

# 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, 21 JULY 2016

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### **GOVERNMENT GAZETTE NOTICES**

Notices for publication in the *South Australian Government Gazette* should be emailed to <u>GovernmentGazetteSA@sa.gov.au</u>. 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.

[REPUBLISHED]

IN *Government Gazette* No. 41 dated 14 July 2016, on page 2924, ninth notice appearing, was published with typographical errors. This notice should be replaced with the following.

Department of the Premier and Cabinet Adelaide, 7 July 2016

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

The Honourable Antonio Piccolo M.P.

By command,

JAY WILSON WEATHERILL, Premier

Department of the Premier and Cabinet Adelaide, 21 July 2016

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

Director: (from 25 July 2016 until 24 July 2019) Carolyn Ann Pickles Susan Mary Filby

Director: (from 25 July 2016 until 24 July 2018) Sybella Ginette Blencowe

By command,

JOHN JAMES SNELLING, for Acting Premier

16MWRMCS011

Department of the Premier and Cabinet Adelaide, 21 July 2016

HER Excellency the Governor's Deputy in Executive Council has been pleased to appoint the people listed to the position of Community Visitor for a period of 3 years commencing on 21 July 2016, and expiring on 20 July 2019, pursuant to the provisions of the Mental Health Act 2009:

Erika Veronika Davey Sally Ann Goode Leah Kathleen Harris Sharon Patricia Hughes Helen Russell Winefield

By command,

JOHN JAMES SNELLING, for Acting Premier

HEAC-2016-00046

Department of the Premier and Cabinet Adelaide, 21 July 2016

HER Excellency the Governor's Deputy in Executive Council has been pleased to issue a Notice declaring the Environment Protection (Air Quality) Policy 2016, approved by the Minister for Sustainability, Environment and Conservation, to be an authorised environment protection policy and fixing 23 July 2016, as the day on which it will come into operation, pursuant to the provisions of the Environment Protection Act 1993.

By command,

JOHN JAMES SNELLING, for Acting Premier

16MSECCS035

### **EXPLOSIVES ACT 1936**

I, JOHN RAU, Minister for Industrial Relations in and for the State of South Australia, hereby revoke the appointment of the following person as an Inspector for the purposes of the Explosives Act 1936, pursuant to Section 9 (1) of that Act:

James Dwyer.

Dated 18 July 2016.

JOHN RAU, Deputy Premier, Minister for Industrial Relations

### FISHERIES MANAGEMENT ACT 2007: SECTION 115

Exemption for SARDI Employees and Specified Affiliates

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, the Research Chief, Aquatic Sciences and scientists and technical staff employed in the administrative unit of Primary Industries and Regions SA who are substantively employed in the Aquatic Sciences division of South Australian Research and Development Institute (SARDI) and Specified Affiliates of SARDI (as defined below) (hereinafter referred to as the 'exemption holder'), are exempt from Sections 52, 70, 71, 72, 73, 74 (1) (*b*), and 79 of the Fisheries Management Act 2007, (the 'exempted activity'), subject to the conditions specified in Schedule 1, from 14 July 2016 until 30 June 2017, unless varied or revoked earlier.

#### SCHEDULE 1

1. All fish shall be taken, released or imported for research purposes related to or for the purposes of the administration of the Fisheries Management Act 2007 only.

2. Research done pursuant to this notice may be undertaken within all waters of the State excluding:

- aquatic reserves (unless otherwise authorised under the Fisheries Management Act 2007); and
- sanctuary and restricted access zones of marine parks (unless otherwise authorised under the Marine Parks Act 2007).

3. The exemption holder may take any species of fish using any type of device, except explosives, from the waters of the state as described in Clause 1 of this notice.

4. The exemption holder, while engaged in activities pursuant to this exemption, must carry an identification card issued by SARDI.

5. At least one hour before conducting the exempted activity, the exemption holder must contact PIRSA Fishwatch on 1800 065 522 and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of this notice in their possession at the time of making the call, and be able to provide information about the area and time of the exempted activity, the vehicles and/or boats involved, and other related issues. Exemption No. 9902860.

6. Before the conducting of any exempted activity within the Adelaide Dolphin Sanctuary the exemption holder must notify the delegates of the Dolphin Sanctuary. Cristina Vicente can be contacted via email at <u>Cristina.vicente@sa.gov.au</u> or via telephone on 0400 939 443. Jamie Hicks can be contacted via email at jamie.hicks@sa.gov.au.

7. The exemption holder may take cockle species (Order Veneroida) from the waters of the Adelaide Dolphin Sanctuary as part of FRDC project 'Mud cockle (*Katelysia spp.*) stock enhancement/restoration: practical implementation and policy evaluation', but only where those waters are also the waters of the Port River Cockle Fishing Zone as defined in the Fisheries Management Act 2007. Collected cockle specimens once taken away from the collection site cannot be released back into any waters of the State.

8. While engaged in the exempted activity, the exemption holder must be in possession of a copy of this exemption. Such exemption must be produced to a PIRSA Fisheries Officer if requested.

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

10. In this exemption Specified Affiliates of SARDI means commercial fishing licence holders, independent contractors, research students, volunteers and other affiliates provided the following additional conditions are met:

- The affiliates are at all times in the presence of, and under the direct supervision, of an exemption holder while undertaking the exempted activity.
- At least one clear business day (the 'consideration period') prior to undertaking the exempted activity the Research Chief of SARDI Aquatic Sciences (or his delegate) notifies the Director Fisheries and Aquaculture Policy (or his delegate) in writing of the names of the affiliates together with any other identifying information about the affiliates that may be specifically required from time to time.

 No objection is taken to the affiliates nominated by SARDI during the consideration period (with any such objection being communicated to the Research Chief of SARDI Aquatic Sciences or his delegate during the consideration period).

For the purpose of this instrument the delegate of the Director of Fisheries and Aquaculture Policy is:

Lambertus López,

Manager Legal and Legislative Programs Email: <u>lambertus.lopez@sa.gov.au</u>

This notice does not purport to override the provisions or operation of any other Act including but not limited to the Marine Parks Act 2007, or the River Murray Act 2003.

Dated 13 July 2016.

A. FISTR, Acting Director, Fisheries and Aquaculture Policy

#### FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that Ministerial exemption ME9902844 made under Section 115 of the Fisheries Management Act 2007, in the name of Professor Bronwyn Gillanders, of the School of Earth and Environmental Sciences, Darling Building, University of Adelaide dated 12 April 2016 and valid from 13 April 2016 until 13 April 2017 published in the *South Australian Government Gazette* dated 14 April 2016, on page 1146 being the first notice on that page is hereby varied as follows:

Clause '114' is added to the clauses of Schedule 6 of the Fisheries Management (General) Regulations 2007 within the recital paragraph before Schedule 1 as a provision to which the holder of the notice is exempt.

Dated 12 July 2015.

A. FISTR, Acting Director, Fisheries and Aquaculture Policy

### FISHERIES MANAGEMENT ACT 2007: SECTION 115

#### Variation

TAKE notice that the Ministerial exemption ME9902866 notice issued pursuant to Section 115 of the Fisheries Management Act 2007, dated 17 June 2016, being the first notice published on page 2487, of the South Australian *Government Gazette* dated 23 June 2016, is hereby varied by inserting the item below in Schedule 2:

#### SCHEDULE 2

• L38—Michael Cameron

Dated 18 July 2016.

A. FISTR, Acting Director, Fisheries and Aquaculture Policy

#### GAMING MACHINES REGULATIONS 2005

#### NOTICE UNDER REGULATION 5B

#### Trading Round for Gaming Machine Entitlements

TAKE notice that pursuant to Regulation 5B of the Gaming Machine Regulations 2005, I, George Kamencak, Acting Liquor and Gambling Commissioner have established a trading round for the purchase and sale of gaming machine entitlements. This trading round will be known as Trading Round 12/2016.

Offers to purchase or sell gaming machine entitlements in Trading Round 12/2016 are invited from persons eligible to do so in accordance with the Gaming Machines Regulations 2005. The closing date and time for the submission of offers is:

#### FRIDAY, 26 AUGUST 2016 at 5 p.m.

The determination of offers that are to be regarded as accepted will occur on Thursday, 29 September 2016, (known as the Trading Day).

An administration fee of \$110 (per entitlement) applies for Trading Round 12/2016 for the submission of offers to purchase entitlements. There is no fee for the submission of offers to sell entitlements.

Offers to purchase or sell gaming machine entitlements in Trading Round 12/2016 may only be made on the application forms available from the Consumer and Business Services website at <u>www.cbs.sa.gov.au</u> by following the link to 'Gaming Entitlement Trading Round' in the hot topics section on the home page.

Application forms and supporting documentation should be submitted in a sealed envelope clearly marked 'Trading Round Offers' and may only be lodged:

or

In the Tender Box at: Consumer and Business Services Trading Round 12/2016 Customer Service Centre (Concierge Desk) Chesser House 91 Grenfell Street

Trading Round 12/2016 P.O. Box 3241 Rundle Mall S.A. 5000

By Mail at:

Services

Consumer and Business

Adelaide S.A. 5000

Applications received after the closing date and time (including those submitted by mail) will not be considered for inclusion in this trading round.

Applications forwarded by email or facsimile will not be accepted under any circumstances.

#### TRADING ROUND ENQUIRIES

Phone: (08) 8204 9442 or Email: gmetrade@sa.gov.au

Dated 21 July 2016.

G. KAMENCAK, Acting Liquor and Gambling Commissioner

#### 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:

Comprising an unencumbered estate in fee simple in that piece of land being a portion of Allotment 58 in Filed Plan No. 114619 comprised in Certificate of Title Volume 5913, Folio 508, and being the whole of the land numbered Allotment 83 in unapproved plan D113392 that has been lodged in the Lands Titles Office.

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:

Chris Southam, G.P.O. Box 1533, Adelaide, S.A. 5001 Telephone: (08) 7424 7036

Dated 19 July 2016.

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

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

DPTI 2015/16880/01

### 21 July 2016

#### LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 2011

Notice of Exemption by the Minister for Local Government

EXEMPTION FROM THE REQUIREMENT FOR A REGIONAL SUBSIDIARY TO ESTABLISH AN AUDIT COMMITTEE—LIMESTONE COAST LOCAL GOVERNMENT ASSOCIATION

PURSUANT to Regulation 18 of the Local Government (Financial Management) Regulations 2011, I, Geoffrey Graeme Brock, MP, Minister for Local Government, grant the Limestone Coast Local Government Association an exemption from the requirement to establish an audit committee until 30 June 2021.

Dated 16 July 2016.

G. BROCK, Minister for Local Government

#### MINING ACT 1971

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

Applicant: Sinosteel Uraniun SA Pty Ltd

Location: Outalpa Hill Area—Approximately 60 km north-west of Olary.

Pastoral Lease: Outalpa, Weekeroo, Mount Victor Curnamona. Term: 2 years

Area in km<sup>2</sup>: 201

Reference number: 2016/00024

Plan and co-ordinates can be found on the Department of State Development website: <u>http://www.minerals.statedevelopment.sa.</u> <u>gov.au/exploration/public\_notices</u> or by contacting Mineral Tenements on (08) 8463 3103.

Community information on mineral exploration licence processes and requirements under the Mining Act 1971 is available from: <u>http://www.minerals.statedevelopment.sa.gov.au/land\_access/community\_information</u> or hard copy on request to Mineral Tenements.

J. MARTIN, Mining Registrar

#### MINING ACT 1971

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

Applicant: OneSteel Manufacturing Pty Limited

Location: Central Middleback Ranges Area—Approximately 75 km south-west of Port Augusta.

Pastoral Lease: Myola/Iron Baron.

Term: 2 years

Area in  $\text{km}^2$ : 72

Reference number: 2016/00025

Plan and co-ordinates can be found on the Department of State Development website: <u>http://www.minerals.statedevelopment.sa.</u> <u>gov.au/exploration/public\_notices</u> or by contacting Mineral Tenements on (08) 8463 3103.

Community information on mineral exploration licence processes and requirements under the Mining Act 1971 is available from: <u>http://www.minerals.statedevelopment.sa.gov.au/land\_access/community\_information</u> or hard copy on request to Mineral Tenements.

J. MARTIN, Mining Registrar

#### MINING ACT 1971

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

Applicant: Trafford Resources Limited

Location: Mount Miccollo Area—Approximately 100 km west of Port Augusta.

Pastoral Lease: Nonning, Siam.

Term: 2 years

Area in km<sup>2</sup>: 98

Reference number: 2016/00028

Plan and co-ordinates can be found on the Department of State Development website: <u>http://www.minerals.statedevelopment.sa.</u> <u>gov.au/exploration/public\_notices</u> or by contacting Mineral Tenements on (08) 8463 3103.

Community information on mineral exploration licence processes and requirements under the Mining Act 1971 is available from: <u>http://www.minerals.statedevelopment.sa.gov.au/land\_access/community\_information</u> or hard copy on request to Mineral Tenements.

J. MARTIN, Mining Registrar

#### MINING ACT 1971

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

Applicant: Minotaur Operations Pty Ltd

Location: Mingary Area—Approximately 40 km north-east of Olary.

Pastoral Lease: Mutooroo, Pine Creek, Tepco, Tikalina.

Term: 2 years

Area in km<sup>2</sup>: 354

Reference number: 2016/00036

Plan and co-ordinates can be found on the Department of State Development website: <u>http://www.minerals.statedevelopment.sa.</u> <u>gov.au/exploration/public\_notices</u> or by contacting Mineral Tenements on (08) 8463 3103.

Community information on mineral exploration licence processes and requirements under the Mining Act 1971 is available from: <u>http://www.minerals.statedevelopment.sa.gov.au/</u><u>land\_access/community\_information</u> or hard copy on request to Mineral Tenements.

J. MARTIN, Mining Registrar

#### MINING ACT 1971

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

Applicant: Oz Exploration Pty Ltd

Location: Winjabbie Area—Approximately 180 km northwest of Port Augusta.

Pastoral Lease: Arcoona.

Term: 2 years

Area in km<sup>2</sup>: 244

Reference number: 2016/00040

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

Community information on mineral exploration licence processes and requirements under the Mining Act 1971 is available from: http://www.minerals.statedevelopment.sa.gov.au/ land access/community information or hard copy on request to Mineral Tenements.

J. MARTIN, Mining Registrar

#### MINING ACT 1971

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

Applicant: SA & WA Minerals Pty Ltd

Location: Iltur Area-Approximately 315 km west-south-west of Marla.

Term: 2 years.

Area in km<sup>2</sup>: 170

Reference number: 2016/00058

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

Community information on mineral exploration licence processes and requirements under the Mining Act 1971 is available from: http://www.minerals.statedevelopment.sa.gov.au/ land access/community information or hard copy on request to Mineral Tenements.

J. MARTIN, Mining Registrar

#### 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 Retailer-distributor credit support requirements (Ref. ERC0183) proposal has been extended to **27 October 2016**.

Under s 107, the time for making the draft determination on the Demand Response Mechanism and Ancillary Services Unbundling (Ref. ERC0186) proposal has been extended to 1 September 2016.

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 www.aemc.gov.au

21 July 2016.

#### NATIONAL GAS LAW

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

Under s 317, the time for making the draft determination on the Retailer-distributor credit support requirements (Ref. GRC0032) proposal has been extended to 27 October 2016.

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 www.aemc.gov.au

21 July 2016.

### NOTICE TO MARINERS NO. 17 OF 2016 South Australia—Kingscote—Nepean Bay

Sectored Navigation Lights Removed

MARINERS are advised that the two sectored navigation lights adjacent to Beatrice Islets near Kingscote (Kangaroo Island) have been replaced with all round white lights as follows: Latituda Longitudo Elach rota Dat

Deacon	Latitude	Longitude	Flash rate	Kange
North spit	35°38'25.32"S	137°41′41.52″E	Fl W 4s	5 nm
South spit	35°40'01.30"S	137°41′14.80″E	Fl W 2s	5 nm

Mariners are advised to proceed with caution in the area. Chart affected: Aus 129.

Volume K: 2096, 2097.

Adelaide, 16 June 2016.

STEPHEN MULLIGHAN, Minister for Transport and Infrastructure

### NOTICE TO MARINERS

NO. 18 OF 2016

Low Flying Aircraft Gulf of St Vincent

MARINERS are advised that the Australian Maritime Safety Authority will conduct an aviation exercise over the waters of Gulf St Vincent near Aldinga Bay on 29 June 2016, between the hours of 0900 and 1600, during which low flying aircraft will make continuous passes over the water. The operational area will be approximately five nautical miles from shore and delineated as follows:

35°13′S	138°20'E
35°13′S	138°18′E
35°19′S	138°18′E
35°18′S	138°20'E

Mariners are advised to operate with caution in this vicinity and to avoid the area if possible.

Chart affected: Aus 781.

Publication affected: Australian Pilot, Volume 1 (Fourth Edition, 2014) pages 397-399.

Adelaide, 23 June 2016.

STEPHEN MULLIGHAN, Minister for Transport and Infrastructure

### NOTICE TO MARINERS

NO. 19 OF 2016

South Australia—Spencer Gulf—Port of Whyalla— Beacon Replacement Works

THE forward lead beacon in Position 33°00.77'S 137°35.35'E will be demolished and replaced with a new beacon in position 33°00'45.14"S 137°35'19.77"E, showing a fixed red light by night and a fixed white light by day. The day mark will exhibit fluorescent orange triangles.

The temporary beacon installed to mark missing No. 4 channel marker (Refer former Notice 42 of 2014) will be removed and a new port hand beacon will be installed in position 33°1'39.38"S 137°36'41.92"E, showing a fixed red light, Range three nautical miles.

The starboard hand channel marker No. 3 will be demolished and a new beacon will be Installed in position 33°1'35.84"S 137°36'45.06"E showing a fixed green light, Range three nautical miles.

Work on the above beacons will commence around 18 July 2016 and is expected to be completed by 30 September 2016. Mariners are advised to exercise extreme caution when navigating in the area.

Charts affected: Aus 135.

Admiralty List of Lights-Volume K 1940, 1941.6 and 1941.3. Adelaide, 12 July 2016.

> STEPHEN MULLIGHAN, Minister for Transport and Infrastructure

DPTI 2016/01670/01

### 21 July 2016

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

#### NOTICE OF CONFIRMATION OF ROAD PROCESS ORDER

Road Opening and Closing-

Woodforde Street and Shirley Road, Port Augusta West

BY Road Process Order made on 18 April 2016 by The Corporation of the City of Port Augusta ordered that:

1. Portion of Allotment 20 in Deposited Plan 86795, Hundred of Copley, more particularly delineated and numbered '1' on Preliminary Plan No. 12/0007 is to be opened, forming the widening of Woodforde Street.

2. The portion of Woodforde Street and Shirley Road situated adjoining Section 314, Hundred of Copley, more particularly delineated and lettered 'A' and 'B' on Preliminary Plan No. 12/0007 is to be closed.

3. The road being opened in Schedule 1 is being exchanged for the land being closed in Schedule 2 in accordance with the following orders:

(i) Transfer the whole of land subject to closure lettered 'A' and 'B' to The Catholic Diocese of Port Pirie Inc. in accordance with the agreement for Exchange dated 18 April 2016 entered into between the The Corporation of the City of Port Augusta and The Catholic Diocese of Port Pirie Inc.

On 13 July 2016 that order was confirmed by the Minister for Transport and Infrastructure, conditionally upon the deposit by the Registrar-General of Deposited Plan 113021 being the authority for the new boundaries.

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

Dated 21 July 2016.

M. P. BURDETT, Surveyor-General

### ENVIRONMENT PROTECTION ACT 1993

#### Revocation of Approval of Category B Containers

I, ANDREA KAYE WOODS, Delegate of the Environment Protection Authority ('the Authority'), pursuant to Section 68 of the Environment Protection Act 1993 (SA) ('the Act') hereby revoke the approvals of the classes of Category B containers sold in South Australia as identified by reference to the following matters, which are described in the first 4 columns of Schedule 1 of this Notice:

(a) the product which each class of containers shall contain;

(*b*) the size of the containers;

(c) the type of containers; and

(d) the name of the holders of these approvals.

These approvals are revoked as the Authority is satisfied that the waste management arrangement between the approval holder and the party named in column 5 of Schedule 1 of this Notice has been cancelled.

SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Bellamys Organic Ready 2Go Banana + Honey	200	LPB—Aseptic	Bellamys Organic Pty Ltd	Marine Stores Ltd
Bellamys Organic Ready 2Go Chocolate	200	LPB—Aseptic	Bellamys Organic Pty Ltd	Marine Stores Ltd
Bellamys Organic Ready 2Go Strawberry	200	LPB—Aseptic	Bellamys Organic Pty Ltd	Marine Stores Ltd
Bellamys Organic Ready 2Go Vanilla	200	LPB—Aseptic	Bellamys Organic Pty Ltd	Marine Stores Ltd
Laser Vision SA	600	PET	C K Practice T/As Laser Vision SA	Marine Stores Ltd
SAI Shree Mango Lassi	300	PET	DIL Say Pty Ltd	Marine Stores Ltd
Sundrop Mango Juice	500	PET	DIL Say Pty Ltd	Marine Stores Ltd
Sundrop Mango Juice	1 000	PET	DIL Say Pty Ltd	Marine Stores Ltd
Sundrop Mango Juice	260	PET	DIL Say Pty Ltd	Marine Stores Ltd
Sundrop Pomegranate Juice	500	PET	DIL Say Pty Ltd	Marine Stores Ltd
Fix Dark Hellas Premium Lager Beer	330	Glass	Dandy Soft Drinks (Aust) P/L trading as Agora Merchandising Group	Statewide Recycling
Fix Hellas Premium Lager Beer	500	Glass	Dandy Soft Drinks (Aust) P/L trading as Agora Merchandising Group	Statewide Recycling
Fix Hellas Premium Lager Beer	330	Glass	Dandy Soft Drinks (Aust) P/L trading as Agora Merchandising Group	Statewide Recycling
Loux Gazoza	250	Glass	Dandy Soft Drinks (Aust) P/L trading as Agora Merchandising Group	Statewide Recycling
Loux Lemon Juice Drink	250	Glass	Dandy Soft Drinks (Aust) P/L trading as Agora Merchandising Group	Statewide Recycling
Loux Mix Orange Mandarine Lemon	250	Glass	Dandy Soft Drinks (Aust) P/L trading as Agora Merchandising Group	Statewide Recycling
Loux Orange Juice Drink	250	Glass	Dandy Soft Drinks (Aust) P/L trading as Agora Merchandising Group	Statewide Recycling
Loux Soda Water	250	Glass	Dandy Soft Drinks (Aust) P/L trading as Agora Merchandising Group	Statewide Recycling
Loux Sour Cherry Drink	250	Glass	Dandy Soft Drinks (Aust) P/L trading as Agora Merchandising Group	Statewide Recycling
Five:AM Organic Smoothy Coffee Bean	240	Polypropylene	Five Am Organics	Marine Stores Ltd
Five: AM Organic Smoothy Mango Passion	240	Polypropylene	Five Am Organics	Marine Stores Ltd
Five: AM Organic Smoothy Mixed Berry	240	Polypropylene	Five Am Organics	Marine Stores Ltd
Five: AM Organic Smoothy Vanilla Bean	240	Polypropylene	Five Am Organics	Marine Stores Ltd
Daylesford & Hepburn Mineral Springs Co Apple	275	Glass	George Street Wines Pty Ltd	Marine Stores Ltd
Daylesford & Hepburn Mineral Springs Co Blood Orange	275	Glass	George Street Wines Pty Ltd	Marine Stores Ltd
Daylesford & Hepburn Mineral Springs Co Chinotto	275	Glass	George Street Wines Pty Ltd	Marine Stores Ltd
Daylesford & Hepburn Mineral Springs Co Lemon	275	Glass	George Street Wines Pty Ltd	Marine Stores Ltd
Daylesford & Hepburn Mineral Springs Co Orange & Passionfruit	275	Glass	George Street Wines Pty Ltd	Marine Stores Ltd
Daylesford & Hepburn Mineral Springs Co Orange Soda	330	Glass	George Street Wines Pty Ltd	Marine Stores Ltd
Daylesford & Hepburn Mineral Springs Co Organic Cola	330	Glass	George Street Wines Pty Ltd	Marine Stores Ltd
Daylesford & Hepburn Mineral Springs Co Organic Ginger Beer	330	Glass	George Street Wines Pty Ltd	Marine Stores Ltd
Daylesford & Hepburn Mineral Springs Co Organic Lemon Lime & Bitters	330	Glass	George Street Wines Pty Ltd	Marine Stores Ltd
Daylesford & Hepburn Mineral Springs Co Organic Lemonade	330	Glass	George Street Wines Pty Ltd	Marine Stores Ltd
Daylesford & Hepburn Mineral Springs Co Pink Grapefruit	275	Glass	George Street Wines Pty Ltd	Marine Stores Ltd
Daylesford & Hepburn Mineral Springs Co Sparkling Mineral Water	500	Glass	George Street Wines Pty Ltd	Marine Stores Ltd

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Daylesford & Hepburn Mineral Springs Co Sparkling Water	750	Glass	George Street Wines Pty Ltd	Marine Stores Ltd
Daylesford & Hepburn Mineral Springs Co Sparkling Water	275	Glass	George Street Wines Pty Ltd	Marine Stores Ltd
Daylesford & Hepburn Mineral Springs Co Spring Water	275	Glass	George Street Wines Pty Ltd	Marine Stores Ltd
Daylesford & Hepburn Mineral Springs Co Spring Water	500	Glass	George Street Wines Pty Ltd	Marine Stores Ltd
Daylesford & Hepburn Mineral Springs Co Spring Water	750	Glass	George Street Wines Pty Ltd	Marine Stores Ltd
EFES Pilsener	330	Glass	Kaya Group Pty Ltd	Statewide Recycling
Mr Pink Ginseng Drink Caffeine Free	250	Can— Aluminium	Mr Pink Beverage Company	Statewide Recycling
Mr Pink Ginseng Drink Original	250	Can— Aluminium	Mr Pink Beverage Company	Statewide Recycling
Mr Pink Ginseng Drink Sugar Free	250	Can— Aluminium	Mr Pink Beverage Company	Statewide Recycling
That Banana Milkshake	120 g	Flexible Pouch— PE/PET	Pro Portion Foods Pty Ltd	Statewide Recycling
That Chocolate Milkshake	120 g	Flexible Pouch— PE/PET	Pro Portion Foods Pty Ltd	Statewide Recycling
That Strawberry Milkshake	120 g	Flexible Pouch— PE/PET	Pro Portion Foods Pty Ltd	Statewide Recycling
Mildura Astor Ale	330	Glass	Stefanos Mildura Brewery	Marine Stores Ltd
Mildura Brewery Honey Wheat	330	Glass	Stefanos Mildura Brewery	Marine Stores Ltd
Mildura Brewery Mallee Bull Strong Ale	330	Glass	Stefanos Mildura Brewery	Marine Stores Ltd
Mildura Brewery Stefanos Pilsner	330	Glass	Stefanos Mildura Brewery	Marine Stores Ltd
Black Energy	250	Can— Aluminium	Supermarketing Pty Ltd	Statewide Recycling
Frugo Ultra Black	250	Glass	Supermarketing Pty Ltd	Statewide Recycling
Frugo Ultra Green	250	Glass	Supermarketing Pty Ltd	Statewide Recycling
Frugo Ultra Orange	250	Glass	Supermarketing Pty Ltd	Statewide Recycling
Frugo Ultra White	250	Glass	Supermarketing Pty Ltd	Statewide Recycling
333 Premium Lager Beer	330	Glass	Thank You Come Again trading as Mr Tom Tran	Statewide Recycling
Bia Ha Noi Beer	450	Glass	Thank You Come Again trading as Mr Tom Tran	Statewide Recycling
Hanoi Premium Beer	330	Glass	Thank You Come Again trading as Mr Tom Tran	Statewide Recycling
Anderson Valley Hop Ottin	355	Glass	The Bravo Group trading as Bravo Craft Beer	Marine Stores Ltd
Lakefront Fixed Gear	355	Glass	The Bravo Group trading as Bravo Craft Beer	Marine Stores Ltd
Thornbridge Jaipur IPA	500	Glass	The Bravo Group trading as Bravo Craft Beer	Marine Stores Ltd
Thornbridge Kipling	500	Glass	The Bravo Group trading as Bravo Craft Beer	Marine Stores Ltd
Thornbridge Wild Raven	500	Glass	The Bravo Group trading as Bravo Craft Beer	Marine Stores Ltd

### NATURAL RESOURCES MANAGEMENT ACT 2004

Southern Basins and Musgrave Prescribed Wells

Areas Water Allocation Plan

I, IAN HUNTER, Minister for Sustainability, Environment and Conservation, to whom administration of the Natural Resources Management Act 2004, is committed, hereby give notice for the purposes of the Water Allocation Plan for the Southern Basins and Musgrave Prescribed Wells Area adopted under Schedule 4 of the Natural Resources Management Act 2004, of the 'consumptive pool data, the water to be made available for allocation from each consumptive pool and the total number of water access entitlement unit shares available from respective consumptive pools' as set out below:

PWA	Consumptive Pool	Level of Storage (%)	Proportion of water available (%)	Value of Share	Water on Licence (kL)	Excess Water (kL)	Volume of Consumptive Pool (kL)
Musgrave	Bramfield	81.9	92.0	0.920	226713	865876	1272368

Dated 20 July 2016.

I. HUNTER, Minister for Sustainability, Environment and Conservation

### 2965

### South Australia

# **Environment Protection (Air Quality Policy) Notice 2016**

under section 28 of the Environment Protection Act 1993

### 1—Short title

This notice may be cited as the Environment Protection (Air Quality Policy) Notice 2016.

### **2—Declaration of environment protection policy**

- (1) The draft policy known as the *Environment Protection (Air Quality) Policy 2016* and referred to the Governor by the Minister under section 28 of the *Environment Protection Act 1993* is declared to be an authorised environment protection policy under that Act.
- (2) The policy will come into operation on 23 July 2016.

### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 21 July 2016 13MSECCS080

### South Australia

# **Environment Protection (Air Quality) Policy 2016**

under section 28 of the Environment Protection Act 1993

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### **Part 1—Preliminary**

### **1—Short title**

This policy may be cited as the Environment Protection (Air Quality) Policy 2016.

### 2—Commencement

This policy will come into operation on a day to be fixed by the Governor by notice in the Gazette.

### 3—Interpretation

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

Act means the Environment Protection Act 1993;

agriculture includes horticulture;

*agriculture waste* means waste produced in the course of agriculture and includes dead stock, diseased crops, crop stubble or other crop waste and waste resulting from the clearing of land for farming;

AS/NZS 1080.1:2012 means AS/NZS 1080.1:2012 Timber - Methods of test Method 1:Moisture Content published jointly by Standards Australia and Standards New Zealand, as in force at the commencement of this policy;

AS/NZS 2918:2001 means AS/NZS 2918:2001 *Domestic solid fuel burning appliances -Installation* published jointly by Standards Australia and Standards New Zealand, as in force at the commencement of this policy;

AS/NZS 4012:2014 means AS/NZS 4012:2014 Domestic solid fuel burning appliances -Method for determination of power output and efficiency published jointly by Standards Australia and Standards New Zealand, as in force at the commencement of this policy;

AS/NZS 4013:2014 means AS/NZS 4013:2014 Domestic solid fuel burning appliances -Method for determination of flue gas emissions published jointly by Standards Australia and Standards New Zealand, as in force at the commencement of this policy;

*boiler* means a vessel in which water is heated for any purpose by any combustible materials with a total heat release of 100 or more megajoules per hour;

*certificate of compliance*, in relation to a solid fuel heater, means a certificate issued or approved by the Authority certifying that solid fuel heaters of the same model as that heater comply with AS/NZS 4012:2014 and AS/NZS 4013:2014 (or an overseas standard approved by the Authority as being equivalent to, or more stringent than such a standard);

*cubic metre* or  $m^3$  means that volume of dry gas which occupies a cubic metre at a temperature of 0° Celsius and at an absolute pressure equivalent to 101.3 kilopascals (1 atmosphere);

*domestic incinerator* means an incinerator that is situated on residential premises for burning waste from the premises;

emit a pollutant to air—see subclause (2);

*fire danger season* has the same meaning as in the *Fire and Emergency Services Act 2005*;

*mandatory measures*, in relation to a provision of this policy or a code, standard or other document, means measures that are expressed in the provision, code, standard or document as mandatory rather than as recommendations;

*mandatory provision*—see subclause (5);

*occupier*, of land, includes a person with responsibility for the care, control or management of the land;

overseas standard means a standard from an overseas jurisdiction;

*particles as PM\_{2.5} means particulate matter with an equivalent aerodynamic diameter of 2.5 micrometres or less;* 

*particles as PM\_{10} means particulate matter with an equivalent aerodynamic diameter of* 10 micrometres or less;

ppm means parts per million by volume;

prescribed Act—each of the following is a prescribed Act:

- (a) Botanic Gardens and State Herbarium Act 1978;
- (b) Crown Land Management Act 2009;
- (c) Forestry Act 1950;
- (d) National Parks and Wildlife Act 1972;
- (e) Wilderness Protection Act 1992;

*prohibited substance*—see clause 7(1);

*recommended measures*, in relation to a provision of this policy or a code, standard or other document means measures that are expressed in the provision, code, standard or document as recommendations rather than as mandatory;

*solid fuel heater* means any solid fuel burning appliance that is designed, manufactured or adapted for use in domestic premises (whether or not it is actually used in such premises);

*stack*, in relation to premises, means an outlet intended for the emission to air of pollutants produced on the premises, and includes a chimney, flue or vent;

tyre waste means waste comprised of tyres or tyre pieces.

- (2) For the purposes of this policy, a person emits a pollutant to air if the person causes or allows the pollutant to be emitted into the air or fails to prevent it from entering or escaping into the air.
- (3) A reference in this policy to the burning of matter in the open includes a reference to the burning of matter in a domestic incinerator.

- (4) For the purposes of this policy, a fire will be regarded as burning in the open despite the fact that it is burning in connection with the operation of any fuel-burning equipment, or within a container of some kind, if the equipment or container does not have a stack for the emission of pollutants to the air.
- (5) In this policy, the expression *mandatory provision* followed by a statement as to the category of offence is to be taken to signify that contravention of the provision at the foot of which the expression appears is, for the purposes of Part 5 of the Act, an offence of the category so stated.

Note—

Unless the contrary intention appears, terms used in this policy that are defined in the Act have the respective meanings assigned to those terms by the Act.

### **4**—Application of policy

- (1) This policy does not apply in relation to—
  - (a) the destruction of property pursuant to a direction of the Commissioner of Police under section 52E of the *Controlled Substances Act 1984*; or
  - (b) an activity undertaken in the course of, or in connection with, fire-fighting, or the training of firefighters or fire investigators, by or on behalf of—
    - (i) the South Australian Metropolitan Fire Service; or
    - (ii) the South Australian Country Fire Service; or
    - (iii) the South Australian State Emergency Service; or
    - (iv) the South Australian Fire and Emergency Services Commission; or
  - (c) the disposal, in accordance with an environmental authorisation, of gaseous waste produced in the course of a prescribed activity of environmental significance; or
  - (d) burning undertaken in accordance with a permit or other authority issued under the *Fire and Emergency Services Act 2005* or as otherwise authorised by or under that Act; or
  - (e) burning for the purposes of fuel load reduction or other fire prevention or control purposes as required or authorised by or under the *Fire and Emergency Services Act 2005*; or
  - (f) burning for the purposes of native vegetation clearance as required or authorised by or under the *Native Vegetation Act 1991*; or
  - (g) burning as required or authorised by or under a prescribed Act.
- (2) Nothing in this policy affects the operation of an authority or exemption given by or under any Act or law (other than the *Environment Protection Act 1993*) and in force immediately before the commencement of this policy.
- (3) In this clause—

firefighter has the same meaning as in the Fire and Emergency Services Act 2005;

*fire-fighting* has the same meaning as in the *Fire and Emergency Services Act 2005*.

### Part 2—Air quality measures

### **Division 1—Burning offences**

### **5—Burning in the open in council areas**

(1) A person must not cause or permit the burning of matter by fire in the open on any land within a council area.

Mandatory Provision: Category B offence.

- (2) However—
  - (a) subclause (1) does not prevent a person from carrying out the following burning activities within a metropolitan council area or within a township in a non-metropolitan council area:
    - (i) lighting or maintaining a fire using charcoal, dry wood or other dry plant material for the purpose of preparing food or beverages;
    - (ii) burning charcoal (but not wood or other plant material) in a brazier, chiminea or fire pit for domestic heating;
    - (iii) burning agriculture or forestry waste, burning off vegetation for fire prevention or control, or burning vegetation for any other purpose, outside a fire danger season, provided that—
      - (A) the burning activity is carried out in accordance with a burning permit issued under clause 6; and
      - (B) the person complies with any mandatory measures of a prescribed burning code of practice that apply in relation to the burning activity; and
      - (C) the person has regard to any recommended measures of a prescribed burning code of practice that apply in relation to the burning activity; and
  - (b) subclause (1) does not prevent a person from carrying out the following burning activities within a non-metropolitan council area (other than a township):
    - (i) lighting or maintaining a fire in the open on land using charcoal, dry wood or other dry plant material—
      - (A) for the purpose of preparing food or beverages; or
      - (B) for a campfire or barbecue in the course of camping, scouting or a similar outdoor recreational activity;
    - (ii) burning charcoal, dry wood or other dry plant material in a brazier, chiminea or fire pit for domestic heating;
    - (iii) burning agriculture or forestry waste, burning off vegetation for fire prevention or control, or burning vegetation for any other purpose, outside a fire danger season, provided that—
      - (A) the burning activity takes place only on land owned or occupied by the person or on land with the consent or authority of the owner or occupier; and

- (B) the person complies with any mandatory measures of a prescribed burning code of practice that apply in relation to the burning activity; and
- (C) the person has regard to any recommended measures of a prescribed burning code of practice that apply in relation to the burning activity.
- (3) For the purposes of subclause (2)(a)(i) and (b)(i), a fire will not be taken to be for the purpose of preparing food or beverages unless the fire is of a size, and has been built in a way, that reasonably corresponds to that purpose.
- (4) This clause—
  - (a) applies subject to any ban, prohibition, restriction or other requirement under the *Fire and Emergency Services Act 2005*, the *Native Vegetation Act 1991* or a prescribed Act; and
  - (b) does not apply in relation to the burning of a prohibited substance.
- (5) In this clause—

*metropolitan Adelaide* has the same meaning as in the *Development Act 1993*;

metropolitan council area means a council area within metropolitan Adelaide;

non-metropolitan council area means a council area outside of metropolitan Adelaide;

plant material includes paper, cardboard and garden prunings;

prescribed burning code of practice means—

- (a) the *Broadacre Burning Code of Practice April 2015* prepared by the South Australian Country Fire Service; or
- (b) the *Vegetation Rubbish Pile Burning Code of Practice April 2015* prepared by the South Australian Country Fire Service;

township has the same meaning as in the Local Government Act 1999.

### **6—Burning permits**

- (1) The Authority or relevant council delegate may issue a permit (a *burning permit*) authorising a person or class of persons to carry out any 1 or more of the following burning activities outside of a fire danger season:
  - (a) burning agriculture or forestry waste; or
  - (b) burning off vegetation for fire prevention or control; or
  - (c) burning vegetation for any other purpose.
- (2) An application for a burning permit must be made in writing in a manner and form determined by the Authority or relevant council delegate.
- (3) A burning permit—
  - (a) is issued—
    - (i) by notice in writing to the person to whom the permit applies; or
    - (ii) by notice published on the relevant council's website and in a newspaper circulating within the council area; and
  - (b) must specify the conditions to which the permit is subject, which may include—

- (i) a condition requiring the burning activity to take place only during specified times or periods, under specified circumstances or in a specified manner; or
- (ii) a condition permitting only specified matter or a specified class of matter to be burned; or
- (iii) any other condition considered necessary or desirable to control or minimise air pollution from the burning activity; and
- (c) cannot authorise a person to carry out a burning activity on land if the person is not the owner or occupier of the land or does not have the consent or authority of the owner or occupier; and
- (d) cannot authorise the burning of a prohibited substance; and
- (e) comes into operation on the day on which it is issued or such later date as may be specified in the permit; and
- (f) remains in force according to its terms for a period specified in the permit or until revoked; and
- (g) may be varied or revoked at any time by further notice given in the same manner as for its issuing (under paragraph (a)).
- (4) An application for a burning permit may be refused on the grounds that the applicant is not a suitable person to be issued with such a permit.
- (5) The fact that the holder of a burning permit has complied with the conditions of the permit does not of itself—
  - (a) relieve the holder from liability for any loss, damage or harm caused by a fire lit under the authority of the permit; or
  - (b) prevent proceedings for enforcement of the general environmental duty under section 25 of the Act, or for any offence under the Act, in relation to the burning activity.
- (6) In this clause—

*relevant council delegate*, for a burning permit authorising a burning activity within a council area, means—

- (a) if the council for the area is an administering agency—
  - (i) that administering agency; or
  - (ii) any person or body (as contemplated under section 18C of the Act) to which that administering agency's functions under this clause have been delegated; or
- (b) any council, officer of the council or other person or body (as contemplated under section 115 of the Act) to which the Authority's powers or functions under this clause have been delegated.

### 7—Burning of prohibited substances

(1) A person must not cause or permit the burning of a substance listed in Schedule 1 (a *prohibited substance*) by fire, whether inside a building or in the open.

Mandatory provision: Category B offence.

(2) Subclause (1) does not apply in relation to the burning of a prohibited substance by fire in accordance with an environmental authorisation.

### 8—Environmental harm

For the purposes of section 5(1)(b) of the Act, the emission to the environment of ash or other residual matter caused by burning a prohibited substance by fire in contravention of clause 7 is declared to constitute environmental harm.

### **Division 2—Solid fuel heaters**

### 9—Sale of solid fuel heaters

- (1) A person must not sell a solid fuel heater unless—
  - (a) the heater is marked as being compliant with AS/NZS 4012:2014 and AS/NZS 4013:2014; and
  - (b) a certificate of compliance exists in relation to the heater; and
  - (c) in the case of the sale to a person whose business includes the wholesale or retail sale of heaters, a copy of the certificate has been given to the purchaser.

Mandatory provision: Category B offence.

- (2) If the Authority is satisfied that an overseas standard applies to the solid fuel heater and contains measures that are equivalent to, or more stringent than, a standard referred to in subclause (1), the Authority may determine that this clause applies as if a reference to that standard so referred to were a reference to the overseas standard.
- (3) This clause does not apply in relation to a solid fuel heater that is a fixture in premises that are being sold.

### **10—Installation of solid fuel heaters**

(1) A person must not install a solid fuel heater unless the heater is marked as being compliant with AS/NZS 4012:2014 and AS/NZS 4013:2014.

Mandatory provision: Category B offence.

(2) A person must, when installing a solid fuel heater, comply with any mandatory measures of AS/NZS 2918:2001, AS/NZS 4012:2014 and AS/NZS 4013:2014 that apply in relation to the installation of solid fuel heaters of that kind.

Mandatory provision: Category B offence.

- (3) A person must, when installing a solid fuel heater, have regard to any recommended measures of AS/NZS 2918:2001, AS/NZS 4012:2014 and AS/NZS 4013:2014 that apply in relation to the installation of solid fuel heaters of that kind.
- (4) If the Authority is satisfied that an overseas standard applies to the solid fuel heater and contains measures that are equivalent to, or more stringent than, a standard referred to in a preceding provision in this clause, the Authority may determine that the provision applies as if a reference to that standard so referred to were a reference to the overseas standard.

### 11—Interference with solid fuel heaters

- (1) A person must not—
  - (a) alter, or cause or permit the alteration of, the structure, exhaust system or air inlet of a solid fuel heater in relation to which a certificate of compliance exists; or

mark a heater, or cause or permit a heater to be marked, as being compliant with the solid fuel heater standards referred to in clause 9(1)(a) if the heater is not of a model that is the subject of a certificate of compliance to that effect.

Mandatory provision: Category B offence.

(2) Nothing in this clause prevents a person from carrying out genuine repair work on a heater.

### 12—Prevention of excessive smoke

(1) The owner or occupier of premises at which a solid fuel heater is used must not cause or permit excessive smoke to be emitted to the air from the heater.

Mandatory provision: Category B offence.

(2) Without limiting the circumstances in which smoke may be taken to be excessive for the purposes of subclause (1), smoke emitted to the air from a solid fuel heater will be taken to be excessive if a visible plume of smoke extends into the air from the flue or chimney of the heater for a continuous period of not less than 10 minutes, including a period of not less than 30 seconds when the plume extends into the air at least 10 metres from the point at which the smoke is emitted from the flue or chimney.

### 13—Sale of green firewood etc

(1) Subject to subclause (2), a person must not cause or permit the sale of firewood or other solid fuel for use in a solid fuel heater if the moisture content of the firewood or other solid fuel exceeds 25% dry weight (when measured in accordance with AS/NZS 1080.1:2012).

Mandatory provision: Category B offence.

- (2) Subclause (1) does not apply to the sale of firewood or other solid fuel to a wholesaler or retailer of firewood or solid fuel.
- (3) If a retailer stores firewood or other solid fuel with a moisture content exceeding 25% dry weight (when measured in accordance with AS/NZS 1080.1:2012) on retail premises, the firewood or other solid fuel must be kept in a separate area that is clearly marked by a sign stating that the firewood or other solid fuel in that area is not available for retail sale.

Mandatory provision: Category B offence.

- (4) A retailer commits an offence against subclause (1) or (3) if a selection of 10 or more pieces of the wood or other solid fuel available for retail sale on the retailer's premises exceeds 25% dry weight (when measured in accordance with AS/NZS 1080.1:2012).
- (5) In this clause—

*retail premises*, in relation to firewood or other solid fuel, includes any place or vehicle occupied by the retailer for the purpose of selling the firewood or solid fuel.

### **Division 3—Localised air quality objectives**

### 14—Localised air quality objectives

- (1) The Authority may, by amendment of this policy under clause 17, declare that localised air quality objectives apply within a designated area of the State.
- (2) A declaration under subclause (1)—
  - (a) must specify—
    - (i) the designated area, by map or description (or both); and
    - (ii) the air quality objectives sought to be achieved by the declaration; and

(b)

- (iii) the class of persons to which the declaration applies; and
- (b) may specify—
  - (i) measures for achieving the air quality objectives, including—
    - (A) mandatory or recommended measures regarding emission concentrations for particular pollutants; and
    - (B) any other mandatory or recommended measures; or
  - (ii) the testing, monitoring or modelling methodology to be used in determining compliance with the measures.
- (3) A person to whom a declaration under subclause (1) applies must comply with any mandatory measures specified in the declaration.

Mandatory provision: Category B offence.

- (4) A person to whom a declaration under subclause (1) applies must have regard to any recommended measures specified in the declaration.
- (5) If another provision of this policy is inconsistent with a declaration under subclause (1), the former will not apply to the extent of the inconsistency.

### **Division 4—Miscellaneous**

### 15—Taking reasonable and practicable measures to avoid emissions from premises

- (1) The occupier of premises (other than domestic premises) must ensure that the emission of pollutants to air from the premises is not caused through any failure to take reasonable and practicable measures—
  - (a) to maintain fuel-burning equipment, control equipment or any other plant or equipment in an efficient condition; or
  - (b) to operate fuel-burning equipment, control equipment or any other plant or equipment in a proper and efficient manner; or
  - (c) to carry out maintenance of fuel-burning equipment, control equipment or any other plant or equipment in a proper and efficient manner; or
  - (d) to process, handle, move or store goods or materials in or on the premises in a proper and efficient manner.

Mandatory Provision: Category B offence.

(2) In this clause—

*control equipment* means any device that controls, limits, measures, records or indicates air pollution;

*fuel-burning equipment* means any machine, engine, apparatus or structure in which, or in the operation of which, combustible material is burned, but does not include a motor vehicle.

### **16**—Testing points

(1) The Authority or another administering agency may, by notice in writing to the occupier of premises (other than domestic premises) at which an activity is carried on that causes the emission of pollutants to the air, fix a suitable testing point at the premises to enable the Authority or another administering agency to evaluate the emissions from the premises.

(2) An occupier to whom a notice has been given under subclause (1) must ensure that the testing point is, at all times, in a suitable condition and available for testing on request by an authorised officer.

Mandatory Provision: Category B offence.

### Part 3—Matters relating to Part 5 of Act

### 17—Amendment of policy by Gazette notice under section 32 of Act

- (1) Pursuant to section 32(1)(c) of the Act, this policy may be amended by the Minister, by notice in the Gazette—
  - (a) so as to modify the definition of *prescribed burning code of practice* for the purposes of clause 5; or
  - (b) so as to modify the references to the moisture content of firewood or other solid fuel in clause 13 from "25%" to a lower percentage; or
  - (c) so as to declare, for the purposes of clause 14, that localised air quality objectives apply within a designated area of the State;
  - (d) so as to modify any Schedule in this policy (other than Schedule 5); or
  - (e) as a consequence of—
    - (i) an amendment to the Act, the making, variation or revocation of regulations under the Act or the making, amendment or revocation of another environment protection policy; or
    - (ii) the amendment, revocation or substitution of another Act, or a code, standard, guidelines or other document, referred to in the policy; or
  - (f) so as to make any other amendments (including amendment of Part 1) as a consequence of an amendment referred to in a preceding subparagraph.
- (2) An amendment is to be in the form of a textual amendment and, as such, a provision may be deleted from, substituted in or inserted into the policy and material may be deleted from, substituted in or inserted into a provision of the policy.
- (3) The Authority cannot make a recommendation to the Minister for an amendment referred to in this clause unless—
  - (a) the proposal has been reduced to writing, clearly setting out the purpose and likely impact of and reasons for the proposed amendment; and
  - (b) in addition, in the case of an amendment under subclause (1)(b) or (c)—consultation has been undertaken as follows:
    - (i) relevant organisations and industries and the community likely to be affected by the proposed amendment have been consulted;
    - (ii) the views expressed by those consulted have been considered by the Authority and communicated to the Minister.

### **Part 4—Matters relating to Part 6 of Act**

### 18—Matters relating to Part 6 of Act

- (1) In determining any matters under Part 6 of the Act in relation to an activity (including a related development), the Authority must take into account the following matters (to the extent to which they are relevant):
  - (a) *ground level concentrations*—whether the activity has resulted, or may result, in the concentration of a pollutant specified in column 1 of the table in Schedule 2 clause 2 exceeding the maximum concentrations specified in column 4 or 5 for that pollutant over the averaging time specified in column 3 for that pollutant (based on evaluations at ground level using a prescribed testing, assessment, monitoring or modelling methodology for the pollutant and activity);
  - (b) odour levels—whether the activity has resulted, or may result, in the number of odour units specified in column 2 of the table in Schedule 3 being exceeded for the number of persons specified in column 1 over a 3 minute averaging time 99.9% of the time (based on evaluations at ground level using a prescribed testing, assessment, monitoring or modelling methodology for the pollutant and activity);
  - (c) *stack emissions*—if the Authority is satisfied that it is not reasonably practicable or feasible to make evaluations in relation to the activity under paragraph (a) or (b)—whether the activity (being an activity specified in column 2 of the table in Schedule 4) has resulted, or may result, in the emission to air of a pollutant specified in column 1 of the table in Schedule 4—
    - (i) at a level exceeding that specified for the pollutant in column 3; or
    - (ii) in contravention of a requirement (if any) specified for the pollutant in column 4,

(based on evaluations at the stack using a prescribed testing, assessment, monitoring or modelling methodology for the pollutant and activity);

- (d) evaluation distances—whether the assessment requirements set out in the document entitled Evaluation Distances for Effective Air Quality and Noise Management 2016 prepared by the Authority give rise to requirements for separation distances between the activity and other premises;
- (e) *localised air quality objectives*—any localised air quality objectives (within the meaning of clause 14) that apply in relation to the activity;
- (f) *any other kind of air pollution*—whether the activity has resulted or may result in the pollution of the air in any other manner;
- (g) *requirements to be imposed on all relevant persons*—the requirements that should, in the event of an environmental authorisation being granted, be imposed on all relevant persons for the purposes of preventing or minimising the pollution of the air or its harmful effects.
- (2) In this clause—

*prescribed testing, assessment, monitoring or modelling methodology*, for a pollutant or activity, means—

- (a) a testing, assessment, monitoring or modelling methodology set out for the pollutant or activity in—
  - (i) Ambient Air Quality Assessment 2016 prepared by the Authority; or

- (ii) *Emission Testing Methodology for Air Pollution 2012* prepared by the Authority; or
- (b) some other testing, assessment, monitoring or modelling methodology approved by the Authority for the pollutant or activity.

## Schedule 1—Prohibited substances

A listed waste (ie waste of a kind specified in Schedule 1 Part B of the Act)

Copper chromium arsenate or other timber preservation chemicals

Plastics

Tyre waste

A substance or material containing, or contaminated with, any substance listed above.

# Schedule 2—Ground level concentrations (clause 18(1)(a))

### **1—Interpretation**

(1) In this Schedule—

IARC means the International Agency for Research on Cancer;

USEPA means the United States Environmental Protection Agency.

(2) A reference to a classification specified in column 2 of the table in clause 2 followed by "(IARC)" or "(USEPA)" is a reference to that classification as determined by IARC or USEPA (as the case may be).

### 2—Ground level concentrations

Pollutant	Classification	Averaging time	Maximum concentration (mg/m <sup>3</sup> unle otherwise specified)	Maximum concentration ss(ppm)
Acetaldehyde	Odour	3 minutes	0.083	0.042
	Toxicity	3 minutes	6.44	3.2
Acetic acid	Odour	3 minutes	0.55	0.20
	Toxicity	3 minutes	0.9	0.32
Acetone	Toxicity	3 minutes	44	16.7
Acrolein	extremely toxic (USEPA)	3 minutes	0.00084	0.00033
Acrylic acid	Toxicity	3 minutes	0.22	0.067
Acrylonitrile	Group 2B carcinogen (IARC)	3 minutes	0.015	0.0067
Alpha chlorinated toluenes and benzoyl chloride	Group 2A carcinogen (IARC)	3 minutes	0.019	0.0033
Ammonia	Toxicity	3 minutes	0.66	0.83
Aniline	Toxicity	3 minutes	0.27	0.067

Pollutant	Classification	Averaging time	Maximum concentration (mg/m <sup>3</sup> unles otherwise specified)	Maximum concentration ss(ppm)
Antimony and compounds	Toxicity	3 minutes	0.019	-
Arsenic and compounds	Group 1 carcinogen (IARC)	3 minutes	0.00019	-
Asbestos	Group 1 carcinogen (IARC)	3 minutes	0.33 fibres/litre	-
Asphalt (petroleum) fumes	Toxicity	3 minutes	0.19	-
Barium (soluble compound)	Toxicity	3 minutes	0.019	-
Benzene	Group 1 carcinogen (IARC)	3 minutes	0.058	0.017
		12 months	0.01	0.003
Benzo(a)pyrene as a marker for polycyclic aromatic hydrocarbons	Group 1 carcinogen (IARC)	3 minutes	0.0008	-
		12 months	0.3 nanogram/m <sup>3</sup>	-
Beryllium and beryllium compounds	Group 1 carcinogen (IARC)	3 minutes	0.000008	-
Biphenyl	Toxicity	3 minutes	0.047	0.0067
Bromochloromethane	Toxicity	3 minutes	38	6.7
Bromoform (tribromomethane)	Toxicity	3 minutes	0.19	0.017
Bromotrifluoromethane	Toxicity	3 minutes	222	33
1,3-butadiene	Group 1 carcinogen (IARC)	3 minutes	0.08	0.033
n-Butanol	Odour	3 minutes	0.98	0.3
	Toxicity	3 minutes	5.57	1.7
n-Butyl acetate	Odour	3 minutes	2.02	0.39
	Toxicity	3 minutes	26	5.0
Butyl acrylate	Odour	3 minutes	0.2	0.035
Butyl mercaptan	Odour	3 minutes	0.013	0.004
	Toxicity	3 minutes	0.066	0.017
Cadmium and cadmium compounds	Toxicity; Group carcinogen (IARC)	13 minutes	0.000036	-
Carbon black	Toxicity	3 minutes	0.11	-

Pollutant	Classification	Averaging time	Maximum concentration (mg/m <sup>3</sup> unles otherwise specified)	Maximum concentration ss(ppm)
Carbon disulphide	Odour	3 minutes	0.14	0.042
	Toxicity	3 minutes	1.02	0.32
Carbon monoxide	Toxicity	1 hour	31.24	25
		8 hours	11.25	9.0
Carbon tetrachloride (tetrachloromethane)	Toxicity	3 minutes	0.023	0.0033
Chlorine	Toxicity	3 minutes	0.11	0.033
Chlorine dioxide	Toxicity	3 minutes	0.01	0.0033
Chlorobenzene	Odour	3 minutes	0.22	0.042
	Toxicity	3 minutes	1.64	0.32
Chloroform (trichloromethane)	Toxicity	3 minutes	1.75	0.33
Chloromethane (methyl chloride)	Toxicity	3 minutes	3.7	1.7
Chromium (III) compounds	Toxicity	3 minutes	0.019	-
Chromium VI compounds	Group 1 carcinogen (IARC)	3 minutes	0.00019	-
Copper dusts and mists	Toxicity	3 minutes	0.036	-
Copper fume	Toxicity	3 minutes	0.0073	-
Cotton dust (raw)	Toxicity	3 minutes	0.0073	-
Crotonaldehyde	Toxicity	3 minutes	0.22	0.067
Cumene (isopropyl benzene)	Odour	3 minutes	0.043	0.008
	Toxicity	3 minutes	8.8	1.6
Cyclohexane	Toxicity	3 minutes	38.2	10
Cyclohexanol	Toxicity	3 minutes	7.5	1.7
Cylohexanone	Odour	3 minutes	0.53	0.12
	Toxicity	3 minutes	3.5	0.82
Cynanide (as CN)	Toxicity	3 minutes	0.19	-
Diacetone alcohol	Odour	3 minutes	1.42	0.28
o-Dichlorobenzene	Toxicity	3 minutes	10.9	1.7
1,2-dichloroethane (ethylene dichloride)	Mutagen (USEPA); Group 2B carcinogen (IARC)	3 minutes	0.14	0.033
1,2-Dichloroethylene	Toxicity	3 minutes	28.7	6.7
Dichlorvos	Toxicity	3 minutes	0.036	0.0033

Pollutant	Classification	Averaging time	Maximum concentration (mg/m <sup>3</sup> unles otherwise specified)	Maximum concentration s(ppm)
Diethylamine	Odour	3 minutes	0.07	0.02
	Toxicity	3 minutes	1.06	0.32
Dimethylamine	Odour	3 minutes	0.019	0.0094
	Toxicity	3 minutes	0.64	0.32
Dinitrobenzene (all isomers)	Toxicity	3 minutes	0.036	0.005
Dinitrotoluene	Toxicity	3 minutes	0.06	-
Diphenyl ether	Odour	3 minutes	0.15	0.02
Epichlorohydrin	Group 2A carcinogen (IARC)	3 minutes	0.027	0.0067
Ethanol	Odour	3 minutes	4.1	2.0
	Toxicity	3 minutes	68.4	33.3
Ethanolamine	Toxicity	3 minutes	0.27	0.1
Ethyl acetate	Odour	3 minutes	24.1	6.3
	Toxicity	3 minutes	25.76	6.6
Ethyl acrylate	Odour	3 minutes	0.0009	0.0002
	Toxicity	3 minutes	0.72	0.16
Ethylbenzene	Toxicity	3 minutes	15.8	3.3
Ethyl butyl ketone	Toxicity	3 minutes	8.4	1.7
Ethyl chloride (chloroethane)	Toxicity	3 minutes	94.5	33.3
Ethylene glycol (vapour)	Toxicity	3 minutes	2.2	-
Ethylene oxide	Group 1 carcinogen (IARC)	3 minutes	0.0066	0.0033
Fluoride	Bioaccumulation	24 hours	0.003	0.0034
		7 days	0.002	0.002
		90 days	0.001	0.00059
Fluorine	Toxicity	3 minutes	0.058	0.033
Formaldehyde	Toxicity; Group carcinogen (IARC)	13 minutes	0.044	0.033
		24 hours	0.054	0.04
n-Hexane	Toxicity	3 minutes	6.4	1.7
2-Hexanone	Toxicity	3 minutes	3.6	0.83
Hydrogen chloride	Toxicity	3 minutes	0.27	0.17
Hydrogen cyanide	extremely toxic (USEPA)	3 minutes	0.404	0.33

Pollutant	Classification	Averaging time	Maximum concentration (mg/m <sup>3</sup> unles otherwise specified)	Maximum concentration ss(ppm)
Hydrogen sulphide	Odour	3 minutes	0.00015	0.0001
	Toxicity	3 minutes	0.51	0.32
Iron oxide fume	Toxicity	3 minutes	0.19	-
Lead (as particles)	Toxicity	12 months	0.0005	-
Magnesium oxide fume	Toxicity	3 minutes	0.36	-
Maleic anhydride	Toxicity	3 minutes	0.036	0.0083
Manganese and compounds	Toxicity	3 minutes	0.036	-
MDI (Diphenylmethane diisocyanate)	extremely toxic (USEPA)	3 minutes	0.00008	-
Mercury				
- inorganic	Bioaccumulation	3 minutes	0.004	-
- organic	Bioaccumulation	3 minutes	0.00036	-
Methanol	Odour	3 minutes	6.0	4.3
	Toxicity	3 minutes	9.5	6.7
Methyl acrylate	Toxicity	3 minutes	1.3	0.33
Methylamine	Odour	3 minutes	0.0055	0.0042
	Toxicity	3 minutes	0.47	0.32
Methyl bromide (bromomethane)	Toxicity	3 minutes	0.69	0.17
Methylene chloride (dichloromethane)	Toxicity	3 minutes	6.3	1.7
Methyl ethyl ketone	Odour	3 minutes	6.4	2.0
	Toxicity	3 minutes	17.5	4.9
Methyl isobutyl ketone	Odour	3 minutes	0.45	0.1
	Toxicity	3 minutes	7.3	1.6
Methyl mercaptan	Odour	3 minutes	0.00092	0.00042
	Toxicity	3 minutes	0.035	0.016
Methyl methacrylate	Odour	3 minutes	0.23	0.05
	Toxicity	3 minutes	14.63	3.2
Methyl styrene	Odour	3 minutes	0.27	0.052
	Toxicity	3 minutes	8.84	1.7
Nickel and nickel compounds	Group 1 carcinogen (IARC)	3 minutes	0.00036	0.00017
Nitric acid	Toxicity	3 minutes	0.19	0.067
Nitrobenzene	Odour	3 minutes	0.005	0.00094
	Toxicity	3 minutes	0.175	0.032

Pollutant	Classification	Averaging time	Maximum concentration (mg/m <sup>3</sup> unles otherwise specified)	Maximum concentration ss(ppm)
Nitrogen dioxide	Toxicity	1 hour	0.25	0.12
		12 months	0.06	0.03
Particles as PM <sub>10</sub>	Toxicity	24 hours	0.05	-
Particles as PM <sub>2.5</sub>	Toxicity	24 hours	0.025	-
		12 months	0.008	-
Pentachlorophenol	extremely toxic (USEPA)	3 minutes	0.0019	-
n-Pentane	Toxicity	3 minutes	65.5	20
2-Pentanone	Toxicity	3 minutes	25.4	6.7
Perchloroethylene (tetrachloroethylene)	Odour	3 minutes	6.9	0.94
	Toxicity	3 minutes	12.2	1.7
Phenol	Odour	3 minutes	0.039	0.0094
	Toxicity	3 minutes	0.14	0.032
Phosgene	extremely toxic (USEPA)	3 minutes	0.014	0.0033
Phosphine	Odour	3 minutes	0.0061	0.0042
	Toxicity	3 minutes	0.015	0.01
Photochemical oxidants (as ozone)	Toxicity	1 hour	0.21	0.1
		4 hours	0.17	0.08
Phthalic anhydride	Toxicity	3 minutes	0.22	0.033
n-propanol	Odour	3 minutes	0.082	0.03
	Toxicity	3 minutes	17.9	6.2
Propylene glycol monomethyl ether	Toxicity	3 minutes	13.1	3.3
Propylene oxide	Group 2B carcinogen (IARC)	3 minutes	0.17	0.067
Pyridine	Odour	3 minutes	0.014	0.0042
	Toxicity	3 minutes	0.57	0.16
Respirable crystalline silica— inhaled in the form of quartz or crystobalite (measured as PM <sub>2.5</sub> )	Group 1 carcinogen (IARC)	3 minutes	0.00036	-
Silver metal	Toxicity	3 minutes	0.004	-
Silver, soluble compounds (as Ag)	Toxicity	3 minutes	0.00036	-
Styrene (monomer)	Odour	3 minutes	0.23	0.05

Pollutant	Classification	Averaging time	Maximum concentration (mg/m <sup>3</sup> unle otherwise specified)	Maximum concentration ss(ppm)
	Toxicity	3 minutes	7.6	1.64
Sulphur dioxide	Toxicity	1 hour	0.57	0.2
		24 hours	0.23	0.08
		12 months	0.06	0.02
Sulphuric acid	Toxicity	3 minutes	0.036	-
TDI (toluene-2,4- diisocyanate and toluene- 2,6-diisocyanate)	extremely toxic - (USEPA)	3 minutes	0.00008	-
Toluene	Odour	3 minutes	0.71	0.17
	Toxicity	3 minutes	13.4	3.2
		24 hours	4.11	1.0
		12 months	0.41	0.1
1,1,1-trichloroethane (methyl chloroform)	Toxicity	3 minutes	24.8	4.2
1,1,2-trichloroethane	Toxicity	3 minutes	1.97	0.33
Trichloroethylene	Group 1 carcinogen (IARC)	3 minutes	0.98	0.17
Trichlorofluoromethane	Toxicity	3 minutes	204	33.3
Triethylamine	Odour	3 minutes	0.39	0.09
	Toxicity	3 minutes	0.43	0.1
Trimethylbenzene (mixed isomers)	dToxicity	3 minutes	4.4	0.83
Vinyl chloride	Group 1 carcinogen (IARC)	3 minutes	0.047	0.017
Vinyl toluene	Toxicity	3 minutes	8.8	1.7
Welding fume (total particulate)	Toxicity	3 minutes	0.19	-
Wood dust				
- hardwoods	Group 1 carcinogen (IARC)	3 minutes	0.036	-
- softwoods	Group 1 carcinogen (IARC)	3 minutes	0.019	-
Xylenes (as total of orthometa and para isomers)	o,Odour	3 minutes	0.38	0.08
	Toxicity	3 minutes	12.4	2.7
		24 hours	1.18	0.25
		12 months	0.95	0.2

Pollutant	Classification	Averaging time	Maximum concentration (mg/m <sup>3</sup> unl otherwise specified)	Maximum concentration ess(ppm)
Zinc chloride fume	Toxicity	3 minutes	0.036	-
Zinc oxide fume	Toxicity	3 minutes	0.19	-

# Schedule 3—Odour levels (clause 18(1)(b))

Number of people	Odour units (3 minutes average, 99.9% of time)
2000 or more	2
350 - 1999 (inclusive)	4
60 - 349 (inclusive)	6
12 - 59 (inclusive)	8
Single residence (fewer than 12)	10

# Schedule 4—Stack emissions (clause 18(1)(c))

Pollutant	Activity	Maximum pollutant level Other requirements
Antimony or its compounds	Any activity	10mg/m <sup>3</sup> as antimony
Arsenic or its compound	s Any activity	10mg/m <sup>3</sup> as arsenic
Cadmium or its compounds	Any activity	3mg/m <sup>3</sup> as cadmium
Lead or its compounds	Any activity	10mg/m <sup>3</sup> as lead
Mercury or its compounds	Any activity	3mg/m <sup>3</sup> as mercury
Any 2 or more of the preceding 5 pollutants	Any activity	10mg/m <sup>3</sup> (as the respective pollutants (in total))
Carbon monoxide	Any activity	1000mg/m³
Chlorinated dioxins and furans	Production of energy from waste	0.1ng (nanograms) /m³
Chlorine or inorganic chlorine compounds	Any activity	200mg/m <sup>3</sup> as chlorine equivalent

Pollutant	Activity		Maximum pollutant level Other requirements
Fluorine, hydrofluoric acid or inorganic fluorine compounds	•	vity except primary Im smelters	50mg/m <sup>3</sup> as hydrofluoric acid equivalent
	Primary	aluminium smelters	20mg/m <sup>3</sup> as hydrofluoric acid equivalent
Hydrogen sulphide gas	Any acti	vity	5mg/m <sup>3</sup>
Nickel carbonyl	Any acti	vity	0.5mg/m <sup>3</sup> as nickel
Nickel or its compounds (other than nickel carbonyl)	Any acti	vity	20mg/m <sup>3</sup> as nickel
Nitric acid or oxides of nitrogen	Manufac sulphuri	cture of nitric acid or c acid	2000mg/m <sup>3</sup> as nitrogenThe plume must be dioxide equivalent colourless
Oxides of nitrogen	internal the many sulphurio with a m	ning (other than combustion engines or ufacture of nitric acid, c acid, glass or cement aximum heat input rate han 150 000 MJ/hr	)
	(a)	for gaseous fuels	350mg/m <sup>3</sup> referenced to 7% by volume of oxygen
	(b)	for liquid or solid fuels	500mg/m <sup>3</sup> referenced to 7% by volume of oxygen
		eneration of 250MW o	r 700mg/m <sup>3</sup> referenced to 7% by volume of oxygen
		ines for power on of 10MW or -	
	(a)	for gaseous fuels	70mg/m <sup>3</sup> referenced to 15% by volume of oxygen
	(b)	for liquid or solid fuels	150mg/m <sup>3</sup> referenced to 15% by volume of oxygen
		ines for power on of less than 10MW	90mg/m <sup>3</sup> referenced to 15% by volume of oxygen
Particulate matter	-	vity other than heating r metal ores	100mg/m <sup>3</sup> , referenced, in the case of boilers and incinerators, to 12% by volume of carbon dioxide
	-	metals or metal ores an cold blast cupolas)	100mg/m <sup>3</sup>

Pollutant	Activity	Maximum pollutant level Other r	equirements
Sulphur dioxide	Sulphuric acid plant	1000mg/m <sup>3</sup>	
Sulphuric acid mist or sulphur trioxide	Any activity	100mg/m <sup>3</sup> as sulphur trioxide equivalent	

# Schedule 5—Revocations and transitional provisions

## **Part 1—Revocation of environment protection policies**

### 1-Revocation of environment protection policies

The following environment protection policies are revoked:

- (a) the Environment Protection (Air Quality) Policy 1994;
- (b) the Environment Protection (Burning) Policy 1994;
- (c) the Environment Protection (Motor Vehicle Fuel Quality) Policy 2002;
- (d) the Environment Protection (Solid Fuel Heaters) Policy 2015.

### **Part 2—Transitional provisions**

# 2—Policy not to apply for 2 years in relation to existing prescribed activities of environmental significance

If, immediately before the commencement of this policy, a person was undertaking a prescribed activity of environmental significance in accordance with an environmental authorisation, nothing in this policy will affect that activity so undertaken by the person until the expiry of the second year of operation of this policy.

### 21 July 2016

### South Australia

# Local Nuisance and Litter Control Act (Commencement) Proclamation 2016

### 1—Short title

This proclamation may be cited as the *Local Nuisance and Litter Control Act* (*Commencement*) *Proclamation 2016*.

### 2—Commencement of Act

- (1) Subject to subclause (2), the *Local Nuisance and Litter Control Act 2016* (No 21 of 2016) will come into operation on 1 February 2017.
- (2) The following provisions of the Act will come into operation on 1 July 2017:
  - (a) sections 18, 20 and 23;
  - (b) in relation to Schedule 2—
    - (i) Part 2 clauses 4 and 5; and
    - (ii) Part 4 clause 7; and
    - (iii) Part 5 clauses 8 and 9.

### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 21 July 2016 16MSECCS033

South Australia

# Magistrates Court (Monetary Limits) Amendment Act (Commencement) Proclamation 2016

### **1—Short title**

This proclamation may be cited as the *Magistrates Court (Monetary Limits) Amendment Act (Commencement) Proclamation 2016.* 

### 2—Commencement of Act

The *Magistrates Court (Monetary Limits) Amendment Act 2016* (No 27 of 2016) will come into operation on 1 August 2016.

### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 21 July 2016 AGO0045/16CS

### South Australia

# **Rail Safety National Law (South Australia) (Miscellaneous No 2) Amendment Act (Commencement) Proclamation 2016**

### **1—Short title**

This proclamation may be cited as the *Rail Safety National Law (South Australia)* (*Miscellaneous No 2*) Amendment Act (Commencement) Proclamation 2016.

### 2—Commencement of Act

The Rail Safety National Law (South Australia) (Miscellaneous No 2) Amendment Act 2016 (No 31 of 2016) will come into operation on 1 August 2016.

### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 21 July 2016 MTR/16/045

South Australia

# Administrative Arrangements (Administration of Local Nuisance and Litter Control Act) Proclamation 2016

under section 5 of the Administrative Arrangements Act 1994

### **1—Short title**

This proclamation may be cited as the *Administrative Arrangements (Administration of Local Nuisance and Litter Control Act) Proclamation 2016.* 

### 2—Commencement

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

### 3—Administration of Act committed to Minister for Sustainability, Environment and Conservation

The administration of the *Local Nuisance and Litter Control Act 2016* is committed to the Minister for Sustainability, Environment and Conservation.

### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 21 July 2016

16MSECCS033

### South Australia

# **Return to Work Variation Regulations 2016**

under the Return to Work Act 2014

### Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Return to Work Regulations 2015* 

4 Variation of regulation 69—Volunteers (Schedule 1 of Act)

### **Part 1—Preliminary**

### 1—Short title

These regulations may be cited as the Return to Work Variation Regulations 2016.

### 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 Return to Work Regulations 2015

### 4—Variation of regulation 69—Volunteers (Schedule 1 of Act)

(1) Regulation 69(1)(a)—after subparagraph (ii) insert:

(iii) volunteer fire-fighters; and

(2) Regulation 69(1)—after paragraph (c) insert:

; and

- (d) the following activities are prescribed as a class of work in relation to volunteer fire-fighters:
  - (i) any activity directed towards preventing, controlling or extinguishing a fire, or dealing with any other emergency that requires SACFS to act to protect life, property or the environment;
  - (ii) attending in response to a call for assistance by SACFS;

- (iii) attending a SACFS meeting, competition, training exercise or other organised activity;
- (iv) any other activity carried out in relation to the functions of SACFS under the *Fire and Emergency Services Act 2005*.
- (3) Regulation 69(2)—after the definition of *marine rescue association* insert:

### volunteer fire-fighter means-

- (a) a fire control officer under the *Fire and Emergency Services Act 2005*; or
- (b) a person who, at the request or with the approval of a person who is apparently in command pursuant to Part 4 of the *Fire and Emergency Services Act 2005*, at the scene of a fire or other emergency, assists in fire-fighting or dealing with the emergency,

who receives no remuneration in respect of his or her service in that capacity;

Note—

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

### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 21 July 2016

No 183 of 2016

MIR0032/16CS

### South Australia

# **Unauthorised Documents Regulations 2016**

under the Unauthorised Documents Act 1916

### Contents

- 1 Short title
- 2 Commencement
- 3 Interpretation
- 4 State Badge and official emblem (section 3A)
- 5 State commercial emblem (section 3B)

Schedule 1—State badge and official emblem of the State

Schedule 2—State commercial emblem

Schedule 3—Revocation of Unauthorised Documents Regulations 2001

### **1—Short title**

These regulations may be cited as the Unauthorised Documents Regulations 2016.

### 2—Commencement

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

### **3—Interpretation**

In these regulations—

Act means the Unauthorised Documents Act 1916.

### 4—State Badge and official emblem (section 3A)

For the purposes of section 3A of the Act, the emblem of the piping shrike depicted in Schedule 1 is declared to be a State Badge and an official emblem of the State.

### 5—State commercial emblem (section 3B)

For the purposes of section 3B of the Act, the emblem of the piping shrike depicted in Schedule 2 is declared to be a State commercial emblem.

## Schedule 1—State badge and official emblem of the State



# Schedule 2—State commercial emblem



# Schedule 3—Revocation of Unauthorised Documents Regulations 2001

The Unauthorised Documents Regulations 2001 are revoked.

Note—

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

### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 21 July 2016 No 184 of 2016 DPC16/053CS

### South Australia

# Victims of Crime (Fund and Levy) Variation Regulations 2016

under the Victims of Crime Act 2001

### Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of Victims of Crime (Fund and Levy) Regulations 2003

4 Variation of regulation 5—Imposition of levy (section 32 of Act)

# Part 1—Preliminary

### **1—Short title**

These regulations may be cited as the Victims of Crime (Fund and Levy) Variation Regulations 2016.

### 2—Commencement

These regulations will be taken to have come into operation on the day on which Part 6 of the *Statutes Amendment (Fines Enforcement and Recovery) Act 2013* came into operation.

### **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 Victims of Crime (Fund and Levy) Regulations 2003

### 4—Variation of regulation 5—Imposition of levy (section 32 of Act)

Regulation 5—after subregulation (1) insert:

(1a) A reference in subregulation (1) to a person who expiates an offence under an expiation notice does not include a person who, for the purposes of any Act or law, is taken to have expiated an offence by virtue of the operation of section 13(3) of the *Expiation of Offences Act 1996*.

### Note—

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

### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 21 July 2016

No 185 of 2016

AGO0096/16CS

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- Maps and diagrams in pdf.
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# NOTE:

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

### 2997

#### CITY OF CHARLES STURT

#### Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that at its meeting held on 27 June 2016, the Council for the financial year ending 30 June 2017:

1. Adopted the most recent valuations of the Valuer-General available to the Council of the Capital Value of land within the Council's area, totalling \$27 631 462 199 (of which \$26 329 571 384 is for rating purposes).

2. Declared differential general rates as follows:

- (a) 0.27831459 cents in the dollar on rateable land of Category 1;
- (b) 0.869405416 cents in the dollar on rateable land of Categories 2, 3 and 4;
- (c) 1.105098488 cents in the dollar on rateable land of Categories 5 and 6;
- (d) 0.512838546 cents in the dollar on rateable land of Category 7;
- (e) 0.844685588 cents in the dollar on rateable land of Category 8;
- (f) 0.484121102 cents in the dollar on rateable land of Category 9.

3. Declared a minimum amount payable by way of general rates of \$1042.

4. Declared a separate rate of 0.009516614 cents in the dollar on all rateable land in the Council area in respect of the Adelaide and Mount Lofty Ranges NRM Levy.

P. SUTTON, Chief Executive Officer

#### CITY OF MARION

#### Revocation and Disposal of Community Land

PURSUANT to Section 194 of the Local Government Act 1999, the Corporation of the City of Marion proposes to revoke the classification as Community Land of the land located at Lot 151 in Deposited Plan 10801 and situated at 30A De Laine Avenue, Edwardstown—commonly known as the Toc H Hall—subject to the Minister's approval.

Council is considering disposal of the land, subject to the Minister's approval. The net proceeds from the sale of the land will be used for the development of existing or new facilities currently being considered by Council.

Any interested person may inspect the plan of the land to be disposed of and the report containing a description of the land, the reasons for the proposal, any Dedication, Reservation or Trust to which the land is subject, the intention of Council once the revocation has occurred and its effect on the community at the Council's offices, 245 Sturt Road, Sturt and 935 Marion Road, Mitchell Park and at Council's Libraries during business hours.

Any representations in relation to this matter must be lodged in writing to the Council, P.O. Box 21, Oaklands Park, S.A. 5046 or the Making Marion website <u>www.makingmarion.com.au/TocHhall</u> within 21 days from the publication of this notice.

Council contact: Heather Michell, Land Asset Officer (Phone 7420 6584).

T. LINES, Acting Chief Executive Officer

### CITY OF MITCHAM

#### CALL FOR NOMINATIONS

#### Supplementary Election for Councillor in The Park Ward

NOMINATIONS to be a candidate for election as a member of the City of Mitcham will be received between Thursday, 28 July 2016 and 12 noon Thursday, 11 August 2016. Candidates must submit a profile of not more than 150 words with their nomination form and may also provide a photograph, predominantly head and shoulders, taken within the previous 12 months.

Nomination kits are available from the Council office, 131 Belair Road, Torrens Park.

A briefing session for intending candidates will be held from 6 p.m. until 7 p.m. on Monday, 25 July 2016 at the Council Chambers, 131 Belair Road, Torrens Park.

D. GULLY, Returning Officer

#### CITY OF MITCHAM

#### Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that at a meeting of the Council held on 12 July 2016, the Council resolved for the financial year commencing 1 July 2016, as follows:

#### Adoption of Assessment

To adopt the capital valuations made by the Valuer-General for the Council area, totalling \$16 462 167 300 (of which \$15 467 267 184 is in respect of rateable land).

#### Declaration of Differential General Rates

To declare differential general rates, as follows:

- (a) 0.298972 cents in the dollar on the capital value of rateable land of Residential, Primary Production and Other land;
- (b) 0.620035 cents in the dollar on the capital value of rateable land of Commercial—Shop, Commercial— Office, Commercial—Other, Industrial—Light, Industrial—Other and Vacant land uses; and
- (c) to fix a minimum amount payable by way of the general rates of \$981.

Declaration of Natural Resources Management Levy

To declare a separate rate of 0.009641 cents in the dollar on the capital value of rateable land in the Council area within the Adelaide and Mount Lofty Ranges Natural Resources Management Board area.

M. PEARS, Chief Executive Officer

#### CITY OF MOUNT GAMBIER

#### Review of Elector Representation

NOTICE is hereby given that the City of Mount Gambier is undertaking a review to determine whether a change of arrangements are required in respect to elector representation so as to ensure that the electors of the area being adequately and fairly represented.

Pursuant to the provisions of Section 12 (7) of the Local Government Act 1999, notice is hereby given that Council has prepared a Representation Options Paper which examines the advantages and disadvantages of the various options available in regards to the composition and structure of Council, and the division of the Council area into wards.

A copy of the Representation Options Paper is available on the Council's website (<u>www.mountgambier.sa.gov.au</u>), or a copy can be inspected and/or purchased at the Council office, 10 Watson Terrace, Mount Gambier.

Written submissions are invited from interested persons from Thursday, 21 July 2016 and should be directed to the Chief Executive Officer, P.O. Box 56, Mount Gambier, S.A. 5290, or emailed to <u>city@mountgambier.sa.gov.au</u> by close of business on Friday, 2 September 2016.

Information regarding the elector representation review can be obtained by contacting Michael McCarthy, Manager— Governance and Property, on telephone (08) 8721 2555 or emailing city@mountgambier.sa.gov.au.

M. MCSHANE, Chief Executive Officer

#### CITY OF PORT ADELAIDE ENFIELD

#### Review of Elector Representation

NOTICE is hereby given that the City of Port Adelaide Enfield is undertaking a review to determine whether a change of arrangements are required in respect to elector representation so as to ensure that the electors of the area are being adequately and fairly represented.

Pursuant to the provisions of Section 12 (7) of the Local Government Act 1999, notice is hereby given that Council has prepared a Representation Options Paper that examines the advantages and disadvantages of the various options available in regards to the composition and structure of Council, and the division of the council area into wards. A copy of the Representation Options paper is available on the Council's website at <u>www.portenf.sa.gov.au</u>, or a copy can be inspected and/or purchased at the Council office, 163 St Vincent Street, Port Adelaide, S.A. 5015.

Written submissions are invited from interested persons from Thursday, 21 July 2016, and should be directed to the Chief Executive Officer, P.O. Box 110, Port Adelaide, S.A. 5015, or emailed to <u>customer.service@portenf.sa.gov.au</u> to be received by 5 p.m. on Friday, 2 September 2016.

Information regarding the representation review can be obtained by contacting Danniele Worden, Executive Research Officer, on (08) 8405 6898.

M. WITHERS, Chief Executive Officer

#### CITY OF PORT LINCOLN

#### Review of Elector Representation

NOTICE is hereby given that the City of Port Lincoln is undertaking a review to determine whether a change of arrangements are required in respect to elector representation so as to ensure that the electors of the area are being adequately and fairly represented.

Pursuant to the provisions of Section 12 (7) of the Local Government Act 1999, notice is hereby given that Council has prepared a Representation Options Paper which examines the advantages and disadvantages of the various options available in regards to the composition and structure of Council, and the division of the Council area into wards.

A copy of the Representation Options Paper is available on the Council's website <u>www.portlincoln.sa.gov.au</u>, or a copy can be inspected and/or purchased at the Civic Centre, Level One, 60 Tasman Terrace and Port Lincoln Library, 2 London Street, Port Lincoln.

Written submissions are invited from interested persons and should be directed to the Chief Executive Officer, P.O. Box 1787, Port Lincoln, S.A. 5606, or emailed to <u>plcc@plcc.sa.gov.au</u> by close of business on Friday, 2 September 2016.

Information regarding the Elector Representation Review can be obtained by contacting Lisa Clements, Governance Administration Officer, on telephone (08) 8621 2348 or by emailing lisa.clements@plcc.sa.gov.au.

R. DONALDSON, Chief Executive Officer

#### CITY OF WEST TORRENS

#### Site Renaming

NOTICE is hereby given that the City of West Torrens, at its meeting held on 7 June 2016, issued a resolution, pursuant to Section 219 (1) of the Local Government Act 1999, that the name of the site at 10 Falcon Avenue, Mile End, be changed to Falcon Reserve.

T. BUSS, Chief Executive Officer

#### CORPORATION OF THE TOWN OF WALKERVILLE

#### Adoption of Valuation and Declaration of Rates 2016-2017

NOTICE is hereby given that the Council of the Corporation of the Town of Walkerville, at its meeting held on 18 July 2016, and in relation to the 2016-2017 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 \$2 972 012 100.

- 2. Declared differential general rates as follows:
  - 2.1 Residential: a rate of 0.0025279 in the dollar on the capital value of such rateable land;
  - 2.2 Commercial—Shop: a rate of 0.0039182 in the dollar on the capital value of such rateable land;
  - 2.3 Commercial—Office: a rate of 0.0039182 in the dollar on the capital value of such rateable land;
  - 2.4 Commercial—Other: a rate of 0.0039182 in the dollar on the capital value of such rateable land;

- 2.5 Industry—light: a rate of 0.0039182 in the dollar on the capital value of such rateable land;
- 2.6 Industry—other: a rate of 0.0039182 in the dollar on the capital value of such rateable land;
- 2.7 Primary production: a rate of 0.0039182 in the dollar on the capital value of such rateable land;
- 2.8 Vacant land: a rate of 0.0039182 in the dollar on the capital value of such rateable land;
- 2.9 Other: a rate of 0.0039182 in the dollar on the capital value of such rateable land.

3. Declared a minimum amount payable by way of general rates of \$1 133.

4. Declared a separate rate of 0.000096 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 the 9 September 2016, 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: 9 September 2016;

2nd payment: 9 December 2016;

3rd payment: 9 March 2017; and

4th payment: 9 June 2017.

A copy of the 2016-2017 Annual business plan can be viewed at Council's offices, 66 Walkerville Terrace, Gilberton, S.A. 5081 during business hours, or from website: <u>walkerville.sa.gov.au</u>. K. MAGRO, Chief Executive Officer

#### CLARE AND GILBERT VALLEYS COUNCIL

#### Results of Supplementary Election for Area Councillor Conducted on 11 July 2016

Formal Ballot Papers: 2 461 Informal Ballot Papers: 3 Quota: 1 231

Candidates	First Preference Votes	Result after Distribution of Preferences
Slattery, Karen McGregor, William Angus Bruhn, Leon Schupelius, Malcolm Darren	552 287 1 319 303	Elected

D. GULLY, Returning Officer

#### DISTRICT COUNCIL OF KIMBA

#### Environmental Health Officer

NOTICE is hereby given that Council at its Ordinary Meeting, held on Wednesday, 13 July 2016, withdrew any authority or delegations given to Keith Simmonds to act as Council's Environmental Health Officer as from 13 July 2016 (resigned position).

D. A. CEARNS, Chief Executive Officer

#### SOUTHERN MALLEE DISTRICT COUNCIL

#### Adoption of Valuation and Declaration of Rates

NOTICE is hereby given that the Southern Mallee District Council at the meeting held on Tuesday, 12 July 2016, resolved as follows:

### Adoption of Valuation

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 2016-2017 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 2016, as the date from which these assessments will become the valuations of the Council.

The assessed capital value of rateable properties is \$424 281 300 within a total valuation of \$442 940 200 less non rateable properties.

#### 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 2017, declares the following differential rates of:

- 0.008277 in the dollar on the capital value of rateable land within the townships of Parrakie, Geranium, Lameroo, Parilla and Pinnaroo; and
- 0.007297 in the dollar of the capital value of all other rateable land in the Council area.

#### 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.

#### Maximum Increase

Pursuant to Section 153 of the Local Government Act 1999 the Council has determined for the 2016-2017 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.

#### 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 \$536 in respect of all rateable properties within its area.

#### Rate Rebates 2016-2017

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 vacant land for Parilla and Geranium......\$402

Maximum for all other vacant land (excluding

the townships of Lameroo and Pinnaroo)......\$203

A maximum vacant unused land rate for the Lameroo and Pinnaroo townships that has previously been offered (2014-2015 \$334) is no longer available to encourage the development or sale of vacant land in the district.

A maximum residential rate payable in townships that has previously been offered (2014-2015 \$1 617) is no longer available due to financial constraints.

#### 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 the 5 September 2016.

#### Natural Resource Management Levy

Pursuant to Section 95 of the Natural Resource Management Act 2004 and Section 154 of the Local Government Act 1999, in order to reimburse the Council the amount of \$110 804 contributed to the SA Murray Darling Basin Natural Resource Management Board for the year ending 30 June 2017, a separate rate of 0.000261 in the dollar be declared on all rateable land in the Council's area within the board area.

#### Mobile Garbage Bin Collection and Disposal Service Charge

As set out in Section 155 of the Local Government Act 1999, the Council imposes an annual service charge against each rateable and non-rateable piece of land within the collection area in line with the Council's Mobile Garbage Bin Collection Service Policy of \$175 per annum and \$150 per annum for each additional Mobile Garbage Bin Collection.

#### Payment of Rates—Instalment Dates

Pursuant to Section 181 of the Local Government Act 1999, the Council declares that the Council rates for the financial year ending 30 June 2017, shall be payable in four equal instalments with instalments falling due on 5 September 2016, 5 December 2016, 6 March 2017 and 5 June 2017.

Dated 12 July 2016.

#### M. DOHNT, Chief Executive Officer

### SOUTHERN MALLEE DISTRICT COUNCIL

#### Review of Elector Representation

NOTICE is hereby given that the Southern Mallee District Council is undertaking a review to determine whether a change of arrangements is required in respect to elector representation so as to ensure that the electors of the area are being adequately and fairly represented.

Pursuant to the provisions of Section 12 (7) of the Local Government Act 1999, notice is hereby given that Council has prepared a Representation Options Paper which examines the advantages and disadvantages of the various options available in regards to the composition and structure of Council, and the division of the Council area into wards.

A copy of the Representation Options Paper is available on the Council's website (<u>www.southernmallee.sa.gov.au</u>), or a copy can be inspected and/or purchased at the Council offices, Day Street, Pinnaroo and Railway Terrace North, Lameroo.

Written submissions are invited from interested persons from Thursday, 21 July 2016 and should be directed to the Chief Executive Officer, P.O. Box 49, Pinnaroo S.A.5304 or emailed to <u>council@southernmallee.sa.gov.au</u> by close of business on Friday, 2 September 2016.

Further information regarding the elector representation review can be obtained by contacting Mia Dohnt, Chief Executive Officer, on telephone (08) 8577 8002 or alternatively by emailing council@southernmallee.sa.gov.au.

M. DOHNT, Chief Executive Officer

#### TATIARA DISTRICT COUNCIL

#### Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that the Tatiara District Council at its Special Meeting held on 5 July 2016, resolved the following:

#### Adoption of Valuations

To adopt for rating purposes the most recent valuations of the Valuer-General available to Council of the Capital Values applicable to rateable land within the area of the Council totals \$1 659 001 900 and the Capital Values applicable to non-rateable land within the area of the Council totals \$31 345 100, totalling \$1 690 347 000 in relation to all land within the Council area.

#### Declaration of Differential General Rates

To declare differential general rates on rateable land within the Council area according to the locality and the use of the land as follows:

1. In the area of the Council zoned in the Council's Development Plan consolidated 24 October 2013 as Residential, Town Centre, Commercial, Bulk Handling, Caravan and Tourist Park, Industry, Township and Community Zones:

- 1.1 0.6250 cents in the dollar on all rateable land with land use Categories (a), (b), (c), (d), (e), (f), (h) and (i).
- 1.2 0.4165 cents in the dollar on all rateable land with land use Category (g).

2. In the area of the Council zoned in the Council's Development Plan consolidated 24 October 2013 as Rural Living:

- 2.1 0.5000 cents in the dollar on all rateable land with land use Category (*a*);
- 2.2 0.6250 cents in the dollar on all rateable land with land use Categories (b), (c), (d), (e), (f) and (i);
- 2.3 0.4165 cents in the dollar on all rateable land with land use Categories (g) and (h).

3. In the area of the Council zoned in the Council's Development Plan consolidated 24 October 2013 as Primary Industry, Conservation, Deferred Urban and Water Protection:

- 3.1 0.4165 cents in the dollar on all rateable land with land use Categories (g) and (h);
- 3.2 0.5000 cents in the dollar on all rateable land with land use Categories (a), (b), (c), (d), (e), (f) and (i).

#### Minimum Rate

To fix a minimum amount of \$550 shall be payable by way of general rates on rateable land within the Council area.

#### Natural Resources Management Levy

To declare a separate rate based on a fixed charge on all rateable land in the area of the Council and in the area of the Board of:

- \$74.50 in respect of rateable land with land use Categories (*a*), (*h*) and (*i*);
- \$134.50 in respect of rateable land with land use Categories (b), (c) and (d);
- \$151 in respect of rateable land with land use Categories (*e*) and (*f*); and
- \$301 in respect of rateable land with land use Categories (g).

#### Community Wastewater Management Schemes

To impose service charges on all land within its area to which Council provides or makes available the Community Wastewater Management System varying according to whether the land is vacant or occupied:

Bordertown CWMS	Vacant Land Occupied Land	\$190 \$340
Keith CWMS	Vacant Land Occupied Land	\$190 \$340
Mundulla CWMS	Vacant Land Occupied Land	\$190 \$340
Wolseley CWMS	Vacant Land Occupied Land	\$190 \$340

Waste Management and Recycling Collection Annual/Service Charge

To declare an annual service charge of \$280 based on the nature of service, in respect of all land within its area to which it provides or makes available the prescribed service known as the 3-Bin Garbage, Green Waste and Recycling Collection Service.

R. J. HARKNESS, Chief Executive Officer

#### WAKEFIELD REGIONAL COUNCIL

#### Adoption of Valuation and Declaration of Rates

NOTICE is hereby given that at its meeting held on 6 July 2016, Wakefield Regional Council, in exercise of its powers contained in Chapter 10 of the Local Government Act 1999, made the following resolutions:

#### Adoption of Valuation

That, in accordance with the provisions of Section 167 of the Local Government Act 1999, Wakefield Regional Council adopts for the year ending 30 June 2017 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 30 June 2016 showing a total assessment for the district of \$1 883 596 940.

#### 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 ended 30 June 2017.

#### Declaration of Differential General Rates

That pursuant to the provisions of Section 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 2017 based on land use as follows:

- 0.3256 cents in the dollar on rateable land of Category 1 (Residential), Category 7 (Primary Production) and Category 9 (Other);
- 0.5438 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
- 0.9052 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 2017 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 \$459 for each occupied unit and \$367 for each unoccupied unit.

#### 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 2017 of \$278 for the service known as the Residential (three bin) waste collection service and \$244 for the service known as the Commercial (two bin) domestic waste collection service for the purpose of recovering from ratepayers, who will be benefited by the collection of waste, the full cost of providing those services.

#### 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 0.01737 cents in the dollar on rateable land within its area for the financial year ending 30 June 2017, 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 2017, will fall due in four instalments and further that Council determines that the instalments will fall due on:

- Friday, 9 September 2016;
- Friday, 9 December 2016;
- Friday, 10 March 2017; and
- Friday, 9 June 2017.

C. PARISH, Acting Chief Executive Officer

#### YORKE PENINSULA COUNCIL

#### Adoption of Valuations and Declaration of Rates 2016-2017

NOTICE is hereby given that at a meeting of the Yorke Peninsula Council held on 13 July 2016, the Council resolved for the financial year ending 30 June 2017, as follows:

#### Adoption of Valuations

To adopt 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 \$5 574 247 600, comprising \$167 152 448 in respect of non-rateable land and \$5 407 095 152 in respect of rateable land.

#### Declaration of Differential General Rates

To declare differential general rates on rateable land within the Council area as follows:

- on land of category (g) use (primary production), a rate of 0.1799 cents in the dollar; and
- on all other land a rate of 0.2455 cents in the dollar; and
- to impose a fixed charge component of the general rate of \$400.

#### Adoption of Community Wastewater Management Scheme Annual Service Charges

To impose service charges on each assessment of rateable and non-rateable land in the following areas to which land the Council makes available a Community Wastewater Management System: Per Unit \$

Maitland and Tiddy Widdy Beach areas: • occupied land
Ardrossan, Balgowan, Black Point, Edithburgh, Point Turton, Port Vincent, Port Victoria, Stansbury, Sultana Point and Yorketown areas:
occupied land
Bluff Beach, Chinaman Wells, Foul Bay, Hardwicke Bay, Port Julia and Rogues Point areas:
• all land

Adoption of Water Supply Schemes Annual Service Charges

To impose service charges on each assessment of rateable and non-rateable land in the following areas to which land the Council provides or makes available a water supply service:

	Ф
Balgowan area	180
Black Point area	180
Hardwicke Bay area	

#### Adoption of Waste Collection and Recycling Annual Service Charges

To impose an annual service charge based on the nature and level of usage of the service on both rateable and non-rateable land to which the Council provides the prescribed service of waste collection (the Waste Collection and Recycling Service) as follows:

- \$244 for a two bin service; and
- \$265 for a three bin service

Declaration of Separate Rate

To declare a separate rate of 0.01775 cents in the dollar be declared on all rateable land in the area of the Council to raise the amount of \$954 366 (net of rebates) payable to the Northern and Yorke Natural Resources Management Board.

A. CAMERON, Chief Executive Officer

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

Clarke, Marjorie Ruth, late of 9 Luhrs Road, Payneham South,

retired care worker, who died on 13 April 2016. *Clech, John Patrick*, late of 8 Renwick Street, West Beach, retired bar manager, who died on 1 May 2016.

Eggers, Klaus Otto, late of 160 O.G. Road, Felixstow, retired builder, who died on 16 April 2016.

Filmer, Maxwell Ross, late of 11 Hoover Road, Henley Beach South, retired courier driver, who died on 13 March 2016.

Longmuir, James Leslie, late of 160 O.G. Road, Felixstow, retired customs officer, who died on 21 February 2016. Mery, Helga Anna Maria, late of 3 O'Loughlin Terrace, Ceduna,

retired business proprietor, who died on 3 March 2016. Niewenhuyzen, Anton, late of 6 Ellis Street, Enfield, retired

spray painter, who died on 21 March 2016.

Phillips, Stanley Henry, late of 150 Adams Road, Craigmore, retired labourer, who died on 5 January 2016.

Sharman, Mary Eva, late of 7 Railway Terrace, Balaklava, of no occupation, who died on 26 February 2016.

Notice is hereby given pursuant to the Trustee Act 1936, the Inheritance (Family Provision) Act 1972 and the Family Relationships Act 1975, that all creditors, beneficiaries, and other persons having claims against the said estates are required to send, in writing, to the office of Public Trustee, G.P.O. Box 1338, Adelaide, S.A. 5001, full particulars and proof of such claims, on or before the 19 August 2016 otherwise they will be excluded from the distribution of the said estate; and notice is also hereby given that all persons indebted to the said estates are required to pay the amount of their debts to the Public Trustee or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estates are forthwith to deliver same to the Public Trustee.

Dated 21 July 2016.

D. A. CONTALA, Public Trustee

### PARTNERSHIP ACT 1891-1975

#### Notice of Discontinuance of Partnership

TAKE notice that as from 30 June 2016 the partnership of Amelia Shakira Langton-Goldstone, 22 Kanyaka Road, Aldgate, S.A. 5154 and Rachelle Nerida Sandow, 42 Braeside Road, Stirling, S.A. 5152 in the State of South Australia, who traded as Stirling Garden Solutions was dissolved.

Both Amelia Shakira Langton-Goldstone and Rachelle Nerida Sandow have retired from the partnership.

Dated 30 June 2016.

R. N. SANDOW A. S. LANGTON-GOLDSTONE

#### SALE OF PROPERTY

Auction Date: Friday, 29 July 2016 at 11.30 a.m.

Location: 109 Barton Terrace West, North Adelaide, S.A.

NOTICE is hereby given that on the above date at the time and place stated, by virtue of the Warrant of Sale issued out of the Magistrates Court of South Australia, Action No. AMCCI 3288 of 2013 directed to the Sheriff of South Australia in an action wherein Samuel Germein is the Plaintiff and Helen Marmanidis is the Defendant, I, Stephen Ferguson, Acting Sheriff of the State of South Australia, will by my auctioneers, Klemich Real Estate, make sale of the estate, right, title or interest whatsoever it may be of the Respondent, Helen Marmanidis the registered proprietor of an estate in fee simple in the following:

That piece of land situated in the area named North Adelaide, being 109 Barton Terrace West, Hundred of Yatala, being the property comprised in Certificate of Title Register Book Volume 5363, Folio 138.

Further particulars from the auctioneers:

Klemich Real Estate, 85 King William Street, Kent Town, S.A. 5067, Telephone (08) 8132 0255.

#### SALE OF PROPERTY

Auction Date: Saturday, 20 August 2016 at 11 a.m.

On line auction: Auction Blue www.auctionblue.com.au

NOTICE is hereby given that on the above date at the time and place stated, by virtue of a Warrant for Sale issued by the Magistrate's Court of South Australia (Matter No. MTBCI-12-195), are directed to the Sheriff of South Australia in an action wherein Kain Damon Selby-Fullgrabe is the Defendant, I, Steven Ferguson, Acting Sheriff of the State of South Australia, will by my auctioneers, Auction Blue make sale of the following:

10/2003 silver Holden Statesman Caprice Registration Number: WYP836

#### SALE OF PROPERTY

Auction Date: Saturday, 20 August 2016 at 11 a.m.

On line auction: Auction Blue www.auctionblue.com.au

NOTICE is hereby given that on the above date at the time and place stated, by virtue of a Warrant for Sale issued by the Magistrate's Court of South Australia (Matter No. MTBCI-12-195), are directed to the Sheriff of South Australia in an action wherein Kain Damon Selby-Fullgrabe is the Defendant, I, Steven Ferguson, Acting Sheriff of the State of South Australia, will by my auctioneers, Auction Blue make sale of the following:

1989 Olympic Tandem Trailer Registration No. TBE312

### 21 July 2016

#### SALE OF PROPERTY

Auction Date: Thursday, 21 July 2016 at 11.30 a.m.

Location: Unit 3, 2 Douglas Avenue, Reynella SA

NOTICE is hereby given that on the above date at the time and place stated, by virtue of the Warrant of Sale issued out of the Magistrates Court of South Australia, Action No. AMCCI 3494 of 2015, directed to the Sheriff of South Australia in an action wherein Strata Corporation No 7285 Inc is the Plaintiff and Brendan James Sinclair is the Defendant, I, Stephen Ferguson, Acting Sheriff of the State of South Australia, will by my auctioneers, Mark Griffin Real Estate, make sale of the estate, right, title or interest whatsoever it may be of the Respondent, Brendan James Sinclair the registered proprietor of an estate in fee simple in the following:

That piece of land situated in the area named Reynella, being Unit 3, 2 Douglas Avenue, Hundred of Adelaide, being the property comprised in Certificate of Title Register Book Volume 5007, Folio 822.

Further particulars from the auctioneers:

Griffin Real Estate,

22 Greenhill Road,

Wayville, S.A. 5034

Telephone 0414 214 858

#### SALE OF PROPERTY

Amended Auction Date: Thursday, 27 July 2016 at 11.30 a.m.

Location: 33 Kiernan Road, St Ives, South Australia

AMENDED notice is hereby given that on the above date at the time and place stated, by virtue of the Warrant of Sale issued out of the District Court of South Australia, Action No. 2762 of 2013, directed to the Sheriff of South Australia in an action wherein Crane Distribution Limited is the Plaintiff and Stephen Paul Wagner is the Defendant, I, Steve Ferguson, Acting Sheriff of the State of South Australia, will by my auctioneers, Griffin Real Estate, make sale of the estate, right, title or interest whatsoever it may be of the Defendant, Stephen Paul Wagner the registered proprietor of an estate in fee simple in the following:

That piece of land situated in the area named St Ives, being 33 Kiernan Road, St Ives, Hundred of Kanmantoo, being the property comprised in Certificate of Title Register Book Volume 5305, Folio 796.

Further particulars from the auctioneers:

Griffin Real Estate, 8 Greenhill Road, Wayville, S.A. 5034 Telephone: 0414 214 858

# 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 Email **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.

**Remember**—the onus is on you to inform us of any corrections necessary to your notice.

NOTE: Closing time for lodging new copy (electronically, fax or hard copy) is 4 p.m. on Tuesday preceding the day of publication.

Phone:8207 1045Fax:8207 1040

Email: <u>GovernmentGazetteSA@sa.gov.au</u>