



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

www.governmentgazette.sa.gov.au

PUBLISHED BY AUTHORITY

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

ADELAIDE, THURSDAY, 22 SEPTEMBER 2011

CONTENTS

	Page		Page
Acts Assented To.....	4048	REGULATION	
Appointments, Resignations, Etc.....	4048	Harbours and Navigation Act 1993	
Associations Incorporation Act 1985—		(No. 216 of 2011)	4071
Notice	4048	Roads (Opening and Closing) Act 1991—Notices	4056
Corporations and District Councils—Notices	4089	Road Traffic (Heavy Vehicle Driver Fatigue)	
Development Act 1993—Notice	4049	(Australian Defence Force) Notice 2011	4064
Environment Protection Authority—Notice	4049	Road Traffic (Heavy Vehicle Driver Fatigue)	
Fisheries Management Act 2007—Notices	4049	(Emergencies) Notice 2011	4057
Fisheries Management (Rock Lobster Fisheries)		Road Traffic (Heavy Vehicle Driver Fatigue)	
Regulations 2006	4050	(Livestock) Notice 2011	4060
Harbours and Navigation Act 1993—Notice.....	4050	Road Traffic (Heavy Vehicle Driver Fatigue)	
Legislative Council—Resolution.....	4050	(Transport of Bees) Notice 2011	4063
Liquor Licensing Act 1997—Notices.....	4050	Road Traffic (Heavy Vehicle Driver Fatigue)	
Mining Act 1971—Notices	4053	(Transport of Fruit, Vegetables and Grain) Notice 2011	4062
Mount Gambier Circuit Court—Notice	4065	Sewerage Act 1929—Notice	4066
National Electricity Law—Notice	4053	Transport, Department of—Notices to Mariners	4055
Natural Resources Management Act 2004—Notice	4053	Waterworks Act 1932—Notice	4067
Petroleum and Geothermal Energy Act 2000—Notices	4055	Wheat Marketing Act 1989—Notices	4068
Port Augusta Circuit Court—Notice.....	4065	Workers Rehabilitation and Compensation Act 1986—	
Public Trustee Office—Administration of Estates	4089	Notice	4068

GOVERNMENT GAZETTE NOTICES

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

Department of the Premier and Cabinet
Adelaide, 22 September 2011

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. 32 of 2011—Commercial Arbitration Act 2011. An Act relating to the conduct of commercial arbitrations; to amend the Commercial Arbitration and Industrial Referral Agreements Act 1986; and for other purposes.

No. 33 of 2011—Electrical Products (Energy Products) Amendment Act 2011. An Act to amend the Electrical Products Act 2000; and to make related amendments to the Gas Act 1997.

No. 34 of 2011—Evidence (Discreditable Conduct) Amendment Act 2011. An Act to amend the Evidence Act 1929 and to make a related amendment to the Criminal Law Consolidation Act 1935.

No. 35 of 2011—Development (Building Rules Consent—Disability Access) Amendment Act 2011. An Act to amend the Development Act 1993.

No. 36 of 2011—Statutes Amendment (Directors' Liability) Act 2011. An Act to amend the Aboriginal Heritage Act 1988, the Air Transport (Route Licensing—Passenger Services) Act 2002, the Animal Welfare Act 1985, the ANZAC Day Commemoration Act 2005, the Architectural Practice Act 2009, the Authorised Betting Operations Act 2000, the Controlled Substances Act 1984, the Employment Agents Registration Act 1993, the Gaming Machines Act 1992, the Health Care Act 2008, the Misrepresentation Act 1972, the Opal Mining Act 1995, the Petroleum Products Regulation Act 1995, the Prohibition of Human Cloning for Reproduction Act 2003, the Racing (Proprietary Business Licensing) Act 2000, the Research Involving Human Embryos Act 2003, the Retirement Villages Act 1987, the Second-hand Vehicle Dealers Act 1995, the Security and Investigation Agents Act 1995, the Supported Residential Facilities Act 1992, the Survey Act 1992, the Taxation Administration Act 1996, the Tobacco Products Regulation Act 1997, the Travel Agents Act 1986 and the Veterinary Practice Act 2003.

By command,

RUSSELL PAUL WORTLEY, for Premier

DPC06/0875

Department of the Premier and Cabinet
Adelaide, 22 September 2011

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Remuneration Tribunal, pursuant to the provisions of the Remuneration Act 1990:

Member: (from 22 September 2011 until 21 September 2014)
Deane Robert Prior
David John Smythe

President: (from 22 September 2011 until 21 September 2014)

Deane Robert Prior

By command,

RUSSELL PAUL WORTLEY, for Premier

DPC11/093CS

Department of the Premier and Cabinet
Adelaide, 22 September 2011

HIS Excellency the Governor in Executive Council has been pleased to appoint Stephen John O'Loughlin as Deputy Valuer-General for a period commencing on 8 October 2011 and expiring on 30 March 2012 or until the appointment of a Valuer-General, whichever is sooner, pursuant to Section 6 of the Valuation of Land Act 1971.

By command,

RUSSELL PAUL WORTLEY, for Premier

MFI/11/039

Department of the Premier and Cabinet
Adelaide, 22 September 2011

HIS Excellency the Governor in Executive Council has been pleased to appoint the people listed as Justices of the Peace for South Australia for a period of ten years commencing from 22 September 2011 and expiring on 21 September 2021, it being a condition of appointment that the Justices of the Peace must take the oaths required of a Justice under the Oaths Act 1936 and return the oaths form to the Justice of the Peace Services within 3 months of the date of appointment, pursuant to Section 4 of the Justices of the Peace Act 2005:

John Pellegrino Amoroso
Brian Milton Annells
Ronald Geoffrey Atkin
Michael John Atkinson
Norris Wayne Austin
Kevin John Baxter
Frances Ellen Bedford
Phillip John Bentley
Tracy Ann Berry
Deidre Clarice Blackwell
Allen Elliot Bolaffi
Richard David Burke
Peter John Byass
Lisa Gaye Camac
David Michael Cauchi
Cosimo Vincenzo Cavallaro
Andrew Paul Chambers
Terri Lynn Christensen
John Andrew Darley
Arthur Timothy Heathfield Dendy
Iain Frederick Evans
Garry Douglas Fieldhouse
Robyn Kathryn Geraghty
Martin Leslie James Hamilton-Smith
Katrina Hill
Trevor Charles Holst
Annette Kay Hurley
Allan Morgan Jones
Pamela Jones
Stephen Noel Langman
Garry Ivan Lennard
Duncan McFetridge
John McPhail
Dean Barry Nicolson
Domenic Ramo Patroni
Graham Douglas Perrin
Christopher Ray Pole
Ramon Charles Prettejohn
Keith Frank Puyenbroek
David John Roberts
Mario Nunzio Russo
William Andrew Sinton
John James Snelling
Kenneth John Stokes
Robert Bruce Such
Mark Anthony Surman
Graham Charles Thomas
Robert Kenneth Vincent
Robert Lionel Williamson
Lyndsay Scott Young

By command,

RUSSELL PAUL WORTLEY, for Premier

JPC11/019CS

ASSOCIATIONS INCORPORATION ACT 1985

Deregistration of Associations

NOTICE is hereby given that the Corporate Affairs Commission approves the applications for deregistration received from the associations named below, pursuant to Section 43A of the Associations Incorporation Act 1985. Deregistration takes effect on the date of publication of this notice:

Apex Club of Barossa Valley Incorporated
Apex Club of Port Lincoln Incorporated
Athelstone Youth Centre Incorporated
Australian Osteopathic Council Incorporated
Fleurieu Peninsula Olive Association Incorporated

Ian Wilson Liberal Foundation Incorporated
 Lifeworks Community Care Incorporated
 Mid Murray Netball Association Incorporated
 Port Lincoln Rollersports Association Incorporated
 Room One Short Film Fund Incorporated
 Rotary Club of Thebarton Incorporated
 Shekinah Counselling Incorporated
 Shekinah Christian Community Church Incorporated
 Streaky Bay & Districts Senior Citizens Club Incorporated
 Philatelic Society of Woodville Incorporated
 The Apex Club of Millicent Incorporated
 The Probus Club of Ascot Park Incorporated
 The Society for Creative Anachronism Incorporated
 Victor Harbor Apex Club Incorporated
 Westbourne Park Senior Citizens Club Incorporated
 Yankalilla Bay Enviro Group Incorporated.

Given at Adelaide, 19 September 2011.

K. L. RODGER, a Delegate of the Corporate
 Affairs Commission

DEVELOPMENT ACT 1993, SECTION 28 (1): DECLARATION
 OF INTERIM OPERATION OF DISTRICT COUNCIL OF
 ORROROO CARRIETON—HERITAGE DEVELOPMENT
 PLAN AMENDMENT

NOTICE

PURSUANT to Section 28 (1) of the Development Act 1993, I, John Rau, Minister for Urban Development, Planning and the City of Adelaide, am of the opinion that it is necessary in the interest of the orderly and proper development of the area affected by the 'District Council of Ororoo Carrieton—Heritage Development Plan Amendment' that the Development Plan Amendment should come into operation without delay. I declare that the Development Plan Amendment will come into operation on an interim basis on 22 September 2011.

JOHN RAU, Minister for Urban Development,
 Planning and the City of Adelaide

ENVIRONMENT PROTECTION AUTHORITY

Granting of an Exemption

THE Environment Protection Authority has issued an Exemption to BHP Billiton Olympic Dam Corporation Pty Ltd to be exempted from Section 34 of the Environment Protection Act 1993, in respect of the requirements of Clause 13 and Clause 17 of the Environment Protection (Water Quality) Policy 2003.

K. VOGELSANG, Delegate, Environment
 Protection Authority

FISHERIES MANAGEMENT ACT 2007: SECTION 44

TAKE notice that pursuant to Section 44 (9) and Section (10) of the Fisheries Management Act 2007, I hereby declare that I have adopted the Pelican Lagoon Aquatic Reserve Management Plan to take effect on 1 October 2011.

Dated 14 September 2011.

MICHAEL O'BRIEN, Minister for Agriculture
 and Fisheries

FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, Branco Sarunic, 5 Bellwood Avenue, Port Lincoln, S.A. 5606, holder of Marine Scalefish Fishery Licence No. M354, or a master registered on that licence (the 'exemption holder'), is exempt from Regulation 7 (b) of the Fisheries Management (General) Regulations 2007, but only insofar as the exemption holder may use a registered Sardine net for the purposes of trade or business in the waters described in Schedule 1 (the 'exempted activity'), subject to the conditions set out in Schedule 2, from 29 August 2011 until 29 August 2012, unless varied or revoked earlier. Exemption No. 9902460.

SCHEDULE 1

- Waters of Coffin Bay northerly of the geodesic 34°31' (Point Longnose);
- Waters adjacent to Port Lincoln contained within the geodesic from Point Bolingbroke, (latitude 34°32.51'S and longitude 136°05.33'E), to Cape Donington (latitude 34°43.73'S and longitude 135°59.63'E)—excluding those waters adjacent to Port Lincoln bounded as follows: Commencing at a point at the high water mark at the shore end of the North Shields jetty, thence in a generally east-south-east direction to Maria Point on Boston Island, thence following the high water mark in a southerly direction to the light at Point Fanny, thence in a direction of 249°T to the most northerly part of Billy Lights Point, thence along the high water mark to the point of commencement.

SCHEDULE 2

1. The exemption holder may only undertake fishing activity pursuant to this exemption when fishing from a boat that is registered on Marine Scalefish Fishery Licence No. M354.
2. The exempted activity may only be undertaken using a Sardine net with a maximum depth of 100 m.
3. The exemption holder must comply with all conditions of Marine Scalefish Fishery Licence No. M354 while engaged in the exempted activity.
4. While engaged in the exempted activity the exemption holder must be in possession of a copy of this notice. Such notice must be produced to a PIRSA Fisheries Officer if requested.
5. The exemption holder must not contravene or fail to comply with the Fisheries Management Act 2007, or any regulations made under that Act, except where specifically permitted by this notice.

Dated 29 August 2011.

PROFESSOR M. DOROUDI, Executive Director,
 Fisheries and Aquaculture Delegate of the
 Minister for Agriculture and Fisheries

FISHERIES MANAGEMENT ACT 2007 : SECTION 115

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, Oisin Sweeney, Department of Environment and Natural Resources, 11 Helen Street, Mount Gambier, S.A. 5290, (the 'exemption holder') or his agents are exempt from the provision of Section 70, 71 and 72 of the Fisheries Management Act 2007 and Regulation 10 of the Fisheries Management (General) Regulations 2007, but only insofar as he may engage in the collection of native and non-native fish (the 'exempted activity') from waters as specified in Schedule 1, using the gear specified in Schedule 2, subject to the conditions specified in Schedule 3, from 29 August 2011 until 29 August 2012, unless varied or revoked earlier.

SCHEDULE 1

The South East region of South Australia excluding Marine Parks but including wetlands, streams, drains, coastal waters, and permanent Water Pools at the Mosquito Creek Catchments.

SCHEDULE 2

- 2 seine nets (maximum length of 25 m and minimum mesh size of 6 mm).
- 100 fish traps (maximum dimension of 1 m, maximum entrance size 10 cm) including underwater lights with each trap.
- 1 dip net per person if using a net with a diameter and depth greater than 100 cm.
- 20 fyke nets (maximum width of 10 m and minimum mesh size of 3 mm).
- 2 dive torches.
- 20 munyana nets (60 mm stretch mesh, 0.76 m diameter steel hoops with two eye shaped 0.18 m x 0.12 m flexible entrances) for sampling of Glenelg Spiny Crayfish only.

- 12 bait nets (maximum length of 150 m, minimum mesh size 30 mm and maximum mesh size 150 mm).
- 6 Opera House nets with a maximum dimension of 1 m, minimum funnel diameter 7.5 mm with no more than two fixed entrances.
- Electrofishing equipment (bank mounted) for removal of *Gambusia* only.
- Electrofishing equipment (backpack) to sample juvenile Glenelg Spiny Crayfish only.

SCHEDULE 3

1. All Electrofishing gear used must be in accordance with the Australian Code of Electrofishing Practice.

2. The exempted activity may only be conducted on the exemption holder's behalf by the following people—Craig Billows, Steve Clarke, Toby Read, Natasha Dawson, Cath Dickson, Dave Mossop, Kate Rook and Nick Whiterod. All activity is to be conducted in the presence of a Department of Environment and Natural Resources Employee (DENR) employee.

3. The specimens collected by the exemption holders are for scientific and research purposes only and must not be sold.

4. Native fish collected and retained for the purpose of prevention of localised extinction must be kept at a site approved by the Executive Director, Fisheries and Aquaculture and must not be relocated without the written approval of the Executive Director Fisheries and Aquaculture.

5. All non-native fish species targeted for collection must be destroyed and disposed off appropriately.

6. While engaged in the exempted activity, the exemption holder must be in possession of a copy of this notice. Such notice must be produced to a PIRSA Fisheries Officer if requested.

7. Before conducting the exempted activity, the exemption holder must contact PIRSA FISHWATCH on 1800 065 522 and answer a series of questions about the exempted activity. You will need to have a copy of your exemption with you at the time of making the call, and be able to provide information about the area and time of the exempted activity, the vehicles and/or boats involved, the number of agents undertaking the exempted activity and other related questions. Exemption No. 9902478.

8. The exemption holder must provide a report in writing detailing the outcomes of the collection of fish pursuant to this notice to the Executive Director Fisheries and Aquaculture, (G.P.O. Box 1625, Adelaide, S.A. 5001) within 14 days of any collection, giving the following details:

- the date and time of collection;
- location of collection site;
- the description of all species collected;
- the number of each species collected; and
- the number of each species retained for *ex-situ* maintenance.

9. The exemption holder must not contravene or fail to comply with the Fisheries Management Act 2007, or any regulations made under that Act, except where specifically exempted by this notice.

Dated 30 August 2011.

PROFESSOR M. DOROUDI, Executive Director
Fisheries and Aquaculture

FISHERIES MANAGEMENT (ROCK LOBSTER FISHERIES) REGULATIONS 2006

TAKE notice that, in relation to the nominated certification stations listed in Column 1 below, the corresponding times specified in Columns 2 and 3 are, for the purposes of sub-regulations 22 (2) and 23 (2) of the Fisheries Management (Rock Lobster Fisheries) Regulations 2006 under the Fisheries Management Act 2007, the times during which the requirements in 22 (1) and 23 (1) do not apply.

This notice applies from 1 October 2011 until 31 May 2012, unless varied or revoked earlier.

Column 1	Column 2	Column 3
Certification Station	Start Time	Finish Time
Beachport	8.30 a.m.	5 p.m.
Blackfellows Caves	8.30 a.m.	5 p.m.
Cape Jaffa	8.30 a.m.	5 p.m.
Carpenter Rocks	8.30 a.m.	5 p.m.
Port MacDonnell	8.30 a.m.	5 p.m.
Robe	8.30 a.m.	5 p.m.
Southend	8.30 a.m.	5 p.m.

Dated 14 September 2011.

M. SNART, Fisheries Operations Manager,
Limestone Coast

HARBORS AND NAVIGATION ACT 1993

Determination of the State Crewing Committee

THE State Crewing Committee convened on 6 September 2011 and made the following determination, pursuant to Part 6, Section 45 of the Harbors and Navigation Act 1993.

PATRICK CONLON, Minister for Transport

HARBORS AND NAVIGATION ACT 1993

Determination of the State Crewing Committee in respect of the use of a person holding a Master 4 or 5 Certificate of Competency in the stead of a person holding an Integrated Rating Certificate of Competency on Tugs

AFTER thoroughly checking the competencies required of the holder of a Master Class 4, Master Class 5 and Integrated Rating Certificate of Competency, the following determinations were made by the State Crewing Committee pursuant to Part 6, Section 45 of the Harbors and Navigation Act 1993:

- (1) That Anthony Flock, being the holder of a Master Class 4 Certificate of Competency and having had several years experience as a GP on Sydney Tugs and having worked on tugs in Adelaide, may act in the place of a person holding an Integrated Rating Certificate of Competency on tugs requiring a person holding an Integrated Rating Certificate of Competency.
- (2) That within South Australia, a person holding the certificate of competency for a Master Class 4 or Master Class 5 Certificate of Competency may act in the place of a person holding an Integrated Rating Certificate of Competency as long as the person undertakes on board training regarding their duties on the Tug on which they are to serve.

CAPTAIN W. FERRAO, Presiding Member,
State Crewing Committee

Legislative Council Office, 14 September, 2011

FORWARDED to the Honourable the Premier the following Resolution, passed by the Legislative Council on 14 September 2011:

That By-law No. 6 of the Corporation of the City of Adelaide concerning Rundle Mall, made on 10 February 2011 and laid on the Table of this Council on 22 February 2011, be disallowed.

J. M. DAVIS, Clerk

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to Section 52 (2) (b) of the Liquor Licensing Act 1997, that Deoptimo Maximo Pty Ltd has applied to the Licensing Authority for the transfer of a Hotel Licence, Redefinition of Licensed Area, variation to an Extended Trading Authorisation and variation to Entertainment Consent in respect of premises situated 1 Sturt Street, Cambrai, S.A. 5353 and known as Cambrai Hotel.

The applications have been set down for hearing on 24 October 2011 at 10 a.m.

Conditions

The following licence conditions are sought:

- Redefinition of Licensed Area as per plans lodged with this office.
- Variation to Extended Trading Authorisation to include the abovementioned area.
- Variation to Entertainment Consent to include the abovementioned area and for the following days and times:
 - Friday and Saturday: to midnight;
 - Sunday: to 8 p.m.
- Variation to Entertainment Consent to include Area 2 and for the following days and times as current apply to Area 1:
 - Thursday to Saturday: Midnight to 2 a.m. the following day.
 - Sunday: 10 a.m. to 11 a.m. to 8 p.m. to midnight.
 - Good Friday: Midnight to 1 a.m.
 - Christmas Day: Midnight to 1 a.m.
 - Sundays preceding Public Holidays (including Christmas Eve): 8 p.m. to 1 a.m. the following day.

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: 17 October 2011).

The applicant's address for service is c/o Foreman Legal, 69 Mount Barker Road, Stirling, S.A. 5152.

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, Chesser House, 3rd Floor, 91-97 Grenfell Street, Adelaide, S.A. 5000. Telephone: 131 882. Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 20 September 2011.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to Section 52 of the Liquor Licensing Act 1997, that North Haven Golf Club Inc. has applied to the Licensing Authority for a Club Licence, Extended Trading Authorisation and Entertainment Consent in respect of premises situated at Lady Ruthven Drive, Outer Harbor, S.A. 5018 and known as North Haven Golf Club.

The applications have been set down for hearing on 24 October 2011 at 11.30 a.m.

Conditions

The following licence conditions are sought:

- Extended Trading Authorisation in respect of Sundays from 10 a.m. to 11 a.m. and 8 p.m. to 9 p.m. on Sundays and 10 a.m. to 11 a.m. and 8 p.m. to Midnight on Sundays preceding Public Holidays.
- Entertainment Consent is sought for the internal part of the premises during the hours of operation of the club licence.

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: 17 October 2011).

The applicant's address for service is c/o DBH Commercial Lawyers, G.P.O. Box 2, Adelaide, S.A. 5001 (Attention David Tillet or Max Basheer). Telephone (08) 8231 3668.

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, Chesser House, 3rd Floor, 91-97 Grenfell Street, Adelaide, S.A. 5000. Telephone: 131 882. Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 19 September 2011.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to Section 52 of the Liquor Licensing Act 1997, that 3 Squared Henley Pty Ltd has applied to the Licensing Authority for a Restaurant Licence with Section 34 (1) (c) Authorisation and Extending Trading Authorisation in respect of premises situated at 207-109 The Esplanade, Henley Beach, S.A. 5022 and known as Caffe Primo Henley Beach.

The applications have been set down for hearing on 18 October 2011 at 10.30 a.m.

Conditions

The following licence conditions are sought:

- Approval under Section 34 (1) (c) to sell liquor on any day except Good Friday and Christmas Day for consumption on the licensed premises by persons:
 - seated at a table; or
 - attending a function at which food is provided.
- Extended Trading Authorisation is sought in relation to the abovementioned condition for the following days and times:
 - Friday: Midnight to 2 a.m. the following day;
 - Saturday: Midnight to 2 a.m. the following day;
 - Sunday: 8 p.m. to midnight;
 - Christmas Day: Midnight to 2 a.m.;
 - Sunday Christmas Eve: 8 p.m. to 2 a.m. the following day.

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: 11 October 2011).

The applicant's address for service is c/o Jonathan Western, Shop 1, 18-28 Main Street, Mawson Lakes, S.A. 5095.

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, Chesser House, 3rd Floor, 91-97 Grenfell Street, Adelaide, S.A. 5000. Telephone: 131 882. Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 16 September 2011.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to Section 52 of the Liquor Licensing Act 1997, that Waikerie Club Inc. has applied to the Licensing Authority for a variation to an Extended Trading Authorisation, Alterations to Licensed Premises and Redefinition of Licensed Area in respect of premises situated at Crush Terrace, Waikerie, S.A. 5330 and known as Waikerie Club.

The applications have been set down for hearing on 13 October 2011 at 10 a.m.

Conditions

The following licence conditions are sought:

- Alterations to Licensed Premises and Redefinition of Licensed Area as per plans lodged with this office.
- Variation to Extended Authorisation to include the abovementioned area.
- Variation to Extended Trading Authorisation for consumption on the licensed premises to include the following days and times:
 - Monday to Saturday: Midnight to 2 a.m. the following day;
 - Sunday: 8 a.m. to 11 a.m. and 8 p.m. to midnight;
 - Days preceding other Public Holidays: Midnight to 2 a.m. the following day;

Sundays preceding Public Holidays: Midnight to 2 a.m. the following day.

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, on or before 12 October 2011.

The applicant's address for service is c/o Neville Clark, Waikerie Club, 10 Crush Terrace, Waikerie, S.A. 5330.

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, Chesser House, 3rd Floor, 91-97 Grenfell Street, Adelaide, S.A. 5000. Telephone: 131 882. Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 16 September 2011.

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 Rajesh Kumar Singh as trustee for R & R Family Trust has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 5/226 Tapleys Hill Road, Seaton, S.A. 5023 and known as Swaad of Tandoor.

The application has been set down for hearing on 24 October 2011 at 9.30 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: 17 October 2011).

The applicant's address for service is c/o Rajesh Kumar Singh, 5/226 Tapleys Hill Road, Seaton, S.A. 5023.

The application and certain documents and material relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, Chesser House, 3rd Floor, 91-97 Grenfell Street, Adelaide, S.A. 5000. Telephone: 131 882. Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 19 September 2011.

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 LRHB Pty Ltd as trustee for Almond Train Carriage Cafe Trust has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at Main Road, McLaren Vale, S.A. 571 and known as The Almond Carriage Cafe.

The application has been set down for hearing on 10 October 2011 at noon.

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 on or before 7 October 2011.

The applicant's address for service is c/o Rob Webb, P.O. Box 433, Willunga, S.A. 5172.

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, Chesser House, 3rd Floor, 91-97 Grenfell Street, Adelaide, S.A. 5000. Telephone: 131 882. Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 16 September 2011.

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 GKPT Pty Ltd as trustee for Fullarton Cellars Trust has applied to the Licensing Authority for the transfer of a Retail Liquor Merchant's Licence in respect of premises situated at 374-378 Fullarton Road, Fullarton, S.A. 5063 and known as Cellarbrations at Fullarton.

The application has been set down for hearing on 13 October 2011 at 11 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 on or before 12 October 2011.

The applicant's address for service is c/o Griffins Lawyers, 49 Flinders Street, Adelaide, S.A. 5000 (Attention: Adrian Tisato).

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, Chesser House, 3rd Floor, 91-97 Grenfell Street, Adelaide, S.A. 5000. Telephone: 131 882. Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 16 September 2011.

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 Jacquelyn Lori Marsh and Peter John Marsh have applied to the Licensing Authority for the transfer of a Special Circumstances Licence in respect of premises situated at 35 Oborn Road, Mount Barker, S.A. 5251 and known as Trema Industries.

The application has been set down for hearing on 4 October 2011 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 on the applicants on or before 30 September 2011.

The applicants' address for service is c/o Jacquelyn Lori Marsh, P.O. Box 292, Balhannah, S.A. 5242.

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, Chesser House, 3rd Floor, 91-97 Grenfell Street, Adelaide, S.A. 5000. Telephone: 131 882. Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 12 September 2011.

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 The Happiness Club Association Inc. has applied to the Licensing Authority for a Restaurant Licence in respect of premises situated at 61 Franklin Parade, Encounter Bay, S.A. 5211 and known as Stingrays Cafe & Takeaway.

The application has been set down for hearing on 16 October 2011 at 11 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: 5 October 2011).

The applicant's address for service is c/o Kenneth John Burgess, 61 Franklin Parade, Encounter Bay, S.A. 5211.

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, Chesser House, 3rd Floor, 91-97 Grenfell Street, Adelaide, S.A. 5000. Telephone: 131 882. Facsimile: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 12 September 2011.

Applicant

MINING ACT 1971

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

Applicant: Terramin Australia Limited
 Location: Bremer area—immediately west and north-east of Strathalbyn.
 Term: 2 years
 Area in km²: 457
 Ref.: 2011/00191

Plan and co-ordinates can be found on the PIRSA website: http://www.pir.sa.gov.au/minerals/public_notices or by phoning Mineral Tenements on (08) 8463 3103.

J. MARTIN, Mining Registrar

MINING ACT 1971

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

Applicant: Outback Marble Company (Aust) Pty Ltd
 Location: Boolooroo Goldfield area—approximately 25 km north-east of Leigh Creek.
 Pastoral Leases: Burr Well and Leigh Creek
 Term: 2 years
 Area in km²: 62
 Ref.: 2011/00207

Plan and co-ordinates can be found on the PIRSA website: http://www.pir.sa.gov.au/minerals/public_notices or by phoning Mineral Tenements on (08) 8463 3103.

J. MARTIN, Mining Registrar

MINING ACT 1971

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

Applicants: Metallica Minerals Limited (75%) and Outlier No. 1 Pty Ltd (25%).
 Location: Merna Mora area—approximately 30 km west of Hawker.
 Pastoral Lease: Wallerberdina
 Term: 2 years
 Area in km²: 293
 Ref.: 2011/00210

Plan and co-ordinates can be found on the PIRSA website: http://www.pir.sa.gov.au/minerals/public_notices or by phoning Mineral Tenements on (08) 8463 3103.

J. MARTIN, Mining Registrar

NATIONAL ELECTRICITY LAW

THE Australian Energy Market Commission (AEMC) gives notice under the National Electricity Law of the following matter.

Under Section 107A, the period of time for the making of the final determination on the *Application and Operation of Administered Price Periods* Rule proposal (Project Ref. ERC0121) has been extended to **10 November 2011**. The AEMC requires further submissions regarding an issue raised in a submission to the draft Rule determination. The issue concerns the clarification of the clauses which constrain prices in neighbouring regions during periods of interventionary pricing. Submissions must be received by **7 October 2011**.

Submissions can be lodged online via the AEMC's website at www.aemc.gov.au. Before lodging your submission, you must review the AEMC's privacy collection statement on its website. Submissions should be made in accordance with the *AEMC's Guidelines for making written submissions on Rule change proposals*. The AEMC publishes all submissions on its website subject to a claim of confidentiality.

All documents in relation to the above matter are published on the AEMC's website and are available for inspection at the offices of the AEMC.

John Pierce
 Chairman
 Australian Energy Market Commission
 Level 5, 201 Elizabeth Street
 Sydney, N.S.W. 2000
 Telephone: (02) 8296 7800
 Facsimile: (02) 8296 7899

22 September 2011.

NATURAL RESOURCES MANAGEMENT ACT 2004

Notice of Prohibition on Taking Surface Water and Water from Watercourses and Wells in the Eastern Mount Lofty Ranges

PURSUANT to Section 132 (1) of the Natural Resources Management Act 2004 (the Act), I, Paul Caica, Minister for Environment and Conservation in the State of South Australia, and Minister to whom the administration of the Act is committed, being of the opinion that:

- the rate at which surface water is taken in the Eastern Mount Lofty Ranges Water Resources Area is such that the surface water available can no longer meet the demand;
- the rate at which water is taken from watercourses in the Eastern Mount Lofty Ranges Water Resources Area is such that there is a risk that the available water will not be sufficient to meet future demand; and
- the rate at which water is being taken from wells in the Eastern Mount Lofty Ranges Prescribed Wells Area is such that there is a risk that the available water will not be sufficient to meet future demand.

I hereby prohibit the taking of surface water and water from watercourses in the Eastern Mount Lofty Ranges Water Resources Area and the taking of water from wells in the Eastern Mount Lofty Ranges Prescribed Wells Area except in the circumstances specified in Schedule 1.

SCHEDULE 1

1. A person may take surface water, water from watercourses and water from wells in accordance with the terms of a written authorisation granted by me or my authorised agent pursuant to:

- (a) this Notice;
- (b) the Notice published in the *Government Gazette* on 16 October 2003 at pages 3814-3815 (Notice of Prohibition on Taking Surface Water and Water from Watercourses in the Eastern Mount Lofty Ranges Area) pursuant to Section 16 (1) of the Water Resources Act 1997; or

- (c) the Notice published in the *Government Gazette* on 16 October 2003 at pages 3815-3816 (Notice of Prohibition on Taking Water from Wells in the Eastern Mount Lofty Ranges Area) pursuant to Section 16 (1) of the Water Resources Act 1997; or
- (d) the Notice published in the *Government Gazette* on 15 September 2005 at pages 3331-3332 (Notice of Prohibition on Taking Surface Water and Water from Watercourses in the Eastern Mount Lofty Ranges Area) pursuant to Section 132 (1) of the Act; or
- (e) the Notice published in the *Government Gazette* on 15 September 2005 at pages 3330-3331 (Notice of Prohibition on Taking Water from Wells in the Eastern Mount Lofty Ranges Area) pursuant to Section 132 (1) of the Act; or
- (f) the Notice published in the *Government Gazette* on 13 September 2007 at pages 3683-3684 (Notice of Prohibition on Taking Surface Water and Water from Watercourses in the Eastern Mount Lofty Ranges Area) pursuant to Section 132 (1) of the Act; or
- (g) the Notice published in the *Government Gazette* on 13 September 2007 at pages 3682-3683 (Notice of Prohibition on Taking Water from Wells in the Eastern Mount Lofty Ranges Area) pursuant to Section 132 (1) of the Act; or
- (h) the Notice published in the *Government Gazette* on 17 September 2009 at pages 4469-4470 (Notice of Prohibition on Taking Surface Water and Water from Watercourses in the Eastern Mount Lofty Ranges Area) pursuant to Section 132 (1) of the Act; or
- (i) the Notice published in the *Government Gazette* on 17 September 2009 at pages 4468-4469 (Notice of Prohibition on Taking Water from Wells in the Eastern Mount Lofty Ranges Area) pursuant to Section 132 (1) of the Act.
2. An authorisation under this Notice may be granted to:
- (a) a person (a Current User), who has been taking surface water or water from a watercourse in the Eastern Mount Lofty Ranges Water Resources Area, or water from a well in the Eastern Mount Lofty Ranges Prescribed Wells Area, during the period 1 July 2000 to 15 October 2003 inclusive (the Relevant Period), entitling that person to take, from the water resource specified in the authorisation:
- where the water taken during the Relevant Period was to water a crop or crops, the amount of water reasonably necessary, in my opinion, to water that crop or those crops, the amount being determined taking into account the maximum area of each crop or crops grown, the water requirements of the respective crop or crops and the irrigation capacity of the irrigation equipment used to water the crop or crops; or
 - where the water was taken during the Relevant Period for any other purpose, the amount of water which, in my opinion, is reasonably necessary to continue that purpose in the manner in which it had been undertaken during the Relevant Period.
- (b) The transferee of an interest in land (including under a contract of sale or grant of a lease) (the new interest-holder) where:
- the transferor or prior holder of an interest in the land (including as registered proprietor or lessee) ('the prior interest-holder') is the holder of an authorisation under a Notice listed in Clause 1; and
 - the prior interest-holder and the new interest-holder apply to me or my authorised agent for the cancellation (in whole or in part) of the prior interest-holder's authorisation and the grant of an authorisation for the same purpose and on the same land as the cancelled authorisation (or cancelled part of the authorisation) to the new interest-holder,
- entitling the new interest-holder to take the same (or a lesser) quantity of water from the same resource or resources as the prior interest-holder was authorised to take under the cancelled authorisation (or cancelled part of the authorisation).
- (c) Subject to Clause 4, a person (a Prospective User) who did not take any surface water or water from a watercourse in the Eastern Mount Lofty Ranges Water Resources Area, or from a well in the Eastern Mount Lofty Ranges Prescribed Wells Area, but who needs water for a development, project or undertaking:
- to which that person was legally committed during the Relevant Period; or
 - in respect of which that person had, in my opinion, committed significant financial or other resources during the Relevant Period, entitling that person to take the amount of surface water or water from a watercourse in the Eastern Mount Lofty Ranges Water Resources Area, or the amount of water from a well in the Eastern Mount Lofty Ranges Prescribed Wells Area, which in my opinion, is reasonably necessary to undertake the development, project or undertaking to which that person was committed.
3. A Prospective User may not be granted an authorisation or may only be granted an authorisation subject to conditions relating to the manner of taking water where, in the opinion of me or my authorised agent:
- (a) the taking of surface water or water from watercourses or wells will detrimentally affect the ability of other persons to take water from any watercourse, dam or well for domestic purposes or for watering stock (other than stock subject to intensive farming); or
- (b) the taking of surface water or water from watercourses or wells will detrimentally affect the capacity of surface water or any watercourse or well to meet the current or future demand, including the demands of ecosystems dependent on that water resource.
4. Until authorised under this Notice, a Current User may continue to take an amount of water equivalent to the maximum amount taken in any one year, from the same source and for the same purpose or purposes as that person took during the Relevant Period without a written authorisation.
5. This Notice does not apply to the taking of water:
- (a) pursuant to Section 124 (4) of the Act for domestic purposes or for watering stock (other than stock subject to intensive farming); or
- (b) for fire fighting purposes or public road making purposes;
- (c) for the purpose of the application of chemicals to non-irrigated crops or non-irrigated pasture, or for the application of chemicals to control a pest plant or animal; or
- (d) from roof runoff (surface water), subject to the Notice of Authorisation to Take Water published in the *Government Gazette* on 14 April 2011 at pages 1018-1025.
- (e) if the taking of water is authorised pursuant to Section 128 of the Act.
6. The following condition applies to the taking of water in accordance with an authorisation granted under a Notice listed in Clause 1:
- the water may only be taken through a meter which accurately measures the quantity of water taken and is at all times in good working condition.
- In this Notice:
- 'Eastern Mount Lofty Ranges Water Resources Area' means the area bounded by the bold red line in GRO Plan No. 422/2003.
- 'Eastern Mount Lofty Ranges Prescribed Wells Area' means the area bounded by the bold red line in GRO Plan No. 423/2003.

'Maximum area' for a particular crop means the average of the maximum areas of land planted to a particular crop during the Relevant Period.

'Water requirement' of a crop means the reasonable rate of irrigation (expressed as a volume of water per hectare) to properly produce that crop.

'Irrigation capacity' of irrigation equipment means the amount of water that can be applied by the usual operation of that equipment in its condition at 15 October 2003, under usual pumping rates, hours of operation and seasonal fluctuations.

This Notice will have effect at the expiration of seven days from publication of this Notice in a newspaper circulating in that part of the State in which the surface water, watercourses and wells described in this Notice are situated and will remain in effect for two years unless earlier varied or revoked.

Dated 13 September 2011.

PAUL CAICA, Minister for Environment and Conservation

NOTICE TO MARINERS

No. 35 OF 2011

South Australia—Thevenard—Yatala Channel— Beacons—New Light Characteristics

MARINERS are advised that the light characteristics on a number of beacons in the Yatala Channel at Thevenard will be progressively altered over the next month.

The lights will be synchronised in three groups, namely Beacons 1 to 10, Beacons 11 to 20 and Beacons 21 to 29.

The light characteristics of the Entrance Beacon and Beacons 1, 6 and 10 remain unchanged.

Mariners are also advised that Beacon No. 1 is only visible for 4 nautical miles and not 8 nautical miles as shown on Aus 122.

Beacon Number	New Light Characteristics	Beacon Number	New Light Characteristics
2	Occ R 6s	17	Fl G 3s
3	Fl G 3s	18	Fl R 3s
4	Fl R 3s	19	Q G
5	Fl G 3s	20	Q R
7	Fl G 3s	21	Fl G 3s
8	Fl R 3s	22	Fl R 3s
9	Fl G 3s	23	Fl G 3s
11	Occ G 6s	24	Fl R 3s
12	Occ R 6s	25	Fl G 3s
14	Fl R 3s	26	Fl R 3s
15	Fl G 3s	27	Fl G 3s
16	Fl R 3s	28	Occ R 6s
		29	Occ G 6s

The flash rates are: Fl 3s—0.3 secs on 2.7 secs off.
Q—0.3 secs on 0.7 secs off.
Occ 6s—4 secs on 2 secs off.

Navy Chart affected: Aus 122.

Publications affected: Australian Pilot, Volume 1 (Second Edition, 2008), pages 344-346.

Admiralty List of Lights and Fog Signals Volume K (2011/12 Edition) Nos 1824, 1824.5, 1825, 1825.5, 1826, 1827, 1827.5, 1828, 1829, 1829.5, 1830.5, 1831.9, 1831, 1832, 1832.5, 1832.7, 1833, 1833.5, 1834, 1834.5, 1835, 1835.5, 1836, 1836.4, 1837 and 1837.4

Adelaide, 14 September 2011.

PATRICK CONLON, Minister for Transport

FP2001/1439
DTEI 2011/00735

NOTICE TO MARINERS

No. 36 OF 2011

South Australia—Spencer Gulf—Franklin Harbor— No. 8 Beacon Unlit

MARINERS are advised that the No. 8 starboard hand beacon (which is also a front leading light) in the approaches to Franklin Harbor at approximate WGS84 position latitude 33°42.18'S, longitude 136°57.19'E is reported to be unlit.

Mariners are advised to proceed with caution in the vicinity.

Navy Chart affected: Aus 777.

Publications affected: Australian Pilot, Volume 1 (Second Edition, 2008) pages 365 and 366.

Admiralty List of Lights & Fog Signals Volume K (2011-12 Edition) No. 1910.3.

Adelaide, 13 September 2011.

PATRICK CONLON, Minister for Transport

FP2001/1439
DTEI 2011/00735

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Application for Grant of an Associated Activities Licence— AAL 166

PURSUANT to Section 65 (6) of the Petroleum and Geothermal Energy Act 2000 (the Act) and Delegation dated 1 October 2009, notice is hereby given that an application for the grant of an Associated Activities Licence within the area described below has been received from Holloman Petroleum Pty Ltd.

The application will be determined on or after 6 October 2011.

Description of Application Area

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

Commencing at a point being the intersection of latitude 28°04'55"S GDA94 and longitude 139°10'05"E GDA94, thence east to longitude 139°11'00"E GDA94, south to latitude 28°05'43"S GDA94, west to longitude 139°10'05"E GDA94 and north to the point of commencement.

Area: 2 km² approximately.

Dated 20 September 2011.

BARRY A. GOLDSTEIN,
Executive Director
Petroleum and Geothermal Division
Minerals and Energy Resources
Primary Industries and Resources SA
Delegate of the Minister for Mineral
Resources Development

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Application for Grant of an Associated Activities Licence— AAL 165

PURSUANT to Section 65 (6) of the Petroleum and Geothermal Energy Act 2000 (the Act) and Delegation dated 1 October 2009, notice is hereby given that an application for the grant of an Associated Activities Licence within the area described below has been received from:

Victoria Oil Exploration Pty Ltd,
Permian Oil Pty Ltd,
Springfield Oil and Gas Pty Ltd and
Impress (Cooper Basin) Pty Ltd.

The application will be determined on or after 30 September 2011.

Description of Application Area—AAL 165

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

356110mE	6894930mN
356179mE	6894687mN
356296mE	6894707mN
356494mE	6894715mN
356507mE	6894823mN
356507mE	6895002mN
356315mE	6895039mN
356170mE	6895061mN
356055mE	6895028mN

and a corridor 50 m wide centred on a straight line between co-ordinates:

356138.89mE	6894813.73mN
368376.00mE	6894405.00mN
371498.35mE	6894291.41mN
371888.22mE	6894519.28mN
372698.75mE	6894252.92mN
395362.44mE	6893478.06mN
413439.82mE	6893339.06mN

All co-ordinates are in MGA Z54, GDA94.

Area: 3 km² approximately.

Dated 21 September 2011.

BARRY A. GOLDSTEIN,
Executive Director
Petroleum and Geothermal Division
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—Kulpara

BY Road Process Order made on 24 June 2010, the District Council of Barunga West ordered that:

1. The whole of the unnamed public road generally situate between Rod Daniels Road, E Daniels Road and G Daniels Road and adjoining the southern boundaries of Sections 148, 186 and 533, Hundred of Kulpara, more particularly delineated and lettered 'A', 'B' and 'C' (respectively) on Preliminary Plan No. 09/0036 be closed.

2. The whole of the land subject to closure lettered 'A' and 'B' be transferred to Kulburri Pty Ltd in accordance with agreement for transfer dated 10 November 2009, entered into between the District Council of Barunga West and Kulburri Pty Ltd.

3. The whole of the land subject to closure lettered 'C' be transferred to Brian Dennis Rooney and Mary Ellen Rooney in accordance with agreement for transfer dated 10 November 2009, entered into between the District Council of Barunga West and B. D. and M. E. Rooney.

On 28 September 2010 that order was confirmed by the Minister for Infrastructure conditionally upon the deposit by the Registrar-General of Deposited Plan 85078 being the authority for the new boundaries.

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

Dated 22 September 2011.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24

**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER**

Road Closure—Paskeville

BY Road Process Order made on 1 September 2010, the District Council of Barunga West ordered that:

1. The whole of the unnamed public road situate adjoining the southern boundary of Section 515, Hundred of Kulpara, more particularly delineated and lettered 'A' on Preliminary Plan No. 09/0050 be closed.

2. The whole of the land subject to closure be transferred to Andrew Donald Bowey in accordance with agreement for transfer dated 13 October 2009, entered into between the District Council of Barunga West and A. D. Bowey.

On 28 September 2010, that order was confirmed by the Minister for Infrastructure conditionally upon the deposit by the Registrar-General of Deposited Plan 83652 being the authority for the new boundaries.

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

Dated 22 September 2011.

P. M. KENTISH, Surveyor-General

South Australia

Road Traffic (Heavy Vehicle Driver Fatigue) (Emergencies) Notice 2011

under regulation 86 of the *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008*

1—Short title

This notice may be cited as the *Road Traffic (Heavy Vehicle Driver Fatigue) (Emergencies) Notice 2011*.

2—Interpretation

(1) In this notice—

emergency means—

- (a) an event that causes injury to any person; or
- (b) a flood, fire, explosion, natural disaster or similar event; or
- (c) a disruption to essential services;

emergency service has the same meaning as in regulation 57 of the *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008*.

(2) Terms used in this notice have the same meaning as in the *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008*.

3—Commencement

This notice comes into operation on 29 September 2011.

4—Application of notice

(1) This notice applies to the class of vehicles consisting of regulated heavy vehicles that are—

- (a) urgently required in response to an emergency; or
- (b) under the direction of a supervisor of an emergency service who is controlling or assisting in the response to an emergency; or
- (c) required in relation to the provision of an essential service, or for the repair or replacement of infrastructure related to an essential service.

(2) This notice applies in circumstances consisting of a vehicle to which this notice applies—

- (a) travelling to an emergency; or
- (b) being used in the course of, or in relation to, an emergency; or
- (c) returning from an emergency (the driver of the vehicle having ceased to be involved in the emergency).

5—Certain provisions of *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008* not to apply

- (1) The *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008* (other than regulation 6) do not apply to, or in relation to, a vehicle to which this notice applies in the circumstances set out in clause 4(2)(a) or (b).
- (2) The following provisions of the *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008* do not apply to, or in relation to, the use of a vehicle to which this notice applies in the circumstances set out in clause 4(2)(c):
 - (a) the provisions of Part 4 Division 1 Subdivision 3;
 - (b) the provisions of Part 4 Division 2.

6—Conditions

An exemption conferred by clause 5(2) of this notice is subject to the following conditions:

- (a) the driver of the relevant vehicle must, before commencing the return journey, have had not less than 10 hours of rest time (including not less than 6 continuous hours of stationary rest time) during the 24 hours preceding commencement of the return journey; and
- (b) the driver of the relevant vehicle must make—
 - (i) the following written records, to be made before commencing the return journey:
 - (A) a description of the emergency;
 - (B) an estimate of the driver's work time and rest time during the 24 hours preceding commencement of the return journey;
 - (C) the driver's name and driver's licence number, and the State or Territory in which the licence was issued; and
 - (ii) the following written records, to be made at the end of each day on which the driver drove a regulated heavy vehicle during the return journey:
 - (A) the registration number of the regulated heavy vehicle;
 - (B) the date for that day;
 - (C) an estimate of the driver's work time and rest time during that day;
 - (D) an estimate of the distance travelled on that day; and
- (c) the driver of the relevant vehicle must keep a record referred to in paragraph (b) for a period of not less than 3 years after it is created (however this condition will be taken to have been complied with if the record keeper for the driver keeps the record for that period).

Note—

Section 164B of the *Road Traffic Act 1961* provides that if a person contravenes or fails to comply with a condition specified in an exemption, the exemption does not, while the contravention or non-compliance continues, operate in that person's favour.

Made by the Minister for Transport

Hon Patrick Conlon MP

MINISTER FOR TRANSPORT

Dated 20 September 2011.

South Australia

Road Traffic (Heavy Vehicle Driver Fatigue) (Livestock) Notice 2011

under regulation 86 of the *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008*

1—Short title

This notice may be cited as the *Road Traffic (Heavy Vehicle Driver Fatigue) (Livestock) Notice 2011*.

2—Commencement

This notice comes into operation on 29 September 2011.

3—Interpretation

Terms used in this notice have the same meaning as in the *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008*.

4—Application of notice

- (1) This notice applies to the class of vehicles consisting of regulated heavy vehicles being driven by a solo driver who would, but for this notice, be working under standard hours.
- (2) This notice applies in circumstances where:
 - (a) the primary load of the regulated heavy vehicle to which this clause applies is live cattle, sheep, goats or pigs; and
 - (b) due to unforeseen delays, the welfare of those animals is at risk.

5—Regulation 16 of *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008* not to apply

Regulation 16 of the *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008* does not apply to, or in relation to, a vehicle to which this notice applies in the circumstances set out in clause 4(2).

6—Conditions

An exemption conferred by this notice is subject to the following conditions:

- (a) the driver of the relevant vehicle must record—
 - (i) if the driver is required to record information in a work diary in relation to the day on which the driver drove under this notice—in that work diary; or
 - (ii) in any other case—in writing,

the reason why it was necessary or desirable to exceed the work times and rest times set out in regulation 16 of the *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008*;

- (b) if a record is made in accordance with paragraph (a)(ii)—the driver must keep that record for a period of not less than 3 years after it is created (however this condition will be taken to have been complied with if the record keeper for the driver keeps the record for that period);
- (c) during any period in column 1 of the following table, the driver of the relevant vehicle—
- (i) if a maximum work time is specified in column 2 of the table in relation to the period—must not work for more than that amount of work time; and
 - (ii) must have the remainder of the period as rest time, including at least the period or periods of continuous rest time and stationary rest time specified in column 3 (if any),

(and if that specified period includes any lesser periods specified in column 1 of the table, he or she must also comply with subparagraph (i) and (ii) in relation to each of those lesser periods):

Period	Max work time	Min rest time
5½ hours	5 hours	30 continuous minutes, or 2 blocks of 15 continuous minutes, of rest time
24 hours	16 hours	6 continuous hours of stationary rest time
48 hours	28½ hours	13.5 hours of stationary rest time in 2 blocks of not less than 6 continuous hours and 1 block of not less than 1.5 continuous hours

Note—

Section 164B of the *Road Traffic Act 1961* provides that if a person contravenes or fails to comply with a condition specified in an exemption, the exemption does not, while the contravention or non-compliance continues, operate in that person's favour.

7—Duration of exemption

An exemption conferred by this notice in respect of a particular load ceases to apply—

- (a) 48 hours after the relevant unforeseen delay occurs; or
 - (b) when the welfare of the animals comprising the load is no longer at risk,
- whichever is the earlier.

Made by the Minister for Transport

Hon Patrick Conlon MP

MINISTER FOR TRANSPORT

Dated 20 September 2011.

South Australia

Road Traffic (Heavy Vehicle Driver Fatigue) (Transport of Fruit, Vegetables and Grain) Notice 2011

under regulation 86 of the *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008*

1—Short title

This notice may be cited as the *Road Traffic (Heavy Vehicle Driver Fatigue) (Transport of Fruit, Vegetables and Grain) Notice 2011*.

2—Commencement

This notice comes into operation on 29 September 2011.

3—Interpretation

Terms used in this notice have the same meaning as in the *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008*.

4—Application of notice

- (1) This notice applies to the class of vehicles consisting of regulated heavy vehicles being driven by a solo driver who would, but for this notice, be working under standard hours.
- (2) This notice applies in circumstances consisting of a vehicle to which this notice applies being used to transport fresh fruit or vegetables, or grain, between a farm and a receiving point for the fruit, vegetables or grain in an area not more than 100 kilometres from the base of the driver driving the vehicle.

5—Certain provisions of *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008* not to apply

The following provisions of the *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008* do not apply to, or in relation to, the use of a vehicle to which this notice applies in the circumstances set out in clause 4(2):

- (a) the provisions of Part 3 Division 2;
- (b) the provisions of Part 4 Division 1 Subdivision 3;
- (c) the provisions of Part 4 Division 2.

Made by the Minister for Transport

Hon Patrick Conlon MP

MINISTER FOR TRANSPORT

Dated 20 September 2011.

South Australia

Road Traffic (Heavy Vehicle Driver Fatigue) (Transport of Bees) Notice 2011

under regulation 86 of the *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008*

1—Short title

This notice may be cited as the *Road Traffic (Heavy Vehicle Driver Fatigue) (Transport of Bees) Notice 2011*.

2—Commencement

This notice comes into operation on 29 September 2011.

3—Interpretation

Terms used in this notice have the same meaning as in the *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008*.

4—Application of notice

- (1) This notice applies to the class of vehicles consisting of regulated heavy vehicles being driven by a solo driver who would, but for this notice, be working under standard hours.
- (2) This notice applies in circumstances consisting of a vehicle to which this notice applies—
 - (a) being used to transport live bees in an area not more than 200 kilometres from the base of the driver driving the vehicle; or
 - (b) undertaking an unladen one way trip for a purpose directly related to the transportation of live bees in an area not more than 200 kilometres from the base of the driver driving the vehicle.

5—Certain provisions of *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008* not to apply

The following provisions of the *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008* do not apply to, or in relation to, the use of a vehicle to which this notice applies in the circumstances set out in clause 4(2):

- (a) the provisions of Part 3 Division 2;
- (b) the provisions of Part 4 Division 1 Subdivision 3;
- (c) the provisions of Part 4 Division 2.

Made by the Minister for Transport

Hon Patrick Conlon MP

MINISTER FOR TRANSPORT

Dated 20 September 2011.

South Australia

Road Traffic (Heavy Vehicle Driver Fatigue) (Australian Defence Force) Notice 2011

under regulation 86 of the *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008*

1—Short title

This notice may be cited as the *Road Traffic (Heavy Vehicle Driver Fatigue) (Australian Defence Force) Notice 2011*.

2—Commencement

This notice comes into operation on 29 September 2011.

3—Interpretation

Terms used in this notice have the same meaning as in the *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008*.

4—Application of notice

- (1) This notice applies to the class of vehicles consisting of regulated heavy vehicles—
 - (a) owned by the Australian Defence Force; or
 - (b) being operated by, or under the direction or at the request of, an authorised officer of the Australian Defence Force.
- (2) This notice applies in circumstances consisting of the use of a vehicle for a purpose related to an official function or duty of the Australian Defence Force.

5—Certain provisions of *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008* not to apply

The following provisions of the *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008* do not apply to, or in relation to, the use of a vehicle to which this notice applies in the circumstances set out in clause 4(2):

- (a) the provisions of Part 4 Division 1 Subdivision 3;
- (b) the provisions of Part 4 Division 2.

Made by the Minister for Transport

Hon Patrick Conlon MP

MINISTER FOR TRANSPORT

Dated 21 September 2011.

SUPREME COURT OF SOUTH AUSTRALIA
PORT AUGUSTA CIRCUIT COURT

Sheriff's Office, Adelaide, 4 October 2011

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

Tuesday, 4 October 2011 at 9.30 a.m. on the first day of the sittings the only business taken will be the arraignment of prisoners in gaol and the passing of sentences on prisoners in gaol committed for sentence; the surrender of prisoners on bail committed for sentence; the surrender of persons in response to *ex officio* informations or of persons on bail and committed for trial who have signified their intentions to plead guilty and the passing of sentences.

Juries will be summoned for Tuesday, 4 October 2011 at 10 a.m. and persons will be tried on this and subsequent days of the sittings.

Prisoners in H.M. Gaol and on bail for sentence and for trial at the sittings of the Port Augusta Courthouse, commencing Tuesday, 4 October 2011.

Brown, Benjamin	Murder; murder attempted;	On bail
Andrew	cause serious harm to another	
Ryan, Clifford	Murder	In gaol

Prisoners on bail must surrender at 9.30 a.m. of the day appointed for their respective trials. If they do not appear when called upon their recognizances and those of their bail will be estreated and a bench warrant will be issued forthwith.

By order of the Court,

M. A. STOKES, Sheriff

THE DISTRICT COURT OF SOUTH AUSTRALIA
MOUNT GAMBIER CIRCUIT COURT

Sheriff's Office, Adelaide, 5 October 2011

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

Monday, 4 July 2011 at 10 a.m. on the first day of the sittings the only business taken will be the arraignment of prisoners in gaol and the passing of sentences on prisoners in gaol committed for sentence; the surrender of prisoners on bail committed for sentence; the surrender of persons in response to *ex officio* informations or of persons on bail and committed for trial who have signified their intentions to plead guilty and the passing of sentences.

Juries will be summoned for Wednesday, 5 October 2011 and persons will be tried on this and subsequent days of the sittings.

Prisoners in H.M. Gaol and on bail for sentence and for trial at the sittings of the Mount Gambier Courthouse, commencing Wednesday, 5 October 2011.

Aldridge, Steven	1 Persistent sexual exploitation of a child	In gaol
Francis		
Allen, Wayne	1-17 Unlawful sexual intercourse with a person under 12 (7); indecent assault (4); gross indecency (2); unlawful sexual intercourse (3); persistent sexual exploitation of a child—retrospective law	On bail
Robert		
Anderson, David	1 Commit assault—aggravated offence other—no weapon	On bail
Kenneth		
Ferguson, Michael	1-2 Traffic (type unknown) in a controlled drug; cultivate a controlled plant	On bail
John		
Flynn, Leon Peter	1 Intentionally cause harm—aggravated offence—other	In gaol
Hopkins, Alan	21-26 Indecent assault (4); unlawful sexual intercourse (2)	On bail
Gregory		
J, A. P.	3 Persistent sexual exploitation of a child	On bail
Morgan, Andrew	1-2 Engage in sexual intercourse with a person without consent (2)	On bail
Duncan		
Oakford, Peter	2-3 Cultivate a commercial quantity of controlled plant for sale; possess prescribed equipment	On bail
Charles		
Plummer, Andrew	1 Non-aggravated offence—possess firearm without licence	On bail
Carl		
Rigney, Jamie	1-3 Assault; aggravated threaten life; damaging property	On bail
Vondoussa		
Robinson, Robert	3 Persistent sexual exploitation of a child	On bail
William		
Sinel, Robert John	1-2 Cultivate large commercial quantity of controlled plant (2)	On bail
Tippins, Christopher	1 Commit theft using force (aggravated offence)	In gaol
Tippins, Christopher	1 Non-aggravated offence—possess firearm without licence	In gaol
Nathan		
Verrity, Stephen	1 Engage in sexual intercourse with a person without consent	On bail
Walscott, Wayne	1-4 Trafficking in a commercial quantity of a controlled drug; cultivating controlled plants for sale (3)	On bail
John		
Wanstall, Atiscia	1 Recklessly cause harm to another—aggravated offence—other	On bail
Marree		
Williams, Dean	1-10 Threaten to kill or endanger life—aggravated offence (4); aggravated assault (no weapon) against child or spouse; commit assault—aggravated offence other—no weapon; aggravated assault with weapon	On bail
Francis		

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

By order of the Court,

M. A. STOKES, Sheriff

SEWERAGE ACT 1929

Addition of Land to Adelaide Drainage Area

PURSUANT to Section 18 of the Sewerage Act 1929, the South Australian Water Corporation:

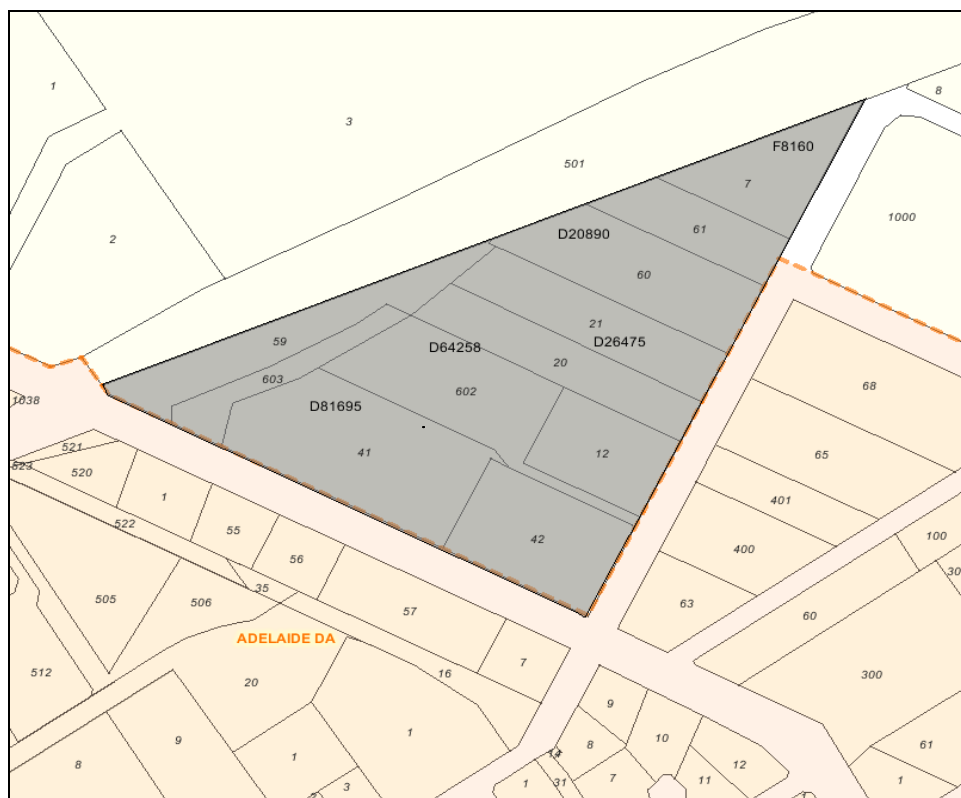
- (a) adds to the Adelaide Drainage Area the land shown on the plan in the schedule; and
- (b) declares that this notice has effect from the commencement of the financial year in which it is published in the *Government Gazette*.

D1488
SA Water 11/06978
Mapsheet: 662831Q1

SCHEDULE

GILLMAN

HUNDRED OF PORT ADELAIDE



NOT TO SCALE

BOUNDARY OF ADELAIDE DRAINAGE AREA PREVIOUSLY PROCLAIMED SHOWN AS DASHED LINES

LAND TO BE ADDED TO ADELAIDE DRAINAGE AREA SHOWN AS SHADED AREA

Dated 20 September 2011.

Signed for and on behalf of the South Australian Water Corporation by a person duly authorised so to do:

A. SCHIRRIPIA, Manager Billing and Collection

In the presence of:

B. LOVEBAND, Acting Team Leader Rating

SAWATER 11/06978 D1488

WATERWORKS ACT 1932

Addition of Land to Penola Water District

PURSUANT to Section 6 of the Waterworks Act 1932, the South Australian Water Corporation:

- (a) adds to the Penola Water District the land shown on the plan in the schedule; and
- (b) declares that this notice has effect from the commencement of the financial year in which it is published in the *Government Gazette*.

W1489
 SA Water 11/06979
 Mapsheet: 702337G

SCHEDULE

PENOLA

HUNDRED OF PORT PENOLA



NOT TO SCALE

BOUNDARY OF PENOLA WATER DISTRICT PREVIOUSLY PROCLAIMED SHOWN AS DASHED LINES

LAND TO BE ADDED TO PENOLA WATER DISTRICT SHOWN AS SHADED AREA

Dated 20 September 2011.

Signed for and on behalf of the South Australian Water Corporation by a person duly authorised so to do:

A. SCHIRRIPIA, Manager Billing and Collection

In the presence of:

B. LOVEBAND, Acting Team Leader Rating

WHEAT MARKETING ACT 1989

Deductions for Grains Research

PURSUANT to Section 10 of the Wheat Marketing Act 1989, I, Michael O'Brien, Minister for Agriculture, and Fisheries, make the following notice concerning grain for the season 2011-2012:

1. There shall be deductions for the purposes of research from the proceeds of all grain for the season.
2. The prescribed rate for such deductions shall be 30 cents per tonne.
3. A purchaser of grain harvested in 2011-2012 is to presume conclusively that the seller has consented to the making of payments under this section.
4. If the seller, by notice in writing given to the Minister by 31 March 2012, indicates that he or she does not consent to the making of such payments in respect of grain harvested in 2011-2012, the Minister must pay to the seller the amount received by the Minister in respect of grain of that season sold by the seller.

5. The written notice should be forwarded to the Minister for Agriculture and Fisheries, G.P.O. Box 1671, Adelaide, S.A. 5001 by the stipulated date.

Dated 20 September 2011.

MICHAEL O'BRIEN, Minister for Agriculture
and Fisheries

WHEAT MARKETING ACT 1989

*Deductions for South Australian Farmers Federation (SAFF)
Grains Section*

PURSUANT to Section 10 of the Wheat Marketing Act 1989, I, Michael O'Brien, Minister for Agriculture and Fisheries, make the following notice concerning grain for the season 2011-2012:

1. There shall be deductions for the purposes of the SAFF grains section (SAFF Grains Industry Committee) from the proceeds of all grain for the season.
2. The prescribed rate for such deductions shall be 5 cents per tonne.
3. A purchaser of grain harvested in 2011-2012 is to presume conclusively that the seller has consented to the making of payments under this section.
4. If the seller, by notice in writing given to the Minister by 31 March 2012, indicates that he or she does not consent to the making of such payments in respect of grain harvested in 2011-2012, the Minister must pay to the seller the amount received by the Minister in respect of grain of that season sold by the seller.

5. The written notice should be forwarded to the Minister for Agriculture and Fisheries, G.P.O. Box 1671, Adelaide, S.A. 5001 by the stipulated date.

Dated 20 September 2011.

MICHAEL O'BRIEN, Minister for Agriculture
and Fisheries

WORKERS REHABILITATION AND COMPENSATION
ACT 1986*Workers Compensation Tribunal Rules 2009*

I, WILLIAM DAVID JENNINGS, President of the Workers Compensation Tribunal, by virtue of the provisions of Section 88E of the Workers Rehabilitation and Compensation Act 1986 and all the enabling powers, do hereby rescind Rule 31, Representation Costs, make a new Rule 31, Representation Costs, as set out below, to take effect as from the date of publication in the *Gazette*.

Given under my hand and the seal of the Workers Compensation Tribunal of South Australia.

Dated 16 September 2011.

(L.S.) JUDGE W. D. JENNINGS, President,
Workers Compensation Tribunal

RULE 31

Representation Costs

- (1) A representative of a party shall not charge excessive costs. Costs charged at greater than the Supreme Court scale as varied from time to time shall, unless there are exceptional circumstances, be regarded as excessive.
- (2) If a representative of a worker intends to charge costs greater than those payable by the compensating authority in respect of any legal advice or representation concerning any matters relating to the payment of compensation under the Act the representative must advise the worker of Rule 31 (1) hereof and must advise the worker of his or her rights under Sections 41 and 42 of the Legal Practitioners Act 1981.
- (3) If a party believes that the party's representative has caused costs:
 - (a) to be incurred improperly or without reasonable cause; or
 - (b) to be wasted by undue delay or negligence or by other misconduct or default,
 the party shall advise the Registrar in writing whereupon the Registrar shall refer the matter to the presiding member or if there is no such member to a presidential member nominated by the President to deal with the matter in accordance with Section 95 A of the Act.
- (4) The Registrar is authorised to inform workers generally of this Rule and of the actions a worker may take if the worker believes that the amount of costs being charged is excessive or that an order under Section 95A of the Act should be made.

GOVERNMENT GAZETTE ADVERTISEMENT RATES

To apply from 1 July 2011

	\$		\$
Agents, Ceasing to Act as.....	45.50	Firms:	
Associations:		Ceasing to Carry on Business (each insertion)	30.25
Incorporation	23.00	Discontinuance Place of Business	30.25
Intention of Incorporation	57.00	Land—Real Property Act:	
Transfer of Properties	57.00	Intention to Sell, Notice of.....	57.00
Attorney, Appointment of.....	45.50	Lost Certificate of Title Notices	57.00
Bailiff's Sale	57.00	Cancellation, Notice of (Strata Plan).....	57.00
Cemetery Curator Appointed.....	33.75	Mortgages:	
Companies:		Caveat Lodgement	23.00
Alteration to Constitution	45.50	Discharge of	24.10
Capital, Increase or Decrease of	57.00	Foreclosures.....	23.00
Ceasing to Carry on Business	33.75	Transfer of	23.00
Declaration of Dividend.....	33.75	Sublet.....	11.60
Incorporation	45.50	Leases—Application for Transfer (2 insertions) each.....	11.60
Lost Share Certificates:		Lost Treasury Receipts (3 insertions) each.....	33.75
First Name.....	33.75	Licensing.....	67.50
Each Subsequent Name.....	11.60	Municipal or District Councils:	
Meeting Final.....	38.00	Annual Financial Statement—Forms 1 and 2	636.00
Meeting Final Regarding Liquidator's Report on		Electricity Supply—Forms 19 and 20.....	452.00
Conduct of Winding Up (equivalent to 'Final		Default in Payment of Rates:	
Meeting')		First Name	90.50
First Name.....	45.50	Each Subsequent Name.....	11.60
Each Subsequent Name	11.60	Noxious Trade	33.75
Notices:		Partnership, Dissolution of.....	33.75
Call.....	57.00	Petitions (small)	23.00
Change of Name.....	23.00	Registered Building Societies (from Registrar-General)	23.00
Creditors.....	45.50	Register of Unclaimed Moneys—First Name	33.75
Creditors Compromise of Arrangement	45.50	Each Subsequent Name	11.60
Creditors (extraordinary resolution that 'the Com-		Registers of Members—Three pages and over:	
pany be wound up voluntarily and that a liquidator		Rate per page (in 8pt)	289.00
be appointed').....	57.00	Rate per page (in 6pt)	382.00
Release of Liquidator—Application—Large Ad	90.50	Sale of Land by Public Auction.....	57.50
—Release Granted	57.00	Advertisements	3.20
Receiver and Manager Appointed	52.50	¼ page advertisement	135.00
Receiver and Manager Ceasing to Act	45.50	½ page advertisement	270.00
Restored Name.....	42.50	Full page advertisement.....	529.00
Petition to Supreme Court for Winding Up.....	79.00	Advertisements, other than those listed are charged at \$3.20 per	
Summons in Action.....	67.50	column line, tabular one-third extra.	
Order of Supreme Court for Winding Up Action	45.50	Notices by Colleges, Universities, Corporations and District	
Register of Interests—Section 84 (1) Exempt.....	102.00	Councils to be charged at \$3.20 per line.	
Removal of Office.....	23.00	Where the notice inserted varies significantly in length from	
Proof of Debts	45.50	that which is usually published a charge of \$3.20 per column line	
Sales of Shares and Forfeiture.....	45.50	will be applied in lieu of advertisement rates listed.	
Estates:		South Australian Government publications are sold on the	
Assigned	33.75	condition that they will not be reproduced without prior	
Deceased Persons—Notice to Creditors, etc.....	57.00	permission from the Government Printer.	
Each Subsequent Name	11.60		
Deceased Persons—Closed Estates	33.75		
Each Subsequent Estate.....	1.50		
Probate, Selling of	45.50		
Public Trustee, each Estate	11.60		

All the above prices include GST

GOVERNMENT GAZETTE NOTICES

ALL private advertisements forwarded for publication in the *South Australian Government Gazette* must be PAID FOR PRIOR TO INSERTION; and all notices, from whatever source, should be legibly written on one side of the paper only and sent to **Government Publishing SA** so as to be *received no later than 4 p.m. Tuesday preceding the day of publication. Phone 8207 1045 or Fax 8207 1040. E-mail: governmentgazette@dpc.sa.gov.au*. Send as attachments in Word format. Please include date the notice is to be published and to whom the notice will be charged. **The Government Gazette is available online at: www.governmentgazette.sa.gov.au.**

MISCELLANEOUS LEGISLATION AND GOVERNMENT PUBLICATIONS PRICES AS FROM 1 JULY 2011

Acts, Bills, Rules, Parliamentary Papers and Regulations

Pages	Main	Amends	Pages	Main	Amends
1-16	2.80	1.30	497-512	38.50	37.50
17-32	3.70	2.30	513-528	39.50	38.25
33-48	4.85	3.45	529-544	41.00	39.50
49-64	6.10	4.70	545-560	42.00	41.00
65-80	7.10	5.90	561-576	43.00	42.00
81-96	8.30	6.85	577-592	44.50	42.50
97-112	9.45	8.10	593-608	45.75	44.00
113-128	10.60	9.30	609-624	46.50	45.50
129-144	11.80	10.50	625-640	47.75	46.00
145-160	13.00	11.60	641-656	49.00	47.75
161-176	14.10	12.80	657-672	49.75	48.25
177-192	15.40	13.90	673-688	51.50	49.75
193-208	16.60	15.30	689-704	52.50	50.50
209-224	17.50	16.20	705-720	53.50	52.00
225-240	18.70	17.30	721-736	55.00	53.00
241-257	20.10	18.30	737-752	55.50	54.00
258-272	21.20	19.40	753-768	57.00	55.00
273-288	22.30	21.00	769-784	58.00	57.00
289-304	23.30	21.90	785-800	59.00	58.00
305-320	24.70	23.20	801-816	60.50	58.50
321-336	25.75	24.30	817-832	61.50	60.50
337-352	27.00	25.50	833-848	63.00	61.50
353-368	27.75	26.75	849-864	64.00	62.50
369-384	29.25	27.75	865-880	65.50	64.00
385-400	30.50	29.00	881-896	66.00	64.50
401-416	31.75	30.00	897-912	67.50	66.00
417-432	33.00	31.50	913-928	68.00	67.50
433-448	34.00	32.75	929-944	69.00	68.00
449-464	34.75	33.50	945-960	70.00	68.50
465-480	35.25	34.50	961-976	73.00	69.50
481-496	37.50	35.25	977-992	74.00	70.00

Legislation—Acts, Regulations, etc:

Subscriptions:

Acts.....	237.00
All Bills as Laid.....	570.00
Rules and Regulations.....	570.00
Parliamentary Papers.....	570.00
Bound Acts.....	263.00
Index.....	132.00

Government Gazette

Copy.....	6.25
Subscription.....	315.00

Hansard

Copy.....	17.30
Subscription—per session (issued weekly).....	494.00
Cloth bound—per volume.....	212.00
Subscription—per session (issued daily).....	494.00

Legislation on Disk

Whole Database.....	3 660.00
Annual Subscription for fortnightly updates.....	1 125.00
Individual Act(s) including updates.....	POA

Notice of Vacancies

Annual Subscription.....	174.00
--------------------------	--------

Compendium

Subscriptions:

New Subscriptions.....	2 167.00
Updates.....	765.00

(All the above prices include GST)

All Legislation, Government Gazette, Hansard and Legislation on disk are available from:

**Counter Sales
and Mail Orders:****Government Legislation Outlet**

Service SA Customer Service Centre,
Ground Floor—EDS Centre, 108 North Terrace, Adelaide, S.A. 5000
Phone: 13 23 24 (local call cost), Fax: (08) 8204 1909
Postal: G.P.O. Box 1707, Adelaide, S.A. 5001

Online Shop:**www.shop.service.sa.gov.au****Subscriptions and
Standing Orders:****Government Publishing SA**

Box 9, Plaza Level, Riverside Centre, North Terrace, Adelaide, S.A. 5000
Phone: (08) 8207 1043, (08) 8207 0910, Fax: (08) 8207 1040

South Australia

Harbors and Navigation Variation Regulations 2011

under the *Harbors and Navigation Act 1993*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Harbors and Navigation Regulations 2009*

- 4 Variation of regulation 3—Interpretation
 - 5 Insertion of regulation 71A
 - 71A Person not to hold more than 1 key position
 - 6 Substitution of regulation 73
 - 73 Minimum number etc of crew for fishing vessels
 - 7 Revocation of regulation 74
 - 8 Variation of regulation 75—Breach by crew of minimum qualifications requirement
 - 9 Variation of regulation 78—Classes of certificates of competency
 - 10 Variation of regulation 79—Applications under this Part
 - 11 Variation of regulation 87—Requirements for applicants for certificates of competency
 - 12 Insertion of regulation 87A
 - 87A CEO may impose conditions on restricted certificates of competency
 - 13 Substitution of regulation 88
 - 88 Duration of certificates of competency
 - 88A Certain certificates of competency not to be varied
 - 14 Variation of regulation 89—Re-validation or renewal of certificates of competency of a class appropriate to a commercial vessel
 - 15 Variation of regulation 90—Endorsement of certificates of competency
 - 16 Substitution of Schedule 6
- Schedule 6—Minimum requirements as to the number and respective qualifications of crew of fishing vessels

Part 1—Preliminary

- 1 Interpretation

Part 2—Minimum number of crew to be carried

- 2 Minimum requirement

Part 3—Crew other than engineers

- 3 Minimum requirements

Part 4—Engineers

- 5 Minimum requirements

- 17 Variation of Schedule 7—Certificates of competency—trading vessels operating solely on River Murray or inland waters
 - 18 Variation of Schedule 14—Fees and levies
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Harbors and Navigation Variation Regulations 2011*.

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 *Harbors and Navigation Regulations 2009*

4—Variation of regulation 3—Interpretation

- (1) Regulation 3(1), definition of *chief engineer*—delete the definition and substitute:

chief engineer has the same meaning as in the NSCV;

- (2) Regulation 3(1), definition of *the Code*—delete "*Uniform Shipping Laws Code*, endorsed by the Australian Transport Council and published by the National Marine Safety Committee, as in force from time to time" and substitute:

Uniform Shipping Laws Code endorsed by the Australian Transport Council, as in force from time to time

- (3) Regulation 3(1), definition of *endorsement*—delete the definition and substitute:

endorsement, in relation to a certificate of competency, means an endorsement of a certificate of competency made under regulation 90(1);

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

first engineer has the same meaning as in the NSCV;

- (5) Regulation 3(1), definition of *National Standard for Commercial Vessels* or *NSCV*—delete "*National Standard for Commercial Vessels* endorsed by the Australian Transport Council and published by the National Marine Safety Committee, as in force from time to time (and includes any standard as in force from time to time referred to in the NSCV)" and substitute:

National Standard for Commercial Vessels endorsed by the Australian Transport Council, as in force from time to time (and includes any standard as in force from time to time referred to in the NSCV)

- (6) Regulation 3(1)—after the definition of *restricted area* insert:

restricted certificate of competency—see regulation 78(1)(b)(v);

- (7) Regulation 3(1), definition of *second engineer*—delete the definition

5—Insertion of regulation 71A

After regulation 71 insert:

71A—Person not to hold more than 1 key position

- (1) This regulation applies to all fishing vessels to which Part 6 of the Act applies that are—
 - (a) required under regulation 73 to have a total number of crew of 4 or more; or
 - (b) declared by the Minister by notice in the Gazette to be a vessel, or class of vessels, to which this regulation applies.
- (2) A person must not, without the approval of the CEO, be employed or otherwise occupy more than 1 key position in the crew of a fishing vessel to which this regulation applies.

6—Substitution of regulation 73

Regulation 73—delete the regulation and substitute:

73—Minimum number etc of crew for fishing vessels

- (1) Subject to this regulation, for the purposes of section 38(1) of the Act, the minimum total number of crew (including, to avoid doubt, engineers) that must be carried by a particular fishing vessel, or a particular class of fishing vessels, is as specified in Schedule 6 Part 2.

Note—

There may also be provisions under the Act, or under another Act, that impose additional crewing requirements in particular circumstances.

- (2) If a person holds more than 1 key position on a fishing vessel, he or she will, in determining whether the requirement under subregulation (1) has been satisfied in relation to the fishing vessel, be taken to constitute 1 crew member regardless of how many key positions he or she holds.

Note—

Regulation 71A prevents a person from occupying more than 1 key position on certain fishing vessels.

- (3) Subject to this regulation, for the purposes of section 38(1) of the Act—
 - (a) the minimum requirements in respect of the particular crew required to be carried by a particular fishing vessel, or a particular class of fishing vessels; and
 - (b) the minimum qualifications that are required to be held by members of the crew (other than engineers) of a particular fishing vessel, or a particular class of fishing vessels,is as specified in Schedule 6 Part 3.
- (4) Subject to this regulation, for the purposes of section 38(1) of the Act, the minimum requirements as to the number and respective qualifications of the engineers that must be carried by a particular fishing vessel, or a particular class of fishing vessels, are as specified in Schedule 6 Part 4.

- (5) However, the CEO may, by notice in writing, determine the minimum number and qualifications in relation to the crew (other than engineers) or engineers or both that must be carried by a particular fishing vessel, or a particular class of fishing vessels (and the number and qualifications set out in the determination will, for the purposes of this or any other Act or law, be taken to be the minimum number and qualifications of the crew or engineers or both that must be carried by the fishing vessel, or the class of fishing vessels).
- (6) The following provisions apply in relation to a determination under subregulation (5):
 - (a) the determination may be subject to such conditions as the CEO thinks fit;
 - (b) the CEO may, by notice in writing, vary or revoke the determination;
 - (c) the determination continues in force until revoked in accordance with this subregulation.
- (7) For the purposes of these regulations, a reference to a determination under subregulation (5) includes a reference to the determination as varied from time to time under subregulation (6).

7—Revocation of regulation 74

Regulation 74—delete the regulation

8—Variation of regulation 75—Breach by crew of minimum qualifications requirement

Regulation 75(2)—delete "main propulsion machinery of the vessel" and substitute:
vessel's machinery

9—Variation of regulation 78—Classes of certificates of competency

- (1) Regulation 78(b)(ii)(D) to (I) (inclusive)—delete subparagraphs (D) to (I)
- (2) Regulation 78(b)(iii)(C) to (H) (inclusive)—delete subparagraphs (C) to (H)
- (3) Regulation 78(b)—after subparagraph (iii) insert:
 - (iv) for both trading vessels and fishing vessels—
 - (A) Master Class 5/Skipper Grade 3;
 - (B) Engineer Class 3;
 - (C) Marine Engine Driver Grade 1;
 - (D) Marine Engine Driver Grade 2;
 - (E) Marine Engine Driver Grade 3;
 - (F) Coxswain;
 - (v) a restricted certificate of competency.

Note—

A restricted certificate of competency is a separate class of certificate of competency to those listed in the preceding subparagraphs.

The circumstances in which a restricted certificate of competency will be taken to be an appropriate class of certificate for the purposes of section 47 of the Act are set out in the conditions imposed on the certificate by the CEO under regulation 87A.

- (4) Regulation 78—after its present contents (now to be designated as subregulation (1)) insert:
- (2) Despite subregulation (1)(b)(ii), a certificate of competency—
 - (a) of a class referred to in subparagraph (1)(b)(iii); and
 - (b) that is issued after the commencement of this subregulation,will be taken to be a certificate of competency of an appropriate class in respect of a deck officer on a trading vessel.
 - (3) Despite subregulation (1)(b)(iii), a certificate of competency—
 - (a) of a class referred to in subparagraph (1)(b)(ii); and
 - (b) that is issued after the commencement of this subregulation,will be taken to be a certificate of competency of an appropriate class in respect of a deck officer on a fishing vessel.

10—Variation of regulation 79—Applications under this Part

- (1) Regulation 79(1)—after paragraph (e) insert:
- (ea) renewal of a certificate of competency;
- (2) Regulation 79(3)—delete subregulation (3) and substitute:
- (3) Without limiting subregulation (2)(b), an applicant for a certificate of competency in relation to a commercial vessel, or for the re-validation or renewal of such a certificate of competency, must provide to the satisfaction of the CEO—
- (a) proof of the experience required by these regulations in a form specified by the CEO; and
 - (b) proof that the applicant meets the eyesight standards applicable to the relevant class of certificate of competency as set out in Part D of the NSCV consisting of—
 - (i) in the case of an applicant for a certificate of competency, or for the re-validation of a certificate of competency—a report by a legally qualified medical practitioner or registered optician of the results of an examination conducted within the previous 6 months; or
 - (ii) in the case of an applicant for renewal of a certificate of competency—such proof as may be required by the CEO; and
 - (c) proof that the applicant meets the medical standards applicable to the relevant class of certificate of competency as set out in Part D of the NSCV consisting of—

- (i) in the case of an applicant for a certificate of competency, or for the re-validation of a certificate of competency—a report by a legally qualified medical practitioner of the results of an examination conducted within the previous 6 months; or
- (ii) in the case of an applicant for renewal of a certificate of competency—such proof as may be required by the CEO; and
- (d) a reference from a suitable person as to the character of the applicant; and
- (e) such further information and records as the CEO may reasonably require to determine the application.

11—Variation of regulation 87—Requirements for applicants for certificates of competency

Regulation 87(1), (2) and (3)—delete subregulations (1), (2) and (3) and substitute:

- (1) For the purposes of section 48(2) of the Act, an applicant for a certificate of competency of a class appropriate to a commercial vessel (other than a certificate of competency of a class appropriate to a trading vessel operating solely on the River Murray or inland waters or a restricted certificate of competency) must comply with the requirements (as to age, eyesight and other medical standards, experience and the passing of examinations) applicable to the particular class of certificate as set out in Part D of the NSCV.
- (2) For the purposes of section 48(2) of the Act, an applicant for a certificate of competency of a class appropriate to a trading vessel operating solely on the River Murray or inland waters must comply with the requirements (as to age, eyesight and other medical standards, experience and the passing of examinations) applicable to the relevant class of certificate as set out in Schedule 7.
- (3) For the purposes of section 48(2) of the Act, an applicant for a restricted certificate of competency must comply with such requirements (as to age, eyesight and other medical standards, experience and the passing of examinations) as may be determined by the CEO (either in the case of that applicant or to applicants for restricted certificates of competency, or a class of restricted certificates of competency, generally).
- (3a) An applicant for a certificate of competency must demonstrate, to the satisfaction of the CEO, a sufficient knowledge of the English language to be able to undertake safely all the duties and responsibilities required of the holder of a certificate of competency of the relevant class.

12—Insertion of regulation 87A

After regulation 87 insert:

87A—CEO may impose conditions on restricted certificates of competency

- (1) A restricted certificate of competency may be issued subject to such conditions (which must be indicated on the certificate) as the CEO thinks fit.
- (2) Without limiting subregulation (1), a condition may do any or all of the following:
 - (a) limit the geographical area within which the restricted certificate of competency is an appropriate certificate of competency;
 - (b) limit the vessel, or class of vessel, in relation to which the restricted certificate of competency is appropriate;
 - (c) limit the key position, or class of key positions, in relation to which the restricted certificate of competency is appropriate.
- (3) The CEO may, by notice in writing to the holder of a restricted certificate of competency, vary or revoke a condition of the certificate.
- (4) If a person contravenes or fails to comply with a condition of a restricted certificate of competency, the certificate will be taken not to be an appropriate certificate of competency for any purpose to the extent of the contravention or non-compliance.

13—Substitution of regulation 88

Regulation 88—delete the regulation and substitute:

88—Duration of certificates of competency

- (1) Subject to the Act, a certificate of competency of a class appropriate to a commercial vessel issued after the commencement of this regulation expires 5 years after the day on which it is issued, or on such earlier day as may be specified by the CEO on the certificate of competency, and may be re-validated or renewed in accordance with these regulations.
- (2) Subject to the Act, the following provisions apply in relation to a certificate of competency of a class appropriate to a commercial vessel issued before the commencement of this subregulation:
 - (a) in the case of a certificate of competency of a class appropriate to a trading vessel issued before 23 September 1999—the certificate remains in force until cancelled;
 - (b) in the case of a certificate of competency of a class appropriate to a trading vessel issued on or after 23 September 1999 but before the commencement of this subregulation—the certificate expires 5 years after the day on which it was issued;
 - (c) in the case of a certificate of competency of a class appropriate to a fishing vessel issued before the commencement of this subregulation—the certificate remains in force until cancelled.

88A—Certain certificates of competency not to be varied

- (1) This regulation applies to a certificate of competency issued before the commencement of this regulation.
- (2) Despite any other provision of these regulations, a certificate of competency to which this regulation applies cannot be varied (but nothing in this subregulation prevents the holder of such a certificate from applying for a new certificate of competency).
- (3) Without limiting regulation 87, if the holder of a certificate of competency to which this regulation applies—
 - (a) applies for a new certificate of competency to replace the certificate of competency; and
 - (b) surrenders the certificate of competency,the CEO must issue a new certificate of competency of the appropriate class to the person.
- (4) Nothing in subregulation (3) prevents the CEO from issuing a certificate to the applicant that is of a different class to the original certificate of competency, or that is subject to an endorsement not applicable to the original certificate of competency (but the CEO should, unless he or she is of the opinion that it is not appropriate to do so, seek to give effect to any variation sought by the applicant).

Example—

The CEO may issue the applicant who currently holds a certificate for a trading vessel with a certificate appropriate to both fishing and trading vessels—for the various classes of certificates see regulation 78.

- (5) To avoid doubt, a certificate of competency issued in accordance with this regulation is a certificate of competency issued after the commencement of this regulation.
- (6) For the purposes of this regulation, a reference to the variation of a certificate of competency includes a reference to the variation of a condition or endorsement of a certificate of competency.

14—Variation of regulation 89—Re-validation or renewal of certificates of competency of a class appropriate to a commercial vessel

- (1) Regulation 89—delete subregulations (1) and (2) and substitute:

- (1) Subject to the Act, the CEO may re-validate a certificate of competency of one of the following classes on the application of the holder of that certificate:
 - (a) Mate Class 4;
 - (b) Master Class 4;
 - (c) Master Class 4 River Murray and Inland Waters;
 - (d) Master Class 3;
 - (e) Skipper Grade 2;
 - (f) Skipper Grade 1;

- (g) Engineer Class 3;
 - (h) Marine Engine Driver Grade 1;
 - (i) a restricted certificate of competency that authorises a person to be employed in a key position of a commercial vessel (being a key position of a kind for which a certificate of a class contemplated by a preceding paragraph is appropriate).
- (2) The CEO must, before re-validating a certificate of competency, be satisfied that the applicant—
- (a) meets the eyesight and other medical standards required under regulation 87 for the issue of a certificate of that class; and
 - (b) has completed at least 1 of the following:
 - (i) 1 year of sea-service (within the meaning of Part D of the NSCV) during the 5 years immediately preceding the application;
 - (ii) if the applicant is employed each year for a period determined by reference to the relevant fishing season—employment that relates to the certificate of the class held by the applicant in each fishing season during the 5 years immediately preceding the application;
 - (iii) has satisfactorily completed a course, approved by the CEO for the re-validation of a certificate of competency of the class held by the applicant, undertaken within 12 months of the application for re-validation;
 - (iv) has satisfactorily completed an oral examination conducted by an authority approved by the CEO for the purposes of this subregulation;
 - (v) has, within the 6 months immediately preceding the application, held a position for a period of at least 3 months in which the applicant has performed duties appropriate to the class of certificate held by the applicant; and
 - (c) holds a current first aid certificate in accordance with Part D of the NSCV.

Note—

See Annex D of Part D of the NSCV.

- (2a) Subject to the Act, the CEO may renew a certificate of competency of 1 of the following classes on the application of the holder of that certificate:
- (a) Coxswain;
 - (b) Coxswain River Murray and Inland Waters;
 - (c) Master Class 5/Skipper Grade 3;
 - (d) Master Class 5 River Murray and Inland Waters;
 - (e) Master Class 5 River Murray and Inland Waters (Houseboats);

- (f) Marine Engine Driver Grade 3;
 - (g) Marine Engine Driver Grade 2;
 - (h) a restricted certificate of competency that authorises a person to be employed in a key position of a commercial vessel (being a key position of a kind for which a certificate of a class contemplated by a preceding paragraph is appropriate).
- (2b) The CEO may re-validate or renew a certificate of competency—
- (a) in the case of a certificate that has not expired—at any time in the 12 months preceding the expiry of the certificate;
 - (b) in the case of a certificate that has expired—at any time.
- (2) Regulation 89(3)—delete "Despite subregulation (2), the CEO may re-validate" and substitute:
- Despite any other provision of this regulation, the CEO may re-validate or renew
- (3) Regulation 89(4)—delete subregulation (4) and substitute:
- (4) The CEO may, before re-validating a certificate of competency, require the holder to satisfactorily complete a course or examination referred to in subregulation (2)(b)(iii) or (2)(b)(iv).
- (4) Regulation 89(5)—after "The CEO may, on the" insert:
- renewal or
- (5) Regulation 89(5)—after "re-validated" insert:
- or renewed

15—Variation of regulation 90—Endorsement of certificates of competency

- (1) Regulation 90(1)—delete subregulation (1) and substitute:
- (1) The CEO may, at any time, endorse a certificate of competency with an extension of the duties and functions for which the certificate is valid.
- (2) Regulation 90(3)—delete subregulation (3)

16—Substitution of Schedule 6

Schedule 6—delete the schedule and substitute:

Schedule 6—Minimum requirements as to the number and respective qualifications of crew of fishing vessels

Part 1—Preliminary

1—Interpretation

- (1) In this Schedule—
- Australian Coastal and Middle-water*, in relation to the operational area of a vessel, means operations within a range determined by the CEO laterally along the coast and within 600 nautical miles (or such lesser distance determined by the CEO) to seaward;

CLASS 3 means a certificate of competency of the class Engineer Class 3;

Inshore, in relation to the operational area of a vessel, means operations within a range determined by the CEO laterally along the coast from a specified base or regular port of departure and within 15 nautical miles (or such lesser distance determined by the CEO) to seaward of the coast or of the seaward limit of waters designated by the CEO as smooth or partially smooth;

MED 1, MED 2 or MED 3 means a certificate of competency of the class Marine Engine Driver Grade 1, 2 or 3 respectively;

M5/S3 means a certificate of competency of a class referred to in regulation 78(1)(b)(iv)(A) or of the class Master Class 5 (Fishing) or Skipper Grade 3;

nm means nautical miles;

Offshore, in relation to the operational area of a vessel, means operations within a range determined by the CEO laterally along the coast and within 200 nautical miles (or such lesser distance specified in the table or determined by the CEO) to seaward;

propulsion power means—

- (a) in relation to a vessel—
 - (i) that is multi screw/multi propulsion; and
 - (ii) that is less than 35 metres in length; and
 - (iii) that is restricted to an Offshore operational area; and
 - (iv) the engines of which are the same or similar and designed for a continuous rotation speed of more than 1200 revolutions per minute,

the largest value of maximum continuous rate power in kilowatts of the machinery provided for the propulsion of the vessel by 1 screw;

- (b) in relation to any other vessel—the total maximum continuous rated power in kilowatts of the machinery provided for the propulsion of the vessel;

Restricted Offshore, in relation to the operational area of a vessel, means operations within 30 nautical miles (or such lesser distance determined by the CEO) from the seaward limit of a safe haven or of waters designated by the CEO as smooth or partially smooth;

S1 or S2 means a certificate of competency of the class Skipper Grade 1 or 2 respectively;

Unlimited, in relation to the operational area of a vessel, means all overseas, ocean-going and Australian coastal operations without limitation as to geographical range.

- (2) A reference in this Schedule to a certificate of competency of a particular class includes a reference to—
- (a) a restricted certificate of competency equivalent to a certificate of competency of that class; and
 - (b) a certificate of competency subject to an endorsement that authorises the holder of the certificate to perform the duties and functions of the holder of a certificate of competency of that class.
- (3) For the purposes of this Schedule, a reference to a certificate of competency of a particular class in respect of a particular position does not include a reference to a certificate of competency of that class that is subject to conditions or limitations that make the certificate of competency inappropriate for the position.

Part 2—Minimum number of crew to be carried

2—Minimum requirement

Subject to these regulations, a fishing vessel of a size specified in column 1 of the following table, and with the operational area referred to in column 2 of the table, must carry at least—

- (a) in the case of a voyage of 12 hours or less—the total number of crew specified in column 3 of the table in relation to such a vessel; or
- (b) in the case of a voyage of more than 12 hours—the total number of crew specified in column 3 of the table, plus any additional crew specified in column 4 of the table, in relation to such a vessel.

Vessel size (length)	Operational area	Total number of crew	Additional minimum crew for voyages of more than 12 hours
80 m and over	Unlimited	*	*
	Australian Coastal & Middle-water (to 600 nm)	*	*
	Offshore (to 200 nm)	*	*
35 m and over, but less than 80 m	Unlimited	*	—
	Australian Coastal & Middle-water (to 600 nm)	6	—
	Offshore (to 200 nm)	5	—
	Offshore (to 100 nm)	5	—
	Restricted Offshore (to 30 nm)	4	—
	Inshore (to 15 nm)	4	—
	Smooth water or partially smooth water	4	—

Vessel size (length)	Operational area	Total number of crew	Additional minimum crew for voyages of more than 12 hours
24 m and over, but less than 35 m	Unlimited	*	—
	Australian Coastal & Middle-water (to 600 nm)	5	—
	Offshore (to 200 nm)	4	—
	Offshore (to 100 nm)	4	—
	Restricted Offshore (to 30 nm)	3	—
	Inshore (to 15 nm)	3	—
	Smooth water or partially smooth water	3	—
12 m and over, but less than 24 m	Unlimited	*	—
	Australian Coastal & Middle-water (to 600 nm)	3	1
	Offshore (to 200 nm)	3	1
	Offshore (to 100 nm)	2	1
	Restricted Offshore (to 30 nm)	2	1
	Inshore (to 15 nm)	2	1
	Smooth water or partially smooth water	2	—
Less than 12 m	Unlimited	*	—
	Australian Coastal & Middle-water (to 600 nm)	*	—
	Offshore (to 200 nm)	2	1
	Offshore (to 100 nm)	1	1
	Restricted Offshore (to 30 nm)	1	1
	Inshore (to 15 nm)	1	1
	Smooth water or partially smooth water	1	—

* as
determined
by the
CEO

Note—

These total numbers include any engineers that must be carried—see also regulation 73 in respect of the effect of being qualified to hold more than 1 position on certain fishing vessels.

Part 3—Crew other than engineers

3—Minimum requirements

Subject to these regulations, a fishing vessel of a size specified in column 1 of the following table, and with the operational area referred to in column 2 of the table, must carry the crew members, with at least the qualifications, specified in columns 3 and 4 of the table in relation to such a vessel:

Vessel size (length)	Operational area	Master	Chief mate
80 m and over	Unlimited	*	*
	Australian Coastal & Middle-water (to 600 nm)	*	*
	Offshore	*	*
35 m and over, but less than 80 m	Unlimited	*	*
	Australian Coastal & Middle-water (to 600 nm)	S1	S2
	Offshore (to 200 nm)	S2	M5/S3
	Offshore (to 100 nm)	S2	M5/S3
	Restricted Offshore (to 30 nm)	S2	M5/S3
	Inshore (to 15 nm)	S2	M5/S3
	Smooth water or partially smooth water	S2	M5/S3
24 m and over, but less than 35 m	Unlimited	*	*
	Australian Coastal & Middle-water (to 600 nm)	S2	M5/S3
	Offshore (to 200 nm)	S2	M5/S3
	Offshore (to 100 nm)	S2	M5/S3
	Restricted Offshore (to 30 nm)	S2	M5/S3
	Inshore (to 15 nm)	S2	M5/S3
	Smooth water or partially smooth water	S2	M5/S3
12 m and over, but less than 24 m	Unlimited	*	*
	Australian Coastal & Middle-water (to 600 nm)	S2	M5/S3
	Offshore (to 200 nm)	M5/S3	M5/S3
	Offshore (to 100 nm)	M5/S3	—
	Restricted Offshore (to 30 nm)	M5/S3	—
	Inshore (to 15 nm)	M5/S3	—
	Smooth water or partially smooth water	M5/S3	—

Vessel size (length)	Operational area	Master	Chief mate
Less than 12 m	Unlimited	*	*
	Australian Coastal & Middle-water (to 600 nm)	*	*
	Offshore (to 200 nm)	M5/S3	Coxswain
	Offshore (to 100 nm)	M5/S3	—
	Restricted Offshore (to 30 nm)	M5/S3	—
	Inshore (to 15 nm)	Coxswain	—
	Smooth water or partially smooth water	Coxswain	—

* as determined by the CEO

Part 4—Engineers

5—Minimum requirements

- (1) Subject to these regulations, a fishing vessel with the propulsion power specified in column 1 of the following table, and with the operational area referred to in column 2 of the table, must carry the engineers, with at least the qualifications, specified in the columns 3 and 4 of the table in relation to such a vessel.

Propulsion power	Operational area	Chief engineer	First engineer
Vessels of 1500 kw and over	Unlimited	*	*
	Australian Coastal & Middle-water (to 600 nm)	*	*
	Offshore (to 200 nm)	*	*
	Offshore (to 100 nm)	*	*
	Restricted Offshore (to 30 nm)	*	*
	Inshore (to 15 nm)	*	*
	Smooth water or partially smooth water	*	*
Vessels of 750 kw and over but less than 1500 kw	Unlimited	*	*
	Australian Coastal & Middle-water (to 600 nm)	CLASS 3	MED 1
	Offshore (to 200 nm)	CLASS 3	MED 2
	Offshore (to 100 nm)	CLASS 3	MED 2
	Restricted Offshore (to 30 nm)	MED 1	—
	Inshore (to 15 nm)	MED 1	—
	Smooth water or partially smooth water	MED 1	—

Propulsion power	Operational area	Chief engineer	First engineer
Vessels of 500 kw and over but less than 750 kw	Unlimited	*	*
	Australian Coastal & Middle-water (to 600 nm)	MED 1	MED 2
	Offshore (to 200 nm)	MED 2	—
	Offshore (to 100 nm)	MED 2	—
	Restricted Offshore (to 30 nm)	MED 2	—
	Inshore (to 15 nm)	MED 2	—
	Smooth water or partially smooth water	MED 2	—
Vessels of 250 kw and over but less than 500 kw	Unlimited	*	*
	Australian Coastal & Middle-water (to 600 nm)	MED 2	—
	Offshore (to 200 nm)	MED 2	—
	Offshore (to 100 nm)	MED 2	—
	Restricted Offshore (to 30 nm)	MED 3	—
	Inshore (to 15 nm)	MED 3	—
	Smooth water or partially smooth water	MED 3	—
Vessels less than 250 kw	Unlimited	*	*
	Australian Coastal & Middle-water (to 600 nm)	MED 2	—
	Offshore (to 200 nm)	MED 3	—
	Offshore (to 100 nm)	MED 3	—
	Restricted Offshore (to 30 nm)	MED 3	—
	Inshore (to 15 nm)	Coxswain	—
	Smooth water or partially smooth water	Coxswain	—

* as determined by the CEO

- (2) A person occupying the position of chief engineer on a fishing vessel that is 24 metres or more in length (other than a fishing vessel less than 35 metres in length with a restricted offshore, inshore or sheltered waters operational area) must not be the same person who occupies the position of master or chief mate on that fishing vessel.

17—Variation of Schedule 7—Certificates of competency—trading vessels operating solely on River Murray or inland waters

- (1) Schedule 7, clause 1(b)—delete "clause 16.1 of section 2 of the Code as modified by these regulations" and substitute:

clause B1.1.1(b) and (c) of Annex B, Part D of the NSCV

- (2) Schedule 7, clause (2)(b)—delete "clause 17.1 of section 2 of the Code as modified by these regulations" and substitute:

clause B2.1.1(b) and (c) of Annex B, Part D of the NSCV

- (3) Schedule 7, clause (3)(b)—delete "clause 17.1 of section 2 of the Code as modified by these regulations" and substitute:

clause B2.1.1(b) and (c) of Annex B, Part D of the NSCV

- (4) Schedule 7, clause (2)(b)—delete "clause 19.1 of section 2 of the Code as modified by these regulations" and substitute:

clause B4.1.1(b) of Annex B, Part D of the NSCV

18—Variation of Schedule 14—Fees and levies

- (1) Schedule 14, clause 4—after item 5 insert:

5A	Application for renewal of a certificate of competency	\$31.00
5B	Application for re-validation of a certificate of competency	\$121.00

- (2) Schedule 14, clause 4, item 14—delete item 14

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 22 September 2011

No 216 of 2011

MTR/10/005

FAXING COPY?

IF you fax copy to **Government Publishing SA** for inclusion in the *Government Gazette*, there is **no need** to send a Confirmation Copy to us as well.

This creates confusion and may well result in your notice being printed **twice**.

Please use the following fax number:

Fax transmission: (08) 8207 1040
Phone Enquiries: (08) 8207 1045

Please include a contact person, phone number and order number so that we can phone back with any queries we may have regarding the fax copy.

NOTE: Closing time for lodging new copy (fax, hard copy or email) is 4 p.m. on Tuesday preceding the day of publication.

Government Gazette notices can be Emailed.

The address is:

governmentgazette@dpc.sa.gov.au

Documents should be sent as attachments in Word format.

When sending a document via Email, please confirm your transmission with a faxed copy of your document, including the date the notice is to be published.

Fax transmission: (08) 8207 1040
Phone Enquiries: (08) 8207 1045

NOTE: Closing time for lodging new copy (fax, hard copy or email) is 4 p.m. on Tuesday preceding the day of publication.

CITY OF ONKAPARINGA

ROADS (OPENING AND CLOSING) ACT 1991

Road Opening and Closure—Public Roads, Kangarilla

NOTICE is hereby given, pursuant to Section 10 of the Roads (Opening and Closing) Act 1991, that the City of Onkaparinga proposes to make a Road Process Order to close the Public Road enclosing Section 803 and portion of Harper Road between Allotment 6 in Filed Plan 9560 an Allotment 110 in Filed Plan 5182 in the Hundred of Kuitpo, shown more particularly delineated and lettered 'B' and 'A', respectively, on the Preliminary Plan No. 11/0044.

Closed Road 'A' to be merged with adjoining Allotment 6 in Filed Plan 9560 and Closed Road 'B' to be merged with adjoining Section 803.

A copy of the plan and a statement of persons affected are available for public inspection at the offices of the Council, City of Onkaparinga, Ramsay Place, Noarlunga Centre 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 at City of Onkaparinga, P.O. Box 1, Noarlunga Centre, S.A. 5168, 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 21 September 2011.

J. TATE, Chief Executive Officer

COORONG DISTRICT COUNCIL

ROAD (OPENING AND CLOSING) ACT 1991

Road Closure—Wellington East

NOTICE is hereby given, pursuant to Section 10 of the Roads (Opening and Closing) Act 1991, that the Coorong District Council hereby gives notice of its intent to implement a Road Process Order to close portion of public road and merge with the adjoining Allotment 756, Town of Wellington, more particularly delineated and lettered as 'A' in Preliminary Plan No. 11/0045.

A copy of the plan and a statement of persons affected are available for public inspection at the office of the Council at 93A Railway Terrace, Taillem Bend 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 399, Taillem Bend, S.A. 5260, 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 22 September 2011.

M. BOYD, Chief Executive Officer

DISTRICT COUNCIL OF ORROROO CARRIETON

DEVELOPMENT ACT 1993

District Council of Ororoo Carrieton Development Plan—Heritage Development Plan Amendment—Draft for Public Consultation

NOTICE is hereby given that the District Council of Ororoo Carrieton Heritage Development Plan Amendment (DPA) has been prepared by Council under the provisions of the Development Act 1993 and is now available for comment.

The draft DPA proposes to formally list 81 proposed Local Heritage Places in the Development Plan in an effort to protect them from inappropriate development. The Council Wide policies relating to heritage places will also be amended and refined to provide appropriate design parameters for development affecting heritage places.

In addition, it is proposed to establish a Historic Conservation Area at Ororoo to include the original town plan that is currently designated Town Centre and Residential zones.

The draft Development Plan Amendment and Investigations will be available for public inspection from Thursday, 22 September 2011 until Friday, 18 November 2011, during normal office hours at the District Council of Ororoo Carrieton office, 17 Second Street, Ororoo, as well as being accessible on Council's website at www.orraroo.sa.gov.au. A copy of the Development Plan Amendment can be downloaded free of cost from Council's website or a hard copy purchased from the Council office at Quorn for \$150 (full colour) or for \$50 (black-and-white only), or a CD-ROM copy purchased for \$5.

Written submissions regarding the draft amendment will be accepted by the District Council of Ororoo Carrieton until 5 p.m. on Friday, 18 November 2011. All submissions should be addressed to Council's Chief Executive Officer, District Council of Ororoo Carrieton, P.O. Box 3, Ororoo, S.A. 5431. The written submission should clearly indicate whether you will wish to speak at the public meeting on your submission.

Copies of all written submissions received will be available for inspection by interested persons at Council's offices from Monday, 21 November 2011 until the date of the public meeting. A public meeting may be held if required at the Ororoo Town Hall, 17 Second Street, Ororoo on Wednesday, 7 December 2011, commencing at 7 p.m.

The public meeting may not be held if no submission indicates an interest in speaking at the public hearing.

Dated 22 September 2011.

I. WILSON, Chief Executive Officer

DISTRICT COUNCIL OF TUMBY BAY

ROADS (OPENING AND CLOSING) ACT 1991

Road Closure—Morialta Drive, Tumby Bay

NOTICE is hereby given, pursuant to Section 10 of the Roads (Opening and Closing) Act 1991, that the District Council of Tumby Bay proposes to make a Road Process Order to close portion of Morialta Drive and merge with the adjoining Allotment 43 in Deposited Plan 55096, more particularly delineated and lettered 'A' respectively on Preliminary Plan No. 11/0043.

A copy of the plan and a statement of persons affected are available for public inspection at the office of the Council, Mortlock Street, Tumby Bay and the Adelaide Office of the Surveyor-General, 101 Grenfell Street, Adelaide, during normal office hours.

Any objection or application for an easement must set out the full name and address of the person making the objection or application and must be fully supported by reasons.

The application for easement or objection must be made in writing to the Council, P.O. Box 61, Tumby Bay, S.A. 5605 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 15 September 2011.

T. IRVINE, Chief Executive Officer

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

Burke, Francis Patrick, late of 95-97 Awoonga Road, Hope Valley, of no occupation, who died on 15 June 2011.

Carson, Norma June, late of 37 Green Avenue, Seaton, home duties, who died on 26 June 2011.

Clarke, Lorna Evelyn, late of 47 Augusta Street, Glenelg East, retired public servant, who died on 10 July 2011.

Fahy, Aileen Eunice, late of 52 Press Road, Brooklyn Park, retired sales assistant, who died on 8 June 2011.

Grillet, Arthur Theodore Adolphus, late of 8 Mine Street, Kadina, retired plant operator, who died on 16 December 2010.

Langdon, Denise Vivien, late of 3 Brolga Place, Sturt, home duties, who died on 15 May 2011.

Lewis, Brian Joseph, late of 29 Austral Terrace, Morphettville, retired labourer, who died on 5 April 2010.

Pharaoh, Alan Victor, late of 15 Rosemary Street, Woodville West, retired spray painter, who died on 27 April 2011.

Pilkington, Glenice June, late of 1 Darebin Street, Mile End, home duties, who died on 19 March 2011.

Reid, Allan Jack, late of 14-22 King William Road, Wayville, retired sales supervisor, who died on 18 April 2011.

Sioma, Iwan, late of 133 South Road, Ridleyton, retired railway employee, who died on 27 May 2011.

Smallacombe, Barbara Ruby, late of 22 Harrow Terrace, Kingswood, retired licensed land agent, who died on 7 June 2011.

Widuckel, Felicity Margaret, late of Shackleton Avenue, Ingle Farm, widow, who died on 15 May 2011.

Woolcock, Allen John, late of 282 Young Street, Wayville, retired linesman, who died on 1 June 2011.

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 Office of Public Trustee, G.P.O. Box 1338, Adelaide, S.A. 5001, full particulars and proof of such claims, on or before 21 October 2011, otherwise they will be excluded from the distribution of the said estates; and notice is also hereby given that all persons indebted to the said estates are required to pay the amount of their debts to the Public Trustee or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estates are forthwith to deliver same to the Public Trustee.

Dated 22 September 2011.

D. A. CONTALA, Public Trustee

ATTENTION

CUSTOMERS requiring a proof of their notice for inclusion in the *Government Gazette*, please note that the onus is on you to inform **Government Publishing SA** of any subsequent corrections.

For any corrections to your notice please phone 8207 1045 or Fax 8207 1040 **before** 4 p.m. on Wednesday.

If we do not receive any communication by 10 a.m. on Thursday (day of publication) we will presume the notice is correct and will print it as it is.

Remember—the onus is on you to inform us of any corrections necessary to your notice.

NOTE: Closing time for lodging new copy (electronically, fax or hard copy) is 4 p.m. on Tuesday preceding the day of publication.

Phone: 8207 1045

Fax: 8207 1040

Email: governmentgazette@dpc.sa.gov.au