



# THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

ADELAIDE, THURSDAY, 2 APRIL 2020

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

## GOVERNOR'S INSTRUMENTS

### ACTS

Department of the Premier and Cabinet  
Adelaide, 2 April 2020

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

No. 5 of 2020—Planning, Development and Infrastructure (Commencement of Code) Amendment Act 2020  
An Act to amend the Planning, Development and Infrastructure Act 2016

No. 6 of 2020—Coroners (Undetermined Natural Causes) Amendment Act 2020  
An Act to amend the Coroners Act 2003

By command,

STEVEN SPENCE MARSHALL  
Premier

### APPOINTMENTS

Department of the Premier and Cabinet  
Adelaide, 2 April 2020

His Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Art Gallery Board, pursuant to the provisions of the Art Gallery Act 1939:

Member: from 2 April 2020 until 1 April 2023  
John Nash Phillips  
Jason Demetrios Karas  
Cara Hazel Kirkwood

By command,

STEVEN SPENCE MARSHALL  
Premier

DPC20/005CS

Department of the Premier and Cabinet  
Adelaide, 2 April 2020

His Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Parole Board of South Australia, pursuant to the provisions of the Correctional Services Act 1982:

Member: from 2 April 2020 until 17 December 2022  
William Penn Boucaut

First Deputy Presiding Member: from 2 April 2020 until 17 December 2022  
William Penn Boucaut

By command,

STEVEN SPENCE MARSHALL  
Premier

20COR007CS

### EMERGENCY MANAGEMENT ACT 2004

#### SECTION 23(2)

#### *Approval of the Governor—Extension of a Major Emergency Declaration*

PURSUANT to Section 23(2) of the *Emergency Management Act 2004* and with the advice and consent of the Executive Council, I approve the extension for a period of 28 days commencing at 1300 hours, 4 April 2020, of the Declaration of a Major Emergency made by the State Co-ordinator under Section 23(1) of the *Emergency Management Act 2004* on 22 March 2020.

Given under my hand and the Public Seal of South Australia at Adelaide.

Dated: 2 April 2020

HIEU VAN LE  
Governor

## PROCLAMATIONS

South Australia

## **Statutes Amendment and Repeal (Simplify) Act (Commencement) Proclamation 2020**

### **1—Short title**

This proclamation may be cited as the *Statutes Amendment and Repeal (Simplify) Act (Commencement) Proclamation 2020*.

### **2—Commencement of certain provisions**

The following provisions of the *Statutes Amendment and Repeal (Simplify) Act 2019* (No 25 of 2019) come into operation on 6 April 2020:

- (a) Part 2;
- (b) Part 4;
- (c) sections 61, 62, 64 and 66.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 2 April 2020

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South Australia

## **Judicial Conduct Commissioner (Miscellaneous) Amendment Act (Commencement) Proclamation 2020**

### **1—Short title**

This proclamation may be cited as the *Judicial Conduct Commissioner (Miscellaneous) Amendment Act (Commencement) Proclamation 2020*.

### **2—Commencement of Act**

The *Judicial Conduct Commissioner (Miscellaneous) Amendment Act 2018* (No 31 of 2018) comes into operation on 6 April 2020.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 2 April 2020

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## REGULATIONS

South Australia

**Supreme Court (Fees) Variation Regulations 2020**under the *Supreme Court Act 1935*

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**Contents****Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Variation provisions

**Part 2—Variation of *Supreme Court Regulations 2018***

- 4 Variation of regulation 3—Interpretation
  - 5 Variation of regulation 5—Fees in general jurisdiction
  - 6 Variation of regulation 6—Fees in probate jurisdiction
  - 7 Variation of regulation 7—Exemption for government agencies from certain fees
  - 8 Substitution of Schedule 1  
Schedule 1—Fees in general jurisdiction
  - 9 Variation of Schedule 2—Fees in probate jurisdiction
- 

**Part 1—Preliminary****1—Short title**

These regulations may be cited as the *Supreme Court (Fees) Variation Regulations 2020*.

**2—Commencement**

These regulations come into operation on 27 April 2020.

**3—Variation provisions**

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

**Part 2—Variation of *Supreme Court Regulations 2018*****4—Variation of regulation 3—Interpretation**

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

*Electronic System* means the system made available by the Court that enables the electronic management of Court processes including the creation, filing and issue of Court documents;

- (2) Regulation 3, definition of *Registrar*, (a)—delete "court" and substitute:

Court

**5—Variation of regulation 5—Fees in general jurisdiction**

- (1) Regulation 5(1)—delete "court's" and substitute:  
Court's
- (2) Regulation 5(2)—delete "clause 8" and substitute:  
clause 11
- (3) Regulation 5(2)(a)—delete "court" and substitute:  
Court
- (4) Regulation 5(2)(a)(i)—delete "plaintiff" and substitute:  
applicant
- (5) Regulation 5(3)—delete "clause 17" wherever occurring and substitute in each case:  
clause 20
- (6) Regulation 5(3)(b)—delete "clause 8" and substitute:  
clause 11
- (7) Regulation 5(3)(c)—delete "plaintiff or appellant" and substitute:  
applicant
- (8) Regulation 5(3)(d)—delete "court" and substitute:  
Court
- (9) Regulation 5(3)(d)—delete "proceedings" wherever occurring and substitute in each case:  
proceeding
- (10) Regulation 5(4)—delete "proceedings" and substitute:  
proceeding

**6—Variation of regulation 6—Fees in probate jurisdiction**

- Regulation 6(1)—delete "court's" and substitute:  
Court's

**7—Variation of regulation 7—Exemption for government agencies from certain fees**

- Regulation 7(1)(a)—delete "court's" and substitute:  
Court's

**8—Substitution of Schedule 1**

- Schedule 1—delete the Schedule and substitute:

**Schedule 1—Fees in general jurisdiction****Part 1—General**

- 1 On filing a final notice of claim—
  - (a) in the case of a notice of claim filed using the Electronic System \$22.70
  - (b) in any other case \$54.50

2	On filing an application for discovery of documents before the commencement of a proceeding—	
	(a) for a prescribed corporation	\$638.00
	(b) for any other person	\$450.00
3	On filing a document to commence a proceeding in the Supreme Court—	
	(a) in the case where a fee has previously been paid for filing an application for discovery of documents relating to the subject-matter of the proceeding—	
	(i) for a prescribed corporation	\$3 106.00
	(ii) for any other person	\$2 202.00
	(b) in any other case—	
	(i) for a prescribed corporation	\$3 744.00
	(ii) for any other person	\$2 652.00
4	On filing a cross action in the nature of a counter claim or third party claim—	
	(a) for a prescribed corporation	\$3 744.00
	(b) for any other person	\$2 652.00
5	On transferring a proceeding commenced in another court to the Supreme Court—	
	(a) in the case of a prescribed corporation	\$3 744.00 less the file commencement fees already paid in respect of the proceeding in the other court
	(b) in any other case	\$2 652.00 less the file commencement fees already paid in respect of the proceeding in the other court
6	On filing a notice of appeal or notice of cross appeal for which permission to appeal is required—	
	(a) for a prescribed corporation	\$638.00
	(b) for any other person	\$450.00
7	On the Court granting permission to appeal or cross appeal—	
	(a) for a prescribed corporation	\$3 106.00
	(b) for any other person	\$2 202.00
8	On filing a notice of appeal or notice of cross appeal in respect of an appeal as of right—	
	(a) for a prescribed corporation	\$3 744.00
	(b) for any other person	\$2 652.00

9	On filing a notice of appeal to the Supreme Court against a decision of the Magistrates Court pursuant to section 42 of the <i>Magistrates Court Act 1991</i>	\$249.00
10	On transferring a cross action in the nature of a counter claim or third party claim commenced in another court to the Supreme Court—	
	(a) in the case of a prescribed corporation	\$3 744.00 less the fees already paid in respect of the cross action in the other court
	(b) in any other case	\$2 652.00 less the fees already paid in respect of the cross action in the other court
11	On setting a date for trial—	
	(a) for a prescribed corporation	\$3 744.00
	(b) for any other person	\$2 652.00
12	On—	
	(a) filing or lodging an application, notice or other document that does not relate to a proceeding for which a fee has been paid under any of the previous clauses	\$79.50
	(b) sealing a certificate	\$79.50
	(c) certifying under seal that a document is a true copy	\$79.50
13	For each request to search and/or inspect a record of the Court, other than a Divorce or Matrimonial Causes record	\$25.30
14	For an unsealed copy of the record of the Court	\$25.30
15	For a sealed copy of the record of the Court	\$79.50
	<b>Note—</b>	
	No fee is payable under clauses 13, 14 or 15 for a request made in respect of a record relating to criminal proceedings by or on behalf of the defendant or the victim of the offence that is the subject of those proceedings.	
16	For a copy of evidence—	
	(a) per page in electronic form	\$8.50
	(b) per page in hard-copy form	\$10.90
17	For a copy of the reasons for judgment—per page	\$8.50
	<b>Note—</b>	
	1 copy will be supplied to a party to the proceeding free of charge.	
18	For a copy of a document (other than a copy of evidence)—per page	\$5.10
19	For production of transcript at request of a party where the Court does not require the transcript—per page	\$17.20



20	Trial fee—for each day or part of a day on which the trial is heard by the Court—	
	(a) for a prescribed corporation	\$3 744.00
	(b) for any other person	\$2 652.00
21	Suitors' Fund—on interest collected on funds in Court or credited to an account, payable from time to time or prior to the payment or transfer of interest out of any fund or money in Court—	
	(a) if the interest is \$10.00 or less	no fee
	(b) in any other case	3% of amount of interest
22	Taxation of costs—	
	(a) on filing a claim for costs in an existing proceeding	\$79.50
	(b) on filing an originating application for taxation of legal costs	\$79.50
	(c) for taxing an itemised claim for costs	5% of amount allowed on taxation (to nearest dollar)
23	For opening the Registry (or the Registry remaining open) after hours for urgent execution of process—for each hour or part of an hour	\$407.00
24	For opening the Court (or the Court remaining open) after hours for urgent hearing—for each hour or part of an hour	\$1 227.00
<b>Part 2—Fees payable under rules regulating admission of practitioners</b>		
25	On application for admission or re-admission as a practitioner	\$629.00
<b>Part 3—Fees to be taken in marshal's office</b>		
26	Receiving and entering a writ of summons, warrant of release, decree, order, commission or other instrument under the seal of the Court	\$65.50
27	For—	
	(a) service of a writ of summons	\$54.00
	(b) execution of a warrant of arrest—for each person	\$112.00
	but, if a writ is served and a warrant executed on a person at the same time	\$146.00
28	For execution of a warrant for the seizure of a ship, cargo or other goods	\$112.00
29	For the release of any ship, goods or person from seizure or arrest	\$54.00
30	For the execution of a commission of appraisal or sale	\$112.00
31	For the execution of any decree, order, commission or instrument other than 1 otherwise specified in this Part	\$112.00
32	For delivery of a ship or goods to a purchaser	\$112.00
33	For attending the discharge of cargo or removal of a ship or goods—payable per day or part of a day	\$112.00
34	For opening office (or office remaining open) after hours for urgent execution of process—payable per hour or part of an hour	\$407.00

35	On the gross proceeds of any ship or goods sold—	
	(a) for every \$200 or part of \$200, up to \$20 000	\$22.30
	(b) for each additional \$200 or part of \$200	\$13.50
36	For retaining possession of a ship (with or without cargo) or of a ship's cargo—for each day or part of a day	\$65.50

**Note—**

No fee is payable under this Part for the custody and possession of property seized if it consists of money with an ADI, or goods stored in a bonded warehouse, or if it is in the custody of a customs officer or other authorised person.

**9—Variation of Schedule 2—Fees in probate jurisdiction**

- (1) Schedule 2, table, item 11—delete "court" and substitute:

Court

- (2) Schedule 2, table, item 12—delete "court" and substitute:

Court

**Note—**

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

**Made by the Governor**

with the advice and consent of the Executive Council  
on 2 April 2020

No 29 of 2020

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South Australia

## District Court (Fees) Variation Regulations 2020

under the *District Court Act 1991*

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### Contents

#### Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### Part 2—Variation of *District Court Regulations 2018*

- 4 Variation of regulation 3—Interpretation
  - 5 Variation of regulation 4—Fees in civil proceedings
  - 6 Substitution of Schedule 1  
Schedule 1—Fees in Civil Division
  - 7 Substitution of Schedule 2  
Schedule 2—Fees in Criminal Injuries Division
  - 8 Substitution of Schedule 3  
Schedule 3—Fees in Criminal Division
- 

### Part 1—Preliminary

#### 1—Short title

These regulations may be cited as the *District Court (Fees) Variation Regulations 2020*.

#### 2—Commencement

These regulations come into operation on 27 April 2020.

#### 3—Variation provisions

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

### Part 2—Variation of *District Court Regulations 2018*

#### 4—Variation of regulation 3—Interpretation

Regulation 3—after the definition of *Crown* insert:

*Electronic System* means the system made available by the Court that enables the electronic management of Court processes including the creation, filing and issue of Court documents;

#### 5—Variation of regulation 4—Fees in civil proceedings

- (1) Regulation 4(2)(a)(i)—delete "plaintiff" and substitute:  
applicant

- (2) Regulation 4(3)—delete "clause 17" wherever occurring and substitute in each case:  
clause 19
- (3) Regulation 4(3)(c)—delete "plaintiff or appellant" and substitute:  
applicant
- (4) Regulation 4(3)(d)—delete "proceedings" wherever occurring and substitute in each case:  
proceeding

## 6—Substitution of Schedule 1

Schedule 1—delete the Schedule and substitute:

### Schedule 1—Fees in Civil Division

1	On filing a final notice of claim—	
	(a) in the case of a notice of claim filed using the Electronic System	\$22.70
	(b) in any other case	\$54.50
2	On filing an application for discovery of documents before the commencement of a proceeding—	
	(a) for a prescribed corporation	\$240.00
	(b) for any other person	\$171.00
3	On filing a document to commence a proceeding in the District Court—	
	(a) in the case where a fee has previously been paid for filing an application for discovery of documents relating to the subject-matter of the proceeding—	
	(i) for a prescribed corporation	\$1 633.00
	(ii) for any other person	\$1 158.00
	(b) in any other case—	
	(i) for a prescribed corporation	\$1 873.00
	(ii) for any other person	\$1 329.00
4	On transferring a proceeding commenced in the Magistrates Court to the Court—	
	(a) in the case of a prescribed corporation	\$1 873.00 less the fees already paid in respect of the proceeding in the Magistrates Court
	(b) in any other case	\$1 329.00 less the fees already paid in respect of the proceeding in the Magistrates Court
5	On filing an application under the <i>National Credit Code</i>	\$263.00

6	On filing a cross action in the nature of a counter claim or third party claim—	
	(a) for a prescribed corporation	\$1 873.00
	(b) for any other person	\$1 329.00
7	On transferring a cross action in the nature of a counter claim or third party claim commenced in the Magistrates Court to the Court—	
	(a) in the case of a prescribed corporation	\$1 873.00 less the fees already paid in respect of the cross action in the Magistrates Court
	(b) in any other case	\$1 329.00 less the fees already paid in respect of the cross action in the Magistrates Court
8	On setting a date for trial—	
	(a) for a prescribed corporation	\$1 873.00
	(b) for any other person	\$1 329.00
9	On filing a notice of appeal or notice of cross appeal to the Court constituted of a Judge (other than a notice of appeal to the ADD)—	
	(a) for a prescribed corporation	\$1 873.00
	(b) for any other person	\$1 329.00
10	On filing or lodging an application, notice or other document that does not relate to a proceeding for which a fee has been paid under any of the preceding clauses—	
	(a) for a prescribed corporation	\$240.00
	(b) for any other person	\$171.00
11	For sealing a certificate or certifying under seal that a document is a true copy	\$79.50
12	For each request to search and/or inspect a record of the Court	\$25.30
13	For an unsealed copy of the record of the Court	\$25.30
14	For a sealed copy of the record of the Court	\$79.50
15	For copy of evidence—	
	(a) per page in electronic form	\$8.50
	(b) per page in hard-copy form	\$10.90
16	For copy of reasons for judgment—per page	\$8.50
	<b>Note—</b>	
	1 copy will be supplied to a party to the proceeding free of charge.	
17	For copy of any other document—per page	\$5.10
18	For production of transcript at request of a party where the Court does not require the transcript—per page	\$17.20

19	Trial fee—for each day or part of a day on which the trial is heard by the Court	
	(a) for a prescribed corporation	\$1 873.00
	(b) for any other person	\$1 329.00
20	Suitors' Fund—on interest collected on funds in Court or credited to an account, payable on transfer of interest out of the fund or account or at such earlier time or times as required by the Court	
	(a) if the interest is \$10.00 or less	no fee
	(b) in any other case	3% of amount of interest
21	Taxation of costs—	
	(a) on filing a claim for costs in an existing proceeding	\$79.50
	(b) on filing an originating application for taxation of legal costs	\$79.50
	(c) for taxing an itemised claim for costs	5% of amount allowed on taxation (to nearest dollar)
22	For opening Registry (or Registry remaining open) after hours for urgent execution of process—for each hour or part of an hour	\$407.00
23	For opening Court (or Court remaining open) after hours for urgent hearing—for each hour or part of an hour	\$1 227.00

## 7—Substitution of Schedule 2

Schedule 2—delete the Schedule and substitute:

### Schedule 2—Fees in Criminal Injuries Division

1	On filing a document by which a proceeding is commenced—	
	(a) for a prescribed corporation	\$240.00
	(b) for any other person	\$171.00
2	For each request to search and/or inspect a record of the Court	\$25.30
3	For an unsealed copy of the record of the Court	\$25.30
4	For a sealed copy of the record of the Court	\$79.50

**Note—**

No fee is payable under clauses 2, 3 or 4 for a request made in respect of a record relating to criminal proceedings by or on behalf of the defendant or the victim of the offence that is the subject of those proceedings.

5	For copy of evidence—	
	(a) per page in electronic form	\$8.50
	(b) per page in hard-copy form	\$10.90

6	For copy of reasons for judgment—per page	\$8.50
	<b>Note—</b>	
	1 copy will be supplied to a party to the proceeding free of charge.	
7	For copy of any other document—per page	\$5.10
8	For production of transcript at request of a party where the Court does not require the transcript—per page	\$17.20
9	Taxation of costs—	
	(a) on filing a claim for costs in an existing proceeding	\$79.50
	(b) on filing an originating application for taxation of legal costs	\$79.50
	(c) for taxing an itemised claim for costs	5% of amount allowed on taxation (to nearest dollar)
10	For opening Registry (or Registry remaining open) after hours for urgent execution of process—per hour or part of an hour	\$407.00
11	For opening Court (or Court remaining open) after hours for urgent hearing—per hour or part of an hour	\$1 227.00

### 8—Substitution of Schedule 3

Schedule 3—delete the Schedule and substitute:

### Schedule 3—Fees in Criminal Division

1	For each request to search and/or inspect a record of the Court	\$25.30
2	For an unsealed copy of the record of the Court	\$25.30
3	For a sealed copy of the record of the Court	\$79.50
	<b>Note—</b>	
	No fee is payable under clauses 1, 2 or 3 for a request made in respect of a record relating to criminal proceedings by or on behalf of the defendant or the victim of the offence that is the subject of those proceedings.	
4	For sealing a certificate or certifying under seal that a document is a true copy	\$79.50
5	For copy of evidence—	
	(a) per page in electronic form	\$8.50
	(b) per page in hard-copy form	\$10.90
6	For copy of reasons for judgment—per page	\$8.50
	<b>Note—</b>	
	1 copy will be supplied to a party to the proceeding free of charge.	
7	For copy of any other document—per page	\$5.10

**Note—**

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

**Made by the Governor**

with the advice and consent of the Executive Council  
on 2 April 2020

No 30 of 2020

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South Australia

# Magistrates Court (Fees) (Miscellaneous) Variation Regulations 2020

under the *Magistrates Court Act 1991*

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### Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

### Part 2—Variation of *Magistrates Court (Fees) Regulations 2019*

- 4 Variation of regulation 3—Interpretation
  - 5 Variation of regulation 4—Fees
  - 6 Substitution of Schedule 1  
Schedule 1—Fees in Civil (General Claims) Division and Civil (Minor Claims) Division
  - 7 Substitution of Schedule 2  
Schedule 2—Fees in Criminal Division
- 

## Part 1—Preliminary

### 1—Short title

These regulations may be cited as the *Magistrates Court (Fees) (Miscellaneous) Variation Regulations 2020*.

### 2—Commencement

These regulations come into operation on 27 April 2020.

### 3—Variation provisions

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

## Part 2—Variation of *Magistrates Court (Fees) Regulations 2019*

### 4—Variation of regulation 3—Interpretation

Regulation 3—after the definition of *Crown* insert:

*Electronic System* means the system made available by the Court that enables the electronic management of Court processes including the creation, filing and issue of Court documents;

### 5—Variation of regulation 4—Fees

- (1) Regulation 4(2)(a)(i)—delete "plaintiff" and substitute:  
applicant

- (2) Regulation 4(2)(b)—delete "plaintiff" and substitute:  
applicant
- (3) Regulation 4(2)(b)—delete "plaintiffs" and substitute:  
applicants
- (4) Regulation 4(3)—delete "action" and substitute:  
proceeding

## 6—Substitution of Schedule 1

Schedule 1—delete the Schedule and substitute:

### Schedule 1—Fees in Civil (General Claims) Division and Civil (Minor Claims) Division

1	On filing a final notice of claim—	
	(a) in the case of a notice of claim filed using the Electronic System	\$22.70
	(b) in any other case	\$54.50
2	On filing a minor civil action	\$153.00
3	On filing a cross action in the nature of a counter claim or a third party claim in a minor civil action	\$153.00
4	On filing a document to commence any other proceeding under the <i>Magistrates Court Act 1991</i> —	
	(a) where the claim is not for money—	
	(i) in the case of a prescribed corporation	\$565.00
	(ii) in any other case	\$334.00
	(b) where the amount claimed, or the value of the property the subject of the proceeding, exceeds \$12 000.00 but does not exceed \$25 000.00—	
	(i) in the case of a prescribed corporation	\$565.00
	(ii) in any other case	\$334.00
	(c) where the amount claimed, or the value of the property the subject of the proceeding, exceeds \$25 000.00 but does not exceed \$50 000.00—	
	(i) in the case of a prescribed corporation	\$805.00
	(ii) in any other case	\$429.00
	(d) where the amount claimed, or the value of the property the subject of the proceeding, exceeds \$50 000.00—	
	(i) in the case of a prescribed corporation	\$1 180.00
	(ii) in any other case	\$805.00

5	On filing a cross action in the nature of a counter claim or third party claim in any other proceeding under the <i>Magistrates Court Act 1991</i> —	
	(a) where the claim is not for money—	
	(i) in the case of a prescribed corporation	\$565.00
	(ii) in any other case	\$334.00
	(b) where the amount claimed, or the value of the property the subject of the proceeding, exceeds \$12 000.00 but does not exceed \$25 000.00—	
	(i) in the case of a prescribed corporation	\$565.00
	(ii) in any other case	\$334.00
	(c) where the amount claimed, or the value of the property the subject of the proceeding, exceeds \$25 000.00 but does not exceed \$50 000.00—	
	(i) in the case of a prescribed corporation	\$805.00
	(ii) in any other case	\$429.00
	(d) where the amount claimed, or the value of the property the subject of the proceeding, exceeds \$50 000.00—	
	(i) in the case of a prescribed corporation	\$1 180.00
	(ii) in any other case	\$805.00
6	For issuing and administering an investigation or examination summons under the <i>Magistrates Court Act 1991</i>	\$58.50
7	On commencement of a proceeding under any other Act	\$153.00
8	On filing a cross action in the nature of a counter claim or a third party claim in any proceeding under any other Act	\$153.00
9	On setting a date for trial—	
	(a) for a minor civil action—	
	(i) where the amount claimed does not exceed \$4 000.00	\$214.00
	(ii) in any other case	\$644.00
	(b) for any other proceeding under the <i>Magistrates Court Act 1991</i> —	
	(i) in the case of a prescribed corporation	\$1 073.00
	(ii) in any other case	\$805.00
10	For publishing an advertisement	actual costs reasonably incurred

11	For each request to search and/or inspect a record of the Court	\$25.30
12	For an unsealed copy of the record of the Court	\$25.30
13	For a sealed copy of the record of the Court	\$79.50
14	For copy of evidence—	
	(a) per page in electronic form	\$8.50
	(b) per page in hard-copy form	\$10.90
15	For copy of reasons for judgment—per page	\$8.50
	<b>Note—</b>	
	1 copy will be supplied to a party to the proceeding free of charge.	
16	For copy of any other document—per page	\$5.10
17	For production of transcript at request of a party where the Court does not require the transcript—per page	\$17.20
18	Suitors' Fund—on interest collected on funds in Court or credited to an account, payable on transfer of interest out of the fund or account or at such earlier time or times as required by the Court—	
	(a) if the interest is \$10.00 or less	no fee
	(b) in any other case	3% of amount of interest
19	Taxation of costs: on lodging a claim for costs in an existing proceeding (other than in a minor civil action)	\$79.50
20	For opening Registry (or Registry remaining open) after hours for urgent execution of process—for each hour or part of an hour	\$407.00
21	For opening Court (or Court remaining open) after hours for urgent hearing—for each hour or part of an hour	\$1 227.00

## 7—Substitution of Schedule 2

Schedule 2—delete the Schedule and substitute:

### Schedule 2—Fees in Criminal Division

1	On commencement of proceedings for summary applications, summary offences, minor indictable offences or indictable offences	\$286.00 <b>plus</b> if the information alleges more than 1 offence— \$52.00
2	For each request to search and/or inspect a record of the Court	\$25.30
3	For an unsealed copy of the record of the Court	\$25.30
4	For a sealed copy of the record of the Court	\$79.50

**Note—**

No fee is payable under clauses 2, 3 or 4 for a request made in respect of a record relating to criminal proceedings by or on behalf of the defendant or the victim of the offence that is the subject of those proceedings.

5	For copy of evidence—	
	(a) per page in electronic form	\$8.50
	(b) per page in hard-copy form	\$10.90
6	For copy of reasons for judgment—per page	\$8.50
	<b>Note—</b>	
	1 copy will be supplied to a party to the proceeding free of charge.	
7	For copy of any other document—per page	\$5.10
8	For production of transcript at request of a party where the Court does not require the transcript—per page	\$17.20

**Note—**

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

**Made by the Governor**

with the advice and consent of the Executive Council  
on 2 April 2020

No 31 of 2020

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South Australia

# Motor Vehicles (Simplify and Other Matters) Variation Regulations 2020

under the *Motor Vehicles Act 1959*

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## Contents

### Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

### Part 2—Variation of *Motor Vehicles Regulations 2010*

- 4 Variation of regulation 26—Return or recovery of number plates—exceptions
  - 5 Variation of regulation 42—Classification of licences
  - 6 Variation of Schedule 2—Classification of driver's licences
  - 7 Variation of Schedule 4—Demerit points
  - 8 Offences against *Heavy Vehicle National Law (South Australia)*
  - 8 Variation of Schedule 5—Expiation fees
- 

## Part 1—Preliminary

### 1—Short title

These regulations may be cited as the *Motor Vehicles (Simplify and Other Matters) Variation Regulations 2020*.

### 2—Commencement

- (1) Subject to subregulation (2), these regulations come into operation on the day on which they are made.
- (2) Regulations 4, 5, 6 and 8 come into operation on the day on which section 61 of the *Statutes Amendment and Repeal (Simplify) Act 2019* comes into operation.

### 3—Variation provisions

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

## Part 2—Variation of *Motor Vehicles Regulations 2010*

### 4—Variation of regulation 26—Return or recovery of number plates—exceptions

Regulation 26(1) and (2)—delete subregulations (1) and (2) and substitute:

For the purposes of section 47C(4) of the Act, the Registrar, a police officer or an authorised officer may only seize a number plate if—

- (a) the Registrar has given a direction under section 47C(2) of the Act requiring a person to surrender the number plates; and

- (b) the person has failed to comply with the direction; and
- (c) the person has no reasonable excuse for failing to comply.

### 5—Variation of regulation 42—Classification of licences

Regulation 42—after its present contents (now to be designated as subregulation (1)) insert:

- (2) For the purposes of section 72(6) of the Act, a person who has held a driver's licence that is assigned the R-DATE classification for at least 1 year will be taken to hold a licence that is assigned the R classification.
- (3) For the purposes of section 72(7) of the Act, a licence that is assigned the R classification in accordance with subregulation (2) is not required to be endorsed with that classification if it is already endorsed with the R-DATE classification.

### 6—Variation of Schedule 2—Classification of driver's licences

Schedule 2, clause 1—after subclause (1) insert:

- (1a) A licence that is assigned the R classification in accordance with regulation 42(2) is not required to be endorsed with that classification in order to authorise the holder of the licence to drive any motor bike or motor trike.

### 7—Variation of Schedule 4—Demerit points

Schedule 4, clause 8—delete Schedule 4 clause 8 and substitute:

#### 8—Offences against *Heavy Vehicle National Law (South Australia)*

Section	Description of offence against <i>Heavy Vehicle National Law (South Australia)</i>	Demerit points
529	<i>Using or permitting the use of heavy vehicle in contravention of a vehicle defect notice</i>	
	Using heavy vehicle in contravention of a major defect notice or minor defect notice	3

### 8—Variation of Schedule 5—Expiation fees

Schedule 5, clause 1, entry related to section 47C(3)—delete "to return number plates"

#### Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

### Made by the Governor

with the advice and consent of the Executive Council  
on 2 April 2020

No 32 of 2020

South Australia

# **South Australian Public Health (Notifiable and Controlled Notifiable Conditions) (CPE) Variation Regulations 2020**

under the *South Australian Public Health Act 2011*

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## **Contents**

### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Variation provisions

### **Part 2—Variation of *South Australian Public Health (Notifiable and Controlled Notifiable Conditions) Regulations 2012***

- 4 Variation of regulation 4—Notifiable conditions
- 

## **Part 1—Preliminary**

### **1—Short title**

These regulations may be cited as the *South Australian Public Health (Notifiable and Controlled Notifiable Conditions) (CPE) Variation Regulations 2020*.

### **2—Commencement**

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

### **3—Variation provisions**

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

## **Part 2—Variation of *South Australian Public Health (Notifiable and Controlled Notifiable Conditions) Regulations 2012***

### **4—Variation of regulation 4—Notifiable conditions**

Regulation 4—after "Campylobacter infection" insert:

Carbapenemase-producing Enterobacterales (CPE)

#### **Note—**

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.



**Made by the Governor**

with the advice and consent of the Executive Council  
on 2 April 2020

No 33 of 2020

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South Australia

# Passenger Transport (Regular Passenger Services) Variation Regulations 2020

under the *Passenger Transport Act 1994*

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## Contents

### Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

### Part 2—Variation of *Passenger Transport Regulations 2009*

- 4 Variation of regulation 3—Interpretation
  - 5 Substitution of regulation 94
    - 94 Consumption and carriage of alcohol
  - 6 Variation of regulation 100—Payment of fares and charges
  - 7 Variation of regulation 101—Validation of tickets
  - 8 Variation of regulation 104—Special provision for declared areas
  - 9 Substitution of regulation 107
    - 107 Alcohol at prescribed premises
  - 10 Variation of regulation 122—Pedal cycles, skateboards etc
  - 11 Variation of regulation 126—Rubbish and other abandoned property
  - 12 Variation of regulation 127—Abandoned vehicles
  - 13 Variation of regulation 128—Graffiti
  - 14 Variation of regulation 129—Commercial activities
  - 15 Variation of regulation 135—Maximum age of vehicles
- 

## Part 1—Preliminary

### 1—Short title

These regulations may be cited as the *Passenger Transport (Regular Passenger Services) Variation Regulations 2020*.

### 2—Commencement

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

### 3—Variation provisions

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

## **Part 2—Variation of *Passenger Transport Regulations 2009***

### **4—Variation of regulation 3—Interpretation**

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

*rail operator* means a person who conducts a regular passenger service wholly or partly within Metropolitan Adelaide by use of trains or trams;

### **5—Substitution of regulation 94**

Regulation 94—delete the regulation and substitute:

#### **94—Consumption and carriage of alcohol**

- (1) A person must not, in a regular passenger service vehicle, consume alcohol or carry, hold or otherwise possess alcohol in an open container.

Maximum penalty: \$1 250.

Expiation fee: \$160.

- (2) A person must not, in a public passenger vehicle other than a regular passenger service vehicle—

(a) consume alcohol; or

(b) carry, hold or otherwise possess alcohol in an open container,

except with the express permission of the operator.

Maximum penalty: \$1 250.

Expiation fee: \$160.

### **6—Variation of regulation 100—Payment of fares and charges**

Regulation 100—after subregulation (7) insert:

- (8) In subregulation (7)—

*regular passenger service operator* does not include a rail operator.

### **7—Variation of regulation 101—Validation of tickets**

Regulation 101—after subregulation (4) insert:

- (5) In subregulation (4)—

*regular passenger service operator* does not include a rail operator.

### **8—Variation of regulation 104—Special provision for declared areas**

Regulation 104—after subregulation (7) insert:

- (7a) In subregulation (7)—

*regular passenger service operator* does not include a rail operator.

**9—Substitution of regulation 107**

Regulation 107—delete the regulation and substitute:

**107—Alcohol at prescribed premises**

- (1) A person must not, without the permission of the Minister—
  - (a) consume alcohol at prescribed premises under the control of a rail operator; or
  - (b) carry, hold or otherwise possess alcohol in an open container at prescribed premises under the control of a rail operator, except in an area specifically set apart for that purpose by the operator.Maximum penalty: \$1 250.  
Expiation fee: \$160.
- (2) A person must not, at prescribed premises under the control of a regular passenger service operator (other than a rail operator)—
  - (a) consume alcohol; or
  - (b) carry, hold or otherwise possess alcohol in an open container, (other than in an area specifically set apart for that purpose by the operator) except with the express permission of the operator.Maximum penalty: \$1 250.  
Expiation fee: \$160.

**10—Variation of regulation 122—Pedal cycles, skateboards etc**

Regulation 122(1)—delete ", without the permission of the regular passenger service operator"

**11—Variation of regulation 126—Rubbish and other abandoned property**

Regulation 126(1)—delete subregulation (1) and substitute:

- (1) A person must not, on prescribed premises—
  - (a) deposit or set fire to garden refuse; or
  - (b) deposit rubbish (other than in receptacles provided for that purpose); or
  - (c) set fire to rubbish.Maximum penalty: \$750.  
Expiation fee: \$160.

**12—Variation of regulation 127—Abandoned vehicles**

- (1) Regulation 127(3)—delete "employee of the regular passenger service operator" and substitute:  
authorised officer
- (2) Regulation 127(4)—delete "regular passenger service operator" and substitute:  
authorised officer

- (3) Regulation 127(6)—delete "regular passenger service operator" and substitute:  
Minister

### **13—Variation of regulation 128—Graffiti**

Regulation 128—delete "or the regular passenger service operator"

### **14—Variation of regulation 129—Commercial activities**

Regulation 129—delete "or the regular passenger service operator"

### **15—Variation of regulation 135—Maximum age of vehicles**

Regulation 135(3)—delete subregulation (3) and substitute:

- (3) The Minister cannot grant an approval under subregulation (2)(a) in relation to—
- (a) a taxi (other than where the vehicle is specifically designed or adapted to carry persons who use wheelchairs, scooters or other large (ride-on) mobility aids); or
  - (b) a vehicle used (or to be used) for the purposes of a service operated under a Small Passenger Vehicle (Metropolitan) Accreditation that is more than 8 years old.

#### **Note—**

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 2 April 2020

No 34 of 2020

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South Australia

# Passenger Transport (Small Vehicle) Variation Regulations 2020

under the *Passenger Transport Act 1994*

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## Contents

### Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

### Part 2—Variation of *Passenger Transport Regulations 2009*

- 4 Substitution of regulation 7A
    - 7A Application of section 29 of Act—prescribed passenger services
  - 5 Variation of regulation 135—Maximum age of vehicles
- 

## Part 1—Preliminary

### 1—Short title

These regulations may be cited as the *Passenger Transport (Small Vehicle) Variation Regulations 2020*.

### 2—Commencement

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

### 3—Variation provisions

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

## Part 2—Variation of *Passenger Transport Regulations 2009*

### 4—Substitution of regulation 7A

Regulation 7A—delete regulation 7A and substitute:

#### **7A—Application of section 29 of Act—prescribed passenger services**

For the purposes of section 29(1)(a) of the Act, the following classes of passenger services are prescribed:

- (a) a chauffeured vehicle service provided under a Small Passenger Vehicle (Metropolitan) Accreditation;
- (b) a chauffeured vehicle service provided under a Small Passenger Vehicle (Non-Metropolitan) Accreditation.

**5—Variation of regulation 135—Maximum age of vehicles**

Regulation 135(1)(a)—delete "6 years and 6 months" and substitute:

8 years

**Note—**

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

**Made by the Governor**

with the advice and consent of the Executive Council  
on 2 April 2020

No 35 of 2020

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South Australia

# Child Safety (Prohibited Persons) (Exemption) Variation Regulations 2020

under the *Child Safety (Prohibited Persons) Act 2016*

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## Contents

### Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

### Part 2—Variation of *Child Safety (Prohibited Persons) Regulations 2019*

- 4 Insertion of regulation 27  
27 Exemption—application for working with children check pending
- 

## Part 1—Preliminary

### 1—Short title

These regulations may be cited as the *Child Safety (Prohibited Persons) (Exemption) Variation Regulations 2020*.

### 2—Commencement

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

### 3—Variation provisions

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

## Part 2—Variation of *Child Safety (Prohibited Persons) Regulations 2019*

### 4—Insertion of regulation 27

After regulation 26 insert:

#### **27—Exemption—application for working with children check pending**

- (1) Pursuant to section 53(2)(a) of the Act, a person—
  - (a) in relation to whom an application for a working with children check has been made in accordance with the Act but that working with children check has not yet been conducted; and
  - (b) who is not a prohibited person; and
  - (c) who is not presumed to pose an unacceptable risk to children under section 26A of the Act;



is exempt from the operation of section 16 of the Act.

- (2) It is a condition of an exemption under subregulation (1) that the person is, while working with children pursuant to the exemption, supervised by a prescribed supervisor.
- (3) Pursuant to section 53(2)(a) of the Act, the employer of a person referred to in subregulation (1) is exempt from the operation of sections 17 and 18 of the Act in respect of the person.
- (4) In this regulation—

*prescribed supervisor* means a person in relation to whom a working with children check (within the meaning of the *Child Safety (Prohibited Persons) Act 2016*) has been conducted within the preceding 5 years.

**Note—**

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

**Made by the Governor**

with the advice and consent of the Executive Council  
on 2 April 2020

No 36 of 2020

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South Australia

## **Disability Services (Assessment of Relevant History) (Exemptions) Variation Regulations 2020**

under the *Disability Services Act 1993*

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### **Contents**

#### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### **Part 2—Variation of *Disability Services (Assessment of Relevant History) Regulations 2014***

- 4 Insertion of regulations 15 and 16
    - 15 Exemption—working with children check conducted
    - 16 Exemption—application for assessment of relevant history pending
- 

### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Disability Services (Assessment of Relevant History) (Exemptions) Variation Regulations 2020*.

#### **2—Commencement**

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

#### **3—Variation provisions**

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

### **Part 2—Variation of *Disability Services (Assessment of Relevant History) Regulations 2014***

#### **4—Insertion of regulations 15 and 16**

After regulation 14 insert:

##### **15—Exemption—working with children check conducted**

A responsible authority for a prescribed disability service provider is exempt from the requirement under section 5B(1) of the Act to ensure that an assessment of a person's relevant history is undertaken before the person is appointed to, or engaged to act in, a prescribed position if—

- (a) a working with children check (within the meaning of the *Child Safety (Prohibited Persons) Act 2016*) has been carried out in relation to the person within the preceding 5 years; and

- (b) the person is not a prohibited person within the meaning of the *Child Safety (Prohibited Persons) Act 2016*.

### **16—Exemption—application for assessment of relevant history pending**

- (1) A responsible authority for a prescribed disability service provider is exempt from the requirement under section 5B(1) of the Act to ensure that an assessment of a person's relevant history is undertaken before the person is appointed to, or engaged to act in, a prescribed position if—
  - (a) an application for an assessment of the person's relevant history has been made to an authorised screening unit; and
  - (b) the assessment of the person's relevant history has not yet been undertaken by the authorised screening unit; and
  - (c) the person is supervised while acting in the prescribed position by a prescribed supervisor.
- (2) An exemption conferred under subregulation (1) remains in force—
  - (a) for a period of 6 months from the time the application was made to the authorised screening unit; or
  - (b) until an assessment of the person's relevant history is undertaken by the authorised screening unit,

whichever is the earlier.

- (3) In this regulation—  
*child-related employment screening* has the same meaning as in regulation 14;

*prescribed supervisor* means a person in relation to whom—

- (a) an assessment of relevant history has been undertaken within the preceding 3 years;
- (b) a child-related employment screening has been carried out within the preceding 3 years;
- (c) a working with children check (within the meaning of the *Child Safety (Prohibited Persons) Act 2016*) has been conducted within the preceding 5 years.

#### **Note—**

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

#### **Made by the Governor**

with the advice and consent of the Executive Council  
on 2 April 2020

No 37 of 2020

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South Australia

# Youth Justice Administration (Psychological Assessment) Variation Regulations 2020

under the *Youth Justice Administration Act 2016*

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## Contents

### Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

### Part 2—Variation of *Youth Justice Administration Regulations 2016*

- 4 Variation of regulation 18—Application of section 21A of Act
- 

## Part 1—Preliminary

### 1—Short title

These regulations may be cited as the *Youth Justice Administration (Psychological Assessment) Variation Regulations 2020*.

### 2—Commencement

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

### 3—Variation provisions

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

## Part 2—Variation of *Youth Justice Administration Regulations 2016*

### 4—Variation of regulation 18—Application of section 21A of Act

Regulation 18—after subregulation (1) insert:

- (1a) For the purposes of section 21A(2) of the Act, the employment of the following persons and classes of persons is prescribed:
  - (a) a public sector employee within the meaning of the *Public Sector Act 2009* (not being a person who is a prohibited person under the *Child Safety (Prohibited Persons) Act 2016* or who is presumed to pose an unacceptable risk to children under section 26A of that Act);
  - (b) any other person, or class of persons, determined by the Chief Executive by written instrument to be included in the ambit of this paragraph.

**Note—**

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

**Made by the Governor**

with the advice and consent of the Executive Council  
on 2 April 2020

No 38 of 2020

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# RULES OF COURT

## MAGISTRATES COURT OF SOUTH AUSTRALIA

### *Amendment 82 to the Magistrates Court Rules 1992*

PURSUANT to section 49 of the *Magistrates Court Act 1991* and all other enabling powers, we, the undersigned, do hereby make the following amendments to the ***Magistrates Court Rules 1992*** as amended.

1. These Rules may be cited as the 'Magistrates Court Rules 1992 (Amendment 82)'.
2. The *Magistrates Court Rules 1992* ('the Rules') as amended by these amendments apply to and govern all actions in the criminal division of the Court on and after the date on which these amendments are gazetted.
3. The following is inserted after rule 74.03:
  - 74.04 An application under section 77(8a) of the *South Australian Public Health Act 2011* may be filed with the Court by email.
  - 74.05 An application under section 77(8a) of the *South Australian Public Health Act 2011* is filed with the Court by email if –
    - (a) it is sent as an attachment in a PDF or Word format to the central positional mailbox provided to the applicant; and
    - (b) the subject line of the email indicates the location of the Court at which the document is to be filed.
  - 74.06 When an application under section 77(8a) of the *South Australian Public Health Act 2011* is emailed on a day or time when the Registry is closed, the application will be deemed to have been received at the time it is received in the positional mailbox.

Dated: 1 April 2020

MARY-LOUISE HRIBAL  
Chief Magistrate

BRIONY KENNEWELL  
Magistrate

BRETT JONATHON DIXON  
Magistrate

KYLIE SUE SCHULZ  
Magistrate

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## STATE GOVERNMENT INSTRUMENTS

### AGRICULTURAL AND VETERINARY PRODUCTS (CONTROL OF USE) REGULATIONS 2004

#### *Approval of Quality Assurance Schemes*

Notice is hereby given that pursuant to regulation 7(2) of the *Agricultural and Veterinary Products (Control of Use) Regulations 2004*, the quality assurance schemes listed in Column A are approved by the Minister for Primary Industries and Regional Development for the specified crop listed opposite in Column B. A person is an accredited participant of a particular scheme only if he or she satisfies the requirements specified in Column C.

Column A	Column B	Column C
A scheme established by the Freshcare Food Safety & Quality Standard Edition 4.1, published by Freshcare Ltd, NSW, Australia.	Common fig	A current certification of Freshcare for the supply of a crop of a kind for which the scheme is approved, issued by Freshcare Ltd.
A scheme established by the Harmonised Australian Retailer Produce Scheme Standard Version 1.0	Common fig	A current certification meeting the requirements of the Harmonised Australian Retailer Produce Scheme for the supply of a crop of a kind for which the scheme is approved.

Dated: 25 March 2020

ROSS MEFFIN  
Chief Inspector (Plant Health Act 2009) for and on behalf of Tim Whetstone  
Minister for Primary Industries and Regional Development

### DANGEROUS SUBSTANCES ACT 1979

#### *Revoke the Appointment of an Authorised Officer*

I, Martyn Antony Campbell, Executive Director, SafeWork SA, hereby revoke the appointment of the following person as an Authorised Officer for the purposes of the *Dangerous Substances Act 1979* pursuant to section 7(4) of that Act:

- Shaun Ross Matson SMITH

Dated: 31 March 2020

MARTYN CAMPBELL  
Executive Director  
SafeWork SA

### DEVELOPMENT ACT 1993

#### SECTION 48 (7A)

#### *Decision by the Delegate of the Minister for Planning as Delegate of the Governor*

#### *Preamble*

1. On 23 December 2013 notice of the Governor's decision to grant a development authorisation pursuant to s48 (6) of the Development Act 1993 in respect to a proposal from the Palmer Group to construct a mixed residential and commercial retail complex on the corner of Anzac Highway and Marion Road at Plympton was published in the *South Australian Government Gazette* at p5262.
2. The Governor also delegated to the Minister for Planning the power to deal with certain aspects of the approval, including the power to decide on specified matters reserved for further assessment, the power to permit any variation associated with the said provisional development authorisation, and the power to grant a final development authorisation required under Section 48 (2) (b) (i) of the Act.
3. Variations to the development authorisation were notified in the *South Australian Government Gazette* on 12 June 2014 at p2445 (related to staging and timing, changes to the design of the western tower and boundary screening along the side of the west tower); on 7 January 2016 at p3 (to waiver Affordable Housing Requirement); on 21 June 2018 at p2486 (relating to changes to the East Tower apartments, supermarket, and specialty shops and associated car parking and minor changes to allotment boundaries); and 21 March 2019 at p908 (additional design and configuration changes to Stage 2).
4. On 18 November 2019 the Palmer Group made application for Provisional Development Plan Consent with Land Division Consent for two land divisions. The first of these being a boundary realignment from twelve (12) existing allotments to six (6) allotments in Land division 211/D129/19 for the purposes of providing separate tenure for approved land uses. The second division is a Community Division 211/C130/19 comprising the division of one (1) proposed allotment into seven (7) allotments reflective of townhouses previously approved.
5. I am satisfied that appropriate documentation has been prepared in relation to the proposed amended Major Development in accordance with section 47, Division 2 of Part 4 of the Development Act 1993, and have had regard, when considering the proposed amended Major Development, to all relevant matters under section 48(5) of the Development Act 1993.
6. I have decided to grant a development authorisation for the land division applications under section 48 (2) of the Development Act 1993.
7. For ease of reference the conditions of the development authorisation are republished in full hereunder, with the inclusion of additional conditions 56 – 63 and advisory notes 19 – 20 that relate to the land divisions.

#### *Decision*

In the exercise of the power delegated to me by the Governor by Notice in the South Australian Government Gazette on 23 December 2013 pursuant to Section 48 (9) of the Development Act 1993 to assess matters reserved for further assessment in relation to a proposal to develop land on the corner of Anzac Highway and Marion Road at Plympton as a mixed use commercial and residential complex, and to vary the provisional development authorisation granted to that proposed development on 21 March 2019, and having due regard to the matters set out in Section 48 (5) and all other relevant matters I vary the provisional development authorisation:

## NOTICE

PURSUANT to Section 48 of the Act and having due regard to the matters set out in Section 48 (7a) and all other relevant matters, I under delegation from the Governor:

- (a) vary the provisional development authorisation in relation to the proposed Major Development under Section 48 (7a) subject to the Reserved Matters set out in Part A below and Conditions set out in Part B below;
- (b) pursuant to Section 48 (6) reserve my decision on the matters specified in Part A below; and
- (c) specify under Section 48 (7) (b) (i) all matters which are the subject of conditions herein and all reserved matters herein as matters in respect of which the conditions of this authorisation may be varied or revoked or new conditions attached and separately to specify the matter of the completion of the works as a matter in respect of which a condition may be imposed in any final authorisation to be granted.

## PART A: RESERVED MATTERS

The following matters are reserved for further assessment, and may be assessed and approved individually and sequentially according to the Staging and Completion requirements set out in conditions 4, 5 and 6 of this provisional development authorisation:

- (a) detailed design plans and drawings for all structures on site for approval by the Minister for Planning. The final designs, plans and drawings must show the layout of the structures on the site cross-sections as well as elevations and drawings for each component of the development and the sustainability and amenity measures proposed by the proponent;
- (b) a Building Sustainability Plan that includes details of the objectives and measures to be implemented to achieve energy and water efficiencies, the use of recycled materials, minimisation of emissions and waste minimisation/recycling for the proposed development. This would need to be shown on the plans and elevations where applicable;
- (c) a Waste Management Plan for each component of the development, prepared to the reasonable satisfaction of Zero Waste, the Environment Protection Authority and City of West Torrens Council;
- (d) a Traffic and Parking Management Plan, prepared to the reasonable satisfaction of the Department of Planning, Transport and Infrastructure and City of West Torrens Council, including legally binding agreements between the proponent and the responsible road authority for any necessary works and arrangements excepting Stage 1 (West Tower);;
- (e) a detailed Landscaping Plan for each component of the project;
- (f) a detailed Stormwater Management Plan prepared to the reasonable satisfaction of the Environment Protection Authority and City of West Torrens Council.

## PART B: CONDITIONS OF PROVISIONAL DEVELOPMENT AUTHORISATION

1. The development authorisation granted hereunder is provisional only, does not operate as a final development authorisation and does not therefore authorise implementation of the proposed Major Development. Only an authorisation granted under Section 48 (2) (b) (i) can operate to authorise implementation of the proposed Major Development, which authorisation would only be granted after the reserved matters have been assessed and approved for each specific stage.
- 1a. Except where minor amendments may be required by other legislation, or by conditions imposed herein, the proposed Major Development shall be undertaken in strict accordance with the following documents and drawings:
  - Highway Inn Properties Pty Ltd—290 Anzac Highway, North Plympton—Transit Orientated Development Proposal—Planning Application—2 July 2007;
  - Development Report—Mixed Use Development—Anzac Highway and Marion Road—Plympton—May 2009;
  - Plympton Mixed Use Development—Amendment to Development Report—Prepared by Connor Holmes—May 2013;
  - Plympton Mixed Use Development—Response Report—Prepared on behalf of the Palmer Group—July 2013;
  - Assessment Report for the Development Report for the Plympton Mixed Use Development Anzac Highway and Marion Road—November 2013;
  - Letter from Connor Holmes Property Services to the Department of Planning, Transport and Infrastructure dated 28 February 2014;
  - Letter from Holmes Partners to the Department of Planning, Transport and Infrastructure concerning the removal of some reserved matters relating to provision of traffic infrastructure for Stage 1 (West Tower) dated 21 September 2015;
  - Letter from Holmes Partners to the Department of Planning, Transport and Infrastructure concerning the removal of the requirement for 15% Affordable Housing LMA for Stage 1 dated 2 October 2015; and
  - Letter from Renewal SA to Holmes Partners concerning agreement to waive need for 15% Affordable Housing LMA for Stage 1 (undated but referenced to 2/10/15 letter above from Holmes Partners) (ref A 717236).
  - HWY Stage 2 Redevelopment Amendment to the Development Report prepared for the Palmer Group October 2017 by Property and Consulting Australia; and
  - The Plympton Mixed use Development – Stage 2 Response Report prepared for the Palmer Group March 2018 by Property and Consulting Australia.
  - Drawing C104/05 (Sheets 1-4), amended plan of division prepared by Kevin Burgess & Associates lodged on 11 March 2018.
  - Property and Consulting Australia – Plympton Mixed Use Development – Stage 2 – Amendment to the Development Report – Palmer Group – November 2018
  - Letter from Property and Consulting Australia to the Department of Planning, Transport and Infrastructure (Response to agency advice, council and public submissions) dated 13 December 2018.
  - Amended drawings SK101 Rev H dated 10.12.18, SK100, Rev G 11.12.18, and SK118 Rev B dated 6.11.18.

*Building Work*

2. Before any building work is undertaken on the site, the building work must be certified by a private certifier, or by some person determined by the Minister for Planning, as complying with the provisions of the Building Rules.

*Affordable Housing*

3. Prior to the commencement of Stage 2, a legally binding agreement, under Section 57 of the Development Act 1993, between the proponent and the Minister for Housing and Urban Development (or his delegate) dedicating a portion of the residential apartments to the provision of affordable rental housing such that 15% of the total residential development will meet the 'affordable housing criteria' as determined by the Minister in Regulation 4 of the South Australian Housing Trust Regulations 2010 (as amended by further notice from time to time). A Plan shall be prepared, to the reasonable satisfaction of Renewal SA, for the development showing the proposed location of the 15% of dwellings that will meet the affordable housing criteria except in Stage 1 (West Tower).



*Staging and Completion*

4. The proponent must address the reserve matters and submit relevant documentation for approval in accordance with the following failing which I may cancel this provisional authorisation and exercise my power to refuse approval to the development under Section 48 (2) (a):
  - Stage 2—within 12 months hereof the date of this authorisation
  - Stage 3—within 24 months hereof the date of this authorisation
5. Any final development authorisation granted under Section 48 (2) (b) (i) for the Stages below shall be subject to a condition that the proponent must complete substantial work on-site within the following period of the date of this provisional development authorisation, failing which I may cancel the final authorisation:
  - Stage 2—within two years hereof;
  - Stage 3—within four years hereof; and
6. In addition, the proponent must comply with the following staging and timing requirements for completion of the development failing which I may cancel the authorisation:
  - Stage 2—two years from the commencement date of construction of the stage
  - Stage 3—two years from the commencement date of the construction of the stage

*Construction Management*

7. A Construction Environmental Management and Monitoring Plan (CEMMP) for the pre-construction and construction phases of each stage of the project shall be prepared and implemented to the reasonable satisfaction of the Environment Protection Authority, Department of Planning, Transport and Infrastructure and the City of West Torrens Council.

*Built Form*

8. The development and the site shall be maintained in a serviceable condition and operated in an orderly and tidy manner at all times.
9. The western side of the West Tower shall provide adequate screening to prevent overlooking to the adjacent existing residences to the reasonable satisfaction of the Minister for Planning.
10. Provision shall be made for secure storage of trolleys within the complex at night to the reasonable satisfaction of the City of West Torrens Council.
11. That all the apartments shall be attenuated to achieve the required dBA levels. An acoustic plan detailing acoustic treatments (noise attenuation features) would be required. The requirements of the Ministers Specification SA 78B for the control of internal/external sound (February 2013) would need to be addressed where it's in a sound affected area as designated by the Noise and Air Emissions Overlay Maps in the Development Plan. This is in addition to any requirements of the National Construction Code.
12. Appropriate privacy screening is required between balconies of the individual apartments to the reasonable satisfaction of the Minister for Planning. For the East Tower, the partitions that separate west-facing apartment balcony spaces will contain obscure glazing to 1.7m high above the finished floor level to maintain visual privacy.
13. Air conditioning or air extraction plant or ducting shall be screened such that no unreasonable nuisance or loss of amenity is caused to residents and users of properties in the locality to the reasonable satisfaction of the Minister for Planning.
14. Finished Floor levels of new buildings shall be elevated a minimum of 350mm from the highest adjacent street water table levels.

*Lighting*

15. All external lighting of the site, including car parking areas and buildings, shall be designed and constructed to conform with appropriate Australian Standards and shall be located, directed and shielded and of such limited intensity that no demonstrable nuisance or loss of amenity is caused to any person beyond the site.
16. Any lighting proposed shall conform to airport lighting restrictions and shall be shielded from aircraft flight paths to the satisfaction of Adelaide Airport Limited.

*Signage*

17. The colours and illumination of signage associated with the site shall not create a glare or distraction to passing drivers and shall not interfere with the operation of adjacent traffic signals.
18. No element of LED or LCD display shall be included in the design of any signs visible from the adjacent road network.
19. Any signs associated with the development shall not interfere with existing traffic control devices or result in distraction or confusion of motorists. Any signs must be simple, effective and easily assimilated. Under no circumstance shall signs be allowed to flash, scroll or move as this would result in undesirable distraction to motorists.
20. Trailer mounted variable signs shall not be used on or adjacent to the subject site for advertising purposes.
21. No additional signs shall be displayed upon the subject land other than those identifying the parking area access points and those shown on the approved plans. If any further signs are required, these shall be the subject of a separate application.

*Waste Management*

22. Waste collection vehicles shall only service the development between the hours of 7 a.m. and 7 p.m., Monday to Saturday inclusive and shall only undertake collections within the confines of the subject land.
23. The waste and general storage and service/operational areas of the shopping centre and car parking area shall be kept in a neat, tidy, safe and healthy condition at all times.
24. All trade waste and other rubbish shall be stored in covered containers prior to removal and shall be kept screened from public view.

*General*

25. That service and delivery vehicles associated with the site and utilising the rear service lane will be restricted to the hours between 7am and 8pm only.

*Traffic Infrastructure*

26. Vehicle movements to and from Marion Road at Elizabeth Avenue and Mabel Street be restricted to left turn in and left turn out only by closing the median openings on Marion Road. As part of this work, the right turn lane on Marion Road for vehicles turning right into Anzac Highway to head east shall be extended to maximise storage at this location.
27. A left turn deceleration lane shall be provided at the Marion Road access to the car park. This shall be designed in accordance with the Austroads Guide to Road Design Part 4 and DPTI standards.

28. The eastern access to the site from Anzac Highway shall be limited to left turn in movements only and the western access on Anzac Highway serving the site shall be limited to left turn out movements only. Both access points shall be designed to maximise pedestrian safety.
29. Vehicle movements at the central two-way access point to the car park on Anzac Highway shall:
  - i) be restricted to left turn in, left turn out and right turn in only. Right turn out movements shall not be permitted to occur in any form. To accommodate right-in movements, the U-turn facility shall be modified to prohibit U-turns from the north-east; or
  - ii) in the event that the design cannot entirely prohibit the above movements, the U-turn on Anzac Highway shall be closed entirely and access restricted to left turn in and left turn out only.
30. The Keep Clear markings at the Anzac Highway two-way access shall be located so that a minimum of two exiting cars can queue adjacent Anzac Highway prior to the commencement of the 'Keep Clear' area.
31. The operation of the Anzac Highway two-way access shall be reviewed after 6 months of operation. In the event that the operation of this access and the adjacent car parking / drive through area results in vehicular conflict adjacent to Anzac Highway, the development shall be modified to ameliorate the impacts. This work shall be undertaken to the satisfaction of DPTI at the applicant's cost.
32. The indented bus stop and taxi rank adjacent the Anzac Highway frontage of the site shall be relocated and or modified to the satisfaction of the Department of Planning, Transport and Infrastructure.
33. The right turn lane on Anzac Highway catering for right turns into Marion Road shall be extended by a minimum of 20 metres.
34. Sufficient land shall be set aside along the Marion Road and Anzac Highway property frontages to accommodate the required road works and to provide DDA compliant footpaths (any new or relocated footpath must be no narrower than the existing footpaths). All land required from the site to facilitate this requirement shall be vested to road at no cost to Council or DPTI.
35. All redundant crossovers shall be removed and be replaced with kerb and gutter to Council standards, with all costs being borne by the applicant.
36. All road works and improvements required to accommodate the proposed development shall be designed and constructed to the satisfaction of DPTI, with all costs (design, construction and project management) being borne by the applicant. With regards to the design, the applicant is required to seek approval for the concept plan from DPTI's Traffic Operations, Network Planning Engineer, Ms Teresa Xavier on telephone (08) 8226 8389, before undertaking any detailed design work. A deed of agreement for the works shall be entered into prior to the commencement of construction and all road works and improvements shall be completed prior to occupation of the development.
37. The loading docks and associated access points shall be designed to facilitate 14.0m semi-trailers.
38. All car parking adjacent the western Anzac Highway access shall be located a minimum of 6.0 metres from the Anzac Highway property boundary and be clearly marked as staff parking only.
39. The on-site parking shall be designed in accordance with the Australian/New Zealand Standard 2890.1:2004 and 2890.6:2009. All facilities for commercial vehicles shall conform to Australian Standard 2890.2:2002.
40. The car park shall be appropriately line marked and signed to ensure the desired flow of traffic through the site.
41. All bicycle parking facilities, shall be designed in accordance with Australian Standard 2890.3-2015 and the AUSTROADS, Guide to Traffic Engineering Practice Part 14 – Bicycles.

#### *Parking and Access*

42. All car parking areas, driveways and vehicle manoeuvring areas shall be properly maintained at all times.
43. All loading and unloading, parking and manoeuvring areas shall be designed and constructed to ensure that all vehicles can safely enter and exit the subject land in a forward direction.
44. That all car parks, driveways and vehicle manoeuvring areas shall conform to Australian Standards and be constructed, drained and paved with bitumen, concrete or paving bricks in accordance with sound engineering practice and appropriately line marked to the reasonable satisfaction of the State Commission Assessment Panel prior to the occupation or use of the development.
45. Prior to the construction of Stage 2, a detailed car parking design, internal wayfinding and layout plan, shall be prepared to the satisfaction of the Minister for Planning. This plan shall minimise the potential for conflict adjacent to the Marion Road access and ensure unimpeded entry movements from Marion Road.

#### *Stormwater*

46. No stormwater shall be permitted to discharge on surface to Anzac Highway or Marion Road. Any modifications to stormwater infrastructure as a direct result of the development shall be at the expense of the developer
47. That all stormwater design and construction shall be in accordance with Australian Standards and recognised engineering best practices to ensure that stormwater does not adversely affect any adjoining property or public road.
48. Details shall be provided to the satisfaction of the West Torrens Council in relation to the redesign and reconstruction of impacted public stormwater infrastructure.

#### *Construction Activities*

49. Normal operating hours for construction activities (including truck movements) to and from the site shall be from 7 a.m. to 7 p.m., Monday to Saturday inclusive.
50. Any machinery, plant operating equipment, lighting, building façade designs or sound devices associated with the proposed development shall not impair or impinge upon the enjoyment or safety of residents of the apartment complex, adjoining properties (or occupiers thereof) or the local traffic and pedestrian environment and shall comply with the Environment Protection (Noise) Policy 2007, Environment Protection (Industrial Noise) Policy 1994 and the Environment Protection (Machine Noise) Policy 1994.

#### *Land Division – 211/D203/17*

51. The financial requirements of the SA Water Corporation shall be met for the provision of water supply and sewerage services. SA Water (H0067874).
52. The internal drains shall be altered to the satisfaction of the SA Water Corporation.
53. A final plan complying with the requirements for plans as set out in the Manual of Survey Practice Volume 1 (Plan Presentation and Guidelines) issued by the Registrar General to be lodged with the Development Assessment Commission for Land Division Certificate purposes.

54. Following the granting of new titles, all internal water piping that crosses the allotment boundaries must be severed or redirected at the developers/owners cost to ensure that the pipework relating to each allotment is contained within its boundaries.

*Reinstatement works*

55. All state-agency, council or utility-maintained infrastructure (i.e. roads, kerbs, drains, crossovers, cabling, pipe work etc.) that is demolished, altered, removed or damaged during the construction of the project shall be reinstated to state agency or utility specifications. All costs associated with these works shall be met by the developer.

*Land Division 211/D129/19*

56. Stormwater infrastructure (this includes stormwater detention and water quality improvements) shall be appropriately covered by the easements on the final plan.
57. All access to the subject allotments shall be in accordance with the Plympton Mixed Use Major Development authorisation published in the South Australian Government Gazette on 20 March 2019 (pg. 908-916).
58. Encumbrances shall be registered over the subject land to ensure ongoing free and unrestricted access to the car park and car park aisle areas by all users. In particular, the Encumbrances shall
- Provide rights to Allotments 8, 9 and 11 over the car parking areas and car park aisles of Allotment 10;
  - Provide rights to Allotment 10 over the car park aisles of Allotment 8;
  - Bind each successor in title.
59. The final plan of division shall dedicate land to road to accommodate the left turn deceleration lane on Marion Road and associated relocated/modified footpath along the Marion Road frontage. This shall be to the satisfaction of the Department of Planning, Transport and Infrastructure.
60. The financial requirements of the SA Water Corporation shall be met for the provision of water supply and sewerage services [SA Water (H009260)].
61. A final plan complying with the requirements for plans as set out in the Manual of Survey Practice Volume 1 (Plan Presentation and Guidelines) issued by the Registrar General to be lodged with the State Commission Assessment Panel for Land Division Certificate purposes.

*Land Division 211/C130/19*

62. The financial requirements of the SA Water Corporation shall be met for the provision of water supply and sewerage services. [SA Water (H0092716)].
63. A final plan complying with the requirements for plans as set out in the Manual of Survey Practice Volume 1 (Plan Presentation and Guidelines) issued by the Registrar General to be lodged with the State Commission Assessment Panel for Land Division Certificate purposes.

PART C: NOTES TO PROPONENT

1. In respect of the reserved matters, the following is advised to the proponent:

(a) *Building Rules*

The proponent must obtain a Building Rules assessment and certification from either the City of West Torrens Council or a private certifier (at the proponent's option) and forward to the Minister all relevant certification documents as outlined in regulation 64 of the Development Regulations 2008.

Pursuant to Regulation 64 of the Development Regulations 2008, the proponent is especially advised that the City of West Torrens Council private certifier conducting a Building Rules assessment must:

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

Regulation 64 of the Development Regulations 2008 provides further information about the type and quantity of all Building Rules certification documentation for Major Developments required for referral to the Minister for Planning. The City of West Torrens Council or private certifier undertaking Building Rules assessments must ensure that the assessment and certification are consistent with the provisional development authorisation (including its Conditions and Notes).

(b) *Final designs for each component of the development*

In regard to reserved matter (a), final design should address the following:

- roof plans for all areas of the development;
- roof areas for the shopping centre buildings shall be constructed out of a non-reflective material;
- details of amenity and activation treatments for the exposed car park roof top
- details showing the air intake vents for the basement car park and venting details for any restaurant/cafes;
- details of lighting for the basement and ground level car park;
- details of the colours proposed for the development;
- redesign of the external car park to incorporate additional safe and direct paths for cyclists and pedestrians (including crossing points designed to highlight the presence of cyclists and pedestrians);
- plans showing the location of secure bicycle parking for residents of the East and North Tower;
- acoustic treatment details that meet noise criteria as set out in:
  - AS 1276-1979: methods for determination of sound transmission class and noise isolation class of building partitions;
  - AS ISO 140.8-2006: acoustics—measurement of sound insulation in buildings and of building elements, laboratory measurements of the reduction of transmitted impact noise by floor coverings on a heavyweight standard floor; and
  - AS/NZS 1269.2-1998: occupational noise management—noise control management;
- all building work shall comply with the prescriptive requirements of the Building Code of Australia in particular AS2419.1, AS2441, AS 2118.1, AS2444, BCA Spec E1.8, BCA Tables E2.2a and E2.2b, BCA Part E3 and AS2293.1;

- exhaust hoods for car park ventilators shall be designed to direct exhaust fumes away from adjacent development. Car park ventilation should be directed away from open spaces and higher amenity areas, towards major roadways;
- kitchen exhausts from the restaurants/cafes should be flued to direct odour away from the serviced apartments;
- all mechanical plants/air conditioning shall be housed/enclosed within the roof area as part of the design and any noise would be mitigated through the use of noise attenuating design measures;
- air conditioning intakes on buildings should be located as far as is practicable from transport corridors;
- air conditioning systems should include filtration to remove fine particles where ambient air quality is very poor (this is reliant on sealed positive pressure apartments in which access to unfiltered ambient air is not recommended);
- the requirements of the Ministers Specification SA 78B Construction requirements for the control of external sound (February 2013);
- all building work shall comply with the prescriptive requirements of the Building Code of Australia ('BCA') and in particular: fire hydrant coverage to be provided in accordance with AS2419.1, fire hoses to be provided in accordance with AS2441, automatic sprinkler protection to be provided in accordance with AS2118.1, portable fire extinguishers to be provided in accordance with AS2444, a fire control centre to be incorporated in accordance with BCA Spec E1.8, smoke hazard management provisions in accordance with BCA Tables E2.2a and E2.2b, lift installations in accordance with BCA Part E3 and exit and emergency lighting to be installed in accordance with AS2293.1;
- the Metropolitan Fire Service would need to be consulted and involved with the design, approval and commissioning phases as required under the Development Regulations 2008. For further advice on fire safety the contact person is Fire Safety Engineer, David Kubler on telephone 8204 3611. Should variations to the prescriptive requirements of the BCA be proposed, suitably justified 'alternative solutions' should be presented to the Metropolitan Fire Service ('MFS') South Australia for comment and document in accordance with Regulation 28 of the Development Regulations 2008. The MFS recommends that the developer liaise with the Department in the early design phase to ensure that a cost effective installation that would also meet the operational needs of the fire service can be achieved; and
- details on odour management between uses.

(c) *Building Sustainability Plan*

In relation to reserved matter (b), the Building Sustainability Plan should address energy consumption and green house emissions below the current levels to satisfy environmental performance. The approach to the design of this proposal should exceed the requirements of Part J of the National Construction Code on Energy Efficiency and as discussed in the Development Report ('DR') and the amendment to the DR to provide energy efficiency to achieve a 5-star rating (accredited under the Nationwide House Energy Rating Scheme and is limited to assessing the potential thermal efficiency of the dwelling envelope) for the serviced apartment component; and relevant requirements of Part J of the National Construction Code for the commercial component.

(d) *Waste Management Plan*

The Waste Management Plan shall address the following:

- construction associated with the shopping centre tenancies and serviced apartments;
- the operational and ongoing waste for the shopping centre, including recycling and waste minimisation;
- servicing arrangements and waste removal provisions for the whole of the development (including commercial and retail);
- ongoing waste management for the serviced apartment component; and
- reference to Zero Waste SA in partnership with the Property Council and Renewal SA, a better practice guidance for medium density, high density and mixed use developments, which includes the following:
  - internal design (waste management systems, for example chutes or compactors);
  - collection areas (ease of access to bins by residents, enclosure sizes, visual amenity);
  - bin presentation areas (visual amenity, access and egress for collection vehicles); and
  - waste collection (noise and sensitive adjacent users).

(e) *Traffic and Parking Management Plan*

In regard to the Traffic Parking and Management Plan should address the following:

(a) *Parking Management:*

- the layout of the car parking areas (including basement car parking) and service bays shall meet the Australian/New Zealand Standard 2890.1:2004, parking facilities—off-street car parking and line markings and Australian Standard 2890.2:2002 parking facilities—off-street commercial vehicle facilities (including service areas);
- the final plans and details should ensure that sufficient secure bicycle parking and end of trip facilities are provided and that visitor bicycle parking rails are well positioned for passive surveillance. The location of secure bicycle parking for residents and employees should be indicated on the plans. The bicycle parking facilities shall be designed in accordance with Australian Standard 2890.3:2015 and the AUSTROADS, Bicycle Parking Facilities: Guidelines for Design and Installation;
- the on-site parking shall be designed in accordance with the Australian/New Zealand Standard 2890.1:2004 and 2890.6:2009. All facilities for commercial vehicles shall conform to Australian Standard 2890.2:2002;
- the car park shall be appropriately line marked and signed to ensure the desired flow of traffic through the site;
- all bicycle parking facilities shall be designed in accordance with Australian Standard 2890.3:2015 and the AUSTROADS, Guide to Traffic Engineering Practice Part 14—Bicycles;
- access and egress from the car parking areas shall be designed in accordance with the Australian/New Zealand Standard 2890.1:2004, Parking Facilities, Part 1—off-street car parking;
- turning areas and loading bays required for semi-articulated delivery vehicles shall meet Australian Standards for off-street parking facilities (AS 2890.1 for cars and AS 2890.2 for commercial vehicles); and
- lighting shall be provided within the basement car parking area and at the grade car parking area in accordance with the public lighting code in AS 1680.2.1-1993, AS/NZS 1158:2007 and AS/NZS 1680.

(b) *Traffic Management:*

- the entry only into the car park from Anzac Highway shall be designed to maximize pedestrian safety;
- any traffic control devices shall be designed and constructed in accordance with the main standard of the Manual of Uniform Traffic Control Devices—AS 1742;
- driveway grades shall be set in accordance with AS2890;
- the main standard for traffic control devices is the Manual of Uniform Traffic Control Devices—AS 1742. There are many standards under AS 1742 covering the various traffic control devices that may need to be referred to. They are as follows:
  - AS 1742 Manual of uniform traffic control devices;
  - general introduction and index of signs—Australian Road Rules supplement;

- supp.1 (int);
- 1742.2 Part 2: traffic control devices for general use;
- 1742.3 Part 3: traffic control devices for works on roads;
- 1742.4 Part 4: speed controls;
- 1742.9 Part 9: bicycle facilities;
- 1742.10 Part 10: pedestrian control and protection;
- 1742.11 Part 11: parking controls;
- 1742.13 Part 13: local area traffic management; and
- service vehicles are required to turn left out to Marion Road. The alignment of the exit movement should be tightened up and angled appropriately to force large vehicles to turn left out as intended. 'NO TRUCK' signs should also be considered to prevent service vehicles from turning right out to use the nearby residential streets. Details are required on how this will be achieved.
- further detailing will be required to be agreed upon with Council in relation to the scale, extent, and safe public footpath design elements of the new verge and footpath along Marion Road.

(f) *Landscaping Plan*

In regard to reserve matter (e) the Landscaping Plan should provide the following:

- details shall be provided showing street furniture, shading devices and lighting;
- details of numbers, species selections (including local indigenous plants), soil depth, mature height levels;
- Elizabeth Avenue streetscape details (with any landscaping and streetscape improvements to Elizabeth Avenue being addressed in consultation with the City of West Torrens Council);
- location of tanks for water reuse for irrigation purposes;
- the planting of semi-mature trees (not less than 2-3 metres in height) within the car parking area;
- all landscaping approved as part of the application shall be established prior to the occupation of the premises;
- a watering system shall be installed and operated so that all plants receive sufficient water to ensure their survival and growth;
- landscaping shall be designed to incorporate water conservation principles and devices (Water Sensitive Urban Design);
- the proposed landscaping contribution to the Urban Forest program;
- the inclusion of details for any proposed Green infrastructure (green walls/roofs);
- open spaces containing trees and other vegetation should be established between housing and transport corridors to increase natural air filtering processes; and
- trees should be planted along major roadways to increase natural air filtering processes.

(g) *Stormwater Management Plan*

In regard to reserve matter (f) the Stormwater Management Plan should address the following:

- all stormwater design and construction should be in accordance with Australian/New Zealand Standards, AS/NZS 3500-2003 and recognised engineering best practices to ensure that stormwater does not adversely affect any adjoining property;
- the Environment Protection Authority ('EPA') requires the following be included:
  - how the first flush will be managed;
  - how the stormwater will be managed during the construction phase;
  - that any stormwater discharging from the site will occur in accordance with the Environment Protection (Water Quality) Policy 2003;
  - how sediment run-off from the site will be minimised as well as sediment stockpiles; and
  - maintenance of stormwater management and infrastructure;
- the City of West Torrens Council request that the applicant enters into discussions with the City Assets Department to establish an effective and well integrated stormwater management system;
- the proponent is advised of the requirement to comply with the EPA's 'Stormwater Pollution Prevention Code of Practice for the Building and Construction Industry' during demolition and construction of the development;
- development/s shall have no deleterious effects on the quality or quantity of surface water or the natural environments that rely on this water;
- development/s shall have no deleterious effects on the quality or quantity of groundwater or the natural environments that rely on this water. In particular, the following conditions shall apply:
  - effluent disposal systems (including leach drains) to be designed and located to prevent contamination of groundwater;
  - groundwater levels at the site (basement car park) need to be included; and
  - if any dewatering will be required (an activity that may require an EPA licence).

All extensions to water/wastewater networks will be assessed on their individual commercial merits. Where more than one development is involved, one option will be for SA Water to establish an augmentation charge for that area to equitably share the costs amongst those requiring and/or benefiting from the provision of the additional infrastructure. Any proposed augmentation charge will be assessed on its individual commercial merits;

- if the existing water/wastewater infrastructure requires an extension or new approach mains to serve any proposed development, the developer/s will be required to meet the costs associated with these works;
- when a proposed development adversely impacts upon the capacity of existing water/wastewater infrastructure the developer will be required to meet the cost of upgrading or augmenting the infrastructure to service the proposed water demands and/or wastewater discharges;
- the developer is also required to meet the costs of providing all water supply mains within the development site itself, including all water and wastewater pumping stations, pumping mains and water tanks;
- all new water supply mains constructed to serve commercial/industrial areas shall be a minimum size of 150 mm diameter. This is to provide an adequate water supply for industry as well as for fire protection purposes;
- similarly all new wastewater collection pipes required to serve commercial/industrial areas shall be a minimum size of 225 mm diameter and all property connections shall be a minimum size of 150 mm diameter. Where areas are being served by existing 150 mm diameter sewers, restrictions may be imposed on the types of development permitted in view of the smaller size mains;
- construction of water supply, wastewater and recycled water infrastructure will need to comply with SA Water Infrastructure Standards; and

- any proposed industrial or commercial developments will be subject to an SA Water Trade Waste agreement to permit the discharge of trade waste to the sewer network. Industrial and large dischargers may be liable for quality and quantity loading charges.
2. Crane operations associated with construction should be the subject of a separate application to Adelaide Airport Limited (48 days prior notice required for any crane operations during construction). Crane assessment may also have to be conducted by the Civil Aviation Safety Authority ('CASA').
  3. The developer should note that the height limit applies to antennae, masts and aerials that may be placed on top of the building, so the proponent should ensure that the building (plus envisaged structures on top of the building) do not infringe the Obstacle Limitation Surfaces ('OLS'). The Adelaide Airport Safety Manager has advised the building height would be just under the OLS, but masts and structures on top of the building would not be allowed. Any external lighting associated with the development or the use of cranes for construction on the site would need to be referred to the Federal Airports Corporation.
  4. The Metropolitan Adelaide Road Widening Plan shows that a strip of land up to 4.5 metres in width may be required from the Anzac Highway and Marion Road frontages of the site, together with additional land from the Anzac Highway/Marion Road corner for the possible future upgrading of the Anzac Highway/Marion Road intersection. An additional 4.5 metres x 4.5 metres cut-off is required from the Marion Road/Elizabeth Avenue corner of the site. The consent of the Commissioner of Highways is required under the Metropolitan Adelaide Road Widening Plan Act 1972 for all new building works located on or within 6 metres of the above requirements. As the Commissioner of Highways has granted consent for the new encroachments created by the Plympton Mixed Use Development, no further consent is required for these works.

Notwithstanding the above, it should be noted that DPTI, via the Marion Road Upgrade Planning Study (funded by the Federal Government) is considering a potential future upgrade of the Anzac Highway / Marion Road intersection, Marion Road / Cross Road intersection, and the midblock section between the intersections. However, at this point in time the nature and timing of any potential road improvements in the vicinity of the subject property have yet to be determined and any potential future land requirements are unknown. The required consent form should be completed and returned to the Department of Planning, Transport and Infrastructure with three copies of the final stamped approved plans.

5. Some of the subject land may need to be vested as part of the road reserve at no cost to Council and the Department of Planning, Transport and Infrastructure, to ensure that adequate footpath is maintained along Marion Road. Kerb widening to increase the radius of the curve to allow semi-trailers to negotiate the left turn out of Elizabeth Avenue may require some land to be vested as road reserve, at no cost to Council or the Department of Planning, Transport and Infrastructure, to ensure that an adequate public footpath is maintained at this location.
6. The Environment Protection Authority advises, given the significance of the forecast traffic changes, that air quality modelling should be undertaken, as clean air would be imperative to informing the design outcome.
7. The proponent is advised of the General Environmental Duty under Section 25 of the Environment Protection Act 1993 which provides that a person must not undertake any activity, which pollutes, or may pollute without taking all reasonable and practical measures to prevent or minimise harm to the environment.
8. The proponent is advised that the Development Act 1993 outlines the roles and responsibilities of the applicant and the City of West Torrens Council for matters relating to building works during and after construction of the shopping centre and apartment complex development and associated works.
9. The provisions of the Food Act 2001 and associated food regulations apply.
10. In addition to the Building Code of Australia, the proponent must comply with the Commonwealth Disability Discrimination Act 1992 in planning access for the disabled.
11. The Minister has a specific power to require testing, monitoring and auditing under Section 48C of the Development Act 1993.
12. If the development is not substantially commenced within two years of the date of the decision on the last of the reserved matters, the Governor may cancel this development authorisation.
13. The development shall include directional and way finding signage that indicates the short walking distance/time to the tram stop and bus stops.
14. Should additional signage be required, above and beyond the proposed pylon sign on Anzac Highway, these must be assessed to ensure that they would not impact on road safety, particularly given the complexity and nature of movements at this location.
15. The applicant is advised that signage does not form part of this application. Any future signage will need to form part of a separate application.
16. In respect to Condition 7, the Construction Environmental Management and Monitoring Plan ('CEMMP') should be prepared taking into consideration and with explicit reference to relevant Environment Protection Authority policies and guideline documents, including the Environment Protection (Noise) Policy 2007 and Environment Protection (Air Quality) Policy 2016. A CEMMP covering both pre-construction and construction phases shall be prepared in consultation with the Environment Protection Authority before its submission to the Minister for approval. The CEMMP shall include the following:
  - reference to and methods of adherence to all relevant Environment Protection Authority ('EPA') policies and codes of practice for construction sites, including the inclusion of a copy of Schedule 1 of the Environment Protection Act 1993 as an Appendix to the Construction Environmental Management and Monitoring Plan to ensure contractors are aware of EPA requirements;
  - Soil Erosion and Drainage Management Plan (including dust management);
  - timing, staging and methodology of the construction process and working hours (refer also to condition outlining working hours);
  - a risk assessment relating to the potential impacts of construction activities that includes the staging of the development;
  - traffic management strategies during construction of both the car park and the shopping centre and apartment complex, including transport beyond the development site;
  - site contamination audit—a Site Contamination Auditor accredited by the EPA under Part 10A of the Environment Protection Act, should be engaged to carry out a Site Contamination Audit. In providing audit advice in this instance, the auditor must consider:
    - i. the nature and extent of any site contamination present or remaining on or below the surface of the site
    - ii. what remediation is or remains necessary for a specified use or range of uses, and
    - iii. based on (i) and (ii) above that the site is suitable for its intended use.

In order to provide this advice, there must have been sufficient assessment of the nature and extent of any site contamination present for the auditor to form an opinion regarding what remediation may be necessary (i.e. the assessment of the site must satisfy the requirements of the auditor). Further assessment should generally not be required.

Where remediation is or remains necessary for the specified use or range of uses, the auditor must have considered and endorsed relevant remediation management plans. The endorsement of the auditor and a copy of the remediation management plan(s) must be provided with the audit advice.

- management of infrastructure services during construction and re-establishment of local amenity and landscaping;
  - control and management of construction noise, vibration, dust and mud;
  - engineering and structural issues associated with construction of the basement car park and overhead landscaping;
  - stormwater and groundwater management during construction;
  - identification and management of contaminated soils and groundwater, should these be encountered;
  - site security, fencing and safety and management of impacts on local amenity for residents, traffic and pedestrians;
  - disposal of construction waste, any hazardous waste and refuse in an appropriate manner according to the nature of the waste;
  - protection and cleaning of roads and pathways;
  - overall site clean-up; and
  - to address management and site issues during construction and site contamination will need to demonstrate compliance with the National Environment Protection (Ambient Air Quality) Measure (1998) and with the National Environment Protection (Air Toxics) Measure (2011).
17. In respect to Condition 14, an engineered site plan shall be provided to the Department of Planning, Transport and Infrastructure that demonstrates compliance with this condition, with all new floor levels (FFLs), final site levels and adjacent street water table levels provided.
18. In respect to Condition 51, the SA Water Corporation has advised that an investigation will be carried out to determine if the connection/s to your development will be costed as standard or non-standard.
19. SA Water Corporation have advised that upon the creation of new Certificates of Title ( under 211/D129/19), all internal water piping that crosses the allotment boundaries must be severed or redirected at the developers/owners cost to ensure that the pipework relating to each allotment is contained within its boundaries.
20. SA Water Corporation have advised that upon the creation of new Certificates of Title (under 211/C130/19) the developer must inform potential purchasers of the community lots in regards to the servicing arrangements and seek written agreement prior to settlement, as future alterations would be at full cost to the owner.

Given under my hand at Adelaide.

Dated: 31 March 2020

HON STEPHAN KNOLL MP  
Minister for Planning

ENVIRONMENT PROTECTION ACT 1993

SECTION 68

*Revocation of Approval of Category B Containers*

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

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

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

Dated: 2 April 2020

ANDREA KAYE WOODS  
Delegate of the Environment Protection Authority

SCHEDULE 1

Column 1 Product Name	Column 2 Container Size	Column 3 Container Type	Column 4 Approval Holder	Column 5 Collection Arrangements
Aqua Pura Pure Water	1250 ml	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords & Sons Sparkling Lemon Myrtle	700 ml	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords & Sons Sparkling Red Grape Hibiscus	700 ml	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Light Prune Juice Drink	1000 ml	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Old Style Original Kola	275 ml	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Espirit Sparkling Mineral Water	300 ml	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Old Style Ginger Beer	275 ml	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Old Style Kola Beer	275 ml	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Old Style Lemon Lime & Bitters	275 ml	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Old Style Sarsaparilla	275 ml	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Robinsons Fruit Shoot Apple	300 ml	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Robinsons Fruit Shoot Apple & Blackcurrant	300 ml	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Robinsons Fruit Shoot Summer Fruits	300 ml	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Jarritos Grapefruit	370 ml	Glass	ERNLU	Statewide Recycling
Jarritos Guava	370 ml	Glass	ERNLU	Statewide Recycling
Jarritos Lime	370 ml	Glass	ERNLU	Statewide Recycling
Jarritos Mandarin	370 ml	Glass	ERNLU	Statewide Recycling

Column 1 Product Name	Column 2 Container Size	Column 3 Container Type	Column 4 Approval Holder	Column 5 Collection Arrangements
Jarritos Mango	370 ml	Glass	ERNLU	Statewide Recycling
Jarritos Mineragua	370 ml	Glass	ERNLU	Statewide Recycling
Jarritos Pineapple	370 ml	Glass	ERNLU	Statewide Recycling
Jarritos Tamarind	370 ml	Glass	ERNLU	Statewide Recycling
Coco Rum Original	250 ml	Can - Aluminium	Think Spirits Pty Ltd	Statewide Recycling
Coco Vodka Guava	250 ml	Can - Aluminium	Think Spirits Pty Ltd	Statewide Recycling
Coco Vodka Original	250 ml	Can - Aluminium	Think Spirits Pty Ltd	Statewide Recycling
Coco Vodka Pineapple	250 ml	Can - Aluminium	Think Spirits Pty Ltd	Statewide Recycling
East Imperial Burma Tonic	150 ml	Glass	Think Spirits Pty Ltd	Statewide Recycling
East Imperial Ginger Beer	150 ml	Glass	Think Spirits Pty Ltd	Statewide Recycling
East Imperial Grapefruit Tonic	150 ml	Glass	Think Spirits Pty Ltd	Statewide Recycling
East Imperial Old World Tonic	150 ml	Glass	Think Spirits Pty Ltd	Statewide Recycling
East Imperial Soda Water	150 ml	Glass	Think Spirits Pty Ltd	Statewide Recycling
East Imperial Thai Ginger Ale	150 ml	Glass	Think Spirits Pty Ltd	Statewide Recycling
East Imperial Yuzu Tonic	150 ml	Glass	Think Spirits Pty Ltd	Statewide Recycling
Balance Muscle Recovery Protein Shake Chocolate	375 ml	PET	Vitaco Health Australia Pty Ltd	Statewide Recycling
Balance Ultra Ripped Protein Shake Chocolate	375 ml	PET	Vitaco Health Australia Pty Ltd	Statewide Recycling
Rapidfire Glutamine Growth Fuel Berry Flavour	500 ml	Plastic	Vitaco Health Australia Pty Ltd	Statewide Recycling
Rapidfire Glutamine Growth Fuel Fruity Cola Flavour	500 ml	Plastic	Vitaco Health Australia Pty Ltd	Statewide Recycling
Selenium Squash - Lemon	500 ml	Plastic	Vitaco Health Australia Pty Ltd	Statewide Recycling
Start The Day Choc Banana	250 ml	LPB - Aseptic	Vitaco Health Australia Pty Ltd	Statewide Recycling
Trim Start The Day Breakfast To Go Chocolate	250 ml	LPB - Aseptic	Vitaco Health Australia Pty Ltd	Statewide Recycling
Trim Start The Day Breakfast To Go Vanilla	250 ml	LPB - Aseptic	Vitaco Health Australia Pty Ltd	Statewide Recycling
Dr Pilkingtons Miracle Cider	500 ml	Glass	Vok Beverages Pty Ltd	Statewide Recycling
Lemon Ed Alcoholic Hard Lemonade Original Lemon	500 ml	Glass	Vok Beverages Pty Ltd	Statewide Recycling
Three Oaks Cider Co Alcoholic Apple Cider Sweet	330 ml	Glass	Vok Beverages Pty Ltd	Statewide Recycling
Three Oaks Cider Co Apple Cider Cinnamon Vanilla Premium	330 ml	Glass	Vok Beverages Pty Ltd	Statewide Recycling
Three Oaks Cider Co Apple Cider Peach Premium	330 ml	Glass	Vok Beverages Pty Ltd	Statewide Recycling
Three Oaks Cider Co Apple Cider Wildberry Premium	330 ml	Glass	Vok Beverages Pty Ltd	Statewide Recycling
Three Oaks Cider Co Original Crisp Pear Cider	375 ml	Can - Aluminium	Vok Beverages Pty Ltd	Statewide Recycling
Three Oaks Cider Dry	330 ml	Glass	Vok Beverages Pty Ltd	Statewide Recycling
Three Oaks Original Pear Cider	375 ml	Can - Aluminium	Vok Beverages Pty Ltd	Statewide Recycling
Three Oaks Original Pear Cider	330 ml	Glass	Vok Beverages Pty Ltd	Statewide Recycling
Vale Amber Lager	330 ml	Glass	Vok Beverages Pty Ltd	Statewide Recycling
Vale Cider	375 ml	Can - Aluminium	Vok Beverages Pty Ltd	Statewide Recycling
Vale DRK American Dark Lager	330 ml	Glass	Vok Beverages Pty Ltd	Statewide Recycling
Vale Dry Australian Dry Lager	330 ml	Glass	Vok Beverages Pty Ltd	Statewide Recycling
Vale Golden	330 ml	Glass	Vok Beverages Pty Ltd	Statewide Recycling
Vale IPA India Pale Ale	330 ml	Glass	Vok Beverages Pty Ltd	Statewide Recycling
Vale WIT Belgian Wheat Beer	330 ml	Glass	Vok Beverages Pty Ltd	Statewide Recycling

## FIRE AND EMERGENCY SERVICES ACT 2005

## SECTION 78

*Fire Danger Season*

THE South Australian Country Fire Service hereby:

1. Extends the date of the Fire Danger Season within the part of the State defined as the Yorke Peninsula Fire Ban District so as to end at midnight on the 30<sup>th</sup> of April 2020.

Dated: 2 April 2020

MARK JONES QFSM  
Chief Officer  
SA Country Fire Service



## FISHERIES MANAGEMENT ACT 2007

## SECTION 115

*Exemption Number ME9903099*

TAKE NOTICE that pursuant to section 115 of the *Fisheries Management Act 2007*, the holder of the licence issued under the *Fisheries Management (Marine Scalefish Fishery) Regulations 2017* listed in schedule 1 or his registered master are exempt from the provisions contained in the notice made under section 79 of the *Fisheries Management Act 2007*, dated 3 October 2019, as amended and published in the *South Australian Government Gazette* on 10 October 2019 being the first notice published on page 3442 relating to unlawful fishing activity in all waters of the West Coast, Spencer Gulf and Gulf St Vincent but only insofar as the exemption holder may be in possession of Snapper (*Chrysophrys auratus*) lawfully taken on a vessel within the Snapper Closure Area (the 'exempted activity'), subject to the conditions set out in schedule 2 during the period specified in schedule 3 unless varied or revoked earlier. **Exemption Number ME9903099.**

## SCHEDULE 1

Licence Number	Licence Holder Name
M032 & M453	Laurence Condo

## SCHEDULE 2

- Snapper must not be taken from within the Snapper Closure Area. Any Snapper in the exemption holder's possession when undertaking the exempted activity must have been otherwise lawfully taken.
- At least one hour prior to entering any part of the Snapper Closure Area, the exemption holder must, if in possession of Snapper, make a prior report to PIRSA Fishwatch (1800 065 522) and must provide the Department the following information:
  - The name of the caller;
  - Contact phone number of the caller;
  - The licence number;
  - Name of vessel;
  - Number of Snapper on board;
  - Weight of Snapper on board;
  - Tag Numbers used to secure receptacles containing Snapper
  - The time the boat will enter the Snapper closure area; and
  - The time and intended point of landing.
- All Snapper must be securely stored in an approved receptacle before entering the Snapper Closure Area that is sealed with a Department issued tag.
- Subject condition 2 and 3, the exemption holder must not engage in any fishing activity within the Snapper Closure Area whilst in possession of Snapper.
- Subject to conditions 2 and 3, the exemption holder must travel to the intended point of landing, as advised in 2, by the shortest reasonably practicable route.
- The exemption holder must not delete or alter track logs recorded on electronic devices (e.g. Chart plotter, Global Positioning System) on board the registered vessel for a period of 7 days after creating the track log relating to any prior report for the purpose of this exemption.
- While engaging in the exempted activity, the exemption holder must be in possession of a copy of this notice and written approval for any receptacle to be used. This notice must be produced to a Fisheries Officer if requested.
- The exemption holders must not contravene or fail to comply with the *Fisheries Management Act 2007* or any regulations made under that Act, except where specifically exempted by this notice.

## SCHEDULE 3

From 0001 hours on 24 March 2020 until 2359 hours on 31 January 2021.

For the purpose of this Notice:

**Snapper Closure Area**

The Snapper Closure Area comprises the State waters of the West Coast, Spencer Gulf and Gulf of St Vincent which are contained within and bounded by a line commencing at a location on mean high water springs closest to 31°41'12.94" (31°41.216') South, 129°00'04.90" (129°00.082') East, then beginning north-easterly following the line of mean high water springs to a location closest to 35°38'33.82" (35°38.564') South, 138°31'20.77" (138°31.346') East (Newland Head), then south westerly to a location on mean high water springs closest to 35°50'29.19" (35°50.486') South, 138°08'05.64" (138°08.094') East (Cape Willoughby), then beginning north-westerly following the line of mean high water springs to the location closest to 35°53'11.307" (35°53.188') South, 136°32'3.880" (136°32.065') East (Vennachar Point), then continuing south along the meridian of longitude 136°32'36" (136°32.600') East to the southern limit of the waters of the State, then beginning south-westerly along the said boundary to the intersection with the western border of the State of South Australia 31°41'15.24" (31°41.254') South, 129°00'04.54" (129°00.076') East, then north-easterly along the said border to the point of commencement.

The spatial descriptions are geodesics based on the Geocentric Datum of Australia 1994 (*GDA94*).

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

Dated: 23 March 2020

PROF GAVIN BEGG  
A/Executive Director  
Fisheries and Aquaculture  
Delegate to the Minister for Primary Industries and Regional Development

## FISHERIES MANAGEMENT (PRAWN FISHERIES) REGULATIONS 2017

*Spencer Gulf Prawn Fishery—Variation to Prohibited Fishing Activities*

TAKE NOTE that pursuant to regulation 10 of the *Fisheries Management (Prawn Fisheries) Regulations 2017*, the notice dated 14 March 2020 on page 567 of the South Australian Government Gazette on 19 March 2020 prohibiting fishing activities in the Spencer Gulf Prawn Fishery, is hereby varied such that it will not be unlawful for a person fishing pursuant to a Spencer Gulf Prawn Fishery licence to use prawn trawl nets in the areas specified in Schedule 1, during the period specified in Schedule 2, and under the conditions specified in Schedule 3.

## SCHEDULE 1

The waters of the Spencer Gulf Prawn Fishery:

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

1.	33	°	58.00	S	137	°	36.00	E
2.	33	°	50.00	S	137	°	20.00	E
3.	33	°	54.00	S	137	°	08.00	E
4.	33	°	56.00	S	137	°	10.00	E
5.	33	°	53.10	S	137	°	17.10	E
6.	33	°	54.00	S	137	°	17.70	E
7.	34	°	36.00	S	136	°	44.00	E
8.	34	°	36.00	S	136	°	34.00	E
9.	34	°	19.00	S	136	°	38.50	E
10.	34	°	17.00	S	136	°	42.00	E
11.	34	°	05.00	S	136	°	48.00	E
12.	34	°	03.00	S	136	°	51.50	E
13.	33	°	52.00	S	136	°	40.00	E

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

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

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

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

Then back to point 1

d) Except the Jurassic Park closure area, which is defined as the waters contained within the following closure index points:

1.	33	°	54.90	S	137	°	17.60	E
2.	33	°	54.40	S	137	°	19.40	E
3.	33	°	54.70	S	137	°	19.60	E
4.	33	°	55.20	S	137	°	17.80	E

Then back to point 1

## SCHEDULE 2

Commencing at sunset on 26 March 2020 and ending at sunrise on 02 April 2020.

## SCHEDULE 3

- The coordinates in Schedule 1 are defined as degrees decimal minutes and are based on the World Geodetic System 1984 (WGS 84).
- No fishing activity may be undertaken between the prescribed times of sunrise and sunset for Adelaide (as published in the South Australian Government Gazette pursuant to the requirements of the *Proof of Sunrise and Sunset Act 1923*) during the period specified in Schedule 2.
- Based on the best information available from the fleet, fishing must cease in an area in the Mid/North Gulf if the average prawn bucket count exceeds 240 prawns per 7kg; or in an area in the Southern Gulf if the average prawn bucket count exceeds 260 prawns/7kg.
- No fishing activity may occur without the authorisation of Coordinator at Sea, Paul Watson, or other nominated Coordinator at Sea appointed by the Spencer Gulf and West Coast Prawn Fishermen's Association.
- The authorisation of the Coordinator at Sea must be in writing, signed and record the day, date and permitted fishing area within the waters of Schedule 1 in the form of a notice sent to the fishing fleet or vary an earlier authorisation issued by the Coordinator at Sea.
- The Coordinator at Sea must cause a copy of any authorisation for fishing activity or variation of same, made under this notice to be emailed to the Prawn Fisheries Manager immediately after it is made.
- The Spencer Gulf and West Coast Prawn Fishermen's Association must keep records of all authorisations issued pursuant to this notice.

Dated: 25 March 2020

SIMON CLARK  
Executive Officer  
Spencer Gulf West Coast Prawn Fishermen's Association  
Delegate of the Minister for Primary Industries and Regional Development

## HOUSING IMPROVEMENT ACT 2016

*Rent Control Revocations*

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

Address of Premises	Allotment Section	Certificate of Title Volume/Folio
64 Maple Avenue, Royal Park SA 5014	Allotment 359 Deposited Plan 1040 Hundred of Yatala	CT5275/646
18 Larimah Road, Morphett Vale SA 5162	Allotment 294 Deposited Plan 10752 Hundred of Noarlunga	CT 5354/560

Dated: 2 April 2020

CRAIG THOMPSON  
Acting Housing Regulator and Registrar  
Housing Safety Authority, SAHA  
Delegate of Minister for Human Services

## JUSTICES OF THE PEACE ACT 2005

## SECTION 4

*Notice of Appointment of Justices of the Peace for South Australia by the Commissioner for Consumer Affairs*

I, Dini Soulio, Commissioner for Consumer Affairs, delegate of the Attorney-General, pursuant to section 4 of the *Justices of the Peace Act 2005*, do hereby appoint the people listed as Justices of the Peace for South Australia as set out below.

For a period of ten years for a term commencing on 22 April 2020 and expiring on 21 April 2030:

John Werner WOITE  
Christine Ann VIRGIN  
Monika Anna TRIMARCHI  
Bryan Sturt TRIGG  
Thomas Langdon TAMBLYN  
Khalil SHAHIN  
Benjamin Scott PAPPS  
Joyce Suk Ching LI  
Julie Anne HUTCHISON  
Chloe Therese HUNTER  
Carol HAZELL  
Tanya Helen GEORGEPOULOS  
Carmelo Vincenzo FRANZE  
Michael John DWYER  
Eileen Emilie DUNSTAN  
Timothy Grant DUNNING  
Gillian DRUMMOND  
Donna Ann DEI-ROSSI  
James Edward DAWS  
Elizabeth Ursula DAVIES  
William James DARGIE  
Hayley Anne CLAYTON  
Fiona Anne Boxer CAREY  
Maria Victoria BARREDO  
Debra Narelle ANSTEE

Dated: 30 March 2020

DINI SOULIO  
Commissioner for Consumer Affairs  
Delegate of the Attorney-General

## LIVESTOCK ACT 1997

## SECTION 33

*Conditions for Entry of Livestock, Livestock Products and Other Property into South Australia or a Specified Part of the State*

PURSUANT to Section 33 of the Livestock Act 1997, I, Mary Ruth Carr, Chief Inspector of Stock, with delegated authority from the Minister for Primary Industries and Regional Development, revoke the notice made by the Minister for Agriculture, Food and Fisheries on 6 July 2016, published on 14 July 2016.

Pursuant to Section 33 of the Livestock Act, I prohibit entry into the State or the part of the State specified in bold in Column 2 of the Schedule hereto, the livestock, livestock products and/or other property specified in Column 1 of the Schedule subject to the conditions specified in Column 2 of the Schedule (or, if no conditions specified, then absolutely):

## SCHEDULE

Column 1 Livestock, livestock products or other property	Column 2 Part of the State Conditions
Pigs	Entry of pigs into South Australia from herds where Porcine Brucellosis is known or suspected to occur is not permitted. Breeding pigs entering South Australia from Queensland and New South Wales must be accompanied by a completed Pig Health Statement; and (a) A copy of the current Accreditation Certificate for herds accredited under a <i>Brucella suis</i> Accredited Herd Scheme; or

Column 1 Livestock, livestock products or other property	Column 2 Part of the State Conditions
Bee colonies, apiary products, and appliances used in an apiary	(b) Non-accredited herds: (i) Breeding pigs moving to a property or boar testing facility in South Australia require a negative brucellosis serological test conducted within the preceding 30 days; or (ii) Breeding pigs may move to a facility in South Australia approved by the Chief Inspector of Stock where brucellosis testing is conducted prior to release.
Queen bees and escorts, queen cells and package bees	A completed Apiary Health Certificate (Form 3a,3b) signed by an inspector within the preceding one (1) month must accompany bee colonies, apiary products and appliances used in an apiary entering South Australia.
Package bees, bee hives, apiary products, used appliances, queen cells, queen bees and escorts	A completed Apiary Health Certificate (Form 3a,3b) signed by an inspector within the preceding four (4) months must accompany queen bees and escorts, queen cells and package bees entering South Australia.
Bee colonies, bee hives, apiary products and appliances used in an apiary on Kangaroo Island	A completed Apiary Health Certificate (Form 3a,3b) signed by an inspector, and for the control of <i>Braula coeca</i> , entry into South Australia from Tasmania is prohibited unless accompanied by written permission of the Chief Inspector of Stock.  <b>Kangaroo Island</b> Entry into Kangaroo Island of honey, pollen, propolis, other bee products, used hives, hive material and appliances used in an apiary is not permitted without a completed Apiary Health Certificate (Form 3a,3b) signed by an inspector, certifying: (a) in the case of beeswax, that it has been refined by a heat treatment process approved by the Chief Inspector of Stock; (b) in the case of used bee hives, hive material and appliances used in an apiary, that they have been subjected to a minimum gamma irradiation dose of 15 K Gray; or (c) in any other case: (i) that the product has been tested and is free of American foul brood ( <i>Paenibacillus larvae</i> ) and has been subjected to a temperature of 70°C for two hours or 65°C for eight hours, or a similar approved treatment; or (ii) that the product has been subjected to a minimum gamma irradiation dose of 15 K Gray.

**Definitions**

In this Notice:

‘Apiary Health Certificate’ means a document called a Health Certificate for the Interstate Movement of Apiary Products, Bee Colonies Used Appliances, Queen Bees, Escorts, Queen Cells and Package Bees (Form 3a,3b) available at: [www.pir.sa.gov.au](http://www.pir.sa.gov.au)

‘Apiary products’ include honey, honey comb, beeswax, pollen, propolis and royal jelly.

‘Appliance used in an apiary’ means any article, apparatus or implement used in connection with the keeping of bees or the extraction of honey.

‘Pig Health Statement’ means a form called Pig Health Statement for Breeding Pigs Entering South Australia from New South Wales and Queensland available at: [www.pir.sa.gov.au](http://www.pir.sa.gov.au)

Copies of documents referred to in this notice may also be obtained from the Chief Inspector of Stock at 33 Flemington Street, Glenside SA 6065, or GPO Box 1671, Adelaide SA 5001 or by phone (08) 8207 7900.

Dated: 25 March 2020

MARY RUTH CARR  
Chief Inspector of Stock

Delegate of the Minister for Primary Industries and Regional Development

LOCAL GOVERNMENT ACT 1999

COUNCIL SOLUTIONS

*Notice of Winding-up of a Subsidiary*

Council Solutions was established as a Regional Subsidiary pursuant to Schedule 2 Clause 17 of the *Local Government Act 1999*, with the constituent councils being the City of Adelaide, the City of Charles Sturt, the City of Marion, the City of Onkaparinga, the City of Salisbury and the City of Tea Tree Gully.

Pursuant to Clause 33(1)(a) of Schedule 2 to the *Local Government Act 1999*, at the request of the constituent councils, I have determined to wind-up Council Solutions as of the date of this notice.

Dated: 2 April 2020

HON STEPHAN KNOLL MP  
Minister for Transport, Infrastructure and Local Government

MENTAL HEALTH ACT 2009

*Authorised Mental Health Professionals*

NOTICE is hereby given in accordance with Section 94(1) of the *Mental Health Act 2009*, that the Chief Psychiatrist has determined the following persons as Authorised Mental Health Professionals commencing 27 March 2020:

Patricia Strange

A person’s determination as an Authorised Mental Health Professional expires three years after the commencement date.

Dated: 2 April 2020

DR J BRAYLEY  
Chief Psychiatrist

## PASSENGER TRANSPORT ACT 1994

## REGULATION 153

*Required Signage for Certain Small Passenger Vehicles***1 Interpretation**

In this instrument—

*centralised booking service* and *passenger transport service* have the same meanings as in the *Passenger Transport Act 1994*.

**2 Revocation**

Section 2 of the Determinations made by the Minister for Transport and Infrastructure effective 1 October 2017 (Vehicle identification) is hereby revoked.

**3 Requirements**

Pursuant to regulation 153 of the Passenger Transport Regulations 2009, I, Stephan Knoll, Minister for Transport, Infrastructure and Local Government, hereby REQUIRE that a vehicle used to provide a passenger transport service under a Small Passenger Vehicle (Metropolitan) Accreditation or a Small Passenger Vehicle (Non-Metropolitan) Accreditation, which does not bear Class 12 Chauffeured Vehicle number plates, must, whenever the vehicle is available for hire, display on the right hand side of the rear window in a location that does not obstruct the vision of the driver and where other labels on the vehicle do not wholly or partially obscure:

- 3.1 the identification label set out in Schedule 1;
- 3.2 a notice clearly identifying the centralised booking service or services which assigns bookings to the driver of the vehicle.

## SCHEDULE 1

**4 Execution**

Dated: 26 March 2020

HON STEPHAN KNOLL MP  
Minister for Transport, Infrastructure and Local Government

## PASSENGER TRANSPORT ACT 1994

## SECTION 5

*Exemption for Certain Small Passenger Vehicles***1 Interpretation**

In this instrument—

*passenger transport service* has the same meaning as in the *Passenger Transport Act 1994*.

**2 Exemption**

Pursuant to section 5(2) of the *Passenger Transport Act 1994*, I, Stephan Knoll, Minister for Transport, Infrastructure and Local Government, hereby EXEMPT a vehicle used for the purpose of a passenger transport service provided under a Small Passenger Vehicle (Non-Metropolitan) Accreditation from the condition in regulation 9(1)(r)(i) of the Passenger Transport Regulations 2009 that the vehicle have an engine capacity of 6 cylinders or more.

The vehicle must remain capable of seating at least 4 average-sized adults comfortably plus the driver.

**3 Execution**

Dated: 25 March 2020

HON STEPHAN KNOLL MP  
Minister for Transport, Infrastructure and Local Government

## PASSENGER TRANSPORT ACT 1994

## SECTION 32

*Establishment of Classes of Accreditation***1 Interpretation**

Any terms defined in the *Passenger Transport Act 1994* (the Act) and the Passenger Transport Regulations 2009 have the same meaning in this instrument.

**2 Revocation**

All classes of accreditation previously established for the purposes of sections 27, 28 and 29 of the Act are hereby revoked.

### 3 Establishment – Operators

Pursuant to section 32(3) of the Act, I, Stephan Knoll, Minister for Transport, Infrastructure and Local Government, hereby ESTABLISH the following classes of accreditation for the purposes of section 27 of the Act (Accreditation of operators):

**Country Taxi Accreditation**, for the provision of a passenger transport service using a country taxi, any journey being not wholly within Metropolitan Adelaide;

**Horse-drawn Vehicle Accreditation**, for the provision of a passenger transport service using a horse-drawn vehicle;

**Large Passenger Vehicle Accreditation**, for the provision of a passenger transport service using a large passenger vehicle;

**Metropolitan Taxi Accreditation**, for the provision of a passenger transport service using a metropolitan taxi, any journey being not wholly outside Metropolitan Adelaide;

**Small Passenger Vehicle (Metropolitan) Accreditation**, for the provision of a passenger transport service using a small passenger vehicle, any journey being not wholly outside Metropolitan Adelaide;

**Small Passenger Vehicle (Non-Metropolitan) Accreditation**, for the provision of a passenger transport service using a small passenger vehicle, any journey being not wholly within Metropolitan Adelaide;

**Small Passenger Vehicle (Special Purpose) Accreditation**, for the provision of a passenger transport service using a small passenger vehicle under an approved limited plan of operation;

**Small Passenger Vehicle (Traditional) Accreditation**, for the provision of a passenger transport service using a small passenger vehicle under an approved limited plan of operation.

### 4 Establishment – Drivers

Pursuant to section 32(3) of the Act, I, Stephan Knoll, Minister for Transport, Infrastructure and Local Government, hereby ESTABLISH the following classes of accreditation for the purposes of section 28 of the Act (Accreditation of drivers):

**Horse-drawn Vehicle Driver Accreditation**, for the provision of a passenger transport service using a horse-drawn vehicle;

**Large Passenger Vehicle Driver Accreditation**, for the provision of a passenger transport service using a large passenger vehicle;

**Metropolitan Taxi Driver Accreditation**, for the provision of a passenger transport service using a metropolitan taxi, any journey being not wholly within Metropolitan Adelaide;

**Motor Cycle Driver Accreditation**, for the provision of a passenger transport service using a motor cycle;

**Small Passenger Vehicle Driver Accreditation**, for the provision of a passenger transport service using a small passenger vehicle.

### 5 Establishment – Centralised booking services

Pursuant to section 32(3) of the Act, I, Stephan Knoll, Minister for Transport, Infrastructure and Local Government, hereby ESTABLISH the following classes of accreditation for the purposes of section 29 of the Act (Accreditation of centralised booking services):

**Chauffeur Booking Service Accreditation**, for the provision of a passenger transport service using chauffeur vehicle;

**Taxi Booking Service Accreditation**, for the provision of a passenger transport service using a taxi.

### 6 Execution

Dated: 25 March 2020

HON STEPHAN KNOLL MP  
Minister for Transport, Infrastructure and Local Government

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## PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

### *Statement of Environmental Objectives*

PURSUANT to section 104(1) of the *Petroleum and Geothermal Energy Act 2000* (the Act) I, **Barry Goldstein**, Executive Director Energy Resources Division, Department for Energy and Mining do hereby publish the following document as having been approved as a statement of environmental objectives under the Act.

Documents:

- Leigh Creek Energy Limited, Exploration Drilling Operations Petroleum Exploration License 650 - Statement of Environmental Objectives, February 2020

This document is available for public inspection on the Environmental Register section of the following webpage - ([www.energymining.sa.gov.au/petroleum/legislation\\_and\\_compliance/environmental\\_register](http://www.energymining.sa.gov.au/petroleum/legislation_and_compliance/environmental_register)) or at the Public Office determined pursuant to section 107 (1) of the Act to be at:

Energy Resources Division  
Customer Services  
Level 4  
11 Waymouth Street  
Adelaide SA 5000

Dated: 25 March 2020

BARRY GOLDSTEIN  
Executive Director  
Energy Resources Division  
Department for Energy and Mining  
Delegate of the Minister for Energy and Mining

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## PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

### *Suspension of Petroleum Exploration Licence PEL 494*

Pursuant to section 90 of the *Petroleum and Geothermal Energy Act 2000*, notice is hereby given that the abovementioned Petroleum Exploration Licence has been suspended for the period from 21 March 2020 until 20 September 2020 inclusive, pursuant to delegated powers dated 29 June 2018.

The expiry date of PEL 494 is now determined to be 26 March 2023.

Dated: 25 March 2020

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

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PUBLIC AND FINANCE AUDIT ACT 1987

TREASURER'S QUARTERLY STATEMENT

*Commentary to the Statement of the Amounts Credited To and Issued From the Consolidated Account  
for the Quarters Ended 30 September 2019 and 30 September 2018*

**Receipts**

*Taxation*

Payroll tax receipts in the September quarter 2019 were lower compared to the corresponding prior year period due to a change in timing associated with the presentation of cash in the Consolidated Account. On an underlying basis, payroll tax receipts in the September quarter 2019 were broadly in line with the corresponding prior year period. Collections in the September quarter 2019 were also impacted by the introduction of policy measures including the removal of payroll tax for businesses with total annual payrolls below \$1.5 million from 1 January 2019.

Stamp duty receipts in the September quarter 2019 were lower compared to the corresponding prior year period due to a change in timing associated with the presentation of cash in the Consolidated Account. On an underlying basis, stamp duty receipts in the September quarter 2019 were broadly in line with the corresponding prior year period.

Gambling tax receipts in the September quarter 2019 were higher compared to the corresponding prior year period due to the delayed timing of payments to the Consolidated Account in the September quarter 2018 associated with gaming machine taxation from hotels/clubs. On an underlying basis, gambling tax receipts in the September quarter 2019 were broadly in line with the corresponding prior year period.

Land tax receipts in the September quarter 2019 were higher compared to the corresponding prior year period, mainly due to the timing of receipts from the South Australian Housing Authority.

*Royalties*

No royalty receipts were recognised in the September quarter 2018 due to a delay in the timing of payments to the Consolidated Account.

*Fees and charges*

Fees and charges in the September quarter 2019 were higher compared to the corresponding prior year period, mainly due to the timing of guarantee payments and land regulatory fees to the Consolidated Account.

*Commonwealth – General Purpose Payments*

Growth in general purpose grant in 2019-20 compared to 2018-19 is not indicative of underlying Goods and Services Tax (GST) revenue growth. This is because monthly grants are paid according to a payment schedule prepared by the Commonwealth Government rather than actual emerging monthly GST collections.

In its 2019-20 MYEFO, the Commonwealth Government estimated that the GST pool available for distribution to jurisdictions would grow by 0.4 per cent in 2019-20.

*Commonwealth – Specific Purpose Payments*

Specific purpose payments (SPP) received in the September quarter 2019 were lower compared to the corresponding prior year period due to a change in timing associated with the presentation of cash in the Consolidated Account. On an underlying basis, receipts for the September quarter 2019 were broadly in line with the corresponding prior year period.

*Commonwealth – National Partnership Payments*

No National Partnership (NP) payments were received in the September quarter 2019.

*Other receipts*

Other receipts in the September quarter were lower compared to the corresponding prior year, mainly due to the timing of receipts to the Consolidated Account.

**Payments**

Payments were made pursuant to the *Appropriation Act 2019*, and also in accordance with other Acts for which specific appropriation has been authorised. The timing of the payments is based on agreed agency drawdown schedules, and may change from period to period on specific agency requirements.

**Note**

The following points should be considered when reviewing the quarterly statement of Consolidated Account transactions.

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

Dated: 15 March 2020

HON ROB LUCAS MLC  
Treasurer of South Australia

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SUMMARY OF THE STATEMENT ON THE CONSOLIDATED ACCOUNT  
FOR THE QUARTERS ENDED 30 SEPTEMBER 2019 AND 30 SEPTEMBER 2018  
(Prepared on a Cash Basis)

30 September 2019	- Year to Date -			- Quarter Ended -		
	30 September 2018	Variation	30 September 2019	30 September 2018	Variation	
\$ 000	\$ 000	\$ 000	\$ 000	\$ 000	\$ 000	
<b>RECEIPTS</b>						
2,631,193	2,757,988	-126,795	2,631,193	2,757,988	-126,795	
<b>PAYMENTS</b>						
4,408,557	4,156,665	251,892	4,408,557	4,156,665	251,892	
<b>FINANCING REQUIREMENT</b>						
1,777,364	1,398,677	378,687	1,777,364	1,398,677	378,687	
<b>CONSOLIDATED ACCOUNT RESULT</b>						
Deficit / - Surplus						
1,777,364	1,398,677	378,687	1,777,364	1,398,677	378,687	

STATEMENT OF THE RECEIPTS AND BORROWINGS ON THE CONSOLIDATED ACCOUNT  
FOR THE QUARTERS ENDED 30 SEPTEMBER 2019 AND 30 SEPTEMBER 2018  
(Prepared on a Cash Basis)

RECEIPTS -	Budget 2019-20	- Year to Date -		- Quarter Ended -	
		30 September 2019	30 September 2018	30 September 2019	30 September 2018
	\$ 000	\$ 000	\$ 000	\$ 000	\$ 000
<b>Taxation -</b>					
Gambling	411,098	49,825	36,158	49,825	36,158
Land Tax	640,981	158,989	80,832	158,989	80,832
Payroll Tax	1,519,755	276,477	399,875	276,477	399,875
Stamp Duties	1,491,633	236,277	354,392	236,277	354,392
Commonwealth Places Mirror Tax	28,570	4,883	7,064	4,883	7,064
<b>Total Taxation</b>	<b>4,092,037</b>	<b>726,451</b>	<b>878,321</b>	<b>726,451</b>	<b>878,321</b>
Contributions from State Undertakings	379,814	17,434	29,141	17,434	29,141
Recoveries	73,438	9,282	9,375	9,282	9,375
Fees and charges	582,074	91,112	75,231	91,112	75,231
Royalties	301,228	56,003	-	56,003	-
<b>Commonwealth -</b>					
General Purpose Grants	6,757,961	1,678,662	1,667,957	1,678,662	1,667,957
National Partnership Payments	25,848	-	748	-	748
Specific Purpose Grants	214,192	35,692	53,082	35,692	53,082
<b>Total Commonwealth</b>	<b>6,998,001</b>	<b>1,714,354</b>	<b>1,721,787</b>	<b>1,714,354</b>	<b>1,721,787</b>
Other Receipts	138,688	16,557	44,133	16,557	44,133
<b>Total Receipts</b>	<b>12,565,280</b>	<b>2,631,193</b>	<b>2,757,988</b>	<b>2,631,193</b>	<b>2,757,988</b>
<b>FINANCING REQUIREMENT -</b>					
Funds required from South Australian Government Financing Authority	2,888,878	1,777,364	1,398,677	1,777,364	1,398,677
<b>Total Receipts and Borrowings</b>	<b>15,454,158</b>	<b>4,408,557</b>	<b>4,156,665</b>	<b>4,408,557</b>	<b>4,156,665</b>

Receipts for taxation for the 2019-20 period are for only 2 months compared to 3 months for 2018-19 due to timing of the cash receipts.

STATEMENT OF PAYMENTS ON THE CONSOLIDATED ACCOUNT  
FOR THE QUARTERS ENDED 30 SEPTEMBER 2019 AND 30 SEPTEMBER 2018  
(Prepared on a Cash Basis)

PAYMENTS	Budget 2019-20	- Year to Date -		- Quarter Ended -	
		30 September 2019	30 September 2018	30 September 2019	30 September 2018
	\$ 000	\$ 000	\$ 000	\$ 000	\$ 000
Attorney-General's Department	162,125	34,034	31,710	34,034	31,710
Administered Items for the Attorney-General's Department	49,552	12,971	28,767	12,971	28,767
Auditor-General's Department	18,018	4,588	4,588	4,588	4,588
Courts Administration Authority	109,489	27,909	27,909	27,909	27,909
Defence SA	20,249	2,601	2,601	2,601	2,601
Department for Child Protection	568,780	180,327	167,535	180,327	167,535
Department for Correctional Services	341,862	94,874	92,019	94,874	92,019
Department for Education	3,365,421	616,511	563,762	616,511	563,762
Administered Items for the Department for Education	325,068	171,436	162,504	171,436	162,504
Department for Energy and Mining	92,694	79,893	92,100	79,893	92,100



PAYMENTS	Budget 2019-20 \$ 000	- Year to Date -		- Quarter Ended -	
		30 September 2019 \$ 000	30 September 2018 \$ 000	30 September 2019 \$ 000	30 September 2018 \$ 000
Department for Environment and Water	141,869	45,000	45,000	45,000	45,000
Administered Items for the Department for Environment and Water	28,727	16,493	17,217	16,493	17,217
Department for Health and Wellbeing	4,175,879	1,019,000	979,784	1,019,000	979,784
Department of Human Services	876,999	494,100	422,913	494,100	422,913
Administered Items for the Department of Human Services	190,838	66,000	64,500	66,000	64,500
Department for Innovation and Skills	332,082	161,098	203,885	161,098	203,885
Administered Items for the Department for Innovation and Skills	14,472	3,618	-	3,618	-
Department of Planning, Transport and Infrastructure	913,041	229,379	230,250	229,379	230,250
Administered Items for the Department of Planning, Transport and Infrastructure	7,488	2,412	2,385	2,412	2,385
Department of the Premier and Cabinet	270,551	108,180	31,800	108,180	31,800
Administered Items for the Department of the Premier and Cabinet	9,061	1,976	1,976	1,976	1,976
Department of Primary Industries and Regions	96,342	26,554	33,171	26,554	33,171
Administered Items for the Department of Primary Industries and Regions	4,558	1,095	1,095	1,095	1,095
Department for Trade, Tourism and Investment	49,464	17,298	17,298	17,298	17,298
Department of Treasury and Finance	141,310	53,172	53,172	53,172	53,172
Administered Items for the Department of Treasury and Finance	2,058,173	643,773	566,921	643,773	566,921
Electoral Commission of South Australia	5,178	1,400	2,842	1,400	2,842
Administered Items for the Electoral Commission of South Australia	484	242	408	242	408
House of Assembly	7,790	2,978	7,485	2,978	7,485
Independent Gambling Authority	-	-	497	-	497
Joint Parliamentary Services	12,823	4,453	12,396	4,453	12,396
Administered Items for the Joint Parliamentary Services	2,809	2,809	-	2,809	-
Legislative Council	5,585	2,105	5,367	2,105	5,367
Minister for Trade, Tourism and Investment	5,294	5,294	5,165	5,294	5,165
South Australia Police	839,077	221,228	221,228	221,228	221,228
Administered Items for the South Australia Police	61	-	-	-	-
South Australian Mental Health Commission	2,102	545	545	545	545
South Australian Tourism Commission	86,193	31,000	31,000	31,000	31,000
State Governor's Establishment	4,152	3,780	3,781	3,780	3,781
Payments for which specific appropriation is authorised in various Acts	118,498	18,431	21,089	18,431	21,089
<b>TOTAL PAYMENTS</b>	<b>15,454,158</b>	<b>4,408,557</b>	<b>4,156,665</b>	<b>4,408,557</b>	<b>4,156,665</b>

The Department for Industry and Skills was renamed to the Department for Innovation and Skills effective from 1st of April 2019.

Arts SA for the 2018-19 period was reported under Department for Innovation and Skills and for 2019-20 is reported under Department of the Premier and Cabinet.

## ROADS (OPENING AND CLOSING) ACT 1991

### SECTION 24

#### *Notice of Confirmation of Road Process Order Road Closure – Mitchell Street, Davoren Park*

BY Road Process Order made on 8 January 2020, the City of Playford ordered that:

1. Portion of Mitchell Street, Davoren Park, situated adjoining Allotment 8 in Deposited Plan 14514 and Allotment 113 in Filed Plan 216544, Hundred of Munno Para, more particularly delineated and lettered 'A' and 'B' in Preliminary Plan 17/0065 be closed.
2. Transfer the whole of land subject to closure to Amazing Grace Gospel Church Inc. in accordance with the Agreement for Transfer dated 7 January 2020 entered into between the City of Playford and Amazing Grace Gospel Church Inc.
3. The following easements are to be granted over portions of the land subject to that closure:
  - a) Grant to Australian Gas Networks (SA) Limited an easement for gas supply purposes over the land marked 'G' in Deposited Plan 123118.
  - b) Grant to Distribution Lessor Corporation (subject to Lease 8890000) an easement for the transmission of electricity by overhead cable over the land marked 'P' in Deposited Plan 123118.

- c) Grant to the South Australian Water Corporation an easement for water supply purposes over the land marked 'W' in Deposited Plan 123118.
- d) Grant to the South Australian Water Corporation an easement for sewerage purposes over the land marked 'A' in Deposited Plan 123118.

On 27 March 2020 that order was confirmed by the Minister for Transport, Infrastructure and Local Government conditionally upon the deposit by the Registrar-General of Deposited Plan 123118 being the authority for the new boundaries.

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

Dated: 2 April 2020

M. P. BURDETT  
Surveyor-General

DPTI: 2017/26070/01

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## LOCAL GOVERNMENT INSTRUMENTS

### TOWN OF GAWLER

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

##### *Road Closing – Un-made Road (Grant Road), Evanston South*

NOTICE is hereby given, pursuant to section 10 of the *Roads (Opening and Closing) Act 1991*, that the Town of Gawler proposes to make a Road Process Order to close and sell to the adjoining owner the un-made road adjoining allotments 80 to 83 in Deposited Plan 6328, allotment 62 in Filed Plan 154963 and allotment 1001 in Deposited Plan 54685 more particularly delineated and lettered A on Preliminary Plan 20/0011.

The Preliminary Plan and Statement of Persons Affected is available for public inspection at the offices of Town of Gawler at 43 High Street, Gawler East, and the Adelaide Office of the Surveyor-General during normal office hours. The Preliminary Plan can also be viewed at [www.sa.gov.au/roadsactproposals](http://www.sa.gov.au/roadsactproposals).

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 Town of Gawler at PO Box 130, Gawler SA 5118, WITHIN 28 DAYS OF THIS NOTICE and a copy must be forwarded to the Surveyor-General at GPO Box 1354, Adelaide 5001. Where a submission is made, the Council will give notification of a meeting at which the matter will be considered.

Dated: 2 April 2020

HENRY INAT  
Chief Executive Officer

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### DISTRICT COUNCIL OF GRANT

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

##### *Public Road, Kongorong*

NOTICE is hereby given, pursuant to Section 10 of the *Roads (Opening and Closing) Act, 1991*, that the District Council Grant hereby gives notice of its intent to implement a Road Process Order to close portion of Public Road and merge with the adjoining Pieces 1 and 2 in Filed Plan 160937 more particularly delineated and lettered as "A" in Preliminary Plan 20/0012.

A copy of the plan and a statement of persons affected are available for viewing on Council's website [www.dcgrant.sa.gov.au](http://www.dcgrant.sa.gov.au) and at the Adelaide office of the Surveyor-General during normal office hours.

The Preliminary Plan can also be viewed at [www.sa.gov.au/roadsactproposals](http://www.sa.gov.au/roadsactproposals).

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 at PO Box 724, MOUNT GAMBIER SA 5290 WITHIN 28 DAYS OF THIS NOTICE and a copy must be forwarded to the Surveyor-General at GPO Box 1354, Adelaide 5001. Where a submission is made, the Council will give notification of a meeting at which the matter will be considered.

Dated: 2 April 2020

DARRYL WHICKER  
Chief Executive Officer

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## PUBLIC NOTICES

### NATIONAL ELECTRICITY LAW

#### *Making of Final Determination and Final Rule*

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

Under ss 102 and 103, the making of the *National Electricity Amendment (System restart services, standards and testing) Rule 2020 No. 6* (Ref. ERC0278) and related final determination. Schedule 1 will commence on **2 November 2020**. Schedule 2 will commence on **2 April 2020**.

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

Australian Energy Market Commission

Level 15, 60 Castlereagh St  
Sydney NSW 2000

Telephone: (02) 8296 7800

[www.aemc.gov.au](http://www.aemc.gov.au)

Dated: 2 April 2020

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### TRUSTEE ACT 1936

#### PUBLIC TRUSTEE

#### *Estates of Deceased Persons*

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

BARKER Dorothy Violet late of 150 Adams Road Craigmore Retired Sewing Machinist who died 31 December 2019  
COX James Peter late of 9 Killicoat Street Unley Customer Service Officer who died 07 November 2019  
CURTIS Margaret late of 6 Pridham Boulevard Aldinga Beach of no occupation who died 01 November 2019  
DAVIDS Monica late of 19 Addison Road Black Forest Retired Nurse who died 11 January 2020  
JEFFS Doreen Elizabeth May late of 110 Strathfield Terrace Largs North of no occupation who died 08 December 2019  
KAUPMEES Vanda Isolde late of 35 Hulbert Street Hove Retired Administration Officer who died 17 August 2019  
MILERA Myo Howard late of 9 Third Street Wingfield of no occupation who died 30 July 2018  
TWIGDEN Elizabeth Anne late of 2 Elizabeth Street Torrensville of no occupation who died 13 December 2019  
VAN ANTWERPEN Johannes Cornelius late of 1 Madras Street Oaklands Park Retired Bricklayer who died 20 October 2018  
WILLIAMS Beryl June late of Towers Road Millicent 5280 of no occupation who died 18 June 2019

Notice is hereby given pursuant to the Trustee Act 1936, the Inheritance (Family Provision) Act 1972 and the Family Relationships Act 1975 that all creditors, beneficiaries, and other persons having claims against the said estates are required to send, in writing, to the office of Public Trustee at GPO Box 1338, Adelaide, 5001, full particulars and proof of such claims, on or before the 1 May 2020 otherwise they will be excluded from the distribution of the said estate; and notice is also hereby given that all persons indebted to the said estates are required to pay the amount of their debts to the Public Trustee or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estates are forthwith to deliver same to the Public Trustee.

Dated: 2 April 2020

N S RANTANEN  
Acting Public Trustee

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# NOTICE SUBMISSION

The South Australian Government Gazette is compiled and published each Thursday.

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

All submissions are formatted per the gazette style and proofs are supplied as soon as possible. Alterations must be returned before 4 p.m. Wednesday.

Requests to withdraw submitted notices must be received before 10 a.m. on the day of publication.

## **Gazette notices should be emailed as Word files in the following format:**

- Title—name of the governing Act/Regulation
- Subtitle—brief description of the notice
- A structured body of text
- Date of authorisation
- Name, position, and government department/organisation of the person authorising the notice

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

- Date of intended publication
- Contact details of at least two people responsible for the notice content
- Name of the person and organisation to be charged for the publication (Local Council and Public notices)
- Request for a quote, if required
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**All instruments appearing in this gazette are to be considered official, and obeyed as such**