



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

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PUBLISHED BY AUTHORITY

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

ADELAIDE, THURSDAY, 6 NOVEMBER 2014

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GOVERNMENT GAZETTE NOTICES

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

Department of the Premier and Cabinet
Adelaide, 6 November 2014

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

No. 14 of 2014—Local Government (Governance) Amendment Act 2014. An Act to amend the Local Government Act 1999.

No. 15 of 2014—Commissioner for Kangaroo Island Act 2014. An Act to establish a Commissioner for Kangaroo Island and to provide for the development of management plans in relation to the co-ordination and delivery of infrastructure and services on Kangaroo Island and other matters relating to Kangaroo Island; and for other purposes.

No. 16 of 2014—Return to Work Act 2014. An Act to provide for the recovery, return to work and support of workers in relation to work injuries; to repeal the Workers Rehabilitation and Compensation Act 1986; to make related amendments to the Civil Liability Act 1934, the Judicial Administration (Auxiliary Appointments and Powers) Act 1988, the Motor Vehicle Accidents (Lifetime Support Scheme) Act 2013, the Supreme Court Act 1935, the WorkCover Corporation Act 1994, the Workers Rehabilitation and Compensation Act 1986 and the Work Health and Safety Act 2012; and for other purposes.

No. 17 of 2014—South Australian Employment Tribunal Act 2014. An Act to establish a tribunal with jurisdiction to review certain decisions relating to rights or circumstances arising out of or in the course of employment; to confer powers on the tribunal; and for other purposes.

By command,

GAIL GAGO, for Premier

DPC06/0875

Department of the Premier and Cabinet
Adelaide, 6 November 2014

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Country Arts Trust, pursuant to the provisions of the South Australian Country Arts Trust Act 1992:

Member: (from 6 November 2014 until 5 November 2017)

Jennifer Ann Cleary
Christabel Lucy Anthony

By command,

GAIL GAGO, for Premier

ASA CAB 003/11

Department of the Premier and Cabinet
Adelaide, 6 November 2014

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Health Practitioners Tribunal, pursuant to the provisions of the Health Practitioner Regulation National Law (South Australia) Act 2010:

Panel Member: (from 6 November 2014 until 5 November 2017)

Michael Frank Greig
Kathryn Lucy Quigley
Kevin Andrew Szekely

By command,

GAIL GAGO, for Premier

HEAC-2014-00061

Department of the Premier and Cabinet
Adelaide, 6 November 2014

HIS Excellency the Governor in Executive Council has been pleased to appoint, by Notice in the *Government Gazette* the people listed in the attached Notice as Justices of the Peace for South Australia, upon the terms and conditions set out in the Notice, pursuant to Section 4 of the Justices of the Peace Act 2005.

NOTICE OF APPOINTMENT OF JUSTICES OF
THE PEACE FOR SOUTH AUSTRALIA

Pursuant to Section 4 of the Justices of the Peace Act 2005

I, the Governor in Executive Council, hereby appoint the people listed as Justices of the Peace for South Australia for a period of ten years commencing from 6 November 2014 and expiring on 5 November 2024, 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 3 months of the date of appointment.

Elizabeth Anne Anderson
Steven Allen Bayley
Bala Ram Bhattarai
Mahbub Bin Siraz
Olivia Adele Rose Broster-Mattner
Patrick Francis Burns
Kara Anne Copetti
Jenny Helen De Lucia
Heather Joan Devlin
Janet Christine Done
Karen Patricia Drabsch
Gregory Richard Antoine Jack Duarte Calvo
Maira Furtado
Francis Michael Hussey
Myriam Therese Hyde
Padma Ravi Iyer
Debra Le-Anne Larwood
Paul Robert Little
Mirryana Luksa
Vicki Marie McDonald-Burgess
Kevin Paul Myers
Barry Maxwell Neylon
Thyra Anne Oakley
Matthew Ormsby
Kumariniketa Ronakkumar Parekh
Elyse Caitlin Ramsay
Rima Richani
Craig John Rothall
Kuldeep Sandhu
Carmel Scassa
Carol Brigitte Scheffler
Barbara Anne Sibley
Maggie Silva Tucker
Alexander John Uszynski
Aldo Domenico Viviani
Lee King Whitbread
Guy Francis Wilcock
Shakila Banu Williams

By command,

GAIL GAGO, for Premier

JP14/028CS

AGRICULTURAL AND VETERINARY PRODUCTS (CONTROL OF USE) REGULATIONS 2004

NOTICE BY THE MINISTER

Approval of Classes of Persons to use Certain Agricultural and Veterinary Products

I, LEON BIGNELL, Minister for Agriculture, Food and Fisheries, pursuant to Regulation 34 (1) of the Agricultural and Veterinary Products (Control of Use) Regulations 2004, prohibit the use of certain agricultural and veterinary products except by persons of a class specified in this notice.

RESTRICTED AGRICULTURAL AND VETERINARY PRODUCTS

<i>Agricultural or Veterinary Product</i>	<i>Class of Persons Authorised to Use Product</i>
1. An agricultural chemical product containing alphachloralose.	A person authorised to conduct Domestic and Commercial Pest Control under the Controlled Substances Act 1984. An authorised officer under the Natural Resources Management Act 2004 who has been trained in the use of that product.
2. An agricultural chemical product containing 4-aminopyridine.	A person authorised to conduct Domestic and Commercial Pest Control under the Controlled Substances Act 1984. An authorised officer under the Natural Resources Management Act 2004 who has been trained in the use of that product.
3. An agricultural chemical product that is a pre-construction termiticide product containing bifenthrin or chlorpyrifos.	A person authorised to conduct Domestic and Commercial Pest Control where timber pests are not excluded under the Controlled Substances Act 1984.
4. An agricultural chemical product containing copper chrome arsenate (CCA) (i.e. formulations containing as active constituents all three of copper, chromium and arsenic in various chemical forms) used to treat timber.	A person who holds a valid statement of attainment issued by a training organisation registered by the Australian Skills Quality Authority certifying successful completion of the following unit of competence: FPISAW3201B (Treat Timber).
5. An agricultural chemical product containing fenthion used for bird control.	A person authorised to conduct Domestic and Commercial Pest Control under the Controlled Substances Act 1984.
6. An agricultural chemical product containing pindone if— (a) the product is a concentrate; and (b) the instructions on the approved label for containers of the product require the product to be mixed with carriers before it is ready for use as a bait.	An authorised officer under the Natural Resources Management Act 2004 who has been trained in the use of that product.
7. An agricultural chemical product containing sodium monofluoroacetate (1080) if— (a) the product is a concentrate; and (b) the instructions on the approved label for containers of the product require the product to be mixed with carriers before it is ready for use as a bait.	An authorised officer under the Natural Resources Management Act 2004 who has been trained in the use of that product. A person who is authorised to handle that product pursuant to a licence issued under Section 22 of the Controlled Substances Act 1984.
8. An agricultural product or a veterinary product to which Section 15 of the Controlled Substances Act 1984 applies.	A person who holds a valid statement of attainment issued by a training organisation registered by the Australian Skills Quality Authority for the units of competence AHCCHM303A (Prepare and Apply Chemicals) and AHCCHM304A (Transport, handle and store chemicals).

Dated 29 October 2014.

LEON BIGNELL, Minister For Agriculture, Food and Fisheries

CONTROLLED SUBSTANCES ACT 1984

Prohibition Order

TAKE notice that on 8 October 2014 I, Dr Stephen Christley, Executive Director, Public Health and Clinical Systems, Department for Health and Ageing made an order under Section 57 (1) (c) of the Controlled Substances Act 1984 (SA). The order was served on Nicole Louise James on 28 October 2014 and took effect on that date. Pursuant to Section 57 (3) of the Controlled Substances Act 1984, the order is published as follows:

I, Dr Stephen Christley, Executive Director, Public Health and Clinical Systems, Department for Health and Ageing, having formed the opinion that Nicole Louise James has administered prescription drugs in an irresponsible manner, exercise the authority delegated by the Minister for Mental Health and Substance Abuse under Section 62A of the Controlled Substances Act 1984 (SA), and make the following order under Section 57 (1) (c) of the Act.

Nicole Louise James,

Date of birth: 13 November 1975,

is prohibited from supplying, administering or having possession of the following substances or class of substances:

- a drug of dependence as declared by Regulation 7 of the Controlled Substances (Poisons) Regulations 2011, pursuant to Section 12 (3) of the Controlled Substances Act 1984, namely any poison listed in Schedule 8 of the Standard for the Uniform Scheduling of Medicines and Poisons as published and amended by the Secretary to the Department of Health and Ageing under the Commonwealth's Therapeutic Goods Act 1989;
- prescription drugs that contain codeine or dextro-propoxyphene;
- tramadol; and
- benzodiazepines.

This order does not apply to any of the above substances, drugs or class of drugs lawfully supplied or prescribed for the treatment of Nicole Louise James by a registered health practitioner or by a veterinary surgeon for administration to an animal in Nicole Louise James' care.

Dated 8 October 2014.

DR STEPHEN CHRISTLEY, Delegate for the
Minister for Mental Health and
Substance Abuse

ELECTORAL ACT 1985: PART 9, DIVISION 5

Declared Institutions

PURSUANT to Section 83 of the Electoral Act 1985, I, Kay Marie Mousley, Electoral Commissioner, hereby revoke the Schedule of declared institutions on pages 286 to 289 of the *South Australian Government Gazette* dated 23 January 2014.

Dated 6 November 2014.

K. MOUSLEY, Electoral Commissioner

ECSA 259/2014

ELECTORAL ACT 1985: PART 3, DIVISION 4

District Polling Places

PURSUANT to Section 18 of the Electoral Act 1985, I, Kay Marie Mousley, Electoral Commissioner, hereby abolish the polling places described in the notice on pages 284 to 285 of the *South Australian Government Gazette* dated 23 January 2014.

Dated 6 November 2014.

K. MOUSLEY, Electoral Commissioner

ECSA 259/2014

FISHERIES MANAGEMENT ACT 2007 SECTION 115

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, Janine Baker of South Australian Conservation Research Divers, 85 Sunshine Avenue, Hove, South Australia 5048 (the 'exemption holder') or a person acting as her agent, are exempt from Section 70 of the Fisheries Management Act 2007, Regulation 7, Clauses 72 and 118 of Schedule 6 of the Fisheries Management (General) Regulations 2007 but only insofar as the exemption holder shall not be guilty of an offence when collecting intertidal macro algae, sea grass and associated micro-invertebrates from the waters specified in Schedule 1, using the gear specified in Schedule 2, subject to the conditions specified in Schedule 3, from 4 October 2014 until 31 September 2015, unless varied or revoked earlier.

SCHEDULE 1

South Australian coastal waters, including intertidal rocky reefs and Marine Parks, but excluding the Adelaide Dolphin Sanctuary and Aquatic Reserves.

SCHEDULE 2

- Bucket
- Scissors
- Sieves
- Plastic bags

SCHEDULE 3

1. The nominated agents of the exemption holder are Audrey Falconer, Stephen Johnson, Luke Baade, Daniel Kinasz, Anita Futterer, Alicia Strous and Helen Crawford.

2. The specimens collected by the exemption holders are to be used for scientific purposes only and must not be sold. Any unwanted specimens must be returned to the water immediately after sorting and collection in the location where they were extracted.

3. The exempted activity may only involve the collection of 3 kg of sea grass and macro algae per field trip. Marine invertebrates taken during this collection of aquatic vegetation may be retained and lodged with the South Australian Museum.

4. The exempted activity must be undertaken in a manner that ensures minimal disturbance of habitat.

5. The collected specimens of aquatic organisms once taken away from the collection site cannot be released back into any waters of the State of South Australia.

6. All protected species incidentally taken while undertaking the exempted activity must not be retained.

7. The exemption holder or a person acting as an agent must notify PIRSA Fishwatch on 1800 065 522 at least two hours prior to conducting the exempted activity and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of the exemption notice at the time of making the call, and be able to provide information about the area and time of the exempted activity, the vehicles and boats involved, the number of agents undertaking the exempted activity and other related questions. Exemption No. ME9902743.

8. The exemption holder must provide a written report to the Director, Fisheries and Aquaculture Policy at (G.P.O. Box 1625, Adelaide, S.A. 5001) by 30 September 2015, providing details of the quantity, location and time of the collection.

9. While engaged in the exempted activity the exemption holder or agent must be in possession of a copy of this notice and such a notice must be produced to a PIRSA Fisheries Officer if requested.

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

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

Dated 3 October 2014.

S. SLOAN, Director, Fisheries and
Aquaculture Policy

FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE note that the notice made under Section 79 of the Fisheries Management Act 2007, dated 7 January 2014, and published in the *South Australian Government Gazette* dated 9 January 2014, on page 5, being the first notice on that page, referring to the Spencer Gulf Prawn Fishery, is hereby varied such that it will not be unlawful for a person fishing pursuant to a Spencer Gulf Prawn Fishery licence to use prawn trawl nets in the areas specified in Schedule 1, during the period specified in Schedule 2, and under the conditions specified in Schedule 3.

SCHEDULE 1

1. The waters of the Spencer Gulf Prawn Fishery that are contained within and bounded by the following co-ordinates:

(a) South of the following co-ordinates;

Latitude 33°15.00'S, longitude 137°52.00'E, then to position latitude 33°15.00'S, longitude 137°41.00'E, then to position latitude 33°10.00'S, longitude 137°44.00'E, then to position latitude 33°10.00'S, longitude 137°40.00'E, then to position latitude 33°15.00'S, longitude 137°33.00'E, then to position latitude 33°17.50'S, longitude 137°34.50'E, then to position latitude 33°23.00'S, longitude 137°34.50'E, then to position latitude 33°25.00'S, longitude 137°34.00'E, then to position latitude 33°25.00'S, longitude 137°29.50'E, then to position latitude 33°29.00'S, longitude 137°29.50'E, then to position latitude 33°29.00'S, longitude 137°16.00'E; and

(b) Except the waters contained within and bounded by the following co-ordinates, which shall remain closed to fishing:

(a) Latitude 33°41.00'S, longitude 137° 06.00'E; latitude 33°56.00'S, longitude 137° 16.00'E; latitude 34°13.00'S, longitude 136° 58.00'E; latitude 34°13.00'S, longitude 136° 46.00'E; latitude 34°03.00'S, longitude 136° 51.00'E; latitude 33°54.00'S, longitude 137° 07.00'E; latitude 33°50.20'S, longitude 137° 07.00'E; latitude 34°50.20'S, longitude 136° 43.00'E;

(b) the area known as the 'Wardang Closure' latitude 34°10.00'S, longitude 137°28.00'E, then to position latitude 34°21.00'S, longitude 137°12.00'E, then to position latitude 34°45.00'S, longitude 137°15.00'E, then to position latitude 34°48.53'S, longitude 137°09.45'E, then to position latitude 34°48.53'S, longitude 137°06.00'E, then to position latitude 34°50.75'S, longitude 137°06.00'E, then to position latitude 34°54.00'S, longitude 137°01.00'E; and

(c) the area known as the 'Walleroo & Port Broughton Closure' latitude 33°17.00'S, longitude 137°53.00'E, then to position latitude 33°37.00'S, longitude 137°33.00'E, then to position latitude 33°49.00'S, longitude 137°29.00'E, then to position latitude 33°54.00'S, longitude 137°38.00'E.

SCHEDULE 2

Commence at sunset on 1 November 2014 and end at sunrise on 3 November 2014.

SCHEDULE 3

1. The co-ordinates in Schedule 1 are defined as degrees, decimal minutes and based on the World Geodetic System 1984 (WGS 84).

2. No fishing activity may be undertaken between the prescribed times of sunrise and sunset for Adelaide (as published in the *South Australian Government Gazette* pursuant to the requirements of the Proof of Sunrise and Sunset Act 1923) during the period specified in Schedule 2.

3. Fishing must cease in an area if the average prawn bucket count for all vessels exceeds 260 prawns per bucket count.

4. Fishing must cease in the fishery if:

(a) in the area known as the Mid/North Gulf area (north of the Southern Gulf area) if the average catch per vessel, per night (for all vessels) drops below 500 kg; (whichever occurs first), and

(b) in the area known as the Southern Gulf area the average catch per vessel over two consecutive nights falls below 350 kg.

5. No fishing activity may occur without the authorisation of Co-ordinator at Sea, Greg Palmer, or other nominated Co-ordinator at Sea appointed by the Spencer Gulf and West Coast Prawn Fishermen's Association.

6. The authorisation of the Co-ordinator at Sea must be in writing, signed and record the day, date and permitted fishing area within the waters of Schedule 1 in the form of a notice sent to the fishing fleet or vary an earlier authorisation issued by the Co-ordinator at Sea.

7. The Co-ordinator at Sea must cause a copy of any authorisation for fishing activity or variation of same, made under this notice to be emailed to the Prawn Fisheries Manager immediately after it is made.

8. The Co-ordinator at Sea must keep records of all authorisations issued pursuant to this notice.

Dated 31 October 2014.

B. MILIC, Prawn Fisheries Manager

FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that the exemption ME9902712 made under Section 115 of the Fisheries Management Act 2007, in the name of Leslie Morrison, current university staff and current post graduate students of the School of Biological Sciences at Flinders University dated 27 August 2014 published in the *South Australian Government Gazette* dated 4 September 2014, on page 4231 being the fifth notice on that page is hereby revoked.

Take notice that pursuant to Section 115 of the Fisheries Management Act 2007, Leslie Morrison, of the School of Biological Sciences at Flinders University, Sturt Road, Bedford Park (the 'exemption holder') or a person acting as her agent, is exempt from Sections 70 and 71(1)(a) of the Fisheries Management Act 2007, Regulation 7 and Clauses 38, 72 and 118 of Schedule 6 to the Fisheries Management (General) Regulations 2007, but only insofar as they may engage in the activities specified in Schedule 1, using the gear specified in Schedule 2, (the 'exempted activity'), subject to the conditions specified in Schedule 3, from 24 October 2014 until 23 August 2015, unless varied or revoked earlier.

SCHEDULE 1

The collection of aquatic organisms from all waters of South Australia, including the River Murray Protection Area, but excluding aquatic reserves (unless otherwise authorised under the Fisheries Management Act 2007), marine parks (unless otherwise authorised under the Marine Parks Act 2007) and the Adelaide Dolphin Sanctuary.

SCHEDULE 2

- Two plankton nets where each net is a funnel shaped, fine-meshed net that is towed through the water to collect plankton with a diameter not exceeding one metre, depth not exceeding 1.6 metres and mesh size not exceeding 38 mm.
- Seine net with a mesh size not exceeding 5 mm and total length not exceeding 20 metres.
- Plastic corer (10 cm diameter, 20 cm length).
- Sweep nets.
- Fyke net (maximum 6 m long, with addition 4 m wing).
- Longlines (2.2 km long, 1.7 mm leaders with a maximum of 110, 16/0 hooks, marked with floats).

SCHEDULE 3

1. Research done pursuant to this notice must be within the waters of the State and related to or for the purposes of the administration of the Fisheries Management Act 2007.

2. The specimens collected by the exemption holder are for scientific, education and research purposes only and must not be sold. Any unwanted specimens must be returned to the water immediately.

3. Any protected species incidentally taken while undertaking the exempted activity may be measured and recorded but must be returned to the water as soon as reasonably practicable. Protected Species cannot be retained pursuant to this notice.

4. Organisms collected pursuant to this notice must not be released once they have been kept separate to their natural environment at the University.

5. At least one hour before conducting the exempted activity, the exemption holder must contact PIRSA Fishwatch on 1800 065 522 and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of this notice in their possession at the time of making the call, and be able to provide information about the area and time of the exempted activity, the vehicles and/or boats involved, the number of permit holders undertaking the exempted activity and other related questions. Exemption No. ME9902723.

6. The exemption holder must provide a report in writing detailing the activities carried out pursuant to this notice to the Executive Director, Fisheries and Aquaculture (G.P.O. Box 1625, Adelaide, S.A. 5001) by 23 September 2015 with the following details:

- the date and location of sampling;
- the gear used;
- the number and description of all species collected;
- any interaction with protected species and marine mammals; and
- any other information regarding size, breeding or anything deemed relevant or of interest that is able to be volunteered.

7. A person acting as an agent must possess a copy of a signed letter from the exemption holder stating that they are acting as an agent during the exempted activity.

8. While engaged in the exempted activity, the exemption holder or agent must be in possession of a signed copy of this notice and carry their identification card issued by Flinders University. Such notice and identification must be produced to a PIRSA Fisheries Officer if requested.

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

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

Dated 21 October 2014.

S. SLOAN, Director, Fisheries and Aquaculture Policy

GEOGRAPHICAL NAMES ACT 1991

Notice of Intention to Alter the Boundaries of Places

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:

1. Exclude from the rural locality of **MILLBROOK** and include into the suburb of **INGLEWOOD** that area marked **(A)** on the plan.
2. Exclude from the rural locality of **MILLBROOK** and include into the suburb of **PARACOMBE** that area marked **(B)** on the plan.
3. Exclude from the rural locality of **MILLBROOK** and include into the suburb of **CUDLEE CREEK** that area marked **(C)** on the plan.

Copies of the plan showing the extent of the subject area can be viewed at:

- the Office of the Surveyor-General, 101 Grenfell Street, Adelaide;
- the office of the Adelaide Hills Council; or
- the Land Services web-site at:
www.sa.gov.au/landservices/namingproposals.

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

Dated 4 November 2014.

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

DPTI.2013/08957/01

LAND AGENTS ACT 1994

Exemption

TAKE notice that I, Dini Soulio, Commissioner for Consumer Affairs, as delegate for the Minister for Business Services and Consumers, pursuant to Section 51 of the Land Agents Act 1994, hereby exempt Freddy Rasheed from compliance with Section 8 (1) (b) (i) and Section 8A (b) (i) of the Land Agents Act 1994, insofar as Freddy Rasheed has been convicted of an indictable offence of dishonesty.

Dated 28 October 2014.

D. SOULIO, Commissioner for Consumer Affairs, as delegate for Minister for Business Services and Consumers

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
24 Ayers (also known as Mitchell Flat) Street	Burra	Allotment 314 in Deposited Plan 1672, Hundred of Kooringa	5479	271
14 Marnhull Street	Elizabeth Grove	Allotment 494 in Deposited Plan 6243, Hundred of Munno Para	5256	645
9 Pattullo Avenue	Clare	Allotment 72 in Deposited Plan 7979, Hundred of Clare	5377	639
1 Young Street	Findon	Allotment 1 in Deposited Plan 5863, Hundred of Yatala	5631	420

Dated at Adelaide, 6 November 2014.

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

HOUSING IMPROVEMENT ACT 1940

WHEREAS by notice published in the *Government Gazette* on the dates mentioned in the following table the South Australian Housing Trust Board Delegate did declare the houses described in the said table to be substandard for the purposes of Part 7 of the Housing Improvement Act 1940, 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		
14 (also known as Lot 705) Chabrel Road, Glossop	Allotment 2 in Deposited Plan 27602, Berri Irrigation Area	5986	191	11.9.14, page 5209	125.00
3 Davies Terrace, Nailsworth	Allotments 5 and 12 in Deposited Plan 1025, Hundred of Yatala	5778 5849	320 & 307	9.10.14, page 6085	179.00
1143 Grand Junction Road, Hope Valley	Allotment 9 in Deposited Plan 6519, Hundred of Adelaide	5128	488	9.10.14, page 6085	186.00
434 Grand Junction Road, Mansfield Park	Allotment 81 in Filed Plan 126249, Hundred of Yatala	5421	762	11.9.14, page 5209	180.00
13 John Street, Burnside	Allotment 22 in Deposited Plan 638, Hundred of Adelaide	5565	417	11.9.14, page 5209	0.00 Unfit for human habitation
30 Karingal Road, Dernancourt	Allotment 5 in Deposited Plan 7467, Hundred of Yatala	5189	20	11.9.14, page 5209	307.00
10 Pasteur Street, Elizabeth Vale	Allotment 101 in Deposited Plan 6536, Hundred of Munno Para	5277	630	25.9.14, page 5956	249.00
5 Tidworth Road, Elizabeth North	Allotment 619 in Deposited Plan 6445, Hundred of Munno Para	5322	290	11.9.14, page 5209	206.00

Dated at Adelaide, 6 November 2014.

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

HOUSING IMPROVEMENT ACT 1940

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

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published
		Volume	Folio	
47 Palm Avenue, Royal Park	Allotment 111 in Filed Plan 215961, Hundred of Yatala	5691	565	2.3.95, page 752
15 Ruby Street, Hope Valley	Allotment 17 in Filed Plan 131062, Hundred of Yatala	5249	359	16.8.90, page 636

Dated at Adelaide, 6 November 2014.

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

MINING ACT 1971

Determination of Statutory Forms under the Mining Act 1971

NOTICE is hereby given, of the determined manner and form of the Statutory Form for use pursuant to Section 76 of the Mining Act 1971.

Form No.	Title	Part	Section
26	Mining Return	12	76 (1)

This form becomes effective from 6 November 2014.

N. PANAGOPOULOS, Director Resource Royalties

FORM 26

Mining Act 1971 ("the Act") - Part 12



Government of South Australia
Department of State Development

MINING RETURN: For 6 months ending

Tenement	
Primary holder	
Postal address	

DEPARTMENT USE ONLY	
Date received	LATE <input type="checkbox"/>

Is this postal address correct? If not, please complete new details below:

Name *		Ph *	
Address line 1 *		Fax	
Address line 2		Mob	
Suburb/Locality *			
	State *	Postcode *	

IMPORTANT: Notes regarding the completion of this return

- PENALTIES:** An administration fee applies for returns that have not been submitted by the due date (refer to section 76 of the Act). Penalties will also apply where royalty has not been paid by the due date (refer to section 17D of the Act).
- Mandatory fields on this form are marked with an **asterisk (*)**.
- If spaces are not sufficient for any information requested, attach additional details as necessary.
- If no production has occurred during the period, this form **must** still be submitted to the Department by the due date.
- PRESCRIBED COSTS:** For the purposes of section 17(8) where there is provision to exclude costs of a prescribed kind, GST must not be included in those costs.
- Royalty is to be calculated at the rate as specified in section 17(4) of the Act. You must also consider the methods listed in **section 17(6)** of the Act (see below) to determine the **market value** for minerals other than extractive minerals:
 - CONTRACT** - any contract price obtained for the minerals if the sale is to a genuine purchaser at arms length and taking into account the point of sale; or
 - if there is not a contract with a genuine purchaser at arms length as contemplated by paragraph (a) in a particular case -
 - RECOGNISED MARKET** - any price quoted or obtained on any market recognised by the Minister (by notice published in the Gazette) as being a relevant industry market for the purposes of determining the market value of Minerals of that kind; or
 - INDICATIVE PRICE** - if subparagraph (i) does not apply in a particular case - the price (if any) declared by the Minister by notice in the Gazette as being an indicative price for the minerals; or
 - SIMILAR SALES** - if neither paragraph (a) nor (b) applies in a particular case, any price obtained by other parties within the industry in relation to similar sales on the open market within a period determined by the Minister.

It is important to note that these methods to calculate the **market value** must be applied sequentially:

- Use method (a) if applicable; or
- if (a) can not be applied, then use (b) if applicable; or
- if both (a) and (b) can not be applied, then (c) must be applied.

Please note that a late lodgement fee will apply if this form is not submitted by the due date.

Section A: Has this lease produced in this reporting period? * YES NO

Section B: Contact person for any queries regarding this return *

Name *	
Position *	
Telephone *	Mobile
Email	

IF NO, COMPLETE ONLY SECTIONS B, D, F & G AND SUBMIT FORM VIA POST.

DUE DATE

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Upon payment of royalties, this form becomes a Tax Invoice - please keep a copy for your records.
Mining Royalties are exempt from GST as per Division 81 of ANTS (Goods & Services Tax) Act 1999.

Section C: Tenement Production

ML ____

If you have produced any commodities not listed here, please contact the Returns Officer.

CATEGORY: Metallic Minerals

Please complete all fields for each individual commodity, as well as category totals. Enter zero (0) where applicable.

COMMODITY	VOLUME	UNIT	MARKET VALUE	-	TOTAL DEDUCTIONS^	=	ROYALTY VALUE	X	RATE	=	ROYALTY PAYABLE
			\$		\$		\$				\$
Metallic Minerals Totals			\$		\$		\$				\$

^PRESCRIBED COSTS (DEDUCTIONS) - Breakdown of any claimed deductions must be provided (excluding GST)

COMMODITY	LAND TRANSPORT	SEA TRANSPORT	PACKAGING	STORAGE	LOADING	PERMIT FEES	INSURANCE COSTS
Metallic Minerals	\$	\$	\$	\$	\$	\$	\$

Section D: Reasons for any significant changes to your production levels compared to the previous period

Section E: Payment details

1. Cheque is enclosed, made payable to "Department of State Development"

2. Credit Card - details: CARD TYPE: Visa MasterCard

3. EFT Bank Transfer

Amounts over A\$1,000 may be paid via EFT transfer, to the following account:

Acc. Name: Dept of State Development - Collections
 BSB Number: 065-266
 Acc. Number: 1000 0565
 Reference: <Tenement Holder or Number>

CARDHOLDER NAME: _____

CARD NUMBER: _____

EXPIRY DATE: ____ / ____

CARDHOLDER'S SIGNATURE: _____

CVV*: _____

* Last 3 digits of number on back of card.

Section F: Total mineral exploration undertaken this period * \$ _____

- Select method/s used:
- Geological Mapping
 - Geophysical Survey
 - Geochemical Sampling
 - Trenching/Costeaning
 - Drilling

Section G: Your declaration *

The Mining Act 1971 makes provision for the imposition of significant penalties for providing false or misleading information, please refer to section 76.

I, as the holder of the tenement (or officer duly authorised by the holder) described on this form declare that:

- The information I have provided in this form is true and correct and that records pertaining to that information will be made available for inspection to verify that royalty has been paid in accordance with the Mining Act 1971; and
- I understand that penalties may be applied for providing false or misleading information.

Name: _____

Signature: _____ Date: _____

Submit this form to: DSD Resource Royalties ABN: 83 524 915 929
 GPO Box 320 Ph: (08) 8463 3095
 ADELAIDE SA 5001 DSD.Royalty@sa.gov.au

DUE DATE

DEPARTMENT USE ONLY		EXTRACTIVE ROYALTY ALLOCATION		
DATE ENTERED	RECEIPT No.	10: 90 016 0411 5815 - TNO	21: 62 367 2060 5815 - TNO	04: 62 367 3201 5815 - TNO

Section C: Tenement Production

EML _____

If you have produced any commodities not listed here, please contact the Returns Officer.

CATEGORY: Construction Materials

Please complete all fields for each individual commodity, as well as category totals. Enter zero (0) where applicable.

COMMODITY	VOLUME	UNIT	MARKET VALUE	RATE	ROYALTY PAYABLE
Construction Materials Totals		\$			\$

Section D: Reasons for any significant changes to your production levels compared to the previous period

Section E: Payment details

1. Cheque is enclosed, made payable to "Department of State Development"

2. Credit Card - details: CARD TYPE: Visa MasterCard

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Acc. Name: Dept of State Development - Collections
 BSB Number: 065-266
 Acc. Number: 1000 0565
 Reference: <Tenement Holder or Number>

CARDHOLDER NAME: _____

CARD NUMBER: _____

EXPIRY DATE: ____ / ____

CARDHOLDER'S SIGNATURE: _____

CVV*: _____

* Last 3 digits of number on back of card.

Section F: Total mineral exploration undertaken this period * \$ _____

Select method/s used: Geological Mapping Geophysical Survey
 Geochemical Sampling Trenching/Costeaning Drilling

Section G: Your declaration *

The Mining Act 1971 makes provision for the imposition of significant penalties for providing false or misleading information, please refer to section 76.

- I, as the holder of the tenement (or officer duly authorised by the holder) described on this form declare that:
- The information I have provided in this form is true and correct and that records pertaining to that information will be made available for inspection to verify that royalty has been paid in accordance with the Mining Act 1971; and
 - I understand that penalties may be applied for providing false or misleading information.

Name: _____

Signature: _____ Date: _____

Submit this form to: DSD Resource Royalties ABN: 83 524 915 929
 GPO Box 320 Ph: (08) 8463 3095
 ADELAIDE SA 5001 DSD.Royalty@sa.gov.au

DUE DATE

DEPARTMENT USE ONLY		EXTRACTIVE ROYALTY ALLOCATION		
DATE ENTERED	RECEIPT No.	10: 90 016 0411 5815 - TNO	21: 62 367 2060 5815 - TNO	04: 62 367 3201 5815 - TNO

END OF MINING RETURN

MINING ACT 1971

NOTICE is hereby given in accordance with Section 28 (5) of the Mining Act 1971, that the Minister for Mineral Resources and Energy proposes to grant an Exploration Licence over the undermentioned area:

Applicant: Yunta Gold Pty Ltd
 Location: Mount Davidson Area—Approximately 120 km north-west of Olary.
 Pastoral Leases: Willippa, Black Hill and Holowilena.
 Term: 1 year
 Area in km²: 216
 Ref.: 2014/00105

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

J. MARTIN, Mining Registrar

NATIONAL ELECTRICITY LAW

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

Under ss 102 and 103, the making of the *National Electricity Amendment (Customer Access to Information about their Energy Consumption) Rule 2014 No. 7* and related final determination. All provisions commence on **1 December 2014**.

Under s 99, the making of a draft determination and related draft rule on the *Early Application of Service Target Performance Incentive Scheme Components to Transmission Businesses* proposal (Ref. ERC0173). Written requests for a pre-determination hearing must be received by **13 November 2014**. Submissions must be received by **8 January 2015**.

Submissions can be made via the AEMC's website. Before making a submission, please review the AEMC's privacy statement on its website. Submissions should be made in accordance with the AEMC's *guidelines for making written submissions on Rule change proposals*. The AEMC publishes all submissions on its website, subject to confidentiality. Documents referred to above are available on the AEMC's website and are available for inspection at the AEMC's office.

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

6 November 2014.

NATIONAL GAS LAW

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

Under s 303, AEMO has requested the *Contingency Gas Evidentiary Changes* proposal (Ref. GRC0028). The proposal seeks to amend the National Gas Rules to improve incentives for trading participants to supply and efficiently price contingency gas. Submissions must be received by **4 December 2014**.

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

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

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

6 November 2014.

NATIONAL ENERGY RETAIL LAW

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

Under ss 259 and 261, the making of the *National Energy Retail Amendment (Customer Access to Information about their Energy Consumption) Rule 2014 No. 2* and related final determination. Schedule 1 commences on **1 March 2016**. Schedules 2 and 3 commence on **1 September 2015**.

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

Australian Energy Market Commission
 Level 5, 201 Elizabeth Street,
 Sydney, N.S.W. 2000
 Telephone: (02) 8296 7800
 Website: www.aemc.gov.au

6 November 2014.

NATIONAL PARKS AND WILDLIFE (NATIONAL PARKS) REGULATIONS 2001

Closure of Simpson Desert Regional Reserve and Simpson Desert Conservation Park

PURSUANT to Regulations 8 (3) (a) and 8 (3) (d) of the National Parks and Wildlife (National Parks) Regulations 2001, I, John Erwin Schutz, Director of National Parks and Wildlife, close to the public the whole of the Simpson Desert Regional Reserve and the whole of Simpson Desert Conservation Park from 6 p.m. on Sunday, 30 November 2014 until 6 p.m. on Sunday, 15 March 2015.

The purpose of the closure is in the interest of public safety as a result of anticipated high daytime temperatures likely to be experienced in the reserves during the closure period.

Dated 3 November 2014.

J. E. SCHUTZ, Director of National Parks and Wildlife

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Suspension of Geothermal Exploration Licences—GELs 191, 192 and 193

PURSUANT to Section 90 of the Petroleum and Geothermal Energy Act 2000, notice is hereby given that the abovementioned Geothermal Exploration Licences have been suspended for the period from and including 30 October 2014 until 26 February 2015, under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 21 March 2012.

The expiry date of GELs 191, 192 and 193 is now determined to be 28 February 2015.

Dated 31 October 2014.

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

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Suspension of Petroleum Exploration Licence—PEL 629

PURSUANT to Section 90 of the Petroleum and Geothermal Energy Act 2000, notice is hereby given that the abovementioned Petroleum Exploration Licence has been suspended for the period from and including 2 December 2014 until 1 June 2015, under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 21 March 2012.

The expiry date of Petroleum Exploration Licence PEL 629 is now determined to be 1 September 2019.

Dated 30 October 2014.

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

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Statements of Environmental Objectives

PURSUANT to Section 104 (1) of the Petroleum and Geothermal Energy Act 2000 (the Act), I, Barry Goldstein, Executive Director Energy Resources Division, Department of State Development as delegate of the Minister for Mineral Resources and Energy, pursuant to delegated powers dated 21 March 2012, do hereby publish the following document as having been approved as a statement of environmental objectives under the Act.

Documents:

- Senex Energy Limited, Cooper Basin Petroleum Production Operations Statement of Environmental Objectives (SEO), October 2014.

This document is available for public inspection on the Environmental Register section of DSD's website (www.petroleum.dmitre.sa.gov.au/environment/register) or at the Public Office determined pursuant to Section 107 (1) of the Act to be at:

Energy Resources Division,
Customer Services,
Level 7,
101 Grenfell Street,
Adelaide, S.A. 5000.

Dated 3 November 2014.

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

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Surrender of Special Facilities Licence—SFL 1

NOTICE is hereby given that I have accepted the surrender of the below-mentioned special facilities licence under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 21 March 2012.

No. of Licence	Licensees	Date of Surrender	Reference
SFL 1	Australian Gas Networks Limited	3.11.2014	F2012/000539

Dated 3 November 2014.

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

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Grant of Special Facilities Licence—SFL 12

NOTICE is hereby given that the abovementioned Special Facilities Licence has been granted with effect from 3 November 2014, under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 21 March 2012.

Licence No	Licensee	Locality	Expiry Date	Approximately Area in km ²
SFL 12	Australian Gas Networks Limited	Virginia SA	2.11.2034	0.000422

Description of Area

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

275171.963mE, 6161643.946mN
275197.875mE, 6161639.362mN
275194.800mE, 6161621.955mN
275169.442mE, 6161629.753mN
275171.963mE, 6161643.946mN

All co-ordinates in GDA94, Zone 54.

Area: 0.000422 km² approximately.

Dated 3 November 2014.

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

PUBLIC CORPORATIONS ACT 1993

DIRECTION TO THE SOUTH AUSTRALIAN WATER CORPORATION

Background:

1. Pursuant to Section 6 of the Public Corporations Act 1993, and Sections 6 and 7(2)(f) of the South Australian Water Corporation Act 1994, the South Australian Water Corporation (SA Water) is subject to control and direction by its Minister, and has the functions conferred on it by its Minister.

2. The South Australian Water Corporation Act 1994 is committed to the Minister for Water and the River Murray (the Minister) by way of Gazettal notice dated 21 October 2011 (p. 4289).

3. The Water Industry Act 2012 provides for the regulation of prices for water and sewerage retail services by declaring the water industry to constitute a regulated industry for the purposes of the Essential Services Commission Act 2002 and providing for the Essential Services Commission of South Australia (the Commission) to make a determination under the Essential Services Commission Act 2002 regulating prices, conditions relating to prices, and price-fixing factors for such retail services.

4. In making such a determination, the Commission must comply with the requirements of any pricing order issued by the Treasurer under Section 35 of the Water Industry Act 2012.

5. The Treasurer has, on 2 September 2014, issued such a pricing order (the Third Pricing Order) which applies to, amongst other things, a determination in respect of drinking water and sewerage retail services provided by SA Water for the four year period commencing 1 July 2016 (the second regulatory period).

6. As part of the Third Pricing Order, the Treasurer has required that any determination of the Commission in respect of such services allow SA Water to recover:

- (a) the efficient cost of assets to be acquired over the course of the second regulatory period which are required to support activities that SA Water is required to provide in accordance with a direction under Section 6 of the Public Corporations Act 1993;
- (b) the costs of externalities (including water planning and management) as are attributable to and payable by SA Water in accordance with the law, including a direction under Section 6 of the Public Corporations Act 1993;
- (c) such costs (less any relevant contributions to such costs that it receives) that are attributable to activities that SA Water is required to provide in accordance with a direction under Section 6 of the Public Corporations Act 1993, and are either:
 - (i) specified in the relevant direction, or if not so specified,
 - (ii) determined by the Commission to be efficient.

7. The Minister considers it appropriate, in the interests of transparency, to direct SA Water, over the course of the second regulatory period, to:

- (a) provide certain services, in addition to the services it is required to provide pursuant to Section 7 of the South Australian Water Corporation Act 1994 and the Charter for SA Water;
- (b) purchase renewable energy certificates or carbon offsets for the purpose of operating the Adelaide Desalination Plant;
- (c) maintain State-wide pricing in respect of the drinking water and sewerage retail services it provides to customers;
- (d) continue to contribute to water planning and management charges; and
- (e) continue to annually reimburse the Minister in respect of fees paid to the Valuer-General for copies of the valuation roll,

the costs of which may be recovered by SA Water in accordance with the terms of the Third Pricing Order.

8. The Minister intends that, from 1 July 2016, this Direction will revoke and replace the previous Direction made to SA Water pursuant to Section 6 of the Public Corporations Act 1993 on 9 May 2013 and published in the *Gazette* on 31 October 2013.

9. This Direction may be revoked and replaced by a subsequent direction pursuant to Section 6 of the Public Corporations Act 1993.

Direction:

I, Ian Hunter, Minister for Water and the River Murray, direct SA Water to purchase or provide the following services, facilities and contributions from 1 July 2016 and until further notice, subject to and in accordance with the following provisions:

A. Emergency Management Services

Emergency engineering functional services as required for compliance with the State Emergency Management Plan prepared by the State Emergency Management Committee under the Emergency Management Act 2004, up to the following cost in each financial year of the second regulatory period:

2016-2017	2017-2018	2018-2019	2019-2020
\$559 000	\$573 000	\$587 000	\$602 000

The South Australian Government will make the following contributions to SA Water in relation to such costs in each financial year of the second regulatory period:

2016-2017	2017-2018	2018-2019	2019-2020
\$559 000	\$573 000	\$587 000	\$602 000

B. Government Radio Network Services

Services required for SA Water's ongoing connection to and participation in the South Australian Government Radio Network, up to the following cost in each financial year of the second regulatory period:

2016-2017	2017-2018	2018-2019	2019-2020
\$560 000	\$574 000	\$588 000	\$603 000

The South Australian Government will make the following contributions to SA Water in relation to such costs in each financial year of the second regulatory period:

2016-2017	2017-2018	2018-2019	2019-2020
\$560 000	\$574 000	\$588 000	\$603 000

C. Save the River Murray Levy Administration Services

Administration of the Save the River Murray Levy in accordance with Section 93 of the Water Industry Act 2012, up to the following cost in each financial year of the second regulatory period:

2016-2017	2017-2018	2018-2019	2019-2020
\$60 000	\$60 000	\$60 000	\$60 000

The South Australian Government will make the following contributions to SA Water in relation to such costs in each financial year of the second regulatory period:

2016-2017	2017-2018	2018-2019	2019-2020
\$60 000	\$60 000	\$60 000	\$60 000

D. Fluoridation Services

Services required for:

- (i) the continuation of the fluoride dosing program in metropolitan Adelaide and the existing country fluoride dosing installations;
- (ii) the construction and operation of any new fluoride dosing installations;

as recommended or agreed by or on behalf of the Chief Executive, Department for Health and Ageing, from time to time.

E. Purchase of renewable energy or carbon offsets for the Adelaide Desalination Plant

SA Water must purchase applicable renewable energy certificates (RECs) for the purposes of the operation and maintenance of the Adelaide Desalination Plant and associated infrastructure, or otherwise fully offset the carbon impact of that operation and maintenance, sufficient to maintain South Australia's commitment at Clause 17 of the Implementation Plan for Augmentation of the Desalination Plant (100 gegalitres per annum), National Partnership Agreement on Water for the Future.

F. State-wide Pricing Facility

SA Water must, in fixing standard terms and conditions governing the provision of services pursuant to Section 36 of the Water Industry Act 2012, set such standard terms and conditions relating to the prices of, or tariffs for, the provision of the drinking water and sewerage retail services it provides on the basis of state-wide pricing i.e. the tariffs or tariff components for such services must be the same, or result in a similar outcome, for any customer in the class of customers to which the terms and conditions are expressed to apply, irrespective of the customer's location.

The South Australian Government will make the following contributions to SA Water in each financial year of the second regulatory period in order to support the lowest levels of State-wide standard terms and conditions relating to price as possible:

- (i) in relation to SA Water's drinking water retail services.

2016-2017	2017-2018	2018-2019	2019-2020
\$67 416 173	\$67 416 173	\$67 416 173	\$67 416 173

- (ii) in relation to SA Water's sewerage retail services.

2016-2017	2017-2018	2018-2019	2019-2020
\$40 162 827	\$40 162 827	\$40 162 827	\$40 162 827

G. Water Planning and Management Charges Contribution

SA Water must make the following contributions to the Department for the Environment, Water and Natural Resources in each financial year of the second regulatory period in order to support water planning and management activities.

2016-2017	2017-2018	2018-2019	2019-2020
\$17 995 000	\$18 445 000	\$18 906 000	\$19 379 000

H. Annual reimbursement of fees paid for valuation roll

SA Water must make the following contributions to the Minister in each financial year of the second regulatory period in order to reimburse the Minister for fees paid to the Valuer-General pursuant to Section 21 (a) of the Valuation of Land Act 1971, for a copy of the valuation roll or any addition, correction or amendment to the roll.

2016-2017	2017-2018	2018-2019	2019-2020
\$4 961 000	\$5 085 000	\$5 212 000	\$5 342 000

Dated 23 October 2014.

IAN HUNTER, Minister for Water and
the River Murray

RADIATION PROTECTION AND CONTROL ACT 1982

APPROVALS PURSUANT TO PART 2, DIVISION 4 OF THE RADIATION PROTECTION AND CONTROL
(IONISING RADIATION) REGULATIONS 2000—PERSONAL RADIATION MONITORING DEVICES*Notice by Delegate of the Minister for Sustainability, Environment and Conservation*

PURSUANT to Part 2, Division 4 of the Radiation Protection and Control (Ionising Radiation) Regulations 2000, I, Keith Baldry, Director Mining, Radiation and Regulatory Support of the Environment Protection Authority (EPA), being a person to whom the powers of the Minister under that section have been delegated under the Act, approve the following kinds of personal monitoring devices issued by the organisations listed in Column 1 of the Schedule below for detecting and measuring external exposure to the type of ionising radiations listed in Column 2, subject to the following conditions:

- (1) all measurements must remain traceable to Australian standards, or international standards in the absence of an Australian standard;
- (2) relevant NATA or equivalent accreditation of the measurement system must be maintained;
- (3) the organisation must supply free of charge to the EPA, measurements of radiation workers' exposures;
- (4) the approved personal monitoring devices are also to be used in accordance with any instructions given by the respective organisations or the EPA; and
- (5) Radiation Safety Institute of Canada must ensure continuation of the licence held by RSIC in relation to the PAD system, issued by the Canadian Nuclear Safety Commission.

THE SCHEDULE

Column 1	Column 2	
instadose®.....	SGS Australian Radiation Services	Beta, gamma, X-ray
Instadose™.....	SGS Australian Radiation Services	Gamma, X-ray
Genesis Ultra TLD.....	SGS Australian Radiation Services	Beta, gamma, neutron
Genesis Ultra TLD with CR39.....	SGS Australian Radiation Services	Beta, gamma, neutron
Film + Orange holder.....	SGS Australian Radiation Services	Gamma, X-ray
Film + Yellow holder.....	SGS Australian Radiation Services	Gamma, X-ray
Film + Blue holder.....	SGS Australian Radiation Services	Gamma, X-ray
TLD + Ring holder.....	SGS Australian Radiation Services	Gamma, X-ray
TLD + PB5 holder.....	SGS Australian Radiation Services	Gamma, X-ray
TLD + PB10 holder.....	SGS Australian Radiation Services	Gamma, X-ray
Pa Badge.....	Landauer Australasia Pty Ltd	Beta, gamma, X-ray
Ta Badge.....	Landauer Australasia Pty Ltd	Beta, gamma, X-ray, thermal
Ja Badge.....	Landauer Australasia Pty Ltd	Beta, gamma, X-ray, neutron
U Badge (Ring).....	Landauer Australasia Pty Ltd	Beta, gamma, X-ray
Extremity Monitor.....	ARPANSA*	Beta, gamma, X-ray
TLD Monitor.....	ARPANSA	Beta, gamma, X-ray
Special TLD Monitor.....	ARPANSA	Beta, gamma, X-ray
Neutron Monitor.....	ARPANSA	Beta, gamma, X-ray, neutron
RDC Type 82 TLD-XBGN dosimeter.....	GMS*	Beta, gamma, X-ray, neutron
RDC Type 83 TLD-XBGN/TE dosimeter.....	GMS	Beta, gamma, X-ray, neutron
RDC Type 05 TLD-XBG ring dosimeter.....	GMS	Beta, gamma, X-ray
Personal Alpha Dosimeter (PAD).....	RSIC*	Alpha (Radon Progeny and Long Lived Radioactive Dust)

The personal monitoring devices approved on the following dates 23 December 2004, 22 June 2006, 8 November 2007, 29 November 2007, 19 July 2012, 23 August 2012, 27 June 2013 and 18 September 2014 for use in respect to Part 2 Division 4 of the Radiation Protection and Control (Ionising Radiation) Regulations 2000 are hereby revoked.

(*ARPANSA—Australian Radiation Protection and Nuclear Safety Agency);

(*GMS—Global Medical Solutions Pty Ltd);

(*RSIC—Radiation Safety Institute of Canada).

Dated 27 October 2014.

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

SOUTH AUSTRALIAN HOUSING TRUST ACT 1995

Transfer of assets of the South Australian Housing Trust

PURSUANT to the provisions of Section 23 of the South Australian Housing Trust Act 1995, Zoe Bettison, Minister for Social Housing, with the concurrence of Tom Koutsantonis, Treasurer, gives notice of the transfer of properties listed in Schedule 1 from the South Australian Housing Trust to Access 2 Place Ltd.

SCHEDULE 1

Address	Certificate of Title		Certificate of Title Description	
	Volume	Folio	Plan	Parcel
8A and 8B Francis Road, Brahma Lodge	5600	640	DP8103	A32
69 and 71 Ridley Grove, Woodville Gardens	5224	599	DP40683	A13
1-4/22 Butterfield Road, Elizabeth Park	6121	919	DP92469	A800
1/22 and 2/22 Florence Avenue, Blair Athol	5702	745	DP4335	A110
1 Dunbar Avenue, Morphettville	6092	205	DP88914	A70
8 Houston Street, Morphettville	6093	166	DP89088	A105
10 Houston Street, Morphettville	6093	165	DP89088	A104
12 Houston Street, Morphettville	6093	164	DP89088	A103

HON ZOE BETTISON MP
MINISTER FOR SOCIAL HOUSING

HON TOM KOUTSANTONIS MP
TREASURER

DATED: 10 JULY 2014.

DATED: 29 JULY 2014.



Christmas/New Year Holiday Publishing Information

Last Gazette for 2014 will be Thursday, 18 December 2014

Closing date for notices for publication will be
4 p.m. Tuesday, 16 December 2014

First Gazette for 2015 will be Thursday, 8 January 2015

Closing date for notices for publication will be
4 p.m. Tuesday, 6 January 2015

*Extraordinary or Supplementary Gazettes may be published during this
period subject to standing arrangements.*

Email address for *Government Gazette* notices:

governmentgazette@dpc.sa.gov.au

Inquiries telephone: (08) 8207 1045



GOVERNMENT GAZETTE ADVERTISEMENT RATES

To apply from 1 July 2014

	\$		\$
Agents, Ceasing to Act as.....	49.75	Firms:	
Associations:		Ceasing to Carry on Business (each insertion).....	33.00
Incorporation	25.25	Discontinuance Place of Business.....	33.00
Intention of Incorporation	62.50	Land—Real Property Act:	
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South Australia

Criminal Law (Sentencing) Variation Regulations 2014

under the *Criminal Law (Sentencing) Act 1988*

Contents

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- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Criminal Law (Sentencing) Regulations 2014*

- 4 Insertion of regulation 13A
13A Prescribed unit
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Criminal Law (Sentencing) Variation Regulations 2014*.

2—Commencement

These regulations come into operation on the day on which they are made.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Criminal Law (Sentencing) Regulations 2014*

4—Insertion of regulation 13A

After regulation 13 insert:

13A—Prescribed unit

For the purposes of section 70U of the Act, the prescribed unit is \$100.

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

with the advice and consent of the Executive Council
on 6 November 2014

No 261 of 2014

AGO0152/14CS

South Australia

Electricity (General) Variation Regulations 2014

under the *Electricity Act 1996*

Contents

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-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Electricity (General) Variation Regulations 2014*.

2—Commencement

These regulations will come into operation on 1 January 2015.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Electricity (General) Regulations 2012*

4—Substitution of Part 4

Part 4—delete the Part and substitute:

Part 4—Retailer Energy Efficiency Scheme

Division 1—Preliminary

22—Application

- (1) The following provisions apply in relation to the application of this Part to a regulated entity authorised to sell electricity by retail (whether or not the entity is required to hold a licence under the Act):
 - (a) this Part applies in a calendar year to a regulated entity if, as at 30 June in the preceding year, the regulated entity sold electricity as a retailer to a number of residential customers within South Australia equal to or greater than the threshold set for the purposes of this paragraph;
 - (b) without derogating from paragraph (a), this Part, other than regulations 25, 27 and Division 3, applies in a calendar year to a regulated entity if, during the preceding financial year, the regulated entity purchased a quantity of electricity, excluding designated electricity purchases, equal to or greater than the threshold set for the purposes of this paragraph for retailing to customers within South Australia.
- (2) For the purposes of subregulation (1)(a) and (b), the Minister must, by notice in the Gazette, set the relevant thresholds for a 3 year period at the time of setting the annual energy efficiency targets and energy audit targets for the purposes of this Part.
- (3) This regulation applies subject to the operation of regulations 26(5), 27(4) and 30(4).
- (4) In this regulation—

designated electricity purchase means a purchase of electricity of a kind determined by the Minister by notice in the Gazette;

residential customer means a small customer—

- (a) who acquires electricity primarily for domestic use; and
- (b) who satisfies other criteria (if any) determined by the Commission for the purposes of this definition.

23—Interpretation

- (1) In this Part, unless the contrary intention appears—

EAT—see regulation 29;

EET—see regulation 24;

energy audit means an audit of a priority group household undertaken by a retailer in accordance with the minimum specification published by the Minister by notice in the Gazette;

energy credit means the following (if the relevant differences are positive):

- (a) in relation to energy audits, the difference between the number of energy audits actually undertaken by a retailer in a year and the EAT that applies to the retailer for that year;
- (b) in relation to energy efficiency activities, the difference between the actual amount of energy taken to have been saved by a retailer in a year through the conduct of energy efficiency activities and the EET that applies to the retailer for that year;
- (c) in relation to energy efficiency activities for priority group households, the difference between the actual amount of energy taken to have been saved by a retailer in a year through the conduct of energy efficiency activities for priority group households and a PGEET that applies to the retailer for that year;

energy efficiency activity means an activity or measure determined by the Minister under regulation 28 to be an energy efficiency activity for the purposes of this Part;

PGEET—see regulation 25;

priority group household means residential premises in which a person resides who—

- (a) is the holder of a current pensioner concession card issued by the Commonwealth Government; or
- (b) is the holder of a current TPI Gold Repatriation Health Card issued by the Commonwealth Government; or
- (c) is the holder of a current War Widows Gold Repatriation Health Card issued by the Commonwealth Government; or
- (d) is the holder of a current Gold Repatriation Health Card (EDA) issued by the Commonwealth Government; or
- (e) is the holder of a current Health Care Card (including a Low Income Health Care Card) issued by the Commonwealth Government; or
- (f) is a recipient of the *South Australian Government Energy Concession*; or

- (g) falls within a class of persons who are experiencing hardship determined or approved by the Minister or Commission for the purposes of these regulations;

relevant electricity retailer means a regulated entity within the ambit of regulation 22(1);

relevant gas retailer means a relevant gas retailer within the meaning of Part 4 of the *Gas Regulations 2012*;

retailer means a relevant electricity retailer or a relevant gas retailer.

- (2) For the purposes of this Part, an energy efficiency activity or energy audit undertaken in accordance with this Part will be taken to have been undertaken on the day on which the activity or audit is reported to the Commission under regulation 34.

Division 2—Energy efficiency activities

24—Energy efficiency targets

- (1) The Minister must, by notice in the Gazette, set the annual energy efficiency targets for the purposes of this Part.
- (2) The targets are to be expressed as the annual amount of energy savings that must be achieved by retailers through the carrying out of energy efficiency activities in accordance with this Part and Part 4 of the *Gas Regulations 2012*.
- (3) The Minister must, for the purposes of subregulation (1), set annual energy efficiency targets relating to each of the following 3 year periods:
 - (a) 2015, 2016 and 2017;
 - (b) 2018, 2019 and 2020.
- (4) The Commission must set an annual energy efficiency target (**EET**) for each retailer by apportioning the relevant annual target set by the Minister between retailers in accordance with any requirements of the Minister.

25—Energy efficiency targets for priority group households

- (1) The Minister must, by notice in the Gazette, determine that a percentage or a specified amount of an annual energy efficiency target is to be achieved by the provision of energy efficiency activities to priority group households.
- (2) The priority group energy efficiency target (**PGEET**) for a retailer is—
 - (a) if the Minister sets a percentage under subregulation (1)—the target that results from multiplying the EET for that retailer by the percentage set by the Minister under subregulation (1); or
 - (b) if the Minister sets a specified amount under subregulation (1)—the target set by the Commission for the retailer by apportioning the amount (set by the Minister) between retailers in accordance with any requirements of the Minister.

26—Energy efficiency activities

- (1) A retailer must, subject to subregulation (2), undertake energy efficiency activities sufficient to achieve the EET that applies to the retailer for that year (as adjusted to take into account any shortfall added under subregulation (3)).
- (2) It is not a breach of subregulation (1) if a retailer undertakes energy efficiency activities in a year sufficient to achieve at least 90% of the EET that applies to the retailer for that year.
- (3) Despite subregulation (2), where a retailer fails to achieve its EET in a year, the energy efficiency shortfall must be added to a EET that applies to the retailer in a subsequent year.
- (4) An energy efficiency activity undertaken by a retailer for the purposes of achieving a PGEET under regulation 27 is taken to be included as an energy efficiency activity undertaken by a retailer for the purpose of achieving its EET under this regulation.

(5) If—

- (a) a retailer undertakes energy efficiency activities in a year sufficient to achieve at least 90% of its EET for that year but does not achieve its EET; and
- (b) in the subsequent calendar year this Part no longer applies to the retailer as a result of the operation of regulation 22(1),

the retailer must undertake energy efficiency activities in the subsequent year to account for its energy efficiency shortfall from the previous year.

(6) If—

- (a) a retailer fails to achieve its EET with respect to any year; and
- (b) the retailer—
 - (i) pays a shortfall penalty in accordance with the requirements of section 94B of the Act with respect to that failure; or
 - (ii) is subject to a penalty on account of a prosecution in respect of that failure,

the energy efficiency shortfall to which the shortfall penalty or prosecution relates will no longer apply to the retailer.

(7) In this regulation—

energy efficiency shortfall means the difference between the EET that applies to the retailer for a year and the actual amount of energy taken to have been saved (in accordance with this Part) by that retailer in that year through the conduct of energy efficiency activities.

27—Energy efficiency activities for priority group households

- (1) A retailer must, subject to subregulation (2), undertake energy efficiency activities sufficient to achieve any PGEET that applies to the retailer for a year (as adjusted to take into account any shortfall added under subregulation (3)).

- (2) It is not a breach of subregulation (1) if a retailer undertakes energy efficiency activities in a year sufficient to achieve at least 90% of a PGEET that applies to the retailer for that year.
- (3) Despite subregulation (2), where a retailer fails to achieve a PGEET in a year the energy efficiency shortfall for priority group households must be added to a PGEET that applies to the retailer in a subsequent year.
- (4) If—
 - (a) a retailer undertakes energy efficiency activities in a year sufficient to achieve at least 90% of a PGEET for that year but does not achieve the PGEET; and
 - (b) in the subsequent calendar year this Part no longer applies to the retailer as a result of the operation of regulation 22(1),the retailer must undertake energy efficiency activities in the subsequent year to account for its energy efficiency shortfall for priority group households from the previous year.
- (5) If—
 - (a) a retailer fails to achieve its PGEET with respect to any year; and
 - (b) the retailer—
 - (i) pays a shortfall penalty in accordance with the requirements of section 94B of the Act with respect to that failure; or
 - (ii) is subject to a penalty on account of a prosecution in respect of that failure,the energy efficiency shortfall for priority group households to which the shortfall penalty or prosecution relates will no longer apply to the retailer.
- (6) In this regulation—

energy efficiency shortfall for priority group households means the difference between a PGEET that applies to the retailer for a year and the actual amount of energy taken to have been saved by that retailer in that year through the conduct of energy efficiency activities for priority group households.

28—Determination of activities or measures that constitute energy efficiency activities

- (1) The Minister may, by notice in the Gazette, on the Minister's own initiative or by application, determine 1 or more activities or measures that may be undertaken by retailers to be energy efficiency activities for the purposes of this Part.
- (2) An application under subregulation (1) must be made in a manner and form determined by the Minister.
- (3) A determination may be of general application or limited (according to criteria determined by the Minister) in its application to a particular retailer or particular retailers.

- (4) A notice published under this regulation must set out relevant information relating to an activity or measure that constitutes an energy efficiency activity, including—
 - (a) a description of the activity or measure that constitutes the energy efficiency activity; and
 - (b) the minimum specification in accordance with which the activity or measure that constitutes the energy efficiency activity must be performed; and
 - (c) the amount of energy taken to be saved, or the method of calculating such an amount, if the activity or measure that constitutes the energy efficiency activity is undertaken; and
 - (d) any other matter the Minister thinks fit.
- (5) The Minister may, by notice in the Gazette, vary or revoke a determination made under this regulation.

Division 3—Energy audits

29—Energy audit targets

- (1) The Minister must, by notice in the Gazette, set the annual energy audit targets for the purposes of this Part.
- (2) The targets are to be expressed as the annual number of energy audits required to be undertaken by retailers in accordance with this Part and Part 4 of the *Gas Regulations 2012*.
- (3) Energy audits will relate to priority group households.
- (4) The Minister must, for the purposes of subregulation (1), set annual energy audit targets relating to each of the following 3 year periods:
 - (a) 2015, 2016 and 2017;
 - (b) 2018, 2019 and 2020.
- (5) The Commission must set an annual energy audit target (*EAT*) for each retailer by apportioning the relevant annual target set by the Minister between retailers in accordance with any requirements of the Minister.

30—Energy audits

- (1) A retailer must, subject to subregulation (2), undertake the annual number of energy audits in accordance with the EAT that applies to the retailer for that year (as adjusted to take into account any shortfall added under subregulation (3)).
- (2) It is not a breach of subregulation (1) if a retailer undertakes in a year at least 90% of the energy audits required to be undertaken in that year in accordance with any EAT that applies to the retailer for that year.
- (3) Despite subregulation (2), if a retailer fails to achieve its EAT in a year, the energy audit shortfall must be added to a EAT that applies to the retailer in a subsequent year.

- (4) If—
- (a) a retailer undertakes energy audits in a year sufficient to achieve at least 90% of its EAT for that year but does not achieve its EAT; and
 - (b) in the subsequent calendar year this Part no longer applies to the retailer as a result of the operation of regulation 22(1),

the retailer must undertake energy audits in the subsequent year to account for its energy audit shortfall for priority group households from the previous year.

- (5) In this regulation—

energy audit shortfall means the difference between the EAT that applies to the retailer for a year and the number of energy audits actually provided by that retailer in that year.

Division 4—Other matters

31—Administration

- (1) The Commission has such functions and powers as are necessary or expedient to give effect to the retailer energy efficiency scheme including the following functions:
- (a) to administer the scheme;
 - (b) to ensure that retailers comply with the relevant requirements of this Part;
 - (c) to report to the Minister—
 - (i) at the end of each year as to the administration of the scheme and the progress of retailers in achieving the targets set by this Part; and
 - (ii) from time to time on any other matter relating to this Part as required by the Minister.
- (2) The Commission (in the case of a relevant electricity retailer required to hold a licence under the Act)—
- (a) is required to impose a condition on the licence of the retailer under the Act that the retailer comply with the relevant provisions of this Part, pursuant to section 21(2) of the Act (so that a failure to comply with a relevant provision of this Part will constitute a contravention of a condition of the licence); and
 - (b) is to vary conditions of the licence of the retailer under the Act to ensure that the retailer complies with the relevant provisions of this Part as required from time to time, pursuant to section 27(1) of the Act (so that a failure to comply with a relevant provision of this Part will constitute a contravention of a condition of the licence).

32—Notification and adjustment of targets

- (1) The Commission must, in relation to each calendar year in which the retailer energy efficiency scheme is to apply, notify in writing each retailer of any annual—
 - (a) EAT; and
 - (b) EET; and
 - (c) PGEET,that applies to the retailer for that year.
- (2) The Commission may adjust a target that would otherwise apply to a retailer after taking into account any—
 - (a) energy audit shortfall; and
 - (b) energy efficiency shortfall; and
 - (c) energy efficiency shortfall for priority group households,from a previous year that must be added to the target in accordance with regulation 26, 27 or 30, respectively.
- (3) If the customers of 1 retailer (in this regulation referred to as the *first retailer*) are transferred during a year to another retailer (in this regulation referred to as the *acquiring retailer*) by the sale, transmission or assignment of the whole or part of the business or undertaking of the first retailer, the Commission may adjust the targets of both the first retailer and the acquiring retailer for that year on a pro rata basis taking into account the date on which the customers were transferred.
- (4) If—
 - (a) this Part and Part 4 of the *Gas Regulations 2012* did not apply to the acquiring retailer before the transfer of customers to the acquiring retailer as a result of the operation of regulation 22(1); and
 - (b) as a result of the transfer of customers the acquiring retailer has at least the threshold number of customers set for the purposes of regulation 22(1)(a) or the threshold amount set for the purposes of regulation 22(1)(b),this Part and Part 4 of the *Gas Regulations 2012* apply with immediate effect to the acquiring retailer and the Commission must—
 - (c) in accordance with subregulation (1), notify the acquiring retailer of its targets under this Part; and
 - (d) adjust the targets that apply to both the first retailer and the acquiring retailer for that year on a pro rata basis taking into account the date on which the transfer of customers occurred.
- (5) If a retailer accrues an energy credit in a year and does not transfer the credit under regulation 33, the Commission must, on application by the relevant retailer, take the credit into account in determining whether the retailer has met a target that applies to the retailer in any subsequent year.

33—Retailers may enter into arrangements

- (1) If a retailer accrues an energy credit, the retailer may, at any time, transfer the credit to another retailer.
- (2) A retailer may enter into an arrangement with another person (including another retailer) for that person to undertake on its behalf either or both of the following:
 - (a) energy audits;
 - (b) energy efficiency activities.
- (3) Despite any arrangement entered into under subregulation (2), a retailer remains liable for any offence or penalty arising from a failure to meet its EAT, EET or a PGEET under this Part.

34—Compliance and reporting

- (1) A retailer must, as required from time to time by the Commission, submit to the Commission a compliance plan for the purposes of this Part in accordance with a code published by the Commission under Part 4 of the *Essential Services Commission Act 2002*.
- (2) A retailer must, as required from time to time by the Commission, report on compliance with this Part in accordance with a code published by the Commission under Part 4 of the *Essential Services Commission Act 2002*.
- (3) A code published under this regulation must comply with any requirements of the Minister.

35—Energy efficiency shortfalls

- (1) For the purposes of section 94B of the Act, a **relevant electricity retailer** is a retailer who is subject to the application of this Part (including on account of regulation 26(5), 27(4) or 30(4)).
- (2) For the purposes of section 94B(13)(a) of the Act, the requirements imposed under this Part on a retailer—
 - (a) to undertake energy efficiency activities under regulation 26; and
 - (b) to undertake energy efficiency activities for priority group households under regulation 27; and
 - (c) to undertake energy audits under regulation 30,constitute the activities relating to energy efficiency in which a relevant electricity retailer must engage, and for the purposes of that section the retailer must engage in those activities to the extent necessary to achieve compliance with regulation 26(2), 27(2) or 30(2) (as the case requires).
- (3) For the purposes of section 94B(13)(b) of the Act, the extent of an energy efficiency shortfall with respect to a particular year—
 - (a) will be determined in relation to each of the activities referred to in each of the paragraphs in subregulation (2); and
 - (b) will be as follows:
 - (i) in relation to energy efficiency activities under regulation 26—an amount equal to the energy efficiency shortfall that applies to the retailer for that year;

- (ii) in relation to energy efficiency activities for priority group households under regulation 27—an amount equal to the energy efficiency shortfall for priority group households that applies to the retailer for that year;
 - (iii) in relation to energy audits under regulation 30—an amount equal to the energy audit shortfall that applies to the retailer for that year.
- (4) For the purposes of section 94B(2)(a) of the Act, the prescribed base penalty is \$10 000 for each category of shortfall identified under subregulation (3).
- (5) For the purposes of subsection (2)(b) of section 94B of the Act, the amount payable under that subsection will be—
 - (a) in the case of a REES shortfall under subregulation (3)(b)(i)—the amount constituting the energy efficiency shortfall (expressed in gigajoules) multiplied by \$17.40;
 - (b) in the case of a REES shortfall under subregulation (3)(b)(ii)—the amount constituting the energy efficiency shortfall for priority group households (expressed in gigajoules) multiplied by \$17.40;
 - (c) in the case of a REES shortfall under subregulation (3)(b)(iii)—the number of energy audits constituting the energy audit shortfall multiplied by \$500.

36—Review

- (1) The Minister must cause a review of the operation of this Part to be conducted and a report on the results of the review to be submitted to the Minister before 31 December 2019.
- (2) The review must consider whether the scheme should continue and any other matter the Minister considers should be considered in the review.
- (3) The Minister must, within 12 sitting days after receiving the report, cause copies of the report to be laid before both Houses of Parliament.

37—Expiry

This Part will expire on 31 December 2020.

5—Variation of regulation 44A—NERL retailers to comply with code provisions and other requirements

Regulation 44A(b)—delete "residential"

Schedule 1—Transitional provisions

1—Interpretation

In this Schedule

new Part 4 means Part 4 of the *Electricity (General) Regulations 2012* (as substituted by these regulations);

old Part 4 means Part 4 of the *Electricity (General) Regulations 2012* as in force immediately before the commencement of these regulations.

2—Energy credits

Despite the revocation of old Part 4 by these regulations, an energy credit accrued by a retailer before that revocation (other than a credit transferred under regulation 33 of old Part 4) will, on the commencement of new Part 4, be taken to be an energy credit for the purposes of new Part 4.

3—Energy efficiency activities and energy audits

An energy efficiency activity or an energy audit undertaken by a retailer immediately before the commencement of new Part 4 will only be taken to be an energy efficiency activity or an energy audit for the purposes of new Part 4 if the activity or audit is reported to the Commission before a day designated by the Commission by notice in the Gazette.

4—Commission to convert energy savings

- (1) For the purposes of clauses 2 and 3, the Commission must, in accordance with any requirements of the Minister, determine the manner in which—

- (a) an energy efficiency activity undertaken by a retailer; or
- (b) an energy credit accrued by a retailer,

before the revocation of old Part 4 by these regulations and expressed in tonnes of carbon dioxide equivalent will be converted into an amount of energy taken to have been saved by the retailer for the purposes of new Part 4.

- (2) In addition, the Commission must, in accordance with any requirements of the Minister, determine the manner in which any—

- (a) energy efficiency shortfall; or
- (b) energy efficiency shortfall for priority group households,

which—

- (c) applied to a retailer immediately before the revocation of old Part 4; and
- (d) must be added to a target under new Part 4 (as a result of the operation of regulations 26(3) and 27(3)); and
- (e) is expressed in tonnes of carbon dioxide equivalent,

will be converted into an amount of energy required to be saved by the retailer for the purposes of new Part 4.

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

with the advice and consent of the Executive Council
on 6 November 2014

No 262 of 2014

MMRE14/11CS

South Australia

Gas Variation Regulations 2014

under the *Gas Act 1997*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Gas Variation Regulations 2014*.

2—Commencement

These regulations will come into operation on 1 January 2015.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Gas Regulations 2012*

4—Substitution of Part 4

Part 4—delete the Part and substitute:

Part 4—Retailer Energy Efficiency Scheme

Division 1—Preliminary

16—Application

- (1) The following provisions apply in relation to the application of this Part to a regulated entity authorised to sell gas by retail (whether or not the entity is required to hold a licence under the Act):
 - (a) this Part applies in a calendar year to a regulated entity if, as at 30 June in the preceding year, the regulated entity sold gas as a retailer to a number of residential customers within South Australia equal to or greater than the threshold set for the purposes of this paragraph;
 - (b) without derogating from paragraph (a), this Part, other than regulations 19, 21 and Division 3, applies in a calendar year to a regulated entity if, during the preceding financial year, the regulated entity purchased a quantity of gas, excluding designated gas purchases, equal to or greater than the threshold set for the purposes of this paragraph for retailing to customers within South Australia.
- (2) For the purposes of subregulation (1)(a) and (b), the Minister must, by notice in the Gazette, set the relevant thresholds for a 3 year period at the time of setting the annual energy efficiency targets and energy audit targets for the purposes of this Part.
- (3) This regulation applies subject to the operation of regulations 20(5), 21(4) and 24(4).
- (4) In this regulation—

designated gas purchase means a purchase of gas of a kind determined by the Minister by notice in the Gazette;

residential customer means a small customer—

- (a) who acquires gas primarily for domestic use; and
- (b) who satisfies other criteria (if any) determined by the Commission for the purposes of this definition.

17—Interpretation

- (1) In this Part, unless the contrary intention appears—

EAT—see regulation 23;

EET—see regulation 18;

energy audit means an audit of a priority group household undertaken by a retailer in accordance with the minimum specification published by the Minister by notice in the Gazette;

energy credit means the following (if the relevant differences are positive):

- (a) in relation to energy audits, the difference between the number of energy audits actually undertaken by a retailer in a year and the EAT that applies to the retailer for that year;
- (b) in relation to energy efficiency activities, the difference between the actual amount of energy taken to have been saved by a retailer in a year through the conduct of energy efficiency activities and the EET that applies to the retailer for that year;
- (c) in relation to energy efficiency activities for priority group households, the difference between the actual amount of energy taken to have been saved by a retailer in a year through the conduct of energy efficiency activities for priority group households and a PGEET that applies to the retailer for that year;

energy efficiency activity means an activity or measure determined by the Minister under regulation 22 to be an energy efficiency activity for the purposes of this Part;

PGEET—see regulation 19;

priority group household means residential premises in which a person resides who—

- (a) is the holder of a current pensioner concession card issued by the Commonwealth Government; or
- (b) is the holder of a current TPI Gold Repatriation Health Card issued by the Commonwealth Government; or
- (c) is the holder of a current War Widows Gold Repatriation Health Card issued by the Commonwealth Government; or
- (d) is the holder of a current Gold Repatriation Health Card (EDA) issued by the Commonwealth Government; or
- (e) is the holder of a current Health Care Card (including a Low Income Health Care Card) issued by the Commonwealth Government; or
- (f) is a recipient of the *South Australian Government Energy Concession*; or

- (g) falls within a class of persons who are experiencing hardship determined or approved by the Minister or Commission for the purposes of these regulations;

relevant electricity retailer means a relevant electricity retailer within the meaning of Part 4 of the *Electricity (General) Regulations 2012*;

relevant gas retailer means a regulated entity within the ambit of regulation 16(1);

retailer means a relevant electricity retailer or a relevant gas retailer.

- (2) For the purposes of this Part, an energy efficiency activity or energy audit undertaken in accordance with this Part will be taken to have been undertaken on the day on which the activity or audit is reported to the Commission under regulation 28.

Division 2—Energy efficiency activities

18—Energy efficiency targets

- (1) The Minister must, by notice in the Gazette, set the annual energy efficiency targets for the purposes of this Part.
- (2) The targets are to be expressed as the annual amount of energy savings that must be achieved by retailers through the carrying out of energy efficiency activities in accordance with this Part and Part 4 of the *Electricity (General) Regulations 2012*.
- (3) The Minister must, for the purposes of subregulation (1), set annual energy efficiency targets relating to each of the following 3 year periods:
 - (a) 2015, 2016 and 2017;
 - (b) 2018, 2019 and 2020.
- (4) The Commission must set an annual energy efficiency target (**EET**) for each retailer by apportioning the relevant annual target set by the Minister between retailers in accordance with any requirements of the Minister.

19—Energy efficiency targets for priority group households

- (1) The Minister must, by notice in the Gazette, determine that a percentage or a specified amount of an annual energy efficiency target is to be achieved by the provision of energy efficiency activities to priority group households.
- (2) The priority group energy efficiency target (**PGEET**) for a retailer is—
 - (a) if the Minister sets a percentage under subregulation (1)—the target that results from multiplying the EET for that retailer by the percentage set by the Minister under subregulation (1); or
 - (b) if the Minister sets a specified amount under subregulation (1)—the target set by the Commission for the retailer by apportioning the amount (set by the Minister) between retailers in accordance with any requirements of the Minister.

20—Energy efficiency activities

- (1) A retailer must, subject to subregulation (2), undertake energy efficiency activities sufficient to achieve the EET that applies to the retailer for that year (as adjusted to take into account any shortfall added under subregulation (3)).
- (2) It is not a breach of subregulation (1) if a retailer undertakes energy efficiency activities in a year sufficient to achieve at least 90% of the EET that applies to the retailer for that year.
- (3) Despite subregulation (2), where a retailer fails to achieve its EET in a year, the energy efficiency shortfall must be added to a EET that applies to the retailer in a subsequent year.
- (4) An energy efficiency activity undertaken by a retailer for the purposes of achieving a PGEET under regulation 21 is taken to be included as an energy efficiency activity undertaken by a retailer for the purpose of achieving its EET under this regulation.

(5) If—

- (a) a retailer undertakes energy efficiency activities in a year sufficient to achieve at least 90% of its EET for that year but does not achieve its EET; and
- (b) in the subsequent calendar year this Part no longer applies to the retailer as a result of the operation of regulation 16(1),

the retailer must undertake energy efficiency activities in the subsequent year to account for its energy efficiency shortfall from the previous year.

(6) If—

- (a) a retailer fails to achieve its EET with respect to any year; and
- (b) the retailer—
 - (i) pays a shortfall penalty in accordance with the requirements of section 91A of the Act with respect to that failure; or
 - (ii) is subject to a penalty on account of a prosecution in respect of that failure,

the energy efficiency shortfall to which the shortfall penalty or prosecution relates will no longer apply to the retailer.

(7) In this regulation—

energy efficiency shortfall means the difference between the EET that applies to the retailer for a year and the actual amount of energy taken to have been saved (in accordance with this Part) by that retailer in that year through the conduct of energy efficiency activities.

21—Energy efficiency activities for priority group households

- (1) A retailer must, subject to subregulation (2), undertake energy efficiency activities sufficient to achieve any PGEET that applies to the retailer for a year (as adjusted to take into account any shortfall added under subregulation (3)).

- (2) It is not a breach of subregulation (1) if a retailer undertakes energy efficiency activities in a year sufficient to achieve at least 90% of a PGEET that applies to the retailer for that year.
- (3) Despite subregulation (2), where a retailer fails to achieve a PGEET in a year the energy efficiency shortfall for priority group households must be added to a PGEET that applies to the retailer in a subsequent year.
- (4) If—
 - (a) a retailer undertakes energy efficiency activities in a year sufficient to achieve at least 90% of a PGEET for that year but does not achieve the PGEET; and
 - (b) in the subsequent calendar year this Part no longer applies to the retailer as a result of the operation of regulation 16(1),the retailer must undertake energy efficiency activities in the subsequent year to account for its energy efficiency shortfall for priority group households from the previous year.
- (5) If—
 - (a) a retailer fails to achieve its PGEET with respect to any year; and
 - (b) the retailer—
 - (i) pays a shortfall penalty in accordance with the requirements of section 91A of the Act with respect to that failure; or
 - (ii) is subject to a penalty on account of a prosecution in respect of that failure,the energy efficiency shortfall for priority group households to which the shortfall penalty or prosecution relates will no longer apply to the retailer.
- (6) In this regulation—

energy efficiency shortfall for priority group households means the difference between a PGEET that applies to the retailer for a year and the actual amount of energy taken to have been saved by that retailer in that year through the conduct of energy efficiency activities for priority group households.

22—Determination of activities or measures that constitute energy efficiency activities

- (1) The Minister may, by notice in the Gazette, on the Minister's own initiative or by application, determine 1 or more activities or measures that may be undertaken by retailers to be energy efficiency activities for the purposes of this Part.
- (2) An application under subregulation (1) must be made in a manner and form determined by the Minister.
- (3) A determination may be of general application or limited (according to criteria determined by the Minister) in its application to a particular retailer or particular retailers.

- (4) A notice published under this regulation must set out relevant information relating to an activity or measure that constitutes an energy efficiency activity, including—
 - (a) a description of the activity or measure that constitutes the energy efficiency activity; and
 - (b) the minimum specification in accordance with which the activity or measure that constitutes the energy efficiency activity must be performed; and
 - (c) the amount of energy taken to be saved, or the method of calculating such an amount, if the activity or measure that constitutes the energy efficiency activity is undertaken; and
 - (d) any other matter the Minister thinks fit.
- (5) The Minister may, by notice in the Gazette, vary or revoke a determination made under this regulation.

Division 3—Energy audits

23—Energy audit targets

- (1) The Minister must, by notice in the Gazette, set the annual energy audit targets for the purposes of this Part.
- (2) The targets are to be expressed as the annual number of energy audits required to be undertaken by retailers in accordance with this Part and Part 4 of the *Electricity (General) Regulations 2012*.
- (3) Energy audits will relate to priority group households.
- (4) The Minister must, for the purposes of subregulation (1), set annual energy audit targets relating to each of the following 3 year periods:
 - (a) 2015, 2016 and 2017;
 - (b) 2018, 2019 and 2020.
- (5) The Commission must set an annual energy audit target (*EAT*) for each retailer by apportioning the relevant annual target set by the Minister between retailers in accordance with any requirements of the Minister.

24—Energy audits

- (1) A retailer must, subject to subregulation (2), undertake the annual number of energy audits in accordance with any EAT that applies to the retailer for that year (as adjusted to take into account any shortfall added under subregulation (3)).
- (2) It is not a breach of subregulation (1) if a retailer undertakes in a year at least 90% of the energy audits required to be undertaken in that year in accordance with the EAT that applies to the retailer for that year.
- (3) Despite subregulation (2), if a retailer fails to achieve its EAT in a year, the energy audit shortfall must be added to a EAT that applies to the retailer in a subsequent year.

- (4) If—
- (a) a retailer undertakes energy audits in a year sufficient to achieve at least 90% of its EAT for that year but does not achieve its EAT; and
 - (b) in the subsequent calendar year this Part no longer applies to the retailer as a result of the operation of regulation 16(1),

the retailer must undertake energy audits in the subsequent year to account for its energy audit shortfall for priority group households from the previous year.

- (5) In this regulation—

energy audit shortfall means the difference between the EAT that applies to the retailer for a year and the number of energy audits actually provided by that retailer in that year.

Division 4—Other matters

25—Administration

- (1) The Commission has such functions and powers as are necessary or expedient to give effect to the retailer energy efficiency scheme including the following functions:
- (a) to administer the scheme;
 - (b) to ensure that retailers comply with the relevant requirements of this Part;
 - (c) to report to the Minister—
 - (i) at the end of each year as to the administration of the scheme and the progress of retailers in achieving the targets set by this Part; and
 - (ii) from time to time on any other matter relating to this Part as required by the Minister.
- (2) The Commission (in the case of a relevant gas retailer required to hold a licence under the Act)—
- (a) is required to impose a condition on the licence of the retailer under the Act that the retailer comply with the relevant provisions of this Part, pursuant to section 25(2) of the Act (so that a failure to comply with a relevant provision of this Part will constitute a contravention of a condition of the licence); and
 - (b) is to vary conditions of the licence of the retailer under the Act to ensure that the retailer complies with the relevant provisions of this Part as required from time to time, pursuant to section 29(1) of the Act (so that a failure to comply with a relevant provision of this Part will constitute a contravention of a condition of the licence).

26—Notification and adjustment of targets

- (1) The Commission must, in relation to each calendar year in which the retailer energy efficiency scheme is to apply, notify in writing each retailer of any annual—
 - (a) EAT; and
 - (b) EET; and
 - (c) PGEET,that applies to the retailer for that year.
- (2) The Commission may adjust a target that would otherwise apply to a retailer after taking into account any—
 - (a) energy audit shortfall; and
 - (b) energy efficiency shortfall; and
 - (c) energy efficiency shortfall for priority group households,from a previous year that must be added to the target in accordance with regulation 20, 21 or 24, respectively.
- (3) If the customers of 1 retailer (in this regulation referred to as the *first retailer*) are transferred during a year to another retailer (in this regulation referred to as the *acquiring retailer*) by the sale, transmission or assignment of the whole or part of the business or undertaking of the first retailer, the Commission may adjust the targets of both the first retailer and the acquiring retailer for that year on a pro rata basis taking into account the date on which the customers were transferred.
- (4) If—
 - (a) this Part and Part 4 of the *Electricity (General) Regulations 2012* did not apply to the acquiring retailer before the transfer of customers to the acquiring retailer as a result of the operation of regulation 16(1); and
 - (b) as a result of the transfer of customers the acquiring retailer has at least the threshold number of customers set for the purposes of regulation 16(1)(a) or the threshold amount set for the purposes of regulation 16(1)(b),this Part and Part 4 of the *Electricity (General) Regulations 2012* apply with immediate effect to the acquiring retailer and the Commission must—
 - (c) in accordance with subregulation (1), notify the acquiring retailer of its targets under this Part; and
 - (d) adjust the targets that apply to both the first retailer and the acquiring retailer for that year on a pro rata basis taking into account the date on which the transfer of customers occurred.
- (5) If a retailer accrues an energy credit in a year and does not transfer the credit under regulation 27, the Commission must, on application by the relevant retailer, take the credit into account in determining whether the retailer has met a target that applies to the retailer in any subsequent year.

27—Retailers may enter into arrangements

- (1) If a retailer accrues an energy credit, the retailer may, at any time, transfer the credit to another retailer.
- (2) A retailer may enter into an arrangement with another person (including another retailer) for that person to undertake on its behalf either or both of the following:
 - (a) energy audits;
 - (b) energy efficiency activities.
- (3) Despite any arrangement entered into under subregulation (2), a retailer remains liable for any offence or penalty arising from a failure to meet its EAT, EET or a PGEET under this Part.

28—Compliance and reporting

- (1) A retailer must, as required from time to time by the Commission, submit to the Commission a compliance plan for the purposes of this Part in accordance with a code published by the Commission under Part 4 of the *Essential Services Commission Act 2002*.
- (2) A retailer must, as required from time to time by the Commission, report on compliance with this Part in accordance with a code published by the Commission under Part 4 of the *Essential Services Commission Act 2002*.
- (3) A code published under this regulation must comply with any requirements of the Minister.

29—Energy efficiency shortfalls

- (1) For the purposes of section 91A of the Act, a **relevant gas retailer** is a retailer who is subject to the application of this Part (including on account of regulation 20(5), 21(4) or 24(4)).
- (2) For the purposes of section 91A(13)(a) of the Act, the requirements imposed under this Part on a retailer—
 - (a) to undertake energy efficiency activities under regulation 20; and
 - (b) to undertake energy efficiency activities for priority group households under regulation 21; and
 - (c) to undertake energy audits under regulation 24,constitute the activities relating to energy efficiency in which a relevant gas retailer must engage, and for the purposes of that section the retailer must engage in those activities to the extent necessary to achieve compliance with regulation 20(2), 21(2) or 24(2) (as the case requires).
- (3) For the purposes of section 91A(13)(b) of the Act, the extent of an energy efficiency shortfall with respect to a particular year—
 - (a) will be determined in relation to each of the activities referred to in each of the paragraphs in subregulation (2); and
 - (b) will be as follows:
 - (i) in relation to energy efficiency activities under regulation 20—an amount equal to the energy efficiency shortfall that applies to the retailer for that year;

- (ii) in relation to energy efficiency activities for priority group households under regulation 21—an amount equal to the energy efficiency shortfall for priority group households that applies to the retailer for that year;
 - (iii) in relation to energy audits under regulation 24—an amount equal to the energy audit shortfall that applies to the retailer for that year.
- (4) For the purposes of section 91A(2)(a) of the Act, the prescribed base penalty is \$10 000 for each category of shortfall identified under subregulation (3).
- (5) For the purposes of subsection (2)(b) of section 91A of the Act, the amount payable under that subsection will be—
 - (a) in the case of a REES shortfall under subregulation (3)(b)(i)—the amount constituting the energy efficiency shortfall (expressed in gigajoules) multiplied by \$17.40;
 - (b) in the case of a REES shortfall under subregulation (3)(b)(ii)—the amount constituting the energy efficiency shortfall for priority group households (expressed in gigajoules) multiplied by \$17.40;
 - (c) in the case of a REES shortfall under subregulation (3)(b)(iii)—the number of energy audits constituting the energy audit shortfall multiplied by \$500.

30—Review

- (1) The Minister must cause a review of the operation of this Part to be conducted and a report on the results of the review to be submitted to the Minister before 31 December 2019.
- (2) The review must consider whether the scheme should continue and any other matter the Minister considers should be considered in the review.
- (3) The Minister must, within 12 sitting days after receiving the report, cause copies of the report to be laid before both Houses of Parliament.

31—Expiry

This Part will expire on 31 December 2020.

5—Variation of regulation 36A—NERL retailers to comply with code provisions and other requirements

Regulation 36A(1)(b)—delete "residential"

Schedule 1—Transitional provisions

1—Interpretation

In this Schedule

new Part 4 means Part 4 of the *Gas Regulations 2012* (as substituted by these regulations);

old Part 4 means Part 4 of the *Gas Regulations 2012* as in force immediately before the commencement of these regulations.

2—Energy credits

Despite the revocation of old Part 4 by these regulations, an energy credit accrued by a retailer before that revocation (other than a credit transferred under regulation 27 of old Part 4) will, on the commencement of new Part 4, be taken to be an energy credit for the purposes of new Part 4.

3—Energy efficiency activities and energy audits

An energy efficiency activity or an energy audit undertaken by a retailer immediately before the commencement of new Part 4 will only be taken to be an energy efficiency activity or an energy audit for the purposes of new Part 4 if the activity or audit is reported to the Commission before a day designated by the Commission by notice in the Gazette.

4—Commission to convert energy savings

- (1) For the purposes of clauses 2 and 3, the Commission must, in accordance with any requirements of the Minister, determine the manner in which—

- (a) an energy efficiency activity undertaken by a retailer; or
- (b) an energy credit accrued by a retailer,

before the revocation of old Part 4 by these regulations and expressed in tonnes of carbon dioxide equivalent will be converted into an amount of energy taken to have been saved by the retailer for the purposes of new Part 4.

- (2) In addition, the Commission must, in accordance with any requirements of the Minister, determine the manner in which any—

- (a) energy efficiency shortfall; or
- (b) energy efficiency shortfall for priority group households,

which—

- (c) applied to a retailer immediately before the revocation of old Part 4; and
- (d) must be added to a target under new Part 4 (as a result of the operation of regulations 20(3) and 21(3)); and
- (e) is expressed in tonnes of carbon dioxide equivalent,

will be converted into an amount of energy required to be saved by the retailer for the purposes of new Part 4.

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

with the advice and consent of the Executive Council
on 6 November 2014

No 263 of 2014

MMRE14/11CS

South Australia

Liquor Licensing (Dry Areas) Variation Regulations 2014

under the *Liquor Licensing Act 1997*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Liquor Licensing (Dry Areas) Variation Regulations 2014*.

2—Commencement

These regulations come into operation on the day on which they are made.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Liquor Licensing (Dry Areas) Regulations 2012*

4—Variation of Schedule—Beachport Area 1

Schedule—Beachport Area 1, clause 2, paragraphs (a) and (b)—delete paragraphs (a) and (b) and substitute:

- (a) from 12.01 am to 7 am on each day, from 26 December 2014 to 31 December 2014 (inclusive);
- (b) from 12 noon on 31 December 2014 to 12 noon on 2 January 2015.

5—Variation of Schedule—Beachport Area 2

Schedule—Beachport Area 2, clause 2—delete "From 12 noon on 26 December 2013 to 12 noon on 2 January 2014." and substitute:

From 12 noon on 26 December 2014 to 12 noon on 2 January 2015.

6—Variation of Schedule—Cadell Area 1

Schedule—Cadell Area 1, clause 2—delete "From 4 pm on 31 December 2013 to 9 am on 1 January 2014." and substitute:

From 4 pm on 31 December 2014 to 9 am on 1 January 2015.

7—Variation of Schedule—Coffin Bay Area 1

Schedule—Coffin Bay Area 1, clause 2—delete "From 9 pm on 31 December 2013 to 8 am on 1 January 2014." and substitute:

From 9 pm on 31 December 2014 to 8 am on 1 January 2015.

8—Variation of Schedule—Cowell Area 1

Schedule—Cowell Area 1, clause 2—delete "From 9 pm on 31 December 2013 to 8 am on 1 January 2014." and substitute:

From 9 pm on 31 December 2014 to 8 am on 1 January 2015.

9—Variation of Schedule—Cummins Area 1

Schedule—Cummins Area 1, clause 2—delete "From 9 pm on 31 December 2013 to 8 am on 1 January 2014." and substitute:

From 9 pm on 31 December 2014 to 8 am on 1 January 2015.

10—Variation of Schedule—Kimba Area 1

Schedule—Kimba Area 1, clause 2—delete "From 9 pm on 31 December 2013 to 8 am on 1 January 2014." and substitute:

From 9 pm on 31 December 2014 to 8 am on 1 January 2015.

11—Variation of Schedule—Lobethal Area 1

Schedule—Lobethal Area 1, clause 2—delete "7 pm on each day to 7 am on the following day, from 7 pm on 8 December 2013 to 7 am on 30 December 2013." and substitute:

7 pm on each day to 7 am on the following day, from 7 pm on 14 December 2014 to 7 am on 30 December 2014.

12—Variation of Schedule—Morgan Area 1

Schedule—Morgan Area 1, clause 2—delete "From 4 pm on 31 December 2013 to 9 am on 1 January 2014." and substitute:

From 4 pm on 31 December 2014 to 9 am on 1 January 2015.

13—Variation of Schedule—Port Neill Area 1

Schedule—Port Neill Area 1, clause 2—delete "From 9 pm on 31 December 2013 to 8 am on 1 January 2014." and substitute:

From 9 pm on 31 December 2014 to 8 am on 1 January 2015.

14—Variation of Schedule—Stansbury Area 1

Schedule—Stansbury Area 1, clause 2—delete "From 10 pm on 31 December 2013 to 8 am on 1 January 2014." and substitute:

From 10 pm on 31 December 2014 to 8 am on 1 January 2015.

15—Variation of Schedule—Stansbury Area 2

Schedule—Stansbury Area 2, clause 2—delete "From 10 pm on 31 December 2013 to 8 am on 1 January 2014." and substitute:

From 10 pm on 31 December 2014 to 8 am on 1 January 2015.

16—Variation of Schedule—Streaky Bay Area 1

Schedule—Streaky Bay Area 1, clause 2—delete "From 6 pm on 31 December 2013 to 8 am on 1 January 2014." and substitute:

From 6 pm on 31 December 2014 to 8 am on 1 January 2015.

17—Insertion of Schedule—Streaky Bay Area 2

After Schedule—Streaky Bay Area 1 insert:

Schedule—Streaky Bay Area 2**1—Extent of prohibition**

The consumption of liquor is prohibited and the possession of liquor is prohibited.

2—Period of prohibition

From 6 pm on 31 December 2014 to 8 am on 1 January 2015.

3—Description of area

The area adjacent to Streaky Bay, generally known as the Little Islands car park and access road (together with adjoining land), comprising—

- (a) the whole of that part of the Government road (the access road between Little Islands Road and the Little Islands car park) that lies between the north-eastern boundary of Lot 101 DP 70670 and the south-western boundary of Lot 102 DP 70670; and
- (b) the area at the north-western end of that part of the Government road (including a car park and other land) bounded on the south-east by the south-eastern boundary of Lot 104 DP 70670 from a point 140 metres south-west of the north-eastern

boundary of Lot 101 DP 70670 ("*point A*") to a point 140 metres north-east of the south-western boundary of Lot 102 DP 70670 ("*point B*"), on the north-east by a straight line along the shortest route from point B to the low water mark of Blanche Port, on the north-west by the low water mark of Blanche Port and on the south-west by a straight line along the shortest route from the low water mark of Blanche Port to point A.

18—Variation of Schedule—Tumby Bay Area 1

Schedule—Tumby Bay Area 1, clause 2—delete "From 9 pm on 31 December 2013 to 8 am on 1 January 2014." and substitute:

From 9 pm on 31 December 2014 to 8 am on 1 January 2015.

19—Variation of Schedule—Woodside Area 1

Schedule—Woodside Area 1, clause 2—delete "From 6.30 pm to 9.30 pm on 19 December 2013." and substitute:

From 6.30 pm to 9.30 pm on 18 December 2014.

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

with the advice and consent of the Executive Council
on 6 November 2014

No 264 of 2014

14MBSC15CS

SENDING COPY?

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NOTE:

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

CITY OF PLAYFORD

*City of Playford, Virginia Nursery Development Plan
Amendment—Public Consultation*

NOTICE is hereby given that the City of Playford pursuant to Sections 24 and 25 of the Development Act 1993, has prepared a Development Plan Amendment (DPA) to amend its Development Plan.

The Amendment proposes to change the Development Plan by establishing a new policy area in the Primary Production Zone on Gawler Road at Virginia to apply to only two allotments of approximately 8 hectares in area in total. The policy area identifies the existing large retail plant nursery (Virginia Nursery) as a desired activity, as well as enabling consideration to be given to the approval of a limited range of complementary activities such as shops to a maximum total floor area of 450 square metres.

The DPA report will be on public consultation from 5 November 2014 until Friday, 16 January 2015.

The DPA report and additional information can be viewed on the Internet at playford.sa.gov.au/publicconsultation or during office hours at the following locations:

- Playford Civic Centre, 10 Playford Boulevard, Elizabeth, S.A. 5112.
- Munno Para Library, Shop 51, Munno Para Shopping City, 600 Main North Road, Smithfield, S.A. 5114.
- Playford Operations Centre, 12 Bishopstone Road, Davoren Park, S.A. 5113.

An informal information session is being held at the Virginia Institute, Old Port Wakefield Road, Virginia on 19 November 2014. Attendance is welcome at any time between 3 p.m. and 7 p.m. to talk to Council staff.

Written submissions regarding the DPA should be submitted no later than 5 p.m. on Friday, 16 January. All submissions should be addressed to 'Virginia Nursery DPA', City of Playford, 12 Bishopstone Road, Davoren Park, S.A. 5113 or email to phjohnson@playford.sa.gov.au and should clearly indicate whether you wish to be heard in support of your submission at the public hearing.

Copies of all submissions will be available for inspection during office hours at the Playford Operations Centre, 12 Bishopstone Road, Davoren Park, S.A. 5113 from Friday, 16 January 2015 until the conclusion of the public hearing.

A public hearing will be held on Tuesday, 17 February 2015, commencing at 7 p.m. at the Playford Civic Centre, 10 Playford Boulevard, Elizabeth. Interested persons may be heard in relation to the DPA and the submissions. The public hearing will not be held if there are no submissions received and no submission makes a request to be heard.

For further information about the DPA contact Paul Johnson on 8256 0156 or phjohnson@playford.sa.gov.au.

T. JACKSON Chief Executive Officer

CITY OF UNLEY

*Christmas and New Year Period—
Council Meeting Dates and Office Hours*

NOTICE is hereby given that over the Christmas and New Year holiday period, there will be changes to the Council Meeting schedule and office opening hours.

Council Meetings will be held at 7 p.m. on Monday, 24 November and Monday, 8 December 2014.

There will be no meeting on Monday, 22 December 2014.

The first Council meeting for 2015 will be at 7 p.m. on Tuesday, 27 January 2015.

The Council offices will be closed on public holidays and:

- between 12 noon and 5 p.m. on Friday, 19 December 2014;
- from 3 p.m. on Wednesday, 24 December 2014;
- from 3 p.m. on Wednesday, 31 December 2014; and
- Friday, 2 January 2015.

Normal office hours will resume on Monday, 5 January 2015.

P. TSOKAS, Chief Executive Officer

DISTRICT COUNCIL OF KAROONDA EAST MURRAY

ROADS (OPENING AND CLOSING) ACT 1991

Road Opening and Closing—Lowan Road, Bowhill

NOTICE is hereby given, pursuant to Section 10 of the Roads (Opening and Closing) Act 1991, that the District Council of Karoonda East Murray proposes to make a Road Process Order to:

- (i) Open as road portions of Allotments 1 and 2 in Deposited Plan 47949 and Section 15, Hundred of Bowhill, more particularly delineated and numbered '1', '2', '3' and '4' respectively on Preliminary Plan No. 14/0033 forming a realignment of Lowan Road.
- (ii) Close portion of Lowan Road and merge with adjoining Allotment 2 in Deposited Plan 45691, more particularly delineated and lettered 'A' on Preliminary Plan No. 14/0033 in exchange for land taken for new road '1', '2', '3' and '4' (above).

A copy of the plan and a statement of persons affected are available for public inspection at the offices of the District Council of Karoonda East Murray, 11 Railway Terrace, Karoonda, S.A. 5307 and the Adelaide Office of the Surveyor-General during normal office hours.

Any application for easement or objection must set out the full name, address and details of the submission and must be fully supported by reasons.

The application for easement or objection must be made in writing to the District Council of Karoonda East Murray, P.O. Box 58, Karoonda, S.A. 5307 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.

P. SMITHSON, Chief Executive Officer

DISTRICT COUNCIL OF LOXTON WAIKERIE

ROADS (OPENING AND CLOSING) ACT 1991

Road Closure—Rex Andrew Road, Golden Heights

NOTICE is hereby given pursuant to Section 10 of the said Act, that the District Council of Loxton Waikerie proposes to make a Road Process Order to close, portion of public road (Rex Andrew Road) and merge with the adjoining Section 313, Hundred of Waikerie, shown marked 'B' on Preliminary Plan No. 14/0023.

A copy of the plan and statement of persons affected are available for public inspection at Council's office at East Terrace, Loxton and the office of the Surveyor-General, 101 Grenfell Street, Adelaide, during normal office hours.

Any application for easement or objections must be made in writing within 28 days of this notice, to the Council, P.O. Box 409, Loxton, S.A. 5333 and the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001, setting out full details. Where a submission is made, Council will give notification of a meeting to deal with the matter.

Dated 4 November 2014.

P. ACKLAND, Chief Executive Officer

DISTRICT COUNCIL OF LOXTON WAIKERIE

ROADS (OPENING AND CLOSING) ACT 1991

Road Opening and Closing—Nitschke Road, Good Hope Landing

NOTICE is hereby given, pursuant to Section 10 of the Roads (Opening and Closing) Act 1991, that the District Council of Loxton Waikerie proposes to make a Road Process Order to:

- (i) Open as road portion of Piece 87 in Deposited Plan 70041, more particularly delineated and numbered '1' on Preliminary Plan No. 14/0035 forming a realignment of Nitschke Road.
- (ii) Close un-made portion of Nitschke Road and merge with adjoining Piece 88 in Deposited Plan 70041, more particularly delineated and lettered 'A' on Preliminary Plan No. 14/0035 in exchange for land taken for new road '1' (above).

A copy of the plan and a statement of persons affected are available for public inspection at the offices of the District Council of Loxton Waikerie, 29 East Terrace, Loxton and the Adelaide Office of the Surveyor-General during normal office hours.

Any application for easement or objection must set out the full name, address and details of the submission and must be fully supported by reasons.

The application for easement or objection must be made in writing to the District Council of Loxton Waikerie, P.O. Box 409, Loxton, S.A. 5333 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.

P. ACKLAND, Chief Executive Officer

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

- Bateman, John Herbert*, late of 177 Longwood Road, Heathfield, retired field officer, who died on 23 August 2014.
Davies, Isabel Lilian, late of 19-23 Wayford Street, Elizabeth Vale, of no occupation, who died on 11 September 2014.
Hair, Eileen Mary, late of 477-479 Military Road, Largs Bay, of no occupation, who died on 30 August 2014.
Hazlett, Steven William, late of 6 Brenden Court, Glandore, of no occupation, who died on 26 July 2014.
Lynch, Ada Gertrude, late of 201 Belair Road, Torrens Park, home duties, who died on 13 August 2014.
Riley, Beryl Winifred, late of 75 Maple Avenue, Royal Park, widow, who died on 31 August 2014.
Sims, Roston Frank, late of 1215 Grand Junction Road, Hope Valley, retired foreman, who died on 31 August 2014.
Standen, Alfred, late of 35 Washington Street, Goolwa, retired laboratory assistant, who died on 14 August 2014.
Steel, Robert Mackay, late of 16 Tennyson Street, Clearview, retired maintenance fitter, who died on 17 August 2014.
Tuohy, Raymond William, late of Tumby Bay Road, Cummins, retired farmer and grazier, who died on 6 April 2014.
Young, Bernice Peace, late of 160 Walkerville Terrace, Walkerville, of no occupation, who died on 15 August 2014.

Notice is hereby given pursuant to the Trustee Act 1936, as amended, the Inheritance (Family Provision) Act 1972 and the Family Relationships Act 1975, that all creditors, beneficiaries, and other persons having claims against the said estates are required to send, in writing, to the Office of Public Trustee, G.P.O. Box 1338, Adelaide, S.A. 5001, full particulars and proof of such claims, on or before 5 December 2014, 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 6 November 2014.

D. A. CONTALA, Public Trustee

PARTNERSHIP ACT 1891-1975

Notice of Discontinuance of Partnership

TAKE notice that as from 16 May 2006, the partnership of Archibald Cameron Marshall, 14 Sims Street, Whyalla, Norrie, S.A. 5608 and Rodney Reeves, 100 Broadbent Terrace, Whyalla, S.A. 5600, who traded as Vawn Engineering was dissolved.

Archibald Cameron Marshall has retired from the partnership. Rodney Reeves will continue to operate the business under the name of Vawn Engineering and shall be responsible for all the debts and liabilities thereof.

Dated 4 November 2014.

ARCHIBALD CAMERON MARSHALL
 RODNEY REEVES

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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