



# THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

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ADELAIDE, THURSDAY, 5 SEPTEMBER 2024

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

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## GOVERNOR'S INSTRUMENTS

### ACTS

Department of the Premier and Cabinet  
Adelaide, 5 September 2024

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

No. 25 of 2024—Heritage Places (Protection of State Heritage Places) Amendment Bill 2024  
An Act to amend the Heritage Places Act 1993

No. 26 of 2024—Statutes Amendment (South Australian Employment Tribunal) Bill 2024  
An Act to amend the Equal Opportunity Act 1984, the Fair Work Act 1994, the Magistrates Court Act 1991, the South Australian Employment Tribunal Act 2014 and the Work Health and Safety Act 2012

By command,

JOSEPH KARL SZAKACS, MP  
For Premier

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### APPOINTMENTS, RESIGNATIONS AND GENERAL MATTERS

Department of the Premier and Cabinet  
Adelaide, 5 September 2024

Her Excellency the Governor in Executive Council has been pleased to appoint Dr Richard James Dunbar Harris SC OAM as Governor's Deputy of South Australia from 3.25pm on Thursday, 5 September 2024 until 5.00pm on Tuesday, 24 September 2024.

By command,

JOSEPH KARL SZAKACS, MP  
For Premier

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Department of the Premier and Cabinet  
Adelaide, 5 September 2024

Her Excellency the Governor in Executive Council has been pleased to appoint the Honourable Dr Susan Elizabeth Close MP, to be Acting Minister for Education, Training and Skills, for the period from 9 September 2024 to 20 September 2024 inclusive, during the absence of the Honourable Blair Ingram Boyer MP.

By command,

JOSEPH KARL SZAKACS, MP  
For Premier

ME24/108

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Department of the Premier and Cabinet  
Adelaide, 5 September 2024

Her Excellency the Governor in Executive Council has been pleased to appoint Louise Michelle Kleinig to the office of Magistrate, effective from 9 September 2024 - pursuant to section 5 of the Magistrates Act 1983.

By command,

JOSEPH KARL SZAKACS, MP  
For Premier

AGO0176-24CS

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Department of the Premier and Cabinet  
Adelaide, 5 September 2024

Her Excellency the Governor in Executive Council has been pleased to appoint Benjamin James Broyd as Acting Independent Commissioner Against Corruption, for a term commencing on 7 September 2024 and expiring on 2 March 2025, pursuant to the Independent Commission Against Corruption Act 2012.

By command,

JOSEPH KARL SZAKACS, MP  
For Premier

AGO0186-24CS

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Department of the Premier and Cabinet  
Adelaide, 5 September 2024

Her Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Tourism Commission Board, pursuant to the provisions of the South Australian Tourism Commission Act 1993:

Director: from 19 September 2024 until 18 September 2026  
Eoin Niall Loftus

By command,

JOSEPH KARL SZAKACS, MP  
For Premier

TMACAB025

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Department of the Premier and Cabinet  
Adelaide, 5 September 2024

Her 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 10 September 2024 until 9 September 2027

Maria Naso  
Katherine Jane McLachlan

By command,

JOSEPH KARL SZAKACS, MP  
For Premier

24MINCAB-0025

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Department of the Premier and Cabinet  
Adelaide, 5 September 2024

Her Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Police Disciplinary Tribunal, pursuant to the provisions of the Police Complaints and Discipline Act 2016:

Panel Member: from 9 September 2024

Louise Michelle Kleinig

By command,

JOSEPH KARL SZAKACS, MP  
For Premier

AGO0176-24CS

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## PROCLAMATIONS

South Australia

**South Australian Civil and Administrative Tribunal  
(Designation of Magistrate as Member of Tribunal)  
Proclamation 2024**

under section 18 of the *South Australian Civil and Administrative Tribunal Act 2013*

**1—Short title**

This proclamation may be cited as the *South Australian Civil and Administrative Tribunal (Designation of Magistrate as Member of Tribunal) Proclamation 2024*.

**2—Commencement**

This proclamation comes into operation on 9 September 2024.

**3—Designation of magistrate as member of Tribunal**

The following magistrate holding office under the *Magistrates Act 1983* is designated as a member of the South Australian Civil and Administrative Tribunal:

Louise Michelle Kleinig

**Made by the Governor**

on the recommendation of the Attorney-General after consultation by the Attorney-General with the President of the South Australian Civil and Administrative Tribunal and the Chief Magistrate and with the advice and consent of the Executive Council  
on 5 September 2024

South Australia

## **Youth Court (Designation and Classification of Magistrate) Proclamation 2024**

under section 9 of the *Youth Court Act 1993*

### **1—Short title**

This proclamation may be cited as the *Youth Court (Designation and Classification of Magistrate) Proclamation 2024*.

### **2—Commencement**

This proclamation comes into operation on 9 September 2024.

### **3—Designation and classification of magistrate**

Magistrate Louise Michelle Kleinig is—

- (a) designated as a magistrate of the Youth Court of South Australia; and
- (b) classified as a member of the Court's ancillary judiciary.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 5 September 2024

## REGULATIONS

South Australia

# Single-use and Other Plastic Products (Waste Avoidance) (Prescribed Food Container) Amendment Regulations 2024

under the *Single-use and Other Plastic Products (Waste Avoidance) Act 2020*

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- 1 Short title
- 2 Commencement

### Part 2—Amendment of *Single-use and Other Plastic Products (Waste Avoidance) Regulations 2021*

- 3 Amendment of regulation 3—Interpretation
- 

## Part 1—Preliminary

### 1—Short title

These regulations may be cited as the *Single-use and Other Plastic Products (Waste Avoidance) (Prescribed Food Container) Amendment Regulations 2024*.

### 2—Commencement

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

## Part 2—Amendment of *Single-use and Other Plastic Products (Waste Avoidance) Regulations 2021*

### 3—Amendment of regulation 3—Interpretation

Regulation 3(1), definition of *prescribed food container*—after paragraph (f) insert:

- (fa) before 1 March 2026—a single-use plastic food container—
  - (i) with a capacity of 500 ml or less; and
  - (ii) that has a lid (whether separate or attached to the container); and
  - (iii) that is used for the retail sale of potatoes, gravy or peas (whether separately or in combination with one another) intended to be provided to a customer at a temperature of above 60°C; or

**Editorial note—**

As required by section 10AA(2) of the *Legislative Instruments 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 5 September 2024

No 90 of 2024

## STATE GOVERNMENT INSTRUMENTS

### ANANGU PITJANTJATJARA YANKUNYTJATJARA LAND RIGHTS ACT 1981

#### *Anangu Pitjantjatjara Yankunytjatjara Executive Board General Elections*

In accordance with Clause 17(3) of Schedule 3 of the *Anangu Pitjantjatjara Yankunytjatjara Land Rights Act 1981*, I Mick Sherry, Returning Officer for Anangu Pitjantjatjara Yankunytjatjara Executive Board General Elections, hereby declare the following persons elected to the Executive Board:

Bruce Williamson	Male Executive Board Member	Pipalyatjara and Kalka
Yangi Yangi Fox	Female Executive Board Member	Pipalyatjara and Kalka
Charlie Anytjipalya	Male Executive Board Member	Kanpi, Nyapari, Angatja and Watarru
Marita Baker	Female Executive Board Member	Kanpi, Nyapari, Angatja and Watarru
Owen Burton	Male Executive Board Member	Amata and Tjurma
Muna Kulyuru	Female Executive Board Member	Amata and Tjurma
Kieran Roberts	Male Executive Board Member	Kaltjiti, Irintata and Watinuma
Langaliki Robin	Female Executive Board Member	Kaltjiti, Irintata and Watinuma
Jamie Minutjukur Nyangu	Male Executive Board Member	Pukatja, Yunyarinyi, Anilalya and Turkey Bore
Eva Wells	Female Executive Board Member	Pukatja, Yunyarinyi, Anilalya and Turkey Bore
Zibeon Fielding	Male Executive Board Member	Mimili
Julianne Campbell	Female Executive Board Member	Mimili
Bernard Singer	Male Executive Board Member	Iwantja, Amuruna, Railway Bore, Witjintitja and Wallatinna
Tanya Singer	Female Executive Board Member	Iwantja, Amuruna, Railway Bore, Witjintitja and Wallatinna

The results for each election are as follows:

Electorate	Candidate	Result	No. of Votes	Total Votes
Pipalyatjara and Kalka	Male Bruce Williamson Tony Paddy	ELECTED	28 17	45
	Female Yangi Yangi Fox Renita Roberts	ELECTED	26 18	44
Kanpi, Nyapari, Angatja and Watarru	Male Charlie Anytjipalya	ELECTED UNOPPOSED		
	Female Marita Baker	ELECTED UNOPPOSED		
Amata and Tjurma	Male Owen Burton Lee P Brady	ELECTED	31 15	46
	Female Muna Kulyuru	ELECTED UNOPPOSED		
Kaltjiti, Irintata and Watinuma	Male Kieran Roberts Murray George Arnie Frank	ELECTED	30 15 1	46
	Female Langaliki Robin	ELECTED UNOPPOSED		
Pukatja, Yunyarinyi, Anilalya and Turkey Bore	Male Jamie Minutjukur Nyangu Gary Lewis	ELECTED	48 44	92
	Female Eva Wells Lorraine Fraser Makinti Minutjukur Lois Fraser	ELECTED	32 29 22 8	91
Mimili	Male Zibeon Fielding* Willy Pompey * Due to a tie with both candidates receiving the same number of votes, the winner was determined by drawing of lots, as required by the legislation ( <i>APY Lands Rights Act 1981 Sch 3 cl 9(1)(c)</i> ).	ELECTED	35 35	70
	Female Julianne Campbell	ELECTED UNOPPOSED		
Iwantja, Amuruna, Railway Bore, Witjintitja and Wallatinna	Male Bernard Singer	ELECTED UNOPPOSED		
	Female Tanya Singer Karina Joan Lester	ELECTED	31 21	52

Dated: 5 September 2024

MICK SHERRY  
Returning Officer



## ENERGY RESOURCES ACT 2000

*Application for Grant of Associated Activities Licence—AAL 318*

Pursuant to Section 65(6) of the *Energy Resources Act 2000* and delegation dated 19 August 2024, notice is hereby given that an application for the grant of an associated activities licence over the area described below has been received from:

**Vamgas Pty Ltd  
Impress (Cooper Basin) Pty Ltd**

The application will be determined on or after 3 October 2024.

*Description of Application Area*

All that part of the State of South Australia, bounded as follows:

All coordinates GDA2020, Zone 54

426041.6620mE	6844568.9435mN
426208.8525mE	6844562.0782mN
426303.8587mE	6844562.6750mN
426111.4591mE	6843791.8766mN
425942.5626mE	6843790.8248mN
425941.5917mE	6843944.6983mN
426057.1551mE	6844415.7111mN
426041.6620mE	6844568.9435mN

AREA: **0.16** square kilometres approximately

Dated: 3 September 2024

BENJAMIN ZAMMIT  
Executive Director  
Regulation and Compliance Division  
Department for Energy and Mining  
Delegate of the Minister for Energy and Mining

## ENERGY RESOURCES ACT 2000

*Application for Grant of Associated Activities Licence—AAL 319*

Pursuant to Section 65(6) of the *Energy Resources Act 2000* and delegation dated 19 August 2024, notice is hereby given that an application for the grant of an associated activities licence over the area described below has been received from:

**Santos QNT Pty Ltd  
Drillsearch (513) Pty Ltd**

The application will be determined on or after 3 October 2024.

*Description of Application Area*

All that part of the State of South Australia, bounded as follows:

All coordinates GDA2020, Zone 54

411779.7111mE	6865884.2544mN
412440.5115mE	6865192.3454mN
413034.1332mE	6865006.5469mN
412878.6502mE	6864483.8644mN
412886.7796mE	6863665.8294mN
412813.3176mE	6863075.2900mN
412573.5354mE	6863079.7955mN
412651.1917mE	6863670.3681mN
412651.4742mE	6864486.3736mN
412787.2616mE	6864897.4905mN
412340.7172mE	6864982.0737mN
411781.9572mE	6865582.9710mN
411779.7111mE	6865884.2544mN

AREA: **0.73** square kilometres approximately

Dated: 3 September 2024

BENJAMIN ZAMMIT  
Executive Director  
Regulation and Compliance Division  
Department for Energy and Mining  
Delegate of the Minister for Energy and Mining

## ENERGY RESOURCES ACT 2000

*Grant of Associated Activities Licence—AAL 316*

Notice is hereby given that the undermentioned Associated Activities Licence has been granted under the provisions of the *Energy Resources Act 2000*, pursuant to delegated powers dated 19 August 2024.

No. of Licence	Licencees	Locality	Area in km <sup>2</sup>	Reference
AAL 316	Santos QNT Pty Ltd Drillsearch (513) Pty Limited	Cooper Basin	0.40	MER-2024/0058

*Description of Area*

All that part of the State of South Australia, bounded as follows:

All coordinates GDA2020, Zone 54

*Area A*

384717.73	6908706.60
385462.50	6908983.60
385625.90	6908303.15
385626.69	6908219.70
385440.05	6908293.45
385422.92	6908457.37
384745.11	6908383.42
384717.73	6908706.60

*Area B*

385627.11	6908176.05
385630.45	6907825.09
385561.17	6907823.11
385554.65	6908175.35
385627.11	6908176.05

AREA: **0.40** square kilometres approximately

Dated: 27 August 2024

BENJAMIN ZAMMIT  
Executive Director  
Regulation and Compliance Division  
Department for Energy and Mining  
Delegate of the Minister for Energy and Mining

## FIRE AND EMERGENCY SERVICES ACT 2005

## SECTION 68

*Constitution of Brigade*

Notice is hereby given pursuant to Division 5, Section 68(1)(a) of the *Fire and Emergency Services Act 2005*, that the Chief Officer, constitutes the Woakwine Operational Support Brigade, effective 23 August 2024.

Dated: 23 August 2024

BRETT LOUGHLIN AFSM  
Chief Officer

## FIRE AND EMERGENCY SERVICES ACT 2005

## SECTION 68

*Constitution of Group*

Notice is hereby given pursuant to Division 5, Section 68(1)(b) of the *Fire and Emergency Services Act 2005*, that the Chief Officer, constitutes the MacKillop Group, effective 23 August 2024.

Dated: 23 August 2024

BRETT LOUGHLIN AFSM  
Chief Officer

## FIRE AND EMERGENCY SERVICES ACT 2005

## SECTION 68

*Constitution of Group*

Notice is hereby given pursuant to Division 5, Section 68(1)(b) of the *Fire and Emergency Services Act 2005*, that the Chief Officer, constitutes the Woakwine Group, effective 23 August 2024.

Dated: 23 August 2024

BRETT LOUGHLIN AFSM  
Chief Officer

## FIRE AND EMERGENCY SERVICES ACT 2005

## SECTION 68

*Dissolving of Group*

Notice is hereby given pursuant to Division 5, Section 68(7) of the *Fire and Emergency Services Act 2005*, that the Chief Officer, dissolves the Wattle Range Group, effective 23 August 2024.

Dated: 23 August 2024

BRETT LOUGHLIN AFSM  
Chief Officer

## FISHERIES MANAGEMENT ACT 2007

## SECTION 115

*Ministerial Exemption ME9903331*

Take notice that pursuant to Section 115 of the *Fisheries Management Act 2007* (the Act), Mr Roger Tansell, holder of the Northern Zone Rock Lobster Fishery licence N063 (the 'exemption holder') or his registered masters are exempt from Section 70 of the Act and Regulation 5(a), Clause 18 of Schedule 6 of the *Fisheries Management (General) Regulations 2017*, but only insofar as the exemption holder is permitted to undertake fishing activities pursuant to the fishing licence N063 within the area described in Schedule 1, with rock lobster pots of a design described in Schedule 2 (the 'exempted activity'), subject to conditions specified in Schedule 3, until 2 November 2024, unless varied or revoked earlier.

## SCHEDULE 1

Waters of the Northern Zone Rock Lobster Fishery, excluding the waters of any aquatic reserve or of any Sanctuary Zone or Restricted Access Zone of any Marine Park (unless otherwise authorised under the *Marine Parks Act 2007*).

## SCHEDULE 2

'Western Australian Batten rock lobster pots' that have the following attributes:

- A rectangular cuboid shape with a maximum dimension <122cm; and
- A single cove mouth at the top; and
- A securely fitted Sea Lion Exclusion Device being either:
  - (a) A metal rod that is securely fastened to the centroid of the base of the pot and extends perpendicular to a height not less than level with the base of the neck of the pot; or
  - (b) A rigid metal frame rectangular or square in shape with two opposite sides opening to not more than 135mm securely attached to the pot neck; or
  - (c) A rigid metal frame circular in shape opening to not more than 150mm in diameter securely attached to the pot neck; and
- Two escape gaps (escape gap dimensions—280mm L x 57mm H) and
- A total weight of >40kg.

## SCHEDULE 3

1. The exemption holder will be deemed responsible for the conduct of all persons conducting the 'exempted activity' under their licence. Any person conducting the 'exempted activity' under this exemption must be provided with a copy of this notice.
2. The exempted activity may only occur on the specified vessels that are registered on the specified licences listed in Schedule 1 of this notice.
3. The number of batten rock lobster pots used as part of the 'exempted activity' on vessel registered to licence number N063 must not exceed the number of rock lobster pots listed as registered devices on that licence.
4. Whilst engaged in the exempted activity, the exemption holders must have in their possession a copy of this notice and produce that notice to a PIRSA Fisheries Officer upon request.
5. The exemption holders must not contravene or fail to comply with the *Fisheries Management Act 2007*, or any other regulations made under that Act, except where specifically exempted by this notice.

This notice does not purport to override the provisions or operation of any other Act including, but not limited to, the *Marine Parks Act 2007*. The exemption holders and their 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: 30 August 2024

PROFESSOR GAVIN BEGG  
Executive Director  
Fisheries and Aquaculture

## HOUSING IMPROVEMENT ACT 2016

*Rent Control*

In the exercise of the powers conferred by the *Housing Improvement Act 2016*, the Delegate of the Minister for Housing and Urban Development hereby fixes the maximum rental amount per week that shall be payable subject to Section 55 of the *Residential Tenancies Act 1995*, in respect of each premises described in the following table. The amount shown in the said table shall come into force on the date of this publication in the Gazette.

Address of Premises	Allotment Section	Certificate of Title Volume/Folio	Maximum Rental per week payable
3 Collins Street, Elizabeth Downs SA 5113	Allotment 254 Deposited Plan 7073 Hundred of Munno Para	CT5277/610	\$205.00

Dated: 5 September 2024

CRAIG THOMPSON  
Housing Regulator and Registrar  
Housing Safety Authority  
Delegate of the Minister for Housing and Urban Development

## HOUSING IMPROVEMENT ACT 2016

*Rent Control Revocations*

In the exercise of the powers conferred by the *Housing Improvement Act 2016*, the Delegate of the Minister for Housing and Urban Development hereby revokes the maximum rental amount per week that shall be payable subject to Section 55 of the *Residential Tenancies Act 1995*, in respect of each premises described in the following table.

Address of Premises	Allotment Section	Certificate of Title Volume/Folio
60 Sidney Parade, Hindmarsh Island SA 5214	Allotment 33 Filed Plan 20964 Hundred of Nangkita	CT5462/94
22 Coghill Street, Kapunda SA 5373	Allotment 667 Filed Plan 210643 Hundred of Kapunda	CT5544/393
Unit 3, 43 Wheatland Street, Seacliff SA 5049	Lot 4 Primary Community Plan 21265 Hundred of Noarlunga	CT5904/604

Dated: 5 September 2024

CRAIG THOMPSON  
Housing Regulator and Registrar  
Housing Safety Authority  
Delegate of the Minister for Housing and Urban Development

## HOUSING IMPROVEMENT ACT 2016

*Rent Control Variations*

In the exercise of the powers conferred by the *Housing Improvement Act 2016*, the Delegate of the Minister for Housing and Urban Development hereby varies the maximum rental amount per week that shall be payable subject to Section 55 of the *Residential Tenancies Act 1995*, in respect of each premises described in the following table. The amount shown in the said table shall come into force on the date of this publication in the Gazette.

Address of Premises	Allotment Section	Certificate of Title Volume/Folio	Reason for Variation	Maximum Rental per week payable
1 North Terrace, Hackney SA 5069	Allotment 17 Filed Plan 136268 Hundred of Adelaide	CT5376/910		\$0.00

Dated: 5 September 2024

CRAIG THOMPSON  
Housing Regulator and Registrar  
Housing Safety Authority  
Delegate of the Minister for Housing and Urban Development

## 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, Martyn Campbell, 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. It being a condition of appointment that the Justices of the Peace must take the oaths required of a justice under the *Oaths Act 1936* and return the oaths of office form to Justice of the Peace Services within three months after the date of appointment:

For a period of ten years for a term commencing on 10 September 2024 and expiring on 9 September 2034:

Anne Deborah SIM  
Angela Dorothy MATTHEWS  
Kerry Ann MARCINKOWSKI  
Jarrad KAY  
Conor John JONES  
Paul Steven HEINRICH  
Margaret Jane GREER  
Brett Daniel GOODGAME  
Kerryn Michelle GILLARD  
Sharon Loretta GEIER

Dated: 2 September 2024

MARTYN CAMPBELL  
Commissioner for Consumer Affairs  
Delegate of the Attorney-General

## MENTAL HEALTH ACT 2009

*Authorised Medical Practitioner*

Notice is hereby given in accordance with Section 93(1) of the *Mental Health Act 2009*, that the Chief Psychiatrist has determined the following person as an Authorised Medical Practitioner:

Tina Yutong Li

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

Dated: 28 August 2024

DR J. BRAYLEY  
Chief Psychiatrist

NATIONAL PARKS AND WILDLIFE (NATIONAL PARKS) REGULATIONS 2016

*Sand Boarding in Reserves*

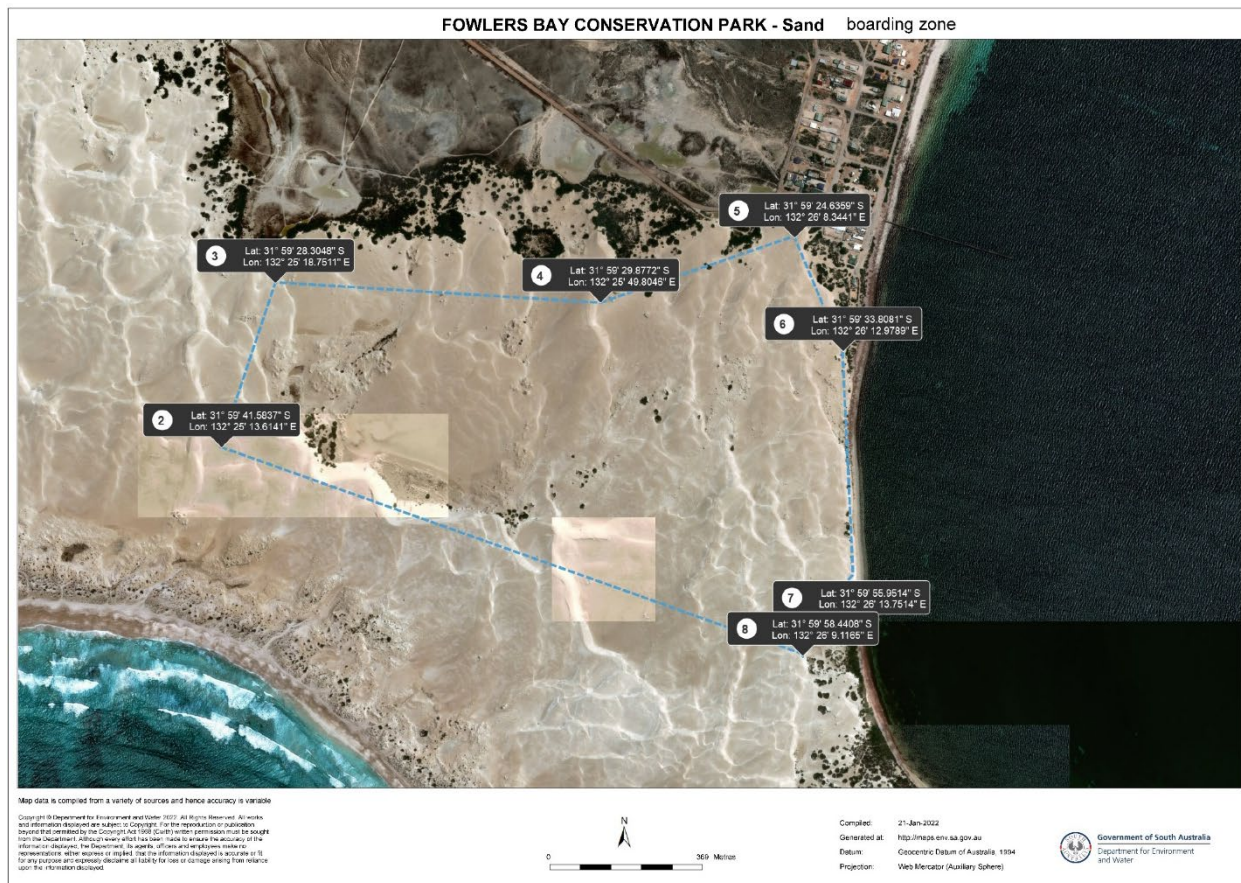
Pursuant to Regulation 9 and 22(1(f)) of the *National Parks and Wildlife (National Parks) Regulations 2016*, I, Michael Joseph Williams, Director of National Parks and Wildlife, hereby grant permission for members of the public to undertake sand boarding activities within specified areas of the following Reserves proclaimed under the *National Parks and Wildlife Act 1972*:

Fowlers Bay Conservation Park within the designated recreation zone as shown in attached map.

This permission is conditional on sand boarding activities remaining within designated areas, occurs only on un-vegetated dunes and vehicles remain on designated tracks.

Dated: 3 September 2024

MICHAEL JOSEPH WILLIAMS  
Director of National Parks and Wildlife



PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016

SECTION 80

*Alterations to the Building Rules—Ministerial Building Standards*

*Preamble*

1. The *Planning, Development and Infrastructure Act 2016* (the Act) defines the Building Rules as meaning (amongst other things) the *Building Code*, being the Building Code of Australia published by the Australian Building Codes Board from time to time, and *Ministerial building standards* published by the Minister under the Act.
2. Under Section 80(1) of the Act, the Minister may, after consultation with the State Planning Commission (the Commission), publish Ministerial building standards that:
  - (a) relate to any aspect of building work (including the regulation, control, restriction or prohibition of building work);
  - (b) relate to any aspect of the design, construction, quality, safety, health, amenity, sustainability, adaptive re-use or maintenance of buildings; or
  - (c) modify the Building Code as it applies under the Act (including pursuant to Section 79(1)(b)).
3. Under Section 80(4) of the Act, the Minister may, after consultation with the Commission, vary or revoke a Ministerial building standard.
4. Pursuant to Section 80 of the Act, notice of publishing, varying, or revoking a Ministerial building standard must be placed in the Government Gazette before they can take effect.

## NOTICE

Pursuant to Section 80(1) of the Act, I, Jodie Evans, Acting Director, Building, give notice, having consulted with the Commission, that the following Ministerial building standard that modifies the Building Code (including further modifications to modifications that are made under Section 79(1)(a) of the Act) has been varied and is to commence from the date of this notice:

*Ministerial Building Standard MBS 007—Modifications to the Building Code of Australia (Amendment 1)* dated September 2024 as published on the PlanSA portal.

Dated: 3 September 2024

JODIE EVANS  
A/Director, Building  
Planning and Land Use Services  
Delegate of the Minister for Planning

## MINISTERIAL BUILDING STANDARD MBS 007

*Modifications to the Building Code of Australia—September 2024—Amendment 1*  
*Published by the Minister for Planning*

**1. SCOPE AND APPLICATION**

- 1.1 This Standard is published as a Ministerial Building Standard that forms part of the *Building Rules* under the *Planning, Development and Infrastructure Act 2016* (PDI Act).
- 1.2 The *Building Code*, adopted as part of the *Building Rules* by the PDI Act, is modified in its application to *building work* in South Australia in accordance with the provisions of this Standard.
- 1.3 The *Building Code* (NCC 2022) commenced in the *Building Rules* on 1 May 2023, with the sections relating to livable housing and improved energy efficiency and condensation management deferred in South Australia until 1 October 2024. The modifications within this Standard apply to the *Building Code* from 5 September 2024 (unless stated otherwise) and must be read as if they are consolidated into the *Building Code*.
- 1.4 Ministerial Building Standard MBS 013 specifies energy efficiency and livable housing design deemed-to-satisfy provisions for new building work to existing Class 1 dwellings to support compliance with the requirements of the NCC 2022 modern homes provisions where assessment is difficult due to the disparity between existing and new standards of construction.

**2. MODIFICATIONS TO NCC 2022****2.1 Volume One**

In South Australia, the *Building Code* (NCC 2022 Volume One) will be taken to be modified as set out below:

- 2.1.1 Modify **SA B1P4 Buildings in flood areas** to read as follows:

This clause has deliberately been left blank.  
**B1P4** does not apply in South Australia.

- 2.1.2 Modify **SA B1D6 Construction of buildings in flood hazard areas** to read as follows:

This clause has deliberately been left blank.  
**B1D6** does not apply in South Australia.

- 2.1.3 Modify the Notes after the ‘Introduction to this Part’ in **Part F8 Condensation management** to read as follows:

**Notes: South Australia Part F8 Condensation management**  
From 1 May 2023 to 30 September 2024, **Part F6** of NCC 2019 (Amendment 1), including variations for South Australia, may apply instead of Part F8 of NCC 2022.  
**Part F8** of NCC 2022 applies in South Australia from 1 October 2024.

- 2.1.4 Modify the Notes after the ‘Introduction to this Part’ in **Part G7 Livable housing design** to read as follows:

**Notes: South Australia Part G7 Livable housing design**  
**Part G7** of NCC 2022 takes effect in South Australia on 1 October 2024.  
**Part G7** does not apply to a Class 2 building that is the subject of a *development application* lodged prior to 1 October 2024.

- 2.1.5 Modify the Notes after the ‘Introduction to this Part’ in **Part J1 Energy efficiency performance requirements** to read as follows:

**Notes: South Australia Part J1 Energy efficiency performance requirements**  
From 1 May 2023 to 30 September 2024, **Section J** of NCC 2019 (Amendment 1), including variations for South Australia, may apply instead of Section J of NCC 2022.  
**Part J1** of NCC 2022 applies in South Australia from 1 October 2024.  
A Class 2 building that is the subject of a *development application* lodged prior to 1 October 2024 may comply with **Section J** of NCC 2019 (Amendment 1), including variations for South Australia, instead of Part J1 of NCC 2022.

- 2.1.6 Modify the Notes after the 'Introduction to this Part' in **Part J2 Energy efficiency** to read as follows:

**Notes: South Australia Part J2 Energy efficiency**

From 1 May 2023 to 30 September 2024, **Section J of NCC 2019** (Amendment 1), including variations for South Australia, may apply instead of Section J of NCC 2022.

**Part J2 of NCC 2022** applies in South Australia from 1 October 2024.

A Class 2 building that is the subject of a *development application* lodged prior to 1 October 2024 may comply with **Section J of NCC 2019** (Amendment 1), including variations for South Australia, instead of Part J2 of NCC 2022.

- 2.1.7 Modify the Notes after the 'Introduction to this Part' in **Part J3 Elemental provisions for a sole-occupancy unit of a Class 2 building or a Class 4 part of a building** to read as follows:

**Notes: South Australia Part J3 Elemental provisions for a sole-occupancy unit of a Class 2 building or a Class 4 part of a building**

From 1 May 2023 to 30 September 2024, **Section J of NCC 2019** (Amendment 1), including variations for South Australia, may apply instead of Section J of NCC 2022.

**Part J3 of NCC 2022** applies in South Australia from 1 October 2024.

A Class 2 building that is the subject of a *development application* lodged prior to 1 October 2024 may comply with **Section J of NCC 2019** (Amendment 1), including variations for South Australia, instead of Part J3 of NCC 2022.

- 2.1.8 Modify the Notes after the 'Introduction to this Part' in **Part J4 Building fabric** to read as follows:

**Notes: South Australia Part J4 Building fabric**

From 1 May 2023 to 30 September 2024, **Section J of NCC 2019** (Amendment 1), including variations for South Australia, may apply instead of Section J of NCC 2022.

**Part J4 of NCC 2022** applies in South Australia from 1 October 2024.

A Class 2 building that is the subject of a *development application* lodged prior to 1 October 2024 may comply with **Section J of NCC 2019** (Amendment 1), including variations for South Australia, instead of Part J4 of NCC 2022.

- 2.1.9 Modify the Notes after the 'Introduction to this Part' in **Part J5 Building sealing** to read as follows:

**Notes: South Australia Part J5 Building sealing**

From 1 May 2023 to 30 September 2024, **Section J of NCC 2019** (Amendment 1), including variations for South Australia, may apply instead of Section J of NCC 2022.

**Part J5 of NCC 2022** applies in South Australia from 1 October 2024.

A Class 2 building that is the subject of a *development application* lodged prior to 1 October 2024 may comply with **Section J of NCC 2019** (Amendment 1), including variations for South Australia, instead of Part J5 of NCC 2022.

- 2.1.10 Modify the Notes after the 'Introduction to this Part' in **Part J6 Air-conditioning and ventilation** to read as follows:

**Notes: South Australia Part J6 Air-conditioning and ventilation**

From 1 May 2023 to 30 September 2024, **Section J of NCC 2019** (Amendment 1), including variations for South Australia, may apply instead of Section J of NCC 2022.

**Part J6 of NCC 2022** applies in South Australia from 1 October 2024.

A Class 2 building that is the subject of a *development application* lodged prior to 1 October 2024 may comply with **Section J of NCC 2019** (Amendment 1), including variations for South Australia, instead of Part J6 of NCC 2022.

- 2.1.11 Modify the Notes after the 'Introduction to this Part' in **Part J7 Artificial lighting** to read as follows:

**Notes: South Australia Part J7 Artificial lighting**

From 1 May 2023 to 30 September 2024, **Section J of NCC 2019** (Amendment 1), including variations for South Australia, may apply instead of Section J of NCC 2022.

**Part J7 of NCC 2022** applies in South Australia from 1 October 2024.

A Class 2 building that is the subject of a *development application* lodged prior to 1 October 2024 may comply with **Section J of NCC 2019** (Amendment 1), including variations for South Australia, instead of Part J7 of NCC 2022.

- 2.1.12 Modify the Notes after the 'Introduction to this Part' in **Part J8 Heated water supply and swimming pool and spa pool plant** to read as follows:

**Notes: South Australia Part J8 Heated water supply and swimming pool and spa pool plant**

From 1 May 2023 to 30 September 2024, **Section J of NCC 2019** (Amendment 1), including variations for South Australia, may apply instead of Section J of NCC 2022.

**Part J8 of NCC 2022** applies in South Australia from 1 October 2024.

A Class 2 building that is the subject of a *development application* lodged prior to 1 October 2024 may comply with **Section J of NCC 2019** (Amendment 1), including variations for South Australia, instead of Part J8 of NCC 2022.

- 2.1.13 Modify the Notes after the ‘Introduction to this Part’ in **Part J9 Energy monitoring and on-site distributed energy resources** to read as follows:

**Notes: South Australia Part J9 Energy monitoring and on-site distributed energy resources**  
**Part J9** of NCC 2022 applies in South Australia from 1 October 2023.

## 2.2 Volume Two

In South Australia, the *Building Code* (NCC 2022 Volume Two) will be taken to be modified as set out below:

- 2.2.1 Modify **SA H1P2 Buildings in flood areas** to read as follows:

This clause has deliberately been left blank.  
**H1P2** does not apply in South Australia.

- 2.2.2 Modify **H1D10 Flood hazard areas** to read as follows:

This clause has deliberately been left blank.  
**H1D10** does not apply in South Australia.

- 2.2.3 Modify the Notes under **H4D9 Condensation management** to read as follows:

**Notes: South Australia H4D9 Condensation management**  
From 1 May 2023 to 30 September 2024, **P2.4.7**, **V2.4.7** and **Part 3.8.7** of NCC 2019 (Amendment 1), including variations for South Australia, may apply instead of H4P7, H4V5 and H4D9 of NCC 2022.  
**H4P7**, **H4V5** and **H4D9** of NCC 2022 apply in South Australia from 1 October 2024.

- 2.2.4 Modify the Notes after the ‘Introduction to this Part’ in **Part H6 Energy efficiency** to read as follows:

**Notes: South Australia Part H6 Energy efficiency**  
From 1 May 2023 to 30 September 2024, **Part 2.6** and **Part 3.12** of NCC 2019 (Amendment 1), including variations for South Australia, may apply instead of Part H6 of NCC 2022.  
**Part H6** of NCC 2022 applies in South Australia from 1 October 2024.

**Concessions:**

- (1) A Class 1 building that is the subject of a *development application* lodged prior to 1 October 2024 may comply with **P2.6.1**, **P2.6.2**, **A2.2(3)**, **A2.4(3)** (as applicable) and **Part 3.12** of NCC 2019 (Amendment 1).
- (2) A Class 1 building that is the subject of an application for *building consent* lodged prior to 1 January 2027, on a *small* or *irregular allotment* for which an application for land division was lodged prior to 1 January 2024, may comply with:
  - (a) **P2.6.1**, **P2.6.2**, **A2.2(3)**, **A2.4(3)** (as applicable), **Part 3.12.0(a)** of NCC 2019 (Amendment 1) and **H6P2—Energy usage** of NCC 2022; or
  - (b) achieve an energy rating, including the separate heating and cooling load limits, using *house energy rating software*, of greater than or equal to 6 stars and comply with **H6P2—Energy usage** of NCC 2022.
- (3) A Class 1 building to be constructed on an existing *small* or *irregular allotment* as of 1 October 2024 may comply with:
  - (a) **P2.6.1**, **A2.2(3)**, **A2.4(3)** (as applicable), **Part 3.12.0(a)** of NCC 2019 (Amendment 1) and **H6P2—Energy usage** of NCC 2022; or
  - (b) achieve an energy rating, including separate heating and cooling load limits, using *house energy rating software*, of greater than or equal to 6 stars and comply with **H6P2—Energy usage** of NCC 2022.
- (4) A Class 1 building to be used as *workers’ accommodation* or *tourist accommodation* may comply with **P2.6.1**, **P2.6.2**, **A2.2(3)**, **A2.4(3)** (as applicable) and **Part 3.12** of NCC 2019 (Amendment 1).
- (5) A Class 1 building that is the subject of an application for *building consent* lodged prior to 1 May 2026 within the Master Planned Neighbourhood Zone in the Mount Barker District Council may comply with:
  - (a) **P2.6.1**, **A2.2(3)**, **A2.4(3)** (as applicable), **Part 3.12.0(a)** of NCC 2019 (Amendment 1) and **H6P2—Energy usage** of NCC 2022; or
  - (b) Achieve an energy rating, including the separate heating and cooling load limits, using *house energy rating software*, of greater than or equal to 6 stars and comply with **H6P2—Energy usage** of NCC 2022.
- (6) A Class 1 building that is *manufactured off site* and with a *floor area* equal to or less than 60sqm may comply with the **P2.6.1**, **3.12.0.1(a)(i)**, **(ii)** and **(iii)** of NCC 2019 (Amendment 1) and **H6P2—Energy usage** of NCC 2022.  
*Note: SA3.12.0.1(a)(iv) and (v), SA3.12.0.1(b) and (c) and SA Table 3.12.0.1 cannot be used.*
- (7) A Class 1 building that is *manufactured off site* and located in *Climate Zone 4*, a local government area listed in **Table A**, or an area not located within a local government area, may comply with the **3.12.0.1(a)(i)**, **(ii)** and **(iii)** of NCC 2019 (Amendment 1) and **H6P2—Energy usage** of NCC 2022.  
*Note: SA3.12.0.1(a)(iv) and (v), SA3.12.0.1(b) and (c) and SA Table 3.12.0.1 cannot be used.*



**Table A**

Ceduna Council	Kangaroo Island Council	Peterborough Council
Cleve Council	Karoonda East Murray Council	Southern Mallee Council
Coorong District Council	Kimba Council	Streaky Bay Council
Elliston Council	Lower Eyre Peninsula Council	Tatiara Council
Flinders Ranges Council	Mid Murray Council	Tumby Bay Council
Franklin Harbour Council	Mount Remarkable Council	Wudinna District Council
Goyder Council	Orroroo Carrieton Council	

- 2.2.5 Modify the Notes after the ‘Introduction to this Part’ in **Part H8 Livable housing design** to insert the following:

**Notes: South Australia Part H8 Livable housing design**

**Part H8** of NCC 2022 takes effect in South Australia on 1 October 2024.

**Concessions:**

- (1) Subject to (2), **Part H8** does not apply to a Class 1a building if:
  - (a) The Class 1a building was the subject of a *development application* lodged before 1 October 2024, or
  - (b) The Class 1a building was the subject of an application for *building consent* lodged prior to 1 January 2027 on a *small or irregular allotment* for which an application for land division was lodged prior to 1 January 2024, or
  - (c) The *allotment* on which the Class 1a building is to be constructed was a *small or irregular allotment* existing as of 1 October 2024, or
  - (d) The Class 1a building is *manufactured off site* and the *floor area* is equal to or less than 60sqm, or
  - (e) The Class 1a building is used as *workers’ accommodation* or *tourist accommodation*.
- (2) Class 1a buildings subject to (1)(b), (c), (d) and (e) must still comply with Part 6—*Reinforcement of bathroom and sanitary compartment walls* of the *Livable Housing Design Standard*.

- 2.2.6 Modify clause **H8D2** in **Part H8 Livable housing design** to insert (5), (6) and (7) as follows:

- (5) **Clause 2.2 Threshold** of the *ABCB Standard for Livable Housing Design* is varied in South Australia as follows:
 

The threshold of an entrance door that is subject to **Clause 2.1** must—

  - (a) be level; or
  - (b) have a sill height not more than 5 mm if the lip is rounded or bevelled; or
  - (c) have a ramped threshold that—
    - does not extend internally beyond the depth of the door jamb; and
    - has a gradient not steeper than 1:8; and
    - is at least as wide as the minimum clear opening width of the entrance door; and
    - does not intrude into the minimum dimensions of a landing area that is required by **Clause 2.3**; or
  - (d) where the requirements of (a), (b) or (c) cannot meet the weatherproofing requirements of the NCC, for external entrance doors containing a raised door or sill—
    - (i) have no lip or upstand greater than 15 mm within the sill profile; and
    - (ii) have no more than 5 mm height difference between the edge of the top surface of the sill and the adjoining finished surface.
- (6) **Clause 4.1** of the *ABCB Standard for Livable Housing Design* is varied in South Australia as follows:
 

There must be at least one compliant *sanitary compartment* located on either:

  - (a) the ground or entry level; or
  - (b) the lowest level containing a *habitable* room within a Class 1a building.
- (7) **Clause 5.2** of the *ABCB Standard for Livable Housing Design* is varied in South Australia as follows:
  - (a) At least one shower must have a hobless and step-free entry.
  - (b) An *enclosed shower area* that is hobless and step-free must have:
    - (i) a water bar with a maximum height of 5 mm installed above and sealed to the waterstop at the shower area entry; or
    - (ii) a linear drain at the shower area entry.
  - (c) An *unenclosed shower area* that is hobless and step-free must comply with AS 3740 or Part 10.2 of the **ABCB Housing Provisions**.

**Note:**

*Enclosed shower areas and unenclosed shower areas* that are hobless and step-free must be waterproofed in accordance with AS 3740 or **Part 10.2** of the **ABCB Housing Provisions**.

Figures of hobless and step-free showers that incorporate a shower screen door have been provided in Appendix A and are for informative purposes only.

2.2.7 Modify **S42C4 (1) Additional Deemed-to-Satisfy Provisions when using house energy rating software** as follows:

- (1) To comply with **H6P1**, in addition to **S42C2**, a building must comply with **Section 13** of the **ABCB Housing Provisions** clauses—
- (a) **13.2.2**, for building *fabric* thermal insulation; and
  - (b) **13.2.3(7)** and **13.2.5(5)**, for thermal breaks; and
  - (c) **13.2.3(5)**, for compensating for a loss of ceiling insulation, other than where the *house energy rating software* has compensated for a loss of ceiling insulation; and
  - (d) **13.2.6(4)**, **13.2.6(5)(a)(i)** and **13.2.6(6)** for slab edge insulation; and
  - (e) **Part 13.4**, for building sealing.

**2.3 Housing Provisions**

In South Australia, the *Building Code* (NCC 2022 Housing Provisions) will be taken to be modified as set out below:

2.3.1 Modify clause **SA 9.2.8(a) Open carports** to read as follows:

A Class 10a carport or verandah is exempt from complying with **9.2.4(1)** if—

- (a) it has—
  - (i) two or more sides open and not less than one third of its perimeter open and, for the purpose of this clause, a side is considered to be open if the roof covering adjacent to that side is not less than 500mm from another building or allotment boundary; or
  - (ii) any part of the *external wall* of the Class 1 building located less than 2m from the allotment boundary or less than 4m from another Class 1 building on the same allotment is *fire-resisting* to the underside of a *non-combustible* roof covering or to the underside of a *non-combustible* ceiling lining (see **SA Figure 9.2.8a**, **SA Figure 9.2.8b** and **SA Figure 9.2.8c**); and

2.3.2 Modify clause **SA 10.2.1 Wet areas** to read as follows:

Building elements in *wet areas* within a building must—

- (a) be *waterproof* or *water resistant* in accordance with **10.2.2** to **10.2.6**, except that—
  - (i) in any room containing a washing machine, the wall area from finished floor level to a minimum of 75mm above and 75mm each side of the washing machine tap outlets must be *water resistant*; and
  - (ii) where a *vessel* is inset into a bench top in a kitchen, bar area, kitchenette or domestic food and beverage preparation area—
    - (A) wall junctions and joints within 150mm above the *vessel* must be *water resistant* for the extent of the *vessel*; and
    - (B) the perimeter edges of the *vessel* must be *water resistant* for the extent of the *vessel* (see **SA Figures 10.2.1a**, **10.2.1b** and **10.2.1c**); and
    - (C) penetrations in horizontal surfaces for tap and spout outlets in kitchens, bar areas, kitchenettes or domestic food and beverage preparation areas, must be *waterproof*; and
- (b) have *floor wastes* provided in accordance with **SA 10.2.33**; and
- (c) where *floor wastes* are provided for drainage of floors in bathrooms and laundries, the floors, floor/wall junction and penetration must be *waterproof*.

2.3.3 Modify clause **SA 10.2.33 Provision of floor wastes** to read as follows:

- (1) The floor of a *wet area* containing a *vessel* must be graded to a *floor waste* to permit drainage of water.
- (2) A floor need not be graded to a *floor waste* as required by (1) if—
  - (a) all *vessels* are provided with in-built overflow protection or have a permanent open trapped connection to the plumbing and drainage system (such as a WC pan); or
  - (b) the *floor waste* is provided solely for the connection of plumbing fixtures and all *vessels* in the *wet area* are provided with in-built overflow protection or have permanent open trapped connection to the plumbing and drainage system (such as a WC pan).
- (3) A floor of a *wet area* that is graded without ponding to a *floor waste* within the shower area will satisfy (1).
- (4) The fall of the floor surface graded to a *floor waste* in accordance with (1) or (3) must be in accordance with **10.2.12**.

### 3. INTERPRETATION

**Allotment** has the same meaning as defined in the PDI Act except for:

- A development lot and common property created by division under the *Community Titles Act 1996*,
- A lot, development lot and common property created by strata division under the *Community Titles Act 1996*,
- A unit and common property created by division under the *Strata Titles Act 1988*.

**Building Code** has the same meaning as defined in the PDI Act.

**Building consent** has the same meaning as defined in the PDI Act.

**Building work** has the same meaning as defined in the PDI Act.

**Climate Zone** has the same meaning as defined in the *Building Code*.

**Development application** means an application for *building consent* or *planning consent*.

**Enclosed shower area** has the same meaning as defined in the *Building Code*.

**External wall** has the same meaning as defined in the *Building Code*.

**Fabric** has the same meaning as defined in the *Building Code*.

**Fire-resisting** has the same meaning as defined in the *Building Code*.

**Floor area** has the same meaning as defined in the *Building Code*.

**Floor waste** has the same meaning as defined in the *Building Code*.

**Habitable room** has the same meaning as defined in the *Building Code*.

**House energy rating software** has the same meaning as defined in the *Building Code*.

**Irregular allotment** means an *allotment* with an area less than 300sqm and which is unable to contain a minimum 9m x 15m rectangle beyond the *primary street setback*.

**Manufactured off site** means a transportable building or a tiny house without wheels

**Non-combustible** has the same meaning as defined in the *Building Code*.

**Planning and Design Code** has the same meaning as defined in the PDI Act.

**Planning consent** has the same meaning as defined in the PDI Act.

**Primary street frontage** has the same meaning as the *Planning and Design Code*.

**Primary street setback** has the same meaning as the *Planning and Design Code*.

**Sanitary compartment** has the same meaning as defined in the *Building Code*.

**Small allotment** means an *allotment* with the *primary street frontage* less than or equal to 10m.

**Tourist accommodation** has the same meaning as Part 7—Land Use Definitions of the *Planning and Design Code*.

**Unenclosed shower area** has the same meaning as defined in the *Building Code*.

**Vessel** has the same meaning as defined in the *Building Code*.

**Waterproof** has the same meaning as defined in the *Building Code*.

**Water resistant** has the same meaning as defined in the *Building Code*.

**Wet area** has the same meaning as defined in the *Building Code*.

**Workers' accommodation** has the same meaning as Part 7—Land Use Definitions of the *Planning and Design Code*.

### 4. EXPLANATORY INFORMATION (INFORMATIVE ONLY)

The majority of the modifications within this Standard relate to the transitional concessions provided for the implementation of the Building Code (NCC 2022) livable housing design and upgraded energy efficiency and condensation provisions in South Australia.

Additional modifications have been made to correct issues associated with the South Australian variations for flood prone areas, wet areas and the fire safety concession for carports/verandahs.

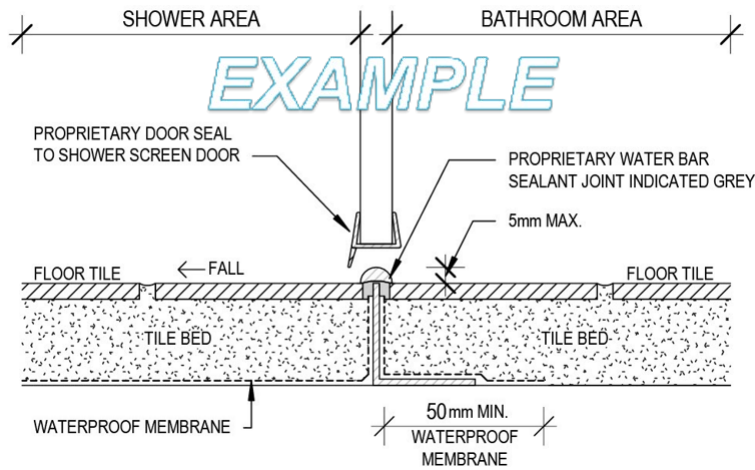
Notes provide additional mandatory instructions pursuant to clause A1G4(3)(g) of the Building Code (NCC 2022). The amended Notes contained in this Standard may be relied upon for determining the applicable provisions in South Australia.

Copies of NCC 2022 can be downloaded or is available online from the Australian Building Codes Board's website at [ncc.abcb.gov.au](http://ncc.abcb.gov.au).

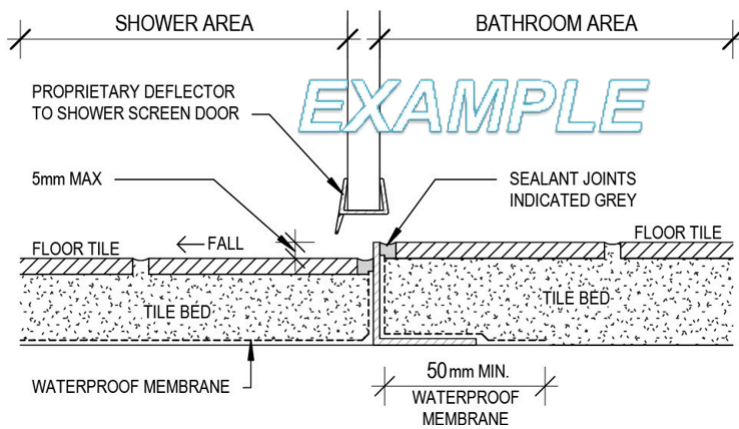
**APPENDIX A (INFORMATIVE ONLY)**

Figures A1, A2 and A3 illustrate hobless and step-free showers that incorporate a water bar and a shower screen door with a proprietary door seal. Figures A4, A5 and A6 illustrate hobless and step-free showers that incorporate a linear grated drain and a shower screen door without a proprietary door seal.

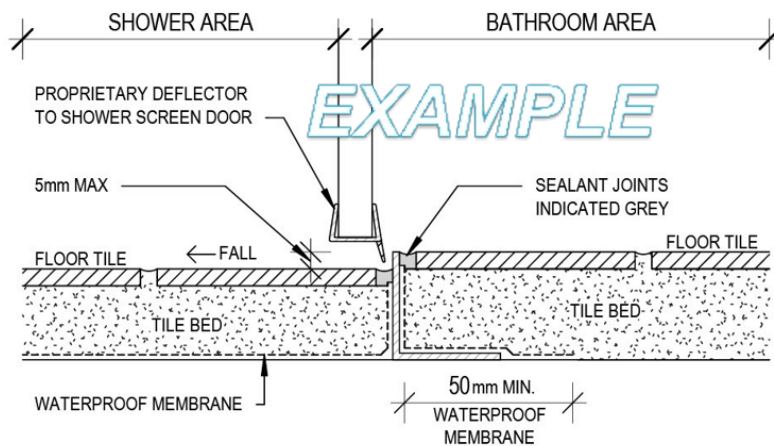
Figures A1 to A6 are for informative purposes only.



**Figure A1**



**Figure A2**



**Figure A3**

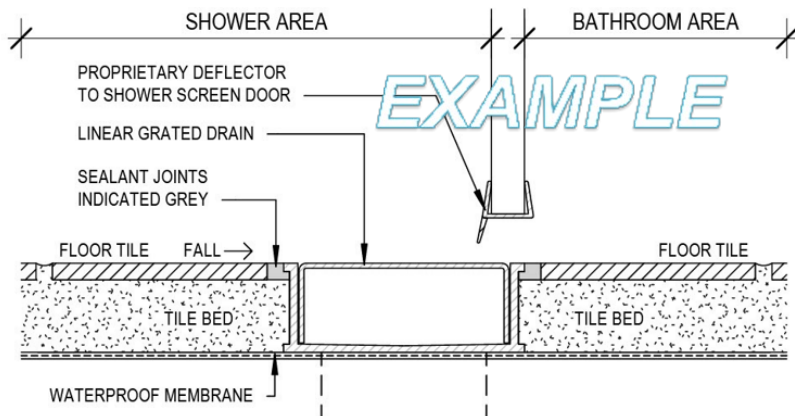


Figure A4

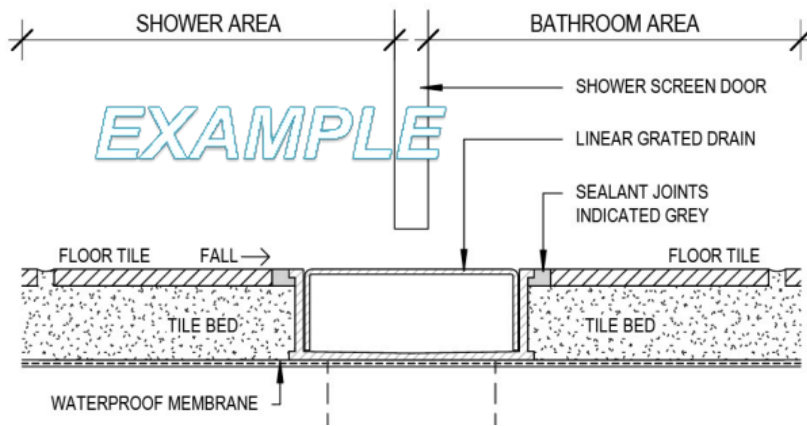


Figure A5

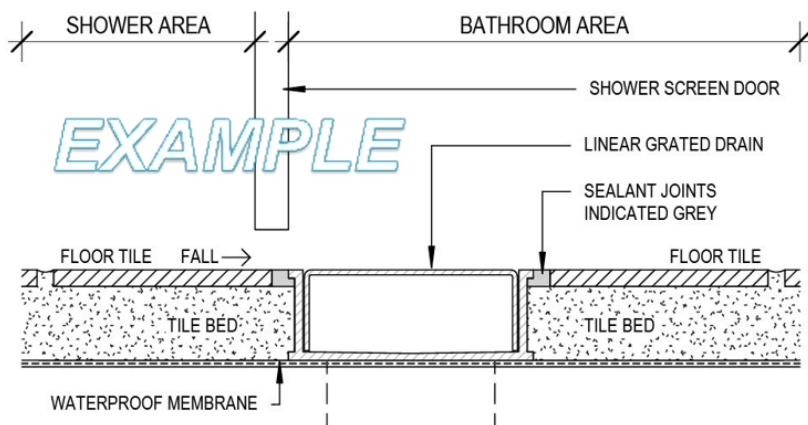


Figure A6

Source: Queensland Development Code Mandatory Part 4.5—Livable dwellings and grading to floor wastes  
 Reproduced with permission: Queensland Government—Department of Housing, Local Government, Planning and Public Works.

## PROOF OF SUNRISE AND SUNSET ACT 1923

*Almanac for October, November and December 2024*

Pursuant to the requirements of the *Proof of Sunrise and Sunset Act 1923*, I Jon William Whelan, Chief Executive, Department for Infrastructure and Transport, at the direction of the Minister for Infrastructure and Transport, publish in the Schedule hereto an almanac setting out the times of sunrise and sunset on every day for the three calendar months October, November and December 2024.

Dated: 2 September 2024

JON WILLIAM WHELAN  
Chief Executive  
Department for Infrastructure and Transport

## SCHEDULE

*Sunrise and Sunset Times for Adelaide 2024*

Latitude: South 34° 56' Longitude: East 138° 36'  
GMT +9.50 hours (Daylight Saving GMT +10.5 hours)

Date	October		November		December	
	Rise hr min	Set hr min	Rise hr min	Set hr min	Rise hr min	Set hr min
1	05 52	18 19	6 13	19 45	5 55	20 14
2	05 50	18 19	6 12	19 46	5 55	20 15
3	05 49	18 20	6 11	19 47	5 55	20 16
4	05 48	18 21	6 10	19 48	5 55	20 17
5	05 46	18 22	6 09	19 49	5 55	20 18
*6	06 45	19 22	6 08	19 50	5 55	20 18
7	06 43	19 23	6 07	19 51	5 55	20 19
8	06 42	19 24	6 07	19 52	5 55	20 20
9	06 41	19 25	6 06	19 53	5 55	20 21
10	06 39	19 26	6 05	19 54	5 55	20 22
11	06 38	19 26	6 04	19 55	5 55	20 22
12	06 37	19 27	6 03	19 56	5 55	20 23
13	06 35	19 28	6 03	19 57	5 55	20 24
14	06 34	19 29	6 02	19 58	5 56	20 25
15	06 33	19 30	6 01	19 59	5 56	20 25
16	06 31	19 31	6 01	20 00	5 56	20 26
17	06 30	19 31	6 00	20 01	5 57	20 26
18	06 29	19 32	6 00	20 02	5 57	20 27
19	06 28	19 33	5 59	20 03	5 57	20 28
20	06 26	19 34	5 58	20 04	5 58	20 28
21	06 25	19 35	5 58	20 05	5 58	20 29
22	06 24	19 36	5 58	20 06	5 59	20 29
23	06 23	19 37	5 57	20 07	5 59	20 30
24	06 22	19 38	5 57	20 08	6 00	20 30
25	06 21	19 39	5 56	20 09	6 01	20 30
26	06 19	19 39	5 56	20 09	6 01	20 31
27	06 18	19 40	5 56	20 10	6 02	20 31
28	06 17	19 41	5 55	20 11	6 02	20 32
29	06 16	19 42	5 55	20 12	6 03	20 32
30	06 15	19 43	5 55	20 13	6 04	20 32
31	06 14	19 44			6 05	20 32

\*NOTE: Daylight Saving Time is subject to change.

Sunrise and Sunset times calculated on 6/11/13: Certified Correct: A Dolman 2/9/2024

## SINGLE-USE AND OTHER PLASTIC PRODUCTS (WASTE AVOIDANCE) REGULATIONS 2021

*Authorised Certifier*

I, the Minister for Climate, Environment and Water, pursuant to Regulation 3(4) of the *Single-use and Other Plastic Products (Waste Avoidance) Regulations 2021*, approve the people listed below as authorised certifiers for the purposes of these regulations:

Australasian Bioplastic Association Incorporated

Dated: 5 September 2024

SUSAN CLOSE MP  
Minister for Climate Environment and Water

## SOUTH AUSTRALIAN SKILLS ACT 2008

*Part 4—Apprenticeships, Traineeships and Training Contracts*

Pursuant to the provision of the *South Australian Skills Act 2008*, the South Australian Skills Commission (SASC) gives notice that determines the following qualification and training contract conditions for Trades or Declared Vocations, in addition to those published in past gazette notices.

<b>*Trade/#Declared Vocation/Other Occupation</b>	<b>Qualification Code</b>	<b>Qualification Title</b>	<b>Nominal Term of Training Contract</b>	<b>Probationary Period</b>	<b>Supervision Level Rating</b>
Logistics Administration Officer #	TLI40324	Certificate IV in Supply Chain Operations	36	90	Medium
Logistics Manager #	TLI50224	Diploma of Logistics	48	90	Medium
Road Transport Operator #	TLI40724	Certificate IV in Mobile Crane Operations	24	60	Medium
Storeworker #	TLI40324	Certificate IV in Supply Chain Operations	36	90	Medium

Dated: 5 September 2024

JOHN EVANGELISTA  
Director, Traineeship and Apprenticeship Services  
South Australian Skills Commission

# LOCAL GOVERNMENT INSTRUMENTS

CITY OF ADELAIDE

LOCAL GOVERNMENT ACT 1999

*By-law No. 1 of 2024—Permits and Penalties By-law 2024*

To provide for a permit system, set penalties for breaches of by-laws, provide for certain matters pertaining to liability and evidence, set regulatory requirements, clarify the construction of Council's by-laws and for related purposes.

## PART 1—PRELIMINARY

### 1. Short Title

This by-law may be cited as the *Permits and Penalties By-law 2024*.

### 2. Commencement

This by-law will come into operation four months after the day on which it is published in the Gazette in accordance with Section 249(5) of the *Local Government Act 1999*.

### 3. Definitions

3.1 In any by-law of the Council, unless the contrary intention is clearly indicated:

- 3.1.1 **person** includes a natural person, a body corporate, an incorporated association and an unincorporated association;
- 3.1.2 **the Council** means the Corporation of the City of Adelaide;
- 3.1.3 **permission** means the permission of the Council, or such other person as the Council may by resolution authorise for that purpose, given in writing prior to the act, event or activity to which it relates.

3.2 In this by-law:

- 3.2.1 **Approved Form** means the form approved from time to time by the Chief Executive Officer of the Council;
- 3.2.2 **Authorised Person** has the same meaning as in the *Local Government Act 1999*;
- 3.2.3 **Drive** and **Driver** have the same meaning as in the *Road Traffic Act 1961*;
- 3.2.4 **Food Business** has the same meaning as in the *Food Act 2001*;
- 3.2.5 **Local Government Land** has the same meaning as in the Council's *By-law No. 3—Local Government Land*;
- 3.2.6 **Owner** has the same meaning as in the *Road Traffic Act 1961*;
- 3.2.7 **Premises** has the same meaning as in the *Food Act 2001*;
- 3.2.8 **Prescribed Offence** means an offence against a by-law of the Council relating to the driving, parking or standing of vehicles;
- 3.2.9 **Proprietor** has the same meaning as in the *Food Act 2001*;
- 3.2.10 **Road** has the same meaning as in the *Local Government Act 1999*;
- 3.2.11 **Vehicle** has the same meaning as in the *Road Traffic Act 1961* and the *Australian Road Rules*;
- 3.2.12 **Writing** includes both paper and electronic format.

## PART 2—PERMITS

### 4. Council May Grant Permits

If any by-law of the Council states that a person needs a 'permit' or 'permission' to do a specified thing, then the following provisions apply:

- 4.1 The permit must be in writing.
- 4.2 The Council may:
  - 4.2.1 attach conditions to the permit;
  - 4.2.2 change or revoke a condition, by notice in writing; or
  - 4.2.3 add new conditions, by notice in writing.
- 4.3 A person who holds a permit must comply with every condition attached to it. Failure to do so constitutes a breach of this by-law.
- 4.4 The Council may revoke a permit, by notice in writing, if:
  - 4.4.1 a condition of the permit is breached; or
  - 4.4.2 the Council has reasonable grounds for its revocation.
- 4.5 The Council may, by resolution, fix, vary or revoke fees or charges for the granting of a permit to do a specified thing.

## PART 3—ENFORCEMENT

### 5. Offences and Penalties

- 5.1 A person who contravenes, or fails to comply with any by-law of the Council is guilty of an offence and is liable to a maximum penalty being the maximum penalty referred to in the *Local Government Act 1999*, which may be fixed for offences against a by-law.
- 5.2 A person who is found guilty of an offence against any by-law of the Council in respect of a continuing act or omission is liable, in addition to the penalty otherwise applicable, to a further penalty being the maximum amount referred to in the *Local Government Act 1999* which may be fixed for offences of a continuing nature against a by-law.

### 6. Liability of Vehicle Owners and Expiation of Certain Offences

- 6.1 Without derogating from the liability of any other person, but subject to this clause, if a Vehicle is involved in a Prescribed Offence, the Owner of the Vehicle is guilty of an offence and liable to the same penalty as is prescribed for the principal offence and the expiation fee that is fixed for the principal offence applies in relation to an offence against this clause.



- 6.2 The Owner and Driver of a Vehicle are not both liable through the operation of this clause to be convicted of an offence arising out of the same circumstances, and consequently conviction of the Owner exonerates the Driver and conversely conviction of the Driver exonerates the Owner.
- 6.3 An expiation notice or expiation reminder notice given under the *Expiation of Offences Act 1996* to the Owner of a Vehicle for an alleged Prescribed Offence involving the Vehicle must be accompanied by a notice inviting the Owner, if they were not the Driver at the time of the alleged Prescribed Offence, to provide the Council or officer specified in the notice, within the period specified in the notice, with a statutory declaration:
- 6.3.1 setting out the name and address of the Driver; or
- 6.3.2 if they had transferred Ownership of the Vehicle to another prior to the time of the alleged offence and have complied with the *Motor Vehicles Act 1959* in respect of the transfer—setting out details of the transfer (including the name and address of the transferee).
- 6.4 Before proceedings are commenced against the Owner of a Vehicle for an offence against this section involving the Vehicle, the complainant must send the Owner a notice:
- 6.4.1 setting out particulars of the alleged Prescribed Offence; and
- 6.4.2 inviting the Owner, if they were not the Driver at the time of the alleged Prescribed Offence, to provide the complainant, within 21 days of the date of the notice, with a statutory declaration setting out the matters referred to in clause 6.3.
- 6.5 Clause 6.4 does not apply to:
- 6.5.1 proceedings commenced where an Owner has elected under the *Expiation of Offences Act 1996* to be prosecuted for the offence; or
- 6.5.2 proceedings commenced against an Owner of a Vehicle who has been named in a statutory declaration under this section as the Driver of the Vehicle.
- 6.6 Subject to Clause 6.7, in proceedings against the Owner of a Vehicle for an offence against this clause, it is a defence to prove:
- 6.6.1 that, in consequence of some unlawful act, the Vehicle was not in the possession or control of the Owner at the time of the alleged Prescribed Offence; or
- 6.6.2 that the Owner provided the complainant with a statutory declaration in accordance with an invitation under this clause.
- 6.7 The defence in Clause 6.6.2 does not apply if it is proved that the Owner made the declaration knowing it to be false in a material particular.
- 6.8 If:
- 6.8.1 an expiation notice is given to a person named as the alleged Driver in a statutory declaration under this clause; or
- 6.8.2 proceedings are commenced against a person named as the alleged Driver in such a statutory declaration, the notice or summons, as the case may be, must be accompanied by a notice setting out particulars of the statutory declaration that named the person as the alleged Driver.
- 6.9 The particulars of the statutory declaration provided to the person named as the alleged Driver must not include the address of the person who provided the statutory declaration.

## PART 4—FOOD BUSINESS NOTIFICATION

**7. Food Business Notification Confirmation**

- 7.1 Upon receipt and processing of a written notice received from the Proprietor of a Food Business in accordance with Section 86 of the *Food Act 2001* the Council will issue the Proprietor with a food business notification confirmation, in the Approved Form, evidencing that the Proprietor has complied with their obligations pursuant to Section 86 of the *Food Act 2001*.
- 7.2 The Proprietor of a Food Business must, at all times, keep a copy of the food business notification confirmation issued to them by the Council displayed in a prominent position on the Premises of the Food Business that is clearly visible from the outside of the Premises to potential customers, members of the public and passers-by.

## PART 5—MISCELLANEOUS

**8. Evidence**

In proceedings for a Prescribed Offence, an allegation in an Information<sup>1</sup> that:

- 8.1 a specified place was a Road or Local Government Land; or
- 8.2 a specified Vehicle was driven, parked or left standing in a specified place; or
- 8.3 a specified Vehicle was parked or left standing for the purposes of soliciting business from a person or offering or exposing goods for sale; or
- 8.4 a specified place was not set aside by the Council for the purposes of the driving, parking or standing of vehicles; or
- 8.5 a specified person was an Authorised Person; or
- 8.6 a specified provision was a condition of a specified permit granted under paragraph 4 of this by-law; or
- 8.7 a specified person was the Owner or Driver of a specified vehicle; or
- 8.8 a person named in a statutory declaration under paragraph 6 of this by-law for the Prescribed Offence to which the declaration relates was the Driver of the Vehicle at the time at which the alleged offence was committed; or
- 8.9 an Owner or Driver of a Vehicle for a Prescribed Offence was given notice under paragraph 6 of this by-law on a specified day, is proof of the matters so alleged in the absence of proof to the contrary.

**9. Construction**

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

**10. Revocation**

Council's *By-law No. 1—Permits and Penalties*, published in the Gazette on 23 August 2018, is revoked on the day on which this by-law comes into operation.

The foregoing by-law was duly made and passed at a meeting of the Council of the Corporation of the City of Adelaide held on the 27<sup>th</sup> day of August 2024 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

Dated: 5 September 2024

MICHAEL SEDGMAN  
Chief Executive Officer

<sup>1</sup> **Information** means an Information and Summons filed for the purposes of commencing prosecution proceedings against a defendant in accordance with the *Joint Criminal Rules 2022*.

CITY OF ADELAIDE

LOCAL GOVERNMENT ACT 1999

*By-law No. 2 of 2024—Moveable Signs By-law 2024*

To set standards for moveable signs on roads, to provide conditions for and the placement of such signs, to protect public safety and to protect or enhance the amenity of the area of the Council.

PART 1—PRELIMINARY

**1. Short Title**

This by-law may be cited as the *Moveable Signs By-law 2024*.

**2. Commencement**

This by-law will come into operation four months after the day on which it is published in the Gazette in accordance with Section 249(5) of the *Local Government Act 1999*.

**3. Definitions**

In this by-law:

- 3.1 **Authorised Person** has the same meaning as in the *Local Government Act 1999*;
- 3.2 **Banner** means a moveable sign constituted of a strip of cloth, plastic or other material hung or attached to a pole, fence or other structure and includes a tear drop sign;
- 3.3 **Boundary** means that line between private property and the Road or Road Related Area;
- 3.4 **Business** means the business or organisation to which a Moveable Sign relates;
- 3.5 **Business Premises** means the premises from which a business, trade or calling is conducted;
- 3.6 **Ceremonial Street** means any Road declared as such by the Council;
- 3.7 **Footpath Area** means:
  - 3.7.1 that part of the Road between the boundary of the Road and the edge of the carriageway of the Road on the same side as that boundary; or
  - 3.7.2 a footway, laneway or other place made or constructed for the use of pedestrians and not for the use of Vehicles;
- 3.8 **Local Government Land** means land owned by the Council or under the Council's care, control and management;
- 3.9 **Moveable Sign** has the same meaning as in the *Local Government Act 1999*;
- 3.10 **Road** has the same meaning as in the *Local Government Act 1999* and includes a footpath;
- 3.11 **Road Related Area** has the same meaning as in the *Road Traffic Act 1961* and the *Australian Road Rules*;
- 3.12 **Vehicle** has the same meaning as in the *Road Traffic Act 1961* and the *Australian Road Rules*.

PART 2—PROVISIONS APPLICABLE TO MOVEABLE SIGNS

**4. Design and Construction**

A Moveable Sign must:

- 4.1 be of a kind known as an 'A' frame sign, a Sandwich Board sign, an inverted 'T' sign or, with the permission of the Council, a sign of some other kind;
- 4.2 be designed, constructed and maintained in good quality and condition so as not to present a hazard to any member of the public;
- 4.3 be of strong construction so as to be stable when in position and be able to keep its position in adverse weather conditions;
- 4.4 not contain sharp or jagged edges or corners;
- 4.5 not be unsightly or offensive in appearance or content;
- 4.6 not rotate or contain moving parts;
- 4.7 not contain flashing lights or be illuminated internally;
- 4.8 be constructed of timber, cloth, metal, plastic or plastic coated cardboard, or a mixture of such materials;
- 4.9 not have balloons, flags, streamers or other material attached to it;
- 4.10 not exceed 900mm in perpendicular height, or have a base with any side exceeding 600mm in length;
- 4.11 in the case of an 'A' Frame or Sandwich Board sign:
  - 4.11.1 be hinged or joined at the top; and
  - 4.11.2 be of such construction that its sides shall be securely fixed or locked in position when erected; and
- 4.12 in the case of an inverted 'T' sign, contain no struts or supports that run between the display area and the base of the sign.

**5. Appearance**

A Moveable Sign must, in the opinion of an Authorised Person:

- 5.1 be painted or otherwise detailed in a competent and professional manner;
- 5.2 be aesthetically appealing, legible and simply worded to convey a precise message;
- 5.3 be of such design and contain such colours as are compatible with the architectural design of the premises adjacent to the moveable sign, and which relate well to the townscape and overall amenity of the locality in which it is situated;
- 5.4 contain combinations of colour and typographical styles which blend in with and reinforce the heritage qualities of the locality and the buildings where it is situated; and
- 5.5 not detract from or conflict with traffic, safety or direction signs or signals.

**6. Placement**

A Moveable Sign must:

- 6.1 only be placed on the Footpath Area of a Road;
- 6.2 be adjacent to the Business Premises to which it relates;
- 6.3 be placed no closer than 600mm from the edge of the carriageway of a Road;
- 6.4 not be placed on a Footpath Area less than 1.8m from any structure, object, tree, bush or plant (including another Moveable Sign);
- 6.5 not be fixed, tied, chained to or leaned against any other structure, object, tree, bush or plant (including another Moveable Sign);
- 6.6 not be placed on the sealed part of any Footpath Area, unless the sealed part is wide enough to contain the sign and still leave a clear thoroughfare for pedestrians of a width of at least 1.8m;
- 6.7 not be placed on a Footpath Area unless the Footpath Area is at least 3m wide;
- 6.8 not be placed within 1.8m of the corner of a Road;
- 6.9 not be placed on a landscaped area;
- 6.10 not be placed on a designated parking area or within 1.8m of an entrance to or exit from premises;
- 6.11 not be placed within 1.8m of an intersection;
- 6.12 not unreasonably restrict the use of the Footpath Area or endanger the safety of members of the public;
- 6.13 not be placed so as to interfere with the reasonable movement of persons using the Footpath Area in the vicinity of or adjacent to where the Moveable Sign is positioned or endanger the safety of members of the public;
- 6.14 not be placed on any Footpath Area adjacent to a Road which contains a designated bus, taxi, disabled or loading zone;
- 6.15 not be placed within 1.8m of a construction site;
- 6.16 not be placed on a Ceremonial Street; and
- 6.17 not be placed so as to obstruct or impede a Vehicle door when opened, provided that the Vehicle is parked lawfully on the carriageway.

**7. Restrictions**

7.1 A Moveable Sign must:

- 7.1.1 only display material which advertises a Business being conducted on premises which is immediately adjacent to the Moveable Sign, or the products available from that Business;
  - 7.1.2 be limited to one Moveable Sign per Business Premises;
  - 7.1.3 only be displayed when the Business to which the Moveable Sign relates is open to the public;
  - 7.1.4 be securely fixed in position such that it cannot be blown over or swept away in adverse weather conditions;
  - 7.1.5 not be in such a position or in such circumstances that the safety of any person or user of the Road is at risk;
  - 7.1.6 not be displayed during the hours of darkness unless it is in a clearly lit area and clearly visible; and
  - 7.1.7 not be displayed on a median strip, traffic island or on the carriageway of a Road.
- 7.2 If in the opinion of the Council a Footpath Area or other area forming the boundary of any Road is unsafe for any Moveable Sign to be displayed or placed the Council may by resolution prohibit or restrict the display or placement of a Moveable Sign or the times at which a Moveable Sign may be displayed or placed in that area.

**8. Signs on Local Government Land**

A person must not, without permission, display or cause to be displayed a Moveable Sign on any Local Government Land or rest on or attach to any Vehicle on any Local Government Land any Moveable Sign, except a Moveable Sign:

- 8.1 attached to a licensed taxi or bus;
- 8.2 on or attached to a Vehicle belonging to any council and which has been placed on or attached to the Vehicle with the consent of the council to which the Vehicle belongs;
- 8.3 on or attached to a Vehicle which only has a sign or signs painted on or glued to it, the main purpose of which is to identify it as belonging to a Business; or
- 8.4 comprising a sunscreen on a Vehicle, where any message or trade name or mark on the sunscreen does not advertise a Business being carried on in the vicinity of the place the Vehicle is parked, or the products available from that Business.

## PART 3—PROVISIONS APPLICABLE TO BANNERS

**9. Banners**

A banner must:

- 9.1 only be displayed on a road, footpath or road related area;
- 9.2 be securely fixed to a pole, fence or other structure so that it does not hang loose or flap;
- 9.3 not be attached to any building, structure, fence, vegetation or other item owned by the Council on a road, or other improvement to a road owned by the Council;
- 9.4 not be displayed more than one month before and two days after the event it advertises;
- 9.5 not exceed 3m<sup>2</sup> in size.

**10. Exemptions**

- 10.1 Subparagraphs 7.1 and 7.2 of this by-law do not apply to a Moveable Sign which is displayed and used to advertise a garage sale taking place from residential premises provided that no more than four Moveable Signs per residential premises may be displayed at any one time in relation to a garage sale taking place at that residential premises.
- 10.2 A requirement of this by-law will not apply where permission has been granted for the Moveable Sign to be displayed contrary to the requirement.
- 10.3 This by-law will not apply to a Moveable Sign which is:
  - 10.3.1 placed on a Road pursuant to an authorisation under the *Local Government Act 1999*, or another Act; or
  - 10.3.2 designed to direct people to the open inspection of any land or building that is available for purchase or lease; or
  - 10.3.3 related to a State or Commonwealth election and is displayed during the period commencing at 5.00pm on the day before the issue of writ or writs for the election and ending at the close of polls on polling day; or
  - 10.3.4 related to a referendum and is displayed during the course and for the purpose of that referendum.

## PART 4—ENFORCEMENT

**11. Removal of Non-complying Moveable Signs**

11.1 If:

- 11.1.1 the design or construction of a Moveable Sign that has been placed on a Road does not comply with a requirement of this by-law; or
- 11.1.2 the positioning of a Moveable Sign does not comply with a requirement of this by-law; or
- 11.1.3 any other relevant requirement of this by-law is not complied with; or
- 11.1.4 the sign unreasonably:
  - 11.1.4.1 restricts the use of the Road; or
  - 11.1.4.2 endangers the safety of members of the public,

an Authorised Person may order the owner of the Moveable Sign to remove it from the Road.

- 11.2 A person must comply with an Order of an Authorised Person made pursuant to subparagraph 11.1 of this by-law.
- 11.3 If the Authorised Person cannot find the owner, or the owner fails to comply immediately with the Order made pursuant to subparagraph 11.1 of this by-law, the Authorised Person may remove the Moveable Sign.
- 11.4 If a Moveable Sign that is removed pursuant to subparagraph 11.3 of this by law, is not claimed within thirty days of such removal, the Authorised Person may sell, destroy or otherwise dispose of the Moveable Sign as the Authorised Person thinks fit.
- 11.5 The owner or other person entitled to recover a Moveable Sign removed pursuant to subparagraph 11.3 of this by-law must pay to the Council any reasonable costs incurred by the Council in removing, storing and attempting to dispose of the Moveable Sign before being entitled to recover the Moveable Sign.

**12. Removal of Complying Moveable Signs**

- 12.1 The owner of, or other person responsible for, a Moveable Sign must remove or relocate the Moveable Sign at the request of an Authorised Person if, in the reasonable opinion of that Authorised Person, and notwithstanding compliance with this by-law, there is any hazard or obstruction or there is likely to be a hazard or obstruction arising out of the location of the Moveable Sign.
- 12.2 The owner of, or other person responsible for, a Moveable Sign must remove or relocate the Moveable Sign at the request of an Authorised Person for the purpose of special events, parades, roadworks or in any other circumstances which, in the reasonable opinion of the Authorised Person, requires relocation or removal of the Moveable Sign to protect public safety or to protect or enhance the amenity of a particular locality.

## PART 5—MISCELLANEOUS

**13. Revocation**

Council's *By-law No. 2—Moveable Signs*, published in the Gazette on 23 August 2018, is revoked on the day on which this by-law comes into operation.

The foregoing by-law was duly made and passed at a meeting of the Council of the Corporation of the City of Adelaide held on the 27<sup>th</sup> day of August 2024 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

Dated: 5 September 2024

MICHAEL SEDGMAN  
Chief Executive Officer

## CITY OF ADELAIDE

## LOCAL GOVERNMENT ACT 1999

*By-law No. 3 of 2024—Local Government Land By-law 2024*

For the management of all land vested in or under the care, control and management of the Council.

## PART 1—PRELIMINARY

**1. Short Title**

This by-law may be cited as the *Local Government Land By-law 2024*.

**2. Commencement**

This by-law will come into operation four months after the day on which it is published in the Gazette in accordance with Section 249(5) of the *Local Government Act 1999*.

**3. Definitions**

In this by-law:

- 3.1 **Authorised Person** has the same meaning as in the *Local Government Act 1999*;
- 3.2 **Boat** means any boat, craft, raft or other vessel designed or constructed for the purpose of carrying persons on water;
- 3.3 **Building** includes any structure and or fixture of any kind whether for human habitation or not;
- 3.4 **Central Market** means portion of allotment 11 in Filed Plan 26448, being portion of the land comprised in Certificate of Title Volume 6118 Folio 750, and being that portion that was previously comprised as Town Acres 333 and 380 in the Council's area, but excludes that area above ground level car park known as UPark on Central Market;
- 3.5 **E-Cigarette** means:
  - 3.5.1 a device that is designed to generate or release an aerosol or vapour for inhalation by its user in a manner similar to the inhalation of smoke from an ignited tobacco product; or
  - 3.5.2 a device of a kind resolved by the Council and notified by notice in the Gazette to be an E-Cigarette;
- 3.6 **Electoral Matter** has the same meaning as in the *Electoral Act 1985*;
- 3.7 **Emergency Vehicle** has the same meaning as in the *Australian Road Rules* and the *Road Traffic (Road Rules) Ancillary and Miscellaneous Provisions Regulations 2014*;
- 3.8 **Horse Riding Track** means the area set aside primarily for the purpose of riding horses in Lefevre Park/Nantu Wama (Park 6) located in the North Park Lands between Robe Terrace, Medindie Road, LeFevre Terrace and Kingston Terrace or any other area that the Council may by resolution designate for that purpose;
- 3.9 **Liquor** has the same meaning as in the *Liquor Licensing Act 1997*;
- 3.10 **Livestock** has the same meaning as in the *Livestock Act 1997*, but does not include dogs and cats;
- 3.11 **Local Government Land** means all land vested in or under the care, control and management of the Council (except streets and roads);
- 3.12 **Model Aircraft** includes a drone;
- 3.13 **National Soldiers Memorial** means the land described in Section 2(1) of the *National Soldiers Memorial Act 1949*;
- 3.14 **Offensive** includes threatening, abusive, insulting or annoying behaviour and 'offend' has a complementary meaning;
- 3.15 **Playspace** means:
  - 3.15.1 any fenced area on or in which there is playspace equipment or other installed devices for the purpose of children's play; or
  - 3.15.2 any unfenced area within 15 m of playspace equipment or other installed devices for the purposes of children's play;
- 3.16 **Public Place** has the same meaning as in the *Local Government Act 1999*;
- 3.17 **River Torrens** means any part of the River Torrens situated within the area of the Council, including, but not limited to:
  - 3.17.1 the waters known as Torrens Lake;
  - 3.17.2 the waters impounded by the dam referred to in Section 25 of the *Adelaide Park Lands Act 2005*; and
  - 3.17.3 any watercourse or drain leading to the River Torrens;
- 3.18 **Road** has the same meaning as in the *Local Government Act 1999* and includes a footpath;
- 3.19 **Smoke** means:
  - 3.19.1 in relation to a Tobacco Product, smoke, hold, or otherwise have control over, an ignited Tobacco Product; or
  - 3.19.2 in relation to an E-Cigarette, to inhale from, hold or otherwise have control over, an E-Cigarette that is in use;
- 3.20 **Tobacco Product** has the same meaning as in the *Tobacco Products Regulation Act 1997*;
- 3.21 **Vehicle** has the same meaning as in the *Road Traffic Act 1961* and the *Australian Road Rules*;
- 3.22 **Waters** includes any body of water, including a pond, lake, river, creek or wetland under the care, control and management of the Council;
- 3.23 **Wheeled Recreational Device** has the same meaning as in the *Road Traffic Act 1961* and the *Australian Road Rules*.

## PART 2—MANAGEMENT OF LOCAL GOVERNMENT LAND

**4. Activities Requiring Permission**

A person must not without permission on any Local Government Land:

**4.1 *Alteration of Local Government Land***

make an alteration to the land, including:

- 4.1.1 altering the construction or arrangement of the land to permit or facilitate access from an adjacent property; or
- 4.1.2 erecting or installing a structure (including pipes, wires, cables, fixtures, fittings and other objects) in, on, across, under or over the land; or
- 4.1.3 changing or interfering with the construction, arrangement or materials of the land; or
- 4.1.4 changing, interfering with or removing a structure (including pipes, wires, cables, fixtures, fittings or other objects) associated with the land; or
- 4.1.5 planting a tree or other vegetation on the land, interfering with the vegetation on the land or removing vegetation from the land;

**4.2 *Amplification***

use an amplifier or other device whether mechanical or electrical for the purpose of amplifying sound;

**4.3 *Athletic and Ball Sports and Games***

- 4.3.1 promote, organise or take part in any organised athletic sport in any area to which this subparagraph applies;
- 4.3.2 play or practice the game of golf in any area to which this subparagraph applies;
- 4.3.3 play any organised competition sport, as distinct from organised social play, in any area to which this subparagraph applies;

**4.4 *Boats***

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

- 4.4.1 hire or offer for hire a boat, raft, pontoon or other watercraft or use same for commercial purposes;
- 4.4.2 launch, propel, float or otherwise use any boat, raft, pontoon or other watercraft on any Waters;

**4.5 *Boat Ramps***

- 4.5.1 launch or retrieve a boat other than from a boat ramp constructed for that purpose;
- 4.5.2 allow any vehicle to remain stationary on any boat ramp longer than is necessary to launch or retrieve a boat;

**4.6 *Bridge Jumping***

jump or dive into any Waters from any bridge or any other structure;

**4.7 *Burials and Memorials***

- 4.7.1 bury, inter or spread the ashes of any human or animal remains;
- 4.7.2 erect any memorial;

**4.8 *Business Use***

conduct, provide or offer to provide services for monetary consideration, including but not limited to personal training services;

**4.9 *Camping and Tents***

- 4.9.1 camp or remain overnight whether in the open, a building, a vehicle or otherwise;
- 4.9.2 erect any tent or other structure;

**4.10 *Canvassing***

convey any advertising, religious or other message to any bystander, passer by or other person except for any message or material:

- 4.10.1 that is related to a Commonwealth or State election and is conveyed during the period commencing at 5.00pm on the day before the issue of the writ or writs for the election and ending at the close of polls on polling day; or
- 4.10.2 that is related to an election under the *Local Government Act 1999*, or the *Local Government (Elections) Act 1999* and is conveyed during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
- 4.10.3 that is related to, and conveyed, during the course of and for the purpose of a Referendum;

**4.11 *Closed Lands***

enter or remain on any part of Local Government Land including any Waters:

- 4.11.1 at any time during which the Council has declared that the part shall be closed to the public, and which is indicated by a sign adjacent to the entrance to that part of the land;
- 4.11.2 where the land is enclosed with fences and/or walls, and gates have been closed and locked; or
- 4.11.3 where admission charges are payable, without paying those charges;

**4.12 *Collections and Donations***

collect anything from any passer-by or ask for or receive or indicate that they desire a donation of money or any other thing;

- 4.13 *Depositing Rubbish etc*  
deposit any structure, goods, materials, earth, soil, clay, gravel, sand, timber, stones, pebbles or any other matter or substance (including any liquid substance);
- 4.14 *Distribution*  
give out or distribute any hand bill, book, notice, leaflet, or other printed matter to any bystander, passer-by or other person except any hand bill, book, notice, leaflet or other printed matter:
- 4.14.1 that is related to a Commonwealth or State election and is placed, given out or distributed during the period commencing at 5.00pm on the day before the issue of the writ or writs for the election and ending at the close of polls on polling day; or
- 4.14.2 that is related to an election under the *Local Government Act 1999*, or the *Local Government (Elections) Act 1999* and is placed, given out or distributed during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
- 4.14.3 that is related to and placed, given out or distributed during the course of and for the purpose of a Referendum;
- 4.15 *Entertainment and Busking*
- 4.15.1 sing, busk, perform, chant, recite, mime or play any recording or upon any musical instrument so as to appear to be for the purpose of entertaining other persons;
- 4.15.2 conduct or hold any concert, festival, show, public gathering, circus, meeting, performance or any other similar activity;
- 4.16 *Erection of Structures*
- 4.16.1 erect a fence or hoarding, if:
- 4.16.1.1 the fence or hoarding is made of or contains barbed or razor wire; or
- 4.16.1.2 the fence is not easily visible at night and thereby creates a danger to users of the land;
- 4.16.2 erect, place, use or allow to remain:
- 4.16.2.1 a ladder or trestle;
- 4.16.2.2 any other equipment, appliance, object or material likely to cause an obstruction or danger to any person;
- 4.16.3 park, place, use or allow to remain a mobile crane, scissor lift, elevated platform vehicle or cherry picker;
- 4.17 *Fires*  
subject to the *Fire and Emergency Services Act 2005*, light any fire except:
- 4.17.1 in a place provided by the Council for that purpose; or
- 4.17.2 in a portable barbeque, as long as the barbeque is used in an area that is clear of flammable material for a distance of at least 4m;
- 4.18 *Fireworks*  
use, discharge or explode any fireworks;
- 4.19 *Flora and Fauna*  
subject to the *Native Vegetation Act 1991* and the *National Parks and Wildlife Act 1972*:
- 4.19.1 damage, pick, disturb, interfere with or remove any plant or flower thereon;
- 4.19.2 lead or drive any animal or stand or walk on any flower bed or garden;
- 4.19.3 deposit, dig, damage, disturb, interfere with or remove any soil, stone, wood, clay, gravel, pebbles, timber, bark or any part of the land;
- 4.19.4 take, interfere with, tease, harm or disturb any animal, bird, marine creature or insect or the eggs or young of any animal, bird, marine creature or insect;
- 4.19.5 pick, collect, take, interfere with or disturb any fruit, nuts, berries or native seeds;
- 4.19.6 disturb, interfere with or damage any burrow, nest or habitat of any animal or bird;
- 4.19.7 use, possess or have control of any device for the purpose of killing or capturing any animal, bird or marine creature;
- 4.19.8 burn any timber or dead wood;
- 4.20 *Liquor*  
consume, carry or be in possession or in charge of any Liquor on any Local Government Land comprising parks or reserves to which the Council has resolved this subparagraph shall apply;
- 4.21 *Livestock*
- 4.21.1 cause or allow any Livestock to stray onto, move over, graze or be left unattended;
- 4.21.2 cause or allow any Livestock to enter, swim, bathe or remain in any Waters located on Local Government Land to which the Council has resolved this subparagraph shall apply;
- 4.21.3 lead or drive any Livestock, except where the Council has set aside a track or other area for use by or in connection with an animal of that kind;
- 4.21.4 allow any Livestock to damage any flower bed, garden, tree, lawn or other item or place;
- 4.21.5 train any Livestock;

4.22 *Model Aircraft, Boats and Cars*

4.22.1 fly or operate a Model Aircraft, boat or model/remote control car which by the use thereof may cause or be likely to cause injury or discomfort to any person being on or in the vicinity of Local Government Land or detract from or be likely to detract from another person's lawful use and enjoyment of the land;

4.22.2 fly or operate a Model Aircraft, boat or model/remote control car on land to which the Council has resolved this subparagraph shall apply;

4.23 *Obstructions*

4.23.1 obstruct any path, footpath, track, gateway or other area;

4.23.2 erect, place, use or allow to remain over any path, footpath, track, gateway or other area any object including, but not limited to, any planter box, hoarding, crane, cherry picker, elevated platform vehicle, scaffolding, stage, ladder, trestle, appliance, or other equipment.

4.24 *Organised Ceremonies and Events etc*

hold, conduct or participate in a funeral, marriage ceremony, game, picnic, other event or entertainment on any Local Government Land except where the number of persons attending the event or entertainment does not exceed 20;

4.25 *Overhanging Articles*

suspend or hang any article or thing from any building, verandah, pergola, post or other structure where it might present a nuisance or danger to any person using Local Government Land;

4.26 *Playing Area*

use or occupy any playing area:

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

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

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

4.27 *Preaching and Canvassing*

preach, canvass, harangue, tout for business or conduct any survey or opinion poll except:

4.27.1 in any area where the Council has, by resolution, determined this restriction shall not apply; or

4.27.2 any opinion poll that is related to a Commonwealth or State election and is conducted during the period commencing at 5.00pm on the day before the issue of the writ or writs for the election and ending at the close of polls on polling day; or

4.27.3 any opinion poll that is related to an election under the *Local Government Act 1999*, or the *Local Government (Elections) Act 1999* and is conducted during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or

4.27.4 any opinion poll that is related to and is conducted during the course of and for the purpose of a Referendum;

4.28 *Public Exhibitions and Displays*

4.28.1 allow or cause any public exhibition or display;

4.28.2 allow or cause to be displayed any bills, advertisements or other papers or items or mark with any substance or apply any stickers or stencils to a building or structure on Local Government Land or other public place except any bills, advertisements or other papers or items:

4.28.2.1 that are related to a Commonwealth or State election and are displayed during the period commencing at 5.00pm on the day before the issue of the writ or writs for the election and ending at the close of polls on polling day; or

4.28.2.2 that are related to an election under the *Local Government Act 1999*, or the *Local Government (Elections) Act 1999* and are displayed during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or

4.28.2.3 that are related to and displayed during the course of and for the purpose of a Referendum;

4.29 *Riverbank*

drive or propel a Vehicle onto or from a riverbank other than by a ramp or thoroughfare constructed on the riverbank or provided by the Council for that purpose;

4.30 *Rubbish and Rubbish Dumps*

4.30.1 interfere with, remove or take away any rubbish that has been discarded at any rubbish dump on Local Government Land;

4.30.2 remove, disperse or interfere with any rubbish (including bottles, newspapers, cans, containers or packaging etc) that has been discarded in a Council bin on Local Government Land;

4.31 *Swimming*

swim, bathe or wash in any Waters to which this subparagraph applies;

4.32 *Trading*

4.32.1 carry on the business of buying or selling, or offering or exposing for sale, or hiring or leasing any goods or services including, but not limited to any Vehicle, watercraft or aircraft; or

4.32.2 set up a Vehicle, stall, stand, table, tray, carpet or other structure for the apparent purpose of buying or selling, or offering or exposing for sale, or hiring or leasing any goods or services including, but not limited to any Vehicle, watercraft or aircraft;



#### 4.33 *Vehicles*

drive or propel any vehicle on local government land unless on an area or road that is constructed or set aside by the Council for that purpose.

### 5. **Prohibited Activities**

A person must not on any Local Government Land:

#### 5.1 *Birds*

feed any bird;

#### 5.2 *Climbing*

climb on or over any fixture, fitting, plant, object or building other than in a Playground or other similar area that the Council has indicated by signage set aside for that purpose;

#### 5.3 *Damaging or Defacing Property*

attach any object, including an animal on a leash or a bike to any tree, gate, fence or other fixture other than a designated bicycle rack;

#### 5.4 *Fishing*

5.4.1 fish in any Waters on Local Government Land to which the Council has resolved this subparagraph shall apply;

5.4.2 fish from any bridge or other structure on Local Government Land to which the Council has resolved this subparagraph shall apply;

#### 5.5 *Interference with Permitted Use*

interrupt, disrupt or interfere with any other person's use of Local Government Land which is permitted or for which permission has been granted;

#### 5.6 *Playing Games*

play or practice a game:

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

5.6.2 which endangers the safety or interferes with the comfort of any person;

5.6.3 in any area where a sign indicates that the game is prohibited;

#### 5.7 *Public Conveniences*

in any public convenience:

5.7.1 smoke tobacco or any other substance;

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

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

5.7.4 subject to Clause 5.7.5, enter the public convenience unless the person is of the gender indicated in writing or on a sign located on the public convenience;

5.7.5 Clause 5.7.4 does not apply:

5.7.5.1 in the case of a genuine emergency; or

5.7.5.2 to a vulnerable person being assisted by the vulnerable person's caregiver, parent or guardian; or

5.7.5.3 to a person that is intersex, transgender or gender diverse; or

5.7.5.4 to a person with a disability; or

5.7.5.5 to a person assisting a person with a disability;

#### 5.8 *Repairs to Vehicles*

perform the work of repairing, washing, painting, panelbeating or other work of any nature on or to any Vehicle, provided that this subparagraph shall not extend to running repairs in the case of breakdown;

#### 5.9 *Smoking*

5.9.1 Smoke in any building on Local Government Land;

5.9.2 Smoke on any Local Government Land or part thereof to which the Council has resolved this subparagraph shall apply;

#### 5.10 *Solicitation*

tout or solicit customers for the parking of Vehicles or for any other commercial purpose whatsoever;

#### 5.11 *Use of Council Rubbish Bins*

deposit any commercial waste or other rubbish emanating from commercial premises in any Council rubbish bin;

#### 5.12 *Use of Equipment*

use any form of equipment or property belonging to the Council other than in the manner and for the purpose for which it was designed;

#### 5.13 *Waste*

deposit in any receptacle any rubbish emanating from domestic or trade purposes, unless designated by a sign or signs;

#### 5.14 *Waters*

wash clothes in, and/or add any substance to any Waters;

#### 5.15 *Wheeled Recreational Devices*

use a Wheeled Recreational Device on any part of Local Government Land to which this subparagraph applies.

## PART 3—RESTRICTIONS APPLYING IN SPECIFIC AREAS

**6. Central Market**

In addition to the prohibitions generally applying to Local Government Land, a person must not do any of the following in the Adelaide Central Market without the permission of the Council:

- 6.1 *Animals*  
bring into or allow any animal to remain (except an Assistance Dog as defined in the *Dog and Cat Management Act 1995*);
- 6.2 *Forklifts*
  - 6.2.1 drive or use a forklift;
  - 6.2.2 fail to carry proof of being qualified to drive a forklift;
  - 6.2.3 fail to equip any forklift with an amber flashing warning device and an audible reversing warning device.

**7. Horse Riding Track**

In addition to the prohibitions generally applying to Local Government Land, a person must not do any of the following on a Horse Riding Track:

- 7.1 ride a horse at a gallop;
- 7.2 train a racehorse, trotting horse or quarter horse; or
- 7.3 ride or drive a horse with or attached to any cart or Vehicle.

**8. National Soldiers Memorial**

In addition to the prohibitions generally applying to Local Government Land, a person must not do any of the following in or on the National Soldiers Memorial or in or on the forecourt and gardens surrounding the National Soldiers Memorial:

- 8.1 affix any object or erect any fixture;
- 8.2 sit or lie upon any part of the building;
- 8.3 lie or stand on any seat; or
- 8.4 drive any vehicle, bicycle, small wheeled recreational vehicle including roller blades.

## PART 4—MISCELLANEOUS

**9. Directions**

A person must comply with any reasonable direction or request from an Authorised Person relating to:

- 9.1 that person's use of the land;
- 9.2 that person's conduct and behaviour on the land;
- 9.3 that person's safety on the land;
- 9.4 the safety and enjoyment of the land by other persons.

**10. Removal of Animals and Exclusion of Persons**

- 10.1 If any animal is found on Local Government Land in breach of a by-law:
  - 10.1.1 any person in charge of the animal shall forthwith remove it from that land on the request of an Authorised Person; and
  - 10.1.2 any Authorised Person may remove any animal from the land if the person fails to comply with the request, or if no person is in charge of the animal.
- 10.2 An Authorised Person may direct any person who is considered to be committing, or has committed, a breach of a by-law to leave Local Government Land.

**11. Removal of Obstructions**

If an object is obstructing any part of Local Government Land then the Council may remove the object provided that this paragraph shall not apply to any object that has been placed on Local Government Land with the permission of the Council or the object has been placed on the Local Government Land by some other lawful authority.

**12. Exemptions**

The restrictions in this by-law do not apply to any Police Officer, Council Officer or employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision of a Council Officer, or an emergency worker when driving an Emergency Vehicle in an emergency situation.

**13. Application of Paragraphs**

Any of subparagraphs 4.3, 4.20, 4.21.2, 4.22.2, 4.31, 5.4, 5.8.2 and 5.15 of this by-law shall apply only in such portion or portions of the area as the Council may by resolution direct in accordance with Section 246(3)(e) of the *Local Government Act 1999*.

**14. Revocation**

Council's *By-law No. 3—Local Government Land*, published in the Gazette on 23 August 2018, is revoked on the day on which this by-law comes into operation.

The foregoing by-law was duly made and passed at a meeting of the Council of the Corporation of the City of Adelaide held on the 27<sup>th</sup> day of August 2024 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

Dated: 5 September 2024

MICHAEL SEDGMAN  
Chief Executive Officer

## CITY OF ADELAIDE

## LOCAL GOVERNMENT ACT 1999

*By-law No. 4 of 2024—Roads By-law 2024*

For the management of roads vested in or under the control of the Council.

## PART 1—PRELIMINARY

**1. Short Title**

This by-law may be cited as the *Roads By-law 2024*.

**2. Commencement**

This by-law will come into operation four months after the day on which it is published in the Gazette in accordance with Section 249(5) of the *Local Government Act 1999*.

**3. Definitions**

In this by-law:

- 3.1 **Authorised Person** has the same meaning as in the *Local Government Act 1999*;
- 3.2 **Electoral Matter** has the same meaning as in the *Electoral Act 1985*;
- 3.3 **Emergency Vehicle** has the same meaning as in the *Australian Road Rules* and the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014*;
- 3.4 **Livestock** has the same meaning as in the *Livestock Act 1997*;
- 3.5 **Model Aircraft** includes a drone;
- 3.6 **Road** has the same meaning as in the *Local Government Act 1999*;
- 3.7 **Vehicle** has the same meaning as in the *Road Traffic Act 1961* and the *Australian Road Rules*;
- 3.8 **Wheeled Recreational Device** has the same meaning as in the *Road Traffic Act 1961*.

## PART 2—MANAGEMENT OF ROADS

**4. Activities Requiring Permission**

A person must not without permission on any Road:

- 4.1 *Advertising*
  - 4.1.1 display any sign other than a Moveable Sign which is displayed on a Road in accordance with the Council's *Moveable Signs By-law 2024*;
  - 4.1.2 place or maintain any goods on the Road or park or stand a Vehicle on the Road for the purpose of:
    - 4.1.2.1 soliciting any business from any person; or
    - 4.1.2.2 offering or exposing goods or services for saleprovided that this subparagraph 4.1.2 shall not apply to a person who is simply travelling along a Road.
- 4.2 *Amplification*

use an amplifier or other device whether mechanical or electrical for the purpose of amplifying sound;
- 4.3 *Bicycles*

chain, lock or affix a bicycle to any pole, fence or other structure on a Road where the bicycle may cause an obstruction or damage the structure, other than on a structure specifically designed and set aside by the Council for that purpose;
- 4.4 *Bridge Jumping*

jump or dive from any bridge or other structure;
- 4.5 *Distribute*

give out or distribute any hand bill, book, notice, leaflet, or other printed matter to any bystander, passer-by or other person except any hand bill, book, notice, leaflet or other printed matter:

  - 4.5.1 that is related to a Commonwealth or State election and is placed, given out or distributed during the period commencing at 5.00pm on the day before the issue of the writ or writs for the election and ending at the close of polls on polling day; or
  - 4.5.2 that is related to an election under the *Local Government Act 1999*, or the *Local Government (Elections) Act 1999* and is placed, given out or distributed during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
  - 4.5.3 that is related to and placed, given out or distributed during the course of and for the purpose of a Referendum;
- 4.6 *Donations*

ask for or receive or indicate that he or she desires a donation of money or any other thing, or otherwise solicit for religious or charitable purposes;
- 4.7 *Fires and Fireworks*
  - 4.7.1 subject to the *Fire and Emergency Services Act 2005*, light any fire except in a place provided by the Council for that purpose;
  - 4.7.2 use, discharge or explode any fireworks;
- 4.8 *Hatches*

leave any hatch connected with adjacent premises unattended when open;

- 4.9 *Livestock*  
lead or drive any Livestock on any Road except in those areas that the Council has by resolution designated for that purpose;
- 4.10 *Model Aircraft and Cars*  
fly or operate a Model Aircraft or model/remote control car on any Road to which the Council has resolved this subparagraph applies;
- 4.11 *Preaching and Canvassing*  
preach, canvass, harangue or otherwise solicit for religious purposes except on any Road or part thereof where the Council has, by resolution, determined this restriction shall not apply;
- 4.12 *Public Exhibitions and Displays*
- 4.12.1 sing, busk or play any recording or use any musical instrument;
- 4.12.2 conduct or hold any concert, festival, show, public gathering, circus, meeting, performance or any other similar activity;
- 4.12.3 cause any public exhibitions or displays, except on any Road or part thereof where the Council has, by resolution, determined this restriction shall not apply;
- 4.13 *Repairs to Vehicles*  
perform the work of repairing, washing, painting, panelbeating or other work of any nature on or to any Vehicle, provided that this paragraph shall not extend to running repairs in the case of breakdown;
- 4.14 *Rubbish*  
remove, disperse or interfere with any rubbish (including bottles, newspapers, cans, containers or packaging etc) that has been discarded in a Council bin;
- 4.15 *Tents and Camping*
- 4.15.1 camp or remain overnight whether in the open, a building, a vehicle or otherwise;
- 4.15.2 erect any tent or other structure;
- 4.16 *Touting for Business*  
tout for business;
- 4.17 *Use of Council Rubbish Bins*  
deposit any commercial waste or other rubbish emanating from commercial premises in any Council rubbish bin;
- 4.18 *Venue Management*  
allow patrons or potential patrons of a venue under their management or control to queue outside the venue;
- 4.19 *Wheeled Recreational Devices*  
use a Wheeled Recreational Device on a footpath.

## 5. Prohibited Activities

A person must not on a Road;

- 5.1 *Birds*  
feed any bird;
- 5.2 *Climbing*  
climb on or over any fixture, fitting, plant, object or building;
- 5.3 *Damaging or Defacing Property*  
attach any object to any tree, gate, fence or other fixture;
- 5.4 *Glass*  
wilfully break any glass, china or other brittle material;
- 5.5 *Interference with Permitted Use*  
interrupt, disrupt or interfere with any other person's use of the Road which is permitted or for which Permission has been granted;
- 5.6 *Public Conveniences*  
in any public convenience:
- 5.6.1 smoke tobacco or any other substance;
- 5.6.2 deposit anything in a pan, urinal or drain which is likely to cause a blockage;
- 5.6.3 use it for a purpose for which it was not designed or constructed;
- 5.6.4 subject to Clause 5.6.5, enter the public convenience unless the person is of the gender indicated in writing or on a sign located on the public convenience;
- 5.6.5 Clause 5.6.4 does not apply—
- 5.6.5.1 in a genuine emergency; or
- 5.6.5.2 to a vulnerable person being assisted by the vulnerable person's caregiver, parent or guardian; or
- 5.6.5.3 to a person that is intersex, transgender or gender diverse; or
- 5.6.5.4 to a person with a disability; or
- 5.6.5.5 to a person assisting a person with a disability;

## PART 3—MISCELLANEOUS

**6. Directions**

A person must comply with any reasonable direction or request from an Authorised Person relating to:

- 6.1 that person's use of the Road;
- 6.2 that person's conduct and behaviour on the Road;
- 6.3 that person's safety on the Road;
- 6.4 the safety and enjoyment of the Road by other persons.

**7. Removal of Animals and Persons**

7.1 If any animal is found on any part of a Road in breach of a by-law:

- 7.1.1 any person in charge of the animal must immediately remove it from that part of the Road on the request of an Authorised Person; and
- 7.1.2 an Authorised Person of the Council may remove the animal if a person fails to comply with the request, or if no person is in charge of the animal.

7.2 A person who is committing or has committed a breach of this by-law must immediately comply with a direction of an Authorised Person to leave that part of the Road.

7.3 Any Authorised Person may remove any person from a Road who is found committing a breach of a by-law, but must not use force in doing so.

**8. Removal of Objects**

If any goods, materials, object or substance has been left on a Road in breach of this by-law an Authorised Person or their agent may remove the item and dispose of it in a manner that Authorised Person thinks fit and may recover the costs of so doing from the person responsible as a debt.

**9. Exemptions**

The restrictions in this by-law do not apply to any Police Officer, Council Officer or employee acting in the course and within the scope of that person's normal duties, or to a Contractor while performing work for the Council and while acting under the supervision of a Council Officer, or an Emergency Worker when driving an Emergency Vehicle in an emergency situation.

**10. Application of Paragraph**

Subparagraph 4.10 of this by-law shall apply only in such portion or portions of the area as the Council may by resolution direct in accordance with Section 246(3)(e) of the *Local Government Act 1999*.

**11. Revocation**

Council's *By-law No. 4—Roads*, published in the Gazette on 23 August 2018, is revoked on the day on which this by-law comes into operation.

The foregoing by-law was duly made and passed at a meeting of the Council of the Corporation of the City of Adelaide held on the 27<sup>th</sup> day of August 2024 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

Dated: 5 September 2024

MICHAEL SEDGMAN  
Chief Executive Officer

## CITY OF ADELAIDE

## LOCAL GOVERNMENT ACT 1999

*By-law No. 5 of 2024—Waste Management By-law 2024*

To regulate and control the removal of domestic and commercial waste from premises.

## PART 1—PRELIMINARY

**1. Short Title**

This by-law may be cited as the *Waste Management By-law 2024*.

**2. Commencement**

This by-law will come into operation four months after the day on which it is published in the Gazette in accordance with Section 249(5) of the Act.

**3. Definitions**

In this by-law:

- 3.1 **Commercial and Industrial Waste (General)** has the same meaning as in the Environment Protection Authority Waste Guidelines;
- 3.2 **Commercial Cardboard** means non-contaminated cardboard generated by commercial premises but excludes Recyclables, contaminants such as wax boxes, milk cartons, boxes soiled by food, paints or oils, plastic or polystyrene;
- 3.3 **Bin** includes without limitation any Domestic Waste Bin, Green Organics Bin or Recyclables Bin provided by the Council or some other Bin provided for the purposes of a private or commercial waste collection;
- 3.4 **Domestic Waste** means any kind of domestic waste including putrescibles generated from residences, but excludes liquids, metals (other than food containers), building materials, stones, bricks, soil, lead acid batteries, any dangerous or toxic waste, Commercial and industrial Waste (General), Listed Waste, Hazardous Waste or Radioactive Waste;
- 3.5 **Domestic Waste Bin** means a Bin provided or designated by the Council for the reception of Domestic Waste (maximum weight 60kg);

- 3.6 **Footpath Area** means:
- 3.6.1 that part of the Road between the boundary of the Road and the edge of the carriageway of the Road on the same side as that boundary; or
- 3.6.2 a footway, laneway or other place made or constructed for the use of pedestrians and not for the use of Vehicles;
- 3.7 **Green Organics** means any clean organic matter consisting of lawn clippings, plants, vegetables, leaves, prunings, horse manure or other materials for which permission has been given by the Council but excludes any item larger than 15cm in diameter, Domestic Waste, Commercial and Industrial Waste (General), Listed Waste, Hazardous Waste or Radioactive Waste;
- 3.8 **Green Organics Bin** means a Bin provided or designated by the Council for the reception of Green Organics (maximum weight 70kg);
- 3.9 **Hard Waste** means solid waste arising from domestic premises which is not suitable for collection using a kerbside bin system and includes any internal and external household items, but excludes any Domestic Waste, Commercial and Industrial Waste (General), Listed Waste, Hazardous Waste, Radioactive Waste or waste that is not deemed suitable for collection by the Council;
- 3.10 **Hazardous Waste** has the same meaning as in the Environment Protection Authority Waste Guidelines;
- 3.11 **Listed Waste** has the same meaning as in the Environment Protection Authority Waste Guidelines;
- 3.12 **Private Thoroughfare** means a private street, road, lane, footway, alley, court or thoroughfare that the public is allowed to use and have access to;
- 3.13 **Radioactive Waste** has the same meaning as in the Environment Protection Authority Waste Guidelines;
- 3.14 **Recyclables** means newspapers, magazines, clean paper and cardboard, clean plastic containers of a type specified by the Council, clean tins and cans, clean glass and clean milk and juice containers and other materials for which permission has been given by the Council;
- 3.15 **Recyclables Bin** means a Bin provided or designated by the Council for the reception of Recyclables;
- 3.16 **Road** has the same meaning as in the *Local Government Act 1999*.

#### PART 2—MANAGEMENT OF WASTE SYSTEM

#### 4. Provision of Bins

- 4.1 Every occupier of premises must keep Bins designated by the Council on the premises, other than for the purpose of facilitating the relevant kerbside collection service.
- 4.2 Bins must be kept clean.
- 4.3 Bins which are placed on a Footpath Area or a Road must be kept closed at all times.
- 4.4 Bins placed on a Footpath Area or a Road must be labelled with the address of the premises or business name to which they relate.

#### 5. Management of Kerbside Collection Services

##### 5.1 *Domestic Waste*

An occupier of premises must ensure that the Domestic Waste Bin only contains Domestic Waste.

##### 5.2 *Recyclables*

An occupier of premises must ensure that the Recyclables Bin only contains Recyclables.

##### 5.3 *Green Organics*

An occupier of premises must ensure that the Green Organics Bin only contains Green Organics.

##### 5.4 *Damage*

5.4.1 An occupier of premises must ensure that each Bin is maintained so that it is not damaged or worn to the extent that:

- 5.4.1.1 it is not robust or watertight;
- 5.4.1.2 it is unable to be moved on its wheels (if any) efficiently;
- 5.4.1.3 the lid does not seal on the Bin when closed; or
- 5.4.1.4 its efficiency or use is otherwise impaired.

5.4.2 If a Bin provided by the Council presented for collection is, in the opinion of the Council or the operator of the relevant kerbside collection service, damaged or worn so as to make removal of the contents impracticable, the kerbside collection service will not be provided unless and until the damage or wear is rectified.

##### 5.5 *Collection Services*

5.5.1 An occupier of premises must facilitate the collection and removal of household waste, commercial waste, Recyclables and Green Organics from their premises by placing the relevant Bin in accordance with subparagraph 5.5.2 of this by-law on the day of or the night before (and not before these times) the scheduled collection day.

5.5.2 An occupier of premises must ensure that the Bin containing the relevant kind of material is placed out for collection:

- 5.5.2.1 on the Footpath Area in front of and on the same side as the premises, abutting the edge of (but not on) the carriageway and positioned so that the side of the Bin on which the hinges of the lid are situated faces the premises; or
- 5.5.2.2 in another position as approved or directed by the Council; and
- 5.5.2.3 not under the overhanging branches of street trees; and
- 5.5.2.4 not so as to impede the passage of pedestrian or other traffic.

5.5.3 An occupier of:

- 5.5.3.1 commercial premises must remove the Bin from the Footpath Area and Road:
- (a) within one hour of the collection, if the collection has occurred during business hours; or
- (b) by 9:00am on the day of collection, if the collection has occurred outside of business hours;

- 5.5.3.2 premises other than commercial premises must remove the Bin from the Footpath Area and Road on the same day that the collection has taken place.
- 5.5.4 An occupier of premises must facilitate the collection and removal of Hard Waste from their premises by placing the Hard Waste out for collection:
- 5.5.4.1 on the day of or the night before (and not before these times) the scheduled collection day;
- 5.5.4.2 on the Footpath Area in front of and on the same side as the premises, abutting the edge of (but not on) the carriageway, or in another position as approved or permitted by the Council; and
- 5.5.4.3 not so as to impede the passage of pedestrian traffic.
- 5.6 *Commercial Cardboard*
- Where the Council makes available a Commercial Cardboard kerbside collection service an occupier of commercial premises:
- 5.6.1 must ensure that any Commercial Cardboard presented for collection is flattened, bundled and stacked;
- 5.6.2 who presents Commercial Cardboard for collection must ensure that:
- 5.6.2.1 any Commercial Cardboard which is bundled is tied with string or nylon and not with wire, cable or similar materials; or
- 5.6.2.2 any Commercial Cardboard which is not bundled is placed in another cardboard box; and
- 5.6.2.3 is placed on the Footpath Area or the Road at the collection point designated by the Council no earlier than 3:00pm and no later than 6:00pm on the collection day; and
- 5.6.3 must ensure that any Commercial Cardboard presented for collection is not placed on a Footpath Area or the Road so as to impede the passage of pedestrian or other traffic.

## PART 3—ENFORCEMENT

**6. Interference with Waste Bins**

A person must not remove, disburse or interfere with any waste that has been placed on a Footpath Area or a Road.

**7. Private Thoroughfare**

The owner or occupier of a Private Thoroughfare shall keep the thoroughfare clean and free of refuse, rubbish and waste material.

## PART 4—MISCELLANEOUS

**8. Revocation**

Council's *By-law No. 5—Waste Management*, published in the Gazette on 23 August 2018, is revoked on the day on which this by-law comes into operation.

The foregoing by-law was duly made and passed at a meeting of the Council of the Corporation of the City of Adelaide held on the 27<sup>th</sup> day of August 2024 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

Dated: 5 September 2024

MICHAEL SEDGMAN  
Chief Executive Officer

## CITY OF ADELAIDE

LOCAL GOVERNMENT ACT 1999

CITY OF ADELAIDE ACT 1998

*By-law No. 6 of 2024—Rundle Mall By-law 2024*

For the management of Rundle Mall.

## PART 1—PRELIMINARY

**1. Short Title**

This by-law may be cited as the *Rundle Mall By-law 2024*.

**2. Commencement**

This by-law will come into operation four months after the day on which it is published in the Gazette in accordance with Section 249(5) of the *Local Government Act 1999*.

**3. Definitions**

In this by-law:

- 3.1 **Authorised Person** has the same meaning as in the *Local Government Act 1999*;
- 3.2 **Building** includes any structure and/or fixture of any kind whether for human habitation or not;
- 3.3 **E-Cigarette** means:
- 3.3.1 a device that is designed to generate or release an aerosol or vapour for inhalation by its user in a manner similar to the inhalation of smoke from an ignited tobacco product; or
- 3.3.2 a device of a kind resolved by the Council and notified by notice in the Gazette to be an E-Cigarette;
- 3.4 **Emergency Worker** has the same meaning as in the *Australian Road Rules* and the *Road Traffic (Road Rules) Ancillary and Miscellaneous Provisions Regulations 2014*;
- 3.5 **Model Aircraft** includes a drone;
- 3.6 **Permission** means the permission of the Council, or such other person as the Council may by resolution authorise for that purpose, given in writing prior to the act, event or activity to which it relates;

- 3.7 **Smoke** means:
- 3.7.1 in relation to a Tobacco Product, smoke, hold, or otherwise have control over, an ignited Tobacco Product; or
  - 3.7.2 in relation to an E-Cigarette, to inhale from, hold or otherwise have control over, an E-Cigarette that is in use;
- 3.8 **Tobacco Product** has the same meaning as in the *Tobacco Products Regulation Act 1997*;
- 3.9 **Wheeled Recreational Device** has the same meaning as in the *Road Traffic Act 1961*.

## PART 2—MANAGEMENT OF RUNDLE MALL

**4. Activities Requiring Permission**

A person must not without Permission in Rundle Mall or in the vicinity of Rundle Mall:

- 4.1 *Amplification*  
use an amplifier or other device whether mechanical or electrical for the purpose of amplifying sound;
- 4.2 *Athletic and Ball Sports and Games*
  - 4.2.1 promote, organise or take part in any athletic sport, ball sport or game;
  - 4.2.2 play or practice any game which is likely to cause damage to Rundle Mall or any fixtures or fittings thereon;
- 4.3 *Burials and Memorials*
  - 4.3.1 spread the ashes of any human or animal remains;
  - 4.3.2 erect any memorial;
- 4.4 *Erection of Structures*
  - 4.4.1 erect a fence or hoarding;
  - 4.4.2 erect, place, use or allow to remain:
    - 4.4.2.1 a ladder, step-ladder, trestle, stage, scaffolding, planter box, crate or any item used as a platform; or
    - 4.4.2.2 any other equipment, appliance, object or material likely to cause an obstruction or danger to any person;
  - 4.4.3 park, place, use or allow to remain a mobile crane, scissor lift, elevated platform vehicle or cherry picker;
- 4.5 *Fireworks*  
use, discharge or explode any fireworks;
- 4.6 *Model Aircraft and Cars*  
fly or operate a Model Aircraft or model/remote control car;
- 4.7 *Organised Ceremonies and Events etc*  
hold, conduct or participate in a funeral, marriage ceremony, picnic, or other like event or entertainment;
- 4.8 *Overhanging Articles*  
suspend or hang any article or thing from any Building, verandah, pergola, post or other structure;
- 4.9 *Rubbish and Rubbish Dumps*  
remove, disperse or interfere with any rubbish (including bottles, newspapers, cans, containers or packaging etc) that has been discarded in a Council bin;
- 4.10 *Touting for Business*  
tout for business.

**5. Prohibited Activities**

A person must not in Rundle Mall or in the vicinity of Rundle Mall:

- 5.1 *Birds*  
feed any bird;
- 5.2 *Climbing*  
climb on or over any fixture, fitting, plant, object or building;
- 5.3 *Damaging or Defacing Property*
  - 5.3.1 deface, damage, paint, write, cut names or make marks on any tree, rock, gate, fence, building, sign or other property of the Council;
  - 5.3.2 attach any object, including an animal on a leash or a bike to any tree, gate, fence or other fixture other than a designated bicycle rack;
- 5.4 *Glass*  
wilfully break any glass, china or other brittle material;
- 5.5 *Interference with Permitted Use*  
interrupt, disrupt or interfere with any other person's use of the Rundle Mall which is permitted or for which Permission has been granted;
- 5.6 *Missiles*  
throw, roll or discharge any stone, substance or missile to the danger of any person, property or animal;



### 5.7 *Public Conveniences*

in any public convenience:

- 5.7.1 smoke tobacco or any other substance;
- 5.7.2 deposit anything in a pan, urinal or drain which is likely to cause a blockage;
- 5.7.3 use it for a purpose for which it was not designed or constructed;
- 5.7.4 subject to Clause 5.7.5, enter the public convenience unless the person is of the gender indicated in writing or on a sign located on the public convenience;
- 5.7.5 Clause 5.7.4 does not apply—
  - 5.7.5.1 in a genuine emergency; or
  - 5.7.5.2 to a vulnerable person being assisted by the vulnerable person's caregiver, parent or guardian; or
  - 5.7.5.3 to a person that is intersex, transgender or gender diverse; or
  - 5.7.5.4 to a person with a disability; or
  - 5.7.5.5 to a person assisting a person with a disability;

### 5.8 *Smoking*

Smoke in any area to which the Council has resolved this subparagraph shall apply;

### 5.9 *Wheeled Recreational Devices*

use a Wheeled Recreational Device.

## 6. **Removal of Obstructions**

If an object is obstructing any part of Rundle Mall then the Council may remove the object provided that this paragraph does not apply to any object that has been placed in Rundle Mall with the Permission of the Council or by some other lawful authority.

### PART 3—MISCELLANEOUS

## 7. **Permits**

Despite the Council's *Permits and Penalties By-law 2024*, where this by-law states that a person needs a 'permit' or 'Permission' to do a specified thing, then the following provisions apply:

- 7.1 The permit must be in writing.
- 7.2 The Council may:
  - 7.2.1 attach conditions to the permit;
  - 7.2.2 change or revoke a condition, by notice in writing; or
  - 7.2.3 add new conditions, by notice in writing.
- 7.3 A person who holds a permit must comply with every condition attached to it. Failure to do so constitutes a breach of this by-law.
- 7.4 The Council may revoke a permit, by notice in writing, if:
  - 7.4.1 the holder of the permit fails to comply with a condition attached to it; or
  - 7.4.2 the permit is of a continuing nature, and the Council has reasonable grounds for revoking it.
- 7.5 The Council may, by resolution, fix, vary or revoke fees or charges for the granting of a permit to do a specified thing.
- 7.6 For the avoidance of doubt, where Permission is required under this by-law, that Permission is granted under this paragraph 7 and the Council's *Permits and Penalties By-law 2024* shall not apply for the purposes of that Permission.

## 8. **Offences and Penalties**

- 8.1 Despite the Council's *Permits and Penalties By-law 2024*:
  - 8.1.1 A person who contravenes, or fails to comply with any by-law of the Council is guilty of an offence and is liable to a maximum penalty being the maximum penalty referred to in the *City of Adelaide Act 1998*, which may be fixed for offences against a by-law;
  - 8.1.2 A person who is found guilty of an offence against any by-law of the Council in respect of a continuing act or omission is liable, in addition to the penalty otherwise applicable, to a further penalty being the maximum amount referred to in the *Local Government Act 1999* which may be fixed for offences of a continuing nature against a by-law.
- 8.2 For the avoidance of doubt, where a penalty is imposed for an offence against this by-law, that penalty is imposed under this paragraph 8 and the Council's *Permits and Penalties By-law 2024* shall not apply for the purposes of that penalty.

## 9. **Application of Paragraphs**

Paragraph 5.8 of this by-law shall apply only in such part or parts of the area of the Council as the Council may by resolution determine in accordance with Section 246(3)(e) of the *Local Government Act 1999*.

## 10. **Exemptions**

The restrictions in this by-law do not apply to any police officer, emergency worker, Council Officer or employee of the Council acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council.

## 11. **Revocation**

Council's *By-law No. 6—Rundle Mall*, published in the Gazette on 23 August 2018, is revoked on the day on which this by-law comes into operation.

The foregoing by-law was duly made and passed at a meeting of the Council of the Corporation of the City of Adelaide held on the 27<sup>th</sup> day of August 2024 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

Dated: 5 September 2024

MICHAEL SEDGMAN  
Chief Executive Officer

CITY OF ADELAIDE  
LOCAL GOVERNMENT ACT 1999  
DOG AND CAT MANAGEMENT ACT 1995  
*By-law No. 7 of 2024—Dogs By-law 2024*

To limit the number of dogs that can be kept on premises and to provide for the control and management of dogs in the Councils area.

PART 1—PRELIMINARY

**1. Short Title**

This by-law may be cited as the *Dogs By-law 2024*.

**2. Commencement**

This by-law will come into operation four months after the day on which it is published in the Gazette in accordance with Section 249(5) of the *Local Government Act 1999*.

**3. Definitions**

In this by-law:

- 3.1 **Approved Kennel Establishment** means a building, structure, premises or area approved by the relevant authority pursuant to the *Planning, Development and Infrastructure Act 2016* or otherwise lawfully established for the keeping of Dogs on a temporary or permanent basis;
- 3.2 **Assistance Dog** has the same meaning as in the *Dog and Cat Management Act 1995*;
- 3.3 **Control**, in relation to a Dog, includes the person having ownership, possession or charge of, or authority over, the Dog;
- 3.4 **Dangerous Dog** has the same meaning as in the *Dog and Cat Management Act 1995*;
- 3.5 **Dog** means an animal of the species *canis familiaris* that is over three months of age or has lost its juvenile canines, but does not include a dingo or cross of a dingo;
- 3.6 **Effective Control** means a person exercising effective control of a Dog either:
  - 3.6.1 by means of a physical restraint;
  - 3.6.2 by command, the Dog being in close proximity to the person, and the person being able to see the Dog at all times;
- 3.7 **Local Government Land** has the same meaning as in the *Local Government Act 1999*;
- 3.8 **Park** has the same meaning as in the *Dog and Cat Management Act 1995*;
- 3.9 **Play space** means any enclosed area in which there is equipment, apparatus or other installed devices for the purpose of children's play, or within 5 metres of such devices if there is no enclosed area;
- 3.10 **Premises** includes land and a part of any premises or land whether used or occupied for domestic or nondomestic purposes except an Approved Kennel Establishment;
- 3.11 **Prescribed Breed** has the same meaning as in the *Dog and Cat Management Act 1995*;
- 3.12 **Public Place** has the same meaning as in the *Dog and Cat Management Act 1995*;
- 3.13 **Small Dwelling** means a self-contained dwelling commonly known as an apartment, flat, service flat, home unit or the like.

PART 2—DOG MANAGEMENT AND CONTROL

**4. Limit on Dog Numbers**

A person must not, without the Council's permission, keep:

- 4.1 more than one Dog in a Small Dwelling;
- 4.2 more than two Dogs on any Premises other than a Small Dwelling.

**5. Exemptions**

The limits set out in paragraph 4 of this by-law do not apply:

- 5.1 to an Approved Kennel Establishment operating in accordance with all required approvals and consents; or
- 5.2 to any business involving Dogs which is registered in accordance with the *Dog and Cat Management Act 1995*; or
- 5.3 if the Council has exempted any Premises from compliance with paragraph 4 of this by-law by the granting of an exemption.

**6. Dog Free Areas**

- 6.1 A person must not allow a Dog in that person's Control to be in, or remain in a Dog Free Area.
- 6.2 For the purposes of this paragraph, a **Dog Free Area** is any:
  - 6.2.1 Local Government Land; or
  - 6.2.2 Public Place,to which the Council has resolved this paragraph applies.
- 6.3 The restrictions in subparagraph 6.1 do not apply to any Assistance Dog.

**7. Dogs on Leashes**

- 7.1 A person must not allow a Dog under that person's Control to be in, or remain in, a Dog on Leash Area unless the Dog is secured by a strong leash not exceeding two metres in length which is either:

- 7.1.1 tethered securely to a fixed object capable of securing the Dog; or
- 7.1.2 held by a person capable of controlling the Dog and preventing it from being a nuisance or a danger to other persons.
- 7.2 For the purposes of this paragraph, a **Dog on Leash Area** is any:
  - 7.2.1 Local Government Land or Public Place to which the Council has resolved that this paragraph applies;
  - 7.2.2 Park when organised sport is being played; or
  - 7.2.3 enclosed Play space or if a Play space is not enclosed land within five metres of Play space equipment.

## 8. Dog Exercise Areas

- 8.1 Subject to paragraphs 6, 7 and 8.4, a person may enter any Dog Exercise Area for the purpose of exercising a Dog under his or her control.
- 8.2 For the purposes of this paragraph, a **Dog Exercise Area** is any:
  - 8.2.1 Park; or
  - 8.2.2 Local Government Land that the Council has resolved is a Dog Exercise Area.
- 8.3 A person must ensure that any Dog under their control remains under Effective Control while the Dog is in a Dog Exercise Area.
- 8.4 A person must not cause, suffer or permit any Dog of a Prescribed Breed or a Dangerous Dog under that person's control, charge or authority to be or remain in a Dog Exercise Area.

### PART 3—MISCELLANEOUS

## 9. Application of Paragraphs

- 9.1 The Council may from time to time, by resolution, identify Local Government Land as a Dog Exercise Area in accordance with subparagraph 8.2.2 of this by-law.
- 9.2 Paragraphs 6 and 7.2.1 of this by-law shall apply only in such portion or portions of the Council's area as the Council may by resolution direct from time to time in accordance with Section 246(3)(e) of the *Local Government Act 1999*.
- 9.3 Where the Council makes a resolution under either of subparagraphs 9.1 or 9.2, the Council's Chief Executive Officer must ensure that:
  - 9.3.1 the area is denoted by signs erected by the Council; and
  - 9.3.2 information is provided to the public on the Council's website and in any other manner determined by the Council's Chief Executive Officer.

## 10. Revocation

Council's *By-law No. 7—Dogs*, published in the Gazette on 23 August 2018, is revoked on the day on which this by-law comes into operation. The foregoing by-law was duly made and passed at a meeting of the Council of the Corporation of the City of Adelaide held on the 27<sup>th</sup> day of August 2024 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

Dated: 5 September 2024

MICHAEL SEDGMAN  
Chief Executive Officer

CITY OF ADELAIDE  
LOCAL GOVERNMENT ACT 1999  
DOG AND CAT MANAGEMENT ACT 1995  
*By-law No. 8 of 2024—Cats By-law 2024*

To provide for the control and management of cats in the Council's area.

### PART 1—PRELIMINARY

## 1. Short Title

This by-law may be cited as the *Cats By-law 2024*.

## 2. Commencement

This by-law will come into operation four months after the day on which it is published in the Gazette in accordance with Section 249(5) of the *Local Government Act 1999*.

## 3. Definitions

In this by-law:

- 3.1 **Approved Kennel Establishment** means a building, structure, premises or area approved by the relevant authority pursuant to the *Planning, Development and Infrastructure Act 2016*, or otherwise lawfully established for the keeping of cats on a temporary or permanent basis;
- 3.2 **Cat** has the same meaning as in the *Dog and Cat Management Act 1995*;
- 3.3 **Keep** includes the provision of food or shelter;
- 3.4 **Premises** includes land and a part of any premises or land whether used or occupied for domestic or nondomestic purposes except an Approved Kennel Establishment.

## PART 2—CAT MANAGEMENT AND CONTROL

**4. Limit on Cat Numbers**

- 4.1 A person must not on any Premises, without the Council's permission, keep more than two Cats over three months in age.
- 4.2 The limit in subparagraph 4.1 of this by-law does not apply:
  - 4.2.1 to an Approved Kennel Establishment; or
  - 4.2.2 to pet shops approved by the relevant authority pursuant to the *Planning, Development and Infrastructure Act 2016* or otherwise lawfully established; or
  - 4.2.3 to a veterinary practice approved by the relevant authority pursuant to the *Planning, Development and Infrastructure Act 2016*, or otherwise lawfully established; or
  - 4.2.4 to premises of a person who carries on a business as a cat breeder provided that the person is lawfully operating such business in accordance with all relevant approvals and any conditions reasonably imposed by the Council; or
  - 4.2.5 where:
    - 4.2.5.1 the Council is satisfied that no insanitary condition is being caused by Cats being kept on the Premises; and
    - 4.2.5.2 the Council is satisfied that no nuisance is being caused to any neighbour by reason of odour from cat urine or by reason of any of the Cats wandering from the Premises; and
    - 4.2.5.3 all Cats over the age of three months (or such later age as is considered appropriate and advised in writing by a veterinary surgeon) kept on the Premises are desexed.

**5. Notices**

- 5.1 The Council may serve a notice on the occupier of Premises or the owner of a cat requiring specific action to be taken to ensure compliance with this by-law.
- 5.2 The person to whom a notice is given pursuant to this by-law must comply with the requirements of the notice.
- 5.3 If the person to whom a notice is given fails to comply with the requirements of the notice, the Council may then carry out the requirements of the notice and recover its costs from that person.

## PART 3—MISCELLANEOUS

**6. Revocation**

Council's *By-law No. 8—Cats*, published in the Gazette on 23 August 2018, is revoked on the day on which this by-law comes into operation.

The foregoing by-law was duly made and passed at a meeting of the Council of the Corporation of the City of Adelaide held on the 27<sup>th</sup> day of August 2024 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

Dated: 5 September 2024

MICHAEL SEDGMAN  
Chief Executive Officer

## CITY OF ADELAIDE

## LOCAL GOVERNMENT ACT 1999

*By-law No. 9 of 2024—Lodging Houses By-law 2024*

For the controlling, licensing, inspecting and regulating of lodging houses.

## PART 1—PRELIMINARY

**1. Short title**

This by-law may be cited as the *Lodging Houses By-law 2024*.

**2. Commencement**

This by-law will come into operation four months after the day on which it is published in the Gazette in accordance with Section 249(5) of the *Local Government Act 1999*.

**3. Definitions**

- 3.1 **Authorised Person** means a person appointed by Council as an authorised person or officer under the *Local Government Act 1999*, the *Planning Development and Infrastructure Act 2016* or the *South Australian Public Health Act 2011*;
- 3.2 **Building** has the same meaning as in the *Planning Development and Infrastructure Act 2016*;
- 3.3 **Licence** means a licence issued under this by-law;
- 3.4 **Lodging House** includes any building or part thereof of a building providing accommodation where the occupants share facilities (toilets, ablutions and kitchens) for individual use, but shall not include any building which comes within the definition of unit nor any motel, hotel, health care facility or any premises licenced under the *Supported Residential Facilities Act 1992*;
- 3.5 **Long Term Accommodation** means where lodgings are provided for ten or more consecutive days;
- 3.6 **Short Term Accommodation** means where lodgings are provided for less than ten consecutive days;
- 3.7 **Proprietor** in relation to a Lodging House means the owner of the undertaking carried on at the Lodging House;
- 3.8 **Unit** includes any self-contained suite of rooms designed, intended or adopted, for separate occupation including bathroom and sanitary conveniences provided for that occupation;

#### 4. Licences

- 4.1 A person must not let any building for lodgings or for the purpose of board or lodging without a Licence.
- 4.2 A Licence may be issued at the discretion of the Council, or such other person authorised by resolution of the Council for that purpose, and entitles the holder to conduct the business of a Lodging House at the Building specified in the Licence and on the conditions set out in the Licence.

#### 5. Licence Application Requirements

- 5.1 Any person who wishes to operate a Lodging House, or renew the Licence of an existing Lodging House, must make application to the Council.
- 5.2 A fire safety survey of the Lodging House shall be undertaken:
  - 5.2.1 prior to the issuing of a Licence pursuant to this by-law; and
  - 5.2.2 each year that the Lodging House is Licensed under this by-law, in order to determine the current fire safety standard of the Lodging House.
- 5.3 Subject to subparagraph 5.5, every application for renewal of a Licence of a Lodging House must, subject to any determination to the contrary by the Council, or such other person as the Council may authorise by resolution for that purpose, be delivered to the Council on or before 30 September in each year.
- 5.4 Subject to subparagraph 5.5, a Lodging House Licence expires on 31 October in each year.
- 5.5 The Council, or such other person as the Council may authorise by resolution for that purpose, may, if in its discretion it sees fit, renew a Licence for a period not exceeding two years.

#### 6. Fees

A person licensed under this by-law must pay to the Council an annual Licence fee fixed by the Council, payable upon the granting of an application for Licence or renewal of existing Licence.

#### 7. Licence Conditions, Revocation and Suspension

- 7.1 A Lodging House Licence is subject to the conditions set out in the Licence and as the Council, or such other person authorised by resolution of the Council for that purpose, deems appropriate.
- 7.2 Conditions may be imposed, varied or deleted from such Licence by the Council, or such other person authorised by resolution of the Council for that purpose, at any time by notice in writing to the Licence holder.
- 7.3 A Licence holder must at all times comply with Licence conditions.
- 7.4 The Council, or such other person authorised by resolution of the Council for that purpose, may at any time, by notice in writing, revoke or suspend a Licence:
  - 7.4.1 if the Council considers that the building in respect of which the Licence holder is licensed is, by reason of its condition, unsuitable to continue to be used as a Lodging House including, but not limited to the fire safety of the premises;
  - 7.4.2 if the Council has reasonable cause to believe that the Licence holder has committed an offence against this by-law, the *Local Government Act 1999*, the *South Australian Public Health Act 2011*, the *Food Act 2001*, the *Planning, Development and Infrastructure Act 2016* or the *Supported Residential Facilities Act 1992*;
  - 7.4.3 if the Council considers that the Licence holder is unsuitable to continue as the proprietor of the Lodging House;
  - 7.4.4 if the Licence holder breaches a condition of the Licence; or
  - 7.4.5 for any other reason the Council may deem necessary.

#### 8. Alterations

A person must not, without the permission of the Council or an Authorised Person:

- 8.1 add to or alter any Lodging House; or
- 8.2 use any part of a Lodging House in any other manner contrary to its permitted use or the terms of the Licence.

#### 9. Inspections

- 9.1 An Authorised Person may at any reasonable time enter and inspect a Lodging House for the purposes of undertaking an inspection of the Lodging House.
- 9.2 The proprietor of a Lodging House or any person in a Lodging House must not hinder or obstruct any Authorised Person either alone or in the company of another person for the purposes of making an inspection of a Lodging House.
- 9.3 Every lodger must allow access to their room to any Authorised Person of the Council for the purposes of inspecting the room.

#### PART 2—MISCELLANEOUS

#### 10. Revocation

Council's *By-law No.9—Lodging Houses*, published in the Gazette on 23 August 2018, is revoked on the day on which this by-law comes into operation.

The foregoing by-law was duly made and passed at a meeting of the Council of the Corporation of the City of Adelaide held on the 27<sup>th</sup> day of August 2024 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

Dated: 5 September 2024

MICHAEL SEDGMAN  
Chief Executive Officer

## CITY OF ADELAIDE

South Australia

## Liquor Licensing (Dry Areas) Notice 2024

under Section 131(1) of the *Liquor Licensing Act 1997*

### 1—Short title

This notice may be cited as the *Liquor Licensing (Dry Areas) Notice 2024*.

### 2—Commencement

This notice comes into operation on 29 September 2024.

### 3—Interpretation

(1) In this notice—

*principal notice* means the *Liquor Licensing (Dry Areas) Notice 2015* published in the Gazette on 5.1.15, as in force from time to time.

(2) Clause 3 of the principal notice applies to this notice as if it were the principal notice.

### 4—Consumption etc of liquor prohibited in dry areas

(1) Pursuant to Section 131 of the Act, the consumption and possession of liquor in the area described in the Schedule is prohibited in accordance with the provisions of the Schedule.

(2) The prohibition has effect during the periods specified in the Schedule.

(3) The prohibition does not extend to private land in the area described in the Schedule.

(4) Unless the contrary intention appears, the prohibition of the possession of liquor in the area does not extend to—

(a) a person who is genuinely passing through the area if—

(i) the liquor is in the original container in which it was purchased from licensed premises; and

(ii) the container has not been opened; or

(b) a person who has possession of the liquor in the course of carrying on a business or in the course of his or her employment by another person in the course of carrying on a business; or

(c) a person who is permanently or temporarily residing at premises within the area or on the boundary of the area and who enters the area solely for the purpose of passing through it to enter those premises or who enters the area from those premises for the purpose of leaving the area.

## Schedule 1—Ellis Park/Tampawardli (Park 24)

### 1—Extent of prohibition

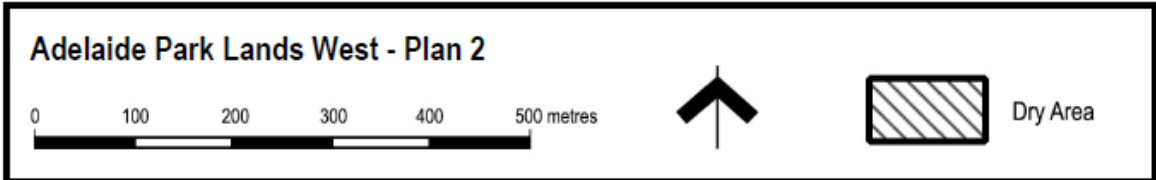
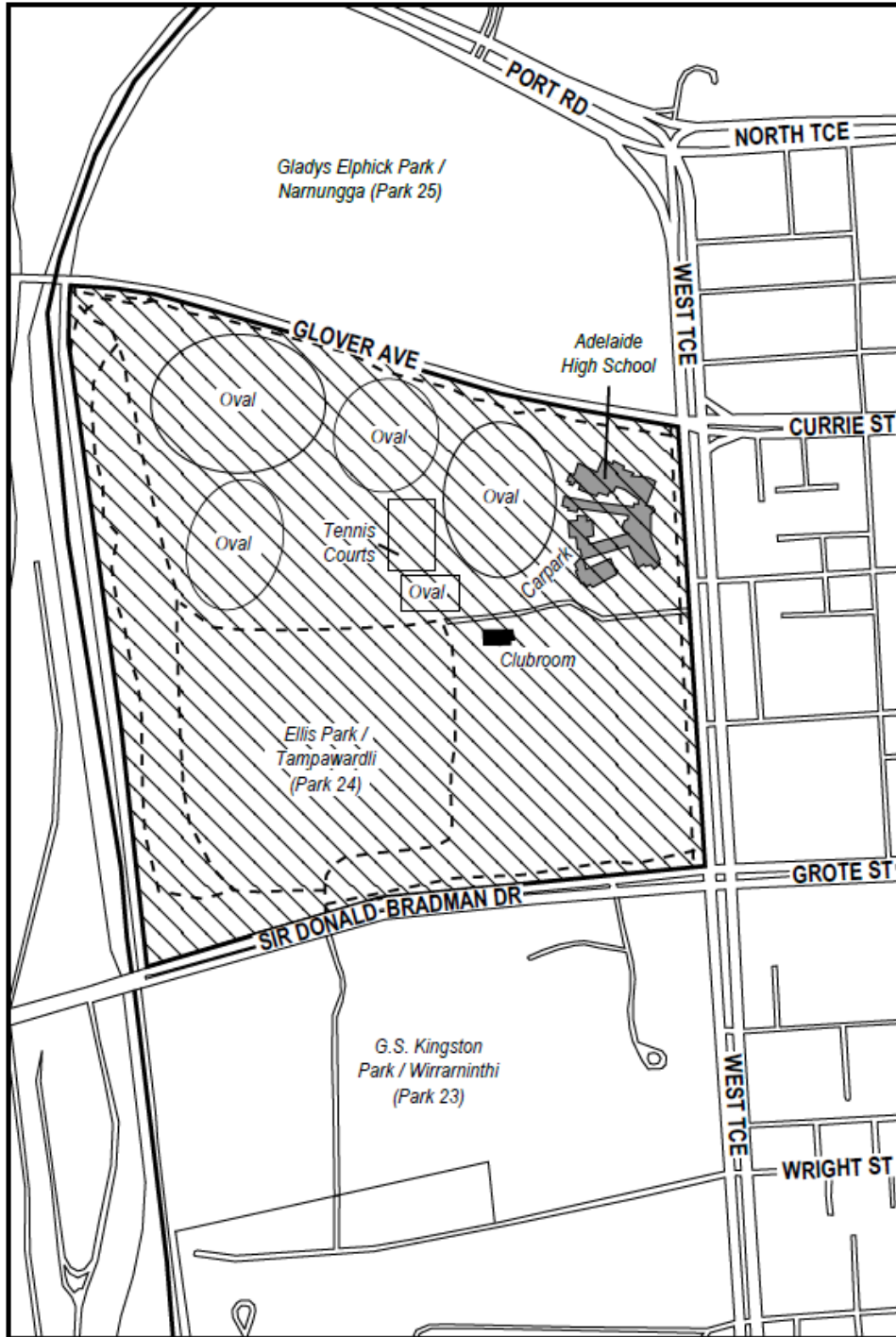
The consumption of liquor is prohibited, and the possession of liquor is prohibited.

### 2—Period of prohibition

Between 11:00am on 29 September 2024 and 7:59pm on 29 September 2024.

### 3—Description of area

Ellis Park/Tampawardli (Park 24) bounded on the West by the train line, on the North by Glover Avenue, on the East by West Terrace and on the South by Sir Donald Bradman Drive.



Made by Adam Hornhardt, Manager, City Experience team, City of Adelaide

On 15 August 2023

## CITY OF PORT ADELAIDE ENFIELD

*Assignment of Names for Public Roads*

Notice is hereby given that the City of Port Adelaide Enfield under Delegated Authority resolved pursuant to Section 219(1) of the *Local Government Act 1999* that new roads located in the suburbs of Gepps Cross and New Port be assigned the street names as detailed below:

- New road to be assigned the name Sports Park Drive, Gepps Cross
- New roads to be assigned the names Hammond Avenue and Rigney Avenue, New Port

Plans that delineate the public roads that have been assigned street names in line with Council's Street Naming and Numbering Policy are available for inspection on Council's website: <https://www.cityofpae.sa.gov.au/connect/media-hub/public-notice>.

Dated: 5 September 2024

MARK WITHERS  
Chief Executive Officer

## CLARE AND GILBERT VALLEYS COUNCIL

## ROADS (OPENING AND CLOSING) ACT 1991

*Road Closure—Public Road, Watervale*

Notice is hereby given, pursuant to Section 10 of the *Roads (Opening and Closing) Act 1991*, that the Clare and Gilbert Valleys Council proposes to make a Road Process Order to close and sell to the adjoining land owners portions of the public road adjoining Section 120, Hundred of Upper Wakefield more particularly delineated and lettered 'A'; Section 101 and Allotment 180 in Filed Plan 170308, Hundred of Upper Wakefield more particularly delineated and lettered 'B'; and Pieces 152 and 153 in Filed Plan 170296, Hundred of Upper Wakefield more particularly delineated and lettered 'C' in Preliminary Plan 24/0034.

The Preliminary Plan and Statement of Persons Affected is available for public inspection at the offices of the Clare and Gilbert Valleys Council, 4 Gleeson Street, Clare and the Adelaide Office of the Surveyor-General during normal office hours. The Preliminary Plan may 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 Clare and Gilbert Valleys Council, 4 Gleeson Street, Clare, **within 28 days of this notice** and a copy must be forwarded to the Surveyor-General at GPO Box 1815, Adelaide SA 5001. Where an objection is made, the Council will give notification of a meeting at which the matter will be considered.

Dated 5 September 2024

HELEN MACDONALD  
Chief Executive Officer

## THE FLINDERS RANGES COUNCIL

*Adoption of Valuations and Declaration of Rates*

Notice is given that at the Council meeting on 27 August 2024, the Council resolved for the year ending 30 June 2025:

1. To adopt, for rating purposes, the most recent valuations made by the Valuer-General in relation to all land in the area of the Council with total valuations being \$436,153,660 comprising \$424,919,660 of rateable land and \$11,234,000 of non-rateable land.
2. Declares differential general rates based on the assessed capital values of all rateable land within the Council area by reference to land use and locality of the land as follows:

The Quorn Township, Quorn Rural Area, Hawker Township, Hawker Rural Area a differential general rate of:

  - (1) 0.645 cents in the dollar for residential land use;
  - (2) 0.810 cents in the dollar for commercial—shop land use;
  - (3) 0.930 cents in the dollar for commercial—office land use;
  - (4) 0.930 cents in the dollar for commercial—other land use;
  - (5) 0.925 cents in the dollar for industry—light land use;
  - (6) 0.925 cents in the dollar for industry—other land use;
  - (7) 0.368 cents in the dollar for primary production land use;
  - (8) 0.645 cents in the dollar for vacant land use;
  - (9) 1.060 cents in the dollar for other land use.
3. Fixed a minimum amount of \$936.00 payable by way of general rates.
4. Imposed Annual Service Charges based on the level of usage of the service upon the land to which it provides the prescribed service of the collection and disposal of "wet" and "recyclable" waste as follows:
  - (1) \$250.00 for occupied properties in Quorn, Hawker and Cradock for "wet" waste; and
  - (2) \$170.00 for occupied properties in Quorn, Hawker and Cradock for "recyclable" waste.
5. Imposed Annual Service Charges based on the nature of the service and varying according to whether the land is vacant or occupied upon the land to which it provides or makes available the prescribed service of a Community Wastewater Management System, of:
  - (a) \$415.00 per unit in respect of each piece of occupied land serviced by the Quorn Community Wastewater Management Systems;
  - (b) \$405.00 per unit in respect of each piece of vacant land serviced by the Quorn Community Wastewater Management Systems;
  - (c) \$415.00 per unit in respect of each piece of occupied land serviced by the Hawker Community Wastewater Management Systems; and
  - (d) \$405.00 per unit in respect of each piece of vacant land serviced by the Hawker Community Wastewater Management Systems.



6. In order to reimburse the Council for amounts contributed to the South Australian Arid Lands Landscape Board, being \$92,535 declared a Regional Landscape Levy as a differential separate rate on rateable properties in the area of the Council by reference to land use of the land as follows:
- (1) \$46.90 for residential land use;
  - (2) \$93.80 for commercial—shop land use;
  - (3) \$93.80 for commercial—office land use;
  - (4) \$93.80 for commercial—other land use;
  - (5) \$93.80 for industry—light land use;
  - (6) \$93.80 for industry—other land use;
  - (7) \$234.50 for primary production land use;
  - (8) \$46.90 for vacant land use;
  - (9) \$46.90 for other land use.

Dated: 27 August 2024

S. HOLDEN  
Chief Executive Officer

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DISTRICT COUNCIL OF KIMBA

*Adoption of Revised 'Naming of Roads' Policy*

In accordance with Section 219 (7) of the *Local Government Act 1999*, notice is hereby given that at the Ordinary meeting of Council held on Wednesday, 14 August 2024, Council endorsed a Selection of Road Names Policy 1.17.

The policy is available for viewing on Council's website [www.kimba.sa.gov.au](http://www.kimba.sa.gov.au) or in person at the Council Office.

Dated: 5 September 2024

DEBRA LARWOOD  
Chief Executive Officer

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DISTRICT COUNCIL OF KIMBA

LOCAL GOVERNMENT ACT 1999

*Notification of Application of By-Laws*

Notice is hereby given pursuant to Section 246(a) of the *Local Government Act 1999* that the District Council of Kimba at its meeting held on 14 August 2024 determined that:

1. In accordance with Section 236(3)(e) of the *Local Government Act 1999* and Clause 9.2 of the District Council of Kimba Local Government Land By-law No. 2 of 2024, that Clause 9.2 of the District Council of Kimba Local Government Land By-law No. 2 of 2024, shall apply to the following areas:
  - (a) The entire designated areas of fenced playgrounds as listed below:
    - (i) The playground located at the Kimba Recreation Reserve which forms part of Section 75 Hundred of Solomon and outlined in red in map 1 labelled "Kimba Recreation Reserve Playground" included at Appendix 1 within the report to Council on 14 August 2024 entitled "Council By-laws"; and
    - (ii) The playground located at the Lions Apex Central Park which forms part of Section 198 Hundred of Solomon and outlined in red in map 2 labelled "Lions Apex Central Park Playground" included at Appendix 1 within the report to Council on 14 August 2024 entitled "Council By-laws".
2. In accordance with Section 236(3)(e) of the *Local Government Act 1999* and Clause 9.17.2 of the District Council of Kimba Local Government Land By-law No. 2 of 2024, that Clause 9.17.2 of the District Council of Kimba Local Government Land By-law No. 2 of 2024, shall apply to the following areas:
  - (a) Within the designated areas of water catchment as listed below:
    - (i) The water catchment area located at the Rooro Reserve which forms part of Section 220 Hundred of Solomon and outlined in red in map 1 labelled "Rooro Reserve" included at Appendix 2 within the report to Council on 14 August 2024 entitled "Council By-laws"; and
    - (ii) The water catchment area located at Lot 3 Mayfield Court and outlined in red in map 2 labelled "Mayfield Catchment Dams" included at Appendix 2 within the report to Council on 14 August 2024 entitled "Council By-laws".
3. In accordance with Section 236(3)(e) of the *Local Government Act 1999* and Clause 9 of the District Council of Kimba Dog By-law No. 5 of 2024, that Clause 9 of the District Council of Kimba Dog By-law No. 5 of 2024, shall apply to the following areas and be determined as On-Leash Areas:
  - (a) The entirety of the designated areas as listed below:
    - (i) The Kimba Soldiers Memorial Institute Gardens located at the 39-41 High Street Kimba and outlined in red in map 1 labelled "Kimba Soldiers Memorial Institute Gardens" included at Appendix 3 within the report to Council on 14 August 2024 entitled "Council By-laws";
    - (ii) The Rooro Bike Track located at Rooro Reserve which forms part of Section 226 Hundred of Solomon and outlined in red in map 2 labelled "Rooro Bike Track" included at Appendix 3 within the report to Council on 14 August 2024 entitled "Council By-laws"; and
    - (iii) The Kimba Recreation Reserve excluding the oval which forms part of Section 75 Hundred of Solomon and outlined in red excluding the oval (the area identified within the yellow boundary) in map 3 labelled "Kimba Recreation Reserve excluding the oval (the area identified within the yellow boundary)" included at Appendix 3 within the report to Council on 14 August 2024 entitled "Council By-laws".

4. In accordance with Section 236(3)(e) of the *Local Government Act 1999* and Clause 10 of the District Council of Kimba Dog By-law No. 5 of 2024, that Clause 10 of the District Council of Kimba Dog By-law No. 5 of 2024, shall apply to the following areas and be determined as Dog Prohibited Areas:
- (a) The entirety of the designated areas as listed below:
- (i) The playground located at the Kimba Recreation Reserve which forms part of Section 75 Hundred of Solomon and outlined in red in map 1 labelled “Kimba Recreation Reserve Playground” included at Appendix 4 within the report to Council on 14 August 2024 entitled “Council By-laws”;
  - (ii) The playground located at the Lions Apex Central Park which forms part of Section 198 Hundred of Solomon and outlined in red in map 2 labelled “Lions Apex Central Park Playground” included at Appendix 4 within the report to Council on 14 August 2024 entitled “Council By-laws”; and
  - (iii) The area located at the Kimba Swimming Pool which forms part of Section 198 Hundred of Solomon and outlined in red in the map 3 labelled “Kimba Swimming Pool” included at Appendix 4 within the report to Council on 14 August 2024 entitled “Council By-laws”.
5. In accordance with Section 236(3)(e) of the *Local Government Act 1999* and Clause 9.7.2 of the District Council of Kimba Local Government Land By-law No. 2 of 2024, that Clause 9.7.2 of the District Council of Kimba Local Government Land By-law No. 2 of 2024, shall apply to the following areas:
- (a) The entirety of the designated areas as listed below:
- (i) The free camping areas located at the Kimba Recreation Reserve and labelled Buckleboo, Kelly and Waddikee which forms part of Section 75 Hundred of Solomon and outlined in map 1 labelled “Kimba Recreation Reserve Free Camping Areas” included at Appendix 5 within the report to Council on 14 August 2024 entitled “Council By-laws” providing the length of stay is no more than 5 days unless otherwise agreed upon by the Council.

This determination takes effect from 24 August 2024.

Dated: 5 September 2024

DEBRA LARWOOD  
Chief Executive Officer

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DISTRICT COUNCIL OF ROBE  
ROAD (OPENING AND CLOSING) ACT 1991  
*Boomaroo Park Road, Robe*

Notice is hereby given, pursuant to Section 10 of the *Roads (Opening and Closing) Act 1991*, that the District Council of Robe hereby gives notice of its intent to implement a Road Process Order to close portion of the Public Road and merge with the adjoining Section 445 in H441800 in the Hundred of Waterhouse more particularly delineated and lettered as ‘A’ in Preliminary Plan 24/0033.

The Preliminary Plan and Statement of Persons Affected is available for public inspection at the offices of the District Council of Robe at Royal Circus, Robe also Council’s website [www.robe.sa.gov.au](http://www.robe.sa.gov.au) and the Adelaide Office of the Surveyor-General during 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 1, Robe SA 5276 **within 28 days of this notice** and a copy must be forwarded to the Surveyor-General at GPO Box 1815, Adelaide SA 5001. Where a submission is made, the Council will give notification of a meeting at which the matter will be considered.

Dated: 5 September 2024

NAT TRAEGER  
Chief Executive Officer

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## PUBLIC NOTICES

### NATIONAL ELECTRICITY LAW

#### *Notice of Making of Final Rule Determination and Final Rule Notice of Extension for Final Determination*

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 (Bringing early works forward to improve transmission planning) Rule 2024 No. 17* (Ref. ERC0380) and related final determination. All provisions commence on **5 September 2024**.

Under s 107, the time for the making of the final determination on the *Providing flexibility in the allocation of interconnector costs* (Ref. ERC0383) proposal has been extended to **3 October 2024**.

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: 5 September 2024

### TRUSTEE ACT 1936

#### PUBLIC TRUSTEE

#### *Estates of Deceased Persons*

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

FOORD Gloria Dawn late of 59 George Street Paradise of no occupation who died 19 April 2024  
LOCK George Howard late of 26 Mark Road Elizabeth South Footwear Clicker who died 4 March 2024  
LUEDEKE Clive Ross late of 52 Dunrobin Road Hove Retired Bus Driver who died 23 March 2024  
MACK John David late of 11 Edmund Street Port Broughton Retired Labourer who died 28 February 2024  
MALONE Elizabeth Marshall late of 8 Elmgrove Road Salisbury North Retired Bakery Worker who died 3 July 2023  
STONE Mary White late of 19 Cornhill Road Victor Harbor of no occupation who died 27 January 2023

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 SA 5001, full particulars and proof of such claims, on or before the 4 October 2024 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: 5 September 2024

T. BRUMFIELD  
Public Trustee

# NOTICE SUBMISSION

The South Australian Government Gazette is published each Thursday afternoon.

Notices must be emailed by 4 p.m. Tuesday, the week of publication.

Submissions are formatted per the gazette style and a proof will be supplied prior to publication, along with a quote if applicable. Please allow one day for processing notices.

Alterations to the proof must be returned by 4 p.m. Wednesday.

## **Gazette notices must be submitted as Word files, in the following format:**

- Title—the governing legislation
- Subtitle—a summary of the notice content
- Body—structured text, which can include numbered lists, tables, and images
- Date—day, month, and year of authorisation
- Signature block—name, role, and department/organisation authorising the notice

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

- Date of intended publication
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- Name and organisation to be charged for the publication—Local Council and Public notices only
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**All instruments appearing in this gazette are to be considered official, and obeyed as such**