



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

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

ADELAIDE, THURSDAY, 22 AUGUST 2002

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GOVERNMENT GAZETTE NOTICES

ALL poundkeepers' and private advertisements forwarded for publication in the *South Australian Government Gazette* must be PAID FOR PRIOR TO INSERTION; and all notices, from whatever source, should be legibly written on one side of the paper only and sent to **Government Publishing SA** so as to be **received no later than 4 p.m. on the Tuesday preceding the day of publication. Phone 8207 1045 or Fax 8207 1040. E-mail: governmentgazette@saugov.sa.gov.au**. Send as attachments in Word format and please confirm your transmission with a faxed copy of your document, including the date the notice is to be published and to whom the notice will be charged.

AGRICULTURAL AND VETERINARY CHEMICALS (SOUTH AUSTRALIA) (ADMINISTRATIVE ACTIONS) AMENDMENT ACT 2002 (Act No. 3 of 2002): DAY OF COMMENCEMENT

Proclamation By The Governor

(L.S.) MARJORIE JACKSON-NELSON

WITH the advice and consent of the Executive Council, I fix 30 August 2002 as the day on which the *Agricultural and Veterinary Chemicals (South Australia) (Administrative Actions) Amendment Act 2002* will come into operation.

Given under my hand and the Public Seal of South Australia, at Adelaide, 22 August 2002.

By command,

J. W. WEATHERILL, for Premier

MAFF 02/0039CS

RETAIL AND COMMERCIAL LEASES (CASUAL MALL LICENCES) AMENDMENT ACT 2001 (Act No. 63 of 2001): DAY OF COMMENCEMENT

Proclamation By The Governor

(L.S.) MARJORIE JACKSON-NELSON

WITH the advice and consent of the Executive Council, I fix 1 September 2002 as the day on which the *Retail and Commercial Leases (Casual Mall Licences) Amendment Act 2001* will come into operation.

Given under my hand and the Public Seal of South Australia, at Adelaide, 22 August 2002.

By command,

J. W. WEATHERILL, for Premier

OCBA CS 0018/02

Department of the Premier and Cabinet
Adelaide, 22 August 2002

HER Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Water Corporation Board, pursuant to the provisions of the South Australian Water Corporation Act 1994:

Member: (from 22 August 2002 until 30 June 2004)
Susan Mary Doyle

By command,

J. W. WEATHERILL, for Premier

MGE 012/02CS

Department of the Premier and Cabinet
Adelaide, 22 August 2002

HER Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Workers Rehabilitation and Compensation Advisory Committee, pursuant to the provisions of the Workers Rehabilitation and Compensation Act 1986:

Member: (from 22 August 2002 until 19 September 2003)
Ronald Wayne Brine
Nadia Zivkovic

By command,

J. W. WEATHERILL, for Premier

MIR-WCK 007/02CS

Department of the Premier and Cabinet
Adelaide, 22 August 2002

HER Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Petroleum Products Retail Outlets Board, pursuant to the provisions of the Petroleum Products Regulation Act 1995:

Member: (from 22 August 2002 until 15 July 2003)

Nick Thredgold
Robert Louis Dahlenburg
Jillian Mary Hamilton

Chair: (from 22 August 2002 until 15 July 2003)

Robert Louis Dahlenburg

By command,

J. W. WEATHERILL, for Premier

MIR-WPS 004/02CS

Department of the Premier and Cabinet
Adelaide, 22 August 2002

HER Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Animal and Plant Control Commission, pursuant to the provisions of the Animal and Plant Control (Agricultural Protection and Other Purposes) Act 1986:

Member: (from 22 August 2002 until 21 August 2005)

Christine Chaston Johnson
William Robert Watkins
Andrew Donald McTaggart
Lindsay Wilfred Best

Deputy Member: (from 22 August 2002 until 21 August 2005)

Ross Maynard Gordon Dawkins (Deputy to Johnson)
Allan Glen Woolford (Deputy to Watkins)
Heather Margaret I'Anson (Deputy to McTaggart)
Laurence Arnold Robert Haegi (Deputy to Best)

By command,

J. W. WEATHERILL, for Premier

MEC 0052/02CS

Department of the Premier and Cabinet
Adelaide, 22 August 2002

HER Excellency the Governor in Executive Council has been pleased to appoint Bruno Krumins, Member of the Order of Australia, as Governor's Deputy of South Australia for a period from 7.20 a.m. on Wednesday, 28 August 2002 until 5 p.m. on Thursday, 29 August 2002.

By command,

J. W. WEATHERILL, for Premier

Department of the Premier and Cabinet
Adelaide, 22 August 2002

HER Excellency the Governor in Executive Council has been pleased to appoint Robert Alan Freeman to the position of Chief Executive, Department of Water, Land and Biodiversity Conservation, for a term of five years commencing on 30 September 2002, pursuant to Part 4 of the Public Sector Management Act 1995.

By command,

J. W. WEATHERILL, for Premier

DPC 028/02CS

AUTHORISED BETTING OPERATIONS ACT 2000

NO. 6 OF 2002

Notice of Approval of Contingencies

THE INDEPENDENT GAMBLING AUTHORITY, by this notice, approves contingencies relating to sporting or other events within Australia:

Citation

1. This notice may be cited as the Approved Contingencies (Innamincka Picnic Races—Gallopings) Notice 2002.

Approval

2. (1) The contingencies listed in the table are approved in respect of fixed odds betting by licensed bookmakers.

(2) This approval is subject to the provisions of the Authorised Betting Operations Act 2000 ('the Act'), the Bookmakers Licensing Rules 2000, any other rules made under section 62 of the Act, and the conditions to which a licence or permit are subject.

(3) This approval of contingencies may be amended or revoked by further notice.

Definitions

3. (1) In this notice:

'Event':

- (a) means a race on the flat for horses where each animal is ridden by a person;
- (b) includes, in relation to an event mentioned in paragraph (a) for which there were more accepters than places, a division of that event offering the same prize as the event.

'Place' means the contingency that a specified Entrant will place either first, second or third (or, if applicable, fourth) in a specified Event (including where different odds are offered by a bookmaker for first place *vis-a-vis* any of second, third or, if applicable, fourth place).

'Win' means the contingency that a specified Entrant will place first in or win a specified Event.

(2) A reference in the table to—

- (a) an open race is a reference to a race open to a horse which has at any time been registered under the Australian or local South Australian rules of racing and only to those horses; and

- (b) an unregistered race is a reference to a race which is open to horses which have never been registered under the Australian or local South Australian rules of racing.

TABLE

Picnic race meeting conducted by or on behalf of the Innamincka Sporting Club Inc. at Innamincka Station on 31 August 2002 and any later date to which the meeting may be adjourned

No.	Description of Event	Prizes	Approved Contingencies
1.	Open race over 800 m for horses	First—\$600 Second—\$200 Third—\$100	Win, place or derivative
2.	Open race over 1 000 m for horses	First—\$600 Second—\$200 Third—\$100	Win, place or derivative
3.	Unregistered race over 800 m for horses	First—\$450 Second—\$175 Third—\$100	Win, place or derivative
4.	'Cup' open race over 1 400 m for horses	First—\$2 000 plus cup Second—\$500 Third—\$300	Win, place or derivative
5.	Open race over 1 000 m for horses	First—\$700 plus bracelet Second—\$300 Third—\$200	Win, place or derivative
6.	Open race over 1 200 m for horses	First—\$300 Second—\$150 Third—\$50	Win, place or derivative
7.	'Consolation' race over 800 m—open to horses unplaced in races 1, 2, 4, 5 and 6	First—\$450 Second—\$175 Third—\$100	Win, place or derivative

Dated 20 August 2002.

R. C. J. CHAPPELL, Secretary to the
Independent Gambling Authority

AMBULANCE SERVICES ACT 1992

Appointments

NOTICE is hereby given that the Minister for Emergency Services advises the appointment of the following members to the Ambulance Board for a term of three years, commencing on 5 August 2002 and expiring on 4 August 2005, pursuant to the Ambulance Services Act 1992:

Graham Hockley
Leith Gregurke
Laura Reed

PATRICK CONLON, Minister for Emergencies
Services

BUILDING WORK CONTRACTORS ACT 1995

Exemption

TAKE notice that, pursuant to section 45 of the Building Work Contractors Act 1995, I, Michael John Atkinson, Minister for Consumer Affairs, do hereby exempt the licensee named in Schedule 1 from the application of Division 3 of Part 5 of the above Act in relation to domestic building work described in Schedule 2 and subject to the conditions specified in Schedule 3.

SCHEDULE 1

Mossop Group Pty Ltd, BLD 41495.

SCHEDULE 2

Work performed by the licensee in the re-development of an apartment complex on the property described as the corner of Lipson Street and Butler Street, Port Adelaide (Certificate of Title 5825/965).

SCHEDULE 3

The licensee must, prior to commencement of the works, effect an amendment to the contract between the licensee and Neville Smith & Co. Pty Ltd, such that Neville Smith & Co. Pty Ltd is required to inform prospective off-the-plan purchasers of apartments that a policy of building indemnity insurance has not been issued in respect of the apartments.

Dated 14 August 2002.

M. J. ATKINSON, Minister for Consumer Affairs

Ref: 610/02-00297

BUILDING WORK CONTRACTORS ACT 1995

Exemption

TAKE notice that, pursuant to section 45 of the Building Work Contractors Act 1995, I, Michael John Atkinson, Minister for Consumer Affairs, do hereby exempt the licensee named in Schedule 1 from the application of Division 3 of Part 5 of the above Act in relation to domestic building work described in Schedule 2 and subject to the conditions specified in Schedule 3.

SCHEDULE 1

Christopher Pearson, BLD 53983.

SCHEDULE 2

Work performed by the licensee in the construction of a dwelling on land of which the licensee is the registered proprietor with K. F. Pearson, at the property described as 2 Penzance Avenue, Christies Beach.

SCHEDULE 3

The licensee must not transfer his interest in the land described in Schedule 2 until the construction of the dwelling has been completed.

Dated 9 August 2002.

M. J. ATKINSON, Minister for Consumer Affairs

Ref: 610/02-00308

BUILDING WORK CONTRACTORS ACT 1995

Exemption

TAKE notice that, pursuant to section 45 of the Building Work Contractors Act 1995, I, Michael John Atkinson, Minister for Consumer Affairs, do hereby exempt the person named in Schedule 1 from the application of Division 3 of Part 5 of the Act in relation to domestic building work described in Schedule 2.

SCHEDULE 1

Ian Wood Homes Pty Ltd, G 8377.

SCHEDULE 2

Work performed by the licensee for the South Australian Housing Trust for the construction of six dwellings at the property described as Rolleston Avenue and Melbury Road, Salisbury North.

Dated 6 August 2002.

M. J. ATKINSON, Minister for Consumer Affairs

Ref: 610/02-00254

BUILDING WORK CONTRACTORS ACT 1995

Exemption

TAKE notice that, pursuant to section 45 of the Building Work Contractors Act 1995, I, Michael John Atkinson, Minister for Consumer Affairs, do hereby exempt the person named in Schedule 1 from the application of Division 3 of Part 5 of the Act in relation to domestic building work described in Schedule 2.

SCHEDULE 1

Ian Wood Homes Pty Ltd, G 8377.

SCHEDULE 2

Work performed by the licensee for the South Australian Housing Trust for the construction of five dwellings at the property described as Palmerston Road and Cressy Avenue, Windsor Gardens.

Dated 6 August 2002.

M. J. ATKINSON, Minister for Consumer Affairs

Ref: 610/02-00254

BUILDING WORK CONTRACTORS ACT 1995

Exemption

TAKE notice that, pursuant to section 45 of the Building Work Contractors Act 1995, I, Michael John Atkinson, Minister for Consumer Affairs, do hereby exempt the licensee named in Schedule 1 from the application of Division 3 of Part 5 of the above Act in relation to domestic building work described in Schedule 2 and subject to the conditions specified in Schedule 3.

SCHEDULE 1

Wirkus Developments Pty Ltd, BLD 168190.

SCHEDULE 2

Work performed by the licensee in the construction of a dwelling on land of which the licensee is the registered proprietor, at the property described as 11 Stirling Road, Strathalbyn.

SCHEDULE 3

The licensee must not transfer its interest in the land described in Schedule 2 until the construction of the dwelling has been completed.

Dated 9 August 2002.

M. J. ATKINSON, Minister for Consumer Affairs

Ref: 610/02-00154

BUILDING WORK CONTRACTORS ACT 1995

Exemption

TAKE notice that, pursuant to section 45 of the Building Work Contractors Act 1995, I, Michael John Atkinson, Minister for Consumer Affairs, do hereby exempt the licensee named in Schedule 1 from the application of Division 3 of Part 5 of the above Act in relation to domestic building work described in Schedule 2 and subject to the conditions specified in Schedule 3.

SCHEDULE 1

Rocca's Building Co. Pty Ltd, GL 53629.

SCHEDULE 2

Domestic building work performed by the licensee pursuant to a building work contract with F. and T. Marciniak dated 28 March 2002, for the property described as 7 Fred Hollow Court, Pennington.

SCHEDULE 3

The licensee must cause an amendment to the building work contract referred to in Schedule 2, such that F. and T. Marciniak are entitled to retain a sum equivalent to 5% of the value of the contract for the period of three months following completion, as security against defects in the work.

Dated 14 August 2002.

M. J. ATKINSON, Minister for Consumer Affairs

Ref: 610/02-00252

BUILDING WORK CONTRACTORS ACT 1995

Exemption

TAKE notice that, pursuant to section 45 of the Building Work Contractors Act 1995, I, Michael John Atkinson, Minister for Consumer Affairs, do hereby exempt the licensee named in Schedule 1 from the application of Division 3 of Part 5 of the above Act in relation to domestic building work described in Schedule 2 and subject to the conditions specified in Schedule 3.

SCHEDULE 1

Rocca's Building Co. Pty Ltd, GL 53629.

SCHEDULE 2

Domestic building work performed by the licensee pursuant to a building work contract with M. and T. Wormald dated 6 June 2002 for the property described as 2 Birchdale Circuit, Hillbank.

SCHEDULE 3

The licensee must cause an amendment to the building work contract referred to in Schedule 2, such that M. and T. Wormald are entitled to retain a sum equivalent to 5% of the value of the contract for the period of three months following completion, as security against defects in the work.

Dated 14 August 2002.

M. J. ATKINSON, Minister for Consumer Affairs

Ref: 610/02-00251

BUILDING WORK CONTRACTORS ACT 1995

Exemption

TAKE notice that, pursuant to section 45 of the Building Work Contractors Act 1995, I, Michael John Atkinson, Minister for Consumer Affairs, do hereby exempt the licensee named in Schedule 1 from the application of Division 3 of Part 5 of the above Act in relation to domestic building work described in Schedule 2 and subject to the conditions specified in Schedule 3.

SCHEDULE 1

Rocca's Building Co. Pty Ltd, GL 53629.

SCHEDULE 2

Domestic building work performed by the licensee pursuant to a building work contract with B. and L. Phillips dated 30 May 2002, for the property described as 27 Telford Crescent, Modbury Heights.

SCHEDULE 3

The licensee must cause an amendment to the building work contract referred to in Schedule 2, such that B. and L. Phillips are entitled to retain a sum equivalent to 5% of the value of the contract for the period of three months following completion, as security against defects in the work.

Dated 14 August 2002.

M. J. ATKINSON, Minister for Consumer Affairs

Ref: 610/02-00250

BUILDING WORK CONTRACTORS ACT 1995

Exemption

TAKE notice that, pursuant to section 45 of the Building Work Contractors Act 1995, I, Michael John Atkinson, Minister for Consumer Affairs, do hereby exempt the licensee named in Schedule 1 from the application of Division 3 of Part 5 of the above Act in relation to domestic building work described in Schedule 2 and subject to the conditions specified in Schedule 3.

SCHEDULE 1

Rocca's Building Co. Pty Ltd, GL 53629.

SCHEDULE 2

Domestic building work performed by the licensee pursuant to a building work contract with I. and P. Fidock dated 31 May 2002, for the property described as 24 Seaspray Avenue, North Haven.

SCHEDULE 3

The licensee must cause an amendment to the building work contract referred to in Schedule 2, such that I. and P. Fidock are entitled to retain a sum equivalent to 5% of the value of the contract for the period of three months following completion, as security against defects in the work.

Dated 14 August 2002.

M. J. ATKINSON, Minister for Consumer Affairs

Ref: 610/02-00249

COUNTRY FIRES ACT 1989

Dissolution of Groups and Constitution of Group

NOTICE is hereby given, pursuant to sections 12 (1) (b) and 12 (6) of the Country Fires Act 1989, that the Chief Executive Officer under delegation from the Country Fire Service Board, dissolves the Upper Riverland CFS Group and Loxton CFS Group and constitutes the Chaffey CFS Group.

V. MONTEROLA, AFSM, Chief Executive Officer, Country Fire Service

DEVELOPMENT ACT 1993, SECTION 26 (8): REGIONAL COUNCIL OF PORT PIRIE—DISTRICT COUNCIL OF MOUNT REMARKABLE INDUSTRY BUFFER (SAMAG) PLAN AMENDMENT

Preamble

1. The Development Plan amendment entitled Regional Council of Port Pirie—District Council of Mount Remarkable 'Industry Buffer (SAMAG) Plan Amendment' (the Plan Amendment) has been finalised in accordance with the provisions of the Development Act 1993.

2. The Minister for Urban Development and Planning has decided to approve the Plan Amendment.

NOTICE

PURSUANT to section 26 of the Development Act 1993, I—

- (a) approve the Plan Amendment; and
- (b) fix the day on which this notice is published in the *Gazette* as the day on which the Plan Amendment will come into operation.

Dated 22 August 2002.

J. WEATHERILL, Minister for Urban Development and Planning

PLN 01/0562

DEVELOPMENT ACT 1993

*Alteration to the South Australian Housing Code**Preamble*

The Development Act 1993 requires that where a Code is adopted by the Regulations, notice of the alteration must be published before the alteration can take effect.

NOTICE

PURSUANT to section 108 (7) of the Development Act 1993, notice is given of an alteration to the South Australian Housing Code 1998, which is called up in the South Australian Appendix to Volume 2 of the Building Code of Australia 1996 edition, that alteration being Amendment No. 8 as published by Planning SA.

The alterations made by Amendment No. 8 to the South Australian Housing Code will take effect for the purpose of the Development Act 1993 on 22 August 2002.

Dated 13 August 2002.

JAY WEATHERILL, Minister for Urban Development and Planning

DEVELOPMENT ACT 1993, SECTION 25 (17): CITY OF PROSPECT—PROSPECT (CITY) DEVELOPMENT PLAN—LOCAL HERITAGE PLACES PLAN AMENDMENT

Preamble

1. The Development Plan amendment entitled 'City of Prospect—Prospect (City) Development Plan—Local Heritage Places Plan Amendment' (the Plan Amendment) has been finalised in accordance with the provisions of the Development Act 1993.

2. The Minister for Urban Development and Planning has decided to approve the Plan Amendment.

NOTICE

PURSUANT to section 25 of the Development Act 1993, I—

- (a) approve the Plan Amendment; and
- (b) fix the day on which this notice is published in the *Gazette* as the day on which the Plan Amendment will come into operation.

Dated 22 August 2002.

J. WEATHERILL, Minister for Urban Development and Planning

PLN 00/0435

DEVELOPMENT ACT 1993, SECTION 28 (1): DECLARATION OF INTERIM OPERATION OF CITY OF PLAYFORD—PLAYFORD (CITY) DEVELOPMENT PLAN—HERITAGE PLAN AMENDMENT

Preamble

1. On 27 June 2002, I declared that the 'City of Playford—Playford (City) Development Plan—Heritage Plan Amendment' be brought into operation on an interim basis on 27 June 2002.

2. The PAR in relation to this had not been released for public consultation at the time I declared interim operation.

3. It is therefore necessary for me to make a new declaration in relation to this amendment.

NOTICE

PURSUANT to section 28 (1) of the Development Act 1993, I, the Governor, with the advice and consent of the Executive Council, being of the opinion that it is necessary in the interest of the orderly and proper development of the area affected by the 'City of Playford—Playford (City) Development Plan—Heritage Plan Amendment' that the Plan Amendment should come into operation without delay, declare that the Plan Amendment will come into operation on an interim basis on 22 August 2002.

Given under my hand at Adelaide, 15 August 2002.

MARJORIE JACKSON-NELSON, Governor

MFUDP CPSA 2002/00018CS

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Dr Rob Harcourt or his agents (hereinafter referred to as the 'exemption holder') of the Marine Mammal Research Group, Graduate School of the Environment, Macquarie University, Sydney, N.S.W. 2109 is exempt from section 41A of the Fisheries Act 1982, but only insofar as he may collect biopsies from marine mammals from coastal marine waters (hereinafter referred to as the 'exempted activity'), subject to the conditions set out in Schedule 1 from the date of gazettal of this notice until 31 December 2002, unless varied or revoked earlier.

SCHEDULE 1

1. Before collecting any specimens pursuant to this notice, the exemption holder must notify the PIRSA Fisheries Compliance Unit on 1800 065 522 with details of the proposed locations and the dates on which the collections are to be made.

2. The exempted activity may only be conducted by Dr Rob Harcourt and/or Nathalie Patenaude.

3. While engaging in the exempted activity, the exemption holder must be in possession of a copy of this notice. Such notice must be produced to a PIRSA Fisheries Compliance Officer if such an officer requests that it be produced.

4. The exemption holder shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

Dated 19 August 2002.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, each of the holders from time to time of the Marine Scalefish Fishery Licences shown in Schedule 1 (the 'exemption holder') is exempted from the provisions of regulation 12 (2) of the Scheme of Management (Marine Scalefish Fisheries) Regulations 1991, but only insofar as the exemption holder shall not be guilty of an offence when using a registered master, for the taking of or an act preparatory to or involved in the taking of ocean leatherjackets only (the 'exempted activity'), subject to the conditions specified in Schedule 2, from the date of gazettal of this notice until 30 June 2003, unless varied or revoked earlier.

SCHEDULE 1

M054	Brian J. Cuddeford, P.O. Box 1978, Port Lincoln
M138	Howard J. Rodd, P.O. Box 2424, Port Lincoln
M198	Paul A. Claughton, 18 Morgan Street, Port Lincoln
M467	Hugh R. Bayly, c/o Post Office, Coult

SCHEDULE 2

1. The exemption holder may nominate up to two registered masters to conduct the exempted activity pursuant to their Marine Scalefish Fishery Licence provided that the application to be registered as the master of a boat is made in writing on a form approved by the Director and be accompanied by the exemption holder's licence.

2. Only one boat may be used by the exemption holder at any one time pursuant to the Marine Scalefish Fishery Licence and this exemption.

3. The exemption holder shall not contravene or fail to comply with the Fisheries Act 1982, or any other regulations made under that Act except where specifically exempted by this notice.

Dated 19 August 2002.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, each of the holders from time to time of the Marine Scalefish Fishery Licences shown in Schedule 1 (the 'exemption holder') is exempted from the provisions of Regulation 12 (2) of the Scheme of Management (Marine Scalefish Fisheries) Regulations 1991, but only insofar as the exemption holder shall not be guilty of an offence when using a registered master, for the taking of or an act preparatory to or involved in the taking of pilchards only (the 'exempted activity'), subject to the conditions specified in Schedule 2, from the date of gazettal of this notice until 30 June 2003, unless varied or revoked earlier.

SCHEDULE 1

M153	Leith A. Whittaker, P.O. Box 972, Port Lincoln
M172	Lakkana Boonmajaroen, P.O. Box 2013, Port Lincoln
M255	Stanislav Lukin, P.O. Box 2073, Port Lincoln
M273	Tony F. Lukin, P.O. Box 603, Port Lincoln
M274	Brendan G. Sheehy, 62 Lincoln Highway, Port Lincoln
M285	Terrence R. Bryant, P.O. Box 993, Port Lincoln
M324	Zorica Lukin, P.O. Box 2073, Port Lincoln
M329	Elida Sarin, P.O. Box 1073, Port Lincoln
M354	Branko Sarunic, P.O. Box 993, Port Lincoln
M429	Joseph H. Puglisi, P.O. Box 1891, Port Lincoln
M433	Robert Ferguson, Torryburn Road, East Gresford
M488	Viekoslav Valcic, P.O. Box 1492, Port Lincoln
M491	Mark Waller, 9 Kestrel Place, Port Lincoln
M505	Peter A. White, P.O. Box 829, Port Lincoln

SCHEDULE 2

1. The exemption holder may nominate up to two registered masters to conduct the exempted activity pursuant to their Marine Scalefish Fishery Licence provided that the application to be registered as the master of a boat is made in writing on a form approved by the Director and be accompanied by the exemption holder's licence.

2. For the purposes of this exemption, pilchards means pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulidae.

3. Only one boat may be used by the exemption holder at any one time pursuant to the Marine Scalefish Fishery Licence and this exemption.

4. The exemption holder shall not contravene or fail to comply with the Fisheries Act 1982, or any other regulations made under that Act except where specifically exempted by this notice.

Dated 19 August 2002.

W. ZACHARIN, Director of Fisheries

LAND AND BUSINESS (SALE AND CONVEYANCING) ACT
1994

Exemption

TAKE notice that, pursuant to section 23 (3) of the Land and Business (Sale and Conveyancing) Act 1994, I, Michael John Atkinson, Minister for Consumer Affairs, do hereby exempt the person named in Schedule 1 from the application of section 23 (2) of the Act in relation to the purchase of the land specified in Schedule 2.

SCHEDULE 1

Wayne Robert White, an officer/employee of Gower & White Real Estate Pty Ltd.

SCHEDULE 2

The whole of the land described in certificate of title register book volume 5022, folio 757, situated at 11-20 James Street, Port Pirie, S.A. 5540.

Dated 22 August 2002.

Signed for and on behalf of the Minister for Consumer Affairs by the Commissioner for Consumer Affairs:

M. BODYCOAT, Commissioner

LAND AND BUSINESS (SALE AND CONVEYANCING) ACT
1994

Exemption

TAKE notice that, pursuant to section 23 (3) of the Land and Business (Sale and Conveyancing) Act 1994, I, Michael John Atkinson, Minister for Consumer Affairs, do hereby exempt the person named in Schedule 1 from the application of section 23 (2) of the Act in relation to the purchase of the land specified in Schedule 2.

SCHEDULE 1

Raelene Joy Schirripa, an officer/employee of Fenwick Ennis Pty Ltd.

SCHEDULE 2

The whole of the land described in certificate of title register book volume 5141, folio 70, situated at 227 Ward Street, North Adelaide, S.A. 5006.

Dated 22 August 2002.

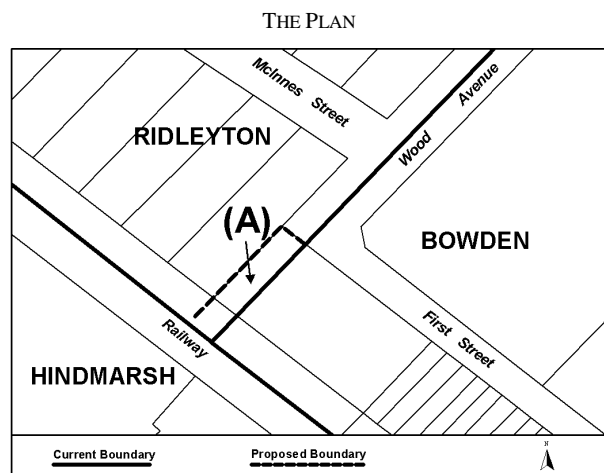
Signed for and on behalf of the Minister for Consumer Affairs by the Commissioner for Consumer Affairs:

M. BODYCOAT, Commissioner

GEOGRAPHICAL NAMES ACT 1991

Notice to Alter the Boundary of a Place

NOTICE is hereby given pursuant to the provisions of the above Act that I, PETER MACLAREN KENTISH, Surveyor-General and Delegate appointed by Jay Weatherill, Minister for Administrative Services, Minister of the Crown to whom the administration of the Geographical Names Act 1991, is committed, DO HEREBY exclude from the suburb of RIDLEYTON and include in the suburb of BROMPTON the area marked (A) as shown on the plan below.



Dated 16 August 2002.

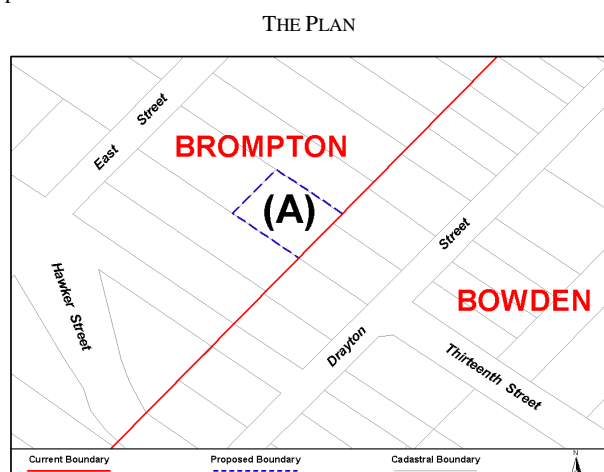
P. M. KENTISH, Surveyor-General

DAIS 22-413/02/0005

GEOGRAPHICAL NAMES ACT 1991

Notice to Alter the Boundary of a Place

NOTICE is hereby given pursuant to the provisions of the above Act that I, PETER MACLAREN KENTISH, Surveyor-General and Delegate appointed by Jay Weatherill, Minister for Administrative Services, Minister of the Crown to whom the administration of the Geographical Names Act 1991, is committed, DO HEREBY exclude from the suburb of BROMPTON and include in the suburb of BOWDEN the area marked (A) as shown on the plan below.



Dated 16 August 2002.

P. M. KENTISH, Surveyor-General

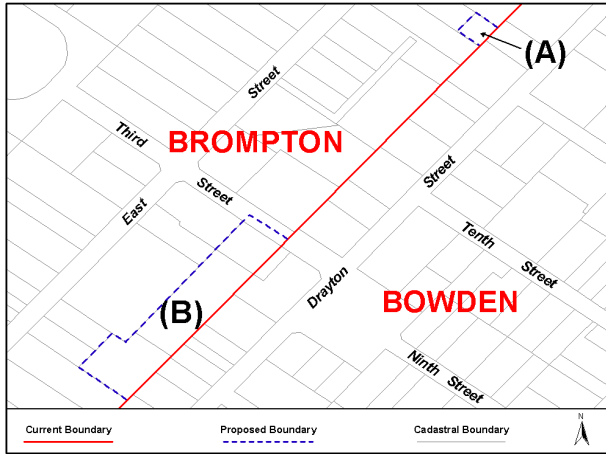
DAIS 22-413/02/0006

GEOGRAPHICAL NAMES ACT 1991

Notice to Alter the Boundary of a Place

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THE PLAN



Dated 16 August 2002.

P. M. KENTISH, Surveyor-General

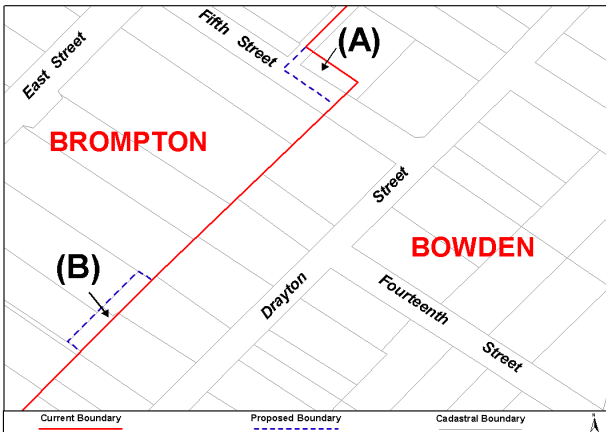
DAIS 22-413/02/0006

GEOGRAPHICAL NAMES ACT 1991

Notice to Alter the Boundary of a Place

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THE PLAN



Dated 16 August 2002.

P. M. KENTISH, Surveyor-General

DAIS 22-413/02/0006

GEOGRAPHICAL NAMES ACT 1991

Notice to Assign Names and Boundaries to Places

CORRIGENDUM

IN *Government Gazette* of 11 November 1999, page 2321 first notice appearing and 12 April 2001, page 1587 first notice appearing, the locality name KARKULTABY, *should* have been shown as KARCULTABY.

Dated 19 August 2002.

M. VASSALLO for P. M. KENTISH, Surveyor-General, Department for Administrative and Information Services

DEHAA 04/0097
DEHAA 04/0098

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that the Corporation of the City of Marion has applied to the Licensing Authority for a Special Circumstances Licence with Extended Trading Authorisation and Entertainment Consent in respect of premises to be situated at 9 Laffer Drive, Bedford Park, S.A. 5042 and to be known as the Living Karna Cultural Centre.

The application has been set down for hearing on 20 September 2002 at 9 a.m.

Conditions

The following licence conditions are sought:

The licence including the Extended Trading Authorisation authorises the licensee to sell and supply liquor for consumption on the licensed premises as follows:

1. On occasions when private, pre-organised functions or meetings are conducted at the premises, from the commencement of that function or meeting (and in any case not earlier than 9 a.m.) until:

Monday to Thursday: Midnight;
Friday or Saturday: 2 a.m. the following day;
Sunday: Midnight.

2. Liquor may be sold or supplied in the cafe at any time for consumption to persons with or ancillary to a meal or seated at a table.

3. Entertainment Consent to apply to the whole of the licensed premises.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 14 August 2002.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Dimitrios and Ekaterina Antonopoulos have applied to the Licensing Authority for a Restaurant Licence with Entertainment Consent in respect of premises situated at 45C Sussex Street, Hawthorn, S.A. 5062 and to be known as Cafe Astros.

The application has been set down for hearing on 20 September 2002 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 20 August 2002.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Pan Macedonian Association of SA Inc. has applied to the Licensing Authority for a Limited Club Licence with Extended Trading Authorisation and Entertainment Consent in respect of the premises situated at 94 Henley Beach Road, Mile End, S.A. 5031.

The application has been set down for hearing on 20 September 2002 at 9 a.m.

Conditions

The following licence conditions are sought:

Extended Trading Authorisation to include:

Friday and Saturday: Midnight to 1 a.m. the following day;

Sunday: 8 a.m. to 11 a.m. and 8 p.m. to midnight.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 20 August 2002.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Bradley Mark Fehring has applied to the Licensing Authority for a Restaurant Licence with Entertainment Consent in respect of premises situated at 69 Main Street, Woodside, S.A. 5244.

The application has been set down for hearing on 20 September 2002.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 12 August 2002.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Guiseppe Lopresti, 12 Sheidow Terrace, Marino Rocks, S.A. 5049 has applied to the Licensing Authority for a Producer's Licence in respect of premises to be situated at Lot 2 Aldinga Road, Aldinga, S.A. 5173 and to be known as Lopresti Wines.

The application has been set down for hearing on 20 September 2002 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 12 August 2002.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Darren Golding, Western Branch Road, Lobethal, S.A. 5241 has applied to the Licensing Authority for a Producer's Licence in respect of premises situated at Lot 3 Western Branch Road, Lobethal, S.A. 5241 and to be known as Golding Wines.

The application has been set down for hearing on 20 September 2002 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 13 August 2002.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Lake Enterprises (SA) Pty Ltd, as trustee of the Carslake Family Trust, Level 3, 190 Flinders Street, Adelaide, S.A. 5000 has applied to the Licensing Authority for a Restaurant Licence with section 34 (1) (c) and Extended Trading Authorisation in respect of premises to be situated at Shop 8, 142 Hub Drive, Aberfoyle Park, S.A. 5159 and to be known as Marcellina Pizza Bar Restaurant—Aberfoyle Park.

The application has been set down for hearing on 20 September 2002 at 9 a.m.

Conditions

The following licence conditions are sought:

1. Extended Trading Authorisation to apply to the whole of the licensed premises:

Monday to Wednesday: Midnight to 1 a.m. the following day;

Thursday and Friday: Midnight to 2 a.m. the following day;
 Saturday: Midnight to 4 a.m. the following day;
 Sunday: 8 a.m. to 11 a.m. and 8 p.m. to 4 a.m. the following day;
 Public Holidays: Midnight to 4 a.m. the following day.

2. Section 34 (1) (c) authorisation to enable the licensee to sell liquor on any day except Good Friday and Christmas Day for consumption on the licensed premises by persons:

- (a) seated at a table; or
- (b) attending a function at which food is provided.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 13 August 2002.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Kaben (SA) Pty Ltd, Jusard Pty Ltd and Donna Baker, c/o Moody Rossi, Level 7, 185 Victoria Square, Adelaide, S.A. 5000 have applied to the Licensing Authority for a variation to an Entertainment Consent Licence in respect of premises situated at 348 Port Road, Hindmarsh, S.A. 5007 and known as Hope Inn Hotel.

The application has been set down for hearing on 20 September 2002 at 9 a.m.

Condition

The following licence condition is sought:

Entertainment Consent is sought to be included in areas 6 and 7 as depicted in the plan lodged with this office.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 15 August 2002.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that C. & M. Pty Ltd has applied to the Licensing Authority for a variation to the Extended Trading Authorisation in respect of premises situated at 17 Hindley Street, Adelaide, S.A. 5000 and known as Tattersalls Hotel.

The application has been set down for hearing on 20 September 2002.

Conditions

The following licence conditions are sought:

Variation to the current Extended Trading Authorisation to authorise the sale of liquor for consumption on the licensed premises:

Sunday: 8 p.m. to midnight.

For consumption off the licensed premises:

Sunday: 8 p.m. to 9 p.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 12 August 2002.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Woolies Liquor Stores Pty Ltd, c/o 599 Main North Road, Gepps Cross, S.A. 5094 has applied to the Licensing Authority for the transfer of a Retail Liquor Merchant's Licence in respect of premises situated at 89 Kensington Road, Norwood, S.A. 5067 and known as Rose Park Cellars.

The application has been set down for hearing on 23 September 2002 at 9.30 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 9 August 2002.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Umanand Prasad and Uma Prasad have applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at Lots 2 and 3 Main North Road, Evanston, S.A. 5116, known as Royal Dragon Restaurant and to be known as Shivas.

The application has been set down for hearing on 23 September 2002 at 10 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 12 August 2002.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Eyria Investments Pty Ltd (ACN 008 021 823) has applied to the Licensing Authority for the transfer of a Hotel and Gaming Machine Licence in respect of premises situated at 16-24 Tasman Terrace, Port Lincoln, S.A. 5606 and known as Port Lincoln Hotel.

The application has been set down for hearing on 23 September 2002.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 12 August 2002.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Wishmore Pty Ltd and Peter James Gibberd, as trustee for the Gibberd Family Trust, c/o Bob Lempens of Camatta Lempens Solicitors have applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 9 Cadell Street, Goolwa, S.A. 5214 and known as Woks 2 Eat.

The application has been set down for hearing on 23 September 2002 at 11 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 16 August 2002.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that W. Z. Pty Ltd (ACN 096 472 150), P.O. Box 10228, Adelaide, S.A. 5000 has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 79 Gouger Street, Adelaide, S.A. 5000 and known as Paul's Restaurant.

The application has been set down for hearing on 23 September 2002.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 31 July 2002.

Applicant

GOVERNMENT GAZETTE ADVERTISEMENT RATES

To apply from 1 July 2002

	\$		\$
Agents, Ceasing to Act as.....	34.10	Firms:	
Associations:		Ceasing to Carry on Business (each insertion)	22.70
Incorporation	17.40	Discontinuance Place of Business	22.70
Intention of Incorporation	43.00	Land—Real Property Act:	
Transfer of Properties	43.00	Intention to Sell, Notice of.....	43.00
Attorney, Appointment of.....	34.10	Lost Certificate of Title Notices	43.00
Bailiff's Sale	43.00	Cancellation, Notice of (Strata Plan).....	43.00
Cemetery Curator Appointed.....	25.50	Mortgages:	
Companies:		Caveat Lodgment.....	17.40
Alteration to Constitution	34.10	Discharge of	18.30
Capital, Increase or Decrease of	43.00	Foreclosures.....	17.40
Ceasing to Carry on Business	25.50	Transfer of	17.40
Declaration of Dividend.....	25.50	Sublet.....	8.75
Incorporation	34.10	Leases—Application for Transfer (2 insertions) each.....	8.75
Lost Share Certificates:		Lost Treasury Receipts (3 insertions) each.....	25.50
First Name.....	25.50	Licensing.....	51.00
Each Subsequent Name.....	8.75	Municipal or District Councils:	
Meeting Final.....	28.75	Annual Financial Statement—Forms 1 and 2	481.00
Meeting Final Regarding Liquidator's Report on		Electricity Supply—Forms 19 and 20.....	341.00
Conduct of Winding Up (equivalent to 'Final		Default in Payment of Rates:	
Meeting')		First Name	68.00
First Name.....	34.10	Each Subsequent Name.....	8.75
Each Subsequent Name.....	8.75	Noxious Trade	25.50
Notices:		Partnership, Dissolution of.....	25.50
Call.....	43.00	Petitions (small)	17.40
Change of Name.....	17.40	Registered Building Societies (from Registrar-	
Creditors.....	34.10	General).....	17.40
Creditors Compromise of Arrangement	34.10	Register of Unclaimed Moneys—First Name.....	25.50
Creditors (extraordinary resolution that 'the Com-		Each Subsequent Name	8.75
pany be wound up voluntarily and that a liquidator		Registers of Members—Three pages and over:	
be appointed').....	43.00	Rate per page (in 8pt)	218.00
Release of Liquidator—Application—Large Ad	68.00	Rate per page (in 6pt)	288.00
—Release Granted.....	43.00	Sale of Land by Public Auction.....	43.50
Receiver and Manager Appointed.....	39.75	Advertisements	2.40
Receiver and Manager Ceasing to Act.....	34.10	Advertisements, other than those listed are charged at \$2.40 per	
Restored Name.....	32.25	column line, tabular one-third extra.	
Petition to Supreme Court for Winding Up.....	59.50	Notices by Colleges, Universities, Corporations and District	
Summons in Action.....	51.00	Councils to be charged at \$2.40 per line.	
Order of Supreme Court for Winding Up Action	34.10	Where the notice inserted varies significantly in length from	
Register of Interests—Section 84 (1) Exempt.....	77.00	that which is usually published a charge of \$2.40 per column line	
Removal of Office.....	17.40	will be applied in lieu of advertisement rates listed.	
Proof of Debts	34.10	South Australian Government publications are sold on the	
Sales of Shares and Forfeiture.....	34.10	condition that they will not be reproduced without prior	
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Assigned	25.50		
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Each Subsequent Estate.....	1.10		
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Public Trustee, each Estate.....	8.75		

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MISCELLANEOUS LEGISLATION AND GOVERNMENT PUBLICATIONS PRICES AS FROM 1 JULY 2002

Acts, Bills, Rules, Parliamentary Papers and Regulations

Pages	Main	Amends	Pages	Main	Amends
1-16	1.95	0.85	497-512	28.10	27.00
17-32	2.70	1.70	513-528	28.90	27.75
33-48	3.50	2.50	529-544	29.70	28.75
49-64	4.45	3.35	545-560	30.50	29.75
65-80	5.20	4.30	561-576	31.25	30.50
81-96	6.00	5.00	577-592	32.30	31.00
97-112	6.90	5.85	593-608	33.10	32.00
113-128	7.70	6.75	609-624	33.90	33.00
129-144	8.65	7.65	625-640	34.60	33.50
145-160	9.50	8.50	641-656	35.40	34.50
161-176	10.40	9.30	657-672	36.00	35.25
177-192	11.20	10.20	673-688	37.50	36.00
193-208	12.00	11.10	689-704	38.30	37.00
209-224	12.80	11.80	705-720	38.80	38.00
225-240	13.60	12.60	721-736	40.25	38.50
241-257	14.50	13.30	737-752	40.75	39.75
258-272	15.40	14.20	753-768	41.75	40.25
273-288	16.30	15.20	769-784	42.25	41.50
289-304	17.00	16.00	785-800	43.00	42.25
305-320	17.90	16.80	801-816	43.75	42.75
321-336	18.70	17.60	817-832	44.75	43.75
337-352	19.60	18.60	833-848	45.75	44.50
353-368	20.40	19.40	849-864	46.50	45.25
369-384	21.30	20.30	865-880	47.25	46.50
385-400	22.00	21.10	881-896	47.75	47.00
401-416	22.80	21.80	897-912	49.25	47.75
417-432	23.90	22.70	913-928	49.75	49.25
433-448	24.60	23.60	929-944	50.50	49.75
449-464	25.50	24.40	945-960	51.50	50.25
465-480	26.00	25.20	961-976	52.50	51.25
481-496	27.10	26.00	977-992	53.50	52.00

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LOCAL GOVERNMENT ACT 1999

GAWLER RIVER FLOODPLAIN MANAGEMENT AUTHORITY

Notice of Approval of a Regional Subsidiary

THE City of Playford, District Council of Mallala, Corporation of the Town of Gawler, The Barossa Council, Light Regional Council and the Adelaide Hills Council have resolved to establish a regional subsidiary pursuant to section 43 of the Local Government Act 1999, to co-ordinate the construction, operation and maintenance of flood mitigation infrastructure for the Gawler River.

Pursuant to clause 17 of Part 2 of Schedule 2 of the Local Government Act 1999, I approve the establishment of the Gawler River Floodplain Management Authority.

The charter of the Gawler River Floodplain Management Authority is set out below.

CHARTER OF THE GAWLER RIVER FLOODPLAIN MANAGEMENT AUTHORITY

1. ESTABLISHMENT

The Gawler River Floodplain Management Authority ('the Authority') is established by the Constituent Councils as a regional subsidiary pursuant to section 43 and Schedule 2 ('the Schedule') of the Local Government Act 1999 ('the Act').

This Charter governs the affairs of the Authority and must be reviewed by the Constituent Councils at least once every three years.

2. CONSTITUENT COUNCILS

The Authority is established by the City of Playford, District Council of Mallala, Corporation of the Town of Gawler, The Barossa Council, Light Regional Council, and Adelaide Hills Council ('the Constituent Councils').

The Constituent Councils have resolved to work together to establish a regional subsidiary to co-ordinate the construction, operation and maintenance of flood mitigation infrastructure for the Gawler River.

The Authority is subject to the joint direction of the Constituent Councils.

3. PURPOSE

3.1 The Authority has been established for the following purposes:

- 3.1.1 to co-ordinate the construction, operation and maintenance of flood mitigation infrastructure in the Gawler River area ('the Floodplain');
- 3.1.2 to raise finance for the purpose of developing, managing and operating and maintaining flood mitigation works within the Floodplain;
- 3.1.3 to provide a forum for the discussion and consideration of topics relating to the Constituent Council's obligations and responsibilities in relation to management of flood mitigation within the Floodplain;
- 3.1.4 to enter into agreements with Constituent Councils for the purpose of managing and developing the Floodplain.

3.2 The Authority is not involved in a significant business activity as defined in the Clause 7 Statement prepared under the Competition Principles Agreement of the National Competition Policy.

4. THE BOARD—ROLE AND MEMBERSHIP

4.1 The Authority will be governed by a Board.

4.2 The Board is responsible for the administration of the affairs of the Authority. The Board must ensure insofar as it is practicable, that the Authority observes the objectives set out in this Charter, that information provided to the Constituent Councils is accurate and that Constituent Councils are kept informed of the solvency of the Authority as well as any material developments which may affect the operating capacity and financial affairs of the Authority:

- 4.3 4.3.1 Each of the Constituent Councils will appoint two persons to the Board. The Constituent Councils' appointees shall be the Chief Executive Officer of the Constituent Council or his or her nominee plus one elected member of the Constituent Council.
- 4.3.2 The Northern Adelaide and Barossa Catchment Water Management Board ('NAB Board') shall appoint one person to the Board. The NAB Board's appointee shall be the chairperson of the Board.
- 4.3.3 The Board may appoint observers to the Board. Such appointees will not be entitled to vote at meetings.
- 4.3.4 Board members shall not be entitled to receive a sitting fee.
- 4.4 A certificate signed by the Chief Executive Officer of the appointing Constituent Council will be sufficient evidence of appointment.
- 4.5 In the absence of the Chairperson, the Board will elect a temporary acting Chairperson from amongst their members.

5. TERM OF OFFICE—THE BOARD

- 5.1 Subject only to the following subclauses, the term of office of each member of the Board will be as determined by the Constituent Council responsible for the appointment of the member or, as the case requires, the NAB Board, and the Constituent Councils express a preference that members of the Board are appointed following each election of the Constituent Council for the term of the Council. The NAB Board may remove and replace the NAB Board member at its discretion.
- 5.2 The Board may by a two-thirds majority vote of the members present (excluding the member subject to this clause):
- 5.2.1 make a recommendation to the Constituent Council or NAB Board responsible for the appointment of the relevant member, seeking the appointing body's approval to terminate the appointment of the member; or
- 5.2.2 remove the Chairperson in the event of—
- 5.2.2.1 any behaviour of the member which in the opinion of the Board amounts to impropriety;
- 5.2.2.2 serious neglect of duty in attending to the responsibilities of a member of the Board;
- 5.2.2.3 breach of fiduciary duty to the Board or the appointing body;
- 5.2.2.4 breach of the duty of confidentiality to the Board or the appointing body;
- 5.2.2.5 breach of the conflict of interest rules of the Board; or
- 5.2.2.6 any other behaviour which may discredit the Board.
- 5.3 The Constituent Council or the NAB Board which appointed the member whose term of office has become vacant will be responsible to appoint the replacement member.

6. PROCEEDINGS OF THE BOARD

- 6.1 Subject only to the extent that they are modified by this clause, the proceedings of the Board will be the same as those for committees of Council as defined in Part 2 of Chapter 6 of the Act and in accordance with the Regulations for 'Other Committees' comprised in Parts 1, 3 and 4 of the Local Government (Proceedings at Meetings) Regulations 2000.

References in Part 2 of Chapter 6 of the Act to 'the Chief Executive Officer' shall be read as if they were references to the Executive Officer of the Authority and references to 'the Council' or 'the committee' shall be read as if they were references to the Authority.

To the extent that this Charter and the Act and its associated Regulations are silent, the Board may determine its own meeting procedures.

- 6.2 Subject only to the special provisions of this clause, no meeting of the Board will commence until a quorum of members is present and no meeting may continue unless there is a quorum of members present. A quorum of members will comprise half the members plus one. A time limit of 30 minutes shall apply from the advertised time of the meeting in which to reach a quorum. Failure to reach a quorum within this time limit shall result in a failed meeting.

- 6.3 For the purpose of this clause, the contemporaneous linking together by a audio-visual or other interactive means, but excluding telephones ('telecommunication meeting') of a number of members of the Board provided that at least a quorum is present, is deemed to constitute a meeting of the Board. Each of the Board members taking part in the telecommunications meeting, must be able to hear and be heard by each of the other Board members present. At the commencement of the meeting, each Board member must announce his/her presence to all other Board members taking part in the meeting. A Board member must not leave a telecommunication meeting by disconnecting his/her, audio visual or other communication equipment, unless that Board member has previously notified the Chairperson of the meeting.
- 6.4 In the event that there is not a quorum present at two consecutive meetings of the Board, then an extraordinary meeting of the Board may be convened in the same manner as for a special meeting (see Clause 6.1), at which the business which was on the agendas for the two previous but failed meetings may be transacted at the extraordinary meeting of the Board where the requirement for a quorum is that there be at least one member representing each of the Constituent Councils in attendance. Decisions made at such a meeting will be binding on the subsidiary and all members of the Board and the Constituent Councils.
- 6.5 Subject only to any specific requirement of this Charter, all matters for decision at a meeting of the Board will be decided by a simple majority of the members present and entitled to vote on the matter. Both members from each Constituent Council present are entitled to vote on a matter. Voting members are entitled only to a deliberative vote. Board members may not vote by proxy.
- 6.6 In the event of equality of votes, the Chairperson will not have a casting vote and the matter will be deemed to have lapsed and may at some later time be reconsidered.
- 6.7 Meetings of the Board will be held at such time and such place as the Board decides subject only to the requirement that there will be at least one meeting in every two calendar months.
- 6.8 A special meeting of the Board may be held at any time and may be called at the request of the Chairperson or at the written request of six members of the Board representing all of the Constituent Councils.
- 6.9 Notice of all meetings will be given in accordance with the provisions applicable to a committee meeting under Part 2 of Chapter 6 of the Act and the associated Regulations.
- 6.10 Meetings of the Board will be open to the public unless the Board so resolves to exclude the public pursuant to section 90 of the Act.
- 6.11 All members must keep confidential all documents and any information provided to them in confidence for their consideration prior to a meeting of the Board.
- 6.12 The Board must ensure that accurate written minutes of its proceedings are kept and are produced for verification at the subsequent meeting of the Board.

7. PROPRIETY OF MEMBERS OF THE BOARD

- 7.1 The principles regarding conflict of interest prescribed in the Act will apply to all members of the Board as if they were elected members of a Council.
- 7.2 The members of the Board will not be required to comply with Division 2, Chapter 5 (Register of Interests) of the Act.
- 7.3 The members of the Board will at all times act in accordance with their duties of confidence and confidentiality and individual fiduciary duties including honesty and the exercise of reasonable care and diligence with respect to the Board as required by Part 4, Division 1, Chapter 5 of the Act and Clause 23 of Part 2 of Schedule 2.

8. POWERS

- 8.1 The Authority is constituted as a body corporate under the Act and in all things acts through the Board.
- 8.2 The Authority has:
- 8.2.1 the power to acquire, deal with and dispose of real and personal property (wherever situated) and rights in relation to real and personal property;
- 8.2.2 the power to compulsorily acquire land in accordance with the Land Acquisition Act 1969, provided that such acquisition is for the purposes of flood mitigation 8.2.3 the power to sue and be sued in its corporate name;

- 8.2.4 the power to enter into any kind of contract or arrangement;
 - 8.2.5 the power to return surplus revenue to Constituent Councils in such proportions as the Board considers appropriate at the end of any financial year either by way of cash payment or reduction of annual contribution;
 - 8.2.6 the power to set aside surplus revenue for future capital expenditure;
 - 8.2.7 the power to invest funds and in doing so to take into account Part 4 of Chapter 9 of the Act;
 - 8.2.8 the power to establish committees;
 - 8.2.9 the power to delegate any function or duty except for the power to compulsorily acquire land as set out in Rule 8.2.2 and except for any of the powers set out in section 44 of the Local Government Act 1999, (where such powers are applicable to a Subsidiary);
 - 8.2.10 the power to do anything else necessary or convenient for, or incidental to, the exercise, performance or discharge of its powers, functions or duties.
- 8.3 The Authority will have a common seal which may be affixed to documents requiring execution under common seal and must be witnessed by the Chairman of the Board and one other Board member.
- 8.4 The common seal must not be affixed to a document except to give effect to a resolution of the Board. The Executive Officer will maintain a register which records the resolutions of the Board giving authority to affix the common seal and details of the documents to which the common seal has been affixed with particulars of the persons who witnessed the fixing of the seal and the date.
- 8.5 The Board may by instrument under seal authorise a person to execute documents on behalf of the Authority. The Executive Officer will maintain a register of such resolutions and details of any documents executed in this way, together with particulars of the person executing the document.

9. ADMINISTRATIVE MATTERS

- 9.1 There will be an Executive Officer of the Authority appointed by the Board on terms and conditions to be determined by the Board.
- 9.2 The Executive Officer will be responsible to the Board:
- 9.2.1 to ensure that the policies and lawful decisions of the Authority are implemented in a timely manner;
 - 9.2.2 for the efficient and effective management of the operations and affairs of the Authority;
 - 9.2.3 to provide advice and reports to the Board on the exercise and performance of the Authority's powers and functions;
 - 9.2.4 to give effect to the principles of human resource management generally applicable within the local government industry.
- 9.3 The Executive Officer has such powers, functions and duties prescribed by this clause and as determined necessary by the Board from time to time to ensure the efficient and effective management of the operations and affairs of the Authority.
- 9.4 The Board may employ other officers and it may authorise the Executive Officer to employ such other officers on its behalf as are required for the efficient and effective management of the operations and affairs of the Authority.
- 9.5 The Board may engage professional consultants and it may authorise the Executive Officer to engage professional consultants to provide services to the Authority to ensure the proper execution of its decisions, the efficient and effective management of the operations and affairs of the Authority, and for giving effect to the general management objectives and principles of personal management prescribed by this Charter.

10. FINANCIAL CONTRIBUTIONS TO THE AUTHORITY

- 10.1 The Board will be responsible to provide the Constituent Councils with sufficient information for each of them to ascertain the level of and understand the reasons behind the funding required in the following financial year. This will be achieved via the business plan and the annual budget.

- 10.2 The Board will determine annually the funds required by the Authority to enable it to function. Subject to clause 11.2.3, the Constituent Councils shall contribute the funds requested by the Board in the annual budget. The Board may during any year determine that additional funds are required for the continuing function of the Authority. The Board must satisfy the Constituent Councils regarding the need for additional funds before the Constituent Councils will be obliged to meet any request for additional funds.
- 10.3 The annual contribution will be paid by each Constituent Council in advance by six monthly instalments.
- 10.4 Additional contributions (if any) will be paid by each Constituent Council in the manner and at the time determined by the Board.
- 10.5 The Board is accountable to each Constituent Council to ensure that the Authority functions in accordance with its business plan and approved budgets.
- 10.6 The Board on behalf of the Authority may enter into separate funding arrangements with Constituent Councils and with any state or federal government or their agencies in respect of any project undertaken or to be undertaken by or on behalf of the Authority.

11. BUDGET

- 11.1 The Authority must prepare a budget for the forthcoming financial year.
- 11.2 The budget must:
 - 11.2.1 deal with each principal activity of the Authority on a separate basis;
 - 11.2.2 be consistent with and account for activities and circumstances referred to in the Authority's business plan;
 - 11.2.3 be submitted in draft form to each constituent council for approval before 31 March;
 - 11.2.4 not be adopted until after 31 May but before 30 September;
 - 11.2.5 identify the amount of and the reasons for the financial contributions to be made by each constituent Council to the Authority.
- 11.3 The Authority must provide a copy of its budget to each Constituent Council within five business days after adoption.
- 11.4 The Authority must reconsider its budget in accordance with Regulation 7 of the Local Government (Financial Management) Regulations 1999.

12. BUSINESS PLAN

- 12.1 The Authority shall have a rolling business plan in respect of the ensuing three years.
- 12.2 The business plan must:
 - 12.2.1 state the services to be provided by the Authority;
 - 12.2.2 identify how the Authority intends to manage service delivery;
 - 12.2.3 identify the performance targets which the Authority is to pursue;
 - 12.2.4 provide a statement of financial and other resources and internal processes that will be required to achieve the performance targets and objectives of the Authority;
 - 12.2.5 specify the performance measures that are to be used to monitor and assess performance against targets.
- 12.3 Prior to setting the draft budget each year the Authority must review the Business Plan in conjunction with the Constituent Councils. The Business Plan must be updated to ensure it presents a plan for the ensuing three years.

13. ACCOUNTING

The Authority must ensure that its accounting records, accounts and financial statements are prepared and maintained in accordance with all relevant Australian Accounting Standards. See Regulations 8 and 9, Local Government (Financial Management) Regulations 1999, in relation to particular accounting practices.

14. AUDIT

- 14.1 The Authority must appoint an auditor.
- 14.2 The Authority must provide its audited financial statements to the Chief Executive Officer of each Constituent Council by 30 September. See Part 5, Local Government (Financial Management) Regulations 1999, in relation to the Authority's audit responsibilities.
- 14.3 The Authority is not obliged to establish an audit committee, but may do so if determined by the Board. See Clause 30, Part 2, Schedule 2 for the functions of the Audit Committee.

15. FINANCE

- 15.1 The Board must establish and maintain a bank account with such banking facilities and at a bank to be determined by the Board.
- 15.2 All cheques to be authorised must be signed by two members of the Board or one member of the Board and the Executive Officer.
- 15.3 The Executive Officer must act prudently in the handling of all financial transactions for the Board and must provide quarterly financial and corporate reports to the Board and if requested, the Constituent Councils.
- 15.4 The Board will, at the end of each financial year prepare a schedule of assets and liabilities. In addition, the Board must maintain a record to be known as the 'Schedule of Constituent Councils' Interests in Net Assets'.
- 15.5 The 'Schedule of Constituent Councils' Interests in Net Assets' will reflect the proportionate contribution each Constituent Council has made to the growth of the net assets of the Authority having regard to the proportionate contribution to subscriptions. The Schedule when updated by the Board at the end of each financial year will reflect the proportionate contribution of each Constituent Council since the commencement of the Authority and once accepted by each Constituent Council will be evidence of the agreed proportion of a Constituent Council's interests in the net assets as at 30 June in that year.
- 15.6 Where there is any dispute as to the Schedule Clause 20 shall apply.

16. REPORTS AND INFORMATION

- 16.1 The Authority must submit its annual report on its work and operations including its audited financial statements, to each Constituent Council before 30 September.
- 16.2 The Board shall report quarterly and at any other time on written request from a Constituent Council to the Constituent Council on matters being undertaken by the Authority.

17. ALTERATION TO THE CHARTER

- 17.1 This Charter may be amended by unanimous resolution of the Constituent Councils.
- 17.2 The Executive Officer of the Authority must ensure that the amended Charter is published in the *Gazette*.
- 17.3 Before the Constituent Councils vote on a proposal to alter this Charter they must take into account any recommendations of the Board.

18. WITHDRAWAL OF A CONSTITUENT COUNCIL

- 18.1 Subject to the approval of the Minister, a Constituent Council may withdraw from the Authority by giving not less than six months notice of its intention to do so to all other Constituent Councils and the Executive Officer.
- 18.2 In any event a withdrawal cannot become effective until 30 June following the expiry of the six months in the preceding subclause. Until withdrawal becomes effective, the Constituent Council proposing withdrawal from the Authority will remain liable for all financial contributions in the remaining period and through its members on the Board, the responsibility of ensuring the continued proper conduct of the affairs of the Authority.
- 18.3 A withdrawing Constituent Council is not entitled to any refunds of any contributions made.

19. ADDITION OF NEW MEMBER

- 19.1 The Board may consider the addition of a new member to the Authority.
- 19.2 The Constituent Councils must resolve unanimously to approve the addition of a new member to the Authority and must obtain Ministerial approval.
- 19.3 The Charter shall be amended in accordance with the provisions of this Charter to address any new addition.

20. DISPUTES

- 20.1 In the event of any dispute or difference between the Constituent Councils concerning the operations or affairs of the Authority, the Constituent Councils:
- 20.1.1 will attempt to settle the dispute or difference by negotiating in good faith;
- 20.1.2 if good faith negotiations do not settle the dispute or difference within one month of the dispute arising then the dispute shall be referred to an expert for determination. The expert shall be a person with the skills and expertise necessary to resolve the dispute and shall be nominated by the President of the Local Government Association of South Australia. The expert is an expert and not an arbitrator. The expert's determination shall be final and binding on the Constituent Councils. The costs of the expert will be apportioned and payable in accordance with the expert's determination.
- 20.2 If the dispute is unable to be resolved by the expert within six months then any Constituent Council may request the Minister to dissolve the Authority.
- 20.3 Notwithstanding the existence of a dispute or difference, the Constituent Councils will continue to meet their obligations to the Authority.

21. DISSOLUTION OF THE AUTHORITY

- 21.1 The Authority may be dissolved by the Minister in the circumstances envisaged by Clause 33, Part 2 of Schedule 2.
- 21.2 In the event of there being net assets upon dissolution and after realisation of all assets and meeting all liabilities, the net assets will be distributed to the then Constituent Councils on the basis of their current interest in the net assets of the Authority as determined by Clause 15.
- 21.3 In the event of there being an insolvency of the Authority at the time of dissolution, the then Constituent Councils will be responsible jointly and severally to pay the liabilities of the Authority and between themselves in the proportion of their interest in the net assets last determined under Clause 15.

Dated 10 August 2002.

J. WEATHERILL, Minister for Local Government

LOCAL GOVERNMENT ACT 1999

SOUTHERN EYRE PENINSULA SUBSIDIARY

Amended Charter of a Regional Subsidiary

1. INTERPRETATION

In this Charter, unless the contrary intention appears, 'the Act' means the Local Government Act 1999:

'Subsidiary' means the Southern Eyre Peninsula Subsidiary;

'the chairperson' means the person from time to time duly appointed to the position of chairperson of the Subsidiary;

'constituent council' means either the District Council of Lower Eyre Peninsula or the District Council of Tumby Bay as the case may require;

'constituent councils' means the District Council of Lower Eyre Peninsula and the District Council of Tumby Bay;

'member' means a member of the Subsidiary as appointed by a constituent council pursuant to this Charter;

'secretary' means the person duly appointed to the position of secretary of the Subsidiary.

2. NAME

The name of the Subsidiary is the Southern Eyre Peninsula Subsidiary.

3. ESTABLISHMENT

The Subsidiary has been established as a Regional Subsidiary under section 43 of the Local Government Act 1999, by the District Council of Lower Eyre Peninsula and the District Council of Tumby Bay.

4. OBJECTS

The objects of the Subsidiary shall be:

4.1 to provide operation of a bulldozer and low-loader to the constituent councils in an effective and efficient manner;

4.2 to undertake such other services as may be agreed from time to time by the constituent councils.

5. POWERS

The Subsidiary shall have the following powers (in addition to and without prejudice to any other powers herein expressed or implied or by virtue of any legislation applicable):

5.1 to prepare, implement, monitor and review plans for the provision and maintenance of a bulldozer and low-loader to the constituent councils;

5.2 to enter into any arrangements with any Government or Subsidiary that are incidental or conducive to the attainment of the objects of the Subsidiary and the exercise of the powers of the Subsidiary;

5.3 to appoint, employ, remunerate, remove or suspend such officers, managers, agents and employees as necessary for the purposes of the Subsidiary;

5.4 subject to prior approval of the constituent councils, to raise revenue including subscriptions and levies from the constituent councils;

5.5 to accept and expend any grants, subsidies, levies and donations or contributions of a pecuniary or non-pecuniary nature from Government or other sources to further the objects of the Subsidiary;

5.6 to purchase, sell, hire, rent or otherwise acquire or dispose of any bulldozer and low-loader or interest therein;

5.7 to open and operate bank accounts;

5.8 to invest the funds of the Subsidiary in accordance with the Act and to use the interest earned to assist in carrying out the objects of the Subsidiary;

5.9 subject to the prior approval of the constituent councils, to borrow money on such terms and conditions as the Subsidiary sees fit;

5.10 subject to the prior approval of the constituent councils, to give such security for the discharge of liabilities (including borrowings) incurred by the Subsidiary as the Subsidiary sees fit;

- 5.11 to enter into other contracts that the Subsidiary considers necessary or desirable;
- 5.12 to do all such things as are incidental or conducive to the attainment of the objects, the furtherance of the interests and the exercise of the powers of the Subsidiary;
- 5.13 to expend moneys on all things essential and incidental to the proper management and operations of the Subsidiary;
- 5.14 to insure the assets of the Subsidiary.

6. MEMBERSHIP

- 6.1 The Subsidiary shall consist of two elected members appointed by each constituent council.
- 6.2 The members shall be appointed for a period of one year by the constituent councils but may be removed at the discretion of the relevant council.
- 6.3 Each member may have a proxy member appointed by the constituent council who, when not acting as proxy, may attend meetings of the Subsidiary as an observer without voting rights.
- 6.4 If a casual vacancy occurs in the membership of the Subsidiary the constituent council which appointed the member in respect of whom the vacancy occurs shall, prior to the next meeting of the Subsidiary, appoint another representative to fill that vacancy for the unexpired term of the member originally appointed.
- 6.5 The appointment of a member ceases if that member:
 - 6.5.1 ceases to hold the office of elected member of a constituent council;
 - 6.5.2 dies;
 - 6.5.3 resigns by notice in writing to the secretary and the appointing council;
 - 6.5.4 becomes an officer or employee of the Subsidiary;
 - 6.5.5 is declared bankrupt;
 - 6.5.6 is convicted of an indictable offence;
 - 6.5.7 is convicted of an offence under section 62 of the Act; or
 - 6.5.8 is removed from office by resolution of the constituent council which appointed the member.
- 6.6 Members of the Subsidiary will not be required to submit returns under Chapter 5, Part 4, Division 2 of the Act.

7. SUBSCRIPTIONS AND FINANCES

- 7.1 The Subsidiary shall prepare a budget relating to the Subsidiary's revenues and expenses for each financial year. The budget shall be adopted at a meeting of the Subsidiary after 31 May for the ensuing financial year and submitted to the constituent councils by 20 June.
- 7.2 Each constituent council shall be liable to contribute moneys to the Subsidiary in each financial year.
- 7.3 The amount of the contributions payable by each constituent council in any financial year shall be payable in quarterly instalments in advance on the first day of July, October, January and April.
- 7.4 The amount of contribution to be made by each constituent council shall be on an equal basis unless otherwise agreed by the constituent councils.
- 7.5 Any surplus funds, as determined by the Subsidiary, shall be distributed to the constituent councils on an equal basis.
- 7.6 The Subsidiary must, in consultation with the constituent council, prepare and adopt a business plan which must be reviewed on an annual basis.

The plan will include:

 - (a) the performance targets that the Subsidiary is to pursue;
 - (b) a statement of the financial and other resources, and internal processes, that will be required to achieve the subsidiary's performance targets; and
 - (c) the performance measures that are to be used to monitor and assess performance against targets.

8. RESIGNATION AND WINDING UP

- 8.1 Subject to any legislative requirements the Subsidiary may be wound up by the constituent councils.
- 8.2 In the event of a winding up and after payment of all expenses any surplus assets shall be returned to the constituent councils in equal proportion.
- 8.3 In the event of a winding up where there are insufficient funds to pay all expenses of the Subsidiary a levy shall be struck on the constituent councils to cover the deficiency, such levy being equal proportion.
- 8.4 Subject to any legislative requirements a council may resign as a constituent council by giving a minimum of 12 months notice in writing of such resignation to the secretary with the resignation to take effect on 30 June in any financial year.
- 8.5 The resignation of any constituent council shall not extinguish the liability of that council for the payment of all contributions towards the total estimated expenditure of the Subsidiary for the financial year in which such resignation shall take place regardless of whether such contributions fall due for payment after the date of such resignation.
- 8.6 The resignation of any constituent council shall not extinguish the liability of such council for the payment of its contribution towards any actual or contingent deficiency in the net assets of the Subsidiary at the end of the financial year in which such resignation shall take place.
- 8.7 The resignation of any constituent council shall not extinguish the liability of such council to contribute to any loss or liability incurred by the Subsidiary at any time before or after such resignation in respect of any act or omission by the Subsidiary prior to such resignation.
- 8.8 Subject to any legislative requirement the resignation of a constituent council shall take effect as a winding up of the Subsidiary.

9. MEETINGS AND PROCEEDINGS

- 9.1 The Subsidiary shall elect a chairperson from amongst its members who shall hold office for a term of one year.
- 9.2 The chairperson shall chair all meetings of the Subsidiary.
- 9.3 In the absence of the chairperson the members present at a meeting of the Subsidiary shall elect an acting chairperson for that meeting.
- 9.4 The position of chairperson shall be filled in succeeding years by a member of a different constituent council such that the position of chairperson rotates annually between constituent councils.
- 9.5 Seven days written notice of every meeting and of the business to be transacted at such meeting shall be given to each of the members of the Subsidiary by the secretary.
- 9.6 The members of the Subsidiary shall meet in general meetings for the dispatch of business and such meetings may be held at different times and different locations as agreed by the Subsidiary. The Subsidiary shall meet not less than four times in every year and not less than once in any period of four months.
- 9.7 No business shall be transacted at a meeting of the Subsidiary unless a quorum is present.
- 9.8 The members of the Subsidiary present at any meeting may from time to time adjourn such meeting to a date and time to be fixed.
- 9.9 The secretary shall cause minutes to be kept of the proceedings of every meeting of the Subsidiary and a copy of such minutes shall be forwarded to the constituent councils. The minutes must be signed by the chairperson as a true record at the next meeting of the Subsidiary.
- 9.10 The general provisions of the Regulations (Procedures at Meeting) made under the Local Government Act 1999, relating to the conduct of the meetings of a council committee, shall insofar as the same may be applicable and not inconsistent with this Charter, apply to the proceedings at and conduct of all meetings of the Subsidiary.
- 9.11 Meetings of the Subsidiary shall be open to the public unless the Subsidiary resolves to exclude the public in accordance with the provision of the Act.
- 9.12 The Conflict of Interest provisions of the Act apply as if the Subsidiary were a council pursuant to the Act and the members were members of council pursuant to the Act.
- 9.13 Any questions as to the inconsistency of the Regulations referred to in Rule 9.10 or whether it would be appropriate for a particular provision of those Regulations to apply to any meeting of the Subsidiary shall be determined by the chairperson whose decision on any such matter shall be final.

10. QUORUM

- 10.1 A quorum at any meeting will be constituted by the personal attendance of not less than the prescribed number of members of the Subsidiary.
- 10.2 A reference of the prescribed number in Rule 10.1 is a reference to the number of total members of the Subsidiary at the time being in office, divided by two, ignoring any fraction resulting from the division and adding one.

11. VOTING

- 11.1 Questions arising at all meetings of the Subsidiary will be decided by the vote of the majority of the members present.
- 11.2 Every member of the Subsidiary including the chairperson shall be entitled to a deliberative vote. In the event of an equality of votes the chairperson shall not have a second or casting vote.

12. MANAGEMENT

- 12.1 The Subsidiary shall appoint a secretary.
- 12.2 The secretary shall be responsible to the Subsidiary:
- 12.2.1 for the execution of its decisions;
 - 12.2.2 for the efficient management of the operations and affairs of the Subsidiary;
 - 12.2.3 for giving effect to the general management objectives and principles of personnel management prescribed by the Act.
- 12.3 The secretary has such powers, functions and duties as provided for in this Charter and as determined by the Subsidiary from time to time to ensure the efficient and effective management of the operation and affairs of the Subsidiary.
- 12.4 The Subsidiary may appoint any other officer or employee as considered necessary to carry out the business of the Subsidiary.
- 12.5 It is further agreed between the constituent councils that in the event of a winding up of the Subsidiary all persons who are officers or employees of the Subsidiary shall become officers or employees of the constituent council from which they were transferred.
- 12.6 If any officer or employee of the Subsidiary did not transfer to the Subsidiary in the event of a winding up of the Subsidiary, the constituent councils will determine to which council such officer or employee shall transfer. In the event of a failure to agree between the constituent councils the officer or employees shall be made redundant by the Subsidiary.

13. THE SEAL

- 13.1 The Subsidiary shall have a common seal upon which its corporate name shall appear in legible characters.
- 13.2 The seal shall not be used without the express authorisation of a resolution of the Subsidiary and every use of the seal shall be recorded in the minute book of the Subsidiary. The affixing of the seal shall be witnessed by the chairperson and the secretary.
- 13.3 The seal shall be kept in the custody of the secretary or such other person as the Subsidiary may from time to time determine.

14. ASSETS

All assets held by the Subsidiary will be held by it on behalf of the constituent councils.

15. BANK ACCOUNTS

All moneys received by the Subsidiary shall be paid into a bank account within seven days of receipt. Withdrawals from the bank account shall require the authorisation of any two persons approved by the Subsidiary.

16. FINANCIAL ACCOUNTS AND AUDIT

- 16.1 The secretary shall cause adequate and proper books of account to be kept in relation to all the financial affairs of the Subsidiary.
- 16.2 The Subsidiary shall appoint in writing a duly registered local government auditor.

- 16.3 The auditor may inspect the books of account at any time in order to conduct an audit and must conduct an annual audit of such books of account.
- 16.4 The secretary shall be responsible for the preparation of the Subsidiary's annual financial statements and such statements shall be duly audited in conjunction with the financial statements of the constituent councils. If the auditors appointed by the Subsidiary are different to the auditor appointed by the constituent councils the Subsidiary's auditor shall liaise and consult with those other auditors.
- 16.5 The secretary must at the request of the auditor produce any accounts or other financial records of the Subsidiary for the auditor's inspection.
- 16.6 The secretary must at the request of the auditor provide the auditor with any explanation or information that the auditor requires for the purpose of an audit.
- 16.7 If the secretary without reasonable excuse fails to produce any accounts or other financial records or provide an explanation or information in accordance with a request from the auditor that officer may be subject to disciplinary action by the Subsidiary.
- 16.8 The auditor must immediately refer to the Subsidiary any irregularity in the Subsidiary's accounts or the management of the Subsidiary's financial affairs identified by the auditor in the course of the audit of the Subsidiary's financial statements.
- 16.9 A copy of the auditor's report in relation to the Subsidiary's activities must, at the completion of the audit, be given by the auditor to the chairperson and the constituent councils for subsequent consideration at a meeting of the Subsidiary.
- 16.10 There will be no requirement for the Subsidiary to establish an Audit Committee.
- 16.11 The Subsidiary must before 30 November, provide to the constituent councils a report on the work and operations of the Subsidiary for the preceding financial year and incorporating the audited financial statements of the Subsidiary.

17. DISPUTE BETWEEN CONSTITUENT COUNCILS

- 17.1 Should any dispute arise between constituent councils in connection with the affairs of the Subsidiary, the following dispute resolution process shall apply:
 - 17.1.1 The Chairperson of the Subsidiary shall appoint a suitably qualified person to investigate and report to a meeting of the Subsidiary and conciliate the dispute.
 - 17.1.2 Failing resolution of the dispute through conciliation, the Chairperson of the Subsidiary shall call upon the Executive Director of the Local Government Association to appoint a suitable person to make a decision that is binding on each of the constituent councils.
- 17.2 Any constituent council may initiate this dispute resolution process by resolution of the council and written notification to the Board.

18. ALTERATION TO CHARTER

- 18.1 The constituent councils will review the Charter of the Subsidiary at least once every three years.
- 18.2 Subject to the requirements of the Act any proposed alteration to this Charter shall be made at a special meeting of the Subsidiary called for that purpose and must be approved by an absolute majority of the members of the Subsidiary. Any such proposed alteration shall be referred to the Minister for Local Government and the constituent councils for approval before the alteration becomes effective.
- 18.3 Fourteen days written notice of the special meeting shall be given by the secretary to all members of the Subsidiary setting out the nature of the proposed alteration.

19. CIRCUMSTANCES NOT PROVIDED FOR

If any circumstances arise to which this Charter is silent, incapable of taking effect or being implemented according to their strict provisions, the constituent councils shall have the power to determine what action may be taken to ensure the effective administration of the Subsidiary in accordance with its objects and Part 2 of Schedule 2 of the Local Government Act 1999.

Dated 10 August 2002.

J. WEATHERILL, Minister for Local Government

MINING ACT 1971

NOTICE is hereby given in accordance with section 35A (1) of the Mining Act 1971, that an application for a mining lease over the undermentioned mineral claim has been received. Details of the proposal may be inspected at the Department of Primary Industries and Resources, Mineral Resources Group, Level 5, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Western District Pastoral Co. Pty Ltd

Claim Number: 3304

Location: In Section 58, Hundred of Spence, approximately 20 km west of Naracoorte.

Purpose: To excavate limestone from an open cut pit.

Reference: T2324

A copy of the proposal has been provided to the Naracoorte-Lucindale Council.

Written submissions in relation to the granting of the mining lease are invited to be received at the Department of Primary Industries and Resources, Mineral Resources Group, Level 5, 101 Grenfell Street, Adelaide, S.A. 5000 or G.P.O. Box 1671, Adelaide, S.A. 5001 no later than 10 September 2002.

H. TYRTEOS, Mining Registrar

MINING ACT 1971

NOTICE is hereby given in accordance with section 35A (1) of the Mining Act 1971, that an application for a mining lease over the undermentioned mineral claim has been received. Details of the proposal may be inspected at the Department of Primary Industries and Resources, Mineral Resources Group, Level 5, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: District Council of Loxton Waikerie

Claim Number: 3306

Location: Section 378, Hundred of Bookpurnong, approximately 14 km south-east of Loxton.

Purpose: For the excavation of limestone rubble.

Reference: T2331

A copy of the proposal has been provided to the District Council of Loxton Waikerie.

Written submissions in relation to the granting of the mining lease are invited to be received at the Department of Primary Industries and Resources, Mineral Resources Group, Level 5, 101 Grenfell Street, Adelaide, S.A. 5000 or G.P.O. Box 1671, Adelaide, S.A. 5001 no later than 10 September 2002.

H. TYRTEOS, Mining Registrar

MINING ACT 1971

NOTICE is hereby given in accordance with section 35A (1) of the Mining Act 1971, that an application for a mining lease over the undermentioned mineral claim has been received. Details of the proposal may be inspected at the Department of Primary Industries and Resources, Mineral Resources Group, Level 5, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Intensive Farming Pty Ltd

Claim Number: 3312

Location: Allotments 9 and 10, Filed Plan 161065 and Allotment 92, Filed Plan 168215, Hundred of Monarto, approximately 2 km east of Callington.

Purpose: To excavate sand from an open cut mine.

Purpose: To be used for garden supplies.

Reference: T2335

A copy of the proposal has been provided to The Rural City of Murray Bridge.

Written submissions in relation to the granting of the mining lease are invited to be received at the Department of Primary Industries and Resources, Mineral Resources Group, Level 5, 101 Grenfell Street, Adelaide, S.A. 5000 or G.P.O. Box 1671, Adelaide, S.A. 5001 no later than 10 September 2002.

H. TYRTEOS, Mining Registrar

MINING ACT 1971

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

Applicant: Southern Titanium NL

Location: Halidon area—Approximately 140 km east of Adelaide, bounded as follows: Commencing at a point being the intersection of latitude 34°45'S and longitude 139°38'E, thence east to longitude 140°40'E, south to latitude 34°53'S, west to an eastern boundary of Billiatt Conservation Park, thence generally south-westerly along the boundary of the said Conservation Park to latitude 35°00'S, west to longitude 139°38'E, and north to the point of commencement, but excluding Lowan Conservation Park, all the within latitudes and longitudes being geodetic and expressed in terms of the Australian Geodetic Datum as defined on p. 4984 of *Commonwealth Gazette* number 84 dated 6 October 1966 (AGD66).

Term: 1 year

Area in km²: 2 171

Ref: 117/2002

H. TYRTEOS, Mining Registrar

MINING ACT 1971

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

Applicant: Southern Titanium NL

Location: Karoonda area—Approximately 140 km east-south-east of Adelaide, bounded as follows: Commencing at a point being the intersection of latitude 35°00'S and longitude 139°30'E, thence east to a western boundary of Billiatt Conservation Park, thence generally south-easterly along the boundary of the said Conservation Park to longitude 140°20'E, south to latitude 35°11'S, west to longitude 140°08'E, south to latitude 35°23'S, west to longitude 140°00'E, north to latitude 35°21'S, west to longitude 139°58'E, north to latitude 35°11'S, west to longitude 139°50'E, north to latitude 35°05'S, west to longitude 139°30'E, and north to the point of commencement, all the within latitudes and longitudes being geodetic and expressed in terms of the Australian Geodetic Datum as defined on p. 4984 of *Commonwealth Gazette* number 84 dated 6 October 1966 (AGD66).

Term: 1 year

Area in km²: 1 506

Ref: 118/2002

H. TYRTEOS, Mining Registrar

MINING ACT 1971

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

Applicant: Grenfell Resources Ltd

Location: Mount Finke area—Approximately 30 km south-west of Tarcoola, bounded as follows: Commencing at a point being the intersection of latitude 30°40'S and longitude 134°15'E, thence east to longitude 134°23'E, south to latitude 30°45'S, east to longitude 134°37'E, south to latitude 30°48'S, west to longitude 134°30'E, south to latitude 30°50'S, west to longitude 134°15'E, south to latitude 31°00'S, west to longitude 134°00'E, north to latitude 30°50'S, east to longitude 134°05'E, north to latitude 30°45'S, east to longitude 134°15'E, and north to the point of commencement, all the within latitudes and longitudes being geodetic and expressed in terms of the

Australian Geodetic Datum as defined on p. 4984 of Commonwealth Gazette number 84 dated 6 October 1966 (AGD66).

Term: 1 year

Area in km²: 989

Ref: 116/2002

H. TYRTEOS, Mining Registrar

MINING ACT 1971

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

Applicant: R.M. & R.O. Thomson

Location: Arkaroola area—Approximately 85 km north-east of Leigh Creek, bounded as follows: Commencing at a point being the intersection of latitude 30°14'S and longitude 139°07'E, thence east to longitude 139°15'E, south to latitude 30°17'S, west to longitude 139°07'E, and north to the point of commencement, but excluding Gammon Ranges National Park, all the within latitudes and longitudes being geodetic and expressed in terms of the Australian Geodetic Datum as defined on p. 4984 of *Commonwealth Gazette* number 84 dated 6 October 1966 (AGD66).

Term: 1 year

Area in km²: 49

Ref: 68/2001

H. TYRTEOS, Mining Registrar

MINING ACT 1971

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

Applicant: Terramin Australia Ltd

Location: Pootnoura area—Approximately 110 km west-north-west of Coober Pedy, bounded as follows: Commencing at a point being the intersection of latitude 28°37'S and longitude 133°26'E, thence east to longitude 134°00'E, south to latitude 28°45'S, west to longitude 133°53'E, north to latitude 28°44'S, west to longitude 133°44'E, south to latitude 28°56'S, west to longitude 133°42'E, south to latitude 29°00'S, west to longitude 133°26'E, and north to the point of commencement, all the within latitudes and longitudes being geodetic and expressed in terms of the Australian Geodetic Datum as defined on p. 4984 of *Commonwealth Gazette* number 84 dated 6 October 1966 (AGD66).

Term: 1 year

Area in km²: 1 577

Ref: 212/2001

H. TYRTEOS, Mining Registrar

NATIONAL PARKS AND WILDLIFE ACT 1972

Conservation and Management of Common Kangaroos—Draft Management Plan

I, JOHN HILL, Minister for Environment and Conservation, hereby give notice under the provisions of section 60 I of the National Parks and Wildlife Act 1972, that a draft revised management plan has been proposed for common kangaroos (Red Kangaroo, Western Grey Kangaroo and Euro) in South Australia.

Copies of the draft plan may be inspected at or obtained at no cost from the Environment Shop, Ground Floor, SA Water House, 77 Grenfell Street, Adelaide, S.A. 5000 (G.P.O. Box 1047, Adelaide, S.A. 5001), telephone (08) 8204 1910 or at <http://www.environment.sa.gov.au/biodiversity/kangaroo.html>.

Any person may make representations in connection with the draft management plan during the period up to and including [insert date 3 months following gazettal].

Written comments should be forwarded to the Ecologist—Kangaroo Management, National Parks and Wildlife South Australia, G.P.O. Box 1047, Adelaide, S.A. 5001 or e-mailed to farroway.lisa@saugov.sa.gov.au.

JOHN HILL, Minister for Environment and Conservation

NOTICE TO MARINERS

NO. 41 OF 2002

South Australia—River Murray—Floating Recording Platforms Established

MARINERS are advised that floating platforms containing recording devices will be placed permanently for Salinity audits and continuing operational data in the River Murray at the following locations:

1. Upstream of the Pike River Outlet at 547 km AMTD 6209804.5 north, 473902.7 east or latitude 34°15.09'15"S, longitude 140°42'59.6"E.

2. Upstream of the Katarapko Creek Outlet at 482.5 km AMTD 6187879.6 north, 454974 east or latitude 34°26'58.6"S, longitude 140°30'35.3"E.

3. Upstream of the Moorook at 456 km AMTD 6202562.7 north, 443053.3 east or latitude 34°31'66.3"N, longitude 140°22'51.7"E.

The platforms will display yellow St Andrew's crosses at a height of 1 m on the diagonal corners with reflectors strategically placed on the platforms. Photo-electric amber lights will also be installed on the platforms.

The pontoons are expected to be in place by the end of August 2002 for an indefinite period. Mariners are advised to keep well clear of the platforms when navigating in the vicinity.

Adelaide, 20 August 2002.

MICHAEL WRIGHT, Minister for Transport

TSA 2002/00309

PETROLEUM ACT 2000

Statement of Environmental Objectives for New Regulated Activities

PURSUANT to section 104 (1) of the Petroleum Act 2000 (the Act) I, Barry Alan Goldstein, Director Petroleum, Office of Minerals and Energy Resources, Department of Primary Industries and Resources SA, Delegate of the Minister for Mineral Resources Development, pursuant to Delegation dated 28 March 2002, *Gazetted* 11 April 2002, do hereby publish the following document as having been approved as a statement of environmental objectives under the Act:

Document:

Statement of Environmental Objectives Acrasia Field (PEL 90, Cooper Basin) Extended Petroleum Production Test August 2002.

This document is available for public inspection on the Environmental Register section of the Petroleum Group's web-site (www.petroleum.pir.sa.gov.au) or at the Public Office determined pursuant to section 107 (1) of the Act to be at:

Minerals and Petroleum Centre
Office of Minerals and Energy Resources
Ground Floor
101 Grenfell Street
Adelaide, S.A. 5000

Dated 20 August 2002.

B. A. GOLDSTEIN, Delegate of the Minister for Mineral Resources Development

GRANT OF PRELIMINARY SURVEY LICENCE No. 9

Office of Minerals and Energy Resources, Adelaide, 22 August 2002

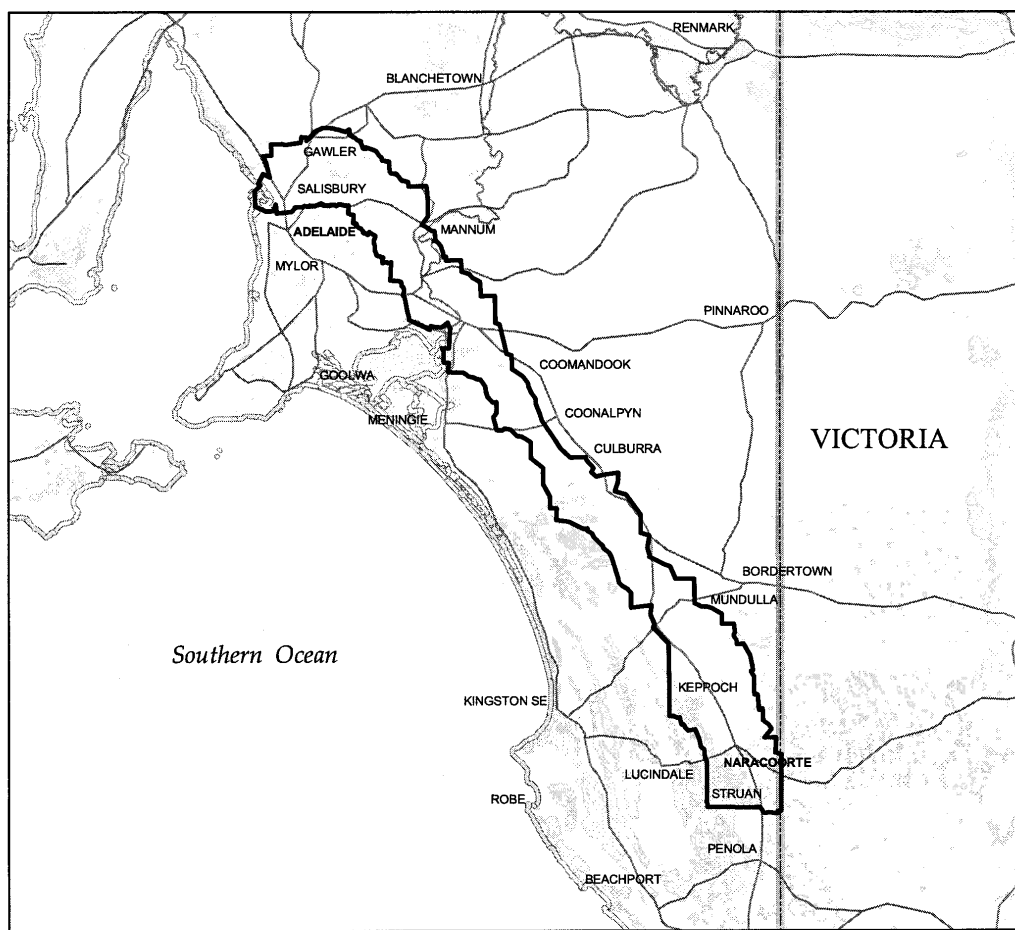
NOTICE is hereby given that the undermentioned Preliminary Survey Licence has been granted under the provisions of the Petroleum Act 2000, pursuant to delegated powers dated 28 March 2002, *Gazetted* 11 April 2002, page 1573.

B. A. GOLDSTEIN, Director Petroleum, Office of Minerals and Energy Resources,
Delegate of the Minister for Mineral Resources Development

No. of Licence	Licensee	Locality	Date of Expiry	Area in km ²	Reference
9	South East Australia Gas Pty Ltd	South East of South Australia to Adelaide	14 August 2003	9 230	27.2.251

General Description of Preliminary Survey Licence Area

Preliminary survey activities are authorised in a corridor which is approximately 20 km wide and 387 km long with a total area of approximately 9 230 km² as shown on the attached plan.



SCALE 1:2500000



Note: There is no warranty that the boundary of this licence is correct in relation to other features of the map.
The boundary is to be ascertained by reference to the Geocentric Datum of Australia (GDA94)

THE PLAN HEREINBEFORE REFERRED TO
SOUTH EAST AUSTRALIA GAS PTY LTD

PRELIMINARY SURVEY LICENCE NO: 9

PETROLEUM (SUBMERGED LANDS) ACT 1967
(COMMONWEALTH)

Delegation

THE Joint Authority in respect of the adjacent area in respect of the State of South Australia hereby revokes all existing delegations made pursuant to section 8 H of the Act and delegates all its powers under the Act (other than the power of delegation), or under an Act that incorporates the Act, to the following two persons together:

- the person from time to time performing the duties of General Manager, Offshore Resources Branch, Resources Division, Commonwealth Department of Industry, Tourism and Resources, as the person representing the Commonwealth Minister; and
- the person from time to time holding, occupying, or performing the duties of the office of Director, Petroleum, Office of Minerals and Energy Resources, Department of Primary Industries and Resources of the State of South Australia, as the person representing the State Minister.

Dated 2 July 2002.

IAN ELGIN MACFARLANE, Minister for
Industry, Tourism & Resources

Dated 14 July 2002.

PAUL HOLLOWAY, Minister for Mineral
Resources Development

PORT AUGUSTA CIRCUIT COURT

*The Combined Sittings of the Supreme and District Courts of
South Australia*

Sheriff's Office, Adelaide, 15 August 2002

IN pursuance of a precept from the Supreme Court and the District Court to me directed, I do hereby give notice that the said court will sit as a Court of Oyer and Terminer and General Gaol Delivery at the Courthouse at Port Augusta on the day and time undermentioned and all parties bound to prosecute and give evidence and all jurors summoned and all others having business at the said Court are required to attend the sittings thereof and the order of such business will be unless a Judge otherwise orders as follows:

Monday, 2 September 2002, at 10 a.m. on the first day of the sittings the only business taken will be the arraignment of prisoners in gaol and the passing of sentences on prisoners in gaol committed for sentence; the surrender of prisoners on bail committed for sentence; the surrender of persons in response to *ex officio* informations or of persons on bail and committed for trial who have signified their intentions to plead guilty and the passing of sentences for all matters listed for disposition by the District Court. Matters listed for disposition before the Supreme Court will be listed for a date to be fixed.

Juries will be summoned for Wednesday, 4 September 2002, and persons will be tried on this and subsequent days of the sittings.

Prisoners in HM Gaol and on bail for sentence and for trial at the sittings of the Port Augusta Courthouse, commencing Monday, 2 September 2002.

District Court

Kake, Linda Elizabeth	Sacrilege (2); non-aggravated serious criminal trespass (non-residential) (3)	On bail
Kake, Linda Elizabeth	Larceny	On bail
Timperon, Richard Murray	Causing death by dangerous driving	On bail
Starrett, Eamon Albin	Indecent assault; unlawful sexual intercourse with a person under 12 (2)	On bail
Barlow, Brett Albert George	Taking part in the sale of methylamphetamine; selling methylamphetamine	On bail
P	Unlawful sexual intercourse with a person under 12	On bail
Thomas, Denise Eunice	Causing bodily harm by dangerous driving; no licence; unregistered vehicle	On bail

Miller, Richard John	Aggravated serious criminal trespass—residence occupied (4); attempted aggravated serious criminal trespass—residence occupied; larceny (4); interfere with motor vehicle without consent (2); unlawfully on premises (2); resist police; unlawful possession	On bail
White, Lindsay Edward	Unlawful sexual intercourse with a person under 12 (2)	On bail
Miller, James Dean	Non-aggravated serious criminal trespass (place of residence); be armed at night with weapon with intent to commit offence	On bail
Dickenson, Leon Kenneth	Aggravated serious criminal trespass—residence occupied common assault on person other than family member	On bail
Toumbas, Anna	Producing a controlled substance; possessing a controlled substance for sale	On bail
Toumbas, Vasilios	Producing a controlled substance; possessing a controlled substance for sale	On bail
Hayes, Shane Christopher	Threatening life	On bail
Kelly, Denise Eileen	Aggravated serious criminal trespass—residence occupied; larceny (2)	In gaol
Hickman, Anthony John	Assault occasioning actual bodily harm	On bail
Thorpe, Peter	Aggravated serious criminal trespass—residence occupied; common assault on person other than family member; threatening life	On bail
Grossman, Shawn	Assault occasioning actual bodily harm	On bail
Armstrong, Simon Allan	Assault occasioning actual bodily harm	On bail
Grossman, Ryan	Assault occasioning actual bodily harm	On bail
Promnitz, Matthew	Larceny by a servant	On bail
Welsh, Raymond John	Possessing a controlled substance for supply; taking part in the supply of a controlled substance	On bail
Strange, Mark Allen	Threatening life (2); possess a firearm without a licence; possess unregistered firearm; threatening to cause harm	On bail
Millar, Jeffrey Michael	Threatening life; commit common assault on member of own family	In gaol
Olsen, Troy Nicholas	Causing death by dangerous driving; causing bodily harm by dangerous driving; drive at dangerous speed; due care; fail to keep left of dividing line	On bail
Kake, Linda Elizabeth	Non-aggravated serious criminal trespass (place of residence); false pretences (10); unlawful possession; estreatment of bail (2)	On bail
Kake, Linda Elizabeth	Non-aggravated serious criminal trespass (place of residence (3)); larceny (2); damaging property (4); drive unregistered motor vehicle on a road; drive uninsured motor vehicle on road	On bail
Weber, Juan Michael	Rape (2); indecent assault (2)	On bail

Warnock, Kathryn Alma	Selling morphine	On bail
Lockyer, Robert Kenneth W	Unlawful sexual intercourse (2) Non-aggravated serious criminal trespass (place of residence); assault with intent to commit offence rape	On bail In gaol
Prior, Clive	Threatening life; damaging property	On bail
Hobby, Darren James	Prevent person from attending as witness; common assault on person other than family member	On bail
Lamb, Christopher David	Possessing amphetamine for sale or supply; possessing cannabis for sale or supply	On bail

Prisoners on bail must surrender at 10 a.m. of the day appointed for their respective trials. If they do not appear when called upon their recognizances and those of their bail will be estreated and a bench warrant will be issued forthwith.

By order of the Court,

W. T. GOODES, Sheriff

PUBLIC SECTOR MANAGEMENT ACT 1995

Equal Employment Opportunity Program

WHEREAS the Premier, being the Minister responsible for the Public Sector Management Act 1995, may publish in the *Government Gazette* an equal employment opportunity program designed to ensure that persons of a defined class have equal opportunities in relation to employment in the public sector with persons not of that class, and whereas the Premier may make special provisions for persons of a defined class employed in the public sector with a view to enabling them to compete for other positions or pursue careers in the public sector as effectively as persons not of that class, I, Mike Rann, Premier, do hereby publish the equal employment opportunity program set out in the Schedule.

THE SCHEDULE

South Australian Government Youth Traineeship Scheme Equal Employment Opportunity Program

Object

To increase the number of young South Australians achieving training, development and employment opportunities through National Training Wage Traineeship placements in the South Australian public sector.

Special Provisions

Pursuant to section 67 (2) (a) of the Public Sector Management Act 1995, I make special provisions to achieve the object as follows:

South Australian public sector agencies may provide temporary employment to persons aged from 17-24 years (inclusive), under the National Training Wage Traineeship Scheme, to provide training and development in order to assist them to gain employment in the public sector.

South Australian public sector agencies may provide temporary employment to persons, under the National Training Wage Traineeship Scheme, aged from 17-28 years (inclusive) who are of Aboriginal or Torres Strait Islander descent, who have a declared disability, are currently or have been under Guardianship of the Minister for Human Services or are deemed long term unemployed in order to assist them to gain employment in the public sector.

Dated 14 August 2002.

MIKE RANN, Premier

ROADS (OPENING AND CLOSING) ACT 1991: SECTION 24

NOTICE OF CONFIRMATION OF ROAD PROCESS ORDER

*Public Road, Currency Creek
Deposited Plan 59835*

BY Road Process Order made on 24 May 2002, the Alexandrina Council ordered that:

1. Portion of section 2357 in the Hundred of Nangkita delineated and numbered '1' in Preliminary Plan No. PP 02/0003 be opened as road.

2. Portion of the un-named public road between sections 2356 and 2357 in the Hundred of Nangkita more particularly delineated and lettered 'B' in Preliminary Plan No. PP 02/0003 be closed.

3. Transfer the whole of the land subject to closure to LARO INVESTMENTS PTY LTD and R. J. and R. A. ELMES PTY LTD in accordance with agreement for exchange dated 11 February 2002 entered into between the Alexandrina Council and Laro Investments Pty Ltd and R. J. and R. A. Elmes Pty Ltd.

On 6 August 2002 that order was confirmed by the Minister for Administrative Services, conditionally on approval and deposit of the survey plan by the Registrar-General. The condition has now been fulfilled.

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

Dated 22 January 2002.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991: SECTION 24

NOTICE OF CONFIRMATION OF ROAD PROCESS ORDER

*Pelican Point Road, Carpenter Rocks
Deposited Plan 59642*

BY Road Process Order made on 26 April 2002, the District Council of Grant ordered that:

1. Portions of the public road (Pelican Point Road) adjoining sections 656 to 667 (inclusive) more particularly delineated and lettered 'A' to 'H' and 'J' to 'M' (respectively) in Preliminary Plan No. PP 32/0555 be closed.

2. Transfer the whole of the land subject to closure lettered 'A' to MICHAEL IAN MCKINNON in accordance with agreement to transfer dated 1 November 2000, entered into between the District Council of Grant and M. I. McKinnon.

3. Transfer the whole of the land subject to closure lettered 'B' to ROSEMARY JOY DEER and LYNETTE ANNE WERCHON in accordance with agreement to transfer dated 19 December 2001, entered into between the District Council of Grant and R. J. Deer and L. A. Werchon.

4. Transfer the whole of the land subject to closure lettered 'C' to CHRISTOPHER EDWARD RYAN and IVA PIA RYAN in accordance with agreement to transfer dated 26 April 2002, entered into between the District Council of Grant and C. E. and I. P. Ryan.

5. Transfer the whole of the land subject to closure lettered 'D' to BRIAN JAMES ASHBY and JOSEPHINE JOY ASHBY in accordance with agreement to transfer dated 12 December 2001, entered into between the District Council of Grant and B. J. and J. J. Ashby.

6. Transfer the whole of the land subject to closure lettered 'E' to PATRICK WILLIAM KENNEDY and PATRICIA ANNE KENNEDY in accordance with agreement to transfer dated 26 April 2002, entered into between the District Council of Grant and P. W. and P. A. Kennedy.

7. Transfer the whole of the land subject to closure lettered 'F' to MAUREEN MELVA O'DONNELL and TERENCE MICHAEL O'DONNELL in accordance with agreement to transfer dated 26 April 2002, entered into between the District Council of Grant and M. M. and T. M. O'Donnell.

8. Transfer the whole of the land subject to closure lettered 'G' to FRANK HARVEY McKEE and JANET ASTREA McKEE in accordance with agreement to transfer dated 26 April 2002, entered into between the District Council of Grant and F. H. and J. A. McKee.

9. Transfer the whole of the land subject to closure lettered 'H' to BRUCE ALLAN AULD and TRACY LOUISE AULD in accordance with agreement to transfer dated 26 April 2002, entered into between the District Council of Grant and B. A. Auld and T. L. Auld.

10. Transfer the whole of the land subject to closure lettered 'J' to BERYL IRENE EVERLYN and GEOFFREY JOHN EVERLYN in accordance with agreement to transfer dated 31 October 2000, entered into between the District Council of Grant and B. I. Everlyn.

11. Transfer the whole of the land subject to closure lettered 'L' to BRENDAN GERARD MURPHY, SHANE VINCENT MURPHY, KEIRAN DENIS MURPHY and DENIS MICHAEL MURPHY in accordance with agreement to transfer dated 27 December 2001, entered into between the District Council of Grant and B. G., S. V., K. D. and D. M. Murphy.

12. Transfer the whole of the land subject to closure lettered 'M' to JOHANNES ANTONIUS WILLEM NANNINGS and LYNDIA SHIRLEY NANNINGS in accordance with agreement to transfer dated 14 December 2001, entered into between the District Council of Grant and J. A. W. and L. S. Nannings.

13. Vest in the Crown the whole of the land subject to closure lettered 'K' and add to section 665 held by GRAHAM COLIN SIMS and BRONWYN MARY SIMS under Crown Lease Volume 1629 Folio 60 in accordance with agreement to transfer dated 22 January 2002, entered into between the District Council of Grant and G. C. and B. M. Sims.

14. The following easement be granted over portions of the land subject to that closure:

Grant to the Distribution Lessor Corporation an easement for overhead electricity supply purposes.

On 22 May 2002 that order was confirmed by the Minister for Administrative Services, conditionally on approval and deposit of the survey plan by the Registrar-General. The condition has now been fulfilled.

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

Dated 22 August 2002.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24

**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER**

*Road adjacent to Taylorville Road, Hundred of Markaranka
Deposited Plan 56476*

BY Road Process Order made on 20 October 2000, the District Council of Loxton Waikerie ordered that:

1. An irregular shaped portion of the un-named public road adjoining the south-western corner of section 172 more particularly being portion of the land delineated and lettered 'A' in Preliminary Plan No. 32/0397 be closed.

2. The whole of the land subject to closure be transferred to TREVOR JOHN MACKERETH and ANNA MARIA MACKERETH in accordance with agreement for transfer dated 18 August 2000, entered into between the District Council of Loxton Waikerie and T. J. Mackereth and A. M. Mackereth.

On 14 May 2001, that order was confirmed by the Minister for Administrative and Information Services, conditionally on approval and deposit of the survey plan by the Registrar-General. The condition has now been fulfilled.

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

Dated 22 August 2002.

P. M. KENTISH, Surveyor-General

**SOUTH AUSTRALIAN LOCAL GOVERNMENT GRANTS
COMMISSION ACT 1992**

Payment of Grants

I, JAY WEATHERILL, Minister for Urban Development and Planning, Minister for Local Government, Minister for Administrative Services and Minister Assisting in Government Enterprises being the Minister responsible for the administration of the South Australian Local Government Grants Commission Act 1992, hereby state, pursuant to section 6 of the Act that:

- (a) the total amount available for payment of grants pursuant to this Act for 2002-2003 is \$102 253 084;
- (b) the amount available for payment of general purpose financial assistance grants within the total amount for 2002-2003 is \$77 776 866;
- (c) the amount available for payment of identified local road grants within the total amount for 2002-2003 is \$24 476 218; and
- (d) an additional amount of \$1 589 322 relating to the underpayment of grants for 2001-2002 (following adjustment for actual CPI, in accordance with Commonwealth legislation). This will be added to the funds to be paid to councils during 2002-2003, using the grant relativities applied in 2001-2002.

Dated 8 August 2002.

J. WEATHERILL, Minister for Local Government

WATER MAINS AND SEWERS

Office of the South Australian Water Corporation
Adelaide, 22 August 2002

WATER MAINS LAID

Notice is hereby given that the following main pipes or parts of main pipes have been laid down by the South Australian Water Corporation in or near the undermentioned water districts and are now available for a constant supply of water to adjacent land.

ADELAIDE WATER DISTRICT

CITY OF MARION
Across and in Inverell Avenue, Sturt. p9
Maesbury Circuit, Sturt. p9

CITY OF ONKAPARINGA
Quinliven Road, Port Willunga. p2

CITY OF PLAYFORD
Applecross Drive, Blakeview. p7
Easements in lot 2006 in LTRO DP 59463, Applecross Drive, Blakeview. p7

Easement in lot 2005 in LTRO DP 58724, Brunswick Terrace, Blakeview. p7
 Easements in lot 114 in LTRO DP 38206, Applecross Drive, Blakeview. p7
 Brunswick Terrace, Blakeview. p7
 Braemore Terrace, Blakeview. p8
 Tree Top Rise, Blakeview. p8

CITY OF SALISBURY

Melvina Road, Paralowie. p6
 Coogee Avenue, Paralowie. p6
 Danzig Avenue, Paralowie. p6
 Across and in Biscay Court, Paralowie. p6
 Danehill Drive, Paralowie. p6
 Kimber Court, Salisbury. p10
 Easement in lot 1 in LTRO FP 126888, Kimber Court, Salisbury. p10
 Mallard Crescent, Mawson Lakes. p12
 Claxton Way, Burton. p13
 Appleyard Court, Burton. p13
 Blacksmith Avenue, Walkley Heights. p14
 Slate Court, Walkley Heights. p14
 Niedpath Street, Walkley Heights. p14
 Sandstone Avenue, Walkley Heights. p14
 Easements in allotment piece 540 in LTRO DP 59597, Niedpath Street, Walkley Heights. p14

CITY OF TEA TREE GULLY

Nugent Place, Golden Grove. p11

PORT PIRIE WATER DISTRICT

PORT PIRIE REGIONAL COUNCIL

Alexandria Avenue, Risdon Park South. p1
 Easement in lot 100 in LTRO DP 52888, Ferme Street, Risdon Park South. p1

SEWERS LAID

Notice is hereby given that the following sewers have been laid down by the South Australian Water Corporation in the under-mentioned drainage areas and are now available for house connections.

ADELAIDE DRAINAGE AREA

CITY OF BURNSIDE

Ellesmere Street, Kensington Park. FB 1106 p24

THE CORPORATION OF THE TOWN OF GAWLER

Murray Street, Willaston. FB 1105 p48, 50 and 53

LIGHT REGIONAL COUNCIL

Murray Street, Hewett. FB 1105 p48, 50 and 53
 Easements in lot 1004 in LTRO DP 59348, Explorer Parade, Hewett. FB 1105 p48, 50 and 53
 Explorer Parade, Hewett. FB 1105 p48-54
 Easements in lots 29-35, and 28-24, Explorer Parade, Hewett. FB 1105 p48, 50, 52 and 54
 McKinlay Square, Hewett. FB 1105 p48, 49, 54 and 55
 McKinlay Drive, Hewett. FB 1105 p48, 49 and 55
 Discovery Court, Hewett. FB 1105 p48, 49, 52 and 55
 Easement in lots 4 and 5, McKinlay Drive, Hewett. FB 1105 p48, 49, 52 and 55
 Easements in lots 1 and 2, McKinlay Drive and lot 94, Discovery Court, Hewett. FB 1105 p48, 49 and 55

CITY OF MARION

Easements in lots 526 and 527 in LTRO DP 43159, Diagonal Road, Sturt. FB 1107 p8 and 9
 Walkway between lots 9 and 10, Maesbury Circuit, Sturt. FB 1107 p8 and 9
 Maesbury Circuit, Sturt. FB 1107 p8 and 9

CITY OF NORWOOD PAYNEHAM & ST PETERS

Loader Street, Glynde. FB 1106 p26

CITY OF PLAYFORD

Toorak Drive, Blakeview. FB 1107 p4 and 6
 Easement in lot 2005 in LTRO DP 58724, Toorak Drive, Blakeview. FB 1107 p4 and 6
 Easements in lots 804 and 805, Brunswick Terrace, Blakeview. FB 1107 p4 and 6
 Brunswick Terrace, Blakeview. FB 1107 p4 and 6
 Applecross Drive, Blakeview. FB 1107 p4-7
 Easement in lot 2006 in LTRO DP 59463, Applecross Drive, Blakeview. FB 1107 p4 and 6
 Braemore Terrace, Blakeview. FB 1107 p4, 5 and 7
 Tree Top Rise, Blakeview. FB 1107 p5 and 7

CITY OF PORT ADELAIDE ENFIELD

Rowe Avenue, Northfield. FB 1106 p23

CITY OF SALISBURY

Mawson Road, Salisbury. FB 1106 p25
 Easement in reserve (lot 48), Kings Road, Paralowie. FB 1107 p1 and 2
 Danzig Avenue, Paralowie. FB 1107 p1 and 2
 Coogee Avenue, Paralowie. FB 1107 p1-3
 Easements in lot 43, Coogee Avenue and lot 46, Melvina Road, Paralowie. FB 1107 p1 and 3
 Biscay Court, Paralowie. FB 1107 p1 and 3
 Danehill Drive, Paralowie. FB 1107 p1 and 2
 Kimber Court, Salisbury. FB 1107 p12
 Easement in lot 1 in LTRO FP 126888, Kimber Court, Salisbury. FB 1107 p12
 Mallard Crescent, Salisbury. FB 1107 p17
 Claxton Way, Burton. FB 1107 p19 and 20
 Appleyard Court, Burton. FB 1107 p19 and 20
 Slate Court, Walkley Heights. FB 1107 p21-24
 Easement in lots 833-843, Slate Court, Walkley Heights. FB 1107 p21-24
 Niedpath Street, Walkley Heights. FB 1107 p21-23 and 25
 Easements in allotment piece 540 in LTRO DP 59597, Niedpath Street, Walkley Heights. FB 1107 p21 and 23-25
 Easements in lots 811-818, Niedpath Street, Walkley Heights. FB 1107 p21-23 and 25
 Sandstone Avenue, Walkley Heights. FB 1107 21-23

CITY OF TEA TREE GULLY

Martindale Avenue, Golden Grove. FB 1107 p16
 Easement in reserve (lot 373), Martindale Avenue, Golden Grove. FB 1107 p16
 Nugent Place, Golden Grove. FB 1107 p16

ALDINGA DRAINAGE AREA

CITY OF ONKAPARINGA

Quinliven Road, Port Willunga. FB 1106 p22

PORT PIRIE COUNTRY DRAINAGE AREA**PORT PIRIE REGIONAL COUNCIL**

Stevens Street and across Creasy Street, Risdon Park South.

FB 1105 p45 and 46

Easements in lot 100 in LTRO DP 52888, Ferme Street, Risdon Park South. FB 1105 p45-47

Alexandria Avenue, Risdon Park South. FB 1107 p45 and 47

Sir Sjostrom Drive, Risdon Park South. FB 1107 p45 and 47

SEWERS ABANDONED

Notice is hereby given that the undermentioned sewers have been abandoned by the South Australian Water Corporation.

ADELAIDE DRAINAGE AREA**LIGHT REGIONAL COUNCIL**

Easements in lots 159 and 1003 in LTRO DP 59348, Explorer Parade, Hewett—150 mm PVC pumping main. FB 1105 p48

Murray Road, Hewett—150 mm PVC pumping main. FB 1105 p48

SEWERS LAID

Notice is hereby given that the undermentioned sewer has been laid down by the South Australian Water Corporation and is not available for house connections.

ADELAIDE DRAINAGE AREA**LIGHT REGIONAL COUNCIL**

Explorer Parade, Hewett—150 PVC pumping main. FB 1105 p48, 49, 51, 52 and 56

A. HOWE, Chief Executive Officer, South
Australian Water Corporation.

REGULATIONS UNDER THE POLICE SUPERANNUATION ACT 1990

No. 158 of 2002

At the Executive Council Office at Adelaide, 22 August 2002

PURSUANT to the *Police Superannuation Act 1990* and with the advice and consent of the Executive Council, I make the following regulations.

MARJORIE JACKSON-NELSON, Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

K. FOLEY, Treasurer

SUMMARY OF PROVISIONS**PART 1
PRELIMINARY**

1. Citation
2. Commencement
3. Revocation
4. Interpretation

**PART 2
COMMUTATION**

5. Interpretation of Part
6. Right to apply for commutation
7. Proportion of pension that may be commuted
8. Commutation factors
9. Restriction on commutation
10. Adjustment of commutation factors
11. Rounding of lump sum

**PART 3
GENERAL**

12. Salary
13. Fund's share of administrative costs
14. Restriction on retirees under 50
15. Notice to Board on retrenchment
16. Period of notice
17. Notice to Board on invalidity
18. Minimum pension payable to eligible children
19. Payment in case of pensioner who is incompetent
20. Employment of medical practitioner

PART 1
PRELIMINARY

Citation

1. These regulations may be cited as the *Police Superannuation Regulations 2002*.

Commencement

2. These regulations will come into operation on 1 September 2002.

Revocation

3. The *Police Superannuation Regulations 1990* (see *Gazette* 31 May 1990 p. 1491), as varied, are revoked.

Interpretation

4. In these regulations, unless the contrary intention appears—

"Act" means the *Police Superannuation Act 1990*;

"South Australian Police Superannuation Scheme" or "Scheme" means the scheme of superannuation established by the Act and (where the context admits) includes the scheme of superannuation established by a corresponding previous enactment.

PART 2 COMMUTATION

Interpretation of Part

5. For the purposes of this Part, a pensioner's annual pension is the pensioner's fortnightly pension multiplied by 313 and divided by 12.

Right to apply for commutation

6. (1) A contributor who is entitled to a retirement pension or who is in receipt of an invalidity pension or a retrenchment pension and who has reached the age of 55 years may apply to the Board for commutation of part of the pension in accordance with this regulation.

(2) The spouse of a deceased contributor who is entitled to a pension may apply to the Board for commutation of part of the pension in accordance with this regulation.

(3) Subject to subregulation (4), an application for commutation of a retirement pension must be made within 3 months after retirement and an application for commutation of an invalidity pension or a retrenchment pension must be made within 3 months after the pensioner reaches the age of 55 years.

(4) Where a contributor is unable to apply for commutation of a pension in accordance with subregulation (3) because the pension is suspended, he or she may apply for commutation of the pension within 3 months after the pension ceases to be suspended.

(5) Where—

- (a) part only of an invalidity pension or a retrenchment pension is available to a contributor because the pension is reduced under section 40 of the Act; and
- (b) the contributor has commuted the whole, or a part, of that part of the pension,

the contributor may, in accordance with this Part, within 3 months after he or she reaches the age of 60 years, commute the whole or a part of the part of the pension previously denied to him or her because of the reduction.

(6) Subject to subregulation (7), an application for commutation of a pension payable to a spouse must be made within 6 months after the death of the contributor.

(7) Where a spouse of a contributor is unable to apply for commutation of his or her pension in accordance with subregulation (6) because the pension is suspended, he or she may apply for commutation of the pension within 3 months after the pension ceases to be suspended.

(8) Where—

- (a) part only of a pension is available to the spouse of a contributor because the pension is reduced under section 40 of the Act; and
- (b) the spouse has commuted the whole, or a part, of that part of the pension,

the spouse may within 3 months after he or she first becomes entitled to the other part of the pension commute the whole or a part of it in accordance with this Part.

(9) A contributor who is entitled to an invalidity pension may apply to the Board within 3 months after termination of employment for commutation of 10 per cent or less of the pension.

(10) An application under subregulation (9) does not prejudice the right of the contributor to apply for a further commutation under subregulation (1) upon reaching the age of 55 years.

(11) The Board may extend the time within which a person may apply for commutation of a pension if, in the Board's opinion, the person was not at fault in failing to apply within the time prescribed by this regulation.

(12) The Board must commute the pension within 1 month after receiving the application and must pay the lump sum within 14 days after commutation.

Proportion of pension that may be commuted

7. (1) A contributor who is entitled to a retirement pension may, subject to this Part, commute the whole or a part of the pension.

(2) A contributor, or the spouse of a contributor, who is entitled to any other kind of pension may commute 50 per cent or less of the pension.

Commutation factors

8. (1) The following tables set out commutation factors:

(a) in the case of a contributor on retirement—

Age at time of commutation	Amount of lump sum for each dollar of annual pension commuted
55-56	\$11.50-\$11.30
56-57	\$11.30-\$11.10
57-58	\$11.10-\$10.90
58-59	\$10.90-\$10.70
59-60	\$10.70-\$10.50
60-61	\$10.50-\$10.30
61-62	\$10.30-\$10.10
62-63	\$10.10-\$ 9.90
63-64	\$ 9.90-\$ 9.70
64-65	\$ 9.70-\$ 9.50
65-66	\$ 9.50-\$ 9.30
66-67	\$ 9.30-\$ 9.10

- (b) in the case of a contributor who is entitled to an invalidity pension or is in receipt of an invalidity pension or retrenchment pension—

Age at time of commutation	Amount of lump sum for each dollar of annual pension commuted
54 or under.....	\$11.50
55-56.....	\$11.50-\$11.30

- (c) in the case of a spouse of a deceased contributor—

Age of spouse at time of commutation	Amount of lump sum for each dollar of annual pension commuted
50 or under.....	\$11.50
50-55.....	\$11.50-\$11.00
55-60.....	\$11.00-\$ 9.75
60-65.....	\$ 9.75-\$ 8.50
65-70.....	\$ 8.50-\$ 7.25
70-80.....	\$ 7.25-\$ 4.75
80-90.....	\$ 4.75-\$ 2.25
90-100.....	\$ 2.25-\$ 0.00

Restriction on commutation

9. (1) The Board must not pay a lump sum to the spouse of a contributor unless it is satisfied that no other spouse of the contributor is entitled to part of the pension commuted by the Board.

(2) The Board is not liable to any person in respect of a payment made by the Board in accordance with subregulation (1).

Adjustment of commutation factors

10. When determining the amount of the lump sum payable on commutation, the commutation factor must be adjusted proportionately, in accordance with the appropriate table, to the age of the applicant expressed in years and completed months.

Rounding of lump sum

11. When determining the amount of a lump sum payable on commutation the Board may round the amount to the nearest dollar.

**PART 3
GENERAL**

Salary

12. (1) Allowances for work on public holidays or weekends are excluded from the definition of salary in the Act.

(2) A higher duties allowance is excluded from the definition of salary in the Act for the purpose of calculating contributions.

(3) Where a higher duties allowance has been paid—

(a) for a continuous period of less than 12 months—the allowance is excluded from the definition of salary for the purpose of calculating benefits;

(b) for a continuous period of 12 months or more—the allowance will, subject to subregulation (4), be included as a component of salary for the purpose of calculating benefits.

(4) Where the amount of a higher duties allowance that is to be included as a component of salary for the purpose of calculating benefits has changed during the period of 12 months immediately preceding termination of the contributor's employment, the allowance will be included as a component of salary at the lowest level paid during that period.

Fund's share of administrative costs

13. For the purposes of section 10(7)(b) of the Act the prescribed percentage is 30.

Restriction on retirees under 50

14. The number of contributors who may retire below the age of 55 years in any financial year under section 21(2) or 28(3) of the Act is 50 or such larger number as the Minister approves in respect of a particular year.

Notice to Board on retrenchment

15. A notice given to the Board by the Commissioner under section 23(4) of the Act must inform the Board of any inquiries made by the Commissioner as to other suitable employment available to the contributor.

Period of notice

16. The period of notice of resignation under sections 25(4)(b)(iv) and 31(5)(b)(iv) of the Act is 1 month.

Notice to Board on invalidity

17. A notice given to the Board by the Commissioner under section 25(7) or 31(8) of the Act must—

(a) be accompanied by a certificate in a form approved by the Board from a medical practitioner stating the nature of the invalidity; and

(b) inform the Board of any inquiries made by the Commissioner or by the Commissioner for Public Employment as to other suitable employment, carrying a salary of at least 80 per cent of the salary applicable to the contributor's present position and available to the contributor in the police force or the Public Service, and the result of those inquiries; and

- (c) inform the Board of the contributor's existing or future entitlement (if any) to weekly payments of workers compensation.

Minimum pension payable to eligible children

18. For the purposes of section 32(3) of the Act, the prescribed amount of the fortnightly pension is—

- (a) \$8 where a benefit is payable or has been paid to a spouse of the contributor;
- (b) \$12 where no such benefit is or was payable.

Payment in case of pensioner who is incompetent

19. (1) If the Board is satisfied that a person who is entitled to a pension under the Act is not mentally or physically competent to give the Board directions as to payment of the pension, the Board may—

- (a) continue to make payments in a manner authorised by the pensioner when competent; or
- (b) pay the pension into an account in the name of the pensioner with an ADI; or
- (c) pay the pension to a person who is caring for the pensioner on condition that it is applied for the maintenance and benefit of the pensioner.

(2) Subregulation (1) is subject to the right of a manager appointed under the *Aged and Infirm Persons' Property Act 1940*, or an administrator appointed under the *Guardianship and Administration Act 1993*, to payment of the pension.

Employment of medical practitioner

20. The Board may employ a medical practitioner to advise it on matters relating to the state of health of contributors.

REGULATIONS UNDER THE DAYLIGHT SAVING ACT 1971

No. 159 of 2002

At the Executive Council Office at Adelaide, 22 August 2002

PURSUANT to the *Daylight Saving Act 1971* and with the advice and consent of the Executive Council, I make the following regulations.

MARJORIE JACKSON-NELSON, Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

M. J. WRIGHT, Minister for Industrial Relations

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Revocation
4. South Australian summer time 2002-2003

Citation

1. These regulations may be cited as the *Daylight Saving Regulations 2002*.

Commencement

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

Revocation

3. The *Daylight Saving Regulations 2001* (see *Gazette* 30 August 2001 p. 3458) are revoked.

South Australian summer time 2002-2003

4. The period for observance of South Australian summer time for 2002-2003 is the period from 2 a.m. South Australian standard time on 27 October 2002 until 3 a.m. South Australian summer time on 30 March 2003.

MIR 02/009CS

R. DENNIS, Clerk of the Council

REGULATIONS UNDER THE ART GALLERY ACT 1939

No. 160 of 2002

At the Executive Council Office at Adelaide, 22 August 2002

PURSUANT to the *Art Gallery Act 1939*, on the recommendation of the Art Gallery Board and with the advice and consent of the Executive Council, I make the following regulations.

MARJORIE JACKSON-NELSON, Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

M. D. RANN, Minister for the Arts

SUMMARY OF PROVISIONS**PART 1
PRELIMINARY**

1. Citation
2. Commencement
3. Revocation
4. Interpretation

**PART 2
CONDUCT AT THE ART GALLERY****DIVISION 1—PERSONAL CONDUCT**

5. Entry to the art gallery
6. Behaviour in art gallery premises and grounds
7. Articles must be left with employee on request
8. Copying exhibits prohibited

DIVISION 2—DRIVING AND PARKING MOTOR VEHICLES

9. Motor vehicles, how driven etc.
10. Impeding pedestrian or vehicular access
11. Permit areas

**PART 3
ENFORCEMENT**

12. Appointment of authorised officers
13. General powers of authorised officers
14. Offence to re-enter following order to leave
15. Offence to provide false information
16. Removal of animals
17. Power to remove and confiscate
18. Offence to fail to comply with requirement of authorised officer
19. Use of reasonable force
20. Offence to hinder authorised officer
21. No liability for acts done in exercise of official powers

**PART 4
MISCELLANEOUS**

- 22. Opening times
 - 23. Confiscated or surrendered property
-

**PART 1
PRELIMINARY**

Citation

1. These regulations may be cited as the *Art Gallery Regulations 2002*.

Commencement

2. These regulations will come into operation on 1 September 2002.

Revocation

3. The *Art Gallery Regulations 1989* (see *Gazette* 21 December 1989 p. 1865), as varied, are revoked.

Interpretation

4. In these regulations, unless the contrary intention appears—

"**Act**" means the *Art Gallery Act 1939*;

"**art gallery premises**" means the art gallery and any structure (permanent or temporary) on the grounds of the art gallery;

"**authorised officer**" means a person appointed as an authorised officer under regulation 12;

"**Director**" means the person for the time being holding or acting in the office of director of the art gallery;

"**grounds**" of the art gallery means the land under the care and control of the board.

PART 2
CONDUCT AT THE ART GALLERY

DIVISION 1—PERSONAL CONDUCT

Entry to the art gallery

5. (1) A person must not, without lawful authority—

- (a) enter or remain in, after due warning, a part of the art gallery premises that is not open to the public; or
- (b) remain, after due warning, in the art gallery premises after closing time.

Penalty: Division 9 fine.

Expiation fee: Division 9 fee.

(2) A child under the age of ten years must not enter or remain in the art gallery premises unless in the care or under the supervision of an adult.

(3) Subregulation (2) does not apply in relation to a part of the art gallery premises set aside for the purpose of the consumption of food and beverages.

Behaviour in art gallery premises and grounds

6. (1) A person must not—

- (a) behave in a disorderly or offensive manner or so as to interfere with another person's reasonable enjoyment of the art gallery premises or grounds; or
- (b) use abusive, threatening or insulting language while in the art gallery premises or grounds; or
- (c) eat, drink or smoke in the art gallery premises (except in an area set aside for the purpose); or
- (d) deposit litter or waste matter in any part of the art gallery premises or grounds (other than a receptacle provided for that purpose).

Penalty: Division 9 fine.

Expiation fee: Division 9 fee.

(2) A person must not, without lawful authority—

- (a) bring an animal into the art gallery premises; or
- (b) touch or in any way interfere with an exhibit in the art gallery premises, a case containing such exhibits or a sign associated with such exhibits.

Penalty: Division 9 fine.

Expiation fee: Division 9 fee.

(3) A person must not, except as authorised by the Director, while in the art gallery premises or grounds—

- (a) deface or interfere with any property; or
- (b) distribute any printed matter; or
- (c) erect any structure; or
- (d) display any bill, sign, poster, placard, banner or flag; or
- (e) sell anything or offer anything for sale; or
- (f) take up a collection; or
- (g) hold, arrange or participate in a rally, demonstration or other meeting; or
- (h) climb on any tree, shrub, fence, roof, wall or other structure or any other property under the care and control of the board; or
- (i) light or maintain a fire.

Penalty: Division 9 fine.

Expiation fee: Division 9 fee.

Articles must be left with employee on request

7. A person must, at the request of an art gallery employee, leave any article brought by the person into the art gallery premises in an area set aside for that purpose.

Penalty: Division 10 fine.

Expiation fee: Division 10 fee.

Copying exhibits prohibited

8. A person must not, except as authorised by the Director, photograph, copy or reproduce an exhibit of the art gallery.

Penalty: Division 10 fine.

Expiation fee: Division 10 fee.

DIVISION 2—DRIVING AND PARKING MOTOR VEHICLES

Motor vehicles, how driven etc.

9. A person who drives or rides a motor vehicle in the art gallery grounds must not—

- (a) unless authorised by the Director—
 - (i) fail to comply with any speed, parking or other traffic restriction or direction indicated (with the authority of the board) by signs or lines or a combination of signs and lines; or
 - (ii) drive or ride in areas that are not intended for public vehicular access; or

- (iii) drive or ride in such a manner as to cause undue noise to be emitted from the vehicle;
or
- (b) drive or ride in a dangerous or careless manner or without reasonable consideration for others;
or
- (c) fail to comply with any reasonable speed, parking or other traffic direction of an authorised officer.

Penalty: Division 9 fine.

Expiation fee: Division 11 fee.

Impeding pedestrian or vehicular access

10. A person must not park a motor vehicle in the art gallery grounds so as to prevent or impede the passage of a pedestrian or another motor vehicle.

Penalty: Division 9 fine.

Expiation fee: Division 11 fee.

Permit areas

11. A person must not park a motor vehicle in the art gallery grounds in an area indicated, with the authority of the board, by signs or lines or a combination of signs and lines, as a parking area for persons holding a specified type of permit unless the appropriate permit is lawfully displayed in the vehicle.

Penalty: Division 9 fine.

Expiation fee: Division 11 fee.

PART 3 ENFORCEMENT

Appointment of authorised officers

12. (1) The board may appoint a person to be an authorised officer for the purposes of these regulations.

(2) An appointment may be made subject to conditions specified in the instrument of appointment.

(3) The board may, at any time, revoke an appointment or vary, revoke or add a condition of an appointment.

(4) The board must issue an identity card to each authorised officer.

(5) An authorised officer must produce his or her identity card at the request of a person in relation to whom the authorised officer has exercised, or intends to exercise, powers under these regulations.

General powers of authorised officers

13. (1) If an authorised officer has reasonable cause to suspect that a person has committed, is committing or is about to commit an offence against the Act or these regulations, the authorised officer may—

(a) order the person to leave or not to enter—

(i) the art gallery premises or grounds; or

(ii) a particular part of the art gallery premises or grounds; or

(b) require the person to state his or her name and address and, if the authorised officer has reasonable cause to suspect that the name or address stated is false, require the person to produce evidence of the correctness of the name or address so stated.

(2) If an authorised officer has reasonable cause to suspect that a person in the art gallery premises is so much under the influence of alcohol or a drug as to be visibly affected by it, the authorised officer may—

(a) order the person to leave the art gallery premises or to leave, or not to enter, a particular part of the art gallery premises; or

(b) if the person is in possession of a drug or alcoholic beverage—require the person to surrender it and, if it is not surrendered, confiscate it.

Offence to re-enter following order to leave

14. A person who has, on a particular day, been ordered by an authorised officer to leave—

(a) the art gallery premises or grounds; or

- (b) a particular part of the art gallery premises or grounds,

must not re-enter the premises or grounds or that part of the premises or grounds (as the case may be) on that day.

Penalty: Division 9 fine.

Offence to provide false information

15. A person must not—

- (a) state to an authorised officer a name or address that is false; or
- (b) produce to an authorised officer false evidence in relation to his or her name or address.

Penalty: Division 9 fine.

Removal of animals

16. If an authorised officer finds an animal in the art gallery premises (other than an animal brought into the premises with lawful authority) the authorised officer may—

- (a) order the owner or person in charge of the animal to remove the animal from the premises; or
- (b) if the owner or person in charge of the animal cannot be located in the vicinity—remove the animal from the premises.

Power to remove and confiscate

17. An authorised officer may require a person to surrender anything brought into, or erected or displayed at, the art gallery premises in contravention of these regulations and, if it is not surrendered, confiscate it.

Offence to fail to comply with requirement of authorised officer

18. A person ordered or required to do something by, or to surrender or produce something to, an authorised officer in the exercise of powers or functions under these regulations must comply with the order or requirement.

Penalty: Division 9 fine.

Use of reasonable force

19. An authorised officer may use reasonable force—

- (a) to remove from the art gallery premises or grounds, or from a part of the art gallery premises or grounds, a person who has been ordered to leave the art gallery premises or grounds or that part of the art gallery premises or grounds; or
- (b) to prevent a person who has been ordered not to enter the art gallery premises or grounds, or a part of the art gallery premises or grounds, from entering those places; or
- (c) to confiscate anything not surrendered in accordance with these regulations.

Offence to hinder authorised officer

20. A person must not interfere with, obstruct or hinder an authorised officer in the exercise of powers or functions under these regulations.

Penalty: Division 9 fine.

No liability for acts done in exercise of official powers

21. (1) No liability attaches to an authorised officer for an act or omission done or made in good faith in the exercise or purported exercise of official powers or functions.

(2) An action that would, but for subregulation (1), lie against the authorised officer, lies instead against the Crown.

PART 4
MISCELLANEOUS

Opening times

22. Except as otherwise directed by the board, the art gallery will be open to the public, free of charge, on each day of the year (other than Christmas Day) during the hours fixed by the board.

Confiscated or surrendered property

23. (1) The board should endeavour to return to a person, when leaving the art gallery premises or grounds, anything that was surrendered by or confiscated from the person under these regulations.

(2) However, the board may retain, for such period as is necessary for the purposes of legal proceedings, anything that the board reasonably believes may constitute evidence of the commission of an offence.

ASA CAB 011/02

R. DENNIS, Clerk of the Council

**REGULATIONS UNDER THE PETROLEUM PRODUCTS REGULATION ACT
1995**

No. 161 of 2002

At the Executive Council Office at Adelaide, 22 August 2002

PURSUANT to the *Petroleum Products Regulation Act 1995* and with the advice and consent of the Executive Council, I make the following regulations.

MARJORIE JACKSON-NELSON, Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

K. FOLEY, Treasurer

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Variation of reg. 6—Prescribed retail sales (s. 4(1))

Citation

1. The *Petroleum Products Regulations 1995* (see *Gazette* 1 June 1995 p. 2574), as varied, are referred to in these regulations as "the principal regulations".

Commencement

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

Variation of reg. 6—Prescribed retail sales (s. 4(1))

3. Regulation 6 of the principal regulations is varied by striking out paragraph (*d*) and substituting the following paragraph:

- (*d*) a sale in a quantity not exceeding ten litres, made by an organisation that provides emergency assistance to motorists, in circumstances where the purchaser has no other practical means of procuring motor spirit;

WKP 02/0032

R. DENNIS, Clerk of the Council

REGULATIONS UNDER THE DANGEROUS SUBSTANCES ACT 1979

No. 162 of 2002

At the Executive Council Office at Adelaide, 22 August 2002

PURSUANT to the *Dangerous Substances Act 1979* and with the advice and consent of the Executive Council, I make the following regulations.

MARJORIE JACKSON-NELSON, Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

M. J. WRIGHT, Minister for Industrial Relations

SUMMARY OF PROVISIONS**PART 1
PRELIMINARY**

1. Citation
2. Commencement
3. Revocation
4. Interpretation
5. Dangerous substances

**PART 2
LICENCES AND PERMITS**

6. Application for licence to keep prescribed dangerous substances
7. Application for permit to carry out gas fitting work

**PART 3
GENERAL REQUIREMENTS**

8. Accidents
9. Duties of employers and employees

**PART 4
TRANSPORT OF DANGEROUS GOODS**

10. Application of Commonwealth regulations
11. Application of Rail Rules
12. Application of the Acts Interpretation Act (Cwlth)
13. Fuel
14. Binding of Crown
15. Exemptions (s. 36)
16. Time for making appeal (s. 37(4)(c))

**PART 5
KEEPING PRESCRIBED DANGEROUS SUBSTANCES: CLASS 2**

17. Declaration as to liquefied petroleum gas
18. Quality and odour
19. Keeping
20. Compliance with standard
21. Cylinders and tanks

22. Design
23. Filling, testing and maintenance
24. Vehicles
25. Labels
26. Repairs or alterations

**PART 6
GAS FITTING WORK**

27. Gas fitting work
28. Gas fitting work not to be carried out without permit
29. Granting of permits by Competent Authority
30. Conditions of permits
31. Age qualification
32. Grant of permit
33. Lost permits
34. Requirement to produce permit
35. Suspension or revocation of permit
36. Certificates of compliance and compliance plates
37. Damaged installations

**PART 7
KEEPING PRESCRIBED DANGEROUS SUBSTANCES: CLASS 3**

38. Declaration as to dangerous substances—Class 3
39. Application of Part
40. Interpretation
41. Keeping
42. Compliance with standard
43. Installation of tank
44. Records
45. Construction of package store
46. Prescribed standard
47. Ullage
48. Tank design
49. Notice of manufacture, etc.
50. Use of tank
51. Repairs or alterations
52. Labels
53. Markings

**PART 8
PIPELINES**

54. Prescribed requirements
55. Notice before work carried out

**PART 9
PRESCRIBED DANGEROUS SUBSTANCES: CLASS 6 AND CLASS 8**

DIVISION 1—PRELIMINARY

56. Preliminary

DIVISION 2—LICENCES TO KEEP

57. Declaration—prescribed dangerous substances
58. Quantity that may be kept without a licence

DIVISION 3—STORAGE

- 59. Application of Division
- 60. Storage where licence required
- 61. Storage where licence not required
- 62. Consumption of food or drink in storage area

DIVISION 4—MISCELLANEOUS DEALINGS

- 63. Packaging
- 64. Identification of pipes
- 65. Maintenance of tank, pipe, etc.
- 66. Discharge into sewer, etc.

**PART 10
MISCELLANEOUS**

- 67. Identification cards
- 68. General offence
- 69. Notices
- 70. Transitional provision

SCHEDULE 1
*Application for Licence***SCHEDULE 2**
*Fees***SCHEDULE 3**
*Application for Permit***SCHEDULE 4**
*Filling Instructions***SCHEDULE 5**
*Certificate of Compliance***SCHEDULE 6**
Compliance Plate

**PART 1
PRELIMINARY****Citation**

1. These regulations may be cited as the *Dangerous Substances Regulations 2002*.

Commencement

2. These regulations will come into operation on 1 September 2002.

Revocation

3. The *Dangerous Substances Regulations 1998* (see *Gazette* 27 August 1998 p. 703), as varied, are revoked.

Interpretation

4. (1) In these regulations, unless the contrary intention appears—

"Act" means the *Dangerous Substances Act 1979*;

"**AS/NZS**" means a standard published or approved jointly by Standards Australia and Standards New Zealand;

"**Australian Standard**" or "**AS**" means a standard published or approved by Standards Australia;

"**Class 6 substance**" means a substance which is a Class 6 substance, and in one of the Packing Groups for toxic substances, under these regulations (*see especially subregulations (2)-(5)*);

"**Class 8 substance**" means a substance which is a Class 8 substance, and in one of the Packing Groups for corrosive substances, under these regulations (*see especially subregulations (2)-(5)*);

"**the Code**" means the Australian code for the Transport of Dangerous Goods by Road and Rail, Sixth Edition, approved by the Ministerial Council for Road Transport, endorsed by the Australian Transport Council and published by the Federal Office of Road Safety;

"**compressed natural gas**" means natural gas that is stored under pressure in a cylinder or tank;

"**cylinder**" means metal packaging that—

- (a) has a water capacity exceeding 0.1 litre and not exceeding 500 litres; and
- (b) is designed to contain gases under pressure;

"**flammable liquid**" means a substance which is a Class 3 substance, and in one of the Packing Groups for flammable liquids, under these regulations (*see especially subregulation (2)-(5)*);

"**gas fitting work**" means the installation, alteration, repair, maintenance, modification, connection or disconnection of pipes, fittings or equipment used for, or designed for use in, the consumption of liquefied petroleum gas or compressed natural gas as a fuel in an internal combustion engine, but does not include the actual connection or disconnection of portable liquefied petroleum gas or compressed natural gas storage cylinders;

"**industrial premises**" means any of the following places or the precincts of such a place:

- (a) a place where the occupier employs or engages one or more persons in an activity for or incidental to—
 - (i) the making of an article or part of an article; or
 - (ii) the altering, repairing, testing, renovating, processing, treating, ornamenting, finishing or cleaning of any article, material, equipment or substance, other than a laundry on premises occupied for residential purposes where only domestic-type laundry equipment is installed and used; or
 - (iii) the adapting for sale of any article, equipment or substance; or
 - (iv) the laboratory testing or investigating of any article or substance;
- (b) a place where—
 - (i) electricity is generated or transformed for trade or sale; or

- (ii) water is pumped in connection with the provision of a public water supply; or
 - (iii) gas is produced or reformed by a company supplying gas to the public,
- and where the occupier employs or engages one or more persons in that activity;
- (c) a place where timber is milled, processed or treated and the occupier employs or engages one or more persons in that activity;
 - (d) a building that forms part of a school and—
 - (i) is used as a laboratory; or
 - (ii) is used for the use, construction, assembly, repair or maintenance of any power-driven machinery, equipment or apparatus,
- and where the occupier employs or engages one or more persons in that activity;

"installation" means any liquefied petroleum gas or compressed natural gas arrangement consisting of any number of cylinders or storage tanks, together with metering equipment and associated pipe work provided for supplying liquefied petroleum gas or compressed natural gas (as the case may be) as a fuel to an internal combustion engine;

"licensed premises" means premises in relation to which a licence under section 15 of the Act is, for the time being, in force;

"liquefied petroleum gas" means a liquid which is a mixture of hydrocarbons, basically consisting of butane or butenes, propane or propene, or any mixture of them, or any of them, and is a dangerous substance of Class 2;

"manufactured product" has the same meaning as in the Code;

"natural gas" means a substance that—

- (a) is in a gaseous state at Standard Temperature and Pressure; and
- (b) consists of naturally occurring hydrocarbons, or a naturally occurring mixture of hydrocarbons and non-hydrocarbons, the principal constituent of which is methane;

"packaging" means a container in which dangerous substances are received or held, and includes anything that enables the container to receive or hold the dangerous substance or to be closed, but does not include—

- (a) a tank; or
- (b) a freight container; or
- (c) a container that—
 - (i) is part of or connected to; and

- (ii) contains any fuel or other dangerous substance that is to be consumed in the operations of or otherwise utilised by,

a vehicle or any device, machinery or equipment;

"Packing Group"—*see subregulation (3)*;

"permit" means a permit (including an autogas permit) to carry out gas fitting work issued under these regulations by a Competent Authority;

"rural industry" means any activity carried on, in or upon—

- (a) a farm, orchard, vineyard or agricultural or pastoral holding in connection with dairying, poultry farming, bee farming, the sowing, raising, harvesting or treatment of grain, fodder, fruit or any other crop or farm produce (whether grown for food or not), the management, rearing or grazing of horses, cattle, sheep or other livestock, the shearing or crutching of sheep, or the classing, scouring, sorting or pressing of wool; or
- (b) a flower or vegetable market garden or nursery;

"tank" means a container that is used, or designed to be used, for the storage of a dangerous substance in the form of a liquid or gas and that has—

- (a) in the case of a dangerous substance which is a Class 2 substance—a capacity in excess of 500 litres;
- (b) in the case of a dangerous substance of any other class—
 - (i) a capacity in excess of 450 litres; or
 - (ii) a net mass in excess of 400 kilograms.

(2) For the purposes of these regulations, a dangerous substance is of a particular class if—

- (a) the dangerous substance is assigned to that class as dangerous goods under the *Road Transport Reform (Dangerous Goods) (South Australia) Regulations 1998* or the *Rail (Dangerous Goods) (South Australia) Regulations 1998*; or
- (b) the dangerous substance is determined under subregulation (4) to be a dangerous substance of that class,

(and in the event of an inconsistency between an assignment referred to in paragraph (a) and a determination referred to in paragraph (b), the determination will prevail).

(3) For the purposes of these regulations, a dangerous substance belongs to a particular Packing Group if—

- (a) the dangerous substance is assigned to that Packing Group under the *Road Transport Reform (Dangerous Goods) (South Australia) Regulations 1998* or the *Rail (Dangerous Goods) (South Australia) Regulations 1998*; or

- (b) the dangerous substance is determined under subregulation (4) to be assigned to that Packing Group,

(and in the event of an inconsistency between an assignment referred to in paragraph (a) and a determination referred to in paragraph (b), the determination will prevail).

(4) A Competent Authority may determine—

- (a) that a dangerous substance is a dangerous substance of a particular class;
- (b) that a dangerous substance is assigned to a particular Packing Group.

(5) In these regulations (unless the contrary intention appears)—

- (a) a reference to a Class of dangerous substance is a reference to the class to which the dangerous substance belongs pursuant to subregulation (2);
- (b) a reference to a Class by number, or number and letter, is a reference to the number, or number and letter, of the class to which a dangerous substance belongs pursuant to subregulation (2);
- (c) a reference to a Packing Group of a dangerous substance is a reference to the Packing Group to which the dangerous substance belongs pursuant to subregulation (3);
- (d) a reference to a Packing Group by number is a reference to the number of the Packing Group to which a dangerous substance belongs pursuant to subregulation (3).

(6) A reference in these regulations to a document (including a code of practice) prepared or published by a body will be taken as a reference to that document as in force from time to time.

Dangerous substances

5. Pursuant to section 2 of the Act, flammable liquids (Class 3 substances), Class 8 substances and substances of classes 2 (including liquefied petroleum gas and compressed natural gas), 4, 5, 6 or 9 are declared to be dangerous substances for the purposes of the Act.

PART 2
LICENCES AND PERMITS

Application for licence to keep prescribed dangerous substances

6. (1) An application for the issue, variation or renewal of a licence to keep a prescribed dangerous substance in any premises must be in the form set out in Schedule 1.

(2) The application must be completed and submitted in accordance with the instructions contained in Schedule 1.

(3) If an applicant fails to provide sufficient information to enable a Competent Authority to determine whether or not the premises conform with the Act and these regulations, the Competent Authority may require the applicant to provide such additional information as may be necessary to enable the Competent Authority to make that determination.

(4) The fee for the issue or renewal of a licence on an application under this regulation is prescribed by Schedule 2.

Application for permit to carry out gas fitting work

7. (1) An application for a permit must be in the form set out in Schedule 3.

(2) The fee for a permit is prescribed by Schedule 2.

PART 3
GENERAL REQUIREMENTS

Accidents

8. (1) Subject to subregulation (4), if an accident occurs involving any dangerous substance in or on licensed premises, the holder of the licence in respect of those premises must give to a Competent Authority a notice in writing setting out the particulars required by subregulation (2).

(2) The particulars which a notice given pursuant to these regulations must contain are—

- (a) time, date and place of accident; and
- (b) the name and address of any person involved in the accident; and
- (c) details of any personal injuries suffered by any person involved in the accident; and
- (d) if any person dies as a result of the accident, the name and last address of such person; and
- (e) the name and class of the dangerous substance involved in the accident; and
- (f) if a vehicle is involved in the accident, the registered number of the vehicle and the name and address of the driver.

(3) The notice must be given to the Competent Authority within 24 hours after the accident.

(4) A notice need not be given under subregulation (1) unless the accident results—

- (a) in the death of a person; or
- (b) in a person suffering personal injury which is likely to incapacitate the person for three days or more; or
- (c) from or in any fire or explosion.

Duties of employers and employees

9. (1) If, in order to comply with these regulations or the requirements of any standard or code referred to in these regulations, it is necessary for an employer to provide an employee with safety equipment or protective clothing, the employer must—

- (a) if the employer is required to provide a respiratory protective device, provide one which complies with AS/NZS 1715 and 1716 "Respiratory Protective Devices"; and
- (b) if the employer is required to provide an eye protection device, provide one which complies with AS/NZS 1336, 1337 and 1338 "Industrial Eye Protectors"; and
- (c) if the employer is required to provide gloves, provide those which comply with AS/NZS 2161 "Industrial Safety Gloves and Mittens"; and
- (d) if the employer is required to provide a safety helmet, provide one which complies with AS/NZS 1800 and AS/NZS 1801 "Industrial Safety Helmets"; and
- (e) if the employer is required to provide safety footwear, provide such footwear which complies with AS/NZS 2210 "Occupational Protective Footwear"; and

- (f) keep such safety equipment or protective clothing in good repair and condition; and
- (g) provide reasonable instruction to employees as to the hazards and risks involved in the performance of their duties and in the use of any safety equipment or protective clothing provided for their use.

(2) A person who, during the course of that person's employment, handles or comes into contact with a dangerous substance and whose employer has, pursuant to this regulation, supplied the person with an item of protective clothing or a piece of safety equipment must not fail to make use of that item of clothing or piece of equipment when required to do so by the employer.

PART 4
TRANSPORT OF DANGEROUS GOODS

Application of Commonwealth regulations

10. (1) In this regulation—

"**the Commonwealth regulations**" means the *Road Transport Reform (Dangerous Goods) Regulations 1997* as in force from time to time under the *Road Transport Reform (Dangerous Goods) Act 1995* of the Commonwealth.

(2) Subject to these regulations (and, in particular, subregulation (3)), the Commonwealth regulations—

- (a) apply as regulations under the Act; and
- (b) as so applying, may be cited as the *Road Transport Reform (Dangerous Goods) (South Australia) Regulations 1998*.

(3) The Commonwealth regulations are applied under subregulation (2) with the following modifications:

- (a) regulation 1.1 is taken to have been excluded and the following regulation substituted:

Citation

1.1 These regulations may be cited as the *Road Transport Reform (Dangerous Goods) (South Australia) Regulations 1998*;

- (b) regulation 1.2 is taken to have been excluded;
- (c) regulation 1.4(3) is taken to have been modified by inserting "(Cwlth)" after "Road Transport Reform (Heavy Vehicles Standards) Regulations" in the Example;
- (d) Division 4 of Part 1 is taken to have been excluded;
- (e) regulation 1.30 is taken to have been modified by leaving out "the Northern Territory" and inserting "Territory";
- (f) regulation 1.30 is taken to have been modified by leaving out paragraph (b) and inserting the following paragraph:
 - (b) the Minister, by notice in the Government Gazette, declares that the State or Territory is not a participating jurisdiction.;
- (g) regulation 1.32 is taken to have been excluded;
- (h) the note to regulation 2.1 is taken to have been modified by leaving out "Section 36" and inserting "Section 24";
- (i) the note at the beginning of Part 8 is taken to have been excluded;
- (j) the note at the beginning of Part 14 is taken to have been modified by leaving out "section 29" and inserting "section 33";

- (k) the note at the beginning of Part 16 is taken to have been modified by leaving out "sections 32, 33 and 33A" and inserting "section 36";
- (l) regulation 16.1(1) is taken to have been modified by inserting "from the operation of these Regulations or the ADG Code" after "An application for an exemption";
- (m) regulation 16.2(1) is taken to have been modified by inserting "from the operation of these Regulations or the ADG Code" after "exemption";
- (n) regulation 16.2(3)(a) is taken to have been modified by leaving out "granted under the Act";
- (o) regulation 16.2(4)(a) is taken to have been modified by leaving out "made under the Act";
- (p) the note to regulation 17.3 is taken to have been modified by leaving out "section 45" and inserting "section 25";
- (q) the note to regulation 18.3 is taken to have been modified by leaving out "subsections 35(1) and (2)" and inserting "section 24(2) and (3)";
- (r) the note to regulation 18.4 is taken to have been modified by leaving out "subsections 35(3) and (5)" and inserting "section 24(4) and (6)";
- (s) the note to regulation 18.11(2) is taken to have been modified by leaving out "section 45" and inserting "section 25";
- (t) the note to regulation 18.21(4) is taken to have been modified by leaving out "section 45" and inserting "section 25";
- (u) Part 21 is taken to have been excluded and the following Part inserted:

PART 21—EXPIATION OF OFFENCES

Expiation of offences

21.1 (1) An alleged offence against a regulation referred to in Column 2 of Schedule 2 may be expiated in accordance with the *Expiation of Offences Act 1996*.

(2) The penalties listed in Columns 3 and 4 of Schedule 2 are fixed as expiation fees for an alleged offence against the relevant provision referred to in Column 2 of that schedule.;

- (v) the note to regulation 22.5 is taken to have been modified by leaving out "section 5" and inserting "section 37";

- (w) regulation 23.1 is taken to have been modified by leaving out the table in that regulation and inserting the following table:

Column 1 Item	Column 2 Provision for which fee prescribed	Column 3 Fee \$
1	Regulation 4.24(c)	166.00
2	Regulation 18.10(2)(e)	33.00
3	Regulation 18.12(2)(e)	33.00
4	Regulation 18.19(3)	88.00 per vehicle
5	Regulation 18.22(3)	88.00 per vehicle

- (x) Schedule 1 is taken to have been excluded;
- (y) Schedule 2 is taken to have been modified—
- (i) by leaving out "Subregulation 21.1(1) and (2)";
 - (ii) by leaving out the heading and inserting:

SCHEDULE 2: EXPIABLE OFFENCES AND PENALTIES;

- (z) Schedule 3 is taken to have been modified—
- (i) by leaving out the definition of "**Act**" and inserting the following definition:
"**Act**" means the *Dangerous Substances Act 1979*;;
 - (ii) by leaving out "section 6" from the definition of "**authorised officer**" and inserting "section 7";
 - (iii) by leaving out the definition of "**Commonwealth Minister**";
 - (iv) by leaving out the definition of "**Competent Authority**";
 - (v) by inserting "(Cwlth)" after "Regulations" in the definition of "**converter dolly**";
 - (vi) by leaving out "section 13(1)" from the definition of "**corresponding Competent Authority**" and inserting "section 5(1)";
 - (vii) by leaving out "section 6" from the definition of "**dangerous situation**" and inserting "section 2";
 - (viii) by leaving out "section 32" from the definition of "**exemption**" and inserting "section 36";

- (ix) by leaving out the definition of "**Government Gazette**" and inserting the following definition:

"Government Gazette" means the *South Australian Government Gazette*;;
- (x) by leaving out the definition of "**infringement notice**";
- (xi) by leaving out "section 6" from the definition of "**involvement in the transport of dangerous goods by road**" and inserting "section 2(2)";
- (xii) by leaving out the definition of "**offence**";
- (xiii) by leaving out "the Northern" from paragraph (b) of the definition of "**participating jurisdiction**";
- (xiv) by leaving out "section 6" from the definition of "**premises**" and inserting "section 2";
- (xv) by leaving out the definition of "**this jurisdiction**" and inserting the following definition:

"this jurisdiction" means South Australia;;
- (xvi) by leaving out "section 6" from the definition of "**transport**" and inserting "section 2".

Application of Rail Rules

11. (1) In this regulation—

"**the Rail Rules**" means the Rail (Dangerous Goods) Rules as in force from time to time under the Code and published as a schedule to the Code.

(2) Subject to these regulations (and, in particular, subregulation (3)), the Rail Rules—

(a) apply as regulations under the Act; and

(b) as so applying, may be cited as the *Rail (Dangerous Goods) (South Australia) Regulations 1998*.

(3) The Rail Rules are applied under subregulation (2) with the following modifications:

(a) leave out "Rule", "Rules", "rule" or "rules" wherever occurring and insert instead "Regulation", "Regulations", "regulation" or "regulations" (according to the context), other than when used in relation to the ICAO Rules or when appearing as part of the definition of "instrument";

(b) leave out "subrule" or "subrules" wherever occurring and insert instead "subregulation" or "subregulations" (according to the context);

(c) leave out "Commonwealth Minister" wherever occurring and insert instead "Minister";

- (d) Rule 1.1 is taken to have been excluded and the following regulation substituted:

Citation

1.1 These regulations may be cited as the *Rail (Dangerous Goods) (South Australia) Regulations 1998*;

- (e) Rule 1.2 is taken to have been excluded;
- (f) the following Division is taken to have been inserted as Division 7 of Part 1:

DIVISION 7—PROVISIONS ABOUT OFFENCES GENERALLY

Deciding whether someone reasonably ought to have known or suspected

1.27 If, in a prosecution for an offence against these regulations, it is material to prove that someone reasonably ought to have known or suspected something, the issue is to be decided having regard to:

- (a) the person's abilities, experience, qualifications and training; and
- (b) the circumstances of the alleged offence.

Penalties

1.28 (1) This regulation applies to a provision prescribing a penalty for an offence.

(2) The penalty is the maximum fine for an individual who is found guilty of the offence.

(3) If a body corporate is found guilty of the offence, the maximum fine for the body corporate is 5 times the penalty.;

- (g) Rules 1.29, 3.2, 4.1(1), 4.1(2), 4.2(1), 4.2(2), 4.4(1), 4.4(2), 4.4(3), 4.5(1), 4.5(2), 4.5(3), 4.6(1), 4.6(2), 4.7(1), 4.7(2), 4.8, 4.9, 4.10(1), 4.10(2), 4.12(1), 4.12(2), 4.12(3), 4.14(1), 4.14(2), 4.15(1), 4.15(2), 4.16(1), 4.16(2), 4.17, 4.18(1), 4.18(2), 4.20(1), 4.20(2), 4.22(1), 4.22(2), 4.23(1), 4.23(2), 5.3(1), 5.3(2), 5.3(3), 7.7(1), 7.7(2), 7.7(3), 7.8(1), 7.8(2), 7.8(3), 7.9(1), 7.9(2), 7.9(3), 8.1, 8.2, 8.3, 8.4, 9.4, 9.5, 9.6, 9.13(1), 9.13(2), 9.14(1), 9.14(2), 9.16, 10.6(1), 10.6(2), 10.7(1), 10.7(4), 11.1, 13.10, 14.2(2), 14.4(2), 14.4(3), 14.5(2), 14.5(3), 20.1(2)—

Insert at the end of each provision—

Penalty: \$3 000.;

- (h) Rules 3.3, 3.4, 3.5, 3.11(3), 3.12(3), 4.11, 4.19, 5.1(1), 5.1(2), 5.1(3), 5.2, 6.1, 6.2, 6.3, 9.9, 9.10, 9.11, 9.17, 10.2, 10.1(2), 10.5(1), 10.5(2), 10.5(3), 10.6(3), 10.7(2), 10.8, 11.3(1), 11.7(2), 13.2, 13.3(3), 13.6, 13.8(1), 14.3(2), 14.6(2), 14.7(2), 17.7—

Insert at the end of each provision—

Penalty: \$1 500.;

- (i) Rules 3.6, 11.2(1), 11.4(2), 11.4(4), 11.8(2), 11.8(3), 14.1(2)—

Insert at the end of each provision—

Penalty: \$1 000.;

- (j) Rules 7.3(1), 7.3(2), 7.3(3), 7.4(1), 7.4(2), 7.4(3), 7.5(1), 7.5(2), 7.5(3)—

Insert at the end of each provision—

Penalty: (a) for a package—\$500.
(b) for a unit load—\$1 500.;

- (k) Rules 10.7(3), 10.7(5), 13.1—

Insert at the end of each provision—

Penalty: \$500.;

- (l) the following regulation is taken to have been inserted as regulation 1.30:

Declaration of non-participating jurisdictions

1.30 A State or Territory is not a participating jurisdiction if the Minister, by notice in the Government Gazette, declares that the State or Territory is not a participating jurisdiction.;

- (m) Rules 1.32 and 1.33 are taken to have been excluded;
- (n) Divisions 9, 10, 11 and 12 of Part 1 are taken to have been excluded;
- (o) Rule 2.1 is taken to have been modified by leaving out subrules (2) and (3);
- (p) Division 3 of Part 11 is taken to have been excluded;
- (q) the note at the beginning of Part 14 is taken to have been modified by leaving out "Division 3" and inserting "section 33";
- (r) Division 3 of Part 14 is taken to have been excluded;
- (s) Rule 16.1(1) is taken to have been modified by inserting "from the operation of these regulations or the ADG Code" after "An application for an exemption";
- (t) Rule 16.2(1) is taken to have been modified by inserting "from the operation of these regulations or the ADG Code" after "exemptions";
- (u) Division 3 of Part 16 is taken to have been excluded;

- (v) the following Part is taken to have been inserted as Part 21:

PART 21—EXPIATION OF OFFENCES

Expiation of offences

21.1 (1) An alleged offence against a regulation referred to in Column 2 of the Schedule may be expiated in accordance with the *Expiation of Offences Act 1996*.

(2) The penalties listed in Columns 3 and 4 of the Schedule are fixed as expiation fees for an alleged offence against the relevant provision referred to in Column 2 of the Schedule.;

- (w) the following Part is taken to have been inserted as Part 23:

PART 23—FEES

Prescribed fee

23.1 The fee payable under regulation 4.24(c) is \$150.;

- (x) the following schedule is taken to have been inserted after Part 24:

SCHEDULE

EXPIABLE OFFENCES AND PENALTIES

Column 1 Item	Column 2 Provision	Column 3 Penalty—individuals \$	Column 4 Penalty—corporations \$
1	Regulation 3.2	600	3 000
2	Regulation 3.12(3)	300	1 500
3	Regulation 4.1	600	3 000
4	Regulation 4.2	600	3 000
5	Regulation 4.7(2)	600	3 000
6	Regulation 4.8	600	3 000
7	Regulation 4.10(1)	600	3 000
8	Regulation 4.14(1)	600	3 000
9	Regulation 4.16(2)	600	3 000
10	Regulation 4.17	600	3 000
11	Regulation 4.18(1)	600	3 000
12	Regulation 5.1(1)	300	1 500
13	Regulation 5.3(3)	600	3 000
14	Regulation 7.7(1)	600	3 000
15	Regulation 8.3	600	3 000

Column 1 Item	Column 2 Provision	Column 3 Penalty—individuals \$	Column 4 Penalty—corporations \$
16	Regulation 9.17	300	
17	Regulation 10.7(2)	300	1 500
18	Regulation 10.8	600	3 000
19	Regulation 11.3(1)	300	1 500
20	Regulation 11.4(2)	200	
21	Regulation 11.4(3)	100	
22	Regulation 11.7(2)	300	1 500
23	Regulation 11.8(2)	100	
24	Regulation 11.8(3)	200	
25	Regulation 13.1	100	
26	Regulation 13.8(1)	300	1 500

- (y) Annex 1 is taken to have been modified—
- (i) by inserting before the definition of "**ADG Code**" the following definition:
"**Act**" means the *Dangerous Substances Act 1979*;;
 - (ii) by leaving out the definition of "**authorised officer**" and inserting the following definition:
"**authorised officer**" see section 7 of the Act;;
 - (iii) by leaving out the definition of "**Competent Authority**";
 - (iv) by leaving out the definition of "**dangerous situation**" and inserting the following definition:
"**dangerous situation**" see section 2 of the Act;;
 - (v) by leaving out the definition of "**exemption**" and inserting the following definition:
"**exemption**" means an exemption in force under section 36 of the Act;;
 - (vi) by inserting after the definition of "**freight container**" the following definition:
"**Government Gazette**" means the *South Australian Government Gazette*;;

- (vii) by leaving out the definition of "**involvement in the transport of dangerous goods by rail**" and inserting the following definition:

"involvement in the transport of dangerous goods by rail" see section 2(2) of the Act;;
- (viii) by leaving out paragraph (b) of the definition of "**participating jurisdiction**" and inserting the following paragraph:

(b) a State or Territory where the law includes provisions having the same, or substantially the same, effect as the Act and these Regulations;;
- (ix) by leaving out the definition of "**premises**" and inserting the following definition:

"premises" see section 2 of the Act;;
- (x) by leaving out the definition of "**this jurisdiction**" and inserting the following definition:

"this jurisdiction" means South Australia;;
- (xi) by leaving out the definition of "**transport**" and inserting the following definition:

"transport" see section 2 of the Act,;

Application of the Acts Interpretation Act (Cwlth)

12. Pursuant to section 2(3) of the Act, the *Acts Interpretation Act 1901* of the Commonwealth applies to the interpretation of the *Road Transport Reform (Dangerous Goods) (South Australia) Regulations 1998*, the *Rail (Dangerous Goods) (South Australia) Regulations 1998* and the Code.

Fuel

13. The *Road Transport Reform (Dangerous Goods) (South Australia) Regulations 1998* and the *Rail (Dangerous Goods) (South Australia) Regulations 1998* do not apply to dangerous goods that are present in the fuel or battery system of a vehicle in order to operate the vehicle.

Binding of Crown

14. Pursuant to section 3 of the Act, it is declared that the Act, and all regulations made under the Act, bind the Crown in all its capacities (so far as the legislative power of the State extends) in respect of the transport of dangerous goods by vehicle.

Exemptions (s. 36)

15. (1) Pursuant to section 36(8)(b) of the Act, a notice of exemption that relates to the transport of dangerous goods by vehicle must—

- (a) identify any provisions of the Act or regulations under the Act that are the subject of the exemption; and
- (b) identify the dangerous goods to which the exemption applies; and
- (c) specify the period of time for which the exemption remains in force; and
- (d) if relevant—specify the geographical area for which the exemption is valid; and

- (e) specify the person or class of persons to which the exemption applies.
- (2) Pursuant to subsection (14) of section 36 of the Act, if—
 - (a) a Competent Authority—
 - (i) grants an exemption under that section that is to operate for more than six months; or
 - (ii) grants an exemption under that section to a class of persons; and
 - (b) the exemption relates to the transport of dangerous goods by vehicle,

then the Competent Authority must give notice of the exemption to a Competent Authority of each other State or Territory that is a participating jurisdiction under the *Road Transport Reform (Dangerous Goods) (South Australia) Regulations 1998*.

Time for making appeal (s. 37(4)(c))

16. For the purposes of section 37(4)(c) of the Act, the period of 28 days from the day on which notice of the decision is given is prescribed.

PART 5
KEEPING PRESCRIBED DANGEROUS SUBSTANCES: CLASS 2

Declaration as to liquefied petroleum gas

17. Pursuant to section 13 of the Act, liquefied petroleum gas is declared to be a prescribed dangerous substance for the purposes of Division 2 of Part 3 of the Act.

Quality and odour

18. (1) Liquefied petroleum gas must conform to the requirements as to odour and quality as set out in "Liquefied Petroleum Gas Specifications and Test Methods" revised (Metric) edition dated 11 September 1973 and published by the Australian Liquefied Petroleum Gas Association.

(2) A person must not sell liquefied petroleum gas unless it complies with the requirements set out in subregulation (1).

Keeping

19. (1) For the purposes of section 14 of the Act, a person is permitted to keep liquefied petroleum gas in any premises without a licence provided that the person complies with the provisions of this regulation.

(2) A person may keep in any premises the following quantities of liquefied petroleum gas:

- (a) up to 250 kilograms for any purpose provided that it is contained in cylinders or tanks;
- (b) any quantity provided that it is contained in disposable non-refillable containers.

(3) For the purposes of subregulation (2)—

- (a) the quantity of liquefied petroleum gas contained in cylinders or tanks will be taken to be the aggregate capacity of all cylinders or tanks stored in or on the premises at any one time;
- (b) no cylinder in use in or on industrial premises will, when located and used in accordance with the appropriate requirements of Australian Standard 1596 "SAA LP Gas Code," be included for the purpose of determining the aggregate quantity kept.

Compliance with standard

20. A person who keeps in any premises liquefied petroleum gas in such a quantity that a licence is required must comply with Australian Standard 1596 "SAA LP Gas Code".

Cylinders and tanks

21. A person must not—

- (a) manufacture or construct a cylinder or tank intended for the storage of liquefied petroleum gas or any vaporiser unless the design of that cylinder, tank or vaporiser complies with the requirements of Australian Standard 1596 "SAA LP Gas Code"; or
- (b) substantially alter any cylinder, tank or vaporiser unless the alterations comply with the requirements of Australian Standard 1596 "SAA LP Gas Code".

Design

22. A person must not use a cylinder or tank for the storage of liquefied petroleum gas unless that cylinder or tank complies with the requirements of Australian Standard 1596 "SAA LP Gas Code" as to design.

Filling, testing and maintenance

23. A person must not use a cylinder for the storage of liquefied petroleum gas unless that cylinder complies with the requirements of Australian Standard 2030 "SAA Gas Cylinder Code" as to filling, inspection, testing and maintenance.

Vehicles

24. (1) Despite the requirements of Australian Standard 1596, a person must not dispense liquefied petroleum gas into the fuel container of a vehicle unless—

- (a) the person is at least 18 years of age; and
- (b) the person complies with the filling instructions set out in Schedule 4.

(2) If a person has been granted a licence to keep liquefied petroleum gas in any premises, the person must, at or near to any place on those premises at which liquefied petroleum gas is dispensed into the fuel container of any vehicle, prominently display a notice containing the filling instructions as set out in Schedule 4.

Labels

25. (1) Any cylinder or aboveground tank in which liquefied petroleum gas is stored must bear a class label conforming to the description set out in Part 1 of Australian Standard 1216 "Classification and Class Labels for Dangerous Goods" in respect of dangerous goods of Class 2.1.

(2) Each side of a label for a cylinder must be at least 100 millimetres in length except in the case of a cylinder which because of its size can bear only a smaller label, in which case each side of the label may be less than 100 millimetres in length, but in no case may any side of the label be less than 20 millimetres in length.

(3) Each side of a label for a tank must be at least 250 millimetres in length.

(4) The colours and lettering used on a label must be in accordance with AS 2700 "Colour Standards for General Purposes" and AS 1319 "Safety Signs for the Occupational Environment" respectively.

(5) Every class label required by this regulation must be maintained or replaced as appropriate so that the identification and hazard information in respect of the contents of the cylinder or tank is clearly indicated at all times.

(6) A person must not store liquefied petroleum gas in a cylinder or tank unless the cylinder or tank bears a class label which complies with this regulation.

Repairs or alterations

26. A person must not repair or alter a tank, cylinder or vaporiser, or associated pipe work or fittings, in which liquefied petroleum gas is or has been stored unless the person complies with such precautions as are applicable to such repair or alteration as set out in Appendix B of Australian Standard 1674 "Fire Precautions in Cutting, Heating and Welding Operations".

**PART 6
GAS FITTING WORK**

Gas fitting work

27. (1) A person who carries out gas fitting work must ensure—

- (a) where the gas fitting work is for the use of liquefied petroleum gas—that the work is carried out in accordance with, and the installation and all associated equipment and fittings comply with, the relevant requirements of AS/NZS 1425, as varied by this regulation; and
- (b) where the gas fitting work is for the use of compressed natural gas—that the work is carried out in accordance with, and the installation and all associated equipment and fittings comply with, the relevant requirements of AS/NZS 2739, as varied by this regulation.

Maximum penalty: \$5 000.

(2) A person must not use an installation for the operation of an internal combustion engine on liquid petroleum gas or compressed natural gas unless the person has taken reasonable steps to ensure that the installation and all associated equipment and fittings comply with—

- (a) in the case of liquid petroleum gas—the relevant requirements of AS/NZS 1425, as varied by this regulation; or
- (b) in the case of compressed natural gas—the relevant requirements of AS/NZS 2739, as varied by this regulation.

Maximum penalty: \$5 000.

(3) For the purpose of ensuring under subregulation (2) that an installation and all associated equipment and fittings comply with the requirements specified in that subregulation, a person may rely on a certificate of compliance or compliance plate issued under this Part in relation to the installation.

(4) For the purposes of this regulation, AS/NZS 1425 and AS/NZS 2739 are varied as follows:

- (a) a requirement in AS/NZS 1425 or in AS/NZS 2739 that any person or thing be approved by a regulatory authority does not apply;
- (b) a limitation specified in AS/NZS 1425 or in AS/NZS 2739 making it inapplicable to installations fitted to a vehicle before a particular date or work carried out on an installation before a particular date does not apply.

(5) In this regulation—

"AS/NZS 1425" means AS/NZS 1425 "LP Gas Fuel Systems for Vehicle Engines";

"AS/NZS 2739" means AS/NZS 2739 "Natural Gas (CNG) Fuel Systems for Vehicle Engines".

Gas fitting work not to be carried out without permit

28. (1) A person must not carry out any class of gas fitting work unless the person is the holder of a permit which permits the person to carry out that class of gas fitting work.

Maximum penalty: \$5 000.

(2) Despite subregulation (1), gas fitting work may be carried out by a person who is not the holder of a permit for the performance of the particular class of work if the work is carried out under the direct and personal supervision of a person who is the holder of a permit which permits the person to carry out that class of work.

- (3) The holder of a permit who acts as a supervisor for the purposes of subregulation (2)—
- (a) must not at any particular time be the supervisor for more than five persons; and
 - (b) must ensure that any gas fitting work carried out by a person for whom he or she is the supervisor is in accordance with, and that any relevant installation, and all associated equipment and fittings, comply with, the relevant requirements of these regulations; and
 - (c) must keep a record of the full name and address of each person that he or she supervises, and of the day or days on which he or she supervises each such person.

Maximum penalty: \$2 500.

Granting of permits by Competent Authority

29. (1) A Competent Authority may, on an application under these regulations, grant a permit to the applicant if the Competent Authority is satisfied (on the basis of proof provided to the Competent Authority by the applicant) that the applicant—

- (a) is fully qualified in one (or more) of the following trades:
 - (i) motor mechanic;
 - (ii) fitter or turner;
 - (iii) electrical fitter (automotive);
 - (iv) any other trade that provides skills equivalent to the skills of a trade referred to above; and
 - (b) —
 - (i) has had at least three months experience in the installation or maintenance of equipment supplying liquefied petroleum gas or compressed natural gas as a fuel to automotive engines; or
 - (ii) has successfully completed a training course that provides experience equivalent to the experience referred to in subparagraph (i); and
 - (c) is a fit and proper person to hold the permit.
- (2) Permits must be numbered in consecutive order.
- (3) The Competent Authority must keep a record of the permits issued under these regulations.
- (4) A permit is not transferable.

Conditions of permits

30. A permit will commence on the day on which it is granted and unless it is suspended or revoked will continue in force for a period of three years and then may be renewed for further periods of three years from the date of expiry.

Age qualification

31. (1) A permit must not be granted to a person who is under the age of 18 years.

(2) Evidence of age satisfactory to a Competent Authority must be produced by the applicant if so required.

Grant of permit

32. (1) A permit will be signed by a Competent Authority (or nominee).

(2) The person to whom a permit is granted must sign the permit where indicated.

(3) A permit may be granted subject to—

(a) conditions in respect of the class of gas fitting work which may be carried out by the person to whom the permit is granted; and

(b) such other conditions as the Competent Authority thinks fit.

(4) A condition imposed under subregulation (3)—

(a) —

(i) if imposed at the time of grant of the permit—must be included in the permit itself; or

(ii) if imposed during the currency of the permit or on a renewal—must be imposed by notice in writing served on the holder of the permit; and

(b) may be varied or revoked at any time by notice in writing served on the holder of the permit.

Lost permits

33. (1) If a permit is lost, stolen or destroyed, the holder of the permit must within seven days of it being lost, stolen or destroyed give notice in writing to a Competent Authority informing the Competent Authority that the permit has been lost, stolen or destroyed (as the case may be).

(2) On proof to the satisfaction of the Competent Authority that a permit has been lost, stolen or destroyed the Competent Authority may grant a duplicate of the permit.

Requirement to produce permit

34. The holder of a permit must produce the permit to an authorised officer on request.

Suspension or revocation of permit

35. (1) A Competent Authority may suspend or revoke a permit if satisfied—

(a) that the grant or renewal of the permit has been obtained improperly; or

- (b) that the holder of the permit has contravened, or failed to comply with, the Act or these regulations; or
- (c) that the holder of the permit has contravened or failed to comply with a condition imposed in relation to the permit.

(2) If a permit is revoked or suspended in accordance with these regulations, the person who was the holder of the permit which has been revoked or suspended will, for the purposes of these regulations, cease to be the holder of a permit.

(3) The Competent Authority must keep a record of all permits which have been suspended or revoked.

Certificates of compliance and compliance plates

36. (1) A Competent Authority may, on application and payment of the appropriate fee set out in Schedule 2, issue to the holder of a permit—

- (a) a certificate of compliance in the form set out in Schedule 5; or
- (b) a metal compliance plate of the size and form set out in Schedule 6.

(2) If an installation is fitted to a motor vehicle, any person who is involved in the performance of the gas fitting work (either through the actual performance of the work or as a supervisor) must ensure that the holder of a permit undertakes a final inspection of, and tests, the installation and, if the inspection and test are satisfactory—

- (a) completes a certificate of compliance issued under subregulation (1) and gives the certificate to the owner of the vehicle or a person apparently authorised by the owner to collect such a certificate; and
- (b) attaches to the vehicle a compliance plate issued under subregulation (1) by riveting or otherwise securely fastening the plate to the vehicle in a conspicuous position adjacent to the liquefied petroleum gas or compressed natural gas cylinder or storage tank of that installation; and
- (c) stamp or cause to be stamped on the plate, in letters and figures approximately six millimetres in height, the required particulars in the spaces provided.

Maximum penalty: \$5 000.

(3) If an installation is repaired and then requires retesting, any person who is involved in the performance of the repair work (either through the actual performances of work or as a supervisor) must ensure that the holder of a permit undertakes an inspection of, and tests, the installation as repaired and, if the inspection and test are satisfactory, completes a certificate of compliance issued under subregulation (1) and give the certificate to the owner of the installation or any person apparently authorised by the owner to collect such a certificate.

Maximum penalty: \$5 000.

(4) The holder of a permit must not give a certificate of compliance under subregulation (2) or (3) unless that person is satisfied that the relevant work, and the installation and all associated equipment and fittings, comply with the requirements of regulation 27(1).

Maximum penalty: \$5 000.

(5) If the holder of a permit gives a certificate of compliance under subregulation (2) or (3), the holder must—

- (a) keep a copy of the certificate for at least five years; and
- (b) post to the Department of the Minister a further copy of that certificate within seven days of the completion of the relevant work.

(6) Unless otherwise authorised by a Competent Authority, a person to whom a certificate of compliance, or a compliance plate, is issued under subregulation (1) must not authorise or permit another person to use that certificate or plate.

Maximum penalty: \$5 000.

(7) A person must not make a statement or entry in a certificate of compliance, or on a compliance plate, that the person knows to be false or misleading in a material particular.

Maximum penalty: \$5 000.

Damaged installations

37. If an installation is damaged by fire, explosion, impact, collision or any other means, a person must not put that installation into operation until the damage has been rectified by a person who is the holder of a permit which permits the person to carry out that class of gas fitting work.

PART 7
KEEPING PRESCRIBED DANGEROUS SUBSTANCES: CLASS 3

Declaration as to dangerous substances—Class 3

38. Pursuant to section 13 of the Act, flammable liquids are declared to be prescribed dangerous substances for the purposes of Division 2 of Part 3 of the Act.

Application of Part

39. This Part does not apply to any flammable liquid which is potable and ordinarily intended for human consumption.

Interpretation

40. The flash point of a flammable liquid will be determined as follows:

- (a) for a liquid having a closed-cup flash point of 50° Celsius or less—the Abel method as described in Part 1 of Australian Standard 2106 "Determination of the Flash Point of Flammable Liquids (Closed Cup)"; and
- (b) for a liquid having a closed-cup flash point exceeding 50° Celsius as determined by paragraph (a) of this subregulation—the Pensky-Martens method as described in Part 2 of Australian Standard 2106.

Keeping

41. (1) For the purposes of section 14 of the Act, a person is permitted to keep any prescribed dangerous substance of Class 3 in any premises without a licence provided that the person complies with the provisions of this regulation.

(2) A person may keep in any premises the following quantities of any prescribed dangerous substance of Class 3:

- (a) up to 120 litres of Class 3, Packing Group I or II provided that it is contained in packaging which has a capacity of not more than 60 litres;
- (b) up to 1 200 litres of Class 3, Packing Group III;
- (c) up to 5 000 litres of Class 3, Packing Group I or II and up to 5 000 litres of Class 3, Packing Group III provided that the premises have an area of not less than two hectares and in or on which premises there is carried on a rural industry and that—
 - (i) any above ground storage is separated from protected works as defined in Australian Standard 1940 "SAA Rules for the Storage and Handling of Flammable and Combustible Liquids" and any part of the boundary of the land by not less than 15 metres; and
 - (ii) the area of ground around the storage is kept clear of combustible vegetation or refuse for a distance of not less than 3 metres;
- (d) any quantity of Class 3, Packing Group I or II provided that it is contained in packaging which has a capacity not exceeding 5 litres and where the substances as packaged are manufactured products;

- (e) any quantity of Class 3, Packing Group III provided that it is contained in packaging which has a capacity not exceeding 25 litres and where the substances as packaged are manufactured products.

(3) If any flammable liquid is dispensed by retail sale from an underground tank in or on any licensed premises, the maximum quantity of flammable liquid which may be kept at the premises other than in any underground tank will be as is provided by Table 2.1 (relating to minor storage) of Australian Standard 1940.

Compliance with standard

42. A person who keeps in any premises flammable liquids in such a quantity that a licence is required must comply with Australian Standard 1940 "Rules for the Storage and Handling of Flammable and Combustible Liquids".

Installation of tank

43. (1) A person who installs a tank for the purposes of storing any flammable liquid must install the tank in accordance with these regulations and the requirements of Australian Standard 1940.

(2) No later than seven days after such a tank has been installed the person installing it must give notice in writing to a Competent Authority informing the Competent Authority that the requirements of Australian Standard 1940 as to construction, installation and testing of the tank have been complied with.

Records

44. (1) A person granted a licence to keep any flammable liquid must, if required by the licence to keep the liquids in a package store, keep an accurate written record of any consignment or delivery made from that store of flammable liquids of Class 3, Packing Group I or II, in packaging of 200 litres capacity or greater.

(2) The record required to be kept by subregulation (1) must contain the following information:

- (a) the date any flammable liquid is consigned or delivered by the person;
- (b) the quantity consigned or delivered;
- (c) the name of the flammable liquid consigned or delivered;
- (d) the name and address of any person to whom the flammable liquid has been consigned or delivered.

Construction of package store

45. A person must not construct a package store in such a manner so as to enable water to accumulate within the compound which is provided within the store to retain spillage and leakage from the contents of packages stored there.

Prescribed standard

46. (1) Any packaging of 20 litres or more nominal capacity used or intended to be used for the storage of any flammable liquid must comply with the requirements of Australian Standards 1950 "Fixed End and Removable End Steel Pails" and 1951 "Fixed End and Removable End Steel Drums".

(2) Any packaging of less than 20 litres nominal capacity used or intended to be used for the storage of flammable liquid must be a substantial closed container suitable for that purpose.

(3) A person must not sell or use packaging unless it complies with the requirements of this regulation.

Ullage

47. (1) The ullage for every fixed tank in which a flammable liquid is or is intended to be stored must be determined by the requirements of Australian Standard 1940 but in no case may it be less than 3 per cent of the total capacity of the tank.

(2) A person must not store any flammable liquid in a fixed tank unless it complies with the requirements of subregulation (1).

Tank design

48. A person must not manufacture, construct or substantially alter any tank for the storage of any flammable liquid unless the design of that tank or the alteration complies with the requirements of Australian Standard 1692 "Steel Tanks for the Storage of Flammable and Combustible Liquids".

Notice of manufacture, etc.

49. (1) A person must, at least seven days before starting to manufacture, construct or substantially alter any tank for the storage of any flammable liquid, give notice in writing to a Competent Authority informing the Competent Authority that the person intends to manufacture, construct or substantially alter a tank (as the case may be).

(2) The notice must be accompanied by two sets of drawings setting out details of the design of the tank, the materials to be used, the method of construction, the fittings and any calculation sheets.

(3) The Competent Authority may retain one copy of the information and must return the other copy to the sender.

Use of tank

50. (1) A person must not use a tank for the storage of any flammable liquid unless the design of that tank complies with the requirements of Australian Standard 1692.

(2) A person must not use a tank which is designed for the transport of any flammable liquid, as a fixed tank to store flammable liquid.

Repairs or alterations

51. A person must not repair or alter any packaging, fixed tank or associated pipework or fittings in which any flammable liquid is or has been stored unless the person complies with the precautions applicable to such repairs or alterations set out in Appendix B of AS 1674.1 "Fire Precautions in Cutting, Heating and Welding Operations".

Labels

52. (1) Any packaging or aboveground tank in which any flammable liquid is stored must bear a class label conforming to the description set out in Part 1 of Australian Standard 1216 "Classification and Class Labels for Dangerous Goods" in respect of dangerous goods of Class 3, Packing Group III as specified in that standard.

(2) Each side of a label for a package must be at least 100 millimetres in length except in the case of a package which because of its size can bear only a smaller label, in which case each side of the label may be less than 100 millimetres in length, but in no case may any side of the label be less than 20 millimetres in length.

(3) Each side of a label for a tank must be at least 250 millimetres in length.

(4) This regulation does not apply to or in respect of a packaging that contains not more than 5 litres of a dangerous substance of Class 3, Packing Group III if the substance as packaged is a manufactured product.

(5) The colours and lettering used on labels must be in accordance with AS 2700 "Colour Standards for General Purposes" and AS 1319 "Safety Signs for the Occupational Environment" respectively.

(6) Every class label required by this regulation must be maintained or replaced as appropriate to ensure that the identification and hazard information in respect of the contents of the package or tank is clearly indicated at all times.

(7) A person must not store any flammable liquid in any packaging or aboveground tank which does not bear a class label which complies with the requirements set out in this regulation.

Markings

53. (1) Packaging containing any flammable liquid, not being a manufactured product, must be clearly marked with—

- (a) the correct name of the flammable liquid in accordance with the Code; or
- (b) the trade name under which it is sold.

(2) A person must not sell a package containing any flammable liquid unless that package complies with this regulation.

PART 8 PIPELINES

Prescribed requirements

54. (1) The provisions of this regulation apply to any pipeline used for the conveyance of a flammable liquid, other than a pipeline which is in or on licensed premises or is in or on premises which are under the control of the Minister for Transport or a statutory authority as part of the Minister's marine portfolio.

(2) A person must not design, construct, test or maintain a pipeline unless the person complies with the requirements of Australian Standard 2018 "SAA Liquid Petroleum Pipeline Code" and—

- (a) if it is a non-ferrous pipeline, Australian Standard 1135 "SAA Non-ferrous Pressure Piping Code"; or
- (b) if it is a steel pipeline, Part 1 of Australian Standard CB 18 "SAA Pressure Piping Code".

(3) A person must not use a pipeline for the conveyance of any flammable liquid unless the pipeline has been designed, constructed and maintained in accordance with the requirements set out in subregulation (2).

Notice before work carried out

55. (1) Subject to subregulation (2), at least seven days before a person lays, re-lays, renews in whole or in part, or carries out any repairs to a pipeline, the person must send to a Competent Authority a notice setting out the following particulars:

- (a) the full name, address and business telephone number of the person giving notice; and
- (b) the location or proposed location of the pipeline; and
- (c) the name and business address of the person responsible for carrying out the work; and
- (d) full construction details of the proposed pipeline or proposed relaying, renewing or repairs; and
- (e) the date on which it is proposed that the work will commence.

(2) A person need not comply with subregulation (1) if the person—

- (a) carries out repairs in an emergency; or
- (b) carries out repairs of a minor nature only; or
- (c) carries out repairs which are solely incidental to or part of the ordinary maintenance of a pipeline.

PART 9
PRESCRIBED DANGEROUS SUBSTANCES: CLASS 6 AND CLASS 8

DIVISION 1—PRELIMINARY

Preliminary

56. (1) In this Part, unless the contrary intention appears—

"**building**" includes enclosure.

(2) This Part does not apply in relation to the keeping of a Class 6 or 8 substance which is also a flammable liquid where the quantity kept is greater than that which may be kept pursuant to regulation 41 without a licence.

DIVISION 2—LICENCES TO KEEP

Declaration—prescribed dangerous substances

57. Pursuant to section 13 of the Act, Class 6 substances and Class 8 substances are declared to be prescribed dangerous substances for the purposes of Division 2 of Part 3 of the Act.

Quantity that may be kept without a licence

58. For the purposes of section 14 of the Act, a person is permitted to keep in any premises without a licence Class 6 substances and Class 8 substances if, in relation to the total quantity of those substances kept, the following equation is true:

$$\frac{LI+SI}{250} + \frac{LII+SII}{2000} + \frac{LIII+SIII}{5000} \leq 1$$

where—

- LI = the volume in litres of liquid substances in Packing Group I
- SI = the mass in kilograms of solid substances in Packing Group I
- LII = the volume in litres of liquid substances in Packing Group II
- SII = the mass in kilograms of solid substances in Packing Group II
- LIII = the volume in litres of liquid substances in Packaging Group III
- SIII = the mass in kilograms of solid substances in Packaging Group III.

DIVISION 3—STORAGE

Application of Division

59. For the purposes of this Division, a substance will be regarded as being kept or in storage at a particular time even if the substance is being put to some use at that time.

Storage where licence required

60. A person must not keep in any premises a quantity of Class 6 or 8 substances greater than that permitted to be kept without a licence under regulation 58 unless the following requirements are complied with in respect of those substances:

- (a) storage arrangements must be such that the substances are fully protected from the weather;
- (b) the storage area for the substances must be reasonably secure from access by unauthorised persons and, in particular, the area must be attended at all times by a responsible person or, if not so attended, the area or the building or premises in which the area is situated must be securely locked;
- (c) there must be clearly displayed—
 - (i) at each entrance to the storage area; and
 - (ii) at each entrance to any building in which a storage area is situated giving access to the area; and
 - (iii) at each entrance to the premises in which the storage area is situated,

a class label complying with the Code and not less in size than 250 mm × 250 mm for each class of substance stored in the area, building or premises, as the case may be;
- (d) there must be clearly displayed at each entrance to the storage area a symbolic prohibition sign meaning fire, naked flame and smoking prohibited that complies with Australian Standard 1319 "Rules for the Design and Use of Safety Signs for the Occupational Environment";
- (e) substances (including Class 6 or 8 substances) that interact dangerously with Class 6 or 8 substances must not be kept in the same storage area or in different storage areas in the same premises unless the area or areas are so designed and constructed and the substances are kept apart in such a manner as to prevent accidental interaction;
- (f) the substances must not be kept near foodstuffs or substances (other than Class 6 or 8 substances), or matter, intended for medical use or any packaging intended for foodstuffs or substances (other than Class 6 or 8 substances), or matter, intended for medical use so as to risk their accidental contamination;
- (g) if a liquid Class 6 or 8 substance is kept in a tank—
 - (i) the tank must be surrounded by a bund; and
 - (ii) the tank may only be in the same bund as other tanks—
 - (A) if the tanks contain substances of the same class; and
 - (B) if the substances are not of a kind that interact dangerously; and
 - (iii) the capacity of the bund must not be less than the sum of—
 - (A) 120% of the volume of the largest tank or the total volume of the largest set of interconnecting tanks within the bund (whichever is the greater); and

- (B) the volume displaced by every other tank and every structure or solid thing within the bund, disregarding the volume displaced by any part of the tank, structure or thing that is above the level of the crest of the bund; and
- (iv) the bund must be designed and constructed—
 - (A) to withstand exposure to fire; and
 - (B) to effectively contain the substances when filled with the substances to its full capacity; and
 - (C) to enable safe and quick entry and exit in case of emergency; and
- (v) the location of the bund in relation to the closest tank must be as prescribed by Australian Standard 1940 "Rules for the Storage and Handling of Flammable and Combustible Liquids"; and
- (vi) arrangements must be made to prevent or minimise as far as reasonably practicable the accumulation of water on the floor within the bund; and
- (vii) an Emergency Information Panel that complies with the Code must be displayed on or in the vicinity of the tank;
- (h) if liquid Class 6 or 8 substances are kept otherwise than in a tank, each storage area for the substances must be designed and constructed (by draining, grading, bunding or otherwise) to ensure that a spillage or leakage of a volume of liquid substances equal to $\frac{1}{4}$ of the sum of the maximum volume of all liquid substances kept in the area at any time would be wholly contained within the area;
- (i) equipment adequate to deal with a spillage or leakage of the substances and protective clothing for persons dealing with any such spillage or leakage must be readily accessible and maintained in good repair and condition.

Storage where licence not required

61. (1) A person must not keep Class 6 or 8 substances in any premises without a licence pursuant to regulation 58 unless the following requirements are complied with in respect of those substances:

- (a) storage arrangements must be such that the substances are fully protected from the weather;
- (b) the storage area for the substances must be reasonably secure from access by unauthorised persons and, in particular, the area must be attended at all times by a responsible person or, if not so attended, the area or the building or premises in which the area is situated must be securely locked;
- (c) where more than the prescribed quantity of substances in Packing Group I is kept in the storage area or a building in which the storage area is situated, there must be clearly displayed—
 - (i) at each entrance to the storage area; and

- (ii) if the storage area is situated in a building, at each entrance to the building giving access to the storage area,

a class label complying with the Code and not less in size than 250 mm × 250 mm for each class of substance stored in the area or building, as the case may be;

- (d) if Class 6 or 8 substances of a kind that interact dangerously are kept in the same storage area, they must be kept in a manner that will prevent accidental interaction;
- (e) the substances must not be kept near foodstuffs or substances (other than Class 6 or 8 substances), or matter, intended for medical use or any container intended for foodstuffs or substances (other than Class 6 or 8 substances), or matter, intended for medical use so as to risk their accidental contamination;
- (f) the premises must be designed and constructed (by draining, grading, bunding or otherwise) to ensure that a spillage or leakage of a liquid Class 6 or 8 substance would be wholly contained within the premises.

(2) For the purposes of subregulation (1)(c) the prescribed quantity of substances is that quantity where the sum of the volume in litres of liquid substances and the mass in kilograms of solid substances equals 50.

Consumption of food or drink in storage area

62. A person who keeps in any premises a quantity of Class 6 or 8 substances greater than that permitted to be kept under regulation 58 must take all reasonable steps to prevent the consumption of food or drink within the storage area for the substances.

DIVISION 4—MISCELLANEOUS DEALINGS

Packaging

63. (1) A person who packs a Class 6 or 8 substance must comply with the labelling and packaging requirements of the Code.

(2) A person must not sell a packaged Class 6 or 8 substance unless the package complies with the labelling and packaging requirements of the Code.

(3) In this regulation—

"**pack**" in relation to a substance includes placing the substance in a container of any kind otherwise than for immediate use;

"**sell**" includes barter, exchange or offer or expose for sale, barter or exchange.

Identification of pipes

64. A person must not convey a Class 6 or 8 substance by means of a pipe unless the pipe is identified in accordance with Australian Standard 1345 "Rules for the Identification of Piping, Conduit and Ducts".

Maintenance of tank, pipe, etc.

65. A person who uses a tank, pipe, pump or other equipment to keep or convey a Class 6 or 8 substance—

- (a) must ensure that the tank, pipe, pump or other equipment is maintained in good repair and condition to prevent a leakage or spillage of the substance; and
- (b) if a leakage or spillage occurs, must immediately discontinue use of the tank, pipe, pump or other equipment and shall not resume use until the cause of the leakage or spillage is rectified.

Discharge into sewer, etc.

66. A person must not discharge a Class 6 or 8 substance into a sewer, storm water channel or water course.

PART 10
MISCELLANEOUS

Identification cards

67. For the purposes of section 8(1) of the Act, the following details are prescribed:

- (a) a recent photograph of the authorised officer;
- (b) the name of the authorised officer;
- (c) the date of the issue of the card;
- (d) a reference to the Minister as the issuing authority.

General offence

68. (1) A person who contravenes or fails to comply with a provision of these regulations for which no penalty is specifically prescribed is guilty of an offence.

Maximum penalty: \$2 500.

Expiation Fee: \$210.

Notices

69. (1) If in these regulations it is provided that a notice in writing is to be given to a Competent Authority, the notice may be given—

- (a) by properly addressing, prepaying and posting a letter or packet containing such notice; or
- (b) by delivering the notice to the office of the Competent Authority.

(2) If a notice is given to a Competent Authority in accordance with subregulation (1)(a), it will be taken to have been given at the time the letter or packet containing the notice is posted.

Transitional provision

70. Despite any provision to the contrary contained in these regulations, a compliance plate issued under regulation 36 of these regulations prior to 8 April 2003 may be of the size and form set out in Schedule 6 of the *Dangerous Substances Regulations 1998* as in force before the commencement of Regulation No. 10 of 2001 (see *Gazette* 8 February 2001 p. 587).

SCHEDULE 1
Application for Licence

Return to: Workplace Services
GPO Box 465
ADELAIDE SA 5001

TAX INVOICE



Department for Administrative
and Information Services
Workplace Services

APPLICATION FOR A LICENCE TO KEEP A DANGEROUS SUBSTANCE

Licence Number (office use only)

ABN: 50 560 588 327

To the Director, Department for Administrative & Information Services,
I hereby apply for a licence to keep prescribed dangerous substances.

This fee is exempt under Division 81 of the
"New Tax System" (Goods and Services
Tax Act) 1999.

APPLICANT DETAILS

Corporation Name for companies (inc proprietary companies and bodies corporate) or Name(s) of Proprietor(s)

Address where notices are to be sent

Post Code Phone:
Fax:

Trading name Nature of business (eg Service Station, Chemical Manufacturer)

SITE DETAILS

Address where substance/s are to be kept

Post Code Phone:
Fax:

Maximum quantities to be kept (attach list if insufficient space)

Dangerous Substance	Class	Quantity (State units in kl or kg)	Stored in (tanks, cylinders etc)

Installer details (Name, address, phone number) (if applicable)

Important Note - Each application will be assessed (where relevant) on the compliance with the requirements of Australian Standard 1940, The Storage and Handling of Flammable and Combustible Liquids, as well as the Dangerous Substances Act, 1979 and Regulations and the Occupational Health, Safety and Welfare Act, 1986 and Regulations. Refer to the Information Sheet for site plan requirements, fee details and contact information.

DECLARATION

I, of
Name (in block letters) Address of Declarant
declare that the above details are true and correct Date/...../.....
Signature of Authorised Person

PAYMENT OPTIONS

1. My cheque/money order for \$ is enclosed. (Refer to the information sheet for fee details.)
 2. My credit card type is Card holder is
- / / / /
- Card Number Expiry date Signature

FOR OFFICE USE ONLY

.....
Inspector Approved Date Approved to Keep Date



Department for Administrative
and Information Services
Workplace Services

DANGEROUS SUBSTANCES ACT 1979

INFORMATION SHEET

SITE PLAN AND INFORMATION CONCERNING DANGEROUS SUBSTANCES STORED

(Only required with new applications and storage variations.)

A detailed site plan must be submitted and where applicable the following provided:

- Boundaries • Protected works • Ignition sources • Drains • Fill Points • Dispensers • Vents • Fire Protection
- Construction details of store • Piping • Vapour barriers • Fire walls • Signs • Doorways • Windows • Spillage control (bunds) • any other relevant factors

The following information must be supplied for each dangerous substance stored:

United Nations Number, Class of Substance, Packaging Group and Quantity.

CALCULATION OF FEES

FEE TO KEEP DANGEROUS SUBSTANCES

Calculate by adding together the fees for the total capacity of tanks, packages, etc for **each** class table.

(A) DANGEROUS GOODS (Classes 6 & 8)

Where the sum of the maximum volume in litres and mass in kilograms:

- Does not exceed 1,000
- Exceeds 1,000 but does not exceed 25,000
- Exceeds 25,000 but does not exceed 250,000
- Exceeds 250,000 but does not exceed 2,500,000
- Exceeds 2,500,000

(B) FLAMMABLE LIQUIDS (Class 3)

- Exceeds 120 litres but does not exceed 1 kilolitre
- Exceeds 1 kilolitre but does not exceed 25 kilolitres
- Exceeds 25 kilolitres but does not exceed 250 kilolitres
- Exceeds 250 kilolitres but does not exceed 2,500 kilolitres
- Exceeds 2,500 kilolitres but does not exceed 10,000 kilolitres
- Exceeds 10,000 kilolitres

Total payable \$.....
(add amounts ticked above)

PAYMENT OPTIONS

Cheques/Money Orders to be made payable to 'Workplace Services' or please complete the credit card details on the application form.

CONTACT INFORMATION

Applications should be sent to the address shown at the top of the application form, or lodged at any of the locations listed below.

HEAD OFFICE

Level 3, 1 Richmond Road, KESWICK
GPO Box 465, ADELAIDE 5001

Phone: (08) 8303 0400

BERRI

30 Kay Avenue, 5343Phone (08) 8595 2199

MOUNT GAMBIER

11 Helen Street, 5290Phone (08) 8735 1199

PORT PIRIE

104 Florence Street, 5540Phone 1300 365 255

WHYALLA

15 Darling Terrace, 5600Phone (08) 8648 8151

SCHEDULE 2*Fees*

1. Subject to clause 2 of this schedule, the following fees are payable to the Director:

(1) Annual fee for a licence or renewal of a licence to keep—

(a) liquefied petroleum gas (class 2)*—

For each licensed premises in which the aggregate capacity of tanks, packaging and cylinders—

(i)	exceeds 560 litres (water capacity) but does not exceed 20 kilolitres	\$117.00
(ii)	exceeds 20 kilolitres (water capacity) but does not exceed 100 kilolitres	\$336.00
(iii)	exceeds 100 kilolitres (water capacity).....	\$541.00

**For the purposes of calculating fees, the water capacity of a 45 kilogram liquefied petroleum gas cylinder must be taken to be 109 litres.*

(b) flammable liquids (class 3)—

For each licensed premises in which the aggregate capacity of tanks, packaging and cylinders—

(i)	exceeds 120 litres but does not exceed 1 kilolitre	\$62.50
(ii)	exceeds 1 kilolitre but does not exceed 25 kilolitres	\$117.00
(iii)	exceeds 25 kilolitres but does not exceed 250 kilolitres.....	\$293.00
(iv)	exceeds 250 kilolitres but does not exceed 2 500 kilolitres.....	\$993.00
(v)	exceeds 2 500 kilolitres but does not exceed 10 000 kilolitres.....	\$3 339.00
(vi)	exceeds 10 000 kilolitres	\$5 491.00

(c) class 6 or 8 substances—

For each licensed premises, where the sum of the maximum volume in litres and mass in kilograms of class 6 or 8 substances that may be kept in the premises pursuant to the licence—

(i)	does not exceed 1 000	\$62.50
(ii)	exceeds 1 000 but does not exceed 25 000.....	\$117.00
(iii)	exceeds 25 000 but does not exceed 250 000.....	\$293.00
(iv)	exceeds 250 000 but does not exceed 2 500 000.....	\$993.00
(v)	exceeds 2 500 000	\$3 339.00

(2) Fees for a permit, renewal of a permit or the issue of a duplicate permit

\$68.50

(3) Fee for the issue of a compliance plate to the holder of a permit

\$6.85

- (4) Fee for the issue of a blank certificate of compliance to the holder of a permit\$2.75
- (5) In respect of an application lodged by or on behalf of a Minister of the Crown No fee

2. (1) If a licence or permit is to be issued or renewed for a term of more than one year, the fee prescribed by clause 1 must be multiplied by the number of whole years in the term of the licence or permit.

(2) If a licence or permit is to be issued or renewed for a term of less than one year, the fee is a proportion of the fee prescribed by clause 1, being the proportion that the number of whole months in the term of the licence or permit bears to 12.

SCHEDULE 3
Application for Permit

To: The Director
Workplace Services

I hereby make application for:

Please appropriate box.

- A new permit
- Renewal of permit
- Replacement of permit

Full name of applicant
(Surname) (Given names)

Full postal address

Age Date of birth

Occupation

Name of employer (if self-employed please state)

Address where gas fitting work will be carried out

Dated this day of 20 .

Signature of applicant

SCHEDULE 4
Filling Instructions

The following instructions shall be observed when vehicle fuel containers are being filled with liquefied petroleum gas:

1. Ensure that:
 - (a) There is no smoking within 5 metres of the vehicle; and
 - (b) There are no obvious leaks in the vehicle's liquefied petroleum gas equipment; and
 - (c) The fill connection is in good condition and matches the dispenser filler nozzle.
2. Do not leave filler nozzle during filling operation.

Procedure:

3. Attach filler hose to container.
4. Open storage tank liquid supply valve to pump.
5. Start pump.
6. Open hose valve.
7. Open fixed level gauge on vehicle container when contents dial gauge indicates half full.
8. Close hose valve immediately when liquid appears at fixed level gauge.
9. Close fixed level gauge.
10. Vent the filler nozzle.
11. Disconnect filler hose from vehicle and securely replace protective cap on vehicle fill connection.
12. Return hose to correct position on dispenser.
13. Shut off pump.
14. Close storage tank liquid supply valve to pump.

SCHEDULE 5
Certificate of Compliance

In accordance with the *Dangerous Substances Regulations 1998*, I certify that the installation, the details of which are shown below, has been *installed/repaired and tested in accordance with the requirements of *AS/NZS 1425 "LP Gas Fuel Systems for Vehicle Engines" / AS/NZS 2739 "Natural Gas (CNG) Fuel Systems for Vehicle Engines" and that the installation, and all associated equipment and fittings, comply with the requirements of those regulations.

Signed
Permit No.
Date

Details of Installation
Engine No.
Date fitted

WHERE INSTALLATION IS FITTED TO A MOTOR VEHICLE:

Plate No.
Registration No. of motor vehicle

* Delete as applicable

SCHEDULE 6
Compliance Plate

A compliance plate for a liquid petroleum gas or compressed natural gas installation must measure at least 90 millimetres by 70 millimetres by 0.5 millimetres and must specify the following:

Plate No.

The *[specify whether L.P.G. or C.N.G.]* installation in this vehicle complies with *[specify AS/NZS 1425 or AS/NZS 2739]*.

Date installedPermit No.

Certificate of compliance No.Registration No.

Cylinder No.....

Vehicle Identification No.....

Engine No.

MIR 02/012 CS

R. DENNIS, Clerk of the Council

REGULATIONS UNDER THE LONG SERVICE LEAVE ACT 1987

No. 163 of 2002

At the Executive Council Office at Adelaide, 22 August 2002

PURSUANT to the *Long Service Leave Act 1987* and with the advice and consent of the Executive Council, I make the following regulations.

MARJORIE JACKSON-NELSON, Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

M. J. WRIGHT, Minister for Industrial Relations

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Revocation
4. Interpretation
5. Records
6. Applications to Commission and Court

SCHEDULE 1*Record to be Kept by Employer***SCHEDULE 2***Notice to Worker***SCHEDULE 3***Notice to Worker***SCHEDULE 4***Application for Determination Under Section 9 of Long Service Leave Act 1987***SCHEDULE 5***Application for Review of Notice Under Section 12 of Long Service Leave Act 1987***Citation**

1. These regulations may be cited as the *Long Service Leave Regulations 2002*.

Commencement

2. These regulations will come into operation on 1 September 2002.

Revocation

3. The *Long Service Leave Regulations 1988* (see *Gazette* 23 December 1987 p. 1956), as varied, are revoked.

Interpretation

4. In these regulations—

"Act" means the *Long Service Leave Act 1987*;

"Registrar" means the Industrial Registrar under the *Industrial and Employee Relations Act 1994*.

Records

5. (1) Subject to subregulation (2), the records required to be kept by an employer for the purposes of the Act must be in the form set out in Schedule 1.

(2) An employer is not required to use the form set out in Schedule 1 if the employer instead promptly and accurately records the information required by that form in wages, leave or other similar records kept by the employer.

(3) The statement to be given by an employer to a worker who has been granted long service leave must be in the form set out in Schedule 2.

(4) The statement to be given by an employer to a worker when a payment is made to the worker by agreement instead of long service leave must be in the form set out in Schedule 3.

Applications to Commission and Court

6. (1) An application to the Industrial Relations Commission under section 9 of the Act must be in the form set out in Schedule 4.

(2) An application to the Industrial Relations Court under section 12 of the Act must be in the form set out in Schedule 5.

(3) An application to the Industrial Relations Commission or the Industrial Relations Court under the Act must be lodged with the Registrar.

(4) Subject to a direction of the Registrar to the contrary, any document or notice filed or given by a party to an application to the Industrial Relations Commission or the Industrial Relations Court under the Act must be served on the other party or parties to the proceedings.

(5) The provisions relating to service in the *Industrial Proceedings Rules 1995* will apply to the service of any document or notice referred to in subregulation (4).

(6) The Registrar must fix a date and time for the hearing of an application by the Industrial Relations Commission or the Industrial Relations Court and give notice of that date and time to the parties to the proceedings and to other persons (if any) as the Commission or Court may direct.

SCHEDULE 2
Notice to Worker

To:

As at . . . / . . . / . . . you have an entitlement to..... days Long Service Leave.

..... days Long Service Leave will commence on. . . / . . . / . . . and finish on. . . / . . . / . . .

At the completion of that leave, the balance available to you will be.....days.

.....

Name of Employer

Signature and Designation

N.B. THIS NOTICE IS TO BE PROVIDED TO EACH WORKER PRIOR TO GOING ON LONG SERVICE LEAVE.

(A copy of this notice must be retained with the Worker's Service Record)

SCHEDULE 3
Notice to Worker

To:.....

As at . . . / . . . / . . . you have an entitlement to days Long Service Leave.

A payment of \$. . . is being made by agreement with you instead of days Long Service Leave.

On the making of that payment, the balance of Long Service Leave available to you will be days.

.....
Name of Employer Signature and Designation

N.B. THIS NOTICE IS TO BE PROVIDED TO EACH WORKER WHEN PAYMENT IS MADE INSTEAD OF LONG SERVICE LEAVE BY AGREEMENT.

(A copy of this notice must be retained with the Worker's Service Record.)

SCHEDULE 4

Application for Determination Under Section 9 of Long Service Leave Act 1987

Application is made pursuant to section 9 of the *Long Service Leave Act 1987* to the Industrial Relations Commission of South Australia by.....
of.....
.....

- * an employer,
- * a party to an award, agreement or scheme relating to long service leave (or anticipated award, agreement or scheme),
- * a registered association which has a proper interest in the matter,

for a determination that the long service leave entitlements of the particular class of workers described in this form will be determined by reference to the following award, agreement or scheme (or anticipated award, agreement or scheme)
(State the award, agreement or scheme concerned or the anticipated award, agreement or scheme and attach a copy)

The particular class of workers to be covered by the determination is.....
(Here set out the particular class of workers concerned)

The employer of the particular class of workers concerned is
(Here set out the name and address of employer concerned)

The grounds on which the application is made are
(Here set out the grounds on which the application is made)

Dated this day of 20.

Applicant

To the Industrial Registrar,
Industrial Relations Commission of South Australia,
Riverside Centre,
North Terrace,
Adelaide S.A. 5000

* Delete whichever is not applicable

SCHEDULE 5

Application for Review of Notice Under Section 12 of Long Service Leave Act 1987

Application is made pursuant to section 12 of the *Long Service Leave Act 1987* to the Industrial Relations Court of South Australia by.....
of.....

for a review of the notice issued by
(insert name of inspector)

on. in relation to.....
(insert date of notice) (insert name of worker)

The determination sought by the employer on the review is.....
.....
.....
(insert details of the determination sought)

Attach a copy of the notice to the application

Dated this day of 20.

.....
Applicant

To the Industrial Registrar,
Industrial Relations Court of South Australia,
Riverside Centre,
North Terrace,
Adelaide S.A. 5000

R.DENNIS, Clerk of the Council

FAXING COPY?

IF you fax copy to **Government Publishing SA** for inclusion in the *Government Gazette*, there is **no need** to send a Confirmation Copy to us as well.

This creates confusion and may well result in your notice being printed **twice**.

Please use the following fax number:

Fax transmission: (08) 8207 1040
Phone Inquiries: (08) 8207 1045

Please include a contact person, phone number and order number so that we can phone back with any queries we may have regarding the fax copy.

NOTE: Closing time for lodging new copy (either fax or hard copy) is 4 p.m. on Tuesday preceding the day of publication.

Government Gazette notices can be E-mailed.

The address is:

governmentgazette@saugov.sa.gov.au

Documents should be sent as attachments in Word format.

When sending a document via E-mail, please confirm your transmission with a faxed copy of your document, including the date the notice is to be published.

Fax transmission: (08) 8207 1040
Enquiries: (08) 8207 1045

CITY OF CHARLES STURT
LOCAL GOVERNMENT ACT 1999

Notice of Exclusion of Community Land Classification

NOTICE is hereby given that the council of the City of Charles Sturt at a meeting held on 8 March 2000 resolved that the whole of the land comprised in certificate of title register book volume 5864, folio 604 be excluded from the community land classification pursuant to section 193 (4) of the Act.

Pursuant to section 193 (6) of the Act the council of the City of Charles Sturt hereby gives notice of the exclusion.

P. LOCKETT, Chief Executive Officer

THE RURAL CITY OF MURRAY BRIDGE

Close of Roll for Supplementary Election

NOTICE is hereby given that due to the resignation of a member of the Council, a supplementary election will be necessary to fill the vacancy of councillor for The Rural City of Murray Bridge Monarto Ward.

The voters roll to conduct this supplementary election will close at 5 p.m. on Friday, 30 August 2002.

Nominations to fill the vacancy will open on Thursday, 26 September 2002 and will be received up until 12 noon on Thursday, 17 October 2002.

The election will be conducted entirely by post with the return of ballot material to reach the Returning Officer no later than 12 noon on Monday, 18 November 2002.

S. H. TULLY, Returning Officer

CITY OF PLAYFORD

DEVELOPMENT ACT 1993

Playford (City) Development Plan—Heritage Plan Amendment Report—Draft for Public Consultation

NOTICE is hereby given that the City of Playford has prepared a draft Plan Amendment Report to amend the Playford (City) Development Plan as it affects all land containing a State or Local Heritage Place as identified in the PAR. State and Local Heritage Places are located in most of the zones within Playford. Allotments adjoining/adjacent a State or Local Heritage Place are also affected.

The draft Heritage Plan Amendment Report will amend the Playford (City) Development Plan by identifying heritage places in the Development Plan, incorporated as a Local Heritage Register, as well as introducing policies to assist in the assessment of development that affects places of State or Local significance.

The PAR seeks to introduce appropriate policies to ensure that the many heritage assets identified in the proposed Local Heritage Register are afforded some protection from inappropriate or unsympathetic development.

The draft Heritage Plan Amendment Report and statement will be available for public inspection during normal office hours at the following locations from 22 August 2002 until 24 October 2002:

- Elizabeth Service Centre, 1 Prince Charles Walk, Elizabeth;
- Smithfield Service Centre, Warooka Drive, Smithfield;
- Elizabeth Library, 3 Windsor Square, Elizabeth;
- Smithfield Library, Warooka Drive, Smithfield.

A copy of the draft Plan Amendment Report can be purchased from the Elizabeth and Smithfield Service Centres at \$5 each or viewed on Council's website on www.playford.sa.gov.au.

Written submissions regarding the draft amendment will be accepted by the City of Playford until 5.30 p.m. on Thursday, 24 October 2002. The written submission should also clearly indicate whether you wish to speak at the public hearing on your submission.

All submissions should be addressed to:

Policy Planner
City of Playford
Warooka Drive
Smithfield, S.A. 5114

Copies of all submissions received will be available for inspection by interested persons at the Smithfield Service Centre from 25 October 2002 until 30 October 2002.

A public hearing will be held at 7 p.m. on Wednesday, 30 October 2002, at the Smithfield Customer Service Centre, Warooka Drive, Smithfield.

The public hearing may not be held if no submission indicates an interest in speaking at the public hearing.

Dated 22 August 2002.

T. JACKSON, Chief Executive Officer

CITY OF PORT AUGUSTA

Supplementary Election for Councillor in West Ward

NOMINATIONS are hereby invited and will be received at the Corporation of the City of Port Augusta, located at the Civic Centre, Mackay Street, Port Augusta, from Thursday, 22 August 2002 until 12 noon on Thursday, 12 September 2002, from any person eligible to be a candidate for election to the vacancy.

Nomination forms and candidate's handbooks are available from the Civic Centre, Mackay Street, Port Augusta.

A candidate must submit a profile of not more than 150 words with the nomination form.

A candidate photograph of predominantly the head and shoulders, taken within the preceding 12 months, may also be submitted.

A briefing session for prospective candidates will be conducted at 6 p.m. on Wednesday, 28 August 2002 at the Civic Centre, Mackay Street, Port Augusta.

If more than the required number of nominations are received for the vacancy, an election will be conducted entirely by postal ballot with the return of the completed ballot papers to reach the Deputy Returning Officer no later than 12 noon on Monday, 14 October 2002.

S. H. TULLY, Returning Officer

ADELAIDE HILLS COUNCIL

ROADS (OPENING AND CLOSING) ACT 1991

Michael Moran Drive, Crafrers

NOTICE is hereby given pursuant to section 10 of the said Act, that the Council proposes to make a Road Process Order to close and sell to W. D. J. Lester portion of Michael Moran Drive adjoining the front of allotment 1 in FP 8892 shown lettered 'A' on Preliminary Plan No. PP 02/0057.

A copy of the plan and statement of persons affected are available for public inspection at Council's office, 28 Main Street, Woodside, and the office of the Surveyor-General, 101 Grenfell Street, Adelaide during normal office hours.

Any application for easement or objection must be made in writing (set out full details), within 28 days from 22 August 2002, to the Council, P.O. Box 44, Woodside, S.A. 5244 and the Surveyor-General at G.P.O. Box 1354, Adelaide, S.A. 5001.

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

Dated 20 August 2002.

P. PEPPIN, Chief Executive Officer

THE BAROSSA COUNCIL

ROADS (OPENING AND CLOSING) ACT 1991

Road Closure—Anne Milroy Lane, Kalbeeba

NOTICE is hereby given, pursuant to section 10 of the Roads (Opening and Closing) Act 1991, that the Barossa Council proposes to make a Road Process Order to close portion of the public road (Anne Milroy Lane) between Allotment 385 in Filed Plan 171836 and Allotment 1 in Filed Plan 146300 adjoining the intersection of Barossa Valley Highway and Kalbeeba Road, shown more particularly delineated and lettered 'A' on Preliminary Plan No. PP 02/0067.

Closed road 'A' is to be retained by the Barossa Council and leased to the Minister for Emergency Services for use of the Concordia CFS station.

A copy of the plan and a statement of persons affected are available for public inspection at the Council Office, 1 Washington Street, Angaston, S.A. 5353 and at the Adelaide office of the Surveyor-General during normal working hours.

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

The application for easement or objection must be made in writing to the council, P.O. Box 295, Angaston, S.A. 5353 within 28 days of this notice and a copy must be forwarded to the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001. Where a submission is made, the Council will give notification of a meeting at which the matter will be considered.

Dated 18 July 2002.

J. G. JONES, Chief Executive Officer

DISTRICT COUNCIL OF GRANT

Exclusion from Classification as Community Land

NOTICE is hereby given that pursuant to section 193 (4) of the Local Government Act 1999, council at a meeting held on 19 August 2002 resolved that the following land be excluded from classification as community land:

Allotment 4, in FP 516, Hundred of Blanche, certificate of title volume 5497, folio 460.

R. J. PEATE, Chief Executive Officer

DISTRICT COUNCIL OF LOWER EYRE PENINSULA

Review of Elector Representation

NOTICE is hereby given that the District Council of Lower Eyre Peninsula, in accordance with the requirements of section 12 (4) of the Local Government Act 1999, has reviewed its composition and elector representation arrangements.

Pursuant to section 12 (13) (a) of the said Act, the Electoral Commissioner has certified that the review undertaken by council satisfies the requirements of section 12 and may therefore now be put into effect as from the day of the first general election held after the expiration of 5 months from the publication of this notice.

The revised representation arrangements are as follows:

The representation arrangement will be retained as the present composition and structure of seven councillors who represent the area.

P. AIRD, District Clerk

DISTRICT COUNCIL OF ORROROO/CARRIETON

Supplementary Election For Area Councillor

NOMINATIONS are hereby invited and will be received at District Council of Ororoo/Carrieton located at 17 Second Street, Ororoo from Thursday, 22 August 2002 until 12 noon Thursday, 12 September 2002, from any person eligible to be a candidate for election to the vacancy.

Nomination forms and candidate's handbooks are available from 17 Second Street, Ororoo.

A candidate must submit a profile of not more than 150 words with the nomination form.

A candidate photograph of predominantly the head and shoulders, taken within the preceding 12 months, may also be submitted.

A briefing session for prospective candidates will be conducted at 7.00 p.m. on Thursday, 29 August 2002 at 17 Second Street, Ororoo.

If more than the required number of nominations are received for the vacancy, an election will be conducted entirely by postal ballot with the return of the completed ballot papers to reach the Returning Officer no later than 12 noon on Monday, 14 October 2002.

S. H. TULLY, Returning Officer

DISTRICT COUNCIL OF ORROROO/CARRIETON

Periodical Review of Elector Representation

NOTICE is hereby given that pursuant to the provisions of section 12 (9) of the Local Government Act 1999, council after consulting the electors during its review to determine whether a change in arrangements in respect to elector representation, has resolved to consider two options for future representation:

- Option 1—being the *status quo*, that is council will continue with no wards, have 9 councillors one of whom will be Chairman.
- Option 2—being the reduction in the number of councillors from 9 to 7.

Council's report may be inspected at its principal office, 17 Second Street, Ororoo, or will be forwarded on request.

Written submissions on the report are invited from interested persons by 5 p.m. on Monday, 16 September 2002 and should be directed to the Chief Executive Officer, P.O. Box 3, Ororoo, S.A. 5431, any person making a written submission will also be invited to appear before a meeting of council to be heard in respect of the submission.

T. D. BARNES, Chief Executive Officer

DISTRICT COUNCIL OF PETERBOROUGH

Periodical Review of Elector Representation

NOTICE is hereby given that pursuant to the provisions of section 12 (9) of the Local Government Act 1999, council after consulting the electors during its review to determine a change in arrangements in respect to elector representation, has resolved that no alteration is required. The *status quo* will remain: that is, council will continue with no wards, have 8 Councillors and a Mayor. Council's report may be inspected at the District Office, 108 Main Street, Peterborough, or will be forwarded on request.

Written submissions on the report are invited from interested persons by 5 p.m. on Monday, 16 September 2002, and should be directed to the Chief Executive Officer, Box 121, Peterborough, S.A. 5422. Any person making a written submission will also be invited to appear before a meeting of council to be heard in respect of the submission.

T. D. BARNES, Chief Executive Officer

SOUTHERN MALLEE DISTRICT COUNCIL

*Supplementary Election for Scales Ward—
Nominations Received*

NOTICE is hereby given that at the close of nominations, 12 noon on Thursday, 15 August 2002, no nominations were received for the vacancy of Councillor for Scales Ward.

Accordingly, the Local Government (Elections) Act 1999, section 8 (1) provides that where an election fails, the Council must appoint a person (being an elector for the area) to the office not filled.

S. H. TULLY, Returning Officer

SOUTHERN MALLEE DISTRICT COUNCIL

Adoption of Valuation and Declaration of Rates

NOTICE is hereby given that the Southern Mallee District Council at a meeting held on 14 August 2002, resolved as follows:

Adoption of Valuation

In accordance with section 167 (2) (a) of the Local Government Act 1999, adopts the government assessment of capital rateable value in relation to the area of the council totalling \$186 464 800 and hereby specifies 1 July 2002, as the day as and from which such valuation shall become and be the valuation of the council for the year ending 30 June 2003. (Total valuation \$197 665 160).

Declaration of Rates—Differential General Rates

Pursuant to section 153 (1) (b) and section 156 (1) (b) of the Local Government Act 1999, declares a differential general rate on property within its area for the financial year ending on 30 June 2003:

0.94 cents in the dollar—Townships of Geranium, Parilla, Parrakie, Pinnaroo and Lameroo;

0.90 cents in the dollar—all the rural land outside the abovementioned townships.

Minimum Amount Payable by Way of Rates

Pursuant to section 158 of the Local Government Act 1999, declares a minimum amount payable by way of rates in respect of rateable land within the whole of the area of \$230.

Service Charges

Pursuant to section 155 (2) (a) of the Local Government Act 1999, declares a service charge of \$90 for septic tank effluent disposal in the Pinnaroo and Lameroo townships.

Catchment Levy

In exercise of the powers contained in section 138 of the Water Resources Act 1997 and section 154 of the Local Government Act 1999, in order to reimburse to the council the amount contributed to the South East Catchment Water Management Board a separate rate of \$12.60 be declared on all rateable land in the council's area in the catchment area of the Board based on a fixed levy of the same amount on all rateable land.

Method of Payment

Pursuant to section 181 of the Local Government Act 1999, declares the above rates to be paid by four equal or approximately equal instalments on 30 September 2002, 13 December 2002, 7 March 2003 and 6 June 2003.

Please note that there is an option to pay rates by one payment by 13 December 2002, on application prior to 30 September 2002.

P. WOOD, Chief Executive Officer

DISTRICT COUNCIL OF STREAKY BAY

Supplementary Election—Close of Roll

NOTICE is hereby given that due to the death of a member of the Council, a Supplementary Election will be necessary to fill the vacancy of Councillor for Eyre Ward.

The voters roll to conduct this Supplementary Election will close at 5 p.m. on Friday, 30 August 2002.

Nominations to fill the vacancy will open on Thursday, 26 September 2002 and will be received up until 12 noon on Thursday, 17 October 2002.

The election will be conducted entirely by post with the return of ballot material to reach the Deputy Returning Officer no later than 12 noon on Monday, 18 November 2002.

S. H. TULLY, Returning Officer

DISTRICT COUNCIL OF TATIARA

Exclusion of Land from Classification as Community Land

NOTICE is hereby given that the District Council of Tatiara at its meeting held on 13 August 2002, resolved pursuant to section 193 of the Local Government Act 1999, to exclude the following parcel of land from classification as community land:

Allotment 36, Wynarling Road, Keith, being the land comprised in certificate of title volume 5615, folio 728.

G. W. PIESSE, Chief Executive Officer

DISTRICT COUNCIL OF TUMBY BAY

Supplementary Election—Nominations Received

NOTICE is hereby given that at the close of nominations at 12 noon on Thursday, 15 August 2002, the following persons have been accepted as candidates and are listed in the order in which they will appear on the ballot paper:

Councillor Nominations (two vacancies):

Stirling, Graeme John
Baker, Malcolm Stanley
Curtis, Craig Daniel
Cave, Paul Gerard

Postal Voting

The election will be conducted entirely by postal voting. No polling booth will be open for voting on polling day. Voting is not compulsory.

Voting material will be despatched by post to every natural person, body corporate and group who were listed on the voters roll as at roll closure on 28 June 2002.

The mail-out will commence on Tuesday, 27 August 2002, with all voting materials to be delivered by Tuesday, 2 September 2002.

A person who has not received voting material and who believes that he or she is entitled to vote should apply to the Council Office, Mortlock Terrace, Tumby Bay, telephone 8688 2101.

A pre-paid addressed envelope for each elector entitlement will be provided. Completed ballot material must be returned to reach the Deputy Returning Officer no later than 12 noon on Monday, 16 September 2002.

A ballot box will be provided at the Council Office for electors who wish to personally deliver their completed ballot material during office hours.

Place of Counting Votes

The scrutiny and counting of votes will take place in the Council Chambers, Council Office, Mortlock Terrace, Tumby Bay, as soon as practicable after 2 p.m. on Monday, 16 September 2002. A provisional declaration will be made at the conclusion of the election count.

Campaign Donations Return

Candidates must forward a campaign donations return to the Council Chief Executive Officer within six weeks after the conclusion of the election.

E. A. ROBERTS, Deputy Returning Officer

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

Carpenter, Lionel Wilfred, late of 39 Campus Drive, Aberfoyle Park, retired farmer, who died on 17 June 2002.

Catford, Lorna Jean, late of 54 Cungen Avenue, Park Holme, retired nurse, who died on 21 April 2002.

Cooper, Graham Stewart, late of 25 Newton Street, Whyalla, of no occupation, who died on 31 May 2002.

Davies, William John, late of 25 Newton Street, Whyalla, retired driller, who died on 9 May 2002.

Egel, Keith Dudley, late of Stringy Bark Drive, Millicent, retired maintenance worker, who died on 13 June 2002.

Garrett, Catherine Mary, late of 6 Parkwood Grove, Klemzig, home duties, who died on 19 June 2002.

Hart, Hilda Mary, late of 29 Austral Terrace, Morphettville, of no occupation, who died on 21 May 2002.

Herbst, Peter Gordon, late of 45 Appleby Road, Morphettville, butcher, who died on 25 June 2002.

Howell, Doreen Maud, late of 34 Molesworth Street, North Adelaide, widow, who died on 10 May 2002.

Hurem, Kay Frances, late of 44 Mortimer Street, Kurralta Park, home duties, who died on 20 June 2002.

King, Allen Dudley, late of 120 Salisbury Highway, Salisbury, retired council employee, who died on 2 July 2002.

Lewis, Robert Sydney, late of 40 Madeira Drive, Morphett Vale, retired pipe layer, who died on 15 July 2002.

March, Henrietta Maria, late of 40 Winchester Street, Malvern, retired comptometrist, who died on 16 June 2002.

McMahon, Eileen Loveday, late of 26 River Road, Port Noarlunga, widow, who died on 24 June 2002.

Mulhern, William Bernard, late of 20 Naldera Crescent, Seacliff Park, retired plumber, who died on 10 December 2001.

Schutte, Leslie Garnet, late of 57 Paqualin Street, Hendon, retired storeman, who died on 25 June 2002.

Thurgood, Keith, late of 7 John Street, Payneham, retired cycle builder, who died on 18 July 2002.

Trimper, Roy, late of 71 Stokes Terrace, Port Augusta West, retired storeman, who died on 19 June 2002.

Walton, Tasman Thomas, late of 6 William Street, Kilburn, retired bus driver, who died on 4 July 2002.

Notice is hereby given pursuant to the Trustee Act 1936, as amended, the Inheritance (Family Provision) Act 1972, and the Family Relationships Act 1975, that all creditors, beneficiaries, and other persons having claims against the said estates are required to send, in writing, to the Public Trustee, 25 Franklin Street, Adelaide, S.A. 5000, full particulars and proof of such claims, on or before 20 September 2002, otherwise they will be excluded from the distribution of the said estate; and notice is also hereby given that all persons who are indebted to the 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 the same to the Public Trustee.

Dated 22 August 2002.

C. J. O'LOUGHLIN, Public Trustee

SOUTH AUSTRALIA—In the Supreme Court. No. 537 of 1998. In the matter of Active Haulage Management Pty Ltd (in liquidation) (ACN 078 351 818) and in the matter of the Corporations Law.

Notice by a Liquidator of His Intention to Seek His Release and Dissolution of the Company

Take notice that I, John Sheahan, Level 8, 26 Flinders Street, Adelaide, S.A. 5000, the liquidator of the abovenamed company, intend to make application to the Supreme Court of South Australia for my release as the liquidator and dissolution of the abovenamed company.

And take further notice that if you have any objection to the granting of my release and dissolution of the company you must file at the Supreme Court and also forward to me, within 21 days of the publication in the *Gazette* of the notice of my intention to apply for a release and dissolution of the company, a notice of objection in the form laid down by the Corporations (South Australia) Rules 1993.

Dated 18 August 2002.

J. SHEAHAN, Liquidator

Note: Section 481 of the Corporations Law enacts that an order of the Court releasing a liquidator shall discharge him/her in the administration of the affairs of the company, or otherwise in relation to his or her conduct as liquidator, but any such order may be revoked on proof that it was obtained by fraud or by suppression or by concealment of any material fact.

SOUTH AUSTRALIA—In the Supreme Court No. 1624 of 1999. In the matter of Pot Belly Sales (1986) Pty Ltd (in liquidation) (ACN 008 915 062) and in the matter of the Corporations Act 2001.

Notice by a Liquidator of His Intention to Seek His Release

Take notice that I, Austin Robert Meerten Taylor, of Grant Thornton, 67 Greenhill Road, Wayville, S.A. 5034, the liquidator of the abovenamed company, intend to make an application to the Supreme Court of South Australia for my release as liquidator of the abovenamed company.

And take further notice that if you have any objection to the granting of my release you must file at the Supreme Court and forward to me a notice of objection in the form laid down by the Corporations (South Australia) Rules 1993. A summary of my receipts and payments as liquidator is available from my office.

Dated 15 August 2002.

A. R. M. TAYLOR, Official Liquidator

Note: Section 481 (3) of the Corporations Act 2001, enacts that an order of the Court releasing a liquidator shall discharge him/her in the administration of the affairs of the company, or otherwise in relation to his or her conduct as liquidator, but any such order may be revoked on proof that it was obtained by fraud or by suppression or by concealment of any material fact.

ATTENTION

CUSTOMERS requiring a proof of their notice for inclusion in the *Government Gazette*, please note that the onus is on you to inform **Government Publishing SA** of any subsequent corrections by **10 a.m. on Thursday**, which is our publication deadline.

For any corrections to your notice please phone 8207 1045 or Fax 8207 1040 **before 10 a.m. on Thursday**.

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

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

NOTE: Closing time for lodging new copy (electronically, fax or hard copy) is 4 p.m. on Tuesday preceding the day of publication. Phone 8207 1045—Fax 8207 1040.

Email: governmentgazette@saugov.sa.gov.au