



# THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

---

ADELAIDE, WEDNESDAY, 7 JUNE, 2017

---

## CONTENTS

Appointments, Resignations, Etc.....	2006	<b>REGULATIONS</b>	
Corporations and District Councils—Notices.....	2083	Disability Services Act 1993—	
Environment Protection Act 1993—Notices.....	2010	(No. 76 of 2017).....	2046
Fisheries Management Act 2007—Notices.....	2006	(No. 77 of 2017).....	2048
Health Care Act 2008—Notice.....	2015	State Procurement Act 2004 (No. 78 of 2017).....	2051
Housing Improvement Act 2016—Notice.....	2016	Heavy Vehicle National Law (South Australia) Act 2013—	
Liquor Licensing Act 1997—Notice.....	2017	(No. 79 of 2017).....	2052
Mental Health Act 2009—Notice.....	2008	Rail Safety National Law (South Australia) Act 2012—	
Motor Vehicles Act 1959—Notice.....	2020	(No. 80 of 2017).....	2078
National Parks and Wildlife (Breakaways Conservation		(No. 81 of 2017).....	2080
Park) Regulations 2013—Notice.....	2008	Retirement Villages Act 1987—Notice.....	2008
National Parks and Wildlife (National Parks)		Return to Work Corporation of South Australia Act 1994—	
Regulations 2016—Notice.....	2008	Notice.....	2035
Petroleum and Geothermal Energy Act 2000—		Road Traffic Act 1961—Notices.....	2008
Notice.....	2008	<b>RULES OF COURT</b>	
Proclamations.....	2043	Magistrates Court (Civil) Rules 2013—	
Proof of Sunrise and Sunset Act 1923—Almanac.....	2034	(Amendment 18).....	2038
Public Trustee Office—Administration of Estates.....	2095	Transport, Department of—Notice to Mariners.....	2008

---

**All public Acts appearing in this gazette are to be considered official, and obeyed as such**

---

Department of the Premier and Cabinet  
Adelaide, 7 June 2017

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Museum Board, pursuant to the provisions of the South Australian Museum Act 1976:

Deputy Member: (from 7 June 2017 until 22 May 2019)  
Richard Perkins (Deputy to Hanlon)

By command,

IAN KEITH HUNTER, for Premier

ASACAB003-12

Department of the Premier and Cabinet  
Adelaide, 7 June 2017

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

Member: (from 7 June 2017 until 6 June 2020)  
Ruth Sarah Stephenson

By command,

IAN KEITH HUNTER, for Premier

ASACAB003-11

Department of the Premier and Cabinet  
Adelaide, 7 June 2017

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Industrial Relations Consultative Council, pursuant to the provisions of the Fair Work Act 1994:

Member: (from 7 June 2017 until 16 March 2019)  
Natasha Brown  
Estha van der Linden

By command,

IAN KEITH HUNTER, for Premier

MIR0018/17CS

Department of the Premier and Cabinet  
Adelaide, 7 June 2017

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Teachers Appeal Board, pursuant to the provisions of the Education Act 1972:

Section 45 (2) (d) Panel Member: (from 7 June 2017 until 17 February 2019)

Ann Charmaine Beacham  
Suzanne King  
Sarah Anne Henderson-Sapir  
Karen Horner  
Raelene Lee Rowland  
Catherine Rugari

Section 45 (2) (e) Panel Member: (from 7 June 2017 until 17 February 2019)

Susan Janet Garwood  
Barry John Treleaven  
Nadine Gabrielle Schoen  
Terry Dolman  
Angela Kim Dean

By command,

IAN KEITH HUNTER, for Premier

MECD17/024

Department of the Premier and Cabinet  
Adelaide, 7 June 2017

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Susan Elizabeth Close, MP, Minister for Education and Child Development and Minister for Higher Education and Skills to be also Acting Minister for Transport and Infrastructure and Acting Minister for Housing and Urban Development for the period from 16 September 2017 to 29 September 2017 inclusive, during the absence of the Honourable Stephen Campbell Mullighan, MP.

By command,

IAN KEITH HUNTER, for Premier

MTR/17/028

Department of the Premier and Cabinet  
Adelaide, 7 June 2017

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Kyam Joseph Maher, MLC, Minister for Employment, Minister for Aboriginal Affairs and Reconciliation, Minister for Manufacturing and Innovation, Minister for Automotive Transformation and Minister for Science and Information Economy to be also Acting Minister for Transport and Infrastructure and Acting Minister for Housing and Urban Development for the period from 30 September 2017 to 1 October 2017 inclusive, during the absence of the Honourable Stephen Campbell Mullighan, MP.

By command,

IAN KEITH HUNTER, for Premier

MTR/17/028

Department of the Premier and Cabinet  
Adelaide, 7 June 2017

HIS Excellency the Governor in Executive Council has been pleased to accept the 2016 University of Adelaide Annual Report, pursuant to Section 25 (1) of the University of Adelaide Act 1971.

By command,

IAN KEITH HUNTER, for Premier

MHES17/007

## FISHERIES MANAGEMENT ACT 2007: SECTION 115

### *Exemption No. ME9902926*

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, Michael Dyer of Oceanic Victor Pty Ltd, P.O. Box 3527, Port Lincoln, S.A. 5606 (the 'exemption holder'), or a person acting as his agent, are exempt from the provisions of Section 52 of the Fisheries Management Act 2007, but only insofar as the exemption holder may collect aquatic organisms from the waters described in Schedule 1, using the gear specified in Schedule 2 (the 'exempted activity'), subject to the conditions set out in Schedule 3, from 1 June 2017 until 31 May 2018, unless varied or revoked earlier.

### SCHEDULE 1

- For all exempted species other than Knifejaw (*Oplegnathus woodwardi*), Samson Fish (*Seriola hippos*) and Sergeant Baker (*Latropiscis purpurissatus*) waters of the State between Cape Jervis (GDA 94: 138°5'36.754"E, 35°36'14.337"S) and Horseshoe Bay (GDA 94: 138°41'22.308"E; 35°32'0.437"S) not exceeding 10 km seaward from the mainland, excluding Aquatic Reserves, Marine Park Sanctuary Zones and restricted access zones, and waters seaward of the line of Mean High Water Springs to a depth of 2 m in the area of a rocky reef.
- For Knifejaw (*Oplegnathus woodwardi*), Samson Fish (*Seriola hippos*) and Sergeant Baker (*Latropiscis purpurissatus*) waters of the State, excluding Aquatic Reserves, Marine Park Sanctuary Zones and restricted access zones, and waters seaward of the line of Mean High Water Springs to a depth of 2 m in the area of a rocky reef.

## SCHEDULE 2

- By hand using SCUBA
- Rod and line

## SCHEDULE 3

1. The specimens collected by the exemption holder are to be held for display purposes only at the aquaculture licenced site AQ00315 and must not be sold.

2. The exemption holder or nominated agents must not take:

- more than 50 11-arm Starfish (*Coscinasterais muricata*) in any 12 months and no more than 5 on any one day;
- more than 40 Blacklip Abalone (*Haliotis rubra*) in any 12 months and no more than 5 on any one day;
- more than 40 Greenlip Abalone (*Haliotis laevis*) in any 12 months and no more than 5 on any one day;
- more than 50 Hermit Crabs (*Diogenidae* family) in any 12 months and no more than 20 on any one day;
- more than 10 Knifejaw (*Oplegnathus woodwardi*) in any 12 months and no more than 5 on any one day;
- more than 50 Purple Sea Urchins (*Heliocidaris erythrogramma*) in any 12 months and no more than 10 on any one day;
- more than 50 Razorfish (*Pinna bicolor*) in any 12 months and no more than 25 on any one day;
- more than 20 Samson Fish (*Seriola hippos*) in any 12 months and no more than 3 on any one day;
- more than 100 Commercial / King Scallops (*Pecten fumatus*) in any 12 months and no more than 25 on any one day;
- more than 100 Queen Scallops (*Equichlamys bifrons*) in any 12 months and no more than 25 on any one day;
- more than 20 Sea Snail (*Cabestana tabulata*) in any 12 months and no more than 20 on any one day;
- more than 50 Sea Urchin (*Goniocidaris tubaria impressa*) in any 12 months and no more than 20 on any one day;
- more than 50 Granula Seastar (*Uniophore granifera*) in any 12 months and no more than 10 on any one day;
- more than 10 Sergeant Baker (*Latropiscis purpurissatus*) in any 12 months and no more than 5 on any one day;
- more than 100 Starfish (*Tosia magnifica*) in any 12 months and no more than 25 on any one day.

3. All abalone (*Haliotis rubra* and *H. laevis*) must be taken from within 1 km from the boundary of the aquaculture licenced site AQ00315.

4. Collections of invertebrate species must not occur within 10 m of a previous collection.

5. Steve Wilson as a nominated agent may conduct the exempted activity on behalf of the exemption holder.

6. The exemption holder or nominated agent may be assisted by 2 other people at any one time when undertaking the exempted activity but only whilst in the presence of the exemption holder or nominated agent and while working under their direction.

7. 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 or nominated agent will need to have a copy of the exemption at the time of making the call, and be able to provide information about the location and time of the exempted activity, the vehicles and/or boats involved, the number of agents undertaking the exempted activity and other related issues.

8. Within 14 days of expiry of this exemption, the exemption holder must provide a report in writing to the Director, Fisheries and Aquaculture Policy (G.P.O. Box 1625, Adelaide, S.A. 5001), giving the following details:

- the date and time of each collection;
- GPS location of where collection occurred;
- the description of all species collected;
- the number of each species collected;

- the number of mortalities (if any);
- gear used; and
- any interaction with protected species and marine mammals;

9. Species collected pursuant to this notice must not be released once they have been kept separate to their natural environment.

10. While engaging in the exempted activity, the exemption holder or their nominated agents must be in possession of a copy of this notice. Such notice must be produced to a Fisheries Officer if requested.

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

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

Dated 26 May 2017.

S. SLOAN, Director,  
Fisheries and Aquaculture Policy

## FISHERIES MANAGEMENT ACT 2007: SECTION 115

## Exemption No. ME9902941

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, Dr Charlie Huvneers of Flinders University, School of Biological Sciences, Sturt Road, Bedford Park, S.A. 5042 (the 'exemption holder'), or a person acting as his agent, are exempt from Sections 52 and 70 of the Fisheries Management Act 2007 and Regulation 7 and Clause 72 of Schedule 6 of the Fisheries Management (General) Regulation 2007, but only insofar as the exemption holder may undertake the activities specified in Schedule 1 (the 'exempted activity'), subject to the conditions set out in Schedule 2, from 1 June 2017 until 2 June 2017 inclusive, unless varied or revoked earlier.

## SCHEDULE 1

Six shots of a prawn trawl net of no more than 40 minutes each using demersal double-rig prawn trawl with standard mesh and a maximum cod end mesh of 50 mm.

## SCHEDULE 2

1. The exempted activity must be conducted using the SARDI research vessel Ngerin.

2. The exempted activity may only be undertaken on one night during the permitted time frame.

3. The exempted activity is to be undertaken in the waters contained within Gulf St Vincent, commencing at position:

Latitude 34°45.00'S, Longitude 138°17.00'E, then to position Latitude 34°47.00'S, Longitude 138°17.00'E, then to position Latitude 34°47.00'S, Longitude 138°15.00'E, then to position Latitude 34°45.00'S, Longitude 138°15.00'E, then to the point of commencement.

4. The exempted activity may not be undertaken in daylight hours between sunrise and sunset for Adelaide (as published in the *South Australian Government Gazette* pursuant to the requirements of the Proof of Sunrise and Sunset Act 1923).

5. Two hours before undertaking the exempted activity, the exemption holder or a person acting as an agent must contact PIRSA Fishwatch on 1800 065 522 and answer a series of questions about the exempted activity.

6. While engaging in the exempted activity, the exemption holder or agent must be in possession of a copy of this notice. Such notice must be produced to a Fisheries Officer immediately upon request. Exemption number ME9902941.

7. The exemption holder must provide a summary of catch to the Director, Fisheries and Aquaculture Policy, (G.P.O. Box 1625, Adelaide, S.A. 5001) upon completion, giving a list of species caught, including any threatened, endangered and protected species.

8. The exemption holder must not conduct any other fishing activity including recreational fishing whilst undertaking the exempted activity.

9. All species caught during the exempt activity must be returned to the water as soon as practical.

Dated 30 May 2017.

S. SLOAN, Director,  
Fisheries and Aquaculture Policy

#### MENTAL HEALTH ACT 2009

NOTICE is hereby given in accordance with Section 94 (1) of the Mental Health Act 2009, that the Chief Psychiatrist has determined the following persons as Authorised Mental Health Professionals commencing from the date of gazettal:

A person's determination will expire three years after the date of gazettal.

Caley, Robert  
Conahan, Moira-Jane  
Jordan, Stephanie  
Kidd, Penny  
Kidd, Rowena  
McKinlay, Heidi  
Shepherd, Bethne  
Waugh, Phillip

A. GROVES, Chief Psychiatrist

#### NATIONAL PARKS AND WILDLIFE (BREAKAWAYS CONSERVATION PARK) REGULATIONS 2013

##### *Partial Closure of Kanku-Breakaways Conservation Park*

PURSUANT to Regulation 19 (3) (d) of the National Parks and Wildlife (Breakaways Conservation Park) Regulations 2013, I, Chevahn Hoad, as Executive Officer, Kanku-Breakaways Conservation Park, authorised delegate of the Kanku-Breakaways Conservation Park Co-management Board, close to the public (excluding participants and support vehicles of the Great Kanku-Breakaways Marathon), the portion of the Kanku-Breakaways Conservation Park from the turnoff behind Lookout 1 to the Kempe Road and Breakaways Road intersection, from 8.30 a.m. on Saturday, 10 June 2017 until 1 p.m. on Saturday, 10 June 2017.

The purpose of the closure is to ensure the safety of the participants and support crews in the Great Kanku-Breakaways Conservation Park Marathon during the period indicated.

Dated 5 June 2017.

C. HOAD, Executive Officer,  
Kanku-Breakaways Conservation Park

#### NATIONAL PARKS AND WILDLIFE (NATIONAL PARKS) REGULATIONS 2016

##### *Closure of Tallaringa Conservation Park*

PURSUANT to Regulation 7 (3) (d) of the National Parks and Wildlife (National Parks) Regulations 2016, I, Grant Anthony Pelton, as Director, Regional Programs, Parks and Regions Group, authorised delegate of the Director of National Parks and Wildlife, close to the public, Tallaringa Conservation Park including Anne Beadell Highway, from 6 a.m. on Sunday, 11 June 2017 until 6 a.m. on Friday, 14 July 2017.

The purpose of the closure is to ensure the safety of the public during Department of Defence testing within the park area, during the period indicated.

Dated 1 June 2017.

G. A. PELTON, Director,  
Regional Programs Branch, Parks and Regions,  
Department of Environment, Water and Natural Resources

#### NOTICE TO MARINERS

No. 9 OF 2017

##### *South Australia—Gulf St Vincent—Construction of Trial Shellfish Reef near Ardrossan*

MARINERS are advised that maritime works are being conducted to establish a trial shellfish reef on the sea bed in an area approximately one kilometre south of Rogues Point, Gulf St Vincent. A 40 metre barge will operate in daylight hours during the month of June, in the area delineated below:

137°54'07.793"S	34°30'28.254"E
137°53'57.222"S	34°30'27.973"E
137°53'56.888"S	34°30'37.589"E
137°54'07.045"S	34°30'37.842"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 406 to 408

Adelaide, 29 May 2017.

STEPHEN MULLIGAN,  
Minister for Transport and Infrastructure

DPTI 2017/002277/01

#### PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

##### *Suspension of Petroleum Exploration Licence—PEL 112*

PURSUANT to Section 90 of the Petroleum and Geothermal Energy Act 2000, notice is hereby given that the abovementioned Petroleum Exploration Licence has been suspended for the period from and including 11 May 2017 until 10 May 2018, under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 31 March 2017.

The expiry date of PEL 112 is now determined to be 10 January 2020.

Dated 30 May 2017.

E. ALEXANDER,  
Acting Executive Director,  
Energy Resources Division,  
Department of the Premier and Cabinet,  
Delegate of the Minister for Mineral Resources and Energy

#### RETIREMENT VILLAGES ACT 1987

##### SECTION 36 (1)

##### *Voluntary Termination of Retirement Village Scheme*

TAKE notice that I, Zoe Bettison, Minister for Ageing, pursuant to section 36(1) of the Retirement Villages Act 1987 (the Act), hereby terminate the Harmer Homes retirement village scheme situated at 23 Mill Street Clare, S.A. 5453 and comprising all of the land and improvements in Certificates of Title Register Book Volume 5662, Folio 982, I do so being satisfied for the purposes of Section 36 (2) of the Act that there were no longer any retirement village residents in occupation. The date of termination was 27 June, 2014.

Dated 30 May 2017.

ZOE BETTISON, Minister for Ageing

#### ROAD TRAFFIC ACT 1961

##### *Approval of Couriers*

I, GRANTLEY JOHN STEVENS, Commissioner of Police, pursuant to Schedule 1, Part 1, Section 1A (a) of the Road Traffic Act 1961, approve the following persons as couriers for the purposes of Schedule 1 of the Road Traffic Act 1961:

Stewart Paul Wilkins.

Dated 5 June 2017.

G. J. STEVENS, Commissioner of Police,  
South Australia Police

## ROAD TRAFFIC ACT 1961

*Authorised Officers to Operate Breath Analysing Instruments*

I, GRANT STEVENS, Commissioner of Police, do hereby notify that on and from 29 May 2017, the following persons were authorised by the Commissioner of Police to operate breath analysing instruments as defined in and for the purposes of the:

Road Traffic Act 1961;  
Harbors and Navigation Act 1993;  
Security and Investigation Industry Act 1995; and  
Rail Safety National Law (South Australia) Act 2012.

PD Number	Officer Name
72002	Ayres, Alexander Bronte
75939	Hannun, Raed
73481	Kearney, Phillip David
72136	Lyons, Alia Marie
75735	Marshall, Lee Norman
75854	Mixon, James Ross
79826	Orchard, Trevor Ian
72274	O'Rourke, Sara Nicole
74863	Parish, Marika Jane
38498	Ruwoldt, Amber Alice
74259	Sangermano, Steven Domenico
72070	Wilkinson, Daren Paul

GRANT STEVENS, Commissioner of Police

## ENVIRONMENT PROTECTION ACT 1993

*Approval of Category B Containers*

I, ANDREA KAYE WOODS, Team Leader, Container Deposit Legislation and Delegate of the Environment Protection Authority ('the Authority'), pursuant to Section 68 of the Environment Protection Act 1993 (SA) ('the Act') hereby:

*Approval of Category B Containers*

Approve as Category B Containers, subject to the conditions in subclauses 1, 2, 3 and 4 below, each of the classes of containers identified by reference to the following matters described in the first 4 columns of Schedule 1 of this Notice which are sold in South Australia:

- (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.
- (1) That containers of the class to which the approval relates must bear the refund marking specified by the Authority for containers of that class. The Authority specifies the following refund markings for Category B containers:
    - (i) '10c refund at collection depots when sold in SA'; or
    - (ii) '10c refund at SA/NT collection depots in State/Territory of purchase'.
  - (2) The holder of the approval must have in place an effective and appropriate waste management arrangement in relation to containers of that class. For the purpose of this approval notice the company named in Column 5 of Schedule 1 of this Notice is the nominated super collector.
  - (3) In the case of an approval in relation to category B containers that the waste management arrangement must require the holder of the approval to provide specified super collectors with a declaration in the form determined by the Authority in relation to each sale of such containers by the holder of the approval as soon as practicable after the sale'.
  - (4) The holder of these approvals must ensure that if a sticker bearing the refund marking has been approved, and is applied to the container, then the sticker must not be placed on any portion of the opening mechanism or in any other place that would require complete or partial removal of the sticker before the contents may be consumed.

## SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
4 Pines Keller Door Hop Hash XPA	500	Glass	4 Pines Brewing Company Wholesale Pty Ltd	Marine Stores Ltd
Grolsch Premium Lager	450	Glass	Asahi Premium Beverages	Statewide Recycling
Grolsch Premium Lager	330	Glass	Asahi Premium Beverages	Statewide Recycling
Peroni Nastro Azzurro	330	Glass	Asahi Premium Beverages	Statewide Recycling
Peroni Nastro Azzurro Leggera	330	Glass	Asahi Premium Beverages	Statewide Recycling
Somersby Apple Cider	440	Can—Aluminium	Asahi Premium Beverages	Statewide Recycling
Picco Bitter Aperitivo Vodka Arancia	100	Glass	Barletta International	Statewide Recycling
Picco Bitter Aperitivo Vodka Limone	100	Glass	Barletta International	Statewide Recycling
Beer Garden Captain Porter	330	Glass	Beer Garden Brewing	Statewide Recycling
Beer Garden Original Sin Coffee Stout	330	Glass	Beer Garden Brewing	Statewide Recycling
Beer Garden Section 49 Wheat Beer	330	Glass	Beer Garden Brewing	Statewide Recycling
Boatrock Brewing Co Jungle Jive Sour IPA	330	Glass	Boatrock Brewing Company	Statewide Recycling
Boatrock Brewing Co Miss Pinky Raspberry Berliner Weisse	330	Glass	Boatrock Brewing Company	Statewide Recycling
Barrs Ginger Beer	330	Can—Aluminium	British Provender Pty Ltd	Statewide Recycling
Barrs Lemonade	330	Can—Aluminium	British Provender Pty Ltd	Statewide Recycling
Barrs Orig Cream Soda	330	Can—Aluminium	British Provender Pty Ltd	Statewide Recycling
Britvic Shandy Bass	330	Can—Aluminium	British Provender Pty Ltd	Statewide Recycling
Cherry Cola	330	Can—Aluminium	British Provender Pty Ltd	Statewide Recycling
Club Orange	330	Can—Aluminium	British Provender Pty Ltd	Statewide Recycling
Dandelion & Burdock	330	Can—Aluminium	British Provender Pty Ltd	Statewide Recycling
Tango Cherry	330	Can—Aluminium	British Provender Pty Ltd	Statewide Recycling
Tango Orange	330	Can—Aluminium	British Provender Pty Ltd	Statewide Recycling
Tizer	330	Can—Aluminium	British Provender Pty Ltd	Statewide Recycling
Califia Farms Cocoa Noir Cold Brew Coffee with Almond	310	PET	Califia Farms Pty Ltd	Statewide Recycling
Califia Farms Ginger with Almond Tumeric Spiced Blend	310	PET	Califia Farms Pty Ltd	Statewide Recycling
Califia Farms Go Coconuts & Coconut Water Blend	750	PET	Califia Farms Pty Ltd	Statewide Recycling
Califia Farms Matcha with Almond Ceremonial Green Tea	310	PET	Califia Farms Pty Ltd	Statewide Recycling
Califia Farms Protein Maca Spresso with Almond	310	PET	Califia Farms Pty Ltd	Statewide Recycling
Califia Farms Toasted Oats N Almond	750	PET	Califia Farms Pty Ltd	Statewide Recycling
Califia Farms Triple Shot Cold Brew Coffee with Almond	310	PET	Califia Farms Pty Ltd	Statewide Recycling
Califia Farms Unsweetened Vanilla Almond	750	PET	Califia Farms Pty Ltd	Statewide Recycling
Califia Farms Unsweetened Black & White Cold Brew Coffee with Almond	310	PET	Califia Farms Pty Ltd	Statewide Recycling
Califia Farms Unsweetened Black & White Cold Brew Coffee with Almond	750	PET	Califia Farms Pty Ltd	Statewide Recycling

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Califia Farms XX Espresso Cold Brew Coffee with Almond	750	PET	Califia Farms Pty Ltd	Statewide Recycling
Budweiser	355	Bottle—Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Goose Island Midway Session IPA	330	Glass	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Little Green Apple Cider 3.5%	375	Can—Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Pure Blonde Crisp Apple Cider	375	Can—Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Heineken Lager Beer	330	Glass	Clare Aslanidis T/AS Adelaide Wholesale Liquor	Statewide Recycling
Pacifico Cerveza Clara	355	Glass	Clare Aslanidis T/AS Adelaide Wholesale Liquor	Statewide Recycling
Peroni Doppio Malto Gran Riserva	500	Glass	Clare Aslanidis T/AS Adelaide Wholesale Liquor	Statewide Recycling
Peroni Puro Malto Gran Riserva	500	Glass	Clare Aslanidis T/AS Adelaide Wholesale Liquor	Statewide Recycling
Pro Live Blueberry Probiotic Drink	62	PET	Costco Wholesale Australia Pty Ltd	Statewide Recycling
Bacchus Chocini Cream	700	Glass	Drink Craft Pty Ltd	Statewide Recycling
Bacchus Jam Donut Cream	700	Glass	Drink Craft Pty Ltd	Statewide Recycling
Bacchus QF Cream	700	Glass	Drink Craft Pty Ltd	Statewide Recycling
Bacchus Salted Caramel Cream	700	Glass	Drink Craft Pty Ltd	Statewide Recycling
Bacchus The Legendary Cowboy Cream	700	Glass	Drink Craft Pty Ltd	Statewide Recycling
Bacchus Xpresso Cream	700	Glass	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Brewed Strawberry & Lime	375	Can—Aluminium	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Brewed Strawberry & Lime	1 250	PET	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Brewed Tropical	1 250	PET	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Brewed Tropical	375	Can—Aluminium	Drink Craft Pty Ltd	Statewide Recycling
Fork Tree Southern Sunrise Ale	330	Glass	Forktree Brewing Co	Statewide Recycling
OH Sparkling Peach Passionfruit	250	Can—Aluminium	Frucor Beverages Ltd	Statewide Recycling
Rockstar Energy Drink	500	Can—Aluminium	Frucor Beverages Ltd	Statewide Recycling
Rockstar Watermelon Freeze Energy Drink	500	Can—Aluminium	Frucor Beverages Ltd	Statewide Recycling
V Bling Guarana Energy Drink	500	Can—Aluminium	Frucor Beverages Ltd	Statewide Recycling
V Bling Guarana Energy Drink	275	Can—Aluminium	Frucor Beverages Ltd	Statewide Recycling
V Bling Guarana Energy Drink	250	Can—Aluminium	Frucor Beverages Ltd	Statewide Recycling
V Sugar Free Guarana Energy Drink	200	Can—Aluminium	Frucor Beverages Ltd	Statewide Recycling
800+ Pure Natural Mineral Water	1 500	PET	Inen Pty Ltd	Statewide Recycling
800+ Pure Natural Mineral Water	500	PET	Inen Pty Ltd	Statewide Recycling
Big M Banana	600	LPB—Aseptic	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Big M Chocolate Original	300	HDPE	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Big M Chocolate Original	600	LPB—Aseptic	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Big M Double Choc	750	HDPE	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Big M Double Choc	500	HDPE	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Big M Egg Flip	600	LPB—Aseptic	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Big M Iced Coffee	300	HDPE	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Big M Iced Coffee	600	LPB—Aseptic	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Big M Strawberry	500	HDPE	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Big M Strawberry	750	HDPE	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Big M Strawberry	600	LPB—Aseptic	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Big M Strawberry	300	HDPE	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Dare Cold Pressed Coffee Latte	300	PET	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Dare Cold Pressed Coffee Strong Latte	300	PET	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Dare Iced Coffee Mocha	750	HDPE	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Dare Iced Coffee Mocha	500	HDPE	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Dare Iced Coffee Raw	500	HDPE	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Farmers Union Iced Coffee	500	HDPE	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Farmers Union Iced Coffee Strong	500	HDPE	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
M Moove Chocolate	300	HDPE	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
M Moove Chocolate	600	LPB—Aseptic	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
M Moove Chocolate	500	HDPE	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
M Moove Strawberry	500	HDPE	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
M Moove Strawberry	600	LPB—Aseptic	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
M Moove Strawberry	300	HDPE	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Pura Classic French Vanilla Cappuccino	600	LPB—Aseptic	Lion Dairy & Drinks Pty Ltd	Marine Stores Ltd
Heineken	330	Can—Aluminium	Lion Pty Ltd	Marine Stores Ltd
James Squire Cabin Fever Session IPA	345	Glass	Lion Pty Ltd	Marine Stores Ltd
Little Creatures Fire Falcon Hoppy Red	330	Glass	Lion Pty Ltd	Marine Stores Ltd
Malt Shovel Brewers Karni Kolsch	568	Glass	Lion Pty Ltd	Marine Stores Ltd
White Rabbit Apple Cider	750	Glass	Lion Pty Ltd	Marine Stores Ltd
White Rabbit Wolpertinger Quick Soured IPA	750	Glass	Lion Pty Ltd	Marine Stores Ltd
Pistonhead Lager	330	Can—Aluminium	Maverick Imports Pty Ltd	Flagcan Distributors
Tiny Rebel Beat Box APA	330	Glass	Maverick Imports Pty Ltd	Flagcan Distributors
Tiny Rebel Cali APA	330	Can—Aluminium	Maverick Imports Pty Ltd	Flagcan Distributors
Tiny Rebel Clwb Tropicana	330	Can—Aluminium	Maverick Imports Pty Ltd	Flagcan Distributors
Tiny Rebel Cwch Red Ale	330	Can—Aluminium	Maverick Imports Pty Ltd	Flagcan Distributors

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Applewood Farm Apple & Blackcurrant Juice	350	Glass	Metro Beverage Company Adelaide Pty Ltd	Statewide Recycling
Applewood Farm Apple Juice	250	Glass	Metro Beverage Company Adelaide Pty Ltd	Statewide Recycling
Applewood Farm Apple Juice	350	Glass	Metro Beverage Company Adelaide Pty Ltd	Statewide Recycling
Applewood Farm Mango & Banana Juice	350	Glass	Metro Beverage Company Adelaide Pty Ltd	Statewide Recycling
Applewood Farm Mango & Banana Juice	250	Glass	Metro Beverage Company Adelaide Pty Ltd	Statewide Recycling
Applewood Farm Orange & Mango Juice	350	Glass	Metro Beverage Company Adelaide Pty Ltd	Statewide Recycling
Applewood Farm Orange Juice	250	Glass	Metro Beverage Company Adelaide Pty Ltd	Statewide Recycling
Applewood Farm Orange Juice	350	Glass	Metro Beverage Company Adelaide Pty Ltd	Statewide Recycling
Applewood Farm Tropical Juice	350	Glass	Metro Beverage Company Adelaide Pty Ltd	Statewide Recycling
Mountain Goat Beer Barrel Breed	750	Glass	Mountain Goat Beer Pty Ltd	Statewide Recycling
The Bucha Shop Berry Kombucha	400	PET	New Age Beverages Pty Ltd	Statewide Recycling
The Bucha Shop Lemon & Ginger Kombucha	400	PET	New Age Beverages Pty Ltd	Statewide Recycling
The Bucha Shop Original Kombucha	400	PET	New Age Beverages Pty Ltd	Statewide Recycling
The Coach House Dairy Coffee & Milk	300	PET	Nulac Foods Pty Ltd	Marine Stores Ltd
Schweppes Agrum Blood Orange	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Apple & Cranberry With Natural Mineral Water	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Blood Orange & Passionfruit With Natural Mineral Water	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Diet Dry Ginger Ale	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Diet Indian Tonic Water	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Dry Ginger Ale	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Indian Tonic Water	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Infused Natural Mineral Water With Grapefruit	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Infused Natural Mineral Water With Lime	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Infused Natural Mineral Water With Peach	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Infused Natural Mineral Water With Raspberry	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Lemon & Lime With Natural Mineral Water	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Lemon Lime & Bitters	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Lemon With Natural Mineral Water	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Lime Soda Water	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Natural Mineral Water	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Orange & Mango With Natural Mineral Water	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Pineapple & Lemon With Natural Mineral Water	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Soda Water	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Sugar Free Agrum Citrus Blend	1 100	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Shifty Lizard Brewing Co IPA	330	Can—Aluminium	Shifty Lizard Brewing Co. Pty Ltd	Statewide Recycling
Shifty Lizard Brewing Co Pale Ale	330	Can—Aluminium	Shifty Lizard Brewing Co. Pty Ltd	Statewide Recycling
T2 Iced Lifes A Peach	500	LPB—Aseptic	Tea Too Pty Ltd	Statewide Recycling
T2 Iced Matcha Fresh	500	LPB—Aseptic	Tea Too Pty Ltd	Statewide Recycling
T2 Iced Melbourne Breakfast	500	LPB—Aseptic	Tea Too Pty Ltd	Statewide Recycling
T2 Iced Strawberry Fields	500	LPB—Aseptic	Tea Too Pty Ltd	Statewide Recycling
Barrs Cloudy Lemonade	330	Can—Aluminium	Ten Acre Trading	Statewide Recycling
Barrs Cream Soda	330	Can—Aluminium	Ten Acre Trading	Statewide Recycling
Barrs Ginger Beer	330	Can—Aluminium	Ten Acre Trading	Statewide Recycling
Coco Mylk Latte	300	Glass	Ten Acre Trading	Statewide Recycling
Dandelion 'N' Burdock	330	Can—Aluminium	Ten Acre Trading	Statewide Recycling
Kreol Lemon Ginger Honey	330	Glass	Ten Acre Trading	Statewide Recycling
Kreol Mango Lime Turmeric	330	Glass	Ten Acre Trading	Statewide Recycling
Kreol Passionfruit Orange	330	Glass	Ten Acre Trading	Statewide Recycling
OKF Aloe Vera Original Sugar Free	500	PET	Ten Acre Trading	Statewide Recycling
Rauch ACE	200	Glass	Ten Acre Trading	Statewide Recycling
Rauch Apple Juice	200	Glass	Ten Acre Trading	Statewide Recycling
Rauch Apricot Nectar	200	Glass	Ten Acre Trading	Statewide Recycling
Rauch Orange Juice	200	Glass	Ten Acre Trading	Statewide Recycling
Rauch Peach	200	Glass	Ten Acre Trading	Statewide Recycling
Rauch Pear Nectar	200	Glass	Ten Acre Trading	Statewide Recycling
Rauch Pineapple Juice	200	Glass	Ten Acre Trading	Statewide Recycling
Rauch Strawberry	200	Glass	Ten Acre Trading	Statewide Recycling
Rauch Tomato Juice	200	Glass	Ten Acre Trading	Statewide Recycling



Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Shandy Bass	330	Can—Aluminium	Ten Acre Trading	Statewide Recycling
Strangelove Classic Cola	275	Glass	Ten Acre Trading	Statewide Recycling
Community Co Lightly Sparkling Natural Spring Water	1 250	PET	Tru Blu Beverages Pty Limited	Flagcan Distributors
Community Co Lightly Sparkling Natural Spring Water Lime	1 250	PET	Tru Blu Beverages Pty Limited	Flagcan Distributors
Bavaria Malt	250	Glass	Persian Grocery	N/A—see notes
Bavaria Malt	330	Can—Aluminium	Persian Grocery	N/A—see notes
Bavaria Peach Malt	250	Glass	Persian Grocery	N/A—see notes

## 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
5+2 Mix Berry	250	PET	Bickfords Australia Pty Ltd	Statewide Recycling
5+2 Tropical	250	PET	Bickfords Australia Pty Ltd	Statewide Recycling
5+2 Veggie	250	PET	Bickfords Australia Pty Ltd	Statewide Recycling
5+2 Vege Kick	250	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Adelaide Festival 2002	600	Plastic	Bickfords Australia Pty Ltd	Statewide Recycling
Applemaid Sparkling Apple Juice	750	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Applemaid Sparkling Apple Juice with Lemon Lime & Bitters	750	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Aqua Pura Fruit Splash Apple Raspberry Fruit Flavour	1 250	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Aqua Pura Fruit Splash Apple Raspberry Fruit Flavour	600	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Aqua Pura Fruit Splash Citrus Fruit Flavour	1 250	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Aqua Pura Fruit Splash Citrus Fruit Flavour	600	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Aqua Pura Fruit Splash Wildberry Fruit Flavour	600	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Aqua Pura Fruit Splash Wildberry Fruit Flavour	1 250	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Aqua Pura H2O Vitamin Apple Guava Body	500	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Aqua Pura H2O Vitamin Cranberry Pomegranate Defence	500	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Aqua Pura H2O Vitamin Lemon Lime Energy	500	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Aqua Pura H2O Vitamin Peach Balance	500	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Aqua Pura Hints Lemon	500	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Aqua Pura Hints Lemon Mint	500	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Aqua Pura Hints Mint	500	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Aqua Sparkling Mineral Water	750	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Berries & Acai 100% Juice	300	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Blackcurrant Sparkling 7% Fruit Juice Drink	300	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Blueberry Juice Drink	750	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Classic Originals Blackcurrant	600	Plastic	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Classic Originals Lemon	600	Plastic	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Classic Originals Lemon Lime	600	Plastic	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Classic Originals Tropical	600	Plastic	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Cloudy Pear	750	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Coconut Juice	300	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Coconut Juice	750	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Cranberry & Blueberry Juice Drink	1 000	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Cranberry Juice Drink	250	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Cranberry Juice Drink	1 000	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Cranberry Juice Drink	300	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Old Style Ginger Beer	750	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Old Style Grape Soda	275	Glass	Bickfords Australia Pty Ltd	Statewide Recycling

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Bickfords Old Style Orange Cream	275	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Pomegranate 100% Juice	300	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Pomegranate Juice	750	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Prune Juice	250	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Pure Water	1 500	Plastic	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Pure Water with Lemon	600	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Pure Water with a Twist of Lemon	600	Plastic	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Ruby Red Grapefruit Fruit Drink	1 000	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Bickfords Super Berry Red Juice	250	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Bulleit Bourbon Frontier Whiskey & Cola 9.0%	330	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Cafecino Double Shot Espresso	190	Can-Steel with Aluminium Lid	Bickfords Australia Pty Ltd	Statewide Recycling
Cafecino Double Shot Espresso & Milk	190	Can-Steel with Aluminium Lid	Bickfords Australia Pty Ltd	Statewide Recycling
Cafecino Espresso & Milk Double Shot	240	Can-Aluminium	Bickfords Australia Pty Ltd	Statewide Recycling
Cafecino Espresso & Milk Double Shot Coffee Drink	185	Can-Steel with Aluminium Lid	Bickfords Australia Pty Ltd	Statewide Recycling
Cafecino Espresso Double Shot	240	Can-Aluminium	Bickfords Australia Pty Ltd	Statewide Recycling
Cafecino Espresso Double Shot Coffee Drink	185	Can-Steel with Aluminium Lid	Bickfords Australia Pty Ltd	Statewide Recycling
Caffe Primo Pure Water	600	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Cino Chinotto	300	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Cino Grapefruit	300	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Cino Limoncino	300	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Cino Orancino	300	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Classic Juice Tropical	300	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Classic Nectars Apricot	175	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Classic Nectars Mango	175	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Classic Nectars Peach	175	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Classic Nectars Pear	175	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Coles Simply Less Blackberry & Cranberry Juice Drink	1 500	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Coles Simply Less Cranberry Juice Drink	1 500	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Esprit Green Oolong Tea Lightly Sweetened	500	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Esprit Green Tea Honey Flavour	500	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Esprit Green Tea Lemon Flavour	500	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Esprit Ice Tea Lemon Flavour	300	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Esprit Ice Tea Peach Flavour	300	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Esprit Ice Tea Strawberry Flavour	300	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Foundchain Pure Water	600	Plastic	Bickfords Australia Pty Ltd	Statewide Recycling
Gold Ant Pilsener	330	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
HiNG	330	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Insane Energy Juice Drink	500	Can-Aluminium	Bickfords Australia Pty Ltd	Statewide Recycling
Insane Energy Original	500	Can-Aluminium	Bickfords Australia Pty Ltd	Statewide Recycling
Insane Energy Shot Original	60	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Insane Energy Sugar Free	500	Can-Aluminium	Bickfords Australia Pty Ltd	Statewide Recycling
Monster Energy	440	Can-Aluminium	Bickfords Australia Pty Ltd	Statewide Recycling
Monster Energy Juice Drink	440	Can-Aluminium	Bickfords Australia Pty Ltd	Statewide Recycling
Monster Sugar Free Energy	440	Can-Aluminium	Bickfords Australia Pty Ltd	Statewide Recycling
Old Style Portello	275	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Robinsons Fruit Shoot Apple & Blackcurrant Juice Drink	200	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Robinsons Fruit Shoot Apple Juice Drink	200	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Robinsons Fruit Shoot Summer Fruits Juice Drink	200	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Ruski Chill Guava 4.5%	275	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Ruski Chill Passionfruit 4.5%	275	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Ruski Chill Pineapple 4.5%	275	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Ruski Chill Raspberry 4.5%	275	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
SA Water	500	PET	Bickfords Australia Pty Ltd	Statewide Recycling
SA Water	600	Plastic	Bickfords Australia Pty Ltd	Statewide Recycling
Saxbys Creme Soda	300	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Saxbys Lemon Soda Squash	300	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Saxbys Lemonade	300	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Saxbys Lime Flavour	300	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Saxbys Mandarin	300	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Saxbys Pineapple Flavour	300	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Saxbys Raspberry Flavour	300	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Saxbys Traditional Lemonade	300	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Spritz Mango	375	Can	Bickfords Australia Pty Ltd	Statewide Recycling
Spritz Mixed Berry	375	Can	Bickfords Australia Pty Ltd	Statewide Recycling
Spritz Pineapple	330	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Vodka Infused Rush Blood Orange	275	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Vodka Infused Rush Iced Lime Lemon	275	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Vodka Infused Rush Tropical Passion	275	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Vodka Infused Rush Wild Raspberry	275	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
Water + Lemon	710	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Water + Lemon Lime	710	PET	Bickfords Australia Pty Ltd	Statewide Recycling

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Water + Mandarin	710	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Water + Melon	710	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Water + Peach	710	PET	Bickfords Australia Pty Ltd	Statewide Recycling
Wheel & Barrow Water	600	Plastic	Bickfords Australia Pty Ltd	Statewide Recycling
You'll Love Coles Cola	275	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
You'll Love Coles Diet Cola	275	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
You'll Love Coles Diet Dry Ginger Ale	275	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
You'll Love Coles Diet Tonic Water	275	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
You'll Love Coles Dry Ginger Ale	275	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
You'll Love Coles Soda Water	275	Glass	Bickfords Australia Pty Ltd	Statewide Recycling
You'll Love Coles Tonic Water	275	Glass	Bickfords Australia Pty Ltd	Statewide Recycling

## HEALTH CARE ACT 2008

## NOTICE BY THE MINISTER

*Declaration of Authorised Quality Improvement Activity and Authorised Person Under Section 64*

TAKE notice that I, John James Snelling, Minister for Health, pursuant to Sections 64 (1) (a) (i) and (b) (i) do hereby:

DECLARE the Activities described in the Schedule to this declaration (the Activities) to be authorised quality improvement activities to which Part 7 of the Act applies; and

DECLARE the Person or group of Persons (including a group formed as a committee) described in the Schedule to this declaration (the Persons) to be an authorised entity for the purposes of carrying out the authorised quality improvement activities to which Part 7 of the Act applies,

being satisfied that:

- (a) the performance of the activities within the ambit of the declaration and the functions or activities of the person or group of persons within the ambit of the declaration, would be facilitated by the making of the declaration; and
- (b) that the making of the declaration is in the public interest.

## SCHEDULE

Activity	Person or Group of Persons
Review and analysis of causes of Maternal and Perinatal Mortality and serious Morbidity	Department for Health and Ageing—South Australian Maternal and Perinatal Mortality Committee
Review and analysis of causes of Maternal Mortality and serious Morbidity	Department for Health and Ageing—South Australian Maternal Mortality Subcommittee
Review and analysis of causes of Perinatal Mortality and serious Morbidity	Department for Health and Ageing—South Australian Perinatal Mortality Subcommittee
Adverse Event information analysis for Quality Improvement	Southern Adelaide Local Health Network—Clinical Review Committee
Incident Review for Quality Improvement	Central Adelaide Local Health Network—Specialist Mental Health Incident Review Sub-Committee
Review of Causes of Mortality and Morbidity	St Andrews Hospital—Mortality and Morbidity Review Committee

Dated 30 May 2017.

JOHN JAMES SNELLING, Minister for Health

## HOUSING IMPROVEMENT ACT 2016

*Rent Control Revocations*

WHEREAS the Minister for Social Housing Delegate is satisfied that each of the houses described hereunder has ceased to be unsafe or unsuitable for human habitation for the purposes of the Housing Improvement Act 2016, notice is hereby given that, in exercise of the powers conferred by the said Act, the Minister for Social Housing does hereby revoke the said Rent Control in respect of each property.

Address of House	Allotment, Section, etc.	Certificate of Title	
		Volume	Folio
73 Lansdowne Terrace, Vale Park, S.A. 5081	Allotment 23 in Deposited Plan 7499, Hundred of Yatala	5834	764
173 Murray Street, Gawler, S.A. 5118	Allotment 53 in Filed Plan 154954, Hundred of Nuriootpa	5807	500
2989 Sturt Highway, Nuriootpa, S.A. 5355 (also known as Lot 454—Nissan Hut)	Allotment 454 in Deposited Plan 72170, Hundred of Belvidere	5981	907
11 Scotland Street, Wallaroo, S.A. 5556	Allotment 292 in Filed Plan 190044, Hundred of Wallaroo	5742	201
23 Harrow Road, St Peters, S.A. 5069	Allotment 78 in Deposited Plan 1142, Hundred of Adelaide	5547	187
17 Flinders Parade, Flinders Park, S.A. 5025	Allotment 3 in Deposited Plan 4217, Hundred of Yatala	5342	128
4 Thomas Street, New Town, S.A. 5554	Allotment 16 in Deposited Plan 10809, Hundred of Wallaroo	5102	467
403 The Parade, Kensington Gardens, S.A. 5068	Allotment 3 in Filed Plan 111900, Hundred of Adelaide	5201	134

Dated at Adelaide, 6 June 2017.

T. BAKER, Director, Property and Contract Management, Housing SA,  
Delegate of Minister for Social Housing

South Australia

## Liquor Licensing (Dry Areas) Notice 2017

under section 131(1a) of the *Liquor Licensing Act 1997*

### 1—Short title

This notice may be cited as the *Liquor Licensing (Dry Areas) Notice 2017*.

### 2—Commencement

This notice comes into operation on 31 December 2017.

### 3—Interpretation

(1) In this notice—

*principal notice* means the *Liquor Licensing (Dry Areas) Notice 2015* published in the *Gazette* on 5.1.15, as in force from time to time.

(2) Clause 3 of the principal notice applies to this notice as if it were the principal notice.

### 4—Consumption etc of liquor prohibited in dry areas

- (1) Pursuant to section 131 of the Act, the consumption and possession of liquor in the area described in the Schedule is prohibited in accordance with the provisions of the Schedule.
- (2) The prohibition has effect during the periods specified in the Schedule.
- (3) The prohibition does not extend to private land in the area described in the Schedule.
- (4) Unless the contrary intention appears, the prohibition of the possession of liquor in the area does not extend to—
  - (a) a person who is genuinely passing through the area if—
    - (i) the liquor is in the original container in which it was purchased from licensed premises; and
    - (ii) the container has not been opened; or
  - (b) a person who has possession of the liquor in the course of carrying on a business or in the course of his or her employment by another person in the course of carrying on a business; or
  - (c) a person who is permanently or temporarily residing at premises within the area or on the boundary of the area and who enters the area solely for the purpose of passing through it to enter those premises or who enters the area from those premises for the purpose of leaving the area.

## **Schedule—Goolwa Area 3**

### **1—Extent of prohibition**

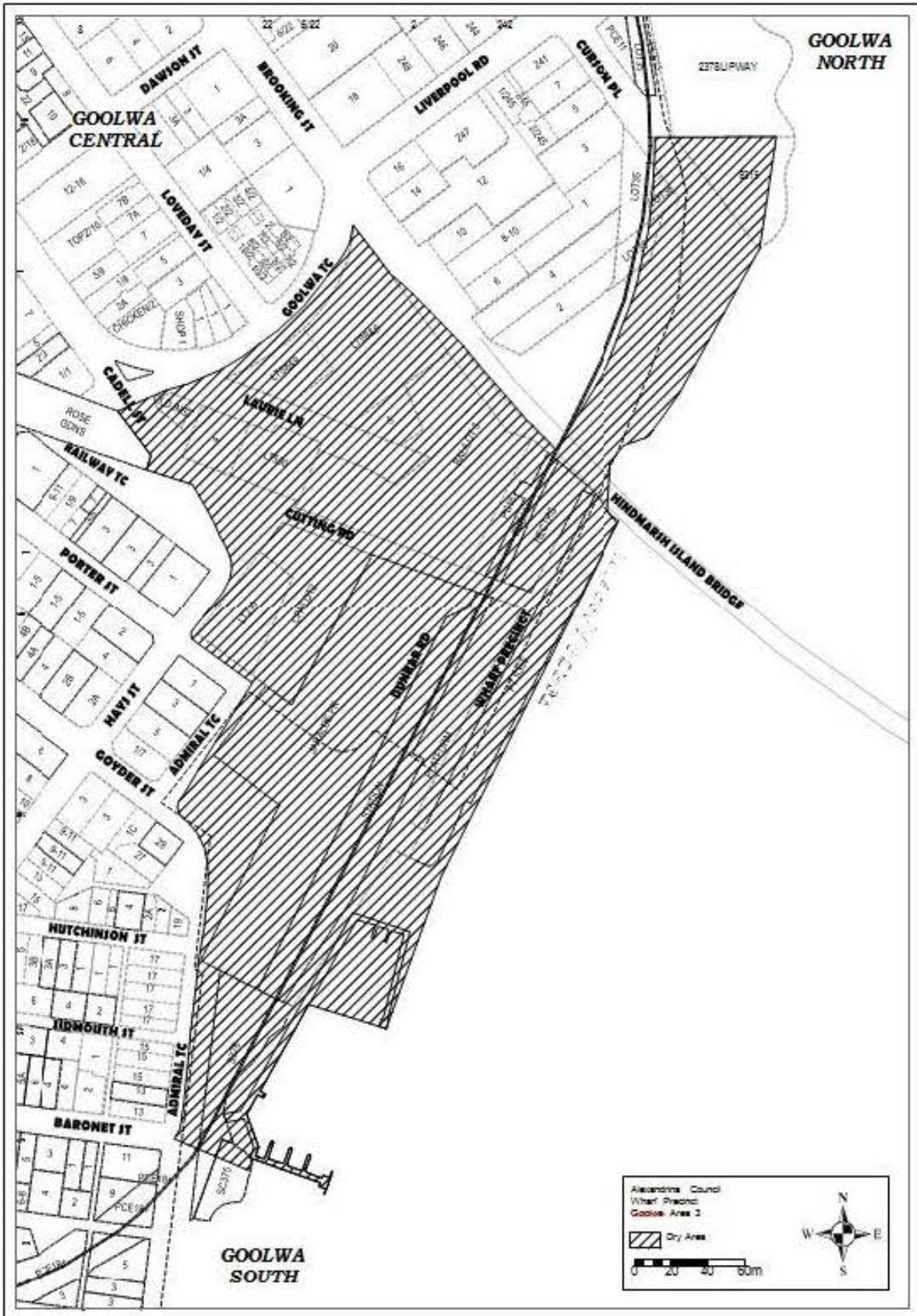
The consumption of liquor is prohibited and the possession of liquor is prohibited.

### **2—Period of prohibition**

From 9am on 31 December 2017 to 9am on 1 January 2018.

### **3—Description of area**

The area in Goolwa Central and Port of Goolwa (generally known as the Wharf Precinct) and to be known as Goolwa Area 3 bounded as follows: commencing at the north eastern corner of Section 315, Hundred of Goolwa, and then due west to the eastern side of the railway reserve. Then follow the easterly side of the railway reserve until reaching the south western underside of the Goolwa and Hindmarsh Island Bridge. Head in a north westerly direction, along the south western side of Brooking Street, until the round-about intersection of Brooking Street, Liverpool Road and Goolwa Terrace. Follow the south eastern side of Goolwa Terrace until the intersection of Cadell Street and Goolwa Terrace. Traversing the north eastern side of Cadell Street, past the Cadell Street and Cutting Road intersection. Continue along Cadell Street and enter Hayes Street then to the Hayes Street and Porter Street intersection. Head south east to the Porter Street and Admiral Terrace intersection. Then head south west and continue along the eastern side of Admiral Terrace past the intersections of Goyder Street, Hutchinson Street, Sidmouth Street until the Admiral Terrace and Baronet Street intersection. Head east south east and traverse around the jetty and return to the eastern side of the boardwalk. Head north east along the eastern side of the boardwalk then a straight line, by the shortest route, to the southern side of the jetty. Then in a straight line by the shortest route to the south eastern side of the Goolwa Wharf. Traverse the south eastern side of the Goolwa Wharf under the Goolwa and Hindmarsh Island Bridge along the River Murray bank to the south south eastern side of Section 315 returning to the point of commencement.



Made by the Liquor and Gambling Commissioner On 24 May 2017.

South Australia

# Motor Vehicles (Approval of Motor Bikes and Motor Trikes) Notice 2017

under the *Motor Vehicles Act 1959*

## 1—Short title

This notice may be cited as the *Motor Vehicles (Approval of Motor Bikes and Motor Trikes) Notice 2017*.

## 2—Commencement

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

## 3—Approved motor bikes and motor trikes

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

## Schedule 1—Approved motor bikes and motor trikes

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

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

Suzuki RGV250

Kawasaki KR250 (KR-1 and KR1s models)

Honda NSR250

Yamaha TZR250

Aprilia RS250

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

MAKE	MODEL	VARIANT NAME	YEAR(S)	CAPACITY
AJP	PR7	PR7	2017	600
AJS	MODEL 18	MODEL 18	pre 1963	497
	MODEL 20	MODEL 20	1955-61	498
ADLY	All models	All models	Sep-13	under 125
APRILIA	Moto 6.5	Moto 6.5	1998-99	649
	Mojito	Mojito	All	50
	M35	SR MAX 300	2012	278
	PEGASO 650	DUAL SPORTS	1994-01	652
	PEGASO 650	OUTBACK	2000-01	652
	PEGASO 650	Factory 650	2007-08	660
	PEGASO 650 I.E.	OUTBACK	2001-02	652
	PEGASO 650 I.E.	DUAL SPORTS	2001-06	652
	RS125/SBK	RS125/SBK	2013	125
	SR 50R	SR 50R	All	50
	SR MT 50	SR MT 50	All	49



<b>APRILIA (cont.)</b>	SR MT 125	SR MT 125	All	124	
	SCARABEO 200	SCARABEO 200	All	181	
	SCARABEO 300	VRG	2009	278	
	SCARABEO 400	SCARABEO 400	2007	399	
	SCARABEO 500	SCARABEO 500	2007-08	460	
	SPORTCITY 300	SPORTCITY 300	2010-12	300	
	STRADA 650	ROAD	2006-08	659	
	STRADA 650	TRAIL	2006-08	659	
	VS (SXV 550)	SXV 550 (VSS-VSL) 14.5kW	2006-08	553	
	VS (SXV 450)	SXV 450 (VSR-VSH) 14kW	2006-08	449	
	VP (RXV 450)	VPV-VPT-VPH 18.3kW	2006-10	449	
	VP (RXV 550)	VPZ- VPX- VPL 20kW	2006-10	553	
	<b>ASIAWING</b>	LD450	ODES MCF450	2011-13	449
		605	605	1995	598
<b>ATK</b>	VELVET DUSK	VELVET DUSK	2003-05	383	
	P25	GT 600 RESTRICTED	2014-15	600	
<b>BENELLI</b>	P25	BN 600 RESTRICTED	2013-14	600	
	RR E3	RR350	2011	349	
<b>BETA</b>	RR E3	RR400	2010-11	398	
	RR E3	RR450	2010-11	449	
	RR450	RR450	2008	448	
	RR450	RR450	2000-07	448	
	RR E3	RR520	2010-11	498	
	RR525	RR525	2008	510	
	RR525	RR525	2000-07	510	
	FUPA RR E3	RR 2T 250	2017	249	
	FUPA RR E3	RR 2T 300	2012-17	293	
	FUPA RR E3	RR350 20 & RR350 15	2016-17	349	
	FUPA RR E3	RR390 31 & RR390 16	2016-17	386	
	FUPA RR E3	RR430 32 & RR430 17	2016-17	431	
	FUPA RR E3	RR480 33 & RR480 18	2016-17	478	
	FUPA E5	E5 00	2015	293	
	FUPA E5	E8/03	2016-17	293	
	<b>BMW</b>	C650	C600 Sport	All	647
		C650	C650 GT/Sport	All	647
		F650	FUNDURO	1995-00	652
F650CS		SCARVER	2002-05	652	
F650CS		SE ROAD	2004-06	652	
F650GS		DAKAR	2000-08	652	
F650GS		F650GS	2000-08	652	
F650ST		F650ST	1998	652	
F650		G650 GS	2009-16	652	
F650		G650 GS Sertao	2012-16	652	
G 450 X		G 450 X	2008-10	450	
G650GS		Sertao	All	650	
R45		R45	All	453	
R50		R50	1969	499	
R60		R60	1967	590	
R65		R65	1981-88	650	
R65LS		R65LS	1982-86	650	
R69		R69	1961	600	
<b>BOLWELL</b>	LM25W	FIRENZE	2009	263	
	All models	All models under 250	All	250	
<b>BOLLINI</b>	ST	450	2016-17	450	
<b>BRAAAP</b>	A50	A50	1964-70	500	
	A65	A65	1966-69	650	
	A7	A7	1961	500	

<b>BSA (cont.)</b>	B40	B40	1969	350	
	B44	B44	1967-71	440	
	B50	B50	1971	495	
	B50SS GOLDSTAR	B50SS GOLDSTAR	1971	498	
	GOLD STAR	GOLD STAR	1962	500	
	LIGHTNING	LIGHTNING	1964	654	
	SPITFIRE MKIII	SPITFIRE MKIII	1967	650	
	THUNDERBOLT	THUNDERBOLT	1968	499	
<b>Buell</b>	Blast	STREET FIGHTER	2002-07	491	
<b>Bug</b>	SEE KYMCO				
<b>BULTACO</b>	ALPINA	ALPINA	1974	350	
	FRONTERA	FRONTERA	1974	360	
	SHERPA	SHERPA	1974	350	
<b>CALIFORNIA SCOOTER</b>	All models under 250cc	All models under 250cc	2014	249	
<b>CAGIVA</b>	360WR	360WR	1998-02	348	
	410TE	410TE	1996	399	
	610TEE	610TEE	1998	576	
	650 ALAZZURA	650 ALAZZURA	1984-88	650	
	650 ELFANT	650 ELFANT	1985-88	650	
	CANYON 500	DUAL SPORTS	1999-06	498	
	CANYON 600	DUAL SPORTS	1996-98	601	
	RIVER 600	RIVER 600	1995-98	601	
	W16 600	W16 600	1995-97	601	
	<b>CCM</b>	GP Series	GP450-1(A1 30kW)	2015-16	450
		GP Series	GP450-2(A1 30kW)	2015-16	450
<b>CFMOTO</b>	CF 650	CF650NK-LAM	2012-16	649	
	CF 650	CF650TK-LAM	2013-17	649	
	CF 650 (400NK)	400NK	2016-17	400	
	CF 650	650NK-LAM	2016-17	649	
	CF 650	650MT	2016-17	649	
<b>COSSCK</b>	650	Ural	1974	649	
<b>DAELIM</b>	All Models	All Models under 250	All	under 250	
<b>DERBI</b>	Boulevard 50	Boulevard 50		50	
	GP1 250	GP1 250		250	
	MULHACEN	MULHACEN	2008	659	
	RAMBLA	RA 300	2010	278	
<b>DNEPR</b>	K650	K650	1972	650	
	K650	K650 DNEPR	1967-74	650	
	MT9	MT9	1974	650	
<b>DUCATI</b>	400 MONSTER	400 MONSTER	2002	398	
	400 SIE	400 S I E Monster		398	
	400 SS JUNIOR	400 SS	1989-96	398	
	400SS	400SS	1992-95	398	
	500SL	PANTAH	1984	499	
	500 DESMO	500 Sport Desmo	1978	497	
	600 MONSTER	600 MONSTER	1994-01	583	
	600 MONSTER	DARK	1998-01	583	
	600 S	600 SUPERSPORT	1994-97	583	
	600M	600M	1994-01	583	
	600SL	PANTAH	1980-84	583	
	600SS	600SS	1994-98	583	
	620 MONSTER LITE	M620 LITE	2003-07	618	
	620 MULTISTRADA LITE	MTS620 24.5Kw	2005-07	618	
	659 Monster	Monster 659	All	659	
	DM 350	350	pre 85	350	
	DM 450	450	pre 85	448	
	DM 450	DM450	1972	450	
DM 500	DM500	1981-84	498		

<b>DUCATI (cont.)</b>	F3	350 F3	1986-89	349	
	F4	400 F4	1986	400	
	M4	M620ie LITE	2003-04	620	
	M5	Monster 659	2011	659	
	KA (Scrambler)	00AA Sixty2	2015-16	399	
<b>EAGLE WING</b>	Cino 125	Cino 125	All	125	
	Elegante 125	Elegante 125	All	125	
<b>ELSTAR SHINERAY</b>	XY400	WB400 & WB400c	2015-16	397	
<b>ENFIELD</b>	BULLET	CLASSIC	1993-08	499	
see also Royal Enfield	BULLET	DELUXE	1993-08	499	
	BULLET	ELECTRA ROAD	2006-08	499	
	BULLET 350	DELUXE	1988-01	346	
	BULLET 350	SUPERSTAR	1988-95	346	
	BULLET 350	CLASSIC	1993-01	346	
	BULLET 500	500	1995	499	
	BULLET 65	ROAD	2003-04	499	
	LIGHTNING	ROAD	2000-08	499	
	MILITARY	ROAD	2002-08	499	
	TAURAS	DIESEL	2001	325	
	<b>FANTIC</b>	TZ	EC300	2011-12	300
		TZ	Gas Gas EC30	2012	300
	<b>FONZARELLI</b>	125	125	2014-15	Electric
<b>GAS-GAS</b>	EC300	SM SUPERMOTARD	2002	299	
	EC300	ENDURO	2001-02	299	
	EC400	FSE ENDURO	2002-03	399	
	EC450	FSE ENDURO	2003-05	449	
	EC450	FSE SUPERMOTARD	2003-08	449	
	EC450	FSR ENDURO	2006-08	449	
	FS 400	FS40A	2006	398	
	FS 450	FS45	2006	443	
	FS 500	FS50 (503)	2006-2009	503	
	FSE 400	400	2002	398	
	FSE 450	450	2003-08	398	
	PAMPERA	320 TRAIL	1998-02	333	
	PAMPERA	400 TRAIL	2006-08	399	
	PAMPERA	450	2007-08	443	
	SM400	SUPERMOTARD	2003-08	399	
	SM450	SUPERMOTARD	2003-08	443	
	TT300	EC300	1998-08	295	
	EC ENDURO	EC30	2016-17	299	
	<b>GILERA</b>	FUOCO 500	FUOCO 500	2007-13	493
		NEXUS 500	NEXUS 500	2003-08	460
<b>HARLEY DAVIDSON</b>	SS350	Sprint	69-1974	350	
	XGS SERIES	Street 500 -XG500 16MY	2014-15	494	
	XGS SERIES	XG500 17MY	2016-17	494	
<b>HONDA</b>	600V TRANSALP	600V	1988	583	
	BROS	BROS	1992	399	
	C70	DREAM	pre 1970	305	
	CB100	CB100	All	100	
	CB125e	CB125e	All	125	
	CB175	CB 175 K1-K6	1969-74	175	
	CB200	CB200	All	200	
	CB300 (FA)	CB300FA	2014-17	286	
	CB350	CB350	1969	348	
	CB350F	CB350F	1973	325	
	CB360	CB360	1973-74	360	
	CB400	CB400	1981-2013	395	

<b>HONDA (cont.)</b>	CB400F	CB400F	1975-77	408
	CB400N	CB400N	1981	395
	CB400T	CB400T	1977	408
	CB400 ABS	CB400 ABS	2008-13	399
	CB450	CB450	1967-75	450
	CB500 FOUR	CB500-FOUR K,K1,K2	1971-73	498
	CB500 TWIN	CB500T	1974-78	498
	CB500F	CB500FA/F	2012-16	471
	CB500X	CB500XA	2013-17	471
	CB550	CB550	1974-78	544
	CB650F	CB650FA-LTD-16ym	2015-16	649
	CBR650F	CBR650FA-LTD-16ym	2015-16	649
	CB650	CB650	All	650
	CBR125R	CBR125RR	2004	124.7
	CBR250R	CBR250RR	1986-96	249.6
	CBR500R	CBR500RA	2012-16	471
	CBX550	CBX550F	1982-85	572
	CX500	CX500	1979	500
	CMX500A	CMX500A 2017YM	2016-17	471
	CJ360	CJ360	1976	356
	CL450	CL450	1965-77	444
	CRF150	150R/RB	All	149
	CRF250	CRF 250 (L/X/F/M/R) versions	2013	249
	CRF400R	CRF400R	2013	399
	CRF450X	CRF450X	2005-09	449
	CX500	CX500	1977-82	495
	DEAUVILLE	NT650V	2002-06	647
	CBR300R	CBR300R	2014-15	286
	CBR300R	CBR300RA	2014-15	286
	Forza 300	NSS300 Forza	All	279
	FJS400A	SW-T400	2009	399
	FT500	FT500	1984	498
	FTS600D	SILVERWING	2006-08	582
	GB400	GB400	All	399
	GB500	GB507	1987-91	498
	GL400	GL400	1985	396
	NF02	SH300	2009	279
	NSS300	NSS300	2013	279
	NT400	NT400	1989-92	400
	NT650V	DEAUVILLE	2003-06	647
	NTV650	REVERE	1989-92	647
	NX650	DOMINATOR	1988-00	644
	PCX150	PCX150	153	
	REVERE	REVERE	1990	647
	SH150i	SH150i	2005	152.7
	SL350	SL350	1972	348
	OBI RVF400 VFR400	OBI RVF400 Otobai import	All	400
	Steed	stead	2002	398
	Today 50	Today	All	50
	VT400	VT 400	All	398
	VT400C	SHADOW	2009	399
	VT500	VT500	1983-87	491
	VT600C	VT600C	1993-00	583
	VT600C	SHADOW VLX	1988-2008	583
	VTR250	Interceptor	1997-2013	249
	XBR500	XBR500	1986-89	499
	XBR500SH	XBR500	1986-89	499
	XL350	XL350	1984-87	339

<b>HONDA (cont.)</b>	XL500	XL500	1979-84	498	
	XL600R	XL600R	1984-87	589	
	XL600RMG	XL600RMG	1986-88	591	
	XL600VH	TRANSALP	1987-89	583	
	XL650V	TRANSALP	2002-08	647	
	XL650	TRANSALP	2005	647	
	XL650	XL650	All	250	
	XR250	XR250R	All		
	XR350	XR350	1983	339	
	XR350R	XR350R	1983-84	339	
	XR350R	XR350R	1985-86	353	
	XR400	XR400	1996-08	397	
	XR400 MOTARD	XR400M	1996-08	397	
	XR400R	XR400R	1996-08	397	
	XR500R	XR500R	1983-84	498	
	XR600R	XR600R	1985-00	591	
	XR650L	XR650L/ XR650R	2001-06	644	
	XR650R	XR650R Kss and Mss (only)	2004-05	649	
	XR650R	XR650R (Australian version)	1999-2001	649	
	<b>HUNTER</b>	DD350E-6C	DAYTONA	2010-13	320
		DD350E-6C	SPYDER	2010-13	320
		DD350E-2	BOBBER	2011-13	320
	<b>HUSABERG</b>	FE250	ENDURO	All	250
		FE350	ENDURO	All	350
		FE400	ENDURO	All	399
FE450		ENDURO	2008-14	449	
FE501E		ENDURO	1997-12	501	
FE501		ENDURO	2012-14	510	
FE570		ENDURO	2008-10	565	
FE600E		ENDURO	1997-00	595	
FE650E		ENDURO	2004-08	628	
FE650E		ENDURO	2000-04	644	
FS450E		ENDURO	2004	449	
FS450		SUPERMOTARD	2008-10	449	
FS570		SUPERMOTARD	2009-10	565	
FS650C/E		SUPERMOTARD	2004-08	628	
FS650E		SUPERMOTARD	2002-04	644	
<b>HUSQVARNA</b>		TE300	TE Series	2010-14	293
		300WR	WR300	2008-12	298
		310TE	TE310 A3	2009-13	303
		310TE	TE310 A2	2008-10	298
		350TE	TE350	1995	349
	400SM	SUPERMOTARD	2002-04	400	
	400TE	ENDURO	2000-01	400	
	410TE	ENDURO	1998-00	400	
	410TE	ENDURO	1994-97	415	
	450SM/R/RR	SUPERMOTARD	2003-08	449	
	450TC	MOTOCROSS	2001-08	449	
	450TE	ENDURO	2001-07	449	
	450TE-IE	ENDURO	2007-08	449	
	450TXC	TRAIL	2007-08	449	
	A6 SMR 449	A600AB	2010-12	450	
	A6 TE 449	A600AATE449	2010-13	450	
	A6 SMR 511	A601AB	2010-12	478	
	A6 TE 511	A601AATE511	2010-13	478	
	A6 SMR 511	A602AB	2012	478	
	A8	TR650 TERRA	2013	652	

<b>HUSQVARNA (cont.)</b>	A8	TR650 STRADA	2013	652
	510SM	SUPERMOTARD	2006-10	501
	510TC	MOTOCROSS	2004-07	501
	510TE	ENDURO	1986-2008	510
	510TE-IE	TE510IE	2008	510
	570TE	570TE(RP)	2000	577
	610SM	SUPERMOTARD	2000-08	577
	TE610	TE610(RP), dual sports	2000 on	577
	AE430	ENDURO	1986-88	430
	SMS630	A401AB SMS630	2010 on	600
	SMR449	SMR449	2011	449.6
	SMR511	SMR511	2012	447.5
	FE250	FE Enduro	All	511
	TE125	TE125	All	125
	TE250/ R	ENDURO TE250	2010	250
	TE	TE300	2014 on	298
	TE	TE300	2016-17	293
	FE	FE350	2014-17	350
	FE	FE450	2014 on	449
	FE	FE450	2016-17	450
	FE	FE501	2014 on	501
	FE	FE501	2016-17	510
	TE449	Enduro 2014	2013	449.6
	TE510 (A2)	Enduro 2013	2006-13	477.5
	TE630	A401AA TE630	2010 on	600
	TR650	TR650 Terra	2013	652
	WR125	ENDURO		124.82
	WR250	ENDURO		249.3
	WR260	ENDURO	1990-91	260
	WR300	ENDURO	2010-13	293
	WR360	ENDURO	1991-03	349
	WR400	ENDURO	1984-88	396
	WR430	ENDURO	1988	430
<b>HYOSUNG</b>	GT 250 EFI	GT 250EFI	All	249
	GT250R EFI	GT250R EFI	All	249
	GT650 EFI	GT650EFI Lams	All	647
	GT650R EFI	GT650R EFI Learner	All	647
	GV650C/S	Lams model	All	647
	GV250	Aquila/EFI	All	249
<b>INDIAN</b>	VELO	VELO	1969	500
<b>JAWA</b>	350	350	1974	350
	634 ROAD	634 ROAD	1984-85	343
	638 ROAD	638 ROAD	1985-86	343
<b>JONWAY</b>	MALIBU	MALIBU 320	2012	320
<b>KAWASAKI</b>	BR250E	Z250SL/Z250SL ABS	2014-16	249
	EN400	Vulcan	1986	400
	EN450	450LTD	1985-87	454
	EN500	Vulcan	1990-02	500
	ER-5	ER500	1999-06	498
	ER-6NL ABS	ER-6nl ABS learner model	2012-16	649
	ER-650C	ER-6nL	2009	649
	ER-650C	ER-6nL ABS	2009-11	649
	ER650H	ER650H LAMS (Z650L)	2016-17	649
	Ninja 250	250r	1986-current	249
	EX300A (Ninja 300)	EX300B Ninja/ special (A&B)	2012-16	296
	ER300B	ER300B (Z300 ABS)	2015	296
	EX400	GPX 400R	1987-94	399
	Ninja 650 L model	Ninja 650RL	2009	649

<b>KAWASAKI (cont.)</b>	Ninja 650	Ninja 650RL ABS	2009-11	649
	Ninja 650	Ninja 650L ABS	2011-16	649
	EX650K (LAMS)	Ninja 650 L	2016-17	649
	GPZ550	GPZ550	1981-90	553
	GT550	Z550	1984-88	553
	KL600	KLR600	1984-87	564
	KL650	KLR650	1987-99	651
	KLE500	DUAL SPORTS	1992-08	498
	KLE300C	KLE300C VERSYS-X 300	2017	295
	KLR600	KL600	1984-87	564
	KLR650E	KL650E	1987-2012	651
	KL650E	KLR650	2013-16	651
	KLX150	KLX150E/KLX150 L	All	
	KLX250S	KLX250S	All	249
	KLX250SF	KLX250SF	2013	249
	KLX300R	KLX300R	1996-04	292
	KLX400	KLX400	2003	400
	KLX450R	KLX450R	2007-16	449
	KLX650	KLX650	1989-95	651
	KLX650R	ENDURO	1993-04	651
	KZ400	KZ400	1974-84	398
	KZ440	KZ440	1985	443
	KZ500	KZ500	1979	497
	KZ550	KZ550	1986	547
	LE650D	Versys 650L ABS	2010	649
	LE650D	Versys 650L ABS	2011-14	649
	LTD440	LTD440	1982	443
	LX400	LX400 Eliminator	1989	398
	S2	S2	1972	346
	S3	S3	1974	400
	KLE500	Versys 650L ABS	2013	649
	KLE650F	Versys 650L ABS	2014-16	649
	KLE650F	KLE650F ABS L & ABS L MY17	2016-17	649
	EN650B	Vulcan S ABS/ABS L	2014-17	649
	EN650B	EN650E ABS L 1&2	2016-17	649
	W400	EJ400AE	2006-09	399
	Z400B2	KZ400B2	1979	398
	Z400D	KZ400D	1975	398
	Z500	Z500	1980	498
	ZR550	ZEPHYR	1991-99	553
	ZZR400	ZZR400	1991	399
	ZZR400	ZZR400	1992	399
<b>KTM</b>	2T-EXC	300 EXC	2012-17	293
	125 Duke	125 exc	All	125
	200 Duke	200 exc	All	193
	250 Duke	250 EXC/F	All	250
	300 exc	300 exc	All	300
	390 Duke	390 Duke	All	390
	125 EXC	125 EXC	All	125
	200 EXC	200 EXC	All	193
	250 EXC/F	250 EXC/F	All	249
	300EXC	ENDURO	1984-2011	293
	300EXC-E	ENDURO	2007-08	293
	300GS	ENDURO	1990-95	280
	350EXC-F	ENDURO	2011-on	347
	350EXC Special-R	ENDURO	2005-06	350
	360EXC	ENDURO	1996-98	360

<b>KTM (cont.)</b>	380EXC	ENDURO	2000	368	
	RC390	RC390	all	390	
	4T-EXC RACING	350 EXC-F	2012-16	350	
	4T-EXC RACING	450 EXC	2012-16	449	
	4T-EXC RACING	500 EXC	2012-16	510	
	400EXC	ENDURO	2008-11	393	
	400GS	ENDURO	1993-99	400	
	400SC	400SC	1996-98	400	
	400TE	400TE	2001	400	
	450EXC	ENDURO	2002-07	448	
	450EXC	ENDURO	2005-11	449	
	450EXC	ENDURO	2011-on	449	
	500EXC	ENDURO	2011-on	510	
	500GS	ENDURO	1984-91	553	
	510EXC	ENDURO	1999-02	510	
	520EXC	ENDURO	2000-02	510	
	525EXC	ENDURO	2002-05	510	
	525EXC-R	ENDURO	2005-07	510	
	530EXC	ENDURO	2008-11	510	
	600 ENDURO	ENDURO	1987-93	553	
	600 ENDURO INCAS	ENDURO	1989-90	553	
	625SMC	625SMC	2004	609	
	640 4T -EGS	640 LC4-EMY04	2004-05	625	
	640 4T -EGS	640 LC4-MY05	2004-05	625	
	660 SMC	4T-EGS	2004	654	
	Freeride	Freeride (MY12 on)	2012	350	
	IS DUKE	390 DUKE (C3)	2013	373	
	Rally	450 RALLY	2017	449	
	Rally	690 RALLY	2017	654	
	IS RC	RC 390	2016-17	373	
	<b>KYMC0</b>	All model	All models		under 300
		V2	downtown 350i (V23010-V23000)	2015-16	321
X-Town		KS60A (300i)	2016-17	276	
<b>LAMBRETTA</b>	All model	Lambretta	pre 2008	under 660	
	<b>LARO</b>	DD350E-6C	Pro Street 350	2011	320
		Cruiser250	cruiser 250		234
		SPT series	SPT350	2011	320
<b>LAVERDA</b>	V Retro 250	retro250		249	
	500	500	1979	497	
<b>LIFAN</b>	All model	All models	2009-10	under 300	
<b>LIFENG</b>	Regal Raptor	CRUISER 350	2011	320	
<b>LONCIN</b>	LX 250-8	LX 250-8	all	250	
<b>MAGELLI</b>	250 R SE	250 R SE	all	250	
	250S	250S	all	250	
<b>MAICO</b>	Enduro	500E	1984-88	488	
<b>MATCHLESS</b>	G12	G12	pre 1966	646	
	G80	HARRIS	1988-90	494	
	G80	G80	pre 1963	497	
<b>MCI</b>	All models	All models under 250	all	250	
<b>MBK</b>	FALCONE	YAMAHA XT660R/X	2005-08	660	
<b>MONTESA</b>	COTA 330	TRIAL	1985-86	328	
	COTA 335	TRIAL	1986-88	327	
	COTA 348T	TRIAL	1984-87	305	
	COTA 350	TRIAL	1984-85	349	
<b>MOTO GUZZI</b>	350 GT	350 GT	1992	350	
	Falcone	Falcone	1972	498	
	V35	V35	1977-90	346	
	V50	V50	1977-79	490	



<b>MOTO GUZZI</b>	V50	Monza	1980-85	490
<b>(cont.)</b>	V65	V65	1982-94	643
	V65	Lario	1984-89	643
<b>MOTO MORINI</b>	3.5 ROAD	3.5 ROAD	1984-85	344
	350 SPORT	350 SPORT	1974-85	344
	500 CAMEL	TRAIL	1984-86	479
	500 SEI	500 SEI	1984-85	479
	500 STRADA	500 STRADA	1977-85	479
<b>MUZ</b>	BAGHIRA	ENDURO	1999-02	660
	MASTIFF	SUPERMOTARD	1999-02	660
	SKORPION	REPLICA	1998-02	660
	SKORPION	SPORT	1998-02	660
	SKORPION	TRAVELLER	1998-02	660
	SKORPION	TOUR	1998-02	660
<b>MV AGUSTA</b>	350	350	1972-76	349
<b>NORTON</b>	650SS	650SS	1961-68	650
	ES2	ES2	pre 1963	490
	MANXMAN	b	1961	650
	MODEL 50	MODEL 50	1933-63	348
	MODEL 88	DOMINATOR	pre 1966	497
<b>NORTON (cont.)</b>	NAVIGATOR	NAVIGATOR	1964	350
<b>OZ TRIKE</b>	FUN 500	FUN 500	pre 2008	500
<b>PANTHER</b>	MODEL 100	600	pre 1963	598
	MODEL 120	650	pre 1966	645
<b>PEUGEOT</b>	GEOPOLIS	AEAA	2007-08	399
	SATELIS	AEAA	2007-08	399
	SATELIS	AFAA	2007-08	493
<b>PGO</b>	All models	All models under 220	All	220
<b>PIAGGIO</b>	All models	All models	2010-17	under 350
	PSI M59 (MP3 400)	M59101 (400ie RL)	2006-08	399
	PSI M52	M52101 XEVO 400ie	2006-08	399
<b>QJ MOTORCYCLES</b>	BJ60	BJ60	All	600
	P25	BJ600	All	600
<b>RICKMAN</b>	650	Triumph	1964	649
<b>RIYA</b>	RY300T (RY)	RY300T	2012-15	288
<b>ROYAL ENFIELD</b>	All models under 660	All models under 660	till 2014	
	UMI CONTINENTAL	CONTINENTAL GT	2015	535
	UMI BULLET	U3S	2015-16	346
	UMI BULLET	BULLET 500 CKE	2015-16	499
	D4A5C	Himalayan	2016-17	411
<b>RS HONDA</b>	XR400M	MOTARD	2005-08	397
<b>RUDGE WHITWORTH</b>	650	Rudge	pre 1961	650
<b>SACH</b>	All models	All models	1980-2013	125
<b>SHERCO</b>	S4	ENDURO	2005-06	under 125
	S4	ENDURO 250	2010	248
	S4	ENDURO 450	2007-10	448
	S4	ENDURO 510	2007-10	510
	S4	ENDURO 300	2010	290
	S6	300 2ST	2016-17	293
<b>SUZUKI</b>	AN400	BURGMAN	2008-14	400
	AN400	AN 400	2016-17	400
	AN650	BURGMAN	2002-15	638
	Burgman 650	Burgman 650	All	638
	Burgman 400ABS	Burgman 400ABS	All	400
	DR350	All	1991-98	349
	DR400	DR400	1999	400

<b>SUZUKI (cont.)</b>	DR500	All	1981-84	498
	DR600R	DR600R	1985-90	598
	DR650	All	1990-08	644
	DR650SE	DR650SE	1997-14	644
	DR-Z250	DR-Z250	All	249
	DR-Z400E	DR-Z400E	All	398
	DR-Z400S	DR-Z400S	2005-14	398
	DR-Z400SM	DR-Z400SM	2005-16	398
	DL650XAUE	V-Strom 650 XT learner approved	2014-15	645
	DL650AUE	V Strom	2013-14	645
	DL650	DL650AUE-DL650XAUE (17my)	2016-17	645
	SVF650 (Gladius)	SVF650 U/UA	2009-14	645
	SV650-3	SV650 UA	2015-16	645
	GN125	GN125	All	125
	GZ/GN250	Marauder	All	250
	GN400	GN400	1980-81	400
	GR650	All	1983-88	651
	GS400	GS400	1976-82	400
	RMX450Z	RMX450	2014-15	449
	GS450	All	1981-89	450
	GS500	GS500	2000-13	487
	GS500E	GS500E	1976-99	492
	GS500F	GS500F	2003-13	487
	GS550	All	1977-82	549
	GSR400	GSR400	2006-08	398
	GSX400	F	1981-04	398
	GSX400	E	1981-84	398
	GSX650F	GSX650 /FU	2008-12	656
	GT250	GT250 Hustler	All	250
	GT380	GT380	1973-78	380
	GT500	GT500	1976-78	500
	GT550	GT550	1973-78	550
	Intruder VL/LC 250	Intruder VL/LC 250	All	249
	GW250/Z	Inazuma 250	2013-15	248
	KATANA 550	KATANA 550	1981-83	550
	LS650	Boulevard S40	2015	652
	LS650	SAVAGE	1986-89	652
	PE400	PE400	1980-81	400
	RE5	ROTARY	1974	500
	SFV650U	SFV650U	2009-15	645
	SP370	ENDURO	1978	370
	SV650S LAMS	SV650SU LAMs gladius	2008-13	645
	TU250X	TU250X	All	249
T500	T500	1970-74	500	
TS400	TS400	1976	400	
XF650	FREEWIND	1997-01	644	
<b>SWM</b>	AI	01/AA and 01/AB	2015-17	600
	A2	01/AA	2016	300
	A2	03/AA and 03/AB	2016	500
	A3	00-01-02	2016	445
<b>SYM</b>	All Models	All models under 400	2008-12	400
	LN	GTS 300i Sport	2015-16	278
<b>TGB</b>	All Models	All models under 300	2012	300
	<b>TM</b>			
	300E	ENDURO	2000-08	294
	3002T	ENDURO	2010	297
	400E	ENDURO	2002-03	400
	450E	ENDURO	2003-08	449
	450MX	450MX	2008	449

<b>TM</b>	4504T	ENDURO	2010	450	
	530E	ENDURO	2003-08	528	
	530MX	530MX	2008	528	
	5304T	ENDURO	2010	528	
<b>TORINO</b>	All Models	All models	2013	under 250	
	<b>TRIUMPH</b>	21	21	1963	350
		DAYTONA 500	DAYTONA 500	1970	490
		Street triple	LAMs Street Triple 659 L67Ls7	2014	659
		HD Series	HD418MY	2017	660
		T100	TIGER	pre-1970	498
		T120	BONNEVILLE	1959-74	649
		TR5	TROPHY	1969	449
		TR6	TROPHY	1961-73	649
		TR7	TIGER	1971	649
TRIBSA		TRIBSA	1960-70	650	
<b>URAL</b>	DNIEPNER	DNIEPNER	1974	650	
	K650	K650	1967-74	650	
	MT9	MT9	1974	650	
	THRUXTON	THRUXTON	1965-67	499	
<b>VESPA</b>	All Models	All models	until 1.9.2013	50-300	
	PSI M45	M45200 300 S/SS M45202 300 ABS	2016-17	278	
<b>VOR</b>	PSI MA3	MA330 300 E4 (GTS/SUPER/SS)	2016-17	278	
	400 ENDURO	400 ENDURO	2000	399	
	450 ENDURO	450 ENDURO	2002	450	
	500 ENDURO	500 ENDURO	2001	503	
<b>VOR (cont.)</b>	530 ENDURO	530 ENDURO	2001	530	
	VOR ENDURO	400SM	2000-01	399	
	VOR ENDURO	500SM	2000-01	503	
<b>XINGYUE</b>	XY400Y	XY400Y	2008-09	400	
	<b>YAMAHA</b>	DT400	DT400	1976-77	400
		FZR 250	FZR 250	All	249
		FZ6R	FZ6R	All	600
		FZ600	FZ600	All	600
		IT426	IT426	1987	426
		IT465	IT465	1987	465
		IT490	IT490	1983	490
		MT-03	MT03	2011 on	660
		MT 07	MT07 & MT07LAF	2015-16	655
MT 07		MT07 & MT07A	2016-17	655	
MTT660-A	RM 161	2016	655		
MTN320	MTN320-A	All	321		
MX400	MX400	1976	400		
RD350	RD350	to 1975	350		
RD400	RD400	1976	398		
RT2	RT2	1970	360		
RT350	RT350	1972	347		
SR185	SR185	All	185		
SR250	SR251	All	249		
SR400	SR400	All	400		
SR500	SR500	1978-81	499		
SRX400	SRX400	1985-90	400		
SRX600	SRX600	1996	608		
SZR660	SZR660	1997	659		
Tenere	Tener	All	660		
T MAX	Tmax 530	All	530		
TT250R	TT250R	All	223		

<b>YAMAHA (cont.)</b>	TT350	TT350	1986-01	346
	TT500	TT500	1975	500
	TT600	TT600	All	595
	TT600E	TT600E	All	595
	TT600R	TT600R	All	595
	TTR230	TT-R230	All	230
	TX650	TX650	1976	653
	Virago	XV250	All	250
	WR250R	WR250R	All	250
	WR250F	WR250F	All	250
	WR400F	WR400F	1998-2000	399
	WR426F	Belgarda import ONLY	2001	426
	WR450F	WR450F	All	450
	WR450F	WR450F (2GC)	All	449
	XC125	vity	All	125
	XJ550	XJ550	1981-82	528
	XJ6	XJ6FL/NL (25kW & 35kW)	All	600
	XJ6	XJ6SL (25kW)	All	600
	XJR400	ZJR400	1999	400
	XJR400	4HM	2003	399
	XS250	XS250	All	249
	XS400	XS400	All	391
	XSR700	RM131	2015-16	655
	XP500	XP500	All	499
	XP500	XP500	All	530
	XS650	XS650	1972-84	653
	XT250	XT250	All	249
	XT350	XT350	All	346
	XT500	XT500	All	499
	XT550	XT550	All	552
	XT600	XT600	All	590
	XT660R	XT660R	All	659
	XT660X	XT660X	All	659
	XT660Z T N R	XT660Z	All	660
	XTZ660	XT660Z Tenere	All	659
	XV400	XV400 Virago	1983	399
	XV535	XV535 Virago	All years	535
	XVS400	XVS400 Dragstar	2001-03	400
	XVS650A/custom	XVS650 custom and classic	All years	649
	XZ400	XZ400	1982	399
	XZ550	XZ550	1982-83	550
	YP400	MAJESTY	All	395
	YZF-R15	YZF-R15	All	150
	YZF R3	YZF R3A	All	321
	CZD300 (X-Max300)	CZD300-A	2016-17	292
<b>Zero</b>	DS	Zero DS	until 2015	Electric
	S	Zero S	until 2015	Electric
<b>Zhejiang</b>	HT300T	Base	2015	275
<b>Zongshen</b>	ZS250GS	ZS250GS	All	250

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

### **Note:**

The following are approved:

- All motorcycles built before December 1960 with an engine capacity not exceeding 660ml
- All motorcycles with electric powered engines, with a power output not in excess of 25kw

A motorcycle must:

- Be the standard model and variant as specified on the above list; and
- Not be modified in any way that increases its power-to-weight ratio.

### **Schedule 2—Revocation**

The *Motor Vehicles (Approval of Motor Bikes and Motor Trikes) Notice 2017* made on 11 April 2017 (*Gazette* no. 22, p.1047) is revoked.

Tim Harker

**REGISTRAR OF MOTOR VEHICLES**

30 May 2017

---

---

## PROOF OF SUNRISE AND SUNSET ACT 1923—ALMANAC FOR JULY, AUGUST AND SEPTEMBER 2017

PURSUANT to the requirements of the Proof of Sunrise and Sunset Act 1923, I, Michael Francis Deegan, Chief Executive, Department of Planning, Transport and Infrastructure, at the direction of the Honourable the Minister for Transport, publish in the Schedule hereto an almanac setting out the times of sunrise and sunset on every day for the three calendar months of July, August and September 2017.

Dated at Adelaide, 1 June 2017.

M. F. DEEGAN, Chief Executive, Department of Planning,  
Transport and Infrastructure

## THE SCHEDULE

Times of sunrise and sunset during the months of July, August and September 2017 for Adelaide: latitude 34°56'S, longitude 138°36'E, GMT + 9.50 hours (Daylight saving GMT + 10.50 hours).

Month	July		August		September	
Date	Sunrise hr min	Sunset hr min	Sunrise hr min	Sunset hr min	Sunrise hr min	Sunset hr min
1.....	07 24	17 15	07 10	17 34	06 35	17 57
2.....	07 24	17 15	07 09	17 35	06 34	17 57
3.....	07 24	17 16	07 08	17 36	06 32	17 58
4.....	07 24	17 16	07 08	17 36	06 31	17 59
5.....	07 24	17 17	07 07	17 37	06 30	18 00
6.....	07 24	17 17	07 06	17 38	06 28	18 00
7.....	07 23	17 18	07 05	17 38	06 27	18 01
8.....	07 23	17 18	07 04	17 39	06 25	18 02
9.....	07 23	17 19	07 03	17 40	06 24	18 02
10.....	07 23	17 19	07 02	17 41	06 23	18 03
11.....	07 22	17 20	07 01	17 41	06 21	18 04
12.....	07 22	17 20	07 00	17 42	06 20	18 05
13.....	07 22	17 21	06 58	17 43	06 18	18 05
14.....	07 21	17 22	06 57	17 44	06 17	18 06
15.....	07 21	17 22	06 56	17 44	06 16	18 07
16.....	07 21	17 23	06 55	17 45	06 14	18 07
17.....	07 20	17 24	06 54	17 46	06 13	18 08
18.....	07 20	17 24	06 53	17 47	06 11	18 09
19.....	07 19	17 25	06 52	17 47	06 10	18 10
20.....	07 19	17 26	06 50	17 48	06 08	18 10
21.....	07 18	17 26	06 49	17 49	06 07	18 11
22.....	07 17	17 27	06 47	17 49	06 05	18 12
23.....	07 17	17 28	06 47	17 50	06 04	18 13
24.....	07 16	17 28	06 46	17 51	06 03	18 13
25.....	07 16	17 29	06 44	17 52	06 01	18 14
26.....	07 15	17 30	06 43	17 52	06 00	18 15
27.....	07 14	17 30	06 42	17 53	05 58	18 16
28.....	07 13	17 31	06 40	17 54	05 57	18 16
29.....	07 13	17 32	06 39	17 55	05 55	18 17
30.....	07 12	17 33	06 38	17 55	05 54	18 18
31.....	07 11	17 33	06 36	17 56		

\*Note: Daylight saving time is subject to change.

Sunrise and Sunset times calculated on 17 November 2016.

## RETURN TO WORK CORPORATION OF SOUTH AUSTRALIA ACT 1994

## RETURN TO WORK ACT 2014

***Return to Work Premium Review Panel Determination 2017***

THE Board of the Return to Work Corporation of South Australia ('the Corporation') determines as follows pursuant to Section 17 of the Return to Work Corporation of South Australia Act 1994, Section 157 of the Return to Work Act 2014 ('the Act') and all other enabling powers:

*Part 1—Preliminary Matters*

1. This determination may be cited as the Return to Work Premium Review Panel Determination 2017.
2. This determination commences on 1 July 2017 ('Commencement Date') and applies to an application for review lodged under Section 157 of the Act after the Commencement Date.

*Return to Work Premium Review Panel*

3. The Return to Work Premium Review Panel (the Panel) continued by the Board's determination of 4 April 2016 (see *South Australian Government Gazette*, 28 April 2016, page 1279) continues.

*Functions and Powers under Section 157 of the Act*

4. The function of the Panel shall be to perform the functions of the Board under Section 157 of the Act as delegate of the Board under that section in reviewing decisions of the Corporation pursuant to Section 140 (2), Sections 141 (2), 141 (3), and 141 (4), Section 145 (1), Sections 147 (1), 147 (2), 147 (3) (a), (b) and (c), Section 147 (4), Section 149 (3) (a), Section 150 (3), Section 151 (1), Section 152 (1), Section 154 (1), (2), (3) and (4), Section 155 (1) and 155 (3) of the Act and subject to the proceeding clauses of this determination, the powers of the Board under Section 157 of the Act (other than the power to review a decision of the Corporation on a matter of law going to the validity of that decision) are delegated to the Panel for that purpose.

*Part 2—Constitution of Panel*

5. The Panel shall comprise four members appointed by the Board consisting of:
  - 5.1 a President, who shall be a legal practitioner (wherever in Australia admitted), and who shall decide any questions of law falling within the delegated functions of the Panel; and
  - 5.2 a member with expertise in the interests of registered employers; and
  - 5.3 a member with expertise in the interests of workers; and
  - 5.4 a member with expertise in the interests of the Corporation.
6. Where the anticipated unavailability of appointed members or the anticipated volume of work necessitates, deputy members may be appointed by the Board.
7. A Deputy Member has the powers and duties of the position held by the Member respectively.
8. The President may sit alone:
  - 8.1 to give directions;
  - 8.2 to determine procedural matters;
  - 8.3 for the promotion of conciliation;
  - 8.4 to seek evidence; or
  - 8.5 to dispose of an application on a matter of law falling within the delegated functions of the Panel involving no disputes of fact and no exercise of discretion.
9. Except as provided for in Clause 8, the Panel shall sit as a panel of four.
10. A decision of a majority of members of the Panel, shall be the decision of the Panel, but a member not agreeing with a decision of the majority may give reasons for not agreeing.
11. In the event of the Panel being equally divided in opinion as to the decision to be made, the Panel's decision shall be in accordance with the opinion of the President or the person appointed under Clause 18 (as applicable).
12. A quorum of the Panel shall be three members, provided that members or deputy members representing each interest referred to in Clause 5 have been offered, in the opinion of the President, a reasonable opportunity to sit.
13. If a member of the Panel becomes unavailable after the commencement of a hearing, the application must be heard again by the Panel properly constituted or (with the concurrence of the parties) adjourned until the absent member becomes available again, unless the decision of the remaining members is unanimous.
14. However, no hearing may commence or continue without the President or a person appointed under Clause 18.

*Part 3—Indemnity of Members*

15. Any liability attaching to a member of the Panel (including a deputy member) for an act or omission by the member, or by the Panel, in good faith and in the exercise or purported exercise of a power or function, or in a discharge or purported exercise of a duty, of the member or the Panel is assumed by the Corporation.

*Part 4—Tenure of Members*

16. The President, members and deputy members shall be appointed on an ongoing basis terminable by notice in writing of 60 days and where appointed prior to this determination will continue on an ongoing basis terminable by notice in writing of 60 days.
17. A former member of the Panel may sit as a member of the Panel for the purpose of completing the hearing and determination of part-heard proceedings in which they were involved.
18. Should the President be unable to sit due to illness or some other reason, the Chairman of the Corporation may appoint some other person (who shall be a legal practitioner) to act in the place of the President for such hearing or hearings when the President is unavailable.

*Part 5—Reconsideration and Conciliation*

19. Upon receipt of any application lodged under Section 157 (1) of the Act, the registry of the Panel will forward a copy to the Corporation, which will reconsider the decision (disregarding any question of whether the application is out of time) and must inform the Panel and the applicant within 14 days of the result of the reconsideration (and its attitude to any question of an extension of time).
20. Where:
  - 20.1 the applicant has sought an extension of time for the making of the application or, in the opinion of the Corporation, the application for review is out of time; and
  - 20.2 the Corporation intends to oppose an extension of time, and
  - 20.3 the Corporation considers proper reason exists for considering the extension of time before undertaking reconsideration, the Corporation may request the application to be referred to the President of the Panel to consider the extension of time.
21. Neither the President nor the Panel will consider an extension of time made in respect of a decision made more than three years after the employer was given notice of that decision.
22. If an application is referred to the President under Clause 20, the President may grant a provisional extension of time and make such other procedural directions as the President thinks appropriate, but only if the President agrees that proper reason exists for departing from the usual practice under Clause 19. A provisional extension of time does not prevent the Panel from refusing an extension of time, if appropriate, when dealing with the application for review on the merits.
23. If the President refuses a provisional extension of time, the applicant may request that the extension of time be referred to the Panel for final determination. A finding by the President that proper reason does not exist for departing from the usual practice under Clause 19 is not a refusal.
24. In this Part, consideration of an extension of time includes consideration of the question whether an application is in fact out of time.
25. Where the Corporation considers it impracticable to complete reconsideration within 14 days (and gives the registry of the Panel appropriate reasons for so considering), the registry may grant an extension of time for the reconsideration.
26. Before granting an extension of time for reconsideration that exceeds seven days, the registry must invite the applicant to indicate whether it has any objections to the proposed extension of time for reconsideration and the reasons for any objections. If there is any such objection, the registry must refer the question to the president of the Panel to determine.
27. If:
  - 27.1 the Corporation, on reconsideration of a disputed decision, confirms the decision; or
  - 27.2 the Corporation, on reconsideration of a disputed decision, varies the decision and the applicant expresses dissatisfaction with the variation,the registry of the Panel must refer the dispute for conciliation by a conciliator who will use his or her best endeavours to bring the applicant and the Corporation to an agreed resolution of the matters referred to in the application, and the Panel may not hear and determine any application unless it is satisfied that conciliation has been attempted and failed or it is satisfied that such attempts have no realistic prospects of success.
28. If, during the hearing of any matter, it appears to the Panel that there is a realistic prospect of a negotiated outcome being achieved, it may refer the matter back for further conciliation or the Panel may make such other attempts to promote conciliation as it thinks appropriate.
29. In this Part ‘conciliation’ includes counselling, mediation, neutral evaluation, case appraisal, conciliation or any combination and the format of conciliation in any particular case shall be at the discretion of the conciliator in consultation with the parties.
30. Any information provided during conciliation will be withheld from the Panel if the provider of that information so requests.

*Part 6—Principles of Operation of Panel*

31. The Panel shall be bound by and is hereby directed to follow the principles of natural justice.
32. Subject to Clause 31, the Panel:
  - 32.1 shall act according to equity, good conscience and the substantial merits of the case, without regard to technicalities and legal forms; and
  - 32.2 is not bound by the rules of evidence, but may inform itself by such means and such material as it thinks fit; and
  - 32.3 shall act as expeditiously as the circumstances of a particular case permit.
33. The Panel must ascertain whether the parties to any proceedings desire to be heard by way of oral evidence or submissions and must in that event give at least 14 days’ notice of the date, time and place of hearing, but if both parties to particular proceedings wish to have the application determined on the documents, the Panel need not hold a hearing but must give the parties at least 14 days’ notice to make final written submissions before proceeding to make it a determination.
34. If only one party to proceedings desires to submit oral evidence or submissions, the Panel must give the other party at least 14 days’ notice of the hearing and inform that party that, there is a danger that at the hearing the Panel may hear things from the first party that the other party will be unable to respond to if it does not attend.
35. A party may appear at a conciliation or hearing (including a directions hearing).
  - 35.1 if the party is a natural person or partnership, in person or by one or more of the parties or by an employee of that party who has the authority to make binding decisions on behalf of the party; or
  - 35.2 if the party is an incorporated body, by a proper officer or by an employee who has the authority to make binding decisions on behalf of the party;and may be represented by a legal practitioner or by a duly appointed and authorised agent, but a person described in Clause 35.1 or 35.2 must also appear unless the person presiding over the conciliation conference or hearing (as the case may be) has agreed in advance to dispense with this requirement.
36. A party engaging representation must do so at its own cost.



*Part 7—Powers of President of Panel*

37. The President of the Panel, or a person appointed under Clause 18 acting in that office may, while so acting, exercise the powers of, and is hereby appointed as, an authorised officer under the Act. For the purposes of this Part, operating units of the Corporation and its agents are directed to comply with any requirements of the President or a person appointed under Clause 18 as though they were subject to Section 183 of the Act.

*Part 8—Reservation of Board's Discretion to Decide*

38. Subject to the terms of this determination the Panel is required to determine all applications that fail to resolve through reconsideration or at conciliation, unless the Corporation, advises the Board that the particular dispute is of unusual significance and the Board or its relevant Board Committee, prior to the hearing of the application by the Panel, serves notice on the Panel and the applicant that the Panel is to make a recommendation only and refer the matter to the Board or relevant Board Committee.

*Part 9—Revocation and Transitional Provision*

39. The Return to Work Premium Review Panel Determination 2016 (the Revoked Determination) as published in the *South Australian Government Gazette* on 28 April 2016 at pages 1279 is revoked, but an Application for Review lodged before the Commencement Date will be dealt with under the Revoked Determination.

I confirm that this is a true and correct record of the decision of the Board of the Corporation made on 29 May 2017.

Dated 29 May 2017.

J. YUILE, Board Chairman

---

**RULES OF COURT**  
**Magistrates Court of South Australia**  
**Amendment 18 to the Magistrates Court (Civil) Rules 2013**

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

1. These Rules may be cited as the 'Magistrates Court (Civil) Rules 2013 (Amendment 18)'.
2. The Magistrates Court (Civil) Rules 2013 ('the Rules') as amended by these amendments apply to and govern all actions commenced in the civil division of the Court on and after the date on which these amendments are gazetted.
3. Form 25 is deleted and replaced with Form 25.

Signed on 29 May 2017.

ANDREW JAMES CANNON, Acting Chief Magistrate

BRIONY KENNEWELL, Magistrate

IAN LANSELL WHITE, Magistrate

ANNA JACKSON, Magistrate

---

Form 25

**INVESTIGATION SUMMONS**  
**Magistrates Court of South Australia (Civil Division)**  
[www.courts.sa.gov.au](http://www.courts.sa.gov.au)

<b>Court Use</b> Date Filed
--------------------------------

Registry				Action No	
Address	Street		Telephone		Facsimile
	City/Town/Suburb		State	Postcode	DX
			Email Address		

<b>JUDGMENT</b> including costs	\$
BALANCE	\$
Issue Fee	\$
Service Fee	\$
Solicitor's Fee	\$
Other	\$ _____
<b>TOTAL OWING</b>	\$ _____

(plus interest on balance from date of issue)

<b>Judgment Creditor</b>					
Full Name					
Address <i>(Registered Office, if Body Corporate)</i>	Street		Telephone		Facsimile
	City/Town/Suburb		State	Postcode	DX
			Email Address		

<b>Judgment Debtor</b>					
Full Name					
Address <i>(Registered Office, if Body Corporate)</i>	Street		Telephone		Facsimile
	City/Town/Suburb		State	Postcode	DX
			Email Address		

**TO THE JUDGMENT DEBTOR**

You must appear at the Court at \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_\_ at \_\_\_\_\_ am/pm to answer questions about how you will pay the above total owing.

**If you do not attend within 15 minutes of the appointed time and wait until your case is called you may be arrested.**

You may apply to the Court to set aside this judgment if you have an arguable case on the merits and the judgment was not a final judgment.

**Please complete the enclosed questionnaire and bring it to the hearing.**

..... Date	..... MAGISTRATES COURT
---------------	----------------------------

**AFFIDAVIT OF PROOF OF SERVICE**

I, _____ of _____	
Occupation:	_____
MAKE OATH AND SAY I did personally serve a copy of this summons and Form 17 on the witness named herein at	
on the _____ day of _____ 20____, between the hours of _____ and _____	
SWORN before me at on the _____ day of _____ 20____	_____
Signature ..... (Person authorised to take Affidavits) (e.g. Justice of the Peace)	..... SERVER

<b>PLEASE COMPLETE STATEMENT AND BRING TO COURT WITH PROOF OF INCOME</b> (e.g. recent pay slip or Centrelink statement) You will be asked to swear that the information is correct and it may be shown to the creditor Court File No:			
<b>Family Name:</b>		<b>Date of Birth :</b>	
<b>Other Names:</b>			
<b>Address:</b>			
<b>Phone Nos</b>	<b>Home:</b>	<b>Work:</b>	<b>Mobile:</b>
<b>Dependants:</b>			
<b>Bank where accounts held:</b>			
<b>Employer's name/address:</b>			
<b>A INCOME</b>		<b>B EXPENSES</b>	
	<b>\$ per fortnight</b>		<b>\$ per fortnight</b>
Wage / Salary (after tax)		Rent / Board	
Spouse income		Mortgage (home loan)	
Income from Rent or Board		Food	
Child Support		Household (groceries, cleaning, maintenance)	
Self Employed		Health (medicine, chemist, health fund)	
Investments/dividends		Clothing	
Pensions, Benefits and Allowances		Children (nappies, formula, sport, child care etc.)	
Other:		Education (fees, books, uniforms etc)	
Other:		Energy (electricity, gas, heating fuel etc)	
		Phone and internet	
		Rates (Council and SA Water)	
<b>Total Income (A)</b>	<b>\$</b>	Insurance (house, contents)	
		Vehicle Expenses (petrol, registration, insurance, repairs and maintenance)	
<b>ASSETS AND LIABILITIES</b>		Other transport (bus, taxi)	
<b>ASSETS:</b>	Value of Asset	Other (e.g. haircare, glasses, dentist, leisure, bank fees, emergency services levy)	
Real Estate	\$	Judgment Debts	
Vehicle	\$	Fines	
Savings	\$	Car Loan	
Other:	\$	Credit Card	
Other:	\$		
<b>Total Assets</b>	<b>\$</b>		
<b>LIABILITIES:</b>	Balance owed on debts		
Judgment debts	\$	Other:	
Fines (outstanding with Court)	\$	Other:	
Mortgage	\$	<b>Total Expenses (B)</b>	<b>\$</b>
Car loan	\$		
Credit Card	\$		
Centrelink	\$	<b>SUMMARY</b>	
Other:	\$	<b>TOTAL INCOME (A)</b>	<b>\$</b>
Other:	\$	<b>minus TOTAL EXPENSES (B)</b>	<b>\$</b>
Other:	\$		
<b>Total Liabilities</b>	<b>\$</b>	<b>BALANCE</b>	<b>\$</b>
I, .....			
by evidence on oath/affirmation swear the information on this form is true and correct.			
Signature .....		Date .....	
SWORN before me at			
on the		day of	
		20	
Signature .....			
(Authorised witness)			

You have been summoned to attend court to establish how the attached debt can be paid based on your financial circumstances. It is important that you are well prepared before you attend court to give an accurate picture of your financial situation.

### **FINANCIAL COUNSELLING SERVICES**

The Financial Counselling Service is a **FREE** and **CONFIDENTIAL** counselling and advisory service for people who are:

- \* having trouble making ends meet
- \* in debt or have high bills
- \* faced with a sudden drop in income
- \* behind in loan/credit repayments
- \* unfairly or unjustly treated by traders or creditors
- \* facing court action because of debts
- \* considering bankruptcy

You will still have control of your money. Financial Counsellors will provide the skills and knowledge to help you to work out your money problems. However, the decision to follow the advice is yours.

Financial Counsellors can:

- \* talk to your creditors about your debts
- \* advocate for you if you have been treated unfairly
- \* help you plan your finances

Financial Counsellors can give you information and advice on:

- \* dealing with creditors
- \* concessions and benefits
- \* consumer rights
- \* credit and debt issues
- \* bankruptcy information

If you would like the services of a Financial Counsellor, please call **1800 007 007** and make an appointment with one of the financial counselling service agencies listed on the South Australian Financial Counselling Association's website: <http://www.safca.org.au>

---

---

South Australia

## **Health Care (Miscellaneous) Amendment Act (Commencement) Variation Proclamation 2017**

### **Part 1—Preliminary**

#### **1—Short title**

This proclamation may be cited as the *Health Care (Miscellaneous) Amendment Act (Commencement) Variation Proclamation 2017*.

#### **2—Commencement**

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

#### **3—Variation provisions**

In this proclamation, a provision under a heading referring to the variation of a specified proclamation varies the proclamation so specified.

### **Part 2—Variation of *Health Care (Miscellaneous) Amendment Act (Commencement) Proclamation 2016 (Gazette 17.11.2016 p4441)***

#### **4—Variation of clause 2—Commencement of Act**

Clause 2(2)—delete "1 July 2017" and substitute:

1 May 2018

#### **Made by the Governor**

with the advice and consent of the Executive Council  
on 7 June 2017

HEAC-2017-00026

South Australia

## **Rail Safety National Law (South Australia) (Miscellaneous No 3) Amendment Act (Commencement) Proclamation 2017**

### **1—Short title**

This proclamation may be cited as the *Rail Safety National Law (South Australia) (Miscellaneous No 3) Amendment Act (Commencement) Proclamation 2017*.

### **2—Commencement of Act**

The *Rail Safety National Law (South Australia) (Miscellaneous No 3) Amendment Act 2017* (No 14 of 2017) will come into operation on 1 July 2017.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 7 June 2017

MTR/17/020



South Australia

## **Children's Protection (Declarations for Purposes of Part 8) Proclamation 2017**

under section 54 of the *Children's Protection Act 1993*

### **1—Short title**

This proclamation may be cited as the *Children's Protection (Declarations for Purposes of Part 8) Proclamation 2017*.

### **2—Commencement**

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

### **3—Declaration of child welfare law and interstate law**

For the purposes of Part 8 of the *Children's Protection Act 1993*, the following Acts are declared to be child welfare laws and interstate laws:

- (a) the *Children, Youth and Families Act 2005* of Victoria;
- (b) the *Care and Protection of Children Act* of the Northern Territory;
- (c) the *Children and Young People Act 2008* of the Australian Capital Territory.

### **4—Declaration of interstate office or position**

For the purposes of Part 8 of the *Children's Protection Act 1993*, the following offices and positions relating to a particular State are declared to be offices or positions the holder of which is the interstate officer in relation to that State:

- (a) in relation to Victoria—the Secretary of the Department of Human Services;
- (b) in relation to the Northern Territory—the Chief Executive Officer of Territory Families;
- (c) in relation to the Australian Capital Territory—the Director-General of the Department of Disability, Housing and Community Services.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 7 June 2017

MECD17/028

South Australia

## **Disability Services (Assessment of Relevant History) (Screening Authorisation) Variation Regulations 2017**

under the *Disability Services Act 1993*

---

### **Contents**

#### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### **Part 2—Variation of *Disability Services (Assessment of Relevant History) Regulations 2014***

- 4 Variation of regulation 5—Screening units
  - 5 Insertion of regulation 11A
    - 11A ASU authorised to undertake relevant history assessments of persons performing prescribed functions
  - 6 Variation of regulation 12—Assessment of prescribed information
- 

### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Disability Services (Assessment of Relevant History) (Screening Authorisation) Variation Regulations 2017*.

#### **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 *Disability Services (Assessment of Relevant History) Regulations 2014***

#### **4—Variation of regulation 5—Screening units**

Regulation 5(1)—delete "section 5B and 5C of"

## 5—Insertion of regulation 11A

After regulation 11 insert:

### **11A—ASU authorised to undertake relevant history assessments of persons performing prescribed functions**

- (1) Pursuant to section 5B(4)(b) of the Act, an authorised screening unit is, by force of this regulation, authorised to undertake an assessment of the relevant history of any person who performs, or is to perform, a prescribed function (whether or not the service is being provided by a prescribed disability services provider).
- (2) To avoid doubt, subregulation (1) is in addition to and does not affect a requirement for an assessment of a person's relevant history under section 5B or 5C of the Act.

## 6—Variation of regulation 12—Assessment of prescribed information

- (1) Regulation 12(1)(a)—delete "section 5B or 5C of"
- (2) Regulation 12(2) and (3)—delete subregulations (2) and (3)

### **Note—**

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

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 7 June 2017

No 76 of 2017

DCSICS/17/006

South Australia

## **Disability Services (Community Visitor Scheme) (Premises) Variation Regulations 2017**

under the *Disability Services Act 1993*

---

### **Contents**

#### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### **Part 2—Variation of *Disability Services (Community Visitor Scheme) Regulations 2013***

- 4 Variation of regulation 3—Interpretation
  - 5 Variation of regulation 4—Functions of community visitors
  - 6 Variation of regulation 5—Requests to see community visitors
  - 7 Variation of regulation 6—Reports by community visitors
- 

### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Disability Services (Community Visitor Scheme) (Premises) Variation Regulations 2017*.

#### **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 *Disability Services (Community Visitor Scheme) Regulations 2013***

#### **4—Variation of regulation 3—Interpretation**

- (1) Regulation 3, after the definition of *community visitor* insert:

*day options program* means a daytime program provided to an eligible person at premises other than the person's usual place of residence for the purpose of developing life-skills, further learning or recreation;

*day options program premises* means any premises at which a day options program is provided;

- (2) Regulation 3, definition of *disability accommodation premises*—after "persons with disabilities" insert:

(including short term accommodation, for example for respite care)

- (3) Regulation 3—after the definition of *disability accommodation premises* insert:

*eligible person* means an adult person with a disability who has, in connection with a funding arrangement under a law of this State or the Commonwealth, been assessed as unable to work or undertake formal study;

### **5—Variation of regulation 4—Functions of community visitors**

- (1) Regulation 4(1)—after paragraph (a) insert:

(ab) to visit day options program premises to inquire into the following matters:

- (i) the appropriateness and standard of the premises for the provision of the disability services;
- (ii) whether the day options programs are being provided in accordance with the principles and objectives specified in Schedules 1 and 2 of the Act;
- (iii) any case of abuse or neglect, or suspected abuse or neglect, of a person attending a day options program at the premises;
- (iv) the use of restrictive interventions and compulsory treatment;
- (v) any failure to comply with the provisions of the Act or a performance agreement entered into between a disability services provider at the premises and the Minister;
- (vi) any complaint made to a community visitor by a person attending a day options program or a guardian, medical agent, relative, carer or friend of such a person, or any other person providing support to such a person;

- (2) Regulation 4(1)(c)—delete paragraph (c) and substitute:

(c) to act as advocates for residents and for persons attending day options programs to promote the proper resolution of issues relating to the care, treatment or control of such persons, including issues raised by a guardian, medical agent, relative, carer or friend of such a person or any person who is providing support to such a person.

- (3) Regulation 4(2)—after "disability accommodation premises" insert:

or day options program premises

- (4) Regulation 4(2)(a)—after resident insert:

or person attending a day options program

### **6—Variation of regulation 5—Requests to see community visitors**

- (1) Regulation 5(1)—delete subregulation (1) and substitute:

(1) A request to see a community visitor may be made by any of the following persons:

- (a) a resident;
- (b) a person attending a day options program;

- (c) a guardian, medical agent, relative, carer or friend of a person referred to in paragraph (a) or (b);
  - (d) any other person who is providing support to a person referred to in paragraph (a) or (b).
- (2) Regulation 5(2)—after "disability accommodation premises" insert:  
or day options program premises

### **7—Variation of regulation 6—Reports by community visitors**

- Regulation 6(1)—after "disability accommodation premises" insert:  
or day options program premises

**Note—**

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

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 7 June 2017

No 77 of 2017

DCSICN/17/002

South Australia

# State Procurement (Non-Profit Bodies) Variation Regulations 2017

under the *State Procurement Act 2004*

---

## Contents

### Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

### Part 2—Variation of *State Procurement Regulations 2005*

- 4 Revocation of regulation 6
- 

## Part 1—Preliminary

### 1—Short title

These regulations may be cited as the *State Procurement (Non-Profit Bodies) Variation Regulations 2017*.

### 2—Commencement

These regulations will come into operation on 1 July 2017.

### 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 *State Procurement Regulations 2005*

### 4—Revocation of regulation 6

Regulation 6—delete the regulation

#### Note—

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

### Made by the Governor

with the advice and consent of the Executive Council  
on 7 June 2017

No 78 of 2017

DCSICS/16/015

South Australia

## **Heavy Vehicle National Law (South Australia) (Amendment of Law No 3) Regulations 2017**

under section 5 of the *Heavy Vehicle National Law (South Australia) Act 2013*

---

### **Contents**

Preamble

#### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Interpretation
- 4 Amendment provision

#### **Part 2—Amendment of Heavy Vehicle National Law (South Australia)**

- 5 Amendment of section 5—Definitions
- 6 Amendment of section 45—Amendment or cancellation of registration exemption
- 7 Amendment of section 46—Immediate suspension
- 8 Amendment of section 66—Amendment or cancellation of vehicle standards exemption (notice)
- 9 Amendment of section 67—Immediate suspension on Regulator's initiative
- 10 Amendment of section 119—Conditions of mass or dimension exemption (notice)
- 11 Amendment of section 125—Conditions of mass or dimension exemption (permit)
- 12 Amendment of section 146—Conditions of a class 2 heavy vehicle authorisation (permit)
- 13 Amendment of section 154—Definitions for Chapter 4 Part 7
- 14 Amendment of section 173—Amendment or cancellation on Regulator's initiative
- 15 Amendment of section 174—Amendment or cancellation on request by relevant road manager
- 16 Amendment of section 175—Immediate suspension
- 17 Insertion of section 175A  
175A Minor amendment
- 18 Amendment of section 176—Amendment or cancellation on application by permit holder
- 19 Amendment of section 180—Minor amendment of permit for a mass or dimension authority
- 20 Amendment of section 221—Definitions for Chapter 6
- 21 Amendment of section 271—Amendment or cancellation of work and rest hours exemption (notice)
- 22 Amendment of section 272—Immediate suspension
- 23 Amendment of section 310—Intelligent access program reporting entity must notify record keeper if approved electronic recording system malfunctioning
- 24 Amendment of section 313—What record keeper must do if electronic work diary not in working order or malfunctioning
- 25 Amendment of section 337—Intelligent access program reporting entity must not permit tampering with approved electronic recording system



- 
- 26 Amendment of section 362—Amendment or cancellation of work diary exemption (notice)
- 27 Amendment of section 382—Amendment or cancellation of fatigue record keeping exemption (notice)
- 28 Amendment of section 400—Main purposes of Chapter 7
- 29 Amendment of section 402—Application of Chapter 7
- 30 Amendment of section 403—Definitions for Chapter 7
- 31 Amendment of heading to Chapter 7 Part 2
- 32 Amendment of section 404—Offence to give false or misleading information to intelligent access program service provider
- 33 Amendment of section 405—Advising vehicle driver of collection of information by intelligent access program service provider
- 34 Amendment of section 406—Reporting system malfunctions to Regulator
- 35 Amendment of section 407—Advising driver of driver's obligations about reporting system malfunctions
- 36 Amendment of heading to Chapter 7 Part 3
- 37 Amendment of section 408—Reporting system malfunctions to operator
- 38 Amendment of heading to Chapter 7 Part 4
- 39 Amendment of section 409—Powers to collect and hold intelligent access program information
- 40 Amendment of section 410—Collecting intelligent access program information
- 41 Amendment of section 411—Keeping records of intelligent access program information collected
- 42 Amendment of section 412—Protecting intelligent access program information
- 43 Amendment of section 413—Making individuals aware of personal information held
- 44 Amendment of section 414—Giving individuals access to their personal information
- 45 Amendment of section 415—Correcting errors etc
- 46 Amendment of section 416—General restriction on use and disclosure of intelligent access program information
- 47 Amendment of section 417—Giving intelligent access program auditor access to records
- 48 Amendment of section 418—Power to use and disclose intelligent access program information
- 49 Amendment of section 419—Keeping record of use or disclosure of intelligent access program information
- 50 Amendment of section 420—Keeping noncompliance report
- 51 Amendment of section 421—Destroying intelligent access program information etc
- 52 Amendment of section 422—Reporting relevant contraventions to Regulator
- 53 Amendment of section 423—Reporting tampering or suspected tampering with approved intelligent transport system
- 54 Amendment of section 424—Restriction on disclosing information about tampering or suspected tampering with approved intelligent transport system
- 55 Amendment of section 425—Functions of TCA
- 56 Amendment of section 426—Powers to collect and hold intelligent access program information
- 57 Amendment of section 427—Collecting intelligent access program information
- 58 Amendment of section 428—Protecting intelligent access program information collected
- 59 Amendment of section 432—General restriction on use and disclosure of intelligent access program information
- 60 Amendment of section 433—Powers to use and disclose intelligent access program information
- 61 Amendment of section 434—Restriction about intelligent access program information that may be used or disclosed

- 
- 62 Amendment of section 435—Keeping record of use or disclosure of intelligent access program information
- 63 Amendment of section 437—Destroying intelligent access program information or removing personal information from it
- 64 Amendment of heading to Chapter 7 Part 6
- 65 Substitution of section 440  
440 Powers to collect and hold intelligent access program information
- 66 Amendment of section 441—Collecting intelligent access program information
- 67 Amendment of section 442—Protecting intelligent access program information collected
- 68 Amendment of section 443—Making individuals aware of personal information held
- 69 Amendment of section 444—Giving individuals access to their personal information
- 70 Amendment of section 445—Correcting errors etc
- 71 Amendment of section 446—General restriction on use and disclosure of intelligent access program information
- 72 Amendment of section 447—Powers to use and disclose intelligent access program information
- 73 Amendment of section 448—Restriction about intelligent access program information that may be used or disclosed
- 74 Amendment of section 449—Keeping record of use or disclosure of intelligent access program information
- 75 Amendment of section 450—Destroying intelligent access program information or removing personal information from it
- 76 Amendment of section 451—Reporting contraventions by intelligent access program service providers to TCA
- 77 Amendment of section 452—Reporting tampering or suspected tampering with approved intelligent transport system to Regulator or TCA
- 78 Amendment of section 453—Restriction on disclosing information about tampering or suspected tampering with approved intelligent transport system
- 79 Amendment of section 454—Offence to tamper with approved intelligent transport system
- 80 Amendment of section 455—Regulator may issue intelligent access program identifiers
- 81 Amendment of section 457—Definitions for Chapter 8
- 82 Amendment of section 466—Accreditation labels for maintenance management accreditation and mass management accreditation
- 83 Insertion of sections 531A and 531B  
531A Self-clearing defect notices  
531B Requirements about self-clearing vehicle defect notice
- 84 Amendment of section 586—Multiple requirements
- 85 Insertion of section 655A  
655A Delegation by responsible Ministers
- 86 Amendment of section 721—Certificates of TCA
- 87 Amendment of section 727—Definitions for Chapter 13 Part 4
- 88 Insertion of section 740A  
740A Increase of fee amounts
- 89 Insertion of Chapter 14 Part 4
- Part 4—Heavy Vehicle National Law and Other Legislation Amendment Act 2016 (Queensland)
- 759 Application of section 737 to a new penalty
-

## Preamble

- 1 Section 5 of the *Heavy Vehicle National Law (South Australia) Act 2013* provides that if—
    - (a) the Parliament of Queensland enacts an amendment to the *Heavy Vehicle National Law* set out in the Schedule to the *Heavy Vehicle National Law Act 2012* of Queensland (the *Queensland Act*); and
    - (b) the Governor is satisfied that an amendment that corresponds, or substantially corresponds, to the amendment made by the Parliament of Queensland should be made to the *Heavy Vehicle National Law (South Australia)*,the Governor may, by regulation, amend the South Australian Heavy Vehicle National Law text.
  - 2 The Parliament of Queensland has enacted the *Heavy Vehicle National Law and Other Legislation Amendment Act 2016* to amend the Queensland Act and the Governor is satisfied that the amendments corresponding to the Queensland amendments set out in Part 2 of these regulations should be made to the South Australian Heavy Vehicle National Law text.
- 

## Part 1—Preliminary

### 1—Short title

These regulations may be cited as the *Heavy Vehicle National Law (South Australia) (Amendment of Law No 3) Regulations 2017*.

### 2—Commencement

These regulations will come into operation on 1 July 2017.

### 3—Interpretation

In these regulations—

*Act* means the *Heavy Vehicle National Law (South Australia) Act 2013*.

### 4—Amendment provision

Pursuant to section 5 of the Act, the *Heavy Vehicle National Law (South Australia)* is amended as specified in Part 2 of these regulations.

## Part 2—Amendment of Heavy Vehicle National Law (South Australia)

### 5—Amendment of section 5—Definitions

- (1) Section 5, definition of *intelligent access agreement*—delete the definition and substitute:  
*intelligent access program agreement*, for the purposes of Chapter 7, has the meaning given by section 403;
- (2) Section 5, definition of *intelligent access audit*—delete the definition and substitute:  
*intelligent access program audit*, for the purposes of Chapter 7, has the meaning given by section 403;
- (3) Section 5, definition of *intelligent access auditor*—delete the definition and substitute:  
*intelligent access program auditor* means a person engaged by TCA for auditing activities conducted by intelligent access program service providers;
- (4) Section 5, definition of *intelligent access conditions*—delete the definition and substitute:  
*intelligent access program conditions* has the same meaning given by section 402;
- (5) Section 5, definition of *intelligent access information*—delete the definition and substitute:  
*intelligent access program information*, for the purposes of Chapter 7, has the meaning given by section 403;
- (6) Section 5, definition of *intelligent access reporting entity*—delete the definition and substitute:  
*intelligent access program reporting entity*, for the purposes of Chapter 6, has the meaning given by section 221;
- (7) Section 5, definition of *intelligent access service provider*—delete the definition and substitute:  
*intelligent access service provider* has the meaning given by section 403;
- (8) Section 5, definition of *intelligent access vehicle*—delete the definition and substitute:  
*intelligent access program vehicle*, for the purposes of Chapter 7, has the meaning given by section 403;
- (9) Section 5—after the definition of *public authority* insert:  
*public notice* means a notice—
  - (a) in the Commonwealth Gazette; and
  - (b) on the Regulator’s website; and
  - (c) if the Regulator considers it appropriate—in another way, including, for example, in a national newspaper;

**6—Amendment of section 45—Amendment or cancellation of registration exemption**

- (1) Section 45(3)—delete "notice in the Commonwealth Gazette, in a newspaper circulating generally throughout each participating jurisdiction and on the Regulator's website" and substitute:

public notice

- (2) Section 45(5)—delete subsection (5) and substitute:
- (5) The Regulator must publish a public notice of the amendment or cancellation.
- (3) Section 45(6)(a)—delete paragraph (a) and substitute:
- (a) 28 days after the Commonwealth Gazette notice is published under subsection (5); or

**7—Amendment of section 46—Immediate suspension**

- (1) Section 46(2) and (3)—delete subsections (2) and (3) and substitute:
- (2) The Regulator may, by public notice, immediately suspend the exemption until the earliest of the following:
- (a) the end of 56 days after the day the public notice is published;
- (b) the Regulator publishes a notice under section 45(5) and the amendment or cancellation takes effect under section 45(6);
- (c) the Regulator cancels the suspension by public notice.

- (2) Section 46(6)—delete subsection (6)

**8—Amendment of section 66—Amendment or cancellation of vehicle standards exemption (notice)**

- (1) Section 66(3)—delete "notice in the Commonwealth Gazette, in a newspaper circulating generally throughout each participating jurisdiction and on the Regulator's website" and substitute:

public notice

- (2) Section 66(5)—delete subsection (5) and substitute:
- (5) The Regulator must publish a public notice of the amendment or cancellation.
- (3) Section 66(6)(a)—delete paragraph (a) and substitute:
- (a) 28 days after the Commonwealth Gazette notice is published under subsection (5); or

**9—Amendment of section 67—Immediate suspension on Regulator's initiative**

Section 67(2) and (3)—delete subsections (2) and (3) and substitute:

- (2) The Regulator may, by public notice, immediately suspend the exemption until the earliest of the following:
  - (a) the end of 56 days after the day the public notice is published;
  - (b) the Regulator publishes a notice under section 66(5) and the amendment or cancellation takes effect under section 66(6);
  - (c) the Regulator cancels the suspension by public notice.

**10—Amendment of section 119—Conditions of mass or dimension exemption (notice)**

Section 119(1)(d)(ii)—delete "intelligent access conditions" and substitute:

intelligent access program conditions

**11—Amendment of section 125—Conditions of mass or dimension exemption (permit)**

Section 125(1)(d)(ii)—delete "intelligent access conditions" and substitute:

intelligent access program conditions

**12—Amendment of section 146—Conditions of a class 2 heavy vehicle authorisation (permit)**

Section 146(b)(ii)—delete "intelligent access conditions" and substitute:

intelligent access program conditions

**13—Amendment of section 154—Definitions for Chapter 4 Part 7**

Section 154, definition of *road condition*, (b)—delete "intelligent access condition" and substitute:

intelligent access program condition

**14—Amendment of section 173—Amendment or cancellation on Regulator's initiative**

- (1) Section 173(3)—delete "notice in the Commonwealth Gazette, in a newspaper circulating generally throughout each relevant participating jurisdiction and on the Regulator's website" and substitute:

public notice
- (2) Section 173(5)—delete subsection (5) and substitute:
  - (5) The Regulator must publish a public notice of the amendment or cancellation.
- (3) Section 173(7)—delete subsection (7)

**15—Amendment of section 174—Amendment or cancellation on request by relevant road manager**

- (1) Section 174(2)(a)—before subparagraph (i) insert:
  - (ia) amending the category of vehicle to which the authority applies; or
  - (ib) amending the type of load that may be carried by vehicles to which the authority applies; or
- (2) Section 174(5)—delete subsection (5) and substitute:
  - (5) The Regulator must publish a public notice of the amendment or cancellation.
- (3) Section 174(7)—delete subsection (7)

**16—Amendment of section 175—Immediate suspension**

- (1) Section 175(2) and (3)—delete subsections (2) and (3) and substitute:
  - (2) The Regulator may, by public notice, immediately suspend the authority until the earliest of the following:
    - (a) the end of 56 days after the day the public notice is published;
    - (b) the Regulator publishes a notice under section 173(5) or 174(5) and the amendment or cancellation takes effect under section 173(6) or 174(6);
    - (c) the Regulator cancels the suspension by public notice.
- (2) Section 175(6)—delete subsection (6)

**17—Insertion of section 175A**

After section 175 insert:

**175A—Minor amendment**

- (1) The Regulator may amend a mass or dimension authority, granted by Commonwealth Gazette notice, in a minor respect—
  - (a) for a formal or clerical reason; or
  - (b) in another way that does not adversely affect the interests of a person who is operating under the authority.
- (2) The Regulator must publish a public notice of the amendment.

**18—Amendment of section 176—Amendment or cancellation on application by permit holder**

- (1) Section 176(6)—after paragraph (c) insert:

and

  - (d) if the authority is amended to change the vehicle to which the authority applies to an equivalent vehicle, the Regulator must give notice of the amendment to the relevant road manager within 28 days after the authority is amended.

(2) Section 176—after subsection (7) insert:

(8) In this section—

*equivalent vehicle*, of another vehicle, means a vehicle that—

- (a) is of the same category as the other vehicle; and
- (b) has mass requirements that are no more than the mass requirements applying to the other vehicle; and
- (c) has dimension requirements that are no more than the dimension requirements applying to the other vehicle; and
- (d) poses no greater public risk than the other vehicle.

### **19—Amendment of section 180—Minor amendment of permit for a mass or dimension authority**

Section 180(2)—delete subsection (2) and substitute:

- (2) The Regulator must give notice of the amendment to the relevant road manager—
  - (a) if the authority is amended for a formal or clerical reason—within 28 days after the authority is amended; or
  - (b) if the authority is amended in another way—as soon as practicable, but no later than 7 days, after the authority is amended.

### **20—Amendment of section 221—Definitions for Chapter 6**

Section 221, definition of *intelligent access reporting entity*—delete the definition and substitute:

*intelligent access program reporting entity*, for an approved intelligent transport system, means a person on whom there is an obligation, imposed by Chapter 7, to report a malfunction of or tampering with the system to the Regulator;

### **21—Amendment of section 271—Amendment or cancellation of work and rest hours exemption (notice)**

(1) Section 271(3)—delete "notice in the Commonwealth Gazette, in a newspaper circulating generally throughout each participating jurisdiction and on the Regulator's website" and substitute:

public notice

(2) Section 271(5)—delete subsection (5) and substitute:

(5) The Regulator must publish a public notice of the amendment or cancellation.

(3) Section 271(6)(a)—delete paragraph (a) and substitute:

(a) 28 days after the Commonwealth Gazette notice is published under subsection (5); or



**22—Amendment of section 272—Immediate suspension**

- (1) Section 272(2) and (3)—delete subsections (2) and (3) and substitute:
  - (2) The Regulator may, by public notice, immediately suspend the exemption until the earliest of the following:
    - (a) the end of 56 days after the day the public notice is published;
    - (b) the Regulator publishes a notice under section 271(5) and the amendment or cancellation takes effect under section 271(6);
    - (c) the Regulator cancels the suspension by public notice.
- (2) Section 272(6)—delete subsection (6)

**23—Amendment of section 310—Intelligent access program reporting entity must notify record keeper if approved electronic recording system malfunctioning**

Section 310—delete "intelligent access reporting entity" wherever occurring and substitute in each case:

intelligent access program reporting entity

**24—Amendment of section 313—What record keeper must do if electronic work diary not in working order or malfunctioning**

Section 313(1)(c) note—delete "intelligent access reporting entity" and substitute:

intelligent access program reporting entity

**25—Amendment of section 337—Intelligent access program reporting entity must not permit tampering with approved electronic recording system**

Section 337(2)—delete "intelligent access reporting entity" and substitute:

intelligent access program reporting entity

**26—Amendment of section 362—Amendment or cancellation of work diary exemption (notice)**

- (1) Section 362(3)—delete "notice in the Commonwealth Gazette, in a newspaper circulating generally throughout each relevant participating jurisdiction and on the Regulator's website" and substitute:

public notice
- (2) Section 362(5)—delete subsection (5) and substitute:
  - (5) The Regulator must publish a public notice of the amendment or cancellation.
- (3) Section 362(7)—delete subsection (7)

**27—Amendment of section 382—Amendment or cancellation of fatigue record keeping exemption (notice)**

- (1) Section 382(3)—delete "notice in the Commonwealth Gazette, in a newspaper circulating generally throughout each relevant participating jurisdiction and on the Regulator's website" and substitute:

public notice

- (2) Section 382(5)—delete subsection (5) and substitute:

(5) The Regulator must publish a public notice of the amendment or cancellation.

- (3) Section 382(7)—delete subsection (7)

**28—Amendment of section 400—Main purposes of Chapter 7**

- (1) Section 400—delete "intelligent access information" wherever occurring and substitute in each case:

intelligent access program information

- (2) Section 400(1)(a)—delete "intelligent access conditions" and substitute:

intelligent access program conditions

- (3) Section 400(2)(a)—delete "intelligent access vehicles" and substitute:

intelligent access program vehicles

- (4) Section 400(2)(d)—delete "intelligent access service providers" and substitute:

intelligent access program service providers

**29—Amendment of section 402—Application of Chapter 7**

- (1) Section 402—delete "intelligent access conditions" wherever occurring and substitute in each case:

intelligent access program conditions

- (2) Section 402—delete "intelligent access service provider" wherever occurring and substitute in each case:

intelligent access program service provider

**30—Amendment of section 403—Definitions for Chapter 7**

- (1) Section 403, definition of *approved intelligent transport system* delete the definition and substitute:

*approved intelligent transport system* means an intelligent transport system approved by TCA, for the purposes of the Intelligent Access Program, for use by an intelligent access program service provider to monitor the relevant monitoring matters for an intelligent access program vehicle;

- (2) Section 403, definition of *intelligent access agreement*—delete the definition and substitute:

*intelligent access program agreement*, means an agreement between the operator of a heavy vehicle and an intelligent access program service provider under which the service provider agrees to monitor, by using an approved intelligent transport system, the relevant monitoring matters for the vehicle;

- (3) Section 403, definition of *intelligent access audit*—delete the definition and substitute:

*intelligent access program audit* means the process of doing 1 or more of the following:

- (a) reviewing intelligent access program information held by an intelligent access program service provider to assess whether the information is accurate, complete and up to date;
- (b) reviewing the processes by which intelligent access program information held by an intelligent access program service provider is generated, recorded, stored, displayed, analysed, transmitted and reported;
- (c) examining how intelligent access program information held by an intelligent access program service provider is used and disclosed by the service provider;
- (d) examining an approved intelligent transport system;

- (4) Section 403, definition of *intelligent access conditions*—delete the definition and substitute:

*intelligent access program conditions* has the meaning given by section 402;

- (5) Section 403, definition of *intelligent access information*—delete the definition and substitute:

*intelligent access program information* means information generated, recorded, stored, displayed, analysed, transmitted or reported by an approved intelligent transport system for any purpose relating to the Intelligent Access Program;

- (6) Section 403, definition of *intelligent access service provider*—delete the definition and substitute:

*intelligent access program service provider* means a person certified by TCA as a service provider for monitoring, by using an approved intelligent transport system, the relevant monitoring matters for an intelligent access program vehicle;

- (7) Section 403, definition of *intelligent access vehicle*—delete the definition and substitute:

*intelligent access program vehicle* means a heavy vehicle—

- (a) for which a mass or dimension exemption is in force with intelligent access program conditions (as referred to in section 402(1)); or
- (b) for which an HML authority is in force with intelligent access program conditions (as referred to in section 402(2));

- (8) Section 403, definition of *noncompliance report*, (a)—delete "intelligent access vehicle" and substitute:

intelligent access program vehicle

- (9) Section 403, definition of *relevant contravention*—delete "intelligent access vehicle" wherever occurring and substitute in each case:

intelligent access program vehicle

### **31—Amendment of heading to Chapter 7 Part 2**

Heading to Chapter 7 Part 2—delete "intelligent access vehicles" and substitute:

**intelligent access program vehicles**

### **32—Amendment of section 404—Offence to give false or misleading information to intelligent access program service provider**

- (1) Section 404—delete "intelligent access agreement" wherever occurring and substitute in each case:

intelligent access program agreement

- (2) Section 404—delete "intelligent access service provider" wherever occurring and substitute in each case:

intelligent access program service provider

- (3) Section 404—delete "intelligent access vehicle" wherever occurring and substitute in each case:

intelligent access program vehicle

- (4) Section 404(3)—delete "intelligent access conditions" and substitute:

intelligent access program conditions

### **33—Amendment of section 405—Advising vehicle driver of collection of information by intelligent access program service provider**

- (1) Section 405—delete "intelligent access service provider" wherever occurring and substitute in each case:

intelligent access program service provider

- (2) Section 405—delete "intelligent access vehicle" wherever occurring and substitute in each case:

intelligent access program vehicle

- (3) Section 405(2)—delete "intelligent access vehicle's" wherever occurring and substitute in each case:

intelligent access program vehicle's

### **34—Amendment of section 406—Reporting system malfunctions to Regulator**

Section 406(1)—delete "intelligent access vehicle" and substitute:

intelligent access program vehicle

**35—Amendment of section 407—Advising driver of driver's obligations about reporting system malfunctions**

Section 407—delete "intelligent access vehicle" wherever occurring and substitute in each case:

intelligent access program vehicle

**36—Amendment of heading to Chapter 7 Part 3**

Heading to Chapter 7 Part 3—delete "intelligent access vehicles" and substitute:

**intelligent access program vehicles**

**37—Amendment of section 408—Reporting system malfunctions to operator**

Section 408(1)—delete "intelligent access vehicle" and substitute:

intelligent access program vehicle

**38—Amendment of heading to Chapter 7 Part 4**

Heading to Chapter 7 Part 4—delete "intelligent access service providers" and substitute:

**intelligent access program service providers**

**39—Amendment of section 409—Powers to collect and hold intelligent access program information**

(1) Section 409—delete "intelligent access information" and substitute:

intelligent access program information

(2) Section 409—delete "intelligent access service provider" and substitute:

intelligent access program service provider

(3) Section 409—delete "intelligent access vehicle" and substitute:

intelligent access program vehicle

**40—Amendment of section 410—Collecting intelligent access program information**

(1) Section 410—delete "intelligent access information" wherever occurring and substitute in each case:

intelligent access program information

(2) Section 410—delete "intelligent access service provider" wherever occurring and substitute in each case:

intelligent access program service provider

**41—Amendment of section 411—Keeping records of intelligent access program information collected**

(1) Section 411(1)—delete "intelligent access information" and substitute:

intelligent access program information

(2) Section 411(1)—delete "intelligent access service provider" and substitute:

intelligent access program service provider

- (3) Section 411(2)—delete "intelligent access auditor" and substitute:

intelligent access program auditor

**42—Amendment of section 412—Protecting intelligent access program information**

- (1) Section 412—delete "intelligent access information" and substitute:

intelligent access program information

- (2) Section 412—delete "intelligent access service provider" and substitute:

intelligent access program service provider

**43—Amendment of section 413—Making individuals aware of personal information held**

Section 413—delete "intelligent access service provider" wherever occurring and substitute in each case:

intelligent access program service provider

**44—Amendment of section 414—Giving individuals access to their personal information**

Section 414—delete "intelligent access service provider" wherever occurring and substitute in each case:

intelligent access program service provider

**45—Amendment of section 415—Correcting errors etc**

Section 415—delete "intelligent access service provider" wherever occurring and substitute in each case:

intelligent access program service provider

**46—Amendment of section 416—General restriction on use and disclosure of intelligent access program information**

- (1) Section 416—delete "intelligent access information" and substitute:

intelligent access program information

- (2) Section 416—delete "intelligent access service provider" and substitute:

intelligent access program service provider

**47—Amendment of section 417—Giving intelligent access program auditor access to records**

- (1) Section 417—delete "intelligent access auditor" and substitute:

intelligent access program auditor

- (2) Section 417—delete "intelligent access service provider" and substitute:

intelligent access program service provider

**48—Amendment of section 418—Power to use and disclose intelligent access program information**

- (1) Section 418—delete "intelligent access information" wherever occurring and substitute in each case:  
intelligent access program information
- (2) Section 418—delete "intelligent access service provider" wherever occurring and substitute in each case:  
intelligent access program service provider
- (3) Section 418—delete "intelligent access vehicle" wherever occurring and substitute in each case:  
intelligent access program vehicle

**49—Amendment of section 419—Keeping record of use or disclosure of intelligent access program information**

- (1) Section 419—delete "intelligent access information" wherever occurring and substitute in each case:  
intelligent access program information
- (2) Section 419—delete "intelligent access service provider" wherever occurring and substitute in each case:  
intelligent access program service provider
- (3) Section 419(1)(b)—delete "intelligent access auditor" and substitute:  
intelligent access program auditor
- (4) Section 419(2)(a)—delete "intelligent access service provider's" and substitute:  
intelligent access program service provider's

**50—Amendment of section 420—Keeping noncompliance report**

Section 420—delete "intelligent access service provider" wherever occurring and substitute in each case:  
intelligent access program service provider

**51—Amendment of section 421—Destroying intelligent access program information etc**

- (1) Section 421(1)—delete "intelligent access service provider" and substitute:  
intelligent access program service provider
- (2) Section 421(1)(a)—delete "intelligent access information" and substitute:  
intelligent access program information

**52—Amendment of section 422—Reporting relevant contraventions to Regulator**

- (1) Section 422—delete "intelligent access service provider" wherever occurring and substitute in each case:

intelligent access program service provider

- (2) Section 422—delete "intelligent access vehicle" wherever occurring and substitute in each case:

intelligent access program vehicle

**53—Amendment of section 423—Reporting tampering or suspected tampering with approved intelligent transport system**

- (1) Section 423—delete "intelligent access service provider" wherever occurring and substitute in each case:

intelligent access program service provider

- (2) Section 423(4)—delete "intelligent access vehicle" and substitute:

intelligent access program vehicle

**54—Amendment of section 424—Restriction on disclosing information about tampering or suspected tampering with approved intelligent transport system**

Section 424—delete "intelligent access service provider" wherever occurring and substitute in each case:

intelligent access program service provider

**55—Amendment of section 425—Functions of TCA**

- (1) Section 425—delete "intelligent access service providers" wherever occurring and substitute in each case:

intelligent access program service providers

- (2) Section 425(1)(a)—delete "intelligent access vehicle" and substitute:

intelligent access program vehicle

**56—Amendment of section 426—Powers to collect and hold intelligent access program information**

Section 426—delete "intelligent access information" and substitute:

intelligent access program information

**57—Amendment of section 427—Collecting intelligent access program information**

Section 427—delete "intelligent access information" wherever occurring and substitute in each case:

intelligent access program information



**58—Amendment of section 428—Protecting intelligent access program information collected**

Section 428—delete "intelligent access information" and substitute:

intelligent access program information

**59—Amendment of section 432—General restriction on use and disclosure of intelligent access program information**

Section 432—delete "intelligent access information" and substitute:

intelligent access program information

**60—Amendment of section 433—Powers to use and disclose intelligent access program information**

- (1) Section 433—delete "intelligent access information" wherever occurring and substitute in each case:

intelligent access program information

- (2) Section 433—delete "intelligent access vehicle" wherever occurring and substitute in each case:

intelligent access program vehicle

- (3) Section 433(3)—delete "intelligent access audit" and substitute:

intelligent access program audit

- (4) Section 433(3)—delete "intelligent access auditor" and substitute:

intelligent access program auditor

**61—Amendment of section 434—Restriction about intelligent access program information that may be used or disclosed**

Section 434—delete "intelligent access information" and substitute:

intelligent access program information

**62—Amendment of section 435—Keeping record of use or disclosure of intelligent access program information**

Section 435—delete "intelligent access information" wherever occurring and substitute in each case:

intelligent access program information

**63—Amendment of section 437—Destroying intelligent access program information or removing personal information from it**

Section 437—delete "intelligent access information" wherever occurring and substitute in each case:

intelligent access program information

**64—Amendment of heading to Chapter 7 Part 6**

Heading to Chapter 7 Part 6—delete "intelligent access auditors" and substitute:

**intelligent access program auditors**

**65—Substitution of section 440**

Section 440—delete the section and substitute:

**440—Powers to collect and hold intelligent access program information**

An intelligent access program auditor may collect and hold intelligent access program information for conducting an intelligent access program audit.

**66—Amendment of section 441—Collecting intelligent access program information**

- (1) Section 441—delete "intelligent access auditor" wherever occurring and substitute in each case:

intelligent access program auditor

- (2) Section 441—delete "intelligent access information" wherever occurring and substitute in each case:

intelligent access program information

**67—Amendment of section 442—Protecting intelligent access program information collected**

- (1) Section 442—delete "intelligent access auditor" and substitute:

intelligent access program auditor

- (2) Section 442—delete "intelligent access information" and substitute:

intelligent access program information

**68—Amendment of section 443—Making individuals aware of personal information held**

Section 443—delete "intelligent access auditor" wherever occurring and substitute in each case:

intelligent access program auditor

**69—Amendment of section 444—Giving individuals access to their personal information**

Section 444—delete "intelligent access auditor" wherever occurring and substitute in each case:

intelligent access program auditor

**70—Amendment of section 445—Correcting errors etc**

Section 445—delete "intelligent access auditor" wherever occurring and substitute in each case:

intelligent access program auditor

**71—Amendment of section 446—General restriction on use and disclosure of intelligent access program information**

(1) Section 446—delete "intelligent access auditor" and substitute:

intelligent access program auditor

(2) Section 446—delete "intelligent access information" and substitute:

intelligent access program information

**72—Amendment of section 447—Powers to use and disclose intelligent access program information**

(1) Section 447—delete "intelligent access auditor" wherever occurring and substitute in each case:

intelligent access program auditor

(2) Section 447—delete "intelligent access information" wherever occurring and substitute in each case:

intelligent access program information

(3) Section 447—delete "intelligent access service provider" wherever occurring and substitute in each case:

intelligent access program service provider

(4) Section 447—delete "intelligent access vehicle" wherever occurring and substitute in each case:

intelligent access program vehicle

(5) Section 447(1)(a)—delete "intelligent access audit" and substitute:

intelligent access program audit

**73—Amendment of section 448—Restriction about intelligent access program information that may be used or disclosed**

(1) Section 448—delete "intelligent access auditor" and substitute:

intelligent access program auditor

(2) Section 448—delete "intelligent access information" and substitute:

intelligent access program information

**74—Amendment of section 449—Keeping record of use or disclosure of intelligent access program information**

(1) Section 449—delete "intelligent access auditor" wherever occurring and substitute in each case:

intelligent access program auditor

- (2) Section 449—delete "intelligent access information" wherever occurring and substitute in each case:

intelligent access program information

- (3) Section 449(2)(a)—delete "intelligent access auditor's" and substitute:

intelligent access program auditor's

**75—Amendment of section 450—Destroying intelligent access program information or removing personal information from it**

- (1) Section 450—delete "intelligent access auditor" wherever occurring and substitute in each case:

intelligent access program auditor

- (2) Section 450—delete "intelligent access information" wherever occurring and substitute in each case:

intelligent access program information

- (3) Section 450(1)—delete "intelligent access audit" and substitute:

intelligent access program audit

**76—Amendment of section 451—Reporting contraventions by intelligent access program service providers to TCA**

- (1) Section 451—delete "intelligent access auditor" and substitute:

intelligent access program auditor

- (2) Section 451—delete "intelligent access service provider" and substitute:

intelligent access program service provider

**77—Amendment of section 452—Reporting tampering or suspected tampering with approved intelligent transport system to Regulator or TCA**

- (1) Section 452—delete "intelligent access auditor" and substitute:

intelligent access program auditor

- (2) Section 452(a)—delete "intelligent access vehicle" and substitute:

intelligent access program vehicle

- (3) Section 452(b)—delete "intelligent access service provider" and substitute:

intelligent access program service provider

**78—Amendment of section 453—Restriction on disclosing information about tampering or suspected tampering with approved intelligent transport system**

Section 453—delete "intelligent access auditor" wherever occurring and substitute in each case:

intelligent access program auditor

**79—Amendment of section 454—Offence to tamper with approved intelligent transport system**

Section 454—delete "intelligent access information" wherever occurring and substitute in each case:

intelligent access program information

**80—Amendment of section 455—Regulator may issue intelligent access program identifiers**

- (1) Section 455—delete "intelligent access identifier" wherever occurring and substitute in each case:

intelligent access program identifier

- (2) Section 455—delete "intelligent access vehicle" wherever occurring and substitute in each case:

intelligent access program vehicle

**81—Amendment of section 457—Definitions for Chapter 8**

Section 457, definition of *mass management system*, (b)(i)—delete subparagraph (i) and substitute:

- (i) weighing or otherwise assessing the weight of the vehicle and its load before the vehicle starts a journey, or starts a part of a journey, after the load is increased;

**82—Amendment of section 466—Accreditation labels for maintenance management accreditation and mass management accreditation**

Section 466—after subsection (2) insert:

- (2a) The operator must attach the accreditation label for a relevant vehicle to the vehicle in a way that the label—
- (a) is readable from outside the vehicle; and
  - (b) is not wholly or partly obscured, defaced or otherwise not legible.
- Maximum penalty: \$3 000.
- (2b) A person must not drive a relevant vehicle if the vehicle's accreditation label—
- (a) is not attached to the vehicle; or
  - (b) is attached to the vehicle in a way that the label is wholly or partly obscured, defaced or otherwise not legible.

Maximum penalty: \$3 000.

### 83—Insertion of sections 531A and 531B

After section 531 insert:

#### 531A—Self-clearing defect notices

- (1) This section applies if an authorised officer who has inspected a heavy vehicle under this Law reasonably believes—
  - (a) the vehicle is a defective heavy vehicle, but the use of the vehicle on a road does not pose a safety risk; or
  - (b) a number plate of the vehicle is wholly or partly obscured, defaced or otherwise not legible.
- (2) The authorised officer may issue a notice (a *self-clearing defect notice*), in the approved form, in relation to the heavy vehicle.
- (3) The authorised officer may issue the self-clearing defect notice by—
  - (a) if the driver of the heavy vehicle is present—giving the notice to the driver; or
  - (b) if the driver of the heavy vehicle is not present—attaching the notice to the vehicle.
- (4) If the driver of a heavy vehicle for which a self-clearing defect notice is issued is not the operator of the vehicle, the driver must give the notice to the operator as soon as practicable, but not more than 14 days, after the notice is issued.

Maximum penalty: \$3 000.

- (5) A person must not use, or permit to be used, on a road a heavy vehicle in contravention of a self-clearing defect notice.

Maximum penalty: \$3 000.

#### 531B—Requirements about self-clearing vehicle defect notice

- (1) A self-clearing defect notice for a heavy vehicle must state—
  - (a) that—
    - (i) the vehicle is a defective heavy vehicle and details of how the vehicle is a defective heavy vehicle; or
    - (ii) a number plate of the vehicle is wholly or partly obscured, defaced or otherwise not legible; and
  - (b) that corrective action must be taken as soon as practicable, but not more than 28 days, after the notice is issued; and
  - (c) the name of the vehicle's driver if known by the authorised officer when issuing the notice or, if the driver is not present or the driver's name is not known by the authorised officer when issuing the notice, the term "registered operator"; and
  - (d) details to identify the vehicle, including, for example—
    - (i) the vehicle's registration number or, if the vehicle is not registered, a vehicle identifier of the vehicle; and
    - (ii) the vehicle's make and category; and

- (e) the nature of the inspection that led to the notice being issued; and
  - (f) whether an infringement notice was also given when the notice was issued; and
  - (g) the identification details for the authorised officer; and
  - (h) the day and time the notice was issued; and
  - (i) the number of the notice; and
  - (j) that if the driver of the vehicle is not the operator of the vehicle, the driver must give the notice to the operator as soon as practicable, but not more than 14 days, after the notice is issued; and
  - (k) that a person must not use, or permit to be used, on a road the heavy vehicle in contravention of the notice.
- (2) In this section—
- corrective action* means the action that is required to stop—
- (a) the vehicle from being a defective heavy vehicle; or
  - (b) a number plate of the vehicle being wholly or partly obscured, defaced or otherwise not legible.

#### **84—Amendment of section 586—Multiple requirements**

- (1) Section 586—after "direction" wherever occurring insert in each case:  
or notice
- (2) Section 586—after paragraph (b) insert:
- (ba) give a notice to a person in relation to a heavy vehicle under a provision of this Chapter and give a notice to a person in relation to the same heavy vehicle under the same provision or 1 or more other provisions of this Chapter; or
- (3) Section 586(c)—after "directions" insert:  
, notices
- (4) Section 586(c)—delete "or (b)" and substitute:  
, (b) or (ba)

**85—Insertion of section 655A**

After section 655 insert:

**655A—Delegation by responsible Ministers**

- (1) The responsible Ministers may delegate to the Board the function of approving a minor amendment of—
  - (a) a guideline mentioned in section 653; or
  - (b) an approval mentioned in section 654.
- (2) In this section—

*minor amendment*, of a guideline or approval, means an amendment of the guideline or approval in a minor respect—

- (a) for a formal or clerical reason; or
- (b) in another way that does not—
  - (i) increase a safety risk; or
  - (ii) increase a risk of damage to road infrastructure; or
  - (iii) cause an adverse effect on public amenity; or
  - (iv) make a person liable to a penalty.

**86—Amendment of section 721—Certificates of TCA**

- (1) Section 721(1)(b)—delete "intelligent access service provider" and substitute:  
intelligent access program service provider
- (2) Section 721(1)(c)—delete "intelligent access auditor" and substitute:  
intelligent access program auditor

**87—Amendment of section 727—Definitions for Chapter 13 Part 4**

Section 727—delete "intelligent access information" wherever occurring and substitute in each case:

intelligent access program information

**88—Insertion of section 740A**

After section 740 insert:

**740A—Increase of fee amounts**

- (1) This section applies to a fee payable under section 740, including a fee whose amount has already been increased by a previous application or applications of this section.
- (2) At the start of 1 July of each year, starting with 1 July 2016, the amount of the fee is increased from the amount that applied immediately before that 1 July, in accordance with the method prescribed by the national regulations for the purposes of this section.

**Note—**

In some circumstances, the operation of the method can result in no increases occurring on a particular 1 July.



- (3) A recommendation of the responsible Ministers for national regulations prescribing a method for the increase of fees may not be made unless the responsible Ministers are satisfied the method generally accords with increases in relevant inflation indexes or similar indexes.
- (4) As soon as practicable, but before 1 July of each year, the Regulator must, by public notice, publish the amounts of each fee applying as from that date.

## 89—Insertion of Chapter 14 Part 4

After section 758 insert:

### **Part 4—Heavy Vehicle National Law and Other Legislation Amendment Act 2016 (Queensland)**

#### **759—Application of section 737 to a new penalty**

- (1) The enactment of a new penalty by the amendment Act includes the enactment of an increase in the amount of penalty applying under section 737, to take effect when the new penalty commences.
- (2) For the purpose of applying section 737 under subsection (1) to a new penalty, the amount of penalty applying under section 737 is to be calculated as if—
  - (a) the new penalty had commenced before 1 July 2014; and
  - (b) the amount of penalty applying had been increased under section 737(2) on 1 July 2014 and any later 1 July happening before the new penalty actually commences.
- (3) In this section—

*amendment Act* means the *Heavy Vehicle National Law and Other Legislation Amendment Act 2016* (Queensland);

*new penalty* means a penalty stated at the end of a provision enacted by the amendment Act.

#### **Note—**

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

#### **Made by the Governor**

with the advice and consent of the Executive Council  
on 7 June 20 17

No 79 of 2017

MTR/17/017

South Australia

# **Rail Safety National Law National Regulations (Fees and Returns) Variation Regulations 2017**

under the *Rail Safety National Law (South Australia) Act 2012*

---

## **Contents**

### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Variation provisions

### **Part 2—Variation of *Rail Safety National Law National Regulations 2012***

- 4 Variation of regulation 56—Periodic information to be supplied
  - 5 Variation of Schedule 3—Fees
- 

## **Part 1—Preliminary**

### **1—Short title**

These regulations may be cited as the *Rail Safety National Law National Regulations (Fees and Returns) Variation Regulations 2017*.

### **2—Commencement**

These regulations will come into operation on 1 July 2017.

### **3—Variation provisions**

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

## **Part 2—Variation of *Rail Safety National Law National Regulations 2012***

### **4—Variation of regulation 56—Periodic information to be supplied**

- (1) Regulation 56(1)—delete "The following returns of information are required under section 120(3) (Power of Regulator to obtain information from rail transport operators) of the Law" and substitute:

For the purposes of section 120(3) (Power of Regulator to obtain information from rail transport operators) of the Law, a rail transport operator must provide the Regulator with a monthly return that sets out the following information

- (2) Regulation 56(1)(a)—delete "a monthly return that sets out in respect of the month" and substitute:

in respect of the whole of the month

- (3) Regulation 56(1)(b)—delete paragraph (b) and substitute:
- (b) as on the last working day of the month—the number of employees of the rail transport operator engaged to undertake rail safety work in respect of a railway over which the operator has effective management and control.
- (4) Regulation 56(2)—before "return" insert:
- monthly
- (5) Regulation 56(3)—delete "by subregulation (1)(a)" and substitute:
- under subregulation (1)
- (6) Regulation 56(4)—delete subregulation (4)

### 5—Variation of Schedule 3—Fees

Schedule 3, Part 2, clause 1(1), table—delete the table in clause 1(1) and substitute:

	ACT	NSW	NT	QLD	SA	TAS	VIC	WA
Rate per kilometre of track managed by a rail infrastructure manager (\$/km) ( $R_r$ )	185.75	185.75	44.93	154.30	113.81	66.49	115.20	90.96
Rate per kilometre travelled by trains of a rolling stock operator (\$/km) ( $R_t$ )	0.064	0.064	0.138	0.080	0.092	0.183	0.040	0.045

### Made by the Governor

on the unanimous recommendation of the responsible Ministers and with the advice and consent of the Executive Council  
on 7 June 2017

No 80 of 2017

MTR/17/018

South Australia

## **Rail Safety National Law National Regulations (Miscellaneous) Variation Regulations 2017**

under the *Rail Safety National Law (South Australia) Act 2012*

---

### **Contents**

#### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### **Part 2—Variation of *Rail Safety National Law National Regulations 2012***

- 4 Variation of regulation 7—Railways to which Law does or does not apply
  - 5 Variation of Schedule 3—Fees
- 

### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Rail Safety National Law National Regulations (Miscellaneous) Variation Regulations 2017*.

#### **2—Commencement**

These regulations will come into operation on the day on which the *Rail Safety National Law (South Australia) (Miscellaneous No 3) Amendment Act 2017* comes 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 *Rail Safety National Law National Regulations 2012***

#### **4—Variation of regulation 7—Railways to which Law does or does not apply**

Regulation 7(1)(a)—delete "for the North West Rail Link Project" and substitute:

by or on behalf of a public transport agency constituted under the *Transport Administration Act 1988* of New South Wales

#### **5—Variation of Schedule 3—Fees**

- (1) Schedule 3, Part 1, table, descriptions for items 1 to 9 (inclusive) —after "Application" wherever occurring insert in each case:

fee

- (2) Schedule 3, Part 1, table—after the entry relating to item 1 insert:

	<b>Section</b>	<b>Description</b>	<b>Fee</b>
1A	64(5)	Application (complex operations) fee for accreditation	\$80 000

- (3) Schedule 3, Part 2, clause 1(1)—delete "Pursuant to section 76(1)" and substitute:

For the purposes of section 76

- (4) Schedule 3, Part 2, clause 1—after subclause (1) insert:

- (1a) The Regulator may determine that an accredited person must pay, in addition to the fee calculated under subclause (1) in respect of a particular financial year, an additional fee (a *project component fee*) in respect of that year, being 1 or more of the following fees:

- (a) \$198 000;
- (b) \$140 000;
- (c) \$93 000.

- (1b) For the purposes of subclause (1a), in determining whether a project component fee is payable in respect of a particular financial year by an accredited person in relation to the person's railway operations (and, if so, which fee or fees), the Regulator must take into account the following factors:

- (a) whether the railway operations, or any part of the railway operations, involve the introduction of new rolling stock or rail infrastructure not previously used in Australia;
- (b) whether the railway operations, or any part of the railway operations, involve the introduction of safety critical systems or other rail technology not previously used in Australia;
- (c) the complexity of any contract delivery or system integration in relation to the railway operations, or any part of the railway operations;
- (d) the extent of any change required to the safety management system or network rules in respect of the railway operations, or any part of the railway operations;
- (e) the extent of any new safety risks identified in relation to the railway operations, or any part of the railway operations,

and the anticipated impact that those factors will have on the regulatory oversight that may be required by the Regulator in respect of the railway operations, or any part of the railway operations.

- (1c) After considering the factors referred to in subclause (1b), the Regulator—
- (a) must notify the accredited person in writing—
    - (i) that, in addition to the annual fee referred to in subclause (1), the Regulator is considering charging the person the project component fee or fees specified in the notice; and
    - (ii) that the person may, within 7 days or such longer period as is specified in the notice, make written representations to the Regulator showing cause why the fee or fees should not be charged; and
  - (b) must consider any representations made under paragraph (a)(ii) and not withdrawn.
- (1d) For the purposes of section 76(4)(e) of the Law, a decision of the Regulator to charge a project component fee or fees is a reviewable decision to which Part 7 of the Law applies.
- (1e) If the Regulator proceeds with a decision to charge an accredited person a particular project component fee or fees, the Regulator must notify the person of that fact and include in the notice—
- (a) the reasons why the Regulator is charging the fee or fees; and
  - (b) the total of the fees being charged; and
  - (c) the date on or before which the fee is or fees are to be paid; and
  - (d) information about the right of review under Part 7 of the Law.

### **Made by the Governor**

on the unanimous recommendation of the responsible Ministers and with the advice and consent of the Executive Council  
on 7 June 2017

No 81 of 2017

MTR/17/020

## CAMPBELLTOWN CITY COUNCIL

*Elector Representation Review*

NOTICE is hereby given that the Campbelltown City Council has completed a review of its composition and elector representation arrangements in accordance with the requirements of Section 12 (4) of the Local Government Act 1999 (the Act).

Pursuant to Section 12 (13) (a) of the Act, the Electoral Commissioner has certified that the review undertaken by Council satisfies the requirements of Section 12 of the Act. As such, the following structure will be put into effect as of the day of the first periodic Local Government election held after the publication of this notice.

- The principal member of Council will be a Mayor elected by the community at council-wide elections.
- The elected body of Council will comprise 10 ward councillors, as per the current structure.
- The Council area will be divided into five wards, as per the current ward structure, with each ward being represented by two ward councillors.
- The wards will be identified as Hectorville (1), Gorge (2), Newton (3), River (4) and Woodforde (5), as per the current ward structure.

P. DI IULIO, Chief Executive Officer

## CITY OF CHARLES STURT

## ROADS (OPENING AND CLOSING) ACT 1991

*Road Closure—Kiln Drive, Brompton*

NOTICE is hereby given pursuant to Section 10 of the Act, that the council proposes to make a Road Process Order to close and transfer to the adjoining owner a portion of Kiln Drive adjoining Allotment 35 in Deposited Plan 75077 as marked 'A' on Preliminary Plan No. 17/0036.

A copy of the plan and statement of persons affected are available for public inspection at the Council office, 72 Woodville Road, Woodville and the office of the Surveyor-General, 101 Grenfell Street, Adelaide, during normal office hours.

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

Any application for easement or objections must be made in writing within 28 days of this notice to the Council, P.O. Box 1, Woodville, S.A. 5011 and the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001, setting out full details. Where a submission is made, council will give notification of a meeting at which the matter will be considered.

Dated 6 June 2017.

P. SUTTON, Chief Executive Officer

## CITY OF TEA TREE GULLY

*Elector Representation Review*

NOTICE is hereby given that the City of Tea Tree Gully has undertaken a review to determine whether alterations are required in respect to elector representation, including ward boundaries and the composition of Council. This will result in the electors of the area being more adequately and fairly represented.

*Proposal*

As an outcome of this review Council proposes the following:

- (1) The principal member of the Council continue to be a Mayor elected by the community.
- (2) The Council area continue to be divided into wards, in particular six wards.
- (3) The future elected body of Council comprise 12 ward councillors (each ward represented by two councillors).
- (4) The proposed wards be identified as Pedare Ward, Steventon Ward, Hillcott Ward, Drumminor Ward, Balmoral Ward, and Water Gully Ward.

*Report*

Council has prepared a Representation Review Report which details the review process, public consultation undertaken and a proposal Council now considers could be carried into effect. A copy of this Representation Review Report and public notice is available on the Council's website [www.cttg.sa.gov.au/haveyoursay](http://www.cttg.sa.gov.au/haveyoursay), or the Representation Review Report is available for inspection and/or purchase at the Council's Civic Centre during office hours at 571 Montague Road, Modbury.

*Written Submissions*

In accordance with Section 12 (9) of the Local Government Act 1999, written submissions are invited from interested persons from Wednesday, 7 June 2017 until close of business (5 p.m.) on Wednesday, 5 July 2017. Submissions may be made by completing the online survey at [www.cttg.sa.gov.au/haveyoursay](http://www.cttg.sa.gov.au/haveyoursay) or making a written submission addressed to the Manager, Governance and Policy, 571 Montague Road, Modbury, S.A. 5092, or email to [ilona.cooper@cttg.sa.gov.au](mailto:ilona.cooper@cttg.sa.gov.au).

Any person(s) making a written submission will be invited to appear before a meeting of Council to be heard in support of their submission.

Information regarding the elector representation review can be obtained by contacting Ilona Cooper, Manager, Governance and Policy, on telephone (08) 8397 7310 or by email at:

[ilona.cooper@cttg.sa.gov.au](mailto:ilona.cooper@cttg.sa.gov.au)

J. MOYLE, Chief Executive Officer

## WAKEFIELD REGIONAL COUNCIL

## BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

*By-law No. 1 of 2017—Permits and Penalties By-law*

A by-law to create a permit system for Council By-laws, to fix maximum and continuing penalties for offences, and to clarify the construction of Council by-laws.

## PART 1—PRELIMINARY

1. *Title*

This by-law may be cited as the Permits and Penalties By-law 2017 and is By-law No. 1 of the Wakefield Regional Council.

2. *Authorising Law*

This by-law is made under Section 246 of the Act.

3. *Purpose*

The objectives of this by-law are to provide for the good rule and government of the Council area, and for the convenience, comfort and safety of its inhabitants by:

- 3.1 creating a permit system for Council by-laws;
- 3.2 providing for the enforcement of breaches of Council by-laws and fixing penalties; and
- 3.3 clarifying the construction of Council by-laws.

4. *Commencement, Revocation and Expiry*

4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation<sup>1</sup>:

4.1.1 By-law No. 1—Permits and Penalties 2010.<sup>2</sup>

4.2 This by-law will expire on 1 January 2025.<sup>3</sup>

## Note:

<sup>1</sup> Generally a by-law comes into operation four months after the day on which it is gazetted: Section 249 (5) of the Act.

<sup>2</sup> Section 253 of the Act provides that the revocation of a by-law by another by-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a by-law to a part or parts of the Council area.

<sup>3</sup> Pursuant to Section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the gazettal of the by-law.

5. *Application*

5.1 This by-law applies throughout the Council's area.

## 6. Interpretation

In this by-law, unless the contrary intention appears:

- 6.1 *Act* means the Local Government Act 1999;
- 6.2 *Council* means Wakefield Regional Council;
- 6.3 *person* includes a natural person, a body corporate, an incorporated association or an unincorporated association.

### Note:

Section 14 of the Acts Interpretation Act 1915 provides that an expression used in this by-law has, unless the contrary intention appears, the same meaning as in the Act.

## 7. Construction of By-laws Generally

- 7.1 Every by-law of the Council is subject to any Act of Parliament and Regulations made thereunder.
- 7.2 In any by-law of the Council, unless the contrary intention appears, permission means permission of the Council (or such other person as the Council may authorise), granted in writing (including by way of Council adopting a policy for this purpose) prior to the act, event or activity to which it relates.

### PART 2—PERMITS AND PENALTIES

## 8. Permits

- 8.1 Where a by-law requires that permission be obtained, any person seeking the grant of permission must submit a written application to the Council in the form (if any) and accompanied by the fee (if any) prescribed by the Council.
- 8.2 The Council (or such other person as the Council may authorise) may attach such conditions as it thinks fit to a grant of permission, and may vary or revoke such conditions or impose new conditions by notice in writing to the person granted permission.
- 8.3 A person granted permission must comply with every such condition. Failure to do so is an offence (to the extent that it gives rise to a contravention of a by-law).
- 8.4 The Council (or such other person authorised by the Council) may suspend or revoke a grant of permission at any time by notice in writing to the person granted permission.

## 9. Offences and Penalties

- 9.1 A person who commits a breach of any by-law of the Council is guilty of an offence and may be liable to pay:
  - 9.1.1 the maximum penalty, being the maximum penalty referred to in the Act that may be fixed for any breach of a by-law; or
  - 9.1.2 subject to any resolution of the Council to the contrary, the expiation fee fixed by the Act for alleged offences against by-laws, being a fee equivalent to 25 percent of the maximum penalty fixed for any breach of a by-law.
- 9.2 A person who commits a breach of a by-law of the Council of a continuing nature is guilty of an offence and, in addition to any other penalty that may be imposed, is liable to a further penalty for every day on which the offence continues, such penalty being the maximum amount referred to in the Act that may be fixed by a by-law for a breach of a by-law of a continuing nature.

### Note:

The maximum penalty for a breach of a by-law is currently \$750, and the maximum penalty for every day in which a breach of a continuing nature continues is currently \$50—see Section 246 (3) (g) of the Act.

Pursuant to Section 246 (5) of the Act expiation fees may be fixed for alleged offences against by-laws either by a by-law or by resolution of the Council. However, an expiation fee fixed by the Council cannot exceed 25 percent of the maximum penalty for the offence to which it relates.

This by-law was duly made and passed at a meeting of the Wakefield Regional Council held on 24 May 2017 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

J. KUCHEL, Chief Executive Officer

### WAKEFIELD REGIONAL COUNCIL

#### BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

#### *By-law No. 2 of 2017—Local Government Land By-law 2017*

A by-law to manage and regulate the access to and use of Local Government land (other than roads), and certain public places.

#### PART 1—PRELIMINARY

### 1. Title

This by-law may be cited as the Local Government Land By-law 2017 and is By-law No. 2 of the Wakefield Regional Council.

### 2. Authorising Law

This by-law is made under Sections 238 and 246 of the Act and Section 18A of the Harbours and Navigation Act 1993.

### 3. Purpose

The objectives of this by-law are to regulate the access to and use of Local Government land (other than roads), and certain public places:

- 3.1 to prevent and mitigate nuisances;
- 3.2 to prevent damage to Local Government land;
- 3.3 to protect the convenience, comfort and safety of members of the public;
- 3.4 to enhance the amenity of the Council's area; and
- 3.5 for the good rule and government of the area.

### 4. Commencement, Revocation and Expiry

- 4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation<sup>1</sup>:
  - 4.1.1 By-law No. 2—Local Government Land 2010.<sup>2</sup>
  - 4.2 This by-law will expire on 1 January 2025.<sup>3</sup>

### Note:

- <sup>1</sup> Generally a by-law comes into operation four months after the day on which it is gazetted: Section 249 (5) of the Act.
- <sup>2</sup> Section 253 of the Act provides that the revocation of a by-law by another by-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a by-law to a part or parts of the Council area.
- <sup>3</sup> Pursuant to Section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the gazettal of the by-law.

### 5. Application

- 5.1 This by-law operates subject to the Council's Permits and Penalties By-law 2017.
- 5.2 Subject to subclauses 5.3 and 5.4, this by-law applies throughout the Council area.
- 5.3 Subclauses 9.2, 9.6.2, 9.9.1, 9.10.2, 9.25.1, 9.25.3, 9.25.5, 9.27.2, 9.37, 10.3 and 10.8 of this by-law only apply in such parts of the Council area as the Council may by resolution direct in accordance with Section 246 (3) (e) of the Act.
- 5.4 Subclauses 9.9.3, 9.14.2 (b) and 9.33 of this by-law apply throughout the Council area except in such parts of the Council area as the Council may by resolution direct in accordance with Section 246 (3) (e) of the Act.

### 6. Interpretation

In this by-law, unless the contrary intention appears:

- 6.1 *Act* means the Local Government Act 1999;



- 6.2 *animal or animals* includes birds and insects but does not include a dog;
- 6.3 *aquatic life* means any animal or plant living or growing in water including but not limited to yabbies, molluscs, fish, insects, insect pupa or larvae and water plants;
- 6.4 *authorised person* is a person appointed by the Council as an authorised person under Section 260 of the Act;
- 6.5 *boat* includes a raft, pontoon or personal watercraft or other similar device;
- 6.6 *boat ramp* means a facility constructed, maintained and operated for the launching and retrieval of a boat;
- 6.7 *camp* includes setting up a camp, or causing a tent, caravan or motor home to remain on the land for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the land;
- 6.8 *Council* means Wakefield Regional Council;
- 6.9 *effective control* means a person exercising effective control of an animal either:
- 6.9.1 by means of a physical restraint; or
- 6.9.2 by command, the animal being in close proximity to the person and the person being able to see the animal at all times;
- 6.10 *electoral matter* has the same meaning as in the Electoral Act 1985 provided that such electoral matter is not capable of causing physical damage or injury to any person within its immediate vicinity;
- 6.11 *emergency vehicle* has the same meaning as in the Australian Road Rules and the Road Traffic (Road Rules – Ancillary and Miscellaneous Provisions) Regulations 2014;
- 6.12 *emergency worker* has the same meaning as in the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014;
- 6.13 *foreshore* means land (which may or may not be Local Government land) extending from the low water mark on the seashore to the nearest road or section boundary, or to a distance of 50 metres from high water mark (whichever is the lesser distance);
- 6.14 *funeral ceremony* means a ceremony only (i.e. a memorial service) and does not include a burial;
- 6.15 *liquor* has the same meaning as in the Liquor Licensing Act 1997;
- 6.16 *Local Government land* means all land owned by the Council or under the Council's care, control and management (except roads);
- 6.17 *low water mark* means the lowest meteorological tide;
- 6.18 *offensive* includes threatening, abusive, insulting or annoying behaviour and offend has a complementary meaning;
- 6.19 *open container* means a container which after the contents of the container have been sealed at the time of manufacture:
- 6.19.1 being a bottle, it has had its cap, cork or top removed (whether or not it has since been replaced);
- 6.19.2 being a can, it has been opened or punctured;
- 6.19.3 being a cask, it has had its tap placed in a position to allow it to be used;
- 6.19.4 being any other form of container, it has been opened, broken, punctured or manipulated in such a way as to allow access to its contents; or
- 6.19.5 is a flask, glass, mug or other container able to contain liquid.
- 6.20 *tobacco product* has the same meaning as in the Tobacco Products Regulation Act 1997;
- 6.21 *vehicle* has the same meaning as in the Road Traffic Act 1961;
- 6.22 *waters* includes a body of water, including a pond, lake, river, creek or wetlands under the care, control and management of the Council but does not include ocean waters; and
- 6.23 *wheeled Recreational Device* has the same meaning as in the Road Traffic Act 1961.

## Note:

Section 14 of the Acts Interpretation Act 1915 provides that an expression used in a by-law has, unless the contrary intention appears, the same meaning as in the Acts under which the by-law was made.

## PART 2—ACCESS TO LOCAL GOVERNMENT LAND

## 7. Access

## Note:

Pursuant to Section 238 (3) of the Act, if a Council makes a by-law about access to or use of a particular piece of Local Government land (under Section 238), the Council should erect a sign in a prominent position on, or in the immediate vicinity of, the land to which the by-law applies.

The Council may:

- 7.1 close or regulate or restrict access to any part of Local Government land to the public for specified times and days; and
- 7.2 fix charges or fees payable for entry onto any part of Local Government land.

## 8. Closed Lands

A person must not without permission, enter or remain on any Local Government land:

- 8.1 which has been closed or in respect of which access by the public is regulated or restricted in accordance with Clause 7.1;
- 8.2 where entry fees or charges are payable, without paying those fees or charges; or
- 8.3 where the land has been enclosed by fences and/or walls and gates that have been closed and locked.

## PART 3—USE OF LOCAL GOVERNMENT LAND

## 9. Activities Requiring Permission

## Note:

Pursuant to Section 238 (3) of the Act, if a Council makes a by-law about access to or use of a particular piece of Local Government land (under Section 238), the Council should erect a sign in a prominent position on, or in the immediate vicinity of, the land to which the by-law applies.

A person must not without the permission of the Council, do any of the following on Local Government land or, otherwise and where indicated, on the foreshore.

## 9.1 Advertising

Display, paint or erect or cause to be displayed, painted or erected, on Local Government land or a structure, building or fixture on Local Government land any sign or hoarding for the purpose of commercial advertising or any other purpose.

## 9.2 Alcohol

Consume, carry or be in possession or in charge of any liquor on Local Government land comprising parks or reserves to which the Council has determined this subclause applies.

## 9.3 Amplification

Use an amplifier or other mechanical or electrical device for the purpose of amplifying sound or broadcasting announcements or advertisements.

## 9.4 Animals

On Local Government land other than the foreshore:

- 9.4.1 cause or allow an animal to stray onto, move over, graze or be left unattended; or
- 9.4.2 cause or allow an animal to enter, swim, bathe or remain in any waters; or

- 9.4.3 lead, herd, drive or exercise an animal, except where the Council has set aside a track or other area for use by or in connection with an animal of that kind, and provided that the animal or animals are under effective control.
- 9.4.4 On Local Government land comprising the foreshore:
- (a) cause or allow a sheep, cow, goat or horse to enter, swim, bathe or remain in any waters; or
- (b) lead, herd or exercise a sheep, cow, goat or horse.
- 9.5 *Annoyance*
- Do anything likely to offend or unreasonably interfere with any other person:
- 9.5.1 using that land; or
- 9.5.2 occupying nearby premises; by making a noise or creating a disturbance.
- 9.6 *Aquatic Life*
- 9.6.1 Introduce any aquatic life to any waters located on Local Government land.
- 9.6.2 Take, interfere with or disturb any aquatic life in any waters to which the Council has determined this clause applies.
- 9.7 *Attachments*
- Subject to subclause 9.1, attach or cause to be attached, hang or fix anything to a tree, plant, equipment, fence, post, structure or fixture on Local Government land.
- 9.8 *Bees*
- Place a hive of bees on such land, or allow it to remain thereon.
- 9.9 *Boats*
- Subject to the provisions of the Harbors and Navigation Act 1993 and the Marine Safety (Domestic Commercial Vessel) National Law:
- 9.9.1 launch or retrieve a boat from or to the foreshore or any Local Government land to which the Council has determined that this subclause applies;
- 9.9.2 launch or retrieve a boat from or to any Local Government land other than from a boat ramp constructed for that purpose;
- 9.9.3 propel, float or otherwise use a boat on or in any waters except:
- (a) in an area to which the Council has resolved this subclause applies; and
- (b) in accordance with any conditions that the Council may have determined by resolution apply to that use;
- 9.9.4 hire out a boat or otherwise use a boat for commercial purposes;
- 9.9.5 moor a boat on any waters or to a pontoon attached to Local Government land, except in an area that the Council has set aside for that purpose; or
- 9.10 *Boat Ramps*
- 9.10.1 Allow any vehicle or boat to remain stationary on any boat ramp longer than is necessary to launch or retrieve a boat.
- 9.10.2 Launch or retrieve a boat from or on to any boat ramp on the foreshore or Local Government land to which that Council has determined this subclause applies other than in accordance with the conditions determined by the Council, including any conditions specified on a sign displayed on or in the vicinity of the boat ramp.
- 9.11 *Bridge Jumping*
- Jump or dive from a bridge on Local Government land.
- 9.12 *Buildings*
- Use a building, or structure on Local Government land for a purpose other than its intended purpose.
- 9.13 *Burials and Memorials*
- 9.13.1 Bury, inter or spread the ashes of any human or animal remains.
- 9.13.2 Erect any memorial.
- 9.14 *Camping and Tents*
- 9.14.1 Subject to this subclause 9.14, erect a tent or other structure of calico, canvas, plastic or similar material as a place of habitation.
- 9.14.2 Camp or stay overnight except:
- (a) where a person is in a caravan park on Local Government land, the proprietor of which has been given permission by the Council to operate the caravan park on that land; or
- (b) in an area to which the Council has resolved this subclause applies (if any) and in accordance with such time limits and other conditions determined by resolution of the Council (if any).
- 9.15 *Canvassing*
- Subject to subclause 14.2, convey any advertising, religious or other message to any bystander, passer-by or other.
- 9.16 *Defacing Property*
- Deface, paint, spray, write, cut names, letters or make marks on any tree, rock, gate, fence, building, sign, bridge or property of the Council.
- 9.17 *Distribution*
- Subject to subclause 14.2 and the Local Nuisance and Litter Control Act 2016, place on a vehicle (without the consent of the owner of the vehicle), or give out or distribute any book, leaflet, or other printed matter to any bystander, passer-by or other person.
- 9.18 *Donations*
- Ask for or receive or indicate that he or she desires a donation of money or any other thing.
- 9.19 *Entertainment and Busking*
- 9.19.1 Sing, busk or play a recording or use a musical instrument for the apparent purpose of either entertaining others or receiving money.
- 9.19.2 Conduct or hold a concert, festival, show, public gathering, circus, meeting, performance or any other similar activity.
- 9.20 *Equipment*
- Use an item of equipment, facilities or property belonging to the Council if that person is of or over the age indicated by a sign or notice as the age limit for using such equipment, facility or property.
- 9.21 *Fires*
- Subject to the Fire and Emergency Services Act 2005, light any fire except:
- 9.21.1 in a place provided by the Council for that purpose; or
- 9.21.2 in a portable barbeque, as long as the barbeque is used in an area that is clear of flammable material for a distance of at least four (4) metres.
- 9.22 *Fireworks*
- Ignite or discharge any fireworks.
- 9.23 *Flora and Fauna*
- Subject to the Native Vegetation Act 1991 and the National Parks and Wildlife Act 1972:
- 9.23.1 damage, pick, disturb, interfere with or remove any plant or flower thereon;

- 9.23.2 cause or allow an animal to stand or walk on any flower bed or garden plot;
- 9.23.3 deposit, dig, damage, disturb, interfere with or remove any soil, stone, wood, clay, gravel, pebbles, timber, bark or any part of the land;
- 9.23.4 take, interfere with, tease, harm or disturb any animal, bird or aquatic life or the eggs or young of any animal, bird or aquatic life;
- 9.23.5 pick, collect, take, interfere with or disturb any fruit, nuts, berries or native seeds;
- 9.23.6 disturb, interfere with or damage any burrow, nest or habitat of any animal or bird;
- 9.23.7 use, possess or have control of any device for the purpose of killing or capturing any animal, bird or aquatic life; or
- 9.23.8 burn any timber or dead wood.
- 9.24 *Foreshore*  
On Local Government land comprising the foreshore:
- 9.24.1 drive or propel a vehicle onto or from the foreshore other than by a ramp or thoroughfare constructed or set aside by the Council for that purpose;
- 9.24.2 drive or propel a vehicle on the foreshore except on an area that is constructed or set aside by the Council for that purpose; or
- 9.24.3 hire out a boat on or from the foreshore.
- 9.25 *Games and Sport*
- 9.25.1 Participate in, promote or organise any organised competition or sport as distinct from organised social play on Local Government land to which the Council has resolved this subclause applies.
- 9.25.2 Play or practise any game which involves kicking, hitting or throwing a ball or other object on Local Government land which may cause or be likely to cause injury or discomfort to a person being on or in the vicinity of that land or detract from or be likely to detract from another person's lawful use and enjoyment of that land.
- 9.25.3 Engage or participate in or conduct any organised group fitness activity or training on Local Government land to which the Council has resolved this subclause applies.
- 9.25.4 Play or practise the game of golf on Local Government Land to other than on a properly constructed golf course or practice fairway.
- 9.25.5 Play or practice any game or sport on Local Government land to which the Council has resolved this subclause applies except at the times determined by the Council and indicated on a sign on or in the vicinity of the land.
- 9.26 *Interference with Land*  
Interfere with, alter or damage the land (including a building, structure or fixture located on the land) including:
- 9.26.1 altering the construction or arrangement of the land to permit or facilitate access from an adjacent property;
- 9.26.2 erecting or installing a structure in, on, across, under or over the land;
- 9.26.3 changing or interfering with the construction, arrangement or materials of the land;
- 9.26.4 planting a tree or other vegetation on the land, interfering with the vegetation on the land or removing vegetation from the land; or
- 9.26.5 otherwise use the land in a manner contrary to the purpose for which the land was designed to be used.
- 9.27 *Model Aircraft, Boats and Cars*  
Subject to the Civil Aviation Safety Regulations 1998:
- 9.27.1 fly or operate a model or drone aircraft, boat or model or remote control vehicle in a manner which may cause or be likely to cause injury or discomfort to a person being on or in the vicinity of the land, or detract from or be likely to detract from another person's lawful use of and enjoyment of the land; or
- 9.27.2 fly or operate a model or drone aircraft, boat or model or remote control vehicle on any Local Government land to which the Council has resolved this subclause applies.
- 9.28 *Overhanging Articles or Displaying Personal Items*  
Suspend or hang an article or object from a building, verandah, pergola, post or other structure on Local Government land where it might present a nuisance or danger to a person using the land or be of an unsightly nature.
- 9.29 *Playing Area*  
Use or occupy a playing area:
- 9.29.1 in such a manner as to damage or be likely to damage the surface of the playing area or infrastructure (above and under ground level);
- 9.29.2 in a manner contrary to the purpose for which the playing area was intended to be used or occupied; or
- 9.29.3 contrary to directions of the Council made by resolution and indicated on a sign displayed adjacent to the playing area.
- 9.30 *Pontoons*  
Install or maintain a pontoon or, jetty or similar structure in any waters.
- 9.31 *Preaching*  
Preach, harangue or solicit for religious purposes.
- 9.32 *Rubbish and Rubbish Dumps*
- 9.32.1 Interfere with, remove or take away any rubbish that has been discarded at any rubbish dump on Local Government land.
- 9.32.2 Remove, disperse or interfere with any rubbish (including bottles, newspapers, cans, containers or packaging) that has been discarded in a bin on any Local Government land, or placed on Local Government land for collection by the Council (or its agent).
- 9.33 *Swimming*  
Subject to the provisions of the Harbors and Navigation Act 1993, enter, swim in, bathe or engage in any aquatic activity in any waters except:
- 9.33.1 in an area which the Council has determined may be used for such purposes; and
- 9.33.2 in accordance with any conditions that the Council may have determined by resolution apply to such use.
- 9.34 *Trading*
- 9.34.1 Sell, buy, offer or display anything for sale or hire or lease any goods, merchandise, commodity, article or thing.
- 9.34.2 Set up a van or other vehicle, stall, stand, table or other structure, tray, carpet or device for the apparent purpose of buying, selling, offering, displaying or exposing for sale or the hiring or leasing of any goods, merchandise, commodity, article, service or thing.
- 9.35 *Vehicles*
- 9.35.1 Drive or propel a vehicle except on any Local Government land constructed and set aside by the Council for that purpose.

- 9.35.2 Promote, organise or take part in a race, test or trial of any kind in which vehicles take part, except on an area properly constructed for that purpose.
- 9.35.3 Repair, wash, paint, panel beat or carry out other work to a vehicle, except for running repairs in the case of a breakdown.
- 9.36 *Weddings, Functions and Special Events*
- 9.36.1 Hold, conduct or participate in a marriage ceremony, funeral or special event.
- 9.36.2 Erect a marquee, stage or structure for the purpose of holding or conducting a wedding, funeral or special event.
- 9.36.3 Hold or conduct any filming where the filming is for a commercial purpose.
- 9.37 *Wheeled Recreational Devices*
- Subject to the Road Traffic Act 1961, ride a wheeled recreational device on Local Government land to which the Council has determined this subclause applies.
10. *Prohibited Activities*
- A person must not do any of the following on Local Government land.
- 10.1 *Animals*
- 10.1.1 Cause or allow any animal to enter, swim, bathe or remain in any waters to the inconvenience, annoyance or danger of any other person bathing or swimming.
- 10.1.2 Cause or allow an animal to damage a flowerbed, garden plot, tree, lawn or like thing or place.
- 10.1.3 Lead, herd or exercise a horse in such manner as to cause a nuisance or endanger the safety of a person.
- 10.2 *Equipment*
- Use any item of equipment, facilities or property belonging to the Council other than in the manner and for the purpose for which it was designed, constructed or intended to be used or in such manner as is likely to damage or destroy it.
- 10.3 *Fishing*
- Fish in any waters to which the Council has determined this subclause applies.
- 10.4 *Glass*
- Wilfully break any glass, china or other brittle material.
- 10.5 *Interference with Permitted Use*
- Interrupt or unreasonably interfere with any other person's use of Local Government land where the person is using the land in a manner permitted by the Council or in accordance with any permission that has been granted by the Council.
- 10.6 *Nuisance*
- Behave in such an unreasonable manner as to cause discomfort, inconvenience, annoyance or offence to any other person.
- 10.7 *Playing Games*
- Play or practice a game:
- 10.7.1 which is likely to cause damage to the land or anything on it; or
- 10.7.2 in any area where a sign indicates that the game is prohibited.
- 10.8 *Smoking*
- Subject to the Tobacco Products Regulation Act 1997, smoke, hold or otherwise have control over an ignited tobacco product on any land to which the Council has determined this subclause applies:
- 10.9 *Solicitation*
- Tout or solicit customers for the parking of vehicles or for any other purpose whatsoever.
- 10.10 *Throwing Objects*
- Throw, roll, project or discharge a stone, substance or other missile, excluding sport and recreational equipment designed to be used in that way.
- 10.11 *Toilets*
- In any public convenience on Local Government land:
- 10.11.1 urinate other than in a urinal or pan or defecate other than in a pan set apart for that purpose;
- 10.11.2 deposit anything in a pan, urinal or drain which is likely to cause a blockage;
- 10.11.3 use it for a purpose for which it was not designed or constructed;
- 10.11.4 smoke tobacco or any other substance;
- 10.11.5 enter a toilet that is set aside for use of the opposite gender except:
- (a) where a child under the age of eight years is accompanied by a parent or adult guardian; or
- (b) to provide assistance to a person with a disability; or
- (c) in the case of a genuine emergency.
- 10.12 *Waste*
- 10.12.1 Deposit or leave thereon anything obnoxious or offensive.
- 10.12.2 Deposit in a receptacle any rubbish emanating from domestic or trade purposes, unless designated by a sign or signs.

## PART 4—ENFORCEMENT

11. *Directions*

- 11.1 A person on Local Government land must comply with a reasonable direction from an authorised person relating to:
- 11.1.1 that person's use of the land;
- 11.1.2 that person's conduct and behaviour on the land;
- 11.1.3 that person's safety on the land; or
- 11.1.4 the safety and enjoyment of other persons on the land.
- 11.2 A person who, in the opinion of an authorised person, is likely to commit or has committed, a breach of this by-law must immediately comply with a direction of an authorised person to leave that part of Local Government land.

12. *Orders*

If a person fails to comply with an order of an authorised person made pursuant to Section 262 of the Act in respect of a breach of this by-law, the Council may seek to recover its costs of any action taken under Section 262 (3) of the Act from the person to whom the order was directed.

Note:

Section 262(1) of the Act states:

- (1) If a person (the offender) engages in conduct that is a contravention of this Act or a by-law under this Act, an authorised person may order the offender:
- (a) if the conduct is still continuing—to stop the conduct; and
- (b) whether or not the conduct is still continuing—to take specified action to remedy the contravention.

Subsections (2) and (3) of Section 262 also provide that it is an offence to fail to comply with an order and that if a person does not comply, the authorised person may take action reasonably required to have the order carried out. For example, an authorised person may order a person to:

- cease smoking on Local Government land;
- remove an object or structure encroaching on Local Government land;
- dismantle and remove a structure erected on Local Government land without permission.

### 13. Removal of Animals and Objects

An authorised person may remove an animal or object that is on Local Government land in breach of a by-law if no person is in charge of, or apparently in charge of, the animal or object.

#### PART 5—MISCELLANEOUS

### 14. Exemptions

- 14.1 The restrictions in this by-law do not apply to a police officer, emergency worker, Council officer or employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision of a Council officer.
- 14.2 The restrictions in subclauses 9.15 and 9.17 of this by-law do not apply to electoral matter authorised by a candidate and which is:
- 14.2.1 related to a Commonwealth or State election and occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day; or
- 14.2.2 related to an election under the Act or the Local Government (Elections) Act 1999 and occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
- 14.2.3 related to, and occurs during the course of and for the purpose of a referendum.

### 15. Liability of Vehicle Owners

- 15.1 For the purposes of this Clause 15, owner in relation to a vehicle has the same meaning as contained in Section 4 of the Act.
- 15.2 The owner and the driver of a vehicle driven, parked or standing in contravention of this by-law are each guilty of an offence and liable to the penalty as prescribed for that offence.

This by-law was duly made and passed at a meeting of the Wakefield Regional Council held on 24 May 2017 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

J. KUCHEL, Chief Executive Officer

#### WAKEFIELD REGIONAL COUNCIL

#### BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

#### *By-law No. 3 of 2017—Roads By-law 2017*

A by-law to manage, control and regulate certain activities on roads in the Council's area.

#### PART 1—PRELIMINARY

### 1. Title

This by-law may be cited as the Roads By-law 2017 and is By-law No. 3 of the Wakefield Regional Council.

### 2. Authorising Law

This by-law is made under Sections 239 and 246 of the Act and Regulation 28 of the Local Government (General) Regulations 2013.

### 3 Purpose

The objectives of this by-law are to manage, control and regulate the prescribed uses of roads in the Council's area:

- 3.1 to protect the convenience, comfort and safety of road users and members of the public;

- 3.2 to prevent damage to buildings and structures on roads;
- 3.3 to prevent certain nuisances occurring on roads; and
- 3.4 for the good rule and government of the Council area.

### 4. Commencement, Revocation and Expiry

4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation<sup>1</sup>:

4.1.1 By-law No.3—Roads 2010.<sup>2</sup>

4.2 This by-law will expire on 1 January 2025.<sup>3</sup>

Note:

<sup>1</sup> Generally a by-law comes into operation four months after the day on which it is gazetted: Section 249 (5) of the Act.

<sup>2</sup> Section 253 of the Act provides that the revocation of a by-law by another by-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a by-law to a part or parts of the Council area.

<sup>3</sup> Pursuant to Section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the gazetting of the by-law.

### 5. Application

- 5.1 This by-law operates subject to the Council's Permits and Penalties By-law 2017.
- 5.2 Subject to subclauses 5.3 and 5.4, this by-law applies throughout the Council's area.
- 5.3 Subclause 7.3.1 of this by-law only applies in such parts of the Council area as the Council may by resolution determine in accordance with Section 246 (3) (e) of the Act.
- 5.4 Subclause 7.4.2 of this by-law only applies throughout the Council area except in such part or parts of the Council area as the Council may by resolution direct in accordance with Section 246 (3) (e) of the Act.

### 6. Interpretation

In this by-law, unless the contrary intention appears:

- 6.1 *Act* means the Local Government Act 1999;
- 6.2 *animal* includes birds, insects and poultry but does not include a dog;
- 6.3 *authorised person* is a person appointed by the Council as an authorised person under section 260 of the Act;
- 6.4 *camp* includes setting up a camp, or causing:
- 6.4.1 a tent or other structure of calico, canvas, plastic or other similar material; or
- 6.4.2 subject to the Road Traffic Act 1961, a caravan or motor home;
- to remain on a road for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the road;
- 6.5 *Council* means Wakefield Regional Council;
- 6.6 *effective control* means a person exercising effective control of an animal either:
- 6.6.1 by means of a physical restraint; or
- 6.6.2 by command, the animal being in close proximity to the person, and the person being able to see the animal at all times;
- 6.7 *emergency worker* has the same meaning as in the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014;
- 6.8 *moveable sign* has the same meaning as in the Act;
- 6.9 *road* has the same meaning as in the Act; and
- 6.10 *vehicle* has the same meaning as in the Road Traffic Act 1961.

Note:

Section 14 of the Acts Interpretation Act 1915 provides that an expression used in this by-law has, unless the contrary intention appears, the same meaning as in the Acts under which the by-law was made.

## PART 2—USE OF ROADS

7. *Activities Requiring Permission*

A person must not do any of the following activities on a road without the permission of the Council.

7.1 *Advertising*

Display or cause to be displayed on a road or on a structure on a road, any poster or sign for the purpose of advertising goods or services, other than a moveable sign that is displayed in accordance with the Council's Moveable Signs By-law.

7.2 *Amplification*

Use an amplifier or other device whether mechanical or electrical for the purpose of amplifying sound or magnifying sound including the broadcasting of announcements or advertisements.

7.3 *Animals*

7.3.1 lead, herd, cause or allow an animal to stray onto, move over, or graze on a road to which the Council has determined this subclause applies.

7.3.2 Lead, herd or cause or allow an animal to stray onto or move over any road unless the animal is under effective control.

7.3.3 Lead, herd or exercise an animal in such a manner as to cause a nuisance or endanger the safety of a person.

7.4 *Camping and Tents*

7.4.1 Subject to this subclause 7.4, erect a tent or other structure of calico, canvas, plastic or other similar material as a place of habitation.

7.4.2 Camp or remain overnight except:

7.4.2.1 on a road to which the Council has resolved this subclause applies (if any); and

7.4.2.2 in accordance with any conditions determined by the Council and displayed on any signage on or near the road.

7.5 *Obstructions*

Erect, install or place or cause to be erected, installed or placed any structure, object or material of any kind so as to obstruct a road, footway, water-channel, or watercourse in a road.

7.6 *Preaching*

Preach, harangue, solicit or canvass for religious or charitable purposes.

7.7 *Public Exhibitions and Displays*

7.9.1 Sing, busk, play a recording or use a music instrument, or perform similar activities.

7.9.2 Conduct or hold a concert, festival, show, circus, performance or a similar activity.

7.9.3 Erect a stage or structure for the purpose of conducting or holding a concert, festival, show, circus, performance or a similar activity.

7.9.4 Cause any public exhibitions or displays.

7.8 *Soliciting*

Ask for or receive or do anything to indicate a desire for a donation of money or any other thing.

7.9 *Vehicles*

Repair, wash, paint, panel beat or perform other work of a similar nature to a vehicle, except for running repairs in the case of a vehicle breakdown.

Note:

Moveable signs on roads are regulated by Sections 226 and 227 of the Act and the Council's Moveable Signs By-law.

## PART 3—ENFORCEMENT

8. *Directions*

A person who, in the opinion of an authorised person is committing or has committed a breach of this by-law, must immediately comply with a direction of an authorised person to leave that part of the road.

9. *Orders*

If a person does not comply with an order of an authorised person made pursuant to Section 262 of the Act in respect of a breach of this by-law, the Council may seek to recover its costs of any action taken under Section 262 (3) of the Act from the person to whom the order was directed.

Note:

Section 262 (1) of the Act states:

- (1) If a person (the offender) engages in conduct that is a contravention of this Act or a by-law under this Act, an authorised person may order the offender-
  - (a) if the conduct is still continuing—to stop the conduct; and
  - (b) whether or not the conduct is still continuing—to take specified action to remedy the contravention.

Subsections (2) and (3) of Section 262 also provide that it is an offence to fail to comply with an order and that if a person does not comply, the authorised person may take action reasonably required to have the order carried out. For example, an authorised person may order a person to:

- cease busking on a road;
- remove an object or structure blocking a footpath;
- dismantle and remove a tent from a road.

10. *Removal of Animals and Objects*

10.1 The Council (or its delegate) may, pursuant to Section 234 of the Act, remove an animal or object that is on a road in breach of a by-law if no person is in charge, or apparently in charge, of the animal or object.

10.2 The Council may recover from the owner or apparent owner of an object removed under subclause 10.1, the costs it incurs in removing that object.

## PART 4—MISCELLANEOUS

11. *Exemptions*

The restrictions in this by-law do not apply to a police officer, emergency worker, Council officer or employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision of a Council officer.

12. *Liability of Vehicle Owners*

12.1 For the purposes of this Clause 12, owner in relation to a vehicle has the same meaning as contained in Section 4 of the Act.

12.2 The owner and the driver of a vehicle driven, parked or standing in contravention of this by-law are each guilty of an offence and liable to the penalty as prescribed for that offence.

This by-law was duly made and passed at a meeting of the Wakefield Regional Council held on 24 May 2017 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

J. KUCHEL, Chief Executive Officer

## WAKEFIELD REGIONAL COUNCIL

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

*By-law No. 4 of 2017—Moveable Signs By-law*

A by-law to set standards for moveable signs on roads and to provide conditions for the placement of such signs for the purpose of protecting visual amenity and public safety.

## PART 1—PRELIMINARY

1. *Title*

This by-law may be cited as the Moveable Signs By-law 2017 and is By-law No. 4 of the Wakefield Regional Council.

2. *Authorising Law*

This by-law is made under Sections 226, 238, 239 and 246 of the Act.

3. *Purpose*

The objectives of this by-law are to set standards for moveable signs on roads:

- 3.1 to protect the comfort and safety of road users and members of the public;
- 3.2 to enhance the amenity of roads and surrounding parts of the Council area;
- 3.3 to prevent nuisances occurring on roads;
- 3.4 to prevent unreasonable interference with the use of a road; and
- 3.5 for the good rule and governance of the Council area.

4. *Commencement, Revocation and Expiry*

4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation<sup>1</sup>:

4.1.1 By-law No. 4—Moveable Signs 2010.<sup>2</sup>

4.2 This by-law will expire on 1 January 2025.<sup>3</sup>

## Note:

<sup>1</sup> Generally a by-law comes into operation four months after the day on which it is gazetted: Section 249 (5) of the Act.

<sup>2</sup> Section 253 of the Act provides that the revocation of a by-law by another by-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a by-law to a part or parts of the Council area.

<sup>3</sup> Pursuant to Section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the gazetting of the by-law.

5. *Application*

This by-law operates subject to:

- 5.1 the Council's Permits and Penalties By-law 2017 and the Development Act 1993.
- 5.2 This by-law applies throughout the Council's area and is subject to the exemptions set out in Clause 11.

6. *Interpretation*

In this by-law, unless the contrary intention appears:

- 6.1 *Act* means the Local Government Act 1999;
- 6.2 *authorised person* means a person appointed as an authorised person pursuant to Section 260 of the Act;
- 6.3 *banner or flag* means a slip of cloth, plastic or other material hung up or carried on a pole, fence or other structure;
- 6.4 *business premises* means premises from which a business is being conducted;
- 6.5 *community event* means a local event of a religious, educational, cultural, social or recreational character that may be held within the Council's area from time to time;
- 6.6 *Council* means Wakefield Regional Council;
- 6.7 *'feather' or 'teardrop' sign* means a moveable sign constituting a slip of cloth, plastic or other material attached to a vertical pole generally stabilised by a heavy base;
- 6.8 *footpath area* means:
  - 6.8.1 that part of a road between the property boundary of the road and the edge of the carriageway on the same side as that boundary;
  - 6.8.2 a footway, lane or other place made or constructed for the use of pedestrians and not for the use of vehicles;

6.9 *Local Government land* has the same meaning as in the Act, being land owned by the Council or under the Council's care, control and management;

6.10 *moveable sign* has the same meaning as in the Act, being a moveable advertisement or sign;

6.11 *road* has the same meaning as in the Act, being a public or private street, road or thoroughfare to which public access is available on a continuous or substantially continuous basis to vehicles or pedestrians or both and includes—

6.11.1 a bridge, viaduct or subway; or

6.11.2 an alley, laneway or walkway;

6.12 *township roads* means roads to which a 50 km/hr speed limit (or less) applies;

6.13 *vehicle* has the same meaning as in the Road Traffic Act 1961 and includes:

6.13.1 a motor vehicle trailer and a tram;

6.13.2 a bicycle;

6.13.3 an animal-drawn vehicle, and an animal that is being ridden or drawing a vehicle;

6.13.4 a combination; and

6.13.5 a motorised wheelchair that can travel at over 10 kilometres per hour (on level ground), but does not include another kind of wheelchair, a train, or a wheeled recreational device or wheeled toy.

## Note:

Section 14 of the Interpretation Act 1915 provides that an expression used in this by-law has, unless the contrary intention appears, the same meaning as in the Acts under which the by-law was made.

## PART 2—MOVEABLE SIGNS

7. *Construction and Design*

A moveable sign must:

7.1 be of a kind:

7.1.1 known as an 'A' frame or sandwich board sign;

7.1.2 an 'inverted 'T' sign;

7.1.3 a flat sign;

7.1.4 a 'feather' or teardrop' sign;

7.1.5 a banner or flag; or

7.1.6 with the permission of the Council, including as may be set out in a Council policy from time to time, a sign of some other kind;

7.2 be designed, constructed and maintained in good quality and condition so as not to present a hazard to any member of the public;

7.3 be of strong construction and sufficiently stable or securely fixed so as to keep its position in adverse weather conditions;

7.4 have no sharp or jagged edges or corners;

7.5 not be unsightly or offensive in appearance or content;

7.6 not rotate or contain flashing parts;

7.7 not have balloons, flags, streamers or other things attached to it;

7.8 in the case of a 'feather/teardrop' sign or banner, not exceed 2.5 m in height, 600 mm in width and 600 mm in depth;

7.9 in the case of an 'A' frame or sandwich board sign:

7.9.1 be hinged or joined at the top;

7.9.2 be of such construction that its sides are securely fixed or locked in position when erected;

7.9.3 not have a base area in excess of 0.6 square metres;

- 7.9.4 be constructed of timber, metal, plastic or plastic coated cardboard, or a mixture of such materials; and
- 7.9.5 not exceed 900 mm in height, 600 mm in width and 600 mm in depth;
- 7.10 in the case of an inverted 'T' sign;
- 7.10.1 not contain struts or members that run between the display area and the base of the sign;
- 7.10.2 be constructed of timber, metal, plastic or plastic coated cardboard, or a mixture of such materials; and
- 7.10.3 not exceed 900 mm in height, 600 mm in width and 600 mm in depth.
- 8. Placement**
- A moveable sign must not be:
- 8.1 placed on any part of a road apart from the footpath area;
- 8.2 placed on a footpath that is less than two (2) metres wide;
- 8.3 placed on a designated parking area or within one (1) metre of an entrance to premises;
- 8.4 placed so as to interfere with the reasonable movement of persons or vehicles using the footpath or road in the vicinity of where the moveable sign is placed;
- 8.5 subject to subclause 8.8, placed closer than 400 mm to the kerb (or, if there is no kerb, to the edge of the carriageway of a road or the shoulder of the road, which ever is the greater);
- 8.6 placed closer than six (6) metres to an intersection unless the moveable sign is:
- 8.6.1 placed so that it does not restrict the line of sight necessary for the safe negotiation of the intersection by road users; and
- 8.6.2 not greater than 900 mm in height;
- 8.7 placed on a median strip, traffic island, roundabout or any other traffic control device on a road;
- 8.8 placed less than four (4) metres from the edge of a carriageway of a road to which a speed limit greater than 50 km/hr applies;
- 8.9 be placed in such a position or in such circumstances so that:
- 8.9.1 it compromises the safety of any person or places a person at risk of harm; or
- 8.9.2 it obstructs or impedes (or would be likely to obstruct or impede) a vehicle door when opened, provided that the vehicle is parked lawfully on a road.
- 8.10 placed on the sealed part of a footpath, if there is an unsealed part on which the sign can be placed in accordance with this by-law;
- 8.11 placed on a landscaped area other than:
- 8.11.1 landscaping that comprises only lawn;
- 8.11.2 established landscaping where no footpath alternative is available and provided that the moveable sign is not placed in a location that will cause damage to any plantings within the landscaped area;
- 8.12 placed closer than two (2) metres from another moveable sign;
- 8.13 displayed during the hours of darkness unless it is in a clearly lit area and is clearly visible; or
- 8.14 placed in such a position or in such circumstances that the safety of a user of the footpath area or road is at risk.

### 9. Banners

A person must not erect or display a banner on a building or structure on a road without the Council's permission.

#### Note:

A person must not erect or display a banner on a public road for a business purpose without a permit from the Council issued under Section 222 of the Local Government Act 1999.

### 10. Restrictions

- 10.1 The owner or operator of a business must not cause or allow;
- 10.1.1 more than four (4) moveable signs relating to that business to be displayed in the Council's area at any one time; or
- 10.1.2 a moveable sign relating to that business to be displayed unless the business premises to which it relates is open for trade to the public; or
- 10.1.3 any movable sign relating to that business to be fixed into position on a road.

#### Note:

Sub-clause 10.1.2 is intended to operate to require business owners to retrieve moveable signs relating to their business from the footpath area daily at the close of business.

- 10.2 The coordinator/s of a community event, must not cause or allow;
- 10.2.1 more than four (4) moveable signs relating to that community event to be displayed in the Council's area at any one time; and
- 10.2.2 any moveable signs for the community event to be displayed:
- (a) on roads other than township roads for a continuous period greater than 28 days prior to the event and seven days following the event; and
- (b) on township roads outside the hours of 9-6 p.m.
- 10.3 A person must not, without the Council's permission, display a moveable sign on or attached to or adjacent to a vehicle that is parked on Local Government land (including roads) primarily for the purpose of advertising or offering for sale a product (including the vehicle) or business to which the sign relates.
- 10.4 If in the opinion of the Council a footpath area is unsafe for a moveable sign to be displayed, the Council may, by resolution, prohibit or restrict the display of a moveable sign on such conditions as the Council thinks fit.

### 11. Exemptions

- 11.1 Subclauses 10.1 and 10.2 of this by-law do not apply to a moveable sign which:
- 11.1.1 advertises a garage sale taking place from residential premises; or
- 11.1.2 is a directional sign to a community event;
- 11.2 Subclause 10.1 of this by-law does not apply to a flat sign which only contains a newspaper headline and the name of a newspaper or magazine.
- 11.3 A requirement of this by-law will not apply where:
- 11.3.1 a moveable sign is displayed in accordance with the Council's Moveable Signs Policy; or
- 11.3.2 the Council has otherwise granted permission (including by way of adopting a policy for this purpose) for the moveable sign (or class of moveable sign) to be displayed contrary to that requirement.



- 11.4 An application seeking permission from the Council to display a moveable sign contrary to a requirement of this by-law must be in writing and include:
- 11.4.1 the requirements of the by-law that the applicant is seeking permission to display a moveable sign contrary to;
- 11.4.2 the reasons why permission is being sought to display a moveable sign contrary to those requirements;
- 11.4.3 details of the design and content of the proposed moveable sign and, where relevant the business premises or community event that it relates to; and
- 11.4.4 any other information that may be required by the Council.

## Note:

This by-law does not apply to moveable signs placed and maintained on a road in accordance with Section 226 (3) of the Act, which includes any sign:

- placed there pursuant to an authorisation under another Act;
- designed to direct people to the open inspection of any land or building that is available for purchase or lease;
- related to a State or Commonwealth election and is displayed during the period commencing on the issue of the writ of writs for the election and ending at the close of polls on polling day;
- related to an election held under this Act or the Local Government (Elections) Act 1999 and is displayed during the period commencing 4 weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
- the sign is of a prescribed class.

## PART 3—ENFORCEMENT

12. *Removal of Moveable Signs*

- 12.1 A person must immediately comply with the order of an authorised person to remove a moveable sign made pursuant to Section 227 (1) of the Act.

## Note:

Pursuant to Section 227 (1) of the Act, an authorised person may order the owner of a moveable sign to remove the sign from the road if:

- the design, construction or positioning of a Moveable Sign does not comply with a requirement of this by-law; or
  - any other requirement of this by-law is not complied with; or
  - the Moveable sign unreasonably restricts the use of the Road, or endangers the safety of other persons
- 12.2 The owner of, or other person entitled to recover a moveable sign removed by an authorised person pursuant to Section 227 (2) of the Act, may be required to pay to the Council any reasonable costs incurred by the Council in removing, storing, and/or disposing of the moveable sign before being entitled to recover the moveable sign.
- 12.3 The owner of, or other person responsible for a moveable sign must remove or relocate the moveable sign at the request of an authorised person:
- 12.3.1 if, in the opinion of an authorised person, and notwithstanding compliance with this by-law, there is any hazard or obstruction or there is likely to be a hazard or obstruction arising out of the location of the moveable sign; or
- 12.3.2 for the purpose of community events, special events, parades, roadworks or in any other circumstances which, in the opinion of the authorised person, require relocation or removal of the moveable sign to protect public safety or to protect or enhance the amenity of a particular locality.

13. *Liability of Vehicle Owners*

- 13.1 For the purpose of this Clause 13, owner in relation to a vehicle has the same meaning as contained in Section 4 of the Act.
- 13.2 The owner and the driver of a vehicle driven, parked or standing in contravention of this by-law are each guilty of an offence and liable to the penalty as prescribed for that offence.

This by-law was duly made and passed at a meeting of the Wakefield Regional Council held on 24 May 2017 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

J. KUCHEL, Chief Executive Officer

## WAKEFIELD REGIONAL COUNCIL

## BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

*By-law No. 5 of 2017—Dogs By-law*

A by-law to limit the number of dogs kept on premises and for the management and control of dogs in the Council area.

## PART 1—PRELIMINARY

1. *Title*

This by-law may be cited as the Dogs By-law 2017 and is By-law No. 5 of the Wakefield Regional Council.

2. *Authorising Law*

This by-law is made under Section 90 (5) of the Dog and Cat Management Act 1995, Sections 238 and 246 of the Act and Section 18A of the Harbors and Navigation Act 1993.

3. *Purpose*

The objectives of this by-law are to control and manage dogs in the Council area:

- 3.1 to reduce the incidence of environmental nuisance caused by dogs; and
- 3.2 to promote responsible dog ownership; and
- 3.3 to protect the convenience, comfort and safety of members of the public; and
- 3.4 for the good rule and government of the Council's area.

4. *Commencement, Revocation and Expiry*

- 4.1 The following by-laws previously made by the Council are revoked from the day on which this by-law comes into operation:
- 4.1.1 By-Law No. 5—Dogs 2010.<sup>2</sup>
- 4.2 This by-law will expire on 1 January 2025.<sup>3</sup>

## Note:

- 1 Generally a by-law comes into operation four months after the day on which it is gazetted: Section 249 (5) of the Act.
- 2 Section 253 of the Act provides that the revocation of a by-law by another by-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a by-law to a part or parts of the Council area.
- 3 Pursuant to Section 251 of the Act, a by-law will expire on 1 January following the seventh anniversary of the gazettal of the by-law.

5. *Application*

- 5.1 This by-law operates subject to the Council's Permits and Penalties By-law 2017.
- 5.2 Subject to subclause 5.3, this by-law applies throughout the Council's area.
- 5.3 Subclauses 9.1 and 10.2 of this by-law only apply in such part or parts of the Council's area as the Council may by resolution direct in accordance with Section 246 (3) (e) of the Act.

## 6. Interpretation

In this by-law, unless the contrary intention appears:

- 6.1 *Act* means the Local Government Act 1999;
- 6.2 *approved kennel establishment* means a building, structure or area approved by a relevant authority, pursuant to the Development Act 1993 for the keeping of dogs on a temporary or permanent basis;
- 6.3 *assistance dog* means a dog trained and used for the purpose of assisting a person who is wholly or partially disabled;
- 6.4 *children's playground* means an enclosed area in which there is equipment or other installed devices for the purpose of children's play (or within 3 metres of such devices if there is no enclosed area);
- 6.5 *Council* means Wakefield Regional Council;
- 6.6 *dog* (except for in Clause 7.1) has the same meaning as in the Dog and Cat Management Act 1995;
- 6.7 *effective control* means a person exercising effective control of a dog either:
  - 6.7.1 by means of a physical restraint (as defined under the Dog and Cat Management Act 1995); or
  - 6.7.2 by command, the dog being in close proximity to the person and the person being able to see the dog at all times;
- 6.8 *keep* includes the provision of food or shelter;
- 6.9 *park* has the same meaning as in the Dog and Cat Management Act 1995;
- 6.10 *premises* includes land, whether used or occupied for domestic or non-domestic purposes;
- 6.11 *small dwelling* means a self-contained dwelling that is:
  - 6.11.1 a residential flat building; or
  - 6.11.2 contained in a separate strata unit or community title; or
  - 6.11.3 on an allotment less than 400 square metres in area; or
  - 6.11.4 without a secure yard of at least 100 square metres in area;
- 6.12 *township* has the same meaning as in the Act;
- 6.13 *working dog* means a dog used principally for droving, mustering or tending livestock.
- 6.14 for the purposes of Clause 9 of the by-law, a dog is under *effective control by means of a leash* if the dog is secured to a leash, chain or cord that does not exceed 2 metres in length and:
  - 6.14.1 the leash, chain or cord is either tethered securely to a fixed object; or
  - 6.14.2 held by a person capable of controlling the dog and preventing it from being a nuisance or a danger to other persons.

Note:

Section 14 of the Acts Interpretation Act 1915 provides that an expression used in this by-law has, unless the contrary intention appears, the same meaning as in the Acts under which the by-laws was made.

### PART 2—LIMITS ON DOG NUMBERS

#### 7. Limits on Dog Numbers in Private Premises

- 7.1 Subject to subclauses 7.3 and 7.5, a person must not, without the Council's permission, keep, or cause, suffer or permit to be kept:
  - 7.1.1 in a township, more than one dog in a small dwelling; or
  - 7.1.2 in a township, more than two dogs on any premises other than a small dwelling; or
  - 7.1.3 outside of a township, more than 3 dogs (other than working dogs) on any premises.

- 7.2 For the purposes of subclause 7.1, 'dog' means a dog that is three (3) months of age or older, or a dog that has lost its juvenile teeth.

- 7.3 Subclause 7.1 does not apply to:

- 7.3.1 approved kennel establishments operating in accordance with all required approvals and consents; or
- 7.3.2 any business involving the keeping of dogs provided that the business is registered in accordance with the Dog and Cat Management Act 1995 and operating in accordance with all required approvals and consents.

- 7.4 The Council may require that premises which are the subject of an application for permission to keep additional dogs must be inspected by an authorised person for the purpose of assessing the suitability of the premises for housing dogs.

- 7.5 No dog is to be kept on any premises where, in the opinion of an authorised person, there is no secure or appropriate area where a dog may be effectively confined.

### PART 3—DOG CONTROLS

#### 8. Dog Exercise Areas

Subject to Clauses 9 and 10 of this by-law, a person may enter a park in the Council area for the purpose of exercising a dog under his or her effective control.

Note:

If a person is exercising a dog in a park as permitted under this C clause and the dog is not under effective control as that term is defined by the Dog and Cat Management Act 1995, this gives rise to a dog wandering at large offence under Section 43 (1) of the Dog and Cat Management Act 1995, for which the owner of or person responsible for the dog may be liable.

#### 9. Dog on Leash Areas

A person must not allow a dog under that person's control, charge or authority (except an assistance dog that is required to remain off-lead in order to fulfil its functions) to be or remain:

- 9.1 on Local Government land or a public place to which the Council has resolved that this subclause applies; and
- 9.2 on any park or reserve during times when organised sport is being played—  
unless the dog is under effective control by means of a leash.

#### 10. Dog Prohibited Areas

A person must not allow a dog under that person's control, charge or authority (except an assistance dog) to enter or remain:

- 10.1 on any children's playground; or
- 10.2 on any other Local Government land or public place to which the Council has determined that this subclause applies.

#### 11. Dog Faeces

No person is to allow a dog under that person's control, charge or authority to be in a public place or on Local Government land unless that person has in their possession a bag or other suitable container for the collection and lawful disposal of any faeces that the dog may deposit (for the purpose of complying with their obligation under Section 45A (6) of the Dog and Cat Management Act 1995).

### PART 4—ENFORCEMENT

#### 12. Orders

- 12.1 If a person engages in conduct that is in contravention of this by-law, an authorised person may order that person:
  - 12.1.1 if the conduct is still continuing – to stop the conduct; and
  - 12.1.2 whether or not the conduct is still continuing – to take specified action to remedy the contravention.
- 12.2 A person must comply with an order under this Clause.

- 12.3 If a person does not comply with an order, the authorised person may take action reasonably required to have the order carried out, and the Council may seek to recover its costs of any action so taken from the person to whom the order was directed.
- 12.4 However, an authorised person may not use force against a person under this section.

Note:

For example, an authorised person may order a person to:

- cease keeping more than the permitted number of dogs on that person's premises; or
- remove a dog from a dog prohibited area.

This by-law was duly made and passed at a meeting of the Wakefield Regional Council held on 24 May 2017 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

J. KUCHEL, Chief Executive Officer

---

YORKE PENINSULA COUNCIL  
ROADS (OPENING AND CLOSING) ACT 1991  
*Road Closure*

NOTICE is hereby given pursuant to Section 10 of the said Act, that Council proposes to close and sell to Brenton John Steer and Susan Mary Steer, that portion of South Terrace adjacent to Allotment 1, Hundred of Dalrymple more particularly delineated and lettered 'A' on Preliminary Plan No. 17/0034.

A copy of the plan and a statement of persons affected are available for public inspection at the offices of Yorke Peninsula Council at 8 Elizabeth Street, Maitland; 18 Main Street, Minlaton; Player Street, Warooka; 15 Edithburgh Road, Yorketown; and the office of the Surveyor-General at 101 Grenfell Street, Adelaide, during normal office hours.

Any application for easement or objection must set out the full name, address and details of the submission and must be fully supported by reasons. The application for easement or objection must be made in writing to Yorke Peninsula Council at P.O. Box 57, Maitland, S.A. 5573 or via email [admin@yorke.sa.gov.au](mailto:admin@yorke.sa.gov.au) within 28 days of this notice and a copy must be forwarded to the Surveyor-General at G.P.O Box 1354, Adelaide, S.A. 5001. Where a submission is made, the Council will give notification of a meeting at which the matter will be considered.

A. CAMERON, Chief Executive Officer

---

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

- Dodd, Sheila Isabel*, late of 18 Cudmore Terrace, Marleston, widow, who died on 2 January 2017.
- Dunne, Patricia Dorothy*, late of 15 Halliday Street, Risdon Park, retired registered nurse, who died on 14 December 2016.
- Hancock, Tresna Helen*, late of 2-16 Cardigan Street, Angle Park, retired process worker, who died on 5 November 2016.
- Hardy, Dorothy May*, late of 6 Drummond Avenue, Findon, home duties, who died on 17 January 2017.
- Noble, Jessie Noble Morgan*, late of 29 Austral Terrace, Morphettville, of no occupation, who died on 12 March 2017.
- Price, Marjorie Peace*, late of 421 The Parade, Kensington Gardens, of no occupation, who died on 1 March 2017.
- Reid, Sandra Gay*, late of 104 Tikana Road, Lochiel, teacher, who died on 28 August 2016.
- Stevens, Anthony James*, late of 578-580 Brighton Road, South Brighton, of no occupation, who died on 25 June 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 7 July 2017, 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 6 June 2017.

D. A. CONTALA, Public Trustee

---

# NOTICE SUBMISSION

The weekly *South Australian Government Gazette* is issued on Tuesday afternoon, except where Executive Council meets on Wednesday, wherein publishing will occur on that day.

The next scheduled publication date is displayed on the website: [www.governmentgazette.sa.gov.au](http://www.governmentgazette.sa.gov.au).

## Notices for gazettal, along with enquiries, can be directed to:

EMAIL [governmentgazettesa@sa.gov.au](mailto:governmentgazettesa@sa.gov.au)  
PHONE (08) 8207 1045

## Notices for gazettal are to be emailed in the following formats:

- Notices as individual Word files (.doc)
- Maps, images, and diagrams as separate PDF files (.pdf)
- Content requiring official signature for authorisation—notice as Word files as well as signed documentation as PDF files

## Please provide the following information in your email:

- Date the notice is to be gazetted
- Notification of whether a proof, quote, or return email confirmation is required
- Email address and phone number of the person authorising the submission
- Name of the person and organisation to be charged for the notice, if applicable, and a purchase order if required
- Details that may impact on publication of the notice

Notices must be submitted before 4 p.m. Friday, the week preceding intended gazettal.

Proofs of formatted content are supplied upon request, with necessary alterations to be returned before 4 p.m. the day preceding publication.

Submitted notices will be gazetted unless notification is received before 10 a.m. the day of publication.