



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

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

ADELAIDE, THURSDAY, 1 APRIL 1999

CONTENTS

	Page	Page	
Acts Assented To.....	1514	Petroleum Products Regulation Act 1995—Appointments... 1601	
Aerodrome Fees Act 1998—Notice	1516	Private Advertisements..... 1628	
Appointments, Resignations, Etc.....	1515	Proclamations..... 1514	
Australian Human Resources Institute—Notice	1562	Public Trustee Office—Administration of Estates	1627
Corporations and District Councils—Notices	1625	Racing Act 1976—Rules..... 1603	
Crown Lands Act 1929—Notices	1516		
Dangerous Substances Act 1979—Appointments.....	1516		
Development Act 1993—Notices.....	1517		
Fisheries Act 1982—Notices.....	1563		
Gaming Machines Act 1992—Notice	1596		
Industrial and Employee Relations Act 1994— Appointments.....	1596		
Liquor Licensing Act 1997—Notices	1596		
Mining Act 1971—Notices.....	1599		
Occupational Health Safety and Welfare Act 1986— Appointments.....	1601		
		REGULATIONS	
		Fisheries Act 1982—(No. 24 of 1999)..... 1607	
		Co-operatives Act 1997 (No. 25 of 1999)..... 1613	
		Renmark Irrigation Trust, The—Notice..... 1600	
		Roads (Opening and Closing) Act 1991—Notices..... 1599	
		Security and Investigation Agents Act 1995—Notices..... 1601	
		Vocational Education, Employment and Training Act 1994— <i>Errata</i>	1605

GOVERNMENT GAZETTE NOTICES

ALL poundkeepers' and private advertisements forwarded for publication in the *South Australian Government Gazette* must be PAID FOR PRIOR TO INSERTION; and all notices, from whatever source, should be legibly written on one side of the paper only and sent to Riverside 2000 so as to be **received no later than 4 p.m. Tuesday preceding the day of publication. Phone 8207 1045 or Fax 8207 1040.**

Department of the Premier and Cabinet
Adelaide, 1 April 1999

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

No. 14 of 1999—An Act to amend the Collections for Charitable Purposes Act 1939.

No. 15 of 1999—An Act to amend the Criminal Law Consolidation Act 1935.

No. 16 of 1999—An Act to amend the Criminal Law Consolidation Act 1935.

No. 17 of 1999—An Act to amend the Evidence Act 1929.

No. 18 of 1999—An Act to amend the Evidence Act 1929.

No. 19 of 1999—An Act to provide for the registration and enrolment of nurses; to regulate nursing for the purpose of maintaining high standards of competence and conduct by nurses in South Australia; to repeal the Nurses Act 1984; and for other purposes.

No. 20 of 1999—An Act to amend the Road Traffic Act 1961.

No. 21 of 1999—An Act to amend the Second-hand Vehicle Dealers Act 1995.

No. 22 of 1999—An Act to amend the Soil Conservation and Land Care Act 1989.

No. 23 of 1999—An Act to amend the Judges' Pensions Act 1971, the Parliamentary Superannuation Act 1974, the Police Superannuation Act 1990 and the Superannuation Act 1988.

No. 24 of 1999—An Act to amend the Criminal Law (Sentencing) Act 1988, the Domestic Violence Act 1994 and the Summary Procedure Act 1921.

No. 25 of 1999—An Act for the appropriation of money from the Consolidated Account for the financial year ending on 30 June 2000.

No. 26 of 1999—An Act to amend the Tobacco Products Regulation Act 1997.

No. 27 of 1999—An Act to facilitate the recognition within Australia of regulatory standards adopted by New Zealand regarding goods and occupations and, for that purpose, to adopt the Trans-Tasman Mutual Recognition Act 1997 of the Commonwealth as a law of the State.

No. 28 of 1999—An Act to provide for the closure of the waste depot conducted by the Corporation of the City of Adelaide at Wingfield.

No. 29 of 1999—An Act to encourage the voluntary disclosure and exchange of information about year 2000 computer problems and remediation efforts; and for other purposes.

By command,

DIANA LAIDLAW, for Premier

CRIMINAL LAW (SENTENCING) (VICTIM IMPACT STATEMENTS) AMENDMENT ACT 1998 (Act No. 48 of 1998): DAY OF COMMENCEMENT

Proclamation By The Governor

(L.S.) E. J. NEAL

WITH the advice and consent of the Executive Council, I fix 6 April 1999 as the day on which the *Criminal Law (Sentencing) (Victim Impact Statements) Amendment Act 1998*, will come into operation.

Given under my hand and the Public Seal of South Australia, at Adelaide, 1 April 1999.

By command,

DIANA LAIDLAW, for Premier

AG 10/99 CS

ADMINISTRATIVE ARRANGEMENTS ACT 1994 SECTION 5: ADMINISTRATION OF ADELAIDE FESTIVAL CORPORATION ACT 1998—COMMITTED TO THE MINISTER FOR THE ARTS

Proclamation By The Governor

(L.S.) E. J. NEAL

PURSUANT to section 5 of the *Administrative Arrangements Act 1994* and with the advice and consent of the Executive Council, I commit the administration of the *Adelaide Festival Corporation Act 1998* to the Minister for the Arts.

Given under my hand and the Public Seal of South Australia, at Adelaide, 1 April 1999.

By command,

DIANA LAIDLAW, Premier

ASA 8/98 CS

MANUFACTURING INDUSTRIES PROTECTION ACT REPEAL ACT 1999 (Act No. 4 of 1999): DAY OF COMMENCEMENT

Proclamation By The Governor

(L.S.) E. J. NEAL

WITH the advice and consent of the Executive Council, I fix 1 April 1999 as the day on which the *Manufacturing Industries Protection Act Repeal Act 1999*, will come into operation.

Given under my hand and the Public Seal of South Australia, at Adelaide, 1 April 1999.

By command,

DIANA LAIDLAW, for Premier

MGE 66/98 CS

SHEARERS ACCOMMODATION ACT REPEAL ACT 1999 (Act No. 10 of 1999): DAY OF COMMENCEMENT

Proclamation By The Governor

(L.S.) E. J. NEAL

WITH the advice and consent of the Executive Council, I fix 1 April 1999 as the day on which the *Shearers Accommodation Act Repeal Act 1999*, will come into operation.

Given under my hand and the Public Seal of South Australia, at Adelaide, 1 April 1999.

By command,

DIANA LAIDLAW, for Premier

MGE 66/98 CS

Department of the Premier and Cabinet
Adelaide, 1 April 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint Geoffrey Louis Muecke as a Judge of the District Court, pursuant to section 12 of the District Court Act 1991.

By command,
DIANA LAIDLAW, for Premier

ATTG43/95CS

Department of the Premier and Cabinet
Adelaide, 1 April 1999

HIS Excellency the Governor in Executive Council has been pleased to designate Geoffrey Louis Muecke as a Judge of the Environment Resources and Development Court, pursuant to Section 8 (6) of the Environment, Resources and Development Court Act 1993.

By command,
DIANA LAIDLAW, for Premier

ATTG 43/95CS

Department of the Premier and Cabinet
Adelaide, 1 April 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Equal Opportunity Tribunal, pursuant to the provisions of the Equal Opportunity Act 1984.

Panel Member: (from 11 April 1999 until 10 April 2002)
Margaret Helen Steuart LLB, GradDipEd

Panel Member: (from 30 May 1999 until 29 May 2002)
Elizabeth Anne Bachmann

By command,
DIANA LAIDLAW, for Premier

ATTG 42/95CS

Department of the Premier and Cabinet
Adelaide, 1 April 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Passenger Transport Board, pursuant to the provisions of the Passenger Transport Act 1994.

Member: (from 1 July 1999 until 30 June 2001)
Noelene Joy Buddle
Gregory John Crafter

Deputy Member: (from 1 July 1999 until 30 June 2001)
Richard John Dennis

By command,
DIANA LAIDLAW, for Premier

PTB903/99CS

Department of the Premier and Cabinet
Adelaide, 1 April 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the State Opera of South Australia Board of Management, pursuant to the provisions of the State Opera of South Australia Act 1976.

Member: (from 1 April 1999 until 30 September 2001)
Patricia Lange
Jeanette Sandford-Morgan
Colin Dunsford
Robert Pontifex

Chair: (from 1 April 1999 until 30 September 2001)
Colin Dunsford

By command,
DIANA LAIDLAW, for Premier

ACD 009/94CS

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Equal Opportunity Tribunal, pursuant to the provisions of the Equal Opportunity Act 1984.

Deputy Presiding Member: (from 1 April 1999 until 9 July 2000)

His Honour Geoffrey Louis Muecke LLB

By command,
DIANA LAIDLAW, for Premier

ATTG 43/95CS

Department of the Premier and Cabinet
Adelaide, 1 April 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Robert Ivan Lucas, BSc BEc, MBA, MLC, Treasurer, to be also Acting Minister for Government Enterprises and Acting Minister for Information Economy for the period 11 April to 26 April 1999 inclusive, during the absence of the Honourable Michael Harry Armitage, MB, BS, MP.

By command,
DIANA LAIDLAW, for Premier

MGE031/99/CS

Department of the Premier and Cabinet
Adelaide, 1 April 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint Andrew William Daniels to the office of Chief Executive of the South Australian Motor Sport Board for a period of three years from 1 April 1999, upon the terms and conditions set out in the Employment Agreement between the said Andrew Williams Daniels and John Wayne Olsen, Premier, pursuant to Section 13 of the South Australian Motor Sport Act 1984.

By command,
DIANA LAIDLAW, for Premier

DPC 012/99CS

Department of the Premier and Cabinet
Adelaide, 1 April 1999

HIS Excellency the Governor in Executive Council has noted that the Honourable the Attorney-General and the Minister for Justice has accepted the resignation of Kym Kelly as Chief Executive, Department of Justice and Chief Executive, Attorney-General's Department, with effect from 1 April 1999, pursuant to Section 12 (3) of the Public Sector Management Act 1995.

By command,
DIANA LAIDLAW, for Premier

DPC 016/99 CS

Department of the Premier and Cabinet
Adelaide, 1 April 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint CATHERINE LENNON to the office of Chief Executive, Department of Justice and Chief Executive, Attorney-General's Department with effect from 1 April 1999 for a period of five years, upon the terms and conditions set out in the Employment Agreement between the said CATHERINE LENNON and JOHN WAYNE OLSEN, Premier, pursuant to Part 4 of the Public Sector Management Act 1995.

By command,
DIANA LAIDLAW, for Premier

DPC 016/99 CS

Department of the Premier and Cabinet
Adelaide, 1 April 1999

AERODROME FEES ACT 1998

Aerodrome Fees

NOTICE is hereby given that, pursuant to the Aerodrome Fees Act 1998, the District Council of Lower Eyre Peninsula hereby advises that Arrival and Departure Fees at the Port Lincoln Airport are fixed as follows:

Landing Fees

All aircraft except Regular Passenger Transport:

\$6.65 per 1 000 kg
\$6.65 minimum fee

Passenger Fees

Regular Passenger Transport only:

Arrival Fees \$5.50 per person
Departure Fees \$5.50 per person

P. AIRD, District Clerk

CROWN LANDS ACT 1929: SECTION 5

TAKE NOTICE that pursuant to the Crown Lands Act 1929, I PETER MACLAREN KENTISH, Surveyor-General and Delegate appointed by DOROTHY KOTZ, Minister for Environment and Heritage, Minister of the Crown to whom the administration of the Crown Lands Act 1929 is committed DO HEREBY dedicate the Crown Land defined in The Schedule as a Mental Health Reserve and declare that such land shall be under the care, control and management of the Minister for Human Services.

THE SCHEDULE

Allotment 360 of DP 48652, Hundred of Yatala, County of Adelaide, exclusive of all necessary roads, being the whole of the land comprised in Crown Record Volume 5547 Folio 140.

Dated 29 March 1999.

P. M. KENTISH, Surveyor-General

DENR 17/0030

CROWN LANDS ACT 1929: SECTION 5

TAKE NOTICE that pursuant to the Crown Lands Act, 1929, I PETER MACLAREN KENTISH, Surveyor-General and Delegate appointed by DOROTHY KOTZ, Minister for Environment and Heritage, Minister of the Crown to whom the administration of the Crown Lands Act 1929 is committed DO HEREBY:

1. Resume the land defined in The First Schedule.
2. Dedicate the Crown Land defined in The Second Schedule as a Recreation Reserve and declare that such land shall be under the care, control and management of the Adelaide Hills Council.

THE FIRST SCHEDULE

Recreation Reserve, section 3934, Hundred of Noarlunga, County of Adelaide, the notice of which was published in the *Government Gazette* of 10 April 1986 at page 925, being the whole of the land comprised in Crown Record Volume 5440 Folio 757.

THE SECOND SCHEDULE

Allotment 334 of DP 51943, Hundred of Noarlunga, County of Adelaide, exclusive of all necessary roads.

Dated 29 March 1999.

P. M. KENTISH, Surveyor-General

DENR 17/0059

CROWN LANDS ACT 1929: SECTION 5

TAKE NOTICE that pursuant to the Crown Lands Act 1929, I PETER MACLAREN KENTISH, Surveyor-General and Delegate appointed by DOROTHY KOTZ, Minister for Environment and Heritage, Minister of the Crown to whom the administration of the Crown Lands Act 1929 is committed DO HEREBY:

1. Resume the land defined in First Schedule.
2. Dedicate the Crown Land defined in The Second Schedule for University Purposes and declare that such land shall be under the care, control and management of the University of South Australia.
3. Dedicate the Crown Land defined in The Third Schedule as a Public Road.

THE FIRST SCHEDULE

Land for University Purposes, allotment 2 of Deposited Plan No. 37941, Hundred of Yatala, County of Adelaide, the notice of which was published in the *Government Gazette* of 21 July 1994 at pages 153 and 154, The Second Schedule, being the whole of the land comprised in Crown Record Volume 5572 Folio 149.

THE SECOND SCHEDULE

Allotment 11 of DP 51194, Hundred of Yatala, County of Adelaide, exclusive of all necessary roads, subject nevertheless to:-

1. an existing easement to the Minister for Infrastructure for sewerage purposes more particularly described and set forth in Land Grant Volume 4401 Folio 415 over that portion of allotment 11 marked C on DP 51194.
2. an existing right of way to the Land Management Corporation more particularly described and set forth in Land Grant Volume 4401 Folio 416 over that portion of allotment 11 marked A on DP 51194, and appurtenant to allotment 12 (DP 51194).

THE THIRD SCHEDULE

Allotment 13 of DP 51194, Hundred of Yatala, County of Adelaide, being within the municipality of Salisbury.

Dated 29 March 1999.

P. M. KENTISH, Surveyor-General

DENR 17/0682 Pt 2

DANGEROUS SUBSTANCES ACT 1979

Appointments

I, MICHAEL HARRY ARMITAGE, Minister for Government Enterprises in and for the State of South Australia, hereby appoint the undermentioned officers as Authorised Officers, pursuant to the Dangerous Substances Act 1979:

Aliferis, Maria
Byrnes, Ruth
Callaghan, Francis Patrick
Dal Santo, Francis
Daly, Colin Vincent
Dwyer, James
Goldney, Dawn Ann
Goutziamanis, Makis
Hatchard, Joanne Leah
Hitchin, Christine Eileen
Jamieson, Margaret Rose
Jones, Trevor Norman
Kearns, Christopher John
Marinoff, Darren James
Marrett, Melissa Julie
McCallum, Alison
McRostie, Trevor Clive
Meakins, Heidi Joy
Moore, Ashleigh John
Muller, Mark John
Murray, Rodney John
Oaten, Lynette Robyn
Perry, Kevin Alfred
Weir, Stephen John

Dated 26 March 1999.

MICHAEL ARMITAGE, Minister for Government Enterprises

DEVELOPMENT ACT 1993 SECTION 29 (2): AMENDMENT TO THE MOUNT GAMBIER (CITY) DEVELOPMENT PLAN

Preamble

It is necessary to amend the Mount Gambier (City) Development Plan dated 5 November 1998.

NOTICE

PURSUANT to Section 29 (2) of the Development Act 1993, I, Diana Laidlaw, being the Minister administering the Act, amend:

The Mount Gambier (City) Development Plan dated 5 November 1998, as follows:

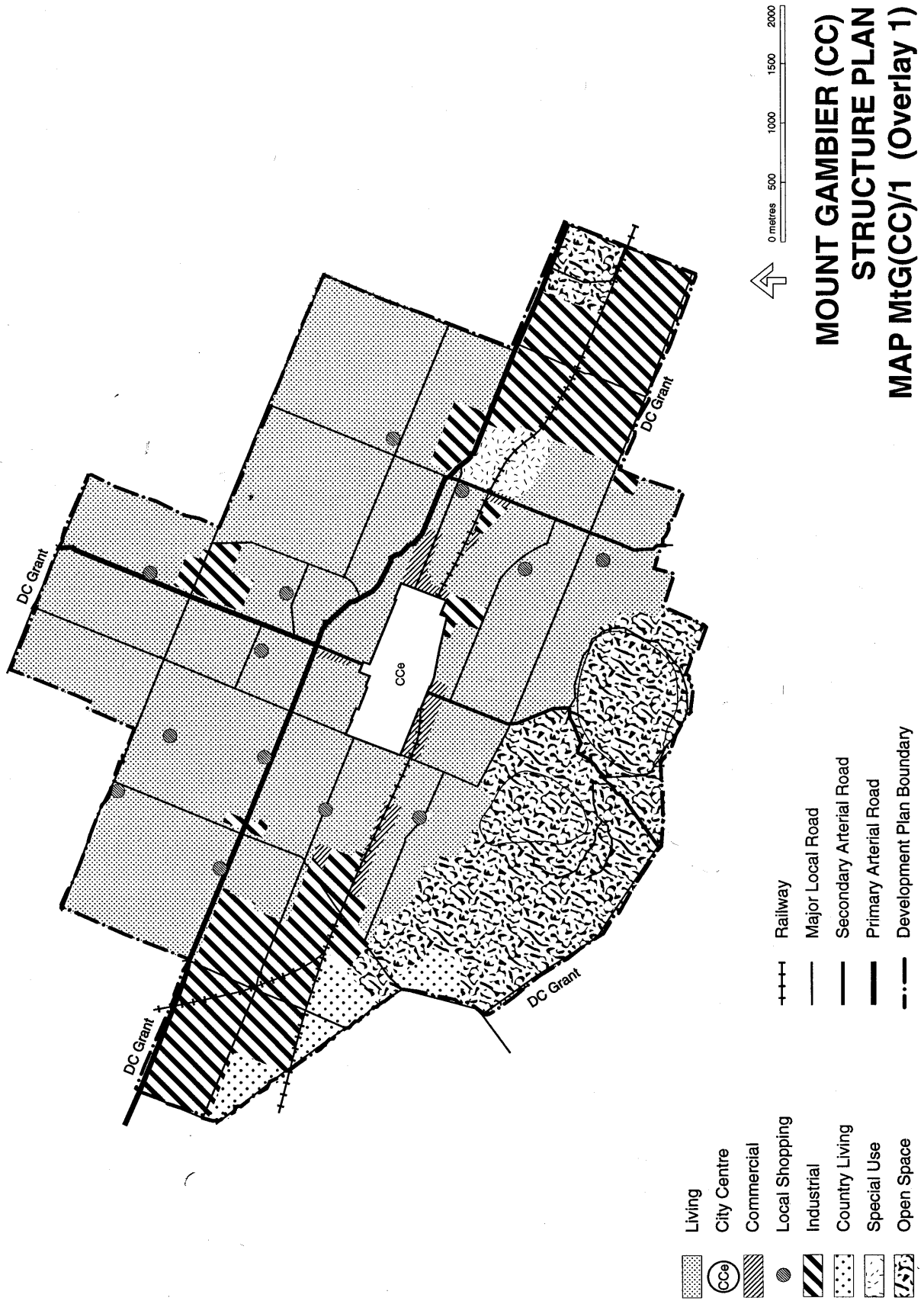
1. On page 73, immediately following the heading 'PUBLIC PURPOSE (SHOW GROUNDS) ZONE', insert the following:

Introduction

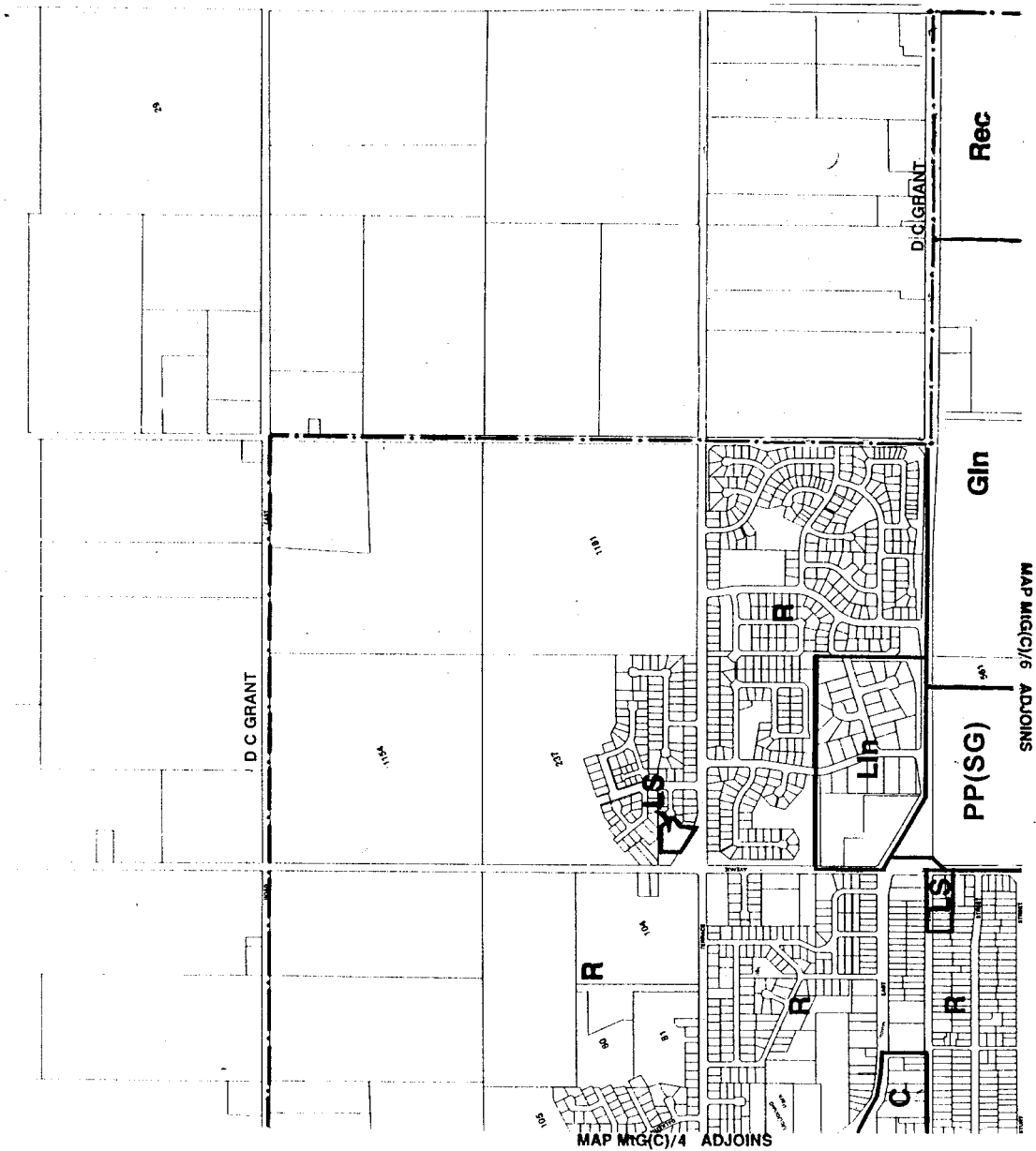
The objective and principles of development control that follow apply to that part of the City of Mount Gambier referred to as Public Purposes (Show Grounds) Zone on Maps MtG(C)/5 and 6. They are additional to those expressed for the whole of the council area.

2. In Table MtG(CC)/1 on page 76, under 'Kind of Development', category 'Electricity Sub-station' delete the statement '(Central)'.
3. In Table MtG(CC)/2, on page 78, under Column 1, category 'All other roads....' Delete the statement '(Central)'.
4. (a) In Table MtG(CC)/2, on page 78, under Column 1, category 'Primary Roads....' delete the following words:
" Primary roads (as defined on Map MtG(CC)/1) within the General Farming Area"
(b) In Table MtG(CC)/2, on page 78, under Column 2, category ' Both sides' delete the following words:
"Both sides" as it relates to the category 'Primary Roads' in Column 1.
(c) In Table MtG(CC)/2 on page 78, under Column 3, category, '20 metres' delete the following words:
"20 metres (a lesser setback may apply if the natural features of the site would substantially screen buildings and structures from the road)"

5. Delete the Maps MtG(C)/1 and MtG(C)/1 (Overlay 1) dated 5 November 1998 and insert the contents of Attachment 'A'.
Attachment 'A'



6. Delete the contents of Map MtG(C)/5 dated 5 November 1998 and insert the contents of Attachment 'B'.
Attachment 'B'



- C** Commercial
- GIn** General Industry
- LIn** Light Industry
- LS** Local Shopping
- PP(SG)** Public Purposes (Show Grounds)
- R** Residential
- Rec** Recreation
- Zone Boundary
- . - . - . Local Government Area Boundary

**MOUNT GAMBIER (CITY)
 ZONES
 MAP MtG(C)/5**

Dated 1 April 1999.

DIANA LAIDLAW, Minister for Transport and Urban Planning

DEVELOPMENT ACT 1993, SECTION 29 (2): AMENDMENT TO THE DISTRICT COUNCIL OF STIRLING DEVELOPMENT PLAN

Preamble

It is necessary to amend mapping and map references within the Development Plan for District Council of Stirling.

NOTICE

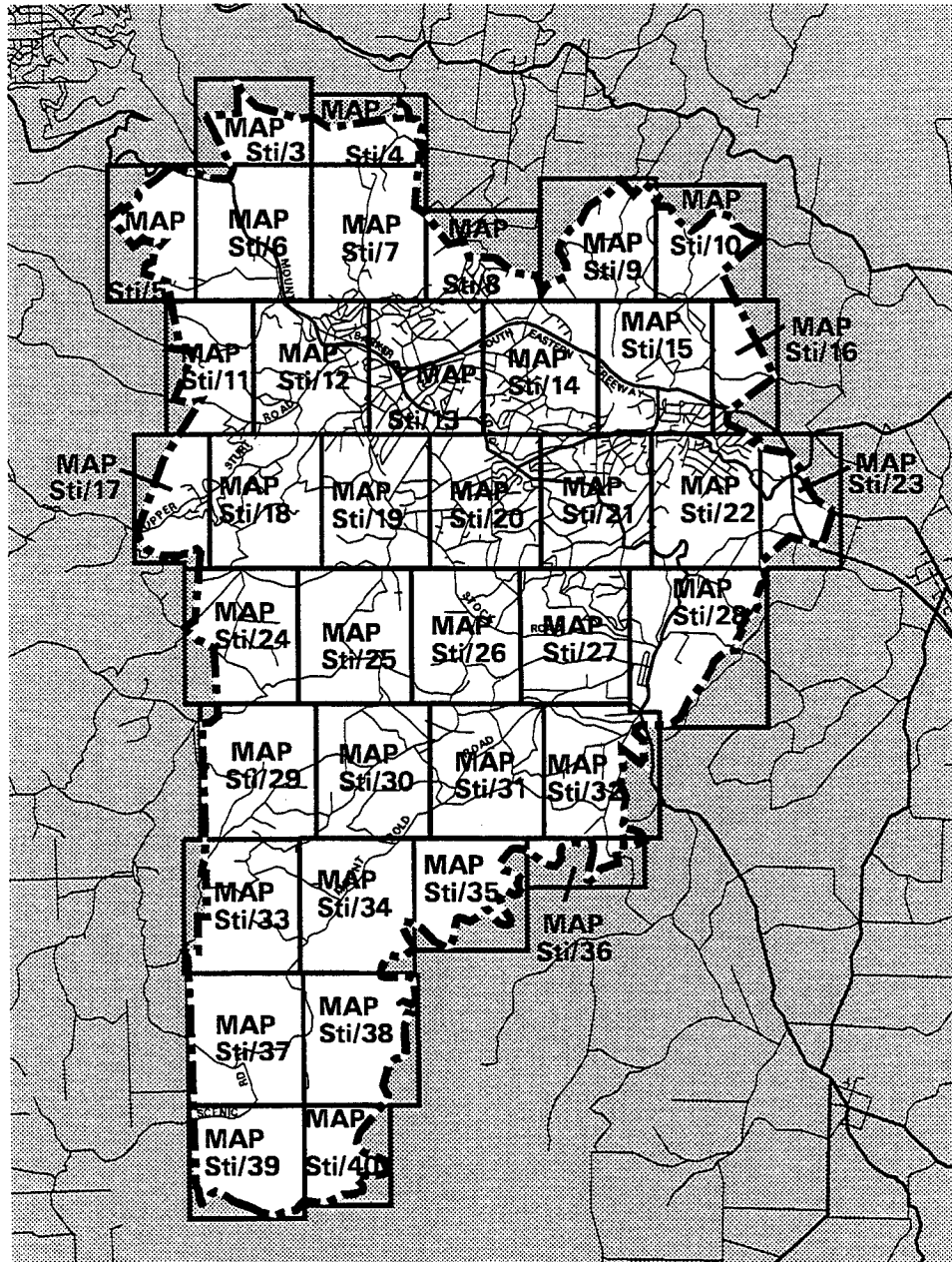
Pursuant to Section 29 (2) of the Development Act 1993, I, Diana Laidlaw, being the Minister administering the Act, amend:

1. The District Council of Stirling Development Plan, dated 18 December 1997, as follows:

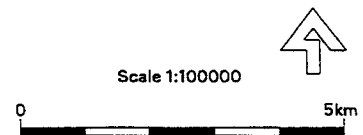
Delete Map/s: Sti/3, Sti/4, Sti/5, Sti/6, Sti/7, Sti/8, Sti/9, Sti/10, Sti/11, Sti/14, Sti/16, Sti/17, Sti/18, Sti/19, Sti/23, Sti/24, Sti/25, Sti/26, Sti/27, Sti/28, Sti/29, Sti/30, Sti/31, Sti/32, Sti/33, Sti/34, Sti/35, Sti/36, Sti/37, Sti/38, Sti/39

Insert Map/s: Sti/3, Sti/4, Sti/5, Sti/6, Sti/7, Sti/8, Sti/9, Sti/10, Sti/11, Sti/14, Sti/16, Sti/17, Sti/18, Sti/19, Sti/23, Sti/24, Sti/25, Sti/26, Sti/27, Sti/28, Sti/29, Sti/30, Sti/31, Sti/32, Sti/33, Sti/34, Sti/35, Sti/36, Sti/37, Sti/38, Sti/39, Sti/40, as contained in Attachment A, and the Map references within the Development Plan for the District Council of Stirling are amended accordingly.

Attachment 'A'

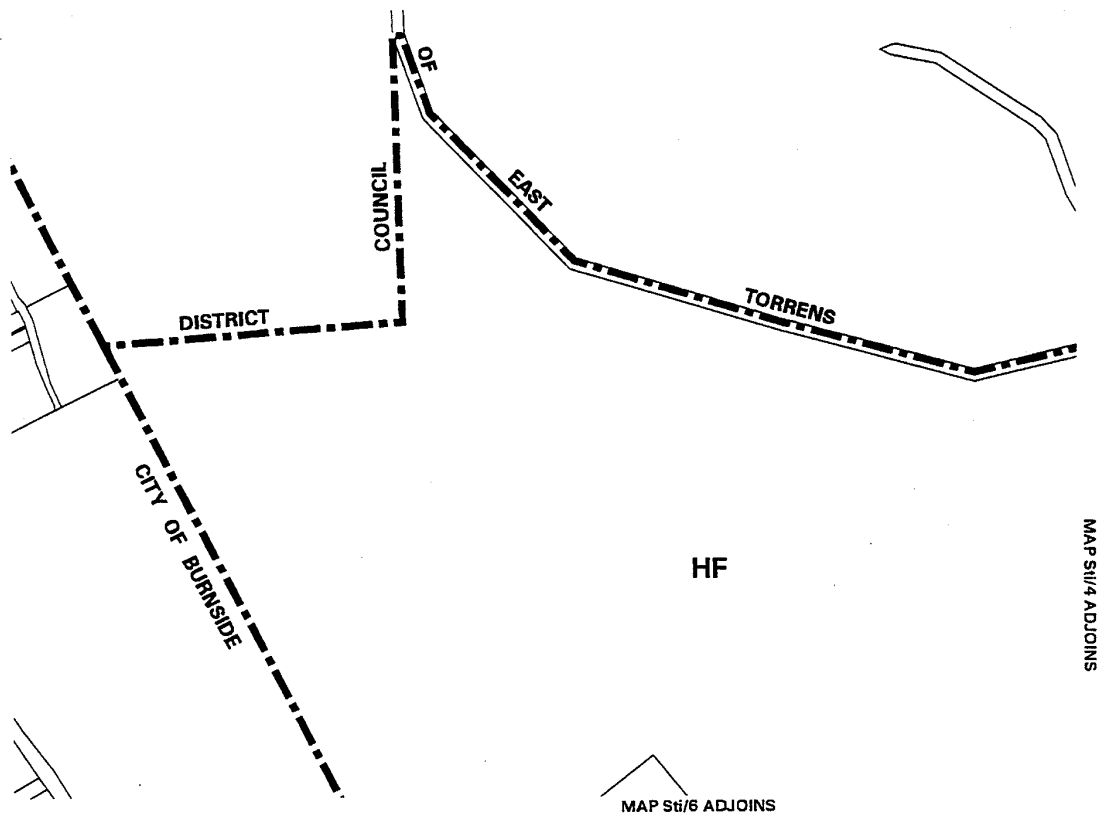


For the purposes of the Development Plan unless otherwise clearly indicated, the zone/policy area boundaries depicted on or intended to be fixed by Maps Sti/3 to Sti/40 inclusive shall be read as conforming in all respects (as the case may require) to the sectional or subdivisional boundaries, to the centre line of roads or drain reserves or to the title boundaries, or to imaginary straight lines joining the positions defined by survey or by the measurements shown on the said maps against which the said zone/policy area boundaries are shown or otherwise as indicated.



**STIRLING (D.C.)
INDEX TO ZONES
MAP Sti/2**

--- Development Plan Boundary

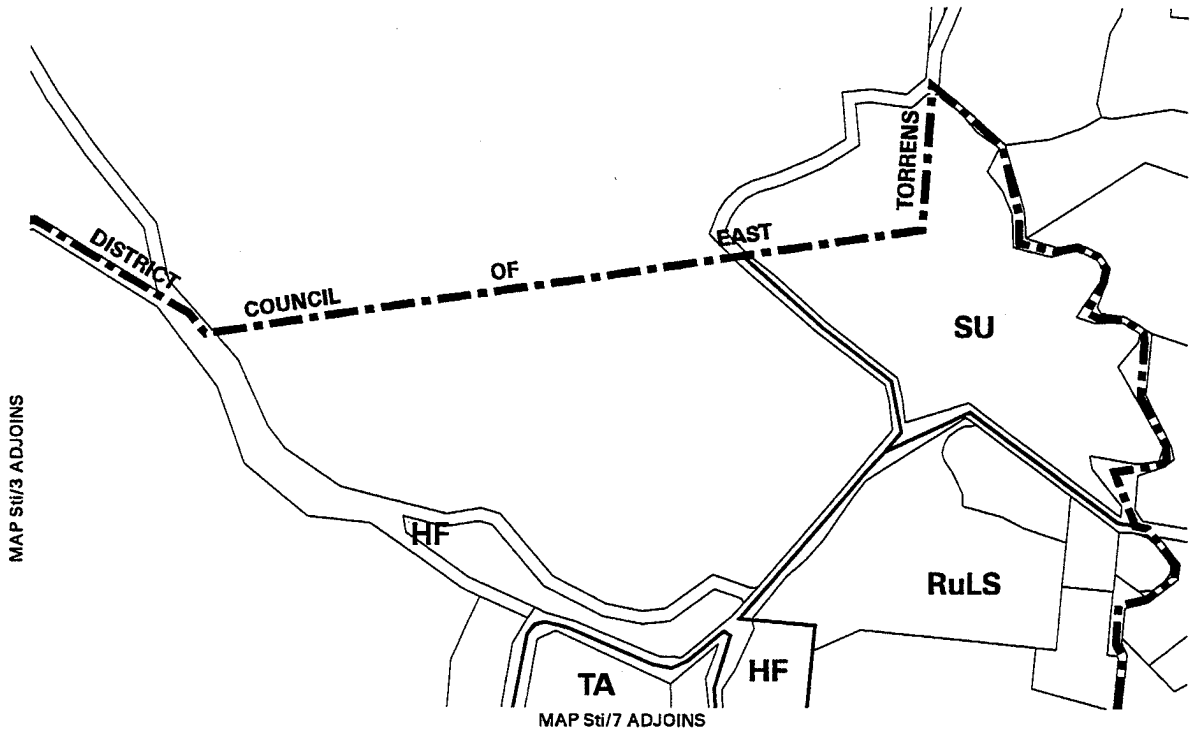


HF Hills Face

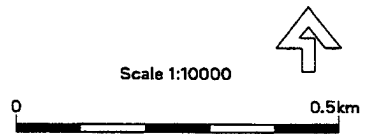
— Zone Boundary
- - - - - Development Plan Boundary



**STIRLING (D.C.)
ZONES
MAP St/3**

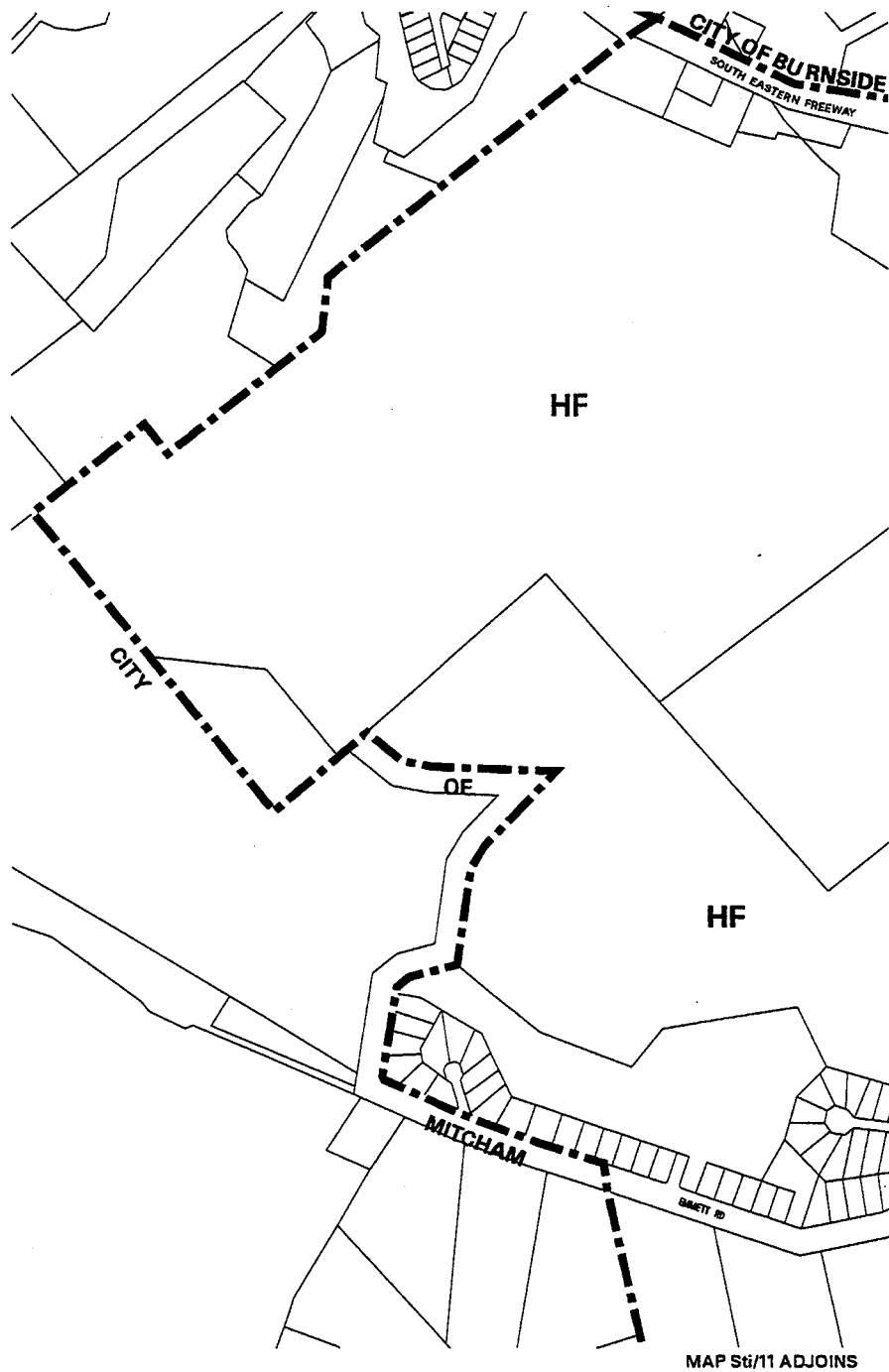


HF Hills Face
RuLS Rural Landscape
SU Special Uses
TA Tourist Accommodation



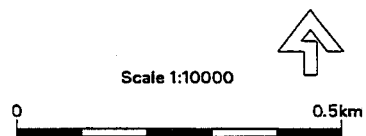
— Zone Boundary
- - - - - Development Plan Boundary

**STIRLING (D.C.)
ZONES
MAP St/4**



HF Hills Face

— Zone Boundary
- - - - - Development Plan Boundary






**STIRLING (D.C.)
ZONES
MAP St/5**

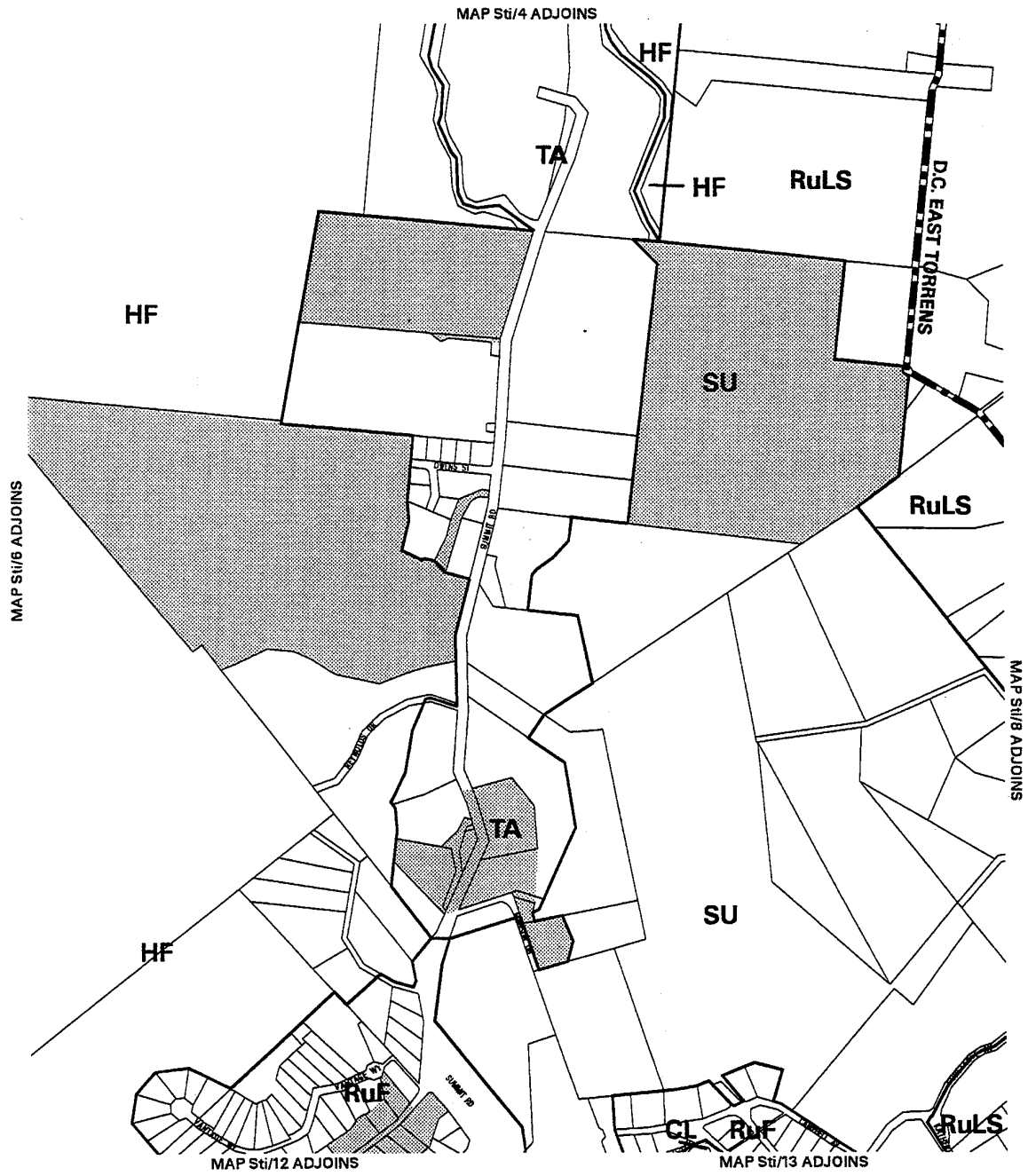


HF Hills Face



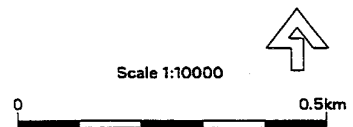
**STIRLING (D.C.)
ZONES
MAP St/6**

-  Zone Boundary
-  Development Plan Boundary
-  Area of Heritage Value

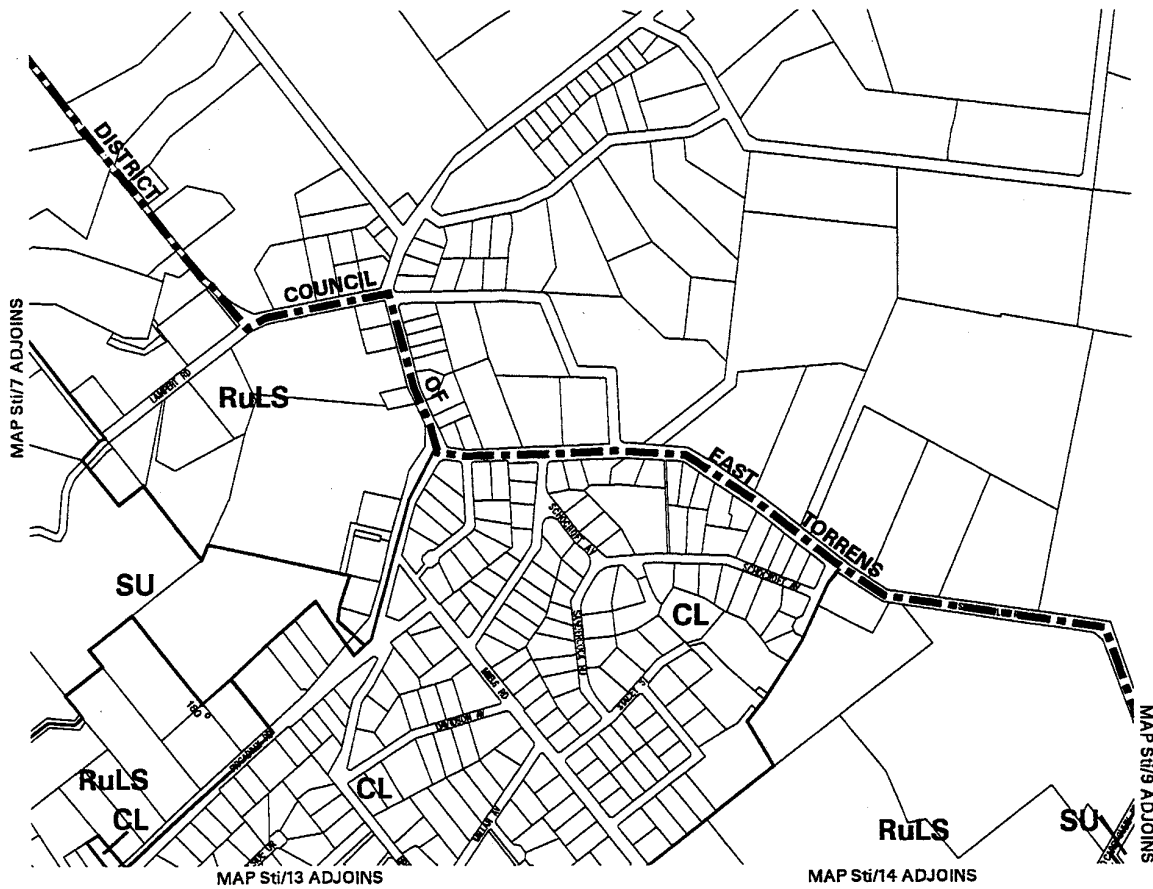


- CL Country Living
- HF Hills Face
- RuF Rural Fringe
- RuLS Rural Landscape
- SU Special Uses
- TA Tourist Accommodation

- Zone Boundary
- - - - - Development Plan Boundary
- ▨ Area of Heritage Value

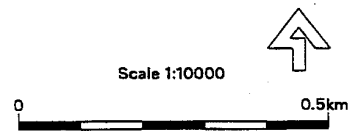


**STIRLING (D.C.)
ZONES
MAP Sti/7**

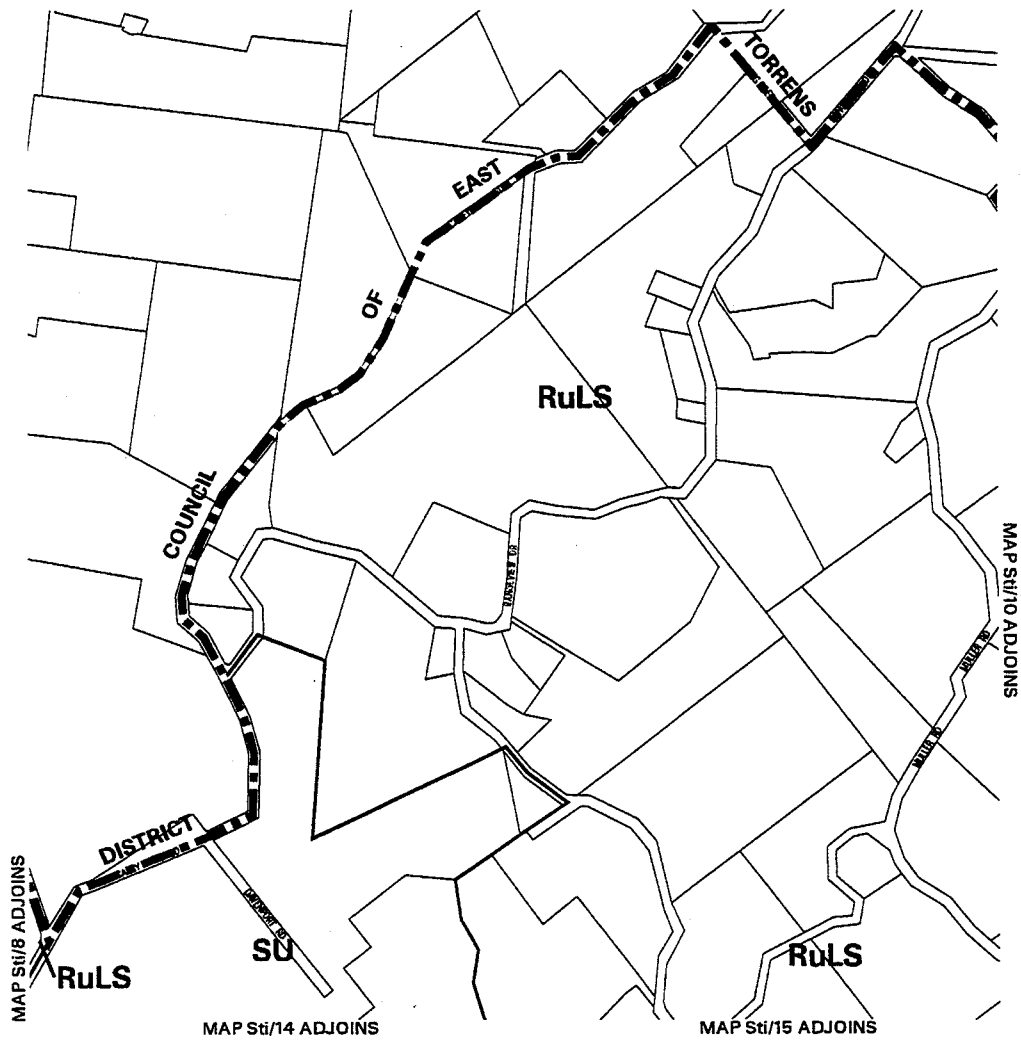


CL Country Living
 RuLS Rural Landscape
 SU Special Uses

— Zone Boundary
 - - - - - Development Plan Boundary

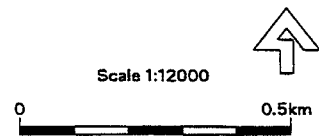


**STIRLING (D.C.)
 ZONES
 MAP St/8**

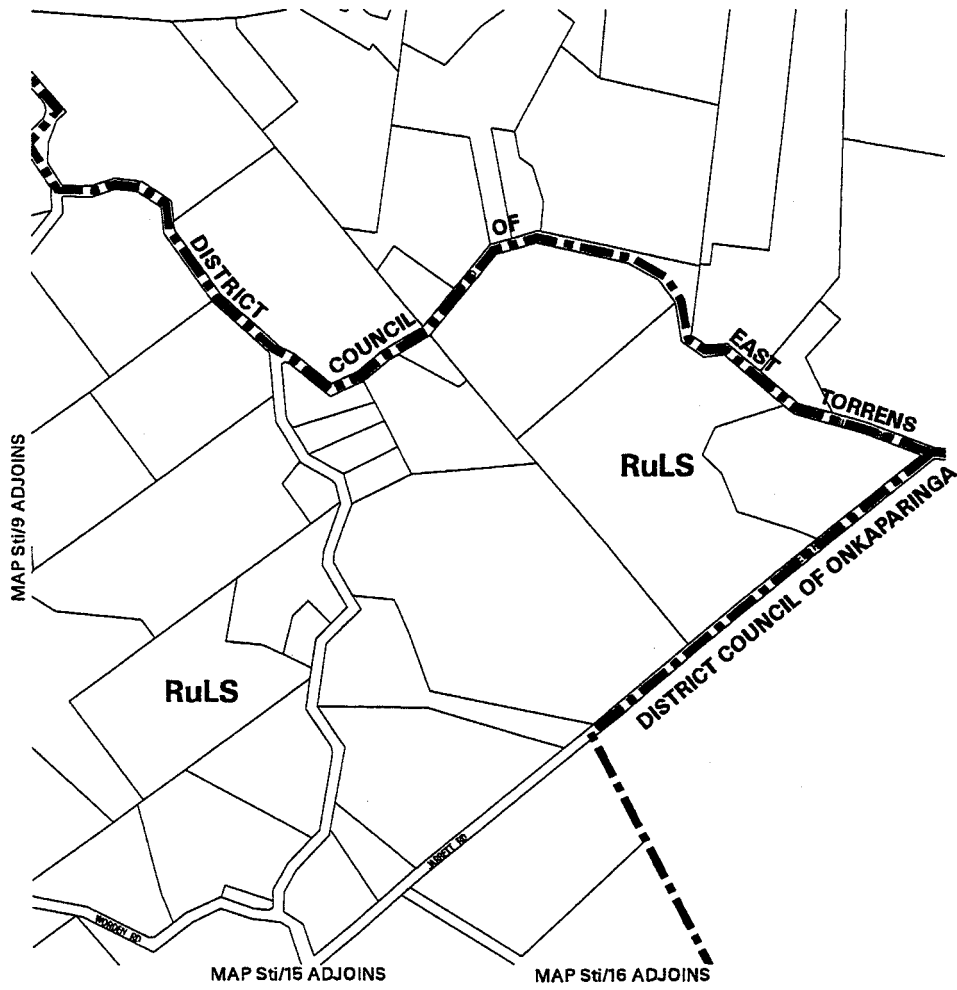


RuLS Rural Landscape
 SU Special Uses

———— Zone Boundary
 - - - - - Development Plan Boundary



**STIRLING (D.C.)
 ZONES
 MAP St/9**

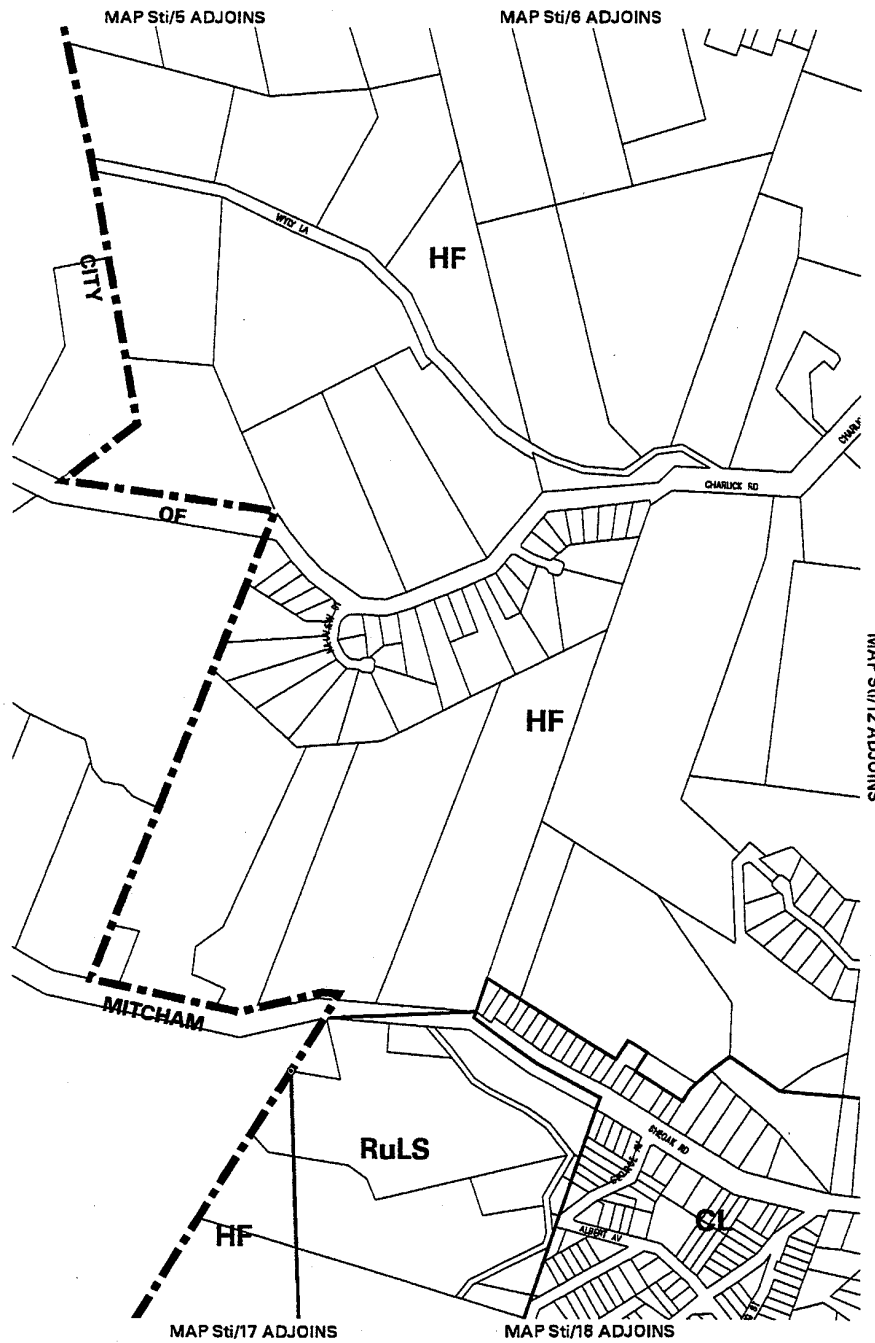


RuLS Rural Landscape



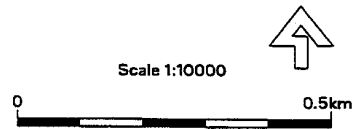
— Zone Boundary
- - - - - Development Plan Boundary

**STIRLING (D.C.)
ZONES
MAP St/10**



CL Country Living
 HF Hills Face
 RuLS Rural Landscape

— Zone Boundary
 - - - - - Development Plan Boundary



**STIRLING (D.C.)
 ZONES
 MAP Sti/11**



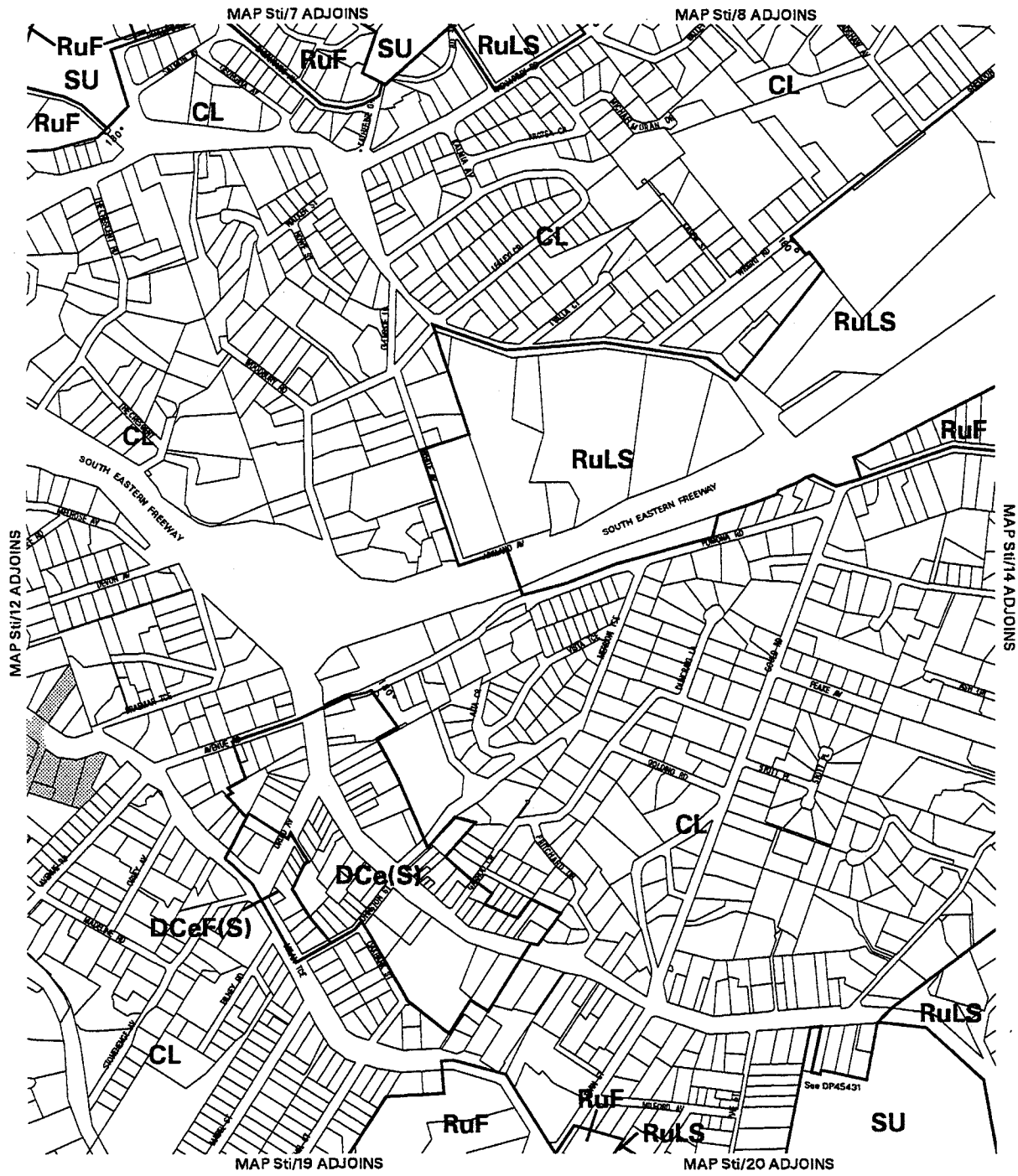
CL Country Living
HF Hills Face
LCe(C) Local Centre (Crafters)
RuF Rural Fringe
RuLS Rural Landscape
SU Special Uses

— Zone Boundary
— · — · Development Plan Boundary
▨ Area of Heritage Value

**STIRLING (D.C.)
 ZONES
 MAP Sti/12**

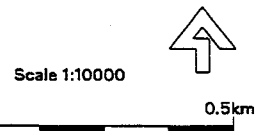
Scale 1:10000



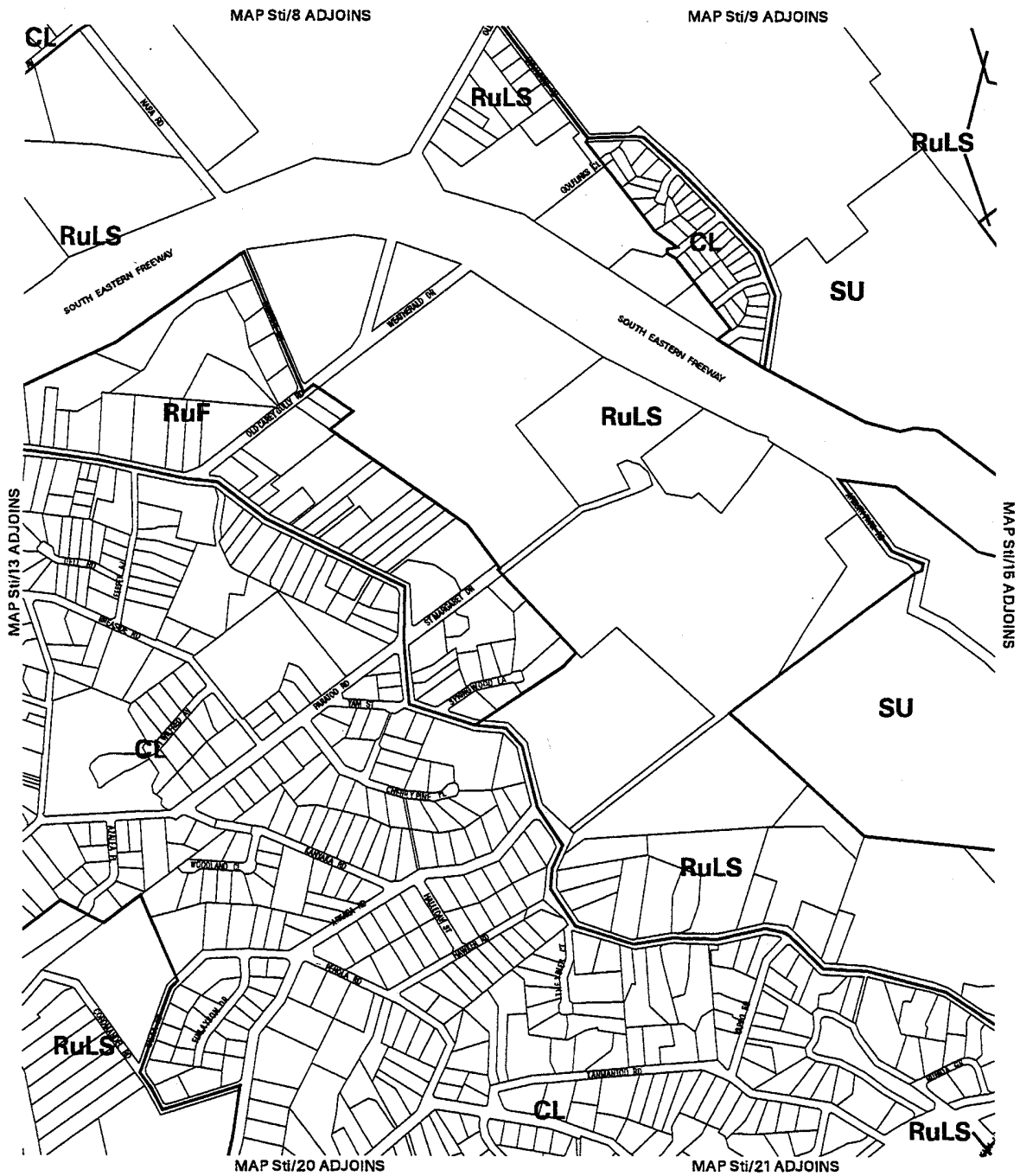


- CL Country Living
- DCe(S) District Centre (Stirling)
- DCeF(S) District Centre Fringe (Stirling)
- RuF Rural Fringe
- RuLS Rural Landscape
- SU Special Uses

- Zone Boundary
- Development Plan Boundary
- Area of Heritage Value

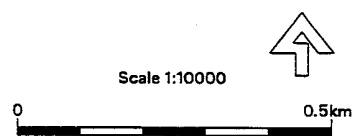


**STIRLING (D.C.)
ZONES
MAP Sti/13**

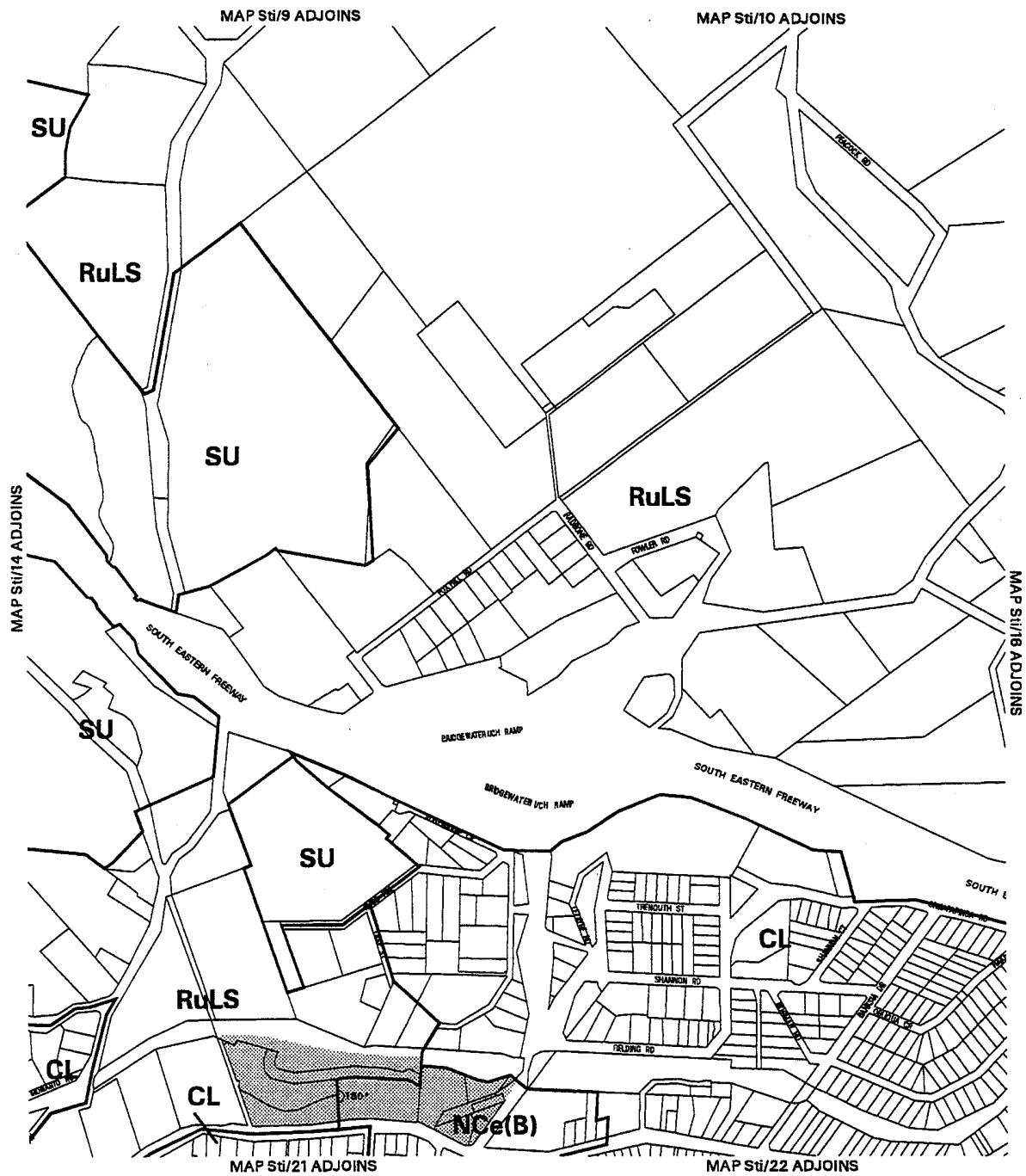


CL Country Living
 RuF Rural Fringe
 RuLS Rural Landscape
 SU Special Uses

— Zone Boundary
 - - - - - Development Plan Boundary



**STIRLING (D.C.)
 ZONES
 MAP St/14**

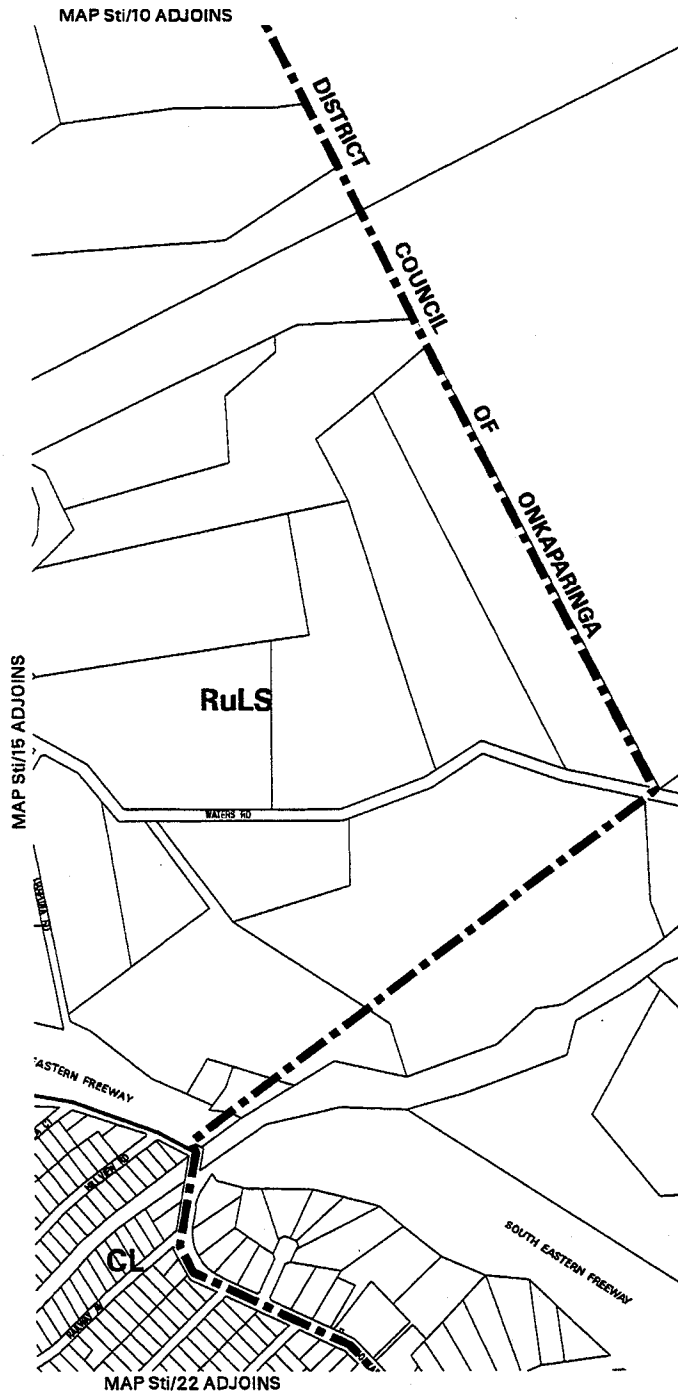


CL Country Living
 NCe(B) Neighbourhood Centre (Bridgewater)
 RuLS Rural Landscape
 SU Special Uses

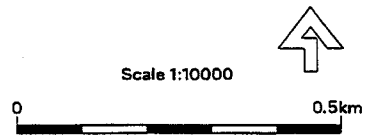
— Zone Boundary
 - - - - - Development Plan Boundary
 [Hatched Area] Area of Heritage Value



**STIRLING (D.C.)
 ZONES
 MAP St/15**

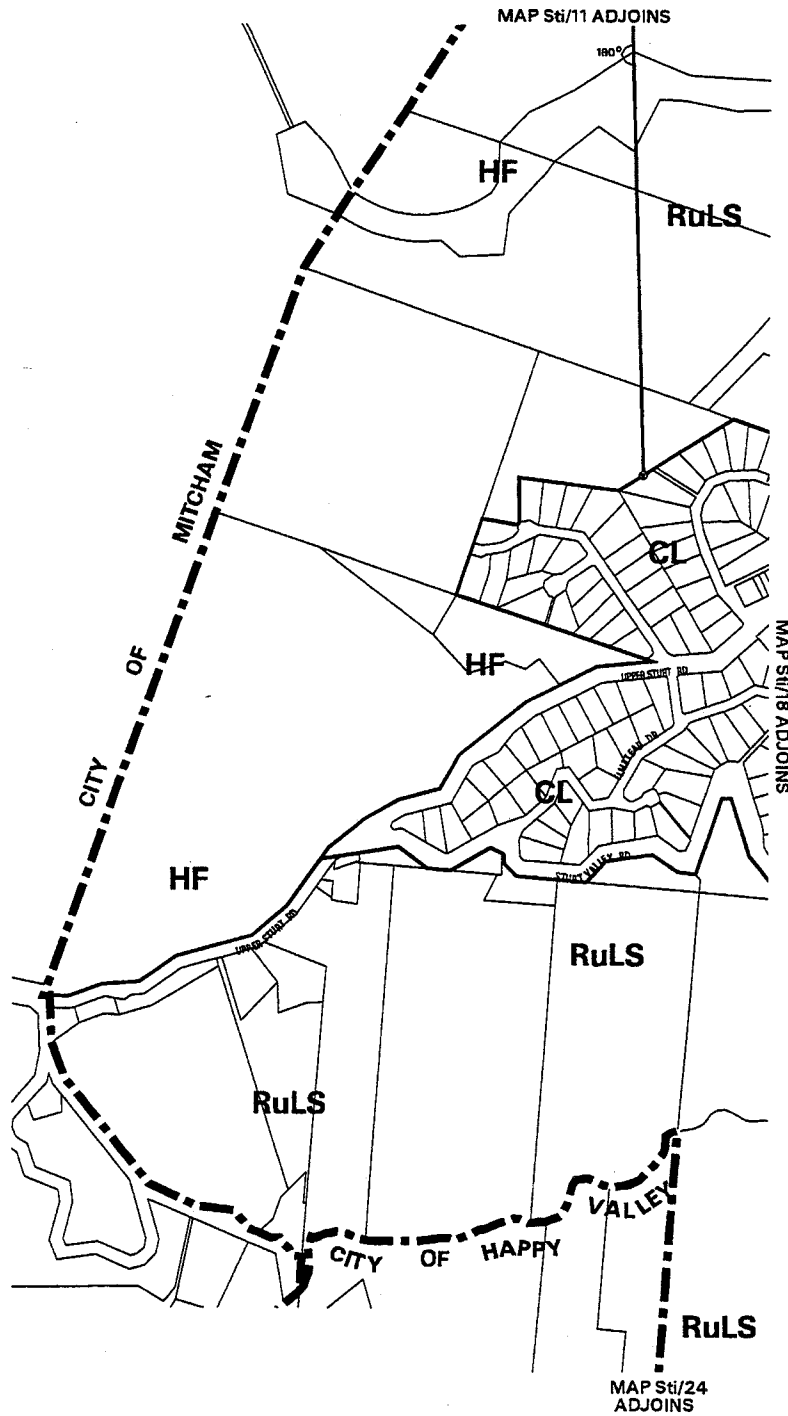


CL Country Living
 RuLS Rural Landscape



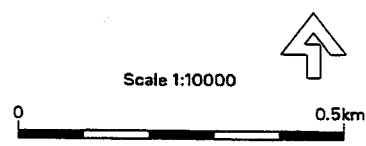
———— Zone Boundary
 - - - - - Development Plan Boundary

**STIRLING (D.C.)
 ZONES
 MAP St/16**

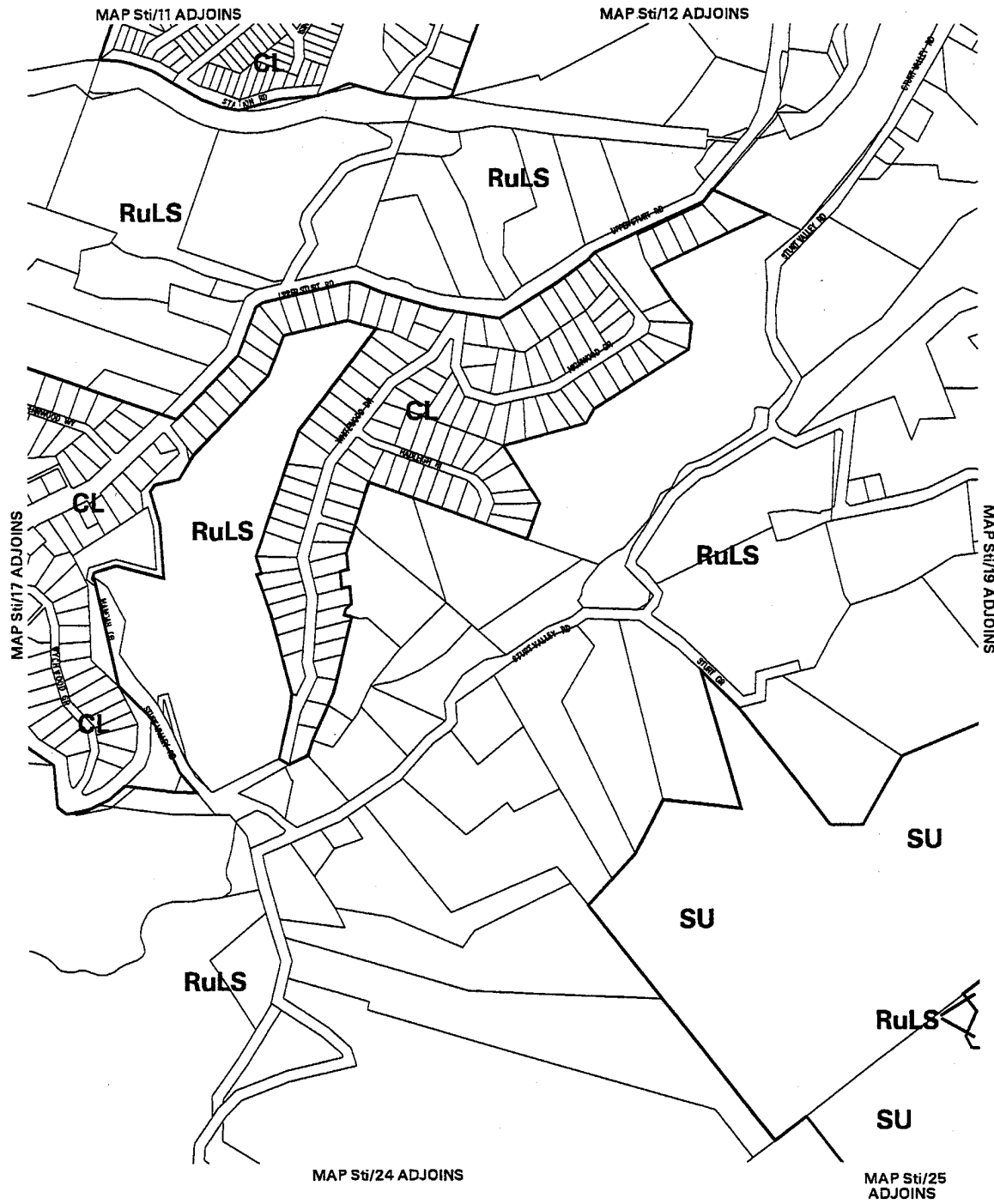


CL Country Living
 HF Hills Face
 RuLS Rural Landscape

———— Zone Boundary
 - - - - - Development Plan Boundary

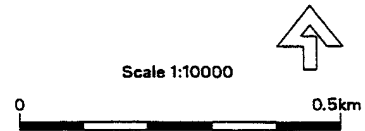


**STIRLING (D.C.)
 ZONES
 MAP St/17**

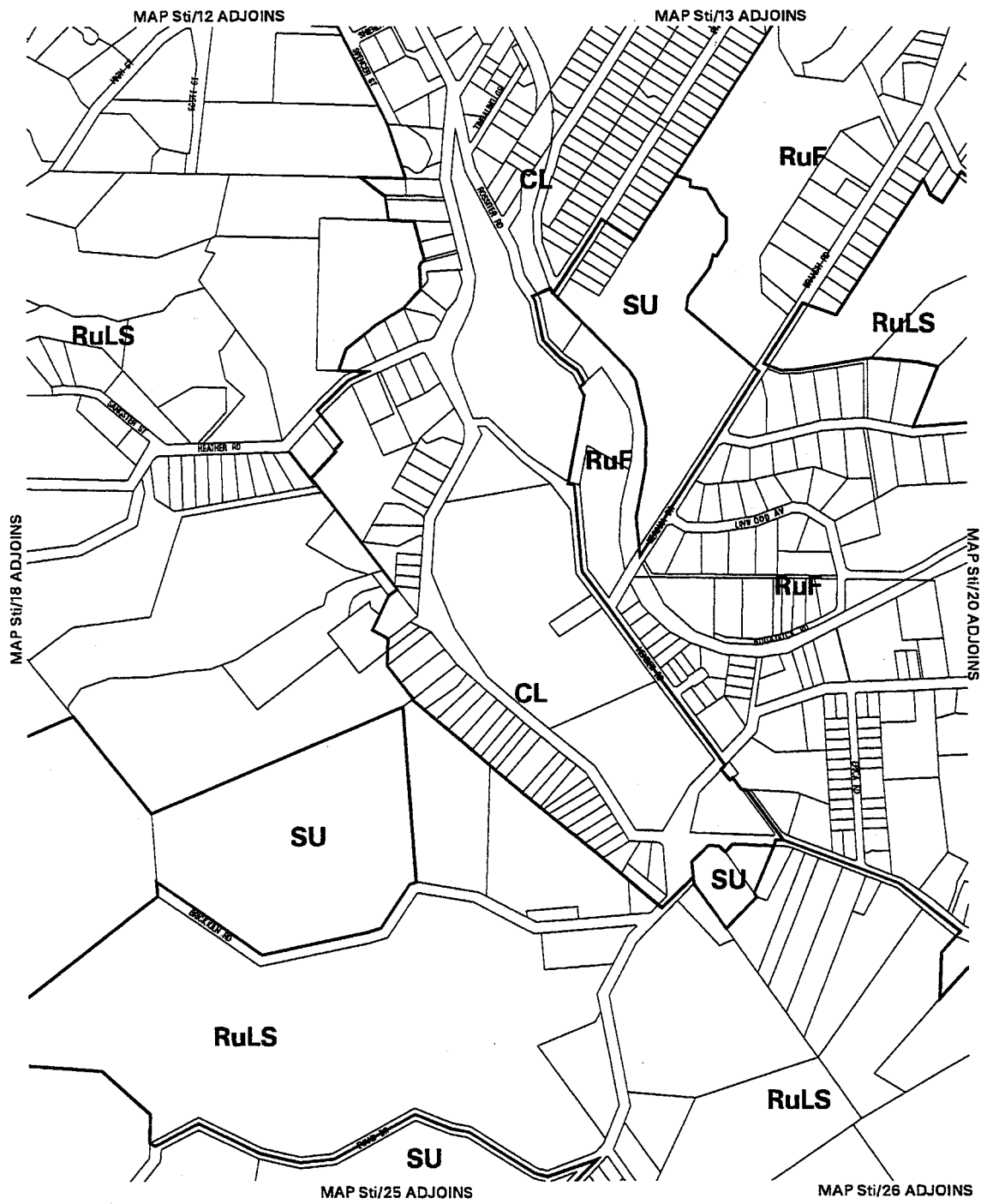


CL Country Living
 RuLS Rural Landscape
 SU Special Uses

— Zone Boundary
 - - - - - Development Plan Boundary



**STIRLING (D.C.)
 ZONES
 MAP St/18**

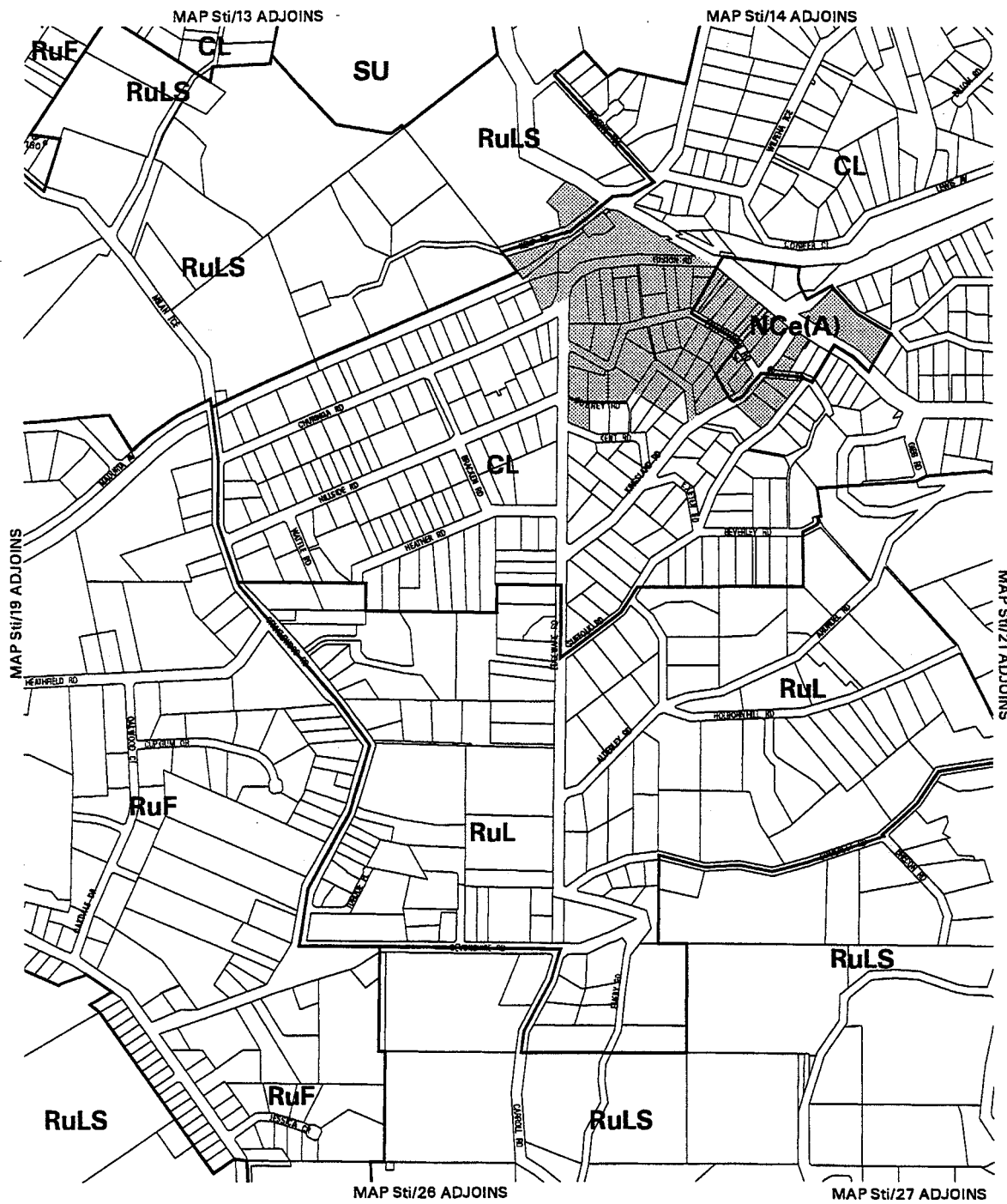


CL Country Living
 RuF Rural Fringe
 RuLS Rural Landscape
 SU Special Uses

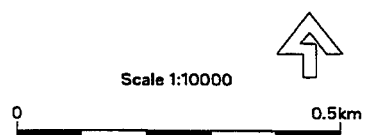
— Zone Boundary
 - - - - - Development Plan Boundary



**STIRLING (D.C.)
 ZONES
 MAP St/19**

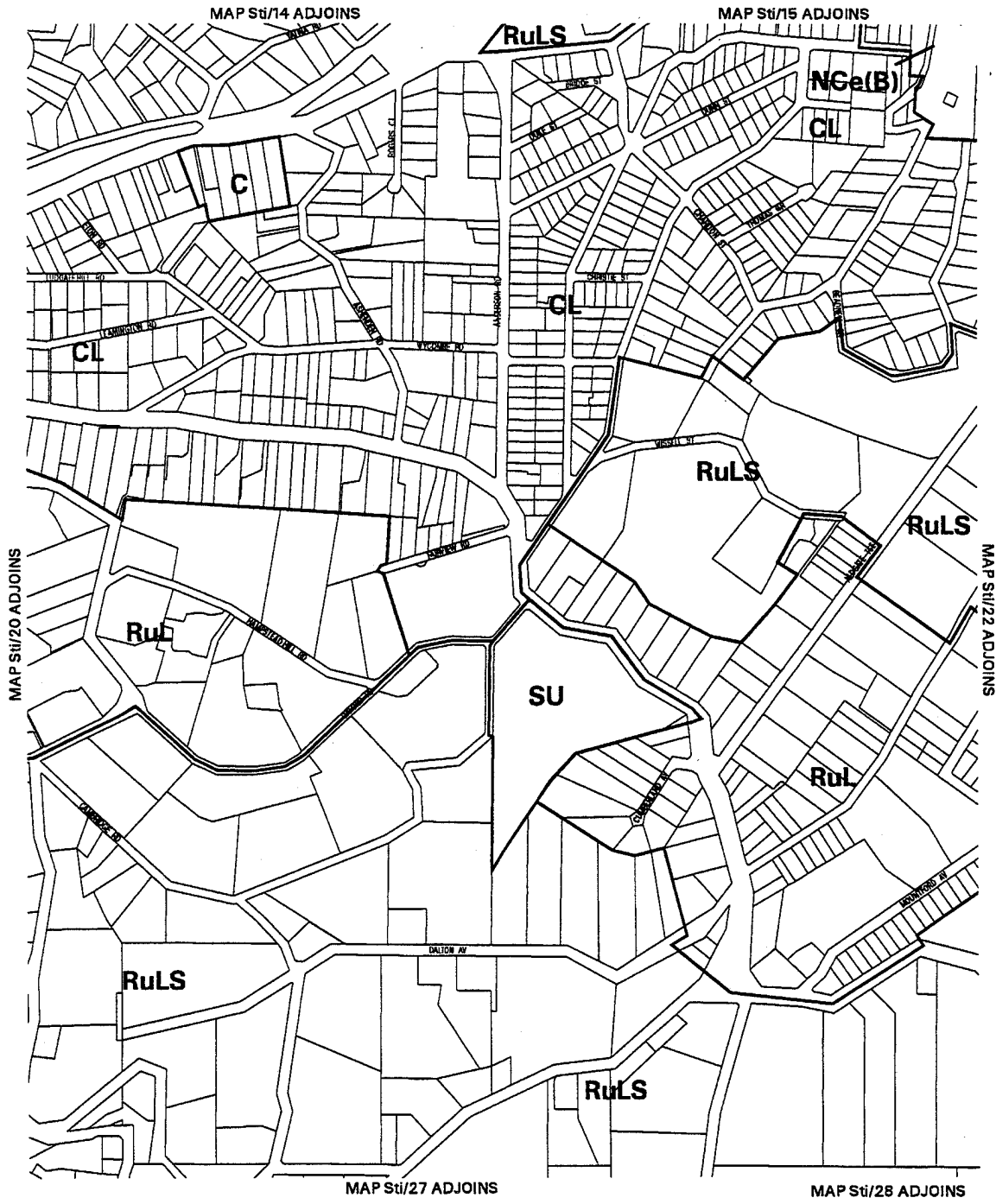


- CL Country Living
- NCe(A) Neighbourhood Centre (Aldgate)
- RuF Rural Fringe
- RuL Rural Living
- RuLS Rural Landscape
- SU Special Uses

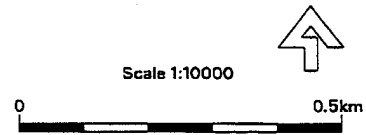


- Zone Boundary
- - - - - Development Plan Boundary
- ▨ Area of Heritage Value

**STIRLING (D.C.)
ZONES
MAP Sti/20**

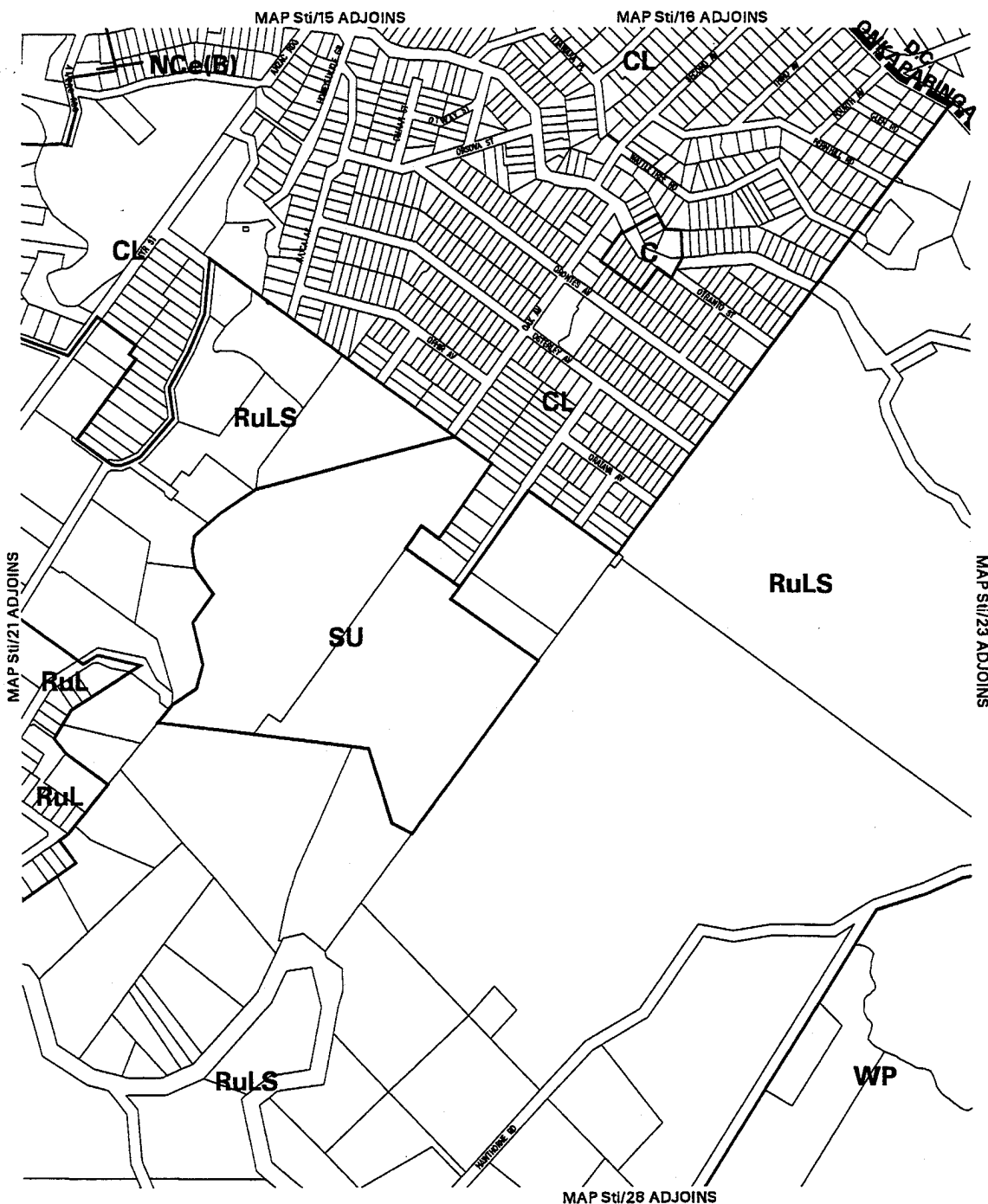


- C** Commercial
- CL** Country Living
- NGe(B)** Neighbourhood Centre (Bridgewater)
- RuL** Rural Living
- RuLS** Rural Landscape
- SU** Special Uses



**STIRLING (D.C.)
ZONES
MAP St/21**

- Zone Boundary
- Development Plan Boundary
- Area of Heritage Value



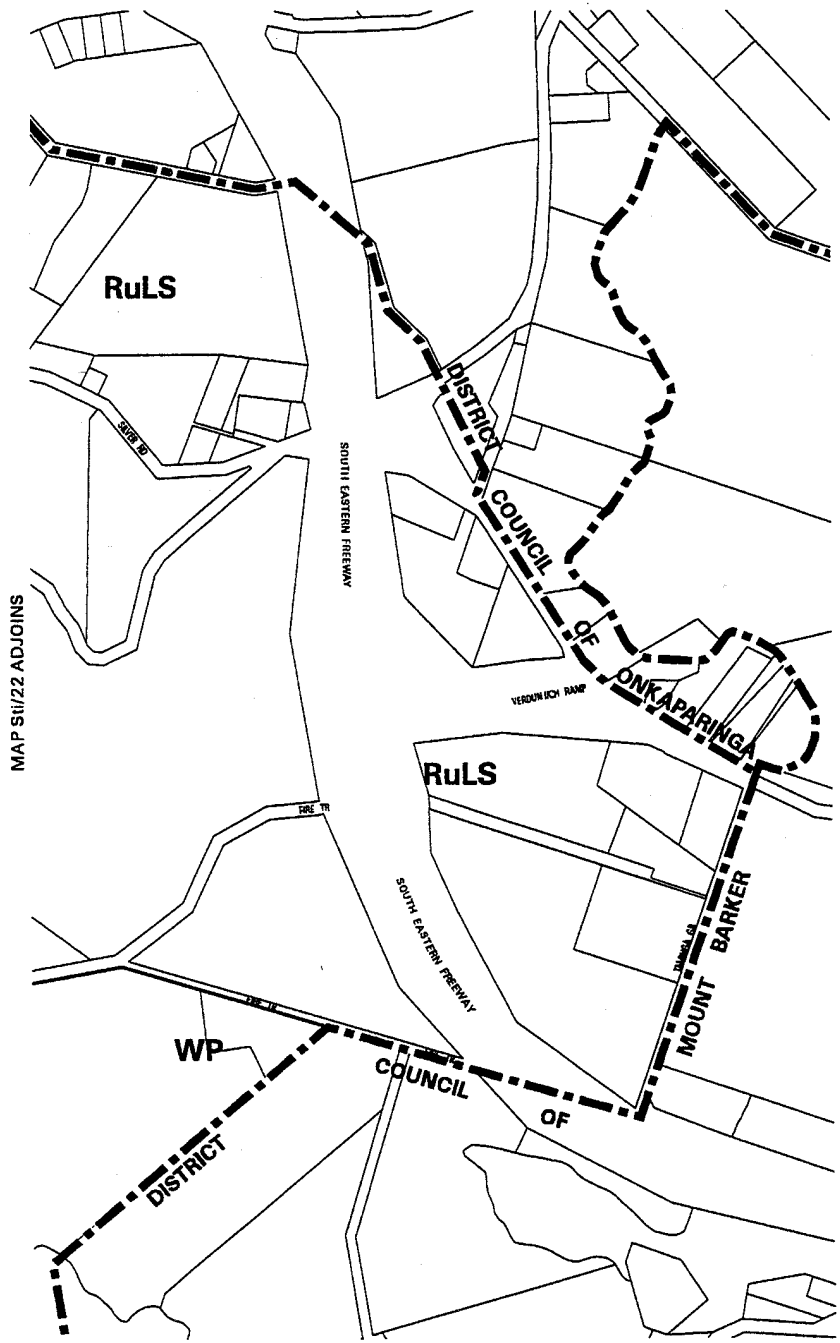
C	Commercial
CL	Country Living
NCe(B)	Neighbourhood Centre (Bridgewater)
RuL	Rural Living
RuLS	Rural Landscape
SU	Special Uses
WP	Watershed Protection

Scale 1:10000



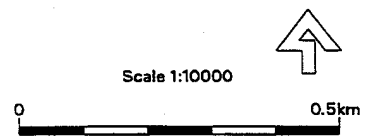
	Zone Boundary
	Development Plan Boundary

**STIRLING (D.C.)
ZONES
MAP Sti/22**

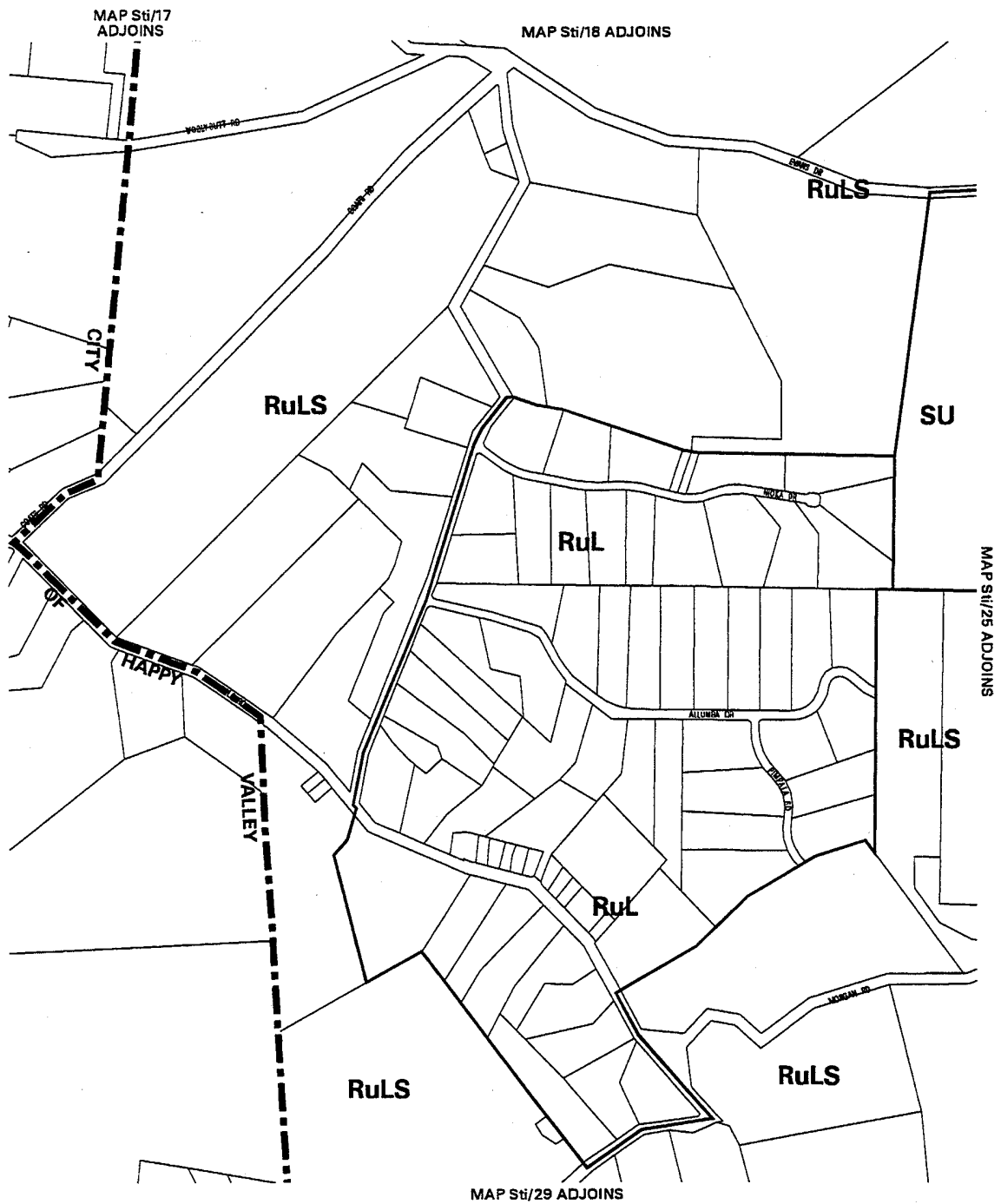


RuLS Rural Landscape
WP Watershed Protection

———— Zone Boundary
 - - - - - Development Plan Boundary



**STIRLING (D.C.)
 ZONES
 MAP Sti/23**

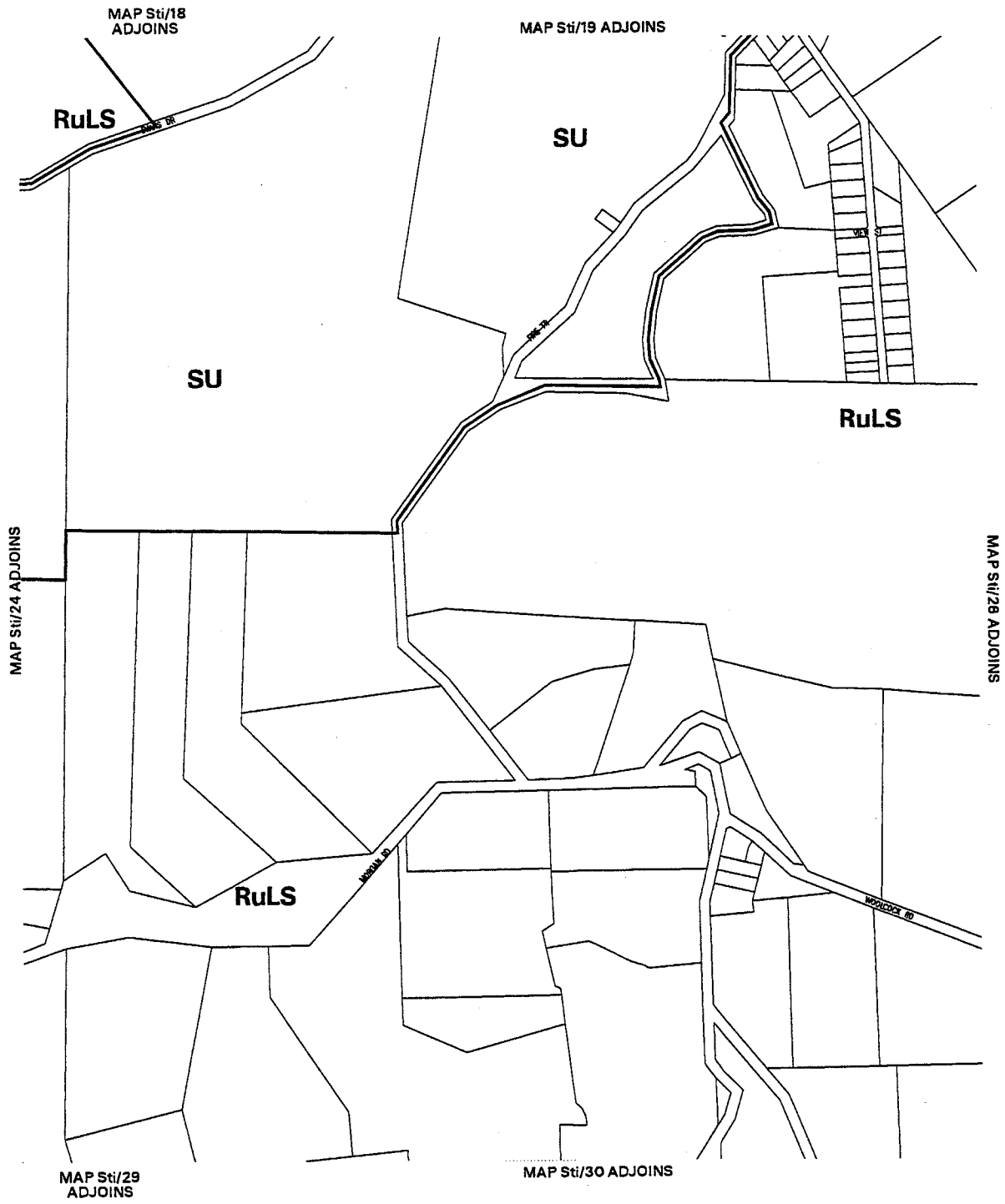


RuL Rural Living
 RuLS Rural Landscape
 SU Special Uses

— Zone Boundary
 - - - - - Development Plan Boundary

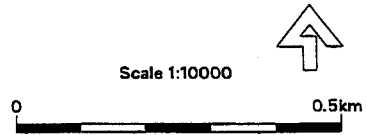


**STIRLING (D.C.)
 ZONES
 MAP St/24**



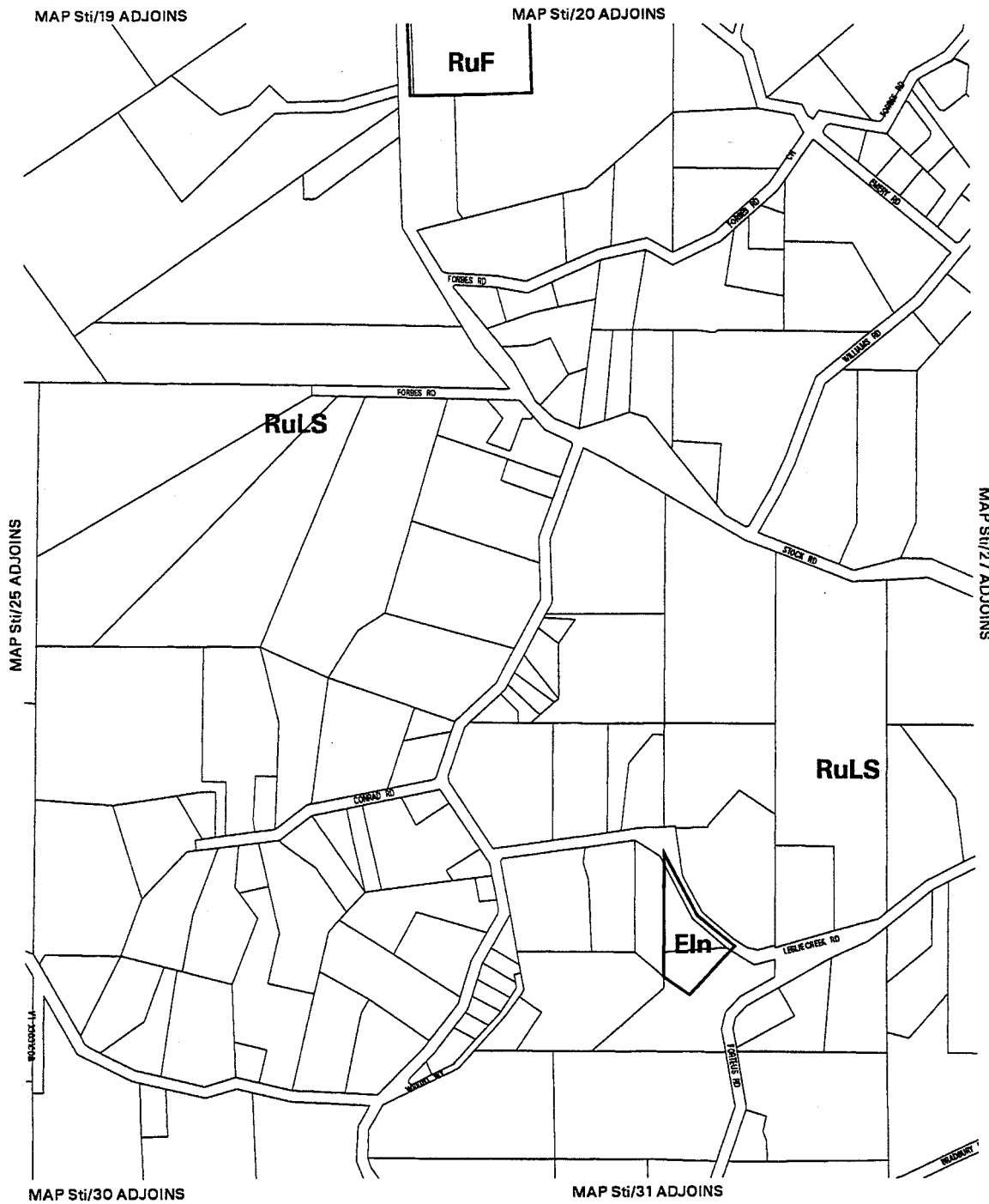
RuLS
SU

Rural Landscape
Special Uses



**STIRLING (D.C.)
ZONES
MAP St/25**

— Zone Boundary
- - - - - Development Plan Boundary



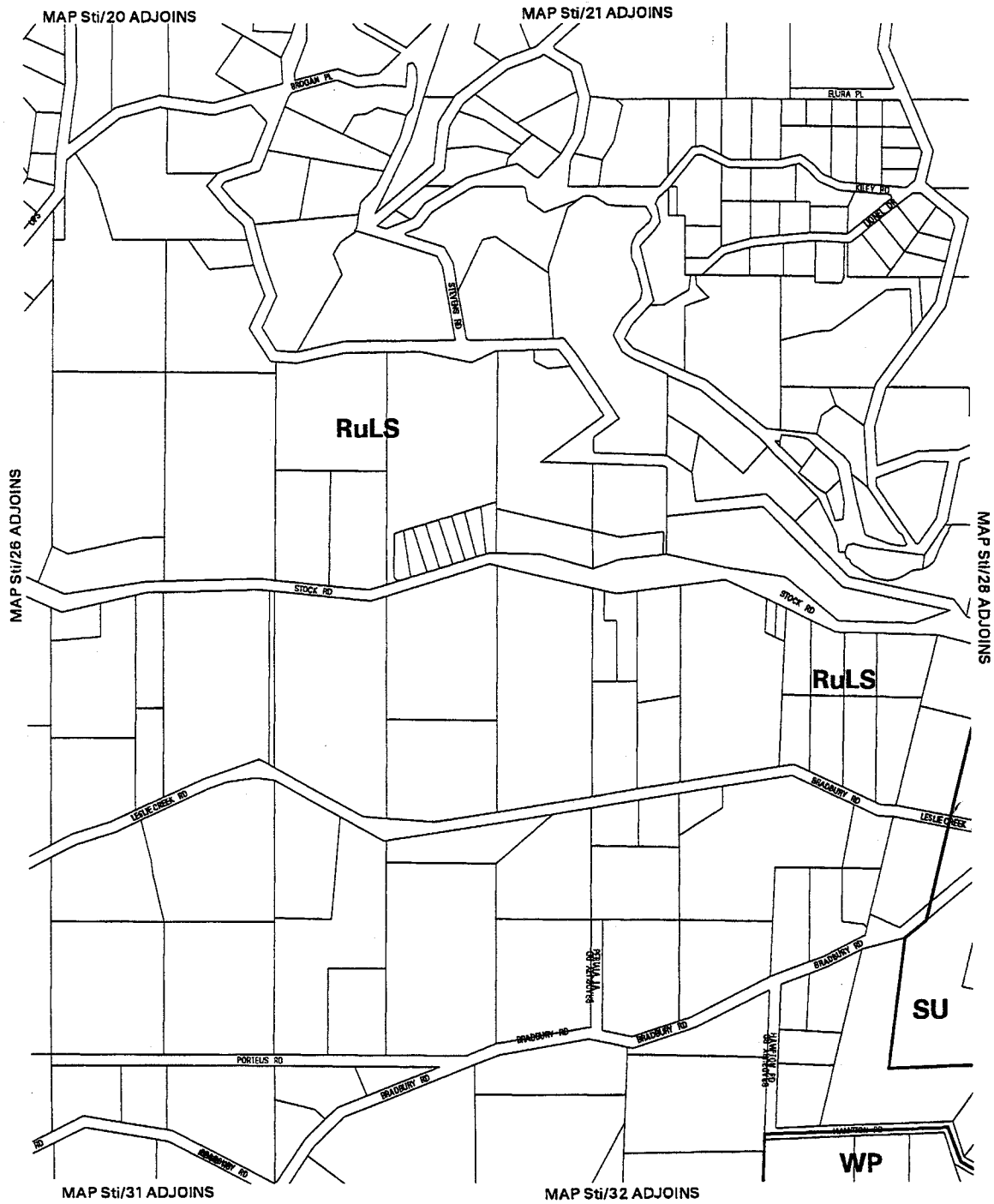
EIn Extractive Industry
RuF Rural Fringe
RuLS Rural Landscape

————— Zone Boundary
 - - - - - Development Plan Boundary

Scale 1:10000

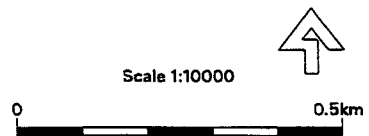


**STIRLING (D.C.)
 ZONES
 MAP Sti/26**

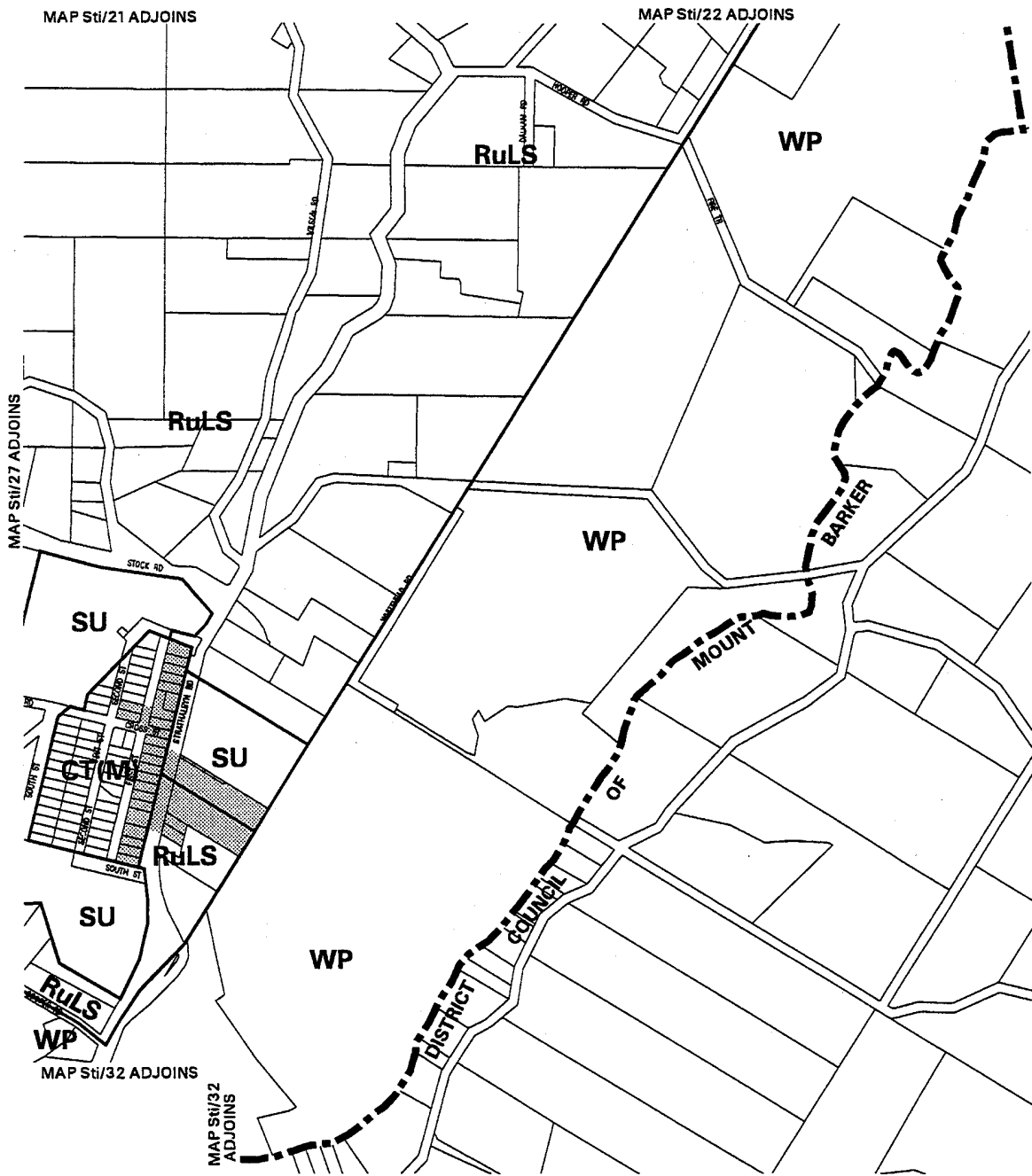


RuLS Rural Landscape
 SU Special Uses
 WP Watershed Protection

— Zone Boundary
 - - - - - Development Plan Boundary

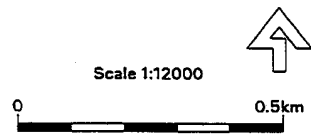


**STIRLING (D.C.)
 ZONES
 MAP Sti/27**

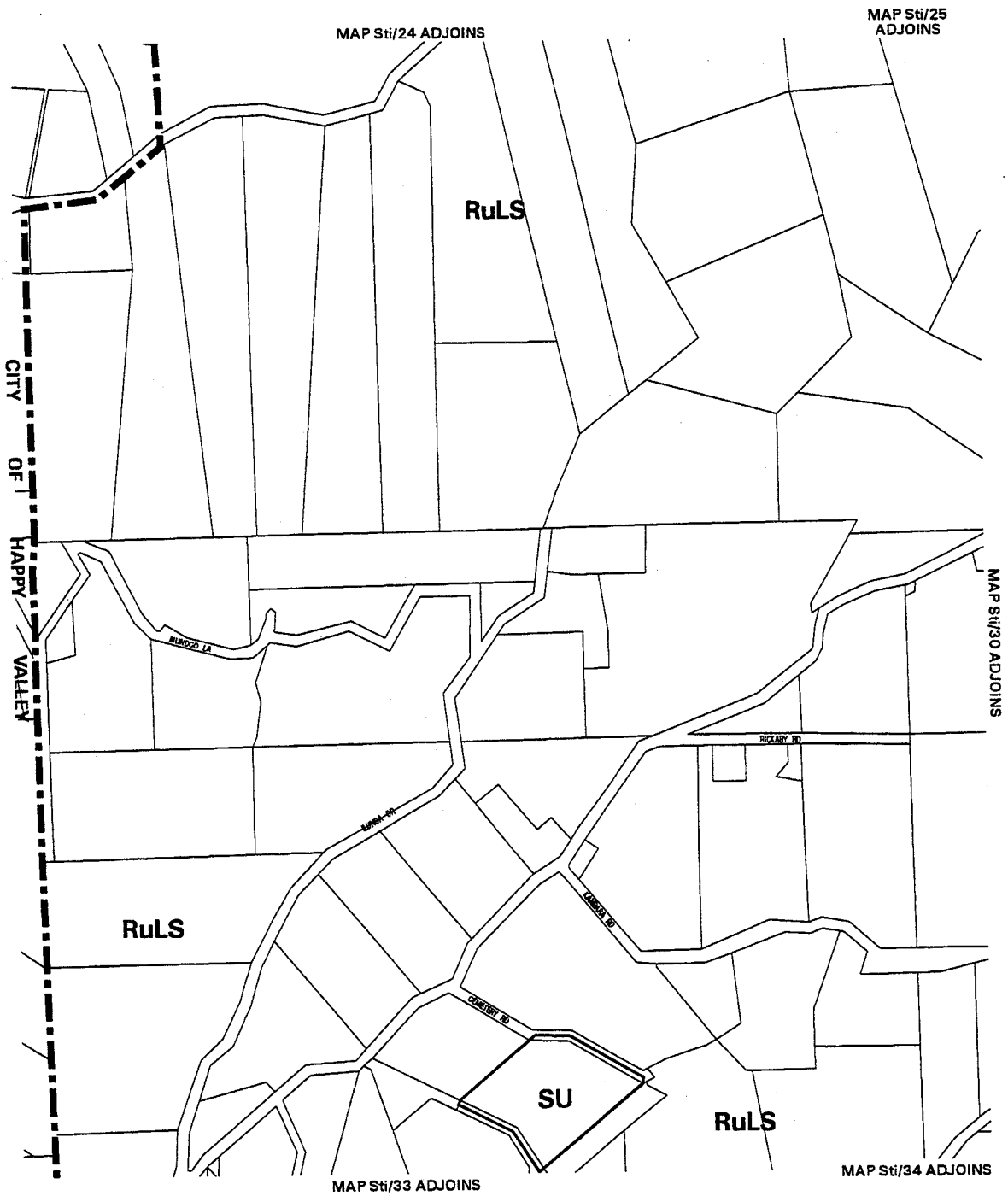


CT(M) Country Township (Mylor)
RuLS Rural Landscape
SU Special Uses
WP Watershed Protection

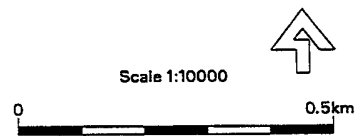
————— Zone Boundary
 - - - - - Development Plan Boundary
 [Hatched Box] Area of Heritage Value



**STIRLING (D.C.)
 ZONES
 MAP Sti/28**

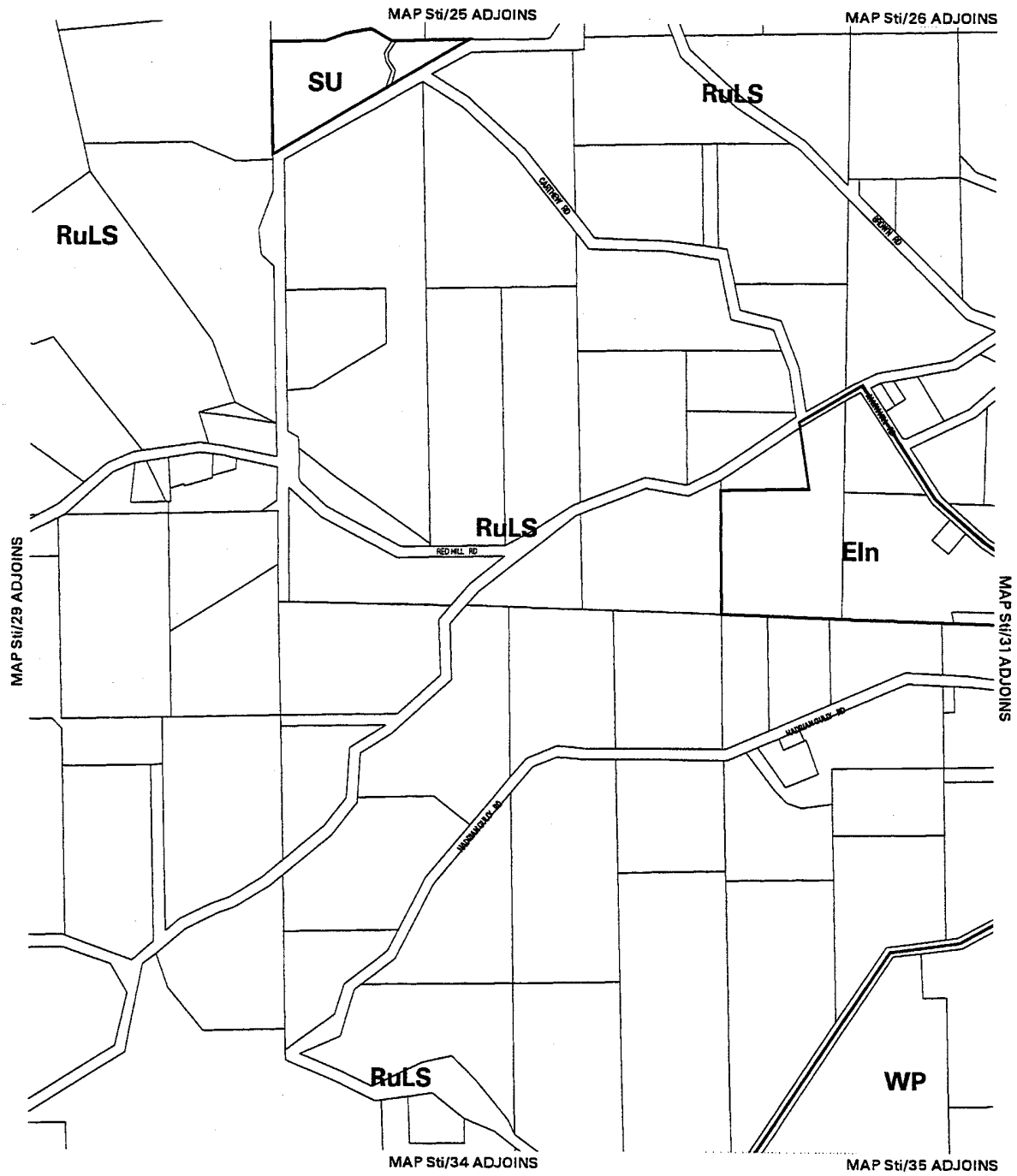


RuLS Rural Landscape
 SU Special Uses



**STIRLING (D.C.)
 ZONES
 MAP Sti/29**

— Zone Boundary
 - - - - - Development Plan Boundary



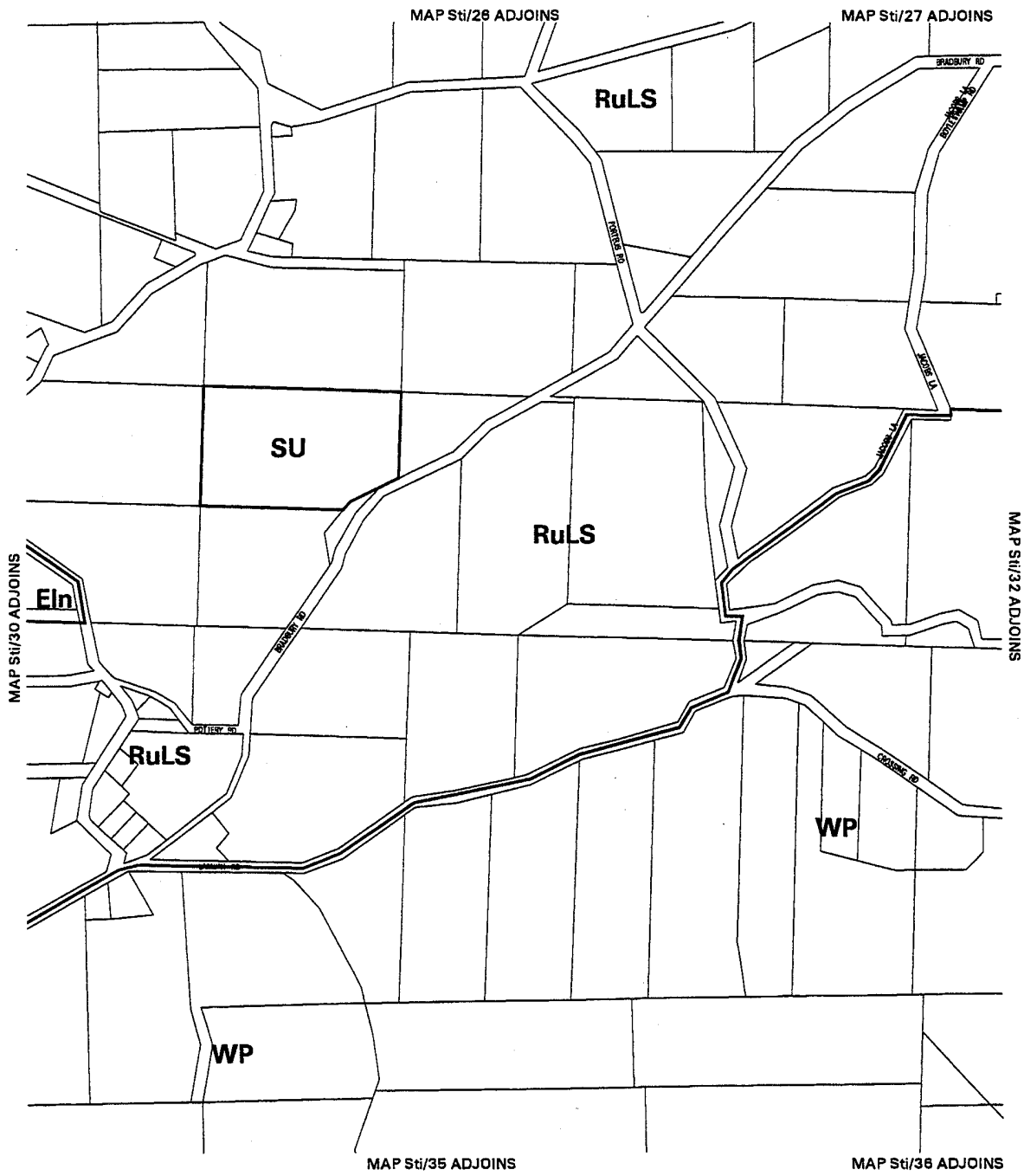
Eln
 RuLS
 SU
 WP

Extractive Industry
 Rural Landscape
 Special Uses
 Watershed Protection

————— Zone Boundary
 - - - - - Development Plan Boundary



**STIRLING (D.C.)
 ZONES
 MAP St/30**

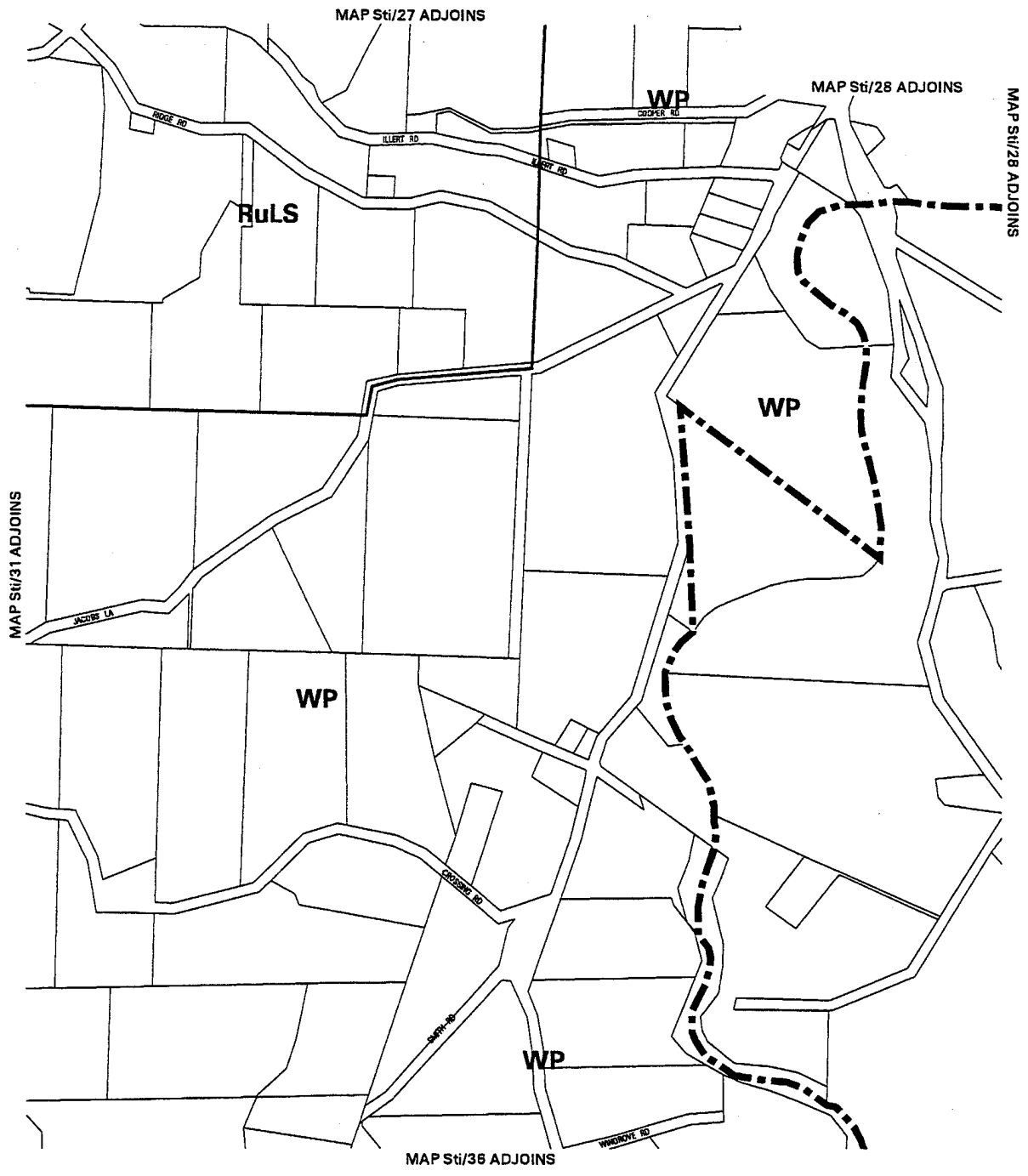


EIn Extractive Industry
RuLS Rural Landscape
SU Special Uses
WP Watershed Protection

——— Zone Boundary
 - - - - - Development Plan Boundary

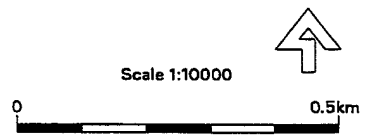


**STIRLING (D.C.)
 ZONES
 MAP Sti/31**

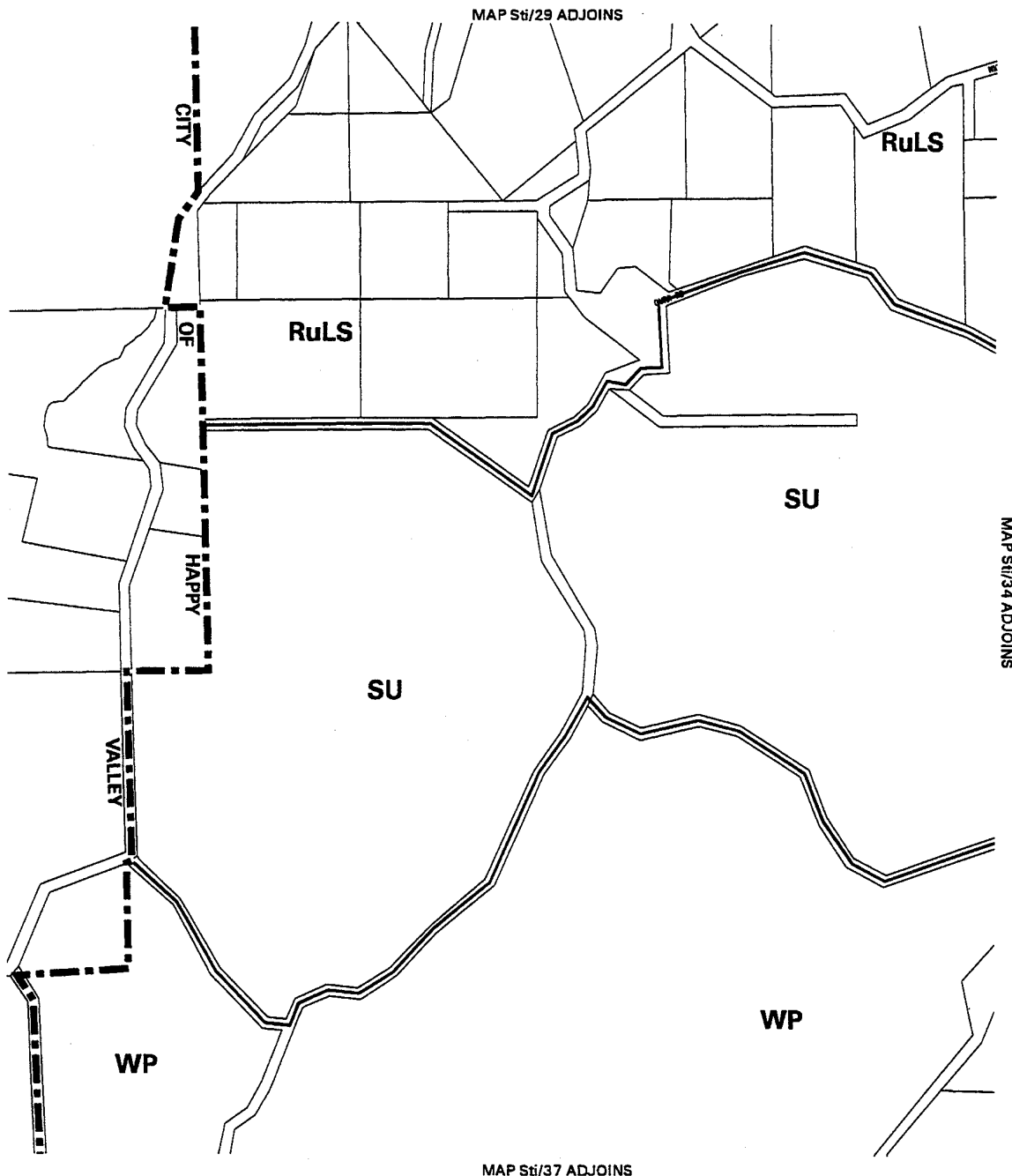


RuLS Rural Landscape
WP Watershed Protection

— Zone Boundary
 - - - - - Development Plan Boundary

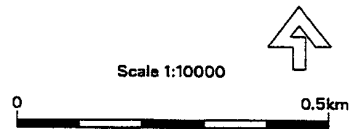


**STIRLING (D.C.)
 ZONES
 MAP St/32**

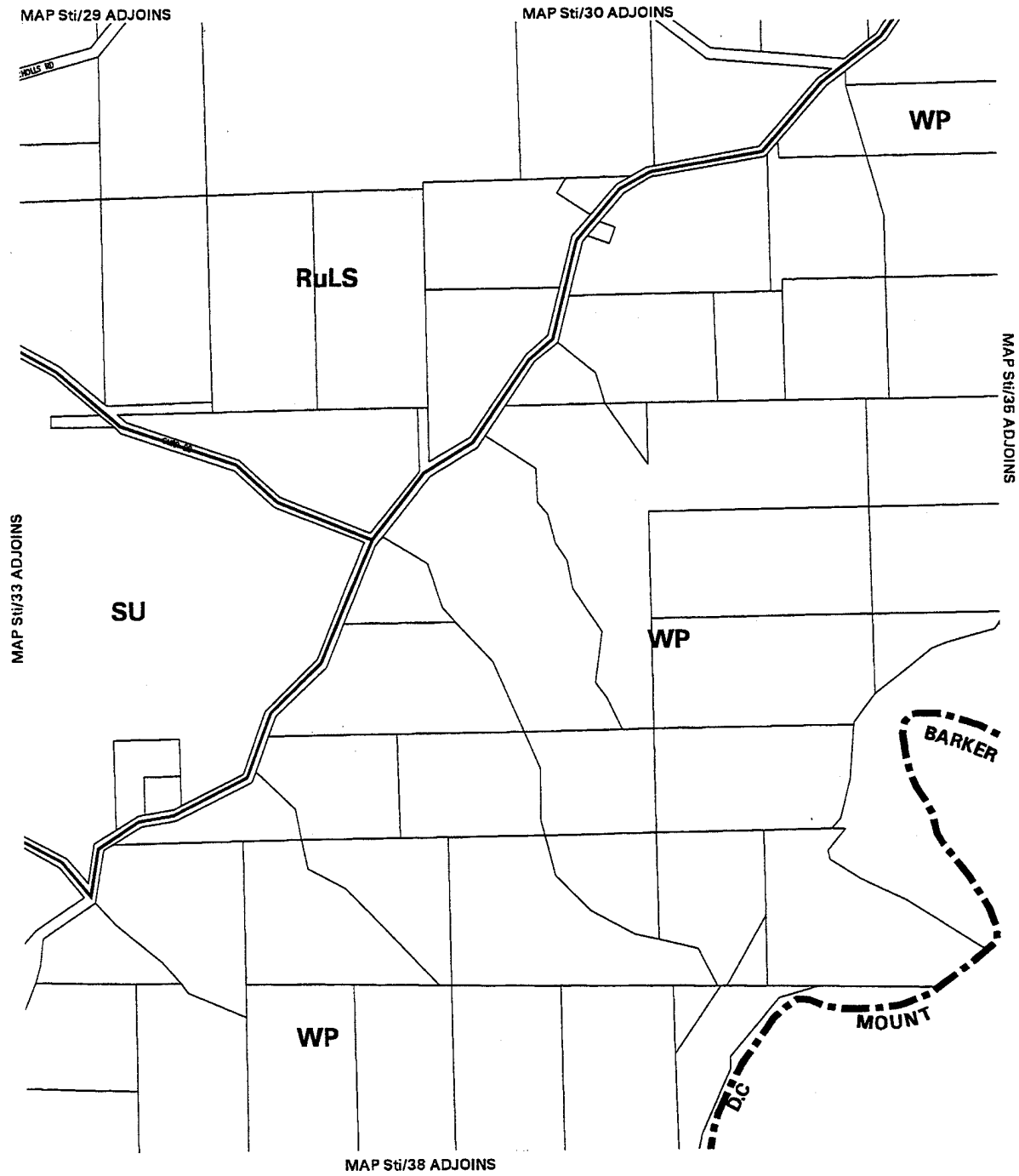


RuLS Rural Landscape
 SU Special Uses
 WP Watershed Protection

—— Zone Boundary
 - - - - Development Plan Boundary

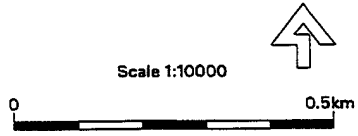


**STIRLING (D.C.)
 ZONES
 MAP St/33**

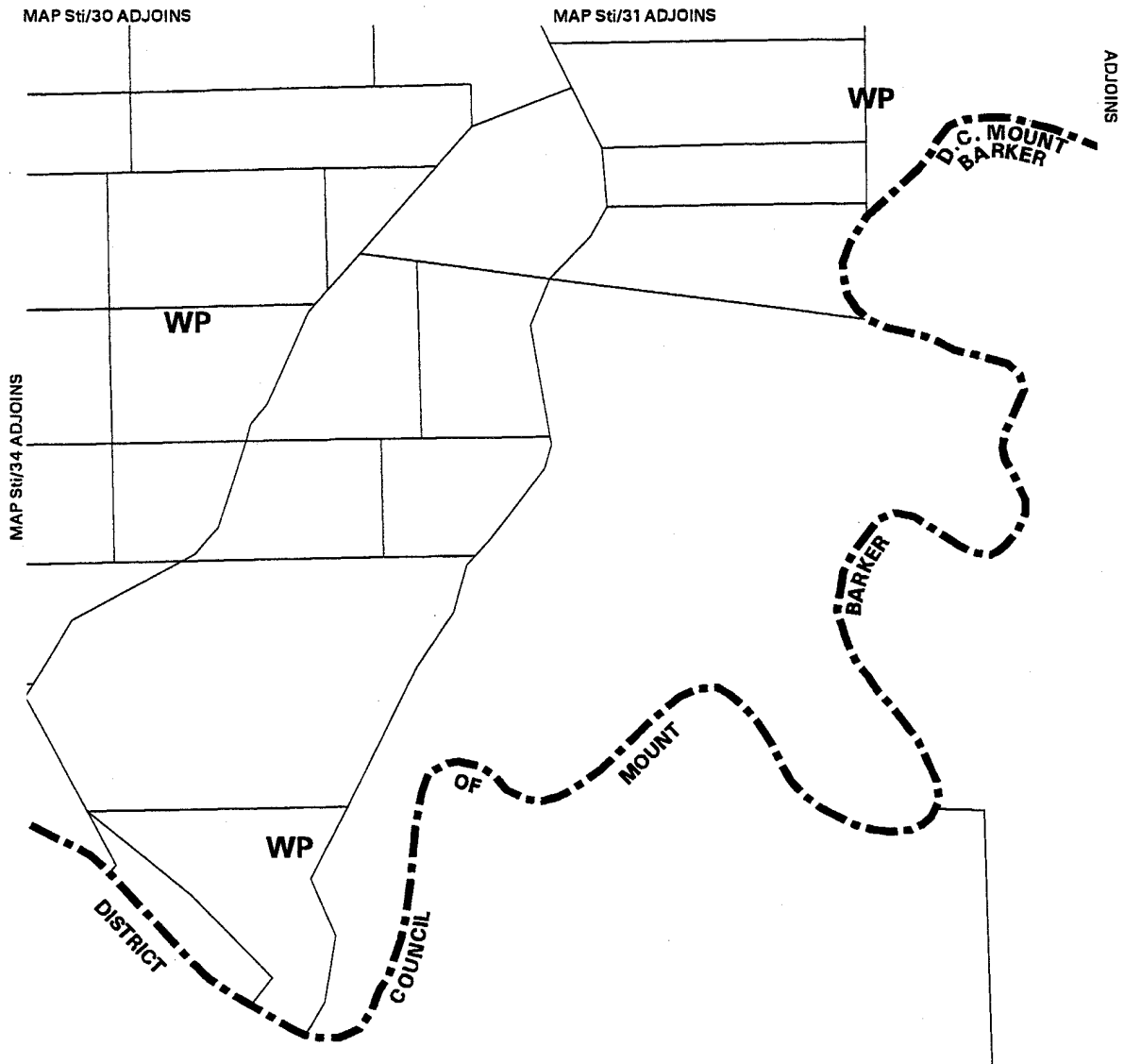


RuLS Rural Landscape
SU Special Uses
WP Watershed Protection

— Zone Boundary
- - - - - Development Plan Boundary



**STIRLING (D.C.)
ZONES
MAP Sti/34**

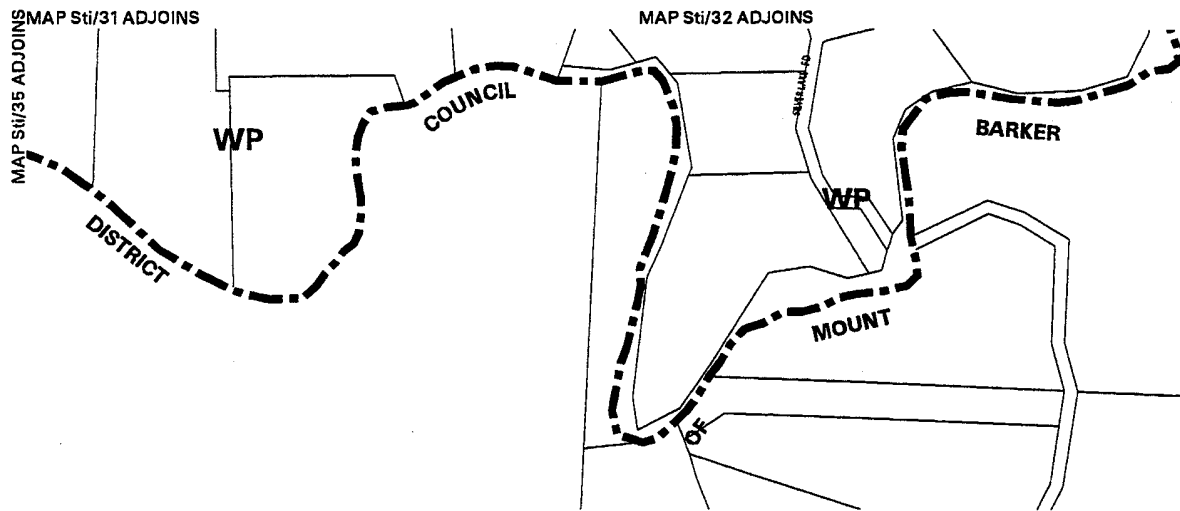


WP Watershed Protection

— Zone Boundary
- - - - - Development Plan Boundary



**STIRLING (D.C.)
ZONES
MAP Sti/35**

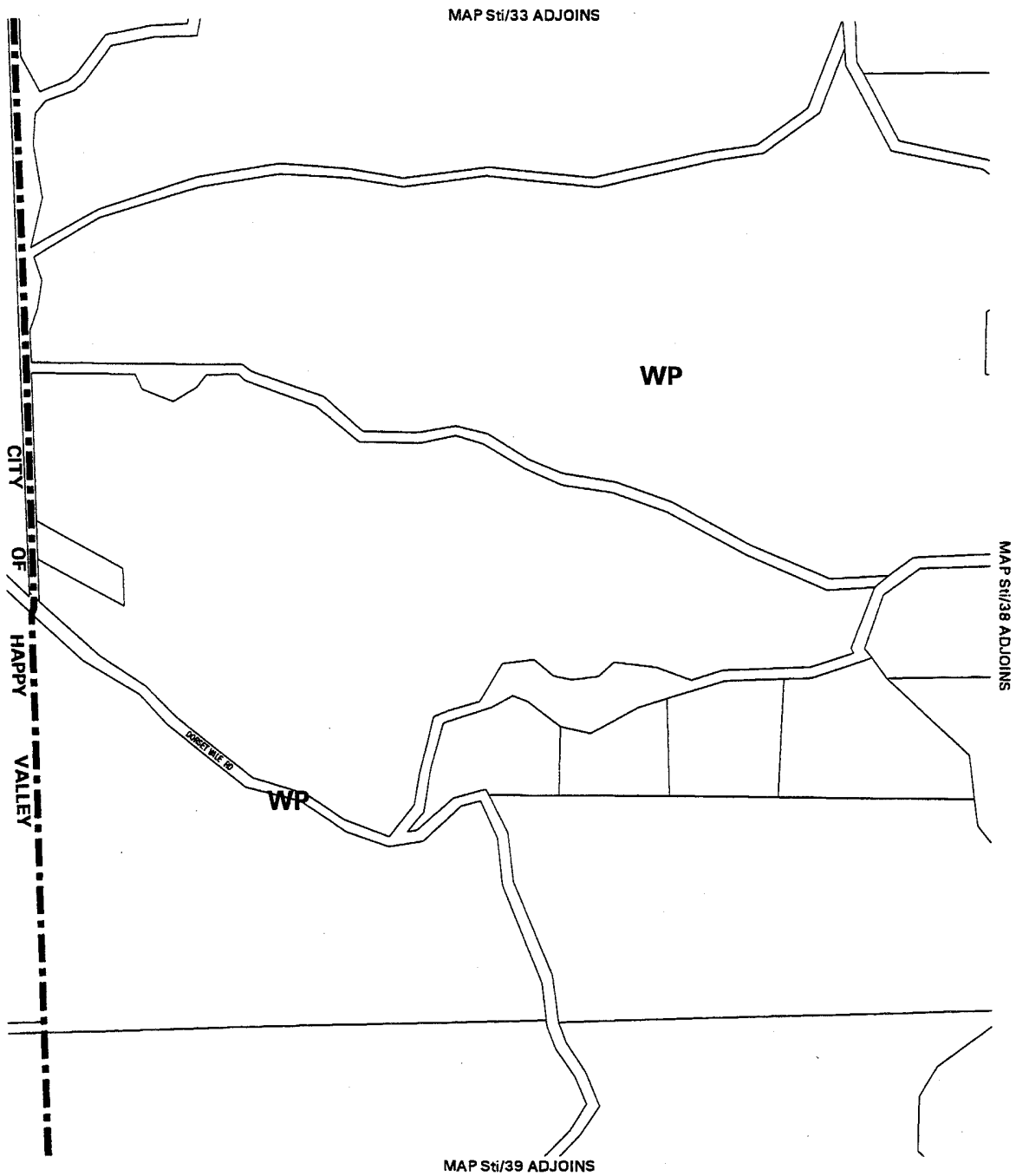


WP Watershed Protection



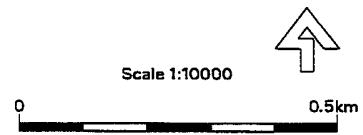
———— Zone Boundary
- - - - - Development Plan Boundary

**STIRLING (D.C.)
ZONES
MAP Sti/36**

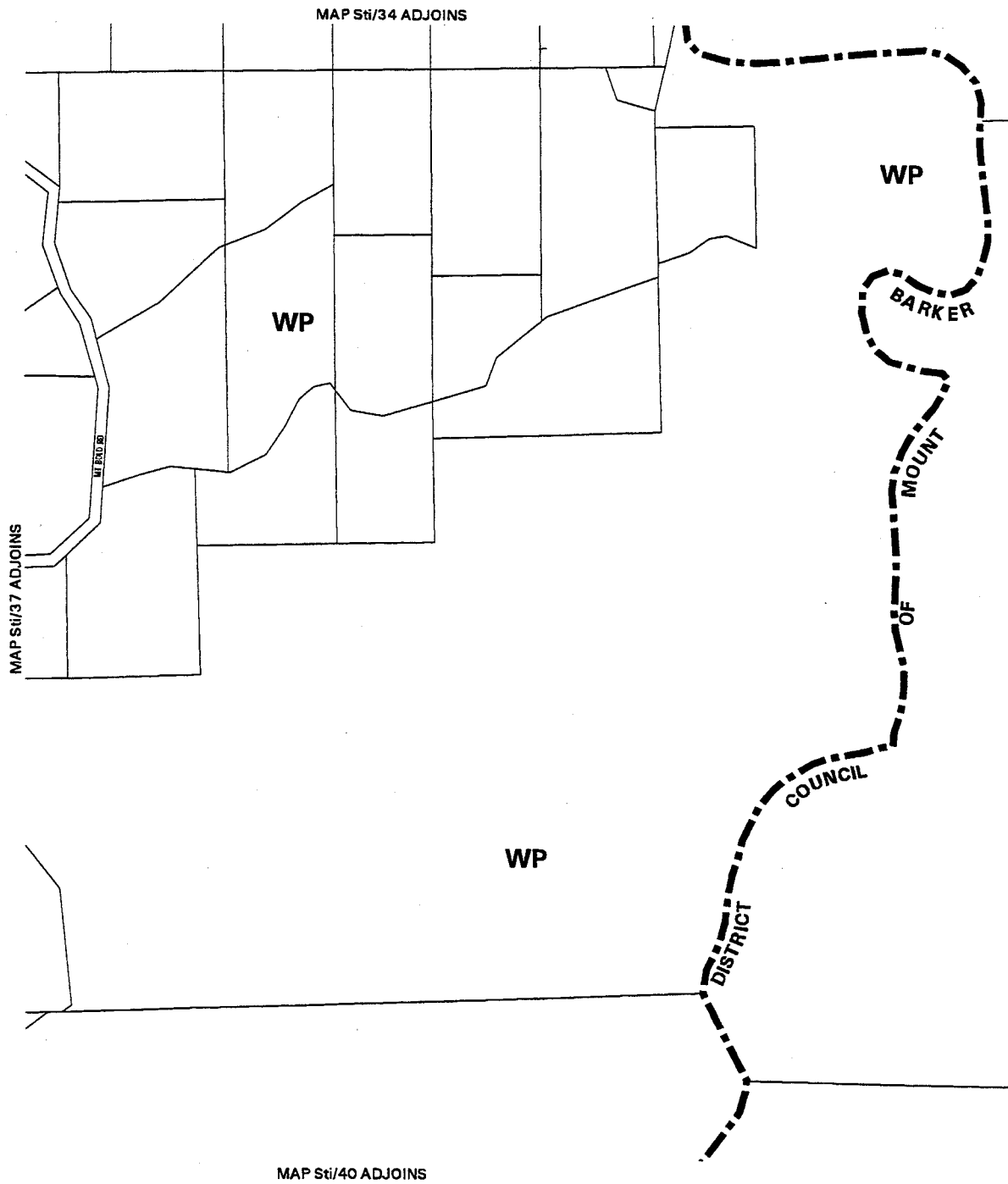


WP Watershed Protection

— Zone Boundary
- - - - - Development Plan Boundary

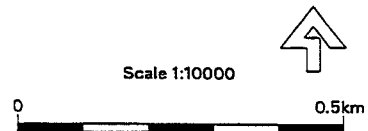


**STIRLING (D.C.)
ZONES
MAP Sti/37**

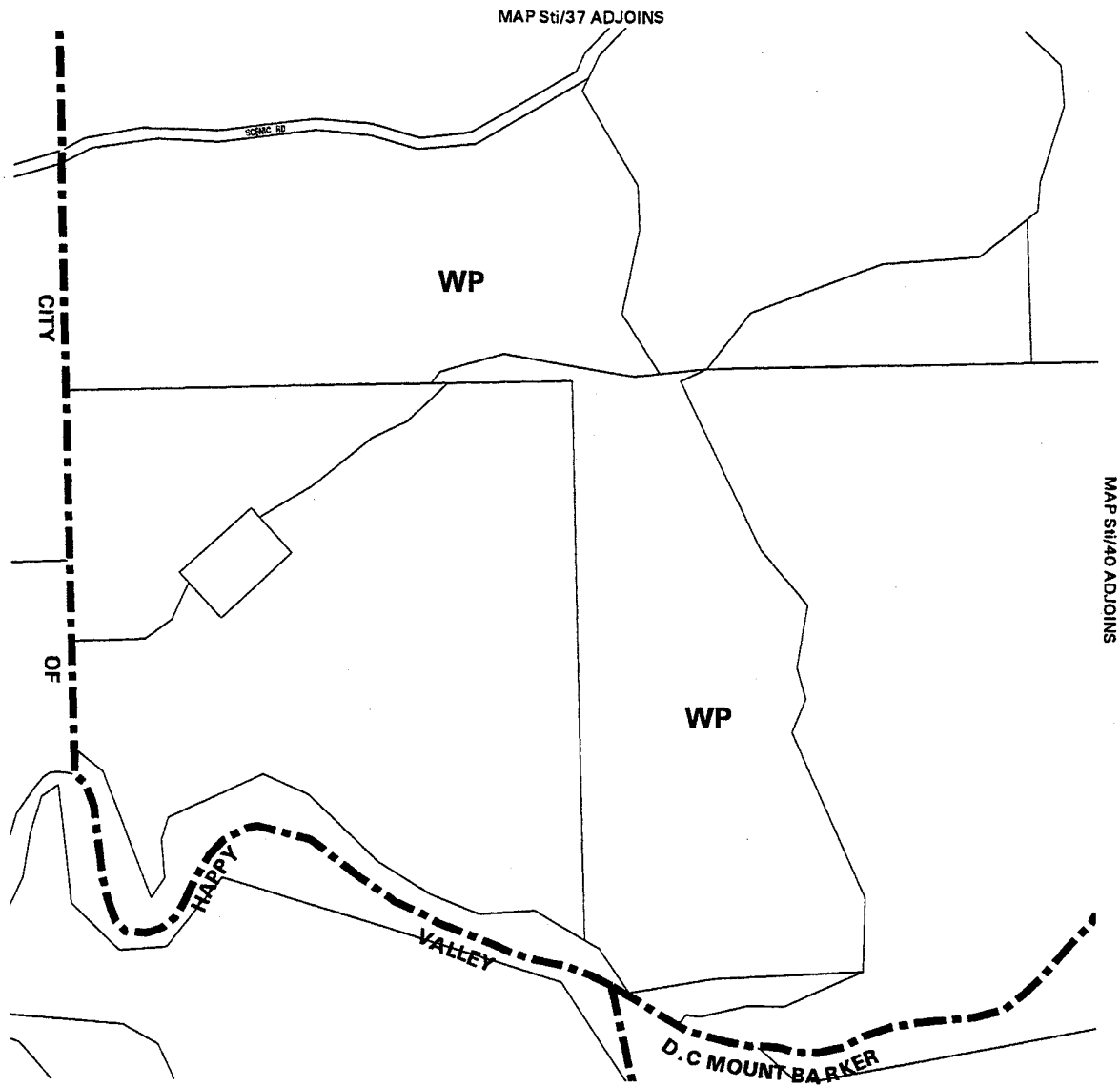


WP Watershed Protection

— Zone Boundary
- - - - - Development Plan Boundary

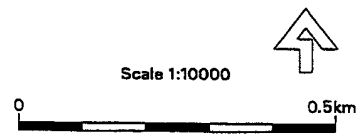


**STIRLING (D.C.)
ZONES
MAP St/38**

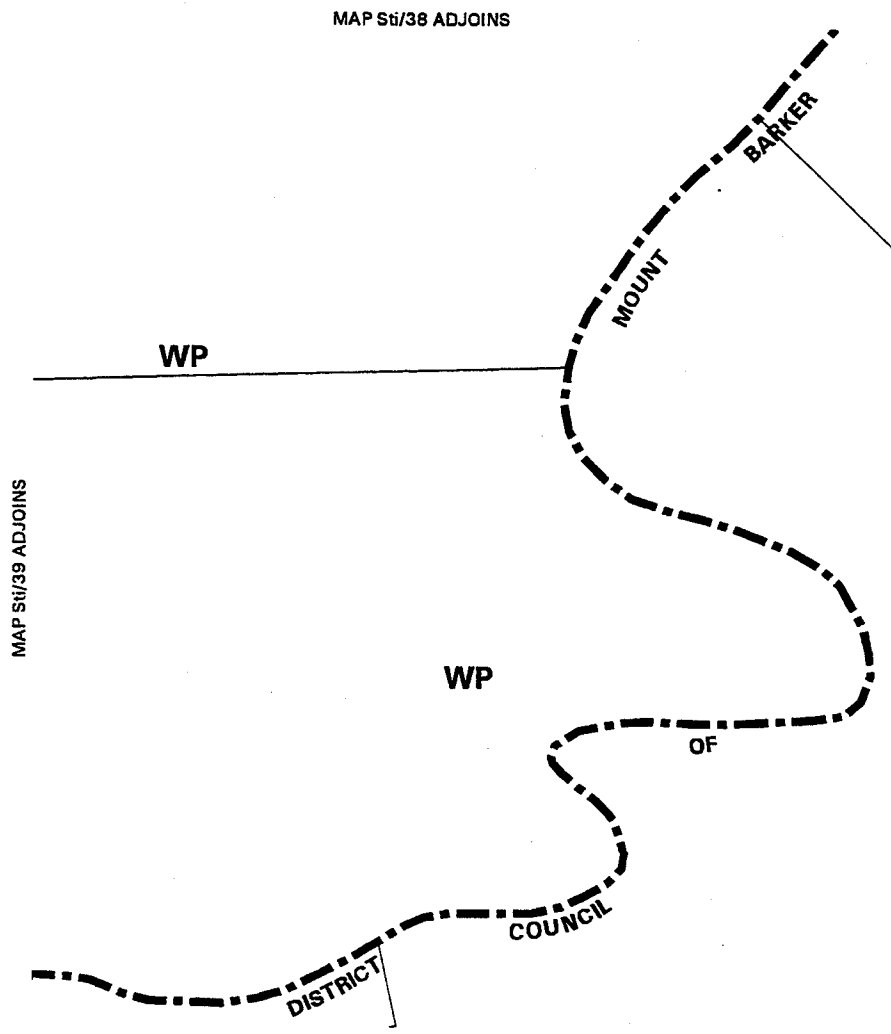


WP Watershed Protection

— Zone Boundary
- - - Development Plan Boundary

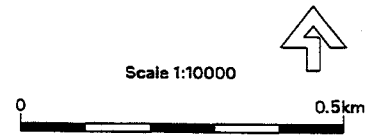


**STIRLING (D.C.)
ZONES
MAP St/39**



WP Watershed Protection

— Zone Boundary
- - - - - Development Plan Boundary



**STIRLING (D.C.)
ZONES
MAP St/40**

Dated 1 April 1999.

DIANA LAIDLAW, Minister for Transport and Urban Planning

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To apply from 1 September 1998

	\$		\$
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Transfer of Properties.....	34.75	Intention to Sell, Notice of.....	34.75
Attorney, Appointment of	27.70	Lost Certificate of Title Notices.....	34.75
Bailiff's Sale.....	34.75	Cancellation, Notice of (Strata Plan).....	34.75
Cemetery Curator Appointed.....	20.70	Mortgages:	
Companies:		Caveat Lodgment	14.10
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Declaration of Dividend.....	20.70	Sublet.....	7.10
Incorporation.....	27.70	Leases—Application for Transfer (2 insertions) each.....	7.10
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Each Subsequent Name.....	7.10	Municipal or District Councils:	
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Meeting Final Regarding Liquidator's Report on		Electricity Supply—Forms 19 and 20	276.00
Conduct of Winding Up (equivalent to 'Final		Default in Payment of Rates:	
Meeting').....		First Name	55.40
First Name.....	27.70	Each Subsequent Name	7.10
Each Subsequent Name.....	7.10	Noxious Trade.....	20.70
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97-112	5.60	4.75	593-608	26.70	25.80
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129-144	7.00	6.15	625-640	28.00	27.25
145-160	7.70	6.80	641-656	28.85	27.80
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321-336	15.15	14.25	817-832	36.25	35.45
337-352	15.80	15.05	833-848	37.00	35.95
353-368	16.50	15.65	849-864	37.50	36.80
369-384	17.15	16.40	865-880	38.35	37.50
385-400	17.85	17.05	881-896	38.85	38.05
401-416	18.50	17.65	897-912	39.70	38.85
417-432	19.25	18.40	913-928	40.25	39.70
433-448	19.85	19.00	929-944	40.95	40.25
449-464	20.60	19.65	945-960	41.80	40.75
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FISHERIES ACT, 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Adinor Pty Ltd, (hereinafter referred to as the 'fish farmer') P.O. Box 529, Virginia, S.A. 5120, is exempt from the provisions of section 50 (1) of the Fisheries Act 1982, insofar as the fish farmer shall not be guilty of an offence when conducting operations relating to the importation and fish farming of barramundi (*Lates calcarifer*) for the purpose of trade or business (hereinafter referred to as the 'permitted activity'), subject to the conditions specified in the schedule from the date of gazettal of this notice.

SCHEDULE 1

1. The fish farmer may only engage in the permitted activity on the premises situated at Allotment 3 in deposited plan No. 26385, in the Hundreds of Munno Para and Para Wirra as detailed in registered aquaculture site FT00524 (hereinafter referred to as the 'premises').

2. The fish farmer shall not import barramundi (*Lates calcarifer*) into South Australia unless the shipment has been certified disease free by an approved veterinary agency to a protocol approved by PIRSA Fisheries and Aquaculture.

3. The fish farmer must maintain adequate security arrangements to prevent escapement of the barramundi (*Lates calcarifer*) from the premises.

4. The fish farmer must ensure that no waste water enters South Australian waters without the prior permission of the Director of Fisheries.

5. The fish farmer must ensure that no live fish leave the premises without the prior written approval of the Director of Fisheries.

6. The fish farmer shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

7. The fish farmer must retain a copy of this notice and produce that notice for inspection if requested by a PIRSA Fisheries and Aquaculture Compliance Officer.

Dated 26 March 1999.

D. MACKIE, Manager, Legislation and Policy

FT 00524

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, I hereby authorise Adinor Pty Ltd (or their agent) (hereinafter referred to as the 'fish farmer') P.O. Box 529, Virginia, S.A. 5120, to engage in the activities and to do the acts specified in Schedule 1 subject to the conditions specified in Schedule 2 from the date of this permit until this permit is revoked by the Director of Fisheries.

SCHEDULE 1

The importation and release of Australian bass (*Macquaria novemaculeata*), mangrove jack (*Lutjanus argentimaculatus*) and Macquarie perch (*Macquaria australasia*) into tanks at allotment 3 in deposited plan No. 26385 in the Hundreds of Munno Para and Para Wirra.

SCHEDULE 2

1. The fish farmer must maintain adequate security arrangements to prevent escapement of fish (ova, fry, or adult) into any South Australian waters.

2. Fish obtained within South Australia for use on the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Director of Fisheries.

3. Fish must not be collected from rivers, streams, lakes or other inland waters of this State unless prior approval for this collection is granted by the Director of Fisheries.

4. The fish farmer shall not import any live fish (ova, fry, or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

5. The fish farmer shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under the Act, except where specifically permitted by this notice.

6. The fish farmer must retain the copy of this permit which has been supplied by the Director of Fisheries, and if requested by a PIRSA Fisheries and Aquaculture Compliance Officer, produce that permit for inspection.

Dated 26 March 1999.

D. MACKIE, Manager, Legislation and Policy

FT 00524

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Westminster School Agriculture Department, (hereinafter referred to as the 'fish farmer') Alison Avenue, Marion, S.A. 5043, is exempt from the provisions of section 50 (1) of the Fisheries Act 1982, insofar as the fish farmer shall not be guilty of an offence when conducting operations relating to the importation and fish farming of barramundi (*Lates calcarifer*) for the purpose of trade or business (hereinafter referred to as the 'permitted activity'), subject to the conditions specified in the schedule from the date of gazettal of this notice.

SCHEDULE 1

1. The fish farmer may only engage in the permitted activity on the premises situated at Alison Avenue, Marion, S.A. 5043 as detailed in registered aquaculture site FT00031 (hereinafter referred to as the 'premises').

2. The fish farmer shall not import barramundi (*Lates calcarifer*) into South Australia unless the shipment has been certified disease free by an approved veterinary agency to a protocol approved by PIRSA Fisheries and Aquaculture.

3. The fish farmer must maintain adequate security arrangements to prevent escapement of the barramundi (*Lates calcarifer*) from the premises.

4. The fish farmer must ensure that no waste water enters South Australian waters without the prior permission of the Director of Fisheries.

5. The fish farmer must ensure that no live fish leave the premises without the prior written approval of the Director of Fisheries.

6. The fish farmer shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

7. The fish farmer must retain a copy of this notice and produce that notice for inspection if requested by a PIRSA Fisheries and Aquaculture Compliance Officer.

Dated 26 March 1999.

D. MACKIE, Manager, Legislation and Policy

FT 00031

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, B. Richards and P. Schaefer, (hereinafter referred to as the 'fish farmer') P.O. Box 2143, Port Lincoln, S.A. 5606 are exempt from the provisions of section 50 (1) of the Fisheries Act 1982, insofar as the fish farmer shall not be guilty of an offence when conducting operations relating to the importation and fish farming of barramundi (*Lates calcarifer*) for the purpose of trade or business (hereinafter referred to as the 'permitted activity'), subject to the conditions specified in the schedule from the date of gazettal of this notice.

SCHEDULE 1

1. The fish farmer may only engage in the permitted activity on the premises situated at allotment 8, 12 Mallee Crescent in the Hundred of Lincoln as detailed in registered aquaculture site FT00440 (hereinafter referred to as the 'premises').

2. The fish farmer shall not import barramundi (*Lates calcarifer*) into South Australia unless the shipment has been certified disease free by an approved veterinary agency to a protocol approved by PIRSA Fisheries and Aquaculture.

3. The fish farmer must maintain adequate security arrangements to prevent escapement of the barramundi (*Lates calcarifer*) from the premises.

4. The fish farmer must ensure that no waste water enters South Australian waters without the prior permission of the Director of Fisheries.

5. The fish farmer must ensure that no live fish leave the premises without the prior written approval of the Director of Fisheries.

6. The fish farmer shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

7. The fish farmer must retain a copy of this notice and produce that notice for inspection if requested by a PIRSA Fisheries and Aquaculture Compliance Officer.

Dated 26 March 1999.

D. MACKIE, Manager, Legislation and Policy

FT 00440

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Barramundi Supplies, (hereinafter referred to as the 'fish farmer') Angle Vale Road, Evanston Gardens, S.A. 5114 is exempt from the provisions of section 50 (1) of the Fisheries Act 1982, insofar as the fish farmer shall not be guilty of an offence when conducting operations relating to the importation and fish farming of barramundi (*Lates calcarifer*) for the purpose of trade or business (hereinafter referred to as the 'permitted activity'), subject to the conditions specified in the schedule from the date of gazettal of this notice.

SCHEDULE 1

1. The fish farmer may only engage in the permitted activity on the premises situated at Farm 3, Pisces Close, Kangarilla, S.A. 5157 as detailed in registered aquaculture site FT00396 (hereinafter referred to as the 'premises').

2. The fish farmer shall not import barramundi (*Lates calcarifer*) into South Australia unless the shipment has been certified disease free by an approved veterinary agency to a protocol approved by PIRSA Fisheries and Aquaculture.

3. The fish farmer must maintain adequate security arrangements to prevent escapement of the barramundi (*Lates calcarifer*) from the premises.

4. The fish farmer must ensure that no waste water enters South Australian waters without the prior permission of the Director of Fisheries.

5. The fish farmer must ensure that no live fish leave the premises without the prior written approval of the Director of Fisheries.

6. The fish farmer shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

7. The fish farmer must retain a copy of this notice and produce that notice for inspection if requested by a PIRSA Fisheries and Aquaculture Compliance Officer.

Dated 26 March 1999.

D. MACKIE, Manager, Legislation and Policy

FT 00396

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Snogala Pty Ltd, (hereinafter referred to as the 'fish farmer') 9 Waddikee Road, Lonsdale, S.A. 5160 is exempt from the provisions of section 50 (1) of the Fisheries Act 1982, insofar as the fish farmer shall not be guilty of an offence when conducting operations relating to the importation and fish farming of barramundi (*Lates calcarifer*) for the purpose of trade or business (hereinafter referred to as the 'permitted activity'), subject to the conditions specified in the schedule from the date of gazettal of this notice.

SCHEDULE 1

1. The fish farmer may only engage in the permitted activity on the premises situated at Lot 16, section 590 in the Hundred of Noarlunga as detailed in registered aquaculture site FT00449 (hereinafter referred to as the 'premises').

2. The fish farmer shall not import barramundi (*Lates calcarifer*) into South Australia unless the shipment has been certified disease free by an approved veterinary agency to a protocol approved by PIRSA Fisheries and Aquaculture.

3. The fish farmer must maintain adequate security arrangements to prevent escapement of the barramundi (*Lates calcarifer*) from the premises.

4. The fish farmer must ensure that no waste water enters South Australian waters without the prior permission of the Director of Fisheries.

5. The fish farmer must ensure that no live fish leave the premises without the prior written approval of the Director of Fisheries.

6. The fish farmer shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

7. The fish farmer must retain a copy of this notice and produce that notice for inspection if requested by a PIRSA Fisheries and Aquaculture Compliance Officer.

Dated 26 March 1999.

D. MACKIE, Manager, Legislation and Policy

FT 00449

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, P. L. Nourse and M. K. White, (hereinafter referred to as the 'fish farmer') P.O. Box 1401, Murray Bridge, S.A. 5253 are exempt from the provisions of section 50 (1) of the Fisheries Act 1982, insofar as the fish farmer shall not be guilty of an offence when conducting operations relating to the importation and fish farming of barramundi (*Lates calcarifer*) for the purpose of trade or business (hereinafter referred to as the 'permitted activity'), subject to the conditions specified in the schedule from the date of gazettal of this notice.

SCHEDULE 1

1. The fish farmer may only engage in the permitted activity on the premises situated at allotment 48, Doecke Road, Murray Bridge as detailed in registered aquaculture site FT00476 (hereinafter referred to as the 'premises').

2. The fish farmer shall not import barramundi (*Lates calcarifer*) into South Australia unless the shipment has been certified disease free by an approved veterinary agency to a protocol approved by PIRSA Fisheries and Aquaculture.

3. The fish farmer must maintain adequate security arrangements to prevent escapement of the barramundi (*Lates calcarifer*) from the premises.

4. The fish farmer must ensure that no waste water enters South Australian waters without the prior permission of the Director of Fisheries.

5. The fish farmer must ensure that no live fish leave the premises without the prior written approval of the Director of Fisheries.

6. The fish farmer shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

7. The fish farmer must retain a copy of this notice and produce that notice for inspection if requested by a PIRSA Fisheries and Aquaculture Compliance Officer.

Dated 26 March 1999.

D. MACKIE, Manager, Legislation and Policy

FT 00476

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Paul T O'Brien, (hereinafter referred to as the 'fish farmer') Lot 51 Blue Fin Road, Port Lincoln, S.A. 5606 is exempt from the provisions of section 50 (1) of the Fisheries Act 1982, insofar as the fish farmer shall not be guilty of an offence when conducting operations relating to the importation and fish farming of barramundi (*Lates calcarifer*) for the purpose of trade or business (hereinafter referred to as the 'permitted activity'), subject to the conditions specified in the schedule from the date of gazettal of this notice.

SCHEDULE 1

1. The fish farmer may only engage in the permitted activity on the premises situated at part section 223 in the Hundred of Lincoln as detailed in registered aquaculture site FT00474 (hereinafter referred to as the 'premises').

2. The fish farmer shall not import barramundi (*Lates calcarifer*) into South Australia unless the shipment has been certified disease free by an approved veterinary agency to a protocol approved by PIRSA Fisheries and Aquaculture.

3. The fish farmer must maintain adequate security arrangements to prevent escapement of the barramundi (*Lates calcarifer*) from the premises.

4. The fish farmer must ensure that no waste water enters South Australian waters without the prior permission of the Director of Fisheries.

5. The fish farmer must ensure that no live fish leave the premises without the prior written approval of the Director of Fisheries.

6. The fish farmer shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

7. The fish farmer must retain a copy of this notice and produce that notice for inspection if requested by a PIRSA Fisheries and Aquaculture Compliance Officer.

Dated 26 March 1999.

D. MACKIE, Manager, Legislation and Policy

FT 00474

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Lee Mu Tsai Investments Pty Ltd (hereinafter referred to as the 'fish farmer') 58 St Kilda Road, Waterloo Corner, S.A. 5110 is exempt from the provisions of section 50 (1) of the Fisheries Act 1982, insofar as the fish farmer shall not be guilty of an offence when conducting operations relating to the importation and fish farming of barramundi (*Lates calcarifer*) for the purpose of trade or business (hereinafter referred to as the 'permitted activity'), subject to the conditions specified in the schedule from the date of gazettal of this notice.

SCHEDULE 1

1. The fish farmer may only engage in the permitted activity on the premises situated at allotment 5, plan 28523 in the Hundred of Port Adelaide as detailed in registered aquaculture site FT00586 (hereinafter referred to as the 'premises').

2. The fish farmer shall not import barramundi (*Lates calcarifer*) into South Australia unless the shipment has been certified disease free by an approved veterinary agency to a protocol approved by PIRSA Fisheries and Aquaculture.

3. The fish farmer must maintain adequate security arrangements to prevent escapement of the barramundi (*Lates calcarifer*) from the premises.

4. The fish farmer must ensure that no waste water enters South Australian waters without the prior permission of the Director of Fisheries.

5. The fish farmer must ensure that no live fish leave the premises without the prior written approval of the Director of Fisheries.

6. The fish farmer shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

7. The fish farmer must retain a copy of this notice and produce that notice for inspection if requested by a PIRSA Fisheries and Aquaculture Compliance Officer.

Dated 26 March 1999.

D. MACKIE, Manager, Legislation and Policy

FT 00586

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Nuriootpa High School (hereinafter referred to as the 'fish farmer') Penrice Road, Nuriootpa, S.A. 5355 is exempt from the provisions of section 50 (1) of the Fisheries Act 1982, insofar as the fish farmer shall not be guilty of an offence when conducting operations relating to the importation and fish farming of barramundi (*Lates calcarifer*) for the purpose of trade or business (hereinafter referred to as the 'permitted activity'), subject to the conditions specified in the schedule from the date of gazettal of this notice.

SCHEDULE 1

1. The fish farmer may only engage in the permitted activity on the premises situated at part section 160 in the Hundred of Moorooroo as detailed in registered aquaculture site FT00510 (hereinafter referred to as the 'premises').

2. The fish farmer shall not import barramundi (*Lates calcarifer*) into South Australia unless the shipment has been certified disease free by an approved veterinary agency to a protocol approved by PIRSA Fisheries and Aquaculture.

3. The fish farmer must maintain adequate security arrangements to prevent escapement of the barramundi (*Lates calcarifer*) from the premises.

4. The fish farmer must ensure that no waste water enters South Australian waters without the prior permission of the Director of Fisheries.

5. The fish farmer must ensure that no live fish leave the premises without the prior written approval of the Director of Fisheries.

6. The fish farmer shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

7. The fish farmer must retain a copy of this notice and produce that notice for inspection if requested by a PIRSA Fisheries and Aquaculture Compliance Officer.

Dated 26 March 1999.

D. MACKIE, Manager, Legislation and Policy

FT 00510

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Barramundi Farmers Pty Ltd (hereinafter referred to as the 'fish farmer') 61 Chandlers Hill Road, O'Halloran Hill, S.A. 5158 is exempt from the provisions of section 50 (1) of the Fisheries Act 1982, insofar as the fish farmer shall not be guilty of an offence when conducting operations relating to the importation and fish farming of barramundi (*Lates calcarifer*) for the purpose of trade or business (hereinafter referred to as the 'permitted activity'), subject to the conditions specified in the schedule from the date of gazettal of this notice.

SCHEDULE 1

1. The fish farmer may only engage in the permitted activity on the premises situated at part section 827 in the Hundred of Kuitpo as detailed in registered aquaculture site FT00489 (hereinafter referred to as the 'premises').

2. The fish farmer shall not import barramundi (*Lates calcarifer*) into South Australia unless the shipment has been certified disease free by an approved veterinary agency to a protocol approved by PIRSA Fisheries and Aquaculture.

3. The fish farmer must maintain adequate security arrangements to prevent escapement of the barramundi (*Lates calcarifer*) from the premises.

4. The fish farmer must ensure that no waste water enters South Australian waters without the prior permission of the Director of Fisheries.

5. The fish farmer must ensure that no live fish leave the premises without the prior written approval of the Director of Fisheries.

6. The fish farmer shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

7. The fish farmer must retain a copy of this notice and produce that notice for inspection if requested by a PIRSA Fisheries and Aquaculture Compliance Officer.

Dated 26 March 1999.

D. MACKIE, Manager, Legislation and Policy

FT 00489

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Joe Bueti (hereinafter referred to as the 'fish farmer') 21 Evan Avenue, Salisbury, S.A. 5108 is exempt from the provisions of section 50 (1) of the Fisheries Act 1982, insofar as the fish farmer shall not be guilty of an offence when conducting operations relating to the importation and fish farming of barramundi (*Lates calcarifer*) for the purpose of trade or business (hereinafter referred to as the 'permitted activity'), subject to the conditions specified in the schedule from the date of gazettal of this notice.

SCHEDULE 1

1. The fish farmer may only engage in the permitted activity on the premises situated at 21 Evan Avenue, Salisbury as detailed in registered aquaculture site FT00033 (hereinafter referred to as the 'premises').

2. The fish farmer shall not import barramundi (*Lates calcarifer*) into South Australia unless the shipment has been certified disease free by an approved veterinary agency to a protocol approved by PIRSA Fisheries and Aquaculture.

3. The fish farmer must maintain adequate security arrangements to prevent escapement of the barramundi (*Lates calcarifer*) from the premises.

4. The fish farmer must ensure that no waste water enters South Australian waters without the prior permission of the Director of Fisheries.

5. The fish farmer must ensure that no live fish leave the premises without the prior written approval of the Director of Fisheries.

6. The fish farmer shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

7. The fish farmer must retain a copy of this notice and produce that notice for inspection if requested by a PIRSA Fisheries and Aquaculture Compliance Officer.

Dated 26 March 1999.

D. MACKIE, Manager, Legislation and Policy

FT 00033

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, West Beach Aquaculture Pty Ltd (hereinafter referred to as the 'fish farmer') 68 Morgan Street, Wingfield, S.A. 5013 is exempt from the provisions of section 50 (1) of the Fisheries Act 1982, insofar as the fish farmer shall not be guilty of an offence when conducting operations relating to the importation and fish farming of barramundi (*Lates calcarifer*) for the purpose of trade or business (hereinafter referred to as the 'permitted activity'), subject to the conditions specified in the schedule from the date of gazettal of this notice.

SCHEDULE 1

1. The fish farmer may only engage in the permitted activity on the premises situated at 2 Hamra Avenue, West Beach, S.A. 5024 as detailed in registered aquaculture site FT00135 (hereinafter referred to as the 'premises').

2. The fish farmer shall not import barramundi (*Lates calcarifer*) into South Australia unless the shipment has been certified disease free by an approved veterinary agency to a protocol approved by PIRSA Fisheries and Aquaculture.

3. The fish farmer must maintain adequate security arrangements to prevent escapement of the barramundi (*Lates calcarifer*) from the premises.

4. The fish farmer must ensure that no waste water enters South Australian waters without the prior permission of the Director of Fisheries.

5. The fish farmer must ensure that no live fish leave the premises without the prior written approval of the Director of Fisheries.

6. The fish farmer shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

7. The fish farmer must retain a copy of this notice and produce that notice for inspection if requested by a PIRSA Fisheries and Aquaculture Compliance Officer.

Dated 26 March 1999.

D. MACKIE, Manager, Legislation and Policy

FT 00135

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, the class of persons specified in Schedule 1 and Wallaroo Kajunafu Charters, 45 The Esplanade, Wallaroo, S.A. 5556 (hereinafter referred to as the 'charter boat operator') is exempt from the provisions of Clause 71AA and Clause 70 (b) of schedule 1 of the Fisheries (General) Regulations 1984, and section 41 of the Fisheries Act 1982, insofar as the charter boat operator may exceed the boat limits as specified in Schedule 2, subject to the conditions specified in Schedule 3.

SCHEDULE 1

Any person or persons who charter the boat *Southern Dynasty* (hereinafter referred to as the 'permitted boat') from the charter boat operator in South Australia, for the purpose of recreational fishing for scalefish and blue swimmer crab.

SCHEDULE 2

1. The charter boat operator may engage in the taking of no more than twenty blue swimmer crab (*Portunus pelagicus*) per paying passenger in any one day where the number of paying passengers exceeds six.

2. The charter boat operator may engage in the taking of no more than one half of the daily bag limit (for those species of scalefish subject to such a limit as specified in the Fisheries (General) Regulations 1984), per paying passenger in any one day where the number of paying passengers exceeds five.

SCHEDULE 3

1. This exemption is valid from the date of gazettal of this notice until 30 June 1999.

2. The charter boat operator shall not use any other boat for the purpose of engaging in the permitted activity.

3. The charter boat operator shall not sell any fish taken pursuant to this notice.

4. The charter boat operator shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act except where specifically exempted by this notice.

5. While engaged in the permitted activity the charter boat operator shall have in their possession a copy of this notice. Such notice must be produced to PIRSA Fisheries and Aquaculture Compliance Officer if such an officer requests that it be so produced.

Dated 29 March 1999.

D. MACKIE, Manager, Legislation and Policy

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00043

(PREVIOUS LICENCE NO. F576)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') and, pursuant to section 48G (2) of the Act, the Director of Fisheries has also issued a permit to disturb the seabed for the purpose of installing structures necessary for the licensed activity at the undermentioned site, the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

Hart, I. C. and J.
Lot 36, McKenzie Street
Denial Bay, S.A. 5690,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 January 1999 and ending, subject to any earlier termination under this licence, on 30 June 1999 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. *Marked-off Areas*

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. *Permitted Species*

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

5. *Permitted Methods*

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. *Marking and Maintaining the Site*

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;

6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;

6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and

6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and

7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. *Fees and Returns*

The licensee:

8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;

8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. *Compliance With Relevant Laws*

9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;

9.2 in particular, without derogating from the general requirement under condition 9 of this licence:

9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and

9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. *Public Risk Liability*

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. *Release*

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. Public Risk Insurance

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. Guarantee or Indemnity Scheme

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;
 - 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
 - 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other

form of composition for the benefit of the licensee's creditors; or

- 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
 - 21.1.1 in writing addressed to the General Manager, Aquaculture Group, Primary Industries, South Australia, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the

- Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
 - (b) if sending by mail, upon posting;
 - (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
- but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted on behalf of the Minister by Director of Fisheries, delegate of the Minister, on 19 February 1999.

G. MORGAN, Director of Fisheries

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

Signed by the said J. HART

In the presence of: N. KELSH, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
Zone 53	
366088E 6445607N 133°34'49" -32°07'04"	10
366040E 6446064N 133°34'48" -32°06'49"	
366338E 6445933N 133°34'59" -32°06'53"	
366303E 6445607N 133°34'58" -32°07'04"	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
 - (2) Posts to be not less than 125 mm in diameter.
 - (3) Posts and crosses to be painted yellow.
 - (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
 - (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
 - (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
 - (2) At distances not exceeding 50 m between the corner spar buoys, yellow spherical buoys not less than 300 mm in diameter.
 - (3) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
 - (4) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and

visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1 3/4 Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2 3/4 Permitted Farming Methods

The Director of Fisheries has, pursuant to section 48G (2) of the Act, issued a permit to disturb the seabed for the purpose of installing the structures specified in this Schedule.

Racks

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3 3/4 Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

	\$
Environmental Monitoring Program 10 at \$20 each.....	200.00
SASQAP (Classified Area) 10 at \$37 each.....	370.00
Base Licence Fee.....	328.00
Fisheries Research and Development Corporation Levy.....	92.60
Total Annual Licence Fee.....	990.60

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager, Aquaculture Group, Primary Industries, South Australia, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

- 1. Name of licensee.
- 2. Address of licensee.
- 3. Species of fish farmed and held on the site.
- 4. Location of aquaculture operation.
- 5. Period covered by return.

6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00057
(PREVIOUS LICENCE NO. F713)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') and, pursuant to section 48G (2) of the Act, the Director of Fisheries has also issued a permit to disturb the seabed for the purpose of installing structures necessary for the licensed activity at the undermentioned site, the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

T. J. N. Oysters
Denton Street
Smoky Bay, S.A. 5680,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 January 1999 and ending, subject to any earlier termination under this licence, on 30 June 1999 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. Licence

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. Marked-off Areas

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. Permitted Species

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. Permitted Use

The licensee must not use the site for any purpose other than the permitted use.

5. Permitted Methods

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. Marking and Maintaining the Site

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. Site Inspection and Supervision

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. Fees and Returns

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. Compliance With Relevant Laws

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:
 - 9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and
 - 9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. Public Risk Liability

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. Release

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. Public Risk Insurance

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. Guarantee or Indemnity Scheme

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;

15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;

15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or

15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or

15.5 if the licensee is an individual, the licensee:

15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or

15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. *Waiver*

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. *Notices*

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
 - 21.1.1 in writing addressed to the General Manager, Aquaculture Group, Primary Industries, South Australia, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
 - 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
 - 21.1.3 deemed to be duly served or made in the following circumstances:
 - (a) if delivered, upon delivery;
 - (b) if sending by mail, upon posting;
 - (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
 but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.
- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted on behalf of the Minister by Director of Fisheries, delegate of the Minister, on 16 February 1999.

G. MORGAN, Director of Fisheries

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

Signed by the said J. H. ETRIDGE

In the presence of: E. D. DODD, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
Zone 53	
395236E 6416872N 133°53'10" -32°22'48"	4.5
395342E 6416865N 133°53'14" -32°22'48"	
395311E 6416441N 133°53'13" -32°23'02"	
395206E 6416448N 133°53'09" -32°23'02"	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.

- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.

- (6) All buoys, posts, crosses and markers must be maintained in good condition.

or

- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) At distances not exceeding 50 m between the corner spar buoys, yellow spherical buoys not less than 300 mm in diameter.
- (3) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (4) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1 ¾ Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2 ¾ Permitted Farming Methods

The Director of Fisheries has, pursuant to section 48G (2) of the Act, issued a permit to disturb the seabed for the purpose of installing the structures specified in this Schedule.

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3 ¾ Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

	\$
Environmental Monitoring Program 4.50 at \$20 each ..	90.00
SASQAP (Classified Area) 4.50 at \$37 each.....	166.50
Base Licence Fee	328.00
Fisheries Research and Development Corporation Levy	92.60
Total Annual Licence Fee.....	677.10

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager, Aquaculture Group, Primary Industries, South Australia, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00092
(PREVIOUS LICENCE NO. F763)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') and, pursuant to section 48G (2) of the Act, the Director of Fisheries has also issued a permit to disturb the seabed for the purpose of installing structures necessary for the licensed activity at the undermentioned site, the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

Connell, G. C. and R. R.
33 Esplanade
Kingscote, S.A. 5223,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 January 1999 and ending, subject to any earlier termination under this licence, on 30 June 1999 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and

- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. *Marked-off Areas*

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. *Permitted Species*

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

5. *Permitted Methods*

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. *Marking and Maintaining the Site*

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. *Fees and Returns*

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. Compliance With Relevant Laws

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:
- 9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and
- 9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. Public Risk Liability

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. Release

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. Public Risk Insurance

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. Guarantee or Indemnity Scheme

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
- 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
- 15.4.2 an order is made for the winding up or liquidation of the licensee;
- 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
- 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
- 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
- 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. *Delegation*

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. *Severance*

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. *Modification*

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. *Waiver*

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. *Notices*

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
- 21.1.1 in writing addressed to the General Manager, Aquaculture Group, Primary Industries, South Australia, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
- but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.
- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted on behalf of the Minister by Director of Fisheries, delegate of the Minister, on 10 March 1999.

G. MORGAN, Director of Fisheries

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

Signed by the said G. C. CONNELL

In the presence of: L. R. CAMPBELL, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
Zone 53	
740973E 6041854N 137°39'52" -35°44'15"	5
741219E 6041809N 137°40'02" -35°44'17"	
741189E 6041612N 137°40'01" -35°44'23"	
740943E 6041656N 137°39'51" -35°44'22"	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) At distances not exceeding 50 m between the corner spar buoys, yellow spherical buoys not less than 300 mm in diameter.
- (3) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (4) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1¾ Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2¾ Permitted Farming Methods

The Director of Fisheries has, pursuant to section 48G (2) of the Act, issued a permit to disturb the seabed for the purpose of installing the structures specified in this Schedule.

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

*Item 3¾ Stocking Rates**Oysters*

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

	\$
Environmental Monitoring Program 5 at \$20 each.....	100.00
SASQAP (Classified Area) 5 at \$37 each.....	185.00
Base Licence Fee.....	328.00
Fisheries Research and Development Corporation Levy.....	92.60
Total Annual Licence Fee	705.60

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager, Aquaculture Group, Primary Industries, South Australia, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

- Name of licensee.
- Address of licensee.
- Species of fish farmed and held on the site.
- Location of aquaculture operation.
- Period covered by return.
- Number of life stage of each species of fish held.
- Number, weight and value of each species of fish held.
- Details of any disease detected in any fish kept.
- Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
- If any fish were brought into the state, the number of fish and the life stage of the fish.
- If fish were brought into the state, the purpose for which they were brought in.
- Method of disposal of water and packaging use for transporting the fish.

- If any disease or symptom of disease occurred in the acquired fish.
- Method of disposal of diseased or dead fish and the number disposed of.
- Signature, date and telephone number.
- Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00099
(PREVIOUS LICENCE NO. F775)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') and, pursuant to section 48G (2) of the Act, the Director of Fisheries has also issued a permit to disturb the seabed for the purpose of installing structures necessary for the licensed activity at the undermentioned site, the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

Colmion Pty Ltd
1 Brentwood Road
Stansbury, S.A. 5582,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 January 1999 and ending, subject to any earlier termination under this licence, on 30 June 1999 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

- the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. *Marked-off Areas*

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. *Permitted Species*

The licensee:

- must not farm or introduce any species at the site other than the permitted species; and
- must not take any wild fish from the site except for recreational purposes.

4. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

5. *Permitted Methods*

The licensee:

- must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;

5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;

5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. *Marking and Maintaining the Site*

The licensee:

6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;

6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;

6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and

6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and

7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. *Fees and Returns*

The licensee:

8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;

8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. *Compliance With Relevant Laws*

9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;

9.2 in particular, without derogating from the general requirement under condition 9 of this licence:

9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and

9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. *Public Risk Liability*

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. *Release*

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. *Public Risk Insurance*

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. *Guarantee or Indemnity Scheme*

The licensee must either:

13.1 provide a guarantee from its bankers; or

13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. *No Assignment*

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. *Default by Licensee and Termination*

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or

15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or

15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or

15.4 if the licensee is a body corporate, any of the following occur:

15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;

15.4.2 an order is made for the winding up or liquidation of the licensee;

- 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
- 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
- 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
- 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 15.5.2 is convicted of an indictable offence.
- Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.
- 16. Interpretation**
- Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:
- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
- 21.1.1 in writing addressed to the General Manager, Aquaculture Group, Primary Industries, South Australia, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
- but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.
- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

22. SASQAP

- 22.1 The licensee:
- 22.1.1 must submit to the Manager, South Australian Shellfish Quality Assurance Program ('SASQAP') for testing such sample as the Manager, SASQAP requires of the fish farmed at the site and specified in Item 1.1 of Schedule 2;
- 22.1.2 must comply with all reasonable requirements of the Manager, SASQAP in relation to such testing; and
- 22.1.3 must obtain the written consent of the Manager, SASQAP, prior to making any of the fish farmed at the site and specified in Item 1.1 of Schedule 2, available for human consumption.

Granted on behalf of the Minister by Director of Fisheries, delegate of the Minister, on 12 March 1999.

G. MORGAN, Director of Fisheries

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

The Common Seal of Colmion Pty Ltd was hereunto affixed in the presence of:

(L.S.) M. DEE, Director

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
Zone 53	
757382E 6139649N 137°48'54" -34°51'10"	10
757199E 6139742N 137°48'47" -34°51'07"	
757471E 6140166N 137°48'57" -34°50'53"	
757642E 6140071N 137°49'04" -34°50'56"	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.

or

- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) At distances not exceeding 50 m between the corner spar buoys, yellow spherical buoys not less than 300 mm in diameter.
- (3) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (4) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1 ¾ Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 1.1—Fish subject to SASQAP testing

Pacific Oysters (*Crassostrea gigas*)

Item 2 ¾ Permitted Farming Methods

The Director of Fisheries has, pursuant to section 48G (2) of the Act, issued a permit to disturb the seabed for the purpose of installing the structures specified in this Schedule.

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

*Item 3 ¾ Stocking Rates**Oysters*

Size (mm)

Number per Hectare

3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

*Item 1—Fees**Item 2—Public Risk Insurance*

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager, Aquaculture Group, Primary Industries, South Australia, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00162
(PREVIOUS LICENCE NO. F822)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') and, pursuant to section 48G (2) of the Act, the Director of Fisheries has also issued a permit to disturb the seabed for the purpose of installing structures necessary for the licensed activity at the undermentioned site, the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

Connell, R. E. and B. A.
8 Wheelton Street
Kingscote, S.A. 5223,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1998 and ending, subject to any earlier termination under this licence, on 30 June 1999 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. *Marked-off Areas*

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. *Permitted Species*

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

5. *Permitted Methods*

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. *Marking and Maintaining the Site*

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. *Fees and Returns*

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. *Compliance With Relevant Laws*

9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;

9.2 in particular, without derogating from the general requirement under condition 9 of this licence:

9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and

9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. *Public Risk Liability*

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. *Release*

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. *Public Risk Insurance*

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. *Guarantee or Indemnity Scheme*

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;
 - 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 15.4.5 a mortgagee, chargee or other encumbrance is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
 - 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
 - 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;

16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;

16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and

16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.

20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.

20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:

21.1.1 in writing addressed to the General Manager, Aquaculture Group, Primary Industries, South Australia, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);

21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;

21.1.3 deemed to be duly served or made in the following circumstances:

(a) if delivered, upon delivery;

(b) if sending by mail, upon posting;

(c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,

but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted on behalf of the Minister by Director of Fisheries, delegate of the Minister, on 10 March 1999.

G. MORGAN, Director of Fisheries

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

Signed by the said R. E. and B. A. CONNELL

In the presence of: T. C. LUCAS, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
Zone 53	
742799E 6041700N 137°41'05" -35°44'19"	5
743050E 6041700N 137°41'15" -35°44'18"	
743050E 6041500N 137°41'15" -35°44'25"	
742800E 6041500N 137°41'05" -35°44'25"	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
 - (2) Posts to be not less than 125 mm in diameter.
 - (3) Posts and crosses to be painted yellow.
 - (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
 - (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
 - (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
 - (2) At distances not exceeding 50 m between the corner spar buoys, yellow spherical buoys not less than 300 mm in diameter.
 - (3) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
 - (4) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1¾ Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2¾ Permitted Farming Methods

The Director of Fisheries has, pursuant to section 48G (2) of the Act, issued a permit to disturb the seabed for the purpose of installing the structures specified in this Schedule.

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3¾ Stocking Rates

Oysters

Size (mm)	Number per Hectare
-----------	--------------------

3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

	\$
Environmental Monitoring Program 5 at \$20 each	100.00
SASQAP (Classified Area) 5 at \$37 each.....	185.00
Base Licence Fee	328.00
Fisheries Research and Development Corporation Levy	92.60
Less Credit Due	-330.00
Total Annual Licence Fee.....	375.60

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager, Aquaculture Group, Primary Industries, South Australia, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00064
(PREVIOUS LICENCE NO. F725)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') and, pursuant to section 48G (2) of the Act, the Director of Fisheries has also issued a permit to disturb the seabed for the purpose of installing structures necessary for the licensed activity at the undermentioned site, the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

Lewis, J. & K.E. Nominees Pty Ltd
46 Redding Road
Streaky Bay, S.A. 5680,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 January 1999 and ending, subject to any earlier termination under this licence, on 30 June 1999 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. *Marked-off Areas*

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. *Permitted Species*

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

5. *Permitted Methods*

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. *Marking and Maintaining the Site*

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;

- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. *Fees and Returns*

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. *Compliance With Relevant Laws*

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:
 - 9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and
 - 9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. *Public Risk Liability*

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. *Release*

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. Public Risk Insurance

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. Guarantee or Indemnity Scheme

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;
 - 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
 - 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other

form of composition for the benefit of the licensee's creditors; or

- 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
 - 21.1.1 in writing addressed to the General Manager, Aquaculture Group, Primary Industries, South Australia, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the

- Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
 - 21.1.3 deemed to be duly served or made in the following circumstances:
 - (a) if delivered, upon delivery;
 - (b) if sending by mail, upon posting;
 - (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
 but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted on behalf of the Minister by Director of Fisheries, delegate of the Minister, on 10 March 1999.

G. MORGAN, Director of Fisheries

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

The Common Seal of J. & K. E. Lewis Nominees Pty Ltd was hereunto affixed in the presence of:

(L.S.) J. LEWIS, Director
K. GEORGIU, Witness

SCHEDULE 1
Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
Zone 53	
424805E 6378292N 134°11'50" -32°43'49"	10
424760E 6378107N 134°11'49" -32°43'55"	
425198E 6377981N 134°12'05" -32°43'59"	
425274E 6378221N 134°12'08" -32°43'52"	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
 - (2) Posts to be not less than 125 mm in diameter.
 - (3) Posts and crosses to be painted yellow.
 - (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
 - (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
 - (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
 - (2) At distances not exceeding 50 m between the corner spar buoys, yellow spherical buoys not less than 300 mm in diameter.
 - (3) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
 - (4) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1 ¾ Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2 ¾ Permitted Farming Methods

The Director of Fisheries has, pursuant to section 48G (2) of the Act, issued a permit to disturb the seabed for the purpose of installing the structures specified in this Schedule.

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3 ¾ Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

	\$
Environmental Monitoring Program 10 at \$20 each	200.00
SASQAP (Classified Area) 10 at \$37 each.....	370.00
Base Licence Fee	328.00
Fisheries Research and Development Corporation Levy	92.60
Total Annual Licence Fee.....	990.60

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager, Aquaculture Group, Primary Industries, South Australia, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.

4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00124
(PREVIOUS LICENCE NO. F801)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') and, pursuant to section 48G (2) of the Act, the Director of Fisheries has also issued a permit to disturb the seabed for the purpose of installing structures necessary for the licensed activity at the undermentioned site, the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

Aquaculture South Australia Pty Ltd
10 Kurrajong Road
Gould Creek, S.A. 5114,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 January 1999 and ending, subject to any earlier termination under this licence, on 30 June 1999 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. Licence

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. Marked-off Areas

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. Permitted Species

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. Permitted Use

The licensee must not use the site for any purpose other than the permitted use.

5. Permitted Methods

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. Marking and Maintaining the Site

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. Site Inspection and Supervision

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. Fees and Returns

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. Compliance With Relevant Laws

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:
 - 9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and

9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. Public Risk Liability

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. Release

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. Public Risk Insurance

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. Guarantee or Indemnity Scheme

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or

15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or

15.4 if the licensee is a body corporate, any of the following occur:

- 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
- 15.4.2 an order is made for the winding up or liquidation of the licensee;
- 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
- 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
- 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or

15.5 if the licensee is an individual, the licensee:

- 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
- 21.1.1 in writing addressed to the General Manager, Aquaculture Group, Primary Industries, South Australia, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
- but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.
- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

22. SASQAP

- 22.1 The licensee:
- 22.1.1 must submit to the Manager, South Australian Shellfish Quality Assurance Program ('SASQAP') for testing such sample as the Manager, SASQAP requires of the fish farmed at the site and specified in Item 1.1 of Schedule 2;
- 22.1.2 must comply with all reasonable requirements of the Manager, SASQAP in relation to such testing; and
- 22.1.3 must obtain the written consent of the Manager, SASQAP, prior to making any of the fish farmed at the site and specified in Item 1.1 of Schedule 2, available for human consumption.

Granted on behalf of the Minister by Director of Fisheries, delegate of the Minister, on 24 February 1999.

G. MORGAN, Director of Fisheries

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

The Common Seal of Aquaculture South Australia Pty Ltd was hereunto affixed in the presence of:

(L.S.) J. R. CHAPMAN, Director

L. R. CHAPMAN, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area				Licensed Hectares
Zone 54				
255500E	6154600N	138°19'47"	-34°43'16"	20
256000E	6154600N	138°20'07"	-34°43'17"	
256000E	6154200N	138°20'07"	-34°43'30"	
255500E	6154200N	138°19'47"	-34°43'29"	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) At distances not exceeding 50 m between the corner spar buoys, yellow spherical buoys not less than 300 mm in diameter.
- (3) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (4) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1 ¾ Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Blue Mussels (*Mytilus edulis*)
Native Oysters (*Ostrea angasi*)

Item 1.1—Fish subject to SASQAP testing

Blue Mussels (*Mytilus edulis*)
Native Oysters (*Ostrea angasi*)

Item 2 ¾ Permitted Farming Methods

The Director of Fisheries has, pursuant to section 48G (2) of the Act, issued a permit to disturb the seabed for the purpose of installing the structures specified in this Schedule.

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

*Item 3 ¾ Stocking Rates**Oysters*

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

Mussels

Size (mm)	Number per Hectare
3	30 000 000
10	20 000 000
20	16 000 000
30	13 000 000
40	6 000 000
50	4 000 000
60	2 000 000
70	1 500 000
80	1 000 000
90	750 000
100	500 000

SCHEDULE 3

Item 1—Fees

Base Licence Fee	\$ 328.00
Total Annual Licence Fee	328.00

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager, Aquaculture Group, Primary Industries, South Australia, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.

7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00030
(PREVIOUS LICENCE NO. F527)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') and, pursuant to section 48G (2) of the Act, the Director of Fisheries has also issued a permit to disturb the seabed for the purpose of installing structures necessary for the licensed activity at the undermentioned site, the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

Eyrewoolf Enterprises Pty Ltd
Allotment 13 of Block 3D, Hundred of Rippon
Streaky Bay, S.A. 5680,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 January 1999 and ending, subject to any earlier termination under this licence, on 30 June 1999 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. *Marked-off Areas*

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. *Permitted Species*

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

5. *Permitted Methods*

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. *Marking and Maintaining the Site*

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. *Fees and Returns*

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. *Compliance With Relevant Laws*

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:
 - 9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and

- 9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. *Public Risk Liability*

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. *Release*

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. *Public Risk Insurance*

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. *Guarantee or Indemnity Scheme*

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. *No Assignment*

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. *Default by Licensee and Termination*

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or

- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
- 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
- 15.4.2 an order is made for the winding up or liquidation of the licensee;
- 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
- 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
- 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
- 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
- 21.1.1 in writing addressed to the General Manager, Aquaculture Group, Primary Industries, South Australia, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
- but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.
- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted on behalf of the Minister by Director of Fisheries, delegate of the Minister, on 24 February 1999.

G. MORGAN, Director of Fisheries

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

The Common Seal of Eyrewoolf Enterprises Pty Ltd was hereunto affixed in the presence of:

(L.S.) P. L. WOOLFORD, Director
P. C. WOOLFORD, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
Zone 53	
424059E 6373815N 134°11'21" -32°46'14"	10
424449E 6373818N 134°11'35" -32°46'14"	
424375E 6373355N 134°11'33" -32°46'30"	
424140E 6373353N 134°11'23" -32°46'30"	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) At distances not exceeding 50 m between the corner spar buoys, yellow spherical buoys not less than 300 mm in diameter.
- (3) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (4) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1¾ Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2¾ Permitted Farming Methods

The Director of Fisheries has, pursuant to section 48G (2) of the Act, issued a permit to disturb the seabed for the purpose of installing the structures specified in this Schedule.

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3¾ Stocking Rates

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

	\$
Environmental Monitoring Program 10 at \$20 each	200.00
SASQAP (Classified Area) 10 at \$37 each	370.00
Base Licence Fee	328.00
Fisheries Research and Development Corporation Levy	92.60
Total Annual Licence Fee	990.60

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager, Aquaculture Group, Primary Industries, South Australia, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

- Name of licensee.
- Address of licensee.
- Species of fish farmed and held on the site.
- Location of aquaculture operation.
- Period covered by return.
- Number of life stage of each species of fish held.
- Number, weight and value of each species of fish held.
- Details of any disease detected in any fish kept.
- Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
- If any fish were brought into the state, the number of fish and the life stage of the fish.
- If fish were brought into the state, the purpose for which they were brought in.
- Method of disposal of water and packaging use for transporting the fish.
- If any disease or symptom of disease occurred in the acquired fish.
- Method of disposal of diseased or dead fish and the number disposed of.
- Signature, date and telephone number.
- Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00062
(PREVIOUS LICENCE NO. F719)

*Licence to Farm Fish under section 53 of the Fisheries
Act 1982*

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') and, pursuant to section 48G (2) of the Act, the Director of Fisheries has also issued a permit to disturb the seabed for the purpose of installing structures necessary for the licensed activity at the undermentioned site, the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

Eyrewoolf Enterprises Pty Ltd
Allotment 13 of Block 3D, Hundred of Rippon
Streaky Bay, S.A. 5680,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 January 1999 and ending, subject to any earlier termination under this licence, on 30 June 1999 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. *Marked-off Areas*

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. *Permitted Species*

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

5. *Permitted Methods*

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. *Marking and Maintaining the Site*

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. *Fees and Returns*

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. *Compliance With Relevant Laws*

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:
 - 9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and
 - 9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. *Public Risk Liability*

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. Release

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. Public Risk Insurance

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. Guarantee or Indemnity Scheme

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;

15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;

15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or

15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or

15.5 if the licensee is an individual, the licensee:

15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or

15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. *Waiver*

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. *Notices*

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
 - 21.1.1 in writing addressed to the General Manager, Aquaculture Group, Primary Industries, South Australia, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
 - 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
 - 21.1.3 deemed to be duly served or made in the following circumstances:
 - (a) if delivered, upon delivery;
 - (b) if sending by mail, upon posting;
 - (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
 but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted on behalf of the Minister by Director of Fisheries, delegate of the Minister, on 24 February 1999.

G. MORGAN, Director of Fisheries

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

The Common Seal of Eyrewoolf Enterprises Pty Ltd was hereunto affixed in the presence of:

(L.S.) P. L. WOOLFORD, Director
P. C. WOOLFORD, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
Zone 53	
425950E 6377986N 134°12'34" -32°44'00"	10
426435E 6377976N 134°12'53" -32°44'00"	
426435E 6377773N 134°12'53" -32°44'07"	
425960E 6377784N 134°12'35" -32°44'06"	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.

- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.

or

- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) At distances not exceeding 50 m between the corner spar buoys, yellow spherical buoys not less than 300 mm in diameter.
- (3) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (4) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1 3/4 Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2 3/4 Permitted Farming Methods

The Director of Fisheries has, pursuant to section 48G (2) of the Act, issued a permit to disturb the seabed for the purpose of installing the structures specified in this Schedule.

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3 3/4 Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Environmental Monitoring Program 10 at \$20 each.....	200.00
SASQAP (Classified Area) 10 at \$37 each.....	370.00
Base Licence Fee.....	328.00
Fisheries Research and Development Corporation Levy.....	92.60
Total Annual Licence Fee.....	990.60

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager, Aquaculture Group, Primary Industries, South Australia, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

GAMING MACHINES ACT 1992

Notice of Application for Transfer of Liquor Licence and Gaming Machine Licence

NOTICE is hereby given, pursuant to section 52 of the Liquor Licensing Act 1997 and section 29 of the Gaming Machines Act 1992, that Manwill Pty Ltd (ACN 086 240 922) c/o Bonnins Commercial Lawyers, Level 14, 100 King William Street, Adelaide has applied to the Liquor and Gaming Commissioner for the transfer of a Hotel licence and Gaming Machine Licence in respect of premises situated at 20 Railway Terrace, West Copley, S.A. 5732 and known as Leigh Creek Hotel.

The applications have been set down for hearing on 30 April 1999.

Any person may object to the applications by lodging a notice of objection in the prescribed form with the Liquor Licensing Commissioner, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the applications are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 9th Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 24 March 1999.

Applicant

INDUSTRIAL AND EMPLOYEE RELATIONS ACT 1994

Appointments

I, MICHAEL HARRY ARMITAGE, Minister for Government Enterprises in and for the State of South Australia, hereby appoint the undermentioned officers as Inspectors, pursuant to the Industrial and Employee Relations Act 1994:

Aliferis, Maria
Byrnes, Ruth
Callaghan, Francis Patrick
Dal Santo, Francis
Daly, Colin Vincent
Dwyer, James
Goldney, Dawn Ann
Goutziamanis, Makis
Hatchard, Joanne Leah
Hitchin, Christine Eileen
Jamieson, Margaret Rose
Jones, Trevor Norman
Kearns, Christopher John
Marinoff, Darren James
Marrett, Melissa Julie
McCallum, Alison
McRostie, Trevor Clive
Meakins, Heidi Joy
Moore, Ashleigh John
Muller, Mark John
Murray, Rodney John
Oaten, Lynette Robyn
Perry, Kevin Alfred

Dated 26 March 1999.

MICHAEL ARMITAGE, Minister for Government Enterprises

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Corked Pty Ltd, c/o Wallmans Solicitors, 173 Wakefield Street, Adelaide, S.A. 5000 has applied to the Licensing Authority for a variation to conditions of Special Circumstances Licence in respect of premises situated at 285 Rundle Street, Adelaide, S.A. 5000 and known as Universal Wine Bar.

The application has been set down for hearing on 30 April 1999.

Conditions

The following licence conditions are sought:

1. Variation to conditions of licence so as to permit on-licence consumption of liquor (otherwise than with or ancillary to a meal) between the hours of 11 a.m. on any day and 1 a.m. on the day following on both the ground and first floors except for Good Friday when liquor may only be sold with or ancillary to a meal.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Lone Star Steakhouse & Saloon (Vic.) Pty Ltd (ACN 071 008 609), Suite 2, Level 1, 375 Pennant Hills Road, Pennant Hills, N.S.W. 2021 has applied to the Licensing Authority for a Hotel Licence in respect of premises situated at corner Main South Road and Sturt Road, Sturt, S.A. 5045 and known as Lone Star Steakhouse & Saloon.

The application has been set down for hearing on 30 April 1999 at 9 a.m.

Condition

The following licence condition is sought:

Extended Trading on Sunday from 8 p.m. to 10 p.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 25 March 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Lone Star Steakhouse & Saloon (Vic.) Pty Ltd (ACN 071 008 609), Suite 2, Level 1, 375 Pennant Hills Road, Pennant Hills, N.S.W. 2021 has applied to the Licensing Authority for a Hotel Licence in respect of premises situated at 194 Greenhill Road, Eastwood, S.A. 5034 and known as Lone Star Steakhouse & Saloon.

The application has been set down for hearing on 30 April 1999 at 9 a.m.

Condition

The following licence condition is sought:

Extended Trading on Sunday from 8 p.m. to 10 p.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 25 March 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Samuel Allen Angel and Sally Ann Angel have applied to the Licensing Authority for an Extended Trading Authorisation in respect of premises situated at Railway Terrace, Balaklava and known as Terminus Hotel.

The application has been set down for hearing on Friday, 30 April 1999 at 9 a.m.

Conditions

The following licence conditions are sought:

1. That the licensee be permitted to sell liquor for consumption on the licensed premises from midnight to 1.30 a.m. of the morning following each Friday and Saturday, from 8 a.m. to 11 a.m. and 8 p.m. to midnight each Sunday and on Christmas Day from midnight to 2 a.m.

2. That the licensee be permitted to sell liquor for consumption off the licensed premises from 8 a.m. to 11 a.m. and from 8 p.m. to 9 p.m. each Sunday.

3. That the extended trading authorisation shall apply to the whole of the ground floor of the licensed premises during the days and times sought in this application.

4. That entertainment shall be permitted during the extended trading hours.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 24 March 1999.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Suzanne Joyce Pinfield has applied to the Licensing Authority for an order pursuant to section 10 (A) of the Liquor Licensing Act 1997 converting the Special Circumstances Licence into a Hotel Licence with Extended Trading Authorisation and Entertainment Consent in respect of premises situated at 10 Todd Street, Port Adelaide, S.A. 5015 and known as The Port Dock Hotel.

The application has been set down for hearing on 30 April 1999.

Conditions

The following licence conditions are sought:

Hours of operation: Extended Trading Authorisation, Thursday to Saturday, midnight to 2 a.m. and Sunday 10 a.m. to 11 a.m. and 8 p.m. to 10 p.m. on the licensed premises and Sunday 10 a.m. to 11 a.m. and 8 p.m. to 9 p.m. off the licensed premises.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Rodney Richard Martin and Christine Dianne Martin, 4 LeMessurier Street, Murray Bridge, S.A. 5253 have applied to the Licensing Authority for the transfer of a Residential Licence in respect of premises situated at Dukes Highway, Bordertown, S.A. 5268 and known as Bordertown Dukes Motor Inn.

The application has been set down for hearing on 30 April 1999 at 10 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 24 March 1999.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that John Stepanic and Cheryl Stepanic, 24 Landseer Crescent, Dernancourt, S.A. 5075 have applied to the Licensing Authority for a Restaurant Licence in respect of premises situated at 32 Burbridge Road, Mile End, S.A. 5031 and known as Sheryl's Diner.

The application has been set down for hearing on 30 April 1999.

Conditions

The following licence conditions are sought:

An Extended Trading Authorisation to authorise the sale of liquor on the licensed premises between the following hours: Friday and Saturday, midnight to 2 a.m. the following morning and Sunday, 8 p.m. to 2 a.m. the following morning.

Authorisation pursuant to section 34 (1)(c) of the Liquor Licensing Act 1997.

Entertainment consent is sought.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 25 March 1999.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that George Benias, Lot 485, Boulder Avenue, Coober Pedy, S.A. 5723 has applied to the Licensing Authority for an Extended Trading Authorisation to serve liquor without a meal and consent to use premises for entertainment in respect of premises situated at Lot 2, Hutchinson Street, Coober Pedy (formerly Lot 8) and known as Opal Run Restaurant.

The application has been set down for hearing on 30 April 1999.

Conditions

The following licence conditions are sought:

Hours of operation: Monday to Saturday midnight to 5 a.m. the following morning and Sunday, 8 a.m. to 11 a.m. and 8 p.m. to 5 a.m. the following morning.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 18 March 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Phillip Stephen Lihou, 5 Denton Street, Smoky Bay, S.A. 5680 has applied to the Licensing Authority for a Club Licence/36 (1) (I) in respect of premises situated at South Terrace, Smoky Bay, S.A. 5680 and known as Smoky Bay & Districts Community Club.

The application has been set down for hearing on 30 April 1999.

Condition

The following licence condition is sought:

Authorisation to sell liquor for consumption off the licensed premises.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 15 March 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Yindarra Pty Ltd has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 435 Portrush Road, Burnside, S.A. 5065 and known as Cesar's Cafe.

The application has been set down for hearing on 3 May 1999.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Penneshaw Oceanview Pty Ltd (ACN 086 842 837), c/o Griffins Lawyers, Level 14, 26 Flinders Street, Adelaide, S.A. 5000 has applied to the Licensing Authority for the transfer of the Hotel Licence in respect of premises situated at North Terrace, Penneshaw, Kangaroo Island, and known as Penneshaw Hotel.

The application has been set down for hearing on 3 May 1999.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Andrew Martin Sullivan and Glenys Kimber, 9 Hawker Street, Bowden, S.A. 5007 have applied to the Licensing Authority for transfer of a Restaurant Licence in respect of premises situated at 39 Hindmarsh Square, Adelaide, S.A. 5000 and known as Goulashpot Hungarian Restaurant.

The application has been set down for hearing on 3 May 1999.

Conditions

The following licence conditions are sought:

(1) Extended Trading Authorisation:

Hours of operation—Monday to Wednesday, midnight to 1 a.m.; Thursday to Saturday, midnight to 3 a.m. and Sunday, 8 p.m. to midnight.

(2) To serve liquor without a meal seated at a table.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 22 March 1999.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Boris Jukoff and Valentina Jukoff, 24 Barnett Avenue, St Marys, S.A. 5042 have applied to the licensing authority for the transfer of a Restaurant Licence in respect of premises situated at 231 Rundle Street, Adelaide, S.A. 5000 and known as Twains Cafe.

The application has been set down for hearing on 3 May 1999.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 15 March 1999.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, Gustus Pty Ltd (ACN 086 842 104), c/o Davies & Schiller, 338 Greenhill Road, Glenside, S.A. 5065 has applied to the licensing authority for the transfer of a Restaurant Licence in respect of premises of premises situated at Shop 2, 160 King William Road, Hyde Park, S.A. 5034 and known as Lannathai.

The application has been set down for hearing on 3 May 1999.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Applicant

MINING ACT 1971

NOTICE is hereby given in accordance with section 35A (1) of the Mining Act 1971, that an application for a mining lease over the undermentioned mineral claim has been received. Details of the proposal may be inspected at the Department of Primary Industries and Resources, Mineral Resources Group, Level 5, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Wesley Ian Neldner

Claim No.: 3036

Location: Sections 19 and 262, Hundred of Bright, 5 km north of Robertstown.

Purpose: Excavate magnesite from a shallow pit.

Ref. D.M.E. No.: T2051

A copy of the proposal has been provided to the District Council of Kapunda and Light.

Written submissions in relation to the granting of the mining lease are invited to be received at the Department of Primary Industries and Resources, Mineral Resources Group, Level 5, 101 Grenfell Street, Adelaide, S.A. 5000 or G.P.O. Box 1671, Adelaide, S.A. 5001 no later than 30 April 1999.

L. JOHNSTON, Mining Registrar

MINING ACT 1971

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

Applicant: Dennis James Hawtin

Location: Pine Valley area—Approximately 250 km north-east of Adelaide, bounded as follows: Commencing at a point being the intersection of latitude 33°00'S and longitude 140°00'E, thence east to longitude 140°10'E, south to latitude 33°10'S, east to longitude 140°20'E, south to latitude 33°25'S, west to longitude 140°00'E, and north to the point of commencement, all the within latitudes and longitudes being geodetic and expressed in terms of the Australian Geodetic Datum as defined on p.4984 of *Commonwealth Gazette* number 84 dated 6 October 1966.

Term: Six months

Area in km²: 1 157

Ref. D.M.E. No.: 241/1998

L. JOHNSTON, Mining Registrar

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER**

*Davenport Road, Wilmington
Deposited Plan 51549*

BY Road Process Order made on 9 December 1998, The District Council of Mount Remarkable ordered that:

1. Portion of the public road (Davenport Road) adjoining the south-eastern boundary of Allotment 43 in Deposited Plan 589 more particularly delineated and lettered 'Y' on the Preliminary Plan No. PP32/0318 be closed.

2. The whole of the public road adjoining the southern boundary of Section 563 Hundred of Willochra more particularly delineated and lettered 'Z' on the Preliminary Plan No. PP32/0318 be closed.

3. The whole of the land subject to closure to be transferred to BRET STEPHENS HALL and LUCY HALL in accordance with agreement for transfer dated 7 August 1998 entered into between The District Council of Mount Remarkable and B. S. Hall and L. Hall.

4. The following easements be granted over portion of the land subject to that closure.

Grant to South Australian Water Corporation an easement for water supply purposes.

Grant to The District Council of Mount Remarkable an easement for drainage purposes.

On 6 January 1999 that order was confirmed by the Minister for Administrative Services, conditionally on approval and deposit of the survey plan by the Registrar-General. The condition has now been fulfilled.

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 1 April 1999.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24

**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER**

*The Mall and Park Avenue, Aberfoyle Park
Deposited Plan 51667*

BY Road Process Order made on 17 November 1998, the City of Onkaparinga ordered that:

1. Portion of piece 513 in Deposited Plan 47765 and portion of allotment 500 in Deposited Plan 43338, more particularly delineated and numbered '1' and '2' (respectively) on Preliminary Plan No. PP32/0363 be opened as road.

2. Portions of the public roads (The Mall and Park Avenue) adjoining piece 512 in Deposited Plan 47765, more particularly delineated and lettered 'A' and 'B' on Preliminary Plan No. PP32/0363 be closed.

3. Issue a Certificate of Title to THE CITY OF ONKAPARINGA for the whole of the land subject to closure which land is being retained by Council for merging with adjoining Council owned land.

4. The following easements be granted over portions of the land subject to that closure.

Grant to the ETSA Corporation easements for electricity supply purposes.

On 9 February 1999 that order was confirmed by the Minister for Administrative Services, conditionally on approval and deposit of the survey plan by the Registrar-General. The condition has now been fulfilled.

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 1 April 1999

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24

**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER**

*Public Road, Hundred of Willochra
Deposited Plan 50509*

BY Road Process Order made on 20 July 1998, The District Council of Mount Remarkable ordered that:

1. Portion of the public road adjoining the eastern boundaries of Sections 58, 14, 655 and 12, more particularly delineated and lettered 'A', 'B' and 'C' on the Preliminary Plan No. PP32/0303 be closed.

2. Portion of the public road adjoining the eastern boundary of Section 38, and the whole of the public road adjoining the north-western boundaries of the said Section 38, more particularly delineated and lettered 'E' and 'D' on the Preliminary Plan No. PP32/0303 be closed.

3. Vest in the Crown the whole of the land subject to closure lettered 'A', 'B' and 'C' and add that land to Sections 58, 14 and 12 (respectively), held by KEVIN WILLIAM DALY and MARGARET ELLEN DALY under Crown Leases Volume 410 Folio 58 and Volume 411 Folio 59 in accordance with agreement for transfer dated 3 July 1998 entered into between The District Council of Mount Remarkable and K. W. & M. E. Daly.

4. The whole of the land subject to closure lettered 'E' & 'D' to be transferred to KEVIN WILLIAM DALY and MARGARET ELLEN DALY in accordance with agreement for transfer dated 3 July 1998 entered into between The District Council of Mount Remarkable and K. W. Daly and M. E. Daly.

5. The following easement be granted over the land subject to that closure.

Grant an easement appurtenant to Certificate of Title Volume 3235 Folio 64 for water supply purposes over portion of the land.

On 17 August 1998 that order was confirmed by the Minister for Administrative Services, conditionally on approval and deposit of the survey plan by the Registrar-General. The condition has now been fulfilled.

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 1 April 1999

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991

Road closures Ferryden Park

NOTICE is hereby given, pursuant to section 10 of the Roads (Opening and Closing) Act 1991, that the City of PORT ADELAIDE ENFIELD proposes to make a Road Process Order to:

(i) close and transfer to the SA Housing Trust portion of Sutherland Road (adjoining allotment 147 in Deposited Plan 4971) and portion of Strathmore Street (adjoining allotment 307 in Deposited Plan 4970) shown delineated and lettered 'A' and 'B' (respectively) on Preliminary Plan No. PP32/0429:

(ii) close and retain portions of Montrose Street and Perth Street (adjoining the Reserve allotment 115 in Deposited Plan 4782) shown delineated and lettered 'C' and 'D' (respectively) on Preliminary Plan No. PP32/0429:

A copy of the plan and a statement of persons affected are available for public inspection at the Council office, 163 St Vincent Street, Port Adelaide, S.A. 5015 and the Adelaide office of the Surveyor-General during normal office hours.

Any application for easement or objection must set out the full name, address and details of the submission and must be fully supported by reasons.

The application for easement or objection must be made in writing to the Council, P.O. Box 110, Port Adelaide, S.A. 5015 WITHIN 28 DAYS OF THE DATE OF THIS NOTICE and a copy must be forwarded to the Surveyor-General at G.P.O. Box 1354 Adelaide, S.A. 5001. Where a submission is made, the Council will give notification of a meeting at which the matter will be considered.

Dated 1 April 1999

P. M. KENTISH, Surveyor-General

THE RENMARK IRRIGATION TRUST

Notice of General Irrigation Rate

AT a meeting of the Renmark Irrigation Trust, duly held on 22 February 1999, a General Irrigation Rate for the half-year ending 30 June 1999 was declared \$178.50 per hectare upon the land included in the assessment for the district and all persons liable are required to pay the amount of the rate, according to the assessment, to the Secretary at the Trust Office.

Dated 23 March 1999.

W. D. MORRIS, Secretary Manager

OCCUPATIONAL HEALTH SAFETY AND
WELFARE ACT 1986*Appointments*

I, MICHAEL HARRY ARMITAGE, Minister for Government Enterprises in and for the State of South Australia, hereby appoint the undermentioned officers as Inspectors, pursuant to the Occupational Health Safety and Welfare Act 1986:

Aliferis, Maria
Byrnes, Ruth
Callaghan, Francis Patrick
Dal Santo, Francis
Daly, Colin Vincent
Dwyer, James
Goldney, Dawn Ann
Goutziamanis, Makis
Hatchard, Joanne Leah
Hitchin, Christine Eileen
Jamieson, Margaret Rose
Jones, Trevor Norman
Kearns, Christopher John
Marinoff, Darren James
Marrett, Melissa Julie
McCallum, Alison
McRostie, Trevor Clive
Meakins, Heidi Joy
Moore, Ashleigh John
Muller, Mark John
Murray, Rodney John
Oaten, Lynette Robyn
Perry, Kevin Alfred
Weir, Stephen John

Dated 26 March 1999.

MICHAEL ARMITAGE, Minister for Government Enterprises

PETROLEUM PRODUCTS REGULATION ACT 1995

Appointments

I, MICHAEL HARRY ARMITAGE, Minister for Government Enterprises in and for the State of South Australia, hereby appoint the following officers as Authorised Officers under the Petroleum Products Regulation Act 1995, in accordance with my delegated authority under Section 49 of the Petroleum Products Regulation Act 1995:

Aliferis, Maria
Byrnes, Ruth
Callaghan, Francis Patrick
Dal Santo, Francis
Daly, Colin Vincent
Dwyer, James
Goldney, Dawn Ann
Goutziamanis, Makis
Hatchard, Joanne Leah
Hitchin, Christine Eileen
Jamieson, Margaret Rose
Jones, Trevor Norman
Kearns, Christopher John
Marinoff, Darren James
Marrett, Melissa Julie
McCallum, Alison
McRostie, Trevor Clive
Meakins, Heidi Joy
Moore, Ashleigh John
Muller, Mark John
Murray, Rodney John
Oaten, Lynette Robyn
Perry, Kevin Alfred
Weir, Stephen John

Dated 26 March 1999.

MICHAEL ARMITAGE, Minister for Government Enterprises

SECURITY AND INVESTIGATION AGENTS ACT 1995

Notice of Exemption

I, KENNETH TREVOR GRIFFIN, Minister for Consumer Affairs in the State of South Australia, pursuant to section 33 of the Security and Investigation Agents Act 1995, exempt the person named in Schedule 1 of this notice, from the requirements of the Security and Investigation Agents Act 1995 stated in Schedule 2 of this notice.

Note: this exemption applies only for the person named in Schedule 1 and for the event to be known as 'Sensational Adelaide 500' and for the period 31 March 1999 to 19 April 1999, inclusive.

SCHEDULE 1

I. R. W. PROTECTIVE SERVICES PTY LIMITED
(Administrator Appointed)

SCHEDULE 2

The person named in Schedule 1 of this notice is exempted from section 6 of the Security and Investigation Agents Act 1995, being that section pertaining to the obligation to be licensed, on condition that all the other provisions of the Security and Investigation Agents Act 1995 and regulations are complied with.

Dated 30 March 1999.

K. T. GRIFFIN, Minister for Consumer Affairs

SECURITY AND INVESTIGATION AGENTS ACT 1995

Notice of Exemption

I, KENNETH TREVOR GRIFFIN, Minister for Consumer Affairs in the State of South Australia, pursuant to section 33 of the Security and Investigation Agents Act 1995, exempt the person named in Schedule 1 of this notice, from the requirements of the Security and Investigation Agents Regulations 1996 stated in Schedule 2 of this notice, on condition that the requirements in Schedule 3 of this notice are complied with.

Note: this exemption applies only for security persons employed for the event to be known as 'Sensational Adelaide 500' and for security persons employed during the period 9 April 1999 to 11 April 1999 inclusive.

SCHEDULE 1

CHUBB SECURITY AUSTRALIA PTY LTD

SCHEDULE 2

IDENTIFICATION OF CROWD CONTROLLERS

Duty of person who carries on business or promotes event to provide crowd controllers with identification card and keep register.

11 (2) The identification card—

- (a) must legibly display in black characters on a white background—
 - (i) a one or two digit number not less than 4 cm in height and comprised of lines not less than 5 mm in thickness; and
 - (ii) the word 'security' in letters not less than 5 mm in height; and
 - (iii) the name of the place or the event in respect of which the card is issued in letters not less than 5 mm in height;

SCHEDULE 3

IDENTIFICATION OF CROWD CONTROLLERS

Duty of person who carries on business or promotes event to provide crowd controllers with identification card and keep register.

The identification card—

Must legibly display in black characters on a white background—

- (i) a one or two or three digit number not less than 4 cm in height and comprised of lines not less than 5 mm in thickness; and
- (ii) the word 'security' in letters not less than 5mm in height; and
- (iii) the name of the place or the event in respect of which the card is issued in letters not less than 5 mm in height.

Dated 30 March 1999.

K. T. GRIFFIN, Minister for Consumer Affairs

RULES UNDER THE RACING ACT 1976

PURSUANT to Section 67 of the Racing Act 1976, I, Iain Evans, the Minister of the Crown to whom the administration of the Act is for the time being committed, by His Excellency the Governor after consultation with the controlling authorities and the Totalizator Agency Board, vary Parts I and III of the On-Course Totalizator Rules 1978 made on 21 August 1978 in the following manner:

PART I

1. By inserting in rule 2.1 and after the definition "Mystery Bet" the following definition:

"**MYSTERY PICK THE CARD BET**" means a Pick The Card investment where the investor agrees with the club that the club will make selections on behalf of the investor in accordance with Rule 2.3.

2. By inserting in rule 2.1 and after the definition "On-Course" the following definition:

"**PICK THE CARD**" means an investment by the nomination of a combination of eight selections on the chance that such selections shall respectively fill first places in eight different races designated by the club at the same race meeting.

3. By inserting after rule 2.2 the following rule:

2.3 MYSTERY PICK THE CARD BETS

2.3.1 If the investor selects the meeting on which the Mystery Pick The Card Bet is to be placed, it will be placed on the Card for that meeting.

2.3.2 If the investor does not select the meeting on which the Mystery Pick The Card Bet is to be placed, it will be placed on the next Card on which Pick The Card betting is available.

2.3.3 A selection of a horse by the club on behalf of an investor must be made at random by means of a computer.

2.3.4 The horses selected must be selected from all the horses entered in the respective races that have not been scratched at the time the bet is made.

2.3.5 If an investor selects more than two units on a Mystery Pick The Card Bet, the club will select the number of different combinations of selections that corresponds to the multiples of two units selected by the investor.

PART III

1. By inserting after rule 31 the following rule:

32. PROVISIONS RELATING TO PICK THE CARD

32 (1) DIVIDENDS

(a) The whole of the amount available for dividend shall be divided amongst investors combining the first horse in each race of the Card.

(b) If there are no investors with the combination of horses prescribed in Rule 32 (1) (a) the whole of the amount available for dividend (the jackpot amount) will carry over to the Pick The Card pool at a subsequent race meeting (of the same code) determined by agreement between the TAB and Controlling Authority.

(c) If the TAB and Controlling Authority are unable to reach agreement, the jackpot amount will carry over to a Pick The Card pool of the same code determined by the Minister.

32 (2) DEAD HEAT

(a) Subject to Rule 32 (2) (b) in the event of two or more horses running a dead heat in any race of the Card, then the whole of the amount available for dividend shall be divided into such number of equal parts as there are such different combinations on which there are investors. Each such part shall be divided amongst the investors on each such combination.

- (b) If in a race a dead heat occurs which would result in there being more than twenty-seven winning combinations (irrespective of whether there are investors on any combinations), investments shall be refunded to investors.

32 (3) DECLARATION OF "NO RACE" OR RACE ABANDONED

- (a) If any race of a Card is declared "NO RACE" and is not re-run prior to the next race at that meeting, the race will be deemed to be abandoned and the provisions of Rule 32 (3) (b) shall take effect.
- (b) Where one or more races of the Card are abandoned or declared abandoned before or after they have started or through any other cause no winner or winners are declared for those races the following provisions will apply:

32 (4) ONE, TWO, THREE OR FOUR RACES ABANDONED

- (a) The whole of the amount available for dividend shall be divided amongst investors combining the first horse in each race of the remaining races.
- (b) If there are no investors with the combination referred to above, the jackpot amount shall carry over to the next determined pool as specified in Rule 32 (1) (b) and 32 (1) (c).

32 (5) FIVE OR MORE RACES ABANDONED

Investments shall be refunded to investors.

32 (6) SCRATCHING OF ACCEPTORS

- (a) Where a selection is scratched or all acceptors within a bracket are scratched from any of such races and the investor has not substituted another selection nor claimed a refund prior to the starting time of the first race of that investment by a period nominated from time to time by the club the club will substitute for the scratched selection the acceptor that actually starts in the race concerned on which the greatest amount has been invested in the win pool processed by the TAB at a time determined by the TAB prior to the start of the race.
- (b) In the event that at the time the substitute is due to be determined there is an equal amount invested on two or more acceptors the substitute so determined shall be such of those acceptors that first appears in the official race card/book of the club for that race and actually starts in that race and the investor shall be deemed to have nominated the selection so substituted.
- (c) If all acceptors included in a bracket are scratched the investment will be transferred to the substitute, subject to the provisions of rules 32 (6) (a) and 32 (6) (b).

32 (7) DETERMINATION OF SUBSTITUTE TO BE FINAL

- (a) For the purpose of the Rules, the determination by the club as to the acceptor to be substituted for a scratched selection in any race shall be final and conclusive, and shall bind both the club and the investor.
- (b) The club will take all reasonable steps to advise investors of substitutions made under this rule.

32 (8) AMOUNT OF INVESTMENT

- (a) All investments for any one combination pursuant to this Rule shall be a multiple of two units.

2. These rules shall come into operation on 1 April 1999.

Dated 30 March 1999.

IAIN EVANS, Minister for Recreation, Sport and Racing

VOCATIONAL EDUCATION, EMPLOYMENT AND TRAINING ACT 1994

Errata

IN *Government Gazette* of 11 March 1999, the notices appearing on pages 1379 and 1380, contained errors. The corrected notices are printed herewith.

Occupation/Occupation Level Declared/Vocation * Trade # Other than trade	Course code numbers (National) (State) and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at an approved course of Instruction	Probationary Period
ARC March 1999	7957 NSTF0382 January 2002	Certificate III in Food Processing (Aerated Waters) This course was previously determined for this vocation in November 1997. The March 1999 decision supersedes the 1997 conditions	24 months	900 hours	1 month
# General Foods Processing ARC May 1997	7736 VI2206ARA December 1999 7735 VI2106ALA December 1999	Certificate II in Food Processing (General Foods) <i>incorporates the Nominal hours for Certificate I in Food Processing (General Foods)</i>	12 months	500 hours	1 month
ARC March 1999	0078 VI2311ANC December 1999	Certificate III in Food Processing (General Foods)	24 months	900 hours	1 month
* Butchering and/or Slaughtering	FRH December 1999	Certificate in Butchery No new students are to be enrolled in the above course, Certificate In Butchery. The course set out below, Certificate III in Meat Processing (Meat Retailing) replaces this course	48 months	480 hours	4 months
March 1999	3334 VI2311ABA December 1999	Certificate III in Meat Processing (Meat Retailing)	48 months	480 hours	4 months

Occupation/Occupation Levels Declared Vocation Trade # Other than trade	Course code numbers (National) (State) and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at an approved course of Instruction	Prohibitory Period
* Butchering and/or Smallgoods Making	--- FRH December 1999 --- FRM December 1997	Certificate in Butchery Certificate in Smallgoods Making	48 months	480 hours	4 months
	3334 VI2311ABA December 1999	No new students are to be enrolled in the above course, Certificate in Butchery, Certificate III in Meat Processing (Meat Retailing) replaces this course Certificate III in Meat Processing (Meat Retailing)	48 months	480 hours	4 months
March 1999					

REGULATIONS UNDER THE FISHERIES ACT 1982-----
No. 24 of 1999
-----*At the Executive Council Office at Adelaide 1 April 1999*

PURSUANT to the *Fisheries Act 1982* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL, Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

ROB KERIN Minister for Primary Industries, Natural Resources and Regional Development

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Interpretation
4. Establishment of Aquaculture Management Committee
5. Membership of committee
6. Proxies
7. Terms and conditions of office
8. Presiding member
9. Procedure
10. Conflict of interest
11. Delegation
12. Ministerial control
13. Functions and powers
14. Aquaculture management plan
15. Five year strategic plans
16. Annual report

Citation

1. These regulations may be cited as the *Fisheries (Aquaculture Management Committee) Regulations 1999*.

Commencement

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

Interpretation

3. In these regulations—

"Act" means the *Fisheries Act 1982*;

"committee" means the *Aquaculture Management Committee* established by regulation 0.

Establishment of Aquaculture Management Committee

4. The *Aquaculture Management Committee* is established.

Membership of committee

5. The committee will consist of such members as the Minister thinks fit to appoint to the committee.

Proxies

6. The Minister may, on such terms and conditions as he or she thinks fit, appoint a suitable person to be the proxy of a member of the committee.

Terms and conditions of office

7. (1) A member of the committee will be appointed for such term (being not less than 12 months), and on such conditions, as the Minister determines and will, on the expiration of a term of office, be eligible for reappointment.

(2) On the office of a member of the committee becoming vacant, a person must be appointed in accordance with these regulations to the vacant office, but where the office of a member becomes vacant before the expiration of a term of appointment, the successor will be appointed only for the balance of the term.

(3) The office of a member of the committee becomes vacant if—

(a) the member dies; or

(b) the member completes a term of office and is not reappointed; or

(c) the member resigns by written notice addressed to the Minister; or

(d) the member is removed from office by the Minister—

(i) on the ground that the member has been convicted of—

(A) an offence against the Act; or

(B) an offence against any other Act (including an Act of the Commonwealth or another State or a Territory of the Commonwealth), being an offence related to fishing; or

(ii) on the ground of—

(A) misconduct; or

(B) mental or physical incapacity to carry out satisfactorily the duties of his or her office; or

(C) failure to carry out satisfactorily the duties of his or her office.

Presiding member

8. The Minister must appoint a member of the committee to be the presiding member of the committee.

Procedure

9. (1) A meeting of the committee will be chaired by the presiding member or, in his or her absence, by a member chosen by the members present at the meeting.

(2) Subject to subregulation (4), the committee may act despite vacancies in its membership.

(3) The number of members of the committee or proxies of members, or both, that constitutes a quorum of the committee will be as determined by the Minister.

(4) No business may be transacted at a meeting of the committee unless a quorum is present.

(5) Each member present at a meeting of the committee whether personally or by proxy is entitled to one vote on a matter arising for decision at the meeting, but the person presiding at the meeting has, in the event of an equality of votes, a casting vote as well as a deliberative vote.

(6) The committee must cause accurate minutes to be kept of its proceedings at meetings.

(7) The procedure for the calling of meetings of the committee and for the conduct of business at meetings will, subject to these regulations, be as determined by the committee.

Conflict of interest

10. (1) A member of the committee who has a direct or indirect pecuniary interest in a matter decided or under consideration by the committee must disclose the nature of the interest to the Committee.

Maximum penalty: \$4 000.

(2) It is a defence to a charge of an offence against subregulation (1) to prove that the defendant was not, at the time of the alleged offence, aware of his or her interest in the matter.

(3) A disclosure under this regulation must be recorded in the minutes of the committee.

Delegation

11. (1) The committee may, by instrument in writing, delegate any of its powers or functions under these regulations (except this power of delegation) to a member of the committee or a sub-committee established by the committee.

(2) A delegation under this regulation—

(a) may be absolute or conditional; and

(b) does not derogate from the power of the committee to act itself in any matter; and

(c) is revocable by the committee by instrument in writing.

Ministerial control

12. Except where the committee makes, or is required to make, a recommendation to the Minister, the committee is subject to control and direction by the Minister.

Functions and powers

13. (1) The committee has the following functions:

(a) to advise the Minister and the Director on matters related to fish farming; and

(b) such other functions as are prescribed by these regulations.

(2) For the purposes of subregulation (1), the committee may—

- (a) make recommendations to the Minister on any of the following matters:
 - (i) any matter related to fish farming that may be the subject of regulations under the Act;
 - (ii) proposals to make, vary or revoke regulations relating to fish farming made under the Act, or to make amendments to provisions of the Act relating to fish farming;
 - (iii) the granting of leases or licences under section 53 of the Act and the conditions to be included in such leases and licences;
 - (iv) any matter related to the administration of the Act;
 - (v) any matter that the Minister refers to the committee for advice or on which the committee believes it should advise the Minister;
- (b) make recommendations to the Director on any of the following matters:
 - (i) the granting of authorities under the Act and the conditions to be included in such authorities;
 - (ii) any matter related to the administration of the Act;
 - (iii) any matter that the Director refers to the committee for advice or on which the committee believes it should advise the Director.

Aquaculture management plan

14. (1) The committee must, at the request of the Minister, prepare or cause the preparation of a plan of management for fish farming in the marine waters of the State.

(2) A plan of management—

- (a) must include objectives or principles relating to—
 - (i) the ecologically sustainable development of fish farming in the marine waters of the State; and
 - (ii) the management, conservation and use of natural and other resources in marine waters of the State in which fish farming activities are or are to be carried out;
 - (b) must be consistent with the Planning Strategy and any relevant Development Plan;
 - (c) may establish areas of marine waters of the State as aquaculture zones within which specified classes of fish farming activities may be carried out;
 - (d) may prescribe conditions that are to apply to fish farming activities carried out in aquaculture zones;
 - (e) may be comprised of a single plan or a series of plans.
- (3) When a plan of management has been prepared, the committee must—
- (a) give notice of that fact by public advertisement; and

- (b) refer the plan for comment to any government Department or agency that has a direct interest in the plan.

(4) The notice must—

- (a) specify an address at which copies of the plan of management may be inspected; and
- (b) specify an address to which representations in connection with the plan of management may be forwarded.

(5) Any person may within three months after publication of the notice, or such longer period as may be specified in the notice, make representations to the committee in connection with the plan of management.

(6) If a government Department or agency to which the plan of management is referred does not respond to the committee within six weeks, it will be taken that the Department or agency does not desire to make any comment.

(7) The committee must make copies of all representations and comments available for public inspection or purchase (except in the case of a representation or comment that was made in confidence) and for that purpose the committee must, by public advertisement, give notice of the place or places at which the copies are available.

(8) The Minister may adopt a plan of management—

- (a) without alteration; or
- (b) with such alterations as the Minister thinks reasonable in view of the representations made by members of the public or comments made by a Government department or agency.

(9) When the Minister adopts a plan of management, notice of that fact must be given by public advertisement.

(10) The Director must, on application and payment of the prescribed fee, furnish the applicant with a copy of a plan of management adopted under this regulation.

(11) The committee must keep a plan of management adopted under this regulation under review and prepare such amendments to it as from time to time appear necessary or expedient.

(12) In this regulation—

"Development Plan" means a Development Plan under the *Development Act 1993*;

"Planning Strategy" means the Planning Strategy formulated under the *Development Act 1993*;

"plan of management" includes an amendment to a plan of management;

"public advertisement" means an advertisement published in the *Gazette* and in a newspaper circulating throughout the State.

Five year strategic plans

15. (1) The committee must, within six months after the commencement of these regulations—

- (a) prepare a plan for the management of the fish farming industry for the ensuing five years; and

- (b) prepare a plan of the committee's proposed operations for the ensuing five years.
- (2) The committee must submit a plan prepared under subregulation (1) to the Minister.

(3) The committee may amend a plan under subregulation (1) at any time, but must submit a revised plan for the ensuing five years to the Minister at least once every 12 months after the initial submission of the plan.

Annual report

16. The Committee must, on or before 30 November in each year, submit a report to the Minister on the operations of the Committee during the preceding financial year.

MPNR 65/98 CS

E. D. WILSON Clerk of the Council

REGULATIONS UNDER THE CO-OPERATIVES ACT 1997

No. 25 of 1999

At the Executive Council Office at Adelaide 1 April 1999

PURSUANT to the *Co-operatives Act 1997* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

K. T. GRIFFIN Attorney-General

----- SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Substitution of reg. 13
 13. Adoption of Corporations Law provisions and requirements for accounts and accounting records
4. Variation of reg. 17—Annual report
5. Insertion of Sched. 2A

SCHEDULE 2A

Modification of Adopted Provisions—

Parts 2F.3, 2M.2, 2M.3, 2M.4 and 2M.7 of the Corporations Law

1. Interpretation of modified provisions
 2. Specific modifications
6. Variation of Sched. 5—Fees

SCHEDULE

Transitional Provision

Citation

1. The *Co-operatives Regulations 1997* (see *Gazette* 20 November 1997 p. 1365) are referred to in these regulations as "the principal regulations".

Commencement

2. These regulations will come into operation on 1 May 1999.

Substitution of reg. 13

3. Regulation 13 of the principal regulations is varied and the following regulation is substituted:

Adoption of Corporations Law provisions and requirements for accounts and accounting records

13. (1) The provisions of Parts 2F.3, 2M.2, 2M.3, 2M.4 and 2M.7 of the *Corporations Law* are adopted by this regulation and apply to and in respect of a co-operative.

(2) The provisions apply with the modifications prescribed by the Act and Schedule 2A.

(3) For the purposes of section 233(1) of the Act, a co-operative must—

- (a) keep accounting records and prepare accounts and consolidated accounts as required by the provisions adopted by this regulation (as modified); and
- (b) ensure that those accounts are audited in accordance with the provisions adopted by this regulation (as modified).

Variation of reg. 17—Annual report

4. Regulation 17 of the principal regulations is varied by inserting after its present contents (now to be designated as subregulation (1)) the following subsection:

(2) Pursuant to section 244(1)(e) of the Act, a co-operative that has to prepare or obtain a report for a financial year under the provisions of the *Corporations Law* adopted by regulation 13 must include in its annual report to the Commission for that year a copy of each such report.

Insertion of Sched. 2A

5. The following Schedule is inserted after Schedule 2 of the principal regulations:

SCHEDULE 2A

*Modification of Adopted Provisions—
Parts 2F.3, 2M.2, 2M.3, 2M.4 and 2M.7 of the Corporations Law*

Interpretation of modified provisions

1. (1) The adopted provisions as modified by the Act and this Schedule apply as if the following definitions were applicable instead of the corresponding definitions under the *Corporations Law*:

"Act" means the *Co-operatives Act 1997*;

"Commission" means the Corporate Affairs Commission;

"consolidated entity" means a co-operative together with all the entities it is required by the accounting standards to include in consolidated financial statements;

"Court" means the Supreme Court of South Australia;

"debenture", in relation to a co-operative, has the same meaning as in section 4 of the Act;

"director", in relation to a co-operative, has the same meaning as in section 4 of the Act;

"disclosing entity"—see section 258 of the Act (which adopts Part 1.2A of the *Corporations Law*);

"financial year" means a financial year of a co-operative as determined in accordance with section 238 of the Act;

"member" of a co-operative—see Part 4 of the Act;

"officer", in relation to a co-operative, has the same meaning as in section 4 of the Act;

"related", in the context of related bodies corporate, has the meaning given by Part 3 of Schedule 2 of the Act.

(2) Expressions used in the adopted provisions as modified by the Act and this Schedule that are not defined in the *Corporations Law* have the same meaning as in the Act.

(3) For the purposes of the adopted provisions as modified by the Act and this Schedule the accounting standards in force under the *Corporations Law* are to apply with any modifications that may be necessary or appropriate for the effectual application of the standards to co-operatives.

Specific modifications

2. The adopted provisions apply as if all notes were struck out and they were further amended as set out in the table below.

Provision of Corporations Law Amended	How Amended
Part 2F.3 (Inspection of books)	
section 247A(1)	Strike out "company or registered managed investment scheme" and substitute "co-operative".
section 247A(1)(a)	Strike out "company or scheme" and substitute "co-operative".
section 247A(1)(b)	Strike out "company or scheme" and substitute "co-operative".
section 247C(a)	Strike out "ASIC" and substitute "the Commission or an officer of the Commission".
section 247D	Strike out this section.
Part 2M.2 (Financial records)	
section 286(1)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 287(3)	Insert after subsection (2) the following subsection: (3) An inspector may, by notice in writing, specify a period within which the translation must be made available to the inspector.
section 288(2)	Insert after the present contents of section 288 (now to be designated as subsection (1)) the following subsection: (2) An inspector may, by notice in writing, specify a period within which the hard copy must be made available to the inspector.
section 289	Strike out this section and substitute: 289 Place where records are kept The financial records must be kept within South Australia but the co-operative may decide where within South Australia to keep them.
section 290(1)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 291	Strike out this section.
Part 2M.3 (Financial reporting)	
section 292	Strike out this section and substitute: 292 Who has to prepare annual financial reports and directors' reports A financial report and a directors' report must be prepared for each financial year by all co-operatives.
sections 293 and 294	Strike out these sections.
section 295(4)(c)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".

Provision of Corporations Law Amended	How Amended
section 296(1)	Strike out the sentence commencing "However".
section 297(a)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 298(1)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 298(3)	Strike out this subsection.
section 299(2)(a)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 299(3)(a)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 299(3)(b)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative, company or registered scheme".
section 300(1)(c)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 300(1)(d)(ii)	Strike out "company" and substitute "co-operative".
section 300(1)	Strike out the sentence commencing "Public companies".
section 300(2)	Strike out "company's" and substitute "co-operative's".
section 300(3)(a)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 300(3)(b)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative, company or registered scheme".
section 300(5)(a)	Strike out "company, registered scheme or disclosing entity" and substitute "entity".
section 300(6)(a)	Strike out "company, registered scheme or disclosing entity" and substitute "entity".
section 300(6)(e)	Strike out "company, registered scheme or disclosing entity" and substitute "entity".
section 300(7)(a)	Strike out "company, registered scheme or disclosing entity" and substitute "entity".
section 300(7)(c)	Strike out "company, registered scheme or disclosing entity" and substitute "entity".
section 300(8)	Strike out "company" and substitute "co-operative".
section 300(8)(a)	Strike out "and that is covered by subsection 241(2) or (3)". Strike out "of that kind".
section 300(8)(b)	Strike out "and that is covered by subsection 241A(3)".
section 300(8)	Strike out "section 241" and substitute "section 222 of the Act".
section 300(9)	Strike out "company" wherever occurring and substitute, in each case, "co-operative".
section 300(10)	Strike out "public company that is not a wholly-owned subsidiary of

Provision of Corporations Law Amended	How Amended
	another company or of a recognised company" and substitute "co-operative that is not a wholly-owned subsidiary of another co-operative".
section 300(11)	Strike out "company" wherever occurring and substitute, in each case, "co-operative".
section 300(12) and (13)	Strike out these subsections.
section 300A(1)	Strike out "company" first occurring and substitute "co-operative that is included in an official list of the Exchange".
section 300A(1)(a)	Strike out "company" and substitute "co-operative".
section 300A(1)(b)	Strike out "company's" and substitute "co-operative's".
section 300A(1)(c)	Strike out "company" and substitute "co-operative".
section 300A(2)	Strike out this subsection.
section 300A(3)	Strike out "company's constitution" and substitute "co-operative's rules".
section 301(1)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 301(2)	Strike out this subsection.
section 302	Insert "co-operative that is a" after "A".
section 302(c)	Strike out "ASIC" and substitute "the Commission".
section 307(c)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 307(d)	Strike out this paragraph and substitute: <p style="margin-left: 40px;">(d) whether the co-operative has kept registers as required by section 239 of the Act and other records as required by the Act (including provisions of this Law adopted by or under the Act).</p>
section 310(a)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 311	Strike out "ASIC" and substitute "the Commission".
section 311(a)	Strike out "this Law" and substitute "the Act (including provisions of this Law adopted by or under the Act)".
section 312	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 312(a)	Strike out "company, scheme or entity" and substitute "co-operative".
section 314(1)	Strike out "either".
	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 314(1)(c)	Insert after paragraph (b) the following word and paragraph: <p style="margin-left: 40px;">or</p>

Provision of Corporations Law Amended	How Amended
	(c) in the case of a non-trading co-operative— (i) giving members notice— · that the reports referred to in paragraph (a) may be inspected at the registered office of the co-operative; or · that a concise report of the kind referred to in paragraph (b) may be inspected at the registered office of the co-operative; and (ii) making the report or reports (as the case requires) available for inspection.
section 315	Strike out this section and substitute: 315 Deadline for reporting to members A co-operative must report to members under section 314 by the earlier of— (a) 21 days before the next AGM after the end of the financial year; or (b) 21 days less than 5 months after the end of the financial year.
section 316(1)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 316(1A)	Insert after subsection (1) the following subsection: (1A) Paragraph (1)(b) does not apply to a member of a non-trading co-operative.
section 317	Strike out "public company" and substitute "co-operative".
section 318(1)	Strike out "company or disclosing entity" and substitute "co-operative". Insert "prescribed" before "debenture holders".
section 318(2)	Strike out "company or disclosing entity" and substitute "co-operative". Insert "prescribed" before "debenture holder".
section 318(2)(a)	Insert "or made available" after "sent".
section 318(3)	Strike out this subsection and substitute: (3) The co-operative must, as soon as practicable after the request— (a) if the terms of the debenture issue so provide—make the copies available for inspection free of charge at the registered office of the co-operative; (b) in any other case—give the prescribed debenture holder the copies free of charge.
section 318(4)	Insert "prescribed" before "debenture holders".
section 318(5)	Insert after subsection (4) the following subsection: (5) In this section— prescribed debenture holder means a person who holds debentures of a co-operative but is not a member of the co-operative.

Provision of Corporations Law Amended	How Amended
Division 5 heading	Strike out "ASIC" and substitute "Commission".
section 319	Strike out this section and substitute: 319 Lodgment of annual reports with Commission Under the regulations made under the Act, a co-operative that has to prepare or obtain a report for a financial year under this Law (as adopted by or under the Act) must include in its annual report to the Commission for that year a copy of each such report.
section 320	Insert "co-operative that is a" after "A". Strike out "ASIC" and substitute "the Commission".
section 321(1)	Strike out this subsection and substitute: (1) The Commission may give a co-operative a direction to lodge with the Commission a copy of reports prepared or obtained by it under Division 1 or 2.
section 322(1)	Strike out "ASIC, the company, registered scheme or disclosing entity" and substitute "the Commission, the co-operative".
section 322(1)(a)	Strike out "ASIC" and substitute "the Commission".
section 322(1)(b)	Strike out this paragraph and substitute the following paragraphs: (b) in the case of a non-trading co-operative—make a copy of the amended report available for inspection at the registered office of the co-operative and inform any member who asks of its availability; and (c) in any other case—give a copy of the amended report free of charge to any member who asks for it.
section 322(2)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 322(2)(b)	Insert "or inspect" after "obtain".
section 323	Strike out "company, registered scheme or disclosing entity" twice occurring and substitute, in each case, "co-operative".
section 323A(2)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 323B	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 323B(a)	Strike out "company, scheme or entity" and substitute "co-operative".
section 323C	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 323D(1) and (2)	Strike out these subsections.
section 323D(3)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".
section 323D(5)	Strike out "company, registered scheme or disclosing entity" and

Provision of Corporations Law Amended	How Amended
	substitute "co-operative".
Division 8 (section 323DA)	Strike out this Division.
Part 2M.4 (Auditor)	
section 324(1)(a) to (c)	Strike out "a company" wherever occurring and substitute, in each case, "a co-operative".
section 324(1)(da)	Insert after paragraph (d) the following paragraph: (da) the person is not ordinarily resident in South Australia;
section 324(1)(e)	Strike out "company" twice occurring and substitute, in each case, "co-operative".
section 324(1)(f)	Strike out "except where the company is a proprietary company,".
	Strike out "company" wherever occurring and substitute, in each case, "co-operative".
section 324(2)(a) to (c)	Strike out "a company" wherever occurring and substitute, in each case, "a co-operative".
section 324(2)(d)	Strike out "Australia" and substitute "South Australia".
section 324(2)(e)	Strike out this paragraph and substitute: (e) the business name under which the firm is carrying on business is registered under the Business Names Act 1996 of South Australia or a return (in a form approved by the Commission for the purpose) has been lodged showing, in relation to each member of the firm, the member's full name and address as at the time when the firm so consents, acts or prepares a report;
section 324(2)(f)	Strike out "company" twice occurring and substitute, in each case, "co-operative".
section 324(2)(g)	Strike out "except where the company is a proprietary company,". Strike out "company" wherever occurring and substitute, in each case, "co-operative".
section 324(2)(h)	Strike out "except where the company is a proprietary company,". Strike out "company" and substitute "co-operative".
section 324(4) to (11)	Strike out "a company" wherever occurring and substitute, in each case, "a co-operative". Strike out "the company" wherever occurring and substitute, in each case, "the co-operative". Strike out "that company" wherever occurring and substitute, in each case, "that co-operative".

Provision of Corporations Law Amended	How Amended
section 324(12)	Strike out "Where it is, in the opinion of the Commission, impracticable for a proprietary company to obtain the services of a registered company auditor as auditor of the company by reason of the place where the company carries on business, a" and substitute "A". Strike out "company's" and substitute "co-operative's". Strike out "company" and substitute "co-operative".
section 324(13)	Strike out "company's" and substitute "co-operative's".
section 324(14)	Strike out "company" wherever occurring and substitute, in each case, "co-operative".
section 324(15)	Strike out "company" wherever occurring and substitute, in each case, "co-operative".
section 324(16)	Strike out "company" wherever occurring and substitute, in each case, "co-operative".
section 325	Strike out this section.
section 327	Strike out "company" wherever occurring and substitute, in each case, "co-operative".
section 327(1A)	Strike out this subsection.
section 328	Strike out "company" wherever occurring and substitute, in each case, "co-operative".
section 329	Strike out "company" wherever occurring and substitute, in each case, "co-operative".
section 329(1)	Strike out "of which special notice has been given" and substitute "of which at least 21 days notice (special notice) has been given to each member".
section 329(8)	Strike out "Subject to subsection (9), the" and substitute "The".
section 329(9)	Strike out this subsection.
section 330	Strike out this section and substitute: 330 Effect of winding up on office of auditor An auditor of a co-operative ceases to hold office if— (a) a special resolution is passed in accordance with section 312 of the Act for the voluntary winding up of the co-operative; or (b) a certificate is issued by the Commission for the winding up of the co-operative; or

Provision of Corporations Law Amended	How Amended
	(c) an order is made by the Court for the winding up of the co-operative.
section 331	Strike out "company" twice occurring and substitute, in each case, "co-operative".
Division 1A (sections 331AA to 331AE)	Strike out this Division.
Part 2M.7 (Sanctions for contraventions of Chapter)	
section 344(1)	Strike out "company, registered scheme or disclosing entity" and substitute "co-operative".

Variation of Sched. 5—Fees

6. Schedule 5 of the principal regulations is varied by inserting after item 16 the following item:

- 16A. Application to Commission for approval of auditor
(s. 324 *Corporations Law* as adopted by reg. 13) 50

SCHEDULE *Transitional Provision*

(1) Regulation 13 of the principal regulations (as substituted by these amending regulations) applies to financial years and half-years ending after 30 April 1999.

(2) In relation to financial years and half-years that end on or before 30 April 1999 (but after 31 March 1998)—

- (a) regulation 13 of the principal regulations (as in force immediately before the commencement of these amending regulations) continues to apply as if it had not been substituted subject, however, to the modification that it is to be read as if subregulation (5) were struck out and the following subregulation were substituted:

(5) The provisions of Part 3.7 of the *Corporations Law* adopted in subregulation (2) apply as if section 324(12) were amended by striking out "Where it is, in the opinion of the Commission, impracticable for a proprietary company to obtain the services of a registered company auditor as auditor of the company by reason of the place where the company carries on business, a" and substituting "A".; and

- (b) the provisions of the *Corporations Law* (and the accounting standards and regulations made under that Law) adopted by that regulation continue to apply as if they had not been repealed, relocated or amended; and

- (c) any directions given under section 10 of the Act by the Commission as to modifications that are necessary or desirable for the effectual operation of the adopted provisions of the *Corporations Law* (as in force immediately before the commencement of these regulations) continue to apply, except to the extent that the directions contemplate the omission of subsections (12) to (15) of section 324 of the *Corporations Law*; and
- (d) any relevant exemptions under section 234 of the Act continue in force.

AG 39/98 CS

E. D. WILSON Clerk of the Council

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CITY OF ADELAIDE

Temporary Road Closures

NOTICE is hereby given that the council of the corporation of the City of Adelaide at its meeting held on 29 March 1999, passed the following resolutions:

Pursuant to section 359 of the Local Government Act 1934, as amended, the roads described in the following schedule, between the hours specified in the schedule, be closed to all vehicles except for emergency vehicles or those given express permission to enter by the Chief Executive Officer.

SCHEDULE

Location	From	To
Pirie Street between Frome Street and a point 50 m west of the western building alignment of East Terrace	6 p.m. on Friday, 9 April 1999	midnight on Saturday, 10 April 1999
Pirie Street between Frome Street and a point 50 m west of the western building alignment of East Terrace	5 p.m. on Saturday, 10 April 1999	1 a.m. on Sunday, 11 April 1999
Waymouth Street between Bentham Street and Young Street	7 a.m. on Sunday, 25 April 1999	6.30 p.m. on Sunday, 25 April 1999
Rundle Street between Frome Street and East Terrace	5 p.m. on Friday, 9 April 1999	2 a.m. on Saturday, 10 April 1999
Rundle Street between Frome Street and East Terrace	5 p.m. on Saturday, 10 April 1999	2 a.m. on Sunday, 11 April 1999
Rundle Street between Frome Street and East Terrace	9 a.m. on Sunday, 11 April 1999	8 p.m. on Sunday, 11 April 1999
Hutt Street between Halifax Street and Angas Street	6 p.m. on Friday, 9 April 1999	7 a.m. on Saturday, 10 April 1999
Hutt Street between Halifax Street and Angas Street	1 p.m. on Saturday, 10 April 1999	7 a.m. on Sunday, 11 April 1999
Hutt Street between Halifax Street and Angas Street	1 p.m. on Sunday, 11 April 1999	7 a.m. on Monday, 12 April 1999
Gouger Street between Morphett Street and a point 55 m west of the western building alignment of Victoria Square	5 p.m. on Saturday, 10 April 1999	11.59 p.m. on Saturday, 10 April 1999

JUDE MUNRO, Chief Executive Officer

CITY OF ADELAIDE

DEVELOPMENT ACT 1993

Adelaide (City) Development Plan—General Plan Amendment Report—Draft for Public Consultation

THE City of Adelaide has prepared a draft Plan Amendment Report to amend the Adelaide (City) Development Plan.

Broadly, the proposed changes seek to:

- respond to issues raised through earlier community consultation;
- promote economic activity, community life and cultural vitality in the City Centre consistent with the State Planning Strategy, Adelaide 21 Strategy and other local area and issue based studies undertaken since the last general review;
- help give effect to the Council's Environmental Management Plan—Local Agenda 21;
- provide protection and improved amenity to the Residential District;
- move towards greater consistency with the State planning framework and definitions under the Development Act 1993; and
- ensure a clear and easy to use Development Plan.

The draft Plan Amendment Report and statement will be available for public inspection and purchase during normal office hours at the City of Adelaide Customer Centre, 25 Pirie Street, Adelaide, from Thursday, 1 April 1999 to Friday, 11 June 1999. Copies of the Plan Amendment Report can be purchased from the council at \$10 each.

Copies are also available for inspection at the City of Adelaide Lending Library, Kintore Avenue and the North Adelaide branch, Tynte Street.

Written submissions regarding the draft amendment will be accepted by the City of Adelaide until Friday, 11 June 1999. The written submissions should also clearly indicate whether you wish to speak at the public hearing on your submission. All submissions should be addressed to the:

Chief Executive Officer,
City of Adelaide,
(Development Plan Review),
GPO Box 2252,
Adelaide, S.A. 5001.

Copies of all submissions received will be available for inspection by interested persons at the City of Adelaide Customer Centre, 25 Pirie Street, Adelaide from Monday, 14 June 1999 until the date of the public hearing.

A public hearing will be held at the Adelaide Town Hall, King William Street, at 5.30 p.m. on Wednesday, 30 June 1999. The public hearing may not be held if no submission indicates an interest in speaking at the public hearing.

Dated 1 April 1999.

JUDE MUNRO, Chief Executive Officer

CITY OF MARION

Roads (Opening and Closing) Act 1991

NOTICE is hereby given that pursuant to section 10 of the Roads (Opening and Closing) Act 1991, the City of Marion proposes to make a road process order firstly to close and transfer those portions of public roads (Osman Avenue and Braeside Road) adjoining allotment 6 in filed plan 131797 marked 'A' and 'B' on the Preliminary Plan No. PP32/0419.

Transfer 'A' and 'B' to M. P. and S. K. Reed, 27 Osman Avenue, Seacombe Heights, S.A. 5047 and to merge those portions with certificate of title volume 5241 folio 435. Secondly, the City of Marion proposes to make a road process order to open road marked 'I' on Preliminary Plan No. PP32/0419 and which land is currently contained within portion of closed road 'A' in RP 6435.

A copy of the plan and a statement of persons affected are available for public inspection at the offices of the City of Marion, 245 Sturt Road, Sturt and the Adelaide office of Surveyor-General during normal office hours.

Any person is entitled to object to the proposed road process, or any person affected by the proposed closure is entitled to apply for an easement to be granted in that person's favour over the land subject to the proposed closure. Such objection or application for an easement must set out the full name and address of the person making the objection or application and must be fully supported by reasons. Any application for an easement must give full particulars of the nature and location of the easement and, where made by a person as the owner of adjoining land or nearby land, specify the land to which the easement is to be annexed.

The objection or application for an easement must be made in writing to the City of Marion, P.O. Box 21, Oaklands Park, S.A. 5046, within 28 days of this notice and a copy shall be forwarded to the Surveyor-General's Office, G.P.O. Box 1354, Adelaide, S.A. 5001. Where a submission is made, the City of Marion will give notification of a meeting at which the matter will be considered, so that the person making the submission or a representative may attend, if desired.

Dated 1 April 1999.

I. WILSON, Chief Executive Officer

CITY OF MOUNT GAMBIER

Supplementary Election $\frac{3}{4}$ North West Ward

NOTICE is hereby given that pursuant to the provisions of section 96 (14) of the Local Government Act 1934, as amended, that at the close of nominations at noon on Friday, 26 March 1999, the following valid nominations had been received from persons eligible for election to fill the following vacancy:

Councillor: North West Ward (one required)
Smolders, Theodorus
Summers, Rodney George
Pellen, Robin Victor
Lane, Patrick James
Bright, Karin Leah

There being more nominations received than the required number to fill the vacancy for the office of Councillor for the North West Ward, all further proceedings have been adjourned until Saturday, 17 April 1999, when an election by polling place ballot will be held.

Polling Place

The polling place will be the Courtyard of the Civic Centre, 10 Watson Terrace, Mount Gambier. The hours of voting will be 8 a.m. to 6 p.m.

Counting of Votes

The counting of votes in respect of the supplementary election will take place at the Committee Room of the Municipal Offices, Civic Centre, 10 Watson Terrace, Mount Gambier, following the completion of the voting.

Advance Voting

Any person who desires to vote at the supplementary election for the office of Councillor for the North West Ward, otherwise than by attending at the polling place during voting hours on Saturday, 17 April 1999, may apply to the Returning Officer for advance voting papers.

Application may be made:

- (a) personally to the Returning Officer; or
- (b) by writing, addressed to the Returning Officer at the principal office of council, 10 Watson Terrace, Mount Gambier, S.A. 5290.

The application must be received before 5 p.m. on Friday, 16 April 1999, being the day before polling day.

No reason needs to be given for voting in advance.

G. MULLER, Returning Officer

CITY OF ONKAPARINGA

Roads (Opening and Closing) Act 1991

NOTICE is hereby given that pursuant to section 10 of the Roads (Opening and Closing) Act 1991, the City of Onkaparinga proposes to make a road process order to close and transfer those portions of public road (Tatachilna Road) between Chapel Hill Road and Days Road marked 'A' and 'B' on the Preliminary Plan No. PP32/0420.

Transfer 'A' to the estate of H. N. Steer, P.O. Box 29, Kangarilla, S.A. 5157 and to merge that portion with certificate of title volume 4263, folio 435.

Transfer 'B' to Merrivale Wines Pty Ltd, 12 Park Terrace, Bowden, S.A. 5007 and to merge that portion with certificate of title volume 5171, folio 275.

A copy of the plan and a statement of persons affected are available for public inspection at the offices of the City of Onkaparinga, Ramsay Place, Noarlunga Centre and the Adelaide office of the Surveyor-General during normal office hours.

Any person is entitled to object to the proposed road process, or any person affected by the proposed closure is entitled to apply for an easement to be granted in that person's favour over the land subject to the proposed closure. Such objection or application for an easement must set out the full name and address of the person making the objection or application and must be fully supported by reasons. Any application for an easement must give full particulars of the nature and location of the easement and, where made by a person as the owner of adjoining land or nearby land, specify the land to which the easement is to be annexed.

The objection or application for an easement must be made in writing to the City of Onkaparinga, P.O. Box 1, Noarlunga Centre, S.A. 5168, within 28 days of this notice, and a copy shall be forwarded to the Surveyor-General's Office, G.P.O. Box 1354, Adelaide, S.A. 5001.

Where a submission is made, the City of Onkaparinga will give notification of a meeting at which the matter will be considered, so that the person making the submission or a representative may attend, if desired.

Dated 1 April 1999.

J. TATE, City Manager

CITY OF ONKAPARINGA

Result of Supplementary Election $\frac{3}{4}$ Hunt Ward

NOTICE is hereby given that pursuant to section 121 (11) of the Local Government Act 1934, as amended, I hereby declare Julie Mary Greig elected to fill the vacancy of councillor for Hunt Ward of the City of Onkaparinga.

The number of first preferences received by each candidate were as follows:

Paul Leslie Pridham	218	votes
John Henry Platt	671	votes
Julie Mary Greig	1 060	votes

After the distribution of preferences, the final result was as follows:

Julie Mary Greig	1 120	votes
John Henry Platt	755	votes
Exhausted	74	votes

S. H. TULLY, Returning Officer

CITY OF SALISBURY

Notice of Proposal to Dispose of Reserve

NOTICE is hereby given that at a meeting held on 22 February 1999, the Council of the City of Salisbury formed the opinion that portion of reserve land, being portion of allotment 100 in

Deposited Plan No. 7624 in certificate of title volume 3237, folio 37, situated at Orange Avenue, Salisbury, is no longer required as reserve.

Pursuant to the provisions of section 459 (a) of the Local Government Act 1934, as amended, council proposes to dispose of this portion of reserve to Salisbury Bowling Club subject to approval by the Minister for Local Government. Any interested person may make representation to council on the matter up to and including Friday, 30 April 1999. Any representations should be addressed to City of Salisbury, Property Services Officer, 12 James Street, Salisbury, S.A. 5108.

S. HAINES, City Manager

CITY OF SALISBURY

Declaration of Public Road

NOTICE is hereby given that pursuant to section 303 (1) of the Local Government Act 1934, as amended, the City of Salisbury resolved at its meeting held on 22 March 1999, that each portion of land shown as walkway between the following three walkways be declared as public road:

Walkway between Kennett Street to Frank Street, Para Hills, adjacent to Lots 403, 404, 415 and Lot 416 in deposited plan No. 6751; and

Walkway between Frank Street to Warrigal Street, Para Hills, adjacent to Lots 431, 432, 442 and Lot 443 in deposited plan No. 6751; and

Walkway between Warrigal Street to Williamson Road, Para Hills, adjacent to Lots 460, 461, 479 and Lot 480 in deposited plan No. 6751.

S. HAINES, City Manager

FLINDERS RANGES COUNCIL

Temporary Road Closure

NOTICE is hereby given that The Flinders Ranges Council, at its meeting held on Tuesday, 9 March 1999, passed the following resolution:

That pursuant to section 359 of the Local Government Act 1934, as amended, The Flinders Ranges Council resolves that the following temporary road closure, including all entry points, will occur on Sunday, 25 April 1999, between the hours of 10 a.m. and 11.30 a.m.

Railway Terrace—between the intersection of both Fifth and Seventh Streets, Quorn;

Sixth Street—adjacent to the Quorn Newsagency to the Railway Terrace intersection,

for the purpose of ANZAC Day celebrations.

D. CEARNS, Chief Executive Officer

DISTRICT COUNCIL OF GRANT

Bushfire Prevention Committee

NOTICE is hereby given that pursuant to section 32 (5) of the Country Fires Act 1989, council at its meeting held on Monday, 15 March 1999, resolved to dissolve the Mount Gambier and Port MacDonnell District Bushfire Prevention Committees and to establish the Grant District Bushfire Prevention Committee.

R. PEATE, District Manager

DISTRICT COUNCIL OF KIMBA

Supplementary Election³Appointment

NOTICE is hereby given that due to the partial failure of the Supplementary Election, held under section 98 (1) of the Local Government Act 1934, as amended, council has appointed Arthur Mornington Whyte as councillor.

M. D. CANT, Returning Officer

DISTRICT COUNCIL OF RENMARK PARINGA

Temporary Road Closure

NOTICE is hereby given that pursuant to section 359 of the Local Government Act 1934, as amended, the District Council of Renmark Paringa at its meeting held on Tuesday, 23 March 1999, resolved to temporarily close the following roads to all vehicles (emergency vehicles excepted):

1. The Wharf carpark adjacent to the town wharf and located between Ral Ral Avenue and the Murray River, Renmark, between the hours of 7 a.m. and 10 a.m. on Saturday, 3 April 1999, for the purpose of holding the Annual Renmark Christian Churches Easter Breakfast.

2. Beames Road, Lyrup, between the intersection of Downer Avenue and Thayne Terrace, between the hours of 1.30 p.m. and 3.30 p.m. on Sunday, 25 April 1999, for the purpose of conducting the official opening of the Lyrup War Memorial.

I. L. BURFITT, District Manager

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

Bain, William Hayball, late of 18 Oswald Crescent, Para Hills, retired fitter, who died on 9 February 1999.

Barwell, Elizabeth Meryon, late of 39 Fisher Street, Myrtle Bank, of no occupation, who died on 20 February 1999.

Buxton, Nicholas James, late of 7 Marzan Street, Mackay, North Queensland, telecommunications technician, who died on 4 July 1998.

Josephs, Walter Charles, late of 22 Le Hunte Avenue, Prospect, retired public servant, who died on 6 March 1999.

Hannaford, Reginald Allen, late of 3 Fourth Avenue, St Peters, of no occupation, who died on 21 September 1998.

Laurie, Raymond Eugene, late of Everard Street, Largs Bay, retired toolmaker, who died on 29 December 1998.

McCrae, Iris Ellen, late of 40 Winchester Street, Malvern, retired music teacher, who died on 17 December 1998.

Maddigan, Sylvia Coral, late of 6 Wilson Place, Port Broughton, home duties, who died on 7 February 1999.

Pomeroy, Alexander Walter Allan, late of 3 Shell Street, St Kilda, of no occupation, who died on 26 January 1999.

Reuter, Wilfred Harold Charles, late of 63 Angus Avenue, Edwardstown, retired fitter, who died on 3 March 1999.

Smith, Eric Harold Goode, late of 1 Howe Street, Christies Beach, retired industrial cook, who died on 1 December 1998.

Soderlund, Alma Matilda, late of corner Bay Road and Tabernacle Road, Encounter Bay, widow, who died on 11 November 1998.

Spiegelhoff, Paul Christian, late of 15 Reids Road, Highbury, retired medical orderly, who died on 13 January 1999.

Taylor, Elvie Meryl, late of 160 Walkerville Terrace, Walkerville, retired schoolteacher, who died on 9 February 1999.

Toogood, Isabel May, late of Everard Street, Largs Bay, of no occupation, who died on 26 February 1999.

Notice is hereby given pursuant to the Trustee Act 1936, as amended, the Inheritance (Family Provision) Act 1972, and the Family Relationships Act 1975, that all creditors, beneficiaries, and other persons having claims against the said estates are required to send, in writing, to the Public Trustee, 25 Franklin Street, Adelaide 5000, full particulars and proof of such claims, on or before 30 April 1999, otherwise they will be excluded from the distribution of the said estate; and notice is also hereby given that all persons who are indebted to the said estates are required to pay the amount of their debts to the Public Trustee or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estates are forthwith to deliver the same to the Public Trustee.

Dated 1 April 1999.

J. H. WORRALL, Public Trustee

SOUTH AUSTRALIA—In the Supreme Court. No. 15 of 1998. In the matter of Amalgamated Taxi Holdings Pty Ltd (ACN 062 087 183) and in the matter of the Corporations Law.

Notice of Release of Liquidator and Dissolution of the Company

Take notice that by order of the Supreme Court of South Australia dated 9 March 1999, I, Robert Anthony Ferguson, of PricewaterhouseCoopers, Level 14, Santos House, 91 King William Street, Adelaide, S.A. 5000, the liquidator of the abovenamed company was granted my release as liquidator and the company was dissolved as at the date of this order.

Dated 17 March 1999.

R. A. FERGUSON, Liquidator

AIR CARGO TRADERS PTY LTD

(ACN 008 294 120)

NOTICE is hereby given that Qantas Airways Ltd (ACN 009 661 901), Cathay Pacific Airways Ltd (ARBN 000 479 514), Malaysian Airline System Berhad (ARBN 000 996 903) and Singapore Airlines Ltd (ARBN 001 056 195) have brought a summons in Action No. 168 of 1999, in the Supreme Court of South Australia seeking the winding up of Air Cargo Traders Pty Ltd. The summons is listed for hearing on Tuesday, 6 April 1999 at not before 2.15 p.m. Any creditor or contributory of Air Cargo Traders Pty Ltd wishing to be heard on the summons must file and serve a notice in accordance with Rule 20 of the Corporations (South Australia) Rules 1993, at least three business days before the day on which the summons is listed for hearing and must attend at the Supreme Courthouse, Victoria Square, Adelaide at the time set for the hearing of the summons. A copy of the summons and the affidavit in support can be obtained on payment of the proper cost from Piper Alderman, Solicitors, 167 Flinders Street, Adelaide, S.A. 5000.

ATRIUM PROPERTIES PTY LTD

(ACN 075 987 914)

STRATA CORPORATION No. 13975 (administrator appointed) has brought a summons in Action No. 352 of 1999 in the Supreme Court of South Australia seeking the winding up of Atrium Properties Pty Ltd. The summons is listed for hearing on Tuesday, 20 April 1999 at not before 2.15 p.m. Any creditor or contributory of Atrium Properties Pty Ltd wishing to be heard on the summons must file and serve a notice in accordance with Rule 20 of the Corporations (South Australia) Rules 1993 at least three business days before the day on which the summons is listed for hearing and must attend at the Supreme Courthouse, Victoria Square, Adelaide at the time set for the hearing of the summons. A copy of the summons and the affidavit in support can be obtained on payment of the proper cost from Ward & Partners, solicitors, 26 Flinders Street, Adelaide, S.A. 5000.

ATRIUM HOLDINGS (SA) PTY LTD

(ACN 075 987 898)

STRATA CORPORATION No. 13975 INC. (administrator appointed) has brought a summons in Action No. 351 of 1999 in the Supreme Court of South Australia seeking the winding up of Atrium Holdings (S.A.) Pty Ltd. The summons is listed for hearing on Tuesday, 20 April 1999 at not before 2.15 p.m. Any creditor or contributory of Atrium Holdings (S.A.) Pty Ltd wishing to be heard on the summons must file and serve a notice in accordance with Rule 20 of the Corporations (South Australia) Rules 1993 at least three business days before the day on which the summons is listed for hearing and must attend at the Supreme Courthouse, Victoria Square, Adelaide at the time set for the hearing of the summons. A copy of the summons and the affidavit in support can be obtained on payment of the proper cost from Ward & Partners, solicitors, 26 Flinders Street, Adelaide, S.A. 5000.

BANTON ADELAIDE PTY LIMITED

(ACN 066 036 548)

THE DEPUTY COMMISSIONER OF TAXATION, of the Adelaide branch of the Australian Taxation Office, located at 191 Pulteney Street, Adelaide, has brought a summons in Action No. 316 of 1999, in the Supreme Court of South Australia seeking the winding up of Banton Adelaide Pty Limited. The summons is listed for hearing on Tuesday, 20 April 1999 at not before 2.15 p.m. Any creditor or contributory of Banton Adelaide Pty Limited wishing to be heard on the summons must file and serve a notice in accordance with Rule 20 of the Corporations (South Australia) Rules 1993, at least three business days before the day on which the summons is listed for hearing and must attend at the Supreme Courthouse, Victoria Square, Adelaide at the time set for the hearing of the summons. A copy of the summons and affidavit in support can be obtained on payment of the proper cost from The Deputy Commissioner of Taxation, 191 Pulteney Street, Adelaide, S.A. 5000.

BONDGILD PTY LIMITED

(ACN 053 541 914)

THE DEPUTY COMMISSIONER OF TAXATION, of the Adelaide branch of the Australian Taxation Office, located at 191 Pulteney Street, Adelaide, has brought a summons in Action No. 319 of 1999, in the Supreme Court of South Australia seeking the winding up of Bondgild Pty Limited. The summons is listed for hearing on Tuesday, 20 April 1999 at not before 2.15 p.m. Any creditor or contributory of Bondgild Pty Limited wishing to be heard on the summons must file and serve a notice in accordance with Rule 20 of the Corporations (South Australia) Rules 1993, at least three business days before the day on which the summons is listed for hearing and must attend at the Supreme Courthouse, Victoria Square, Adelaide at the time set for the hearing of the summons. A copy of the summons and affidavit in support can be obtained on payment of the proper cost from The Deputy Commissioner of Taxation, 191 Pulteney Street, Adelaide, S.A. 5000.

SOUTH AUSTRALIA—In the Supreme Court. No. 1193 of 1996. In the matter of Cabell Pty Ltd (ACN 059 961 778) and in the matter of the Corporations Law.

Notice of Release of Liquidator and Dissolution of the Company

Take notice that by order of the Supreme Court of South Australia dated 8 March 1999, I, Robert Anthony Ferguson, of PricewaterhouseCoopers, Level 14, Santos House, 91 King William Street, Adelaide, S.A. 5000, the liquidator of the abovenamed company was granted my release as liquidator and the company was dissolved as at the date of this order.

Dated 17 March 1999.

R. A. FERGUSON, Liquidator

CREATIVE ACRYLICS PTY LTD (IN LIQUIDATION)

(ACN 004 696 744)

ON 23 March 1999, the Supreme Court of South Australia in Action No. 57 of 1999, made an order for the winding up of Creative Acrylics Pty Ltd and appointed Bruce James Carter, Level 5, 81 Flinders Street, Adelaide, S.A. 5000 to be the liquidator of that company.

B. J. CARTER, Liquidator

DIESEL LAB PTY LIMITED

(ACN 066 952 047)

ON 23 March 1999 the Supreme Court of South Australia in Action No. 155 of 1999 made an order for the winding up of Diesel Lab Pty Limited and appointed Peter Ivan Macks, 26 Flinders Street, Adelaide, S.A. 5000 to be the liquidator of that company.

AUSTRALIAN GOVERNMENT SOLICITOR, Level 20, Grenfell Centre, 25 Grenfell Street, Adelaide, S.A. 5000, solicitors for the plaintiff.

SOUTH AUSTRALIA—In the Supreme Court. No. 1374 of 1992. In the matter of Gabrovsek Holdings Pty Ltd (ACN 008 001 607) and in the matter of the Corporations Law.

Notice of Release of Liquidator and Dissolution of the Company

Take notice that by order of the Supreme Court of South Australia, dated 8 March 1999, I, John Sheahan, Level 8, 26 Flinders Street, Adelaide, S.A. 5000, the liquidator of the abovenamed company, was granted my release as liquidator and the company was dissolved as at the date of this order.

Dated 23 March 1999.

J. SHEAHAN, Liquidator

GATELINE PTY LTD

(ACN 078 820 309)

ON Tuesday, 23 March 1999, the Supreme Court of South Australia in Action No. 174 of 1999, made an order for the winding up of GateLine Pty Ltd and appointed Alan Scott, of Sims Lockwood, Level 6, 81 Flinders Street, Adelaide, S.A. 5000, to be the liquidator of that company.

BARRATT LINDQUIST, 162 Halifax Street,
Adelaide, S.A. 5000, solicitors for the
plaintiff.

GINOS & ASSOCIATES PTY LTD

(ACN 007 923 293)

CSR LIMITED (ACN 000 001 276) has brought a summons in Action No. 303 of 1999, in the Supreme Court of South Australia seeking the winding up of Ginos & Associates Pty Ltd. The summons is listed for hearing on Tuesday, 20 April 1999 at not before 2.15 p.m. Any creditor or contributory of Ginos & Associates Pty Ltd wishing to be heard on the summons must file and serve a notice in accordance with Rule 20 of the Corporations (South Australia) Rules 1993, at least three business days before the day on which the summons is listed for hearing and must attend at the Supreme Courthouse, Victoria Square, Adelaide at the time set for the hearing of the summons. A copy of the summons and the affidavit in support can be obtained on payment of the proper cost from Warmings, Barristers & Solicitors, 94-98 Sturt Street, Adelaide, S.A. 5000.

GIARDINA GELATI PTY LIMITED

(ACN 075 324 346)

ON 23 March 1999 the Supreme Court of South Australia in Action No. 1549 of 1998 made an order for the winding up of Giardina Gelati Pty Limited and appointed Anthony Stevens Smith, 92 King William Street, Adelaide, S.A. 5000 to be the liquidator of that company.

AUSTRALIAN GOVERNMENT SOLICITOR, Level 20,
Grenfell Centre, 25 Grenfell Street, Adelaide,
S.A. 5000, solicitors for the plaintiff.

J. & P. CABINETS PTY LIMITED

(ACN 007 814 146)

ON 23 March 1999 the Supreme Court of South Australia in Action No. 198 of 1999 made an order for the winding up of J. & P. Cabinets Pty Limited and appointed Hillary Orr, 27 Grenfell Street, Adelaide, S.A. 5000 to be the liquidator of that company.

AUSTRALIAN GOVERNMENT SOLICITOR, Level 20,
Grenfell Centre, 25 Grenfell Street, Adelaide,
S.A. 5000, solicitors for the plaintiff.

JAPLING PTY LIMITED

(ACN 052 937 881)

ON 23 March 1999 the Supreme Court of South Australia in Action No. 162 of 1999 made an order for the winding up of Japling Pty Limited and appointed John Sheahan, 26 Flinders Street, Adelaide, S.A. 5000 to be the liquidator of that company.

AUSTRALIAN GOVERNMENT SOLICITOR, Level 20,
Grenfell Centre, 25 Grenfell Street, Adelaide,
S.A. 5000, solicitors for the plaintiff.

JJB GROUP PTY LTD

(ACN 075 592 951)

PCP PTY LTD (ACN 007 644 706), 11 Richard Street, Hindmarsh, S.A. 5007, has been substituted as Petitioning Creditor in Action No. 163 of 1999, in the Supreme Court of South Australia seeking the winding up of JJB Group Pty Ltd. The summons is listed for hearing on 6 April 1999 at not before 2 p.m. Any creditor or contributory of JJB Group Pty Ltd wishing to be heard on the summons must file and serve a notice in accordance with Rule 20 of the Corporations (South Australia) Rules 1993, at least three business days before the day on which the summons is listed for hearing and must attend at the Supreme Courthouse, Victoria Square, Adelaide at the time set for the hearing of the summons. A copy of the summons for winding up and affidavit in support can be obtained on payment of the proper cost from Messrs Lynch & Meyer, solicitors, 190 Flinders Street, Adelaide, S.A. 5000.

SOUTH AUSTRALIA—In the Supreme Court of South Australia. In the matter of Klatre Pty Limited (in liquidation) (ACN 008 211 729) and in the matter of the Corporations Law.

*Notice by a Liquidator of His Intention to Seek His Release and
Dissolution of the Company*

Take notice that I, John Sheahan, Level 8, 26 Flinders Street, Adelaide, S.A. 5000, the liquidator of the abovenamed company, intend to make application to the Supreme Court of South Australia for my release as the liquidator and dissolution of the abovenamed company.

And take further notice that if you have any objection to the granting of my release and dissolution of the company you must file at the Supreme Court and also forward to me within 21 days of the publication in the *Gazette* of the notice of my intention to apply for a release and dissolution of the company a notice of objection in the form laid down by the Corporations (South Australia) Rules 1993. A summary of my receipts and payments as liquidator is available from my office.

Dated 29 March 1999.

J. SHEAHAN, Liquidator

Note: Section 481 of the Corporations Law enacts that an order of the Court releasing a liquidator shall discharge him/her in the administration of the affairs of the company, or otherwise in relation to his or her conduct as liquidator, but any such order may be revoked on proof that it was obtained by fraud or by suppression or by concealment of any material fact.

SOUTH AUSTRALIA—In the Supreme Court of South Australia. In the Matter of K. Pandelli Holdings Pty Limited (in liquidation) (ACN 007 935 186) and in the matter of the Corporations Law.

*Notice by a Liquidator of His Intention to Seek His Release and
Dissolution of the Company*

Take notice that I, John Sheahan, Level 8, 26 Flinders Street, Adelaide, S.A. 5000, the liquidator of the abovenamed company, intend to make application to the Supreme Court of South Australia for my release as the liquidator and dissolution of the abovenamed company.

And take further notice that if you have any objection to the granting of my release and dissolution of the company you must file at the Supreme Court and also forward to me within 21 days of the publication in the *Gazette* of the notice of my intention to apply for a release and dissolution of the company a notice of objection in the form laid down by the Corporations (South Australia) Rules 1993. A summary of my receipts and payments as liquidator is available from my office.

Dated 29 March 1999.

J. SHEAHAN, Liquidator

Note: Section 481 of the Corporations Law enacts that an order of the Court releasing a liquidator shall discharge him/her in the administration of the affairs of the company, or otherwise in relation to his or her conduct as liquidator, but any such order may be revoked on proof that it was obtained by fraud or by suppression or by concealment of any material fact.

SOUTH AUSTRALIA—In the Supreme Court. No. 218 of 1997. In the matter of Mere Timbers Pty Ltd (ACN 064 523 299) and in the matter of the Corporations Law.

Notice of Release of Liquidator and Dissolution of the Company

Take notice that by order of the Supreme Court of South Australia, dated 8 March 1999, I, Robert Anthony Ferguson, Level 14, Santos House, 91 King William Street, Adelaide, S.A. 5000, the liquidator of the abovenamed company, was granted my release as liquidator and the company was dissolved as at the date of this order.

Dated 17 March 1999.

R. A. FERGUSON, Liquidator

MORESPARK PTY LIMITED

(ACN 008 028 279)

THE DEPUTY COMMISSIONER OF TAXATION of the Adelaide Branch of the Australian Taxation Office located at 191 Pulteney Street, Adelaide, S.A. 5000 has brought a summons in Action No. 318 of 1999 in the Supreme Court of South Australia seeking the winding up of Morespark Pty Limited. The summons is listed for hearing on Tuesday, 20 April 1999 at not before 2.15 p.m. Any creditor or contributory of Morespark Pty Limited wishing to be heard on the summons must file and serve a notice in accordance with Rule 20 of the Corporations (South Australia) Rules 1993, at least three business days before the day on which the summons is listed for hearing and must attend at the Supreme Courthouse, Victoria Square, Adelaide at the time set for the hearing of the summons. A copy of the summons and affidavit in support can be obtained on payment of the proper cost from the Deputy Commissioner of Taxation, 191 Pulteney Street, Adelaide, S.A. 5000.

SYNOPHARN INTERNATIONAL PTY LTD

(ACN 076 266 870)

ON 23 March 1999, the Supreme Court of South Australia in Action No. 1705 of 1998, made an order for the winding up of Synopharn International Pty Ltd and appointed Mark Christopher Hall, 26 Flinders Street, Adelaide, S.A. 5000 to be the liquidator of that company.

MELLOR OLSSON, 5th Floor, 80 King William Street, Adelaide, S.A. 5000, solicitors for the plaintiff.

THE HELLENIC ATHLETIC AND SOCCER CLUB OF SOUTH AUSTRALIA INC.

THE DEPUTY COMMISSIONER OF TAXATION of the Adelaide Branch of the Australian Taxation Office located at 191 Pulteney Street, Adelaide, S.A. 5000 has brought a summons in Action No. 317 of 1999 in the Supreme Court of South Australia seeking the winding up of The Hellenic Athletic and Soccer Club of South Australia Inc. The summons is listed for hearing on Tuesday, 20 April 1999 at not before 2.15 p.m. Any creditor or contributory of The Hellenic Athletic and Soccer Club of South Australia Inc. wishing to be heard on the summons must file and serve a notice in accordance with Rule 20 of the Corporations (South Australia) Rules 1993, at least three business days before the day on which the summons is listed for hearing and must attend at the Supreme Courthouse, Victoria Square, Adelaide at the time set for the hearing of the summons. A copy of the summons and affidavit in support can be obtained on payment of the proper cost from the Deputy Commissioner of Taxation, 191 Pulteney Street, Adelaide, S.A. 5000.

TOWNSEND CONTROLS PTY LTD

(ACN 008 017 614)

ST GEORGE BANK LIMITED has brought a summons in Action No. 331 of 1999 in the Supreme Court of South Australia seeking the winding up of Townsend Controls Pty Ltd. The summons is listed for hearing on Tuesday, 20 April 1999 at not before 2.15 p.m. Any creditor or contributory of Townsend Controls Pty Ltd wishing to be heard on the summons must file and serve a notice in accordance with Rule 20 of the Corporations (South Australia) Rules 1993 at least three business days before the day on which the summons is listed for hearing and must attend at the Supreme Courthouse, Victoria Square, Adelaide at the time set for the hearing of the summons. A copy of the summons and the affidavit in support can be obtained on payment of the proper cost from Ward & Partners, solicitors, 26 Flinders Street, Adelaide, S.A. 5000.

VISUAL IMPRESSIONS PTY LIMITED

(ACN 008 056 111)

ON 23 March 1999 the Supreme Court of South Australia in Action No. 142 of 1999 made an order for the winding up of Visual Impressions Pty Limited and appointed Bruce Neil Mulvaney, 22 Grenfell Street, Adelaide, S.A. 5000 to be the liquidator of that company.

AUSTRALIAN GOVERNMENT SOLICITOR, Level 20, Grenfell Centre, 25 Grenfell Street, Adelaide, S.A. 5000, solicitors for the plaintiff.

SOUTH AUSTRALIA—In the Supreme Court. No. 517 of 1997. In the matter of Williams & Bissi Pty Ltd (in liquidation) (ACN 008 143 388) and in the matter of the Corporations Law.

Notice of Release of Liquidator and Dissolution of the Company

Take notice that by order of the Supreme Court of South Australia, dated 8 March 1999, I, John Sheahan, Level 8, 26 Flinders Street, Adelaide, S.A. 5000, the liquidator of the abovenamed company, was granted my release as liquidator and the company was dissolved as at the date of this order.

Dated 23 March 1999.

J. SHEAHAN, Liquidator

ATTENTION

CUSTOMERS requiring a proof of their notice for inclusion in the *Government Gazette*, please note that the onus is on you to inform Riverside 2000 of any subsequent corrections by **10 a.m. on Thursday**, which is our publication deadline.

For any corrections to your notice please phone 8207 1045 or Fax 8207 1040 **before** 10 a.m. on Thursday.

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

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

NOTE: Closing time for lodging new copy (either fax or hard copy) is 4 p.m. on Tuesday preceding the day of publication. Ph. 8207 1045—Fax 8207 1040.