



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, 31 JULY 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, 31 July 2014

HIS Excellency the Administrator of the State of South Australia 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. 7 of 2014—Lady Kintore Cottages (Trust Property) Amendment Act 2014. An Act to amend the Lady Kintore Cottages Act 1920.

By command,

JOHN ROBERT RAU, Acting Premier

DPC06/0875

Department of the Premier and Cabinet
Adelaide, 31 July 2014

HIS Excellency the Administrator of the State of South Australia in Executive Council has been pleased to appoint the undermentioned to the Urban Renewal Authority Board of Management, pursuant to the provisions of the Housing and Urban Development (Administrative Arrangements) Act 1995:

Member: (from 31 July 2014 until 30 July 2017)
Geoffrey Ronald Knight

By command,

JOHN ROBERT RAU, Acting Premier

HUD0006/14CS

Department of the Premier and Cabinet
Adelaide, 31 July 2014

HIS Excellency the Administrator of the State of South Australia in Executive Council has been pleased to appoint the undermentioned to the Equal Opportunity Tribunal, pursuant to the provisions of the Equal Opportunity Act 1984:

Panel Member: (from 8 August 2014 until 7 August 2017)
Elizabeth Anne Bachmann

By command,

JOHN ROBERT RAU, Acting Premier

AGO0102/14CS

Department of the Premier and Cabinet
Adelaide, 31 July 2014

HIS Excellency the Administrator of the State of South Australia in Executive Council has been pleased to appoint the undermentioned to the State Emergency Management Committee, pursuant to the provisions of the Emergency Management Act 2004:

Member: (from 31 July 2014 until 1 July 2017)
Scott William Ashby
David Wayne Swan
Joslene Mazel
Brett Gregory Rowse
John Frederick Ringham
Anthony Circelli
Anthony Gerard Harrison
Wendy Ann Campana

Deputy Member: (from 31 July 2014 until 1 July 2017)
Stuart Andrew Lawson (Deputy to Nettleton)
Andrew William Johnson (Deputy to Ashby)
Stephen Timothy Dennis Christley (Deputy to Swan)
Veronica Margaret Faggotter (Deputy to Mazel)
Nicholas William Ashley (Deputy to Rowse)
Mark Reuben Gobbie (Deputy to Ringham)
Andrew Wood (Deputy to Circelli)
Pauline Koritsa (Deputy to Campana)
Julieann Riedstra (Deputy to Harrison)

By command,

JOHN ROBERT RAU, Acting Premier

DPC14/052CS

Department of the Premier and Cabinet
Adelaide, 31 July 2014

HIS Excellency the Governor directs it to be notified that he has been pleased to approve retention of the title *Honourable* by:

The Honourable Justice Michael David QC.

By command,

JAY WEATHERILL, Premier

DEVELOPMENT ACT 1993, SECTION 25 (17): MID MURRAY COUNCIL—CADELL (HORTICULTURE) DEVELOPMENT PLAN AMENDMENT

Preamble

1. The Cadell (Horticulture) Development Plan Amendment (the Amendment) by the Mid Murray Council has been finalised in accordance with the provisions of the Development Act 1993.

2. The Minister for Planning has decided to approve the Amendment.

NOTICE

PURSUANT to Section 25 of the Development Act 1993, I—

- (a) approve the Amendment; and
- (b) fix the day on which this notice is published in the *Gazette* as the day on which the Amendment will come into operation.

Dated 25 July 2014.

JOHN RAU, Deputy Premier,
Minister for Planning

DEVELOPMENT ACT 1993, SECTION 25 (17): DISTRICT COUNCIL OF LOWER EYRE PENINSULA—CUMMINS TOWNSHIP DEVELOPMENT PLAN AMENDMENT

Preamble

1. The Cummins Township Development Plan Amendment (the Amendment) by the District Council of Lower Eyre Peninsula has been finalised in accordance with the provisions of the Development Act 1993.

2. The Minister for Planning has decided to approve the Amendment.

NOTICE

PURSUANT to Section 25 of the Development Act 1993, I—

- (a) approve the Amendment; and
- (b) fix the day on which this notice is published in the *Gazette* as the day on which the Amendment will come into operation.

Dated 25 July 2014.

JOHN RAU, Deputy Premier,
Minister for Planning

DEVELOPMENT ACT 1993, SECTION 25 (17): CITY OF CHARLES STURT—DEVON PARK RESIDENTIAL DEVELOPMENT PLAN AMENDMENT

Preamble

1. The Devon Park Residential Development Plan Amendment (the Amendment) by the City of Charles Sturt has been finalised in accordance with the provisions of the Development Act 1993.

2. The Minister for Planning has decided to approve the Amendment.

NOTICE

PURSUANT to Section 25 of the Development Act 1993, I—

- (a) approve the Amendment; and
- (b) fix the day on which this notice is published in the *Gazette* as the day on which the Amendment will come into operation.

Dated 25 July 2014.

JOHN RAU, Deputy Premier,
Minister for Planning

DEVELOPMENT ACT 1993, SECTION 25 (17): CITY
OF CAMPBELLTOWN—RESIDENTIAL DEVELOPMENT
PLAN AMENDMENT

Preamble

1. The Residential Development Plan Amendment (the Amendment) by the City of Campbelltown has been finalised in accordance with the provisions of the Development Act 1993.

2. The Minister for Planning has decided to approve the Amendment.

NOTICE

PURSUANT to Section 25 of the Development Act 1993, I—

- (a) approve the Amendment; and
- (b) fix the day on which this notice is published in the *Gazette* as the day on which the Amendment will come into operation.

Dated 22 July 2014.

JOHN RAU, Deputy Premier,
Minister for Planning

DEVELOPMENT ACT 1993, SECTION 25 (17): CITY
OF ONKAPARINGA—SEAFORD DISTRICT CENTRE
DEVELOPMENT PLAN AMENDMENT

Preamble

1. The Seaford District Centre Development Plan Amendment (the Amendment) by the City of Onkaparinga has been finalised in accordance with the provisions of the Development Act 1993.

2. The Minister for Planning has decided to approve the Amendment.

NOTICE

PURSUANT to Section 25 of the Development Act 1993, I—

- (a) approve the Amendment; and
- (b) fix the day on which this notice is published in the *Gazette* as the day on which the Amendment will come into operation.

Dated 25 July 2014.

JOHN RAU, Deputy Premier,
Minister for Planning

DEVELOPMENT ACT 1993, SECTION 26 (9): INSTI-
TUTIONAL (ST ANDREW'S) DEVELOPMENT PLAN
AMENDMENT

Preamble

1. The 'Institutional (St Andrew's) Development Plan Amendment' (the Amendment) has been finalised in accordance with the provisions of the Development Act 1993.

2. The Minister for Planning has decided to approve the Amendment.

NOTICE

PURSUANT to Section 26 of the Development Act 1993, I—

- (a) approve the Amendment; and
- (b) fix the day on which this notice is published in the *Gazette* as the day on which the Amendment will come into operation.

Dated 21 July 2014.

JOHN RAU, Deputy Premier,
Minister for Planning

DEVELOPMENT ACT 1993, SECTION 29: AMENDMENT TO THE LAND NOT WITHIN
A COUNCIL AREA (COASTAL WATERS) DEVELOPMENT PLAN

Preamble

It is necessary to amend the Land Not Within A Council Area (Coastal Waters) Development Plan dated 4 July 2013.

Section 29 (1) (b) of the Development Act 1993 (the Act) allows the Minister administering the Act to amend a Development Plan to include a plan, policy, standard, document or code, which is prepared under another Act and falls within a class prescribed by Regulation 14 of the Development Regulations 2008. A policy under the Aquaculture Act 2001 is prescribed under the regulation.

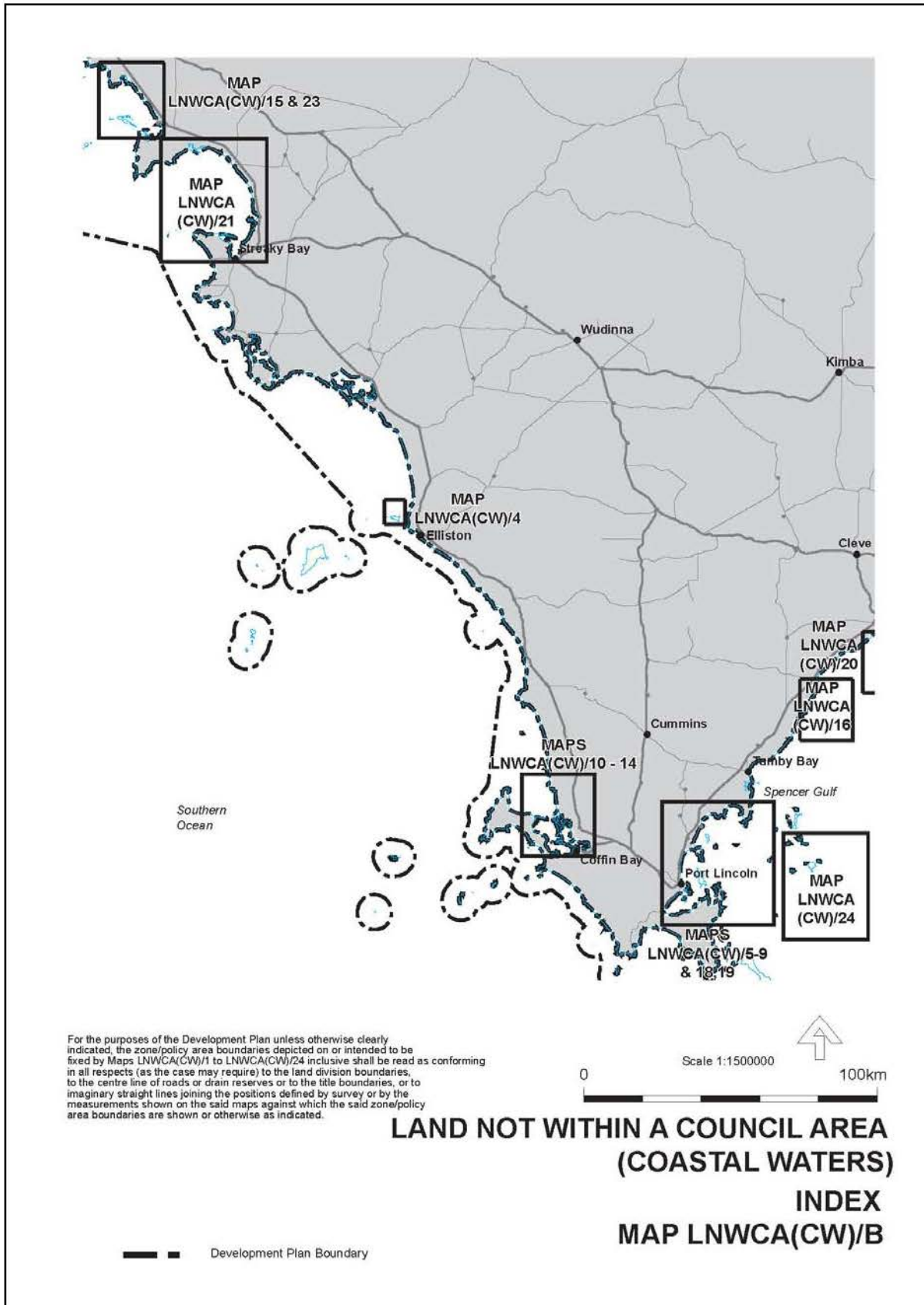
NOTICE

PURSUANT to Section 29 (1) (b) of the Development Act 1993, to incorporate aquaculture policies under the Aquaculture Act 2001, I, amend the Land Not Within A Council Area (Coastal Waters) Development Plan, dated 4 July 2013 as follows:

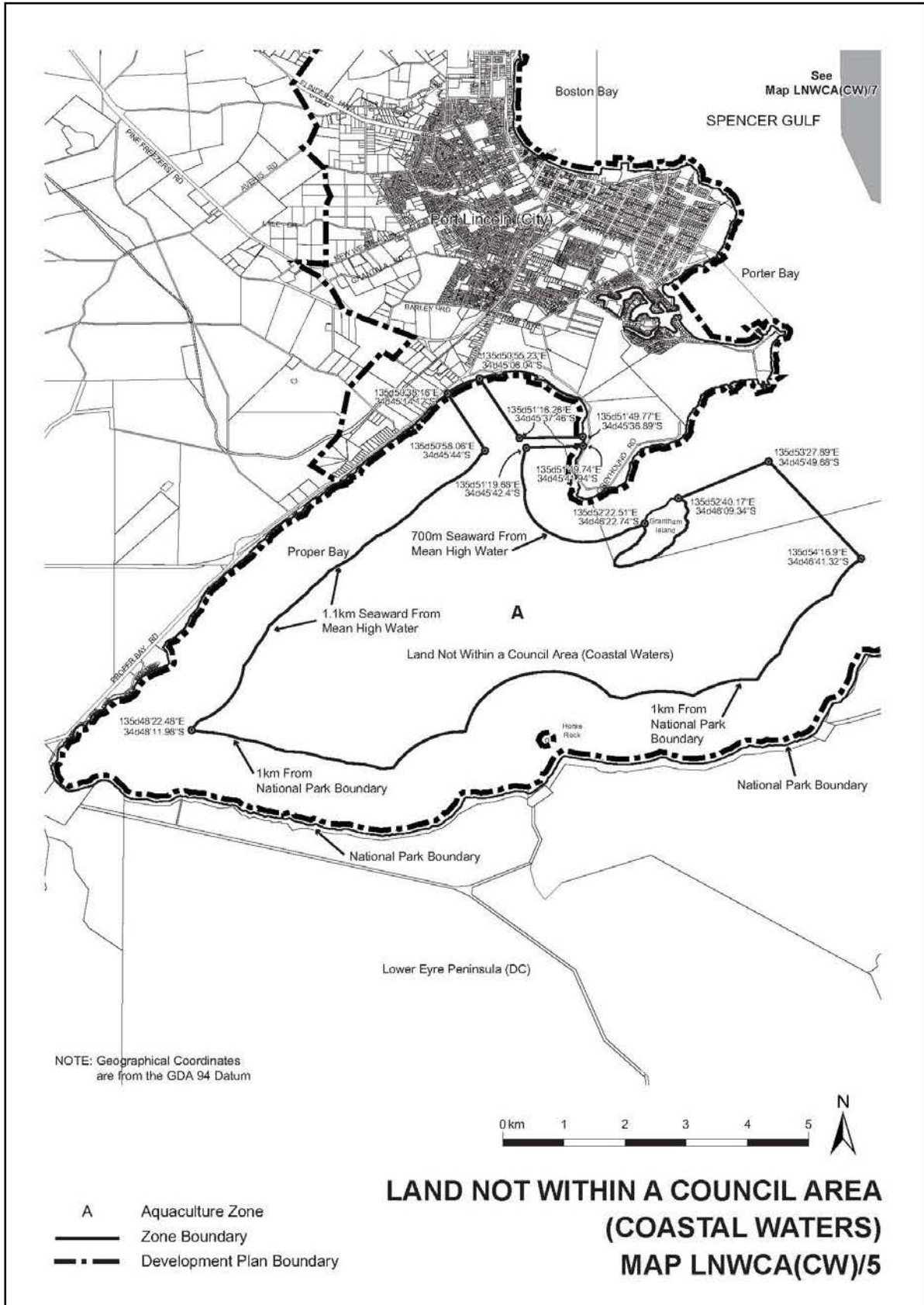
- (a) Replace the text '20 to 23' within the first paragraph of the Aquaculture Zone (page 21), with '20 to 24'.
- (b) Replace the Index Map LNWCA(CW)/B with the contents of 'ATTACHMENT A'.
- (c) Replace Zones Maps LNWCA(CW)/5, LNWCA(CW)/6, LNWCA(CW)/7, LNWCA(CW)/8 with the contents of 'ATTACHMENT B'.
- (d) Insert additional Zone Map after Zone Map LNWCA(CW)/23, namely:
LNWCA(CW)/24 with the contents of 'ATTACHMENT C'.
- (e) Fix the day on which this notice is published in the *Gazette* as the day on which the Amendment will come into operation.

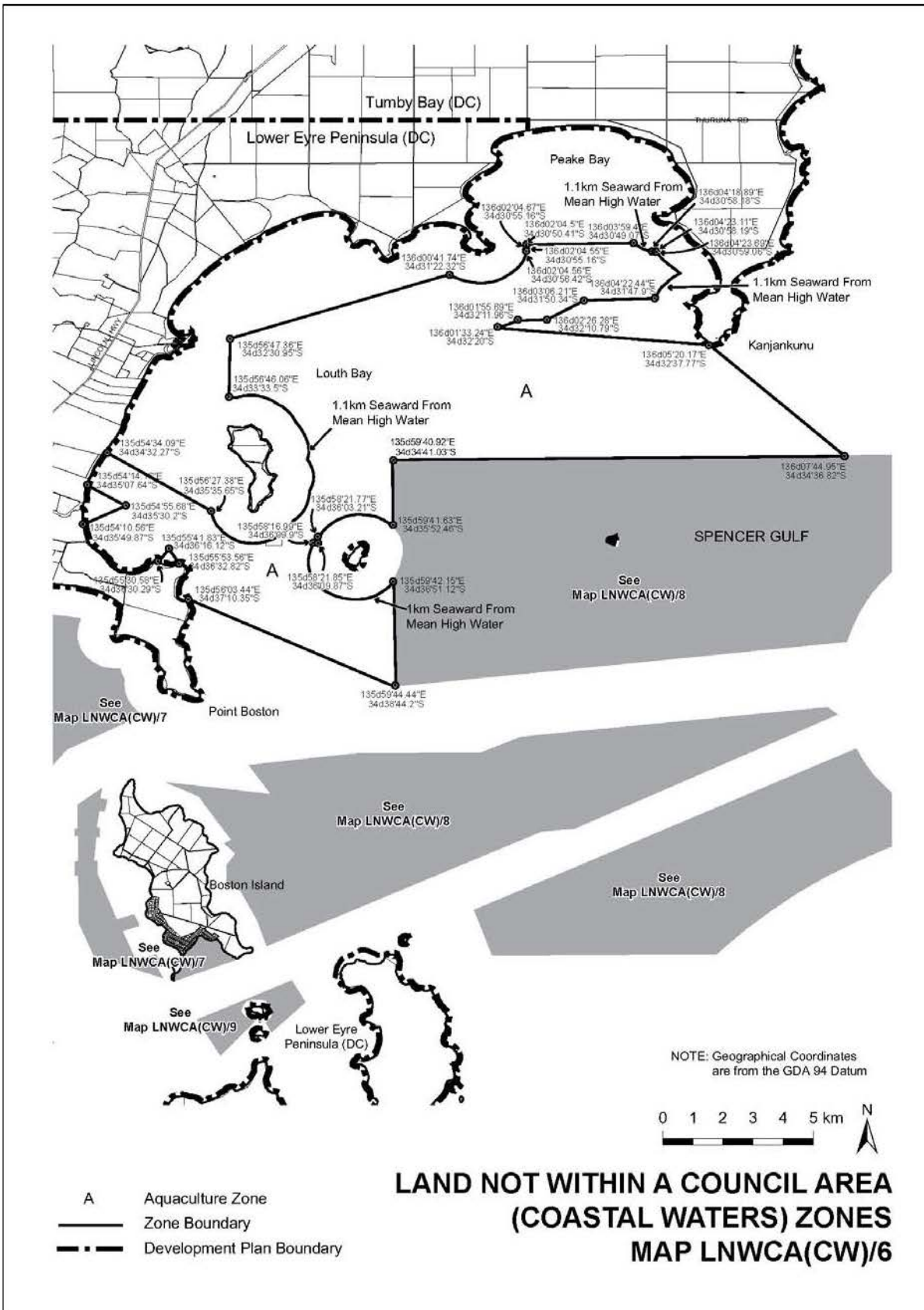
JOHN RAU, Deputy Premier, Minister for Planning

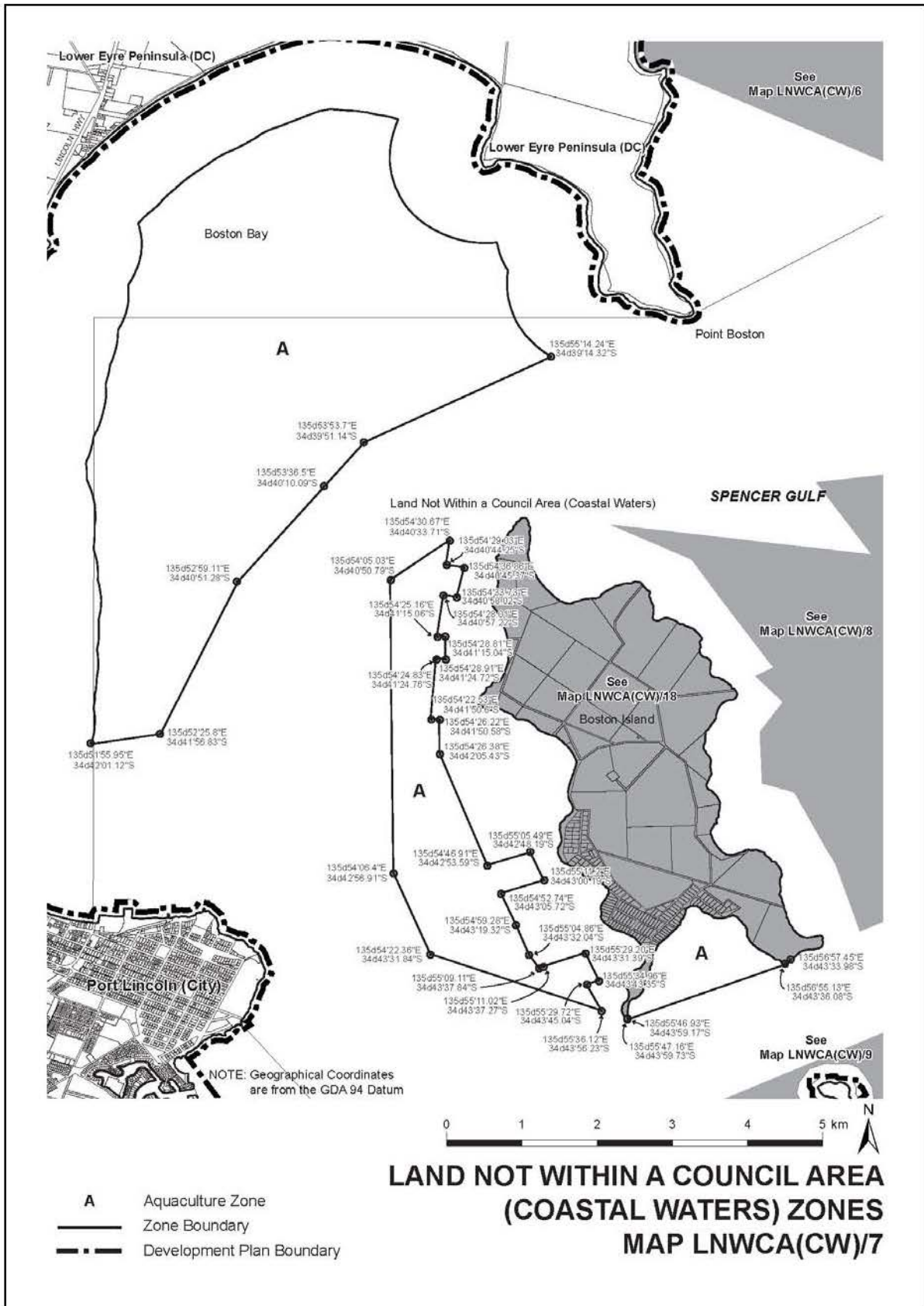
ATTACHMENT A

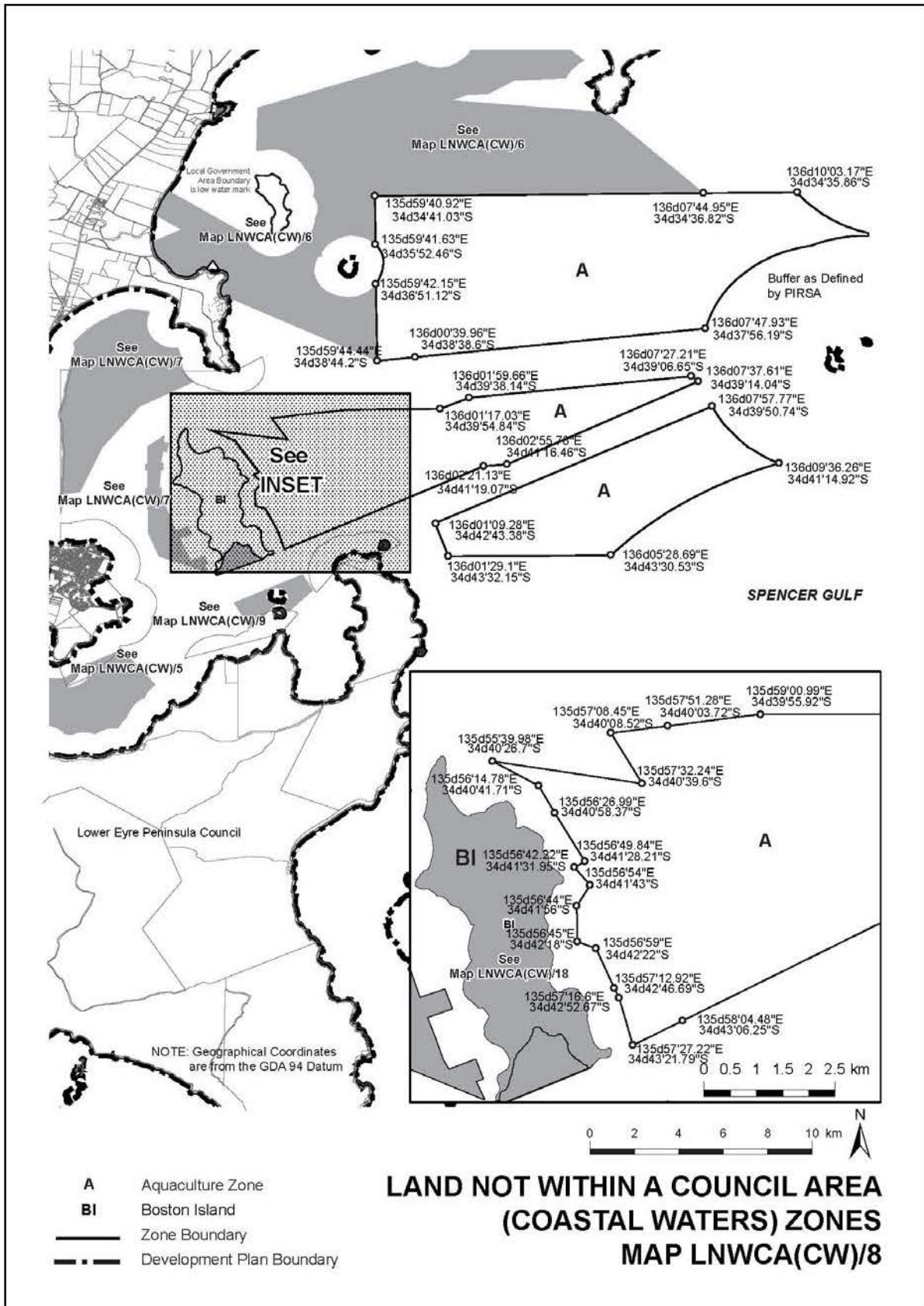


ATTACHMENT B

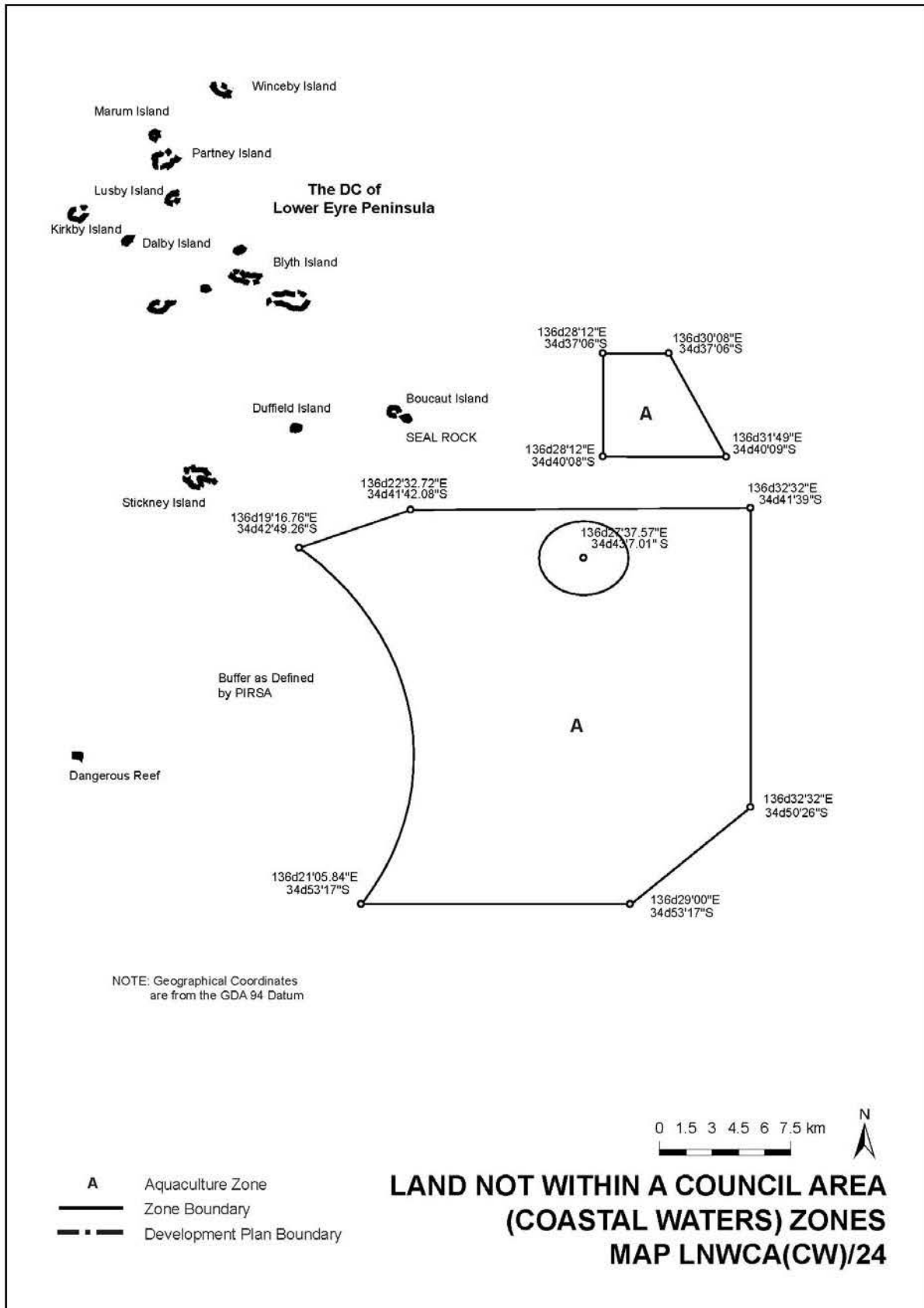








ATTACHMENT C



ENVIRONMENT PROTECTION ACT 1993

Revocation of Collection Depot Approval

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

Revocation of Collection Depot Approval

Revoke the approval of the collection depot identified by reference to the following matters, which previously received all containers belonging to a class of containers that were approved as Category B Containers:

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

SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
Depot Name	Company/Trading Name	Proprietors	Depot Location Street	Depot Location Suburb	Certificate of Title No. Volume/Folio No.	Collection Area
Meningie Bottle Yard	Warren Eric Schulz	Warren Schulz	Corner of Princes Highway and Yumali Road	Meningie	n/a	Regional

ENVIRONMENT PROTECTION ACT 1993

Approval of Additional Collection Depots

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

Approval of Additional Collection Depots

Approve the collection depots identified by reference to the following matters, to receive all containers belonging to a class of containers which is, at or subsequent to, the date of this Notice, approved as Category B Containers:

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

Conditions of Approval

Impose the following conditions of these approvals:

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

SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
Depot Name	Company/Trading Name	Proprietors	Depot Location Street	Depot Location Suburb	Certificate of Title No. Volume/Folio No.	Collection Area
Meningie Bottle & Can Depot	Murraylands Recycling Group Pty Ltd	Warren Schulz	9 Yumali Road	Meningie	n/a	Metro

EXPIATION OF OFFENCES ACT 1996
NATIONAL PARKS AND WILDLIFE ACT 1972

Instrument of Authorisation

I, IAN KEITH HUNTER, Minister for Sustainability, Environment and Conservation, being the Minister responsible for the administration of the National Parks and Wildlife Act 1972, do hereby authorise, pursuant to Section 6 (3) (b) (i) of the Expiation of Offences Act 1996, those persons appointed as Wardens, pursuant to Section 20 of the National Parks and Wildlife Act 1972, and listed below, to issue expiation notices for expiable offences under the National Parks and Wildlife Act 1972, or Regulations made under the National Parks and Wildlife Act 1972:

Card No.	Name of Warden
0119	Bailey, Daniel Raymond
0571	Best, Jaqueline Pamela
0572	Brocklehurst, Kate
0573	Brown, Lindsay Douglas
0574	Edwards, Joshua Melvin
0575	Everingham, Samuel Luke
0576	Fraser, David Bruce
0577	Furbank, Deborah Lee
0578	Gregory, Paul Hamilton
0579	Grosse, David Allan
0580	Haebich, Kym Stephen
0275	Hearn, Steve Kenneth
0581	Hicks, Jamie Leigh
0582	Hinge, Timothy
0583	Horn, Joel Michael
0584	Holland, Shane Ian
0585	Holman, Dirk
0586	Kennedy, Clarence
0587	Lintern, Kevin David
0588	Lord, Thomas James
0589	Lyman, Richard Frank
0590	Marshall, Linda Maree
0591	Martin, Russell Dean
0592	Miller, David James
0593	Muster, Troy Robert
0594	Patrick, Gregory Paul Jeremy
0595	Riggs-Barker, Paul
0596	Roberts, Grant William
0597	Slee, Carly Simone
0598	Spronk, Hannah Jasmine
0599	Stringer, Jeffrey Austin
0600	Stubbs, Philip
0156	Vigar, Steve John
0601	Warnock, Matthew David
0602	Williams, Nathan

Dated 22 July 2014.

I. K. HUNTER, Minister for Sustainability,
Environment and Conservation

GEOGRAPHICAL NAMES ACT 1991

FOR PUBLIC CONSULTATION

Notice of Intention to Alter the Name of a Place

NOTICE is hereby given pursuant to the provisions of the above Act, that the Minister for Transport and Infrastructure seeks public comment on a proposal to dual name Lake Bonney, Riverland as **LAKE BONNEY RIVERLAND / BARMERA** located on the 1:50 000 Mapsheet Overland Corner (6929-1) at Latitude 34°13'7"S and Longitude 140°26'57"E.

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

Copies of the plan for this naming proposal can be viewed at:

- The office of the Berri Barmera Council.
- The Office of the Surveyor-General, 101 Grenfell Street, Adelaide.

- The Land Services website at :
www.sa.gov.au/landservices/namingproposals.

Dated 17 July 2014.

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

DPTI.2013/19026/01

LAND ACQUISITION ACT 1969

ERRATUM

IN *Government Gazette* No. 55 dated 24 July 2014, page 3286, the second Notice of Acquisition appearing on that page, relating to land situated at 117-121 South Road, Ridleyton comprised in Certificate of Title Volume 5234, Folio 611, was published in error and should be ignored.

LAND ACQUISITION ACT 1969

(SECTION 16)

Notice of Acquisition

THE COMMISSIONER OF HIGHWAYS (the 'Authority'), 136 North Terrace, Adelaide, S.A. 5000, acquires the following interests in the following land:

Definition of Land Acquired

Comprising an unencumbered estate in fee simple in that piece of land situated at 117-121 South Road, Hindmarsh, being a portion of Allotment 50 in Deposited Plan No. 40295, comprised in Certificate of Title Volume 5234, Folio 611 and being the whole of the land numbered 10 in the plan lodged in the Lands Title Office and numbered D94394.

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

Compensation

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

Inquiries

Inquiries should be directed to:

Mary Rose Ward,
G.P.O. Box 1533,
Adelaide, S.A. 5001
Telephone: (08) 8343 2706

Dated 22 July 2014.

The Common Seal of the Commissioner of Highways was hereto affixed by authority of the Commissioner in the presence of:

B. NICHOLSON, Acting Manager, Real
Estate Services (Authorised Officer),
Department of Planning, Transport
and Infrastructure

DPTI 2006/15128/02

LAND ACQUISITION ACT 1969

(SECTION 16)

Notice of Acquisition

THE COMMISSIONER OF HIGHWAYS (the 'Authority'), 136 North Terrace, Adelaide, S.A. 5000, acquires the following interests in the following land:

Definition of Land Acquired

Comprising an unencumbered estate in fee simple in that piece of land situated at 264 South Road, Renown Park, being the whole of Allotment 38 in Filed Plan No. 117820 comprised in Certificate of Title Volume 5503, Folio 549.

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

Compensation

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

Inquiries

Inquiries should be directed to:

Kristiaan Letsch,
G.P.O. Box 1533,
Adelaide, S.A. 5001
Telephone: (08) 8343 2139

Dated 29 July 2014.

The Common Seal of the Commissioner of Highways was hereto affixed by authority of the Commissioner in the presence of:

B. NICHOLSON, Acting Manager, Real Estate Services (Authorised Officer),
Department of Planning, Transport and Infrastructure

DPTI 2013/09000/01

LAND ACQUISITION ACT 1969

(SECTION 16)

Notice of Acquisition

THE COMMISSIONER OF HIGHWAYS (the 'Authority'), 136 North Terrace, Adelaide, S.A. 5000, acquires the following interests in the following land:

Definition of Land Acquired

Comprising an estate in fee simple in that piece of land known as the 'Brickworks' and situated at 2-38 South Road, Torrensville, being a portion of Allotment 201 in Deposited Plan No. 92204 comprised in Certificate of Title Volume 6131, Folio 652 and being the whole of the land numbered 10 in the plan lodged in the Lands Titles Office and numbered D93581, subject to the easement marked 'B' on Deposited Plan No. 92204 (T 2443489), the easement marked 'L' on Deposited Plan No. 92204 (TG 11482256), the easement marked 'P' on Deposited Plan No. 92204 and the easement marked 'H' on Deposited Plan No. 92204, but excluding the rights to the easement over the land marked 'C' on Deposited Plan No. 92204 and excluding the rights to the right of way over the land marked 'N' on D92204.

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

Compensation

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

Inquiries

Inquiries should be directed to:

Mary Rose Ward,
G.P.O. Box 1533,
Adelaide, S.A. 5001
Telephone: (08) 8343 2706

Dated 29 July 2014.

The Common Seal of the Commissioner of Highways was hereto affixed by authority of the Commissioner in the presence of:

B. NICHOLSON, Acting Manager, Real Estate Services (Authorised Officer),
Department of Planning, Transport and Infrastructure

DPTI 2013/09042/02

LAND ACQUISITION ACT 1969

(SECTION 16)

Notice of Acquisition

THE COMMISSIONER OF HIGHWAYS (the 'Authority'), 136 North Terrace, Adelaide, S.A. 5000, acquires the following interests in the following land:

Definition of Land Acquired

First: Comprising an unencumbered estate in fee simple in that piece of land situated at Ashwin Parade, Torrensville, near the south-western corner of South Road and Ashwin Parade, Torrensville, being portion of Allotment 203 in Deposited Plan No. 92204 comprised in Certificate of Title Volume 6131, Folio 654 and being the whole of the land numbered 108 in the plan lodged in the Lands Titles Office and numbered D93584; and

Secondly: Comprising an unencumbered estate in fee simple in that piece of land situated at or near the south-western corner of South Road and Ashwin Parade, Torrensville, being portion of Allotment 203 in Deposited Plan No. 92204 comprised in Certificate of Title Volume 6131, Folio 654;

Thirdly: Comprising an unencumbered estate in fee simple in that piece of land situated at or near the south-western corner of South Road and Ashwin Parade, Torrensville, being portion of Allotment 58 in Deposited Plan No. 36570 comprised in Certificate of Title Volume 5319, Folio 214;

Fourthly: Comprising an unencumbered estate in fee simple in that piece of land situated at or near the south-western corner of South Road and Ashwin Parade, Torrensville, being portion of Allotment 59 in Deposited Plan No. 36570 comprised in Certificate of Title Volume 5319, Folio 215, together with all of the rights to the easement over the land marked 'E' (T 1811072) (which is described in the plan lodged in the Lands Titles Office and numbered D93584 as the land marked 'G') that are appurtenant to the whole of the said Allotment 59 in Deposited Plan No. 36570 comprised in Certificate of Title Volume 5319, Folio 215;

Fifthly: Comprising an unencumbered estate in fee simple in that piece of land situated at South Road, Torrensville, near the south-western corner of South Road and Ashwin Parade, Torrensville, being portion of Allotment 60 in Deposited Plan No. 36570 being portion of the land comprised in Certificate of Title Volume 5319, Folio 216;

Sixthly: Comprising an unencumbered estate in fee simple in that piece of land situated at South Road, Torrensville, near the south-western corner of South Road and Ashwin Parade, Torrensville, being portion of Allotment 61 in Deposited Plan No. 36570 comprised in Certificate of Title Volume 5319, Folio 217;

Seventhly: Comprising an unencumbered estate in fee simple in that piece of land situated at South Road, Torrensville, near the south-western corner of South Road and Ashwin Parade, Torrensville, being portion of Allotment 62 in Deposited Plan No. 36570 comprised in Certificate of Title Volume 5319, Folio 218;

Eighthly: Comprising an unencumbered estate in fee simple in that piece of land situated at South Road, Torrensville, near the south-western corner of South Road and Ashwin Parade, Torrensville, being portion of Allotment 30 in Filed Plan No. 26399 comprised in Certificate of Title Volume 5872, Folio 102, but specifically excluding the right to a free and unrestricted right of way over the land marked 'A' in the said Certificate of Title;

Ninthly: Comprising an unencumbered estate in fee simple in that piece of land situated at South Road, Torrensville, near the south-western corner of South Road and Ashwin Parade, Torrensville, being portion of Allotment 31 in Filed Plan No. 26399 comprised in Certificate of Title Volume 5872, Folio 113, but specifically excluding the right to a free and unrestricted right of way over the land marked 'A' in the said Certificate of Title;

Tenthly: Comprising an unencumbered estate in fee simple in that piece of land situated at South Road, Torrensville, near the south-western corner of South Road and Ashwin Parade, Torrensville, being portion of Allotment 91 in Filed Plan No. 170317 being portion of the land comprised in Certificate of Title Volume 5319, Folio 216; and

Eleventhly: Comprising an unencumbered estate in fee simple in that piece of land situated at South Road, Torrensville, near the south-western corner of South Road and Ashwin Parade, Torrensville, being portion of Allotment 203 in Deposited Plan No. 92204 comprised in Certificate of Title Volume 6131, Folio 654,

the land described as Secondly to Eleventhly above, together comprising the whole of the land numbered 106 in the plan lodged in the Lands Titles Office and numbered D93584.

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

Compensation

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

Inquiries

Inquiries should be directed to:

Mary Rose Ward,
G.P.O. Box 1533,
Adelaide, S.A. 5001
Telephone: (08) 8343 2706

Dated 29 July 2014.

The Common Seal of the Commissioner of Highways was hereto affixed by authority of the Commissioner in the presence of:

B. NICHOLSON, Acting Manager, Real Estate Services (Authorised Officer),
Department of Planning, Transport and Infrastructure

DPTI 2013/09073/01

LAND ACQUISITION ACT 1969

(SECTION 16)

Notice of Acquisition

THE COMMISSIONER OF HIGHWAYS (the 'Authority'), 136 North Terrace, Adelaide, S.A. 5000, acquires the following interests in the following land:

Definition of Land Acquired

Comprising an unencumbered estate in fee simple in that piece of land situated at South Road, Torrensville, being a portion of Allotment 92 in Filed Plan No. 170317 comprised in Certificate of Title Volume 5319, Folio 216 and being the whole of the land numbered 1 on the plan lodged in the Lands Titles Office and numbered D93697.

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

Compensation

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

Inquiries

Inquiries should be directed to:

Mary Rose Ward,
G.P.O. Box 1533,
Adelaide, S.A. 5001
Telephone: (08) 8343 2706

Dated 29 July 2014.

The Common Seal of the Commissioner of Highways was hereto affixed by authority of the Commissioner in the presence of:

B. NICHOLSON, Acting Manager, Real Estate Services (Authorised Officer),
Department of Planning, Transport and Infrastructure

DPTI 2013/23079/01

LAND ACQUISITION ACT 1969

(SECTION 16)

Notice of Acquisition

THE COMMISSIONER OF HIGHWAYS (the 'Authority'), 136 North Terrace, Adelaide, S.A. 5000, acquires the following interests in the following land:

Definition of Land Acquired

Comprising the unregistered Lessee's interest in those pieces of land:

First: Situated at 366 Port Road, Hindmarsh, being the whole of Allotment 24 in Filed Plan No. 120243 comprised in Certificate of Title Volume 5576, Folio 71, subject to party wall rights over the land marked 'A' and 'C' (T 2046922 and T 2059790 respectively), together with party wall rights over the land marked 'B' and 'D' (T 2046922 and T 2059790 respectively) and together with a free and unrestricted right of way over the land marked 'E';

Secondly: Situated at Port Road, Hindmarsh, being the whole of Allotment 23 in Filed Plan No. 120242 comprised in Certificate of Title Volume 5849, Folio 49, subject to party wall rights over the land marked 'A' (T 2059790), together with party wall rights over the land marked 'B' (T 2059790) and together with a free and unrestricted right of way over the land marked 'C';

Thirdly: Situated at 374 Port Road, Hindmarsh, being the whole of Allotment 18 in Filed Plan No. 120237 comprised in Certificate of Title Volume 5781, Folio 682, subject to a free and unrestricted right of way over the land marked 'A'.

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

Compensation

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

Inquiries

Inquiries should be directed to:

Carlene Russell,
G.P.O. Box 1533,
Adelaide, S.A. 5001
Telephone: (08) 8343 2454

Dated 29 July 2014.

The Common Seal of the Commissioner of Highways was hereto affixed by authority of the Commissioner in the presence of:

B. NICHOLSON, Acting Manager, Real Estate Services (Authorised Officer),
Department of Planning, Transport and Infrastructure

DPTI 2006/15423/01

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 house 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
8 Charles Street	Balaklava	Allotment 17 in Filed Plan 102688, Hundred of Balaklava	5125	241

Dated at Adelaide, 31 July 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 following 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	
43 Emmerson Drive, Morphett Vale	Allotment 63 in Deposited Plan 18913, Hundred of Noarlunga	5388	763	3.7.14, page 3118
34 Kent Road, Keswick	Allotment 78 in Filed Plan 19512, Hundred of Adelaide	5178	660	10.4.14, page 1478
6 Tolley Road, Hope Valley	Allotment 1003 in Deposited Plan 21869, Hundred of Yatala.	5224	726	30.5.13, page 2046

Dated at Adelaide, 31 July 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		
1338 Lobethal Road, Forest Range	Section 408 in Hundred Plan 105600, Hundred of Onkaparinga	5488	579	26.7.90, page 426	0.00 (Unfit for human habitation)
165 Piper Street, Wallaroo Mines (also known as Kadina)	Section 2446 in Hundred Plan 211100, Hundred of Wallaroo	5464	756	30.7.92, page 759	190.00
27 Tutt Avenue, Kingswood	Allotment 225 in Filed Plan 12145, Hundred of Adelaide	5156	804	22.5.14, page 2080	142.00
2 Whitwarta Road, Balaklava	Allotment 3 in Filed Plan 113796, Hundred of Balaklava	5205	844	22.5.14, page 2080	70.00

Dated at Adelaide, 31 July 2014. R. HULM, Director, Corporate Services, Housing SA (Delegate SAHT)

MINING ACT 1971
Determination of Statutory Forms

NOTICE is hereby given, of the determined manner and form of the Statutory Forms for use pursuant to the relevant sections of the Mining Act 1971.

Forms pursuant to the <i>Mining Act 1971 and Mining Regulations 2011</i>			
Form No.	Title	Part	Section
10	Mining lease: Application	6	35 (1)

This form becomes effective from 31 July 2014. Copies of this form can be downloaded from: www.minerals.statedevelopment.sa.gov.au or by contacting Mineral Tenements on (08) 8463 3103.

P. FREEMAN, Deputy Executive Director, Mineral Resources

FORM 10 Mining Act 1971 ("the Act") - Part 6
MINING LEASE: APPLICATION



Government of South Australia
 Department of State Development

USE THIS FORM TO: Apply for a mining lease for minerals or extractive minerals

Section A: Mineral details

Lease type	<input type="checkbox"/> Mineral Lease (ML)	<input type="checkbox"/> Extractive Minerals Lease (EML)	⌚ Tick one box only. Specify mineral name/s, not just symbol, e.g. "Gold" not "Au".
Mineral/s sought			

Section B: Lease area

<input type="checkbox"/> The whole of the land comprised in mineral claim (MC) number/s:		⌚ Provide all MC numbers in the application area.
<input type="checkbox"/> The portion of the land shown on the attached plan, comprised in mineral claim (MC) number/s:		
Local Council area		

Section C: Owners of Land and Notice of Entry

Provide details of the land owner/s within the claim area, and how Notice of Entry (Form 21) was served, in accordance with section 58A of the Act.	Title Reference	Owner of land	Date Form 21 served on owner	⌚ A current copy of each title (less than 3 months old), proving land ownership, along with proof of service, must be attached if not previously submitted.

OR

Provide details of any agreements with owner/s of land to authorise entry, in place of a notice of entry.		⌚ A copy of each agreement, signed by all parties, must be attached if not previously submitted.
Include any native title agreements/determinations detailed in Section E below.		

Section D: Exempt Land

Provide details of any land within the claim area that is 'exempt land' under section 9 of the Act.		⌚ Identify any exempt land in the plan. Do not include land subject to a waiver of exemption or Court determination.

Provide details of any land for which a waiver of exemption (Form 23) has been negotiated.		⌚ A copy of each waiver must be submitted before mining operations can commence.

Section E: Native title land

Provide details of any land where native title [under the *Native Title (South Australia) Act 1994*] exists **or might exist**, even if there are no current claims or declarations.

	<input checked="" type="checkbox"/> Provide an extract from the State Native Title Register and/or the Register of Native Title Claims (Cwth) if any exist.

If native title land exists within the proposed lease area, provide details of the negotiations with the native title parties.

<input type="checkbox"/> A native title mining agreement was registered under Part 9B of the Act on this date:		<input checked="" type="checkbox"/> Tick one box only and provide details. The lease cannot be granted until an agreement or determination is registered.
<input type="checkbox"/> A native title mining determination was registered under Part 9B of the Act on this date:		
<input type="checkbox"/> An agreement or determination has not been registered, but the following steps have been taken towards negotiations with native title parties:		

NOTE: The Minister may refuse an application for a lease over native title land if the applicant is not proceeding with reasonable diligence to obtain the necessary agreement or determination.

Section F: Attachments

Ensure that the following items are included with your application.

<input type="checkbox"/> A mining proposal document that meets the requirements of section 35(1) of the Act	<input checked="" type="checkbox"/> Applications must contain these items in order to be valid. Please tick each box to confirm.
<input type="checkbox"/> A plan showing the area of the mineral claim's and the area of the proposed lease	
<input type="checkbox"/> Any notices or agreements referenced in sections C, D or E above that have not been submitted to the Mining Registrar previously, or have changed or expired since last	
<input type="checkbox"/> A separate, completed 'applicant details' page for each applicant	

Section G: Payment Details

Fee

Payment method

Card number

Expiry MM/YYYY

Cardholder name

Cardholder signature

Application for a mining lease	\$	<input checked="" type="checkbox"/> Refer to the current fee schedule for the applicable fee.
<input type="checkbox"/> Cash - in person only. Do not post. <input type="checkbox"/> Cheque - made out to 'DSD'	OFFICE USE ONLY	
<input type="checkbox"/> Money Order <input type="checkbox"/> Credit Card - DSD to contact applicant for card details <input type="checkbox"/> Credit Card - details below - Visa / MasterCard (circle one)	RECEIPT	CVV Code is the last 3 digits printed in the signature block on the back of the credit card.
<input type="text"/>	CVV Security Code	
<input type="text"/>		
<input type="text"/>		

By completing and submitting this application, I/we certify that this application and mining proposal are accurate and are compliant with section 35(1) of the Act, and regulations 30(1) and 30(2) (and any published Ministerial determination under 30(3)) of the associated *Mining Regulations 2011*.

NOTE: Each party must complete a separate copy of the 'applicant details' page and attach to this application.

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: Javelin Exploration Pty Ltd

Location: Curdimurka area—Approximately 95 km north of Andamooka.

Pastoral Leases: Stuart Creek and Finnis Springs Indigenous Land

Term: 1 year

Area in km²: 597

Ref.: 2013/00197

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

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: Gemstones Australia Pty Ltd

Location: Black Hill area—Approximately 80 km north-east of Adelaide.

Term: 2 years

Area in km²: 112

Ref.: 2014/00015

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

MINING ACT 1971

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

Applicant: Havilah Resources NL

Location: Lake Yandra area—Approximately 140 km north of Olary.

Pastoral Leases: Quinyambie and Frome Downs

Term: 2 years

Area in km²: 682

Ref.: 2014/00057

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

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: Entia Gems and Jewellery

Location: Dudley Peninsula area—Approximately 38 km south-east of Kingscote.

Term: 1 year

Area in km²: 11

Ref.: 2014/00075

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

MINING ACT 1971

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

Applicant: Havilah Resources NL

Location: Tarkarooloo area—Approximately 120 km north-north-west of Olary.

Pastoral Leases: Frome Downs, Erudina and Kalabity

Term: 2 years

Area in km²: 264

Ref.: 2014/00080

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

MOTOR VEHICLE ACCIDENTS (LIFETIME SUPPORT SCHEME) ACT 2013

ERRATUM

IN *Government Gazette* No. 40, published 5 June 2014, on pages 2325-2326, the Schedule was published with errors included and should be replaced with the following:

NOTICE OF THE 2014-2015 LIFETIME SUPPORT SCHEME FUND LEVY SCHEDULE

Levy Classes	Vehicle description	District	Annual levy amount	3 months	6 months	9 months
A	Private or business passenger vehicles	1	\$106	\$28	-	-
B	Private or business passenger vehicles	2	\$84	\$22	-	-
C	Goods carrying vehicles - light	1	\$125	\$32	-	-
D	Goods carrying vehicles - light	2	\$75	\$19	\$38	\$56
E	Taxis	1	\$1,100	\$285	-	-
F	Taxis	2	\$200	\$52	-	-
G	Hire and drive yourself vehicles	1&2	\$180	\$47	-	-
H	Public passenger vehicles - no fare	1&2	\$105	\$27	\$54	\$81
I	Public passenger vehicles - small	1&2	\$150	\$39	-	-
J	Public passenger vehicles - medium	1	\$250	\$65	\$128	\$192
K	Public passenger vehicles - large	1	\$420	\$109	\$216	\$323
L	Public municipal omnibuses	1&2	\$1,300	\$337	\$667	\$1,000
M	Goods carrying vehicles - medium	1	\$170	\$45	\$88	\$130
N	Goods carrying vehicles - heavy	1&2	\$400	\$104	\$205	\$308
O	Goods carrying vehicles - primary producer	1	\$75	\$19	\$38	\$57
P	Small motorcycles (not exceeding 250cc)	1&2	\$25	\$7	-	-
Q	Large motorcycles (exceeding 250cc)	1&2	\$65	\$17	-	-
R	Tractors & other farm vehicles	1&2	\$11	\$3	\$6	\$8
S	Historic left hand drive vehicles	1&2	\$25	\$7	\$13	\$19
T	Special purpose vehicles	1	\$50	\$13	\$26	\$38
U	Car carrier extension	1&2	\$75	\$19	\$38	\$57
V	Goods carrying vehicles - primary producer	2	\$55	\$14	\$28	\$42
W	Public passenger vehicles - medium	2	\$130	\$34	\$67	\$100
X	Public passenger vehicles - large	2	\$190	\$49	\$98	\$146
Y	Goods carrying vehicles - medium	2	\$115	\$30	\$59	\$88
Z	Special purpose vehicles	2	\$40	\$10	\$20	\$30
Permit	Unregistered vehicle permits	-	\$1	-	-	-

JACK SNELLING, Minister for Health

NATURAL RESOURCES MANAGEMENT ACT 2004

Declaration of Animals and Plants

PURSUANT to Section 174 of the Natural Resources Management Act 2004 (the Act), I, Ian Hunter, Minister for Sustainability, Environment and Conservation, vary the notice published at pages 4865 to 4887 of the *Government Gazette* of 19 December 2013 as follows:

Schedule 2 is amended by the replacement of that Schedule with the following:

Plants	Provisions of Act which are to apply	Category	Control Area
<p>CLASS 1</p> <p><i>Cirsium arvense</i> perennial thistle</p> <p><i>Malvella leprosa</i> alkali sida</p> <p><i>Orobanche</i> spp. (excluding <i>Orobanche australiana</i>) broomrapes</p>	175(1)(2), 177(1)(2), 180(1)(2)(3), 182(1)(3), 185	1	The whole of the State
<p>CLASS 2</p> <p><i>Achnatherum caudatum</i> broad-kernel espartillo</p> <p><i>Alternanthera caracasana</i> khaki weed</p> <p><i>Alternanthera philoxeroides</i> alligator weed</p> <p><i>Cortaderia richardii</i> toe toe</p> <p><i>Cuscuta campestris</i> golden dodder</p> <p><i>Cuscuta planiflora</i> red dodder</p> <p><i>Cuscuta suaveolens</i> Chilean dodder</p> <p><i>Cuscuta</i>, all other species not specifically referred to in this schedule dodders</p> <p><i>Equisetum</i> spp. horsetail (excluding dead shoots)</p> <p><i>Gymnocoronis spilanthoides</i> Senegal tea plant</p> <p><i>Hydrocotyle ranunculoides</i> hydrocotyle</p> <p><i>Jarava plumosa</i> plumerillo</p> <p><i>Ludwigia peruviana</i> primrose willow</p>	175(1)(2), 177(1)(2), 180(1)(2)(3), 182(1), 185	1	The whole of the State

Plants	Provisions of Act which are to apply	Category	Control Area
<i>Nassella hyalina</i> cane needlegrass <i>Nassella tenuissima</i> Mexican feathergrass <i>Nassella trichotoma</i> serrated tussock <i>Parkinsonia aculeata</i> parkinsonia <i>Parthenium hysterophorus</i> parthenium weed <i>Prosopis</i> spp. mesquite (excluding seasoned dry timber) <i>Ranunculus sceleratus</i> poison buttercup <i>Rubus laudatus</i> Bundy blackberry <i>Sagittaria montevidensis</i> giant arrowhead			
CLASS 3 <i>Cabomba caroliniana</i> cabomba <i>Egeria densa</i> leafy elodea <i>Eichhornia crassipes</i> water hyacinth <i>Elodea canadensis</i> elodea <i>Lagarosiphon major</i> lagarosiphon <i>Myriophyllum spicatum</i> Eurasian water-milfoil <i>Sagittaria platyphylla</i> sagittaria, arrowhead <i>Salvinia molesta</i> salvinia <i>Stratiotes aloides</i> water soldier <i>Trapa natans</i> water caltrop	175(1)(2), 177(1)(2), 180(1)(2)(3), 182(1)	1	The whole of the State.
CLASS 4 <i>Opuntia</i> spp. (excluding spineless <i>Opuntia ficus-indica</i>) prickly pear	175(1)(2), 177(1)(2), 182(2)(3), 185	1	The whole of the State
CLASS 5 <i>Toxicodendron succedaneum</i> rhus tree	175(1)(2), 177(1)(2), 182(1)	3	The whole of the State

Plants	Provisions of Act which are to apply	Category	Control Area
CLASS 6 <i>Toxicodendron radicans</i> poison ivy	175(1)(2), 177(1)(2), 180(1)(2)(3), 182(1)	3	The whole of the State
CLASS 7 <i>Oenanthe pimpinelloides</i> water-dropwort	175(2), 177(1)(2), 182(2), 185 180(1)(2)(3)	3	The whole of the State The areas of the Adelaide and Mount Lofty Ranges, Kangaroo Island, Northern and Yorke, South Australian Murray-Darling Basin and South East Natural Resources Management Regions.
CLASS 8 <i>Solanum elaeagnifolium</i> silverleaf nightshade	175(2), 177(1)(2), 180(1), 182(2)(3), 185	2	The whole of the State
CLASS 9 <i>Cortaderia</i> (all species except <i>Cortaderia richardii</i>) pampas grasses	175(1)(2), 177(1)(2), 180(1)(2)(3), 182(2), 185	2	The whole of the State
CLASS 10 <i>Cardaria draba</i> hoary cress	175(2), 177(1)(2) 182(2), 185	2	The whole of the State The areas of the Adelaide and Mount Lofty Ranges, Alinytjara Wilurara, Eyre Peninsula, Kangaroo Island, Northern and Yorke, South Australian Murray-Darling Basin and South East Natural Resources Management Regions.
CLASS 11 <i>Acroptilon repens</i> creeping knapweed	175(2), 177(1)(2), 182(2), 185 180(1)	2	The whole of the State The areas of the Adelaide and Mount Lofty Ranges, Kangaroo Island, Northern and Yorke, South Australian Murray-Darling Basin and South East Natural Resources Management Regions.
CLASS 12 <i>Xanthium strumarium</i> Noogoora burr complex	175(1)(2), 177(1)(2), 182(2), 185 180(1),	2	The whole of the State The area of the South Australian Arid Lands Natural Resources Management Region.
CLASS 13 <i>Allium vineale</i> field garlic <i>Euphorbia terracina</i> false caper	175(2), 177(1)(2), 182(2)(3), 185	2	The whole of the State

Plants	Provisions of Act which are to apply	Category	Control Area
CLASS 14 <i>Emexaustralis</i> three-corner jack	175(1)(2), 177(1)(2) 182(2), 185	3	The whole of the State The areas of the Alinytjara Wilurara, Eyre Peninsula, Kangaroo Island, South Australian Murray-Darling Basin, and South East Natural Resources Management Regions.
CLASS 15 <i>Eragrostis curvula</i> (excluding the cultivar 'Consol') African lovegrass	175(2), 177(1)(2), 182(2), 185	3	The whole of the State
CLASS 16 <i>Asparagus asparagoides</i> bridal creeper <i>Asparagus declinatus</i> bridal veil <i>Cenchrus incertus</i> and <i>Cenchrus longispinus</i> innocent weed <i>Lycium ferocissimum</i> African boxthorn <i>Tribulus terrestris</i> caltrop <i>Ulex europaeus</i> gorse; furze <i>Xanthium spinosum</i> Bathurst burr	175(2), 177(1)(2), 182(2), 185	2	The whole of the State
CLASS 17 <i>Asparagus scandens</i> asparagus fern	175(1)(2), 177(1)(2) 182(2), 185	2	The whole of the State The areas of the Adelaide and Mount Lofty Ranges, Eyre Peninsula, South Australian Murray-Darling Basin and South East Natural Resources Management Regions.
CLASS 18 <i>Silene vulgaris</i> bladder campion	175(2), 177(1)(2), 182(2)(3), 185 180(1)	2	The whole of the State Area of the following Councils: District Council of Elliston, District Council of Le Hunte.
CLASS 19 <i>Senecio jacobaea</i> ragwort	175(1)(2), 177(1)(2) 180(1)(2)(3) 182(1), 185	1	The whole of the State The areas of the Adelaide and Mount Lofty Ranges, Kangaroo Island, Northern and Yorke, South Australian Murray-Darling Basin and South East Natural Resources Management Regions. The areas of the Adelaide and Mount Lofty Ranges, Eyre Peninsula, Kangaroo Island, Northern and Yorke, South Australian Murray-Darling Basin and South East Natural Resources Management Regions.

Plants	Provisions of Act which are to apply	Category	Control Area
<p>CLASS 20</p> <p><i>Moraea flaccida</i> one-leaf Cape tulip</p> <p><i>Moraea miniata</i> two-leaf Cape tulip</p>	<p>175(2), 177(1)(2), 182(2), 185</p>	2	<p>The whole of the State</p> <p>The area of the Adelaide and Mount Lofty Ranges, Alinytjara Wilurara, Eyre Peninsula, Kangaroo Island, Northern and Yorke, South Australian Murray-Darling Basin and South East Natural Resources Management Regions.</p>
<p>CLASS 21</p> <p><i>Reseda lutea</i> cutleaf mignonette</p>	<p>175(2), 177(1)(2), 182(2), 185</p> <p>180(1)</p>	2	<p>The whole of the State</p> <p>The area of the Northern and Yorke Natural Resources Management Region.</p>
<p>CLASS 22</p> <p><i>Chondrilla juncea</i> skeleton weed</p>	<p>175(2), 177(1)(2), 182(2)(3), 185</p> <p>180(1)</p>	2	<p>The whole of the State</p> <p>The areas of the following Councils: Alexandrina Council, District Council of Ceduna, District Council of Cleve, District Council of Elliston, District Council of Franklin Harbour, Corporation of the Town of Gawler, District Council of Grant, District Council of Kimba, Naracoorte Lucindale Council, District Council of Le Hunte, District Council of Lower Eyre Peninsula, District Council of Mallala, City of Onkaparinga, City of Playford, City of Port Lincoln, District Council of Streaky Bay, District Council of Tumby Bay, City of Victor Harbor, Wattle Range Council, Corporation of the City of Whyalla, District Council of Yankalilla.</p> <p>The areas of Counties Hopetoun and Kintore.</p>
<p>CLASS 23</p> <p><i>Hyparrhenia hirta</i> Coolatai grass</p>	<p>175(2), 177(1)(2), 180(1)(2)(3), 182(2), 185</p>	2	The whole of the State
<p>CLASS 24</p> <p><i>Ambrosia</i> spp. perennial ragweed</p>	<p>175(2), 177(1)(2), 182(2)(3), 185</p> <p>180(1)(2)(3)</p>	2	<p>The whole of the State</p> <p>The whole of the State except the areas of the following Councils: Corporation of the City of Adelaide, City of Burnside, Corporation of the City of Campbelltown, City of Charles Sturt, City of Holdfast Bay, Corporation of the City of Marion, City of Mitcham, City of Norwood, Payneham and St Peters, City of Port Adelaide Enfield, City of Prospect, City of Salisbury, City of Tea Tree Gully, Corporation of the City of Unley, Corporation of the Town of Walkerville, City of West Torrens.</p>

Plants	Provisions of Act which are to apply	Category	Control Area
<p>CLASS 25</p> <p><i>Nassella leucotricha</i> Texas needlegrass</p> <p><i>Nassella neesiana</i> Chilean needlegrass</p>	<p>175(1)(2), 177(1)(2), 180(1)(2)(3), 182(2), 185</p> <p>175(3)</p>	1	<p>The whole of the State</p> <p>The areas of the Adelaide and Mount Lofty Ranges, and South Australian Murray-Darling Basin Natural Resources Management Regions.</p>
<p>CLASS 26</p> <p><i>Pennisetum macrourum</i> African feathergrass</p>	<p>175(2), 177(1)(2)</p> <p>182(2), 185</p>	3	<p>The whole of the State</p> <p>The areas of the Adelaide and Mount Lofty Ranges, Eyre Peninsula, Kangaroo Island, Northern and Yorke, SA Murray-Darling Basin and South East Natural Resources Management Regions.</p>
<p>CLASS 27</p> <p><i>Peganum harmala</i> African rue</p>	<p>175(2), 177(1)(2), 182(2)(3), 185</p> <p>180(1)</p>	2	<p>The whole of the State</p> <p>The areas of the following Councils: Berri Baramba Council, District Council of Ceduna, District Council of Cleve, Coorong District Council, District Council of Elliston, The Flinders Ranges Council, District Council of Franklin Harbour, Regional Council of Goyder, District Council of Karoonda East Murray, District Council of Kimba, District Council of Le Hunte, District Council of Loxton Waikerie, Mid Murray Council, District Council of Mount Remarkable, Northern Areas Council, District Council of Orroroo Carrieton, District Council of Peterborough, Port Pirie Regional Council, City of Port Augusta, District Council of Renmark Paringa, Southern Mallee District Council, District Council of Streaky Bay, Corporation of the City of Whyalla.</p> <p>Any area of the State that is not within local government.</p>
<p>CLASS 28</p> <p><i>Rubus fruticosus</i> sp. agg. blackberry excluding a) any detached fruit b) the following cultivars when planted and maintained for domestic or commercial purposes under conditions approved by the Minister:</p> <p>i. 'Black Satin' ii. 'Dirksen Thornless' iii. 'Smoothstem' iv. 'Thornfree' v. 'Loch Ness' vi. 'Chester Thornless'</p>	<p>175(1)(2), 177(1)(2)</p> <p>182(2), 185</p>	2	<p>The whole of the State</p> <p>The areas of the Adelaide and Mount Lofty Ranges, Eyre Peninsula, Kangaroo Island, Northern and Yorke, South Australian Murray-Darling Basin and South East Natural Resources Management Regions.</p>
<p>CLASS 29</p> <p><i>Rosa canina</i> dog rose</p>	<p>175(2), 177(1)(2)</p> <p>182(2), 185</p>	2	<p>The whole of the State</p> <p>The areas of the Adelaide and Mount Lofty Ranges, Northern and Yorke, South Australian Murray-Darling Basin and South East Natural Resources Management Regions.</p>

Plants	Provisions of Act which are to apply	Category	Control Area
CLASS 30 <i>Rosa rubiginosa</i> sweet briar	175(2), 177(1)(2) 182(2), 185	2	The whole of the State The areas of the Adelaide and Mount Lofty Ranges, South Australian Murray-Darling Basin and South East Natural Resources Management Regions
CLASS 31 <i>Marrubium vulgare</i> horehound	175(2), 177(1)(2) 182(2), 185	3	The whole of the State The areas of the Alinytjara Wilurara, Eyre Peninsula, Kangaroo Island, Northern and Yorke, South Australian Murray-Darling Basin, and South East Natural Resources Management Regions.
CLASS 32 <i>Diplotaxis tenuifolia</i> Lincoln weed	175(2), 177(1)(2) 182(2)(3), 185	2	The whole of the State The areas of the following Councils: Adelaide Hills Council, Alexandrina Council, The Barossa Council, District Council of Barunga West, Berri Barmera Council, Clare & Gilbert valleys Council, District Council of Cleve, Coorong District Council, District Council of the Copper Coast, District Council of Elliston, The Flinders Ranges Council, District Council of Franklin Harbour, Regional Council of Goyder, District Council of Grant, City of Holdfast Bay, Kangaroo Island Council, District Council of Karoonda East Murray, District Council of Kimba, Kingston District Council, District Council of Le Hunte, Light Regional Council, District Council of Lower Eyre Peninsula, District Council of Loxton Waikerie, Rural City of Murray Bridge, Mid Murray Council, District Council of Mount Barker, City of Mount Gambier, District Council of Mount Remarkable, Naracoorte Lucindale Council, Northern Areas Council, City of Onkaparinga, District Council of Orroroo Carrieton, District Council of Peterborough, City of Port Augusta, City of Port Lincoln, Port Pirie Regional Council, District Council of Renmark Paringa, District Council of Robe, City of Salisbury, Southern Mallee District Council, District Council of Tatiara, District Council of Tumby Bay, City of Victor Harbor, Wakefield Regional Council, Wattle Range Council, Corporation of the City of Whyalla, District Council of Yankalilla, District Council of Yorke Peninsula.

Plants	Provisions of Act which are to apply	Category	Control Area
<p>CLASS 33</p> <p><i>Echium plantagineum</i> salvation Jane</p>	<p>175(2), 177(1)(2)</p> <p>180(1)</p> <p>182(2)(3), 185</p>	<p>2</p>	<p>The whole of the State</p> <p>Area of the District Council of Grant</p> <p>The areas of the following Councils: Adelaide Hills Council, Alexandrina Council, The Barossa Council, District Council of Ceduna, City of Charles Sturt, Clare & Gilbert Valleys Council, District Council of Cleve, Coorong District Council, District Council of Elliston, District Council of Franklin Harbour, Corporation of the Town of Gawler, District Council of Grant, City of Holdfast Bay, Kangaroo Island Council, District Council of Karoonda East Murray, District Council of Kimba, Kingston District Council, District Council of Le Hunte, Light Regional Council, District Council of Lower Eyre Peninsula, District Council of Loxton Waikerie, District Council of Mallala, Mid Murray Council, City of Mitcham, District Council of Mount Barker, City of Mount Gambier, District Council of Mount Remarkable, Rural City of Murray Bridge, Naracoorte Lucindale Council, City of Onkaparinga, City of Playford, City of Port Adelaide Enfield, City of Port Lincoln, Port Pirie Regional Council, District Council of Robe, District Council of Streaky Bay, District Council of Tatiara, District Council of Tumby Bay, City of Victor Harbor, Wakefield Regional Council, Wattle Range Council, City of West Torrens, Corporation of the City of Whyalla, District Council of Yankalilla, District Council of Yorke Peninsula.</p> <p>The areas of the Counties of Hopetoun and Kintore.</p>
<p>CLASS 34</p> <p><i>Picnoman acarna</i> soldier thistle</p>	<p>175(2), 177(1)(2)</p> <p>182(2)(3), 185</p>	<p>2</p>	<p>The whole of the State</p> <p>The areas of the following Councils: Alexandrina Council, The Barossa Council, District Council of Barunga West, Clare & Gilbert Valleys Council, Coorong District Council, District Council of the Copper Coast, The Flinders ranges Council, Corporation of the Town of Gawler, Regional Council of Goyder, District Council of Karoonda East Murray, Kingston District Council, Light Regional Council, District Council of Loxton Waikerie, District Council of Mallala, Mid Murray Council, District Council of Mount Remarkable, Naracoorte Lucindale Council, Northern Areas Council, City of Onkaparinga, District Council of Orroroo Carrieton, District Council of Peterborough, City of Playford, City of Port Augusta, Port Pirie Regional Council, District Council of Robe, District Council of Tatiara, City of Victor Harbor, Wakefield Regional Council, District Council of Yankalilla, District Council of Yorke Peninsula.</p>

Plants	Provisions of Act which are to apply	Category	Control Area
<p>CLASS 35</p> <p><i>Oxalis pes-caprae</i> soursob</p>	<p>175(2), 177(1)(2)</p> <p>182(2)(3), 185</p>	2	<p>The whole of the State</p> <p>The areas of the following Councils: Adelaide Hills Council, District Council of Elliston, District Council of Cleve, District Council of Franklin Harbour, District Council of Grant, District Council of Kimba, Kingston District Council, District Council of Le Hunte, District Council of Mount Barker, Naracoorte Lucindale Council, District Council of Robe, District Council of Tatiara, Corporation of the City of Whyalla</p> <p>The areas of the Counties of Hopetoun and Kintore.</p> <p>The area of any land in the State used for the extraction or removal of soil, loam, sand or gravel.</p>
<p>CLASS 36</p> <p><i>Silybum marianum</i> variegated thistle</p>	<p>175(2), 177(1)(2)</p> <p>182(2)(3), 185</p>	2	<p>The whole of the State</p> <p>The areas of the following Councils: Adelaide Hills Council, Alexandrina Council, The Barossa Council, District Council of Barunga West, District Council of Ceduna, Clare & Gilbert Valleys Council, District Council of Cleve, Coorong District Council, District Council of the Copper Coast, District Council of Elliston, District Council of Franklin Harbour, Corporation of the Town of Gawler, Regional Council of Goyder, District Council of Grant, City of Holdfast Bay, Kangaroo Island Council, District Council of Kimba, Kingston District Council, District Council of Le Hunte, Light Regional Council, District Council of Lower Eyre Peninsula, District Council of Loxton Waikerie, District Council of Mallala, Corporation of the City of Marion, Mid Murray Council, City of Mitcham, District Council of Mount Barker, City of Mount Gambier, Rural City of Murray Bridge, Naracoorte Lucindale Council, Northern Areas Council, City of Onkaparinga, City of Playford, City of Port Augusta, City of Port Lincoln, District Council of Robe, City of Salisbury, District Council of Streaky Bay, District Council of Tatiara, District Council of Tumby Bay, City of Victor Harbor, Wakefield Regional Council, Wattle Range Council, Corporation of the City of Whyalla, District Council of Yankalilla.</p>
<p>CLASS 37</p> <p><i>Cynara cardunculus</i> (excluding plants grown as a commercial crop or in domestic vegetable gardens, and artichokes harvested for use as a vegetable) wild artichoke</p>	<p>175(2), 177(1)(2)</p> <p>182(2), 185</p>	3	<p>The whole of the State</p> <p>The areas of the Adelaide and Mount Lofty Ranges, Kangaroo Island and Northern and Yorke Natural Resources Management Regions.</p>

Plants	Provisions of Act which are to apply	Category	Control Area
CLASS 38 <i>Amsinckia</i> spp. yellow burrweed	175(2), 177(1)(2) 182(2), 185	2	The whole of the State The areas of the Adelaide and Mount Lofty Ranges, Eyre Peninsula, Kangaroo Island, Northern and Yorke, South Australian Murray-Darling Basin, and South East Natural Resources Management Regions.
CLASS 39 <i>Chrysanthemoides monilifera</i> boneseed <i>Polygala myrtifolia</i> polygala	175(1)(2), 177(1)(2), 182(2), 185	2	The whole of the State
CLASS 40 <i>Crataegus monogyna</i> may; hawthorn	175(2), 177(1)(2) 182(2), 185	3	The whole of the State The areas of the Adelaide and Mount Lofty Ranges and, Kangaroo Island Natural Resources Management Regions.
CLASS 41 <i>Crataegus sinaica</i> azarola	175(2), 177(1)(2) 182(2), 185	3	The whole of the State The areas of the Adelaide and Mount Lofty Ranges, and South East Natural Resources Management Regions.
CLASS 42 <i>Genista linifolia</i> flax-leaf broom <i>Genista monspessulana</i> Cape broom; Montpellier broom	175(2), 177(1)(2) 182(2), 185	2	The whole of the State The areas of the Adelaide and Mount Lofty Ranges, Eyre Peninsula, Kangaroo Island, Northern and Yorke, South Australian Murray-Darling Basin, and South East Natural Resources Management Regions.
CLASS 43 <i>Cytisus scoparius</i> English broom; Scotch broom	175(2), 177(1)(2) 180(1) 182(2), 185	3	The whole of the State The area of the Kangaroo Island Natural Resources Management Region. The areas of the Adelaide and Mount Lofty Ranges, Eyre Peninsula, Kangaroo Island, Northern and Yorke, South Australian Murray-Darling Basin, and South East Natural Resources Management Regions.
CLASS 44 <i>Watsonia meriana</i> var. <i>bulbillifera</i> bulbil watsonia	175(2), 177(1)(2) 182(2), 185	3	The whole of the State The areas of the Adelaide and Mount Lofty Ranges, Kangaroo Island, and South East Natural Resources Management Regions.

Plants	Provisions of Act which are to apply	Category	Control Area
CLASS 45 <i>Olea europaea</i> olive (not planted and maintained for domestic or commercial use)	182(2)(3), 185	2	The whole of the State
CLASS 46 <i>Pinus halepensis</i> Aleppo pine <i>Pinus halepensis</i> Aleppo pine (not planted and maintained for amenity or commercial purposes)	175(2), 177(1) 182(2)(3), 185	3	The whole of the State The areas of the Adelaide and Mount Lofty Ranges, Eyre Peninsula, Kangaroo Island, Northern and Yorke, South Australian Murray-Darling Basin and South East Natural Resources Management Regions.
CLASS 47 <i>Convolvulus arvensis</i> field bindweed <i>Cyperus rotundus</i> nutgrass	175(2), 177(1)(2) 182(1), 185	3	The whole of the State. The area of any land in the State used for the extraction or removal of soil, loam, sand or gravel.
CLASS 48 <i>Asphodelus fistulosus</i> onion weed	182(2)(3), 185	3	The areas of the following Councils: Coorong District Council, Regional Council of Goyder, Kingston District Council, Mid Murray Council, District Council of Mount Remarkable, District Council of Orroroo Carrieton, District Council of Peterborough, Port Pirie Regional Council, District Council of Robe, District Council of Tatiara, District Council of Yorke Peninsula.
CLASS 49 <i>Carduus tenuiflorus</i> slender thistle	182(2)(3), 185	3	The areas of the following Councils: Adelaide Hills Council, Alexandrina Council, The Barossa Council, Clare & Gilbert Valleys Council, District Council of Cleve, District Council of Franklin Harbour, District Council of Grant, District Council of Kimba, Light Regional Council, Mid Murray Council, District Council of Mount Barker, City of Mount Gambier, City of Onkaparinga, City of Victor Harbor, Wakefield Regional Council, Corporation of the City of Whyalla, District Council of Yankalilla.
CLASS 50 <i>Galium tricornutum</i> three-horned bedstraw	182(2)(3), 185	3	The areas of the following Councils: District Council of Ceduna, District Council of Cleve, District Council of Elliston, District Council of Franklin Harbour, District Council of Kimba, District Council of Le Hunte, District Council of Lower Eyre Peninsula, City of Port Lincoln, District Council of Streaky Bay, District Council of Tumbly Bay, Corporation of the City of Whyalla.
CLASS 51 <i>Allium triquetrum</i> three-cornered garlic <i>Cirsium vulgare</i> spear thistle	182(2)(3), 185	3	The areas of the following Councils: Adelaide Hills Council, The Barossa Council, District Council of Mount Barker.

Plants	Provisions of Act which are to apply	Category	Control Area
<p>CLASS 52</p> <p><i>Bifora testiculata</i> bifora</p>	<p>175(1)(2), 177(1)(2)</p> <p>180(1)</p>	2	<p>The whole of the State.</p> <p>The areas of the following Councils: District Council of Elliston, District Council of Le Hunte, District Council of Lower Eyre Peninsula, City of Port Lincoln, District Council of Tumby Bay.</p>
<p>CLASS 53</p> <p><i>Anredera cordifolia</i> Madeira vine</p> <p><i>Distichlis spicata</i> 'Nypa Reclamation' and any cultivars of <i>Distichlis spicata</i> consisting of lines that include seedbearing individuals. distichlis</p> <p><i>Dolichandra unguis-cati</i> cats claw creeper</p> <p><i>Hieracium aurantiacum</i> orange hawkweed</p>	<p>175(1)(2), 177(1)(2)</p>	2	<p>The whole of the State.</p>
<p>CLASS 54</p> <p><i>Kochia scoparia</i> (excluding the cultivar 'Trichophylla') kochia</p>	<p>175(1)(2), 177(1)(2), 182(1), 185</p>	2	<p>The whole of the State.</p>
<p>CLASS 55</p> <p><i>Matthiola longipetala</i> nightstock</p>	<p>177(1)(2)</p>	2	<p>The whole of the State.</p>
<p>CLASS 56</p> <p><i>Salix</i> spp., excluding <i>Salix babylonica</i>, <i>Salix calodendron</i> and <i>Salix reichardii</i> willows</p>	<p>177(1)(2)</p>	3	<p>The whole of the State.</p>
<p>CLASS 57</p> <p><i>Annona glabra</i> pond apple</p> <p><i>Cryptostegia grandiflora</i> rubber vine</p> <p><i>Hymenachne amplexicaulis</i> and <i>Hymenachne calamitosa</i> hymenachne</p> <p><i>Lantana camara</i> common lantana</p> <p><i>Miconia</i> spp. miconia</p> <p><i>Mimosa pigra</i> mimosa</p> <p><i>Myagrum perfoliatum</i> muskweed</p> <p><i>Striga</i> spp., excluding <i>Striga curviflora</i>, <i>Striga multiflora</i>, <i>Striga parviflora</i> and <i>Striga squamigera</i> witchweeds</p>	<p>175(1)(2), 177(1)(2)</p>	3	<p>The whole of the State.</p>

Plants	Provisions of Act which are to apply	Category	Control Area
CLASS 58 <i>Tamarix aphylla</i> athel pine	175(2), 177(1)(2) 182 (2), 185	3	The whole of the State. The areas of any lands within 100 metres of a watercourse in the whole of the State.
CLASS 59 <i>Tamarix parviflora</i> and <i>Tamarix ramosissima</i> tamarisks	175(2), 177(1)(2) 182(2), 185	3	The whole of the State The areas of the Northern and Yorke, South Australian Arid Lands, and South Australian Murray-Darling Basin Natural Resources Management Regions.
CLASS 60 <i>Acacia nilotica</i> subsp. <i>indica</i> prickly acacia	175(1)(2), 177(1)(2), 180(1)(2)(3) 182 (1)	1	The whole of the State. The areas of the Alinytjara Wilurara and South Australian Arid Lands Natural Resources Management Regions.

Dated 28 July 2014.

IAN HUNTER, Minister for Sustainability, Environment and Conservation

NATIONAL ELECTRICITY LAW

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

Under s 107, the time for making the draft determination on the *Bidding in Good Faith* proposal has been extended to **16 April 2015**.

Under s 102, the making of the final determination on the *Governance of retail market procedures* proposal.

Under s 95, ElectraNet has requested the *Early Application of STPIS components to transmission businesses* proposal (Ref. ERC0173). The proposal seeks to permit an eligible transmission business to apply to the Australian Energy Regulator to seek early application of the network capability component of version four of the service target performance incentive scheme within the transmission businesses current regulatory control period. Submissions must be received by **28 August 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

31 July 2014.

NATIONAL ENERGY RETAIL LAW

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

Under s 256, the making of a draft determination and related draft rule on the *Retailer Price Variations in Market Retail Contracts* proposal (Ref. RRC0001). Written requests for a pre-determination hearing must be received by **7 August 2014**. Submissions must be received by **11 September 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.

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

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

Australian Energy Market Commission

Level 6, 201 Elizabeth Street,
Sydney, N.S.W. 2000

Telephone: (02) 8296 7800

Website: www.aemc.gov.au

31 July 2014.

NATIONAL PARKS AND WILDLIFE (NATIONAL PARKS) REGULATIONS 2001

Closure of Brookfield Conservation Park

PURSUANT to Regulations 8 (3) (a) and 8 (3) (d) of the National Parks and Wildlife (National Parks) Regulations 2001, I, Grant Anthony Pelton, Director, Regional Co-ordination, Partnerships and Stewardship, formerly entitled Director, Public Land Management and Operational Support, Regional Services, authorised delegate of the Director of National Parks and Wildlife, close to the public the whole of the Brookfield Conservation Park from 6 a.m. on Monday, 15 September 2014 until 6 p.m. on Friday, 19 September 2014; 6 a.m. on Monday, 24 November 2014 until 6 p.m. on Friday, 28 November 2014; 6 a.m. on

Monday, 16 March 2015 until 6 p.m. on Friday, 20 March 2015; and 6 a.m. on Monday, 15 June 2015 until 6 p.m. on Friday, 19 June 2015.

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

Dated 22 July 2014.

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

OUTBACK COMMUNITIES AUTHORITY

Declaration of Community Contribution (Iron Knob) for 2014-2015

NOTICE is hereby given that at a meeting in July 2014, the Outback Communities Authority for the financial year ending 30 June 2015 and in exercise of the powers contained in Division 2, Part 3 of the Outback Communities (Administration and Management) Act 2009, resolved as follows:

Declaration of the Community Contribution

To declare a community contribution for the rateable land in:

- the township of Iron Knob.

Purpose of Community Contribution

Declare a fixed charge of \$240 per property unit on rateable land for the purposes of raising revenue for the provision of services and support to the community of Iron Knob.

Payment of Community Contribution

Pursuant to Section 181 (2) of the Local Government Act 1999, that the community contribution is payable in four equal or approximately equal instalments as follows:

- first instalment, payable on 15 September 2014;
- second instalment, payable on 15 December 2014;
- third instalment, payable on 15 March 2015; and
- fourth instalment, payable on 15 June 2015.

M. R. SUTTON, General Manager

OUTBACK COMMUNITIES AUTHORITY

Declaration of Community Contribution (Andamooka) for 2014-2015

NOTICE is hereby given that at its meeting in July 2014, the Outback Communities Authority for the financial year ending 30 June 2015 and in exercise of the powers contained in Division 2, Part 3 of the Outback Communities (Administration and Management) Act 2009, resolved as follows:

Declaration of the Community Contribution

To declare a community contribution for the rateable land over:

- the township of Andamooka;
- those sites immediately adjacent the town of Andamooka not within the Andamooka Precious Stones Field occupied under Crown Lease or Licence; and
- those portions of Section 1500, Out of Hundreds (Andamooka), occupied under Crown Licence (known as White Dam).

Purpose of Community Contribution

Declare a fixed charge of \$400 per property unit on rateable land for the purposes of raising revenue for the provision of services and support to the community of Andamooka.

Payment of Community Contribution

Pursuant to Section 181 (2) of the Local Government Act 1999, that the community contribution is payable in four equal or approximately equal instalments as follows:

- first instalment, payable on 15 September 2014;
- second instalment, payable on 15 December 2014;
- third instalment, payable on 15 March 2015; and
- fourth instalment, payable on 15 June 2015.

M. R. SUTTON, General Manager

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

SECTION 25 (5) (b)

Variation of Petroleum Exploration Licence—PEL 570

NOTICE is hereby given that under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 21 March 2012, the conditions of the abovementioned Exploration Licence have been varied as follows:

Condition 1 of the licence is omitted and the following substituted:

1. During the term of the licence, the licensee shall carry out or cause to be carried out exploratory operations on the area comprised in the licence in accordance with such work programs as are approved by the Minister from time to time. Years one to five exploratory operations are guaranteed. These exploratory operations shall include but not necessarily be limited to:

Year of Term of Licence	Minimum Work Requirements
One	• Geological and Geophysical studies.
Two	• 500 km ² 3D full fold seismic; and • Drill 2 wells.
Three	• Drill 1 well.
Four	• Geological and Geophysical studies.
Five	• Geological and Geophysical studies.

The revised work requirements as a result of this variation would not have altered the outcome of the original competitive tender process.

Dated 25 July 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

Application for Grant of Petroleum Production Licence—PPL 258

PURSUANT to Section 65 (6) of the Petroleum and Geothermal Energy Act 2000 (the Act) and Delegation dated 21 March 2012, notice is hereby given that an application for the grant of a Petroleum Production Licence over the area described below, which falls within the area of Petroleum Exploration Licence PEL 104 has been received from:

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

The application will be determined on or after 30 August 2014.

Description of Application Area

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

Commencing at a point being the intersection of latitude 27°32'50"S GDA94 and longitude 139°30'35"E GDA94, thence east to longitude 139°32'05"E GDA94, south to latitude 27°33'50"S GDA94, east to longitude 139°32'20"E GDA94, south to latitude 27°34'30"S GDA94, west to longitude 139°30'35"E GDA94, and north to the point of commencement.

Area: 8.10 km² approximately.

Dated 24 July 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 Associated Activities Licence—AAL 207**(Adjunct to Petroleum Exploration Licence—PEL 513)*

NOTICE is hereby given that the undermentioned Associated Activities Licence has been granted with effect from 23 July 2014, under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 21 March 2012.

No. of Licence	Licensees	Expiry	Locality	Reference
AAL 207	Santos QNT Pty Ltd Drillsearch (513) Pty Ltd	23 July 2015	Cooper Basin	F2014/000312

Description of Area

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

Commencing at a point being the intersection of latitude 27°41'00"S GDA 94 and longitude 139°51'00"E GDA 94, thence east to longitude 139°54'00"E GDA 94, south to latitude 27°42'00"S GDA 94, west to longitude 139°53'00"E GDA 94, south to latitude 27°43'00"S GDA 94, west to longitude 139°52'00"E GDA 94, south to latitude 27°44'00"S GDA 94, west to longitude 139°51'00"E GDA 94, south to latitude 27°45'00"S Clarke 1858, west to longitude 139°48'00"E GDA 94, north to latitude 27°43'00"S GDA 94, east to longitude 139°49'00"E GDA 94, north to latitude 27°42'00"S GDA 94, east to longitude 139°51'00"E GDA 94, and north to the point of commencement.

Area: 41.62 km² approximately.

Dated 24 July 2014.

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

THE DISTRICT COURT OF SOUTH AUSTRALIA PORT AUGUSTA CIRCUIT COURT Sheriff's Office, Adelaide, 5 August 2014				
IN pursuance of a precept from the District Court of South Australia to me directed, I do hereby give notice that the said Court will sit as a Court of Oyer and Terminer and General Gaol Delivery at the Courthouse at Port Augusta on the day and time undermentioned and all parties bound to prosecute and give evidence and all jurors summoned and all others having business at the said Court are required to attend the sittings thereof and the order of such business will be unless a Judge otherwise orders as follows:				
Tuesday, 5 August 2014 at 10 a.m. on the first day of the sittings the only business taken will be the arraignment of prisoners in gaol and the passing of sentences on prisoners in gaol committed for sentence; the surrender of prisoners on bail committed for sentence; the surrender of persons in response to <i>ex officio</i> informations or of persons on bail and committed for trial who have signified their intentions to plead guilty and the passing of sentences.				
Juries will be summoned for Tuesday, 5 August 2014 and persons will be tried on this and subsequent days of the sittings.				
<i>Prisoners in H.M. Gaol and on bail for sentence and for trial at the sittings of the Port Augusta Courthouse, commencing Tuesday, 5 August 2014.</i>				
Amos, Donald	Aggravated serious criminal trespass in a place of residence; aggravated assault against own child or spouse	On bail	Davis, Edgar	Aggravated assault causing harm (with weapon) against child
Averis, Joshua	Aggravated traffic in a controlled drug	On bail	Davis, Edgar	Unlawfully on premises
Avory, Philip Michael	Cultivate a controlled plant; traffic in a large commercial quantity of a controlled drug; aggravated traffic in a controlled drug; possess prescribed equipment	On bail	Davis, Edgar	Application for enforcement of breached bond
Brady, Damien John	Aggravated robbery	In gaol	Derosé, Bradley	Aggravated serious criminal trespass; theft
Brady, Kyle Troy	Arson	In gaol	Donald, Stephen Luke	Trafficking in a controlled drug (101)
Carbine, Lionel Ashley	Aggravated serious criminal trespass in a place of residence; aggravated assault	In gaol	Doolan, Neville	Dishonestly take property; aggravated serious criminal trespass (2)
Colson, Leon Arthur	Fabricating evidence	On bail	Doolan, Neville	Aggravated serious criminal trespass; dishonestly take property
Damon, Travis Blake	Sell controlled drug; aggravated serious criminal trespass; aggravated assault	On bail	Franklin, Mitchell Deane	Cause death by dangerous driving; cause serious harm by dangerous driving; drive motor vehicle with television receiver operating; due care
			Gordon, James Raymond	Aggravated indecent assault
			Hall, James Akbar	Aggravated commit theft using force
			Hamilton, Jacob	Engage in sexual intercourse without consent (3)
			Hansen, Jack Keeler, Kingsley James Darren	Traffic in a controlled drug (2)
			Kite, George John	Rape
			Kotzapetros, Aaron Lawrie, Leroy	Causing harm with intent to cause harm; theft
			Matrosavas, Tyler Gene	Rape
			McCarthy, Lindsay Clifford	Aggravated serious criminal trespass; dishonestly take property
			Measey, Michael Edwin	Aggravated serious criminal trespass; aggravated assault
			Milera, Clifford Arthur	Sell a controlled drug to a child
			Montgomerie, Todd James	Aggravated assault
				Aggravated serious criminal trespass; theft; using motor vehicle without consent
				Unlawful sexual intercourse (4)

Morton, Rebecca Kate	Aggravated traffic in a controlled drug (3); traffic in a controlled drug	On bail	Zawitkowski, Tyson Paul	Aggravated possess child pornography; possess child pornography	On bail
Nayda, Steven Paul	Possess firearm without licence; possess unregistered firearm	On bail	Prisoners on bail must surrender at 10 a.m. of the day appointed for their respective trials. If they do not appear when called upon their recognizances and those of their bail will be estreated and a bench warrant will be issued forthwith.		
Norton, Robert Glenn	Possess a controlled drug for sale in a school zone	In gaol	By order of the Court,		
Norton, Robert Glenn and Blad, Deborah Lee	Aggravated sell controlled drug	In gaol	M. A. STOKES, Sheriff		
Oldfield, Aaron	Aggravated causing harm with intent to cause harm; aggravated threatening life	On bail			
Papoulis, Dion George	Cause serious harm	On bail			
Parezan, Matthew John; Parezan, Shaun David and Watts, Richard Paul	Aggravated serious criminal trespass; theft	On bail			
Pedler, Dylan Wayne	Aggravated assault; recklessly causing harm	On bail			
Pedler, Dylan Wayne	Fail to comply with direction to stop vehicle; drive under disqualification	On bail			
Pedler, Dylan Wayne	Application for enforcement of breached bond	On bail			
Pennington, Jason Phillip	Aggravated causing harm	In gaol			
Perkins, Kenneth John	Engage in sexual intercourse after consent withdrawn	On bail			
Pollard, Benjamin Kym	Aggravated serious criminal trespass; dishonestly take property; damage building or vehicle	On bail			
Pollard, Ty Daniel	Aggravated serious criminal trespass; aggravated cause serious harm to another; aggravated detain person for ransom or as hostage	In gaol			
Price, Douglas Schwarze, Kerry John	Aggravated indecent assault	On bail			
	Possess firearm without licence; possess unregistered firearm; failed to store ammunition	On bail			
Taylor, Allan	Aggravated serious criminal trespass; dishonestly take property	On bail			
Urbanowski, Wieslaw Adam	Aggravated cultivate a commercial quantity of a controlled plant	On bail			
Ware, Leeroy James	Aggravated causing harm by dangerous driving	In gaol			
Warren, Bronwyn Jane and Warren, Graham Stanley	Theft; dishonestly deal with documents	On bail On bail			
Webb, Jonathon Roy Weetra, Howard Clyde	Rape	On bail			
	Aggravated serious criminal trespass; aggravated assault; contravene a term of an intervention order	In gaol			
Willis, Paul Graham Wilson, Shannon Lloyd	Rape	In gaol			
	Rape	On bail			
Wilton, Cody Francis	Rape	On bail			
Windlass, Raymond Tjutja	Aggravated indecently assault a person (2)	In gaol			
Withers, Rowland	Aggravated cultivate a commercial quantity of a controlled plant	On bail			
Woodforde, Alec	Aggravated serious criminal trespass; dishonestly take property	In gaol			
Woodforde, Trenton	Aggravated causing harm with intent to cause harm	In gaol			
Woodward, Jacqueline Gaye	Traffic in a commercial quantity of cannabis; trafficking in a controlled drug (2)	On bail			

DETERMINATION OF THE REMUNERATION TRIBUNAL

NO. 6 OF 2014

*Allowances for Members of Adelaide City Council*1. *Scope of Determination*

The Remuneration Tribunal is given jurisdiction under Section 24 of the City of Adelaide Act 1998 (the Act), to determine the allowance payable to a member of the Adelaide City Council. Section 24 of the Act provides that the Tribunal must make a determination on a four yearly basis before the day that is 14 days before the day on which nominations close for each periodic election for the City of Adelaide held under the Local Government (Elections) Act 1999, Section 24 (3) provides that:

The Remuneration Tribunal must, in making a determination under this section, have regard to the following:

- the role of members of the Council as members of the Council's governing body and as representatives of their area;
- the size, population and revenue of the Council, and any relevant economic and social factors in the Council area;
- the fact that an allowance under this section is not intended to amount to a salary for a member;
- the fact that an allowance under this section should reflect the nature of a member's office; and
- the provisions of this Act providing for the reimbursement of expenses of members.

Section 24 (4) provides that 'without derogating from the operation of subsection (3), the allowances to be determined under this section will be taken to be in the nature of a fee under the definition of remuneration in the Remuneration Act 1990.'

Section 24 (7) provides that 'the rates of allowances may vary from office to office'.

This Determination applies to members of the Adelaide City Council in accordance with the Act.

2. *Interpretation*

In this Determination, unless the contrary appears:

'Committee' means a committee established by the Council in terms of Section 41 of the Local Government Act 1999.

'Councillor' means a person appointed or elected as a member of the Adelaide City Council other than the Lord Mayor.

'Lord Mayor' means the principal elected member of the Adelaide City Council.

'Prescribed Committee' means for the purposes of this determination, a committee that endures, irrespective of whether Council has assigned any particular work for the committee to perform, and assists the Council or provides advice to the Council in any of the following areas or any combination thereof:

- Audit;
- Chief Executive Officer performance review;
- Corporate services;
- Finance;
- Governance;
- Infrastructure and works;
- Risk management; and
- Strategic planning and development.

3. Allowances

3.1 Councillors

The annual allowance for a member of the Adelaide City Council who is not the Lord Mayor, Deputy Lord Mayor or presiding member of a prescribed committee will be \$24 000 per annum.

3.2 Lord Mayor

The annual allowance for the Lord Mayor of the City of Adelaide will be \$165 000 per annum.

3.3 Deputy Lord Mayor and Presiding Member of a Committee

3.3.1 The annual allowance for the Deputy Lord Mayor will be equal to one and a half (1.5) times the annual allowance for Councillors of the Adelaide City Council.

3.3.2 The annual allowance for a Councillor (other than the Deputy Lord Mayor) who is the presiding member of a prescribed committee or more than one prescribed committees established by the Adelaide City Council will be equal to one and a quarter (1.25) times the annual allowance for Councillors.

3.3.3 An additional allowance in the form of a sitting fee is payable to a Councillor (other than the Deputy Lord Mayor or a presiding member of a prescribed committee) who is the presiding member of a committee, that is not a prescribed committee, at the rate of allowance of \$250 per meeting limited to an aggregate amount of allowance of \$1 500 per annum.

4. Date of Operation

4.1 The allowances prescribed in this Determination are operative from the first ordinary meeting of the Adelaide City Council held after the conclusion of the 2014 local government election in accordance with Section 24 (8) of the City of Adelaide Act 1998.

4.2 Pursuant to Sections 24 (9) and 24 (15) of the City of Adelaide Act 1998, allowances set out in this Determination, including the aggregate amount specified at 3.3.3 herein, will be adjusted annually on the first, second and third anniversaries of this Determination to reflect changes in the Consumer Price Index as defined at Section 24 (15).

Dated 28 July 2014.

D. R. PRIOR, President

D. J. SMYTHE, Member

REMUNERATION TRIBUNAL

REPORT RELATING TO DETERMINATION NO. 6 OF 2014

Allowances for Members of Adelaide City Council

1. Introduction

In terms of Section 24 (2) of the City of Adelaide Act 1998 (the Act), the Remuneration Tribunal has conducted a review of the allowances payable to members of the Adelaide City Council (ACC), with the revised rates being published in Determination 6 of 2014. Section 24 (2) of the Act requires the Tribunal to undertake a review of the allowances payable to elected members of the ACC every four years. Section 76 of the Local Government Act 1999 (LG Act), also requires the Tribunal to conduct a review of the allowances payable to elected members of all other recognised local government bodies in South Australia. The Tribunal's Determination and associated report in respect of the review of local government Councils other than the ACC is published in Determination 7 of 2014. Notwithstanding that the review requirements for Councils other than the ACC are dealt with under a different statute, the terminology, the intent and purpose of the two statutory provisions are the same, namely to enable the Tribunal to determine allowances for the elected members of Councils in South Australia.

Section 24 stipulates that the Tribunal must make its Determination of the review before the day that is 14 days before the day on which nominations close for the Council elections, which this year is 2 September 2014, with the election to be held in November 2014. In this context, the Tribunal gave notice of its 2014 review of allowances for all elected members of Councils, including the ACC, by inserting notices in *The Advertiser* on

22 March 2014, and all local newspapers in the State at about the same time. The notices invited submissions from Councils, and interested persons and organisations. The closing date for submissions was 2 May 2014.

2. Submissions

A total of nine submissions was received in relation to the allowances payable to members of the ACC. A further four submissions of a general nature about allowances payable to elected members of Councils throughout the State also potentially impacted the ACC. The Chief Executive Officer of the Adelaide City Council, Peter Smith, also requested to meet with the Tribunal for the purpose of making an oral submission in addition to his written one. The Tribunal subsequently met with the Chief Executive Officer and the Corporate Manager, City and Corporate Governance, Kylie Bennetts, at which time it was presented with significant information about the role and responsibilities of the elected members of the ACC. The Lord Mayor did not make a submission.

In all cases the submissions argued that in general the existing level of allowances paid to the elected members of the Council were deemed inappropriate as they did not adequately reflect the role, responsibilities and time spent in dealing with Council matters. Some of the comments made in the submissions were:

'There appears to be a suggestion or common misconception that the legislative statement in Section 24 (3) (c) of the Act, that the allowances of office holders are not intended to amount to a salary, means that the offices are not to be properly remunerated or are in some way to be the subject of low remuneration. Section 24 (3) (c) of the Act, when read with the other remuneration provisions is simply (in effect) an acknowledgement in the remuneration provisions that office holders of Adelaide City Council are not employees of the Adelaide City Council, and are not therefore to receive remuneration by way of salary or wages, but are to receive a fee commensurate with the nature of the office held and services they render to the Adelaide City Council.

If allowances are not appropriately set this will be a disincentive for a diverse range of candidates to choose to participate in the governance of South Australia's capital city.

As a Capital City Council, members of the Adelaide City Council are responsible for making decisions across a whole range of issues from planning, service delivery, infrastructure, heritage protection and management and in doing so balance the needs of the community and a diverse stakeholder base.

It is well recognised that poor or non-competitive remuneration acts as a disincentive to suitably qualified persons to participate.

One wonders whether it's worth persevering being on Council, an activity that causes me a net financial loss, impacting into account my loss of business opportunity, and taking on family, for such a token remuneration as is paid at present.

Councillors are...operating in an environment of high accountability, high public and media scrutiny and criticism.

Councillors are...deemed to have roles similar to those of Directors on Boards. Why is it that most Board Directors receive an annual fee greater than those of a City Councillor.

There seems to be a lack of reference to the provision in Section 24 of the City of Adelaide Act which states that "such an allowance should reflect the nature of a member's office".

South Australia is a City State and its heart is the City of Adelaide. This is recognised by all major political parties and the fact that there is a joint Capital City Committee comprising the most senior members of the Government of the day, e.g. the Premier, Planning Minister and the Lord Mayor and elected members of the Council underscores that fact.

The provisions of the City of Adelaide Act clearly demonstrate that elected members of the Adelaide City Council have a more onerous responsibility than elected members of other Councils in that when deliberating as a body, the interests of all South Australians have to be taken into consideration and provision made to enable all citizens of the State to participate in what the Adelaide City Council can provide or should provide, in carrying out its responsibilities as a Capital City. A simple example is the management and custodial role the Council has with the Adelaide Parklands, a responsibility no other Council has in South Australia'.

The submissions from the Chief Executive Officer as well as the other eight submissions relating specifically to the ACC provided a valuable source of information and assisted the Tribunal in gaining a clearer understanding of the role and responsibility of an elected member of the Council. The submissions also provided a valuable insight into the actual time required to be spent by members in effectively fulfilling their roles and responsibilities.

3. Considerations

In undertaking this review and delivering this Determination, the Tribunal has been mindful of the role and responsibilities of the elected members of the ACC, as set out in the Act. The Tribunal has also been mindful of the magnitude and complexity of the role of the ACC in its unique role as the State's Capital City Council. Its unique role which is set out in the Act is:

- to recognise, promote and enhance the special social, commercial, cultural and civic role that the City of Adelaide plays as the capital city and heart of South Australia;
- to provide for collaborative arrangements for inter-governmental liaison between the State and the Corporation of the City of Adelaide for the strategic development of the City of Adelaide and the representation of interests of South Australians not enfranchised to vote in elections for the Corporation of the City of Adelaide;
- to revise and enhance local governance arrangements for the City of Adelaide; and
- to ensure access to the City of Adelaide for all South Australians.

The Tribunal noted that whilst the geographical size of the ACC area was 15.57 km², which is smaller than the geographical area of some other Councils in the State, the density of commercial, residential, retail and recreational facilities and the number of users of the city is very high. The daily population of the ACC jurisdiction is in excess of 225 000 people, which includes 21 600 permanent residents, 125 000 workers and volunteers, and 85 000 students. About 20% of the workforce of the greater metropolitan Adelaide works in the city. The Tribunal also noted the significance of the financial responsibility of the ACC. In 2012-2013, the Council's total revenue was \$172.3 million, and expenditure was \$183.9 million. The Council is also responsible for managing over \$1.2 billion worth of assets.

The submissions and discussion with the Chief Executive Officer indicated that a Councillor was required to spend an average of about eight hours per week specifically on Council business, and the Lord Mayor was required to spend about 30 to 40 hours per week on Council business. This time excludes the time that several members spend in relation to their appointments and workloads on external boards like the Adelaide Park Lands Authority and the Development Assessment Panel. It also excludes time spent by members at civic and community functions and meeting with constituents. The Chief Executive advised the Tribunal that during 2013, the business workload involved 87 meetings of Council, and the four core committees met for over 100 hours. The Capital City Committee, which is established as an intergovernmental body to enhance and promote the development of the City of Adelaide as the capital city of the State, met on four occasions during the year and for about eight hours. The membership of the Capital City Committee consists of the Premier, two other Ministers, the Lord Mayor, and two other members of Council. The Tribunal was also interested to note the existence of a body called the Council of Capital City Lord Mayors (CCCLM), whose role is to provide national leadership for the effective co-ordination and representation of the special interests of the Capital Cities of the Australian States and Territories, especially in their relations with other spheres of government. The Lord Mayor of Adelaide is of course an active member of the CCCLM.

4. Role of Councillors

The role of a Councillor as described in Section 22 of the Act is to:

- participate in the deliberations and activities of the Council;
- provide community leadership and guidance to the City of Adelaide community and to participate in achieving a vision for the desired future of the City through the formation of strategic plans and policies;

- keep the Council's goals and policies under review to ensure that they are appropriate and effective;
- keep the Council's resource allocation, expenditure and corporate strategies, and efficiency and effectiveness of its service delivery, under review;
- participate in setting and assessing performance standards to be met under the Council's contract with the Chief Executive Officer; and
- serve the overall public interest of the City of Adelaide.

Councillors are therefore required to attend and participate in meetings, read agenda papers and reports, and liaise with residents in meeting their representational obligations. More importantly, Councillors are in terms of the provisions of the Act, ultimately responsible for the operation of the Corporation of the City of Adelaide; its goals, policies, resource allocation, expenditure, corporate strategies, and the overall efficiency and effectiveness of the Council's delivery of services to the people of the City of Adelaide.

The Tribunal also noted that Councillors are also legislators with powers under both the Act and the LG Act to make certain laws and regulations dealing with generally local matters, and in particular, dealing with matters on Local Government land.

5. Role of the Lord Mayor

The Tribunal noted that the role of the Lord Mayor as described in Section 21 of the Act is:

- (a) as the principal elected member of the Council representing the capital city of South Australia:
 - to provide leadership and guidance to the City of Adelaide community;
 - to participate in the maintenance of inter-governmental relationships at regional, State and national levels;
 - to carry out civic and ceremonial duties associated with the office of Lord Mayor; and
- (b) as the principal member of the Council:
 - to provide leadership and guidance to the Council;
 - to preside at meetings of the Council;
 - to advise the Chief Executive Officer on the implementation of decisions of the Council between Council meetings (as necessary);
 - to act as the principal spokesperson of the Council; and
 - to exercise other functions of the Council as the Council determines.

6. Findings and Determination

As the ACC is constituted under the Act, separate from the statute establishing all other local government Councils, and because of argument presented in this year's submissions, the Tribunal has determined to issue a specific Determination and report for elected members of the ACC.

There was some argument presented to the Tribunal that the allowances payable to members of the ACC should be more aligned with the level of allowances payable to members of the City of Melbourne Council, or even the rates payable to the members of the City of Perth Council. The Tribunal came to the view that there were numerous reasons why it was inappropriate to closely align the level of allowances with those payable to Councillors of other capital cities.

The Tribunal accepted the argument that the existing allowances payable to members of the Adelaide City Council did not appropriately recognise the role, responsibilities and workload of an elected member of Council. It also noted that the existing rates of allowance or fee payable were inconsistent with the rates of fees for members of government boards with similar levels of responsibilities.

Furthermore, the Tribunal recognised that the elected members of the Council were not eligible for a superannuation payment relative to the allowance they received. The fact that members of Council did not qualify for any employer superannuation support was in the view of the Tribunal, an anachronism in terms of the

Australian Retirement Incomes Policy which provides for all persons earning over \$450 a month to receive a superannuation benefit. The Tribunal investigated whether it could include a superannuation benefit as part of the allowance review but advice provided to the Tribunal was that there was no jurisdictional power to provide such a benefit in terms of Section 24 of the Act.

The Tribunal has determined that a more appropriate rate of allowance payable to a member of Council was \$24 000 per annum, and the more appropriate rate of allowance payable to the Lord Mayor was \$165 000 per annum. These new rates of allowance represent a 29.1% increase in the rate for a member of Council, and a 26.7% increase for the Lord Mayor. In determining these rates, the Tribunal was cognisant that the adjustments to the existing rates were in excess of the movement in the Consumer Price Index, and wage movements generally. However, the Tribunal believes these new rates of allowance are warranted on the grounds of the required time commitment and the level of responsibility, and satisfy the requirement in Section 24 (3) (d) of the City of Adelaide Act 1998, that 'an allowance...should reflect the nature of a member's office'.

Consistent with the Determination made in relation to Councils in general in Determination 7 of 2014, the Tribunal has revised the existing arrangement relating to 'standing committees', which provided for an additional annual allowance to be paid to the presiding member of a 'standing committee'. The Tribunal believes the revised arrangement will better reflect the original intention of the payment to the presiding member of a committee. The Determination therefore provides clarification as to what constitutes a 'standing committee' which will now be known as 'prescribed committees', due to the fact that the role and area of responsibility of such committees are now defined. Furthermore, a different allowance, in the form of a sitting fee will be payable to the presiding member of a committee established in terms of Section 41 of the LG Act, where the committee does not meet the requirements of being a 'prescribed committee'.

Dated 28 July 2014.

D. R. PRIOR, President

DETERMINATION OF THE REMUNERATION TRIBUNAL

NO. 7 OF 2014

Allowances for Members of Local Government Councils

1. Scope of Determination

The Remuneration Tribunal is given jurisdiction under Section 76 of the Local Government Act 1999 (the Act), to determine the allowance payable to an elected member of a Local Government Council. Section 76 of the Act requires the Tribunal to make a Determination on a four yearly basis before the day that is 14 days before the day on which nominations close for each periodic election for Councils held under the Local Government (Elections) Act 1999. Section 76 (3) provides that:

The Remuneration Tribunal must, in making a Determination under this section, have regard to the following:

- (a) the role of members of Council as members of the Council's governing body and as representatives of their area;
- (b) the size, population and revenue of the Council, and any relevant economic and social factors in the Council area;
- (c) the fact that an allowance under this section is not intended to amount to a salary for a member;
- (d) the fact that an allowance under this section should reflect the nature of a member's office; and
- (e) the provisions of this Act providing for the reimbursement of expenses of members.

Section 76 (4) provides that 'without derogating from the operation of subsection (3), the allowances to be determined under this section will be taken to be in the nature of a fee under the definition of remuneration in the Remuneration Act 1990'.

Section 76 (7) provides that 'the rates of allowances may vary from office to office, and Council to Council'.

This Determination applies to the members of a Council in accordance with the Act, but does not apply to members of the Adelaide City Council.

2. Interpretation

In this Determination, unless the contrary appears:

'Committee' means a committee established by a Council in terms of Section 41 of the Act.

'Councillor' means a person appointed or elected as a member of a local government Council under the Act.

'Principal Member' means a principal member under the Act.

'Prescribed Committee' means for the purposes of this Determination, a committee that endures, irrespective of whether the Council has assigned any particular work for the committee to perform and assists the Council or provides advice to the Council in any of the following areas or any combination thereof:

- Audit;
- Chief Executive Officer performance review;
- Corporate services;
- Finance;
- Governance;
- Infrastructure and works;
- Risk management; and
- Strategic planning and development.

3. Allowances

3.1 Councillors

- 3.1.1 The annual allowance for a Councillor who is not a principal member, Deputy Mayor, Deputy Chairperson or Presiding Member of a prescribed committee will be as follows:

Council Group	\$ per annum
Group 1A	21 500
Group 1B	19 000
Group 2	15 900
Group 3	12 800
Group 4	9 100
Group 5	5 700

- 3.1.2 Council Groups are provided in Appendix 1.

3.2 Principal Members

The annual allowance for principal members of a local government Council will be equal to four times the annual allowance for Councillors of that Council.

3.3 Deputy Mayor, Deputy Chairperson or Presiding Member of a Committee

- 3.3.1 The annual allowance for a Councillor who is a Deputy Mayor or Deputy Chairperson, or the presiding member of a prescribed committee or more than one prescribed committees established by a Council, will be equal to one and a quarter (1.25) times the annual allowance for Councillors of that Council.

- 3.3.2 An additional allowance in the form of a sitting fee is payable to a Councillor (other than the principal member or deputy principal member, chairperson or deputy chairperson or a presiding member of a prescribed committee) who is the presiding member of a committee, that is not a prescribed committee, at the following rates:

3.3.2.1 where the Councillor is a member of a Council in Group 1A or Group 1B; an allowance of \$200 per meeting limited to an aggregate amount of allowance of \$1 200 per annum;

3.3.2.2 where the Councillor is a member of a Council in Group 2 or Group 3; an allowance of \$150 per meeting limited to an aggregate amount of allowance of \$900 per annum;

3.3.2.3 where the Councillor is a member of a Council in Group 4 or Group 5; an allowance of \$100 per meeting limited to an aggregate amount of allowance of \$600 per annum.

4. *Travel Time Allowance for Members of Non-Metropolitan Councils*

- 4.1 An allowance of \$336 per annum will be payable to Council members, excluding principal members, whose usual place of residence is within the relevant Council area and is located at least 30 km but less than 50 km from that Council's principal office, via the most direct road route.
- 4.2 An allowance of \$560 per annum will be payable to Council members, excluding principal members, whose usual place of residence is within the relevant Council area and is located at least 50 km but less than 100 km from that Council's principal office, via the most direct road route.
- 4.3 An allowance of \$1 120 per annum will be payable to Council members, excluding principal members, whose usual place of residence is within the relevant Council area and is located 100 km or more from that Council's principal office, via the most direct road route.
- 4.4 The non-metropolitan Council members travel time allowance will be payable in addition to any entitlement to reimbursement of expenses actually incurred.
- 4.5 A list of the non-metropolitan Councils to which this payment applies is provided in Appendix 2.

5. *Date of Operation*

- 5.1 The allowances prescribed in this Determination are operative from the first ordinary meeting of the Council held after the conclusion of the 2014 local government elections in accordance with Section 76 (8) of the Local Government Act 1999.
- 5.2 Pursuant to Sections 76 (9) and 76 (15) of the Local Government Act 1999, the allowances set out in this Determination, including the aggregate amounts specified at 3.3.2 herein, will be adjusted annually on the first, second and third anniversaries of the 2014 local government elections to reflect changes in the Consumer Price Index as defined at Section 76 (15).

Dated 28 July 2014.

D. R. PRIOR, President
D. J. SMYTHE, Member

APPENDIX 1—COUNCIL GROUPS

Group 1A

City of Charles Sturt
City of Onkaparinga
City of Port Adelaide Enfield
City of Salisbury

Group 1B

City of Holdfast Bay
City of Marion
City of Mitcham
City of Playford
City of Tea Tree Gully
City of West Torrens

Group 2

Adelaide Hills Council
Alexandrina Council
Barossa Council
Campbelltown City Council
City of Burnside
City of Mount Gambier
City of Prospect
City of Norwood Payneham and St Peters
City of Unley
City of Whyalla
District Council of Mount Barker
Port Augusta City Council
Rural City of Murray Bridge
Town of Gawler

Group 3

Berri Barmera Council
City of Port Lincoln
City of Victor Harbor
Clare and Gilbert Valleys Council
District Council of Loxton Waikerie
District Council of The Copper Coast

District Council of Yorke Peninsula
Light Regional Council
Mid Murray Council
Naracoorte Lucindale Council
Port Pirie Regional Council
Tatiara District Council
Wattle Range Council

Group 4

Corporation of the Town of Walkerville
District Council of Coorong
District Council of Grant
District Council of Lower Eyre Peninsula
District Council of Mallala
District Council of Yankalilla
District Council of Renmark Paringa
Kangaroo Island Council
Northern Areas Council
Regional Council of Goyder
Wakefield Regional Council

Group 5

District Council of Barunga West
District Council of Ceduna
District Council of Cleve
District Council of Coober Pedy
District Council of Elliston
District Council of Franklin Harbour
District Council of Karoonda East Murray
District Council of Kimba
District Council of Mount Remarkable
District Council of Orreroo Carrieton
District Council of Peterborough
District Council of Robe
District Council of Streaky Bay
District Council of Tumby Bay
Flinders Ranges Council
Kingston District Council
Southern Mallee District Council
Wudinna District Council

APPENDIX 2—NON-METROPOLITAN COUNCILS

Adelaide Hills Council
Alexandrina Council
Berri Barmera Council
Barossa Council
City of Whyalla
Clare and Gilbert Valleys Council
District Council of Barunga West
District Council of Ceduna
District Council of Cleve
District Council of Coober Pedy
District Council of Coorong
District Council of Elliston
District Council of Franklin Harbour
District Council of Grant
District Council of Karoonda East Murray
District Council of Kimba
District Council of Lower Eyre Peninsula
District Council of Loxton Waikerie
District Council of Mallala
District Council of Mount Barker
District Council of Mount Remarkable
District Council of Orreroo Carrieton
District Council of Peterborough
District Council of Renmark Paringa
District Council of Robe
District Council of Streaky Bay
District Council of The Copper Coast
District Council of Tumby Bay
District Council of Yankalilla
District Council of Yorke Peninsula
Flinders Ranges Council
Kangaroo Island Council
Kingston District Council
Light Regional Council
Mid Murray Council
Naracoorte Lucindale Council
Northern Areas Council
Port Augusta City Council
Port Pirie Regional Council
Regional Council of Goyder

Rural City of Murray Bridge
 Southern Mallee District Council
 Tatiara District Council
 Wakefield Regional Council
 Wattle Range Council
 Wudinna District Council

REMUNERATION TRIBUNAL

REPORT RELATING TO DETERMINATION NO. 7 OF 2014

Allowances for Members of Local Government Councils

1. Introduction

In terms of Section 76 of the Local Government Act 1999 (the Act), the Remuneration Tribunal has conducted a review of the allowances payable to members of Local Government Councils with the revised rates being published in Determination 7 of 2014. The allowances payable to members of the Adelaide City Council are dealt with in Determination 6 of 2014 and its accompanying report. Section 76 (2) of the Act requires the Tribunal to undertake a review of the allowances payable to elected members of Councils every four years. The allowances were last reviewed by the Tribunal in 2010 (see Determination 6 of 2010).

Section 76 (2) of the Act stipulates that the Tribunal must make its Determination of the review before the day that is 14 days before the day on which nominations close for the Council elections, which this year is 2 September 2014, with the election to be held in November 2014. In this context, the Tribunal gave notice of its 2014 review of allowances by inserting notices in *The Advertiser* on 22 March 2014, and all local newspapers in the State at about the same time. The notices invited submissions from all Councils, interested persons and organisations. The closing date for submissions was 2 May 2014.

2. Submissions

A total of 21 submissions were received in relation to the allowances payable to members of Councils, and a further four submissions of a general nature about allowances payable to elected members of Councils throughout the State. The Local Government Association did not make a submission to the review.

The Tribunal noted that whilst there are 68 Councils that operate in South Australia, and apart from the submissions that were received specifically relating to the Adelaide City Council, there were only 17 submissions from either Chief Executive Officers or Senior Managers of Councils, or individual Councillors. Generally the submissions were not critical of the level of the existing rates of allowances being paid to the elected members of Councils, although a couple of Councils expressed the view that they should be in a higher level group so that their Councillors were entitled to a higher level of allowance (Determination 6 of 2010 placed Councils in five groupings with each group having a different level of allowance). Further, several Chief Executive Officers, mainly in rural areas, argued it was important to pay a reasonable level of allowance to ensure that persons with appropriate leadership abilities, skills, qualifications and experiences were attracted to stand for election to Councils. One such submission stated that 'it is becoming harder and harder to attract candidates to nominate to become a Councillor and for the amount of time this Council requires its Councillors to attend meetings the current allowance is too low'. However, overall the majority of comments in submissions were about the payments available under the Travel Time Payment arrangement which is designed to provide compensation for the time members in rural areas spend on travelling to and from official Council meetings and gatherings (i.e. briefings and subcommittee meetings). There were views expressed that the level of the Travel Time Payment did not adequately compensate those Councillors who had to do a lot of travelling to and from official Council functions. Some submissions also argued that the concept of the Travel Time Payment needed to be broadened to cover Councillors who undertake extensive travel to consult with constituents and perform their own research and investigations. Several submissions also raised the issue about superannuation, reminding the Tribunal that members of Councils do not receive an employer financed superannuation contribution relating to their allowance. It was similarly pointed out that some interstate jurisdictions provide for superannuation to be paid to Councillors despite the fact that Commonwealth law does not make such payments mandatory.

A number of the submissions also criticised aspects of the arrangement provided for in Determination 6 of 2010 whereby an additional allowance is provided to a member of Council who is the presiding member of a Council standing committee. While the Tribunal noted that this arrangement seems to work well with metropolitan Councils which tend to have only four to six standing committees that meet on a regular basis in many non-metropolitan Councils there are often in excess of 12 committees established in terms of Section 41 of the Act designated as standing committees. In this regard it appears that legal advice obtained by some non-metropolitan Councils has expressed the opinion that any ongoing committee established in terms of Section 41 of the Act is a 'standing committee', with the consequence that the presiding officer of the standing committee is entitled to a presiding officer allowance in terms of Determination 6 of 2010. As reported to the Tribunal during this review, the arrangement in some non-metropolitan Councils has resulted in a level of unfairness in respect of the fixed amount of additional allowance paid to presiding officers. This is because of the differences in the frequency of meetings held and the resulting significant differences in workloads. It was put to the Tribunal that it should address this inequity and unfairness.

The Tribunal received two submissions, one from the City of Mitcham, recommending that consideration be given to changing the existing arrangement whereby Councillors are paid an annual allowance, to an arrangement whereby Councillors are paid an allowance in the form of a sitting fee. Under a sitting fee arrangement, Councillors would be paid only for those meetings that they actually attend. This proposal was put to the Tribunal in response to a situation that has been experienced by the City of Mitcham where a Councillor only attended three out of 22 official meetings during the financial year 2012-2013, and attended only four out of 25 official meetings in 2013-2014.

As was the case in 2010, at least one non-Council submission urged the Tribunal, among other things to consider deferring its Determination of allowances for Council members pending the amalgamation of Councils deemed to be economically unviable in their present form. However, given the amalgamation of Councils and their financial viability remains outside the Tribunal's jurisdiction, it remained unable to make any Determinations in respect of these issues.

The Tribunal met with the Chief Executive Officer of the Mid Murray Council following his request to make an oral submission in support of the Council's written submission.

Notwithstanding that the Local Government Association did not make a formal submission to the review, the Tribunal consulted with the LGA during its deliberations.

3. Considerations

In undertaking this review and delivering this Determination, the Tribunal has been mindful of the role and responsibilities of the elected members of the Councils both in the metropolitan and rural and district areas of the State, as set out in the Act. The Tribunal has not only reviewed the current level of allowances paid to elected members of Councils, but also reviewed the groupings of the Councils, to determine whether each Council is in the most appropriate group.

The Tribunal has also reviewed the arrangements for Travel Time Payments made to Councillors in rural areas and the additional allowances paid to presiding members of a committee provided for under Determination 6 of 2010 to ensure that these allowances are providing a benefit to those Councillors for whom they were originally intended, and to address any inequity issues.

The Tribunal has also given consideration to the matter raised in a number of submissions about whether Councillors should be paid a sitting fee in the form of an allowance for those meetings they actually attend, in lieu of an annual allowance.

4. Role of Councillors

The role of a Councillor as described in Section 59 of the Act is:

- (a) as a member of the governing body of the Council:
 - (i) to participate in the deliberations and civic activities of the Council;
 - (ii) to keep the Council's objectives and policies under review to ensure that they are appropriate and effective;

- (iii) to keep the Council's resource allocation, expenditure and activities, and the efficiency and effectiveness of its service delivery, under review;
 - (iv) to ensure, as far as practicable, that the principles set out in Section 8 are observed; and
- (b) as a person elected to the Council:
- to represent the interests of residents and ratepayers, to provide community leadership and guidance, and to facilitate communication between the community and the Council.

Councillors are therefore required to attend and participate in meetings, read agenda papers and reports, and liaise with residents in meeting their representational obligations. More importantly, Councillors are in terms of the provisions of the Act, ultimately responsible for the operation of the Council; its goals, policies, resource allocation, expenditure, corporate strategies, and the overall efficiency and effectiveness of the Council's delivery of services to the individuals and groups within its community.

The Tribunal also noted that Councillors are also legislators with powers under the Act to make certain laws and regulations dealing with generally local matters, and in particular, dealing with matters on Local Government land.

5. Role of the Principal Member or Mayor

The role of the Principal Member or Mayor as described in Section 58 of the Act is:

- (a) to preside at meetings of the Council;
- (b) if requested, to provide advice to the Chief Executive Officer between Council meetings on the implementation of a decision of the Council;
- (c) to act as the principal spokesperson of the Council;
- (d) to exercise other functions of the Council as the Council determines; and
- (e) to carry out the civic and ceremonial duties of the office of principal member.

6. Findings and Determinations

The Tribunal reviewed the arrangement that was established under Determination 6 of 2010 that placed each Council into one of five groups. In doing so it has determined that the existing grouping be modified and that it is more appropriate to have six groups instead of the existing five groups. The most significant changes to the existing grouping arrangement has resulted in the City of Adelaide being dealt with under its own separate Determination, and the existing Group 1 being split into two new separate groups named Group 1A and Group 1B. The Tribunal has determined that those Councils with the larger income, expenditure and populations, will be moved to the newly created higher classification group, Group 1A. The following Councils have been allocated to Group 1A; City of Charles Sturt, City of Onkaparinga, City of Port Adelaide Enfield and City of Salisbury. The Tribunal has also moved a small number of other Councils into a higher group. The new grouping of Councils is shown in Appendix 1 of Determination 7 of 2014.

In line with its decision to move four Councils into the new Group 1A, the Tribunal has determined that those elected members of Councils in Group 1A will be paid a higher level of allowance than those Councillors with Councils in Group 1B. The Tribunal has determined this in recognition of Councillors with Group 1A Councils having responsibility for larger populations and operating budgets than those in Group 1B, resulting in a required overall greater level of decision making.

The annual allowances for Councillors and principal members (i.e. Mayors), are as set out in Determination 7 of 2014. The new category of allowance determined for those Councillors with a Council in Group 1A, is \$21 500 per annum, while the allowance for those with Councils in Group 1B, is \$19 000 per annum. Whilst the increase for Councillors with Councils in the new

Group 1A is 15.6%, the average increase for the other Groups (Group 1B, Group 2, Group 3, Group 4 and Group 5) is 2.6%. Although the Tribunal acknowledges that an increase of 15.6% is in excess of the current annual increase in the rate of inflation, and wage movements generally, it considered that such an increase was warranted for the group in question based on the material before it.

The Tribunal also recognised that the elected members of Councils were not eligible for a superannuation payment relative to the allowance they received. The fact that members of Councils did not qualify for any employer superannuation support was in the view of the Tribunal, an anachronism in terms of the Australian Retirement Incomes Policy which generally provides for all persons earning over \$450 a month to receive a superannuation benefit. The Tribunal investigated whether it could include a superannuation benefit as part of the allowance review but advice provided to the Tribunal was that there was no jurisdictional power to provide such a benefit in terms of Section 76 of the Act.

The Tribunal has decided to rename the previous Travel Time Payment to Travel Time Allowance. On the basis that this allowance has not been adjusted for four years, it has been determined to increase the rates of allowance to reflect the movement in the Consumer Price Index over the last four years (11%). In future, the Travel Time Allowance will be automatically adjusted annually by the movement in the Consumer Price Index in the same manner and at the same time as the adjustment of the elected member allowance. In addition, the Tribunal has added an additional category to the Travel Time Allowance to cater for those Councillors in rural areas who have to travel between 30 and 50 km each way to an official Council meeting or function. This new category will provide these members with an additional annual allowance of \$335 per annum.

In relation to the matter of the allowance paid to the presiding officer of a standing committee and the fact that payment of this allowance was being made by Councils to committees which in the view of the Tribunal were not 'standing committees', the Tribunal has revised the existing arrangement and determined one it believes will better reflect the original intention of this payment. The Determination therefore provides clarification as to what constitutes a 'standing committee' which will now be known as a 'prescribed committee', due to the fact that the role and area of responsibility of such committees are now defined. Furthermore, a different allowance, in the form of a sitting fee will be payable to the presiding member of a committee established in terms of Section 41 of the Act, where the committee does not meet the requirements of being a 'prescribed committee'.

The Tribunal gave consideration to the issue of whether Councillors should be paid an annual allowance or a sitting fee for each meeting they actually attend. Cognisant of the fact that Councillors stand for election in the knowledge that if elected they take on the role of Councillor for a term of four years, the Tribunal determined that the existing arrangement whereby Councillors are paid an annual allowance was the most appropriate. Notwithstanding the Tribunal's view as to the most appropriate form of payment for the position, the Tribunal considered whether it could attach terms and conditions to the payment so that payment could be denied to a Councillor who does not attend a meeting and who fails to submit an acceptable reason for not attending. In considering its options, the Tribunal sought the advice of the Crown Solicitor who advised the Tribunal that it did not have the jurisdictional powers to attach such a term and condition to the payment of an allowance under Section 76 of the Act. Having regard to this advice, the Tribunal came to the view that the matter of infrequent and overall poor attendance at Council meetings was not a matter over which it has any power or responsibility. Rather it appeared to the Tribunal to be a breach of the Code of Conduct for Council Members issued by the Minister for Planning for the purposes of Section 63 (1) of the Act, and therefore one that should be dealt with in terms of that Code.

Dated 28 July 2014.

D. R. PRIOR, President

SURVEY ACT 1992

Register of Surveyors

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

List of Licensed Surveyors to 22 July 2014

Name	Address	Date of Licence
Abbott, Richard Poole	366 Halifax Street, Adelaide, S.A. 5000	30.3.78
Afnan, Ruhi	19 Dunn Street, Bridgewater, S.A. 5155	9.4.92
NP Allen, Scott Lewis	G.P.O. Box 2471, Adelaide, S.A. 5001	8.5.86
Anderson, Ralph Ian	78 Twentieth Street, Renmark, S.A. 5341	10.5.90
Andrew, Robert Lindsay	29 Fowler Street, Seaview Downs, S.A. 5049	23.10.74
Andrews, Richard George	P.O. Box 113, Parndana, S.A. 5220	28.7.80
Arnold, Timothy	9A Balmoral Avenue, North Brighton, S.A. 5048	9.12.10
Aslanidis, Nicholas Peter	176 Prospect Road, Prospect, S.A. 5082	20.9.12
Bacchus, Scott John	33 Turners Avenue, Hawthorndene, S.A. 5051	6.8.03
NP Banks, Alan David	33 Carlisle Road, Westbourne Park, S.A. 5041	11.10.90
Barnes, Lyall Bruce	7 Boronia Court, Paradise, S.A. 5075	14.4.94
Barrington, Mettina Elizabeth Grace	P.O. Box 1000, Kent Town, S.A. 5071	15.5.08
Barwick, Craig	P.O. Box 1000, Kent Town, S.A. 5071	15.11.01
Bennett, Mark Nicholas	43 Katoomba Road, Beaumont, S.A. 5066	18.11.04
Bested, Antony John	362 Magill Road, Kensington Park, S.A. 5068	1.1.92
Bested, John Charles	362 Magill Road, Kensington Park, S.A. 5068	16.3.67
Bevan, Matthew John	P.O. Box 80, Oaklands Park, S.A. 5046	21.2.13
Bleeze, Denis Robert	18 Range Road South, Houghton, S.A. 5131	30.8.81
Blok, Timothy	5 Seventh Avenue, Hove, S.A. 5048	13.9.90
Blundell, Marc John Pole	8 Belmont Close, Clovelly Park, S.A. 5042	17.7.03
Brinkley, Peter James	38 Bricknell Street, Magill, S.A. 5072	19.8.10
Brogden, Damian John	176 Prospect Road, Prospect, S.A. 5082	13.7.89
Bryant, Warwick Kelvin	4 Osbourn Road, Malak, N.T. 0812	28.10.05
Burdett, Michael Paul	G.P.O. Box 1354, Adelaide, S.A. 5001	12.8.82
Burford, Rodney Neil	13 Kent Avenue, Warradale, S.A. 5046	31.1.76
Burgess, Gregory Stephen	18A Cameron Road, Mount Barker, S.A. 5251	6.7.95
Burgess, Kevin Trevor	46 Second Avenue, St Peters, S.A. 5069	8.7.82
Cameron, Donald Roderick	36 Devines Road, Glenorchy, Tas. 7010	14.5.92
Cameron, Michael Leigh	P.O. Box 289, Mount Gambier, S.A. 5290	20.4.06
Carn, Brenton Allen	P.O. Box 1000, Kent Town, S.A. 5071	19.9.96
Castelanelli, Carmelo	62 Carlton Parade, Torrensville, S.A. 5031	13.3.93
Cavallo, Rocco	77 East Avenue, Clarence Park, S.A. 5034	19.9.90
Christie, Brenton Andrew	4 Topaz Court, Hope Valley, S.A. 5090	21.7.05
Clarke, Matthew James	69 Heather Road, Heathfield, S.A. 5153	19.11.09
Cooke, Geoffrey Bernard	5/55 Oakridge Road, Aberfoyle Park, S.A. 5159	15.7.76
Cooper, Daniel Charles	19 Belmont Crescent, Mount Barker, S.A. 5251	20.6.13
Cornish, John Leslie	5 Horsell Road, Belair, S.A. 5052	12.3.79
Crowe, Simon John	P.O. Box 1000, Kent Town, S.A. 5071	17.3.12
Curnow, James	P.O. Box 1000, Kent Town, S.A. 5071	10.12.76
D'Aloia, Giuseppe	9 Cassia Crescent, Kidman Park, S.A. 5025	20.6.02
Dansie, Phillip Alan	3 Angas Street, Port Lincoln, S.A. 5606	11.5.77
Dellatorre, Wade Christopher	51 Taylor Street, Kadina, S.A. 5554	16.5.02
Donaghey, Francis Andrew	25B Tarlton Street, Somerton Park, S.A. 5044	15.7.76
Donaghey, Shaun Bernard	1 Leak Avenue, Glenelg North, S.A. 5045	17.10.02
Driver, Malcolm John	P.O. Box 1000, Kent Town, S.A. 5071	9.8.84
Ednie, Mark David	11 Shackell Street, Coburg, Victoria 3058	18.6.09
Eiternick, Paul	1397 South Road, Bedford Park, S.A. 5042	17.10.13
Falkenberg, Andrew John	17 Dame Pattie Circuit, West Lakes, S.A. 5021	6.12.90
NP Filmer, Michael Shaun	25 Melbourne Street, St James, W.A. 6102	3.8.06
Filmer, Scott John	1 Railway Place, Mount Barker, S.A. 5251	16.8.07
Frankiw, Jaroslaw	73 Northumberland Street, Tusmore, S.A. 5065	4.6.75
Fryar, Rockland Neil	26 Ottawa Avenue, Panorama, S.A. 5041	8.9.94
Fudge, Jeffrey Charles	55 Lewiston Street, Seaton, S.A. 5023	11.8.78
Fyfe, Alistair Ross	30 Statenborough Street, Leabrook, S.A. 5018	4.3.80
Gathercole, Dylan Luke	31 Harriet Street, West Croydon, S.A. 5008	16.2.12
Gehren, Noel Ralfe	P.O. Box 1000, Kent Town, S.A. 5071	13.12.07
Gilbert, Peter Mark	2 Cremorne Street, Fullarton, S.A. 5063	8.9.94
Gibson, Gregory Ireton	31 Dolling Crescent, Flynn, A.C.T. 2615	21.11.13
Gluis, Joel Mark	33 Euro Avenue, Eden Hills, S.A. 5050	17.3.11
Goedecke, Mark Robert	23 Sydenham Road, Norwood, S.A. 5067	30.7.84
Grant, Trevor Donald	18 Valley View Drive, Highbury, S.A. 5089	1.3.84
Grear, Michael Stuart	24B Willunga Street, Eden Hills, S.A. 5050	1.1.92
Harmer, Michael William	8 Apalka Place, Rostrevor, S.A. 5073	18.11.10
Hawkins, Thomas Bernard	3/14 Conigrave Street, Oaklands Park, S.A. 5046	15.9.05
Henley, John Edward	6 McLaughlan Avenue, North Brighton, S.A. 5048	12.10.89
Hennig, Bryan Ronald	14 Allendale Avenue, Novar Gardens, S.A. 5040	1.7.68
Hennig, Shayne Bryan	2 George Street, Glengowrie, S.A. 5044	14.6.90
NP Hewett, Bruce Allan	46 Stanley Street, Glengowrie, S.A. 5044	31.10.78
Hillyard, Tyson Peter	108 Turners Avenue, Hawthorndene, S.A. 5051	15.11.12
Hopkins, Michael Jessop	16 Frederick Street, Adelaide, S.A. 5000	17.4.84
Hordacre, Glenn Ian	P.O. Box 1000, Kent Town, S.A. 5071	12.11.92
Hynes, Matthew David	65 Goodwood Road, Wayville, S.A. 5034	20.5.04

Name	Address	Date of Licence
Jeanes, Peter Ian	P.O. Box 215, Lonsdale, S.A. 5160.....	3.2.82
Jeffrey, Thomas Samuel	P.O. Box 1000, Kent Town, S.A. 5071	18.6.13
Jericho, David Allan	48 Lawrence Street, Kadina,, S.A. 5554.....	11.3.93
NP Jones, Andrew Charles	3 Jasper Street, Salisbury East, S.A. 5109.....	10.5.79
Kennedy, Ross Alexander	20 Sizer Street, Lower Mitcham, S.A. 5062.....	14.5.92
Klau, Timothy David	50A Normandy Place, Port Lincoln, S.A. 5606.....	18.5.06
Klitscher, Simon Martin	P.O. Box 226, Brooklyn Park, S.A. 5032.....	15.6.00
NP Koch, Robin Barry	86 Mawson Road, Meadows, S.A. 5201	10.9.92
Lambis, Haralambos Michael	P.O. Box 358, Prospect, S.A. 5082.....	21.4.05
Lane, Gregory Charles	4 Light Road, Coromandel Valley, S.A. 5051.....	15.6.06
Lange, Robert Harry	P.O. Box 422, Port Adelaide, S.A. 5015	13.9.84
Langman, James Stephen	72 Rapid Avenue, Northgate, S.A. 5085	18.3.10
Leaker, Martin John	17 College Road, Somerton Park, S.A. 5044.....	11.10.94
Leith, Grantley David	30 College Road, Somerton Park, S.A. 5044.....	10.5.90
Lewis, Gregory Wayne	5 Parkview Court, Aberfoyle Park, S.A. 5159.....	12.11.87
Liebelt, Michael John	6 Graves Street, Kadina, S.A. 5554.....	11.6.92
Liebelt, Susan Marie	32 Ewing Street, Kadina, S.A. 5554.....	10.9.92
Linsell, John Thomas	9 Anne Court, Happy Valley, S.A. 5159	20.8.09
Lock, Craig James	1/11 Bertha Street, Mount Gambier, S.A. 5290.....	8.3.84
Lock, Michael Grant	87 Springbank Road, Clapham, S.A. 5062.....	13.2.86
Loechel, Robin Everard	16 St Andrews Terrace, Willunga, S.A. 5172	12.3.79
Lohmeyer, Michael John	13 Dillon Road, Aldgate, S.A. 5154.....	9.3.89
Mann, Grant Glenn	11 Island View Crescent, Victor Harbor, S.A. 5211.....	11.3.93
Mattsson, Jeffrey Ian	10 Braeside Avenue, Seacombe Heights, S.A. 5047	10.11.85
McCarthy, Alan John	196 Research Road, Tanunda, S.A. 5352.....	17.4.84
McDonnell-Smith, David	4 Samoa Court, West Lakes, S.A. 5021	1.1.84
Millett, Christopher John	Level 3/80 Flinders Street, Adelaide, S.A. 5000	1.1.92
Minchin, Christopher George	23 Sydenham Road, Norwood, S.A. 5067.....	14.6.84
Neale, Graeme Edward	27 Dover Street, Malvern, S.A. 5061	15.5.80
Nietschke, Michael Dean	13 Michael Street, Lockleys, S.A. 5032.....	16.10.97
Nisbet, Kim Alan	228 Stock Road, Mylor, S.A. 5153.....	1.8.80
North, Ashley Linton	1397 Main South Road, Bedford Park, S.A. 5042.....	20.8.09
O'Callaghan, Michael Patrick	Level 5, Riverside Centre, North Terrace, Adelaide, S.A. 5000.....	14.3.85
Oldfield, Mark Howard	P.O. Box 1000, Kent Town, S.A. 5071	20.6.13
Paul, Gregory John	65 Alfred Road, West Croydon, S.A. 5008	21.3.13
NP Pennino, Damiano	P.O. Box 917, Salisbury, S.A. 5108	20.6.13
Perry, Geoffrey Robert	P.O. Box 76, Hahndorf, S.A. 5245.....	14.7.83
Petrilli, Kevin John	Suite 5, 13-23 Unley Road, Parkside, S.A. 5063.....	19.7.90
Phillips, David Graham	P.O. Box 1818, Renmark, S.A. 5341.....	24.5.72
Phillips, Perry Mark	7 Blossom Terrace, Hallett Cove, S.A. 5158.....	13.12.84
Pittman, Mark Roger	6 Moore Street, Somerton Park, S.A. 5044	21.8.97
Pohl, Henry Michael	23 Sydenham Road, Norwood, S.A. 5067.....	31.3.83
Pyper, David Edward	5 Wokurna Avenue, Willunga, S.A. 5062.....	1.1.91
Rea, Franco	P.O. Box 1000, Kent Town, S.A. 5071	15.6.00
Retallack, Richard Alan	25 Narinna Avenue, Cumberland Park, S.A. 5041	9.4.92
Richardson, Brett John	194A Murray Street, Tanunda, S.A. 5352.....	17.3.11
Rigon, Dario	26 Woodcroft Drive, Morphett Vale, S.A. 5162.....	10.3.88
Rosko, Sime	7/30 Frederick Road, West Lakes, S.A. 5021.....	9.7.87
Ryan, Kane Benjamin	P.O. Box 1000, Kent Town, S.A. 5071	18.3.10
NP Sarneckis, Kostas	32 Wattle Crescent, Tea Tree Gully, S.A. 5091	3.8.77
Sayer, Max Alfred Michael	176 Prospect Road, Prospect, S.A. 5082	12.10.89
Scutchings, Craig Allen	P.O. Box 955, Chinchilla, Qld 4413.....	16.12.04
Slape, Bradley James	G.P.O. Box 1354, Adelaide, S.A. 5001	20.4.06
Smith, Trevor John Gee	11 Mitchell Street, Seaview Downs, S.A. 5049.....	14.6.84
Sommerville, Peter Thomas	P.O. Box 655, McLaren Vale, S.A. 5171	13.11.79
Standley, Mark Brenton	16B Kareda Drive, Campbelltown, S.A. 5074.....	15.6.00
Stolz, Peter Georg Hermann	13 Atlanta Avenue, Ingle Farm, S.A. 5098	1.1.91
Summers, Clayton Myles	9 St Georges Street, Willunga, S.A. 5172	12.6.86
Teakle, Mark Ronald Bray	P.O. Box 1000, Kent Town, S.A. 5071	8.11.84
Tennant, Alistair Charles	8 Sexton Road, Brighton, S.A. 5048	13.10.83
Thorley, Beau	P.O. Box 1000, Kent Town, S.A. 5071	17.11.11
Townsend, Steven James	8 Beaver Court, Port Lincoln, S.A. 5606.....	18.8.05
Tripodi, Alfredo	10 Paula Street, Athelstone, S.A. 5076.....	15.3.07
Turnbull, Shaun William	90 Lochside Drive, West Lakes, S.A. 5021.....	15.2.07
Turner, George Joseph	82 Sheoak Road, Crafers West, S.A. 5152.....	19.5.11
Turner, Steven Miles	23 Raymond Grove, Warradale, S.A. 5046.....	16.10.77
van Senden, Geoffrey Clifton	11 Chapel Street, Strathalbyn, S.A. 5255.....	11.10.90
Weber, John Leslie	Lot 805, Marina Way, Mannum, S.A. 5238.....	12.3.79
Weston, David Arthur Giles	78 Castle Street, Parkside, S.A. 5063.....	12.3.92
Whitford, Mark Kenneth	65 Mary Street, Unley, S.A. 5061	21.11.13
Williams, Mark Antony Peter	P.O. Box 1000, Kent Town, S.A. 5071	17.6.04
Window, Ashley Greg	9 Dorene Street, St Marys, S.A. 5042.....	13.3.08
Wood, Adam Browning	24 Hakea Avenue, Athelstone, S.A. 5076.....	17.8.06

NP Denotes non-practising Surveyors.

S. MEDLOW SMITH, Registrar

List of Registered Surveyors to 22 July 2014

Name	Address	Date of Licence
Chivers, John Henry	c/o SMEC, P.O. Box 356, Cooma, N.S.W. 2630.....	5.10.79
Kirk, Peter William	46 Bunker Avenue, Urraween, Qld 4655	20.3.14
Latham, James Stephen	P.O. Box 1354, Adelaide, S.A. 5001	1.1.98
McFarlane, John Alexander	7 Prince Street, Alberton, S.A. 5014	19.7.07
Pickett, Richard Bruce	3A Fuller Street, Parkside, S.A. 5063.....	1.1.00
Sadrolodabae, Behzad	30 Baraga Grove, Modbury Heights, S.A. 5092.....	20.2.14

S. MEDLOW SMITH, Registrar

TRAINING AND SKILLS DEVELOPMENT ACT 2008

Part 4—Apprenticeships/Traineeships

Pursuant to the provision of the Training and Skills Development Act 2008, the Training and Skills Commission (TaSC) gives notice that determines the following Trades or Declared Vocations in addition to the *Gazette* notices of:

- | | | | |
|-----------------------|----------------------|-----------------------|-----------------------|
| 1. 25 September 2008 | 2. 23 October 2008 | 3. 13 November 2008 | 4. 4 December 2008 |
| 5. 18 December 2008 | 6. 29 January 2009 | 7. 12 February 2009 | 8. 5 March 2009 |
| 9. 12 March 2009 | 10. 26 March 2009 | 11. 30 April 2009 | 12. 18 June 2009 |
| 13. 25 June 2009 | 14. 27 August 2009 | 15. 17 September 2009 | 16. 24 September 2009 |
| 17. 9 October 2009 | 18. 22 October 2009 | 19. 3 December 2009 | 20. 17 December 2009 |
| 21. 4 February 2010 | 22. 11 February 2010 | 23. 18 February 2010 | 24. 18 March 2010 |
| 25. 8 April 2010 | 26. 6 May 2010 | 27. 20 May 2010 | 28. 3 June 2010 |
| 29. 17 June 2010 | 30. 24 June 2010 | 31. 8 July 2010 | 32. 9 September 2010 |
| 33. 23 September 2010 | 34. 4 November 2010 | 35. 25 November 2010 | 36. 16 December 2010 |
| 37. 23 December 2010 | 38. 17 March 2011 | 39. 7 April 2011 | 40. 21 April 2011 |
| 41. 19 May 2011 | 42. 30 June 2011 | 43. 21 July 2011 | 44. 8 September 2011 |
| 45. 10 November 2011 | 46. 24 November 2011 | 47. 1 December 2011 | 48. 8 December 2011 |
| 49. 16 December 2011 | 50. 22 December 2011 | 51. 5 January 2012 | 52. 19 January 2012 |
| 53. 1 March 2012 | 54. 29 March 2012 | 55. 24 May 2012 | 56. 31 May 2012 |
| 57. 7 June 2012 | 58. 14 June 2012 | 59. 21 June 2012 | 60. 28 June 2012 |
| 61. 5 July 2012 | 62. 12 July 2012 | 63. 19 July 2012 | 64. 2 August 2012 |
| 65. 9 August 2012 | 66. 30 August 2012 | 67. 13 September 2012 | 68. 4 October 2012 |
| 69. 18 October 2012 | 70. 25 October 2012 | 71. 8 November 2012 | 72. 29 November 2012 |
| 73. 13 December 2012 | 74. 25 January 2013 | 75. 14 February 2013 | 76. 21 February 2013 |
| 77. 28 February 2013 | 78. 7 March 2013 | 79. 14 March 2013 | 80. 21 March 2013 |
| 81. 28 March 2013 | 82. 26 April 2013 | 83. 23 May 2013 | 84. 30 May 2013 |
| 85. 13 June 2013 | 86. 20 June 2013 | 87. 11 July 2013 | 88. 1 August 2013 |
| 89. 8 August 2013 | 90. 15 August 2013 | 91. 29 August 2013 | 92. 6 February 2014 |
| 93. 12 June 2014 | | | |

Trades or Declared Vocations and Required Qualifications and Training Contract Conditions for the Resources and Infrastructure Industry Training Package RII

Trade/ #Declared Vocation/ Other Occupation	Code	Title	Nominal Term of Training Contract	Probationary Period
# Civil Construction and Maintenance Worker	RII30813	Certificate III in Civil Construction Plant Operations	36	3
# Civil Construction and Maintenance Worker	RII30913	Certificate III in Civil Construction	36	3

Furnishing Training Package MSF

Trade/ #Declared Vocation/ Other Occupation	Code	Title	Nominal Term of Training Contract	Probationary Period
Cabinet Maker (Furniture)	MSF31113	Certificate III in Cabinet Making	48	3

Automotive Industry Retail, Service and Repair Training Package AUR12

Trade/ #Declared Vocation/ Other Occupation	Code	Title	Nominal Term of Training Contract	Probationary Period
Outdoor Power Equipment Mechanic	AUR30713	Certificate III in Outdoor Power Equipment Technology	48	3

WATER MAINS AND SEWERS

Office of the South Australian Water Corporation
Adelaide, 31 July 2014

WATER MAINS LAID

Notice is hereby given that the following main pipes or parts of main pipes have been laid down by the South Australian Water Corporation in or near the undermentioned water districts and are now available for a constant supply of water to adjacent land.

ADELAIDE WATER DISTRICT**TOWN OF GAWLER**

Treleaven Way, Gawler East. p11 and 12
Burford Street, Gawler East. p11 and 12
Campbell Circuit, Gawler East. p11 and 12
James Place, Gawler East. p11 and 12

DISTRICT COUNCIL OF MOUNT BARKER

Easements in lot 1008 in LTRO DP 91277 (Ashfield Street and Toulston Court), Mount Barker. p6 and 7

CITY OF ONKAPARINGA

Katharine Street, Port Noarlunga. p163
Seeger Drive, Morphett Vale. p171

CITY OF PLAYFORD

Scarlet Avenue, Munno Para. p4 and 5
Clementine Avenue, Munno Para. p4 and 5
Woods Court, Munno Para. p4 and 5

CITY OF PORT ADELAIDE

East Parkway, Northgate. p1
Condon Drive, Northgate. p1
Kerr Lane, Northgate. p1

TOWN OF WALKERVILLE

Mersey Street, Gilberton. p2 and 3

WALLAROO WATER DISTRICT**DISTRICT COUNCIL OF COPPER COAST**

Park Terrace, Wallaroo. p130

WHYALLA WATER DISTRICT**THE CORPORATION OF THE TOWN OF WHYALLA**

Across Jenkins Avenue, Whyalla Stuart and Whyalla Jenkins. p8
Cartledge Avenue, Whyalla Jenkins. p8
Pollock Street, Whyalla Jenkins. p8 and 9
Rohrlach Street, Whyalla Jenkins. p9
Rehn Road, Whyalla Jenkins. p9 and 10
Bohlin Street, Whyalla Jenkins. p9

SEWERS LAID

Notice is hereby given that the following sewers have been laid down by the South Australian Water Corporation in the undermentioned drainage areas and are now available for house connections.

ADELAIDE DRAINAGE AREA**TOWN OF GAWLER**

Burford Street, Gawler East. FB 1236 p45-47
Treleaven Way, Gawler East. FB 1236 p45-47
James Place, Gawler East. FB 1236 p45-47
Campbell Circuit, Gawler East. FB 1236 p45-47

CITY OF ONKAPARINGA

Easements in Community Plan 24511 (Common Property, Thomas Terrace and Cinnamon Way), Aberfoyle Park. FB 1237 p6
Edmund Street, Christie Downs. FB 1237 p10
Barnabas Crescent, Christie Downs. FB 1237 p12
Glenarm Court, Flagstaff Hill. FB 1237 p18
Seeger Drive, Morphett Vale. FB 1237 p19

CITY OF PLAYFORD

Scarlet Avenue, Munno Para. FB 1236 p35-37
Clementine Avenue, Munno Para. FB 1236 p35-37
The Greenway, Munno Para. FB 1236 p35-37
Woods Court, Munno Para. FB 1236 p35-37

CITY OF PORT ADELAIDE ENFIELD

Easements in lot 4550 in LTRO DP 93869 (East Parkway), Northgate. FB 1236 p29-31
Easement in lot 101 in LTRO DP 4690 (new lots 721 and 722), Fairview Terrace, Clearview. FB 1237 p21

CITY OF SALISBURY

Onkara Avenue, Ingle Farm. FB 1237 p9
Chianti Lane, Mawson Lakes. FB 1237 p8

CITY OF TEA TREE GULLY

Vizard Road, Tea Tree Gully. FB 1237 p11

CITY OF UNLEY

Easement in lot 201 in LTRO DP 88666, Greenhill Lane, Wayville. FB 1236 p43 and 44

TOWN OF WALKERVILLE

Across Park Terrace, Gilberton. FB 1236 p32-34
Mersey Street, Gilberton. FB 1236 p32-34
Dodd Lane, Gilberton. FB 1236 p32-34
Avon Lane, Gilberton. FB 1236 p32-34

CITY OF WEST TORRENS

Iluka Street, Glenelg North. FB 1237 p17

MURRAY BRIDGE COUNTRY DRAINAGE AREA**THE RURAL CITY OF MURRAY BRIDGE**

Amanda Street, Murray Bridge. FB 1237 p13 and 14

WHYALLA COUNTRY DRAINAGE AREA**THE CORPORATION OF THE CITY OF WHYALLA**

Cartledge Avenue, Whyalla Jenkins. FB 1236 p38, 39 and 41
Pollock Street, Whyalla Jenkins. FB 1236 p38-41
Rohrlach Street, Whyalla Jenkins. FB 1236 p38, 39 and 42
Rehn Road, Whyalla Jenkins. FB 1236 p38, 39 and 42
Bohlin Street, Whyalla Jenkins. FB 1236 p38, 40 and 42
Robinson Street, Whyalla Jenkins. FB 1237 p20

A. J. RINGHAM, Chief Executive Officer,
South Australian Water Corporation

RULES OF COURT
Magistrates Court of South Australia
Amendment 49 to the Magistrates Court Rules 1992

PURSUANT to Section 49 of the *Magistrates Court Act 1991* and all other enabling powers, we, the undersigned, do hereby make the following amendments to the **MAGISTRATES COURT RULES 1992** as amended.

1. These Rules may be cited as the 'Magistrates Court Rules 1992 (Amendment 49)'.
2. The *Magistrates Court Rules 1992* as amended by the following amendments apply to and govern all actions commenced in the criminal division of the Court on and after the date on which these amendments are gazetted.
3. Rule 47.05 is deleted and replaced with the following:

47.05 Unless an application is made for the suspension of an enforcement action, the Registrar must list the appeal for hearing as soon as practicable.
4. Rules 61.02-61.08 are inserted as follows:

61.02 A spent convictions order or exemption order must comply with Form 111.

61.03 The Registrar must serve a copy of the application on the Attorney-General and the Commissioner of Police at least 4 weeks before the hearing date.

61.04 Where an application for an exemption order relates to Clause 6 of Schedule 1, the Registrar must also serve a copy of the application on the Minister for Children's Protection at least 4 weeks before the hearing date.

61.05 Where an application for an exemption order relates to Clause 7 of Schedule 1, the Registrar must also serve a copy of the application on the Minister for Disabilities at least 4 weeks before the hearing date.

61.06 No parties are required to attend the chambers hearing unless:
 - (a) The Attorney-General, the Commissioner of Police or another Minister wishes to intervene in the proceedings; or
 - (b) The qualified Magistrate requires the applicant to attend.

61.07 Where the Attorney-General, the Commissioner of Police or another Minister wishes to intervene they must notify the applicant and the Registrar in writing 7 days before the hearing date.

61.08 Where a qualified Magistrate requires the attendance of the applicant, the Registrar must notify the potential parties at least 7 days before the hearing date.
5. Rule 63 (3a) is inserted as follows:

(3a) A party to proceedings must seek leave of the Court prior to using an electronic device.
6. Rule 63 (7) is inserted as follows:

(7) For the purpose of this Rule, 'electronic note' means a text based note.
7. Form 55 is deleted and replaced with the following Form 55.
8. Forms 90, 91 and 92 are deleted and replaced with the following Forms 90, 91 and 92.

Signed on the 22nd day of July 2014.

ELIZABETH MARY BOLTON, Chief Magistrate
MARY-LOUISE HRIBAL, Magistrate
JANE LOUISE SCHAMMER, Magistrate
SIMON HUGH MILAZZO, Magistrate

Form 55



APPEAL OF ENFORCEMENT DETERMINATION

Magistrates Court of South Australia

www.courts.sa.gov.au

Expiation of Offences Act 1996

Section 14

Court Use

Fee Paid:
Date Filed:
Service on Issuing Authority:
Service on FERO:

Registry					File No		
Address	Street			Telephone		Facsimile	DX
	City/Town/Suburb		State	Postcode	Email Address		
Applicant							
Full Name						DOB	
Address	Street			Telephone		Facsimile	
	City/Town/Suburb		State	Postcode	Email Address		
Issuing Authority							
Full Name							
Address	Street			Telephone		Facsimile	
	City/Town/Suburb		State	Postcode	Email Address		
Enforcement Determination Particulars							
Expiation Notice No.				Date of Offence			
Vehicle Registration				Date of Enforcement Determination			
Date of Notice of Determination							
Offence Particulars							
Grounds							
I apply to revoke the enforcement determination on the grounds that I did not commit the offence to which the expiation notice relates.							
<input type="checkbox"/> I make an application to appeal out of time (this must be sought if the appeal is being made more than 30 days after the Notice of Determination).							
<input type="checkbox"/> I make an application for an order for suspension of enforcement action for the following reason/s (please also provide the terms of the enforcement action):							
<p>You must file and serve an affidavit explaining why you did not commit the offence to which the expiation notice relates and if you are appealing more than 30 days after the Notice of Determination you must explain the reasons for the delay. Please attach the affidavit to this application and any documentary evidence supporting the application. If available, a copy of the Enforcement Determination and Expiation Notice must be filed.</p>							
.....						
Date				APPLICANT			
Hearing details	Registry			Date			
	Address			Time		am/pm	
	Telephone	Facsimile		Email Address			

IMPORTANT NOTICE TO THE REGISTRAR

The Registrar must serve a copy of the appeal on the Fines Enforcement and Recovery Officer and the Issuing Authority.

I, (issuing Authority)
herby give notice that I intend to oppose the appeal.

.....
Date

.....
ON BEHALF OF THE
ISSUING AUTHORITY

IMPORTANT NOTICE TO THE ISSUING AUTHORITY

The above instructions on appeal are to be filed no later than 7 days before the hearing.

Form 90



APPLICATION FOR WARRANT TO ENTER AND SEARCH PREMISES

Magistrates Court of South Australia

www.courts.sa.gov.au

Road Traffic Act 1961

Section 40T and 41B

Court Use
Date Filed:

Registry				File No		
Address	Street		Telephone	Facsimile	DX	
	City/Town/Suburb	State	Postcode	Email Address		
Authorised Officer						
Name	Surname		Given name/s		ID No.	
Address	Street		Telephone	Facsimile		
	City/Town/Suburb	State	Postcode	Email Address		
Details of Premises						
Address	Street					
	City/Town/Suburb			State	Postcode	
Purpose for which the warrant is required:						
Grounds on which the warrant is sought:						
The grounds of the application must be verified by affidavit						
Hearing details	Registry			Date		
	Address			Time am/pm		
	Telephone	Facsimile	Email Address			
..... Date		 MAGISTRATES COURT			

Form 91



WARRANT TO ENTER AND SEARCH PREMISES

Magistrates Court of South Australia

www.courts.sa.gov.au

Road Traffic Act 1961

Section 40T and 41B

Court Use

Date Filed:

Name of Magistrate issuing warrant:				
Registry		File No		
Address	Street	Telephone	Facsimile	DX
	City/Town/Suburb	State	Postcode	Email Address
Authorised Officer				
Name	Surname	Given name/s	ID No.	
Address	Street	Telephone	Facsimile	
	City/Town/Suburb	State	Postcode	Email Address
Details of Premises				
Address	Street			
	City/Town/Suburb	State	Postcode	
Application made:				
<input type="checkbox"/> Personally <input type="checkbox"/> By telephone/facsimile – in my opinion, the following facts justify the issue of the warrant:				
The authorised officer undertakes to forward an affidavit verifying the facts relied on above.				
Terms of the warrant				
I, the undersigned Magistrate, am satisfied that there are reasonable grounds for believing that:				
<input type="checkbox"/> there may be at the particular premises named above, then or within the next 72 hours, records, devices or other things that may provide evidence of an Australian road law offence; or				
<input type="checkbox"/> a vehicle has been involved in an accident and -				
(i) the vehicle is or has been located at the particular premises named above; or				
(ii) the particular premises are or may be otherwise connected (directly or indirectly) with the vehicle or any part of its equipment or load.				
I authorise that the above authorised officer may, with necessary and reasonable help and force, enter and search the above particular premises, and seize and remove any records, devices or other things that the authorised officer believes on reasonable grounds provide, or may on further inspection provide, evidence of an Australian road law offence.				
The followings conditions and limitations apply to this warrant, namely:				
The above authorised officer may apply for this warrant to be varied or renewed. This warrant will be enforced for a period of _____ days (not longer than 45 days) and can be executed at any time.				
..... Date	 MAGISTRATE		

Form 92



DUPLICATE WARRANT TO ENTER AND SEARCH PREMISES

Magistrates Court of South Australia

www.courts.sa.gov.au

Road Traffic (Miscellaneous) Regulations 1999

Regulation 23A

Court Use
Date Filed:

Name of Magistrate issuing warrant:			
Registry		File No	
Address	Street	Telephone	Facsimile DX
	City/Town/Suburb	State	Postcode Email Address
Authorised Officer			
Name	Surname	Given name/s	ID No.
Address	Street	Telephone	Facsimile
	City/Town/Suburb	State	Postcode Email Address
Details of Premises			
Address	Street		
	City/Town/Suburb	State	Postcode
This application was made by telephone or facsimile and the above magistrate was satisfied that the following facts justify the issue of the warrant:			
I undertake to forward an affidavit verifying the facts the magistrate has relied on as grounds for the issue of the warrant.			
Terms of the warrant			
The above Magistrate is satisfied following a telephone or facsimile application that there are reasonable grounds for believing that:			
<input type="checkbox"/> there may be at the particular premises named above, then or within the next 72 hours, records, devices or other things that may provide evidence of an Australian road law offence; or <input type="checkbox"/> a vehicle has been involved in an accident and - (i) the vehicle is or has been located at the particular premises named above; or (ii) the particular premises are or may be otherwise connected (directly or indirectly) with the vehicle or any part of its equipment or load.			
The above Magistrate has authorised that the above authorised officer may, with necessary and reasonable help and force, enter and search the above particular premises, and seize and remove any records, devices or other things that the authorised officer believes on reasonable grounds provide, or may on further inspection provide, evidence of an Australian road law offence.			
The followings conditions and limitations apply to this warrant, namely:			
The above authorised officer may apply for this warrant to be varied or renewed.			
This warrant will be enforced for a period of days (not longer than 45 days) and can be executed at any time.			
..... Date	 AUTHORISED OFFICER	

RULES OF COURT
Magistrates Court of South Australia
Amendment 6 to the Magistrates Court (Civil)
Rules 2013

PURSUANT to Section 49 of the *Magistrates Court Act 1991* and all other enabling powers, we, the undersigned, do hereby make the following amendments to the **MAGISTRATES COURT (CIVIL) RULES 2013** as amended.

1. These Rules may be cited as the ‘Magistrates Court (Civil) Rules 2013 (Amendment 6)’.
2. The *Magistrates Court (Civil) Rules 2013* as amended by these amendments apply to and govern all actions commenced in the civil division of the Court on and after the date on which these amendments are gazetted.
3. A new definition is inserted in Rule 2(1) after the definition of ‘pleadings’ as follows:
‘pre-judgment interest’ means interest pursuant to section 34(1) of the *Magistrates Court Act 1991*.
4. The Note at the end of Rule 106 is deleted and replaced with the following:
Note that a plaintiff may not be entitled to the costs for the filing of a claim unless notice of the claim is given, or if the defendant has given notice of willingness to consent to judgment, in accordance with Rule 21A.
5. Rule 140 (3a) is inserted as follows:
(3a) A party to proceedings must seek leave of the Court prior to using an electronic device.
6. Rule 140 (7) is inserted as follows:
(7) For the purpose of this Rule, ‘electronic note’ means a text based note.
7. Rule 142 is inserted as follows:

APPLICATION OF FAST TRACK RULES

142. (1) The Court may order that a proceeding formerly in the Fast Track Stream in the District Court which has been transferred to the Court is to be governed by Chapters 1, 2 and 4 to 9 of the Fast Track Rules 2014 insofar as they make provisions which differ from the provisions of these Rules and otherwise is to be governed by these Rules.
- (2) The Court may order that a proceeding instituted in the Court is to be governed by Chapters 1, 2 and 4 to 9 of the Fast Track Rules 2014 insofar as they make provisions which differ from the provisions of these Rules and otherwise is to be governed by these Rules.
- (3) In this Rule, the Fast Track Rules 2014 means the Fast Track Rules 2014 adopted by the District Court and the Supreme Court.

Signed on the 22nd day of July 2014.

ELIZABETH MARY BOLTON, Chief Magistrate
MARY-LOUISE HRIBAL, Magistrate
JANE LOUISE SCHAMMER, Magistrate
SIMON HUGH MILAZZO, Magistrate

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:	
Transfer of Properties	62.50	Intention to Sell, Notice of.....	62.50
Attorney, Appointment of.....	49.75	Lost Certificate of Title Notices.....	62.50
Bailiff's Sale.....	62.50	Cancellation, Notice of (Strata Plan)	62.50
Cemetery Curator Appointed.....	36.75	Mortgages:	
Companies:		Caveat Lodgement.....	25.25
Alteration to Constitution	49.75	Discharge of.....	26.50
Capital, Increase or Decrease of.....	62.50	Foreclosures.....	25.25
Ceasing to Carry on Business	36.75	Transfer of	25.25
Declaration of Dividend.....	36.75	Sublet.....	12.70
Incorporation	49.75	Leases—Application for Transfer (2 insertions) each	12.70
Lost Share Certificates:		Lost Treasury Receipts (3 insertions) each.....	36.75
First Name.....	36.75	Licensing	73.50
Each Subsequent Name.....	12.70	Municipal or District Councils:	
Meeting Final.....	41.50	Annual Financial Statement—Forms 1 and 2	695.00
Meeting Final Regarding Liquidator's Report on		Electricity Supply—Forms 19 and 20.....	494.00
Conduct of Winding Up (equivalent to 'Final		Default in Payment of Rates:	
Meeting')		First Name	99.00
First Name.....	49.75	Each Subsequent Name.....	12.70
Each Subsequent Name.....	12.70	Noxious Trade	36.75
Notices:		Partnership, Dissolution of	36.75
Call.....	62.50	Petitions (small).....	25.25
Change of Name.....	25.25	Registered Building Societies (from Registrar-General)	25.25
Creditors.....	49.75	Register of Unclaimed Moneys—First Name.....	36.75
Creditors Compromise of Arrangement	49.75	Each Subsequent Name	12.70
Creditors (extraordinary resolution that 'the Com-		Registers of Members—Three pages and over:	
pany be wound up voluntarily and that a liquidator		Rate per page (in 8pt)	316.00
be appointed').....	62.50	Rate per page (in 6pt)	418.00
Release of Liquidator—Application—Large Ad.....	99.00	Sale of Land by Public Auction.....	63.00
—Release Granted	62.50	Advertisements.....	3.50
Receiver and Manager Appointed.....	57.00	¼ page advertisement	147.00
Receiver and Manager Ceasing to Act	49.75	½ page advertisement	295.00
Restored Name.....	46.50	Full page advertisement.....	577.00
Petition to Supreme Court for Winding Up.....	86.50	Advertisements, other than those listed are charged at \$3.50 per	
Summons in Action.....	73.50	column line, tabular one-third extra.	
Order of Supreme Court for Winding Up Action.....	49.75	Notices by Colleges, Universities, Corporations and District	
Register of Interests—Section 84 (1) Exempt.....	111.00	Councils to be charged at \$3.50 per line.	
Removal of Office.....	25.25	Where the notice inserted varies significantly in length from	
Proof of Debts	49.75	that which is usually published a charge of \$3.50 per column line	
Sales of Shares and Forfeiture.....	49.75	will be applied in lieu of advertisement rates listed.	
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Assigned	36.75	condition that they will not be reproduced without prior	
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Deceased Persons—Closed Estates.....	36.75		
Each Subsequent Estate.....	1.65		
Probate, Selling of.....	49.75		
Public Trustee, each Estate	12.70		

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MISCELLANEOUS LEGISLATION AND GOVERNMENT PUBLICATIONS PRICES AS FROM 1 JULY 2014

Acts, Bills, Rules, Parliamentary Papers and Regulations						
Pages	Main	Amends	Pages	Main	Amends	
1-16	3.10	1.45	497-512	42.00		41.00
17-32	4.00	2.50	513-528	43.25		41.75
33-48	5.30	3.75	529-544	44.75		43.25
49-64	6.70	5.15	545-560	46.00		44.75
65-80	7.75	6.45	561-576	47.00		46.00
81-96	9.05	7.50	577-592	48.75		46.50
97-112	10.30	8.85	593-608	50.00		48.00
113-128	11.50	10.20	609-624	51.00		49.75
129-144	12.90	11.40	625-640	52.00		50.50
145-160	14.20	12.70	641-656	53.50		52.00
161-176	15.40	14.00	657-672	54.50		52.50
177-192	16.80	15.20	673-688	56.00		54.50
193-208	18.10	16.70	689-704	57.00		55.00
209-224	19.10	17.70	705-720	58.50		56.50
225-240	20.40	18.90	721-736	60.00		57.50
241-257	22.00	20.00	737-752	60.50		59.00
258-272	23.20	21.20	753-768	62.50		60.00
273-288	24.30	23.00	769-784	63.50		62.50
289-304	25.50	23.90	785-800	64.50		63.50
305-320	27.00	25.25	801-816	66.00		64.00
321-336	28.00	26.50	817-832	67.50		66.00
337-352	29.50	27.75	833-848	69.00		67.50
353-368	30.25	29.25	849-864	70.00		68.50
369-384	32.00	30.25	865-880	71.50		70.00
385-400	33.50	31.75	881-896	72.00		70.50
401-416	34.75	32.75	897-912	73.50		72.00
417-432	36.00	34.50	913-928	74.00		73.50
433-448	37.00	35.75	929-944	75.50		74.00
449-464	38.00	36.50	945-960	76.50		75.00
465-480	38.50	37.75	961-976	80.00		76.00
481-496	41.00	38.50	977-992	81.00		76.50

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South Australia

Criminal Law (Sentencing) (Character Evidence) Amendment Act (Commencement) Proclamation 2014

1—Short title

This proclamation may be cited as the *Criminal Law (Sentencing) (Character Evidence) Amendment Act (Commencement) Proclamation 2014*.

2—Commencement of Act

The *Criminal Law (Sentencing) (Character Evidence) Amendment Act 2014* (No 5 of 2014) will come into operation on 3 August 2014.

Made by the Administrator

with the advice and consent of the Executive Council
on 31 July 2014

AGO0110/14CS

South Australia

Road Traffic (Miscellaneous) Regulations 2014

under the *Road Traffic Act 1961*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Road Traffic (Miscellaneous) Regulations 2014*.

2—Commencement

These regulations will come into operation on 1 September 2014.

3—Interpretation

- (1) In these regulations, unless the contrary intention appears—

Act means the *Road Traffic Act 1961*;

ADR (Australian Design Rule) means a national standard under the *Motor Vehicle Standards Act 1989* of the Commonwealth, as in force from time to time;

approved courier means a person approved by the Commissioner of Police as a courier for the purposes of Schedule 1 of the Act;

average speed, in relation to a vehicle travelling between 2 average speed camera locations, means the average speed of the vehicle between those locations calculated in accordance with section 175A(4)(b)(ii) of the Act;

average speed camera—see regulation 38(3)(a);

average speed camera location has the same meaning as in section 175A of the Act;

average speed camera location offence means—

- (a) an offence against rule 132(2) (Keeping to the left of a dividing line) or rule 150(1) (Driving on or across a continuous white edge line) of the *Australian Road Rules*; or
- (b) an offence against regulation 39 of these regulations (Evasive action in relation to average speed camera); or

- (c) an offence against section 164A(1) of the *Road Traffic Act 1961* constituted of a contravention of or failure to comply with section 110 of the Act (Driving on sealed surface);

B-double means a combination consisting of a prime mover towing 2 semi-trailers, with the first semi-trailer being attached directly to the prime mover by a fifth wheel coupling and the second semi-trailer being mounted on the rear of the first semi-trailer by a fifth wheel coupling on the first semi-trailer;

bicycle trailer means a trailer built for being towed by a bicycle;

car means a motor vehicle built mainly to carry people that—

- (a) seats not over 9 people (including the driver); and
- (b) has a body commonly known as a sedan, station wagon, coupe, convertible or roadster; and
- (c) has 4 or more wheels;

car-type utility or ***car-type panel van*** means a motor vehicle of the kind commonly known as a utility or panel van of the same make as a factory produced car and in which the forward part of the body and the greater part of the mechanical equipment are the same as those in the car;

Central Inspection Authority means the Central Inspection Authority established by Part 4A of the Act;

commercial motor vehicle means—

- (a) a light motor vehicle constructed or adapted solely or mainly for the carriage of goods; or
- (b) a light motor vehicle of the type commonly called a utility; or
- (c) a bus that is a light motor vehicle;

converter dolly means a pig trailer with a fifth wheel coupling designed to convert a semi-trailer into a dog trailer;

dog trailer means a trailer (including a trailer consisting of a semi-trailer and converter dolly) with—

- (a) 1 axle group or single axle at the front that is steered by connection to the towing vehicle by a drawbar; and
- (b) 1 axle group or single axle at the rear;

expiation notice means an expiation notice under the *Expiation of Offences Act 1996*;

expiation reminder notice means an expiation reminder notice under the *Expiation of Offences Act 1996*;

fifth wheel coupling means a device (other than an upper rotating element and a kingpin) used with a prime mover, semi-trailer or converter dolly to—

- (a) permit quick coupling and uncoupling; and
- (b) provide for articulation;

GTM (gross trailer mass) means the maximum loaded mass transmitted to the ground by the axles of a trailer when it is connected to a towing vehicle—

- (a) as specified by the manufacturer; or
- (b) as specified by an Australian Authority if—

- (i) the manufacturer has not specified a maximum loaded mass transmitted to the ground by the axles of the trailer when connected to a towing vehicle; or
- (ii) the manufacturer cannot be identified; or
- (iii) the trailer has been modified to the extent that the manufacturer's specification is no longer appropriate;

pig trailer means a trailer—

- (a) with 1 axle group or a single axle near the middle of its load carrying surface; and
- (b) connected to the towing vehicle by a drawbar;

prescribed certification mark means the certification mark of—

- (a) Standards Australia; or
- (b) a body accredited under the system established by Australia and New Zealand known as the Joint Accreditation System of Australia and New Zealand;

prescribed part, of a photographic detection device, means—

- (a) a closed-circuit television camera; or
- (b) an induction loop vehicle detector; or
- (c) a piezoelectric traffic sensor; or
- (d) a Variable Speed Limit Sign,

that forms part of the device;

reckless or dangerous driving offence means an offence against section 46(1) of the Act;

recording media—

- (a) in relation to a wet film camera—means a film magazine;
- (b) in relation to a digital or other electronic camera—means any disk, card or other thing used to store electronic records made by the camera;

red light offence means—

- (a) an offence against rule 56(1), 56(2), 59(1) or 60 of the *Australian Road Rules*; or
- (b) an offence against rule 123(a) of the *Australian Road Rules* constituted of entering a level crossing while twin red lights are operating;

registration offence has the same meaning as in Schedule 1 of the *Motor Vehicles Act 1959*;

road train means a combination, other than a B-double, consisting of a motor vehicle towing at least 2 trailers, excluding any converter dolly supporting a semi-trailer;

Safe-T-Cam photographic detection device means a photographic detection device of a kind referred to in regulation 29(1)(d) that includes a camera that, when activated, makes an electronic record of a vehicle at one of 2 points on a road, which electronic record, when used in conjunction with an electronic record of the vehicle made by another such camera at the other point, may be used for the purposes of calculating the time taken for the vehicle to travel, or the speed of the vehicle, between the 2 points;

Southern Expressway means Road Number 6780 Southern Expressway between—

- (a) its intersection with Road Number 6726 Panalatinga Road and Road Number 6203 Main South Road at Trott Park; and

- (b) its junction with Road Number 6203 Main South Road at Bedford Park;

speeding offence means—

- (a) an offence against section 45A of the Act; or
 (b) an offence against a provision of Part 3 of the *Australian Road Rules*; or
 (c) an offence against regulation 8(1) or 8(2) of the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014*;

stub line—see regulation 38;

towtruck has the same meaning as in the *Motor Vehicles Act 1959*;

tractor means a light motor vehicle used for towing purposes, other than—

- (a) a motor vehicle designed to carry goods or passengers; or
 (b) a towtruck; or
 (c) a prime mover.

Transport Department means the administrative unit that, under the Minister, is responsible for the administration of the Act;

Variable Speed Limit Sign means a variable illuminated message device that displays or is designed to display a speed limit sign.

- (2) In these regulations, **intersection**, **level crossing**, **marked foot crossing**, **speed limit sign**, **stop line**, **traffic lights**, **twin red lights** and **variable illuminated message device** have the same respective meanings as in the *Australian Road Rules*.
- (3) In these regulations, a reference to a prescribed part of a photographic detection device—
- (a) includes a reference to more than 1 such prescribed part; and
 (b) if more than 1 such prescribed part forms part of a photographic detection device, is a reference to any such part.
- (4) For the purposes of paragraph (b) of the definition of **corresponding Authority** in section 5(1) of the Act—
- (a) the Authority as defined in the *Road Transport Act 2013* of New South Wales is declared to be the corresponding Authority for that State;
 (b) the chief executive for the purposes of the *Transport Operations (Road Use Management) Act 1995* of Queensland is declared to be the corresponding Authority for that State;
 (c) the Corporation as defined in the *Road Safety Act 1986* of Victoria is declared to be the corresponding Authority for that State.
- (5) For the purposes of the definition of **corresponding law** in section 5(1) of the Act, the following are declared to be corresponding laws:
- (a) the *Road Transport Act 2013* of New South Wales;
 (b) the *Transport Operations (Road Use Management) Act 1995* of Queensland;
 (c) the *Road Safety Act 1986* of Victoria.
- (6) For the purposes of paragraph (a) of the definition of **corresponding road law** in section 5(1) of the Act—
- (a) the *Road Transport Act 2013* of New South Wales is declared to be a corresponding road law for that State;

- (b) the *Transport Operations (Road Use Management) Act 1995* of Queensland is declared to be a corresponding road law for that State;
 - (c) the *Road Safety Act 1986* of Victoria is declared to be a corresponding road law for that State.
- (7) For the purposes of the definition of *unladen mass* in section 5(1) of the Act, the following equipment carried (either habitually or intermittently) on the vehicle are prescribed equipment:
- (a) the following if carried on a vehicle other than a vehicle registered at concessional registration fee rates for primary producers under section 34 of the *Motor Vehicles Act 1959*:
 - (i) stock hurdles, stock crates, sheep gates, cages and other similar equipment used to contain animals;
 - (ii) containers and tanks used to carry solid, liquid or gaseous loads;
 - (iii) stake sides, drop sides, canopies, frames, tarpaulins and other similar equipment used to contain or protect a load;
 - (b) cranes, hoists, platforms and other similar equipment for the purpose of loading or unloading goods;
 - (c) air-conditioners, sleeping and cooking equipment, refrigeration units, radios and tape recorders and similar equipment;
 - (d) tools, tool boxes, towbars, spare tyres, roof racks and other similar spare equipment;
 - (e) any other equipment that is not part of a load and is usually carried on the vehicle.
- (8) For the purposes of these regulations, each edition of—
- (a) an Australian Standard (or AS) of a specified number; and
 - (b) an Australian/New Zealand Standard (or AS/NZS) of the same number,
- will be taken to be an edition of the same standard.

Part 2—Administrative provisions

Division 1—Traffic control devices

4—Exemption from section 20 of Act for short term low impact works

- (1) A public authority, or a contractor engaged by a public authority, is exempt from section 20(2) of the Act in relation to a work area or work site where workers are engaged at the direction of that authority or contractor to carry out short term low impact works provided that the public authority or contractor complies with Section 8.2 of the *SA Standards for Workzone Traffic Management* published by the Department of Planning, Transport and Infrastructure, as in force from time to time.
- (2) In this regulation—
- public authority** has the same meaning as in section 20 of the Act;
- short term low impact works** means works that involve the occupation of a road for not more than 20 minutes;
- work area** and **work site** have the same respective meanings as in section 20 of the Act.

Division 2—Road closing provisions

5—Interpretation

In this Division—

council area means a municipality or district council district;

event means an event—

- (a) to which section 33 of the Act has been declared to apply; or
- (b) in relation to which application has been made to the Minister for a declaration that section 33 is to apply.

6—Event management plan (section 33(1) of Act)

- (1) For the purposes of section 33(1) of the Act, the Minister may require an applicant seeking an order for either or both of the following:
 - (a) closure of a road;
 - (b) exemption of persons from the duty to observe an enactment, regulation or by-law, to provide the Minister with an *event management plan*.
- (2) The event management plan must be prepared in consultation with—
 - (a) the Commissioner of Police; or
 - (b) the Commissioner of Highways; or
 - (c) each council within whose area the event is to take place,as the Minister directs.
- (3) The event management plan must specify the person with primary responsibility for the following tasks, and the time at which the tasks are to be carried out or completed, as may be necessary:
 - (a) the provision, placement, erection and dismantling of traffic control devices;
 - (b) the placement of advance warning signs;
 - (c) the provision and distribution of written material advising of the road closure, as well as any necessary additional information, to members of the public likely to be affected by the closure, including—
 - (i) local residents; and
 - (ii) proprietors of local businesses; and
 - (iii) persons who pay council rates on local property but do not use the property as a principal place of residence;
 - (d) the fulfilment of other conditions the Minister thinks fit to impose under section 33(4) of the Act.

7—Advertisements (section 33(3) of Act)

- (1) For the purposes of section 33(3) of the Act, an order to close a road must be advertised at least 2 clear days before the order takes effect in the following manner:
 - (a) if the Minister is of the opinion that closure of the road will not substantially affect road users—

- (i) in another council area adjoining the council area within which the road to be closed is situated; or
 - (ii) on a road under the care, control and management of the Commissioner of Highways,
notice of the order is to be placed in a newspaper circulated in the vicinity of the road that is to be closed;
 - (b) if the Minister is of the opinion that closure of the road will substantially affect road users—
 - (i) in another council area adjoining the council area within which the road to be closed is situated; or
 - (ii) on a road under the care, control and management of the Commissioner of Highways,
notice of the order is to be placed in 1 or more newspapers as determined by the Minister after the applicant has engaged in the required consultations.
- (2) For the purposes of subregulation (1)(b), the required consultations are—
- (a) consultations with the councils for the council areas within which the road to be closed is situated; and
 - (b) consultations with the councils for any other council areas within which road users will be substantially affected by the closure; and
 - (c) if road users on a road under the care, control and management of the Commissioner of Highways will be substantially affected by the closure, consultations with the Commissioner of Highways; and
 - (d) if the Minister directs, consultations with the Commissioner of Police.
- (3) A notice in accordance with subregulation (1) must—
- (a) identify the name of the road to be closed and the council area or council areas within which the road is situated; and
 - (b) if the road closure order applies to only part of a road, identify the section of the road to be closed; and
 - (c) specify the date on which the road is to be closed; and
 - (d) specify the period of time during which the road is to be closed; and
 - (e) identify all roads that will be inaccessible by vehicle as a result of the closure; and
 - (f) include the name and telephone number of a person (if possible) or body from whom further details regarding the road closure can be obtained; and
 - (g) include (if possible)—
 - (i) the email address of a person from whom further information regarding the road closure can be obtained; or
 - (ii) the address of a website from which further information regarding the road closure can be obtained; and
 - (h) include advice of any order that has been made under section 33(1)(b) of the Act exempting persons from the duty to observe an enactment, regulation or by-law.

8—Information to be available from council

The Minister must ensure that every council within whose area a road to be closed is situated is provided with the following information, which is to be kept available for inspection by members of the public at the office of the council until the event has taken place:

- (a) the name of every road that will be inaccessible by vehicle as a result of the closure;
- (b) the duration of the closure;
- (c) if an order has been made under section 33(1)(b) of the Act exempting persons from the duty to observe an enactment, regulation or by-law—particulars of the order;
- (d) a copy of the road closure order;
- (e) if a traffic management plan has been prepared in relation to the road closure—a copy of that plan;
- (f) if an event management plan has been prepared—a copy of that plan;
- (g) other relevant documentation.

Division 3—Enforcement officers and powers for Australian road laws

9—Prescribed provisions (section 35 of Act)

For the purposes of section 35 of the Act (Appointment of authorised officers), the following are prescribed provisions:

- (a) the provisions of Part 12 of the *Australian Road Rules* (Restrictions on stopping and parking);
- (b) regulation 66 of these regulations (Prohibition on parking in certain public places).

10—Warrants (section 41B of Act)

- (1) An application for a warrant under section 41B of the Act may be made by facsimile.
- (2) An application for a warrant made personally or by facsimile must be in a form approved by the Chief Magistrate.
- (3) An application for a warrant may be made by telephone or facsimile only if, in the opinion of the applicant, the warrant is urgently required and there is not enough time to lodge a written application and appear before a magistrate.
- (4) If an application for a warrant is made by telephone, the following provisions apply:
 - (a) the applicant must inform the magistrate of the applicant's name and identify himself or herself as an authorised officer and the magistrate, on receiving that information, is entitled to assume its accuracy without further inquiry;
 - (b) the applicant must inform the magistrate of the purpose for which the warrant is required and the grounds on which it is sought;
 - (c) the magistrate may, on being satisfied as to the grounds for the issue of the warrant, inform the applicant of the facts on which the magistrate relies as grounds for the issue of the warrant, and must not proceed to issue the warrant unless the applicant undertakes to make an affidavit verifying those facts;
 - (d) the magistrate must inform the applicant of the terms of the warrant;
 - (e) the applicant must fill out and sign a warrant form (the *duplicate warrant*) that specifies—

- (i) the name of the magistrate issuing the warrant; and
 - (ii) the person authorised to exercise the powers conferred by the warrant; and
 - (iii) the period for which the warrant will be in force;
- (f) the applicant must, as soon as practicable after the issue of the warrant, forward to the magistrate an affidavit verifying the facts referred to in paragraph (c) and a copy of the duplicate warrant.
- (5) If an application for the issue of a warrant is made by facsimile, the following provisions apply:
- (a) the applicant must be available to speak to the magistrate by telephone;
 - (b) the magistrate is entitled to assume, without further inquiry, that a person who identifies himself or herself as the applicant acting in the capacity of an authorised officer during a telephone conversation with the magistrate is indeed the applicant acting in that capacity;
 - (c) the magistrate must forward the warrant to the applicant by facsimile transmission.

Part 3—Duties of drivers, passengers and pedestrians

Division 1—Notices relating to licence disqualification or suspension

11—Prescribed particulars of notice of licence disqualification or suspension (section 45B of Act)

- (1) For the purposes of section 45B(3) of the Act, the prescribed particulars of a notice of licence disqualification or suspension given to a person that must be forwarded to the Registrar are as follows:
- (a) the person's name;
 - (b) the person's address;
 - (c) the person's date of birth;
 - (d) if the person produces his or her licence—the person's licence number;
 - (e) the date and time of the offence to which the notice relates;
 - (f) whether the notice relates to—
 - (i) an offence against section 45A of the Act; or
 - (ii) an offence against section 79B of the Act constituted of being the owner of a vehicle that appears from evidence obtained through the operation of a photographic detection device to have been involved in the commission of an offence against section 45A of the Act;
 - (g) the date and time of the issue of the notice;
 - (h) an indication as to when the disqualification or suspension of licence should commence.
- (2) For the purposes of section 45B(4) of the Act, the prescribed particulars that must be included in a notice of licence disqualification or suspension sent, by post, to a person by the Registrar are as follows:
- (a) the person's name;

- (b) the person's address;
- (c) the person's date of birth;
- (d) the person's licence number;
- (e) the date and time of the offence to which the notice relates;
- (f) whether the notice relates to—
 - (i) an offence against section 45A of the Act; or
 - (ii) an offence against section 79B of the Act constituted of being the owner of a vehicle that appears from evidence obtained through the operation of a photographic detection device to have been involved in the commission of an offence against section 45A of the Act;
- (g) the date and time of the issue of the notice;
- (h) the date and time of the commencement of the disqualification or suspension of licence.

12—Prescribed particulars of notice of immediate licence disqualification or suspension (section 47IAA of Act)

- (1) For the purposes of section 47IAA(5) of the Act, the prescribed particulars of a notice of immediate licence disqualification or suspension given to a person that must be forwarded to the Registrar are as follows:
 - (a) the person's name;
 - (b) the person's address;
 - (c) the person's date of birth;
 - (d) if the person produces his or her licence—the person's licence number;
 - (e) the date and time of the offence to which the notice relates;
 - (f) whether the notice relates to—
 - (i) a category 2 offence; or
 - (ii) a category 3 offence; or
 - (iii) an offence against section 47E(3) of the Act; or
 - (iv) an offence against section 47EAA(9) of the Act; or
 - (v) an offence against section 47I(14) committed by a person who was the driver of a motor vehicle involved in the accident;
 - (g) the date and time of the issue of the notice;
 - (h) an indication as to when the disqualification or suspension of licence should commence.
- (2) For the purposes of section 47IAA(6) of the Act, the prescribed particulars that must be included in a notice of licence disqualification or suspension sent, by post, to a person by the Registrar are as follows:
 - (a) the person's name;
 - (b) the person's address;
 - (c) the person's date of birth;

- (d) the person's licence number;
- (e) the date and time of the offence to which the notice relates;
- (f) whether the notice relates to—
 - (i) a category 2 offence; or
 - (ii) a category 3 offence; or
 - (iii) an offence against section 47E(3) of the Act; or
 - (iv) an offence against section 47EAA(9) of the Act; or
 - (v) an offence against section 47I(14) committed by a person who was the driver of a motor vehicle involved in the accident;
- (g) the date and time of the issue of the notice;
- (h) the date and time of the commencement of the disqualification or suspension of licence.

13—Prescribed form of notice of licence disqualification or suspension (sections 45B(1) and 47IAA(2) of Act)

For the purposes of section 45B(1) and section 47IAA(2) of the Act, the prescribed form for the notice of licence disqualification or suspension, or notice of immediate licence disqualification or suspension, (as the case may be) is the form set out in Schedule 1 Form 1.

Division 2—Drink driving and drug driving

14—Approved blood test kit (section 47A of Act)

For the purposes of the definition of *approved blood test kit* in section 47A(1) of the Act, the "APPROVED 'BLOOD TEST KIT' Section 47K(2a)(b) *Road Traffic Act 1961*," produced by Sarstedt Australia Pty. Ltd. is an approved blood test kit.

15—Offences included in prescribed circumstances (section 47A of Act)

For the purposes of paragraph (a) of the definition of *prescribed circumstances* in section 47A(1) of the Act, each of the following is an offence of a prescribed class:

- (a) an offence against section 40H(5), 40I(2), 40J(3) or 40K(5) of the Act;
- (b) an offence against section 40V(4), 40W(4) or 40X(3) of the Act committed by a person who was, at the time of the offence, the driver or other person in charge of a vehicle;
- (c) an offence against a provision of Part 3 of the Act;
- (d) an offence against a provision of the *Australian Road Rules* (other than an offence against a provision of Part 12 (Restrictions on stopping and parking));
- (e) an offence against regulation 8(1), 8(2), 13, 27(1) or 44(1) of the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014*;
- (f) an offence against section 19A(1), 19A(3), 19AB(1) or 19AB(2) of the *Criminal Law Consolidation Act 1935* involving the driving of a vehicle;
- (g) an offence against section 19AC(1) or 19AD(1) of the *Criminal Law Consolidation Act 1935*.

16—Prescribed drugs (section 47A of Act)

For the purposes of the definition of *prescribed drug* in section 47A(1) of the Act, the following are declared to be prescribed drugs:

- (a) delta-9-tetrahydrocannabinol;
- (b) methylamphetamine;
- (c) 3, 4-methylenedioxymethamphetamine (MDMA).

17—Conduct of breath analysis (section 47E(2e) of Act)

- (1) Pursuant to section 47E(2e) of the Act, if a person submits to a breath analysis, the breath analysis must be conducted in the following manner:
 - (a) the person must provide 2 separate samples of breath for analysis; and
 - (b) each sample must be provided in accordance with the directions of the operator of the breath analysing instrument and must consist of not less than 1 litre of breath; and
 - (c) there must be an interval of not less than 2 minutes and not more than 10 minutes between the provision of the samples.
- (2) Despite subregulation (1)—
 - (a) if, on analysing a sample of breath, the breath analysing instrument indicates an error in the analysis of the sample—
 - (i) that sample, or, if that sample was the second sample provided, both samples, must be disregarded; and
 - (ii) the person may be required to provide 2 further samples of breath for analysis using a different instrument (and such samples must be provided in accordance with subregulation (1)(b) and (c)); or
 - (b) if, on analysing a sample of breath, the breath analysing instrument indicates the presence of alcohol in the mouth of the person—
 - (i) that sample, or, if that sample was the second sample provided, both samples, must be disregarded; and
 - (ii) the person may be required to provide 2 further samples of breath for analysis (and such samples must be provided in accordance with subregulation (1)(b) and (c)); or
 - (c) if, on analysing 2 samples of breath, the breath analysing instrument indicates that the reading obtained on analysis of the second sample was more than 15% higher or lower than the reading obtained on analysis of the first sample—
 - (i) those samples must be disregarded; and
 - (ii) the person may be required to provide 2 further samples of breath for analysis (and such samples must be provided in accordance with subregulation (1)(b) and (c)); or
 - (d) if, for any reason, a second sample of breath is not provided within 10 minutes of the provision of the first sample—
 - (i) the first sample is to be disregarded; and

- (ii) the person may be required to provide 2 further samples of breath for analysis (and such samples must be provided in accordance with subregulation (1)(b) and (c)).
- (3) If a person submits to a breath analysis, the result of the breath analysis will, for the purposes of the *Road Traffic Act 1961* and any other Act, be taken to be the reading produced by the breath analysing instrument, on analysis of the samples of breath provided by the person in accordance with this regulation, that indicates the lower concentration of alcohol in the person's breath (not taking into account any samples that, in accordance with this regulation, are to be disregarded).

18—Oral advice on refusal or failure to comply with alcotest or breath analysis direction (section 47E(4) of Act)

The prescribed oral advice for the purposes of section 47E(4)(ab) of the Act is set out in Schedule 1 Form 2.

19—Oral advice on refusal or failure to comply with drug screening test, oral fluid analysis or blood test direction (section 47EAA of Act)

The prescribed oral advice for the purposes of section 47EAA(10)(b) of the Act is set out in Schedule 1 Form 3.

20—Oral advice and written notice on recording of positive breath analysis reading (section 47K(2a) of Act)

- (1) The oral advice required to be given for the purposes of section 47K(2a)(a) of the Act, must be as set out in Part A of Schedule 1 Form 4.
- (2) The written notice required to be delivered for the purposes of section 47K(2a)(a) of the Act must be as set out in Part B of Schedule 1 Form 4.

21—Request for approved blood test kit (section 47K(2a) of Act)

- (1) For the purposes of section 47K(2a)(b) of the Act, a request for an approved blood test kit must be made in accordance with the following provisions:
 - (a) the request may, in the first instance, be made orally to the person operating the breath analysing instrument (*operator*);
 - (b) on such a request having been made by the person, the operator or any other police officer present at the scene must complete a written request form in the form set out in Schedule 1 Form 5 by inserting the particulars required by the form;
 - (c) the person making the request must then sign the request form in the presence of the operator or other police officer and the person's signature must be attested to by the signature of the operator or other police officer;
 - (d) the original of the signed request form may be retained by the person making the request;
 - (e) a copy of the signed request form must be delivered to the operator or other police officer.
- (2) The copy of the request form delivered to the operator or other police officer must be delivered to the Minister or retained on the Minister's behalf for 12 months from the day on which the request form was signed by the person making the request.

22—Procedures for voluntary blood test (section 47K(1a) of Act)

The following are the prescribed procedures in accordance with which a sample of a person's blood must be taken and dealt with for the purposes of section 47K(1a) of the Act:

- (a) the person must cause the sample to be taken by a medical practitioner of the person's choice and must deliver the blood test kit supplied to the person under section 47K(2a)(b) of the Act to the medical practitioner for use for that purpose;
- (b) the medical practitioner by whom the sample of the person's blood is taken must place the sample, in approximately equal proportions, in 2 containers (being the containers provided as part of the blood test kit);
- (c) each container must contain a sufficient quantity of blood to enable an accurate evaluation to be made of any concentration of alcohol present in the blood and the sample of blood taken by the medical practitioner must be such as to furnish 2 such quantities of blood;
- (d) the medical practitioner must seal each container by application of the adhesive seal (bearing an identifying number) provided as part of the blood test kit;
- (e) it is the duty of the medical practitioner to take such measures as are reasonably practicable in the circumstances to ensure that the blood is not adulterated and does not deteriorate so as to prevent a proper assessment of the concentration of alcohol present in the blood of the person from whom the sample was taken;
- (f) the medical practitioner must then complete a certificate in the form set out in Schedule 1 Form 6 (being a form provided as part of the blood test kit) by inserting the particulars required by the form;
- (g) the certificate must be signed by the medical practitioner certifying as to the matters set out in the form;
- (h) the certificate must also bear the signature of the person from whom the blood sample was taken, attested to by the signature of the medical practitioner;
- (i) the original of the signed certificate must then be delivered to the person from whom the blood sample was taken together with 1 of the sealed containers containing part of the blood sample;
- (j) a copy of the signed certificate must be delivered by the medical practitioner together with the other sealed container containing part of the blood sample to a police officer or an approved courier;
- (k) a police officer to whom a copy of the signed certificate and the other sealed container is delivered under paragraph (j) must deliver the copy and container to Forensic Science SA or to an approved courier;
- (l) an approved courier to whom a copy of the signed certificate and the other sealed container is delivered under this regulation must deliver the copy and container to Forensic Science SA;
- (m) the blood sample container and copy of the certificate referred to in paragraph (j) must not be delivered into the possession of the person from whom the sample was taken;
- (n) on receipt of the blood sample container and certificate at Forensic Science SA, the blood in the container must be analysed as soon as reasonably practicable by or under the supervision of an analyst to determine the concentration of alcohol present in the blood expressed in grams in 100 millilitres of blood;

- (o) the analyst must then complete and sign a certificate certifying as to the following matters:
 - (i) the date of receipt at Forensic Science SA of the blood sample container and the certificate accompanying the blood sample container;
 - (ii) the identifying number appearing on the adhesive seal used to seal the blood sample container;
 - (iii) the name and professional qualifications of the analyst;
 - (iv) the concentration of alcohol found to be present in the blood expressed in grams in 100 millilitres of blood;
 - (v) any factors relating to the blood sample or the analysis that might, in the opinion of the analyst, adversely affect the accuracy or validity of the analysis;
 - (vi) any other information relating to the blood sample or analysis or both that the analyst thinks fit to include;
- (p) the analyst's certificate must be sent by post to the person from whom the blood sample was taken at the address shown as the person's address on the certificate accompanying the blood sample container;
- (q) a copy of the analyst's certificate must be sent to or retained on behalf of the Minister;
- (r) a copy of the analyst's certificate must also be sent to the Commissioner of Police;
- (s) the person from whom the blood sample was taken may cause the sample of blood as contained in the blood sample container delivered to that person to be analysed to determine the concentration of alcohol present in the blood.

23—Prescribed period for keeping blood samples and oral fluid samples (Schedule 1 clauses 2 and 7 of Act)

For the purposes of clauses 2(e)(ii) and 7(e)(ii) of Schedule 1 of the Act, the prescribed period for which a container containing a sample of a person's blood or oral fluid (as the case requires) must be kept available for collection by or on behalf of that person is 12 months from the day on which the sample was taken from the person.

24—Information to be included on analyst's certificate (Schedule 1 clause 7 of Act)

For the purposes of clause 7(f)(iv) of Schedule 1 of the Act, the required information in relation to any prescribed drug or drugs found to be present in the sample is information identifying the drug or drugs.

25—Declaration of hospitals for compulsory blood testing (section 47I of Act)

The institutions declared to be hospitals for the purposes of section 47I(19) of the Act are specified in Schedule 2.

26—Recurrent offenders—prescribed day (section 47J of Act)

For the purposes of section 47J of the Act, the prescribed day is 1 February 2010.

Division 3—Traffic speed analysers

27—Apparatus approved as traffic speed analysers (section 53A of Act)

Pursuant to section 53A of the Act, the following are approved as traffic speed analysers:

- (a) a Genesis-VP Directional Traffic Safety Radar;
- (b) a Kustom hand-held radar traffic speed analyser;
- (c) a Kustom mobile radar traffic speed analyser;
- (d) a Kustom Prolaser II infrared light detection and ranging system manufactured by Kustom Signals Inc;
- (e) a Laser Technology Inc. LTI 20/20 TruSpeed laser;
- (f) a REDFLEXpoint-to-point camera system manufactured by Redflex Traffic Systems Pty Ltd, linked to and used in conjunction with an induction loop vehicle detector;
- (g) a REDFLEXred-speed HDX system manufactured by Redflex Traffic Systems Pty Ltd, linked to and used in conjunction with an induction loop vehicle detector;
- (h) a REDFLEXred-speed HDX system manufactured by Redflex Traffic Systems Pty Ltd, linked to and used in conjunction with an induction loop vehicle detector, a Variable Speed Limit Sign and a closed-circuit television camera;
- (i) a REDFLEXred-speed HDX system manufactured by Redflex Traffic Systems Pty Ltd, linked to and used in conjunction with an induction loop vehicle detector, a piezoelectric traffic sensor, a Variable Speed Limit Sign and a closed-circuit television camera;
- (j) a REDFLEXradarcam mobile digital camera system (with or without tripod mounting) manufactured by Redflex Traffic Systems Pty Ltd of Australia;
- (k) a Traffipax Speedophot II;
- (l) a Traffipax Traffiphot III-SR manufactured by Robot Visual Systems GmbH of Germany, linked to and used in conjunction with an induction loop vehicle detector;
- (m) a Traffipax Traffiphot III-SRD manufactured by Robot Visual Systems GmbH of Germany, linked to and used in conjunction with an induction loop vehicle detector;
- (n) a Traffistar SR520 manufactured by Robot Visual Systems GmbH of Germany or Jenoptik Robot GmbH of Germany, linked to and used in conjunction with an induction loop vehicle detector;
- (o) an UltraLyte 100 LR Laser Speed Gun.

Division 4—Photographic detection devices

Subdivision 1—Preliminary

28—Interpretation

For the purposes of this Division—

- (a) a requirement in this Division relating to the installation or setting up of a photographic detection device of a kind referred to in regulation 29(1)(a), (b) or (e) to provide evidence of offences will be taken to also apply to the removal of such a device (or portion of such a device) with recording media in place to a new location from another location at which it was previously being used to provide evidence of offences; and
- (b) an average speed camera location is, in relation to 2 average speed camera locations whose location and shortest distance from each other along a particular route are specified in a notice under section 175A(3) of the Act—
 - (i) a *start location* if it is the first of the locations that is reached by a vehicle travelling along that route in the general direction of travel specified in the notice; and
 - (ii) an *end location* if it is the second of the locations reached by such a vehicle.

29—Apparatus approved as photographic detection devices

- (1) The following are approved as photographic detection devices for the purposes of the Act and the *Motor Vehicles Act 1959*:
 - (a) in relation to a reckless or dangerous driving offence, a registration offence, a red light offence, a speeding offence or a red light offence and a speeding offence arising out of the same incident—
 - (i) a Traffipax Traffiphot III-SR manufactured by Robot Visual Systems GmbH of Germany, linked to and used in conjunction with an induction loop vehicle detector;
 - (ii) a Traffipax Traffiphot III-SRD manufactured by Robot Visual Systems GmbH of Germany, linked to and used in conjunction with an induction loop vehicle detector;
 - (iii) a Traffistar SR520 manufactured by Robot Visual Systems GmbH of Germany or Jenoptik Robot GmbH of Germany, linked to and used in conjunction with an induction loop vehicle detector;
 - (iv) a REDFLEXred-speed HDX system manufactured by Redflex Traffic Systems Pty Ltd, linked to and used in conjunction with an induction loop vehicle detector;
 - (b) in relation to a reckless or dangerous driving offence, a registration offence or a speeding offence (other than a speeding offence arising out of the same incident as a red light offence)—
 - (i) a REDFLEXred-speed HDX system manufactured by Redflex Traffic Systems Pty Ltd, linked to and used in conjunction with an induction loop vehicle detector, a Variable Speed Limit Sign and a closed-circuit television camera;

- (ii) a REDFLEXred-speed HDX system manufactured by Redflex Traffic Systems Pty Ltd, linked to and used in conjunction with an induction loop vehicle detector, a piezoelectric traffic sensor, a Variable Speed Limit Sign and a closed-circuit television camera;
 - (iii) a REDFLEXpoint-to-point camera system manufactured by Redflex Traffic Systems Pty Ltd, linked to and used in conjunction with an induction loop vehicle detector;
- (c) in relation to a reckless or dangerous driving offence, a registration offence or a speeding offence (other than a speeding offence arising out of the same incident as a red light offence)—
 - (i) a REDFLEXradarcam mobile digital camera system (with or without tripod mounting) manufactured by Redflex Traffic Systems Pty Ltd of Australia;
 - (ii) a device (other than a device referred to in paragraph (a) or (b)) consisting of a camera that forms part of or is linked to a traffic speed analyser, where the camera is designed to operate as part of or in conjunction with, and is used as part of or in conjunction with, the traffic speed analyser;
- (d) in relation to a reckless or dangerous driving offence, a registration offence, a speeding offence or prescribed heavy vehicle driving offence—
 - (i) a system incorporating 1 or more of each of the following modules:
 - (A) a Model P359 visual scene camera manufactured by PIPS Technology Inc;
 - (B) a Model P358 infrared flash unit manufactured by PIPS Technology Inc;
 - (C) a Model P357 roadside processor manufactured by PIPS Technology Inc;
 - (D) a Model P366 vehicle detection camera manufactured by PIPS Technology Inc or such a camera (or more than 1 such camera) together with a TIRTL (The Infra-Red Traffic Logger) manufactured by CEOS Industrial Pty Ltd or an induction loop vehicle detector;
 - (ii) a system incorporating 1 or more of each of the following modules:
 - (A) a Kodak Digital Traffic Camera MegaPlus KDTC 2.0;
 - (B) a HYMOD roadside processor manufactured by CSIRO;
- (e) in relation to a reckless or dangerous driving offence, a registration offence, a speeding offence or an average speed camera location offence—a system incorporating—
 - (i) a module comprising a REDFLEXpoint-to-point camera system manufactured by Redflex Traffic Systems Pty Ltd, linked to and used in conjunction with an induction loop vehicle detector (or more than 1 such module) situated at an average speed camera location; and
 - (ii) such a module (or more than 1 such module) situated at another average speed camera location,

that are linked to and used in conjunction with each other for the purpose of enabling the average speed of vehicles travelling between the 2 locations to be calculated from electronic records of the vehicles made at each location by those modules.

(2) In this regulation—

prescribed heavy vehicle driving offence means a contravention of or failure to comply with—

- (a) regulation 40(1) of these regulations (Heavy vehicles and minimum allowable travel time); or
- (b) regulation 42 of these regulations (Evasive action in relation to Safe-T-Cam photographic detection device).

30—Prescribed offences (section 79B of Act)

(1) For the purposes of paragraph (b) of the definition of ***prescribed offence*** in section 79B(1) of the Act, the offences in subregulation (2) are prescribed.

(2) An offence against—

- (a) section 46(1) of the Act (Reckless and dangerous driving);
- (b) section 164A(1) of the Act constituted of a contravention of or failure to comply with section 110 of the Act (Driving on sealed surface);
- (c) a provision of Part 3 of the *Australian Road Rules* (Speed limits);
- (d) rule 56(1) of the *Australian Road Rules* (Stopping for a red traffic light);
- (e) rule 56(2) of the *Australian Road Rules* (Stopping for a red traffic arrow);
- (f) rule 59(1) of the *Australian Road Rules* (Proceeding through a red traffic light);
- (g) rule 60 of the *Australian Road Rules* (Proceeding through a red traffic arrow);
- (h) rule 123(a) of the *Australian Road Rules* (Entering a level crossing when a train or tram is approaching etc) constituted of entering a level crossing while twin red lights are operating;
- (i) rule 132(2) of the *Australian Road Rules* (Keeping to the left of a dividing line);
- (j) rule 150(1) of the *Australian Road Rules* (Driving on or across a continuous white edge line);
- (k) regulation 8(1) of the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014* (Speed limits applying to driving of road trains);
- (l) regulation 8(2) of the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014* (Speed limits applying to driving of road trains);
- (m) regulation 39 of these regulations (Evasive action in relation to average speed camera);
- (n) regulation 40(1) of these regulations (Heavy vehicles and minimum allowable travel time);
- (o) regulation 42 of these regulations (Evasive action in relation to Safe-T-Cam photographic detection device).

Subdivision 2—Notices

31—Notices for purposes of section 79B(5) and (6)

For the purposes of section 79B(5) and (6) of the Act, a notice that accompanies an expiation notice, expiation reminder notice or summons must be in the form set out in Schedule 1 Form 7 and contain the information and instructions set out in that form.

Subdivision 3—Operation and testing of photographic detection devices

32—Operation and testing of photographic detection devices referred to in regulation 29(1)(a) for offences committed at intersections, marked foot crossings or level crossings

- (1) In this regulation—

red traffic light means a red traffic light or red traffic arrow as defined in the *Australian Road Rules*;

relevant offence means—

- (a) a red light offence; or
- (b) a speeding offence; or
- (c) a red light offence and a speeding offence arising out of the same incident,

committed at an intersection, marked foot crossing or level crossing.

- (2) Where a photographic detection device referred to in regulation 29(1)(a) is used to provide evidence of relevant offences, the following provisions must be complied with:
- (a) the camera or cameras forming part of the device must be positioned and aimed so that when vehicles are proceeding into the intersection, or over the marked foot crossing or level crossing, as the case may be, a photograph or series of photographs may be taken of the vehicles from the rear, at least 1 of which will depict the traffic lights or twin red lights towards which the vehicles are facing when proceeding towards the intersection or crossing;
 - (b) the induction loop vehicle detector (**induction loop**) must be installed—
 - (i) in the case of an intersection or marked foot crossing—under the road surface on the intersection or crossing side of the stop line before which vehicles must stop if the traffic lights referred to in paragraph (a) are showing a red traffic light; or
 - (ii) in the case of a level crossing—under the road surface on the crossing side of the entrance to the crossing;
 - (c) if the device is used to provide evidence of speeding offences, the device must be programmed and set to operate, and the induction loop and the traffic lights or twin red lights referred to in paragraph (a) must be linked up with the device, so that if a vehicle is detected by the device passing over the induction loop at a speed equal to or greater than a speed set on the device, at least 2 exposures are taken, or at least 2 electronic records are made, of that vehicle from the rear—
 - (i) at least 1 of which is taken or made following a programmed delay after the first is taken or made; and
 - (ii) on at least 1 of which is recorded the speed of the vehicle as detected by the device; and

- (iii) on each of which is recorded the date, time and code for the location at which the exposure or record is taken or made, together with the lane in which the vehicle is travelling;
- (d) if the device is used to provide evidence of red light offences, the device must be programmed and set to operate, and the induction loop and the traffic lights or twin red lights referred to in paragraph (a) must be linked up with the device, so that, following a programmed delay after the traffic lights commence showing a red traffic light, or the twin red lights commence operating, as the case may be, if a vehicle is detected by the device passing over the induction loop while the red traffic light is showing, or the twin red lights are operating, as the case may be, at least 2 exposures are taken, or at least 2 electronic records are made, of that vehicle from the rear—
 - (i) the first of which is taken or made following the detection of the vehicle by the device; and
 - (ii) at least 1 of which is taken or made (as that vehicle or both that vehicle and other vehicles proceed over the intersection or crossing) following a programmed delay after the first is taken or made; and
 - (iii) on each of which is recorded the date, time and code for the location at which the exposure or record is taken or made, together with the lane in which the vehicle is travelling;
- (e) if the device is used to provide evidence of red light offences and speeding offences arising out of the same incidents, the device must be programmed and set to operate, and the induction loop and the traffic lights or twin red lights referred to in paragraph (a) must be linked up with the device, so that, following a programmed delay after the traffic lights commence showing a red traffic light, or the twin red lights commence operating, as the case may be, if a vehicle is detected by the device passing over the induction loop while the red traffic light is showing, or the twin red lights are operating, as the case may be, at least 2 exposures are taken, or at least 2 electronic records are made, of that vehicle from the rear—
 - (i) the first of which is taken or made following the detection of the vehicle by the device; and
 - (ii) at least 1 of which is taken or made (as that vehicle or both that vehicle and other vehicles proceed over the intersection or crossing) following a programmed delay after the first is taken or made; and
 - (iii) on at least 1 of which is recorded the speed of the vehicle as detected by the device; and
 - (iv) on each of which is recorded the date, time and code for the location at which the exposure or record is taken or made, together with the lane in which the vehicle is travelling;
- (f) once in every 28 days while the device is being used to provide evidence of speeding offences—
 - (i) a test must be carried out (by reference to speeds not exceeding the speed limit applying to drivers driving vehicles through the intersection or crossing) to ensure that the device detects vehicles passing over the induction loop and accurately indicates the speed of any vehicle so detected and the lane in which the vehicle is travelling; and
 - (ii) the device must be checked to ensure that the device—

- (A) indicates the correct date, time and code for the location at which exposures or electronic records are taken or made by the device; and
- (B) is set to operate in accordance with paragraph (c) or (e); and
- (iii) if a fault is indicated by the test referred to in subparagraph (i), corrective action must be taken and the test must be repeated until no fault is indicated; and
- (iv) if a fault is indicated by the check referred to in subparagraph (ii), corrective action must be taken until no fault is indicated;
- (g) once in every 28 days while the device is being used to provide evidence of red light offences—
 - (i) a test must be carried out to ensure that the device detects and takes exposures, or makes electronic records, of vehicles passing over the induction loop and accurately indicates the lane in which any such vehicle is travelling; and
 - (ii) the device must be checked to ensure that the device—
 - (A) indicates the correct date, time and code for the location at which exposures or electronic records are taken or made by the device; and
 - (B) is set to operate in accordance with paragraph (d) or (e); and
 - (iii) if a fault is indicated by the test referred to in subparagraph (i), corrective action must be taken and the test must be repeated until no fault is indicated; and
 - (iv) if a fault is indicated by the check referred to in subparagraph (ii), corrective action must be taken until no fault is indicated;
- (h) if that part of the road surface under which the induction loop is installed has 2 or more lanes for vehicles travelling in the same direction, a test referred to in paragraph (f)(i) or (g)(i) is not required to be carried out in relation to each such lane in the same 28 day period provided that, once in every 28 days, the test is carried out in relation to 1 of those lanes and the lane in relation to which the test is carried out is not the same as the lane in relation to which the previous test was carried out;
- (i) if—
 - (i) a test or check; or
 - (ii) in the case of a wet film camera—the film when developed; or
 - (iii) in the case of a digital or other electronic camera—any electronic record made by the camera,

indicates a fault that has affected the proper operation of the device as required by these regulations, that part of the film affected by the fault, or those electronic records affected by the fault, (as the case may be), must be rejected for evidentiary purposes;

- (j) the accuracy with which the device detects vehicle speeds must be tested on the day on which it is used (or on a day within the period of 27 days immediately preceding that day) with a view to the issuing of a certificate under section 175(3)(ba) of the Act.

- (3) Where a photographic detection device referred to in regulation 29(1)(a) is used to provide evidence of reckless or dangerous driving offences or registration offences committed at an intersection, marked foot crossing or level crossing, the provisions of subregulation (2) must be complied with.

33—Operation and testing of photographic detection devices referred to in regulation 29(1)(a) or (b)(iii) for offences committed other than at intersections, marked foot crossings or level crossings

- (1) Where a photographic detection device referred to in regulation 29(1)(a) or (b)(iii) is used to provide evidence of speeding offences committed other than at an intersection, marked foot crossing or level crossing (not being evidence of the average speed of vehicles between 2 average speed camera locations), the following provisions must be complied with:
- (a) the induction loop vehicle detector (*induction loop*) must be installed under the surface of the road;
 - (b) the camera or cameras forming part of the device must be positioned and aimed, and the induction loop linked up, so that when vehicles proceed over or continue past that part of the road under which the induction loop is installed, a photograph or series of photographs may be taken of the vehicles from the front or from the rear;
 - (c) the device must be programmed and set to operate so that if a vehicle is detected by the device passing over the induction loop at a speed equal to or greater than a speed set on the device, at least 2 exposures are taken, or at least 2 electronic records are made, of that vehicle from the front or from the rear—
 - (i) at least 1 of which is taken or made following a programmed delay after the first is taken or made; and
 - (ii) on at least 1 of which is recorded the speed of the vehicle as detected by the device; and
 - (iii) on each of which is recorded the date, time and code for the location at which the exposure or record is taken or made, together with the lane in which the vehicle is travelling;
 - (d) subject to paragraph (e), once in every 28 days—
 - (i) a test must be carried out (by reference to speeds not exceeding the speed limit applying to drivers driving vehicles on the length of road under which the induction loop is installed) to ensure that the device detects vehicles passing over the induction loop and accurately indicates the speed of any vehicle so detected and the lane in which the vehicle is travelling; and
 - (ii) the device must be checked to ensure that the device—
 - (A) indicates the correct date, time and code for the location at which exposures or electronic records are taken or made by the device; and
 - (B) is set to operate in accordance with paragraph (c); and
 - (iii) if a fault is indicated by the test referred to in subparagraph (i), corrective action must be taken and the test must be repeated until no fault is indicated; and
 - (iv) if a fault is indicated by the check referred to in subparagraph (ii), corrective action must be taken until no fault is indicated;

- (e) if that part of the road surface under which the induction loop is installed has 2 or more lanes for vehicles travelling in the same direction, the test referred to in paragraph (d)(i) is not required to be carried out in relation to each such lane in the same 28 day period provided that, once in every 28 days, the test is carried out in relation to 1 of those lanes and the lane in relation to which the test is carried out is not the same as the lane in relation to which the previous test was carried out;
- (f) if—
 - (i) a test or check; or
 - (ii) in the case of a wet film camera—the film when developed; or
 - (iii) in the case of a digital or other electronic camera—any electronic record made by the camera,

indicates a fault that has affected the proper operation of the device as required by these regulations, that part of the film affected by the fault, or those electronic records affected by the fault, (as the case may be), must be rejected for evidentiary purposes;

- (g) the accuracy with which the device detects vehicle speeds must be tested on the day on which it is used (or on a day within the period of 27 days immediately preceding that day) with a view to the issuing of a certificate under section 175(3)(ba) of the Act.
- (2) Where a photographic detection device referred to in regulation 29(1)(a) or (b)(iii) is used to provide evidence of reckless or dangerous driving offences or registration offences committed other than at an intersection, marked foot crossing or level crossing, the provisions of subregulation (1) must be complied with.

34—Operation and testing of photographic detection devices referred to in regulation 29(1)(b)(i) or (ii) for offences committed other than at intersections, marked foot crossings or level crossings

- (1) Where a photographic detection device referred to in regulation 29(1)(b)(i) or (ii) is used to provide evidence of speeding offences committed other than at an intersection, marked foot crossing or level crossing, the following provisions must be complied with:
- (a) the induction loop vehicle detector (*induction loop*) must be installed under the surface of the road;
 - (b) if a piezoelectric traffic sensor (*piezo strip*) forms part of the device, the piezo strip must be installed under the surface of the road together with the induction loop;
 - (c) the camera or cameras forming part of the device (other than a closed-circuit television camera) must be positioned and aimed, and the induction loop and the piezo strip (if any) linked up with the other parts of the device, so that when vehicles proceed over or continue past the part of the road under the surface of which the induction loop and the piezo strip (if any) is (or are) installed, a photograph or series of photographs may be taken of the vehicles;
 - (d) the Variable Speed Limit Sign (*VSL*) must be—
 - (i) installed so that a speed limit sign displayed by the VSL applies for the purposes of the *Australian Road Rules* (whether some or all of the time) to the length of road under the surface of which the induction loop and the piezo strip (if any) is (or are) installed; and

- (ii) linked up with the other parts of the device so that the speed limit (if any) indicated by the VSLS, and any changes in that speed limit, may be noted by, and used for the purposes of the operation of, the device;
- (e) the closed-circuit television camera must be positioned and aimed, and linked up with the other parts of the device, so that a video recording directed at the speed limit (if any) indicated by the VSLS referred to in paragraph (d) may be made;
- (f) the device must be programmed and set to operate so that if a vehicle is detected by the device passing over the induction loop and the piezo strip (if any) at a speed equal to or greater than a speed set on the device (being a speed set for all vehicles or for vehicles of a class, whether determined according to the number of axles of a vehicle or otherwise, that includes the detected vehicle)—
 - (i) at least 2 electronic records are made of the vehicle—
 - (A) at least 1 of which is made following a programmed delay after the first is made; and
 - (B) on at least 1 of which is recorded—
 - the speed of the vehicle as detected by the device; and
 - the speed limit (if any) indicated at that time by the VSLS referred to in paragraph (d) as noted by the device and the period for which that noted speed limit has remained constant; and
 - (C) on each of which is recorded the date, time and code for the location at which the record is made, together with the lane in which the vehicle is travelling; and
 - (ii) the following additional electronic records are made:
 - (A) a record containing a portion of the video recording referred to in paragraph (e), being a portion of that recording for a programmed period preceding the detection of the vehicle, on which is recorded the date and start and end times for the video recording;
 - (B) a record containing a still image taken from that portion of video recording, on which is recorded the information referred to in paragraph (f)(i)(C);
- (g) subject to paragraph (h), once in every 28 days—
 - (i) a test must be carried out (by reference to speeds not exceeding the speed limit applying to drivers driving vehicles on the length of road under the surface of which the induction loop and the piezo strip (if any) is (or are) installed, and by reference to vehicles of any number of axles) to ensure that the device detects vehicles passing over the induction loop and the piezo strip (if any) and—
 - (A) accurately indicates the speed and (if a piezo strip forms part of the device) number of axles of any vehicle so detected and the lane in which the vehicle is travelling; and
 - (B) makes the video recording and still image referred to in paragraph (f)(ii); and
 - (ii) the device must be checked to ensure that the device—

- (A) indicates the correct date, time and code for the location at which electronic records are made by the device; and
 - (B) correctly notes the speed limit (if any) indicated by the VSLs referred to in paragraph (d); and
 - (C) is set to operate in accordance with paragraph (f); and
 - (iii) if a fault is indicated by the test referred to in subparagraph (i), corrective action must be taken and the test must be repeated until no fault is indicated; and
 - (iv) if a fault is indicated by the check referred to in subparagraph (ii), corrective action must be taken until no fault is indicated;
 - (h) if that part of the road surface under which the induction loop and the piezo strip (if any) is (or are) installed has 2 or more lanes for vehicles travelling in the same direction, the test referred to in paragraph (g)(i) is not required to be carried out in relation to each such lane in the same 28 day period provided that, once in every 28 days, the test is carried out in relation to 1 of those lanes and the lane in relation to which the test is carried out is not the same as the lane in relation to which the previous test was carried out;
 - (i) if—
 - (i) a test or check; or
 - (ii) any electronic record referred to in paragraph (f) made by the device, indicates a fault that has affected the proper operation of the device as required by these regulations, the part of those electronic records affected by the fault must be rejected for evidentiary purposes;
 - (j) the accuracy with which the device detects vehicle speeds must be tested on the day on which it is used (or on a day within the period of 27 days immediately preceding that day) with a view to the issuing of a certificate under section 175(3)(ba) of the Act.
- (2) Where a photographic detection device referred to in regulation 29(1)(b)(i) or (ii) is used to provide evidence of reckless or dangerous driving offences or registration offences committed other than at an intersection, marked foot crossing or level crossing, the provisions of subregulation (1) must be complied with.

35—Operation and testing of photographic detection devices referred to in regulation 29(1)(c)

- (1) Where a photographic detection device referred to in regulation 29(1)(c) is used to provide evidence of speeding offences, the following provisions must be complied with:
- (a) the device must be programmed, positioned and set to operate so that when the device registers a vehicle as proceeding at a speed equal to or greater than a speed set on the device—
 - (i) the camera forming part of or linked to the device takes an exposure, or makes an electronic record, of that vehicle from the front or from the rear; and
 - (ii) the date, time and code for the location at which the exposure is taken, or the electronic record is made, together with the speed and direction of travel of the vehicle as registered by the device, are recorded on the exposure or electronic record;

- (b) after a person—
 - (i) sets up the device at a given location; or
 - (ii) inserts recording media into the camera at that location; or
 - (iii) relocates the device with recording media in place,the person must make a check to ensure that the device—
 - (iv) correctly indicates on an electronic display the date, time and code for the location where exposures are taken, or electronic records are made, by the camera; and
 - (v) is set to operate in accordance with the provisions of paragraph (a);
 - (c) the checks referred to in paragraph (b) must be repeated immediately before the device is removed from a given location;
 - (d) if—
 - (i) a check; or
 - (ii) in the case of a wet film camera—the film when developed; or
 - (iii) in the case of a digital or other electronic camera—any electronic record made by the camera,indicates a fault that has affected the proper operation of the device as required by this regulation, that part of the film affected by the fault, or those electronic records affected by the fault, (as the case may be), must be rejected for evidentiary purposes;
 - (e) if a photograph produced from an exposure or electronic record obtained in accordance with the provisions of paragraph (a) depicts the whole or part of more than 1 vehicle—
 - (i) in the portion of the photograph specified by the device's manufacturer as the portion that should depict the vehicle whose speed is being registered; and
 - (ii) travelling in the direction recorded on the exposure or electronic record as the direction of travel of the vehicle whose speed is being registered,that photograph must be rejected for evidentiary purposes;
 - (f) the accuracy with which the device registers vehicle speeds must be tested on the day on which it is used (or on the day immediately preceding that day) with a view to the issuing of a certificate under section 175(3)(ba) of the Act.
- (2) Where a photographic detection device referred to in regulation 29(1)(c) is used to provide evidence of reckless or dangerous driving offences or registration offences, the provisions of subregulation (1) must be complied with.

36—Operation and testing of average speed cameras

- (1) Where a photographic detection device that is an average speed camera is used to provide evidence of speeding offences (being evidence of the average speed of vehicles between 2 average speed camera locations), the following provisions must be complied with:
 - (a) the induction loop vehicle detector (*induction loop*) must be installed under the surface of the road;

- (b) the camera or cameras forming part of the device at a given location must be positioned and aimed, and the induction loop linked up with the other parts of the device, so that when vehicles approach or pass the stub line at the average speed camera location, a photograph or series of photographs may be taken of the vehicles from the front or from the rear;
 - (c) the device must be programmed and set to operate so that—
 - (i) if a vehicle is detected by the device passing over the induction loop at or near a start location, at least 1 electronic record containing a photograph of that vehicle on which is recorded the date, time and code for the location is made from the front or from the rear before the whole of the vehicle passes the stub line at that location; and
 - (ii) if a vehicle is detected by the device passing over the induction loop at or near an end location, at least 1 electronic record containing a photograph of that vehicle on which is recorded the date, time and code for the location is made from the front or from the rear when or after any part of the vehicle reaches the stub line at that location;
 - (d) when the device is set up at a given start location and end location, the device must be checked (either on-site or from a remote location) to ensure—
 - (i) that—
 - (A) the correct date; and
 - (B) the correct time (being Australian Central Standard Time or Australian Central Daylight Time determined with the accuracy specified in regulation 38(1)(c)); and
 - (C) the correct codes for the start and end locations,are set on the device; and
 - (ii) that the device is set to operate in accordance with paragraph (c), and thereafter the same checks must be carried out—
 - (iii) in the case of the check to ensure that the correct date and time are set on the device—at least once in relation to each day (either on the day or else subsequently by reference to records created on the day by the device); and
 - (iv) in every other case—once in every 28 days,and if a fault is indicated by a check referred to above, corrective action must be taken until no fault is indicated;
 - (e) if—
 - (i) a check; or
 - (ii) any electronic record made by the device,indicates a fault that has affected the proper operation of the device as required by these regulations, those electronic records affected by the fault must be rejected for evidentiary purposes.
- (2) Where a photographic detection device that is an average speed camera is used to provide evidence of reckless or dangerous driving offences, registration offences or average speed camera location offences, the provisions of subregulation (1) must be complied with.

37—Operation and testing of Safe-T-Cam photographic detection devices

Where a Safe-T-Cam photographic detection device is used to provide evidence of an offence, the following provisions must be complied with:

- (a) the camera forming part of the device must be positioned and aimed so that, when activated, an electronic record is made of the number plate of the vehicle activating it;
- (b) the date, time and code for the location at which the electronic record of a vehicle is made must be recorded on the electronic record;
- (c) when the device is set up at a given location or temporarily moved or repaired, a person must make a check to ensure that the device is correctly positioned and aimed as referred to in paragraph (a) and correctly indicates on an electronic display the date, time and code for the location where the electronic records are made by the camera;
- (d) if—
 - (i) a check; or
 - (ii) an electronic record made by the camera,

indicates a fault that has affected the proper operation of the device as required by this regulation, those electronic records affected by the fault must be rejected for evidentiary purposes.

Subdivision 4—Special provisions relating to average speed cameras**38—Average speed evidence (section 175A of Act)—identification of average speed cameras, average speed camera locations etc**

- (1) For the purposes of section 175A of the Act—
 - (a) a notice under section 175A(3) of the Act must identify an average speed camera location by specifying—
 - (i) the road on which vehicles will be photographed by the average speed camera; and
 - (ii) the place on that road at which vehicles will be photographed, identified by reference to—
 - (A) a stub line at that place; and
 - (B) the approximate coordinates of the point at which that stub line meets the centre of the road; and
 - (iii) whether the average speed camera location is a start location or end location; and
 - (iv) the general direction of travel (for example, north bound) of vehicles moving between the 2 average speed camera locations for which this is the start or end location; and
 - (b) the shortest distance between 2 average speed camera locations along a route specified in a notice under section 175A(3) must be measured between the stub line at the start location and the stub line at the end location; and
 - (c) the time taken for a vehicle to travel between 2 average speed camera locations must be determined by reference to the total period elapsed between—

- (i) a time before which the whole of the vehicle passes the stub line at the start location; and
- (ii) a time at or after which any part of the vehicle reaches the stub line at the end location,

where the time at each location is determined according to Australian Central Standard Time, or according to Australian Central Daylight Time, with an accuracy equal to or better than plus or minus 1 second.

- (2) A notice under section 175A(3) of the Act may, for the purposes of identifying an average speed camera location, include a reference to—
- (a) a nearby landmark or other feature; or
 - (b) the approximate distance along the road between the location and a specified town or intersection (or, if the location is at an intersection, by reference to that intersection),

but such a notice will not be regarded as defective on the basis of anything included or not included under this subregulation.

- (3) For the purposes of the definitions in section 175A(10) of the Act—
- (a) a photographic detection device of a kind referred to in regulation 29(1)(e) is an **average speed camera**;
 - (b) a **prescribed road law speeding offence** means—
 - (i) a speeding offence; or
 - (ii) a reckless or dangerous driving offence comprised of driving a vehicle at a speed which is dangerous to the public.

- (4) In this regulation—

coordinates means coordinates expressed in terms of either the Geocentric Datum of Australia 1994 or the World Geodetic System 1984;

dividing line, marked lane and **median strip** have the same respective meanings as in the *Australian Road Rules*;

short white line means a straight white line approximately 100 millimetres wide and 400 millimetres long;

stub line means a short white line, or series of short white lines, marked in a straight line on the sealed surface of 1 or both sides of a two-way road at right angles to a boundary of the road, with each short white line positioned—

- (a) if a side of the road has 1 or more marked lanes for vehicles travelling in the same direction—
 - (i) at or near the centre of each lane; or
 - (ii) at or near the left-hand side and at or near the right-hand side of each lane; or
- (b) if a side of the road has no marked lanes for vehicles travelling in the same direction—
 - (i) at or near the centre of the sealed portion of that side of the road; or
 - (ii) at or near the left-hand side and at or near the right-hand side of the sealed portion of that side of the road,

and includes the whole of the straight line formed by the short white line or series of short white lines as well as the extension of that straight line—

- (c) to each boundary of the road; or
- (d) where the short white line or lines is or are marked on 1 side of the road only, to the boundary on that side of the road and to the centre of the road;

two-way road means a road divided by a dividing line or median strip into 2 sides, 1 of which is for vehicles travelling in 1 direction and the other of which is for vehicles travelling in the opposite direction.

39—Evasive action in relation to average speed camera

The driver of a vehicle must not take any action, other than a contravention referred to in Schedule 4 Part 1 clause 3, that is designed to avoid an electronic record being made of the vehicle through the operation of an average speed camera as the vehicle is driven towards, through or away from an average speed camera location.

Maximum penalty: \$2 500.

Subdivision 5—Special provisions relating to Safe-T-Cam photographic detection devices

40—Heavy vehicles and minimum allowable travel time

- (1) The driver of a heavy vehicle must not take a shorter length of time than the minimum allowable travel time when driving the vehicle between 2 Safe-T-Cam photographic detection devices.
Maximum penalty: \$2 500.
- (2) The minimum allowable travel time between 2 particular Safe-T-Cam photographic detection devices is the time determined in respect of those devices by the Minister from time to time and notified in the Gazette.
- (3) For the purposes of calculating a driver's travel time between 2 Safe-T-Cam photographic detection devices, any rest time recorded in the driver's work diary under the *Road Traffic (Heavy Vehicle Driver Fatigue) Regulations 2008* or the *Heavy Vehicle (Fatigue Management) National Regulation (South Australia)* as having been taken between the devices may be deducted from the driver's travel time.

41—Same person not liable for more than 1 offence evidenced by same electronic record

- (1) A person may not be found guilty of a relevant offence relating to a vehicle on the basis of evidence of an electronic record, produced through the operation of a Safe-T-Cam photographic detection device, of the number plate of the vehicle if—
 - (a) the person has been found guilty of another relevant offence on the basis of evidence of the same electronic record; or
 - (b) the person has expiated another relevant offence and the allegation relating to that other relevant offence was based on evidence of the same electronic record.
- (2) In this regulation—

relevant offence means a speeding offence or an offence against regulation 40(1).

42—Evasive action in relation to Safe-T-Cam photographic detection device

The driver of a heavy vehicle must not take any action, other than a contravention referred to in Schedule 4 Part 1 clause 4, designed to avoid an electronic record being made through the operation of a Safe-T-Cam photographic detection device of the number plate of the vehicle as the vehicle is driven towards or away from the photographic detection device.

Maximum penalty: \$2 500.

43—Evidentiary

In proceedings for a speeding offence, a document produced by the prosecution, purporting to be signed by the Minister and certifying the shortest distance, expressed in metres, that would be travelled by a vehicle on a road between 2 points, will be accepted as proof, in the absence of proof to the contrary, of the distance so certified.

Part 4—Vehicle identification

44—Vehicle identification plates and numbers (section 110C of Act)

- (1) For the purposes of section 110C(8) of the Act, a vehicle identification plate or plate bearing a vehicle identification number on a motor vehicle or trailer may be removed only—
 - (a) if it is essential to do so in order to effect necessary repairs to the vehicle or trailer and the plate is put back in the same place on the vehicle as soon as is practicable; or
 - (b) with the approval of an authorised officer.
- (2) An authorised officer may issue a South Australian State identification plate to replace the vehicle identification plate for a motor vehicle or trailer, and may approve its placement on the vehicle or trailer, if the vehicle identification plate has been destroyed, removed from the vehicle or trailer or damaged and, in the opinion of the authorised officer, it is appropriate that a replacement plate be issued and placed on the vehicle or trailer.
- (3) An authorised officer may allot a number for placement on a motor vehicle or trailer as the vehicle identification number for the vehicle or trailer, and may approve its placement on the vehicle or trailer, if the previous vehicle identification number for the vehicle or trailer has been altered, defaced or obliterated and it is, in the opinion of the authorised officer, appropriate that a replacement number be allotted and placed on the vehicle or trailer.
- (4) An authorised officer may allot a number for placement on the engine block of a motor vehicle as the engine number for the vehicle's engine, and may approve its placement on the engine block, if the previous engine number for the engine has been altered, defaced or obliterated and it is, in the opinion of the authorised officer, appropriate that a replacement number be allotted and placed on the engine block.
- (5) A plate or number removed from a motor vehicle or trailer by an authorised officer under section 110C(7) of the Act must be destroyed by the authorised officer.

Part 5—Vehicle safety

45—Defect notices—prescribed classes of light vehicles (section 145(1b) of Act)

For the purposes of section 145(1b) of the Act, the following classes of light vehicles are prescribed:

- (a) prime movers;
- (b) commercial motor vehicles;

- (c) trailers.

46—Formal written warnings, defect notices etc (section 145 of Act)

A formal written warning, defect notice or defective vehicle label issued under section 145 of the Act must be in a form approved by the Minister.

47—Authorisations (section 145(8) of Act)

- (1) The Minister may, on application by a person in a form approved by the Minister, authorise the applicant to exercise any of the powers of an authorised officer under section 145 of the Act, if satisfied (on the basis of evidence provided by the applicant) that the applicant—
 - (a) is fully qualified in 1 or more of the following trades:
 - (i) Motor Mechanic;
 - (ii) Motor Mechanic, Diesel;
 - (iii) Brake Mechanic;
 - (iv) Motor Cycle Mechanic;
 - (v) any other trade that provides skills equivalent to the skills of a trade referred to above; and
 - (b) has successfully completed any training courses approved by the Minister for the purposes of section 145 of the Act; and
 - (c) is the holder of an appropriate driver's licence granted and in force under Part 3 of the *Motor Vehicles Act 1959* or an appropriate interstate licence within the meaning of that Act; and
 - (d) has an adequate knowledge of the requirements of the Act relating to motor vehicles; and
 - (e) is a fit and proper person to be authorised to exercise any of the powers of an authorised officer under section 145 of the Act.
- (2) The Minister may authorise a person in another State or a Territory of the Commonwealth who has similar powers under the laws of that State or Territory to those of an authorised officer under section 145 of the Act to exercise a power of an authorised officer under that section to—
 - (a) examine a vehicle for the purpose of determining whether the repairs required by a defect notice issued in relation to the vehicle have been made; or
 - (b) issue a clearance certificate in relation to a vehicle; or
 - (c) cause a defective vehicle label affixed to a vehicle to be defaced or removed from the vehicle.
- (3) The Minister must maintain a record of authorisations issued under section 145(8) of the Act and must make that record available for public inspection.

48—Prescribed class of light vehicles (section 161A of Act)

For the purposes of section 161A of the Act, wind-powered light vehicles commonly known as land yachts are prescribed.

49—Seat belts and seat belt anchorages (section 162A of Act)

- (1) Subject to subregulations (7) and (8), vehicles manufactured on or after 1 January 1969 are exempt from the provisions of section 162A of the Act and this regulation.

- (2) The provisions of this regulation apply for the purposes of section 162A of the Act.
- (3) A car, car-type utility or car-type panel van first registered after 30 June 1964 must be fitted with—
 - (a) anchorages for a seat belt suitably placed for use by the driver; and
 - (b) anchorages for a seat belt suitably placed for use by a person sitting alongside of and on the same seat as the driver or on a separate seat by the side of the driver's seat.
- (4) An anchorage required to be fitted in accordance with subregulation (3) must—
 - (a) in the case of a vehicle first registered after 30 June 1964 but before 10 November 1966—comply with the specification for anchorages published in the Gazette of 28 May 1964, page 1180; or
 - (b) in the case of a vehicle first registered on or after 10 November 1966 but before 8 February 1968—comply with the specification for anchorages published in the Gazette of 10 November 1966, page 1927; or
 - (c) in the case of a vehicle first registered on or after 8 February 1968 but before 15 January 1970—comply with the specification for anchorages published in the Gazette of 8 February 1968, page 346; or
 - (d) in the case of a vehicle first registered on or after 15 January 1970—comply with the *Australian Standards Specification for Seat Belt Anchorage Points*—(A.S.D. 11–1967).
- (5) A car, car-type utility or car-type panel van first registered on or after 1 January 1967 must be fitted with—
 - (a) a seat belt suitably placed for use by the driver; and
 - (b) at least 1 other seat belt placed for use by a person sitting alongside of and on the same seat as the driver or on a separate seat by the side of the driver's seat.
- (6) A seat belt required to be fitted in accordance with subregulation (5) must—
 - (a) comply with—
 - (i) *Australian Standards Specification for Seat Belt Assemblies for Motor Vehicles*—(A.S. E35—1965); or
 - (ii) in the case of a retractor seat belt—*Australian Standards Specification for Seat Belt Assemblies (including Retractors) for Motor Vehicles*—(A.S. E35 Part II—1970); or
 - (iii) *Australian Standard for Seat Belt Assemblies for Motor Vehicles* (A.S. 2596—1983); and
 - (b) be clearly and permanently marked with a prescribed certification mark.
- (7) Seat belts and anchorages for seat belts in motor vehicles (whenever manufactured) must be maintained in sound condition and good working order.
- (8) A person must not sell, or offer for sale, for use in a motor vehicle (whenever manufactured) a seat belt or part of a seat belt—
 - (a) that fails to comply with the requirements of an Australian Standard or Australian Standards Specification referred to in subregulation (6)(a); or
 - (b) that has been removed from a motor vehicle in which it has previously been used.

Maximum penalty: \$2 500.

Note—

The *Road Traffic (Light Vehicle Standards) Rules 2013* apply certain ADRs to light vehicles. The ADRs do not cover vehicles manufactured before 1 January 1969.

50—Child restraints, safety harnesses, booster seats etc

- (1) The following devices are approved as child restraints:
 - (a) a device that complies with the *Australian Standard Specification for Child Restraining Devices for Passenger Cars* (AS E46) and is clearly marked with a prescribed certification mark certifying compliance with the standard;
 - (b) a device that complies with Australian/New Zealand Standard (AS/NZS) 1754—*Child restraint systems for use in motor vehicles* and is clearly marked with a prescribed certification mark certifying compliance with the standard.
- (2) A booster seat or booster cushion—
 - (a) that is an approved child restraint under subregulation (1); or
 - (b) that—
 - (i) is an integrated part of a motor vehicle; and
 - (ii) was installed by the manufacturer of the motor vehicle to enable an existing adult lap and sash type seat belt to become suitable for use by a child; and
 - (iii) complies with the relevant ADR for child restraints of the type concerned,is an approved booster seat.
- (3) A child safety harness that is an approved child restraint under subregulation (1) is an approved child safety harness.
- (4) For the purposes of section 162A of the Act, a child restraint fitted to a motor vehicle must—
 - (a) only be used in accordance with the manufacturer's specifications; and
 - (b) be securely attached to an anchorage for a child restraint fitted to that vehicle and to such other anchorages for seat belts fitted to that vehicle as are specified by the manufacturer of the child restraint; and
 - (c) be maintained in sound condition and good working order.
- (5) A person must not sell, or offer for sale, for use in a motor vehicle as a child restraint, child safety harness, booster seat or booster cushion, or part of such a device, a device or part that is not approved under subregulation (1).

Maximum penalty: \$2 500.

- (6) For the purposes of this regulation, a device complies with a standard if it complies with the edition of the standard that was in force at the time of its manufacture in Australia or its importation into Australia (as the case may be) or with any later edition of the standard.
- (7) In this regulation—

relevant ADR, in relation to an integrated booster seat or cushion in a motor vehicle, means the ADR that was in force at the time the vehicle was manufactured in Australia or imported into Australia (as the case may be) or with any later version of the ADR.

51—Safety helmets for riders of motor bikes and bicycles (section 162B of Act)

- (1) Helmets are approved for motor bike riders if—
 - (a) the helmets—
 - (i) have been manufactured, tested and marked in accordance with the requirements of the Standards Association of Australia contained in—
 - (A) Australian Standard E33/1959—*Protective Helmets for Motor Cyclists*; or
 - (B) Australian Standard E33/1968—*Protective Helmets for Motor Cyclists*; or
 - (C) Australian Standard E43/1968—*Protective Helmets for Racing Motor Cyclists*; or
 - (D) Australian Standard 1698/1974—*Protective Helmets for Vehicle Users*; or
 - (E) Australian Standard 1698/1988—*Protective Helmets for Vehicle Users*; or
 - (F) Australian/New Zealand Standard 1698:1992—*Protective Helmets for Vehicle Users*; or
 - (G) Australian/New Zealand Standard 1698:2006—*Protective Helmets for Vehicle Users*; and
 - (ii) in the case of helmets manufactured on or after 1 January 1972—bear a prescribed certification mark or the certification mark of a body declared by the Minister by notice in the Gazette to be an approved body for the purpose of certifying compliance with the relevant standard; or
 - (b) the helmets—
 - (i) have been manufactured, tested and marked in accordance with the requirements of the British Standards Institution contained in—
 - (A) British Standard 2001/1972—*Protective Helmets for Motor Cyclists*; or
 - (B) British Standard 1869/1960—*Protective Helmets for Racing Motor Cyclists*; or
 - (C) British Standard 2495/1960—*Protective Helmets and Peaks for Racing Car Drivers*; or
 - (D) British Standard 6658:1985—*Specification for Protective Helmets for Vehicle Users*; and
 - (ii) bear the certification mark of the British Standards Institution; or
 - (c) the helmets have been manufactured by Arai Hirotake Limited and are marked as model SP-21, SP-22, TX-7, X-7, S-70, R-6m, or XR.
- (2) A person must not sell, or offer for sale, a helmet for use by a motor bike rider or passenger on a motor bike unless—
 - (a) the helmet, if manufactured before 1 January 1976, complies with 1 or more of the standards contained in subregulation (1); and
 - (b) the helmet, if manufactured on or after 1 January 1976, complies with—

- (i) Australian Standard 1698/1974—*Protective Helmets for Vehicle Users*; or
- (ii) Australian Standard 1698/1988—*Protective Helmets for Vehicle Users*; or
- (iii) Australian/New Zealand Standard 1698:1992—*Protective Helmets for Vehicle Users*; or
- (iv) Australian/New Zealand Standard 1698:2006—*Protective Helmets for Vehicle Users*.

Maximum penalty: \$2 500.

- (3) Helmets are approved for bicycle riders if they meet the impact attenuation requirement of Australian Standard 2063.
- (4) A person must not sell, or offer for sale, a helmet for use by a bicycle rider unless the helmet meets the impact attenuation requirement of Australian Standard 2063.

Maximum penalty: \$2 500.

- (5) Despite the other provisions of this regulation and the *Australian Road Rules*, a helmet approved for bicycle riders may be used by a passenger on a motor bike who is under 6 years old and may be sold, or offered for sale, for such use.

52—Safety helmets and riders of wheeled recreational devices and wheeled toys (section 162C of Act)

- (1) For the purposes of section 162C of the Act, safety helmets must meet the impact attenuation requirement of Australian Standard 2063.
- (2) A person must not sell, or offer for sale, a helmet for use by a rider of a wheeled recreational device or wheeled toy unless the helmet meets the impact attenuation requirement of Australian Standard 2063.

Maximum penalty: \$2 500.

53—Modification of motor vehicles

- (1) A light motor vehicle must not be driven or towed on a road if it does not comply with the requirements of this regulation.
- (2) If a light motor vehicle is driven or towed in contravention of subregulation (1), the driver and the owner and the operator of the vehicle are each guilty of an offence.
Maximum penalty: \$2 500.
- (3) A car, car-type utility or car-type panel van must not be altered from its specification as originally manufactured in any of the following respects:
 - (a) fitting of an engine of greater displacement volume, or of greater power or torque output, than an engine available as an option for the vehicle so as to exceed the efficient functioning capacity of the braking system provided for the vehicle;
 - (b) fitting of an engine of greater displacement volume, or of greater power or torque output, than an engine available as an option for the vehicle with the braking system provided at the time of the manufacture of the vehicle;
 - (c) modification to a braking system—
 - (i) that consists of fitting of a smaller diameter brake drum, or narrower brake drum or brake shoe that reduces the swept area of braking surface; or
 - (ii) that reduces the mass of a brake drum or disc;

- (d) widening of the wheel track of front or rear wheels by more than 26 millimetres beyond the maximum specified by the vehicle's manufacturer;
 - (e) fitting of spacers between wheels and hubs additional to any provided by the vehicle's manufacturer;
 - (f) fitting of wheel nuts that do not engage the thread of the wheel studs for at least the same length as the nuts provided by the vehicle's manufacturer, or wheel nuts that do not match with the taper on the wheel;
 - (g) modifications to axles or suspension (including axle housings or supporting structures but not including springs, dampers, bushes or ball joints) that reduce the available suspension travel from static conditions to full bump position by more than one-third of that provided by the vehicle's manufacturer;
 - (h) modifications to axles or suspension such that any part of the vehicle other than the tyre or rim will contact a road surface in the case of the deflation of any tyre;
 - (i) welding or heating of axles, stub axles, steering arms or steering knuckle supports;
 - (j) lengthening or shortening of the chassis frame or of a mono-construction (chassis-less) body structure;
 - (k) alterations affecting any steering components or the steering geometry.
- (4) A light motor vehicle (other than a car, car-type utility, car-type panel van or motor bike) must not be altered from its specification as originally manufactured in any of the following respects:
- (a) fitting of an engine of greater displacement volume, or of greater power or torque output, than an engine available as an option for the vehicle;
 - (b) alterations to a braking system;
 - (c) widening of the wheel track of the front or rear wheels by more than 26 millimetres beyond the maximum specified by the vehicle's manufacturer;
 - (d) fitting of spacers between wheels and between wheels and hubs additional to any provided by the vehicle's manufacturer;
 - (e) fitting of wheel nuts that do not engage the thread of the wheel studs for at least the same length as the nuts provided by the vehicle's manufacturer, or wheel nuts that do not match with the taper on the wheels;
 - (f) alterations to the wheelbase;
 - (g) alterations to the number of axles;
 - (h) alterations affecting any steering components or the steering geometry;
 - (i) replacement of any axle with another axle other than an axle available as an option provided by the vehicle's manufacturer for the vehicle.

54—Wheels and tyres

- (1) A light vehicle must not be driven or towed on a road if it does not comply with the requirements of this regulation.
- (2) If a light vehicle is driven or towed in contravention of subregulation (1), the driver and the owner and the operator of the vehicle are each guilty of an offence.
Maximum penalty: \$2 500.

- (3) Every road wheel fitted to an axle of a motor vehicle or trailer that is a light vehicle must—
- (a) conform to 1 of the dimensional standards for wheel rims set down in the Tyre and Rim Standards Manual; and
 - (b) not have a circumferential weld other than one that attaches the rim to the wheel centre; and
 - (c) be of the same rim width and have the same offset of the rim relative to the mounting face; and
 - (d) if fitted to a motor vehicle manufactured on or after 1 July 1985, be either—
 - (i) provided as original equipment or as original equipment replacement by the vehicle's manufacturer; or
 - (ii) indelibly marked with the wheel's nominal diameter, width and offset and with identification of the manufacturer of the wheel and the standard to which the wheel was manufactured.
- (4) The tyres and wheels fitted to a motor vehicle or trailer that is a light vehicle must be such that—
- (a) sufficient clearance is provided so that none of the tyres or wheels will touch any part of the vehicle, other than at the point of attachment, under operating conditions; and
 - (b) none of the tyres protrudes beyond the mudguard or body structure when viewed from above with the wheels in a straight ahead position; and
 - (c) tyres fitted to the same axle are all of the same tyre size designation.
- (5) Despite the requirements of any other regulation or rule under the Act, a light motor vehicle that is required to comply with ADR 24 or the tyre and rim selection requirements of ADR 42 may be—
- (a) equipped with tyres other than those listed on the tyre placard fitted to the vehicle, provided that—
 - (i) the load of a tyre fitted is not less than the lowest load listed on the tyre placard; and
 - (ii) the overall diameter of a wheel and tyre fitted is not more than 15 millimetres greater than that advised in the Tyre and Rim Standards Manual for the largest tyre size listed on the placard and not more than 15 millimetres less than that advised in the Manual for the smallest tyre size listed on the placard; or
 - (b) equipped with wheels wider than those listed on the tyre placard; or
 - (c) equipped with wheels with a rim diameter other than a rim diameter (if any) listed on the tyre placard.
- (6) Despite the requirements of any other regulation or rule under the Act (including subregulation (5)), a light motor vehicle that has 3 or more wheels may be fitted with a wheel or tyre that does not comply with those requirements if—
- (a) the wheel or tyre is being used in an emergency as part of a temporary replacement wheel and tyre combination that complies with the requirements of this subregulation; and
 - (b) the wheel and tyre combination is recommended by the vehicle's manufacturer as suitable for use on the vehicle; and

- (c) any conditions specified by the vehicle's manufacturer in relation to the use of the wheel and tyre combination are complied with; and
 - (d) the vehicle is not driven at a speed exceeding 80 kilometres per hour; and
 - (e) only 1 temporary replacement wheel and tyre combination is fitted to the vehicle at any 1 time.
- (7) In this regulation—

Tyre and Rim Standards Manual means the Tyre and Rim Standards Manual issued by the Tyre and Rim Association of Australia as in force at any time before or after the commencement of this regulation.

55—Sprocket drive vehicles

A motor vehicle (not being a motor bike or motor trike) fitted with a chain and sprocket drive must not be driven on a road unless it is so constructed that every chain and sprocket of the drive is fitted with a cover, guard or screen in such a manner as to remove any risk of any person accidentally coming into contact with the chain or sprocket.

Maximum penalty: \$2 500.

56—Bicycle trailers

- (1) A person who rides a bicycle—
- (a) must not tow another vehicle on a road unless that other vehicle is a bicycle trailer that complies with the requirements of this regulation; and
 - (b) must not tow more than 1 vehicle.
- Maximum penalty: \$2 500.
- (2) A bicycle trailer, when towed at night, or in hazardous weather conditions causing reduced visibility, must be fitted with either 1 or 2 lighted lamps displaying a red light that is clearly visible for at least 200 metres from the rear and affixed to the rear of the trailer as follows:
- (a) in the case of 1 lamp—in the centre or on the right hand side of the centre of the trailer;
 - (b) in the case of 2 lamps—an even distance in the same horizontal plane on either side of the centre of the trailer;
 - (c) in either case—with the centre of the lamp not less than 330 millimetres and not more than 1 metre above the ground.
- (3) A bicycle trailer must be fitted with 2 red reflectors in accordance with the following requirements:
- (a) each reflector must be such as to be clearly visible at night for at least 50 metres from the rear when light is projected onto it by a vehicle's headlight on low-beam;
 - (b) the reflectors must be fitted symmetrically to the rear of the trailer, with 1 on each side;
 - (c) the centre of each reflector must be not less than 330 millimetres and not more than 1 metre above the ground.
- (4) A bicycle trailer, and any equipment or load on the trailer, must not exceed 850 millimetres in width.
- (5) A bicycle trailer must be attached to the bicycle by—
- (a) a coupling constructed and fitted so that—

- (i) it will permit an adequate amount of angular movement between the alignment of the bicycle and the trailer; and
 - (ii) the strength of the coupling (and of any brackets or other means of securing the coupling to the bicycle and the trailer) is sufficient to prevent the trailer and its equipment and load from becoming separated; and
- (b) a safety connection consisting of a chain, cable or other non-rigid connection affixed to a substantial portion of the trailer and constructed and fitted so that—
- (i) it will hold the trailer in tow in the event of the failure or detachment of the coupling; and
 - (ii) it is not liable to accidental disconnection and permits all normal angular movements of the coupling without more slack than is necessary for that purpose.

Part 6—Central Inspection Authority

57—Prescribed class of vehicles (section 163C(1) of Act)

For the purposes of section 163C(1) of the Act, buses are vehicles of a prescribed class, other than buses that are used to provide passenger transport services within the meaning of the *Passenger Transport Act 1994*.

58—Prescribed period (section 163D(1a) of Act)

For the purposes of section 163D(1a) of the Act, a period of 12 months commencing on 1 July is a prescribed period.

59—Certificate of inspection (section 163D(2) of Act)

- (1) For the purposes of section 163D(2) of the Act, a certificate of inspection must be in the form set out in Schedule 1 Form 8.
- (2) A certificate of inspection must be issued by the Authority on the condition that, during the currency of the certificate, an inspection label supplied by the Authority is firmly affixed in an upright position to the vehicle—
 - (a) to the inside surface of the front windscreen in a corner on the opposite side of the windscreen to the driver's position; or
 - (b) in the case of a vehicle that has a pivoted, hinged or fixed side window adjacent to the front windscreen on the opposite side of the windscreen to the driver's position—to the inside surface of that window,

but not so as to obstruct the driver's vision.

60—Design, maintenance etc requirements for vehicles to which Part 4A of Act applies

- (1) For the purposes of sections 163D(3)(b) and 163F of the Act, the prescribed requirements relating to design, construction and safety are the requirements relating to design, construction and safety contained in the Code of Practice for Buses, stipulated by the Central Inspection Authority, as in force from time to time (the *Code of Practice*), to the extent to which those requirements are consistent with the vehicle standards.
- (2) For the purposes of sections 163D(3a), 163F and 163GA of the Act, the prescribed scheme of maintenance is the scheme specified in section 15 of the Code of Practice.

- (3) For the purposes of section 163GA(1)(a)(i) of the Act, the particulars of prescribed maintenance and repair work carried out on a vehicle are the particulars of maintenance and repair work specified in section 15 of the Code of Practice.
- (4) For the purposes of section 163GA(1)(a) of the Act, the prescribed form is the appropriate form set out in the First Schedule of the Code of Practice.
- (5) For the purposes of section 163GA(1)(b) of the Act, the records in the form of Part 1 of the First Schedule of the Code of Practice must be retained for a period of not less than 6 months and those in the form of Part 2 of the First Schedule of the Code of Practice must be retained for a period of not less than 12 months.
- (6) In this regulation—
vehicle standards—
 - (a) in relation to a heavy vehicle—means the heavy vehicle standards under the *Heavy Vehicle National Law (South Australia)*;
 - (b) in relation to a light vehicle—means the light vehicle standards.

Part 7—Miscellaneous

61—Emergency workers and employing authorities (sections 45 and 46 of Act)

- (1) For the purposes of the definition of **emergency worker** in sections 45(5) and 46(6) of the Act, the following persons are emergency workers for the purposes of those sections:
 - (a) members of an emergency services organisation within the meaning of the *Fire and Emergency Services Act 2005*;
 - (b) persons engaged in the provision of emergency ambulance services under section 57(1) of the *Health Care Act 2008* on behalf of SA Ambulance Service Inc.
- (2) For the purposes of paragraph (b) of the definition of **employing authority** in sections 45(5) and 46(6) of the Act, the employing authority for a person who is an emergency worker for the purposes of the relevant section is—
 - (a) in relation to an emergency worker referred to in subregulation (1)(a)—
 - (i) if the emergency worker is a member of the South Australian Metropolitan Fire Service—the Chief Officer of SAMFS; or
 - (ii) if the emergency worker is a member of the South Australian Country Fire Service—the Chief Officer of SACFS; or
 - (iii) if the emergency worker is a member of the South Australian State Emergency Service—the Chief Officer of SASES; or
 - (b) in relation to an emergency worker referred to in subregulation (1)(b)—the Chief Executive of SA Ambulance Service Inc.

62—Emergency workers (sections 83 and 110AAAA of Act)

For the purposes of section 83 of the Act and the definition of **emergency vehicle** in section 110AAAA of the Act, the following are defined to be emergency workers:

- (a) members of an emergency services organisation within the meaning of the *Fire and Emergency Services Act 2005*;
- (b) authorised officers under the *Emergency Management Act 2004*;

- (c) persons engaged in the provision of emergency ambulance services under section 57(1) of the *Health Care Act 2008* on behalf of—
 - (i) SA Ambulance Service Inc; or
 - (ii) St Johns Ambulance Australia South Australia Incorporated;
- (d) any other persons engaged in the provision of emergency ambulance services under section 57(1) of the *Health Care Act 2008*;
- (e) members of the Australian Federal Police or Australian Customs and Border Protection Service;
- (f) members of the armed forces of the Commonwealth engaged in police, fire fighting or ambulance duties or duties in connection with the urgent disposal of explosives or any emergency;
- (g) employees of Airservices Australia engaged in fire fighting duties or duties in connection with an emergency.

63—Prescribed provisions (sections 174A, 174B, 174C and 174D of Act)

- (1) For the purposes of—
 - (a) section 174A of the Act (Liability of vehicle owners and expiation of certain offences); and
 - (b) section 174B of the Act (Further offence for continued parking contravention); and
 - (c) section 174D of the Act (Proceedings for certain offences may only be taken by certain officers or with certain approvals),the following are prescribed provisions:
 - (d) the provisions of Part 12 of the *Australian Road Rules* (Restrictions on stopping and parking);
 - (e) regulation 66 of these regulations (Prohibition on parking in certain public places).
- (2) For the purposes of section 174C of the Act (Council may grant exemptions from certain provisions), the following are prescribed provisions:
 - (a) the provisions of Part 8, Division 3 of the *Australian Road Rules* (Signs for trucks, buses and other large vehicles);
 - (b) the provisions of Part 12, Division 2 of the *Australian Road Rules* (No stopping and no parking signs and road markings);
 - (c) the provisions of Part 12, Division 5 of the *Australian Road Rules* (Stopping in zones for particular vehicles);
 - (d) rule 195 of the *Australian Road Rules* (Stopping at or near a bus stop);
 - (e) rule 200 of the *Australian Road Rules* (Stopping on roads—heavy and long vehicles);
 - (f) rule 205 of the *Australian Road Rules* (Parking for longer than indicated);
 - (g) rule 207 of the *Australian Road Rules* (Parking where fees are payable);
 - (h) regulation 66 of these regulations (Prohibition on parking in certain public places).

64—Prohibition of vehicles carrying dangerous substances on certain roads

- (1) A vehicle must not be driven or towed on a portion of a road to which this regulation applies if the vehicle contains or is otherwise transporting a dangerous substance.

- (2) If a vehicle is driven or towed in contravention of subregulation (1), the driver and the owner and the operator of the vehicle are each guilty of an offence.
Maximum penalty: \$2 500.
- (3) Subregulation (1) does not apply if the substance—
- (a) is in liquid form and does not exceed 25 litres in volume; or
 - (b) is in solid or gaseous form and does not exceed 45 kg in mass; or
 - (c) is fuel for the motor of the vehicle.
- (4) In this regulation—
dangerous substance has the meaning given to *dangerous goods* by the *Dangerous Substances (Dangerous Goods Transport) Regulations 2008*.
- (5) This regulation applies to—
- (a) the portion of Road Number 8832 Riddoch Highway (Mount Gambier—Port MacDonnell) known as Bay Road, Mount Gambier, that lies between an imaginary line formed by the prolongation of the western boundary of section 391, Waterworks Reserve, Hundred of Blanche across the road and an imaginary line 30 metres south of and parallel to an imaginary line formed by the prolongation of the southern boundary of allotment 22 Filed Plan 321 across the road;
 - (b) the portion of John Watson Drive, Mount Gambier that lies between an imaginary line formed by the prolongation of the northern boundary of section 415, Hundred of Blanche, across the road and an imaginary line formed by the prolongation of the northern-most boundary of section 414, corporation reserve, Hundred of Blanche across the road;
 - (c) the portion of Road Number 6604 Ocean Boulevard, City of Marion that lies between an imaginary line formed by the prolongation of the northern boundary of Majors Road across the road, and an imaginary line formed by the prolongation of the eastern boundary of Brighton Road across the road.

65—Prohibition on towing more than 1 vehicle

- (1) Subject to this regulation, a light motor vehicle towing more than 1 vehicle must not be driven on a road.
- (2) If a light motor vehicle is driven in contravention of subregulation (1), the driver and the owner and the operator of the motor vehicle are each guilty of an offence.
Maximum penalty: \$2 500.
- (3) Subregulation (1) does not apply to a tractor towing 2 vehicles.

66—Prohibition on parking in certain public places

- (1) A person must not park a vehicle (other than a bicycle) in a public place owned by or under the care, control or management of a council or parking authority except in an area specifically set aside for parking by the council or parking authority.
Maximum penalty: \$1 250.

- (2) In this regulation—

parking authority means a road authority (other than the Commissioner of Highways or a council) that has the care, control or management of a road on, above or near which the road authority has, with the approval of the Minister under section 17 of the Act, installed, maintained, altered or operated, or caused to be installed, maintained, altered or operated, traffic control devices for the purposes of Part 12 of the *Australian Road Rules* (Restrictions on stopping and parking).

67—Prohibition on fishing etc from certain bridges

- (1) The Minister may, if of the opinion that it is appropriate to do so in the interests of road safety, by notice in the Gazette, prohibit fishing or other specified activities from a specified bridge or causeway.
- (2) The Minister may, by notice in the Gazette, vary or revoke a notice under this regulation.
- (3) A person must not contravene a notice under this regulation.
Maximum penalty: \$750.

68—Prohibition on dogs on certain bicycle paths

- (1) A person who owns or has possession or control of a dog must ensure that the dog does not enter or remain on a bicycle path to which this regulation applies.
Maximum penalty: \$750.
- (2) In proceedings for an offence of contravening subregulation (1), an allegation in the complaint that a specified person was the owner or had possession or control of a specified dog at a specified time will be accepted as proved in the absence of proof to the contrary.
- (3) This regulation applies to the bicycle path adjacent to the Southern Expressway that commences at Seacombe Road at Bedford Park and proceeds generally southerly on the eastern side of the carriageway of the Expressway to a point approximately 250 metres north of the intersection of the Expressway, South Road and Panalatinga Road at Trott Park, then generally southerly between the western side of the Expressway off-ramp and the eastern side of the Expressway carriageway to the intersection of Panalatinga Road and Old South Road at Old Reynella.

69—Determination of mass

- (1) For the purposes of determining the mass of a vehicle—
- (a) a weighbridge—
- (i) must have a steel or concrete platform or, if a wooden platform, must be verified, re-verified or certified, and marked with an inspector's mark or licensee's mark, in accordance with the *National Measurement Act 1960* of the Commonwealth; and
 - (ii) must be so situated as to have sufficient space for vehicles usually weighed on the weighbridge to be driven or drawn on and off without turning on the platform; and
 - (iii) must have a level surface so that no point on the surface on which the mass to be measured bears is more than 15 millimetres above or below any other point on that surface; and
 - (iv) must operate within the appropriate limits of error for that type of weighbridge that may be tolerated under the *National Measurement Act 1960* of the Commonwealth; and

- (b) in order to determine the mass of a vehicle with or without its load and the mass carried on any 2 or more axles of a vehicle on a weighbridge, it is not necessary to measure the mass carried on all the relevant axles simultaneously, but the mass may be determined by aggregating the measurements of mass taken separately in relation to the axles in question, provided that in determining the mass carried on a vehicle having an axle group or axle groups, the axles within each group must be measured as a whole; and
 - (c) when an approved instrument for determining mass is used in order to determine the mass of a vehicle with or without its load and the mass carried on any 2 or more axles of a vehicle, the mass may be determined by aggregating the measurements of mass taken simultaneously or separately in relation to the axles in question, provided that, in determining the mass carried on individual axles of an axle group, all of the axles within that group must be measured simultaneously and must, as far as possible in the circumstances, be in the same plane.
- (2) In this regulation—
- approved instrument for determining mass*** means an instrument for determining mass approved in writing by the Minister for the purposes of this regulation.

70—Proof of GTM

In proceedings for an offence against the *Road Traffic Act 1961* involving a breach of a regulation or rule made under that Act, an allegation in a complaint that a specified mass was the GTM of a specified vehicle is proof of the matter so alleged in the absence of proof to the contrary.

71—Exemptions

- (1) The Minister may, by instrument in writing or notice in the Gazette exempt—
- (a) a person or class of persons; or
 - (b) a vehicle or class of vehicles,
- from a specified provision of these regulations, unconditionally or subject to specified conditions.
- (2) The Minister may, by instrument in writing or notice in the Gazette, vary or revoke an exemption under this regulation.

Schedule 1—Forms

Form 1—Notice of licence disqualification or suspension

(Sections 45B and 47IAA of Act)



Schedule 1 Road Traffic (Miscellaneous) Regulations 2014

**NOTICE OF LICENCE
DISQUALIFICATION OR SUSPENSION**
under section 47IAA or section 45B Road Traffic Act 1961

NOTICE NUMBER:
AP/TIN REF:

FAMILY NAME: _____ LICENCE NUMBER: _____ STATE OF ISSUE: _____ PHONE: _____
 GIVEN NAMES: _____ DATE OF BIRTH: [][][][][][] SEX: M / F
 ADDRESS: _____ SUBURB / TOWN: _____ POST CODE: _____

Notice under section 47IAA Road Traffic Act 1961 (category 2 or 3 offences and refuse/fail to comply offences)

It is alleged that at about [][][][][][] am/pm on [][][][][][] at _____ (location) you committed the offence of:

<input type="checkbox"/> category 2 offence - blood alcohol concentration of 0.08 to 0.149 <i>(Section 47B(1) Road Traffic Act 1961)</i> <input type="checkbox"/> refuse/fail to comply with directions in relation to drug screening test, oral fluid analysis or blood sample <i>(Section 47EAA(9) Road Traffic Act 1961)</i>	<input type="checkbox"/> category 3 offence - blood alcohol concentration of or above 0.15 <i>(Section 47B(1) Road Traffic Act 1961)</i> <input type="checkbox"/> refuse/fail to comply with directions in relation to alcotest or breath analysis <i>(Section 47E(3) Road Traffic Act 1961)</i> <input type="checkbox"/> refuse/fail to comply with request for blood sample <i>(Section 47(14) Road Traffic Act 1961, as a driver of a motor vehicle involved in an accident)</i>
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As a result of this allegation, your driver's licence is suspended or you are disqualified from holding or obtaining a driver's licence for the relevant period as defined in section 47IAA of the Act, being a period of up to:
 6 months
 12 months

The licence suspension or disqualification commences:
 forthwith - at the time the notice is given to you
 48 hours after the notice is given to you
 If your driver's licence is already suspended or you are already disqualified from holding or obtaining a driver's licence, this notice will take effect at the conclusion of that suspension or disqualification.

Notice under section 45B Road Traffic Act 1961 (excessive speed offences)

At about [][][][][][] am/pm on [][][][][][] at _____ (location) an offence was allegedly committed in respect of which you have been given an expiation notice for an offence against:

<input type="checkbox"/> Section 45A of the Road Traffic Act 1961 (<i>Excessive speed</i>) As a result of this allegation, your driver's licence is suspended or you are disqualified from holding or obtaining a driver's licence for the relevant period as defined in section 45B of the Act being a period of up to <u>6 months</u>. <input type="checkbox"/> The licence suspension or disqualification commences 24 hours after this notice is given to you <input type="checkbox"/> If your driver's licence is already suspended or you are already disqualified from holding or obtaining a driver's licence, this notice will take effect at the conclusion of that suspension or disqualification.	<input type="checkbox"/> Section 79B of the Road Traffic Act 1961 (<i>Being owner of a vehicle that appears from evidence obtained by a photographic detection device to have been involved in an offence against section 45A of that Act</i>) As a result of this allegation, your driver's licence is suspended or you are disqualified from holding or obtaining a driver's licence for the relevant period as defined in section 45B of the Act being a period of up to <u>6 months</u>. <input type="checkbox"/> The licence suspension or disqualification commences 28 days after this notice is given to you <input type="checkbox"/> If your driver's licence is already suspended or you are already disqualified from holding or obtaining a driver's licence, this notice will take effect at the conclusion of that suspension or disqualification.
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It is an offence punishable by imprisonment to drive a motor vehicle whilst your licence is suspended or you are disqualified.

TIME AND DATE NOTICE GIVEN:

This notice was given at [][][][][][] am / pm on [][][][][][]
 Issuing Officer's Signature _____ Name: _____ Rank: _____ ID [0][][][][][]

ACKNOWLEDGEMENT OF RECEIPT OF NOTICE:

I acknowledge receipt of this notice at the time and date recorded above.

Signature _____ Name: _____
 Witness's Signature _____ Name: _____ Rank: _____ ID [0][][][][][]
 DRIVER / OCCUPANT OF VEHICLE REFUSED / UNABLE TO SIGN / ACCEPT ORDER (delete as applicable)

CHECKED BY _____ RANK _____ ID [0][][][][][] DATE ____/____/____

ADVICE TO NOTICE RECIPIENT

CATEGORY 2 OR 3 OFFENCE OR REFUSE/FAIL TO COMPLY (Alcohol or Drug) – Section 47IAA of the Road Traffic Act 1961

Review of Licence Suspension / Disqualification - Road Traffic Act 1961, Section 47IAB

- (1) A person who has been given a notice of immediate licence disqualification or suspension under section 47IAA or who has been sent particulars of such a notice by the Registrar of Motor Vehicles may apply to the Magistrates Court for an order—
 - (a) that the person is not disqualified, or the person's driver's licence is not suspended, by the notice; or
 - (b) reducing the period of disqualification or suspension applicable under the notice.
- (2) The Magistrates Court may, on an application under subsection (1), make an order—
 - (a) that the person is not disqualified, or the person's driver's licence is not suspended, by the notice if—
 - (i) the Court is satisfied, on the basis of oral evidence given on oath by the applicant that there is a reasonable prospect that the applicant would, in proceedings for the offence to which the notice relates, be acquitted of the offence and the evidence before the Court does not suggest that the applicant may be guilty of another offence to which section 47IAA applies; or
 - (ii) the Court is satisfied that the person has not been charged with any offence to which section 47IAA applies and that the prosecution authorities have had a reasonable time, in the circumstances, within which to make a determination as to the laying of charges against the person; or
 - (b) reducing the period of disqualification or suspension applicable under the notice if—
 - (i) the offence to which the notice relates is a category 2 or category 3 offence that is a first offence and the Court is satisfied, on the basis of oral evidence given on oath by the applicant, that there is a reasonable prospect that the applicant might, in proceedings for the offence to which the notice relates, successfully argue that the offence was trifling (in which case the Court must order that the period of disqualification or suspension be reduced to a period of 1 month); or
 - (ii) the offence to which the notice relates is a category 3 offence and the Court is satisfied, on the basis of oral evidence given on oath by the applicant, that there is a reasonable prospect that the applicant would, in proceedings for the offence to which the notice relates, be acquitted of the offence but the evidence before the Court suggests that the applicant may be guilty of a category 2 offence (in which case the Court must order that the period be reduced to a period of 6 months).
- (3) The application must be commenced by lodging written application with the Magistrates Court, in the form prescribed by rules of the Court, setting out the grounds on which the application is made and particulars of the evidence that will be relied on by the applicant.
- (4) The Commissioner of Police—
 - (a) must be served, by an applicant for an order under this section, with a copy of the application as soon as practicable after the application is made; and
 - (b) is a party to the application; and
 - (c) may (but is not required to) appear at the hearing represented by legal counsel or a police officer.

To apply for a review go to website www.courts.sa.gov.au, Magistrates Court section, obtain an application form and information on how to lodge your application or contact the Magistrates Court Call Centre on 8204 2444 between 8.30 am and 5.30 pm Monday to Friday.

EXCEED SPEED BY 45 KM/H OR MORE - Section 45B of the Road Traffic Act 1961

Cancellation of Licence Suspension / Disqualification - Road Traffic Act 1961, Section 45B

- (6) If a person is given a notice of licence disqualification or suspension in accordance with subsection (1) and the expiration notice referred to in that subsection is withdrawn or the person elects to be prosecuted in accordance with the *Expiation of Offences Act 1996*—
 - (a) the notice of licence disqualification or suspension is cancelled (and, if the relevant period has commenced, any licence held by the person at the commencement of the relevant period is taken to be in force again);

If you seek a **withdrawal** of the expiration notice, please provide evidence verified by statutory declaration and forward to Manager, Expiation Notice Branch, GPO Box 2029, Adelaide 5001. The evidence must be received by the Expiation Notice Branch before the due date for payment specified in the expiration notice or expiration reminder notice.

If you wish to **elect to be prosecuted**, please complete, sign and post the appropriate portion of the expiration notice to the Manager, Expiation Notice Branch, GPO Box 2029, Adelaide, 5001. The election form must be received by the Expiation Notice Branch before the due date for payment specified in the expiration notice or expiration reminder notice.

The notice of suspension or disqualification will remain in force unless the expiration notice is withdrawn or until a correctly completed election to be prosecuted form is received at Expiation Notice Branch.

For exceed speed enquiries contact the Expiation Notice Branch between 8.30 am and 4.00 pm Monday to Friday, on the telephone number accessible at website www.police.sa.gov.au or write to the Manager, Expiation Notice Branch, South Australia Police, GPO Box 2029, Adelaide SA 5001.

Form 2—Prescribed oral advice**(Section 47E(4)(ab) of Act)***Road Traffic Act 1961***Oral advice on refusal or failure to comply with alcotest or breath analysis direction: section 47E(4)(ab)**

It is a criminal offence to refuse or fail to provide a breath sample without good cause. You could be fined and lose your licence for 12 months or more.

It is a defence if you have some physical or medical condition that prevents you from providing a breath sample, but only if you ask for a sample of your blood to be taken instead or can show that your condition also prevents the taking of blood.

If you want a blood sample taken because of your condition, you should ask for that and the police will help you to have the sample taken at Government expense.

Form 3—Prescribed oral advice**(Section 47EAA(10)(b) of Act)***Road Traffic Act 1961***Oral advice on refusal or failure to comply with drug screening test, oral fluid analysis or blood test direction: section 47EAA(10)(b)**

It is a criminal offence to refuse or fail to provide a sample of oral fluid or blood without good cause. You could be fined and lose your licence for 6 months or more.

It is a defence if you have some physical or medical condition that prevents you from providing a sample of oral fluid or blood [whichever is applicable], but only if you ask for a sample of your blood or oral fluid [whichever is applicable] to be taken instead.

If you want a sample of blood or oral fluid [whichever is applicable] taken because of your condition, you should ask for that and the police will help you to have the sample taken at Government expense.

Form 4—Prescribed oral advice and written notice**(Section 47K(2a)(a) of Act)****Part A—Oral advice for the purposes of section 47K(2a)(a) of *Road Traffic Act 1961***

The breathalyser reading just taken shows that you had a prohibited level of alcohol in your blood.

Therefore, it appears that you have committed an offence against section 47B of the Road Traffic Act.

In any court proceedings for that offence, or for an offence against section 47 of the Road Traffic Act (driving under the influence of liquor), it will be presumed that the breathalyser accurately indicated your blood alcohol level at the time of the reading and for the preceding two hours. However, the Road Traffic Act allows for contrary evidence based on the results of a blood test.

If you want to have such a blood test you will have to make your own arrangements and follow certain procedures, using a special blood test kit. This blood test kit will be supplied to you on your signing a written request.

If you obtain a blood test kit and want to have your blood tested, you should take the kit promptly to a hospital or medical practitioner in order to have a sample of your blood taken.

[*Alternatively, you may have the sample taken by a registered nurse.]

You must not consume any more alcohol before having a sample of your blood taken and must not open the blood test kit before delivering it to a medical practitioner [*or registered nurse].

Under the blood test procedure, the sample of blood is divided and sealed in two containers. You will have to sign a form that will be given to you by the medical practitioner [*or registered nurse].

One of the sealed containers will be given to you and you may make your own arrangements to have the blood in that container analysed.

In any event, the blood in the other container will be analysed by Forensic Science SA and you will be given written notice of the results of the analysis.

Further information as to these matters is contained in the written notice which will be delivered to you shortly.

* Advice as to the alternative of a registered nurse is to be given only if the breath analysis was conducted outside Metropolitan Adelaide.

Part B—Written notice for the purposes of section 47K(2a)(a) of *Road Traffic Act 1961*

Operation of Road Traffic Act in relation to results of breath analysis

1 Offence

A person commits an offence against section 47B(1) of the *Road Traffic Act 1961* if the person—

- (a) drives a motor vehicle; or
- (b) attempts to put a motor vehicle in motion,

while there is present in his or her blood the prescribed concentration of alcohol (as defined in section 47A of the Act).

2 Breath analysis

Your breath has just been analysed by means of a breath analysing instrument which indicated that the prescribed concentration of alcohol was present in your blood.

Accordingly, it appears that you have committed the offence described above.

3 Legal effect of breath analysis result

In proceedings for the offence described above or an offence against section 47(1) of the *Road Traffic Act 1961* (driving under the influence of liquor), the result of the breath analysis will be presumed to accurately record the concentration of alcohol in your blood at the time of the analysis and throughout the preceding 2 hours (section 47K(1),(1ab)).

In any proceedings against you for such an offence, you will be able to challenge the accuracy of the breath analysis reading—

- if you have a sample of your blood taken and analysed as described below AND
- if the result of analysis of the blood sample shows that the breath analysing instrument gave an exaggerated reading of the concentration of alcohol present in your blood (section 47K(1a)).

Procedures for optional blood test

- 1 You may have a sample of your blood taken and analysed if you wish.
 - 2 For that purpose, you must request the breath analysis operator to supply you with an approved blood test kit (you must sign a written request form for the kit and should retain a copy of the signed request form).
 - 3 You should then proceed promptly to a hospital or a medical practitioner [*or registered nurse] of your choice and request that a sample of your blood be taken (using the blood test kit).
 - 4 Do not consume any further alcohol before the sample is taken.
 - 5 Do not open the blood test kit.
 - 6 The medical practitioner [*or registered nurse] taking the sample of your blood will divide it and place it into two containers and seal the containers. One container will be delivered to you—do not break the seal on this container.
 - 7 Sign the form presented to you by the medical practitioner [*or registered nurse]—the original of the form will be given to you which you should retain.
 - 8 You may, if you wish, have the blood sample (in the container delivered to you) analysed at a laboratory to determine the concentration of alcohol present in the blood.
 - 9 The other blood sample container will, in any event, be sent to Forensic Science SA where the blood will be analysed. The results of this analysis will be sent to you at your address (as indicated on the form presented to you by the medical practitioner [*or registered nurse] who took the blood sample).
- * The alternative of a registered nurse applies only if the breath analysis was conducted outside Metropolitan Adelaide.

Form 5—Request

(Section 47K(2a)(b) of Act)

Road Traffic Act 1961

Request form for the purposes of section 47K(2a)(b)

..... of.....
(Name)

.....
(Address)

submitted to a breath analysis at.....
(Address or description)

at am/pm on the..... day of.....20.....

I (the person named above) now request that I be supplied with an approved blood test kit.

Signature:..... In the presence of:
(Person making request) *(Name of Police Officer)*

Signature of witnessing Police Officer:

Form 6—Certificate

(Section 47K(1a) of Act and regulation 22)

*Road Traffic Act 1961***Blood Test For Alcohol (Medical Practitioner's Or Nurse's Certificate)**

A.	<p>CERTIFICATE BY *MEDICAL PRACTITIONER/REGISTERED NURSE <i>Pursuant to section 47K of the Road Traffic Act 1961</i></p> <p>I, _____ a *medical practitioner/registered nurse, certify that at _____ at _____ am/pm on the _____ day <i>Place (Name of Hospital/Surgery/Medical Institution)</i> of _____ 2D _____, I took a sample of blood from:</p> <p>PATIENT'S NAME & ADDRESS <i>Please print clearly for mailing</i></p> <table border="1" style="width: 100%;"> <tr> <td style="height: 40px; vertical-align: bottom; text-align: right;">Postcode</td> </tr> </table> <p>I placed the sample of blood, in approximately equal proportions, in 2 containers (being the containers provided as part of the blood test kit that was delivered to me by the patient) and secured the caps. I then sealed each container by application of the adhesive seal (bearing the identifying number specified below) provided as part of the blood test kit. I delivered 1 of the sealed containers containing part of the blood sample by giving the container to the patient. I witnessed the patient's signature.</p> <div style="border: 1px solid black; width: fit-content; margin-left: auto; margin-right: auto; padding: 5px;"> IDENTIFYING NUMBER BARCODE </div> <p>_____ <i>Signature of *medical practitioner/registered nurse</i></p>	Postcode
Postcode		

B.	<p>PATIENT'S CONTAINER</p> <p>PATIENT TO SIGN ON RECEIPT OF SAMPLE: I acknowledge receipt of 1 sealed container containing part of the blood sample:</p> <p>_____</p> <p><i>Signature of patient</i></p>
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C.	<p>POLICE CONTAINER</p> <p>Please indicate by an "x" in the appropriate box:</p> <p>I delivered 1 of the sealed containers containing part of the blood sample to a police officer or an approved courier by:</p> <p><input type="checkbox"/> Placing the container in a secured blood box: Box number: _____</p> <p><input type="checkbox"/> Giving the container to *a police officer/an approved courier</p> <p>_____</p> <p><i>Signature of *medical practitioner/registered nurse</i></p>
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**delete as required*

NOTE: a blood sample may be taken by a registered nurse only if the breath analysis was conducted under the Road Traffic Act 1961 outside Metropolitan Adelaide.

Note—

This form may be combined with a form required for the purposes of section 73(2) of the *Harbors and Navigation Act 1993* and section 20(2) of the *Rail Safety National Law (South Australia) Act 2012*.

Form 7—Notice**Road Traffic Act 1961, Notice under section 79B(5) & (6)****Motor Vehicles Act 1959, Notice under Schedule 1 clause 3****Entitlement to view photographic evidence**

You are entitled to see the photographic evidence.

A copy of the photographic evidence on which the allegation is based:

- will, on written application to the Commissioner of Police, be sent by post to you at the address nominated by you in the written application or, in the absence of such a nomination, to your last known address; and
- may be viewed by telephoning the Expiation Notice Branch and making an appointment.

Statutory Declarations

The Commissioner of Police will, in relation to the question of withdrawal of the expiation notice, reminder notice or complaint, give due consideration to any exculpatory evidence (ie evidence indicating that you have a defence under the relevant legislation or are otherwise not liable for the offence) that is verified by statutory declaration. A statutory declaration must be furnished to the Commissioner before the due date for payment specified in the enclosed expiation notice or expiation reminder notice or, if the enclosed document is a summons, within 21 days after the date of issue of the summons.

You must provide the following information in the statutory declaration:

- your full name and address; and
- expiation notice number (where relevant); and
- motor vehicle registration number; and
- details of the defence or other exculpatory circumstances (in keeping with the requirements of the relevant legislation).

Examples—

If, for example, you sold the vehicle before the commission of the alleged offence you would need to provide details of that sale including the date on which it occurred and the name and address of the purchaser.

Similarly, in relation to an offence against section 79B of the *Road Traffic Act 1961*, if you are nominating another person as the driver of the vehicle at the relevant time you would need to provide that person's name and address or if you do not know the identity of the driver you would need to specify that fact and outline why the driver's identity is not known and what enquiries you have made to ascertain the driver's identity. If the allegation of an offence against section 79B, or an allegation of a speeding or reckless or dangerous driving offence, is based on evidence of the average speed of the vehicle between 2 locations you would need to provide this information in relation to each person who drove the vehicle during that time (if there was more than 1) and in the case of an offence against section 79B state whether or not you were 1 of those persons.

If, in relation to an offence against section 9(3) or 102(2) of the *Motor Vehicles Act 1959*, you are claiming the defence set out in section 9(4a) or 102(3aa), you would need to specify that the vehicle was not driven or left standing on the road by you at the time of the alleged offence and you would need to provide details of the steps you took to ensure that people who might use the vehicle would have been aware that it was unregistered or uninsured.

The statutory declaration must be witnessed by one of the following:

- Justice of the Peace (including ID No.)

- Proclaimed Police Officer
- Commissioner for taking affidavits.

NOTE: It is an offence to make a statutory declaration that you know to be untrue in a material particular. The maximum penalty is 4 years imprisonment.

General information

An application to view photographic evidence or a statutory declaration verifying a defence or other exculpatory circumstances must be sent to the Expiation Notice Branch by post (at GPO Box 2029, Adelaide SA 5001) or by fax. Further information regarding expiation notices, statutory declarations and photographic evidence can be found on the SAPOL internet site at:

http://www.police.sa.gov.au/sapol/services/expiations/expiation_notice_faqs.jsp

Form 8—Certificate of inspection

(Section 163D(2) of Act)

Road Traffic Act 1961

Vehicles inspected under Part 4A

This is to certify that the vehicle, Registration No. has been inspected and this Certificate of Inspection is issued *subject to the conditions attached to this certificate.*

Expiry Date:..... Label No:.....

Seating Capacity:..... Adults or Children

Signature of Inspector or authorised person

Date:

Notes—

- 1 This certificate is issued on behalf of the Central Inspection Authority.
- 2 This certificate will remain in force up to and including the date of expiry, unless sooner cancelled by the Central Inspection Authority.

Schedule 2—Hospitals declared for compulsory blood tests

Ardrossan Community Hospital Incorporated

Ashford Hospital

The following hospital facilities of Central Adelaide Local Health Network Incorporated:

The Queen Elizabeth Hospital

Royal Adelaide Hospital.

The following hospital facilities of Country Health SA Local Health Network Incorporated:

Angaston District Hospital

Balaklava Soldiers' Memorial District Hospital

Riverland Regional Health Service—Barmera Hospital

Riverland Regional Health Service—Berri Hospital

Booleroo Centre District Hospital and Health Service

Bordertown Memorial Hospital

Lower North Health—Burra Hospital

Ceduna District Health Services

Lower North Health—Clare Hospital
Eastern Eyre Health & Aged Care—Cleve Campus
Eastern Eyre Health & Aged Care—Cowell Campus
Crystal Brook and District Hospital
Cummins and District Memorial Hospital
Coober Pedy Hospital and Health Services
Elliston District Hospital
Eudunda Hospital
Gawler Health Service
Gumeracha District Soldiers' Memorial Hospital
Hawker Memorial Hospital
Jamestown Hospital & Health Service
Kangaroo Island Health Service
Kapunda Hospital
Karoonda and Districts Soldiers' Memorial Hospital
Eastern Eyre Health & Aged Care—Kimba Campus
Kingston Soldiers' Memorial Hospital
Lameroo District Health Services
Laura and District Hospital
Leigh Creek Health Services
Loxton Hospital Complex
Central Yorke Peninsula Hospital (Maitland)
The Mannum District Hospital
Meningie & Districts Memorial Hospital and Health Services
Millicent and District Hospital and Health Services
Minlaton Health Centre
Mt Barker District Soldiers' Memorial Hospital
Mt Gambier and Districts Health Service
Mount Pleasant District Hospital
The Murray Bridge Soldiers' Memorial Hospital
Naracoorte Health Service
Oodnadatta Health Service
Orroroo and District Health Service
Penola War Memorial Hospital
Peterborough Soldiers' Memorial Hospital and Health Service
Pinnaroo Soldiers' Memorial Hospital

Port Augusta Hospital and Regional Health Service
Port Broughton District Hospital & Health Service
Port Lincoln Health Services
Port Pirie Regional Health Service
Quorn Health Services
Renmark Paringa District Hospital
Riverton District Soldiers' Memorial Hospital
Roxby Downs Health Service
Lower North Health—Snowtown Hospital
Strathalbyn & Districts Health Service
Streaky Bay District Hospital
Tailem Bend District Hospital
Tanunda War Memorial Hospital
Tumby Bay Hospital and Health Services
South Coast District Hospital (Victor Harbor)
Waikerie Health Services
Northern Yorke Peninsula Health Service (Wallaroo)
The Whyalla Hospital & Health Service
Woomera Hospital
Central Eyre Peninsula Hospital (Wudinna)
Southern Yorke Peninsula Hospital (Yorketown).
Keith and District Hospital Incorporated
McLaren Vale & Districts War Memorial Hospital Incorporated
Moonta Health and Aged Care Service Incorporated
The following hospital facilities of Northern Adelaide Local Health Network Incorporated
Lyell McEwin Hospital
Modbury Hospital.
The following hospital facilities of Southern Adelaide Local Health Network Incorporated:
Flinders Medical Centre
Noarlunga Hospital
Repatriation General Hospital.
St. Andrew's Hospital Incorporated
Stirling District Hospital Incorporated
Wakefield Hospital
The Women's and Children's Hospital facility of the Women's and Children's Health Network Incorporated.

Schedule 3—Fees

1—Fees for inspections

- (1) In this clause—

Central Inspection Authority inspection means an inspection or examination of a vehicle by the Central Inspection Authority for the purposes of section 163D of the Act;

further inspection means an inspection undertaken to determine if faults or defects identified by a previous inspection have been corrected;

LPG means liquefied petroleum gas;

Transport Department inspection means an inspection or examination of a vehicle by the Transport Department for the purposes of—

- (a) section 145, 161A or 163AA of the Act; or
- (b) regulation 71 (Exemptions); or
- (c) section 139(1)(ab)(i), (ab)(ii) or (ac)(ii)(A) or (B) of the *Motor Vehicles Act 1959*; or
- (d) the *Dangerous Substances Act 1979* where the vehicle has been converted to use liquefied petroleum gas,

other than an inspection or examination for the purposes of an application for a vehicle permit to which clause 2 applies.

- (2) The following fees are payable for a Transport Department inspection or Central Inspection Authority inspection of a vehicle (or, if a particular inspection is specified, for a Transport Department inspection or Central Inspection Authority inspection of that kind):

Type of vehicle and inspection	Fee
1. Heavy vehicles and buses	
(1) Inspection of a motor vehicle (other than a bus)	\$248
(2) Inspection of—	
(a) a converter dolly	\$83
(b) a trailer other than a converter dolly	\$166
(3) Inspection of a bus	\$248
(4) Further inspection of a vehicle	\$83
2. Vehicles other than heavy vehicles or buses	
(1) Inspection of a vehicle for the purposes of an exemption under section 163AA of the Act or regulation 71	\$248
(2) Inspection of a vehicle for the purposes of section 139(1)(ab)(i) or (ii) or (1)(ac)(ii)(A) or (B) of the <i>Motor Vehicles Act 1959</i>	\$248
(3) Inspection of LPG-converted vehicle for the purposes of the <i>Dangerous Substances Act 1979</i>	\$248
(4) Any other inspection of a vehicle	\$166
(5) Further inspection of a vehicle	\$83

- (3) An additional fee of \$24 is payable to book an inspection (whether a first or further inspection) referred to in subclause (2).

- (4) If under section 145 of the Act a vehicle is produced for examination by a police officer at a police station, a fee of \$58 is payable to the Police Department on certification that the required repairs have been made to the vehicle.
- (5) If more than 1 fee becomes payable under this regulation in respect of an inspection or examination, only the higher or highest fee (as the case may be) must be paid.
- (6) A fee payable under this clause for an inspection—
 - (a) must, unless otherwise specified, be paid to the Transport Department; and
 - (b) must be paid prior to that inspection.
- (7) A fee payable under this clause for booking an inspection—
 - (a) must be paid to the Transport Department; and
 - (b) must be paid when the booking is made.

2—Fees for light vehicle permits

- (1) In this clause—

light vehicle permit means an exemption under section 163AA of the Act in relation to a dimension limit for a light vehicle or light vehicle combination in the *Road Traffic (Light Vehicle Standards) Rules 2013* or the *Road Traffic (Light Vehicle Mass and Loading Requirements) Regulations 2013*;

supplied vehicle specifications in relation to an application for assessment, means details of a vehicle's dimensions and mechanical and other specifications supplied to the Transport Department by the applicant.

- (2) The following fees are payable to the Transport Department:
 - (a) on application for the issue or renewal of a light vehicle permit—\$73;
 - (b) on application for an assessment of supplied vehicle specifications for the purposes of a light vehicle permit—
 - (i) \$48; and
 - (ii) for inspection of a vehicle to verify the supplied vehicle specifications—\$248;
 - (c) if—
 - (i) a detailed or complex assessment is required in relation to an application for the issue or renewal of a light vehicle permit; and
 - (ii) such an assessment involves the detailed inspection (or inspection other than at Transport Department premises) of a vehicle, the survey or inspection of proposed routes, the assessment of plans, maps or specifications, the examination of bridges or other transport infrastructure, the determination of road work or other work required to enable the use of a proposed route, the consideration of conditions that may be applicable to the permit, or any other exceptional action or costs,
a fee of the Minister's estimate of the reasonable cost of providing that detailed and complex assessment.
- (3) A fee under subclause (2)(b) is payable for each vehicle whose specifications are to be assessed (including each vehicle forming part of a combination) and is payable in addition to any fee payable under subclause (2)(a) and (c).

Schedule 4—Expiation of offences

Part 1—Preliminary

1—Expiation of alleged offences

- (1) The expiation fees set out in this Schedule are fixed for alleged offences against the Act or the rules or regulations specified in this Schedule.
- (2) Text set out in italic type under a heading in this Schedule commencing with the words "Description of offence" is a description for convenience purposes only and is not to be taken to define the offence for which a particular amount is fixed as the expiation fee.

2—Photographic detection devices

The expiation fee for an alleged offence against section 79B(2) of the Act constituted of being the owner of a vehicle that appears from evidence obtained through the operation of a photographic detection device to have been involved in the commission of an expiable offence is the same as the expiation fee payable for that expiable offence.

3—Expiation fee for certain offences at average speed camera locations

Despite any other provision of this Schedule, the expiation fee for—

- (a) an alleged offence constituted of a contravention of or failure to comply with—
 - (i) rule 132(2) of the *Australian Road Rules* (Keeping to the left of a dividing line); or
 - (ii) rule 150(1) of the *Australian Road Rules* (Driving on or across a continuous white edge line); or
- (b) an alleged offence against section 164A(1) of the *Road Traffic Act 1961* constituted of a contravention of or failure to comply with section 110 of the Act (Driving on sealed surface),

is \$846 if the contravention or failure to comply takes place within 100 metres of a stub line at an average speed camera location.

4—Expiation fee for certain Road Rules contraventions within 100 metres of Safe-T-Cam photographic detection device

Despite any other provision of this Schedule, the expiation fee for an alleged offence constituted of contravention by the driver of a heavy vehicle of any of the following provisions of the *Australian Road Rules* is \$520 if the contravention takes place within 100 metres of a Safe-T-Cam photographic detection device:

- (a) rule 95(1) (Emergency stopping lane only signs);
- (b) rule 126 (Keeping a safe distance behind vehicles);
- (c) rule 127(1) (Keeping a minimum distance between long vehicles);
- (d) rule 132(2) (Keeping to left of dividing line);
- (e) rule 146(1) (Driving within a single marked lane);
- (f) rule 147 (Moving from one marked lane to another marked lane across a continuous line);
- (g) rule 150(1) (Driving on or across a continuous white edge line);
- (h) rule 215(1) (Using lights when driving at night or in hazardous weather conditions).

5—Lesser expiation fee if motor vehicle not involved

- (1) Despite the fees fixed in the tables in this Schedule, the expiation fee is \$53 for an alleged offence (other than an offence referred to in subclause (2)) constituted of—
 - (a) driving, towing, stopping or parking a vehicle other than a motor vehicle; or
 - (b) travelling in or on a wheeled recreational device or wheeled toy.
- (2) Subclause (1) does not apply in the case of—
 - (a) an offence constituted of failing to comply with the lawful directions of a person; or
 - (b) an offence against section 164A(1) of the Act comprising a contravention of or failure to comply with section 99B(1), 162C(1), 162C(2) or 162C(2a) of the Act; or
 - (c) an offence against rule 240(1), 240(2), 241(1), 244(2), 244B, 244C, 254(2), 256(1), 256(2) or 256(3) of the *Australian Road Rules*.

6—Prescribed roads—offences against section 45A of Act involving road trains

- (1) For the purposes of determining the expiation fee for an offence against section 45A of the Act, a road train is driven on a prescribed road if it is driven on a length of road with a prescribed speed limit (road trains) of 90 kilometres per hour or more.
- (2) In this clause—

prescribed speed limit (road trains) means a prescribed speed limit (road trains) imposed under regulation 8(4) of the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014*.

Note—

Different penalties apply in respect of road trains being driven on prescribed roads—see the item relating to offences against section 45A in Part 2 of this Schedule.

Part 2—Offences against the *Road Traffic Act 1961*

Section	Description of offence against <i>Road Traffic Act 1961</i>	Fee
40H(5)	<i>Engaging in conduct in contravention of direction of authorised officer or police officer to stop vehicle, or not move it, or not interfere with vehicle or its equipment or load—</i>	
	(a) if direction relates to heavy vehicle	\$616
	(b) if direction relates to light vehicle	\$254
40I(2)	<i>Engaging in conduct in contravention of direction of authorised officer or police officer to move vehicle to specified location—</i>	
	(a) if direction relates to heavy vehicle	\$616
	(b) if direction relates to light vehicle	\$254
40J(3)	<i>Engaging in conduct in contravention of direction of authorised officer or police officer to move light vehicle or do anything else reasonably required by officer to avoid causing harm or obstruction</i>	\$254
40K(5)	<i>Engaging in conduct in contravention of direction of authorised officer or police officer to vacate or not occupy driver's seat, or to leave or not enter vehicle—</i>	
	(a) if direction relates to heavy vehicle	\$616
	(b) if direction relates to light vehicle	\$254
40V(4)	<i>Person subject to direction contravening or failing to comply with section—</i>	

Section	Description of offence against <i>Road Traffic Act 1961</i>	Fee
	contravention specified in section 40V(4)(b)(i)	\$682
40W(4)	<i>Engaging in conduct in contravention of direction of authorised officer or police officer to produce records, devices or other things</i>	\$682
40X(3)	<i>Person subject to direction contravening or failing to comply with section—</i> contravention specified in section 40X(3)(b)(i)	\$616
40Y(5)	<i>Engaging in conduct in contravention of direction of authorised officer or police officer to provide assistance to officer to enable effective exercise of officer's powers</i>	\$616
45A	<i>Driving at speed exceeding applicable speed limit by 45 kph or more—</i>	
	(a) if vehicle being driven is a road train being driven on a prescribed road	\$1 058
	Note— See clause 6 of this Schedule.	
	(b) in any other case	\$952
47B(1)	<i>Driving whilst having prescribed concentration of alcohol in blood—</i> contravention involving less than 0.08 grams of alcohol in 100 millilitres of blood	\$563
47BA(1)	<i>Driving with prescribed drug in oral fluid or blood</i>	\$563
91(3)	<i>Person subject to direction or request of ferry operator failing to comply with section—</i> failure to comply other than by giving false information	\$308
110C(2)	<i>Selling or offering for sale for use on roads motor vehicle or trailer not bearing vehicle identification plate for that vehicle or trailer—</i> offence not committed in course of trade or business	\$250
110C(3)	<i>Driving motor vehicle or trailer not bearing vehicle identification plate for that vehicle or trailer</i>	\$250
117(1)	<i>Light vehicle in breach of light vehicle standards or maintenance requirement driven on road—being driver of vehicle</i>	\$383
118(1)	<i>Light vehicle in breach of light vehicle standards or maintenance requirement driven on road—being operator of vehicle</i>	\$383
123	<i>Light vehicle not complying with light vehicle mass, dimension or load restraint requirement driven on road—being driver of vehicle—</i>	
	(a) exceeding a mass limit by less than 50%	\$205
	(b) exceeding a mass limit by 50% or more	\$411
	(c) contravening a dimension or load restraint requirement	\$205
124(1)	<i>Light vehicle not complying with light vehicle mass, dimension or load restraint requirement driven on road—being operator of vehicle—</i>	
	(a) exceeding a mass limit by less than 50%	\$205
	(b) exceeding a mass limit by 50% or more	\$411
	(c) contravening a dimension or load restraint requirement	\$205
146(3)	<i>Engaging in conduct in contravention of direction of authorised officer to driver or operator of light vehicle to rectify specified breaches of light vehicle mass, dimension or load restraint requirement, or move vehicle to specified location and not proceed from there until breaches are rectified</i>	\$254

Section	Description of offence against <i>Road Traffic Act 1961</i>	Fee
146(8)	<i>Engaging in conduct in contravention of condition of authorisation granted by authorised officer to driver of light vehicle authorising vehicle to continue journey</i>	\$254
164A(1)	<i>Contravening or failing to comply with provision of Act</i>	
	Contravention of or failure to comply with—	
s 33(9)	<i>Failing to comply with direction of police officer</i>	\$254
s 53B(1)	<i>Selling radar detector or jammer or storing or offering radar detector or jammer for sale</i>	\$394
s 82(1)	<i>Speeding while passing school bus</i>	
	Exceeding the speed limit while passing a school bus—	
	by less than 10 kph	\$159
	by 10 kph or more but less than 20 kph	\$349
	by 20 kph or more but less than 30 kph	\$709
	by 30 kph or more	\$846
s 83(1)(a)	<i>Speeding in emergency service speed zone</i>	
	Exceeding 25 kph in emergency service speed zone—	
	by less than 10 kph	\$159
	by 10 kph or more but less than 20 kph	\$349
	by 20 kph or more but less than 30 kph	\$709
	by 30 kph or more	\$846
s 83A(1)	<i>Standing etc or placing goods or sign on carriageway, dividing strip or traffic island for purpose of soliciting business etc</i>	\$96
s 83A(2)	<i>Buying or offering to buy goods from person standing etc on carriageway etc in contravention of section 83A(1)</i>	\$96
s 85(2)	<i>Leaving stationary vehicle in prohibited area near Parliament House etc without authority</i>	\$113
s 87	<i>Walking without due care or attention etc</i>	\$45
s 95	<i>Riding on vehicle without consent of driver</i>	\$96
s 99A	<i>Bicycle rider riding on footpath or other road-related area failing to give warning to pedestrians etc</i>	\$53
s 99B(1)	<i>Riding wheeled recreational device or wheeled toy on road without due care or attention etc</i>	
	where riding a wheeled recreational device on a road that is—	\$349
	• a one-way road with 2 or more marked lanes (other than bicycle lanes); or	
	• a two-way road with 2 or more marked lanes (other than bicycle lanes), on either side of the road, for vehicles travelling in the same direction; or	
	• a road on which the speed limit is greater than 60 kph	
	in any other case	\$53

Section	Description of offence against <i>Road Traffic Act 1961</i>	Fee
s 99B(2)	<i>Riding wheeled recreational device or wheeled toy on footpath or other road-related area abreast of another vehicle etc</i>	\$53
s 99B(3)	<i>Riding wheeled recreational device or wheeled toy on footpath or other road-related area without giving warning to pedestrians etc</i>	\$53
s 107(1)	<i>Driving, drawing, hauling, dragging over road any implement, sledge etc</i>	\$224
s 107(2)	<i>Removing or interfering with road infrastructure, or damaging road infrastructure other than by reasonable use</i>	\$224
s 108(1)	<i>Depositing certain articles or materials on road</i>	\$214
s 110	<i>Failing to keep whole of vehicle on sealed surface when driving on sealed road</i>	\$96
s 145(3)	<i>Failing to comply with direction of police officer or authorised officer to stop light vehicle or produce light vehicle for examination</i>	\$254
s 145(5f)	<i>Defacing, altering, obscuring or removing defective vehicle label affixed to light vehicle</i>	\$383
s 145(6)	<i>Driving, selling etc light vehicle contrary to terms of defect notice</i>	\$547
s 161A(1)	<i>Driving light vehicle to which section 161A applies without Ministerial approval</i>	\$276
s 162C(1)	<i>Riding wheeled recreational device or wheeled toy without wearing safety helmet complying with regulations and properly adjusted and securely fastened</i>	\$96
s 162C(2)	<i>Riding wheeled recreational device or wheeled toy on which is carried child under 16 years not wearing safety helmet complying with regulations and properly adjusted and securely fastened</i>	\$96
s 162C(2a)	<i>Parent or other person having custody or care of child under 16 years causing or permitting child to ride or be carried on wheeled recreational device or wheeled toy without wearing safety helmet complying with regulations and properly adjusted and securely fastened</i>	\$92
167(1)	<i>Causing or permitting another person to commit an offence against Act or regulations—</i>	
	causing or permitting commission of expiable offence	the expiation fee prescribed for the expiable offence
174B	<i>Further offence for continued parking contravention</i>	\$46

Part 3—Offences against the *Australian Road Rules*

Rule	Description of offence against <i>Australian Road Rules</i>	Fee
20	<i>Speeding</i> Exceeding applicable speed limit on length of road— by less than 10 kph by 10 kph or more but less than 20 kph by 20 kph or more but less than 30 kph by 30 kph or more	\$159 \$349 \$709 \$846
27(1)	<i>Failing to keep left when starting left turn (from other than multi-lane road)</i>	\$297
28(1)	<i>Failing to keep within left lane when starting left turn on multi-lane road</i>	\$297
28(1A)	<i>Failing to use slip lane when starting left turn on multi-lane road</i>	\$297
28(2A)	<i>Bicycle rider starting left turn on multi-lane road from incorrect position in bicycle storage area</i>	\$53
29(1)	<i>Failing to make left turn as indicated by turn line</i>	\$297
31(1)	<i>Starting right turn incorrectly (from other than multi-lane road)</i>	\$297
32(1)	<i>Failing to keep within right lane when starting right turn (on multi-lane road)</i>	\$297
32(2A)	<i>Bicycle rider starting right turn on multi-lane road from incorrect position in bicycle storage area</i>	\$53
33(1)	<i>Making right turn at intersection incorrectly</i>	\$297
34(1)	<i>Making hook turn at "hook turn only" sign incorrectly</i>	\$267
35(2)	<i>Bicycle rider making hook turn at intersection with no "hook turn only" sign etc incorrectly</i>	\$53
36	<i>Bicycle rider making hook turn contrary to "no hook turn by bicycles" sign</i>	\$53
37	<i>Starting U-turn without clear view etc</i>	\$355
38	<i>Failing to give way when making U-turn</i>	\$355
39(1)	<i>Making U-turn contrary to "no U-turn" sign at break in dividing strip</i>	\$334
39(2)	<i>Making U-turn contrary to "no U-turn" sign on length of road</i>	\$334
40	<i>Making U-turn at intersection with traffic lights and no "U-turn permitted" sign</i>	\$334
41	<i>Making U-turn at intersection without traffic lights where "no U-turn" sign</i>	\$334
42	<i>Starting U-turn at intersection from incorrect position</i>	\$355
46(1)	<i>Failing to give left change of direction signal before turning left</i>	\$291
46(4)	<i>Failing to stop giving left change of direction signal after turning left</i>	\$195
48(1)	<i>Failing to give right change of direction signal before turning right</i>	\$291
48(4)	<i>Failing to stop giving right change of direction signal after turning right</i>	\$195
51	<i>Using direction indicator lights when not permitted</i>	\$195
53(1)	<i>Failing to give stop signal before stopping or suddenly slowing</i>	\$291
53(2)	<i>Failing to give sufficient warning of stopping</i>	\$291
53(3)	<i>Failing to give stop signal while slowing</i>	\$291
56(1)	<i>Failing to stop for red traffic light</i>	\$427
56(2)	<i>Failing to stop for red traffic arrow</i>	\$427

Rule	Description of offence against Australian Road Rules	Fee
57(1)	<i>Failing to stop for yellow traffic light</i>	\$427
57(2)	<i>Failing to stop for yellow traffic arrow</i>	\$427
57(3)	<i>Failing to leave intersection showing yellow traffic light or arrow</i>	\$427
59(1)	<i>Proceeding through red traffic light</i>	\$427
60	<i>Proceeding through red traffic arrow</i>	\$427
60A(1)	<i>Proceeding through bicycle storage area before red traffic light</i>	\$334
60A(2)	<i>Proceeding through bicycle storage area before red traffic arrow</i>	\$334
61(2)	<i>Failing to stop at intersection when traffic lights or arrows change to yellow or red</i>	\$427
61(5)	<i>Failing to leave intersection when traffic lights or arrows change to yellow or red</i>	\$427
62(1)	<i>Failing to give way when turning at intersection with traffic lights</i>	\$394
63(2)	<i>Failing to give way at intersection with traffic lights not operating or only partly operating—where traffic light-stop sign</i>	\$394
63(3)	<i>Failing to give way at intersection with traffic lights not operating or only partly operating—where no traffic light-stop sign</i>	\$394
64	<i>Failing to give way at flashing yellow traffic arrow at intersection</i>	\$394
65(2)	<i>Failing to give way at marked foot crossing (except at intersection) with flashing yellow traffic light</i>	\$374
66(1)	<i>Failing to stop for twin red lights (except at level crossing)</i>	\$96
66(4)	<i>Proceeding after stopping for twin red lights (except at level crossing)</i>	\$96
67(1)	<i>Failing to stop and give way at "stop" sign or stop line at intersection without traffic lights</i>	\$394
68(1)	<i>Failing to stop and give way at "stop" sign or stop line at other place</i>	\$334
69(1)	<i>Failing to give way at "give way" sign or give way line at intersection (except roundabout)</i>	\$394
70	<i>Failing to give way at "give way" sign at bridge or length of narrow road</i>	\$394
71(1)	<i>Failing to give way at "give way" sign or give way line at other place</i>	\$334
72(1)	<i>Failing to give way at intersection (except T-intersection or roundabout)</i>	\$394
73(1)	<i>Failing to give way at T-intersection</i>	\$394
74(1)	<i>Failing to give way when entering road from road-related area or adjacent land</i>	\$355
75(1)	<i>Failing to give way when entering road-related area or adjacent land from road</i>	\$355
76(1)	<i>Moving into path of tram travelling in tram lane etc</i>	\$195
76(2)	<i>Failing to move out of path of tram travelling in tram lane etc</i>	\$195
77(1)	<i>Failing to give way to bus</i>	\$195
78(1)	<i>Moving into path of police or emergency vehicle</i>	\$394
78(2)	<i>Failing to move out of path of police or emergency vehicle</i>	\$394
79(1)	<i>Failing to give way to police or emergency vehicle</i>	\$394
80(2)	<i>Failing to stop at children's crossing</i>	\$394
80(3)	<i>Failing to obey hand-held "stop" sign at children's crossing</i>	\$334
80(4)	<i>Proceeding while pedestrian on children's crossing</i>	\$394
81(2)	<i>Failing to give way at pedestrian crossing</i>	\$374

Rule	Description of offence against Australian Road Rules	Fee
82	<i>Overtaking or passing vehicle at children's crossing or pedestrian crossing</i>	\$374
83	<i>Failing to give way to pedestrian in shared zone</i>	\$312
84(1)	<i>Failing to give way when driving through break in dividing strip</i>	\$355
85	<i>Failing to give way on painted island</i>	\$334
86(1)	<i>Failing to give way in median turning bays</i>	\$355
87(1)	<i>Failing to give way when moving from side of road</i>	\$320
87(3)	<i>Failing to give way when moving from median strip parking area</i>	\$320
88(1)	<i>Failing to turn left at intersection with "left turn only" sign</i>	\$334
88(2)	<i>Failing to turn left when in left lane at intersection with "left lane must turn left" sign</i>	\$334
89(1)	<i>Failing to turn right at intersection with "right turn only" sign</i>	\$334
89(2)	<i>Failing to turn right when in right lane at intersection with "right lane must turn right" sign</i>	\$334
90	<i>Turning at intersection with "no turn" sign</i>	\$334
91(1)	<i>Turning left at intersection or other place with "no left turn" sign</i>	\$334
91(2)	<i>Turning at intersection or other place with "no right turn" sign</i>	\$334
92(1)	<i>Failing to drive in direction indicated by traffic lane arrows</i>	\$334
93(1)	<i>Driving or overtaking on bridge or length of road where "no overtaking or passing" sign applies</i>	\$334
94	<i>Overtaking on bridge with "no overtaking on bridge" sign</i>	\$334
95(1)	<i>Driving in emergency stopping lane</i>	\$334
96(1)	<i>Stopping on area of road marked with "keep clear" marking</i>	\$334
97(1)	<i>Driving on length of road where "road access" sign applies</i>	\$334
98(1)	<i>Driving in wrong direction on length of road where "one-way" sign applies</i>	\$394
99(1)	<i>Failing to drive to left of "keep left" sign</i>	\$334
99(2)	<i>Failing to drive to right of "keep right" sign</i>	\$334
100	<i>Driving past "no entry" sign</i>	\$334
101(1)	<i>Failing to stop before hand-held "stop" sign</i>	\$334
101(2)	<i>Proceeding after stopping for hand-held "stop" sign</i>	\$334
101A(1)	<i>Driving on safety ramp or arrester bed</i>	\$334
102(1)	<i>Driving past "clearance" or "low clearance" sign</i>	\$334
103(1)	<i>Driving past "bridge load limit (gross mass)" or "gross load limit" sign—vehicle exceeding gross mass indicated by sign</i>	\$334
103(2)	<i>Driving past "bridge load limit (mass per axle group)" sign—vehicle axle group carrying mass exceeding mass indicated by sign</i>	\$334
104(1)	<i>Driving past "no trucks" sign—vehicle GVM exceeding permitted mass</i>	\$334
104(2)	<i>Driving truck past "no trucks" sign—vehicle or combination exceeding permitted length</i>	\$334
104(3)	<i>Driving truck past "no trucks" sign where no mass or length indicated</i>	\$334
105	<i>Failing to enter area indicated by "trucks must enter" sign</i>	\$334
106(1)	<i>Driving bus past "no buses" sign—bus exceeding mass indicated by sign</i>	\$334

Rule	Description of offence against Australian Road Rules	Fee
106(2)	<i>Driving bus past "no buses" sign—bus exceeding length indicated by sign</i>	\$334
106(3)	<i>Driving bus past "no buses" sign where no mass or length indicated</i>	\$334
107	<i>Failing to enter area indicated by "buses must enter" sign</i>	\$334
108(1)	<i>Failing to drive truck or bus in low gear on length of road where "trucks and buses low gear" sign applies</i>	\$334
111(1)	<i>Failing to enter roundabout from multi-lane road or road with 2 or more lines of traffic travelling in same direction correctly</i>	\$334
112(2)	<i>Failing to give required left change of direction signal before entering roundabout</i>	\$291
112(3)	<i>Failing to continue left change of direction signal while in roundabout</i>	\$291
113(2)	<i>Failing to give required right change of direction signal before entering roundabout</i>	\$291
113(3)	<i>Failing to continue right change of direction signal while in roundabout</i>	\$291
114(1)	<i>Failing to give way when entering roundabout</i>	\$394
114(2)	<i>Failing to give way to tram when driving in roundabout</i>	\$394
115(1)	<i>Failing to drive in roundabout to left of central traffic island</i>	\$394
116	<i>Failing to obey traffic lane arrows when driving in or leaving roundabout</i>	\$334
117(1)	<i>Failing to give left change of direction signal when changing marked lanes or lines of traffic in roundabout</i>	\$291
117(2)	<i>Failing to give right change of direction signal when changing marked lanes or lines of traffic in roundabout</i>	\$291
118(1)	<i>Failing to give left change of direction signal when leaving roundabout</i>	\$291
118(2)	<i>Failing to stop left change of direction signal after leaving roundabout</i>	\$291
119	<i>Failing to give way by rider of bicycle or animal to vehicle leaving roundabout</i>	\$53
121	<i>Failing to stop and give way at "stop" sign at level crossing</i>	\$427
122	<i>Failing to give way at "give way" sign or give way line at level crossing</i>	\$427
123	<i>Entering level crossing when train or tram is approaching etc</i>	\$427
124	<i>Failing to leave level crossing as soon as safe to do so</i>	\$427
125(1)	<i>Unreasonably obstructing path of other driver or pedestrian</i>	\$107
126	<i>Failing to keep safe distance behind other vehicles</i>	\$308
127(1)	<i>Failing to keep required minimum distance behind long vehicle</i>	\$224
128	<i>Entering blocked intersection</i>	\$228
128A(1)	<i>Entering blocked crossing</i>	\$228
129(1)	<i>Failing to keep to far left side of road</i>	\$280
130(2)	<i>Driving in right lane on certain multi-lane roads</i>	\$237
131(1)	<i>Failing to keep to left of oncoming vehicles</i>	\$312
132(1)	<i>Failing to keep to left of centre of road</i>	\$355
132(2)	<i>Failing to keep to left of dividing line</i>	\$355
132(2A)	<i>Making U-turn across certain dividing lines</i>	\$355
135(1)	<i>Failing to keep to left of median strip</i>	\$296
136	<i>Driving in wrong direction on one-way service road</i>	\$296

Rule	Description of offence against Australian Road Rules	Fee
137(1)	<i>Failing to keep off dividing strip</i>	\$224
138(1)	<i>Failing to keep off painted island</i>	\$237
140	<i>Overtaking when not safe to do so</i>	\$280
141(1)	<i>Driver overtaking to left of other vehicle</i>	\$308
141(2)	<i>Bicycle rider overtaking to left of vehicle turning left</i>	\$53
142(1)	<i>Overtaking to right of vehicle turning right</i>	\$320
143(1)	<i>Passing or overtaking to left of turning left vehicle displaying "do not overtake turning vehicle" sign</i>	\$192
143(1A)	<i>Passing or overtaking to left of vehicle displaying "do not overtake turning vehicle" sign</i>	\$192
143(2)	<i>Passing or overtaking to right of turning right vehicle displaying "do not overtake turning vehicle" sign</i>	\$192
144	<i>Failing to keep safe distance when overtaking</i>	\$280
145	<i>Increasing speed while being overtaken</i>	\$278
146(1)	<i>Failing to drive within single marked lane</i>	\$237
146(2)	<i>Failing to drive within single line of traffic</i>	\$237
147	<i>Moving from one marked lane to another marked lane across continuous line</i>	\$237
148(1)	<i>Failing to give way when moving from one marked lane to another marked lane</i>	\$306
148(2)	<i>Failing to give way when moving from one line of traffic to another line of traffic</i>	\$306
148A	<i>Failing to give way when diverging left or right within marked lane</i>	\$306
149	<i>Failing to give way when lines of traffic merge into single line of traffic</i>	\$306
150(1)	<i>Driving on or across continuous white edge line</i>	\$96
151(1)	<i>Riding motor bike or bicycle alongside more than 1 other rider on non multi-lane road</i>	\$96
151(2)	<i>Riding motor bike or bicycle alongside more than 1 other rider in marked lane</i>	\$96
151(4)	<i>Riding motor bike or bicycle more than 1.5 metres from another rider</i>	\$96
152(1)	<i>Driving in marked lane to which overhead lane control device applies—failing to comply with rule</i>	\$334
153(1)	<i>Driving in bicycle lane</i>	\$245
154(1)	<i>Driving in bus lane</i>	\$245
155(1)	<i>Driving in tram lane</i>	\$245
155A(1)	<i>Driving in tramway</i>	\$245
156(1)	<i>Driving in transit lane</i>	\$245
157(1)	<i>Driving in truck lane</i>	\$245
159(1)	<i>Driving in marked lane required to be used by particular kinds of vehicles</i>	\$245
160(2)	<i>Passing or overtaking to right of tram not at or near far left side of road</i>	\$308
160(3)	<i>Passing or overtaking left turning etc tram not at or near far left side of road</i>	\$308
161(2)	<i>Passing or overtaking to left of tram at or near the left side of road</i>	\$308
161(3)	<i>Passing or overtaking tram turning right or giving right change of direction signal</i>	\$308
162(1)	<i>Driving past safety zone</i>	\$394

Rule	Description of offence against Australian Road Rules	Fee
163(1)	<i>Driving past rear of stopped tram at tram stop</i>	\$394
164(1)	<i>Failing to stop when tram stops at tram stop</i>	\$394
164A(1)	<i>Failing to stay stopped if tram stops alongside at tram stop</i>	\$394
167	<i>Stopping where "no stopping" sign applies</i>	\$87
168(1)	<i>Stopping where "no parking" sign applies</i>	\$70
169	<i>Stopping on road with continuous yellow edge line</i>	\$87
170(1)	<i>Stopping in intersection</i>	\$87
170(2)	<i>Stopping within 20 metres of intersection with traffic lights</i>	\$87
170(3)	<i>Stopping within 10 metres of intersection without traffic lights</i>	\$87
171(1)	<i>Stopping on or near children's crossing</i>	\$87
172(1)	<i>Stopping on or near pedestrian crossing (except at intersection)</i>	\$87
173(1)	<i>Stopping on or near marked foot crossing (except at intersection)</i>	\$87
174(2)	<i>Stopping at or near bicycle crossing lights (except at intersection)</i>	\$87
175(1)	<i>Stopping on or near level crossing</i>	\$87
176(1)	<i>Stopping on clearway</i>	\$245
177(1)	<i>Stopping on freeway</i>	\$245
178	<i>Stopping in emergency stopping lane</i>	\$245
179(1)	<i>Stopping in loading zone</i>	\$62
179(2)	<i>Stopping in loading zone—exceeding time in loading zone</i>	\$62
180(1)	<i>Stopping in truck zone</i>	\$62
181(1)	<i>Stopping in works zone</i>	\$62
182(1)	<i>Stopping in taxi zone</i>	\$117
183(1)	<i>Stopping in bus zone</i>	\$117
184(1)	<i>Stopping in minibus zone</i>	\$87
185(1)	<i>Stopping in permit zone</i>	\$62
186(1)	<i>Stopping in mail zone</i>	\$62
187(1)	<i>Stopping in bus lane, transit lane or truck lane</i>	\$245
187(2)	<i>Stopping in bicycle lane</i>	\$245
187(3)	<i>Stopping in tram lane or tramway or on tram tracks</i>	\$245
188	<i>Stopping in shared zone</i>	\$62
189(1)	<i>Double parking</i>	\$87
190(1)	<i>Stopping in or near safety zone</i>	\$62
191	<i>Stopping near obstruction</i>	\$107
192(1)	<i>Stopping on bridge, causeway, ramp or similar structure</i>	\$87
192(2)	<i>Stopping in tunnel or underpass</i>	\$107
193(1)	<i>Stopping on crest or curve outside built-up area</i>	\$107
194(1)	<i>Stopping near fire hydrant etc</i>	\$70
195(1)	<i>Stopping at or near bus stop</i>	\$87
196(1)	<i>Stopping at or near tram stop</i>	\$87

Rule	Description of offence against Australian Road Rules	Fee
197(1)	<i>Stopping on path, dividing strip or nature strip</i>	\$87
197(1A)	<i>Stopping on painted island</i>	\$87
197(1B)	<i>Stopping on traffic island</i>	\$87
198(1)	<i>Obstructing access to and from footpath ramp etc</i>	\$70
198(2)	<i>Obstructing access to and from driveway etc</i>	\$70
199(1)	<i>Stopping near postbox</i>	\$87
200(1)	<i>Stopping heavy or long vehicle on road outside built-up area except on shoulder of road</i>	\$107
200(2)	<i>Stopping heavy or long vehicle on road in built-up area for longer than permitted time</i>	\$107
201	<i>Stopping on road with "bicycle parking" sign</i>	\$62
202	<i>Stopping on road with "motor bike parking" sign</i>	\$62
203(1)	<i>Stopping in parking area for people with disabilities</i>	\$339
203A	<i>Stopping in slip lane</i>	\$87
205(1)	<i>Parking for longer than indicated where "permissive parking" sign applies</i>	\$46
207(2)	<i>Failing to pay fee etc for parking where fees payable</i>	\$46
208(1)	<i>Failing to park on road (except in median strip parking area) in accordance with rule—parallel parking</i>	\$62
208A(1)	<i>Failing to park in road-related area (except in median strip parking area) in accordance with rule—parallel parking</i>	\$62
209(2)	<i>Failing to park in median strip parking area in accordance with rule—parallel parking</i>	\$62
210(1)	<i>Failing to park in accordance with rule—angle parking</i>	\$62
211(2)	<i>Parking where there are parking bays—failing to park vehicle wholly within parking bay</i>	\$46
211(3)	<i>Parking where there are parking bays—failing to park long or wide vehicle in minimum number of parking bays needed to park vehicle</i>	\$46
212(1)	<i>Entering or leaving median strip parking area—contrary to sign</i>	\$107
212(2)	<i>Entering or leaving median strip parking area—failing to drive forward</i>	\$107
215(1)	<i>Failing to use lights when driving at night or in hazardous weather conditions</i>	\$224
216(1)	<i>Failing to use lights when towing vehicle at night or in hazardous weather conditions</i>	\$128
217(1)	<i>Using fog lights when not driving in fog or other hazardous weather conditions</i>	\$224
218(1)	<i>Using headlights on high-beam</i>	\$224
219	<i>Using lights to dazzle other road users</i>	\$224
220(1)	<i>Stopping vehicle on road at night—failing to operate lights</i>	\$224
221(1)	<i>Using hazard warning lights</i>	\$118
223	<i>Riding animal-drawn vehicle at night or in hazardous weather conditions—failing to operate lights</i>	\$53
224	<i>Using horn or similar warning device</i>	\$169
225(1)	<i>Driving vehicle with radar detector or similar device in or on vehicle or trailer</i>	\$394

Rule	Description of offence against Australian Road Rules	Fee
225(2)	<i>Having possession of radar detector or similar device while travelling in or on vehicle or trailer</i>	\$394
226(1)	<i>Driving heavy vehicle not equipped with portable warning triangles</i>	\$96
226(2)	<i>Failing to produce warning triangles on demand</i>	\$96
227(2)	<i>Failing to use portable warning triangles in accordance with rule—vehicle stopped or fallen load where speed limit is 80 kph or more</i>	\$96
227(3)	<i>Failing to use portable warning triangles in accordance with rule—vehicle stopped or fallen load where speed limit is less than 80 kph</i>	\$96
228	<i>Pedestrian passing "no pedestrians" sign</i>	\$45
229	<i>Pedestrian on road to which "road access" sign applies</i>	\$45
230(1)	<i>Failing to cross road in accordance with rule</i>	\$45
231(1)	<i>Failing to cross road with pedestrian lights in accordance with rule</i>	\$45
232(1)	<i>Failing to cross road at traffic lights without pedestrian lights in accordance with rule</i>	\$45
233(1)	<i>Crossing road to get on tram—crossing before tram stops at tram stop</i>	\$45
233(2)	<i>Crossing road from tram—failing to comply with rule</i>	\$45
234(1)	<i>Crossing road near crossing for pedestrians</i>	\$45
234(2)	<i>Pedestrian staying on road longer than necessary to cross road</i>	\$45
235(1)	<i>Crossing level crossing</i>	\$45
235(2)	<i>Crossing level crossing while warning lights flashing etc</i>	\$45
235(2A)	<i>Failing to finish crossing level crossing in accordance with rule if warning lights start flashing etc</i>	\$45
235A(2)	<i>Crossing pedestrian level crossing while there is a red pedestrian light</i>	\$45
235A(3)	<i>Failing to finish crossing pedestrian level crossing in accordance with rule if red pedestrian light appears</i>	\$45
236(1)	<i>Pedestrian causing traffic hazard</i>	\$45
236(2)	<i>Pedestrian causing obstruction</i>	\$45
237(1)	<i>Getting on or into moving vehicle</i>	\$168
238(1)	<i>Pedestrian travelling along road—failing to use footpath</i>	\$45
238(2)	<i>Pedestrian travelling along road—failing to keep to side or face approaching traffic or walking abreast</i>	\$45
239(1)	<i>Pedestrian on bicycle path or separated footpath</i>	\$45
239(3)	<i>Pedestrian on bicycle path or separated footpath—failing to keep out of path of bicycle etc</i>	\$45
239A	<i>Travelling in or on wheeled recreational device or wheeled toy past "no wheeled recreational devices or toys" sign</i>	\$53
240(1)	<i>Travelling in or on wheeled recreational device or wheeled toy on certain types of roads</i>	

Rule	Description of offence against <i>Australian Road Rules</i>	Fee
	where travel in or on a wheeled recreational device in contravention of subrule (1) on a road that is— <ul style="list-style-type: none"> • a one-way road with 2 or more marked lanes (other than bicycle lanes); or • a two-way road with 2 or more marked lanes (other than bicycle lanes), on either side of the road, for vehicles travelling in the same direction; or • a road on which the speed limit is greater than 60 kph 	\$349
	in any other case	\$53
240(2)	<i>Travelling in or on wheeled recreational device on declared roads or at night or during certain times</i>	
	where travel in or on a wheeled recreational device in contravention of subrule (2) on a road that is— <ul style="list-style-type: none"> • a one-way road with 2 or more marked lanes (other than bicycle lanes); or • a two-way road with 2 or more marked lanes (other than bicycle lanes), on either side of the road, for vehicles travelling in the same direction; or • a road on which the speed limit is greater than 60 kph 	\$349
	in any other case	\$53
240(3)	<i>Travelling in or on wheeled toy on declared roads or during certain times</i>	\$53
241(1)	<i>Travelling in or on wheeled recreational device or wheeled toy on road—failing to keep to left or travelling abreast</i>	
	where travel in or on a wheeled recreational device in contravention of subrule (1) on a road that is— <ul style="list-style-type: none"> • a one-way road with 2 or more marked lanes (other than bicycle lanes); or • a two-way road with 2 or more marked lanes (other than bicycle lanes), on either side of the road, for vehicles travelling in the same direction; or • a road on which the speed limit is greater than 60 kph 	\$349
	in any other case	\$53
242(1)	<i>Travelling in or on wheeled recreational device or wheeled toy on footpath or shared path—failing to keep left or give way</i>	\$53
243(1)	<i>Travelling on rollerblades etc on bicycle path or separated footpath</i>	\$53
243(2)	<i>Travelling on rollerblades etc on bicycle path etc—failing to keep out of path of bicycle</i>	\$53
244(1)	<i>Travelling in or on wheeled recreational device or wheeled toy that is being towed by vehicle</i>	\$53
244(2)	<i>Travelling in or on wheeled recreational device or wheeled toy while holding onto moving vehicle</i>	\$96
244(3)	<i>Travelling in or on wheeled recreational device or wheeled toy too close to rear of moving motor vehicle</i>	\$53
244B	<i>Travelling on motorised scooter—failing to wear bicycle helmet</i>	\$96
244C	<i>Travelling on motorised scooter on road or road-related area</i>	\$96

Rule	Description of offence against Australian Road Rules	Fee
245	<i>Riding bicycle not in accordance with rule</i>	\$53
246(1)	<i>Carrying on bicycle more persons than bicycle designed to carry</i>	\$53
246(2)	<i>Passenger on bicycle—passenger failing to sit in passenger seat</i>	\$53
246(3)	<i>Riding bicycle with passenger not sitting in passenger seat</i>	\$53
247(1)	<i>Failing to ride in bicycle lane on road</i>	\$53
247A(1)	<i>Bicycle rider failing to enter bicycle storage area correctly at intersection with red traffic light or arrow</i>	\$53
247B(1)	<i>Bicycle rider failing to give way when entering bicycle storage area</i>	\$53
247B(2)	<i>Bicycle rider in bicycle storage area on multi-lane road failing to give way to motor vehicles in certain lanes when traffic lights are green or yellow</i>	\$53
248(1)	<i>Riding bicycle across road on children's crossing or pedestrian crossing</i>	\$53
248(2)	<i>Riding bicycle across road on marked foot crossing</i>	\$53
249	<i>Riding bicycle on separated footpath</i>	\$53
250(1)	<i>Riding bicycle on footpath if prohibited by another law</i>	\$45
250(2)	<i>Riding bicycle on footpath or shared path—failing to keep to left or give way</i>	\$53
251	<i>Riding bicycle on bicycle path etc—failing to keep to left of oncoming bicycle riders on path</i>	\$53
252(1)	<i>Riding bicycle where "no bicycles" sign or no bicycles road marking applies</i>	\$53
253	<i>Bicycle rider causing traffic hazard</i>	\$53
254(1)	<i>Bicycle being towed—riding towed bicycle</i>	\$53
254(2)	<i>Bicycle rider holding onto moving vehicle</i>	\$96
255	<i>Riding bicycle too close to rear of motor vehicle</i>	\$53
256(1)	<i>Riding bicycle—rider failing to wear bicycle helmet</i>	\$96
256(2)	<i>Passenger on bicycle—passenger failing to wear bicycle helmet</i>	\$96
256(3)	<i>Riding bicycle with passenger not wearing bicycle helmet</i>	\$96
257(1)	<i>Riding with person on bicycle trailer</i>	\$53
258	<i>Riding bicycle not equipped with brake or warning device</i>	\$53
259	<i>Riding bicycle at night or in hazardous weather conditions without displaying lights etc</i>	\$53
260(1)	<i>Bicycle rider crossing contrary to red bicycle crossing light</i>	\$53
261(1)	<i>Bicycle rider crossing contrary to yellow bicycle crossing light</i>	\$53
262(1)	<i>Bicycle rider proceeding when bicycle crossing lights change—failing to cross in accordance with rule</i>	\$53
264(1)	<i>Failing to wear approved seatbelt—driver</i>	\$333
265(1)	<i>Failing to wear approved seatbelt, and be seated, in accordance with rule—passenger 16 years old, or older</i>	\$333
265(3)	<i>Failing to ensure passengers 16 years old or older are wearing approved seatbelts, and are seated, in accordance with rule—</i>	
	<i>failure in relation to 1 such passenger</i>	\$333
	<i>failure in relation to more than 1 such passenger</i>	\$394

Rule	Description of offence against Australian Road Rules	Fee
266(1)	<i>Failing to ensure passengers under 16 years old are restrained and seated in accordance with rule—</i>	
	failure in relation to 1 such passenger	\$333
	failure in relation to more than 1 such passenger	\$394
268(1)	<i>Travelling in or on part of motor vehicle not designed primarily for carriage of passengers or goods</i>	\$333
268(2)	<i>Travelling in or on part of motor vehicle designed primarily for carriage of goods unless enclosed and seatbelts fitted</i>	\$333
268(3)	<i>Travelling in or on motor vehicle with part of body outside window or door</i>	\$169
268(4)	<i>Driving motor vehicle with part of passenger's body outside window or door</i>	\$169
268(4A)	<i>Driving motor vehicle with passenger in or on part of vehicle not designed primarily for carriage of passengers or goods</i>	\$333
268(4B)	<i>Driving motor vehicle with passenger in or on part of vehicle designed primarily for carriage of goods unless enclosed and seatbelts fitted</i>	\$333
269(1)	<i>Getting off or out of moving vehicle</i>	\$168
269(3)	<i>Creating hazard by opening door of vehicle, leaving door open etc</i>	\$169
269(4)	<i>Driving bus while doors not closed</i>	\$308
270(1)	<i>Riding motor bike without wearing helmet or with passenger not wearing helmet</i>	\$258
270(2)	<i>Passenger on motor bike failing to wear helmet</i>	\$258
271(1)	<i>Riding on motor bike—rider failing to ride in correct position</i>	\$122
271(2)	<i>Riding on motor bike—passenger failing to ride in correct position</i>	\$122
271(3)	<i>Riding on motor bike—rider riding with passenger not riding correctly</i>	\$122
271(4)	<i>Riding on motor bike—riding with more than 1 passenger (excluding passenger in sidecar or on seat other than pillion seat)</i>	\$122
271(5)	<i>Riding on motor bike—riding with more than permitted number of passengers in sidecar or on seat</i>	\$122
271(5A)	<i>Riding on motor bike—riding with passenger under 8 years old not in sidecar</i>	\$122
271(5B)	<i>Riding on motor bike—passenger in sidecar failing to be seated safely</i>	\$122
271(5C)	<i>Riding on motor bike—riding with passenger in sidecar not seated safely</i>	\$122
272	<i>Passenger interfering with driver's control of vehicle etc</i>	\$308
274	<i>Failing to stop for red T light—tram driver</i>	\$427
275	<i>Failing to stop for yellow T light—tram driver</i>	\$427
277	<i>Proceeding after stopping for a red or yellow T light—tram driver</i>	\$427
279(2)	<i>Proceeding when white T light or white traffic arrow no longer showing—tram driver proceeding before entering intersection</i>	\$427
279(3)	<i>Proceeding when white T light or white traffic arrow no longer showing—tram driver failing to leave intersection</i>	\$427
281	<i>Failing to stop for red B light—bus driver</i>	\$427
282	<i>Failing to stop for yellow B light—bus driver</i>	\$427
284	<i>Proceeding after stopping for red or yellow B light—bus driver</i>	\$427
286(2)	<i>Proceeding when white B light or white traffic arrow no longer showing—bus driver proceeding before entering intersection</i>	\$427

Rule	Description of offence against <i>Australian Road Rules</i>	Fee
286(3)	<i>Proceeding when white B light or white traffic arrow no longer showing—bus driver failing to leave intersection</i>	\$427
288(1)	<i>Driving on path</i>	\$228
288(4)	<i>Driving on path—failing to give way</i>	\$224
289(1)	<i>Driving on nature strip</i>	\$224
289(2)	<i>Driving on nature strip—failing to give way</i>	\$224
290	<i>Driving on traffic island</i>	\$224
291	<i>Making unnecessary noise or smoke while starting or driving</i>	\$191
292	<i>Driving or towing vehicle carrying insecure or overhanging load</i>	\$327
293(2)	<i>Failing to remove from road things fallen from vehicle while driving</i>	\$214
294(1)	<i>Towing vehicle without keeping control of vehicle being towed</i>	\$128
294(2)	<i>Towing trailer without keeping control of trailer</i>	\$128
295(1)	<i>Motor vehicle towing another vehicle with towline not in accordance with rule</i>	\$128
296(1)	<i>Reversing vehicle when not safe to do so</i>	\$394
296(2)	<i>Reversing vehicle further than reasonably necessary</i>	\$237
297(1)	<i>Driving vehicle without having proper control of vehicle</i>	\$169
297(1A)	<i>Driving vehicle with person or animal in lap</i>	\$169
297(2)	<i>Driving motor vehicle without clear view of road etc</i>	\$169
297(3)	<i>Riding motor bike with animal between rider and handlebars or in other position that interferes with control of motor bike, etc</i>	\$169
298	<i>Driving motor vehicle towing trailer with person in trailer</i>	\$222
299(1)	<i>Driving motor vehicle with TV or VDU in operation in vehicle</i>	\$96
300(1)	<i>Using mobile phone while driving vehicle</i>	\$308
301(1)	<i>Driver of motor vehicle leading animal</i>	\$96
301(2)	<i>Passenger in or on motor vehicle leading animal</i>	\$96
301(3)	<i>Rider of bicycle leading animal</i>	\$53
302	<i>Rider of animal on footpath or nature strip failing to give way to pedestrian</i>	\$53
303(1)	<i>Riding animal alongside more than 1 other rider on non multi-lane road</i>	\$53
303(2)	<i>Riding animal alongside another rider in marked lane</i>	\$53
303(4)	<i>Riding animal alongside another rider more than 1.5 metres from other rider</i>	\$53
304(1)	<i>Failing to obey direction of police officer or authorised person</i>	\$269

Part 4—Offences against the *Road Traffic (Miscellaneous) Regulations 2014*

Regulation	Description of offence against <i>Road Traffic (Miscellaneous) Regulations 2014</i>	Fee
39	<i>Evasive action in relation to average speed camera</i>	\$846
40(1)	<i>Heavy vehicles and minimum allowable travel time</i>	\$520
42	<i>Evasive action in relation to Safe-T-Cam photographic detection device</i>	\$520

Regulation	Description of offence against <i>Road Traffic (Miscellaneous) Regulations 2014</i>	Fee
49(8)	<i>Selling, or offering for sale, for use in motor vehicle seat belt or part of seat belt not complying with requirements of regulation or removed from vehicle in which previously used</i>	\$352
50(5)	<i>Selling, or offering for sale, for use in motor vehicle child restraint, harness etc, or part, not approved</i>	\$352
51(2)	<i>Selling, or offering for sale, for use by motor bike rider or passenger helmet not complying with standard</i>	\$352
51(4)	<i>Selling, or offering for sale, for use by bicycle rider helmet not meeting requirement</i>	\$352
52(2)	<i>Selling, or offering for sale, for use by rider of wheeled recreational device or wheeled toy helmet not meeting requirement</i>	\$352
53(2)	<i>Driving or towing on road light vehicle not complying with requirements of regulation—vehicle altered from original specifications</i>	\$92
56(1)	<i>Bicycle rider towing vehicle other than bicycle trailer complying with regulation or towing more than 1 vehicle</i>	\$53
64(2)	<i>Driving or towing vehicle on certain roads while transporting dangerous substance</i>	\$276
65(2)	<i>Light vehicle towing prohibited number of vehicles</i>	\$276
66(1)	<i>Parking in certain public places</i>	
	parking in City of Adelaide Park Lands	\$129
	parking in other public place	\$62
67(3)	<i>Contravening notice prohibiting fishing or other specified activities from specified bridge or causeway</i>	\$96
68(1)	<i>Failing to ensure dog does not enter or remain on certain bicycle paths</i>	\$201

Part 5—Offences against the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014*

Regulation	Description of offence against <i>Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014</i>	Fee
8(1)	<i>Speeding while driving road train</i> Exceeding a prescribed speed limit (road trains)—	
	by less than 10 kph	\$423
	by 10 kph or more but less than 20 kph	\$529
	by 20 kph or more but less than 30 kph	\$814
	by 30 kph or more	\$952
8(2)	<i>Speeding while driving road train</i> Exceeding 40 kph speed limit—	
	by less than 10 kph	\$159
	by 10 kph or more but less than 20 kph	\$349
	by 20 kph or more but less than 30 kph	\$709
	by 30 kph or more	\$846

Regulation	Description of offence against <i>Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014</i>	Fee
13	<i>Driving or stopping in lane marked "bus only"</i>	\$239
27(1)	<i>Crossing to or from tram stop other than at crossing for pedestrians if within 20 metres of crossing or if tram has stopped</i>	\$45
44(1)	<i>Learner or P1 driver using mobile phone while driving vehicle</i>	\$308

Schedule 5—Revocation and transitional provisions

Part 1—Preliminary

1—Interpretation

In this Schedule—

the revoked regulations means the *Road Traffic (Miscellaneous) Regulations 1999*.

Part 2—Revocation

2—Revocation of regulations

The *Road Traffic (Miscellaneous) Regulations 1999* are revoked.

Part 3—Transitional provisions

3—Transitional provisions

- (1) An approval, authorisation or instrument in writing, or a requirement or notice, given, made or continued in force under or for the purposes of a provision of the revoked regulations that is in force immediately before the commencement of these regulations continues in force as an approval, authorisation or instrument in writing, or a requirement or notice, given or made under or for the purposes of any corresponding provision of these regulations, subject to—
 - (a) the conditions (if any) of the, approval, authorisation, instrument in writing, requirement or notice; and
 - (b) variation or revocation under these regulations.
- (2) An exemption from a provision of the revoked regulations given under or continued in force for the purposes of regulation 46 of those regulations that is in force immediately before the commencement of these regulations continues in force as an exemption from the corresponding provision of these regulations under regulation 71 of these regulations, subject to—
 - (a) the conditions (if any) of the exemption; and
 - (b) variation or revocation under these regulations.
- (3) A test or check in relation to a photographic detection device carried out under and in accordance with a provision of Part 3 Division 3 of the revoked regulations before the commencement of these regulations will, on the commencement of these regulations, be taken to be such a test or check carried out under and in accordance with the corresponding provision of Part 3 Division 4 Subdivision 3 of these regulations.
- (4) Regulation 19AA of the revoked regulations continues in force after the commencement of these regulations for the purposes of the completion of a date and time check under regulation 19AA(1)(d)(iii) that has not been completed before the commencement of these regulations.

- (5) A notice by the Minister under section 175A(3) of the Act in force immediately before the commencement of these regulations that complies with the requirements of regulation 19AB of the revoked regulations as in force at that time will, on the commencement of these regulations, be taken to be a notice under section 175A(3) of the Act that complies with the requirements of regulation 38 of these regulations as in force on that commencement.
- (6) A reference to a specification or standard in regulation 49, 50, 51 or 52 of these regulations as in force on the commencement of these regulations will be taken to have the same meaning as the corresponding reference in regulation 36, 37 or 38 (as the case may be) of the revoked regulations as in force immediately before the commencement of these regulations.

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 Administrator

with the advice and consent of the Executive Council
on 31 July 2014

No 206 of 2014

MTR13/008CS & MRS14/03CS

South Australia

Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014

under the *Road Traffic Act 1961*

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1—Short title

These regulations may be cited as the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014*.

2—Commencement

These regulations will come into operation on 1 September 2014.

3—Interpretation

In these regulations—

Act means the *Road Traffic Act 1961*;

crossing for pedestrians means a marked foot crossing, pedestrian crossing or scramble crossing;

medical practitioner has the same meaning as in rule 267 (Exemptions from wearing seatbelts);

Rules means the *Australian Road Rules*;

scramble crossing means an intersection with traffic lights and a pedestrians may cross diagonally sign.

4—References to rules

In these regulations, a reference to a specified rule is a reference to the provision so specified of the Rules.

5—Words and expressions have same meanings as in Rules

Words and expressions used in the Rules and in these regulations have the same respective meanings as in the Rules, except to the extent that the context or subject matter otherwise requires.

6—General power of Minister to grant exemptions

- (1) The Minister may, by notice in writing or notice in the Gazette, exempt—
 - (a) a person or class of persons; or
 - (b) a vehicle or class of vehicles,from a specified provision of the Rules or these regulations, unconditionally or subject to specified conditions.
- (2) The Minister may, by notice in writing or notice in the Gazette, vary or revoke an exemption under this regulation.

7—Special provisions relating to school zones

- (1) For the purposes of rule 23 (Speed limit in a school zone), if the words "WHEN CHILDREN PRESENT" are displayed on or with a school zone sign, the words are to be taken to mean that the speed limit displayed on the sign applies when a child is present in the school zone.
- (2) In proceedings for an offence against rule 20 (Obeying the speed limit) relating to a school zone, if it is proved that a person was present in the school zone area and evidence is given that the person appeared to the witness to be a child, it will be presumed that person was a child in the absence of proof to the contrary.
- (3) In this regulation—

child means a person under the age of 18 years, and includes a student of any age in school uniform.

8—Speed limits applying to driving of road trains

- (1) Despite anything in Part 3 of the Rules (Speed limits), a driver must not drive a road train on any length of road at a speed exceeding the prescribed speed limit (road trains) for that length of road.
Maximum penalty: \$5 000.
- (2) Despite anything in Part 3 of the Rules (Speed limits), a driver must not drive a road train at a speed exceeding 40 kilometres per hour on a length of road in a built-up area in Orroroo, Peterborough, Port Augusta or Whyalla.
Maximum penalty: \$5 000.
- (3) Nothing in this regulation authorises the driving of a vehicle on a length of road at a speed exceeding any lower speed limit applying to the driver of the vehicle on that length of road by virtue of the Rules or another law of the State.
- (4) For the purposes of subregulation (1), the *prescribed speed limit (road trains)* is as follows:
 - (a) the prescribed speed limit (road trains) for a length of road comprising any part of the Eyre Highway that is generally west of Port Augusta and that has a speed limit applying to drivers of vehicles other than road trains of 100 kilometres per hour or more is 100 kilometres per hour;
 - (b) the prescribed speed limit (road trains) for a length of road comprising any part of the Stuart Highway that is generally north of Port Augusta and that has a speed limit applying to drivers of vehicles other than road trains of 100 kilometres per hour or more is 100 kilometres per hour;
 - (c) the prescribed speed limit (road trains) for any other length of road is 90 kilometres per hour.
- (5) In this regulation—
road train means a road train as defined in the *Road Traffic (Miscellaneous) Regulations 2014* that, including its load (if any), is over 19 metres long.

9—Special provisions relating to no U-turn signs

- (1) For the purposes of rule 39 (Making a U-turn contrary to a no U-turn sign), if the words "MAINTENANCE VEHICLES EXCEPTED" are displayed on or with a no U-turn sign, the words are to be taken to mean that the no U-turn sign does not apply to the driver of—
 - (a) a tow truck or breakdown vehicle while it is being driven for the purpose of providing towing or repair services to a disabled or other vehicle; or
 - (b) a vehicle engaged in roadworks or being driven to or from the site of roadworks for the purpose of engaging in roadworks,if in the circumstances—
 - (c) the driver is taking reasonable care; and
 - (d) it is reasonable that the no U-turn sign should not apply.
- (2) In this regulation—
breakdown vehicle has the same meaning as in regulation 48;
disabled or other vehicle means—
 - (a) a vehicle at the scene of a crash; or
 - (b) a disabled vehicle; or

- (c) a vehicle unsafely or unlawfully parked that the driver of the tow truck or breakdown vehicle is authorised to tow away under a law of this jurisdiction referred to in regulation 46(a) or (b);

roadworks has the same meaning as in rule 310 (Exemption for road workers etc).

10—Alteration of definition of *level crossing*

Despite anything in rule 120, for the purposes of the Rules and the definition of a *level crossing* in rule 120(1)—

- (a) where there is a stop line across all or part of a road referred to in paragraph (a) or (b) of rule 120(1) at or near an entrance from that road to the area referred to in that paragraph, a level crossing includes the whole or part of the road (as the case may be) that lies between the commencement of the stop line and the area referred to in paragraph (a) or (b);

but—

- (b) a level crossing does not include an area referred to in rule 120(1A) that is not otherwise included under rule 120(1) and paragraph (a) of this regulation.

11—Road trains

For the purposes of rule 127(2) (Keeping a minimum distance between long vehicles), a combination that is a road train as defined in the *Road Traffic (Miscellaneous) Regulations 2014* is a road train for the Rules.

12—Vehicles permitted in bus lanes

For the purposes of rule 158(2) (Exceptions to driving in special purpose lanes etc)—

- (a) the driver of a taxi is permitted to drive in a bus lane; and
- (b) the rider of a bicycle is permitted to ride in a bus lane,

other than a bus lane or portion of a bus lane referred to in regulation 13.

13—Vehicles not permitted in lanes marked "bus only"

Despite anything in Part 11 (Keeping left, overtaking and other driving rules) or Part 12 (Restrictions on stopping and parking) of the Rules, a driver (except the driver of a public bus or emergency vehicle) must not drive or stop in a bus lane or other marked lane (or portion of such a lane) the road surface of which is painted red and marked with the words "bus only" in white letters.

Maximum penalty: \$2 500.

14—Exemption from requirements relating to passing or proceeding past tram stopped at tram stop

If—

- (a) a driver—
 - (i) is driving behind or alongside, or is overtaking, a tram travelling in the same direction as the driver and the tram stops at a tram stop, except at the far left side of the road; or
 - (ii) is stopped beside a tram stop and a tram stops at the tram stop, except at the far left side of the road; and

- (b) there is no safety zone, dividing strip or traffic island between the tram and the part of the road where the driver is driving,

the driver is exempt from compliance with rules 163 (Driving past the rear of a stopped tram at a tram stop), 164 (Stopping beside a stopped tram at a tram stop) and 164A (Staying stopped if a tram comes from behind a stopped driver and stops) if—

- (c) the doors of the tram facing the part of the road where the driver is driving are closed; and
- (d) there is a safety zone, dividing strip, traffic island, pedestrian refuge or similar structure on the area of road between the tram and the far right side of the road; and
- (e) access to the structure from the far left side of the road is provided by 1 or more crossings for pedestrians.

15—Taxis not permitted to stop on clearways

For the purposes of rule 176(3) (Stopping on a clearway), the driver of a taxi is prohibited from stopping on a length of road to which a clearway sign applies.

16—Vehicles (other than public buses or trucks) permitted to stop in loading zone

- (1) For the purposes of rule 179(1) (Stopping in a loading zone)—
 - (a) a commercial vehicle that is dropping off, or picking up, goods is permitted to stop in a loading zone; and
 - (b) a vehicle, other than a commercial vehicle, is permitted to stop in a loading zone if the vehicle is dropping off, or picking up, goods that are difficult to handle because of their weight or size; and
 - (c) a taxi that is dropping off, or (having been hailed or summoned for the purpose) picking up, passengers is permitted to stop in a loading zone provided that the driver does not leave the taxi unattended; and
 - (d) a vehicle to which an alcohol interlock is fitted is permitted to stop in a loading zone to enable the driver to take action to comply with alcohol interlock scheme conditions to which the driver's licence of the driver is subject, provided that the vehicle stops for no longer than is necessary in the circumstances.

- (2) In this regulation—

commercial vehicle means a motor vehicle constructed solely or mainly for the carriage of goods (including a vehicle of the kind commonly called a utility, but excluding a vehicle of the kind commonly called a station wagon or station sedan).

- (3) For the purposes of this regulation, a driver leaves a taxi **unattended** if the driver leaves the taxi so the driver is over 3 metres from the closest point of the taxi.
- (4) In this regulation, **alcohol interlock** and **alcohol interlock scheme conditions** have the same respective meanings as in the *Motor Vehicles Act 1959*.

17—Permits for permit zones

- (1) This regulation applies for the purposes of rule 185 (Stopping in a permit zone) if a council has installed, or determined that it will install, permit zone signs to establish a permit zone in its area.
- (2) The council may determine—
 - (a) the class of permits required for vehicles to stop in the permit zone; and

- (b) the persons entitled to such permits; and
 - (c) any fees to be paid for such permits; and
 - (d) the conditions to which the permits will be subject (which may include conditions as to the period for which such permits remain in force and conditions as to the display of permits in vehicles),
- and may vary any such determination.
- (3) The council may issue permits in respect of the permit zone to persons entitled to them, on payment of the fee (if any), and subject to the conditions, determined by the council.
 - (4) A permit issued by the council and in force in respect of the permit zone permits a vehicle to stop in the permit zone subject to the conditions of the permit.

18—Vehicles permitted to stop on paths, dividing strips and nature strips

- (1) For the purposes of rule 197(1) (Stopping on a path, dividing strip, nature strip, painted island or traffic island), the following drivers are permitted to stop on a bicycle path, footpath, shared path, dividing strip or nature strip:
 - (a) the driver of a motorised wheelchair;
 - (b) the rider of a motor bike (with or without a trailer attached) that—
 - (i) is a postal vehicle; and
 - (ii) has an engine capacity not exceeding 125cc,who is engaged in dropping off or picking up postal articles.
- (2) For the purposes of rule 197(1), a driver is permitted to stop on a footpath if the driver is crossing the path to enter a road-related area or adjacent land and is required to open a gate or take some other action to enter the area or land.

19—Structures declared to be public postboxes

For the purposes of rule 199 (Stopping near a postbox), postboxes maintained by Australia Post on road-related areas are public postboxes.

20—Prohibition on parking outside times indicated by permissive parking sign if road is a bicycle, bus or transit lane

Despite anything in rule 205A (Parking outside times indicated), nothing in that rule permits a driver to park on a length of road, or in an area, that is a bicycle lane, bus lane or transit lane.

21—Display of parking permit for people with disabilities

For the purposes of Part 12 (Restrictions on stopping and parking) of the Rules, a vehicle displays a parking permit for people with disabilities if the permit is displayed in accordance with the requirements of the *Motor Vehicles Act 1959* for the display of a disabled person's parking permit under that Act.

22—Parking and parking ticket-vending machines or parking meters

- (1) For the purposes of rule 207(1) (Parking where fees are payable), if the word "TICKET" is displayed on a permissive parking sign, the word is to be taken to indicate that a fee is payable by buying a ticket through the operation of a parking ticket-vending machine.

- (2) For the purposes of rule 207(2), if a council has installed, or determined that it will install, permissive parking signs to apply to a length of road or an area, the council may determine fees that will be payable for parking in the length of road or the area by the operation of parking ticket-vending machines or parking meters installed or to be installed in or near the length of road or area, and may vary such fees.
- (3) For the purposes of rule 207(2), the driver does not pay the fee payable for parking on the length of road, or in the area, in accordance with that rule unless the driver, on first stopping the vehicle—
 - (a) if the fee is to be paid by buying a ticket—promptly proceeds to a parking ticket-vending machine in the length of road or the area, obtains the ticket and deals with the ticket in accordance with the instructions on or with the ticket-vending machine; or
 - (b) if the fee is to be paid by putting money into a parking meter—promptly proceeds to the parking meter for the place where the vehicle is parked and puts money into the meter in accordance with the instructions on or with the meter.

23—Exemption from requirements relating to making motor vehicles secure

Drivers in South Australia are exempt from rule 213 (Making a motor vehicle secure).

24—Lights to be fitted to vehicles

For the purposes of rule 215(4) (Using lights when driving at night or in hazardous weather conditions) and rule 220(3) (Using lights on vehicles that are stopped), the lights required to be fitted to a vehicle are—

- (a) in the case of a heavy vehicle—those required to be fitted to the vehicle under the *Heavy Vehicle (Vehicle Standards) National Regulation (South Australia)*; or
- (b) in the case of a light vehicle—those required to be fitted to the vehicle under the *Road Traffic (Light Vehicle Standards) Rules 2013*.

25—Dangerous goods and placard loads and towing of vehicles at night etc

For the purposes of rule 216 (Towing a vehicle at night or in hazardous weather conditions), *dangerous goods* and *placard load* have the respective meanings given to those terms by the *Dangerous Substances (Dangerous Goods Transport) Regulations 2008*.

26—Operation of hazard warning lights if children being dropped off or picked up

For the purposes of rule 221 (Using hazard warning lights), a driver is permitted to operate hazard warning lights on a bus carrying children when the vehicle stops to drop off or pick up a child.

27—Restrictions on crossing to or from tram stop other than at crossing for pedestrians

- (1) Despite anything in rule 233 (Crossing a road to or from a tram) or 234 (Crossing a road on or near a crossing for pedestrians), where, at a tram stop—
 - (a) the place at which a tram will stop is not at the far left side of a road; and
 - (b) the tram stop consists of 2 sets of tram tracks (1 set each for trams travelling in opposite directions along the road) divided by a safety zone, dividing strip, traffic island, pedestrian refuge or similar structure (with no such structure between either set of tracks and the side of the road nearest to those tracks); and

- (c) access to the structure from each side of the road is provided by 1 or more crossings for pedestrians,

a pedestrian must not cross an area of road that lies between the structure and a side of the road—

- (d) within 20 metres of such a crossing; or
- (e) while a tram is stopped (on either set of tracks) at the tram stop.

Maximum penalty: \$2 500.

- (2) Subregulation (1) does not apply to a pedestrian who crosses the area of road at a crossing for pedestrians in accordance with the Rules.
- (3) In this regulation—

road does not include a road-related area, but does include the shoulder of a road;

tram includes a bus travelling along tram tracks.

28—Prohibition of hitchhiking, selling, buying etc on roads not applicable

Despite anything in rule 236 (Pedestrians not to cause a traffic hazard or obstruction)—

- (a) a pedestrian is not required to comply with subrule (4) of that rule; and
- (b) a driver, or a passenger, in or on a vehicle is not required to comply with subrule (5) of that rule.

Note—

See section 83A of the Act in relation to restrictions that may apply.

29—Areas on which wheeled recreational devices and toys prohibited

- (1) For the purposes of rule 240(2) and (3) (Wheeled recreational devices and toys not to be used on certain roads), wheeled recreational devices and wheeled toys are prohibited on an area specified in Schedule 1.
- (2) For the purposes of rule 240(2), wheeled recreational devices are prohibited on a length of footpath to which a no wheeled recreational devices sign applies.
- (3) A no wheeled recreational devices sign applies to a length of footpath beginning at the sign and ending at the nearer of the following:
 - (a) an end no wheeled recreational devices sign;
 - (b) the end of the footpath.
- (4) Part 20 (Traffic control devices and traffic-related items) of the Rules applies in relation to a sign referred to in subregulation (2) or (3) as if this regulation (including the diagrams below) formed part of the Rules.

No wheeled recreational devices sign



End no wheeled recreational devices sign



- (5) For the purposes of rule 240(2), wheeled recreational devices are prohibited on all roads in hazardous weather conditions causing reduced visibility.
- (6) For the purposes of rule 240(3), wheeled toys are prohibited on all roads at night or in hazardous weather conditions causing reduced visibility.

30—Prohibition of use of motorised scooters

For the purposes of rule 244C (Motorised scooters not to be used), the use of motorised scooters on a road or road-related area is prohibited.

31—Entering a bicycle storage area

Despite anything in rule 247A (Entering a bicycle storage area), a rider of a bicycle approaching a bicycle storage area at an intersection that has traffic lights or traffic arrows showing a red traffic light or red traffic arrow may enter the bicycle storage area other than from a bicycle lane if there is no bicycle lane from which the bicycle storage area can be entered.

32—Exemption for riders with disabilities

- (1) A rider of a bicycle who—
 - (a) is carrying a certificate; and
 - (b) is complying with any conditions stated in the certificate,is exempt from complying with rule 248 (No riding across a road on a crossing), rule 250(1) (Riding on a footpath or shared path), or both, as indicated by the certificate.

- (2) In this regulation—

certificate means a certificate that—

- (a) is signed by a medical practitioner; and
 - (b) identifies the rider; and
 - (c) states that, in the opinion of the medical practitioner, the rider should be permitted—
 - (i) to ride a bicycle on a footpath; or
 - (ii) to ride a bicycle across a pedestrian, children's or marked foot crossing; or
 - (iii) to do both of the above,on the ground of a physical disability or on any medical ground; and
 - (d) displays no expiry date or, if it does display an expiry date, has not expired,
- and includes such a certificate issued before the commencement of these regulations.

33—Riders 12 years old or older not to ride on footpath unless accompanying child

For the purposes of rule 250(1) (Riding on a footpath or shared path), the rider of a bicycle who is 12 years old or older must not ride on a footpath unless he or she—

- (a) is 18 years old or older; and
- (b) is accompanying a rider of a bicycle who is under 12 years old.

34—Sikhs exempt from wearing bicycle helmets

For the purposes of rule 256(1) and (2) (Bicycle helmets), a person of the Sikh religion who is wearing a turban is exempt from wearing a bicycle helmet.

35—Approved booster seats, child restraints and child safety harnesses

For the purposes of rule 266 (Wearing of seatbelts by passengers under 16 years old), booster seats, child restraints and child safety harnesses are approved if approved under the *Road Traffic (Miscellaneous) Regulations 2014*.

36—Wearing of seatbelts by passengers under 16 years old

Despite anything in rule 266(5C) (Wearing of seatbelts by passengers under 16 years old), the exemption in subrule (5C) only applies to the driver of a correctional vehicle, juvenile justice vehicle or sheriff's vehicle if—

- (a) the vehicle has 2 or more rows of seats and the passenger is not in the front row of seats or there is not a seating position available for the passenger in another row of seats; or
- (b) the vehicle has a caged, or other secured, area designed for the carriage of passengers and the passenger occupies a seating position in that area.

37—Exemptions from wearing seatbelts

- (1) For the purposes of rule 267(1) (Exemptions from wearing seatbelts), a person is exempt from wearing a seatbelt if the vehicle is a historic vehicle as defined in regulation 15 of the *Motor Vehicles Regulations 2010* that is—
 - (a) registered under section 25 of the *Motor Vehicles Act 1959*; and
 - (b) being driven in accordance with the conditions of that registration.
- (2) For the purposes of rule 267(3), a certificate stating that a specified person is not required to wear a seatbelt, indefinitely or for a specified period, may be issued—
 - (a) by the Minister on any ground the Minister considers appropriate; or
 - (b) by a medical practitioner on the ground of physical disability or any medical ground.

38—Approved motor bike helmets

For the purposes of rule 270 (Wearing motor bike helmets), helmets are approved motor bike helmets if approved for motor bike riders under the *Road Traffic (Miscellaneous) Regulations 2014*.

39—Additional crashes that are required to be reported to police

For the purposes of rule 287(3) (Duties of a driver involved in a crash), a crash is required to be reported to a police officer by a driver involved in the crash if real or personal property (other than an animal) is destroyed or damaged except where—

- (a) the only property destroyed or damaged is property owned by the driver; or
- (b) a fair estimate of the cost of making good the damage to property is not more than \$3 000.

40—Requirement to stop and report crashes to police in accordance with Rules not applicable where person killed or injured

Despite anything in the Rules or these regulations, where a crash is an accident to which section 43 of the Act applies, a driver involved in the crash is not required to comply with rule 287 (Duties of a driver involved in a crash) apart from the requirement in subrule (2) that the driver give the driver's required particulars, within the required time and, if practicable, at the scene of the crash, to the persons indicated by subrule (2)(a), (b) and (c).

41—Crashes required to be reported to police may instead be reported to persons authorised by Commissioner of Police

For the purposes of rule 287(3) (Duties of a driver involved in a crash), *police officer* includes—

- (a) an employee of the South Australian Police Department; or
- (b) a contractor of the Department; or
- (c) a member of the staff of a contractor of the Department,

authorised by the Commissioner of Police as a person to whom required particulars of a driver involved in a crash may be given.

42—Information required to be reported to police about crashes

For the purposes of rule 287(4) (Duties of a driver involved in a crash) the information required to be given to a police officer about a crash includes—

- (a) the day, the time and the place of the crash; and
- (b) details of other drivers and vehicles involved in the crash; and
- (c) details of injuries and damage resulting from the crash; and
- (d) except if the driver objects to providing the information on the ground that it might incriminate him or her of an offence, details of vehicle speeds and positions before and at the time of impact.

43—Exemptions for operators of traffic speed analysers or photographic detection devices

- (1) A person engaged in the setting up, preparation, operation, testing, maintenance or relocation of a traffic speed analyser or photographic detection device for or on behalf of the South Australian Police Department—
 - (a) is, for the purposes of rule 288 (Driving on a path), permitted to drive on a path; and
 - (b) is, for the purposes of rule 289(1) (Driving on a nature strip), permitted to drive on a nature strip; and
 - (c) is, for the purposes of rule 307(2) (Stopping and parking exemption for police and emergency vehicles and authorised persons) and the definition of *authorised person* in the dictionary at the end of the Rules, an authorised person for rule 307(2).
- (2) In this regulation—

photographic detection device and *traffic speed analyser* have the same meaning as in the Act.

44—Prohibition of use of mobile phone by holder of learner's permit, P1 licence etc

- (1) Despite anything in rule 300 (Use of mobile phones), a driver of a vehicle (except an emergency vehicle or police vehicle) who is a learner or P1 driver must not use a mobile phone while the vehicle is moving or is stationary but not parked.

Maximum penalty: \$2 500.

- (2) In this regulation—

corresponding permit or licence means—

- (a) a learner licence, provisional licence or probationary licence issued under the *Road Transport (Driver Licensing) Act 1999* of the Australian Capital Territory; or

- (b) a learner licence or provisional licence issued under the *Road Transport Act 2013* of New South Wales; or
- (c) a learner licence or licence that is provisional issued under the *Motor Vehicles Act* of the Northern Territory; or
- (d) a learner licence, provisional licence or probationary licence issued under the *Transport Operations (Road Use Management) Act 1995* of Queensland; or
- (e) a learner licence or provisional licence issued under the *Vehicle and Traffic Act 1999* of Tasmania; or
- (f) a learner permit or probationary driver licence issued under the *Road Safety Act 1986* of Victoria; or
- (g) a learner's permit or provisional licence issued under the *Road Traffic Act 1974* of Western Australia;

learner or P1 driver, in relation to a vehicle, means a driver—

- (a) who is the holder of a learner's permit or P1 licence within the meaning of the *Motor Vehicles Act 1959* that authorises him or her to drive a vehicle of that class on a road; or
- (b) who—
 - (i) is the holder of a corresponding permit or licence issued under a law of another State or a Territory of the Commonwealth that authorises him or her to drive a vehicle of that class on a road; and
 - (ii) is prohibited by the law of that State or Territory from driving a vehicle of that class on a road in that State or Territory without displaying an "L" plate or a red "P" plate (as the case may be) on the vehicle;

"L" plate means a plate or sign displaying the letter "L" in black lettering on a yellow background;

mobile phone has the same meaning as in rule 300;

red "P" plate means a plate or sign displaying the letter "P" in red lettering on a white background or in white lettering on a red background;

use has the same meaning as in rule 300.

45—Exemptions for certain tests and work

For the purposes of rule 310(3) and (4) (Exemption for road workers etc), the Minister may, by notice in writing or notice in the Gazette, authorise speed zoning tests, or installation or maintenance work or traffic surveys, subject to specified conditions.

46—Vehicles that may be towed away etc

Rule 312 (Exemption for tow truck drivers) applies to (in addition to the vehicles referred to in rule 312(3)(a) and (b))—

- (a) a vehicle that the driver is authorised to move or remove under—
 - (i) section 40M or 40N of the Act; or
 - (ii) section 237 of the *Local Government Act 1999*; or
 - (iii) section 22 of the *Heavy Vehicle National Law (South Australia) Act 2013*; or
 - (iv) section 518 or 519 of the *Heavy Vehicle National Law (South Australia)*; or

- (v) section 27 of the *South Australian Motor Sport Act 1984*; or
 - (vi) section 79B of the *Summary Offences Act 1953*; and
- (b) a vehicle unsafely or unlawfully parked that the driver is authorised to move or remove under any other Act.

47—Exemptions for postal vehicles

For the purposes of rule 313 (Exemption for postal vehicles), the rules mentioned in rule 313(2) do not apply to drivers of postal vehicles engaged in dropping off, or picking up, postal articles.

48—Exemption for breakdown vehicles

- (1) For the purposes of rule 313B (Exemption for breakdown vehicles), a provision of the Rules specified in subregulation (2) does not apply to the driver of a breakdown vehicle if—
- (a) the driver is engaged in repairing a disabled vehicle, or is assisting a person to gain access to a vehicle in which the person has locked his or her vehicle access key; and
 - (b) the driver is unable to comply with the provision; and
 - (c) the breakdown vehicle is displaying a flashing light; and
 - (d) the driver is acting safely.
- (2) For the purposes of subregulation (1), the following provisions of the Rules are specified:
- (a) rule 137 (Keeping off a dividing strip);
 - (b) rule 138 (Keeping off a painted island);
 - (c) rule 147 (Moving from one marked lane to another marked lane across a continuous line separating the lanes);
 - (d) rule 288(1) (Driving on a path);
 - (e) rule 289 (Driving on a nature strip);
 - (f) rule 290 (Driving on a traffic island).
- (3) Despite anything in rule 313B (Exemption for breakdown vehicles), the provisions of Part 12 of the Rules (Restrictions on stopping and parking) also do not apply to the driver of a breakdown vehicle in the circumstances referred to in subregulation (1).
- (4) In this regulation—
- breakdown vehicle** means any vehicle driven by a person who is—
- (a) a breakdown worker; and
 - (b) driving the vehicle in the course of his or her duties as a breakdown worker.
- (5) For the purposes of this regulation and rule 313B (Exemption for breakdown vehicles)—
- breakdown worker** means a person who is engaged in the provision of assistance to disabled vehicles on behalf of an organisation that provides such a service for disabled vehicles.

49—Approved bicycle helmets

For the purposes of the Rules and the definition of **approved bicycle helmet** in the dictionary at the end of the Rules, helmets are approved bicycle helmets if approved for bicycle riders under the *Road Traffic (Miscellaneous) Regulations 2014*.

50—Approved seatbelts

- (1) For the purposes of the Rules and the definition of *approved seatbelt* in the dictionary at the end of the Rules, a seatbelt is an approved seatbelt if it complies with, and is fitted to a vehicle in compliance with, the vehicle standards applicable to the vehicle in which it is fitted.
- (2) In this regulation—
vehicle standards, in relation to a vehicle, means the requirements specified in—
 - (a) regulation 49 of the *Road Traffic (Miscellaneous) Regulations 2014*; or
 - (b) the *Road Traffic (Light Vehicle Standards) Rules 2013*; or
 - (c) the *Heavy Vehicle (Vehicle Standards) National Regulation (South Australia)*,that apply to the vehicle.

51—Authorised persons

- (1) For the purposes of the Rules and the definition of *authorised person* in the dictionary at the end of the Rules, authorised officers other than police officers are authorised persons.
- (2) However, for the purposes of rules 163(5) (Driving past the rear of a stopped tram at a tram stop), 164(5) (Stopping beside a stopped tram at a tram stop) and 164A(4) (Staying stopped if a tram comes from behind a stopped driver and stops), all authorised officers (including police officers) are authorised persons.

Note—

Authorised officer is defined in the Act.

52—Bicycle storage area

For the purposes of the Rules and the definition of *bicycle storage area* in the dictionary at the end of the Rules—

bicycle storage area means an area of road before an intersection with traffic lights—

- (a) that has painted on it 1 or more bicycle symbols; and
- (b) that is between 2 parallel stop lines, regardless of whether the lines are of equal length,

but does not include any stop line.

53—Correctional worker and correctional vehicle

- (1) For the purposes of the Rules and the definition of *correctional worker* in the dictionary at the end of the Rules, an employee or officer of the Department for the purposes of the *Correctional Services Act 1982* is a correctional worker.
- (2) Despite anything in the definition of *correctional vehicle* in the dictionary at the end of the Rules, a correctional worker will only be taken to be driving a vehicle in the course of his or her duties as a correctional worker for the purposes of that definition and the Rules if a passenger in the vehicle is a prisoner, young offender or other person in the custody of the worker.

54—Emergency workers

For the purposes of the Rules and the definition of *emergency worker* in the dictionary at the end of the Rules, the following are emergency workers:

- (a) members of an emergency services organisation within the meaning of the *Fire and Emergency Services Act 2005*;
- (b) authorised officers under the *Emergency Management Act 2004*;
- (c) persons engaged in the provision of emergency ambulance services under section 57(1) of the *Health Care Act 2008* on behalf of—
 - (i) SA Ambulance Service Inc; or
 - (ii) St Johns Ambulance Australia South Australia Incorporated;
- (d) any other persons engaged in the provision of emergency ambulance services under section 57(1) of the *Health Care Act 2008*;
- (e) members of the Australian Federal Police or Australian Customs and Border Protection Service;
- (f) members of the armed forces of the Commonwealth engaged in police, fire fighting or ambulance duties or duties in connection with the urgent disposal of explosives or any emergency;
- (g) employees of Airservices Australia engaged in fire fighting duties or duties in connection with any emergency.

55—Hazard warning lights

For the purposes of the Rules and the definition of *hazard warning lights* in the dictionary at the end of the Rules, the lights referred to in the definition are—

- (a) in the case of a heavy vehicle—lights of a kind referred to in the *Heavy Vehicle (Vehicle Standards) National Regulation (South Australia)*;
- (b) in the case of a light vehicle—lights of a kind referred to in the *Road Traffic (Light Vehicle Standards) Rules 2013*.

56—Juvenile justice worker and juvenile justice vehicle

- (1) For the purposes of the Rules and the definition of *juvenile justice worker* in the dictionary at the end of the Rules, a person who is an employee or officer of the Department for the purposes of the *Young Offenders Act 1993* is a juvenile justice worker.
- (2) Despite anything in the definition of *juvenile justice vehicle* in the dictionary at the end of the Rules, a juvenile justice worker will only be taken to be driving a vehicle in the course of his or her duties as a juvenile justice worker for the purposes of that definition and the Rules if a passenger in the vehicle is a prisoner, young offender or other person in the custody of the worker.

57—Mechanical signalling devices

For the purposes of the Rules and the definition of *mechanical signalling device* in the dictionary at the end of the Rules—

- (a) in the case of a heavy vehicle—mechanical signalling devices conforming to the requirements of the *Heavy Vehicle (Vehicle Standards) National Regulation (South Australia)* are mechanical signalling devices;

- (b) in the case of a light vehicle—mechanical signalling devices conforming to the requirements of the *Road Traffic (Light Vehicle Standards) Rules 2013* are mechanical signalling devices.

58—Oversize vehicles

For the purposes of the Rules and the definition of *oversize vehicle* in the dictionary at the end of the Rules, vehicles are oversize vehicles if oversize and travelling under a mass or dimension exemption within the meaning of the *Heavy Vehicle National Law (South Australia)*.

59—Parking permits for people with disabilities

For the purposes of the Rules and the definition of *parking permit for people with disabilities* in the dictionary at the end of the Rules, permits issued under Part 3D of the *Motor Vehicles Act 1959* are parking permits for people with disabilities.

60—Police officers

For the purposes of the Rules and the definition of *police officer* in the dictionary at the end of the Rules, members of South Australia Police are police officers.

61—Portable warning triangles

For the purposes of the Rules and the definition of *portable warning triangle* in the dictionary at the end of the Rules, portable warning devices that comply with Australian Standard AS 3790: *Portable warning triangles for motor vehicles*, as amended from time to time, are approved as portable warning triangles.

62—Public buses

For the purposes of the Rules and the definition of *public bus* in the dictionary at the end of the Rules, buses engaged in regular passenger services under the *Passenger Transport Act 1994* are public buses.

63—Public holidays

For the purposes of the Rules and the definition of *public holiday* in the dictionary at the end of the Rules, a day that is a public holiday under the *Holidays Act 1910* is a public holiday.

64—Sheriff's officer and sheriff's vehicle

- (1) For the purposes of the Rules and the definition of *sheriff's officer* in the dictionary at the end of the Rules, a person appointed as a sheriff's officer under the *Sheriff's Act 1978* or the *Courts Administration Act 1993* is a sheriff's officer.
- (2) Despite anything in the definition of *sheriff's vehicle* in the dictionary at the end of the Rules, a sheriff's officer will only be taken to be driving a vehicle in the course of his or her duties as a sheriff's officer for the purposes of that definition and the Rules if a passenger in the vehicle is a prisoner, young offender or other person in the custody of the officer.

65—Stop line

- (1) Despite the definition of *stop line* in the dictionary at the end of the Rules, a stop line does not for the purposes of the Rules or that definition include a stub line.
- (2) In this regulation—
stub line has the same meaning as in the *Road Traffic (Miscellaneous) Regulations 2014*.

66—Taxis

For the purposes of the Rules and the definition of *taxi* in the dictionary at the end of the Rules, vehicles licensed, or exempted from the requirement to be licensed, under Part 6 of the *Passenger Transport Act 1994* are taxis.

67—Penalties for offences against Rules

A person who is guilty of an offence against a provision of the Rules is liable to a penalty not exceeding—

- (a) in the case of an offence against a provision of Part 3 (Speed limits)—\$5 000;
- (b) in the case of an offence against a provision of Part 12 (Restrictions on stopping and parking)—\$1 250;
- (c) in any other case—\$2 500.

68—Evidentiary provisions

- (1) In proceedings for offences against the Rules or these regulations, an allegation in a complaint that—
 - (a) a specified speed limit applied to a specified length of road; or
 - (b) a specified length of road was, or was not, in a school zone or shared zone; or
 - (c) a specified length of road was, or was not, in a built-up area; or
 - (d) a specified form of crossing was at a specified place; or
 - (e) a specified vehicle lawfully displayed a do not overtake turning vehicle sign or a give way to buses sign; or
 - (f) a specified fee was not paid for parking a specified vehicle in a specified place; or
 - (g) a specified ticket was not displayed in a specified part of a specified vehicle; or
 - (h) specified information was on or with a specified traffic control device; or
 - (i) a specified traffic control device applied to a specified length of road, portion of road or area; or
 - (j) a specified traffic control device applied to a specified person in a specified place,is proof of the matters so alleged in the absence of proof to the contrary.
- (2) In proceedings for an offence against rule 287 (Duties of a driver involved in a crash), an apparently genuine document produced by the prosecution purporting to be signed by the Commissioner of Police and to certify that the required particulars for a specified person had not been given to a police officer before a specified day and time in relation to a specified crash (whether the crash is specified by reference to the approximate time and place of the crash or to the person or persons involved, or otherwise so as to reasonably identify it) is proof of the matters so certified in the absence of proof to the contrary.

Schedule 1—Areas on which wheeled recreational devices and toys prohibited

(regulation 29)

1—Description of area

- (1) The bicycle path adjacent to the Southern Expressway that commences at Seacombe Road at Bedford Park and proceeds generally southerly on the eastern side of the carriageway of the Expressway to a point approximately 250 metres north of the intersection of the Expressway, South Road and Panalatinga Road at Trott Park, then generally southerly between the western side of the Expressway off-ramp and the eastern side of the Expressway carriageway to the intersection of Panalatinga Road and Old South Road at Old Reynella.
- (2) In subclause (1)—

Southern Expressway means Road Number 6780 Southern Expressway between—

 - (a) its intersection with Road Number 6726 Panalatinga Road and Road Number 6203 Main South Road at Trott Park; and
 - (b) its junction with Road Number 6203 Main South Road at Bedford Park.

Schedule 2—Revocation and transitional provisions

Part 1—Preliminary

1—Interpretation

In this Schedule—

the revoked regulations means the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 1999*;

the revoked Rules means the *Australian Road Rules* (No 219 of 1999, see *Gazette 11.11.1999 p1643*), as varied.

Part 2—Revocation

2—Revocation of regulations

The *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 1999* are revoked.

Part 3—Transitional provisions

3—Transitional provisions

- (1) An exemption from a specified provision of the revoked Rules—
 - (a) given by the Minister under regulation 7 of the revoked regulations; and
 - (b) in force immediately before the commencement of these regulations,continues in force as an exemption from that provision of the Rules given by the Minister under regulation 6 of these regulations, subject to—
 - (c) the conditions (if any) specified in the notice of exemption; and
 - (d) variation or revocation under regulation 6.

- (2) A determination—
- (a) made by a council under regulation 14 of the revoked regulations (or continued in force as such a determination by regulation 52 of the revoked regulations); and
 - (b) in force immediately before the commencement of these regulations,
- continues in force as a determination made by the council under regulation 17 of these regulations, subject to variation under that regulation.
- (3) A permit in respect of a permit zone—
- (a) issued by a council under regulation 14 of the revoked regulations (or continued in force as such a permit by regulation 52 of the revoked regulations); and
 - (b) in force immediately before the commencement of these regulations,
- continues in force as a permit issued by the council under regulation 17 of these regulations, subject to the conditions (if any) of the permit.
- (4) A determination of a council in respect of fees for parking payable by the operation of parking ticket-vending machines or parking meters—
- (a) made by the council under regulation 19 of the revoked regulations (or continued in force as such a determination by regulation 52 of the revoked regulations); and
 - (b) in force immediately before the commencement of these regulations,
- continues in force as a determination made by the council under regulation 22 of these regulations, subject to variation under that regulation.
- (5) A certificate—
- (a) issued by the Minister or a medical practitioner under regulation 28(2) of the revoked regulations; and
 - (b) in force immediately before the commencement of these regulations,
- continues in force as a certificate issued by the Minister or medical practitioner under regulation 37(2) of these regulations, indefinitely or for a specified period, as stated in the certificate.
- (6) An authorisation—
- (a) given by the Commissioner of Police under regulation 30A of the revoked regulations; and
 - (b) in force immediately before the commencement of these regulations,
- continues in force as an authorisation given by the Commissioner under regulation 41 of these regulations, subject to variation or revocation under that regulation.
- (7) A notice authorising speed zoning tests, or installation or maintenance work or traffic surveys—
- (a) issued by the Minister under regulation 34 of the revoked regulations; and
 - (b) in force immediately before the commencement of these regulations,
- continues in force as a notice by the Minister under regulation 45 of these regulations, subject to the specified conditions (if any) of the authorisation.

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 Administrator

with the advice and consent of the Executive Council
on 31 July 2014

No 207 of 2014

MTR13/008CS & MRS14/03CS

South Australia

Rail Safety National Law (South Australia) (Drug and Alcohol Testing) Variation Regulations 2014

under the *Rail Safety National Law (South Australia) Act 2012*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Rail Safety National Law (South Australia) (Drug and Alcohol Testing) Regulations 2012*

- 4 Variation of regulation 8—Procedures for voluntary blood test
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Rail Safety National Law (South Australia) (Drug and Alcohol Testing) Variation Regulations 2014*.

2—Commencement

These regulations will come into operation on 1 September 2014.

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 *Rail Safety National Law (South Australia) (Drug and Alcohol Testing) Regulations 2012*

4—Variation of regulation 8—Procedures for voluntary blood test

Regulation 8(1)(f)—delete "Schedule 3 of the *Road Traffic (Miscellaneous) Regulations 1999*" and substitute:

Schedule 1 Form 6 of the *Road Traffic (Miscellaneous) Regulations 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 Administrator

with the advice and consent of the Executive Council
on 31 July 2014

No 208 of 2014

MTR13/008CS

South Australia

Passenger Transport Variation Regulations 2014

under the *Passenger Transport Act 1994*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Passenger Transport Regulations 2009*

- 4 Variation of regulation 3—Interpretation
-

Part 1—Preliminary

1—Short title

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

2—Commencement

These regulations will come into operation on 1 September 2014.

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 *Passenger Transport Regulations 2009*

4—Variation of regulation 3—Interpretation

Regulation 3(1), definition of *Australian Design Rules*—delete "*Road Traffic (Miscellaneous) Regulations 1999*" and substitute:

Road Traffic (Miscellaneous) Regulations 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 Administrator

with the advice and consent of the Executive Council
on 31 July 2014

No 209 of 2014

MTR13/008CS

South Australia

Motor Vehicles Variation Regulations 2014

under the *Motor Vehicles Act 1959*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Motor Vehicles Regulations 2010*

- 4 Variation of regulation 19—Other prescribed classes of vehicles
 - 5 Variation of regulation 99A—Prescribed form of notice for Schedule 1 clause 3
 - 6 Variation of Schedule 4
-

Part 1—Preliminary

1—Short title

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

2—Commencement

These regulations will come into operation on 1 September 2014.

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 *Motor Vehicles Regulations 2010*

4—Variation of regulation 19—Other prescribed classes of vehicles

Regulation 19(f)(ii)—delete "regulation 46 of the *Road Traffic (Miscellaneous) Regulations 1999*" and substitute:

regulation 71 of the *Road Traffic (Miscellaneous) Regulations 2014*

5—Variation of regulation 99A—Prescribed form of notice for Schedule 1 clause 3

Regulation 99A—delete "Schedule 4 of the *Road Traffic (Miscellaneous) Regulations 1999*" and substitute:

Schedule 1 Form 7 of the *Road Traffic (Miscellaneous) Regulations 2014*

6—Variation of Schedule 4

- (1) Schedule 4, clause 4, item relating to section 79B(2) of the *Road Traffic Act 1961*—delete "*Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 1999*" and substitute:

Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014

- (2) Schedule 4, clause 4, item relating to section 79B(2) of the *Road Traffic Act 1961*—delete "r 9A(1)—*Speeding while driving road train*" and substitute:

r 8(1)—*Speeding while driving road train*

- (3) Schedule 4, clause 4, item relating to section 79B(2) of the *Road Traffic Act 1961*—delete "r 9A(2)—*Speeding while driving road train*" and substitute:

r 8(2)—*Speeding while driving road train*

- (4) Schedule 4, clause 4, items relating to sections 82(1), 91(3) and 164A(1) of the *Road Traffic Act 1961*—delete the items and substitute:

91(3) *Person subject to direction or request of authorised person failing to comply or giving false information* 3

164A(1) *Contravening or failing to comply with provision of Act*

Contravention of or failure to comply with—

s 82(1) *Speeding while passing school bus*

Exceeding the speed limit while passing school bus—

by less than 10 kph 2

by 10 kph or more but less than 20 kph 3

by 20 kph or more but less than 30 kph 5

by 30 kph or more 7

s 83(1)(a) *Speeding in emergency service speed zone*

Exceeding 25 kph in an emergency service speed zone—

by less than 10 kph 2

by 10 kph or more but less than 20 kph 3

by 20 kph or more but less than 30 kph 5

by 30 kph or more 7

s 83(1)(b) *Speeding in emergency service speed zone*

Exceeding lesser speed required to avoid endangering any person while driving through emergency service speed zone 3

s 110 *Failing to keep whole of vehicle on sealed surface when driving on sealed road* 3

s 145(6) *Contravention of terms of defect notice*

Contravention comprising driving contrary to terms of defect notice 3

- (5) Schedule 4, clause 5, item relating to rule 260(1) of the *Australian Road Rules*—delete "*Failing to stop bicycle for*" and substitute:
Bicycle rider crossing contrary to
- (6) Schedule 4, clause 5, item relating to rule 260(2) of the *Australian Road Rules*—delete the item
- (7) Schedule 4, clause 5, item relating to rule 261(1) of the *Australian Road Rules*—delete "*Failing to stop bicycle for*" and substitute:
Bicycle rider crossing contrary to
- (8) Schedule 4, clause 6—delete the clause and substitute:

6—Offences against Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014

Regulation	Description of offence against <i>Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014</i>	Demerit points
8(1)	<i>Speeding while driving road train</i> Exceeding prescribed speed limit (road trains)— by less than 10 kph by 10 kph or more but less than 20 kph by 20 kph or more but less than 30 kph by 30 kph or more	2 3 5 7
8(2)	<i>Speeding while driving road train</i> Exceeding 40 kph speed limit— by less than 10 kph by 10 kph or more but less than 20 kph by 20 kph or more but less than 30 kph by 30 kph or more	2 3 5 7
44(1)	<i>Learner or P1 driver using mobile phone while driving vehicle</i>	3

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 Administrator

with the advice and consent of the Executive Council
on 31 July 2014

No 210 of 2014

MTR13/008CS & MRS14/03CS

South Australia

Heavy Vehicle National Law (South Australia) (Fees) Variation Regulations 2014

under the *Heavy Vehicle National Law (South Australia) Act 2013*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Heavy Vehicle National Law (South Australia) (Fees) Regulations 2013*

- 4 Variation of regulation 4—Fees
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Heavy Vehicle National Law (South Australia) (Fees) Variation Regulations 2014*.

2—Commencement

These regulations will come into operation on 1 September 2014.

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 *Heavy Vehicle National Law (South Australia) (Fees) Regulations 2013*

4—Variation of regulation 4—Fees

Regulation 4(6)—delete "*Road Traffic (Miscellaneous) Regulations 1999*" and substitute:
Road Traffic (Miscellaneous) Regulations 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 Administrator

with the advice and consent of the Executive Council
on 31 July 2014

No 211 of 2014

MTR13/008CS

South Australia

Criminal Investigation (Covert Operations) Regulations 2014

under the *Criminal Investigation (Covert Operations) Act 2009*

Contents

1	Short title
2	Commencement
3	Interpretation
4	Declaration of corresponding laws

1—Short title

These regulations may be cited as the *Criminal Investigation (Covert Operations) Regulations 2014*.

2—Commencement

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

3—Interpretation

In these regulations—

Act means the *Criminal Investigation (Covert Operations) Act 2009*.

4—Declaration of corresponding laws

For the purposes of the definition of *corresponding law* in section 3(1) of the Act—

- (a) the following laws are declared to correspond to Part 2 of the Act:
 - (i) the *Crimes (Controlled Operations) Act 2008* of the Australian Capital Territory;
 - (ii) the *Law Enforcement (Controlled Operations) Act 1997* of New South Wales;
 - (iii) Chapter 11 of the *Police Powers and Responsibilities Act 2000* of Queensland;
 - (iv) the *Police Powers (Controlled Operations) Act 2006* of Tasmania;
 - (v) the *Crimes (Controlled Operations) Act 2004* of Victoria;
 - (vi) Part 2 of the *Criminal Investigation (Covert Powers) Act 2012* of Western Australia;
 - (vii) the *Crimes Act 1914* of the Commonwealth;
- (b) the following laws are declared to correspond to Part 3 of the Act:
 - (i) the *Crimes (Assumed Identities) Act 2008* of the Australian Capital Territory;

- (ii) the *Law Enforcement and National Security (Assumed Identities) Act 2010* of New South Wales;
 - (iii) Chapter 12 of the *Police Powers and Responsibilities Act 2000* of Queensland;
 - (iv) the *Police Powers (Assumed Identities) Act 2006* of Tasmania;
 - (v) the *Crimes (Assumed Identities) Act 2004* of Victoria;
 - (vi) Part 3 of the *Criminal Investigation (Covert Powers) Act 2012* of Western Australia;
 - (vii) the *Crimes Act 1914* of the Commonwealth;
- (c) the following laws are declared to correspond to Part 4 of the Act:
- (i) the *Crimes (Protection of Witnesses) Act 2011* of the Australian Capital Territory;
 - (ii) Division 5 of Part 2 of the *Evidence Act 1977* of Queensland;
 - (iii) the *Witness (Identity Protection) Act 2006* of Tasmania;
 - (iv) Part 11AA of the *Evidence (Miscellaneous Provisions) Act 1958* of Victoria;
 - (v) the *Criminal Investigation (Covert Powers) Act 2012* of Western Australia;
 - (vi) the *Crimes Act 1914* of the Commonwealth.

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 Administrator

with the advice and consent of the Executive Council

on 31 July 2014

No 212 of 2014

AGO0068/14CS

South Australia

Road Traffic (Miscellaneous) Variation Regulations 2014

under the *Road Traffic Act 1961*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Road Traffic (Miscellaneous) Regulations 1999*

- 4 Variation of regulation 13B—Apparatus approved as traffic speed analysers
 - 5 Variation of regulation 14—Apparatus approved as photographic detection devices
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Road Traffic (Miscellaneous) 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 *Road Traffic (Miscellaneous) Regulations 1999*

4—Variation of regulation 13B—Apparatus approved as traffic speed analysers

Regulation 13B(j)—after "of Germany" insert:
or Jenoptik Robot GmbH of Germany

5—Variation of regulation 14—Apparatus approved as photographic detection devices

Regulation 14(1)(a)(iii)—after "of Germany" insert:
or Jenoptik Robot GmbH of Germany

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 Administrator

with the advice and consent of the Executive Council
on 31 July 2014

No 213 of 2014

MRS14/04CS

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CITY OF HOLDFAST BAY
LOCAL GOVERNMENT ACT 1999

Variation to Car Parking Fund Contribution Rate

NOTICE is hereby given that at its meeting on 22 July 2014, the City of Holdfast Bay pursuant to Section 50A (6) (b) of the Development Act 1993, resolved to vary the contribution rate under the City of Holdfast Bay Car Parking Contributions Fund to \$7 000 (excluding GST) per car parking space for applications for development approval providing cash payment in lieu of car parking spaces.

The City of Holdfast Bay Car Parking Contributions Fund was approved by the former Minister for Transport and Urban Planning and *Gazetted* on 28 February 2002, pursuant to Section 50A of the Development Act 1993. The Fund is applicable to an area of Glenelg that is located within the District Centre Zone illustrated on Map HoB/5 of the City of Holdfast Bay Development Plan dated 13 February 2014.

The rate may be varied by further determination of Council, notice of which will be published in the *Gazette*.

J. P. LYNCH, Chief Executive Officer

CORPORATION OF THE CITY OF PORT AUGUSTA

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that the Corporation of the City of Port Augusta at a meeting held on 17 July 2014, resolved for the 2014-2015 financial year as follows:

Adoption of Valuations

That the Corporation of the City of Port Augusta for the 2014-2015 financial year adopts pursuant to Section 167 (2) (b) of the Local Government Act 1999, the valuations of the Valuer-General of site values for all land in the area of the Council which amounts in total to a value of \$730 224 940 and which represents the sum of all properties set forth in the assessment records of the Council for the 2014-2015 financial year and hereby specifies 17 July 2014, as the day upon which the adoption of such valuations of the Valuer-General shall become the valuations of the Council.

Declaration of Rates

1. Declares differential general rates according to the locality and the use of the land based upon the site value of the land on all rateable land within the area of the Council for the year ending 30 June 2015, as follows:

- (a) in that area of the City zoned in the Development Plan as Residential, Highway Services, Bulky Goods, Residential Stables, Neighbourhood Centre, Urban Coastal, District Centre, Local Centre, Industry, Airport, Recreation:
- (i) 2.16794 cents in the dollar on rateable land with a land use category of 1, 8 and 9;
 - (ii) 3.47 cents in the dollar on all rateable land with a land use category of 2, 3, 4, 5 and 6; and
 - (iii) 0.559 cents in the dollar for all rateable land with a land use category of 7.
- (b) in that area of the City zoned in the Development Plan as Public Purposes, Defence, Conservation, Rural Living, Coastal Conservation, Primary Industry:
- (i) 1.50367 cents in the dollar on rateable land with a land use category of 1 and 9;
 - (ii) 3.47 cents in the dollar on all rateable land with a land use category of 2, 3, 4, 5 and 6;
 - (iii) 0.559 cents in the dollar for all rateable land within a land use category of 7; and
 - (iv) 0.77 cents in the dollar on all rateable land with a land use category of 8.
- (c) in the area of the City zoned in the Development Plan as Coastal Holiday Settlement:
- (i) 0.69069 cents in the dollar on all rateable land with a land use category of 1, 2, 3, 4, 5 and 6;
 - (ii) 0.559 cents in the dollar on all rateable land with a land use category of 7;

(iii) 0.77 cents in the dollar on all rateable land with a land use category of 8; and

(iv) 2.16794 cents in the dollar on all rateable land with a land use category of 9.

(d) in all other areas not specifically referred to in subparagraphs (a), (b) and (c) above, 2.16794 cents in the dollar on all other rateable land irrespective of its land use category.

2. Council fixes a minimum amount payable by way of rates of \$1 165 in respect of all rateable land in its area except rateable land with a land use category of 7.

3. Council declares an annual service charge of \$473 per unit for all vacant and occupied properties to which the effluent drainage disposal services is made available within the City of Port Augusta for the 2014-2015 financial year in the Willsdon, Augusta Park, Hospital Road, Zanuckville, Conwaytown, Transcontinental Estate and Stirling North Effluent Community Waste Water Management Schemes.

4. (i) Council declares an annual service charge of \$218 for the purpose of a kerbside waste collection and recycling service for all occupied properties within the City of Port Augusta (with the exception of the Commissariat Point, Blanche Harbor Coastal home localities and Miranda Township) to which the service is made available in 2014-2015 financial year; and

(ii) an annual service charge of \$109 for the purpose of a mixed bin waste collection service to all residential properties within the Commissariat Point, Blanche Harbor Coastal Home localities and Miranda Township to which the service is made available in the 2014-2015 financial year.

5. In order to reimburse the Council for amounts contributed to the Northern and Yorke Natural Resources Management Board totalling \$231 877, the Council declares a separate rate based on a fixed charge of \$32 on all rateable properties within the area of the Council.

G. J. PERKIN, City Manager

PORT AUGUSTA CITY COUNCIL

Appointment of Public Officer

NOTICE is hereby given that Council at its meeting held on 28 July 2014, resolved to appoint John Banks, City Manager, to the position of Public Officer of the Port Augusta Council Development Assessment Panel, pursuant to Section 56A (22) of the Development Act 1993. The appointment is effective from 1 August 2014.

All enquiries (written or verbal) should be directed to:

John Banks,
Public Officer,
Council Development Assessment Panel,
Port Augusta City Council,
P.O. Box 1704,
Port Augusta, S.A. 5700,
Phone: (08) 8641 9100.

G. PERKIN, City Manager

CITY OF SALISBURY

PUBLIC CONSULTATION

Salisbury Heights Residential Development Plan Amendment

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

The Amendment will change the Development Plan by proposing to:

- Amend the bushfire risk categorisation of portions of Salisbury Heights from High to Medium.
- Rezone the Rural Living Zone at Salisbury Heights to Residential Hills Zone.

These proposed amendments may enable land division and creation of new allotments of 650 m² within the affected area, subject to satisfying a range of planning provisions.

The DPA report will be on public consultation from Thursday, 31 July 2014 until Tuesday, 30 September 2014.

Copies of the DPA report are available during normal office hours at the City of Salisbury Offices, 12 James Street, Salisbury. Alternatively the DPA report can be viewed on the Internet at www.salisbury.sa.gov.au.

Written submissions regarding the DPA should be submitted no later than 5 p.m. on Tuesday, 30 September 2014. All submissions should be addressed to John Harry, Chief Executive Officer, City of Salisbury, P.O. Box 8, Salisbury, S.A. 5108 and should clearly indicate whether you wish to be heard in support of your submission at the public hearing. If you wish to lodge your submission electronically, please email it to city@salisbury.sa.gov.au.

Copies of all submissions will be available for inspection at the City of Salisbury Council Offices, 12 James Street, Salisbury and on the Council website from Thursday, 2 October 2014 until the day of the public hearing on Tuesday, 21 October 2014.

A public hearing will be held on Tuesday, 21 October 2014 at 6.30 p.m. at the City of Salisbury Council offices at which time interested persons may be heard in relation to the DPA and the submissions. The public hearing will not be held if no submissions are received or if no submission makes a request to be heard.

If you would like further information about the DPA, contact Amanda Berry, Policy Planner on 8406 8260.

Dated 31 July 2014.

T. SUTCLIFFE, Acting Chief Executive Officer

CITY OF VICTOR HARBOR

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that at the special meeting held on 7 July 2014, the City of Victor Harbor passed the following resolutions for the financial year ending 30 June 2015:

Adoption of Valuations

That the most recent capital valuations provided by the Valuer-General for land within the Council area, totalling \$3 908 995 260 be adopted for rating purposes for the year ending 30 June 2015.

Declaration of General Rates

That differential general rates be declared as follows:

- 0.3847 cents in the dollar on rateable land of Category 1 (Residential) and Category 9 (Other);
- 0.5001 cents in the dollar on rateable land of Category 2 (Commercial—Shop), Category 3 (Commercial—Office) and Category 4 (Commercial—Other);
- 0.4424 cents in the dollar of rateable land of Category 5 (Industry—Light) and Category 6 (Industry—Other);
- 0.3414 cents in the dollar of rateable land of Category 7 (Primary Production); and
- 0.5771 cents in the dollar of rateable land of Category 8 (Vacant Land).

Fixed Charge

That a fixed charge of \$315 be imposed on each separate piece of rateable land within the area of the Council.

Separate Rate—Natural Resources Management Levy

That the following separate rates be declared:

- 0.009679 cents in the dollar on all rateable land in the area of the Council and the Adelaide and Mount Lofty Ranges Natural Resources Management Board; and
- 0.010680 cents in the dollar on all rateable land in the area of the Council and the South Australian Murray Darling Basin Natural Resources Management Board.

G. K. MAXWELL, City Manager

CITY OF VICTOR HARBOR

DEVELOPMENT ACT 1993

Victor Harbor (City) Development Plan— Centres Review Development Plan Amendment

NOTICE is hereby given that the City of Victor Harbor, pursuant to the Development Act 1993, has prepared a Development Plan Amendment (DPA) to update the Victor Harbor (City) Development Plan.

The draft DPA proposes the following changes to the Victor Harbor (City) Development Plan:

- Re-zoning of a 3 hectare site at Waitpinga Road, Encounter Bay from Deferred Urban Zone to Neighbourhood Centre Zone to accommodate up to 6 000 m² of retail floor space.
- Re-zoning of a 3 hectare site at Victor Harbor Road, McCracken from Local Centre (Hayborough) Zone to Neighbourhood Centre Zone to accommodate up to 6 000 m² of retail floor space. The remainder of the Local Centre (Hayborough) Zone to be re-zoned to Deferred Urban.
- Expansion of the existing 5.5 hectare Neighbourhood Centre Zone at Waggon Road, Hindmarsh Valley to 7 hectares to accommodate up to 6 000 m² of retail floor space and to incorporate Community Facilities (currently located within a Deferred Community Facilities Zone some 250 m to the south).
- Deletion of the current Deferred Community Facilities Zone.
- Introduction of three Policy Areas to enable more specific policies to be provided for each of the sites proposed to be zoned/expanded for Neighbourhood Centre uses.
- Amendments to various Maps to reflect the above amendments.

Copies of the draft DPA will be available for public inspection and purchase at the City of Victor Harbor Civic Centre and Library located at 1 Bay Road, Victor Harbor, or can be viewed online at www.victor.sa.gov.au/haveyoursay.

Written submissions regarding the Centres Review DPA should be submitted to the City of Victor Harbor no later than 5 p.m. on Friday, 26 September 2014. All written submissions should be addressed to the City Manager, City of Victor Harbor, P.O. Box 11, Victor Harbor, S.A. 5211 and should clearly indicate whether you wish to speak at the public hearing in support of your comments.

Copies of all submissions will be available for inspection by interested persons at the City of Victor Harbor Civic Centre from Monday, 29 September 2014.

A public hearing will be held at 3.30 p.m. on Monday, 8 December 2014 at the City of Victor Harbor Council Chambers, 1 Bay Road, Victor Harbor, at which time interested persons may appear to be heard in relation to the draft Centres Review DPA and their submission. The public hearing may not be held if persons making submissions indicate no interest in speaking at the hearing.

Dated 31 July 2014.

G. MAXWELL, City Manager

TOWN OF WALKERVILLE

Adoption of Valuations and Declaration of Rates 2014-15

NOTICE is hereby given that the Council of the Corporation of the Town of Walkerville, at its meeting held on 21 July 2014 and in relation to the 2014-15 financial year, the Council, in exercise of the powers contained in Chapter 10 of the Local Government Act 1999:

1. Adopted the most recent valuations of the Valuer-General available to the Council of the capital value of land in its area totalling \$2 636 968 700.

2. Declared differential general rates as follows:

2.1 Residential: A rate of 0.0024733 in the dollar on the capital value of such rateable land;

- 2.2 Commercial—Shop: A rate of 0.0038336 in the dollar on the capital value of such rateable land;
- 2.3 Commercial—Office: A rate of 0.0038336 in the dollar on the capital value of such rateable land;
- 2.4 Commercial—Other: A rate of 0.0038336 in the dollar on the capital value of such rateable land;
- 2.5 Industry—Light: A rate of 0.0038336 in the dollar on the capital value of such rateable land;
- 2.6 Industry—Other: A rate of 0.0038336 in the dollar on the capital value of such rateable land;
- 2.7 Primary Production: A rate of 0.0038336 in the dollar on the capital value of such rateable land;
- 2.8 Vacant Land: A rate of 0.0038336 in the dollar on the capital value of such rateable land;
- 2.9 Other: A rate of 0.0038336 in the dollar on the capital value of such rateable land.

3. Declared a minimum amount payable by way of general rates of \$1 069. Declared a separate rate of 0.000094 in the dollar on all rateable land in the Council area in respect of the Adelaide and Mount Lofty Ranges Natural Resources Management Board Levy.

Payment of Rates

Rates can be paid in one payment by 17 September 2014 or in four equal, or approximately equal parts, which pursuant to Section 181 (2) of the Local Government Act 1999, will fall due on the following dates:

- 1st payment: 17 September 2014.
 2nd payment: 1 December 2014.
 3rd payment: 17 March 2015.
 4th payment: 17 June 2015.

A copy of the 2014-15 Annual Business Plan can be viewed at Council Offices, 66 Walkerville Terrace, Gilberton, S.A. 5081 during business hours, or downloaded from walkerville.sa.gov.au.

K. MAGRO, Chief Executive Officer

ALEXANDRINA COUNCIL

Road Closure—Portion of Lake View Road, Middleton

NOTICE is hereby given, that in accordance with Section 359 of the Local Government Act 1934, Council exclude all vehicles with the exception of Council vehicles, emergency services vehicles, authorised utility vehicles (SA Water, SA Power Networks, telecommunication providers, etc.) and any person conditionally approved by Council, from that portion of Lake View Road between the property entrance of 183 Lake View Road and the property entrance of 78 Lake View Road, following the Council meeting held on 16 September 2013.

P. DINNING, Chief Executive

ALEXANDRINA COUNCIL

Road Closure—Portion of Un-named Road between Keltys Road and Dings Road, Middleton

NOTICE is hereby given, that in accordance with Section 359 of the Local Government Act 1934, Council exclude all vehicles with the exception of Council vehicles, emergency services vehicles, authorised utility vehicles (SA Water, SA Power Networks, telecommunication providers, etc.) and any person conditionally approved by Council, from that portion of un-named road reserve between Keltys Road and extending approximately 575 m toward Dings Road, following the Council meeting held on 16 September 2013.

P. DINNING, Chief Executive

THE DISTRICT COUNCIL OF ELLISTON

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that the District Council of Elliston, at its meeting held on Tuesday, 15 July 2014, resolved the following for the year ending 30 June 2015:

Adoption of Valuations

That Council, pursuant to Section 167 (2) (a) of the Local Government Act 1999, for the 2014-2015 financial year, adopts for rating purposes the most recent valuations of the Valuer-General available to the Council of the Capital Value of land within the Council's area, totalling \$384 060 220 for rateable land.

Declaration of Differential Rates and Fixed Charge

1. That having taken into account the general principles of rating contained in Section 150 of the Local Government Act 1999 and the requirements of Section 153 (2) of the Local Government Act 1999, pursuant to Sections 152 (1) (c), 153 (1) (b) and 156 (1) (c) of the Local Government Act 1999, the Council having adopted its Annual Business Plan and Budget for the 2014-15 financial year and the capital valuations that are to apply to land within its area for rating purposes for the 2014-15 financial year, declares differential general rates on rateable land within its area for the 2014-15 financial year, varying on the basis of locality of the land and its use such differentiating factors being declared permissible by the Local Government (General) Regulations 1999 as follows:

- All land within the Commercial (Bulk Handling) Zone as described in Council's Development Plan as consolidated 1 December 2011 at 0.9600 cents in the dollar.
- Land outside the Commercial (Bulk Handling) Zone with the following land uses:
 - Residential:
 - A differential General Rate of 0.3905 cents in the dollar on the value of the rateable land;
 - Commercial—Shop:
 - A differential General Rate of 0.3905 cents in the dollar on the value of the rateable land;
 - Commercial—Office:
 - A differential General Rate of 0.3905 cents in the dollar on the value of the rateable land;
 - Commercial—Other:
 - A differential General Rate of 0.3905 cents in the dollar on the value of the rateable land;
 - Industry—Light:
 - A differential General Rate of 0.3905 cents in the dollar on the value of the rateable land;
 - Industry—Other:
 - A differential General Rate of 0.3905 cents in the dollar on the value of the land, subject to the rate;
 - Primary Production:
 - A differential General Rate of 0.3905 cents in the dollar on the value of the rateable land;
 - Vacant Land:
 - A differential General Rate of 0.3905 cents in the dollar on the value of the rateable land;
 - Other:
 - A differential General Rate of 0.3905 cents in the dollar on the value of the rateable land.

2. That pursuant to Section 152 (1) (c) of the Local Government Act 1999, the Council declares a fixed charge of \$256 payable in respect of rateable land within the Council area for the 2014-15 financial year.

Declaration of Separate Rate— Regional Natural Resources Management Levy

That pursuant to Section 154 of the Local Government Act 1999 and Section 95 of the Natural Resources Management Act 2004, the Council declares a separate rate based on a fixed charge of \$66 on each separate assessment of rateable land in the area in order to recoup the amount of \$65 000 being Council's contribution to the Eyre Peninsula Natural Resources Management Board for the 2014-2015 financial year.

*Declaration of Annual Service Charge—
Community Wastewater Management System*

That pursuant to Section 155 of the Local Government Act 1999, in respect of the 2014-15 financial year, the Council imposes an annual service charge in respect of the prescribed service of effluent waste disposal on all land to which the Council provides or makes available the service as follows:

- In respect of all land within the area serviced by the CWMS at Lock, an annual service charge of \$334 per property.

Declaration of Annual Water Charge

That pursuant to Section 155 of the Local Government Act 1999, in respect of the 2014-15 financial year, the Council impose an annual service charge in respect of the prescribed service of the provision of water as follows:

- For all properties at Port Kenny serviced by the Port Kenny Water Supply, an annual charge of \$76 per property.

*Declaration of Annual Service Charge—
Waste Management*

Pursuant to and in accordance with Section 155 of the Local Government Act 1999, the Council impose an annual service charge based on the level of usage of the service and, on all land to which the Council provides or makes available the prescribed service of the collection, treatment or disposal of waste via Council's waste management service as follows:

- 0-0.3 m³ of waste per week on average \$306 per annum.
- 0.3-0.6 m³ of waste per week on average \$613 per annum.
- Greater than 0.6 m³ of waste per week on average \$920 per annum.

Provided on the basis that the sliding scale provided for in Regulation (13) of the Local Government (General) Regulations will be applied to reduce the service charge payable, as prescribed.

Single farm enterprises and adjoining allotments are only charged the annual service charge in respect of the assessment constituting the principal property.

Payment of Rates

That pursuant to Section 181 (1) of the Local Government Act 1999, all rates are payable in four equal or approximately equal instalments on or before the following dates:

- 26 September 2014;
- 19 December 2014;
- 27 March 2015;
- 26 June 2015.

That pursuant to Section 181 (11) of the Local Government Act 1999, Council determines that:

- ratepayers may apply to pay their rates and service charges in full by 19 December 2014;
- such applications must be lodged with Council by 26 September 2014;
- if rates in these circumstances are paid in full by 19 December 2014 fines and interest will not be applied for the September to December period.

R. FOSTER, Chief Executive Officer

Declaration of Rates

Pursuant to Sections 153 (1) (b) and 156 (1) (c) of the Local Government Act 1999, the District Council of Franklin Harbour declares the following Differential Rates based on the assessed capital value of all rateable properties within the Council for the financial year ending 30 June 2015, the said differential general rates to vary by reference to the land use and to locality in which the rateable land is situated:

- Rateable land with land use Residential—0.1850 cents in the dollar;
- Rateable land with land use Commercial—Shop, 0.1850 cents in the dollar;
- Rateable land with land use Commercial—Office, 0.1850 cents in the dollar;
- Rateable land with land use Commercial—Light, 0.1850 cents in the dollar;
- Rateable land with land use Industry—Light, 0.1850 cents in the dollar;
- Rateable land with land use Industry—Other, 0.1850 cents in the dollar;
- Rateable land with the Commercial (Bulk Handling) Zone, 1.0516 in the dollar;
- Rateable land with land use Primary Production, 0.4780 cents in the dollar;
- Rateable land with land use Vacant Land, 0.4750 cents in the dollar; and
- Rateable land with land use Other, 0.1850 cents in the dollar.

Declaration of a Fixed Charge

Pursuant to Section 152 (1) (c) of the Local Government Act 1999, the District Council of Franklin Harbour declares a fixed charge of \$270 on each separate assessed rateable property for the financial year ending 30 June 2015.

*Declaration of a Separate Rate—
Natural Resources Management Levy*

Pursuant to Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999, and in order to reimburse Council for amounts contributed to the Eyre Peninsula Natural Resources Management Board, being \$56 976 declare a separate rate based on a fixed charge of \$61.07 on all rateable properties within the area of the Council and of the Board for the year ending 30 June 2015.

Separate Rate—Lucky Bay Erosion Projection Investigation

Pursuant to Section 154 (2) (c) of the Local Government Act 1999, and in order to reimburse Council for expenditure on the Erosion Projection Investigation and Design project, declares a separate rate based on a fixed charge of \$59.93 on all rateable properties within Lucky Bay for the year ending 30 June 2015.

Declaration of Payment of Rates

Pursuant to Section 181 of the Local Government Act 1999, the District Council of Franklin Harbour declares that the rates for the financial year ending 30 June 2015 will fall due in four equal or approximately equal instalments payable on 15 September 2014, 15 December 2014, 15 March 2015 and 15 June 2015.

T. D. BARNES, Chief Executive Officer

DISTRICT COUNCIL OF FRANKLIN HARBOUR

Adoption of Valuations and Declaration of Rates 2014-2015

NOTICE is hereby given that the District Council of Franklin Harbour at its meeting held on 23 July 2014, resolved for the 2014-2015 financial year:

Adoption of Capital Valuations

Pursuant to Section 167 (2) (a) of the Local Government Act 1999, adopts for the year ending 30 June 2015, for rating purposes, the valuations of the Valuer-General of capital values in relation to the area of the Council totalling \$268 243 640.

LIGHT REGIONAL COUNCIL

*Adoption of Valuations and
Declaration of Rates and Charges*

NOTICE is hereby given that at its Ordinary Meeting held on 22 July 2014, in relation to the financial year ending 30 June 2015, the Light Regional Council, in exercise of the powers contained within Chapter 10 of the Local Government Act 1999, resolved:

Adoption of Valuation

That Council, pursuant to and in accordance with Section 167 (2) (a) of the Local Government Act 1999, adopts for rating purposes for the year ending 30 June 2015, the most recent valuations of the Valuer-General available to the Council of the capital value of all land within the area of the Council, with the total of valuations being \$3 114 782 940, comprising \$3 065 705 220 in respect of rateable land before alteration.

Declaration of Differential General Rate

That Council, pursuant to and in accordance with Sections 153 (1) (b) and 156 (1) (a) of the Local Government Act 1999, declares the following differential general rates in respect of rateable land within the Council area based upon the capital value of rateable land, varying according to Land Use Category as designated by Regulation 14 of the Local Government (General) Regulations 2013:

- (1) on all rateable land attributed Land Use Category 1 (Residential), and Land Use Category 9 (Other), a rate of 0.41664 cents in the dollar of the capital value of the land;
- (2) on all rateable land attributed Land Use Category 2 (Commercial—Shop), or Land Use Category 3 (Commercial—Office), a rate of 0.72912 cents in the dollar of the capital value of the land;
- (3) on all rateable land attributed Land Use Category 4 (Commercial—Other), a rate of 0.83328 cents in the dollar of the capital value of the land;
- (4) on all rateable land attributed Land Use Category 5 (Industrial—Light), or Land Use Category 6 (Industrial—Other), a rate of 1.14576 cents in the dollar of the capital value of the land;
- (5) on all rateable land attributed Land Use Category 7 (Primary Production), a rate of 0.33748 cents in the dollar of the capital value of the land; and
- (6) on all rateable land attributed Land Use Category 8 (Vacant Land), a rate of 0.72912 cents in the dollar of the capital value of the land.

Imposition of a Minimum Rate

That Council, pursuant to and in accordance with Section 158 (1) (a) of the Local Government Act 1999, declares that the minimum amount payable by way of general rates in respect of any one piece of rateable land within the Council area shall be \$785.

Imposition of Domestic Refuse and Recycling Annual Service Charge

That Council, pursuant to and in accordance with Section 155 of the Local Government Act 1999, imposes an annual service charge based on the nature of the service of refuse collection and recycling of \$265 per assessment in respect of all land to which Council makes available the 3 bin service, and of \$175 per assessment in respect of all land to which Council provides or makes available the 2 bin service on the basis that the sliding scale provided for in Regulation 13 of the Local Government (General) Regulations 2013, will be applied to reduce the service charge payable, as prescribed.

Imposition of Community Wastewater Management System Annual Service Charge

That Council, pursuant to and in accordance with Section 155 of the Local Government Act 1999, imposes the following annual service charges based on the nature of the service on each assessment in respect of all land to which the Council provides or makes available a Community Wastewater Management System:

System	Annual Service Charge
Kapunda	\$390
Freeling	\$390
Freeling (Hanson Street Estates Sewer System)	\$370
Greenock	\$390
Roseworthy	\$390

Declaration of Separate Rate for Natural Resources Management Board Levies

That Council, pursuant to and in accordance with Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999, and in order to reimburse the Council for the amount contributed to the Adelaide and Mount Lofty Ranges Natural Resources Management Board, declares a separate rate of 0.009688 cents in the dollar of the capital value of land, in respect of each piece of rateable land in the Council area and in the area of the Adelaide and Mount Lofty Ranges Natural Resources Management Board.

B. CARR, Chief Executive Officer

SOUTHERN MALLEE DISTRICT COUNCIL

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that the Southern Mallee District Council at the meeting held on Thursday, 24 July 2014, resolved as follows:

Adoption of Valuations

The rates assessed on rateable property in the area of the Council will be based on the capital value of the land and pursuant to Section 167 of the Local Government Act 1999, the Council determines, for the 2014-2015 financial year, that the most recent assessment of valuations of land in the Council area, as prepared by the Valuer-General, be adopted for rating purposes and the Council specifies 1 July 2014 as the date from which these assessments will become the valuations of the Council.

The assessed capital value of rateable properties is \$5417 804 600 within a total valuation of \$436 698 600 less non rateable properties.

Maximum Increase

Pursuant to Section 153 of the Local Government Act 1999, the Council has determined for the 2014-2015 financial year to not fix a maximum increase in the general rate on any rateable land constituting the principal place of residence of a principal ratepayer.

Declaration of Rates—General Rate

Pursuant to Sections 153 and 156 of the Local Government Act 1999, the Council for the year ending 30 June 2015, declares the following differential rates of:

- 0.7756 of a cent in the dollar on the capital value of rateable land within the townships of Parrakie, Geranium, Lameroo, Parilla and Pinnaroo; and
- 0.7019 of a cent in the dollar of the capital value of all other rateable land in the Council area.

Minimum Rates

Pursuant to Section 158 of the Local Government Act 1999, the Council declares a minimum amount payable by way of general rates of \$515 in respect of all rateable properties within its area.

Rate Rebates 2013-2014

As set out in Division 5 of the Local Government Act 1999, the Council in reliance upon Section 166 (1) (m) (ii) of the Act grants rebates of rates to achieve the following effects:

Maximum residential only rate payable in towns	\$ 1 617
Maximum vacant used land for Parilla and Geranium	233
Maximum vacant used land for Lameroo and Pinnaroo	334
Maximum for all other vacant land	117

Discount for Early Payment of Rates

That the Council provide a discount of 5% only on the general rates for any ratepayer, who pays their rates in full by 8 September 2014.

Service Charges—Community Wastewater Management Scheme

As set out in Section 155 of the Local Government Act 1999, the Council imposes an annual service charge on each piece of occupied land of \$572 and on each piece of vacant land of \$286 to which the prescribed service (Community Wastewater Management Scheme) is available.

The Council recognises the increase in the 2014-2015 Service Charges from the 2013-2014 Service Charge is above the Consumer Price Index for Adelaide to reflect the substantial investment in new infrastructure to support the Scheme.

Natural Resources Management Levy

Pursuant to Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999, in order to reimburse the Council the amount of \$45 489, contributed to the SA Murray Darling Basin Natural Resources Management Board for the year ending 30 June 2015, a separate rate of 0.000109 in the dollar be declared on all rateable land in the Council's area within the board area.

Payment of Rates—Instalment Dates

That the due dates for the payment of Council rates by instalment shall be 8 September 2014, 8 December 2014, 10 March 2015 and 9 June 2015.

Dated 31 July 2014.

A. RENSHAW, Chief Executive Officer

Waste Collection Charge

That pursuant to the provisions of Section 155 of the Local Government Act 1999, Council declares a service charge for the year ending 30 June 2015, of \$248 for the purpose of recovering from ratepayers, who will be benefited by the collection of waste, the full cost of providing that service.

Natural Resources Management Levy

That, in accordance with the provisions of Section 154 of the Local Government Act 1999, Council declares a separate rate of 0.01417 cents in the dollar on rateable land within its area for the financial year ending 30 June 2015, for the purpose of raising its contribution to the Natural Resources Management Levy.

Payment of Rates

That, in accordance with the provisions of Section 181 of the Local Government Act 1999, Council hereby determines that all rates imposed in respect of the year ending 30 June 2015, will fall due in four instalments and further that Council determines that the instalments will fall due on:

- Friday, 19 September 2014;
- Friday, 5 December 2014;
- Friday, 6 March 2015; and
- Friday, 5 June 2015.

C. ATKINSON, Chief Executive Officer

WAKEFIELD REGIONAL COUNCIL

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that at its meeting held on 23 July 2014, Wakefield Regional Council, in exercise of its powers contained in Chapter 10 of the Local Government Act 1999, made the following resolutions:

Adoption of Valuations

That, in accordance with the provisions of Section 167 of the Local Government Act 1999, Council adopts for the year ending 30 June 2015, the most recent valuation made by the Valuer-General of capital value in relation to the area of the Council, that being the valuation listing of 12 July 2014, showing a total assessment for the district of \$1 778 249 120.

Fixed Charge

That, in accordance with the provisions of Sections 151 and 152 of the Local Government Act 1999, Council declares a fixed charge of \$320 on rateable property within its area for the financial year ending 30 June 2015.

Declaration of Differential General Rates

That pursuant to the provisions of Sections 151 and 156 of the Local Government Act 1999, Council declares differential general rates on property within its area for the financial year ending 30 June 2015 based on land use as follows:

- 0.2900 cents in the dollar on rateable land of Category 1 (Residential), Category 7 (Primary Production) and Category 9 (Other);
- 0.4843 cents in the dollar on rateable land of Category 2 (Commercial—Shop), Category 3 (Commercial—Office), Category 4 (Commercial—Other), Category 5 (Industry—Light) and Category 6 (Industry—Other); and
- 0.8062 cents in the dollar on rateable land of Category 8 (Vacant).

Community Wastewater Management Schemes Service Charges

That pursuant to the provisions of Section 155 of the Local Government Act 1999, Wakefield Regional Council declares service charges for the year ending 30 June 2015, for the purposes of recovering from ratepayers who will be benefited by the authorised Community Wastewater Management Schemes for the disposal of sewerage effluent, the capital cost of the work and the cost of the maintenance and operation thereof, of \$430 for each occupied unit and \$344 for each unoccupied unit.

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

- Beames, Jean Florence*, late of corner of Fort Street and Sylvan Way, Grange, retired clerk, who died on 20 May 2014.
- Farley, Leslie Maurice Rinoldi*, late of 66 Nelson Road, Valley View, retired labourer, who died on 19 February 2014.
- Hann, Graham Harvey*, late of 740 Taylorville Road, Taylorville, retired engineer, who died on 7 May 2014.
- Harvey, Violet May*, late of 14 Adelaide Road, Mannum, widow, who died on 12 February 2014.
- Hollis, Elsie Elizabeth*, late of 92 Cecil Street, South Melbourne, Victoria, home duties, who died on 26 January 1965.
- Kasprzycki, Anna*, late of 32 Talbot Road, Croydon Park, retired process worker, who died on 20 January 2014.
- Lorraine, Clarence James*, late of 2-16 Cardigan Street, Angle Park, retired architectural draftsman, who died on 14 May 2014.
- Markevicius, Lucy*, late of 2A Lincoln Avenue, Fulham Gardens, retired teacher, who died on 29 March 2014.
- Platten, Ida Ethel*, late of 2 Jelley Street, Woodville, of no occupation, who died on 11 April 2014.
- Roberts, Frank*, late of 2-16 Cardigan Street, Angle Park, retired fitter and turner, who died on 20 April 2014.
- Slattery, Francis Keith*, late of 200 Fosters Road, Oakden, retired electrical fitter, who died on 7 June 2008.
- Spark, Rita*, late of 28 Liddell Drive, Huntfield Heights, widow, who died on 14 April 2014.
- Taylor, Mabel*, late of 4 Kangaroo Thorn Road, Trott Park, of no occupation, who died on 17 January 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 29 August 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 31 July 2014.

D. A. CONTALA, Public Trustee

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.

If we do not receive any communication by 10 a.m. on Thursday (day of publication) we will presume the notice is correct and will print it as it is.

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