



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

ADELAIDE, TUESDAY, 11 JULY 2017

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

Department of the Premier and Cabinet
Adelaide, 11 July 2017

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Health Services Charitable Gifts Board, pursuant to the provisions of the Health Services Charitable Gifts Act 2011:

Commissioner: (from 11 July 2017 until 10 July 2020)
Robyn Pak-Poy

By command,

STEPHEN CAMPBELL MULLIGHAN, for Premier

HEAC-2017-00043

Department of the Premier and Cabinet
Adelaide, 11 July 2017

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Tourism Commission Board, pursuant to the provisions of the South Australian Tourism Commission Act 1993:

Director: (from 11 July 2017 until 1 July 2019)
Sean Keenihan
Julie Smith
Ian Philip Horne

Chair: (from 11 July 2017 until 1 July 2019)
Sean Keenihan

By command,

STEPHEN CAMPBELL MULLIGHAN, for Premier

17MTOUR0006

Department of the Premier and Cabinet
Adelaide, 11 July 2017

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the State Theatre Company of South Australia Board, pursuant to the provisions of the State Theatre Company of South Australia Act 1972:

Member: (from 11 July 2017 until 10 July 2020)
Justin Scott Jamieson

Member: (from 18 July 2017 until 17 July 2020)
Kristen Lee Greber

Presiding Member: (from 11 July 2017 until 10 July 2020)
Justin Scott Jamieson

By command,

STEPHEN CAMPBELL MULLIGHAN, for Premier

ASACAB004-11

Department of the Premier and Cabinet
Adelaide, 11 July 2017

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Veterinary Surgeons Board of South Australia, pursuant to the provisions of the Veterinary Practice Act 2003:

Member: (from 1 August 2017 until 31 December 2018)
Samantha Helen Franklin

Member: (from 1 August 2017 until 31 December 2017)
Kiro Risto Petrovski

Member: (from 1 August 2017 until 31 July 2020)
Phillip Mark Reeve

By command,

STEPHEN CAMPBELL MULLIGHAN, for Premier

17MAFF0029

Department of the Premier and Cabinet
Adelaide, 11 July 2017

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Police Disciplinary Tribunal, pursuant to the provisions of the Police (Complaints and Disciplinary Proceedings) Act 1985:

Panel Member: (from 12 July 2017 until 28 April 2020)
David John White

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Protective Security Officers Disciplinary Tribunal, pursuant to the provisions of the Police (Complaints and Disciplinary Proceedings) Act 1985:

Panel Member: (from 12 July 2017 until 28 April 2020)
David John White

By command,

STEPHEN CAMPBELL MULLIGHAN, for Premier

AGO0093/17CS

Department of the Premier and Cabinet
Adelaide, 11 July 2017

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Peter Bryden Malinauskas, MLC, Minister for Police, Minister for Correctional Services, Minister for Emergency Services and Minister for Road Safety to be also Acting Treasurer, Acting Minister for Finance, Acting Minister for State Development and Acting Minister for Mineral Resources and Energy for the period from 15 July 2017 until 24 July 2017 inclusive, during the absence of the Honourable Tom Koutsantonis, MP.

By command,

STEPHEN CAMPBELL MULLIGHAN, for Premier

T&F17/040CS

Department of the Premier and Cabinet
Adelaide, 11 July 2017

HIS Excellency the Governor in Executive Council has been pleased to appoint Sarah McNamara as a Cross-Border Magistrate for a term of five years commencing on 11 July 2017 and expiring on 10 July 2022, pursuant to Section 5A of the Magistrates Act 1983.

By command,

STEPHEN CAMPBELL MULLIGHAN, for Premier

AGO0086/17CS

Department of the Premier and Cabinet
Adelaide, 11 July 2017

HIS Excellency the Governor in Executive Council has been pleased to appoint David John White as a Magistrate commencing on 12 July 2017, pursuant to the provisions of the Magistrates Act 1983.

By command,

STEPHEN CAMPBELL MULLIGHAN, for Premier

AGO0093/17CS

Department of the Premier and Cabinet
Adelaide, 11 July 2017

HIS Excellency the Governor in Executive Council has been pleased to appoint Christopher Neil Aikens and Don Smyth as full-time Commissioners of the South Australian Employment Tribunal for a term of two years commencing on 11 July 2017 and expiring on 10 July 2019, pursuant to the provisions of the South Australian Employment Tribunal Act 2014.

By command,

STEPHEN CAMPBELL MULLIGHAN, for Premier

MIR0016/17CS

Department of the Premier and Cabinet
Adelaide, 11 July 2017

HIS Excellency the Governor in Executive Council has been pleased to appoint Luisa Jane Georgeff as a part-time Commissioner of the South Australian Employment Tribunal for a term of two years commencing on 11 July 2017 and expiring on 10 July 2019, pursuant to the provisions of the South Australian Employment Tribunal Act 2014.

By command,

STEPHEN CAMPBELL MULLIGHAN, for Premier

MIR0016/17CS

Department of the Premier and Cabinet
Adelaide, 11 July 2017

HIS Excellency the Governor in Executive Council has been pleased to appoint Helen Ward as a sessional Commissioner of the South Australian Employment Tribunal for a term of one year commencing on 11 July 2017 and expiring on 10 July 2018, pursuant to the provisions of the South Australian Employment Tribunal Act 2014.

By command,

STEPHEN CAMPBELL MULLIGHAN, for Premier

MIR0016/17CS

Department of the Premier and Cabinet
Adelaide, 11 July 2017

HIS Excellency the Governor in Executive Council has been pleased to appoint Penny Wright to the position of Training Centre Visitor for a term commencing on 11 July 2017 and expiring on 9 July 2022, or until she ceases to hold office as the Guardian for Children and Young Persons, pursuant to Section 11 (4) of the Youth Justice Administration Act 2016.

By command,

STEPHEN CAMPBELL MULLIGHAN, for Premier

DCSICS/17/020

Department of the Premier and Cabinet
Adelaide, 11 July 2017

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

NOTICE OF APPOINTMENT OF JUSTICES OF THE PEACE FOR SOUTH AUSTRALIA

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

I, the Governor in Executive Council, hereby appoint the people listed as Justices of the Peace for South Australia for a period of ten years commencing from 11 July 2017 and expiring on 10 July 2027, it being a condition of appointment that the Justices of the Peace must take the oaths required of a Justice under the Oaths Act 1936 and return the oaths form to the Justice of the Peace Services within 3 months of the date of appointment.

Julian Anthony Aggiss
Derek Manuel Angove
Mohammad Akram Arifi
Margaret Elizabeth Beagley
Natalie Beyer
Elissa Jacqueline Callisto
Xavier Lancelot Fitzpatrick
Peter John Fowler
Catherine Ann Francis
Shital Gupta
Kate Elizabeth Harkness
Michael Philip Harley
David Jaunzems
Katrina Anne Lineage
Anne McEwen
Arup Kumar Mitra
Peter David Munn

Carolyn Mignone O'Doherty
Graeme John Owen
Judith Ann Partington
Andrew Peacock
Michael James Picton
Della Jane Price
Michelle Parthena Provatidis
Krystal Joy Roberts
Vasudha Sharrock
Bu Jun Shi
Gary Colin South
Wathnak Vy
Ling Wang
Kerry-Ann White
Eleanor Catherine Willcox
Carolyn Jean Woods

By command,

STEPHEN CAMPBELL MULLIGHAN, for Premier

JP17/006CS

Department of the Premier and Cabinet
Adelaide, 27 June 2017

Corrigendum

IN *Government Gazette* No. 41, dated 27 June 2017, on page 2544, the name 'Sidney William Tilmouth' was printed with a typographical error and should be replaced with 'Sydney William Tilmouth'.

AGO0068/17CS

BUILDING WORK CONTRACTORS ACT 1995

Exemption

TAKE notice that, pursuant to Section 45 of the Building Work Contractors Act 1995, I, Dini Soulio, Commissioner for Consumer Affairs, do hereby exempt the licensee named in Schedule 1 from the application of Division 3 of Part 5 of the above Act in relation to domestic building work described in Schedule 2 and subject to the conditions specified in Schedule 3.

SCHEDULE 1

Reinhold Woelk (BLD 254669)

SCHEDULE 2

Construction of a single storey dwelling on land situated at Allotment 7 in Deposited Plan 88781 in the area named Hindmarsh Island, Hundred of Nangkita, being a portion of the land described in Certificate of Title Volume 6091, Folio 402, more commonly known as 13 Gow Drive, Hindmarsh Island.

SCHEDULE 3

1. This exemption is limited to domestic building work personally performed by the licensee in relation to the building work described in Schedule 2.

2. This exemption does not apply to any domestic building work the licensee contracts to another building work contractor, for which that contractor is required by law to hold building indemnity insurance.

3. That the licensee does not transfer his interest in the land prior to five years from the date of completion of the building work the subject of this exemption, without the prior authorisation of the Commissioner for Consumer Affairs. Before giving such authorisation, the Commissioner for Consumer Affairs may require the licensee to take any reasonable steps to protect the future purchaser(s) of the property, including but not limited to:

- Providing evidence that an adequate policy of building indemnity insurance is in force to cover the balance of the five year period from the date of completion of the building work the subject of this exemption;
- Providing evidence of an independent expert inspection of the building work the subject of this exemption;
- Making an independent expert report available to prospective purchasers of the property; and

- Giving prospective purchasers of the property notice of the absence of a policy of building indemnity insurance.

Dated 4 July 2017.

D. SOULIO, Commissioner for Consumer Affairs,
Delegate for the Minister for Consumer and Business Services
Ref: 610/14-00116

COMMONWEALTH OF AUSTRALIA
OFFSHORE PETROLEUM AND GREENHOUSE GAS
STORAGE ACT 2006

*Delegation under Section 66 of the Offshore Petroleum and
Greenhouse Gas Storage Act 2006 (The Act)*

THE JOINT AUTHORITY in respect of the offshore area of the State of South Australia hereby revokes all existing delegations made pursuant to Section 66 of the Act and delegates all its functions and powers under the Act (other than the power to delegate) and the regulations to the following two persons together:

- the person from time to time performing the duties of General Manager, Offshore Resources Branch, Resources Division, Department of Industry, Innovation and Science of the Commonwealth of Australia, as the person representing the responsible Commonwealth Minister; and
- the person from time to time holding, occupying, or performing the duties of the office of Executive Director, Energy Resources Division, South Australian Department of the Premier and Cabinet, as the person representing the State Minister.

Dated 13 June 2017.

MATTHEW CANAVAN, Minister for Resources
and Northern Australia

Dated 30 June 2017.

TOM KOUTSANTONIS, Minister for Mineral
Resources and Energy

DEPARTMENT OF ENVIRONMENT, WATER AND
NATURAL RESOURCES

ERRATUM

Unregulated Fees and Charges

IN *Government Gazette* dated 22 June 2017, on page 2210, under Part E (GRF), Section 3 (d), the line that reads: 'KI tour pass—Family (2 adults & 2 children OR 1 adult & 3 children)' has a dollar amount of \$191.00. This has been published in error and should read \$193.00.

DEVELOPMENT ACT 1993, SECTION 26 (9): PORT ADELAIDE
CENTRE RENEWAL (PART 2)—DEVELOPMENT PLAN
AMENDMENT

Preamble

1. The 'Port Adelaide Centre Renewal (Part 2) Development Plan Amendment' (the Amendment) has been finalised in accordance with the provisions of the Development Act 1993.

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

NOTICE

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

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

Dated 21 June 2017.

JOHN RAU, Deputy Premier,
Minister for Planning

EDUCATION REGULATIONS 2012

*Notice of Policy by the Minister for Education
and Child Development*

PURSUANT to Regulation 60 (2) (a) of the Education Regulations 2012, I, the Minister for Education and Child Development publish the following Capacity Management Plan for the purposes of the enrolment of a child at the Rose Park Primary School:

CAPACITY MANAGEMENT PLAN

Rose Park Primary School

This Capacity Management Plan sets out the conditions for enrolment at Rose Park Primary School ('the school').

Criteria for Enrolment

Capacity of School

The school has a current built capacity of 580 students.

Year level: Reception

Priority consideration will be given to applications for enrolment from parents of prospective reception students to attend the following school year, if they have been living inside the school zone and lodge their application for enrolment prior to the end of week 8, term 3.

The school will notify parents of the outcome of this process by the end of week 10, term 3.

Late Applications of Students Living in the School Zone

Families who move into the zone, or who are already living in the zone but lodge their application after the end of week 8, term 3, will only have their applications considered if or when vacancies exist.

In these cases, applications will be considered based on siblings at the school, the length of time the child has lived in the school zone and the distance of the child's residence from the school.

The school will notify parents by the beginning of week 1, term 4 if a vacancy is available for their child to attend.

If no vacancies exist the applicants will be placed on the enrolment register and referred for enrolment to other neighbouring schools.

Intensive English Language Centre (IELC) Students

Any Reception student offered enrolment at the school and who is eligible to attend an Intensive English Language Centre (IELC), will be able to attend the IELC during Reception and begin Year 1 at the school the following year.

Out of Zone Applications with Siblings Currently at the School

Applications from parents of prospective reception students who live outside the school zone and who have siblings currently attending the school will only be given consideration for enrolment if:

- all other applications from parents of children living in the school zone and on the enrolment register have been considered, and
- a vacancy exists at the end of week 8, term 3.

In these cases, places will be offered based on the distance from the school of the child's residence and other personal needs, such as transportation and curriculum.

Year levels: 1 to 7

Applications for enrolment from parents of prospective students living inside the school zone will be considered if or when vacancies exist, with priority consideration afforded to those applicants already on the enrolment register.

In these cases, applications will be considered based on siblings at the school, the length of time the child has lived in the school zone, the distance of the child's residence from the school, and any other personal needs, such as transportation and curriculum.

The school will notify parents by the beginning of week 1, term 4 if a vacancy is available for their child to attend the following school year.

If no vacancies exist the applicants will be encouraged to remain at their current primary school, or referred for enrolment to other neighbouring schools, and upon an applicant's request placed on the school's enrolment register.

Out of zone applications with siblings currently at the school

Applications for enrolment from parents of prospective students, who live outside the school's zone and have siblings who currently attend the school, will not be considered for enrolment.

International Education Program

Prospective students through the international education program will only be given consideration for enrolment if all students on the enrolment register have been considered and a vacancy exists. The maximum number of international students who can be offered enrolment at the school will be limited to five students.

Special Circumstances

Enrolment for special consideration for compelling or unusual reasons, including but not limited to students under the guardianship of the Minister may be given by the Principal, in consultation with the Education Director. These will be assessed on a case by case basis.

Rose Park Primary School zone

A school zone is a geographically defined area surrounding the school from which the school accepts its core intake of students. Rose Park Primary School operates within the following school zone:

- Area bounded by Fullarton Road, Greenhill Road, Portrush Road, Kensington Road, George Street, William Road, Angas Street and Dequetteville Terrace.

A school zone map (guide only) is available at: https://www.decd.sa.gov.au/sites/g/files/net691/f/rose_park_primary_school_zone_map.pdf

Enrolment Register

Only applications for enrolment from parents of a child living in the school zone will be placed on the register.

Parents whose child's name has been placed on the enrolment register will only be contacted if vacancies become available.

The enrolment register will be reviewed and updated annually by the school.

Where a child's name appears on the register is confidential and will only be disclosed as required by law.

Enrolment Process

All parents are required to complete the school enrolment form and provide the school with a copy of the following:

- proof of the child's identity and date of birth,
- proof of the child's residential address, and
- copies of any family law or other relevant court orders.

Upon receipt of the above to the satisfaction of the school the processing of the parents' enrolment application may begin.

Parents will be invited to attend a pre-enrolment interview or information session with the school once a vacancy is offered.

Monitoring and Enforcement

It is the responsibility of the parents applying for enrolment to be able to verify to the satisfaction of the school that the information provided is true and factual.

The Principal is responsible for the implementation of this Capacity Management Plan and all decisions on enrolments.

This Capacity Management Plan will be reviewed annually.

Dated 29 June 2017.

SUSAN CLOSE, Minister for Education and
Child Development

FISHERIES MANAGEMENT ACT 2007 : SECTION 79

Garfish Commercial Size Limit Increase

TAKE notice that pursuant to Section 79 of the Fisheries Management Act 2007, it is hereby declared that it shall be unlawful for a person fishing pursuant to a fishery licence of the fisheries listed in Schedule 1 to engage in the class of fishing activities or have possession or control of aquatic resources specified in Schedule 2 during the period specified in Schedule 3.

SCHEDULE 1

Marine Scalefish Fishery; Restricted Marine Scalefish Fishery, Southern Zone Rock Lobster Fishery, Lakes and Coorong Fishery, or Northern Zone Rock Lobster Fishery.

SCHEDULE 2

The act of taking, possessing or landing Southern Garfish (*Hyporhamphus melanochir*) in the waters of the State that are less than 25 cm in length when measured from the foremost part of the upper jaw to the end of the tail fin.

SCHEDULE 3

Between 0001 hours on 1 July 2017 until 2359 hours on 30 June 2018.

Dated 30 June 2017.

S. SLOAN, Director,
Fisheries and Aquaculture Policy

FISHERIES MANAGEMENT ACT 2007: SECTION 79

Haul Net Pocket Mesh Size Increase

TAKE notice that pursuant to Section 79 of the Fisheries Management Act 2007, it is hereby declared that it shall be unlawful for a person fishing pursuant to a fishery licence of the fisheries listed in Schedule 1 to engage in the class of fishing activities specified in Schedule 2 during the period specified in Schedule 3.

SCHEDULE 1

Marine Scalefish Fishery; Restricted Marine Scalefish Fishery, Lakes and Coorong Fishery (coastal waters), Southern Zone Rock Lobster Fishery, or Northern Zone Rock Lobster Fishery.

SCHEDULE 2

The act of taking, possessing or landing any fish species in the marine waters of the State (other than Gulf St Vincent; points from which the closing lines are drawn: Cape Jervis (position latitude 35°36'48.51"S, longitude 138°05'44.01"E) to Troubridge Point (position latitude 35°10'04.74", longitude 137°40'38.64"E) (Datum GDA 94) using a haul net that has a pocket mesh size less than 35 mm where knotted mesh is used or less than 36 mm where knotless mesh is used.

SCHEDULE 3

Between 0001 hours on 1 July 2017 until 2359 hours on 11 September 2017.

Dated 30 June 2017.

S. SLOAN, Director,
Fisheries and Aquaculture Policy

FISHERIES MANAGEMENT ACT 2007: SECTION 79

Haul Net Pocket Mesh Size Increase

TAKE notice that pursuant to Section 79 of the Fisheries Management Act 2007, it is hereby declared that it shall be unlawful for a person fishing pursuant to a fishery licence of the fisheries listed in Schedule 1 to engage in the class of fishing activities specified in Schedule 2 during the period specified in Schedule 3.

SCHEDULE 1

Marine Scalefish Fishery; Restricted Marine Scalefish Fishery, Lakes and Coorong Fishery (coastal waters), Southern Zone Rock Lobster Fishery, or Northern Zone Rock Lobster Fishery.

SCHEDULE 2

The act of taking, possessing or landing any fish species in the marine waters contained within Gulf St Vincent, points from which the closing lines are drawn: Cape Jervis (position latitude 35°36'48.51"S, longitude 138°05'44.01"E) to Troubridge Point (position latitude 35°10'04.74"S, longitude 137°40'38.64"E) (Datum GDA 94); using a haul net that has a pocket mesh size less than 35 mm where knotted mesh is used or less than 36 mm where knotless mesh is used.

SCHEDULE 3

Between 0001 hours on 1 July 2017 until 2359 hours on 13 July 2017.

Dated 30 June 2017.

S. SLOAN, Director,
Fisheries and Aquaculture Policy

FISHERIES MANAGEMENT ACT 2007: SECTION 79

Haul Net Pocket Mesh Size Increase

TAKE notice that pursuant to Section 79 of the Fisheries Management Act 2007, it is hereby declared that it shall be unlawful for a person fishing pursuant to a fishery licence of the fisheries listed in Schedule 1 to engage in the class of fishing activities specified in Schedule 2 during the period specified in Schedule 3.

SCHEDULE 1

Marine Scalefish Fishery; Restricted Marine Scalefish Fishery, Lakes and Coorong Fishery (coastal waters), Southern Zone Rock Lobster Fishery, or Northern Zone Rock Lobster Fishery.

SCHEDULE 2

The act of taking, possessing or landing any fish species in all waters of the state (other than Gulf St Vincent waters; points from which the closing lines are drawn: Cape Jervis (position latitude 35°36'48.51"S, longitude 138°05'44.01"E) to Troubridge Point (position latitude 35°10'04.74"S, longitude 137°40'38.64"E) (Datum GDA 94);) using a haul net that has a pocket mesh size less than 35 mm knotted.

SCHEDULE 3

Between 0001 hours on 12 September 2017 until 2359 hours on 30 June 2018.

Dated 30 June 2017.

S. SLOAN, Director,
Fisheries and Aquaculture Policy

FISHERIES MANAGEMENT ACT 2007: SECTION 79

Haul Net Pocket Mesh Size Increase

TAKE notice that pursuant to Section 79 of the Fisheries Management Act 2007, it is hereby declared that it shall be unlawful for a person fishing pursuant to a fishery licence of the fisheries listed in Schedule 1 to engage in the class of fishing activities specified in Schedule 2 during the period specified in Schedule 3.

SCHEDULE 1

Marine Scalefish Fishery; Restricted Marine Scalefish Fishery, Lakes and Coorong Fishery (coastal waters), Southern Zone Rock Lobster Fishery, or Northern Zone Rock Lobster Fishery.

SCHEDULE 2

The act of taking, possessing or landing any fish species in the waters contained within Gulf St Vincent, points from which the closing lines are drawn: Cape Jervis (position latitude 35°36'48.51"S, longitude 138°05'44.01"E) to Troubridge Point (position latitude 35°10'04.74"S, longitude 137°40'38.64"E) (Datum GDA 94); using a haul net that has a pocket mesh size less than 35 mm knotted.

SCHEDULE 3

Between 0001 hours on 2 October 2017 until 2359 hours on 30 June 2018.

Dated 30 June 2017.

S. SLOAN, Director,
Fisheries and Aquaculture Policy

FISHERIES MANAGEMENT ACT 2007: SECTION 79

Notice A—Spencer Gulf Garfish Closure

TAKE notice that pursuant to Section 79 of the Fisheries Management Act 2007, it is hereby declared that it shall be unlawful for a person fishing pursuant to a fishery licence of the fisheries listed in Schedule 1 to engage in the class of fishing

activities or have possession or control of aquatic resources specified in Schedule 2 during the period specified in Schedule 3.

SCHEDULE 1

Marine Scalefish Fishery; Restricted Marine Scalefish Fishery or Northern Zone Rock Lobster Fishery.

SCHEDULE 2

The act of taking, possessing or landing Southern Garfish (*Hyporhamphus melanochir*) in the waters contained within the Spencer Gulf, points from which the closing lines are drawn: Cape Catastrophe (position latitude 34°59'07.15"S, longitude 136°00'11.06"E) to Cape Spencer (position latitude 35°17'59.6"S, longitude 136°52'50.11"E) (Datum GDA 94).

SCHEDULE 3

Between 0001 hours on 14 July 2017 until 2359 hours on 11 September 2017.

Dated 30 June 2017.

S. SLOAN, Director,
Fisheries and Aquaculture Policy

FISHERIES MANAGEMENT ACT 2007: SECTION 79

Notice B—Gulf St Vincent Garfish Closure and Use of Modified Net

TAKE notice that pursuant to Section 79 of the Fisheries Management Act 2007, it is hereby declared that it shall be unlawful for a person fishing pursuant to a fishery licence of the fisheries listed in Schedule 1 to engage in the class of fishing activities or have possession or control of aquatic resources specified in Schedule 2 during the period specified in Schedule 3.

SCHEDULE 1

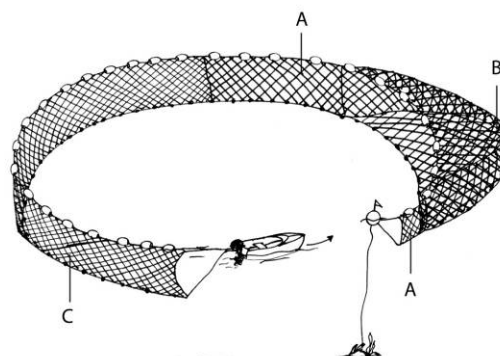
Marine Scalefish Fishery; Restricted Marine Scalefish Fishery or Northern Zone Rock Lobster Fishery.

SCHEDULE 2

The act of taking, possessing or landing Southern Garfish (*Hyporhamphus melanochir*) in the waters contained within Gulf St Vincent, points from which the closing lines are drawn: Cape Jervis (position latitude 35°36'48.51"S, longitude 138°05'44.01"E) to Troubridge Point (position latitude 35°10'04.74"S, longitude 137°40'38.64"E) (Datum GDA 94); and/or

The act of taking, possessing or landing fish using a haul net other than a haul net that has a maximum bunt length of 60 m, a minimum pocket mesh size of 35 mm where knotted mesh is used or 36 mm where knotless mesh is used, a minimum mesh size of 30 mm for panels immediately adjacent to the pocket, a 50 mm minimum mesh size in the remainder of the haul net and a maximum haul net length of 600 m

A diagram of the haul net for the purposes of Schedule 2 is provided below:



Key:

- A. Mesh panel(s) immediately adjacent to the pocket.
- B. Pocket.
- C. Wings (remainder of the net)

The mesh panel(s) immediately adjacent the pocket (A) and the pocket (B) are collectively known as the bunt of the haul net.

SCHEDULE 3

Between 0001 hours on 14 July 2017 until 2359 hours on 1 October 2017.

Dated 30 June 2017.

S. SLOAN, Director,
Fisheries and Aquaculture Policy

FISHERIES MANAGEMENT ACT 2007: SECTION 115

Ministerial Exemption No. ME9902943

TAKE NOTICE that pursuant to Section 115 of the Fisheries Management Act 2007 (the Act), David Wiltshire, of 4 Culvest Street, Parkside, S.A. 5063 (the 'exemption holder') or a person acting as his agent, are exempt from Section 70 and 79 of the Act and Regulation 3, Clause 13 and 14 of Schedule 2 and Regulation 7, Clause 127 of Schedule 6 of the Fisheries Management (General) Regulations 2007, but only insofar as they may engage in the activities specified in Schedule 1, using the gear specified in Schedule 2, (the 'exempted activity'), subject to the conditions specified in Schedule 3, from 7 July 2017 until 7 July 2017, unless varied or revoked earlier.

SCHEDULE 1

The collection of aquatic organisms for the purposes of chemical analysis from the waters of northern Spencer Gulf north of the line commencing at the Mean High Water Springs closest to 33°55'39.942" South 136°34'20.131" East (near Arno Bay) to the Mean High Water Springs closest to 33°55'39.942" South 137°37'14.527" East (Wallaroo Jetty) but excluding:

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

SCHEDULE 2

- Fishing Rods with baited hooks

SCHEDULE 3

1. A maximum of nine individuals of the following species may be taken and retained for research purposes during the period of this exemption.

- (a) Snapper (*Pagrus auratus*)
- (b) King George Whiting (*Syllaginodes punctatus*)
- (c) Western Australian Salmon (*Arripis truttaceus*)
- (d) Giant Cuttlefish (*Sepia apama*)

2. The specimens collected by the exemption holder are for scientific and research purposes only and must not be sold or used for any commercial purpose.

3. Any protected species taken incidentally while undertaking research under this exemption must be returned to the water as soon as possible.

4. The nominated agents of the exemption holder;

- Tony Bramley of 33 Playford Avenue, Whyalla Playford, S.A. 5600.
- Joe Mifrud of 46/40 Thebarton Road, Thebarton, S.A. 5031.

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

5. At least 1 hour before conducting research under this exemption, the exemption holder must contact PIRSA Fishwatch on 1800 065 522 and answer a series of questions about the proposed activity. The exemption holder will need to have a copy of this notice in their possession at the time of making the call, and be able to provide information about the area and time of the activity, the vehicles and/or boats involved, the number of permit holders undertaking the exempted activity and other related questions.

6. The exemption holder must provide a report in writing detailing the activities carried out pursuant to this notice to the Director, Fisheries and Aquaculture Policy (G.P.O. Box 1625, Adelaide, S.A. 5001) by the 31 August 2017, of the exempted activity with the following details:

- The date and location of sampling.
- The gear used.
- The number and description of all species collected.
- Any interaction with threatened, endangered or protected species.
- Any other information regarding size, breeding or anything deemed relevant or of interest that is able to be volunteered.

7. While engaging in the exempted activity, the exemption holder or agents must be in possession of a copy of this exemption and be able to produce it to a Fisheries Officer if requested.

8. The exemption holders or a person acting as an agent must not contravene or fail to comply with the Act or any regulations made under it, 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.

Dated 6 July 2017.

S. SLOAN, Director,
Fisheries and Aquaculture Policy

FISHERIES MANAGEMENT (PRAWN FISHERIES)
REGULATIONS 2006*Fishing Run for the West Coast Prawn Fishery*

TAKE notice that pursuant to Regulation 9A of the Fisheries Management (Prawn Fisheries) Regulations 2006, the notice dated 21 March 2017, prohibiting fishing activities in the West Coast Prawn Fishery is hereby varied such that it will not be unlawful for a person fishing pursuant to a West Coast Prawn Fishery licence to use prawn trawl nets in the areas specified in Schedule 1, during the period specified in Schedule 2, and under the conditions specified in Schedule 3.

SCHEDULE 1

The waters of the West Coast Prawn Fishery.

SCHEDULE 2

Commencing at sunset on 15 August 2017 and ending at sunrise on 29 August 2017.

SCHEDULE 3

1. Each licence holder must ensure that a representative sample of catch (a 'bucket count') is taken at least 3 times per night during the fishing activity.

2. Each 'bucket count' sample must be accurately weighed to 7 kg where possible and the total number of prawns contained in the bucket must be recorded on the daily catch and effort return.

3. Fishing must cease if one of the following limits is reached:

- (a) A total of 14 nights of fishing are completed;
- (b) The average catch per vessel, per night (for all 3 vessels) drops below 300 kg for two consecutive nights;
- (c) The average 'bucket count' exceeds 270 prawns per bucket on any single fishing night in the Ceduna area;
- (d) The average 'bucket count' for all 3 vessels exceeds 240 prawns per bucket on any single fishing night in the Coffin Bay area; or
- (e) The average 'bucket count' for all 3 vessels exceeds 240 prawns per bucket on any single fishing night in the Venus Bay area.

4. The fleet must nominate a licence holder to provide a daily update by telephone or SMS message to the Prawn Fishery Manager on 0477 396 367, to report the average prawn catch per vessel and the average prawn 'bucket count' information.

5. No fishing activity may be undertaken after the expiration of 30 minutes from the prescribed time of sunrise and no fishing activity may be undertaken before the prescribed time of sunset for Adelaide (as published in the *South Australian Government Gazette* pursuant to the requirements of the Proof of Sunrise and Sunset Act 1923) during the period specified in Schedule 2.

Dated 6 July 2017.

S. SHANKS, Prawn Fisheries Manager

FISHERIES MANAGEMENT (PRAWN FISHERIES)
REGULATIONS 2006

Fishing Run for the Spencer Gulf Prawn Fishery

TAKE notice that pursuant to Regulation 9A of the Fisheries Management (Prawn Fisheries) Regulations 2006, the notice dated 23 May 2017, prohibiting fishing activities in the Spencer Gulf Prawn Fishery is hereby varied such that it will not be unlawful for a person fishing pursuant to a Spencer Gulf Prawn Fishery licence to use prawn trawl nets in the areas specified in Schedule 1, during the period specified in Schedule 2, and under the conditions specified in Schedule 3.

SCHEDULE 1

The waters of the Spencer Gulf Prawn Fishery:

- (a) Except the Northern area, which is defined as the area north of the following index points:

Latitude	33°32.00S	Longitude	137°17.00E
Latitude	33°32.00S	Longitude	137°33.00E
Latitude	33°37.00S	Longitude	137°33.00E
Latitude	33°46.00S	Longitude	137°44.00E

- (b) Except the Southern closure area, which is defined as the area within the north of the following index points:

Latitude	33°41.00S	Longitude	137°06.00E
Latitude	33°52.00S	Longitude	137°15.00E
Latitude	33°56.20S	Longitude	137°13.30E
Latitude	33°57.60S	Longitude	137°11.13E
Latitude	33°59.00S	Longitude	137°12.00E
Latitude	34°11.00S	Longitude	136°58.00E
Latitude	34°14.00S	Longitude	136°58.00E
Latitude	34°14.00S	Longitude	136°54.50E
Latitude	34°18.00S	Longitude	136°54.50E
Latitude	34°27.00S	Longitude	136°48.00E
Latitude	34°27.00S	Longitude	136°54.00E
Latitude	34°38.00S	Longitude	136°46.00E
Latitude	34°38.00S	Longitude	136°33.00E
Latitude	34°17.00S	Longitude	136°51.10E
Latitude	34°17.00S	Longitude	136°41.40E
Latitude	34°05.00S	Longitude	136°48.00E
Latitude	34°05.00S	Longitude	136°41.20E
Latitude	34°02.00S	Longitude	136°46.40E
Latitude	34°01.20S	Longitude	136°45.75E
Latitude	33°59.10S	Longitude	136°49.35E
Latitude	33°50.00S	Longitude	136°42.00E

- (c) Except the Wardang Closure area, which is defined as the waters within the following closure index points:

Latitude	34°10.00S	Longitude	137°28.00E
Latitude	34°21.00S	Longitude	137°12.00E
Latitude	34°45.00S	Longitude	137°15.00E
Latitude	34°48.53S	Longitude	137°09.45E
Latitude	34°48.53S	Longitude	137°06.00E
Latitude	34°50.75S	Longitude	137°06.00E
Latitude	34°54.00S	Longitude	137°01.00E

- (d) Except the Corny closure area, which is defined as the waters within the following closure index points:

Latitude	34°27.00S	Longitude	136°53.00E
Latitude	34°27.00S	Longitude	137°02.00E
Latitude	34°35.00S	Longitude	136°56.00E
Latitude	34°48.60S	Longitude	136°52.00E
Latitude	34°54.00S	Longitude	136°52.00E
Latitude	34°54.00S	Longitude	136°48.50E
Latitude	34°49.50S	Longitude	136°48.50E
Latitude	34°49.50S	Longitude	136°40.50E
Latitude	34°39.50S	Longitude	136°40.50E

- (e) Except the Thistle closure area, which is defined as the waters within the following closure index points:

Latitude	34°52.50S	Longitude	136°17.00E
Latitude	34°52.50S	Longitude	136°24.00E
Latitude	34°59.00S	Longitude	136°24.00E
Latitude	34°59.00S	Longitude	136°17.00E

SCHEDULE 2

Commencing at sunset on 22 June 2017 and ending at sunrise on 1 July 2017.

SCHEDULE 3

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

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

3. Fishing must cease:

- (a) in the area north of the fishing area known as the 'Mid/North Gulf' (as described on page 48 of the Management Plan for the South Australian Commercial Spencer Gulf Prawn Fishery October 2014) if the average catch per vessel, per night (based on the best information available to the committee at sea) drops below 500 kg.
- (b) in the area of the 'Mid/North Gulf' south of latitude 33°32.00S if four fishing nights are completed or the average catch per vessel, per night (based on the best information available to the committee at sea) drops below 500 kg.
- (c) in the area known as the 'Southern Gulf' area (as described on page 48 in the Management Plan for the South Australian Commercial Spencer Gulf Prawn Fishery October 2014) if the average catch per vessel, per night (based on the best information available to the committee at sea) drops below 350 kg per vessel for two consecutive nights.

4. Fishing must cease in an area in the Mid/North Gulf if the average prawn bucket count for all vessels (based on the best information available to the committee at sea) exceeds 260 prawns per 7 kg; or in an area in the Southern Gulf if the average bucket count for all vessels exceeds 260 prawns per 7 kg (based on the best information available to the committee at sea).

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

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

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

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

Dated 19 June 2017.

S. SHANKS, Prawn Fisheries Manager

FISHERIES MANAGEMENT (PRAWN FISHERIES)
REGULATIONS 2006

Fishing Run for the West Coast Prawn Fishery

TAKE notice that pursuant to Regulation 9A of the Fisheries Management (Prawn Fisheries) Regulations 2006, the notice dated 21 March 2017, prohibiting fishing activities in the West Coast Prawn Fishery is hereby varied such that it will not be unlawful for a person fishing pursuant to a West Coast Prawn Fishery licence to use prawn trawl nets in the areas specified in Schedule 1, during the period specified in Schedule 2, and under the conditions specified in Schedule 3.

SCHEDULE 1

The waters of the West Coast Prawn Fishery.

SCHEDULE 2

Commencing at sunset on 18 June 2017 and ending at sunrise on 1 July 2017.

SCHEDULE 3

1. Each licence holder must ensure that a representative sample of catch (a 'bucket count') is taken at least three times per night during the fishing activity.

2. Each 'bucket count' sample must be accurately weighed to 7 kg where possible and the total number of prawns contained in the bucket must be recorded on the daily catch and effort return.

3. Fishing must cease if one of the following limits is reached:
- The average catch per vessel, per night (for all three vessels) drops below 300 kg for two consecutive nights;
 - The average 'bucket count' exceeds 270 prawns per bucket on any single fishing night in the Ceduna area;
 - The average 'bucket count' for all three vessels exceeds 240 prawns per bucket on any single fishing night in the Coffin Bay area; or
 - The average 'bucket count' for all three vessels exceeds 240 prawns per bucket on any single fishing night in the Venus Bay area.

4. The fleet must nominate a licence holder to provide a daily update by telephone or SMS message to the Prawn Fishery Manager on 0477 396 367, to report the average prawn catch per vessel and the average prawn 'bucket count' information.

5. No fishing activity may be undertaken after the expiration of 30 minutes from the prescribed time of sunrise and no fishing activity may be undertaken before the prescribed time of sunset for Adelaide (as published in the *South Australian Government Gazette* pursuant to the requirements of the Proof of Sunrise and Sunset Act 1923) during the period specified in Schedule 2.

Dated 15 June 2017.

S. SHANKS, Prawn Fisheries Manager

FISHERIES MANAGEMENT (PRAWN FISHERIES) REGULATIONS 2006

Fishing Run for the West Coast Prawn Fishery

TAKE notice that pursuant to Regulation 9A of the Fisheries Management (Prawn Fisheries) Regulations 2006, the notice dated 21 March 2017, prohibiting fishing activities in the West Coast Prawn Fishery is hereby varied such that it will not be unlawful for a person fishing pursuant to a West Coast Prawn Fishery licence to use prawn trawl nets in the areas specified in Schedule 1, during the period specified in Schedule 2, and under the conditions specified in Schedule 3.

SCHEDULE 1

The waters of the West Coast Prawn Fishery.

SCHEDULE 2

Commencing at sunset on 13 September 2017 and ending at sunrise on 28 September 2017.

SCHEDULE 3

1. Each licence holder must ensure that a representative sample of catch (a 'bucket count') is taken at least three times per night during the fishing activity.

2. Each 'bucket count' sample must be accurately weighed to 7 kg where possible and the total number of prawns contained in the bucket must be recorded on the daily catch and effort return.

3. Fishing must cease if one of the following limits is reached:
- A total of 14 nights of fishing are completed;
 - The average catch per vessel, per night (for all 3 vessels) drops below 300 kg for two consecutive nights;
 - The average 'bucket count' exceeds 270 prawns per bucket on any single fishing night in the Ceduna area;
 - The average 'bucket count' for all three vessels exceeds 240 prawns per bucket on any single fishing night in the Coffin Bay area; or
 - The average 'bucket count' for all three vessels exceeds 240 prawns per bucket on any single fishing night in the Venus Bay area.

4. The fleet must nominate a licence holder to provide a daily update by telephone or SMS message to the Prawn Fishery Manager on 0477 396 367, to report the average prawn catch per vessel and the average prawn 'bucket count' information.

5. No fishing activity may be undertaken after the expiration of 30 minutes from the prescribed time of sunrise and no fishing activity may be undertaken before the prescribed time of sunset for Adelaide (as published in the *South Australian Government*

Gazette pursuant to the requirements of the Proof of Sunrise and Sunset Act 1923) during the period specified in Schedule 2.

Dated 7 July 2017.

S. SHANKS, Prawn Fisheries Manager

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 date of Gazetteal:

Marcus Grimshaw,
Jo-anne Drummond

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

A. GROVES, Chief Psychiatrist

NATIONAL GAS LAW

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

Under s 308, the making of a draft determination and related draft rule on the *Improvements to Natural Gas Bulletin Board* (Ref. GRC0040) proposal. Written requests for a pre-determination hearing must be received by **18 July 2017**. Submissions must be received by **22 August 2017**.

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

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

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

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

www.aemc.gov.au

11 July 2017.

NATIVE VEGETATION ACT 1991

Public Consultation on the Interim Guideline for the Operation of Section 29 (4a) for the Clearance of Scattered Trees

NOTICE is hereby given, pursuant to Section 25 of the Native Vegetation Act 1991, that members of the public are invited to make comment to the Native Vegetation Council of South Australia on matters relating to the interim Guideline for:

Significant Environmental Benefit for the Clearance of Scattered Trees

This Guideline in sets out the conditions and the circumstances that give justification to the consent from the Native Vegetation Council when clearance of native vegetation is seriously at variance with the Principles of the Native Vegetation Act 1991.

Copies of the interim Guideline are available for inspection and can be obtained by:

- Writing to the Governance and Policy Officer, Native Vegetation Branch, Department of Environment, Water and Natural Resources, G.P.O. Box 1047, Adelaide, S.A. 5001.
- In person from the Governance and Policy Officer, Native Vegetation Branch, Level 9, 81-95 Waymouth Street, Adelaide, S.A. 5000, during normal business hours.
- Email nvc@sa.gov.au.

- Visit www.environment.sa.gov.au/nativevegetation to view copies on line.

Enquiries and comments in relation to the interim Guidelines must be made in writing to the Governance and Policy Officer, Native Vegetation Branch, Department of Environment, Water and Natural Resources, G.P.O. Box 1047, Adelaide, S.A. 5001 or nvc@sa.gov.au no later than 7 September 2017.

E. JENKE, Presiding Member,
Native Vegetation Council

NATIVE VEGETATION REGULATIONS 2017

Public Consultation on the Interim Guideline for the Operation of Regulation 11 (24) for the Maintenance of Existing Agriculture, Forestry or Farming

NOTICE is hereby given, pursuant to Section 25 of the Native Vegetation Act 1991, that members of the public are invited to make comment to the Native Vegetation Council of South Australia on matters relating to the interim Guideline for:

Maintenance of Existing Agriculture, Forestry or Farming

This Guideline sets out the requirements and the circumstances where clearance on land that has been consistently used for maintaining existing agriculture, forestry or farming purposes over the past 10 years. The Guideline also sets out the Native Vegetation Council's requirement for an approved Management Plan.

Copies of the interim Guideline are available for inspection and can be obtained by:

- Writing to the Governance and Policy Officer, Native Vegetation Branch, Department of Environment, Water and Natural Resources, G.P.O. Box 1047, Adelaide, S.A. 5001.
- In person from the Governance and Policy Officer, Native Vegetation Branch, Level 9, 81-95 Waymouth Street, Adelaide, S.A. 5000, during normal business hours.
- Email nvc@sa.gov.au.
- Visit www.environment.sa.gov.au/nativevegetation to view copies online.

Enquiries and comments in relation to the interim Guidelines must be made in writing to the Governance and Policy Officer, Native Vegetation Branch, Department of Environment, Water and Natural Resources, G.P.O. Box 1047, Adelaide, S.A. 5001 or nvc@sa.gov.au no later than 7 September 2017.

E. JENKE, Presiding Member,
Native Vegetation Council

PASSENGER TRANSPORT ACT 1994

Concession Cards—Provincial City and State Government Contracted Regional Bus Services throughout South Australia

TAKE notice that pursuant to Regulation 149(1)(c) of the Passenger Transport Regulations 2009, I, the Hon Stephen Campbell Mullighan MP, Minister for Transport and Infrastructure, do hereby determine the following cards as outlined in Schedule 1 as a concession card providing transport concession (as detailed) on all Provincial City and State Government Contracted Regional Bus Services throughout South Australia.

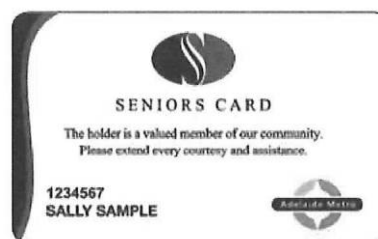
SCHEDULE 1



PENSIONER CONCESSION CARD issued by the Department of Human Services, Australian Government (through Centrelink).

Holders of a valid Pensioner Concession Card issued by Centrelink are entitled to travel at concession holder fares on all Provincial City and State Government Contracted Regional Bus Services throughout South Australia.

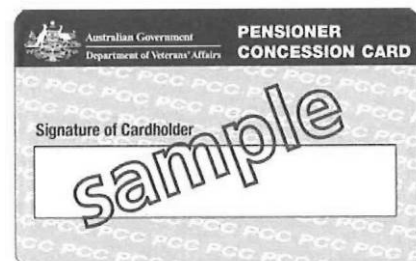
Spouses and dependents listed on the Pensioner Concession Card are not entitled to travel at concession fares.



SENIORS CARD issued by the Department for Health and Ageing, Government of South Australia.

Holders of a Seniors Card are entitled to travel at concession holder fares on all Provincial City and State Government Contracted Regional Bus Services throughout South Australia.

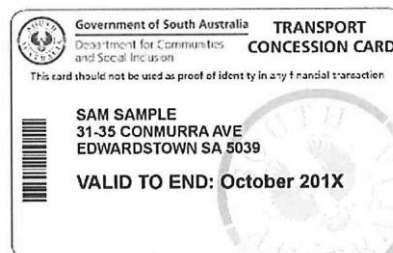
Seniors Cards issued in the other States and Territories of Australia, are accepted for concession travel in the Adelaide Metropolitan area and regional South Australia.



PENSIONER CONCESSION CARD issued by the Department of Veteran's Affairs, Australian Government.

Holders of a valid Pensioner Concession Card issued by the Department of Veteran Affairs are entitled to travel at concession holder fares on all Provincial City and State Government Contracted Regional Bus Services throughout South Australia.

Spouses and dependents listed on the Pensioner Concession Card are not entitled to travel at concession fares.



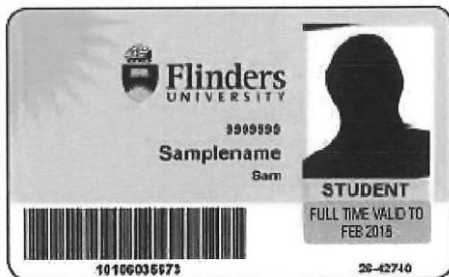
TRANSPORT CONCESSION CARD issued by the Department for Communities and Social Inclusion, South Australian Government.

Transport Concession Cards are provided to persons or their dependants, who are currently receiving an eligible Centrelink allowance.

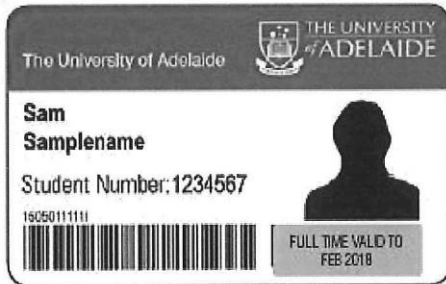
Holders of the Transport Concession card are entitled to concession travel on all Provincial City and State Government Contracted Regional Bus services throughout South Australia.



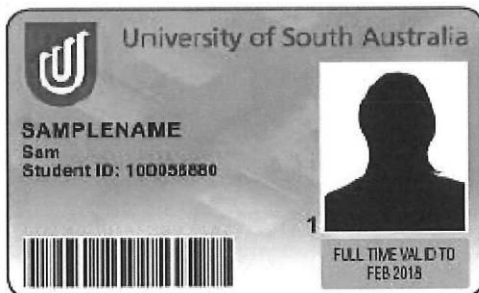
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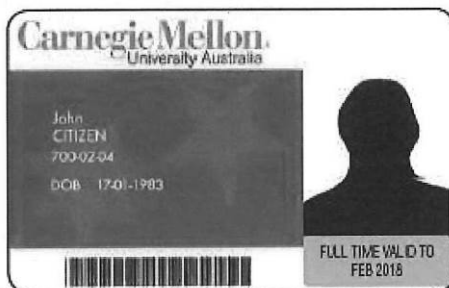
Flinders University



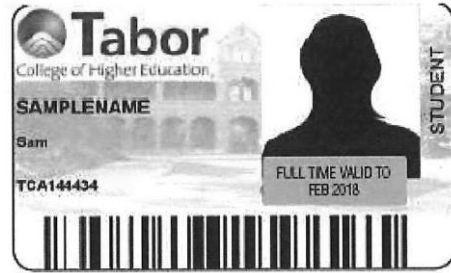
The University of Adelaide



University of South Australia



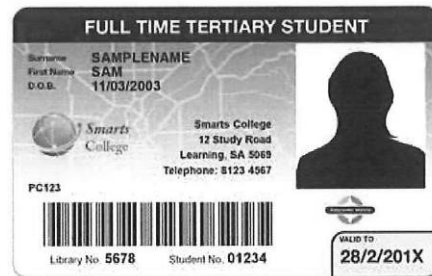
Carnegie Mellon University



Tabor Adelaide

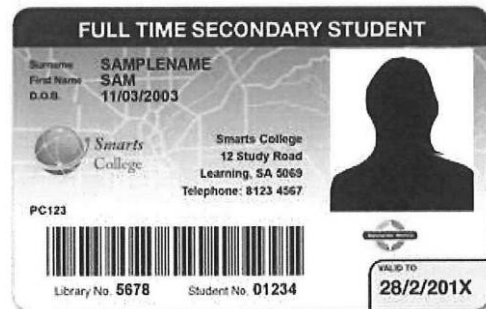
SOUTH AUSTRALIAN UNIVERSITY and TAFE STUDENT IDENTIFICATION CARDS issued by TAFE SA, Flinders University, The University of Adelaide, University of South Australia, Carnegie Mellon University and Tabor College.

Students studying fulltime and attending full time (on campus), at the above universities are issued with a photographic identification card for the duration of their enrolment. These cards have been approved by the Department of Planning, Transport and Infrastructure, for concession fare travel on all Provincial City and State Government Contracted Regional Bus Services throughout South Australia.



FULL TIME TERTIARY STUDENT CONCESSION CARD approved by the Department on Planning, Transport and Infrastructure, South Australian Government, issued by authorised Registered Training Organisations.

Students studying full time and attending full time (on campus), are eligible to receive a Full Time Tertiary Student concession card which entitles them to concession fare travel on all Provincial City and State Government Contracted Regional Bus Services throughout South Australia.



FULL TIME SECONDARY STUDENT CONCESSION CARD approved by the Department of Planning, Transport and Infrastructure, South Australian Government, issued by authorised South Australian secondary schools.

Full time South Australian secondary students aged 15 years and over are eligible to travel at student rate on all Provincial City and State Government Contracted Regional Bus Services throughout South Australia providing they are the holder of an approved Full Time Secondary Student concession card; this includes adults undertaking full time secondary study.

Full time students under 15 years of age travel at the student rate on all Provincial City and State Government Contracted Regional Bus Services throughout South Australia. They are not required to hold identification cards.

PASSENGER TRANSPORT ACT 1994
Concession Cards—Adelaide Metro Regular
Passenger Transport Services

TAKE notice that pursuant to Regulation 149 (1) (c) of the Passenger Transport Regulations 2009, I, the Hon Stephen Campbell Mullighan MP, Minister for Transport and Infrastructure, do hereby determine the following cards as outlined in Schedule 1 as a concession card providing transport concession (as detailed) on all Adelaide Metro regular passenger transport services.

SCHEDULE 1



PENSIONER CONCESSION CARD issued by the Department of Human Services, Australian Government (through Centrelink).

Holders of a valid Pensioner Concession Card issued by Centrelink are entitled to travel at concession holder fares on all Adelaide Metro bus, train and tram services.

Spouses and dependents listed on the Pensioner Concession Card are not entitled to travel at concession fares.



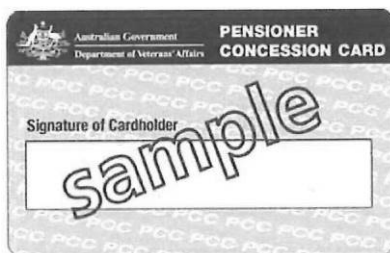
SENIORS CARD issued by the Department for Health and Ageing, Government of South Australia.

Holders of a Seniors Card issued by the Department for Health and Ageing Seniors Card Unit are entitled to free travel on all Adelaide Metro services at the following times:

- weekdays before 7.01 a.m., between 9.01 a.m. to 3.00 p.m. and after 7.00 p.m.; and
- all day Saturday, Sunday and public holidays.

At all other times, holders of the Seniors Card are entitled to travel at concession fares.

Seniors Cards issued in the other States and Territories of Australia, are accepted for concession travel in Adelaide Metro and Regional South Australia.



PENSIONER CONCESSION CARD issued by the Department of Veteran's Affairs, Australian Government.

Holders of a valid Pensioner Concession Card issued by the Department of Veteran Affairs are entitled to travel at concession holder fares on all Adelaide Metro bus, train and tram services.

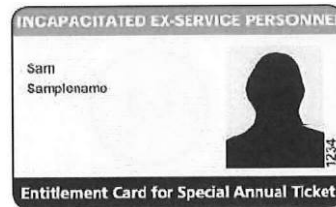
Spouses and dependents listed on the Pensioner Concession Card are not entitled to travel at concession fares.



DVA HEALTH CARD issued by the Department of Veteran's Affairs, Australian Government.

South Australians who hold a valid DVA Health Card clearly marked with the words 'All Conditions within Australia', issued by the Department of Veterans' Affairs are entitled to travel at concession fares on all Adelaide Metro bus, train and tram services.

The South Australian cards have file numbers with the prefix 'S'. War Widows and Widower Gold Cards have a file number with the prefix 'S' and the suffix 'A'.



INCAPACITATED EX-SERVICE PERSONNEL—ENTITLEMENT CARD AND SPECIAL ANNUAL TICKET issued by the Department of Planning, Transport and Infrastructure, South Australian Government.

War veterans in receipt of a TPI, Intermediate Rate, Extreme Disablement Adjustment or 100% of Department of Veterans' Affairs General Rate Disability Pension are entitled to free travel on all Adelaide Metro bus, train and tram services. The Department of Veteran's Affairs, is responsible for determining eligibility and providing the eligible applicant's details to the Department of Planning, Transport and Infrastructure.

Free travel is provided by way of a Metrocard Special Pass.



TRAVEL PASS for PERSON WITH VISION IMPAIRMENT issued by the Department of Planning, Transport and Infrastructure, South Australian Government.

People with a vision impairment who are legally blind (as per the definition of permanent blindness in the Social Security Act 1991—Commonwealth) are issued with a Travel Pass for Person with Vision Impairment card. The Travel Pass entitles the holder to free travel on all Adelaide Metro bus, train and tram services.



PLUS ONE FREE COMPANION card issued by the Department of Planning, Transport and Infrastructure, South Australian Government.

The holder of a Plus One Free Companion card issued under the South Australian Transport Subsidy Scheme (SATSS) travelling with a valid Metrocard or special pass is entitled to have a companion travel with them at no cost. The card is issued in the name of the card holder and not the companion.



TRANSPORT CONCESSION CARD issued by the Department for Communities and Social Inclusion, South Australian Government.

Transport Concession Cards are provided to persons or their dependants, who are currently receiving an eligible Centrelink allowance. The holder of the card is entitled to concession fare travel on all Adelaide Metro bus, train and tram services.

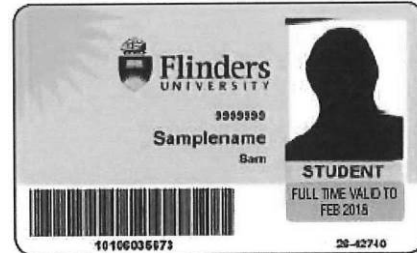


COMPANION CARD issued by the Department for Communities and Social Inclusion, South Australian Government in conjunction with the National Disability Services South Australian Division.

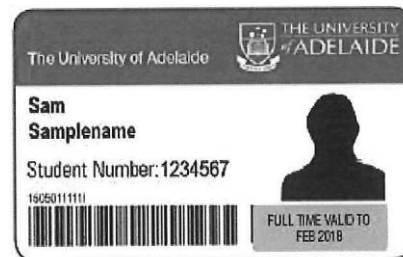
Holders of a Companion Card are able to travel on all Adelaide Metro bus, train and tram services throughout Metropolitan Adelaide accompanied by a companion or carer. Whilst the Companion Card holder must be in possession of a valid Metrocard, single or daytrip ticket and concession card (if applicable), the companion or carer will travel free.



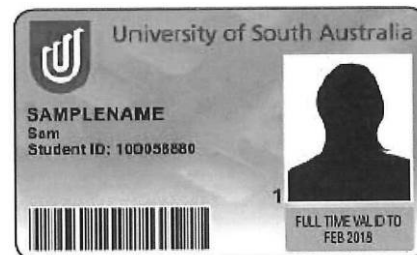
TAFE SA



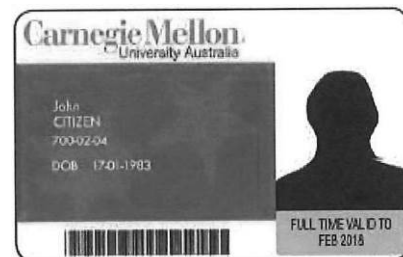
Flinders University



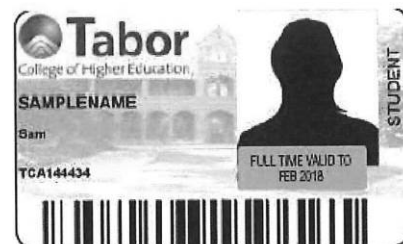
The University of Adelaide



University of South Australia



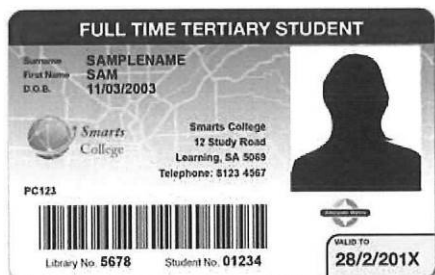
Carnegie Mellon University



Tabor College

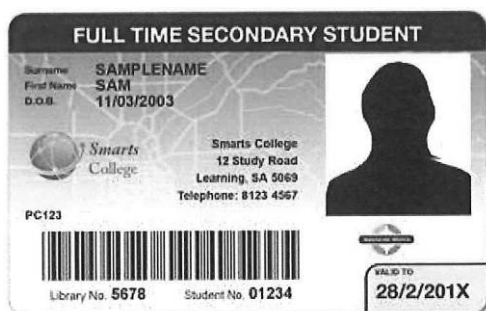
SOUTH AUSTRALIAN UNIVERSITY and TAFE STUDENT IDENTIFICATION CARDS issued by TAFE SA, Flinders University, The University of Adelaide, University of South Australia, Carnegie Mellon University and Tabor College.

Students studying full time and attending full time (on campus), at the above universities are issued with a photographic identification card for the duration of their enrolment. These cards have been approved by the Department of Planning, Transport and Infrastructure for concession fare travel on all Adelaide Metro bus, train and tram services.



FULL TIME TERTIARY STUDENT CONCESSION CARD approved by the Department of Planning, Transport and Infrastructure, South Australian Government, issued by authorised Registered Training Organisations.

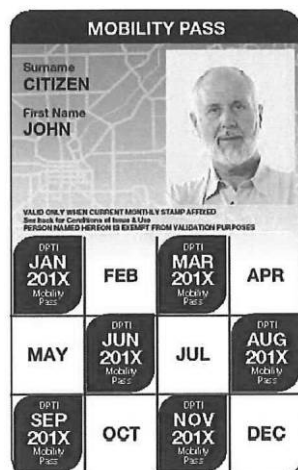
Students studying full time and attending full time (on campus), are eligible to receive a Full Time Tertiary Student concession card which entitles them to concession fare travel on all Adelaide Metro bus, train and tram services.



FULL TIME SECONDARY STUDENT CONCESSION CARD approved by the Department of Planning, Transport and Infrastructure, South Australian Government, issued by authorised South Australian secondary schools.

Full time South Australian secondary students aged 15 years and over are eligible to travel at student rate Adelaide Metro services providing they are the holder of an approved Full Time Secondary Student concession card; this includes adults undertaking full time secondary study.

Full time students under 15 years of age travel at the student rate on all Adelaide Metro services. They are not required to hold identification cards.



MOBILITY PASS issued by the Department of Planning, Transport and Infrastructure, South Australian Government.

The Mobility Pass exempts the holder from Metrocard validation requirements and a valid Mobility Pass entitles the holder to unlimited travel/transfer (during the validated month) on all Adelaide Metro services.

A Mobility Pass is only valid if a sticker is affixed to the relevant month. Monthly stickers can be purchased on presentation of the Mobility Pass at the Adelaide Metro Info Centres.

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Application for the Renewal of Associated Activities Licence—AAL 195

PURSUANT to Section 65 (6) of the Petroleum and Geothermal Energy Act 2000 (the Act) and Delegation dated 31 March 2017, notice is hereby given that an application for the renewal of Associated Activities Licence AAL 195 within the area described below has been received from:

Santos Limited

The renewal application will be determined on or after 8 August 2017.

Description of Renewal Area

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

28°26'00"S 140°28'08.29"E GDA94
 28°26'00"S 140°28'10.20"E GDA94
 28°26'17.57"S 140°28'04.45"E GDA94
 28°27'33.41"S 140°27'41.75"E GDA94
 28°27'46.41"S 140°27'38.68"E GDA94
 28°27'46.07"S 140°27'36.88"E GDA94
 28°27'33.05"S 140°27'39.96"E GDA94
 28°26'17.13"S 140°28'02.67"E GDA94

Area: 0.17 km² approximately.

Dated 5 July 2017.

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

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Suspension of Petroleum Exploration Licence—PEL 117

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 13 August 2017 until 12 November 2017, under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 31 March 2017.

The expiry date of PEL 117 is now determined to be 4 July 2019.

Dated 6 July 2017.

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

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Suspension of Petroleum Exploration Licences—PELs 118, 119, 568 and 569

PURSUANT to Section 90 of the Petroleum and Geothermal Energy Act 2000, notice is hereby given that the abovementioned Petroleum Exploration Licences have been suspended for the period from and including 31 July 2017 to 30 October 2017, under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 31 March 2017.

The expiry date of PELs 118 and 119 is now determined to be 2 April 2021.

The expiry date of PELs 568 and 569 is now determined to be 17 March 2020.

Dated 6 July 2017.

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

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

*Suspension of Petroleum Exploration Licences—
PELs 120, 121 and 122*

PURSUANT to Section 90 of the Petroleum and Geothermal Energy Act 2000, notice is hereby given that the abovementioned Petroleum Exploration Licences have been suspended for the period from and including 16 August 2017 to 15 November 2017, under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 31 March 2017.

The expiry date of PEL 120 is now determined to be 3 January 2019.

The expiry date of PELs 121 and 122 is now determined to be 4 July 2019.

Dated 6 July 2017.

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

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

*Suspension of Petroleum Exploration Licences—
PELs 123 and 124*

PURSUANT to Section 90 of the Petroleum and Geothermal Energy Act 2000, notice is hereby given that the abovementioned Petroleum Exploration Licences have been suspended for the period from and including 14 October 2017 to 13 January 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 123 is now determined to be 4 January 2023.

The expiry date of PEL 124 is now determined to be 5 January 2023.

Dated 6 July 2017.

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

RADIATION PROTECTION AND CONTROL ACT 1982

SECTION 44

*Notice by Delegate of the Minister for Sustainability,
Environment and Conservation*

PURSUANT to Section 44 of the Radiation Protection and Control Act 1982, I, Amanda Fortanier, Team Leader, Radiation Health, Environment Protection Authority, being a person to whom the powers of the Minister under that Section have been delegated under the Act, exempt owners of an ionising radiation apparatus operable for the purposes of a trial or demonstration from the requirement to register that apparatus under Section 32 of the Radiation Protection and Control Act 1982, subject to the following conditions:

1. This exemption only applies to ionising radiation apparatus, not including apparatus containing a sealed radioactive source, operable for the purposes of a trial or demonstration of that apparatus for a period not exceeding 6 weeks in any calendar year.

2. The owner of the ionising radiation apparatus referred to in Condition 1 must not provide the apparatus to a person for a

trial or demonstration unless that person is authorised to be in possession of a radiation source of the class and type being provided to them.

3. The owner of the ionising radiation apparatus referred to in Condition 1 must, at least 7 days before commencement of the trial or demonstration or, if the apparatus is to be transported to South Australia for the trial or demonstration, at least 7 days before entry of the apparatus into South Australia, provide the Environment Protection Authority with a written notice containing:

- (a) the name of the person providing the apparatus for a trial or demonstration; and
- (b) the name of the person to whom the apparatus will be provided for a trial or demonstration; and
- (c) the dates of which the trial or demonstration will be conducted; and
- (d) the dates of which the apparatus will be located in South Australia; and
- (e) a statement setting out the make, model, class or kind of apparatus that will be provided for a trial or demonstration and the address at which the trial or demonstration will be conducted.

4. If before or during the course of the trial or demonstration, a change occurs to any of the information supplied in the notice served in accordance with Condition 3, the owner of the ionising radiation apparatus must provide the Environment Protection Authority with a written notice setting out in full the details of the change to, or information additional to, the information supplied in the notice.

5. The owner of the ionising radiation apparatus referred to in Condition 1 must, when directed to do so by the Environment Protection Authority, provide the Environment Protection Authority with a written report containing the information listed in Condition 3 and any additional information requested in relation to the trial or demonstration of the ionising radiation apparatus.

6. The owner of the ionising radiation apparatus referred to in Condition 1 must ensure at all times that the trial or demonstration apparatus complies with the requirements of the Regulations relevant to that apparatus.

7. This exemption shall take effect commencing on the date of publication of this Notice in the *Government Gazette*.

Dated 30 June 2017.

A. J. FORTANIER, Delegate of the Minister
for Sustainability, Environment and Conservation

RADIATION PROTECTION AND CONTROL ACT 1982

SECTION 44

*Notice by Delegate of the Minister for Sustainability,
Environment and Conservation*

PURSUANT to Section 44 of the Radiation Protection and Control Act 1982, I, Amanda June Fortanier, Team Leader, Radiation Health, Environment Protection Authority, being a person to whom the powers of the Minister under that Section have been delegated under the Act, exempt persons from the requirement to hold a licence under Section 31 of the Radiation Protection and Control Act 1982 subject to the following condition:

1. This exemption only applies to persons who operate a fixed radiation gauge containing an ionising radiation apparatus, under the directions of a person who holds a licence under Section 31 of the Act to operate such apparatus, and does not apply to persons who install, maintain or service gauges.

This exemption shall take effect commencing on the date of publication of this Notice in the *Government Gazette*.

Dated 30 June 2017.

A. J. FORTANIER, Delegate of the Minister
for Sustainability, Environment and Conservation

RADIATION PROTECTION AND CONTROL ACT 1982

SECTION 44

*Notice by Delegate of the Minister for Sustainability,
Environment and Conservation*

PURSUANT to Section 44 of the Radiation Protection and Control Act 1982, I, Amanda June Fortanier, Team Leader, Radiation Health, Environment Protection Authority, being a person to whom the powers of the Minister under that Section have been delegated under the Act, exempt the Central Local Adelaide Health Network Incorporated from the provisions of Section 30 of the Radiation Protection and Control Act 1982, in respect of an Iridium-192 sealed radioactive source contained in the Varian high dose rate brachytherapy treatment unit, subject to the following conditions:

1. The Iridium-192 sealed radioactive source replaces an Iridium-192 source in the Varian unit; and
2. The source originally contained in the Varian unit remains registered under Section 30 of the Act by the original registered owner; and
3. The maximum activity of the source replacing a source in the unit does not exceed 555GBq and is of the same chemical and physical form as the source it is replacing; and
4. A register of the Iridium-192 sources for the Varian unit (a record of the serial numbers of the fixed treatment unit and sources) is maintained by the registered owner; and
5. Any sealed radioactive source which is removed from the unit must be returned to its supplier.

This exemption shall take effect commencing on the date of publication of this Notice in the *Government Gazette*.

Dated 30 June 2017.

A. J. FORTANIER, Delegate of the Minister
for Sustainability, Environment and Conservation

RADIATION PROTECTION AND CONTROL ACT 1982

SECTION 44

*Notice by Delegate of the Minister for Sustainability,
Environment and Conservation*

PURSUANT to Section 44 of the Radiation Protection and Control Act 1982, I, Amanda Fortanier, Team Leader, Radiation Health, Environment Protection Authority, being a person to whom the powers of the Minister under that Section have been delegated under the Act, exempt from the requirement to hold a licence under Section 28 of the Radiation Protection and Control Act 1982 persons not usually resident in South Australia, subject to the following conditions:

1. This exemption only applies to persons who:
 - (a) come to South Australia to use or handle sealed radioactive sources contained in a source container, device, instrument, article or thing for purposes of maintaining, servicing, repairing or installing the source container, device, instrument, article or thing for a period not exceeding six weeks in any calendar year; and
 - (b) hold the required authority in their usual place of residence to carry out such work.
2. The exemption from the requirements of Section 28 of the Radiation Protection and Control Act 1982 published in the *Government Gazette* on 12 January 1989 is hereby revoked.
3. This exemption shall take effect commencing on the date of publication of this Notice in the *Government Gazette*.

Dated 30 June 2017.

A. J. FORTANIER, Delegate of the Minister
for Sustainability, Environment and Conservation

RADIATION PROTECTION AND CONTROL ACT 1982

SECTION 44

*Notice by Delegate of the Minister for Sustainability,
Environment and Conservation*

PURSUANT to Section 44 of the Radiation Protection and Control Act 1982, I, Amanda Fortanier, Team Leader, Radiation Health, Environment Protection Authority, being a person to whom the powers of the Minister under that Section have been delegated under the Act, exempt persons from the requirement to hold a licence under Section 31 of the Radiation Protection and Control Act 1982, subject to the following conditions:

1. This exemption only applies to persons undertaking a course of tertiary education in which the operation of ionising radiation apparatus is required as part of that course.
2. The persons referred to in Condition 1 must only operate ionising radiation apparatus:
 - (a) under the supervision and control of a person who is a lecturer, tutor, demonstrator or supervisor in the course being undertaken and who holds a licence under Section 31 of the Radiation Protection and Control Act 1982 to operate such an apparatus; and
 - (b) in the normal course of the person's study and for the purposes of that study.

3. The exemption from Section 31 of the Radiation Protection and Control Act 1982 published in the *Government Gazette* on 24 August 2006 is hereby revoked.

4. This exemption shall take effect commencing on the date of publication of this Notice in the *Government Gazette*.

Dated 30 June 2017

A. J. FORTANIER, Delegate of the Minister
for Sustainability, Environment and Conservation

RADIATION PROTECTION AND CONTROL ACT 1982

SECTION 44

*Notice by Delegate of the Minister for Sustainability,
Environment and Conservation*

PURSUANT to Section 44 of the Radiation Protection and Control Act 1982, I, Amanda Fortanier, Team Leader, Radiation Health, Environment Protection Authority, being a person to whom the powers of the Minister under that Section have been delegated under the Act, exempt from the requirement to hold a licence under Section 31 of the Radiation Protection and Control Act 1982 persons not usually resident in South Australia, subject to the following conditions:

1. This exemption only applies to persons who:
 - (a) come to South Australia from another Australian state or territory in which they usually reside to operate ionising radiation apparatus, for a period not exceeding six weeks in any calendar year; and
 - (b) hold the required authorities in their Australian state or territory of usual residence to operate an ionising radiation apparatus of the class and type he or she operates in South Australia, and to carry out the class and type of work he or she undertakes in South Australia; and
 - (c) hold the relevant qualifications and experience such that they would be eligible to be granted a licence by the Environment Protection Authority to operate an ionising radiation apparatus of the class and type he or she operates in South Australia.

2. The exemptions from the requirements of Section 31 of the Radiation Protection and Control Act 1982 published in the *Government Gazette* on 12 January 1989 are hereby revoked.

3. This exemption shall take effect commencing on the date of publication of this Notice in the *Government Gazette*.

Dated 30 June 2017.

A. J. FORTANIER, Delegate of the Minister
for Sustainability, Environment and Conservation

ELECTRICITY ACT 1996
GAS ACT 1997
RETAILER ENERGY EFFICIENCY SCHEME
Thresholds of Obligation for 2018, 2019 and 2020

PURSUANT to Regulation 22 (2) of the Electricity (General) Regulations 2012 under the Electricity Act 1996, I set the following thresholds:

- 5000 residential customers for the purposes of paragraph (a) of Regulation 22 (1)
- 27 000 MWh of electricity for the purposes of paragraph (b) of Regulation 22 (1).

PURSUANT to Regulation 16 (2) of the Gas Regulations 2012 under the Gas Act 1997, I set the following thresholds:

- 5000 residential customers for the purposes of paragraph (a) of Regulation 16 (1)
- 100 000 GJ for the purposes of paragraph (b) of Regulation 16 (1).

These thresholds will apply for 2018, 2019 and 2020.

TOM KOUTSANTONIS, Minister for Mineral Resources and Energy

ELECTRICITY ACT 1996
GAS ACT 1997
RETAILER ENERGY EFFICIENCY SCHEME
Annual Targets for 2018, 2019 and 2020

PURSUANT to Regulations 24, 25, and 29 of the Electricity (General) Regulations 2012 under the Electricity Act 1996, and Regulations 18, 19 and 23 of the Gas Regulations 2012 under the Gas Act 1997, I set the following for the purposes of Part 4 of the Electricity (General) Regulations 2012 and Part 4 of the Gas Regulations 2012:

- annual energy efficiency targets,
- the amount of each annual energy efficiency target that is to be achieved by the provision of energy efficiency activities to priority group households, and
- annual energy audit targets.

These targets are set for 2018, 2019 and 2020 as follows:

Targets	2018	2019	2020
Annual energy efficiency targets (normalised gigajoules of energy)	2 300 000	2 300 000	2 300 000
The amount of total annual energy efficiency target that is to be achieved by the provision of energy efficiency activities in priority group households (normalised gigajoules of energy)	500 000	500 000	500 000
Annual energy audit target (number of audits)	7 367	7 367	7 367

Where:

Normalised gigajoules of energy =

$$\text{electricity (GJ)} \times \text{REES electricity normalisation factor} +$$

$$\text{gas (GJ)} \times \text{REES gas normalisation factor} +$$

$$\text{wood (GJ)} \times \text{REES wood normalisation factor}$$

with the various normalisation factors are as per the following table:

Description	Normalisation Factor
REES electricity normalisation factor	1.00
REES gas normalisation factor	0.369
REES wood normalisation factor	0.213

TOM KOUTSANTONIS, Minister for Mineral Resources and Energy

ELECTRICITY ACT 1996
GAS ACT 1997
RETAILER ENERGY EFFICIENCY SCHEME
Apportioning of Targets

PURSUANT to Regulation 18 (4) of the Gas Regulations 2012 under the Gas Act 1997, I require that the annual energy efficiency target (EET) for a calendar year for a relevant gas retailer is to be calculated using the following formula:

$$A \times (B \times N_g) \div ((C \times N_e) + (D \times N_g))$$

Where:

A is the annual energy efficiency target for the calendar year set under Regulation 18 (1) of the Gas Regulations 2012. This value is expressed in gigajoules of energy.

B is the relevant gas retailer's gas purchases for retailing to customers within South Australia, for the preceding financial year, excluding designated gas purchases. This value is expressed in gigajoules of energy purchased.

C is the sum of the electricity purchases made by each relevant electricity retailer for retailing to customers within South Australia, for the preceding financial year, excluding designated electricity purchases. This value is expressed in gigajoules of energy purchased.

D is the sum of the gas purchases made by each relevant gas retailer for retailing to customers within South Australia, for the preceding financial year, excluding designated gas purchases. This value is expressed in gigajoules of energy purchased.

N_e is the REES electricity normalisation factor and has a value of 1.00.

N_g is the REES gas normalisation factor and has a value of 0.369.

Relevant gas retailer has the same meaning as in Regulation 17 of the Gas Regulations 2012.

Designated gas purchases has the same meaning as in Regulation 16 (4) of the Gas Regulations 2012.

Relevant electricity retailer has the same meaning as in Regulation 23 of the Electricity (General) Regulations 2012.

Designated electricity purchases has the same meaning as in Regulation 22 (4) of the Electricity (General) Regulations 2012.

PURSUANT to Regulation 24 (4) of the Electricity (General) Regulations 2012 under the Electricity Act 1996, I require that the annual energy efficiency target (EET) for a calendar year for a relevant electricity retailer is to be calculated using the following formula:

$$A \times (B \times N_e) \div ((C \times N_e) + (D \times N_g))$$

Where:

A is the annual energy efficiency target for the calendar year set under Regulation 24 (1) of the *Electricity (General) Regulations 2012*. This value is expressed in gigajoules of energy.

B is the relevant electricity retailer's electricity purchases for retailing to customers within South Australia, for the preceding financial year, excluding designated electricity purchases. This value is expressed in gigajoules of energy purchased.

C is the sum of the electricity purchases made by each relevant electricity retailer for retailing to customers within South Australia, for the preceding financial year, excluding designated electricity purchases. This value is expressed in gigajoules of energy purchased.

D is the sum of the gas purchases made by each relevant gas retailer for retailing to customers within South Australia, for the preceding financial year, excluding designated gas purchases. This value is expressed in gigajoules of energy purchased.

N_e is the REES electricity normalisation factor and has a value of 1.00.

N_g is the REES gas normalisation factor and has a value of 0.369.

Relevant gas retailer has the same meaning as in Regulation 17 of the *Gas Regulations 2012*.

Designated gas purchases has the same meaning as in Regulation 16 (4) of the *Gas Regulations 2012*.

Relevant electricity retailer has the same meaning as in Regulation 23 of the *Electricity (General) Regulations 2012*.

Designated electricity purchases has the same meaning as in Regulation 22 (4) of the *Electricity (General) Regulations 2012*.

PURSUANT to Regulation 19 (2) (b) of the Gas Regulations 2012 under the Gas Act 1997, I require that the priority group energy efficiency target (PGEET) for a calendar year for a relevant residential gas retailer is to be calculated using the following formula:

$$(A \times B) \div (C + D)$$

Where:

A is the specified amount of the annual energy efficiency target for the calendar year to be achieved by the provision of energy efficiency activities to priority group households, as set under Regulation 19 (1) of the Gas Regulations 2012. This value is expressed in gigajoules of energy.

B is the number of residential customers within South Australia, as at 30 June in the preceding year, to whom the relevant residential gas retailer sold gas as a retailer. This value is expressed in number of customers.

C is the sum of the number of residential customers within South Australia, as at 30 June in the preceding year, to whom each relevant residential electricity retailer sold electricity as a retailer. This value is expressed in number of customers.

D is the sum of the number of residential customers within South Australia, as at 30 June in the preceding year, to whom each relevant residential gas retailer sold gas as a retailer. This value is expressed in number of customers.

Relevant residential gas retailer means a regulated entity within the ambit of paragraph (a) of Regulation 16 (1) of the Gas Regulations 2012.

Relevant residential electricity retailer means a regulated entity within the ambit of paragraph (a) of Regulation 22 (1) of the Electricity (General) Regulations 2012.

PURSUANT to Regulation 25 (2) (b) of the Electricity (General) Regulations 2012 under the Electricity Act 1996, I require that the priority group energy efficiency target (PGEET) for a calendar year for a relevant residential electricity retailer is to be calculated using the following formula:

$$(A \times B) \div (C + D)$$

Where:

A is the specified amount of the annual energy efficiency target for the calendar year to be achieved by the provision of energy efficiency activities to priority group households, as set under Regulation 25 (1) of the Electricity (General) Regulations 2012. This value is expressed in gigajoules of energy.

B is the number of residential customers within South Australia, as at 30 June in the preceding year, to whom the relevant residential electricity retailer sold electricity as a retailer. This value is expressed in number of customers.

C is the sum of the number of residential customers within South Australia, as at 30 June in the preceding year, to whom each relevant residential electricity retailer sold electricity as a retailer. This value is expressed in number of customers.

D is the sum of the number of residential customers within South Australia, as at 30 June in the preceding year, to whom each relevant residential gas retailer sold gas as a retailer. This value is expressed in number of customers.

Relevant residential gas retailer means a regulated entity within the ambit of paragraph (a) of Regulation 16 (1) of the Gas Regulations 2012.

Relevant residential electricity retailer means a regulated entity within the ambit of paragraph (a) of Regulation 22 (1) of the Electricity (General) Regulations 2012.

PURSUANT to Regulation 23 (5) of the Gas Regulations 2012 under the Gas Act 1997, I require that the annual energy audit target (EAT) for a calendar year for a relevant residential gas retailer is to be calculated using the following formula:

$$(A \times B) \div (C + D)$$

Where:

A is the annual energy audit target for the calendar year set under Regulation 23 (1) of the *Gas Regulations 2012*. This value is expressed in number of energy audits.

B is the number of residential customers within South Australia, as at 30 June in the preceding year, to whom the relevant residential gas retailer sold gas as a retailer. This value is expressed in number of customers.

C is the sum of the number of residential customers within South Australia, as at 30 June in the preceding year, to whom each relevant residential electricity retailer sold electricity as a retailer. This value is expressed in number of customers.

D is the sum of the number of residential customers within South Australia, as at 30 June in the preceding year, to whom each relevant residential gas retailer sold gas as a retailer. This value is expressed in number of customers.

Relevant residential gas retailer means a regulated entity within the ambit of paragraph (a) of Regulation 16 (1) of the *Gas Regulations 2012*.

Relevant residential electricity retailer means a regulated entity within the ambit of paragraph (a) of Regulation 22 (1) of the *Electricity (General) Regulations 2012*.

PURSUANT to Regulation 29 (5) of the Electricity (General) Regulations 2012 under the Electricity Act 1996, I require that the annual energy audit target (EAT) for a calendar year for a relevant residential electricity retailer is to be calculated using the following formula:

$$(A \times B) \div (C + D)$$

Where:

A is the annual energy audit target for the calendar year set under Regulation 29 (1) of the Electricity (General) Regulations 2012. This value is expressed in number of energy audits.

B is the number of residential customers within South Australia, as at 30 June in the preceding year, to whom the relevant residential electricity retailer sold electricity as a retailer. This value is expressed in number of customers.

C is the sum of the number of residential customers within South Australia, as at 30 June in the preceding year, to whom each relevant residential electricity retailer sold electricity as a retailer. This value is expressed in number of customers.

D is the sum of the number of residential customers within South Australia, as at 30 June in the preceding year, to whom each relevant residential gas retailer sold gas as a retailer. This value is expressed in number of customers.

Relevant residential gas retailer means a regulated entity within the ambit of paragraph (a) of Regulation 16 (1) of the Gas Regulations 2012.

Relevant residential electricity retailer means a regulated entity within the ambit of paragraph (a) of Regulation 22 (1) of the Electricity (General) Regulations 2012.

TOM KOUTSANTONIS, Minister for Mineral Resources and Energy

HOUSING IMPROVEMENT ACT 2016

Rent Control

THE Minister for Social Housing Delegate in the exercise of the powers conferred by the Housing Improvement Act 2016, does hereby fix the maximum rental per week which shall be payable subject to Section 55 of the Residential Tenancies Act 1995, in respect of each house described in the following table. The amount shown in the said table shall come into force on the date of this publication in the *Gazette*.

Address of House	Allotment, Section, etc.	Certificate of Title		Maximum rental per week payable in respect of each house \$
		Volume	Folio	
22 Bolivar Road, Salisbury North, S.A. 5108	Allotment 442 in Deposited Plan 9693, Hundred of Munno Para	5355	429	172.50
40 Hereford Avenue, Trinity Gardens, S.A. 5068	Allotment 32 in Deposited Plan 2666, Hundred of Adelaide	5691	491	180.00
Dated at Adelaide, 11 July 2017.		T. BAKER, Director, Property and Contract Management, Housing SA, Delegate of Minister for Social Housing		

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
373 Hampden Road, Hampden, S.A. 5374 (also known as Lot 12)	Allotment 12 in Deposited Plan 1787, Hundred of Julia Creek	5190	790
Dated at Adelaide, 11 July 2017.		T. BAKER, Director, Property and Contract Management, Housing SA, Delegate of Minister for Social Housing	

South Australia

Motor Vehicles (Conditional Registration—Recognition of Motor Vehicle Clubs) Notice 2017

under the *Motor Vehicles Act 1959*

1—Short title

This notice may be cited as the *Motor Vehicles (Conditional Registration—Recognition of Motor Vehicle Clubs) Notice 2017*.

2—Commencement

This notice takes effect when it is published in the *Gazette*.

3—Interpretation

In this notice—

Act means the *Motor Vehicles Act 1959*;

Code of Practice means the ‘Code of Practice for Club Registration - a 90 day conditional registration scheme for historic, left hand drive and street rod vehicles’ published by the Department of Planning, Transport and Infrastructure;

Conditional Registration Scheme or *Scheme* means the scheme for conditional registration of historic, prescribed left hand drive and street rod motor vehicles under section 25 of the Act and regulations 15 and 16 of the Motor Vehicles Regulations 2010;

Department means the Department of Planning, Transport and Infrastructure

Federation means the Federation of Historic Motoring Clubs Inc;

MR334 form means an ‘Approval for Registration of Vehicle on the Club Registration Scheme (MR334)’;

Prescribed log book means a log book in a form approved by the Registrar;

Registrar means the Registrar of Motor Vehicles;

Regulations means the Motor Vehicles Regulations 2010.

4—Recognition of motor vehicles clubs

The motor vehicle clubs specified in Schedule 1 are, subject to the conditions set out in clause 5, recognised for the purposes of regulation 16 of the Regulations.

5—Conditions of recognition

A motor vehicle club specified in Schedule 1 must comply with the following conditions:

- (a) the club must maintain a constitution approved by the Registrar;
- (b) the club must nominate and have members authorised by the Registrar (authorised persons). The club's authorised person(s) are responsible for approving applicants and motor vehicles for registration under the Scheme. This includes confirming that Scheme applicants are financial members of a club; any other details as required by the Registrar on the MR334 form; and to inspect members' vehicles when requested to do so by the Registrar;
- (c) the club must issue a prescribed log book to club members for each of their vehicles to record vehicle use;
- (d) the club must cancel a member's prescribed log book when a member resigns, must ensure that a statutory declaration is provided when a member's log book is lost or destroyed, must keep details of members' prescribed log book return sheets and forward copies of the same to the Registrar or Federation annually as required;
- (e) the club must create and maintain records detailing all its financial members, its authorised persons, all vehicles for which an MR334 form has been issued, all statutory declarations received and prescribed log books issued and returned to the club;
- (f) the club must keep records for a period of 5 years from the date of the document and these records must include all duplicate MR334 forms, all records of motor vehicle inspections undertaken in accordance with paragraph (b), all statutory declarations provided by members for the purposes of paragraphs (d), all prescribed log books issued by reference to their serial number, the member's name and the vehicle for which it was issued, and to make all such records available for inspection or provide copies of the records at the request of the Registrar for audit purposes;
- (g) the club must ensure, as far as practicable, that all members comply with the Code of Practice;
- (h) the club, as far as practicable, must report to the Registrar or the Federation details of members and motor vehicles not complying with the conditions and criteria set out in the Code of Practice for the Scheme;
- (i) the club must provide to the Registrar, within 2 months after the end of the club's financial year, an annual report detailing members from that financial year with vehicles registered under the Scheme who are no longer financial members of the club;
- (j) the club must notify the Registrar, in writing, within 14 days of resolution to cease operation as a club and must provide the club records specified in paragraph (f) to the Registrar within 14 days of its dissolution.

Note—

Under regulation 16(3)(c) of the *Motor Vehicles Regulations 2010*, the Registrar may, by notice in the *Gazette*, withdraw the recognition of a motor vehicle club if satisfied that the club has contravened or failed to comply with a condition applying to its recognition by the Registrar, or if there is other good cause to withdraw the recognition.

Schedule 1—Recognised motor vehicle clubs**Historic, left-hand drive and street rod motor vehicle clubs**

The Mount Gambier Motor Cycle Club Incorporated

Made by the Registrar of Motor Vehicles

On 5 July 2017

South Australia

Road Traffic (Apparatus for Conducting Oral Fluid Analyses) Notice 2017

under section 47H of the *Road Traffic Act 1961*

1—Short title

This notice may be cited as the *Road Traffic (Apparatus for Conducting Oral Fluid Analyses) Notice 2017*.

2—Commencement

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

3—Apparatus for conducting oral fluid analyses

Apparatuses of the following kind are approved for the purpose of conducting oral fluid analyses:

Securetec Drugwipe II Twin Combo Kit

Made by the Governor

with the advice and consent of the Executive Council
on 11 July 2017

MTR/17/037

South Australia

Independent Commissioner Against Corruption (Miscellaneous) Amendment Act (Commencement) Proclamation 2017

1—Short title

This proclamation may be cited as the *Independent Commissioner Against Corruption (Miscellaneous) Amendment Act (Commencement) Proclamation 2017*.

2—Commencement of suspended provisions

The following provisions of the *Independent Commissioner Against Corruption (Miscellaneous) Amendment Act 2016* (No 54 of 2016) will come into operation on 15 July 2017:

- (a) section 20;
- (b) section 21;
- (c) section 25, insofar as it inserts Schedule 4 into the *Independent Commissioner Against Corruption Act 2012*;
- (d) Schedule 1 Part 2.

Made by the Governor

with the advice and consent of the Executive Council
on 11 July 2017

AGO0076/17CS

South Australia

South Australian Civil and Administrative Tribunal (Designation of Magistrate as Member of Tribunal) Proclamation 2017

under section 18 of the *South Australian Civil and Administrative Tribunal Act 2013*

1—Short title

This proclamation may be cited as the *South Australian Civil and Administrative Tribunal (Designation of Magistrate as Member of Tribunal) Proclamation 2017*.

2—Commencement

This proclamation will come into operation on 12 July 2017.

3—Designation of Magistrate as member of Tribunal

The following magistrate holding office under the *Magistrates Act 1983* is designated as a member of the South Australian Civil and Administrative Tribunal:

David John White

Made by the Governor

on the recommendation of the Attorney-General after consultation by the Attorney-General with the President of the South Australian Civil and Administrative Tribunal and the Chief Magistrate and with the advice and consent of the Executive Council
on 11 July 2017

AGO0093/17CS

South Australia

Youth Court (Designation and Classification of Cross-Border Magistrate) Proclamation 2017

under section 9 of the *Youth Court Act 1993*

1—Short title

This proclamation may be cited as the *Youth Court (Designation and Classification of Cross-Border Magistrate) Proclamation 2017*.

2—Commencement

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

3—Designation and classification of Magistrate

The Magistrate named in Schedule 1 (being a cross-border magistrate within the meaning of section 5A of the *Magistrates Act 1983*) is—

- (a) designated as a Magistrate of the Youth Court of South Australia; and
- (b) classified as a member of the Court's ancillary judiciary.

Schedule 1—Magistrate of the Court

Sarah McNamara

Made by the Governor

with the advice and consent of the Executive Council
on 11 July 2017

AGO0086/17CS

South Australia

Youth Court (Designation and Classification of Magistrate) Proclamation 2017

under section 9 of the *Youth Court Act 1993*

1—Short title

This proclamation may be cited as the *Youth Court (Designation and Classification of Magistrate) Proclamation 2017*.

2—Commencement

This proclamation will come into operation on 12 July 2017.

3—Designation and classification of Magistrate

The Magistrate named in Schedule 1 is—

- (a) designated as a Magistrate of the Youth Court of South Australia; and
- (b) classified as a member of the Court's ancillary judiciary.

Schedule 1—Magistrate of the Court

David John White

Made by the Governor

with the advice and consent of the Executive Council
on 11 July 2017

AGO0093/17CS

South Australia

Independent Commissioner Against Corruption Variation Regulations 2017

under the *Independent Commissioner Against Corruption Act 2012*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Independent Commissioner Against Corruption Regulations 2013*

- 4 Insertion of regulations 20 and 21 and Schedule 1
 - 20 Prescribed form (Schedule 3 of Act)
 - 21 Relevant complaint (Schedule 4 of Act)
- Schedule 1—Prescribed form
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Independent Commissioner Against Corruption Variation Regulations 2017*.

2—Commencement

These regulations will come into operation on the day on which section 20 of the *Independent Commissioner Against Corruption (Miscellaneous) Amendment Act 2016* 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 *Independent Commissioner Against Corruption Regulations 2013*

4—Insertion of regulations 20 and 21 and Schedule 1

After regulation 19 insert:

20—Prescribed form (Schedule 3 of Act)

Notice of an application under Schedule 3 clause 3 of the Act must be in the form prescribed in Schedule 1.

21—Relevant complaint (Schedule 4 of Act)

A relevant complaint under Schedule 4 of the Act—

- (a) may only be made by—
 - (i) email addressed to icacreviewer@sa.gov.au; or
 - (ii) mail addressed to The Reviewer, GPO Box 2371, Adelaide, SA, 5001; and
- (b) must include—
 - (i) details of the alleged abuse of power, impropriety or other misconduct on the part of the Commissioner or employees of the Commissioner or of the Office; and
 - (ii) contact details for the complainant.

Schedule 1—Prescribed form

NOTICE OF APPLICATION TO DETERMINE CLAIM OF PRIVILEGE

Independent Commissioner Against Corruption Act 2012 Schedule 3 Clause 3

To: INDEPENDENT COMMISSIONER AGAINST CORRUPTION

Address: Level 1, 55 Currie St ADELAIDE 5000

Claimant: [insert name of claimant]

Address: [insert address of claimant]

You are notified that, having made a claim of privilege in relation to a document or a thing at a search of [insert place or vehicle] on [insert date], the claimant has applied to the Supreme Court under Schedule 3 Clause 3 *Independent Commissioner Against Corruption Act 2012* for a determination of the claim of privilege with respect to [list documents or other things over which the claim is made*] on the basis that [identify nature of the claim*].

* attach schedule if insufficient space

A copy of the application bearing the seal of the Supreme Court is attached.

The application will be heard in the Supreme Court at 1 Gouger St, Adelaide on [insert hearing date] at [insert time of hearing] or so soon afterwards as the business of the Court allows.

Signed.....

Name: [insert name]

Claimant/Solicitor for the Claimant (delete whichever is inapplicable)

Date: [insert date]

Address for service: [insert address for service]

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 11 July 2017

No 198 of 2017

AGO0076/17CS

South Australia

Freedom of Information (Exempt Agency) (ICAC Reviewer) Variation Regulations 2017

under the *Freedom of Information Act 1991*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Freedom of Information (Exempt Agency) Regulations 2008*

- 4 Variation of regulation 4—Exempt agencies
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Freedom of Information (Exempt Agency) (ICAC Reviewer) Variation Regulations 2017*.

2—Commencement

These regulations will come into operation on the day on which section 20 of the *Independent Commissioner Against Corruption (Miscellaneous) Amendment Act 2016* 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 *Freedom of Information (Exempt Agency) Regulations 2008*

4—Variation of regulation 4—Exempt agencies

Regulation 4—before paragraph (c) insert:

- (b) the reviewer appointed under Schedule 4 of the *Independent Commissioner Against Corruption Act 2012*;

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 11 July 2017

No 199 of 2017

AGO0076/17CS

CAMPBELLTOWN CITY COUNCIL

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that at its meeting held on 4 July 2017, the Corporation of the City of Campbelltown for the financial year ending 30 June 2018 resolved:

Adoption of Valuation

To adopt for rating purposes the most recent valuations supplied by the Valuer-General of the capital value of land within the Council's area totalling \$12 059 484 300.

Declaration of General Rate for the Year 2017-2018

To declare a general rate of 0.305367 cents for each dollar of the assessed capital value of rateable land within the Council's area.

Minimum Rate

To fix a minimum amount payable by way of general rates of \$932 in respect of rateable land within the Council's area.

Declaration of Separate Rate for the Year 2017-2018

To declare a separate rate of 0.283305 cents for each dollar of the assessed capital value of rateable property with an address along the eastern side of Lower North East Road (between Downer Avenue and Hambledon Road) with the aim of raising \$35 500 to recover the construction and maintenance costs for the toilet facility at 6A Denmead Avenue, Campbelltown.

Natural Resources Management Levy

To declare a separate rate of 0.009485 cents in the dollar on the capital value of all rateable land within the Council's area to reimburse the Council for amounts contributed to the Adelaide and Mount Lofty Ranges Natural Resources Management Board.

P. DI IULIO, Chief Executive Officer

CITY OF CHARLES STURT

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that at its meeting held on 26 June 2017, the Council for the financial year ending 30 June 2018:

1. Adopted the most recent valuations of the Valuer-General available to the Council of the Capital Value of land within the Council's area, totalling \$29 616 224 860 (of which \$28 259 676 391 is for rating purposes).

2. Declared differential general rates as follows:

- (a) 0.266315000 cents in the dollar on rateable land of Category 1;
- (b) 0.8425086600 cents in the dollar on rateable land of Categories 2, 3 and 4;
- (c) 1.0912851520 cents in the dollar on rateable land of Categories 5 and 6;
- (d) 0.4863603300 cents in the dollar on rateable land of Category 7;
- (e) 0.911933850 cents in the dollar on rateable land of Category 8; and
- (f) 0.4783400000 cents in the dollar on rateable land of Category 9.

3. Declared a minimum amount payable by way of general rates of \$1 060.

4. Declared a separate rate of 0.00961033 cents in the dollar on all rateable land in the Council area in respect of the Adelaide and Mount Lofty Ranges NRM Levy.

P. SUTTON, Chief Executive Officer

CITY OF MARION

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that on 27 June 2017, the Council of the City of Marion, pursuant to the provisions of the Local Government Act 1999, for the year ending 30 June 2018:

Adoption of Valuations

- adopted the capital valuations to apply in its area for rating purposes for the 2017-2018 financial year as supplied by the Valuer-General totalling \$19,994,089,420.

Declaration of Rates

- declared differential general rates in the dollar based on capital value as follows:

- (a) 0.348266 cents in the dollar on rateable land of Category 1—Residential, Category 7—Primary Production and Category 9—Other.
- (b) 0.644293 cents in the dollar on rateable land of Category 2—Commercial Shop, Category 3—Commercial Office, Category 4—Commercial Other.
- (c) 0.592053 cents in the dollar on rateable land of Category 5—Industrial Light, Category 6—Industrial Other.
- (d) 0.696532 cents in the dollar on rateable land of Category 8—Vacant Land.

- resolved that the minimum amount payable by way of general rates in respect of rateable land within the area for the year ending 30 June 2018 be \$1 022; and

- declared a Separate Rate of 0.009655 cents in the dollar on all rateable land within the Adelaide and Mount Lofty Ranges Natural Resources Management Board Area within the area.

The Council resolved that rates will be payable in four equal or approximately equal instalments, and that the due dates for those instalments will be 1 September 2017, 1 December 2017, 1 March 2018 and 1 June 2018.

A. SKULL, Chief Executive

CITY OF NORWOOD PAYNEHAM AND ST PETERS

CLOSE OF NOMINATIONS

*Supplementary Election of Councillor for Maylands/Trinity Ward**Nominations Received*

AT the close of nominations at 12 noon on Thursday, 6 July 2017, the following people were accepted as candidates and are listed in the order in which they will appear on the ballot paper.

Councillor for Maylands/Trinity Ward—1 Vacancy

Miller, Jeremy
Ciccarello, Vini
Villios, Nik
Stock, Mick

Postal Voting

The election will be conducted by post. Ballot papers and pre-paid envelopes for each voting entitlement will be posted between Tuesday, 18 July 2017 and Monday, 24 July 2017, to every person, or designated person of a body corporate or group listed on the voters roll at roll close on 5 p.m. Wednesday, 31 May 2017. Voting is voluntary.

A person who has not received voting material by Monday, 24 July 2017 and believes they are entitled to vote should contact the Deputy Returning Officer on (08) 7424 7420.

Completed voting material must be returned to reach the Returning Officer no later than 12 noon on Monday 7 August 2017.

A ballot box will be provided at the Customer Service Centre, Norwood Town Hall, 175 The Parade, Norwood for electors wishing to hand deliver their completed voting material during office hours.

Vote Counting Location

The scrutiny and counting of votes will take place at Mayor's Parlour, Norwood Town Hall, 175 The Parade, Norwood, as soon as practicable after 12 noon on Monday 7 August 2017. A provisional declaration will be made at the conclusion of the election count.

Campaign Donations Return

All candidates must forward a Campaign Donations Return to the Council Chief Executive Officer within 30 days after the conclusion of the election.

M. SHERRY, Returning Officer

CITY OF ONKAPARINGA

Adoption of Valuations and Declaration of Rates for 2017-2018

NOTICE is hereby given that at its meeting held on 4 July 2017 the Council, for the financial year ending 30 June 2018:

Adoption of Valuation

Adopted for rating purposes the Valuer-General's valuation of capital value being \$29 282 386 280 effective from 1 July 2017.

Declaration of General Rates

(1) Declared differential general rates according to land use, as follows:

- (i) 0.309707 cents in the dollar on rateable land of Category (a) (Residential) use;
- (ii) 0.440692 cents in the dollar on rateable land of Categories (b), (c), (d), (Commercial—Shop, Office and Other) and (e) and (f) (Industrial—Light and Other) uses;
- (iii) 0.323628 cents in the dollar on rateable land of Category (g) (Primary Production) use;
- (iv) 0.440026 cents in the dollar on rateable land of Category (h) (Vacant Land) use; and
- (v) 0.389691 cents in the dollar on rateable land of Category (i) (Other) use; and

(2) Imposed a fixed charge of \$450.

Declaration of Separate Rates—Natural Resources Management Levies

Declared separate rates as follows:

- (1) 0.009971 cents in the dollar on all rateable land in the Council's area in the region of the Adelaide and Mount Lofty Ranges Natural Resources Management Board; and
- (2) 0.021227 cents in the dollar on all rateable land in the Council's area in the region of the SA Murray-Darling Basin Natural Resources Management Board.

Service Charges

- (1) Imposed a Community Wastewater Management Annual Service Charge of:
 - \$781 per unit on each occupied allotment; and
 - \$781 per unit on each vacant allotment; and
- (2) the increase in the CWMS service charge required to achieve full cost recovery pricing for 2017-2018 be partially offset with a \$111 service charge rebate per unit, pursuant to Section 166 (1) (m) (ii) of the Act.
- (3) Imposed an annual service charge to recover the costs incurred by Council for the disposal and treatment of major trade waste. This service charge to be calculated on either a per kilolitre basis or an annual amount (as negotiated with the customer). The service charge will be inclusive of:
 - the cost of service provision (based on the nature and the level of usage of the service), return on assets, allowance for unquantifiable risk, plus other regulatory requirements.

Payment of Rates

Resolved that the above rates and charges will fall due on the following days:

- 1 September 2017;
- 1 December 2017;
- 1 March 2018; and
- 1 June 2018.

M. DOWD, Chief Executive Officer

CITY OF PLAYFORD

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that the City of Playford at its meeting held on 27 June 2017, resolved as follows:

Adoption of Valuations

Pursuant to Section 167 of the Local Government Act 1999, the Council adopts for rating purposes for the 2017/18 financial year the Valuer-General's capital valuation of land within the Council's area being \$11 620 646 280 in relation to the whole area of the Council, of which \$11 112 878 159 represents rateable land.

Declaration of Differential General Rate

Pursuant to Sections 152 (1) (c), 153 (1) (b) and 156 (1) (c) of the Act, the Council declares the following differential general rate for the 2017-2018 financial year to apply to all rateable land in the Council area:

- (a) a component comprising a fixed charge of \$941 for the year ending 30 June 2018, as part of the general rate upon each separate piece of rateable land within the Council area; and
- (b) a further component, comprising the value of the land differentiated according to land use as follows:
 - (i) 0.233159 cents in the dollar on rateable land of Category 1 (Residential), Category 7 (Primary Production), Category 8 (Vacant Land) and Category 9 (Other) land use; and
 - (ii) 1.400764 cents in the dollar on rateable land of Category 2 (Commercial—Shop), Category 3 (Commercial—Office), Category 4 (Commercial—Other), Category 5 (Industry—Light) and Category 6 (industry—other) land use.

Separate Rate (National Resources Management Levy)

Pursuant to the provisions of Section 95 of the Natural Resources Management Act 2004 and Section 154 (1) of the Act, a separate rate on the capital valuation of all rateable land in the Council area be declared of 0.009851 cents in the dollar for the year ending 30 June 2018, so as to reimburse the State Government to pay the Adelaide and Mount Lofty Ranges Natural Resources Management Board Levy of \$1 044 335.

DR M. HEMMERLING, Chief Executive Officer

CITY OF PORT ADELAIDE ENFIELD

Adoption of Valuations and Declaration of Rates for 2017-2018

NOTICE is hereby given that at its special meeting held on 27 June 2017, the Council resolved for the financial year ending 30 June 2018:

1. To adopt the capital valuations that are to apply in its area for rating purposes totalling \$27,756,697,338.

2. To declare differential general rates on rateable land within its area as follows:

- RESIDENTIAL
A differential general rate of \$0.00256 in the dollar on the value of the land subject to the rate.
- COMMERCIAL—SHOP
A differential general rate of \$0.00577 in the dollar on the value of the land subject to the rate.
- COMMERCIAL—OFFICE
A differential general rate of \$0.00577 in the dollar on the value of the land subject to the rate.
- COMMERCIAL—OTHER
A differential general rate of \$0.00577 in the dollar on the value of the land subject to the rate.
- INDUSTRY—LIGHT
A differential general rate of \$0.00577 in the dollar on the value of the land subject to the rate.

- **INDUSTRY—OTHER**
A differential general rate of \$0.00577 in the dollar on the value of the land subject to the rate.
- **PRIMARY PRODUCTION**
A differential general rate of \$0.00577 in the dollar on the value of the land subject to the rate.
- **VACANT LAND**
A differential general rate of \$0.00577 in the dollar on the value of the land subject to the rate.
- **OTHER**
A differential general rate of \$0.00577 in the dollar on the value of the land subject to the rate.
- **MARINA BERTHS**
A differential general rate of \$0.00577 in the dollar on the value of the land subject to the rate.

3. Fixed a minimum amount payable by way of rates, pursuant to Section 158 of the Local Government Act 1999, in respect of the 2017-2018 financial year, in respect of rateable land within all parts of its area of \$816.

4. Declared a separate rate in respect to the 2017-2018 financial year of \$0.0000894 in the dollar on the value of rateable land in the area of the Adelaide and Mount Lofty Ranges Natural Resources Management Board.

5. Declared a separate rate in respect to the 2017-2018 financial year of \$0.0017 in the dollar on the value of rateable land for each allotment contained within Deposited Plan No. 42580 comprising the New Haven Village at North Haven.

6. Declared that all rates declared or payable in respect of or during the 2017-2018 financial year will fall due (unless otherwise agreed with the Principal Ratepayer) in four equal or approximately equal instalments payable on 1 September 2017, 1 December 2017, 1 March 2018 and 1 June 2018.

With reference to categories of uses being the categories of uses as differentiating factors referred to in the Local Government (General) Regulations 2013 and Local Government Act 1999 and in the case of marina berths, as permitted by Section 156 (4a) of the Local Government Act 1999.

M. WITHERS, Chief Executive Officer

CITY OF PORT ADELAIDE ENFIELD

Change of Name for a Public Road

NOTICE is hereby given that the Council of the City of Port Adelaide Enfield at its meeting held on 13 June 2017, resolved pursuant to Section 219 (1) of the Local Government Act 1999, that the name of a certain public road, being Stacey Court located in the suburb of Dudley Park be changed to Tilley Court.

A plan that delineates the public road that is subject to the change of street name, together with a copy of the Council's resolution are both available for inspection at the Council's Principal Office, 163 St Vincent Street, Port Adelaide; Enfield Library—Council Office, 1-9 Kensington Crescent, Enfield; and Greenacres Library—Council Office, 2 Fosters Road, Greenacres, during their normal business hours and on the Council's website www.portenf.sa.gov.au/publicnotices.

M. WITHERS, Chief Executive Officer

CITY OF PROSPECT

Adoption of Valuation and Declaration of Rates 2017-2018

NOTICE is hereby given that City of Prospect, at a meeting of Council held on 27 June 2017 for the year ending 30 June 2018 resolved as follows:

Adoption of Valuations

That the Council of the City of Prospect, pursuant to Section 167 (2) (a) of the Local Government Act 1999, adopts valuations of capital value made by the Valuer-General in relation to the area of the Council on 1 July 2017 and specifies that the total of the values that are to apply within the area for rating purposes for the year ending 30 June 2018 is \$5 628 664 000.

Declaration of Differential General Rates

That the Council of the City of Prospect, pursuant to Sections 152 (1) (a), 153 (1) (b) and 156 (1) (c) of the Local Government Act 1999, hereby declares differential general rates on rateable land within the area, which rates vary by reference to the uses of land designated by Regulation 14 of the Local Government (General) Regulations 2013.

- (a) Residential: A rate of 0.303805 cents in the dollar on the capital value of such rateable land.
- (b) Commercial—Shop: A rate of 0.637904 cents in the dollar on the capital value of such rateable land.
- (c) Commercial—Office: A rate of 0.637904 cents in the dollar on the capital value of such rateable land.
- (d) Commercial—Other: A rate of 0.637904 cents in the dollar on the capital value of such rateable land.
- (e) Industry—Light: A rate of 0.637904 cents in the dollar on the capital value of such rateable land.
- (f) Industry—Other: A rate of 0.637904 cents in the dollar on the capital value of such rateable land.
- (g) Primary Production: A rate of 0.637904 cents in the dollar on the capital value of such rateable land.
- (h) Vacant Land (Residential Planning Zone): A rate of 0.379756 cents in the dollar on the capital value of such rateable land.
- (i) Vacant Land (Non-Residential Planning Zone): A rate of 0.797380 cents in the dollar on the capital value of such rateable land.
- (j) Other: A rate of 0.637904 cents in the dollar on the capital value of such rateable land.

Declaration of a Minimum Amount

That the Council of the City of Prospect, pursuant to Section 158 (1) (a) of the Local Government Act 1999, hereby fixes, in respect of the year ending 30 June 2018 a minimum amount of \$1 160 that shall be payable by way of general rates on rateable land within the Council's area.

Declaration of a Separate Rate (Prospect Village Heart Marketing Fund)

City of Prospect, pursuant to Sections 154 and 154 (2) (c) of the Local Government Act 1999, hereby declares separate rate by fixed charge of \$99 on rateable land within Land Uses of 2, 3, 4, 5, 6 and 9 within the High Street Development Zone (Zone H) on Prospect Road, Prospect South Australia.

Declaration of a Separate Rate (Natural Resources Management Levy)

That pursuant to Section 95 of the Natural Water Resources Management Act 2004 and Section 154 of the Local Government Act 1999, Council, in order to reimburse to the Council the amount contributed to the Adelaide and Mount Lofty Ranges Natural Resources Management Board Levy of \$524 939, declares for the year ending 30 June 2018 a separate rate of 0.009326 cents in the dollar on the capital valuation of all rateable properties within the area of the City of Prospect.

Payment of Rates

Notice is hereby given that pursuant to Section 181 of the Local Government Act 1999, the rates shall be payable in four equal or approximately equal instalments due and payable on 1 September 2017, 1 December 2017, 1 March 2018 and 1 June 2018.

C. HART, Chief Executive Officer

CITY OF SALISBURY

Adoption of Valuations and Declaration of Rates

NOTICE is given that the City of Salisbury at a meeting held on Monday 26 June 2017 and for the financial year ending on 30 June 2018:

1. Adopted for rating purposes the Valuer-General's valuation of capital values, being \$21 092 847 140.
2. Declared differential general rates on property within its area which vary by reference to the use of the rateable property as follows:

- (a) In respect of rateable land which is used for 'Commercial—Shop', 'Commercial—Office', 'Commercial—Other', 'Industrial—Light', 'Industrial—

Other', 'Marina Berth' Land uses, a Differential General Rate of 0.6461 cents in the dollar.

- (b) In respect of rateable land which is used for 'Vacant Land' Land use, a Differential General Rate of 0.5558 cents in the dollar.
- (c) In respect of all other rateable land in the area used for purposes other than as stated in paragraph (a) and (b) hereof, a Differential General Rate of 0.4275 cents in the dollar.

3. Fixed a Minimum amount of \$987 which shall be payable by way of rates on any one assessment within the Council area.

4. Declared the following differential separate rates in accordance with Section 154 of the Local Government Act 1999.

Salisbury Business Association Separate Rate

0.06847 cents in the dollar on the capital value of rateable land in that part of the Council area known as 'Salisbury Business Association area' with a land use of Commercial Shop, Commercial Office and Commercial Other to provide a fund to promote and enhance business viability, profitability trade and commerce in that part of the Council area, which is the subject of the separate rate.

Globe Derby Separate Rate

\$100 for each share of common land being 1 share for each allotment numbered Lots 1-23 and Lots 26-34 of DP9830, 1 share for each allotment numbered Lots 50-51 DP18972, 1 share for each allotment numbered Lots 38-64 of DP9831, 1 share for allotment numbered Lot 2 of FP14624, and 1 share in total for Lots 1 on FP14624 and 37 on DP9831 combined of portion of Section 3070 of Hundred of Port Adelaide (laid out as Bolivar) to provide a fund to the Globe Derby Community Club for the purpose of maintaining the common land, being Lot 65 in Deposited Plan No. 9832.

Adelaide and Mount Lofty Ranges Natural Resources Management Board Separate Rate

0.009790 cents in the dollar on the capital value of all rateable land within the Council area. to reimburse to the Council the amount contributed to the Adelaide and Mount Lofty Ranges Natural Resources Management Board.

J. HARRY, Chief Executive Officer

CITY OF UNLEY

Adoption of Valuations

NOTICE is hereby given that the Corporation of the City of Unley at a meeting on 26 June 2017 for the financial year ending 30 June 2018 resolved as follows:

Adopt for rating purposes the Government assessment of capital value being \$13 688 161 700 as detailed in the valuation roll prepared by the Valuer-General in relation to the Council area and specified 1 July 2017 as the day as and from which the valuations shall become and be the valuations of the Council.

Declaration of Rates

Declared differential general rates, based upon the capital value of the land as follows:

- (a) in respect to rateable land which is categorised as Residential, a differential general rate of 0.002540 rate in the dollar;
- (b) in respect to rateable land which is categorised as Commercial—Shop, Industry—Light, Industry—Other, Primary Production, Vacant Land and Other, a differential general rate of 0.005006 rate in the dollar; and
- (c) in respect to rateable land which is categorised as Commercial—Office and Commercial—Other, a differential general rate of 0.005998 rate in the dollar.

Fix a minimum amount payable by way of general rates at \$781.

A separate rate of 0.00009822 rate in the dollar as the Natural Resource Management Levy in accordance with the requirements of the Natural Resources Management Act 2004.

Differential Separate rates as follows:

- in that part of the Council's area comprising rateable land with an Unley Road address, a differential separate rate of 0.0003622 rate in the dollar, capped at \$2 000 in respect of land uses: Commercial—Shop, Commercial—Office and Commercial—Other.
- in that part of the Council's area comprising rateable land with a Goodwood Road address and situated between Mitchell Street and Arundel Avenue to the south and Leader Street and Parsons Street to the North, a differential separate rate of 0.001361 rate in the dollar, capped at \$2 000 in respect of land uses: Commercial—Shop, Commercial—Office and Commercial—Other.
- in that part of the Council's area comprising rateable land with a King William Road address and situated between Greenhill Road and Commercial Road, a differential separate rate of 0.0019603 rate in the dollar capped at \$2 000 in respect of land use: Commercial—Shop.
- in that part of the Council's area comprising rateable land along Fullarton Road between Cross Road and Fisher Street, a fixed charge of \$250 in respect of land uses: Commercial—Shop, Commercial—Office and Commercial—Other.

P. TSOKAS, Chief Executive Officer

CITY OF WEST TORRENS

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that the Council in exercise of the powers contained in Chapters 8, 9 and 10 of the Local Government Act 1999 and the Natural Resources Management Act, 2004:

1. *Adoption of Valuations*

At a meeting held on 4 July 2017, adopted for rating purposes, for the year ended 30 June 2018, the capital valuations of the Valuer-General of all property within the Council area, totalling \$16 267 281 340.

2. *Declaration of Rates*

At a meeting held on 4 July 2017:

- (i) Declared differential general rates in the dollar based on capital values as follows:
- (a) 0.254529 cents in the dollar on rateable land use of the permissible differing category (a);
 - (b) 0.613162 cents in the dollar on any rateable land of the permissible differing categories (b) to (i) inclusive.
- (ii) Declared a minimum amount payable by way of general rates on rateable land in its area of \$889.
- (iii) Declared a separate rate on rateable land within the Council area of 0.009617 cents in the dollar based on capital values, as a contribution to the Adelaide and Mount Lofty Ranges Natural Resources Management Board.

T. BUSS, Chief Executive Officer

TOWN OF GAWLER

Town Centre Carparking Fund

PURSUANT to Section 50A of the Development Act 1993, notice is hereby given to determine the contribution amounts which apply to the Town Centre Carparking Fund for the 2017–2018 Financial Year. Details of the Fund are as follows:

Name of Fund

Town Centre Carparking Fund

Designated Area

Town Centre Historic (Conservation) Zone of the Gawler (CT) Development Plan consolidated 28 April 2016, incorporating the Light Town Centre Historic (Conservation) Policy Area and the Gawler South Town Centre Historic (Conservation) Policy Area.

Contribution Rates (per carpark) for the 2017–2018 Financial Year in Town Centre Historic (Conservation) Zone are as follows:

- Light Town Centre Historic (Conservation) Policy Area: \$7 310; and
- Gawler South Town Centre Historic (Conservation) Policy Area: \$5 468.

Date of Operation—6 July 2017.

H. INAT, Chief Executive Officer

TOWN OF GAWLER

Adoption of Valuation and Declaration of Rates 2017-2018

1. NOTICE is hereby given that pursuant to Section 167 (2) (a) of the Local Government Act 1999, the Town of Gawler, at its meeting held on Tuesday, 27 June 2017 and for the fiscal year ending 30 June 2018, adopted, for rating purposes, the most recent valuations of the Valuer-General available to Council, of the capital value of land within the area of the Council totalling \$3 644 487 740.

Declaration of General Rates

2. That having taken into account the general principles of rating outlined in Section 150 of the Local Government Act 1999 and the requirements of Section 153 (2) of the Local Government Act 1999, pursuant to Sections 153 (1) (b) and 156 (1) (a) of the Local Government Act 1999 and Regulation 14 (1) of the Local Government (General) Regulations 2013, the following Differential General Rates be declared in respect of all rateable land in the Council's area for the financial year ending 30 June 2018, varying on the basis of the use of the land:

- (a) Residential—0.5023 cents in the dollar.
- (b) Commercial (Shop)—1.0733 cents in the dollar.
- (c) Commercial (Office)—1.0733 cents in the dollar.
- (d) Commercial (Other)—1.0733 cents in the dollar.
- (e) Industry (Light)—1.0733 cents in the dollar.
- (f) Industry (Other)—1.0733 cents in the dollar.
- (g) Primary Production—0.5023 cents in the dollar.
- (h) Vacant Land—0.75345 cents in the dollar.
- (i) Other—0.5023 cents in the dollar.

3. That pursuant to Section 158 (1) of the Local Government Act 1999, for the financial year ending 30 June 2018, a minimum amount payable by way of rates of \$954 be fixed in respect of all rateable land in the Council area.

Service Charges

4. That pursuant to Section 155, of the Local Government Act 1999, for the financial year ending 30 June 2018, an annual waste management service charge of \$182 based on the nature of the service be imposed on all occupied land in the Council's area (excluding Primary production properties with no, or minimal, built form) to which the Council provides or makes available the prescribed service of waste collection, treatment and disposal.

Business Development and Marketing Separate Rates

5. That pursuant to Section 154 of the Local Government Act 1999, for the financial year ending 30 June 2018, Council declares a separate differential rate of 0.066898 cents in the dollar for business development and marketing in respect of all rateable land within the hatched area 'A' defined within Attachment 1 of the Declaration of Rates report to the 27 June 2017 Council Meeting, and to which the following land uses have been attributed: Category 2 (Commercial—Shop), Category 3 (Commercial—Office), Category 4 (Commercial—Other), Category 5 (Industry—Light) and Category 6 (Industry—Other).

6. That pursuant to Section 154 of the Local Government Act 1999, for the financial year ending 30 June 2018, Council declares a separate differential rate of 0.0367 cents in the dollar for business development in respect of all rateable land within the

Gawler township excluding the hatched area A defined within Attachment 1 of the Declaration of Rates report to the 27 June 2017 Council Meeting, and to which the following land uses have been attributed: Category 2 (Commercial—Shop), Category 3 (Commercial—Office), Category 4 (Commercial—Other), Category 5 (Industry—Light) and Category 6 (Industry—Other).

Natural Resources Management Levy

7. That pursuant to Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999, for the financial year ending 30 June 2018, in order to reimburse to the Council the amount of \$352 393 to be contributed to the Adelaide and Mount Lofty Ranges Natural Resources Management Board, a separate rate of 0.009891 cents in the dollar based upon the capital value of land is declared on all rateable land in the Council's area and within the Adelaide and Mount Lofty Ranges Natural Resources Management Board area.

Gawler East Separate Rates

8. Having:

- (a) followed the relevant steps set out in its Public Consultation Policy in respect of the prescribed consultation report prepared pursuant to Section 151 (6) of the Local Government Act 1999;
- (b) considered the feedback received during the public consultation period, as outlined in this report; and
- (c) varied the contribution applicable to the local heritage property located on Gawler One Tree Hill Road.

Council proceeds with the introduction of Separate Rates, to secure infrastructure contributions from developers, for the Gawler East Development area.

Separate Rate—Gawler East Transport Infrastructure

9. That pursuant to Section 154 (2) (b) of the Local Government Act 1999, for the financial year ending 30 June 2018, a proportional separate rate be declared on the following land parcels for the purpose of securing developer contributions towards construction of the Gawler East Link Road and associated deferred infrastructure activities, which will be of direct benefit to the land and occupiers of the land.

Development Area—Springwood Communities:

Assessment No.	Proportional Basis (developable land—hectares)	Infrastructure Charge per developable land (per hectare) \$	Total \$
140744	45.677	36 339.10	1 659 860.88
40868	22.745	36 339.10	826 532.73
136812	50.722	36 339.10	1 843 191.83

Development Area—Other Future Developers:

Assessment No.	Proportional Basis (developable land—hectares)	Infrastructure Charge per developable land (per hectare) \$	Total \$
68551	2.10	63 363.05	133 062.41
68762	2.16	63 363.05	136 864.19
68779	2.21	63 363.05	140 032.34
68795	2.69	63 363.05	170 446.60
68584	1.00	63 363.05	63 363.05
68576	1.00	63 363.05	63 363.05
68802	1.73	63 363.05	109 618.07
68827	3.26	63 363.05	206 563.54
68819	5.49	63 363.05	347 863.14
68568	1.31	63 363.05	83 005.60
88222	1.58	63 363.05	100 113.62
79776	1.38	63 363.05	87 441.01
67312	4.17	63 363.05	264 223.92
67337	1.61	63 363.05	102 014.51
67345	1.00	63 363.05	63 363.05
67434	1.25	63 363.05	79 203.81
71893	1.58	63 363.05	100 113.62
67361	3.15	63 363.05	199 593.61
67078	1.96	63 363.05	124 191.58
70808	1.81	63 363.05	114 687.12
67086	3.87	63 363.05	245 215.00

Development Area—Other Future Developers:

Assessment No.	Proportional Basis (developable land—hectares)	Infrastructure Charge per developable land (per hectare) \$	Total \$
68535	0.53	63 363.05	33 582.42
67191	2.45	63 363.05	155 239.47
67183	2.10	63 363.05	133 062.41
67175	1.05	63 363.05	66 531.20
133348	0.65	63 363.05	41 185.98
67118	3.20	63 363.05	202 761.76
67159	1.55	63 363.05	98 212.73
67142	0.59	63 363.05	37 384.20
5262	1.13	63 363.05	71 600.25

Separate Rate—Gawler East Community Infrastructure

10. That pursuant to Section 154 (2) (b) of the Local Government Act 1999, for the financial year ending 30 June 2018, a proportional separate rate be declared on the following land parcels for the purpose of securing developer contributions towards community infrastructure activities, which will be of direct benefit to the land and occupiers of the land:

Development Area—Springwood Communities:

Assessment No.	Proportional Basis (developable land—hectares)	Infrastructure Charge per developable land (per hectare) \$	Total \$
140744	45.677	24 670.95	1 126 894.98
40868	22.745	24 670.95	561 140.67
136812	50.722	24 670.95	1 251 359.93

Development Area—Other Future Developers:

Assessment No.	Proportional Basis (developable land—hectares)	Infrastructure Charge per developable land (per hectare) \$	Total \$
68551	2.10	34 284.01	71 996.42
68762	2.16	34 284.01	74 053.46
68779	2.21	34 284.01	75 767.67
68795	2.69	34 284.01	92 223.99
68584	1.00	34 284.01	34 284.01
68576	1.00	34 284.01	34 284.01
68802	1.73	34 284.01	59 311.34
68827	3.26	34 284.01	111 765.88
68819	5.49	34 284.01	188 219.22
68568	1.31	34 284.01	44 912.06
88222	1.58	34 284.01	54 168.74
79776	1.38	34 284.01	47 311.94
67312	4.17	34 284.01	142 964.33
67337	1.61	34 284.01	55 197.26
67345	1.00	34 284.01	34 284.01
67434	1.25	34 284.01	42 855.01
71893	1.58	34 284.01	54 168.74
67361	3.15	34 284.01	107 994.64
67078	1.96	34 284.01	67 196.66
70808	1.81	34 284.01	62 054.06
67086	3.87	34 284.01	132 679.12
68535	0.53	34 284.01	18 170.53
67191	2.45	34 284.01	83 995.83
67183	2.10	34 284.01	71 996.42
67175	1.05	34 284.01	35 998.21
133348	0.65	34 284.01	22 284.61
67118	3.20	34 284.01	109 708.84
67159	1.55	34 284.01	53 140.22
67142	0.59	34 284.01	20 227.57
5262	1.13	34 284.01	38 740.93

Separate Rate—Gawler East Traffic Interventions

11. That pursuant to Section 154 (2) (b) of the Local Government Act 1999, for the financial year ending 30 June 2018, a proportional separate rate be declared on the following land parcels for the purpose of securing developer contributions

towards Gawler East traffic interventions infrastructure activities, which will be of direct benefit to the land and occupiers of the land:

Development Area—Springwood Communities:

Assessment No.	Proportional Basis (developable land—hectares)	Infrastructure Charge per developable land (per hectare) \$	Total \$
140744	45.677	50 704.38	2 316 023.97
40868	22.745	50 704.38	1 153 271.23
136812	50.722	50 704.38	2 571 827.56

Development Area—Other Future Developers:

Assessment No.	Proportional Basis (developable land—hectares)	Infrastructure Charge per developable land (per hectare) \$	Total \$
68551	2.10	14 067.37	29 541.47
68762	2.16	14 067.37	30 385.51
68779	2.21	14 067.37	31 088.88
68795	2.69	14 067.37	37 841.21
68584	1.00	14 067.37	14 067.37

Assessment No.	Proportional Basis (developable land—hectares)	Infrastructure Charge per developable land (per hectare) \$	Total \$
68576	1.00	14 067.37	14 067.37
68802	1.73	14 067.37	24 336.54
68827	3.26	14 067.37	45 859.61
68819	5.49	14 067.37	77 229.84
68568	1.31	14 067.37	18 428.25
88222	1.58	14 067.37	22 226.44
79776	1.38	14 067.37	19 412.96
67312	4.17	14 067.37	58 660.91
67337	1.61	14 067.37	22 648.47
67345	1.00	14 067.37	14 067.37
67434	1.25	14 067.37	17 584.21
71893	1.58	14 067.37	22 226.44
67361	3.15	14 067.37	44 312.20
67078	1.96	14 067.37	27 572.04
70808	1.81	14 067.37	25 461.93
67086	3.87	14 067.37	54 440.70
68535	0.53	14 067.37	7 455.70
67191	2.45	14 067.37	34 465.05
67183	2.10	14 067.37	29 541.47
67175	1.05	14 067.37	14 770.73
133348	0.65	14 067.37	9 143.79
67118	3.20	14 067.37	45 015.57
67159	1.55	14 067.37	21 804.42
67142	0.59	14 067.37	8 299.75
5262	1.13	14 067.37	15 896.12

Separate Rates Relief Policy

12. That the Separate Rates Relief Policy, as tabled to this meeting, be adopted.

Residential Rates Cap

13. That pursuant to Section 153 (3) of the Local Government Act 1999, the Council will (upon application from the principal ratepayer) fix a maximum increase in General rates to be charged on any rateable land that constitutes the principal place of residence of the principal ratepayer as follows:

- 10% for self-funded retirees or those ratepayers whose primary income source is fixed government benefits
- 20% for all other ratepayers

Where the increase is as a result of significant valuation movements except where:

- (a) significant capital improvements have been made to the property; or

- (b) the basis for rating or rebates has changed from the previous year; or
- (c) new building work and/or development activity has occurred on the land; or
- (d) changes in land use, wholly or partially have occurred; or
- (e) changes in zoning have occurred; or
- (f) the ownership of the rateable property has changed from the previous year; or
- (g) the property is no longer the principal place of residence of the principal ratepayer; or
- (h) a correction has been made to a previously undervalued property by the Valuer-General; or
- (i) the property is owned by a company or incorporated body.

Alteration of General Rates for Commercial and Industrial Properties

14. Pursuant to Section 158 (1) (b) of the Local Government Act 1999, Council will alter the amount of General rates otherwise payable in respect of any rateable land use of Category 2 (Commercial—Shop), Category 3 (Commercial—Office), Category 4 (Commercial—Other), Category 5 (Industry—Light) and Category 6 (Industry—Other) as follows:

Property Valuation \$	General Rate	Rebate %	Effective Net General Rate
0-499 999	0.010733	40	0.0064398
500 000-749 999	0.010733	35	0.0069765
750 000-999 999	0.010733	30	0.0075131
1 000 000-1 499 999	0.010733	25	0.0080498
1 500 000-1 999 999	0.010733	15	0.0091231
2 000 000-4 999 999	0.010733	7.5	0.0099280
5 000 000+	0.010733	—	0.010733

Withholding of Discretionary General Rate Rebate for Commercial Properties in the Town Centre in a State of Neglect

15. Taking into consideration the determining factors outlined in Section 3.10 of the Strategic Rating Policy, Council withhold Discretionary Rate Rebates provided to the following property (pursuant to Section 158 (1) (b) of the Local Government Act 1999), on the basis that Council has deemed the property to be in a state of neglect which detracts significantly from the amenity of its locality:

- (a) Property No. 26586—8 Cowan Street, Gawler ('The Abbey')

Further, that the value of the Discretionary Rate Rebates withheld be retained in a Property Improvement Reserve Fund, towards making such funds available to property owners or businesses in the Town Centre (including those contributing the rebates) for improving the appearance of their premises.

Payment of Rates

16. That pursuant to Section 181 (2) of the Local Government Act 1999, Council determine that all rates and service charges will be payable in four equal or approximately equal instalments, falling due on 1 September 2017, 1 December 2017, 2 March 2018 and 1 June 2018.

H. INAT, Chief Executive Officer

CORPORATION OF THE TOWN OF WALKERVILLE

Adoption of Valuation and Declaration of Rates 2017-2018

NOTICE is hereby given that the Council of the Corporation of the Town of Walkerville, at its meeting held on 3 July 2017, and in relation to the 2017-2018 financial year, the Council, in exercise of the powers contained in Chapter 10 of the Local Government Act 1999:

1. Adopted the most recent valuations of the Valuer-General available to the Council of the capital value of land in its area totalling \$3 199 954 800.
2. Declared differential general rates as follows:

- 2.1 Residential: a rate of 0.0024423 in the dollar on the capital value of such rateable land;
- 2.2 Commercial—Shop: a rate of 0.0037855 in the dollar on the capital value of such rateable land;
- 2.3 Commercial—Office: a rate of 0.0037855 in the dollar on the capital value of such rateable land;
- 2.4 Commercial—Other: a rate of 0.0037855 in the dollar on the capital value of such rateable land;
- 2.5 Industry—light: a rate of 0.0037855 in the dollar on the capital value of such rateable land;
- 2.6 Industry—other: a rate of 0.0037855 in the dollar on the capital value of such rateable land;
- 2.7 Primary production: a rate of 0.0037855 in the dollar on the capital value of such rateable land;
- 2.8 Vacant land: a rate of 0.0037855 in the dollar on the capital value of such rateable land;
- 2.9 Other: a rate of 0.0037855 in the dollar on the capital value of such rateable land.

3. Declared a minimum amount payable by way of general rates of \$1 163.

4. Declared a separate rate of 0.000095 in the dollar on all rateable land in the Council area in respect of the Adelaide and Mount Lofty Ranges Natural Resources Management Board Levy.

Payment of Rates

Rates can be paid in one payment by the 8 September 2017, or in four equal, or approximately equal, parts which, pursuant to Section 181 (2) of the Local Government Act 1999, will fall due on the following dates:

- 1st payment: 8 September 2017;
- 2nd payment: 8 December 2017;
- 3rd payment: 8 March 2018; and
- 4th payment: 8 June 2018.

A copy of the 2017-2018 Annual business plan can be viewed at Council's offices, 66 Walkerville Terrace, Gilberton, S.A. 5081, during business hours, or from website: walkerville.sa.gov.au.

K. MAGRO, Chief Executive Officer

ALEXANDRINA COUNCIL

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that the Alexandrina Council at its meeting held on 3 July 2017, for the financial year ending 30 June 2018, in exercise of the powers contained in Chapter 8 and 10 of the Local Government Act 1999, resolved as follows:

Adoption of Valuations

That pursuant to Section 167 (2) (a) of the Local Government Act 1999, the Council adopts the most recent valuations of capital value made by the Valuer-General for rating purposes for the year ending 30 June 2018. The total valuations for the area aggregate \$7 299 003 480 of which \$7 101 921 462 is the valuation of rateable land.

Declaration of Rates

That pursuant to Sections 153 (1) (b) and 156 (1) (a) of the Act declares that the following differential general rates on rateable land within the Council area, based on capital value of the land and by reference to land use as categorised within Regulation 14 (1) of the Local Government (General) Regulations 2013:

- In respect of rateable land which is categorised by Land Use Category 1 (Residential), Category 2 (Commercial—Shops), Category 3 (Commercial—Office), Category 4 (Commercial—Other), Category 5 (Industry—Light), Category 6 (Industry—Other), Category 8 (Vacant Land), Category 9 (Other),
a differential general rate of 0.3858 cents in the dollar.
- In respect of rateable land which is categorised by Land Use Category 7 (Primary Production),
a differential general rate of 0.3202 cents in the dollar.

- Determine that the maximum increase in the general rate to be charged on rateable land in its area that constitutes the principal place of residence of a principal ratepayer shall be 10%, and any amount over 10% be remitted.

Fixed Charge

Pursuant to Sections 151 and 152 (1) (c) of the Local Government Act, a fixed charge of \$350 be imposed on each separate piece of rateable land within the Council area.

Declaration of Separate Rates—Natural Resources Management Levy Valuations

In exercise of the powers contained in Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999, and in order to reimburse to Council, the amount contributed to:

- The Adelaide and Mount Lofty Ranges Natural Resources Management Board, being \$169,930 a separate rate of 0.0098 cents in the dollar, based on rateable land in the Council area within the area of the Board, the capital value of which comprises \$1 728 575 720.
- The SA Murray-Darling Basin Natural Resources Management Board, being \$1,324,397 a separate rate of 0.0246 cents in the dollar, based on rateable land in the Council area within the area of the Board, the capital value of which comprises \$5 373 345 742.

Rate Rebates

Pursuant to Section 44 of the Local Government Act 1999, delegates its power to the Chief Executive or his nominee to determine applications and to grant a discretionary rebate of rates in accordance to Section 166 of the Local Government Act 1999.

Pursuant to Chapter 10; Division 5 of the Local Government Act 1999, adopt the Rating Policy as presented, noting that for the 2017-2018 financial year that all other rateable land (excluding the principal place of residence) within its area shall be limited to a maximum rate increase of 50%, and any amount over 50% will be remitted upon application within the relevant conditions.

Service Charges

Pursuant to Section 155 (2) of the Local Government Act 1999, the Council declares the following service charges for all properties serviced by these schemes for the year ended 30 June 2018 as follows:

(1) Common Effluent Service Charges:

- (a) Occupied unit—\$545.
- (b) Vacant unit—\$410.

(2) Water Schemes:

(a) Finnis Water Scheme

An access charge of \$230 for properties connected to the Scheme with an additional charge of \$3.31 per kilolitre for consumption.

Payment of Rates

That pursuant to Section 181 (2) of the Local Government Act 1999, Council declares that all rates for the year ending 30 June 2018 are payable by quarterly instalments on the 1st day of the month of September 2017, December 2017, March 2018 and June 2018.

G. RAPPENBERG, Chief Executive Officer

COORONG DISTRICT COUNCIL

Naming of Public Roads

NOTICE is hereby given that at its meeting held on 23 June 2015, the Coorong District Council resolved, pursuant to Section 219 (1) of the Local Government Act 1999, that the new roads as part of the Wellington East development be named:

Jefferson Court
George Mason Street
Kelsey Road
Alison Court
Riley Road
Trilby Road
Richard Street
Betts Road

V. CAMELL, Chief Executive Officer

COPPER COAST COUNCIL

Adoption of Valuation and Declaration of Rates

NOTICE is hereby given that the Copper Coast Council, at its meeting held on Wednesday, 5 July 2017, resolved for the year ending 30 June 2018 as follows:

Adoption of Valuations

To adopt the most recent valuations of the Valuer-General available to the Council, of the capital value of land within the Council's area totalling \$3 501 025 560 and of which \$3 368 250 584 is the total valuation of rateable land.

Adoption of Rates

1. To declare the following differential general rates varying according to the use of the land:

- (i) with a land use designated as Category (a)—Residential, a rate of 0.2630 cents in the dollar;
- (ii) with a land use designated as Category (b) Commercial—Shop, Category (c)—Commercial Office or Category (d)—Commercial Other, a rate of 0.5763 cents in the dollar;
- (iii) with a land use designated as Category (e)—Industry-Light, a rate of 0.5978 cents in the dollar;
- (iv) with a land use designated as Category (g)—Primary Production, a rate of 0.2451 cents in the dollar;
- (v) with a land use designated as Category (h)—Vacant Land, a rate of 0.4438 cents in the dollar;
- (vi) with a land use designated as Category (i)—Other (any other land use not referred to in a previous category), a rate of 0.2956 cents in the dollar; and
- (vii) with a land use designated as Marina Berths, a rate of 0.5763 cents in the dollar.

2. To impose an amount of \$566 as a fixed charge as part of the general rates in respect of each separate piece of rateable land in the area of the Council.

3. To declare a separate rate of a fixed amount of \$696 in respect of each separate piece of rateable land in that part of the Council area known as 'The Dunes' to partly fund the activity of the maintenance of the Port Hughes Golf Course.

4. To declare a differential separate rate of 0.0275 cents in the dollar in respect of each separate piece of rateable land (excluding land with a residential land use) in that part of the Council area known as Kadina Central Business District for the activity which is the 'revitalisation project'.

5. To declare a separate rate of a proportional amount of \$195 per linear metre of shop front in respect of each separate piece of rateable land in that part of the Council area known as Owen Terrace Business District for the activity which is the 'verandah project'.

6. To declare a separate rate of a fixed amount of \$265 in respect to each allotment per certificate of title for properties in that part of the Council area adjoining the Riley Cove Community Corporations 20692 internal roads to fund the activity of the replacement of the road seal, pavement and kerbing (internal road maintenance).

7. To declare a separate rate of a fixed amount of \$195 in respect of each property allotment per certificate of title for properties adjoining Moyle Street, New Town for a 50% contribution towards the activity of upgrading Moyle Street.

8. To declare a separate rate of \$7 000 000 allocated by a fixed percentage over the following properties certificate of titles being CT Vol 6059, Folio 235—10%, CT Vol 6059, Folio 236—50%, CT Vol 6059, Folio 237—35% and CT Vol 6059, Folio 243—5% for the activity of the construction of a road with associated infrastructure and the development of an economic marketing strategy for the Copper Coast.

Adoption of Community Wastewater Management Scheme Annual Service Charges

To impose an annual service charge based on the nature of the service and the level of usage of the service of \$503 per property unit in respect of all land to which the Council

provides or makes available the Community Wastewater Management scheme.

Adoption of Natural Resources Management Levy

To declare a separate rate of 0.0184 cents in the dollar based on the capital value of all rateable land within the Council area and the area of the Northern and Yorke Natural Resources Management Board in order to reimburse the Council the amount of \$615 643 payable to the Northern and Yorke Natural Resources Management Board.

Payment of Rates

All rates and charges will fall due in four equal or approximately equal instalments payable on or before the first day in each of the months of:

- September 2017;
- December 2017;
- March 2018; and
- June 2018.

P. HARDER, Chief Executive Officer

DISTRICT COUNCIL OF FRANKLIN HARBOUR

Adoption of Valuation and Declaration of Rates

NOTICE is hereby given that the District Council of Franklin Harbour at its meeting held on 14 June 2017, resolved for the 2017-2018 financial year:

Adoption of Capital Valuations

Pursuant to Section 167 (2) (a) of the Local Government Act 1999 adopts for the year ending 30 June 2018 for rating purposes, the valuations of the Valuer-General of capital values in relation to the area of the Council totalling \$267 069 140.

Declaration of Rates

Pursuant to Sections 153 (1) (b) and 156 (1) (c) of the Local Government Act 1999, the District Council of Franklin Harbour declares the following Differential Rates based on the assessed capital value of all rateable properties within the Council for the financial year ending 30 June 2018, the said differential general rates to vary by reference to the land use and to locality in which the rateable land is situated:

- Rateable land with land use Residential—0.2000 cents in the dollar;
- Rateable land with land use Commercial Shop—0.2000 cents in the dollar;
- Rateable land with land use Commercial Other—0.2000 cents in the dollar;
- Rateable land with land use Industry Light—0.2000 cents in the dollar;
- Rateable land with land use Industry Other—0.2000 cents in the dollar;
- Rateable land with the Commercial (Bulk Handling) zone—1.0951 in the dollar;
- Rateable land with land use Primary Production—0.4910 cents in the dollar;
- Rateable land with land use Vacant Land—0.4910 cents in the dollar; and
- Rateable land with land use Other—0.2000 cents in the dollar.

Declaration of a Fixed Charge

Pursuant to Section 152 (1) (c) of the Local Government Act 1999, the District Council of Franklin Harbour declares a fixed charge of \$371 on each separate assessed rateable property for the financial year ending 30 June 2018.

Declaration of a Separate Rate—Natural Resources Management Levy

Pursuant to Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999, and in order to reimburse Council for amounts contributed to the Eyre Peninsula Natural Resources Management Board, declare a separate rate on all rateable properties within the area of the Council and of the Board for the year ending 30 June 2018 based on the purpose of land use, these rates being:

- Residential..... \$72.18
- Commercial and Industrial \$108.27
- Primary Producers \$144.37
- Other and Vacant Land..... \$72.18

Declaration of an Annual Service Charge—Garbage

Pursuant to Section 155 (1) (b) of the Local Government Act 1999, the District Council of Franklin Harbour declares an Annual Service Charge of \$250 for all occupied properties in Cowell, Port Gibbon and Lucky Bay for the first service and \$200 for each additional service for the year ended 30 June 2018.

Declaration of an Annual Service Charge—Garbage Recycling

Pursuant to Section 155 (1) (b) of the Local Government Act 1999, the District Council of Franklin Harbour declares an Annual Service Charge of \$240 for residents of Cowell who use the monthly recyclable collection service for the year ended 30 June 2018.

Separate Rate—Cowell CWMS fixed charge

Pursuant to Section 154 (1) and (2) (c) of the Local Government Act 1999, declares a Separate Rate of \$367 for the fixed component of the Community Waste Water Management Scheme, for all properties within the CWMS collection area in Cowell, for the year ending 30 June 2018.

Declaration of an Annual Service Charge—Cowell CWMS service charge

Pursuant to Section 155 (1) (a) of the Local Government Act 1999, declares an Annual Service Charge of \$442 for the variable component of the Community Waste Water Management Scheme, for all properties within the CWMS collection area in Cowell, for the year ending 30 June 2018.

Declaration of an Annual Service Charge—Lucky Bay Water

Pursuant to Section 155 (1) (a) of the Local Government Act 1999, declares an Annual Service Charge of \$270 for the Lucky Bay water supply capital and maintenance costs for the year ended 30 June 2018.

Separate Rate—Lucky Bay Erosion Projection Investigation

Pursuant to Section 154 (2) (c) of the Local Government Act 1999, and in order to reimburse Council for expenditure on the Erosion Projection Investigation and Design project, declares a separate rate based on a fixed charge of \$100 on all rateable properties within Lucky Bay for the year ending 30 June 2018.

Declaration of an Annual Service Charge—Port Gibbon Water

Pursuant to Section 155 (1) (a) of the Local Government Act 1999, declares an Annual Service Charge of \$270 for the Port Gibbon water supply capital and maintenance costs for the year ended 30 June 2018.

Declaration of an Annual Service Charge—Port Gibbon CWMS

Pursuant to Section 155 (1) (a) of the Local Government Act 1999, declares an Annual Service Charge of \$442 for the Port Gibbon CWMS capital and maintenance costs for the year ended 30 June 2018.

Declaration of Payment of Rates

Pursuant to Section 181 of the Local Government Act 1999, the District Council of Franklin Harbour declares that the rates for the financial year ending 30 June 2018 will fall due in four equal or approximately equal instalments payable on 15 September 2017, 15 December 2017, 15 March 2018 and 15 June 2018.

C. SMITH, Chief Executive Officer

KINGSTON DISTRICT COUNCIL

Declaration of Townships

NOTICE is hereby given that at a meeting of Council held on Friday, 23 June 2017, pursuant to Section 4 of the Local Government Act 1999, Council resolved to declare the local government townships of Kingston SE and Cape Jaffa, the boundaries of which are shown on Rack Plan 1116 (Kingston SE) and 1117 (Cape Jaffa), deposited in the Office of the Surveyor-General.

Copies of the plans can be viewed at the Kingston District Council Office, 29 Holland Street, Kingston SE, the Council website www.kingstondc.sa.gov.au or at the Office of the Surveyor General, 101 Grenfell Street, Adelaide.

A. MACDONALD, Chief Executive Officer

LIGHT REGIONAL COUNCIL

Appointment of Members to Council's Assessment Panel

PURSUANT to Section 56A of the Development Act 1993, Council, at its meeting held on 23 May 2017, resolved to appoint the following members to Council's Assessment Panel to take effect from 1 October 2017:

Presiding Member	Bruce Ballantyne
Elected Member	Councillor David Shannon
Independent Member	Robert Veitch
Independent Member	Mike Canny
Independent Member	Joel Taggart

These appointments are for a twelve month term and shall expire on 30 September 2018.

L. SAPIO, Manager, Development Services

NARACOORTE LUCINDALE 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 Naracoorte Lucindale 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's 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-law previously made by the Council are revoked from the day on which this by-law comes into operation,¹

4.1.1 By-law No. 1—Permits and Penalties 2010.²

4.2 This by-law will expire on 1 January 2025.³

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 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;
- 6.1 *Authorised person* means a person appointed by the Council as an authorised person pursuant to Section 260 of the Act;
- 6.2 *Council* means the Naracoorte Lucindale Council; and
- 6.3 *person* includes a natural person, a body corporate or an incorporated 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, its delegate, or such other person as the Council may authorise, granted in writing (including by way of the Council adopting a policy for that 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, its delegate, 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, its delegate, or such other person as the Council may authorise, 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 per cent 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 per cent of the maximum penalty prescribed by the Act for a breach of a by-law.

This by-law was duly made and passed at a meeting of the Naracoorte Lucindale Council held on 27 June 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.

H. MACDONALD, Chief Executive Officer

NARACOORTE LUCINDALE COUNCIL

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 2 of 2017—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 Naracoorte Lucindale 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 operation¹:

4.1.1 By-law No. 2—Local Government Land 2010.²

4.2 This by-law will expire on 1 January 2025.³

Note:

¹ Generally a by-law comes into operation 4 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 subclauses 5.3 and 5.4, this by-law applies throughout the Council's area.

5.3 Subclauses 9.2, 9.4.1 (c), 9.8.1, 9.9.2, 9.23.3-9.23.5, 9.26.2, 9.37, 10.5 and 10.10 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 9.4.2, 9.8.3, 9.12.2, 9.23.1 and 9.33.1 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, insects and poultry but does not include a dog;

6.3 *authorised person* is a person appointed by the Council as an authorised person pursuant to Section 260 of the Act;

6.4 *boat* includes a raft, pontoon or personal watercraft or other similar device;

6.5 *boat ramp* means a facility constructed, maintained and operated for the launching and retrieval of a boat;

6.6 *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;

6.7 *Council* means the Naracoorte Lucindale Council;

6.8 *effective control* means a person exercising effective control of an animal either:

6.8.1 by means of a physical restraint; or

6.8.2 by command, the animal being in close proximity to the person and the person being able to see the animal at all times;

6.9 *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;

6.10 *emergency vehicle* has the same meaning as in the Australian Road Rules and the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014;

6.11 *emergency worker* has the same meaning as in the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014;

6.12 *foreshore* means land (whether Local Government land or otherwise) extending from the edge of any navigable waterway or body of water in the Council's area to the nearest road or section boundary or for a distance of 50 metres (whichever is the lesser).

6.13 *funeral ceremony* means a ceremony only (i.e. a memorial service) and does not include a burial;

6.14 *liquor* has the same meaning as in the Liquor Licensing Act 1997;

6.15 *Local Government land* means all land owned by the Council or under the Council's care, control and management (except roads);

6.16 *offensive* includes threatening, abusive, insulting or annoying behaviour and offend has a complementary meaning;

6.17 *open container* means a container which after the contents of the container have been sealed at the time of manufacture:

6.17.1 being a bottle, it has had its cap, cork or top removed (whether or not it has since been replaced);

6.17.2 being a can, it has been opened or punctured;

6.17.3 being a cask, it has had its tap placed in a position to allow it to be used;

6.17.4 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

6.17.5 is a flask, glass, mug or other container able to contain liquid.

6.18 *personal watercraft* means a device that:

6.18.1 is propelled by a motor;

6.18.2 has a fully enclosed hull;

6.18.3 is designed not to retain water if capsized; and

6.18.4 is designed to be operated by a person who sits astride, stands, or kneels on the device;

and includes the device commonly referred to as a jet ski;

- 6.19 *tobacco product* has the same meaning as in the Tobacco Products Regulation Act 1997;
- 6.20 *vehicle* has the same meaning as in the Road Traffic Act 1961;
- 6.21 *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
- 6.22 *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 subclause 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, where stated, 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, advertising 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 or broadcasting sound, or magnifying sound.

9.4 Animals

9.4.1 On Local Government land other than the foreshore:

- 9.4.1.1 cause or allow an animal to stray onto, move over, graze or be left unattended; or
- 9.4.1.2 cause or allow an animal to enter, swim, bathe or remain in any waters thereon; or
- 9.4.1.3 lead, herd, drive or exercise an animal, on any Local Government land to which the Council has resolved this subclause applies and only then, provided that the animal or animals are under effective control.

9.4.2 On the foreshore lead, herd or exercise a sheep, cow, goat or horse except on any foreshore to which the Council has resolved this subclause applies.

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 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.

9.7 Bees

Place a hive of bees on such land, or allow it to remain thereon.

9.8 Boats

Subject to the provisions of the Harbors and Navigation Act 1993 and the Marine Safety (Domestic Commercial Vessel) National Law:

- 9.8.1 launch or retrieve a boat from or to any Local Government land or foreshore area to which the Council has determined this subclause applies;
- 9.8.2 launch or retrieve a boat from or to any Local Government land other than from a boat ramp constructed for that purpose;
- 9.8.3 propel, float or otherwise use a boat on or in any waters except:
- 9.8.3.1 in an area to which the Council has resolved (if any); and
- 9.8.3.2 in accordance with any conditions that the Council may have determined by resolution apply to that use;
- 9.8.4 hire out a boat or otherwise use a boat for commercial purposes;
- 9.8.5 moor a boat on any waters or to a pontoon attached to Local Government land.

9.9 Boat Ramps

- 9.9.1 Allow any vehicle or boat to remain stationary on any boat ramp longer than is necessary to launch or retrieve a boat.
- 9.9.2 Launch or retrieve a boat from or onto any boat ramp on Local Government land or on the foreshore to which the Council has determined this subclause applies other than in accordance with the conditions determined by the Council, including any condition specified on a sign displayed on or in the vicinity of the boat ramp.

9.10 Buildings

Use a building, or structure on Local Government land for a purpose other than its intended purpose.

9.11 Burials and Memorials

- 9.11.1 Bury, inter or spread the ashes of any human or animal remains.
- 9.11.2 Erect any memorial.

9.12 *Camping and Tents*

9.12.1 Subject to this subclause 9.12, erect a tent or other structure of calico, canvas, plastic or similar material as a place of habitation.

9.12.2 Camp or stay overnight except:

9.12.2.1 where a person is in a caravan park on Local Government land, the proprietor of which has been given permission by Council to operate the caravan park on that land; or

9.12.2.2 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).

9.13 *Canvassing*

Subject to subclause 14.2, convey any advertising, religious or other message to any bystander, passer-by or other.

9.14 *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.

9.15 *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.

9.16 *Donations*

Ask for or receive or indicate that he or she desires a donation of money or any other thing.

9.17 *Entertainment and Busking*

9.17.1 Sing, busk or play a recording or use a musical instrument for the apparent purpose of either entertaining others or receiving money.

9.17.2 Conduct or hold a concert, festival, show, public gathering, circus, meeting, performance or any other similar activity.

9.18 *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.

9.19 *Fires*

Subject to the Fire and Emergency Services Act 2005, light any fire except:

9.19.1 in a place provided by the Council for that purpose; or

9.19.2 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.

9.20 *Fireworks*

Ignite or discharge any fireworks.

9.21 *Flora and Fauna*

Subject to the Native Vegetation Act 1991 and the National Parks and Wildlife Act 1972:

9.21.1 damage, pick, disturb, interfere with or remove any plant or flower thereon;

9.21.2 deposit, dig, damage, disturb, interfere with or remove any soil, stone, wood, clay, gravel, pebbles, timber, bark or any part of the land;

9.21.3 take, interfere with, tease, harm or disturb any animal, bird or marine creature or the eggs or young of any animal, bird or marine creature;

9.21.4 pick, collect, take, interfere with or disturb any fruit, nuts, berries or native seeds;

9.21.5 disturb, interfere with or damage any burrow, nest or habitat of any animal or bird;

9.21.6 use, possess or have control of any device for the purpose of killing or capturing any animal, bird or marine creature; or

9.21.7 burn any timber or dead wood.

9.22 *Foreshore*

On the foreshore:

9.22.1 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;

9.22.2 allow a vehicle to remain stationary on the foreshore;

9.22.3 drive or propel a vehicle on the foreshore except on an area that is constructed or set aside by the Council for that purpose;

9.22.4 launch or retrieve a boat from or to the foreshore without using a boat ramp or thoroughfare constructed or set aside by the Council for that purpose;

9.22.5 hire out a boat on or from the foreshore.

9.23 *Games and Sport*

9.23.1 Participate in, promote or organise any organised competition or sport as distinct from organised social play except on Local Government land to which the Council has resolved this subclause applies.

9.23.2 Play or practice 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.

9.23.3 Play or practice the game of golf on Local Government land to which the Council has resolved this subclause applies.

9.23.4 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.

9.23.5 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 any sign on or in the vicinity of the land.

9.24 *Interference with Local Government Land*

Interfere with, alter or damage the land (including a building, structure or fixture located on the land) including:

9.24.1 altering the construction or arrangement of the land to permit or facilitate access from an adjacent property;

9.24.2 erecting or installing a structure in, on, across, under or over the land;

9.24.3 changing or interfering with the construction, arrangement or materials of the land;

9.24.4 planting a tree or other vegetation on the land, interfering with the vegetation on the land or removing vegetation from the land; or

9.24.5 otherwise use the land in a manner contrary to the purpose for which the land was designed to be used.

9.25 *Marine Life*

Introduce any aquatic flora and fauna to any waters located on Local Government land.

9.26 *Model Aircraft, Boats and Cars*

Subject to the Civil Aviation Safety Regulations 1998:

9.26.1 fly or operate a model or drone aircraft, boat or model or remote control car 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

9.26.2 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.

9.27 *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.

9.28 *Playing and Recreation Area*

Use or occupy a playing or recreation area:

9.28.1 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);

9.28.2 in a manner contrary to the purpose for which the playing area was intended to be used or occupied; or

9.28.3 contrary to directions of the Council made by resolution and indicated on a sign displayed adjacent to the playing area.

9.29 *Pontoons*

Install or maintain a pontoon or jetty in any waters.

9.30 *Preaching*

Preach, harangue or solicit for religious purposes.

9.31 *Ropes*

Place a buoy, cable, chain, hawser, rope or net in or across any waters.

9.32 *Waste and Waste Transfer Station*

9.32.1 Interfere with, remove or take away any waste that has been discarded at any Waste Transfer Station on Local Government land.

9.32.2 Remove, disperse or interfere with any waste (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 *Bridge Jumping*

Jump or dive from a bridge on Local Government land.

10.3 *Climbing*

Climb on or over any fixture, fitting, plant, object or building other than a playground or similar area that the Council has set aside for the purpose.

10.4 *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.

10.5 *Fishing*

Fish in any waters to which the Council has determined this subclause applies.

10.6 *Glass*

Wilfully break any glass, china or other brittle material.

10.7 *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 have been granted by the Council.

10.8 *Nuisance*

Behave in such an unreasonable manner as to cause discomfort, inconvenience, annoyance or offence to any other person.

10.9 *Playing Games*

Play or practice a game:

10.9.1 which is likely to cause damage to the land or anything on it; or

10.9.2 in any area where a sign indicates that the game is prohibited.

10.10 *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.

10.11 *Solicitation*

Tout or solicit customers for the parking of vehicles or for any other purpose whatsoever.

10.12 *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.

10.13 *Toilets*

In any public convenience on Local Government land:

10.13.1 urinate other than in a urinal or pan or defecate other than in a pan set apart for that purpose;

10.13.2 deposit anything in a pan, urinal or drain which is likely to cause a blockage;

10.13.3 use it for a purpose for which it was not designed or constructed;

10.13.4 enter a toilet that is set aside for use of the opposite gender except:

10.13.4.1 where a parent or adult guardian accompanies a child under the age of eight years; or

10.13.4.2 to provide assistance to a person with a disability; or

10.13.4.3 in the case of a genuine emergency.

10.14 *Waste*

10.14.1 Deposit or leave thereon anything obnoxious or offensive.

10.14.2 Deposit in a receptacle any waste 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 and 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 (unless the Council determines otherwise) while the contractor is acting under the supervision of a Council officer.

14.2 The restrictions in subclauses 9.13 and 9.15 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 Naracoorte Lucindale Council held on 27 June 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.

H. MACDONALD, Chief Executive Officer

NARACOORTE LUCINDALE 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 Naracoorte Lucindale 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'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 operation¹:

4.1.1 By-law No. 3—Roads 2010.²

4.2 This by-law will expire on 1 January 2025.³

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 2016.

5.2 Subject to subclause 5.3, this by-law applies throughout the Council's area.

5.3 Subclause 7.4.2 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* 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 pursuant to 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 Naracoorte Lucindale 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 *electoral matter* has the same meaning as in the Electoral Act 1995 provided that such electoral matter is not capable of causing physical damage or injury to a person within its immediate vicinity;
- 6.8 *emergency worker* has the same meaning as in the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014;

6.9 *moveable sign* has the same meaning as in the Act;

6.10 *road* has the same meaning as in the Act; and

6.11 *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, advertising or sign for the purpose of advertising goods or services except for a moveable sign that is displayed on a road in accordance with the Council's Moveable Signs By-law 2017:

7.2 Amplification

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

7.3 Animals

Cause or allow an animal (or animals) to stray onto or move over a road unless the animal (or animals) is under effective control.

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 for:

- 7.4.2.1 on a road as determined by resolution of the Council (if any); and
- 7.4.2.2 in accordance with any conditions determined by the Council and displayed on any signage on or near that 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

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

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

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

7.7.4 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.

8. *Prohibited Activities*8.1 *Animals*

A person must not, on any road, lead, herd or exercise an animal in such a manner as to cause a nuisance or endanger the safety of a person.

PART 3—ENFORCEMENT

9. *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.

10. *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.

11. *Removal of Animals and Objects*

- 11.1 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.
- 11.2 The Council may recover from the owner or apparent owner of an object removed under subclause 11.1, the costs it incurs in removing that object.

PART 4—MISCELLANEOUS

12. *Exemptions*

- 12.1 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 (unless the Council determines otherwise) while the contractor acting under the supervision of a Council officer.

13. *Liability of Vehicle Owners*

- 13.1 For the purposes 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 Naracoorte Lucindale Council held on 27 June 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.

H. MACDONALD, Chief Executive Officer

NARACOORTE LUCINDALE 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 Naracoorte Lucindale 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 is 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's 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 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 operation¹:
 - 4.1.1 By-law No.4—Moveable Signs 2010.²
- 4.2 This by-law will expire on 1 January 2025.³

Note:

- 1 Generally a by-law comes into operation 4 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 This by-law applies throughout the Council's area and is subject to the Development Act 1993.

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* means a strip of cloth, plastic or other material that is designed to be slung between two brackets, tied up at either end or hung from a pole, fence or other structure;
- 6.4 *business premises* means premises from which a business is being conducted;
- 6.5 *Council* means Naracoorte Lucindale Council;
- 6.6 *footpath area* means:
 - 6.6.1 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;
 - 6.6.2 a footway, lane or other place made or constructed for the use of pedestrians and not for the use of vehicles;
- 6.7 *Local Government land* has the same meaning as in the Act;

- 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.
- 6.11 for the purposes of this by-law, reference to a *sealed part of a footpath* means that part of the footpath that is bituminized, paved or otherwise sealed by cement and/or pavers.

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—MOVEABLE SIGNS

7. *Construction and Design*

A moveable sign must:

- 7.1 be of kind known as an ‘A’ frame or sandwich board sign, an ‘inverted ‘T’ sign, a flat sign or, with the permission of the Council (which permission may be given by way of the Council adopting a policy for that purpose), a sign of some other kind;
- 7.2 be designed, constructed and maintained in good quality and condition so as not to, in the opinion of an authorised person, 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 any 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 be constructed of timber, cloth, metal, plastic or plastic coated cardboard, or a mixture of such materials;
- 7.7 not exceed 1 metre in height, 600 mm in width and 600 mm in depth;
- 7.8 not have balloons, flags, streamers or other things attached to it;
- 7.9 not rotate or contain flashing parts;
- 7.10 in the case of an ‘A’ frame or sandwich board sign:
 - 7.10.1 be hinged or joined at the top;
 - 7.10.2 be of such construction that its sides are securely fixed or locked in position when erected; and
 - 7.10.3 not have a base area in excess of 0.6 square metres;
- 7.11 in the case of an inverted ‘T’ sign, not contain struts or members that run between the display area and the base of the sign.

8. *Placement*

A moveable sign must not be:

- 8.1 placed on any part of a road other than the footpath area;
- 8.2 placed on a footpath that is less than 2.5 metres wide;
- 8.3 tied, fixed or attached to or placed closer than 1 metre from another structure, fixed object, tree, bush or plant (including another moveable sign);
- 8.4 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;
- 8.5 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;
- 8.6 placed closer than 1 metre 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);
- 8.7 placed on a landscaped area, other than landscaping that comprises only lawn;
- 8.8 placed within 10 metres of an intersection of two or more roads;

- 8.9 placed on a footpath area with a minimum height clearance from a structure above it of less than 2 metres;
- 8.10 placed on a designated parking area, a median strip, traffic island, roundabout or, within 1 metre of an entrance to premises;
- 8.11 displayed during the hours of darkness unless it is clearly lit; or
- 8.12 be placed in such a position or in such circumstances so that, in the opinion of an authorised person, the safety of a user of the footpath area or road is at risk.

9. *Appearance*

A moveable sign placed on the footpath area must, in the opinion of an authorised person:

- 9.1 be painted or otherwise detailed at a competent and professional manner;
- 9.2 be attractive, legible and simply worded to convey a precise message;
- 9.3 be of such design and contain such colours which are compatible with the architectural design of the premises adjacent to the sign, and which relate well to the townscape and overall amenity of the locality in which it is situated; or
- 9.4 contain combinations of colour and typographical styles which blend in with and reinforce the heritage qualities of the locality and the buildings where it is situated.

10. *Banners*

A person must not erect or display a banner on a road or 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.

11. *Restrictions*

- 11.1 The owner or operator of a business must not cause or allow more than one moveable sign for each business premises to be displayed on the footpath area at any time.
- 11.2 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 or a road primarily for the purpose of advertising or offering for sale a product (including the vehicle) or business to which the sign relates.
- 11.3 A person must not cause or allow a moveable sign to be placed on a footpath area unless:
 - 11.3.1 it only displays material which advertises a business being conducted on premises adjacent to the moveable sign or the goods and services available from that business; and
 - 11.3.2 the business premises to which it relates is open to the public.
- 11.4 If in the opinion of an authorised person, a footpath area is unsafe for a moveable sign to be displayed, the authorised person may prohibit or restrict the display of a moveable sign thereon.

12. *Exemptions*

- 12.1 Subclauses 11.1 and 11.3 of this by-law do not apply to a moveable sign which:
 - 12.1.1 advertises a garage sale taking place from residential premises; or
 - 12.1.2 is a directional sign to an event run by a community organisation or charitable body.
- 12.2 Subclauses 11.1 and 11.3 of this by-law do not apply to a flat sign which only contains a newspaper headline and the name of a newspaper or magazine.
- 12.3 A requirement of this by-law will not apply where the Council has granted permission (including under any Council Policy adopted for that purpose) for the moveable sign to be displayed contrary to that requirement.

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 or 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 four (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

13. Removal of Moveable Signs

13.1 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. This includes:

13.1.1 if, in the opinion of the 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

13.1.2 for the purpose of 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.

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.

13.2 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.

14. Liability of Vehicle Owners

14.1 For the purposes of this Clause 14, owner in relation to a vehicle has the same meaning as contained in Section 4 of the Act.

14.2 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 City of West Torrens held on 27 June 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.

H. MACDONALD, Chief Executive Officer

NARACOORTE LUCINDALE COUNCIL

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 5 of 2017—Dog By-law 2017

A by-law to limit the number of dogs kept on premises and for the management and control of dogs in the Council's 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 Naracoorte Lucindale 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;
- 3.2 to promote responsible dog ownership;
- 3.3 to protect the convenience, comfort and safety of members of the public; and
- 3.4 for the good rule and governance 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 operation¹:

4.1.1 Dogs By-law No. 5 2010.²

4.2 This by-law will expire on 1 January 2025.³

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 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 *authorised person* means a person appointed as an authorised person pursuant to section 260 of the Act;
- 6.5 *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);
- 6.6 *Council* means the Naracoorte Lucindale Council;
- 6.7 *dog* (except for in subclause 7.1) has the same meaning as in the Dog and Cat Management Act 1995;
- 6.8 *effective control* means a person exercising effective control of a dog either:
 - 6.8.1 by means of a physical restraint (as defined under the Dog and Cat Management Act 1995); or
 - 6.8.2 by command, the dog being in close proximity to the person and the person being able to see the dog at all times;

- 6.9 *keep* includes the provision of food or shelter;
- 6.10 *park* has the same meaning as in the Dog and Cat Management Act 1995;
- 6.11 *premises* includes land, whether used or occupied for domestic or non-domestic purposes;
- 6.12 *small dwelling* means a self-contained dwelling that is:
- 6.12.1 a residential flat building; or
- 6.12.2 contained in a separate strata unit or community title; or
- 6.12.3 on an allotment less than 400 square metres in area; or
- 6.12.4 without a secure yard of at least 100 square metres in area;
- 6.13 *township* has the same meaning as in the Act;
- 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.
- 6.15 *working dog* means a dog:
- 6.15.1 usually kept, proposed to be kept or worked on rural land by a person who is:
- 6.15.1.1 a primary producer; or
- 6.15.1.2 engaged or employed by a primary producer; and
- 6.15.2 kept primarily for the purpose of herding, droving, protecting, tending or working stock, or training for herding, droving, protecting, tending or working stock.

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 Clauses 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 in premises other than a small dwelling; or
- 7.1.3 outside of a township, more than three dogs (other than working dogs);
- 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 clause and the dog is not under effective control as that term is defined in 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, without the Council's permission, 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 on Local Government land; 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 Naracoorte Lucindale Council held on 27 June 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.

H. MACDONALD, Chief Executive Officer

THE DISTRICT COUNCIL OF PETERBOROUGH

Adoption of Valuation and Declaration of Rates

NOTICE is hereby given that the District Council of Peterborough, at the meeting held on 5 July 2017, for the financial year ending 30 June 2018, resolved as follows:

Adoption of Capital Valuations

The District Council of Peterborough, in accordance with Section 167 (2) (a) of the Local Government Act 1999, adopts for the year ending 30 June 2018, for rating purposes, the valuations of Valuation SA of capital values in relation to the area of the Council, and hereby specifies 27 June 2017 as the day as and from which such valuations shall become and be the valuations of the Council with the total of the valuations being \$186 952 600 comprising \$178 748 200 in respect of rateable land and \$8 204 400 in respect of non-rateable land before alteration.

Adoption of 2017–2018 Budget and Annual Business Plan

Pursuant to Section 123 of the Local Government Act 1999, the District Council of Peterborough, after considering all submissions made in accordance with Section 123 (4) adopt the 2017–2018 Annual Business Plan which reflects:

- (a) Total estimated expenditure (including capital) as \$19 766 704;
- (b) Total estimated income from service other than rates of \$3 356 501; and
- (c) Total amount of income by way of rates \$1 635 152.

Differential general rates:

Pursuant to Sections 153 (1) (b) and 156 (1) (b) of the Local Government Act 1999, the District Council of Peterborough declare the following differential general rates on the assessed capital values of all rateable properties within the Council area for the year ended 30 June 2018, the said differential general rates to vary by reference to locality in which the rateable land is situated. The said differential general rates declared are as follows:

Peterborough township	.6510 cents in the dollar
Oodlawirra township	.4100 cents in the dollar
Yongala township	.4800 cents in the dollar
Rural property	.4170 cents in the dollar

Annual Service Charge (Garbage)

Pursuant to Section 155 (1) (b) of the Local Government Act 1999, the District Council of Peterborough declare an Annual Service Charge of \$99 per Mobile Garbage Bin (Wheelite Bin) for the year ended 30 June 2018 upon the land to which it provides the service of the collection and disposal of domestic and commercial waste.

Fixed Charge

Pursuant to Section 152 (1) (c) of the Local Government Act 1999, the District Council of Peterborough declare a fixed charge of \$355 on each separate assessed rateable property for the financial year ended 30 June 2018.

Separate Rates (State Government NRM Levy)

Pursuant to Section 95 of the Natural Resources Management Act 2004, and Section 154 of the Local Government Act 1999, and in order to reimburse the Council for amounts contributed to the Northern Yorke Natural Resources Management Board, being \$33 110, declare:

- (a) a separate rate of 0.01892 cents in the dollar, based on the assessed capital value of all rateable properties in the area of the Council and of the Northern Yorke Natural Resources Management Board.

Payment of Rates

Pursuant to Section 181 of the Local Government Act 1999, the District Council of Peterborough declare that all rates be payable by four (4) instalments, with the:

- first instalment payable on 6th September 2017;
- second instalment payable on 6th December 2017;
- third instalment payable on 6th March 2018; and
- fourth instalment payable on 6th June 2018.

P. MCGUINNESS, Chief Executive Officer

RENMARK PARINGA 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 Renmark Paringa 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 operation¹:

4.1.1 By-Law No.1—Permits and Penalties 2010.²

4.2 This by-law will expire on 1st January 2025.³

Note:

¹ Generally a by-law comes into operation 4 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 gazetting of the by-law.

5. *Application*

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

6. *Interpretation*

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

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

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 the 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 a maximum penalty being the maximum penalty referred to in the Act that may be fixed by a by-law 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 per cent 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 per cent of the maximum penalty for the offence to which it relates.

This by-law was duly made and passed at a meeting of the Renmark Paringa Council held on 27 June 2017 by absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

T. SIVIOUR, Chief Executive Officer

RENMARK PARINGA COUNCIL

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

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

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 Renmark Paringa Council.

2. Authorising Law

This by-law is made under 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 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 and Council property thereon;
- 3.3 to protect the convenience, comfort and safety of members of the public;
- 3.4 to enhance the amenity of the Council 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 operation¹:

4.1.1 By-law No 2—Local Government Land 2010.²

4.2 this by-law will expire on 1 January 2025.³

Note:

- 1 Generally a by-law comes into operation 4 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 subclauses 5.3 and 5.4, this by-law applies throughout the Council's area.
- 5.3 subclauses 9.3, 9.7.2, 9.10.1, 9.10.5, 9.11.2, 9.15.1, 9.27.1, 9.27.3, 9.27.5, 9.29.2, 9.40, 10.3 and 10.8 of this by-law only apply 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.
- 5.4 subclauses 9.10.3, 9.15.2, 9.15.3 and 9.36.1 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, houseboat, 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 or self contained vehicle 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 *cemetery* means any fenced premises within the Council area, constructed, set aside and dedicated by the Council as a place for the internment of deceased persons;
- 6.9 *Council* means Renmark Paringa Council;
- 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 *effective control* means a person exercising effective control of an animal either:
- 6.11.1 by means of a physical restraint; or
- 6.11.2 by command, the animal being in close proximity to the person and the person being able to see the animal at all times;
- 6.12 *emergency worker* has the same meaning as in the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014;

- 6.13 *foreshore* means land extending from the edge of any navigable waterway or body of water in the Council's area to the nearest road or Section boundary or for a distance of 50 metres (whichever is the lesser);
- 6.14 *liquor* has the same meaning as in the Liquor Licensing Act 1997;
- 6.15 *Local Government Land* means all land owned by the Council or under the Council's care, control and management (except roads);
- 6.16 *offensive* includes threatening, abusive, insulting or annoying behaviour and offend has a complementary meaning;
- 6.17 *open container* means a container which, after the contents of the container have been sealed at the time of manufacture;
- 6.17.1 being a bottle, it has had its cap, cork or top removed (whether or not it has since been replaced);
- 6.17.2 being a can, it has been opened or punctured;
- 6.17.3 being a cask, it has had its tap placed in a position to allow it to be used;
- 6.17.4 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
- 6.17.5 is a flask, glass, mug or other container able to contain liquid.
- 6.18 *personal watercraft* means a device that;
- 6.18.1 is propelled by a motor; and
- 6.18.2 has a fully enclosed hull; and
- 6.18.3 is designed not to retain water if capsized; and
- 6.18.4 is designed to be operated by a person who sits astride, stands, or kneels on the device; and includes the device commonly referred to as a jet ski;
- 6.19 *self-contained vehicle* means a recreational self-contained vehicle including a caravan, motorhome or similar that includes electrical and plumbing facilities;
- 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* means a body of water, including a pond, lake, river, creek or wetlands under the care, control and management of the Council;
- 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 subclause 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, where indicated, 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, advertising or hoarding for the purpose of commercial advertising or any other purpose.

9.2 *Aircraft*

Subject to the Civil Aviation Act 1988, land any aircraft on, or take off any aircraft from the land.

9.3 *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.

9.4 *Amplification*

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

9.5 *Animals*

- 9.5.1 Cause or allow an animal to stray onto, move over, graze or be left unattended on Local Government Land.
- 9.5.2 Cause or allow an animal to enter, swim, bathe or remain in any waters located on Local Government Land.
- 9.5.3 Lead, herd 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.

9.6 *Annoyance*

Do anything likely to offend or unreasonably interfere with any other person:

- 9.6.1 using that land; or
- 9.6.2 occupying nearby premises,
- by making noise or creating a disturbance.

9.7 *Aquatic Life*

- 9.7.1 Introduce any aquatic life to any waters located on Local Government Land.
- 9.7.2 Take, interfere with or disturb any aquatic life in any waters to which the Council has determined this subclause applies.

9.8 *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.

- 9.9 *Bees*
Place a hive of bees on such land, or allow it to remain thereon.
- 9.10 *Boats and Mooring*
Subject to the provisions of the Harbors and Navigation Act 1993 and the Marine Safety (Domestic Commercial Vessel) National Law:
- 9.10.1 launch or retrieve a boat to or from any waters adjacent to or on any Local Government Land to which the Council has determined this subclause applies;
- 9.10.2 launch or retrieve a boat from or to Local Government Land without using a boat ramp or thoroughfare constructed and set aside by the Council for that purpose;
- 9.10.3 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;
- 9.10.4 hire out a boat or otherwise use a boat for commercial purposes;
- 9.10.5 moor any boat on or to Local Government Land to which the Council has determined this subclause applies; or
- 9.10.6 moor any boat on or to Local Government Land other than in accordance with such time limits and other conditions determined by resolution of the Council and contained in any signage erected thereon.
- 9.11 *Boat Ramps*
- 9.11.1 Allow any vehicle or boat to remain stationary on any boat ramp longer than is necessary to launch or retrieve a boat.
- 9.11.2 Launch or retrieve a boat from or onto any boat ramp on 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.
- 9.12 *Bridge Jumping*
Jump or dive from a bridge on Local Government Land.
- 9.13 *Buildings*
Use a building, or structure on Local Government Land for a purpose other than its intended purpose.
- 9.14 *Burials and Memorials*
- 9.14.1 Bury, inter or spread the ashes of any human or animal remains.
- 9.14.2 Erect any memorial or monument.
- 9.15 *Camping and Tents*
- 9.15.1 Erect a tent or other structure of calico, canvas, plastic or similar material as a place of habitation on Local Government Land to which the Council has determined this subclause applies.
- 9.15.2 Camp or sleep overnight on Local Government Land:
- (a) unless in a caravan park on Local Government Land, the proprietor of which has been given permission to operate the caravan park on that land; or
- (b) other than on an area which has been designated and set aside by the Council for that purpose and, in accordance with such time limits and other conditions determined by resolution of the Council and contained in any signage erected thereon.
- 9.15.3 Subject to this subclause 9.15, camp in a self-contained vehicle on Local Government Land other than:
- (a) in an area which has been designated and set aside by the Council for that purpose; and
- (b) in accordance with any conditions determined by resolution of the Council and contained in any signage erected thereon.
- 9.16 *Canvassing*
Subject to subclause 14.2, convey any advertising, religious or other message to any bystander, passer-by or other.
- 9.17 *Cemeteries*
On Local Government Land comprising a cemetery:
- 9.17.1 remain in a cemetery outside of the hours that it is open to the public as displayed at the entrance(s) to the cemetery;
- 9.17.2 erect or place upon any part of the cemetery any monument, cover, railing, or other improvement;
- 9.17.3 deface or cause damage to any structure, monument or attachment upon the land;
- 9.17.4 disturb or interrupt a funeral service;
- 9.17.5 drive into or cause any vehicle to enter a cemetery; or
- 9.17.6 cause or allow any animal or dog to enter a cemetery.
- Note:
Subclause 9.17 applies to Local Government Land comprising a cemetery in addition to the restrictions set out under Clause 9 and 10 in relation to Local Government Land generally.
- 9.18 *Defacing Property*
Deface, remove, paint, spray, write upon, cut names, letters or make marks on any tree, rock, gate, fence, object, monument, building, sign, bridge or property of the Council.
- 9.19 *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.
- 9.20 *Donations*
Ask for or receive or indicate that he or she desires a donation of money or any other thing.
- 9.21 *Entertainment and Busking*
- 9.21.1 Sing, busk or play a recording or use a musical instrument for the apparent purpose of either entertaining others or receiving money.
- 9.21.2 Conduct or hold a concert, festival, show, public gathering, circus, meeting, performance or any other similar activity.
- 9.22 *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.
- 9.23 *Fires*
Subject to the Fire and Emergency Services Act 2005 light a fire except:
- 9.23.1 in a place provided by the Council for that purpose; or
- 9.23.2 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.
- 9.24 *Fireworks*
Ignite or discharge any fireworks.

9.25 *Flora and Fauna*

Subject to the Native Vegetation Act 1991 and the National Parks and Wildlife Act 1972:

- 9.25.1 plant, damage, pick, cut, disturb, interfere with or remove any plant, tree or flower thereon;
- 9.25.2 cause or allow an animal to stand or walk on any flower bed or garden plot;
- 9.25.3 deposit, dig, damage, disturb, interfere with or remove any soil, stone, wood, clay, gravel, pebbles, timber, bark or any part of the land;
- 9.25.4 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;
- 9.25.5 pick, collect, take, interfere with or disturb any fruit, nuts, berries or native seeds;
- 9.25.6 disturb, interfere with or damage any burrow, nest or habitat of any animal or bird;
- 9.25.7 use, possess or have control of any device for the purpose of killing or capturing any animal, bird or aquatic life; or
- 9.25.8 burn any timber or dead wood.

9.26 *Foreshore*

On the foreshore:

- 9.26.1 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;
- 9.26.2 drive or propel a vehicle on the foreshore except on an area or road that is constructed or set aside by the Council for that purpose;
- 9.26.3 allow a vehicle to remain stationary on a boat ramp longer than is necessary to launch or retrieve a boat; or
- 9.26.4 hire out a boat on or from the foreshore.

9.27 *Games and Sport*

- 9.27.1 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.
- 9.27.2 Play or practice any game that 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.
- 9.27.3 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.
- 9.27.4 Play or practice the game of golf on Local Government Land to other than on a properly constructed golf course or practice fairway and in accordance with any conditions determined by the Council (or its agent) that apply to such play or practice.
- 9.27.5 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.

9.28 *Interference with Land*

Interfere with, alter or damage the land (including a building, structure or fixture located on the land) including:

- 9.28.1 altering the construction or arrangement of the land to permit or facilitate access from an adjacent property;
- 9.28.2 erecting or installing a structure in, on, across, under or over the land;

9.28.3 changing or interfering with the construction, arrangement or materials of the land;

9.28.4 planting a tree or other vegetation on the land, interfering with the vegetation on the land or removing vegetation from the land; or

9.28.5 otherwise use the land in a manner contrary to the purpose for which the land was designed to be used.

9.29 *Model Aircraft, Boats and Cars*

Subject to the Civil Aviation Safety Regulations 1998:

9.29.1 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

9.29.2 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.

9.30 *Overhanging Articles or Displaying Personal Items*

Suspend or hang an article or object from a building, veranda, 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.

9.31 *Playing Area*

Use or occupy a playing area:

9.31.1 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);

9.31.2 in a manner contrary to the purpose for which the playing area was intended to be used or occupied; or

9.31.3 contrary to directions of the Council made by resolution and indicated on a sign displayed adjacent to the playing area (if any).

9.32 *Pontoons*

Install or maintain a pontoon or jetty or similar structure in any waters.

9.33 *Preaching*

Preach, harangue or solicit for religious purposes.

9.34 *Ropes*

Place a buoy, cable, chain, hawser, rope or net in or across any waters.

9.35 *Rubbish and Rubbish Dumps*

9.35.1 Interfere with, remove or take away any rubbish that has been discarded at any rubbish dump on Local Government Land.

9.35.2 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).

9.36 *Swimming*

Subject to the provisions of the Harbors and Navigation Act 1993 enter, swim or bathe in any waters on Local Government Land except:

9.36.1 in an area which the Council has designated and set aside for such purposes; and

9.36.2 in accordance with any conditions that the Council may have determined by resolution apply to such use, which are exhibited on any signage on land adjoining the body of water.

- 9.37 *Trading*
- 9.37.1 Sell, buy, offer or display anything for sale or hire or lease any goods, merchandise, commodity, article or thing.
- 9.37.2 Carry on any business or promote or advertise the same.
- 9.37.3 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.
- 9.38 *Vehicles*
- 9.38.1 Drive or propel a vehicle except on an area or road constructed and set aside by the Council for that purpose.
- 9.38.2 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.
- 9.38.3 Repair, wash, paint, panel beat or carry out other work to a vehicle, except for running repairs in the case of a breakdown.
- 9.39 *Weddings, Functions and Special Events*
- 9.39.1 Hold, conduct or participate in a marriage ceremony, funeral service or special event.
- 9.39.2 Erect a marquee, stage or structure for the purpose of holding or conducting a wedding, funeral service or special event.
- 9.39.3 Hold or conduct any filming where the filming is for a commercial purpose.
- 9.40 *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 including by using profane, indecent or obscene language.
- 10.7 *Playing Games*
- Play or practise 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 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 of that gender; 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 9.16 and 9.19 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 Renmark Paringa Council held on the 27 June 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.

T. SIVIOUR, Chief Executive Officer

RENMARK PARINGA COUNCIL

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 3 of 2017—Roads By-law

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 Renmark Paringa 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 objects 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 operation¹:

4.1.1 By-law No.3—Roads 2010.²

4.2 This by-law will expire on 1 January 2025.³

Note:

¹ Generally a by-law comes into operation 4 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 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 part of the Council area as the Council may, by resolution direct in accordance with Section 246 (3) (e) of the Act.
- 5.4 Subclause 7.4.2 of this by-law 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 Renmark Paringa 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 1999;
- 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—CONTROL OF ACTIVITIES ON 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, advertising 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

- 7.7.1 Sing, busk, play a recording or use a music instrument, or perform similar activities.
- 7.7.2 Conduct or hold a concert, festival, show, circus, performance or a similar activity.
- 7.7.3 Erect a stage or structure for the purpose of conducting or holding a concert, festival, show, circus, performance or a similar activity.
- 7.7.4 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:

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

PART 2- 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:

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 3—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 Owner

- 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 Renmark Paringa Council held on 27 June 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.

T. SIVIOUR, Chief Executive Officer

RENMARK PARINGA 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 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 Renmark Paringa 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's 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 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 operation¹

4.1.1 By-law No.4—Moveable Signs 2010.²

4.2 This by-law will expire on 1 January 2025.³

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 and the exemptions set out in Clause 11.

5.2 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 *authorised person* means a person appointed as an authorised person pursuant to Section 260 of the Act;
- 6.3 *banner* 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 *Council* means Renmark Paringa Council;
- 6.6 *footpath area* means:
 - 6.6.1 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; or
 - 6.6.2 a footway, lane or other place made or constructed for the use of pedestrians and not for the use of vehicles;
- 6.7 *Local Government Land* has the same meaning as in the Act;
- 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—MOVEABLE SIGNS

7. *Construction and Design*

A moveable sign must:

- 7.1 be of kind known as an 'A' frame or sandwich board sign, an inverted 'T' sign, a flat sign or, with the permission of the Council (which may be as 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;
- 7.3 be of strong construction and sufficiently stable or securely fixed so as to keep its position in any 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 be constructed of timber, metal, plastic or plastic coated cardboard, or a mixture of such materials;
- 7.7 not rotate or contain flashing parts;
- 7.8 not have balloons, flags, streamers or other things attached to it;
- 7.9 not exceed 900mm in height, 600 mm in width and 600 mm in depth;
- 7.10 in the case of an 'A' frame or sandwich board sign:
 - 7.10.1 be hinged or joined at the top;
 - 7.10.2 be of such construction that its sides are securely fixed or locked in position when erected; and
 - 7.10.3 not have a base area in excess of 0.6 square metres; or
- 7.11 in the case of an inverted 'T' sign, not contain struts or members that run between the display area and the base of the sign.

8. *Placement*

A moveable sign must not be:

- 8.1 placed on any part of a road other than the footpath area;
- 8.2 placed on a footpath that is less than 2.5 metres wide;
- 8.3 tied, fixed or attached to, or placed closer than 2 metres from another structure, object (including another moveable sign), tree, bush or plant;
- 8.4 placed on a designated parking area or within 1 metre of an entrance to any business or other premises;
- 8.5 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;
- 8.6 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;
- 8.7 placed closer than 0.5 metres to the kerb (or, if there is no kerb, to the edge of the carriageway of a road or the shoulder of the road, whichever is the greater);
- 8.8 placed on a landscaped area, other than landscaping that comprises only lawn;
- 8.9 placed within 10 metres of an intersection of two or more roads;
- 8.10 placed on a footpath area with a minimum height clearance from a structure above it of less than 1.5 metres;
- 8.11 displayed during the hours of darkness unless it is clearly lit; or

8.12 be placed in such a position or in such circumstances that:

- 8.12.1 it compromises the safety of any person or places a person at risk of harm; or
- 8.12.2 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.

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, without the permission of the Council, cause or allow more than one moveable sign for each business premises to be displayed on the footpath area of a road at any time.
- 10.2 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 or a road primarily for the purpose of advertising or offering for sale a product (including the vehicle) or business to which the sign relates.
- 10.3 A person must not, without the permission of the Council, cause or allow a moveable sign to be placed on a footpath area unless:
 - 10.3.1 it only displays material which advertises a business being conducted on premises adjacent to the moveable sign or the goods and services available from that business; and
 - 10.3.2 the business premises to which it relates is open to the public.
- 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 10.3 of this by-law do not apply to a moveable sign which:
 - 11.1.1 advertises a garage sale taking place from residential premises provided that the moveable sign is not displayed for a period in excess of 48 hours; or
 - 11.1.2 is a directional sign to an event run by a community organisation or charitable body;
- 11.2 A requirement of this by-law will not apply where the Council has granted permission (including by way of adopting a policy for this purpose) for a moveable sign (or class of moveable sign) to be displayed contrary to that requirement.

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 or 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 four (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, 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 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 purposes 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 Renmark Paringa Council held on 27 June 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.

T. SIVIOUR, Chief Executive Officer

RENMARK PARINGA 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's area.

PART 1—PRELIMINARY

1. Title

This by-law may be cited as the Dog By-law 2017 and is By-law No. 5 of the Renmark Paringa 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's area:

- 3.1 to reduce the incidence of environmental nuisance caused by dogs;
- 3.2 to promote responsible dog ownership;

- 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 operation¹:

4.1.1 By-law No. 5—Dogs 2010.²

- 4.2 This by-law will expire on 1 January 2025.³

Note:

¹ Generally a by-law comes into operation 4 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 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 Renmark Paringa Council;
- 6.6 *dog* (except for in subclause 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 residence that is:
- 6.11.1 a residential flat building; or
- 6.11.2 contained in a separate strata unit or community title;
- 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 *working dog* means a dog:
- 6.12.1 usually kept, proposed to be kept or worked on rural land by a person who is
- (a) a primary producer; or
- (b) engaged or employed by a primary producer; and
- 6.12.2 kept primarily for the purpose of herding, droving, protecting, tending or working stock, or training for herding, droving, protecting, tending or working stock.
- 6.13 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:
- 6.13.1 the leash, chain or cord is either tethered securely to a fixed object; or
- 6.13.2 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 in any premises other than a small dwelling; or
- 7.1.3 outside of a township, more than two 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 the limit prescribed by 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 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 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 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
- 12.2.1 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 Renmark Paringa Council held on 27 June 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.

T. SIVIOUR, Chief Executive Officer

RENMARK PARINGA COUNCIL

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 6 of 2017—Cats By-law 2017

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

PART 1—PRELIMINARY

1. Title

This by-law may be cited as the Cats By-law 2017 and is By-law No. 6 of the Renmark Paringa Council.

2. Authorising Law

This by-law is made under Section 90 of the Dog and Cat Management Act 1995 and Section 246 of the Act.

3. Purpose

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

- 3.1 to promote responsible cat ownership;
- 3.2 to reduce the incidence of the public and environmental nuisance caused by cats;
- 3.3 to enable the Council to establish and administer a registration scheme for cats should it see fit to do so;
- 3.4 to protect the comfort and safety of members of the public; and
- 3.5 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 operation¹

4.1.1 Cats by-law No. 6—2010.²

4.2 This by-law will expire on 1 January 2025.³

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 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 except for the purposes of Clause 8, *cat* means an animal of the species *felis catus* which is three months of age or has lost its juvenile canine teeth;
- 6.3 *Council* means Renmark Paringa Council;
- 6.4 *keep* includes the provision of food or shelter;
- 6.5 *a cat causes a nuisance* if it:
 - 6.5.1 unreasonably interferes with the peace, comfort or convenience of a person, including but not limited to by way of displaying aggressive nature or creating unpleasant noise or odour;
 - 6.5.2 acts in a manner that is injurious to a person's real or personal property;
 - 6.5.3 is offensive or hazardous to health; or
 - 6.5.4 wanders and/or defecating onto land without the consent of the owner or occupier of the land.
- 6.6 *premises* includes land whether used or occupied for domestic or non-domestic purposes and any part thereof.

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 is made.

PART 2—LIMITS ON CAT NUMBERS

7. Limits on Cat Numbers

7.1 Subject to this Clause 7, the limit on the number of cats to be kept on any premises is two cats.

7.2 Subject to this Clause 7, no person shall, without obtaining written permission of the Council, keep or cause suffer or permit to be kept any cat on any premises where the number of cats thereon exceeds the limit prescribed by subclause 7.1 of this by-law unless the Council has exempted the premises from compliance

with that clause by granting them an exemption in writing.

- 7.3 The Limit prescribed by subclause 7.1 does not apply to premises comprising a business involving the keeping of cats provided that the business is operating in accordance with all required approvals and consents.
- 7.4 Permission under subclause 7.2 may be given if the Council is satisfied that:
- 7.4.1 no insanitary condition exists on the premises as a result of the keeping of cats; and
- 7.4.2 a nuisance is not caused to any neighbour as a result of the keeping of cats on the premises.
- 7.5 No cats shall be kept on any premises if:
- 7.5.1 an insanitary condition exists on the premises as a result of the keeping of a cat; and
- 7.5.2 a nuisance is caused to any neighbour as a result of the keeping of a cat on the premises.

PART 3—CAT CONTROLS

8. *Cats Not to be a Nuisance*

- 8.1 An owner or occupier of premises is guilty of an offence if a cat (or cats) kept or allowed to remain on the premises causes a nuisance.
- 8.2 For the purposes of subclause 8.1, cat means an animal of the species *felis catus*.

9. *Registration of Cats*

- 9.1 Where the Council has resolved to adopt a registration scheme for cats, a person must not keep a cat in the Council's area for more than 14 days unless the cat is registered in accordance with this by-law.
- 9.2 An application for registration of a cat must:
- 9.2.1 be made to the Council in the manner and form prescribed by Council (if any); and
- 9.2.2 be accompanied by the fee (if any) prescribed by the Council; and
- 9.2.3 nominate a person of or over sixteen (16) years of age who consents to the cat being registered in his or her name; and
- 9.2.4 identify with reference to an address the premises at which the cat is kept.
- 9.3 Registration under this by-law remains in force until 30 June next following the grant of registration and may be renewed from time to time for further periods of up to twelve (12) months.
- 9.4 Subclause 9.1 does not apply to the operators of a business comprising a cattery provided that the business is operating in accordance with all required approvals and consents.

PART 4—ENFORCEMENT

10. *Orders*

- 10.1 If a person engages in conduct that is a contravention of this by-law, an authorised person may order that person:
- 10.1.1 if the conduct is still continuing—to stop the conduct; and
- 10.1.2 whether or not the conduct is still continuing—to take specified action to remedy the contravention.
- 10.2 A person must comply with an order under this Clause.
- 10.3 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.
- 10.4 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 cats on that person's premises; or
- take the necessary steps to mitigate a nuisance caused by howling cats.

This by-law was duly made and passed at a meeting of the Renmark Paringa Council held on 27 June 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.

T. SIVIOUR, Chief Executive Officer

DISTRICT COUNCIL OF ROBE

CLOSE OF NOMINATIONS

Supplementary Election for Area Councillor

Nominations Received

AT the close of nominations at 12 noon on Thursday, 6 July 2017, the following people were accepted as candidates and are listed in the order in which they will appear on the ballot paper.

Area Councillor—1 Vacancy

Nunan, Alison
Bates, Malcolm Robert
Laurie, David Park
Phillips, Stephen Joseph

Postal Voting

The election will be conducted by post. Ballot papers and pre-paid envelopes for each voting entitlement will be posted between Tuesday, 18 July 2017 and Monday, 24 July 2017, to every person, or designated person of a body corporate or group listed on the voters roll at roll close on 5 p.m., Wednesday 31 May 2017. Voting is voluntary.

A person who has not received voting material by Monday, 24 July 2017 and believes they are entitled to vote should contact the Deputy Returning Officer on (08) 7424 7412.

Completed voting material must be returned to reach the Returning Officer no later than 12 noon on Monday, 7 August 2017.

A ballot box will be provided at the Council office, Royal Circus, Robe for electors wishing to hand deliver their completed voting material during office hours.

Vote Counting Location

The scrutiny and counting of votes will take place at 9 a.m. on Tuesday, 8 August 2017 at the Council Chambers, Royal Circus, Robe. A provisional declaration will be made at the conclusion of the election count.

Campaign Donations Return

All candidates must forward a Campaign Donations Return to the Council Chief Executive Officer within 30 days after the conclusion of the election.

M. SHERRY, Returning Officer

WATTLE RANGE COUNCIL

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that at a meeting of Wattle Range Council held on 29 June 2017, the Council:

Valuations

1. Pursuant to Section 167 (2) (a) of the Local Government Act 1999, adopted the valuations that are to apply in its area for rating purposes for the 2017-2018 financial year, being the capital valuations of the Valuer-General, totalling \$3 139 679 000.

Differential Rates

2. Pursuant to Sections 153 (1) (b) and 156 (1) (c) of the Local Government Act 1999, declared differential general rates on rateable land within its area for the year ended 30 June 2018, varying on the basis of locality and land use as follows:

Millicent:

In respect of land within the township of Millicent:

- (i) for land assigned land use Category 7 (Primary Production), a rate of 0.4405 cents in the dollar.
- (ii) for all other land, a rate of 0.5872 cents in the dollar.

Rural Living:

For land outside the township of Millicent and within the Rural Living (Millicent) Zone as described in that part of the Development Plan consolidated 9 February 2012 (refer to Maps WatR/27, WatR/28, WatR/32, WatR/33, WatR/34, WatR/37, WatR/38, WatR/41 and WatR/42), under the Development Act 1993, applicable to the Council:

- (i) for land assigned land use Category 7 (Primary Production), a rate of 0.4405 cents in the dollar.
- (ii) for all other land, a rate of 0.5287 cents in the dollar.

Industry:

For land outside the township of Millicent and within the Industry Zone as described in that part of the Development Plan consolidated 9 February 2012 (refer to Maps WatR/28 and WatR/29), under the Development Act 1993, applicable to the Council:

- (i) for land assigned land use Category 7 (Primary Production), a rate of 0.4405 cents in the dollar.
- (ii) for all other land, a rate of 0.5872 cents in the dollar.

Bulk Handling:

For land outside the township of Millicent and within the Bulk Handling Zone as described in that part of the Development Plan consolidated 9 February 2012 (refer to Maps WatR/28 and WatR/29), under the Development Act 1993, applicable to the Council:

- (i) for land assigned land use Category 7 (Primary Production), a rate of 0.4405 cents in the dollar.
- (ii) for all other land, a rate of 0.5872 cents in the dollar.

Penola:

In respect of land within the township of Penola:

- (i) for land assigned land use Category 7 (Primary Production), a rate of 0.4405 cents in the dollar.
- (ii) for all other land, a rate of 0.5872 cents in the dollar.

Beachport:

In respect of land within the township of Beachport, a rate of 0.5872 cents in the dollar.

Rural Living Zone and Industry Zone:

For land outside the township of Beachport and within the Rural Living Zone and Industry Zone as described in that part of the Development Plan consolidated 9 February 2012 (refer to Maps WatR/4 and WatR/21), under the Development Act 1993, applicable to the Council, a rate of 0.5287 cents in the dollar.

Coonawarra:

In respect of land within the Township of Coonawarra, a rate of 0.5872 cents in the dollar.

Kalangadoo:

In respect of land within the Township of Kalangadoo, a rate of 0.5872 cents in the dollar.

Industry Zone:

For land outside the township of Kalangadoo and within the Industry (Kalangadoo) Zone as described in that part of the Development Plan consolidated 9 February 2012 (refer to Map WatR/19), under the Development Act 1993, applicable to the Council:

- (i) for land assigned land use Category 6 (Industrial—Other), a rate of 0.5872 cents in the dollar.
- (ii) for all other land, a rate of 0.4405 cents in the dollar.

Nangwarry:

In respect of land within the Township of Nangwarry, a rate of 0.5872 cents in the dollar.

Southend:

In respect of land within the Township of Southend, a rate of 0.5872 cents in the dollar.

Rendelsham:

In respect of land within the Township of Rendelsham, a rate of 0.5872 cents in the dollar.

Tantanoola:

In respect of land within the Township of Tantanoola, a rate of 0.5872 cents in the dollar.

Mount Burr:

In respect of land within the Township of Mount Burr, a rate of 0.5872 cents in the dollar.

All Other Land:

In respect of all other land not hereinbefore referred to in the Council area, a rate of 0.4405 cents in the dollar.

Minimum Rate

3. Pursuant to Section 158 (1) (a) of the Local Government Act 1999, declared that the minimum amount payable by way of general rates on rateable land in the Council area is \$600.

Service Charges

4. Pursuant to Section 155 of the Local Government Act 1999, imposed the following annual service charges:

(a) Waste Collection Service:

Based on the level of usage of the service, on all land to which the Council provides or makes available the prescribed services of the collection, treatment or disposal of waste via Council's waste management services in respect of each set of bins, or part thereof, provided on the basis that the sliding scale provided for in Regulation 13 of the Local Government (General) Regulations, will be applied to reduce the service charge payable, as prescribed:

- (i) three bin normal waste, recycling and green organics collection and disposal service of \$320; and
- (ii) two bin normal waste and recycling collection and disposal service of \$250.

(b) Community Wastewater Management Systems:

Based on the nature of the service and varying according to the CWMS Property Units Code in accordance with Regulation 12 of the Local Government (General) Regulations 1999, on all land in the Townships of Penola, Southend, Kalangadoo and Beachport to which it provides or makes available the Community Wastewater Management Systems being prescribed services for the collection, treatment and disposal of waste:

- (i) Penola, Southend and Kalangadoo—Occupied Unit—\$588.
- (ii) Penola, Southend and Kalangadoo—Vacant Unit—\$440.
- (iii) Beachport—Occupied Unit—\$668.
- (iv) Beachport—Vacant Unit—\$501.

Separate Rates

5. Pursuant to Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999, in order to reimburse the Council for amounts contributed to the South East Natural Resources Management Board declared a separate rate based on a fixed charge varying on the basis of land use categories in respect of rateable land in the Council's area:

- (i) For land assigned land use Category 1, 8 or 9 (Residential, Vacant and Other)—\$75.20.
- (ii) For land assigned land use Category 2, 3 and 4 (Commercial Shop, Commercial Office and Commercial Other)—\$116.15.
- (iii) For land assigned land use Category 5 and 6 (Industrial Light and Industrial Other)—\$172.95.
- (iv) For land assigned land use Category 7 (Primary Production)—\$330.

Dated 3 July 2017.

B. GOWER, Chief Executive Officer

DISTRICT COUNCIL OF YANKALILLA

Adoption of Valuation and Declaration of Rates 2017-2018

NOTICE is hereby given that the District Council of Yankalilla at its meeting on 20 June 2017 for the financial year ending 30 June 2018:

1. Adopted for rating purposes the Valuer-General's valuations of capital values applicable to land within the Council area totalling \$1 979 051 140.
2. Declared differential general rates based upon the use of the land as follows:
 - (a) Residential: 0.516585 cents in the dollar;
 - (b) Commercial—Shop: 0.516585 cents in the dollar;
 - (c) Commercial—Office: 0.516585 cents in the dollar;
 - (d) Commercial—Other: 0.516585 cents in the dollar;
 - (e) Industry—Light: 0.516585 cents in the dollar;
 - (f) Industry—Other: 0.516585 cents in the dollar;
 - (g) Primary Production: 0.470092 cents in the dollar;
 - (h) Vacant Land: 0.852365 cents in the dollar; and
 - (i) Other: 0.516585 cents in the dollar.
3. Imposed a minimum rate of \$870 in respect of each separate piece of rateable land in the Council area.
4. Declared a separate rate of .010016 cents in the dollar on capital value on all rateable land in the Council area to recover the amount of \$190 477.97 payable to the Adelaide and Mount Lofty Ranges Natural Resources Management Board.
5. Imposed annual service charges as follows:
 - (a) In respect of all occupied properties serviced by the Normanville CWMS Treatment Plant, an annual service charge of \$650 per unit.
 - (b) In respect of all vacant properties within the area serviced by the Normanville CWMS Treatment Plant, an annual service charge of \$650 per unit.
 - (c) In respect of all occupied properties serviced by the Second Valley CWMS, an annual service charge of \$650 per unit.
 - (d) In respect of each vacant allotment within the area serviced by the Second Valley CWMS, an annual service charge of \$650 per unit.
 - (e) In respect of all occupied properties at Myponga Beach serviced by the Myponga Beach Treatment Plant an annual service charge of \$650 per unit.
 - (f) In respect of each vacant allotment at Myponga Beach serviced by the Myponga Beach Treatment Plant an annual service charge of \$650 per unit.
 - (g) In respect of all properties at Cape Jervis serviced by the Cape Jervis Treatment Plant, an annual service charge of \$650 per unit.
 - (h) In respect of all properties at Worrina Community serviced by the Worrina Wastewater Treatment Plant, an annual service charge of \$650 per unit.
 - (i) In respect of all properties at Worrina Community serviced by the Worrina Water Supply, an annual service charge of \$785 per unit.

A property service charge per unit will be charged in accordance with the CWMS property units code as provided at Regulation 9A of the Local Government Act 1999.

N. MORRIS, Chief Executive

YORKE PENINSULA COUNCIL

Adoption of Valuations and Declaration of Rates 2017-2018

NOTICE is hereby given that at a meeting of the Yorke Peninsula Council held on 28 June 2017, the Council resolved for the financial year ending 30 June 2018, as follows:

Adoption of Valuations

To adopt for rating purposes the most recent valuations of the Valuer-General available to the Council of the capital value of land within the Council's area totalling \$5 722 385 040, comprising \$164 603 174 in respect of non-rateable land and \$5 557 781 866 in respect of rateable land.

Declaration of Differential General Rates

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

- on land of category (g) use (primary production), a rate of 0.1787 cents in the dollar; and
- on all other land a rate of 0.2627 cents in the dollar; and
- to impose a fixed charge component of the general rate of \$410.

Adoption of Community Wastewater Management Scheme Annual Service Charges

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

	Per Unit \$
Maitland and Tiddy Widdy Beach areas:	
• occupied land.....	484
• vacant land.....	360
Ardrossan, Balgowan, Black Point, Edithburgh, Point Turton, Port Vincent, Port Victoria, Stansbury, Sultana Point and Yorketown areas:	
• occupied land.....	484
• vacant land.....	360
Bluff Beach, Chinaman Wells, Foul Bay, Hardwicke Bay, Port Julia and Rogues Point areas:	
• occupied land.....	484
• vacant land.....	360

Adoption of Water Supply Schemes Annual Service Charges

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

	\$
Balgowan area.....	195
Black Point area.....	195
Hardwicke Bay area.....	195

Adoption of Waste Collection and Recycling Annual Service Charges

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

- \$204 for a two bin service; and
- \$251 for a three bin service.

Declaration of Separate Rate

To declare a separate rate of 0.01801 cents in the dollar on all rateable land in the area of the Council to raise the amount of \$995 371 (net of rebates) payable to the Northern and Yorke Natural Resources Management Board.

A. CAMERON, Chief Executive Officer

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

Affede, Loris Rita, late of 580 Lower North East Road, of no occupation, who died on 9 March 2017.

Barnard, Raymond Edward, late of 67 Porter Street, Salisbury, retired farm hand, who died on 20 April 2017.

Boothey, Margaret, late of 16 Maldon Avenue, Mitchell Park, retired office clerk, who died on 22 May 2016.

Curran, Joy Irene Grace, late of 511 Henley Beach Road, Fulham, of no occupation, who died on 7 April 2017.

Heard, John Frederick, late of 52 Dunrobin Road, Hove, retired technical officer, who died on 11 March 2017.

McSorley, Ian Paul, late of 13A Aberfeldy Avenue, Edwardstown, of no occupation, who died on 14 November 2015.

Osmont, Leslie Frank, late of 840 Military Road, North Haven, retired draftsman, who died on 20 March 2017.

Pens, Harold Victor, late of 14 Rosetta Street, Collinswood, retired pay clerk, who died on 15 October 2016.

Schott, Paul David, late of 19-21 King Street, Port Lincoln, of no occupation, who died on 15 December 2016.

Whitbread, Vivienne, late of 147 Frost Road, Salisbury South, of no occupation, who died on 23 February 2017.

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 11 August 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 11 July 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.

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EMAIL governmentgazettesa@sa.gov.au
PHONE (08) 8207 1045

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

Please provide the following information in your email:

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- Notification of whether a proof, quote, or return email confirmation is required
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- 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.

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