



TASMANIAN GOVERNMENT GAZETTE

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Local Government

LOCAL GOVERNMENT (HIGHWAYS) ACT 1982

Notice

I, BRYAN ALEXANDER GREEN, being the Minister responsible for the administration of the *Local Government (Highways) Act 1982*, give notice pursuant to section 14(9) of the Act of the making of an order by Magistrate P. Dixon in his decision dated 11 January 2012 given in the Magistrates Court (Administrative Appeals Division). The decision was delivered in relation to an application by the objector (the Applicant) to the proposed closure by the Hobart City Council (the Respondent) of part of Gregson Avenue at New Town in Tasmania. Pursuant to section 14(7) of the *Local Government (Highways) Act 1982*, an order was made authorising the proposed closure.

Dated this twenty-eighth day of March 2012.

BRYAN GREEN, MP,
Minister for Local Government.

Administration and Probate

ADMINISTRATION AND PROBATE ACT 1935

Notice of Intention to Apply for Letters of Administration (with the Will Annexed)

NOTICE is hereby given that after the expiration of fourteen days from the publication hereof application will be made to the Supreme Court of Tasmania in its Ecclesiastical Jurisdiction that Letters of Administration (with the Will annexed) of the estate of CATHERINE ANN LENIHAN (in the Will called CATHERINE ANNE DOUGAN) late of 178 Warwick Street West Hobart in Tasmania nurse/divorced woman deceased may be granted to Andrew John Dougan of 178 Warwick Street West Hobart in Tasmania registered nurse/single man and Elizabeth Helen Dougan of 178 Warwick Street West Hobart in Tasmania student/single woman the son and daughter respectively of the said deceased.

Dated this eleventh day of April 2012.

PAGE SEAGER, Solicitors for the Applicants.

Tasmanian Government Gazette

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ADMINISTRATION AND PROBATE ACT 1935

Notice of Intention to Apply for Letters of Administration

NOTICE is hereby given that after the expiration of fourteen days from the publication hereof application will be made to the Supreme Court of Tasmania in its Ecclesiastical Jurisdiction that Letters of Administration for the Estate of ALEX DANIEL LEMIN TOWNSEND late of 50 McPhee Street Burnie in Tasmania deceased intestate may be granted to Graham Bruce Townsend and Suzanne Kathleen Townsend both of 50 McPhee Street Burnie in the State of Tasmania the parents of the said deceased.

Dated the fourth day of April 2012.

McLEAN McKENZIE & TOPFER,
Solicitors for the Applicant.

Notices to Creditors

RONALD ARTHUR ADAMS late of The Manor Nursing Home Kings Meadows in Tasmania retired storeman married deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Ronald Arthur Adams who died on the twenty-sixth day of January 2012 are required by the Executor Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the eleventh day of May 2012 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this eleventh day of April 2012.

MIKALA DAVIES, Trust Administrator.

WINIFRED MARY RICHARDS late of The Manor Nursing Home 2 Guy Street Kings Meadows in Tasmania widow/retired dressmaker deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Winifred Mary Richards who died on the thirteenth day of January 2012 are required by the Executors Graeme Leslie Jones and Geoffrey William Arnott of Douglas & Collins 9-13 George Street Launceston in Tasmania to send particulars in writing to the said Executors and to the Registrar of the Supreme Court of Tasmania G.P.O. Box 167B Hobart in Tasmania 7001 by the fourteenth day of May 2012 after which date the Executors will distribute the assets having regard only to the claims of which they then have notice.

Dated this eleventh day of April 2012.

DOUGLAS & COLLINS, Practitioners for the Estate.

THEA LILLIAN BOOTH late of Corumbene Nursing Home in Tasmania retired teacher's aide/home duties/widow who died on the twenty-first day of November 2011: Creditors next of kin and others having claims in respect of the property or Estate of the abovenamed deceased are required by the Executors Michael John Booth and Lois Elvie Booth c/- m+k dobson mitchell allport of 59 Harrington Street Hobart in Tasmania to send particulars of their claim to the Registrar of the Supreme Court of Tasmania in writing on or before the twelfth day of May 2012 after which date the Executors may distribute the assets having regard only to the claims of which the Executors then have notice.

Dated this eleventh day of April 2012.

m+k dobson mitchell allport,
Practitioners for the Estate.

Occupational Licensing

OCCUPATIONAL LICENSING (ELECTRICAL WORK — TRADE'S ASSISTANT — LICENSING EXEMPTION) ORDER 2012

I, KERRIE DAVIDIA CROWDER, Administrator of Occupational Licensing, hereby make the following Order under section 99 of the *Occupational Licensing Act 2005*.

1. Short title

This Order may be cited as the *Occupational Licensing (Electrical Work - Trade's Assistant - Licensing Exemption) Order 2012*.

2. Commencement

This Order takes effect on 1 April 2012.

3. Exemption to perform certain electrical work

A trade's assistant who carries out any electrical work to which Clause 4 applies, is exempt from the requirement of the Act to hold a practitioner's licence, if the conditions of Clause 5 are met.

4. Electrical work that may be performed by a trade's assistant under this Order

A trade's assistant who complies with clause 5 of this Order may assist a practitioner to perform the following work:

- 1) the excavation of a trench that is intended to have an electrical wiring enclosure placed in it but the trade's assistant may not decide what depth that trench is to be;
- 2) the placing or laying out of an electrical wiring enclosure in a trench, but not the connection or bonding of the lengths of the electrical wiring enclosure;
- 3) the installation of a cable support system;
- 4) the placing or laying out of cables on or into a cable support system or into a trench;
- 5) the back filling of a trench that contains cables or an electrical wiring enclosure within that trench;
- 6) the installation of marker tape or mechanical protection barriers during the back filling of a trench that contains cables or an electrical wiring enclosure: and
- 7) the application of a protective coating to a cable support system or electrical wiring enclosure.

5. Conditions to perform and allow certain electrical work under this Order

- (a) A contractor or practitioner must ensure a trade's assistant performing work to which this exemption applies:
 - 1) carries out the work as required by the Act;
 - 2) is issued, and complies with, any instructions, including any instruction relevant to safe approach distances to live electrical equipment, necessary to ensure the work is carried out safely and as required by the Act; and
 - 3) is subject to supervision by a practitioner.
- (b) A trade's assistant assisting a practitioner to perform work to which this exemption applies must –
 - 1) comply with the instructions given to him or her by a contractor or practitioner: and
 - 2) be subject to supervision by a practitioner.

6. Application of Acts Interpretation Act 1931

The *Acts Interpretation Act 1931* applies to this Order.

7. Interpretation

In this Order, unless the context otherwise requires –

“**Act**” means the *Occupational Licensing Act 2005*;

“**AS 3000**” means AS/NZS 3000 Electrical Installations (Known as Australia/New Zealand Wiring Rules) issued by Standards Australia and distributed by SAI Global Limited (ACN 050 611 642), as amended from time to time;

“**cable**” has the meaning given it by AS 3000;

“**cable support system**” means supporting mechanical or protective structures or barriers relating to electrical conductive equipment including brackets, mountings and the like;

“**contractor**” means:

- (i) the holder of a contractor’s licence that authorises the contractor to perform electrical work; and
- (ii) a person who has the management or control of a trade’s assistant or practitioner;

“**electrical equipment**” has the meaning given it by AS 3000;

“**electrical wiring enclosure**” has the meaning given it by AS 3000;

“**electrical work**” has the meaning as in regulation 4 of the *Occupational Licensing (Electrical Work) Regulations 2008*;

“**live**” means connected to any source of electrical energy or subject to hazardous induced or capacitive voltages;

“**practitioner**” means the holder of a practitioner’s licence granted under the Act that authorises the practitioner to perform electrical work;

“**safe approach distance**” means the minimum separation distance in air from exposed live electrical equipment that shall be maintained by a person, or any object held by or in contact with that person. (The Explanatory Note gives a reference of assistance.)

“**trade’s assistant**” means a person who is not:

- (i) a practitioner; nor
- (ii) undergoing an approved course of training; nor
- (iii) permitted to perform electrical work under section 36 (4) and (5) of the Act;

Dated the twenty-seventh day of March 2012.

KERRIE DAVIDIA CROWDER,
Administrator of Occupational Licensing.

EXPLANATORY NOTES

(these notes are not part of the Order)

- This order replaces the document, Guidelines for Electrical Work – Assistance to licence holders wanting to use an assistant – February 2009
- Guidelines on Safe Approach Distances can be found in the Energy Networks Australia document ENA NENS 04 – National Guidelines for Safe Approach Distances to Electrical and Mechanical Apparatus.

**OCCUPATIONAL LICENSING
(MEDICAL GAS EXEMPTION) ORDER 2012**

OCCUPATIONAL LICENSING ACT 2005

Section 99 - Exemption

I, KERRIE DAVIDIA CROWDER, Administrator of Occupational Licensing, make the following Order under section 99 of the *Occupational Licensing Act 2005*.

1. Short title

This Order may be cited as the *Occupational Licensing (Medical Gas Exemption) Order 2012*.

2. Commencement

This Order takes effect on 11 April 2012.

3. Interpretation

In this Order, unless the context otherwise requires –

“**Act**” means the *Occupational Licensing Act 2005*;

“**Administrator**” means the person appointed as the Administrator of Occupational Licensing under section 10 of the Act;

“**container**” has the same meaning as in the *Gas (Safety) Regulations 2002*;

“**contractor**” has the same meaning as in the *Occupational Licensing Act 2005*;

“**Determination**” means the *Occupational Licensing (Plumbing Work) Determination 2010*, as amended from time to time;

“**gas storage system**” has the same meaning as in the *Gas (Safety) Regulations 2002*;

“**medical gas supplier**” means a person who –

- (i) receives medical gas for supply or resale to a consumer in the course of trade or commerce; and
- (ii) supplies medical gas to a gas storage system that has a container with an individual capacity in excess of 25 litres;

“**medical gas**” means any gas or mixture of gases intended to be administered to patients for therapeutic, diagnostic or prophylactic purpose;

“**medical gas work**” means work on the installation, repair or maintenance of any fixed component used in a reticulation system for the supply or removal of medical gases from the gas source to a wall outlet;

“**Plumber Practitioner (Certifier) Mechanical Services Plumbing – Endorsed Medical Gas**” is the licence listed in clause 4.3(e)(iii) of the Determination;

“**Plumber Practitioner (Certifier Restricted) Mechanical Services Plumbing – Restricted to Medical Gas**” is the licence listed in clause 4.4(c) of the Determination.

4. Application of the Acts Interpretation Act 1931

The *Acts Interpretation Act 1931* applies to this Order.

5. Exemption in relation to medical gas work

- (1) In accordance with section 99(1)(b) of the Act, I exempt -
 - (i) contractors who contract for medical gas work; and
 - (ii) medical gas work carried out by the following classes of plumbing licence holders –
 - (a) Plumber Practitioner (Certifier) Mechanical Services Plumbing – Endorsed Medical Gas;

- (b) Plumber Practitioner (Certifier Restricted)
Mechanical Services Plumbing – Restricted to
Medical Gas; and
- (iii) persons who can satisfy the Administrator that, in the three years prior to 15 December 2010, they were undertaking medical gas work on a regular basis -
- from the requirement to be licensed under the Act in relation to medical gas work until a date determined by the Administrator.
- (2) This exemption applies subject to the following conditions—
- (i) Medical gas work must only be undertaken by persons considered by medical gas suppliers to be competent to perform such work; and
- (ii) Persons who undertake medical gas work must work only within their area of competence; and
- (iii) Persons who are not appropriately trained and competent must be supervised at a level commensurate with their knowledge, skills and experience in accordance with the *Occupational Licensing (Supervision of Prescribed Work) Code of Practice 2010*, as amended from time to time; and
- (iv) Medical gas systems must be installed, serviced and maintained in accordance with—
- AS 2896 Medical gas systems—Installation and testing of non-flammable medical gas pipeline systems;
 - AS 2473.3 Valves for compressed gas cylinders Part 3: Outlet connections for medical gases (including pin-indexed yoke connections);
 - AS 2568 Medical gases—Purity of compressed medical breathing air; and
- (v) Any work required on a container must be undertaken with the written permission of the container owner, in accordance with Clause 8.1 of AS2030.1-2009 - Gas cylinders – General requirements.

Dated this eleventh day of April 2012.

KERRIE DAVIDIA CROWDER,
Administrator of Occupational Licensing

Land Acquisition

LAND ACQUISITION ACT 1993

NOTICE OF ACQUISITION

(Section 16 and Section 18)

IN PURSUANCE of Section 18 of the *Land Acquisition Act 1993*, I, WARRICK PETER COVERDALE, Valuer-General acting as a delegate of the Minister of the Crown for the time being administering the *Land Acquisition Act 1993* do hereby declare that the land in the Schedule hereto is taken and vested in the Crown absolutely under the said Act for road purposes.

Given under my hand this third day of April 2012.

W. P. COVERDALE, Valuer-General
Department of Primary Industries,
Parks, Water and Environment
134 Macquarie Street, Hobart

Schedule

All that 3.865ha of land situate in the Town of Pontville being Lot 1 on Plan of Survey SP162615 in the Office of the Recorder of Titles being portion of the land comprised in Folio of the Register Volume 156381 Folio 1 of which Tea Tree Golf Club Inc is the registered proprietor.

Location: Brighton Bypass - Tea Tree Golf Club

Municipal Area: Brighton

(10-67-30A)

Electoral



Tasmanian Electoral Commission ELECTORAL ACT 2004

Appointment of additional ordinary polling place required for the 2012 periodic Legislative Council Elections

TASMANIAN Electoral Commission gives notice that, under section 93(1) of the *Electoral Act 2004*, it has appointed Hobart as an ordinary polling place for the Legislative Council elections in the divisions of Hobart and Western Tiers in addition to those polling places appointed on the twentieth of March 2012.

Dated this second day of April 2012.

Tasmanian Electoral Commission.

Anti-Discrimination

OFFICE OF THE ANTI-DISCRIMINATION COMMISSIONER, TASMANIA

EXEMPTION/S GRANTED

THE FOLLOWING application for exemption from the provisions of the *Anti-Discrimination Act 1998* (Tas) (the Act) has been granted:

1. Seventh Son Pty Ltd and Millsam Pty Ltd – (12/154) – Application for exemption granted under section 57 of the Act for a period of 12 months.

This exemption has been sought to permit Seventh Son Pty Ltd and Millsam Pty Ltd (together 'the exempt entities'), freehold owners of The Shout Sports Bar, Launceston to discriminate against people with mobility disability in the provision of facilities, goods and services and membership and activities of clubs only to the extent that the exempt entities not provide independent access for people with mobility disability to the upper deck of The Shout Sports Bar for the 12 months from the granting of this exemption.

Granted on the 3rd day of April 2012.

This exemption is granted subject to a number of conditions set out in the Exemption Order including providing 6 and 12 month progress reports on the installation of a lift to the upper deck and the exempt entities providing training to its staff and officers to increase their awareness of their rights and obligations under the *Anti-Discrimination Act 1998* (Tas), and report to the Office of the Anti-Discrimination Commissioner

on the conduct of that training within 12 months of the date of this exemption.

A person may apply to the Anti-Discrimination Tribunal for a review of the Commissioner's delegates decision **within 28 days from the date of this notice being published.**

CATHERINE EDWARDS,
Delegate of the Anti-Discrimination Commissioner.

Dangerous Substances

DANGEROUS SUBSTANCES (SAFE HANDLING) ACT 2005

Notice of Declassification of a Major Hazard Facility

IN ACCORDANCE with section 32(1) of the *Dangerous Substances (Safe Handling) Act 2005*, and under delegation from the Secretary of the Department of Justice, I, Neale Buchanan, Acting General Manager of Workplace Standards Tasmania, following consultation with the occupier, declassify the facilities listed below as major hazard facilities due to decreased storage of Dangerous Substances.

<i>Occupier Trading as</i>	<i>Location</i>	<i>Geocentric Datum of Australia</i>
Forze Pty Ltd	Dilston	E505798 N5430987
Forze Pty Ltd	Margate	E521452 N5237862

This declassification has the effect of revoking the classification that appeared in the *Tasmanian Government Gazette* of 3 March 2010 and 30 June 2010 respectively.

NEALE BUCHANAN, Acting General Manager,
Workplace Standards Tasmania.

Animal Health

ANIMAL HEALTH ACT 1995

General Permit for Administration of Vaccine

I, RODERICK ANDREWARTHA, Chief Veterinary Officer, acting pursuant to sections 51A and 51B of the *Animal Health Act 1995*, hereby issue a general permit authorising a person to possess and administer a vaccine containing inactivated LaSota strain Newcastle Disease virus, a vaccine for the List A disease Newcastle disease, to domestic pigeons (*Columbia livia*) in accordance with conditions described in Schedule 1.

Schedule 1

The owner of pigeons that are vaccinated must keep a record of the identification details of birds, the vaccine used and the date of vaccination. These records are to be kept for two years from the time the vaccine is administered and made available to an Inspector on request.

The vaccine must be used in accordance with the manufacturer's instructions, or, if the vaccine is not registered for use in pigeons, it must be used in accordance to advice from a registered veterinary surgeon on the proper and safe administration of the vaccine.

Dated this third day of April 2012.

R. M. ANDREWARTHA, Chief Veterinary Officer.

Heritage



Tasmanian Heritage Council

Historic Cultural Heritage Act 1995

NOTICE OF PERMANENT ENTRY OF PLACE IN THE TASMANIAN HERITAGE REGISTER

In accordance with sections 21(1)(a) and 26(c) of the *Historic Cultural Heritage Act 1995* (the Act), the Tasmanian Heritage Council has entered the following places in the Tasmanian Heritage Register on a permanent basis:

Long Beach Bathing Pavilion, 646A Sandy Bay Road, Sandy Bay
Kenmore Arms (Old Pass House), 6820 Midland Highway, Oatlands
St Peter's Pass (formerly Springfield), 6820 Midland Highway, Oatlands
Emu Bay Railway Company Fettler's Cottage site, 76 Oonah Road, Highclere
Gezaincourt and Vauchelles, 11 Trotsford Crescent, Newstead
Launceston Municipal Council Tram Depot, 166-180 Wellington Street, South Launceston
Sotherton, 15a-15b Brisbane Street, Launceston
Strathroy Bridge, Kerry Lodge Probation Station, Convict Quarries and Road, Jingler's Creek, Hobart Road, off the Midland Highway, Breadalbane

Any person who lodged an objection or submission may appeal to the Resource Management and Planning Appeal Tribunal against a decision of the Heritage Council under section 27 of the Act. An appeal must be made in writing and lodged with the Appeal Tribunal (GPO Box 2036 Hobart 7001) within 30 days after this notice.

Dianne Snowden
Chair
11 April 2012

Rules Publication

RULES PUBLICATION ACT 1953

NOTICE OF THE MAKING OF STATUTORY RULES

IN ACCORDANCE with the provisions of the *Rules Publication Act 1953*, notice is given of the making of the following statutory rules:—

Title of Act (if any) under which statutory rules made	Number allotted to statutory rules	Title or subject matter of statutory rules
(1) <i>Public Health Act 1997</i>	S. R. 2012, No. 17	<i>Public Health (Tobacco Advertisements) Order 2012</i>
(2) <i>Tasmanian Health Organisations Act 2011</i>	S. R. 2012, No. 18	Proclamation under section 2

GENERAL PURPORT OR EFFECT OF THE ABOVEMENTIONED STATUTORY RULES

(1) *Public Health (Tobacco Advertisements) Order 2012*

This order has the effect of providing that the prohibition contained in section 70(1) of the *Public Health Act 1997*, relating to the display, publication and broadcast of certain tobacco advertisements, does not apply if the display, publication or broadcast is done in accordance with relevant guidelines under that Act.

(2) Proclamation under section 2 of the *Tasmanian Health Organisations Act 2011*

This proclamation fixes 1 July 2012 as the day on which commence the provisions of the *Tasmanian Health Organisations Act 2011* that have not already commenced.

Copies of the abovementioned statutory rules may be purchased at Print Applied Technology Pty Ltd, 123 Collins Street, Hobart, Phone (03) 6233 3289 or Toll Free 1800 030 940.

P. R. CONWAY, Chief Parliamentary Counsel

PARLIAMENTARY STANDING COMMITTEE ON SUBORDINATE LEGISLATION

'Anyone who has problems with, or feels they are adversely affected by, any of the above Regulations can write to the Secretary of the Subordinate Legislation Committee, Legislative Council, Parliament House, Hobart, 7000.'

RUTH FORREST, MLC, Chairperson.



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