

SUPPLEMENTARY GAZETTE



THE SOUTH AUSTRALIAN
GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

 ADELAIDE, WEDNESDAY, 12 MARCH 2025

CONTENTS

GOVERNOR'S INSTRUMENTS	
Acts	288
Proclamations—	
Sentencing (Serious Child Sex Offenders) Amendment Act (Commencement) Proclamation 2025	289
Mining (Revocation of Private Mine) Proclamation 2025	289
National Energy Retail Law (South Australia) (Small Compensation Claims Regime) Proclamation 2025	290
Regulations—	
National Energy Retail Law (Local Provisions) (Small Compensation Claims Regime) Amendment Regulations 2025—No. 7 of 2025	291
Trustee (Prescribed Qualifications) Amendment Regulations 2025—No. 8 of 2025	294

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

GOVERNOR'S INSTRUMENTS

ACTS

Department of the Premier and Cabinet
Adelaide, 12 March 2025

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. 9 of 2025—Statutes Amendment (Attorney-General's Portfolio and Other Justice Measures) Bill 2025

An Act to amend various Acts within the portfolio of the Attorney-General and to amend certain other Acts

No. 10 of 2025—Summary Offences (Knives and Other Weapons) Amendment Bill 2025

An Act to amend the Summary Offences Act 1953

By command,

STEPHEN CAMPBELL MULLIGHAN, MP
For Premier

PROCLAMATIONS

South Australia

Sentencing (Serious Child Sex Offenders) Amendment Act (Commencement) Proclamation 2025

1—Short title

This proclamation may be cited as the *Sentencing (Serious Child Sex Offenders) Amendment Act (Commencement) Proclamation 2025*.

2—Commencement of Act

The *Sentencing (Serious Child Sex Offenders) Amendment Act 2024* (No 37 of 2024) comes into operation on 28 April 2025.

Made by the Governor

with the advice and consent of the Executive Council
on 12 March 2025

South Australia

Mining (Revocation of Private Mine) Proclamation 2025

under section 73N of the *Mining Act 1971*

Preamble

- 1 The following area was declared to be a private mine by a proclamation made pursuant to the *Mining Act 1971* on 14 November 1974 (*Gazette 14.11.1974 p3139*):
That portion of section 1966, hundred of Kondoparinga, county of Hindmarsh, described in certificate of title, register book, volume 3562, folio 34.
- 2 It is now intended that the declaration referred to in clause 1 be revoked.

1—Short title

This proclamation may be cited as the *Mining (Revocation of Private Mine) Proclamation 2025*.

2—Commencement

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

3—Revocation of private mine

The declaration referred to in clause 1 of the preamble is revoked.

Made by the Governor

on the recommendation of the Minister for Energy and Mining with the advice and consent of the Executive Council
on 12 March 2025

South Australia

National Energy Retail Law (South Australia) (Small Compensation Claims Regime) Proclamation 2025

under section 22(2) of the *National Energy Retail Law (South Australia) Act 2011*

1—Short title

This proclamation may be cited as the *National Energy Retail Law (South Australia) (Small Compensation Claims Regime) Proclamation 2025*.

2—Date from which Part 7 of National Energy Retail Law applies

For the purposes of section 22(2) of the *National Energy Retail Law (South Australia) Act 2011*, 13 March 2025 is fixed as the date from which Part 7 of the *National Energy Retail Law* will apply in this jurisdiction (and form part of the *National Energy Retail Law (South Australia)*).

Made by the Governor

with the advice and consent of the Executive Council
on 12 March 2025

REGULATIONS

South Australia

National Energy Retail Law (Local Provisions) (Small Compensation Claims Regime) Amendment Regulations 2025

under the *National Energy Retail Law (South Australia) Act 2011*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement

Part 2—Amendment of *National Energy Retail Law (Local Provisions) Regulations 2013*

- 3 Insertion of regulations 13A and 13B
 - 13A Small compensation claims regime
 - 13B Review of small compensation claims regime
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *National Energy Retail Law (Local Provisions) (Small Compensation Claims Regime) Amendment Regulations 2025*.

2—Commencement

These regulations come into operation on the date fixed by proclamation under section 22 of the *National Energy Retail Law (South Australia) Act 2011*.

Part 2—Amendment of *National Energy Retail Law (Local Provisions) Regulations 2013*

3—Insertion of regulations 13A and 13B

After regulation 13 insert:

13A—Small compensation claims regime

- (1) For the purposes of section 178(1)(b) of the *National Energy Retail Law (South Australia)*, and subject to subregulation (2), a designated claimable incident (including a transitional designated claimable incident) is prescribed as a claimable incident for small customers in this jurisdiction.

- (2) A small customer may only make a claim under Part 7 of the *National Energy Retail Law (South Australia)* in respect of a transitional designated claimable incident that affected particular premises (regardless of whether the customer made a claim in respect of the incident as affecting those premises before the relevant day) if—
- (a) the customer has not, before the relevant day, been compensated (whether as a result of a decision of the distributor, a decision of the relevant energy ombudsman or otherwise) in respect of the incident as affecting those premises; and
 - (b) the claim is made within 2 years after the relevant day.
- (3) For the purposes of section 180(2)(a) of the *National Energy Retail Law (South Australia)*, the amount of \$15 000 is prescribed as the maximum amount for a claim.
- (4) For the purposes of section 181(2)(a) of the *National Energy Retail Law (South Australia)*, the amount of \$100 is prescribed as the minimum amount for a claim.
- (5) For the purposes of section 182(2)(a) of the *National Energy Retail Law (South Australia)*, the amount of \$1 000 is prescribed as the median amount for a claim.
- (6) Section 184 of the *National Energy Retail Law (South Australia)* is declared to apply in relation to this jurisdiction to the extent that it relates to the repeated claims maximum number determined under section 183 in respect of this jurisdiction.
- (7) In this regulation—

designated claimable incident means a failure of electricity infrastructure owned or operated by a distributor where the failure causes a relevant voltage variation, provided that the failure is not caused (whether wholly or partly) by any of the following:

- (a) lightning, a storm, an earthquake, a flood, a fire or another natural event;
- (b) a person, other than the distributor or an employee, contractor or agent of the distributor, damaging the electricity infrastructure;
- (c) property of a person, other than property of the distributor or an employee, contractor or agent of the distributor, damaging the electricity infrastructure;
- (d) fauna or flora coming into contact with the electricity infrastructure;

electricity infrastructure and ***Technical Regulator*** have the same respective meanings as in the *Electricity Act 1996*;

relevant day means the day on which this regulation comes into operation;

relevant voltage variation—a relevant voltage variation caused by a failure of electricity infrastructure owned or operated by a distributor occurs when there is a change in the voltage of electricity supplied to the premises of a small customer such that the voltage is outside the standard voltage range determined by the distributor, with the approval of the Technical Regulator, from time to time and published on a website determined by the distributor;

transitional designated claimable incident means a designated claimable incident that occurred between 1 July 2022 and the relevant day.

13B—Review of small compensation claims regime

- (1) The Minister must cause a review of the operation of the small compensation claims regime in this jurisdiction to be conducted and a report on the results of the review to be submitted to the Minister.
- (2) The review must commence as soon as practicable after the expiry of 2 years from the commencement of regulation 13A.
- (3) The Minister must, as soon as practicable after receiving the report submitted under subregulation (1), cause a copy of the report to be published on a website maintained by the Technical Regulator.
- (4) In this regulation—

Technical Regulator has the same meaning as in the *Electricity Act 1996*.

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 12 March 2025

No 7 of 2025

South Australia

Trustee (Prescribed Qualifications) Amendment Regulations 2025

under the *Trustee Act 1936*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement

Part 2—Amendment of *Trustee Regulations 2011*

- 3 Amendment of regulation 6—Prescribed qualifications for inspectors
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Trustee (Prescribed Qualifications) Amendment Regulations 2025*.

2—Commencement

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

Part 2—Amendment of *Trustee Regulations 2011*

3—Amendment of regulation 6—Prescribed qualifications for inspectors

- (1) Regulation 6—delete "he or she be" and substitute:
 - the inspector be
- (2) Regulation 6—after paragraph (b) insert:
 - or
 - (c) a person who is certified as CA Forensic Accounting Specialist by Chartered Accountants Australia and New Zealand; or
 - (d) a registered liquidator within the meaning of Part 2 of Schedule 2 of the *Corporations Act 2001* other than a registered liquidator who is registered to practise only as—
 - (i) a restructuring practitioner; or
 - (ii) a receiver, and receiver and manager.

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 12 March 2025

No 8 of 2025