



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

ADELAIDE, THURSDAY, 10 MAY 2018

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All public Acts appearing in this gazette are to be considered official, and obeyed as such

Department of the Premier and Cabinet
Adelaide, 10 May 2018

His Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Controlled Substances Advisory Council, pursuant to the provisions of the Controlled Substances Act 1984:

Member: from 10 May 2018 until 11 September 2018
Marina Jane Bowshall

Deputy Member: from 10 May 2018 until 11 September 2018
Stephen Morris (Deputy to Bowshall)

Presiding Member: from 10 May 2018 until 11 September 2018
Marina Jane Bowshall

By command,

STEVEN SPENCE MARSHALL
Premier

HEAC-2018-00018

Department of the Premier and Cabinet
Adelaide, 10 May 2018

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

Director: from 10 May 2018 until 30 June 2018
Ian Francis Stirling

By command,

STEVEN SPENCE MARSHALL
Premier

18EWSAWCS0002

Department of the Premier and Cabinet
Adelaide, 10 May 2018

His Excellency the Governor in Executive Council has been pleased to appoint the Honourable the Chief Justice Christopher John Kourakis as Governor's Deputy of South Australia for the period from 9.30am on Monday, 14 May 2018 until 11.00am on Wednesday, 16 May 2018.

By command,

STEVEN SPENCE MARSHALL
Premier

AGO0019-18CS

Department of the Premier and Cabinet
Adelaide, 10 May 2018

His Excellency the Governor in Executive Council has been pleased to appoint Julie-Anne Burgess to the position of State Courts Administrator for a term of 2 years commencing on 9 January 2019 and expiring on 8 January 2021 - pursuant to the provisions of the Courts Administration Act 1993.

By command,

STEVEN SPENCE MARSHALL
Premier

DPC18/020CS

Department of the Premier and Cabinet
Adelaide, 10 May 2018

His Excellency the Governor in Executive Council has revoked the appointment of Donald Eric Russell, Tahnya Fleur Barnett Donaghy and Lachlan Thomas Pontifex as Clerks of Executive Council effective from 10 May 2018 - pursuant to the Letters Patent, section 68 of the Constitution Act 1934 and the Acts Interpretation Act 1915.

By command,

STEVEN SPENCE MARSHALL
Premier

DPC18/020CS

Department of the Premier and Cabinet
Adelaide, 10 May 2018

His Excellency the Governor in Executive Council has been pleased to appoint Erma Ranieri and Nicole Louise Berry as Clerks of Executive Council commencing on 10 May 2018 - pursuant to the Letters Patent and section 68 of the Constitution Act 1934.

By command,

STEVEN SPENCE MARSHALL
Premier

AGRICULTURAL AND VETERINARY PRODUCTS (CONTROL OF USE) ACT 2002

Instrument of Appointment of Authorised Officer

I, Tim Whetstone, Minister for Primary Industries and Regional Development, pursuant to section 23(1) of the *Agricultural and Veterinary Products (Control of Use) Act 2002*, do hereby appoint the following person to be an authorised officer for the purposes of this Act.

Person: Bernard James Victor GAFFNEY

Dated: 2 May 2018

HON TIM WHETSTONE MP
Minister for Primary Industries and Regional Development

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

DOMINIC CALABRIA (BLD 7036)

SCHEDULE 2

Construction of a single storey semi-detached dwelling on land situated at Allotment 81 in Filed Plan 114442 being a portion of the land described in Certificate of Title Volume 5798 Folio 744, more commonly known as Gulfview Heights, Hundred of Yalata.

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;
 - Giving prospective purchasers of the property notice of the absence of a policy of building indemnity insurance.

Dated: 3 May 2018

DINI SOULIO
Commissioner for Consumer Affairs
Delegate for the Attorney-General

Ref: 610/14-00116

DEVELOPMENT REGULATIONS 2008

*Notice under Schedule 6**Preamble*

Schedule 6 of the *Development Regulations 2008* refers to a construction index determined by the Minister from time to time and set out in the Schedule of Construction Indices. The Construction Indices will be used in the determination of fees payable by applicants seeking assessment against the Building Rules under the *Development Act 1993*.

NOTICE

PURSUANT to Schedule 6 of the *Development Regulations 2008*, I have determined the Construction Indices in the Schedule for the purposes of determining fees payable under Schedule 6 of the *Development Regulations 2008*.

This notice will come into effect on 1 July 2018.

SCHEDULE

Schedule of 2018 Construction Indices

Building Classes	Construction Indices
Class 1,2,4	1304
Class 3,5,6	1736
Class 7,8	1150
Class 9a & 9c	1968
Class 9b	1729
Class 10	389

Dated: 1 May 2018

JODIE EVANS
Minister's Delegate
Unit Manager Building Policy
Department of Planning, Transport and Infrastructure

FISHERIES MANAGEMENT ACT 2007

SECTION 79

King George Whiting Spawning Spatial Closure—Variation

TAKE NOTE that the notice made under Section 79 of the *Fisheries Management Act 2007*, dated 13 April 2018, and published in the *South Australian Government Gazette* on 19 April 2018 being the first notice on page 1393 referring to the King George Whiting Spawning Spatial Closure, is hereby varied by deleting schedule 1 and inserting the following:

SCHEDULE 1

Any act of taking King George Whiting (*Sillaginodes punctatus*) or an act preparatory to or involved in the taking of King George Whiting; and /or

Any fishing activity that may result in the taking of King George Whiting and/or the possession of King George Whiting, including but not limited to the use of a prawn trawl net except where the use of a prawn trawl net is by the holder of a Gulf St Vincent Prawn Fishery licence when participating in an authorised fishery independent survey for the Gulf St Vincent Prawn Fishery under the direct supervision of a staff member of the South Australian Research and Development Institute.

Dated: 4 May 2018

SEAN SLOAN
Executive Director
Fisheries and Aquaculture
Delegate of the Minister for Primary Industries and Regional Development

FISHERIES MANAGEMENT ACT 2007

SECTION 115

Ministerial Exemption ME9902993

TAKE NOTICE that pursuant to Section 115 of the *Fisheries Management Act 2007*, Dr Charlie Huvneers of Flinders University, School of Biological Sciences, Sturt Road, Bedford Park, SA 5042 (the 'exemption holder'), or a person acting as his agent, are exempt from sections 52 and 70 of the *Fisheries Management Act 2007* and regulation 5 and clause 74 of part 3 of the *Fisheries Management (General) Regulations 2017*, but only insofar as the exemption holder may undertake the activities specified in Schedule 1 (the 'exempted activity'), within the waters specified in Schedule 2, subject to the conditions set out in Schedule 3, during the period 15 May 2018 until 15 July 2018 inclusive, unless varied or revoked earlier.

SCHEDULE 1

Fishing with a prawn trawl net with a cod end of a maximum mesh size of 50 mm.

SCHEDULE 2

In the waters contained within Gulf St Vincent commencing at position latitude 34°45.00' S, longitude 138°17.00' E then to position latitude 34°47.00' S, longitude 138°17.00' E then to position latitude 34°47.00' S, longitude 138°15.00' E then to position latitude 34°45.00' S, longitude 138°15.00' E then to the point of commencement.

SCHEDULE 3

1. The exempted activity must be conducted using the SARDI research vessel *Ngerin*.
2. The exempted activity may not be undertaken in daylight hours between sunrise and sunset for Adelaide (as published in the South Australian Government Gazette pursuant to the requirements of the *Proof of Sunrise and Sunset Act 1923*).
3. The exempted activity may only be undertaken on one night over the period 15 May 2018 until 15 July 2018 inclusive.
4. Two hours before undertaking the exempted activity, the exemption holder or a person acting as an agent must contact PIRSA Fishwatch on 1800 065 522 and answer a series of questions about the exempted activity.
5. While engaging in the exempted activity, the exemption holder or his agent must be in possession of a copy of this notice. The notice must be produced to a Fisheries Officer immediately upon request. **Exemption number ME9902993.**
6. The exemption holder must provide a summary of catch to the Executive Director, Fisheries and Aquaculture, (GPO Box 1625, ADELAIDE SA 5001) upon completion, providing a list of species caught when undertaking the exempted activity, including any threatened, endangered and protected species.
7. The exemption holder must not conduct any other fishing activity, including recreational fishing whilst undertaking the exempted activity.
8. All species caught during the exempt activity must be returned to the water as soon as practical.

Dated: 4 May 2018

SEAN SLOAN
Executive Director
Fisheries and Aquaculture
Delegate of the Minister for Primary Industries and Regional Development

FISHERIES MANAGEMENT (PRAWN FISHERIES) REGULATIONS 2017

Surveying in the Gulf St Vincent Prawn Fishery

TAKE notice that pursuant to regulation 10 of the *Fisheries Management (Prawn Fisheries) Regulations 2017*, the notice dated 8 May 2018 prohibiting fishing activities in the Gulf St Vincent Prawn Fishery is HEREBY varied such that it will not apply to the holders of a Gulf St Vincent Prawn Fishery licence issued pursuant to the *Fisheries Management (Prawn Fisheries) Regulations 2017* listed in Schedule 1 or their registered master insofar as they may use prawn trawl nets in accordance with the conditions of their fishery licence for the purpose of undertaking a prawn survey during the period specified in Schedule 2, subject to the conditions contained in Schedule 3 unless this notice is varied or revoked.

SCHEDULE 1

Licence Number	Licence Holder	Boat Name
V03	Josephine K Fisheries Pty Ltd	Josephine K
V05	Maurice Corigliano	Frank Cori
V06	Todreel Pty Ltd	Anna Pearl
V14	W J Fountain Pty Ltd	Zadar

SCHEDULE 2

Commencing at sunset on 8 May 2018 to sunrise on 11 May 2018.

SCHEDULE 3

- For the purposes of this notice the trawl survey areas cannot include any waters of a habitat protection zone or a sanctuary zone of a marine park established under the *Marine Parks Act 2007*.
- The licence holders listed in Schedule 1 or their registered master must comply with all regulations and conditions that apply to fishing activities undertaken pursuant to their licence, in addition to the conditions imposed by this notice.
- While engaged in fishing activities or unloading the survey catch, the licence holders listed in Schedule 1 or their registered master must have a copy of this notice on board the boat or near his person. This notice must be produced to a Fisheries Officer if requested.
- While engaged in fishing activities, the licence holders listed in Schedule 1 or their registered master must have an observer from the South Australian Research Development Institute (SARDI) aboard the vessel.
- No fishing activity may be undertaken between the prescribed times of sunrise and sunset for Adelaide (as published in the South Australian Government Gazette).
- The licence holders listed in Schedule 1 or their register master must not contravene or fail to comply with the *Fisheries Management Act 2007*, or any other 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 notice 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: 4 May 2018

STEVE SHANKS
Prawn Fishery Manager
Delegate of the Minister for Primary Industries and Regional Development

FISHERIES MANAGEMENT (PRAWN FISHERIES) REGULATIONS 2017

Temporary Prohibition on Fishing Activities in the Gulf St Vincent Prawn Fishery

TAKE notice that pursuant to regulation 10 of the *Fisheries Management (Prawn Fisheries) Regulations 2017*, the activities of the class specified in Schedule 1 are prohibited in the waters of the Gulf St Vincent Prawn Fishery during the period specified in Schedule 2 unless this notice is varied or revoked.

SCHEDULE 1

The act of taking or an act preparatory to or involved in the taking of King Prawns (*Melicertus latisulcatus*) pursuant to a Gulf St Vincent Prawn Fishery Licence.

SCHEDULE 2

From sunset on 8 May 2018 to sunrise on 11 May 2018.

Dated: 4 May 2018

STEVE SHANKS
Prawn Fishery Manager
Delegate of the Minister for Primary Industries and Regional Development

GENETICALLY MODIFIED CROPS MANAGEMENT ACT 2004

Exemption Notice

Pursuant to section 6[2][a][i] of the *Genetically Modified Crops Management Act 2004*, I, Tim Whetstone, Minister for Primary Industries and Regional Development, issue an exemption to the University of Adelaide for the purposes of experimental cultivation of genetically modified wheat and barley, in accordance with Licence DIR 152 and its variations as issued by the Office of the Gene Technology Regulator, subject to the following conditions (in addition to the conditions of Licence DIR 152):

The Plantings are to be confined to the Local Government area of Marion, and is limited to the 2018 planting season only.

Before any planting the following information for each site must be provided to the Nominated Officer in PIRSA.

- The GPS coordinates to identify the perimeter of every area, using the GDA 94 datum (or nominated equivalent that allows conversion to this datum),
- The contact details of the landowner or his representative to enable authorised officers to seek consent to entry,
- Identification of the GMO types proposed to be grown at the area, and the area of each that is to be sown,
- Estimated date of planting, flowering and harvest of the site.

For the purpose of this Notice, I nominate the following person as the Nominated Officer within PIRSA to whom communication should be directed:

Manager, Surveillance and Plant Pest Control
 Biosecurity SA
 Plant and Food Standards
 33 Flemington Street
 Glenside, S.A. 5065
 Telephone: (08) 8207 7807
 Facsimile: (08) 8207 7844

This Exemption remains in force until the end of February 2019 or until the termination (or revocation) of DIR 152; whichever occurs first.

Dated: 8 May 2018

TIM WHETSTONE
 Minister for Primary Industries and Regional Development

HOUSING IMPROVEMENT ACT 2016

Rent Control Revocations

Whereas the Minister for Human Services Delegate is satisfied that each of the houses described hereunder has ceased to be unsafe or unsuitable for human habitation for the purposes of the *Housing Improvement Act 2016*, notice is hereby given that, in exercise of the powers conferred by the said Act, the Minister for Human Services Delegate does hereby revoke the said Rent Control in respect of each property.

Address of Premises	Allotment Section	Certificate of Title Volume/Folio
205 Symes Road, Waterloo Corner SA 5110	Allotments 49 Filed Plan 114510 Hundred of Port Adelaide	CT2806/98, CT5862/981

Dated: 10 May 2018

JOHN HERRMANN
 Housing Regulator and Registrar
 Office of Housing Regulation, Housing SA
 Delegate of Minister for Human Services

LAND ACQUISITION ACT 1969

SECTION 16

Form 5

Notice of Acquisition

1. Notice of acquisition

The Commissioner of Highways (the Authority), of 50 Flinders Street, Adelaide SA 5000, acquires the following interests in the following land:

Comprising an unencumbered estate in fee simple in that piece of land being a portion of Allotment 4 in Deposited Plan No 14778 comprised in Certificate of Title Volume 5350 Folio 137, and being the whole of the land identified as Allotments 14 and 15 in D118536 lodged in the Lands Titles Office.

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

2. Compensation

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

3. Inquiries

Inquiries should be directed to:

Rocco Caruso
 GPO Box 1533
 Adelaide SA 5001
 Telephone: (08) 8343 2569

Dated: 4 May 2018

The Common Seal of the COMMISSIONER OF HIGHWAYS was hereto affixed by authority of the Commissioner in the presence of:

MOHAMMED ELGAZZAR
 Manager, Portfolio & Acquisition Services
 (Authorised Officer)
 Department of Planning, Transport and Infrastructure

DPTI 2017/25686/01

LAND ACQUISITION ACT 1969

SECTION 16

Form 5

Notice of Acquisition

1. Notice of acquisition

The Commissioner of Highways (the Authority), of 50 Flinders Street, Adelaide SA 5000, acquires the following interests in the following land:

Comprising an unencumbered estate in fee simple in that piece of land being a portion of Allotment 2 in Deposited Plan No 14778 comprised in Certificate of Title Volume 5221 Folio 878, and being the whole of the land identified as Allotment 12 in D118536 lodged in the Lands Titles Office.

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

2. Compensation

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

3. Inquiries

Inquiries should be directed to:

Rocco Caruso
GPO Box 1533
Adelaide SA 5001
Telephone: (08) 8343 2569

Dated: 4 May 2018

The Common Seal of the COMMISSIONER OF HIGHWAYS was hereto affixed by authority of the Commissioner in the presence of:

MOHAMMED ELGAZZAR
Manager, Portfolio & Acquisition Services
(Authorised Officer)

Department of Planning, Transport and Infrastructure

DPTI 2017/25684/01

LAND ACQUISITION ACT 1969

SECTION 16

Form 5

Notice of Acquisition

1. Notice of acquisition

The Commissioner of Highways (the Authority), of 50 Flinders Street, Adelaide SA 5000, acquires the following interests in the following land:

Comprising an unencumbered estate in fee simple in that piece of land being a portion of Allotment 3 in Deposited Plan No 14778 comprised in Certificate of Title Volume 5636 Folio 58, and being the whole of the land identified as Allotment 13 in D118536 lodged in the Lands Titles Office.

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

2. Compensation

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

3. Inquiries

Inquiries should be directed to:

Rocco Caruso
GPO Box 1533
Adelaide SA 5001
Telephone: (08) 8343 2569

Dated: 4 May 2018

The Common Seal of the COMMISSIONER OF HIGHWAYS was hereto affixed by authority of the Commissioner in the presence of:

MOHAMMED ELGAZZAR
Manager, Portfolio & Acquisition Services
(Authorised Officer)

Department of Planning, Transport and Infrastructure

DPTI 2017/25685/01

LAND ACQUISITION ACT 1969

SECTION 16

Form 5

Notice of Acquisition

1. Notice of acquisition

The Commissioner of Highways (the Authority), of 50 Flinders Street, Adelaide SA 5000, acquires the following interests in the following land:

Comprising an unencumbered estate in fee simple in that piece of land being a portion of Allotment 6 in Deposited Plan No 11066 comprised in Certificate of Title Volume 5302 Folio 192, and being the whole of the land identified as Allotment 9 in D118537 lodged in the Lands Titles Office.

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

2. Compensation

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

3. Inquiries

Inquiries should be directed to:

Rocco Caruso
GPO Box 1533
Adelaide SA 5001
Telephone: (08) 8343 2569

Dated: 4 May 2018

The Common Seal of the COMMISSIONER OF HIGHWAYS was hereto affixed by authority of the Commissioner in the presence of:

MOHAMMED ELGAZZAR
Manager, Portfolio & Acquisition Services
(Authorised Officer)

Department of Planning, Transport and Infrastructure

DPTI 2017/25687/01

MENTAL HEALTH ACT 2009

Authorised Mental Health Professionals

NOTICE is hereby given in accordance with Section 94(1) of the Mental Health Act 2009, that the Chief Psychiatrist has determined the following persons as Authorised Mental Health Professionals commencing from date of Gazetteal:

Tania Alexander
Bronwyn Anderson
Kevan Polson
Anna Gilfillan

A person's determination will expire three years after the date of Gazetteal.

DR J BRAYLEY
Chief Psychiatrist

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Suspension of Petroleum Exploration Licence PEL 117

Pursuant to section 90 of the *Petroleum and Geothermal Energy Act 2000*, notice is hereby given that the abovementioned Petroleum Exploration Licence has been suspended for the period from 13 February 2018 to 12 May 2018 inclusive, pursuant to delegated powers dated 31 March 2017.

The expiry date of PEL 117 is now determined to be 1 January 2020.

Dated: 3 May 2018

NICK PANAGOPOULOS
A/Executive Director
Energy Resources Division
Department of the Premier and Cabinet
Delegate of the Minister for Energy and Mining

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

SUSPENSION OF PETROLEUM EXPLORATION LICENCES

PELs 118, 119, 568 and 569

Pursuant to section 90 of the *Petroleum and Geothermal Energy Act 2000*, notice is hereby given that the abovementioned Petroleum Exploration Licences have been suspended for the period from 31 January 2018 to 30 April 2018 inclusive, pursuant to delegated powers dated 31 March 2017.

The expiry date of PELs 118 and 119 is now determined to be 1 October 2021.

The expiry date of PELs 568 and 569 is now determined to be 15 September 2020.

Dated: 3 May 2018

NICK PANAGOPOULOS
A/Executive Director
Energy Resources Division
Department of the Premier and Cabinet
Delegate of the Minister for Energy and Mining

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Suspension of Petroleum Exploration Licence PEL 120

Pursuant to section 90 of the *Petroleum and Geothermal Energy Act 2000*, notice is hereby given that the abovementioned Petroleum Exploration Licence has been suspended for the period from 21 February 2018 to 20 May 2018 inclusive, pursuant to delegated powers dated 31 March 2017.

The expiry date of PEL 120 is now determined to be 3 July 2019.

Dated: 3 May 2018

NICK PANAGOPOULOS
A/Executive Director
Energy Resources Division
Department of the Premier and Cabinet
Delegate of the Minister for Energy and Mining

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

SUSPENSION OF PETROLEUM EXPLORATION LICENCES

PELs 121 and 122

Pursuant to section 90 of the *Petroleum and Geothermal Energy Act 2000*, notice is hereby given that the abovementioned Petroleum Exploration Licences have been suspended for the period from 16 February 2018 to 15 May 2018 inclusive, pursuant to delegated powers dated 31 March 2017.

The expiry date of PELs 121 and 122 is now determined to be 1 January 2020.

Dated: 3 May 2018

NICK PANAGOPOULOS
A/Executive Director
Energy Resources Division
Department of the Premier and Cabinet
Delegate of the Minister for Energy and Mining

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

SUSPENSION OF PETROLEUM EXPLORATION LICENCES

PELs 123 and 124

Pursuant to section 90 of the *Petroleum and Geothermal Energy Act 2000*, notice is hereby given that the abovementioned Petroleum Exploration Licences have been suspended for the period from 16 April 2018 to 15 July 2018 inclusive, pursuant to delegated powers dated 31 March 2017.

The expiry date of PEL 123 is now determined to be 6 July 2023.

The expiry date of PEL 124 is now determined to be 7 July 2023.

Dated: 3 May 2018

NICK PANAGOPOULOS
A/Executive Director
Energy Resources Division
Department of the Premier and Cabinet
Delegate of the Minister for Energy and Mining

PUBLIC FINANCE AND AUDIT ACT 1987

REGULATION 5A – GOVERNOR'S APPROPRIATION FUND

*Form 1***Approval to Appropriate Funds from the Consolidated Account**

PURSUANT to Section 12 of the Act, I appropriate from the Consolidated Account to the public purposes of the State an amount of \$418,273,800 for the financial year ending 30 June 2019.

Given under my hand this 10th day of May 2018.

Governor

RADIATION PROTECTION AND CONTROL ACT 1982

SECTION 44

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

Pursuant to Section 44 of the Radiation Protection and Control Act 1982 (the Act), I, Daniel Bellifemine, Team Leader, Mining & Radiation, Environment Protection Authority, being a person to whom the powers of the Minister under that Section have been delegated under the Act, exempt the applicant KS TALBOT PTY LTD ACN 616168364 atf Talbot Family Trust ("KS Talbot") from the requirement to pay the prescribed fee under section 30(4a)(c) of the Act for the registration of the sealed radioactive sources listed in the "Australian Geotechnical Testing Radiation Source Register v1" dated 24 November 2017 ("the Radioactive Sources") subject to the following conditions:

The exemption will apply once and only to the prescribed fee payable under section 30(4a)(c) of the Act for the registration in the name of KS Talbot of the Radioactive Sources for the transfer of the Radioactive Sources from TOTAL GEOTECHNICS PTY LTD ACN 158551994 atf M J Green Business Trust into the ownership of KS Talbot. All future fees payable under the Act by KS Talbot (or any other entity) in relation to the Radioactive Sources will remain payable.

Dated: 8 May 2018

D. BELLIFEMINE
Delegate of the Minister for Sustainability, Environment and Conservation

REPORT OF THE REMUNERATION TRIBUNAL

No. 2 OF 2018

2018 Review of Remuneration of Members of the Judiciary, Presidential Members of the South Australian Employment Tribunal, the State Coroner, and Commissioners of the Environment, Resources and Development Court

INTRODUCTION

1. The Remuneration Tribunal ("the Tribunal") has jurisdiction under section 13 of the *Remuneration Act 1990* ("the Act") to determine the remuneration payable to judges, magistrates and holders of the public offices listed in that section of the Act. Section 14 of the Act provides that the Tribunal may be conferred additional jurisdiction by any other Act or proclamation by the Governor, to determine the remuneration of other specified offices.
2. Section 8 of the Act requires the Tribunal to sit at least once in each year for the purpose of reviewing previous determinations of remuneration, made under the Act. Judicial remuneration in South Australia was last reviewed in May 2017.

3. Section 10(2) of the Act provides that prior to the making of a Determination, the Tribunal must allow an affected person, or persons of an affected class, a reasonable opportunity to make submissions orally or in writing to the Tribunal. Section 10(4) provides that the Minister responsible for the Act may intervene, personally or by counsel or other representative, in proceedings before the Tribunal for the purpose of introducing evidence, or making submissions, on any question relevant to the public interest.
4. On 13 December 2017, the Tribunal wrote to the Judicial Remuneration Coordinating Committee (“JRCC”), Magistrates Association of South Australia (“MASA”), the Crown Solicitor’s Office (“CSO”) and the Attorney-General, notifying of the Tribunal’s intention to conduct a review of the remuneration of the relevant office holders.
5. In addition, on 13 December 2017, the Tribunal distributed a notice to judicial officers and a notification of the review was placed on the Tribunal’s public website.

BACKGROUND

6. In previous reviews of judicial remuneration in South Australia, the Tribunal has had regard to the national framework of salaries paid to judicial officers throughout the Commonwealth.
7. It would be accurate to describe the concept of a national framework of judicial salaries as a guiding principle for the purpose of considering judicial remuneration in South Australia. However, whilst adopting this guiding principle, the Tribunal has ensured that discretion has been preserved for the purpose of making an independent judgement of an appropriate level of judicial remuneration from time to time.
8. The Tribunal has avoided any Determination that judicial salaries in South Australia will automatically follow any Determination or legislative regulation of judicial remuneration in another jurisdiction. Nonetheless, it is a feature of the history of the Tribunal’s determination of judicial salaries in South Australia that the level of salary of a Puisne Judge of the Supreme Court has been determined taking into consideration, among other things, the salary of a puisne judge of Supreme Courts throughout the States and Territories and the salaries of Federal judicial officers.

THE COMMONWEALTH REMUNERATION TRIBUNAL’S RECENT DETERMINATIONS.

9. The Commonwealth Remuneration Tribunal (“The Commonwealth Tribunal”) determines the salaries payable to judicial officers of the Commonwealth. The Commonwealth Tribunal conducts reviews of judicial remuneration on an annual basis. In 2016, the Commonwealth Tribunal issued two statements which resulted in a Determination¹ to increase the salaries of Commonwealth judicial officers by 4.8 per cent operative from 1 January 2017.
10. In 2017, the Commonwealth Tribunal conducted its annual review of judicial and related salaries, which resulted in the making of Determination 2017/09². That Determination provided for a 2 per cent increase to the salaries of judicial offices within its jurisdiction, with operative effect on 1 July 2017.

¹ Commonwealth Remuneration Tribunal Determination 2016/17: Judicial and Related Offices – Remuneration and Allowances

² Commonwealth Remuneration Tribunal Determination 2017/09: Judicial and Related Offices – Remuneration and Allowances

COMPARISON OF FEDERAL, STATE AND TERRITORY JUDICIAL SALARIES

11. The Tribunal has examined Federal, State and Territory judicial salaries.
12. The relevant judicial salaries as at the time of this review are set out below.

Jurisdiction	Puisne Judge Salary	Operative Date
New South Wales	\$452,990	1 July 2017
Northern Territory	\$449,840	1 July 2017
Queensland	\$449,840	1 July 2017
Victoria	\$449,840	17 October 2017
Australian Capital Territory	\$449,840	1 July 2017
Tasmania	\$446,031	31 May 2017
Western Australia	\$441,057	1 July 2016
Commonwealth (federal court judge used)	\$449,840	1 July 2017
Median Salary (all states and territories ex SA)	\$449,840	
Average Salary (all states and territories ex SA)	\$448,660	
SA (salary prior to this Determination)	\$441,010	1 January 2018

FAIR WORK ACT 1994 (SA)

13. The Tribunal is required by Section 101(1) of the *Fair Work Act 1994* (SA) to have due regard to, and may apply, principles, guidelines, conditions practices or procedures adopted by the South Australian Employment Tribunal. That section is set out as follows:

101—State industrial authorities to apply principles

(1) *In arriving at a determination affecting remuneration or working conditions, a State industrial authority must have due regard to and may apply and give effect to principles, guidelines, conditions, practices or procedures adopted by SAET under this Part.*

(2) *However, principles adopted under this Part are not applicable to enterprise agreements.*

(3) *In this section—*

State industrial authority means—

(a) SAET; or

(b) the Remuneration Tribunal; or

(c) the Commissioner for Public Sector Employment; or

(d) another person or body declared by regulation to be a State industrial authority.

14. The Tribunal has had due regard accordingly, as required by the relevant legislative provisions.

SUBMISSIONS

15. The JRCC made submissions on 30 January 2018, 2 February 2018 and 7 March 2018, which were supported by the MASA. The CSO made submissions on behalf of the Hon. Premier Jay Weatherill on 30 January 2018, 2 February 2018 and 21 February 2018.

16. The Tribunal convened a hearing on 2 February 2018 to hear oral submissions. The following persons attended:

- The Honourable Justice Tim Stanley, on behalf of the JRCC;
- Magistrate David McLeod, on behalf of the MASA;
- Magistrate Jayanthi McGrath, on behalf of the MASA;
- Mr Elbert Brooks, on behalf of the MASA;
- Mr Joseph Wearing, on behalf of the MASA; and
- Ms Lucy Hodge, on behalf of the Honourable Premier of South Australia, as Minister responsible for the Act.

17. The JRCC submitted that:

- The Tribunal should continue to set judicial salaries in a national framework.
- In conformity with that policy, the Tribunal should determine that the salary of a puisne Judge of the Supreme Court of South Australia be \$449,840 per annum.
- The Tribunal should determine an increase to the salaries of judicial and other officers represented by the JRCC of an amount no less than the percentage increase applicable to the salary of a puisne Judge of the Supreme Court.
- The increase should be backdated to operate from 1 January 2018.
- In conformity with the Tribunal's Determination 2 of 2015³, in relation to the President of the South Australian Civil and Administrative Tribunal ("SACAT"), the President of the South Australian Employment Tribunal ("SAET") be awarded an additional component of 10 per cent of a District Court Judge's salary in recognition of the additional administrative work attached to that position.
- That the JRCC agrees with the Premier's submission in relation to granting an additional component of salary to Deputy President Hannon, who continues to perform the duties of the President of the Industrial Relations Commission of South Australia, within the newly established SAET.

³ Remuneration Tribunal Determination and Report 2 of 2015 – Inaugural Review of Remuneration for Presidential Members of the South Australian Civil and Administrative Tribunal

18. The MASA submitted that:

- The Tribunal grant to members of the judiciary appointed under the *Magistrates Act 1983* not less than the general increase in remuneration applicable to other members of the judiciary.

19. The CSO, on behalf of the Hon. Premier Jay Weatherill, submitted that:

- The existing salaries as determined by Determination 4 of 2017 remain appropriate, and no further increase in salaries are appropriate.
- If the Tribunal is minded to determine an increase in those salaries, that the Tribunal not exceed 1.5% to be consistent with current State Government wages policy.
- Any appropriate additional component of remuneration to be awarded to the President of SAET is at the discretion of the Tribunal.
- Any additional component of remuneration to be awarded to Deputy President Hannon, who continues to perform the duties of the President of the Industrial Relations Commission within the recently established South Australian Employment Tribunal, is at the discretion of the Tribunal.
- An economic statement was provided which was drafted by Mr Benjamin Wilson who holds the position of Director, Economic Strategy at the Department of Treasury and Finance.
- The Premier submits that the increase in salaries sought by the JRCC should only be granted if there is economic evidence to support such an increase or evidence supporting such an increase to the work value to each judicial position.
- Following the 2018 election of members of the Parliament and changes to the Executive, the Honourable Premier Stephen Marshall advised the Tribunal that he did not wish to make any additional submissions to the Tribunal.

THE ECONOMY OF SOUTH AUSTRALIA

20. The determination of judicial salaries should have appropriate regard to the economic context in which such determinations are made and the relevant economic circumstances experienced by the community which the judiciary serves.

21. The evidence before the Tribunal and its observations indicate slowly improving economic circumstances in South Australia. In particular, while unemployment remains a concern, it would seem that the State has not suffered the drastic increases in unemployment widely anticipated to follow the closure of the vehicle production industry.

22. The Tribunal will take these matters into account when balancing the relevant considerations for the purposes of our discretionary judgement of the appropriate level of judicial salaries.

CONSIDERATION

23. In the 2016-17 State Budget, the following was stated "the Government has revised its wages policy to limit wage growth to a maximum of 1.5% per annum over the next three years of each enterprise agreement."

24. The Tribunal has observed that recent enterprise bargaining outcomes throughout the South Australian public sector have regularly exceeded salary increases of 1.5% per annum. Relevantly, the *South Australian Modern Public Sector Enterprise Agreement 2017* was approved by the South Australian Employment Tribunal on 31 January 2018. That agreement provided for increases of:

- \$1500 per annum for salaries less than \$75,000;
- \$1800 per annum for salaries greater than \$75,000; and
- A minimum of 1.5% per cent salary increase per annum.

25. The Tribunal has observed that for employees within the administrative services stream of the above agreement, the weighted average of the applicable salary increases is 2.3% per annum, ranging from 3.5 per cent at the ASO1 level to 1.5 per cent at the MAS3 level. In this particular respect the Tribunal observes that there is often a divergence between espoused wages policies and the outcome of enterprise bargaining negotiations affecting public sector employees in various jurisdictions. Accordingly, expressions of wages policy and actual outcomes in the relevant fields should both be taken into account when considering the weight to be afforded to expressions of Government wages policy. When doing so, in the Tribunal's view, the actual, as opposed to the espoused, outcomes of the policy should be accorded greater weight.

26. The determination of judicial remuneration within a national framework requires the Tribunal to have regard to the level of salaries determined in other jurisdictions, which create the levels of remuneration applicable to judicial officers throughout the Commonwealth. The salaries shown at paragraph 12 are determined by remuneration Tribunals or by legislative provisions. In several of the latter cases those provisions are linked to Determinations made by State or Commonwealth Tribunals applicable to the remuneration of judicial officers.
27. While the history of the determination of judicial salaries throughout Australia has, on occasion, reflected changes in the value of the work of identifiable judicial functions, from time to time, increases in the level of judicial remuneration are not exclusively or systematically determined on a work value basis. Rather, in all cases, the history of the determination of judicial salaries reveals continuing close alignment between the various jurisdictions as the dominant experience. Departures from this pattern are unusual and in very distinct circumstances affecting individual jurisdictions.
28. Accordingly, it is pertinent to note that the recent situation in Western Australia is highly distinct. The Western Australia Salaries and Allowances Tribunal has, since May 2017, applied a freeze to the adjustment of judicial salaries following the application by the Government of the State of such a freeze on remuneration across the public sector generally. The grounds upon which the State Government did so reflect a view that the State faces a fiscal emergency. Moreover, since the decision of the Tribunal mentioned above the Parliament of Western Australia has by legislative enactment⁴ prohibited any increase in judicial remuneration before 1 July 2021. The circumstances before us are not analogous.

⁴ Salaries and Allowances Amendment (Debt and Deficit Remediation) Act 2018 (WA)

29. To adopt a principle that judicial remuneration in South Australia would be exclusively reviewed on the basis of the economic circumstances in the State, or, alternatively, specific work value considerations discretely applicable to an individual judicial office or identified judicial officers, would disconnect the determination of judicial remuneration from the principle of setting judicial remuneration within a national framework. In the Tribunal's view, the determination of judicial salaries within a national framework will necessarily encompass comparative economic adjustments as a relevant consideration.
30. The Tribunal has given consideration to data reflecting actual changes in wages and salaries since the 2012 Determination of judicial salaries at which time the salary of a Puisne Judge of the Supreme Court was aligned with that of a Federal Court. We set out the relevant data below.

SA Puisne Judge Salary (actual)		
2012	\$402,880	
2013	\$412,550	2.4%
2014	\$412,550	0.0%
2015	\$412,550	0.0%
2016	\$420,810	2.0%
2017	\$430,910	2.4%
2018	\$441,010	2.3%
TOTAL		9.1%

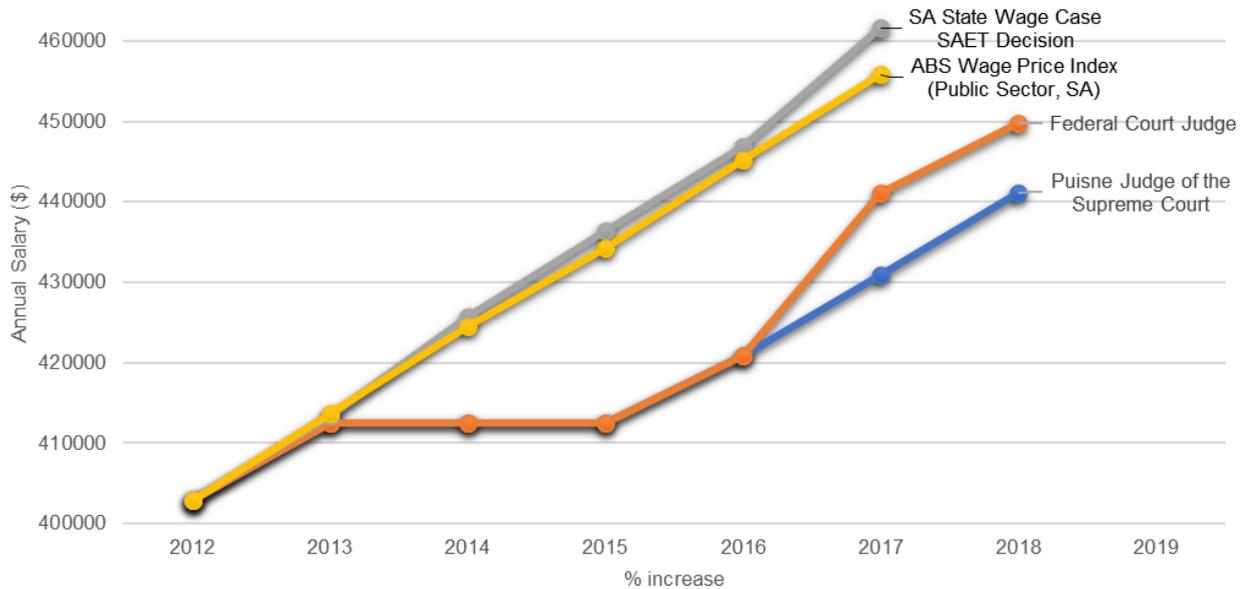
SA Puisne Judge (if increased by SA State Wage Case SAET decision in corresponding year since 2012)		
2012	\$402,880	
2013	\$413,355	2.6%
2014	\$425,756	3.0%
2015	\$436,399	2.5%
2016	\$446,873	2.4%
2017	\$461,620	3.3%
2018	Data yet to be issued	N/A
TOTAL		13.8%

31. We also observe that had the salary of a Puisne Judge of the Supreme Court increased consistently with the relevant Wage Price Index series of the Australian Bureau of Statistics the result would be a salary somewhat higher than is current. The table below sets out that difference.

SA Puisne Judge (actual)		
2012	\$402,880	
2013	\$412,550	2.4%
2014	\$412,550	0.0%
2015	\$412,550	0.0%
2016	\$420,810	2.0%
2017	\$430,910	2.4%
2018	\$441,010	2.3%
TOTAL		9.1%

SA Puisne Judge (if increased by ABS Wage Price Index at 1 July in corresponding year since 2012)		
2012	\$402,880	
2013	\$413,758	2.7%
2014	\$424,515	2.6%
2015	\$434,279	2.3%
2016	\$445,136	2.5%
2017	\$455,820	2.4%
2018	Data yet to be issued	N/A
TOTAL		12.5%

32. A graphical representation of the above figures is illustrated below:



33. This graphical representation demonstrates a lag in the rate of growth of the salary of a puisne judge of the Supreme Court of South Australia, and relatively, other judicial salaries in South Australia, over the relevant period when compared with the statistical series referred to in the tables above.

CONCLUSION

34. Whilst changes in levels of remuneration within the broader community of South Australia form a relevant background for consideration, the Tribunal is not persuaded that espoused Government wages policy should displace the Tribunal's long standing approach to determine relevant salaries within a national framework of remuneration for judicial officers. The Tribunal notes that the actual outcome of wages and salaries negotiations across the public sector relevantly exceed the amount of 1.5% in various circumstances.

35. In this respect, the Tribunal refers to the reasoning generally in our previous Determination⁵ in relation to judicial remuneration. The Tribunal also notes that to simply adopt Government wages policy as the determinant of judicial salaries is not necessarily coherent with the statutory scheme under which the Tribunal's jurisdiction is established. In particular, to adopt government wages policy determined by the Executive as the basis of determining salaries of the Judiciary does not cohere happily, if at all, with the provisions of section 15 of the Act, which is as follows:

"15—Tribunal to have regard to principle of judicial independence

The Tribunal must, where appropriate in determining remuneration under this Act, have regard to the constitutional principle of judicial independence."

⁵ Remuneration Tribunal Determination 4 of 2017 – Remuneration of Members of the Judiciary, Members of the Industrial Relations Court and Commission, the State Coroner and Commissioners of the Environment, Resources and Development Court.

36. Having regard to the national framework of judicial salaries, as set out at paragraph 12 above, the Tribunal has decided to align the salary of a puisne judge of the Supreme Court with the median salary of such an office in all states and territories other than South Australia, as detailed at paragraph 12 of this report, and to increase the salaries of judicial and other offices within the scope of application of the accompanying Determination by the same proportion. Those salaries are set out in the determination which accompanies this Report.

37. The Tribunal therefore makes the accompanying Determination. The Determination reflects discrete consideration of the level of remuneration of certain specified judicial offices, and particular circumstances relevant thereto, which are dealt with immediately below.

PRESIDENT OF SOUTH AUSTRALIAN EMPLOYMENT TRIBUNAL

38. The SAET is established by section 5 of the *South Australian Employment Tribunal Act 2014* ("the SAET Act"). The Statutes Amendment (South Australian Employment Tribunal) Act 2016 ("the Amending Act") abolishes the Industrial Relations Commission of South Australia and provides for the expansion of the South Australian Employment Tribunal.

39. The SAET Act establishes the office of President of the Tribunal. By section 10 of the SAET Act, the Tribunal has jurisdiction to determine an additional component of salary for a Judge of the District Court who holds the office of President of the SAET.

40. Submissions have been received in relation to the determination of such an additional amount from Premier and JRCC.

- Submission by the JRCC.

An amount of 10 per cent of a District Court Judge is appropriately payable to the President of the South Australian Employment Tribunal.

- Submissions by CSO, on behalf of the Premier.

The amount should be determined at the Tribunal's discretion.

41. The Tribunal, in similar circumstances, was required to consider the determination of additional salary in relation to the office of President of the South Australian Civil and Administrative Tribunal ("SACAT"), pursuant to the relevant provisions of the South Australian Civil and Administrative Tribunal Act 2013 ("the SACAT Act"). The Tribunal issued a Report and Determination⁶ which prescribed an additional component of salary at the rate of 10 per cent of the salary of a puisne judge of the Supreme Court.

⁶ Remuneration Tribunal Report and Determination 2 of 2015 – Inaugural Review of Remuneration for Presidential Members of the South Australia Civil and Administrative Tribunal

42. On the Tribunal's consideration of the legislation establishing the SAET, and having regard to the extent of that Tribunal's jurisdiction and the responsibilities of the President for providing the necessary leadership of the organisation and its administrative efficiency, the Tribunal is satisfied that an amount of 10 per cent of the salary of a District Court Judge is appropriately payable in respect of the office of President of the SAET.

DEPUTY PRESIDENTS OF THE SOUTH AUSTRALIAN EMPLOYMENT TRIBUNAL

43. Section 13 of the SAET Act provides for appointment of Deputy Presidents of the South Australian Employment Tribunal.
44. Throughout this review, there was some initial confusion within the submissions of the CSO on behalf of the Premier in relation to the Remuneration Tribunal's jurisdiction to determine additional amounts of salary for the Deputy Presidents appointed to SAET, pursuant to the relevant provisions of the SAET Act.
45. The Tribunal is satisfied that the determination of additional amounts of salary is within jurisdiction and power in respect of the office of Deputy President of SAET, and in particular in respect of the current occupants of those offices. The Tribunal has reached this conclusion based on the SAET Act and transitional provisions enacted by the Statutes Amendment (South Australian Employment Tribunal) Act 2016.
46. For the purposes of the Tribunal's current consideration of the remuneration of Deputy Presidents of SAET, it is necessary to make a distinction of Deputy Presidents who hold office as Judge of the District Court and Deputy Presidents who hold office as a Magistrate. This distinction is reflected in the legislation, which relevantly, confers jurisdiction and power upon the Tribunal to determine additional amounts of salary in respect of both categories.
47. The Tribunal received submissions from the JRCC in relation to Judges of the District Court who are appointed as Deputy Presidents of the SAET, submitting that the salary of a district court judge is appropriate, with the exception of Deputy President Hannon.
48. No submissions were received in relation to Magistrates who were previously appointed as Deputy Presidents of the Industrial Relations Commission of South Australia.

DEPUTY PRESIDENT HANNON

49. The Tribunal has heard through the submissions of the CSO, on behalf of the Premier, and the JRCC, that duties previously assigned to the now defunct role of President of the Industrial Relations Commission of South Australia have been delegated to Deputy President Hannon of the South Australian Employment Tribunal.
50. The CSO and JRCC submitted that the level of salary previously payable to Deputy President Hannon remains appropriate. The determination supported by the CSO and JRCC is an additional component of salary equivalent to the previous salary payable to the President of the Industrial Relations Commission, less the salary of a District Court Judge. Furthermore, the parties submitted that any increases granted to judicial officers generally ought to be taken into consideration in determining an appropriate amount of additional salary for Deputy President Hannon.
51. The Tribunal considers that it is appropriate in the circumstances to award an additional component of salary to a Deputy President of the South Australian Employment Tribunal who is delegated the previous duties of the now defunct role of the President of the Industrial Relations Commission. The Tribunal is satisfied that the amount of additional salary, in respect of Judge Hannon, as submitted by the parties, is appropriate.

OPERATIVE DATE

52. The Tribunal has decided that the accompanying Determination will come into operation on and from 1 June 2018, with the exception of the additional salary for the President of the South Australian Employment Tribunal, which will come into operation on 7 November 2017.

COMMUNICATION ALLOWANCE

53. The Tribunal has had regard to the relevant statistical measure which comprises the basis of the Communications Allowance applicable to judicial office holders, and has concluded that the Communications Allowance will remain as provided for in Determination 6 of 2013.

Dated: 3 May 2018

JOHN LEWIN
President
PETER ALEXANDER
Member
PAMELA MARTIN
Member

DETERMINATION OF THE REMUNERATION TRIBUNAL

NO. 2 OF 2018

Remuneration of Members of the Judiciary, Presidential Members of the South Australian Employment Tribunal, the State Coroner, and Commissioners of the Environment, Resources and Development Court

SCOPE OF DETERMINATION

The Remuneration Tribunal ("the Tribunal") has jurisdiction under section 13 of the *Remuneration Act 1990* ("the Act"), to determine the remuneration payable to judges, magistrates and holders of the public offices listed in that section of the Act. Section 14 of the Act provides that the Tribunal may be conferred additional jurisdiction by any other Act or by proclamation by the Governor, to determine the remuneration of other specified offices.

This Determination sets out the remuneration payable to members of the judiciary, the holders of public offices listed in section 13 of the Act, and certain statutory office holders.

1. SALARY

1.1 Members of the Judiciary

- 1.1.1 Annual salaries and allowances for the following members of the judiciary will be:

	Salary per annum operative 1 June 2018
Chief Justice of the Supreme Court	\$503,780
Puisne Judges of the Supreme Court	\$449,840
Masters of the Supreme Court	\$397,240
Chief Judge of the District Court	\$449,840
Other District Court Judges	\$397,240
Masters of the District Court	\$350,830
Chief Magistrate*	\$369,700
Deputy Chief Magistrate ⁺	\$344,650
Supervising Magistrates	\$336,070
Assistant Supervising Magistrate of the Adelaide Magistrates Court	\$329,350
Magistrates	\$313,310

* A judicial officer who is appointed to the office of the Chief Magistrate whose primary office is a Judge of the District Court is entitled to the salary of a District Court Judge, as prescribed by section 6A of the *Magistrates Act 1983* and section 6 of the *Judicial Administration (Auxiliary Appointments and Powers) Act 1988*.

⁺ *The Statutes Amendment (Attorney-General's Portfolio No 3) Act 2017* abolishes the position of Deputy Chief Magistrate, with effect 8 July 2018.

Senior Judge, Youth Court and Senior Judge, Environment Resources and Development Court, appointed as such, paid the allowance shown for as long as that person continues to perform such duties and is designated as 'Senior'. \$11,130

Magistrate directed by the Chief Magistrate with the concurrence of the Attorney-General to perform special administrative duties in a region (Regional Manager) or in a residential country area (Country Resident Magistrate) paid the allowance shown for as long as that person continues to perform such duties. \$22,770

Magistrate directed by the Chief Magistrate with the concurrence of the Attorney-General to perform special administrative duties at a particular court (Magistrate-in-Charge) paid the allowance shown for as long as that person continues to perform such duties. \$8,860

Magistrate appointed Warden under the *Mining Act 1971* as amended and performing the duties of Senior Warden paid the salary shown for as long as that person continues to perform such duties. \$330,130

Magistrate appointed as a Deputy State Coroner on a full-time ongoing basis paid the allowance shown for as long as that person continues to perform such duties. \$8,860

1.1.2 Where a person is appointed as Acting Chief Justice of the Supreme Court or as Acting Chief Judge of the District Court and such appointment extends for a continuous period of more than one week, the person appointed shall be paid a salary equal to the salary specified herein for the Chief Justice or the Chief Judge, as appropriate, for the whole of the period the appointment is in effect.

1.2 Statutory Office Holders

1.2.1 Annual salaries for the following statutory office holders will be:

	Salary per annum operative 1 June 2018
The State Coroner whilst he continues to perform this function under his current conditions of employment	\$365,580
Additional salary component for a Judge of the District Court whom holds the appointment, and performs the functions of, the President of the South Australian Employment Tribunal. This amount of additional salary shall have operative effect on and from 7 November 2017.	An amount equal to ten per cent of the salary of a District Court Judge
Additional salary payable to a Deputy President of the South Australian Employment Tribunal who is delegated the previous duties of the now defunct role of the President of the Industrial Relations Commission	\$20,135
Commissioners of the Environment, Resources and Development Court	\$300,370

2. ACCOMMODATION AND MEAL ALLOWANCES

Accommodation and Meal Allowances pursuant to the Tribunal's Determination 14 of 2017 shall continue to apply, as amended from time to time.

3. COMMUNICATION ALLOWANCE

Communication Allowance pursuant to the Tribunal's Determination 6 of 2013 shall continue to apply, as amended from time to time.

4. CONVEYANCE ALLOWANCE

Conveyance Allowance pursuant to the Tribunal's Determination 9 of 2017 shall continue to apply, as amended from time to time.

5. DATE OF OPERATION

The salaries listed in clause 1 are operative on and from 1 June 2018, unless otherwise stated within the Determination.

Dated: 3 May 2018

JOHN LEWIN
President

PETER ALEXANDER
Member

PAMELA MARTIN
Member

REPORT OF THE REMUNERATION TRIBUNAL

NO. 3 OF 2018

*2018 Review of Salary of the Governor of South Australia***INTRODUCTION**

1. The Remuneration Tribunal (“the Tribunal”) has jurisdiction under section 14 of the Remuneration Act 1990 (“the Act”) and section 73 of the Constitution Act 1934 (“the Constitution Act”), to determine the salary payable to His Excellency the Governor of South Australia (“the Governor”). Section 8 of the Act provides that the Tribunal must sit at least once in each year for the purpose of determining, or reviewing previous determinations of remuneration made under the Act.

BACKGROUND

2. On 11 February 2016, the Constitution (Governor’s Salary) Amendment Act 2015 (“the Amending Act”) came into operation. The Amending Act confers jurisdiction upon the Tribunal to determine the salary of the office of the Governor of South Australia. Prior to this amendment, the salary of the Governor was fixed by the Constitution Act at the amount of 75% of the salary of a puisne judge of the Supreme Court of South Australia. This arrangement no longer applies.
3. In 2016, the Tribunal issued its inaugural Determination¹ of salary of the Governor of South Australia, resulting in that salary being fixed at \$315,608 per annum, operative from 11 February 2016.
4. In 2017, the Tribunal conducted its annual review, resulting in the making of a Determination² which increased the level of salary for the Governor of South Australia to \$323,183.

¹ Determination 7 of 2016 – Inaugural Determination of Salary for the Governor of South Australia

² Determination 7 of 2017 – 2017 Review of Salary of the Governor of South Australia

SUBMISSIONS

5. In accordance with section 10(2) of the Act, the Tribunal, by letter dated 9 April 2018, invited the Governor to make a submission in relation to the review of the salary applicable to the office of the Governor. In addition, the Tribunal invited the Premier, as the Minister responsible for the Act, to make submissions in the public interest.
6. The Official Secretary to the Governor wrote to the Tribunal on 11 April 2018, advising that the Governor does not intend to make a submission in relation to the Tribunal’s Determination of the Governor’s salary in 2018.
7. The Crown Solicitor’s Office, on behalf of the Premier, notified the Tribunal on 26 April 2018 that the Premier does not wish to make a submission in relation to the determination of the Governor’s salary by the Tribunal.

CONCLUSION

8. Both of the Determinations referred to in paragraph 3 and 4 above, caused the continuation of the level of the salary of the Governor to be maintained at the level equivalent to seventy five per cent of that of a puisne judge of the Supreme Court of South Australia. After due consideration of the unique nature of the office of the Governor, and in the absence of any submissions which advocate a change to this policy, the Tribunal has determined that the Governor’s salary should be maintained in that relationship from time-to-time, except and until the Tribunal determines otherwise.
9. The operative date of its Determination will be 1 June 2018.

Dated: 3 May 2018

JOHN LEWIN
President

PETER ALEXANDER
Member

PAMELA MARTIN
Member

DETERMINATION OF THE REMUNERATION TRIBUNAL

NO. 3 OF 2018

*2018 Review of Salary of the Governor of South Australia***DETERMINATION**

1. The Tribunal determines that the salary of the Governor of South Australia shall be an amount equal to seventy five per cent of the salary of a puisne judge of the Supreme Court of South Australia, until further Determination by the Tribunal.
2. The operative date of this Determination shall be 1 June 2018.

Dated: 3 May 2018

JOHN LEWIN
President

PETER ALEXANDER
Member

PAMELA MARTIN
Member

REPORT OF THE REMUNERATION TRIBUNAL

NO. 4 OF 2017

*Reimbursement of Expenses Applicable to the Electorate of Mawson – Travel by Ferry***INTRODUCTION**

1. The *Remuneration Act 1990* (“the Act”) was introduced to establish an independent tribunal to determine the remuneration payable to members of the judiciary, and the remuneration or part of the remuneration payable in respect of certain other offices. Section 14 of the Act provides that additional jurisdiction may be conferred on the Tribunal by any other Act, or by proclamation of the Governor. The Tribunal has jurisdiction under section 3A of the *Parliamentary Remuneration Act 1990* (“the PR Act”) to make a determination or perform any other function required by the PR Act.

2. Section 3A(3) of the PR Act provides that the Tribunal may make a different provision according to the member, the electorate, the House of Parliament or the circumstances to which the Determination is to apply.

BACKGROUND

3. The last Determination in relation to the reimbursement of expenses for ferry travel between Kangaroo Island and the Fleurieu Peninsula is Determination 5 of 2015. This Determination applies to the specific circumstances within the electorate of Finniss, as it then was, where ferry travel by sea is routinely required to move around the electorate for the purposes of parliamentary business.
4. Since the making of Determination 5 of 2015, that Determination has been reviewed by the Tribunal in 2016¹ and 2017², resulting in no adjustment being made to the level of the reimbursement. The Tribunal reported accordingly.
5. Following the redistribution of the State's electoral boundaries, which took effect on 17 March 2018, the electorate within which Kangaroo Island is situated is the electorate of Mawson.

¹ Remuneration Tribunal Report 18 of 2016 – Reimbursement of Expenses Applicable to the Electorate of Finniss

² Remuneration Tribunal Report 12 of 2017 - Reimbursement of Expenses Applicable to the Electorate of Finniss

PROCEDURAL HISTORY

6. On 9 April 2018, the Member for Mawson wrote to the Tribunal seeking urgent consideration of a Determination for the electorate of Mawson, in similar terms to the Determination made for the electorate of Finniss, when Kangaroo Island was situated within that electorate.
7. Section 10(2) of the Act, requires that before the making of a Determination affecting the remuneration of a particular person, or persons of a particular class, the Tribunal must allow that person, or persons of that class, a reasonable opportunity to make submissions.
8. The Tribunal, by letters dated 18 April 2018, wrote to the Member for Mawson, providing notification of the Tribunal's intention to make a Determination for the electorate of Mawson, in similar terms as the ferry travel Determination for the electorate of Finniss. The Tribunal also invited the Premier, as the Minister responsible for the Act, to make submissions in the public interest. The Tribunal fixed the closing date for submissions for 27 April 2018.

SUBMISSIONS

9. The Member for Mawson submitted that:
 - The electorate of Mawson has now increased considerably in size, accommodating much of the previous area held by the electorate of Finniss, including Kangaroo Island. Accordingly, the level of the electorate allowance applicable to the electorate of Mawson should be generally reviewed immediately;
 - The Member for Mawson is required to incur significant travel and accommodation costs in serving the electorate effectively; and
 - It is appropriate that Determination 5 of 2015 be changed to refer solely to the electorate of Mawson.
10. The Crown Solicitor's Office, on behalf the Premier, submitted that:
 - The Honourable Premier does not wish to make any submissions, save and except, rather than referring to a specifically named electorate, the Determination instead refers to the electorate that encompasses Kangaroo Island.

CONCLUSION

11. On and from 17 March 2018, Kangaroo Island is no longer situated within the electorate of Finniss, and now falls within the electorate of Mawson. The Tribunal is of the view that the previous entitlement to reimbursement of ferry travel expenses applicable to the electorate of Finniss, ought to apply to the electorate of Mawson, from the date which the changes to electoral boundaries took effect.
12. The maximum amount of ferry travel expense reimbursement, which applied to the electorate of Finniss prior to the redistribution of the State's electoral boundaries, is fixed in Determination 5 of 2015. The amount of reimbursement is based on expenses actually and necessarily incurred, by the member, for the purposes of travel by ferry between Kangaroo Island and the Fleurieu Peninsula, for electoral purposes. The maximum amount of reimbursement is currently capped at \$3,380. The Tribunal considers that the current maximum amount of reimbursement continues to be appropriate. The Tribunal will issue the accompanying Determination accordingly.
13. The Tribunal intends to further consider the consequential effects of the redistribution of the State's electoral boundaries, having regard to the changes that apply to all of the House of Assembly electoral districts, as part of the annual review of the Tribunal's Electorate Allowances Determination³ in the later part of 2018.

³ Remuneration Tribunal Determination 17 of 2016 – Electorate Allowances for Members of the Parliament of South Australia

Dated: 3 May 2018

JOHN LEWIN
President

PETER ALEXANDER
Member

PAMELA MARTIN
Member

DETERMINATION OF THE REMUNERATION TRIBUNAL

NO. 4 OF 2018

Reimbursement of Expenses Applicable to the Electorate of Mawson¹ – Travel by Ferry

PREAMBLE

The Remuneration Tribunal ("the Tribunal") received an application from the Member for Mawson concerning expenses associated with travelling by ferry between Kangaroo Island and the Fleurieu Peninsula. The Tribunal considered the particular circumstances of the electorate of Mawson warranted a determination to address the requirements for expenses to be incurred uniquely for the purpose of ferry travel. The Tribunal has issued the accompanying report accordingly.

DETERMINATION

A member of the House of Assembly for the Electorate of Mawson shall be entitled to be reimbursed for expenses necessarily incurred travelling by ferry between Kangaroo Island and the Fleurieu Peninsula, for electoral purposes, up to an amount for \$3380 per annum, in addition to any other remuneration, allowance or entitlement.

This Determination supersedes and revokes in full the previous Determination 5 of 2015².

DATE OF OPERATION

The provisions of this Determination shall operate on and from 17 March 2018, which is the date that the redistribution of the State's electoral boundaries took effect.

¹ The Parliamentary Remuneration Act 1990 (SA) section 3A(3) provides that the Remuneration Tribunal may make different provision according to the member, the electorate, the House of Parliament or the circumstances to which the determination is to apply.

² Remuneration Tribunal Determination 5 of 2015 - Reimbursement of Expenses Applicable to The Electorate of Finnis – Travel by Ferry

Dated: 3 May 2018

JOHN LEWIN
President

PETER ALEXANDER
Member

PAMELA MARTIN
Member

ROADS (OPENING AND CLOSING) ACT 1991

SECTION 24

Notice of Confirmation of Road Process Order

Road Closure – Copper Coast Highway, Kadina

BY Road Process Order made on 19 February 2018, the Copper Coast Council ordered that:

1. Portion of the Copper Coast Highway, Kadina, more particularly delineated and lettered 'A' and 'B' in Preliminary Plan 17/0032 be closed.
2. Issue a Certificate of Title to the Copper Coast Council for the whole of the land subject to closure which land is being retained by Council for merging with adjoining Council owned land.

On 7 May 2018 that order was confirmed by the Minister for Transport, Infrastructure and Local Government conditionally upon the deposit by the Registrar-General of Deposited Plan 117968 being the authority for the new boundaries.

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

Dated: 10 May 2018

M. P. BURDETT
Surveyor-General

DPTI: 2017/10212/01

ROADS (OPENING AND CLOSING) ACT 1991

SECTION 24

Notice of Confirmation of Road Process Order

Road Closure - Crawford Crescent (Portion), Mannum

BY Road Process Order made on 10 October 2017, the Mid Murray Council ordered that:

1. Portion of Crawford Crescent adjoining Allotment 5 in Deposited Plan 8302 and Allotment 101 in Deposited Plan 63329, more particularly delineated and marked 'C' and 'D' in Preliminary Plan 16/0028 be closed.
2. Transfer the whole of land subject to closure marked 'C' to Ronald John Murphy and Susan Carole Aplin in accordance with the Agreement for Transfer dated 29 September 2017 entered into between the Mid Murray Council and Ronald John Murphy and Susan Carole Aplin.
3. Transfer the whole of land subject to closure marked 'D' to Petrea Jane Pty Ltd in accordance with the Agreement for Transfer dated 30 August 2017 entered into between the Mid Murray Council and Petrea Jane Pty Ltd.

On 17 April 2018 that order was confirmed by the Minister for Transport, Infrastructure and Local Government conditionally upon the deposit by the Registrar-General of Deposited Plan 117098 being the authority for the new boundaries.

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

Dated: 10 May 2018

M. P. BURDETT
Surveyor-General

DPTI: 2016/15138/01

ROADS (OPENING AND CLOSING) ACT 1991

SECTION 24

Notice of Confirmation of Road Process Order

Road Closure - Lobethal Road (Portion), Lobethal

BY Road Process Order made on 10 January 2017, the Adelaide Hills Council ordered that:

1. Portion of Lobethal Road (public road) adjoining Allotment 62 in Deposited Plan 74988 Hundred of Onkaparinga, more particularly delineated and lettered 'E' in Preliminary Plan 17/0045 be closed.

2. Issue a Certificate of Title to the Adelaide Hills Council for the whole of the land subject to closure lettered 'E' which land is being retained by the Adelaide Hills Council and merged with the adjoining land owned by the Adelaide Hills Council.

The following easement is to be granted over portion of the land subject to that closure:

- i. Grant to South Australian Water Corporation an easement for sewerage purposes over the land marked 'F' in Deposited Plan 117912.

On 7 May 2018 that order was confirmed by the Minister for Transport, Infrastructure and Local Government conditionally upon the deposit by the Registrar-General of Deposited Plan 117912 being the authority for the new boundaries.

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

Dated: 10 May 2018

M. P. BURDETT
Surveyor-General

DPTI: 2017/16803/01

ROADS (OPENING AND CLOSING) ACT 1991

SECTION 24

Notice of Confirmation of Road Process Order

Road Closure - Mill Road (Portion), Lobethal

BY Road Process Order made on 10 January 2018, the Adelaide Hills Council ordered that:

1. Portion of Mill Road (public road) adjoining Allotment 202 in Deposited Plan 65382, Allotment 87 in Filed Plan 4620 and Allotment 201 in Deposited Plan 60535 Hundred of Onkaparinga, more particularly delineated and lettered 'A', 'B' and 'C' in Preliminary Plan 17/0044 be closed.
2. Issue Certificates of Title to the Adelaide Hills Council for the whole of the land subject to closure lettered 'A', 'B' and 'C' which land is being retained by the Adelaide Hills Council and merged with the adjoining land owned by the Adelaide Hills Council.

On 7 May 2018 that order was confirmed by the Minister for Transport, Infrastructure and Local Government conditionally upon the deposit by the Registrar-General of Deposited Plan 117912 being the authority for the new boundaries.

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

Dated: 10 May 2018

M. P. BURDETT
Surveyor-General

DPTI: 2017/16788/01

STATE LOTTERIES ACT 1966

Lotteries (The Pools) Rules

1. *Preliminary*

- 1.1 These Rules may be cited as the Lotteries (The Pools) Amendment Rules, 2018 (No. 1).
- 1.2 The Lotteries (The Pools) Rules made under the State Lotteries Act, 1966 and published in the *Government Gazette* on 27 October 2016 are hereinafter referred to as the "Principal Rules".
- 1.3 The Principal Rules are hereby amended effective from 11 May 2018 and these Rules will take effect immediately thereafter, except as provided in these Rules.

2. *Amendment of Rules*

The Principal Rules are deleted and the Rules as annexed are to be substituted therefor.

The Common Seal of the Lotteries Commission of South Australia was affixed pursuant to a resolution of the Commissioner:

Dated: 22 April 2018

Signature:
DAVID GRAEME HARDY
Commissioner

Approved:
ROBERT LUCAS
Treasurer

STATE LOTTERIES ACT 1966

Lotteries (The Pools) Rules

This consolidation includes amendments as at 11 May 2018. It is provided for convenient reference only and regard should be had to the full text of the Lottery Rules and amendments as published in the *South Australian Government Gazette* from time to time.

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1. *Preliminary*
 - 1.1. These Rules may be cited as the Lotteries (The Pools) Rules.
 - 1.2. These Rules will come into operation on the date specified in the Schedule to these Rules.
 - 1.3. These Rules are to be read in conjunction with and are subject to the Lotteries (General) Rules.
 - 1.4. These Rules apply only to the lottery known as "The Pools".
2. *Interpretation*
 - 2.1. In these Rules and in each part of these Rules unless the contrary intention appears:
 - "Australian Soccer Pools" means a lottery conducted by the Bloc members in which a player is required to forecast 6 numbers from the range of numbers 1 to 38 inclusive and the winning numbers are determined by the results of soccer matches played either in the Northern Hemisphere or Southern Hemisphere (and "The Pools" has a corresponding meaning);
 - "away team" means the team whose name is printed in the right hand column of the match list;
 - "away win" or "win for away team" means a result where the away team has or is deemed to have scored more goals in the match than the home team;
 - "Bloc members" means the parties from time to time to the Bloc Agreement entered into by SALC with other lottery operators for the promotion, conduct and sale of tickets in the game of The Pools on a joint basis with a common winning number determination and a declaration of common dividends based on the equal participation of all players in the aggregated prize pool;
 - "claim period" means the period commencing at midnight on the day of determination of the draw results ("relevant day") and ending on the 14th day thereafter;
 - "Game Administrator" means the Bloc member appointed from time to time to undertake predetermined duties and responsibilities in relation to the game;
 - "home team" means the team whose name is printed in the left hand column of the match list;
 - "home win" or "win for home team" means a result where the home team has or is deemed to have scored more goals in the match than the away team;
 - "match list" means the list of matches published from time to time by the Game Administrator:
 - (a) in respect of matches played in the Northern Hemisphere; or
 - (b) in respect of matches played during the Australian Season or other matches played in the Southern Hemisphere;containing a list of such number of matches exceeding 38 as is approved by the Bloc members;
 - "QuickPick entry" means a nomination made by a player indicating that the player wishes to make a QuickPick selection in accordance with Rule 6 of these Rules;
 - "void match" means, a match in the match list not played as published in the match list or as declared by the Master Agent.
3. *Ordinary Entry*
 - 3.1. To create an ordinary entry, a player must forecast or cause to be forecast 6 numbers.
 - 3.2. An ordinary entry will provide participation for the number of games selected and paid for in one (1) draw only.
 - 3.3. The minimum number of games that must be completed will be four (4) or such number as otherwise determined by the Master Agent.
 - 3.4. There will be a limit to the maximum number of games that can be played, including that in any one draw:
 - 3.4.1. the Master Agent may decline to issue more than 1,000 entries to a player; and
 - 3.4.2. a player can be issued with no more than 201,000 equivalent games.
 - 3.5. A player may request that an entry be issued in advance of a current draw. The maximum number of advance draws in which an entry can be issued will be notified to players by the Master Agent following determination by SALC.
 - 3.6. Subject to Rule 6, a player may enter a draw by:
 - 3.6.1. submitting a coupon provided for that purpose from time to time by the Master Agent, together with an Easisplay Club membership card if applicable; or
 - 3.6.2. making a verbal or electronic request at the selling point, together with providing an Easisplay Club membership card if applicable.
 - 3.7. In the case of a coupon,
 - 3.7.1. a player's forecast must be marked with a cross mark in the centre of the square, a vertical mark in the centre of the square or such other mark as the Master Agent determines. No other mark will be accepted. All marks on a coupon must be legible and if a coupon cannot be read by a selling point terminal, it will be rejected. A coupon must not be marked in red.
 - 3.7.2. the relevant "system/pick" box must be left blank.
 - 3.7.3. a player who marks a "top up games" box will be taken to have authorised the selling point operator to generate a random forecast of a sufficient quantity of numbers to complete the game, the coupon or the nominated number of games, as the case may be.
 - 3.7.4. if a player marks more than the specified number of squares in any game, a ticket will not issue until the player has either nominated the number(s) to be deleted or nominated a system/pick entry. The player may be required to complete another coupon.
 - 3.7.5. if a player marks fewer than the specified number of squares in any game and does not mark the relevant "top up games" box, a ticket will not issue until the player has either nominated the number(s) to be added or nominated a top up games entry or a system/pick entry.

4. *Multi-Week Entry*

- 4.1. A player may enter their number forecasts for a series of consecutive draws by marking the appropriate square in the "multi-week" box on a coupon or by verbally or electronically requesting such an entry at the selling point. The maximum number of consecutive draws that may be entered in this way will be notified to players by the Master Agent following determination by SALC.
- 4.2. The Rules governing ordinary entries will apply to every multi-week entry.

5. *System/Pick Entry*

- 5.1. A player may create a system/pick entry by forecasting or causing to be forecast 4, 5 or from 7 to 20 numbers, rather than the 6 to be forecast in the case of an ordinary entry.
- 5.2. In the case of a coupon, a system/pick entry must be completed by marking the relevant "system/pick" box and forecasting or causing to be forecast the quantity of numbers corresponding to the system/pick to be entered by the player. (Thus, to play system 7, 7 numbers are forecast; to play system 8, 8 numbers are forecast and so on to a maximum of 20 numbers forecast to play a system 20 entry.) In all other instances, a system/pick entry is created by verbally or electronically requesting such an entry at the selling point. Ordinary and system/pick entry participation will be accepted if completed on the same coupon and more than one system/pick entry type can be played on the one coupon.
- 5.3. In the case of a coupon, if more numbers are marked in a game than the requested system/pick requires, a ticket will not issue until the player has nominated the number(s) to be deleted. If fewer numbers are marked in a game than the requested system/pick requires and the relevant "top up games" box is not marked a ticket will not issue until the player has either nominated the number(s) to be added or selected a top up entry.
- 5.4. Picks 4 and 5 are entries in which the quantity of numbers forecast is less than 6 numbers.
- 5.5. A pick 4 or 5 entry will be equivalent to playing a certain number of separate games of 6 numbers as determined by the following formula:

$$\frac{(38 - P)!}{32! \times (6 - P)!}$$
 (where P = pick number).
- 5.6. A player who seeks to participate in a pick 4 entry must forecast or cause to be forecast any 4 numbers. These 4 numbers will be combined with all combinations of 2 numbers from the remaining unselected numbers. This pick entry will be equivalent to playing 561 games of 6 numbers.
- 5.7. A player who seeks to participate in a pick 5 entry must forecast or cause to be forecast any 5 numbers. These 5 numbers will be combined with each of the remaining unforecast numbers in turn. This pick entry will be equivalent to playing 33 games of 6 numbers.
- 5.8. A player who seeks to participate in a system 7 to 20 entry inclusive must forecast or cause to be forecast the quantity of numbers according to the system number to be played. These numbers will be combined with one another in all possible combinations of 6 numbers. This system entry will be equivalent to playing a certain number of separate games of 6 numbers as determined by the following formula:

$$\frac{S!}{6! \times (S - 6)!}$$
 (where S = system number)
- 5.9. Subject to Rule 3.4, a player may enter up to 18 games of any type of system/pick entry on the one coupon or such other number as the Master Agent determines.
- 5.10. A system/pick entry may be entered for multi-week participation, in which case the Rules relating to multi-week and QuickPick entries will also apply, as appropriate.
- 5.11. The price of a system/pick entry will be as determined by the Master Agent from time to time.

6. *QuickPick Entry*

- 6.1. A player can play by means of a QuickPick nomination at the selling point whereby the selling point terminal will process the information nominated by the player to generate a forecast of the type nominated by the player. Such entries will be limited to such number of games for an ordinary entry and, subject to Rule 3.4, such number of any type of system/pick entry as the Master Agent determines.
- 6.2. When using a coupon, QuickPick entries can be played by marking the appropriate 'top up games' box or the 'top up selection' box (if this option is available) and will be limited to 6, 12, 14, 18, 25, 36 or 50 games (of 6 numbers) for an ordinary entry and subject to Rule 3.4, such number of any type of system/pick entry as the Master Agent determines.
- 6.3. The QuickPick forecast will be generated by the selling point terminal, and the generated selections will be deemed to be those selections nominated by the player as if they were marked on a coupon by the player in accordance with these Rules.

7. *Determination of Winning Numbers*

- 7.1. Each draw will be identified by a number.
- 7.2. Subject to Rule 7.5, each number in a panel on a coupon for The Pools will represent the match with the same number as depicted on the match list, notwithstanding that there are fewer numbers in a panel on a coupon than appear on the match list.
- 7.3. The match list will be published by the Game Administrator and will be available to players on the Master Agent's website, the website of the internet sales operator and at selling points.
- 7.4. To determine the 6 winning match numbers and the supplementary match number the result of matches represented by the numbers in a game will be deemed to have an order of rank depending on the results of those matches in accordance with Rules 7.4.1. to 7.4.5. (but having regard to Rules 7.4.6 and 7.4.7.). For the purposes of Rule 7.8 the 6 highest ranked numbered matches will be the 6 winning match numbers and the 7th highest ranked numbered match will be the supplementary match number.
- 7.4.1. score draw - This is a match in which both teams score an equal number of goals. Score draws will be ranked higher than any other result. Score draws are ranked from highest to lowest based on the total number of goals scored.

- 7.4.2. nil score draw – This is a match in which no goals are scored. All nil score draws will be ranked equally and will be ranked higher than wins for away teams or wins for home teams.
- 7.4.3. win for away team – This is a match in which the away team scores more goals than the home team. All wins for away teams will be ranked higher than wins for home teams. Away team wins with a smaller goal difference will be ranked higher than away team wins with greater goal differences. If 2 or more away team wins have the same goal difference, away team wins where more goals are scored will be ranked higher than away team wins where fewer goals are scored.
- 7.4.4. win for home team – This is a match in which the home team scores more goals than the away team. Home team wins with a smaller goal difference will be ranked higher than home team wins with a greater goal difference. If 2 or more home team wins have the same goal difference home team wins where more goals are scored will be ranked higher than home team wins where fewer goals are scored.
- 7.4.5. if two or more numbered matches in a game are or are deemed to be of equal rank in accordance with Rules 7.4.1, 7.4.2, 7.4.3 and 7.4.4 any such match printed with a higher match number on the match list will be ranked higher than any such match printed with a lower number on the match list (subject to Rules 7.5 and 7.6).
- 7.4.6. a reference in Rules 7.4.3 and 7.4.4 to “more goals” or “fewer goals” refers to the total number of goals scored by both teams in a match result.
- 7.4.7. if there are insufficient results in accordance with Rule 7.4.1 to determine the 6 winning match numbers and the supplementary match number, the results in accordance with Rule 7.4.2 will be taken into account. If there are still insufficient results, the results in accordance with Rule 7.4.3 will be taken into account. If there are still insufficient results, the results in accordance with Rule 7.4.4 will be taken into account. If there are still insufficient results then a barrel draw shall be conducted in accordance with Rule 7.7.
- 7.5. If any results determined in accordance with Rule 7.4 is determined a void match, the result of that void match will be deemed to be the result of the first numbered match (not being a void match) on the match list from number 39 and onwards, the second such void match will be deemed to be the result of the second numbered match (not being a void match) on the match list from number 39 and onwards, and so on in ascending numerical sequence for each such void match until such time as a sufficient number of results are determined.
- 7.6. Notwithstanding that one or more of the matches as published on the match list is not played, the results of matches so printed on the match list will, subject to Rule 7.5, be the results adopted.
- 7.7. In the event that there are insufficient matches played to determine the 6 winning match numbers and the supplementary match number or the use of some matches in determining the 6 winning match numbers and the supplementary match number is precluded for any other reason then;
- 7.7.1. a barrel draw shall be conducted at the earliest opportunity;
- 7.7.2. the barrel draw will be supervised by the appropriate representatives for the State in which the draw is conducted;
- 7.7.3. the balls to be used shall be numbered from 1 to 38;
- 7.7.4. the balls for numbers already determined in accordance with Rule 7.4 shall be removed as already selected;
- 7.7.5. the barrel draw shall be conducted with the remaining balls;
- 7.7.6. each appropriate representative supervising the draw will record the numbers drawn, in drawn order; and
- 7.7.7. the numbers so drawn shall be included with the numbers already determined in accordance with Rule 7.4, in drawn order sequence, until 6 winning match numbers and a supplementary match number are determined.
- 7.8. There will be 5 prize winning divisions in each competition:
- Division 1 — player(s) who correctly forecast the 6 winning numbers in any one game.
- Division 2 — player(s) who correctly forecast any 5 of the 6 winning numbers and the supplementary number in any one game.
- Division 3 — player(s) who correctly forecast any 5 of the 6 winning numbers in any one game.
- Division 4 — player(s) who correctly forecast any 4 of the 6 winning numbers in any one game.
- Division 5 — player(s) who correctly forecast any 3 of the 6 winning numbers and the supplementary number in any one game.
8. *Publication of Results*
- 8.1. The Master Agent will publish the results of each draw as soon as practicable after their determination.
- 8.2. The information published may include:
- 8.2.1. the winning numbers;
- 8.2.2. the amount of the prize pool allocated to each division;
- 8.2.3. the number of prize winners or provisional prize winners in each division;
- 8.2.4. the value or provisional value of each prize in each division;
- 8.2.5. the dates when prizes will be paid;
- 8.2.6. the date the claim period expires; and
- 8.2.7. the estimated prize pool for the next draw.
9. *Prize Pool Structure*
- 9.1. Only one prize can be won by any one ordinary entry in a game.
- 9.2. 50% of the total entry fees received for each draw (or such greater amount as SALC determines in consultation with Bloc members) will be allocated as the prize pool.

- 9.3. Each of the Bloc members must contribute the same percentage of the total entry fees received by them into the prize pool.
- 9.4. The prize money allocated to each division will be apportioned in equal shares between the winners in that division.
- 9.5. The total prize pool will be distributed between the prize divisions in accordance with the determination of SALC, after consultation with the Bloc members.
- 9.6. If there is no winner in any of Divisions 2, 3 or 4 of any draw, the prize pool allocated to that division will be added to the prize money allocated to the next lower division in which there is a winner.
- 9.7. If the prize payable to a winner in Divisions 2, 3 or 4 of any draw is less than the prize payable to a winner in any lower division, the prize pool for that division and all lower divisions will be aggregated and divided equally between all the winners in all the divisions for which prize pools were aggregated.
- 9.8. Any variation to the prize divisions or the prize pool distributions between the prize divisions, as determined by SALC, will be advised to players by way of the Master Agent's website and at all selling points, at least fourteen (14) days prior to their operational date.
- 9.9. Notwithstanding any other Rule, the Master Agent may, at its discretion round out the amount of any prize other than a Division 1 prize to the nearest five cents above or below the actual prize otherwise payable. The resulting surplus or deficit will be added to or deducted from the Division 1 prize pool.
10. *Prize Reserve Fund*
- 10.1. From time to time, SALC may set aside a proportion of the total amount received from entry fees to any draw and, in respect of that draw, the distribution of prizes will be reduced *pro rata* in all prize winning divisions. The amount set aside will be accumulated by SALC to constitute a pool called the Prize Reserve Fund.
- 10.2. The Prize Reserve Fund will be applied from time to time for or towards the payment of any of the following:
- 10.2.1. prizes in respect of missed prize entries for lotteries conducted by SALC through its Master Agent;
- 10.2.2. additional or increased prizes in subsequent lotteries conducted by SALC through its Master Agent; in such amount(s) and to such player(s) as SALC in its absolute discretion determines.
- 10.3. The amounts to be set aside and the amounts to be distributed must be agreed with the Bloc members.
- 10.4. In the event that the game of The Pools is replaced, enhanced, renamed or otherwise varied, the Prize Reserve Fund as constituted by this Rule 10 shall be assigned to the game replacing, enhancing, renaming or otherwise varying the game of The Pools.
11. *Jackpots*
- 11.1. If there is no Division 1 prize winner, that portion of the prize pool that would have been payable to a single Division 1 winner in that draw will be added to or jackpotted with the Division 1 prize money in the next draw. The jackpotting will continue until there is a Division 1 winner.
- 11.2. If there is no valid winning entry in Division 1 in the final permitted draw of the game of The Pools, then irrespective of rule 11.1, the portion of the prize pool that would have been payable to a single Division 1 winner will be added to the portion of the prize pool payable to winners in the next prize winning division.
- 11.3. If the Master Agent guarantees a minimum prize payout in Division 1 of any draw, the amount by which the Master Agent has augmented the portion of the prize pool allocated to Division 1 in that draw will not be taken into account in determining the amount of any jackpot subsequently paid in respect of that division.
12. *Prize Claims*
- 12.1. In the case of a Division 1 prize:
- 12.1.1. prize money will be distributed after the claim period has elapsed;
- 12.1.2. claims lodged within the claim period and determined by the central computer system to be prize winning tickets and any tickets subsequently identified as prize winning tickets will share equally in the prize pool available to winners in their respective divisions;
- 12.1.3. any player who claims to be entitled to a prize won on a printed ticket must lodge a claim at Head Office; and
- 12.1.4. prizes payable on an electronic ticket will be paid electronically in accordance with the terms upon which the electronic ticket was issued, following the elapsing of the claim period.
- 12.2. In the case of prizes other than a Division 1 prize:
- 12.2.1. prize money will be paid as soon as practicable after determination of the results of the draw, either at Head Office or an Agent's place of business upon presentation of the printed ticket, or as otherwise determined by the Master Agent, subject to these Rules;
- 12.2.2. prizes payable on an electronic ticket will be paid electronically in accordance with the terms upon which the electronic ticket was issued, as soon as practicable after the draw; and
- 12.2.3. if a printed or electronic ticket includes a game that has won a prize in Division 2 or a lower division in addition to a Division 1 prize the lower division prize will not be paid until the Division 1 prize is payable.
- 12.3. Any player who claims to be entitled to a prize but:
- 12.3.1. whose ticket has not been identified by the central computer system as a prize winning ticket;
- 12.3.2. considers that their ticket has been incorrectly evaluated; or
- 12.3.3. has not obtained confirmation that their ticket has won a prize after its evaluation by the central computer system
- must lodge a claim with the Master Agent in the case of a printed ticket and with the provider of the electronic ticket in the case of an electronic ticket.
- 12.4. A claim under Rule 12.1.3 or 12.3:
- 12.4.1. may be lodged with the Master Agent either personally or by registered mail;

- 12.4.2. must reach the Master Agent within 12 months of the relevant day; and
- 12.4.3. must be accompanied by the printed ticket in respect of which the claim is made, clearly endorsed with the claimant's full name and address, and/or proof of purchase.
- 12.5. SALC:
 - 12.5.1. will not be obliged to recognise any claim not identified as a prize winning ticket by the central computer system and not lodged within 12 months of the relevant day; and
 - 12.5.2. may in its absolute discretion accept or refuse to accept a claim in whole or in part.
- 13. *Ticket Checkers*
 - 13.1. Ticket checkers are located at all selling points except an internet site and are linked to the central computer system via the selling point terminal.
 - 13.2. A player can obtain the prize status of a printed ticket by inserting the bar code of each ticket into the scanning device.
 - 13.3. A prize winning ticket must be identified by the central computer system as a prize winning ticket before payment of the prize is made.

SCHEDULE

Date of operation of these Rules:

From 11 May 2018

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South Australia

Administrative Arrangements (Committal of Acts) Proclamation 2018

under section 5 of the *Administrative Arrangements Act 1994*

1—Short title

This proclamation may be cited as the *Administrative Arrangements (Committal of Acts) Proclamation 2018*.

2—Commencement

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

3—Committal of Acts

- (1) The administration of the *Aboriginal Lands Trust Act 2013* is committed to the Premier.
- (2) The administration of the *Architectural Practice Act 2009* is committed to the Minister for Planning.
- (3) The administration of the *Health Practitioner Regulation National Law (South Australia) Act 2010* is committed to the Minister for Health and Wellbeing.

Made by the Governor

with the advice and consent of the Executive Council
on 10 May 2018

DPC18/023CS

KANGAROO ISLAND COUNCIL
LOCAL GOVERNMENT ACT 1999

Resignation

NOTICE is hereby given in accordance with Section 54(6) of the *Local Government Act 1999* that Catherine Tydeman has resigned as Councillor effective 6 May 2018.

A. BOARDMAN
Chief Executive Officer

WUDINNA DISTRICT COUNCIL
DEVELOPMENT ACT 1993

Public Consultation

Wudinna Industry Zone Development Plan

Notice is hereby given, pursuant to sections 24 and 25 of the *Development Act 1993*, the Wudinna District Council has prepared a Development Plan Amendment Report (DPA) to amend its Development Plan(s).

The Amendment will change the Development Plan to support the Central Eyre Iron Project and safeguard the ongoing operational viability of the Wudinna Airport by enlarging the existing Wudinna Industry Zone to include land which is not impacted by flight path building height restrictions over the current Industry Zone. The plan identifies land parcels totalling approximately 11 hectares within the Mixed Use Zone and proposes their rezoning to Industry. It introduces a height restriction upon buildings under the airport flight path and includes a concept plan for future development of the enlarged industry zone.

The DPA report will be on public consultation from Friday, 11 May 2018 until Friday, 6 July 2018.

Copies of the DPA report are available during normal office hours at 11 Burton Terrace, Wudinna. Alternatively, the DPA report can be viewed on the website at www.wudinna.sa.gov.au

Written submissions regarding the DPA should be submitted no later than 5.00pm on Friday, 6 July 2018. All submissions should be addressed to Alan McGuire, Chief Executive Officer, Wudinna District Council, PO Box 6 Wudinna SA 5652 and should clearly indicate whether you wish to be heard in support of your submission at the public hearing. If you wish to lodge your submission electronically, please email it to admin@wudinna.sa.gov.au

Copies of all submissions will be available for inspection at Council offices at 11 Burton Terrace, Wudinna from Wednesday, 11 July 2018 until the conclusion of the public hearing.

A public hearing will be held on Tuesday, 17 July 2018 at Council offices at 11 Burton Terrace, Wudinna at 9.30am at which time interested persons may be heard in relation to the DPA and the submissions. The public hearing will not be held if no submissions are received or if no submission makes a request to be heard.

If you would like further information about the DPA, contact Council's planning consultant; Stewart Payne on 0417 824 721

ALAN MCGUIRE
Chief Executive Officer

NATIONAL ELECTRICITY LAW

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

Under s 107, the time for the making of the final determination on the *Establishing values of customer reliability* (Ref. ERC0231) proposal has been extended to **5 July 2018**.

Under s 95, the COAG Energy Council has requested the *Establishing values of customer reliability* (Ref. ERC0231) proposal. The proposal seeks to require the Australian Energy Regulator to assume responsibility for establishing values of customer reliability (VCR). The AEMC intends to expedite the proposal under s 96 as it considers the proposed Rule is Non-Controversial, subject to requests not to do so. Written requests not to expedite the proposal must be received by **24 May 2018**. Submissions must be received by **7 June 2018**.

Under s 95, Dr. Kerry Schott AO has requested the *Generator three year notice of closure rule change* (Ref. ERC0239) proposal. The proposal seeks to assist in managing the retirement of generators by augmenting existing reporting requirements to include expected closure dates. Submissions must be received by **7 June 2018**.

Submissions can be made via the AEMC's website. Before making a submission, please review the AEMC's privacy statement on its website. Submissions should be made in accordance with the AEMC's *Guidelines for making written submissions on Rule change proposals*. The AEMC publishes all submissions on its website, subject to confidentiality.

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

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

Australian Energy Market Commission
Level 6, 201 Elizabeth Street
Sydney NSW 2000
Telephone: (02) 8296 7800
www.aemc.gov.au

Dated: 10 May 2018

TRUSTEE ACT 1936

PUBLIC TRUSTEE

Estates of Deceased Persons

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

BANFIELD Letitia Ann late of 81 Tapleys Hill Road Hendon Retired Consultant who died 17 December 2017
BELL Patricia late of 2 - 10 First Street Brompton of no occupation who died 23 December 2017
HILLWOOD Eric Ronald late of 2 St Leonards Court Glenelg North Retired Teacher who died 9 November 2017
MARTIN Allan Percival late of 39 Fisher Street Myrtle Bank of no occupation who died 25 September 2017
MC PHERSON William Kenneth late of Memorial Drive Elliston of no occupation who died 22 August 2017
NORTH Terence Arthur late of 20 Alpha Road Prospect House Painter who died 1 May 2017
SEYMOUR John Alexander late of 36 Gothic Road Bellevue Heights Salesman who died 7 December 2017
TONKIN Kim-Marie late of 8 Shirley Avenue Felixstow Nurse who died 27 January 2018

Notice is hereby given pursuant to the Trustee Act 1936, the Inheritance (Family Provision) Act 1972 and the Family Relationships Act 1975 that all creditors, beneficiaries, and other persons having claims against the said estates are required to send, in writing, to the office of Public Trustee at GPO Box 1338, Adelaide, 5001, full particulars and proof of such claims, on or before the 8 June 2018 otherwise they will be excluded from the distribution of the said estate; and notice is also hereby given that all persons indebted to the said estates are required to pay the amount of their debts to the Public Trustee or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estates are forthwith to deliver same to the Public Trustee.

Dated: 10 May 2018

N S RANTANEN
Acting Public Trustee

NOTICE SUBMISSION

Notices for publication must be submitted before 4 p.m. Tuesday, the week of intended gazettal.

Proofs of formatted content are supplied for all notice submissions. Alterations must be returned before 4 p.m. Wednesday.

The *SA Government Gazette* is compiled and published each Thursday. Requests to withdraw submitted notices must be received before 10 a.m. on the day of publication.

Gazette notices should be emailed as Word files—and signed PDF files if applicable—in the following format:

- Title (name of the governing legislation/department/organisation)
- Subtitle (description of notice)
- A structured body of text
- Date of authorisation
- Name, position, and department/organisation of the authorising person

Please provide the following information in your email:

- Date of intended gazettal
- Details that may impact on publication of the notice
- Email address and phone number of the person authorising the submission
- Name of the person and organisation to be charged for the notice, if applicable
- Request for a quote, if required
- Purchase order, if required

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