CONTENTS

General Information .......................................................... 2525
Department of the House of Representatives .................. 2527
Government Departments ................................................. 2529
   Attorney-General ......................................................... 2529
   Broadband, Communications and the Digital Economy ... 2530
   Defence ........................................................................ 2531
   Health and Ageing ....................................................... 2532
   Infrastructure and Transport ........................................ 2535
   Innovation, Industry, Science and Research .................. 2538
   Regional Australia, Regional Development and Local
     Government .............................................................. 2540
   Resources, Energy and Tourism ...................................... 2541
   Sustainability, Environment, Water, Population and
     Communities ............................................................. 2542
   Treasury ....................................................................... 2560

Special Gazette Nos. S161, S162, S163, S164 and S165 are attached

The date of publication of this Gazette is 26 October 2011

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OLDP strives to maintain and enhance its reputation as a centre of drafting excellence. OLDP produces legislative and administrative instruments of the highest standard through the innovative use of plain English, current technology and rigorous quality assurance procedures.

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- advising about drafting and interpreting instruments created under a statutory power
- maintaining the Federal Register of Legislative Instruments, registering legislative instruments and lodging registered instruments for tabling in Parliament
- preparing compilations of Acts and select legislative instruments
- providing ready public access to the law through ComLaw (www.comlaw.gov.au) and the Federal Register of Legislative instruments (www.frli.gov.au)
- ensuring that printed copies of Acts, select legislative instruments and related legislative material are available in ‘as made’ and compiled form

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- the basis and role of delegated legislation and other instruments made under a statutory power
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- sound techniques for developing efficient drafting instructions (important for efficient achievement of your legislative program).

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How to contact us

First Assistant Secretary
Office of Legislative Drafting and Publishing
Attorney-General’s Department
3-5 National Circuit
Barton ACT 2600
Tel. (02) 6141 4300
Fax. (02) 6282 4352

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Copy for inclusion in this Gazette will be accepted by the Gazette Office until 10.00 am on Friday in the week before publication, unless an earlier closing time has been advised.

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All inquiries should be directed to (02) 6141 4333.
General Information

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Subscriptions (Fax):  (02) 6293 8388
Subscriptions (Tel):  1300 656 863

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By hand: Gazette Office, 63 Denison Street, Deakin ACT 2600
By post: Gazette Office, Attorney General’s Department, 3-5 National Circuit, Barton ACT 2600.
By fax: (02) 6282 5140
By e-mail: gazettes@ag.gov.au.

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Publication of hard copy notices
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Adelaide: Service SA Government Legislation Outlet
108 North Terrace
Adelaide SA 5000
Phone: 13 2324  Fax: (08) 8204 1909
Brisbane: Mail Order ONLY
CanPrint Communications
PO Box 7456
Canberra MC ACT 2610
Phone: 1300 889 873  Fax: (02) 6293 8388
Canberra: CanPrint Communications
16 Nyraong Street
Fyshwick ACT 2609
Phone: (02) 6295 4422  Fax: (02) 6293 8388
Hobart: Printing Authority of Tasmania
123 Collins Street
Hobart TAS 7000
Phone: 1800 030 940  Fax: (03) 6216 4294
Melbourne: Information Victoria
505 Little Collins Street
Melbourne VIC 3000
Phone: 1300 366 356  Fax: (03) 9603 9940
Perth: Mail Order ONLY
CanPrint Communications
PO Box 7456
Canberra MC ACT 2610
Phone: 1300 889 873  Fax: (02) 6293 8388
Sydney: Mail Order ONLY
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PO Box 7456
Canberra MC ACT 2610
Phone: 1300 889 873  Fax: (02) 6293 8388

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ALL REMITTANCES should be made available to: Collector of Public Moneys, Attorney-General’s Department.
**ISSUES OF PERIODIC GAZETTES**

The following Periodic issues of the *Gazette* have been published. The *Gazette* may be purchased by mail order from CanPrint Communications, 16 Nyrang Street, Fyshwick ACT 2609. Over the counter sales are available from CanPrint Communications.

<table>
<thead>
<tr>
<th>Gazette number</th>
<th>Date of Publication</th>
<th>Subject</th>
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</table>
| P 1            | 17 June 2011        | *Great Barrier Reef Marine Park Act 1975*  
Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 01/12/10 to 31/12/10 and not previously gazetted. |
| P 2            | 22 August 2011      | *Great Barrier Reef Marine Park Act 1975*  
Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 01/06/11 to 30/06/11 and not previously gazetted. |
| P 3            | 15 September 2011   | *Environment Protection and Biodiversity Conservation Act 1999*  
Inclusion of Koongarra in the Kakadu National Park World Heritage property. |
| P 4            | 15 September 2011   | *Environment Protection and Biodiversity Conservation Act 1999*  
Inclusion of Ningaloo Coast in the World Heritage List. |
Acts of Parliament assented to

It is hereby notified, for general information, that Her Excellency the Governor-General, in the name of Her Majesty, assented to the undermentioned Acts passed by the Senate and the House of Representatives in the Parliament assembled, viz.:

**Assented to on 14 October 2011:**

No. 108 of 2011—An Act to amend the law relating to superannuation, and for related purposes. *(Superannuation Legislation Amendment (Early Release of Superannuation) Act 2011).*

No. 109 of 2011—An Act to amend the National Health and Hospitals Network Act 2011, and for other purposes. *(National Health Reform Amendment (National Health Performance Authority) Act 2011).*


No. 113 of 2011—An Act to amend legislation relating to offshore resources, and for other purposes. *(Offshore Resources Legislation Amendment (Personal Property Securities) Act 2011).*


No. 115 of 2011—An Act to impose a levy to help meet costs incurred in responding to outbreaks of diseases affecting horses. *(Horse Disease Response Levy Act 2011).*

No. 116 of 2011—An Act to provide for collection and other matters relating to horse disease response levy, and for related purposes. *(Horse Disease Response Levy Collection Act 2011).*

No. 117 of 2011—An Act to make amendments relating to the enactment of Acts for the imposition and collection of horse disease response levy, and for related purposes. *(Horse Disease Response Levy (Consequential Amendments) Act 2011).*

No. 118 of 2011—An Act to amend the Inspector-General of Intelligence and Security Act 1986, and for related purposes. *(Inspector-General of Intelligence and Security Amendment Act 2011).*

No. 119 of 2011—An Act to amend the Australian Energy Market Act 2004 to apply the National Energy Retail Law, and for other purposes. *(Australian Energy Market Amendment (National Energy Retail Law) Act 2011).*
No. 120 of 2011—An Act to amend the law in relation to child care services, and for related purposes. *(Family Assistance Legislation Amendment (Child Care Financial Viability) Act 2011).*

No. 121 of 2011—An Act to amend the *Migration Act 1958*, and for related purposes. *(Migration Amendment (Complementary Protection) Act 2011).*

No. 122 of 2011—An Act to amend the law relating to education, and for related purposes. *(Schools Assistance Amendment Act 2011).*

**Assented to on 17 October 2011:**

No. 123 of 2011—An Act to amend the *Customs Act 1901*, and for other purposes. *(Customs Amendment (Anti-dumping Improvements) Act 2011).*

No. 124 of 2011—An Act to amend the *Customs Act 1901*, and for related purposes. *(Customs Amendment (Anti-dumping Measures) Act 2011).*

No. 125 of 2011—An Act to amend the *Banking Act 1959*, and for related purposes. *(Banking Amendment (Covered Bonds) Act 2011).*

B C Wright  
Clerk of the House of Representatives
COMMONWEALTH OF AUSTRALIA
CUSTOMS ACT 1901

NOTICE OF RATES OF EXCHANGE - section 161J CUSTOMS ACT 1901

I, John Fenning, delegate of the Chief Executive Officer of Customs, hereby specify, pursuant to section 161J of the Customs Act 1901, that the amounts set out in Columns 3 to 9 hereunder are the ruling rates of exchange, on the dates specified, for the purposes of ascertaining the value of imported goods under the provisions of Division 2 of Part VIII of the Customs Act 1901.

SCHEDULE

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John Fenning
Delegate of the Chief Executive Officer of Customs
Canberra ACT
19/10/2011
NOTICE UNDER SECTION 35 OF THE BROADCASTING SERVICE ACT 1992

Under subsection 25(2) of the Broadcasting Services Act 1992, on 5 October 2011, the Australian Communications and Media Authority varied the frequency allotment plan for the VHF-FM Band determined on 10 August 1994 in so far as they relate to the R13 – Northern Tasmania and R14 – Hobart/Southern Tasmania.

Under subsection 26(2) of the Broadcasting Services Act 1992, on 5 October 2011, the Australian Communications and Media Authority varied the licence area plan for Hobart Radio that determined the number and characteristics, including technical specifications, of radio broadcasting services that are to be available in the Hobart region with the use of the broadcasting services bands.

Copies of the varied Hobart licence area plan can be obtained free from the Australian Communications and Media Authority as follows:

Email: rps@acma.gov.au
Mail: Variation to Hobart LAP – No 1 of 2011
      RPS/TPEB/DTD
      Australian Communications and Media Authority
      PO Box 78
      BELCONNEN ACT 2616
Telephone: 1800 226 667
Defence

DETERMINATION

Defence Act 1903

NOTICE OF THE MAKING OF DETERMINATION UNDER SECTION 58B

NOTICE is hereby given that the following determination has been made under section 58B of the Defence Act 1903. Copies of the Determination are available on www.defence.gov.au/reserves. For further information, contact the Director Employer Support Payment Scheme on esp@defence.gov.au.

Title

Defence (Employer Support Payments) Amendment Determination 2011 (No.1)

Signed

12/10/2011
DESIGNATION OF RITUXIMAB (MABTHERA) AS AN ORPHAN DRUG

I, Dr Anthony Gill, Delegate of the Secretary for the purposes of 16J of the Therapeutic Goods Regulations 1990 (“the Regulations’), acting under subregulation 16J(2) of the Regulations, designate rituximab (MabThera) as an orphan drug on the 13th of October 2011 for the induction of remission in patients with severely active anti-neutrophil cytoplasmic antibody (ANCA)-associated vasculitis.

The dose form of rituximab (MabThera) for this indication is solution for intravenous infusion at a concentration of 10mg/mL, in either 100mg (10mL) or 500mg (50mL) single-use vials.

The sponsor of rituximab (MabThera) is Roche Products Pty Limited.

(signed by )

Dr Anthony Gill
Delegate of the Secretary

13th of October 2011
REVOKING OF THE DESIGNATION OF SOMATOTROPIN (RMC) RECOMBINANT GROWTH HORMONE (SAIZEN) AS AN ORPHAN DRUG

AND

DESIGNATION OF SOMATOTROPIN (RMC) RECOMBINANT GROWTH HORMONE (SAIZEN) AS AN ORPHAN DRUG

I, Dr Anthony Gill, Delegate of the Secretary for the purposes of regulation 16J of the Therapeutic Goods Regulations 1990 (“the Regulations”):

(i) **revoke** the designation, made on 5 September 2011, of somatotropin (rmc) recombinant growth hormone (SAIZEN) as an orphan drug for the treatment of growth disturbance in pre-pubertal children with chronic renal insufficiency (CRI) and

(ii) under paragraph 16J(2) of the Regulations, **replace** it with the designation of somatotropin (rmc) recombinant growth hormone (SAIZEN) as an orphan drug, effective from 5 September 2011, for the treatment of growth disturbance in pre-pubertal children with chronic renal insufficiency (CRI). The dose form of somatotropin (rmc) recombinant growth hormone (SAIZEN) for this indication is powder for injection with diluent.

The sponsor of somatotropin (rmc) recombinant growth hormone (SAIZEN) is Merck Serono Australia Pty Ltd.

(signed by)

Dr Anthony Gill
Delegate of the Secretary

11 October 2011
Notification of Intention to Make Declaration

In accordance with regulation 37A of the Australian Radiation Protection and Nuclear Safety Regulations 1999 (the Regulations), the CEO of the Australian Radiation Protection and Nuclear Safety Agency (ARPANSA) advises that he intends to make a declaration under regulation 37(1) of the Regulations in the following form:

I, Carl-Magnus Larsson, Chief Executive Officer of the Australian Radiation Protection and Nuclear Safety Agency (ARPANSA), acting pursuant to the Australian Radiation Protection and Nuclear Safety Regulations 1999 (the Regulations) hereby conclude that in preparing a site for and constructing the controlled facility:

A particle accelerator with beam energy of more than 1 MeV, located at Port Wakefield.

the Australian Defence Force and Department of Defence is engaging in conduct that does not, or will not, pose an unacceptable potential hazard to the health and safety of people or the environment and therefore, satisfies the requirements of regulation 37(1) of the Regulations. Consequently, I exempt the Australian Defence Force and Department of Defence from the need to obtain authorisation to prepare a site for and construct a controlled facility for the purposes of sections 30(1)(a) and 30(1)(b) of the Australian Radiation Protection and Nuclear Safety Act 1998.

Carl-Magnus Larsson
CEO of ARPANSA

Date: 20/10/11
Form 6  Permit for unlicensed ship - continuing
(regulation 6)

No: 9960

Navigation Act 1912
PERMIT FOR UNLICENSED SHIP - CONTINUING
I, Philippa Power, in exercise of the power delegated to me by the
Minister under section 9 of the Navigation Act 1912, grant, under section 286 of the Act, permission for the
ship specified in this permit to carry passengers or cargo or both between the ports specified, subject to any
conditions set out on this permit.

This permit remains in force from 19/10/2011 to 18/01/2012

Details about ship
Name of ship: Rathboyne
IMO No. of ship: 9142502
Port of registry: Bergen
Name of Owner: Kristian Gerhard Jebsen Skipsrederi
A/S Bergen Norway

Name of ports for which permit issued
From Newcastle to Portland. From Whyalla to Newcastle. From Newcastle to Gladstone.

Permit conditions

1. That the Department is notified, within 14 days after every sailing, of the date of the voyage and the cargo carried by the ship.
2. This permit is issued on condition that the ship named in the permit leaves Australia and travels to a port outside Australia at least once in any three (3) month period.
3. Other Bulk Liquids, may only be carried.
4. The cargo may only be carried from the ports outlined in the section 'Name of ports for which permit issued'.
5. If there is a change in schedule the Department must be advised before the vessel sails.
6. This permit is issued on condition that the ship named in the permit complies with all the standards of safety and marine environment protection of international conventions and agreements to which Australia is party.
7. This permit must be produced to Customs for clearance at each port of loading or discharge, prior to taking on board or discharging any cargo or passengers carried under permit.
8. This permit is subject to the condition that coastal cargo is carried by the permit holder only if:
   a. there is no licensed ship available for that carriage; or
   b. the service offered by an available licensed ship is, in the opinion of the Minister or the Minister's delegate, not adequate for the proposed carriage;
   and in the opinion of the Minister's delegate, it is in the public interest for the permit holder to carry the coastal cargo.
9. The permit holder must check the availability of relevant licensed vessels on routes serviced by licensed operators with those operators before accepting coastal cargo for these routes, and before each sailing must send to the Department documentary evidence that it has done so.

Contact details of relevant licensed operators are available on request from the Department.

Signature of delegate:  

Date: 17 October 2011
Form 6  Permit for unlicensed ship - continuing
(regulation 6)

No: 9934

Navigation Act 1912
PERMIT FOR UNLICENSED SHIP - CONTINUING

I, Pauline Sullivan, in exercise of the power delegated to me by the
Minister under section 9 of the Navigation Act 1912, grant, under section 286 of the Act, permission for the
ship specified in this permit to carry passengers or cargo or both between the ports specified, subject to any
conditions set out on this permit.

This permit remains in force from 14/10/2011 to 13/01/2012

Details about ship

Name of ship: APL RIYADH
IMO No. of ship: 9395939
Port of registry: MONROVIA
Name of Owner: NSC
SCHIFFFAHRTSGESELLSCRAFT

Name of ports for which permit issued

From Brisbane to Fremantle. From Brisbane to Sydney. From Brisbane to Melbourne. From Sydney to
Melbourne. From Sydney to Adelaide. From Sydney to Fremantle. From Melbourne to Adelaide. From
Melbourne to Fremantle. From Adelaide to Fremantle.

Permit conditions

1. That the Department is notified, within 14 days after every sailing, of the date of the voyage and the cargo carried by the ship.
2. This permit is issued on condition that the ship named in the permit leaves Australia and travels to a port outside Australia at least once in any three (3) month period.
3. General Cargo; may only be carried.
4. The cargo may only be carried from the ports outlined in the section "Name of ports for which permit issued".
5. If there is a change in schedule the Department must be advised before the vessel sails.
6. This permit is issued on condition that the ship named in the permit complies with all the standards of safety and marine environment protection of international conventions and agreements to which Australia is party.
7. This permit must be produced to Customs for clearance at each port of loading or discharge, prior to taking on board or discharging any cargo or passengers carried under permit.
8. This permit is subject to the condition that coastal cargo is carried by the permit holder only if:
   (a) there is no licensed ship available for that carriage; or
   (b) the service offered by an available licensed ship is, in the opinion of the Minister or the Minister's delegate, not adequate for the proposed carriage;

9. The permit holder must check the availability of relevant licensed vessels on routes serviced by licensed operators with those operators before accepting coastal cargo for those routes, and before each sailing must send to the Department documentary evidence that it has done so.

Contact details of relevant licensed operators are available on request from the Department.

Signature of delegate: Date: 13 October 2011
Form 6 Permit for unlicensed ship - continuing  
(regulation 6)  
No: 9973

Navigation Act 1912  
PERMIT FOR UNLICENSED SHIP - CONTINUING  

I, Philippa Power, in exercise of the power delegated to me by the  
Minister under section 9 of the Navigation Act 1912, grant, under section 286 of the Act, permission for the  
ship specified in this permit to carry passengers or cargo or both between the ports specified, subject to any  
conditions set out on this permit.

This permit remains in force from 12/11/2011 to 11/02/2012

Details about ship

Name of ship: OOCL PANAMA  
IMO No. of ship: 9355769  
Port of registry: Hong Kong  
Name of Owner: RBSSAF (26) Limited

Name of ports for which permit issued

From Melbourne to Adelaide. From Melbourne to Fremantle. From Adelaide to Fremantle.

Permit conditions

1. That the Department is notified, within 14 days after every sailing, of the date of the voyage and the cargo carried by the ship.
2. This permit is issued on condition that the ship named in the permit leaves Australia and travels to a port outside Australia at least once in any three (3) month period.
3. General Cargo: may only be carried.
4. The cargo may only be carried from the ports outlined in the section 'Name of ports for which permit issued'.
5. If there is a change in schedule the Department must be advised before the vessel sails.
6. This permit is issued on condition that the ship named in the permit complies with all the standards of safety and marine environment protection of international conventions  
and agreements to which Australia is party.
7. This permit must be produced to Customs for clearance at each port of loading or discharge, prior to taking on board or discharging any cargo or passengers carried under  
permit.
8. This permit is subject to the condition that coastal cargo is carried by the permit holder only if:  
(a) there is no licensed ship available for that carriage; or  
(b) the service offered by an available licensed ship is, in the opinion of the Minister or the Minister’s delegate, not adequate for the proposed carriage;  
and in the opinion of the Minister’s delegate, it is in the public interest for the permit holder to carry the coastal cargo.
9. The permit holder must check the availability of relevant licensed vessels on routes serviced by licensed operators with those operators before  
accepting coastal cargo for those routes, and before each sailing must send to the Department documentary evidence that it has done so.

Signature of delegate:  
Date: 18 October 2011
I, **KIM JOHN CARR**, Minister for Innovation, Industry, Science and Research, pursuant to subsection 22(1) of the *Industry Research and Development Act 1986* (the Act), and effective from 3 October 2011,

**HEREBY APPOINT** a R&D Tax Incentive Advisory Committee of Innovation Australia (the Board) to assist the Board to exercise its powers and functions conferred under Directions made under sections 18, 19 and 20 of the Act.

Dated this 3rd day of Oct 2011

Kim John Carr
Minister for Innovation, Industry, Science and Research
COMMONWEALTH OF AUSTRALIA

Industry Research and Development Act 1986

CHANGE OF COMMITTEE NAME -
TAX CONCESSION COMMITTEE TO R&D INCENTIVES COMMITTEE

I, KIM JOHN CARR, Minister for Innovation, Industry, Science and Research, pursuant to subsection 22(1) of the Industry Research and Development Act 1986 (the Act), and effective from 1 October 2011,

HEREBY:

- CHANGE the name of the Tax Concession Committee (of Innovation Australia) to the R&D Incentives Committee, and
- DETERMINE that all members of the Tax Concession Committee on that date are members of the R&D Incentives Committee on the same terms and conditions, and with the same application of subsections (2A), (2B), (2BA) and (2C) of the Act, as if there had been no such amendment of the name.

Dated this 29th day of Sept 2011

Kim John Carr
Minister for Innovation, Industry, Science and Research
Northern Territory (Self-Government) Act 1978

COMMISSION OF APPOINTMENT OF
ADMINISTRATOR OF THE
NORTHERN TERRITORY OF AUSTRALIA

I, QUENTIN BRYCE, Governor-General of the
Commonwealth of Australia, acting with the advice of the
Federal Executive Council and under section 32 of
the Northern Territory (Self-Government) Act 1978, appoint

The Honourable Justice Sally Gordon Thomas AM

to be the Administrator of the Northern Territory of Australia
on and from 31 October 2011.

Signed and Sealed with
the Great Seal of Australia
on 29 October,
Governor-General

By Her Excellency’s Command

Simon Crean
Minister for Regional Australia,
Regional Development and Local Government
PETROLEUM RESOURCE RENT TAX ASSESSMENT ACT 1987

COMBINATION CERTIFICATE – SPAR AND EAST SPAR/HALYARD FIELDS (WA-13-L & WA-45-L)

As the certifying Minister for Section 20 of the Petroleum Resource Rent Tax Assessment Act 1987, I have issued a combination certificate for production licences WA-13-L and WA-45-L. The production licences are to be treated as a single project for the purposes of the Petroleum Resource Rent Tax Assessment Act 1987 and related Acts.

Subject to the Administrative Appeals Tribunal Act 1975, a person or persons whose interests are affected by the above decision may make an application to the Tribunal for review of the decision.

The Hon Martin Ferguson AM MP
Minister for Resources and Energy
Sustainability, Environment, Water, Population and Communities

Commonwealth of Australia

Environment Protection and Biodiversity Conservation Act 1999

NOTICE UNDER SECTION 275

PUBLIC COMMENT INVITED

In accordance with the provisions of Section 275 of the EPBC Act public comments are invited on the Southern Right Whale Conservation Management Plan (recovery plan).

The Australian Government has released this draft management plan for public comment, and invites interested members of the public to provide written feedback by Monday, 13 February 2012. A copy of this paper is available at http://environment.gov.au/biodiversity/threatened/publications/recovery/draft-for-comment-southern-right.html

Written submissions should be sent to:

Email: whales@environment.gov.au; or
Fax: 02 6274 1542; or
Mail: Director
Cetacean Conservation and Management Section
Department of Sustainability, Environment, Water, Population and Communities
GPO Box 787
CANBERRA ACT 2601
COMMONWEALTH OF AUSTRALIA

Fuel Quality Standards Act 2000

Section 13

GRANT OF APPROVAL

I, Don Farrell, Parliamentary Secretary for Sustainability and Urban Water, pursuant to section 13 of the Fuel Quality Standards Act 2000 (the Act), having consulted with the Fuel Standards Consultative Committee as required by section 24A of the Act, hereby grant this approval to The Shell Company of Australia Limited (the approval holder).

This approval varies the fuel standard for automotive diesel set out in the Fuel Standard (Automotive Diesel) Determination 2001 (the Diesel Determination) so that automotive diesel containing:

- up to five per cent biodiesel content (B5) having a minimum derived cetane number of 46 and a maximum density of 852 kg/m$^3$; and
- more than five per cent but no greater than 20 per cent biodiesel content (B20) having a minimum derived cetane number of 46 and a maximum density of 858 kg/m$^3$.

will be taken to comply with the biodiesel, derived cetane number and maximum density parameters specified in the Diesel Determination.

This approval applies to automotive diesel supplied by the approval holder and the regulated persons specified in Annexure 1.

This approval is granted subject to the conditions specified in section 17 of the Act and the conditions specified in Annexure 2 of this approval.

This approval comes into force on the date of signing and remains in force until 31 October 2012 (approval period).

Dated 1 October 2011

Parliamentary Secretary for Sustainability and Urban Water
Regulated persons

The following are regulated persons under paragraph 13(1)(b) of the
*Fuel Quality Standards Act 2000*:

<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
<th>City</th>
<th>State</th>
<th>Zip Code</th>
</tr>
</thead>
<tbody>
<tr>
<td>Shell Australia Limited</td>
<td>GPO Box 872K</td>
<td>Melbourne</td>
<td>Vic</td>
<td>3001</td>
</tr>
<tr>
<td>N M Owen Pty Ltd</td>
<td>9 Melrose Road</td>
<td>Albert</td>
<td>NSW</td>
<td>2873</td>
</tr>
<tr>
<td>Manildra Park Pty Ltd</td>
<td>Lot 1, Creole Road</td>
<td>Albion Park Rail</td>
<td>NSW</td>
<td>2527</td>
</tr>
<tr>
<td>Russell Vale Service Centre</td>
<td>115 Bellambi Lane</td>
<td>Bellambi</td>
<td>NSW</td>
<td>2518</td>
</tr>
<tr>
<td>Handiquip Hire</td>
<td>178 South Creek Road</td>
<td>Dee Why West</td>
<td>NSW</td>
<td>2099</td>
</tr>
<tr>
<td>Fuel Direct Pty Ltd</td>
<td>Lot 3, Bennelong Road</td>
<td>Homebush Bay</td>
<td>NSW</td>
<td>2127</td>
</tr>
<tr>
<td>Gaseorp Pty Ltd</td>
<td>208 New Canterbury Road</td>
<td>Petersham</td>
<td>NSW</td>
<td>2049</td>
</tr>
<tr>
<td>Refuelling Solutions Pty Ltd</td>
<td>PO Box 905</td>
<td>Pymble</td>
<td>NSW</td>
<td>2073</td>
</tr>
<tr>
<td>Neumann Petroleum Pty Ltd</td>
<td>23 Theodore Street</td>
<td>Eagle Farm</td>
<td>Qld</td>
<td>4009</td>
</tr>
<tr>
<td>Hodge Petroleum Pty Ltd</td>
<td>PO Box 300</td>
<td>Goondiwindi</td>
<td>Qld</td>
<td>4390</td>
</tr>
<tr>
<td>Eureka Operations Pty Ltd</td>
<td>800 Toorak Road</td>
<td>Glen Iris</td>
<td>Vic</td>
<td>3146</td>
</tr>
<tr>
<td>(Trading as Coles Express)</td>
<td></td>
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</tr>
<tr>
<td>Reliance Petroleum</td>
<td>PO Box 6138</td>
<td>Hawthorn West</td>
<td>Vic</td>
<td>3122</td>
</tr>
<tr>
<td>Pre-Logic Pty Ltd</td>
<td>PO Box 172</td>
<td>Laverton</td>
<td>Vic</td>
<td>3028</td>
</tr>
<tr>
<td>Fuelink Pty Ltd</td>
<td>GPO Box 872K</td>
<td>Melbourne</td>
<td>Vic</td>
<td>3001</td>
</tr>
<tr>
<td>Liberty Oil Wholesaler (S) Pty Ltd</td>
<td>Level 4, 580 St Kilda Road</td>
<td>Melbourne</td>
<td>Vic</td>
<td>3004</td>
</tr>
<tr>
<td>United Petroleum Pty Ltd (Fuel Only)</td>
<td>PO Box 13238</td>
<td>Melbourne</td>
<td>Vic</td>
<td>8001</td>
</tr>
<tr>
<td>BP Australia Pty Ltd</td>
<td>GPO Box 5222</td>
<td>Melbourne</td>
<td>Vic</td>
<td>3001</td>
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<tr>
<td>7-Eleven Stores Pty Ltd</td>
<td>Private Bag 43</td>
<td>Mount Waverley</td>
<td>Vic</td>
<td>3149</td>
</tr>
</tbody>
</table>
Annexure 2

Conditions of approval

The approval is subject to the following conditions:

1. The diesel and biodiesel used to create the blends covered by the approval must, before the two fuels are blended, comply with the applicable fuel standard, i.e. the Diesel Determination and the Fuel Standard (Biodiesel) Determination 2003.

2. B20 fuel subject to the approval must only be supplied by the approval holder under contract to commercial users and must not be made available for supply through publicly accessible forecourts.

3. Users and downstream suppliers of B20 subject to the approval must be informed in writing by the approval holder at the time of contractual negotiation or agreement that the fuel varies from the standard and how it varies.

4. The approval holder must provide quarterly reports to the Department of Sustainability, Environment, Water, Population and Communities (the department). The reports must contain:
   a. the derived cetane number (DCN) of B5 and B20 biodiesel blend fuel samples for each month in the reporting period;
   b. density readings of B5 and B20 biodiesel blend fuel samples for each month in the reporting period;
   c. the volume of supply under the approval; and
   d. detailed information, where available, about the cetane values and density of the diesel and biodiesel fuels prior to blending and the cetane values and density of the blended product.

The reporting periods are: 1 October to 31 December, 1 January to 31 March, 1 July to 30 September and 1 April to 30 June. The reports are due within one month of the end of the reporting period.

5. The approval holder must provide a report to the department containing details of all the options that it has considered, including costings, on its inability to comply with the DCN and density parameters regarding its intended supply of B20 blends under an approval. The report is due within three months of an approval being granted.

6. The approval holder must provide a report to the department on its progress towards achieving compliance with the DCN and density parameters in the automotive diesel standard beyond the approval period, with the report being due one month after the end of the approval period. The report must include the results of research and analysis of cetane and density in the approval holder’s blendstocks and blended product and information regarding the factors that influence the DCN of diesel produced at its refineries and terminals. The report must also include information as to whether DCN can be effectively controlled and the implications that would stem from running the refinery in such a way so as to consistently achieve minimum 51 DCN. The report must also include cost analysis of infrastructure (tankage) and distribution options to control DCN and density in diesel biodiesel blends.
PARLIAMENTARY SECRETARY FOR SUSTAINABILITY AND URBAN WATER

NOTICE UNDER SECTION 17A OF THE FUEL QUALITY STANDARDS ACT 2000 CONCERNING A DECISION UNDER SECTION 13 OF THAT ACT FOR AN APPROVAL FOR A VARIATION OF THE FUEL STANDARD (AUTOMOTIVE DIESEL) DETERMINATION 2001

I, Don Farrell, Parliamentary Secretary for Sustainability and Urban Water, provide the following information concerning my decision to grant an approval under section 13 of the Fuel Quality Standards Act 2000 (the Act).

Name of approval holder
The Shell Company of Australia Limited (Shell).

Period of operation
The period of operation of the approval is from the date of signing of the instrument of approval until 31 October 2012.

Details of the approval
This approval varies the fuel standard for automotive diesel set out in the Fuel Standard (Automotive Diesel) Determination 2001 (the Diesel Determination) so that automotive diesel with:

- up to five per cent biodiesel content (B5) having a minimum derived cetane number of 46 and a maximum density of 852 kg/m$^3$; and
- the diesel containing more than five per cent but no greater than 20 per cent biodiesel content (B20) having a minimum derived cetane number of 46 and a maximum density of 858 kg/m$^3$.

will be taken to comply with the Diesel Determination.

The approval is subject to conditions set out in Annexure 2 to the approval instrument and in section 17 of the Act.

Background
Section 13 of the Act provides that I may grant to any person an approval that varies a fuel standard in a specified way in respect of specified supplies of the fuel by that person and any other person specified in the instrument of approval (a regulated person).

Section 15 of the Act provides that I must have regard to the following criteria when deciding whether or not to grant an approval:

(a) the protection of the environment
(b) the protection of occupational and public health and safety
(c) the interests of consumers, and
(d) the impact on economic and regional development.
I may also have regard to any other matters I consider relevant.

Section 24A of the Act provides that I must consult, and have regard to the recommendations of, the Fuel Standards Consultative Committee (the Committee) before granting an approval under section 13. Before signing the instrument granting the approval, I consulted with the Committee and had regard to the recommendations it made in September 2011.

**Findings on material questions of fact**

(a) The protection of the environment

Most diesel supplies in Australia are capable of producing blended product that meets the minimum 51 DCN. Shell's data also suggests that a significant proportion of its supply will meet the maximum density in the diesel standard of 850 kg/m$^3$. Therefore the variation in cetane and density of the fuel subject to Shell's application for a one year period is not expected to cause significant environmental impacts.

(b) The protection of occupational and public health and safety

It is unlikely that occupational and public health and safety will be significantly affected by a variation in biodiesel, cetane and density parameters for the fuels subject to Shell's application.

(c) The interests of consumers

Although variations in biodiesel, cetane level and density can affect engine performance, in the absence of clear evidence from stakeholder groups, it is not expected to have significant impacts on consumers. Biodiesel (B20) will be available to specific commercial bulk fuels customers on request and B20 blends will not be available via retail forecourt pumps. The information conditions for the B20 fuel approval should mitigate any operability impacts with fuel/vehicle incompatibility.

(d) The impact on economic and regional development

Shell currently sources biodiesel for the blended fuel from a regional supplier in Victoria. This company may be seriously impacted if this application is dismissed. Although Shell may gain an economic advantage over its rivals through an approval, limiting the approval period to one year should mitigate the effect.

**Summary of reasons for approval**

In summary, I have granted the approval because:

1. The approval is not expected to be detrimental to the protection of the environment or occupational and public health and safety when taking into account the anticipated supply and timeframe of the approval;
2. There is no evidence to suggest that the interests of consumers will be significantly impacted by supply of this fuel;
3. There appears to be considerable impacts for the biodiesel industry in Australia should this application be rejected.

Parliamentary Secretary for Sustainability and Urban Water

[Signature]

October 2011
DEPARTMENT OF SUSTAINABILITY, ENVIRONMENT, WATER, POPULATION AND COMMUNITIES

Environment Protection and Biodiversity Conservation Act 1999

Notification under Section 309(1) – Related to variation of a Conservation Agreement

Tony Burke, Minister for Sustainability, Environment, Water, Population and Communities, on behalf of the Commonwealth, varied on 7 September 2011, the Conservation Agreement in relation to the development of the Edmondson Park Precinct by written agreement with the state of NSW (the Agreement).

The Agreement was made under section 305 of the Environment Protection and Biodiversity Conservation Act 1999 on 20 August 2009. The Agreement has been varied in accordance with section 308(1) of the Environment Protection and Biodiversity Conservation Act 1999 and clause 7 of the Agreement. The variation concerns a minor boundary adjustment, changes to some areas of open space and has net benefits for the conservation of biodiversity, especially threatened species and ecological communities.

A copy of the varied Agreement is available free of charge from the Department of Sustainability, Environment, Water, Population and Communities by telephoning (02) 6274 1111; from the web: http://www.environment.gov.au/epbc/about/conservation-agreements.html; or by writing to:

Director
Strategic Approvals East
Department of Sustainability, Environment, Water, Population and Communities
GPO Box 787
CANBERRA ACT 2601
THE WATER EFFICIENCY LABELLING AND STANDARDS REGULATOR
NOTICE UNDER SUBSECTION 28(1) OF THE
WATER EFFICIENCY LABELLING AND STANDARDS ACT 2005

I, Genevieve Marshall, Assistant Secretary, Water Efficiency Labelling and Standards (WELS) Branch, pursuant to section 25 of the Water Efficiency Labelling and Standards Act 2005 (the WELS Act), register the following WELS product(s) under subsection 28(1) of the WELS Act. WELS registrations are subject to the conditions set out in subsections 4.5, 4.6 and 4.7 of AS/ANZ 6400:2005 Water efficient Products Rating and labelling.

Registered WELS products

<table>
<thead>
<tr>
<th>Brand name</th>
<th>Product type</th>
<th>Family name / Product name and/or Model reference</th>
<th>Registration number</th>
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<td>BEKO</td>
<td>Dishwashers</td>
<td>Family: DSFN 6831 * Model: DSFN 6831 W, DSFN 6831 X</td>
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<td>BOSCH</td>
<td>Dishwashers</td>
<td>Family: GV440 Model: SPUS330SAU</td>
<td>R002510</td>
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<td>DELRANA</td>
<td>Showers</td>
<td>Family: Showers Model: Kestral, Carrara, Dada, Marlin</td>
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<td>DEVA</td>
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<td>FAMILY: DEVA 4 STAR MODEL: MILOS BASIN MIXER DT10 - 06-1006, MILOS SINK MIXER DT12 - 06-1303, MAXUS BASIN MIXER DT14 - 06-3000, MAXUS SINK MIXER DT16 - 06-3307</td>
<td>R003167A</td>
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<td>METHVEN</td>
<td>Tap and tap outlet set</td>
<td>FAMILY: METHVEN 4 STAR MIXER TAPS MODEL: TAH1 BASIN MIXER MT30 - 01-6006, TAH1 WALL MT.ASIN MIXER MT32 - 01-6075, TAHI SINK MIXER MT34 - 01-6303</td>
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<td>HUIDA</td>
<td>Tap and tap outlet set</td>
<td>FAMILY: HD MODEL: HDA4698XH-AS, HDA4691M-AS, HDA4691MG-AS</td>
<td>R002190B</td>
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<tr>
<td>ENWARE/FRANKE</td>
<td>Urinal only</td>
<td>FAMILY: ENWARE / FRANKE URINAL 3 STAR MODEL: ENF-CMPX532, ENF-CMPX538</td>
<td>R002517</td>
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<td>AXA-WHITE STONE</td>
<td>WC pan only</td>
<td>FAMILY: AXA WALL PAN MODEL: AXA DUE WALL PAN, AXA ONE WALL PAN, AXA UNO WALL PAN</td>
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<tr>
<td>AXA-WHITE STONE</td>
<td>WC pan only</td>
<td>FAMILY: AXA FLOOR PAN MODEL: AXA DUE FLOOR PAN, AXA ONE FLOOR PAN, AXA UNO FLOOR PAN</td>
<td>R002456</td>
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<td>AXA-WHITE STONE</td>
<td>Toilet suite</td>
<td>FAMILY: AXA TOILET SUITE MODEL: AXA DUE TOILET SUITE, AXA ONE TOILET SUITE, AXA UNO TOILET SUITE</td>
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<td>ABEY</td>
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<td>Family: 5 Star Model: LUZ</td>
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<td>Family: 5 Star Model: SLIMD0</td>
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<td>Family: 5 Star Model: SLIMD2</td>
<td>R002241J</td>
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<td>MILDON</td>
<td>Tap and tap outlet set</td>
<td>Family: MILDON 4 STAR Model: TRADE, PACIFIC, FLINDERS, STATUS, MIRAGE, APOLLO, ASPECT</td>
<td>R001652</td>
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<td>Model Details</td>
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<td>HAIER</td>
<td>Clothes Washing Machines</td>
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<td>VALSIR</td>
<td>WC cistern only</td>
<td>Family: VALSIR Flushing Cistern 6/3 l. Model: EVOL UT2, Undercounter, HIDPEA WAW, TROPEA2, Front 450, RIOS2, Front 500</td>
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<td>CAROMA</td>
<td>WC pan only</td>
<td>Family: Caroma 4 Star Model: Junior 45 P Trap Pan, 71355</td>
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<tr>
<td>CAROMA</td>
<td>Toilet suite</td>
<td>Family: Caroma 4 Star Model: Junior 200 45 P Trap RH Suite, 984256</td>
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<tr>
<td>ENGLEFIELD</td>
<td>Toilet suite</td>
<td>Family: Englefield low flush Model: Delano 4 star CC P trap, 12759A-0, Delano 4 star CC S trap, 12758A-0</td>
<td></td>
</tr>
<tr>
<td>KOHLER</td>
<td>Tap and tap outlet set</td>
<td>Family: Kohler basin mixer Model: 14760A-4ND, 14761A-4ND, 9106A-4ND</td>
<td></td>
</tr>
<tr>
<td>BREWERS</td>
<td>Showers</td>
<td>Family: Brewers 3 Star shower Model: SDS26501 - Dodi Slims, TERSC - Rotondo 200</td>
<td></td>
</tr>
<tr>
<td>BREWERS</td>
<td>Showers</td>
<td>Family: Brewers 3 Star Showers Model: R15051HC, R25051HC, R11AD</td>
<td></td>
</tr>
<tr>
<td>BREWERS</td>
<td>Showers</td>
<td>Family: Brewers 3 Star Showers Model: ODC, OJC, SDC</td>
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<tr>
<td>BREWERS</td>
<td>Showers</td>
<td>Family: Brewers 3 Star Showers Model: SWB - SBVC, SEAD - SEADC, SEP - SEPHSC, SWET - S3FWBC</td>
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<tr>
<td>BREWERS</td>
<td>Showers</td>
<td>Family: Brewers 3 Star Showers Model: TMAD - TMADC, TMHS - TM1HSC, TMWB - TMWBC, S3FWBC - SWET</td>
<td></td>
</tr>
<tr>
<td>BREWERS</td>
<td>Showers</td>
<td>Family: Brewers 3 Star Showers Model: PIHP - PHS, RJ1HP - RH51F, RJ4HP - RH31F, SGPHOC - SGHSC, D222 - C - KTHSCP, SSHC - SOSHS, HS950 - OHSC, QUTABHC - QUTABHSC</td>
<td></td>
</tr>
<tr>
<td>CONTAP</td>
<td>Tap and tap outlet only</td>
<td>Family: TAPWARE1 Model: MILANO</td>
<td></td>
</tr>
<tr>
<td>CONTAP</td>
<td>Showers</td>
<td>Family: SHOWERS Model: HS299 - MH02, CT299 - TNM299, CT30299 - TNM30299, CT07299 - TNM07299</td>
<td></td>
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<tr>
<td>CONTAP</td>
<td>Showers</td>
<td>Family: SHOWERS Model: HS242 - MH01, CT242 - TNM242, CT41242 - TNM41242, CT16242 - TNM16242</td>
<td></td>
</tr>
<tr>
<td>CONTAP</td>
<td>Showers</td>
<td>Family: SHOWERS Model: HS138 - MH06, CT138 - TNM138, CT54138 - TNM54138</td>
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<tr>
<td>CONTAP</td>
<td>Showers</td>
<td>Family: SHOWERS Model: HS243 - MH01R, CT243 - TNM243, CT21243 - TNM21243, CT30243 - TNM30243, CT38243 - TNM38243, CT70243 - TNM70243</td>
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<tr>
<td>CONTAP</td>
<td>Showers</td>
<td>Family: SHOWERS Model: CT01 - MH02/TN01</td>
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<tr>
<td>CONTAP</td>
<td>Showers</td>
<td>Family: SHOWERS Model: HS298 - MH09, CT298 - TNM298, CT21298 - TNM21298, CT32298 - TNM32298, CT38298 - TNM38298</td>
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<tr>
<td>CONTAP</td>
<td>Showers</td>
<td>Family: Shower3 Model: CT597 - TNM597</td>
<td></td>
</tr>
<tr>
<td>CONTAP</td>
<td>Showers</td>
<td>Family: 0 RATED SHOWERS Model: CT588 - TNM588/MH921</td>
<td></td>
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<tr>
<td>ROCA</td>
<td>Toilet suite</td>
<td>Family: Roca Toilet Model: 3-46268 Hall Suite, 34262, 34162</td>
<td></td>
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<tr>
<td>HOOVER</td>
<td>Clothes washing machines</td>
<td>Family: VHDF 710 Model: VHDF 710</td>
<td></td>
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<tr>
<td>J88</td>
<td>Tap and tap outlet set</td>
<td>Family: J88 - 5 Star Taps Model: 33 61 7002R 2S, 33 61 7002S 2S, 33 26 7684 39, 10 7010 44S, 15 7015 475, 15 7016 475</td>
<td></td>
</tr>
<tr>
<td>J88</td>
<td>Tap and tap outlet set</td>
<td>Family: J88 Single lever mixer Model: 93 7092 11S - 081061, 93 7093 96 - 055626, 93 7094 96 - 055647, 93 7099 34 - 081067</td>
<td></td>
</tr>
<tr>
<td>ROBINHOOD</td>
<td>Dishwashers</td>
<td>Family: Viva by Robinhood Model: VS480054</td>
<td></td>
</tr>
<tr>
<td>RAYMOR</td>
<td>Shower</td>
<td>Family: SHOWERS RAYMOR 3 Model: Academy Swivel</td>
<td></td>
</tr>
<tr>
<td>ACL COMPANY PTY LTD</td>
<td>Tap and tap outlet set</td>
<td>Family: 5 Star mixers Model: ST100SC</td>
<td></td>
</tr>
<tr>
<td>Brand name</td>
<td>Product type</td>
<td>Family name / Product name and/or Model reference</td>
<td>Effective from</td>
</tr>
<tr>
<td>------------------</td>
<td>-----------------------</td>
<td>------------------------------------------------------------------------------------------------------------------</td>
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</tr>
<tr>
<td>RAM TAPWARE</td>
<td>Tap and tap outlet set</td>
<td>Family: 5 Star Tapware Model: Waratah Slimline Basin Mixer, Waratah Slimline Sink Mixer 180mm, Waratah Slimline Medium Basin Mixer, Waratah Slimline Tall Basin Mixer, Waratah Slimline Sink Mixer 165mm, Ram Slimline Cast Basin Mixer, Ram Slimline Basin Mixer, Ram Slimline Medium Basin Mixer, Ram Slimline Tall Basin Mixer, Ram Slimline Sink Mixer 220mm, Ram Slimline Sink Mixer 180mm, Ram Slimline Sink Mixer 165mm, Yeva Tall Basin Mixer, Myuna Sink Mixer 220mm, Park Basin Mixer, Waratah Slimline Cast Basin Mixer, Ridge Cast Basin Mixer, Ridge Basin Mixer, Ridge Sink Mixer 220mm, Ridge Sink Mixer 180mm, Ridge Sink Mixer 165mm, Park Basin Mixer With 150mm Handle, Park Medium Basin Mixer, Park Tall Basin Mixer, Park Sink Mixer, Park Sink Mixer With 150mm Handle, Yeva Basin Mixer, Yeva Basin Mixer 160mm Spout, Yeva Medium Basin Mixer, Yeva Medium Basin Mixer With 160mm Spout, Yeva Tall Basin Mixer With 160mm Spout, Yeva Sink Mixer, Yeva Wall Mixer With 150mm Outlet Vertical, Yeva Wall Mixer With 200mm Outlet Vertical, Yeva Wall Mixer With 200mm Outlet Horizontal, Yeva Wall Mixer With 150mm Outlet Horizontal, Elan Cast Basin Mixer, Elan Basin Mixer, Elan Sink Mixer 220mm, Elan Sink Mixer 180mm, Elan Sink Mixer 165mm, Evolve Wall Mixer With 150mm Outlet (Vertical), Evolve Wall Mixer With 200mm Outlet (Vertical), Evolve Wall Mixer With 200mm Outlet (Horizontal), Luka Basin Mixer, Luka Basin Mixer 160mm Spout, Luka Medium Basin Mixer, Luka Medium Basin Mixer With 160mm Spout, Luka Tall Basin Mixer With 160mm Spout, Luka Wall Mixer With 150mm Outlet Vertical, Luka Wall Mixer With 200mm Outlet Vertical, Luka Wall Mixer With 150mm Outlet Horizontal, Luka Wall Mixer With 200mm Outlet Horizontal, Myuna Cast Basin Mixer, Myuna Cast Basin Mixer With 150mm Handle, Myuna Cast Basin Mixer With 240mm Handle, Myuna Basin Mixer, Myuna Basin Mixer With 150mm Handle, Myuna Sink Mixer 220mm With 240mm Handle, Myuna Sink Mixer 165mm With 240mm Handle, Myuna Sink Mixer 165mm With 240mm Handle, Myuna Basin Mixer With 280mm Handle, Myuna Sink Mixer 220mm With 150mm Handle</td>
<td>26/10/2011</td>
</tr>
<tr>
<td>PHOENIX</td>
<td>Showers</td>
<td>Family: Shower Three Model: Admiral 689, Cher, Orchidea, Nelson, Commander Shower, Uni Shower</td>
<td>26/10/2011</td>
</tr>
<tr>
<td>PHOENIX</td>
<td>Tap and tap outlet set</td>
<td>Family: Tap basin Model: Rhapsody Wall Basin Set, Concerto Basin, Festival Basin Set, Concerto Wall Basin, Festival Wall Basin, Harmony Basin Set, Harmony Wall Basin Set, Rhapsody Basin Set</td>
<td>26/10/2011</td>
</tr>
<tr>
<td>PHOENIX</td>
<td>Showers</td>
<td>Family: Shower Five Model: 682 Flexton, 685 Sonata</td>
<td>26/10/2011</td>
</tr>
<tr>
<td>Brand</td>
<td>Type</td>
<td>Specifications</td>
<td>Date</td>
</tr>
<tr>
<td>------------------</td>
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<td>-------------------------------------------------------------------------------</td>
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</tr>
<tr>
<td>RAYMOR</td>
<td>Tap and tap outlet set</td>
<td>Family: Tap Raymor 3A Model: Cambridge, Elton, Oxford</td>
<td>26/10/2011</td>
</tr>
<tr>
<td>GUO YUAN</td>
<td>Tap and tap outlet set</td>
<td>Family: MIXER GUO4 Model: Clermont sink mixer - Raymor, Toronto sink mixer - Guo Yinan/Casser, Tradesmensink mixer - Peter W. Elderling</td>
<td>26/10/2011</td>
</tr>
<tr>
<td>FORENO</td>
<td>Showers</td>
<td>Family: Foreno 3 Star Shower Model: FSL1000 - FSL6, FSLA, FSLM, FSLR - FSLR2, FSLAS, FSCN</td>
<td>10/01/2012</td>
</tr>
<tr>
<td>CONTAP</td>
<td>Showers</td>
<td>Family: SHOWERS Model: 150mm/200mm/250mm SHOWER ROSE</td>
<td>26/10/2011</td>
</tr>
<tr>
<td>CONTAP</td>
<td>Tap and tap outlet set</td>
<td>Family: TAPWARE Model: HAYMAN</td>
<td>29/03/2012</td>
</tr>
<tr>
<td>KLUDI</td>
<td>Tap and tap outlet set</td>
<td>Family: Kludi 5 Star taps Model: 382900576Z, 382950576Z</td>
<td>26/10/2011</td>
</tr>
<tr>
<td>CONSOLIDATED BRASS - CB IDEAL TAPWARE</td>
<td>Tap and tap outlet set</td>
<td>Family: 4 Star Group Model: Bellevue BV0062 - Upswept Female Plain nose Bib Tap, Bellevue BV0061 - Upswept Male Plain nose Bib Tap, Bellevue BV0062 - Upswept Female Plain nose Bib Tap Rapid Action, Bellevue BV0561 - Upswept Male Plain nose Bib Tap Celestial CE0062 - Upswept Female Plain nose Bib Tap, Celestial CE0061 - Upswept Male Plain nose Bib Tap, Celestial CE0561 - Upswept Male Plain nose Bib Tap Rapid Action, Torrens Capstan TC0561 - Upswept Male Plain nose Bib Tap Rapid Action, Torrens Flared Lever TF0561 - Upswept Male Plain nose Bib Tap Rapid Action, Torrens Capstan TC0562 - Upswept Female Plain nose Bib Tap Rapid Action, Torrens Flared Lever TF0562 - Upswept Female Plain nose Bib Tap Rapid Action, D-Type DK0062 Contemporary - Upswept Female Plain nose Bib Tap, Celestial CE0562 - Upswept Female Plain nose Bib Tap Rapid Action, Torrens Lever TL0562 - Upswept Female Plain nose Bib Tap Rapid Action</td>
<td>26/10/2011</td>
</tr>
<tr>
<td>ZUCCHETTI</td>
<td>Tap and tap outlet set</td>
<td>Family: ZUCCHETTI BASIN MIXERS Model: ZP9209.1210</td>
<td>26/10/2011</td>
</tr>
<tr>
<td>RAYMOR</td>
<td>Tap and tap outlet set</td>
<td>Family: Tap Raymor 3 Model: Academy</td>
<td>26/10/2011</td>
</tr>
</tbody>
</table>

Pending Gazettal publication on 26 October 2011

Delegate of the Water Efficiency labelling and Standards Regulator

October 2011
COMMONWEALTH OF AUSTRALIA

Environment Protection and Biodiversity Conservation Act 1999

Amendment of List of Exempt Native Specimens

I, NIGEL ROUTH, Assistant Secretary, Marine Biodiversity Policy Branch, as Delegate of the Minister for Sustainability, Environment, Water, Population and Communities, pursuant to subsection 303DC(1) of the Environment Protection and Biodiversity Conservation Act 1999 (EPBC Act), hereby amend the list of exempt native specimens established under section 303DB of the EPBC Act by revoking the conditions to which the inclusion of the following item in the list on 23 November 2005 is subject:

- Specimens that are or are derived from fish or invertebrates, other than specimens that belong to species listed under Part 13 of the Act, taken in the Deep Water Fin Fish Fishery,

and imposing the following conditions to which inclusion of the specimens in the list is subject:

- the specimen, or the fish or invertebrate from which it is derived, was taken lawfully; and

- the specimens are included in the list until 26 October 2012.

Dated this 12th day of October 2011

[Signature]

Delegate of the Minister for Sustainability, Environment, Water, Population and Communities
COMMONWEALTH OF AUSTRALIA

Environment Protection and Biodiversity Conservation Act 1999

Amendment of List of Exempt Native Specimens

I, NIGEL ROUTH, Assistant Secretary, Marine Biodiversity Policy Branch, as Delegate of the Minister for Sustainability, Environment, Water, Population and Communities pursuant to subsection 303DC(1) of the Environment Protection and Biodiversity Conservation Act 1999 (EPBC Act), hereby amend the list of exempt native specimens established under section 303DB of the EPBC Act by deleting from the list the following item that was included in the list on 1 February 2007 and any associated notations:

- Specimens that are or are derived from fish or invertebrates, taken in the Tasmanian Rock Lobster Fishery, as defined in the Fisheries (Rock Lobster) Rules 2006, made under the Tasmanian Living Marine Resources Management Act 1995, other than specimens that belong to species listed under Part 13 of the Act.

Dated this 19th day of October 2011

..................................................
Delegate of the Minister for Sustainability, Environment, Water, Population and Communities
COMMUNEAL OF AUSTRALIA

Environment Protection and Biodiversity Conservation Act 1999

Amendment of List of Exempt Native Specimens

I, NIGEL ROUTH, Assistant Secretary, Marine Biodiversity Policy Branch, as Delegate of the Minister for Sustainability, Environment, Water, Population and Communities pursuant to subsection 303DC(1) of the Environment Protection and Biodiversity Conservation Act 1999 (EPBC Act), hereby amend the list of exempt native specimens established under section 303DB of the EPBC Act by including in the list the following:

- Specimens that are or are derived from fish or invertebrates, taken in the Tasmanian Rock Lobster Fishery, as defined in the Fisheries (Rock Lobster) Rules 2011, made under the Tasmanian Living Marine Resources Management Act 1995, other than specimens that belong to species listed under Part 13 of the Act;

with a notation that inclusion of the specimens in the list is subject to the following restrictions or conditions:

- the specimen, or the fish or invertebrate from which it is derived, was taken lawfully; and

- the specimens are included in the list until 5 February 2012.

Dated this 19th day of October 2011

Delegate of the Minister for Sustainability, Environment, Water, Population and Communities
DEPARTMENT OF SUSTAINABILITY, ENVIRONMENT, WATER, POPULATION and COMMUNITIES

Environment Protection and Biodiversity Conservation Act 1999

For further information see the referrals list at [http://www.environment.gov.au/epbc/notices](http://www.environment.gov.au/epbc/notices) and type the reference number in the Search box.

### ACTIONS DETERMINED AS REQUIRING APPROVAL (EPBC Act s.75)

<table>
<thead>
<tr>
<th>Reference</th>
<th>Title</th>
<th>Controlling Provisions</th>
<th>Date</th>
</tr>
</thead>
</table>
| 2011/6030 | Sinosteel Midwest Corporation Limited/Mining/Approx 60km north-west of Cue /WA/Weld Range Iron Ore Project | • National Heritage (sections 15B & 15C)  
• Listed threatened species and communities (sections 18 & 18A) | 13-Oct-2011 |
| 2011/6122 | Cooma-Monaro Shire Council/David Byrne/Water management and use/Pigging Creek, 6 km S of Nimmitabel/NSW/Construction of an on-stream water storage | • Listed threatened species and communities (sections 18 & 18A) | 15-Oct-2011 |
| 2011/6033 | Rey Resources /Mining/East Lansdale,16 km North of Perth/WA/Duchess Paradise Project | • National Heritage (sections 15B & 15C)  
• Listed threatened species and communities (sections 18 & 18A)  
• Listed migratory species (sections 20 & 20A) | 19-Oct-2011 |

### ACTIONS DETERMINED AS NOT REQUIRING APPROVAL (EPBC Act s.75)

<table>
<thead>
<tr>
<th>Reference</th>
<th>Title</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>2011/612*</td>
<td>Australian National University/Science and research/Alexandra Cave, Naracoorte Caves National Park, /SAA Palaeoenvironmental reconstruction from a sediment deposit in Alexandra Cave</td>
<td>13-Oct-2011</td>
</tr>
<tr>
<td>2011/614*</td>
<td>Yarra Ranges Council /Tourism and recreation/Within the road reservation Steels Creek Road/VIC/Construction of Steels Creek Shared Walking Track</td>
<td>15-Oct-2011</td>
</tr>
<tr>
<td>2011/6097</td>
<td>Lincoln Minerals Limited/Mining/20km west of Port Lincoln, SA/SA/Gum Flat Iron Ore Project</td>
<td>20-Oct-2011</td>
</tr>
<tr>
<td>2011/6119</td>
<td>Shayer Developments Pty Ltd/Residential development/146 Meters Road, Indooroopilly/QLD/Re-development of former CSIRO Laboratories into Residential lots &amp; dwellings</td>
<td>20-Oct-2011</td>
</tr>
</tbody>
</table>

* Actions which are not controlled actions provided they are undertaken in a particular manner. Further information on provision and manner specified is available from [www.environment.gov.au/epbc/notices](http://www.environment.gov.au/epbc/notices)

### ASSESSMENT APPROACH (EPBC Act s.87)

<table>
<thead>
<tr>
<th>Reference</th>
<th>Title</th>
<th>Assessment Approach</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>2011/6030</td>
<td>Sinosteel Midwest Corporation Limited/Mining/Approx 60km north-west of Cue /WA/Weld Range Iron Ore Project</td>
<td>Preliminary Documentation</td>
<td>13-Oct-2011</td>
</tr>
<tr>
<td>2011/6122</td>
<td>Cooma-Monaro Shire Council/David Byrne/Water management and use/Pigging Creek, 6 km S of Nimmitabel/NSW/Construction of an on-stream water storage</td>
<td>Preliminary Documentation</td>
<td>15-Oct-2011</td>
</tr>
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</table>

### DECISION ON APPROVAL (EPBC Act s.133)

<table>
<thead>
<tr>
<th>Reference</th>
<th>Title</th>
<th>Approval Decision</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>2009/4899</td>
<td>Airservices Australia/Commonwealth/Sunshine Coast Airport/QLD/Sale of Airtservices Australia Property</td>
<td>Approved with conditions</td>
<td>30-Jun-2011</td>
</tr>
<tr>
<td>2011/5797</td>
<td>Oakajee Port and Rail/Transport - land/25km north of Geraldton /WA/Construction of the Oakajee Port and Rail Project</td>
<td>Approved with conditions</td>
<td>21-Sep-2011</td>
</tr>
<tr>
<td>2010/5296</td>
<td>Leda Manorstead Pty Ltd/Residential development/off Pigabeen Road, Tweed Heads/NSW/Cobaki Lakes Residential Development</td>
<td>Approved with conditions</td>
<td>13-Oct-2011</td>
</tr>
</tbody>
</table>
VARIATION OF CONDITIONS OF APPROVAL (EPBC Act s.143)

<table>
<thead>
<tr>
<th>Reference</th>
<th>Title</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>2010/5785</td>
<td>Tamala Park Regional Council/Residential development/Marmion Av, Clarkson, 34km North of Perth/WA/Catalina Residential Development</td>
<td>14-Oct-2011</td>
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</tbody>
</table>

LAPSED PROPOSALS (EPBC Act s.155)

<table>
<thead>
<tr>
<th>Reference</th>
<th>Title</th>
<th>Date</th>
</tr>
</thead>
</table>

Some public notifications on the Internet and in the Gazette relating to the processing of referrals for approval under Chapter 4 of the Environment Protection and Biodiversity Conservation Act 1999 may occasionally be missed in processing by the Department of Sustainability, Environment, Water, Population and Communities or may not meet timeframes for notification. The Department of Sustainability, Environment, Water, Population and Communities has implemented systems and ongoing quality assurance procedures to minimise any risk of missing a notification within the required timeframe. Where a missed notification is identified the practice will be to notify these even though the timeframe for notification has lapsed. This will ensure that the history of notifications for each referral is available to the public. The Department of Sustainability, Environment, Water, Population and Communities regrets any inconvenience that may be caused by a missed notification. Please note that late notifications have not affected subsequent processing of referrals or assessments and they do not affect decisions made.
Minor Variation to National Environment Protection (Air Toxics) Measure

The National Environment Protection Council (NEPC) is a national council of Commonwealth, State and Territory Ministers. The NEPC’s role is to make National Environment Protection Measures which are designed to improve national consistency in environmental protection outcomes.

On 16 September 2011 the National Environment Protection Council, under section 20 of the:


made a minor variation to the National Environment Protection (Air Toxics) Measure.

For information on the National Environment Protection (Air Toxics) Measure, please contact the National Environment Protection Council (NEPC) Service Corporation on (02) 6274 1819 or SCEW.Secretariat@environment.gov.au, or visit http://www.ephc.gov.au/taxonomy/term/35
National Environment Protection (Used Packaging Materials) Measure

The National Environment Protection Council (NEPC) is a national council of Commonwealth, State and Territory Ministers. The NEPC's role is to make National Environment Protection Measures which are designed to improve national consistency in environmental protection outcomes.

On 16 September 2011 the National Environment Protection Council, under section 14 of the:


made the National Environment Protection (Used Packaging Materials) Measure 2011.

For information on the National Environment Protection (Used Packaging Materials) Measure, please contact the National Environment Protection Council (NEPC) Service Corporation on (02) 6274 1819 or SCEW.Secretariat@environment.gov.au, or visit http://www.ephc.gov.au/stewardship/apc-and-upm-nepm
Commonwealth of Australia

Australian Bureau of Statistics Act 1975

Termination of Appointment and Appointment of Persons to Act in the Office of Australian Statistician

I, QUENTIN BRYCE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council and under section 15 of the Australian Bureau of Statistics Act 1975:

(a) terminate the appointment dated 4 June 2009 of Peter William Harper, Ian Sinclair Ewing and Trevor Michael Sutton to act in the office of Australian Statistician; and

(b) reappoint Peter William Harper, Ian Sinclair Ewing and Trevor Michael Sutton to act alternately in the office of Australian Statistician when Brian Norman Pink, the holder of that office, is absent from duty or from Australia or is, for any reason, unable to perform the duties of his office, or during a vacancy in that office; and

(c) appoint Denis Patrick Farrell to act in the office of the Australian Statistician when Brian Norman Pink is absent from duty for any reason and neither Peter William Harper, Ian Sinclair Ewing nor Trevor Michael Sutton are able to act in the office for any reason.

Dated 19 OCT 2011

Quentin Bryce
Governor-General

By Her Excellency’s Command

Bill Shorten
Assistant Treasurer
COMMISSIONER OF TAXATION

The Commissioner of Taxation, Michael D'Ascenzo, gives notice of the following Rulings, copies of which can be obtained from Branches of the Australian Taxation Office or at [http://law.ato.gov.au](http://law.ato.gov.au).

<table>
<thead>
<tr>
<th>Ruling Number</th>
<th>Subject</th>
<th>Brief Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>TD 2011/24</td>
<td>Income tax: is an ‘Australian source’ in subsection 6-5(3) of the Income Tax Assessment Act 1997 dependent solely on where purchase and sale contracts are executed in respect of the sale of shares in an Australian corporate group acquired in a leveraged buyout by a private equity fund?</td>
<td>This Determination concludes that for the purposes of subsection 6-5(3) of the Income Tax Assessment Act 1997 source is determined having regard to all the facts and circumstances of the particular case. This Determination applies to years of income commencing both before and after its date of issue.</td>
</tr>
<tr>
<td>TD 2011/25</td>
<td>Income tax: does the business profits article (Article 7) of Australia's tax treaties apply to Australian sourced business profits of a foreign limited partnership (LP) where the LP is treated as fiscally transparent in a country with which Australia has entered into a tax treaty (tax treaty country) and the partners in the LP are residents of that tax treaty country?</td>
<td>This Determination concludes that the business profits article (Article 7) of Australia’s tax treaties applies to Australian sourced business profits of a foreign limited partnership to the extent the business profits are treated as the profits of the partners for the purposes of the taxation laws of the country of residence of the partners and the resident partners meet any other applicable tax treaty requirements. This Determination applies to years of income commencing both before and after its date of issue.</td>
</tr>
<tr>
<td>TD 2011/26</td>
<td>Income tax: capital gains tax: if a share in a ‘no goodwill’ incorporated professional practice is disposed of for no consideration, will the Commissioner accept, for the purposes of calculating the market value of the share upon a possible application of subsection 116-30(1) of the Income Tax Assessment Act 1997 that the goodwill of the company can be taken to have no value?</td>
<td>This Determination concludes that the Commissioner will accept in calculating the market value of the share in applying subsection 116-30(1) of the Income Tax Assessment Act 1997, that the goodwill of the company can be taken to have no value. This Determination applies to years of income commencing both before and after its date of issue.</td>
</tr>
</tbody>
</table>
Approval to hold a stake in a financial sector company of more than 15%  

Financial Sector (Shareholdings) Act 1998

SINCE

A. The Government of the People's Republic of China and the person(s) named in the attached Schedule (the applicants) have applied to the Treasurer under section 13 of the Financial Sector (Shareholdings) Act 1998 (the Act), for approval to hold a stake of more than 15% in Bank of Communications Co., Ltd. ARBN 137 909 963 (the Company), a financial sector company under the Act; and

B. I am satisfied that it is in the national interest to approve the applicants holding a stake in the Company of more than 15%.

I, John Laker, a delegate of the Treasurer, under subsection 14(1) of the Act, APPROVE the applicants holding a stake in the Company of 70%.

This Approval commences on the date it is signed and remains in force indefinitely.

Dated: 13 October 2011

[Signed]

John Laker
Chairman
Interpretation

In this Notice:

**financial sector company** has the meaning given in section 3 of the Act.

**stake** in relation to a company, has the meaning given in clause 10 of Schedule 1 to the Act.

**unacceptable shareholding situation** has the meaning given in section 10 of the Act.

*Note 1* Under paragraph 16(2)(a) of the Act, the Treasurer may, by written notice given to a person who holds an Approval under section 14, impose one or more conditions or further conditions to which the Approval is subject. Under paragraph 16(2)(b) of the Act, the Treasurer may revoke or vary any condition imposed under paragraph 16(2)(a) of the Act or specified in the Notice of Approval. The Treasurer’s power under subsection 16(2) of the Act may be exercised on the Treasurer’s own initiative or on application made to the Treasurer in accordance with the requirements of subsection 16(4) of the Act, by the person who holds the Approval (see subsection 16(3) of the Act).

*Note 2* A person who holds an Approval under section 14 may apply to the Treasurer under section 17(1) of the Act, to vary the percentage specified in the Approval.

*Note 3* Under subsection 17(6) of the Act, the Treasurer may, on the Treasurer’s own initiative, by written notice given to a person who holds an Approval under section 14, vary the percentage specified in the Approval if the Treasurer is satisfied that it is in the national interest to do so.

*Note 4* The circumstances in which the Treasurer may revoke a person’s Approval under section 14 are set out in subsection 18(1) of the Act.

*Note 5* Section 19 of the Act provides for flow-on approvals. If an Approval has been granted for the holding of a stake in a financial sector company and the financial sector company is a holding company for an authorised deposit-taking institution or an authorised insurance company, then an approval is taken to exist for the holding of a stake of equal value in each financial sector company that is a 100% subsidiary of the holding company.

*Note 6* Under section 14 of the Act, the Treasurer must give written notice of this Approval to the applicant and financial sector company concerned, and must publish a copy of this Notice in the *Gazette*.

*Note 7* Under section 11 of the Act, a person or 2 or more persons under an arrangement are guilty of an offence if the person(s) acquires shares in a company and the acquisition has the result, in relation to a financial sector company, that:

(i) an unacceptable shareholding situation comes into existence; or

(ii) if an unacceptable shareholding situation already exists in relation to the company and in relation to a person – there is an increase in the stake held by the person in the company;

and the person(s) was reckless as to whether the acquisition would have that result. A maximum penalty of 400 penalty units applies or by virtue of subsection 4B(3) of the *Crimes Act 1914*, in the case of a body corporate, a penalty not exceeding 2,000 penalty units. By virtue of section 39 of the Act, an offence against section 11 is an indictable offence.
Schedule - the person(s) who applied for approval

Ministry of Finance of the People’s Republic of China
HKSCC Nominees Limited
The Hong Kong & Shanghai Banking Corporation Ltd
Capital Airports Holding (Group) Company
Yingda International Holdings Corp Ltd
Yunnan Hongta Group Co. Ltd
Sinopec Finance Company Ltd
Shanghai Haiyan Investment Co Ltd
Aviation Industry Corporation of China
Daquing Petroleum Administration Bureau
Authority to carry on banking business

Banking Act 1959

I, John Laker, Chair of APRA, under subsection 9(3) of the Banking Act 1959 (the Act), GRANT Bank of Communications Co., Ltd ARBN 137 909 963 (the ADI), authority to carry on banking business in Australia.

This Authority commences on the date it is signed.

Dated: 13 October 2011

[Signed]

John Laker
Chairman

Interpretation

In this Notice

APRA means the Australian Prudential Regulation Authority.

ADI is short for authorised deposit-taking institution and has the meaning given in subsection 5(1) of the Act.

banking business has the meaning given in subsection 5(1) of the Act.

Note 1 Under subsection 9(4) of the Act, APRA may at any time, by notice in writing served on an ADI, impose conditions or additional conditions or vary or revoke conditions imposed on its Authority to carry on banking business. The conditions must relate to prudential matters.

Note 2 The circumstances in which APRA may revoke an ADI’s Authority are set out in section 9A of the Act.

Note 3 Under subsection 9(3) of the Act, a copy of this Notice must be provided to the ADI. Under subsection 9(7) of the Act, APRA must publish a copy of this Notice in the Gazette and may cause notice of the grant of the Authority to be published in any other way it considers appropriate.
Revocation of Authority to carry on banking business

Banking Act 1959

SINCE

A. on 7 March 2011 La Trobe University Credit Union Co-Operative Limited ABN 93 087 651 536 (the ADI) applied in writing to APRA under subsection 9A(1) of the Banking Act 1959 (the Act), to revoke its authority to carry on banking business in Australia (the Authority); and

B. I am satisfied that revocation of the Authority:
(i) would not be contrary to the national interest; and
(ii) would not be contrary to the interests of the depositors of the ADI,

I, Brandon Kong Leong Khoo, a delegate of APRA, under subsection 9A(1) of the Act, REVOKE the Authority.

Dated: 19 October 2011

[Signed]

Brandon Kong Leong Khoo
Executive General Manager
Specialised Institutions Division
South West Region
Interpretation

In this Notice

APRA means the Australian Prudential Regulation Authority.

ADI is short for authorised deposit-taking institution and has the meaning given in subsection 5(1) of the Act.

banking business has the meaning given in subsection 5(1) of the Act.

Note 1  Under subsection 9A(5A) of the Act, the notice of revocation of the authority may state that the authority continues in effect in relation to a specified matter or specified period, as though the revocation had not happened, for the purposes of a specified provision of the Act or the regulations, or a specified provision of another law of the Commonwealth that is administered by APRA, or a specified provision of the prudential standards, and the statement has effect accordingly.

Note 2  Under subsection 9A(6) of the Act, APRA must publish a copy of this Notice in the Gazette and may cause notice of the revocation to be published in any other way it considers appropriate.

Note 3  Under subsection 8(1) of the Act, a body corporate is guilty of an offence if the body corporate carries on banking business in Australia and the body corporate is not the Reserve Bank and the body corporate is not an ADI and there is no order in force under section 11 of the Act determining that subsection 8(1) does not apply to the body corporate. A penalty of 200 penalty units applies or by virtue of subsection 4B(3) of the Crimes Act 1914 in the case of a body corporate, a penalty not exceeding 1,000 penalty units. By virtue of subsection 8(2) of the Act, an offence against subsection 8(1) is an indictable offence. Under subsection 8(3) of the Act, if a body corporate commits an offence against subsection 8(1), the body corporate is guilty of an offence against that subsection in respect of the first day on which the offence is committed and each subsequent day (if any) on which the circumstances that gave rise to the body corporate committing the offence continue (including the day of conviction for any such offence or any later day).
Revocation of Authority to carry on banking business

Banking Act 1959

SINCE

A. on 4 March 2011 Melbourne University Credit Union Limited ABN 16 087 651 590 (the ADI) applied in writing to APRA under subsection 9A(1) of the Banking Act 1959 (the Act), to revoke its authority to carry on banking business in Australia (the Authority); and

B. I am satisfied that revocation of the Authority:

(i) would not be contrary to the national interest; and

(ii) would not be contrary to the interests of the depositors of the ADI,

I, Brandon Kong Leong Khoo, a delegate of APRA, under subsection 9A(1) of the Act, REVOKE the Authority.

Dated: 19 October 2011

[Signed]

Brandon Kong Leong Khoo
Executive General Manager
Specialised Institutions Division
South West Region
Interpretation

In this Notice

**APRA** means the Australian Prudential Regulation Authority.

**ADI** is short for authorised deposit-taking institution and has the meaning given in subsection 5(1) of the Act.

**banking business** has the meaning given in subsection 5(1) of the Act.

*Note 1* Under subsection 9A(5A) of the Act, the notice of revocation of the authority may state that the authority continues in effect in relation to a specified matter or specified period, as though the revocation had not happened, for the purposes of a specified provision of the Act or the regulations, or a specified provision of another law of the Commonwealth that is administered by APRA, or a specified provision of the prudential standards, and the statement has effect accordingly.

*Note 2* Under subsection 9A(6) of the Act, APRA must publish a copy of this Notice in the Gazette and may cause notice of the revocation to be published in any other way it considers appropriate.

*Note 3* Under subsection 8(1) of the Act, a body corporate is guilty of an offence if the body corporate carries on banking business in Australia and the body corporate is not the Reserve Bank and the body corporate is not an ADI and there is no order in force under section 11 of the Act determining that subsection 8(1) does not apply to the body corporate. A penalty of 200 penalty units applies or by virtue of subsection 4B(3) of the Crimes Act 1914 in the case of a body corporate, a penalty not exceeding 1,000 penalty units. By virtue of subsection 8(2) of the Act, an offence against subsection 8(1) is an indictable offence. Under subsection 8(3) of the Act, if a body corporate commits an offence against subsection 8(1), the body corporate is guilty of an offence against that subsection in respect of the first day on which the offence is committed and each subsequent day (if any) on which the circumstances that gave rise to the body corporate committing the offence continue (including the day of conviction for any such offence or any later day).
Commissioner of Taxation
NOTICE OF A DATA MATCHING PROGRAM

The Australian Taxation Office (ATO) will request and collect names and addresses of taxpayers eligible for Family tax benefit part A for the financial years 2009, 2010 and 2011 from the following source:

- Department of Human Services (Centrelink)

These will be electronically matched with certain sections of ATO data holdings to identify non-compliance with taxation obligations in relation to the education tax refund under taxation law.

Records relating to approximately 2 million individuals registered with the Department of Human Services will be matched.

This program is called the Education Tax Refund Data Matching Project and it enables the ATO:

- To identify and address non-compliance with taxation obligations with taxpayers claiming the education tax refund through electronic bulk matching; and

- To be more strategic in its approach to ATO business activities.

A document describing this program has been prepared in consultation with the Office of the Privacy Commissioner. A copy of this document is available from:

Education Tax Refund Data Matching Project
Australian Taxation Office
PO Box 9977, Chermside
QLD, 4032

Or by phoning (07) 3213 8325

The ATO complies with the Privacy Commissioner’s Guidelines on Data Matching in Commonwealth Administration which includes standards for data matching to protect the privacy of individuals.
Customs Tariff (Anti Dumping) Act 1975

Clear float glass
exported to Australia from
The People's Republic of China, Indonesia and Thailand

Notice pursuant to section 8(5) of the Customs Tariff (Anti Dumping) Act 1975

I, ROBERT MCLELLAND, Attorney General, having decided to issue a notice pursuant to subsection TG(2) of the Customs Act 1901 in respect of certain clear float glass described in that notice (the goods), DIRECT, pursuant to section 8(5) of the Customs Tariff (Anti Dumping) Act 1975 (the Dumping Duty Act), that the element of interim dumping duty referred to in section 8(4)(a) of that act be ascertained by reference to a measure of the quantity of those particular goods.

Pursuant to subsection 8(5A) of the Dumping Duty Act, I have had regard to the desirability of fixing a lesser amount of duty. If the non-injurious price of goods of that kind as ascertained or last ascertained for the purposes of the dumping duty notice is less than the normal value of goods of that kind as so ascertained, or last so ascertained, a lesser amount of interim dumping duty is fixed such that the sum of:

(a) the export price of goods of that kind as so ascertained, or last so ascertained, and
(b) that lesser duty,

does not exceed that non-injurious price.

This notice applies to the goods entered for home consumption on and after the date of publication of this notice.

Dated this 11th day of October 2011

ROBERT MCLELLAND
Attorney General
Customs Act 1901 - Part XVB

Clear float glass

Exported to Australia from

The People’s Republic of China, Indonesia and Thailand

Findings in relation to a dumping investigation

Notice under section 269TG (2) of the Customs Act 1901

The Australian Customs and Border Protection Service (Customs and Border Protection) has completed its investigation into the alleged dumping of clear float glass (the goods) exported to Australia from the People’s Republic of China (China), Indonesia and Thailand. The goods can be classified to tariff subheadings 7005.29.00, statistical codes 2, 3, 4, 5 and 6 in Schedule 3 of the Customs Tariff Act 1995.

In Trade Measures Report No. 159C (REP 159C) Customs and Border Protection recommended the publication of a dumping duty notice in respect of the goods. REP 159C outlines the reasons for the recommendations contained in REP 159C, the material findings of fact or law on which Customs and Border Protection’s recommendations were based and the particulars of the evidence relied on to support the findings. It also outlines the investigations carried out by Customs and Border Protection.

Particulars of the product dumping margin established for exporters and an explanation of the method used to compare export prices and normal values to establish the dumping margin are set out in the following table:

<table>
<thead>
<tr>
<th>Country</th>
<th>Exporter</th>
<th>Dumping Margin</th>
<th>Method to establish dumping margin</th>
</tr>
</thead>
<tbody>
<tr>
<td>China</td>
<td>Guangzhou CSG Glass Co., Ltd</td>
<td>11.4%</td>
<td>Comparison of the weighted average export prices with the weighted average of corresponding normal values over the whole investigation period</td>
</tr>
<tr>
<td>China</td>
<td>All other exporters from China (other than Xinyi Ultrathin (Donguan) Co. Ltd)</td>
<td>26.4%</td>
<td>Comparison of the weighted average export prices with the weighted average of corresponding normal values over the whole investigation period</td>
</tr>
<tr>
<td>Indonesia</td>
<td>PT Asahimas Flat Glass Tbk</td>
<td>3.3%</td>
<td>Comparison of the weighted average export prices with the weighted average of corresponding normal values over the whole investigation period</td>
</tr>
</tbody>
</table>
## Comparison of the weighted average export prices with the weighted average of corresponding normal values over the whole investigation period

<table>
<thead>
<tr>
<th>Country</th>
<th>Exporter/Exporter from Country</th>
<th>Dumping Margin</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>Indonesia</td>
<td>PT Muliglass</td>
<td>8.1%</td>
<td>Comparison of the weighted average export prices with the weighted average of corresponding normal values over the whole investigation period</td>
</tr>
<tr>
<td>Indonesia</td>
<td>All other exporters from Indonesia</td>
<td>22.4%</td>
<td>Comparison of the weighted average export prices with the weighted average of corresponding normal values over the whole investigation period</td>
</tr>
<tr>
<td>Thailand</td>
<td>Guardian Industries Corp. Ltd</td>
<td>3.5%</td>
<td>Comparison of the weighted average export prices with the weighted average of corresponding normal values over the whole investigation period</td>
</tr>
<tr>
<td>Thailand</td>
<td>All other exporters from Thailand</td>
<td>11.8%</td>
<td>Comparison of the weighted average export prices with the weighted average of corresponding normal values over the whole investigation period</td>
</tr>
</tbody>
</table>

I, ROBERT MCLELLAND, Attorney General, have considered, and accepted, the recommendations of Customs and Border Protection, the reasons for the recommendations, the material findings of fact on which the recommendations are based and the evidence relied on to support those findings in REP 159C. I am satisfied that the amount of the export price of like goods that have already been exported to Australia is less than the amount of the normal value of those goods, and the amount of the export price of like goods that may be exported to Australia in the future may be less than the normal value of the goods and because of that, material injury to the Australian industry producing like goods has been caused. Therefore under s.269TG(2) of the Act, I DECLARE that section 8 of the Customs Tariff (Anti-Dumping) Act 1975 applies to like goods that are exported to Australia after the date of publication of this notice.

This declaration applies in relation to all exporters of the goods and like goods from China (other than Xinyi Ultrathin (Donguan) Co., Ltd), Indonesia and Thailand to Australia.

The considerations relevant to my determination of material injury to the Australian industry caused by dumping are the size of the dumping margins, the level of price undercutting and the consequent impact on the Australian industry including price depression, price suppression, loss of profits and reduced profitability. In making my determination, I have considered whether any injury to the Australian industry is being caused or threatened by a factor other than the exportation of dumped goods, and have not attributed injury caused by other factors to the exportation of those dumped goods.

Interested parties may seek a review of this decision by lodging an application with the Trade Measures Review Officer, in accordance with the requirements in Division 9 of Part XVB of the Act, within 30 days of the publication of this notice.

The weighted average effective rate of duty payable is the same as the dumping margins disclosed in the above table because the non-injurious price is higher than the normal value in all cases. The effective rate of duty payable for each thickness of glass may be above or below the margins disclosed. Particulars of the export prices, non-injurious prices, and normal values of the goods (as ascertained in the confidential tables to this notice) will not be published as they may reveal confidential information.

Enquiries concerning this notice may be directed to the case manager on telephone number (02) 6275 6701, facsimile number (02) 6275 6990 or email tmops2@customs.gov.au.

Dated this 11th day of October 2011

ROBERT MCLELLAND
Attorney General
I, THE HONOURABLE PETER UNDERWOOD AC, do swear that I will be faithful and bear true allegiance to Her Majesty Queen Elizabeth the Second, Her heirs and successors according to law.

SO HELP ME GOD!

[Signature]
Governor

Sworn and subscribed by
His Excellency the Honourable Peter Underwood AC
at Hobart in the State of Tasmania
in my presence on 11 October 2011

[Signature]
Justice of the High Court of Australia
I, THE HONOURABLE PETER UNDERWOOD AC, do swear that I will well and truly serve Her Majesty Queen Elizabeth the Second, Her heirs and successors according to law, in the administration of the Government of the Commonwealth of Australia and will do right to all manner of people after the laws and usages of the Commonwealth of Australia, without fear or favour, affection or ill will.

SO HELP ME GOD!

Governor

Sworn and subscribed by
His Excellency the Honourable Peter Underwood AC
at Hobart in the State of Tasmania
in my presence on 11 October 2011

Justice of the High Court of Australia
ORDER OF AUSTRALIA

It is notified for general information that the Governor-General has accepted the resignation as a member of the Order of Australia in the General Division from:

Mr Geoffrey Grant HORWOOD

To cease to have the award of the Medal of the Order of Australia

By Her Excellency’s Command

Stephen Brady
Official Secretary to the Governor-General and
Secretary of the Order of Australia
Aviation Transport Security Act 2004

NOTICE OF REVOCATION/DECLARATION OF SECURITY CONTROLLED AIRPORT AND AIRSIDE AREA – WESTRALIA AIRPORTS CORPORATION PTY LTD (PERTH AIRPORT)

I, GEORGE RYAN BRENAN, General Manager, Transport Security Operations, Office of Transport Security, delegate of the Secretary of the Department:

REVOKE the declaration of Westralia Airports Corporation Pty Ltd (Perth Airport) as a security controlled airport as listed in the Gazette (No. 41, 19 October 2011) under section 28 of the Aviation Transport Security Act 2004 (the Act); and

DECLARE that Westralia Airports Corporation Pty Ltd (Perth Airport) is a security controlled airport under section 28 of the Act.

The boundaries of Westralia Airports Corporation Pty Ltd (Perth Airport) are shown on the attached map.

In accordance with section 29 of the Act, this Notice ESTABLISHES an airside area for Westralia Airports Corporation Pty Ltd (Perth Airport) being that area indicated as the airside area on the attached map.

This Notice commences upon Gazetted.

Date: 20 October 2011

[Signature]
George Brennan
Delegate of the Secretary of the
Department of Infrastructure and Transport
This map shows the boundaries of the security controlled airport and airside area for the purpose of the Aviation Transport Security Act 2004 and the Aviation Transport Security Regulations 2005 only. The map should not be used for air navigation purposes. Further information can be obtained from the Department of Infrastructure and Transport, Office of Transport Security (OTS), GPO Box 594, Canberra ACT 2601, or phone the Transport Security Coordination Centre on 1300 307 288.
Obtaining copies of Commonwealth Acts and Legislative Instruments

Copies of Commonwealth Acts, Legislative Instruments and related legislative material can be purchased at the following locations or ordered online or by mail or telephone.

**Over the counter**

Copies are available for sale or order at:

<table>
<thead>
<tr>
<th>Location</th>
<th>Address</th>
<th>Telephone</th>
<th>Facsimile</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adelaide</td>
<td>Service SA Government Legislation Outlet</td>
<td>13 2324</td>
<td>(08) 8204 1909</td>
</tr>
<tr>
<td></td>
<td>108 North Terrace, Adelaide SA 5000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Brisbane</td>
<td>Contact</td>
<td>1300 889 873</td>
<td>(02) 6293 8388</td>
</tr>
<tr>
<td>Canberra</td>
<td>CanPrint Communications</td>
<td>1300 889 873</td>
<td>(02) 6293 8388</td>
</tr>
<tr>
<td></td>
<td>16 Nyrrag Street, Fyshwick ACT 2609</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hobart</td>
<td>Printing Authority of Tasmania</td>
<td>1800 030 940</td>
<td>(03) 6216 4294</td>
</tr>
<tr>
<td>Melbourne</td>
<td>Information Victoria</td>
<td>1300 366 356</td>
<td>(03) 9603 9940</td>
</tr>
<tr>
<td></td>
<td>505 Little Collins Street, Melbourne VIC 3000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Perth</td>
<td>Contact</td>
<td>1300 889 873</td>
<td>(02) 6293 8388</td>
</tr>
<tr>
<td>Sydney</td>
<td>Contact</td>
<td>1300 889 873</td>
<td>(02) 6293 8388</td>
</tr>
</tbody>
</table>

Other resellers:

**National** University Co-operative Bookshops

(see [http://www.coop-bookshop.com.au](http://www.coop-bookshop.com.au) for location and contact details)

**Mail Order**

Mail order sales can be arranged by writing to:

CanPrint Information Services

PO Box 7456

Canberra MC ACT 2610

or by faxing to

(02) 6293 8333.

**Online sales and enquiries**


**Telesales**

Telephone orders can be arranged by phoning 1300 889 873.

**Subscriptions and standing orders**

Subscriptions and standing orders can be arranged or updated by phoning 1300 656 863.

**Online access**

Online access to Commonwealth Acts, Legislative Instruments, Bills, explanatory memoranda and statements, tables, indexes and other finding aids is available from [http://www.comlaw.gov.au](http://www.comlaw.gov.au)