



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

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PUBLISHED BY AUTHORITY

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

ADELAIDE, THURSDAY, 12 MARCH 2015

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GOVERNMENT GAZETTE NOTICES

Notices for publication in the *South Australian Government Gazette* should be emailed to governmentgazette@dpc.sa.gov.au. Content should be sent as Word format attachment(s). Covering emails should include the date the notice is to be published and to whom the notice will be charged. **Closing time for lodgement is 4 p.m. on the Tuesday preceding the regular Thursday publication.** Gazette enquiries to: **Phone 8207 1045**. The *Government Gazette* is available online at: www.governmentgazette.sa.gov.au.

Department of the Premier and Cabinet
Adelaide, 12 March 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Public Health Council, pursuant to the provisions of the South Australian Public Health Act 2011:

Member: (from 12 March 2015 until 11 March 2018)

Helen Siobhan Marshall
Amanda Mary Rischbieth
James Dollman
Declan Joseph Moore

Deputy Member: (from 12 March 2015 until 11 March 2018)

Cimon Angela Burke (Deputy to Marshall)
Rachel Alexandra McKay (Deputy to Rischbieth)
Lisa Atwell (Deputy to Dollman)
Louise Jane Miller Frost (Deputy to Moore)

By command,

JAY WILSON WEATHERILL, Premier

HEAC-2015-00015

Department of the Premier and Cabinet
Adelaide, 12 March 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Training Centre Review Board, pursuant to the provisions of the Young Offenders Act 1993:

Member: (from 12 March 2015 until 11 March 2018)

Douglas David Barr
Gregory Lee Forrest

Deputy Member: (from 12 March 2015 until 11 March 2018)

Stuart Vaughan McLean (Deputy to Barr)
Christopher Paul Zanker (Deputy to Forrest)

By command,

JAY WILSON WEATHERILL, Premier

AGO0030/15CS

Department of the Premier and Cabinet
Adelaide, 12 March 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Outback Communities Authority, pursuant to the provisions of the Outback Communities (Administration and Management) Act 2009:

Member: (from 12 March 2015 until 30 June 2016)

Janice Dawn Ferguson

Deputy Member: (from 12 March 2015 until 31 December 2017)

Christopher Percival Michelmore
Joanne Fort
Mary Patricia Marsland

By command,

JAY WILSON WEATHERILL, Premier

15LG02CS

Department of the Premier and Cabinet
Adelaide, 12 March 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable John Robert Rau, MP, Deputy Premier, Attorney-General, Minister for Justice Reform, Minister for Planning, Minister for Housing and Urban Development,

Minister for Industrial Relations and Minister for Child Protection Reform to be also Acting Premier for the period from 21 March 2015 to 24 March 2015 inclusive, during the absence of the Honourable Jay Wilson Weatherill, MP.

By command,

JAY WILSON WEATHERILL, Premier

DPC15/018CS

Department of the Premier and Cabinet
Adelaide, 12 March 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint Anne Coxon and Clark Nash as analysts for the purposes of the Controlled Substances Act 1984 commencing on 12 March 2015, pursuant to Section 51 of the Controlled Substances Act 1984.

By command,

JAY WILSON WEATHERILL, Premier

AGO0029/15CS

Department of the Premier and Cabinet
Adelaide, 12 March 2015

HIS Excellency the Governor in Executive Council has been pleased to appropriate from the Consolidated Account to the public purposes of the State an amount of \$344 889 000 for the financial year ending 30 June 2016, pursuant to Section 12 of the Public Finance and Audit Act 1987.

PUBLIC FINANCE AND AUDIT ACT 1987

Regulation 5a—Governor's Appropriation Fund

FORM 1

Approval to Appropriate Funds from the Consolidated Account

PURSUANT to Section 12 of the Act, I appropriate from the Consolidated Account to the public purposes of the State an amount of \$344 889 000 for the financial year ending 30 June 2016.

Given under my hand this 12th day of March 2015.

HIEU VAN LE, Governor

T&F15/011CS

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

Preamble

1. The Local Heritage Development Plan Amendment (the Amendment) by the City of Marion has been finalised in accordance with the provisions of the Development Act 1993.

2. The Minister for Planning has decided to approve the Amendment.

NOTICE

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

(a) approve the Amendment; and

(b) fix the day on which this notice is published in the *Gazette* as the day on which the Amendment will come into operation.

Dated 7 March 2015.

JOHN RAU, Deputy Premier, Minister
for Planning

AGRICULTURAL AND VETERINARY PRODUCTS (CONTROL OF USE) REGULATIONS 2004

Approval of Quality Assurance Schemes

NOTICE is hereby given that pursuant to Regulation 7 (2) of the Agricultural and Veterinary Products (Control of Use) Regulations 2004, the quality assurance schemes listed in Column A are approved by the Minister for Agriculture, Food and Fisheries for the specified crops listed opposite in Column B. A person is an accredited participant of a particular scheme only if he or she satisfies the requirements specified in Column C.

Column A	Column B	Column C
A scheme established by the Woolworths Quality Assurance (WQA Standard Version 8); published by Woolworths Supermarkets.	Feijoa	A current certification of WQA Version 6 for the supply of a crop of a kind for which the scheme is approved, issued in accordance with the relevant Standard.
A scheme established by the SQF 2000 Code, A HACCP-Based Supplier Assurance Code for the Food Manufacturing and Distributing Industries, 6th edition, published by the Safe Quality Food Institute, Arlington, USA.	Feijoa	A current certification (to Level 1, 2 or 3) of an SQF 2000 system for the supply of a crop of a kind for which the scheme is approved, issued in accordance with the SQF 2000 Code.
A scheme established by the Freshcare Code of Practice—Food Safety and Quality; 3rd Edition, published by Freshcare Ltd, NSW, Australia.	Feijoa	A current certification of Freshcare for the supply of a crop of a kind for which the scheme is approved, issued by Freshcare Ltd.
A scheme established by the Recommended International Code of Practice General Principles of Food Hygiene CAC/RCP 1-1969 including Annex on Hazard Analysis and Critical Control Point (HACCP) System and Guidelines for its Application, as adopted by the Codex Alimentarius Commission in 1997.	Feijoa	A current certification meeting the requirements of Codex Alimentarius Alinorm: 97/13A for the supply of a crop of a kind for which the scheme is approved.

Dated 27 February 2015.

GEOFF RAVEN, Chief Inspector (Plant Health Act 2009) for and on behalf of
LEON BIGNELL, Minister for Agriculture, Food and Fisheries

ENVIRONMENT PROTECTION ACT 1993

Approval of Category B Containers

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

Approval of Category B Containers

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

- (a) the product which each class of containers shall contain;
 - (b) the size of the containers;
 - (c) the type of containers; and
 - (d) the name of the holders of these approvals.
- (1) That containers of the class to which the approval relates must bear the refund marking specified by the Authority for containers of that class. The Authority specifies the following refund markings for Category B containers:
 - (i) '10c refund at collection depots when sold in S.A.', or
 - (ii) '10c refund at S.A./N.T. collection depots in State/Territory of purchase'.
 - (2) The holder of the approval must have in place an effective and appropriate waste management arrangement in relation to containers of that class. For the purpose of this approval notice the company named in Column 5 of Schedule 1 of this Notice is the nominated super collector.
 - (3) In the case of an approval in relation to Category B containers that the waste management arrangement must require the holder of the approval to provide specified super collectors with a declaration in the form determined by the Authority in relation to each sale of such containers by the holder of the approval as soon as practicable after the sale'.
 - (4) The holder of these approvals must ensure that if a sticker bearing the refund marking has been approved, and is applied to the container, then the sticker must not be placed on any portion of the opening mechanism or in any other place that would require complete or partial removal of the sticker before the contents may be consumed.

THE SCHEDULE

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Cricketers Arms Journey Man	330	Can—Aluminium	Asahi Premium Beverages	Statewide Recycling
Cricketers Arms Keepers Lager	330	Can—Aluminium	Asahi Premium Beverages	Statewide Recycling
Cricketers Arms Spearhead Pale Ale	330	Can—Aluminium	Asahi Premium Beverages	Statewide Recycling
Coca Cola Life 35% Less Sugar & KJ Sweetened with Stevia	375	Can—Aluminium	Coca Cola Amatil (Aust.) Pty Ltd	Statewide Recycling
Coca Cola Life 35% Less Sugar & KJ Sweetened with Stevia	330	Glass	Coca Cola Amatil (Aust.) Pty Ltd	Statewide Recycling
Coca Cola Life 35% Less Sugar & KJ Sweetened with Stevia	1 000	Glass	Coca Cola Amatil (Aust.) Pty Ltd	Statewide Recycling
Coca Cola Life 35% Less Sugar & KJ Sweetened with Stevia	200	Can—Aluminium	Coca Cola Amatil (Aust.) Pty Ltd	Statewide Recycling
Coca Cola Life 35% Less Sugar & KJ Sweetened with Stevia	600	PET	Coca Cola Amatil (Aust.) Pty Ltd	Statewide Recycling
Coca Cola Life 35% Less Sugar & KJ Sweetened with Stevia	330	Glass	Coca Cola Amatil (Aust.) Pty Ltd	Statewide Recycling
Coca Cola Life 35% Less Sugar & KJ Sweetened with Stevia	390	PET	Coca Cola Amatil (Aust.) Pty Ltd	Statewide Recycling
Coca Cola Life 35% Less Sugar & KJ Sweetened with Stevia	450	PET	Coca Cola Amatil (Aust.) Pty Ltd	Statewide Recycling
Coca Cola Life 35% Less Sugar & KJ Sweetened with Stevia	1 250	PET	Coca Cola Amatil (Aust.) Pty Ltd	Statewide Recycling
Coca Cola Life 35% Less Sugar & KJ Sweetened with Stevia	250	Can—Aluminium	Coca Cola Amatil (Aust.) Pty Ltd	Statewide Recycling
Fanta Lemon Flavour Lift	200	Can—Aluminium	Coca Cola Amatil (Aust.) Pty Ltd	Statewide Recycling
Fanta Lemon Flavour Lift	375	Can—Aluminium	Coca Cola Amatil (Aust.) Pty Ltd	Statewide Recycling
Fanta Lemon Flavour Lift	1 250	PET	Coca Cola Amatil (Aust.) Pty Ltd	Statewide Recycling
Bulleit Bourbon & Cola 4.5%	375	Can—Aluminium	Diageo Australia Pty Ltd	Statewide Recycling
Bulleit Bourbon & Cola 6%	375	Can—Aluminium	Diageo Australia Pty Ltd	Statewide Recycling
Bulleit Bourbon & Cola 9%	250	Can—Aluminium	Diageo Australia Pty Ltd	Statewide Recycling
Bundaberg Rum 330P & Cola 9%	250	Can—Aluminium	Diageo Australia Pty Ltd	Statewide Recycling
Captain Morgan & Cola	375	Can—Aluminium	Diageo Australia Pty Ltd	Statewide Recycling
Crown Royal Canadian Whisky & Cola	330	Glass	Diageo Australia Pty Ltd	Statewide Recycling
Crown Royal Canadian Whisky & Dry	330	Glass	Diageo Australia Pty Ltd	Statewide Recycling
Ribena Blackcurrant Fruit Drink	2 400	PET	Frucor Beverages Ltd	Statewide Recycling
V Blue Guarana Energy Drink	275	Can—Aluminium	Frucor Beverages Ltd	Statewide Recycling
V Green Guarana Energy Drink	275	Can—Aluminium	Frucor Beverages Ltd	Statewide Recycling
V Green Guarana Energy Drink	300	Can—Aluminium	Frucor Beverages Ltd	Statewide Recycling
V Reactor Guarana Energy Drink	250	Can—Aluminium	Frucor Beverages Ltd	Statewide Recycling
V Reactor Guarana Energy Drink	275	Can—Aluminium	Frucor Beverages Ltd	Statewide Recycling

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
V Reactor Guarana Energy Drink	500	Can—Aluminium	Frucor Beverages Ltd	Statewide Recycling
V Sugarfree Guarana Energy Drink	275	Can—Aluminium	Frucor Beverages Ltd	Statewide Recycling
Single Fin Summer Ale	330	Glass	Gage Roads Brewing Co	Statewide Recycling
Burkes Premium Lager	500	Can—Aluminium	High Spirits Wholesale	Statewide Recycling
Coco Vodka Guava	250	Can—Aluminium	High Spirits Wholesale	Statewide Recycling
Coco Vodka Original	250	Can—Aluminium	High Spirits Wholesale	Statewide Recycling
Coco Vodka Pineapple	250	Can—Aluminium	High Spirits Wholesale	Statewide Recycling
Druids Celtic Cider Taste The Magic	500	Can—Aluminium	High Spirits Wholesale	Statewide Recycling
Schlossgold Non Alcoholic Beer	500	Can—Aluminium	Konrad Beverages	Statewide Recycling
Little Creatures Return Of the Dread Foreign Extra Stout	330	Glass	Lion Nathan Australia Limited	Marine Stores Ltd
Modere Aloe Vera Support	500	HDPE	Neways International Australia Pty Ltd	Statewide Recycling
Modere Energy Shot Perform	90	HDPE	Neways International Australia Pty Ltd	Statewide Recycling
Modere Hawaiian Noni Support	500	HDPE	Neways International Australia Pty Ltd	Statewide Recycling
Modere Mineral Essentials Support	500	HDPE	Neways International Australia Pty Ltd	Statewide Recycling
Yeos Chrysanthemum Tea + Luo Han Guo	500	PET	Oriental Merchant Pty Ltd	Statewide Recycling
Yeos Chrysanthemum Tea + Luo Han Guo	250	LPB—Aseptic	Oriental Merchant Pty Ltd	Statewide Recycling
Yeos Longan Red Date Drink	250	LPB—Aseptic	Oriental Merchant Pty Ltd	Statewide Recycling
Yoosh Iced Tea Apple Flavour	490	PET	Oriental Merchant Pty Ltd	Statewide Recycling
Yoosh Iced Tea Lemon Flavour	490	PET	Oriental Merchant Pty Ltd	Statewide Recycling
Yoosh Iced Tea Peach Flavour	490	PET	Oriental Merchant Pty Ltd	Statewide Recycling
Pran Drinko Float Litchi	260	PET	Ozy Masters Pty Ltd	Marine Stores Ltd
Pran Guava Juice	500	PET	Ozy Masters Pty Ltd	Marine Stores Ltd
Pran Guava Juice	260	PET	Ozy Masters Pty Ltd	Marine Stores Ltd
Pran Mango Juice	500	PET	Ozy Masters Pty Ltd	Marine Stores Ltd
Pran Mango Juice	260	PET	Ozy Masters Pty Ltd	Marine Stores Ltd
Pran Mango Juice	1 000	PET	Ozy Masters Pty Ltd	Marine Stores Ltd
Pran Sundrop Mango Drink	500	PET	Ozy Masters Pty Ltd	Marine Stores Ltd
Pran Sundrop Mango Drink	1 000	PET	Ozy Masters Pty Ltd	Marine Stores Ltd
Pran Sundrop Orange Drink	260	PET	Ozy Masters Pty Ltd	Marine Stores Ltd
Pran Sundrop Pomegranate Drink	260	PET	Ozy Masters Pty Ltd	Marine Stores Ltd
Dutch Windmill	330	Can—Aluminium	Pinnacle Drinks	Marine Stores Ltd
Sidra Del Verano Apple & Pear Cider	500	Glass	Pinnacle Drinks	Marine Stores Ltd
Sidra Del Verano Apple Blackcurrant & Cranberry Cider	500	Glass	Pinnacle Drinks	Marine Stores Ltd
Sidra Del Verano Apple Mango & Passionfruit Cider	500	Glass	Pinnacle Drinks	Marine Stores Ltd
Sidra Del Verano Apple Peach & Apricot Cider	500	Glass	Pinnacle Drinks	Marine Stores Ltd
Sidra Del Verano Spanish Apple Cider	500	Glass	Pinnacle Drinks	Marine Stores Ltd
Drink Wise Australia Pure Spring Water	600	PET	Porter Novelli Australia	Statewide Recycling
Fireball Minis	50	PET	Southtrade International Pty Ltd	Flagcan Distributors
T Bar King Coconut Water Black Iced Tea	350	Glass	T Bar Purveyors of Tea	Statewide Recycling
T Bar King Coconut Water Green Iced Tea	350	Glass	T Bar Purveyors of Tea	Statewide Recycling
T Rowe Price Still Water	600	PET	T Rowe Price	Statewide Recycling
X50 Mango Flavour Green Tea Energy Drink	355	Can—Aluminium	Tribeca Pty Ltd	Statewide Recycling
X50 Original Flavour Green Tea Energy Drink	355	Can—Aluminium	Tribeca Pty Ltd	Statewide Recycling
X50 Raspberry Flavour Green Tea Energy Drink	355	Can—Aluminium	Tribeca Pty Ltd	Statewide Recycling
Tru Blu Crystal Clear Water	600	PET	Tru Blu Beverages Pty Limited	Flagcan Distributors
Tutea Frutea Ice Tea Blackcurrant	300	PET	Tru Blu Beverages Pty Limited	Flagcan Distributors
Tutea Frutea Ice Tea Lemon	300	PET	Tru Blu Beverages Pty Limited	Flagcan Distributors
Tutea Frutea Ice Tea Mango	300	PET	Tru Blu Beverages Pty Limited	Flagcan Distributors
Tutea Frutea Ice Tea Peach	300	PET	Tru Blu Beverages Pty Limited	Flagcan Distributors
Cerveza Salta	330	Glass	Vinosity In Full Pty Ltd	Statewide Recycling
H2OTR South Australian Natural Spring Water	1 000	PET	Water To You	Statewide Recycling
H2OTR South Australian Natural Spring Water	1500	PET	Water To You	Statewide Recycling
H2OTR South Australian Natural Spring Water	600	PET	Water To You	Statewide Recycling

HOUSING IMPROVEMENT ACT 1940

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

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published	Maximum rental per week payable in respect of each house \$
		Volume	Folio		
Unit 7, 7 (also known as 7-9) Barcoo Road, Para Hills	Unit 7 in Strata Plan 1503, Hundred of Yatala	5054	815	29.1.15, page 437	115.00
21 RL Gambling Road, Berri	Allotment 15 in Deposited Plan 25978, Hundred of Berri Irrigation Area	5386	475	29.1.15, page 437	33.00
14 Tenth Street, Bowden	Allotment 65 in Filed Plan 121912, Hundred of Yatala	5406	514	3.8.72, page 990	\$0.00 (unfit for Human Habitation)

Dated at Adelaide, 12 March 2015.

R. HULM, Director, Corporate Services, Housing SA (Delegate SAHT)

HOUSING IMPROVEMENT ACT 1940

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

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published
		Volume	Folio	
16 Cashel Street, St Marys	Allotments 290 and 291 in Deposited Plan 3829, Hundred of Adelaide	5139	160	28.4.05, page 1012
13 Jetty Road (also known as 13 Heritage Drive, previously known as Lot 264, Office Beach Road), Wallaroo	Allotment Piece 91 in Filed Plan 216556, Hundred of Wallaroo	5642	553	27.10.05, page 3813
13 John Street, Burnside	Allotment 22 in Deposited Plan 638, Hundred of Adelaide	5565	417	11.9.14, page 5209
Unit 8, 6 Percy Street, Prospect	Unit 8 in Strata Plan 2037, Hundred of Yatala	5043	86	29.9.11, page 4100
59 Sunningdale Drive, Christie Downs	Allotment 24 in Deposited Plan 9669, Hundred of Noarlunga	5409	802	26.4.12, page 1487

Dated at Adelaide, 12 March 2015.

R. HULM, Director, Corporate Services, Housing SA (Delegate SAHT)

FISHERIES MANAGEMENT ACT 2007: SECTION 79

(Haul Net Pocket Mesh Size Increase)

TAKE notice that pursuant to Section 79 of the Fisheries Management Act 2007, it is hereby declared that it shall be unlawful for a person fishing, pursuant to a fishery licence of the fisheries listed in Schedule 1 to engage in the class of fishing activities specified in Schedule 2 during the period specified in Schedule 3.

SCHEDULE 1

Marine Scalegfish Fishery; Restricted Marine Scalegfish Fishery, Lakes and Coorong Fishery (coastal waters), Southern Zone Rock Lobster Fishery or Northern Zone Rock Lobster Fishery.

SCHEDULE 2

The act of taking, possessing or landing any fish species in the marine waters of the State using a haul net that has a pocket mesh size that is less than 35 mm.

SCHEDULE 3

Between 1200 hours on 1 April 2015 until 1200 hours on 1 April 2016.

Dated 4 March 2015.

S. SLOAN, Director, Fisheries and Aquaculture Policy

FISHERIES MANAGEMENT ACT 2007: SECTION 79

(Garfish Commercial Size Limit Increase)

TAKE notice that pursuant to Section 79 of the Fisheries Management Act 2007, it is hereby declared that it shall be unlawful for a person fishing, pursuant to a fishery licence of the fisheries listed in Schedule 1 to engage in the class of fishing activities or have possession or control of aquatic resources specified in Schedule 2 during the period specified in Schedule 3.

SCHEDULE 1

Marine Scalegfish Fishery; Restricted Marine Scalegfish Fishery, Southern Zone Rock Lobster Fishery, Lakes and Coorong Fishery or Northern Zone Rock Lobster Fishery.

SCHEDULE 2

The act of taking, possessing or landing Southern Garfish (*Hyporhamphus melanochir*) in the waters of the State that are less than 25 cm in length when measured from the foremost part of the upper jaw to the end of the tail fin.

SCHEDULE 3

Between 1200 hours on 1 April 2015 until 1200 hours on 1 April 2016.

Dated 4 March 2015.

S. SLOAN, Director, Fisheries and Aquaculture Policy

MINING ACT 1971

NOTICE is hereby given in accordance with Section 35A (1) of the Mining Act 1971, that an application for a mining lease over the undermentioned retention lease has been received. Details of the proposal may be inspected at the Department State Development, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Adelaide Brighton Cement Ltd

Retention Lease No.: RL 28

Location: Sections 10 and 11, Hundred of Dalrymple, Yorke Peninsula.

Area: 157.51 hectares

Purpose: Recovery of minerals (Limestone).

Ref.: T00474

A copy of the proposal has been provided to the Yorke Peninsula Council and an electronic copy of the proposal can be found on the Department of State Development website:

http://www.minerals.statedevelopment.sa.gov.au/public_notices/mining_proposals_open_for_public_comment.

Written submissions in relation to the granting of the mining lease are invited to be received at the Department of State Development, Mining Regulation, Attention: Business Support Officer, G.P.O. Box 320, Adelaide, S.A. 5001 no later than 14 April 2015.

Copies of all submissions will be forwarded to the applicant and may be made available for public inspection unless confidentiality is requested.

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 and Energy proposes to grant an Exploration Licence over the undermentioned area:

Applicant: Trafford Resources Limited

Location: Peterlumbo area—Approximately 140 km west of Port Augusta.

Pastoral Leases: Buckleboo, Nonning, Bungaroo and Yeltana.

Term: 2 years

Area in km²: 408

Ref.: 2014/00209

Plan and co-ordinates can be found on the Department of State Development website: http://www.minerals.statedevelopment.sa.gov.au/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 and Energy proposes to grant an Exploration Licence over the undermentioned area:

Applicant: Westernx Pty Ltd

Location: Corraberra area—Approximately 25 km north-west of Port Augusta.

Pastoral Leases: Carriererloo, Illeroo and Mount Arden.

Term: 2 years

Area in km²: 131

Ref.: 2014/00225

Plan and co-ordinates can be found on the Department of State Development website: http://www.minerals.statedevelopment.sa.gov.au/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 and Energy proposes to grant an Exploration Licence over the undermentioned area:

Applicant: Tasman Resources Limited

Location: Burrows Hill area—Approximately 65 km west-south-west of Port Augusta.

Pastoral Lease: Wartaka

Term: 2 years

Area in km²: 12

Ref.: 2014/00230

Plan and co-ordinates can be found on the Department of State Development website: http://www.minerals.statedevelopment.sa.gov.au/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 and Energy proposes to grant an Exploration Licence over the undermentioned area:

Applicant: ARP TriEnergy Pty Limited

Location: Farina area—Approximately 50 km south-south-east of Marree.

Pastoral Leases: Witchelina, Farina, Myrtle Springs, Mount Lyndhurst and Mundowdna.

Term: 1 year

Area in km²: 942

Ref.: 2014/00232

Plan and co-ordinates can be found on the Department of State Development website: http://www.minerals.statedevelopment.sa.gov.au/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 and Energy proposes to grant an Exploration Licence over the undermentioned area:

Applicant: ARK Energy Pty Ltd

Location: Arckaringa Creek area—Approximately 130 km north-north-east and 95 km north-east of Coober Pedy.

Pastoral Leases: Nilpinna and Arckaringa.

Term: 1 year

Area in km²: 673

Ref.: 2014/00234

Plan and co-ordinates can be found on the Department of State Development website: http://www.minerals.statedevelopment.sa.gov.au/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 and Energy proposes to grant an Exploration Licence over the undermentioned area:

Applicant: ARP TriEnergy Pty Limited

Location: Witchelina area—Approximately 25 km south-south-east of Marree.

Pastoral Leases: Witchelina, Callanna, Marree and Mundowdna.

Term: 1 year

Area in km²: 351

Ref.: 2014/00238

Plan and co-ordinates can be found on the Department of State Development website: http://www.minerals.statedevelopment.sa.gov.au/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 and Energy proposes to grant an Exploration Licence over the undermentioned area:

Applicant: Westernx Pty Ltd

Location: Peaked Rise area—Approximately 50 km south-south-east of Oodnadatta.

Pastoral Lease: Allandale

Term: 2 years

Area in km²: 24

Ref.: 2014/00241

Plan and co-ordinates can be found on the Department of State Development website: http://www.minerals.statedevelopment.sa.gov.au/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 and Energy proposes to grant an Exploration Licence over the undermentioned area:

Applicant: Havilah Resources NL

Location: Billeroo West area—Approximately 100 km north of Olary.

Pastoral Leases: Mulyungarie, Quinyambie, Erudina and Frome Downs.

Term: 2 years

Area in km²: 176

Ref.: 2014/00246

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

J. MARTIN, Mining Registrar

MINING ACT 1971

Determination of Statutory Forms under the Mining Act 1971

NOTICE is hereby given, of the determined manner and form of the Statutory forms for use pursuant to the relevant sections of the Mining Act 1971.

Forms pursuant to the Mining Act 1971 and Mining Regulations 2011

Form No.	Title	Part	Section
27	Notice initiating negotiations with Native Title parties— Section 63M	Regs Pt 12	Reg 105
33	Private Mine (PM)—Notification of ‘Relevant Event’	11B	Sect 73EA

These forms become effective from 12 March 2015. Copies of these forms can be downloaded from:

www.minerals.statedevelopment.sa.gov.au or by contacting Mineral Tenements on (08) 8463 3103.

P. FREEMAN, Deputy Executive Director Mineral Resources

FORM 27 Mining Act 1971 ("the Act") - Part 9B
NOTICE INITIATING NEGOTIATIONS WITH NATIVE TITLE PARTIES - SECTION 63M



Government of South Australia
 Department of State Development

USE THIS FORM TO: Advise native title parties of an intention to seek a native title mining agreement under Part 9B of the Act

Section A: For the attention of –

Native title parties ¹	<input type="checkbox"/>	ⓘ Provide the name/s of the native title parties. Notice must be served on all relevant parties. Refer to Appendix A for further information.
	<input type="checkbox"/>	
	<input checked="" type="checkbox"/> SA Native Title Services	
Other parties	<input checked="" type="checkbox"/> Minister under the <i>Mining Act 1971</i>	
	<input checked="" type="checkbox"/> Environment, Resources and Development (ERD) Court	
	<input type="checkbox"/> The Attorney General of South Australia	

¹ Native title parties include:

- native title holders established by a native title declaration; or
- native title claimants registered under law; or
- SA Native Title Services (the registered Aboriginal representative body in South Australia)

Proponent: Refer to Appendix A for further information on native title parties.

Section B: Proponent details

Client type	<input type="checkbox"/> Individual <input type="checkbox"/> Company		ⓘ Provide a postal address that can be used to contact you regarding this notice. If 'Company', provide ABN/ACN.
Name			
Address line 1			
Address line 2			
Suburb/Locality	State	Postcode	
ABN	ACN		ⓘ A contact person must be nominated.
Contact Name			
Email			
Telephone	Fax		

Section C: Authorisations under the Act

The proposed activities are (or will be) authorised by the following exploration or mining tenements under the Act. Give details and indicate whether the authority is currently held or under application.		ⓘ Authorisations must be current.
	For negotiations regarding a production tenement, the proponent must have made a valid application for a production tenement (ML/EML/RL) before serving this notice.	

Section D: I/we, the proponent, propose to carry out mining operations on the land identified below.

Location		② Clearly define the area of the land with as much detail as possible. A map/plan can be attached.
Section		
Hundred		
Pastoral block		
Other		

Section E: Details of proposed operations

Describe the operations and activities that the proponent intends to carry out on the land.		② Additional information can be attached.

Section F: Intended process for approval

Identify the process the proponent intends to follow.	<input type="checkbox"/> I seek to negotiate a native title mining agreement under Part 9B of the Mining Act 1971 Note: If, two months after this notice is given as required by the <i>Mining Act 1971</i> , there are no persons registered under the law of the State or the Commonwealth as the holders of, or claimants to, native title in the land, I may apply <i>ex parte</i> to the Environment, Resources and Development Court for a summary determination authorising entry to the land for the purpose of carrying out mining operations on the land, and the conduct of mining operations on the land.	② Tick one box only.
	<input type="checkbox"/> I propose to rely on section 63O of the Mining Act 1971 (Expedited procedure where impact of operations is minimal) on the grounds that the mining operations - <ul style="list-style-type: none"> will not directly interfere with the community life of the holders of native title in the land on which the operations are to be carried out; and will not interfere with areas or sites of particular significance, in accordance with their traditions, to the holders of native title in the land on which the operations are to be carried out; and will not involve major disturbance to the land on which the operations are to be carried out. Note: I may apply <i>ex parte</i> to the Environment, Resources and Development Court for a summary determination authorising mining operations in accordance with the proposals made in this notice. If, within two months after this notice is given, a written objection to my reliance on section 63O is given by the Minister, or a person who holds, or claims to hold, native title in the land, the Court must not make the determination unless satisfied, after giving the objectors an opportunity to be heard, that the operations are in fact operations to which section 63O applies.	

Section G: Proponent certification that information is complete and correct

	COMPANY REPRESENTATIVE OR INDIVIDUAL	COMPANY REPRESENTATIVE OR INDIVIDUAL'S WITNESS	② COMPANY: must be signed by appropriate representative/s. INDIVIDUAL: witness certifies that the individual named above is the person whose signature appears here.
Print Name	1.	2.	
Role	1.	2.	
Date Signed	1.	2.	
Signature	1.	2.	
Applications in an individual's name must be witnessed by a person who is not a beneficiary of the application (e.g. not a joint applicant).			

FORM 27

Mining Act 1971 ("the Act") - Part 9B



Government of South Australia

Department of State Development

NOTICE INITIATING NEGOTIATIONS WITH NATIVE TITLE PARTIES - SECTION 63M**APPENDIX A: FURTHER INFORMATION FOR THE PROPONENT**

ⓘ The following information is provided as a guide only.

A proponent must initiate negotiations for a native title mining agreement, or a summary determination from the ERD Court, that authorises mining operations on native title land by giving notice under section 63M of the Act.

The proponent must be the mining operator who seeks the authorisation to conduct mining operations on native title land.

The notice must be given to the ERD Court, the Minister under the Act and to the relevant native title parties as described below—

Where there is a declaration that establishes who are the holders of native title in the area—

The notice must be given to the registered representative of the native title holders, and the registered Aboriginal representative body in South Australia (currently South Australia Native Title Services).

Where native title may exist but there has not yet been a determination of native title—

The notice must be given to all who hold or may hold native title in the land, in accordance with the method set out in Part 5 of the *Native Title (South Australia) Act 1994* and Section 17 of the *Native Title (South Australia) Regulations 2001* as follows:

- This notice must be served personally or by post to –
 - All registered representatives of claimants to or holders of native title in the land
 - The registered Aboriginal representative body in South Australia (currently South Australia Native Title Services)
 - The Attorney General of South Australia
- A notice must also be published as follows –
 - By advertisement in one or more newspapers that circulate generally throughout the area to which the notice relates
 - In a relevant special interest publication
 - The notice to be published must comply with section 63M(4)(b) of the Act

Please note that in accordance with the provisions of Section 58A of the Act, Notice of Entry (Form 21) is required to be served on native title parties. Giving notice under Section 63M of the Act with Notice Initiating Negotiations with Native Title Parties (Form 27) does not satisfy the Notice of Entry requirements under the Act.

To find out if there is a native title holder or claim group in your area of interest and/or the contact the details of a native title holder or claim group please contact the National Native Title Tribunal on freecall 1800 640 501 or visit www.nntt.gov.au.

FORM 33

Mining Act 1971 ("the Act") - Part 11B, s.73EA



Government of South Australia
Department of State Development

PRIVATE MINE (PM) – NOTIFICATION OF ‘RELEVANT EVENT’

USE THIS FORM TO: Notify the Department of a change in: the proprietor of a PM, or the right to carry out mining operations at a PM.

Section A: New Proprietor or Operator

INDIVIDUAL

- Individual name

-OR- COMPANY

- Company name

- ABN / ACN

- Contact person & Role

Email

Postal address

Suburb/Locality

Telephone

		State	Postcode
	Mobile		

ⓘ A company must nominate a contact person for any queries.

Contact details must be completed for individuals and companies.

Section B: Private Mine details

List the Private Mine affected by the relevant event, and its location.

PM No.	LOCATION

ⓘ Complete a separate form for each PM.

Section C: Relevant Event details

Date of Event

DD / MM / 20 YY

Select Event type/s

<input type="checkbox"/>	I have become a proprietor of the Private Mine listed above. My share of the Proprietorship is now: %
<input type="checkbox"/>	I have acquired the whole right to carry out mining operations at the Private Mine listed above
<input type="checkbox"/>	I have acquired part of the right to carry out mining operations at the Private Mine listed above

ⓘ Form must be submitted by the new proprietor or new operator within 30 days of the Event.

Authority

<input type="checkbox"/>	Authority for the change of proprietorship or rights is provided in the attached documentation, e.g. agreement, contract, estate documents
<input type="checkbox"/>	Authority is provided by the existing proprietor signing the form below

ⓘ Attach any relevant documents.

Section D: Existing Proprietor

INDIVIDUAL

- Individual name

-OR- COMPANY

- Company name

- ABN / ACN

- Contact person & Role

Email

Postal address

Suburb/Locality

Telephone

		State	Postcode
	Mobile		

ⓘ A company must nominate a contact person for any queries.

Contact details must be completed for individuals and companies.

Section E: Parties involved in the Private Mine after the Event

List -
 (1) ALL proprietors, and
 (2) ALL parties with a right
 to carry out mining
 operations,
 after the Event.

NAME OF COMPANY OR INDIVIDUAL	PROPRIETOR % SHARE	OPERATOR	 Party may be Proprietor, Operator or both. Specify percentage share for joint proprietors. Attach extra information if required.
	<input type="checkbox"/> %	<input type="checkbox"/>	
	<input type="checkbox"/> %	<input type="checkbox"/>	
	<input type="checkbox"/> %	<input type="checkbox"/>	
TOTAL	100 %		

Section F: Authorisations

SIGNATORIES:

Companies – Form must be signed by authorised officer/s in accordance with your company's structure under the *Corporations Act*, eg Director/Secretary, Sole Director etc.
 Individuals – Individual must sign as signatory 1, and a witness who is not a beneficiary of the change must sign as signatory 2.

EXISTING PROPRIETOR
(if authority not attached separately)

I hereby assign my [proprietorship / rights] as listed in Section C, on the PM listed in Section B, to the party listed in Section A.

	COMPANY SIGNATORY 1 or INDIVIDUAL	COMPANY SIGNATORY 2 or INDIVIDUAL'S WITNESS
Company name		
Signatory name	1.	2.
Position / Role	1.	2.
Date signed	1.	2.
Signature	1.	2.

NEW PROPRIETOR AND/OR OPERATOR

I hereby accept the [proprietorship / rights] as listed in Section C, on the PM listed in Section B, from the party listed in Section D.

	COMPANY SIGNATORY 1 or INDIVIDUAL	COMPANY SIGNATORY 2 or INDIVIDUAL'S WITNESS
Company name		
Signatory name	1.	2.
Position / Role	1.	2.
Date signed	1.	2.
Signature	1.	2.

Section G: Glossary

Relevant Event: occurs if, on or after 19 June 2014, there is a change in –

- a) The proprietor of the private mine; or
- b) the whole or any part of the right to carry out mining operations at the private mine.

Proprietor, in relation to a Private Mine: a person who was, on the commencement of this Act, divested of property in the minerals for the recovery of which the mine is operated, or a person lawfully claiming under that person.

Operator: a person other than the proprietor who has the right to carry out mining operations at a private mine.

Department records updated

[PLACE STICKER HERE]	Date		 OFFICE USE ONLY
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South Australia

Motor Vehicles (Approval of Motor Bikes and Motor Trikes) Notice 2015

under the *Motor Vehicles Act 1959*

1—Short title

This notice may be cited as the *Motor Vehicles (Approval of Motor Bikes and Motor Trikes) Notice 2015*.

2—Commencement

This notice will come into operation on the date of publication in this *Gazette*.

3—Approved motor bikes and motor trikes

For the purposes of Schedules 2 and 3 of the *Motor Vehicles Regulations 2010* and the transitional provisions of the *Motor Vehicles Variation Regulations 2005* (No. 233 of 2005), the motor bikes and motor trikes specified in Schedule 1 are approved.

Schedule 1—Approved motor bikes and motor trikes

1—Motor bikes and motor trikes with an engine capacity not exceeding 260 ml

All motor bikes and motor trikes with an engine capacity not exceeding 260 milliliters and a power to weight ratio not exceeding 150 kilowatts per tonne other than the following:

Suzuki RGV250

Kawasaki KR250 (KR-1 and KR1s models)

Honda NSR250

Yamaha TZR250

Aprilia RS250

2—Motor bikes and motor trikes with an engine capacity not less than 261 ml and not exceeding 660 ml

The motor bikes and motor trikes listed in the table below.

MAKE	MODEL	VARIANT NAME	YEAR	CAPACITY
AJS	MODEL 18	MODEL 18	pre 1963	497
	MODEL 20 (formerly known as Model 30)	MODEL 20	1955-61	498
ALDY	All models	All models	Sep-13	under 125
APRILIA	Moto 6.5	Moto 6.5	1998-99	649
	Mojito	Mojito	All	50
	M35	SR MAX 300	2012	278
	PEGASO 650	DUAL SPORTS	1994-01	652
	PEGASO 650	OUTBACK	2000-01	652
	PEGASO 650	Factory 650	2007-08	660
	PEGASO 650 I.E.	OUTBACK	2001-02	652
	PEGASO 650 I.E.	DUAL SPORTS	2001-06	652
	RXV 4.5	RXV 4.5	2006-08	449
	RXV450	VPV	2010	449
	RXV 5.5	RXV 5.5	2006-08	549
	RXV550	VPZ	2010	553
	RS125/SBK	RS125/SBK	2013	125
	SR 50R	SR 50R	All	50
	SR MT 50	SR MT 50	All	49
	SR MT 125	SR MT 125	All	124
	SCRABEO 200	SCRABEO 200	All	181
	SCARABEO 300	VRG	2009	278
	SCARABEO 400	SCARABEO 400	2007	399
	SCARABEO 500	SCARABEO 500	2007-08	460
SPORTCITY 300	SPORTCITY300	2010-12	300	
STRADA 650	ROAD	2006-08	659	
STRADA 650	TRAIL	2006-08	659	

ASIAWING	LD450	ODES MCF450	2011-13	449	
	SXV 4.5	SXV 450	2006-08	449	
	SXV5.5	SXV 550	2006-08	553	
	SXV 5.5	SXV 5.5	2006-08	553	
ATK	605	605	1995	598	
BENELLI	VELVET DUSK	VELVET DUSK	2003-05	383	
	P25	600RS		600	
BETA	RR E3	RR350	2011	349	
	RR E3	RR400	2010-11	398	
	RR E3	RR450	2010-11	449	
	RR450	RR450	2008	448	
	RR450	RR450	2000-07	448	
	RR E3	RR520	2010-11	498	
	RR525	RR525	2008	510	
	RR525	RR525	2000-07	510	
	FUPA RR E3	RR 2T 300	2012	293	
BMW	C650	C600 Sport	2011-13	647	
	C650	C650 GT/GS	2011-13	647	
	F650	FUNDURO	1995-00	652	
	F650CS	SCARVAR	2002-05	652	
	F650CS	SE ROAD	2004-06	652	
	F650GS (does not include models manufactured after Nov 2007 with 800ml engine)	DAKAR	2000-08	652	
	F650GS	F650GS	2000-08	652	
	F650ST	F650ST	1998	652	
	F650	G650 GS	2009-13	652	
	F650	G650 GS Serato	2012-2013	652	
	G450X	G 450 X	2008-10	450	
	G650GS	Serato	All	650	
	R45	R45	All	453	
	R50	R50	1969	499	
	R60	R60	1967	590	
	R65	R65	1981-88	650	
	R65LS	R65LS	1982-86	650	
	R69	R69	1961	600	
	F650GD	F650	2000	652	
	BOLWELL	LM25W	FIRENZE	2009	263
	BOLLINI	All models	All models under 250	All	250
	BSA	A50	A50	1964-70	500
A65		A65	1966-69	650	
A7		A7	1961	500	
B40		B40	1969	350	
B44		B44	1967-71	440	
B50		B50	1971	495	

BSA cont.	B50SS GOLDSTAR	B50SS GOLDSTAR	1971	498
	G650 GS	G650 GS	2010	652
	G650 GS Serato	G650 GS	2010	652
	GOLD STAR	GOLD STAR	1962	500
	LIGHTNING	LIGHTNING	1964	654
	SPITFIRE MKIII	SPITFIRE MKIII	1967	650
	THUNDERBOLT	THUNDERBOLT	1968	499
Buell	Blast	STREET FIGHTER	2002-07	491
Bug	SEE KYMCO			
BULTACO	ALPINA	ALPINA	1974	350
	FRONTERA	FRONTERA	1974	360
	SHERPA	SHERPA	1974	350
CALIFORNIA SCOOTER	All models under 250cc	All models under 250cc	2014	249
CAGIVA	360WR	360WR	1998-02	348
	410TE	410TE	1996	399
	610TEE	610TEE	1998	576
	650 ALAZZURA	650 ALAZZURA	1984-88	650
	650 ELFANT	650 ELFANT	1985-88	650
	CANYON 500	DUAL SPORTS	1999-06	498
	CANYON 600	DUAL SPORTS	1996-98	601
	RIVER 600	RIVER 600	1995-98	601
	W16 600	W16 600	1995-97	601
CFMOTO	All models	All models till Sep 14	2012-13	under 650
	CF650	CF650NK-LAM	2012-13	649
	CF650	CF650NK-LAM	2013	649
COSSCK	650	Ural	1974	649
DAELIM	All Models	All Models under 250	All	under 250
DERBI	Boulevard 50	Boulevard 50		50
	GP1 250	GP1 250		250
	MULHACEN	MULHACEN	2008	659
	RAMBLA	RA 300	2010	278
DNEPER	K650	K650	1972	650
	DNEIPNER	DNEIPNER	1974	650
	K650	K650 DNEPR	1967-74	650
	MT9	MT9	1974	650
DUCATI	400 MONSTER	400 MONSTER	2002	398
	400 SIE	400 S I E monster		398
	400 SS JUNIOR	400 SS	1989-96	398
	400SS	400SS	1992-95	398
	500SL	PANTAH	1984	499
	500 DESMO	500 Sport Desmo	1978	497
	600 MONSTER	600 MONSTER	1994-01	583
	600 MONSTER	DARK	1998-01	583
	600 S	600 SUPERSPORT	1994-97	583
	600M	600M	1994-01	583

DUCATI cont.	600SL	PANTAH	1980-84	583	
	600SS	600SS	1994-98	583	
	620 MONSTER LITE	M620 LITE	2003-07	618	
	620 MULTISTRADA LITE	MTS620 24.5Kw	2005-07	618	
	659 Monster	Monster 659	All	659	
	DM 350	350	pre 85	350	
	DM 450	450	pre 85	448	
	DM450	DM450	1972	450	
	DM500	DM500	1981-84	498	
	F3	350 F3	1986-1989	349	
	F4	400 F4	1986	400	
	M4	M620ie LITE	2003-04	620	
	M5	Monster 659	2011	659	
	EAGLE WING	Cino 125	Cino 125	All	125
		Elegante 125	Elegante 125	All	125
	ENFIELD see also Royal Enfield	BULLET	CLASSIC	1993-08	499
BULLET		DELUXE	1993-08	499	
BULLET		ELECTRA ROAD	2006-08	499	
BULLET 350		DELUXE	1988-01	346	
BULLET 350		SUPERSTAR	1988-95	346	
BULLET 350		CLASSIC	1993-01	346	
BULLETT 500		500	1995	499	
BULLET 65		ROAD	2003-04	499	
LIGHTNING		ROAD	2000-08	499	
MILITARY		ROAD	2002-08	499	
TAURAS		DIESEL	2001	325	
BULLET 350 STD		Royal Enfield	1960-90	346	
FANTIC		TZ	EC300	2011-12	300
		TZ	Gas Gas EC30	2012	300
FONZARELLI GAS-GAS		125	125	All	Electric
	EC300	SM SUPERMOTARD	2002	299	
	EC300	ENDURO	2001-02	299	
	EC400	FSE ENDURO	2002-03	399	
	EC450	FSE ENDURO	2003-05	449	
	EC450	FSE SUPERMOTARD	2003-08	449	
	EC450	FSR ENDURO	2006-08	449	
	FS 400	FS40A	2006	398	
	FS 450	FS45	2006	443	
	FS 500	FS50	2006	503	
	FSE 400	400	2002	398	
	FSE 450	450	2003-08	398	
	PAMPERA	320 TRAIL	1998-02	333	
	PAMPERA	400 TRAIL	2006-08	399	
	PAMPERA	450	2007-08	443	

GAS-GAS cont.	SM400	SUPERMOTARD	2003-08	399	
	SM450	SUPERMOTARD	2003-08	443	
	TT300	EC300	1998-08	295	
GILERA	FUOCO 500	FUOCO 500	2007-13	493	
	NEXUS 500	NEXUS 500	2003-08	460	
HARLEY DAVIDSON	SS350	Sprint	1969-1974	350	
HONDA	600V TRANSLAP	600V TRANSLAP	1988	583	
	BROS	BROS	1992	399	
	C70	DREAM	pre 1970	305	
	CB100	CB100	All	100	
	CB125e	CB125e	All	125	
	CB175	CB 175 K1-K6	1969-1974	175	
	CB200	CB200	All	200	
	CB350	CB350	1969	348	
	CB350F	CB350F	1973	325	
	CB360	CB360	1973-74	360	
	CB400	CB400	1981-2013	395	
	CB400	CB400	2008	408	
	CB400F	CB400F	1975-77	408	
	CB400N	CB400N	1981	395	
	CB400T	CB400T	1977	408	
	CB400 ABS	CB400 ABS	2008-2013	399	
	CB450	CB450	1967-75	450	
	CB500	CB500	1977	498	
	CB500F	CB500FA	2012	471	
	CB500X	CB500XA	2013	471	
	CB550	CB550	1974-78	544	
	CB650	CB650	All	650	
	CBR125R	CBR125RR	2004	124.7	
	CBR250R	CBR250RR	1986-1996	249.6	
	CBR500R	CBR500RA	2012	471	
	CBX550	CBX550F	1982-85	572	
	CX500	CX500	1979	500	
	CJ360	CJ360	1976	356	
	CL450	CL450	1965-77	444	
	CRF150	150R/RB	All	149	
	CRF250	CRF 250 (L/X/F/M/R) versions	2013	249	
		CRF250L	2013	249	
		CRF400R	2013	399	
		CRF450X	2005-08	449	
		CX500	1977-82	495	
		CX650	1983-85	647	
		DEAUVILLE	NT650V	2002-06	647
		Fortza 300	NSS300 Forza	All	279

HONDA cont.	FJS400A	SW-T400	2009	399
	FT500	FT500	1984	498
	FTS600D	SILVERWING	2006-08	582
	GB400	GB400	All	399
	GB500	GB507	1987-91	498
	GL400	GL400	1985	396
	NF02	SH300	2009	279
	NSS300	NSS300	2013	279
	NT400	NT400	1989-92	400
	NT650V	DEAUVILLE	2003-06	647
	NTV650	REVERE	1989-92	647
	NX650	DOMINATOR	1988-00	644
	PCX150	PCX150	153	
	REVERE	REVERE	1990	647
	RVF400	OBI RVF400	1992-96	399
	SH150i	SH150i	2005	152.7
	SL350	SL350	1972	348
	OBI RVF400 VFR400	OBI RVF400 Otobai import model only	All	400
	Steed	steed	2002	398
	Today 50	Today	All	50
	VT400	VT 400	All	398
	VT400C	SHADOW	2009	399
	VT500	VT500	1983-87	491
	VT600C	VT600C	1993-00	583
	VT600C	SHADOW VLX	1988-2008	583
	VTR250	Interceptor	1997-2013	249
	XBR500	XBR500	1986-89	499
	XBR500SH	XBR500	1986-89	499
	XL350	XL350	1984-87	339
	XL500	XL500	1979-84	498
	XL600	XL600	1984-89	
	XL600R	XL600R	1984-87	589
	XL600RMG	XL600RMG	1986-88	591
	XL600VH	TRANSALP	1987-89	583
	XL650V	TRANSALP	2002-08	647
	XL650	TRANSALP	2005	647
	XL650	XL650	All	250
	XR250	XR250R	All	
	XR350	XR350	1983	339
	XR350R	XR350R	1983-84	339
	XR350R	XR350R	1985-86	353
	XR400	XR400	1996-08	397
	XR400 MOTARD	XR400M	1996-08	397
	XR400R	XR400R	1996-08	397
	XR500	XR500	1979-85	498

HONDA cont.	XR500R	XR500R	1983-84	498	
	XR600	XR600	1985	591	
	XR600R	XR600R	1985-00	591	
	XR650L	XR650L/ XR650R	2001-06	644	
	XR650R	XR650R	2000-06	649	
HUNTER	DD350E-6C	DAYTONA	2010-13	320	
	DD350E-6C	SPYDER	2010-13	320	
	DD350E-2	BOBBER	2011-13	320	
HUSABERG	FE250	ENDURO	All	250	
	FE350	ENDURO	All	350	
	FE400	ENDURO	All	399	
	FE450	ENDURO	2008-14	449	
	FE501E	ENDURO	1997-12	501	
	FE501	ENDURO	2012-14	510	
	FE570	ENDURO	2008-10	565	
	FE600E	ENDURO	1997-00	595	
	FE650E	ENDURO	2004-08	628	
	FE650E	ENDURO	2000-04	644	
	FS450E	ENDURO	2004	449	
	FS450	SUPERMOTARD	2008-10	449	
	FS570	SUPERMOTARD	2009-10	565	
	FS650C/E	SUPERMOTARD	2004-08	628	
	FS650E	SUPERMOTARD	2002-04	644	
	FE (Enduro) 4E8	FE4E8	2000	399	
	FE (Enduro) 5E8	FE5E8	2000	501	
	FE (Enduro) 7E8	FE7E8	2000	644	
	FE550	FE550	2004	550	
	TE300	TE Series	2010-14	293	
	HUSQVARNA	300WR	WR300	2008-12	298
		310TE	TE310 A3	2009-13	303
		310TE	TE310 A2	2008-10	298
350TE		TE350	1995	349	
400SM		SUPERMOTARD	2002-04	400	
400TE		ENDURO	2000-01	400	
410TE		ENDURO	1998-00	400	
410TE		ENDURO	1994-97	415	
450SM/R/RR		SUPERMOTARD	2003-08	449	
450TC		MOTOCROSS	2001-08	449	
450TE		ENDURO	2001-07	449	
450TE-IE		ENDURO	2007-08	449	
450TXC		TRAIL	2007-08	449	
A3		A3 TE250-310	2012	303	
A6 SMR 449		A600AB	2010-12	450	
A6 TE 449		A600AATE449	2010-13	450	
A6 SMR 511		A601AB	2010-12	478	
A6 TE 511		A601AATE511	2010-13	478	

**HUSQVARNA
cont.**

A6 SMR 511	A602AB	2012	478	
A8	TR650 TERRA	2013	652	
A8	TR650 STRADA	2013	652	
510SM	SUPERMOTARD	2006-10	501	
510TC	MOTOCROSS	2004-07	501	
510TE	ENDURO	2004-08	501	
510TE	ENDURO	1984-85	505	
510TE	ENDURO	1986-90	510	
510TE-IE	TE510IE	2008	510	
570TE	570TE(RP)	2000	577	
610SM	SUPERMOTARD	2000-08	577	
TE610	TE610(RP), dual sports	2000 on	577	
AE430	ENDURO	1986-88	430	
SM 450ie	SM 450ie	2008	449	
SM 510ie	SM 510ie	2009	501	
SMS630	A401AB SMS630	2010 on	600	
SMR449	SMR449	2011	449.6	
SMR511	SMR511	2012	447.5	
FE250	FE Enduro	All	511	
TE125	TE125	All	125	
TE250/ R	ENDURO TE250	2010	250	
TE	TE300	2014 on	298	
FE	FE350	2014 on	350	
FE	FE450	2014 on	449	
FE	FE501	2014 on	501	
TE300	TE300 TE310R	2013	304.44	
TE310R	ENDURO 2013	2013	302.44	
TE449	Enduro 2014	2013	449.6	
TE510	Enduro 2013	2013	477.5	
TE310ie	TE310ie	2008	298	
TE630	A401AA TE630	2010 on	600	
TR650	TR650 Terra	2013	652	
TR650	Strada ABS		652	
WR125	ENDURO		124.82	
WR250	ENDURO		249.3	
WR260	ENDURO	1990-91	260	
WR300	ENDURO	2010-13	293	
WR360	ENDURO	1991-03	349	
WR400	ENDURO	1984-88	396	
WR430	ENDURO	1988	430	
HYOSUNG	GT 250 EFI	GT 250EFI	All	249
	GT250R EFI	GT250R EFI	All	249
	GT650 EFI	GT650EFI Lams	All	647
	GT650R EFI	GT650R EFI Learner	All	647
	GV650C/S	Lams model	All	647
	GT650L	Comet	2005-09	647

HYOSUNG cont.	GT650RL	Comet	2005-09	647
	GT650SL	Comet	2005-09	647
	GT650-40	GT650R	2010-12	647
	GT650S-40	GT650S	2010-13	647
	GT650-40	GT650	2010-12	647
	GT650R	GT650R-40	2012-13	647
	GT650 Comet	GT650-40	2012-13	647
	GT650S	GT650SL-40	2012	647
	GT650S	GT650SH40	2012	647
	GV250	Aquila/EFI	All	249
	GV650C	Aquila Classic	2010-13	647
	GV650L	Aquila	2008-13	647
	GV650S	Aquila sports EFI		
	GV650-40	Aquila	2010-12	647
	INDIAN	VELO	VELO	1969
JAWA		350	350	1974
	634 ROAD	634 ROAD	1984-85	343
	638 ROAD	638 ROAD	1985-86	343
JONWAY	MALIBU	MALIBU 320	2012	320
	KAWASAKI	BR250E	Z250SL/Z250SL ABS	2014
EN400		Vulcan	1986	400
EN450		450LTD	1985-87	454
EN500		Vulcan	1990-02	500
ER-5		ER500	1999-06	498
ER-6NL ABS		ER-6nl ABS learner model	2012-2014	649
ER-650C		ER-6nL	2009	649
ER-650C		ER-6nL ABS	2009-11	649
Ninja 250		250R	1986-current	249
ER650F		ER-6NL ABS	2011-12	649
EX300A		EX300B Ninja/ special	2014	296
EX650F		Ninja 650RL ABS	2011-12	649
NINJA 300 SPECIAL		NINJA 300	2013-14	296
EX400		GPX 400R	1987-94	399
Ninja 650 L model		Ninja 650RL	2009	649
Ninja 650	Ninja 650RL ABS	2009-11	649	
Ninja 650	Ninja 650L ABS	2011-14	649	
NINJA 650L	NINJA 650L	2013	649	
EX650C	NINJA 650RL	2009-10	649	
EX650C	NINJA 650RL ABS	2009-11	649	
GPZ550	GPZ550	1981-90	553	
GT550	Z550	1984-88	553	
KL600	KLR600	1984-87	564	
KL650	KLR650	1987-99	651	
KLE500	DUAL SPORTS	1992-08	498	
KLR600	KL600	1984-87	564	

KAWASAKI cont.	KLR650E	KL650E	1987-2012	651
	KL650E	KLR650	2013-2014	651
	KLX150	KLX150E/KLX150 L	All	
	KLX250S	KLX250S	All	249
	KLX250SF	KLX250SF	2013	249
	KLX300R	KLX300R	1996-04	292
	KLX400	KLX400	2003	400
	KLX450R	KLX450R	2007-14	449
	KLX650	KLX650	1989-95	651
	KLX650R	ENDURO	1993-04	651
	KZ400	KZ400	1974-84	398
	KZ440	KZ440	1985	443
	KZ500	KZ500	1979	497
	KZ550	KZ550	1986	547
	LE650D	Versys 650L ABS	2010	649
	LE650D	Versys 650L ABS	2011-14	649
	LTD440	LTD440	1982	443
	LX400	LX400 Eliminator	1989	398
	S2	S2	1972	346
	S3	S3	1974	400
	KLE500	Versys 650L ABS	2013	649
	KLE650F	Versys 650IL ABS	2014	649
	EN650B	Vulcan S ABS/ABS L	2014	649
	Versys650L	Versys650L	2013	649
	W400	EJ400AE	2006-09	399
	Z400B2	KZ400B2	1979	398
	W1 650	W650	1965-70	623
	Z400D	KZ400D	1975	398
	Z500	Z500	1980	498
	ZR550	ZEPHYR	1991-99	553
	ZZR400	ZZR400	1991	399
	ZZR400	ZZR400	1992	399
	KTM	2T-EXC	300 EXC	2012
125 Duke		125 EXC	All	125
200 Duke		200 EXC	All	193
250 Duke		250 EXC/F	All	250
300 EXC		300 EXC	All	300
390 Duke		390 Duke	All	390
125 EXC		125 EXC	All	125
200 EXC		200 EXC	All	193
250 EXC/F		250 EXC/F	All	249
300 EXC		ENDURO	84-2011	293
300 EXC-E		ENDURO	2007-08	293
300GS		ENDURO	1990-95	280
350 EXC-F		ENDURO	2011 on	347
350 EXC Special-R		ENDURO	2005-06	350

KTM cont.	360 EXC	ENDURO	1996-98	360	
	380 EXC	ENDURO	2000	368	
	RC390	RC390	all	390	
	4T-EXC RACING	350 EXC-F	2012	350	
	4T-EXC RACING	450 EXC	2012	449	
	4T-EXC RACING	500 EXC	2012	510	
	400EXC	ENDURO	2008-11	393	
	400GS	ENDURO	1993-99	400	
	400SC	400SC	1996-98	400	
	400TE	400TE	2001	400	
	450EXC	ENDURO	2002-07	448	
	450EXC	ENDURO	2005-11	449	
	450EXC	ENDURO	2011 on	449	
	500EXC	ENDURO	2011 on	510	
	500GS	ENDURO	1984-91	553	
	510EXC	ENDURO	1999-02	510	
	520EXC	ENDURO	2000-02	510	
	525EXC	ENDURO	2002-05	510	
	525EXC-R	ENDURO	2005-07	510	
	530EXC	ENDURO	2008-11	510	
	600 ENDURO	ENDURO	1987-93	553	
	600 ENDURO INCAS	ENDURO	1989-90	553	
	625SMC	625SMC	2004	609	
	660 SMC	4T-EGS	2004	654	
	690 Rally Replica	4T-EGS	2010	654	
	Freeride	Freeride (MY12 on)	2012	350	
	IS DUKE	390 DUKE (C3)	2013	373	
	KYMCO	All model	All models		under 300
		Bug Xciting	500i	2008	498
		Bug Xciting	500Ri	2005-08	498
		Bug Xciting	500	2005-08	498
		Downtown 300i	V20000 (300i) ABS	2010-12	298
LAMBRETTA LARO	All model	Lambretta	pre 2008	under 660	
	DD350E-6C	Pro Street 350	2011	320	
	Cruiser250	cruiser 250		234	
	SPT series	SPT350	2011	320	
LAVERDA	V Retro 250	retro250		249	
	500	500	1979	497	
LIFAN	All model	All models	2009-10	under 300	
	LF400	LF400	2009	399	
LIFENG	Regal Raptor	CRUISER 350	2011	320	
LONCIN	LX 250-8	LX250-8	all	250	
MAGELLI	250 R SE	250 R SE	all	250	
	250S	250S	all	250	
MAICO	Enduro	500E	1984-88	488	

MATCHLESS	G12	G12, 650	pre 1966	646
	G80	HARRIS	1988-90	494
	G80	G80	pre 1963	497
	650	G11, G12, Model 31	1958-66	646
	500	G80 Major	1949-66	500
MCI	All models	All models under 250	all	250
MBK	FALCONE	YAMAHA XT660R	2005-08	660
	YAMAHA XT660X	YAMAHA XT660X	2005-08	660
MONTESA	COTA 330	TRIAL	1985-86	328
	COTA 335	TRIAL	1986-88	327
	COTA 348T	TRIAL	1984-87	305
	COTA 350	TRIAL	1984-85	349
MOTO GUZZI	350 GT	350 GT	1992	350
	Falcone	Falcone	1972	498
	V35	V35	1977-90	346
	V50	V50	1977-79	490
	V50	Monza	1980-85	490
	V65	V65	1982-94	643
	V65	Lario	1984-89	643
MOTO MORINI	3.5 ROAD	3.5 ROAD	1984-85	344
	350 SPORT	350 SPORT	1974-85	344
	500 CAMEL	TRAIL	1984-86	479
	500 SEI	500 SEI	1984-85	479
	500 STRADA	500 STRADA	1977-85	479
	500W	500 V-twin	1977	
MUZ	BAGHIRA	ENDURO	1999-02	660
	MASTIFF	SUPERMOTARD	1999-02	660
	SKORPION	REPLICA	1998-02	660
	SKORPION	SPORT	1998-02	660
	SKORPION	TRAVELLER	1998-02	660
	SKORPION	TOUR	1998-02	660
MV AGUSTA	350	350	1972-76	349
NORTON	650SS	650SS	1961-68	650
	ES2	ES2	pre 1963	490
	MANXMAN	B	1961	650
	MODEL 50	MODEL 50	1933-63	348
	MODEL 88	DOMINATOR	pre 1966	497
	NAVIGATOR	NAVIGATOR	1964	350
OZ TRIKE	FUN 500	FUN 500	pre 2008	500
PANTHER	MODEL 100	600	pre 1963	598
	MODEL 120	650	pre 1966	645
PEUGEOT	GEOPOLIS	AEAA	2007-08	399
	SATELIS	AEAA	2007-08	399
	SATELIS	AFAA	2007-08	493
PGO	All models	All models under 220	All	220

PIAGGIO	All Models	All models	2010-13	under 350
	MP3 300	MP3 300	2010-13	278
	MP3 400	MP3 400	2013	399
	MP3 500	MP3 500	2011-13	493
	X7 Evo 300	Evo 300	2009-13	278
	X8 400	X8 400	2007-13	399
	X9 500	X9 500	2001-13	460
	XEVO 400ie	XEVO 400ie	2007-13	399
QJ MOTORCYCLES	BJ60	BJ60	All	600
	P25	BJ600	All	600
RICKMAN	650	Triumph	1964	649
RIYA	All models	All models	until 2012	under 300
	RY300T	RY300T	2012	288
ROYAL ENFIELD	All models under660	All models under 660	till 2014	
	BULLET	BULLET 350/500	1988-01	500
	BULLET	BULLET 500	1993-13	499
	BULLET	ELECTRA	2005-13	499
	BULLET	CLASSIC	2005-13	499
	BULLET	UCE	2009-13	499
	LIGHTNING	LIGHTNING 500	2000-08	350
	TAURUS	DIESEL 324	1997	324
	TAURUS	DIESEL 325	2000-01	325
	RS HONDA	XR400M	MOTARD	2005-08
RUDGE WHITWORTH	650	Rudge	pre 1961	650
SACH	All models	All models	1980-2013	125
SHERCO	S4	ENDURO	2005-06	under 125
	S4	ENDURO 250	2010	248
	S4	ENDURO 450	2010	448
	S4	ENDURO 510	2010	510
	S4	ENDURO 300	2010	290
SUZUKI	AN400	BURGMAN	2008-14	400
	AN650	BURGMAN	2002-14	638
	Burgman 650	Burgman 650	All	638
	Burgman 400ABS	Burgman 400ABS	All	400
	DR350	All	1991-98	349
	DR400	DR400	1999	400
	DR500	All	1981-84	498
	DR600R	DR600R	1985-90	598
	DR650	All	1990-08	644
	DR650SE	DR650SE	1997-14	644
	DR-Z250	DR-Z250	All	249
	DR-Z400E	DR-Z400E	2000-13	398
	DR-Z400S	DR-Z400S	2005-13	398
DR-Z400SM	DR-Z400SM	2005-13	398	

SUZUKI cont.	DL650AUE	V Strom	2004-2014	645	
	Gladius	SVF650	2009-2014	645	
	GN125	GN125	All	125	
	GZ/GN250	Marauder	All	250	
	GN400	GN400	1980-81	400	
	GR650	All	1983-88	651	
	GS400	GS400	1976-82	400	
	GS450	All	1981-89	450	
	GS450E	GS450E	1977-89	450	
	GS500	GS500	2000-13	487	
	GS500E	GS500E	1976-99	492	
	GS500F	GS500F	2003-13	487	
	GS550	All	1977-82	549	
	GSR400	GSR400	2006-08	398	
	GSX400	F	1981-04	398	
	GSX400	E	1981-84	398	
	GSX650F	GSX650F /FU	2008-11	656	
	GT250	GT250 Hustler	All	250	
	GT380	GT380	1973-78	380	
	GT500	GT500	1976-78	500	
	GT550	GT550	1973-78	550	
	Intruder VL/LC 250	Intruder VL/LC 250	All	249	
	Inazuma 250	Inazuma	2013	248	
	KATANA 550	KATANA 550	1981-83	550	
	LS650	SAVAGE	1986-89	652	
	PE400	PE400	1980-81	400	
	RE5	ROTARY	1974	500	
	SFV650U	SFV650U	2009-12	645	
	SP370	ENDURO	1978	370	
	SV650S LAMS	SV650SU LAMs gladius	2008/2013	645	
		SV650SU	SV650SU	2009-12	645
		TU250X	TU250X	All	249
		T500	T500	1970-74	500
	TS400	TS400	1976	400	
	XF650	FREEWIND	1997-01	644	
SYM	All Models	All models under 400	2008-12	400	
	CITYCOM 300	LH30W	2008-12	263	
	FIRENZE	LM30W	2009-12	263	
	KX	A9	2012	399	
TGB	All Models	All models under 300	2012	300	
	CU	XMOTION	2012	264	
	DJ	DJC	2012	264	
TM	300E	ENDURO	2000-08	294	
	3002T	ENDURO	2010	297	
	400E	ENDURO	2002-03	400	

TM cont.	450E	ENDURO	2003-08	449	
	450MX	450MX	2008	449	
	4504T	ENDURO	2010	450	
	530E	ENDURO	2003-08	528	
	530MX	530MX	2008	528	
	5304T	ENDURO	2010	528	
	300 ENDURO	TM300E	2000	297	
	450	TM450	2003	450	
	530	TN530	2003	528	
	TM300	TM300	2002	297	
	TM400	TM400	2002	400	
	TORINO	All Models	All models	2013	under 250
		TRIUMPH	21	21	1963
DAYTONA 500			DAYTONA 500	1970	490
Street triple			LAMs Street Triple 659 L67Ls7	2014	659
T100			TIGER	pre-1970	498
T120			BONNEVILLE	1959 and 1974	649
TR5			TROPHY	1969	449
TR6			TROPHY	1961-73	649
TR7			TIGER	1971	649
TRIBSA			TRIBSA	1960-70	650
THUNDERBIRD 650			6T, TR65	1949-66	649
Note: Only includes models manufactured up to and including 1983					
URAL			DNEIPNER	DNEIPNER	1974
	K650	K650	1967-74	650	
	MT9	MT9	1974	650	
VELOCETTE	THRUXTON	THRUXTON	1965-67	499	
	VENOM	VENOM	1955-70	499	
VESPA	All Models	All models	until 1/9/2013	50-300	
	GTS 300 Super	GTS 300 S	2008-13	278	
	GTS 300 Super	GTS 300 S	2010	278	
	GTV 300 VM	GTV	2010	278	
VOR	400 ENDURO	400 ENDURO	2000	399	
	450 ENDURO	450 ENDURO	2002	450	
	500 ENDURO	500 ENDURO	2001	503	
	530 ENDURO	530 ENDURO	2001	530	
	VOR ENDURO	400SM	2000-01	399	
	VOR ENDURO	500SM	2000-01	503	
XINGYUE	XY400Y	XY400Y	2008-09	400	
YAMAHA	DT400	DT400	1976-77	400	
	GS125	GS125	1980s	124	
	FZR 250	FZR 250	All	249	

YAMAHA cont.	FZ6R	FZ6R	All	600
	FZ600	FZ600	All	600
	IT426	IT426	1987	426
	IT465	IT465	1987	465
	IT490	IT490	1983	490
	MT-03	MT03	2011	660
	MT 07	MT07LF	2015	655
	MX400	MX400	1976	400
	RD350	RD350	to 1975	350
	RD350LC	LC350	1980-86	350
	RD400	RD400	1976	398
	RT2	RT2	1970	360
	RT350	RT350	1972	347
	SR185	SR185	All	185
	SR250	SR251	All	249
	SR400	SR400	All	400
	SR400	SR400	2001-08	399
	SR500	SR500	1978-1981	499
	SRX400	SRX400	1985-90	400
	SRX600	SRX600	1996	608
	SZR660	SZR660	1997	659
	Tenere	Tenere	All	660
	T MAX	Tmax 530	All	530
	TT250R	TT250R	All	223
	TT350	TT350	1986-01	346
	TT500	TT500	1975	500
	TT600	TT600	1990-1995	595
	TT600E	TT600E	1997	595
	TT600R	TT600R	1998-2000	595
	TTR230	TT-R230	All	230
	TX650	TX650	1976	653
	Virago	XV250	All	250
	WR250R	WR250R	All	250
	WR250F	WR250F	All	250
	WR400F	WR400F	1998-2000	399
	WR450	WR450	2002	450
	WR426F	Belgarda import ONLY	2001	426
	WR450F	WR450F	2003-05	450
	WR450F	WR450F	2006-13	450
	XC125	VITY	All	125
	XJ550	XJ550	1981-82	528
	XJ6	XJ6FL/NL (25kW)	2009-13	600
	XJ6	XJ6SL (25kW)	2010-12	600
	XJ6	XJ6NL (35kw)	2012	600
	XJ650R	XJ650	1980-1986	653
	XJR400	ZJR400	1999	400

YAMAHA cont.	XJR400	4HM	2003	399	
	XS250	XS250	1978-1982	249	
	XS400	XS400	1978-82	391	
	XP500	XP500	2000-11	499	
	XP500	XP500	2012	530	
	XS650	XS650	1972-1984	653	
	XT250	XT250		249	
	XT350	XT350	1985-99	346	
	XT500	XT500	1976-81	499	
	XT550	XT550	1982-84	552	
	XT600	XT600	1983-04	590	
	XT660R	XT660R	2004-12	659	
	XT660X	XT660X	2004-12	659	
	XT660Z T N R	XT660Z	2012	660	
	XT600Z	Tenere	1988-89	595	
	XTZ660	XT660Z Tenere	1991-2012	659	
	XV400	XV400 Virago	1983	399	
	XV535	XV535 Virago	All years	535	
	XVS400	XVS400 Dragstar	2001-03	400	
	XVS650	XVS650	1997-2012	400	
	XVS650A/custom	XVS650 custom and classic	2000-12	649	
		XZ400	XZ400	1982	399
		XZ550	XZ550	1982-83	550
		YP400	MAJESTY	2008-12	395
		YZF-R15	YZF-R15	2013	150
	Zero	DS	Zero DS	All	Electric
		S	Zero S	All	Electric
Zongshen	ZS250GS	ZS250GS	All	250	

Note:

All motorcycles built before December 1960 with an engine capacity not exceeding 660 ml are approved.

All motorcycles with electric powered engines are approved.

Schedule 2—Revocation

The *Motor Vehicles (Approval of Motor Bikes and Motor Trikes) Notice 2014* made on 18 September 2014 (*Gazette* No. 71, 18 September 2014 p5225) is revoked.

Ron Shanks

DEPUTY REGISTRAR OF MOTOR VEHICLES

4 March 2015

NATIONAL GAS LAW

THE Australian Energy Market Commission (AEMC) gives notice under the National Gas Law as follows:

Under s 308, the making of a draft determination and related draft rule on the *Matched allocation process in the STTM* proposal (Ref. GRC0030). Written requests for a pre-determination hearing must be received by **19 March 2015**. Submissions must be received by **23 April 2015**.

Under s 303, the Australian Energy Market Operator has requested the *Removal of the Gas Bulletin Board emergency information page* proposal (Ref. GRC0031). The proposal seeks to remove all provisions in the National Gas Rules relating to the Natural Gas Services Bulletin Board emergency information page. The AEMC intends to expedite the proposal under s 304 as it considers the proposed Rule is non-controversial, subject to requests not to do so. Written requests not to expedite the proposal must be received by **26 March 2015**. Submissions must be received by **9 April 2015**.

Under s 81, the AEMC gives notice that the MCE, at the request of the Victorian Government, has directed it to review the Victorian Declared Wholesale Gas Market as referred to in the terms of reference for the *East Coast Wholesale Gas Market and Pipeline Frameworks Review*.

Submissions can be made via the AEMC's website. Before making a submission, please review the AEMC's privacy 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 confidentiality.

Written requests should be sent to submissions@aemc.gov.au and cite the reference in the title. Before sending a request, please review the AEMC's privacy statement on its website.

Documents referred to above are available on the AEMC's website and are available for inspection at the AEMC's office.

Australian Energy Market Commission

Level 6, 201 Elizabeth Street
Sydney, N.S.W. 2000

Telephone: (02) 8296 7800

www.aemc.gov.au

12 March 2015.

NATURAL RESOURCES MANAGEMENT ACT 2004

*Notice of Authorisation to Take Water from the
Central Adelaide Prescribed Wells Area.*

PURSUANT to Section 128 of the Natural Resources Management Act 2004 (the Act), I, Ian Hunter, Minister for Sustainability, Environment and Conservation (the Minister) and Minister to whom the Act is committed, hereby authorise the taking of water from the Central Adelaide Prescribed Wells Area prescribed under the Natural Resources Management (Central Adelaide—Prescribed Wells Area) Regulations 2007 from the wells specified in Schedule A, for the purpose set out in Schedule B and subject to the conditions specified in Schedule C.

SCHEDULE A

Wells

Well unit numbers 6627-14370, 6627-14455, 6627-14456, 6627-14462, 6627-14457 and 6627-14458 located in the Hundred of Noarlunga.

SCHEDULE B

Purpose

For irrigating land used for recreation and supply of water serviced by the managed aquifer recharge scheme located at Byards Road, Reynella East.

SCHEDULE C

Conditions

1. A maximum total volume of 640 megalitres of water may be taken from the wells specified in Schedule A during each water use year for the period of this authorisation.

2. The maximum drawdown for the wells in Schedule A must not exceed 50 m below ground level.

3. The water user must not take water except through a meter supplied, installed and maintained in accordance with the South Australian Licensed Water Use Meter Specification approved by the Minister as may be amended from time to time.

4. Meter readings must be used to determine the quantity of water taken.

5. The water user must supply a meter reading(s) to the Minister or the Minister's agent during the first seven calendar days of July in each water use year.

6. The water user must notify the Minister or the Minister's agent immediately if a meter fails to measure or record any quantity of water taken under this authorisation or if there is any reason to suspect that a meter may be defective.

The water user must comply with the provisions applying to meters set out in Regulation 14 of the Natural Resources Management (Financial Provisions) Regulations 2005. It is an offence to contravene or fail to comply with those provisions.

For the purposes of this authorisation:

'Water use year' means a period of 12 months commencing on 1 July and ending 30 June the following calendar year.

'Water user' means a person who is authorised to take water pursuant to this notice.

Words used in this authorisation that are defined in the Act shall have the meanings as set out in the Act.

This authorisation will commence on the date below and will remain in effect until 30 March 2016, unless earlier varied or revoked.

Dated 6 March 2015.

IAN HUNTER, Minister for Sustainability,
Environment and Conservation

NATURAL RESOURCES MANAGEMENT ACT 2004

*Notice to Revoke the Reservation of Excess Water in
Prescribed Wells Areas in the South East Natural
Resources Management Region*

PURSUANT to Section 166(3) of the Natural Resources Management Act 2004, (the Act), I, Ian Hunter, Minister for Sustainability, Environment and Conservation in the State of South Australia and the Minister to whom the Act is committed, hereby revoke the Notice of Reservation of Excess Water in Prescribed Water Resources in the South East published in the *Government Gazette* on 6 September 2001 (page 3964), as varied by notices published in the *Government Gazette* on 15 February 2007 (page 495) and 7 February 2008 (page 388).

Dated 16 January 2015.

IAN HUNTER, Minister for Sustainability,
Environment and Conservation

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

SECTION 25 (5) (b)

Variation of Petroleum Exploration Licence—PEL 570

NOTICE is hereby given that under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 21 March 2012, the conditions of the abovementioned Exploration Licence have been varied as follows:

Condition 1 of the licence is omitted and the following substituted:

'1. During the term of the licence, the Licensee shall carry out or cause to be carried out exploratory operations on the area comprised in the licence in accordance with such work programs as are approved by the Minister from time to time. Years one to five exploratory operations are guaranteed. These exploratory operations shall include but not necessarily be limited to:

Year of Term of Licence	Minimum Work Requirements
One	• Geological and Geophysical studies.
Two	• 240 km ² 3D full fold seismic acquisition; and • Drill 2 wells.
Three	• Drill 1 well.
Four	• Drill 1 well.
Five	• 275 km ² 3D full fold seismic acquisition.

The revised work requirements as a result of this variation would not have altered the outcome of the original competitive tender process.

Dated 4 March 2015.

B. A. GOLDSTEIN,
Executive Director
Energy Resources Division
Department of State Development
Delegate of the Minister for
Mineral Resources and Energy

RADIATION PROTECTION AND CONTROL ACT 1982

SECTION 44

Notice by Delegate of the Minister for Sustainability, Environment and Conservation

PURSUANT to Section 44 of the Radiation Protection and Control Act 1982 ('the Act'), I, Keith Baldry, Operations Director Mining, Radiation and Regulatory Support, of the Environment Protection Authority, being a person to whom the powers of the Minister under Section 44 have been delegated under the Act, exempt the following from Regulation 36 of the Radiation Protection and Control (Ionising Radiation) Regulations 2000 ('the Regulations'):

- (1) A person examined as required by Regulation 36 (1) (b) or (c) is exempted from the requirement in Regulation 36 (5) to complete Part 4 of Form 1 of Schedule 5 of the Regulations.

- (2) An employer who arranges for a medical examination of a designated employee to be conducted as required by Regulation 36 (1) (b), is exempted from the requirement for that examination to be conducted by a medical practitioner subject to the following conditions:

- (a) the medical examination must instead be conducted by a nurse registered under the Health Practitioner Regulation National Law who is trained to collect the information required by Part 5 of Form 1 of Schedule 5 of the Regulations;
- (b) the examining registered nurse must peruse the questionnaire in the presence of the person to be examined, and complete Part 5 of Form 1 of Schedule 5 of the Regulations; and
- (c) any conditions requiring treatment or further investigation discovered in the course of the medical examination must be referred to a medical practitioner who must complete the examination.

The exemption shall take effect commencing on the date of publication of this Notice in the *Government Gazette*.

Dated 5 March 2015.

K. BALDRY, Delegate of the Minister for
Sustainability, Environment and
Conservation

ROADS (OPENING AND CLOSING) ACT 1991:

SECTION 24

NOTICE OF CONFIRMATION OF ROAD PROCESS ORDER*Road Closure—Joslin*

BY Road Process Order made on 2 April 2013, the City of Norwood, Payneham and St Peters ordered that:

1. The whole of the footway situate between Fifth Avenue and Sixth Lane adjoining Allotment 2 in Filed Plan 36904, more particularly delineated and lettered 'A' in the Preliminary Plan No. 13/0005 be closed.

2. Transfer the whole of the land subject to closure to Brian Raymond Kretschmer in accordance with the Agreement for Transfer dated 27 February 2013, entered into between the City of Norwood, Payneham and St Peters and Noel Maxwell Martin and Kathleen Anne Martin.

On 7 August 2013, that order was confirmed by the Minister for Transport and Infrastructure conditionally upon the deposit by the Registrar-General of Deposited Plan 91636, 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 12 March 2015.

M. P. BURDETT, Surveyor-General

South Australian Civil and Administrative Tribunal (Amendment No. 1) Rules 2015

The President and the Deputy President of the South Australian Civil and Administrative Tribunal make the following Rules under the *South Australian Civil and Administrative Tribunal Act 2013*.

1. These Rules may be cited as the *South Australian Civil and Administrative Tribunal (Amendment No. 1) Rules 2015*.
2. This amendment will commence on 29 March 2015 except for:
 - a. Rules 48(e)(i), (iii) and (iv), which will commence on the commencement of sections 29(5a), (6a) and (6c) respectively of the *Residential Parks Act 2007*;
 - b. Rule 48(e)(v), which will commence on the commencement of section 63(5a) of the *Residential Tenancies Act 1995*;
 - c. Rules 48(e)(ix), (x), (xi) and (xii), which will commence on the commencement of sections 105M(6), (7), (8) and (10) respectively of the *Residential Tenancies Act 1995*;
 - d. Rule 49, which will commence on the commencement of Part 12 of the *Statutes Amendment (SACAT) Act 2014*; and
 - e. Part 9, which will commence on the commencement of Part 7 of the *Statutes Amendment (SACAT) Act 2014*.
3. The *South Australian Civil and Administrative Tribunal Rules 2014* (“the principal Rules”) are amended as indicated in these Rules.
4. Rule 3 of the principal Rules is deleted and new Rules 3 to 9 inclusive are inserted in its place as follows:

“3. Philosophy

- a. The purpose of these Rules is to facilitate the achievement by the Tribunal of its main statutory objectives and:
 - i. to ensure matters before the Tribunal are dealt with in a way that is independent, transparent, accessible, fair, just, economical and quick; and with as little formality and technicality as possible, and that does not involve unnecessary and burdensome requirements; and
 - ii. to guide the Tribunal and parties to proceedings to resolve disputes fairly, consistently, economically and quickly, while allowing flexibility to cater for different needs of particular parties.

- b. Accordingly, these Rules:
- i. provide for procedures that are the same for all proceedings, except if special procedures are required for a particular class of matters to ensure the proper conduct of the proceedings; and
 - ii. are to be applied by the Tribunal with the objectives of achieving the Tribunal's main statutory objectives including by:
 1. encouraging the early and economical resolution of disputes before the Tribunal, including, if appropriate, through conferences, conciliation, mediation or other alternative dispute resolution processes; and
 2. conducting proceedings with as little formality and technicality as possible in a way that minimises costs to parties, and is as quick as is consistent with achieving justice; and
 3. recognising, and being responsive to, the diverse needs of persons who use the Tribunal; and
 4. recognising that strict compliance with a procedural requirement in these Rules may not always be necessary.

4. Proportionality and cost effectiveness

- a. Tribunal proceedings must be conducted efficiently and in a manner proportionate to the matter in dispute. Proportionality means ensuring that legal costs and other costs incurred in connection with a proceeding are reasonable and proportionate to the importance and complexity of the issues in dispute.
- b. Any person, including a legal practitioner, representing a party in proceedings must use their best endeavours to facilitate the just, quick and cheap resolution of the real issues in proceedings before the Tribunal and, for that purpose, must participate in the processes of the Tribunal and comply with directions and orders of the Tribunal.

5. Interpretation

- a. In these Rules, unless the contrary intention appears:
 - i. words used have the same meaning as words used in the SACAT Act or Regulations or, if applicable, a relevant Act;
 - ii. **ACN** means Australian Company Number under the *Corporations Act 2001* (Cth);
 - iii. **the SACAT Act** means the *South Australian Civil and Administrative Tribunal Act 2013*;
 - iv. **contact details** of a person means the person's address, telephone number, mobile number, pager number, facsimile number and email address (as far as each are known or relevant) that can be used by the Tribunal and other parties or persons to contact the person in

- relation to the proceedings (and in relation to an Australian company, includes the address of the registered office of the company);
- v. **domestic partner** has the same meaning as in the *Family Relationships Act 1975*;
 - vi. **include**, in relation to an application or other document, includes “be accompanied by”;
 - vii. **initiating application** means any document by which proceedings in the Tribunal’s original or review jurisdictions are started by a person, or the Tribunal’s jurisdiction is otherwise invoked, and includes a referral made to or claim brought before the Tribunal under a relevant Act;
 - viii. **the Regulations** means *South Australian Civil and Administrative Tribunal Regulations 2015*;
 - ix. **respondent**, for a proceeding started by an initiating application or an application for internal review or in any other manner, means a person or entity in relation to whom a decision of the Tribunal is sought by the applicant;
 - x. **response** means a respondent’s answer to an initiating application or an application for internal review or any other application made to the Tribunal;
- b. A reference to a “sworn statement” in the Rules, Practice Directions or in any direction or order of the Tribunal means a statement in writing:
- i. bearing the full name and address of the person making the statement and a confirmation that the statement has been sworn or affirmed before a justice of the peace or other person authorised at law to take an affidavit; and
 - ii. which is signed and dated on each page by the person making the statement and by the witness.
- c. To avoid doubt, the Rules applying to specific kinds of proceedings before the Tribunal or making provision for specific classes of applications or other documents or specific procedures are to be complied with in addition to Rules of general application.
- d. A reference in these Rules to any Act or statutory instrument means that Act or statutory instrument as amended or substituted from time to time and includes any instrument made under it or the substituted Act or statutory instrument.
- e. The Rules are to be read as subject to the SACAT Act and Regulations and to any applicable provision of a relevant Act or regulations made under a relevant Act.

6. When application is commenced

- a. Subject to this Rule, an application is commenced on whichever is the later of:
 - i. the date and time that the application is given to the Tribunal; and
 - ii. if a fee is required to be paid under the Regulations in respect of the application, the date and time that the fee is paid, or the fee is waived or postponed under the Regulations.
- b. If payment of the fee is postponed under the Regulations but the fee is not paid by the postponed date, the application is taken not to have been made or lodged.

7. Relief from time limits and dispensation from Rules

- a. The Tribunal may, on application or on its own initiative:
 - i. under section 66 of the SACAT Act, extend or abridge a time limit for doing anything in connection with any proceedings, or for the commencement of any proceedings, even though the limit is imposed under the SACAT Act or any relevant Act; or
 - ii. vary any requirement of these Rules, including extend or abridge any time limit provided in these Rules for doing anything in relation to any proceedings; or
 - iii. dispense with compliance by any person, or by the Tribunal, with any requirement of these Rules,

either before or after the occasion for compliance arises, and in doing so may impose any conditions or give any consequential or other directions as are appropriate.

- b. A registrar of the Tribunal is expressly authorised to constitute the Tribunal for the purposes of this Rule.

8. Seal of the Tribunal

- a. The Tribunal will have and use as many seals and stamps as are required for the business of the Tribunal, including physical or electronic seals and stamps.
- b. The seal of the Tribunal will be applied to such documents as the President may direct.
- c. The Tribunal's seals and stamps will be in the form that the President approves and kept in the custody of the Registrar.

9. Practice Directions

- a. The President may make any practice direction contemplated by these Rules or necessary for the regulation of proceedings in the Tribunal.

- b. Without limiting the generality of sub-rule (a) or of Rule 7(a), the President may make practice directions varying or dispensing with compliance by any person, or by the Tribunal, of any requirement of these Rules for a specified period and subject to any conditions the President considers appropriate.”
5. Rules 4 and 5 of the principal Rules are renumbered as Rules 10 and 11 respectively.
6. The following is inserted after Part 2 of the principal Rules:

“Part 3 Lodging applications or other documents with the Tribunal

12. Giving documents to the Tribunal

- a. Subject to these Rules, an application or other document may be given to the Tribunal:
 - i. by leaving it at a Tribunal Registry; or
 - ii. by sending it by post to a Tribunal Registry; or
 - iii. by leaving it at the document exchange address of the Tribunal; or
 - iv. by electronic or other means, including email or by means of a computerised case management system or any other means that the Tribunal makes available for this purpose.
- b. A registrar may refuse to receive a document that is presented to the Tribunal for lodgement in paper or other physical form and may direct that the document be lodged with the Tribunal in a specified electronic form.

13. Urgent oral applications

- a. If permitted by a Member or registrar of the Tribunal, in urgent circumstances, a person may make an initiating application or an application for internal review orally or partly in writing and partly orally.
- b. In the case of a wholly or partly oral application, a Member or registrar of the Tribunal may require the applicant to give a notice to the Tribunal confirming the application in writing within a period specified by a Member or registrar of the Tribunal or confirm the application at the applicant’s first appearance before the Tribunal in the proceedings.
- c. This Rule does not affect the ability of a person to make any other application orally during the course of proceedings.

14. Documents lodged electronically

- a. Documents lodged electronically must (to the extent relevant) be:
 - i. if text or pictorial material:

1. in a common software format which enables searching and copying and pasting of parts of text within the document (preferably MS Word, PDF or JPG); and
 2. when printed, is clear, legible and with text at least in 11 point font size; and
- ii. if audio or video material, in a common software format (preferably WAV, MP3 or MP4) that, when played, is clear and audible.
- b. If an application is made electronically to the Tribunal, the Tribunal must send an electronic copy of the application back to the applicant in acknowledgement of the receipt of the application in a form that is printable by the applicant.
 - c. A person who sends any application or any other document to the Tribunal electronically must prepare and retain:
 - i. a printable or paper copy of the document and provide that copy to the Tribunal at the request of a registrar; and
 - ii. evidence of the date and time that the document was originally sent to the Tribunal and provide that evidence to the Tribunal at the request of a registrar.

15. Registrar may receive documents

If a registrar considers it appropriate to do so, he or she may receive (including receive on conditions imposed by the registrar) any application or document for lodgement with the Tribunal even though it does not comply with these Rules.

16. Registrar may refuse to receive documents

- a. Subject to these Rules, a registrar may refuse to receive any application or document if it does not comply with these Rules.
- b. A registrar must refuse to receive an application or other document for lodgement with the Tribunal if:
 - i. it is not reasonably legible; or
 - ii. the relevant prescribed fee has not been paid and payment of the fee has not been waived or postponed under the Regulations; or
 - iii. it does not comply with the SACAT Act, the Regulations or a relevant Act; or
 - iv. the registrar is the principal registrar of the Tribunal and he or she considers that the application or document is self-evidently an abuse of the Tribunal's process or scandalous, frivolous or vexatious or that, if an application, the application is self-evidently not within the jurisdiction of the Tribunal; or

- v. it is an application that is beyond the jurisdiction of the Tribunal and a Senior Member or Presidential Member of the Tribunal has directed the registrar to refuse or reject the application; or
 - vi. the application or document is an abuse of the Tribunal's process or scandalous, frivolous or vexatious and a Senior Member or Presidential Member of the Tribunal has directed the registrar to refuse or reject the application or document.
- c. A registrar or Member of the Tribunal may hold any hearings or give any directions that may be necessary under this Rule.
 - d. The Tribunal may dismiss any application that has been commenced by means of a document that is rejected under this Rule but the dismissal of an application under this Rule does not prevent the applicant from re-commencing proceedings by lodging another application that complies with the requirements of these Rules and any other applicable legislation.

17. Fee waiver, remission or postponement

Notwithstanding anything in these Rules, a document need not be accompanied by the relevant prescribed fee if the person lodging the document includes a request for the waiver or postponement of the payment of the fee.

Part 4 General Rules for applications and responses

18. Documents

All documents given to the Tribunal must:

- a. be in English or, if not in English, be accompanied by a translation of the document into English either prepared by an accredited professional translator or as directed by a registrar; and
- b. clearly identify the name of the party lodging the document or on whose behalf the document is lodged; and
- c. include the Tribunal's reference number for the proceedings if known; and
- d. be accompanied by any prescribed fee.

19. Applications and responses generally

All applications and responses relating to proceedings in the Tribunal must include:

- a. the name and contact details of each party lodging the document (including, if known, the ACN of any party that is an Australian company); and
- b. the name and contact details of:
 - i. any person who is to appear for or represent each party lodging the document and details of the nature of that person's relationship to the lodging party;

- ii. the name of a recognised advocacy service from which representation will be sought by the lodging party; and
- c. whether the party will seek to put any or any further evidence to the Tribunal and, if so, the nature of that evidence and what is sought to be established by the evidence; and
- d. details of any known needs for an interpreter or assistance with a disability or special cultural, security or other needs required by a party or witness or other person proposing to attend the hearing; and
- e. any other specific additional information or requirements set out in the SACAT Act, the Regulations, a relevant Act, these Rules or required by a Member or registrar of the Tribunal for the particular type of application, response or other document (which may include that the reasons for any application must be contained in a sworn statement).

20. Initiating applications and applications for internal review

- a. An initiating application in the Tribunal's original or review jurisdictions or an application for internal review of a decision of the Tribunal in the exercise of its original jurisdiction must also include:
 - i. the date of birth of each applicant; and
 - ii. the name and contact details of each respondent to the proceedings (including, if known, the ACN of any party that is an Australian company); and
 - iii. the type of application being made and, if known, the legislation under which it is made; and
 - iv. the grounds or reasons for the application; and
 - v. the remedy sought, including the amount if it is a monetary claim.
- b. An initiating application in the Tribunal's review jurisdiction must also include:
 - i. if the reviewable decision to which the application relates was given to the applicant in writing, a copy of the decision; or
 - ii. if the reviewable decision was not communicated to the applicant in writing after it was made, sufficient other information so that the Tribunal can identify the decision, the decision-maker and the legislation under which the decision was made.
- c. An application for internal review must also include details of the Tribunal's decision, or the relevant part of the Tribunal's decision, that is sought to be reviewed.

21. Responses to applications

Subject to these Rules, a response to an initiating application or an application for internal review must include the respondent's answer to the application and be given to the Tribunal within 21 days of the respondent receiving a copy of the application.

22. Respondents who do not lodge responses

A respondent who does not lodge a response to an initiating application or an application for internal review must, as soon as practicable after being given a copy of the relevant application, give a notice to the Tribunal providing:

- a. their full name and contact details, if different from the name and contact details given for the respondent on the application; and
- b. the full name and contact details of any person representing the respondent or the name of a recognised advocacy service from which representation will be sought by the lodging party; and
- c. details of any known needs for an interpreter or assistance with a disability or special cultural, security or other needs required by a party or witness or other person proposing to attend the hearing.

23. Changes to contact details and representation arrangements

A party whose contact details or representation arrangements change while the Tribunal is considering a matter must, within 7 business days of the change, give the Tribunal a written notice setting out the new details.

24. Counter-applications and third-party applications

- a. If the Tribunal's jurisdiction permits, a respondent to an initiating application may, in the response to the application or separately, make a counter-application to the Tribunal for a remedy against the applicant or against a person who is not a party to the proceedings (a "**third-party application**").
- b. A respondent to an application for internal review who seeks to have the Tribunal's original orders set aside or varied for reasons that differ from those of the applicant may, in the response to the application or separately, make a counter-application for internal review of the Tribunal's decision.
- c. Any counter-application or third-party application must comply with the relevant Rules for applications and any response to a counter-application or third-party application must comply with the Rules for responses.
- d. Unless a prescribed fee is waived, remitted or postponed under the Regulations, a party is not relieved from any requirement to pay any prescribed fee applicable to the counter-application or third-party application.

25. Applications for summonses

- a. An application for a summons in respect of proceedings before the Tribunal must also include:

- i. the name and contact details of the person to be the subject of the summons; and
 - ii. whether the person is to be required to appear before the Tribunal at a specified time and place to give evidence or to produce evidentiary material (or both) and, in either case, when and where; and
 - iii. if the person is to be required to produce evidentiary material to the Tribunal, a description of that material; and
 - iv. an explanation of the relevance to the proceedings of the evidence sought to be given or evidentiary material sought to be produced pursuant to the summons, or both as the case may be.
- b. A summons must not be addressed to more than one person.
- c. The person required to comply with the summons must be named as follows in the application for the summons:
 - i. If an individual, the individual's full name must be used where this is known to or reasonably ascertainable by the party who applied for the summons; or
 - ii. If a corporation, the corporation's full name (including for example "Ltd" or "Pty Ltd" as the case may be) must be stated followed by the words "by its proper officer"; and
 - iii. If the holder of a governmental office or position, the official description of the office or post held must be used; and
 - iv. If a government department or agency, the department's or agency's name must be stated followed by the words "by its proper officer".

26. Applications for joinder under section 54

An application for joinder under section 54 of the SACAT Act must also specify whether the relevant person is sought to be joined as an applicant or as a respondent to the proceedings.

27. Applications for the determination of costs payable

An application under these Rules to determine the costs payable to a party must also include:

- a. a schedule giving details of the date and nature of the work performed and costs claimed for that work; and
- b. a copy of receipts for, or other evidence of, claimable expenses incurred by that party in the proceedings.

28. Applications for confidentiality, suppression, etc.

- a. An application for directions under section 60 of the SACAT Act must include, in a sworn statement, the reasons for the application and why the directions should be made.

- b. This Rule does not apply if Rule 45 applies.

29. Applications for correction of mistakes under section 84

- a. An application under section 84 of the SACAT Act for the Tribunal to correct a decision or a statement of reasons must be given to the Tribunal within 21 days of the applicant receiving notice of the decision or the statement and must also include:
 - i. details of the relevant proceedings, decision or statement of reasons; and
 - ii. details of the claimed mistake, error or defect.
- b. The Tribunal may determine its own procedures for dealing with those applications, including whether it should hear from any of the parties.

30. Applications for reviews of decisions under section 85

- a. An application under section 85 of the SACAT Act made by a person in respect of whom the Tribunal has made a decision when the person was absent and not represented at the hearing must be given to the Tribunal within 30 days of the Tribunal's decision and must include:
 - i. details of the relevant proceedings and decision; and
 - ii. when and how the applicant became aware of the Tribunal's decision; and
 - iii. the applicant's reasons for not appearing or being represented at the relevant hearing.
- b. A person may only make one application under section 85 in respect of the same matter without the permission of the Tribunal.

31. Applications for inspection of or copy of recording of Tribunal proceedings or transcript

- a. An application:
 - i. under section 90(1)(b) of the SACAT Act for inspection, or for a copy, of a transcript of evidence taken by the Tribunal in any proceedings; and
 - ii. under section 90(1)(c) of the SACAT Act for inspection, or for a copy, of any documentary material admitted into evidence in any proceedings; and
 - iii. under section 90(2) of the SACAT Act for inspection, or for a copy, of a video tape, audio tape or other form of recording of Tribunal proceedings,

must include:

- b. the reason for the application; and
- c. a written undertaking that the person receiving the recording, documentary material or transcript will not copy or distribute it, or use it for any purpose, that is inconsistent with any condition imposed by the Tribunal, without first seeking the Tribunal's permission.

32. Application for representation by a legal practitioner

If a relevant Act requires that the approval or permission of the Tribunal be obtained for representation of a person by a legal practitioner, the person seeking representation must include in the application full details of the reasons why he or she cannot appear before the Tribunal on his or her own behalf personally or by other permissible representative and why it is necessary that he or she be represented by a legal practitioner.

33. Extensions of time and other applications

- a. If an extension of time is sought to make any application or to do any other thing, the application for the extension of time must include the reasons for the application and why the extension of time should be given.
- b. All other applications made in respect of proceedings, including for general directions for the conduct of the proceedings, must also include:
 - i. the type of application being made and, if known, the legislation under which it is made; and
 - ii. the reasons for the application; and
 - iii. the directions or remedy sought, including the amount if it is a monetary claim.

34. Amendments

- a. A party who has lodged an application or response with the Tribunal may only amend the application or response once without the permission of the Tribunal.
- b. An amendment can only be made under sub-rule (a) without the permission of the Tribunal if the application or response is amended within 14 days of the application or response being given to the Tribunal and not less than one month prior to the hearing.
- c. This Rule does not apply to proceedings under the *Advance Care Directives Act 2013*, *Community Housing Providers (National Law) (SA) Act 2013*, *Consent to Medical Treatment and Palliative Care Act 1995*, *Guardianship and Administration Act 1993*, *Mental Health Act 2009*, *Residential Parks Act 2007*, *Residential Tenancies Act 1995*, *Retirement Villages Act 1987*, *South Australian Cooperative and Community Housing Act 1991* or the *South Australian Housing Trust Act 1995*.
- d. A registrar is expressly authorised to constitute the Tribunal for the purposes of this Rule.

35. Withdrawing applications

- a. If a relevant Act requires the Tribunal's permission to be obtained for the withdrawal of an application, an application under section 47 of the SACAT Act for the Tribunal's permission to withdraw or to agree to the withdrawal of the application, or a specified part of the application, must include the reasons for the application for permission.
- b. A copy of the application for permission must be given by a registrar to each other party and other person who was given a copy of the application to be withdrawn and to any other person directed by the Tribunal.
- c. The permission of the Tribunal is not required to withdraw or agree to withdraw any other kind of application or specified part of an application.
- d. An application or part of an application is withdrawn by the applicant giving a written notice of withdrawal to the Tribunal, after obtaining the Tribunal's permission or agreement to withdraw if this is required.
- e. If:
 - i. permission to withdraw an application or specified part of an application is granted and the application or the relevant part of it is withdrawn; or
 - ii. an application or a part of an application is withdrawn if permission is not required;

a registrar must give a copy of the notice of withdrawal to each party and other person who was given a copy of the application to be withdrawn and to any other person directed by the Tribunal.

Part 5 Special Rules in the Community Stream

36. Initiating applications and responses

- a. This Rule applies to each initiating application under the *Advance Care Directives Act 2013*, *Consent to Medical Treatment and Palliative Care Act 1995*, *Guardianship and Administration Act 1993* or *Mental Health Act 2009*.
- b. The initiating application must also include (to the extent known by or reasonably available to the applicant):
 - i. for all applications, other than initiating applications under the *Mental Health Act 2009*:
 1. the full name, date of birth and contact details of the person who is the subject of the proceedings (and if that person is not currently residing at their usual address, the address of the premises in which they are currently residing must also be provided); and
 2. the name and contact details of any domestic partner, parent or adult child of the person; and

3. the name and contact details of any primary care-giver, accommodation provider or health-care provider of the person; and
 4. the name and contact details of any other individual who is charged with overseeing the ongoing day-to-day supervision, care and well-being of the person; and
 5. the name and contact details of any attorney, trustee, administrator or guardian of the person or any manager of the person's estate appointed under the *Aged and Infirm Persons' Property Act 1940* or any person who is a substitute decision-maker under an advance care directive in respect of the person; and
 6. the name and contact details of any other interested person who should be heard by the Tribunal in the proceedings; and
- ii. if an initiating application under the *Mental Health Act 2009*:
1. the full name, date of birth and contact details of the person who is the subject of the proceedings (and if that person is not currently residing at their usual address, the address of the premises in which they are currently residing must also be provided); and
 2. the name and contact details of any guardian of the person or of any person who is a substitute decision-maker under an advance care directive in respect of the person; and
 3. the name and contact details of any other interested person who should be heard by the Tribunal in the proceedings; and
- iii. details of the personal or professional relationship of the applicant to the person who is the subject of the proceedings; and
- iv. a copy of any advance care directive, power of attorney, administration or guardianship order under the *Guardianship and Administration Act 1993*, protection order under the *Aged and Infirm Persons' Property Act 1940* or a community treatment order or inpatient treatment order under the *Mental Health Act 2009* in relation to the person who is the subject of the proceedings (or, if a copy is not reasonably available to the applicant, sufficient details to enable the Tribunal to identify the relevant document and the person who holds the relevant document); and
- v. details of the person's physical and mental condition relevant to the application and why the application is necessary (and if urgent action is required, an explanation of the urgency); and
- vi. the person's attitude to the application; and
- vii. details of how the person communicates, including the language in which the person primarily communicates, and information about the

- type of assistance, if any, the person might require at the hearing to communicate with the Tribunal; and
- viii. details of any physical reason why the person cannot attend the hearing of the application (if that be the case); and
 - ix. subject to these Rules, a report from a medical practitioner or psychologist about the person's physical and mental condition relevant to the application; and
 - x. details of any behaviour of any person attending the hearing that is likely to pose a risk to the Tribunal or to any other person.
- c. Any response to an initiating application must be given to the Tribunal no later than three business days prior to the hearing of the proceedings.

37. Application for Tribunal's consent under *Consent to Medical Treatment and Palliative Care Act 1995*

If the initiating application is for the Tribunal's consent under Part 2A of the *Consent to Medical Treatment and Palliative Care Act 1995* for the administration of medical treatment to a person, the application must also include (to the extent known by or reasonably available to the applicant):

- a. the reasons for the consent of the Tribunal being sought, rather than consent being given by the person to whom the treatment is proposed to be administered or any other person capable of giving consent for that treatment to be administered to the person; and
- b. details of the condition requiring treatment; and
- c. details of the nature of the treatment that is proposed and when it is proposed to be administered; and
- d. the name and contact details of the health practitioner by whom the treatment is proposed to be administered to the person; and
- e. details of the reasons for the treatment and what is intended to be achieved by the treatment; and
- f. whether the treatment involves the withdrawal or limitation of life-sustaining treatment and, if so, why that is necessary; and
- g. details of the risks and consequences associated with the treatment that is proposed for the person; and
- h. whether the proposed treatment, the risks associated with the treatment and the available alternatives have been communicated to the person and,
 - i. if the proposed treatment, risks and alternatives have been communicated to the person, the person's response; or
 - ii. if the proposed treatment, risks and alternatives have not been communicated to the person, the reason they have not been communicated to the person.

38. Appointment of administrator or guardian under *Guardianship and Administration Act 1993*

If the initiating application is for the appointment of an administrator or guardian to a person under the *Guardianship and Administration Act 1993*, the application must also include (to the extent known by or reasonably available to the applicant):

- a. the name and contact details of the person's proposed administrator or guardian; and
- b. except if the proposed administrator is the Public Trustee or the proposed guardian is the Public Advocate:
 - i. details of the nature of the relationship between the proposed administrator or guardian and the person; and
 - ii. the proposed administrator or guardian's written agreement to the appointment; and
 - iii. details of the experience or skills held by the proposed administrator or guardian that are relevant to the application; and
 - iv. whether the proposed administrator or guardian has been declared bankrupt, been convicted of fraud or has any other conflict of interest relevant to the application.
- c. if the proposed administrator is the Public Trustee or the proposed guardian is the Public Advocate, the reasons why the appointment of the Public Trustee or the Public Advocate is sought; and
- d. any details required by Rule 39 of the person's income, outgoings and living expenses, assets and liabilities; and
- e. if the person has a Will:
 - i. details of when the Will was made and the person named as executor of the Will; and
 - ii. a copy of the Will; and
- f. details of the current arrangements for management of the person's financial and personal affairs; and
- g. whether the proposed guardian intends to make an application under section 32(1) of the *Guardianship and Administration Act 1993* for an order in relation to the residence, detention or treatment of the person.

39. Financial information - *Guardianship and Administration Act 1993*

- a. This Rule applies where an application is made for the appointment of an administrator under the *Guardianship and Administration Act 1993* for a person.

- b. The application must include (to the extent known by or reasonably available to the applicant) the following information in respect of the person:
- i. details of the amount of a person's income from each relevant source, including from salary or wages, fees, trust distributions, pensions, superannuation, rents, interest, dividends and other investment income, and any other income to which the person is entitled. Information is to be provided as to the annual total from each source of income; and
 - ii. details of the amount of the person's usual outgoings and living expenses, including for accommodation, mortgage payments, hire purchase, leasing, hiring and any other forms of loan or periodic payments or commitments, insurances, utilities, food, clothing, transport, medical care and health cover, income tax and other taxes and any other outgoings. Information is to be provided as to the annual total for each item of expenditure; and
 - iii. details of the person's assets and the current approximate value of each asset, including:
 1. all amounts held in bank accounts, term deposits, managed investments and the like, in which case information must be provided as to the name of the relevant institution and branch, the account number and current balance. Copies of current statements or investment certificates, and the like, must be provided; and
 2. all real estate, including the family home, holiday properties and investment properties. The addresses of the real estate must be included; and
 3. all motor vehicles, motor cycles, boats and the like. Information must be provided as to the model and year of manufacture of each; and
 4. all superannuation, shares, units in a unit trust and other similar investments; and
 5. all other assets that have significant value, including furniture, artworks, and the like; and
 - iv. details of the person's liabilities, including mortgages, secured or unsecured loans, credit card debits and other liabilities, and the approximate amount owing under each.

40. Treatment orders under the *Mental Health Act 2009*

If the initiating application is for a community treatment order or an inpatient treatment order under the *Mental Health Act 2009* for a person, the application must also include (to the extent known by or reasonably available to the applicant):

- a. the proposed length of the order; and

- b. if the person has received inpatient treatment (whether under a treatment order or otherwise) for the person's mental illness, a copy of the last relevant hospital discharge summary for the person, and any earlier discharge summary that is relevant to the application; and
- c. if the person has received treatment in the community (whether under a treatment order or otherwise) for the person's mental illness, a copy of any review of that treatment or other relevant evidentiary material relating to that treatment; and
- d. a copy of the Treatment and Care Plan prepared under Part 6 of *the Mental Health Act 2009* for the person; and
- e. the names of the persons who have been supplied a copy of the Treatment and Care Plan (which must include the person to whom the proceedings relate); and
- f. the details required by these Rules in relation to the Treatment and Care Plan.

41. Information about Treatment and Care Plans - *Mental Health Act 2009*

- a. This Rule applies where a Treatment and Care Plan under the *Mental Health Act 2009* must be included with, accompany or be submitted in respect of an initiating application or other document.
- b. The following information must also be provided (to the extent known by or reasonably available to the applicant) in relation to the Treatment and Care Plan prepared in respect of a person:
 - i. the aims of the Plan, including for recovery of the person; and
 - ii. how the person and the person's family, carers, health care providers and other relevant persons were involved in the preparation of the Plan; and
 - iii. the treatment, intervention or medication that will be provided to the person in order to achieve the aims of the Plan; and
 - iv. the person's views about the Plan; and
 - v. the views of the person's family, carers, health care providers and other relevant persons about the Plan; and
 - vi. who from the person's treating team will review the Plan; and
 - vii. who will be included in the review process; and
 - viii. how the person, the person's family, carers, health care providers and other relevant persons will be involved in the review process; and
 - ix. whether regular meetings been arranged with those persons; and
 - x. what arrangements have been made that protect the rights, welfare and safety of the children and other dependents of the person; and

- xi. if the relevant initiating application is an application for a Level 3 inpatient treatment order, what rehabilitation services or other services will be provided or made available to the person as an inpatient in the treatment centre or following the person's discharge.

42. Administration of ECT treatment under *Mental Health Act 2009*

If the initiating application is for consent to the administration of a course of Electroconvulsive Therapy ("ECT") treatment under the *Mental Health Act 2009* to a person, the application must also include (to the extent known by or reasonably available to the applicant):

- a. the proposed length of the course of ECT treatment and the number of individual ECT episodes proposed for the person; and
- b. the risk to the person if the course of ECT treatment is not administered to the person; and
- c. the location at which the course of ECT treatment is proposed to be administered to the person; and
- d. whether any emergency administration of ECT treatment has already occurred and, if so, the reasons for that emergency treatment and the person's response to that treatment; and
- e. whether the person or the person's parent, guardian or substitute decision-maker is capable of giving informed written consent to the administration of the ECT treatment to the person and, if not, the reasons that informed consent cannot be given by these individuals; and
- f. a declaration signed by the applicant that the applicant has explained to the person or the person's parent, guardian or substitute decision-maker (as the case may be) clearly and fully, to the extent practicable:
 - i. the proposed treatment, need for treatment and the benefits, risks and discomforts of the treatment; and
 - ii. the potential cognitive side effects of a standard dose of ECT, including autobiographical memory loss, short-term memory loss and confusion; and
 - iii. any alternative treatments or courses of action that could reasonably be undertaken in the circumstances; and
 - iv. that the applicant is of the opinion that neither the person nor the person's parent, guardian or substitute decision-maker (as the case may be) are capable of giving informed written consent to the course of ECT treatment proposed.

43. Medical reports

- a. If an initiating application is:

- i. for the appointment of an administrator or guardian under the *Guardianship and Administration Act 1993* to a person; or
- ii. for the variation or revocation of an appointment of an administrator or guardian under the *Guardianship and Administration Act 1993* to a person; or
- iii. for orders under section 32 of the *Guardianship and Administration Act 1993* by an appropriate authority in respect of the person,

the application must also include the following details in the report from the medical practitioner or psychologist (“the expert”) about the person’s physical and mental condition relevant to the application (to the extent known or reasonably available to the expert):

- iv. the expert’s name and contact details; and
 - v. the expert’s professional qualifications and experience; and
 - vi. the expert’s professional relationship to the person, the duration of that relationship, the number of times the expert has seen the person in the last 12 months and the date the expert last saw the person; and
 - vii. whether, in the expert’s opinion, the person has a mental incapacity and, if so, the specific diagnosis of that mental incapacity and the duration of that mental incapacity; and
 - viii. the tests or examinations that have been conducted to support the diagnosis and the further assessments, if any, recommended for the person; and
 - ix. the general social, emotional and physical abilities of the person, the person’s impulse control or suggestibility, and the person’s ability to consider options and choices and to decide between them; and
 - x. any other health, communication or other matters relevant to the person and the application; and
 - xi. whether the person has expressed to the expert any views that may be relevant to the application.
- b. If an initiating application is for a community treatment order or an inpatient treatment order under the *Mental Health Act 2009* in respect of a person, the application must also include (to the extent known or reasonably available to the author) the following details in the report from a medical practitioner about the person’s physical and mental condition relevant to the application:
- i. the practitioner’s name and contact details; and
 - ii. the expert’s professional qualifications and experience; and
 - iii. the person’s current diagnosis, when it was made and by whom it was made; and
 - iv. the reasons for the proposed length of the order; and

- v. if it is an application for a Level 3 inpatient treatment order, the reasons for the proposed continuation of inpatient treatment; and
- vi. what is intended to be achieved by the order; and
- vii. any prior diagnoses and when they were made; and
- viii. a brief history of the course of illness of the person; and
- ix. a summary of the person's current and recent hospitalisations and inpatient treatments; and
- x. a summary of the person's past treatments and the response to those treatments; and
- xi. the person's current treatments and response to those treatments; and
- xii. whether the practitioner is aware or has been informed that the person has or may have previously failed or refused to undergo treatment and, if so, details of that failure or refusal and the source of that information; and
- xiii. the likelihood of the person in the future failing or refusing to undergo treatment; and
- xiv. whether the practitioner is aware or has been informed of previous incidents of risk or harm to the person and, if so, details of those incidents and the source of that information; and
- xv. whether the practitioner is aware or has been informed of previous incidents or risk or harm to others from the person and, if so, details of those incidents and the source of that information.

44. Reviews - section 57 *Guardianship and Administration Act 1993*

- a. If, on the written request of any person rather than on its own initiative, the Tribunal determines to conduct a review under section 57 of the *Guardianship and Administration Act 1993* of an guardianship or administration order, the Tribunal may direct that the person making the request comply with any Rule applying to applications for the making, variation or revocation of guardianship or administration orders.
- b. If the person making the request is the person in relation to whom the guardianship or administration order was made, and the person is of the view that the order should be revoked or the scope of the order reduced, the request for the Tribunal to conduct the review must include:
 - i. details of the steps the person has taken since the order was made or last reviewed to improve the person's ability to look after his or her own health, safety or welfare or to manage his or her own affairs; and

- ii. if relevant, details of any change in circumstances which would warrant the guardianship or administration order being revoked or reduced in scope.

45. Sensitive or confidential information in relation to persons to whom certain proceedings relate

- a. If in any proceedings under the *Advance Care Directives Act 2013*, *Consent to Medical Treatment and Palliative Care Act 1995*, *Guardianship and Administration Act 1993* or *Mental Health Act 2009*, a medical practitioner is of the view that the practitioner's report or any other written or oral evidence provided by the practitioner to the Tribunal may, if communicated to the person to whom the proceedings relate or to another person, result in serious harm to any person, including the person to whom the proceedings relate, the practitioner must inform the Registrar of that view as soon as practicable.
- b. "Serious harm" in sub-rule (a) includes serious harm to:
 - i. the psychological or physical health and wellbeing of any person (including the person to whom the proceedings relate, the practitioner, others involved in the treatment of the person to whom the proceedings relate or the carer or family members of the person to whom the proceedings relate);
 - ii. the prospects of successful treatment or recovery of the person to whom the proceedings relate; and
 - iii. relationships with persons who may support the recovery of the person to whom the proceedings relate.
- c. The Tribunal may hold any hearings or give any directions that may be necessary under this Rule, including directions under section 60 of the SACAT Act prohibiting or restricting disclosure or publication of the evidence to the person to whom the proceedings relate or to another person.
- d. The Registrar of the Tribunal is expressly authorised to constitute the Tribunal for the purposes of this Rule.

Note: To ensure that the Tribunal can meet its objective to provide natural justice and procedural fairness to the person to whom the proceedings relate, the Tribunal may order that a litigation guardian, or a recognised advocate under the Acts referred to in sub-rule (a), be appointed in respect of that person and the Tribunal may then proceed to have regard to the sensitive or confidential evidence at a hearing in the absence of the person.

46. Representation of persons to whom proceedings relate

A person who is entitled and chooses to be represented by counsel provided pursuant to the scheme established under section 65 of the *Guardianship and Administration Act 1993* or under section 84 of the *Mental Health Act 2009* must give the Tribunal a notice indicating if the person chooses a legal practitioner who is:

- a. chosen by the person himself or herself, in which case the name and contact details of the legal practitioner must also be provided; or
- b. chosen by a person or authority contemplated by the scheme.

Part 6 Special Rules for some matters in the Housing and Civil Stream and Administrative and Disciplinary Stream

47. Initiating Applications and Responses - Residential, Community Housing, etc.

- a. This Rule applies to an initiating application under the *Community Housing Providers (National Law) (SA) Act 2013*, *Residential Parks Act 2007*, *Residential Tenancies Act 1995*, *Retirement Villages Act 1987*, *South Australian Cooperative and Community Housing Act 1991* or *South Australian Housing Trust Act 1995*.
- b. The initiating application must also include (to the extent known by or reasonably available to the applicant):
 - i. the address of the premises (which in this sub-rule means any house, room, caravan or other site capable of separate occupation) that are the subject of the application; and
 - ii. whether the applicant is the owner, landlord, tenant, resident, occupant, registered community housing provider, residential park owner or operator, retirement village administering authority, or other interested person in respect of the premises; and
 - iii. the name and contact details of any agent acting for any applicant; and
 - iv. a copy of any relevant tenancy agreement, rooming house agreement, residential park agreement, retirement village residence contract or other agreement permitting occupation of the relevant premises (or, if a copy is not available to the applicant, sufficient details to enable the Tribunal to identify the relevant document and the person who holds the relevant document); and
 - v. whether the agreement is a fixed term or periodic tenancy; and
 - vi. if they are not a party to the application, the name and contact details of:
 1. each owner of the premises; and
 2. each landlord of the premises; and
 3. each person who is a tenant, resident or occupant of the premises; and
 4. if relevant, the relevant registered community housing provider or the relevant owner or operator of the residential park or the relevant retirement village administering authority; and
 - vii. the commencement date of occupation of the premises and, if relevant, the date of termination of occupation; and
 - viii. a copy of any statutory notice given by one party to the other party that is relevant to the subject matter of the proceedings; and

- ix. the amount of any rent or other amount payable for occupation of the relevant premises and, if relevant to the proceedings, the total of any arrears of that rent or other amount; and
 - x. the amount and identifying details of any bond or similar security that was paid in respect of the premises; and
 - xi. the documentary material that the applicant proposes to rely on during the hearing of the application.
- c. A response to the initiating application must also include (to the extent known by or reasonably available to the respondent):
- i. the name and contact details of any agent acting for the respondent; and
 - ii. a copy of any statutory notice given by one party to the other party that is relevant to the subject matter of the proceedings and not already supplied by an applicant; and
 - iii. the documentary material that the respondent proposes to rely on during the hearing of the application.
- d. Any response to an initiating application made under the *Residential Parks Act 2007*, *Residential Tenancies Act 1995* or the *Retirement Villages Act 1987* must be given to the Tribunal no later than three business days prior to the hearing of the proceedings.

48. Referrals of Bond Disputes

- a. This Rule applies if the Commissioner for Consumer Affairs (“the Commissioner”) refers to the Tribunal under section 29 of the *Residential Parks Act 2007* or sections 63 or 105M of the *Residential Tenancies Act 1995* an application made to him or her for the payment of the whole or part of a bond.
- b. As soon as practicable after the application is referred to the Tribunal, the Tribunal will give the prescribed person notice that the referral has been received by the Tribunal.
- c. Within 28 days of the Tribunal giving notice under sub-rule (b), the prescribed person must provide to the Tribunal the information and documents that would be required if an initiating application for payment of the bond to the prescribed person were made to the Tribunal under the *Residential Parks Act 2007* or the *Residential Tenancies Act 1995* (as the case may be) and in the manner that the initiating application would be made to the Tribunal.

Note: If the prescribed person does not comply with sub-rule (c), the Tribunal may dismiss or strike out the referral for want of prosecution or may make a decision in favour of the other party to the application.

- d. Subject to this Rule, these Rules will have effect in all respects:

- i. as if the prescribed person had given the Tribunal an initiating application under the *Residential Parks Act 2007* or the *Residential Tenancies Act 1995* (as the case may be) for payment of the bond to the prescribed person; and
 - ii. the other party to the application to the Commissioner were the respondent in respect of that initiating application.
- e. For the purposes of this Rule, the “prescribed person” is:
 - i. in respect of a referral made under section 29(5a) of the *Residential Parks Act 2007*, the park owner;
 - ii. in respect of a referral made under section 29(6) of the *Residential Parks Act 2007*, the park owner;
 - iii. in respect of a referral made under section 29(6a) of the *Residential Parks Act 2007*, the park owner, but if the park owner did not give the Commissioner a written notice of dispute, the third party; and
 - iv. in respect of a referral made under section 29(6c) of the *Residential Parks Act 2007*, the park owner,
 - v. in respect of a referral made under section 63(5a) of the *Residential Tenancies Act 1995*, the landlord;
 - vi. in respect of a referral made under section 63(6) of the *Residential Tenancies Act 1995*, the landlord;
 - vii. in respect of a referral made under section 63(7) of the *Residential Tenancies Act 1995*, the landlord, but if the landlord did not give the Commissioner a written notice of dispute, the third party;
 - viii. in respect of a referral made under section 63(9) of the *Residential Tenancies Act 1995*, the landlord;
 - ix. in respect of a referral made under section 105M(6) of the *Residential Tenancies Act 1995*, the rooming house proprietor;
 - x. in respect of a referral made under section 105M(7) of the *Residential Tenancies Act 1995*, the rooming house proprietor;
 - xi. in respect of a referral made under section 105M(8) of the *Residential Tenancies Act 1995*, the rooming house proprietor, but if the rooming house proprietor did not give the Commissioner a written notice of dispute, the third party; and
 - xii. in respect of a referral made under section 105M(10) of the *Residential Tenancies Act 1995*, the rooming house proprietor,

notwithstanding that the prescribed person was not the person who applied to the Commissioner for payment of the bond but was the person who gave the Commissioner a written notice of dispute in respect of that application.

49. Initiating applications - Public Sector Grievances

- a. This Rule applies to an initiating application made under the *Public Sector Act 2009* by an aggrieved employee for the review of an employment decision.
- b. The initiating application must also include (to the extent known by or reasonably available to the applicant):
 - i. the name of the Government Department or agency in which the applicant is employed; and
 - ii. the applicant's position title and level of remuneration; and
 - iii. the name and position title of the person who made the employment decision; and
 - iv. whether an internal review under the *Public Sector Act 2009* was conducted and completed in respect of the employment decision; and
 - v. the date on which the applicant received notice of the employment decision and of the outcome of any internal review conducted under the *Public Sector Act 2009* in respect of the employment decision; and
 - vi. the name of the member of the panel of nominees of public sector representative organisations selected by the applicant for the purposes of the proceedings; and
 - vii. if the applicant seeks a review of a decision to select a person for a particular position:
 1. the title of the relevant position; and
 2. a description of the relevant duties; and
 3. the name of the Department or agency in which the position exists; and
 - viii. if the applicant seeks a review of a decision relating to the reclassification of the applicant's remuneration level, the remuneration level proposed in the application for reclassification.

50. Initiating applications and responses - Valuation Reviews

- a. This Rule applies to an initiating application made under section 169 or 296 of the *Local Government Act 1999* or section 25C of the *Valuation of Land Act 1971* for the review of a valuation ("a valuation review").
- b. The initiating application must also include:
 - i. the address or sufficient other details necessary to identify the land that is the subject of the application; and
 - ii. a copy of the notice of the valuation to which the application relates or sufficient other details necessary to identify the valuation decision that is the subject of the application; and

- iii. what the applicant says is the proper relevant value of the land that is the subject of the valuation.
- c. The respondent to a valuation review must provide a copy of the response to the applicant at the same time that it is provided to the Tribunal.
- d. Notwithstanding section 53(1) of the SACAT Act, the parties to an initiating application in respect of a valuation review are:
 - i. where the initiating application is made under section 169(1)(b) of the *Local Government Act 1999*, the applicant for the valuation review and the council whose valuer made the valuation;
 - ii. where the initiating application is made under section 169(15) of the *Local Government Act 1999*, the applicant for the valuation review and the council whose valuer made the valuation (unless the applicant for the valuation review is the council whose valuer made the valuation, in which case the objector is the respondent to the initiating application);
 - iii. where the initiating application is made under section 296(4) of the *Local Government Act 1999*, the applicant for the valuation review and the council whose valuer made the valuation;
 - iv. where the initiating application is made under section 25C(1)(a) of the *Valuation of Land Act 1971*, the applicant for the valuation review and the Valuer-General;
 - v. where the initiating application is made under section 25C(1)(b) of the *Valuation of Land Act 1971*, the applicant for the valuation review and the Valuer-General (unless the applicant for the valuation review is the Valuer-General, in which case the person who applied for a review of the valuation under section 25B of the *Valuation of Land Act 1971* is the respondent to the initiating application).

Part 7 Giving copies of documents

51. Registrar to give copies of documents to parties and other persons

- a. Subject to these Rules, when any application or response is given to the Tribunal, a registrar must as soon as reasonably possible, but in any event within 7 days, give:
 - i. a copy of the application or response to each other party to the proceedings; and
 - ii. a copy of the application or response to any other person not a party to the proceedings as required by these Rules or any Act.
- b. If an application or response is given to the Tribunal within three business days of the hearing of the relevant proceedings:

- i. the person lodging the application or response must without delay give a copy of the document to any person who should receive a copy of the document under these Rules, unless a registrar directs otherwise;
 - ii. a registrar may, prior to the commencement of the hearing of the proceedings, give a copy of the application or response to any person who should receive a copy of the document under these Rules.
- c. Subject to these Rules and to the extent that it is reasonably necessary to achieve a just outcome in proceedings before the Tribunal or otherwise to achieve the objectives of the SACAT Act, a Presidential or Senior Member of the Tribunal may direct a registrar to give a copy of, or any part of, any application, response, summons issued by the Tribunal, notice arising during the course of proceedings or directions or orders made by the Tribunal to any person he or she reasonably considers has a proper interest in the matter and should be given a copy.

Note: In appropriate cases, the Tribunal may at the same time also order that the relevant person be joined as a party to the proceedings or an intervener in the proceedings.

- d. Nothing in this Rule permits a will or a copy of a will to be provided to a person except with the permission of a Presidential Member of the Tribunal.
- e. A registrar can give an application, response or other document under this Rule to a party or other person by any means that the registrar considers appropriate to bring the document to the attention of the party or other person, including by electronic means, and if necessary including:
 - i. by giving a copy of the document to an appropriate third person; or
 - ii. in proceedings concerning land or an occupied site or premises, by affixing the document to the door giving access to the premises or by placing it in a prominent position at the site.
- f. If a person refuses to accept a document under this Rule, it may be given to him or her by putting the document down in his or her presence and telling him or her the nature of it.
- g. A registrar is not obliged to give a copy of any document to a person if the person's whereabouts or contact details cannot be ascertained after reasonable enquiries.

52. Parties to give copies of documents to each other

- a. A Member or registrar of the Tribunal, these Rules or the Practice Directions may require that a party give a copy of a particular document to another party or person, in which case the document must be given to the other party or person:
 - i. on the same day (or where documents may be lodged by electronic means, at the same time) that it is given to the Tribunal; or
 - ii. as directed by a registrar of the Tribunal (which may include that the party give the Tribunal a sworn statement as to giving the document to the other party or person).

- b. If the relevant document is a summons issued by the Tribunal under section 40 of the SACAT Act, the applicant for the summons must ensure that the summons is given to the person named in the summons at least 5 business days before the date specified in the summons for attendance or as otherwise directed by a registrar of the Tribunal.

Part 8 Section 35 statements and relevant documents

53. Section 35 statements, documents and things in electronic form

- a. A decision-maker for a reviewable decision must comply with section 35(2) of the SACAT Act electronically by providing the Tribunal in a printable electronic form:
 - i. the written statement of the reasons for the decision; and
 - ii. any document or thing in the decision-maker's possession or control that may be relevant to the Tribunal's review of the decision.
- b. Sub-rule (a) only applies to a thing to the extent that the thing is capable of being provided in electronic form.
- c. The Registrar may permit the decision-maker to comply with sub-rule (a) in whole or in part by providing a paper copy of a statement or document.

54. Provision of Section 35 Statements and documents to applicants

- a. In proceedings for the review of a reviewable decision, at the same time that the decision-maker provides the Tribunal with the written statement of the reasons for the decision and any document or thing in the decision-maker's possession or control that may be relevant to the Tribunal's review of the decision, the decision-maker must provide a copy of the statement and the relevant document (and where practicable, a copy of the relevant thing) to each applicant for review or other party.
- b. If, or to the extent that, the Registrar has permitted the decision-maker to comply with Rule 53(a) by providing a paper copy of a statement or document, the decision-maker must provide a further copy of that paper copy to each applicant for review or other party.
- c. If it is not practicable to provide an applicant for review or other party with a copy of a relevant thing, a Member or a registrar of the Tribunal may permit an applicant or party to inspect the relevant thing in the Tribunal's Registry.

55. Section 35 statements and privileged or confidential, etc, documents

- a. Where a decision-maker claims that a document, or part of a document, that otherwise must be provided under section 35 of the SACAT Act is the subject of privilege, public interest immunity or other immunity or contains confidential material, the decision-maker must not include that document, or the relevant part of that document, with the documents given to the Tribunal or to the applicant or other party under section 35.

- b. The decision-maker must:
- i. identify in a list any document, or part of a document, which is claimed to be the subject of privilege, public interest immunity or other immunity or contain confidential material; and
 - ii. explain in the list whether the claim is that the document is privileged or the subject of public interest immunity or other immunity or confidential, as the case may be; and
 - iii. provide that list to the Tribunal and to the applicant or other party together with the documents and things provided under section 35 of the SACAT Act.
- c. Sub-rule (b) does not apply to the extent that disclosure of information in the list may tend to damage the interest that is sought to be protected.
- d. The Tribunal as constituted to hear the matter will deal at the first conference or hearing with:
- i. the production for its inspection of the documents claimed to be the subject of privilege, public interest immunity or other immunity or contain confidential material; and
 - ii. any extension of time that may be required for the respondent to provide the documents to the Tribunal under section 35 of the SACAT Act; and
 - iii. as may be appropriate, provision of the documents to the applicant or other party.

Note: To avoid doubt, this Rule is not intended to relieve decision-makers of their obligations under section 35(7) of the SACAT Act.

56. Content and Presentation of Section 35 Statements and documents

- a. The material that the decision-maker must provide to the Tribunal and to each applicant or other party must be presented in one or more electronic volumes (or physical volumes if permitted by the Registrar under Rule 53) and arranged in the following order:
- i. the application for review of the reviewable decision; and
 - ii. a copy of the decision under review, if made or recorded in writing; and
 - iii. a copy of any document notifying the applicant of the decision; and
 - iv. the statement required under section 35(2)(a) of the SACAT Act; and
 - v. all other documents and things in the decision-maker's possession or control that may be relevant to the Tribunal's review of the decision in chronological order from the earliest to the latest date.

- b. The statement required under section 35(2)(a) of the SACAT Act must:
 - i. identify the decision;
 - ii. identify any person who made a recommendation to the decision-maker prior to the making of the decision as to whether or not the decision should be made or what decision should or could be made; and
 - iii. set out the findings on material questions of fact; and
 - iv. refer to the evidence or other material on which those findings were based; and
 - v. give reasons for the decision.
- c. Each document and thing must be identified with a number commencing with the application for review as "1". Succeeding documents and things must bear numbers in sequence. Each page must be numbered.
- d. If after giving the documents and things to the Tribunal and to the applicant and other party:
 - i. the decision-maker becomes aware of further documents or things that should have been also given but were not; or
 - ii. further documents or things not in existence at the time of the reviewable decision that may be relevant to the Tribunal's review of the decision come into the decision-maker's possession or control,

the decision-maker must as soon as practicable give a supplementary volume or volumes to the Tribunal and to the applicant or other party incorporating a copy of all such documents and, where practicable, such things.
- e. The documents and things in a supplementary volume or volumes must be arranged in chronological order and all numbering in the supplementary volume or volumes is to be continued from the previous volume.
- f. Each volume, including each supplementary volume, must include an index which sets out the date and a brief description of each document and thing. The pagination must be set out in the index.

57. Valuation Reviews

- a. This Rule applies to an initiating application made under section 169 or 296 of the *Local Government Act 1999* or section 25C of the *Valuation of Land Act 1971* for the review of a valuation ("a valuation review").
- b. A valuing authority that is an applicant or a respondent in a valuation review is subject to the same obligations that a decision-maker for a reviewable decision is subject to:
 - i. under section 35 of the SACAT Act; and
 - ii. under this Part,

as if the valuation review were proceedings for the review of a reviewable decision and the valuing authority were the decision-maker for the reviewable decision for the purposes of section 35 and this Part.

Note: To avoid doubt, it is not intended under this Rule that valuing authorities would be subject to the obligations of section 35(7) of the SACAT Act.

- c. Without limiting the generality of sub-rule (b), the documents and things that the valuing authority must provide include any document or thing that may be relevant to the Tribunal's review of the decision that is in the possession or control of:
- i. in respect of an initiating application for a valuation review made under section 169(1)(b) or 169(15) of the *Local Government Act 1999*:
 1. the valuer employed or engaged by the council to value the land; and
 2. any valuer to whom a request for further review of the valuation is referred under section 169(10) of the *Local Government Act 1999*; and
 - ii. in respect of an initiating application for a valuation review made under section 296(4) of the *Local Government Act 1999*:
 1. the valuer appointed by the council to value the land; and
 2. any valuer to whom a request for further review of the valuation is referred under section 169(10) of the *Local Government Act 1999*; and
 - iii. in respect of an initiating application for a valuation review made under section 25C(1)(b) of the *Valuation of Land Act 1971*, the valuer who conducted the review under section 25B of that Act.
- d. For the purposes of this Rule, "valuing authority" means:
- i. in respect of an initiating application for a valuation review made under the *Local Government Act 1999*, the council whose valuer made the valuation; and
 - ii. in respect of an initiating application for a valuation review made under the *Valuation of Land Act 1971*, the Valuer-General.

Part 9 Applications for review under the *Freedom of Information Act 1991* - Claimed exempt documents

58. Application of Part

This Part applies to applications for review lodged with the Tribunal under the *Freedom of Information Act 1991* regarding the material to be given to the Tribunal in matters where documents which are the subject of an application for review are claimed to be exempt documents.

61. Sworn statements in support of claims of exemption

- a. Unless the Tribunal otherwise directs, the respondent must, no later than 7 days prior to the date appointed for the first conference, give to the Tribunal and give to the applicant a sworn statement setting out the evidence to be relied upon in support of the claims of exemption.
- b. In respect of any evidence for which a confidentiality or similar order is to be sought, that evidence shall be set out in a separate sworn statement clearly marked for the attention only of the Members of the Tribunal constituted to hear the proceeding.
- c. The sworn statement must be given to the Tribunal, but copies are not to be given to the applicant.

62. Transferred requests for access to documents

Where a part of a request for access to documents has been transferred to another agency under the provisions of the *Freedom of Information Act 1991*, the transferring agency must:

- a. identify clearly in its section 35 statement the respects in which the request for access has been transferred, the name of the transferee agency or agencies and the date on which each transfer was made; and
- b. send to the transferee agency a copy of the notice of application for review promptly after receiving it.

Part 10 Parties and representation of parties**63. Proceedings by or against certain parties**

- a. If proceedings are commenced against a person in the business name in which that person carries on business then the person against whom the proceedings are commenced must include on the first document lodged by him or her in the Tribunal the name and contact details of the person carrying on business under that name at the time the subject matter of the proceedings arose.
- b. If proceedings are commenced against a trust, partnership or unincorporated association in the name of the trust, partnership or unincorporated association then the trust, partnership or unincorporated association against which the proceedings are commenced must include on the first document lodged by the trust, partnership or unincorporated association in the Tribunal the names and contact details of the trustees, partners or members of the governing body of the unincorporated association at the time that the subject matter of the proceedings arose.
- c. Proceedings to which this Rule applies will be taken to have been commenced against:
 - i. the person carrying on the business; or
 - ii. the trustees; or

- iii. the partners; or
 - iv. the members of the governing body of the unincorporated association,
- as the case may be.

64. Appearances by a party that is not a natural person

- a. A party that is not a natural person (not including the Crown) may appear in proceedings by a trustee, partner, officer, director or member (as the case may be) who is authorised by the party to act for and bind the party in the proceedings.
- b. Joint parties may appear in a proceeding through one of them who is authorised to act for the joint parties in the proceedings.
- c. Nothing in the Rules prevents a party from appearing in proceedings personally, by counsel, a representative permitted by any Act or by other representative with the permission of the Tribunal under section 56(1)(c) of the SACAT Act.

65. Disjoinder of parties

- a. The Tribunal may, on application or on its own initiative, order the disjoinder of a party, on any conditions the Tribunal considers appropriate, if satisfied that it is in the interests of the efficient administration of justice to do so.
- b. Before the Tribunal makes an order for the disjoinder of a party, the Tribunal must ensure that all parties to the proceedings have had notice of the application or proposal for disjoinder and an opportunity to be heard on the question.
- c. The Registrar of the Tribunal is expressly authorised to constitute the Tribunal for the purposes of this Rule.

66. Application for a legal practitioner to represent a person

- a. This Rule applies if the Tribunal's permission or agreement is required under any Act for a party to be represented by a legal practitioner.
- b. In dealing with the application, the Tribunal is to have regard to:
 - i. whether representation will promote the interests of the party; and
 - ii. whether representation will facilitate the just, quick and efficient resolution of the real issues in the proceedings, keeping costs to a minimum insofar as is just and appropriate; and
 - iii. any disability or other factor that impedes the party's capacity to fully participate in the hearing; and
 - iv. the nature and seriousness of the interests of the party that are affected by the proceedings; and

- v. whether the party's interests and point of view conflict with those of other parties; and
 - vi. whether the proceedings involve complex legal or factual issues; and
 - vii. fairness between the parties, taking into account that it may be unfair if one party is represented but another is not, particularly if the parties are in conflict; and
 - viii. whether representation may assist a party to focus on the relevant issues and may promote a conciliatory approach in the proceedings; and
 - ix. any other factors which are relevant in the particular circumstances of the case.
- c. In making an order granting permission for a party to be legally represented in proceedings, the Tribunal may impose such conditions in relation to representation as the Tribunal thinks fit, including requiring the disclosure of the estimated cost of the legal representation of the party.
- d. The Tribunal may revoke permission granted for a legal practitioner to represent a party in proceedings if the Tribunal is satisfied that:
- i. the party no longer consents to the practitioner representing the party; or
 - ii. the party is, or has become, incapable of instructing the practitioner; or
 - iii. any other grounds are present that the Tribunal considers sufficient to justify the revocation.

67. Application for permission to represent a party under section 56(1)(c)

- a. In dealing with an application under section 56(1)(c) of the SACAT Act for permission to be granted to a person to represent a party to proceedings, the Tribunal is to have regard to:
- i. whether the proposed representative has sufficient knowledge of the issues in dispute to enable him or her to represent the applicant effectively before the Tribunal; and
 - ii. whether the proposed representative will deal fairly and honestly with the Tribunal and other persons involved in the proceedings; and
 - iii. depending on the nature of the representative or his or her relationship to the party, whether the proposed representative has the consent of and is vested with sufficient authority to bind the party; and
 - iv. whether the proposed representative is likely to be a witness in the proceedings; and
 - v. any other circumstances that it considers relevant.

- b. In giving leave under section 56(1)(c), the Tribunal may impose such conditions in relation to the representation as the Tribunal thinks fit.
- c. Without the permission of a Presidential Member of the Tribunal, permission under section 56(1)(c) cannot be granted for representation by a person:
 - i. who has been the subject of disciplinary proceedings under a law of a State or Territory or the Commonwealth of Australia, or under the Rules of a professional or occupational association or other body relevant to the person; and
 - ii. the person has been found guilty in those proceedings of professional misconduct (however described) or of another breach of professional or occupational standards.
- d. The Tribunal may revoke permission granted to a person to represent a party to proceedings if the Tribunal is satisfied that:
 - i. the party no longer consents to the person representing the party; or
 - ii. the person does not have the qualities referred to in this Rule to act as the party's representative; or
 - iii. the party is, or has become, incapable of instructing the representative; or
 - iv. any other grounds are present that the Tribunal considers sufficient to justify the revocation.

Part 11 Litigation Guardians

68. Responsibility of registrars

The Registrar is expressly authorised to constitute the Tribunal for the purposes of this Part.

69. Appointment, removal or substitution of litigation guardians

- a. For the purposes of this Part, a "person under a disability" is:
 - i. a child;
 - ii. a person whose affairs are administered (wholly or in part) under a law for the protection of persons suffering from mental or physical disabilities;
 - iii. a person who is not physically or mentally able:
 - 1. to manage his or her own affairs; or
 - 2. to make rational decisions about taking, defending or settling proceedings (or to communicate decisions to others).

- b. In proceedings before the Tribunal, any of the following persons may be the litigation guardian of a person under a disability:
 - i. a parent or guardian of the person;
 - ii. a person who holds an enduring power of attorney authorising the person to act on behalf of the person under a disability, including in respect of proceedings before the Tribunal;
 - iii. a person who as some other lawful authority to manage or administer the affairs of the person under a disability, including in respect of proceedings before the Tribunal;
 - iv. a person appointed by the Tribunal under sub-rule (d).
- c. A person who commences to act as a litigation guardian under sub-rule (b), other than a person appointed under sub-rule (d), must promptly give a notice to the Tribunal, and to all other parties to the proceedings, that includes the litigation guardian's name and contact details and the name of the person under a disability.
- d. If the interests of justice require, the Tribunal may (on application by any party or on its own initiative):
 - i. appoint a litigation guardian to represent a person under a disability in proceedings before the Tribunal; or
 - ii. remove a litigation guardian; or
 - iii. substitute another person as litigation guardian.
- e. A party who becomes aware that another party is a person under a disability and is not represented by a litigation guardian must inform the Tribunal of that fact.

70. Qualifications of the litigation guardian

A person may be appointed as the litigation guardian of a person under a disability if the proposed litigation guardian:

- a. is not a person under a disability; and
- b. has no interest in the proceedings adverse to the interests of the person under a disability; and
- c. has agreed to be the litigation guardian of the person under a disability.

71. Appointment of a litigation guardian

- a. When an application is made for the appointment of a litigation guardian or the Tribunal is considering the appointment of a litigation guardian, the Tribunal must:
 - i. advise the parties and ask the person under a disability for whom the appointment is being considered (or if an administrator has been

- appointed for the person, ask the administrator) whether they agree to or oppose the appointment; and
- ii. if the appointment is agreed, ask whether the person under a disability has a suitable relative, friend or other person who can fulfil the role; and
 - iii. if the Tribunal considers it necessary to do so:
 1. make directions for the giving to the Tribunal and to any other person of evidence of capacity or incapacity; and
 2. conduct a hearing either in person or on the papers as to whether a litigation guardian should be appointed; and
 - iv. if an appointment is to be made but the person under a disability has no suitable relative, friend or other person available to fulfil the role, the Tribunal must seek out and appoint a suitable person as a litigation guardian for the person under a disability.
- b. The Tribunal must provide the following details to the person to be appointed:
- i. the name of the person under a disability for whom the litigation guardian is to be appointed and whether that person is a child or an adult; and
 - ii. the names of the parties to the proceedings, the Tribunal's reference number for the proceedings and the nature of the proceedings; and
 - iii. the Tribunal's reasons for the appointment of a litigation guardian for the person under a disability; and
 - iv. a copy of all documents lodged with the Tribunal in relation to the proceedings; and
 - v. the date and time the matter is next listed and whether it is listed for directions, conference, mediation or hearing; and
 - vi. if the person under a disability is legally represented, the details of the legal representative; and
 - vii. any other matter relevant to the appointment of the person as litigation guardian.
- c. Within 2 business days of the proposed litigation guardian confirming that he or she has agreed to accept the appointment, the Tribunal must notify all parties of the proposed litigation guardian's name and contact details.

72. Role of a litigation guardian

- a. Subject to this Rule, the role of a litigation guardian is to determine what is in the best interests of the person under a disability and conduct the proceedings in the way he or she considers to be in the person's best interests rather than on the basis of the person's views or instructions.

- b. Subject to any directions or orders of the Tribunal in a particular case, the litigation guardian must, in respect of the person under a disability:
 - i. attempt to ascertain the views of the person about the issues in dispute; and
 - ii. ensure that the person understands and participates in the proceedings as much as is practicable in the circumstances; and
 - iii. assess the specific needs of the person and attempt to accommodate those needs as far as is reasonably possible and consistent with the object of promoting the best interests of that person; and
 - iv. participate in any alternative dispute resolution process which he or she considers to be in the best interests of the person.
- c. A litigation guardian may be represented by a legal practitioner, who must conduct the proceedings in accordance with the litigation guardian's instructions.
- d. Each party must deal and communicate with the litigation guardian as if the litigation guardian, rather than the person under a disability being represented by the litigation guardian, is the party to the proceedings.

Part 12 Evidence

73. Exchange of expert evidence or other evidentiary material of relevance

A party to proceedings before the Tribunal must, in accordance with these Rules, ensure that a copy of any expert report, and of any other evidentiary material of relevance to the proceedings that the party proposes to rely on during the hearing of the proceedings, is made available to any other party as soon as reasonably possible before the hearing of the proceedings.

74. Reliance on new expert reports or evidentiary material

At the hearing of the proceedings, a party cannot, without the permission of the Tribunal, rely on or present any new expert report or evidentiary material of relevance to the proceedings without the other party first having a reasonable opportunity to consider the new report or material.

Part 13 Summonses

75. Issue and Form of summons

- a. A summons issued to a person under section 40 of the SACAT Act may be issued in any form a registrar considers appropriate to inform the person fully about:
 - i. what he or she must do to comply with the summons and the consequences of not complying with it; and

- ii. that if he or she is not a party to the proceedings, that the issuing party is liable to pay his or her reasonable costs of complying with the summons, including witness fees if relevant; and
 - iii. his or her rights to apply for an order:
 - 1. setting aside the summons or any part of it; or
 - 2. in respect of any claim for privilege, public interest immunity other immunity or confidentiality; or
 - 3. that the issuing party pay the person his or her reasonable costs of complying with the summons, including witness fees if relevant, if the person is not a party to the proceedings and is not prepared to accept any undertaking that the issuing party may have given to pay those costs and fees.
- b. The Registrar may refuse to issue a summons if he or she considers that:
- i. the evidence sought under the summons would not be relevant to the proceedings; or
 - ii. the evidence sought under the summons would not be appropriately provided by the person named in the summons; or
 - iii. there is good reason to do so.

76. Complying with Summonses

- a. Subject to this Rule, unless he or she has a lawful basis for not complying, the person named in the summons must comply with that summons and in particular:
- i. in the case of a summons to attend and give evidence, he or she must come to the Tribunal to give evidence on the date and at the time specified in the summons and remain until excused by the Tribunal; and
 - ii. in the case of a summons to attend and produce documents or other things, he or she must either:
 - 1. attend and produce the documents or other things to the Tribunal at the place and by the date and time specified in the summons; or
 - 2. send the summons or a copy of the summons and the documents or other things to a registrar at the place specified in the summons so that they arrive not less than 2 clear business days before the date specified in the summons.
- b. Unless a summons specifically requires the production of the original or a certified copy of any document, the person named in the summons may produce a copy of any document required to be produced by the summons, including an electronic copy of a document.

- c. Hardcopy documents or other things produced to the Tribunal in answer to a summons must be in a sealed envelope or a binder or folder (depending on the bulk of the items) with a copy of the summons attached.
- d. If the person who applied for the summons reasonably considers that, in order to facilitate the orderly conduct of the hearing, the person named in the summons should attend or produce the summoned documents on a date or at a time later than the date or time specified on the summons, he or she may give a notice to the person named in the summons of a date or time later than the date or time specified in the summons as the date or time for attendance or for production or for both.
- e. When notice is given under sub-rule (d), the summons has effect as if the date or time notified appeared in the summons instead of the date or time that in fact appeared in the summons.

77. Objections to Summonses

- a. If the person named in the summons has a lawful basis for objecting to compliance with the summons or if another person affected by the summons has a lawful basis for objecting to the summons being complied with, he or she must try to resolve the objection with the party who applied for the summons to be issued before the time for compliance.
- b. If the objector is unable to resolve the matter informally, the objector must:
 - i. before the time for compliance, in writing inform a registrar and the party who applied for the summons of the basis for the objection; and
 - ii. attend the Tribunal on the date for compliance to explain the basis for objection, or such other time as may be directed by a registrar.
- c. The Tribunal may determine that objections that cannot be resolved by discussion and agreement will be referred to a conference with the persons concerned or to the Registrar or a Member for decision.
- d. If any requirements of a summons are amended pursuant to this Rule, the summons has effect as if the summons were originally issued in those terms.
- e. A registrar is expressly authorised to constitute the Tribunal for the purposes of this Rule.

78. Access to and use of documents and other things produced on summons

The Tribunal may give directions in relation to the removal from and return to the Tribunal, and the inspection, copying and disposal, of any document or thing that has been produced to the Tribunal in response to a summons.

79. Allowances and Expenses of Complying with Summonses

- a. A party who applied for a summons to be issued will be liable to pay:
 - i. to the person named in the summons, his or her reasonable costs of complying with the summons, including witness fees if relevant, except if that person is an officer or employee within any

Commonwealth, State or local government body (including a police officer), but excluding an officer or employee who is on leave during the period of attendance at the Tribunal; and

- ii. if other loss or expense is incurred in complying with a summons, a reasonable amount for that loss or expense.
- b. If a summons to attend and give evidence is issued on the application of a party, the person named in the summons need not comply with the requirements of the summons unless:
 - i. the party pays the person his or her reasonable costs of complying with the summons, including witness fees if relevant, a reasonable time before attendance is required; or
 - ii. where the party issuing the summons has given an undertaking to pay those costs and fees, and the person has after receiving the summons notified the party in writing that he or she does not accept the undertaking, the party pays those costs and fees a reasonable time before attendance is required.
 - c. The amount to be paid for costs, fees, losses or expenses is either as agreed between the person named in the summons and the party who applied for the summons or, if they cannot agree, as determined by the Tribunal under these Rules.

Part 14 Disclosure and Production of Documents

80. Details and production of documents

- a. The Tribunal may, at any time prior to or in the course of the hearing of proceedings, order a person, whether or not a party to proceedings:
 - i. to disclose to the Tribunal any documents which are in the possession or control of that person and are directly relevant to the proceedings; and
 - ii. to produce those documents to the Tribunal and to the other party or the parties to the proceedings together with a list of the documents prepared in accordance with the Practice Directions.
- b. The Tribunal may order that compliance with this Rule is to be verified in a sworn statement.

81. Objections to production

A person with a relevant interest may object to production of a document being made on the grounds of privilege, or that the document should not be produced for some other reason, and the Tribunal may excuse the person who has made disclosure of the document from the need to produce the document or the relevant part of the document to the Tribunal or any party.

82. Responsibility of registrars

A registrar is expressly authorised to constitute the Tribunal for the purposes of this Part.

Part 15 Expert Evidence**83. Application of Part**

- a. The provisions of this Part apply, to the extent relevant, whenever a party proposes to provide the Tribunal with expert evidence in any proceedings, including in relation to a report obtained from a medical practitioner or psychologist about a person's physical and mental condition relevant to an application made under the *Advance Care Directives Act 2013*, the *Consent to Medical Treatment and Palliative Care Act 1995*, the *Guardianship and Administration Act 1993* and the *Mental Health Act 2009*.
- b. This Part applies subject to these Rules and subject to any orders or directions of the Tribunal.
- c. A registrar is expressly authorised to constitute the Tribunal for the purposes of this Part.

84. Responsibility of parties

A party must instruct any expert engaged by the party to comply with the procedures and principles of this Part and, where relevant, the provisions of the Practice Directions applying to experts.

85. Limit on number of experts

Unless the Tribunal permits a greater number, a party to a proceeding may call evidence from only one expert for each area of expertise.

86. Notice that expert evidence will be relied upon

- a. A party who proposes to call expert evidence at a hearing must give each other party notice of each expert's name and area of expertise and the issues that each expert will address.
- b. This Rule does not apply to an expert report relating to an application made under the *Advance Care Directives Act 2013*, the *Consent to Medical Treatment and Palliative Care Act 1995*, the *Guardianship and Administration Act 1993* and the *Mental Health Act 2009*.

87. Expert's primary duty to the Tribunal

- a. An expert owes a duty to assist and advise the Tribunal on issues in dispute within the expert's area of expertise and this duty overrides any obligation to any party to the proceeding or any person who is liable for the expert's fee or expenses.
- b. A person must not give, and an expert must not accept, instructions to adopt or reject a particular opinion in relation to an issue in dispute in a proceeding.

88. Expert evidence is based on written reports

- a. Each expert must prepare a written statement of their evidence.
- b. The expert's statement of evidence must include:
 - i. the expert's qualifications, experience and area of expertise, including the expert's expertise to make the report; and
 - ii. a copy or record of all instructions provided to the expert by or on behalf of the party (original and supplementary and whether in writing or oral); and
 - iii. a reference to any private or business relationship between the expert witness and the party for whom the report is prepared; and
 - iv. all material facts and assumptions on which the report is based; and
 - v. references to any inspection, examination, experiment, literature or other document or material relied on by the expert to prepare the report; and
 - vi. a copy of all photographs, plans, calculations, analyses, measurements, survey reports or other extrinsic matter referred to in the expert's report; and
 - vii. the identity and qualifications of the person who carried out any tests or experiments upon which the expert relied in making the report; and
 - viii. a statement setting out:
 1. a summary of the conclusions reached by the expert; and
 2. any provisional opinions that are not fully researched for any reason (including the reasons why such opinions have not been or cannot be fully researched); and
 3. questions and issues falling outside the expert's expertise; and
 4. whether the statement of evidence is incomplete or inaccurate in any respect; and
 5. what, if anything, would be required for the expert to reach a more reliable conclusion.
- c. The expert must include a declaration at the end of the statement of evidence that:
 - i. the factual matters stated in the report are, as far as the expert knows, true; and
 - ii. the expert has made all enquiries considered appropriate; and

- iii. the opinions stated in the report are genuinely held by the expert; and
 - iv. the report contains reference to all matters the expert considers significant; and
 - v. the expert understands, and has complied with, the expert's duty to assist and advise the Tribunal on issues in dispute within the expert's area of expertise and understands that this duty overrides any obligation to any party to the proceeding or any person who is liable for the expert's fee or expenses.
- d. An expert may submit a further statement of evidence which relates to an issue of disagreement recorded in a joint report under this Part.
 - e. The statement of evidence must be given to the Tribunal and a copy given by the Tribunal to each party.
 - f. This Rule does not apply to an expert report relating to an application made under the *Advance Care Directives Act 2013*, the *Consent to Medical Treatment and Palliative Care Act 1995*, the *Guardianship and Administration Act 1993* and the *Mental Health Act 2009*.

89. Conferences of experts

- a. The Tribunal may give directions that an expert engaged for a hearing must attend a conference with any other expert of the same area of expertise engaged by an opposing party.
- b. During the conference, the experts must attempt to identify and clarify areas of agreement and disagreement amongst them on any issue in dispute and the reasons for any disagreement.
- c. Before a conference of experts is held, a party proposing to call an expert must:
 - i. advise the expert of his or her duty to the Tribunal under this Part to assist and advise the Tribunal on issues in dispute within the expert's area of expertise and that this duty overrides any obligation to any party to the proceeding or any person who is liable for the expert's fee or expenses; and
 - ii. give the expert reasonable notice of the conference and any issues in dispute which relate to the expert's area of expertise and enough information and opportunity for the expert to investigate the relevant facts adequately.
- d. All discussions at a conference of experts are confidential and cannot be used in the proceedings unless the parties agree.

90. Joint reports

- a. The experts who have attended a conference must prepare a joint report to the Tribunal that summarises the technical background of the matter, including the assumptions on which the experts have relied in the conference.

- b. The joint report must identify what matters the experts agree upon, what matters they disagree about, and the reasons for their disagreement.
- c. The joint report must also state that each expert understands his or her duty to the Tribunal under this Part and that he or she has complied with it.
- d. A party must give reasonable notice to the opposing party if the party's expert proposes, whether in a statement of evidence or in oral evidence:
 - i. to contradict, depart from or qualify an opinion about an issue the subject of agreement in a joint report; or
 - ii. to raise a matter not already mentioned in a joint report.
- e. The joint report must be given to the Tribunal and a copy given by the Tribunal to each party.

91. Change of opinion

- a. An expert witness who changes an opinion on a material matter (including on the basis of another expert's report) must as soon as practicable communicate that change of opinion in writing to the party retaining the expert.
- b. The party must immediately give to the Tribunal and to the opposing party a notice of the expert's change of opinion, specifying the reasons why his or her opinion has changed and setting out his or her revised opinion.
- c. Any supplementary report by the expert witness must also promptly be given to the Tribunal and to the opposing party.

92. Format

To assist the Tribunal, each individual and joint report of an expert witness must contain a cover page that clearly identifies, as relevant:

- a. the reference number given by the Tribunal to the relevant proceeding; and
- b. the date of the report; and
- c. if the report relates to a person, the name of that person; and
- d. if the report relates to a property, the address of that property and the date(s) of any inspection; and
- e. the party who engaged the expert to prepare the report; and
- f. the person from whom the expert received his or her instructions.

Part 16 Referrals to Experts or Special Referees

93. Guide to Part

This Part applies to experts under section 42 of the SACAT Act and special referees under section 65 of the SACAT Act. The Tribunal's usual practice is to have regard to expert evidence provided by the parties in a proceeding. However, in appropriate cases, the Tribunal may appoint its own expert under section 42 of the SACAT Act or a special referee under section 65 of the SACAT Act. The Tribunal may do this at the request of the parties, or on its own initiative.

94. Referral at request of the parties

- a. If the parties jointly seek the appointment of a section 42 expert or a section 65 special referee, the parties must apply for appropriate directions to be made by consent.
- b. The application for directions must contain, as a minimum:
 - i. the name of the proposed expert or special referee, details of his or her expertise, and confirmation that he or she has agreed to accept the appointment; and
 - ii. the questions to be considered or determined, or the task to be performed, by the expert or special referee; and
 - iii. the date by which any documents (which must be clearly identified in the application) are to be provided to the expert or special referee and by whom; and
 - iv. the date by which the expert or special referee is to complete any report or determination subject to an extension of time being granted by the Tribunal; and
 - v. details of arrangements made by the parties to pay the costs of the expert or special referee.

Note: The expert or special referee will generally not be required to deliver up his or her report or determination until his or her account has been paid in full by the parties.

- c. Following receipt of the application for directions, the Tribunal may make an order appointing the expert or special referee, or may refer the application to a directions hearing for decision.
- d. The Tribunal may require the parties to make an initial payment on account of the estimated costs of the expert or special referee before the expert or special referee commences any work under the appointment or may require the parties to provide security for the costs of the expert or special referee in a manner specified by the Tribunal.
- e. The Tribunal may decline to appoint an expert or special referee if the terms of appointment appear to be outside the proposed appointee's expertise or for such other reason as the Tribunal thinks fit.

95. Referral on Tribunal's initiative

If the Tribunal proposes to appoint an expert or special referee on its own initiative:

- a. the Tribunal will first obtain the views of the parties in writing or at a directions hearing;
- b. the costs of the expert or special referee will be apportioned equally between the parties, unless otherwise ordered by the Tribunal;
- c. the Tribunal may require the parties to make an initial payment on account of the estimated costs of the expert or special referee before the expert or special referee commences any work under the appointment or may require the parties to provide security for the costs of the expert or special referee in a manner specified by the Tribunal;
- d. after the expert or special referee completes his or her appointment and renders a final account, the parties will be required to pay any outstanding balance within seven days in the same proportions as the initial payment to the expert or special referee, unless otherwise ordered by the Tribunal;

Note: Payment by the parties of the full costs of the expert or special referee may be required before the expert or special referee provides his or her report to the Tribunal.

- e. the costs paid by a party to the expert or special referee will be treated as a cost in the proceeding if there is a subsequent costs application by a party.

Part 17 Conduct of Proceedings**96. Notice of hearing**

Before the Tribunal hears any application, a registrar must give notice of the time and place of the hearing to the applicant and any other person given a copy of the application by the Tribunal.

97. Conferences, hearings, etc.

When hearing an initiating application or an application for internal review, the Tribunal is to conduct such conferences, directions hearings and other hearings or refer matters to mediation as it sees fit.

98. Mediation under section 51

- a. Where mediation is to be conducted by a person who is not a registrar or a Member of the Tribunal, a registrar, no later than 7 days prior to the commencement of a mediation under section 51 of the SACAT Act, must give the person specified as the mediator by the Tribunal and the parties to the mediation a notice stating:
 - i. when, where and by whom the mediation is to be conducted; and
 - ii. the responsibilities of the mediator and the parties prior to, during and after the mediation.

- b. The person specified to conduct a mediation must conduct the mediation in accordance with recognised ethical and professional standards for mediators.
- c. If the mediator is not a Member or registrar of the Tribunal, a party to the mediation must pay or contribute to the costs of the mediation as directed by the Tribunal.
- d. The Tribunal may require the parties to make an initial payment on account of the estimated costs of the mediator before the mediation commences or may require the parties to provide security for the costs of the mediator in a manner specified by the Tribunal

99. Hearings in the case of default or absence of a party

The Tribunal may, on application or its own initiative, proceed to hear and determine proceedings:

- a. in the absence of a party who has failed to attend the hearing; or
- b. if a party has failed to do any other thing the party is required to do under the SACAT Act, the Regulations, any relevant Act or these Rules or the Practice Directions or any order or direction made by the Tribunal,

in circumstances where:

- c. the Tribunal is satisfied that notice of the hearing was given to the party or the party has had sufficient opportunity to do the thing the party is required to do; or
- d. the Tribunal considers that justice requires that the matter be dealt with in the absence of the party or without the party having done the thing the party is required to do.

100. Making and authenticating decisions

A decision, direction or document of the Tribunal is authenticated by being signed and sealed by the presiding Member or a registrar (including by affixation of the Member's or registrar's electronic signature and the Tribunal's seal).

Part 18 Costs, witness fees, etc.

101. Costs

- a. Subject to any order of the Tribunal, if the Tribunal has not ordered the payment of a lump sum in costs:
 - i. costs awarded by the Tribunal are to be assessed at 75% of the scale of costs applicable from time to time for the purposes of the *Supreme Court Civil Rules 2006*; and
 - ii. if costs are not agreed by the parties, the Tribunal may, on the application of a party, determine the amount of costs payable.

- b. In determining the costs to be awarded to a party, the Tribunal may take into account that the party did not accept an offer as favourable as, or more favourable than, the Tribunal's order or decision in the proceedings.
- c. A registrar of the Tribunal is expressly authorised to constitute the Tribunal for the purposes of this Rule.

102. Witness fees and costs of complying with summonses

- a. If witness fees or the costs of complying with a summons are not agreed, the Tribunal may, on application, determine the amount payable.
- b. Subject to this Rule, the following amounts may be included in the amount determined by the Tribunal as payable in respect of a person summonsed to attend before the Tribunal and in respect of any other witness (including a witness who attended at the Tribunal but was not called to give evidence):
 - i. the actual amount lost, or the expenses necessarily incurred, by the person by reason of his or her absence from home or business for the purpose of attending at the Tribunal or \$100 per day, whichever is the lesser;
 - ii. an allowance for the travelling expenses of the person in attending at the Tribunal, calculated on the basis of travel by public transport to and from the place where the hearing is held, or, if the use of public transport by the person is not reasonably practicable, \$0.20 per kilometre necessarily travelled to and from the place where the hearing is held;
 - iii. if the person is required at the hearing to produce documents or things referred to in the summons—the expenses incurred by the person in complying with this requirement as determined by the Tribunal to be just and reasonable in the circumstances;
 - iv. if the person is necessarily absent from home overnight—the accommodation and meal expenses reasonably incurred by the person;
 - v. if the person is necessarily accompanied by another person—an amount equal to that which could be determined in accordance with these Rules in respect of that other person if he or she were required to attend before the Tribunal.
- c. If—
 - i. the amount lost, or the expenses incurred by the person exceed the amount determined in accordance with subrule (b)(i); or
 - ii. the travelling expenses incurred by the person exceed the amount determined in accordance with subrule (b)(ii),

the amount determined by the Tribunal to be payable may include such further amount as the Tribunal thinks just and reasonable in the circumstances.

- d. Subject to this Rule, where a summons is issued on the Tribunal's own initiative under section 40 of the SACAT Act, a Presidential Member may determine by which party or parties (and in what proportions) an amount payable under this Rule is to be paid.
- e. No amount is to be payable in respect of a person required to attend at the Tribunal who is an officer or employee within any Commonwealth, State or local government body (including a police officer), but excluding an officer or employee who is on leave during the period of attendance at the Tribunal.
- f. The Registrar of the Tribunal is expressly authorised to constitute the Tribunal for the purposes of this Rule."

Dated 19 February 2015

.....
The Honourable Justice Gregory Parker
President of the Tribunal

.....
Her Honour Judge Susanne Cole
Deputy President of the Tribunal

**RULES OF THE LEGAL PRACTITIONERS EDUCATION
AND ADMISSION COUNCIL 2004**

Amendment No 7

PURSUANT TO Sections 14C, 14J and 17A of the *Legal Practitioners Act 1981*, as amended, and to all other enabling powers, the Legal Practitioners Education and Admission Council makes the following Rules to take effect as amendments to the *LPEAC Rules 2004*:

1. These Rules may be cited as the '*LPEAC Rules 2004*', Amendment No 7.
2. The *LPEAC Rules 2004*, as amended by these Rules may be cited as the '*LPEAC Rules 2004*'.
3. Rule 1.3 is amended by:
 - (i) deleting from the definition "Judge's Associate" the words "the Federal Court of Australia" in the second line and inserting in its place the words "a federal court of Australia" and by adding to the end of that definition the following words:

"and includes an Associate to Magistrates in the Magistrates Court of South Australia".
 - (ii) inserting the following definitions:

"mandatory continuing professional development or MCPD means the activities set out in Appendix CA."

"prescribed amount of Mandatory Continuing Professional Development is as set out in Appendix CA."
4. Insert in Rule 2.4(b) after the words "Flinders University of South Australia" the following words:

"or the course of study provided by the College of Law Limited known as the South Australia PLT Program"
5. Rule 2.5 is amended by deleting therefrom the words "combined academic and practical course" and substituting in their place the following words:

"an academic course or a practical course or a combined academic and practical course".
6. Rule 3.1 is amended by adding after the word "Territory" where first appearing, the following words:

"by way of".

7. Rule 3A is amended by:

- (i) deleting from Rule 3A.1 the words “Mandatory Continuing Professional Development as set out in Appendix C” and inserting in their place the words “the prescribed amount of Mandatory Continuing Professional Development”.
- (ii) deleting from Rule 3A.2 the words “comply with the MCPD obligations contained in Appendix C” and inserting in their place the words “undertake the prescribed amount of Mandatory Continuing Professional Development”.
- (iii) deleting from Rule 3A.3 the words “complied within MCPD requirements in Appendix C” and inserting in their place the words “completed the prescribed amount of MCPD”.
- (iv) deleting Rule 3A.4 and inserting in its place the following Rule:

“3A.4 Where an individual legal practitioner has not completed the prescribed amount of Mandatory Continuing Professional Development in respect of the preceding MCPD year:

- (i) the Law Society may:
 - (a) direct that a practising certificate be issued to or renewed by the practitioner subject to a condition or conditions which the Law Society considers appropriate and/or may:
 - (b) excuse a practitioner from such compliance where the practitioner has permanently ceased legal practice during the course of the practising year or has given notice of retirement to the Law Society and undertaken not to apply for a further practising certificate in this State or another State or Territory; and
- (ii) on the application of the Law Society or the affected applicant the Board may:
 - (a) direct that a practising certificate be issued to or renewed by the practitioner subject to a condition or conditions which the Board considers appropriate and/or may:
 - (b) excuse a practitioner from such compliance where the practitioner has permanently ceased legal practice during the course of the practising year or has given notice of retirement to the Law Society and undertaken not to apply for a further practising certificate in this State or another State or Territory; and/or
 - (c) direct that the practising certificate of the practitioner be suspended for a period specified by the Board or be cancelled.”

- (v) (i) by adding to Rule 3A.5 after the words “sub-rule 3A.3” appearing in line 2 thereof the following words:
“or where the Law Society directs that a practising certificate be issued to or renewed by the practitioner subject to a condition or conditions”;
- (ii) deleting from Rule 3A.5(a) the words “complied with the obligations contained in Appendix C” and inserting in their place the words “undertaken the prescribed amount of Mandatory Continuing Professional Development”;
- (vi) by inserting a new Rule 3A.6 in the following terms:
- “3A.6 Where the Law Society has imposed a condition pursuant to Rule 3A.4(i)(a) or the Board has imposed a condition pursuant to Rule 3A.4(ii)(a) the legal practitioner must complete such activities within the period specified in the condition.”
8. Appendix C is amended by deleting the same and substituting in its place Appendix CA as annexed to this amendment.
9. Rule 7.3 is amended by:
- (i) adding after the word “applicant” first appearing the words “for admission or a practising certificate”;
- (ii) adding after the word “admission” last appearing the words “or a practising certificate”.

DATED THE25th..... DAY OFFEBRUARY..... 2015

C. J. Kourakis
CHIEF JUSTICE

**APPENDIX CA
MANDATORY CONTINUING PROFESSIONAL DEVELOPMENT**

1 Definitions

In this Appendix:

- 1.1 **CPD** means continuing professional development.
- 1.2 **CPD activity** means an activity:
- (a) of significant intellectual or practical content primarily related to the practice of law; and
 - (b) conducted by persons qualified by practical or academic experience in the subject covered; and
 - (c) relevant to the immediate or long-term professional development needs of the legal practitioner undertaking it; and
 - (d) comprising:
 - (i) attendance at or presenting material for, a seminar, workshop, lecture, conference, educational program or course or discussion group; or
 - (ii) viewing or listening to material for, a multi-media, web-based or recorded program; or
 - (iii) preparing material for any seminar, workshop, lecture, conference, education program, course, discussion group, or a multimedia, web-based or recorded program; or
 - (iv) publishing, or substantively editing or refereeing, an article in a legal or non-legal publication; or
 - (v) regular attendance at meetings, and participation as a member, of a committee or other body undertaking work of substantial significance to the practice of the law and which is reasonably likely to assist the attendee's professional development.
- 1.3 **CPD unit** means:
- (a) in relation to a CPD activity referred to in (d) (i), (ii) or (iii) above, one hour of the activity;
 - (b) in relation to a CPD activity referred to in (d) (iv) above, 1000 words of the article;
 - (c) in relation to a CPD activity referred to in (d) (v) above, two hours of the activity.
- 1.4 **CPD year** means a year beginning on 1 April to the following 31 March.
- 1.5 **Defined Circumstances:** see paragraph 6.1.
- 1.6 **Minimum CPD units:** see paragraph 2.

- 1.7 **The prescribed amount of Mandatory Continuing Professional Development:** see paragraph 3.
- 1.8 Professional skills includes as subject matter the substance of the law and procedures in the legal system.
- 1.9 Required CPD activity: see paragraph 2.2.
- 2 Minimum CPD units are:**
- 2.1 For an individual legal practitioner, 10 CPD units of CPD activity in each CPD year.
- 2.2 The 10 CPD units must include at least 3 units of Required CPD activity as detailed below:
- Required CPD activity***
- (a) one CPD unit relating to practical legal ethics;
- (b) one CPD unit relating to practice management or business skills; and
- (c) one CPD unit relating to professional skills.
- 2.3 In calculating the minimum 10 CPD units of CPD activity in respect of a CPD year, the total units must not include more than:
- (a) 5 CPD units of CPD activity referred to in paragraph 1.2 (d)(ii);
- (b) 4 CPD units for the preparation of material for any individual seminar, workshop etc. as identified in 1.2 (d)(iii);
- (c) 5 CPD units of CPD activity referred to in paragraph 1.2 (d)(iv); or
- (d) 5 CPD units of CPD activity referred to in paragraph 1.2 (d)(v).
- 2.4 CPD units completed in January, February or March of a CPD year, may at the election of the practitioner be assigned in whole or in part either to that CPD year or to the next CPD year.
- 2.5 Any CPD activity completed in respect of a CPD year pursuant to this paragraph cannot be taken into account for any other CPD year.
- 3 The prescribed amount of Mandatory Continuing Professional Development is:**
- 3.1 Where an individual legal practitioner holds a practising certificate for a full CPD year, the Minimum CPD units.
- 3.2 Where an individual legal practitioner holds a practising certificate for less than a full CPD year, the Minimum CPD units in respect of that year are reduced proportionally in accordance with the following rules:
- (a) the number of CPD units specified in paragraph 2.1 (10 units) shall be reduced by 1 unit for each whole calendar month of the CPD year for which the practitioner did not hold a practising certificate;
- (b) the number of required CPD units specified in paragraph 2.2 (3 units) shall be reduced by 1 unit for each 3 units reduced by (a) hereof;

- (c) the number of CPD Units permitted at paragraph 2.3 (a) (5 units) and (b) (4 units) shall be reduced by 50% (rounded up to the nearest whole number) of the number derived under (a) hereof;
 - (d) the number of CPD Units permitted at paragraph 2.3(c) (5 units) shall be reduced by 1 unit for each 3 units reduced by (a) hereof.
- 3.3 Where during a CPD year Defined Circumstances have occurred which prevented a practitioner from completing the CPD units prescribed in sub-paragraphs 3.1 or 3.2, as applicable, the reduced number of CPD units intimated under paragraph 5.
- 3.4 Where rectification has occurred under paragraph 7.1, the CPD units which the Law Society has determined to accept.

4 Records of CPD

- 4.1 An individual legal practitioner must, in respect of each CPD year, maintain and retain for 3 years after the end of that CPD year:
- (a) a written record of CPD activities undertaken and of CPD units completed and of any activities undertaken pursuant to a condition imposed by the Board pursuant to sub-rule 3A.4(a);
 - (b) material indicating the nature of each CPD activity undertaken and of any activity undertaken pursuant to a condition imposed by the Board pursuant to sub-rule 3A.4(a);
 - (c) a record of the fact that the practitioner undertook each such activity.
- 4.2 An individual legal practitioner must provide to the Law Society within 14 days of receipt of a written request for information about and/or evidence of the practitioner's compliance with his or her obligations under this Appendix in respect of any CPD year within the previous 3 years as specified in the request.

5 Inability to Comply

In this paragraph 5, references to completing the prescribed amount of Mandatory Continuing Professional Development are references to the prescribed amount of Mandatory Continuing Professional Development under sub-paragraphs 3.1 or 3.2, as applicable.

- 5.1 In this paragraph, *Defined Circumstances* means:
- (a) illness or disability;
 - (b) the location of the practitioner's legal practice in Australia;
 - (c) the temporary absence of the practitioner from ongoing legal practice (for example, by reason of a period of leave such as maternity leave); or
 - (d) financial hardship; or
 - (e) any other special circumstance

which prevents, or impairs, the practitioner's completion of the *prescribed amount of Mandatory Continuing Professional Development*.

- 5.1A It is not a Defined Circumstance for a practitioner to be temporarily absent from legal practice by reason of being engaged in employment unrelated to legal practice.

- 5.2 Where during a CPD year Defined Circumstances exist or occur which are likely to prevent or impair a practitioner from completing the prescribed amount of Mandatory Continuing Professional Development, the practitioner must lodge with the Law Society a statutory declaration as soon as practicable after it becomes apparent that it is likely that the practitioner will not complete the prescribed amount of Mandatory Continuing Professional Development: and:
- (a) setting out full details of the Defined Circumstances and their past and/or likely future effect upon the practitioner's ability to complete the prescribed amount of Mandatory Continuing Professional Development;
 - (b) setting out the number of CPD units (including Required CPD activities) the practitioner has completed and plans to complete during the balance of the CPD year;
 - (c) setting out the evidence and exhibiting any documentary evidence which demonstrates the matters in (a) and (b);
 - (d) seeking an intimation from the Law Society of the number of CPD units to comprise his or her prescribed amount of Mandatory Continuing Professional Development, the relevant date for their completion and the modification of any Required CPD activity or other limits or requirements of the prescribed amount of Mandatory Continuing Professional Development.
- 5.3 A practitioner who does not complete the prescribed amount of Mandatory Continuing Professional Development by 31 March due to Defined Circumstances must by 14 April lodge with the Law Society a statutory declaration setting out:
- (a) the number of CPD units (including required CPD activities) the practitioner completed in respect of that CPD year;
 - (b) the number of CPD units (including Required CPD activities) which the practitioner was prevented by Defined Circumstances from completing in respect of the CPD year;
 - (c) whether or not the practitioner has lodged a statutory declaration as required by paragraph 5.2, and if not, why not.
- 5.4 Where during a CPD year Defined Circumstances have occurred which prevented a practitioner from completing the prescribed amount of Mandatory Continuing Professional Development, provided the practitioner has complied with sub-paragraphs 5.2 and 5.3, the prescribed amount of Mandatory Continuing Professional Development which the practitioner is required to accrue is reduced under sub-paragraph 3.3 to the extent that the Defined Circumstances have so prevented compliance.

6 Certification of Compliance

- 6.1 An individual legal practitioner must by 14 April each year lodge with the Law Society a certificate by the practitioner that the practitioner has complied with the obligations contained in paragraphs 3 and 4 of Appendix C in respect of the preceding CPD year.

7 Rectification of Contravention

7.1 Where a practitioner has not completed the prescribed amount of Mandatory Continuing Professional Development in accordance with sub-paragraphs 3.1, 3.2 or 3.3, he or she must:

- (a) by 14 April lodge with the Law Society a statutory declaration setting out:
 - (i) the number of CPD units (including Required CPD activities) the practitioner has completed in respect of that CPD year;
 - (ii) the number of CPD units (including Required CPD activities) which the practitioner has not completed in respect of that CPD year;
 - (iii) details of CPD activities which the practitioner proposes to undertake prior to 31 May of that year to rectify the non-compliance;
 - (iv) if Defined Circumstances have existed and an intimation has not previously been sought under paragraph 5.2, details of the matters set out in paragraph 5.2.
- (b) by 31 May undertake sufficient CPD and other activities as are necessary to rectify the non-compliance; and
- (c) by 7 June lodge with the Law Society a certificate by the practitioner setting out the number of CPD units (including of Required CPD activities) completed in respect of the prior CPD year up to the date of the certificate.

The Law Society may determine to accept the number of CPD units so completed as completion of the prescribed amount of Mandatory Continuing Professional Development for the issue of a practising certificate subject to a condition or conditions under Rule 3A.4(a).

7.2 If a practitioner has completed the prescribed amount of Mandatory Continuing Professional Development, notwithstanding any failure by the practitioner to adhere to the time limits in paragraphs 5, 6 and 7, the Law Society may be satisfied that the practitioner has completed the prescribed amount of Mandatory Continuing Professional Development within Rule 3A.3.

8 Sundry

8.1 The Law Society may be satisfied on the basis of a certificate received in compliance with 6 and 7.1(c) that a practitioner has completed the prescribed amount of MCPD within Rule 3A.3.

8.2 The Law Society may charge a practitioner who does not comply with a time limit in paragraphs 5, 6 and 7 a reasonable fee for receipt and processing documents lodged after the expiry of the time limit.

GOVERNMENT GAZETTE ADVERTISEMENT RATES

To apply from 1 July 2014

	\$		\$
Agents, Ceasing to Act as.....	49.75	Firms:	
Associations:		Ceasing to Carry on Business (each insertion).....	33.00
Incorporation	25.25	Discontinuance Place of Business.....	33.00
Intention of Incorporation	62.50	Land—Real Property Act:	
Transfer of Properties	62.50	Intention to Sell, Notice of.....	62.50
Attorney, Appointment of.....	49.75	Lost Certificate of Title Notices	62.50
Bailiff's Sale.....	62.50	Cancellation, Notice of (Strata Plan)	62.50
Cemetery Curator Appointed.....	36.75	Mortgages:	
Companies:		Caveat Lodgement	25.25
Alteration to Constitution	49.75	Discharge of.....	26.50
Capital, Increase or Decrease of	62.50	Foreclosures.....	25.25
Ceasing to Carry on Business	36.75	Transfer of	25.25
Declaration of Dividend.....	36.75	Sublet.....	12.70
Incorporation	49.75	Leases—Application for Transfer (2 insertions) each	12.70
Lost Share Certificates:		Lost Treasury Receipts (3 insertions) each	36.75
First Name.....	36.75	Licensing	73.50
Each Subsequent Name	12.70	Municipal or District Councils:	
Meeting Final.....	41.50	Annual Financial Statement—Forms 1 and 2	695.00
Meeting Final Regarding Liquidator's Report on		Electricity Supply—Forms 19 and 20.....	494.00
Conduct of Winding Up (equivalent to 'Final		Default in Payment of Rates:	
Meeting')		First Name	99.00
First Name.....	49.75	Each Subsequent Name.....	12.70
Each Subsequent Name	12.70	Noxious Trade	36.75
Notices:		Partnership, Dissolution of.....	36.75
Call.....	62.50	Petitions (small).....	25.25
Change of Name.....	25.25	Registered Building Societies (from Registrar-General)	25.25
Creditors.....	49.75	Register of Unclaimed Moneys—First Name.....	36.75
Creditors Compromise of Arrangement	49.75	Each Subsequent Name	12.70
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)	316.00
be appointed').....	62.50	Rate per page (in 6pt)	418.00
Release of Liquidator—Application—Large Ad.	99.00	Sale of Land by Public Auction.....	63.00
—Release Granted	62.50	Advertisements.....	3.50
Receiver and Manager Appointed.....	57.00	¼ page advertisement	147.00
Receiver and Manager Ceasing to Act.....	49.75	½ page advertisement	295.00
Restored Name.....	46.50	Full page advertisement.....	577.00
Petition to Supreme Court for Winding Up.....	86.50	Advertisements, other than those listed are charged at \$3.50 per	
Summons in Action.....	73.50	column line, tabular one-third extra.	
Order of Supreme Court for Winding Up Action	49.75	Notices by Colleges, Universities, Corporations and District	
Register of Interests—Section 84 (1) Exempt	111.00	Councils to be charged at \$3.50 per line.	
Removal of Office.....	25.25	Where the notice inserted varies significantly in length from	
Proof of Debts	49.75	that which is usually published a charge of \$3.50 per column line	
Sales of Shares and Forfeiture.....	49.75	will be applied in lieu of advertisement rates listed.	
Estates:		South Australian Government publications are sold on the	
Assigned	36.75	condition that they will not be reproduced without prior	
Deceased Persons—Notice to Creditors, etc.....	62.50	permission from the Government Printer.	
Each Subsequent Name	12.70		
Deceased Persons—Closed Estates.....	36.75		
Each Subsequent Estate.....	1.65		
Probate, Selling of	49.75		
Public Trustee, each Estate	12.70		

All the above prices include GST

GOVERNMENT GAZETTE NOTICES

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Acts, Bills, Rules, Parliamentary Papers and Regulations

Pages	Main	Amends	Pages	Main	Amends
1-16	3.10	1.45	497-512	42.00	41.00
17-32	4.00	2.50	513-528	43.25	41.75
33-48	5.30	3.75	529-544	44.75	43.25
49-64	6.70	5.15	545-560	46.00	44.75
65-80	7.75	6.45	561-576	47.00	46.00
81-96	9.05	7.50	577-592	48.75	46.50
97-112	10.30	8.85	593-608	50.00	48.00
113-128	11.50	10.20	609-624	51.00	49.75
129-144	12.90	11.40	625-640	52.00	50.50
145-160	14.20	12.70	641-656	53.50	52.00
161-176	15.40	14.00	657-672	54.50	52.50
177-192	16.80	15.20	673-688	56.00	54.50
193-208	18.10	16.70	689-704	57.00	55.00
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225-240	20.40	18.90	721-736	60.00	57.50
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258-272	23.20	21.20	753-768	62.50	60.00
273-288	24.30	23.00	769-784	63.50	62.50
289-304	25.50	23.90	785-800	64.50	63.50
305-320	27.00	25.25	801-816	66.00	64.00
321-336	28.00	26.50	817-832	67.50	66.00
337-352	29.50	27.75	833-848	69.00	67.50
353-368	30.25	29.25	849-864	70.00	68.50
369-384	32.00	30.25	865-880	71.50	70.00
385-400	33.50	31.75	881-896	72.00	70.50
401-416	34.75	32.75	897-912	73.50	72.00
417-432	36.00	34.50	913-928	74.00	73.50
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South Australia

Administrative Arrangements (Conferral of Ministerial Powers and Functions) Proclamation 2015

under sections 6 and 8 of the *Administrative Arrangements Act 1994*

1—Short title

This proclamation may be cited as the *Administrative Arrangements (Conferral of Ministerial Powers and Functions) Proclamation 2015*.

2—Commencement

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

3—Conferral of ministerial powers and functions

The ministerial powers and functions under the following provisions of the *Young Offenders Act 1993* are conferred on the Minister for Communities and Social Inclusion:

- (a) section 4(1) (but only insofar as it relates to an authorisation by the Minister for the purposes of the definition of *home detention officer*);
- (b) section 4A;
- (c) section 15(1) and (2);
- (d) section 37B(2)(b);
- (e) section 38(2)(c);
- (f) section 40(2), (3) and (5);
- (g) section 40A(3);
- (h) section 41C;
- (i) section 44;
- (j) section 45;
- (k) section 49A(b);
- (l) section 51(2);
- (m) section 59A(4);
- (n) section 62(1).

4—Interpretative provision

Any reference to the *Department* in the *Young Offenders Act 1993* will have effect as if it were a reference to the administrative unit of the Public Service that is, under the Minister for Communities and Social Inclusion, responsible for carrying out the functions and exercising the powers relating to youth justice conferred on the Minister.

Made by the Governor

with the advice and consent of the Executive Council
on 12 March 2015

AGO0032/15CS

South Australia

Administrative Arrangements (Interpretative Provision) Proclamation 2015

under section 8 of the *Administrative Arrangements Act 1994*

1—Short title

This proclamation may be cited as the *Administrative Arrangements (Interpretative Provision) Proclamation 2015*.

2—Commencement

This proclamation will come into operation on 1 July 2015.

3—Interpretative provision

A reference to the Department for Further Education, Employment, Science and Technology in regulation 24(d) of the *Conveyancers Regulations 2010* will have effect as if it were a reference to the Department of State Development.

Made by the Governor

with the advice and consent of the Executive Council
on 12 March 2015

DPC15/009CS

South Australia

Public Sector (Abolition of Department of Further Education, Employment, Science and Technology) Proclamation 2015

under section 26 of the *Public Sector Act 2009*

1—Short title

This proclamation may be cited as the *Public Sector (Abolition of Department of Further Education, Employment, Science and Technology) Proclamation 2015*.

2—Commencement

This proclamation will come into operation on 1 July 2015.

3—Abolition of Department of Further Education, Employment, Science and Technology

The Department of Further Education, Employment, Science and Technology is abolished.

Made by the Governor

with the advice and consent of the Executive Council
on 12 March 2015

DPC15/009CS

SENDING COPY?

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CITY OF VICTOR HARBOR

Appointments to Development Assessment Panel

NOTICE is hereby given that Council, pursuant to Section 56A (5) of the Development Act 1993, at its meetings held on 24 November 2014 and 10 February 2015, appointed the following members to the City of Victor Harbor Development Assessment Panel:

Councillor Carol Schofield;
Councillor Karen Dutton;
Councillor Peter Charles;
Gavin Lloyd-Jones;
Judith Urquhart;
Phil Smith; and
Kate Shierlaw.

The Council has appointed Gavin Lloyd-Jones as the Presiding Member of the Panel.

All appointments are for a period of two years.

K. JESSEP, Acting Chief Executive Officer

CITY OF WEST TORRENS

*Appointments of a Public Officer—
Development Assessment Panel*

PURSUANT to Section 56A (22), on 9 December 2014, the City of West Torrens Council appointed the Deputy Chief Executive Officer of the City of West Torrens, Declan Moore, as the Public Officer of the Development Assessment Panel for the period beginning 1 January 2015 to 31 December 2016.

T. BUSS, Chief Executive Officer

LIGHT REGIONAL COUNCIL

DEVELOPMENT ACT 1993

*Nuriootpa West (Industry BVR Zone) Development Plan
Amendment—Draft for Public Consultation*

NOTICE is hereby given that the Light Regional Council has prepared a draft 'Nuriootpa West (Industry BVR Zone)' Development Plan Amendment (DPA) which is now released for public consultation.

The DPA delivers on identified long-term strategic objectives and aims to achieve the following:

- Rectify an identified long-standing zoning anomaly to the western periphery of Nuriootpa.
- Review and propose zoning and development plan policy updates and amendments within the Industry (Barossa Valley Region) Zone.
- Update content contained within Council's Development Plan tables.
- Update zoning and associated mapping content.

From Wednesday, 11 March 2015 to Wednesday, 13 May 2015 the draft will be available for public inspection during office hours (9 a.m. to 5 p.m.) at Council's Offices, 93 Main Street, Kapunda or 12 Hanson Street, Freeling. The draft DPA can also be viewed at Council libraries and Council's website: www.light.sa.gov.au. A copy of the DPA can also be purchased from the Council offices.

Members of the community are invited to attend an open house public information session to be held at the Kapunda Council Chambers on Wednesday, 15 April 2015. Officers will be available to discuss the amendment between 5 p.m. and 7 p.m.

Written submissions regarding the draft amendment will be accepted by Council until 5 p.m. on Wednesday, 13 May 2015. Written submissions should clearly indicate whether the respondent wishes to speak at a public hearing. All submissions should be addressed to the Chief Executive Officer of Light Regional Council (and marked to the attention of Andrew Chown, Principal Project Planner) and either mailed to P.O. Box 72, Kapunda, S.A. 5373 or sent electronically to:

light@light.sa.gov.au.

Copies of all submissions received will be available for inspection by interested persons at the Light Regional Council offices until the date of the public hearing.

A public hearing will be held at 6 p.m. at the Kapunda Council Chambers, 93 Main Street, Kapunda, on Thursday, 21 May 2015. A public hearing will not be held if submissions indicate no interest in speaking at the public hearing.

Dated 11 March 2015.

B. CARR, Chief Executive Officer

SOUTHERN MALLEE DISTRICT COUNCIL

*Results of Supplementary Election for Councillor in Kelly Scales
Ward Conducted on Monday, 2 March 2015*

Formal Ballot Papers: 365

Informal Ballot Papers: 5

Quota: 92

Candidates	First Preference Votes	Result after Distribution of Preferences
Langcake, Gary John	20	
Milde, Stacey	135	Elected
White, Mark	75	Elected
Hyde, Dennis John	135	Elected

K. MOUSLEY, Returning Officer

DISTRICT COUNCIL OF STREAKY BAY

ELECTION RESULTS

Supplementary Election for Two Councillors in Eyre Ward

AT the close of nominations at 12 noon on Thursday, 29 January 2015, one nomination was received for the two vacancies of Councillor for Eyre Ward. Philip Wheaton was elected unopposed as the only nominated candidate for the position. No election was necessary.

Accordingly, the Local Government (Elections) Act 1999, Section 8 (1) provides that where an election partially fails, the council must appoint an eligible person to the position.

K. MOUSLEY, Returning Officer

WAKEFIELD REGIONAL COUNCIL

*Results of Supplementary Election for Councillor in South Ward
Conducted on Monday, 2 March 2015*

Formal Ballot Papers: 415

Informal Ballot Papers: 1

Quota: 208

Candidates	First Preference Votes	Result after Distribution of Preferences
Duffield, Philip	108	
Bowyer, Peter Norman	307	Elected

K. MOUSLEY, Returning Officer

DISTRICT COUNCIL OF YANKALILLA

Resignation of Councillor

NOTICE is hereby given in accordance with Section 54 (6) of the Local Government Act 1999, that a vacancy has occurred in the office of Councillor for Light Ward, due to the resignation of Councillor Malcolm Schlein, to take effect from 23 February 2015.

A. SKULL, Chief Executive Officer

DISTRICT COUNCIL OF YANKALILLA

Close of Roll for Supplementary Election

DUE to the resignation of a member of the Council, a supplementary election will be necessary to fill the vacancy of Councillor for Light Ward.

The voters roll for this supplementary election will close at 5 p.m. on Tuesday, 31 March 2015.

You are entitled to vote in the election if you are on the State electoral roll. If you have recently turned 18 or changed your residential or postal address you must complete an electoral enrolment form, available from post offices or online at www.ecsa.sa.gov.au.

If you are not eligible to enrol on the State electoral roll you may still be entitled to enrol to vote if you own or occupy a property. Contact the Council to find out how.

Nominations to fill the vacancy will open on Thursday, 23 April 2015 and will be received until 12 noon on Thursday, 7 May 2015.

The election will be conducted entirely by post with the return of ballot material to reach the Deputy Returning Officer no later than 12 noon on Tuesday, 9 June 2015.

K. MOUSLEY, Returning Officer

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

Ball, Sandra Margaret, late of 18 Cardiff Street, Woodville West, home duties, who died on 1 May 2014.

Broadway, Rita Ann, late of 28 Cadell Street, Windsor Gardens, home duties, who died on 2 January 2015.

Cooke, Samantha Robin, late of 40A Reece Avenue, Klemzig, home duties, who died on 14 August 2014.

Curtis, Yvonne Elma, late of 26 River Road, Port Noarlunga, of no occupation, who died on 10 May 2013.

Donati, Eva, late of The Terrace, Port Pirie, of no occupation, who died on 5 September 2001.

Goodfellow, Frank Murray, late of 2 Malken Way, Findon, retired, brick maker who died on 23 September 2014.

Hoen, Janette Anna, late of 8 Rockville Avenue, Daw Park, home duties, who died on 5 May 2014.

Isaksson, Joseph Lloyd, late of 155 Edward Street, Melrose Park, retired technical officer, who died on 26 November 2014.

Lincoln, Herbert Cuthbert Burnell, late of 47 Mitchell Street East, Seaton, retired toolmaker, who died on 21 October 2014.

Loeliger, Marius, late of 15 Sturdee Street, Linden Park, geologist, who died on 5 April 2014.

Mashford, Shirley May, late of 41 Koolunda Avenue, Woodville South, home duties, who died on 3 December 2014.

McDonald, Beryl Grace, late of 2 The Strand, Mawson Lakes, of no occupation, who died on 20 October 2013.

Minuzzo, Trevor Peter John, late of 6 Emmett Road, Crafrers West, retired physical education teacher, who died on 11 November 2011.

Towers, Dallas Jennifer, late of 112 Bradley Grove, Mitchell Park, home duties, who died on 10 August 2014.

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 10 April 2015, 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 12 March 2015.

D. A. CONTALA, Public Trustee

SALE OF PROPERTY

Auction Date: Friday, 20 March 2015 at 11 a.m.

Location: 277 Jenkins Avenue, Whyalla Stuart

NOTICE is hereby given that on the above date at the time and place stated, by virtue of the Warrant of Sale issued out of the District Court of South Australia, Action No. 777 of 2012 directed to the Sheriff of South Australia in an action wherein Martin Faull trading as Lindbloms Lawyers is the Plaintiff and Angelo Nikolinakos is the Defendant, I Steve Ferguson, Sheriff of the State of South Australia, will by my auctioneers, Elders Real Estate, make sale of the estate, right, title or interest whatsoever it may be of the Defendant, Angelo Nikolinakos the registered proprietor of an estate in fee simple in the following:

That piece of land situated in the area named Whyalla Stuart, being 277 Jenkins Avenue, Whyalla Stuart, Hundred of Randell, being the property comprised in Certificate of Title Register Book Volume 6033, Folio 262.

Further particulars from the auctioneers:

Elders Real Estate
17A Forsyth Street,
Whyalla, S.A. 5600
Telephone: (08) 8644 4606

SALE OF PROPERTY

Auction Date: Friday, 17 April 2015 at 2 p.m.

Location: 59 Viscount Slim Avenue, Whyalla Norrie

NOTICE is hereby given that on the above date at the time and place stated, by virtue of the Warrant of Sale issued out of the Federal Circuit Court of Australia, Action No. 4615 of 2011 directed to the Sheriff of South Australia in an action wherein Christina Jane Phillis is the Applicant and Grantleigh Ward Phillis is the Respondent, I Mark Stokes, Sheriff of the State of South Australia, will by my auctioneers, Elders Real Estate, make sale of the estate, right, title or interest whatsoever it may be of the Defendant, Grantleigh Ward Phillis the registered proprietor of an estate in fee simple in the following:

That piece of land situated in the area named Whyalla Norrie, being 59 Viscount Slim Avenue, Whyalla Norrie, Hundred of Randell, being the property comprised in Certificate of Title Register Book Volume 5652, Folio 173.

Further particulars from the auctioneers:

Elders Real Estate
17A Forsyth Street,
Whyalla, S.A. 5600
Telephone: (08) 8644 4606

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