



Commonwealth
of Australia

Gazette

No. GN 18, Wednesday, 10 May 1995

Published by the Australian Government Publishing Service, Canberra

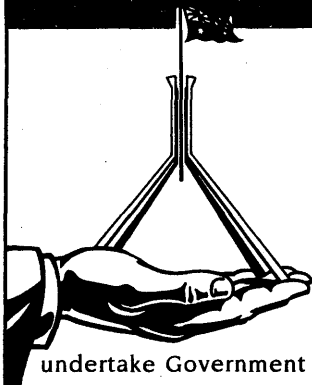
GOVERNMENT NOTICES

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The date of publication of this Gazette is 10 May 1995

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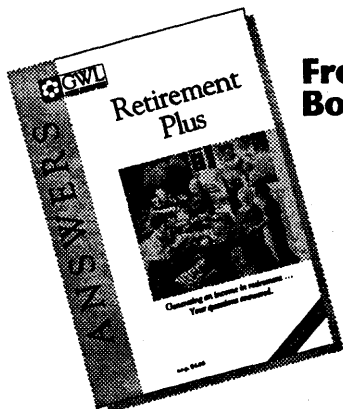


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National Executive Office:
29 Albert Avenue Chatswood NSW 2067

Variation of closing times

QUEENS BIRTHDAY EARLY CLOSING

Monday, 12 June 1995 is a public holiday in the Australian Capital Territory thus affecting closing times for the following *Government Notices Gazette*.

Issue of 14 June 1995

Thursday, 8 June at 10.00 a.m.

General Information

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Government Notices issues, published each Wednesday, contain all legislation, proclamations, special information and government departments notices and are sold at \$5.95 each or on subscription of \$295.00 (50 issues), \$150.00 (25 issues).

NOTICES FOR PUBLICATION and related correspondence should be addressed to:

Gazette Officer, Australian Government Publishing Service, GPO Box 4007, Canberra ACT 2601.
Telephone (06) 295 4661

or lodged at AGPS, Government Printing Office Building, Wentworth Avenue, Kingston. Notices are accepted for publication in the next available issue, unless otherwise specified.

Except where a standard form is used, all notices for publication must have a covering instruction setting out requirements. A typewritten original or good copies are to be provided, wherever possible double-spaced, with a margin surrounding the typewritten matter. Copy is to be confined to one side of the paper, sheets are to be of uniform size (preferably A4), numbered consecutively and fastened securely together. Dates, proper names and signatures particularly are to be shown clearly.

Copy will be returned unpublished if not submitted in accordance with these requirements.

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Government Notices Gazette all copy: Friday at 10.00 a.m. in the week before publication.

RATES for Government Notices are: \$126.50 per camera-ready page.

For Special *Gazette* notices the rates are the same as for Government Notices plus \$110.00 per page.

For Periodic *Gazette* notices the rates are \$20.00 per camera-ready page plus \$300.00 per issue plus 15% of total costs.

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Agents:

Albury: DAS Regional Office, 512 Swift St,
tel. (060) 41 3788

Darwin: Northern Territory Government Publish-
ing, 13 Smith St, tel. (089) 89 7152

Commonwealth Acts and Statutory Rules, Australian Capital Territory Ordinances and Regulations, and other Commonwealth Government publications may also be purchased at these addresses.

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Public Service issues contain notices concerning administrative matters, including examinations, vacancies, transfers and promotions within the Australian Public Service and the Services of the Australian Postal Corporation and Defence Force appointments etc. These issues are published weekly at 10.30 am on Thursday, and sold at \$8.95 each or on

subscription of \$395.00 (50 issues), \$206.00 (25 issues) or \$103.00 (12 issues).

Business issues, published each Tuesday, containing Notices under the Corporations Law, Bankruptcy Act and Private Notices and sold at \$4.95 each or on subscription of \$220.00 (50 issues), \$116.00 (25 issues).

Australian Securities Commission issues contain Notices under the Corporations Law and are published on the first Tuesday of each month and are sold at \$14.95 each or on subscription of \$132.00 (12 issues).

Special issues include notices which require urgent publication. All costs associated with producing Specials will be borne by the responsible department or authority. A limited number of Special Gazettes will be made available for sale from the Commonwealth Government Bookshop, Canberra, on the day of publication. General distribution of these notices will be by their inclusion in the next published issue of the Government Notices *Gazette* or *Business Gazette* as well as in the next published issue of the series of the *Gazette* in which the notice would normally have been published.

Tariff concessions issues contain notices of tariff concessions proposed, granted or revoked in accordance with the provisions of Part XVA of the *Customs Act 1901*. These issues are published each Wednesday and are sold at \$2.95 or on subscription only at \$115.00 for 50 issues including surface postage.

Periodic issues contain lengthy notices of a non-urgent nature, including the following: Australian Public Service conditions of entry and advancement; holders of

import licences and tariff quotas; notification by Australian Securities Commission of intention to deregister defunct companies. Issues are made at irregular intervals as required, at individual prices according to size. Advice of availability is given in the Government Notices and Business issues immediately following the day of publication. Periodic issues are not available on subscription, but standing orders are accepted for all selected issues.

Purchasing and Disposals issues of the *Gazette* provide information on Commonwealth purchases and disposals and other matters of general interest to persons buying from or selling to the Commonwealth. These issues are published each Wednesday and sold at \$3.95 or on subscription of \$220.00 including postage for 50 issues.

Index issues contain references to entries in the Government Notices and the related Special and Periodic issues. Index issues are published quarterly, are available over the counter from Commonwealth Government Bookshops and are supplied without charge to annual subscribers to the Government Notices issues.

Chemicals issues of the *Gazette* provide information on the National Industrial Chemicals Notification and Assessment Scheme (NICNAS). These issues are published monthly and the cost is variable.

National Registration Authority issues of the *Gazette* contain details of the certificates for registration of chemical products issued by the National Registration Authority for Agricultural and Veterinary Chemicals. These issues are published monthly and the cost is variable.

ISSUE OF PERIODIC GAZETTES

The following Periodic issues of the *Gazette* have been published.

Copies may be purchased from Commonwealth Government Bookshops or by mail from the relevant address given on the front page of this *Gazette*.

<i>Gazette number</i>	<i>Date of Publication</i>	<i>Subject</i>
P1	6.1.95	Determination under Section 98B of the <i>National Health Act 1953</i> .
P2	13.1.95	Tariff Quotas—Quota Transactions Processed in the Period 1 July 1994 to 31 December 1994.
P3	20.1.95	<i>Great Barrier Reef Marine Park Act 1975</i> —Particulars of permissions granted, refused, suspended, reinstated or revoked for the period 1.9.94 to 31.10.94 and not previously gazetted. Particulars of some permissions granted, refused, suspended reinstated or revoked for the period: 1.11.94 to 30.11.94
P4	20.1.95	<i>Great Barrier Reef Marine Park Act 1975</i> —Particulars of permissions granted, refused, suspended, reinstated or revoked for the period 1.11.94 to 30.11.94 and not previously gazetted. Particulars of permissions granted, refused, suspended reinstated or revoked for the period: 1.6.94 to 30.6.94
P5	27.1.95	Notice by the Australian Securities Commission of intention to deregister defunct companies.
P6	23.2.95	<i>Great Barrier Reef Marine Park Act 1975</i> —Particulars of permissions granted, refused, suspended, reinstated or revoked for the period 1.12.94 to 31.12.94 and not previously gazetted. Particulars of some permissions granted, refused, suspended, reinstated or revoked for the following periods: 1.1.95 to 31.1.95
P7	15.3.95	Amendment No. 24 to the Food Standards Code
P8	22.3.95	Amendment No. 25 to the Food Standards Code
P9	30.3.95	Notice by the Australian Securities Commission of intention to deregister defunct companies.
P10	30.3.95	Instruments made under Part VII of the <i>National Health Act 1953</i>
P11	31.3.95	<i>Great Barrier Reef Marine Park Act 1975</i> —Particulars of permissions granted, refused, suspended, reinstated or revoked for the period 1.1.95 to 31.1.95 and not previously gazetted. Particulars of some permissions granted, refused, suspended reinstated or revoked for the following periods: 1 Dec 94 to 31 Dec 94 and not previously gazetted
P12	31.3.95	Road Vehicle (National Standard) Determination No. 1 of 1995
P13	6.4.95	Aged or Disabled Care Act 1954 section 10F
P14	10.4.95	Amendment No. 26 to the Food Standards Code
*P15	3.5.95	Notice by the Australian Securities Commission of intention to deregister defunct companies

* First time notified

N.N.—9501111

Government Departments

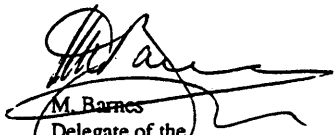
Administrative Services

**LANDS ACQUISITION ACT 1989
PRE-ACQUISITION DECLARATION
(SECTION 22)**

I, Michael Barnes, State Manager of the Australian Property Group, a person to whom the Minister administering the Lands Acquisition Act 1989 (the Act) has by delegation dated the Twenty third day of October 1991 delegated his powers and functions under subsection 22(1) of the Act, **DECLARE** that:

1. I am considering the acquisition by the Pipeline Authority, an acquiring authority as defined in the Act, of the interest in the land specified in the attached schedule, as part of the easement required for the public purpose of the construction operation and maintenance of a pipeline for conveyance of ethane and other hydrocarbons from Moomba in South Australia to Botany in New South Wales
2. the land appears to me to be suitable for development for use for that public purpose
3. the particulars of the use for which the land will be developed is the construction, operation and maintenance of a pipeline for conveyance of ethane and other hydrocarbons
4. the reasons why the land appears to be suitable for that use are that:
 - (a) it is part of the most practicable route from the end of the Wilton to Leppington section of the proposed Moomba to Botany pipeline to the delivery point at Botany
 - (b) the route of the proposed pipeline has been selected to minimise the affect on properties and the environment
 - (c) an environmental assessment including archaeological and heritage surveys has been undertaken and the pipeline route selected so as to avoid any areas of potential significance.

Dated the Thirty First day of March 1995


M. Barnes
Delegate of the
Minister for Administrative Services

PLEASE NOTE: THIS PRE-ACQUISITION DECLARATION IS A FORMAL EXPRESSION OF AN INTEREST IN ACQUIRING LAND AND DOES NOT MEAN THAT THE LAND HAS ALREADY BEEN ACQUIRED.

SCHEDULE

The interest in land referred to in the declaration is an easement of variable width for the construction operation and maintenance of a pipeline for the conveyance of ethane and other hydrocarbons as delineated on a plan registered at the Pipeline Authority 115 Canberra Avenue Griffith ACT 2603 and at CMPS&F Pty Limited South Tower The Interchange 67 Albert Street Chatswood NSW 2067 as drawing numbers MS80-0249 and MS80-0308 and affecting land described hereunder.

FIRSTLY:

An easement six metres wide over part of Lot 1 in Deposited Plan 787029 in the Local Government Areas of Rockdale and Botany Parishes of St George and Botany County of Cumberland being part of the land in Certificate of Title Folio Identifier 1/787029

SECONDLY:

An easement six metres wide over part of Lot 14 in Deposited Plan 787029 in the Local Government Area of Botany Parish of Botany County of Cumberland being part of the land in Certificate of Title Folio Identifier 14/787029

**LANDS ACQUISITION ACT 1989
PRE-ACQUISITION DECLARATION
(SECTION 22)**

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1. I am considering the acquisition by the Pipeline Authority, an acquiring authority as defined in the Act, of the interest in the land specified in the attached schedule, as part of the easement required for the public purpose of the construction operation and maintenance of a pipeline for conveyance of ethane and other hydrocarbons from Moomba in South Australia to Botany in New South Wales
2. the land appears to me to be suitable for development for use for that public purpose
3. the particulars of the use for which the land will be developed is the construction, operation and maintenance of a pipeline for conveyance of ethane and other hydrocarbons
4. the reasons why the land appears to be suitable for that use are that:
 - (a) it is part of the most practicable route from the end of the Wilton to Leppington section of the proposed Moomba to Botany pipeline to the delivery point at Botany
 - (b) the route of the proposed pipeline has been selected to minimise the affect on properties and the environment
 - (c) an environmental assessment including archaeological and heritage surveys has been undertaken and the pipeline route selected so as to avoid any areas of potential significance.

Dated the Eleventh day of April 1995



M. Barnes
Delegate of the
Minister for Administrative Services

**PLEASE NOTE: THIS PRE-ACQUISITION DECLARATION IS A FORMAL
EXPRESSION OF AN INTEREST IN ACQUIRING LAND AND DOES
NOT MEAN THAT THE LAND HAS ALREADY BEEN ACQUIRED.**

SCHEDULE

The interest in land referred to in the declaration is an easement six metres wide for the construction operation and maintenance of a pipeline for the conveyance of ethane and other hydrocarbons as delineated on a plan registered at the Pipeline Authority 115 Canberra Avenue Griffith ACT 2603 and at CMPS&F Pty Limited South Tower The Interchange 67 Albert Street Chatswood NSW 2067 as drawing number MS80-0280 and affecting land described hereunder.

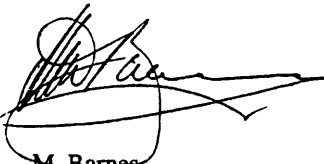
Part of Lot 9 in Deposited Plan 833516 being land between Lot 1 in Deposited Plan 712701 and the western bank of the Georges River in the Local Government Area of Campbelltown Parish of Minto County of Cumberland being part of the land in Certificate of Title Auto Consol 14018-92.

**LANDS ACQUISITION ACT 1989
PRE-ACQUISITION DECLARATION
(SECTION 22)**

I, Michael Barnes, State Manager of the Australian Property Group, a person to whom the Minister administering the Lands Acquisition Act 1989 (the Act) has by delegation dated the Twenty third day of October 1991 delegated his powers and functions under subsection 22(1) of the Act, **DECLARE** that:

1. I am considering the acquisition by the Pipeline Authority, an acquiring authority as defined in the Act, of the interest in the land specified in the attached schedule, as part of the easement required for the public purpose of the construction operation and maintenance of a pipeline for conveyance of ethane and other hydrocarbons from Moomba in South Australia to Botany in New South Wales
2. the land appears to me to be suitable for development for use for that public purpose
3. the particulars of the use for which the land will be developed is the construction, operation and maintenance of a pipeline for conveyance of ethane and other hydrocarbons
4. the reasons why the land appears to be suitable for that use are that:
 - (a) it is part of the most practicable route from the end of the Wilton to Leppington section of the proposed Moomba to Botany pipeline to the delivery point at Botany
 - (b) the route of the proposed pipeline has been selected to minimise the affect on properties and the environment
 - (c) an environmental assessment including archaeological and heritage surveys has been undertaken and the pipeline route selected so as to avoid any areas of potential significance.

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SCHEDULE

The interest in land referred to in the declaration is an easement 6 metres wide for the construction operation and maintenance of a pipeline for the conveyance of ethane and other hydrocarbons as delineated on a plan registered at the Pipeline Authority 115 Canberra Avenue Griffith ACT 2603 and at CMPS&F Pty Limited South Tower The Interchange 67 Albert Street Chatswood NSW 2067 as drawing number MS80-0315 and affecting land described hereunder.

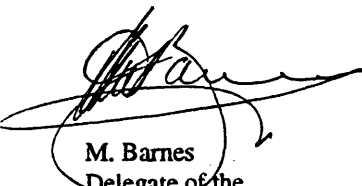
Part of Lot 15 in Deposited Plan 26889 in the Local Government Area of Bankstown Parish of Bankstown County of Cumberland being part of the land in Certificate of Title Volume 15164 Folio 240

**LANDS ACQUISITION ACT 1989
PRE-ACQUISITION DECLARATION
(SECTION 22)**

I, Michael Barnes, State Manager of the Australian Property Group, a person to whom the Minister administering the Lands Acquisition Act 1989 (the Act) has by delegation dated the Twenty third day of October 1991 delegated his powers and functions under subsection 22(1) of the Act, **DECLARE** that:

1. I am considering the acquisition by the Pipeline Authority, an acquiring authority as defined in the Act, of the interest in the land specified in the attached schedule, as part of the easement required for the public purpose of the construction operation and maintenance of a pipeline for conveyance of ethane and other hydrocarbons from Moomba in South Australia to Botany in New South Wales
2. the land appears to me to be suitable for development for use for that public purpose
3. the particulars of the use for which the land will be developed is the construction, operation and maintenance of a pipeline for conveyance of ethane and other hydrocarbons
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Dated the Eleventh day of April 1995



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Minister for Administrative Services

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SCHEDULE

The interest in land referred to in the declaration is an easement 6 metres wide for the construction operation and maintenance of a pipeline for the conveyance of ethane and other hydrocarbons as delineated on a plan registered at the Pipeline Authority 115 Canberra Avenue Griffith ACT 2603 and at CMPS&F Pty Limited South Tower The Interchange 67 Albert Street Chatswood NSW 2067 as drawing number MS80-0312 and affecting land described hereunder.

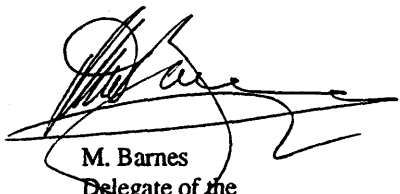
Part of Lot 2 in Deposited Plan 355667 in the Local Government Area of Rockdale Parish of St George County of Cumberland being part of the land in Certificate of Title Volume 13743 Folio 83

**LANDS ACQUISITION ACT 1989
PRE-ACQUISITION DECLARATION
(SECTION 22)**

I, Michael Barnes, State Manager of the Australian Property Group, a person to whom the Minister administering the Lands Acquisition Act 1989 (the Act) has by delegation dated the Twenty third day of October 1991 delegated his powers and functions under subsection 22(1) of the Act, **DECLARE** that:

1. I am considering the acquisition by the Pipeline Authority, an acquiring authority as defined in the Act, of the interest in the land specified in the attached schedule, as part of the easement required for the public purpose of the construction operation and maintenance of a pipeline for conveyance of ethane and other hydrocarbons from Moomba in South Australia to Botany in New South Wales
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Dated the Eleventh day of April 1995



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Minister for Administrative Services

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SCHEDULE

The interest in land referred to in the declaration is an easement 2 metres wide for the construction operation and maintenance of a pipeline for the conveyance of ethane and other hydrocarbons as delineated on a plan registered at the Pipeline Authority 115 Canberra Avenue Griffith ACT 2603 and at CMPS&F Pty Limited South Tower The Interchange 67 Albert Street Chatswood NSW 2067 as drawing number MS80-0281 and affecting land described hereunder.

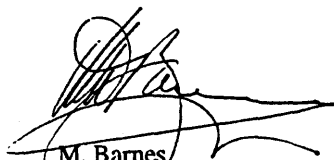
Part of the Sydenham/Botany Goods Railway being part of Lot 2 in Deposited Plan 836603 in the Local Government Area of Botany Parish of Botany County of Cumberland and being part of the land in Certificate of Title Folio Identifier 2/836603

**LANDS ACQUISITION ACT 1989
PRE-ACQUISITION DECLARATION
(SECTION 22)**

I, Michael Barnes, State Manager of the Australian Property Group, a person to whom the Minister administering the Lands Acquisition Act 1989 (the Act) has by delegation dated the Twenty third day of October 1991 delegated his powers and functions under subsection 22(1) of the Act, **DECLARE** that:

1. I am considering the acquisition by the Pipeline Authority, an acquiring authority as defined in the Act, of the interest in the land specified in the attached schedule, as part of the easement required for the public purpose of the construction operation and maintenance of a pipeline for conveyance of ethane and other hydrocarbons from Moomba in South Australia to Botany in New South Wales
2. the land appears to me to be suitable for development for use for that public purpose
3. the particulars of the use for which the land will be developed is the construction, operation and maintenance of a pipeline for conveyance of ethane and other hydrocarbons
4. the reasons why the land appears to be suitable for that use are that:
 - (a) it is part of the most practicable route from the end of the Wilton to Leppington section of the proposed Moomba to Botany pipeline to the delivery point at Botany
 - (b) the route of the proposed pipeline has been selected to minimise the affect on properties and the environment
 - (c) an environmental assessment including archaeological and heritage surveys has been undertaken and the pipeline route selected so as to avoid any areas of potential significance.

Dated the Eleventh day of April 1995



M. Barnes
Delegate of the
Minister for Administrative Services

PLEASE NOTE: THIS PRE-ACQUISITION DECLARATION IS A FORMAL EXPRESSION OF AN INTEREST IN ACQUIRING LAND AND DOES NOT MEAN THAT THE LAND HAS ALREADY BEEN ACQUIRED.

SCHEDULE

The interest in land referred to in the declaration is an easement 6 metres wide for the construction operation and maintenance of a pipeline for the conveyance of ethane and other hydrocarbons as delineated on a plan registered at the Pipeline Authority 115 Canberra Avenue Griffith ACT 2603 and at CMPS&F Pty Limited South Tower The Interchange 67 Albert Street Chatswood NSW 2067 as drawing number MS80-0282 and affecting land described hereunder.

Part of Lot 2 in Deposited Plan 834662 in the Local Government Area of Botany Parish of Botany County of Cumberland being part of the land in Certificate of Title Folio Identifier 2/834662

**LANDS ACQUISITION ACT 1989
PRE-ACQUISITION DECLARATION
(SECTION 22)**

I, Michael Barnes, State Manager of the Australian Property Group, a person to whom the Minister administering the Lands Acquisition Act 1989 (the Act) has by delegation dated the Twenty third day of October 1991 delegated his powers and functions under subsection 22(1) of the Act, **DECLARE** that:

1. I am considering the acquisition by the Pipeline Authority, an acquiring authority as defined in the Act, of the interest in the land specified in the attached schedule, as part of the easement required for the public purpose of the construction operation and maintenance of a pipeline for conveyance of ethane and other hydrocarbons from Moomba in South Australia to Botany in New South Wales
2. the land appears to me to be suitable for development for use for that public purpose
3. the particulars of the use for which the land will be developed is the construction, operation and maintenance of a pipeline for conveyance of ethane and other hydrocarbons
4. the reasons why the land appears to be suitable for that use are that:
 - (a) it is part of the most practicable route from the end of the Wilton to Leppington section of the proposed Moomba to Botany pipeline to the delivery point at Botany
 - (b) the route of the proposed pipeline has been selected to minimise the affect on properties and the environment
 - (c) an environmental assessment including archaeological and heritage surveys has been undertaken and the pipeline route selected so as to avoid any areas of potential significance.

Dated the Eleventh day of April 1995



M. Barnes
Delegate of the
Minister for Administrative Services

PLEASE NOTE: THIS PRE-ACQUISITION DECLARATION IS A FORMAL EXPRESSION OF AN INTEREST IN ACQUIRING LAND AND DOES NOT MEAN THAT THE LAND HAS ALREADY BEEN ACQUIRED.

SCHEDULE

The interest in land referred to in the declaration is an easement of variable width for the construction operation and maintenance of a pipeline for the conveyance of ethane and other hydrocarbons as delineated on a plan registered at the Pipeline Authority 115 Canberra Avenue Griffith ACT 2603 and at CMPS&F Pty Limited South Tower The Interchange 67 Albert Street Chatswood NSW 2067 as drawing numbers MS80-0095, MS80-249, MS80-281, MS80 285 to MS80-290, MS80-292, MS80-0293, MS80-296 to MS80-298, MS80-300, MS80-311, MS80-314 AND MS80-316 and affecting land described hereunder.

FIRSTLY: An easement 1 metre wide over part of Camden Valley Way commencing at a point to the west of Lot 1 in Deposited Plan 358788, thence around the northern boundaries of Lot 2A in Deposited Plan 365586 and Lot 1 in Deposited Plan 520965 to a point to the east of Lot 2 in Deposited Plan 520965 in the Local Government Area of Liverpool Parish of Minto County of Cumberland.

SECONDLY: An easement 6 metres wide and an easement 10 metres wide by 40 metres long over part of Lot 1 in Deposited Plan 825745 in the Local Government Area of Liverpool Parish of Holsworthy County of Cumberland being part of the land in Certificate of Title Folio Identifier 1/825745.

THIRDLY: An easement 2 metres wide from a point on the boundary of Lot 1 Deposited Plan 771449 over part of the corner of Cook Crescent and Park Road and part of Park Road to a point on the boundary of Lot 2 in Deposited Plan 772032 in the Local Government Area of Bankstown Parish of Bankstown County of Cumberland.

FOURTHLY: An easement 1 metre wide over part of Park Road commencing at a point on the boundary of Lot 1 in Deposited Plan 182425 to a point on the boundary of Lot 1 in Deposited Plan 185098 in the Local Government Area of Bankstown Parish of Bankstown County of Cumberland.

FIFTHLY: An easement 2 metres wide over part of Anderson Street between Edwards Reserve and Lot 15 in Deposited Plan 26889 in the Local Government Area of Bankstown Parish of Bankstown County of Cumberland.

SIXTHLY: An easement 1 metre wide over part of Marco Avenue commencing at a point on the northern boundary of the East Hills Railway (formerly known as Weston Street) to a point on the boundary of Part Lot 35 in Deposited Plan 2930 in the Local Government Area of Bankstown Parish of Bankstown County of Cumberland.

SEVENTHLY: An easement 6 metres wide over part of Polo Street between part of the East Hills Railway (formerly known as Polo Street) and Lot 24 in Deposited Plan 35611 in the Local Government Area of Bankstown Parish of Bankstown County of Cumberland.

EIGHTHLY: An easement 2 metres wide over part of McGirr Street, Baddeley Street and Doyle Road commencing at a point on the boundary of Lot 1 in Deposited Plan 187691 to part of the East Hills Railway Reserve (formerly Doyle Road) in the Local Government Area of Bankstown Parish of Bankstown County of Cumberland.

NINTHLY: An easement 1 metre wide over part of Webb Street commencing at a point on the boundary of Lot 1 in Deposited Plan 807583 to a point on the boundary of Lot 1 in Deposited Plan 182992 in the Local Government Area of Hurstville Parish of St George County of Cumberland.

TENTHLY: An easement 1 metre wide over part of Bryant Street commencing at a point at the intersection of Broadarrow Road to a part of the East Hills Railway (formerly known as Penschurst Street) in the Local Government Areas of Hurstville and Canterbury Parish of St George County of Cumberland.

- ELEVENTHLY:** An easement 6 metres wide over part of Lot 2 in Deposited Plan 533022 in the Local Government Area of Hurstville Parish of St George County of Cumberland being part of the land in Certificate of Title Volume 11762 Folio 106 (Folio Identifier 2/533022).
- TWELTHLY:** An easement 2 metres wide over part of King Georges Road between Lots 2 and 3 of Section B in Deposited Plan 3658 and a point at the intersection with Morgan Street in the Local Government Area of Hurstville Parish of St George County of Cumberland.
- THIRTEENTHLY:** An easement 1 metre wide over part of Morgan Street commencing at a point to the west of Lee Avenue and thence along Morgan Street to a point on the southern boundary of the land contained within Certificate of Title Volume 4442 Folio 55 in the Local Government Area of Hurstville Parish of St George County of Cumberland.
- FOURTEENTHLY:** An easement 1 metre wide over part of Slade Road commencing at a point on the southern boundary of Lot 2 of Section N in Deposited Plan 376 to a point on the southern boundary of Lot 1 in Deposited Plan 123997 in the Local Government Area of Rockdale Parish of St George County of Cumberland.
- FIFTEENTHLY:** An easement 6 metres wide over parts of Wollie Creek to the north of Part Lots 5-9 in Section P of Deposited Plan 957273 Book 1635 Conveyance No. 741 in the Local Government Area of Rockdale Parish of St George County of Cumberland.
- SIXTEENTHLY:** An easement 2 metres wide over part of Hartill-Law Avenue between Lot 2 in Deposited Plan 801518 and land resumed by Rockdale Council vide NSW Government Gazette No. 96, 27 August 1943 in the Local Government Area of Rockdale Parish of St George County of Cumberland.
- SEVENTEENTHLY:** An easement 6 metres wide over part of the land resumed by Rockdale Council vide NSW Government Gazette No. 96, 27 August 1943 between Hartill-Law Avenue and Part Lots 7-14 of Section Q in Deposited Plan 975273 in the Local Government Area of Rockdale Parish of St George County of Cumberland.
- EIGHTEENTHLY:** An easement 5 metres wide over part of Wollie Creek between Lot 1 in Deposited Plan 184111 and Lot 1 in Deposited Plan 182930 in the Local Government Area of Rockdale Parish of St George County of Cumberland. The 5 metre wide easement is in addition to a 1 metre wide easement for which a pre-acquisition declaration was issued on 7 October 1994. The total width of easement over the subject land will be 6 metres.
- NINTEENTHLY:** An easement 6 metres wide over part of Wollie Creek between Lot 48 in Deposited Plan 6670 and the southern boundary of Lot 1 in Deposited Plan 430904 and also part of Wollie Creek between the western boundary of Lot 1 in Deposited Plan 430904 and Lot 1 in Deposited Plan 568141 in the Local Government Area of Rockdale Parish of St George County of Cumberland.
- TWENTIETHLY:** An easement 6 metres wide over part of Lot 1 in Deposited Plan 430904 in the Local Government Area of Canterbury Parish of St George County of Cumberland being part of the land contained in Certificate of Title Volume 5347 Folio 216 (Folio Identifier 1/430904)
- TWENTY FIRSTLY:** An easement 6 metres wide over part of Lot 3 in Deposited Plan 568141 in the Local Government Area of Rockdale Parish of St George County of Cumberland being part of the land contained in Certificate of Title Volume 12387 Folio 192 (Folio Identifier 3/568141).
- TWENTY SECONDLY:** An easement 1 metre wide over part of Henderson Street commencing at a point on the boundary of Lot 2 in Deposited Plan 355667 to a point on the northern boundary of Lot 1 in Deposited Plan 182506 in the Local Government Area of Rockdale Parish of St George County of Cumberland.

TWENTY THIRDLY: An easement 6 metres wide over part of the south western corner of Lot 1 in Deposited Plan 775302 from a point on the northern boundary of Part Lots 2-7 Section 4 contained within Book 1655 Conveyance Number 467 to a point east on the same boundary. Also, part of Lot 1 in Deposited Plan 775302 between the land contained in Book 1632 Conveyance Number 740 to the south and western boundary of Lot 1 in Deposited Plan 86820 in the Local Government Area of Rockdale Parish of St George County of Cumberland.

TWENTY FOURTHLY: An easement 6 metres wide over part of Botany Road between Lot 14 in Deposited Plan 787029 and Lot 16 in Deposited Plan 787029 in the Local Government Area of Botany Parish of Botany County of Cumberland.

TWENTY FIFTHLY: An easement 6 metres wide over part of Lot 16 in Deposited Plan 787029 in the Local Government Area of Botany Parish of Botany County of Cumberland being part of the land contained in Certificate of Title Folio Identifier 16/787029.

TWENTY SIXTHLY: An easement 6 metres wide over part of Lot 3 in Deposited Plan 787029 in the Local Government Area of Botany Parish of Botany County of Cumberland being part of the land contained in Certificate of Title Folio Identifier 3/787029.

TWENTY SEVENTHLY: An easement 6 metres wide over part of Lot 15 in Deposited Plan 776213 in the Local Government Area of Botany Parish of Botany County of Cumberland being part of the land formerly contained in Certificate of Title Volume 3779 Folio 159 and excised by Resumption Z379319.

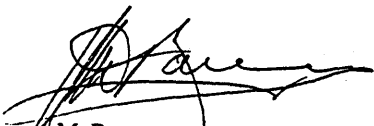
TWENTY EIGHTHLY: An easement 1 metre wide over part of the corner of Ellis Street and Banksia Street between Lot 1 in Deposited Plan 836603 and Lot 1 in Deposited Plan 173140 in the Local Government Area of Botany Parish of Botany County of Cumberland.

**LANDS ACQUISITION ACT 1989
PRE-ACQUISITION DECLARATION
(SECTION 22)**

I, Michael Barnes, State Manager of the Australian Property Group, a person to whom the Minister administering the Lands Acquisition Act 1989 (the Act) has by delegation dated the Twenty third day of October 1991 delegated his powers and functions under subsection 22(1) of the Act, **DECLARE** that:

1. I am considering the acquisition by the Pipeline Authority, an acquiring authority as defined in the Act, of the interest in the land specified in the attached schedule, as part of the easement required for the public purpose of the construction operation and maintenance of a pipeline for conveyance of ethane and other hydrocarbons from Moomba in South Australia to Botany in New South Wales
2. the land appears to me to be suitable for development for use for that public purpose
3. the particulars of the use for which the land will be developed is the construction, operation and maintenance of a pipeline for conveyance of ethane and other hydrocarbons
4. the reasons why the land appears to be suitable for that use are that:
 - (a) it is part of the most practicable route from the end of the Wilton to Leppington section of the proposed Moomba to Botany pipeline to the delivery point at Botany
 - (b) the route of the proposed pipeline has been selected to minimise the affect on properties and the environment
 - (c) an environmental assessment including archaeological and heritage surveys has been undertaken and the pipeline route selected so as to avoid any areas of potential significance.

Dated the Eleventh day of April 1995



M. Barnes
Delegate of the
Minister for Administrative Services

**PLEASE NOTE: THIS PRE-ACQUISITION DECLARATION IS A FORMAL
EXPRESSION OF AN INTEREST IN ACQUIRING LAND AND DOES
NOT MEAN THAT THE LAND HAS ALREADY BEEN ACQUIRED.**

SCHEDULE

The interest in land referred to in the declaration is an easement of variable width for the construction operation and maintenance of a pipeline for the conveyance of ethane and other hydrocarbons as delineated on a plan registered at the Pipeline Authority 115 Canberra Avenue Griffith ACT 2603 and at CMPS&F Pty Limited South Tower The Interchange 67 Albert Street Chatswood NSW 2067 as drawing numbers MS80-0280, MS80-282, MS80-286, MS80 289, MS80-292, MS80-294, MS80-0295, MS80-297 and MS80-303 and affecting land described hereunder.

FIRSTLY: An easement 5 metres wide over part of Lot 7 in Deposited Plan 833516 in the Local Government Area of Campbelltown and other Parish of Minto County of Cumberland being part of the land contained in Certificate of Title Folio Identifier 7/833516.

SECONDLY: An easement 2 metres wide and 5.5 metres long over part of Lot 1 in Deposited Plan 710012 in the Local Government Area of Liverpool Parish of Holsworthy County of Cumberland being part of the land in Certificate of Title Folio Identifier 1/710012. This easement is additional to a 2 metre wide easement for which a pre-acquisition declaration was issued on 7 October 1994. The total easement dimensions over this section of the subject land will be 4 metres wide by 5.5 metres long.

THIRDLY: An easement 2 metres wide over part of Lot 6 Deposited Plan 772032 in the Local Government Area of Bankstown Parish of Bankstown County of Cumberland being part of the land contained in Certificate of Title Folio Identifier 6/772032.

FOURTHLY: An easement 2 metres wide over part of Lot 6 in Deposited Plan 449779 in the Local Government Area of Bankstown Parish of Bankstown County of Cumberland being part of the land in Certificate of Title Volume 4383 Folio 143 (Folio Identifier 6/449779).

FIFTHLY: An easement 2 metres wide over part of Lot 13 of Section 4 in Deposited Plan 11170 in the Local Government Area of Bankstown Parish of Bankstown County of Cumberland being part of the land contained in Certificate of Title Volume 4157 Folio 227 (Folio Identifier 13/4/11170)

SIXTHLY: An easement 2 metres wide over part of Lot 1 in Deposited Plan 185098 in the Local Government Area of Bankstown Parish of Bankstown County of Cumberland being part of the land in Certificate of Title Volume 4638 Folio 50.

SEVENTHLY: An easement 2 metres wide over part of the East Hills Railway (formerly Doyle Road) between Doyle Road and a point on the boundary of Lot 37 in Deposited Plan 3495 in the Local Government Area of Bankstown Parish of Bankstown County of Cumberland.

EIGHTHLY: An easement 2 metres wide and 5.5 metres long over part of Lot 5 in Deposited Plan 182324 in the Local Government Area of Bankstown Parish of Bankstown County of Cumberland being part of the land in Certificate of Title Volume 5823 Folio 83. This easement is additional to a 2 metre wide easement for which a pre-acquisition declaration was issued on 7 October 1994. The total easement dimensions over this section of the subject land will be 4 metres wide by 5.5 metres long.

NINTHLY: An easement 2 metres wide over part of Broadarrow Road between Lots 2 and 3 in Deposited Plan 4876 and a point at the intersection of Bryant Street in the Local Government Areas of Hurstville and Canterbury Parish of St George County of Cumberland.

TENTHLY: An easement 2 metres wide over part of the East Hills Railway (formerly Penshurst Street) between Bryant Street and the land Contained in Certificate of Title Volume 5426 Folio 110 in the Local Government Area of Hurstville Parish of St George County of Cumberland.

ELEVENTHLY: An easement 2 metres wide over part of Lot 1 in Deposited Plan 181783 in the Local Government Area of Rockdale Parish of St George County of Cumberland being part of the land in Certificate of Title Volume 4262 Folio 62 (Folio Identifier 1/181783).

TWELTHLY: An easement 2 metres wide and 5.5 metres long over part of Lot 3 of Section N in Deposited Plan 376 in the Local Government Area of Rockdale Parish of St George County of Cumberland being part of the land in Certificate of Title Volume 7566 Folio 202. This easement is additional to a 2 metre wide easement for which a pre-acquisition declaration was issued on 7 October 1994. The total easement dimensions over this section of the subject land will be 4 metres wide by 5.5 metres long.

THIRTEENTHLY: An easement 4 metres wide over part of Lot 1 in Deposited Plan 182930 in the Local Government Area of Rockdale Parish of St George County of Cumberland being part of the land contained in Certificate of Title Volume 4387 Folio 229 (Folio Identifier 1/182930). This easement is additional to a 2 metre wide easement for which a pre-acquisition declaration was issued on 7 October 1994. The total width of easement over the subject land will be 6 metres.

FOURTEENTHLY: An easement 4 metres wide over part of the East Hills Railway (formerly Rickard Street) between Lot 1 in Deposited Plan 182930 and Lot 55 in Deposited Plan 6670 in the Local Government Area of Rockdale Parish of St George County of Cumberland. The 4 metre wide easement is additional to a 2 metre wide easement for which a pre-acquisition declaration was issued on 7 October 1994. The total width of easement over the subject land will be 6 metres.

FIFTEENTHLY: An easement 4 metres wide over part of Lot 55 in Deposited Plan 6670 in the Local Government Area of Rockdale Parish of St George County of Cumberland being part of the land in Certificate of Title Volume 2875 Folio 245 (Folio Identifier 55/6670). The 4 metre wide easement is additional to a 2 metre wide easement for which a pre-acquisition declaration was issued on 7 October 1994. The total width of easement over the subject land will be 6 metres

SIXTEENTHLY: An easement 6 metres wide over part of Lot 54 in Deposited Plan 6670 in the Local Government Area of Rockdale Parish of St George County of Cumberland being part of the land in Certificate of Title Volume 3170 Folio 216 (Folio Identifier 54/6670).

SEVENTEENTHLY: An easement 6 metres wide over part of Lot 53 in Deposited Plan 6670 in the Local Government Area of Rockdale Parish of St George County of Cumberland being part of the land in Certificate of Title Volume 2720 Folio 220 (Folio Identifier 53/6670).

EIGHTEENTHLY: An easement 6 metres wide over part of Lot 52 in Deposited Plan 6670 in the Local Government Area of Rockdale Parish of St George County of Cumberland being part of the land in Certificate of Title Volume 2389 Folio 147 (Folio Identifier 52/6670).

NINETEENTHLY: An easement 4 metres wide over part of Martin Street (unformed) between Lots 52 and 53 in Deposited Plan 6670 and Lots 46 and 47 in Deposited Plan 6670 in the Local Government Area of Rockdale Parish of St George County of Cumberland. The 4 metre wide easement is additional to a 2 metre wide easement for which a pre-acquisition declaration was issued on 7 October 1994. The total width of easement over the subject land will be 6 metres.

TWENTIETHLY: An easement 4 metres wide over part of Lot 46 in Deposited Plan 6670 in the Local Government Area of Rockdale Parish of St George County of Cumberland being part of the land contained in Certificate of Title Volume 3242 Folio 182 (Folio Identifier 46/6670). The 4 metre wide easement is additional to a 2 metre wide easement for which a pre-acquisition declaration was issued on 7 October 1994. The total width of easement over the subject land will be 6 metres.

TWENTY FIRSTLY: An easement 6 metres wide over part of Lots 47 and 48 in Deposited Plan 6670 in the Local Government Area of Rockdale Parish of St George County of Cumberland being part of the land contained in Certificate of Title Volume 3616 Folio 30 (Folio Identifier Auto Consol 3616-30).

TWENTY SECONDLY: An easement 2 metres wide over part of Lots 22 and 23 of Section K in Deposited Plan 939785 in the Local Government Area of Botany Parish of Botany County of Cumberland being part of the land in Book 1138 Conveyance 281.

TWENTY THIRDLY: An easement 2 metres wide over part of the Sydenham/Botany Goods Railway (formerly Morgan Street) between Lots 22 and 23 of Section K in Deposited Plan 939785 and Lot 6 of Section J in Deposited Plan 939785 in the Local Government Area of Botany Parish of Botany County of Cumberland.

TWENTY FOURTHLY: An easement 2 metres wide over part of Lot 5 of Section J in Deposited Plan 939785 in the Local Government Area of Botany Parish of Botany County of Cumberland being part of the land in Book 1258 Conveyance 790.

TWENTY FIFTHLY: An easement 2 metres wide over part of Lots 2,3 and 4 of Section J in Deposited Plan 939785 in the Local Government Area of Botany Parish of Botany County of Cumberland being part of the land contained in Book 1348 Conveyance 220.

TWENTY SIXTHLY: An easement 2 metres wide over part of Lot 2 in Deposited Plan 788903 in the Local Government Area of Botany Parish of Botany County of Cumberland being part of the land contained in Certificate of Title Folio Identifier 2/788903.

TWENTY SEVENTHLY: An easement 2 metres wide over part of the Sydenham/Botany Goods Railway (formerly Stephen Road) between Lot 2 in Deposited Plan 788903 and land contained in Book 1386 Conveyance 22 in the Local Government Area of Botany Parish of Botany County of Cumberland.

9501112

AUSTRALIAN ELECTORAL COMMISSION

I HAVE ascertained and set out in the schedule for each State and Territory the number of electors enrolled in each Division as at the date indicated and for each State and the Australian Capital Territory have determined the average divisional enrolment and the extent to which the number of electors enrolled in each Division differs from the average divisional enrolment.

M J GRAY
Electoral Commissioner

THE SCHEDULE

New South Wales as at 30 April, 1995

Division	Enrolment	% Deviation from average divisional enrolment
BANKS	78984	2.02
BARTON	79280	2.40
BENNELONG	80005	3.34
BEROMRA	80890	4.48
BLAXLAND	77126	-0.37
BRADFIELD	79436	2.60
CALARE	76326	-1.40
CHARLTON	80539	4.03
CHIFLEY	78495	1.39
COOK	78306	1.14
COMPER	75931	-1.91
CUNNINGHAM	74899	-3.25
DOBELL	75696	-2.22
EDEN-MONARO	74949	-3.18
FARRER	74580	-3.66
FOWLER	82631	6.73
GILMORE	73631	-4.89
GRAYNDLER	80427	3.88
GREENWAY	78071	0.84
GWYDIR	74802	-3.37
HUGHES	79399	2.56
HUME	75498	-2.47
HUNTER	75405	-2.59
KINGSFORD-SMITH	77043	-0.48
LINDSAY	77430	0.01
LOWE	78112	0.89
LYNE	77084	-0.43
MACARTHUR	78936	1.96
MACKELLAR	78715	1.67
MACQUARIE	76405	-1.30
MITCHELL	74086	-4.30
NEWCASTLE	76020	-1.80
NEW ENGLAND	74532	-3.72
NORTH SYDNEY	81979	5.89
PAGE	78323	1.17
PARKES	79614	2.83
PARRAMATTA	77306	-0.14
PATERSON	76649	-0.99
PROSPECT	75688	-2.23
REID	77921	0.65
RICHMOND	78255	1.08
RIVERINA	78712	1.67
ROBERTSON	74415	-3.87
SHORTLAND	74515	-3.74
SYDNEY	79823	3.10
THROSBY	74609	-3.62
HARRINGAH	76861	-0.71
WATSON	77063	-0.45
WENTWORTH	79639	2.87
MERRIWA	75813	-2.07
Totals	3870854 (Average: 77417)	

Victoria as at 30 April, 1995

Division	Enrolment	% Deviation from average divisional enrolment
ASTON	77668	-1.12
BALLARAT	78644	0.11
BATMAN	84174	7.15
BENDIGO	79200	0.82
BRUCE	82560	5.10
BURKE	74165	-5.58
CALWELL	72700	-7.44
CASEY	73971	-5.83
CHISHOLM	83045	5.71
CORANGAMITE	76200	-2.99
CORIO	80533	2.52
DEAKIN	80672	2.69
DUNKLEY	79034	0.61
FLINDERS	76273	-2.90
GELLIBRAND	81165	3.32
GIPPSLAND	79084	0.67
GOLDSTEIN	83853	6.74
HIGGINS	79751	1.52
HOLT	73137	-6.89
HOTHAM	85518	8.86
INDI	79415	1.09
ISAACS	71686	-8.74
JAGAJAGA	83141	5.84
KOONYONG	77347	-1.53
LALOR	71191	-9.37
LA TROBE	71231	-9.31
MCEWEN	75752	-3.56
MCMILLAN	79675	1.42
MALLEE	81468	3.71
MARIBYRNONG	78627	0.09
MELBOURNE	79418	1.10
MELBOURNE PORTS	76262	-2.91
MENZIES	78648	0.12
MURRAY	81840	4.18
SCULLIN	74274	-5.44
HANNON	81700	4.00
WILLS	83408	6.18
Totals	2906430 (Average: 78552)	

Queensland as at 30 April, 1995

Division	Enrolment	% Deviation from average divisional enrolment
BOWMAN	72442	-5.28
BRISBANE	80143	4.78
CAPRICORNIA	81074	6.00
DAWSON	81258	6.24
DICKSON	78014	2.00
FADDEN	71873	-6.02
FAIRFAX	73089	-4.43
FISHER	69189	-9.53
FORDE	71141	-6.98
GRIFFITH	78296	2.37
GROOM	79562	4.02
HERBERT	79011	3.30
HINKLER	80337	5.04
KENNEDY	80127	4.76
LEICHHARDT	78352	2.44
LILLEY	81746	6.88
LONGMAN	71510	-6.50
MCPHERSON	71286	-6.79
MARANOA	80048	4.66
MONCRIEFF	69688	-8.88
MORETON	82064	7.29
OXLEY	73968	-3.28
PETRIE	77467	1.28
RANKIN	73344	-4.10
RYAN	78641	2.82
WIDE BAY	74872	-2.10
Totals	1988542 (Average: 76482)	

Western Australia as at 30 April, 1995

Division	Enrolment	% Deviation from average divisional enrolment
BRAND	86615	13.18
CANNING	74664	-2.43
COWAN	79201	3.49
CURTIN	72010	-5.89
FORREST	79933	4.45
FREMANTLE	75550	-1.27
KALGOORLIE	70783	-7.50
MOORE	86728	13.33
O'CONNOR	74651	-2.44
PEARCE	75870	-0.85
PERTH	75574	-1.24
STIRLING	73705	-3.68
SWAN	73376	-4.11
TANGNEY	72682	-5.02
Totals	1071342 (Average: 76524)	

South Australia as at 30 April, 1995

Division	Enrolment	% Deviation from average divisional enrolment
ADELAIDE	81108	-2.38
BARKER	83677	0.70
BONYTHON	75185	-9.51
BOOTHBY	82905	-0.22
GREY	85112	2.43
HINDMARSH	84722	1.96
KINGSTON	83591	0.60
MAKIN	86577	4.19
MAYO	86515	4.11
PORT ADELAIDE	83319	0.27
STURT	78269	-5.80
MAKEFIELD	86127	3.65
Totals	997107 (Average: 83092)	

Tasmania as at 30 April, 1995

Division	Enrolment	% Deviation from average divisional enrolment
BASS	66195	2.53
BRADDON	62678	-2.91
DENISON	66602	3.16
FRANKLIN	62806	-2.71
LYONS	64525	-0.05
Totals	322806 (Average: 64561)	

Australian Capital Territory as at 30 April, 1995

Division	Enrolment	% Deviation from average divisional enrolment
CANBERRA	71441	7.78
FRASER	61417	-7.34
NAMADGI	65992	-0.43
Totals	198850 (Average: 66283)	

Northern Territory as at 30 April, 1995

Division	Enrolment	% Deviation from average divisional enrolment
NORTHERN TERRITORY	92842	
Totals	92842 (Average: 92842)	

TOTAL FOR AUSTRALIA 11 448 773

AUSTRALIAN ELECTORAL COMMISSION

Commonwealth Electoral Act 1918

APPOINTMENT OF POLLING PLACES

I, as delegate of the Australian Electoral Commission, and pursuant to paragraph 80(1)(a) of the Commonwealth Electoral Act 1918, appoint the polling places named in Column 2 of the Schedule, to be polling places for the Divisions specified in Column 1.



B. R. Nugent
Australian Electoral Officer
for New South Wales

1 May 1995

SCHEDULE

Column 1
Electoral Division

Column 2
Polling Place

New South Wales

DOBELL

Lake Haven
Wyong East

LYNE

Forster Keys
Settlement Shores

PATERSON

Salamander
Wirreanda Medowie

AUSTRALIAN ELECTORAL COMMISSION

Commonwealth Electoral Act 1918

APPOINTMENT OF POLLING PLACES

I, as delegate of the Australian Electoral Commission, and pursuant to paragraph 80(1)(a) of the Commonwealth Electoral Act 1918, appoint the polling places named in Column 2 of the Schedule, to be polling places for the Divisions specified in Column 1.



B. R. Nugent
Australian Electoral Officer
for New South Wales

1 May 1995

SCHEDULE

Column 1
Electoral Division

Column 2
Polling Place

New South Wales

BLAXLAND

Bankstown West

CHIFLEY

Glendenning

THROSBY

Oak Flats East
West Dapto

AUSTRALIAN ELECTORAL COMMISSION*Commonwealth Electoral Act 1918***ABOLITION OF POLLING PLACES**

I, as delegate of the Australian Electoral Commission, and pursuant to paragraph 80(1)(c) of the Commonwealth Electoral Act 1918, abolish the polling places named in Column 2 of the Schedule, being polling places for the Divisions specified in Column 1.



B. R. Nugent
Australian Electoral Officer
for New South Wales

1 May 1995

SCHEDULE

Column 1
Electoral Division

Column 2
Polling Place

New South Wales**BANKS**

Picnic Point

BLAXLAND

Bankstown Hospital

GWYDIR

Biddon
Biniguy Rail
Cobbadah
Coboco
Comobella
Crooble
Gilgooma
Goolhi
Kenebri
Mudgee Hospital
Pyramul
Weetaliba
Yallaro

AUSTRALIAN ELECTORAL COMMISSION

Commonwealth Electoral Act 1918

ABOLITION OF POLLING PLACES

I, as delegate of the Australian Electoral Commission, and pursuant to paragraph 80(1)(c) of the Commonwealth Electoral Act 1918, abolish the polling places named in Column 2 of the Schedule, being polling places for the Divisions specified in Column 1.



B. R. Nugent
Australian Electoral Officer
for New South Wales

1 May 1995

SCHEDULE

Column 1
Electoral Division

Column 2
Polling Place

New South Wales

LYNE

Caffreys Flat
Ellenborough

PATERSON

Markwell
Mulwee
Seal Rocks

AUSTRALIAN ELECTORAL COMMISSION*Commonwealth Electoral Act 1918***CHANGE OF NAME OF POLLING PLACES**

I, as delegate of the Australian Electoral Commission, and pursuant to paragraph 80(1)(a) of the Commonwealth Electoral Act 1918, change the names of the polling places named in Column 2 of the Schedule, to those shown in Column 3, for the Divisions specified in Column 1.



B. R. Nugent
Australian Electoral Officer
for New South Wales

1 May 1995

SCHEDULE

Column 1 Electoral Division	Column 2 Previous name of polling place	Column 3 New name of polling place
New South Wales		
DOBELL	Bateau Bay Bluehaven North Entrance Toowoan Bay	Shelly Beach Blue Haven The Entrance North Long Jetty East
LYNE	Port Macquarie Hibbard Port Macquarie Tacking Point	Hibbard Tacking Point
MITCHELL	Nuffield	Hopetoun

9501114

AUSTRALIAN ELECTORAL COMMISSION

I, Wilfred James Gray, Electoral Commissioner and as delegate of the Electoral Commission, approve the following form.

Australian Electoral Commission / AEC

PRE-POLL NUMBER

DECLARATION VOTE

ELECTOR DETAILS - PLEASE PRINT NEATLY

Your full name

Surname

Given names

Your former name (if applicable)

Surname

Given names

Your date of birth (DAY / MONTH / YEAR)

Your current permanent address

Postcode

Address you are enrolled under (if different)

Postcode

If the addresses are different - date you moved to your current permanent address

Daytime phone no. ()

Declaration - I declare that I am entitled to vote, that I have not already voted in this election, and that the information I have given on this form is complete and correct.

Signature or mark of elector

The personal information you give on this Declaration Vote envelope is used for electoral purposes only and may be viewed by authorised staff and scrutineers.

POLLING OFFICIAL TO COMPLETE - PLEASE PRINT FIRMLY

Pre-poll

Enrolment form received

Absent

Signature of issuing officer

Provisional:

Not found

Issued

Silent

Issuing Division or Overseas Post

Polling Place / Pre-poll Centre

Enrolled Division

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W J Gray
Electoral Commissioner
28 April 1995

9501115

Attorney-General

Commonwealth of Australia

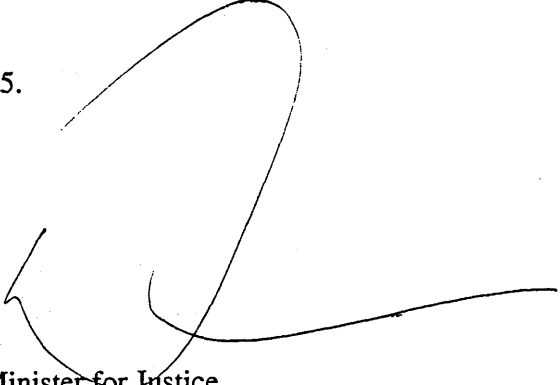
Transfer of Prisoners Act 1983

DECLARATION

I, DUNCAN KERR, Minister for Justice, under section 5 of the *Transfer of Prisoners Act 1983* declare the *Prisoners (Interstate Transfer) Act 1993* of the Australian Capital Territory, being a law relating to the transfer of prisoners between the Australian Capital Territory and other States and Territories, to be the prisoner transfer law of that Territory for the purposes of the *Transfer of Prisoners Act 1983*.

Dated

24th April 1995.



Minister for Justice

9501116

Communications and the Arts



Australian
Broadcasting
Authority

BROADCASTING SERVICES ACT

NOTICE OF APPLICATION FOR RENEWAL OF LICENCE

In accordance with sections 46(2)(commercial licences) and 90(2)(community licences) of the *Broadcasting Services Act 1992*(the Act), the Australian Broadcasting Authority (ABA) hereby notifies that the companies listed below have lodged applications for the renewal of the following broadcasting licences:

Commercial Radio Licensees

	<u>Call Sign</u>
3AK Southern Cross Radio Pty Limited	3AK
Hayden Nepean Broadcasters Pty Ltd	2ONE
Rockhampton Broadcasting Company Pty Limited	4RO
Radio 2GZ Pty Limited	2GZ
Radio Hunter Valley Pty Limited	2NM

Commercial TV Licensees

South East Telecasters Limited	SES
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Community Radio Licensees

Australian Council for Radio for the Print Handicapped	3RPH
Community Radio Endeavour Warrnambool Inc	3WAY
Queensland Radio for the Print Handicapped Ltd	4RPH

The ABA is required to renew these licences unless it decides that an applicant is no longer a suitable licensee.

A company is a suitable licensee if the ABA does not decide that sub-section 41(2) (for commercial) or 83(2) (for community) of the Act applies to the company.

The ABA may decide that either section 41(2) or 83(2) of the Act applies to a licensee if it is satisfied that allowing the licensee to provide or continue to provide either a commercial or a community broadcasting service under a licence would lead to a significant risk of:

- (a) an offence against the Act or the regulations being committed; or
- (b) a breach of the conditions of the licence occurring.

In deciding whether these sub-sections apply, the ABA is required by sections 41(3)(commercial) and 83(3)(community) of the Act, to take into account:

- (a) the business record of the company; and
- (b) the company's record in situations requiring trust and candour; and
- (c) (commercial) the business record of each person who is, or would be, if a licence were allocated to the applicant, in a position to control the licence; or (community) the business record of the chief executive and each director and secretary of the applicant; and
- (d) the record in situations requiring trust and candour of each such person; and
- (e) whether the company, or a person referred to in paragraph (c) or (d), has been convicted of an offence against this Act or the regulations.

Nothing in the provisions of the Act requires the ABA to hold an investigation or a hearing into whether a licence should be renewed.

Employment, Education and Training

**NOTIFICATION OF PROPOSALS FROM NON-GOVERNMENT SCHOOLS
SEEKING COMMONWEALTH GENERAL RECURRENT FUNDING IN 1997**

The following schools have notified their intention to seek Commonwealth general recurrent grants in respect of their proposed commencement or, in the case of existing non-government schools, their proposed change in operation.

Interested parties have the opportunity to make submissions about particular proposals. Such submissions should be made no later than four weeks following publication of the Gazette and must address specific issues or matters of concern within the school's proposal. The submission should be based on the criteria against which the funding priority of the proposal will be assessed. Submissions received within the four week period will be considered by the New Schools Committees when recommending a funding priority. They will also be made available to proponents of new schools or schools changing operations.

Interested parties should note that submissions received after the four week period are considered at the discretion of the Committees.

Submissions should be directed to:

The Director
Schools Programs (New Schools)
Commonwealth Department of Employment,
Education and Training
Location 431
GPO Box 9880
Canberra ACT 2601

NEW SOUTH WALES - 1996**School proposing to commence**

School Name:	John Colet School
Town/Suburb:	Belrose
School Level:	Primary
Proj enrol in 1996:	P: 53
Max enrolments:	P: 60

Environment, Sport and Territories

COMMONWEALTH OF AUSTRALIA

Wildlife Protection (Regulation of Exports and Imports) Act 1982

Section 11

DECLARATION OF APPROVED INSTITUTIONS

I, PAUL JEWELL, the Designated Authority under sub-section 20(1) of the *Wildlife Protection (Regulation of Exports and Imports) Act 1982*, in pursuance of sub-section 11(1) of that Act, hereby declare each of the organizations specified in Column 2 of the Schedule, in an item in the Schedule, to be an approved institution in relation to the class, or classes, of specimens specified in Column 3 of the Schedule in that item.

Dated this fourth day of May 1995



DESIGNATED AUTHORITY

SCHEDULE

Column 1 Item	Column 2 Name and Country of Approved Institution	Column 3 Approved class, or classes, of specimens
1.	New York Zoological Park (Bronx Zoo) New York Zoological Society 185th Street and Southern Boulevard Bronx NEW YORK 10460 UNITED STATES OF AMERICA	<i>Corallus enydris</i>
2.	Robert Basil Taylor 104 Verbena Road Tamborine Village Gold Coast QUEENSLAND 4270 AUSTRALIA	<i>Cacatua galerita</i>
3.	Ian David Smith 48 Elliot Street Howick AUCKLAND NEW ZEALAND	<i>Cacatua galerita</i>

Housing and Regional Development

COMMONWEALTH OF AUSTRALIA

Wildlife Protection (Regulation of Exports and Imports) Act 1982

Section 12

DECLARATION OF APPROVED ZOOLOGICAL ORGANIZATIONS

I, PAUL JEWELL, the Designated Authority under sub-section 20(1) of the *Wildlife Protection (Regulation of Exports and Imports) Act 1982*, in pursuance of sub-section 12(1) of that Act, hereby declare each of the zoological organizations specified in Column 2 of the Schedule, in an item in the Schedule, to be an approved zoological organization in relation to the class, or classes, of specimens specified in Column 3 of the Schedule in that item.

Dated this fourth of May 1995



DESIGNATED AUTHORITY

SCHEDULE

Column 1 Item	Column 2 Name and Country of Zoo	Column 3 Approved class, or classes, of specimens
1.	New York Zoological Park (Bronx Zoo) New York Zoological Society 185th Street and Southern Boulevard Bronx NEW YORK 10460 UNITED STATES OF AMERICA	<i>Corallus enydris</i>

9501119

Draft Amendment No.15 Barton - Section 9

Notice is given pursuant to Section 15(1) and Section 23 of the *Australian Capital Territory (Planning and Land Management) Act 1988* that Draft Amendment No. 15 of the National Capital Plan has been prepared.

Draft Amendment No. 15 proposes to amend the land use policy for Blocks 12 & 13 Section 9, Barton by deleting the commercial, open space and car parking land use policies applying to the land at present and replacing them with a land use policy of office and car park. This Amendment will allow for the development of a combined Commonwealth office and structured car park complex on land owned by the Commonwealth. Redevelopment of the area will require the removal of the derelict "Woolsheds" buildings.

Copies of Draft Amendment No.15 will be available from:

**National Capital Planning Authority
10-12 Brisbane Avenue, Barton ACT
between 9.00am and 4.00pm
Monday to Friday until 2 June 1995.**

Further information is also available from Acting Director Planning Projects, Keith Burnham on (06) 271 2863.

Individuals and organisations are invited to comment on Draft Amendment No.15. Comments in writing should be forwarded by close of business on **Friday 2 June 1995** to:

The Executive Director
(Planning and Development Control)
National Capital Planning Authority
GPO Box 373
CANBERRA ACT 2601
or 10-12 Brisbane Avenue BARTON ACT 2600
Telephone (06) 271 2888



National Capital Planning Authority

DRAFT AMENDMENT OF THE NATIONAL CAPITAL PLAN

Human Services and Health

COMMONWEALTH OF AUSTRALIA

National Health Act 1953

PHARMACEUTICAL BENEFITS

DETERMINATION UNDER SUBSECTION 99L (1)

No. PB 6 of 1995

I, CARMEN MARY LAWRENCE, Minister for Human Services and Health, pursuant to subsection 99L (1) of the *National Health Act 1953* hereby make the following Determination:

Commencement

1. (a) This Determination shall come into operation on the day on which it is published in the *Commonwealth of Australia Gazette*.
- (b) Determination No. PB 9 of 1993 under subsection 99L (1) of the *National Health Act 1953* made on 8 July 1993 with effect from 4 August 1993 is hereby revoked.

Interpretation

2. In this Determination:

“approved pharmacist” has the same meaning as in subsection 84 (1) of the Act;

“definite community need”, in relation to the catchment area serviced or proposed to be serviced by a pharmacy, means that none of the following conditions applies to the area:

- (a) that the catchment area has a population of less than 3,000 for most of the year;
- (b) that the proportion of disadvantaged persons (aged persons and persons who are unemployed or receive pensions) is less than 10 per cent and can be reasonably serviced by other means;
- (c) that the catchment area does not have the equivalent of a full-time medical practitioner;
- (d) that the catchment area is being adequately serviced by other approved pharmacists;
- (e) that the total number of claimable PBS prescriptions and RPBS prescriptions claimed by approved pharmacists in respect of the catchment area in the last 12 months is less than 3,000;
- (f) that isolation from, or a poor, public transport system to adequate shopping does not hinder the bulk of the population;
- (g) that the population is mobile and contains a high proportion of commuting workers;
- (h) that the catchment area has no general shopping facilities;

“large shopping centre” means a shopping centre that:

- (a) is a contiguous site under a single management or developer; and
- (b) has a total gross leasable retail area of not less than 5,000 square metres; and
- (c) includes not less than 1 retail shop that occupies more than 1,000 square metres and not less than 30 other retail shops;

“month” means one of the months of the year;

“PBS prescription” means a prescription for a pharmaceutical benefit supplied in accordance with the Act, the Regulations and the declarations and determinations made under the Act and the Regulations;

“pharmacist” has the same meaning as in subsection 4 (1) of the Act;

“retail shop” means a shop that is involved in the sale of small quantities of goods but does not include:

- (a) financial institutions, including banks, credit unions and societies, building societies and the like; or
- (b) medical or health service facilities, including consulting rooms for medical practitioners, pathologists, radiologists, dental practitioners, optometrists, physiotherapists and the like; or
- (c) areas used as offices of any type, including accountants, solicitors, planners, architects, analysts, designers and the like; or
- (d) service providers, including council offices, Government shopfronts or offices, store rooms or other storage; or
- (e) travel agencies, insurance companies, libraries and child minding in all forms; or
- (f) automatic dispensing machines; or
- (g) temporary selling points such as for market type or sale operations;

“RPBS prescription” means a prescription for a drug or medicinal preparation supplied in accordance with a scheme given effect to by an instrument made under section 91 of the *Veterans' Entitlements Act 1986*;

“ready-prepared pharmaceutical benefit” means a pharmaceutical benefit in respect of which there is in force a determination under subsection 85 (6) of the Act;

“the Act” means the *National Health Act 1953*;

“the Authority” means the Australian Community Pharmacy Authority established under section 99J of the Act;

“the Regulations” means the National Health (Pharmaceutical Benefits) Regulations made under the Act;

“the Secretary” means the Secretary to the Department of Human Services and Health.

Approval to Supply Pharmaceutical Benefits

3. For the purposes of paragraph 99K (1) (b) of the Act, the rules with which the Authority must comply in making a recommendation on an application by a pharmacist for approval under section 90 of the Act in respect of particular premises are set out in paragraphs 4 to 9.
4. Approval of a pharmacist under section 90 of the Act in respect of particular premises must not be recommended except as provided for in paragraphs 5 to 8.
5. Approval of a pharmacist under section 90 of the Act in respect of particular premises must be recommended if:
 - (a) (i) those premises are situated at least 2 kilometres, measured door to door by the shortest lawful access route, from the nearest other premises in respect of which a pharmacist is approved under section 90 of the Act; and
(ii) the Authority is satisfied that there is a definite community need for pharmaceutical services in the area in which those premises are situated; and
(iii) in the case of an application for approval of a pharmacist received by the Secretary before 1 March 1997, there has not been a grant of financial assistance under section 99ZC or 99ZD of the Act paid after 28 February 1995 in respect of premises situated within 2 kilometres, measured door to door by the shortest lawful access route, from the premises in respect of which approval is sought; or
 - (b) the application for the approval of the pharmacist was received by the Secretary before 9 August 1990 (being the date on which the granting by the Secretary of approvals to pharmacists under section 90 of the Act was restricted pending the passage of legislation for pharmacy restructuring); or
 - (c) the application for the approval of the pharmacist was received by the Secretary before 1 April 1995 and the pharmacist entered into a financial commitment before 9 August 1990 (being the date on which the granting by the Secretary of approvals to pharmacists under section 90 of the Act was restricted pending the passage of legislation for pharmacy restructuring) in the expectation that an approval would be granted in respect of those premises, provided that the Authority is satisfied that there was such a commitment and the applicant produces to the Authority either:
 - (i) a bank statement, supported if necessary by an affidavit by the pharmacist's solicitor or accountant; or
 - (ii) details of any contractual arrangements together with an affidavit by the pharmacist's solicitor or accountant attesting to the correctness of the date on which the commitment was entered into.

6. Subject to paragraph 8, approval of a pharmacist under section 90 of the Act in respect of particular premises must be recommended if the pharmacist is already approved under section 90 of the Act in respect of other premises from which the pharmacist proposes to cease supplying pharmaceutical benefits immediately before the granting of the approval, if:
- (a) the premises in respect of which approval is sought are situated not more than 1 kilometre, measured door to door by the shortest lawful access route, from the premises in respect of which the pharmacist is currently approved; or
 - (b) the premises in respect of which approval is sought are situated not more than 2 kilometres, measured door to door by the shortest lawful access route, from the premises in respect of which the pharmacist is currently approved, and the Authority is satisfied that:
 - (i) there are no other suitable commercial premises available which are situated not more than 1 kilometre, measured door to door by the shortest lawful access route, from the premises in respect of which the pharmacist is currently approved; and
 - (ii) the application for approval results from exceptional circumstances pertaining to the premises in respect of which the pharmacist is currently approved, including:
 - (A) damage caused by fire, water, storm or earthquake; or
 - (B) health condemnation; or
 - (C) changes to occupancy provisions; or
 - (D) redevelopment for public works; or
 - (c) the premises in respect of which approval is sought are situated not less than 2 kilometres, measured door to door by the shortest lawful access route, from the nearest other premises in respect of which a pharmacist is approved under section 90 of the Act, provided that:
 - (i) there are other premises in respect of which a pharmacist is approved under section 90 of the Act which are situated not more than 5 kilometres, measured door to door by the shortest lawful access route, from the premises in respect of which the pharmacist is currently approved; or
 - (ii) the Authority is satisfied that there will not be a definite community need for pharmaceutical services in the area of the premises in respect of which the pharmacist is currently approved; or
 - (d) the premises are premises at or from which the pharmacist has, since before 18 December 1990 (being the date on which legislation for pharmacy restructuring came into effect) been supplying pharmaceutical benefits in lieu of other premises in respect of which the pharmacist is approved under section 90 of the Act.

7. Subject to paragraph 8, approval of a pharmacist under section 90 of the Act in respect of particular premises may be recommended if the pharmacist is already approved under section 90 of the Act in respect of other premises from which the pharmacist proposes to cease supplying pharmaceutical benefits immediately before the granting of the approval, if:
- (a) the premises in respect of which approval is sought are situated in a large shopping centre, provided that:
 - (i) if the shopping centre contains not more than 99 retail shops (including the premises in respect of which approval is sought), there are not already any premises in the shopping centre in respect of which an approval under section 90 of the Act is in force; or
 - (ii) if the shopping centre contains not less than 100, and not more than 199, retail shops (including the premises in respect of which approval is sought), there are not already more than 1 premises in the shopping centre in respect of which an approval under section 90 of the Act is in force; or
 - (iii) if the shopping centre contains not less than 200 retail shops (including the premises in respect of which approval is sought), there are not already more than 2 premises in the shopping centre in respect of which an approval under section 90 of the Act is in force; or
 - (b) the premises are situated within premises that are a private hospital within the meaning of the *Health Insurance Act 1973*, provided that:
 - (i) the private hospital has not less than 150 beds; and
 - (ii) there are no other premises within the premises of the private hospital in respect of which an approval under section 90 of the Act is in force; and
 - (iii) the governing body or proprietor of the private hospital is not approved under section 94 of the Act in respect of that hospital.
8. A recommendation must not be made pursuant to paragraph 6 or 7 if the approval under section 90 of the Act currently held by the pharmacist has been in force for less than 2 years and resulted from a recommendation made pursuant to paragraph 5, 6 or 7, unless the pharmacist satisfies the Authority that the application arises from exceptional circumstances, not involving commercial interest, which could not reasonably have been foreseen at the time of the application for the current approval.
9. Where the Authority recommends the approval of a pharmacist under section 90 of the Act in respect of particular premises, it must also make a recommendation that the recommendation for approval will lapse (unless the Authority, on application by the pharmacist, has granted an extension of time), if the pharmacist has not been granted that approval within 6 months after the day on which the pharmacist is notified of the recommendation for approval.

Essential Pharmacy Allowance

10. For the purposes of paragraph 99K (1) (c) of the Act, the rules with which the Authority must comply in making a recommendation on an application by a pharmacist for approval of the payment of an essential pharmacy allowance under section 99ZA of the Act are set out in paragraphs 11 to 13.
11. Approval of the payment of an essential pharmacy allowance under section 99ZA of the Act must be recommended if the approved pharmacist is qualified for the payment of the allowance.
12. An approved pharmacist is qualified for the payment of an essential pharmacy allowance if:
 - (a) the premises in respect of which the pharmacist is approved are situated not less than 10 kilometres, measured door to door by the shortest lawful access route, from the nearest other premises in respect of which a pharmacist is approved under section 90 of the Act; or
 - (b) the Authority is satisfied that special circumstances exist which warrant the payment of the allowance in relation to the premises in respect of which the pharmacist is approved.
13. Where the Authority recommends approval of the payment of an essential pharmacy allowance under section 99ZA of the Act ("the original recommendation"), it must also recommend that the payment of the allowance is subject to the condition that where an approval under section 90 of the Act is later granted in respect of premises that are so situated that, had the Authority considered the application for the payment of essential pharmacy allowance on the day after that approval under section 90 of the Act was granted, the original recommendation would not have been made, the Authority shall reconsider the application on which the original recommendation was made, taking into account any additional information that has come to its notice, and make:
 - (a) a new recommendation as to whether payment of an essential pharmacy allowance should be approved; and
 - (b) if it recommends approval of the payment of the allowance, a recommendation that the condition subject to which payment of the allowance may be made, as set out in this paragraph, applies;and that recommendation shall stand in the place of the original recommendation with effect from the date that the later recommendation was made.
14. For the purposes of subsection 99ZA (2A) of the Act, payment of an essential pharmacy allowance:
 - (a) subject to subparagraph (b), shall be made at a rate per PBS prescription and RPBS prescription equal to 20 per cent of the fee for dispensing a ready-prepared prescription, as specified in the determination under subsection 98B (1) of the Act which is in force on the date on which the prescription was supplied, rounded to the nearest cent, one half cent being taken to be one cent; and

- (b) shall be made in respect of a total of not more than 1,000 PBS prescriptions and RPBS prescriptions in any month; and
- (c) shall be made in respect of PBS prescriptions and RPBS prescriptions supplied on and after the day on which the pharmacist was approved under section 90 of the Act in respect of the premises, provided that payment shall not be made in respect of any prescriptions supplied:
 - (i) more than 6 months before the payment of the essential pharmacy allowance was approved; or
 - (ii) before 1 April 1995.

Remote Pharmacy Allowance

15. For the purposes of paragraph 99K (1) (da) of the Act, the rules with which the Authority must comply in making a recommendation on an application by a pharmacist for approval of the payment of a remote pharmacy allowance under section 99ZAA of the Act are set out in paragraphs 16 to 20.
16. Approval of the payment of a remote pharmacy allowance under section 99ZAA of the Act must be recommended if the pharmacist is qualified for the payment of the allowance.
17. An approved pharmacist to whom an allowance is payable under section 99ZA of the Act in respect of particular premises is qualified for the payment of a remote pharmacy allowance in respect of a period of 12 months commencing on 1 July of 1995 or of a subsequent year if the premises in respect of which the pharmacist is approved are situated not less than 25 kilometres, measured door to door by the shortest lawful access route, from the nearest other premises in respect of which a pharmacist is approved under section 90 of the Act, or situated on an island not connected to the mainland by road and on which there are no other premises in respect of which a pharmacist is approved under section 90 of the Act, provided that:
 - (a) subject to paragraph 18, the total number of PBS prescriptions and RPBS prescriptions supplied at or from the premises during the year ended on 30 April of the same year is less than the median for all pharmacies in Australia; or
 - (b) the Authority is satisfied that special circumstances exist, in relation to the total number of PBS prescriptions and RPBS prescriptions supplied at or from the premises, which warrant the payment of the allowance in relation to the premises in respect of which the pharmacist is approved.
18. (a) Where a pharmacist is granted an approval under section 90 of the Act in respect of particular premises following a recommendation made pursuant to paragraph 6 or 7, PBS prescriptions and RPBS prescriptions supplied at or from the premises in respect of which the pharmacist was previously approved shall, for the purpose of subparagraph 17 (a), be deemed to have been supplied at or from the premises in respect of which the pharmacist is currently approved.

(b) Where a pharmacist is granted an approval under section 90 of the Act in respect of particular premises following a recommendation made pursuant to paragraph 5, and those premises are situated not less than 25 kilometres, measured door to door by the shortest lawful access route, from the nearest other premises in respect of which a pharmacist is approved under section 90 of the Act, or are situated on an island not connected to the mainland by road and on which there are no other premises in respect of which a pharmacist is approved under section 90 of the Act, the pharmacist is qualified for payment of a remote pharmacy allowance until 30 June next following the first anniversary of the date of granting of the approval, irrespective of the number of PBS prescriptions and RPBS prescriptions which have been supplied at or from the premises.

19. Where the Authority recommends approval of the payment of a remote pharmacy allowance under section 99ZAA of the Act, it shall determine the distance between the premises in respect of which the application has been made and the nearest other premises in respect of which a pharmacist is approved under section 90 of the Act and must also recommend that payment of the allowance is subject to the condition that the Authority's determination of that distance is the distance that is to be used in the application of paragraph 21.

20. Where the Authority recommends approval of the payment of a remote pharmacy allowance under section 99ZAA of the Act ("the original recommendation"), it must also recommend that the payment of the allowance is subject to the condition that where an approval under section 90 of the Act is later granted, revoked, suspended or cancelled, in respect of premises that are so situated that, had the Authority considered the application for the payment of the remote pharmacy allowance on the day after that approval under section 90 of the Act was granted, revoked, suspended or cancelled, as the case may be, the original recommendation would not have been made or a different determination of distance under paragraph 19 would have been made, the Authority shall reconsider the application on which the original recommendation was made, taking into account any additional information that has come to its notice, and make:

(a) a new determination of distance under paragraph 19; and

(b) a new recommendation as to whether payment of a remote pharmacy allowance should be approved; and

(c) if it recommends approval of the payment of the allowance, a recommendation that the conditions subject to which payment of the allowance may be made, as set out in this paragraph and in paragraph 19, apply;

and that recommendation shall stand in the place of the original recommendation with effect from the date that the later recommendation was made.

21. For the purposes of subsection 99ZAA (2) of the Act, the rate of payment of a remote pharmacy allowance will be an annual amount, paid in as nearly as practicable to equal monthly instalments, ascertained in accordance with the following table:

<u>Location of premises in relation to nearest other premises in respect of which a pharmacist is approved under section 90 of the Act</u>	<u>Annual amount</u>
Not less than 25 kilometres but less than 40 kilometres, measured door to door by the shortest lawful access route	\$1,014
Not less than 40 kilometres but less than 60 kilometres, measured door to door by the shortest lawful access route	\$1,724
Not less than 60 kilometres, measured door to door by the shortest lawful access route, or situated on an island not connected to the mainland by road and on which there are no other premises in respect of which a pharmacist is approved under section 90 of the Act	\$2,839

provided that those annual amounts will be indexed with effect from 1 July each year, in accordance with the Consumer Price Index for the March quarter of that year, rounded to the nearest dollar, fifty cents being taken to be one dollar.

22. Payment of a remote pharmacy allowance shall be made as from with the first day of the month following the day on which the pharmacist was approved under section 90 of the Act in respect of the premises, provided that payment will not be made in respect of any period which is:

- (a) more than 6 months before the payment of the remote pharmacy allowance was approved;
or
(b) before 1 April 1995.

Dated this SECOND day of MAY 1995.



Carmen Lawrence
Minister for Human Services and Health



COMMONWEALTH OF AUSTRALIA

HEALTH INSURANCE ACT 1973

Statement Under Section 106AA

On the sixteenth day of August 1994, I determined under section 106 of the *Health Insurance Act 1973*, that **Dr Evangelos ANGELOS**, a legally qualified Vocationally Registered General Practitioner of Ipswich Centre Plaza, Bell Street, Ipswich in Queensland, provided excessive services and that he should be reprimanded, counselled and repay \$30,303.25 to the Commonwealth of Australia. In accordance with the provisions of section 106AB of the Act, Dr Angelos is liable to the Commonwealth, by way of penalty, an amount equal to the amount of Medicare benefit determined as being excessive. The Committee also found that Dr Angelos had misitemised certain services which resulted in an overpayment of \$336.60 in Medicare benefits. Dr Angelos, as a consequence, is required to pay a total of \$61,123.10.

Reason for Determination

The determination was made on the basis of recommendations made under section 105 of the Act by the Medical Services Committee of Inquiry for the State of Queensland, after its inquiry into the practices of Dr Angelos. The Committees of Inquiry consist of medical practitioners appointed with the assistance of the Australian Medical Association, and provide me with an independent assessment of a medical practitioner's use of the Medicare scheme.

The Committee found that Dr Angelos, a Vocationally Registered General Practitioner, rendered excessive services because he:

- (a) repeated respiratory function tests at too short a time interval for a change in the conditions being treated to become evident;
- (b) repeatedly claimed for more complex levels of consultations than necessary for the adequate medical care of the patients concerned; and
- (c) unnecessarily increased the number of consultations provided by having patients return unnecessarily; splitting services so as to create extra consultations and adding consultations to pre-arranged procedures.

These practices resulted in more Medicare benefits being paid than were reasonably necessary for treatment of the patients' medical conditions.

Comments

I thank the Committee for the work undertaken in this inquiry.

The Government is seriously concerned by the practices of medical practitioners like Dr Angelos who are providing services which were not reasonably necessary for the adequate medical care of the patients concerned. Excessive services are a drain on public funds and every effort is being made to reduce the magnitude of the problem.

A handwritten signature in black ink, appearing to read 'C. Lawrence'.

.....
Dr Carmen Lawrence
Minister for Human Services and Health

Issued: 29 MAR 1996

Therapeutic Goods Act 1989

NOTIFICATION OF THE INTENTION TO MAKE AN ORDER

Proposed Therapeutic Goods Order (No. 51) "Standard for tampons-menstrual"

Notice is hereby given of the intention to adopt, with some amendments, Australian and New Zealand Standard AS/NZS 2869:1995 "Tampons-Menstrual" as an Order under section 10 of the Therapeutic Goods Act 1989. The Order will take effect from 1 July, 1995.

Copies of the draft Order are available from the address below. Comments are welcome but should be submitted promptly to:

The Scientific Coordinator
Therapeutic Devices Branch
Therapeutic Goods Administration
PO Box 100
WODEN ACT 2606

9501123

Immigration and Ethnic Affairs

Department of Immigration and Ethnic Affairs

Migration Agents Registration Scheme

Notice under section 289(1) of the Migration Act 1958

Notice is hereby given that the persons whose details appear below have applied to be registered as migration agents. Any person may lodge an objection to the registration of any applicant appearing below. Objections must be in writing and received not later than six (6) weeks after the date of this notice. Objections should be addressed to:

The Secretary
Department of Immigration and Ethnic Affairs
PO Box 25
Belconnen ACT 2616

A written statement should be provided which outlines the nature of the objection and clearly identifies the person against whom the objection has been made.

NAME	DATE OF BIRTH	BUSINESS NAME	BUSINESS ADDRESS	PROVIDES FREE SERVICE OR CHARGES FEES?
CARDOSO SMITH Erik	9/9/1956		297 Pirie Street ADELAIDE SA 5000	CHARGES
ELRINGTON Murray Bruce	1/9/1947	Elrington Meir Barsooyan & Associates	3 Staxland Road RYDE NSW 2112	CHARGES
FOZDAR Minoo Khodasdad	3/8/1930	Fordhams	6/12 St George's Terrace PERTH WA 6000	CHARGES
HICKEY Caroline Elizabeth	28/12/1969	R Fernandez & Assoc. Barristers & Solicitors	Level 2 18-20 Bank Place MELBOURNE VIC 3000	CHARGES
MCNAMARA Gregory Laurence	4/10/1951	G L Laurence	205 William Street MELBOURNE VIC 3000	CHARGES
TOPPING Blake	31/5/1968	Blake Topping Solicitors	Suite 3 225 Waterworks Road ASHGROVE QLD 4060	CHARGES


for SECRETARY
10 May 1995

9501124

Industrial Relations

AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

Industrial Relations Act 1988

NOTICE UNDER SUB-SECTION 142(4) IN RELATION TO VARIATION OF A
COMMON RULE

IN the matter of

TEN PIN BOWLING INDUSTRY (INTERIM) AWARD 1980

C No. 23211 of 1994

Dated the 25th day of November 1980
AND in the matter of the variation of the above award

Notice is hereby given-

- (a) That on 16 March 1995, the Commission varied the term/s of the above-mentioned award referred to in the Schedule below;
- (b) that the variation will be a common rule of the Australian Capital Territory in the industry in respect of which the dispute arose with effect from 12 October 1994; and
- (c) that any person or organisation interested and having an objection to the variation binding that person or organisation and wanting to be heard in relation to the abovementioned variation is invited to lodge with the Commission a notice of that objection.

A copy of the award may be inspected at the Australian Industrial Registry at Level 4, CML Building, University Avenue, Canberra.

SCHEDULE OF TERMS TO BE VARIED

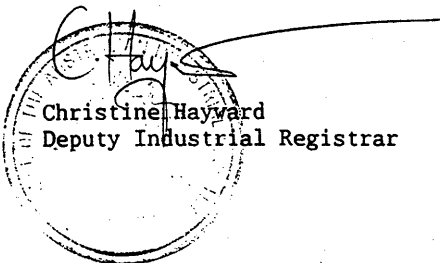
T0005 V26a
PRINT NO. M0124

Clause No.	Subject	Substance of variation
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CORRECTION ORDER

5	Rates of Pay	Wages - safety net adjustments and review - September 1994
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Dated this 28th day of April 1995



Christine Hayward
Deputy Industrial Registrar

AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

Industrial Relations Act 1988

NOTICE UNDER SUB-SECTION 142(4) IN RELATION TO VARIATION OF A
COMMON RULE

IN the matter of

THEATRICAL EMPLOYEES' (LIVE THEATRE AND CONCERT) AWARD 1982

C No. 36305 of 1994

Dated the 21st day of February 1983

AND in the matter of the variation of the above award

Notice is hereby given-

- (a) That on 19 April 1995, the Commission varied the term/s of the above-mentioned award referred to in the Schedule below;
- (b) that the variation will be a common rule of the Australian Capital Territory in the industry in respect of which the dispute arose with effect from 23 December 1994; and
- (c) that any person or organisation interested and having an objection to the variation binding that person or organisation and wanting to be heard in relation to the abovementioned variation is invited to lodge with the Commission a notice of that objection.

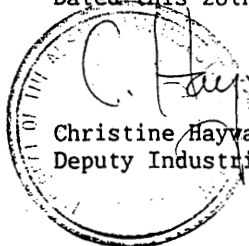
A copy of the award may be inspected at the Australian Industrial Registry at Level 4, CML Building, University Avenue, Canberra.

SCHEDULE OF TERMS TO BE VARIED

T0131 V053
PRINT NO. M0755

Clause No.	Subject	Substance of variation
12	Public holidays	Public holidays

Dated this 28th day of April 1995



Christine Hayward
Deputy Industrial Registrar

AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

Industrial Relations Act 1988

NOTICE UNDER SUB-SECTION 142(4) IN RELATION TO VARIATION OF A
COMMON RULE

IN the matter of

THEATRICAL EMPLOYEES (RECREATION COMPLEX AND THEME PARK) AWARD 1982

C No. 36303 of 1994

Dated the 28th day of January 1983

AND in the matter of the variation of the above award

Notice is hereby given-

- (a) That on 19 April 1995, the Commission varied the term/s of the above-mentioned award referred to in the Schedule below;
- (b) that the variation will be a common rule of the Australian Capital Territory in the industry in respect of which the dispute arose with effect from 23 December 1994; and
- (c) that any person or organisation interested and having an objection to the variation binding that person or organisation and wanting to be heard in relation to the abovementioned variation is invited to lodge with the Commission a notice of that objection.

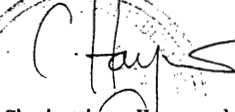
A copy of the award may be inspected at the Australian Industrial Registry at Level 4, CML Building, University Avenue, Canberra.

SCHEDULE OF TERMS TO BE VARIED

T0116 V026
PRINT NO. M0754

Clause No.	Subject	Substance of variation
12	Public Holidays	Public Holidays

Dated ~~this~~ 28th day of April 1995


Christine Hayward
Deputy Industrial Registrar

AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

Industrial Relations Act 1988

NOTICE UNDER SUB-SECTION 142(4) IN RELATION TO VARIATION OF A
COMMON RULE

IN the matter of

TENPIN BOWLING INDUSTRY (INTERIM) AWARD 1982

C No. 36306 of 1994

Dated the 25th day of November 1980

AND in the matter of the variation of the above award

Notice is hereby given-

- (a) That on 19 April 1995, the Commission varied the term/s of the above-mentioned award referred to in the Schedule below;
- (b) that the variation will be a common rule of the Australian Capital Territory in the industry in respect of which the dispute arose with effect from 23 December 1994; and
- (c) that any person or organisation interested and having an objection to the variation binding that person or organisation and wanting to be heard in relation to the abovementioned variation is invited to lodge with the Commission a notice of that objection.

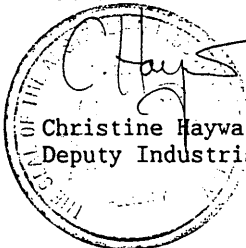
A copy of the award may be inspected at the Australian Industrial Registry at Level 4, CML Building, University Avenue, Canberra.

SCHEDULE OF TERMS TO BE VARIED

T0005 V027
PRINT NO. M0756

Clause No.	Subject	Substance of variation
15	Public holidays	Public holidays

Dated this 28th day of April 1995



Christine Hayward
Deputy Industrial Registrar

AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

Industrial Relations Act 1988

NOTICE UNDER SUB-SECTION 142(4) IN RELATION TO VARIATION OF A
COMMON RULE

IN the matter of

ENGINE DRIVERS' AND FIREMAN'S (AUSTRALIAN CAPITAL TERRITORY) AWARD 1982

C No. 90139 of 1994

Dated the 15th day of March 1983

AND in the matter of the variation of the above award

Notice is hereby given-

- (a) That on 24 April 1995, the Commission varied the term/s of the above-mentioned award referred to in the Schedule below;
- (b) that the variation will be a common rule of the Australian Capital Territory in the industry in respect of which the dispute arose with effect from 29 November 1994; and
- (c) that any person or organisation interested and having an objection to the variation binding that person or organisation and wanting to be heard in relation to the abovementioned variation is invited to lodge with the Commission a notice of that objection.

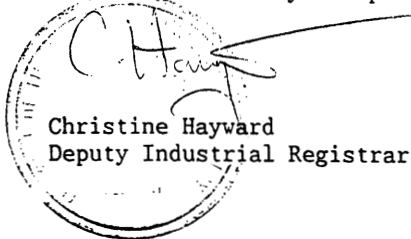
A copy of the award may be inspected at the Australian Industrial Registry at Level 4, CML Building, University Avenue, Canberra.

SCHEDULE OF TERMS TO BE VARIED

EO026 V042
PRINT NO. M0469

Clause No.	Subject	Substance of variation
7	Fares and Travelling Expenses	Expense related allowances
27	Overtime and Sunday Work	Expense related allowances

Dated this 28th day of April 1995



Christine Hayward
Deputy Industrial Registrar

AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

Industrial Relations Act 1988

NOTICE UNDER SUB-SECTION 142(4) IN RELATION TO VARIATION OF A
COMMON RULE

IN the matter of

PARKING STATIONS ETC. EMPLOYEES (A.C.T.) AWARD 1983

C No. 90029 of 1995

Dated the 10th day of October 1983

AND in the matter of the variation of the above award

Notice is hereby given-

- (a) That on 18 April 1995, the Commission varied the term/s of the above-mentioned award referred to in the Schedule below;
- (b) that the variation will be a common rule of the Australian Capital Territory in the industry in respect of which the dispute arose with effect from 5 April 1995; and
- (c) that any person or organisation interested and having an objection to the variation binding that person or organisation and wanting to be heard in relation to the abovementioned variation is invited to lodge with the Commission a notice of that objection.

A copy of the award may be inspected at the Australian Industrial Registry at Level 4, CML Building, University Avenue, Canberra.


SCHEDULE OF TERMS TO BE VARIED

P0114 V031
PRINT NO. M0841

Clause No.	Subject	Substance of variation
2	Arrangement	Wages - second arbitrated safety net adjustment
4	Classifications and Wages	Wages - second arbitrated safety net adjustment
4B	Enterprise Flexibility	Wages - second arbitrated safety net adjustment
25A	Family Leave	Wages - second arbitrated safety net adjustment

Dated this 28th day of April 1995


Christine Hayward
Deputy Industrial Registrar



AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

Industrial Relations Act 1988

NOTICE UNDER SUB-SECTION 142(4) IN RELATION TO VARIATION OF A
COMMON RULE

IN the matter of

SECURITY EMPLOYEES (A.C.T.) AWARD 1986

C No. 90028 of 1995

Dated the 10th day of July 1986
AND in the matter of the variation of the above award

Notice is hereby given-

- (a) That on 18 April 1995, the Commission varied the term/s of the above-mentioned award referred to in the Schedule below;
- (b) that the variation will be a common rule of the Australian Capital Territory in the industry in respect of which the dispute arose with effect from 5 April 1995; and
- (c) that any person or organisation interested and having an objection to the variation binding that person or organisation and wanting to be heard in relation to the abovementioned variation is invited to lodge with the Commission a notice of that objection.

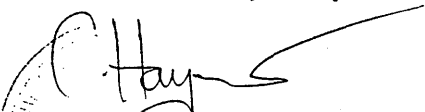
A copy of the award may be inspected at the Australian Industrial Registry at Level 4, CML Building, University Avenue, Canberra.

SCHEDULE OF TERMS TO BE VARIED

S0157 V028
PRINT NO. M0840

Clause No.	Subject	Substance of variation
2	Arrangement	Wages - second arbitrated safety net adjustment
7	Weekly Wages	Wages - second arbitrated safety net adjustment
7B	Enterprise Flexibility	Wages - second arbitrated safety net adjustment
25A	Family Leave	Wages - second arbitrated safety net adjustment

Dated this 28th day of April 1995



Christine Hayward
Deputy Industrial Registrar

AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

Industrial Relations Act 1988

NOTICE UNDER SUB-SECTION 142(4) IN RELATION TO VARIATION OF A
COMMON RULE

IN the matter of

THEATRICAL EMPLOYEES (RECREATION GROUNDS AND RACEDAY
RACING OFFICIALS - NSW AND ACT) AWARD 1990

C No. 36325 of 1994

Dated the 15th day of March 1990
AND in the matter of the variation of the above award

Notice is hereby given-

- (a) That on 26 April 1995, the Commission varied the term/s of the above-mentioned award referred to in the Schedule below;
- (b) that the variation will be a common rule of the Australian Capital Territory in the industry in respect of which the dispute arose with effect from 23 December 1994; and
- (c) that any person or organisation interested and having an objection to the variation binding that person or organisation and wanting to be heard in relation to the abovementioned variation is invited to lodge with the Commission a notice of that objection.

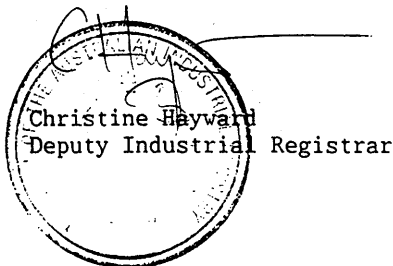
A copy of the award may be inspected at the Australian Industrial Registry at Level 4, CML Building, University Avenue, Canberra.

SCHEDULE OF TERMS TO BE VARIED

T0254 V011
PRINT NO. M0766

Clause No.	Subject	Substance of variation
10	Public Holidays	Public Holidays

Dated this 5th day of May 1995



AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

Industrial Relations Act 1988

NOTICE UNDER SUB-SECTION 142(4) IN RELATION TO VARIATION OF A
COMMON RULE

IN the matter of

COMMUNITY CARE SERVICES (HOME CARE) (ACT) AWARD 1988

C No. 90172 of 1994

Dated the 7th day of October 1988

AND in the matter of the variation of the above award

Notice is hereby given-

- (a) That on 7 February 1995, the Commission varied the term/s of the above-mentioned award referred to in the Schedule below;
- (b) that the variation will be a common rule of the Australian Capital Territory in the industry in respect of which the dispute arose with effect from 23 December 1994; and
- (c) that any person or organisation interested and having an objection to the variation binding that person or organisation and wanting to be heard in relation to the abovementioned variation is invited to lodge with the Commission a notice of that objection.

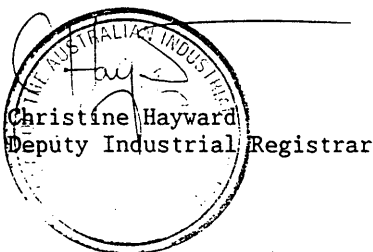
A copy of the award may be inspected at the Australian Industrial Registry at Level 4, CML Building, University Avenue, Canberra.

SCHEDULE OF TERMS TO BE VARIED

C0239 V014
PRINT NO. L9276

Clause No.	Subject	Substance of variation
18A	Public Holidays	Public Holidays

Dated this 5th day of May 1995



Christine Hayward
Deputy Industrial Registrar

AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

Industrial Relations Act 1988

NOTICE UNDER SUB-SECTION 142(4) IN RELATION TO VARIATION OF A
COMMON RULE

IN the matter of

THEATRICAL EMPLOYEES (CINEMA AND DRIVE-IN INDUSTRY) AWARD 1983

C No. 36308 of 1994

Dated the 30th day of August 1983

AND in the matter of the variation of the above award

Notice is hereby given-

- (a) That on 26 April 1995, the Commission varied the term/s of the above-mentioned award referred to in the Schedule below;
- (b) that the variation will be a common rule of the Australian Capital Territory in the industry in respect of which the dispute arose with effect from 23 December 1994; and
- (c) that any person or organisation interested and having an objection to the variation binding that person or organisation and wanting to be heard in relation to the abovementioned variation is invited to lodge with the Commission a notice of that objection.

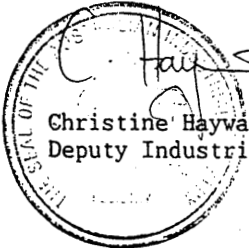
A copy of the award may be inspected at the Australian Industrial Registry at Level 4, CML Building, University Avenue, Canberra.

SCHEDULE OF TERMS TO BE VARIED

T0141 V021
PRINT NO. M0757

Clause No.	Subject	Substance of variation
10	Public Holidays	Public Holidays

Dated this 5th day of May 1995



Christine Hayward
Deputy Industrial Registrar

AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

Industrial Relations Act 1988

NOTICE UNDER SUB-SECTION 142(4) IN RELATION TO VARIATION OF A
COMMON RULE

IN the matter of

THEATRICAL EMPLOYEES MOTION PICTURE PRODUCTION AWARD 1988

C No. 36310 of 1994

Dated the 15th day of August 1988

AND in the matter of the variation of the above award

Notice is hereby given-

- (a) That on 26 April 1995, the Commission varied the term/s of the above-mentioned award referred to in the Schedule below;
- (b) that the variation will be a common rule of the Australian Capital Territory in the industry in respect of which the dispute arose with effect from 23 December 1994; and
- (c) that any person or organisation interested and having an objection to the variation binding that person or organisation and wanting to be heard in relation to the abovementioned variation is invited to lodge with the Commission a notice of that objection.

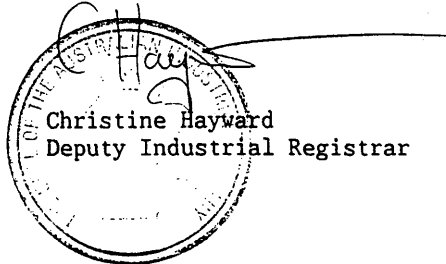
A copy of the award may be inspected at the Australian Industrial Registry at Level 4, CML Building, University Avenue, Canberra.

SCHEDULE OF TERMS TO BE VARIED

T0020 V011
PRINT NO. M0759

Clause No.	Subject	Substance of variation
18	Public Holidays	Public Holidays

Dated this 5th day of May 1995



Christine Hayward
Deputy Industrial Registrar

AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

Industrial Relations Act 1988

NOTICE UNDER SUB-SECTION 142(4) IN RELATION TO VARIATION OF A
COMMON RULE

IN the matter of

ACTORS (THEATRICAL) AWARD 1992

C No. 36318 of 1994

Dated the 14th day of September 1992

AND in the matter of the variation of the above award

Notice is hereby given-

- (a) That on 26 April 1995, the Commission varied the term/s of the above-mentioned award referred to in the Schedule below;
- (b) that the variation will be a common rule of the Australian Capital Territory in the industry in respect of which the dispute arose with effect from 23 December 1994; and
- (c) that any person or organisation interested and having an objection to the variation binding that person or organisation and wanting to be heard in relation to the abovementioned variation is invited to lodge with the Commission a notice of that objection.

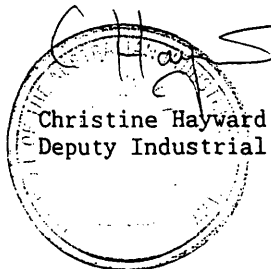
A copy of the award may be inspected at the Australian Industrial Registry at Level 4, CML Building, University Avenue, Canberra.

SCHEDULE OF TERMS TO BE VARIED

A0005 V018
PRINT NO. M0761

Clause No.	Subject	Substance of variation
20	Public Holidays	Public Holidays

Dated this 5th day of May 1995



Christine Hayward
Deputy Industrial Registrar

9501126

Industrial Relations Act 1988

Australian Industrial Registry
Principal Registry
Nauru House
80 Collins Street
Melbourne Vic 3000

(Postal Address:
GPO Box 1994S
Melbourne Vic 3001)

NOTICE OF APPLICATION FOR CONSENT TO A CHANGE
OF NAME OF AN ORGANISATION

(D No. 30011 of 1995)

NOTICE is given that an application has been made by **Australian Earthmovers and Road Contractors Federation** under the Industrial Relations Act 1988 for consent to the change of name of the organisation to **Civil Contractors Federation**.

Information contained in the application and supporting documents concerning the proposed name and the reason for the proposal is as follows:

The REASON for the proposal being to reflect the fact that the Federation, in practice, represents members engaged in all aspects of civil engineering construction. A survey of contracts let across Australia and regularly performed by members includes the following:

Subdivisions, earthworks, roadworks, drainage works, bridgeworks, civil works, demolition, electricity transmission, environmental works, piling, pipe culverts, landfilling, landscaping, paving, natural gas transmission lines, effluent channels, dredging works, excavations water pipelines, sewage reticulation and plants, road sealing.

Many of these works are associated with earthmoving and road contracting. Many are not. All however, are examples of civil engineering construction which AERCF's members are regularly engaged in.

Any interested organisation, registered under the Industrial Relations Act, association or person who desires to object to the application may do so by lodging in the Industrial Registry a notice of objection accompanied by a written statement within thirty-five (35) days after the publication of this advertisement and by serving on the organisation [whose address for service is: 74 Burwood Road, Hawthorn Vic 3122] within seven (7) days after the notice of objection has been lodged, copies of the notice of objection and written statement so lodged.

M. Kelly
Industrial Registrar

Industrial Relations Act 1988

Australian Industrial Registry
Principal Registry
Nauru House
80 Collins Street
MELBOURNE VIC 3000

(Postal Address:
GPO BOX 1994S
MELBOURNE VIC 3001)

**NOTICE OF APPLICATION FOR CONSENT TO
AN ALTERATION OF ELIGIBILITY RULES**

(D No. 30013 of 1995)

NOTICE is given that an application has been made under the Industrial Relations Act 1988 for consent to an alteration of the eligibility rules of **Australian Municipal, Administrative, Clerical and Services Union**.

The alteration is sought from the following:

5 - INDUSTRY AND ELIGIBILITY

a. Description of Industry

PART I

The industry of operations conducted by Municipal County and Shire Councils and Local Government Bodies and of the operation of public and quasi public undertakings by electric, gas, water, sewerage and road making trusts, boards, commissions and corporations (not formed or constituted for the purpose of private gain) and similar bodies.

PART II

The Industry in or in connection with which the Union is formed is, without in any way limiting the generality of the provisions of Rule 4 - Eligibility of Membership Part II and the construction proper at any time or times to be placed thereon, the Clerical Industry.

PART III

The Union is formed in connection with the Local Government Municipal and Statutory Corporations industry.

and

PART IV

The industry in connection with which the Union is formed is the transport industry, whether by land, water (except sea) or air (excluding activities of or relating to the piloting of aircraft) as carried on by:

a. the Crown in right of the Commonwealth or of any State or States or of the Commonwealth and any State or States; or

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- b. any statutory body representing the Crown in any such right as aforesaid; or
- c. any instrumentality or authority whether corporate or unincorporate acting under the control of or for or on behalf of or in the interest of the Crown in any such right as aforesaid; or
- d. any company or corporation in which at least fifty per centum of the issued shares are held by or for or on behalf of or in the interest of the Crown in any such right as aforesaid; or
- e. any company, corporation, firm or person engaged in the transport or carriage by air of passengers and/or goods.

and

PART V

The industry in or in connection with which the Union is registered is the industry of servicing, repairing, maintaining, structurally altering and/or assembling business equipment excluding typewriters. Without limiting the generality of the foregoing, the term "business equipment" shall be deemed to include, inter alia, cash registers, accounting machines, adding machines, calculators, computers and peripheral equipment.

PART VI

The description of the industry in connection with which the Union is registered is the industry of social and/or welfare work.

and

PART VII

The industry in or in connection with which the organisation is registered is the industry of Shipping and Travel.

and

PART VIII

The industry in which the organisation is registered is the health insurance industry.

and

PART IX

The Union shall consist of an unlimited number of persons engaged by the following building societies:

Illawarra Mutual Building Society Limited (NSW)
Newcastle Permanent Building Society (NSW)
Greater Newcastle Permanent Society Limited (NSW)
The Co-operative Building Society of South Australia Limited
and subsidiaries (SA)
Home Building Society (WA)
Suncorp Building Society Limited (Qld)
Ipswich and West Morton Building Society (Qld).

and

PART X

The Union shall consist of an unlimited number of persons engaged by the following credit unions:

Island State Credit Union Co-operative Society Limited (Tas)
Queensland Country Credit Union (Qld)
Waterside Workers of Australia Credit Union (NSW)
Caltex Employees Credit Union (NSW)
CPS Credit Union Co-operative (ACT)
Snowy Mountains Credit Union (NSW)
Australian Central Credit Union (SA)
CPS Credit Union Limited (SA)
Power State Credit Union (SA)
South Australian Police Credit Union (SA)
Satisfac Direct (SA)
S.A. Public Service Savings and Loan Credit Union Limited (SA)
Waterside Workers of Australia Credit Union (SA).

b. Eligibility for Membership

PART I

- i. The Union shall consist of an unlimited number of bona fide employees of Municipal County and Shire Councils or other Local Government Authorities or Trusts, Municipal Trusts Water Supply and/or Sewerage Boards or Trusts, Road Boards and other Boards, Corporations, Commissions or Trusts, carrying out or entrusted with the carrying out of works operations or functions similar to those usually or generally performed by Municipal or Shire Councils or other Local Government Authorities before the appointment of such Boards, Corporations, Commissions or Trusts and of employees to contractors to any of such Councils, Authorities, Boards, Corporations, Commissions or Trusts and of such other persons whether employed in the relevant industry or not as have been or are hereafter appointed officers of the Union and admitted as members thereof: Provided that employees eligible for membership in the Association called The Metropolitan Board of Water Supply and Sewerage Employees Association and employees of the Hunter District Water Supply and Sewerage Board (Newcastle), the Metropolitan Water Sewerage and Drainage Board (Sydney), the Commissioner for Main Roads (New South Wales), the Country Roads Board (Victoria) or the State Electricity Commission (Victoria) respectively shall not be eligible for membership in this Federation: And that the said Federation shall not admit as members employees engaged on new construction work in connection with services which have not passed to the authority which on the completion of such construction work is responsible for the provision and maintenance of those services.
- ii. Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this Rule, the Federation shall also consist of persons who are employed or usually employed in or in connection with the following:

In the State of Western Australia, health boards, the board or governing body of any park, reserve or racecourse, cemetery board or any person acting for, under or on behalf of any of such boards or bodies.

PART II

The Union shall consist of all persons engaged in any clerical capacity, and/or engaged in the occupation of shorthand writers and typists and/or on

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calculating, billing, or other machines designed to perform or assist in performing any clerical work whatsoever.

Notwithstanding anything to the contrary contained in this rule:

- (i) persons who are members, staff members or special members of the Australian Federal Police, or
- (ii) persons who are assistant customs officers or customs officers employed in the Australian Customs Service,
- (iii) all persons employed by the First Licensed carriers as defined hereunder, in or in connection with the telecommunications industry.

"First Licensed carriers" means the holders for the time being of:

- (a) the licence to operate as a general telecommunications carrier and/or the licence to operate as a mobile carrier, both granted under the Telecommunications Act 1991 and both published in Commonwealth of Australia Gazette No. 323 dated 26 November 1991, and any body corporate that is related to either of those licence holders within the meaning of the Corporations Law; or
- (b) any licence granted following the revocation of either of the licences referred to in (a) above and any body corporate that is related to the holder of any such licence within the meaning of the Corporations Law.

are not eligible for membership of the Union.

Without in any way limiting or being limited by any other provisions of these rules the Union shall consist of an unlimited number of persons wholly or substantially employed in the higher education industry, other than academic staff, who are employees in administrative and clerical occupations employed by:

University of Queensland or
Griffith University or
James Cook University of North Queensland or
Queensland University of Technology or
University of Central Queensland or
the University of Southern Queensland.

and

PART III

The Union shall consist of an unlimited number of persons employed or usually employed by Local Authorities, Cities, Municipalities, Towns, Boroughs or Shires, or by Statutory Authorities, Corporations, Trusts, Boards or Commissions in the following callings or avocations namely, City, Town, District, Borough or Shire Clerks, Secretaries, Treasurers, Engineers, Surveyors, Architects, Electricians or Electrical Engineers, Inspectors, Superintendents, Paymasters, Receivers, Accountants, Auditors, Valuers, Rate Collectors, Registrars, Collectors, Clerks, Typists, Stenographers, Foremen, Overseers, Draughtsmen, Curators, or in similar callings or avocations, or as assistants to employees so employed whether employed as aforesaid or not together with such other persons as have been appointed officers of the Association and admitted as members thereof.

and

Pacific Airlines Ltd.
Air Express International Corporation
Air India International Corporation
Air New Zealand Ltd.
Alitalia Airlines
Cathay Pacific Airways Ltd.
K.L.M. Royal Dutch Airlines
Philippine Airlines
Malaysian Airline System
Lufthansa German Airlines
Air Niugini
Airlines of Northern Australia
Ansett Air Freight
Ansett Airlines of Australia
Aeroflot
Air Nauru
Air Pacific
American Airlines Inc.
Singapore Airlines Ltd.
South African Airways
Swiss Air Pty. Ltd.
Thai Airways International
Continental Airlines Inc.
Czechoslovak Airlines Inc.
Garuda Indonesian Airways
Japan Air Lines Co. Ltd.
JAT - Yugoslav Airlines
Olympic Airlines
Pan American World Airways
United Airlines
Alia Royal Jordanian Airlines
Aer Lingus
Aerolineas Argentinas Airline
Air Canada
Aloha Airlines
El Al Israel Airlines Ltd.
Ethiopian Airlines
Lan Chile Airlines
North West Orient Airlines
Pakistan International Airlines Corporation
Polish Airlines Lot
Sabena Belgian World Airlines
Scandinavian Airlines System
Trans International Airlines
Trans World Airlines Pty. Limited
United Pacific Airlines
Varig Brazilian Airlines
Air Lanka
Air Malta
Eastern Airlines
Air Mauritius
Air Vanuatu
Air Zimbabwe
Caribbean Airways
Continental Airway
Iberia Spanish Airlines
Korean Air
Polynesian Airlines
All Nippon Airways
Air Seychelles

Any other company or corporation which is related to any of the companies or corporations set out in this rule within the meaning of sub-section 5 of Section 7 of the Companies Act (Commonwealth) where that company or corporation is engaged in connection with the transport or carriage by rail or air of passengers and/or goods, either intrastate and/or interstate and/or on international air routes.

A successor or assignee or transmittee of the business of any of the foregoing so long as such successor, assignee or transmittee is an employer within sub-paragraphs (i), (ii), (iii), (iv) or (v) of paragraph (a) of this sub-rule.

- (b) Persons whether employed in the industry in connection with which the union is registered or not who are officers or employees of the union.

(2) Notwithstanding anything hereinbefore contained -

- (a) persons employed by-

Melbourne and Metropolitan Tramways Board.
The Brisbane City Council.
The Hobart City Council.
The Launceston City Council.
Australian Commonwealth Shipping Board.
Australian Shipping Board.

- (b) (i) persons employed in a professional capacity by-

The Commissioner for Railways (New South Wales).
The Commissioner for Government Transport
(New South Wales).
The Victorian Railways Commissioners.
The Board of Land and Works (Victoria).
South Australian Railways Commissioner.
The Municipal Tramways Trust (South Australia).
The Commissioner for Railways (Queensland).
The General Manager of Western Australian Government Tramways
and Ferries.
The Transport Commission, Tasmania.
Australian National Railways Commission.

A successor or assignee or transmittee of the business of any of the foregoing.

- (ii) persons employed in a professional engineering capacity other than by the Western Australian Government Railways Commission or any successor, assignee or transmittee of its business.
- (c) persons employed under the Commonwealth Public Services Act 1922-1948, or under the Naval Defence Act 1910-1948;
- (d) persons employed as ships' officers and/or ships' engineers;
- (e) persons eligible for membership of the Australian Shipping Officers' Association of Australia, by the terms of the eligibility for membership rule of that Association as it existed at the sixth day of September, 1950, excepting persons employed in or in connection with sub-paragraphs (i), (ii), (iii) or (iv) of paragraph (a) of sub-rule (1) hereof;

- (f) persons eligible for membership of The Civil Air Operations Officers' Association by the terms of the eligibility for membership rule of that Association as it existed at the sixth day of September, 1950;
- (i) aircraft navigators, flight engineers and persons eligible as at the 1st December, 1968, for membership of the Airlines Hostesses' Association and the Flight Stewards' Association of Australia;
- (j) persons eligible for membership of the Australian Licensed Aircraft Engineers Association as at 11th November, 1969;
- (k) persons eligible for membership of the Association of Architects, Engineers, Surveyors and Draughtsmen of Australia by the terms of its eligibility rule as it existed on 8th April, 1974 whenever employed in a classification prescribed in Part II Section 3 of the Aircraft Industry Award by any of the following employers:
 - Ansett Transport Industries (Operations) Pty. Ltd.
 - Airlines of New South Wales Pty. Ltd.
 - Airlines of South Australia Pty. Ltd.
 - Queensland Airlines Pty. Ltd.
 - MacRobertson-Miller Airlines Ltd.
 - East-West Airlines Ltd.

shall not be eligible for membership of the Union.

- (3) For the purpose of sub-rule (2) hereof the expression "persons employed in a professional capacity" means persons employed in a position requiring theoretical, technical or specially acquired professional knowledge, other than that required for crafts, trades, accountancy, clerical or purely commercial work.

and

PART V

- (a) an unlimited number of persons who are employed or usually employed wholly or partly in the servicing, repairing, maintaining, structurally altering and/or assembling business equipment, excluding typewriters, excepting persons employed in or in connection with the manufacture of photographic supplies and materials and employees in photographic establishments and excepting persons who are members or are eligible for membership of the Association of Architects Engineers Surveyors and Draughtsmen of Australia, the Federated Clerks Union of Australia, the Transport Workers' Union of Australia, and the Australian Railway Union, Organisations registered under the Conciliation and Arbitration Act 1904, as amended, as at the date of registration of the Guild. Provided that persons who are eligible for membership of the Amalgamated Engineering Union, the Australasian Society of Engineers and the Electrical Trades Union of Australia, Organisations registered under the Conciliation and Arbitration Act 1904, as amended, shall not be eligible for membership of the Union. Without limiting the generality of the foregoing, the term "business equipment" shall be deemed to include, inter alia, cash registers, accounting machines, adding machines, calculators, computers and peripheral equipment.
- (b) such other persons whether or not employees in the industry of the union as have been elected or appointed officers of the union or any Branch thereof and admitted as members of the union.

and

PART VI

Persons who are within the following description shall be eligible to join the Union:

- a. Any person employed or usually employed for hire or reward on a full or part-time basis in or in connection with the industry of professional social work other than by
 - i. the Crown in right of any State or States (other than the State of Queensland) or
 - ii. any Statutory body representing the Crown in right of any State or States (other than the State of Queensland) or
 - iii. any Instrumentality or Authority whether corporate or unincorporate acting under the control of or for or on behalf of or in the interest of the Crown in right of any State or States (other than the State of Queensland) or
 - iv. any Company or Corporation in which at least 50 percentum of the issued shares are held by or for or on behalf of or in the interest of the Crown in right of any State or States (other than the State of Queensland) or if there are no issued shares in which the governing body by whatever name called includes nominees appointed by and appointed for or on behalf of, or in the interest of the Crown in right of any State or States (other than the State of Queensland) and except
 - v. persons eligible to join the Public Service Association of New South Wales in accordance with its Rules as at the 16th December, 1982 (but in respect to Rule 5(c) of the Public Service Association of New South Wales as at 16th December, 1982, this exception shall apply only to persons who are graduates or graduands of a recognised university or who hold a diploma of a recognised body and who are engaged in any of the following callings or avocations whether as principal or assistant employees or as employees in training: bacteriologist, pathologist, medical scientist, scientific officer, bio-medical engineer, physician, surgeon, dental scientist, dentist, optometrist, oculist, audiologist, speech therapist, occupational therapist, music therapist, dietitian, physiotherapist, chiropodist (or podiatrist) and remedial gymnast, together with such other employees who are engaged or usually engaged in the calling or vocation of chiropodist (or podiatrist) or remedial gymnast, whether as principal or assistant employees or as employees in training and who hold a certificate of a technical college or of any institution deemed by the employer to be of a similar standing) who are not employed or usually employed as professional social workers; and
- b. any person employed or usually employed for hire or reward on a full or part-time basis by
 - i. the Crown in right of any State or States (other than the State of Queensland) or
 - ii. any Statutory Body representing the Crown in the right of any State or States (other than the State of Queensland) or

- iii. any Instrumentality or Authority whether corporate or unincorporate acting under the control of or for or on behalf of or in the interest of the Crown in right of any State or States (other than the State of Queensland) or
- iv. any Company or Corporation in which at least 50 per centum of the issued shares are held by or for or on behalf of or in the interest of the Crown in the right of any State or States (other than the State of Queensland) or if there are no issued shares in which the governing body by whatever name called includes nominees appointed by and appointed for or on behalf of or in the interest of the Crown in the right of any State or States (other than the State of Queensland).

in or in connection with the industry of professional social work provided that he/she has successfully completed an educational programme approved by Federal Council as constituting a qualification for the professional practice of social work, and except

- v. persons eligible to join the Public Service Association of New South Wales in accordance with its Rules as at 16th December 1982 (but in respect of Rule 5(c) of the Public Service Association of New South Wales as at 16th December 1982, this exception shall apply only to persons who are graduates or graduands of a recognised university or who hold a diploma of a recognised body and who are engaged in any of the following callings or avocations whether as principal or assistant employees or as employees in training: bacteriologist, pathologist, medical scientist, scientific officer, bio-medical engineer, physician, surgeon, dental scientist, dentist, optometrist, oculist, audiologist, speech therapist, occupational therapist, music therapist, dietitian, physiotherapist, chiropodist (or podiatrist) or remedial gymnast, together with such other employees who are engaged or usually engaged in the calling or vocation of chiropodist (or podiatrist) or remedial gymnast whether as principal or assistant employees or as employees in training and who hold a certificate of a technical college or of any institution deemed by the employer to be of a similar standing) who are not employed or usually employed as professional social workers and also qualified as professional social workers; and
- c. any person employed or usually employed for hire or reward on a full-time or a part-time basis in or in connection with the industry of social and/or welfare work;
- i. Except in the State of New South Wales:
 - persons eligible for membership of any of the following Unions
 - * the Public Service Association of New South Wales and/or
 - * in respect of sub-paragraphs (a), (b)(xi), (b)(xii), (b)(xiii), (b)(xviii), and (b)(xix) herein only, the Health and Research Employees' Association of Australia in accordance with its Rules as at 10th September, 1986 and/or
 - * the Professional Officers (State Public Service and Instrumentalities) Association,

who are employed:

1. pursuant to the provisions of -
 - A. the Public Service Act 1979; or
 - B. the Health Commission Act, 1972; or
 - C. the Health Administration Act, 1982; or
 - D. any Act replacing the said Acts; or

2.
 - A. in or by any Department, body, organisation, or group within the terms of the Public Service Act, 1979 or any Act replacing that Act irrespective of whether it remains or continues to be a Department, body, organisation, or group in terms of the said Act; or
 - B. in or by any Declared Authority within Schedule 3 of the Public Service Act 1979 on or before 19th November, 1985 irrespective of whether it remains or continues to be a declared authority in terms of the said Act; or
 - C. as ministerial employees; or
 - D. by Ministers of the Crown in right of the State of New South Wales or in the offices of such Ministers; or
 - E. by the Electricity Commission of New South Wales; or
 - F. by the Grain Handling Authority; or
 - G. by the Water Resources Commission; or
 - H. by the Commissioner for Main Roads; or
 - I. by the Commissioner for Motor Transport; or
 - J. by the Homebush Abattoir Corporation; or
 - K. by Hospitals included in the 2nd, 3rd or 5th Schedule of the Public Service Act 1929, or any Act replacing it, by public hospitals or by public dental clinics; or
 - L. by Colleges of Advanced Education; or
 - M. by the University of New South Wales, the University of Wollongong, the University of Newcastle, or any other Universities formed from a College of these Universities; or
 - N. in or by the Legislative Assembly and/or Legislative Council of the State of New South Wales; or
 - O. by the New South Wales Egg Corporation;
 - P. by any New South Wales Education Commission or its agents; or
 - Q. by any person as an Associate to a Justice; or
 - R. at the Sexually Transmitted Diseases Clinic and the Medical Examination and Immunisation Centre; or

- S. in or by: The Drug and Alcohol Authority, New South Wales State Cancer Council, The United Hospitals Auxiliary, The Institute of Psychiatry; or
 - T. in or in connection with the administration of any body (whether incorporated or unincorporated) established for the purpose of registering persons for the practice of any profession, calling or vocation in the State of New South Wales; or
 - U. in or in connection with the provision of or rendering of medical services in penal or like establishments deemed or proclaimed to be a prison under the Prisons Act, 1952, or any Act replacing the said Act; or
 - V. by an employer or at any place of employment replacing any of the foregoing employers or places of employment, as the case may be; or
3. by any organisation registered or exempt from registration under the Charitable Collections Act 1934, who are graduates or graduands of a recognised university or who hold a diploma of a recognised body and who are engaged in any of the following callings or vocations whether as principal or assistant employees or as employees in training:

bacteriologist, pathologist, medical scientist, scientific officer, bio-medical engineer, physician, surgeon, dental scientist, dentist, optometrist, oculist, audiologist, speech therapist, occupational therapist, music therapist, dietitian, physiotherapist, chiropodist (or podiatrist) or remedial gymnast, together with such other employees who are engaged or usually engaged in the calling or vocation of chiropodist (or podiatrist) or remedial gymnast, whether as principal or assistant employees or as employees in training and who hold a certificate of a technical college or of any institution deemed by the employer to be of a similar standing; or

- 4. in regional offices of any Department of State or Corporation or body established by statute administering or providing health services in New South Wales including such persons whose employment fulfils a function of a regional nature but who, due to the nature of their duties are not employed within the precincts of that office, and in or by area or community health services (howsoever called) where these administrative or health services have replaced services carried on or provided by a person or body referred to in (4) above;
- ii. in the State of Victoria:
- 1. including all persons employed in any of the occupations of social worker, recreation worker, welfare worker, youth worker, community development worker and/or social planner;
 - 2. but excepting persons employed in the Public Service of Victoria or employed in any State instrumentality or other undertaking carried on by public authorities, commissions or corporations under any State charter, statute, enactment or proclamation of the State of Victoria; provided that the management of the employer of any such person is appointed by, or is under the control of, the Victorian Government.

The exception provided for in this paragraph shall, to the extent it might otherwise apply, not apply to persons employed by public hospitals and community health centres;

iii. Except in the State of Queensland:

1. employees of the Queensland State Public Service, Queensland Public Hospital Board of Mater Misericordiae Hospital Board who do not hold qualifications in social welfare work conferred by a recognised tertiary educational institution; and
2. persons eligible to join The Federated Miscellaneous Workers Union of Australia in accordance with its Rules as at 23.2.87 and employed in private hospitals, convalescent homes, nursing homes, rest homes, or other institutions established to provide care for aged sick or infirm persons, and engaged in the provision of accommodation and ancillary services within one of the above establishments; provided this exception shall not apply to persons primarily engaged in social welfare counselling;

iv. Except in the State of South Australia:

1. Persons who are employed by or under the South Australian Government or by any Board, Trust, Commission, Commissioner, Committee or other public or Statutory Authority appointed or controlled by the South Australian Government pursuant to the following Acts -

Public Service Act 1967-1975,
Government Management and Employment Act 1985,
S.A. Health Commission Act 1976,
S.A. Housing Trust Act 1936-1973,
S.A. College of Advanced Education Act 1982,
Children's Services Act 1984,
Alcohol and Drug Addicts Treatment Board Act 1961-1971,
Mental Health Act 1935-1974, Parkes Community Centre Act 1981-85,

or any Act succeeding or replacing any of those acts by whatever name called; and

2. persons eligible to join The Federated Miscellaneous Workers Union of Australia in accordance with its Rules as at 23.2.87 and employed in private hospitals, convalescent homes, nursing homes, rest homes, or other institutions established to provide care for aged sick or infirm persons, and engaged in the provision of accommodation and ancillary services within one of the above establishments, or as nurse assistants (including supervisory nurse assistants); provided this exception shall not apply to persons primarily engaged in social welfare counselling; and
3. persons employed by Minda Incorporated;

v. Except in the State of Western Australia:

1. persons employed as an officer under and within the meaning of the Public Service Act 1978-80 or in any of the established branches of the Public Service, including State

- trading concerns, business undertakings and government institutions controlled by boards; provided the management of such bodies is appointed by, or under the control of, the Western Australian Government; and
2. persons employed under the Forests Act, the Main Roads Act, or any act now in force or hereafter enacted whereby any Board Commission or other body is constituted to administer any such Act; provided the management of such body is appointed by, or is under the control of the Western Australian Government; and
 3. persons employed by any public or private hospital; and
 4. persons employed by the Western Australian School of Nursing; and
 5. persons employed by the Western Australian division of the Red Cross Society, the Spastic Welfare Association of Western Australia (Incorporated), the Silver Chain Nursing Association (Incorporated), S.L.C.C. (Incorporated) (an Association for developmental disability W.A.) the Paraplegic-Quadriplegic Association of Western Australia (Incorporated), Good Samaritan Industries, FCB Industries or Nulsen Haven Association (Inc); and
 6. persons employed by any service ancillary to the practice of medicine but this exception does not apply to non-government community health organisations (including any which are funded by the Western Australian Drug and Alcohol Authority); and
 7. persons eligible to join the Federated Miscellaneous Workers Union of Australia in accordance with its Rules as at 23.2.87 and employed in convalescent homes, nursing homes, rest homes or other institutions established to provide care for aged, sick or infirm persons, and engaged in the provision of accommodation and ancillary services within one of the above establishments, or as nurse assistants (including supervisory nurse assistants); provided this exception shall not apply to persons primarily engaged in social welfare counselling;
- vi. Except in the State of Tasmania:
1. employees of the State; and
 2. employees of a public hospital, which means any hospital receiving aid from the State that is prescribed as a Public Hospital, and with which a board is charged with the management, maintenance and regulation; and
 3. employees of a State Authority which means any person or body of persons or Authority, whether corporate or unincorporate, which is constituted or established under the authority of any Act or under Royal prerogative for the State of Tasmania, provided that such authority is appointed by, or is under the control of, the Tasmanian Government;
- vii. Except in all States and in the Northern Territory, persons employed by Local Government Authorities, Cities, Municipalities, Towns, Boroughs or Shires;

viii. Except persons qualified as a medical practitioner who are employed in a position requiring the qualifications of a medical practitioner and who are employed in or by:

1. the Commonwealth Public Service, or
2. the Northern Territory Public Service, or
3. any Public Institution or Authority of the Commonwealth or Northern Territory, or
4. the Australian Capital Territory, or
5. the University of Sydney;

ix. Except persons eligible to join the Australian Teachers' Union, The Northern Territory Teachers' Federation or the Australian Capital Territory Teacher's Federation in accordance with their Rules as at (the date of Registration of the Australian Teachers' Union), who are employed by the Crown in right of the Commonwealth or any State (including the Northern Territory) or by a Statutory Authority of the Commonwealth or any State (including the Northern Territory) as:

1. a counsellor or guidance officer in a position requiring formal teaching qualifications, or
2. a teacher whose duties include student counselling or guidance,

and who are employed in an educational institution or service;

x. Except persons employed by the Commonwealth Government, Northern Territory Government, or government of the Australian Capital Territory, by Aboriginal Hostels or Commonwealth Accommodation and Catering Services Limited, or by

1. a body established by or under a law of the Commonwealth Government, Northern Territory Government or the government of the Australian Capital Territory; or
2. a company or other body corporate in which the Commonwealth Government, Northern Territory Government, or government of the Australian Capital Territory has a controlling interest;

being a body, company or other body corporate which is established by or is under the control of the Australian Government, Northern Territory Government or Government of the ACT.

xi. Except persons:

1. employed by the Home Care Service of New South Wales who are eligible to join The Federated Miscellaneous Workers Union of Australia or the Public Service Association of New South Wales and/or
2. eligible to join The Federated Miscellaneous Workers Union of Australia in accordance with its Rules as at 23.2.87, employed in the provision of home care services to persons in private homes, and engaged primarily in work of a manual nature as distinct from work primarily of a social welfare nature;

- xii. Except persons employed in the industry or industrial pursuit of child minding centres, day nurseries or pre-school kindergartens; provided this exception shall not apply, to the extent that it might otherwise apply, to persons employed:
1. in a multipurpose neighbourhood centre, and who are employed as co-ordinators or who are not primarily engaged in the provision of a child care service, or
 2. in residential child care services (including family group homes and institutional care) providing alternate care and support in a live-in situation as distinct from:
 - A. sessional care to pre-school children, long day care, extended hours care or 24 hours care,
 - B. before and after school care,
 - C. play groups,
 - D. occasional care,
 - E. vacation care,
 - F. multi-purpose child care; or
 3. as community development workers; or
 4. in family counselling and support services; or
 5. in women's and/or youth refuges; or
 6. in family day care services, apart from those in Western Australia and the Northern Territory, and apart from persons employed as direct child carers in their own homes;
- xiii. Except in the Northern Territory,
1. all persons other than
 - A. persons employed by Community Youth Support Scheme projects; or
 - B. persons employed in the provision of crisis accommodation; or
 - C. persons employed in the occupation of social worker, welfare worker, community development worker, or social welfare co-ordinator, by an organisation wholly or substantially funded under a national social welfare funding program (by the Commonwealth or jointly the Commonwealth and the Northern Territory Government) including:
 - * The grant in aid migrant welfare program,
 - * The migrant resource centre program,
 - * The disability services program,

- * The family support program,
- * The supported accommodation assistance program;
and

2. persons employed in private hospitals, convalescent homes, nursing homes, rest homes or other institutions established to provide care for aged, sick or infirm persons and engaged in the provision of accommodation and ancillary services within one of the above establishments, or as nurse assistants (including supervisory nurse assistants); provided this exception shall not apply to persons primarily engaged in social welfare counselling;

xiv. Except in the Australian Capital Territory, persons eligible to join the Federated Miscellaneous Workers Union of Australia in accordance with its Rules as at 23.2.87 and employed in benevolent homes, convalescent homes, aged persons or private nursing homes, or other institutions established to provide care for aged sick or infirm persons, and engaged in the provision of accommodation and ancillary services within one of the above establishments, or as personal care assistants whose primary duties are to attend to the physical needs of sick and infirm persons; provided this exception shall not apply to persons primarily engaged in social welfare counselling; and

d. All persons as have been elected or appointed officers of the organisation or any of its branches or Unions registered in any State which are recognised by these Rules as associated bodies.

and

PART VII

The Association shall consist of and is open to an unlimited number of members, who may be employed on the weekly or salaried staff of any shipping company, ship owner, shipping agency, non vessel operating container carrier (NVOCC), ship charterer, ship broker, shipping and/or chartering agency, non vessel operating container carrier (NVOCC) agency, cargo consolidator, shipping conference, classification society, marine consultant or service organisation, travel agency (any business which is involved in wholesale and or retail selling of travel together with ancillary functions), or shipping department or travel department of an employer with other business interests and who are not eligible for membership in any existing registered organisation limiting its membership solely to those employed in the shipping or travel industry together with such other persons whether or not employees in the industry as have been appointed officers of the Association and admitted as members thereof.

and

PART VIII

an unlimited number of persons employed or usually employed by Mission Energy Management Australia Pty Limited at the Loy Yang B Power Station, Victoria.

and

PART IX

Notwithstanding anything to the contrary in Parts I, II, III, IV and V of this rule persons employed by the Roads and Traffic Authority of New South Wales shall not be eligible for membership of the Union.

1614 Government departments

and

PART X

The Union shall consist of an unlimited number of persons engaged in the business of health insurance with the exception of those persons engaged by the Health Insurance Commission, Commonwealth Bank Health Society or Reserve Bank Health Fund.

and

PART XI

The Union shall consist of an unlimited number of persons engaged by the following building societies:

Illawarra Mutual Building Society Limited (NSW)
Newcastle Permanent Building Society (NSW)
Greater Newcastle Permanent Society Limited (NSW)
The Co-operative Building Society of South Australia Limited
and subsidiaries (SA)
Home Building Society (WA)
Suncorp Building Society Limited (Qld)
Ipswich and West Morton Building Society (Qld).

and

PART XII

The Union shall consist of an unlimited number of persons engaged by the following credit unions:

Island State Credit Union Co-operative Society Limited (Tas)
Queensland Country Credit Union (Qld)
Waterside Workers of Australia Credit Union (NSW)
Caltex Employees Credit Union (NSW)
CPS Credit Union Co-operative (ACT)
Snowy Mountains Credit Union (NSW)
Australian Central Credit Union (SA)
CPS Credit Union Limited (SA)
Power State Credit Union (SA)
South Australian Police Credit Union (SA)
Satisfac Direct (SA)
S.A. Public Service Savings and Loan Credit Union Limited (SA)
Waterside Workers of Australia Credit Union (SA).

to the following:

5 - INDUSTRY AND ELIGIBILITY

a. Description of Industry

PART I

The industry of operations conducted by Municipal County and Shire Councils and Local Government Bodies and of the operation of public and quasi public undertakings by electric, gas, water, sewerage and road making trusts, boards, commissions and corporations (not formed or constituted for the purpose of private gain) and similar bodies.

PART II

The Industry in or in connection with which the Union is formed is, without in any way limiting the generality of the provisions of Rule 4 - Eligibility of Membership Part II and the construction proper at any time or times to be placed thereon, the Clerical Industry.

PART III

The Union is formed in connection with the Local Government Municipal and Statutory Corporations industry.

and

PART IV

The industry in connection with which the Union is formed is the transport industry, whether by land, water (except sea) or air (excluding activities of or relating to the piloting of aircraft) as carried on by:

- a. the Crown in right of the Commonwealth or of any State or States or of the Commonwealth and any State or States; or
- b. any statutory body representing the Crown in any such right as aforesaid; or
- c. any instrumentality or authority whether corporate or unincorporate acting under the control of or for or on behalf of or in the interest of the Crown in any such right as aforesaid; or
- d. any company or corporation in which at least fifty per centum of the issued shares are held by or for or on behalf of or in the interest of the Crown in any such right as aforesaid; or
- e. any company, corporation, firm or person engaged in the transport or carriage by air of passengers and/or goods.

and

PART V

The industry in or in connection with which the Union is registered is the industry of servicing, repairing, maintaining, structurally altering and/or assembling business equipment excluding typewriters. Without limiting the generality of the foregoing, the term "business equipment" shall be deemed to include, inter alia, cash registers, accounting machines, adding machines, calculators, computers and peripheral equipment.

PART VI

The description of the industry in connection with which the Union is registered is the industry of social and/or welfare work.

and

PART VII

The industry in or in connection with which the organisation is registered is the industry of Shipping and Travel.

and

PART VIII

The industry in which the organisation is registered is the health insurance industry.

and

PART IX

The Union shall consist of an unlimited number of persons engaged by the following building societies:

Illawarra Mutual Building Society Limited (NSW)
Newcastle Permanent Building Society (NSW)
Greater Newcastle Permanent Society Limited (NSW)
The Co-operative Building Society of South Australia Limited
and subsidiaries (SA)
Home Building Society (WA)
Suncorp Building Society Limited (Qld)
Ipswich and West Morton Building Society (Qld).

and

PART X

The Union shall consist of an unlimited number of persons engaged by the following credit unions:

Island State Credit Union Co-operative Society Limited (Tas)
Queensland Country Credit Union (Qld)
Waterside Workers of Australia Credit Union (NSW)
Caltex Employees Credit Union (NSW)
CPS Credit Union Co-operative (ACT)
Snowy Mountains Credit Union (NSW)
Australian Central Credit Union (SA)
CPS Credit Union Limited (SA)
Power State Credit Union (SA)
South Australian Police Credit Union (SA)
Satisfac Direct (SA)
S.A. Public Service Savings and Loan Credit Union Limited (SA)
Waterside Workers of Australia Credit Union (SA).

PART XI

Without limiting the generality of the other Parts of this Rule or being limited thereby, independent contractors who, if they were employees performing work of the kind which they usually perform as independent contractors, would be eligible for membership of the Union, shall be eligible for membership of the Union.

b. Eligibility for Membership

PART I

i. The Union shall consist of an unlimited number of bona fide employees of Municipal County and Shire Councils or other Local Government Authorities or Trusts, Municipal Trusts Water Supply and/or Sewerage Boards or Trusts, Road Boards and other Boards, Corporations, Commissions or Trusts, carrying out or entrusted with the carrying out of works operations or functions similar to those usually or generally performed by Municipal or Shire Councils or other Local Government

Authorities before the appointment of such Boards, Corporations, Commissions or Trusts and of employees to contractors to any of such Councils, Authorities, Boards, Corporations, Commissions or Trusts and of such other persons whether employed in the relevant industry or not as have been or are hereafter appointed officers of the Union and admitted as members thereof: Provided that employees eligible for membership in the Association called Thé Metropolitan Board of Water Supply and Sewerage Employees Association and employees of the Hunter District Water Supply and Sewerage Board (Newcastle), the Metropolitan Water Sewerage and Drainage Board (Sydney), the Commissioner for Main Roads (New South Wales), the Country Roads Board (Victoria) or the State Electricity Commission (Victoria) respectively shall not be eligible for membership in this Federation: And that the said Federation shall not admit as members employees engaged on new construction work in connection with services which have not passed to the authority which on the completion of such construction work is responsible for the provision and maintenance of those services.

- ii. Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this Rule, the Federation shall also consist of persons who are employed or usually employed in or in connection with the following:

In the State of Western Australia, health boards, the board or governing body of any park, reserve or racecourse, cemetery board or any person acting for, under or on behalf of any of such boards or bodies.

PART II

The Union shall consist of all persons engaged in any clerical capacity, and/or engaged in the occupation of shorthand writers and typists and/or on calculating, billing, or other machines designed to perform or assist in performing any clerical work whatsoever.

Notwithstanding anything to the contrary contained in this rule:

- (i) persons who are members, staff members or special members of the Australian Federal Police, or
- (ii) persons who are assistant customs officers or customs officers employed in the Australian Customs Service,
- (iii) all persons employed by the First Licensed carriers as defined hereunder, in or in connection with the telecommunications industry.

"First Licensed carriers" means the holders for the time being of:

- (a) the licence to operate as a general telecommunications carrier and/or the licence to operate as a mobile carrier, both granted under the Telecommunications Act 1991 and both published in Commonwealth of Australia Gazette No. 323 dated 26 November 1991, and any body corporate that is related to either of those licence holders within the meaning of the Corporations Law; or
- (b) any licence granted following the revocation of either of the licences referred to in (a) above and any body corporate that is related to the holder of any such licence within the meaning of the Corporations Law.

are not eligible for membership of the Union.

Without in any way limiting or being limited by any other provisions of these rules the Union shall consist of an unlimited number of persons wholly or substantially employed in the higher education industry, other than academic staff, who are employees in administrative and clerical occupations employed by:

University of Queensland or
Griffith University or
James Cook University of North Queensland or
Queensland University of Technology or
University of Central Queensland or
the University of Southern Queensland.

and

PART III

The Union shall consist of an unlimited number of persons employed or usually employed by Local Authorities, Cities, Municipalities, Towns, Boroughs or Shires, or by Statutory Authorities, Corporations, Trusts, Boards or Commissions in the following callings or avocations namely, City, Town, District, Borough or Shire Clerks, Secretaries, Treasurers, Engineers, Surveyors, Architects, Electricians or Electrical Engineers, Inspectors, Superintendents, Paymasters, Receivers, Accountants, Auditors, Valuers, Rate Collectors, Registrars, Collectors, Clerks, Typists, Stenographers, Foremen, Overseers, Draughtsmen, Curators, or in similar callings or avocations, or as assistants to employees so employed whether employed as aforesaid or not together with such other persons as have been appointed officers of the Association and admitted as members thereof.

and

PART IV

- (1) The following persons and classes of persons shall be eligible for membership of the Union, namely:
 - (a) Persons employed at an annual salary rate in any capacity in the transport industry whether by land, water (except sea) or air (excluding the piloting of aircraft) by-
 - (i) the Crown in right of the Commonwealth or of any State or States or of the Commonwealth and any State or States; or
 - (ii) any statutory body representing the Crown in any such right as aforesaid; or
 - (iii) any instrumentality or authority whether corporate or unincorporate acting under the control of or for or on behalf of or in the interest of the Crown in any such right as aforesaid; or
 - (iv) any company or corporation in which fifty per centum or more of the issued capital is held by or for or on behalf of or in the interest of the Crown in any such right as aforesaid, including any company or corporation which is related to such firstmentioned company or corporation within the meaning of sub-section 5 of Section 7 of the Companies Act 1981 (C'wealth) as if such sub-section, Section and Act were applicable to both such companies or corporations.

- (v) any company, corporation, business, firm or person engaged in the transport or carriage by air of passengers and/or goods;

including without limiting the ordinary meaning of the foregoing, persons employed at an annual salary rate in any capacity (other than the piloting of aircraft) by -

The State Rail Authority of New South Wales
Urban Transit Authority of New South Wales
State Transit Authority of New South Wales
The Commissioner for Motor Transport (New South Wales)
State Transport Authority of Victoria
State Transport Authority South Australia
The Commissioner for Railways (Queensland)
The Western Australian Government Railways Commission
The General Manager of Western Australian Government Tramways and Ferries
The Transport Commission Tasmania
Australian National Railways Commission
Australian National Airlines Commission
British Airways
Qantas Airways Limited
Ansett Transport Industries (Operations) Pty. Ltd.
Airlines of N.S.W. Pty. Ltd.
Airlines of South Australia Pty. Ltd.
Queensland Airlines Pty. Ltd.
MacRobertson-Miller Airlines Ltd.
East-West Airlines Ltd.
Pan American Airlines Inc.
Air France
U.T.A. French Airlines
Société Internationale De Telecommunications Aeronautiques Canadian Pacific Airlines Ltd.
Air Express International Corporation
Air India International Corporation
Air New Zealand Ltd.
Alitalia Airlines
Cathay Pacific Airways Ltd.
K.L.M. Royal Dutch Airlines
Philippine Airlines
Malaysian Airline System
Lufthansa German Airlines
Air Niugini
Airlines of Northern Australia
Ansett Air Freight
Ansett Airlines of Australia
Aeroflot
Air Nauru
Air Pacific
American Airlines Inc.
Singapore Airlines Ltd.
South African Airways
Swiss Air Pty. Ltd.
Thai Airways International
Continental Airlines Inc.
Czechoslovak Airlines Inc.
Garuda Indonesian Airways
Japan Air Lines Co. Ltd.
JAT - Yugoslav Airlines
Olympic Airlines
Pan American World Airways
United Airlines

Alia Royal Jordanian Airlines
 Aer Lingus
 Aerolineas Argentinas Airline
 Air Canada
 Aloha Airlines
 El Al Israel Airlines Ltd.
 Ethiopian Airlines
 Lan Chile Airlines
 North West Orient Airlines
 Pakistan International Airlines Corporation
 Polish Airlines Lot
 Sabena Belgian World Airlines
 Scandinavian Airlines System
 Trans International Airlines
 Trans World Airlines Pty. Limited
 United Pacific Airlines
 Varig Brazilian Airlines
 Air Lanka
 Air Malta
 Eastern Airlines
 Air Mauritius
 Air Vanuatu
 Air Zimbabwe
 Carribean Airways
 Continental Airway
 Iberia Spanish Airlines
 Korean Air
 Polynesian Airlines
 All Nippon Airways
 Air Seychelles

Any other company or corporation which is related to any of the companies or corporations set out in this rule within the meaning of sub-section 5 of Section 7 of the Companies Act (Commonwealth) where that company or corporation is engaged in connection with the transport or carriage by rail or air of passengers and/or goods, either intrastate and/or interstate and/or on international air routes.

A successor or assignee or transferee of the business of any of the foregoing so long as such successor, assignee or transferee is an employer within sub-paragraphs (i), (ii), (iii), (iv) or (v) of paragraph (a) of this sub-rule.

(b) Persons whether employed in the industry in connection with which the union is registered or not who are officers or employees of the union.

(2) Notwithstanding anything hereinbefore contained -

(a) persons employed by-

Melbourne and Metropolitan Tramways Board.
 The Brisbane City Council.
 The Hobart City Council.
 The Launceston City Council.
 Australian Commonwealth Shipping Board.
 Australian Shipping Board.

- (b) (i) persons employed in a professional capacity by-

The Commissioner for Railways (New South Wales).
The Commissioner for Government Transport
(New South Wales).
The Victorian Railways Commissioners.
The Board of Land and Works (Victoria).
South Australian Railways Commissioner.
The Municipal Tramways Trust (South Australia).
The Commissioner for Railways (Queensland).
The General Manager of Western Australian Government Tramways
and Ferries.
The Transport Commission, Tasmania.
Australian National Railways Commission.

A successor or assignee or transferee of the business of any of
the foregoing.

- (ii) persons employed in a professional engineering capacity other
than by the Western Australian Government Railways Commission
or any successor, assignee or transferee of its business.
- (c) persons employed under the Commonwealth Public Services Act 1922-
1948, or under the Naval Defence Act 1910-1948;
- (d) persons employed as ships' officers and/or ships' engineers;
- (e) persons eligible for membership of the Australian Shipping
Officers' Association of Australia, by the terms of the eligibility
for membership rule of that Association as it existed at the sixth
day of September, 1950, excepting persons employed in or in
connection with sub-paragraphs (i), (ii), (iii) or (iv) of
paragraph (a) of sub-rule (1) hereof;
- (f) persons eligible for membership of The Civil Air Operations
Officers' Association by the terms of the eligibility for
membership rule of that Association as it existed at the sixth day
of September, 1950;
- (i) aircraft navigators, flight engineers and persons eligible as at
the 1st December, 1968, for membership of the Airlines Hostesses'
Association and the Flight Stewards' Association of Australia;
- (j) persons eligible for membership of the Australian Licensed
Aircraft Engineers Association as at 11th November, 1969;
- (k) persons eligible for membership of the Association of Architects,
Engineers, Surveyors and Draughtsmen of Australia by the terms of
its eligibility rule as it existed on 8th April, 1974 whenever
employed in a classification prescribed in Part II Section 3 of the
Aircraft Industry Award by any of the following employers:
Ansett Transport Industries (Operations) Pty. Ltd.
Airlines of New South Wales Pty. Ltd.
Airlines of South Australia Pty. Ltd.
Queensland Airlines Pty. Ltd.
MacRobertson-Miller Airlines Ltd.
East-West Airlines Ltd.

shall not be eligible for membership of the Union.

- (3) For the purpose of sub-rule (2) hereof the expression "persons employed in a professional capacity" means persons employed in a position requiring theoretical, technical or specially acquired professional knowledge, other than that required for crafts, trades, accountancy, clerical or purely commercial work.

and

PART V

- (a) an unlimited number of persons who are employed or usually employed wholly or partly in the servicing, repairing, maintaining, structurally altering and/or assembling business equipment, excluding typewriters, excepting persons employed in or in connection with the manufacture of photographic supplies and materials and employees in photographic establishments and excepting persons who are members or are eligible for membership of the Association of Architects Engineers Surveyors and Draughtsmen of Australia, the Federated Clerks Union of Australia, the Transport Workers' Union of Australia, and the Australian Railway Union, Organisations registered under the Conciliation and Arbitration Act 1904, as amended, as at the date of registration of the Guild. Provided that persons who are eligible for membership of the Amalgamated Engineering Union, the Australasian Society of Engineers and the Electrical Trades Union of Australia, Organisations registered under the Conciliation and Arbitration Act 1904, as amended, shall not be eligible for membership of the Union. Without limiting the generality of the foregoing, the term "business equipment" shall be deemed to include, inter alia, cash registers, accounting machines, adding machines, calculators, computers and peripheral equipment.
- (b) such other persons whether or not employees in the industry of the union as have been elected or appointed officers of the union or any Branch thereof and admitted as members of the union.

and

PART VI

Persons who are within the following description shall be eligible to join the Union:

- a. Any person employed or usually employed for hire or reward on a full or part-time basis in or in connection with the industry of professional social work other than by
- i. the Crown in right of any State or States (other than the State of Queensland) or
 - ii. any Statutory body representing the Crown in right of any State or States (other than the State of Queensland) or
 - iii. any Instrumentality or Authority whether corporate or unincorporate acting under the control of or for or on behalf of or in the interest of the Crown in right of any State or States (other than the State of Queensland) or
 - iv. any Company or Corporation in which at least 50 percentum of the issued shares are held by or for or on behalf of or in the interest of the Crown in right of any State or States (other than the State of Queensland) or if there are no issued shares in which the governing body by whatever name called includes nominees

appointed by and appointed for or on behalf of, or in the interest of the Crown in right of any State or States (other than the State of Queensland) and except

- v. persons eligible to join the Public Service Association of New South Wales in accordance with its Rules as at the 16th December, 1982 (but in respect to Rule 5(c) of the Public Service Association of New South Wales as at 16th December, 1982, this exception shall apply only to persons who are graduates or graduands of a recognised university or who hold a diploma of a recognised body and who are engaged in any of the following callings or vocations whether as principal or assistant employees or as employees in training: bacteriologist, pathologist, medical scientist, scientific officer, bio-medical engineer, physician, surgeon, dental scientist, dentist, optometrist, oculist, audiologist, speech therapist, occupational therapist, music therapist, dietitian, physiotherapist, chiropodist (or podiatrist) and remedial gymnast; together with such other employees who are engaged or usually engaged in the calling or vocation of chiropodist (or podiatrist) or remedial gymnast, whether as principal or assistant employees or as employees in training and who hold a certificate of a technical college or of any institution deemed by the employer to be of a similar standing) who are not employed or usually employed as professional social workers; and

b. any person employed or usually employed for hire or reward on a full or part-time basis by

- i. the Crown in right of any State or States (other than the State of Queensland) or
- ii. any Statutory Body representing the Crown in the right of any State or States (other than the State of Queensland) or
- iii. any Instrumentality or Authority whether corporate or unincorporate acting under the control of or for or on behalf of or in the interest of the Crown in right of any State or States (other than the State of Queensland) or
- iv. any Company or Corporation in which at least 50 per centum of the issued shares are held by or for or on behalf of or in the interest of the Crown in the right of any State or States (other than the State of Queensland) or if there are no issued shares in which the governing body by whatever name called includes nominees appointed by and appointed for or on behalf of or in the interest of the Crown in the right of any State or States (other than the State of Queensland).

in or in connection with the industry of professional social work provided that he/she has successfully completed an educational programme approved by Federal Council as constituting a qualification for the professional practice of social work, and except

- v. persons eligible to join the Public Service Association of New South Wales in accordance with its Rules as at 16th December 1982 (but in respect of Rule 5(c) of the Public Service Association of New South Wales as at 16th December 1982, this exception shall apply only to persons who are graduates or graduands of a recognised university or who hold a diploma of a recognised body

and who are engaged in any of the following callings or avocations whether as principal or assistant employees or as employees in training: bacteriologist, pathologist, medical scientist, scientific officer, bio-medical engineer, physician, surgeon, dental scientist, dentist, optometrist, oculist, audiologist, speech therapist, occupational therapist, music therapist, dietitian, physiotherapist, chiropodist (or podiatrist) or remedial gymnast, together with such other employees who are engaged or usually engaged in the calling or vocation of chiropodist (or podiatrist) or remedial gymnast whether as principal or assistant employees or as employees in training and who hold a certificate of a technical college or of any institution deemed by the employer to be of a similar standing) who are not employed or usually employed as professional social workers and also qualified as professional social workers; and

c. any person employed or usually employed for hire or reward on a full-time or a part-time basis in or in connection with the industry of social and/or welfare work;

i. Except in the State of New South Wales:

persons eligible for membership of any of the following Unions

- * the Public Service Association of New South Wales and/or
- * in respect of sub-paragraphs (a), (b)(xi), (b)(xii), (b)(xiii), (b)(xviii), and (b)(xix) herein only, the Health and Research Employees' Association of Australia in accordance with its Rules as at 10th September, 1986 and/or
- * the Professional Officers (State Public Service and Instrumentalities) Association,

who are employed:

1. pursuant to the provisions of -
 - A. the Public Service Act 1979; or
 - B. the Health Commission Act, 1972; or
 - C. the Health Administration Act, 1982; or
 - D. any Act replacing the said Acts; or
2.
 - A. in or by any Department, body, organisation, or group within the terms of the Public Service Act, 1979 or any Act replacing that Act irrespective of whether it remains or continues to be a Department, body, organisation, or group in terms of the said Act; or
 - B. in or by any Declared Authority within Schedule 3 of the Public Service Act 1979 on or before 19th November, 1985 irrespective of whether it remains or continues to be a declared authority in terms of the said Act; or
 - C. as ministerial employees; or
 - D. by Ministers of the Crown in right of the State of New South Wales or in the offices of such Ministers; or
 - E. by the Electricity Commission of New South Wales; or

- F. by the Grain Handling Authority; or
 - G. by the Water Resources Commission; or
 - H. by the Commissioner for Main Roads; or
 - I. by the Commissioner for Motor Transport; or
 - J. by the Homebush Abattoir Corporation; or
 - K. by Hospitals included in the 2nd, 3rd or 5th Schedule of the Public Service Act 1929, or any Act replacing it, by public hospitals or by public dental clinics; or
 - L. by Colleges of Advanced Education; or
 - M. by the University of New South Wales, the University of Wollongong, the University of Newcastle, or any other Universities formed from a College of these Universities; or
 - N. in or by the Legislative Assembly and/or Legislative Council of the State of New South Wales; or
 - O. by the New South Wales Egg Corporation;
 - P. by any New South Wales Education Commission or its agents; or
 - Q. by any person as an Associate to a Justice; or
 - R. at the Sexually Transmitted Diseases Clinic and the Medical Examination and Immunisation Centre; or
 - S. in or by: The Drug and Alcohol Authority, New South Wales State Cancer Council, The United Hospitals Auxiliary, The Institute of Psychiatry; or
 - T. in or in connection with the administration of any body (whether incorporated or unincorporated) established for the purpose of registering persons for the practice of any profession, calling or vocation in the State of New South Wales; or
 - U. in or in connection with the provision of or rendering of medical services in penal or like establishments deemed or proclaimed to be a prison under the Prisons Act, 1952, or any Act replacing the said Act; or
 - V. by an employer or at any place of employment replacing any of the foregoing employers or places of employment, as the case may be; or
3. by any organisation registered or exempt from registration under the Charitable Collections Act 1934, who are graduates or graduands of a recognised university or who hold a diploma of a recognised body and who are engaged in any of the following callings or vocations whether as principal or assistant employees or as employees in training:

bacteriologist, pathologist, medical scientist, scientific officer, bio-medical engineer, physician, surgeon, dental scientist, dentist, optometrist, oculist, audiologist, speech therapist, occupational therapist, music therapist, dietitian, physiotherapist, chiroprapist (or podiatrist) or remedial gymnast, together with such other employees who are engaged or usually engaged in the calling or vocation of chiroprapist (or podiatrist) or remedial gymnast, whether as principal or assistant employees or as employees in training and who hold a certificate of a technical college or of any institution deemed by the employer to be of a similar standing; or

4. in regional offices of any Department of State or Corporation or body established by statute administering or providing health services in New South Wales including such persons whose employment fulfils a function of a regional nature but who, due to the nature of their duties are not employed within the precincts of that office, and in or by area or community health services (howsoever called) where these administrative or health services have replaced services carried on or provided by a person or body referred to in (4) above;

ii. in the State of Victoria:

1. including all persons employed in any of the occupations of social worker, recreation worker, welfare worker, youth worker, community development worker and/or social planner;
2. but excepting persons employed in the Public Service of Victoria or employed in any State instrumentality or other undertaking carried on by public authorities, commissions or corporations under any State charter, statute, enactment or proclamation of the State of Victoria; provided that the management of the employer of any such person is appointed by, or is under the control of, the Victorian Government. The exception provided for in this paragraph shall, to the extent it might otherwise apply, not apply to persons employed by public hospitals and community health centres;

iii. Except in the State of Queensland:

1. employees of the Queensland State Public Service, Queensland Public Hospital Board of Mater Misericordiae Hospital Board who do not hold qualifications in social welfare work conferred by a recognised tertiary educational institution; and
2. persons eligible to join The Federated Miscellaneous Workers Union of Australia in accordance with its Rules as at 23.2.87 and employed in private hospitals, convalescent homes, nursing homes, rest homes, or other institutions established to provide care for aged sick or infirm persons, and engaged in the provision of accommodation and ancillary services within one of the above establishments; provided this exception shall not apply to persons primarily engaged in social welfare counselling;

iv. Except in the State of South Australia:

1. Persons who are employed by or under the South Australian Government or by any Board, Trust, Commission, Commissioner,

Committee or other public or Statutory Authority appointed or controlled by the South Australian Government pursuant to the following Acts -

Public Service Act 1967-1975,
Government Management and Employment Act 1985,
S.A. Health Commission Act 1976,
S.A. Housing Trust Act 1936-1973,
S.A. College of Advanced Education Act 1982,
Children's Services Act 1984,
Alcohol and Drug Addicts Treatment Board Act 1961-1971,
Mental Health Act 1935-1974, Parkes Community Centre Act 1981-85,

or any Act succeeding or replacing any of those acts by whatever name called; and

2. persons eligible to join The Federated Miscellaneous Workers Union of Australia in accordance with its Rules as at 23.2.87 and employed in private hospitals, convalescent homes, nursing homes, rest homes, or other institutions established to provide care for aged sick or infirm persons, and engaged in the provision of accommodation and ancillary services within one of the above establishments, or as nurse assistants (including supervisory nurse assistants); provided this exception shall not apply to persons primarily engaged in social welfare counselling; and
3. persons employed by Minda Incorporated;

v. Except in the State of Western Australia:

1. persons employed as an officer under and within the meaning of the Public Service Act 1978-80 or in any of the established branches of the Public Service, including State trading concerns, business undertakings and government institutions controlled by boards; provided the management of such bodies is appointed by, or under the control of, the Western Australian Government; and
2. persons employed under the Forests Act, the Main Roads Act, or any act now in force or hereafter enacted whereby any Board Commission or other body is constituted to administer any such Act; provided the management of such body is appointed by, or is under the control of the Western Australian Government; and
3. persons employed by any public or private hospital; and
4. persons employed by the Western Australian School of Nursing; and
5. persons employed by the Western Australian division of the Red Cross Society, the Spastic Welfare Association of Western Australia (Incorporated), the Silver Chain Nursing Association (Incorporated), S.L.C.C. (Incorporated) (an Association for developmental disability W.A.) the Paraplegic-Quadriplegic Association of Western Australia (Incorporated), Good Samaritan Industries, FCB Industries or Nulsen Haven Association (Inc); and

6. persons employed by any service ancillary to the practice of medicine but this exception does not apply to non-government community health organisations (including any which are funded by the Western Australian Drug and Alcohol Authority); and
 7. persons eligible to join the Federated Miscellaneous Workers Union of Australia in accordance with its Rules as at 23.2.87 and employed in convalescent homes, nursing homes, rest homes or other institutions established to provide care for aged, sick or infirm persons, and engaged in the provision of accommodation and ancillary services within one of the above establishments, or as nurse assistants (including supervisory nurse assistants); provided this exception shall not apply to persons primarily engaged in social welfare counselling;
- vi. Except in the State of Tasmania:
1. employees of the State; and
 2. employees of a public hospital, which means any hospital receiving aid from the State that is prescribed as a Public Hospital, and with which a board is charged with the management, maintenance and regulation; and
 3. employees of a State Authority which means any person or body of persons or Authority, whether corporate or unincorporate, which is constituted or established under the authority of any Act or under Royal prerogative for the State of Tasmania, provided that such authority is appointed by, or is under the control of, the Tasmanian Government;
- vii. Except in all States and in the Northern Territory, persons employed by Local Government Authorities, Cities, Municipalities, Towns, Boroughs or Shires;
- viii. Except persons qualified as a medical practitioner who are employed in a position requiring the qualifications of a medical practitioner and who are employed in or by:
1. the Commonwealth Public Service, or
 2. the Northern Territory Public Service, or
 3. any Public Institution or Authority of the Commonwealth or Northern Territory, or
 4. the Australian Capital Territory, or
 5. the University of Sydney;
- ix. Except persons eligible to join the Australian Teachers' Union, The Northern Territory Teachers' Federation or the Australian Capital Territory Teacher's Federation in accordance with their Rules as at (the date of Registration of the Australian Teachers' Union), who are employed by the Crown in right of the Commonwealth or any State (including the Northern Territory) or by a Statutory Authority of the Commonwealth or any State (including the Northern Territory) as:
1. a counsellor or guidance officer in a position requiring formal teaching qualifications, or

2. a teacher whose duties include student counselling or guidance,
and who are employed in an educational institution or service;
- x. Except persons employed by the Commonwealth Government, Northern Territory Government, or government of the Australian Capital Territory, by Aboriginal Hostels or Commonwealth Accommodation and Catering Services Limited, or by
1. a body established by or under a law of the Commonwealth Government, Northern Territory Government or the government of the Australian Capital Territory; or
 2. a company or other body corporate in which the Commonwealth Government, Northern Territory Government, or government of the Australian Capital Territory has a controlling interest;
being a body, company or other body corporate which is established by or is under the control of the Australian Government, Northern Territory Government or Government of the ACT.
- xi. Except persons:
1. employed by the Home Care Service of New South Wales who are eligible to join The Federated Miscellaneous Workers Union of Australia or the Public Service Association of New South Wales and/or
 2. eligible to join The Federated Miscellaneous Workers Union of Australia in accordance with its Rules as at 23.2.87, employed in the provision of home care services to persons in private homes, and engaged primarily in work of a manual nature as distinct from work primarily of a social welfare nature;
- xii. Except persons employed in the industry or industrial pursuit of child minding centres, day nurseries or pre-school kindergartens; provided this exception shall not apply, to the extent that it might otherwise apply, to persons employed:
1. in a multipurpose neighbourhood centre, and who are employed as co-ordinators or who are not primarily engaged in the provision of a child care service, or
 2. in residential child care services (including family group homes and institutional care) providing alternate care and support in a live-in situation as distinct from:
 - A. sessional care to pre-school children, long day care, extended hours care or 24 hours care,
 - B. before and after school care,
 - C. play groups,
 - D. occasional care,
 - E. vacation care,

- F. multi-purpose child care; or
 - 3. as community development workers; or
 - 4. in family counselling and support services; or
 - 5. in women's and/or youth refuges; or
 - 6. in family day care services, apart from those in Western Australia and the Northern Territory, and apart from persons employed as direct child carers in their own homes;
- xiii. Except in the Northern Territory,
- 1. all persons other than
 - A. persons employed by Community Youth Support Scheme projects; or
 - B. persons employed in the provision of crisis accommodation; or
 - C. persons employed in the occupation of social worker, welfare worker, community development worker, or social welfare co-ordinator, by an organisation wholly or substantially funded under a national social welfare funding program (by the Commonwealth or jointly the Commonwealth and the Northern Territory Government) including:
 - * The grant in aid migrant welfare program,
 - * The migrant resource centre program,
 - * The disability services program,
 - * The family support program,
 - * The supported accommodation assistance program; and
 - 2. persons employed in private hospitals, convalescent homes, nursing homes, rest homes or other institutions established to provide care for aged, sick or infirm persons and engaged in the provision of accommodation and ancillary services within one of the above establishments, or as nurse assistants (including supervisory nurse assistants); provided this exception shall not apply to persons primarily engaged in social welfare counselling;
- xiv. Except in the Australian Capital Territory, persons eligible to join the Federated Miscellaneous Workers Union of Australia in accordance with its Rules as at 23.2.87 and employed in benevolent homes, convalescent homes, aged persons or private nursing homes, or other institutions established to provide care for aged sick or infirm persons, and engaged in the provision of accommodation and ancillary services within one of the above establishments, or as personal care assistants whose primary duties are to attend to the physical needs of sick and infirm persons; provided this exception shall not apply to persons primarily engaged in social welfare counselling; and

d. All persons as have been elected or appointed officers of the organisation or any of its branches or Unions registered in any State which are recognised by these Rules as associated bodies.

and

PART VII

The Association shall consist of and is open to an unlimited number of members, who may be employed on the weekly or salaried staff of any shipping company, ship owner, shipping agency, non vessel operating container carrier (NVOCC), ship charterer, ship broker, shipping and/or chartering agency, non vessel operating container carrier (NVOCC) agency, cargo consolidator, shipping conference, classification society, marine consultant or service organisation, travel agency (any business which is involved in wholesale and or retail selling of travel together with ancillary functions), or shipping department or travel department of an employer with other business interests and who are not eligible for membership in any existing registered organisation limiting its membership solely to those employed in the shipping or travel industry together with such other persons whether or not employees in the industry as have been appointed officers of the Association and admitted as members thereof.

and

PART VIII

an unlimited number of persons employed or usually employed by Mission Energy Management Australia Pty Limited at the Loy Yang B Power Station, Victoria.

and

PART IX

Notwithstanding anything to the contrary in Parts I, II, III, IV and V of this rule persons employed by the Roads and Traffic Authority of New South Wales shall not be eligible for membership of the Union.

and

PART X

The Union shall consist of an unlimited number of persons engaged in the business of health insurance with the exception of those persons engaged by the Health Insurance Commission, Commonwealth Bank Health Society or Reserve Bank Health Fund.

and

PART XI

The Union shall consist of an unlimited number of persons engaged by the following building societies:

- Illawarra Mutual Building Society Limited (NSW)
- Newcastle Permanent Building Society (NSW)
- Greater Newcastle Permanent Society Limited (NSW)
- The Co-operative Building Society of South Australia Limited and subsidiaries (SA)
- Home Building Society (WA)
- Suncorp Building Society Limited (Qld)
- Ipswich and West Morton Building Society (Qld).

and

PART XII

The Union shall consist of an unlimited number of persons engaged by the following credit unions:

Island State Credit Union Co-operative Society Limited (Tas)
Queensland Country Credit Union (Qld)
Waterside Workers of Australia Credit Union (NSW)
Caltex Employees Credit Union (NSW)
CPS Credit Union Co-operative (ACT)
Snowy Mountains Credit Union (NSW)
Australian Central Credit Union (SA)
CPS Credit Union Limited (SA)
Power State Credit Union (SA)
South Australian Police Credit Union (SA)
Satisfac Direct (SA)
S.A. Public Service Savings and Loan Credit Union Limited (SA)
Waterside Workers of Australia Credit Union (SA).

PART XIII

Without limiting the generality of the other Parts of this Rule or being limited thereby, independent contractors who, if they were employees performing work of the kind which they usually perform as independent contractors, would be eligible for membership of the Union, shall be eligible for membership of the Union.

Information contained in the application and supporting documents concerning the reason for the proposal and the effect of the proposal is:

the reason for the proposal:

to enable the ASU to enrol as members independent contractors who, if they were employees performing work of the kind they usually perform as independent contractors, would be eligible for membership of the ASU.

the effect of the proposal:

to extend the eligibility for membership, and the description of industry to enable the ASU to enrol as members independent contractors who, if they were employees performing work of the kind they usually perform as independent contractors, would be eligible for membership of the ASU.

Any interested organisation, registered under the Industrial Relations Act, association or person who desires to object to the application may do so by lodging in the Industrial Registry a written statement within thirty-five (35) days after the publication of this advertisement and by serving on the organisation [whose address for service is: 116-124 Queensberry Street, Carlton South Vic 3053] within seven (7) days after the notice of objection has been lodged, copies of the notice of objection and the written statement so lodged.

M. Kelly
INDUSTRIAL REGISTRAR

FORM R10B

Industrial Relations Act 1988

AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

NOTICE OF HEARING FOR APPLICATION FOR MINIMUM WAGE ORDER

IN the matter of:

C No 32278 of 1995

Notice is hereby given-

- (a) that on the 12th of April 1995 the Commission has received an application for a minimum wage order in respect of the undermentioned group of employees:
- (i) storeworkers, packers or sorters;
 - (ii) assistants to storeworkers, packers or sorters;
 - (iii) assemblers, collectors or checkers of goods in course of receipt or despatch;
 - (iv) employees wiping eggs in any place where eggs are stored, sorted or packed for trade or sale; and
 - (v) employees engaged in the reception, handling, storage, preparation, bottling, packing and delivery of goods and merchandise and processes and activities incidental or ancillary to such reception, handling, storage, preparation, bottling, packing and delivery including the pulping, testing and/or processing of eggs

in the State of Victoria. (Excluding employees whose terms and conditions of employment are governed by an award of the Australian Industrial Relations Commission or an agreement certified or approved by the Commission.)

- (b) that the matter will be heard at 4.00pm on 16 May 1995 at 80 Collins Street, Melbourne before a full bench of the Commission;
- (c) that each trade union whose rules entitle it to represent the industrial interests of any of the employees concerned and each organisation or association representing employers of any of those employees and wishing to express their views is invited to attend the Commission on the abovementioned date; and
- (d) that any employer of employees to be covered by the order and wishing to be heard in relation to the making of the order is invited to attend the Commission on the abovementioned date.

A copy of the application may be inspected at the Australian Industrial Registry at Level 35, Nauru House, 80 Collins Street, Melbourne, free of charge.

Deputy Industrial Registrar, Victoria

FORM R10B

Industrial Relations Act 1988

AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

NOTICE OF HEARING FOR APPLICATION FOR MINIMUM WAGE ORDER

IN the matter of:

C No 32279 of 1995

Notice is hereby given-

- (a) that on the 12th of April 1995 the Commission has received an application for a minimum wage order in respect of the undermentioned group of employees:

The process, trade, business or occupation of a person or persons or classes of persons (by whatever name called) employed wholly or principally in clerical work which may include administrative duties of a clerical nature in the State of Victoria, but excluding:

- (i) any person who is a proprietor, director or manager or a person to whom he or she has delegated the right to engage and terminate the employment of his or her employees.
 - (ii) any person employed by a banking company, insurance company or trustee company.
 - (iii) any employee whose terms and conditions of employment are governed by an award of the Australian Industrial Relations Commission or an agreement certified or approved by the Commission.
- (b) that the matter will be heard at 4.00pm on 16 May 1995 at 80 Collins Street, Melbourne before a full bench of the Commission;
- (c) that each trade union whose rules entitle it to represent the industrial interests of any of the employees concerned and each organisation or association representing employers of any of those employees and wishing to express their views is invited to attend the Commission on the abovementioned date; and
- (d) that any employer of employees to be covered by the order and wishing to be heard in relation to the making of the order is invited to attend the Commission on the abovementioned date.

A copy of the application may be inspected at the Australian Industrial Registry at Level 35, Nauru House, 80 Collins Street, Melbourne, free of charge.

Deputy Industrial Registrar, Victoria

Industry, Science and Technology

COMMONWEALTH OF AUSTRALIA
CUSTOMS ACT 1901

NOTICE OF RATES OF EXCHANGE - s161J CUSTOMS ACT 1901

I, RODERICK BATTERSBY, delegate of the Comptroller-General of Customs, hereby specify, pursuant to s161J 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		(Foreign Currency = AUS \$1)						
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7	Column 8	Column 9
	Currency	19/04/95	20/04/95	21/04/95	22/04/95	23/04/95	24/04/95	25/04/95
Austria	Schillings	7.1064	7.0360	7.1005	7.1005	7.1005	7.0052	7.0052
Belgium/Lux	Francs	20.6500	20.6700	20.8900	20.8900	20.8900	20.3300	20.3300
Brazil	Reals	.6719	.6703	.6723	.6723	.6723	.6641	.6641
Canada	Dollars	1.0150	1.0047	1.0053	1.0053	1.0053	.9951	.9951
China	Yuan	6.2300	6.1675	6.1784	6.1784	6.1784	6.1033	6.1033
Denmark	Kroner	3.9516	3.9758	4.0028	4.0028	4.0028	3.9083	3.9083
EC	ECU	.5495	.5512	.5551	.5551	.5551	.5421	.5421
Fiji	Dollar	1.0076	1.0033	1.0074	1.0074	1.0074	.9963	.9963
Finland	Markka	3.1047	3.1280	3.1705	3.1705	3.1705	3.0836	3.0836
France	Francs	3.5293	3.5629	3.5992	3.5992	3.5992	3.5202	3.5202
Germany	Deutschmark	1.0030	1.0046	1.0163	1.0163	1.0163	.9848	.9848
Greece	Drachmae	163.1400	164.0200	165.9200	165.9200	165.9200	160.8400	160.8400
Hong Kong	Dollars	5.7269	5.6697	5.6800	5.6800	5.6800	5.6122	5.6122
India	Rupees	23.2519	23.0241	23.0935	23.0935	23.0935	22.7936	22.7936
Indonesia	Rupiah	1644.6000	1628.1000	1631.0000	1631.0000	1631.0000	1612.0000	1612.0000
Ireland	Pounds	.4454	.4431	.4490	.4490	.4490	.4430	.4430
Israel	Shekel	2.1728	2.1615	2.1800	2.1800	2.1800	2.1423	2.1423
Italy	Lire	1254.5400	1267.8000	1271.5200	1271.5200	1271.5200	1242.2100	1242.2100
Japan	Yen	59.6300	59.6400	61.1800	61.1800	61.1800	59.7600	59.7600
Korea	Won	567.9100	562.0700	561.6200	561.6200	561.6200	553.9200	553.9200
Malaysia	Dollar	1.8266	1.8122	1.8194	1.8194	1.8194	1.7866	1.7866
Netherlands	Guilder	1.1218	1.1251	1.1378	1.1378	1.1378	1.1057	1.1057
New Zealand	Dollar	1.0976	1.0891	1.0933	1.0933	1.0933	1.0787	1.0787
Norway	Kroner	4.5126	4.5325	4.5785	4.5785	4.5785	4.4656	4.4656
Pakistan	Rupee	22.6500	22.4200	22.4500	22.4500	22.4500	22.1700	22.1700
Papua NG	Kina	.9101	.9030	.9082	.9082	.9082	.9011	.9011
Philippines	Peso	19.2400	19.0400	19.0700	19.0700	19.0700	18.8700	18.8700
Portugal	Escudo	105.8200	106.4300	107.6500	107.6500	107.6500	104.9900	104.9900
Singapore	Dollar	1.0309	1.0228	1.0282	1.0282	1.0282	1.0110	1.0110
Solomon Is.	Dollar	2.4710	2.4463	2.4564	2.4564	2.4564	2.4266	2.4266
South Africa	Rand	2.6615	2.6329	2.6464	2.6464	2.6464	2.6212	2.6212
Spain	Peseta	90.0200	90.8800	91.2100	91.2100	91.2100	88.8500	88.8500
Sri Lanka	Rupee	35.5100	35.1600	35.1400	35.1400	35.1400	34.7200	34.7200
Sweden	Krona	5.3744	5.3960	5.4691	5.4691	5.4691	5.3629	5.3629
Switzerland	Franc	.8288	.8294	.8402	.8402	.8402	.8132	.8132
Taiwan	Dollar	18.7400	18.5700	18.6400	18.6400	18.6400	18.4200	18.4200
Thailand	Baht	18.1100	17.9600	18.0200	18.0200	18.0200	17.7900	17.7900
UK	Pounds	.4586	.4557	.4562	.4562	.4562	.4484	.4484
USA	Dollar	.7408	.7334	.7347	.7347	.7347	.7258	.7258

RODERICK BATTERSBY
Delegate of the
Comptroller-General of Customs
CANBERRA A.C.T.
26/04/95

9501130

COMMONWEALTH OF AUSTRALIA
CUSTOMS ACT 1901

NOTICE OF RATES OF EXCHANGE - s161J CUSTOMS ACT 1901

I, RODERICK BATTERSBY, delegate of the Comptroller-General of Customs, hereby specify, pursuant to s161J 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		(Foreign Currency = AUS \$1)							
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7	Column 8	Column 9	
	Currency	26/04/95	27/04/95	28/04/95	29/04/95	30/04/95	01/05/95	02/05/95	
Austria	Schillings	6.9758	7.0309	7.0532	7.0532	7.0532	7.1173	7.1171	
Belgium/Lux	Franco	20.5100	20.4700	20.6200	20.6200	20.6200	20.7600	20.8300	
Brazil	Reals	.6651	.6677	.6662	.6662	.6662	.6671	.6679	
Canada	Dollars	.9912	.9896	.9934	.9934	.9934	.9863	.9865	
China	Yuan	6.1108	6.1058	6.1201	6.1201	6.1201	6.1063	6.1138	
Denmark	Kroner	3.9217	3.9100	3.9493	3.9493	3.9493	3.9674	3.9755	
EC	ECU	.5437	.5430	.5473	.5473	.5473	.5501	.5508	
Fiji	Dollar	.9967	1.0015	1.0048	1.0048	1.0048	1.0028	1.0005	
Finland	Markka	3.0871	3.0770	3.0947	3.0947	3.0947	3.1087	3.1129	
France	Franco	3.5181	3.5130	3.5539	3.5539	3.5539	3.5895	3.6050	
Germany	Deutschmark	.9941	.9945	1.0030	1.0030	1.0030	1.0112	1.0117	
Greece	Drachmae	162.3500	162.1400	163.5700	163.5700	163.5700	164.8000	164.8200	
Hong Kong	Dollars	5.6231	5.6184	5.6404	5.6404	5.6404	5.6304	5.6359	
India	Rupees	22.8047	22.7958	22.8723	22.8723	22.8723	22.8368	22.8699	
Indonesia	Rupiah	1615.2000	1614.3000	1620.3000	1620.3000	1620.3000	1618.0000	1620.0000	
Ireland	Pounds	.4422	.4439	.4442	.4442	.4442	.4455	.4447	
Israel	Shekel	2.1432	2.1428	2.1549	2.1549	2.1549	2.1602	2.1641	
Italy	Lire	1229.0700	1234.6900	1238.1600	1238.1600	1238.1600	1220.8700	1213.6400	
Japan	Yen	59.7000	60.7300	60.9800	60.9800	60.9800	61.1600	60.9500	
Korea	Won	553.9300	552.9500	554.9500	554.9500	554.9500	554.5400	555.2700	
Malaysia	Dollar	1.7870	1.7920	1.7985	1.7985	1.7985	1.7976	1.7972	
Netherlands	Guilder	1.1158	1.1137	1.1235	1.1235	1.1235	1.1316	1.1331	
New Zealand	Dollar	1.0771	1.0843	1.0821	1.0821	1.0821	1.0796	1.0796	
Norway	Kroner	4.4865	4.4826	4.5196	4.5196	4.5196	4.5450	4.5405	
Pakistan	Rupee	22.2100	22.1900	22.2700	22.2700	22.2700	22.2300	22.2500	
Papua NG	Kina	.9045	.9051	.9093	.9093	.9093	.9088	.9122	
Philippines	Peso	18.9000	18.8200	18.8800	18.8800	18.8800	18.8800	18.9000	
Portugal	Escudo	105.3600	105.2000	106.2100	106.2100	106.2100	107.0400	107.1600	
Singapore	Dollar	1.0117	1.0128	1.0145	1.0145	1.0145	1.0138	1.0127	
Solomon Is.	Dollar	2.4377	2.4412	2.4492	2.4492	2.4492	2.4478	2.4500	
South Africa	Rand	2.6252	2.6263	2.6350	2.6350	2.6350	2.6306	2.6339	
Spain	Peseta	89.0600	89.0500	89.5500	89.5500	89.5500	89.7900	89.7200	
Sri Lanka	Rupee	34.8200	34.8000	34.9400	34.9400	34.9400	34.8800	34.9300	
Sweden	Krona	5.3448	5.3012	5.2805	5.2805	5.2805	5.2895	5.2870	
Switzerland	Franc	.8199	.8224	.8266	.8266	.8266	.8345	.8341	
Taiwan	Dollar	18.4500	18.4400	18.5200	18.5200	18.5200	18.4800	18.4900	
Thailand	Baht	18.0700	17.8400	17.9000	17.9000	17.9000	17.8800	17.9000	
UK	Pounds	.4494	.4495	.4509	.4509	.4509	.4516	.4506	
USA	Dollar	.7269	.7265	.7289	.7289	.7289	.7275	.7284	

RODERICK BATTERSBY
Delegate of the
Comptroller-General of Customs
CANBERRA A.C.T.
03/05/95

Customs Act 1901
Notice Under Section 17(b)
Notice Number: NM 95/20

I **Alan Leslie Walsh** pursuant to a delegation under section 4(2) of the Customs Administration Act 1985 and by the power to revoke in section 17(b) of the Customs Act 1901 under section 33(3) of the Acts Interpretation Act 1901 hereby:

revoke the appointment of the premises for the examination of goods on landing known as **Pace Express P/L at Unit 1, 476 Gardeners Road, Mascot, NSW 2020** that was contained in **Notice No NM89/01** and which appeared in the Commonwealth of Australia Gazette No GN 42 of 1989.

Dated this ^{19th} day of April 1995



Senior Manager Control Operations

9501132



**AUSTRALIAN
CUSTOMS SERVICE**

COMMONWEALTH OF AUSTRALIA

CUSTOMS ACT 1901

**APPOINTMENT UNDER SECTION 17 (b)
APPOINTMENT NOTICE NUMBER VS/9503**

I, **Gary Hearn**, pursuant to a delegation under Section 4(2) of the Customs Administration Act 1985 and under a power of appointment in Section 17(b) of the Customs Act 1901 hereby :

appoint as a place for the examination of goods on landing the premises known as **Secon Carriers Pty Ltd** at **280/282 Blackshaws Road, North Altona, Victoria**, and described on plan No **VS/9503** held by the Senior Inspector, Border Management, Customs House, Melbourne.

Dated this 21st day of April.....1995

Senior Manager
Sea Operations
Border Management
VICTORIA



AUSTRALIAN CUSTOMS SERVICE

COMMONWEALTH OF AUSTRALIA

CUSTOMS ACT 1901

APPOINTMENT UNDER SECTION 17 (b) APPOINTMENT NOTICE NUMBER VS/9502

I, **Gary Hearn**, pursuant to a delegation under Section 4(2) of the Customs Administration Act 1985 and under a power of appointment in Section 17(b) of the Customs Act 1901 hereby :

appoint as a place for the examination of goods on landing the premises known as **Neptune Continental Pty Ltd trading as Inflex Shipping Services at 59/61, Edward Street, Brunswick, Victoria,** and described on plan No **VS/9502** held by the Senior Inspector, Border Management, Customs House, Melbourne.

Dated this ^{27th}.....day of ^{April}.....1995

Gary Hearn

Senior Manager
Sea Operations
Border Management
VICTORIA



COMMONWEALTH OF AUSTRALIA

CUSTOMS ACT 1901

NOTICE UNDER SECTION 17(b)

NOTICE NUMBER: VSR/9503

I, Gary Hearn, pursuant to a delegation under Section 4(2) of the Customs Administration Act 1985 and by a power to revoke in Section 17(b) of the Customs Act 1901 under Section 33(3) of the Acts Interpretation Act 1901 hereby:

revoke the appointment of the premises for the examination of goods on landing known as Oswalds Freight Services that was contained in Notice No. VS/9302 and which appeared in the Commonwealth of Australia Gazette No GN 20 of 1993

Dated this 27th day of April 1995

Gary Hearn

.....
**Gary Hearn
SENIOR MANAGER,
Sea Operations
BORDER MANAGEMENT
VICTORIA.**

Customs Act 1901
Notice Under Section 17(b)
Notice Number: Q95/07

I, Patricia Ann Anderson, pursuant to a delegation under section 4(2) of the Customs Administration Act 1985 and under a power of appointment in Section 17(b) of the Customs Act 1901 hereby:

appoint as a place for the examination of goods on landing the premises known as Ansett Wridgways, 32 Murdoch Circuit, Acacia Ridge, Brisbane. and described on plan contained within file Q92/4263 held by Senior Inspector Cargo Services, Brisbane

Dated this 28th day of April 1995.



Manager Sea Cargo

9501134

Commonwealth of Australia
Customs Act 1901
Appointments Under Section 17(b)
Appointment Notice No. Q93/01

I, Peter Michael GERRY, Delegate of the Comptroller-General of Customs, in pursuance of Paragraph (b) of Section 17 of the Customs Act 1901, hereby appoint the places identified in the following Schedule as places for the examination of goods on landing.

Dated this *Twenty-ninth* day of January, 1993.



(Peter Michael GERRY)
Regional Manager
Barrier Control
Queensland

THE SCHEDULE

PLACE NAME	LOCATION
Tong Sing Pty Ltd	That part of the property which is indicated by hatching on Scale Drawing attached to Q92/5310 held by Senior Inspector Cargo Operations, Australian Customs Service, Brisbane, and is situated at premises known as 169-175 Spence Street, Cairns, Q4870.

9501135

Commonwealth of Australia
Customs Act 1901
Revocation of Appointment
under Section 17(b)

REVOCATION NOTICE

I, Peter Michael GERRY, Delegate of the Comptroller-General of Customs, hereby revoke from the Schedule to Customs Appointment Notice No Q90/06

TONG SING PTY LTD
96 HARTLEY STREET
CAIRNS

originally appointed for the examination of goods on landing under Section 17(b) of the Customs Act 1901.

Dated this *Twenty. ninth* day of January 1993.



(P.M. GERRY)
Regional Manager
Barrier Control
Queensland

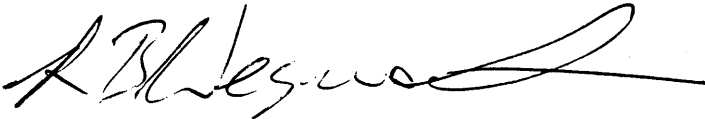
9501136

Customs Act 1901
Notice Under Section 17(b)
Revocation Notice Number: RS81

I, **ROBERT BRUCE WEYMOUTH** pursuant to a delegation under section 4(2) of the Customs Administration Act 1985 and by a power to revoke in section 17(b) of the Customs Act 1901 under section 33(3) of the Acts Interpretation Act 1901 hereby:

revoke the appointment of the premises for the examination of goods on landing known as **TNT Contrans** at 250 Churchill Rd Prospect SA 5082 that was contained in Notice No 9202036 and which appeared in the Commonwealth of Australia Gazette No GN 3 of 22 January 1992.

Dated this 20th day of APRIL 1995



Regional Manager Border

9501137

Prime Minister



Land Fund and Indigenous Land Corporation (ATSIC Amendment) Act 1995

PROCLAMATION

I, GENERAL SIR PHILLIP HARVEY BENNETT, Administrator of the Government of the Commonwealth of Australia, acting with the advice of the Federal Executive Council and under subsection 2 (1) of the *Land Fund and Indigenous Land Corporation (ATSIC Amendment) Act 1995*, fix 1 June 1995 as the day on which that Act commences.

Signed and sealed with the
Great Seal of Australia on



A handwritten signature in black ink, appearing to be 'P. H. Bennett'.

Administrator

10 May 1995.

By His Excellency's Command,

A handwritten signature in black ink, appearing to be 'P. H. Bennett'.

Minister for Aboriginal and Torres Strait Islander Affairs

Transport**COMMONWEALTH OF AUSTRALIA****INTERSTATE ROAD TRANSPORT ACT 1985**

I, NEIL PATRICK O'KEEFE, for the Minister for Transport, acting under subsection 43A(1) of the *Interstate Road Transport Act 1985*, HEREBY:

- (a) REVOKE all previous determinations made under subsection 43A(1) of the *Interstate Road Transport Act 1985* insofar as they are determined roads or categories of roads as a route for the carriage of passengers or goods between prescribed places or for any purpose that is incidental to carriage of that kind; and
- (b) DETERMINE that the roads specified in the publications:
- (i) '23 metre B-Double Routes - Federal Interstate Registration Scheme, April 1995' (a publication that is available from the Department of Transport); and
- (ii) The New South Wales (NSW) Roads and Traffic Authority publications
- 'Road Train and B-Double Routes in NSW and ACT of April 1994'; and
 - 'B-Double Routes in Sydney, Newcastle and Wollongong of April 1994';

(publications that are available from the NSW Roads and Traffic Authority)

are to be routes for the carriage of passengers or goods between prescribed places or for any purpose that is incidental to carriage of that kind.

Dated

27 April

1995



NEIL PATRICK O'KEEFE
for the Minister for Transport

Determination RTB95/03

COMMONWEALTH OF AUSTRALIA

INTERSTATE ROAD TRANSPORT ACT 1985

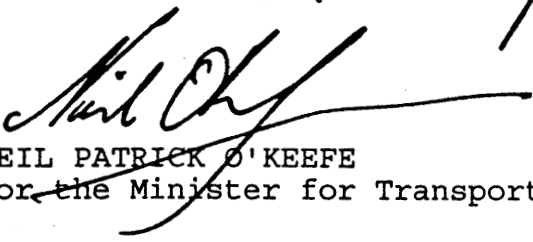
DETERMINATION OF CONDITIONS OF OPERATION
UNDER SUBSECTION 43A(2)

I, NEIL PATRICK O'KEEFE, for the Minister for Transport, acting under subsection 43A(2) of the *Interstate Road Transport Act 1985*, determine that operations on the following Federal routes will be subject to the conditions specified in the attached schedule.

Dated

27th April

1995


NEIL PATRICK O'KEEFE
for the Minister for Transport

Determination RTB95/04

SCHEDULE

FEDERAL INTERSTATE REGISTRATION SCHEME

FEDERAL B-DOUBLE ROUTES

CONDITIONS OF OPERATION UNDER SUBSECTION 43A(2)

SOUTH AUSTRALIA

Route: Mt Barker Road between Crafers and Glen Osmond, South Australia.

Condition: B-Doubles carrying dangerous goods on Mt Barker Road be fitted with an anti-lock braking system on all axle groups in accordance with the specified technical requirements of the Department of Transport, South Australia.

Route: Sturt Highway between Gawler and Renmark.

Condition: Gross mass not to exceed 42.5 tonnes on the Blanchetown Bridge.

NEW SOUTH WALES

Route: Main Road 222 between Tooleybuc and Piangil.

Condition: There will be no more than one B-Double on the bridge over the Murray River at any one time.

Route: Denman - Mt Thorley Road between MR209 at Denman and Putty Road (MR503) near Mt Thorley.

Condition: Only one B-Double to be on Bowmans Bridge at any time.

Route: Main Road No 278 between Gundagai/Tumut Council Boundary at Tumorrana and Overhead 132kv transmission line south of Adjumbilly Ck.

Condition: a) No operation during winter or wet weather

b) an 80km per hour speed limit to be observed

- c) No operation during the hours when school buses are being used on the road.

Access to terminals via local roads is subject to Council concurrence and their written approval must be sought.

Route: Epping Road, Beecroft Road between Blaxland Road and Carlingford Road.
Condition: curfews 6-10am & 3-7pm.

LIVERPOOL CITY

Route: Heathcote Road between Newbridge Rd via Subway and MM Cables.
Condition: No left turn from Newbridge Rd eastbound.

AUBURN COUNCIL

Route: Gifford St between Silverwater Rd and Smorgans Plastics.

Condition: Left turn only at Silverwater Rd.

Route: Derby St between Silverwater Rd and Overnights.

Condition: Left turn only at Silverwater Rd.

HOLROYD CITY

Route: Sturt St, McCredie Rd, Fairfield Rd, Dursley Rd, Pine Rd, Loftus St, Norrie St, Kiora Cres between Cumberland Hwy and Comalco.

Condition: No right turn from Sturt St to Cumberland Hwy.

BLACKTOWN CITY

Route: Riverstone Pde between Garfield Rd and Riverstone Meatworks.

Condition: Westbound only.

BAULKHAM HILLS COUNCIL

Route: Victoria Ave, Packard Ave, Hoyle Ave starting at Windsor Rd, Castle Hill.

Condition: 4pm to 7pm only.

NEWCASTLE

Route: Approved federal routes in Newcastle.

Conditions: Access to Hannell Street, Wickham via Railway Street is only available to B-Doubles with a destination along Hannell Street or Industrial Drive.

Time Limits

Hunter Street (State Highway 10) between Railway Street and Selma Street and Selma Street between Hunter Street (State Highway 10) and Donald Street (Main Road 82) may not be used by B-Doubles between 3.30pm and 5.30pm weekdays. During this curfew period the approved alternative inwards routes as set out below is to be adhered to:-

Railway Street, Newcastle West
Left into Hunter Street (State Highway 10)
Right into Stewart Avenue (State Highway 10)
Right into Parry Street (Main Road 82)
Into Donald Street (Main Road 82).

Old Maitland Road, Hexham is not available to B-Doubles between 2pm and 5pm Saturdays.

Load Limit

Only one B-Double is to be on Tourle Street Bridge, Kooragang Island, Newcastle at one time.



**NOTIFICATION OF THE MAKING OF ORDERS UNDER THE CIVIL
AVIATION REGULATIONS**

Notice is hereby given that the following amendment to Civil Aviation Orders Part 105 will become effective on 10 May 1995.

AD/HS-125/151 - APU FUEL FEED HOSE ASSEMBLIES

Copies of the above Orders are available for inspection and may be purchased over the counter from the:

Civil Aviation Authority
Publications Centre
607 Swanston Street
CARLTON SOUTH VIC 3053

or by mail from:

Civil Aviation Authority
Publications Centre
PO Box 1986
CARLTON SOUTH VIC 3053

9501140



**NOTIFICATION OF THE MAKING OF ORDERS UNDER THE CIVIL
AVIATION REGULATIONS**

Notice is hereby given that the following amendment to Civil Aviation Orders Part 106 will become effective on 10 May 1995.

AD/CON/74 - TURBOCHARGER OIL OUTPUT CHECK VALVE

Copies of the above Orders are available for inspection and may be purchased over the counter from the:

Civil Aviation Authority
Publications Centre
607 Swanston Street
CARLTON SOUTH VIC 3053

or by mail from:

Civil Aviation Authority
Publications Centre
PO Box 1986
CARLTON SOUTH VIC 3053

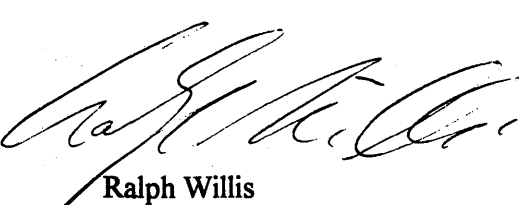
Treasurer

INTERNATIONAL TAX AGREEMENTS ACT 1953

**NOTICE UNDER SECTION 4A SPECIFYING THE DATE OF ENTRY INTO
FORCE OF THE AUSTRALIA/NEW ZEALAND
DOUBLE TAXATION AGREEMENT**

Notice is hereby given in pursuance of section 4A of the *International Tax Agreements Act 1953* that the agreement between Australia and New Zealand for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income (being the agreement a copy of which is set out in Schedule 4 of that Act) entered into force in accordance with Article 28 of that agreement on 29 March 1995.

Dated this 3rd day of April 1995.



Ralph Willis
Treasurer

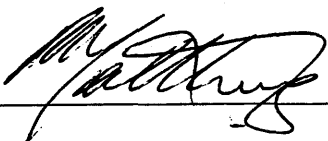
9501142

AUSTRALIAN TAXATION OFFICE
HIGHER EDUCATION FUNDING ACT 1988

Factor to Index an Accumulated HEC Debt

I, Rick Matthews, delegate of the Commissioner of Taxation, hereby notify, pursuant to subsection 106N(9) of the *Higher Education Funding Act 1988*, that 1.025 is the factor to be used for the indexing of accumulated HEC debts on 1 June 1995.

Dated this 2nd day of May 1995



9501143



Superannuation Industry (Supervision) Act 1993

TEMPORARY MODIFICATION DECLARATION No 14

I, Frederick George Herbert Pooley, Insurance and Superannuation Commissioner, under subsection 333(1) of the *Superannuation Industry (Supervision) Act 1993* (the "Act"),
DECLARE that:

1. Division 2 of Part 1 of the Act is to have effect, in relation to superannuation entities, their trustees, investment managers and custodians, disqualified persons, and persons affected by a decision of the Commissioner, as if it were modified by inserting after paragraph (r) of the definition of "reviewable decision" in section 10 the following:

- " (ra) a decision of the Commissioner under subsection 126C(3) to otherwise allow, or not to otherwise allow; or
- (rb) a decision of the Commissioner under subsection 126C(5); or
- (rc) a decision of the Commissioner under subsection 126D(4); or
- (rd) a decision of the Commissioner under subsection 126D(5) to determine conditions, or not to determine conditions; or
- (re) a decision of the Commissioner under subsection 126D(6) to excuse, or not to excuse, a contravention of a condition; or
- (rf) a decision of the Commissioner under subsection 126F(3) to ask an applicant to pay fees; or
- (rg) a decision of the Commissioner under subsection 126F(4) to give, or not to give, consent; or "

2. Part 15 of the Act is to have effect, in relation to superannuation entities, their trustees, investment managers and custodians, and disqualified persons, as if it were modified:

a. By adding after section 119 the following:

“Provisions are subject to sections 126D and 126E

119A. The prohibitions and requirements in subsections 121(1), 121(2), 126(1), 126(3), 126(4), 126A(1), 126A(3) and 126A(4) are subject to subsections 126C(5) and 126D(4) and section 126E.”

b. By adding “, without reasonable excuse,” after “must not” in subsection 126(3)

c. By adding “, without reasonable excuse,” after “must not” in subsection 126A(3)

d. By adding after section 126A the following:

“ 126B. Interpretation

In sections 126C, 126D, 126E and 126F:

- (a) “**corporate custodian**” means a body corporate that is a custodian of a superannuation entity;
- (b) “**corporate investment manager**” means a body corporate that is an investment manager of a superannuation entity;
- (c) “**corporate trustee**” means a body corporate that is a trustee of a superannuation entity;
- (d) “**court**” means a Commonwealth, State, Territory or foreign court;
- (e) “**custodian**” means a custodian of a superannuation entity;
- (f) “**investment manager**” means an investment manager of a superannuation entity;
- (g) “**offence of dishonesty**” means an offence in respect of dishonest conduct;
- (h) “**trustee**” means a trustee of a superannuation entity;
- (i) a reference to a person **being** a trustee, investment manager, custodian or responsible officer includes a reference to the person acting as (respectively) a trustee, investment manager, custodian or responsible officer;
- (j) a reference to a person having been **convicted** of an offence includes a reference to an order having been made in respect of the person under section 19B of the *Crimes Act 1914*, or under a corresponding provision of a law of a State, a Territory or a foreign country, in relation to the offence.

[NOTE: Section 19B of the *Crimes Act 1914* allows a court to find an offence proved against a person but to either dismiss the charge against the person or discharge the person without proceeding to conviction. The court may impose a good behaviour bond or other conditions.]

126C. Waiver of disqualified person status

Making an application

- (1) An individual who is a disqualified person as a result of having been convicted of an offence of dishonesty (in this section called the “applicant”) may make an application to the Commissioner for a declaration under subsection (5) waiving the individual’s disqualified person status (in this section called an “application”).

[NOTE: By virtue of section 23 of the *Acts Interpretation Act 1901*, words in the singular include the plural. “Offence” in this section and in sections 126D, 126E and 126F includes “offences”. An application under this section must relate to *all* the offences of dishonesty of which the applicant has been convicted.]

- (2) An application may include, as part of the same document, an application under subsection 126D(1) for a period of grace (in which case the application must also comply with paragraphs 126D(3)(c), (d) and (e)).
- (3) Unless the Commissioner otherwise allows, an application must:
 - (a) be in writing; and
 - (b) identify the offence; and
 - (c) be accompanied by copies of the following documents relating to the court proceedings in which the applicant was convicted of the offence:
 - (i) the information or indictment against the applicant;
 - (ii) the transcript of the proceedings;
 - (iii) witness statements and affidavits;
 - (iv) the court’s judgment and orders;
 - (v) the court’s reasons for judgment;certified to be true copies by the clerk or registrar of the court; and
 - (d) contain a consent by the applicant to the Commissioner making any inquiries about the applicant of any police force, law enforcement or regulatory agency or court; and
 - (e) be signed by the applicant.
- (4) If an individual is not reasonably able to obtain some or all of the documents mentioned in paragraph (3)(c) within 14 days after becoming aware that he or she is a disqualified person, he or she:
 - (a) may lodge an application which is not accompanied by all of the documents; and
 - (b) must, unless the Commissioner otherwise allows, give the Commissioner the outstanding documents as soon as practicable after lodging the application.

Deciding an application

- (5) If, after receiving an application, the Commissioner is satisfied that, having regard to any of the following:
- (a) the general nature of the offence to which the application relates;
 - (b) the triviality of the offence;
 - (c) the time that has elapsed since the applicant committed the offence;
 - (d) the applicant's age when the applicant committed the offence;
 - (e) the penalty imposed and the orders made by the court that dealt with the applicant in relation to the offence;
 - (f) any other relevant fact or matter;

the applicant is highly unlikely to pose any prudential risk to superannuation entities, the Commissioner may, by writing given to the applicant, make a declaration that, despite subparagraph 120(1)(a)(i), the applicant's conviction of the offence does not make the applicant a disqualified person for the purposes of this Part. If the Commissioner decides not to make such a declaration, the Commissioner must give the applicant a notice of refusal to make a declaration.

[NOTE: Notwithstanding the declaration, the applicant will still be a disqualified person for the purposes of this Part if the applicant:

- has a conviction for an offence of dishonesty which the applicant did not include in his or her application under subsection (1); or
- is convicted of another offence of dishonesty after the making of the declaration; or
- has had a civil penalty order made against him or her, or has such an order made against him or her after the making of the declaration (see subparagraph 120(1)(a)(ii)); or
- is an insolvent under administration, or becomes one after the making of the declaration (see paragraph 120(1)(b)).]

Applicant must resign if application refused

- (6) If the Commissioner gives an applicant a notice of refusal to make a declaration, the applicant must resign from being a trustee, investment manager or custodian and from being a responsible officer of any corporate trustee, corporate investment manager or corporate custodian:
- (a) immediately; or
 - (b) if the Commissioner has granted the applicant a period of grace under subsection 126D(4) - before the end of the period of grace.
- (7) Immediately after so resigning, the applicant must confirm to the Commissioner in writing that he or she has resigned.

[NOTE: Even if an applicant lodges his or her application within the time limit specified in section 126E, as soon as the applicant is given a notice of refusal to make a declaration, both the applicant and any body corporate of which the applicant is a responsible officer immediately become subject once again to all the prohibitions relating to disqualified persons contained in sections 121, 126 and 126A. Subsection 126F(5) sets out a consequence of a failure to comply with subsection (6) or (7).]

126D. Grant of a period of grace to disqualified persons

Making an application

- (1) An individual who is a disqualified person as a result of having been convicted of an offence of dishonesty (in this section called the “**applicant**”) may make an application to the Commissioner for the grant of a period of grace under subsection (4) (in this section called an “**application**”).

[NOTE: An application under this section must relate to *all* the offences of dishonesty of which the applicant has been convicted - see the Note to subsection 126C(1).]

- (2) An application may be included in the same document as an application under subsection 126C(1) for a declaration waiving disqualified person status.
- (3) Unless the Commissioner otherwise allows, an application must:
 - (a) be in writing; and
 - (b) identify the offence; and
 - (c) identify each superannuation entity of which the applicant is a trustee, investment manager or custodian; and
 - (d) identify each corporate trustee, corporate investment manager and corporate custodian of which the applicant is a responsible officer; and
 - (e) say why the applicant should be granted a period of grace; and
 - (f) contain a consent by the applicant to the Commissioner making any inquiries about the applicant of any police force, law enforcement or regulatory agency or court; and
 - (g) be signed by the applicant.

Deciding an application

- (4) After receiving an application, the Commissioner may, by writing given to the applicant, grant a period of grace of up to 6 months (calculated from the day the Commissioner received the application), during which the applicant may continue to be:
 - (a) a trustee, investment manager or custodian of the superannuation entities; and
 - (b) a responsible officer of the corporate trustees, corporate investment managers and corporate custodians;

named in the instrument granting the period of grace. If the Commissioner decides not to grant a period of grace, the Commissioner must give the applicant a notice of refusal to grant a period of grace (except where the Commissioner has given the applicant a declaration under subsection 126C(5) waiving his or her disqualified person status).

6

- (5) The grant of a period of grace is subject to any conditions specified in the instrument granting it. The conditions may impose obligations not only on the applicant but also on the applicant's fellow trustees, investment managers and custodians (if any) and on any corporate trustees, corporate investment managers and corporate custodians of which the applicant is a responsible officer (in which case the Commissioner must give a copy of the instrument to the trustees, investment managers and custodians concerned).
- (6) If any condition is contravened, the period of grace automatically comes to an end, unless the Commissioner excuses the contravention in writing.
- (7) The Commissioner must not grant a period of grace to an applicant so as to permit the applicant to continue to be the sole trustee of a superannuation entity.

Applicant must resign if application refused

- (8) If the Commissioner gives an applicant a notice of refusal to grant a period of grace, the applicant must immediately resign from being a trustee, investment manager or custodian and from being a responsible officer of any corporate trustee, corporate investment manager or corporate custodian.
- (9) Immediately after so resigning, the applicant must confirm to the Commissioner in writing that he or she has resigned.

[NOTE: Even if an applicant lodges his or her application within the time limit specified in section 126E, as soon as the applicant is given a notice of refusal to grant a period of grace, or as soon as the period of grace granted to the applicant comes to an end, both the applicant and any body corporate of which the applicant is a responsible officer immediately become subject once again to all the prohibitions relating to disqualified persons contained in sections 121, 126 and 126A. Subsection 126F(5) sets out a consequence of a failure to comply with subsection (8) or (9).]

126E. Application has to be made within 14 days after becoming aware of disqualified person status

If an individual who is a disqualified person as a result of having been convicted of an offence of dishonesty makes an application under subsection 126C(1) or 126D(1) (or both) in relation to the offence either:

- (a) before 10 June 1995; or
- (b) within 14 days after becoming aware that he or she is a disqualified person because of the offence;

then the prohibitions and requirements in subsections 121(1), 121(2), 126(1), 126(3), 126(4), 126A(1), 126A(3) and 126A(4), insofar as they apply in relation to the individual because of the offence, are taken not to apply in relation to the individual between the time when he or she became a disqualified person because of the offence and the time when the Commissioner decides the application.

[NOTE: It is important that disqualified persons who wish to apply under section 126C or 126D lodge their application within the time limits stated in the first part of this section, in order to secure the protection afforded by this section, both for themselves and for the corporate trustees, investment managers and custodians that employ them as responsible officers.]

126F. Applications - Commissioner's powers to seek further material, and general matters

(1) In this section:

“application” means an application under subsection 126C(1) or 126D(1) (or both); and

“applicant” means an individual making an application under subsection 126C(1) or 126D(1) (or both).

Commissioner may ask for further information or consents

(2) If, to decide an application, the Commissioner needs:

(a) further information or material; or

(b) the applicant's consent to the Commissioner making any inquiries about the applicant or another person;

the Commissioner may ask the applicant to provide the information, material or consent.

Applicant must pay for certain inquiries

(3) The Commissioner may ask an applicant to pay the fees charged by any police force, law enforcement or regulatory agency or court for answering any inquiry by the Commissioner about the applicant. Without limiting any of the Commissioner's powers, if the applicant fails to comply with the request, the Commissioner may decide not to make a declaration under subsection 126C(5), or grant a period of grace under subsection 126D(4), in respect of the applicant.

Repeat applications cannot be made without Commissioner's consent

(4) If an individual makes an application to the Commissioner in relation to an offence of dishonesty, the individual cannot make a subsequent application in relation to the same offence except with the Commissioner's written consent.

If applicant does not resign, Commissioner may tell body corporate

(5) Without limiting any of the Commissioner's powers, if an applicant does not comply with subsection 126C(6), 126C(7), 126D(8) or 126D(9), the Commissioner may tell any corporate trustee, corporate investment manager or corporate custodian of which the applicant is a responsible officer that the applicant is a disqualified person.

Commissioner may decide application without waiting for relevant material

- (6) Nothing in this section or in sections 126C or 126D prevents the Commissioner from deciding an application before some or all of the requirements in subsections 126C(3), 126C(4), 126D(3), 126F(2) and 126F(3) have been complied with.

Commissioner must give reasons for decisions

- (7) The Commissioner must give an applicant written reasons for a decision under subsection 126C(5) or 126D(4). The reasons need not disclose any information received from a police force or law enforcement or regulatory agency that might prejudice law enforcement or the effective performance of the functions of the force or agency concerned. ”

3. Section 344 of the Act is to have effect, in relation to superannuation entities, their trustees, investment managers and custodians, disqualified persons, and persons affected by a decision of the Commissioner, as if it were modified by adding “(ra), (rb), (rc), (rd), (re), (rf), (rg),” after “paragraph (c), (d), (q), (r),” in subsection 344(12)

This declaration:

- i. is taken to have commenced to have effect on 1 December 1993;
- ii. has no effect after 30 June 1996.

Dated 2 May 1995

F G H Pooley
Commissioner



Superannuation Industry (Supervision) Act 1993

EXPLANATORY MEMORANDUM

ACCOMPANYING

TEMPORARY MODIFICATION DECLARATION No 14

PURPOSE OF THE DECLARATION

1. The purpose of temporary modification declaration number 14 is to authorise the Commissioner to:
 - make written declarations waiving the disqualified person status under Part 15 of the *Superannuation Industry (Supervision) Act 1993* (the "Act") of persons with minor dishonesty convictions, which will enable such persons to be trustees, investment managers and custodians of superannuation entities and responsible officers of corporate trustees, investment managers and custodians of superannuation entities; and
 - permit persons who are disqualified persons under Part 15 of the Act as a result of having been convicted of an offence involving dishonesty to continue to act as trustees, investment managers and custodians and as responsible officers of corporate trustees, investment managers and custodians, for up to six months without the person, or, where the person is a responsible officer of a body corporate, the body corporate, being liable to penalty.
2. The declaration also makes the defence of "reasonable excuse" available to persons charged with breaching subsections 126(3) and 126A(3).

REASON FOR THE DECLARATION

3. The purpose of the disqualified person provisions in Part 15 of the Act is to facilitate the prudential management of superannuation entities by, inter alia, prohibiting from being trustees, investment managers or custodians of superannuation entities or responsible officers of corporate trustees, investment managers or custodians individuals whose previous criminal

conduct or present condition of insolvency identifies them as a potential risk to the financial and operational integrity of the entities.

4. Paragraphs 8 to 17 of the explanatory memorandum that accompanied temporary modification declaration number 2 explained the Commissioner's hesitation in using the temporary modification power in section 333 to modify the disqualified person provisions. As was pointed out in that explanatory memorandum, it is evident that in prohibiting disqualified persons from being trustees, investment managers and custodians of superannuation entities and from taking part in the governance of corporate trustees, investment managers and custodians, Parliament came down heavily on the side of protecting people's retirement savings from prudential risk, even at the expense of visiting some harsh consequences on individuals.
5. However, the disqualified person provisions also disqualify persons with minor convictions that occurred many years ago even in circumstances where any reasonable observer would conclude that the conviction concerned is not relevant to the likelihood of the person acting prudently and honestly in the future. The Commissioner considers that it would be inconsistent with the SIS legislation's object of encouraging skilled and experienced persons to act as trustees of (or other service providers to) superannuation entities if a previous minor indiscretion were to prevent them from acting in that capacity.

BACKGROUND

6. **Part 15** of the Act (which contains sections 119 to 127) sets out rules about the eligibility of trustees, investment managers and custodians of superannuation entities. "**Superannuation entity**" is defined in section 10 of the Act as a regulated superannuation fund, approved deposit fund or pooled superannuation trust.
7. **Section 120** of the Act defines **disqualified persons** both in relation to individuals and bodies corporate. An individual is a disqualified person if he or she has been convicted of an offence in respect of dishonest conduct (whether in Australia or overseas), or has had a civil penalty order made against him or her, or is an insolvent under administration. A body corporate is a disqualified person if a responsible officer of the body corporate is (and has been for the preceding 28 days) a disqualified person, or if a receiver, receiver manager, official manager, deputy official manager or provisional liquidator has been appointed to the body corporate, or if the body corporate has begun to be wound up.
8. A "**responsible officer**" in relation to a body corporate is defined in section 10 of the Act as a director, secretary or executive officer of the body corporate. An "**executive officer**" is defined in section 10 as a person, by

whatever name called and whether or not a director, who is concerned, or takes part, in the management of a body corporate.

9. Under subsection 120(3), an order under section 19B of the *Crimes Act 1914* or under a corresponding provision of a law of a State, Territory or foreign country against a person in respect of an offence is taken, for the purposes of section 120, to be equivalent to the conviction of the person of the offence. (Section 19B makes provision for an offence to be found proved against a person without a conviction being recorded.)
10. Subsection 121(1) prohibits disqualified persons from being or acting as trustees of superannuation entities if they know they are disqualified persons.
11. Subsection 121(2) prohibits a body corporate that is a trustee of a superannuation entity from permitting, without reasonable excuse, a person to be or act as a responsible officer of the body corporate if it knows, or has reasonable grounds to suspect, that the person is a disqualified person.
12. Subsections 126(1) and 126A(1), when read together with subsections 126(4) and 126A(4), prohibit disqualified persons from being or acting as, respectively, investment managers and custodians of superannuation entities if they know that they are disqualified persons. However, under subsections 126(2) and 126A(2) this prohibition does not apply if:
 - the disqualified person immediately tells the Commissioner and the trustee of the entity that the person is disqualified; and
 - the disqualified person only acts as investment manager or custodian of the entity:
 - for a 28 day period from the time the person became disqualified or the beginning of the entity's 1994-95 year of income, whichever is the later; or
 - for such longer period as the Commissioner allows.
13. Paragraph 123(1)(a) and section 125 require the custodian and investment manager, respectively, of a superannuation entity (other than an excluded fund) to be a body corporate.
14. Section 10 defines an "excluded fund" as an excluded superannuation fund or an excluded approved deposit fund. An excluded superannuation fund is defined in section 10 as a regulated superannuation fund with four or less members; an excluded approved deposit fund is defined in the same section as an approved deposit fund with only one member that satisfies the conditions set out in the regulations.
15. Subsection 126(3) prohibits a body corporate that is an investment manager of a superannuation entity from permitting a disqualified person to be or act as a responsible officer of the body corporate if the body

corporate knows, or has reasonable grounds to suspect, that the person is a disqualified person.

16. **Subsection 126A(3)** prohibits a body corporate that is a custodian of a superannuation entity from permitting a disqualified person to be or act as a responsible officer of the body corporate if the body corporate knows, or has reasonable grounds to suspect, that the person is a disqualified person.
17. **Section 133** enables the Commissioner to remove or suspend the trustee of a superannuation entity if the trustee is a disqualified person.

EXPLANATION OF THE DECLARATION

The modification of the definition of "reviewable decision" in section 10 and of section 344

18. Part 1 of the declaration adds **new paragraphs (ra) to (rg)** to the definition of "reviewable decision" in **section 10**. The effect of these new paragraphs is to make all the Commissioner's decisions under sections 126C, 126D and 126F reviewable decisions within the meaning of section 344 of the Act (which provides for the review of decisions both internally by the Insurance and Superannuation Commission and by the Administrative Appeals Tribunal).
19. Part 3 of the declaration **modifies subsection 344(12)** to ensure that not only a trustee but any other person who is affected by a decision of the Commissioner under section 126C, 126D or 126F is able to seek review of the decision pursuant to section 344.

Inserting a defence of "reasonable excuse" into sections 126(3) and 126A(3)

20. Subsection 121(2) allows a corporate trustee that is charged with breaching the subsection to raise the defence of "reasonable excuse". However, the corresponding prohibitions in subsections 126(3) and 126A(3) do not allow any defence of reasonable excuse. The Commissioner considers it only fair that persons charged with breaching subsections 126(3) and 126A(3) should also be allowed to invoke this defence.
21. Parts 2b and 2c of the declaration therefore insert the words "**without reasonable excuse**" into **subsections 126(3) and 126A(3)**.

Sections 126B, 126C, 126D, 126E and 126F

22. The declaration adds to Part 15 **new sections 126B, 126C, 126D, 126E and 126F**. These provisions are self-explanatory.

23. **Section 126C** allows the Commissioner to waive the disqualified person status of an applicant, and details the application procedure that must be followed.
24. **Section 126D** allows the Commissioner to grant a period of grace of up to six months to a disqualified applicant during which the applicant may continue to act as a trustee, investment manager or custodian of the superannuation entities specified in the instrument granting the period of grace and as a responsible officer of the corporate trustees, investment managers and custodians specified in that instrument. The applicant must resign from those positions at or before the end of the period of grace.
25. The Commissioner can (and normally will) impose conditions in relation to an applicant when the Commissioner grants him or her a period of grace (subsection 126D(5)). The main purpose of the conditions will be to place appropriate prudential restrictions on the applicant and to require various prudential safeguards and precautions to be observed during the period of grace by both the applicant and the applicant's fellow trustees, investment managers and custodians or the corporate trustees, investment managers or custodians of which the applicant is a responsible officer. The Commissioner will normally inform the applicant of the conditions that the Commissioner proposes to impose before imposing them.
26. Breach of the conditions by either the applicant or third parties is not an offence, but results in the period of grace automatically terminating (unless the Commissioner excuses the breach in writing), thereby necessitating that the applicant resign immediately or risk prosecution for acting as a trustee, investment manager, custodian or responsible officer while disqualified. Under subsection 126D(6) the Commissioner can excuse a breach either before or after it occurs.
27. **Section 126E** protects disqualified applicants (and the bodies corporate that employ them as responsible officers) from prosecution under the disqualified person provisions of Part 15 in respect of the period between the time they became disqualified and the time their application under section 126C or 126D is decided, if they lodge their application **within 14 days after becoming aware that they are disqualified (or before 10 June 1995)**.
28. **Section 126F** contains various provisions relating to applications under section 126C and 126D. Note in particular subsection 126F(5), which confirms that the Commissioner may inform the corporate trustee, investment manager or custodian of which the applicant is a responsible officer that the applicant is a disqualified person, if the applicant does not resign after the Commissioner has given the applicant a notice of refusal to make a declaration of waiver or to grant a period of grace.

GENERAL ISSUES

The circumstances in which the power to waive disqualification will be exercised

29. The power to waive disqualification conferred by section 126C is only intended to be used where it can safely be concluded that the applicant's conviction of the offence involving dishonest conduct is irrelevant to his or her ability to perform in a prudent and honest fashion the duties of a trustee, investment manager or custodian, or of a responsible officer of a corporate trustee, investment manager or custodian. The power will usually only be exercised where the offence concerned is genuinely trivial and occurred a long time ago, eg when the perpetrator was not yet an adult.

The Commissioner will accept the verdict and findings of the court

30. It should be noted that when exercising the power of waiver in section 126C the Commissioner will accept at face value the conviction of the applicant by an Australian court and the findings and comments of the judge or magistrate. The Commissioner will not act as a kind of court of appeal where applicants can challenge the propriety or validity of their convictions or sentences. This is not the Commissioner's role.

The circumstances in which the Commissioner will grant a period of grace

31. The power in section 126D to allow a period of grace of up to six months to a disqualified person will normally be exercised where the individual concerned plays an important role in relation to the management of the trustee, investment manager, custodian or body corporate concerned such that the immediate resignation or dismissal of the individual from his or her post could cause substantial disruption to the superannuation entity or entities with which the individual is involved, and where the Commissioner is satisfied that allowing a period of grace to the individual will not subject the superannuation entity or entities to undue prudential risk.

Applicants can apply for both a waiver of disqualification and a period of grace in the one application

32. Individuals can apply for a permanent waiver of their disqualified person status under section 126C or (should the Commissioner decide not to grant such a waiver) for a period of grace under section 126D in the one application.

COMMENCEMENT AND DURATION

33. Temporary modification declaration number 14 is taken to have commenced to have effect on 1 December 1993 and, by force of subsection 333(3), will have no effect after 30 June 1996.

2 May 1995

(Published by authority of the Insurance and Superannuation Commissioner)



Superannuation Industry (Supervision) Act 1993

**REVOCATION OF TEMPORARY MODIFICATION
DECLARATION No 2**

I, Frederick George Herbert Pooley, Insurance and Superannuation Commissioner, under section 335 of the *Superannuation Industry (Supervision) Act 1993*, REVOKE temporary modification declaration number 2, which was made on 24 June 1994.

Dated 2 May 1995

F G H Pooley
Commissioner



Superannuation Industry (Supervision) Act 1993

EXPLANATORY MEMORANDUM

ACCOMPANYING

**REVOCATION OF TEMPORARY MODIFICATION
DECLARATION No 2**

1. Temporary modification declaration number 2 inserted subsection 121(2A) into the *Superannuation Industry (Supervision) Act 1993* (the "Act"). The effect of that subsection was to enable the Commissioner to grant a period of grace of up to 6 months to a disqualified person who was a responsible officer of a corporate trustee of a superannuation entity, during which the officer could continue to hold office.
2. The Commissioner has now made temporary modification declaration number 14 which deals with disqualified persons and which, among other things, inserts new sections 126B, 126C, 126D, 126E and 126F into the Act. Section 126D enables the Commissioner to grant a period of grace of up to 6 months to certain disqualified persons; it replaces subsection 121(2A) which was inserted by temporary modification declaration number 2. That temporary modification declaration is therefore now being revoked.
3. The revocation operates from the day that the instrument of revocation is made. However, any period of grace granted by the Commissioner under subsection 121(2A) prior to the date of the instrument of revocation will not be affected by the revocation.

2 May 1995

(Published by authority of the Insurance and Superannuation Commissioner)



**Commonwealth
of Australia**

Gazette

No. S 163, Tuesday, 2 May 1995

Published by the Australian Government Publishing Service, Canberra

SPECIAL

FORM 93

**NOTICE OF APPLICATION UNDER SECTION 459P OF THE CORPORATIONS
LAW
(Order 71, subrule 37/9)**

**IN THE FEDERAL COURT OF AUSTRALIA
VICTORIAN DISTRICT REGISTRY.**

NOTICE OF APPLICATION RELATING TO GARAMADON PTY. LTD.

AUSTRALIAN COMPANY NUMBER: 006 219 807

TWENTY FOURTH COLRO PTY. LTD. (IN LIQUIDATION) will apply to the Federal Court of Australia at 2.15pm on Monday, the 15th May 1995 at 450 Little Bourke Street, Melbourne in Proceedings No: VG 3184 of 1995 for an order that CARAMADON PTY. LTD. ("the Company") be wound up.

The applicant's address for service is care of Messrs. Jack Cohen, Serry & Co. Level 2, 224 Queen Street, Melbourne (Reference: MR:KO).

Any contributory, member or creditor of the Company may appear at the hearing in person or by counsel or by a solicitor to support or oppose the making of an order to wind up the company.

Any person intending to appear at the directions hearing must file a Notice of Appearance in accordance with Form 79 and an Affidavit verifying any grounds of opposition to the winding up application in accordance with Form 93A and must serve the Notice of Appearance on the applicant at its address for service shown above not later than two (2) days before the day appointed for the hearing.

REF: MR:KO





DEPARTMENT OF EMPLOYMENT, EDUCATION AND TRAINING

NOTIFICATION OF THE MAKING OF DETERMINATIONS UNDER THE HIGHER
EDUCATION FUNDING ACT 1988.

The following determination has been made under the *Higher Education Funding Act 1988*. A copy can be obtained from the Director, Finance and Legislation Section, Higher Education Division, Department of Employment, Education and Training, 18 Mort Street, Canberra City, A.C.T., 2601, or by telephoning (06) 240 9755.

Number/ Year	Section	Description	Date Made
T7/95	15	To reimburse HECS revenue for 1994 State funded higher education places	27/4/95





No. S 165, Tuesday, 2 May 1995

Published by the Australian Government Publishing Service, Canberra

SPECIAL

FORM 546

Sub-regulation 5.6.65(1)

CORPORATIONS LAW

NOTICE OF INTENTION TO DECLARE A DIVIDEND

RANCARD PTY LIMITED
(Subject to Deed of Company Arrangement)

A first and final dividend is to be declared on the 6th day of June 1995 for the company.

Creditors whose debts or claims have not already been admitted are required on or before the 23rd May 1995 formally to prove their debts or claims. If they do not, they will be excluded from the benefit of the dividend.

DATED at Adelaide this 28 day of April 1995

Hillary Orr

Hillary Elizabeth Orr
(Administrator of the Deed)

Hall Chadwick
Chartered Accountant
First Floor
191 Flinders Street
ADELAIDE SA 5000

Telephone: 224 0622





COMMONWEALTH OF AUSTRALIA

Native Title Act 1993

**DETERMINATION OF REPRESENTATIVE ABORIGINAL/TORRES STRAIT
ISLANDER BODY (No. 5 :1995)**

I, ROBERT EDWARD TICKNER, Minister for Aboriginal and Torres Strait Islander Affairs, acting under subsection 202(1) of the *Native Title Act 1993*, determine that the Goldfields Land Council Aboriginal Corporation is a Representative Aboriginal/Torres Strait Islander body for the area specified in the Schedule.

I am satisfied, in respect of the Goldfields Land Council that :

- (a) the body is broadly representative of the Aboriginal peoples or Torres Strait Islanders in the area specified in the Schedule; and
- (b) the body satisfactorily performs its existing functions; and
- (c) the body will satisfactorily perform its functions under subsection 202(4) of the *Native Title Act 1993*.

This determination takes effect on the date of publication in the Gazette.

Dated *21st April* 1995

Minister for Aboriginal and Torres Strait Islander Affairs

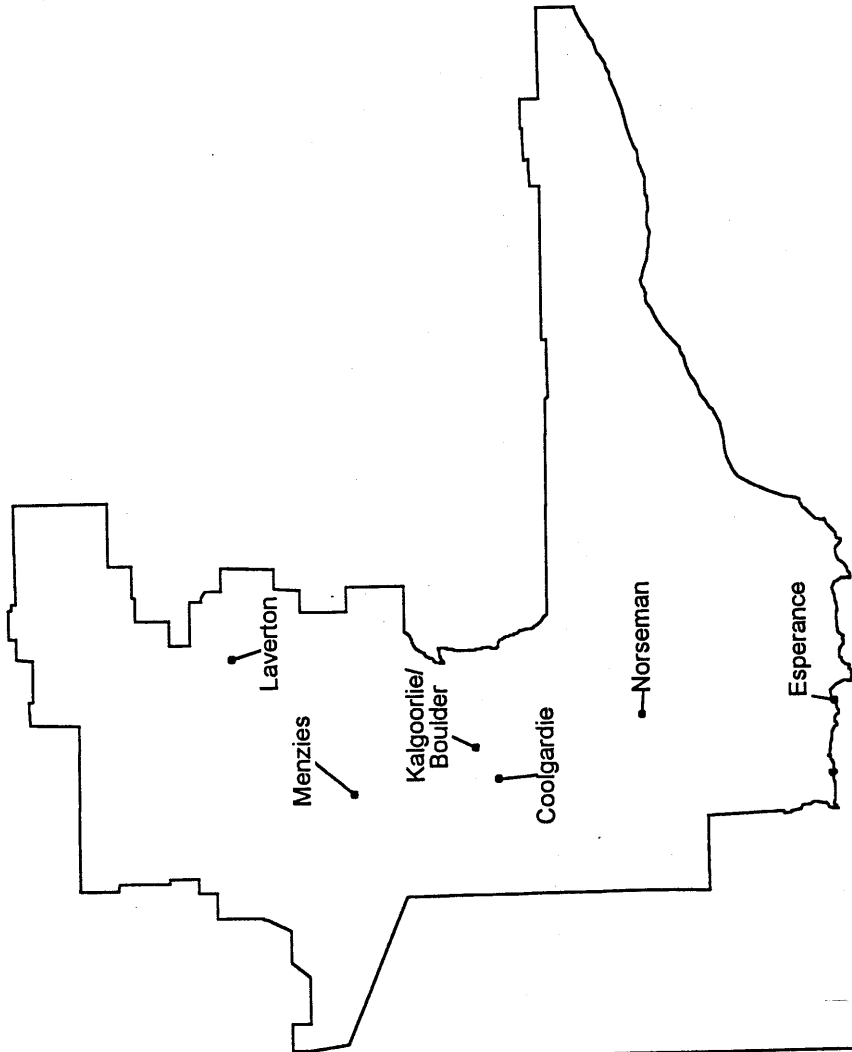


Schedule to Detrmination No. 5: 1995**Goldfields Land Council area
(based on the ATSIC Wongatha (Kalgoorlie) Regional Council area)**

Commencing at the point of intersection of the northern boundary of Dundas Local Government Area (1991) and the South Australia-Western Australia border, and proceeding in a southerly direction along the SA/WA border, and an extension of that border, to the point of intersection with the parallel of Latitude 32° South, then in a south-westerly direction along the geodesic to the point of intersection of Latitude 34° 30' South and Longitude 123° 30' East, then in a westerly direction along the parallel of Latitude 34° 30' South to the point of intersection with the meridian of Longitude 120° 47' East, then in a northerly direction along the geodesic to the point of intersection of the western boundary of Esperance Local Government Area (1991) and the coastline of mainland Australia, then in a generally northerly direction along the western boundary of Esperance LGA (1991) to the point of intersection with the southern boundary of Dundas LGA (1991), then in a westerly and northerly direction along the southern and western boundaries of Dundas LGA (1991) to the point of intersection with the western boundary of Coolgardie LGA (1991), then in a northerly direction along the western boundary of Coolgardie LGA (1991) to the point of intersection with the southern boundary of Menzies LGA (1991), then in a generally northerly direction along the western boundary of Menzies LGA (1991) to the point of intersection with the western boundary of Leonora LGA (1991), then in a generally northerly and easterly direction along the western and northern boundaries of Leonora LGA (1991) to the point of intersection with the northern boundary of Laverton LGA (1991), then in a generally easterly direction along the northern boundary of Laverton LGA (1991) to the point of intersection with the meridian of Longitude 124° East, then south along the meridian to the point of intersection with the northern boundary of the Cosmo Newbery Aboriginal Reserve (1991), then in a westerly and southerly direction along the northern and western boundaries of the Cosmo Newbery Aboriginal Reserve (1991) to the point of intersection with the eastern boundary White Cliffs Station (1991), then in a southerly and westerly direction along the eastern and southern boundaries of White Cliffs Station (1991) to the point of intersection with the eastern boundary of Merolia Station (1991), then in a southerly and westerly direction along the eastern and southern boundaries of Merolia Station (1991) to the point of intersection with the eastern boundary of Mount Celia Station (1991), then in a southerly direction along the eastern boundary of Mount Celia Station (1991) to the point of intersection with the eastern boundary of Kirgella Rocks Station (1991), then in a generally southerly direction along the eastern boundary of Kirgella Rocks Station (1991) to the point of intersection with the southern boundary of Menzies LGA (1991), then in a westerly direction along the southern boundary of Menzies LGA (1991) to the point of intersection with the centre line of the Kurnalpi-Pinjin road, then in a south-westerly direction along the centre line of the Kurnalpi-Pinjin road to the point of intersection with the centre line of the road to Six Mile Dam, near Yowie Hill, then in a north-easterly direction along the centre line of that road to the point of intersection with the centre line of the road to Karonie Railway Station at Six Mile Dam, then in a generally southerly direction along the centre line of that road to the point of intersection with the centre line of the railway line at Karonie Railway Station, then in an easterly direction along the centre line of the railway line to the point of intersection with the centre line of the road travelling south at the Black Cat Well, then in a generally south-easterly direction along that road to the point of intersection with the northern boundary of Dundas LGA (1991), then in a generally easterly direction along the northern boundary of Dundas LGA (1991) to the point of commencement.

Note: Tenure information sourced from Western Australia Department of Land Administration's Pastoral Lease Boundaries & Local Authority Boundaries Map, 1991.

WONGATHA (KALGOORLIE) ATSIK REGIONAL COUNCIL





**Commonwealth
of Australia**

Gazette

No. S 167, Thursday, 4 May 1995

Published by the Australian Government Publishing Service, Canberra

SPECIAL

NOTIFICATION OF THE MAKING OF STATUTORY RULES

The following Statutory Rules have been made and copies may be purchased at the Commonwealth Government Bookshop, 70 Alinga St, Canberra City, ACT.

Act under which the Statutory Rules were made	Description of the Statutory Rules	Year and number of the Statutory Rules
<i>Superannuation Act 1990</i>	Superannuation (PSS) Membership Inclusion Declaration	1995 No. 79





AUSTRALIAN CUSTOMS SERVICE

CUSTOMS ACT 1901 - PART XV SPECIAL PROVISIONS RELATING TO ANTI-DUMPING DUTIES

NOTIFICATION OF A REVIEW OF ANTI-DUMPING MEASURES APPLYING TO IMPORTATIONS OF POLYVINYL CHLORIDE HOMOPOLYMER RESIN (PVC), FROM BRAZIL, CANADA, THE PEOPLE'S REPUBLIC OF CHINA, FRANCE, JAPAN, MEXICO, THE KINGDOM OF NORWAY, THE KINGDOM OF SAUDI ARABIA, THAILAND AND THE UNITED STATES OF AMERICA

Anti-dumping measures are currently in place against imports of PVC from all of the above countries. These measures are the result of several anti-dumping inquiries and reviews.

Following a request from Auseon Limited and ICI Australia Operations Pty Ltd the Australian Customs Service (Customs) will commence a review of normal values and non-injurious free-on-board prices applying to imports of PVC from the above countries.

Information submitted by Auseon and ICI, indicates that the cost of vinyl chloride monomer (VCM), the main material input in the production of PVC, has increased significantly since the last review. Further to this Auseon and ICI claim that the increase in price of VCM has, as a consequence, increased the local industry's cost to produce PVC.

The review will commence on 4 May 1995 with an expected completion date of 11 August 1995.

Customs invites interested parties to lodge submissions no later than the close of business on 13 June 1995, with The Director, Dumping Operations 3, Australian Customs Service, Customs House, 5 Constitution Avenue, CANBERRA ACT 2601.

Any inquiries regarding this review may be directed to Anne Robbie, Assistant Director, Dumping Operations 3, on telephone (06) 275 6384 or by facsimile on (06) 275 6990.

Graham Cruttenden
Director Dumping Operations 3
CANBERRA ACT 2601

4 May 1995

Dumping Operations - C95/04512



