

# 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, 7 JANUARY 2016

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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: <u>www.governmentgazette.sa.gov.au</u>.

# ASSOCIATIONS INCORPORATION ACT 1985

# ORDER PURSUANT TO SECTION 42 (2)

# Dissolution of Association

WHEREAS the Corporate Affairs Commission ('the Commission') pursuant to Section 42 (1) of the Associations Incorporation Act 1985 ('the Act'), is of the opinion that the undertaking or operations of Australian Property Institute Incorporated ('the Association') being an incorporated association under the Act are being carried on, or would more appropriately be carried on by a company limited by guarantee incorporated under the Corporations Act 2001 (Commonwealth) and whereas the Commission was on 13 August 2015, requested by the Association to transfer its undertaking to Australian Property Institute Limited (ACN 608 309 128), the Commission pursuant to Section 42 (2) of the Act does hereby order that on 1 January 2016, the Association will be dissolved, the property of the Association becomes the property of Australian Property Institute Limited and the rights and liabilities of the Association become the rights and liabilities of Australian Property Institute Limited.

Given under the seal of the Commission at Adelaide, 31 December 2015.

R. ALOI, A Delegate of the Corporate Affairs Commission

#### ASSOCIATIONS INCORPORATION ACT 1985

# Deregistration of Associations

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

Apex Club of Glenelg Incorporated

Barossa Valley Amateur Swimming Club Incorporated Bremer Valley Table Tennis Association Incorporated Country Music SA Incorporated Enfield Senior Citizens Club Incorporated Folk Federation of South Australia Incorporated Friends of the South Australian Museum Incorporated Holdfast Gardens Village Residents' Association Incorporated Leabrook Lodge Residents' Association Incorporated

Leabrook Lodge Residents' Association Incorporated Leisurely Squares Social Club Incorporated Mount Barker Services Social Club Incorporated Mt Lofty Ranges Housing Co-operative Incorporated North East Youth Services Network Incorporated Pirie and Districts Disability Development Network

Incorporated Rook Walk Association Incorporated

Roxby Raptors Cycling Club Incorporated

Solid Rock Christian Life Centre Incorporated

The Association of Tobacco Consumers Incorporated The Combined Present and Past Grand Officers' Association

of SA & NT Incorporated

The South Australian Pipe Band Association Incorporated Western Districts Rugby League Club Incorporated

Given at Adelaide, 5 January 2016.

R. ALOI, A Delegate of the Corporate Affairs Commission

#### **BUILDING WORK CONTRACTORS ACT 1995**

# Exemption

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

#### SCHEDULE 1

Stuart Adrian White (BLD 157585)

# SCHEDULE 2

Construction of a timber framed, lightweight clad two storey dwelling on land situated at Allotment 268 in Deposited Plan 6115 being a portion of the land described in Certificate of Title Volume 5232, Folio 199, more commonly known as Lot 268, Castle Avenue, Goolwa Beach.

# SCHEDULE 3

1. This exemption is limited to domestic building work personally performed by the licensee in relation to the building work described in Schedule 2.

2. This exemption does not apply to any domestic building work the licensee contracts to another building work contractor, for which that contractor is required by law to hold building indemnity insurance.

3. That the licensee does not transfer his interest in the land prior to five years from the date of completion of the building work the subject of this exemption, without the prior authorisation of the Commissioner for Consumer Affairs. Before giving such authorisation, the Commissioner for Consumer Affairs may require the licensee to take any reasonable steps to protect the future purchaser(s) of the property, including but not limited to:

- Providing evidence that an adequate policy of building indemnity insurance is in force to cover the balance of the five-year period from the date of completion of the building work the subject of this exemption;
- Providing evidence of an independent expert inspection of the building work the subject of this exemption;
- Making an independent expert report available to prospective purchasers of the property; and
- Giving prospective purchasers of the property notice of the absence of a policy of building indemnity insurance.

Dated 30 December 2015.

D. SOULIO, Commissioner for Consumer Affairs, Delegate for the Minister for Business Services and Consumers

Ref.: 610/14-00116

# **BUILDING WORK CONTRACTORS ACT 1995**

#### Exemption

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

#### SCHEDULE 1

Robert Russo (BLD 190888)

#### SCHEDULE 2

Construction of a single storey semi-detached dwelling on land situated at Allotment 157 in Deposited Plan 3243 being a portion of the land described in Certificate of Title Volume 5271, Folio 878, more commonly known as 9 Meredith Avenue, Glengowrie.

This exemption does not apply to construction of an additional semi-detached dwelling adjoining this property.

#### SCHEDULE 3

1. This exemption is limited to domestic building work personally performed by the licensee in relation to the building work described in Schedule 2.

2. This exemption does not apply to any domestic building work the licensee contracts to another building work contractor, for which that contractor is required by law to hold building indemnity insurance.

3. That the licensee does not transfer his interest in the land prior to five years from the date of completion of the building work the subject of this exemption, without the prior authorisation of the Commissioner for Consumer Affairs. Before giving such authorisation, the Commissioner for Consumer Affairs may require the licensee to take any reasonable steps to protect the future purchaser(s) of the property, including but not limited to:

- Providing evidence that an adequate policy of building indemnity insurance is in force to cover the balance of the five-year period from the date of completion of the building work the subject of this exemption;
- Providing evidence of an independent expert inspection of the building work the subject of this exemption;
- Making an independent expert report available to prospective purchasers of the property; and
- Giving prospective purchasers of the property notice of the absence of a policy of building indemnity insurance.

Dated 30 December 2015.

D. SOULIO, Commissioner for Consumer Affairs, Delegate for the Minister for Business Services and Consumers

Ref.: 610/14-00116

# DANGEROUS SUBSTANCES ACT 1979

# Appointment

I, MARIE BOLAND, Executive Director, SafeWork SA, hereby appoint the following person to be an Authorised Officer for the purposes of the Dangerous Substances Act 1979, pursuant to Section 7 (1) of that Act:

Gregory Andrew Suares

Dated 4 January 2016.

# M. BOLAND, Executive Director, SafeWork SA

DEVELOPMENT ACT 1993, SECTION 25 (17): CITY OF SALISBURY MAIN ROADS (SALISBURY HIGHWAY AND MAIN NORTH ROAD) DEVELOPMENT PLAN AMENDMENT

Preamble

1. The Main Roads (Salisbury Highway and Main North Road) Development Plan Amendment (the Amendment) by the City of Salisbury 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 21 December 2015.

JOHN RAU, Deputy Premier, Minister for Planning

# DEVELOPMENT ACT 1993, SECTION 48 (7a) DECISION BY THE MINISTER FOR PLANNING UNDER

DELEGATION FROM THE GOVERNOR

#### Preamble

1. On 24 May 2007 the Minister for Urban Development and Planning declared the development of land on the corner of Anzac Highway and Marion Road at Plympton for the purposes of a mixed use residential and commercial complex a major development pursuant to Section 46 of the Development Act 1993. The declaration was varied on 29 January 2009 to expand the land to which the declaration applied.

2. A proposal from the Palmer Group (hereafter 'the proponent') to construct a mixed residential and commercial retail complex on the corner of Anzac Highway and Marion Road at Plympton was the subject of a Development Application lodged on 2 July 2007. That application ('the proposed major development') was subsequently varied on 29 January 2009 and 17 May 2013.

3. The proposed major development has been the subject of a Development Report in May 2009 and an amended Development Report in May 2013 and has been assessed in accordance with Sections 46, 46D and 47 of the Act. On 23 December 2013 the Governor granted provisional development authorisation to the proposed major development reserving his decision on a number of specified matters for further assessment pursuant to s48(6) of the Development Act 1993. The Governor also delegated to the Minister for Planning the power to deal with certain aspects of the approval, including the power to decide on specified matters reserved for further assessment, the power to permit any variation associated with the said provisional development authorisation, and the power to grant a final development authorisation required under Section 48 (2) (b) (i) of the Act.

4. By letter dated 28 February 2014 the proponent applied to vary the provisional development authorisation of 23 December 2013. The variations sought were three-fold.

5. The first variation proposes an amendment to the number of stages and the associated timing of each, and permits the grant of final development authorisation in respect of each stage, separately from the remainder of the proposed major development, upon satisfaction of matters reserved for further assessment of the stage.

6. The second variation proposes an amendment to the composition and number of apartments within the western tower, now proposed as part of the Stage 1 works, resulting in the construction of an additional one bedroom unit on each level of the western tower, for a total of four additional one bedroom units.

7. The third variation proposes amendment to the requirement for boundary screening along the side of the West Tower by shifting its location from the eastern side of the building to the western side of the building, and allowing flexibility in the nature of the screening recognising that there exists a range of design options available to avoid overlooking.

8. On 12 June 2014 the Minister for Planning approved the variations sought.

9. By letter dated 21 September 2015 the proponent applied to vary the provisional development authorisation of 12 June 2014. The variation sought was to allow the western tower, previously approved, to be constructed without the need to undertake major traffic infrastructure modifications as required by Reserve matter (e) (i-ix) and Reserve Matter (f) of the decision of 12 June 2014. This variation seeks to have these Reserve matters apply to stages 2-4 of the proposed development only.

10. By letter dated 2 October 2015 the proponent applied to waive the requirement for a Land Management Agreement (LMA) for 15% Affordable housing provision for the West Tower (or Stage 1) of the development due to the nature of the development and the provision of a significant provision of one bedroom apartments and their intrinsic 'affordable' designation. This approach has been supported by RenewalSA (affordable Housing LMA's).

11. I am satisfied in the exercise of the delegated power of the Governor pursuant to Sections 48 (6) and (7a) that an appropriate Development Report, amended Development Report and Assessment Report have been prepared in relation to the proposed major development encompassing the proposed variations, in accordance with Sections 46 and 46D of the Act. I have had regard to the Development Report, amended Development Report and Assessment Report when considering the application to vary the proposed major development, along with all relevant matters under Section 48 of the Act.

12. In the exercise of the delegated power of the Governor pursuant to Section 48 (7a) of the Act I have decided to vary the provisional development authorisation as described above.

#### Decision

In the exercise of the power delegated to me by the Governor by Notice in the South Australian Government Gazette on 23 December 2013 pursuant to Section 48 (9) of the Development Act 1993 to assess matters reserved for further assessment in relation to a proposal to develop land on the corner of Anzac Highway and Marion Road at Plympton as a mixed use commercial and residential complex, and to vary the provisional development authorisation granted to that proposed development on 12 June 2014, and having due regard to the matters set out in Section 48 (5) and all other relevant matters I vary the provisional development authorisation by:

- 1. In relation to Part A:Reserved Matters:
  - (a) Adding the words 'except in Stage 1 (West Tower)' to the end of paragraph (c) of Part A Reserve Matters;
  - (b) Adding the words "excepting Stage 1(West Tower" after the words 'identifying the required works" in part (e) of Part A Reserve Matters;
  - (c) Adding the words 'excepting Stage 1 (West Tower)' to the end of the paragraph in part (f) of Part A Reserved Matters;
  - (d) Adding the words 'for each component' to the end of (g) after the words 'a detailed Landscaping Plan' of Part A Reserve Matters;
  - (e) Adding the words 'for each component' to the end of (i) after the words 'and the City of West Torrens' of Part A Reserve Matters;

2. In relation to Part B: Conditions of Provisional Development Authorisation:

- (a) Inserting the following additional dot points in Condition 1 (a):
  - Letter from Holmes Partners to the Department of Planning, Transport and Infrastructure concerning traffic Infrastructure dated 21 September 2015.
  - Letter from Holmes Partners to DPTI concerning removal of the need for an Affordable Housing LMA for Stage 1 (West Tower)
  - Letter from RenewalSA (undated) with the ref A717236 in reply to the letter from Holmes Partners above concerning the removal of the need for an Affordable Housing LMA for Stage 1(West Tower).

For ease of reference and understanding, the entire Provisional Development Authorisation is reproduced below incorporating the variations the subject of this Notice.

#### NOTICE

PURSUANT to Section 48 of the Act and having due regard to the matters set out in Section 48 (7a) and all other relevant matters, I under delegation from the Governor:

- (a) vary the provisional development authorisation in relation to the proposed Major Development under Section 48 (7a) subject to the Reserved Matters set out in Part A below and Conditions set out in Part B below;
- (b) pursuant to Section 48 (6) reserve my decision on the matters specified in Part A below;
- (c) specify under Section 48 (7) (b) (i) all matters which are the subject of conditions herein and all reserved matters herein as matters in respect of which the conditions of this authorisation may be varied or revoked or new conditions attached and separately to specify the matter of the completion of the works as a matter in respect of which a condition may be imposed in any final authorisation to be granted; and
- (d) specify for the purposes of Section 48 (11) (b) the period of two years from the date of this provisional development authorisation as the time within which substantial work must be commenced on site, failing which I may cancel this authorisation under Section 48 (11) and proceed to refuse a final development authorisation under Section 48 (2) (a).

#### PART A: RESERVED MATTERS

The following matters are reserved for further assessment, and may be assessed and approved individually and sequentially according to the Staging and Completion requirements set out in conditions 3, 4 and 5 of this provisional development authorisation:

(a) detailed design plans and drawings for all structures on site for approval by the Minister for Planning. The final designs, plans and drawings must show the layout of the structures on the site cross-sections as well as elevations and drawings for each component of the development and the sustainability measures proposed by the proponent;

- (b) a Building Sustainability Plan that includes details of the objectives and measures to be implemented to achieve energy and water efficiencies, the use of recycled materials, minimisation of emissions and waste minimisation/recycling for the proposed development. This would need to be shown on the plans and elevations where applicable. The Plan must include targets and measures as well as an analysis using a Green Star Rating Tool;
- (c) a legally binding agreement, under Section 57 of the Development Act 1993, between the proponent and the Minister for Housing and Urban Development (or his delegate) dedicating a portion of the residential apartments to the provision of affordable rental housing such that 15% of the total residential development will meet the 'affordable housing criteria' as determined by the Minister in Regulations 2010 (as amended by further notice from time to time). A Plan shall be prepared, to the reasonable satisfaction of Renewal SA, for the development showing the proposed location of the 15% of dwellings that will meet the affordable housing criteria except in Stage 1(West Tower);
- (d) a Waste Management Plan for each component of the development, prepared to the reasonable satisfaction of Zero Waste, the Environment Protection Authority and City of West Torrens Council;
- (e) a Developer Agreement with the Department of Planning, Transport and Infrastructure (DPTI) for each stage of the development identifying the required works except in Stage 1 (West Tower). Subject to a determination by DPTI that a matter identified in subparagraphs (i)-(ix) below does not need to be addressed within the Agreement for a particular stage, the works addressed in the Agreement shall include (but not be limited to) the following:
  - (i) vehicle movements to and from Marion Road at Elizabeth Avenue and Mabel Street be restricted to left turn in and left turn out only by closing the median openings on Marion Road. As part of this work, the right turn lane on Marion Road for vehicles turning right into Anzac Highway to head east shall be extended to maximize storage at this location;
  - (ii) vehicle movements at the two-way access point to the car park on Anzac Highway shall be restricted to left turn in, left turn out and right turn in only. Right turn out movements shall not be permitted to occur in any form. To accommodate right-in movements, the U-turn facility shall be modified to prohibit Uturns from the north-east or, in the event that the design cannot entirely prohibit the above movements, the U-turn on Anzac Highway shall be closed entirely and access restricted to left turn in and left turn out only;
  - (iii) a left turn deceleration lane shall be provided at the Marion Road access to the car park. This shall be designed in accordance with the Austroads Guide to Road Design Part 4A and Department of Planning, Transport and Infrastructure standards;
  - (iv) a separate right turn phase shall be provided at the Marion Road/Anzac Highway intersection for the eastern approach. Additionally, the phase times for the right turn movement from Anzac Highway into Cross Road shall be increased. These modifications shall be to the satisfaction of the Department of Planning, Transport and Infrastructure at the cost of the developer. This shall be undertaken prior to occupation of the applicable stage of the development;
  - (v) the right turn lane on Anzac Highway western approach shall be extended by a minimum of 20 metres;

- (vi) sufficient land shall be set aside along the Marion Road and Anzac Highway property frontages to accommodate the required road works and to provide Disability Discrimination Act 1992 ('DDA') compliant footpaths (any new or relocated footpath must be no narrower than the existing footpaths). All land required from the site to facilitate this requirement shall be vested to road at no cost to Council or the Department of Planning, Transport and Infrastructure;
- (vii) all road works and improvements required to accommodate the proposed development shall be designed and constructed to the satisfaction of the Department of Planning, Transport and Infrastructure with all costs (design, construction and project management) being borne by the developer. With regards to the design, the developer is required to seek approval for the concept plan from the Department of Planning, Transport and Infrastructure's Metropolitan Region, Senior AccessManagement Engineer, Catherine Magraith on telephone (08) 8226 8325, before undertaking any detailed design work. All road works and improvements shall be completed prior to occupation of the applicable stage of the development;
- (viii) the five car parking spaces on the southern side and the eight spaces on the northern side of the Marion Road access aisle shall be removed from the proposal to minimize conflict adjacent to the Marion Road access point; and
- (ix) the three car parking spaces immediately south of the two-way access point on Anzac Highway shall be removed from the proposal to minimize conflict adjacent to the Anzac Highway access point;
- (f) a Traffic and Parking Management Plan, prepared to the reasonable satisfaction of the Department of Planning, Transport and Infrastructure and City of West Torrens Council, including legally binding agreements between the proponent and the responsible road authority for any necessary works and arrangements excepting Stage 1 (West Tower);
- (g) a detailed Landscaping Plan for each component;
- (h) a detailed Stormwater Management Plan prepared to the reasonable satisfaction of the Environment Protection Authority and City of West Torrens Council; and
  - (i) a Construction Environmental Management and Monitoring Plan for the pre-construction and construction phases prepared to the reasonable satisfaction of the Environment Protection Authority and the City of West Torrens Council for each component.

# PART B: CONDITIONS OF PROVISIONAL DEVELOPMENT AUTHORISATION

1. The development authorisation granted hereunder is provisional only, does not operate as a final development authorisation and does not therefore authorise implementation of the proposed Major Development. Only an authorisation granted under Section 48 (2) (b) (i) can operate to authorise implementation of the proposed Major Development, which authorisation would only be granted after the reserved matters have been assessed and approved for each specific stage.

1a. Except where minor amendments may be required by other legislation, or by conditions imposed herein, the proposed Major Development shall be undertaken in strict accordance with the following documents and drawings:

- Highway Inn Properties Pty Ltd—290 Anzac Highway, North Plympton—Transit Orientated Development Proposal—Planning Application—2 July 2007;
- Development Report—Mixed Use Development—Anzac Highway and Marion Road—Plympton—May 2009;
- Plympton Mixed Used Development—Amendment to Development Report—Prepared by Connor Holmes—May 2013;

- Plympton Mixed Use Development—Response Report— Prepared on behalf of the Palmer Group—July 2013;
- Assessment Report for the Development Report for the Plympton Mixed Use Development Anzac Highway and Marion Road—November 2013;
- Letter from Connor Holmes Property Services to the Department of Planning, Transport and Infrastructure dated 28 February 2014;
- Letter from Holmes Partners to the Department of Planning, Transport and Infrastructure concerning the removal of some reserved matters relating to provision of traffic infrastructure for Stage 1 (West Tower) dated 21 September 2015;
- Letter from Holmes Partners to the Department of Planning, Transport and Infrastructure concerning the removal of the requirement for 15% Affordable Housing LMA for Stage 1 dated 2 October 2015; and
- Letter from RenewalSA to Holmes Partners concerning agreement to waive need for 15% Affordable Housing LMA for Stage 1 (undated but referenced to 2/10/15 letter above from Holmes Partners) (ref A 717236).

# Building Work

2. Before any building work is undertaken on the site, the building work must be certified by a private certifier, or by some person determined by the Minister for Planning, as complying with the provisions of the Building Rules.

#### Staging and Completion

3. The proponent must address the reserve matters and submit relevant documentation for approval in accordance with the following failing which I may cancel this provisional authorisation and exercise my power to refuse approval to the development under Section 48 (2) (a):

- Stage 1-within 12 months hereof
- Stage 2-within 12 months hereof
- Stage 3—within 24 months hereof
- Stage 4-within 24 months hereof.

4. Any final development authorisation granted under Section 48 (2) (b) (i) for the Stages below shall be subject to a condition that the proponent must complete substantial work on-site within the following period of the date of this provisional development authorisation, failing which I may cancel the final authorisation:

- Stage 1-within three years hereof;
- Stage 2-within four years hereof;
- · Stage 3-within six years hereof; and
- Stage 4-within eight years hereof.

5. In addition, the proponent must comply with the following staging and timing requirements for completion of the development failing which I may cancel the authorisation:

- Stage 1—two years from the date of final development authorisation to complete the west tower—24 two bedroom apartments and four one bedroom apartments.
- Stage 2—three years from the date of final development authorisation to complete basement car park, Ground floor supermarket, Ground floor retail, Commercial, East Tower—16 two bedroom apartments.
- Stage 3—four years from the date of final development authorisation to complete Serviced Apartments.
- Stage 4—six years from the date of final development authorisation to complete North Tower.

# **Built** Form

6. The development as described at a maximum overall height of 48.3 metres Australian Height Datum ('AHD') shall not penetrate the Adelaide Airport Obstacle Limitation surface ('OLS') airspace protected for aircraft operations. Any further proposed addition to the structure above the maximum height, including aerials, masts and vent/exhaust stacks, would be subject to a separate assessment.

7. The development and the site shall be maintained in a serviceable condition and operated in an orderly and tidy manner at all times.

8. The western side of the West Tower shall provide adequate screening to prevent overlooking to the adjacent existing residences to the reasonable satisfaction of the Minister for Planning.

9. Provision shall be made for secure storage of trolleys within the complex at night to the reasonable satisfaction of the City of West Torrens Council.

Lighting

10. All external lighting of the site, including car parking areas and buildings, shall be designed and constructed to conform with appropriate Australian Standards and shall be located, directed and shielded and of such limited intensity that no demonstrable nuisance or loss of amenity is caused to any person beyond the site.

11. Any lighting proposed shall conform to airport lighting restrictions and shall be shielded from aircraft flight paths to the satisfaction of Adelaide Airport Limited.

Signage

12. Appropriate ('way-finding') signage for directing pedestrians to public transport shall be installed to the reasonable satisfaction of the Minister for Planning.

13. The colours and illumination of signage associated with the site shall not create a glare or distraction to passing drivers and shall not interfere with the operation of adjacent traffic signals.

14. No element of LED or LCD display shall be included in the design of any signs visible from the adjacent road network.

15. Any signs associated with the development shall not interfere with existing traffic control devices or result in distraction or confusion of motorists. Any signs must be simple, effective and easily assimilated. Under no circumstance shall signs be allowed to flash, scroll or move as this would result in undesirable distraction to motorists.

16. Trailer mounted variable signs shall not be used on or adjacent to the subject site for advertising purposes.

# Waste Management

17. Waste disposal vehicles and general delivery vehicles shall only service the development between the hours of 7 a.m. and 7 p.m., Monday to Saturday inclusive and shall only load or unload within the confines of the subject land.

18. The waste and general storage and service/operational areas of the shopping centre and car parking area shall be kept in a neat, tidy, safe and healthy condition at all times.

19. All trade waste and other rubbish shall be stored in covered containers prior to removal and shall be kept screened from public view.

20. The service area access door/screening gate on Elizabeth Avenue shall remain closed at all times other than when loading or unloading is taking place.

#### Parking and Access

21. That all car parks, driveways and vehicle manoeuvring areas shall conform to Australian Standards and be constructed, drained and paved with bitumen, concrete or paving bricks in accordance with sound engineering practice and appropriately line marked to the reasonable satisfaction of the Development Assessment Commission prior to the occupation or use of the development.

22. All car parking areas, driveways and vehicle manoeuvring areas shall be properly maintained at all times.

23. All loading and unloading, parking and manoeuvring areas shall be designed and constructed to ensure that all vehicles can safely enter and exit the subject land in a forward direction.

24. The loading docks and associated access points shall be designed to facilitate 19 metre semi-trailers.

25. The indented bus stop and taxi rank adjacent the Anzac Highway frontage of the site shall be relocated and or modified to the satisfaction of the Department of Planning, Transport and Infrastructure.

26. All redundant crossovers shall be removed and be replaced with kerb and gutter to Council standards, with all costs being borne by the applicant.

27. A kerb extension shall be provided to prohibit trucks turning right into Elizabeth Avenue from the service delivery exit to the reasonable satisfaction of the City of West Torrens Council.

#### Stormwater

28. No stormwater shall be permitted to discharge on surface to Anzac Highway or Marion Road. Any modifications to stormwater infrastructure as a direct result of the development shall be at the expense of the developer.

29. That all stormwater design and construction shall be in accordance with Australian Standards and recognised engineering best practices to ensure that stormwater does not adversely affect any adjoining property or public road.

#### Construction Activities

30. Normal operating hours for construction activities (including truck movements) to and from the site shall be from 7 a.m. to 7 p.m., Monday to Saturday inclusive.

31. Any machinery, plant operating equipment, lighting, building façade designs or sound devices associated with the proposed development shall not impair or impinge upon the enjoyment or safety of residents of the apartment complex, adjoining properties (or occupiers thereof) or the local traffic and pedestrian environment and shall comply with the Environment Protection (Noise) Policy 2007, Environment Protection (Industrial Noise) Policy 1994 and the Environment Protection (Machine Noise) Policy 1994.

# PART C: NOTES TO PROPONENT

1. In respect of the reserved matters, the following is advised to the proponent:

#### (a) Building Rules

The proponent must obtain a Building Rules assessment and certification from either the City of West Torrens Council or a private certifier (at the proponent's option) and forward to the Minister all relevant certification documents as outlined in regulation 64 of the Development Regulations 2008.

Pursuant to Regulation 64 of the Development Regulations 2008, the proponent is especially advised that the City of West Torrens Council private certifier conducting a Building Rules assessment must:

- provide to the Minister for Planning a certification in the form set out in Schedule 12A of the Development Regulations 2008, in relation to the building works in question; and
- to the extent that may be relevant and appropriate:
- (i) issue a Schedule of Essential Safety Provisions under Division 4 of Part 12;
- (ii) assign a classification of the building under these regulations; and
- (iii) ensure that the appropriate levy has been paid under the Construction Industry Training Fund 1993.

Regulation 64 of the Development Regulations 2008 provides further information about the type and quantity of all Building Rules certification documentation for Major Developments required for referral to the Minister for Planning. The City of West Torrens Council or private certifier undertaking Building Rules assessments must ensure that the assessment and certification are consistent with the provisional development authorisation (including its Conditions and Notes).

(b) Final designs for each component of the development

In regard to reserved matter (a), final design should address the following:

- · roof plans for all areas of the development;
- roof areas for the shopping centre buildings shall be constructed out of a non-reflective material;
- details showing the air intake vents for the basement car park and venting details for any restaurant/cafes;
- details of lighting for the basement and ground level car park;
- details of the colours proposed for the development;

- redesign of the external car park to incorporate additional safe and direct paths for cyclists and pedestrians (including crossing points designed to highlight the presence of cyclists and pedestrians);
- plans showing the location of secure bicycle parking for residents of the East and North Tower;
- acoustic treatment details that meet noise criteria as set out in:
  - AS 1276-1979: methods for determination of sound transmission class and noise isolation class of building partitions;
  - AS ISO 140.8-2006: acoustics—measurement of sound insulation in buildings and of building elements, laboratory measurements of the reduction of transmitted impact noise by floor coverings on a heavyweight standard floor; and
  - AS/NZS 1269.2-1998: occupational noise management—noise control management;
- all building work shall comply with the prescriptive requirements of the Building Code of Australia in particular AS2419.1, AS2441, AS 2118.1, AS2444, BCA Spec E1.8, BCA Tables E2.2a and E2.2b, BCA Part E3 and AS2293.1;
- exhaust hoods for car park ventilators shall be designed to direct exhaust fumes away from adjacent development. Car park ventilation should be directed away from open spaces and higher amenity areas, towards major roadways;
- kitchen exhausts from the restaurants/cafes should be flued to direct odour away from the serviced apartments;
- all mechanical plants/air conditioning shall be housed/enclosed within the roof area as part of the design and any noise would be mitigated through the use of noise attenuating design measures;
- air conditioning intakes on buildings should be located as far as is practicable from transport corridors;
- air conditioning systems should include filtration to remove fine particles where ambient air quality is very poor (this is reliant on sealed positive pressure apartments in which access to unfiltered ambient air is not recommended);
- the requirements of the Ministers Specification SA 78B Construction requirements for the control of external sound (February 2013);
- all building work shall comply with the prescriptive requirements of the Building Code of Australia ('BCA') and in particular: fire hydrant coverage to be provided in accordance with AS2419.1, fire hoses to be provided in accordance with AS2441, automatic sprinkler protection to be provided in accordance with AS2118.1, portable fire extinguishers to be provided in accordance with AS2444, a fire control centre to be incorporated in accordance with BCA Spec E1.8, smoke hazard management provisions in accordance with BCA Tables E2.2a and E2.2b, lift installations in accordance with BCA Part E3 and exit and emergency lighting to be installed in accordance with AS2293.1;
- the Metropolitan Fire Service would need to be consulted and involved with the design, approval and commissioning phases as required under the Development Regulations 2008. For further advice on fire safety the contact person is Fire Safety Engineer, David Kubler on telephone 8204 3611. Should variations to the prescriptive requirements of the BCA be proposed, suitably justified 'alternative solutions' should be presented to the Metropolitan Fire Service ('MFS') South Australia for comment and document in accordance with Regulation 28 of the Development Regulations 2008. The MFS recommends that the developer liaise with the Department in the early design phase to ensure that a cost effective installation that would also meet the operational needs of the fire service can be achieved; and
- details on odour management between uses.

(c) Building Sustainability Plan

In relation to reserved matter (b), the Building Sustainability Plan should address energy consumption and green house emissions below the current levels to satisfy environmental performance. The approach to the design of this proposal should exceed the requirements of Part J of the Building Code on Energy Efficiency and as discussed in the Development Report ('DR') and the amendment to the DR to provide energy efficiency to achieve a 5-star rating for the serviced apartment component and aim to provide a 5-Star Green Star Green Building Council of Australia ('GBCA') Rating for the commercial component.

(d) Waste Management Plan

The Waste Management Plan shall address the following:

- construction associated with the shopping centre tenancies and serviced apartments;
- the operational and ongoing waste for the shopping centre, including recycling and waste minimisation;
- servicing arrangements and waste removal provisions for the whole of the development (including commercial and retail);
- ongoing waste management for the serviced apartment component; and
- reference to Zero Waste SA in partnership with the Property Council and Renewal SA, a better practice guidance for medium density, high density and mixed use developments, which includes the following:
  - internal design (waste management systems, for example chutes or compactors);
  - collection areas (ease of access to bins by residents, enclosure sizes, visual amenity);
  - bin presentation areas (visual amenity, access and egress for collection vehicles); and
- waste collection (noise and sensitive adjacent users).
- (e) Traffic and Parking Management Plan

In regard to the Traffic Parking and Management Plan should address the following:

- (a) Parking Management:
  - the layout of the car parking areas (including basement car parking) and service bays shall meet the Australian/New Zealand Standard 2890.1:2004, parking facilities—off-street car parking and line markings and Australian Standard 2890.2-2002 parking facilities—offstreet commercial vehicle facilities (including service areas);
  - the final plans and details should ensure that sufficient secure bicycle parking and end of trip facilities are provided and that visitor bicycle parking rails are well positioned for passive surveillance. The location of secure bicycle parking for residents and employees should be indicated on the plans. The bicycle parking facilities shall be designed in accordance with Australian Standard 2890.3-1993 and the AUSTROADS, Guide to Traffic Engineering Practice Part 14—Bicycles;
  - the on-site parking shall be designed in accordance with the Australian/New Zealand Standard 2890.1:2004 and 2890.6:2009. All facilities for commercial vehicles shall conform to Australian Standard 2890.2:2002;
  - the car park shall be appropriately line marked and signed to ensure the desired flow of traffic through the site;
  - all bicycle parking facilities shall be designed in accordance with Australian Standard 2890.3-1993 and the AUSTROADS, Guide to Traffic Engineering Practice Part 14—Bicycles;

- access and egress from the car parking areas shall be designed in accordance with the Australian/New Zealand Standard 2890.1:2004, Parking Facilities, Part 1—off-street car parking;
- turning areas and loading bays required for semiarticulated delivery vehicles shall meet Australian Standards for off-street parking facilities (AS 2890.1 for cars and AS 2890.2 for commercial vehicles); and
- lighting shall be provided within the basement car parking area and at the grade car parking area in accordance with the public lighting code in AS 1680.2.1-1993, AS/NZS 1158:2007 and AS/NZS 1680.
- (b) Traffic Management:
  - the entry only into the car park from Anzac Highway shall be designed to maximize pedestrian safety;
  - any traffic control devices shall be designed and constructed in accordance with the main standard of the Manual of Uniform Traffic Control Devices—AS 1742;
  - driveway grades shall be set in accordance with AS2890;
  - the main standard for traffic control devices is the Manual of Uniform Traffic Control Devices—AS 1742. There are many standards under AS 1742 covering the various traffic control devices that may need to be referred to. They are as follows:
    - AS 1742 Manual of uniform traffic control devices;
    - general introduction and index of signs— Australian Road Rules supplement;
    - $\circ$  supp.1 (int);
    - 1742.2 Part 2: traffic control devices for general use;
    - 1742.3 Part 3: traffic control devices for works on roads;
    - 1742.4 Part 4: speed controls;
    - o 1742.9 Part 9: bicycle facilities;
    - 1742.10 Part 10: pedestrian control and protection;
    - o 1742.11 Part 11: parking controls;
  - 1742.13 Part 13: local area traffic management; and
  - service vehicles are required to turn left out to Marion Road. The alignment of the exit movement should be tightened up and angled appropriately to force large vehicles to turn left out as intended. 'NO TRUCK' signs should also be considered to prevent service vehicles from turning right out to use the nearby residential streets. Details are required on how this will be achieved.
- (f) Landscaping Plan

In regard to reserve matter (g) the Landscaping Plan should provide the following:

- details shall be provided showing street furniture, shading devices and lighting;
- · planting details;
- Elizabeth Avenue streetscape details, landscaping and streetscape to Elizabeth Avenue will be addressed in consultation with the City of West Torrens Council;
- location of tanks for water reuse for irrigation purposes;
- a detailed species list including local indigenous plants;
- the planting of semi-mature trees (not less than 2-3 metres in height) within the car parking area;

- all landscaping approved as part of the application shall be established prior to the occupation of the premises;
- a watering system shall be installed and operated so that all plants receive sufficient water to ensure their survival and growth;
- landscaping shall be designed to incorporate water conservation principles and devices (Water Sensitive Urban Design);
- the proposed landscaping contribution to the Urban Forest program;
- the inclusion of details for any proposed Green infrastructure (green walls/roofs);
- open spaces containing trees and other vegetation should be established between housing and transport corridors to increase natural air filtering processes; and
- trees should be planted along major roadways to increase natural air filtering processes.
- (g) Stormwater Management Plan

In regard to reserve matter (*h*) the Stormwater Management Plan should address the following:

- all stormwater design and construction should be in accordance with Australian/New Zealand Standards, AS/NZS 3500-2003 and recognised engineering best practices to ensure that stormwater does not adversely affect any adjoining property;
- the Environment Protection Authority ('EPA') requires the following be included:
- how the first flush will be managed;
- how the stormwater will be managed during the construction phase;
- that any stormwater discharging from the site will occur in accordance with the Environment Protection (Water Quality) Policy 2003;
- how sediment run-off from the site will be minimised as well as sediment stockpiles; and
- maintenance of stormwater management and infrastructure;
- the City of West Torrens Council request that the applicant enters into discussions with the City Assets Department to establish an effective and well integrated stormwater management system;
- the proponent is advised of the requirement to comply with the EPA's 'Stormwater Pollution Prevention Code of Practice for the Building and Construction Industry' during demolition and construction of the development;
- development/s shall have no deleterious effects on the quality or quantity of surface water or the natural environments that rely on this water;
- development/s shall have no deleterious effects on the quality or quantity of groundwater or the natural environments that rely on this water. In particular, the following conditions shall apply:
- effluent disposal systems (including leach drains) to be designed and located to prevent contamination of groundwater;
- groundwater levels at the site (basement car park) need to be included; and
- if any dewatering will be required (an activity that may require an EPA licence).

All extensions to water/wastewater networks will be assessed on their individual commercial merits. Where more than one development is involved, one option will be for SA Water to establish an augmentation charge for that area to equitably share the costs amongst those requiring and/or benefiting from the provision of the additional infrastructure. Any proposed augmentation charge will be assessed on its individual commercial merits;

- if the existing water/wastewater infrastructure requires an extension or new approach mains to serve any proposed development, the developer/s will be required to meet the costs associated with these works;
- when a proposed development adversely impacts upon the capacity of existing water/wastewater infrastructure the developer will be required to meet the cost of upgrading or augmenting the infrastructure to service the proposed water demands and/or wastewater discharges;
- the developer is also required to meet the costs of providing all water supply mains within the development site itself, including all water and wastewater pumping stations, pumping mains and water tanks;
- all new water supply mains constructed to serve commercial/industrial areas shall be a minimum size of 150 mm diameter. This is to provide an adequate water supply for industry as well as for fire protection purposes;
- similarly all new wastewater collection pipes required to serve commercial/industrial areas shall be a minimum size of 225 mm diameter and all property connections shall be a minimum size of 150 mm diameter. Where areas are being served by existing 150 mm diameter sewers, restrictions may be imposed on the types of development permitted in view of the smaller size mains;
- construction of water supply, wastewater and recycled water infrastructure will need to comply with SA Water Infrastructure Standards; and
- any proposed industrial or commercial developments will be subject to an SA Water Trade Waste agreement to permit the discharge of trade waste to the sewer network. Industrial and large dischargers may be liable for quality and quantity loading charges.
- (h) Construction Environmental Management and Monitoring Plan for the preconstruction, construction and operational phases

The Construction Environmental Management and Monitoring Plan ('CEMMP') should be prepared taking into consideration and with explicit reference to relevant Environment Protection Authority policies and guideline documents, including the Environment Protection (Noise) Policy 2007 and air quality National Environment Protection Measures ('NEPM'). A CEMMP covering both pre-construction and construction phases shall be prepared in consultation with the Environment Protection Authority before its submission to the Minister for approval. The CEMMP shall include the following:

- reference to and methods of adherence to all relevant Environment Protection Authority ('EPA') policies and codes of practice for construction sites, including the inclusion of a copy of Schedule 1 of the Environment Protection Act 1993 as an Appendix to the Construction Environmental Management and Monitoring Plan to ensure contractors are aware of EPA requirements;
- Soil Erosion and Drainage Management Plan (including dust management);
- timing, staging and methodology of the construction process and working hours (refer also to condition outlining working hours);
- a risk assessment relating to the potential impacts of construction activities that includes the staging of the development;
- traffic management strategies during construction of both the basement car park and the shopping centre and apartment complex, including transport beyond the development site;
- site contamination audit—provide a site history report that identifies any activities or potential for site contamination to have occurred from 2009 to present. The EPA advises that the site history report should:

- be prepared by a site contamination consultant in accordance with Schedules A and B of the National Environment Protection (Assessment of Site Contamination) Measure 1999 ('NEPM');
- document the preliminary investigations at the site carried out in accordance with the NEPM;
- determine whether a potentially contaminating land use as described in Appendix 1 of Planning Advisory Notice 20 ('PAN 20') has occurred with the potential to cause site contamination affecting the site; and
- provide statements in relation to the existence of site contamination at the site. Statements by site contamination consultants in relation to site contamination must be clearly qualified as to the existence of site contamination at the site by specifying the land uses that were taken into account in forming that opinion as required by Section 103ZA of the Environment Protection Act 1993.
- management of infrastructure services during construction and re-establishment of local amenity and landscaping;
- control and management of construction noise, vibration, dust and mud;
- engineering and structural issues associated with construction of the basement car park and overhead landscaping;
- stormwater and groundwater management during construction;
- identification and management of contaminated soils and groundwater, should these be encountered;
- site security, fencing and safety and management of impacts on local amenity for residents, traffic and pedestrians;
- disposal of construction waste, any hazardous waste and refuse in an appropriate manner according to the nature of the waste;
- protection and cleaning of roads and pathways;
- · overall site clean-up; and
- to address management and site issues during construction and site contamination will need to demonstrate compliance with the National Environment Protection (Ambient Air Quality) Measure (1998) and with the National Environment Protection (Air Toxics) Measure (2011).

2. Crane operations associated with construction should be the subject of a separate application to Adelaide Airport Limited (48 days prior notice required for any crane operations during construction). Crane assessment may also have to be conducted by the Civil Aviation Safety Authority ('CASA').

3. The developer should note that the height limit applies to antennae, masts and aerials that may be placed on top of the building, so the proponent should ensure that the building (plus envisaged structures on top of the building) do not infringe the Obstacle Limitation Surfaces ('OLS')). The Adelaide Airport Safety Manager has advised the building height would be just under the OLS, but masts and structures on top of the building would not be allowed. Any external lighting associated with the development or the use of cranes for construction on the site would need to be referred to the Federal Airports Corporation.

4. The Metropolitan Adelaide Road Widening Plan shows that a strip of land up to 4.5 metres in width may be required from the Anzac Highway and Marion Road frontages of the site, together with additional land from the Anzac Highway/Marion Road corner for the possible future upgrading of the Anzac Highway/Marion Road intersection. An additional 4.5 metres x 4.5 metres cut-off is required from the Marion Road/Elizabeth Avenue corner of the site. The consent of the Commissioner of Highways is required under the Metropolitan Adelaide Road Widening Plan Act for all new building works located on or within 6 metres of the above requirements. The required consent form should be completed and returned to the Department of Planning, Transport and Infrastructure with three copies of the final stamped approved plans.

7 January 2016

5. Some of the subject land may need to be vested as part of the road reserve at no cost to Council and the Department of Planning, Transport and Infrastructure, to ensure that adequate footpath is maintained along Marion Road. Kerb widening to increase the radius of the curve to allow semi-trailers to negotiate the left turn out of Elizabeth Avenue may require some land to be vested as road reserve, at no cost to Council or the Department of Planning, Transport and Infrastructure, to ensure that an adequate public footpath is maintained at this location.

6. The Environment Protection Authority advises, given the significance of the forecast traffic changes, that air quality modelling should be undertaken, as clean air would be imperative to informing the design outcome.

7. The proponent is advised of the General Environmental Duty under Section 25 of the Environment Protection Act 1993 which provides that a person must not undertake any activity, which pollutes, or may pollute without taking all reasonable and practical measures to prevent or minimise harm to the environment.

8. The proponent is advised that the Development Act 1993 outlines the roles and responsibilities of the applicant and the City of West Torrens Council for matters relating to building works during and after construction of the shopping centre and apartment complex development and associated works.

9. The provisions of the Food Act 2001 and associated food regulations apply.

10. In addition to the Building Code of Australia, the proponent must comply with the Commonwealth Disability Discrimination Act 1992 in planning access for the disabled.

11. The Minister has a specific power to require testing, monitoring and auditing under Section 48C of the Development Act 1993.

12. If the development is not substantially commenced within two years of the date of the decision on the last of the reserved matters, the Governor may cancel this development authorisation.

13. The development shall include directional and way finding signage that indicates the short walking distance/time to the tram stop and bus stops.

14. Should additional signage be required, above and beyond the proposed pylon sign on Anzac Highway, these must be assessed to ensure that they would not impact on road safety, particularly given the complexity and nature of movements at this location.

Given under my hand at Adelaide: dated 21 December 2015.

JOHN RAU, Minister for Planning, Delegate of the Governor

# FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE notice that pursuant to Section 79 of the Fisheries Management Act 2007, it is hereby declared that it shall be unlawful for any person to engage in the class of fishing activity specified in Schedule 1, in the area specified in Schedule 2 during the period specified in Schedule 3

#### SCHEDULE 1

The act of fishing by trailing a baited line or lure through the water from a moving vessel. For the purposes of this notice 'lure' means any artificial device used to attract fish.

#### SCHEDULE 2

In all waters of the River Murray and Lower Lakes, excluding the waters of the Coorong.

# SCHEDULE 3

From midnight on 1 August 2016 until midnight on 31 December 2016.

Dated 24 December 2015.

S. SLOAN, Director of Fisheries and Aquaculture Policy

# FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE notice that pursuant to Section 79 of the Fisheries Management Act 2007, it is hereby declared that it shall be unlawful for any person to engage in the class of fishing activity specified in Schedule 1, in the area specified in Schedule 2 during the period specified in Schedule 3.

# SCHEDULE 1

The removal of any part of a Murray Cod (*Maccullochella peelii*) from the water.

SCHEDULE 2

# In all waters of the State.

SCHEDULE 3

From midnight 1 August 2016 until midnight on 31 December 2016.

Dated 24 December 2015.

S. SLOAN, Director of Fisheries and Aquaculture Policy

# FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE notice that pursuant to Section 79 of the Fisheries Management Act 2007, it is hereby declared that it shall be unlawful for any person to engage in the class of fishing activity specified in Schedule 1, in the area specified in Schedule 2 during the period specified in Schedule 3.

#### SCHEDULE 1

The act of taking a Murray Cod (*Maccullochella peelii*) including the removal of any part of a Murray Cod from the water.

SCHEDULE 2

In all waters of the State.

SCHEDULE 3

From midnight 1 January 2016 until midnight on 31 July 2016. Dated 24 December 2015.

S. SLOAN, Director of Fisheries and Aquaculture Policy

# FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE notice that pursuant to Section 79 of the Fisheries Management Act 2007, it is hereby declared that it shall be unlawful for any person to engage in the class of fishing activity specified in Schedule 1, in the area specified in Schedule 2 during the period specified in Schedule 3.

# SCHEDULE 1

The act of taking or an act preparatory to or involved in the taking of Murray Cod (*Maccullochella peelii*) including the removal of any part of a Murray Cod from the water.

# SCHEDULE 2

Any section of the Chowilla floodplain north of the River Murray (excluding the River Murray) between  $34^{\circ}9'46.70''S$ ,  $140^{\circ}45'30.38''E$  (Ral Ral Creek) upstream to the River Murray at  $34^{\circ}1'14.60''S$ ,  $141^{\circ}0'9.69''E$  (South Australia and New South Wales border).

# SCHEDULE 3

From midnight 1 January 2016 to midnight on 31 July 2016. Dated 24 December 2015.

S. SLOAN, Director of Fisheries and Aquaculture Policy

# FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that, pursuant to Section 115 of the Fisheries Management Act 2007, Reg Brown, 101 Wells Street, Streaky Bay, S.A. 5680 (the 'exemption holder') is exempt from Section 70 of the Fisheries Management Act 2007, Regulation 7, and Clauses 61 and 118 of Schedule 6 of the Fisheries Management (General) Regulations 2007, but only insofar as he may remove Razorfish (*Pinna bicolor*) from the seabed (the 'exempted activity') contained within the intertidal aquaculture licence site authorised under the Aquaculture Act 2001, as described in Schedule 1, subject to the conditions in Schedule 2 from 26 December 2015 until 26 December 2016, unless varied or revoked earlier.

#### SCHEDULE 1

Aquaculture intertidal licence sites FM00212 and FM00324 in the Point Gibson aquaculture zone, Streaky Bay.

#### SCHEDULE 2

1. All razorfish removed from the licence sites must be disposed of appropriately by the exemption holder.

2. Razorfish may only be removed from underneath and adjacent to farming structures to a maximum distance of two metres from farming structures.

3. The removal of razorfish may only be undertaken using Razorfish tongs or by hand.

4. The exempted activity may also be conducted on the exemption holder's behalf by employees of R. Brown Enterprises Pty Ltd trading as Streaky Bay Oysters.

5. While engaged in the exempted activity the exemption holder or his agents must carry or have about or near their person a copy of this notice. Such notice must be produced to a Fisheries Officer upon request. Exemption No. ME9902828.

6. The exemption holder or a person acting as an agent must notify PIRSA Fishwatch on 1800 065 522 at least two hours prior to conducting the exempted activity and answer a series of questions about the exempted activity. The exemption holder or nominated agent will need to have a copy of the exemption notice at the time of making the call and be able to provide information about the area and time of the exempted activity, the vehicles and boats involved, the number of persons undertaking the exempted activity and other related questions. Exemption No. ME9902828.

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

This notice does not purport to override the provisions or operation of any other Act.

Dated 24 December 2015.

S. SLOAN, Director, Fisheries and Aquaculture Policy

#### FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, Graham Short of California Academy of Sciences, Department of Ichthyology, 55 Music Concourse Drive, San Francisco, CA 94118 (the 'exemption holder') or a person acting as his agent, is exempt from Sections 71 and 72 (2) (b) of the Fisheries Management Act 2007, but only insofar as they may engage in the collection of Syngnathid species described in Schedule 1, in the area described in Schedule 2, using the gear specified in Schedule 3 and subject to the conditions set out in Schedule 4 from 24 December 2015 until 24 December 2016, unless varied or revoked earlier.

#### SCHEDULE 1

The exemption holder or agent, for research purposes may collect:

- 2 Campichthys galei (pipefish)
- 2 Idiotropiscis austral (pipehorse)
- 2 Notiocampus ruber (pipefish)
- 2 Pugnaso curtirostris (pipefish)
- 2 Vanacampus veroci (pipefish)
- 2 Lissocampus caudalis (pipefish)

# SCHEDULE 2

- Second Valley SA, -35.510244, 138.215142 west of the jetty near rocky shore, 5 metres depth.
- Normanville SA, -35.445145, 138.307557 north of the jetty, 8 metres depth.
- Carrickalinga SA, -35.426470, 138.319736 north of Carrickalinga Creek, 5 metres depth.

# SCHEDULE 3

• 2 Scuba dive ensemble.

# • 2 Small hand net (8" x 6").

## SCHEDULE 4

1. The specimens collected by the exemption holder are for scientific and research purposes only and must not be sold or used for any commercial purpose.

2. The following persons may act as an agent and must be in possession of identification issued from University College London during the exempted activity:

- · Healy Hamilton and
- · David Muirhead.

3. A catalogue of all samples collected must be lodged with the South Australian Museum prior to the expiration of this Ministerial Exemption.

4. Before collecting any specimens pursuant to this notice, the exemption holder or a person acting as an agent must contact the PIRSA Fishwatch on 1800 065 522 and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of the exemption at the time of making the call and be able to provide information about the area and time of the exempted activity, the vehicles and/or boats involved, the number of agents undertaking the exempted activity and other related questions. Exemption No. ME9902825.

5. The exemption holder must provide a report in writing detailing the outcomes of the research and collection of organisms pursuant to this notice to the Director, Fisheries and Aquaculture Policy (G.P.O. Box 1625, Adelaide, S.A. 5001) within 30 days of the final collection (the exempted activity) with the following details:

· the date, time and location of sampling;

 any other information deemed relevant or of interest that is able to be volunteered.

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

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

This notice does not purport to override the provisions or operation of any other Act including, but not limited to, the Marine Parks Act 2007. The exemption holder and his agents must comply with any relevant restrictions or prohibitions, regulations, permits, requirements and directions from the Department of Environment, Water and Natural Resources when undertaking activities within a marine park.

Dated 23 December 2015.

S. SLOAN, Director, Fisheries and Aquaculture Policy

# FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, Port Lincoln Salmon Pty Ltd, P.O. Box 1635, Port Lincoln, S.A. 5606 holder of Marine Scalefish Fishery Licence No. M210, or registered master on that licence (the 'exemption holder'), is exempt from Regulation 7 (b) (i) and Part 1 of Schedule 7 of the Fisheries Management (General) Regulations 2007 but only insofar as the exemption holder may use a registered Purse Seine Net to take Australian Salmon for trade or business in the waters described in Schedule 1 (the 'exempted activity'), subject to the conditions set out in Schedule 2, from 24 December 2015 until 30 June 2016, unless varied or revoked earlier.

# SCHEDULE 1

The waters of Spencer Gulf near Wedge Island as provided for in Schedule 7 of the Fisheries Management (General) Regulations 2007 bounded as follows:

Commencing at the high water mark at the most northern point of Wedge Island latitude 35°07'.956"S and longitude 136°27'.041"E, then in a north-easterly direction to the most western point of North Islet, latitude 35°07'.029"S and longitude 136°27'.814"E, then following the line of the high water mark along the southern coastline to the most eastern point of North Islet, latitude 35°07'.251"S and longitude 136°28'.740"E, then south-easterly direction to the high water mark of the most north-easterly point of Wedge Island latitude 35°09'.705"S and longitude 136°29'.663"E, then following the line of high water along the northern coastline to the point of commencement.

# SCHEDULE 2

1. The exemption holder may only undertake the activity pursuant to this exemption when fishing from a boat that is registered on Marine Scalefish Fishery Licence No. M210.

2. The exemption holder may fish for a maximum of five days within the area listed in Schedule 1 during the period of this notice.

3. The exempted activity may only be undertaken using a Purse Seine net, registered on Marine Scalefish Fishery Licence No. M210 and with dimensions of 900 metre length, 13 metre depth and mesh size less than 50 millimetres.

- 4. The exempted activity is prohibited at the following times:
  - (a) the period commencing at 0100 hours on 23 December 2015 and ending at midnight on 1 January 2016;
  - (b) the period commencing at 0100 hours on the Thursday preceding Easter Sunday in 2016 and ending at midnight on the following Monday;
  - (c) the period commencing at 0100 hours on a Thursday and ending at midnight on the following Sunday if the Friday in that period is a public holiday; and
  - (d) the period commencing at 0100 hours on a Friday to midnight on the following Monday if that Monday is a public holiday.

5. The exemption holder must notify PIRSA Fishwatch on 1800 065 522 at least two hours prior to conducting the exempted activity and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of the exemption at the time of making the call, and be able to provide information about the area and time of the exempted activity, and the boats involved in undertaking the exempted activity and other related questions. Exemption No. 9902791.

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

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

This notice does not purport to override the provisions or operation of any other Act including, but not limited to, the Marine Parks Act 2007 and the Defence Act 1903 (Commonwealth). The exemption holder and his/her agents must comply with any relevant prohibitions, restrictions, regulations, permits, requirements and directions from the Department of Environment, Water and Natural Resources when undertaking activities within a marine park.

Dated 23 December 2015.

S. SLOAN, Director, Fisheries and Aquaculture Policy

# FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, David Hall, 8 Renown Avenue, Victor Harbor, S.A. 5211 (the 'exemption holder') or a person acting as his nominated agent, are exempt from Section 70 of the Fisheries Management Act 2007, Regulation 7, Schedule 1, and Clauses 41 and 72 of Schedule 6 of the Fisheries Management (General) Regulations 2007, but only insofar as the exemption holder using octopus trigger traps in South Australian marine waters for recreational fishing purposes in the waters specified in Schedule 1, subject to the conditions specified in Schedule 2, from 26 December 2015 until 26 December 2016, unless varied or revoked earlier.

#### SCHEDULE 1

In the marine waters of the State from the Murray Mouth to Cape Jervis, excluding marine park sanctuary zones.

#### SCHEDULE 2

1. The nominated agents of the exemption holder are Garry Ashworth and Darren Evans.

2. All fish (other than octopus) taken in the octopus trigger trap must be returned to the water immediately upon being taken.

3. No more than six octopus trigger traps may be used at any one time.

4. No more than six octopus trigger traps may be set in any one day.

5. A person must not set or pull an octopus trigger trap in a sanctuary zone or any other zone within a Marine Park in which recreational octopus fishing or rock lobster potting is prohibited.

6. All octopus trigger traps authorised under this exemption must conform to the following descriptions:

- I. TRAP DESIGN
  - (a) no more than two traps may be combined in a cradle or on a single line;
  - (b) each octopus trigger trap is to comprise one chamber only. The chamber will have a single entrance and a self-closing door; and
  - (c) made of rigid inflexible material which will not be capable of ensnaring or entangling crabs or other fish. Any trigger trap must be approved by the Department prior to use.
- II. TRAP MARKING
  - (a) each trap must be permanently branded or stamped in legible characters not less than 60 mm high and 10 mm wide with the name of the person setting and pulling the trap followed by a dash and the letter 'O'.
- III. FLOATS AND MARKING

When set, each trap, or each end of a line of traps, must have a line attached that is buoyed on the surface of the water by a float that:

- (a) be made of material that is durable in water;
- (b) float on the surface of water:
- (c) have volume not less than 4 litres;
- (d) is branded or stamped in legible characters not less than 70 mm high and 10 mm wide with name of the person setting or pulling the trap followed by a dash and the letter 'O'; and
- (e) is fluorescent orange coloured.

7. Any trigger trap used under this exemption must be designed in such a way as to prevent it from being able to take any fish once the door of the trap has closed. 8. Loss of an octopus trigger trap must be reported to Fishwatch duty officer on 1800 065 522.

9. No bait other than plastic lures and Light Emitting Diodes (LEDs) is to be used in an octopus trigger trap.

10. The exemption holder or a person acting as an agent must notify PIRSA Fishwatch on 1800 065 522 at least one hour prior to conducting the exempted activity and answer a series of questions about the exempted activity. The exemption holder or nominated agent will need to have a copy of the exemption notice at the time of making the call, and be able to provide information about the area and time of the exempted activity, the vehicles and boats involved, the number of persons undertaking the exempted activity and other related questions. Exemption No. ME9902832.

11. The exemption holder must provide a written report to the Director, Fisheries and Aquaculture Policy at G.P.O. Box 1625, Adelaide, S.A. 5001 by 15 December 2016, providing summary details of activities undertaken pursuant to this notice including:

- (a) the quantity and species of octopus taken;
- (b) any bycatch found in the traps and returned to the water;
- (c) locations where the traps where set;
- (d) dates of fishing and successful trips; and
- (e) number of times the trigger traps were set and pulled.

12. While engaged in the exempted activity the exemption holder or agent must be in possession of a copy of this notice and be able to produce it to a PIRSA Fisheries Officer if requested.

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

This notice does not purport to override the provisions or operation of any other Act including, but not limited to, the Marine Parks Act 2007. The exemption holder and his agents must comply with any relevant regulations, permits, requirements and directions from the Department of Environment, Water and Natural Resources when undertaking activities within a marine park.

Dated 24 December 2015.

S. SLOAN, Director, Fisheries and Aquaculture Policy

# FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, David Corston, 11-13 King Street, Port Lincoln, S.A. 5606 (the 'exemption holder') is exempt from Section 52 of the Fisheries Management Act 2007, but only insofar as the exemption holder or a person acting as his agent may take Turbo (*Turbo undulatus*) for the purpose of trade or business from South Australian coastal waters (the 'exempted activity'), subject to the conditions in Schedule 1, from 1 January 2016 to 30 June 2016 unless revoked or varied earlier.

#### SCHEDULE 1

1. The exemption holder may only take Turbo (*Turbo undulatus*) by diving and collection by hand from South Australian coastal waters, excluding Aquatic Reserves and the Adelaide Dolphin Sanctuary.

2. The exemption holder must not take more than 200 kilograms of Turbo (*Turbo undulatus*) in any one calendar week.

3. The exemption holder must not undertake any other fishing activity while engaged in the exempted activity.

4. The exempted activity may only be conducted by David Corston or the permitted agents of the exemption holder, Reece Gynell and Dane Corston. Only one person may undertake the exempted activity at any one time.

5. The exemption holder or a person acting as an agent must notify PIRSA Fisheries and Aquaculture prior to departing on a fishing trip by calling 1800 065 522 and providing the following information:

- the name of the person making the call;
- details of the boat that will be used to engage in the exempted activity;
- the time and date the exempted activity will commence;

- · an estimated time of landing;
- the place of landing; and
- Exemption No. ME9902838.

6. If the exemption holder is not able to land Turbo at the estimated time or place notified in accordance with Condition 5 above, they must notify PIRSA Fisheries and Aquaculture by calling 1800 065 522 before the estimated time provided in accordance with Condition 5 and provide a new time of landing or place of landing.

7. Within half an hour of landing Turbo the exemption holder must weigh the Turbo and complete the daily log sheet in accordance with Condition 8.

8. The exemption holder must provide the Director, Fisheries and Aquaculture Policy, with separate statistical catch and effort information, in the form of a log sheet as provided by the Director. The exemption holder must complete the log sheet every day and submit a completed monthly log to the Director no later than the 15th day of the month following the month to which the log sheet relates. The log sheet must be submitted to the Director at the address specified on the approved log sheet. If no fishing activity was undertaken or no fish were taken on a day or during the month, a nil return must be completed and submitted to the Director.

9. The exemption holder must allow a PIRSA Fisheries and Aquaculture employee to accompany the exemption holder at any time while undertaking the exempted activity.

10. While engaged in the exempted activity the exemption holder, or a person acting as his agent, must carry or have about or near his person a copy of this notice. Such notice must be produced to a Fisheries Officer upon request.

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

This notice does not purport to override the provisions or operation of any other Act including, but not limited to, the Marine Parks Act 2007. The exemption holder and his agents must comply with any relevant restrictions or prohibitions, regulations, permits, requirements and directions from the Department of Environment, Water and Natural Resources when undertaking activities within a marine park.

Dated 23 December 2015.

S. SLOAN, Director, Fisheries and Aquaculture Policy

# FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, Tony Lee, 21694 Riddoch Highway, Mount Gambier, S.A. 5290 (the 'exemption holder') is exempt from Section 52 of the Fisheries Management Act 2007, but only insofar as the exemption holder or a person acting as his agent may take Turbo (*Turbo undulatus*) for the purpose of trade or business from South Australian coastal waters (the 'exempted activity'), subject to the conditions in Schedule 1, from 1 January 2016 until 30 June 2016 unless revoked or varied earlier.

#### SCHEDULE 1

1. The exemption holder may only take Turbo (*Turbo undulatus*) by diving and collection by hand from South Australian coastal waters, excluding Aquatic Reserves and the Adelaide Dolphin Sanctuary.

2. The exemption holder must not take more than 3 000 kilograms of Turbo (*Turbo undulatus*) in any consecutive three calendar month period during this exemption.

3. The exemption holder must not undertake any other fishing activity while engaged in the exempted activity.

4. The exempted activity may only be conducted by Tony Lee or the permitted agent of the exemption holder, Byron Deak, 6 Yahl Main Road, Yahl, S.A. 5291. Only one person may conduct the exempted activity at any one time.

5. The exemption holder or a person acting as an agent must notify PIRSA Fisheries and Aquaculture prior to departing on a fishing trip by calling 1800 065 522 and providing the following information:

- the name of the person making the call;
- details of the boat that will be used to engage in the exempted activity;
- the time and date the exempted activity will commence;
- · an estimated time of landing;
- · the place of landing; and
- Exemption No. ME9902837.

6. If the exemption holder is not able to land Turbo at the estimated time or place notified in accordance with Condition 5 above, they must notify PIRSA Fisheries and Aquaculture by calling 1800 065 522 before the estimated time provided in accordance with Condition 5 and provide a new time of landing or place of landing.

7. Within half an hour of landing Turbo the exemption holder must weigh the Turbo and complete the daily log sheet in accordance with Condition 8.

8. The exemption holder must provide the Director, Fisheries and Aquaculture Policy, with separate statistical catch and effort information, in the form of a log sheet as provided by the Director. The exemption holder must complete the log sheet every day and submit a completed monthly log to the Director no later than the 15th day of the month following the month to which the log sheet relates. The log sheet must be submitted to the Director at the address specified on the approved log sheet. If no fishing activity was undertaken or no fish were taken on a day or during the month, a nil return must be completed and submitted to the Director.

9. The exemption holder must allow a PIRSA Fisheries and Aquaculture employee to accompany the exemption holder at any time while undertaking the exempted activity.

10. While engaged in the exempted activity the exemption holder, or a person acting as his agent, must carry or have about or near his person a copy of this notice. Such notice must be produced to a Fisheries Officer upon request.

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

This notice does not purport to override the provisions or operation of any other Act including, but not limited to, the Marine Parks Act 2007. The exemption holder and his agents must comply with any relevant restrictions or prohibitions, regulations, permits, requirements and directions from the Department of Environment, Water and Natural Resources when undertaking activities within a marine park.

Dated 23 December 2015.

S. SLOAN, Director, Fisheries and Aquaculture Policy

# 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: Ausmin Development Pty Ltd

Location: Malbrom West Area—Approximately 90 km northeast of Port Lincoln.

Term: 2 years

Area in km<sup>2</sup>: 270

Ref.: 2015/00107

Plan and co-ordinates can be found on the Department of State Development website: <u>www.minerals.statedevelopment.sa.gov.au/</u> <u>exploration/public\_notices</u> 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: Yandan Gold Mines Pty Ltd

Location: Upper Nackara Area—Approximately 130 km eastsouth-east of Port Augusta.

Term: 2 years

Area in km<sup>2</sup>: 275

Ref.: 2015/00156

Plan and co-ordinates can be found on the Department of State Development website: <u>www.minerals.statedevelopment.sa.gov.au/</u> <u>exploration/public\_notices</u> 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: Yandan Gold Mines Pty Ltd

Location: Macclesfield Area—Approximately 40 km southeast of Adelaide.

Term: 2 years

Area in km<sup>2</sup>: 56

Ref.: 2015/00157

Plan and co-ordinates can be found on the Department of State Development website: <u>www.minerals.statedevelopment.sa.gov.au/</u> <u>exploration/public\_notices</u> 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 Limited

Location: Mutooroo Mine Area—Approximately 55 km east of Olary.

Term: 2 years Area in km<sup>2</sup>: 23 Ref.: 2015/00159

Plan and co-ordinates can be found on the Department of State Development website: <u>www.minerals.statedevelopment.sa.gov.au/</u> <u>exploration/public\_notices</u> 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 Limited

Location: Mundi Area—Approximately 80 km northeast of Olary.

Pastoral Leases: Mulyungarie and Mundi Mundi.

Term: 2 years

Area in km<sup>2</sup>: 73

Ref.: 2015/00160

Plan and co-ordinates can be found on the Department of State Development website: <u>www.minerals.statedevelopment.sa.gov.au/</u> <u>exploration/public\_notices</u> 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 Limited

Location: Bonython Hill Area—Approximately 35 km east of Olary.

Pastoral Lease: Tickalina, Tepco and Oulnina.

Term: 2 years

Area in km<sup>2</sup>: 20

Ref.: 2015/00161

Plan and co-ordinates can be found on the Department of State Development website: <u>www.minerals.statedevelopment.sa.gov.au/</u> <u>exploration/public\_notices</u> 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: Gawler Craton Resources Pty Ltd

Location: Paratoo Area—Approximately 140 km east of Port Augusta.

Term: 1 year

Area in km<sup>2</sup>: 191

Ref.: 2015/00164

Plan and co-ordinates can be found on the Department of State Development website: <u>www.minerals.statedevelopment.sa.gov.au/</u> <u>exploration/public\_notices</u> 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: Novec Pty Ltd

Location: Bendigo Area—Approximately 220 km northnorth-east of Adelaide.

Term: 2 years

Area in km<sup>2</sup>: 273

Ref.: 2015/00168

Plan and co-ordinates can be found on the Department of State Development website: <u>www.minerals.statedevelopment.sa.gov.au/</u> <u>exploration/public\_notices</u> or by phoning Mineral Tenements on (08) 8463 3103.

J. MARTIN, Mining Registrar

#### MINING ACT 1971

NOTICE is hereby given in accordance with Section 53 (2) of the Mining Act 1971, that an application for a miscellaneous purposes licence over the undermentioned area has been received.

Applicant: Holcim (Australia) Pty Ltd

Location: Section 656, Hundred of Encounter Bay.

Area: 10.48 ha approximately.

Purpose: Ancillary operations of the Victor Harbor quarry, including but not limited to settling pits, quarry office and weighbridge, silt dams, haul road, crushing and screening plan, diesel tank and stockpiles.

Reference: T03014

Details of the management plan may be inspected at the Department of State Development, Mineral Resources Division, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000.

A copy of the management plan has been provided to the City of Victor Harbor and an electronic copy of the management plan can be found on the Department of State Development website:

http://minerals.statedevelopment.sa.gov.au/mining/

public\_notices\_mining.

Written submissions in relation to this application 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 21 January 2016.

The Minister for Mineral Resources and Energy is required to have regard to these submissions in determining whether to grant or refuse the application and, if so, the terms and conditions on which it should be granted.

When you make a written submission, that submission becomes a public record. Your submission will be provided to the applicant and may be made available for public inspection unless confidentiality is requested.

J. MARTIN, Mining Registrar

# NATIONAL PARKS AND WILDLIFE (NATIONAL PARKS) REGULATIONS 2001

# Closure of Ikara-Flinders Ranges National Park

PURSUANT to Regulations 8 (3) (a) and 8 (3) (d) of the National Parks and Wildlife (National Parks) Regulations 2001, I, Grant Anthony Pelton, Director Regional Co-ordination, Partnerships and Stewardship, an authorised delegate of the Flinders Ranges National Park Co-management Board, close to the public, the whole of Ikara-Flinders Ranges National Park from 6 a.m. on Monday, 22 February 2016 until 9 p.m. on Saturday, 27 February 2016 with the following exceptions:

Hawker to Blinman Road;

Hawker to Arkaroola (Wirrealpa) Road;

Sacred Canyon Road;

Brachina Gorge Road (open for through traffic only-no stopping);

Dingley Dell Campground;

Wilpena Pound Resort and Campground; and

Wilpena Pound will be closed from 6 a.m. until 9 p.m. on Friday, 26 February 2016 only.

The purpose of the closure is to ensure the safety of the public during a pest control and monitoring program within the reserve during the period indicated.

Dated 17 December 2015.

G. A. PELTON, Director, Regional Co-ordination, Partnerships and Stewardship, Department of Environment, Water and Natural Resources

NATIONAL PARKS AND WILDLIFE (BREAKAWAYS CONSERVATION PARK) REGULATIONS 2013

#### Breakaways Conservation Park-Fire Restrictions

PURSUANT to Regulation 25 of the National Parks and Wildlife (Breakaways Conservation Park) Regulations 2013, the Breakaways Conservation Park Co-management Board imposes fire restrictions for Breakaways Conservation Park as follows:

All wood fires or solid fuel fires are prohibited. Gas fires or liquid fuel fires are permitted other than on days of total fire ban.

The purpose of these fire restrictions is to ensure the safety of visitors using the reserve, and in the interests of protecting the reserve and neighbouring properties.

7 January 2016

For further information, please refer to the DEWNR website <u>www.environment.sa.gov.au</u> or contact District Council of Coober Pedy, <u>Breakaways@cpcouncil.sa.gov.au</u> or (08) 8672 4600 or CFS Fire Bans Hotline 1300 362 361.

Dated 5 November 2015.

I. CROMBIE, Board Chairperson, Breakaways Conservation Park Co-management Board

# PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Application for Grant of Associated Activities Licence— AAL 237

PURSUANT to Section 65 (6) of the Petroleum and Geothermal Energy Act 2000 and Delegation dated 21 March 2012, notice is hereby given that an application for the grant of an Associated Activities Licence within the area described below has been received from:

> Victoria Oil Exploration (1977) Pty Ltd Permian Oil Pty Ltd Springfield Oil and Gas Pty Ltd Impress (Cooper Basin) Pty Ltd

The application will be determined on or after 4 February 2016.

# Description of Application Area

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

Commencing at a point being the intersection of latitude  $27^{\circ}18'35''S$  GDA94 and longitude  $139^{\circ}31'55''E$  GDA94, thence east to longitude  $139^{\circ}36'55''E$  GDA94, south to latitude  $27^{\circ}19'55''S$  GDA94, west to longitude  $139^{\circ}33'30''E$  GDA94, south to latitude  $27^{\circ}23'25''S$  GDA94, west to longitude  $139^{\circ}30'00''E$  AGD66, south to latitude  $27^{\circ}28'50''S$  GDA94, west to longitude  $139^{\circ}28'35''E$  GDA94, north to latitude  $27^{\circ}21'50''S$  GDA94, east to longitude  $139^{\circ}28'35''E$  GDA94, north to latitude  $27^{\circ}21'50''S$  GDA94, east to longitude  $139^{\circ}31'55''E$  GDA94, and north to the point of commencement.

Area: 94.38 km<sup>2</sup> approximately.

В

Dated 4 January 2016.

A. (	Goldstein,
E	xecutive Director,
E	nergy Resources Division,
D	epartment of State Development,
D	elegate of the Minister for Mineral
R	esources and Energy

ROAD TRAFFIC ACT 1961

# Authorised Officers to Operate Breath Analysing Instruments

I, GRANT STEVENS, Commissioner of Police, do hereby notify that on and from 24 December 2015, the following persons were authorised by the Commissioner of Police to operate breath analysing instruments as defined in and for the purposes of the:

Road Traffic Act 1961; Harbors and Navigation Act 1993; Security and Investigation Industry Act 1995; and Rail Safety National Law (South Australia) Act 2012.

PD Number	Officer Name
75790 75542 75341 80514 75707 75725 72988	Conroy, Samuel James Ellershaw, Adam Christopher Harrold, Zoe Kate Kemp, Andrew Glanville Popa, Gabriel Telfer, Matthew Charles Tripodi, Joanne Maree

GRANT STEVENS, Commissioner of Police

# SUMMARY OFFENCES ACT 1953

# Declaration of an Event

NOTICE is hereby given in accordance with Section 72A (3) of the Summary Offences Act 1953, that the following event has been declared for the duration of the event on the listed dates:

Event:	Australia Day event, Semaphore.
Place:	Public place known as Semaphore Foreshore, Semaphore Road and environs.
Date:	26 January 2016 to 27 January 2016.
Conditions:	Shall be in force from 10 a.m. on 26 January 2016 until 3 a.m. on 27 January 2016.

At this event a police officer may carry out a metal detector search in relation to any person who is in, or attempting to enter or leave the event and any property in the person's possession.

CHIEF INSPECTOR TEAKLE, Delegate of the Commissioner

# South Australia

# Motor Vehicles (Conditional Registration—Recognition of Motor Vehicle Clubs) Notice 2013

under the Motor Vehicles Act 1959

# 1—Short title

This notice may be cited as the Motor Vehicles (Conditional Registration—Recognition of Motor Vehicle Clubs) Notice 2013.

# 2—Commencement

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

# 3—Interpretation

In this notice—

Act means the Motor Vehicles Act 1959;

*Code of Practice* means the 'Code of Practice for Historic Vehicles, Prescribed Left Hand Drive Vehicles and Street Rod Vehicles' published by the Department of Planning, Transport and Infrastructure;

*Conditional Registration Scheme* or *Scheme* means the scheme for conditional registration of historic, prescribed left hand drive and street rod motor vehicles under section 25 of the Act and regulations 15 and 16 of the Motor Vehicles Regulations 2010;

Federation means the Federation of Historic Motoring Clubs Inc;

*MR334 form* means an 'Approval for Conditional Registration of a Historic, Prescribed Left Hand Drive or Street Rod Vehicle MR334 Form';

*Registrar* means the Registrar of Motor Vehicles;

*Regulations* means the Motor Vehicles Regulations 2010.

# 4—Recognition of motor vehicles clubs

The motor vehicle clubs specified in Schedule 1 are, subject to the conditions set out in clause 5, recognised for the purposes of regulation 16 of the Regulations.

# 5—Conditions of recognition

A motor vehicle club specified in Schedule 1 must comply with the following conditions:

- (a) the club must maintain a constitution approved by the Registrar;
- (b) the club must nominate and have members authorised by the Registrar (*authorised persons*) to approve motor vehicles for registration under the Scheme; to inspect members' vehicles; and to issue prescribed log books to club members for each of their vehicles to record vehicle use;

- (c) the club must obtain from each member before the end of each year a statutory declaration made by the member verifying the eligibility of their motor vehicle to be registered under section 25 of the Act for the Scheme and detailing any modifications made to the vehicle during that year;
- (d) the club's authorised persons must undertake inspections of members' motor vehicles and ensure that the vehicles are eligible, in keeping with the requirements in regulations 15 and 16 of the Regulations and the criteria set out in the Code of Practice, to be registered under section 25 of the Act-
  - (i) on entry to the Conditional Registration Scheme;
  - (ii) when requested to do so by the Registrar;
  - (iii) when members' annual statutory declarations disclose that their vehicles have been modified since the entry inspection and/or previous inspection;
  - (iv) periodically at least once every 3 years;
- (e) the club's authorised persons must validate a member's log book annually and must not do so unless a member's statutory declaration has been received for the purposes of paragraph (c) and the relevant vehicle inspection requirements of paragraph (d) have been met;
- (f) the club must cancel a member's log book when a member resigns, must record all approved variations to a vehicle's condition in a member's log book for that vehicle, must ensure that a statutory declaration is provided when a member's log book is lost or destroyed and must forward copies of log book return sheets to the Federation annually;
- (g) the club must create and maintain records detailing all its financial members, its authorised persons, all members' motor vehicles for which a MR334 form has been issued, all motor vehicle inspections undertaken for the purposes of paragraph (d), all statutory declarations received and log books issued;
- (h) the club must keep records for a period of 5 years from the date of the document and these records include all duplicate MR334 forms, all records of motor vehicle inspections undertaken in accordance with paragraph (d), all statutory declarations provided by members for the purposes of paragraphs (c) and (f), all log books issued by reference to their serial number, the member's name and the vehicle for which it was issued, all copy exemption documents issued to members for their motor vehicles in accordance with section 163AA of the *Road Traffic Act 1961* and to make all such records available for inspection or provide copies of the records at the request of the Registrar for audit purposes;
- (i) the club must ensure, as far as practicable, that all members comply with the Code of Practice and all members' motor vehicles continue to meet the eligibility requirements set out in the Regulations and Code of Practice;
- (j) the club, as far as practicable, must report to the Registrar or the Federation details of members and motor vehicles not complying with the conditions and criteria set out in the Code of Practice for the Scheme;
- (k) the club must provide to the Registrar, within 2 months after the end of the club's financial year, an annual report detailing members from that financial year with vehicles registered under the Scheme who are no longer financial members of the club;

(1) the club must notify the Registrar within 14 days on official club letterhead of resolution to cease operation as a club and must provide the club records specified in paragraph (h) to the Registrar within 7 days of its dissolution.

Note—

Under regulation 16(3)(c) of the *Motor Vehicles Regulations 2010*, the Registrar may, by notice in the Gazette, withdraw the recognition of a motor vehicle club if satisfied that the club has contravened or failed to comply with a condition applying to its recognition by the Registrar, or if there is other good cause to withdraw the recognition.

# Schedule 1—Recognised motor vehicle clubs

Street Rod motor vehicle club

Black Top Cruisers Hot Rod Club Incorporated

# Made by the Registrar of Motor Vehicles

On 30 December 2015

# SURVEY ACT 1992

Register of Surveyors IT is hereby notified for general information that the names of the undermentioned persons are duly registered or licensed under the above Act.

List of Licensed Surveyors to 1 J	January 2016
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Name	Address	Date of Licence
Abbott, Richard Poole	366 Halifax Street, Adelaide, S.A. 5000	
Afnan, Ruhi	19 Dunn Street, Bridgewater, S.A. 5155	
P Allen, Scott Lewis	G.P.O. Box 2471, Adelaide, S.A. 5000	
Anderson, Ralph Ian	78 Twentieth Street, Renmark, S.A. 5341	
Andrew, Robert Lindsay	29 Fowler Street, Seaview Downs, S.A. 5049	
Andrews, Richard George Arnold, Timothy	P.O. Box 113, Parndana, S.A. 5220 9 Balmoral Avenue, North Brighton, S.A. 5048	
Aslanidis, Nicholas Peter	176 Prospect Road, Prospect, S.A. 5082	20.9.201
Bacchus, Scott John	33 Turners Avenue, Hawthorndene, S.A. 5052	
Barnes, Lyall Bruce	7 Boronia Court, Paradise, S.A. 5075	14 4 1994
Barwick, Craig	P.O. Box 1000, Kent Town, S.A. 5071	
Barrington, Mettina	P.O. Box 1000 Kent Town, S.A. 5071	
Bennett, Mark Nicholas	43 Katoomba Road, Beaumont, S.A. 5066	18.11.2004
Bested, Antony John	362 Magill Road, Kensington Park, S.A. 5068	1.1.1992
Bested, John Charles	362 Magill Road, Kensington Park, S.A. 5068	16.3.196
Bevan, Matthew John	P.O. Box 80, Oaklands Park, S.A. 5046	
Bleeze, Denis Robert	18 Range Road South, Houghton, S.A. 5131	
Blok, Timothy Blundell, Mara John Bolo	5 Seventh Avenue, Hove, S.A. 5048	
Blundell, Marc John Pole Brinkley, Peter James	8 Belmont Close, Clovelly Park, S.A. 5042 38 Bricknell Street, Magill, S.A. 5072	
Brogden, Damian John	176 Prospect Road, Prospect, S.A. 50/2	
Bryant, Warwick Kelvin	4 Osborn Road, Malak, N.T. 0812	
Burdett, Michael Paul	G.P.O. Box 1354, Adelaide, S.A. 5000	
Burgess, Gregory Stephen	18A Cameron Road, Mount Barker, S.A. 5251	
Burgess, Kevin Trevor	46 Second Avenue, St Peters, S.A. 5069	8.7.198
Cameron, Michael Leigh	P.O. Box 289, Mount Gambier, S.A. 5290	
Carn, Brenton Allen	P.O. Box 1000, Kent Town, S.A. 5071	19.9.199
Castelanelli, Carmelo	62 Carlton Parade, Torrensville, S.A. 5031	11.3.1993
Cavallo, Rocco	77 East Avenue, Clarence Park, S.A. 5034	19.9.1990
Christie, Brenton Andrew	4 Topaz Court, Hope Valley, S.A. 5090	
Ciccarello, Mark Alexander	1 Vines Court, Oakden, S.A. 5086	16.11.2013
Clarke, Matthew James	69 Heather Road, Heathfield, S.A. 5153	
Cooke, Geoffrey Bernard Cooper, Daniel Charles	5/55 Oakridge Road, Aberfoyle Park, S.A. 5159 19 Belmont Crescent, Mount Barker, S.A. 5251	
Cornish, John Leslie	5 Horsell Road, Belair, S.A. 5052	
Crowe, Simon John	P.O. Box 1000, Kent Town, S.A. 5052	
Curnow, James	P.O. Box 1000, Kent Town, S.A. 5071	10 12 197
D'Aloia, Giuseppe	9 Cassia Crescent, Kidman Park, S.A. 5025	20.6.200
Dansie, Phillip Alan	3 Angas Street, Port Lincoln, S.A. 5606	11.5.197
Dellatorre, Wade Christopher	51 Taylor Street, Kadina, S.A. 5554	
Donaghey, Shaun Bernard	1 Leak Avenue, Glenelg North, S.A. 5045	17.10.2002
Driver, Malcolm John	P.O. Box 1000, Kent Town, S.A. 5071	
Ednie, Mark David	11 Shackell Street, Coburg, S.A. 3058	
Eiternick, Paul	1397 South Road, Bedford Park, S.A. 5042	17.10.201
Falkenberg, Andrew John	17 Dame Pattie Circuit, West Lakes, S.A. 5021	
P Filmer, Michael Shaun	25 Melbourne Street, St James WA 6102	
Filmer, Scott John Forster, Geoffrey	1 Railway Place, Mount Barker, S.A. 5251 20 Kennedy Avenue, Ringwood, Victoria 3134	
Frankiw, Jaroslaw	73 Northumberland Street, Tusmore, S.A. 5065	4 6 197
Fryar, Rockland Neil	26 Ottawa Avenue, Panorama, S.A. 5041	
Fudge, Jeffrey Charles	55 Lewistone Street, Seaton, S.A. 5023	
Fyfe, Alister Ross	30 Statenborough Street, Leabrook, S.A. 5018	
Gathercole, Dylan Luke	31 Harriet Street, West Croydon, S.A. 5008	
Gehren, Noel Ralfe	P.O. Box 1000, Kent Town, S.A. 5071	13.12.200
Gibson, Gregory Ireton	31 Dolling Street, Flynn, ACT 2615	
Gilbert, Peter Mark	2 Cremorne Street, Fullarton, S.A. 5063	8.9.1994
Gluis, Joel Mark	33 Euro Avenue, Eden Hills, S.A. 5050	
Grear, Michael Stuart	24B Willunga Street, Eden Hills, S.A. 5050	
Harmer, Michael William	8 Apalka Place, Rostrevor, S.A. 5073	
P Hawkins, Thomas Bernard	3/14 Conigrave Street, Oaklands Park, S.A. 5046	15.9.200
Hennig, Bryan Ronald	14 Allendale Avenue, Novar Gardens, S.A. 5040	
Hennig, Shayne Bryan Hewett, Bruce Allan	2 George Street, Glengowrie, S.A. 5044 46 Stanley Street, Glengowrie, S.A. 5044	
Hillyard, Tyson Hillyard	108 Turners Avenue, Hawthorndene, S.A. 5051	
Hopkins, Michael Jessop	16 Frederick Street, Adelaide, S.A. 5000	
Hordacre, Glenn Ian	P.O. Box 1000, Kent Town, S.A. 5000	
Hynes, Matthew David	65 Goodwood Road, Wayville, S.A. 5034	
Jeanes, Peter Ian	P.O. Box 215, Lonsdale, S.A. 5160	
Jeffrey, Thomas Samuel	P.O. Box 1000, Kent Town, S.A. 5071	
Jericho, David Allan	48 Lawrence Street, Kadina, S.A. 5554	11.3.1993
Kennedy, Ross Alexander	20 Sizer Street, Lower Mitcham, S.A. 5062	
Klau, Timothy David	50A Normandy Place, Port Lincoln, S.A. 5606	
Klitscher, Simon Martin	P.O. Box 226, Brooklyn Park, S.A. 5032	15.6.200

Name	Address	Date of Licence
NP Kruimel, Daniel Nigel	143 West Street, Crows Nest, N.S.W. 2065	22 4 2010
Lambis, Haralambos Michael	P.O. Box 358. Prospect. S.A. 5082	21.4.2005
Lane, Gregory Charles	4 Light Road, Coromandel Valley, S.A. 5051	15.6.2006
Lange, Robert Harry	P.O. Box 422, Port Adelaide, S.A. 5015	13.9.1984
Langman, James Stephen	72 Rapid Avenue, Northgate, S.A. 5085	18.3.2010
Leaker, Martin John	17 College Road, Somerton Park, S.A. 5044 30 College Road, Somerton Park, S.A. 5044	11.10.1994
Leith, Grantley David	30 College Road, Somerton Park, S.A. 5044	10.5.1990
Liebelt, Michael John	6 Graves Street, Kadina, S.A. 5554	11.6.1992
Liebelt, Susan Marie Linsell, John Thomas	32 Ewing Street, Kadina, S.A. 5554	10.9.1992
Lock, Craig James	9 Anne Čourt, Happy Valley, S.A. 5159 1/11 Bertha Street, Mount Gambier, S.A. 5290	20.8.2009
Lock, Michael Grant	87 Springbank Road, Clapham, S.A. 5062	13 2 1986
Loechel, Robin Everard	16 St Andrews Terrace, Willunga, S.A. 5172	12 3 1979
Lohmeyer, Michael John	13 Dillon Road, Aldgate, S.A. 5154.	9.3.1989
Mann, Grant Glenn	11 Island View Crescent, Victor Harbor, S.A. 5211	11.3.1993
Mattsson, Jeffrey Ian	10 Braeside Avenue, Seacombe Heights, S.A. 5047	10.11.1985
McCarthy, Alan John	196 Research Road, Tanunda, S.A. 5352	17.4.1984
Millett, Christopher John	Level 3 80 Flinders Street, Adelaide, S.A. 5000	1.1.1992
Minchin, Christopher George	23 Sydenham Road, Norwood, S.A. 5067	14.6.1984
Neale, Graeme Edward	27 Dover Street, Malvern, S.A. 5061	15.5.1980
Nietschke, Michael Dean	13 Michael Street, Lockleys, S.A. 5032	16.10.1997
Nisbet, Kim Alan	228 Stock Road, Mylor, S.A. 5153	1.8.1980
North, Ashley Linton	1397 Main South Road, Bedford Park, S.A. 5042	
O'Callaghan, Michael Patrick	Level 5 Riverside Centre, North Terrace, Adelaide, S.A. 5000	
Oldfield, Mark Howard Paull, Gregory John	P.O. Box 1000, Kent Town, S.A. 5071 65 Alfred Road, West Croydon, S.A. 5008	11.9.1980
Pennino, Damiano	P.O. Box 917, Salisbury, S.A. 5108	20.6.2013
Petrilli, Kevin John	Suite 5, 13-23 Unley Road, Parkside, S.A. 5063	19 7 1990
Phillips, David Graham	P.O. Box 1818, Renmark, S.A. 5341	24.5.1972
Phillips, Perry Mark	7 Blossom Terrace, Hallett Cove, S.A. 5158	13.12.1984
Pittman, Mark Roger	6 Moore Street, Somerton Park, S.A. 5044	21.8.1997
Pohl, Henry Michael	23 Sydenham Road, Norwood, S.A. 5067	31.3.1983
Pyper, David Edward	5 Wokurna Avenue, Mitcham, S.A. 5062	1.1.1991
Rea, Franco	P.O. Box 1000, Kent Town, S.A. 5071	15.6.2000
Retallack, Richard Alan	25 Narinna Avenue, Cumberland Park, S.A. 5041	9.4.1992
Richardson, Brett John	194A Murray Street, Tanunda, S.A. 5352	1/.3.2011
Rigon, Dario Rosko, Sime	26 Woodcroft Drive, Morphett Vale, S.A. 5162 7/30 Frederick Road, West Lakes, S.A. 5021	10.3.1998
Ryan, Kane Benjamin	P.O. Box 1000, Kent Town, S.A. 5071	18 3 2010
Sayer, Max Alfred Michael	176 Prospect Road, Prospect, S.A. 5082	12 10 1989
Seskis, Samuel Thomas	362 Magill Road, Kensington Park, S.A. 5068	16 6 2015
Scutchings, Craig Allen	P.O. Box 955, Chinchilla, Qld 4413	16.12.2004
Slape, Bradley James	GPO Box 1354 Adelaide SA 5001	20.4.2006
Smith, Trevor John Gee	11 Mitchell Street, Seaview Downs, S.A. 5049	14.6.1984
Sommerville, Peter Thomas	P.O. Box 655, McLaren Vale, S.A. 5171	13.11.1979
Standley, Mark Brenton	16B Kareda Drive, Campbelltown, S.A. 5074	15.6.2000
Stolz, Peter Georg Hermann	13 Atlanta Avenue, Ingle Farm, S.A. 5098	1.1.1991
Struthers, David Barrie	176 Prospect Road, Prospect, S.A. 5082	16.4.2015
Summers, Clayton Myles	9 St Georges Street, Willunga, S.A. 5172 P.O. Box 1000, Kent Town, S.A. 5071	12.0.1980
Teakle, Mark Ronald Bray Tennant, Alistair Charles	8 Sexton Road, Brighton, S.A. 5048	
Thorley, Beau	P.O. Box 1000, Kent Town, S.A. 5048	
Townsend, Steven James	8 Beaver Court, Port Lincoln, S.A. 5606	
Tripodi, Alfredo	10 Paula Street, Athelstone, S.A. 5076	
Turnbull, Shaun William	90 Lochside Drive, West Lakes, S.A. 5021	15.2.2007
Turner, George Joseph	82 Sheoak Road, Crafers West, S.A. 5152	19.5.2011
Turner, Steven Miles	23 Raymond Grove, Warradale, S.A. 5046	6.10.1977
van Senden, Geoffrey Clifton	11 Chapel Street, Strathalbyn, S.A. 5255	
Weber, John Leslie	Lot 805 Marina Way, Mannum, S.A. 5238	
Weston, David Arthur Giles	78 Castle Street, Parkside, S.A. 5063	
Whitford, Mark Kenneth	65 Mary Street, Unley, S.A. 5061	21.11.2013
Wiggins, Adam Michael Williams, Mark Antony Peter	P.O. Box 1000, Kent Town Sa 5071 P.O. Box 1000, Kent Town, S.A. 5071	16.6.2015 17.6.2004
Window, Ashley Greg	9 Dorene Street, St Marys, S.A. 5042	17.6.2004
Wood, Adam Browning	24 Hakea Avenue, Athelstone, S.A. 5042	17.8.2008
	2 · Hukeu / Wenue, / Wielstone, 0./1. 30/0	17.0.2000

NP Denotes non-practising Surveyors.

List of Registered	Surveyors to I	January 2016
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	Name	Address	Date of Licence
R	Chivers, John Henry	c/o SMEC, P.O. Box 356, Cooma, N.S.W. 2630	5.10.1979
R	Kirk, Peter William	46 Bunker Avenue, Urraween, Qld 4655	20.3.2014
R	Latham, James Stephen	G.P.O. Box 1354, Adelaide, S.A. 5000	1.1.1998
R	McFarlane, John Alexander	7 Prince Street, Alberton, S.A. 5014	19.7.2007
R	Pickett, Richard Bruce	3A Fuller Street, Parkside, S.A. 5063	1.1.2000
R	Sadrolodabaee—Behzad	30 Baraga Grove, Modbury Heights, S.A. 5092	

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# **GOVERNMENT GAZETTE ADVERTISEMENT RATES**

# To apply from 1 July 2015

#### \$ Agents, Ceasing to Act as..... 51.00 Associations: Incorporation ...... Intention of Incorporation ..... 26.0064.00 Attorney, Appointment of..... 51.00 Cemetery Curator Appointed...... 37.75 Companies: Ceasing to Carry on Business ..... 37.75 Declaration of Dividend..... 37.75 Lost Share Certificates: 13.00 Each Subsequent Name Meeting Final...... 42.50 Meeting Final Regarding Liquidator's Report on Conduct of Winding Up (equivalent to 'Final Meeting') First Name ... 51.00Each Subsequent Name..... 13.00 Notices: 64.00 Call..... ..... Change of Name..... 26.00 Creditors..... Creditors Compromise of Arrangement ..... 51.00 51.00 Creditors (extraordinary resolution that 'the Company be wound up voluntarily and that a liquidator be appointed')..... 64.00 Release of Liquidator-Application-Large Ad...... 101.00 -Release Granted ...... 64.00 Receiver and Manager Appointed ..... 58.50 Receiver and Manager Ceasing to Act 51.00 47.75 Restored Name Petition to Supreme Court for Winding Up...... 88.50 75.50 Summons in Action..... 51.00 51.00 Proof of Debts ..... Estates: Assigned. 37 75 Deceased Persons-Notice to Creditors, etc. 64.00 Each Subsequent Name 13.00 Deceased Persons—Closed Estates 37.75 Each Subsequent Estate..... 1.70 Probate, Selling of ..... 51.00 Public Trustee, each Estate 13.00

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Firms: Ceasing to Carry on Business (each insertion) Discontinuance Place of Business	33.75 33.75
Land—Real Property Act: Intention to Sell, Notice of Lost Certificate of Title Notices Cancellation, Notice of (Strata Plan)	64.00 64.00 64.00
Mortgages: Caveat Lodgement Discharge of Foreclosures Transfer of Sublet	26.00 27.25 26.00 26.00 13.00
Leases—Application for Transfer (2 insertions) each	13.00
Lost Treasury Receipts (3 insertions) each	37.75
Licensing	75.50
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Noxious Trade	37.75
Partnership, Dissolution of	37.75
Petitions (small)	26.00
Registered Building Societies (from Registrar-General) Register of Unclaimed Moneys—First Name Each Subsequent Name	26.00 37.75 13.00
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Sale of Land by Public Auction	64.50
Advertisements <sup>1</sup> / <sub>4</sub> page advertisement <sup>1</sup> / <sub>2</sub> page advertisement Full page advertisement	151.00 302.00
Advertisements, other than those listed are charged at \$2 column line, tabular one-third extra.	3.60 per
Notices by Colleges, Universities, Corporations and Councils to be charged at \$3.60 per line.	District
Where the notice inserted varies significantly in lengt that which is usually published a charge of \$3.60 per colu will be applied in lieu of advertisement rates listed.	th from mn line

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17-32	4.10	2.55	513-528	44.25	42.75
33-48	5.45	3.85	529-544	45.75	44.25
49-64 65-80	6.85 7.95	5.30 6.60	545-560 561-576	47.25 48.25	45.75 47.25
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97-112	10.60	9.05	593-608	51.00	49.25
113-128	11.80	10.50	609-624	52.50	51.00
129-144	13.20	11.70	625-640	53.50	52.00
145-160	14.60	13.00	641-656	55.00	53.50
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337-352	30.25	28.50	833-848	70.50	69.00
353-368	31.00	30.00	849-864	72.00	70.00
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433-448	38.00	36.75	929-944	77.50	76.00
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465-480 481-496	39.50 42.00	38.75 39.50	961-976 977-992	82.00 83.00	78.00 78.50
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# NOTE:

Closing time for lodging new copy is 4 p.m. on Tuesday preceding the regular Thursday Gazette.

# CITY OF PORT ADELAIDE ENFIELD

# By-law No. 5—Dogs

PURSUANT to Section 246 (4a) of the Local Government Act 1999, notice is hereby given that at its meeting held on 8 December 2015, the Council determined to establish dog controls under By-Law No. 5—Dogs 2015 (the By-law) as follows:

# Dog Prohibited Areas

Pursuant to powers contained in Section 246 (3) (e) of the Local Government Act 1999, Council has resolved to apply sub-paragraph 11.1.2 of By-law No. 5, Dogs Prohibited Areas to the following areas:

- 1. Barker Inlet Wetlands, Salisbury Highway, Wingfield;
- 2. Magazine Creek Wetlands, Whicker Road, Gillman;
- 3. Ranger Wetlands, Hanson Road North, Wingfield; and
- 4. Folland Park, Turnbull Road, Enfield.

#### Dog on Leash Areas

Pursuant to powers contained in Section 246 (3) (e) of the Local Government Act 1999, Council has resolved to apply sub-paragraph 9.1.1 of By-law No. 5, Dogs on Leash Areas to the following areas:

- 1. Northgate Reserve, Folland Avenue, Northgate;
- 2. Roy Amer Reserve, Sir Ross Smith Boulevard, Oakden;
- 3. Stockade Park, corner Twin Street and Howard Street, Northfield;
- 4. Torrens Linear Park;
- 5. Regency Park Golf Court, South Road, Regency Park;
- 6. EP Nazer Reserve, Swan Terrace, Semaphore South;
- 7. Harold Tyler Reserve, Days Road, Angle Park;
- 8. T K Shutter Reserve, Fourth Avenue, Klemzig:
- 9. R B Connolly Reserve, Grose Crescent, North Haven; and
- 10. Parkway/Creekview Reserve, Walkley Heights.

Pursuant to powers contained in Section 246 (3) (e) of the Local Government Act 1999, Council has resolved to apply sub-paragraph 9.1.1 of By-law No. 5, Dogs on Leash Areas between 8.30 a.m. and 6.30 p.m. on weekends and between 4.30 p.m. and 5.30 a.m. on weekdays to the following reserve:

1. Thomas Turner Reserve, Geraldine Street, Valley View.

Maps that outline the areas are available for inspection on the Council's website <u>www.portenf.sa.gov.au</u> and at the City of Port Adelaide Enfield Civic Centre, 163 St Vincent Street, Port Adelaide.

M. WITHERS, Chief Executive Officer

# DISTRICT COUNCIL OF MALLALA

# CALL FOR NOMINATIONS

# Supplementary Election for Mayor

NOMINATIONS to be a candidate for election as a member of the District Council of Mallala will be received between Thursday, 14 January 2016 and 12 noon on Thursday, 28 January 2016. Candidates must submit a profile of not more than 150 words with their nomination form and may also provide a photograph, predominantly head and shoulders, taken within the previous 12 months.

Nomination kits are available from the Council's principal office, 2A Wasleys Road, Mallala.

A briefing session for intending candidates will be held at 4 p.m. on Monday, 11 January 2016 at the Council Chambers, Redbanks Road, Mallala.

D. GULLY, Returning Officer

# DISTRICT COUNCIL OF MOUNT REMARKABLE

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

# By-law No. 1 of 2015-Permits and Penalties

TO provide for a permit system, to fix maximum penalties in Council by-laws and to clarify the construction of such by-laws.

# PART 1—PRELIMINARY

This by-law may be cited as the Permits and Penalties By-law 2015.

2. Commencement

This by-law will come into operation four months after the day on which it is published in the *Gazette* in accordance with Section 249 (5) of the Local Government Act 1999.

3. *Definitions* 

In any by-law of the Council, unless the contrary intention is clearly indicated:

- 3.1 *authorised person* means a person appointed as an authorised person pursuant to Section 260 of the Local Government Act 1999;
- 3.2 *person* includes a natural person, a body corporate or incorporated association;
- 3.3 *Council* means the District Council of Mount Remarkable.
- 4. Construction

Every by-law of the Council shall be subject to any Act of Parliament and Regulations made thereunder.

# PART 2—PERMITS

5. Council may Grant Permits

If any by-law of the Council states that a person needs a 'permit' or 'permission' to do a specified thing, then the following provisions apply:

- 5.1 The permit must be in writing.
- 5.2 The Council may:
  - 5.2.1 attach conditions to the permit;
  - 5.2.2 change or revoke a condition, by notice in writing; or
  - 5.2.3 add new conditions, by notice in writing.
- 5.3 A person who holds a permit must comply with every condition attached to it. Failure to do so constitutes a breach of this by-law.
- 5.4 The Council may revoke a permit, by notice in writing, if:
  - 5.4.1 the holder of the permit fails to comply with a condition attached to it; or
  - 5.4.2 the permit is of a continuing nature, and the Council has reasonable grounds for revoking it.
- 5.5 The Council may, by resolution, fix, vary or revoke fees or charges for the granting of a permit to do a specified thing.

# PART 3—ENFORCEMENT

6. Penalties

- 6.1 A person who contravenes, or fails to comply with any by-law of the Council is guilty of an offence and is liable to a maximum penalty, being the maximum penalty referred to in the Local Government Act 1999, which may be fixed for offences against a by-law.
- 6.2 A person who is convicted of an offence against any bylaw of the Council in respect of a continuing act or omission is liable, in addition to the penalty otherwise applicable, to a further penalty, being the maximum penalty referred to in the Local Government Act 1999 which may be fixed for offences of a continuing nature against a by-law.

The foregoing by-law was duly made and passed at a meeting of the Council of the District Council of Mount Remarkable on 15 December 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

W. HART, Chief Executive Officer

# 1. Short Title

# DISTRICT COUNCIL OF MOUNT REMARKABLE

# BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 2 of 2015—Moveable Signs

TO set standards for moveable signs on roads and other places, to provide conditions for and the placement of such signs, to protect public safety and to protect or enhance the amenity of the area of the Council.

PART 1—PRELIMINARY

# 1. Short Title

This by-law may be cited as the Moveable Signs By-law 2015.

# 2. Commencement

7 January 2016

This by-law will come into operation four months after the day on which it is published in the *Gazette* in accordance with Section 249 (5) of the Local Government Act 1999.

# 3. Definitions

In this by-law:

- 3.1 *banner* means a moveable sign constituted of a strip of cloth, plastic or other material hung or attached to a pole, fence or other structure;
- 3.2 *event* has the same meaning as in Section 33 of the Road Traffic Act 1961;
- 3.3 *footpath* means:
  - 3.3.1 a footway, lane or other place made or constructed for the use of pedestrians; or
  - 3.3.2 that part of road between the property boundary of the road and the edge of the carriageway on the same side as that boundary;
- 3.4 *local government land* has the same meaning as in the Local Government Act 1999.
- 3.5 *moveable sign* has the same meaning as the Local Government Act 1999;
- 3.6 *road* has the same meaning as in the Local Government Act 1999;
- 3.7 *road related area* has the same meaning as in the Road Traffic Act 1961;
- 3.8 *vehicle* has the same meaning as in the Road Traffic Act 1961.
  - PART 2-MOVEABLE SIGNS ON ROADS

# 4. Design and Construction

A moveable sign displayed on a road must:

- 4.1 be constructed so as not to present a hazard to any member of the public;
- 4.2 be constructed so as to be stable when in position and to be able to keep its position in adverse weather conditions;
- 4.3 not be unsightly or offensive in appearance;
- 4.4 not contain flashing or moving parts;
- 4.5 be not more than 90 cm high, 60 cm in width or 60 cm in depth;
- 4.6 in the case of an 'A' frame or sandwich board sign:
  - 4.6.1 be hinged or joined at the top;
  - 4.6.2 be of such construction that its sides can be and are securely fixed or locked in position when erected;
- 4.7 in the case of an inverted 'T' sign, contain no struts or members that run between the display area of the sign and the base of the sign.
- 5. Placement
  - A moveable sign displayed on a road must:
    - 5.1 not be placed anywhere except on the footpath;
    - 5.2 not be placed on a sealed footpath, unless the sealed part is wide enough to contain the sign and still leave a clear thoroughfare at least 1.2 metres wide;
    - 5.3 be placed at least 40 cm from the kerb (or if there is no kerb, from the edge of the roadway);

- 5.4 not be placed on a landscaped area, other than on landscaping that comprises only lawn;
- 5.5 not be placed on a designated parking area or within 1 metre of an entrance to any premises; and
- 5.6 not be fixed, tied or chained to, leaned against or placed closer than 2 metres to any other structure, object or plant (including another moveable sign);
- 5.7 not be placed in a position that puts the safety of any person at risk;
- 5.8 not be placed on a median strip, roundabout, traffic island or on a carriageway;
- 5.9 within 10 metres of an intersection of a road.
- 6. Restrictions
  - A moveable sign displayed on a road must:
    - 6.1 only contain material which advertises a business being conducted on commercial premises adjacent to the sign, or the goods and services available from that business;
    - 6.2 be limited to one per business premises;
    - 6.3 not be displayed unless the business to which it relates is open to the public;
    - 6.4 be securely placed in position such that it cannot be blown over or swept away;
    - 6.5 not be displayed during the hours of darkness unless it is clearly visible.

# 7. Appearance

A moveable sign displayed on a road must:

- 7.1 be painted or otherwise detailed in a competent and professional manner;
- 7.2 be legible and simply worded to convey a precise message;
- 7.3 be of such design and contain such colours that are compatible with the architectural design of the premises adjacent to the sign and are compatible with the townscape and overall amenity of the locality in which the sign is situated;
- 7.4 contain a combination of colours and typographical styles that blend in with and reinforce the heritage qualities of the locality and the buildings in which the sign is situated;
- 7.5 not have any balloons, flags, streamers or other things attached to it.

# 8. Banners

- A banner must:
  - 8.1 only be displayed on a road, footpath or road related area;
  - 8.2 be securely fixed to a pole, fence or other structure so that it does not hang loose or flap;
  - 8.3 not be attached to any building, structure, fence, vegetation or other item owned by the Council on a road, or other improvement to a road owned by the Council;
  - 8.4 not be displayed more than one month before and two days after the event it advertises;
  - 8.5 not be displayed for a continuous period of more than one month and two days in any twelve month period;
  - 8.6 not exceed 3m<sup>2</sup> in size.

PART 2-MOVEABLE SIGNS ON LOCAL GOVERNMENT LAND

# 9. Requirement to Obtain Permission

A person must not, without the Council's permission display or cause to be displayed a moveable sign on any local government land or resting on or attached to a vehicle on any local government land except a moveable sign:

- 9.1 attached to a licensed taxi;
- 9.2 on or attached to a vehicle belonging to any Council and which has been placed on or attached to the vehicle with the consent of the Council to which the vehicle belongs;
- 9.3 on or attached to a bus greater than 6 m in length;

- 9.4 on or attached to a vehicle which only has a sign or signs painted on or glued to it the main purpose of which is to identify it as belonging to a business; and
- 9.5 comprising a sunscreen on a vehicle, where any message or trade name or mark on the sunscreen does not advertise a business being carried on in the vicinity of the place the vehicle.

## PART 4—ENFORCEMENT

10. Removal of Unauthorised Moveable Signs

10.1 If:

- 10.1.1 a moveable sign has been placed on any road or footpath in contravention of this by-law or of section 226 of the Local Government Act 1999, an authorised person may order the owner of the sign to remove the moveable sign from the road or footpath;
- 10.1.2 the authorised person cannot find the owner, or the owner fails to comply immediately with the order, the authorised person may remove and dispose of the sign;
- 10.1.3 a moveable sign is removed under subparagraph 9.1.2 of this by-law and is not claimed within 30 days of such removal the authorised person may sell, destroy or otherwise dispose of the moveable sign as the authorised person thinks fit.
- 10.2 Any person who displays an unauthorised moveable sign or who is the owner of an unauthorised moveable sign which has been removed under subparagraph 9.1 of this by-law must pay the Council any reasonable costs incurred in removing, storing or attempting to dispose of the moveable sign before being entitled to recover the moveable sign.

#### 11. Removal of Authorised Moveable Signs

A moveable sign must be removed or relocated by the person who placed the moveable sign on a road or footpath or the owner of the sign, at the request of an authorised person if:

- 11.1 in the opinion of the authorised person, and notwithstanding compliance with this by-law, there is any hazard or obstruction or there is likely to be a hazard or obstruction arising out of the location of the moveable sign; or
- 11.2 so required by the authorised person for the purpose of special events, parades, road or footpath works or any other circumstances which, in the opinion of the authorised person, requires relocation or removal of the moveable sign.

# PART 5—MISCELLANEOUS

12. Specified Exemptions

12.1 This by-law does not apply to a moveable sign which:

- 12.1.1 is a moveable sign that is placed on a public road pursuant to an authorisation under the Local Government Act 1999 or another Act;
- 12.1.2 directs people to the open inspection of any land or building that is available for purchase or lease;
- 12.1.3 directs people to a garage sale that is being held on residential premises;
- 12.1.4 directs people to a charitable function;
- 12.1.5 is related to a State or Commonwealth election and is displayed during the period commencing on the issue of writ or writs for the election and ending at the close of polls on polling day;
- 12.1.6 is related to an election held under the Local Government Act 1999 or the Local Government (Elections) Act 1999 and is displayed during the period commencing four weeks immediately before the date that has been set for polling day and ending at the close of voting on polling day;
- 12.1.7 is related to a referendum and is displayed during the course of and for the purpose of that referendum;

- 12.1.8 is displayed with permission of the Council and in accordance with any conditions attached to that permission; or
- 12.1.9 is a sign of a class prescribed in regulations.
- 12.2 Clauses 6.2 and 6.3 of this by-law do not apply to a flat sign containing only the banner or headlines of a newspaper or magazine.
- 12.3 Clauses 4, 6.2, 6.3 and 7 of this by-law do not apply to a directional sign to an event run by a charitable body.

The foregoing by-law was duly made and passed at a meeting of the Council of the District Council of Mount Remarkable on 15 December 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

W. HART, Chief Executive Officer

# DISTRICT COUNCIL OF MOUNT REMARKABLE By-law Made Under the Local Government Act 1999

By-law No. 3 of 2015—Roads

FOR the management of public roads.

PART 1—PRELIMINARY

1. Short Title

This by-law may be cited as the Roads By-law 2015.

2. Commencement

This by-law will come into operation four months after the day on which it is published in the *Gazette* in accordance with Section 249 (5) of the Local Government Act 1999.

3. Definitions

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

- 3.1 *animal* includes birds and poultry but does not include a dog;
- 3.2 *camp* includes setting up a camp, or causing a tent, caravan or motorhome to remain on the road for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the road;
- 3.3 dog has the same meaning as in the Dog and Cat Management Act 1995;
- 3.4 *electoral matter* has the same meaning as in the Electoral Act 1985 provided that such electoral matter is not capable of causing physical damage or injury to any person within its immediate vicinity;
- 3.5 emergency worker has the same meaning as in the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014;
- 3.6 *road* has the same meaning as in the Local Government Act 1999.

PART 2—MANAGEMENT OF ROADS

4. Activities Requiring Permission

A person must not on any road, without the permission of the Council:

4.1 Advertising

display any sign for the purpose of commercial advertising, other than a moveable sign which is displayed on a public road in accordance with the Council's Moveable Signs By-law 2015;

4.2 Amplification

use an amplifier or other device whether mechanical or electrical for the purposes of amplifying sound to the public:

- 4.3 Animals
  - 4.3.1 cause or allow any animal, to stray onto, graze, wander on or be left unattended on any road except where the Council has set aside a track or other area for use by or in connection with an animal of that kind and, then only if under the effective control of a person;
  - 4.3.2 lead, drive or exercise any animal in such a manner as to endanger the safety of any person;

# 4.4 Camping

4.4.1 erect any tent or other structure of calico, canvas, plastic or similar material as a place of habitation;

- 4.4.2 camp or sleep overnight;
- 4.4.3 camp or sleep overnight in a motorhome, except where a sign or signs erected by the Council indicate that camping on the road in such a vehicle is permitted;
- 4.5 Donations

ask for or receive or indicate that he or she desires a donation of money or any other thing;

4.6 Handbills on Vehicles

place on any vehicle, or cause to be placed on any vehicle (without the consent of the owner of the vehicle), any handbill, book, notice, leaflet, or other printed matter;

4.7 Posting of bills etc.

post any bills, advertisements or other papers or items on a building or structure on a road;

4.8 Preaching

preach or harangue;

- 4.9 Public Exhibitions and Displays
  - 4.9.1 sing, busk or play a musical instrument for the apparent purpose of either entertaining others or receiving money;
  - 4.9.2 conduct or hold any concert, festival, show, public gathering, street party, circus, performance or any other similar activity;
  - 4.9.3 cause any public exhibitions or displays;
- 4.10 Working on Vehicles

perform the work of repairing, washing, painting, panel beating or other work of any nature on or to any vehicle, except for running repairs in the case of breakdown.

PART 3—MISCELLANEOUS

# 5. Directions

A person must comply with any reasonable direction or request from an authorised person relating to:

- 5.1 that person's use of the road;
- 5.2 that person's conduct and behaviour on the road;
- 5.3 that person's safety on the road;
- 5.4 the safety and enjoyment of the road by other persons.

# 6. Removal of Animals

If any animal is found on a road in breach of this by-law:

- 6.1 any person in charge of the animal shall forthwith remove it from that land on the request of an authorised person; and
- 6.2 any authorised person may remove any animal from the road if the person fails to comply with the request, or if no person is in charge of the animal.
- 7. Exemptions
  - 7.1 The restrictions in this by-law do not apply to any Police Officer, Council Officer or Council employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision of a Council Officer, or to an emergency worker performing emergency duties.
  - 7.2 The restrictions in paragraph 4.6, 4.7, 4.8 and 4.9 of this by-law do not apply to:
    - 7.2.1 electoral matters authorised by a candidate and which relate to a Commonwealth or State election that occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day; or
    - 7.2.2 electoral matters authorised by a candidate and which relate to an election under the Local Government Act 1999 or the Local Government

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

7.2.3 matters which relate to, and occur during the course of and for the purpose of a referendum.

The foregoing by-law was duly made and passed at a meeting of the Council of the District Council of Mount Remarkable on 15 December 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

W. HART, Chief Executive Officer

# DISTRICT COUNCIL OF MOUNT REMARKABLE

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

#### By-law No. 4 of 2015-Local Government Land

FOR the management and regulation of the use of and access to all land vested in or under the control of the Council including the prohibition and regulation of particular activities on local government land.

PART 1—PRELIMINARY

1. Short Title

This by-law may be cited as the Local Government Land Bylaw 2015.

2. Commencement

This by-law will come into operation four months after the day on which it is published in the *Gazette* in accordance with Section 249 (5) of the Local Government Act 1999.

3. Definitions

In this by-law:

- 3.1 animal includes birds, insects and fish;
- 3.2 *boat* includes a raft, canoe, personal watercraft or any other similar device;
- 3.3 camp includes setting up a camp, or cause a tent, caravan or motorhome to remain on the land for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the land;
- 3.4 *children's playground* means any enclosed area in which there is equipment, apparatus or other installed devices for the purpose of children's play (or within 5 metres of such devices if there is no enclosed area);
- 3.5 community garden means an area of land set aside by the Council for the purposes of being gardened collectively by a group of people;
- 3.6 *domestic animal* includes any duck, reptile or fish;
- 3.7 *electoral matter* has the same meaning as in the Electoral Act 1985 provided that such electoral matter is not capable of causing physical damage or injury to any person within its immediate vicinity;
- 3.8 *emergency worker* has the same meaning as in the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014;
- 3.9 *foreshore* means the land extending from the low water mark on the seashore to the nearest road or section boundary, or to a distance of 50 metres from the high water mark, whichever is the lesser distance;
- 3.10 *funeral ceremony* means a ceremony only (ie a memorial service) and does not include a burial;
- 3.11 *inflatable castle* includes a bouncy castle, jumping castle and any other inflatable structure used for recreational purposes;
- 3.12 *liquor* has the same meaning as defined in the Liquor Licensing Act 1997;
- 3.13 *livestock* has the same meaning as defined in the Livestock Act 1997 but does not include a dog or cat;
- 3.14 *local government land* has the same meaning as in the Local Government Act 1999 and includes the foreshore but does not include any road;

- 3.15 *low water mark* means the lowest meteorological tide;
- 3.16 ocean means that part of the foreshore comprising water;
- 3.17 open container means a container which:
  - 3.17.1 after the contents thereof have been sealed at the time of manufacture and:
    - 3.17.1.1 being a bottle, has had its cap, cork or top removed (whether or not it has since been replaced);
    - 3.17.1.2 being a can, it has been opened or punctured;
    - 3.17.1.3 being a cask, has had its tap placed in a position to allow it to be used;
    - 3.17.1.4 being any form of container, it has been opened, broken, punctured or manipulated in such a way as to allow access to the contents thereof; or
  - 3.17.2 is a flask, glass or mug or other container used for drinking purposes;
- 3.18 *personal watercraft* means a device that:
  - 3.18.1 is propelled by a motor; and
  - 3.18.2 has a fully enclosed hull; and
  - 3.18.3 is designed not to retain water if capsized; and
  - 3.18.4 is designed to be operated by a person who sits astride, stands, or kneels on the device, and includes the device commonly referred to as a jet ski;
- 3.19 *traffic control device* has the same meaning as in the Road Traffic Act 1961;
- 3.20 *variable message sign* includes a permanent, portable or vehicle mounted electronic sign (except when the sign is used as a traffic control device);
- 3.21 *waters* means any body of water including a pond, lake, river, creek or wetlands under the care, control and management of Council, but does not include the ocean.

PART 2-MANAGEMENT OF LOCAL GOVERNMENT LAND

#### 4. Activities Requiring Permission

A person must not on any local government land, without the permission of Council:

4.1 Access to Waters

subject to the provisions of the Harbors and Navigation Act 1993 and the Marine Safety (Domestic Commercial Vessel) National Law enter any waters, or swim or use a boat in or on waters except:

- 4.1.1 in an area where a nearby sign erected by the Council states that one or more of these activities is permitted; and
- 4.1.2 in accordance with any condition stated in the sign;
- 4.2 Advertising and Signage
  - 4.2.1 display any sign for the purpose of commercial advertising, other than a moveable sign that is displayed in accordance with the Moveable Signs By-law 2015;
  - 4.2.2 erect, install, place or display a variable message sign;
- 4.3 Aircraft

subject to the Civil Aviation Act 1988 (Commonwealth), land or take off any aircraft on or from the land;

4.4 Alteration to Local Government Land

make an alteration to the land, including:

- 4.4.1 altering the construction or arrangement of the land to permit or facilitate access from an adjacent property; or
- 4.4.2 erecting or installing a structure (including pipes, wires, cables, pavers, fixtures, fittings and other objects) in, on, across, under or over the land; or

- 4.4.3 changing or interfering with the construction, arrangement or materials of the land; or
- 4.4.4 changing, interfering with or removing a structure (including pipes, wires, cables, fixtures, fittings or other objects) associated with the land; or
- 4.4.5 planting a tree or other vegetation on the land, interfering with the vegetation on the land or removing vegetation from the land;
- 4.5 Amplification

use an amplifier or other device whether mechanical or electrical for the purpose of amplifying sound to the public;

- 4.6 Animals on Local Government Land
  - 4.6.1 other than the foreshore:
    - 4.6.1.1 ride, lead or drive any livestock, except on any track or car park on local government land that the Council has set aside (through the erection of signage) for the use by, or in connection with that animal;
    - 4.6.1.2 cause or allow any livestock to stray onto, move over, graze or be left unattended on any land;
    - 4.6.1.3 cause or allow any animal under his or her control to swim or bathe in the any waters to which this subparagraph applies;
  - 4.6.2 comprising the foreshore:
    - 4.6.2.1 cause or allow any livestock to enter or bathe in the ocean;
    - 4.6.2.2 lead, drive, or exercise any livestock;
  - 4.6.3 release or leave any domestic animal;
- 4.7 Attachments

attach anything to a tree, plant, structure or fixture on local government land;

4.8 Aquatic Life

take, interfere with, introduce or disturb any aquatic life in any waters to which this subparagraph applies;

- 4.9 Bees
  - place, or allow to remain, any bee hive;
- 4.10 Boats

subject to the provisions of the Harbors and Navigation Act 1993 and the Marine Safety (Domestic Commercial Vessel) National Law:

- 4.10.1 hire or offer for hire a boat, raft, pontoon or other watercraft;
- 4.10.2 launch or retrieve a boat, raft, pontoon or other watercraft to or from any waters;
- 4.10.3 propel, float or otherwise use any boat, raft, pontoon or other watercraft on any waters;
- 4.10.4 launch or operate a model boat on any waters to which this subparagraph applies;
- 4.11 Bridge Jumping
- jump from or dive from a bridge;
- 4.12 Buildings and Structures
  - 4.12.1 erect or install a building;
  - 4.12.2 use a building or structure other than for its intended purpose;
- 4.13 Camping
  - 4.13.1 erect any tent or other structure of calico, canvas, plastic or similar material as a place of habitation;
  - 4.13.2 camp or sleep overnight;

except where a sign or signs erected by the Council indicate that camping on the land is permitted or where the person is in a caravan park (the proprietor of which has been given permission to operate the caravan park on that land);

# 4.14 Cemeteries

- Comprising a cemetery:
- 4.14.1 bury or inter any human or animal remains;
- 4.14.2 erect any memorial;
- 4.15 Closed Lands
  - enter or remain on any part of the land:
  - 4.15.1 at any time during which the Council has declared that it shall be closed to the public, and which is indicated by a sign to that effect; or
  - 4.15.2 where the land is enclosed with fences and/or walls and gates, at any time when the gates have been closed and locked; or
  - 4.15.3 where admission charges are payable, without paying those charges;
- 4.16 Distribution

distribute anything to any bystander, passerby or other person;

4.17 Donations

ask for or receive or indicate that he or she desires a donation of money or any other thing;

4.18 Fires

light any fire except:

- 4.18.1 in a place provided by the Council for that purpose; or
- 4.18.2 in a portable barbeque, as long as the barbeque is used in an area that is clear of flammable material for a distance of at least four metres; and
- 4.18.3 in accordance with the Fire and Emergency Services Act 2005;
- 4.19 Fireworks

discharge any fireworks;

- 4.20 Fishing
  - 4.20.1 fish in any waters on local government land to which the Council has resolved this subparagraph shall apply; or
  - 4.20.2 fish from any bridge or other structure on local government land to which the Council has resolved this subparagraph shall apply;
- 4.21 Flora Fauna and Other Living Things

subject to the Native Vegetation Act 1991 and the National Parks and Wildlife Act 1972:

- 4.21.1 except in a community garden, damage, pick, or interfere with any plant, fungi or lichen thereon; or
- 4.21.2 tease, remove or cause harm to any animal or bird or the eggs or young of any animal or bird or aquatic creature;
- 4.21.3 use, possess or have control of any device for the purpose of killing or capturing any animal or bird;
- 4.22 Funerals and Scattering Ashes

conduct or participate in a funeral ceremony, or scatter ashes on land to which the Council has resolved this subparagraph will apply;

4.23 Golf

play or practice golf;

- 4.24 Lighting
  - 4.24.1 use or operate any fixed floodlight;
  - 4.24.2 use or operate any portable floodlight between sunrise and sunset on land to which this subparagraph applies;
- 4.25 Model Aircraft and Vehicles
  - 4.25.1 subject to the Civil Aviation Act 1988, fly or operate a model aircraft or drone aircraft;

- 4.25.2 operate a remote control vehicle on land to which the Council has resolved this subparagraph will apply;
- 4.26 No Liquor
  - 4.26.1 consume, carry or be in possession or charge of any liquor on any local government land to which this subparagraph applies (provided the land constitutes a park or reserve);
  - 4.26.2 excepting sealed containers, consume, carry or be in possession or charge of any liquor in an open container on any local government land to which this subparagraph applies (provided the land constitutes a park or reserve);
- 4.27 Picking of Fruit, Nuts or Berries

except in any community garden, pick fruit, nuts, seeds or berries from any plant;

4.28 Posting of Bills etc.

post any bills, advertisements or other papers or items on a building, or structure on local government land;

4.29 Preaching and Canvassing

preach, canvass, harangue or otherwise solicit for religious purposes except on any land or part thereof where the Council has, by resolution, determined this restriction shall not apply;

- 4.30 Public Exhibitions and Displays
  - 4.30.1 sing, busk or play a musical instrument for the apparent purpose of either entertaining others or receiving money;
  - 4.30.2 conduct or hold any concert, festival, show, public gathering, circus, performance or any other similar activity;
  - 4.30.3 erect or inflate any inflatable castle;
  - 4.30.4 cause any public exhibitions or displays;
- 4.31 Removing

carry away or remove any earth, rocks, minerals, plant material (dead or living), animal remains (including shells and fossils) or any part of the land;

4.32 Selling

sell anything or display anything for sale;

4.33 Skateboards and Small Wheeled Devices

subject to the Road Traffic Act 1961, and the Local Government Act 1999, ride on a skateboard or use roller skates or roller blades on land to which the Council has resolved this subparagraph will apply;

- 4.34 Vehicles
  - 4.34.1 drive or propel a motor vehicle thereon, unless on an area or road constructed or set aside by the Council for the parking or travelling of motor vehicles;
  - 4.34.2 except on an area properly constructed for the purpose, promote, organise or take part in any race, test or trial of any kind in which motor vehicles, motor cycles, motor scooters or bicycles take part;
- 4.35 Weddings

conduct or participate in a marriage ceremony on land to which the Council has resolved this subparagraph will apply;

4.36 Wetlands

subject to the Natural Resources Management Act 2004, where that land constitutes a wetland:

- 4.36.1 operate a model boat;
- 4.36.2 fish, or take any aquatic creature;
- 4.36.3 introduce any fish or aquatic creature;
- 4.36.4 take or draw water;
- 4.37 Working on Vehicles

perform the work of repairing, washing, painting, panel beating or other work of any nature on or to any vehicle, except for running repairs in the case of breakdown. 5. Prohibited Activities

A person must not, on any local government land:

- 5.1 Animals
  - 5.1.1 cause or allow any animal to enter, swim, bathe, or remain in any waters to the inconvenience, annoyance or danger of any other person bathing or swimming;
  - 5.1.2 allow an animal in that persons control, charge or ownership to damage Council property;
  - 5.1.3 lead, drive, or exercise any horse or other animal in such a manner as to endanger the safety of any other person;
- 5.2 Annoyances

unreasonably annoy or interfere with any other person's use of the land by making a noise or creating a disturbance that has not been authorised by the Council;

5.3 Children's Playgrounds

use any device, equipment or apparatus installed in a children's playground if that person is of or over the age indicated by sign or notice as the age limit for using such equipment, apparatus or other installed device;

- 5.4 Fishing
  - 5.4.1 return any noxious species including European carp (*Cyprinus carpio*) or redfin perch (*Perca fluviatilis*) caught by the person to any land or waters;
  - 5.4.2 deposit or leave any dead fish (in part or whole) or offal;
- 5.5 Interference with Permitted Use

interrupt, disrupt or interfere with any other person's use of local government land which is permitted or for which permission has been granted;

- 5.6 Playing Games
  - 5.6.1 play or practice a game in any area where a sign indicates that the game is prohibited;
  - 5.6.2 promote, organise or take part in any organised athletic sport in any area to which this subparagraph applies;
  - 5.6.3 play any organised competition sport, as distinct from organised social play, in any area to which this subparagraph applies;
- 5.7 Smoking

smoke tobacco or any other substance:

- 5.7.1 in any building or part of any building; or
- 5.7.2 on any local government land; to which the subparagraph applies;
- 5.8 Toilets

in any public convenience:

- 5.8.1 urinate other than in a urinal or pan or defecate other than in a pan provided for that purpose;
- 5.8.2 smoke tobacco or any other substance;
- 5.8.3 deposit anything in a pan, urinal or drain which is likely to cause a blockage;
- 5.8.4 use it for a purpose for which it was not designed or constructed;
- 5.8.5 enter any toilet that is set aside for use by the opposite sex except where:
  - 5.8.5.1 a child under the age of five years accompanied by an adult person of that other sex; and/or
  - 5.8.5.2 to provide assistance to a disabled person;
- 5.9 Use of Equipment

use any item of equipment or property belonging to the Council other than in the manner and for the purpose for which it was designed or set aside.

# PART 3—MISCELLANEOUS

6. Directions

A person must comply with any reasonable direction or request from an authorised person relating to:

- 6.1 that person's use of the land;
- 6.2 that person's conduct and behaviour on the land;
- 6.3 that person's safety on the land;
- 6.4 the safety and enjoyment of the land by other persons.
- 7. Removal of Animals and Exclusion of Persons
  - 7.1 If any animal is found on local government land in breach of this by-law:
    - 7.1.1 any person in charge of the animal shall forthwith remove it from that land on the request of an authorised person; and
    - 7.1.2 any authorised person may remove any animal from the land if the person fails to comply with the request, or if no person is in charge of the animal.
  - 7.2 An authorised person may direct any person who is considered to be committing, or has committed, a breach of this by-law to leave local government land.
- 8. Exemptions
  - 8.1 The restrictions in this by-law do not apply to any Police Officer, Council Officer or Council employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision of a Council Officer, or to an emergency worker performing emergency duties.
  - 8.2 The restrictions in paragraph 4.2.2, 4.7, 4.16, 4.28, 4.29, 4.30.1, 4.30.2 and 4.30.4 of this by-law do not apply to:
    - 8.2.1 electoral matters authorised by a candidate and which relate to a Commonwealth or State election that occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day; or
    - 8.2.2 electoral matters authorised by a candidate and which relate to an election under the Local Government Act 1999 or the Local Government (Elections) Act 1999 that occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
    - 8.2.3 matters which relate to, and occur during the course of and for the purpose of a referendum.

# 9. Application

Any of paragraphs 4.6.1.3, 4.8, 4.10.4, 4.20, 4.22, 4.24.2, 4.25.2, 4.26, 4.33, 4.35, 5.6.2, 5.6.3, 5.7 of this by-law shall apply only in such portion or portions of the area as the Council may by resolution direct from time to time in accordance with Section 246 (3) (e) of the Local Government Act 1999.

The foregoing by-law was duly made and passed at a meeting of the Council of the District Council of Mount Remarkable on 15 December 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

W. HART, Chief Executive Officer

# DISTRICT COUNCIL OF MOUNT REMARKABLE

By-law Made Under the Local Government Act 1999 and the Dog and Cat Management Act 1995

# By-law No. 5 of 2015–Dogs

FOR the management and control of dogs within the Council's area.

#### PART 1—PRELIMINARY

1. Short Title

This by-law may be cited as the Dogs By-law 2015.

# 2. Commencement

This by-law will come into operation four months after the day on which it is published in the *Gazette* in accordance with Section 249 (5) of the Local Government Act 1999.

### 3. Definitions

In this by-law:

- 3.1 *approved kennel establishment* means a building, structure or area approved by the relevant authority, pursuant to the Development Act 1993 for the keeping of dogs on a temporary or permanent basis;
- 3.2 assistant dog means a guide dog, hearing dog or disability dog as those terms are defined in the Dog and Cat Management Act 1995;
- 3.3 children's playground means any enclosed area in which there is equipment, apparatus or other installed devices for the purpose of children's play (or within 5 metres of such devices if there is no enclosed area);
- 3.4 control, in relation to a dog, includes the person having ownership, possession or charge of, or authority over, the dog;
- 3.5 dog has the same meaning as in the Dog and Cat Management Act 1995;
- 3.6 dog management officer means a person appointed pursuant to Section 27 of the Dog and Cat Management Act 1995;
- 3.7 *effective control* means a person exercising effective control of a dog either:
  - 3.7.1 by means of a physical restraint;
  - 3.7.2 by command, the dog being in close proximity to the person, and the person being able to see the dog at all times;
- 3.8 *keep* includes the provision of food or shelter;
- 3.9 *local government land* has the same meaning as in the Local Government Act 1999;
- 3.10 *wetland area* includes any park, reserve, scrub, trail or other land adjacent to a wetland.

PART 2—DOG MANAGEMENT AND CONTROL

## 4. Dog Free Areas

A person must not on any local government land to which this paragraph applies allow a dog in that person's control to be in, or remain in that place unless the dog is an assistant dog.

#### 5. Dog on Leash Areas

A person must not allow a dog under that person's control to be or remain:

- 5.1 on local government land or public place to which the Council has resolved that this subparagraph applies;
- 5.2 on any park or reserve during times when organised sport is being played;
- 5.3 within 5 metres of children's playground equipment;
- 5.4 in any wetland area;

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

#### 6. Dog Exercise Areas

- 6.1 A person may enter upon any part of local government land identified by the Council as a dog exercise area in accordance with paragraph 8 for the purpose of exercising a dog under his or her control.
- 6.2 Where a person enters upon such part of local government land for that purpose, he or she must ensure that the dog under his or her control remain under effective control while on that land.

# 7. Limit on Dog Numbers

7.1 The limit on the number of dogs kept on any premises is two dogs.

- 7.2 A person must not, without permission, keep any dog on any premises where the number of dogs on the premises exceeds the limit unless:
  - 7.2.1 the premises is an approved kennel establishment; or
  - 7.2.2 the Council has exempted the premises from compliance with this sub-paragraph.

PART 3—MISCELLANEOUS

8. Application

- 8.1 Any of paragraphs 4, 5.1 and 6.1 of this by-law shall apply only in such portion or portions of the area as the Council may by resolution direct from time to time in accordance with Section 246 of the Local Government Act 1999 and as are denoted by signs erected by the Council and information provided to the public in a manner determined by the Council's Chief Executive Officer.
- 8.2 The limits prescribed in paragraph 7 of this by-law do not include any dog that is under three months of age.

The foregoing by-law was duly made and passed at a meeting of the Council of the District Council of Mount Remarkable on 15 December 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

W. HART, Chief Executive Officer

# DISTRICT COUNCIL OF MOUNT REMARKABLE

By-law Made Under the Local Government Act 1999 and the Dog and Cat Management Act 1995

# By-law No. 6 of 2015—Cats

FOR the management and control of cats within the Council's area.

# PART 1-PRELIMINARY

1. *Short Title* This by-law may be cited as the Cats By-law 2015.

2. Commencement

This by-law will come into operation four months after the day on which it is published in the *Gazette* in accordance with Section 249 (5) of the Local Government Act 1999.

3. Definitions

- In this by-law:
  - 3.1 *cat management officer* means a person appointed pursuant to Section 68 of the Dog and Cat Management Act 1995;
  - 3.2 *cattery* means a building, structure, premises or area approved by the relevant authority pursuant to the Development Act 1993 for the keeping of cats on a temporary or permanent basis;
  - 3.3 *cat* means an animal of the species 'Felis catus' over 4 months of age;
  - 3.4 *keep* includes the provision of food or shelter;
  - 3.5 premises includes:
    - 3.5.1 land;
    - 3.5.2 a part of any premises or land;
  - 3.6 *responsible for the control* means a person who has possession or control of the cat.

PART 2-CAT MANAGEMENT AND CONTROL

4. Limit on Cat Numbers

- 4.1 Subject to subparagraphs 4.3 and 4.4, the limit on the number of cats to be kept on any premises is two.
- 4.2 A person must not, without permission, keep a cat on any premises where the number of cats being kept on those premises exceeds the limit.
- 4.3 Permission under subparagraph 4.2 may be given if the Council is satisfied that:
  - 4.3.1 no insanitary condition exists on the premises as a result of the keeping of cats; and

- 4.3.2 a nuisance is not caused to any neighbour as a result of the keeping of cats on the premises.
- 4.4 Subparagraph 4.1 does not apply to a cattery in respect of which a development authorisation is in force pursuant to the Development Act 1993.

# PART 3-MISCELLANEOUS

5. Notices

- 5.1 The Council may serve notice on the occupier of premises, the owner of a cat or the person responsible for the control of a cat requiring action to be taken to ensure compliance with this by-law.
- 5.2 The person to whom notice is given must comply with the notice.
- 5.3 If the person to whom notice was given does not comply with the notice, a cat management officer of the Council may carry out the terms of the notice and recover the costs of so doing from that person.

The foregoing by-law was duly made and passed at a meeting of the Council of the District Council of Mount Remarkable on 15 December 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

W. HART, Chief Executive Officer

# UNCLAIMED MONEYS ACT 1891

Register of Unclaimed Moneys held by The Barossa Council

Name of Owner on Books	Total Amount Due to Owner \$	Description of Unclaimed Moneys	Date of Last Claim
Harris, William	27 630.00	Sale of land at Springton for non-payment of rates: Section 184 of the Local Government Act 1999 31 William Street, Springton, S.A. 5235 C/T Volume 5841, Folio 90, Plan D125 Allotment 236, Hundred of Jutland	28.1.05

# UNCLAIMED MONEYS ACT 1891

Register of Unclaimed Moneys held by Scarce Real Estate Pty Ltd ATF The Blue Ribbon Services Trust Account from the year ended 2006

Name of Owner and Last Known Address	Total Amount Due to Owner \$	Description of Unclaimed Moneys	Date Payable
Teagle, 3/12 Katherine Street, Fullarton, S.A. 5063		Refund of overpaid rent	14.9.06
Name and Address Unknown	100.00	Unidentified Deposit	23.2.07
Madhavi McCathie, 23 Pemberton Street, Oaklands Park, S.A. 5046	87.48	Refund of overpaid rent	31.8.07
Ashleigh Roberts		Refund of overpaid rent	23.1.09
Courtney Dodd	14.81	Refund of overpaid rent	23.1.09

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