



# THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

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ADELAIDE, THURSDAY, 20 DECEMBER 2012

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## GOVERNMENT GAZETTE NOTICES

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

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

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. 56 of 2012—Telecommunications (Interception) Act 2012. An Act for enabling SA Police and the Independent Commissioner Against Corruption to be declared agencies for the purposes of the Telecommunications (Interception and Access) Act 1979 of the Commonwealth; to repeal the Telecommunications (Interception) Act 1988; and for other purposes.

By command,  
JAY WILSON WEATHERILL, Premier

DPC06/0875

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Construction Industry Training Board, pursuant to the provisions of the Construction Industry Training Fund Act 1993:

Deputy Member: (from 20 December 2012 until 25 July 2014)

Lisa Smith (Deputy to Laird)

By command,  
JAY WILSON WEATHERILL, Premier

MEHES12/027CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Training and Skills Commission, pursuant to the provisions of the Training and Skills Development Act 2008:

Member: (from 1 January 2013 until 31 December 2014)

Adrian Lee Smith  
Adrienne Nieuwenhuis  
John Duncan Anselan Buchanan  
Kylie Heneker  
Paul John Dowd  
Janet Margaret Giles  
Michael Stockton Keating  
Lindsay Anne Palmer  
Stephen Kenseley Myatt

Deputy Member: (from 1 January 2013 until 31 December 2014)

Ian Ward Curry (Deputy to Giles)  
Andrew Downs (Deputy to Myatt)

Chair: (from 1 January 2013 until 31 December 2014)  
Adrian Lee Smith

Deputy Chair: (from 1 January 2013 until 31 December 2014)

Adrienne Nieuwenhuis

By command,  
JAY WILSON WEATHERILL, Premier

MEHES12/025CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Art Gallery Board, pursuant to the provisions of the Art Gallery Act 1939:

Member: (from 20 December 2012 until 19 December 2015)  
Carolyn Sue Tweddell

By command,  
JAY WILSON WEATHERILL, Premier

ASACAB007-02

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Multicultural and Ethnic Affairs Commission, pursuant to the provisions of the South Australian Multicultural and Ethnic Affairs Commission Act 1980:

Member: (from 1 January 2013 until 31 December 2014)

Daniela Valentina Conesa  
Vikram Madan  
Vesna Drpac  
Miriam Silva

Member: (from 29 January 2013 until 31 December 2014)

Joseph Masika  
Branka King

By command,  
JAY WILSON WEATHERILL, Premier

12MMA008SC

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Jay Wilson Weatherill, MP, Premier and Minister for State Development to be appointed as Acting Minister for Agriculture, Food and Fisheries, Acting Minister for Forests, Acting Minister for Regional Development and Acting Minister for Tourism for the period from 7 January 2013 to 13 January 2013 inclusive, during the absence of the Honourable Elizabeth Gail Gago, MLC.

By command,  
JAY WILSON WEATHERILL, Premier

DPC12/060CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Jay Wilson Weatherill, MP, Premier and Minister for State Development to be appointed as Acting Minister for the Status of Women on 13 January 2013, during the absence of the Honourable Elizabeth Gail Gago, MLC.

By command,  
JAY WILSON WEATHERILL, Premier

DPC12/060CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable John Robert Rau, MP, Deputy Premier, Attorney-General, Minister for Planning and Minister for Business Services and Consumers to be appointed as Acting Minister for Transport and Infrastructure and Acting Minister for Housing and Urban Development for the period from 11 January 2013 to 27 January 2013 inclusive, during the absence of the Honourable Patrick Frederick Conlon, MP.

By command,  
JAY WILSON WEATHERILL, Premier

DPC12/060CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Grace Portolesi, MP, Minister for Education and Child Development to be appointed as Acting Minister for Health and Ageing, Acting Minister for Mental Health and Substance Abuse and Acting Minister for the Arts on 11 January 2013, during the absence of the Honourable John David Hill, MP.

By command,  
JAY WILSON WEATHERILL, Premier

DPC12/060CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Michael Francis O'Brien, MP, Minister for Finance and Minister for the Public Sector to be appointed as Acting Minister for Police, Acting Minister for Correctional Services, Acting Minister for Emergency Services, Acting Minister for Road Safety and Acting Minister for Multicultural Affairs for the period from 2 January 2013 to 20 January 2013 inclusive, during the absence of the Honourable Jennifer Mary Rankine, MP.

By command,  
JAY WILSON WEATHERILL, Premier

DPC12/060CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Jay Wilson Weatherill, MP, Premier and Minister for State Development to be appointed as Acting Minister for Sustainability, Environment and Conservation, Acting Minister for Water and the River Murray and Acting Minister for Aboriginal Affairs and Reconciliation for the period from 11 January 2013 to 18 January 2013 inclusive, during the absence of the Honourable Paul Caica, MP.

By command,  
JAY WILSON WEATHERILL, Premier

DPC12/060CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Ian Keith Hunter, MLC, Minister for Communities and Social Inclusion, Minister for Social Housing, Minister for Disabilities, Minister for Youth and Minister for Volunteers to be appointed as Acting Minister for Education and Child Development for the period from 13 January 2013 to 20 January 2013 inclusive, during the absence of the Honourable Grace Portolesi, MP.

By command,  
JAY WILSON WEATHERILL, Premier

DPC12/060CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Chloë Catienne Fox, MP, Minister for Transport Services to be appointed as Acting Minister for Industrial Relations and Acting Minister for State/Local Government Relations for the period from 2 January 2013 to 6 January 2013 inclusive, during the absence of the Honourable Russell Paul Wortley, MLC.

By command,  
JAY WILSON WEATHERILL, Premier

DPC12/060CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Thomas Richard Kenyon, MP, Minister for Employment, Higher Education and Skills, Minister for Science and Information Economy and Minister for Recreation and Sport to be appointed as Acting Minister for Industrial Relations and Acting Minister for State/Local Government Relations for the period from 7 January 2013 to 15 January 2013 inclusive, during the absence of the Honourable Russell Paul Wortley, MLC.

By command,  
JAY WILSON WEATHERILL, Premier

DPC12/060CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Patrick Frederick Conlon, MP, Minister for Transport and Infrastructure and Minister for Housing and Urban Development to be appointed as Acting Minister for Transport Services for the period from 7 January 2013 until 10 January 2013 inclusive, during the absence of the Honourable Chloë Catienne Fox, MP.

By command,  
JAY WILSON WEATHERILL, Premier

DPC12/060CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Thomas Richard Kenyon, MP, Minister for Employment, Higher Education and Skills, Minister for Science and Information Economy and Minister for Recreation and Sport to be appointed as Acting Minister for Transport Services for the period from 11 January 2013 to 20 January 2013 inclusive, during the absence of the Honourable Chloë Catienne Fox, MP.

By command,  
JAY WILSON WEATHERILL, Premier

DPC12/060CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint Hugh Kirkman as a part-time Commissioner of the Environment, Resources and Development Court of South Australia for a term of five years commencing on 20 December 2012 and expiring on 19 December 2017, pursuant to Section 10 of the Environment, Resources and Development Court Act 1993.

By command,  
JAY WILSON WEATHERILL, Premier

AGO0177/02CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has revoked the appointment of Christine Ruth Swift as the Commissioner for Legislation Revision and Publication, effective from 20 December 2012, pursuant to the provisions of the Legislation Revision and Publication Act 2002 and Section 36 of the Acts Interpretation Act 1915.

By command,  
JAY WILSON WEATHERILL, Premier

AGO0234/12CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint Richard Allan Ewart to the position of Commissioner for Legislation Revision and Publication commencing from 20 December 2012, pursuant to Section 4 of the Legislation Revision and Publication Act 2002.

By command,  
JAY WILSON WEATHERILL, Premier

AGO0234/12CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint Barry Joseph Grear as Fund Administrator of the State Emergency Relief Fund commencing on 20 December 2012 and expiring on 28 November 2015, pursuant to Section 68 of the Constitution Act 1934.

By command,  
JAY WILSON WEATHERILL, Premier

DCSICS/12/024

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint Ian Garnham as a Member of the Residential Tenancies Tribunal, for a period commencing on 12 January 2013 and expiring on 30 June 2013, pursuant to the provisions of the Residential Tenancies Act 1995.

By command,  
JAY WILSON WEATHERILL, Premier

MCA0008/12CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has revoked the appointment of Michelle Taylor, Craig Wilton and Kimberley Riggs as Deputy Registrars of the Residential Tenancies Tribunal, effective from 20 December 2012, pursuant to the Residential Tenancies Act 1995 and Section 36 of the Acts Interpretation Act 1915.

By command,  
JAY WILSON WEATHERILL, Premier

MCA0008/12CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint Edward John Brittle as a Visiting Inspector for the purposes of the Correctional Services Act 1982, pursuant to Section 20 of the Correctional Services Act 1982.

By command,  
JAY WILSON WEATHERILL, Premier

12MCS031SC

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint Lauren Therese Vella, Robin Rotgans and Yolonde Shandel Tregenza as Deputy Registrars of the Residential Tenancies Tribunal, for a period commencing on 20 December 2012 and expiring on 19 December 2015, pursuant to the provisions of the Residential Tenancies Act 1995.

By command,  
JAY WILSON WEATHERILL, Premier

MCA0008/12CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has revoked the appointments of Michael Joy, George Parker and Leoni Hutson as Visiting Inspectors for the purposes of the Correctional Services Act 1982, pursuant to Section 20 of the Correctional Services Act 1982 and Section 36 of the Acts Interpretation Act 1915.

By command,  
JAY WILSON WEATHERILL, Premier

12MCS031SC

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint Marie Stella Alvino, Harrison Juliet Anderson, Peter Vance Carey, Stavros Georgiadis and Roger Thomas Vincent as Members of the Residential Tenancies Tribunal, for a period commencing on 1 January 2013 and expiring on 30 June 2013, pursuant to the provisions of the Residential Tenancies Act 1995.

By command,  
JAY WILSON WEATHERILL, Premier

MCA0008/12CS

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint the people listed as Justices of the Peace for South Australia for a period of ten years commencing from 20 December 2012 and expiring on 19 December 2022, it being a condition of appointment that the Justices of the Peace must take the oaths required of a Justice under the Oaths Act 1936 and return the oaths form to the Justice of the Peace Services within three months of the date of appointment, pursuant to Section 4 of the Justices of the Peace Act 2005:

Katherine Clare Andersen  
James Anthony  
Bruce Alexander Backler  
Philip James Badcock  
Brian James Bannan  
Karen Lyn Beard  
Elaine Mhairi Bensted  
Lucyna Dorota Biggs  
Leith Blanche  
Grant Kenneth Bolton  
Max Ashurst Bratton  
Paul Nathan Broadbridge  
Diane Helen Brooks  
Heather Annie Brown  
Robert James Butler  
John Anthony Callisto  
Susan Mary Caloghiris  
Janine Andre Carger  
Sherelle Jayne Coutts

Department of the Premier and Cabinet  
Adelaide, 20 December 2012

HIS Excellency the Governor in Executive Council has been pleased to appoint Peter John Duffy as a Member of the Residential Tenancies Tribunal, for a period commencing on 31 December 2012 and expiring on 30 June 2013, pursuant to the provisions of the Residential Tenancies Act 1995.

By command,  
JAY WILSON WEATHERILL, Premier

MCA0008/12CS

Lynette Alison Czerwonka  
 Bernadette Anne Douglas  
 Robert James Bryce Dridan  
 Jerzy Julian Dudzinski  
 Alan John Ely  
 Desmond Peter Evans  
 Felicity Fae Fawcett  
 Samantha Yvette Fletcher  
 Kenneth Donald Gamble  
 George Gilbert  
 Jillian Kay Gourlay  
 Rodger Bruce Griffiths  
 Willem Hagenus  
 Neville Hatwell  
 Peter Reginald Hewish  
 Peter Michael Hewitt  
 Lindsay John Gillen McInnis  
 Alan Franklin Morris  
 Andrew Michael Sbroiavacca  
 Giuseppe Scalzi  
 Margret Christina Scheil  
 Anthony John Stoll  
 Robert Douglas Tidd  
 Theodore Stephen Vitagliano  
 Lam Duc Vu  
 David William Wake  
 Peter Desmond Wake  
 Andrew Paul Weckert  
 Vicki Ann White  
 Edward Francis Williams  
 Tadeusz Zimny

By command,

JAY WILSON WEATHERILL, Premier

JP12/063CS

## DEVELOPMENT ACT 1993: SECTION 48

### DECISION BY THE GOVERNOR

#### Preamble

1. On 6 January 2011, the Minister for Urban Development and Planning published in the *South Australian Government Gazette* a declaration under Section 46 of the Development Act 1993 (the Act) in respect of any development of a kind listed in Schedule 1 of that notice in the parts of the State listed in Schedule 2 of that notice.

2. The development proposed by Centrex Metals Ltd to establish and operate a Deep Water Port Facility (Port Spencer)—Stage 1, north of Tumby Bay on the Eyre Peninsula, is the subject of a development application lodged on 18 February 2011.

3. In accordance with the declaration referred to in paragraph 1 of this Preamble, the proposed development has been under consideration under Division 2 of Part 4 of the Act. The proposed development has been the subject of a Public Environmental Report and an Assessment Report under Sections 46 and 46 C of the Act, and is hereafter referred to as the 'proposed Major Development'.

4. I am satisfied that the Public Environmental Report and Assessment Report prepared in relation to the proposed Major Development are appropriate and have had regard, when considering the proposed Major Development, to all relevant matters under Section 48 (5).

5. I have decided to grant a provisional development authorisation to the proposed Major Development, whilst reserving the decision on specified matters until further assessment of the proposed development.

#### NOTICE

#### Decision

PURSUANT to Section 48 of the Development Act 1993 and with the advice and consent of the Executive Council, and having due regard to the matters set out in Section 48 (5) and all other relevant matters, I:

- (a) grant a provisional development authorisation in relation to the proposed Major Development under Section 48 (6), subject to the conditions set out in Part B below;

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

#### PART A: RESERVED MATTERS

The following are the matters reserved for further assessment:

- (a) compliance with the Building Rules in relation to all aspects of the proposed Major Development relating to building works (refer to conditions and Notes to Proponent below);
- (b) road upgrades for the Lincoln Highway, Swaffers Road and associated roads (including overtaking lanes, turning lanes and intersections), finalised plans, drawings, specifications and financial arrangements (including Deeds of Agreement with road authorities), which are to be prepared to the reasonable satisfaction of the Department of Planning, Transport & Infrastructure and the District Council of Tumby Bay (refer to conditions and Notes to Proponent below);
- (c) road upgrades for the Lipson Cove Road, finalised plans, drawings, specifications and financial arrangements (including Deeds of Agreement with road authorities), which are to be prepared to the reasonable satisfaction of the District Council of Tumby Bay and the Department of Planning, Transport & Infrastructure (refer to conditions and Notes to Proponent below);
- (d) a Road Maintenance and Monitoring Agreement for Swaffers Road and the Lipson Cove Road (including associated intersections) between Centrex Metals Ltd and the District Council of Tumby Bay (refer to conditions and Notes to Proponent below);
- (e) road upgrades for the Balumbah—Kinnarird Road and associated roads (including intersections with the Lincoln Highway), finalised plans, drawings, specifications and financial arrangements (including Deeds of Agreement with road authorities), which are to be prepared to the reasonable satisfaction of the District Council of Cleve and the Department of Planning, Transport & Infrastructure (refer to conditions and Notes to Proponent below);
- (f) road upgrades for the Murdinga—Murlong Road and associated roads (including intersections with the Birdseye Highway), finalised plans, drawings, specifications and financial arrangements (including Deeds of Agreement with road authorities), which are to be prepared to the reasonable satisfaction of the District Council of Cleve and the Department of Planning, Transport & Infrastructure (refer to conditions and Notes to Proponent below);
- (g) a Road Maintenance and Monitoring Agreement for the Balumbah—Kinnarird Road and the Murdinga—Murlong Road between Centrex Metals Ltd and the District Council of Cleve (refer to conditions and Notes to Proponent below);
- (h) the Construction Environmental Management and Monitoring Plan (CEMMP) for the pre-construction and construction phases, the finalised and consolidated version of which is to be prepared to the reasonable satisfaction of the Environment Protection Authority, other relevant government agencies and the District Council of Tumby Bay (refer to conditions and Notes to Proponent below);

- (i) the Operational Environmental Management and Monitoring Plan (OEMMP) for the operational phase of the development, the finalised and consolidated version of which is to be prepared to the reasonable satisfaction of the Environment Protection Authority, other relevant government agencies and the Tumby Bay District Council (refer to conditions and Notes to Proponent below);
- (j) the Revegetation and Rehabilitation Plan and Vegetation Management Plan, finalised and consolidated versions of which are to be prepared to the reasonable satisfaction of the Native Vegetation Council and the Eyre Peninsula Natural Resources Management Board (refer to conditions and Notes to Proponent below);
- (k) a Management and Monitoring Plan for Rogers Beach, which is to be prepared in consultation with the District Council of Tumby Bay and to the reasonable satisfaction of the Department of Environment, Water and Natural Resources and the Eyre Peninsula Natural Resources Management Board;
- (l) a Beach Profile Monitoring and Sediment Management Plan, which is to be prepared to the reasonable satisfaction of the Coast Protection Board; and
- (m) a Fire Management Plan, which is to be prepared to the reasonable satisfaction of the Country Fire Service.

PART B: CONDITIONS OF PROVISIONAL DEVELOPMENT  
AUTHORISATION

1. No works on any part of the proposed Major Development shall commence until a favourable decision has been notified to the applicant by me or my delegate in respect of all reserved matters and a final authorization issued.

2. A decision on Building Rules compliance will only be made after a Building Rules assessment and certification has been undertaken and issued by the District Council of Tumby Bay, or a private certifier, in accordance with the provisions of the Development Act 1993, and after the Minister for Urban Development and Planning receives a copy of all relevant certification documentation, as outlined in Regulation 64 of the Development Regulations 2008 (refer to Notes to Proponent below for further information).

3. Before seeking a decision in respect of the reserved matters, the applicant shall finalise and lodge a consolidated 'Construction Environmental Management and Monitoring Plan' (CEMMP). The CEMMP shall cover the pre-construction and construction phases of the proposed Major Development and shall include a Construction Soil Erosion and Drainage Management Plan (SEDMP), Air Quality Management Plan, Marine Water Quality Management Plan (including monitoring program), Waste Management Plan, Weed and Pest Management Plan, Fire Management Plan, Energy Efficiency Plan and Revegetation and Rehabilitation Plan. The matters to be addressed in the consolidated CEMMP shall generally include, but shall not be limited to, the management, mitigation, and monitoring of, and corrective actions/contingency plans in relation to, the following matters:

- dust and sediment control;
- odour emissions;
- surface and ground water management;
- site contamination;
- waste management (for all waste streams) and overall site clean-up (including litter);
- use and storage of chemicals, oil, construction-related hazardous substances, and of other materials that have the potential to contaminate stormwater, groundwater or the marine environment (including emergency responses);
- noise emissions (including ongoing noise assessment and monitoring to ascertain the effectiveness of noise control measures);
- Aboriginal heritage requirements in accordance with the Aboriginal Heritage Act 1988;
- vegetation clearance;
- introduced plants and animals;

- impacts on seagrass and marine flora;
- impacts on the marine environment (especially noise and turbidity);
- visual impacts (including lighting);
- traffic management strategies;
- effect on existing infrastructure;
- impacts on adjacent land users;
- site security, fencing and safety and management of impacts on local amenity for residents, traffic and adjacent land users;
- periods and hours of construction and operation in accordance with the requirements of the Environment Protection (Noise) Policy 2007; and
- community complaints register regarding the above matters.

4. Before seeking a decision in respect of the reserved matters, the applicant shall finalise and lodge a consolidated 'Operational Environmental Management and Monitoring Plan' (OEMMP). The OEMMP shall cover the post-construction phase of the proposed Major Development and shall include an Air Quality Management Plan, Marine Water Quality Management Plan (including monitoring program), Emergency Response and Incident Management plan (including maritime and terrestrial response processes and procedures), Fire Management Plan, Waste Management Plan, Weed and Pest Management Plan, Maritime Pest Management Plan, Revegetation and Rehabilitation Plan, Vegetation Management Plan, Beach Profile Monitoring and Sediment Management Plan and Site Water Management Plan. The matters to be addressed in the consolidated OEMMP shall generally include, but shall not be limited to, the management, mitigation, and monitoring of, and corrective actions/contingency plans in relation to the following matters:

- dust and sediment control;
- surface and ground water management;
- stormwater management;
- waste management (for all waste streams) and overall site clean-up (including litter);
- chemical, oil, hazardous substances and fuel use and storage (including management/emergency response plans);
- safe shipping activities and navigation;
- sand accretion and deposition;
- coastal hazards;
- impacts on seagrass and marine flora;
- impacts on the terrestrial, coastal and marine environment;
- pest plant and animal species (both terrestrial and marine);
- odour emissions;
- noise emissions (including a monitoring program to ascertain the effectiveness of noise control measures);
- visual impacts (including lighting);
- revegetation and landscaping (including environmental rehabilitation);
- traffic management;
- public access;
- public safety;
- impacts on adjacent land users;
- community complaints register regarding the above matters.

5. No construction activities or building works shall commence until an Environmental Management Implementation Management Plan (EMIP) has been prepared to the reasonable satisfaction of the Environment Protection Authority and the Development Assessment Commission.

6. All works and site activities shall be undertaken in accordance with the approved Construction Environmental Management and Monitoring Plan, Environmental Management Implementation Management Plan and Operational Environmental Management and Monitoring Plan.

7. Construction activities shall be suitably managed to minimise and/or mitigate impacts on the community (especially noise and dust) and the natural environment as far as reasonably practicable.

8. Further engineering designs for the jetty and associated structures shall be prepared and independently certified by a registered engineer, to the reasonable satisfaction of the Department for Planning, Transport and Infrastructure. A certificate as to the structural soundness of the proposed structures shall be submitted to the Development Assessment Commission, prior to the commencement of construction.

9. Transport routes for the delivery of construction materials shall be selected to the reasonable satisfaction of the District Council of Tumby Bay and the Department for Planning, Transport and Infrastructure.

10. Stockpiled soils shall be suitably managed to control dust emissions, erosion and weed infestation.

11. Undeveloped allotments shall be left in a neat and tidy condition, with soil surfaces stabilised to minimise erosion.

12. Water-sensitive urban design measures and practices shall be adopted for the management of run-off, including stormwater capture and reuse.

13. Road designs shall not affect existing natural drainage lines in such a way as to cause flooding.

14. The design of the Swaffers Road upgrade shall avoid any spills of toxic materials from entering the marine environment.

15. Appropriate navigational aids shall be erected in prominent locations, in consultation with the Department for Planning, Transport and Infrastructure, prior to use of the facility for shipping purposes.

16. The proponent shall ensure satisfactory spill and fire fighting facilities and contingencies, determined in consultation with the Department of Planning, Transport and Infrastructure and the Country Fire Service, are in place prior to commencement of operation of the facility.

17. Vegetation screening and landscaping of the site shall commence prior to construction commencing and, when established, must be maintained in good health and condition at all times. A plant must be replaced if or when it dies or becomes seriously diseased within the first growing season after the plant dies or becomes seriously diseased. A weed control program shall also be implemented.

18. The District Council of Tumby Bay shall be given seven days notice, prior to the commencement of works, and be provided with the name and contact facilities for the person responsible for coordinating site works covered by this approval.

#### PART C: NOTES TO PROPONENT

The following is advised to the proponent:

1. Approvals will be required for all components of the development not hereby approved, including:

- the jetty structure and associated loading facilities;
- storage sheds and other storage structures;
- fuel and chemical storage tanks;
- truck weighbridge station;
- the installation of navigational aids;
- all administrative and other buildings and
- any land division to create separate allotments.

2. Further designs and plans (i.e., subject to separate applications to the Development Assessment Commission, as the Governor's delegate, or the District Council of Tumby Bay in the future) will be required should further development approval be sought for additional storage or administrative related buildings or structures.

3. Pursuant to Development Regulation 64, the applicant is advised that the District Council of Tumby Bay or private certifier conducting a Building Rules assessment must:

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

Regulation 64 of the Development Regulations 2008 provides further information about the type and quantity of all Building Rules certification documentation for Major Developments required for referral to the Minister for Planning.

4. The District Council of Tumby Bay or private certifier undertaking Building Rules assessments must ensure that the assessment and certification are consistent with this provisional development authorisation (including any conditions or Notes that apply in relation to this provisional development authorisation).

5. Should the applicant wish to vary the Major Development or any of the components of the Major Development, an application may be submitted, provided that the development application variation remains within the ambit of the Public Environmental Report and Assessment Report referred to in this provisional development authorisation. If an application variation involves substantial changes to the proposal, pursuant to Section 47 of the Development Act 1993, the applicant may be required to prepare an amended Public Environmental Report for public inspection and purchase. An amended Assessment Report may also be required to assess any new issues not covered by the original Assessment Report and a decision made by the Governor pursuant to Section 48 of the Development Act 1993.

6. The applicant's CEMMP and OEMMP should be prepared taking into consideration, and with explicit reference to, relevant EPA policies and guideline documents, including, but not limited to: the Environment Protection (Air Quality) Policy 1994, the Environment Protection (Noise) Policy 2007, the Environment Protection (Water Quality) Policy 2003, the Environment Protection (National Pollutant Inventory) Policy 2008, the EPA Code of Practice for Materials Handling on Wharves 2007, EPA Bunding and Spill Management Guidelines 2012, EPA Handbooks for Pollution Avoidance and the EPA Stormwater Pollution Prevention Codes of Practice, in addition to other legislative requirements and Guidelines/Australian Standards requiring compliance.

7. The following activities in relation to the components of the development hereby approved and/or requiring future approval will require licenses under the Environment Protection Act 1993:

- Bulk Shipping Facility: the conduct of facilities for bulk handling of agricultural crop products, rock, ores, minerals, petroleum products or chemicals to and from any wharf or wharf side facility (including sea-port grain terminals), being facilities handling or capable of handling these materials into or from vessels at a rate exceeding 100 tonnes per day; and
- Petroleum Production, Storage or Processing Works or Facilities: The conduct of works or facilities at which petroleum products are stored in tanks with a total storage capacity exceeding 2 000 cubic metres.

8. All works and activities must be undertaken in accordance with the General Environmental Duty as defined in Part 4, Section 25 (1) of the Environment Protection Act 1993 (which requires that a person must not undertake any activity, which pollutes, or may pollute; without taking all reasonable and practical measures to prevent or minimise harm to the environment), relevant Environment Protection Policies made under Part 5 of the Environment Protection Act 1993, the ANZECC Best Practice Guidelines for Waste Reception Facilities at Ports, Marinas and Boat Harbours in Australia and New Zealand and other relevant publications and guidelines.

9. Pursuant to the Harbors and Navigation Act 1993, the proponent will need to enter into a licence agreement with the Minister for Transport & Infrastructure over adjacent and subjacent land on terms acceptable to the Minister prior to the commencement of construction. Such agreement will require completion of the works to the satisfaction of the Minister, at which time the responsibility and control of the area will be transferred so as to minimise the Minister's ongoing responsibilities. Under the Harbors and Navigation Act 1993, the proponent would also need to apply to the Minister for Transport & Infrastructure to have the harbor defined (and Gazetted) as a 'Port', including a Port Operating Agreement being negotiated between the port operator and the Minister.

10. Prior to the use of the facility for shipping purposes, the Port will be required to be defined under the Harbors and Navigation Act 1993 as a harbor and a port, and that the proponent (or port operator) will be required to enter into a port operating agreement with the Minister for Transport & Infrastructure. The port may be a compulsory pilotage area. Usage of the name 'Port Spencer' is subject to formal approval pursuant to the Geographical Names Act 1991.

11. Pursuant to the Road Traffic Act 1961, the proponent will need to seek approval from the Department of Planning, Transport and Infrastructure (DPTI), as delegated by the Minister for Transport & Infrastructure, for authority to access the construction site with vehicles that do not fall within the definition of 'General Access Vehicle'. This might include such things as construction equipment and vehicles carrying large indivisible construction materials. The proponent will also need to give consideration to application for access to enable Restricted Access Vehicles to have regular access to a network of roads to facilitate the Port's business. This might include access for Road Trains or B-Doubles to transport commodities to and from the Port. If the road network required is not already Gazetted as an approved route for the type of vehicle required, then an application must be made to DPTI to amend the Gazetted route.

An important initial step, as outlined in the Heavy Vehicle Access Framework, is to have an assessment of the route undertaken by an Authorised Route Assessor, at the applicant's cost. This process will identify any upgrades required to make the route safe and suitable for the type of vehicle access requested. As part of the approval/s, the proponent will be required to prepare a list of final transport infrastructure improvement needs upon completion of a full route assessment and the proponent's resolution on double road train/triple road train option. This list should identify the scope, timing and estimated cost of the required improvements. Based on the list, the proponent will be required to enter a Deed of Agreement with DPTI regarding delivery of the infrastructure identified in the list of improvement needs. DPTI will require the assessment of proposed routes any road improvements that are required to cater for the movement of heavy vehicles associated with the mine and Port to be funded by the proponent.

12. The applicant is reminded of its obligations under the Aboriginal Heritage Act 1988 whereby any 'clearance' work, which may require permission to disturb damage or destroy Aboriginal Sites, must be undertaken with the full authorisation of the Minister for Aboriginal Affairs and Reconciliation, according to Section 23 of the Aboriginal Heritage Act 1988.

13. The applicant, and all agents, employees and contractors, such as construction crews, must be conversant with the provisions of the Aboriginal Heritage Act 1988, particularly the requirement to immediately contact the Department of Aboriginal Affairs and Reconciliation in the event that archaeological items (especially skeletal material) are uncovered during earthmoving.

14. The applicant is reminded of its obligations under the Commonwealth Environment Protection and Biodiversity Conservation Act 1999, not to undertake any activity that could

have a significant effect on any matter of National Environmental Significance, without the approval of the Federal Minister for Sustainability, Environment, Water, Population and Communities.

15. As foreign vessels are allowed to port in the marina the proponent would need to consult with Transport SA (Marine Safety Section) to address any requirements of the Australian Quarantine Inspection Service (AQIS) and Australian Customs Service.

16. The wastewater treatment system shall be designed to ensure that the general obligations of the Environment Protection (Water Quality) Policy 2003 are met, and to ensure that effluent does not overflow or escape from drains, pipes, sumps, tanks, storage/treatment basins into any watercourse, or into stormwater drains which do not drain into the effluent collection, treatment and disposal system, except where the effluent complies with criteria in the above Policy.

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

Given under my hand at Adelaide, 20 December 2012.

KEVIN SCARCE, Governor

## DEVELOPMENT ACT 1993: SECTION 48

### *Notice by the Governor*

#### *Preamble*

1. I have given a provisional development authorisation pursuant to Section 48 of the Development Act 1993 for the development of the Port Spencer Deep Water Port (Stage 1) by Centrex Metals Ltd, which authorisation is published in the *South Australian Government Gazette* of 20 December 2012.

2. I wish to delegate certain of my powers under Section 48 to the Minister for Planning.

#### *Delegation*

PURSUANT to Section 48 (8) of the Development Act 1993 and with the advice and consent of the Executive Council, I delegate to the Minister for Planning:

- (a) my power to assess and approve the reserved matters specified in the said provisional development authorisation;
- (b) my power under Section 48 (7a) to permit any variation associated with the said provisional development authorisation;
- (c) in relation to the said provisional development authorisation, or any variation thereof—my power to vary or revoke conditions, or to attach new conditions, under Section 48 (7) (b); and
- (d) if all reserved matters specified in the said provisional development authorisation have been approved, my power to grant a final development authorisation required under Section 48 (2) (b) (i);
- (e) my power under Section 48 (2) (a) to refuse a final development authorisation; and
- (f) my power to cancel the provisional development authorisation or any final development authorisation granted under Section 48 (2) (b) whether in accordance with Section 48 (11) or in accordance with the terms of any of the conditions of the authorisation permitting cancellation.

Given under my hand at Adelaide, 20 December 2012.

KEVIN SCARCE, Governor



## DEVELOPMENT REGULATIONS 2008

## COMPLYING DEVELOPMENT—REGULATION 8A AND SCHEDULE 4

*Areas to be Revoked and Determined by the Minister for the Purposes of Schedule 4—  
Complying Development, Clause 2B—New Dwellings**Preamble*

For the purposes of Section 35 of the Development Act 1993, the development of new dwellings that are located within areas determined by the Minister and that meet the requirements of Clause 2B of Schedule 4 of the Development Regulations 2008, will be complying development.

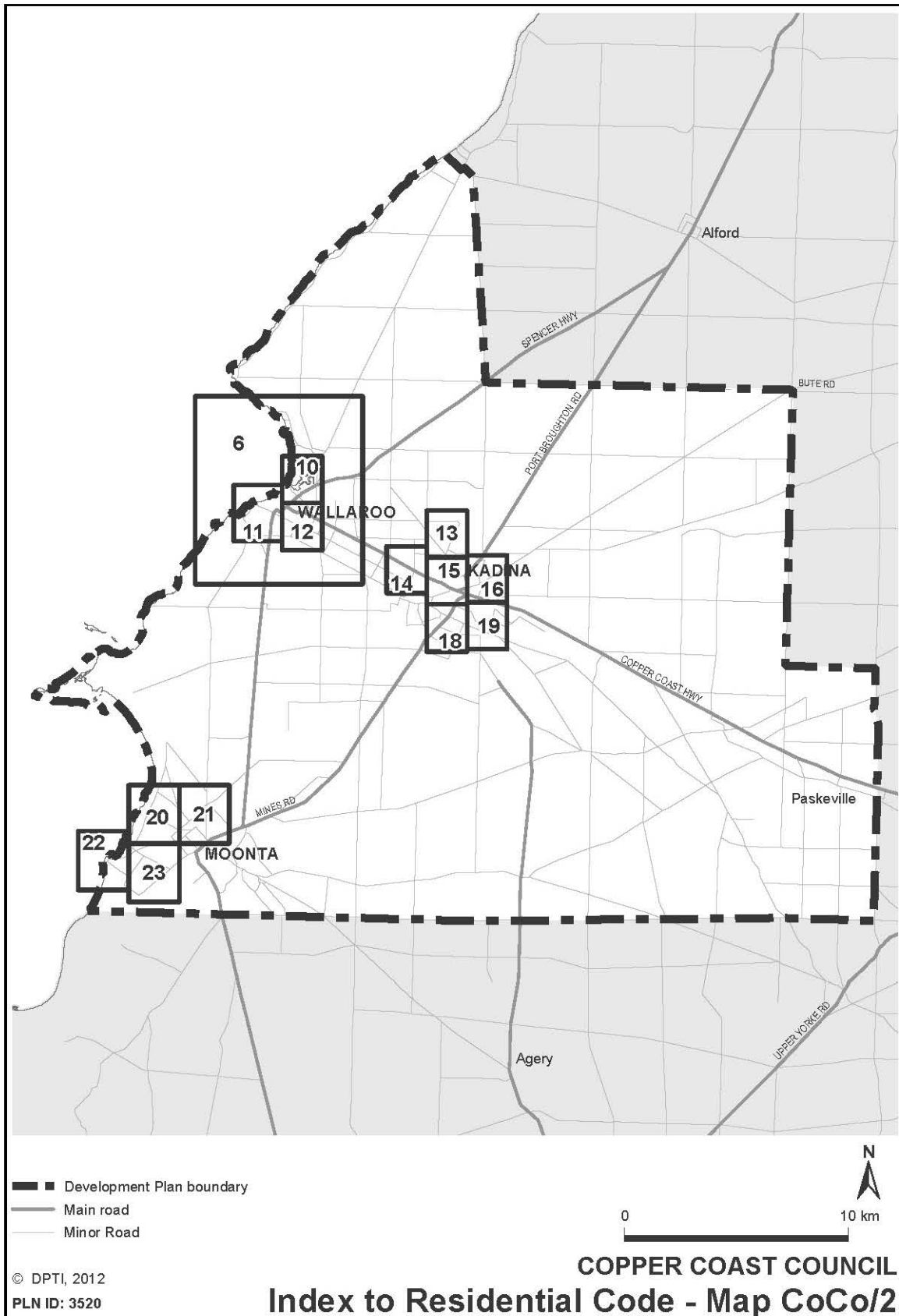
The Minister has decided to extend the existing determined area within the District Council of the Copper Coast under which Clause 2B of Schedule 4 applies. To give effect to this adjustment, the Minister has decided to revoke the existing determined areas for the District Council of the Copper Coast and apply a new determined area.

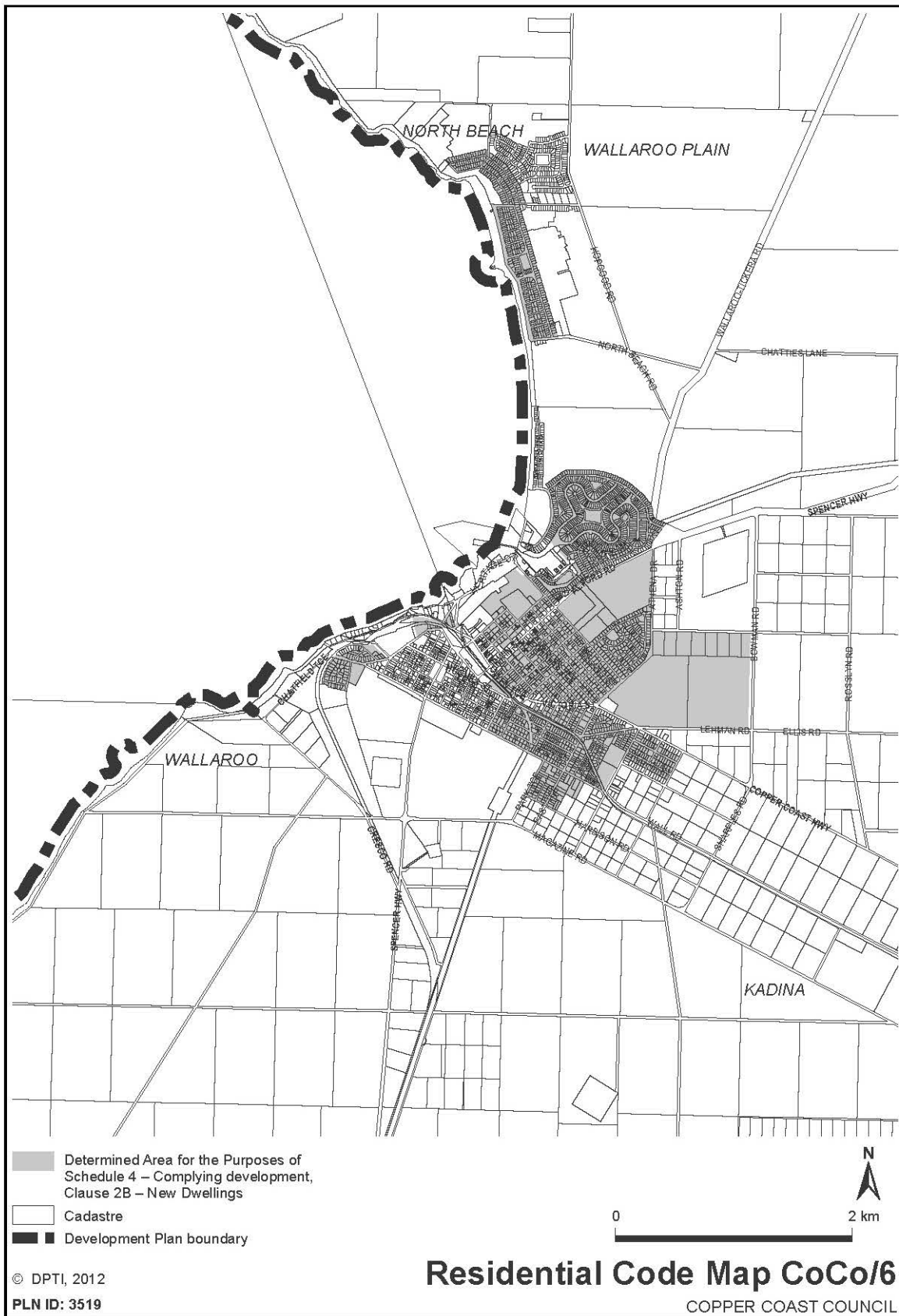
## NOTICE

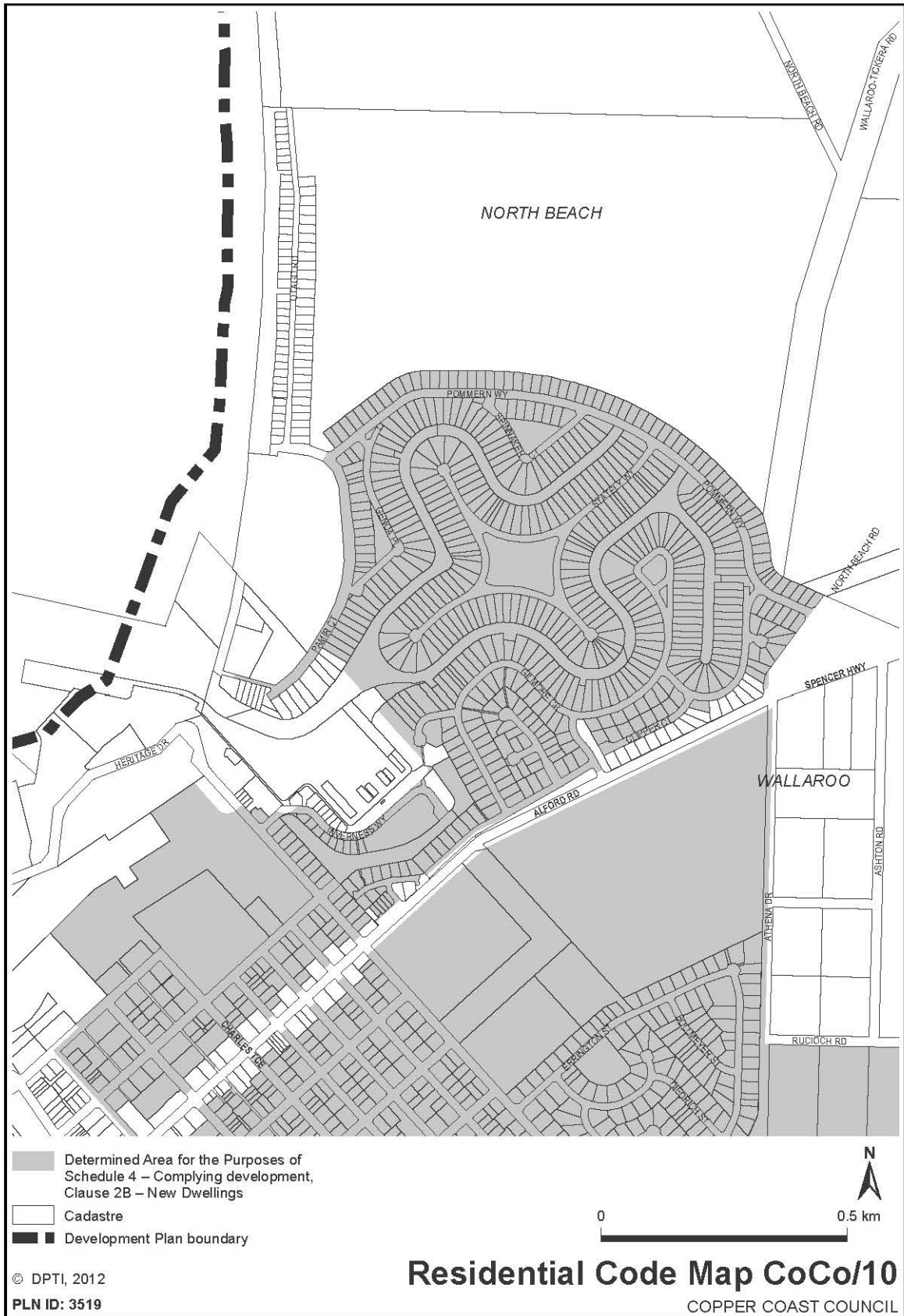
PURSUANT to Schedule 4, Part 2B (1) of the Development Regulations 2008, I, John Rau, being the Minister administering the Development Act 1993, have revoked all existing determined areas applying to the District Council of the Copper Coast as previously published in the *Government Gazette*.

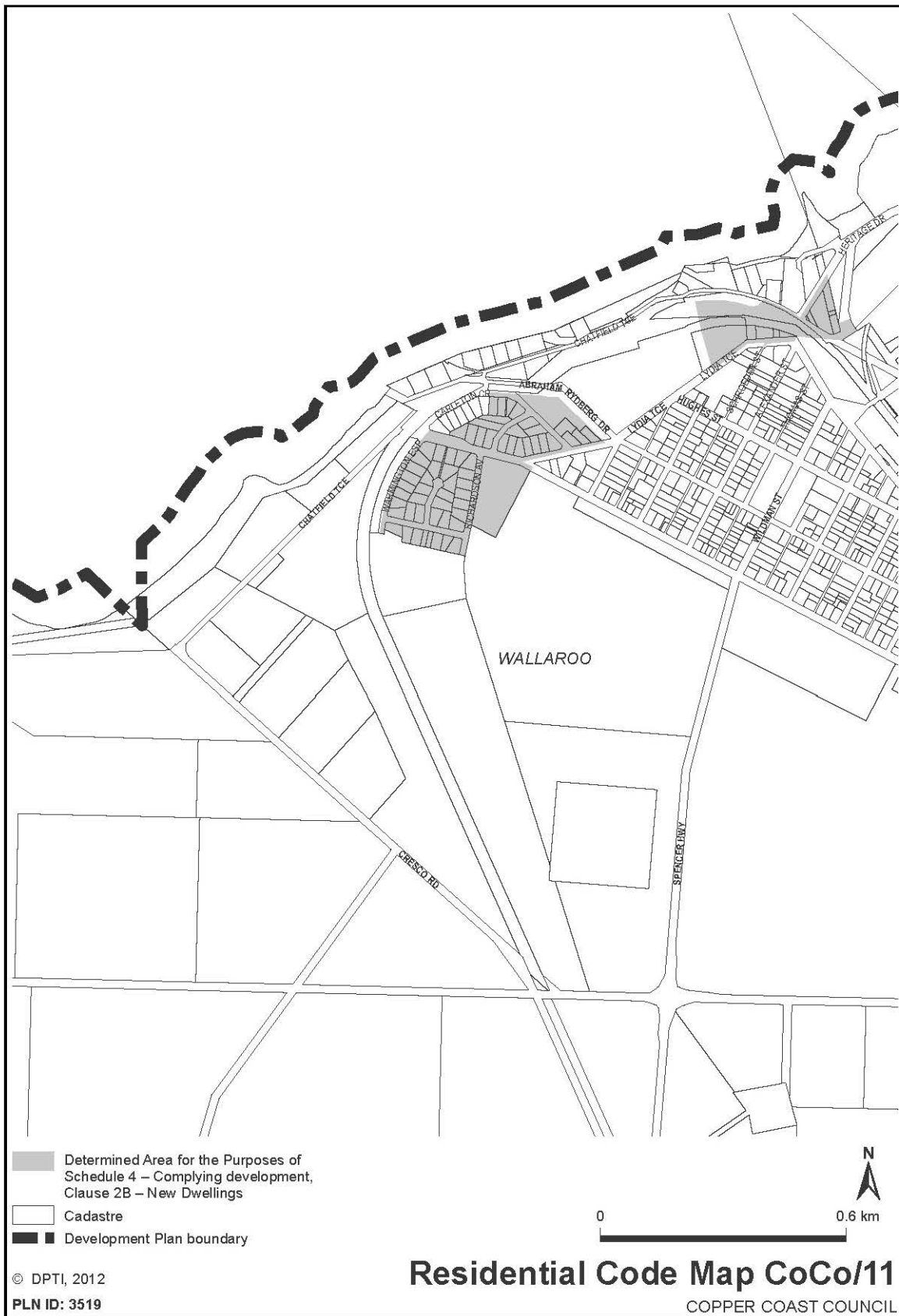
Further, I have determined that Clause 2B of Schedule 4 will, in the District Council of the Copper Coast, apply in relation to the shaded areas shown on the Residential Code Maps attached to this Notice marked 'Attachment A' and fix the day on which this Notice is published in the *Government Gazette* as the day on which the determined area will apply.

ATTACHMENT A

















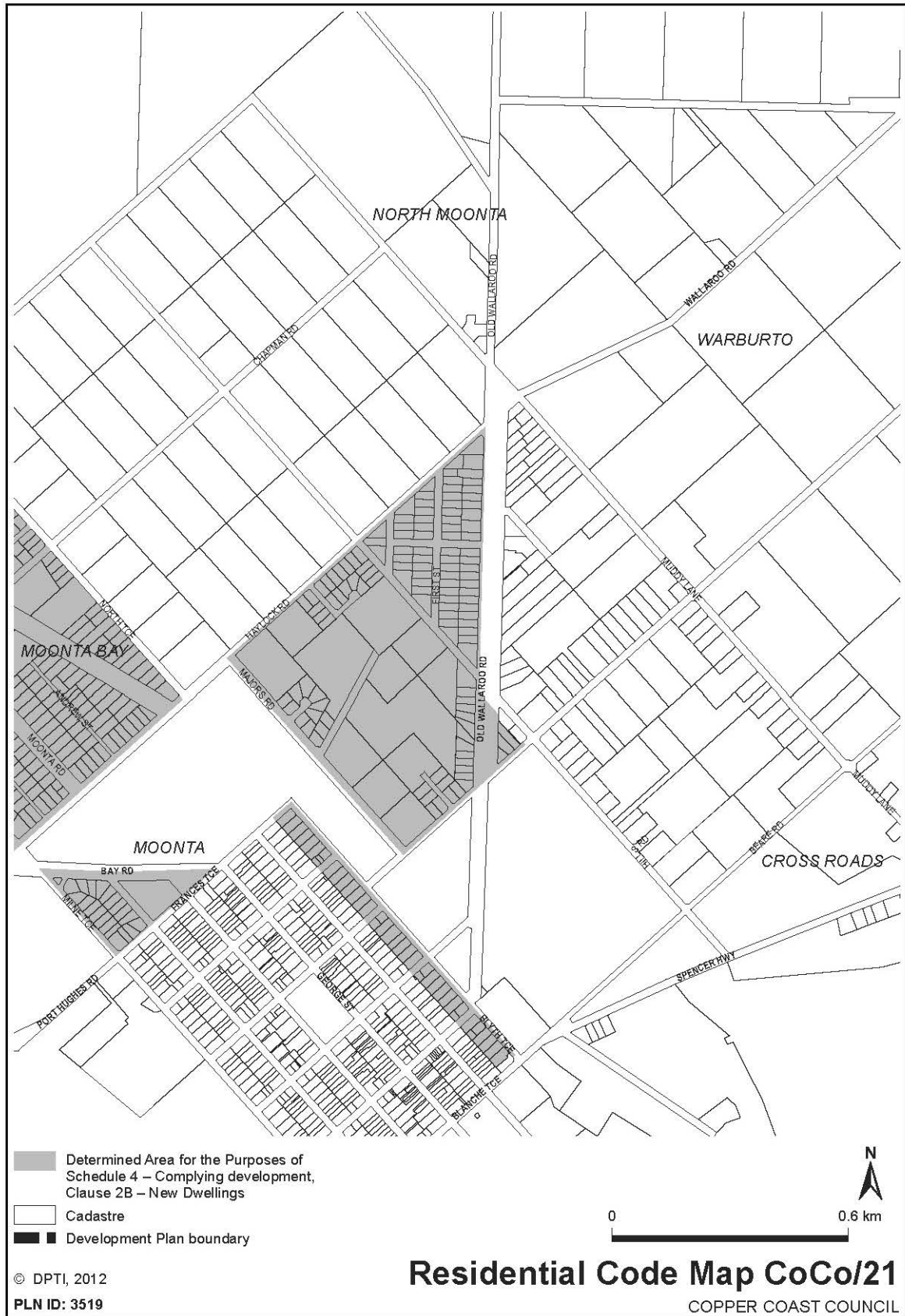


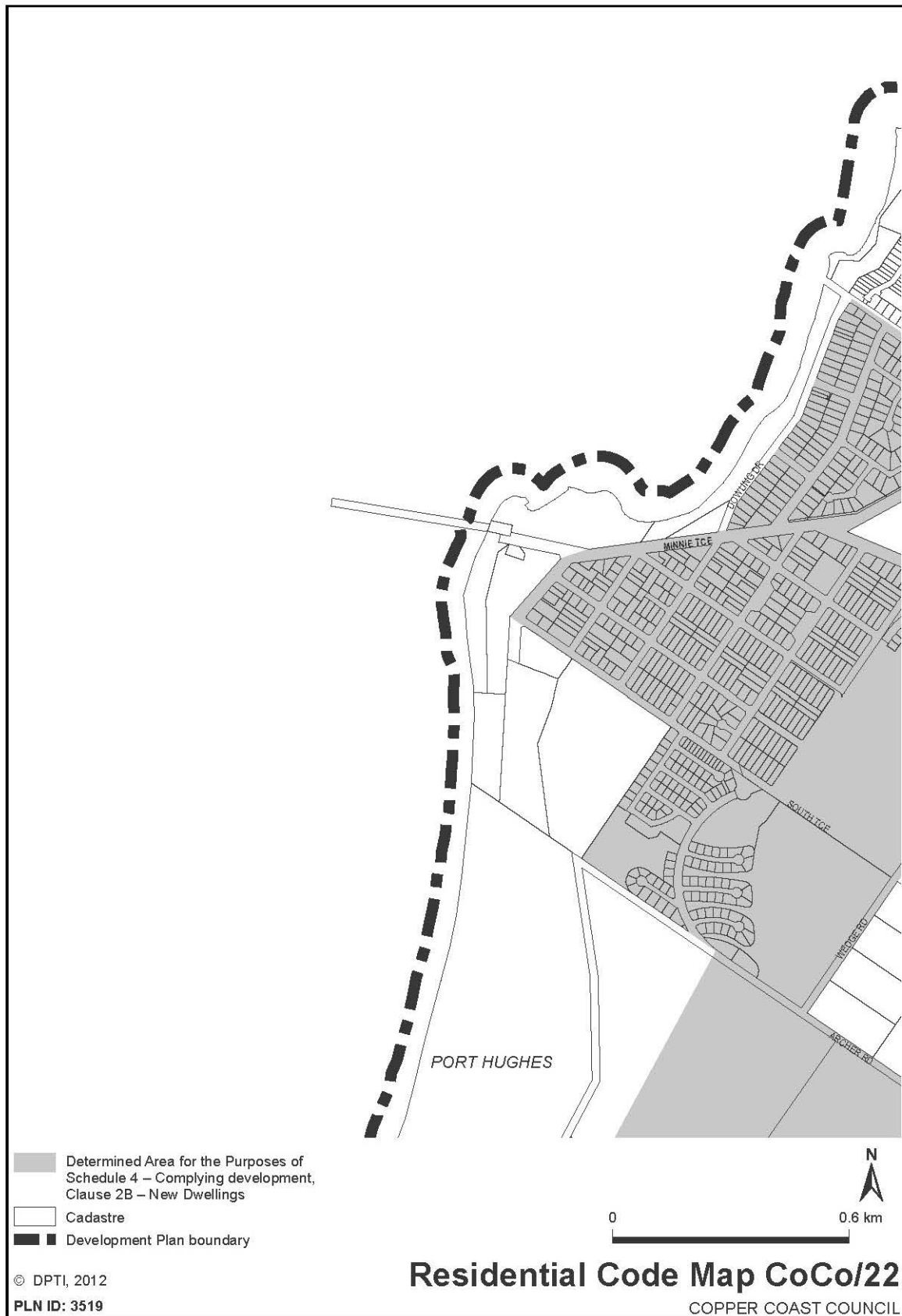














Dated 30 November 2012.

JOHN RAU, Deputy Premier, Minister for Planning



## ENVIRONMENT PROTECTION ACT 1993

*Variation to Existing Approval of Collection Depot*

I, ANDREA KAYE WOODS, Delegate of the Environment Protection Authority ('the Authority'), pursuant to Section 69 of the Environment Protection Act 1993 (SA) ('the Act') hereby:

*Variation to Existing Approval of Collection Depot*

Vary the approval of the collection depot, listed at Schedule 1 of this notice, that was granted under the Act prior to the date of this Notice and impose the conditions of this approval to be as follows:

*Approval of Collection Depot*

The collection depot identified by reference to the following matters is approved:

- (a) the name of the collection depot described in Column 1 of Schedule 1 of this Notice;
- (b) the name of the proprietor of the depot identified in Column 3 of Schedule 1 of this Notice;
- (c) the location of the depot described in Columns 4-6 of Schedule 1 of this Notice.

The collection depot listed at Schedule 1 of this Notice is approved in relation to all classes of containers, which were approved under the Act, at or subsequent to the date of this notice, as Category B Containers.

*Conditions of Approval*

Impose the following conditions on the approval:

- (a) If the Approval Holder's name or postal address (or both) changes, then the Approval Holder must inform the Authority in writing, within 28 days of the change occurring.
- (b) If the collection depot is sold to another party, the Approval Holder must inform the Authority in writing, within 28 days of settlement.
- (c) The Approval Holder who wishes to cease operation of the depot shall notify the Authority in writing no less than 14 days from the date of closing.
- (d) The Approval Holder, or a person acting on his or her behalf, must not pay a refund on, or seek reimbursement for, containers that the Approval Holder, or the person acting on his or her behalf, knows were not purchased in South Australia.
- (e) The Approval Holder must ensure that prominent signage is displayed, detailing the offence and the penalties under Section 69 of the Act, for presenting interstate containers for refund.

## SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
Depot Name	Company/Trading Name	Proprietors	Depot Location Street	Depot Location Suburb	Certificate of Title No. Volume/Folio No.	Collection Area
Kamleh Can Depot	Australian AFO Group Pty Ltd	Xiu Zhen Sun, Jin Liang Zhao	53B Sturt Road	Brighton	5686/118	Metro

## FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE note that the notice made under Section 79 of the Fisheries Management Act 2007, dated 14 February 2012, and published in the *South Australian Government Gazette* No. 10, dated 16 February 2012 (pages 775 and 776); referring to restriction on the use of types of fishing gear is hereby revoked as of 20 December 2012.

Dated 17 December 2012.

P. DIETMAN, Director of Fisheries

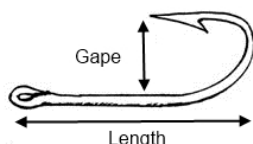
## FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE notice that it is hereby declared that it shall be unlawful for a person to engage in the class of fishing activity specified in Schedule 1, within the location specified in Schedule 2 during the period specified in Schedule 3.

## SCHEDULE 1

Engaging in a fishing activity using any of the following:

- a wire trace or monofilament trace exceeding 1 mm in diameter; and or
- a fishing hook size exceeding 56 mm in length; and or
- fishing hook with a gape of 23 mm; and or



- Any combination or gang of hooks which are joined by threading the point of one through the eye of another.



## SCHEDULE 2

In the waters and adjacent foreshore areas contained within the area from the southern Outer Harbor breakwater (latitude 34°46'59.00"S, longitude 138°28'40.45"E) to Lady Bay Shacks, south of Normanville (latitude 35°28'30.82"S, longitude 138°17'05.26"E) from the mean high water mark to a distance of 500 m seaward.

## SCHEDULE 3

From 0500 hours to 2100 hours between 20 December 2012 to 20 December 2013.

Dated 17 December 2012.

P. DIETMAN, Director of Fisheries

## FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE note that the notice made under Section 115 of the Fisheries Management Act 2007, dated 12 January 2012, and published in the *South Australian Government Gazette* on page 222, dated 19 January 2012, being the first notice on that page, referring to Associate Professor Bronwyn Gillanders of School of Earth and Environmental Sciences, Darling Building, University of Adelaide, S.A. 5005 (the 'exemption holder') with Exemption No. 9902495 granted from 12 January 2012 until 12 January 2013 and varied by notice published in the *South Australian Government Gazette* on page 4680, dated 18 October 2012, being the first notice on that page is hereby varied for the second time.

The notice is varied to add light traps as a permitted device under Schedule 2. Light trap for fish larvae are traps made of clear Perspex (being either box or cylinder) and of height not exceeding 1.5 m and diameter not exceeding 0.5 m.

Dated 14 December 2012.

P. DIETMAN, Director of Fisheries

## FISHERIES MANAGEMENT ACT 2007: SECTION 79

## REGION B CLOSURE

*Closure of Western Zone Abalone Fishery—Commercial Region*

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

## SCHEDULE 1

The act of taking or an act preparatory to the taking of Blacklip Abalone (*Haliotis rubra*) or Greenlip Abalone (*Haliotis laevigata*) for the purpose of trade or business.

## SCHEDULE 2

Region B of the Western Zone Abalone Fishery, which means the waters adjacent to South Australia west of the meridian of longitude commencing at Mean High Water Springs closest to latitude 32°32'33.78"S and longitude 133°51'02.21"E (Point Brown).

## SCHEDULE 3

- From 1 January 2013 until 28 February 2013, inclusive.
- From 1 October 2013 until 31 December 2013, inclusive.

Dated 11 December 2012.

PROFESSOR M. DOROUDI, Executive Director,  
Fisheries and Aquaculture

## FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE notice that it is hereby declared that it shall be unlawful for any person fishing pursuant to a Central Zone Abalone Fishery Licence to engage in any class of fishing activities specified in Schedule 1 within the area specified in Schedule 2, during the periods specified in Schedule 3.

## SCHEDULE 1

The act of taking or an act preparatory to or involved in the taking a total of more than 9 000 kg whole-weight (3 000 kg meat-weight) of Greenlip Abalone (*Haliotis laevigata*) during the period specified in Schedule 3.

The act of taking any Greenlip Abalone (*Haliotis laevigata*) during the periods:

- 1 January 2013 until 28 February 2013; or
- 1 December 2013 until 31 December 2013.

## SCHEDULE 2

The waters of the Central Zone Abalone Fishery commonly known as Tiparra Reef SAU contained within the following co-ordinates (GDA94):

- latitude 34°07'37.732"S, longitude 137°26'48.697"E;
- latitude 34°07'35.904"S, longitude 137°19'33.250"E;
- latitude 34°00'11.989"S, longitude 137°19'30.101"E;
- latitude 34°00'03.797"S, longitude 137°26'46.545"E.

## SCHEDULE 3

During the period 1 January 2013 and 31 December 2013.

Dated 18 December 2012.

P. DIETMAN, Director of Fisheries

## FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE notice that it is hereby declared that it shall be unlawful for any person fishing pursuant to a Central Zone Abalone Fishery Licence to engage in the class of fishing activity specified in Schedule 1 within the area specified in Schedule 2, during the periods specified in Schedule 3.

## SCHEDULE 1

The act of taking or an act preparatory to or involved in the taking of Greenlip Abalone (*Haliotis laevigata*) that less than 13.5 cm in length.

## SCHEDULE 2

The waters of the Central Zone Abalone Fishery.

## SCHEDULE 3

1 January 2013 to 31 December 2013.

Dated 18 December 2012.

P. DIETMAN, Director of Fisheries

## SCHEDULE 2

In all waters of the State.

## SCHEDULE 3

From midnight on 1 January 2013 until midnight on 31 July 2013.

Dated 18 December 2012.

P. DIETMAN, Director of Fisheries

## FISHERIES MANAGEMENT ACT 2007: SECTION 79

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

## SCHEDULE 1

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

## SCHEDULE 2

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

## SCHEDULE 3

From midnight on 1 August 2013 until midnight on 31 December 2013.

Dated 18 December 2012.

P. DIETMAN, Director of Fisheries

## FISHERIES MANAGEMENT ACT 2007: SECTION 79

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

## SCHEDULE 1

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

## SCHEDULE 2

In all the waters of the State.

## SCHEDULE 3

From midnight on 1 August 2013 until midnight on 31 December 2013.

Dated 18 December 2012.

P. DIETMAN, Director of Fisheries

## FISHERIES MANAGEMENT ACT 2007: SECTION 79

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

## SCHEDULE 1

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

## FOOD ACT 2001

## NOTICE OF EXEMPTION

*Provision for the Display of Point-of-Sale Nutritional Information in Supermarkets*

TAKE notice that, pursuant to Section 108 of the Food Act 2001, I, John David Hill, Minister for Health and Ageing, do hereby exempt supermarket businesses from Regulation 10A (4) of the Food Regulations 2002.

Dated 12 December 2012.

JOHN HILL, Minister for Health and Ageing

## GEOGRAPHICAL NAMES ACT 1991

## FOR PUBLIC CONSULTATION

*Notice of Intention to Assign a Name to a Place*

NOTICE is hereby given pursuant to the provisions of the above Act, that the Minister for Transport and Infrastructure seeks public comment on a proposal to assign the name **MOUNT DAILY** to that located on the 1:50 000 Mapsheet Bendieuta (6735-4) at Latitude 31°00'26"S and Longitude 139°14'56"E.

Submissions in writing regarding this proposal may be lodged with the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001, within one month of the publication of this notice.

The plan for this naming proposal can be viewed on the Land Services website located at:

[www.sa.gov.au/landservices/namingproposals](http://www.sa.gov.au/landservices/namingproposals).

Dated 18 December 2012.

M. BURDETT, Surveyor-General, Department of Planning, Transport and Infrastructure

DTEI.2011/18100/01

## GEOGRAPHICAL NAMES ACT 1991

*Notice to Rescind a Name of a Feature*

NOTICE is hereby given pursuant to the provisions of the above Act that I, Michael Burdett, Surveyor-General and Delegate appointed by Patrick Conlon, Minister for Transport and Infrastructure, Minister of the Crown to whom the administration of the Geographical Names Act 1991, is committed DO HEREBY rescind the name **MURDLUNHA** for that feature located on the 1:50 000 Mapsheet Wetaloon (6736-3) at Latitude 30°07'22"S and Longitude 139°07'09"E. The mountain should be known as **MUDLUNHA VAMBATA** and is dual named with Mount John.

Dated 18 December 2012.

M. BURDETT, Surveyor-General, Department of Planning, Transport and Infrastructure

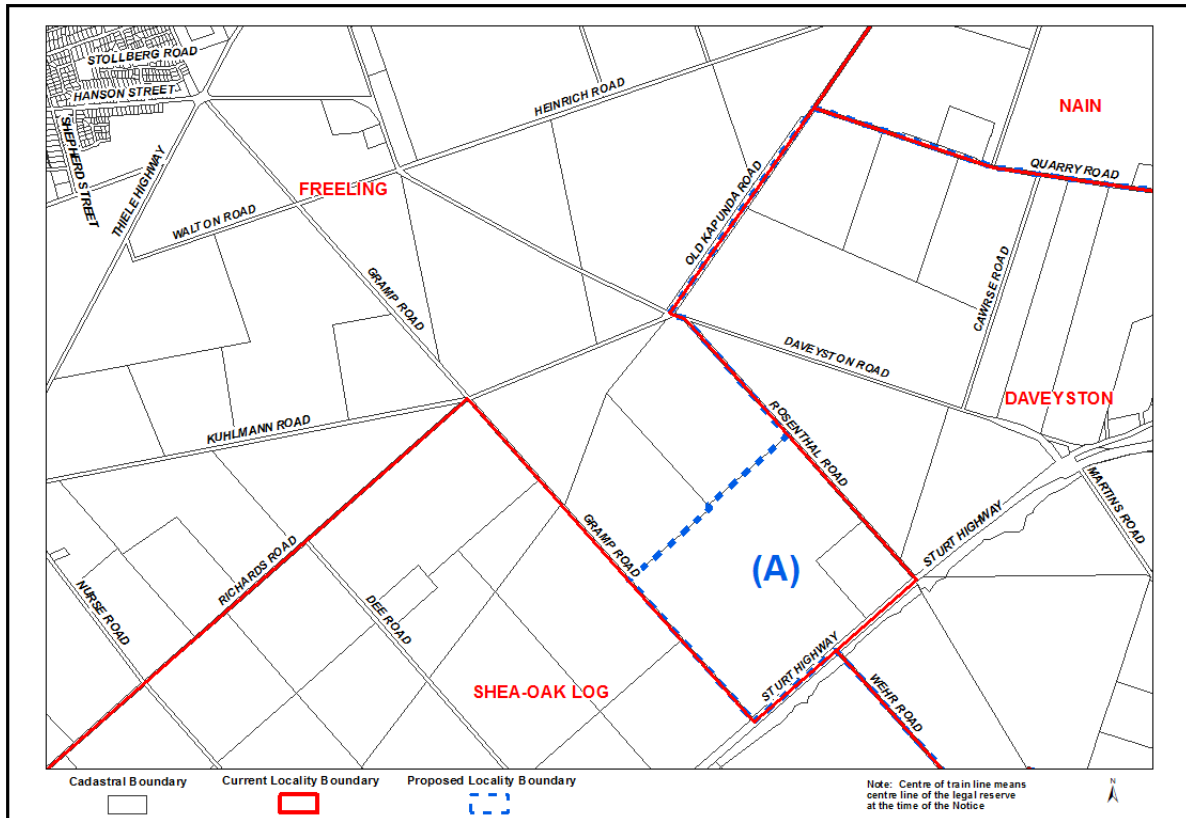
DTEI.2011/18100/01

## GEOGRAPHICAL NAMES ACT 1991

*Notice to Alter the Boundaries of Places*

NOTICE is hereby given pursuant to the provisions of the above Act, that I, Michael Burdett, Surveyor-General and Delegate appointed by Patrick Conlon, Minister for Transport and Infrastructure, Minister of the Crown to whom the administration of the Geographical Names Act 1991, is committed DO HEREBY exclude from the rural locality of **FREELING** and include into the rural locality of **DAVEYSTON** that area marked (A) as shown on the plan below.

## THE PLAN



Dated 18 December 2012.

M. BURDETT, Surveyor-General, Department of Planning, Transport and Infrastructure

DPTI.2012/24102/01

## HOUSING IMPROVEMENT ACT 1940

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

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published	Maximum rental per week payable in respect of each house \$
		Volume	Folio		
19 Alton Avenue, Torrens Park	Allotment 13 in Filed Plan 200, Hundred of Adelaide	5785	653	25.10.12, page 4718	235.00
12 Franklin Street, Kingscote	Allotment 201 in Deposited Plan 75583, Hundred of Menzies	6009	537	24.4.02, page 1651	100.00
Lot 2 (previously known as F/Section 134s Kadina) Kadina-Bute Road, Willamulka	Allotment 2 in Deposited Plan 19808, Hundred of Kadina	5363	113	11.1.96, page 110	5.00 (not fit for human habitation)
62-64 (also known as Lot 19) (previously known as 37) Murray Street, Stockport	Allotment 19 in Deposited Plan 157, Hundred of Alma	5891	740	27.10.11, page 4318	5.00 (not fit for human habitation)
1138 Playford Highway (also known as Lot 10, 41 Boxer Road) (previously known as Section 23), Cygnet River	Allotment 10 in Deposited Plan 45227, Hundred of Menzies	5351	108	24.3.94, page 799	5.00 (not fit for human habitation)
14 Railway Terrace (previously known as Section 118, Government Road), Peake	Section 118, Hundred Plan 721100, Hundred of Peake	5463	217	25.2.93, page 745	5.00 (not fit for human habitation)
11 Railz Road (also known as Lot 100) (previously known as Lot 100, Dukes Highway), Coonalpyn	Allotment 100 in Deposited Plan 26429, Hundred of Livingstone	5237	321	12.5.11, page 1373	171.00

Dated at Adelaide, 18 December 2012.

R. HULM, Director, Corporate Services, Housing SA

## HOUSING IMPROVEMENT ACT 1940

NOTICE is hereby given that the South Australian Housing Trust Board delegate in the exercise of the powers conferred by the Housing Improvement Act 1940, does hereby declare the houses described in the table hereunder to be substandard for the purposes of Part 7 of the Housing Improvement Act 1940.

No. of House and Street	Locality	Allotment, Section, etc.	Certificate of Title	
			Volume	Folio
18 Buchanan Road	Smithfield Plains	Allotment 60 in Deposited Plan 7870, Hundred of Munno Para	5340	389
8 Greenbank Drive	Windsor Gardens	Unit 11 in Strata Plan 2319, Hundred of Adelaide	6015	405
30 Linda Drive	Athelstone	Allotment 49 in Deposited Plan 9775, Hundred of Adelaide	5062	638
7 Mansfield Road	Northfield	Allotment 59 in Deposited Plan 4841, Hundred of Yatala	5495	798
5 Marshall Street	Walleroo	Allotment 5 in Deposited Plan 87, Hundred of Wallaroo	5333	369
48 Nineteenth Street	Renmark	Allotment 121 in Deposited Plan 29974, Hundred of Renmark Irrigation District	5403	373
14 Quick Street	Parafield Gardens	Allotment 37 in Deposited Plan 6993, Hundred of Yatala	5351	590
32 Whitmore Square	Adelaide	Allotment 414 in Filed Plan 182876, Hundred of Adelaide	5405	65
6 Wilton Street	Davoren Park	Lot 701 in Primary Community Plan 24835, Hundred of Munno Para	6016	744

Dated at Adelaide, 20 December 2012.

R. HULM, Director, Corporate Services, Housing SA

## HOUSING IMPROVEMENT ACT 1940

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

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published
		Volume	Folio	
78 Barker Avenue, Flinders Park	Allotment 721 in Deposited Plan 3961, Hundred of Yatala	5716	717	6.2.03, page 468
55A Cardinia Street, Mount Gambier	Allotment 658 in Filed Plan 193650, Hundred of Blanche	5493	344	27.9.12, page 4506
Unit 66, 47 Jarvis Road, Elizabeth Vale	Unit 66 in Strata Plan 3553, Hundred of Munno Para	5039	600	9.12.10, page 5560
Lot 393 (previously known as Lot 12) Penfield Road, Virginia	Allotment 393 in Filed Plan 162742, Hundred of Munno Para	5711	454	29.7.93, page 716
97 Port Road, Queenstown	Allotment 64 in Filed Plan 142505, Hundred of Yatala	5639	885	26.6.75, page 2465
1 Railway Terrace, Dry Creek	Allotment 1 in Deposited Plan 83178, Hundred of Port Adelaide	6055	173	7.5.92, page 1352
7 Railway Terrace, Dry Creek	Allotment 60 in Filed Plan 112094, Hundred of Port Adelaide	5556	852	16.7.87, page 164
Lot 100 (previously known as Port Wakefield Road) Huxtable Road, Virginia	Allotment 100 in Deposited Plan 21072, Hundred of Munno Para	5302	297	7.5.92, page 1353
98 West Street, Brompton	Allotment 74 in Filed Plan 119492, Hundred of Yatala	5808	567	12.1.67, page 107
266 Wright Street, Adelaide	Allotment 92 in Filed Plan 162421, Hundred of Adelaide	5303	950	30.9.93, page 1370

Dated at Adelaide, 20 December 2012.

R. HULM, Director, Corporate Services, Housing SA

**LOCAL GOVERNMENT ACT 1999**

## NOTICE OF APPROVAL OF A REGIONAL SUBSIDIARY

*Council Solutions Regional Authority*

THE ADELAIDE CITY COUNCIL, CITY OF CHARLES STURT, CITY OF MARION, CITY OF SALISBURY, CITY OF TEA TREE GULLY and CITY OF ONKAPARINGA have resolved to establish a regional subsidiary pursuant to Section 43 of the Local Government Act 1999, for the purposes of promoting procurement and service delivery amongst the constituent councils.

Pursuant to Clause 17 of Part 2 of Schedule 2 of the Local Government Act 1999, I approve the establishment of the Council Solutions Regional Authority which will formally come into operation on this date of publication.

The Charter of the Council Solutions Regional Authority is set out below.

RUSSELL WORTLEY, Minister for State/Local Government Relations

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**LOCAL GOVERNMENT ACT 1999**

## COUNCIL SOLUTIONS REGIONAL AUTHORITY

*Regional Subsidiary Charter 2012*

THE CITIES OF ADELAIDE, CHARLES STURT, MARION, ONKAPARINGA, SALISBURY and TEA TREE GULLY have resolved to establish the Council Solutions Regional Authority to come into operation from the date of Gazettal of this Charter.

This subsidiary is established pursuant to Section 43 of the *Local Government Act 1999*, for the purposes of establishing a centre of excellence in procurement and to provide services to and on behalf of the Constituent Councils consistent with the Objects, Functions and Powers conferred by this Charter.

The Charter of the Council Solutions Regional Authority is set out below.

**Council Solutions Regional Authority Charter****1. PRELIMINARY****1.1 Dictionary**

In this Charter:

**Absolute Majority** means a majority of the whole number of the Constituent Councils.

**Act** means the *Local Government Act 1999*.

**Authority** means the Council Solutions Regional Authority.

**Board** means the board of management of the Authority.

**Board Member** means at any time a member of the Board.

**Borrowings Limit** means at any time the amount authorised in the current Annual Plan and Budget of the Authority.

**Budget** means a budget consistent with Clause 7.4 and last adopted by the Board.

**Business Plan** means a Business Plan that conforms to Clause 7.3 and last adopted by the Board.

**Executive Officer** means at any time the executive officer of the Authority and includes that person's deputy or a person acting in that position.

**Constituent Council** means at any time a constituent council in relation to the Authority and on the date of publication of this Charter in the *Gazette* means Adelaide City Council, City of Charles Sturt, City of Marion, City of Onkaparinga, City of Salisbury and City of Tea Tree Gully.

**Financial Year** means 1 July in each year to 30 June in the subsequent year.

**Simple Majority** means a majority of the Board Members present at a Board Meeting and entitled to vote, or a majority decision of the Constituent Councils as the case may be.

**Unanimous Decision** means a decision made by all of the Constituent Councils voting in the same manner.

**1.2 Interpretation**

In this Charter: the singular includes the plural and *vice versa* and words importing a gender include other genders; words importing natural persons include corporations; reference to a section(s) is to a section of the Act and includes any section that substantially replaces that section and deals with the same matter; headings are for ease of reference only and do not affect the construction of this Charter.

**1.3 About this Charter**

1.3.1 This Charter is the charter of the Authority.

1.3.2 This Charter binds the Authority and each Constituent Council.

1.3.3 Despite any other provision in this Charter:

- (a) if the Act prohibits a thing being done, the thing may not be done;
- (b) if the Act requires a thing to be done, Board approval is given for that thing to be done; and
- (c) if a provision of this Charter is or becomes inconsistent with the Act, that provision must be read down or failing that severed from this Charter to the extent of the inconsistency.

1.3.4 This Charter may not be amended except as all the Constituent Councils may agree by Unanimous Decision in the same terms. An amendment is not effective unless and until published in the *Gazette*.<sup>1</sup>

1.3.5 The Constituent Councils may review this Charter at any time, but must in any event review it at least once in every 4 years.<sup>2</sup>

1.3.6 Notwithstanding Clause 1.3.5, the first review of this Charter is to be completed within two years from the date of Gazettal of the Charter.

<sup>1</sup> Schedule 2, Clause 19(5) of the Act requires a copy of the amended charter be given to the Minister and published in the *Gazette*.

<sup>2</sup> Schedule 2, Clause 19(4) of the Act requires this.



- 1.4 This Charter must be read in conjunction with Schedule 2 of the Local Government Act 1999. The Authority shall conduct its affairs in accordance with Schedule 2 of the Act except as modified by this Charter as permitted by Schedule 2 of the Act.
- 2. THE AUTHORITY**
- 2.1 Establishment**  
The Authority is a regional subsidiary established under the Act.
- 2.2 Name**  
The name of the Authority is the Council Solutions Regional Authority trading as 'Council Solutions'.
- 2.3 Corporate Status**  
The Authority is a body corporate.
- 3. OBJECTS, FUNCTIONS AND POWERS**
- 3.1 Objects and Purposes**  
The Authority is established with the following purposes:
- 3.1.1 To meet and exceed a level of efficiency gains that achieves a benchmark for SA councils;
- 3.1.2 To improve financial sustainability of the Constituent Councils by improvement of operational efficiency in procurement and process management;
- 3.1.3 To provide opportunities for staff of the Constituent Councils to learn and develop new skills in working beyond their Council boundaries in the pursuit of professional development and collaborative working relationships with staff of other Constituent Councils;
- 3.1.4 To promote the pursuit by the Constituent Councils of a procurement centre of excellence in securing best value and value for money in procurement activities and the delivery of services;
- 3.1.5 To source, negotiate and enter into contracts for the provision of services or works and/or the delivery of goods for the collective benefit of the Constituent Councils;
- 3.1.6 To source, negotiate and enter into contracts for the provision of services or works and/or the delivery of goods for the benefit of councils other than the Constituent Councils;
- 3.1.7 To source, negotiate and enter into contracts of or above a value determined by the Constituent Councils for the provision of services or works and/or the delivery of goods for the individual benefit of one or more Constituent Councils unless any Constituent Council objects to the Authority entering into such contract;
- 3.1.8 To achieve optimum outcomes through the benefits of collaborative procurement through procurement policies, practices and procedures directed towards obtaining value in the expenditure of public funds, the ethical and fair treatment of participants in such processes and ensuring probity, accountability and transparency in procurement processes;
- 3.1.9 To operate as a central purchasing body to procure services, works and/or goods on behalf of the Constituent Councils through joint procurement activities;
- 3.1.10 To investigate and to provide for any two or more of the Constituent Councils to undertake other service activities through the pooling of resources, people, assets and equipment for the purpose of maximising efficiency, effectiveness or reducing resources and the reduction of cost, risk; and
- 3.1.11 To be financially self sufficient.
- 3.2 Area of Interest**  
The Authority may only undertake its activities outside the areas of the Constituent Councils where that activity has been approved by Unanimous Decision of the Constituent Councils as being necessary or expedient to the improved performance by the Authority of its functions and is an activity included in the Business Plan of the Authority.
- 3.3 Powers and Functions**  
Subject to Clause 4.4 the following powers and functions of the Authority are to be exercised for the purpose of performing its Objects and Purposes:
- 3.3.1 Entering into contracts or arrangements for the acquisition or provision of services, works or goods including with any third party whether they are governmental or private in nature including with councils other than the Constituent Councils;
- 3.3.2 Entering into contracts or arrangements with any one or more of the Constituent Councils in the exercise of powers conferred under this Charter;
- 3.3.3 Through the Executive Officer (consistent with Clause 6.3 of this Charter but within budgetary constraints set by the Board) employing, remunerating, managing, suspending and dismissing other staff of the Authority;
- 3.3.4 Employing, engaging or retaining professional advisors to the Authority subject to the endorsed budget;

- 3.3.5 Charging whatever fees the Authority considers appropriate for services rendered to any person, body or council;
- 3.3.6 To raise revenue, where necessary, through contributions from the Constituent Councils;
- 3.3.7 To accumulate surplus funds for investment or distribution reserve purposes;
- 3.3.8 The power to invest any of the funds of the Authority in any manner consistent with section 139 of the Act
- 3.3.9 To open and operate bank accounts;
- 3.3.10 To borrow funds and incur expenditure in accordance with the Business Plan and Budget and delegations of the Authority;
- 3.3.11 To invest any of the funds of the Authority in any manner consistent with section 139 of the Act;
- 3.3.12 To enter into contracts to purchase or sell real property or interests therein provided that it shall be a condition precedent that in any such transaction the Authority will obtain the prior written approval of an Absolute Majority of the Constituent Councils;
- 3.3.13 To lease, hire, rent real property ;
- 3.3.14 To provide a forum for the discussion and consideration of topics related to the Constituent Councils obligations and responsibilities in respect of the delivery of services or the undertaking of procurement activities;
- 3.3.15 To adopt and use the trading name 'Council Solutions' provided that the Authority shall first register the trading name with the Office of Consumer and Business Affairs in accordance with the requirements of the Business Names Act 1996;
- 3.3.16 To commence legal proceedings provided that any legal proceedings seeking urgent relief be the subject of an urgent report to the Constituent Councils; and
- 3.3.17 To do anything else necessary or convenient for or incidental to the exercise, performance or discharge of its powers or functions or the attainment of its Objects and Purposes.

#### **3.4 Delegation**

The Authority may by resolution delegate any power or functions vested or conferred upon it in a manner that complies with and is otherwise subject to the restrictions set out in section 44 of the Act.

#### **3.5 National Competition Policy**

If the Authority engages in any commercial activity which constitutes a significant business activity of the Authority, it will apply relevant principles of competitive neutrality to that activity.

#### **3.6 Liability Guarantee**

- 3.6.1 Schedule 2 of Clause 31 of the Act provides that liabilities incurred or assumed by the Authority are guaranteed by the Constituent Councils;
- 3.6.2 The Constituent Councils share in the liabilities of the Authority in respect of their respective interest in the Authority.
- 3.6.3 The Authority must pay an annual liability guarantee fee of an amount as determined by the Constituent Councils (if any) on account of the guarantee under Clause 3.6.1;
- 3.6.4 The Board may in its absolute discretion but by Unanimous Decision increase or waive or reduce the liability guarantee fee for any particular year;

### **4. CONSTITUENT COUNCILS**

#### **4.1 Incoming Constituent Councils**

A Council may become a Constituent Council if:

- 4.1.1 It makes written application to become a Constituent Council and agrees to be bound by this Charter; and
- 4.1.2 The Constituent Councils approve the application by Unanimous Decision and the incoming Constituent Council agrees to be:
  - (a) jointly and severally liable with the other Constituent Councils for the debts and liabilities of the Authority whether incurred before or after the date it becomes a Constituent Council or as otherwise agreed; or
  - (b) bound by any decision made or step taken by the Board in the affairs of the Authority before it became a Constituent Council.
- 4.1.3 The Minister approves.

#### **4.2 Outgoing Constituent Council/s**

- 4.2.1 A Constituent Council may resign if and only if:
  - (a) the Constituent Council/s gives at least 6 months written notice of a resignation to each Constituent Council which notice will be effective on 30 June next after expiry of that period; and

- (b) the Board by Majority Vote approves; and
  - (c) the Minister approves.
- 4.2.2 A former Constituent Council remains liable to contribute to the debts and the liabilities of the Authority incurred whilst it was a Constituent Council and for a share of any future losses on contracts entered into whilst it was a Constituent Council.
- 4.2.3 A former Constituent Council:
- (a) is not entitled to any refund for contributions made; and
  - (b) remains bound by any separate contract in force between the Authority and the former Constituent Council.

#### **4.3 Personal Membership**

Membership to the Authority is personal to the Constituent Council and is not transferrable.

#### **4.4 Constituent Councils May Direct the Authority**

- 4.4.1 The Authority is subject to the joint direction and control of the Constituent Councils;
- 4.4.2 To be effective, a direction or other decision of the Constituent Councils must be a Unanimous Decision and evidenced by a minute signed by the Chief Executive Officer of the Constituent Councils as a true and accurate record of a decision made by the delegate or at the relevant meeting.

### **5. BOARD OF MANAGEMENT**

The Authority is a body corporate and is governed by a Board of Management which has the responsibility to manage the business and other affairs of the Authority ensuring that the Authority acts in accordance with this Charter.

#### **5.1 Functions of the Board**

- 5.1.1 The formulation of plans and strategies aimed at improving the business of the Authority;
- 5.1.2 Providing professional input and policy direction to the Authority;
- 5.1.3 Monitoring, overseeing and measuring the performance of the Executive Officer;
- 5.1.4 Assisting in the development of the Business Plan;
- 5.1.5 Exercising the care, diligence and skill that a prudent person of business would exercise in managing the affairs of other persons; and
- 5.1.6 Ensuring that the Constituent Councils are advised, as soon as practicable, of any material development that affects the financial or operating capacity of the Authority.

#### **5.2 Membership**

- 5.2.1 The Board shall consist of seven members appointed as follows:
- (a) One person appointed by each Constituent Council which person shall be the Chief Executive Officer (or a person acting in that capacity) of that Constituent Council;
  - (b) One person appointed by the Board (by Simple Majority) who is not a member or officer of a Constituent Council but who, in the opinion of the Board, has expertise in a field or discipline relevant to the activities of the Authority. This person will hold office for a 24 month term and is eligible for re-appointment;
  - (c) The first appointment under this subclause must be made by the Board within 12 months of the Gazettal of this Charter;
- 5.2.2 The office of a Board Member will become vacant upon any of the circumstances set out at Clause 20(3) of Schedule 2 of Part 2 of the Act occurring as relevantly applies;
- 5.2.3 In addition to the provisions of Clause 5.2.2 the person appointed under subclause 5.2.1(b) may be removed from office by a two-third majority vote of the other Board Members. Where a casual vacancy arises as a result of action under this clause it will be filled in the same manner as the original appointment as a new appointment;
- 5.2.4 Only the Board Member appointed under Clause 5.2.1(b) is entitled to an allowance as determined by the Board;
- 5.2.5 The Chair shall preside at all meetings of the Board. Where the Chair is not present at a meeting of the Board the other Board Members shall choose a person from amongst themselves to chair the meeting until the Chair is present.

#### **5.3 Propriety of Board Members**

- 5.3.1 The principles regarding conflict of interest prescribed at Division 3 of Part 4 of Chapter 5 of the Act apply to all Board Members in the same manner as they apply to elected members of a council;
- 5.3.2 All board Members are required to comply separately to any in Council requirements with Division 2, Chapter 5 (Register of Interest) of the Act;
- 5.3.3 Board Members must at all times act in accordance with their duties as required by Part 4, Chapter 5, Division 1 of the Act and Schedule 2 of Part 2 of Clause 23 of the Act;

**5.4 Board Policies and Codes**

5.4.1 The Board must, on behalf of the Authority and in consultation with the Constituent Councils, prepare and adopt and thereafter keep under review policies on:

- (a) Procedures for meetings of the Board;
- (b) Contracts and tenders in a manner that is consistent with section 49 of the Act;
- (c) Governance including as concerns:
  - (i) *the operation of any financial account;*
  - (ii) *improper assistance to a prospective contract party;*
  - (iii) *improper offering of inducements to Board Members or to staff of the Authority;*
  - (iv) *improper lobbying of Board Members or staff of the Authority; and*
  - (v) *human resource management;*

5.4.2 The Board must ensure that such policies are complied with in the affairs of the Authority.

**5.5 Chair of the Board**

5.5.1 The Chair of the Board shall be the person appointed under Clause 5.2.1(b);

5.5.2 The Chair shall be eligible for re-election at the end of his/her 24 month term.

**5.6 Board Meetings**

5.6.1 The Board must determine procedures to apply at or in relation to its meetings provided that such procedures may not be inconsistent with any provisions of this Charter;

5.6.2 All meetings of the Board must take place at such times and places as are fixed by the Board or by the Executive Officer in consultation with the Chair from time to time and in any event the Board must meet not less than 4 times per financial year;

5.6.3 An ordinary meeting of the Board will constitute an ordinary meeting of the Authority;

5.6.4 For the purposes of this subclause, the contemporary linking together by telephone, audiovisual or other instantaneous means (telecommunications meeting) of the Board Members, provided that at least a quorum is present, is deemed to constitute a meeting of the Board. Each of the Board Members taking part in the telecommunications meeting, must at all times during the telecommunications meeting be able to hear and be heard by the other Board Members present. At the commencement of the meeting, each Board Member must announce his/her presence to all other Board Members taking part in the meeting. A Board Member must not leave a telecommunications meeting by disconnecting his/her telephone, audiovisual or other communication equipment, unless that Board Member has previously notified the Chair of the meeting;

5.6.5 A proposed resolution in writing and given to all Board Members in accordance with procedures determined by the Board will be a valid decision of the Board and will constitute a valid decision of the Authority where a majority of Board Members vote in favour of the resolution by signing and returning the resolution to the Executive Officer or otherwise giving written notice of their consent and setting out the terms of the resolution to the Executive Officer. The resolution will be deemed a resolution of the Board and will be as valid and effective as if it had been passed at a meeting of the Board duly convened and held;

5.6.6 Notice of meetings of the Board must be given by the Executive Officer in a manner consistent with the provisions of the Act for notice of Council meetings. Only the notice of meeting will be available to the public. The Agenda and all supporting reports and documents will be confidential and not available for public inspection unless the Board otherwise resolves.

5.6.7 Meetings of the Board will not be open to the public unless the Board otherwise resolves;

5.6.8 The minutes of all Board meetings will be confidential and not available for public inspection unless the Board otherwise resolves.

5.6.9 The Chair or any two Board Members may by delivering a written request to the Executive Officer require a special meeting of the Board to be held. The request for special meeting and the obligations upon the Executive Officer are the same as those applying to a chief executive officer of a council in relation to special council meetings called under the Act.

**5.7 Quorum**

The quorum for a meeting of the Board is  $\frac{1}{2}$  of its members, ignore the fraction +1.

**5.8 Voting**

5.8.1 Each Board Member, including the Chair, is entitled to 1 deliberative vote on any matter arising for decision at a Board Meeting. The Chair does not have a casting or second vote in the event of an equality of votes.

5.8.2 Questions arising for decision at meetings of the Board will be decided by a Simple Majority unless this Charter indicates otherwise.

**6. EXECUTIVE OFFICER**

- 6.1 The Board must appoint an Executive Officer of the Authority to manage the business of the Authority on terms agreed between the Executive Officer and the Board. The Executive Officer may be a natural person or a body corporate.
- 6.2 The Executive Officer is responsible to the Board for the execution of all decisions made by the Board and for the efficient and effective management of the Authority.
- 6.3 The Executive Officer is subject to the same legislative responsibilities and duties as a chief executive officer of a council including but not limited to those matters set out at Parts 1 and 3 of Chapter 7 of the Act.

**7. MANAGEMENT****7.1 Financial Management**

- 7.1.1 The Authority shall keep proper books of accounts in accordance with the requirements of the Local Government (Financial Management) Regulations 2011;
- 7.1.2 The Authority's books of account must be available for inspection by any Board Member or authorised representative of any Constituent Council at any reasonable time on request;
- 7.1.3 The Authority must establish and maintain a bank account with such banking facilities and at a bank to be determined by the Board;
- 7.1.4 All cheques must be signed by two persons authorised by resolution of the Board;
- 7.1.5 Any payments made by Electronic Funds Transfer must be made in accordance with procedures which have received the prior written approval of the Auditor.

The Executive Officer must act prudently in the handling of all financial transactions for the Authority and must provide quarterly financial and corporate reports to the Board and if requested, the Constituent Councils.

**7.2 Audit**

- 7.2.1 The Authority shall appoint an auditor in accordance with the Local Government (Financial Management) Regulations 2011, on terms and conditions set by the Board;
- 7.2.2 The Auditor will have the same powers and responsibilities as set out in the Local Government Act 1999, in relation to a council;
- 7.2.3 The audit of Financial Statements of the Authority, together with the accompanying report from the Auditor, shall be submitted to both the Board and the Constituent Councils;
- 7.2.4 The books of account and financial statements shall be audited at least once per year;
- 7.2.5 The Authority is required to establish an audit committee which will comprise of 4 members as follows:
- (a) 3 persons who are not members of the Board with 2 of those persons determined by the Board to have experience relevant to the functions of the Authority and the other of those persons determined by the Constituent Councils to have financial experience relevant to the functions of the audit committee; and
  - (b) a further person who is a member of the Board but who is not the Chair of the Board.

**7.3 Business Plan****The Authority shall:**

- 7.3.1 prepare a three year Business Plan linking the core business activities of the Authority to strategic, operational and organisational requirements with supporting financial projections setting out the estimates of revenue and expenditure as necessary for the period; and
- 7.3.2 review the Business Plan annually; and
- 7.3.3 consult with the Constituent Councils prior to adopting or amending the Business Plan.  
(See Schedule 2, Part 2, Clause 24, to the Act for the contents of the Business Plan)

**7.4 Annual Budget**

- 7.4.1 The Authority shall, after 31 May but before the end of June in each Financial Year, prepare and adopt an annual budget for the ensuing Financial Year in accordance with the Local Government Act 1999;
- 7.4.2 The proposed annual budget must be referred to Constituent Councils at the same time as the Executive Officer submits it to the Board Members;
- 7.4.3 A Constituent Council may comment in writing to the Executive Officer on the budget at least three business days before the meeting at which it will be considered by the Board or, alternatively, may comment through its Board Member at the meeting of the Board;
- 7.4.4 The Authority must provide a copy of its annual budget to the Constituent Councils within five business days after adoption by the Board;

- 7.4.5 Reports summarising the financial position and performance of the Authority against the annual budget shall be prepared and presented to the Board at each Board meeting and copies provided to the Constituent Councils within five days of the Board meeting to which they have been presented.  
(See Clause 25, Part 2, Schedule 2 to the Act and Regulations 7, 8 and 9 to the Local Government (Financial Management) Regulations 2011 for the contents of the budget)

## **7.5 Reporting**

- 7.5.1 The Authority must submit to the Constituent Councils by 30 September in each year in respect of the immediately preceding Financial Year, a report on the work and operations of the Authority detailing achievement of the aims and objectives of its Business Plan and incorporating the audited Financial Statements of the Authority and any other information or reports as required by the Constituent Councils;
- 7.5.2 The Board shall present a balance sheet and full financial report to the Constituent Councils at the end of each financial year;
- 7.5.3 The Board shall present audited financial statements to the Constituent Councils in accordance with the requirements of the Local Government (Financial Management) Regulations 2011.

## **8. MISCELLANEOUS**

### **8.1 Equitable Interest**

- 8.1.1 The equitable interest of the Constituent Councils in the Authority is agreed as follows:
- (a) Adelaide City Council: 1/6<sup>th</sup>
  - (b) City of Charles Sturt: 1/6<sup>th</sup>;
  - (c) City of Marion: 1/6<sup>th</sup>;
  - (d) City of Onkaparinga: 1/6<sup>th</sup>;
  - (e) City of Salisbury: 1/6<sup>th</sup>;
  - (f) City of Tea Tree Gully: 1/6<sup>th</sup>;
- 8.1.2 The equitable interest of the Constituent Councils in the Authority as set out at subclause 8.1.1 may be varied by agreement of the Constituent Councils and will be varied where a new Constituent Council or Councils is admitted or withdraws from the authority pursuant to Clause 4.

### **8.2 Insurance and Superannuation Requirements**

- 8.2.1 The Authority shall register with the Local Government Mutual Liability Scheme and comply with the Rules of that Scheme.
- 8.2.2 The Authority shall advise Local Government Risk Management Services of its insurance requirements relating to Local Government Special Risks including buildings, structures, vehicles and equipment under the management, care and control of the Authority.
- 8.2.3 The Authority shall register with the Local Government Workers Compensation Scheme and comply with the Rules of that Scheme.

### **8.3 Winding Up and Statutory Guarantee**

- 8.3.1 The Authority may be wound up by Unanimous Resolution of the Constituent Councils and with the consent of the Minister.
- 8.3.2 On winding up of the Authority, the surplus assets or liabilities of the Authority, as the case may be, shall be distributed between or become the responsibility of the Constituent Councils in the proportions of their equitable interest in the Authority in accordance with Clause 8.1.
- 8.3.3 If there are insufficient funds to pay all expenses due by the Authority on winding up (or at any other time there are unfunded liabilities which the Authority cannot meet), a call shall be made upon all of the Constituent Councils in proportion to their equity share for the purpose of satisfying their statutory guarantee of the liabilities of the Authority.

### **8.4 Common Seal**

- 8.4.1 The Authority will have a common seal, which may be affixed to documents requiring execution under seal and where affixed must be witnessed by two Board Members or where authority has been conferred by instrument executed under the common seal of the Authority, by the Chair of the Board and the Executive Officer.
- 8.4.2 The common seal must not be affixed to a document except to give effect to a resolution of the Board.
- 8.4.3 The Executive Officer must maintain a register which records the resolutions of the Board giving authority to affix the common seal and details of the documents to which the common seal has been affixed with the particulars of persons who witnessed the fixing of the seal and the date that the seal was affixed.
- 8.4.4 The Board may by instrument under seal authorise a person to execute documents on behalf of the Authority.

**8.5 Principal Office**

The Authority's principal office is at 25 Pirie Street, Adelaide, S.A. 5000 or as the Board may determine otherwise.

**8.6 Saving Provision**

As a matter of record, Schedule 2, Clause 40 of the Act provides that no act or proceeding of the Authority is invalid by reason of:

8.6.1 a vacancy or vacancies in the membership of the Board; or

8.6.2 a defect in the appointment of a Board Member.

**9. DISPUTE RESOLUTION****About this clause:**

The procedure in this clause must be applied to any dispute that arises between the Authority and a Constituent Council concerning the affairs of the Authority, or between Constituent Councils concerning the affairs of the Authority, including a dispute as to the meaning or effect of this Charter and whether the dispute concerns a claim in common law, equity or under statute.

The Authority and a Constituent Council must continue to observe and perform this Charter despite the application or operation of this clause.

This clause does not prejudice the right of a party:

To require the continuing observance and performance of this Charter by all parties; or

To institute proceedings to enforce payment due under this Charter or to seek injunctive relief to prevent immediate and irreparable harm.

Pending completion of the procedure set out in this clause, and subject to this clause, a dispute must not be the subject of legal proceedings between any of the parties in dispute. If legal proceedings are initiated or continued in breach of this provision, a party to the dispute is entitled to apply for and be granted an order of the court adjourning those proceedings pending completion of the procedure set out in this clause.

**Step 1: Notice of dispute:**

*A party to the dispute must promptly notify each other party to the dispute:*

The nature of the dispute, giving reasonable details; and

What action (if any) the party giving notice thinks will resolve the dispute;

but a failure to give such notice does not entitle any other party to damages.

**Step 2: Meeting of the parties:**

A party to the dispute who complies with the previous step may at the same or a later time notify in writing each other party to the dispute that the first party requires a meeting within 14 business days after the giving of such notice. In that case, each party to the dispute must send to the meeting a senior manager of that party with the Board to resolve the dispute and at the meeting make a good faith attempt to resolve the dispute.

**Step 3: Mediation:**

Despite whether any previous step was taken, a dispute not resolved within 30 days must be referred to mediation, as to which:

The mediator must be a person agreed by the parties in dispute or, if they cannot agree within 14 business days, a mediator nominated by the then President of the of the South Australian Bar Association (or equivalent officer of any successor organisation);

The role of a mediator is to assist in negotiating a resolution of a dispute. A mediator may not make a decision binding on a party unless that party has so agreed in writing;

The mediation must take place in a location in Adelaide agreed by the parties;

A party in dispute must cooperate in arranging and expediting mediation;

A party in dispute must send to the mediation a senior manager with authority to resolve the dispute;

The mediator may exclude lawyers acting for the parties in dispute and may co-opt expert assistance as the mediator thinks fit;

A party in dispute may withdraw from mediation if there is reason to believe the mediator is not acting in confidence, or with good faith or is acting for a purpose other than resolving the dispute;

Unless otherwise agreed in writing:

Everything that occurs before the mediator is in confidence and in closed session;

Discussions (including admissions and concessions) are without prejudice and may not be called into evidence in any subsequent litigation by a party;

Documents brought into existence specifically for the purpose of the mediation may not be admitted in evidence in any subsequent legal proceedings by a party;

The parties in dispute must report back to the mediator within 14 business days on actions taken, based on the outcome of the mediation;

A party in dispute need not spend more than one day in mediation for a matter under dispute;

A party in dispute must bear an equal share of the costs and expenses of the mediator and otherwise bears their own costs.

**Step 4: Arbitration:**

Despite whether any previous step was taken, a dispute not resolved within 60 days must be referred to arbitration, as to which:

There must be only 1 arbitrator and who is a natural person agreed by the parties or, if they cannot agree within 14 business days, an arbitrator nominated by the then Chairperson of The Institute of Arbitrators and Mediators Australia (South Australian Chapter);

The role of the arbitrator is to resolve the dispute and make decisions binding on the parties;

The arbitration must take place in an agreed location in Adelaide;

A party must cooperate in arranging and expediting arbitration;

A party must send to the arbitration a senior manager with authority to resolve the dispute;

The parties may provide evidence and given written and verbal submissions to the arbitrator within the time set by the arbitrator;

The arbitrator must:

Consider the evidence and submissions;

Decide the dispute; and

Give written reasons to each party;

Subject to this clause, the arbitration must take place under Rules 5 to 18 (inclusive) of the Rules of The Institute of Arbitrators and Mediators for the Conduct of Commercial Arbitrations and the provisions of the Commercial Arbitration Act 1986 (S.A.) and which Rules are taken to be incorporated by reference into this clause OR subject to this clause, the arbitrator must fix the rules of arbitration;

The costs and expenses of the arbitrator and of each party must be borne as the arbitrator decides.

**10. CIRCUMSTANCES NOT PROVIDED FOR**

If any circumstances arise about which this Charter is silent, incapable of taking effect or being implemented according to its strict provisions, the Board has the power to consider the circumstance and determine the action to be taken.

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**LOCAL GOVERNMENT ACT 1999**  
WESTERN REGION WASTE MANAGEMENT AUTHORITY  
*Charter*

**1. INTRODUCTION**

1.1 *Name*

The name of the subsidiary is the Western Region Waste Management Authority (referred to as ‘the Authority’ in this Charter).

1.2 *Establishment*

The Authority is a regional subsidiary established pursuant to Section 43 of the Local Government Act 1999, by the:

- 1.2.1 City of Charles Sturt;
- 1.2.2 City of West Torrens;
- 1.2.3 City of Port Adelaide Enfield; and
- 1.2.4 City of Holdfast Bay

(referred to as ‘the Constituent Councils’ in this Charter).

1.3 *Local Government Act 1999*

1.3.1 This Charter must be read in conjunction with Parts 2 and 3 of Schedule 2 to the Local Government Act 1999 (‘the Act’). The Authority shall conduct its affairs in accordance with Schedule 2 of the Act except as modified by this Charter as permitted by Schedule 2.

1.3.2 This Charter binds the Authority and each Constituent Council.

1.4 *Objects and Purposes*

The Authority is established:

- 1.4.1 to manage the joint interests of the Constituent Councils in relation to the Garden Island landfill site;
- 1.4.2 to undertake all manner of things relating to and incidental to the management function of the Authority;
- 1.4.3 to provide a forum for the discussion and consideration of issues related to the joint obligations and responsibilities of the Constituent Councils in respect of the Garden Island landfill site.

1.5 *Powers and Functions of the Authority*

1.5.1 The Authority is constituted as a body corporate under the Act and in all things acts through the Board.

1.5.2 The powers, functions and duties of the Authority are to be exercised in the performance of the Authority’s Objects and Purposes. The Authority shall have those powers, functions and duties delegated to it by the Constituent Councils from time to time which include but are not limited to:

- 1.5.2.1 accumulation of surplus funds for investment purposes;
- 1.5.2.2 setting aside a reserve fund or funds clearly identified for meeting any liability of the Authority;
- 1.5.2.3 entering into contracts, purchasing, selling, leasing, hiring, renting or otherwise acquiring or disposing of any personal property or interests therein;
- 1.5.2.4 acquiring or disposing of any real property or interests therein, provided that it shall be a condition precedent, that the written approval of the Constituent Councils is first had and obtained;
- 1.5.2.5 employing, engaging or dismissing the Manager of the Authority;
- 1.5.2.6 employing, engaging or retaining professional advisers to the Authority;
- 1.5.2.7 the power to return any or all surplus funds upon completion of the approved remediation plan of Garden Island;
- 1.5.2.8 the power to invest any of the funds of the Authority in any investment authorised by the Trustee Act 1936, or with the Local Government Finance Authority provided that:
  - 1.5.2.8.1 in exercising this power of investment the Authority must exercise the care, diligence and skill that a prudent person of business would exercise in managing the affairs of other persons; and
  - 1.5.2.8.2 the Authority must avoid investments that are speculative or hazardous in nature;
- 1.5.2.9 undertaking all manner of things relating and incidental to the Objects and Purposes of the Authority; and
- 1.5.2.10 the power to do anything else necessary or convenient for or incidental to the exercise, performance or discharge of its powers, functions or duties.

1.6 *Delegation by the Authority*

The Authority may by resolution delegate to the Manager or to any employee of the Authority any of its powers, functions and duties under this Charter but may **not** delegate:

- 1.6.1 the power to impose charges;
- 1.6.2 the power to borrow money or obtain any other form of financial accommodation;
- 1.6.3 the power to approve expenditure of money on the works, services or operations of the Authority not contained in a budget approved by the Authority;
- 1.6.4 the power to approve the reimbursement of expenses or payment of allowances to members of the Board of Management;

- 1.6.5 the power to adopt or revise a strategic management plan or budget of the Authority; or  
 1.6.6 the power to make any application or recommendation to the Minister.

A delegation is revokable at will and does not prevent the Authority from acting in a matter.

1.7 *National Competition Policy*

The Authority does not undertake any activities which constitute a significant business activity of the Authority and to which the principles of competitive neutrality will apply.

**2. BOARD OF MANAGEMENT**

The Authority is a body corporate and is governed by a Board of Management (referred to as ‘the Board’ in this Charter) which shall have the responsibility to manage the business and other affairs of the Authority ensuring that the Authority acts in accordance with this Charter.

2.1 *Functions of the Board*

- 2.1.1 The formulation of strategic plans and strategies of the Authority.  
 2.1.2 The provision of professional input and policy direction to the Authority.  
 2.1.3 To monitor, oversee and measure the performance of the Manager.  
 2.1.4 Subject to subclause 2.5.14 to ensure that the business of the Authority is undertaken in an open and transparent manner.  
 2.1.5 To assist in the development of the business plans of the Authority.  
 2.1.6 To exercise the care, diligence and skill that a prudent person of business would exercise in managing the affairs of other persons.

2.2 *Membership of the Board*

2.2.1 The Board shall consist of seven members appointed by the Constituent Councils as follows:

- City of Charles Sturt—three persons;
- City of West Torrens—two persons;
- City of Port Adelaide Enfield—one person;
- City of Holdfast Bay—one person.

2.2.2 A Board Member shall, subject to this Charter, be appointed for a term not exceeding four years specified in the instrument of appointment and at the expiration of the term of office will be eligible for re-appointment.

2.2.3 The term of office of a Board Member will terminate upon:

- 2.2.3.1 the Council which appointed the Board Member providing written notice of termination of appointment to the Board Member and the Board; or  
 2.2.3.2 upon the Board Member resigning by notice in writing; or  
 2.2.3.3 upon the happening of any other event through which the Board Member would be ineligible to remain as a member of the Board.

*(See Clause 20, Part 3, Schedule 2 of the Act for the events which give rise to a vacancy in the office of a Board Member).*

2.2.4 The Board may by a majority vote of the Board Members present (excluding the Board Member subject to this Clause 2.2.4) make a recommendation to the Constituent Councils seeking the Councils’ approval to terminate the appointment of the Member in the event of:

- 2.2.4.1 any behaviour of the Board Members which in the opinion of the Board amounts to impropriety;  
 2.2.4.2 serious neglect of duty in attending to the responsibilities of a Board Member;  
 2.2.4.3 breach of fiduciary duty to the Board or the Council(s);  
 2.2.4.4 breach of the duty of confidentiality to the Board and the Council(s);  
 2.2.4.5 breach of the conflict of interest provisions; or  
 2.2.4.6 any other behaviour which may discredit the Board.

2.2.5 The term of office of a Board Member shall terminate if the Council appointing him/her ceases to be a Constituent Council.

2.2.6 If any casual vacancy occurs in the membership of the Board it will be filled in the same manner as and for the balance of the term of the original appointment.

2.2.7 Board Members shall be eligible for such allowances from the funds of the Authority as the Board may determine from time to time by a two-thirds majority resolution.

2.2.8 If a Board Member is unable to attend any meeting of the Board, the Constituent Council which appointed the Board Member may appoint a proxy member of the Board to exercise all rights, privileges and obligations of the Board Member during the absence of that Board Member.

2.2.9 An Instrument of Appointment signed by the Chief Executive Officer of the appointing Constituent Council is required as evidence of an appointment of a proxy.

2.2.10 The Board is accountable to each Constituent Council to ensure the Authority functions in accordance with its business plan and approved budget.

2.3 *Propriety of Members of the Board*

2.3.1 The principles regarding conflict of interest prescribed in the Act will apply to all Board Members in the same manner as they apply to elected members of a council.

2.3.2 The Board Members are not required to comply with Division 2, Chapter 5 (Register of Interests) of the Local Government Act 1999.

2.3.3 The Board Members will at all times act in accordance with their duties of confidence and confidentiality and individual fiduciary duties including honesty and the exercise of reasonable care and diligence with respect to the performance and discharge of official functions and duties as required by Part 4, Division 1, Chapter 5 of the Act and Clause 23 of Part 2 of Schedule 2 to the Local Government Act 1999.

2.4 *Chair of the Board*

2.4.1 The Board shall appoint from amongst its members a Chair who shall hold office for a term of one year or such other larger term as determined by the Board, unless that person resigns or is no longer eligible to act as a Board Member. At the expiration of the term of office the Chair is eligible for re-appointment.

2.4.2 In the event that the appointed Chair either resigns or is no longer eligible to act as a Board Member prior to the expiration of that persons term, then the Board shall appoint a new Chair who shall hold office for the balance of the term of the original appointment.

2.4.3 The Chair shall preside at all meetings of the Board and, in the event of the Chair being absent from a meeting, the members present shall appoint a member from those present, for the purposes of that meeting, and that person shall preside for that meeting or until the Chair is present.

2.5 *Meetings of the Board*

2.5.1 The provisions of Part 2 of the Local Government (Procedures at Meetings) Regulations 2000, shall, insofar as the same may be applicable and not inconsistent with this Charter, apply to the proceedings at and conduct of all meetings of the Board.

2.5.2 Ordinary meeting of the Board must take place at such times and places as may be fixed by the Board or the Manager of the Authority from time to time. There shall be at least one ordinary meeting of the Board held in every three calendar months. Meetings shall not be held before 5 p.m. unless the Board resolves otherwise by resolution supported unanimously by all Board Members

2.5.3 For the purposes of this subclause, the contemporary linking together by telephone, audio-visual or other instantaneous means ("telecommunications meeting") of a number of Board Members provided that at least a quorum is present, is deemed to constitute a meeting of the Board. Each of the Board Members taking part in the telecommunications meeting, must at all times during the telecommunications meeting be able to hear and be heard by each of the other Board Members present. At the commencement of the meeting, each Board Member must announce his/her presence to all other Board Members taking part in the meeting. A Board Member must not leave a telecommunications meeting by disconnecting his/her telephone, audio visual or other communication equipment, unless that Board Member has previously notified the Chair of the meeting.

2.5.4 A proposed resolution in writing and given to all Board Members in accordance with proceedings determined by the Board will be a valid decision of the Board where a majority of Board Members vote in favour of the resolution by signing and returning the resolution to the Manager or otherwise giving written notice of their consent and setting out the terms of the resolution to the Manager. The resolution shall thereupon be as valid and effectual as if it had been passed at a meeting of the Board duly convened and held.

2.5.5 Notice of ordinary meetings of the Board must be given by the Manager to each Board Member and to each Constituent Council not less than three clear days prior to the holding of the meeting and shall be accompanied by the agenda for the meeting and any written reports to be considered at the meeting.

2.5.6 Notice of any meeting of the Board must:

(a) be in writing; and

(b) set out the date, time and place of the meeting; and

(c) be signed by the Manager; and

(d) contain, or be accompanied by, the agenda for the meeting; and

(e) be accompanied by a copy of any documents or reports that are to be considered at the meeting (so far as this is practicable).

2.5.7 The Manager must maintain a record of all notices of meetings given under subclause 2.5.6 to Board Members.

2.5.8 Notice under subclause 2.5.6 may be given to a Board Member:

(a) personally; or

(b) by delivering the notice (whether by post or otherwise to the usual place of residence of the Board Member or to another place authorised in writing by the Board Member; or

(c) by leaving the notice at an appropriate place at the principal office of the Constituent Council which appointed the Board Member; or

(d) by a means authorised in writing by the Board Member as being an available means of giving notice.

2.5.9 A notice that is not given in accordance with subclause 2.5.8 will be taken to have been validly given if the Manager considers it impracticable to give the notice in accordance with the subclause and takes action that the Manager considers reasonably practicable in the circumstances to bring the notice to the Board Member's attention.

2.5.10 Any Constituent Council or Board Member may by delivering a written request to the Manager of the Authority require a special meeting of the Board to be held. On receipt of the request the Manager shall send a notice of the special meeting to all Board Members and to each Constituent Council at least four hours prior to the commencement of the special meeting. Such notice shall specify the date, time and place of the special meeting and be signed by the Manager, and contain, or be accompanied by, the agenda for the meeting.

2.5.11 The request to the Manager requiring a special meeting to be held must be accompanied by the agenda for the meeting and any written reports intended to be considered at the meeting (and if an agenda is not provided then the request has no effect).

2.5.12 No meeting of the Board will commence until a quorum of Board Members is present and no meeting may continue unless there is a quorum of Board Members present. The quorum for any meeting of the Board is determined by dividing the number of Board Members in office by two ignoring any fraction resulting from the division and adding one.

- 2.5.13 Every Board Member, including the Chair, shall have a deliberative vote. The Chair shall not in the event of an equality of votes have a casting vote. In the event of an equality of votes the matter will lapse.
- 2.5.14 All matters will be decided by a majority of votes of the Board Members present except where this Charter provides otherwise.
- 2.5.15 Subject to subclause 2.3.1, all members present at a meeting shall vote.
- 2.5.16 Any meeting of the Board may be adjourned from time to time and from place to place.
- 2.5.17 Subject to Clause 2.5.14, meetings of the Board must be conducted in a place open to the public.
- 2.5.18 All Board Members must keep confidential all documents and any information provided to them for their consideration prior to a meeting of the Board.
- 2.5.19 The Board may order that the public be excluded from attendance at any meeting in order to enable the Board to consider in confidence:
- 2.5.19.1 legal or other professional advice;
  - 2.5.19.2 complaints against the Manager or any officer or employee of the Authority;
  - 2.5.19.3 proposals for the appointment, suspension, demotion, disciplining or dismissal of the Manager or any officer or employee of the Authority;
  - 2.5.19.4 proposals relating to the remuneration or conditions of service of the Manager or any officer or employee of the Authority;
  - 2.5.19.5 tenders for the supply of goods or the carrying out of works;
  - 2.5.19.6 proposals relating to the acquisition or disposal of land;
  - 2.5.19.7 information relating to the health or financial position of any person;
  - 2.5.19.8 information given to the Authority on the understanding that it would be treated as confidential; and
  - 2.5.19.9 matters relating to actual or possible litigation involving the Authority or the Manager or any officer or employee of the Authority;
  - 2.5.19.10 any other matter that is listed at Section 90 (3) of the Act;
  - 2.5.19.11 this clause 2.5.19 does not apply to:
    - (a) a Board Member; or
    - (b) any other person permitted by the Board to remain in the room.
- 2.5.20 Where an order is made under Clause 2.5.19, a note must be made in the minutes of the making of the order and of the grounds on which it was made.
- 2.5.21 The Manager must cause minutes to be kept of the proceedings at every meeting of the Board.
- 2.5.22 Where the Manager is excluded from attendance at a meeting of the Board pursuant to Clause 2.5.19, the person presiding at the meeting shall cause the minutes to be kept.
- 2.5.23 Each Board Member and each Constituent Council must, notwithstanding an order made pursuant to Clause 2.5.19, be supplied with a copy of all minutes of the proceedings of a meeting of the Board.
- 2.5.24 Subject to Clause 2.5.26 a person is entitled to inspect, without payment of a fee, at the office of the Authority:
- 2.5.24.1 minutes of a Board Meeting;
  - 2.5.24.2 reports to the Board received at a meeting of the Board; and
  - 2.5.24.3 recommendations presented to the Board in writing and adopted by resolution of the Board.
- 2.5.25 Subject to Clause 2.5.26, a person is entitled, on payment of a fee fixed by the Board, to obtain a copy of any documents available for inspection under Clause 2.5.24.
- 2.5.26 Clauses 2.5.24 and 2.5.25 do not apply in relation to a document or part of a document if:
- 2.5.26.1 the document or part of the document relates to a matter of a kind referred to in Clause 2.5.19; and
  - 2.5.26.2 the Board orders that the document or part of the document be kept confidential.
- 2.5.27 The Board has the power to determine meeting procedures which are not otherwise set by the Act or this Charter.

### 3. STAFFING ISSUES

- 3.1 The Board must appoint a Manager of the Authority to manage the business affairs of the Board on terms agreed between the Manager and the Board. The Manager may be a natural person or a body corporate.
- 3.2 The Manager who shall cause records to be kept of the business and financial affairs of the Authority in accordance with this Charter, in addition to other duties provided for by this Charter and those specified in the terms and conditions of appointment.
- 3.3 In the absence of the Manager for any period exceeding one week, the Manager shall appoint a suitable person to act in his/her position. If the Manager does not make or is incapable of making such an appointment a suitable person to act in the position of Manager of the Authority must be appointed by the Board.
- 3.4 The Board shall delegate responsibility for the day to day management of the Authority to the Manager, who will ensure that sound business and human resource management practices are applied in the efficient and effective management of the operations of the Authority.
- 3.5 The functions of the Manager shall include but are not limited to:
- 3.5.1 attending at all meetings of the Board unless excluded by resolution of the Board;
  - 3.5.2 ensuring that the decisions of the Board are implemented in a timely and efficient manner;

- 3.5.3 providing information to assist the Board to assess the Authority's performance against its Strategic and Business Plans;
  - 3.5.4 appointing, managing, suspending and dismissing all other employees of the Authority;
  - 3.5.5 determining the conditions of employment of all other employees of the Authority, within budgetary constraints set by the Board;
  - 3.5.6 providing advice and reports to the Board on the exercise and performance of its powers and functions under this Charter or any Act;
  - 3.5.7 co-ordinating and initiating proposals for consideration of the Board including but not limited to continuing improvement of the operations of the Authority;
  - 3.5.8 ensuring that the assets and resources of the Authority are properly managed and maintained;
  - 3.5.9 ensuring that records required under the Act or any other legislation are properly kept and maintained;
  - 3.5.10 exercising, performing or discharging other powers, functions or duties conferred on the Manager by or under the Act or any other Act, and performing other functions lawfully directed by the Board; and
  - 3.5.11 achieving financial outcomes in accordance with adopted plans and budgets of the Authority.
- 3.6 The Manager may delegate or sub-delegate to an employee of the Authority or a committee comprising employees of the Authority, any power or function vested in the Manager. Such delegation or sub-delegation may be subject to any conditions or limitations as determined by the Manager.
- 3.7 Where a power or function is delegated to an employee, the employee is responsible to the Manager for the efficient and effective exercise or performance of that power or function.
- 3.8 A written record of all delegations and sub-delegations must be kept by the Manager at all times.

#### 4. MANAGEMENT

##### 4.1 *Financial Management*

- 4.1.1 The Authority shall keep proper books of accounts in accordance with the requirements of the Local Government (Financial Management) Regulations 2011.
- 4.1.2 The Authority's books of account must be available for inspection by any Board Member or authorised representative of any Constituent Council at any reasonable time on request.
- 4.1.3 The Authority must establish and maintain a bank account with such banking facilities and at a bank to be determined by the Board.
- 4.1.4 All cheques must be signed by two persons authorised by resolution of the Board.
- 4.1.5 Any payment made by Electronic Funds Transfer must be made in accordance with procedures approved by the Auditor of the Authority.
- 4.1.6 The Manager must act prudently in the handling of all financial transactions of the Authority and must provide regular financial and corporate reports to the Board and if requested, the Constituent Councils.

##### 4.2 *Audit*

- 4.2.1 The Authority shall appoint an auditor in accordance with the Local Government (Financial Management) Regulations 2011.
- 4.2.2 The Auditor will have the same powers and responsibilities as set out in the Local Government Act 1999, in relation to a Council.
- 4.2.3 The audit of Financial Statements of the Authority, together with the accompanying report from the Auditor, shall be submitted to both the Board and the Constituent Councils.
- 4.2.4 The books of account and financial statements shall be audited at least once per year.
- 4.2.5 The Authority must establish an audit committee.

##### 4.3 *Business Plan*

The Authority shall in consultation with the Constituent Councils prepare, adopt and annually review a business plan which satisfies the requirements of Clause 24, Part 2, Schedule 2 to the Act.

##### 4.4 *Annual Budget*

- 4.4.1 The Authority shall prepare and after 31 May but before 30 June each year adopt an annual budget for the ensuing financial year in accordance with the Local Government Act 1999.
- 4.4.2 The Authority must provide a copy of its annual budget to the CEO of each Constituent Council within five business days after adoption.
- 4.4.3 Reports summarising the financial position and performance of the Authority shall be prepared and presented to the Board, at each ordinary meeting of the Board and copies provided to the Constituent Councils.  
(See Clause 25, Part 2, Schedule 2 to the Act for the contents of the budget).

##### 4.5 *Reporting*

- 4.5.1 The Authority must by 30 September in each year submit an annual report to the Constituent Councils, on the work and operations of the Authority for the previous operating year detailing achievement of the aims and objectives of its Business Plan and incorporating the audited financial statements of the Authority and any other information or report as required by law and by the Constituent Councils.
- 4.5.2 The Board shall present a balance sheet and full financial report to the Constituent Councils the 30<sup>th</sup> September each operating year.
- 4.5.3 The operating year for the Authority shall be 1 July to 30 June in any year.

## 5. MISCELLANEOUS

### 5.1 *Equitable Interest*

The equitable interest of the Constituent Councils in the Authority is agreed as follows:

- City of Charles Sturt—56.39%;
- City of West Torrens—23.93%;
- City of Port Adelaide Enfield—13.77%;
- City of Holdfast Bay—5.91%.

### 5.2 *Withdrawal*

5.2.1 A Constituent Council may not withdraw from the Authority except with the approval of the Minister and subject to the Local Government Act and this Charter.

5.2.2 A Constituent Council which intends to withdraw from the Authority shall give to the Board written notice of such intention, specifying the date of intended withdrawal. The notice shall be a minimum of 12 months notice expiring on 30 June of the subsequent financial year.

5.2.3 The withdrawal of any Constituent Council does not extinguish the liability of that Constituent Council for the payment of its contribution towards any actual or contingent deficiency in the net assets of the Authority at the end of the financial year in which such withdrawal occurs.

5.2.4 The withdrawal of any Constituent Council does not extinguish the liability of that Constituent Council to contribute to any loss or liability incurred by the Authority at any time before or after such withdrawal in respect of any act or omission by the Authority prior to such withdrawal.

5.2.5 Payment by or to the withdrawing Constituent Council must be fully paid by 30 June of the financial year following 30 June of the year in which the withdrawal occurs unless there is common agreement of alternative payment arrangements by the Constituent Councils.

### 5.3 *New Members*

Subject to the provisions of the Act, this Charter may be amended by unanimous agreement of the Constituent Councils to provide for the admission of a new Constituent Council or Councils, with or without conditions of membership.

### 5.4 *Insurance and Superannuation Requirements*

5.4.1 The Authority shall register with the Local Government Mutual Liability Scheme.

5.4.2 The Authority shall advise the Local Government Risk Management Services of its insurance requirements relating to Local Government Special Risks including buildings, structures, vehicles and equipment under the management, care and control of the Authority.

5.4.3 If the Authority employs any person it shall register with the Local Government Superannuation Scheme and the Local Government Workers Compensation Scheme and shall comply with the rules of those Schemes.

### 5.5 *Winding Up*

5.5.1 The Authority may be wound up by resolution of a majority of the Constituent Councils and with the consent of the Minister.

5.5.2 On winding up of the Authority, the surplus assets or liabilities of the Authority, as the case may be, shall be distributed between or become the responsibility of the Constituent Councils in the proportions of their equitable interest in accordance with Clause 5.1.

5.5.3 If there are insufficient funds to pay all expenses due by the Authority on winding up (or at any other time there are unfunded liabilities which the Authority cannot meet), a call shall be made upon all of the Constituent Councils in proportion to their equity share for the purpose of satisfying their statutory guarantee of the liabilities of the Authority.

### 5.6 *Direction by Constituent Councils*

5.6.1 The establishment of the Authority does not derogate from the power of the Constituent Councils to jointly act in any manner prudent to the sound management and operation of the Authority, provided that the Constituent Councils have first agreed by resolution of each Constituent Council in the same or substantially the same terms as to the action to be taken.

5.6.2 For the purpose of subclause 5.6.1, any direction given by the Constituent Councils must be given in writing to the Manager of the Authority.

### 5.7 *Review of Charter*

5.7.1 This Charter may be reviewed by the Constituent Councils at any time but will be reviewed by the Constituent Councils at least once in every four years.

5.7.2 This Charter may be amended by resolution passed by each of the Constituent Councils in the same or substantially the same terms.

5.7.3 The Manager must ensure that the amended Charter is published in the *Gazette* and a copy of the amended Charter provided to the Minister. The amended Charter operates from the date of publication in the *Gazette*.

5.7.4 Before the Constituent Councils vote on a proposal to alter this Charter they must take into account any recommendation of the Board.

### 5.8 *Dispute Resolution*

5.8.1 About this Clause:

5.8.1.1 The procedure in this clause must be applied to any dispute that arises between the Authority and a Constituent Council concerning the affairs of the Authority, or between Constituent Councils concerning the affairs of the Authority, including a dispute as to the meaning or effect of this Charter and whether the dispute concerns a claim in common law, equity or under statute.

- 5.8.1.2 The Authority and a Constituent Council must continue to observe and perform this Charter despite the application or operation of this clause.
- 5.8.1.3 This clause does not prejudice the right of a party:
- (a) to require the continuing observance and performance of this Charter by all parties; or
  - (b) to institute proceedings to enforce payment due under this Charter or to seek injunctive relief to prevent immediate and irreparable harm.
- 5.8.1.4 Pending completion of the procedures set out in this clause, and subject to this clause, a dispute must not be the subject of legal proceedings between any of the parties in dispute. If legal proceedings are initiated or continued in breach of this provision, a party to the dispute is entitled to apply for and be granted an order of the court adjourning those proceedings pending completion of the procedures set out in this clause.
- 5.8.2 **Step 1: Notice of dispute:** A party to the dispute must promptly notify each other party to the dispute:
- 5.8.2.1 the nature of the dispute, giving reasonable details; and
  - 5.8.2.2 what action (if any) the party giving notice thinks will resolve the dispute; but a failure to give such notice does not entitle any other party to damages.
- 5.8.3 **Step 2: Meeting of the parties:** A party to the dispute who complied with the previous step may at the same or a later time notify each other party to the dispute that the first party requires a meeting within 14 business days after the giving of such notice. In that case, each party to the dispute must send to the meeting a senior manager of that party with the Board to resolve the dispute and at the meeting make a good faith attempt to resolve the dispute.
- 5.8.4 **Step 3: Mediation:** Despite whether any previous step was taken, a dispute not resolved within 30 days must be referred to mediation, as to which:
- 5.8.4.1 the mediator must be a person agreed by the parties in dispute or, if they cannot agree within 14 business days, a mediator nominated by the then President of the South Australian Bar Association (or equivalent officer of any successor organisation);
  - 5.8.4.2 the role of a mediator is to assist in negotiating a resolution of a dispute. A mediator may not make a decision binding on a party unless that party has so agreed in writing;
  - 5.8.4.3 the mediation must take place in a location in Adelaide agreed by the parties;
  - 5.8.4.4 a party in dispute must cooperate in arranging and expediting mediation;
  - 5.8.4.5 a party in dispute must send to the mediation a senior manager with authority to resolve the dispute;
  - 5.8.4.6 the mediator may exclude lawyers acting for the parties in dispute and may co-opt expert assistance as the new mediator thinks fit;
  - 5.8.4.7 a party in dispute may withdraw from mediation if there is reason to believe the mediator is not acting in confidence, or with good faith or is acting for the propose other than resolving the dispute;
  - 5.8.4.8 unless otherwise agreed in writing:
    - (a) everything that occurs before the mediator is in confidence and in closed session;
    - (b) discussions (including admissions and concessions) are without prejudice and may not be called into evidence in any subsequent litigation by a party;
    - (c) documents brought into existence specifically for the purpose of the mediation may not be admitted in evidence in any subsequent legal proceedings by a party;
    - (d) the parties in dispute must report back to the mediator within 14 business days on actions taken, based on the outcome of the mediation;
  - 5.8.4.9 a party in dispute need not spend more than one day in mediation for a matter under dispute;
  - 5.8.4.10 a party in dispute must bear an equal share of the costs and expenses of the mediator and otherwise bears their own costs.
- 5.8.5 **Step 4: Arbitration:** Despite whether any previous step was taken, a dispute not resolved within 60 days must be referred to arbitration, as to which:
- 5.8.5.1 there must be only 1 arbitrator and who is a natural person agreed by the parties or, if they cannot agree within 14 business days, an arbitrator nominated by the then Chairperson of The Institute of Arbitrators and Mediators (South Australian Chapter);
  - 5.8.5.2 the role of the arbitrator is to resolve the dispute and make decisions binding on the parties;
  - 5.8.5.3 the arbitration must take place in an agreed location in Adelaide;
  - 5.8.5.4 a party must cooperate in arranging and expositing arbitration;
  - 5.8.5.5 a party must send out to the arbitration a senior manager with authority to resolve the dispute;
  - 5.8.5.6 the parties may provide evidence and given written and verbal submissions to the arbitrator with the time set by the arbitrator;
  - 5.8.5.7 the arbitrator must:
    - (a) consider the evidence and submissions;
    - (b) decide the dispute; and
    - (c) give written reasons to each party;
  - 5.8.5.8 subject to this clause, the arbitration must take place under Rules 5 to 18 (inclusive) of the Rules of the Institute of Arbitrators and Mediators for the Conduct of Commercial Arbitrations and the provisions of the Commercial Arbitration Act 1986 (SA) and which Rules are taken to be incorporated by reference to this clause OR subject to this clause, the arbitrator must fix the rules or arbitration;
  - 5.8.5.9 the costs and expenses of the arbitrator and of each party must be borne as the arbitrator decides.

5.9 *Committees*

5.9.1 The Board may establish a committee of Board Members for the purpose of:

5.9.1.1 enquiring into and reporting to the Board on any matter within the Authority's functions and powers and as detailed in the terms of reference given by the Board to the Committee;

5.9.1.2 exercising, performing or discharging delegated powers, functions or duties.

5.9.2 A member of a committee established under this Clause holds office at the pleasure of the Board.

5.9.3 The Board may establish advisory committees consisting of or including persons who are not Board Members for enquiring into and reporting to the Board on any matter within the Authority's functions and powers and as detailed in the terms of reference which must be given by the Board to the advisory committee.

5.9.4 A member of an advisory committee established under this clause holds office at the pleasure of the Board.

5.9.5 The Chair of the Board is an *ex-officio* a member of any advisory committee established by the Board.

5.10 *Common Seal*

5.10.1 The Authority will have a common seal, which may be affixed to documents requiring execution under seal and where affixed must be witnessed by the Chair of the Board and the Manager.

5.10.2 The common seal must not be affixed to a document except to give effect to a resolution of the Board.

5.10.3 The Manager must maintain a register which records the resolutions of the Board giving authority to affix the common seal and details of the documents to which the common seal has been affixed with the particulars of persons who witnessed the fixing of the seal and the date that the seal was affixed.

5.10.4 The Board may by instrument under seal authorise a person to execute documents on behalf of the Authority.

5.11 *Saving Provision*

As a matter of record, Schedule 2, Clause 40 of the Act provides that no act or proceeding of the Authority is invalid by reason of:

5.11.1 a vacancy or vacancies in membership of the Board;

5.11.2 a defect in the appointment of a Board Member.

5.12 *Service of Documents*

A document to be given by the Authority to a Constituent Council, or by a Constituent Council to the Authority may be given in a manner that Section 280 of the Act permits. A written notice given by the Authority to a Constituent Council must be marked 'Attention: Chief Executive Officer'.

5.13 *Access to Information/Records*

5.13.1 As a matter of record Schedule 2, Clause 27 of the Act entitles each Constituent Council to be furnished with information or records of the Authority.

5.13.2 A Constituent Council and a Board Member each have a right to inspect and take copies of the books and records of the Authority for any proper purpose.

5.14 *Circumstances Not Provided For*

If any circumstances arise about which this Charter is silent, incapable of taking effect or being implemented according to its strict provisions, the Board has the power to consider the circumstance and determine the action to be taken.

T. BUSS, Chief Executive Officer

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## LIQUOR LICENSING ACT 1997

*Notice of Application*

NOTICE is hereby given, pursuant to Section 52 (2) (b) of the Liquor Licensing Act 1997, that Hill & Jacobs Pty Ltd a trust fund for Hill & Jacobs Unit Trust has applied to the Licensing Authority for a Direct Sales License in respect of business to be known as Hill & Jacobs Pty Ltd.

The application has been set down for hearing on 24 January 2013 at 11.30 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the hearing date (viz: 17 January 2013).

The applicant's address for service is c/o Phillip Richardson, Finlaysons Lawyers, G.P.O Box 1244, Adelaide, S.A 5001.

The application and certain documents and material) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, Chesser House, 3rd Floor, 91-97 Grenfell Street, Adelaide, S.A. 5000. Telephone: 8226 8655. Facsimile: 8226 8512. Email: [olgc@agd.sa.gov.au](mailto:olgc@agd.sa.gov.au).

Dated 17 December 2012.

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 TBR Hotels a trust fund for TBR Hotels Trust has applied to the Licensing Authority for the approval of a Redefinition and Extension of Trading Area, variation to Extended Trading Authorisation and variation to Entertainment Consent in respect of the Hotel License for the premises situated at 187 Angas Street, Adelaide, S.A 5000 and known as Seven Stars Hotel.

*Conditions*

The following licence conditions are sought:

- Variation to current Extended Trading Authorisation to apply to the Extended Trading Authorisation which presently applies in respect of Areas 1, 3, 5 and 6 to all areas of the licensed premises, with the exception that on Sundays the footpath area shall only be able to trade until 10 p.m;
- Consequential Amendment to Condition 1 of the Hotel License to read:  
‘The premises shall not re-open to the public before 7 a.m on any day’.
- Consequential amendment to second condition on page 4 of the Hotel License to reflect trading hours for footpath area as applied above.
- Variation to current Entertainment Consent to allow entertainment in the whole of the current beer garden area, referred to on the current plan as ‘Service Yard’ and Area 6.
- Redefinition and Extension of Trading Area to include additional footpath area in accordance with plans lodged at the office of the Liquor and Gambling Commissioner.
- Delete Condition 10 of the Hotel Licence.

The application has been set down for hearing on 15 January 2013 at 9.30 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the hearing date (viz: 8 January 2013).

The applicant's address for service is c/o Piper Alderman, G.P.O. Box 65, Adelaide, S.A. 5001 (Attention: Geoff Forbes or Jonathan Dodd).

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, Chesser House, 3rd Floor, 91-97 Grenfell Street, Adelaide, S.A. 5000. Telephone: 8226 8655. Facsimile: 8226 8512. Email: [olgc@agd.sa.gov.au](mailto:olgc@agd.sa.gov.au).

Dated 14 December 2012.

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 Majestic Entertainment Pty Ltd as trustee for the Majestic Entertainment Trust has applied to the Licensing Authority for a Special Circumstances Licence with Extended Trading Authorisation, Entertainment Consent and Extension of Trading Area in respect of premises situated at 10 O'Connell Street, North Adelaide, S.A. 5006 and known as The Curious Squire.

The application has been set down for hearing on 4 February 2013 at 10 a.m.

*Conditions*

The following licence conditions are sought:

- Areas 1, 2 and 3—Sunday to Thursday: 7 a.m. to midnight.
- Areas 1, 2 and 3—Friday and Saturday: 7 a.m. to 2 a.m. on the day following.
- Area 4—Monday to Thursday: 7 a.m. to midnight.
- Area 4—Friday and Saturday: 7 a.m. to 2 a.m. on the following day.
- Area 4—Sunday: 8 a.m. to midnight.
- In accordance with Section 40 of the Liquor Licensing Act 1997, to sell liquor for consumption on the licensed premises including Extended Trading Authorisation in respect of Areas 1, 2 and 3.
- Under Section 69 of the Liquor Licensing Act 1997 to sell or supply liquor with or without meals to patrons seated at a table in respect of Area 4.
- All external doors and windows are to be closed when the ‘in-house’ sound system is in use (other than for low level background music), live entertainment is being undertaken or a jukebox is available for use.
- Entertainment shall cease at 12 midnight on any night.
- The premises shall not be used or advertised as a nightclub, dance club, karaoke bar, discotheque, rock ban venue or similar.
- There shall be no loudspeakers placed on or in the fascia of the premises, balcony or in any adjacent outdoor area.
- No garbage or refuse (including empty bottles and cans) is to be moved from inside the premises to outside storage bins between the hours of 10 p.m. and 7 a.m. of the following morning.
- Garbage or refuse (including empty bottles and cans) is not to be available for collection by waste disposal or similar contractors (other than operators employed by or organised by the Corporation of the City of Adelaide) between the hours of 10 p.m. and 7 a.m. of the following morning.
- No entertainment of amplification of any kind shall be permitted in Area 4.

Extended Trading Authorisation Trading Hours:

- Friday: Midnight to 2 a.m. the following day.
- Saturday: Midnight to 2 a.m. the following day.
- Sunday: 8 a.m. to 11 a.m. and 8 p.m. to midnight.
- Christmas Eve—Friday and Saturday: Midnight to 2 a.m. the following day.
- New Year's Eve: Midnight to 2 a.m. the following day.

## Entertainment Consent:

- Monday to Thursday: 7 a.m. to midnight.
- Friday and Saturday: 7 a.m. to 2 a.m. the following day.
- Sunday: 8 a.m. to midnight.
- Maundy Thursday: 8 a.m. to midnight.
- Christmas Eve—Friday and Saturday: 7 a.m. to 2 a.m. the following day.
- Sunday—Christmas Eve: 8 p.m. to midnight.
- New Year's Eve—Friday and Saturday: 7 a.m. to 2 a.m. the following day.
- Sundays preceding Public Holidays: 8 a.m. to midnight.
- Extension of Trading Area (Outdoor Designated Dining Area).
- The Extended Trading Authorisation trading hours are to apply to this Area 4.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the hearing date (viz: 28 January 2013).

The applicant's address for service is c/o Duncan Basheer Hannon, G.P.O. Box 2, Adelaide, S.A. 5001 (Attention: Bill Moody).

The application and certain documents and material (including Plans) relevant to the application may be inspected without fee at a place and during a period specified by the Liquor and Gambling Commissioner, Chesser House, 3rd Floor, 91-97 Grenfell Street, Adelaide, S.A. 5000. Telephone: 8226 8655. Facsimile: 8226 8512. Email: [olgc@agd.sa.gov.au](mailto:olgc@agd.sa.gov.au).

Dated 18 December 2012.

Applicant

## LIVESTOCK ACT 1997: SECTION 37

## DOCUMENTATION REQUIRED FOR THE MOVEMENT OF DAIRY CATTLE WITHIN THE STATE

*Notice by the Minister*

PURSUANT to Section 37 of the Livestock Act 1997 and for the purpose of controlling the spread of the disease Johne's disease, I, Gail Gago, Minister for Agriculture, Food and Fisheries, hereby impose the following requirements in relation to the sale or agistment of dairy cattle:

*Offering Dairy Cattle for Sale*

1. A person who intends to sell dairy cattle must provide the prospective buyer with the 'Dairy BJD Assurance Score' for the herd in a 'Cattle Health Statement' or 'Vendor Declaration'.
2. A person who has sold dairy cattle must provide the purchaser with the 'Dairy BJD Assurance Score' for the herd in a 'Cattle Health Statement' or 'Vendor Declaration', if requested within seven days of the sale.

*Agistment of Dairy Cattle*

1. A person who agists dairy cattle must provide the owner or occupier of the land with the 'Dairy BJD Assurance Score' in a 'Cattle Health Statement' or 'Vendor Declaration'.

*Exemptions from the Requirement to Provide the 'Dairy BJD Assurance Score'*

1. The 'Dairy BJD Assurance Score' does not need to be provided where dairy cattle are moved between properties that are owned by the same person.

2. The 'Dairy BJD Assurance Score' does not need to be provided where dairy cattle are moved directly from a property to an abattoir for immediate slaughter.

*Notification of 'Dairy BJD Assurance Score'*

1. An Inspector, owner or agent of the owner of dairy cattle may, at a public or private sale, indicate the 'Dairy BJD Assurance Score' by verbal announcement or written placard for the purpose of advising prospective purchasers.
2. Where dairy cattle are presented at a public sale without a 'Cattle Health Statement' or 'Vendor Declaration' that contains the 'Dairy BJD Assurance Score', an Inspector may require that the dairy cattle be returned to the property of origin or sold for immediate slaughter.

*Definitions*

In this Notice:

'BJD' means Bovine Johne's Disease.

'Cattle Health Statement' means a document called the National Cattle Health Statement to declare the 'Dairy BJD Assurance Score' and other health information for the purposes of movement, agistment or sale of cattle available at:

<http://www.animalhealthaustralia.com.au/programs/johne-disease/bovine-johne-disease-in-australia/beef-only-assurance-for-bjd>.

'Dairy BJD Assurance Score' means a point score determined in accordance with the Dairy BJD Assurance Form available at <http://www.farmbiosecurity.com.au/toolkit/declarations-and-statements>.

'Dairy Cattle' means cattle, and their progeny, bred for commercial milk production and includes, but is not limited to, the following breeds: Holstein-Friesian, Jersey, Guernsey, Ayrshire, Brown Swiss, Australian Illawarra Shorthorn and Australian Red.

'Vendor Declaration' means either the documents 'National Vendor Declaration (Cattle)' and 'Waybill First Edition, November 2005' and subsequent editions available at:

<http://www.mla.com.au/Meat-safety-and-traceability/On-farm-assurance/Livestock-Production-Assurance/Vendor-declarations>

(the 'Dairy BJD Assurance Score' must be written under 'Additional Information' (Section 9)); or a document that contains prescribed details for movement documentation under the Livestock Regulations 1998 plus the following information:

- (1) the name and address of either the owner of the dairy cattle herd or the person with the day to day responsibility for managing the dairy cattle herd;
- (2) the Property Identification Code of the property from which the cattle have been immediately dispatched;
- (3) the description of the cattle which includes the sex and age of the cattle; and
- (4) the 'Dairy BJD Assurance Score' of the herd from which the cattle have been consigned.

Copies of codes, standards and other documents referred to in this notice may also be obtained from the PIRSA website at [www.pir.sa.gov.au](http://www.pir.sa.gov.au) or from the Chief Inspector of Stock, 33 Flemington Street, Glenside, S.A. 5065, or G.P.O. Box 1671, Adelaide, S.A. 5001.

This Notice shall remain in force until 31 December 2015, unless revoked or amended by a subsequent Notice.

Dated 18 December 2012.

GAIL GAGO, Minister for Agriculture,  
Food and Fisheries

## LIVESTOCK ACT 1997:SECTION 37

REQUIREMENT TO VACCINATE COMMERCIAL LAYING  
AND MEAT POULTRY WITH NEWCASTLE DISEASE VACCINE AND  
PROHIBITION ON THE INTRODUCTION OF UNVACCINATED  
POULTRY INTO SOUTH AUSTRALIA

*Notice by the Minister*

PURSUANT to Section 37 of the Livestock Act 1997 and for the purpose of the control and eradication of Newcastle Disease, a disease of avian species, I, Gail Gago, Minister for Agriculture, Food and Fisheries, require that all birds in commercial poultry flocks must:

1. be vaccinated with a Newcastle disease vaccine, and
2. be serologically monitored to demonstrate vaccination efficacy,

in accordance with the 'Newcastle Disease Vaccination Program' Standard Operating Procedures, unless otherwise approved by the Chief Inspector of Stock.

In addition, no person may introduce into South Australia any poultry destined for use within the commercial poultry industry unless the birds have been vaccinated for Newcastle disease virus, in accordance with the 'Newcastle Disease Vaccination Program' Standard Operating Procedures.

*Definitions*

In this Notice:

'commercial poultry flock' means a managed group of more than 1 000 chickens (*Gallus domesticus*); and

'Standard Operating Procedures' means the Newcastle Disease Vaccination Standard Operating Procedures 2008-2012 of the National Newcastle Disease Management Plan 2008-2010, published by Australian Animal Health Council Limited (Animal Health Australia) and available at [www.animalhealthaustralia.com.au](http://www.animalhealthaustralia.com.au).

Copies of the 'Newcastle Disease Vaccination Program Standard Operating Procedures 2008-2012' amended for South Australia and associated vaccine permit applications may be obtained from the PIRSA website at [www.pir.sa.gov.au](http://www.pir.sa.gov.au) or from the Chief Inspector of Stock, 33 Flemington Street, Glenside, S.A. 5065, or G.P.O. Box 1671, Adelaide, S.A. 5001.

This Notice shall remain in force until 31 December 2015, unless revoked by a subsequent Notice.

Dated 13 December 2012.

GAIL GAGO, Minister for Agriculture,  
Food and Fisheries

## 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 for Manufacturing, Innovation, Trade, Resources and Energy, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Mulgundawa Investments Pty Ltd

Claim No.: MC 4199

Location: Sections 215 and 218, Hundred of Brinkley, approximately 15 km south of Murray Bridge.

Area: 29.18 hectares

Purpose: Recovery of salt.

Ref.: T02805

A copy of the proposal has been provided to the Rural City of Murray Bridge.

Written submissions in relation to the granting of the mining lease are invited to be received at the Department for Manufacturing, Innovation, Trade, Resources and Energy, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000 or G.P.O. Box 1264, Adelaide, S.A. 5001 no later than 17 January 2013.

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

J. MARTIN, Mining Registrar

## MINING ACT 1971

NOTICE is hereby given in accordance with Section 53 (2) of the Mining Act 1971, that an application for a Miscellaneous Purposes Licence has been received. Details of the proposal may be inspected at the Department for Manufacturing, Innovation, Trade, Resources and Energy, Mineral Resources Group, Level 5, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Southern Iron Pty Ltd

Location: Block 1269, Out of Hundred Coober Pedy and Block 1269, Out of Hundred Billa Kalina, approximately 50 km south-south-east of Coober Pedy.

Area: 249.79 hectares

Purpose: Water supply infrastructure required to service the existing accommodation village.

Reference: T02918

Written submissions in relation to the granting of the Miscellaneous Purposes Licence are invited for an additional week to be received at the Department for Manufacturing, Innovation, Trade, Resources and Energy, Mineral Resources Group, Level 5, 101 Grenfell Street, Adelaide, S.A. 5000 or G.P.O. Box 1264, Adelaide, S.A. 5001 no later than 31 January 2013.

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

J. MARTIN, Mining Registrar

## MINING ACT 1971

NOTICE is hereby given in accordance with Section 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 for Manufacturing, Innovation, Trade, Resources and Energy, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Mulgundawa Investments Pty Ltd

Claim No.: 4198

Location: Sections 177 and 348, Hundred of Brinkley, approximately 20 km south of Murray Bridge.

Area: 102.52 hectares

Purpose: Recovery of salt.

Reference: T02808

A copy of the proposal has been provided to the Rural City of Murray Bridge.

Written submissions in relation to the granting of the mining lease are invited to be received at the Department for Manufacturing, Innovation, Trade, Resources and Energy, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000 or G.P.O. Box 1264, Adelaide, S.A. 5001 no later than 17 January 2013.

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

J. MARTIN, Mining Registrar

## MINING ACT 1971

NOTICE is hereby given in accordance with Section 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 for Manufacturing, Innovation, Trade, Resources and Energy, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Mulgundawa Investments Pty Ltd

Claim No.: 4200

Location: Filed Plan 20035, Allotment 21 and Section 354, Hundred of Brinkley, approximately 20 km south of Murray Bridge.

Area: 99.31 hectares

Purpose: Recovery of salt.

Reference: T02809

A copy of the proposal has been provided to the Rural City of Murray Bridge.

Written submissions in relation to the granting of the mining lease are invited to be received at the Department for Manufacturing, Innovation, Trade, Resources and Energy, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000 or G.P.O. Box 1264, Adelaide, S.A. 5001 no later than 17 January 2013.

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

J MARTIN, Mining Registrar

#### MINING ACT 1971

NOTICE is hereby given in accordance with Section 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 for Manufacturing, Innovation, Trade, Resources and Energy, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Mulgundawa Investments Pty Ltd

Claim No.: 4275

Location: Sections 214 and 217, Hundred of Brinkley, approximately 20 km south-south-west of Murray Bridge.

Area: 37.06 hectares

Purpose: Recovery of salt.

Reference: T02843

A copy of the proposal has been provided to the Rural City of Murray Bridge.

Written submissions in relation to the granting of the mining lease are invited to be received at the Department for Manufacturing, Innovation, Trade, Resources and Energy, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000 or G.P.O. Box 1264, Adelaide, S.A. 5001 no later than 17 January 2013.

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

J MARTIN, Mining Registrar

#### MINING ACT 1971

NOTICE is hereby given in accordance with Section 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 for Manufacturing, Innovation, Trade, Resources and Energy, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Mulgundawa Investments Pty Ltd

Claim No.: 4276

Location: Sections 177, 213, 216, and 522, Hundred of Brinkley, approximately 20 km south-south-west of Murray Bridge.

Area: 21.93 hectares

Purpose: Recovery of salt.

Reference: T02844

A copy of the proposal has been provided to the Rural City of Murray Bridge.

Written submissions in relation to the granting of the mining lease are invited to be received at the Department for Manufacturing, Innovation, Trade, Resources and Energy, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000 or G.P.O. Box 1264, Adelaide, S.A. 5001 no later than 17 January 2013.

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

J MARTIN, Mining Registrar

#### MINING ACT 1971

NOTICE is hereby given in accordance with Section 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 for Manufacturing, Innovation, Trade, Resources and Energy, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Mulgundawa Investments Pty Ltd

Claim No.: 4277

Location: Filed Plan 215486, Allotment 95 and Section 1218, Hundred of Brinkley, approximately 18 km south of Murray Bridge.

Area: 18.69 hectares

Purpose: Recovery of salt.

Reference: T02845

A copy of the proposal has been provided to the Rural City of Murray Bridge.

Written submissions in relation to the granting of the mining lease are invited to be received at the Department for Manufacturing, Innovation, Trade, Resources and Energy, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000 or G.P.O. Box 1264, Adelaide, S.A. 5001 no later than 17 January 2013.

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

J MARTIN, Mining Registrar

South Australia

## **Motor Vehicles (Approval of Motor Bikes and Motor Trikes) Notice 2012**

under the *Motor Vehicles Act 1959*

### **1—Short title**

This notice may be cited as the *Motor Vehicles (Approval of Motor Bikes and Motor Trikes) Notice 2012*.

### **2—Commencement**

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

### **3—Approved motor bikes and motor trikes**

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

## Schedule 1—Approved motor bikes and motor trikes

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

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

Suzuki RGV250

Kawasaki KR250 (KR-1 and KR1s models)

Honda NSR250

Yamaha TZR250

Aprilia RS250

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

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

Make	Model	Variant Name	Year	Capacity
AJS	Model 18	Model 18	Pre1963	497
	Model 20 (formerly known as Model 30)	Model 20	1955-61	498
Aprila	Moto 6.5	Moto 6.5	1998-99	649
	M35	SR Max 300	2012	278
	Pegaso 650	Dual Sports	1994-01	652
	Pegaso 650	Outback	2000-01	652
	Pegaso 650	Factory 650	2007-08	660
	Pegaso 650 I.E	Outback	2001-02	652
	Pegaso 650 I.E	Dual Sports	2001-06	652
	RXV4.5	RXV4.5	2006-08	449
	RXV450	VPV	2010	449
	RXV5.5	RXV5.5	2006-08	549
	RXV550	VPZ	2010	553
	Scarabeo 300	VRG	2009	278
	Scarabeo 400	Scarabeo 400	2007	399
	Scarabeo 500	Scarabeo 500	2007-08	460
	Sportcity 300	Sportcity 300	2010-2012	278
Strada 650	Strada 650	Road	2006-08	659
	Strada 650	Trail	2006-08	659
	SXV4.5	SXV450	2006-08	449
	SXV5.5	SXV550	2006-08	553
	Asiawing	LD450	ODES MCF 450	2011
ATK	605	605	1995	598
Benelli	Velvet Dusk	Velvet 400	2003-05	383

Beta	RR350	RR350	2011	349	
	RR400	RR400	2010-11	398	
	RR450	RR450	2010-11	449	
	RR450	RR450	2008	448	
	RR450	RR450	2000-07	510	
	RR520	RR520	2010-11	498	
	RR525	RR525	2008	510	
	RR525	RR525	2000-07	510	
	FUPA RR E3	RR 2T 300	2012	293	
BMW	C650	C600	2011-2012	647	
	C650	C650 GT	2011-2012	647	
	F650	Funduro	1995-00	652	
	F650CS	Scarvar	2002-05	652	
	F650CS	SE Road	2004-06	652	
	F650GS (does not include models manufactured after Nov 2007 with 800mL engine)	Dakar	2000-08	652	
		F650GS	2000-08	652	
	F650ST	F650ST	1998	652	
	F650	G650 GS	2009-112	652	
	F650	G650 GS Serato	2012	652	
	G 450 X	G 450 X	2008-10	450	
	R50	R50	1969	499	
	R60	R60/5, R60/6	1967	590	
	R65	R65	1981-85	650	
	R65LS	R65LS	1982-86	650	
	R69	R69	1961	600	
	F650GD	F650	2000	652	
	BSA	A50	A50	1964-70	500
		A65	A65	1966-69	650
		A7	A7	1961	500
B40		B40	1969	350	
B44		B44	1967-71	440	
B50		B50	1971	495	
B50SS Goldstar		B50SS Goldstar	1971	498	
G650 GS		G650 GS	2010	652	
G650 GS Serato		G650 GS	2010	652	
Gold Star		Gold Star	1962	500	
Lightning		Lightning	1964	654	
Spitfire MKIII		Spitfire MkIII	1967	650	
Thunderbolt		Thunderbolt	1967	499	
Buell		Blast	Street Fighter	2002-07	491
Bug	SEE KYMCO				
Bultaco	Alpina	Alpina	1974	350	
	Frontera	Frontera	1974	360	
	Sherpa	Sherpa	1974	350	

Cagiva	360WR	360WR	1998-02	348	
	410TE	410TE	1996	399	
	610TE-E	610TEE	1998	576	
	650 Alazzurra	650 Alazzurra	1984-88	650	
	650 Elfant	650 Elfant	1985-88	650	
	Canyon 500	Dual Sportse	1999-06	498	
	Canyon 600	Dual Sports	1996-98	601	
	River 600	River 600	1995-98	601	
	W16 600	W16 600	1995-97	601	
CF Moto	CFMoto	CF650NK-LAM	2012	649	
Coassack (Cossck)	650	650	1974	649	
Derbi	Mulhacen	659/659 Café	2008	659	
	Rambla	RA 300	2010	278	
Dneper	K650	K650	1972	650	
	Dneiper	Dneiper	1974	650	
	K650	K650 Dnepr	1967-74	650	
	MT9	MT9	1974	650	
DUCATI	400 MONSTER	400 MONSTER	2002	398	
	400 SS JUNIOR	400 SS	1989-96	398	
	400SS	400SS	1992-95	398	
	500SL	PANTAH	1984	499	
	500 DESMO	500 DESMO SPORT	1978	497	
	600 MONSTER	600 MONSTER	1994-01	583	
	600 MONSTER	DARK	1998-01	583	
	600 S	600 SUPERSPORT	1994-97	583	
	600M	600M	1994-01	583	
	600SL	PANTAH	1980-84	583	
	600SS	600SS	1994-98	583	
	620 MONSTER LITE	M620 LITE	2003-07	618	
	620 MULTISTRADA LITE	MTS620 24.5KW	2005-07	618	
	DM 350	350	PRE 1985	350	
	DM 450	450	PRE 1985	450	
	DM450	DM450	1972	498	
	DM500	DM500	1981-84	400	
	F3	350 F3	1986-1989	349	
	F4	400 F4	1986	400	
	M4	M620IA LITE	2003-04	620	
	M5	MONSTER 659	2011	659	
	Enfield	Bullet	Classic	1993-08	499
		Bullet	Deluxe	1993-08	499
		Bullet	Electra Road	2006-08	499
		Bullet 350	Deluxe	1988-01	346
		Bullet350	Superstar	1988-95	346
		Bullet 350	Classic	1993-01	346
Bullet 500		500	1995	499	
Bullet 65		Road	2003-04	499	
Lightning	Road	2000-08	499		



	Military	Road	2002-08	499
	Taurus	Diesel	2001	325
	Bullet 350 STD	Royal Enfield	1960-90	346
Fantic	TZ	EC300	2011	300
Gas-Gas	EC300	SM Supermotard	2002	299
	EC300	Enduro	2001-02	299
	EC400	FSE Enduro	2002-03	399
	EC450	FSE Enduro	2003-05	449
	EC450	FSE Supermotard	2003-08	449
	EC450	FSR Enduro	2006-08	449
	FS400	FS40A	2006	398
	FS450	FS45	2006	443
	FS500	FS50	2006	503
	FSE 400	400	2002	398
	FSE 450	450	2003-08	398
	Pampera	320 Trail	1998-02	333
	Pampera	400 Trail	2006-08	399
	Pamper	450	2007-08	399
	SM400	Supermotard	2003-08	399
	SM450	Supermotard	2003-08	443
	TT300	EC300	1998-08	295
Gilera	Fuoco 500	Fuoco 500	2007-08	493
	Nexus 500	Nexus 500	2003-08	460
Harley	SS350	SS350	1974	350
Honda	600V Transalp	600V Transalp	1988	583
	Bros	Bros	1992	399
	C70	Dream	Pre 1970	305
	CB350	CB350	1969	348
	CB350F	CB350F	1973	325
	CB360	CB360	1973-74	360
	CB400	CB400	1981	395
	CB400	CB400	2008	408
	CB400F	CB400F	1975	395
	CB400N	CB400N	1981	408
	CB400T	CB400T	1977	399
	CB450	CB450	1972-75	450
	CB500	CB500	1977	498
	CB500F	CB500F	2012	471
	CB550	CB550	1978	544
	CB650	CB650	1979-82	627
	CBR500R	CB500R	2012	471
	CBX550	CBX550F	1982-85	572
	CJ360	CJ360	1976	356
	CL450	CL450	1965-77	444
	CRF450X	CRF450X	2005-08	449
	CX500	CX500	1977-82	495
	CX650	CX650	1983-85	647
	Deauville	NT650V	2002-06	647
	FJS400A	SW-T400	2009	399

	FT500	FT500	1984	498
	FTS600D	Silverwing	2006-08	582
	GB400	GB400	1992	399
	GB500	GB507	1987-91	498
	GL400	GL400	1985	396
	NF02	SH300	2009	279
	NT400	NT400	1989-92	400
	NTV650	Revere	1989-92	647
	NX650	Dominator	1988-00	644
	Revere	Revere	1990	647
	RVF400	OBI RVF400	1992-96	399
	SL350	SL350	1972	348
	Steed	Steed	2002	398
	VT400C	Shadow, VT400F	2009	399
	VT500	VT500	1983-87	498
	VT600C	VT600C	1993-00	583
	XBR500	XBR500	1986-89	499
	XBR500SH	XBR500SH	1986-89	499
	XL350	XL350	1984-87	339
	XL500	XL500	1980-84	498
	XL600	XL600	1984 -89	589
	XL600R	XL600R	1984-87	589
	XL600RMG	XL600RMG	1986-88	591
	XL600VH	Transalp	1987-89	583
	XL650V	Transalp	2002-08	647
	XR350	XR350	1983	339
	XR350R	XR350R	1983-84	339
	XR350R	XR350R	1985-86	353
	XR400	XR400	1996-08	397
	XR400 Motard	XR400 M	1996-08	397
	XR400R	XR400R	1996-08	397
	XR500	XR500	1979-85	498
	XR500R	XR500R	1983-84	498
	XR600	XR600	1985	591
	XR600R	XR600R	1985-00	591
	XR650L	XR650L	2001-06	644
	XR650R	XR650R	2000-06	649
Hunter	DD350E-6C	Daytona	2010	320
Husaberg	FE350	Enduro	2012	350
	FE400	Enduro	2000	399
	FE450	Enduro	2008-12	449
	FE501E	Enduro	1997-12	501
	FE501	Enduro	2012	510
	FE570	Enduro	2008-10	565
	FE600E	Enduro	1997-00	595
	FE650E	Enduro	2004-08	628
	FE650E	Enduro	2000-04	644
	FS450E	Enduro	2004	449
	FS450	Supermotard	2008-10	449

	FS570	Supermotard	2009-10	565
	FS650C	Supermotard	2004-05	628
	FS650E	Supermotard	2004-08	628
	FS650E	Supermotard	2002-04	644
	FE (Enduro) 4E8	FE4E8	2000	399
	FE (Enduro) 5E8	FE5E8	2000	501
	FE (Enduro) 7E8	FE7E8	2000	644
	FE550	FE550	2004	550
	TE300	TE Series	2010-2012	293
Husqvarna	300WR	WR300	2008-10	298
	300WR	WR300	2011-2012	293
	310TE	TE310 A3	2009-13	303
	310TE	TE310 A2	2008-10	298
	350TE	TE350	1995	349
	400SM	Supermotard	2002-04	400
	400TE	Enduro	2000-01	400
	410TS	Enduro	1998-00	400
	410TS	Enduro	1994-97	415
	450SM	Supermotard	2003-07	449
	450SMR	Supermotard	2003-08	449
	450SMRR	Supermotard	2008	449
	450TC	Motocross	2001-08	449
	450TE	Enduro	2001-07	449
	450TE-ie	Enduro	2007-08	449
	450TXC	Trail	2007-08	449
	A3	A3 TE250/310	2012	303
	A6 SMR 449	A600AB	2010-2012	450
	A6 TE 449	A600AATE449	2010	450
	A6 SMR 511	A601AB	2010-2012	478
	A6 TE 511	A601AATE511	2010	478
	A6 SMR 511	A602AB	2010	478
	510SM	Supermotard	2004-10	501
	510TC	Motocross	2004-07	501
	510TE	Enduro	2004-08	501
	510TE	Enduro	1984-85	505
	510TE	Enduro	1986-90	510
	510TE-ie	TE510ie	2008	510
	570TE	570TE(RP)	2000	577
	610SM	Dual Sports	200-08	577
	610TE	TE610(RP), 610TE-e	2000	577
	610TE	Dual Sports	2008	577
	AE430	Enduro	1986-88	430
	WR260	Enduro	1990-91	260
	WR300	Enduro	2010	293
	WR360	Enduro	1991-03	349
	WR400	Enduro	1984-88	396
	WR430	Enduro	1988	430
	SM 450ie	SM 450ie	2008	449
	SM 510ie	SM 510ie	2009	501

	SMS630	A401AB, SM630	2010	600
	TE310ie	TE310ie	2008	298
	TE630	630TE	2010	600
	WR260	Enduro	1990-91	260
	WR300	Enduro	2010-11	298
	WR360	Enduro	1991-03	349
	WR400	Enduro	1984-88	396
	WR430	Enduro	1988	430
Hyosung	GT650L	Comet	2005-08	647
	GT650RL	Comet	2005-08	647
	GT650SL	Comet	2005-09	647
	GT650-40	GT650R	2010-2012	647
	GT650S-40	GT650S	2010-2012	647
	GT650-40	GT650	2010-2012	647
	GT650R	GT650R-40	2012	647
	GT650 Comet	GT650-40	2012	647
	GT650S	GT650SL-40	2012	647
	GT650S	GT650SH40	2012	647
	GV650C	Aquila Classic	2010	647
	GV650L	Aquila	2008-09	647
	GV650-40	Aquila	2010-2012	647
Indian	Velo	Velo	1969	500
Jawa	350	350	1974	350
	634 Road	634 Road	1984-85	343
	638 Road	638 Road	1985-86	343
Jonway	MALIBU	MALIBU 320	2012	320
Kawasaki	EN400	Vulcan	1986	400
	EN450	450Ltd	1995-87	454
	EN500	Vulcan	1990-02	500
	ER-5	ER500	1999-06	498
	ER-650C	Er-6nL	2009	649
	ER-650C	Er-6nL ABS	2009-2011	649
	ER650F	ER-6NL ABS	2011-2012	649
	EX300A	EX300A	2012	296
	EX300A	EX300B	2012	296
	EX650F	Ninja 650RL ABS	2011-12	649
	EX400	GPX 400R	1984-94	399
	EX650C	Ninja 650RL	2009-10	649
	EX650C	Ninja 650RL ABS	2009-11	649
	GPZ550	GPZ550	1981-90	553
	GT550	Z550	1984-88	553
	KL600	KLR600	1984-87	564
	KL650	KLR650	1987-10	651
	KLE500	Dual Sports	1992-08	498
	KLR600	KL600	1984-87	564
	KLR650	KL650	1987-2012	651
	KLX300R	KLX300R	1996-04	292
	KLX400	KLX400	2003	400
	KLX450R	KLX450R	2001-2012	449

	KLX650	KLX650	1989-95	651
	KLX650R	Enduro	1993-04	651
	KZ400	KZ400	1974-84	398
	KZ440	KZ440	1985	443
	KZ500	KZ500	1979	497
	KZ550	KZ550	1986	547
	LE650D	Versys 650L ABS	2010-2012	649
	LTD440	LTD440	1982	443
	LX400	LX400 Eliminator	1989	398
	S2	S2	1972	346
	S3	S3	1974	400
	W1 650	W650	1965-70	623
	Z400B2	KZ400B2	1979	398
	Z400D	KZ400	1975	398
	Z500	Z500	1980	498
	ZR550	Zephyr	1991-99	553
	ZZR400	ZZR400	1991-92	399
KTM	2T-EXC	300 EXC	2012	293
	300EXC	Enduro	1984-00	280
	300EXC	Enduro	2002-08	293
	300EXC	Enduro	2004-07	293
	300EXC	Enduro	2000-2011	297
	300EXC-E	Enduro	2007-08	293
	300GS	Enduro	1990-95	280
	350EXC Special R	Enduro	2005-06	350
	360EXC	Enduro	1996-98	360
	380EXC	Enduro	2000	368
	4T-EXC RACING	350 EXC-F	2012	350
	4T-EXC RACING	450 EXC	2012	449
	4T-EXC RACING	500 EXC	2012	510
	400EXC	Enduro	2008-11	393
	400GS	Enduro	1993-99	400
	400SC	400SC	1996-98	400
	400TE	400Te	2001	400
	450EXC	Enduro	2002-07	448
	450EXC	Enduro	2005-09	449
	450EXC	Enduro	2011-on	449
	500GS	Enduro	1984-91	553
	500EXC	Enduro	2011-on	510
	510EXC	Enduro	1999-02	510
	520EXC	Enduro	2000-02	510
	525EXC	Enduro	2002-05	510
	525EXC-R	Enduro	2005-07	510
	530EXC	Enduro	2008-09	510
	600 Enduro	Enduro	1987-93	553
	600 Enduro Incas	Enduro	1989-90	553
	625SMC	625SMC	2004	609
	660SMC	4T-EGS	2004	654
	690 Rally Replica	4T-EGS	2010	654

Kymco	Freeride	Freeride (MY 12 on)	2012	350
	Bug Xciting	500i	2008-08	498
	Bug Xciting	500Ri	2005-08	498
	Bug Xciting	500	2005-08	498
	Downtown 300i	V20000 (300i) ABS	2010-12	298
Lambretta	All model	Lambretta	Pre2008	Under 660
Laro	DD35E-6C	Pro Street	2011	320
	SPT series	SPT350	2011	320
Laverda	500	500	1979	497
Lifan	LF400	LF400	2009	399
Lifeng	Regal Raptor	Cruiser 350	2011	320
Maico	Enduro	500E	1984-88	488
Matchless	G12	G12, 650	Pre1966	646
	G80	Harris	1988-90	494
	G80	G80	Pre 1963	497
	650	G11, G12, model 31	1958-66	646
	500	G80 Major	1949-66	500
MBK	Falcone	Yamaha XT660R	2005-08	660
	Yamaha XT660X	Yamaha XT660X	2005-08	660
Montessa	Cota 330	Trial	1985-86	328
	Cota 335	Trial	1986-88	328
	Cota 348T	Trial	1984-87	305
	Cota 3505	Trial	1984-85	349
Moto Guzzi	350 GT	350 GT	1992	350
	Falcone	Falcone	1972	498
	V35	V35	1977-90	346
	V50	V50	1977-79	490
	V50	Monza	980-85	490
	V65	V65	1982-94	643
	V65	Lario	1984-89	643
Moto	3.5 Road	3.5 Road	1984-85	344
Morini	350 Sport	350 Sport	1974-85	344
	500 Camel	Trail	1984-86	479
	500 SEI	500 SEI	1984-85	479
	500 Strada	500 Strada	1977-85	479
	500W	500 V-twin	1977	
MuZ	Baghira	Enduro	1999-02	660
	Mastiff	Supermotard	1999-02	660
	Skorpion	Replica	1998-02	660
	Skorpion	Sport	1998-02	660
	Skorpion	Traveller	1998-02	660
	Skorpion	Tour	1998-02	660
MV Agusta	350	350	1972-76	349
Norton	650SS	650SS	1962-68	650
	ES2	ES2	Pre 1963	490
	Manxman	Manxman	1961	650
	Model 88	Dominator	Pre 1966	497
	Navigator	Navigator	1964	350
Oz Trike	Fun 500	Fun 500	Pre 2008	500

Panther	Model 100	Model 100	Pre 1963	598
	Model 120	Model 120	Pre1966	645
Peugeot	Geopolis (400)	AEAA	2007-08	399
	Satelis (400)	AEAA	2007-08	399
	Satelis (500)	AFAA	2007-08	493
Piaggio	MP3 300	MP3 300	2010-12	278
	MP3 400	MP3 400	2008	399
	MP3 500	MP 3 500	2011	493
	X7 Evo 300	Evo 300	2009	278
	X8 400	X8 400	2007-08	399
	X9 500	X9 500	2001-08	460
	XEVO 400ie	XEVO 400ie	2007-08	399
Rickman	650	Triumph	1964	649
Royal	Bullet	Bullet350	1988-01	500
Enfield	Bullet	Bullet 500	1993-11	499
	Bullet	Electra	2005-11	499
	Bullet	Classic	2005-11	499
	Bullet	UCE	2009-11	499
	Lightning	Lightning 500	2000-08	350
	Taurus	Diesel 324	1997	324
	Taurus	Diesel 325	2000-01	325
RS Honda	XR400M	Motard	2005-08	397
Rudge	650	Rudge	Pre 1961	650
Whitworth				
Sherco	S4	Enduro	2005-06	448
	S4	Enduro 250	2010	248
	S4	Enduro 450	2010	448
	S4	Enduro 510	2010	510
	S4	Enduro 300	2010	290
Suzuki	AN400	Burgman	2006-2012	400
	AN650	Burgman	2002-2012	638
	DR350	All	1991-98	349
	DR400	DR400	1999	400
	DR500	All	1981-84	498
	DR600	DR600S, DR600R	1985-90	598
	DR650	All	1990-08	644
	DR650SE	DR650SE	1997-12	644
	DR-Z400E	DR-Z400E	2005-12	398
	DR-Z400S	DR-Z400S	2005-12	398
	DR-Z400SM	DR-Z400SM	2005-12	398
	GN400	GN400	1980-81	400
	GR650	All	1983-88	651
	GS400	GS400	1976-82	400
	GS450	All	1981-89	450
	GS450E	GS450E	1977-89	450
	GS500	GS500	2000-12	487
	GS500E	GS500E	1976-99	492
	GS500F	GS500F	2003-12	487
	GS550	All	1977-82	549

	GSR400	GSR400	2006-08	398
	GSX400	F	1981-04	398
	GSX400	E	1981-84	398
	GSX650FU	GSX650FU	2008-12	656
	GT380	GT380	1973-78	380
	GT500	GT500	1976-78	500
	GT550	GT550	1973-78	550
	KATANA550	KATANA550	1981-83	550
	LS650	Savage	1986-89	652
	PE400	PE400	1980-81	400
	RE5	Rotary	1974	500
	SFV650U	SFV650U	2009-12	645
	SP370	Enduro	1978	370
	SV650SU	SV650SU	2008-12	645
	T500	T500	1970-74	500
	TS400	TS400	1976	400
	XF650	Freewind	1997-01	644
SYM	Citycom 300	LH30W	2008-2012	263
	Firenze	LM30W	2009-2012	263
TGB	CU	XMOTION	2012	264
TM	300E	Enduro	2000-08	294
	3002T	Enduro	2010	297
	400E	Enduro	2002-03	400
	450E	Enduro	2003-08	449
	450MX	450MX	2008	449
	4504T	Enduro	2010	450
	530E	Enduro	2003-08	528
	530MX	530MX	2008	528
	5304T	Enduro	2010	528
	300 Enduro	TM300E	2000	297
	450	TM450	2003	450
	530	TN530	2003	528
	TM300	TM300	2002	297
	TM400	TM400	2002	400
Triumph	21	21	1963	350
	Daytona 500	Daytona 500	1970	490
	T100	Tiger	1968	498
	T120	Bonneville	1968	649
	TR5	Trophy	1969	449
	TR6	Trophy	1961-73	649
	TR7	Tiger	1971	649
	Tribsa	Tribsa	1960-70	649
	Thunderbird 650	6T, TR65	1949-66	649
	Note: Only includes models manufactured up to and including 1983			



Ural	Dneiper	Dneiper	1974	650
	K650	K650	1967-74	650
	MT9	MT9	1974	650
Velocette	Thruyton	Thruyton	1965-67	499
	Venom	Venom	1955-70	499
Vespa	GTS 300 Super	GTS 300 S	2008	278
	GTS 300 Super	GTS 300 S	2010	278
	GTV 300 VM	GTV	2010	278
Vor	400 Enduro	400 Enduro	2000	399
	450 Enduro	450 Enduro	2002	450
	500 Enduro	500 Enduro	2001	503
	530 Enduro	530 Enduro	2001	530
	VOR Enduro	400SM	2000-01	399
	VOR Enduro	500SM	2000-01	503
Xingyue	XY400Y	XY400Y	2008-09	400
Yamaha	DT400	DT400	1976-77	400
	IT426	IT426	1987	426
	IT465	IT465	1987	465
	IT490	IT490	1983	490
	MT03	MT03	2011	660
	MX400	MX400	1976	400
	RD350	RD350	To 1975	350
	RD350LC	LC350	1980 - 86	350
	RD400	RD400	1976	398
	RT2	RT2	1970	360
	RT350	RT350	1972	347
	SR400	SR400	1978-82	400
	SR400	SR400	2001-2008	400
	SR500	SR500	1978-1981	499
	SRX400	SRX400	1985-90	400
	SRX600	SRX600	1996	608
	SZR660	SZR660	1997	659
	TT350	TT350	1986-01	346
	TT500	TT500	1975	500
	TT600	TT600	1990-1995	595
	TT600E	TT600E	1997	595
	TT600R	TT600R	1999	595
	TX650	TX650	1976	653
	WR400F	WR400F	1998-2000	399
	WR426F	Belgarda import only	2001	426
	WR450	WR450	2002	450
	WR450F	WR450F	2003-05	450
	WR450F	WR450F	2006-12	450
	XJ550	XJ550	1981-82	428
	XJ6	XJ6FL (25kw)	2009-12	600
XJ6	XJ6NL (25kw)	2009-12	600	
XJ6	XJ6SL (25kw)	2010-12	600	
XJ650R	XJ650	1980-1986	653	
XJR400	XJR400	1999	400	

XJR400	4HM	2003	399
XP500	XP500	2000-11	499
XP500	XP500	2012	530
XS400	XS400	1978-82	391
XS650	XS650	1972-1984	653
XT350	XT350	1985-99	346
XT500	XT500	1976-81	499
XT550	XT550	1982-84	552
XT600	XT600	1983-04	590
XT600Z	Tenere	1988-89	595
XT660R	XT660R	2004-12	659
XT660X	XT660X	2004-12	660
XTZ660	XT660Z Tenere	1996-2012	659
XV400	XV400 Virago	1983	399
XV535	XV535 Virago	1996-98	535
XVS400	XVS400 Dragster	2001-03	649
XVS650	XVS650	1997-2012	400
XVS650A	XVS650A	2000-12	649
XZ400	XZ400	1982	399
XZ550	XZ550	1982-83	550
YP400	Majesty	2008-12	395

## Note:

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

All motorcycles with electric powered engines are approved.

## Schedule 2—Revocation

The *Motor Vehicles (Approval of Motor Bikes and Motor Trikes) Notice 2012* made on 11 October 2012 (*Gazette* No. 67, 11 October 2012 p4629) is revoked.

**Ron Shanks**

**DEPUTY REGISTRAR OF MOTOR VEHICLES**

14 December 2012

NATIONAL PARKS AND WILDLIFE ACT 1972

*Declaration of Bendleby Hills Sanctuary*

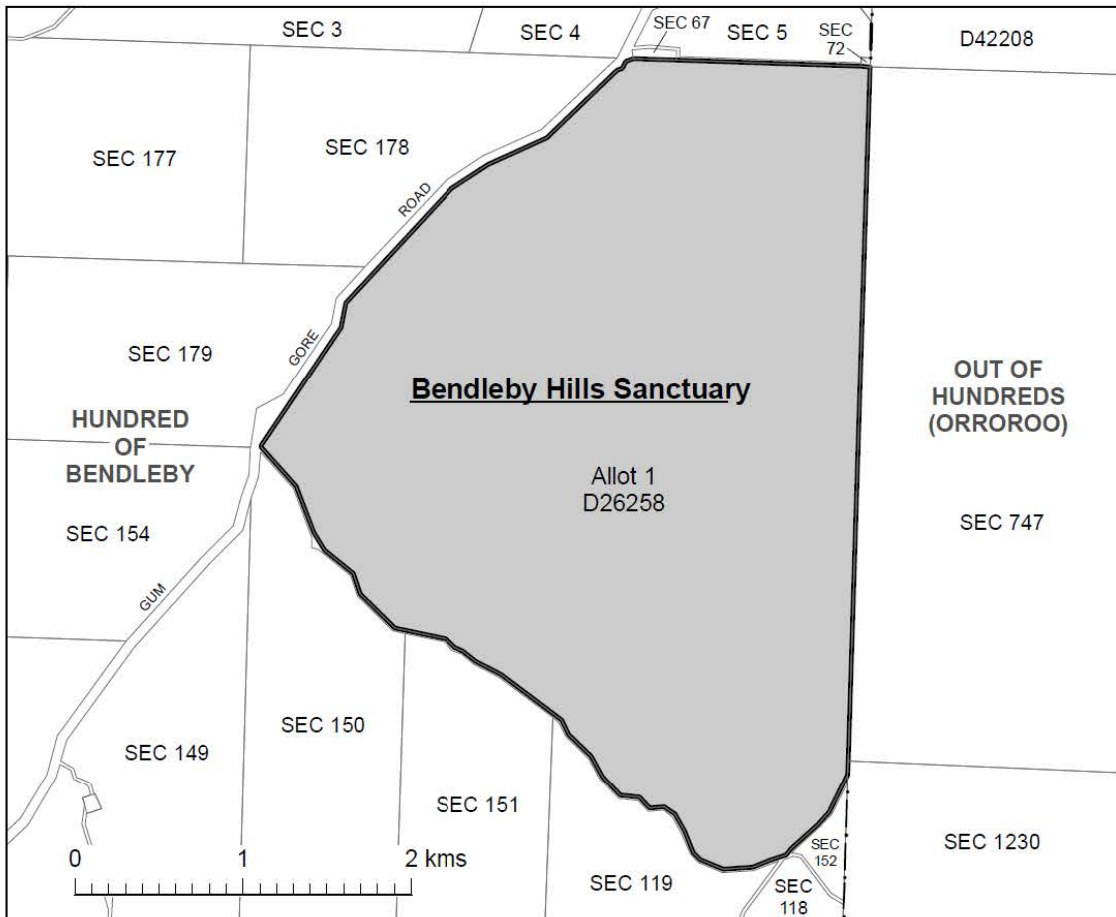
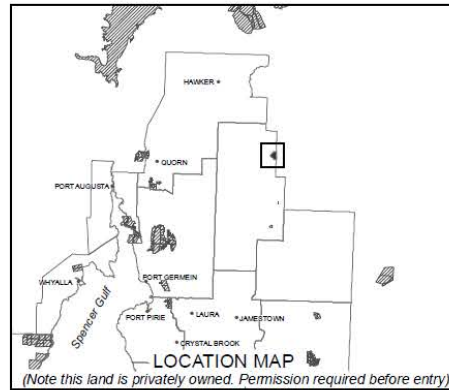
PURSUANT to Division 7, Section 44 of the National Parks and Wildlife Act 1972, I, Paul Caica, Minister for Sustainability, Environment and Conservation, being of the opinion that it is desirable to conserve the animals and plants for which the land depicted as a sanctuary in The Schedule hereto is a natural habitat or environment and having received all the necessary consents, do hereby declare the said land to be a sanctuary for the purposes of the said Act.

This notice will commence on the date below and remain in effect until varied or revoked.

**SANCTUARY NO. 99**  
**The Schedule**  
**BENDLEBY HILLS SANCTUARY**  
**Hundred of Bendleby**  
**Allot 1 D26258**  
**Area 1190 ha**



**SANCTUARY**



Dated 4 September 2012.

PAUL CAICA, Minister For Sustainability, Environment and Conservation

NATIONAL PARKS AND WILDLIFE ACT 1972

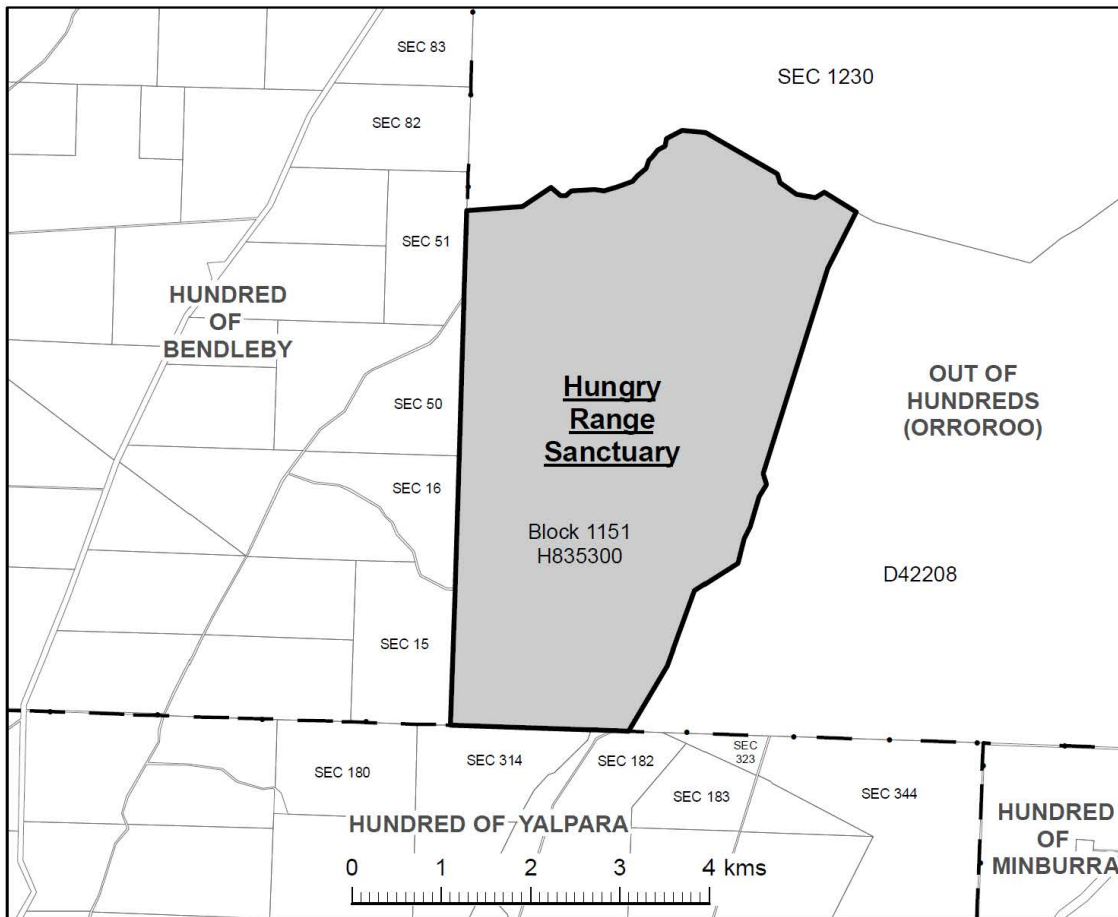
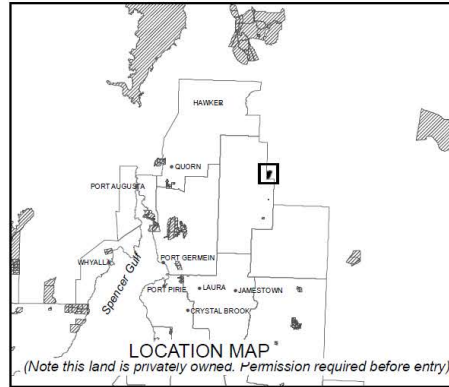
*Declaration of Hungry Range Sanctuary*

PURSUANT to Division 7, Section 44 of the National Parks and Wildlife Act 1972, I, Paul Caica, Minister for Sustainability, Environment and Conservation, being of the opinion that it is desirable to conserve the animals and plants for which the land depicted as a sanctuary in The Schedule hereto is a natural habitat or environment and having received all the necessary consents, do hereby declare the said land to be a sanctuary for the purposes of the said Act.

This notice will commence on the date below and remain in effect until varied or revoked.

**SANCTUARY NO. 100**  
**The Schedule**  
**HUNGRY RANGE SANCTUARY**  
**OUT OF HUNDREDS (ORROROO)**  
**Block 1151**  
**Area 2100 ha**

 **SANCTUARY**



Dated 4 September 2012.

PAUL CAICA, Minister for Sustainability, Environment and Conservation

## NATIONAL PARKS AND WILDLIFE ACT 1972

*Draft Amendment to the Mount Remarkable National Park Management Plan (2006)*

I, EDWARD GREGORY LEAMAN, Director of National Parks and Wildlife, hereby give notice under the provisions of Section 38 of the National Parks and Wildlife Act 1972, that a draft amendment to the Mount Remarkable National Park Management Plan (2006) has been proposed.

Copies of the draft amendment may be inspected at or obtained from the offices of the Department of Environment, Water and Natural Resources at:

- DEWNR Information Line (Level 1, 100 Pirie Street, Adelaide, S.A. 5000, e-mail [dewnrinformation@sa.gov.au](mailto:dewnrinformation@sa.gov.au)), telephone: (08) 8204 1910.
- [www.environment.sa.gov.au/conservation/land/park\\_management/management\\_plans](http://www.environment.sa.gov.au/conservation/land/park_management/management_plans).
- Northern and Yorke Regional Office, 17 Lennon Street, Clare, S.A. 5453 Telephone: (08) 841 3400.

Any person may make representations in connection with the draft amendment during the period up to and including 22 March 2013.

Written comments should be forwarded to the Team Leader, Protected Area Management, Department of Environment, Water and Natural Resources, G.P.O. Box 1047, Adelaide, S.A. 5001 or e-mailed to [DEWNRProtectedAreaManagement@sa.gov.au](mailto:DEWNRProtectedAreaManagement@sa.gov.au).

E. G. LEAMAN, Director of National Parks and Wildlife

## NATIONAL PARKS AND WILDLIFE ACT 1972

*Appointment of Wardens*

PURSUANT to Section 20 of the National Parks and Wildlife Act 1972, I, John Erwin Schutz, Group Executive Director, Partnerships and Stewardship, formerly entitled Executive Director, Regional Services, authorised delegate, hereby appoint each of the officers of the Department of Environment, Water and Natural Resources (DEWNR) listed in Schedule 1 below as Wardens for the whole of the State of South Australia for the purposes of the Act, for the period commencing on 1 January 2013 and ending on 31 December 2013, on the condition that the appointment of a person referred to in Schedule 1 as a Warden pursuant to this instrument of appointment shall be automatically revoked without the necessity for a further notice in the event that the person ceases employment with DEWNR or its successor.

## SCHEDULE 1

Card No.	Name of Warden
431	Agius, Gavin
263	Ah Chee, Dean Lennie
481	Ahlin, Sarah
183	Alexander, Peter James
407	Amey, Donald
269	Anderson, Kenneth Paul
543	Anderson, Amy Jane
79	Anderson, Malcolm John
538	Anderson, Mark
358	Anderson, Ross David
266	Armenio, Melanie Marie
352	Armstrong, David Mark
276	Arnold, Christine Radegunde
532	Atkin, Charlotte Katrina
299	Axford, Geoffrey Bruce
233	Beinke, Stuart W.
409	Bell, Catherine
478	Bravington, Elijah
387	Bredl, Rose-Marie
479	Brougham, Neil
331	Buck, Alison
316	Childs, Shane Roberts
200	Clayton, Stephen
430	Cliff, Wendy
544	Colella, Dimitri Nicola
152	Collins, James Timothy

Card No.	Name of Warden
545	Cotton, Ernest Barrie
403	Coulthard, Shara
301	Coulthard, Arthur
412	Cox, Tamahina
305	Crawford, Darren Robert
80	Dahl, Erik Svern
215	Dalzell, Brett Graham
413	Davis, Deborah
142	De Groot, Richard
323	De Smit, Eric Edward
449	Dinan, Nick
332	Doyle, Daniel Dominic
238	Dridan, Hannah Gosse
278	Drogemuller, Glen
524	Earl, Tim Michael
429	Ellis, Janine
164	Ellis, Robert James
134	Falkenberg, Ian Douglas
450	Ferschl, Donna
480	Francis, Dennis
451	Fraser, David
146	Fraser, Timothy Scott
218	Freak, Michael James
124	Fuhlbohm, Timothy Wayne
527	Fuller-Smith, Jessica Anne
261	Gable, Grant Morrison
414	Gardner, Kain
133	Gerschwitz, Ronald Thomas
447	Gibbs, Verity
92	Giebel, Gerhard Wilhelm Otto
492	Gillen, Paul Gavin
385	Hall, Timothy Alan
55	Halstead, Christopher Kenneth
546	Hamood, Ryan Peter
453	Hansford, Andrew
454	Hartman, Tim
395	Haslam, Donna
428	Havelberg, Chris
380	Heard, David
415	Hicks, Stuart
455	Hlava, Cassia
445	Holmes, Justin
491	Humphrey, Matt
477	Iwao, Seiji
191	Jackway, Glenn Richard
547	Jenkins, Meryl Sian
345	Jennings, Scott Adrian
494	Jennings, Steven Cary
525	Johnson, Haulwen Sian
531	Johnson, Steven James
293	Kelly, Deborah Kaye
436	Klopp, Nalini
344	Koerner, Dylan Charles
457	Koolmatrerie, Joseph
128	Kraehenbuehl, Janine Ann
458	Kumar, Saras
195	Laslett, Drew Leonard
384	Laver, Robert
270	Leggett, Tamara Jane
548	Long, Daryl Wayne
405	Magor, Tony
84	Maguire, Anthony
549	Manning, Byron Christopher
486	Marsden, Coral
550	Mason, Paul Wayne
272	McIntosh, Thomas William
459	McLean, Anne
488	McNicol, Kate
356	Morcom, Robyn Joanne
138	Mount, Donald Gerard
489	Mroczek, Kathryn
129	Naismith, Trevor Leonard
460	Nester, Sam
367	Nicholls, Sonya
187	Nixon, Craig Leslie
281	Oster, Simon Mark
523	Palmer, Helen Clare
551	Parsons, Christopher Michael
324	Paterson, Caroline Jane
398	Penhall, Mike

Card No.	Name of Warden
496	Pippos, Jared
440	Pitman, Jennifer
376	Popke, Katrina
349	Pudney, Rebecca Jane
442	Robb, Adrian Joseph
222	Robins, Brian Andrew
552	Rutherford, Henry Charles
181	Saers, Ronald Henry
406	Sanderson, Sam
461	Savage, Russell
434	Schmidt, Carol
475	Schriever, Barry
443	Schutz, John
533	Simpson, Janet Anne
462	Sims, Philip
355	Sleep, Robert George
381	Snowball, Derek
193	Southcombe, Stuart Edward
528	Stanford, Nathaniel Richard
37	Stelmann, Joe
526	Stephen, Niall
216	Strachan, Phillip James
439	Sutcliffe, Mark
374	Swales-Smith, Jasmine
283	Taylor, Stephen Martin
463	Thompson, Chris
167	Tilley, Joseph William
464	Tomlinson, James
378	Trebilcock, Michael
196	Troath, Robert Bryn Lewis
482	Turrini, Bruno
421	Underwood, Geoffrey
274	Unsworth, Paul Graham
422	Uppill, Kym
487	Vicente Sanchez, Cristina
325	Villiers, Kerri Anne
553	Voumard, Sarah Frances
474	Walsh, Patrick
306	Watkins, Peter James
364	Welsby, Keith Antony
199	Wigg, Michael John
425	Wilkins, David Sydney
399	Wilkins, Peter
541	Williams, Brett Michael
444	Williams, Michael
423	Wilson, Darren Lee
529	Wiseman, Peter John
377	Wright, Jacqueline
158	Zepf, Albert Gerard
294	Zidarich, Anthony David

Dated 12 December 2012.

J. E. SCHUTZ, Group Executive Director,  
Partnerships and Stewardship

#### NATIONAL PARKS AND WILDLIFE ACT 1972

##### *Bimbowrie Conservation Park Management Plan*

I, PAUL CAICA, Minister for Sustainability, Environment and Conservation, hereby give notice under the provisions of Section 38 of the National Parks and Wildlife Act 1972, that on 30 October 2012, I adopted a plan of management for Bimbowrie Conservation Park.

Copies of the plan may be inspected at or obtained from the offices of the Department for Environment, Water and Natural Resources at:

- DEWNR Information Line:  
Level 1, 100 Pirie Street, Adelaide, S.A. 5000,  
Email: [DEWNRinformation@sa.gov.au](mailto:DEWNRinformation@sa.gov.au),  
Telephone 8204 1910;
- Northern and Yorke Regional Office, 17 Lennon Street,  
Clare, S.A. 5453, telephone (08) 8841 3400.

- [http://www.environment.sa.gov.au/Conservation/Land/Park\\_management/Management\\_plans](http://www.environment.sa.gov.au/Conservation/Land/Park_management/Management_plans).

PAUL CAICA, Minister for Sustainability,  
Environment and Conservation

#### NATIONAL PARKS AND WILDLIFE ACT 1972

##### *Ediacara Conservation Park Management Plan*

I, PAUL CAICA, Minister for Sustainability, Environment and Conservation, hereby give notice under the provisions of Section 38 of the National Parks and Wildlife Act 1972, that on 30 October 2012, I adopted a plan of management for Ediacara Conservation Park.

Copies of the plan may be inspected at or obtained from the offices of the Department of Environment, Water and Natural Resources at:

- DEWNR Information Line:  
Level 1, 100 Pirie Street, Adelaide, S.A. 5000,  
Email: [DEWNRinformation@sa.gov.au](mailto:DEWNRinformation@sa.gov.au),  
Telephone 8204 1910;
- South Australian Arid Lands Regional Office, 9 Mackay Street, Port Augusta, S.A. 5700, telephone (08) 8648 5300.
- [http://www.environment.sa.gov.au/Conservation/Land/Park\\_management/Management\\_plans](http://www.environment.sa.gov.au/Conservation/Land/Park_management/Management_plans).

PAUL CAICA, Minister for Sustainability,  
Environment and Conservation

#### NATIONAL PARKS AND WILDLIFE ACT 1972

##### *Open Season for the Taking of Protected Animals*

PURSUANT to Section 52 of the National Parks and Wildlife Act 1972, I, Paul Caica, Minister for Sustainability, Environment and Conservation, being the Minister for the Crown to whom the administration of the National Parks and Wildlife Act is for the time being committed, declare an open season for the taking of protected animals as set out in this notice.

#### 1. *General Open Season*

##### 1.1 *Area of the State*

- 1.1.1 The open season applies to those species of protected animal listed in Clause 1.1.2 over the whole of the State, excluding any reserves constituted under the National Parks and Wildlife Act 1972 or any wilderness protection area or any wilderness protection zone constituted under the Wilderness Protection Act 1992.

##### 1.1.2 Stubble Quail (*Coturnix pectoralis*)

##### 1.2 *Period*

- 1.2.1 Subject to Clause 1.2.2 of this notice, the open season for the whole of the State is from 6.50 a.m. on Saturday, 16 February 2013 to 5.30 p.m. on Sunday, 28 July 2013.

- 1.2.2 A person shall not, without the written permission of the Director of National Parks and Wildlife, take the above-mentioned species of quail during the period between sunset on any one day of an open season and sunrise on the next day.

#### 2. *Prohibition Against Taking Eggs*

- 2.1 A person shall not take quail eggs during the open season.

#### 3. *Bag Limit*

- 3.1 On any day of the open season, a person shall not take, have possession, or control, of more than 25 Stubble Quail (*Coturnix pectoralis*).

Dated 13 December 2012.

PAUL CAICA, Minister for Sustainability,  
Environment and Conservation

## NATIONAL PARKS AND WILDLIFE ACT 1972

*Open Season for the Taking of Protected Animals*

PURSUANT to Section 52 of the National Parks and Wildlife Act 1972, I, Paul Caica, Minister for Sustainability, Environment and Conservation, being the Minister for the Crown to whom the administration of the National Parks and Wildlife Act 1972 is for the time being committed, declare an open season for the taking of protected animals as set out in this notice.

1. *General Open Season*1.1 *Area of the State*

1.1.1 the open season applies to those species of protected animal listed in Clause 1.1.2 over the whole of the State, excluding any reserves constituted under the National Parks and Wildlife Act 1972 or any wilderness protection area or any wilderness protection zone constituted under the Wilderness Protection Act 1992, other than the game reserves listed in Clause 2 of this notice.

1.1.2 Grey Teal (*Anas gracilis*)  
Chestnut Teal (*Anas castanea*)  
Australian Wood Duck (Maned Duck)  
(*Chenonetta jubata*)  
Pink-eared Duck (*Malacorhynchus membranaceus*)  
Hardhead (White-eyed Duck) (*Aythya australis*)  
Pacific Black Duck (*Anas superciliosa*)  
Australasian Shelduck (Mountain Duck)  
(*Tadorna tadornoides*)

1.2 *Period*

1.2.1 Subject to Clause 1.2.2 of this notice, the open season for those areas described in Clause 1.1 of this notice is from 6.35 a.m. Saturday, 16 February 2013 to 5.45 p.m. on Sunday, 30 June 2013.

1.2.2 A person shall not, without the written permission of the Director of National Parks and Wildlife, take the above-mentioned species of duck during the period between half an hour after sunset on any one day of the open season and quarter of an hour before sunrise on the next day.

2. *Open Season in Game Reserves*

The open season for the taking of the above-mentioned species of duck in game reserves is as follows:

2.1 *Chowilla Game Reserve*2.1.1 *Area*

The open season applies to the whole Reserve, subject to the following exclusions:

- For safety reasons, all of the area within 500 m radius centred upon the Chowilla Homestead, Shearing shed, Lock 6 on the River Murray and Coombool Outstation (Homestead) including any portion of creeks or waterbodies within 500 m of these sites.
- For safety reasons, all designated construction sites for the construction of water management infrastructure with the exclusion zone extending 500 m from the edge of the site including any portion of creeks or waterbodies within 500 m of these sites.

2.1.2 *Period*

Subject to Clause 2.1.3 of this notice, the period of the open season for the Chowilla Game Reserve is:

- Saturday, 16 February 2013 and Sunday, 17 February 2013, from 6.35 a.m. until 8.40 p.m.
- Saturday, 2 March 2013 and Sunday, 3 March 2013, from 6.45 a.m. until 8.20 p.m.
- Saturday, 23 March 2013 and Sunday, 24 March 2013, from 6.50 a.m. until 8 p.m.

- Saturday, 13 April 2013 and Sunday, 14 April 2013, from 6.20 a.m. until 6.25 p.m.
- Saturday, 11 May 2013 and Sunday, 12 May 2013, from 6.30 a.m. until 6 p.m.
- Saturday, 1 June 2013 and Sunday, 2 June 2013, from 6.45 a.m. until 5.45 p.m.
- Saturday, 29 June 2013 and Sunday, 30 June 2013, from 6.55 a.m. until 5.45 p.m.

2.1.3 A person shall not, without the written permission of the Director of National Parks and Wildlife, take duck during the period between half an hour after sunset on any one day of the open season and quarter of an hour before sunrise on the next day.

2.2 *Moorook Game Reserve*2.2.1 *Area*

The open season applies to all the Reserve, subject to the following exclusions:

- The western boundary of Sections 474, 475 and 476, Hundred of Moorook, County of Albert, adjacent to the Kingston-Loxton Highway.
- The area of Wachtels Lagoon bounded by the following co-ordinates:
- 442748E 6210926N to 443079E 6210458N direct line between two co-ordinates;
- 443079E 6210458N to 443268E 6209307N direct line between two co-ordinates;
- 443268E 6209307N to 442454E 6209208N direct line between two co-ordinates;
- 442454E 6209208N to 441737E 6209450N direct line between two co-ordinates;
- 441737E 6209450N to 441377E 6209958N direct line between two co-ordinates;
- 441377E 6209958N to 442748E 6210926N direct line between two co-ordinates.

2.2.2 *Period*

Subject to Clause 2.2.3 of this notice, the period of the open season for the Moorook Game Reserve is:

- Saturday, 16 February 2013 and Sunday, 17 February 2013, from 6.35 a.m. until 8.40 p.m.
- Saturday, 2 March 2013 and Sunday, 3 March 2013, from 6.45 a.m. until 8.20 p.m.
- Saturday, 23 March 2013 and Sunday, 24 March 2013, from 6.50 a.m. until 8 p.m.
- Saturday, 13 April 2013 and Sunday, 14 April 2013, from 6.20 a.m. until 6.25 p.m.
- Saturday, 11 May 2013 and Sunday, 12 May 2013, from 6.30 a.m. until 6 p.m.
- Saturday, 1 June 2013 and Sunday, 2 June 2013, from 6.45 a.m. until 5.45 p.m.
- Saturday, 29 June 2013 and Sunday, 30 June 2013, from 6.55 a.m. until 5.45 p.m.

2.2.3 A person shall not, without the written permission of the Director of National Parks and Wildlife, take duck during the period between half an hour after sunset on any one day of the open season and quarter of an hour before sunrise on the next day.

2.3 *Loch Luna Game Reserve*2.3.1 *Area*

The open season applies to all creeks and associated backwaters of the Reserve north of the marked navigation channel of Chambers Creek, excluding: a 500 m radius of any house or outbuilding, and within 300 m of any road or bridge; and

For safety reasons, the open season does not apply to all of the area within 500 m radius of the homestead of Section 706, McIntosh Division, Hundred of Cobdogla Irrigation Area.

Note: Access to Loch Luna is mainly by boat—all hunters should be aware of dangerous quicksand in a number of areas.

### 2.3.2 *Period*

Subject to Clause 2.3.3 of this notice, the period of the open season for the Loch Luna Game Reserve is:

- Saturday, 16 February 2013 and Sunday, 17 February 2013, from 6.35 a.m. until 8.40 p.m.
- Saturday, 2 March 2013 and Sunday, 3 March 2013, from 6.45 a.m. until 8.20 p.m.
- Saturday, 23 March 2013 and Sunday, 24 March 2013, from 6.50 a.m. until 8 p.m.
- Saturday 13 April 2013 and Sunday, 14 April 2013, from 6.20 a.m. until 6.25 p.m.
- Saturday, 11 May 2013 and Sunday, 12 May 2013, from 6.30 a.m. until 6 p.m.
- Saturday, 1 June 2013 and Sunday, 2 June 2013, from 6.45 a.m. until 5.45 p.m.
- Saturday, 29 June 2013 and Sunday, 30 June 2013, from 6.55 a.m. until 5.45 p.m.

2.3.3 A person shall not, without the written permission of the Director of National Parks and Wildlife, take duck during the period between half an hour after sunset on any one day of the open season and quarter of an hour before sunrise on the next day.

2.4 Currency Creek Game Reserve, Lake Robe Game Reserve, Mud Islands Game Reserve, Poocher Swamp Game Reserve and Tolderol Game Reserve.

### 2.4.1 *Area*

The open season applies to the whole area of the Reserves.

### 2.4.2 *Period*

Subject to Clause 2.5.3 of this notice, the period of the open season for the Currency Creek Game Reserve, Lake Robe Game Reserve, Mud Islands Game Reserve, Poocher Swamp Game Reserve and Tolderol Game Reserve is:

6.35 a.m. on Saturday, 16 February 2013 to 5.45 p.m. on Sunday, 30 June 2013.

2.4.3 A person shall not, without the written permission of the Director of National Parks and Wildlife, take duck during the period between half an hour after sunset on any one day of the open season and quarter of an hour before sunrise on the next day.

## 3. *Prohibition Against Taking Eggs*

3.1 A person shall not take duck eggs during the open season.

## 4. *Bag Limit*

4.1 On any day of the open season, a person shall not take; have possession, or control, of more than 12 protected animals of the following species:

Grey Teal (*Anas gracilis*)

Chestnut Teal (*Anas castanea*)

Australian Wood Duck (Maned Duck) (*Chenonetta jubata*)

Pink-eared Duck (*Malacorhynchus membranaceus*)

Hardhead (White-eyed Duck) (*Aythya australis*)

Pacific Black Duck (*Anas superciliosa*)

Mountain Duck (Australasian Shelduck) (*Tadorna tadornoides*)

Dated 13 December 2012.

PAUL CAICA, Minister for Sustainability,  
Environment and Conservation

## NATIONAL PARKS AND WILDLIFE ACT 1972

### *Hunting on Unalienated Crown Lands*

I, PAUL CAICA, Minister for Sustainability, Environment and Conservation, being the Minister for the Crown to whom the administration of the Crown Lands Management Act 2009 is for the time being committed:

1. Hereby revoke all previous notices in respect of hunting on unalienated Crown lands, and
2. Declare that hunting on unalienated Crown land is permitted in 2013, with the exception of the following locations:

### *Murraylands Region*

- The waters of the River Murray within 150 m either side of any lock or weir structure.
- Pieces 14, 15 and 16, Deposited Plan 75804, Hundred of Cadell (Cadell Evaporation Basin).
- Allotment 2, Deposited Plan 34467, Hundred of Waikerie (Hart Lagoon).
- Pieces 5 and 6, Deposited Plan 48756, Cobdogla Irrigation Area (Cobdogla Evaporation Basin).
- Section 388, Hundred of Holder (Riverfront Reserve) (Maize Island).
- Sections 23, 172, 247, 295, 296, Hundred of Gordon (Thieles Flat).
- Sections 1781, 1784 and Pieces 3 and 4 and Allotment 5, Deposited Plan 23536, Berri Irrigation Area (Berri Evaporation Basin).
- Allotment 99, Deposited Plan 26809, Hundred of Ettrick.
- Allotments 200 and 202, Deposited Plan 68309, Hundred of Kingsford (Billiat).
- Sections 305, 306, 307 and 312, Renmark Irrigation District and Section 327, Hundred of Paringa (Paringa Paddock).

### *South East Region*

- Sections 586, 661, 662, 663, 664, 698 and 710, Hundred of Baker.
- Allotments 1 to 4, Deposited Plan 23394, Hundreds of Hindmarsh and Riddoch (Lake Leake).
- Section 725, Hundred of Caroline (Eight Mile Creek).
- Section 583, Hundred of Waterhouse (Lake Eliza) and environs.
- Section 582, Hundred of Waterhouse (Lake St Clair) and environs.
- Section 80, Hundred of Lake George (Lake St Clair) and environs.
- Sections 65, 74, 89, 90, 91, 92, 99, 100, 108, 109, 186, 413, 467, 468, 469, 470, 471, 496, 497, 498, 499, 538, 539, 540, 541, 542, 604, Allotments 100, 101, 102, 103, and Pieces 104, 105, 106, 107, 108, 109, 110, 111, 112, 113 in Filed Plan 213447, Allotment 1 in Filed Plan 40190, allotment 1 in Filed plan 5729, Allotment 95 and Pieces 96 and 97 in Filed plan 216307 all situated in the Hundred of Nangkita.

### *Adelaide Region*

- Sections 2082, 2083, 2084, 2086, Hundred of Kondoparinga (Bullock Hill).
- Allotments 3 and 4, Deposited Plan 23558 and Sections 679 to 681, 686 to 688, 693, 695 and 722, Hundred of Port Gawler (Port Gawler).
- Allotment 22, Deposited Plan 76309, Hundred of Port Adelaide (Mutton Cove).
- Piece 103, Deposited Plan 68900, Hundred of Encounter Bay (Spring Mount).
- Piece 2, Deposited Plan 28258, Hundred of Adelaide (Morialta).
- Allotment 1, Filed Plan 30401, Part Para Woodlands Reserve.



*Northern and Yorke Region*

- Sections 2349 and Allotment 60, Deposited Plan 27952 and Allotment 72, Deposited Plan 28222, Hundred of Wallaroo (Wallaroo Mines).
- Allotment 1, Deposited Plan 30408 and Allotment 2, Deposited Plan 29815, Hundred of Carribe (Gleeson's Landing/Thidna).
- Section 458, Hundred of Hanson (Porter's Lagoon).
- Sections 57, 59, 583 to 585, 628 and 629, Hundred of Clinton (Port Arthur Road).
- Section 225, Hundred of Bright (Burra Creek/Worlds End Creek).
- Sections 49, 50, 56, 191 and 538, Hundred of Hallett, Sections 105, 108, 137 and 144, Hundred of Mongolata and Sections 47, 52, 53, 54, 55, 317 and 318, Hundred of Tomkinson (Caroona Creek).

*West Region*

- Allotment 410, Deposited Plan 60745, Hundred of Lake Wangary.
- Sections 106, 109, 137 and 143, Hundred of Wrenfordsley (Sceale Bay).

*Outback Region*

- Allotment 2, Deposited Plan 34847, Out of Hundred (Andamooka) (Finniss Springs).
- Block 422, Hundred 832300, Out of Hundred (Kopperamanna) (Tirari Desert).

*Kangaroo Island*

- Section 557, Hundred of Dudley (Lashmar Lagoon).
- Section 91, Hundred of Dudley (Baudin).
- Section 525, Hundred of Dudley (Penneshaw).
- Section 510, Hundred of Dudley and Section 404, Hundred of Haines (Mount Thisby).
- Section 50, Hundred of Duncan and Section 175, Hundred of Cassini (Latham).

Dated 13 December 2012.

PAUL CAICA, Minister for Sustainability,  
Environment and Conservation

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NATIONAL PARKS AND WILDLIFE (NATIONAL PARKS)  
REGULATIONS 2001

*Closure of Peebinga Conservation Park and  
Karte Conservation Park*

PURSUANT to Regulations 8 (3) (a) and 8 (3) (d) of the National Parks and Wildlife (National Parks) Regulations 2001, I, Grant Anthony Pelton, Director, Regional Co-ordination, Partnerships and Stewardship, formerly entitled Director, Public Land Management and Operational Support, Regional Services, authorised delegate of the Director of National Parks and Wildlife, close to the public, the whole of Karte Conservation Park and the whole of Peebinga Conservation Park from 6 p.m. on Sunday, 17 February 2013 until 6 a.m. on Saturday, 23 February 2013.

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

*Use of Firearms Within the Reserves*

Pursuant to Regulations 8 (4), 20 (1) and 41 of the National Parks and Wildlife (National Parks) Regulations 2001, I, Grant Anthony Pelton, Director, Regional Co-ordination, Partnerships and Stewardship, formerly entitled Director, Public Land Management and Operational Support, Regional Services, authorised delegate of the Director of National Parks and Wildlife, grant permission to members of the Sporting Shooters Association of Australia Hunting & Conservation Branch (SA) Inc. in possession of both a current Hunting Permit and a firearm to enter and remain in the whole of Peebinga Conservation Park and the whole of Karte Conservation Park from 6 p.m. on Sunday, 17 February 2013 until 6 a.m. on Saturday, 23 February 2013 for the purpose of taking feral animals.

This permission is conditional upon the observance by each of those persons of the requirements of the National Parks and Wildlife Act 1972, National Parks and Wildlife (National Parks) Regulations 2001 and the National Parks and Wildlife (Hunting) Regulations 2011, including those requiring compliance with the Director's requests, requirements and orders of a Warden.

Dated 10 December 2012.

G. A. PELTON, Director, Regional Co-ordination,  
Partnerships and Stewardship

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NATIONAL PARKS AND WILDLIFE (NATIONAL PARKS)  
REGULATIONS 2001

*Closure of Peebinga Conservation Park and  
Karte Conservation Park*

PURSUANT to Regulations 8 (3) (a) and 8 (3) (d) of the National Parks and Wildlife (National Parks) Regulations 2001, I, Grant Anthony Pelton, Director, Regional Co-ordination, Partnerships and Stewardship, formerly entitled Director, Public Land Management and Operational Support, Regional Services, authorised delegate of the Director of National Parks and Wildlife, close to the public, the whole of Karte Conservation Park and the whole of Peebinga Conservation Park from 6 p.m. on Sunday, 17 March 2013 until 6 a.m. on Saturday, 23 March 2013.

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

*Use of Firearms Within the Reserves*

Pursuant to Regulations 8 (4), 20 (1) and 41 of the National Parks and Wildlife (National Parks) Regulations 2001, I, Grant Anthony Pelton, Director, Regional Co-ordination, Partnerships and Stewardship, formerly entitled Director, Public Land Management and Operational Support, Regional Services, authorised delegate of the Director of National Parks and Wildlife, grant permission to members of the Sporting Shooters Association of Australia Hunting & Conservation Branch (SA) Inc. in possession of both a current Hunting Permit and a firearm to enter and remain in the whole of Peebinga Conservation Park and the whole of Karte Conservation Park from 6 p.m. on Sunday, 17 March 2013 until 6 a.m. on Saturday, 23 March 2013 for the purpose of taking feral animals.

This permission is conditional upon the observance by each of those persons of the requirements of the National Parks and Wildlife Act 1972, National Parks and Wildlife (National Parks) Regulations 2001 and the National Parks and Wildlife (Hunting) Regulations 2011, including those requiring compliance with the Director's requests, requirements and orders of a Warden.

Dated 10 December 2012.

G. A. PELTON, Director, Regional Co-ordination,  
Partnerships and Stewardship

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NATIONAL PARKS AND WILDLIFE (NATIONAL PARKS)  
REGULATIONS 2001

*Closure of Peebinga Conservation Park and  
Karte Conservation Park*

PURSUANT to Regulations 8 (3) (a) and 8 (3) (d) of the National Parks and Wildlife (National Parks) Regulations 2001, I, Grant Anthony Pelton, Director, Regional Co-ordination, Partnerships and Stewardship, formerly entitled Director, Public Land Management and Operational Support, Regional Services, authorised delegate of the Director of National Parks and Wildlife, close to the public, the whole of Karte Conservation Park and the whole of Peebinga Conservation Park from 6 p.m. on Sunday, 14 April 2013 until 6 a.m. on Saturday, 20 April 2013.

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

*Use of Firearms Within the Reserves*

Pursuant to Regulations 8 (4), 20 (1) and 41 of the National Parks and Wildlife (National Parks) Regulations 2001, I, Grant Anthony Pelton, Director, Regional Co-ordination, Partnerships and Stewardship, formerly entitled Director, Public Land Management and Operational Support, Regional Services, authorised delegate of the Director of National Parks and Wildlife, grant permission to members of the Sporting Shooters Association of Australia Hunting & Conservation Branch (SA) Inc. in possession of both a current Hunting Permit and a firearm to enter and remain in the whole of Peebinga Conservation Park and the whole of Karte Conservation Park from 6 p.m. on Sunday, 14 April 2013 until 6 a.m. on Saturday, 20 April 2013 for the purpose of taking feral animals.

This permission is conditional upon the observance by each of those persons of the requirements of the National Parks and Wildlife Act 1972, National Parks and Wildlife (National Parks) Regulations 2001 and the National Parks and Wildlife (Hunting) Regulations 2011, including those requiring compliance with the Director's requests, requirements and orders of a Warden.

Dated 10 December 2012.

G. A. PELTON, Director, Regional Co-ordination,  
Partnerships and Stewardship

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NATIONAL PARKS AND WILDLIFE (NATIONAL PARKS)  
REGULATIONS 2001

*Closure of Gawler Ranges National Park*

PURSUANT to Regulations 8 (3) (a) and 8 (3) (d) of the National Parks and Wildlife (National Parks) Regulations 2001, I, Grant Anthony Pelton, Director, Regional Co-ordination, Partnerships and Stewardship, formerly entitled Director, Public Land Management and Operational Support, Regional Services, authorised delegate of the Director of National Parks and Wildlife, close to the public, the whole of Gawler Ranges National Park from 6 p.m. on Friday, 1 February 2013 until 6 p.m. on Friday, 8 February 2013.

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

*Use of Firearms Within the Reserve*

Pursuant to Regulations 8 (4), 20 (1) and 41 of the National Parks and Wildlife (National Parks) Regulations 2001, I, Grant Anthony Pelton, Director, Regional Co-ordination, Partnerships and Stewardship, formerly entitled Director, Public Land Management and Operational Support, Regional Services, grant permission to members of the Sporting Shooters Association of Australia Hunting & Conservation Branch (SA) Inc. in possession of both a current Hunting Permit and a firearm to enter and remain in Gawler Ranges National Park from 6 p.m. on Friday, 1 February 2013 until 6 p.m. on Friday, 8 February 2013 for the purpose of taking feral animals.

This permission is conditional upon the observance by each of those persons of the requirements of the National Parks and Wildlife Act 1972, National Parks and Wildlife (National Parks) Regulations 2001 and the National Parks and Wildlife (Hunting) Regulations 2011, including those requiring compliance with the Director's requests, requirements and orders of a Warden.

Dated 12 December 2012.

G. A. PELTON, Director, Regional Co-ordination,  
Partnerships and Stewardship

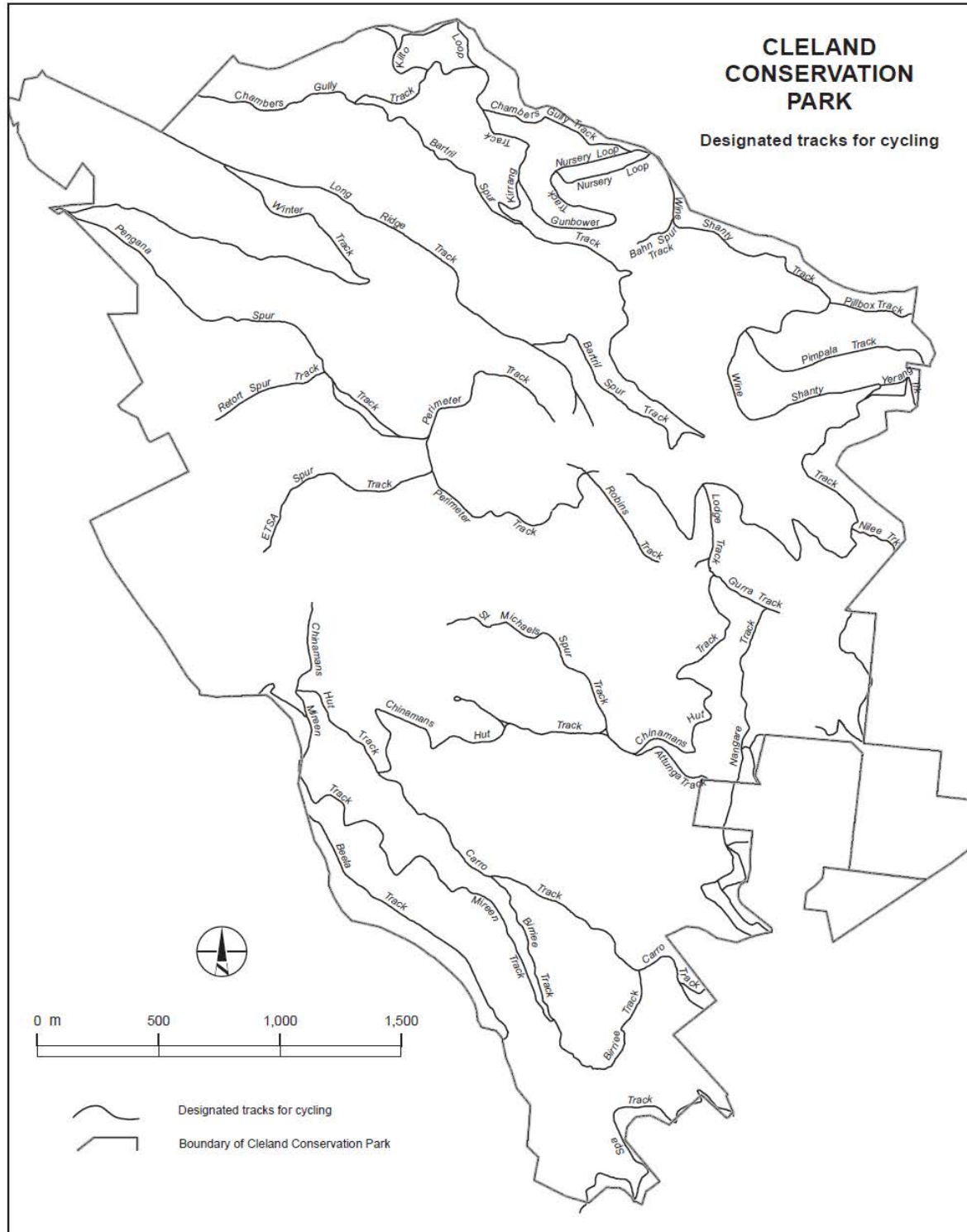
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NATIONAL PARKS AND WILDLIFE (NATIONAL PARKS) REGULATIONS 2001

*Cycling within Reserves*

PURSUANT of Regulations 10 and 11 of the National Parks and Wildlife (National Parks) Regulations 2001, I, Edward Gregory Leaman, Director of National Parks and Wildlife, hereby grant permission for the use of bicycles on designated tracks within Cleland Conservation Park proclaimed under the National Parks and Wildlife Act 1972:

Designated tracks are shown in the map below.



Dated 20 December 2012.

E. G. LEAMAN, Director of National Parks and Wildlife

[REPUBLICISHED]

IN *Government Gazette* No. 80 dated 6 December 2012, page 5338, second notice appearing, was printed with the map omitted.

In *Government Gazette* No. 82 dated 13 December 2012, page 5512, in dot point 3 reference to Clause 2 was omitted. These notices *should* be replaced with the following:

#### NATURAL RESOURCES MANAGEMENT ACT 2004

##### *Notice of Prohibition on Taking Water from Wells in the Polda Basin in the Musgrave Prescribed Wells Area*

PURSUANT to Section 132 (1) (a) (i) of the Natural Resources Management Act 2004 (the Act), I, Paul Caica, Minister for Sustainability, Environment and Conservation in the State of South Australia and Minister to whom the administration of the Act is committed, being of the opinion that the rate at which water is taken from wells that access underground water in the Quaternary Limestone aquifer in the Polda Basin in the Musgrave Prescribed Wells Area is such that the quantity of water available can no longer meet the demand, hereby prohibit the taking of water from wells in the area within the Musgrave Prescribed Wells Area labelled 'Polda' on the attached map, except in the circumstances specified in Schedule 1.

#### SCHEDULE 1

1. This Notice does not apply to the taking of water from a well or wells pursuant to Section 124 (4) of the Act for domestic purposes or for watering stock (other than stock subject to intensive farming).

2. Subject to Clause 3, a person may take water from a well or wells if the person is authorised to take the water as part of a water allocation under the terms of Water Licence 9603, 9604 or 9606.

3. The maximum volume of water that may be taken under the terms of the water licences specified in Clause 2 is:

- 3.1 Water Licence 9603—613 kL.
- 3.2 Water Licence 9604—997 kL.
- 3.3 Water Licence 9606—3 000 kL.

4. Any water taken in accordance with Water Licence 9606 must:

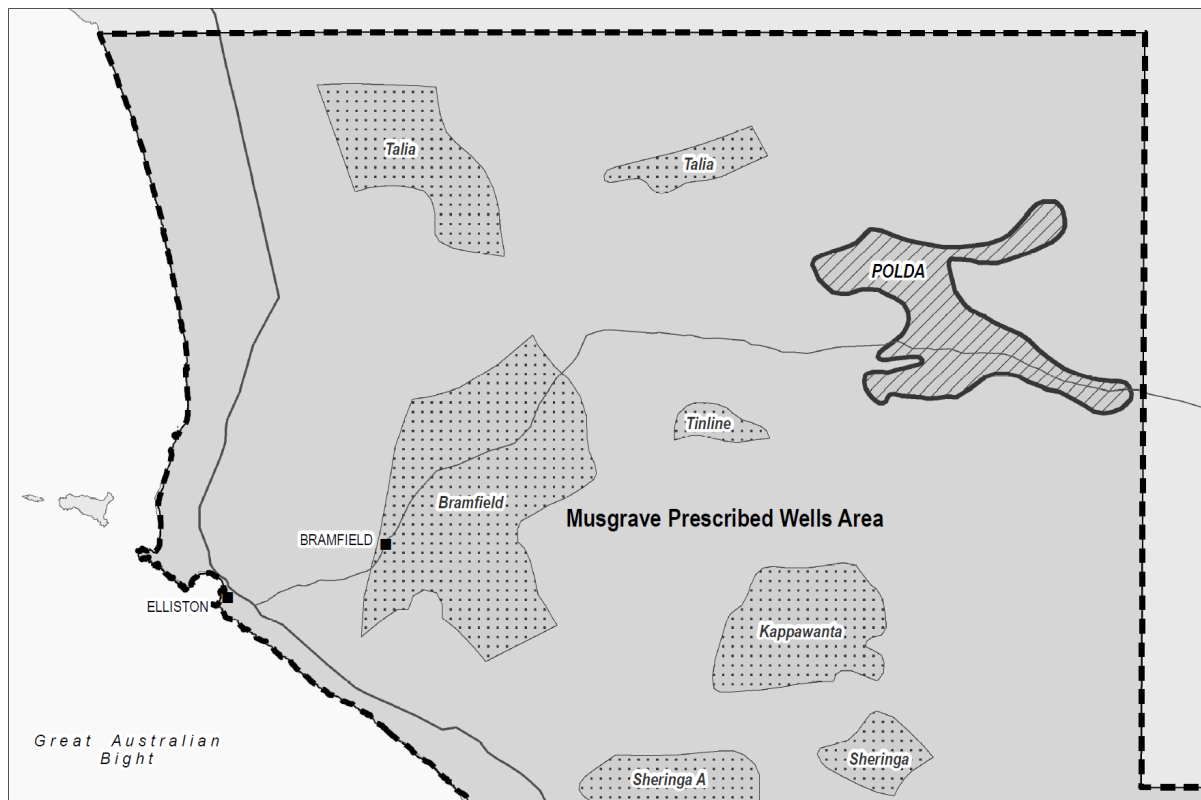
- 4.1 only be used for the purposes of maintenance of public water supply infrastructure; and
- 4.2 subject to any reasonable loss of water, be returned to the quaternary aquifer pursuant to a permit granted under Section 127 (3) (c) of the Act and in accordance with the Environment Protection (Water Quality) Policy 2003.

In this Notice:

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

This Notice will have effect at the expiration of seven days from publication of this notice in the *Gazette* and in a newspaper circulating in that part of the State in which the abovementioned prescribed water resource is situated and will remain in effect for two years unless earlier varied or revoked.

#### POLDA BASIN



Dated 3 December 2012.

PAUL CAICA, Minister for Sustainability, Environment and Conservation

## NATURAL RESOURCES MANAGEMENT ACT 2004

*Declaration of Penalty in Relation to the Unauthorised or Unlawful Taking of Water*

I, PAUL CAICA, Minister for Sustainability, Environment and Conservation, to whom administration of the Natural Resources Management Act 2004 (the Act) is committed, hereby declare that pursuant to Section 115 of the Act, the following penalties are payable in relation to the unauthorised or unlawful taking or use of water during the consumption period that corresponds to the financial year 1 July 2012 to 30 June 2013 inclusive:

1. Where a person who is the holder of a water allocation takes water from the prescribed resource in column one of the table 'Penalties for overuse of prescribed water resource 2012—2013' in Schedule One to this notice in excess of the amount available under the allocation the penalty declared pursuant to Section 115 (1) (a) is:
  - (a) the corresponding rate in column two for all water taken in excess of the amount available under the allocation on the licence, up to and including a quantity equal to 10 per cent of the excess of the amount available under the allocation; and
  - (b) the corresponding rate in column three for all water taken in excess of the quantity of water referred to in paragraph (a).
2. Where a person who is the holder of a water resource works approval takes water from the River Murray Prescribed Watercourse and exceeds their volumetric limit in relation to that water resource works approval the penalty declared pursuant to Section 115 (1) (b) is:
  - (a) a rate of \$1.26 per kilolitre for all water taken in excess of their volumetric limit in relation to a water resource works approval, up to and including a quantity equal to 10 per cent of the volumetric limit; and
  - (b) a rate of \$2.52 per kilolitre for all water taken in excess of the quantity referred to in paragraph (i).
3. Where a person who is the holder of a site use approval takes water from the River Murray Prescribed Watercourse and exceeds their volumetric limit in relation to that site use approval the penalty declared pursuant to Section 115 (1) (c) is:
  - (a) a rate of \$1.26 per kilolitre for all water taken in excess of their volumetric limit in relation to a site use approval, up to and including a quantity equal to 10 per cent of the volumetric limit; and
  - (b) a rate of \$2.52 per kilolitre for all water taken in excess of the quantity referred to in paragraph (a).
4. Where water is taken from any prescribed water resource by a person who is not the holder of a water licence or who is not authorised under Section 128 of the Act to take the water the penalty declared under Section 115 (1) (cb) is a rate of \$23.66 per kilolitre of water determined or assessed to have been taken in accordance with Section 106 of the Act.
5. Where a person takes water from a prescribed water resource described in column one of the table 'Penalties for overuse of prescribed water resource 2012-2013' in Schedule One to this notice in excess of the amount authorised for use by a notice under Section 132 of the Act the penalty declared pursuant to Section 115 (1) (d) is:
  - (a) the corresponding rate in column two for all water taken in excess of the amount authorised for use by a notice under Section 132 of the Act, up to and including a quantity equal to 10 per cent of the amount authorised by the notice; and
  - (b) the corresponding rate in column three for all water taken in excess of the quantity of water referred to in paragraph (a).
6. Where water is taken from any water resource in South Australia that is subject to a notice under Section 132 of the Act by a person who is not authorised by that notice to

take the water the penalty declared under Section 115 (1) (d) is a rate of \$23.66 per kilolitre of water determined or assessed to have been taken in accordance with Section 106 of the Act.

7. Where a person may be subject to more than one penalty under Section 115, the penalty that is the greater shall be imposed.

In this notice:

'the Northern Adelaide Plains Prescribed Wells Area' means the area declared to be the Northern Adelaide Plains Proclaimed Region by proclamation under Section 41 of the Water Resources Act 1976 (see *Gazette* 13 May 1976 page 2459), and as further proclaimed under Section 125 of the Natural Resources Management Act 2004 (see *Gazette* 22 July 2004, p. 2600);

'the Dry Creek Prescribed Wells Area' means the area declared to be the Dry Creek Prescribed Wells Area by proclamation under Section 33 (2) of the Water Resources Act 1990 (see *Gazette* 11 July 1996 p. 76, and as further described by *Gazette* 1 August 1996, p. 241);

'the River Murray Prescribed Watercourse' means the watercourses and lakes declared to be the River Murray Proclaimed Watercourse by proclamation under Section 25 of the Water Resources Act 1976 (see *Gazette* 10 August 1978, p. 467);

'the Angas Bremer Prescribed Wells Area' means the area declared to be the Angas Bremer Proclaimed Region by proclamation under Section 41 of the Water Resources Act 1976 (see *Gazette* 23 October 1980 p. 1192);

'the Mallee Prescribed Wells Area' means the area declared to be the Mallee Prescribed Wells Area by proclamation under Section 41 of the Water Resources Act 1997 (See *Gazette* 28 July 1983, page 205 and varied on 9 January 1986, page 19) and as further proclaimed under Section 125 of the Natural Resources Management Act 2004 (see *Gazette* 27 October 2005, p. 3833);

'the Barossa Prescribed Water Resources Area' means the area declared by proclamation under Section 125 of the Natural Resources Management Act 2004 (see *Gazette* 19 May 2005, p. 1295);

'the Southern Basins Prescribed Wells Area' means the area declared to be the Southern Basins Proclaimed Region by proclamation under Section 41 of the Water Resources Act 1976 (see *Gazette* 12 March 1987 p. 596);

'the Musgrave Prescribed Wells Area' means the area declared to be the Musgrave Proclaimed Region by proclamation under Section 41 of the Water Resources Act 1976 (see *Gazette* 12 March 1987 p. 596);

'the McLaren Vale Prescribed Wells Area' means the area gazetted on 7 January 1999 page 13, under the provisions of the Water Resources Act 1997;

'the Padthaway Prescribed Wells Area' means the area declared to be the Padthaway Proclaimed Region by proclamation under Section 41 of the Water Resources Act 1976 (see *Gazette* 13 May 1976);

'the Peake, Roby and Sherlock Prescribed Wells Area' means the area declared by proclamation under Section 125 of the Natural Resources Management Act 2004 (see *Gazette* 27 October p. 3836);

'the Tatiara Prescribed Wells Area' means the area declared to be the Tatiara Proclaimed Region by proclamation under Section 41 of the Water Resources Act 1976 (see *Gazette* 12 July 1984, p. 134, as varied on 9 January 1986 p. 64 and varied on 30 January 1986 p. 206);

'the Tintinara Coonalpyn Prescribed Wells Area' means the area declared to be the Tintinara Coonalpyn Prescribed Wells Area by proclamation under Section 41 of the Water Resources Act 1997 (see *Gazette* 2 November 1999, p. 2933);

'the Marne Saunders Prescribed Water Resources Area' means the area declared by proclamation under Section 125 of the Natural Resources Management Act 2004 (see *Gazette* 20 March 2003, p. 1111).

## SCHEDULE 1

Penalties for overuse of prescribed water resource 2012–2013:

Column 1 Prescribed Water Resource	Column 2 Penalty for overuse for first 10 per cent	Column 3 Penalty for overuse above 10 per cent
River Murray Prescribed Watercourse	\$1.26/kL	\$2.52/kL
Angas Bremer Prescribed Wells Area	26 cents/kL	49 cents/kL
Mallee Prescribed Wells Area	23 cents/kL	40 cents/kL
Peake, Roby and Sherlock Prescribed Wells Area	23 cents/kL	40 cents/kL
Southern Basins Prescribed Wells Area	23 cents/kL	\$1.35/kL
Musgrave Prescribed Wells Area	23 cents/kL	\$1.35/kL
Barossa Prescribed Water Resources Area	\$1.35/kL	\$2.11/kL
McLaren Vale Prescribed Wells Area	\$4.07/kL	\$12.93/kL
Dry Creek Prescribed Wells Area	40 cents/kL	\$1.35/kL
Northern Adelaide Plains Prescribed Wells Area	40 cents/kL	\$1.35/kL
Padthaway Prescribed Wells Area	68 cents/kL	\$1.40/kL
Tatiara Prescribed Wells Area	68 cents/kL	\$1.40/kL
Tintinara Coonalpyn Prescribed Wells Area	68 cents/kL	\$1.40/kL
Marne Saunders Prescribed Water Resources Area	\$1.35/kL	\$2.11/kL

Dated 17 December 2012.

PAUL CAICA, Minister for Sustainability,  
Environment and Conservation

## PUBLIC INTOXICATION ACT 1984

NOTICE BY THE MINISTER FOR MENTAL HEALTH AND SUBSTANCE  
ABUSE*Erratum*

IN *Government Gazette* No. 72, dated Thursday, 1 November 2012, a notice under the Public Intoxication Act 1984, appearing on page 4815, contained an error in the Schedule, namely an incorrect address for Mission Australia Youth Sobering Up Service.

This notice, including the Schedule, should be replaced with the following:

*Approval of Places Pursuant to Subsection 7 (3) (b) of the  
Public Intoxication Act 1984*

I, JOHN HILL, Minister for Mental Health and Substance Abuse, hereby approve the places specified in the Schedule to be places for the purposes of paragraph (b) of subsection 7 (3) of the Public Intoxication Act 1984.

The Minister for Mental Health and Substance Abuse may vary or revoke this Notice at any time.

## SCHEDULE

Place	Address
Ceduna Sobering Up Unit	Dowling Crescent, Ceduna, S.A. 5690
Mission Australia Youth Sobering Up Service	35 Richard Street, Hindmarsh, S.A. 5007
Port Augusta Substance Misuse Service—Sobering Up Unit	5 Elizabeth Terrace, Port Augusta, S.A. 5700
The Salvation Army Sobering Up Unit	62A Whitmore Square, Adelaide, S.A. 5000
Umoona Community Council Sobering Up Centre	8 Umoona Road, Coober Pedy, S.A. 5723

Dated 17 December 2012.

JOHN HILL, Minister for Mental Health and  
Substance Abuse

## DETERMINATION OF THE REMUNERATION TRIBUNAL

NO. 6 OF 2012

*Auditor-General, Electoral Commissioner, Deputy Electoral  
Commissioner, Employee Ombudsman and Health and  
Community Services Complaints Commissioner*1. *Scope of Determination*

This Determination applies to the separate offices of Auditor-General, Electoral Commissioner, Deputy Electoral Commissioner, Employee Ombudsman and Health and Community Services Complaints Commissioner.

2. *Salary*2.1 *Auditor-General*

The salary of the office of Auditor-General shall be \$296 558 per annum.

2.2 *Electoral Commissioner*

The salary of the office of Electoral Commissioner shall be \$185 812 per annum.

2.3 *Deputy Electoral Commissioner*

The salary of the office of Deputy Electoral Commissioner shall be \$135 136 per annum, except when acting as Electoral Commissioner for a continuous period of more than one week, in which case the Deputy Electoral Commissioner will be paid for the acting period at the rate of the salary for the Electoral Commissioner.

2.4 *Employee Ombudsman*

The salary of the office of Employee Ombudsman shall be \$139 884 per annum.

2.5 *Health and Community Services Complaints  
Commissioner*

The salary of the office of Health and Community Services Complaints Commissioner shall be \$218 545 per annum.

3. *Telephone Rental and Calls Allowance*

When a person to whom this Determination applies is required to have a telephone at home for official purposes, that person shall be paid the whole of the telephone rental for a single point connection without extra services and one-third of the cost of metered local calls. Reimbursement should be made for international, STD and mobile official calls on the basis of actual costs incurred.

#### 4. *Travelling and Accommodation Allowances*

Allowances to be paid will be in accordance with the Tribunal's most recent Determination on these allowances as amended from time to time.

#### 5. *Conveyance Allowances*

Allowances to be paid will be in accordance with the Tribunal's most recent Determination on these allowances as amended from time to time.

#### 6. *Date of Operation*

The salaries prescribed in Clause 2 are operative from 1 July 2012 and supersede those of all previous Determinations covering persons whose office is listed herein.

Dated 15 December 2012.

D. R. PRIOR, President

D. J. SMYTHE, Member

### REMUNERATION TRIBUNAL

#### REPORT RELATING TO DETERMINATION NO. 6 OF 2012

#### 1. *Introduction*

1.1 The Remuneration Tribunal ('the Tribunal') is responsible for determining the remuneration payable to the following statutory office holders:

- 1.1.1 the Auditor-General;
- 1.1.2 the Electoral Commissioner;
- 1.1.3 the Deputy Electoral Commissioner;
- 1.1.4 the Employee Ombudsman; and
- 1.1.5 the Health and Community Services Complaints Commissioner ('HCSCC').

#### 2. *Annual Review*

- 2.1 In accordance with the provisions of the Remuneration Act 1990 (SA), the Tribunal by letter dated 4 October 2012, invited the office holders of the positions of Auditor-General, Electoral Commissioner, Deputy Electoral Commissioner, Employee Ombudsman and the HCSCC to make submissions in relation to the remuneration of those offices, for the purposes of the Tribunal's annual review of remuneration.
- 2.2 The Tribunal, by letter dated 4 October 2012, also invited the Premier (as the Minister responsible for the Remuneration Act 1990 (SA)) to make submissions in the public interest.
- 2.3 The Tribunal received written submissions from the Auditor-General, the Electoral Commissioner, the Deputy Electoral Commissioner, the Employee Ombudsman and the Premier.
- 2.4 A hearing was convened on 9 November 2012, to hear oral submissions.

#### *Auditor-General*

2.5 The Auditor-General conveyed his view that 'the adverse effects of the global financial crisis on the South Australian public sector and its workforce required constraint to be exercised and this has been reinforced through the 2010-2011 and subsequent annual budgets of government'. The Auditor-General concluded that that 'there should be no alteration to my remuneration'.

#### *Electoral Commissioner*

2.6 The Electoral Commissioner submitted that in making its determination, the Tribunal should give consideration to general salary movements of the other statutory officers and to the Premier's submission to a previous remuneration review that salary increases should be generally consistent with movements in the public sector.

2.7 The Electoral Commissioner noted that the recently approved South Australian Public Sector Wages Parity Enterprise Agreement: Salaried 2012 had awarded a 3% increase effective 1 October 2012. It was further noted that, while at the closing date for submissions the 2012 Public Service Executive Remuneration Review had yet to be finalised, executive increases usually followed the enterprise agreement outcomes for the general public service.

2.8 The Electoral Commissioner also submitted that the Tribunal should have regard to the economic indicia published by the Australian Bureau of Statistics such as the Labour Price Index, the Average Weekly Earnings and the Consumer Price Index.

#### *Deputy Electoral Commissioner*

2.9 The Deputy Electoral Commissioner acknowledged that the Tribunal should give consideration to general salary movements and to previous submissions from the Premier in granting increases that '...have regard to, and not significantly differ from, increases applicable to other public sector positions'.

2.10 However, the Deputy Electoral Commissioner submitted that to maintain relativity with increases for public sector executives, the Tribunal should determine a higher percentage equivalent when increasing the 'salary only' component for statutory office holders, pointing out that the annual percentage increase awarded to executives applied to all components of their Total Remuneration Package including the value of their vehicle and superannuation.

#### *Employee Ombudsman*

- 2.11 The Employee Ombudsman requested that the Tribunal consider amending the current home office telephone rental and call provisions for statutory office holders, by which the whole cost of rental for a single point connection without extra services and one-third of the cost of metered calls are met by the employer. The current Determination also provides for the reimbursement of any international, STD and mobile calls on the basis of actual costs incurred.
- 2.12 It was proposed by the Employee Ombudsman that, in lieu of these arrangements, a fixed monetary allowance of \$1 200 per annum, payable fortnightly, be provided to statutory office holders based on the Communications Allowance currently provided to Members of the Judiciary pursuant to Determination 4 of 2008.
- 2.13 The Employee Ombudsman further noted that Determination 4 of 2008 gave due recognition to the contemporary need for a home-based internet connection to enable the flexibility of work from home and out of normal business hours.

#### *Premier*

- 2.14 The Premier noted the Tribunal's past approach to setting the remuneration for the relevant statutory office holders.
- 2.15 The Premier submitted that the Tribunal should have regard to the following economic factors in its review of remuneration:
  - 2.15.1 The economic indices published by the Australian Bureau of Statistics for the South Australian Labour Price Index (which indicated that wages and salary costs for employees had increased by 3.4% in the year to 30 June 2012) and the Consumer Price Index for Adelaide (which showed an increase of 1.2% for the year to 30 June 2012);
  - 2.15.2 The Underlying Inflation rate for June 2012 which showed the measure of 'underlying' inflation in Australia at an annual growth of 1.9% (weighted mean);
  - 2.15.3 The national and global economic climate of uncertainty and its impact on South Australia's finances;

<p>2.15.4 Enterprise bargaining salary increases provided in the current public sector enterprise agreements in 2012 and 2013 averaging 3% per annum.</p> <p>2.16 The Premier submitted that it is in the public interest that the increases in salaries for the relevant statutory office holders have regard to, and not significantly differ from increases applicable to other public sector positions.</p> <p>3. <i>Conclusion</i></p> <p>3.1 After reviewing previous Tribunal Determinations, comments and submissions from the statutory office holders and the Premier, the Tribunal has determined that a salary increase of 3% is appropriate.</p> <p>3.2 The Tribunal has determined that the salary for the Auditor-General will be \$296 558 per annum.</p> <p>3.3 The Tribunal has determined that the salary for the Office of the Electoral Commissioner will be \$185 812 per annum.</p> <p>3.4 The Tribunal has determined that the salary for the Office of Deputy Electoral Commissioner will be \$135 136 per annum.</p> <p>3.5 The Tribunal has determined that the salary for the Office of the Employee Ombudsman will be \$139 884 per annum.</p> <p>3.6 The Tribunal has determined that the salary for the Office of the Health and Community Services Complaints Commissioner will be \$218 545 per annum.</p> <p>3.7 Finally, in the context of the Employee Ombudsman's submission relating to the introduction of a communication allowance the Tribunal intends to review the current Telephone Rental and Calls Determination during 2013 at which time all concerned parties will have the opportunity to make submissions.</p> <p>4. <i>Operative Date</i></p> <p>4.1 Salaries determined in Clause 3 will operate with effect from 1 July 2012.</p> <p>Dated 15 December 2012.</p> <p style="text-align: right;">D. R. PRIOR, President</p>	<p>Senior Judge, Youth Court and Senior Judge, Environment Resources and Development Court, appointed as such, paid the allowance shown for as long as that person continues to perform such duties and is designated as 'Senior' ..... 9 960</p> <p>Stipendiary Magistrate directed by the Chief Magistrate with the concurrence of the Attorney-General to perform special administrative duties in a region (Regional Manager) or in a residential country area (Country Resident Magistrate) paid the allowance shown for as long as that person continues to perform such duties ..... 20 380</p> <p>Stipendiary Magistrate directed by the Chief Magistrate with the concurrence of the Attorney-General to perform special administrative duties at a particular court (Magistrate-in-Charge) paid the allowance shown for as long as that person continues to perform such duties ..... 7 920</p> <p>Stipendiary Magistrate appointed Warden under the Mining Act 1971 as amended and performing the duties of Senior Warden paid the salary shown for as long as that person continues to perform such duties ..... 295 660</p> <p>Stipendiary Magistrate appointed as a Deputy State Coroner on a full-time ongoing basis paid the allowance shown for as long as that person continues to perform such duties ..... 7 920</p> <p>His Honour Judge Jennings whilst he performs the functions of both Senior Judge of the Industrial Relations Court and President of the Workers' Compensation Tribunal..... 379 100</p> <p>His Honour Judge Hannon whilst he performs the functions of both Judge of the Industrial Relations Court and President of the Industrial Relations Commission ..... 373 810</p> <p>Other Judges of the Industrial Court who are members of the principal judiciary of that Court... 355 780</p>
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DETERMINATION OF THE REMUNERATION TRIBUNAL  
NO. 7 OF 2012

*Members of the Judiciary, Members of the Industrial Relations Commission, the State Coroner, Commissioners of the Environment, Resources and Development Court*

1. *Scope of Determination*

This Determination applies to the undermentioned Members of the Judiciary and to the undermentioned statutory office holders.

2. *Salary*

2.1 *Members of the Judiciary*

2.1.1 The annual salaries and allowances for the members of the judiciary will be as follows:

	Salary \$ per annum
Chief Justice of the Supreme Court .....	451 190
Puisne Judges of the Supreme Court.....	402 880
Masters of the Supreme Court .....	355 780
Chief Judge of the District Court.....	402 880
Other District Court Judges .....	355 780
Masters of the District Court .....	314 210
Chief Magistrate .....	331 100
Deputy Chief Magistrate .....	308 670
Supervising Magistrates .....	300 990
Assistant Supervising Magistrate of the Adelaide Magistrates Court .....	294 970
Stipendiary Magistrates .....	280 610
Supervising Industrial Magistrate.....	280 610
Other Industrial Magistrates .....	280 610

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

2.2 *Statutory Office Holders*

The annual salaries for the following statutory office holders will be as follows:

	Salary \$ per annum
The State Coroner whilst he continues to perform this function under his current conditions of employment .....	327 420
Deputy Presidents of the Industrial Relations Commission .....	309 350
Commissioners of the Industrial Relations Commission .....	269 020
Commissioners of the Environment, Resources and Development Court.....	269 020

3. *Travelling and Accommodation Allowances*

Allowances to be paid will be in accordance with the Tribunal's most recent Determination on these allowances as amended from time to time.

4. *Communication Allowance*

A person to whom this Determination applies and who is eligible for the Communication Allowance will continue to receive the Allowance as detailed in the relevant Determination.



### 5. *Conveyance Allowances*

Allowances to be paid will be in accordance with the Tribunal's most recent Determination on these allowances as amended from time to time.

### 6. *Date of Operation*

Salaries and allowances prescribed in Clause 2 are operative on and from 1 November 2012, and supersede those of all previous Determinations covering persons whose office is listed herein.

Dated 15 December 2012.

D. R. PRIOR, President

D. J. SMYTHE, Member

## REMUNERATION TRIBUNAL

### REPORT RELATING TO DETERMINATION NO. 7 OF 2012

#### 1. *Introduction*

- 1.1 In accordance with the provisions of the Remuneration Act 1990, the Remuneration Tribunal by letters dated 4 October 2012, invited those members of the judiciary and statutory office holders whose offices are listed under Section 13 of the Act, as well as those covered by relevant sections of the Fair Work Act 1994 (SA) to make submissions in relation to the remuneration of members of the judiciary and those office holders. The Tribunal also invited the Minister to make submissions in the public interest.
- 1.2 On 6 October 2012, the Tribunal published a notice in *The Advertiser* newspaper, advising that the Tribunal was to conduct a review of the determination incorporating the salaries payable to Members of the Judiciary and other Judicial Statutory Officers. The notice invited interested persons, organisations and associations to submit in writing any views they consider should be taken into account in the review. Submissions were required to be lodged by the close of business on 26 October 2012.

#### 2. *Submissions*

- 2.1 The Tribunal received written submissions from:
  - The Judicial Remuneration Co-ordinating Committee (JRCC) on behalf of the Chief Justice, Judges and Masters of the Supreme Court; the Chief Judge, Judges and Masters of the District Court; the Senior Judge, Judges and Magistrates of the Industrial Relations Court; the Chief Magistrate and the Magistrates of the Magistrates Court; the State Coroner and the Deputy State Coroners; the Commissioners of the Environment Resources and Development Court; and the President, Deputy Presidents and Commissioners of the Industrial Relations Commission.
  - The Crown Solicitor's Office, on behalf of the Premier, the Minister in the public interest.
  - The Honourable Dr Bob Such MP, Member for Fisher in the House of Assembly.
- 2.2 The Tribunal convened a hearing on 9 November 2012, to hear oral submissions. The following persons attended and made submissions:
  - The Honourable Justice John Sulan, The Honourable Justice Timothy Stanley and His Honour Judge Wayne Chivell, on behalf of the JRCC; and
  - Mr Jeremy Brown and Mr Craig Stevens on behalf of the Minister.
- 2.3 The JRCC submitted that the Tribunal should continue to set judicial salaries in a national framework, and in the national interest. It argued that because there have been increases to the salaries of Federal Court Judges, Family Court Judges and Federal Magistrates as a result of the Commonwealth Remuneration Tribunal's Determination 2012/09, and as these increases will flow on to the other

federal jurisdictions and most of the other States, either automatically or as a likely outcome of Tribunal determinations, the same increases should flow on to South Australian Judges.

- 2.4 The JRCC presented argument that not only should the Tribunal set judicial salaries in a national framework, but in conformity with that policy, the salary of a Puisne Judge of the Supreme Court should be increased to \$402 880 per annum, in order to match the annual salary paid to a Judge of the Federal Court. The JRCC brought to the attention of the Tribunal that most other jurisdictions now provide salaries to Puisne Judges of the Supreme Court at the same level as the salaries paid to Judges of the Federal Court. Evidence was presented that South Australian Supreme Court Judges have the lowest remuneration of all Supreme Court Judges and that there was no justification for treating Adelaide based judges differently from judges in other states. The JRCC also presented evidence which showed that the cost of living in Adelaide is greater in all mainland cities other than Sydney, when the rent index is removed. The judges argued that it is not relevant to include the rent index when considering the cost of living facing judges as most judicial appointments are made when those appointed are aged 50 years or more, and already own their homes.
  - 2.5 The JRCC also submitted evidence that the level of work of South Australian Supreme Court Judges includes sitting on the Full Court and Court of Criminal Appeal. As a consequence, South Australian Supreme Court Judges carry a greater judicial responsibility than equivalent judges of other mainland states. South Australian Judges are required to sit as the final Court of Appeal in South Australia. Most cases are finally determined by the Full Court. In all mainland states other than South Australia, there is a separate Court of Appeal, the Judges of which receive a higher remuneration than those who sit as trial judges.
  - 2.6 Mr Brown, on behalf of the Minister, submitted that the Tribunal should consider and have regard to the following in its review of judicial remuneration:
    - Where appropriate in determining remuneration under the Remuneration Act 1990 (SA), the constitutional principle of judicial independence;
    - Principles, guidelines, conditions, practices or procedures adopted by the Full Industrial Relations Commission of South Australia, including the State Wage Fixing Principles;
    - Interstate and Federal salary levels, however it should place a greater emphasis on economic indicators applicable to South Australia, in particular, that judicial salaries have increased more quickly than the average South Australian workforce wage, and have increased more than twice the inflation rate; and
    - The State Government's commitment to limiting salary increases across the public sector of no more than 2.5% per year, including for South Australian Public Sector Executives, and therefore any increase to judicial salaries should not exceed 2.5%.
- #### 3. *Commonwealth Tribunal's Review and Determination*
- 3.1 The Tribunal noted Determination 2012/09 of the Commonwealth Remuneration Tribunal, dated 19 June 2012.
  - 3.2 The Commonwealth Remuneration Tribunal's Determination 2012/09 provided for a remuneration increase of 3%. In its related Statement, the Tribunal reiterated its belief in a conservative approach to the determination of remuneration. The Tribunal also considered national economic developments, and attributed particular significance to public sector remuneration.
- #### 4. *Comparison of Federal, State and Territory Judicial Salaries*
- 4.1 As in previous reviews the Tribunal examined the Federal and other State and Territory judicial salaries relevant to the office of Puisne Judge.

4.2 The Tribunal is advised that the present relevant judicial salaries (for the Puisne Judges in States and Territories) are as follows:

Jurisdiction/Court	Salary \$	Operative Date
Commonwealth—Federal and Family Court .....	402 880	1.7.12
Queensland—Supreme Court .....	402 880	1.7.12
Australian Capital Territory— Supreme Court .....	402 880	1.11.12
Victoria—Supreme Court .....	402 880	18.9.12
Northern Territory—Supreme Court .....	402 880	1.7.12
New South Wales—Supreme Court .....	402 810	1.10.12
Western Australia—Supreme Court .....	411 980	1.1.13
Tasmania—Supreme Court .....	389 527	Currently under review
South Australia—Supreme Court (before this Determination) .....	389 130	1.11.11

#### 5. *South Australian Economic Circumstances*

5.1 The submission on behalf of the Minister suggested that the Tribunal should place greater emphasis upon economic indicators applicable to South Australia, and provided a statement by the Director, Economics, of the Department of Treasury and Finance. The submission provided statistical data, including:

- The Wage Price Index for South Australia indicated that the costs of employment in South Australia had increased by 3.4% over the 12 months to 30 June 2012, compared to 3.7% nationally.
- If the Tribunal increased salaries by 2.5%, the benchmark salary of a Puisne Judge of the South Australian Supreme Court would only be approximately 1% less than the current salary of a Judge of the Federal Court. That figure is consistent with the fact that wages in South Australia are lower than Australian wages on average, and consistent with the estimate of the average weekly ordinary time earnings for full time adult employees in the South Australian public sector being 1.2% less than those across the Australian wide public sector.
- The Consumer Price Index for Adelaide (All Groups) increased by only 1.2% over the 12 months to 30 June 2012.

#### 6. *Public Submissions*

In response to the advertised invitation for public submissions, one letter was received from the Honourable Dr Bob Such MP. Dr Such urged the Tribunal to provide economic leadership and to restrain any increase to 3% or less, in line with movement in the Consumer Price Index.

#### 7. *Fair Work Act 1994 (SA)*

In relation to comments made by the JRCC and Crown Solicitor's Office on behalf of the Minister, the Tribunal will, as required by Section 101 (1) of the Fair Work Act 1994, continue to have due regard to State Wage Fixing Principles, and as it deems appropriate apply and give effect to such principles.

#### 8. *Communication Allowance*

The Communication Allowance for members of the Judiciary, members of the Industrial Relations Commission, the State Coroner, and Commissioners of the Environment, Resources and Development Court is prescribed in Determination No. 4 of 2008 and will continue in accordance with that determination.

#### 9. *Conveyance Allowance*

Conveyance Allowances for Judges, Statutory Officers and Court Officers are prescribed in Determination No. 2 of 2012. Those allowances will remain unaffected by this determination.

#### 10. *Travelling and Accommodation Allowances*

Travelling and Accommodation Allowances for Judges, Statutory Officers and Court Officers are prescribed in Determination No. 3 of 2012. These allowances will remain unaffected by this determination.

#### 11. *Operative Date*

- 11.1 The JRCC submitted that the Judge of the Supreme Court of South Australia should be increased to \$402 880 per annum, with effect from 1 July 2012.
- 11.2 The Minister submitted that due to the Section 8 (2) of the Remuneration Act 1990, requirement for an annual review it is reasonable that the Tribunal should retain its current practice as to the operative date of any annual increase and that subsequently the 2012 Determination should have an operative date of no earlier than the first pay period commencing on or after 1 November 2012.
- 11.3 In all the circumstances the Tribunal was not persuaded to change its current practice regarding operative date.

#### 12. *Conclusions*

- 12.1 The Tribunal has had regard to all the submissions and material before it, including economic factors, information regarding current Federal and State comparisons, attraction and retention, levels of responsibility for South Australian judges compared to their colleagues interstate, and the operative date.
- 12.2 The Tribunal has determined that the salary of a Puisne Judge of the Supreme Court of South Australia will be increased to \$402 880 per annum.
- 12.3 The Tribunal has determined that the salary of the Chief Justice of the Supreme Court will be increased to \$451 190 per annum.
- 12.4 The Tribunal has also determined that the salaries of District Court Judges, including those assigned to the Industrial Relations Court, will be increased by the same percentage increase as applied to a Puisne Judge of the Supreme Court (3.53%).
- 12.5 The Tribunal confirms that the approach of setting salaries in a 'national framework' continues to be appropriate and in the public interest. However, the Tribunal's determination should not be interpreted as a commitment to automatically link the salary of a Puisne Judge to that of a Judge of the Federal Court. Determining salaries in a 'national framework' still requires the Tribunal to appropriately consider and have regard to the differing factors in the different jurisdictions.
- 12.6 The salaries of all other judicial officers and statutory office holders listed in the Determination have generally been increased by 3%.
- 12.7 All salary increases in this Determination are effective as from 1 November 2012.

Dated 15 December 2012.

D. R. PRIOR, President

#### ROADS (OPENING AND CLOSING) ACT 1991: SECTION 24

#### NOTICE OF CONFIRMATION OF ROAD PROCESS ORDER

#### *Road Closure—Whyalla Playford*

BY Road Process Order made on 24 October 2012, The Corporation of the City of Whyalla ordered that:

1. The whole of public road (extension of Trevan Street) situate east of Norrie Avenue dividing allotments 6544 and 2351, Town of Whyalla, more particularly delineated and lettered 'A' in Preliminary Plan No. 10/0054, be closed.
2. Issue a Certificate of Title to The Corporation of the City of Whyalla for the whole of the land subject to closure which land is being retained by Council for Public Purposes.

On 4 December 2012 that order was confirmed by the Minister for Transport and Infrastructure conditionally upon the deposit by the Registrar-General of Deposited Plan 90680 being the authority for the new boundaries.

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

Dated 20 December 2012.

M. P. BURDETT, Surveyor-General

#### ROAD TRAFFIC ACT 1961

##### *Authorised Officers to Conduct Drug Screening Tests*

I, GARY T. BURNS, Commissioner of Police, do hereby certify that on and from 11 December 2012, the following persons were authorised by the Commissioner of Police to conduct drug screening tests as defined in and for the purposes of the:

Road Traffic Act 1961;  
Harbors and Navigation Act 1993; and  
Rail Safety Act 2007.

PD Number	Officer Name
74102	Anderson, Jessica Helen
74038	Barletta, Adam Mario
73736	Barrett, Lachlan Robert
74332	Bowman, Daniel Kane
74610	Boxer, Tammy Lee
74306	Bradtke, Joshua Paul
74643	Finey, Peter Thomas
75065	Mackenzie, Allan Duncan
72980	Meyer, Adam Sean
74056	Porter, Nicholas John
73981	Porter, Thomas William
74204	Raynes, Nigel John
73686	Ridgwell, Mark Peter
73957	Saunders, Erin Lee

GARY T. BURNS, Commissioner of Police

#### ROAD TRAFFIC ACT 1961

##### *Authorised Officers to Operate Breath Analysing Instruments*

I, GARY T. BURNS, Commissioner of Police, do hereby certify that on and from 11 December 2012, the following persons were authorised by the Commissioner of Police to operate breath analysing instruments as defined in and for the purposes of the:

Road Traffic Act 1961;  
Harbors and Navigation Act 1993;  
Security and Investigation Agents Act 1995; and  
Rail Safety Act 2007.

PD Number	Officer Name
74258	Andrews, Glenn James
73044	Ashenden, Jodie Lee
94337	Bradford, Karen Jane
74345	Brightwell, Matthew John
73623	Brook, Daniel Jon
74133	Dowling, David Alan
74134	Dunn, Mark James
73320	Dury, Shannon Lisa
72829	Linkevics, Nicole Kae
85317	Sherwood, Barry John
57532	Strickland, Stephen Raymond
73845	Turner, Matthew Nicholas
72504	Zurowski, Paul Jeffrey

GARY T. BURNS, Commissioner of Police

#### TRANSPLANTATION AND ANATOMY ACT 1983 (SA)

##### PURSUANT TO PART VI, SECTION 33

##### *Instrument of Authorisation*

I, JOHN HILL, Minister For Health hereby revoke only my authorisation of the University of South Australia, Division of Health Sciences dated 11 May 2010 under Part VI, Section 33 (4) of the Transplantation and Anatomy Act 1983.

I hereby grant authority to the University of South Australia to carry out anatomical examinations and the teaching and study of anatomy within the Division of Health Sciences, City East Campus, North Terrace, Adelaide.

This authority applies only to the dissection, use and retention of embalmed, pre-prepared sections of cadaveric material for the teaching and study of anatomy at the University of South Australia within the said Division.

This authorisation operates from the date of signing of this instrument and has effect until revoked.

This authorisation can be varied or revoked by the Minister for Health at any time.

Dated 29 July 2011.

JOHN HILL, Minister for Health

#### NOTICE TO MARINERS

##### NO. 40 OF 2012

##### *South Australia—Spencer Gulf—Port of Whyalla— Additional Offshore Transshipment Point Established*

MARINERS are advised that in addition to the two transshipment points currently in operation, another transshipment point has been approved for offshore loading of iron ore. The Transshipment points will be identified as TP1, TP2 and TP3.

The co-ordinates of each TP are as follows:

TP1: Latitude 33°06'12"S, longitude 137°38'30"E;

TP2: Latitude 33°09'12"S, longitude 137°38'21"E;

TP3: Latitude 33°10'12"S, longitude 137°37'12"E.

A partially submerged granite reef extends between the western shore and a small island which poses a hazard to vessels operating in the area.

Each Transshipment point has an exclusion zone of 0.5 nautical miles radius and unauthorised vessels are prohibited from entering the exclusion zone when a prescribed vessel is, or is about to be engaged in loading operations.

All signage boards will be updated.

Mariners should exercise caution when navigating in the area.

Adelaide, 18 December 2012.

PATRICK CONLON, Minister for Transport

DPTI 2012/00765

#### NOTICE TO MARINERS

##### NO. 41 OF 2012

##### *South Australia—Kangaroo Island—South Coast—Vivonne Bay—Point Ellen—New Light Characteristics*

MARINERS are advised that the light characteristics on the Point Ellen Light have changed.

##### *New Light Characteristics*

Light	Latitude	Longitude	Flash rate	Range
Point Ellen	35°59'.8 S	137°11'.1 E	Fl W4s	5 nm

Flash rate: 0.5s on, 3.5s off

Note: The Red sector has been removed and is now an all-round white light.

Charts affected: Aus 485 and Aus 346.

Publications affected: Admiralty List of Lights & Fog Signals Volume K (2012/13 Edition) No. 2012

Adelaide, 17 December 2012.

PATRICK CONLON, Minister for Transport

DPTI 2012/00765

## WATER INDUSTRY ACT 2012

*Designation of Irrigation Services*

PURSUANT to Section 5 (2) (c) of the Water Industry Act 2012 (the Act), I, Paul Caica, Minister for Water and the River Murray, and Minister to whom the administration of the Act is committed, hereby designate the following irrigation services for the purposes of Section 5 (2) (c) of the Act:

The sale and supply of water where that water will be used for the primary purpose of irrigation from primary production.

Words used in this notice that are defined in the Act shall have the same meanings as defined in the Act.

This notice has effect from 1 January 2013.

Dated 17 December 2012.

PAUL CAICA, Minister for Water and  
the River Murray

## WATER INDUSTRY ACT 2012

*Designation of Services*

PURSUANT to Section 25 (7) of the Water Industry Act 2012 (the Act), I, Paul Caica, Minister for Water and the River Murray, and Minister to whom the administration of the Act is committed, hereby designate the following services for the purposes of Section 25 (1) (b) (i), (b) (iii), (b) (iv), (c) and (h) of the Act:

A retail service constituted by the sale and supply of drinking water ('drinking water service').

A retail service constituted by the sale and supply of non-drinking water ('non-drinking water service').

A retail service constituted by the sale and supply of sewerage services for the removal of sewage, stormwater or any waste other than trade waste ('non-trade waste service').

A retail service constituted by the sale and supply of sewerage services for the removal of trade waste ('trade waste service').

Words used in this notice that are defined in the Act shall have the same meanings as defined in the Act.

This notice has effect from 1 January 2013.

Dated 17 December 2012.

PAUL CAICA, Minister for Water and  
the River Murray

## WATER INDUSTRY ACT 2012

*Designation of Customers*

PURSUANT to Section 4 (2) of the Water Industry Act 2012 (the Act), I, Paul Caica, Minister for Water and the River Murray, and Minister to whom the administration of the Act is committed, hereby designate the following classes of customers for the purposes of Section 25 (1) (b), (c), (d) and (h) and Section 36 of the Act:

Customers who are supplied with, or seek provision of, a retail service (or retail services) primarily for domestic purposes ('residential customers').

Customers other than residential customers ('non-residential customers').

Words used in this notice that are defined in the Act shall have the same meanings as defined in the Act.

This notice has effect from 1 January 2013.

Dated 17 December 2012.

PAUL CAICA, Minister for Water and  
the River Murray

## WATER INDUSTRY ACT 2012

## PLUMBING STANDARD

*Technical Regulator*

THIS Standard is published by the Technical Regulator pursuant to Sections 66 and 67 of the Water Industry Act 2012 (the Act).

This Standard comes into effect on 1 January 2013.

For the purposes of Section 67 (3) (a) of the Act, the work to which Section 67 (1) of the Act applies is the work referred to in paragraph (b) and (c) hereof.

For the purposes of Section 67 (3) (b) of the Act, the persons to whom Section 67 (2) of the Act applies are the persons whose registration is recognised in accordance with Regulation 20 of the Water Industry Regulations 2012 under the Act.

A person who:

- (a) installs, alters, repairs, maintains cleans, removes, disconnects or decommissions equipment and plumbing within the meaning of the Water Industry Act 2012, including plumbing or equipment on the customer's side of any connection point;

must comply with:

- (b) Relevant components of the National Construction Code Volume 3 (Plumbing Code of Australia, as follows:
- Section A General Provisions, Parts AO, A1 and A2;
  - Section B Water Services, Parts B1, B2, B3 and B4;
  - Section C Sanitary Plumbing and Drainage Systems, Parts C1 and C2;
  - Section F On-Site Wastewater Systems Part F2;
  - Section G Materials and Products Certification and Authorisation Part G1; and
  - Appendix A Additions Appendix South Australia—which is the summary of South Australian local variations and additions which have been acknowledged at the national level.

A reference therein to 'the Corporation' will be taken mean the South Australian Water Corporation (SA Water).

(c) but is not, under this Standard, required to comply with:

- (i) AS/NZS 3500:2003 Part 3 (stormwater drainage) which does not fall under the jurisdiction of the Technical Regulator; and (ii) AS/NZS 3500:2000 Part 5:2000 Section 5 (stormwater drainage) which does not fall under the jurisdiction of the Technical Regulator.

The Technical Regulator may grant an exemption from this Standard, or specified provisions of this Standard (with or without conditions) as the Technical Regulator considers appropriate.

Dated 18 December 2012.

R. FAUNT, Technical Regulator

## WILDERNESS PROTECTION REGULATIONS 2006

*Closure of Billiatt Wilderness Protection Area*

PURSUANT to Regulation 6 (2) (c) of the Wilderness Protection Regulations 2006, I, Edward Gregory Leaman, Director of National Parks and Wildlife, close to the public the whole of Billiatt Wilderness Protection Area from 6 p.m. on Sunday, 17 February 2013 until 6 a.m. on Saturday, 23 February 2013.

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

*Use of Firearms Within the Wilderness Protection Area*

Pursuant to Regulations 6 (3), 16 (1) (a) and 34 of the Wilderness Protection Regulations 2006, I, Edward Gregory Leaman, Director of National Parks and Wildlife, grant permission to members of the Sporting Shooters Association of Australia Hunting & Conservation Branch (SA) Inc. in possession of both a current Hunting Permit and a firearm to enter and remain in the whole of Billiatt Wilderness Protection Area from 6 p.m. on Sunday, 17 February 2013 until 6 a.m. on Saturday, 23 February 2013, for the purpose of taking feral animals.

This permission is conditional upon the observance by each of those persons of the requirements of the Wilderness Protection Act 1992, Wilderness Protection Regulations 2006 and the National Parks and Wildlife (Hunting) Regulations 2011, including those requiring compliance with the Director's requests, requirements and orders of a Warden.

Dated 13 December 2012.

E. G. LEAMAN, Director of National Parks and Wildlife

## WILDERNESS PROTECTION REGULATIONS 2006

*Closure of Billiatt Wilderness Protection Area*

PURSUANT to Regulation 6 (2) (c) of the Wilderness Protection Regulations 2006, I, Edward Gregory Leaman, Director of National Parks and Wildlife, close to the public the whole of Billiatt Wilderness Protection Area from 6 p.m. on Sunday, 17 March 2013 until 6 a.m. on Saturday, 23 March 2013.

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

*Use of Firearms Within the Wilderness Protection Area*

Pursuant to Regulations 6 (3), 16 (1) (a) and 34 of the Wilderness Protection Regulations 2006, I, Edward Gregory Leaman, Director of National Parks and Wildlife, grant permission to members of the Sporting Shooters Association of Australia Hunting & Conservation Branch (SA) Inc. in possession of both a current Hunting Permit and a firearm to enter and remain in the whole of Billiatt Wilderness Protection Area from 6 p.m. on Sunday, 17 March 2013 until 6 a.m. on Saturday, 23 March 2013, for the purpose of taking feral animals.

This permission is conditional upon the observance by each of those persons of the requirements of the Wilderness Protection Act 1992, Wilderness Protection Regulations 2006 and the National Parks and Wildlife (Hunting) Regulations 2011, including those requiring compliance with the Director's requests, requirements and orders of a Warden.

Dated 13 December 2012.

E. G. LEAMAN, Director of National Parks and Wildlife

## WILDERNESS PROTECTION REGULATIONS 2006

*Closure of Billiatt Wilderness Protection Area*

PURSUANT to Regulation 6 (2) (c) of the Wilderness Protection Regulations 2006, I, Edward Gregory Leaman, Director of National Parks and Wildlife, close to the public the whole of Billiatt Wilderness Protection Area from 6 p.m. on Sunday, 14 April 2013 until 6 a.m. on Saturday, 20 April 2013.

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

*Use of Firearms Within the Wilderness Protection Area*

Pursuant to Regulations 6 (3), 16 (1) (a) and 34 of the Wilderness Protection Regulations 2006, I, Edward Gregory Leaman, Director of National Parks and Wildlife, grant permission to members of the Sporting Shooters Association of Australia Hunting & Conservation Branch (SA) Inc. in possession of both a current Hunting Permit and a firearm to enter and remain in the whole of Billiatt Wilderness Protection Area from 6 p.m. on Sunday, 14 April 2013 until 6 a.m. on Saturday, 20 April 2013, for the purpose of taking feral animals.

This permission is conditional upon the observance by each of those persons of the requirements of the Wilderness Protection Act 1992, Wilderness Protection Regulations 2006 and the National Parks and Wildlife (Hunting) Regulations 2011, including those requiring compliance with the Director's requests, requirements and orders of a Warden.

Dated 13 December 2012.

E. G. LEAMAN, Director of National Parks and Wildlife

## WORK HEALTH AND SAFETY ACT 2012

## APPROVED CODES OF PRACTICE:

*How to Manage Work Health and Safety Risks; Hazardous Manual Tasks; Managing the Risk of Falls at Workplaces; Labelling of Workplace Hazardous Chemicals; Preparation of Safety Data Sheets for Hazardous Chemicals; Confined Spaces; Managing Noise and Preventing Hearing Loss at Work; Managing the Work Environment and Facilities; Work Health and Safety Consultation, Cooperation and Coordination; How to Safely Remove Asbestos; How to Manage and Control Asbestos in the Workplace; First Aid in the Workplace; Construction Work; Preventing Falls in Housing Construction; Managing Risks of Plant in the Workplace; Managing Risks of Hazardous Chemicals in the Workplace; Safe Design of Structures; Managing Electrical Risks at the Workplace; Demolition Work; Excavation Work; Welding Processes; Spray Painting and Powder Coating; Abrasive Blasting.*

NOTICE is hereby given that pursuant to Section 274 of the Work Health and Safety Act 2012, the following codes of practice are approved codes of practice which will operate from 1 January 2013:

- How to Manage Work Health and Safety Risks;
- Hazardous Manual Tasks;
- Managing the Risk of Falls at Workplaces;
- Labelling of Workplace Hazardous Chemicals;
- Preparation of Safety Data Sheets for Hazardous Chemicals;
- Confined Spaces;
- Managing Noise and Preventing Hearing Loss at Work;
- Managing the Work Environment and Facilities;
- Work Health and Safety Consultation, Cooperation and Coordination;
- How to Safely Remove Asbestos;
- How to Manage and Control Asbestos in the Workplace;
- First Aid in the Workplace;
- Construction Work;
- Preventing Falls in Housing Construction;
- Managing Risks of Plant in the Workplace;
- Managing Risks of Hazardous Chemicals in the Workplace;
- Safe Design of Structures;
- Managing Electrical Risks at the Workplace;
- Demolition Work;
- Excavation Work;
- Welding Processes;
- Spray Painting and Powder Coating;
- Abrasive Blasting.

R. WORTLEY, Minister for Industrial Relations

## WORKERS REHABILITATION AND COMPENSATION ACT 1986

***Publication of Designated Form under Section 62 (1) (a)—Application for Registration as an Employer****Preamble*

Section 62 (1) (a) of the Workers Rehabilitation and Compensation Act 1986 (the Act) provides that:

An application for registration as an employer, a self-insured employer or a group of self-insured employers:

(a) must be made in the designated manner and the designated form.

Section 3 (13) of the Act states that:

A reference in a provision of this Act to a designated form is a reference to a form designated for the purposes of that provision by the Corporation from time to time by notice in the *Gazette* (and for the purposes of this Act the Corporation may specify information that may be provided in a specified form, not being in the nature of a written or printed form, which will satisfy a requirement as to the provision of information in a designated form).

In accordance with the delegation provided to me under the Instrument of Delegation of the WorkCover Corporation of South Australia (the Corporation), I, Gael Fraser, Acting Chief Executive Officer of the Corporation designate the following Application for registration as an employer form for the purposes of Section 62 (1) (a) of the Act:

## NOTICE

1.1 Pursuant to Section 62 (1) (a) of the Act, I give notice that, from 1 January 2013, the Application for Registration as an employer form at Attachment 1 is the 'designated form' for the purposes of that section.

This notice will come into effect on 1 January 2013 and supersedes the notice published in *Government Gazette* No. 32 dated 10 May 2012.

Confirmed as a true and accurate decision of the Corporation.

Dated 29 November 2012.

G. FRASER, Acting Chief Executive Officer

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**Attachment 1**



**Application for registration as an employer**

*Workers Rehabilitation and Compensation Act 1986*

Under section 59 of the Act, you must register within 14 days of employing a worker. Please supply in writing, reason(s) if you are registering after the 14-day period as a penalty may apply.

Use this form to register as an employer of workers where the *Workers Rehabilitation and Compensation Act 1986* (the Act) applies, and for occupational health, safety and welfare purposes.

**Do you employ any worker who is (or is to be) usually employed outside South Australia?**  No  Yes

Workers who usually work in another state or territory may not be covered under the South Australian legislation. You should consider also arranging cover in the appropriate state or territory. A minimum premium applies to each registered employer.

If you operate a business activity at more than one location where workers are employed, you will need to fill out an *Application to provide additional location details* form for each extra location.

The following free support services are available for assistance in completing this form:

If you are deaf or have a hearing or speech impairment you can call WorkCoverSA through the National Relay Service (NRS):

- TTY users can phone 13 36 77 then ask for 13 18 55.
- Speak & Listen (speech-to-speech) users can phone 1300 555 727 then ask for 13 18 55.
- Internet relay users can connect to NRS on [www.relayservice.com.au](http://www.relayservice.com.au) then ask for 13 18 55.

For languages other than English call the Interpreting and Translating Centre (08) 8226 1990 and ask for an interpreter to call WorkCoverSA on 13 18 55. For Braille, audio or e-text call 13 18 55.

**PLEASE COMPLETE THIS FORM IN BLOCK LETTERS USING A BLACK PEN**

Return your completed form to WorkCoverSA by: **Post** 400 King William Street, Adelaide SA 5000 or **GPO** Box 2668, Adelaide SA 5001  
**Fax** (08) 8233 2990 **Email** [info@workcover.com](mailto:info@workcover.com) **Phone** 13 18 55 **Visit our website** [www.workcover.com](http://www.workcover.com)

**1. Full legal names of employer**

For an individual or partnership, list the family names first, followed by your first and middle names. The employer's legal name is not necessarily the same as the trading name. For example, John Peter Smith trading as ABC Retail, ABC Retail is the trading name, but John Peter Smith is the legal name of the employer.


**2. Tick one box to show the type of employer**

Sole proprietor (one person)     Partnership     Public company\*     Private company\*

\*Please provide Australian Company Number:

Other - describe: \_\_\_\_\_

OFFICE USE ONLY	Date form received:	Registration no:	SAWIC code:
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**3. Australian Business Number (ABN)** Please provide in the boxes (right).

**4. GST status**

- (a) Is (or will) your business be registered for GST purposes? Yes  Go to Question 4(b) No  Go to Question 5
- (b) Is your business claiming (or entitled to claim) as an input tax credit **all** of the GST paid on the WorkCover premium? Yes  Go to Question 4(d) No  Go to Question 4(c)
- (c) If your business is not claiming (or entitled to claim) all of the input tax credits for GST paid, what percentage of the GST is your business claiming (or entitled to claim)?  %
- (d) On what date did (or will) your business become eligible to claim input tax credits for the GST? Date: \_\_\_ / \_\_\_ / \_\_\_

**5. Company directors**

Give FULL names (including middle names) of directors. If more, attach list. Tick appropriate box to indicate working or non-working director.

Family name	First and middle names	Working	Non-working

**6. Grouping provisions and other registrations as an employer**

- a) Are you treated as a member of a group under the *Payroll Tax Act 2009*? No  Yes   
 Under Section 72A(6)(b) of the Act a maximum fine of \$5,000 may apply for failing to comply.
- (b) Do you have other registrations with WorkCoverSA? No  Yes

Please list ALL other businesses in which the employer, or directors are currently or have been previously involved in the past five years. If more, attach list. Tick appropriate box to indicate if grouped.

Name	Grouped	WorkCover employer number (if applicable)

**7. Trust**

Is the employer appointed as a trustee of a trust? If so, state the name of the trust:

**8. Registered business or trading name** (if applicable):

**9. Address details**

(a) What is your postal address for service of notices and correspondence?
Postcode
(b) What is your email address? (if applicable):
(c) Please provide your website address:

**10. Contact person**

Provide details of your authorised contact person who may be contacted for further information.

Name	Position		
Phone	Mobile	Fax	
Email			



**11. Rehabilitation and return to work coordinator**

If during the financial year you employ or expect to employ 30 or more workers continuously for three or more months, you are required to appoint a rehabilitation and return to work coordinator within six months of registering with WorkCover. Please provide details of the appointment of your rehabilitation and return to work coordinator. Under section 28D(3) of the Act, a maximum penalty of \$10,000 applies for failing to comply.

Name			
Phone	Mobile	Fax	
Email			Date appointed

**12. Have you provided the postal or email address of your accounting firm at question 9 and 10?**  No  Yes

If no, provide details of your accounting firm.

Name			
Address			Postcode
Phone	Mobile	Fax	
Email			

**13. Address where the employer's business records can be examined**

This must be a street address, an accountant's name and address, or a farm location (not a post office box number).

Address			Postcode
Phone	Mobile	Fax	
Email			

**14. Main location details** (For additional locations, use *Application to provide additional location details* form.)

Why are you registering this location? (Please tick one box only)

Purchased existing location	<input type="checkbox"/>	If you have purchased an existing location, changed legal status or merged, please provide the following information: Previous employer name _____ Their WorkCover employer number(s) _____ Location number(s) _____ Phone number _____ Their Australian Business Number (ABN) <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>
Purchased existing business	<input type="checkbox"/>	
Takeover	<input type="checkbox"/>	
Merger	<input type="checkbox"/>	
Changed legal status	<input type="checkbox"/>	
Set up your own new business/location	<input type="checkbox"/>	
Other (please provide details below)	<input type="checkbox"/>	

**15. At how many locations are workers employed?**

Each site where an employer controls or directs workers on a relatively permanent basis is a location.   
 (Temporary sites away from a base are not regarded as locations, eg, building sites.)

**16. When did/will you start employing at this location?** Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

**17. Address of main location**

Please give the full address (not a post office box). For farms, include the road name, or if no road name, the sections and hundreds.  
 (For workers working on various sites, only a base location is required.)

			Postcode
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**18. Please provide the Australian Business Number (ABN) if different from question 3.**

**19. Trading name used by the employer at this location (if applicable).**

**20. Contact name at this location**

Give details of the person we should talk to if we have any questions about the location (not your accountant/solicitor).

Name		Position	
Phone	Mobile	Fax	
Email			

**21. Business of employer at this workplace/location. (This information will help us to assign the correct industry classification.)**

(a) What is the ONE MAIN TYPE of goods produced or service provided by the business at this location?

--

(b) Describe the different types of work (activities) carried out at this location. If you need more space, please attach a sheet.


**22. Give details of the NUMBER of workers who will be or are employed in each occupation at this location.** Include working directors.

Do not include people listed as the employer (ie, partners or sole-proprietors). Estimate the total gross remuneration (including wages, superannuation, monetary benefits, other payments and allowances) that you expect to pay to workers at this location.

Occupation	Full-time (35 hrs or more a week) includes permanent, casual and seasonal	Part-time (less than 35 hrs a week) includes permanent, casual and seasonal	Gross remuneration for the remainder of the financial year from date employment commenced	Gross remuneration for a full 12 month period
<b>Total gross remuneration (include apprentices and trainees)</b>				

Only complete the box below if you employ or expect to employ an apprentice or trainee engaged under an approved training contract under the *Training and Skills Development Act 2008* (or former act).

Apprentices and Trainees (Occupation)	Full-time (35 hrs or more a week) includes permanent, casual and seasonal	Part-time (less than 35 hrs a week) includes permanent, casual and seasonal	Gross remuneration for the remainder of the financial year from date employment commenced	Gross remuneration for a full 12 month period
<b>Total gross remuneration</b>				

**23. Claims agent**

Workplace injury claims are handled by the following claims agents on behalf of WorkCoverSA. **Please tick the box of the claims agent you wish to select.** If no selection is made WorkCover will randomly select a claims agent for you. Employers who are a member of a group under the *Payroll Tax Act 2009* will have the same agent. You will have one opportunity to change claims agent each year by advising WorkCover in writing by 30 November. The change will be effective 1 January. In the event of a claim by your worker, please submit claim forms directly to your claims agent not to WorkCover.

WorkCover to randomly select Claims Agent     Employers Mutual     Gallagher Bassett

**Declaration** – Before completing this declaration, please make sure you have answered each question as it applies to your business and you have attached any *Application to provide additional location details* forms or any other attachments. To provide false or misleading information is a serious offence under the *Workers Rehabilitation and Compensation Act 1986* which can involve you incurring a significant penalty.

I declare that the information I have given on this form and any attachment(s) is complete and correct. Date \_\_\_\_ / \_\_\_\_ / \_\_\_\_

Signature of employer, public officer or authorised person	Name (BLOCK LETTERS)
	Position/title
	Organisation

## WORKERS REHABILITATION AND COMPENSATION ACT 1986

**Determination to Designate Manner under Section 32A—Claim Form for Provisional Liability (Medical Expenses)***Preamble*

Section 32A of the Workers Rehabilitation and Compensation Act 1986 (the Act) states that:

- (1) A worker may, by application made to the Corporation in the designated manner and the designated form, apply to the Corporation for the payment of costs within the ambit of Section 32 before the determination of a claim under Division 8.

In accordance with the delegation provided to me under the Instrument of Delegation of the WorkCover Corporation of South Australia (the Corporation) I, Gael Fraser, Acting Chief Executive Officer of the Corporation, designate the following manner for the purposes of an application under Section 32A (1) of the Act.

This determination will have effect from 1 January 2013 and supersedes the determination by notice in *Government Gazette* No. 44 published on 25 June 2009.

## NOTICE

**Determination Designating the ‘manner’ of an Application for Provisional Medical and Other Expenses under Section 32A of the Act**

PURSUANT to Section 32A (1) of the Act, the Corporation determines that the manner of making an application under Section 32A (1) is as follows:

- 1.1 For workers of an employer who is not a self-insured employer, the application must be given by the worker, or their representative, to the worker’s employer or to the Corporation or the employer’s claims agent (currently Employers Mutual SA and Gallagher Bassett Services Workers Compensation SA) in one of the following manners:

- in person;
- via post;
- via facsimile;
- via telephone;
- via email; or
- online.

The contact details as at the date of publishing these manners are as follows:

**Employers Mutual SA**

In person: 15th Floor, 26 Flinders Street, Adelaide  
Via post: G.P.O. Box 2575, Adelaide, S.A. 5001 or  
15th Floor, 26 Flinders Street, Adelaide, S.A. 5000  
Via facsimile: (08) 8127 1200  
Via telephone: (08) 8127 1100 or free call 1300 365 105  
Via email: [newclaims@employersmutualsa.com.au](mailto:newclaims@employersmutualsa.com.au)  
Online: [www.employersmutual.com.au](http://www.employersmutual.com.au)

**Gallagher Bassett Services Workers Compensation SA**

In person: Ground Floor, 25 Franklin Street, Adelaide  
Via post: G.P.O. Box 1772, Adelaide, S.A. 5001 or  
Ground Floor, 25 Franklin Street, Adelaide, S.A. 5000  
Facsimile: (08) 8177 8451  
Via telephone: (08) 8177 8450 or free call 1800 664 079  
Via email: [newclaimswcsa@gbtpa.com.au](mailto:newclaimswcsa@gbtpa.com.au)  
Online: [www.gallagherbassett.com.au](http://www.gallagherbassett.com.au)

**The Corporation (WorkCoverSA)**

In person: Ground Floor, 400 King William Street, Adelaide  
Via post: G.P.O. Box 2668, Adelaide, S.A. 5001  
400 King William Street, Adelaide, S.A. 5000  
Via facsimile: (08) 8233 2466  
Via telephone: 13 18 55

Note: Current contact details will be maintained on the employer’s claims agent website (currently Employers Mutual SA at [www.employersmutual.com.au](http://www.employersmutual.com.au) or Gallagher Bassett Services Workers Compensation SA at [www.gallagherbassett.com.au](http://www.gallagherbassett.com.au)) or the Corporation’s website at [www.workcover.com](http://www.workcover.com).

- 1.2 For workers of a self-insured employer, the application by the worker or their representative must be provided to the self-insured employer.

Confirmed as a true and accurate decision of the Corporation.

Dated 29 November 2012.

G. FRASER, Acting Chief Executive Officer

## WORKERS REHABILITATION AND COMPENSATION ACT 1986

**Determination to Designate Manners under Sections 37 (2), 38 (1b), 39 (2) (a) (ii)—Various Designated Forms***Preamble*

Section 37 (2) of the Workers Rehabilitation and Compensation Act 1986 (the Act) states that:

A request by a worker must be made in a designated manner and a designated form.

Section 38 (1b) of the Act states that:

A request by a worker or employer must be made in a designated manner and a designated form.

Section 39 (2) (a) (ii) of the Act states that:

An adjustment under this section:

(a) must be based on:

- (ii) if the worker applies, in a designated manner and a designated form, for the adjustment to be made on the basis of changes in rates of remuneration prescribed by an award or enterprise agreement payable to a group of workers of which the worker was a member at the time of the occurrence of the disability—changes in those rates of remuneration;

This determination will have effect from 1 January 2013 and supersedes the determinations published by notice in *Government Gazette* No. 42 on 24 July 2008.

In accordance with the delegation provided to me under the Instrument of Delegation of the WorkCover Corporation of South Australia, I, Gael Fraser, Acting Chief Executive Officer, designate the following manners for lodgement of various designated forms:

## NOTICE

PURSUANT to Section 37 (2) of the Act, the Corporation determines that:

- 1.1 For workers of an employer who is not a self-insured employer, the relevant form designated by notice in *Government Gazette* No. 38, published on 10 July 2008, may be provided to the employer's claims agent (currently Employers Mutual SA and Gallagher Bassett Services Workers Compensation SA) in any of the following manners:

- in person;
- via post;
- via facsimile; or
- via email to the worker's case manager.

The contact details as at the date of publishing these manners are as follows:

**Employers Mutual SA**

In person: 15th Floor, 26 Flinders Street, Adelaide

Via post: G.P.O. Box 2575, Adelaide, S.A. 5001 or  
15th Floor, 26 Flinders Street, Adelaide, S.A. 5000

Via facsimile: (08) 8127 1200

Via email: To the worker's case manager's email address (if the case manager's name or email address is not known, contact Employers Mutual SA on (08) 8127 1100 or free call 1300 365 105).

**Gallagher Bassett Services Workers Compensation SA**

In person: Ground Floor, 25 Franklin Street, Adelaide

Via post: G.P.O. Box 1772, S.A. 5001 or  
Ground Floor, 25 Franklin Street, Adelaide, S.A. 5000

Facsimile: (08) 8177 8451

Via email: To the worker's case manager's email address (if the case manager's name or email address is not known, contact Gallagher Bassett Services Workers Compensation SA on (08) 8177 8450 or free call 1800 664 079).

Note: With the exception of a worker's case manager's email address, the contact details will be maintained on the employer's claims agent's website (currently Employers Mutual SA at [www.employersmutual.com.au](http://www.employersmutual.com.au) or Gallagher Bassett Services Workers Compensation SA at [www.gallagherbassett.com.au](http://www.gallagherbassett.com.au)).

- 1.2 The Corporation does not require this form to be signed when submitted via email.

Pursuant to section 38 (1b) of the Act, the Corporation determines that:

- 2.1 For workers of an employer, and an employer, who is not a self-insured employer, the relevant form designated by notice in *Government Gazette* No. 38, published on 10 July 2008, may be provided to the employer's claims agent (currently Employers Mutual or Gallagher Bassett) in any of the following manners:

- in person;
- via post;
- via facsimile; or
- via email to the worker's case manager.

The contact details as at the date of publishing these manners are as follows:

**Employers Mutual SA**

In person: 15th Floor, 26 Flinders Street, Adelaide

Via post: G.P.O. Box 2575, Adelaide, S.A. 5001 or  
15th Floor, 26 Flinders Street, Adelaide, S.A. 5000

Via facsimile: (08) 8127 1200

Via email: To the worker's case manager's email address (if the case manager's name or email address is not known, contact Employers Mutual SA on (08) 8127 1100 or free call 1300 365 105).

**Gallagher Bassett Services Workers Compensation SA**

In person: Ground Floor, 25 Franklin Street, Adelaide

Via post: G.P.O. Box 1772, S.A. 5001 or

Ground Floor, 25 Franklin Street, Adelaide, S.A. 5000

Facsimile: (08) 8177 8451

Via email: To the worker's case manager's email address (if the case manager's name or email address is not known, contact Gallagher Bassett Services Workers Compensation SA on (08) 8177 8450 or free call 1800 664 079).

Note: With the exception of a worker's case manager's email address, the contact details will be maintained on the employer's claims agent's website (currently Employers Mutual SA at [www.employersmutual.com.au](http://www.employersmutual.com.au) or Gallagher Bassett Services Workers Compensation SA at [www.gallagherbassett.com.au](http://www.gallagherbassett.com.au)).

2.2 The Corporation does not require this form to be signed when submitted via email.

Pursuant to Section 39 (2) (a) (ii) of the Act, the Corporation determines that:

3.1 For workers of an employer who is not a self-insured employer, the relevant form designated by *Government Gazette* No. 38, published 10 July 2008 may be provided to the employer's claims agent (currently Employers Mutual or Gallagher Bassett) in any of the following manners:

- in person;
- via post;
- via facsimile; or
- via email to the worker's case manager.

The contact details as at the date of publishing these manners are as follows:

**Employers Mutual SA**

In person: 15th Floor, 26 Flinders Street, Adelaide

Via post: G.P.O. Box 2575, Adelaide, S.A. 5001 or

15th Floor, 26 Flinders Street, Adelaide, S.A. 5000

Via facsimile: (08) 8127 1200

Via email: To the worker's case manager's email address (if the case manager's name or email address is not known, contact Employers Mutual SA on (08) 8127 1100 or free call 1300 365 105).

**Gallagher Bassett Services Workers Compensation SA**

In person: Ground Floor, 25 Franklin Street, Adelaide

Via post: G.P.O. Box 1772, S.A. 5001 or

Ground Floor, 25 Franklin Street, Adelaide, S.A. 5000

Facsimile: (08) 8177 8451

Via email: To the worker's case manager's email address (if the case manager's name or email address is not known, contact Gallagher Bassett Services Workers Compensation SA on (08) 8177 8450 or free call 1800 664 079).

Note: With the exception of a worker's case manager's email address, the contact details will be maintained on the employer's claims agent's website (currently Employers Mutual SA at [www.employersmutual.com.au](http://www.employersmutual.com.au) or Gallagher Bassett Services Workers Compensation SA at [www.gallagherbassett.com.au](http://www.gallagherbassett.com.au)).

3.2 The Corporation does not require this form to be signed when submitted via email.

Confirmed as a true and accurate decision of the Corporation.

Dated 29 November 2012.

G. FRASER, Acting Chief Executive Officer

## WORKERS REHABILITATION AND COMPENSATION ACT 1986

***Publication of Approved Form under Section 51 (5) and 52 (1) (a)—Claim Form for Notification of Injury and Claim for Compensation****Preamble*

Section 51 (5) of the Workers Rehabilitation and Compensation Act 1986 (the Act) states that:

A person by whom a notice under this section is given orally shall, at the request of the person to whom notice is given, complete a written statement in a form determined by the Corporation.

Section 52 (1) (a) of the Act, states that:

Subject to this section, a claim for compensation:

(a) must be made in a manner and form approved by the Corporation.

The Provisional Payment Guidelines published by the Minister for Workers' Rehabilitation in the *Government Gazette* on 20 December 2012 also provide that the form approved by the Corporation for the purposes of initial notification under Section 50A of the Act is the same form approved by the Corporation for a claim for compensation to be made under Section 52 of the Act.

In accordance with the delegation provided to me under the Instrument of Delegation of the WorkCover Corporation of South Australia (the Corporation), I, Gael Fraser, Acting Chief Executive Officer of the Corporation approve the following Claim form for the purposes of Sections 51 (5) and 52 (1) (a) of the Act:

## NOTICE

1.1 Pursuant to Sections 51 (5) and 52 (1) (a) of the Act, I give notice that from 1 January 2013, the Claim form at Attachment 1 is both the 'form determined by the Corporation' for the purposes of Section 51 (5), and the 'form approved by the Corporation' for the purposes of Section 52 (1) (a).

This notice will come into effect on 1 January 2013 and supersedes the notice published in *Government Gazette* No. 42 dated 25 June 2009.

Confirmed as a true and accurate decision of the Corporation.

Dated 29 November 2012.

G. FRASER, Acting Chief Executive Officer

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**Attachment 1**

# Claim form



## What is this form?

This form can be used to notify your employer or their claims agent of a workplace injury or seek compensation if you have been injured at work with a registered or self-insured employer in South Australia.

If there is insufficient space to answer any of the questions, please attach additional information. A copy of this form should be kept for your records.

## Who can fill out this form?

- an injured worker
- an employer (with the worker's consent)
- a representative, such as a treating doctor, first aid officer or a worker's relative or friend or union representative (with the worker's consent).

An employer may complete this form to notify of an injury or to begin the claim process. However, if a claim is made the employer must also complete an Employer Report Form and provide this to their claims agent.

Please refer to the back page for further information on completing this form.

## Where to lodge this form

You can provide this form to your employer's claims agent below by post, telephone, fax, email or online. If you do not know who your employer's claims agent is visit the Claims Agent Lookup facility on the WorkCoverSA website at [www.workcover.com](http://www.workcover.com).

If you are notifying your employer's claims agent directly, you should also provide your employer with a copy of this *Claim form*.

## Claims agents contacts

### Employers Mutual SA

Phone (08) 8127 1100 or free call 1300 365 105  
 Fax (08) 8127 1200  
 Postal address GPO Box 2575, Adelaide SA 5001  
 Email [newclaims@employersmutualsa.com.au](mailto:newclaims@employersmutualsa.com.au)  
 Online [www.employersmutual.com.au](http://www.employersmutual.com.au)

### Gallagher Bassett Services Workers Compensation SA

Phone (08) 8177 8450 or free call 1800 664 079  
 Fax (08) 8177 8451  
 Postal address GPO Box 1772, Adelaide SA 5001  
 Email [newclaimswcsa@gbtpa.com.au](mailto:newclaimswcsa@gbtpa.com.au)  
 Online [www.gallagherbassett.com.au](http://www.gallagherbassett.com.au)

## Important reminder for workers

- Report to your employer as soon as possible if you have been injured as a result of your employment.
- Provide a *WorkCover Medical Certificate* to your employer's claims agent within 10 calendar days of lodging this form.
- Be actively involved in your treatment, rehabilitation and return to work plans.
- It is an offence to provide false or misleading information about your claim.

## Staying at or getting back to work following a workplace injury

- Talk to your employer about a plan to stay at or return to work.
- Talk to your medical practitioner or healthcare provider about tasks at your work you can do.
- Talk to your case manager about what support is available to help you recover and return to work as soon as possible.
- Stay in contact with your friends and workmates.

If you are unable to complete this form because it is in English, contact WorkCover on 13 18 55 for assistance. To contact WorkCover in a language other than English ring the Interpreting and Translating Service on 8226 1990 and ask their Customer Service Consultants to ring WorkCover on 13 18 55. This interpreting service is available at no cost to you.

## Self-insured employer

A self-insured employer manages their own workers compensation claims. If you work for a self-insured employer speak to your employer or their rehabilitation and return to work coordinator about lodging a claim.

The shaded boxes must be completed in all cases. However by filling in the other boxes and supplying as much information as possible we can more effectively manage the claim.

**Please tick the relevant box**

- I want to give notice of an injury only (no request for weekly payments or medical and other expenses at this time)<sup>1</sup>
- I want to give notice of an injury and claim weekly payments and/or medical expenses<sup>2</sup>

<sup>1,2</sup> – Please refer to the back page for further explanation on the completion of this form.

If this claim cannot be determined within seven calendar days, the payment of provisional weekly payments will (in most cases) commence.

**Worker’s details**

Family name

Full given names

Title  Mr  Mrs  Ms  Miss

Does the worker wish to identify as:  Aboriginal  
 Torres Strait Islander

Gender  Male  Female Date of birth  /  /

Former name/s (if any)

Country of birth

Are you an Australian citizen or permanent resident of Australia?  
 Yes  No > If no, you must provide the following details:

Type of Visa \_\_\_\_\_ Expiry date \_\_\_ / \_\_\_ / \_\_\_

What limitations to employment apply under this Visa (e.g. 20 hrs/wk)

Residential address   
Postcode

Postal address (if the same as residential write 'as above')   
Postcode

Telephone number   
Daytime   
Mobile

Email address

Does the worker need an interpreter?  Yes  No  
Language spoken or read   
Dialect

Has the worker ever had a previous workers compensation claim?  
 Yes  No

**Employer’s details**

Employer’s name

Employer’s address   
Postcode

Address where you work (if different to above)   
Postcode

Employer’s registration number (if known)

Location number (if known)

Contact name (this will usually be the rehabilitation and return to work coordinator if the employer has more than 30 employees)

Telephone   
Facsimile   
Email

Was there any time lost due to injury/disease?  Yes  No

Pre tax weekly wage \$   
(inc. overtime, shift allowance etc. if time off work)

Normal hours per week

Occupation and main tasks

- Full-time  Part-time  Permanent  Casual
- State/federal award  Apprentice  Trainee

**Employer’s notification**

Date employer was notified of injury\* \_\_\_ / \_\_\_ / \_\_\_

Person notified  Mr  Mrs  Ms  Miss  
Family name

Given names

\*The date when the employer received the minimum information (in shaded boxes) on this form.



**Injury details**

Description of injury (injury/disease suffered)


How the injury occurred (what led to the injury occurring)

(refer to back page for examples of how to answer this question)


Part of the body affected (e.g. left upper arm, internal organs, etc.)


Where did the injury occur? (address or nearest address)

Postcode

Treating doctor's name and/or surgery name


Or, if the worker is hospitalised, name of hospital

--

Doctor/hospital address (include phone number if known)

Postcode
Telephone

Most recent *WorkCover Medical Certificate* covers the period from \_\_\_/\_\_\_/\_\_\_ to \_\_\_/\_\_\_/\_\_\_

Incapacity:  totally unfit for work  partially unfit to work

When did the injury/disease occur? (please tick relevant box)

- while working at worker's usual workplace
- traffic accident while working
- while having a break
- while travelling to or from work
- while attending an approved course of study
- while working elsewhere
- other (please specify below)


When did the injury/disease happen or when was it first noticed?

Date ___/___/___	Time of injury	am/pm
------------------	----------------	-------

If the worker stopped work due to the injury/disease, what date did they stop work? \_\_\_/\_\_\_/\_\_\_

**Other current employment**

Does the worker have any other current employment?

Yes  No

**Medical authority – to be signed by the worker**

(If you are not the injured worker, please do not complete this section)

**Signing this authority may help the request for compensation to be processed more quickly.**

I give permission for my medical experts to provide WorkCoverSA, my employer's claims agent or my self-insured employer with information relating to my injury or condition. I also give permission for any medical experts to receive x-rays, medical records or reports relating to my claim (including copies) for the purpose of writing a report about my injury or condition. A photocopy of this medical authority is valid.

Signature of the worker

--

Date \_\_\_/\_\_\_/\_\_\_

**Electronic Funds Transfer (EFT) details**

**Please provide the worker's bank details to have any workers compensation payments deposited directly into their bank account.**

Bank BSB number	<input type="text"/>	-	<input type="text"/>
Bank name	<input type="text"/>		
Branch address	<input type="text"/>		
Account number	<input type="text"/>		
Account name	<input type="text"/>		

A remittance advice of any payment/s processed via EFT will be sent to the worker via post. Please advise the claims agent (within five days) if any of the bank account details provided are changed.

**Notifier's details**

Notifier's name

--

I am:  the worker  the employer  other

If other, please specify:


Address

Postcode

Telephone number

--

#### Examples of how the injury occurred and what led to the injury/incident

Walked outside to front end loader	▶ Slipped over in a puddle of water on driveway	▶ Hitting my head on front end loader
Machining wood on bandsaw	▶ Band saw caught in knot in wood throwing wood out	▶ Wood flying up and hitting head
Using angle grinder	▶ Cast iron chip flew from angle grinder	▶ Foreign body entering unprotected eye
Repeatedly lifting cartons of wine	▶ Lifting heavy cartons	▶ Heavy cartons of wine put strain on back

#### Worker's responsibilities

- Report to their employer as soon as possible if they have been injured in the course of their employment. This may be made to a person in the workplace such as the rehabilitation and return to work coordinator, the health and safety representative or the immediate manager/supervisor. A copy of this form should be used for this purpose.
- Give any paid accounts for reimbursement or invoices for expenses incurred to the claims agent or self-insured employer.
- Provide the claims agent or the self-insured employer with up-to-date *WorkCover Medical Certificates* if requested to do so.
- Be actively involved in their treatment and rehabilitation and comply with the requirements of rehabilitation programs and rehabilitation and return to work plans.
- Undertake suitable employment that a doctor says they are fit to perform.

#### Worker's rights

- Be paid weekly payments, if incapacitated for work, **once a Claim form has been received and the claim accepted**. If a claim cannot be determined within seven calendar days to receive provisional weekly payments, unless a reasonable excuse applies or there is no loss of income.
- Have reasonable medical and other expenses paid within a reasonable time e.g. travel costs, once the claim has been accepted or provisional liability applies.
- Be meaningfully involved in all decisions regarding their approved rehabilitation program/plan, and be provided with a current copy.
- Raise with the person managing their claim any dissatisfaction with their allocated rehabilitation provider.
- Have a treating doctor/specialist of their choice and obtain a second opinion from a specialist.
- Be provided with copies of all medical reports concerning their claim within seven days of the case manager receiving them.
- Have a representative or support person present at any meeting or hearing about their claim (e.g. family member, union, employee advocate, solicitor).
- Have all personal information kept confidential, as required by the *Workers Rehabilitation and Compensation Act 1986* (the Act).
- Have an interpreter at meetings and appointments if required.

#### Employer's responsibilities

- Pay income maintenance for the first two weeks of incapacity during a calendar year in which the injury has occurred, unless that liability is waived.
- Report to the claims agent within five business days of receipt of an injury notification. Failure to notify the claims agent of an injury within five business days may incur a penalty of \$1000.

- Forward to the claims agent any WorkCover Medical Certificates and associated accounts for reimbursement or invoices for expenses incurred that are received from the worker.
- Complete an *Employer report form* and submit it to the claims agent within five business days of receipt of a claim.
- Forward an injured worker's wage information required by the claims agent upon request.
- Provide suitable employment to an injured worker and comply with the requirements of rehabilitation programs and rehabilitation and return to work plans.

#### Further explanation on how to complete this form

<sup>1</sup> To give **notice of an injury only** under section 51 of the Act means that you wish to give written notice that an injury has occurred, but do not request any compensation payments at this time. If, at a later date, you wish to claim compensation (weekly payments and/or medical and other expenses) you will need to lodge a claim for compensation.

<sup>2</sup> To give **notice of an injury and claim weekly payments and/or medical expenses** means that you seek weekly payments of compensation which, if there is any delay in determining the claim, may be paid initially to you on a provisional basis under Part 4, Division 7A of the Act. Provisional weekly payments will start within seven calendar days (in most cases) but will be limited to 13 weeks of weekly payments. The claim for medical and other expenses is a claim for payment of expenses resulting from your injury and may also be paid to you on a provisional basis under section 32A of the Act but will be limited to \$5000 (indexed annually). Claims for payments exceeding these limits will only be paid if your claim for compensation under section 52 of the Act is accepted.

#### Important reminder for employers

If the worker's injury is an **'immediately notifiable work-related injury'** you must, if you have not already done so, notify your Local Regional Office of SafeWork SA in accordance with Reg 418 of the *Occupational Health, Safety and Welfare Regulations, 2010*.

An 'immediately notifiable work-related injury' is a work-related injury that:

- causes death
- shows acute symptoms associated with exposure to a substance at work
- requires treatment as an inpatient in a hospital immediately after the injury (disregarding any time taken for emergency treatment or transporting the person to hospital).

#### SafeWork SA can be contacted by

Phone 1800 777 209 Fax (08) 8204 9200  
Email [help@safework.sa.gov.au](mailto:help@safework.sa.gov.au)

## WORKERS REHABILITATION AND COMPENSATION ACT 1986

***Publication of Designated Form under Section 32A—Claim Form for Provisional Liability (Medical Expenses)****Preamble*

Section 32A (1) of the Workers Rehabilitation and Compensation Act 1986 (the Act) provides that:

A worker may, by application made to the Corporation in the designated manner and the designated form, apply to the Corporation for the payment of costs within the ambit of section 32 before the determination of a claim under Division 8.

Section 3 (13) of the Act provides that:

A reference in a provision of this Act to a designated form is a reference to a form designated for the purposes of that provision by the Corporation from time to time by notice in the Gazette (and for the purposes of this Act the Corporation may specify information that may be provided in a specified form, not being in the nature of a written or printed form, which will satisfy a requirement as to the provision of information in a designated form).

In accordance with the delegation provided to me under the Instrument of Delegation of the WorkCover Corporation of South Australia (the Corporation), I, Gael Fraser, Acting Chief Executive Officer of the Corporation designate the following Claim form for the purposes of Section 32A (1) of the Act:

## NOTICE

1.1 Pursuant to Section 32A (1) of the Act, I give notice that, from 1 January 2013, the Claim form at Attachment 1 is the 'designated form' for the purposes of that section.

1.2 If information that meets the minimum requirements outlined in paragraph 1.4 of the Provisional Payment Guidelines (published by the Minister for Workers Rehabilitation in the *Government Gazette* on 20 December 2012) is provided to the Corporation as part of an initial notification of injury under Division 7A of the WRCA, the requirement of Section 32A (1) to submit an application in the designated form will be deemed to have been satisfied.

This notice will come into effect on 1 January 2013 and supersedes the notice published in *Government Gazette* No. 42 dated 25 June 2009.

Confirmed as a true and accurate decision of the Corporation.

Dated 29 November 2012.

G. FRASER, Acting Chief Executive Officer

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## Attachment 1

# Claim form



## What is this form?

This form can be used to notify your employer or their claims agent of a workplace injury or seek compensation if you have been injured at work with a registered or self-insured employer in South Australia.

If there is insufficient space to answer any of the questions, please attach additional information. A copy of this form should be kept for your records.

## Who can fill out this form?

- an injured worker
- an employer (with the worker's consent)
- a representative, such as a treating doctor, first aid officer or a worker's relative or friend or union representative (with the worker's consent).

An employer may complete this form to notify of an injury or to begin the claim process. However, if a claim is made the employer must also complete an Employer Report Form and provide this to their claims agent.

Please refer to the back page for further information on completing this form.

## Where to lodge this form

You can provide this form to your employer's claims agent below by post, telephone, fax, email or online. If you do not know who your employer's claims agent is visit the Claims Agent Lookup facility on the WorkCoverSA website at [www.workcover.com](http://www.workcover.com).

If you are notifying your employer's claims agent directly, you should also provide your employer with a copy of this *Claim form*.

## Claims agents contacts

### Employers Mutual SA

Phone (08) 8127 1100 or free call 1300 365 105  
 Fax (08) 8127 1200  
 Postal address GPO Box 2575, Adelaide SA 5001  
 Email [newclaims@employersmutualsa.com.au](mailto:newclaims@employersmutualsa.com.au)  
 Online [www.employersmutual.com.au](http://www.employersmutual.com.au)

### Gallagher Bassett Services Workers Compensation SA

Phone (08) 8177 8450 or free call 1800 664 079  
 Fax (08) 8177 8451  
 Postal address GPO Box 1772, Adelaide SA 5001  
 Email [newclaimswosa@gbtpa.com.au](mailto:newclaimswosa@gbtpa.com.au)  
 Online [www.gallagherbassett.com.au](http://www.gallagherbassett.com.au)

## Important reminder for workers

- Report to your employer as soon as possible if you have been injured as a result of your employment.
- Provide a *WorkCover Medical Certificate* to your employer's claims agent within 10 calendar days of lodging this form.
- Be actively involved in your treatment, rehabilitation and return to work plans.
- It is an offence to provide false or misleading information about your claim.

## Staying at or getting back to work following a workplace injury

- Talk to your employer about a plan to stay at or return to work.
- Talk to your medical practitioner or healthcare provider about tasks at your work you can do.
- Talk to your case manager about what support is available to help you recover and return to work as soon as possible.
- Stay in contact with your friends and workmates.

If you are unable to complete this form because it is in English, contact WorkCover on 13 18 55 for assistance. To contact WorkCover in a language other than English ring the Interpreting and Translating Service on 8226 1990 and ask their Customer Service Consultants to ring WorkCover on 13 18 55. This interpreting service is available at no cost to you.

## Self-insured employer

A self-insured employer manages their own workers compensation claims. If you work for a self-insured employer speak to your employer or their rehabilitation and return to work coordinator about lodging a claim.



The shaded boxes must be completed in all cases. However by filling in the other boxes and supplying as much information as possible we can more effectively manage the claim.

**Please tick the relevant box**

- I want to give notice of an injury only (no request for weekly payments or medical and other expenses at this time)<sup>1</sup>
- I want to give notice of an injury and claim weekly payments and/or medical expenses<sup>2</sup>

<sup>1,2</sup> – Please refer to the back page for further explanation on the completion of this form.

If this claim cannot be determined within seven calendar days, the payment of provisional weekly payments will (in most cases) commence.

**Worker’s details**

Family name

Full given names

Title  Mr  Mrs  Ms  Miss

Does the worker wish to identify as:  Aboriginal  
 Torres Strait Islander

Gender  Male  Female Date of birth \_\_\_ / \_\_\_ / \_\_\_

Former name/s (if any)

Country of birth

Are you an Australian citizen or permanent resident of Australia?  
 Yes  No > If no, you must provide the following details:

Type of Visa \_\_\_\_\_ Expiry date \_\_\_ / \_\_\_ / \_\_\_

What limitations to employment apply under this Visa (e.g. 20 hrs/wk)

Residential address

  
 Postcode

Postal address (if the same as residential write 'as above')

  
 Postcode

Telephone number

 Daytime  
 Mobile

Email address

Does the worker need an interpreter?  Yes  No

 Language spoken or read  
 Dialect

Has the worker ever had a previous workers compensation claim?

 Yes  No

**Employer’s details**

Employer’s name

Employer’s address

  
 Postcode

Address where you work (if different to above)

  
 Postcode

Employer’s registration number (if known)

Location number (if known)

Contact name (this will usually be the rehabilitation and return to work coordinator if the employer has more than 30 employees)

Telephone	<input type="text"/>
Facsimile	<input type="text"/>
Email	<input type="text"/>

Was there any time lost due to injury/disease?  Yes  No

Pre tax weekly wage \$

(inc. overtime, shift allowance etc. if time off work)

Normal hours per week

Occupation and main tasks


Full-time  Part-time  Permanent  Casual

State/federal award  Apprentice  Trainee

**Employer’s notification**

Date employer was notified of injury\* \_\_\_ / \_\_\_ / \_\_\_

Person notified  Mr  Mrs  Ms  Miss

 Family name

 Given names

\*The date when the employer received the minimum information (in shaded boxes) on this form.

**Injury details**

Description of injury (injury/disease suffered)


How the injury occurred (what led to the injury occurring)

(refer to back page for examples of how to answer this question)


Part of the body affected (e.g. left upper arm, internal organs, etc.)


Where did the injury occur? (address or nearest address)

Postcode

Treating doctor's name and/or surgery name


Or, if the worker is hospitalised, name of hospital

--

Doctor/hospital address (include phone number if known)

Postcode
Telephone

Most recent *WorkCover Medical Certificate* covers the period from \_\_\_/\_\_\_/\_\_\_ to \_\_\_/\_\_\_/\_\_\_

Incapacity:  totally unfit for work  partially unfit to work

When did the injury/disease occur? (please tick relevant box)

- while working at worker's usual workplace
- traffic accident while working
- while having a break
- while travelling to or from work
- while attending an approved course of study
- while working elsewhere
- other (please specify below)


When did the injury/disease happen or when was it first noticed?

Date ___/___/___	Time of injury	am/pm
------------------	----------------	-------

If the worker stopped work due to the injury/disease, what date did they stop work? \_\_\_/\_\_\_/\_\_\_

**Other current employment**

Does the worker have any other current employment?

Yes  No

**Medical authority – to be signed by the worker**

(If you are not the injured worker, please do not complete this section)

**Signing this authority may help the request for compensation to be processed more quickly.**

I give permission for my medical experts to provide WorkCoverSA, my employer's claims agent or my self-insured employer with information relating to my injury or condition. I also give permission for any medical experts to receive x-rays, medical records or reports relating to my claim (including copies) for the purpose of writing a report about my injury or condition. A photocopy of this medical authority is valid.

Signature of the worker

--

Date \_\_\_/\_\_\_/\_\_\_

**Electronic Funds Transfer (EFT) details**

**Please provide the worker's bank details to have any workers compensation payments deposited directly into their bank account.**

Bank BSB number	<input type="text"/>	-	<input type="text"/>
Bank name	<input type="text"/>		
Branch address	<input type="text"/>		
Account number	<input type="text"/>		
Account name	<input type="text"/>		

A remittance advice of any payment/s processed via EFT will be sent to the worker via post. Please advise the claims agent (within five days) if any of the bank account details provided are changed.

**Notifier's details**

Notifier's name

--

I am:  the worker  the employer  other

If other, please specify:


Address

Postcode

Telephone number

--

#### Examples of how the injury occurred and what led to the injury/incident

Walked outside to front end loader	▶ Slipped over in a puddle of water on driveway	▶ Hitting my head on front end loader
Machining wood on bandsaw	▶ Band saw caught in knot in wood throwing wood out	▶ Wood flying up and hitting head
Using angle grinder	▶ Cast iron chip flew from angle grinder	▶ Foreign body entering unprotected eye
Repeatedly lifting cartons of wine	▶ Lifting heavy cartons	▶ Heavy cartons of wine put strain on back

#### Worker's responsibilities

- Report to their employer as soon as possible if they have been injured in the course of their employment. This may be made to a person in the workplace such as the rehabilitation and return to work coordinator, the health and safety representative or the immediate manager/supervisor. A copy of this form should be used for this purpose.
- Give any paid accounts for reimbursement or invoices for expenses incurred to the claims agent or self-insured employer.
- Provide the claims agent or the self-insured employer with up-to-date *WorkCover Medical Certificates* if requested to do so.
- Be actively involved in their treatment and rehabilitation and comply with the requirements of rehabilitation programs and rehabilitation and return to work plans.
- Undertake suitable employment that a doctor says they are fit to perform.

#### Worker's rights

- Be paid weekly payments, if incapacitated for work, **once a Claim form has been received and the claim accepted**. If a claim cannot be determined within seven calendar days to receive provisional weekly payments, unless a reasonable excuse applies or there is no loss of income.
- Have reasonable medical and other expenses paid within a reasonable time e.g. travel costs, once the claim has been accepted or provisional liability applies.
- Be meaningfully involved in all decisions regarding their approved rehabilitation program/plan, and be provided with a current copy.
- Raise with the person managing their claim any dissatisfaction with their allocated rehabilitation provider.
- Have a treating doctor/specialist of their choice and obtain a second opinion from a specialist.
- Be provided with copies of all medical reports concerning their claim within seven days of the case manager receiving them.
- Have a representative or support person present at any meeting or hearing about their claim (e.g. family member, union, employee advocate, solicitor).
- Have all personal information kept confidential, as required by the *Workers Rehabilitation and Compensation Act 1986* (the Act).
- Have an interpreter at meetings and appointments if required.

#### Employer's responsibilities

- Pay income maintenance for the first two weeks of incapacity during a calendar year in which the injury has occurred, unless that liability is waived.
- Report to the claims agent within five business days of receipt of an injury notification. Failure to notify the claims agent of an injury within five business days may incur a penalty of \$1000.

- Forward to the claims agent any WorkCover Medical Certificates and associated accounts for reimbursement or invoices for expenses incurred that are received from the worker.
- Complete an *Employer report form* and submit it to the claims agent within five business days of receipt of a claim.
- Forward an injured worker's wage information required by the claims agent upon request.
- Provide suitable employment to an injured worker and comply with the requirements of rehabilitation programs and rehabilitation and return to work plans.

#### Further explanation on how to complete this form

<sup>1</sup> To give **notice of an injury only** under section 51 of the Act means that you wish to give written notice that an injury has occurred, but do not request any compensation payments at this time. If, at a later date, you wish to claim compensation (weekly payments and/or medical and other expenses) you will need to lodge a claim for compensation.

<sup>2</sup> To give **notice of an injury and claim weekly payments and/or medical expenses** means that you seek weekly payments of compensation which, if there is any delay in determining the claim, may be paid initially to you on a provisional basis under Part 4, Division 7A of the Act. Provisional weekly payments will start within seven calendar days (in most cases) but will be limited to 13 weeks of weekly payments. The claim for medical and other expenses is a claim for payment of expenses resulting from your injury and may also be paid to you on a provisional basis under section 32A of the Act but will be limited to \$5000 (indexed annually). Claims for payments exceeding these limits will only be paid if your claim for compensation under section 52 of the Act is accepted.

#### Important reminder for employers

If the worker's injury is an **'immediately notifiable work-related injury'** you must, if you have not already done so, notify your Local Regional Office of SafeWork SA in accordance with Reg 418 of the *Occupational Health, Safety and Welfare Regulations, 2010*.

An 'immediately notifiable work-related injury' is a work-related injury that:

- causes death
- shows acute symptoms associated with exposure to a substance at work
- requires treatment as an inpatient in a hospital immediately after the injury (disregarding any time taken for emergency treatment or transporting the person to hospital).

#### SafeWork SA can be contacted by

Phone 1800 777 209 Fax (08) 8204 9200  
Email [help@safework.sa.gov.au](mailto:help@safework.sa.gov.au)

## WORKERS REHABILITATION AND COMPENSATION ACT 1986

***Publication of Designated Form under Section 50D (b)—Statement of Workers' Rights****Preamble*

Section 50D of the Workers Rehabilitation and Compensation Act 1986 (the Act) states:

If weekly payments of compensation are not commenced because of a reasonable excuse under the Provisional Payment Guidelines, the Corporation must within the prescribed period give the worker notice in writing that there is a reasonable excuse for not commencing weekly payments of compensation and include in that notice:

- (a) details of that reasonable excuse; and
- (b) a statement in the designated form about the worker's rights under this Act (including to make a claim under Division 8).

Section 3 (13) of the Act provides that:

A reference in a provision of this Act to a designated form is a reference to a form designated for the purposes of that provision by the Corporation from time to time by notice in the *Gazette* (and for the purposes of this Act the Corporation may specify information that may be provided in a specified form, not being in the nature of a written or printed form, which will satisfy a requirement as to the provision of information in a designated form).

In accordance with the delegation provided to me under the Instrument of Delegation of the WorkCover Corporation of South Australia (the Corporation), I, Gael Fraser, Acting Chief Executive Officer of the Corporation approve the following Statement of workers' rights form for the purposes of Section 50D (b) of the Act:

## NOTICE

PURSUANT to Section 50D (b) of the Act, I give notice that, from 1 January 2013, the Statement of workers' rights form at Attachment 1 is the 'designated form' for the purposes of that section.

This notice will come into effect on 1 January 2013 and supersedes the notice published in *Government Gazette* No. 42 dated 25 June 2009.

Confirmed as a true and accurate decision of the Corporation made in the exercise of my delegated authority.

Dated 29 November 2012.

G. FRASER, Acting Chief Executive Officer

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**Attachment 1*****Statement of Workers' Rights under Section 50D (b) of the Workers Rehabilitation and Compensation Act 1986 (the Act)******What You Need to Know About Your Rights Under the Act\****

A decision has been made not to commence provisional weekly payments under the Provisional Payment Guidelines. This decision is not reviewable. This means a decision not to pay provisional weekly payments cannot be disputed or resolved at the Worker's Compensation Tribunal under Parts 6A and 6B of the Workers Rehabilitation and Compensation Act 1986 (the Act). Refer to Section 50I (b) of the attached extract of the Act.

However, your claim for compensation under Section 52 of the Act will be determined and if you are not satisfied with the decision, you can dispute the decision at the Workers Compensation Tribunal under Parts 6A and 6B of the Act.

If you believe the explanation provided to you for not commencing provisional weekly payments was unreasonable e.g. based on wrong information, or you have further information, you may wish to discuss this with your case manager.

If you are dissatisfied with the response from your case manager and you believe the decision does not comply with the Provisional Payment Guidelines, you may discuss the matter with the case manager's manager or make a complaint to the WorkCover Ombudsman by contacting the WorkCover Ombudsman as follows:

**WorkCover Ombudsman South Australia**

(Insert the WorkCover Ombudsman's contact details; current details below)

**Freecall: 1800 195 202**

Level 10  
30 Currie Street  
Adelaide, S.A. 5000

G.P.O. Box 464  
Adelaide S.A. 5001

DX 336  
Adelaide, S.A. 5001

Telephone: (08) 8463 6593

Facsimile: (08) 8204 2169

Email: [owo@sa.gov.au](mailto:owo@sa.gov.au)

Any changes to the above contact details will be on the WorkCover Ombudsman's website at [www.wcombudsmansa.com.au](http://www.wcombudsmansa.com.au).

\*Workers Rehabilitation and Compensation Act 1986

(Attach extract of Section 50I (b) of the Act)

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**Attachment 1****WORKERS REHABILITATION AND COMPENSATION ACT 1986**  
***Publication of Designated Form under Section 52 (5) (b)—Employer Report Form****Preamble*

Section 52 (5) (b) of the Workers Rehabilitation and Compensation Act 1986 (the Act) states that:

Within five business days after receipt of a claim under this section, an employer (not being a self-insured employer) shall forward to the Corporation:

(a) ...

(b) a statement in the designated form containing such information as may be prescribed.

Section 3 (13) of the Act states that:

A reference in a provision of this Act to a designated form is a reference to a form designated for the purposes of that provision by the Corporation from time to time by notice in the *Gazette* (and for the purposes of this Act the Corporation may specify information that may be provided in a specified form, not being in the nature of a written or printed form, which will satisfy a requirement as to the provision of information in a designated form).

In accordance with the delegation provided to me under the Instrument of Delegation of the WorkCover Corporation of South Australia (the Corporation), I, Gael Fraser, Acting Chief Executive Officer of the Corporation designate the following Employer report form for the purposes of Section 52 (5) (b) of the Act:

**NOTICE**

1.1 Pursuant to Section 52 (5) (b) of the Act, I give notice that, from 1 January 2013, the Employer report form at Attachment 1 is the 'designated form' for the purposes of that section.

This notice will come into effect on 1 January 2013 and supersedes the notice published in *Government Gazette* No. 38 dated 10 July 2008.

Confirmed as a true and accurate decision of the Corporation.

Dated 29 November 2012.

G. FRASER, Acting Chief Executive Officer

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## Attachment 1



# Employer report form

## What is this form?

This form must be completed immediately after you (the employer) receive a workers compensation claim. All questions should be answered in BLOCK LETTERS. If there is insufficient space provided for a response to any of the questions, please attach additional information, sign and date it.

The completed form and a copy of the *Claim form* must be forwarded to your claims agent within five business days of receiving the worker's *Claim form*. Failure to do so may incur a penalty of \$1000.

If you are aware of any similar prior injuries suffered by the worker, please provide this information under 'Other details'.

## The information in this form can be provided to your assigned claims agent, either:

### Employers Mutual SA

Phone (08) 8127 1100 or free call 1300 365 105  
 Fax (08) 8127 1200  
 Postal address GPO Box 2575, Adelaide SA 5001  
 Email newclaims@employersmutualsa.com.au  
 Online www.employersmutual.com.au

### Gallagher Bassett Services Workers Compensation SA

Phone (08) 8177 8450 or free call 1800 664 079  
 Fax (08) 8177 8451  
 Postal address GPO Box 1772, Adelaide SA 5001  
 Email newclaimswcsa@gbtpa.com.au  
 Online www.gallagherbassett.com.au

## Help determining your claims agent

To help you determine which is your claims agent, please visit the Claims Agent Lookup facility on the WorkCoverSA website at [www.workcover.com](http://www.workcover.com). The facility is simple to use, requiring only an employer name.

## Important reminder for employers

If the worker's injury is an **'immediately notifiable work-related injury'** you must, if you have not already done so, notify your Local Regional Office of SafeWork SA in accordance with Reg 418 of the *Occupational Health, Safety and Welfare Regulations, 2010*.

An 'immediately notifiable work-related injury' is a work-related injury that:

- causes death
- shows acute symptoms associated with exposure to a substance at work
- requires treatment as an inpatient in a hospital immediately after the injury (disregarding any time taken for emergency treatment or transporting the person to hospital).

### SafeWork SA can be contacted by

Phone 1800 777 209 Fax (08) 8204 9200  
 Email [help@safework.sa.gov.au](mailto:help@safework.sa.gov.au)

## Returning your injured worker back to work

There are certain responsibilities you have as an employer in protecting your business and your workers against the risk of workplace injury, and in returning your injured workers to work.

Getting back to work can be a crucial part of an injured worker's rehabilitation. It can help to reduce the financial and emotional impact on workers and their families.

With a positive approach and the right support, injured workers can recover and return to normal life. Helping improve South Australia's return to work rates is everyone's responsibility and we all have a role to play.

Please see back page of this form for more information.

If you have any questions, please call your assigned claims agent

Employer's details

Name of employer (as per registration)
Name of location where worker is employed (as per registration)
Employer's registration number Location number
Location address Postcode
Person to contact regarding this claim (e.g. rehabilitation and return to work coordinator)
Name
Phone
Position
Email

If your business is registered for GST, what percentage of input tax credit is your business claiming or entitled to claim on WorkCover premium paid? %
Employers entitled to a full input tax credit should put the number '100' in the box above. If you do not provide your GST status, claim payments may be subject to GST.

Worker's employment details

Worker's family name
Worker's full given names
Payroll number Employment status
Coding details for Crown Agency Only
D B/S
C/C Claim No.
Gender Male Female Date of birth / /
Is the worker an Australian citizen or permanent resident of Australia?
Type of Visa Expiry date / /
What limitations to employment apply under this Visa (e.g. 20 hrs/wk)
Full-time Part-time Permanent Casual
Normal hours (per week): Days worked (per week):
Rostered days off: Date started / /

Occupation and main tasks (refer to notes on the back page)

If the worker is not an employee, explain the relationship (e.g. non working director, sub contractor, partner)

Is the worker a working director? Yes No

Injury or disease details

Please be as specific as possible - if necessary add a page

What injury or disease did the worker suffer? (e.g. broken left lower leg, dermatitis of the hands)

Bodily location of the injury or disease (e.g. left upper arm, internal organs)

When did the injury/disease occur? (Tick the relevant box)

- while working at worker's usual workplace
traffic accident while working
while having a break
while travelling to or from work
while attending an approved course of study
while working elsewhere
other (please specify below)

Place where the injury/disease arose
e.g. machine shop, road intersection (refer to notes on the back page)
Location

If the injury occurred away from your registered location, then please state the physical address
Postcode

If the injury occurred while working at the premises/site of another organisation please state the business or trading name
Name
Date of injury or disease / / Time am/pm
Date notice of injury given / / Time am/pm
Date claim form received / /

Name of witness (if any)

Date the worker ceased work / /
Time ceased work (if ceased work) am/pm
Has the worker resumed work? Yes No
If yes, date the worker resumed work / /
If yes, time worker resumed work am/pm
If yes, has the worker returned to:
Full-time duties normal duties modified duties
Part-time duties - if part-time how many hours a week

**If you have any questions, please call your assigned claims agent**

**What happened?**

Please read the examples below before completing

What led to the injury or disease?	What exactly caused the injury or disease
long term vibration caused steam pipe to fracture	escape of steam burned arm
cast iron chip flew from grinder	chip flew into unprotected eye
foot slipped on wet rung of a metal ladder	fell two metres onto concrete floor
repeatedly lifting 16kg bags of cement from pallet to trolley	felt sudden pain in lower back

What was the worker doing at the time of the injury?


What led to the injury or disease?


What exactly caused the injury or disease?

Give the name of any chemical, object, process or equipment involved


**Notifiable injuries**

For 'immediately notifiable work-related injuries' only (refer to notes on the front): SafeWork SA notified on Date \_\_\_/\_\_\_/\_\_\_

SafeWork SA office notified:
------------------------------

**Other details**

Give details of other circumstances which would assist the claims agent to assess the claim. In my opinion:


**First two weeks payment**

(not for self-insured employers)

Have you previously made any weekly compensation payments to the worker during the current calendar year?  Yes  No

If yes, then please give details of the amount/s and date/s

Amount \$  Date \_\_\_/\_\_\_/\_\_\_

**Compensation payments**

(not for self-insured employers)

NOTE: Refer to average weekly earnings on back of form

What was the worker's gross weekly wage at the time of the injury or disease? Amount \$

Does this amount include any allowances?  Yes  No

If yes, please provide details

Type	Amount/week
	\$
	\$
	\$

Does the worker normally work overtime or shiftwork?

Yes Amount per week \$

No

State/federal award  Apprentice  Trainee

It is expected that an employer will make weekly compensation payments to the worker in accordance with advice from their claims agent and will then be reimbursed by them. In special circumstances the claims agent will organise weekly compensation payments direct to the worker. If you request this alternative, please state your reason:


**Electronic funds transfer (EFT) details**

Please provide your bank details to have any workers compensation benefits deposited directly into a bank account.

Bank name					
Branch address					
Postcode					
Bank BSB number	-				
Account number					
Account name					

A remittance advice of any payment/s processed via EFT will be sent to you via post. Please advise the claims agent (within five calendar days) if any of the bank account details provided are changed.

**Employer declaration**

I   
the undersigned, declare that the details above are true and correct to the best of my knowledge and belief, and I understand that knowingly providing a false or misleading statement is an offence.

Signature of employer (or authorised person)

Date \_\_\_/\_\_\_/\_\_\_

## Employer's responsibilities

- Appoint a rehabilitation and return to work coordinator within six months of being registered with WorkCover if you employ more than 30 workers (regardless of how many hours they work). Coordinators are required to undertake appropriate training and are responsible for managing rehabilitation and return to work in the workplace.
- Report the injury notification to your claims agent within five business days of receiving it. Failure to notify your claims agent of an injury within five business days may incur a penalty of \$1000.
- Pay income maintenance for the first two weeks of incapacity if the worker's claim is accepted or provisional liability applies.

Note: You may not be liable for the first two weeks of weekly payments if:

- » you provide a copy of the *Claim form and Employer report form* to your claims agent within five calendar days
  - » you forward the injured worker's wage information to your claims agent within five calendar days of request in the case of provisional weekly payments
  - » the worker suffers an additional injury during the same calendar year as their first injury and you have already paid two weeks of income maintenance.
- Forward to your claims agent any WorkCover Medical Certificates and associated accounts for reimbursement or invoices for expenses incurred that are received from an injured worker.
  - Complete an *Employer report form* after an injury if a claim is made and submit it to your claims agent with a copy of the worker's *Claim form* within five business days of receipt of a claim.
  - Forward an injured worker's wage information required by your claims agent upon request.
  - Comply with the requirements of rehabilitation programs and rehabilitation and return to work plans (if one is in place).
  - You are obliged to provide suitable employment for your worker under section 58B of the *Workers Rehabilitation and Compensation Act 1986*. The worker may return full-time or part-time, and may do some of the duties they used to do or some alternative duties. The case manager will help you find suitable employment.

**If you have any questions, please call your assigned claims agent.**

## Definitions of terms used in this form

Please use this information for guidance when completing this form.

### Occupation

Please be as specific as possible when describing a worker's occupation. Avoid using general words like manager, supervisor, leading hand, mechanic, administration officer, etc. without clarifying what/who the person manages, supervises etc. Examples: motorbike mechanic, restaurant manager, builder's labourer.

### Main tasks

Example: a carpenter's main duties may include determining plans, selecting timber, cutting timber to size, assembling and installing structures and checking the accuracy of work.

### Place where the injury/disease arose

If the injury/disease arose at your registered location or on the road, please state the specific location e.g. machine shop, intersection of South Road and Anzac Highway.

If the injury occurred away from your registered location, then please state the physical address e.g. 26 Kent Road, Elizabeth SA 5112.

If the injury occurred while working at the premises/site of another organisation please state the business or trading name of the organisation e.g. Business Systems Pty Ltd.

### Is the worker an apprentice or trainee?

An apprentice or trainee is a person undertaking training through an apprenticeship or traineeship, where the training is regulated by law or custom and combines on-the-job training and work experience while in paid employment, with formal training. Such an arrangement usually involves a contract of training agreement between employer and employee, which imposes mutual obligations on both parties.

### Average weekly earnings

Weekly payments are based on a worker's average weekly earnings (AWE) - that is, the average wages earned during the 12 months prior to the date of injury.

The case manager you are assigned, from either Employers Mutual SA or Gallagher Bassett, will request you provide pay information. You will need to provide a pay history for the 12 months prior to the date of injury; base wage, overtime, allowances and information on non-cash benefits such as private use of a company car, company credit card, etc, and the value of such benefit. If the worker has not been in your employ for 12 months, provide the pay history from the date employment commenced.

Employer superannuation payments are excluded from the calculation and overtime may be excluded if it was not expected to continue.

There is an AWE calculator and more information about calculating AWE online at [www.workcover.com](http://www.workcover.com).

WORKERS REHABILITATION AND COMPENSATION  
ACT 1986

*Provisional Payment Guidelines*

*Preamble*

Part 4 Division 7A of the Workers Rehabilitation and Compensation Act 1986 (the Act), contains 'Special provisions for commencement of weekly payments after initial notification of an injury'.

Section 50A of that Division provides the following definitions and reads:

'In this Division—

*Initial notification* means the notification of an injury that is given to an employer (if the worker is in employment) and the Corporation, in the manner and form required by Provisional Payment Guidelines, by the worker or by a person acting on behalf of the worker (for example, by an employer or a medical expert);

*Provisional Payment Guidelines* means guidelines published by the Minister from time to time in the *Gazette* for the purposes of this Division.'

NOTICE

FOR the purpose of Part 4 Division 7A of the Act, I publish these Provisional Payment Guidelines.

These Provisional Payment Guidelines will have effect from 1 January 2013 and supersede the Provisional Payment Guidelines published in the *Government Gazette* on 26 July 2012.

**1. Initial notification**

Pursuant to Section 50A of the Act, the following manner and form will apply to the initial notification of an injury for the purposes of Division 7A:

1.1 An initial notification of injury means the first notification of an injury that is given to an employer (if the worker is in employment) and the Corporation or only the employer where that employer is self-insured. A worker, or their representative (for example, the employer, a member of the worker's family, a legal representative or a medical expert) can give the initial notification of an injury to the Corporation or self-insured employer.

1.2 Where the employer is not self-insured, initial notification must be given to the Corporation or the employers claims agent (currently Employers Mutual or Gallagher Bassett) in any one of the following manners:

- in person
- via post
- via facsimile
- via email
- online
- via telephone (but such a form of notification is subject to the operation of Paragraph 3.1.1).

The contact details as at the date of publishing these guidelines are as follows:

**Employers Mutual SA**

In person: 15th Floor, 26 Flinders Street, Adelaide  
Via post: G.P.O. Box 2575, Adelaide, S.A. 5001 or 15th Floor, 26 Flinders Street, Adelaide S.A. 5000  
Via facsimile: (08) 8127 1200  
Via email: [newclaims@employersmutualsa.com.au](mailto:newclaims@employersmutualsa.com.au)  
Online: [www.employersmutual.com.au](http://www.employersmutual.com.au)  
Via telephone: 1300 365 105 or free call 1300 365 105

**Gallagher Bassett Workers Compensation SA**

In person: Ground Floor, 25 Franklin Street, Adelaide  
Via post: G.P.O. Box 1772, S.A. 5001 or Ground Floor, 25 Franklin Street, Adelaide, S.A. 5000 or  
Facsimile: (08) 8177 8451  
Via email: [newclaimswcsa@gbtpa.com.au](mailto:newclaimswcsa@gbtpa.com.au)  
Online: [www.gallagherbassett.com.au](http://www.gallagherbassett.com.au)  
Via telephone: (08) 8177 8450 or free call 1800 664 079

**The Corporation (WorkCoverSA)**

In person: Ground Floor, 400 King William Street, Adelaide  
Via post: G.P.O. Box 2668, Adelaide, S.A. 5001 or 400 King William Street, Adelaide, S.A. 5000  
Via facsimile: (08) 8233 2466  
Via telephone: 13 18 55

Note: Current contact details will be maintained on the employer's claims agent website (currently Employers Mutual SA at [www.employersmutual.com.au](http://www.employersmutual.com.au) or Gallagher Bassett Workers Compensation SA at [www.gallagherbassett.com.au](http://www.gallagherbassett.com.au)) or the Corporation's website at [www.workcover.com](http://www.workcover.com)

1.3 Initial notification by the worker or their representative must also be provided to their employer (as highlighted in Clause 1.1) and in accordance with one of the manners described in 1.2; or, if employed by a self-insured employer, to the self-insured employer. Initial notification to the employer (where the employer is not self-insured) is satisfied if the Corporation has received the initial notification by the worker or their representative, with all of the information required for an initial notification referred to in 1.4, and has provided this information to the employer.

1.4 The initial notification must be by the form approved by the Corporation for the purposes of Section 52 of the Act for a claim for compensation and must include the following information in order to satisfy the minimum requirements of initial notification, so as to constitute an 'initial notification of an injury for the purpose of Section 50B of the Act:

**Worker's information:**

- name;
- postal address and/or telephone number;
- date of birth;
- gender; and
- job role or occupation.

**Employer's information:**

- business name; and
- business address.

**Treating doctor information:**

- in the manner and form of a designated medical certificate (or, if not available, other credible evidence that the worker obtained medical treatment for the injury but such a form of notification is subject to the operation of Paragraph 3.1.2); and
- if the worker is hospitalised, the name of the hospital.

**Injury and accident details:**

- description of injury/disease suffered and part of body affected;
- date and time of the workplace injury or the period of time over which the injury emerged from date of first symptoms;

- description of how the workplace injury happened;
- date the employer was notified of the injury and name of person notified; and
- whether the worker had any time lost as a result of the injury and is seeking weekly payments and/or medical and other expenses.

**Notifier information:**

- name of person making the initial notification;
- contact details, telephone number and/or address (if not the worker).

- 1.5 A decision to commence or not commence provisional weekly payments cannot be made until all of the minimum information that is required for an initial notification is provided to the employer and the Corporation, or the self-insured employer.

## 2. Commencement of weekly payments

Pursuant to Section 50B (1) of the Act, provisional weekly payments, by the employer, the Corporation or self-insured employer, are to commence within seven calendar days after initial notification of an injury by the worker, unless the Corporation or self-insured employer determines that there is a reasonable excuse for not commencing those weekly payments.

The Corporation or self-insured employer is deemed to have complied with the requirement to commence payments within seven calendar days if it has authorised the commencement of the weekly payments in writing to the worker and the actual payment of weekly compensation would then be made by the employer, Corporation or self-insured employer in accordance with the next scheduled pay period.

### 2.1 Reasonable excuse to not commence provisional weekly payments

A 'reasonable excuse' will occur in the following instances:

#### 2.1.1 Claim for compensation already determined:

If a claim for compensation in respect of the same injury has been received by the Corporation or self-insured employer and has already been determined by the Corporation or self-insured employer.

#### 2.1.2 The injured person is unlikely to be a worker under the Act:

The applicant has been unable to establish their status as a worker, and the Corporation or self-insured employer considers, on a reasonable basis (which must be evidence based), that the applicant is unlikely to be a 'worker' under the Act.

#### 2.1.3 The injury is not work related:

The Corporation or self-insured employer has a reasonable excuse if it considers on a reasonable basis (which must be evidence based), that it is likely that the worker did not sustain an injury or that the injury did not arise from employment within the meaning of Section 30 (1) of the Act or that it does not meet the criteria of Section 30A of the Act.

#### 2.1.4 The injury is notified after 13 weeks of incapacity:

The Corporation or self-insured employer has a reasonable excuse if the notice of injury is not given within 13 weeks after the date of the commencement of incapacity. However, the Corporation or self-insured employer may not rely upon this excuse if a liability is likely to exist and if it believes paying weekly compensation to the worker under provisional weekly payments will be an effective injury management strategy for the worker to return to work.

### 2.2 Incidence of liability

2.2.1 Subject to this Clause, the Corporation is liable for the payment of provisional weekly payments.

2.2.2 Where liability for the payment of provisional weekly payments arises from employment by a self-insured employer, the self-insured employer is liable to make such payments.

2.2.3 Subject to this Clause, where a worker is, as a result of an injury, wholly or partially incapacitated for work and is in employment when the incapacity arises, the worker's employer is liable to pay provisional weekly payments—

2.2.3.1 if the period is two weeks or less—for the whole period; or

2.2.3.2 if the period is more than two weeks—for the first two weeks of the period.

2.2.4 Where a worker is, at the commencement of a period, in the employment of two or more employers, they are liable to pay the compensation referred to in Clause 2.2.3 in proportions determined by agreement between them or, in default of agreement, by the Corporation.

2.2.5 Where an employer pays provisional weekly payments under Clause 2.2.3 in respect of an injury that did not arise from employment by that employer, that employer may recover the amount of the payment from the Corporation, and the Corporation may, in turn, recover that amount from the employer from whose employment the injury arose.

2.2.6 The Corporation shall also undertake any liability of an employer under Clause 2.2.3 in respect of a particular injury if the Corporation is satisfied that the employer has given notice to the Corporation of receipt of an initial notification, from or on behalf of a worker, within five calendar days after receipt of the relevant initial notification (and if an employer pays compensation despite the operation of this Clause, the employer may recover the amount of the payment from the Corporation up to the amount of the provisional weekly payments payable to the worker under Division 7A of the Act in respect of the relevant period).

2.2.7 However, the waiver contained in Paragraph 2.2.6 will not apply if the employer has unreasonably failed to provide the necessary information requested by the Corporation's claims agent, within five calendar days of such request, to determine a worker's Average Weekly Earnings.

### 2.3 Notice to the worker of commencement of weekly payments.

Notice in accordance with Section 50E of the Act that weekly payments have commenced or are authorised to commence must be given in writing to the worker by the Corporation or self-insured employer.

## 3. Discontinuing provisional weekly payments

3.1 Pursuant to Section 50C (4) of the Act, provisional weekly payments may be discontinued by the Corporation or self-insured employer in the following circumstances:

3.1.1 If the initial notification was given by telephone, the worker has not provided the form referred to in Paragraph 1.4 within 10 calendar days of the initial notification; or

3.1.2 if the initial notification did not include a designated medical certificate, such certificate is not provided by the worker within 10 calendar days of the initial notification; or



- 3.1.3 if the Corporation or self-insured employer receives new credible and substantiated evidence that leads to the conclusion that the injury is not compensable, that was not obtained by, or provided to, the Corporation or self-insured employer at the time it decided to commence provisional weekly payments; or
- 3.1.4 if contact with the worker cannot be made despite reasonable attempts being made over seven calendar days; or
- 3.1.5 if the worker consents to the discontinuance of weekly payments; or
- 3.1.6 the Corporation or self-insured employer is satisfied, on the basis of a certificate of a recognised medical expert, that the worker has ceased to be incapacitated for work by the notified injury; or
- 3.1.7 the worker has obtained work as an employee, or is self-employed and is earning remuneration equal to or above the rate of the provisional weekly payments; or
- 3.1.8 the worker is dismissed from employment for serious and wilful misconduct; or
- 3.1.9 the worker breaches the obligation of mutuality; or
- 3.1.10 the worker fails to provide a WorkCover Medical Certificate identifying an incapacity for work for a period in respect of which provisional liability payments would otherwise have been payable; or
- 3.1.11 once a worker's claim for weekly payments is determined, then provisional weekly payments will cease.

For the purpose of Clause 3.1.9 a worker breaches the obligation of mutuality in the same circumstances as are described in sub-Sections 36 (1a) (a), 36 (1a) (d), 36 (1a) (e), 36 (1a) (f), 36 (1a) (fa) and 36 (1a) (g) of the Act.

Once a worker's claim for weekly payments is determined, provisional weekly payments will cease, if the claim is rejected. If the claim is accepted, weekly payments will continue but will no longer be on a provisional basis.

3.2 If the Corporation or self-insured employer determines to discontinue provisional weekly payments pursuant to Section 50C (4) of the Act, it shall provide notice in writing to the worker, and in the case of the Corporation, to the employer. The worker shall be provided with seven calendar days notice before the decision to cease provisional weekly payments of compensation takes effect, unless:

- 3.2.1 that would result in payments exceeding 13 weeks; or
- 3.2.2 payments are discontinued as the worker has obtained work as an employee or is self-employed and is earning remuneration equal to or above the rate of the provisional weekly payments of compensation; or
- 3.2.3 a worker's claim for weekly payments is determined; or
- 3.2.4 the worker consents to the decision to discontinue provisional weekly payments.

Dated 14 December 2012.

JACK SNELLING, Minister for Workers'  
Rehabilitation

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## GOVERNMENT GAZETTE ADVERTISEMENT RATES

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Each Subsequent Name.....	12.00	Noxious Trade .....	34.75
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Pages	Main	Amends	Pages	Main	Amends
1-16	2.90	1.35	497-512	39.75	38.75
17-32	3.80	2.40	513-528	40.75	39.50
33-48	5.00	3.55	529-544	42.25	40.75
49-64	6.30	4.85	545-560	43.50	42.25
65-80	7.35	6.10	561-576	44.50	43.50
81-96	8.55	7.10	577-592	46.00	44.00
97-112	9.75	8.35	593-608	47.25	45.50
113-128	10.90	9.60	609-624	48.00	47.00
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161-176	14.60	13.20	657-672	51.50	49.75
177-192	15.90	14.40	673-688	53.00	51.50
193-208	17.10	15.80	689-704	54.00	52.00
209-224	18.10	16.70	705-720	55.50	53.50
225-240	19.30	17.90	721-736	57.00	54.50
241-257	20.80	18.90	737-752	57.50	56.00
258-272	21.90	20.00	753-768	59.00	57.00
273-288	23.00	21.70	769-784	60.00	59.00
289-304	24.10	22.60	785-800	61.00	60.00
305-320	25.50	24.00	801-816	62.50	60.50
321-336	26.50	25.10	817-832	63.50	62.50
337-352	27.90	26.25	833-848	65.00	63.50
353-368	28.75	27.75	849-864	66.00	64.50
369-384	30.25	28.75	865-880	67.50	66.00
385-400	31.50	30.00	881-896	68.00	66.50
401-416	32.75	31.00	897-912	69.50	68.00
417-432	34.00	32.50	913-928	70.00	69.50
433-448	35.00	33.75	929-944	71.50	70.00
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## Christmas/New Year Holiday Publishing Information

*Last Gazette for 2012 will be Thursday, 20 December 2012*

Closing date for notices for publication will be  
4 p.m. Tuesday, 18 December 2012

*First Gazette for 2013 will be Thursday, 3 January 2013*

Closing date for notices for publication will be  
4 p.m. Monday, 31 December 2012

*(There will not be a Gazette in the period between these two dates)*

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Email address for *Government Gazette* notices:

[governmentgazette@dpc.sa.gov.au](mailto:governmentgazette@dpc.sa.gov.au)

Facsimile transmission of notices:

(08) 8207 1040

Attention: *Government Gazette* Section

Inquiries telephone: (08) 8207 1045



South Australia

## **Construction Industry Long Service Leave (Miscellaneous) Amendment Act (Commencement) Proclamation 2012**

### **1—Short title**

This proclamation may be cited as the *Construction Industry Long Service Leave (Miscellaneous) Amendment Act (Commencement) Proclamation 2012*.

### **2—Commencement**

- (1) Subject to subclause (2), the *Construction Industry Long Service Leave (Miscellaneous) Amendment Act 2012* (No 48 of 2012) will come into operation on 1 January 2013.
- (2) The operation of section 6 of the Act is suspended until a day to be fixed by subsequent proclamation.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 20 December 2012

MIR12/031CS

South Australia

## **Independent Commissioner Against Corruption Act (Commencement) Proclamation 2012**

### **1—Short title**

This proclamation may be cited as the *Independent Commissioner Against Corruption Act (Commencement) Proclamation 2012*.

### **2—Commencement of Act and suspension of certain provisions**

- (1) The *Independent Commissioner Against Corruption Act 2012* (No 52 of 2012) will come into operation on 20 December 2012.
- (2) The operation of the following provisions of the Act is suspended until a day or time or days or times to be fixed by subsequent proclamation or proclamations:
  - (a) Sections 3 to 61 (inclusive);
  - (b) Schedules 1 and 2;
  - (c) in relation to Schedule 3—
    - (i) Part 2; and
    - (ii) Part 4; and
    - (iii) Part 5; and
    - (iv) Part 6; and
    - (v) Part 7; and
    - (vi) Part 9; and
    - (vii) Part 10 clauses 19 and 20; and
    - (viii) Part 11; and
    - (ix) Part 13; and
    - (x) Part 14; and
    - (xi) Part 15; and
    - (xii) Part 19; and
    - (xiii) Part 22; and
    - (xiv) Part 24 clause 76; and
    - (xv) Part 25 clause 79.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 20 December 2012

AGO0192/09CS

South Australia

## **South Australian Public Health Act (Commencement) Proclamation 2012**

### **1—Short title**

This proclamation may be cited as the *South Australian Public Health Act (Commencement) Proclamation 2012*.

### **2—Commencement**

- (1) Sections 43, 45, 46 and 47 of the *South Australian Public Health Act 2011* will come into operation on 20 December 2012.
- (2) Part 4 Division 2 of the *South Australian Public Health Act 2011* will come into operation on 1 January 2013.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 20 December 2012

HEAC-2012-00024

South Australia

## **Administrative Arrangements (Administration of Independent Commissioner Against Corruption Act) Proclamation 2012**

under section 5 of the *Administrative Arrangements Act 1994*

### **1—Short title**

This proclamation may be cited as the *Administrative Arrangements (Administration of Independent Commissioner Against Corruption Act) Proclamation 2012*.

### **2—Commencement**

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

### **3—Administration of Act committed to Attorney-General**

The administration of the *Independent Commissioner Against Corruption Act 2012* is committed to the Attorney-General.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 20 December 2012

AGO0192/09CS



South Australia

## **Administrative Arrangements (Administration of Work Health and Safety Act) Proclamation 2012**

under section 5 of the *Administrative Arrangements Act 1994*

### **1—Short title**

This proclamation may be cited as the *Administrative Arrangements (Administration of Work Health and Safety Act) Proclamation 2012*.

### **2—Commencement**

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

### **3—Administration of Act committed to Minister for Industrial Relations**

The administration of the *Work Health and Safety Act 2012* is committed to the Minister for Industrial Relations.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 20 December 2012

MIR12/028CS

## SENDING COPY?

NOTICES for inclusion in the *South Australian Government Gazette* should be emailed to:

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- To whom the notice is charged if applicable.
- A purchase order if required (chargeable notices).
- Any other details that may impact on the publication of the notice.

Attach:

- Notices in Word format.
- Maps and diagrams in pdf.
- Notices that require sighting an official date and signature before publication in a pdf. If a pdf is not possible then fax the official file(s) to the Government Publishing Fax number listed below.

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Phone Enquiries: (08) 8207 1045

### NOTE:

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

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## CITY OF CHARLES STURT

*Appointment*

PURSUANT to Section 56A (22) of the Development Act 1993, Council appointed the Chief Executive Officer, Mark Withers as Public Officer in relation to the City of Charles Sturt Council Development Assessment Panel.

Contact details for the Public Officer are:

M. Withers, Public Officer,  
City of Charles Sturt, Development Assessment Panel,  
72 Woodville Road,  
Woodville, S.A. 5011  
Telephone: (08) 8408 1111.

The appointment is from 18 January 2013 until 16 January 2015.

M. WITHERS, Chief Executive Officer

## DISTRICT COUNCIL OF CLEVE

*Change of Meeting Venue*

NOTICE is hereby given that the normal January Council Meeting will now be held on Wednesday, 16 January 2013 commencing at 9.30 a.m. in the Arno Bay Yacht Club, Centenary Lane, Arno Bay.

P. J. ARNOLD, Chief Executive Officer

## DISTRICT COUNCIL OF THE COPPER COAST

## ROADS (OPENING AND CLOSING) ACT 1991

*Road Closure—Eliza Terrace, Kadina*

NOTICE is hereby given, pursuant to Section 10 of the Roads (Opening and Closing) Act 1991, that the District Council of the Copper Coast proposes to make a Road Process Order to close portion of Eliza Terrace situate south of Forster Street and merge with adjoining Allotment 51 in Deposited Plan 70590, as delineated and lettered 'A' on the Preliminary Plan No. 12/0049.

A copy of the plan and a statement of persons affected are available for public inspection at District Council of the Copper Coast, 51 Taylor Street, Kadina, S.A. 5554 and the Adelaide Office, 101 Grenfell Street, Adelaide 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, 51 Taylor Street, Kadina, S.A. 5554 within 28 days of this notice and a copy must be forwarded to the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001. Where a submission is made, the Council will give notification of a meeting at which the matter will be considered.

Dated 10 December 2012.

P. HARDER, Chief Executive Officer

## DISTRICT COUNCIL OF FRANKLIN HARBOUR

*Periodical Review of Elector Representation*

NOTICE is hereby given that pursuant to the provisions of Section 12 (5) of the Local Government Act 1999, Council is to carry out a review to determine whether a change of arrangements in respect to elector representation, including ward boundaries and the composition of Council will result in the electors being more adequately and fairly represented.

An Options Paper has been prepared and is available by phoning Julie at the Council Office on 8629 2019 or on the web site: [www.franklinharbour.sa.gov.au](http://www.franklinharbour.sa.gov.au).

Written submissions are invited from interested persons and should be addressed to:

The Chief Executive Officer,  
District Council of Franklin Harbour,  
P.O. Box 71,  
Cowell, S.A. 5602,

to be received by 12 noon on Friday, 1 March 2013.

Any person(s) making a written submission will be invited to appear before a meeting of Council, to be heard in respect of their submission.

T. D. BARNES, Chief Executive Officer

## MID MURRAY COUNCIL

*Review of Elector Representation*

NOTICE is hereby given that the Mid Murray Council is undertaking a review to determine whether a change of arrangements in respect to elector representation will result in the electors of the area being more adequately and fairly represented.

Pursuant to the provisions of Section 12 (7) of the Local Government Act 1999, notice is hereby given that Council has prepared a representation options paper that examines the advantages and disadvantages of the various options available in regards to the composition and structure of Council.

Copies of the representation options paper are available from the Council Offices, 49 Adelaide Road, Mannum, Main Street, Cambrai and Corner of Fourth and Eighth Streets, Morgan, or can be downloaded from the Council's website at:

[www.mid-murray.sa.gov.au](http://www.mid-murray.sa.gov.au).

Council is seeking the community's comments on the questions raised within the Review Paper and all comments must be provided in writing. Submissions should be addressed the Chief Executive Officer, Mid Murray Council, P.O. Box 28, Mannum, S.A. 5238 by 5 p.m. on Thursday, 28 February, 2013.

R. J. PEATE, Chief Executive Officer

## WATTLE RANGE COUNCIL

*Change of Meeting Date*

NOTICE is hereby given that the meeting of the Council scheduled to be held on Tuesday, 8 January 2013, has been rescheduled to Tuesday, 15 January 2013.

This meeting is to be held in the Council Chambers, Civic Centre, George Street, Millicent and the meeting is open to the public. The public are most welcome to attend and view the proceedings of all Council meetings.

F. N. BRENNAN, Chief Executive Officer

## WATTLE RANGE COUNCIL

*Revocation of Community Land Classification*

NOTICE is hereby given that Wattle Range Council at its meeting held on 11 December 2012, in accordance with the provisions of Section 194 (3) of the Local Government Act 1999, the Council resolved that the community land classification Allotment 44, Kealy Street, Millicent, Hundred of Mount Muirhead as contained in Certificate of Title Volume 5740, Folio 231, be revoked.

The purpose of the revocation is to allow us to dispose of the property by either public auction or private treaty.

F. N. BRENNAN, Chief Executive Officer

## WATTLE RANGE COUNCIL

*Revocation of Community Land Classification*

NOTICE is hereby given that Wattle Range Council at its meeting held on 11 December 2012, in accordance with the provisions of Section 194 (3) of the Local Government Act 1999, the Council resolved that the community land classification Allotment 302, Cullens Road, Southend, Hundred of Rivoli Bay as contained in Certificate of Title Volume 5921, Folio 67, be revoked.

The purpose of the revocation is to allow us to dispose of the property by either public auction or private treaty.

F. N. BRENNAN, Chief Executive Officer

WATTLE RANGE COUNCIL  
ROADS (OPENING AND CLOSING) ACT 1991

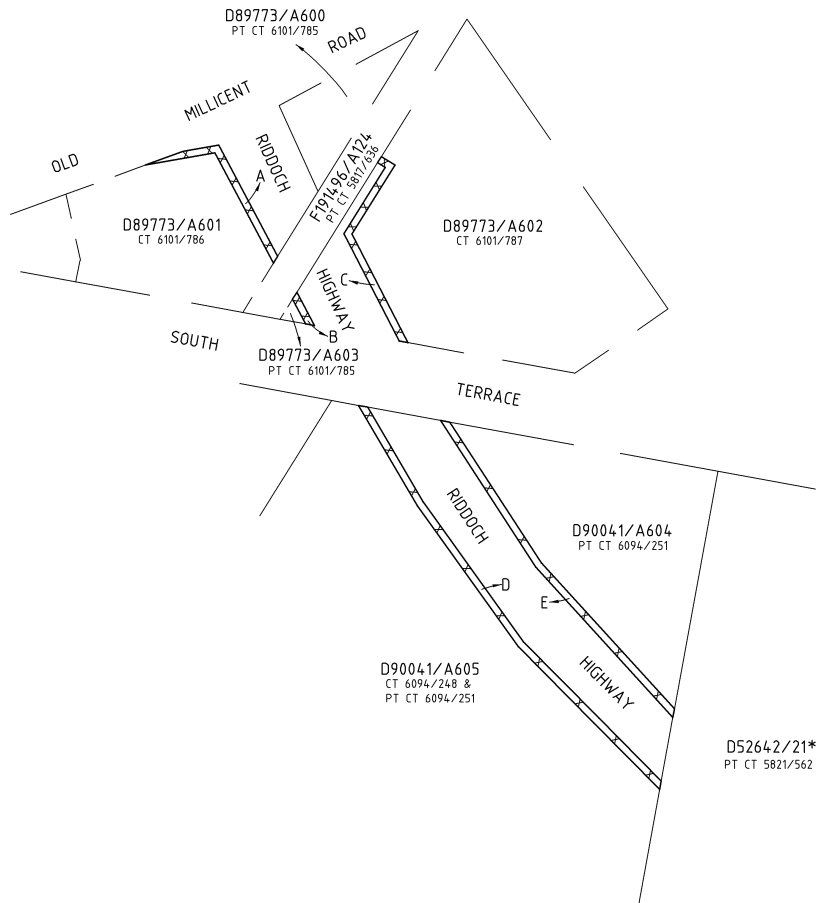
*Penola Bypass Road Project*

NOTICE is hereby given, pursuant to Section 10 of the Roads (Opening and Closing) Act 1991, that the Wattle Range Council proposes to make a Road Process Order to close for Council controlled access purposes the portions of the public road (Riddoch Highway and Hotel Paddock Road) as delineated on Preliminary Plan No. 12/0050.

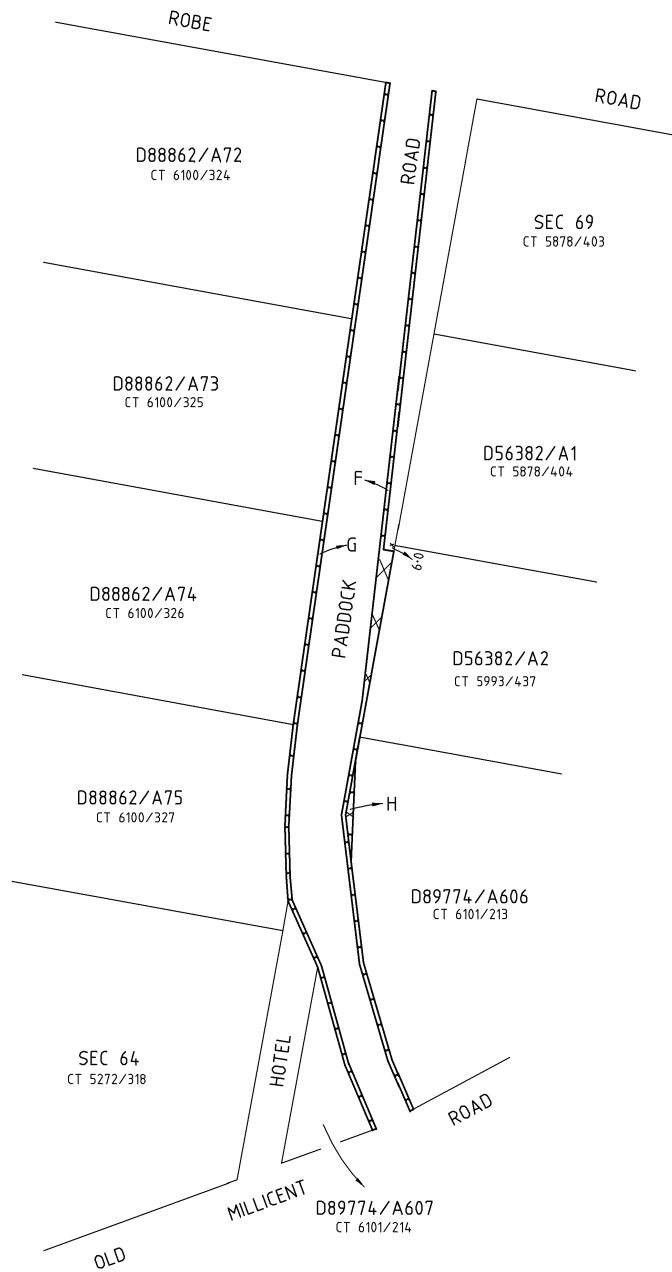
Roads to be closed lettered 'A' to 'G' and 'J' to 'N' to be retained by Council.

Road to be closed lettered 'H' to be merged with Allotment 606 in Deposited Plan 89774.

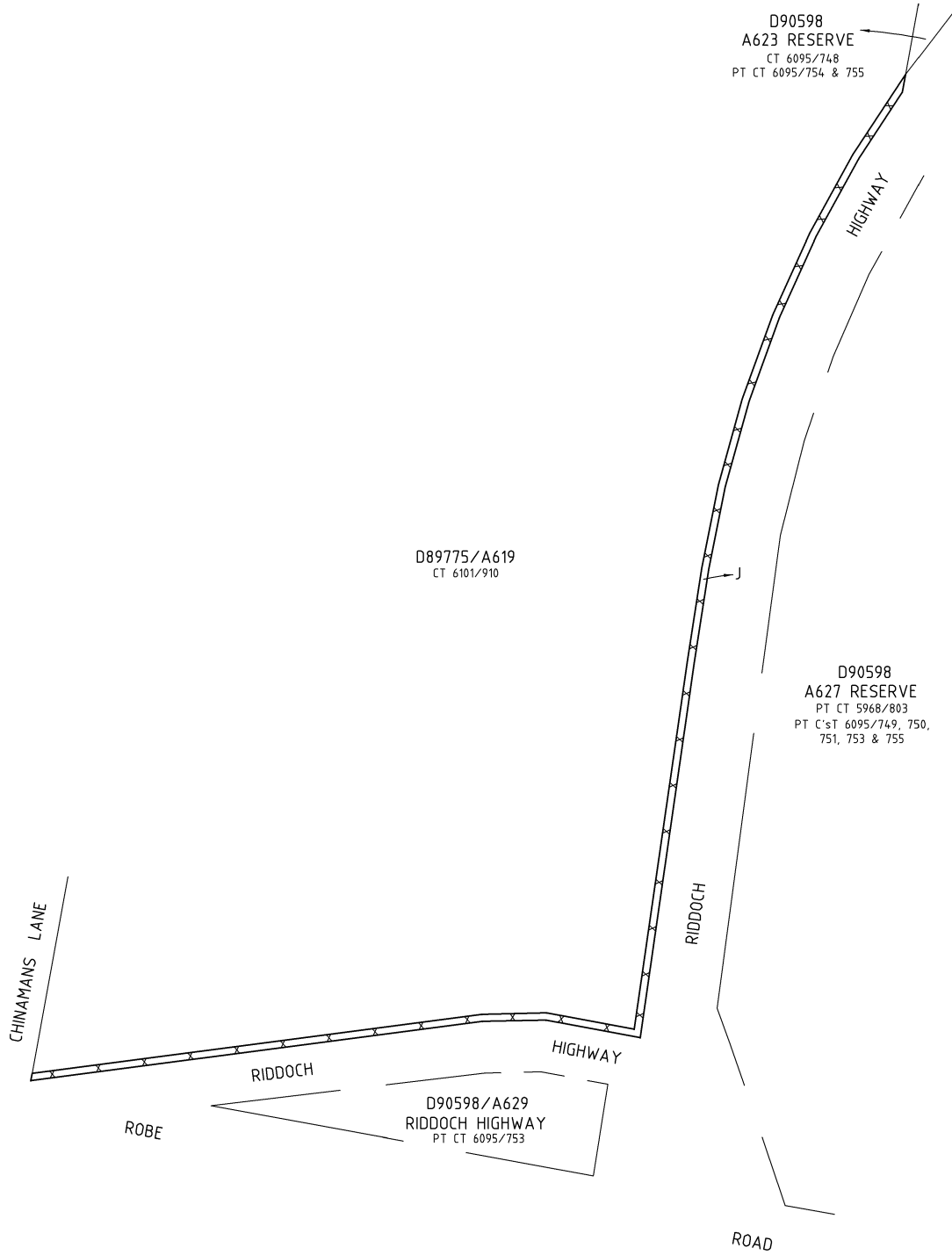
NOTE: ROADS TO BE CLOSED LETTERED A, B, C, D AND E ARE 0-10 METRES WIDE AND HAVE BEEN EXAGGERATED FOR CLARITY.

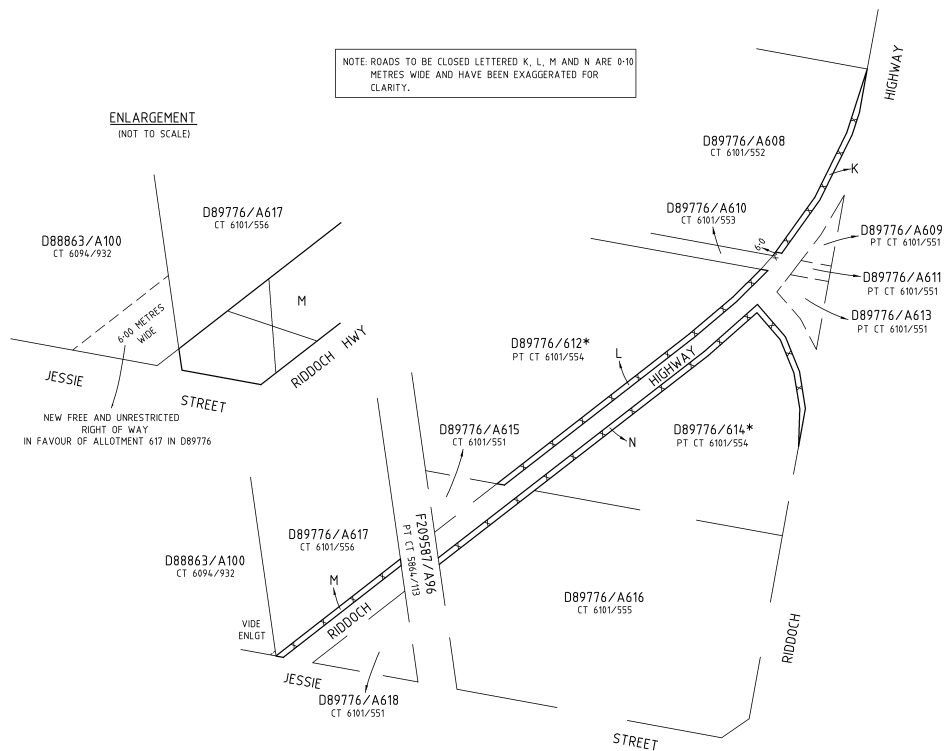


NOTE: ROADS TO BE CLOSED LETTERED F AND G ARE 0-10 METRES WIDE AND HAVE BEEN EXAGGERATED FOR CLARITY.



NOTE: ROAD TO BE CLOSED LETTERED J IS 0-10 METRES WIDE AND HAS BEEN EXAGGERATED FOR CLARITY.





A copy of the plan and a statement of persons affected are available for public inspection at Council's office at the 'Civic Centre', George Street, Millicent and the office of the Surveyor-General, 101 Grenfell Street, Adelaide 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 Wattle Range Council, P.O. Box 27, Millicent, S.A. 5280 within 28 days of this notice and a copy must be forwarded to the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001. Where a submission is made, the Council will give notification of a meeting at which the matter will be considered.

F. N. BRENNAN, Chief Executive Officer

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

- Bell, Patricia Phyllis*, late of 1217 Grand Junction Road, Hope Valley, widow, who died on 21 September 2012.
- Bray, Marjorie Joyce*, late of 52 Esplanade, Semaphore, retired registered nurse, who died on 23 October 2012.
- Buckley, Dorothy Kathleen*, late of 35 Hulbert Street, Hove, of no occupation, who died on 4 October 2012.
- Butterfield, Stephen William*, late of 1 Duffield Street, Gawler East, of no occupation, who died on 4 September 2012.
- Harmer, Donald*, late of 7 Thorn Street, Port Pirie West, retired gardener, who died on 18 August 2012.
- Higgins, Love*, late of 16-24 Penneys Hill Road, Hackham, of no occupation, who died on 15 October 2012.
- Jenner, Joan Lois*, late of 6A Dianne Street, Klemzig, retired bookkeeper, who died on 11 October 2012.
- Limbach, Tadeusz*, late of 48 Magdalena Crescent, Paralowie, of no occupation, who died on 28 July 2012.
- Moore, John William Claude*, late of 477-479 Military Road, Largs Bay, retired public servant, who died on 16 August 2012.
- Parsons, Cyril Thomas*, late of 9 Naracoorte Road, Keith, retired caretaker, who died on 10 July 2012.
- Petch, Peter Brough*, late of 10 Morton Road, Christie Downs, retired farmer, who died on 25 October 2012.
- Riedel, Peter Markus*, late of 20 Thompson Avenue, Salisbury Downs, retired cabinet maker, who died on 21 October 2012.
- Scott, Annie*, late of 16 Kylie Street, Glenside, widow, who died on 16 October 2012.
- Seiboth, Alfred John*, late of 9 Pembroke Place, Colonel Light Gardens, of no occupation, who died on 29 September 2012.
- Shoolbread, Dulcie Mary*, late of 81-93 Regency Road, Croydon Park, of no occupation, who died on 27 August 2012.
- Whiley, Frank Sydney*, late of 27 Captain Robertson Avenue, Golden Grove, retired labourer, who died on 20 October 2012.
- White, Peter Charles*, late of 55 Mahood Street, Elizabeth Grove, retired work study analyst, who died on 4 October 2012.
- Woolerton, James Bernard*, late of 52 Dunrobin Road, Hove, of no occupation, who died on 9 July 2012.
- Yates, Doris Gwendoline*, late of 110 Strathfield Terrace, Largs North, retired shop assistant, who died on 23 September 2012.

Notice is hereby given pursuant to the Trustee Act 1936, as amended, the Inheritance (Family Provision) Act 1972 and the Family Relationships Act 1975, that all creditors, beneficiaries, and other persons having claims against the said estates are required to send, in writing, to the Office of Public Trustee, G.P.O. Box 1338, Adelaide, S.A. 5001, full particulars and proof of such claims, on or before 25 January 2013, otherwise they will be excluded from the distribution of the said estates; and notice is also hereby given that all persons indebted to the said estates are required to pay the amount of their debts to the Public Trustee or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estates are forthwith to deliver same to the Public Trustee.

Dated 20 December 2012.

D. A. CONTALA, Public Trustee

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# ATTENTION

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

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

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

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