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

No. 55 of 2009—Constitution (Appointments) Act 2009. An Act to remove doubts relating to action taken by Lieutenant-Governors and Administrators of the State at any time since the commencement of the Australia Act 1986 of the Commonwealth; and for other purposes.

By command,
JANE LOMAX-SMITH, for Premier

HIS Excellency the Governor in Executive Council has revoked the appointment of Paul Andrew Cuthbertson as Deputy Presiding Member and Maurine Pyke as a Member of the Legal Practitioners Disciplinary Tribunal, pursuant to the provisions of the Legal Practitioners Act 1981 and section 36 of the Acts Interpretation Act 1915.

By command,
JANE LOMAX-SMITH, for Premier

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Legal Practitioners Disciplinary Tribunal, pursuant to the provisions of the Legal Practitioners Act 1981:

Member: (from 19 November 2009 until 18 November 2012)
Simon Patrick O’Sullivan
Peter Francis Hoban
Maurine Pyke

Deputy Presiding Member: (from 19 November 2009 until 18 November 2012)
Maurine Pyke

By command,
JANE LOMAX-SMITH, for Premier

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Motor Sport Board, pursuant to the provisions of the South Australian Motor Sport Act 1984:

Member: (from 19 November 2009 until 30 September 2011)
Richard Hayward
Francis Wong

By command,
JANE LOMAX-SMITH, for Premier

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Teachers Appeal Board, pursuant to the provisions of the Education Act 1972:

Section 45 (2) (b) Panel Member: (from 1 February 2010 until 31 January 2013)
Naomi Veronica Arnold
Karen Gayle Cornelius
Richard Sam Paul Costi
David Craig
Judith Christine Day
Janine Nicola Harvey
Anne Louise Millard
Rodney George Nancarrow
Gregory Petherick
Trevor John Radloff
Terry Louise Sizer
Mark Stewart Williams
Kathryn Mary Bruggemann
David Antony Chadwick
Christopher Stephen Deslandes
Christopher John Dolan
Phillipa Walpole Duigan
Brian Robert Featherston
Brian James Gabb
Christine Hatzı
Kerry Ann Kavanagh
Anne Louise Kibble
Judith Ann Leak
David John O’Brien
Beverley Anne Rogers
Brendyn David Semmens

Section 45 (2) (d) Panel Member: (from 1 February 2010 until 31 January 2013)
Joe Cappella
George Karapas
Sharon Dawn Kelly
Suzanne King
Suzanne King
Charlton Steve Lane

Section 46 (2) (c) Panel Member: (from 1 February 2010 until 31 January 2013)
Geoffrey Dean Bailey
Gail Patricia Brunger
Penny Annette Cavanagh
Peter Michael Cavouras
Peter Christopher Ryan
Darryl James Carter
Murray Henderson
Gael Suzanne Little
Colin John McIntyre

Section 46 (2) (e) Panel Member: (from 1 February 2010 until 31 January 2013)
Diane Pamela Cocks
Loene Margaret Furler
Donald Peter
Alison Kathleen Cheetham
Alan Charles Matthews
Lewis Matthew Vaughan
Andrew Von Niedermueller

By command,
JANE LOMAX-SMITH, for Premier

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Superannuation Funds Management Corporation of South Australia Board (Funds SA), pursuant to the provisions of the Superannuation Funds Management Corporation of South Australia Act 1995:

Director: (from 9 December 2009 until 8 December 2012)
Helen Marion Nugent

Director: (from 4 March 2010 until 3 March 2013)
Leigh Loddington Hall

By command,
JANE LOMAX-SMITH, for Premier

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Teachers Appeal Board, pursuant to the provisions of the Education Act 1972:

By command,
JANE LOMAX-SMITH, for Premier

Director: (from 9 December 2009 until 8 December 2012)
Helen Marion Nugent

Director: (from 4 March 2010 until 3 March 2013)
Leigh Loddington Hall

By command,
JANE LOMAX-SMITH, for Premier

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Teachers Appeal Board, pursuant to the provisions of the Education Act 1972:

By command,
JANE LOMAX-SMITH, for Premier
Department of the Premier and Cabinet
Adelaide, 19 November 2009

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Arid Lands Natural Resources Management Board, pursuant to the provisions of the Natural Resources Management Act 2004:

Member: (from 16 December 2009 until 15 December 2010)
Christopher Malcolm Reed

Member: (from 19 November 2009 until 13 April 2011)
Janet Mary Crommelin Brook
William Raymond McIntosh

Presiding Member: (from 16 December 2009 until 15 December 2010)
Christopher Malcolm Reed

By command,
JANE LOMAX-SMITH, for Premier

WBCS09/0029

Department of the Premier and Cabinet
Adelaide, 19 November 2009

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

Member: (from 19 November 2009 until 11 November 2012)
Zena Kaye Winser
Robert John Whitington

By command,
JANE LOMAX-SMITH, for Premier

ASACAB007/02

Department of the Premier and Cabinet
Adelaide, 19 November 2009

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Paul Caica, MP, Minister for Agriculture, Food and Fisheries, Minister for Industrial Relations, Minister for Forests and Minister for Regional Development to be also Acting Minister for Employment, Training and Further Education, Acting Minister for Road Safety and Acting Minister for Science and Information Economy for the period from 28 November 2009 to 10 December 2009 inclusive, during the absence of the Honourable Michael Francis O’Brien, MP.

By command,
JANE LOMAX-SMITH, for Premier

METFE09/003CS

Department of the Premier and Cabinet
Adelaide, 19 November 2009

HIS Excellency the Governor in Executive Council has been pleased to appoint the land valuers listed to the panels established in relation to the regions set out below from 27 November 2009 to 26 May 2010, pursuant to section 25A of the Valuation of Land Act 1971:

Bruce Gibson Ballantyne, AAPI
City of Adelaide and Central

Denis Roland Gilbert Barrett, AAPI
Murraylands

Janet Rosemary Hawkes, BAPP SC (Valuation) MBA, AAPI
City of Adelaide and Central

Malcolm George Potts, AREI, APPI
City of Adelaide, Central and Murraylands

By command,
JANE LOMAX-SMITH, for Premier

MFI09/031

CONTROLLED SUBSTANCES ACT 1984
Revocation of Prohibition Order

TAKE notice that on 28 October 2009, the Minister for Mental Health and Substance Abuse issued and served an order pursuant to section 57 (2) of the Controlled Substances Act 1984 (SA), in respect of:

Dr Janet Elizabeth Frost,
265 Wakefield Street,
Adelaide, S.A. 5000,

revoking the Prohibition Order issued and served on Dr Frost pursuant to section 57 (1) (c) of the Controlled Substances Act 1984 (SA) on 27 May 2005.

This Order is to take effect from the date of service of the Order (28 October 2009).

K. EVANS, Delegate for the Minister for Mental Health and Substance Abuse

CROWN LANDS ACT 1929: SECTION 5

TAKE NOTICE that pursuant to the Crown Lands Act 1929, I, JAY WEATHERILL, Minister for Environment and Conservation, Minister of the Crown to whom the administration of the Crown Lands Act 1929 is committed DO HEREBY:

1. Resume the land defined in The First Schedule.
2. Dedicate the Crown Land defined in The Second Schedule as a Reserve for Water Works Purposes and declare that such land shall be under the care, control and management of the South Australian Water Corporation.
3. Dedicate the Crown Land defined in The Third Schedule as a Reserve for Police Purposes and declare that such land shall be under the care, control and management of the Minister for Police.

The First Schedule

Waterworks Reserve, Section 497, Hundred of Lacepede, County of MacDonnell, the proclamation of which was published in the Government Gazette of 17 June 1976 at page 3061, The Third Schedule, being the whole of the land comprised in Crown Record Volume 5623, Folio 715.

The Second Schedule

Allotment 1 in Deposited Plan 60368, Hundred of Lacepede, County of MacDonnell, exclusive of all necessary roads, subject to a free and unrestricted right of way over that portion of Allotment 1 marked A on Deposited Plan 60368 apportioned to Allotment 2 in Deposited Plan 60368.

The Third Schedule

Allotment 2 in Deposited Plan 60368, Hundred of Lacepede, County of MacDonnell, exclusive of all necessary roads, together with a free and unrestricted right of way over that portion of Allotment 1 marked A on Deposited Plan 60368.

Dated 19 November 2009.

JAY WEATHERILL, Minister for Environment and Conservation

DEH 09/2617
DEVELOPMENT ACT 1993 SECTION 48 (2) (a)

Preamble

1. Pursuant to subsection (1) of section 46 of the Development Act 1993, being of the opinion that a declaration was appropriate and necessary for the proper assessment of development of major environmental, social or economic importance, the Minister for Urban Development and Planning declared that section 46 of the Act applied to a proposal to develop a marina at Stansbury, Yorke Peninsula (‘the development’). Notice of this declaration was published in the Government Gazette on 1 March 2007.

2. Subsequent to the declaration, the Stansbury Marina Development Company (‘the proponent’) lodged a Development Application on 18 September 2007.

3. Following receipt of a draft Environmental Impact Statement prepared by the proponent the Minister wrote to the proponent indicating that on the basis of a number of identified concerns in respect of the proposed development he may recommend to the Governor that the development not be granted a development authorisation. The Minister invited the proponent to respond to the identified concerns. The proponent responded to the Minister by letter dated 25 September 2009.

4. With the advice and consent of Executive in Council and having regard to all the information submitted by or on behalf of the proponent, including the letter of 25 September 2009, I have decided, pursuant to section 48 (2) (a) of the Development Act 1993, to indicate that I will not grant a development authorisation for the development.

 NOTICE
PURSUANT to section 48 (2) (a) of the Development Act 1993 and with the advice and consent of the Executive Council, I indicate that I will not grant a development authorisation for the mixed use marina and housing development at Stansbury detailed in the development application lodged by the proponent on 18 September 2007.

Given under my hand at Adelaide on 19 November 2009.

KEVIN SCARCE, Governor

ELECTORAL ACT 1985

Part 6—Registration of Political Parties

NOTICE is hereby given, pursuant to section 42 of the Electoral Act 1985, that I have this day registered the following political party:

Name of Party: Dignity for Disability

Abbreviation of Party Name: D4D

Dated 19 November 2009.

K. MOUSLEY, Electoral Commissioner

ECSA 176/09

GAS ACT 1997

APPROVAL AND LABELLING OF GAS APPLIANCES

Notice by the Technical Regulator

PURSUANT to section 60 of the Gas Act 1997, I:


(b) declare Type A appliances, as defined in the Gas Regulations 1997 under the Gas Act 1997, to be a declared class of gas appliances for the purposes of that section; and

(c) declare the following bodies to be declared bodies for the purposes of that section:

• the Australian Gas Association (ABN 98 004 206 044);

• SAI Global Limited (ABN 050 611 642); and

• IAPMO R&T OCEANA Pty Ltd (ABN 78 121 986 169).

Dated 17 November 2009.

R. FAUNT, Technical Regulator

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, Patrick Conlon, Minister for Infrastructure, Minister of the Crown to whom the administration of the Geographical Names Act 1991 is committed DO HEREBY exclude from SEATON and include into GRANGE the area marked (A) as shown on the plan below.

THE PLAN

Given under my hand at Adelaide on 19 November 2009.

KEVIN SCARCE, Governor

DTEI.22-413/09/0014
GEOGRAPHICAL NAMES ACT 1991
Notice of Declaration of Names of Places

NOTICE is hereby given pursuant to section 11A of the Geographical Names Act 1991, that the names of those places set out in The Schedule hereunder shall be the geographical names of those said places. Precise location of the said features can be obtained from the South Australian Government Gazette at www.placenames.sa.gov.au or by contacting the Geographical Names Unit, DTEI on (08) 8204 8539.

THE SCHEDULE

<table>
<thead>
<tr>
<th>Mapsheet Feature</th>
<th>Mapsheet</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mount Elva</td>
<td>1:50 000 Mapsheet 6737-2 (Wooltana)</td>
</tr>
<tr>
<td>South East Range</td>
<td>1:50 000 Mapsheet 6737-3 (Illawortina)</td>
</tr>
<tr>
<td>Wild Dog Creek</td>
<td>1:50 000 Mapsheet 6737-4 (Umberatana)</td>
</tr>
<tr>
<td>Mount Elm</td>
<td>1:50 000 Mapsheet 6533-1 (Kanyaka)</td>
</tr>
<tr>
<td>Yackara Creek</td>
<td>1:50 000 Mapsheet 6533-2 (Mookra)</td>
</tr>
<tr>
<td>Acacia Creek</td>
<td>1:50 000 Mapsheet 6533-3 (Quorn)</td>
</tr>
<tr>
<td>Wyacca Range</td>
<td>1:50 000 Mapsheet 6533-4 (Willochra)</td>
</tr>
<tr>
<td>Morgan Creek</td>
<td>1:50 000 Mapsheet 6534-2 (Hawker)</td>
</tr>
<tr>
<td>Rocky Point</td>
<td>1:50 000 Mapsheet 6534-3 (Neuroodla)</td>
</tr>
<tr>
<td>Walpunda Hill</td>
<td>1:50 000 Mapsheet 6633-4 (Yednalue)</td>
</tr>
<tr>
<td>Poliecmans Point</td>
<td>1:50 000 Mapsheet 5932-1 (Paney)</td>
</tr>
<tr>
<td>Organ Pipes</td>
<td>1:50 000 Mapsheet 6432-1 (Davenport)</td>
</tr>
<tr>
<td>Douglas Point</td>
<td>1:50 000 Mapsheet 6432-2 (Mambray)</td>
</tr>
</tbody>
</table>

NOTE: Words shown in parentheses are not part of the name.

Certified that the above names have been examined in line with the policies of the Geographical Names Unit and that they comply with section 11A of the Geographical Names Act 1991.

Dated 12 November 2009.

P. M. KENTISH, Surveyor-General, Department for Transport, Energy and Infrastructure
DTEI.22-413/07/0032

GEOGRAPHICAL NAMES ACT 1991
CORRIGENDA

Notice of Declaration of Names of Places

LISTED below are a series of names incorrectly declared as geographical placenames under the Act in various Government Gazettes. This notice corrects the spellings of these placenames as shown.

In Government Gazette of 27 June 1985, page 2250, notice under subheading 1:50 000 Mapsheet 6737-3 ‘Illawortina’:

<table>
<thead>
<tr>
<th>Declared in Error</th>
<th>Correct Spelling</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ecchler Creek</td>
<td>Eichler Creek</td>
</tr>
<tr>
<td>Yadnina Creek</td>
<td>Idninə Vari or Creek</td>
</tr>
<tr>
<td>Yadnina Spring</td>
<td>Idninə Awı or Spring</td>
</tr>
</tbody>
</table>

In Government Gazette of 27 June 1985, page 2250, notice under subheading 1:50 000 Mapsheet 6737-1 ‘Yudnamutana’:

<table>
<thead>
<tr>
<th>Declared in Error</th>
<th>Correct Spelling</th>
</tr>
</thead>
<tbody>
<tr>
<td>Glover Hill</td>
<td>Slady Rock</td>
</tr>
<tr>
<td>Yudnamutana</td>
<td>Slaty Rock</td>
</tr>
</tbody>
</table>

In Government Gazette of 27 June 1985, page 2250, notice under subheading 1:50 000 Mapsheet 6737-4 ‘Umberatana’:

<table>
<thead>
<tr>
<th>Declared in Error</th>
<th>Correct Spelling</th>
</tr>
</thead>
<tbody>
<tr>
<td>Windowina Spring</td>
<td>Slady Rock</td>
</tr>
<tr>
<td>Yednalue</td>
<td>Weeinea Waterhole</td>
</tr>
</tbody>
</table>

In Government Gazette of 22 February 1996, pages 1230 and 1231, appearing under subheading 1:50 000 Mapsheet 6737-4 ‘Umberatana’:

<table>
<thead>
<tr>
<th>Declared in Error</th>
<th>Correct Spelling</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bull Spring</td>
<td>Buls Spring</td>
</tr>
<tr>
<td>Yeralina Creek</td>
<td>Yeralina Creek</td>
</tr>
</tbody>
</table>

In Government Gazette of 21 August 1986, page 607, appearing under subheading 1:50 000 Mapsheet 6737-2 ‘Wooltana’:

<table>
<thead>
<tr>
<th>Declared in Error</th>
<th>Correct Spelling</th>
</tr>
</thead>
<tbody>
<tr>
<td>Balancing Rock Creek</td>
<td>Balance Rock Creek</td>
</tr>
<tr>
<td>Bararranna Hole</td>
<td>Bararranna Waterhole</td>
</tr>
<tr>
<td>Mundoo Oopinna Waterhole</td>
<td>Mundoo Oopinna Waterhole</td>
</tr>
</tbody>
</table>

In Government Gazette of 22 May 1997, page 2644, appearing under subheading 1:50 000 Mapsheet 6737-3 ‘Illinawortina’:

<table>
<thead>
<tr>
<th>Declared in Error</th>
<th>Correct Spelling</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adlyuvundhu Awi</td>
<td>Adlyu Vundhu Awi</td>
</tr>
</tbody>
</table>

Dated 11 November 2009.

P. M. KENTISH, Surveyor-General
DTEI.22-413/07/0032
ENVIRONMENT PROTECTION ACT 1993

I, ANDREA KAYE WOODS, Team Leader, Container Deposit Legislation and Delegate of the Environment Protection Authority (‘the Authority’), pursuant to section 68 of the Environment Protection Act 1993 (SA) (‘the Act’) hereby:

Approval of Category A Containers

Approve as Category A Containers subject to the conditions in subclauses 1, 2 and 3 below, each of the classes of containers identified by reference to the following matters described in the first 4 columns of Schedule 1 of this Notice which are sold in South Australia:

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

1. That containers of the class to which the approval relates must bear the refund marking specified by the Authority for containers of that class.

2. The holder of the approval must have in place an effective and appropriate waste management arrangement in relation to containers of that class.

3. The holder of these approvals must ensure that if a sticker bearing the refund marking has been approved, and is applied to the container, then the sticker must not be placed on any portion of the opening mechanism or in any other place that would require complete or partial removal of the sticker before the contents may be consumed.

SCHEDULE 1

<table>
<thead>
<tr>
<th>Column 1</th>
<th>Column 2</th>
<th>Column 3</th>
<th>Column 4</th>
<th>Column 5</th>
</tr>
</thead>
<tbody>
<tr>
<td>Product Name</td>
<td>Container Size (mL)</td>
<td>Container Type</td>
<td>Approval Holder</td>
<td>Collection Arrangements</td>
</tr>
<tr>
<td>Elephant Apple Soda</td>
<td>400</td>
<td>Glass</td>
<td>Ceylon Spices &amp; Cargo Services</td>
<td>N/A—See Notes</td>
</tr>
<tr>
<td>Elephant Ginger Beer</td>
<td>1 500</td>
<td>PET</td>
<td>Ceylon Spices &amp; Cargo Services</td>
<td>N/A—See Notes</td>
</tr>
<tr>
<td>Elephant Lemonade</td>
<td>400</td>
<td>Glass</td>
<td>Ceylon Spices &amp; Cargo Services</td>
<td>N/A—See Notes</td>
</tr>
<tr>
<td>Elephant Portello</td>
<td>1 500</td>
<td>PET</td>
<td>Ceylon Spices &amp; Cargo Services</td>
<td>N/A—See Notes</td>
</tr>
<tr>
<td>Fanta Strawberry Flavoured</td>
<td>340</td>
<td>Can — Aluminium</td>
<td>Ceylon Spices &amp; Cargo Services</td>
<td>N/A—See Notes</td>
</tr>
</tbody>
</table>

ENVIRONMENT PROTECTION ACT 1993

Approval of Category B Containers

I, ANDREA KAYE WOODS, Team Leader, Container Deposit Legislation and Delegate of the Environment Protection Authority (‘the Authority’), pursuant to section 68 of the Environment Protection Act 1993 (SA) (‘the Act’) hereby revoke the approvals of the classes of Category B Containers sold in South Australia as identified by reference to the following matters, which are described in the first 4 columns of Schedule 1 of this Notice:

Approval of Category B Containers

Approve as Category B Containers, subject to the conditions in subclauses (1), (2), (3) and (4) below, each of the classes of containers identified by reference to the following matters described in the first 4 columns of Schedule 1 of this Notice which are sold in South Australia:

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

1. That containers of the class to which the approval relates must bear the refund marking specified by the Authority for containers of that class.

2. The holder of the approval must have in place an effective and appropriate waste management arrangement in relation to containers of that class. For the purpose of this approval notice the company named in Column 5 of Schedule 1 of this Notice is the nominated super collector.

3. In the case of an approval in relation to Category B containers that the waste management arrangement must require the holder of the approval to provide specified super collectors with a declaration in the form determined by the Authority in relation to each sale of such containers by the holder of the approval as soon as practicable after the sale.

4. The holder of these approvals must ensure that if a sticker bearing the refund marking has been approved and is applied to the container, then the sticker must not be placed on any portion of the opening mechanism or in any other place that would require complete or partial removal of the sticker before the contents may be consumed.
<table>
<thead>
<tr>
<th>Column 1</th>
<th>Column 2</th>
<th>Column 3</th>
<th>Column 4</th>
<th>Column 5</th>
</tr>
</thead>
<tbody>
<tr>
<td>Product Name</td>
<td>Container Size (mL)</td>
<td>Container Type</td>
<td>Approval Holder</td>
<td>Collection Arrangements</td>
</tr>
<tr>
<td>Almdudler Limonade</td>
<td>330</td>
<td>Can—Aluminium</td>
<td>AVO Trading Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Welch Strawberry Soda</td>
<td>355</td>
<td>Can—Aluminium</td>
<td>AVO Trading Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Ruski Chill Guava 4.5%</td>
<td>275</td>
<td>Glass</td>
<td>Bickfords Australia Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Ruski Chill Passionfruit 4.5%</td>
<td>275</td>
<td>Glass</td>
<td>Bickfords Australia Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Ruski Chill Pineapple 4.5%</td>
<td>275</td>
<td>Glass</td>
<td>Bickfords Australia Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Ruski Chill Raspberry 4.5%</td>
<td>275</td>
<td>Glass</td>
<td>Bickfords Australia Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>My Wifes Bitter</td>
<td>650</td>
<td>Glass</td>
<td>Burleigh Brewing Company</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Pure Energy Classic Organic Guarana Drink</td>
<td>250</td>
<td>Can—Aluminium</td>
<td>Charming Waters</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>L &amp; P Lemon &amp; Paeroa</td>
<td>600</td>
<td>PET</td>
<td>Condous Enterprises Pty Ltd</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>Nitrous Liquid Energy Supplement</td>
<td>500</td>
<td>Can—Aluminium</td>
<td>Demon Drinks Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Smirnoff Premium Ice Mid Strength</td>
<td>375</td>
<td>Can—Aluminium</td>
<td>Diageo Australia Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Montteiths Black Beer</td>
<td>330</td>
<td>Glass</td>
<td>Drinkworks</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>Montteiths Celtic Red Beer</td>
<td>330</td>
<td>Glass</td>
<td>Drinkworks</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>Montteiths Crushed Apple Cider</td>
<td>330</td>
<td>Glass</td>
<td>Drinkworks</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>Montteiths Golden</td>
<td>330</td>
<td>Glass</td>
<td>Drinkworks</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>Montteiths Original Ale</td>
<td>330</td>
<td>Glass</td>
<td>Drinkworks</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>Montteiths Pilsner Beer</td>
<td>330</td>
<td>Glass</td>
<td>Drinkworks</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>Montteiths Radler Bier</td>
<td>330</td>
<td>Glass</td>
<td>Drinkworks</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>Montteiths Summer Ale</td>
<td>330</td>
<td>Glass</td>
<td>Drinkworks</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>Pure Blonde</td>
<td>700</td>
<td>Glass</td>
<td>Fosters Australia</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>Strongbow Clear</td>
<td>355</td>
<td>Glass</td>
<td>Fosters Australia</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>IGA Signature Dry Ginger Ale</td>
<td>300</td>
<td>Glass</td>
<td>Fryer Beverages Pty Ltd</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>IGA Signature Ginger Beer</td>
<td>375</td>
<td>Glass</td>
<td>Fryer Beverages Pty Ltd</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>IGA Signature Lemon Lime &amp; Bitters</td>
<td>300</td>
<td>Glass</td>
<td>Fryer Beverages Pty Ltd</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>IGA Signature Lemonade</td>
<td>300</td>
<td>Glass</td>
<td>Fryer Beverages Pty Ltd</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>IGA Signature Tonic Water</td>
<td>300</td>
<td>Glass</td>
<td>Fryer Beverages Pty Ltd</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>IGA Soda Water Carbonated Water</td>
<td>300</td>
<td>Glass</td>
<td>Fryer Beverages Pty Ltd</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>Heinz Apple &amp; Blackcurrant Fruit Drink</td>
<td>750</td>
<td>PET</td>
<td>HJ Heinz Company Australia Limited</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Heinz Apple &amp; Cranberry Fruit Drink</td>
<td>750</td>
<td>PET</td>
<td>HJ Heinz Company Australia Limited</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Heinz Pear Fruit Drink</td>
<td>750</td>
<td>PET</td>
<td>HJ Heinz Company Australia Limited</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Santa Lucia Sparkling Mineral Water</td>
<td>750</td>
<td>Glass</td>
<td>Impulse Products Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Santa Lucia Still Mineral Water</td>
<td>750</td>
<td>Glass</td>
<td>Impulse Products Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Woodstock Kentucky Straight Bourbon &amp; Cola 6%</td>
<td>375</td>
<td>Can—Aluminium</td>
<td>Independent Distillers (Aust) Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Sail &amp; Anchor Dry Dock Premium Lager</td>
<td>330</td>
<td>Glass</td>
<td>International Liquor Wholesalers</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>Boag's 1881 Lager</td>
<td>375</td>
<td>Can—Aluminium</td>
<td>Lion Nathan Australia Limited</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>Little Creatures Bright Ale</td>
<td>568</td>
<td>Glass</td>
<td>Little Creatures Brewing Pty Ltd</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>Stone &amp; Wood Pale Lager</td>
<td>330</td>
<td>Glass</td>
<td>Little Creatures Brewing Pty Ltd</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>White Rabbit Dark Ale</td>
<td>330</td>
<td>Glass</td>
<td>Little Creatures Brewing Pty Ltd</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>Ice House Natural Spring Water</td>
<td>600</td>
<td>PET</td>
<td>Mountain HZO Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Ice House Natural Spring Water</td>
<td>1 500</td>
<td>PET</td>
<td>Mountain HZO Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Ice House Natural Spring Water</td>
<td>1 000</td>
<td>PET</td>
<td>Mountain HZO Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Farmers Union Iced Coffee</td>
<td>750</td>
<td>HDPE</td>
<td>National Foods Milk Limited</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>NW Nutrient Water Blackberry Goji D Stress</td>
<td>575</td>
<td>PET</td>
<td>Nutrientwater Pty Ltd formerly Natureau Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Fever Tree Premium Lemonade</td>
<td>200</td>
<td>Glass</td>
<td>Rio Coffee Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Sanpellegrino Aranciata</td>
<td>330</td>
<td>Can—Aluminium</td>
<td>Rio Coffee Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Sanpellegrino Chintotto</td>
<td>330</td>
<td>Can—Aluminium</td>
<td>Rio Coffee Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Sanpellegrino Limonata</td>
<td>330</td>
<td>Can—Aluminium</td>
<td>Rio Coffee Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Paulaner Oktoberfest Bier</td>
<td>1 000</td>
<td>Can—Aluminium</td>
<td>Samuel Smith &amp; Son Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>Cricketers Arms Lager</td>
<td>330</td>
<td>Glass</td>
<td>Sundance Brewing</td>
<td>Marine Stores Ltd</td>
</tr>
<tr>
<td>Jose Cuervo The Original Margarita Mix Lime &amp; Triple Sec Flavour</td>
<td>1 000</td>
<td>PET</td>
<td>Suntory (Aust) Pty Ltd</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>FC Grubb Old Style Chocolate</td>
<td>330</td>
<td>Glass</td>
<td>Trend Drinks</td>
<td>Statewide Recycling</td>
</tr>
<tr>
<td>FC Grubb Old Style Soda Water</td>
<td>330</td>
<td>Glass</td>
<td>Trend Drinks</td>
<td>Statewide Recycling</td>
</tr>
</tbody>
</table>
### HOUSING IMPROVEMENT ACT 1940

WHEREAS by notice published in the Government Gazette on the dates mentioned in the following table, the South Australian Housing Trust Board Delegate did declare the houses described in the following table to be substandard for the purposes of Part 7 of the Housing Improvement Act 1940, and whereas the South Australian Housing Trust Board Delegate is satisfied that each of the houses described hereunder has ceased to be substandard, notice is hereby given that, in exercise of the powers conferred by the said Part, the South Australian Housing Trust does hereby revoke the said declaration in respect of each house.

<table>
<thead>
<tr>
<th>Address of House</th>
<th>Allotment, Section, etc.</th>
<th>Certificate of Title</th>
<th>Date and page of Government Gazette in which notice declaring house to be substandard published</th>
</tr>
</thead>
<tbody>
<tr>
<td>9 Amber Avenue, Clearview</td>
<td>Allotment 272 in Deposited Plan 2964, Hundred of Yatala</td>
<td>5676 989</td>
<td>24.04.08, page 1422</td>
</tr>
<tr>
<td>46 Burton Road, Athelstone</td>
<td>Allotment 92 inFiled Plan 133182, Hundred of Adelaide</td>
<td>5701 755</td>
<td>29.11.01, page 5222</td>
</tr>
<tr>
<td>16 Cameron Street, Gawler</td>
<td>Allotment 202 in Deposited Plan 46422, Hundred of Mudla Wirra</td>
<td>5394 550</td>
<td>10.7.80, page 200</td>
</tr>
<tr>
<td>3 Dally Road, Gilles Plains</td>
<td>Allotment 64 in Deposited Plan 7771, Hundred of Yatala</td>
<td>5503 173</td>
<td>25.9.08, page 4700</td>
</tr>
<tr>
<td>17 Farley Grove, Salisbury North</td>
<td>Allotment 26 in Filed Plan 38912, Hundred of Munno Para</td>
<td>5520 910</td>
<td>27.4.06, page 1157</td>
</tr>
<tr>
<td>Flat at rear of 47 Florence Street, Port Pirie</td>
<td>Allotment 541 in Filed Plan 184623, Hundred of Pirie</td>
<td>5739 554</td>
<td>25.1.96, page 828</td>
</tr>
<tr>
<td>17 Fosters Road, Greenacres</td>
<td>Allotment 29 in Filed Plan 127263, Hundred of Yatala</td>
<td>5505 198</td>
<td>24.3.94, page 799</td>
</tr>
<tr>
<td>338 Goodwood Road, Clarence Park</td>
<td>Allotment 616 in Filed Plan 14105, Hundred of Adelaide</td>
<td>5760 105</td>
<td>24.7.97, page 198</td>
</tr>
<tr>
<td>24 Kintore Avenue, Kilburn</td>
<td>Allotment 83 in Deposited Plan 1515, Hundred of Yatala</td>
<td>5719 169</td>
<td>25.9.80, page 178</td>
</tr>
<tr>
<td>30 Ninth Street, Port Pirie</td>
<td>Allotments 225 and 226 in Deposited Plan 622, Hundred of Pirie</td>
<td>5700 25</td>
<td>30.8.79, page 522</td>
</tr>
<tr>
<td>24 Park Terrace, Enfield</td>
<td>Allotment 68 in Deposited Plan 4685, Hundred of Yatala</td>
<td>5130 373</td>
<td>28.2.08, page 722</td>
</tr>
<tr>
<td>35 Richard Street, Mansfield Park</td>
<td>Allotment 21 in Deposited Plan 4560, Hundred of Yatala</td>
<td>5684 564</td>
<td>25.10.07, page 403</td>
</tr>
<tr>
<td>65 Rosewater Terrace, Ottoway</td>
<td>Allotment 97 in Filed Plan 126577, Hundred of Port Adelaide</td>
<td>5523 80</td>
<td>30.11.89, page 1635</td>
</tr>
<tr>
<td>5 Strathcona Avenue, Panorama</td>
<td>Allotment 151 in Deposited Plan 3692, Hundred of Adelaide</td>
<td>5281 161</td>
<td>25.9.08, page 4700</td>
</tr>
</tbody>
</table>

Dated at Adelaide, 19 November 2009. D. HUXLEY, Director, Corporate Services, Housing SA

### HOUSING IMPROVEMENT ACT 1940

WHEREAS by notice published in the Government Gazette on the dates mentioned in the following table the South Australian Housing Trust Board delegate did declare the houses described in the said table to be substandard for the purposes of Part 7 of the Housing Improvement Act 1940, the South Australian Housing Trust Board Delegate in the exercise of the powers conferred by the said Part, does hereby fix as the maximum rental per week which shall be payable subject to section 55 of the Residential Tenancies Act 1995, in respect of each house described in the following table the amount shown in the said table opposite the description of such house and this notice shall come into force on the date of this publication in the Gazette.

<table>
<thead>
<tr>
<th>Address of House</th>
<th>Allotment, Section, etc.</th>
<th>Certificate of Title</th>
<th>Date and page of Government Gazette in which notice declaring house to be substandard published</th>
<th>Maximum rental per week payable in respect of each house $</th>
</tr>
</thead>
<tbody>
<tr>
<td>8 First Street, Orroroo</td>
<td>Allotments 3 and 5 in Filed Plan 105506, Hundred of Walloway</td>
<td>5160 881</td>
<td>25.7.96, page 182</td>
<td>96.00</td>
</tr>
<tr>
<td>Section 777 Carawatha Drive, Mypolonga</td>
<td>Section 777, Hundred of Mobilong in the area named Mypolonga</td>
<td>5915 612</td>
<td>10.9.09, page 4392</td>
<td>120.00</td>
</tr>
<tr>
<td>82 Montacute Road, Hectorville</td>
<td>Allotments 15 and 16 in Deposited Plan 1463, Hundred of Adelaide</td>
<td>5878 457</td>
<td>24.9.09, page 4696</td>
<td>175.00</td>
</tr>
</tbody>
</table>

Dated at Adelaide, 19 November 2009. D. HUXLEY, Director, Corporate Services, Housing SA
HOUSING IMPROVEMENT ACT 1940

NOTICE is hereby given that the South Australian Housing Trust Board Delegate in the exercise of the powers conferred by the Housing Improvement Act 1940, does hereby declare the houses described in the table hereunder to be substandard for the purposes of Part 7 of the Housing Improvement Act 1940.

<table>
<thead>
<tr>
<th>No. of House and Street</th>
<th>Locality</th>
<th>Allotment, Section, etc.</th>
<th>Certificate of Title Volume</th>
<th>Folio</th>
</tr>
</thead>
<tbody>
<tr>
<td>27 Cadell Street</td>
<td>Seaview Downs</td>
<td>Allotment 406 in Deposited Plan 3065, Hundred of Noarlunga</td>
<td>5096</td>
<td>441</td>
</tr>
<tr>
<td>12 Devon Street</td>
<td>Mile End</td>
<td>Allotment 99 in Filed Plan 119818, Hundred of Adelaide</td>
<td>5666</td>
<td>541</td>
</tr>
<tr>
<td>7 Fergusson Court</td>
<td>Lyndoch</td>
<td>Allotment 16 in Deposited Plan 10930, Hundred of Barossa</td>
<td>5495</td>
<td>629</td>
</tr>
<tr>
<td>67 Le Hunte Avenue,</td>
<td>Prospect</td>
<td>Allotment 101 in Deposited Plan 1749, Hundred of Yatala</td>
<td>5570</td>
<td>423</td>
</tr>
<tr>
<td>45 Railway Terrace East</td>
<td>Snowtown</td>
<td>Allotment 153 in Town of Snowtown, Hundred of Barunga</td>
<td>5241</td>
<td>86</td>
</tr>
</tbody>
</table>

Dated at Adelaide, 19 November 2009.

D. HUXLEY, Director, Corporate Services, Housing SA

HARBORS AND NAVIGATION ACT 1993: SECTION 83

TAKE notice that pursuant to section 83 of the Harbors and Navigation Act 1993, the class of persons in Schedule 1 are exempt from the operation of the Harbors and Navigation (Control of Caulerpa Taxifolia) Regulations 2002 only insofar as they may engage in the activities set out in Schedule 2 (the ‘exempted activities’), subject to the conditions set out in Schedule 3 from 14 November 2009 until 28 November 2009 inclusive, unless varied or revoked earlier.

SCHEDULE 1
The City of Port Adelaide Enfield, Maritime Constructions and their agents.

SCHEDULE 2
Anchoring the barge ‘Mr T’ for the purposes of a fireworks display for the Twilight Christmas Parade and After Party.

SCHEDULE 3
1. While engaged in the exempted activity a copy of this notice must be kept on the vessel. Such notice must be produced to a PIRSA or Transport Safety Compliance Officer if requested.
2. The exemption holders must ensure that all anchors and associated equipment are cleaned on site. This must be followed by a thorough visual inspection, specifically checking for traces of Caulerpa taxifolia.
3. The exemption holders must immediately notify the Director of Fisheries of any suspected translocation of Caulerpa taxifolia.
4. The exemption holders must follow any directions of a PIRSA or Transport Safety Compliance Officer in the conduct or in connection with any exempted activity for the purpose of reducing the risk of spread of Caulerpa taxifolia.
5. Any aquatic plant material found on a person, vessel or associated gear whether identified as Caulerpa or not, must be sealed in a plastic bag and put into a bin.

Dated 10 November 2009.

M. SMALLRIDGE, Director of Fisheries

LAND ACQUISITION ACT 1969
(SECTION 16)

Notice of Acquisition

THE COMMISSIONER OF HIGHWAYS (the ‘Authority’), 33 Warwick Street, Walkerville, S.A. 5081, acquires the following interests in the following land:

Definition of Land Acquired
An unencumbered estate in fee simple in portion of Piece 11 (incorrectly described in the Notice of Amendment of Notice of Intention to Acquire Land dated 23 July 2009 as Piece 111) in Filed Plan 148333, Hundred of Gilbert in the area named Tarlee being portion of land comprised in certificate of title volume 5280, folio 635 and more particularly marked 103 on an unapproved plan numbered D81773, that has been lodged at the Land Titles Office.

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

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

Inquiries
Inquiries should be directed to:
Hanna Samuels,
P.O. Box 1,
Walkerville, S.A. 5081
Telephone: (08) 8402 1805
Dated 16 November 2009.

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

D. THOMAS, Manager, Property Planning and Management Services, Department for Transport, Energy and Infrastructure

DTEI 2008/10035/01

LIQUOR LICENSING ACT 1997 AND GAMING MACHINES ACT 1992

Notice of Application

NOTICE is hereby given, pursuant to section 52 of the Liquor Licensing Act 1997 and section 29 of the Gaming Machines Act 1992, that Trevor Allan Orr and Tania June Rankine have applied to the Licensing Authority for the transfer of a Hotel and Gaming Machine Licence, variation to Entertainment Consent and an Extended Trading Authorisation in respect of premises situated at Highway One, Lochiel, S.A. 5510 and known as Lochiel Hotel.

The application has been set down for hearing on 22 December 2009 at 9.30 a.m.
Liquor Licensing Act 1997
Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Peter Robert Butler and Racquel Wendy Butler have applied to the Licensing Authority for the transfer of a Gaming Machine Licence in respect of premises situated at 25 Railway Terrace, Quorn, S.A. 5433 and known as Grand Junction Hotel.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants at the applicants’ address, at least seven days before the hearing date (viz: 4 December 2009).

The applicant’s address for service is c/o Peter Butler, 11/3 Trinity Street, College Park, S.A. 5069.

Dated 13 November 2009.

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 Jaspal Singh has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 25 Railway Terrace, Quorn, S.A. 5433 and known as Grand Junction Hotel.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants at the applicants’ address, at least seven days before the hearing date (viz: 4 December 2009).

The applicant’s address for service is c/o Robert Fuss, 49 Randell Street, Mannum, S.A. 5238.

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 Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 16 November 2009.

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 Jaspal Singh has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 25 Railway Terrace, Quorn, S.A. 5433 and known as Grand Junction Hotel.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants at the applicants’ address, at least seven days before the hearing date (viz: 4 December 2009).

The applicant’s address for service is c/o Jaspal Singh, Shop 2, 542 Greenhill Road, Hazelwood Park, S.A. 5066.

Dated 11 November 2009.

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 Glenelg District Cricket Club has applied to the Licensing Authority for a variation to Extended Trading Authorisation in respect of premises situated at Glenelg Oval, Brighton Road, Glenelg, S.A. 5045 and to be known as Glenelg District Cricket Club.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants at the applicants’ address, at least seven days before the hearing date (viz: 28 December 2009).

The applicants’ address for service is c/o Peter Butler, 11/3 Trinity Street, College Park, S.A. 5069.

Dated 13 November 2009.

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 Glenelg District Cricket Club has applied to the Licensing Authority for a variation to Extended Trading Authorisation in respect of premises situated at Glenelg Oval, Brighton Road, Glenelg, S.A. 5045 and to be known as Glenelg District Cricket Club.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants at the applicants’ address, at least seven days before the hearing date (viz: 28 December 2009).

The applicants’ address for service is c/o Peter Butler, 11/3 Trinity Street, College Park, S.A. 5069.

Dated 13 November 2009.

Applicants
The application has been set down for hearing on 16 December 2009 at 9.30 a.m.

Conditions
The following licence conditions are sought:

• Variation to Extended Trading Authorisation from:
  1 October to 31 March:
    Sunday: 8 p.m. to midnight.
  To:
    All year:
    Friday to Saturday: Midnight to 1 a.m. the following day;
    Sunday: 8 p.m. midnight.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice at the applicant’s address, at least seven days before the hearing date (viz: 9 December 2009).

The applicant’s address for service is c/o Bob Snowin, Glenelg Oval, Brighton Road, Glenelg, S.A. 5045.

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 Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 12 November 2009.

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 Whalers Operations Pty Ltd as trustee for Whalers Operations Unit Trust has applied to the Licensing Authority for the transfer of a Special Circumstance Licence in respect of premises situated at 121 Franklin Parade, Victor Harbor, S.A. 5211 and known as Whalers Inn Resort.

The application has been set down for hearing on 21 December 2009 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice at the applicant’s address, at least four days before the hearing date (viz: 17 December 2009).

The applicant’s address for service is c/o Duncan Bashee Hannon Lawyers, G.P.O. Box 2, Adelaide, S.A. 5001 (Attention: Peter Pedler or David Tillett).

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 Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 16 November 2009.

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 Mount Barker District Golf Club Inc. has applied to the Licensing Authority for Entertainment Consent in respect of premises situated at corner of Bald Hills and Alexandra Roads, Mount Barker, S.A. 5251 and known as Mount Barker-Hahndorf Golf Club.

The application has been set down for hearing on 22 December 2009 at 10.30 a.m.

Conditions
The following licence conditions are sought:

• Entertainment Consent is sought for the whole of the licensed premises as per plans lodged with this office and for the following days and times:

   Monday to Saturday: 9 a.m. to 11 p.m.;
   Sunday: 11 a.m. to 8 p.m.

   Redefinition to designate the abovementioned proposed new bottle shop and drive-through as a sampling area as per plans lodged with this office.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant’s address, at least seven days before the hearing date (viz: 15 December 2009).

The applicant’s address for service is c/o Peter Butler, 11/3 Trinity Street, College Park, S.A. 5069.

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 Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 13 November 2009.

Applicant
Monday to Thursday: 11 a.m. to midnight;  
Friday: 11 a.m. to 1 a.m. the following day;  
Saturday: 10 a.m. to 1 a.m. the following day;  
Sunday: 10 a.m. to 9 p.m.;  
Mauday Thursday: 10 a.m. to midnight;  
Christmas Eve: 10 a.m. to midnight;  
Sunday, Christmas Eve: 10 a.m. to 9 p.m.;  
New Year’s Day: 10 a.m. to 2 a.m. the following day;  
Days preceding other Public Holidays: 10 a.m. to midnight;  
Sundays preceding Public Holidays: 10 a.m. to 9 p.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant’s address, at least seven days before the hearing date (viz: 15 December 2009).

The applicant’s address for service is c/o Victoria Fox, P.O. Box 234, Mount Barker, S.A. 5251.

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 Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 12 November 2009.

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 The Italian Hospitality Group Pty Ltd has applied to the Licensing Authority for a Residential Licence in respect of premises situated at 88 Frome Street, Adelaide, S.A. 5000, known as Mantra on Frome and to be known as the Italian Osteria.

The application has been set down for hearing on 22 December 2009 at 10 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant’s address, at least seven days before the hearing date (viz: 15 December 2009).

The applicant’s address for service is c/o Kristian Livolsi, 173 Hutt Street, Adelaide, S.A. 5000.

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 Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 11 November 2009.

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 D. S. and R. A. Maddern Pty Ltd has applied to the Licensing Authority for a Residential Licence in respect of premises situated at 19 De Gacher Street, Nairne, S.A. 5252 and to be known as Switch Organic Wine.

The application has been set down for hearing on 4 January 2009 at 10.30 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant’s address, at least seven days before the hearing date (viz: 28 December 2009).

The applicant’s address for service is c/o Robyn Maddern, P.O. Box 189, Robe, S.A. 5276.

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 Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 13 November 2009.

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 Vanessa Louise Sickerdick Altmann has applied to the Licensing Authority for a Producer’s Licence in respect of premises situated at 19 De Gacher Street, Nairne, S.A. 5252 and to be known as Switch Organic Wine.

The application has been set down for hearing on 4 January 2009 at 10.30 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant’s address, at least seven days before the hearing date (viz: 28 December 2009).

The applicant’s address for service is c/o Vanessa Altmann, P.O. Box 1426, Nairne, S.A. 5252.

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 Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 16 November 2009.

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 Robert Trevor Howe and Rosalyn Lecanne Howe have applied to the Licensing Authority for a Restaurant Licence with Section 34 (1) (c) in respect of premises situated at Lot 340, Riverview Drive, Berri, S.A. 5343 and to be known as Cragg’s Creek Cafe.

The application has been set down for hearing on 4 January 2010 at 10.30 a.m.

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 Jarrad Trevor White, 3/4 Hollard Street, Frewville, S.A. 5063, has applied to the Licensing Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

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 Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

The applicants’ address for service is c/o Rosalyn Howe, P.O. Box 637, Barmera, S.A. 5343.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicants’ address, at least seven days before the hearing date (viz: 28 December 2009).

The applicants’ address for service is c/o Jarrad White, P.O. Box 637, Barmera, S.A. 5343.

The application has been set down for hearing on 4 January 2010 at 10.30 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant’s address, at least seven days before the hearing date (viz: 28 December 2009).

The applicant’s address for service is c/o Jarrad White, P.O. Box 656, Kent Town, S.A. 5071.

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 Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 13 November 2009.

Applicants

Mineral Tenements

Notice of Application

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

Applicant: Marmota Energy Limited
Location: Kulliparu area—Approximately 65 km east-south-east of Streaky Bay.
Term: 1 year
Area in km²: 167
Ref.: 2009/00154


J. MARTIN, Acting Mining Registrar

Mineral Tenements

Notice of Application

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

Applicant: Marmota Energy Limited
Location: Lake Frome-Moolawatana area—Approximately 180 km north-east of Leigh Creek.
Pastoral Leases: Woolatchi, Moolawatana, Lakeside
Term: 1 year
Area in km²: 745
Ref.: 2009/00171


J. MARTIN, Acting Mining Registrar

Mineral Tenements

Notice of Application

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

Applicant: Manhattan Corporation Limited (90%), Signature Resources Pty Ltd (10%)
Location: Wyambana area—Approximately 120 km south-east of Marla.
Pastoral Leases: Lambina, Welbourne Hill
Term: 1 year
Area in km²: 180
Ref.: 2009/00211


J. MARTIN, Acting Mining Registrar

Mineral Tenements

Notice of Application

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

Applicant: Paradigm Geoscience (North America) Pty Ltd
Location: Mount Weir area—Approximately 70 km north-east of Galga Well.
Pastoral Leases: Lambina, Welbourne Hill
Term: 1 year
Area in km²: 241
Ref.: 2009/000117


J. MARTIN, Acting Mining Registrar

Mineral Tenements

Notice of Application

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

Applicant: Marmota Energy Limited
Location: Lake Frome-Moolawatana area—Approximately 180 km north-east of Leigh Creek.
Pastoral Leases: Woolatchi, Moolawatana, Lakeside
Term: 1 year
Area in km²: 745
Ref.: 2009/00171


J. MARTIN, Acting Mining Registrar

Mineral Tenements

Notice of Application

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

Applicant: Manhattan Corporation Limited (90%), Signature Resources Pty Ltd (10%)
Location: Wyambana area—Approximately 120 km south-east of Marla.
Pastoral Leases: Lambina, Welbourne Hill
Term: 1 year
Area in km²: 180
Ref.: 2009/00211


J. MARTIN, Acting Mining Registrar

Mineral Tenements

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

Applicant: Paradigm Geoscience (North America) Pty Ltd
Location: Mount Weir area—Approximately 70 km north-east of Galga Well.
Pastoral Leases: Lambina, Welbourne Hill
Term: 1 year
Area in km²: 241
Ref.: 2009/000117


J. MARTIN, Acting 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 aforementioned area:

Applicant: FMG Resources Pty Ltd
Location: Mount Mystery area—Approximately 30 km north-east of Marla.
Pastoral Leases: Lambina
Term: 1 year
Area in km²: 916
Ref.: 2009/00238


J. MARTIN, Acting Mining Registrar

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Suspension of Condition

Petroleum Exploration Licence—PEL 255

PURSUANT to section 76A of the Petroleum and Geothermal Energy Act 2000, notice is hereby given that a condition of the abovementioned Petroleum Exploration Licence has been suspended under the provisions of the Petroleum and Geothermal Energy Act 2000, for the period from 9 October 2010 until 8 January 2011 inclusive, with the corresponding extension of licence term, pursuant to delegated powers dated 1 October 2009.

The expiry date of PEL 105 has been extended to 8 January 2011.

Dated 11 November 2009.

C. D. COCKSHELL,
Acting Director Petroleum and Geothermal Minerals and Energy Resources
Primary Industries and Resources SA
Delegate of the Minister for Mineral Resources Development

ROADS (OPENING AND CLOSING) ACT 1991: SECTION 24

NOTICE OF CONFIRMATION OF ROAD PROCESS ORDER

Road Closure, Port Augusta

BY Road Process Order made on 12 October 2009, The Corporation of the City of Port Augusta ordered that:

1. Portion of Footner Road and adjoining the north-east boundary of allotment 1000 of Port Augusta for the whole of the land subject to closure which land is being retained by the Council for merging with the adjoining Council land.

2. Issue a Certificate of Title to The Corporation of the City of Port Augusta for the whole of the land subject to closure which land is being retained by the Council for merging with the adjoining Council land.

On 28 October 2009 that order was confirmed by the Minister for Infrastructure conditionally upon the deposit by the Registrar-General of Deposited Plan 82513 being the authority for the new boundaries.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991: SECTION 24

NOTICE OF CONFIRMATION OF ROAD PROCESS ORDER

Road Closure, Port Augusta

BY Road Process Order made on 12 October 2009, The Corporation of the City of Port Augusta ordered that:

1. Portion of the unnamed public road situate west of Footner Road and adjoining the north-east boundary of allotment 1000 in Deposited Plan 72887, more particularly delineated and lettered ‘A’ in Preliminary Plan No. 08/0022 be closed.

2. The whole of the land subject to closure be transferred to Craig Robert Fuller in accordance with agreement for transfer dated 24 August 2009 entered into between the Port Pirie Regional Council and C. R. Fuller.

On 23 September 2009 that order was confirmed by the Minister for Infrastructure conditionally upon the deposit by the Registrar-General of Deposited Plan 82144 being the authority for the new boundaries.

P. M. KENTISH, Surveyor-General

NOTICE OF CONFIRMATION OF ROAD PROCESS ORDER

Road Closure, Port Augusta

BY Road Process Order made on 12 October 2009, The Corporation of the City of Port Augusta ordered that:

1. Portion of the unnamed public road situate west of Footner Road and adjoining the north-east boundary of allotment 1000 in Deposited Plan 72887, more particularly delineated and lettered ‘A’ in Preliminary Plan No. 08/0022 be closed.

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On 23 September 2009 that order was confirmed by the Minister for Infrastructure conditionally upon the deposit by the Registrar-General of Deposited Plan 82144 being the authority for the new boundaries.

P. M. KENTISH, Surveyor-General
Christmas/New Year Holiday Publishing Information

Last Gazette for 2009 will be Wednesday, 23 December 2009.

Closing date for notices for publication will be 4 p.m. Monday, 21 December 2009.

First Gazette for 2010 will be Thursday, 7 January 2010.
Closing date for notices for publication will be 4 p.m. Tuesday, 5 January 2010.

(There will NOT be a Gazette in the period between these two dates.)

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**GOVERNMENT GAZETTE ADVERTISEMENT RATES**

To apply from 1 July 2009

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PURSUANT to section 33A of the Waterworks Act 1932, the South Australian Water Corporation (SA Water) with the approval of the Minister for Water Security with effect from midnight on 16 November 2009, revokes the notice of Level 3 Enhanced Eyre Peninsula water restrictions imposed by notice dated 29 September 2009 (published in the Government Gazette on 1 October 2009) and, further pursuant to section 33A of the Waterworks Act 1932, SA Water with the approval of the Minister for Water Security with effect from 17 November 2009, until further notice hereby prohibits, restricts and regulates the purposes for which water supplied to properties by SA Water may be used, the manner in which water may be used, and the means by which water may be used, and the times at which water may be used as set out in the Schedule within the following Water Districts (‘WD’) and Country Lands Water Districts (‘CLWD’) on the Eyre Peninsula: Arno Bay WD, Ceduna WD, Cleve WD, Coffin Bay WD, Cowell WD, Cummins WD, Haslam WD, Kimba WD, Lipson WD, Lock WD, South Bay WD, Minnipa WD, Poochera WD, Port Lincoln WD, Port Neill WD, Rudall WD, Smoky Bay WD, Streaky Bay CLWD, Streaky Bay Township WD, Tod River CLWD, Tumby Bay WD, Ungarra WD, Warramboo WD, Wirrulla WD, Wudinna WD, Yalanga WD or from a pipeline situated within any of the above Water Districts or Country Lands Water Districts (either directly or indirectly).

SCHEDULE

<table>
<thead>
<tr>
<th>PURPOSE</th>
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</tr>
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<td></td>
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<td></td>
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</tr>
<tr>
<td></td>
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</tr>
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<td></td>
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</tr>
</tbody>
</table>

Using water in a manner other than in accordance with the specified restricted use of water above is prohibited except under authority of a permit issued by SA Water pursuant to the Waterworks Regulations 1996.

Dated 16 November 2009.

SIGNED for and on behalf of the SOUTH AUSTRALIAN WATER CORPORATION, by a person duly authorised so to do in the presence of:

ANNE HOWE, Chief Executive

GEOFF HENSTOCK, Corporation Secretary
PURSUANT to section 33A of the Waterworks Act 1932, the South Australian Water Corporation (SA Water) with the approval of the Minister for Water Security with effect from midnight on 16 November 2009, revokes the notice of Level 3 Enhanced water restrictions imposed by notice dated 29 September 2009 (published in the Government Gazette on 1 October 2009) and, further pursuant to section 33A of the Waterworks Act 1932, SA Water with the approval of the Minister for Water Security with effect from 17 November 2009, until further notice hereby prohibits, restricts and regulates the purposes for which water supplied to properties by SA Water may be used, the manner in which water may be used, and the times at which water may be used as set out in Schedule 1 within the following Water Districts ('WD') and Country Lands Water Districts ('CLWD'):

- Adelaide WD
- Alford WD
- Angaston WD
- Appila WD
- Ardrossan WD
- Arthurton WD
- Balaklava WD
- Barmera CLWD
- Barossa CLWD
- Beastloo CLWD
- Berri WD
- Birdwood WD
- Blanchetown WD
- Blyth WD
- Booborowie WD
- Booleroo Centre WD
- Bowmans WD
- Brinkley CLWD
- Brinkworth WD
- Bundaleer CLWD
- Burdett CLWD
- Burra WD
- Bute WD
- Cadell WD
- Callington WD
- Caltowie WD
- Cambrai WD
- Clayton WD
- Clinton WD
- Cobdogla WD
- Coobowie WD
- Cooltong WD
- Coonalpyn Downs CLWD
- Coonalpyn WD
- Crystal Brook WD
- Cadlee Creek WD
- Curramulka WD
- Dublin WD
- Eden Valley WD
- Edithburgh WD
- Encounter Bay CLWD
- Eudunda WD
- Farrell Flat WD
- Georgetown WD
- Gladstone WD
- Glossop WD
- Goolwa WD
- Greenock WD
- Gulnare WD
- Gumeracha WD
- Halbury WD
- Hamley Bridge WD
- Hampden WD
- Hoyleton WD
- Iron Knob CLWD
- Jamestown CLWD
- Jervois WD
- Jutland WD
- Kanmantoo CLWD
- Kanmantoo WD
- Kapunda WD
- Karoonda WD
- Keith WD
- Kersbrook WD
- Kingston-on-Murray WD
- Koolunga WD
- Laura WD
- Loxton CLWD
- Lyndoch WD
- Matfield WD
- Mallala WD
- Mannum WD
- Mannum-Adelaide CLWD
- Marrabel WD
- Meningie WD
- Middleton WD
- Milang WD
- Minlaton WD
- Moculta WD
- Monteith WD
- Moonta Mines WD
- Moonta WD
- Moorook CLWD
- Moorook WD
- Morgan WD
- Morgan-Whyalla CLWD
- Mount Compass WD
- Mount Pleasant WD
- Mundaliso CLWD
- Mundoo WD
- Murray Bridge WD
- Myponga WD
- Napperby WD
- Narrung WD
- Nectar Brook CLWD
- Neeta-Cowirra WD
- Nuroopta WD
- Owen WD
- Palmer WD
- Paringa Township WD
- Paskeville WD
- Peterborough WD
- Pine Point WD
- Point Pass WD
- Pompeoota WD
- Port Augusta WD
- Port Broughton WD
- Port Elliot WD
- Port Germein WD
- Port Hughes WD
- Port Parham-Webb Beach WD
- Port Pirie WD
- (subject to SCHEDULE 2 conditions)
- Port Victor WD
- Port Victoria WD
- Port Vincent WD
- Price WD
- Redbanks WD
- Redhill WD
- Renmark WD
- Rhynie WD
- Riverton WD
- Robertstown WD
- Roseworthy WD
- Rowland Flat WD
- Saddleworth WD
- Sedan WD
- Seppeltsfield WD
- Snowtown WD
- South Kilkeran WD
- Spalding WD
- Springton WD
- St Kilda WD
- Sunbury WD
- Stockwell WD
- Strathalbyn CLWD
- Strathalbyn WD
- Sutherlands WD
- Swan Reach WD
- Tailen Bend WD
- Tanunda WD
- Tarlee WD
- The Township of Freling W
- Tintinara WD
- Township of Auburn WD
- Township of Clare WD
- Township of Jamestown WD
- Township of Loxton WD
- Truro WD
- Tungkillo WD
- Two Wells WD
- Virginia WD
- Waikerie WD
- Wakefield WD
- Wall WD
- Wallaroo Mines WD
- Wallaroo WD
- Warnertown WD
- Warren CLWD
- Wastley WD
- Whyalla WD
- (subject to SCHEDULE 2 conditions)
- Williamstown WD
- Windsor WD
- Wirrabara WD
- Wool Bay WD
- Yacka WD
- Yongala WD
- Yorke Peninsula CLWD
- Yorketown WD
- Township of Leasingham WD
- Township of Mintaro WD
- Township of Penworthom WD
- Township of Severn Hill WD
- Township of Watervale WD
- together with all properties under a Supply by Measure Agreement connected directly or indirectly to any of the following trunk mains: Morgan-Whyalla No. 1, Morgan-Whyalla No. 2, Swan Reach-Stockwell, Mannum-Adelaide, Murray Bridge-Onkaparinga, Talem Bend-Keith, or from a pipeline situated within any of the above Water Districts or Country Lands Water Districts (either directly or indirectly).

**SCHEDULE 1**

**WATER RESTRICTIONS—LEVEL 3—ENHANCED (Warm weather hours)**

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**SCHEDULE 2**

**WATER RESTRICTIONS**

**Designated Zone in Whyalla and all of Port Pirie**

Residents living in the designated zone in Whyalla (being in the area bounded by Playford Avenue, McBryde Terrace, Broadbent/Newton Street and the foreshore) and all residents living in Port Pirie are permitted to water gardens and lawns and paths and roofs as follows:

- Hand held hoses fitted with a trigger nozzle may be used at any time to hose off dust from paths and roofs.
- Hand held hoses fitted with a trigger nozzle may be used between 8 p.m. and 8 a.m. to water outdoor trees, shrubs, plants and lawns.
- Sprinklers may be used to water outdoor trees, shrubs, plants and lawns in accordance with the following:
  - Even numbered properties on Tuesday and Saturday between 6-9 a.m. and/or 6-9 p.m.
  - Odd numbered properties on Wednesday and Sunday between 6-9 a.m. and/or 6-9 p.m.
- Except as set out above all water restrictions set out in Schedule 1 apply to Whyalla and Port Pirie.

Using water in a manner other than in accordance with the specified restricted use of water above is prohibited except under authority of a permit issued by SA Water pursuant to the Waterworks Regulations 1996.

Dated 16 November 2009.

**SIGNED for and on behalf of the SOUTH AUSTRALIAN WATER CORPORATION, by a person duly authorised so to do in the presence of:**

**ANNE HOWE, Chief Executive**  
**GEOFF HENSTOCK, Corporation Secretary**
BACKGROUND

Pursuant to a delegation by the former Minister for Infrastructure (now the Minister for Water Security) dated 4 May 1997, the South Australian Water Corporation authorises the persons named in the Schedule to give expiation notices under the Waterworks Act 1932.

Pursuant to Regulation 46 of the Waterworks Regulations 1996, the South Australian Water Corporation also authorises the persons named in the Schedule to undertake the duties covered by Regulation 46.

This instrument revokes all previous authorities in regard to the giving of expiation notices and undertaking the duties covered by Regulation 46 under the Waterworks Act 1932.

SCHEDULE

<table>
<thead>
<tr>
<th>Adderton, Shane Mark</th>
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<td>Panagiotopoulos, Basilios</td>
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<td>Neumeister, Herbert Franz Georg</td>
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<td>Ellis, Neil Jeffery</td>
<td>Nikolajevic, Jovan</td>
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Dated 12 November 2009.

Signed for and on behalf of the SOUTH AUSTRALIAN WATER CORPORATION by a person duly authorised so to do:

A. D. HOWE, Chief Executive

In the presence of

G. HENSTOCK, Head of Regulation and Governance

TRADE STANDARDS ACT 1979

Discretionary Exemption

TAKE notice that I, Gail Gago, Minister for Consumer Affairs in the State of South Australia, do hereby exempt the goods named in Schedule 1 below from the Declaration of Dangerous Goods previously made and described in Schedule 2 below, pursuant to Part 7, section 36 (1) (b) and (c) of the Trade Standards Act 1979.

SCHEDULE 1

Expanding novelty toy known as ‘Growing Hatch Dinosaur Egg’, Item No. 631. The ‘Growing Hatch Dinosaur Egg’ toys are characterised by clear packaging containing the toy inside a dissolvable egg.

SCHEDULE 2

The goods described in Schedule 1 above are exempt from the requirements of the Declaration of Dangerous Goods signed by the Minister for Consumer Affairs on 9 August 1990 and published in the Government Gazette of 30 August 1990.

Dated 13 November 2009.

GAIL GAGO, Minister for Consumer Affairs
South Australia

Forestry (Forest Reserve) Variation Proclamation 2009

under section 3(3) of the Forestry Act 1950

Preamble

1 The following land is forest reserve under the Forestry Act 1950 (see proclamation, Gazette 19.3.1992 p877, as varied) and forms part of the Mount Gambier Forest District. Section 836, Hundred of Caroline.

2 It is intended, for administrative convenience, that the land cease to be forest reserve in order for it to be able to be redeclared as forest reserve in combination with other land.

3 It is intended that the following land (comprising the land referred to in clause 1 and portion of Allotment 4 of DP 60272) be declared to be forest reserve as part of the Mount Gambier Forest District:

   Allotment 6 of approved plan No. DP 76679, Hundred of Caroline, lodged in the Lands Titles Registration Office at Adelaide.

Part 1—Preliminary

1—Short title

This proclamation may be cited as the Forestry (Forest Reserve) Variation Proclamation 2009.

2—Commencement

(1) Subject to this clause, this proclamation comes into operation on the day on which it is made.

(2) Clause 4(1) of this proclamation will come into operation on the day following the day on which the certificate of title for Allotment 4 of DP 60272 (referred to in the Preamble) is cancelled.

(3) Clause 4(2) of this proclamation will come into operation immediately after the commencement of clause 4(1).

3—Variation provisions

In this proclamation, a provision under a heading referring to the variation of a specified proclamation varies the proclamation so specified.
Part 2—Variation of proclamation under *Forestry Act 1950* declaring forest reserve (*Gazette 19.3.1992 p877*) as varied

4—Variation of Schedule

(1) Schedule, clause 5(c)—delete "833—836" and substitute:

833—835

(2) Schedule, clause 5(c)—after "Lot 1 Filed Plan 35834" insert:

Lot 6 of approved plan No. DP 76679, lodged in the Lands Titles Registration Office at Adelaide

Made by the Governor

with the advice and consent of the Executive Council

on 19 November 2009

MFOR09/002CS
Highways (Road Closure—Public Road abutting West Terrace and West Terrace, Copley) Proclamation 2009

under section 27AA of the Highways Act 1926

1—Short title

This proclamation may be cited as the Highways (Road Closure—Public Road abutting West Terrace and West Terrace, Copley) Proclamation 2009.

2—Commencement

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

3—Road closure

The portion of public road delineated as allotment 151 in approved Plan No FP 51949 lodged in the Lands Titles Registration Office is closed.

Made by the Governor

on the recommendation of the Commissioner of Highways and with the advice and consent of the Executive Council

on 19 November 2009

MTR09/095
South Australia

Liquor Licensing (Dry Areas—Short Term) Variation Regulations 2009

under the Liquor Licensing Act 1997

Contents

Part 1—Preliminary

1 Short title
2 Commencement
3 Variation provisions

Part 2—Variation of Liquor Licensing (Dry Areas—Short Term) Regulations 1997

4 Variation of Schedule 1—Short term dry areas

Part 1—Preliminary

1—Short title
These regulations may be cited as the Liquor Licensing (Dry Areas—Short Term) Variation Regulations 2009.

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

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

Part 2—Variation of Liquor Licensing (Dry Areas—Short Term) Regulations 1997

4—Variation of Schedule 1—Short term dry areas

(1) Schedule 1, item headed "Alexandrina Council—Area 1 (Chiton Rocks)"; column headed "Period"—delete "6 p.m. on 31 December 2008 to 6 a.m. on 1 January 2009." and substitute: 6 pm on 31 December 2009 to 6 am on 1 January 2010.

(2) Schedule 1, item headed "Alexandrina Council—Area 2 (Port Elliot)"; column headed "Period"—delete "6 p.m. on 31 December 2008 to 6 a.m. on 1 January 2009." and substitute: 6 pm on 31 December 2009 to 6 am on 1 January 2010.

(3) Schedule 1, item headed "Alexandrina Council—Area 3 (Middleton)"; column headed "Period"—delete "6 p.m. on 31 December 2008 to 6 a.m. on 1 January 2009." and substitute: 6 pm on 31 December 2009 to 6 am on 1 January 2010.
(4) Schedule 1, item headed "Alexandrina Council—Area 4 (Goolwa Beach Carpark)", column headed "Period"—delete "6 p.m. on 31 December 2008 to 6 a.m. on 1 January 2009." and substitute:

6 pm on 31 December 2009 to 6 am on 1 January 2010.

(5) Schedule 1, item headed "Alexandrina Council—Area 5 (Rotunda Reserve Area)", column headed "Period"—delete "6 p.m. on 31 December 2008 to 6 a.m. on 1 January 2009." and substitute:

6 pm on 31 December 2009 to 6 am on 1 January 2010.

(6) Schedule 1, item headed "Alexandrina Council—Area 6 (Basham Beach Area)", column headed "Period"—delete "6 p.m. on 31 December 2008 to 6 a.m. on 1 January 2009." and substitute:

6 pm on 31 December 2009 to 6 am on 1 January 2010.

Note—

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

Made by the Governor

with the advice and consent of the Executive Council

on 19 November 2009

No 267 of 2009

09MCA0041CS
South Australia

Liquor Licensing (Dry Areas—Short Term) Variation Regulations 2009

under the Liquor Licensing Act 1997

Contents

Part 1—Preliminary

1 Short title
2 Commencement
3 Variation provisions

Part 2—Variation of Liquor Licensing (Dry Areas—Short Term) Regulations 1997

4 Variation of Schedule 1—Short term dry areas

Part 1—Preliminary

1—Short title

These regulations may be cited as the Liquor Licensing (Dry Areas—Short Term) Variation Regulations 2009.

2—Commencement

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

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.
Part 2—Variation of Liquor Licensing (Dry Areas—Short Term) Regulations 1997

4—Variation of Schedule 1—Short term dry areas

Schedule 1—after the item headed "Spalding—Area 1" insert:

Stirling—Area 1

(there is no plan for this area)

The area in Stirling as follows:

(a) Mt Barker Road between Pomona Road and Pritchard Drive;

(b) Druid Avenue between Mt Barker Road and Milan Terrace;

(c) the Council Library and lawn area, comprising Lot 79 FP 158325;

(d) Stirling Oval, comprising Lot 22 FP 158268.

12 noon on 27 November 2009 to 12 noon on 28 November 2009. The consumption of liquor is prohibited and the possession of liquor is prohibited.

Note—

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

Made by the Governor

with the advice and consent of the Executive Council on 19 November 2009

No 268 of 2009

09MCA0042CS
South Australia

Liquor Licensing (Dry Areas—Long Term) Variation Regulations 2009

under the Liquor Licensing Act 1997

Contents

Part 1—Preliminary

1 Short title
2 Commencement
3 Variation provisions

Part 2—Variation of Liquor Licensing (Dry Areas—Long Term) Regulations 1997

4 Variation of Schedule 1—Long term dry areas

Part 1—Preliminary

1—Short title

These regulations may be cited as the Liquor Licensing (Dry Areas—Long Term) Variation Regulations 2009.

2—Commencement

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

3—Variation provisions

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

Part 2—Variation of Liquor Licensing (Dry Areas—Long Term) Regulations 1997

4—Variation of Schedule 1—Long term dry areas

(1) Schedule 1, item headed "Paringa—Area 1", column headed "Period"—delete "2009" and substitute:

2011

(2) Schedule 1, item headed "Renmark—Area 1", column headed "Period"—delete "2009" and substitute:

2011

(3) Schedule 1, item headed "Renmark—Area 2", column headed "Period"—delete "2009" and substitute:

2011
Note—

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

**Made by the Governor**

with the advice and consent of the Executive Council
on 19 November 2009

No 269 of 2009

09MCA0044CS
South Australia

Liquor Licensing (Dry Areas—Short Term) Variation Regulations 2009

under the Liquor Licensing Act 1997

Contents

Part 1—Preliminary

1 Short title
2 Commencement
3 Variation provisions

Part 2—Variation of Liquor Licensing (Dry Areas—Short Term) Regulations 1997

4 Variation of Schedule 1—Short term dry areas

Part 1—Preliminary

1—Short title

These regulations may be cited as the Liquor Licensing (Dry Areas—Short Term) Variation Regulations 2009.

2—Commencement

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

3—Variation provisions

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

Part 2—Variation of Liquor Licensing (Dry Areas—Short Term) Regulations 1997

4 Variation of Schedule 1—Short term dry areas

Schedule 1, item headed "Spalding—Area 1", column headed "Period"—delete "12 noon on 8 November 2008 to 12 noon on 9 November 2008." and substitute:

12 noon on 28 November 2009 to 12 noon on 29 November 2009.

Note—

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

with the advice and consent of the Executive Council
on 19 November 2009

No 270 of 2009

09MCA0043CS
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ADELAIDE CITY COUNCIL

Declaration as Public Road

NOTICE is hereby given, that at its meeting held on 26 October 2009, Council declared the following:

In exercise of its powers in section 210 of the Local Government Act 1999, the Council of the Corporation of the City of Adelaide declares the following road to be Public Road:

The private road off Hocking Court contained in certificate of title volume 5975, folio 521.

Naming of Road

Notice is hereby given, that at its meeting held on 14 September 2009, Council declared the following:

In exercise of its powers in section 219 of the Local Government Act 1999, the Council of the Corporation of the City of Adelaide declares the name ‘Adelaide Rifles Pathway’ be assigned to the pathway in Karrawirra (Park 12) as shown in the following plan:

P. SMITH, Chief Executive Officer

CITY OF MARION

ROADS (OPENING AND CLOSING) ACT 1991

Morphett Road, Seacombe Heights

NOTICE is hereby given, pursuant to section 10 of the Roads (Opening and Closing) Act 1991, that The Corporation of The City of Marion proposes to make a Road Process Order to close portion of the Public Road (Morphett Road) adjoining the southern boundary of Allotment 219 in Deposited Plan 4762, more particularly delineated and lettered ‘A’ in the Preliminary Plan No. 09/0079.

Closed road ‘A’ is to be transferred to Agostino and Tiresa Tonietta Caruso.

A copy of the plan and a statement of persons affected are available for public inspection at the offices of the Council, 245 Sturt Road, Sturt and the Adelaide office of the Surveyor-General during normal office 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 21, Oaklands Park, S.A. 5046 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 13 November 2009.

M. SEARLE, Chief Executive Officer

RURAL CITY OF MURRAY BRIDGE

Change of Road Name

NOTICE is hereby given that the Council of the Rural City of Murray Bridge, at its meeting held on 9 November 2009, resolved pursuant to section 219 (1) of the Local Government Act 1999, that the name of a certain road be changed as follows:

Murray Street, between Cooke Street and Monash Terrace, be changed to Oxford Street.

A plan delineating the road subject to change of street name, together with a copy of Council’s resolutions is available for inspection at the Local Government Centre, 2 Seventh Street, Murray Bridge, during normal business hours.

D. MOLONEY, Chief Executive Officer
NOTICE is hereby given that the City of Port Adelaide Enfield has reviewed its composition and elector representation arrangements, in accordance with the requirements of section 12 of the Local Government Act 1999.

Pursuant to the provisions of section 12 (13) (a) of the Local Government Act 1999, the Electoral Commissioner has certified that the Periodical Review has complied with the requirements of section 12 of the said Act. The revised representation arrangements take effect as from the day of the first general election held after the expiration of five months from the publication of this notice.

The findings of the review are as follows:

1. The elected composition will remain a total of 18 elected members comprised of:
   - The position of Mayor as principal member of the Council elected at large.
   - 17 Ward Councillors elected from seven wards.

2. The existing ward structure, which divides the Council area into seven wards, is to be retained with only minor boundary adjustments. The wards will continue to be entitled as follows and the ward elected composition will be:

   Councillors
   - Outer Harbor Ward................................. 2
   - Semaphore Ward......................................... 2
   - Port Adelaide Ward.................................... 2
   - Parks Ward............................................. 3
   - Enfield Ward.......................................... 3
   - Northfield Ward...................................... 3
   - Klemzig Ward......................................... 2


THE FIRST SCHEDULE

Outer Harbor Ward: Comprising that portion of the Hundred of Port Adelaide, County of Adelaide, more particularly delineated on the plan published herewith.

THE SECOND SCHEDULE

Semaphore Ward: Comprising that portion of the Hundred of Port Adelaide, County of Adelaide, more particularly delineated on the plan published herewith.

THE THIRD SCHEDULE

Port Adelaide Ward: Comprising portions of the Hundreds of Port Adelaide and Yatala, County of Adelaide, more particularly delineated on the plan published herewith.
THE FOURTH SCHEDULE
Parks Ward: Comprising portions of the Hundreds of Port Adelaide and Yatala, County of Adelaide, more particularly delineated on the plan published herewith.

THE FIFTH SCHEDULE
Enfield Ward: Comprising portion of the Hundred of Yatala, County of Adelaide, more particularly delineated on the plan published herewith.

THE SIXTH SCHEDULE
Northfield Ward: Comprising portion of the Hundred of Yatala, County of Adelaide, more particularly delineated on the plan published herewith.

THE SEVENTH SCHEDULE
Klemzig Ward: Comprising portion of the Hundred of Yatala, County of Adelaide, more particularly delineated on the plan published herewith.

M. Jonas, Acting City Manager
NOTICE is hereby given that the City of Port Lincoln, pursuant to sections 24 and 25 of the Development Act 1993, has prepared a Development Plan Amendment Report (DPA) to amend its Development Plan.

The DPA proposes to amend the Port Lincoln (City) Development Plan by replacing the current Development Plan with a new Development Plan that has had its content sourced from Planning SA’s standard set of Better Development Plan (BDP) policy modules (for both the General and Zone sections).

The DPA report will be on public consultation from Thursday, 19 November 2009 until Thursday, 28 January 2010.

Copies of the DPA report are available during normal office hours at the City of Port Lincoln at Level One, Civic Centre, 60 Tasman Terrace, Port Lincoln. Alternatively the DPA report can be viewed on the Internet at www.portlincoln.sa.gov.au.

Written submissions regarding the DPA should be submitted no later than 5 p.m. on Thursday, 28 January 2010. All submissions should be addressed to the Chief Executive Officer, City of Port Lincoln, P.O. Box 1787, Port Lincoln, S.A. 5607 and should clearly indicate whether you wish to be heard in support of your submission at the public hearing. If you wish to lodge your submission electronically, please email it to plcc@plcc.sa.gov.au.

Copies of all submissions will be available for inspection at the City of Port Lincoln, Level One, Civic Centre, 60 Tasman Terrace, Port Lincoln from Monday, 1 February 2010, until the conclusion of the public meeting.

A public meeting will be held on Wednesday, 10 February 2010 at 7.30 p.m. in the Council Chambers, Level One, Civic Centre, 60 Tasman Terrace, Port Lincoln at which time interested persons may be heard in relation to the DPA and the submissions. The public meeting will not be held if no submissions are received or if no submission requests a request to be heard.

If you would like further information about the DPA, contact Bob Milic on 8621 2318 or bob.milic@plcc.sa.gov.au. Dated 19 November 2009.

G. DODD, Chief Executive Officer

NOTICE is hereby given that the City of Victor Harbor has completed a review of its elector representation arrangements, including its composition and ward structure, in accordance with the requirements of section 12 (4) of the Local Government Act 1999 (the Act).

Pursuant to section 12 (13) (a) of the Act, the Electoral Commissioner has certified that the review undertaken by Council satisfies the requirements of section 12 of the Act. As such, the following structure will be put into effect as from the day of the first general election held after the expiration of five months from the publication of this notice:

- The council area will not be divided into wards.
- The elected Council will comprise the Mayor and nine area councillors who represent the Council area as a whole.

P. CAMERON, City Manager

THE BAROSSA COUNCIL

Review of Elector Representation

NOTICE is hereby given that The Barossa Council has completed a review of its elector representation arrangements, including its composition and ward structure, in accordance with the requirements of section 12 (4) of the Local Government Act 1999 (the Act).

Pursuant to section 12 (13) (a) of the Act, the Electoral Commissioner has certified that the review undertaken by Council satisfies the requirements of section 12 of the Act. As such, the following structure will be put into effect as from the day of the first general election held after the expiration of five months from the publication of this notice:

- The Council area will not be divided into wards.
- The elected Council will comprise the Mayor and 11 area councillors who represent the Council area as a whole.

D. MORCOM, Chief Executive Officer

DISTRICT COUNCIL OF KIMBA

Review of Elector Representation

NOTICE is hereby given that the District Council of Kimba has completed a review of its elector representation arrangements, including its composition and ward structure, in accordance with the requirements of section 12 (4) of the Local Government Act 1999 (the Act).

Pursuant to section 12 (13) (a) of the Act, the Electoral Commissioner has certified that the review undertaken by Council satisfies the requirements of section 12 of the Act. As such, the following structure will be put into effect as from the day of the first general election held after the expiration of five months from the publication of this notice:

- The Council area will not be divided into wards;
- The elected Council will comprise the Chairperson and seven area councillors who represent the Council area as a whole.

D. A. CEARNS, Chief Executive Officer

DISTRICT COUNCIL OF KIMBA

Temporary Road Closure

NOTICE is hereby given that at a Council meeting held on 11 November 2009, Council resolved the following:

That:

1. The District Council of Kimba exercise the power subject to section 33 of the Road Traffic Act 1961 and clause F of the instrument of general approval of the Minister dated 17 June 2006 to make an order that High Street from Martin Terrace to the southern side of North Terrace be closed between 4.45 p.m. and 8 p.m. and that High Street between Cross Street and the southern side of North Terrace remain closed between 8 p.m. and 10 p.m. on Saturday, 19 December 2009 for the purpose of holding Kimba’s Christmas pageant and festivities.

2. Pursuant to section 33 (1) (b) of the Road Traffic Act 1961, make an order directing that persons taking part in the event be exempted, in relation to roads, from the duty to observe the Australian Road Rules specified and attached to the exemption:

Rule 230—Crossing a Road—General.
Rule 298—Driving with a person in a trailer provided the speed of the vehicle does not exceed 25 km/h.

D. A. CEARNS, Chief Executive Officer
5. Application
3.1 This by-law applies throughout the Council area.

6. Interpretation
In this by-law, unless the contrary intention appears:
3.1 Act means the Local Government Act 1999;
3.2 Council means District Council of Robe;
3.3 person includes a body corporate.

7. Construction of By-laws generally
7.1 Every by-law of the Council is subject to any Act of Parliament and Regulations made thereunder.
7.2 In any by-law of the Council, unless the contrary intention appears, permission means permission of the Council, granted in writing prior to the act, event or activity to which it relates.

PART 2—PERMITS AND PENALTIES

8. Permits
8.1 Where a by-law requires that permission be obtained any person seeking the grant of permission must submit a written application to the Council in the form (if any) and accompanied by the fee (if any) prescribed by the Council.
8.2 The Council may attach such conditions as it thinks fit to a grant of permission, and may vary or revoke such conditions or impose new conditions by notice in writing to the person granted permission.
8.3 A person granted permission must comply with every such condition.
8.4 The Council may suspend or revoke a grant of permission at any time by notice in writing to the person granted permission.

9. Offences and Penalties
9.1 A person who commits a breach of any by-law of the Council is guilty of an offence and is liable to a maximum penalty being the maximum penalty referred to in the Act that may be fixed by a by-law for any breach of a by-law.
9.2 A person who commits a breach of a by-law of the Council of a continuing nature is guilty of an offence and, in addition to any other penalty that may be imposed, is liable to a further penalty for every day on which the offence continues, such penalty being the maximum amount referred to in the Act that may be fixed by a by-law for a breach of a by-law of a continuing nature.

NOTE:
The maximum penalty for a breach of a by-law is currently $750, and the maximum penalty for every day in which a breach of a continuing nature continues is currently $50—see section 246 (3) (g) of the Act.

This by-law was duly made and passed at a meeting of the District Council of Robe held on 8 September 2009, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

B. HENDER, Chief Executive Officer

DISTRICT COUNCIL OF ROBE
BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999
By-law No. 2 of 2009—Local Government Land
A by-law to regulate the access to and use of Local Government Land (other than roads), and certain public places.
PART 1—PRELIMINARY

1. Title
   This by-law may be cited as the Local Government Land By-
   law 2009 and is By-law No. 2 of the District Council of Robe.

2. Authorising Law
   This by-law is made under sections 238 and 246 of the Act and
   subsections 667 (1) 4.1 and 9.xvi of the Local Government Act
   1934, as amended.

3. Purpose
   The objects of this by-law are to regulate the access to and use
   of Local Government Land (other than roads), and certain public
   places:
   1. to prevent and mitigate nuisances;
   2. to prevent damage to Local Government Land;
   3. to protect the convenience, comfort and safety of
      members of the public;
   4. to enhance the amenity of the Council area; and
   5. for the good rule and government of the area.

4. Commencement, Revocation and Expiry
   4.1 The following by-laws previously made by the Council
       are revoked from the day on which this by-law comes
       into operation:
       4.1.1 By-law No. 4—Local Government Land.
   4.2 This by-law will expire on 1 January 2017.

NOTE:
1 Generally a by-law comes into operation four months after the day on
   which it is gazetted: section 249 (5) of the Act.
2 Section 253 of the Act provides that the revocation of a by-law by
   another by-law that contains substantially the same provisions, does not
   affect certain resolutions such as those applying a by-law to a part or
   parts of the Council area.
3 Pursuant to section 251 of the Act, a by-law will expire on 1 January
   following the seventh anniversary of the gazettal of the by-law.

5. Application
   5.1 This by-law operates subject to the Council’s Permits
       and Penalties By-law 2009.
   5.2 Subject to subclauses 5.3 and 5.4, this by-law applies
       throughout the Council area.

6. Interpretation
   In this by-law, unless the contrary intention appears;
   6.1 Act means the Local Government Act 1999;
   6.2 animal or animals includes birds and insects but does not
       include a dog;
   6.3 boat includes a raft, pontoon or personal watercraft or
       other similar device;
   6.4 camp includes setting up a camp, or causing a tent,
       caravan or motor home to remain on the land for the
       purpose of staying overnight, whether or not any person
       is in attendance or sleeps on the land;
   6.5 children’s playground means an enclosed area in which
       there is equipment or other devices installed for the
       purpose of children’s play (or within 3 m of such devices
       if there is no enclosed area);
   6.6 Council means District Council of Robe;
   6.7 electoral matter has the same meaning as in the Electoral
       Act 1985, provided that such electoral matter is not
       capable of causing physical damage or injury to any
       person within its immediate vicinity;
   6.8 effective control means a person exercising effective
       control of an animal either:
       6.8.1 by means of a physical restraint; or
       6.8.2 by command, the dog being in close proximity to
       the person and the person being able to see the
       dog at all times;
   6.9 emergency worker has the same meaning as in the Road
       Traffic (Road Rules—Ancillary and Miscellaneous
       Provisions) Regulations 1999;
   6.10 emergency vehicle has the same meaning as in the
       Australian Road Rules;
   6.11 foreshore has the same meaning as ‘adjacent land’ in the
       Harbors and Navigation Act 1993;
   6.12 funeral ceremony means a ceremony only (i.e. a
       memorial service) and does not include a burial;
   6.13 liquor has the same meaning as in the Liquor Licensing
       Act 1997;
   6.14 Local Government Land means all land owned by the
       Council or under the Council’s care, control and
       management (except roads);
   6.15 low water mark means the lowest meteorological tide;
   6.16 offensive includes threatening, abusive, insulting or
       annoying behaviour and offend has a complementary
       meaning;
   6.17 open container means a container which:
       (a) after the contents of the container have been sealed
           at the time of manufacture:
           i. being a bottle, it has had its cap, cork or top
              removed (whether or not it has since been
              replaced);
           ii. being a can, it has been opened or punctured;
           iii. being a cask, it has had its tap placed in a
               position to allow it to be used;
           iv. being any other form of container, it has been
               opened, broken, punctured or manipulated in
               such a way as to allow access to its contents; or
               is a flask, glass, mug or other container able to
               contain liquid;
   6.18 tobacco product has the same meaning as in the Tobacco
       Products Regulation Act 1997;
   6.19 vehicle has the same meaning as in the Road Traffic Act
       1961;
   6.20 vessel includes a dingy, jet ski, boat, yacht, ship or other
       motorised vessel;
   6.21 waters includes a body of water, including a pond, lake,
       river, creek or wetlands under the care, control and
       management of the Council.

NOTE:
Section 14 of the Interpretation Act 1915, provides that an expression
used in a by-law has, unless the contrary intention appears, the same
meaning as in the Acts under which the by-law was made.

PART 2—ACCESS TO LOCAL GOVERNMENT LAND

7. Access
   NOTE:
   Pursuant to section 238 (7) of the Act, if a Council makes a by-law about
   access to or use of a particular piece of Local Government Land (under
   section 238), the Council must erect a sign in a prominent position on, or
   in the immediate vicinity of, the land to which the by-law applies.
   The Council may:
   7.1 close, or regulate or restrict access to, any part of Local
       Government Land to the public for specified times and
       days; and
   7.2 fix charges or fees payable for entry onto any part of
       Local Government Land.

8. Closed Lands
   A person must not without permission, enter or remain on any
   Local Government Land:
9. Activities Requiring Permission

NOTE:
Pursuant to section 238 (7) of the Act, if a Council makes a by-law about access to or use of a particular piece of Local Government Land (under section 238), the Council must erect a sign in a prominent position on, or in the immediate vicinity of, the land to which the by-law applies.

A person must not without the permission of the Council, do any of the following on Local Government Land.

9.1 Advertising
Subject to Clause 14.2, display, paint or erect any sign or hoarding for the purpose of commercial advertising or any other purpose.

9.2 Aircraft
Subject to the Civil Aviation Act 1988, land any aircraft on, or take off any aircraft from the land.

9.3 Alcohol
Consume, carry or be in possession or in charge of any liquor on Local Government Land comprising parks or reserves to which the Council has determined this paragraph applies.

9.4 Amplification
Use an amplifier or other mechanical or electrical device for the purpose of broadcasting sound, or magnifying sound, to an audience.

9.5 Animals
9.5.1 On Local Government Land other than the foreshore:
(a) cause or allow an animal to stray onto, move over, graze or be left unattended on Local Government Land;
(b) cause or allow an animal to enter, swim, bathe or remain in any waters located on Local Government Land; or
(c) lead, herd or exercise an animal, except where the Council has set aside a track or other area for use by or in connection with an animal of that kind, and provided that the animal or animals are under effective control.

9.5.2 On Local Government Land comprising the foreshore:
(a) cause or allow a sheep, cow, goat or horse to enter, swim, bathe or remain in any waters; or
(b) lead, herd or exercise a sheep, cow, goat or horse.

9.6 Annoyance
Do anything likely to offend or unreasonably interfere with any other person:
(a) using that land; or
(b) occupying nearby premises, by making a noise or creating a disturbance.

9.7 Attachments
Subject to Clause 14.2, attach anything to a tree, plant, equipment, fence, post, structure or fixture on Local Government Land.

9.8 Bees
Place a hive of bees on such land, or allow it to remain thereon.

9.9 Boats
Subject to the provisions of the Harbors and Navigation Act 1993:
9.9.1 launch or retrieve a boat to or from any waters where the Council has determined that this subclause applies;
9.9.2 launch or retrieve a boat other than from a boat ramp constructed for that purpose;
9.9.3 propel, float or otherwise use a boat on or in any waters;
9.9.4 hire out a boat or otherwise use a boat for commercial purposes; or
9.9.5 moor a boat on any waters or to a pontoon attached to Local Government Land.

9.10 Bridge Jumping
Jump or dive from a bridge on Local Government Land.

9.11 Buildings
Use a building, or structure on Local Government Land for a purpose other than its intended purpose.

9.12 Burials and Memorials
9.12.1 Bury, inter or spread the ashes of any human or animal remains.
9.12.2 Erect any memorial.

9.13 Camping and Tents
9.13.1 Erect a tent or other structure of calico, canvas, plastic or similar material as a place of habitation.
9.13.2 Camp or sleep overnight except where a person is in a caravan park on Local Government Land, the proprietor of which has given permission to operate the caravan park on that land.

9.14 Canvassing
Convey any advertising, religious or other message to any bystander, passer-by or other.

9.15 Distribution
Subject to Clause 14.2, place on a vehicle (without the consent of the owner of the vehicle), or give out or distribute any hand bill, book, notice, leaflet or other printed matter to any bystander, passer-by or other person.

9.16 Donations
Ask for or receive or indicate that he or she desires a donation of money or any other thing.

9.17 Entertainment and Busking
9.17.1 Sing, busk or play a recording or use a musical instrument for the apparent purpose of either entertaining others or receiving money.
9.17.2 Conduct or hold a concert, festival, show, public gathering, circus, meeting, performance or any other similar activity.

9.18 Equipment
Use an item of equipment, facilities or property belonging to the Council if that person is of or over the age indicated by a sign or notice as the age limit for using such equipment, facility or property.

9.19 Fires
Subject to the Fire and Emergency Services Act 2005, light a fire except:
9.19.1 in a place provided by the Council for that purpose; or
9.19.2 in a portable barbeque, as long as the barbeque is used in an area that is clear of flammable material for a distance of at least 4 m.

9.20 Fireworks
Ignite or discharge any fireworks.
9.21 Flora and Fauna  
Subject to the Native Vegetation Act 1991 and the National Parks and Wildlife Act 1972:
9.21.1 damage, pick, disturb, interfere with or remove any plant or flower thereon;
9.21.2 cause or allow an animal to stand or walk on any flower bed or garden plot;
9.21.3 deposit, dig, damage, disturb, interfere with or remove any soil, stone, wood, clay, gravel, pebbles, timber, bark or any part of the land;
9.21.4 take, interfere with, tease, harm or disturb any animal, bird or marine creature or the eggs or young of any animal, bird or marine creature;
9.21.5 pick, collect, take, interfere with or disturb any fruit, nuts, berries or native seeds;
9.21.6 disturb, interfere with or damage any burrow, nest or habitat of any animal or bird;
9.21.7 use, possess or have control of any device for the purpose of killing or capturing any animal, bird or marine creature; or
9.21.8 burn any timber or dead wood.

9.22 Foreshore  
On Local Government Land comprising the foreshore:
9.22.1 drive or propel a vehicle onto or from the foreshore other than by a ramp or thoroughfare constructed or set aside by the Council for that purpose;
9.22.2 drive or propel a vehicle on the foreshore except on an area that is constructed or set aside by the Council for that purpose;
9.22.3 launch or retrieve a boat from the foreshore without using a boat ramp or thoroughfare constructed or set aside by the Council for that purpose;
9.22.4 allow a vehicle to remain stationary on a boat ramp longer than is necessary to launch or retrieve a boat; or
9.22.5 hire out a boat on or from the foreshore.

9.23 Games  
9.23.1 Participate in, promote or organise any organised competition or sport, as distinct from organised social play.
9.23.2 Play or practise any game which involves kicking, hitting or throwing a ball or other object on Local Government Land which may cause or be likely to cause injury or discomfort to a person being on or in the vicinity of that land or detract from or be likely to detract from another person’s lawful use and enjoyment of that land.
9.23.3 Play or practise the game of golf on Local Government Land to which the Council has resolved this subclause applies.

9.24 Litter  
9.24.1 Throw, cast, place, deposit or leave any rubbish, dirt or refuse of any kind whatsoever except in a garbage container provided for that purpose.
9.24.2 Deposit any soil, clay, stone, gravel, green waste or other putrescible waste or any other matter.

9.25 Marina  
Within Lake Butler marina to which the Council has determined this Clause applies:
9.25.1 lay an anchor or moor a vessel;
9.25.2 moor or otherwise secure a vessel within a marina berth;
9.25.3 allow, cause or permit a vessel to be left unattended unless, subject to this by-law, it is securely moored within a marina berth.

9.26 Marine Life  
Introduce any marine life to any waters located on Local Government Land.

9.27 Model Aircraft, Boats and Cars  
Fly or operate a model aircraft, boat or model or remote control vehicle in a manner which may cause or be likely to cause injury or discomfort to a person being on or in the vicinity of the land or detract from or be likely to detract from another person’s lawful use of and enjoyment of the land.

9.28 Overhanging Articles or Displaying Personal Items  
Suspend or hang an article or object from a building, verandah, pergola, post or other structure on Local Government Land where it might present a nuisance or danger to a person using the land or be of an unsightly nature.

9.29 Playing Area  
Use or occupy a playing area:
9.29.1 in such a manner as to damage or be likely to damage the surface of the playing area or infrastructure (above and under ground level);
9.29.2 in a manner contrary to the purpose for which the playing area was intended to be used or occupied; or
9.29.3 contrary to directions of the Council made by resolution and indicated on a sign displayed adjacent to the playing area.

9.30 Pontoons  
Install or maintain a pontoon or jetty in any waters.

9.31 Posting of Bills  
Subject to Clause 14.2, post or allow or cause to be posted any bills, advertisements or other papers or items on a building or structure on Local Government Land or in a public place.

9.32 Preaching  
Preach, harangue or solicit for religious purposes.

9.33 Ropes  
Place a buoy, cable, chain, harwser, rope or net in or across any waters.

9.34 Swimming  
Subject to the provisions of the Harbors and Navigation Act 1993, swim in, bathe or enter any waters except:
9.34.1 in an area which the Council has determined may be used for such purposes; and
9.34.2 in accordance with any conditions that the Council may have determined by resolution apply to such use.

9.35 Toilets  
In any public convenience on Local Government Land:
9.35.1 urinate other than in a urinal or pan or defecate other than in a pan set apart for that purpose;
9.35.2 deposit anything in a pan, urinal or drain which is likely to cause a blockage;
9.35.3 use it for a purpose for which it was not designed or constructed;
9.35.4 enter a toilet that is set aside for use of the opposite sex except:
(a) where a child under the age of eight years is accompanied by an adult parent or guardian of that sex;
(b) to provide assistance to a disabled person; or
(c) in the case of a genuine emergency.
10.5.1 Fish in any waters to which the Council has determined this subclause applies.

10.6 Foreshore

Drive a vehicle on any foreshore area to which the Council has determined this Clause applies.

10.7 Glass

Willfully break any glass, china or other brittle material.

10.8 Interference with Land

Interfere with, alter or damage the land (including a building, structure or fixture located on the land) including:

10.8.1 altering the construction or arrangement of the land to permit or facilitate access from an adjacent property;
10.8.2 erecting or installing a structure in, on, across, under or over the land;
10.8.3 changing or interfering with the construction, arrangement or materials of the land;
10.8.4 planting a tree or other vegetation on the land, interfering with the vegetation on the land or removing vegetation from the land; or
10.8.5 otherwise use the land in a manner contrary to the purpose for which the land was designed to be used.

10.9 Interference with Permitted Use

Interrupt, disrupt or interfere with any other person’s use of Local Government Land which is permitted or for which permission has been granted.

10.10 Nuisance

Behave in such a manner as to cause discomfort, inconvenience, annoyance or offence to any other person.

10.11 Playing Games

Play or practise a game:

10.11.1 which is likely to cause damage to the land or anything on it;
10.11.2 in any area where a sign indicates that the game is prohibited.

10.12 Smoking

Smoke, hold or otherwise have control over an ignited tobacco product:

10.12.1 in any building or public convenience;
10.12.2 in any children’s playground; or
10.12.3 on any land to which the Council has determined this subclause applies.

10.13 Throwing Objects

Throw, roll, project or discharge a stone substance or other missile, excluding sport and recreational equipment designed to be used in that way.

10.14 Solicitation

Tout or solicit customers for the parking of vehicles or for any other purpose whatsoever.

10.15 Waste

10.15.1 Deposit or leave thereon:
(a) anything obnoxious or offensive;
(b) any offal, dead animal, dung or filth; or
(c) any mineral, mineral waste, industrial waste or by-products.

10.15.2 Foul or pollute any waters situated thereon.

10.15.3 Deposit any rubbish other than in receptacles provided by the Council for that purpose.

10.15.4 Deposit in a receptacle any rubbish emanating from domestic or trade purposes, unless designated by a sign or signs.
PART 4—ENFORCEMENT

11. Directions

11.1 A person on Local Government Land must comply with a reasonable direction from an authorised person relating to:

11.1.1 that person’s use of the land;
11.1.2 that person’s conduct and behaviour on the land;
11.1.3 that person’s safety on the land; or
11.1.4 the safety and enjoyment of other persons on the land.

11.2 A person who, in the opinion of an authorised person, is likely to commit or has committed, a breach of this by-law must immediately comply with a direction of an authorised person to leave that part of Local Government Land.

12. Orders

If a person fails to comply with an order of an authorised person made pursuant to section 262 of the Act in respect of a breach of this by-law, the Council may recover its costs of any action taken under section 262 (3) of the Act from the person to whom the order was directed.

Note:

Section 262 (1) of the Act states:

(1) If a person (the offender) engages in conduct that is a contravention of this Act or a by-law under this Act, an authorised person may order the offender:

(a) if the conduct is still continuing—to stop the conduct; and

(b) whether or not the conduct is still continuing—to take specified action to remedy the contravention.

Subsections (2) and (3) of section 262 also provide that it is an offence to fail to comply with an order and that if a person does not comply, the authorised person may take action reasonably required to have the order carried out. For example, an authorised person may order a person to:

• cease smoking on Local Government Land;
• remove an object or structure encroaching on Local Government Land;
• dismantle and remove a structure erected on Local Government Land without permission.

13. Removal of Animals and Objects

An authorised person may remove an animal or object that is on Local Government Land in breach of a by-law if no person is in charge of, or apparently in charge of, the animal or object.

PART 5—MISCELLANEOUS

14. Exemptions

14.1 The restrictions in this by-law do not apply to a Police Officer, emergency worker, Council Officer or employee acting in the course and within the scope of duties, or to a contractor while performing work for the Council and while acting under the supervision of a Council Officer.

14.2 The restrictions in Clauses 9.1, 9.7, 9.15 and 9.31 of this by-law do not apply to a candidate and which is:

14.2.1 related to a Commonwealth or State election and occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day; or

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

14.2.3 related to, and occurs during the course of and for the purpose of a referendum.

This by-law was duly made and passed at a meeting of the District Council of Robe held on 8 September 2009, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

B. HENDER, Chief Executive Officer

DISTRICT COUNCIL OF ROBE

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 3 of 2009—Roads

A by-law to regulate certain activities on roads in the Council area.

PART 1—PRELIMINARY

1. Title

This by-law may be cited as the Roads By-law 2009 and is By-law No. 3 of the District Council of Robe.

2. Authorising Law

This by-law is made under sections 239 and 246 of the Act, Regulation 13 (1) (c) of the Local Government (Implementation) Regulations 1999 and subsections 667 (1), 4.1, 5.VII, 7.II and 9.XVI of the Local Government Act 1934, as amended.

3. Purpose

The objects of this by-law are to manage and regulate the prescribed uses of roads in the Council area:

3.1 to protect the convenience, comfort and safety of road users and members of the public;
3.2 to prevent damage to buildings and structures on roads;
3.3 to prevent certain nuisances occurring on roads; and
3.4 for the good rule and government of the Council area.

4. Commencement, Revocation and Expiry

4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation:

4.1.1 By-law No. 3—Roads.2

4.2 This by-law will expire on 1 January 2017.3

Note:

1 Generally a by-law comes into operation four months after the day on which it is gazetted: section 249 (5) of the Act.
2 Section 253 of the Act provides that the revocation of a by-law by another by-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a by-law to a part or parts of the Council area.
3 Pursuant to section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the gazettal of the by-law.

5. Application

5.1 This by-law operates subject to the Council’s Permits and Penalties By-law 2009.

5.2 Subject to subclause 5.3 this by-law applies throughout the Council area.

5.3 Clause 7.2.3 of this by-law only applies in such part or parts of the Council area as the Council may by resolution direct in accordance with section 246 (3) (e) of the Act.

6. Interpretation

In this by-law, unless the contrary intention appears:

6.1 Act means the Local Government Act 1999;
6.2 animal includes birds, insects and poultry but does not include a dog or a cat;
6.3 camping includes setting up a camp, or causing a tent, caravan or motor home to remain on the land for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the land;
6.4 Council means District Council of Robe;
6.5 **effective control** means a person exercising effective control of an animal either:

- 6.5.1 by means of a physical restraint;
- 6.5.2 by command, the animal being in close proximity to the person, and the person being able to see the animal at all times;
- 6.6 **electoral matter** has the same meaning as in the Electoral Act 1995, provided that such electoral matter is not capable of causing physical damage or injury to a person within its immediate vicinity;
- 6.7 **emergency worker** has the same meaning as in the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 1999;
- 6.8 **vehicle** has the same meaning as in the Road Traffic Act 1961.

**Note:**

Section 14 of the Interpretation Act 1915, provides that an expression used in this by-law has, unless the contrary intention appears, the same meaning as in the Acts under which the by-law was made.

**PART 2—USE OF ROADS**

7. **Activities Requiring Permission**

A person must not do any of the following activities on a road without the permission of the Council:

7.1 **Amplification**

Use an amplifier or other device whether mechanical or electrical for the purpose of broadcasting announcements or advertisements.

7.2 **Animals**

- 7.2.1 Cause or allow an animal to stray onto, move over, or graze on a road except where the Council has set aside a track or other area for use by or in connection with an animal of that kind, and provided the animal or animals are under effective control.
- 7.2.2 Lead, herd, ride, drive or exercise an animal in such a manner as to cause a nuisance or endanger the safety of a person.
- 7.2.3 Lead, herd, ride, drive or exercise any horse, cattle, camel, or sheep on any road to which the Council has determined this subclause applies.

7.3 **Camping and Tents**

- 7.3.1 Erect a tent or other structure of calico, canvas, plastic or other similar material as a place of habitation.
- 7.3.2 Camp or sleep overnight.

7.4 **Donations**

Ask for or receive or indicate a desire for a donation of money or any other thing, or otherwise solicit for religious or charitable purposes.

7.5 **Obstructions**

Erect, install or place or cause to be erected, installed or placed any structure, object or material of any kind so as to obstruct a road or footway, water-channel, or water-course in a road.

7.6 **Posting of Bills**

Subject to Clause 11.2, post or allow or cause to be posted any bills, advertisements, or other papers or items on a building or structure on a road.

7.7 **Preaching**

Preach, harangue or solicit for religious purposes.

7.8 **Public Exhibitions and Displays**

- 7.8.1 Sing, busk, play a recording or use a music instrument, or perform similar activities.
- 7.8.2 Conduct or hold a concert, festival, show, circus, performance or a similar activity.

7.8.3 Erect a stage or structure for the purpose of conducting or holding a concert, festival, show, circus, performance or a similar activity.

7.8.4 Cause any public exhibitions or displays.

7.9 **Vehicles**

Repair, wash, paint, panel beat or perform other work of a similar nature to a vehicle, except for running repairs in the case of a vehicle breakdown.

**Note:**

Moveable signs on roads are regulated by sections 226 and 227 of the Act and the Council’s Moveable Signs By-law (if any).

**PART 3—ENFORCEMENT**

8. **Directions**

A person who, in the opinion of an authorised person is committing or has committed a breach of this by-law, must immediately comply with a direction of an authorised person to leave that part of the road.

9. **Orders**

If a person does not comply with an order of an authorised person made pursuant to section 262 of the Act in respect of a breach of this by-law, the Council may recover its costs of any action taken under section 262 (3) of the Act from the person to whom the order was directed.

**Note:**

Section 262 (1) of the Act states:

(i) If a person (the offender) engages in conduct that is a contravention of this Act or a by-law under this Act, an authorised person may order the offender:

(a) if the conduct is still continuing—to stop the conduct; and
(b) whether or not the conduct is still continuing—to take specified action to remedy the contravention.

Subsections (2) and (3) of section 262 also provide that it is an offence to fail to comply with an order and that if a person does not comply, the authorised person may take action reasonably required to have the order carried out. For example, an authorised person may order a person to:

- cease busking on a road;
- remove an object or structure blocking a footpath;
- remove bills posted on a structure on a road;
- dismantle and remove a tent from a road.

10. **Removal of Animals and Objects**

An authorised person may remove an animal or object that is on a road in breach of a by-law if no person is in charge, or apparently in charge, of the animal or object.

**PART 4—MISCELLANEOUS**

11. **Exemptions**

11.1 The restrictions in this by-law do not apply to a Police Officer, emergency worker, Council Officer or employee acting in the course and within the scope of that persons normal duties, or to a contractor while performing work for the Council and while acting under the supervision of a Council officer.

11.2 The restrictions in Clause 7.6 of this by-law do not apply to electoral matter authorised by a candidate and which is:

11.2.1 related to a Commonwealth or State election and occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day;
11.2.2 related to an election under the Act or the Local Government (Elections) Act 1999 and occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
6.4.1 that part of a road between the property boundary
and the edge of the carriageway on the same side as that boundary;

5. Application

5.1 This by-law operates subject to the Council’s Permits
and Penalties By-law 2009.

5.2 This by-law applies throughout the Council area.

6. Interpretation

In this by-law, unless the contrary intention appears:

6.1 *Act* means the Local Government Act 1999;

6.2 *business premises* means premises from which a business
is being conducted;

6.3 *Council* means District Council of Robe;

6.4 *footpath area* means:

6.4.1 that part of a road between the property boundary
of the road and the edge of the carriageway on the same side as that boundary;

5.2 This by-law applies throughout the Council area.

6. Interpretation

In this by-law, unless the contrary intention appears:

6.1 *Act* means the Local Government Act 1999;

6.2 *business premises* means premises from which a business
is being conducted;

6.3 *Council* means District Council of Robe;

6.4 *footpath area* means:

6.4.1 that part of a road between the property boundary
of the road and the edge of the carriageway on the same side as that boundary;

6.4.2 a footway, lane or other place made or constructed for the use of pedestrians and not for the use of vehicles;

6.5 *vehicle* has the same meaning as in the Road Traffic Act
1961.

Note:

Section 14 of the Interpretation Act 1915, provides that an expression
used in this by-law has, unless the contrary intention appears, the same
meaning as in the Acts under which the by-law was made.

PART 2—MOVEABLE SIGNS

7. Construction and Design

A moveable sign placed on a footpath area must:

7.1 be of a kind known as an ‘A’ Frame or Sandwich Board
sign, an inverted ‘T’ sign, or a flat sign or, with the
permission of the Council, a sign of some other kind;

7.2 be designed, constructed and maintained in good quality
and condition;

7.3 be of strong construction and sufficiently stable or
securely fixed so as to keep its position in adverse
weather conditions;

7.4 have no sharp or jagged edges or corners;

7.5 not be unsightly or offensive in appearance or content;

7.6 be constructed of timber, metal, plastic or plastic coated
cardboard, or a mixture of such materials;

7.7 not exceed 900 mm in height, 600 mm in width and
600 mm in depth;

7.8 not rotate or contain flashing parts;

7.9 in the case of an ‘A’ Frame or Sandwich Board sign:

7.9.1 be hinged or joined at the top;

7.9.2 be of such construction that its sides are securely
fixed or locked in position when erected; and

7.9.3 not have a base area in excess of 0.6 m²;

7.10 in the case of an inverted ‘T’ sign, not contain struts or
members that run between the display area and the base
of the sign.

8. Placement

A moveable sign must not be:

8.1 placed on any part of a road apart from the footpath area;

8.2 placed on a footpath that is less than 2.5 m wide;

8.3 placed closer than 2 m from another structure, fixed
object, tree, bush or plant;

8.4 placed within 1 m of an entrance to any business
premises;

8.5 placed on the sealed part of a footpath, if there is an
unsealed part on which the sign can be placed in
accordance with this by-law;

8.6 placed so as to interfere with the reasonable movement
of persons or vehicles using the footpath or road in the
vicinity of where the moveable sign is placed;

8.7 placed closer than 1.5 m to the kerb (or, if there is no
kerb, to the edge of the carriageway of a road or the
shoulder of the road, which ever is the greater);

8.8 placed on a landscaped area, other than landscaping that
comprises only lawn;

8.9 placed within 10 m of an intersection of two or more
roads;

8.10 placed on a footpath area with a minimum height
clearance from a structure above it of less than 2 m;

8.11 placed on a designated parking area or within 1 m of an
entrance to premises;

8.12 tied, fixed or attached to, or placed closer than 2 m to
any other structure, object or thing (including another
moveable sign);
8.13 displayed during the hours of darkness unless it is clearly lit; or
8.14 placed in such a position or in such circumstances that the safety of a user of the footpath area or road is at risk.

9. Banners
A person must not erect or display a banner on a building or structure on a road without the Council’s permission.

Note:
A person must not erect or display a banner on a public road for a business purpose without a permit from the Council issued under section 222 of the Local Government Act 1999.

10. Restrictions
10.1 The owner or operator of a business must not cause or allow more than one moveable sign for each business premises to be displayed on the footpath area of a road at any time.

10.2 A person must not without the Council’s permission display a moveable sign on or attached to or adjacent to a vehicle that is parked on Local Government Land (including roads) primarily for the purpose of advertising or offering for sale a product (including the vehicle) or business to which the sign relates.

10.3 A person must not cause or allow a moveable sign to be placed on a footpath area unless:
10.3.1 it only displays material which advertises a business being conducted on premises adjacent to the moveable sign or the goods and services available from that business; and
10.3.2 the business premises to which it relates is open to the public.

10.4 If in the opinion of the Council a footpath area is unsafe for a moveable sign to be displayed the Council may prohibit or restrict the display of a moveable sign on such conditions as the Council thinks fit.

11. Exceptions
11.1 Except for Clauses 7.3, 7.4, 8.1, 8.6 and 8.14, the requirements of this by-law do not apply to a moveable sign which:
11.1.1 advertises a garage sale taking place from residential premises;
11.1.2 is a directional sign to an event run by a community organisation or charitable body.

11.2 Except for Clauses 7.3, 7.4, 8.1, 8.6 and 8.14, the requirements of this by-law do not apply to a flat sign which only contains a newspaper headline and the name of a newspaper or magazine.

11.3 A requirement of this by-law will not apply where the Council has granted permission for the moveable sign to be displayed contrary to that requirement.

Note:
This by-law does not apply to moveable signs placed and maintained on a road in accordance with section 226 (3) of the Act, which includes any sign:
• placed there pursuant to an authorisation under another Act;
• designed to direct people to the open inspection of any land or building that is available for purchase or lease;
• related to a State or Commonwealth election and is displayed during the period commencing on the issue of the writ of writs for the election and ending at the close of polls on polling day;
• related to an election held under this Act or the Local Government (Elections) Act 1999 and is displayed during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
• the sign is of a prescribed class.

PART 3—ENFORCEMENT
12. Removal of Moveable Signs
12.1 A person must immediately comply with the order of an authorised person to remove a moveable sign made pursuant to section 227 (1) of the Act.

12.2 The owner of or other person entitled to recover a moveable sign removed by an authorised person pursuant to section 227 (2) of the Act, may be required to pay to the Council any reasonable costs incurred by the Council in removing, storing and disposing of the moveable sign before being entitled to recover the moveable sign.

12.3 The owner, or other person responsible for a moveable sign must remove or relocate the moveable sign at the request of an authorised person:
12.3.1 if, in the opinion of an authorised person, and notwithstanding compliance with this by-law, there is any hazard or obstruction or there is likely to be a hazard or obstruction arising out of the location of the moveable sign; or
12.3.2 for the purpose of special events, parades, roadworks or in any other circumstances which, in the opinion of the authorised person, require relocation or removal of the moveable sign to protect public safety or to protect or enhance the amenity of a particular locality.

This by-law was duly made and passed at a meeting of the District Council of Robe held on 8 September 2009, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

B. HENDER, Chief Executive Officer

DISTRIBUTION COUNCIL OF ROBE
By-law No. 5 of 2009—Dogs

A by-law to limit the number of dogs kept on premises and for the management and control of dogs in the Council area.

PART 1—PRELIMINARY
1. Title
This by-law may be cited as the Dog By-law 2009 and is By-law No. 5 of the District Council of Robe.

2. Authorising Law
This by-law is made under section 90 (5) of the Dog and Cat Management Act 1995, sections 238 and 246 of the Act and subsection 667 (1), 9.XVI of the Local Government Act 1934, as amended.

3. Purpose
The objects of this by-law are to control and manage dogs in the Council area:
3.1 to reduce the incidence of environmental nuisance caused by dogs;
3.2 to promote responsible dog ownership;
3.3 to protect the convenience, comfort and safety of members of the public; and
3.4 for the good rule and government of the Council area.

4. Commencement, Revocation and Expiry
4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation:
4.1.1 By-law No. 5—Dogs.
4.2 This by-law will expire on 1 January 2017.
In this by-law, unless the contrary intention appears:

6.1 Subject to subclause 6.3 this by-law applies throughout the seventh anniversary of the gazettal of the by-law.

5. Application

5.1 This by-law operates subject to the Council’s Permits and Penalties By-law 2009.

5.2 Subject to subclause 5.3 this by-law applies throughout the Council area.

5.3 Clauses 8.1, 9.1.1 and 10.1.2 of this by-law only apply in such part or parts of the Council area as the Council may by resolution direct in accordance with section 246 (3) (e) of the Act.

6. Interpretation

In this by-law, unless the contrary intention appears:

6.1 Act means the Local Government Act 1999;

6.2 approved kennel establishment means a building, structure or area approved by a relevant authority, pursuant to the Development Act 1993, for the keeping of dogs on a temporary or permanent basis;

6.3 children’s playground means an enclosed area in which there is equipment or other installed devices for the purpose of children’s play (or within 3 m of such devices if there is no enclosed area);

6.4 Council means District Council of Robe;

6.5 detached dwelling, row dwelling and semi-detached dwelling have the same meanings as in the Development Act 1993;

6.6 dog has the same meaning as in the Dog and Cat Management Act 1995, except that the dog must be three months of age or older or, have lost its juvenile teeth;

6.7 Dog Management Officer and Cat Management Officer is a person appointed by Council as such, pursuant to the Dog and Cat Management Act 1995;

6.8 effective control means a person exercising effective control of a dog either:

6.8.1 by means of a physical restraint; or

6.8.2 by command, the dog being in close proximity to the person and the person being able to see the dog at all times;

6.9 keep includes the provision of food or shelter;

6.10 premises includes land whether used or occupied for domestic or non-domestic purposes except an approved kennel establishment;

6.11 small dwelling means a self-contained residence that is:

6.11.1 a residential flat building;

6.11.2 contained in a separate strata unit;

6.11.3 on an allotment less than 400-600 m² in area; or

6.11.4 without a secure yard of at least 100 m² in area;

6.12 working dog means a dog used principally for droving or tending livestock.

Note:

Section 14 of the Interpretation Act 1915, provides that an expression used in this by-law has, unless the contrary intention appears, the same meaning as in the Acts under which the by-laws were made.

PART 2—LIMITS ON DOG NUMBERS

7. Limits on Dog Numbers in Private Premises

7.1 Subject to Clauses 7.2 and 7.4, a person must not, without the Council’s permission keep:

7.1.1 in a township, more than one dog in a small dwelling;

7.1.2 in a township, more than two dogs in premises other than a small dwelling;

7.1.3 outside of a township, more than three dogs (other than working dogs).

7.2 Clause 7.1 does not apply to:

7.2.1 approved kennel establishments operating in accordance with all required approvals and consents; or

7.2.2 premises from which a business involving dogs is operating provided that business is registered in accordance with the Dog and Cat Management Act 1995.

7.3 The Council may require that premises which are the subject of an application for permission to keep additional dogs, must be inspected by a dog management officer for the purpose of assessing the suitability of the premises for keeping the dogs.

7.4 No dog is to be kept on any premises where in the opinion of a Dog Management Officer, there is no secure or appropriate area where a dog may be effectively confined.

PART 3—DOG CONTROLS

8. Dog Exercise Areas

8.1 A person may enter a public place or part of Local Government Land to which the Council has determined this subclause applies, for the purpose of exercising a dog under his or her effective control.

8.2 A person entering a dog exercise area designated by the Council must ensure that any dog under that person’s control, charge or authority is under effective control at all times.

9. Dog on Leash Areas

9.1 A person must not, without the Council’s permission, allow a dog under that persons control, charge or authority (except an accredited guide dog, hearing dog or disability dog) to be or remain:

9.1.1 on Local Government Land or public place to which the Council has determined that this subclause applies; and

9.1.2 on any park or reserve during times when organised sport is being played, unless the dog is secured by a strong leash not exceeding 2 m in length which is either tethered securely to a fixed object capable of securing the dog or held by a person capable of controlling the dog and preventing it from being a nuisance or a danger to other persons.

10. Dog Prohibited Areas

10.1 A person must not allow a dog under that person’s control, charge or authority (except an accredited guide dog, hearing dog or disability dog) to enter or remain:

10.1.1 on any children’s playground on Local Government land;

10.1.2 on any other Local Government Land or public place to which the Council has determined that this subclause applies.

11. Dog Faeces

No person is to allow a dog under that person’s control, charge or authority to be in a public place or on Local Government Land unless that person has in their possession a bag or other suitable container for the collection and lawful disposal of any faeces that the dog may deposit (for the purpose of complying with their obligation under section 45A (6) of the Dog and Cat Management Act 1995).

PART 4—ENFORCEMENT

12. Orders

12.1 If a person engages in conduct that is a contravention of this by-law, an authorised person or Dog Management Officer may order that person:

12.1.1 if the conduct is still continuing—to stop the conduct; and
12.1.2 whether or not the conduct is still continuing—to take specified action to remedy the contravention.

12.2 A person must comply with an order under this Clause.

12.3 If a person does not comply with an order, the authorised person or Dog Management Officer may take action reasonably required to have the order carried out, and the Council may recover its costs of any action so taken from the person to whom the order was directed.

12.4 However, an authorised person or Dog Management Officer may not use force against a person under this section.

Note:

For example, an authorised person may order a person to:

- cease keeping more than the permitted number of dogs on that person’s premises; or
- remove a dog from a dog prohibited area.

This by-law was duly made and passed at a meeting of the District Council of Robe held on 13 October 2009, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

B. HENDER, Chief Executive Officer

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DISTRICT COUNCIL OF ROBE

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999
AND THE DOG AND CAT MANAGEMENT ACT 1995

By-law No. 6 of 2009—Cats

A by-law to limit the number of cats kept on premises and for the management and control of cats in the Council area.

PART 1—PRELIMINARY

1. Title

This by-law may be cited as the Cats By-law 2009 and is By-law No. 6 of the District Council of Robe.

2. Authorising Law

This by-law is made under subsection 90 (5) of the Dog and Cat Management Act 1995, section 246 of the Act and subsection 667 (1), 4.1 and 9.XVI of the Local Government Act 1934, as amended.

3. Purpose

The objects of this by-law are to control and manage cats in the Council area:

3.1 to promote responsible cat ownership;
3.2 to reduce the incidence of the public and environmental nuisance caused by cats;
3.3 to protect the comfort and safety of members of the public; and
3.4 for the good rule and government of the Council area.

4. Commencement, Revocation and Expiry

4.1 This by-law will expire on 1 January 2017.

Note:

1 Pursuant to section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the gazettal of the by-law.

5. Application

5.1 This by-law operates subject to the Council’s Permits and Penalties By-law 2009.
5.2 This by-law applies throughout the Council area.

6. Interpretation

In this by-law, unless the contrary intention appears:

6.1 Act means the Local Government Act 1999;
6.2 approved cattery means a building, structure or area approved by a relevant authority, pursuant to the Development Act 1993, for the keeping of cats on a temporary or permanent basis;

6.3 Council means District Council of Robe;
6.4 identified cat means a cat identified in the manner set out in Regulation 9 of the Dog and Cat Management Regulations 1995;
6.5 keep includes the provision of food or shelter;
6.6 nuisance means:
6.6.1 unreasonably interfering with the peace, comfort or convenience of a person;
6.6.2 injurious to a person’s real or personal property; or
6.6.3 obnoxious, offensive or hazardous to health;
6.7 premises includes land whether used or occupied for domestic or non-domestic purposes except an approved cattery.

Note:

Section 14 of the Interpretation Act 1915, provides that an expression used in this by-law has, unless the contrary intention appears, the same meaning as in the Acts under which the by-law is made.

PART 2—LIMITS ON CAT NUMBERS

7. Limits on Cat Numbers

7.1 Subject to Clause 7.2, a person must not, without the Council’s permission keep in any premises:

7.1.1 more than two cats; or
7.1.2 a cat of or over the age of three months, or which has lost its juvenile canine teeth, unless the cat is an identified cat.

7.2 Clause 7.1 does not apply to approved catteries operating in accordance with all required approvals and consents.

8. Cats not to be a Nuisance

8.1 An owner or occupier of premises is guilty of an offence if a cat or cats kept or allowed to remain on the premises causes a nuisance by reason of:

8.1.1 noise or odour created by the cat or cats;
8.1.2 wandering from the land; or
8.1.3 the aggressive nature of the cat or cats.

PART 3—ENFORCEMENT

9. Orders

9.1 If a person engages in conduct that is a contravention of this by-law, an authorised person may order that person:

9.1.1 if the conduct is still continuing—to stop the conduct; and
9.1.2 whether or not the conduct is still continuing—to take specified action to remedy the contravention.

9.2 A person must comply with an order under this Clause.

9.3 If a person does not comply with an order, the authorised person may take action reasonably required to have the order carried out, and the Council may recover its costs of any action so taken from the person to whom the order was directed.

9.4 However, an authorised person may not use force against a person under this section.

Note:

For example, an authorised person may order a person to:

- cease keeping more than the permitted number of cats on that person’s premises; or
- take the necessary steps to mitigate a nuisance caused by howling cats.

This by-law was duly made and passed at a meeting of the District Council of Robe held on 13 October 2009, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

B. HENDER, Chief Executive Officer
DISTRICT COUNCIL OF ROBE
BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999
By-law No. 7 of 2009—Bird Scarers

A by-law to regulate the use of bird scaring devices to prevent nuisances but at the same time, enables land owners reasonable means by which to protect crops, and further encourages land owners and occupiers to use a wide range of bird control techniques.

PART 1—PRELIMINARY

1. Title
This by-law may be cited as the Bird Scarers By-law 2009 and is By-law No. 7 of the District Council of Robe.

2. Authorising Law
This by-law is made under section 667 (1) 4.1 of the Local Government Act 1993, as amended and section 246 of the Local Government Act 1999.

3. Purpose
The objects of this by-law are to manage and regulate the use of bird scaring devices within the Council area:

3.1 to encourage landowners and occupiers to use a wide range of bird control techniques;
3.2 to prevent and mitigate nuisances;
3.3 to protect the convenience, comfort and safety of members of the public; and
3.4 for the good rule and government of the Council area.

4. Expiry
4.1 This by-law will expire on 1 January 2017.¹

Note:
¹ Pursuant to section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the gazettal of the by-law.

5. Application
5.1 This by-law operates subject to the Council’s Permits and Penalties By-law 2009.
5.2 This by-law applies throughout the Council area.

6. Interpretation
In this by-law:

6.1 Device means any noise-generating device designed and used for the purpose of scaring birds from land.
6.2 Activation is:
6.2.1 for a gas gun, one discharge;
6.2.2 noise emission from any electronic device/‘tweet’ which does not exceed 30 seconds duration.
6.3 Bird Deterrent Management Plan means a written plan of activities and strategies to deter birds from causing damage to produce on land.
6.4 Discharge in the context of a gas gun is a single detonation of the gas gun.
6.5 Flammable undergrowth means grass, weeds and other flammable or potentially flammable growth.
6.6 Horticulture means the use of land for market gardening, viticulture, floriculture, orchards, wholesale plant nurseries or commercial turf growing.

PART 2—CONTROL OF BIRD SCARING DEVICES

7. Prohibited Activities
No person being the owner or occupier of land, shall for the purpose of scaring birds from the land, use or employ any mechanical or other device:

7.1 in such a manner as to be, in the opinion of the Council, an unreasonable nuisance or danger to any other person;
7.2 on Christmas Day or Good Friday; and
7.3 where the device is gas powered:

7.3.1 unless the flammable undergrowth within a 4 m radius of the device is destroyed by cutting, slashing or utilising other means; and
7.3.2 unless other flammable material within a 4 m radius of the device is removed.

8. Activities Requiring Permission

8.1 General
No person shall without permission:

8.1.1 activate a device unless it is operated as part of a Bird Deterrent Management Plan;
8.1.2 activate a device other than during the hours of 6 a.m. to 7 p.m.;
8.1.3 activate more than one device per 10 hectares of land under the ownership or control of that person;
8.1.4 activate a device other than within the confines of an area of the land used for the purposes of horticulture;
8.1.5 direct a device towards a dwelling other than that person’s dwelling;
8.1.6 activate a device within 200 m of a public roadway without first placing notification on the boundary of the property and the public road of the existence of the device;
8.1.7 activate a device in a building or structure.

8.2 Gas Guns

8.2.1 Discharge a gas gun at frequencies greater than five per hour.
8.2.2 Activate a gas gun within 300 m of a residence (other than that person’s residence) a childcare centre, school or hospital building.

8.3 Electronic Devices

8.3.1 Activate an electronic device for no greater than a 30 second duration.
8.3.2 Activate an electronic device within 200 m of a residence (other than that person’s residence) a childcare centre, school or hospital building.

9. Marking of Devices

9.1 Any person using a bird scaring device must ensure that the device is clearly marked with the owner’s full name and 24 hour contact phone number(s).

PART 3—INTENTION TO USE A DEVICE

10. Notification of Intention to use a Device

10.1 Persons intending to operate a bird scaring device(s) must notify the Council of their intention to do so outlining:

10.1.1 their name and address;
10.1.2 the number of devices intended to be used;
10.1.3 the type of each device; and
10.1.4 the minimum distance from occupied neighbouring premises.

PART 4—ENFORCEMENT

11. Notice

11.1 Where there is a breach of any provision of this by-law the Council shall serve notice in writing on the owner or occupier of any land requiring that person to remove the device, and not to replace the device unless in full compliance with this by-law.
11.2 The person on whom the notice is served shall comply with the notice.
11.3 If the notice is not complied with, the Council shall carry out the requirements of the notice and may recover the cost of so doing from the person to whom the notice was directed.
DISTRICT COUNCIL OF STREAKY BAY

Supplementary Election for Councillor in Flinders Ward

NOTICE is hereby given that Council at its meeting held on 10 November 2009, elected Councillor Diana Penniment as its Principal Member and Councillor John Ross remains in the role of Deputy.

R. J. HARKNESS, Chief Executive Officer

TATIARA DISTRICT COUNCIL

Appointment of Mayor

NOTICE is hereby given that Council at its meeting held on 10 November 2009, elected Councillor Diana Penniment as its Principal Member and Councillor John Ross remains in the role of Deputy.

R. J. HARKNESS, Chief Executive Officer

TATIARA DISTRICT COUNCIL


By-law No. 5 of 2009—Dogs

A by-law to limit the number of dogs kept on premises and for the management and control of dogs in the Council area.

PART 1—PRELIMINARY

1. Title

This by-law may be cited as the Dog By-law 2009 and is By-law No. 5 of the Tatiara District Council.

2. Authorising Law

This by-law is made under section 90 (5) of the Dog and Cat Management Act 1995, sections 238 and 246 of the Act and subsection 667 (1), 9.XVI of the Local Government Act 1934, as amended.

3. Purpose

The objects of this by-law are to control and manage dogs in the Council area:

3.1 to reduce the incidence of environmental nuisance caused by dogs;
3.2 to promote responsible dog ownership;
3.3 to protect the convenience, comfort and safety of members of the public; and
3.4 for the good rule and government of the Council area.

4. Commencement, Revocation and Expiry

4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation:

4.1.1 By-Law No. 5—Dogs

4.2 This by-law will expire on 1 January 2017.

5. Application

5.1 This by-law operates subject to the Council’s Permits and Penalties By-law 2009.

5.2 Subject to subclauses 5.3 and 5.4, this by-law applies throughout the Council area.

5.3 Clauses 9.1.1 and 10.1.2, of this by-law only apply in such part or parts of the Council area as the Council may by resolution direct in accordance with section 246 (3) (e) of the Act.

6. Interpretation

In this by-law, unless the contrary intention appears:

6.1 Act means the Local Government Act 1999;

6.2 Approved kennel establishment means a building, structure or area approved by a relevant authority, pursuant to the Development Act 1993, for the keeping of dogs on a temporary or permanent basis;

6.3 Children’s playground means an enclosed area in which there is equipment or other installed devices for the purpose of children’s play (or within 3 m of such devices if there is no enclosed area);

6.4 council means Tatiara District Council;

6.5 detached dwelling, row dwelling and semi-detached dwelling have the same meanings as in the Development Act 1993;

6.6 dog has the same meaning as in the Dog and Cat Management Act 1995, except that the dog must be three months of age or older; or have lost its juvenile teeth;

6.7 effective control means a person exercising effective control of a dog either:

6.7.1 by means of a physical restraint; or
6.7.2 by command, the dog being in close proximity to the person and the person being able to see the dog at all times;

6.8 keep includes the provision of food or shelter;

6.9 premises includes land whether used or occupied for domestic or non-domestic purposes except an approved kennel establishment;

6.10 small dwelling means a self-contained residence that is:

6.10.1 a residential flat building;
6.10.2 contained in a separate strata unit;
6.10.3 on an allotment less than [400-500 m^2] in area; or
6.10.4 without a secure yard of at least [100 m^2] in area;

6.11 working dog means a dog used principally for droving or tending livestock.

PART 2—LIMITS ON DOG NUMBERS

7. Limits on dog numbers in private premises

7.1 Subject to clauses 7.2 and 7.4, a person must not, without the Council’s permission keep:

— in a township, more than one dog in a small dwelling; and
— in a township, more than two dogs in premises other than a small dwelling; and
— outside of a township, more than three dogs (other than working dogs).

7.2 Clause 7.1 does not apply to:

7.2.1 approved kennel establishments operating in accordance with all required approvals and consent; or
7.2.2 premises from which a business involving dogs operates provided that the business is registered in accordance with the Dog and Cat Management Act 1995.
PART 3—DOG CONTROLS

8. Dog Exercise Areas

8.1 Subject to clauses 9 and 10 of this by-law, a person may enter a park in the Council area for the purpose of exercising a dog under his or her effective control.

8.2 A person entering a dog exercise area designated by the Council must ensure that any dog under that person’s control, charge or authority is under effective control at all times.

9. Dog on Leash Areas

9.1 A person must not, without the Council’s permission, allow a dog under that person’s control, charge or authority (except an accredited guide dog, hearing dog or disability dog) to be or remain:

9.1.1 on Local Government land or public place to which the Council has determined that this subclause applies; and

9.1.2 on any park or reserve during times when organised sport is being played:

• unless the dog is secured by a strong leash not exceeding 2 m in length which is either tethered securely to a fixed object capable of securing the dog or held by a person capable of controlling the dog and preventing it from being a nuisance or a danger to other persons.

10. Dog Prohibited Areas

10.1 A person must not allow a dog under that person’s control, charge or authority (except an accredited guide dog, hearing dog or disability dog) to enter or remain:

10.1.1 on any children’s playground on Local Government land; or

10.1.2 on any other Local Government land or public place to which the Council has determined that this subclause applies.

11. Dog Faeces

No person is to allow a dog under that person’s control, charge or authority to be in a public place or on Local Government land unless that person has in their possession a bag or other suitable container for the collection and lawful disposal of any faeces that the dog may deposit (for the purpose of complying with their obligation under section 45A (6) of the Dog and Cat Management Act 1995).

12. Orders

12.1 If a person engages in conduct that is a contravention of this by-law, an authorised person may order that person:

12.1.1 if the conduct is still continuing—to stop the conduct; and

12.1.2 whether or not the conduct is still continuing—to take specified action to remedy the contravention.

12.2 A person must comply with an order under this clause.

12.3 If a person does not comply with an order, the authorised person may take action reasonably required to have the order carried out and the Council may recover its costs of any action so taken from the person to whom the order was directed.

PART 4—ENFORCEMENT

12.4 However, an authorised person may not use force against a person under this section.

This by-law was duly made and passed at a meeting of the Tatiara District Council held on 10 November 2009 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

R. J. HARKNESS, Chief Executive Officer

TATIARA DISTRICT COUNCIL


By-law No. 6 of 2009—Cats

A by-law to limit the number of cats kept on premises and for the management and control of cats in the Council area.

PART 1—PRELIMINARY

1. Title

This by-law may be cited as the Cats By-law 2009 and is By-law No. 6 of the Tatiara District Council.

2. Authorising Law

This by-law is made under subsection 90 (5) of the Dog and Cat Management Act 1995, section 246 of the Act and subsection 667 (1), 4.1 and 9.XVI of the Local Government Act 1934, as amended.

3. Purpose

The objects of this by-law are to control and manage cats in the Council area:

3.1 to promote responsible cat ownership;

3.2 to reduce the incidence of the public and environmental nuisance caused by cats;

3.3 to protect the comfort and safety of members of the public; and

3.4 for the good rule and government of the Council area.

4. Commencement, Revocation and Expiry

4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation:

4.1.1 NIL (previously did not have a Cat by-law);

4.2 This by-law will expire on 1 January 2017.

5. Application

5.1 This by-law operates subject to the Council’s Permits and Penalties By-law 2009.

5.2 This by-law applies throughout the Council area.

6. Interpretation

In this by-law, unless the contrary intention appears;

6.1 Act means the Local Government Act 1999;

6.2 approved cattery means a building, structure or area approved by a relevant authority, pursuant to the Development Act 1993 for the keeping of cats on a temporary or permanent basis;

6.3 Council means Tatiara District Council;

6.4 ‘identified cat’ means a cat identified in the manner set out in regulation 9 of the Dog and Cat Management Regulations 1995.

6.5 keep includes the provision of food or shelter;

6.6 nuisance means:

6.6.1 unreasonably interfering with the peace, comfort or convenience of a person;

6.6.2 injurious to a person’s real or personal property; or

6.6.3 obnoxious, offensive or hazardous to health;
6.7 **premises** includes land whether used or occupied for domestic or non-domestic purposes except an approved cattery.

**PART 2—LIMITS ON CAT NUMBERS**

7. Limits on Cat Numbers

7.1 Subject to clause 7.2, a person must not, without the Council’s permission keep in any premises:

7.1.1 more than three cats;

7.2 Clause 7.1 does not apply to approved catteries operating in accordance with all required approvals and consents.

**PART 4—ENFORCEMENT**

9. Orders

9.1 If a person engages in conduct that is a contravention of this by-law, an authorised person may order that person:

9.1.1 if the conduct is still continuing—to stop the conduct; and

9.1.2 whether or not the conduct is still continuing—to take specified action to remedy the contravention.

9.2 A person must comply with an order under this clause.

9.3 If a person does not comply with an order, the authorised person may take action reasonably required to have the order carried out, and the Council may recover its costs of any action so taken from the person to whom the order was directed.

9.4 However, an authorised person may not use force against a person under this section.

This by-law was duly made and passed at a meeting of the Tatiara District Council held on 10 November 2009, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

R. J. HARKNESS, Chief Executive Officer

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

**Dermody, Brian Edward**, late of 64 Coromandel Parade, Blackwood, retired transport driver, who died on 27 June 2009.

**Englert, Mavis Robina**, late of 410 Henley Beach Road, Lockleys, of no occupation, who died on 22 August 2009.

**Furner, Robert George**, late of 26 Hendrix Crescent, Paralowie, retired machinist, who died on 16 August 2009.

**Goldack, Beryl Margaret**, late of 7-8 Oakmont Court, Salisbury East, of no occupation, who died on 13 September 2009.

**Hobbs, Kevin Albert**, late of 160 O.G. Road, Felixstow, retired dental technician, who died on 24 July 2009.

**James, Donald Cooper**, late of corner of Seaford Road and Grand Boulevard, Seaford, retired potter, who died on 3 September 2009.

**Kerr, June Christina**, late of 227 Brodie Road, Morphett Vale, home duties, who died on 1 August 2009.

**Lloyd, Paul John**, late of 13 The Strand, Port Elliot, retired security officer, who died on 1 September 2008.


**Schulmeister, Wanda**, late of 4 Harris Street, Goolwa, retired waitress, who died on 17 February 2008.

**Selway, Lorna Mavis**, late of 112 Hampstead Road, Broadview, home duties, who died on 20 July 2009.

**Suter, Veronica Joan**, late of 78-96 Dumfries Avenue, Northgate, of no occupation, who died on 7 April 2009.


**Whitfield, Myrtle Agnes**, late of 367-379 Waterloo Corner Road, Burton, widow, who died on 19 May 2009.

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 18 December 2009, 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 19 November 2009.

M. I. BODYCOAT, Public Trustee
ATTENTION

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