to its classification in the court at first instance.

- (7) If the quantum of the judgment or claim (as the case may be) is less than \$63,000, the costs are calculated at the percentage of the quantum shown in table 1 or table 2 with the quantum rounded to the nearest \$1,000.

Table 1 - Fast Track Ordinary Scale (Professional Costs)

Quantum \$63,000 or more

NUMBER	STAGE	Low	Mid	High
1	Institution to Initial Hearing	\$4,500	\$5,625	\$6,750
2	Up to commencement of trial	\$4,500	\$5,625	\$6,750
3A	First day of trial	\$3,000	\$3,750	\$4,500
3B	Second day of trial	\$3,000	\$3,750	\$4,500
3C	Third day of trial	\$3,000	\$3,750	\$4,500

Quantum less than \$63,000*

NUMBER	STAGE	Low	Mid	High
1	Institution to Initial Hearing	7.2% of quantum	9% of quantum	10.8% of quantum
2	Up to commencement of trial	7.2% of quantum	9% of quantum	10.8% of quantum
3A	First day of trial	4.8% of quantum	6% of quantum	7.2% of quantum
3B	Second day of trial	4.8% of quantum	6% of quantum	7.2% of quantum
3C	Third day of trial	4.8% of quantum	6% of quantum	7.2% of quantum

* Quantum rounded to nearest \$1,000

Table 2 - Fast Track Elevated Scale (Professional Costs)**Quantum \$63,000 or more**

NUMBER	STAGE	Low	Mid	High
1	Institution to Initial Hearing	\$6,000	\$7,500	\$9,000
2	Up to commencement of trial	\$6,000	\$7,500	\$9,000
3A	First day of trial	\$4,000	\$5,000	\$6,000
3B	Second day of trial	\$4,000	\$5,000	\$6,000
3C	Third day of trial	\$4,000	\$5,000	\$6,000

Quantum less than \$63,000*

NUMBER	STAGE	Low	Mid	High
1	Institution to Initial Hearing	9.6% of quantum	12% of quantum	14.4% of quantum
2	Up to commencement of trial	9.6% of quantum	12% of quantum	14.4% of quantum
3A	First day of trial	6.4% of quantum	8% of quantum	9.6% of quantum
3B	Second day of trial	6.4% of quantum	8% of quantum	9.6% of quantum
3C	Third day of trial	6.4% of quantum	8% of quantum	9.6% of quantum

* Quantum rounded to nearest \$1,000

Table 3 – Fast Track Appeal Scale (Professional Costs)

	Low	Mid	High
Appeal against an interlocutory judgment	\$1,500	\$1,500	\$1,500
Appeal against a final judgment	\$4,000	\$5,000	\$6,000

Schedule 2 — Approved Forms**[Action heading]****Rule 10**

Form FTS 1

Election into Fast Track Stream

ELECTION INTO FAST TRACK STREAM

The *(role of party)*, *(name of party)* **ELECTS** pursuant to rule 10 that this proceeding be instituted in/transferred into *(strike out whichever is inapplicable)* the Fast Track Stream.

It is **CERTIFIED** that, in my reasonable opinion:

- (a) the combined quantum of the claim and of any counterclaim does not exceed \$250,000; and
- (b) the trial of the proceeding is not expected to take more than three days.

Dated 20.....

(signed)

Solicitor for the *(role and name of party)*

(OR)

(where self represented, role and name of party)

Rule 25

Form FTS 2A

Formal Offer of Settlement (Judgment Offer)

FORMAL OFFER OF SETTLEMENT (JUDGMENT OFFER)

The *(role of party)*, *(name of party)* **OFFERS** pursuant to rule 25 to settle the proceedings *(or if a particular claim in the proceeding, specify claim)* as follows:

(insert terms of judgment except as to costs which would be entered if offer is accepted)

(insert terms of offer as to costs)

(insert any conditions subject to which the offer is made)

(insert any other matter permitted by rule 25)

(signed)

Solicitor for the *(role and name of party)*

(OR)

(where self represented, role and name of party)

To:

(role and name of other party/parties to the proceeding)

Rule 25

Form FTS 2B

Formal Offer of Settlement (Contract Offer)

FORMAL OFFER OF SETTLEMENT (CONTRACT OFFER)

The *(role of party)*, *(name of party)* **OFFERS** pursuant to rule 25 to settle the proceedings *(or if a particular claim in the proceedings, specify claim)* as follows:

(insert terms of contract on all matters except costs which will arise if offer is accepted)

(insert terms of contract as to costs which will arise if offer is accepted)

(insert any conditions subject to which offer is made)

(insert any other matter permitted by rule 25)

(signed)

Solicitor for the *(role and name of party)*

(OR)

(where self represented, role and name of party)

To:

(role and name of other party/parties to the proceeding)

Rule 25

Form FTS 3

Withdrawal of formal Offer of Settlement

WITHDRAWAL OF FORMAL OFFER OF SETTLEMENT

The *(role of party)*, *(name of party)* **WITHDRAWS** pursuant to rule 25 the offer filed on *(date)*.

(signed)

Solicitor for the *(role and name of party)*

(OR)

(where self represented, role and name of party)

To:

(role and name of other party/parties to the proceeding)

Rule 26

Form FTS 4A

Acceptance of Offer (Judgment Offer)

ACCEPTANCE OF OFFER (JUDGMENT OFFER)

The *(role of party)*, *(name of party)* **ACCEPTS** pursuant to rule 26 the offer made by the *(role of party)*, *(name of party)* filed on *(date)* and consents to judgment in terms of that offer.

(signed)

Solicitor for the *(role and name of party)*

(OR)

(where self represented, role and name of party)

To:

(role and name of other party/parties to the proceeding)

Rule 26

Form FTS 4B

Acceptance of Offer (Contract Offer)

ACCEPTANCE OF OFFER (CONTRACT OFFER)

The *(role of party)*, *(name of party)* **ACCEPTS** pursuant to rule 26 the offer made by the *(role of party)*, *(name of party)* filed on *(date)* and acknowledges that a contract has come into existence in terms of the offer.

(signed)

Solicitor for the *(role and name of party)*

(OR)

(where self represented, role and name of party)

To:

(role and name of other party/parties to the proceeding)

Rule 34

Form FTS 5

Election for Fast Track Mid/High Scale

ELECTION FOR FAST TRACK MID/HIGH SCALE

The *(role of party)*, *(name of party)* **ELECTS** under rule 34 that the Fast Track Mid/High *(strike out whichever is inapplicable)* Scale of Costs applies to this proceeding.

Dated 20.....

(signed)

Solicitor for the *(role and name of party)*

(OR)

(where self represented, role and name of party)

South Australia

Local Government Act (Lochiel Park Lands) Proclamation 2014

under Schedule 8 clause 11 of the *Local Government Act 1999*

1—Short title

This proclamation may be cited as the *Local Government Act (Lochiel Park Lands) Proclamation 2014*.

2—Commencement

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

3—Cancellation of licence and placement of Lochiel Park Lands under care, control and management of Council

For the purposes of Schedule 8 clause 11(13) of the *Local Government Act 1999*—

- (a) the licence granted to LMC in accordance with Schedule 8 clause 11(3) of that Act is cancelled; and
- (b) the Lochiel Park Lands are placed under the care, control and management of Council.

Made by the Administrator

with the advice and consent of the Executive Council
on 24 July 2014

MFI/14/026

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
Receiver and Manager Ceasing to Act	49.75	½ page advertisement	295.00
Restored Name.....	46.50	Full page advertisement.....	577.00
Petition to Supreme Court for Winding Up.....	86.50	Advertisements, other than those listed are charged at \$3.50 per	
Summons in Action.....	73.50	column line, tabular one-third extra.	
Order of Supreme Court for Winding Up Action	49.75	Notices by Colleges, Universities, Corporations and District	
Register of Interests—Section 84 (1) Exempt	111.00	Councils to be charged at \$3.50 per line.	
Removal of Office.....	25.25	Where the notice inserted varies significantly in length from	
Proof of Debts.....	49.75	that which is usually published a charge of \$3.50 per column line	
Sales of Shares and Forfeiture.....	49.75	will be applied in lieu of advertisement rates listed.	
Estates:		South Australian Government publications are sold on the	
Assigned	36.75	condition that they will not be reproduced without prior	
Deceased Persons—Notice to Creditors, etc.	62.50	permission from the Government Printer.	
Each Subsequent Name	12.70		
Deceased Persons—Closed Estates.....	36.75		
Each Subsequent Estate.....	1.65		
Probate, Selling of	49.75		
Public Trustee, each Estate	12.70		

All the above prices include GST

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MISCELLANEOUS LEGISLATION AND GOVERNMENT PUBLICATIONS PRICES AS FROM 1 JULY 2014

Acts, Bills, Rules, Parliamentary Papers and Regulations						
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	
129-144	12.90	11.40	625-640	52.00	50.50	
145-160	14.20	12.70	641-656	53.50	52.00	
161-176	15.40	14.00	657-672	54.50	52.50	
177-192	16.80	15.20	673-688	56.00	54.50	
193-208	18.10	16.70	689-704	57.00	55.00	
209-224	19.10	17.70	705-720	58.50	56.50	
225-240	20.40	18.90	721-736	60.00	57.50	
241-257	22.00	20.00	737-752	60.50	59.00	
258-272	23.20	21.20	753-768	62.50	60.00	
273-288	24.30	23.00	769-784	63.50	62.50	
289-304	25.50	23.90	785-800	64.50	63.50	
305-320	27.00	25.25	801-816	66.00	64.00	
321-336	28.00	26.50	817-832	67.50	66.00	
337-352	29.50	27.75	833-848	69.00	67.50	
353-368	30.25	29.25	849-864	70.00	68.50	
369-384	32.00	30.25	865-880	71.50	70.00	
385-400	33.50	31.75	881-896	72.00	70.50	
401-416	34.75	32.75	897-912	73.50	72.00	
417-432	36.00	34.50	913-928	74.00	73.50	
433-448	37.00	35.75	929-944	75.50	74.00	
449-464	38.00	36.50	945-960	76.50	75.00	
465-480	38.50	37.75	961-976	80.00	76.00	
481-496	41.00	38.50	977-992	81.00	76.50	

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CITY OF HOLDFAST BAY

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that at its meeting on 8 July 2014, and in relation to the 2014-2015 financial year, the Council, in exercise of the powers contained in Chapter 10 of the Local Government Act 1999:

1. Adopted the most recent valuations of the State Valuation Office of the capital value of land in its area (such valuations of the State Valuation Office being available to the Council as at the date it adopted its budget), and totalling \$10 732 593 940.

2. Declared a differential general rate of 0.27073 cents in the dollar of the capital value of land, on rateable land within its area which is used for Residential and Other Land uses.

3. Declared a differential general rate of 0.3932 cents in the dollar for the capital value of land on rateable land within its area which is used for Commercial (Shop), Commercial (Office), Commercial (Other), Industrial (Light), Industrial (Other), and Vacant Land uses.

4. Imposed a minimum amount payable by way of the general rate of \$864 on land in that part of the Council's area not being inside the Patawalonga basin bounded by the high water mark.

5. Fixed a maximum increase of 8% (subject to conditions) in the general rate charged on rateable land used for residential purposes and is the principal place of residence of a ratepayer.

6. In order to support and improve business viability, profitability and trade, commerce and industry in that part of the Council's area comprising the following rateable land:

- (a) with a frontage to Jetty Road, Glenelg or Moseley Square;
- (b) within the side streets that intersect with Jetty Road, Glenelg between High Street, Glenelg and Augusta Street, Glenelg;
- (c) the entire site referred to as the Holdfast Shores 2B Entertainment Centre; and
- (d) with a land use of Category 2 (Commercial—Shop), Category 3 (Commercial—Office) and Category 4 (Commercial—Other),

declared a differential separate rate of 0.1442 cents in the dollar of the capital value of land on all rateable land within the above geographical boundary and land use categories set out in Regulation 10 (2) of the Local Government (General) Regulations 1999.

7.—

- (a) In exercise of the powers contained in Section 154 of the Local Government Act 1999 and in order to carry out the activity to the maintenance and upkeep of the boat lock in the Patawalonga basin, a separate rate of 1.2492 cents in the dollar of the capital value of land, be declared on all rateable land within the Patawalonga basin bounded by the high water mark.
- (b) In exercise of the powers contained in Section 158 of the Local Government Act 1999, the amount that would otherwise be payable by way of rates in respect of this separate rate is altered by fixing the amount of rates payable for assessments that are wholly or partly within the part of the area on which this separate rate is imposed and the capital values of which exceed \$86 055 at \$1 075.

8. In exercise of the powers contained in Section 95 of the Natural Resources Management Act 2004 and in order to reimburse the Council for the amount contributed to the Adelaide and Mount Lofty Ranges Natural Resources Management Board being \$983 968, imposed a levy comprising 0.0095147 cents in the dollar of the capital value of land, on rateable land in the Council's area in the catchment area of the Board, the Capital Value of such land comprising \$10 473 195 500, the basis for the levy having been selected as

the capital value of rateable land, by the Minister, after consultation with Constituent Councils in the Management Board Area, and submitted to and approved by the Governor.

J. P. LYNCH, Chief Executive Officer

RURAL CITY OF MURRAY BRIDGE

Adoption of Valuations and Declaration of Rates 2014-2015

NOTICE is hereby given that the Rural City of Murray Bridge at a meeting held on 7 July 2014, resolved:

Annual Business Plan and Budget for 2014-2015

That pursuant to Section 123 (6) of the Local Government Act 1999 and Regulation 5A of the Local Government (Financial Management) Regulations 1999, having considered submissions in accordance with Section 12 (6) of the Local Government Act 1999, and having regard to all relevant information in the possession of the Council, the Council adopts the Annual Business Plan and Budget for 2014-2015.

Adoption of Valuations

That pursuant to Section 167 (2) of the Local Government Act 1999 the most recent valuations of the Valuer-General available to Council of the capital value of land within Council's area totalling \$2 909 699 420 be adopted for rating purposes with the total capital value of rateable land within Council's area for 2014-15 being \$2 801 987 685.

Maximum Increase in General Rates

That pursuant to Section 153 (3) of the Local Government Act 1999, the Council resolves not to fix a maximum increase in the general rate to be charged on any rateable land within its area that constitutes the principal place of residence of a principal ratepayer.

Declaration of Rates

That, having taken into consideration the general principles of rating contained in Section 150 of the Local Government Act 1999 and having observed the requirements of Section 153 of the Local Government Act 1999, and in accordance with Regulation 10 of the Local Government (General) Regulations 1999, the Council declares, for the year ending 30 June 2015 the following differential rates in respect of all rateable land within its area:

- (i) 0.622310 cents in the dollar of the Capital Value of rateable land of Categories 1 and 9 uses (residential and 'other' categories);
- (ii) 0.995695 cents in the dollar of the Capital Value of rateable land of Categories 2, 3 and 4 uses (commercial categories);
- (iii) 0.871235 cents in the dollar of the Capital Value of rateable land of Categories 5 and 6 uses (industrial categories);
- (iv) 0.560079 cents in the dollar of the Capital Value of rateable land of Category 7 use (primary production category); and
- (v) 0.809002 cents in the dollar of the Capital Value of rateable land of Category 8 use (vacant land category).

Declaration of Minimum Rates

That pursuant to Section 158 (1) (a) of the Local Government Act 1999 the Council fixes in respect to the year ending 30 June 2015, a minimum amount payable by way of general rates of \$844.

Natural Resource Management Levy

That pursuant to Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999, the Council declares, in respect of the year ending 30 June 2015 a separate rate of 0.010456 cents in the dollar, based on the capital value of rateable land within the Council's area and within the area of the SA Murray Darling Basin Natural Resources Management Board in order to recover the amount payable by the Board.

*Declaration of Annual Service Charges and Services and
Water Supply Schemes
Community Waste Water Management and
Water Supply Schemes*

(1) *Riverglen*

That pursuant to Section 155 (2) of the Local Government Act 1999, a total of \$125 196 is to be levied against the properties within the area defined as 'Riverglen' to which Council provides the prescribed services of septic tank effluent disposal and water supply. A service charge of \$735 per assessment is imposed on rateable and non-rateable land and a service rate of 0.4617444 cents in the dollar of the capital value of rateable land is declared on Allotments 1 to 30, 125 and 126 in Deposited Plan DP30450, Allotment 50 in Deposited Plan DP42391 and Units 1 to 73 in Strata Plan No. SP11238, being land which the septic tank effluent disposal and the water supply schemes are provided.

(2) *Woodlane*

That pursuant to Section 155 (2) of the Local Government Act 1999, a total of \$56 388 is to be levied against the properties within the area defined as 'Woodlane' to which Council provides the prescribed services of septic tank effluent disposal and water supply. A service charge of \$520 per assessment is imposed on rateable and non-rateable land and a service rate of 0.231664 cents in the dollar of the capital value of rateable land is declared on Allotments 1 to 18 in Deposited Plan DP48073, Allotments 191 and 192 in Deposited Plan DP75292, Allotments 1 to 4, 7 to 37 and 40 in Deposited Plan DP51229, Allotment 50 in Deposited Plan DP53034 and Allotment 200 in Deposited Plan DP62423, being land which the septic tank effluent disposal and the water supply schemes are provided.

The metred supply of water to sections of Woodlane commenced from 1 July 2010 with annual readings. The rates for supply of water are charged at \$3.49 per kL for any usage above 130kL per annum (actual supply rate from SA Water as at 30 June 2014) plus a quarterly supply charge of \$85.35.

Waste Collection

That pursuant to Section 155 (2) of the Local Government Act 1999 the following variable annual service charges are imposed according to the nature of the service as follows:

New Garbage Collection Service

For the supply of a mobile garbage bin to land to which the new service is provided, a service charge of \$71 per bin in respect of the year ending 30 June 2015.

(1) *Replacement Bins*

For the replacement of lost, damaged or stolen bins, a service charge of \$71 per bin in respect of the year ending 30 June 2015.

(2) *Additional Garbage Collection Service*

For the supply of additional mobile garbage bin/s to land to which the service is provided, an annual service charge of \$119 per bin in respect of the year ending 30 June 2015.

(3) *Kerbside Recycling and Green Waste Service (Urban and Outer Townships)*

For the provision of kerbside recycling service to land within the urban and outer townships to which the service is provided, a total service charge of \$124 in respect of the year ending 30 June 2015.

(4) *Kerbside Recycling Service only (Rural Areas excluding Outer Townships)*

For the provision of kerbside recycling service only to land within the rural areas to which the service is provided, a total service charge of \$75 be applied in respect of the year ending 30 June 2015.

Riverfront Road Shacks

That pursuant to Section 166 (1) (m) of the Local Government Act 1999, the Council, having regard to the road closure of Riverfront Road due to the area being declared a hazard under the State Emergency Management Plan, resolves to rebate the

general rates, NRM Levy and 100% of the waste collection charges levied against the following assessments for so long as landholders of properties at Riverfront Road are unable to access and/or occupy their properties during the 2014-2015 financial year.

Assessment Number	Property Address
180	Site 114 Riverfront Road
197	Sites 122A and 123 Riverfront Road
208	Sites 119, 120 and 121 Riverfront Road
325	Sites 104 and 105 Riverfront Road
3943	Sites 115 and 116 Riverfront Road
6540	Sites 156, 157 and 158 Riverfront Road
6541	Sites 154 and 155 Riverfront Road
6543	Site 151 Riverfront Road
7589	Sites 125 and 126 Riverfront Road
7833	Sites 128 and 129 Riverfront Road
8433	Sites 134 and 135 Riverfront Road
9085	Sites 132 and 133 Riverfront Road
9087	Sites 130 and 131 Riverfront Road
9088	Sites 117 and 118 Riverfront Road

Payment of Rates

Pursuant to Section 181 of the Local Government Act 1999, the rates for the year ended 30 June 2014 will fall due, and in four equal or approximately equal instalments, on the following dates:

- 9 September 2014;
- 2 December 2014;
- 3 March 2015; and
- 2 June 2015.

Early Payment Incentive Scheme

Pursuant to Section 181 (11) of the Local Government Act 1999, Council offers a discount of 1% of the amount payable of general rates and/or service rates and/or service charges if paid in full on or before 9 September 2014.

P. BOND, Chief Executive Officer

CITY OF PLAYFORD

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that the Council of the City of Playford, at its meeting held on Tuesday, 8 July 2014, resolved as follows:

Adoption of Valuations

1. Pursuant to Section 167 of the Local Government Act 1999, the Council adopts for rating purposes for the year ending 30 June 2015 the Valuer-General's Capital Valuation, being \$10 577 261 300 in relation to the whole area of the Council, of which \$10 107 757 324 represents rateable land, and hereby specifies 1 July 2014 as the day from which such valuation shall become the valuation of Council for rating purposes.

Attribution of Land Uses

- (a) The numbers indicated against the various categories of land use prescribed by Regulation 14 of the Local Government (General) Regulations 2013 (the 'Regulations'), be used to designate land uses in the Assessment Record.
- (b) The use indicated by those numbers in respect of each separate assessment of land described in the Assessment Record on this date, be attributed to each such assessment respectively.
- (c) Reference in this resolution to land being of a certain category of land use means the use indicated in that category number in the Regulations.

Declaration of General Rate

2. Pursuant to Section 152 (1) (c), Section 153 (1) (b) and Section 156 (1) (c) of the Local Government Act 1999, the City of Playford declares the following general rate to apply to all rateable land within the Council area:

- (a) a component comprising a fixed charge of \$845 for the year ending 30 June 2015 as part of the general rate

upon each separately valued piece of rateable land within the Council area;

- (b) a further component, comprising the value of the land differentiated according to land use and locality, as follows;

Differential general rates in the dollar based on Capital Values as follows:

2.1 All land within the Council area:

- (a) 0.20414 cents in the dollar on rateable land of Category 1 (Residential), 7 (Primary Production), Category 8 (Vacant Land) and Category 9 (Other) use.
- (b) 1.38064 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) use.
- (c) Pursuant to Section 159 (3) of the Local Government Act 1999, all land within the Council area subject to 8.2 (a) above will have a 10% rate rebate applied if the land is zoned rural.

In addition, land that received the rural rate rebate in 2013-14 and has been rezoned as a result of the Playford Growth Areas (Angle Vale, Playford North Extension and Virginia) Development Plan Amendment will receive the 10% rural rate rebate for the 2014-2015 financial year.

- (d) Pursuant to Section 153 (3) of the Local Government Act 1999, the Council has determined that it will not apply a maximum increase (rates cap) for the general rate to be charged on rateable land constituting the principal place of residence of a principal ratepayer.
- (e) Pursuant to Section 166 (1) (m) (ii) of the Local Government Act 1999, Council provides relief on land that is zoned commercial located within the townships of Angle Vale, One Tree Hill and Virginia so that the rates payable in 2014-2015 amount to no more than 10% above the rates that would have been payable in 2013-14 if Council's rating structure had not changed in July 2010 (excluding the effects of valuation movements, changes in land use and the annual general rates increase set by Councillors as part of the annual budget process). In accordance with the Council's Rebate Policy the Council has determined that for the financial year ending 30 June 2015, any rate increase above this level for such properties is considered to be unfair and unreasonable because of the significant financial impact a higher rate would impose on the operations of these properties.

Separate Rate (Natural Resources Management Levy)

3. Pursuant to the provisions of Section 95 of the Natural Resources Management Act 2004 and Section 154 (1) of the Local Government Act 1999, a separate rate on the capital valuation of all rateable land in the Council area be declared at 0.009518 cents in the dollar for the year ending 30 June 2015, so as to reimburse the State Government to pay the Adelaide and Mount Lofty Ranges Natural Resources Management Board Levy of \$929 851

Method of Payment of Rates

4. Pursuant to Section 181 (1) and (2) of the Local Government Act 1999, all rates imposed in respect of the 2014-2015 financial year will fall due in four instalments payable on:

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

T. R. S. JACKSON, Chief Executive Officer

CITY OF PORT ADELAIDE ENFIELD

Adoption of Valuations and Declaration of Rates for 2014-2015

NOTICE is hereby given that at its special meeting held on 15 July 2014, the Council resolved for the financial year ending 30 June 2015:

1. To adopt the capital valuations that are to apply in its area for rating purposes totalling \$23 899 371 638.

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

- *Residential*

A differential general rate of \$0.00265 in the dollar on the value of the land subject to the rate.

- *Commercial—Shop*

A differential general rate of \$0.00577 in the dollar on the value of the land subject to the rate.

- *Commercial—Office*

A differential general rate of \$0.00577 in the dollar on the value of the land subject to the rate.

- *Commercial—Other*

A differential general rate of \$0.00577 in the dollar on the value of the land subject to the rate.

- *Industry—Light*

A differential general rate of \$0.00577 in the dollar on the value of the land subject to the rate.

- *Industry—Other*

A differential general rate of \$0.00577 in the dollar on the value of the land subject to the rate.

- *Primary Production*

A differential general rate of \$0.00577 in the dollar on the value of the land subject to the rate.

- *Vacant Land*

A differential general rate of \$0.00577 in the dollar on the value of the land subject to the rate.

- *Other*

A differential general rate of \$0.00577 in the dollar on the value of the land subject to the rate.

- *Marina Berths*

A differential general rate of \$0.00577 in the dollar on the value of the land subject to the rate.

3. Fixed a minimum amount payable by way of rates, pursuant to Section 158 of the Local Government Act 1999, in respect of the 2014-2015 financial year, in respect of rateable land within all parts of its area of \$750.

4. Declared a separate rate in respect to the 2014-2015 financial year of \$0.0000922 in the dollar on the value of rateable land in the area of the Adelaide and Mount Lofty Ranges Natural Resources Management Board.

5. Declared a separate rate in respect to the 2014-2015 financial year of \$0.00158 in the dollar on the value of rateable land for each allotment contained within Deposited Plan No. 42580 comprising the New Haven Village at North Haven.

6. Declared that all rates declared or payable in respect of or during the 2014-2015 financial year will fall due (unless otherwise agreed with the Principal Ratepayer) in four equal or approximately equal instalments payable on 10 September 2014, 3 December 2014, 3 March 2015 and 3 June 2015.

With reference to categories of uses being the categories of uses as differentiating factors referred to in the Local Government (General) Regulations 2013 and Local Government Act 1999 and in the case of marina berths, as permitted by Section 156 (4a) of the Local Government Act 1999.

W. IASIELLO, Acting City Manager

CITY OF PORT LINCOLN

Appointment of Authorised Officer

NOTICE is hereby given that the City of Port Lincoln has duly appointed Anna Bell as Authorised Officer, pursuant to the Local Government Act 1999. All previous appointments for Nyssa Marshall are hereby revoked.

R. DONALDSON, Chief Executive Officer

COORONG DISTRICT COUNCIL

Erratum

IN *Government Gazette* No. 52 published on Thursday, 10 July 2014, the notice on pages 3229-3230 being the second notice appearing was published with errors included, that notice *should* be replaced by the following:

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that at a meeting of the Council held on Tuesday, 24 June 2014 and for the year ending 30 June 2015, it was resolved:

Adoption of Valuations

To adopt, for rating purposes, the capital values made by the Valuer-General totalling \$1 345 519 700 of which \$1 318 818 759 is in respect to rateable land and that 7 June 2014 shall be the day as and from which such valuations shall become the valuations of the Council.

Declaration of Differential General Rates

To declare the following differential rates on rateable land within its area varying according to the use of the land:

- (a) 0.4022 cents in the dollar of the Capital Value of rateable land of Categories 1 and 9 uses (residential and 'other' categories).
- (b) 0.4022 cents in the dollar of the Capital Value of rateable land of Categories 2, 3, 4, 5 and 6 uses (commercial/industrial categories).
- (c) 0.3419 cents in the dollar of the Capital Value of rateable land of Category 7 use (primary production category).
- (d) 0.4625 cents in the dollar of the Capital Value of rateable land of Category 8 use (vacant land category).

Declaration of Fixed Charge

To set a fixed charge of \$300 that shall be payable by way of rates in respect of each separate piece of rateable land.

Declaration of Service Charges—Community Wastewater Management Schemes

To declare the following annual service charges for the Meningie, Tailern Bend, Tintinara and Wellington East Community Wastewater Management Schemes:

- (a) \$455 per unit for occupied land; and
- (b) \$285 per unit for vacant land.

Declaration of Service Charges—Water Supply Systems

To declare the following service charges for the supply of water:

- (a) To which the Council makes available a water supply service in the area of Wellington East:

Annual charge	\$240
Water rates	\$1.50/kl for water usage in excess of 125 kl/annum.
- (b) To which the Council makes available a water supply service in the area of Peake:

Annual Charge	\$200
Water rates	\$1.50/kl for water usage in excess of 125 kl/annum.

Declaration of Service Charges—Kerbside Waste Management Charge

To declare that a service charge of \$240 be imposed on each eligible assessment of rateable and non-rateable land within the kerbside collection boundary to which the Council makes available a Kerbside Waste Management Service.

*Declaration of Separate Rate—**SA Murray Darling Natural Resources Management Levy*

Pursuant to Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999 and in order to reimburse the Council the amount contributed to the SA Murray Darling Basin Natural Resources Management Board, the Coorong District Council declares a separate rate of 0.0102 cents in the dollar based on the capital value of rateable land in the area and the catchment area of the SA Murray Darling Basin Natural Resources Management Board for the 2014-2015 financial year.

*Declaration of Separate Rate—**South East Natural Resources Management Levy*

Pursuant to Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999 and in order to reimburse the Council the amount contributed to the South East Natural Resources Management Board, the Coorong District Council declares a separate rate of \$40.95 in respect of each rateable property in the area and the catchment area of the South East Natural Resources Management Board for the 2014-2015 financial year.

Payment of Rates

That rates will fall due and in four equal or approximately equal instalments on the following dates:

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

V. C. CAMELL, Chief Executive Officer

[*]

REGIONAL COUNCIL OF GOYDER

Road Name Change

NOTICE is hereby given that pursuant to Section 219 of the Local Government Act 1999, as amended, Council at its meeting on the 15 April 2014, resolved that the following road name changes be initiated:

That the road known as Olive Road from the Intersection of Black Tank/Mungowrie Road to the western Council boundary, near the township of Booborowie be renamed Olives Road.

Further information on the changes are available by viewing the Council Report contained in the Council Meeting Agenda at www.goyder.sa.gov.au.

The new road name will take effect from 1 August 2014.

J. P. BRAK, Chief Executive Officer

DISTRICT COUNCIL OF KIMBA

Adoption of Valuation and Declaration of Rates 2014-2015

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

1. Adopted site valuations to apply in its area for rating purposes supplied by the Valuer-General, being the most recent valuations available to the Council totalling \$178 115 180.
2. Declared differential general rates varying according to the locality of the land as follows:
 - (a) 0.5820 cents in the dollar in respect of rateable land in the Rural Zone;
 - (b) 14.450 cents in the dollar in respect of rateable land in the Commercial (Bulk Handling) Zone; and
 - (c) 2.2220 cents in the dollar in respect of rateable land in all other Zones,
 as defined in the Council's Development Plan.
3. Declared that the minimum amount payable by way of general rates in respect of all rateable land within the Council's area is \$300.

4. Declared the following annual service charges, based on the nature of the service and varying according to whether land is vacant or occupied, on all land to which the Council provides or makes available its Community Wastewater Management System:

- (a) vacant land—\$180; and
- (b) occupied land—\$220.

5. Declared an annual service charge of \$140, based on the nature of the service and varying according to land use category, on all land to which the Council provides its Waste Management Service as follows with land use Categories 1, 2 and 3.

6. Declared a separate rate based on a fixed charge of \$64 per assessment in respect of all rateable land in the area of the Eyre Peninsula Natural Resource Management Board.

D. CEARNS, Chief Executive Officer

- Within the townships of Loxton and Waikerie for all serviced retirement village properties an amount of \$170.
- Within the townships of Loxton and Waikerie for all other properties an amount of \$256.
- Outside any area designated as Loxton and Waikerie townships but within the prescribed collection area an amount of \$203.

(6) *Separate Rate*

- In order to raise the amount of \$174 260 payable to the SA Murray Darling Basin Natural Resource Management Board declared a separate rate of 0.0128 cents in the dollar (but with a maximum amount payable of \$50), on all rateable land in the Council area.

P. ACKLAND, Chief Executive Officer

DISTRICT COUNCIL OF LOXTON WAIKERIE

Adoption of Valuations and Declaration of Rates for 2014-2015

NOTICE is hereby given that at its meeting on 18 July 2014 the District Council of Loxton Waikerie for the financial year ending 30 June 2015 and in exercise of the powers contained in Chapter 10 of the Local Government Act 1999, resolved as follows:

(1) *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 Councils area, totalling \$1 753 260 680.

(2) *Declaration of the Differential General Rates*

to declare differential general rates by reference to both the locality and the land use of the rateable land, as follows:

1. For all land uses located within the townships of Loxton and Waikerie within the following planning zones under the Loxton Waikerie (DC) Development Plan:

- Residential;
- Town Centre;
- Public Purpose; and
- Industry;

a rate of 0.4285 cents in the dollar.

2. for all other land of any land use in the Council area a rate of 0.4071 cents in the dollar.

(3) *Fixed Charge*

to impose a fixed charge of \$250 as part of the general rates upon each separate piece of rateable land.

(4) *Service Charges—Community Wastewater Management Systems*

declared the following annual service charges on rateable and non-rateable land where a common effluent connection point is provided:

- For the Waikerie Community Wastewater Management System scheme—\$480 per unit on each occupied allotment and \$460 per unit on each vacant allotment.
- For the Loxton Community Wastewater Management Scheme system—\$480 per unit on each occupied allotment and \$460 per unit on each vacant allotment.
- For the Moorook Community Wastewater Management System scheme—\$420 per unit on each occupied allotment and \$400 per unit on each vacant allotment.
- For the Kingston on Murray Community Wastewater Management System scheme—\$420 per unit on each occupied allotment and \$400 per unit on each vacant allotment.

(5) *Service Charges—Kerbside waste collection*

declared the following annual service charges based on the nature of the service for the collection and disposal of kerbside waste and recycling in respect of all land:

MID MURRAY COUNCIL

Adoption of Valuation and Declaration of Rates

NOTICE is hereby given that on 14 July 2014 the Mid Murray Council, pursuant to the provisions of the Local Government Act 1999 and for the year ending 30 June 2015, made the following resolutions:

1. To adopt capital valuations for rating purposes as supplied by the Valuer-General, totalling \$2 137 675 840.

2. To declare differential general rates on the capital value of all rateable land within the area, varying according to the locality and use of the land, as follows:

- 2.1 0.582 cents in the dollar on all rateable land within the Township of Mannum;
- 2.2 0.579 cents in the dollar on all rateable land within the Townships of Blanchetown, Cadell, Cambrai, Dutton, Keyneton, Morgan, Palmer, Nildottie, Purnong, Sedan and Tungkillo;
- 2.3 0.579 cents in the dollar on all rateable land with land use Categories 1 (Residential), 2, 3 and 4 (Commercial—Shop), (Commercial—Office) and (Commercial—Other) respectively, 5 and 6 (Industry—Light) and (Industry—Other) respectively, 8 (Vacant Land) and 9 (Other) within the Townships of Barton, Greenways, Swan Reach and Truro;
- 2.4 0.430 cents in the dollar on rateable land with land use Category 7 (Primary Production) within the Townships of Barton, Greenways, Swan Reach and Truro;
- 2.5 0.458 cents in the dollar on all rateable land with the land use Category 1 (Residential), outside of the Townships of Barton, Blanchetown, Cadell, Cambrai, Dutton, Greenways, Keyneton, Mannum, Morgan, Palmer, Nildottie, Purnong, Sedan, Swan Reach, Truro and Tungkillo;
- 2.6 0.430 cents in the dollar on all other rateable land outside the Townships of Barton, Blanchetown, Cadell, Cambrai, Dutton, Greenways, Keyneton, Mannum, Morgan, Palmer, Nildottie, Purnong, Sedan, Swan Reach, Truro and Tungkillo; and
- 2.7 0.458 cents in the dollar on all rateable land in Marina Berths, with a land use code of 6680 Marina or 6681 Berth/Hardstand.

3. To fix a minimum amount of \$568 payable by way of general rates.

4. To declare annual service charges in respect of all land to which the Council provides or makes available the prescribed service of a Community Wastewater Management System as follows:

- 4.1 \$200 (per unit) for the Marks Landing area scheme;
- 4.2 \$250 (per unit) for the Caurnamont area and North Punyelroo area schemes;
- 4.3 \$300 (per unit) for the Caloote Landing area and Brenda Park/Morphett Flat area schemes;
- 4.4 \$350 (per unit) for the Walker Flat area, Pellaring Flat area, Bowhill area and Scotts Creek area schemes;

- 4.5 \$400 (per unit) for the Big Bend area scheme;
- 4.6 \$450 (per unit) for the Truro area, Teal Flat area and Bolto Reserve area schemes;
- 4.7 \$500 (per unit) for the Swan Reach area scheme;
- 4.8 \$600 (per unit) for the Five Mile Shacks, Kia Marina area and Old Teal Flat area schemes;
- 4.9 \$650 (per unit) for the Greenways Landing area scheme;
- 4.10 \$700 (per unit) for the Seven Mile Shack area, Scrubby Flat area and The Rocks area schemes;
- 4.11 \$750 (per unit) for the Kroehn's Landing area scheme;
- 4.12 \$996 (per unit) for the Blanchetown area scheme;
- 4.13 \$1 075 (per unit) for the Rob Loxton Road area scheme;
- 4.14 \$1 198 (per unit) for the South Punyelroo area scheme;
- 4.15 \$1 237 (per unit) for the North West Bend/Beaumonts area scheme;
- 4.16 \$1 338 (per unit) for the Pelican Point area scheme;
- 4.17 \$1 691 (per unit) for the Idyll Acres area scheme;
- 4.18 \$2 278 (per unit) for the Julanker/Youngusband Holdings area scheme.

5. To declare an annual service charge in respect of all land to which the Council provides the prescribed service of television transmission known as the Bowhill multi-access television system of \$125.

6. To declare an annual service charge in respect of each property to which the Council provides the prescribed service of the treatment and provision of water known as the Bowhill reticulated water supply system:

- Consumption of up to 120 kilolitres of water.....\$220
- All water consumed in excess of 120 kilolitres of water.....75 cents per kilolitre

7. To declare an annual service charge for all residential properties in the Townships of Barton, Blanchetown, Cadell, Cambrai, Dutton, Greenways, Keyneton, Mannum, Morgan, Palmer, Nildottie, Purnong, Sedan, Swan Reach, Truro and Tungkillo known as the kerbside collection of recyclables service of \$83.

8. To declare a separate rate of 0.0103 cents in the dollar, based on the capital value, on all rateable land in the Council area of the Murray Darling Basin Natural Resources Management Board.

R. J. PEATE, Chief Executive Officer

NORTHERN AREAS COUNCIL

Adoption of Annual Business Plan, Budget and Valuations and Declarations of Rates

NOTICE is hereby given that the Northern Areas Council at its meeting held on 15 July 2014, for the financial year ending 30 June 2015, in exercise of the powers contained in Chapter 10 of the Local Government Act 1999, resolved that the Council:

Adoption of Capital Valuations

Pursuant to and in accordance with Section 167 (2) (a) of the Local Government Act 1999, adopt for the year ending 30 June 2015 for rating purposes, the valuations made by the Valuer-General of capital values in relation to all land in the area of the Council, with the total of the valuations being \$1 385 461 960 comprising \$1 352 770 281 in respect of rateable land and \$32 691 679 in respect of non-rateable land before alteration.

Declaration of Differential General Rates

Pursuant to and in accordance with Sections 153 (1) (b) and 156 (1) (b) of the Local Government Act 1999, declares the following differential general rates on the assessed capital values of all rateable land within the Council area the said differential general rates to vary by reference to locality in which the rateable land is situated as follows:

- (1) 0.2815 cents in the dollar on rateable land in the 'Rural' location, being all land zoned as 'Primary Production', 'Rural Landscape Protection' and 'Forestry' in the Northern Areas Council Development Plan consolidated 17 January 2013.
- (2) 0.3625 cents in the dollar on rateable land in the 'Urban' location, being all land not zoned as 'Primary Production', 'Rural Landscape Protection' and 'Forestry' in the Northern Areas Council Development Plan consolidated 17 January 2013.

Declaration of Fixed Charge

Pursuant to and in accordance with Section 152 of the Local Government Act 1999, declares a fixed charge of \$320 on each separate assessed rateable property.

Declaration of Annual Waste Collection Service Charge

Pursuant to and in accordance with Section 155 of the Local Government Act 1999, declares an Annual Service Charge of \$205 per service upon the land to which it provides the prescribed service of waste collection.

Declaration of Annual Community Wastewater Management Systems Service Charge

Pursuant to and in accordance with Section 155 of the Local Government Act 1999 and Regulation 9A of the Local Government (General) Regulations 1999, declares Annual Service Charges upon the land to which it provides or makes available the prescribed service known as the Community Wastewater Management System as follows:

- (a) \$388 per unit in respect of each piece of occupied land and \$338 per unit in respect of each piece of vacant land serviced by the Jamestown Community Wastewater Management Systems;
- (b) \$388 per unit in respect of each piece of occupied land and \$338 per unit in respect of each piece of vacant land serviced by the Laura Community Wastewater Management Systems;
- (c) \$388 per unit in respect of each piece of occupied land and \$338 per unit in respect of each piece of vacant land serviced by the Moyletown area of Jamestown Community Wastewater Management Systems; and
- (d) \$388 per unit in respect of each piece of occupied land and \$338 per unit in respect of each piece of vacant land serviced by the Gladstone Community Wastewater Management Systems.

Declaration of Separate Rates (State Government NRM Levy)

Pursuant to Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999 and in order to reimburse the Council for amounts contributed to the Northern Yorke Natural Resources Management Board, being \$188 324, declares a separate rate of 0.0140 cents in the dollar, based on the assessed capital value of all rateable properties in the area of the Council and of the Northern Yorke Natural Resources Management Board.

R. B. CROWLEY, Chief Executive Officer

DISTRICT COUNCIL OF ROBE

ROADS (OPENING AND CLOSING) ACT 1991

Road Closure—Burr Street, Robe

NOTICE is hereby given, pursuant to Section 10 of the Roads (Opening and Closing) Act 1991, that the District Council of Robe hereby gives notice of its intent to implement a Road Process Order to close portion of Burr Street situate south of O'Halloran Terrace and merge with the adjoining Allotment 91 in Filed Plan 207233, more particularly delineated and lettered 'A' in Preliminary Plan No. 14/0016.

A copy of the plan and a statement of persons affected are available for public inspection at the Council Offices located at Royal Circus, Robe and the Adelaide office of the Surveyor-General during normal office hours or can be viewed on Council's website: www.council.robe.sa.gov.au.

Any application for easement or objection must set out the full name, address and details of the submission and must be fully supported by reasons. The application for easement or objection must be made in writing to the Council, P.O. Box 1, Robe, S.A. 5276 within 28 days of this notice and a copy must be forwarded to the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001. Where a submission is made, the Council will give notification of a meeting at which the matter will be considered.

Dated 24 July 2014.

R. SWEETMAN, Chief Executive Officer

DISTRICT COUNCIL OF STREAKY BAY

Adoption of the Annual Business Plan and Budget, Adoption of Valuations and Declaration of Rates 2014-2015

NOTICE is hereby given that at its meeting held on 17 July 2014, the District Council of Streaky Bay resolved the following:

Adoption of the Annual Business Plan 2014-2015

That Council, pursuant to the provisions of Section 123 (6) of the Local Government Act 1999 and Regulation 5A of the Local Government (Financial Management) Regulations 2011, adopt the Annual Business Plan 2014-2015, for the financial year ending 30 June 2015.

Adoption of the Annual Budget 2014-2015

That Council, pursuant to Section 123 (7) of the Local Government Act 1999 and Regulation 7 of the Local Government (Financial Management) Regulations 2011, adopt the Annual Budget for the financial year ending 30 June 2015, as presented in the Annual Business Plan 2014-2015 which includes:

- (a) a budgeted income statement, balance sheet and statement of cash flows, presented in a manner consistent with the Model Financial Statements; and
- (b) a statement whether projected operating income is sufficient to meet projected operating expenses for the relevant financial year; and
- (c) a summary of operating and capital investment activities presented in a manner consistent with the note in the Model Financial Statements entitled Uniform Presentation of Finances; and
- (d) estimates with respect to the Council's operating surplus ratio, asset sustainability ratio and net financial liabilities ratio presented in a manner consistent with the note in the Model Financial Statements entitled Financial Indicators.

Adoption of Valuations

That Council, pursuant to Section 167 (2) (a) of the Local Government Act 1999, for the financial year ending 30 June 2015, adopt for rating purposes the most recent valuations of the Valuer-General available to the Council of the Site Value of land within the Council's area, totalling \$292 718 860 for rateable land, and hereby specifies 17 July 2014 as the day from which such valuations shall become and be the valuations of Council, subject to such alterations as may appear necessary.

Attribution of Land Uses

- (a) the numbers indicated against the various categories of land use prescribed by the Local Government (General) Regulations 2013 Reg. 14 (1), be used to designate land uses in the Assessment Book;
- (b) the use indicated by those numbers in respect of each separate assessment of land described in the Assessment Book on this date be attributed to each such assessment respectively; and
- (c) reference in this resolution to land being of a certain category use means the use indicated by that category number in the Regulations.

Residential Rate Cap

That Council, pursuant to Section 153 (3) of the Local Government Act 1999, for the financial year ending 30 June 2015, has determined not to fix a maximum increase in the general rate charged on rateable land that constitutes the principal place of residence of a principal ratepayer.

Declaration of Rates

That Council, having taken into consideration the general principles of rating contained in Section 150 of the Local Government Act 1999 and having observed the requirements of Section 153 of the Local Government Act 1999, pursuant to Sections 151 (1) (c), 152 (1) (c), 153 (1) (b) and 156 (1) (c) of the Local Government Act 1999, the Council, for the financial year ending 30 June 2015:

6.1 Declares differential rates on the basis of locality and land use as follows:

- (a) In the Residential Zone (1)
 - (0.6490) cents in the dollar of the Site Value of rateable land of Categories 1, 8 and 9 use;
 - (1.5440) cents in the dollar of the Site Value of rateable land of Categories 2, 3, 4, 5 and 6 use;
 - (0.6589) cents in the dollar of the Site Value of rateable land of Category 7 use;
- (b) In the Town Centre Zone (2)
 - (0.6490) cents in the dollar of the Site Value of rateable land of Category 1 use;
 - (1.5440) cents in the dollar of the Site Value of rateable land of Categories 2, 3, 4, 5, 6, 8 and 9 use;
 - (0.6589) cents in the dollar of the Site Value of rateable land of Category 7 use;
- (c) In the Industry Zones (3)
 - (0.6589) cents in the dollar of the Site Value of rateable land of Category 1 use;
 - (1.2252) cents in the dollar of the Site Value of rateable land of Categories 2, 3, 4, 5, 6, 8 and 9 use;
 - (0.6589) cents in the dollar of the Site Value of rateable land of Category 7 use;
- (d) In the Light Industry (Aquaculture) Zone (4)
 - (0.6589) cents in the dollar of the Site Value of rateable land of Category 7 use;
- (e) In the Primary Industry Zone (18)
 - (0.5620) cents in the dollar of the Site Value of rateable land of Categories 1, 2, 3, 6 and 9 use;
 - (27.1100) cents in the dollar of the Site Value of rateable land of Category 4 use;
 - (0.6589) cents in the dollar of the Site Value of rateable land of Categories 5, 7 and 8 use;
- (f) In the Commercial (Bulk Handling) Zone (13)
 - (27.1100) cents in the dollar of the Site Value of rateable land of all category uses;
- (g) In the Rural Deferred Urban Zone (8)
 - (0.6589) cents in the dollar of the Site Value of rateable land of Categories 1, 2, 3, 4, 5, 6, and 7 use;
 - (0.5620) cents in the dollar of the Site Value of rateable land of Categories 8 and 9 use;
- (h) In the Robinson Groundwater Basin Protection Zone (14)
 - (0.6589) cents in the dollar of the Site Value of rateable land of Category 7 use;
- (i) In the Country Township and Settlement Zones (10 and 11)
 - (0.5620) cents in the dollar of the Site Value of rateable land of all Categories.
- (j) In the Rural (8), Rural Fringe, Coastal, Country Living and Parklands Zones (6, 7, 9, 12 and 15)
 - (0.5620) cents in the dollar of the Site Value of rateable land of Categories 1, 2, 3, 4, 5, 6, 8 and 9 use;
 - (0.6589) cents in the dollar of the Site Value of rateable land of Category 7 use;

where each of the above zones is a defined zone within the Development Plan under the Development Act 1993.

Fixed Charge

That Council, pursuant to Section 151 (1) (c) (ii) of the Local Government Act 1999, for the financial year ending 30 June 2015, declares a fixed charge of \$475 in respect of all rateable land in the Council area.

Service Charges

That Council, pursuant to Section 155 of the Local Government Act 1999 and in accordance with Reg. 12 (4) (b) of the Local Government (General) Regulations 2013, imposes an annual service charge based on the level of usage of the service for the 2014-2015 financial year of \$396 per property unit on both vacant and occupied land where it provides or makes available a Community Wastewater Management System for the collection and disposal of waste.

Payment of Rates

That pursuant to Section 181 of the Local Government Act 1999 rates will be payable in four equal or approximately equal instalments and that the due date for those instalments will be 2 September 2014, 2 December 2014, 3 March 2015 and 2 June 2015.

Eyre Peninsula Natural Resources Management Levy (NRM Levy)

That pursuant to Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999 the Council declares a separate rate of \$62.60 per separate assessment of rateable land in the Council area in order to recoup the amount of \$109 896 being Council's contribution to the Eyre Peninsula Natural Resources Management Board for the period ending 30 June 2015.

Schedule of Fees and Charges

That Council, pursuant to Section 188 of the Local Government Act 1999 adopt the fees and charges for the financial year ending 30 June 2015, with the Financial Year Recreational Permit (Boat Ramp) and Monthly Permit (Boat Ramp) to remain at \$50 and \$30 respectively and the Rural Standpipe Fee being \$3.50 per kL.

Rating Policy

That Council adopt DCSB-FM-07.01 Rating Policy version 1.0.

Streaky Bay Aerodrome Fees

Notice is hereby given that, pursuant to the Aerodrome Fees Act 1998, the District Council of Streaky Bay hereby advises that Landing Fees at the Streaky Bay Aerodrome have increased to \$9.30 per tonne + GST with weight based charges per movement calculated on a certified maximum takeoff weight of the aircraft on a pro-rata basis with a movement defined as a departure. Increased charges will take effect from 17 July 2014.

J. TILLACK, Chief Executive Officer

WUDINNA DISTRICT COUNCIL

Adoption of Assessment

NOTICE is hereby given that the Wudinna District Council in accordance with Section 167 of the Local Government Act 1999, as amended, at a meeting held on 15 July 2014, adopted for rating purposes for the year ending 30 June 2015, the Valuer-General's valuation of capital value in relation to the area of the Council:

Declaration of Rates

Notice is hereby given that the Wudinna District Council at a meeting held on 15 July 2014, pursuant to Section 156 of the Local Government Act, 1999 declared differential general rates on rateable land within its area, which rates vary by reference to land use and locality as follows:

- (a) In respect of land within the Township of Minnipa the boundaries of which were defined by notice in the *Government Gazette* of 24 August 1989, a rate of 0.415 cents in the dollar on land which is designated by Regulation 10 of the Local Government (General) Regulations 1999, as residential and a rate of 0.415 cents in the dollar on land which is designated by Regulation 10 of the Local Government (General) Regulations 1999, as all categories other than residential.
- (b) In respect of land within the Township of Wudinna the boundaries of which were defined by notice in the *Government Gazette* of 22 October 1981, a rate of 0.415 cents in the dollar in respect of land which is designated

by Regulation 10 of the Local Government (General) Regulation 1999, as residential and a rate of 0.415 cents in the dollar on land which is designated by Regulation 10 of the Local Government (General) Regulations 1999, as all categories other than residential.

Notice is hereby given that the Wudinna District Council at a meeting held on 15 July 2014, pursuant to Section 156 of the Local Government Act 1999, declared differential general rates on rateable land within its area, which rates vary by reference to locality as follows:

- (a) The whole of the Town of Kyancutta, Hundred of Wannamanna, County of Le Hunte, the boundaries of which were proclaimed in the *Government Gazette* of 31 May 1917, at page 886 a differential rate of 0.415 cents in the dollar.
- (b) The whole of the Town of Warrambo, Hundred of Warrambo, County of Le Hunte, the boundaries of which were proclaimed in the *Government Gazette* of 1 July 1917, at page 109 a differential general rate of 0.415 cents in the dollar.
- (c) The whole of the Town of Yaninee, Hundred of Yaninee, County of Le Hunte, the boundaries of which were proclaimed in the *Government Gazette* of 21 March 1916, at page 568 a differential general rate of 0.415 cents in the dollar.
- (d) The whole of the Town of Pygery, Hundred of Pygery, County of Le Hunte, the boundaries of which were proclaimed in the *Government Gazette* of 4 May 1922, at page 1161 and amended by proclamation published in the *Government Gazette* of 5 December 1974, at pages 779 and 780 a differential general rate of 0.415 cents in the dollar.
- (e) In respect of all land within the area of the Council not otherwise included as above, a differential general rate of 0.597 cents in the dollar.

Minimum Rate

Notice is hereby given that pursuant to powers vested in it under Section 158 of the Local Government Act 1999, the Council at the aforesaid meeting fixed \$375 as a minimum amount that shall be payable by way of rates on rateable land within the area of Council in respect of the year ending 30 June 2015.

Annual Service Charge

Notice is hereby given that pursuant to Section 155 of the Local Government Act 1999, and in accordance with the CWMS Property Units Code as provided at Regulation 9A of the Act, Council hereby imposes an annual service charge in respect to rateable and non-rateable land where a septic effluent disposal connection is provided within the Township of Wudinna. The annual service charge of \$300 per unit in respect of land serviced by the scheme, and further fixes an annual service charge of \$265 in respect of each vacant allotment to which the scheme is available for the year ending 30 June 2015.

Separate Rate

Notice is hereby given that in accordance with Section 154 (2) (b) of the Local Government Act 1999, and the prescribed authority of the Minister for Local Government, the Wudinna District Council at a meeting held on 15 July 2015 imposed a separate rate of \$168 based on a proportional basis of expenditure incurred in maintaining the area. The cottage home units within portion Section 175 of Pygery—Wudinna Homes for the Aged identified as being assessments:

9270269019; 9270272015; 9270275013; 9270278011; 9270278310; 927027001*; 9270273018; 9270276016; 9270278118; 9270278417; 9270271012; 9270274010; 9270277019; 9270278214; 927027861*

Natural Resources Management Levy

Notice is hereby given that pursuant to Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999, the Council declared a separate rate being a fixed NRM Levy of \$64 upon all rateable property in the Council area. The fixed NRM levy was declared in order to reimburse the Council the amount of \$45 758 which Council is required to contribute towards the costs of operating the Eyre Peninsula Natural Resources Management Board for the 2014-2015 year.

A. F. MCGUIRE, Chief Executive Officer

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

Cooper, Anne Elizabeth, late of 38 Sydney Street, Ridgehaven, retired finance officer, who died on 10 April 2014.

Cronin, Paul Anthony, late of 469 Portrush Road, Glenside, retired labourer, who died on 12 April 2014.

Fermor, Patricia Kathleen, late of 18 Cudmore Terrace, Marleston, retired office manager, who died on 29 May 2014.

Gissing, Phyllis Elsie, late of 41 Konanda Crescent, Munno Para, retired battery maker, who died on 28 May 2014.

Hribar, Klaus Karl Emil, late of 276 Portrush Road, Beulah Park, retired carpenter, who died on 9 May 2014.

McInerney, Thomas John, late of 1215 Grand Junction Road, Hope Valley, retired lecturer, who died on 3 July 2013.

Omond, Marlene Fay, late of 2 Jelley Street, Woodville, of no occupation, who died on 26 April 2014.

Prettejohn, Brenton James, late of 19 Summer Hill Court, Wynn Vale, student, who died on 11 November 2012.

Russell, Vera Hazel, late of 34 Free Street, Newmarket, Queensland, of no occupation, who died 10 January 2014.

Vischinski, Svetlana, late of 9 Luhrs Road, Payneham South, of no occupation, who died 4 March 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 22 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 24 July 2014.

D. A. CONTALA, Public Trustee

PARTNERSHIP ACT 1891-1975

Notice of Discontinuance of Partnership

NOTICE is hereby given that the partnership previously subsisting between Jimmy Papageorgiou and Ann Papageorgiou as trustees for the DMANS Family Trust and LSAD Enterprises Pty Ltd as trustee for the DALs Family Trust, carrying on business as a retail health foods store at Semaphore, South Australia, under the style or firm of Semaphore Health Foods, has been dissolved as from 12 June 2014.

Dated 24 July 2014.

A. PAPAGEORGIU
J. PAPAGEORGIU

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.

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