



Commonwealth
of Australia

Gazette

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GOVERNMENT NOTICES

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The date of publication of this Gazette is 1 October 1997

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Variation of closing times

Commonwealth of Australia Gazette

Government Notices

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Monday, 6 October 1997 is a public holiday in the Australian Capital Territory thus affecting closing time for the following *Government Notices Gazette*.

Issue of 8 October 1997.

Thursday, 2 October 1997 at 10.00 a.m.

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Subscriptions	132 447

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 (02) 6295 4661

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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.

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Agent:

Darwin: Northern Territory Government
Publications, 13 Smith Street,
tel. (08) 8989 7152

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OTHER ISSUES OF THE GAZETTE

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.

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.

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ISSUE OF PERIODIC GAZETTES

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

Copies may be purchased from Commonwealth Government Info Shops or by mail from: Mail Order Sales, Australian Government Publishing Service, GPO Box 84, Canberra ACT 2601.

Gazette number	Date of Publication	Subject
P1	7.1.97	Road Vehicle (National Standards) Determination No. 3 of 1996
P2	15.1.97	<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1 October 1996 to 30 November 1996 and not previously gazetted Particulars of some permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1 September 1996 to 30 September 1996 and not previously gazetted Particulars of some permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1 December 1996 to 31 December 1996
P3	17.1.97	Instruments made under Part VII of the <i>National Health Act 1953</i>
P4	23.1.97	Notice by the Australian Securities Commission of intention to deregister defunct companies
P5	26.2.97	Notice by the Australian Securities Commission of intention to deregister defunct companies
P6	28.2.97	<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1 December 1996 to 31 January 1997 and not previously gazetted Particulars of some permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1 February 1997 to 28 February 1997
P7	13.3.97	Australian Securities Commission money or property unclaimed by dissenting shareholders
P8	10.4.97	<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1 February 1997 to 28 February 1997 and not previously gazetted Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1 November 1996 to 31 January 1997 and not previously gazetted Particulars of some permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1 March 1997 to 31 March 1997
P9	18.4.97	<i>Insurance (Agents and Brokers) Act 1984</i>
P10	18.4.97	Notice by the Australian Securities Commission of intention to deregister defunct companies
P11	21.4.97	Instruments made under Part VII of the <i>National Health Act 1953</i>
P12	24.4.97	Road Vehicle (National Standards) Determination No. 1 of 1977
P13	15.5.97	Australia New Zealand Food Authority. Amendment No. 34 to the Food Standards Code
P14	19.5.97	<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1 March 1997 to 31 March 1997 and not previously gazetted Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1 January 1997 to 28 February 1997 and not previously gazetted

Gazette number	Date of Publication	Subject
P15	6.6.97	<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1 April to 30 April 1997 and not previously gazetted
P16	24.6.97	<i>Australian Heritage Commission Act 1975</i> Notice of intention to enter places in the Register of the National Estate. Notice of entry in the Register of the National Estate. Notice of decision not to enter places and parts of places in the Register of the National Estate. Notice of intention to remove places and parts of places from the Register of the National Estate. Notice of removal of entries from the Register of the National Estate.
P17	24.6.97	Notice by the Australian Securities Commission of intention to deregister defunct companies
P18	27.6.97	<i>Insurance (Agents and Brokers) Act 1984</i> Notification of new registration
P19	27.6.97	<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1.5.97 to 31.5.97 and not previously gazetted Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1.3.97 to 31.3.97 and not previously gazetted
P20	23.7.97	Instrument made under Part VII of the <i>National Health Act 1953</i>
P21	24.7.97	Australian Customs Service Tariff Quotes—Cheese Quota Allocations—Tariff Quota Holders—1 July 1997 to 30 June 1998. Quota Transaction Processed in the Period 1 January 1997 to 30 June 1997
P22	1.8.97	<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1.6.97 to 30.6.97 and not previously gazetted
P23	1.8.97	Notice by the Australian Securities Commission of intention to deregister defunct companies
P24	28.8.97	Australia-New Zealand Food Authority. Amendment No. 35 to the Food Standards Code
P25	5.9.97	General Recurrent Grants to Non-Government, Non-Systemic and Systemic Schools
P26	5.9.97	<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1.7.97 to 31.7.97 and not previously gazetted Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1.10.96 to 30.6.97 and not previously gazetted Particulars of some permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1.8.97 to 31.8.97
P27	5.9.97	Money or Property Unclaimed by Dissenting Shareholders
P28	18.9.97	Wildlife Protection (Regulation of Exports and Imports) Act 1982, Schedules 1, 2 and 2A (amended September 1997)

Legislation

Acts of Parliament assented to

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

Assented to on 15 September 1997:

No. 123 of 1997—An Act to amend the *Carriage of Goods by Sea Act 1991*. (*Carriage of Goods by Sea Amendment Act 1997*).

No. 124 of 1997—An Act to amend the *Income Tax Rates Act 1986*, and for related purposes. (*Income Tax Rates Amendment Act (No. 1) 1997*).

No. 125 of 1997—An Act to amend the *Higher Education Funding Act 1988*, and for related purposes. (*Higher Education Funding Amendment Act (No. 1) 1997*).

No. 126 of 1997—An Act relating to the Multilateral Investment Guarantee Agency. (*Multilateral Investment Guarantee Agency Act 1997*).

No. 127 of 1997—An Act to amend the *International Monetary Agreements Act 1947*. (*International Monetary Agreements Amendment Act 1997*).

No. 128 of 1997—An Act to provide for the election of delegates to the Constitutional Convention, and for related purposes. (*Constitutional Convention (Election) Act 1997*).

Assented to on 17 September 1997:

No. 129 of 1997—An Act to amend the *Health Insurance Act 1973*, and for related purposes. (*Health Insurance (Pathology Services) Amendment Act 1997*).

No. 130 of 1997—An Act to amend the *Australian Maritime Safety Authority Act 1990*, the *Air Services Act 1995* and the *Civil Aviation Act 1988*, and for related purposes. (*Transport Legislation Amendment (Search and Rescue Service) Act 1997*).

IC HARRIS

Clerk of the House of Representatives

Acts of Parliament assented to

It is hereby notified, for general information, that His Excellency the Governor-General, in the name of Her Majesty, assented on 19 September 1997 to the undermentioned Acts passed by the Senate and the House of Representatives in the Parliament assembled, viz.:

- No. 131 of 1997—An Act to amend the *States Grants (General Purposes) Act 1994*, and for related purposes. (*States Grants (General Purposes) Amendment Act 1997*).
- No. 132 of 1997—An Act relating to the imposition and collection of franchise fees windfall tax. (*Franchise Fees Windfall Tax (Collection) Act 1997*).
- No. 133 of 1997—An Act to impose franchise fees windfall tax, and for related purposes. (*Franchise Fees Windfall Tax (Imposition) Act 1997*).
- No. 134 of 1997—An Act to make consequential amendments related to franchise fees windfall tax. (*Franchise Fees Windfall Tax (Consequential Amendments) Act 1997*).
- No. 135 of 1997—An Act to amend the *Excise Tariff Act 1921*, and for related purposes. (*Excise Tariff Amendment Act (No. 3) 1997*).
- No. 136 of 1997—An Act to amend the *Customs Tariff Act 1995*, and for related purposes. (*Customs Tariff Amendment Act (No. 3) 1997*).
- No. 137 of 1997—An Act relating to sales tax. (*Sales Tax (Customs) (Alcoholic Beverages) Act 1997*).
- No. 138 of 1997—An Act relating to sales tax. (*Sales Tax (Excise) (Alcoholic Beverages) Act 1997*).
- No. 139 of 1997—An Act relating to sales tax. (*Sales Tax (General) (Alcoholic Beverages) Act 1997*).
- No. 140 of 1997—An Act to amend the *Sales Tax Assessment Act 1992*, and for related purposes. (*Sales Tax Assessment Amendment Act 1997*).

I C HARRIS

Clerk of the House of Representatives

Government Departments

Administrative Services



LANDS ACQUISITION ACT 1989

DELEGATION BY THE MINISTER FOR ADMINISTRATIVE SERVICES UNDER SECTION 139

I, **DAVID FRANCIS JULL**, Minister for Administrative Services, acting pursuant to my powers under section 139 of the *Lands Acquisition Act 1989*, by this instrument:

(a) **REVOKE** instruments of delegation dated the seventh day of June 1989 and the thirteenth day of December 1995 wherein certain powers and functions of the Minister of State under the *Lands Acquisition Act 1989* were delegated to the persons for the time being holding, occupying or performing the duties of specified offices in the Departments or Agencies referred to in those instruments;

(b) **DELEGATE** to any person from time to time holding, occupying or performing the duties of an office specified in Schedule 1 the powers and functions identified in Schedule 2;

(c) **DIRECT** that any authorisation given pursuant to an exercise of the powers hereby delegated shall be given in writing; and

(d) **DIRECT** that the person giving the authorisation shall within fourteen days provide a copy of the authorisation to the General Manager of the Domestic Property Group in the Department of Administrative Services.

DATED this SEVENTEENTH day of SEPTEMBER 1997

A handwritten signature in black ink, appearing to read 'David Jull', with a long horizontal stroke extending to the right.

DAVID JULL
Minister for Administrative Services



LANDS ACQUISITION ACT 1989
DELEGATIONS BY THE MINISTER FOR ADMINISTRATIVE SERVICES

SCHEDULE 1
Page 1

DEPARTMENT OR AGENCY	POSITION No.	TITLE OF POSITION
Department of Administrative Services		
Australian Electoral Commission	101	General Manager, Corporate Resources
	CO 10001	Electoral Commissioner
	CO 01001	Assistant Commissioner, Corporate Services
Attorney-General's Department		
	1055	General Manager, Resources
	7702	Manager, Executive Branch
	492	Director, Construction and Property Management Section
Administrative Appeals Tribunal, Brisbane	15591	Manager, Finance and Property, Principal Registry, Brisbane
Australian Federal Police	1560	General Manager, Corporate Services
	P0020	Director, Corporate
Australian Security Intelligence Organisation	CSD001	First Assistant Director-General, Corporate Management
Family Court of Australia	1	Chief Executive Officer
	3697	Principal Director of Administration
National Crime Authority	9001	Chairperson
	325	General Manager, Corporate

SCHEDULE 1
Page 2

DEPARTMENT OR AGENCY	POSITION NO.	TITLE OF POSITION
Department of Communications and the Arts		
	10004	Secretary
	30202	Deputy Secretary
	30013	Assistant Secretary, Corporate Services Branch
Australian Archives	89	Assistant Director-General, Facilities and Corporate Management
	30011	National Director of Facilities
Australian Communications Authority	25998	Chairman
	25116	Executive Manager, Corporate Management Group
	25682	National Manager, Office Services Team
Department of Defence		
	381641	Defence Estate Manager
	382434	Assistant Secretary, Property Management
	381626	Director, Property Services
Department of Employment, Education, Training and Youth Affairs		
	19347	Deputy Secretary
	12256	First Assistant Secretary, Corporate Services Division
	12281	Assistant Secretary, Property and Purchasing Branch
Department of Environment, Sport and Territories		
	2282	First Assistant Secretary, Corporate Management Division
	2305	Assistant Secretary, Finance and Infrastructure Branch
Antarctic Division		
	24	Assistant Director, Corporate Services
	41	Property and Services Manager

SCHEDULE 1

Page 3

DEPARTMENT OR AGENCY	POSITION No.	TITLE OF POSITION
Department of Environment, Sport and Territories (cont'd)		
Bureau of Meteorology	201	Assistant Director, Management
	285	Executive Officer, General Services
	293	Manager, Works and Office Services
Department of Finance		
	00001	Deputy Secretary
	00085	First Assistant Secretary, Corporate and Business Services
	01590	Assistant Secretary, Finance and Administration Branch
Australian National Audit Office	1439	Executive Director, Corporate Management
	1645	Business Manager, Corporate Management
Commonwealth Superannuation Administration (COMSUPER)	292	Assistant Commissioner, Business Management
Office of Asset Sales	n/a	Chief Executive Officer
Office of Government Information Technology	n/a	Chief Government Information Officer
Department of Foreign Affairs and Trade		
	1207	First Assistant Secretary, Passports, Services and Security
	824	Assistant Secretary, Services and Property Branch
	3368	Director, Domestic Property, Information and Office Services
Australian Trade Commission (AUSTRADE)	n/a	Executive General Manager, Corporate and Government
	n/a	General Manager, Corporate Finance and Property
	n/a	Manager, Legal and Risk Management
	n/a	Manager, Property and Services

SCHEDULE 1

Page 4

DEPARTMENT OR AGENCY	POSITION NO.	TITLE OF POSITION
Department of Health and Family Services		
	2950	First Assistant Secretary, Corporate Services Division
	620	Assistant Secretary, Financial Management Branch
	3278	Director, Property Management and Security Section
Australian Hearing Services		
	10950	Managing Director
	902	General Manager, Operations
	7292	General Manager, Corporate and Commercial Services
Commonwealth Rehabilitation Service		
	8712	General Manager
	2495	Deputy General Manager
Therapeutic Goods Administration		
	187	Director
Department of Immigration and Multicultural Affairs		
	3362	First Assistant Secretary, Australian Client Services
	3340	First Assistant Secretary, Multicultural Affairs and Citizenship
	3361	First Assistant Secretary, Corporate Strategy and Services
Department of Industry, Science and Tourism		
	7000	Secretary
	7015	First Assistant Secretary, Corporate Services Division
	7024	Assistant Secretary, Resource Management Branch
	7327	Director, Property and Financial Resource Services Section
Australian Customs Service		
	10006	National Manager, Budgets
	10482	Director, Budget Policy and Operations
	10086	Director, Accounting Policy and Operations

SCHEDULE 1

Page 5

DEPARTMENT OR AGENCY	POSITION No.	TITLE OF POSITION
Department of Industry, Science and Tourism (cont'd)		
Australian Industrial Property Organisation	7008	Director-General
	8854	Deputy Director-General, Business Services
	5028	Director, Property and Services
Australian Nuclear Science and Technology Organisation	n/a	Executive Director
Commonwealth Scientific and Industrial Research Organisation	n/a	Chief Executive
	n/a	Deputy Chief Executive
	n/a	General Manager
Department of Primary Industries and Energy	10482	First Assistant Secretary, Corporate Group
	10524	Assistant Secretary, Corporate Group
	15787	Director, Accommodation Services
Australian Quarantine Inspection Service	13962	Corporate Treasurer
Department of the Prime Minister and Cabinet		
Aboriginal and Torres Strait Islander Commission	1	Chief Executive Officer
	4	General Manager, Corporate Services Division
	21	Assistant General Manager, Human Resources and Corporate Administration Branch
	25	Manager, Corporate Support Section

SCHEDULE 1
Page 6

DEPARTMENT OR AGENCY	POSITION NO.	TITLE OF POSITION
Department of Social Security		
Commonwealth Service Delivery Agency	2049 4 1642	Deputy Chief Executive Officer General Manager, Contestability and Contracts National Manager, Budgets and Property
Department of Transport and Regional Development		
	18080 18083	First Assistant Secretary, Corporate Management Division Assistant Secretary, Finance and Services Branch
Civil Aviation Safety Authority	0001 0047 0007 n/a	Director of Aviation Safety General Manager, Finance Branch General Manager, Human Resource Management Branch Associate Director, Corporate
Department of the Treasury		
Australian Bureau of Statistics	24 6645	Assistant Statistician, Financial Resources Branch Director, National Accommodation Strategy Section
Australian Taxation Office	1 2 100007 39001	Commissioner of Taxation Second Commissioner of Taxation First Assistant Commissioner, Corporate Services Assistant Commissioner, Accommodation Management Services
Insurance and Superannuation Commission	88 53	First Assistant Commissioner, Policy, Legal, Actuarial and Corporate Group Assistant Commissioner, Corporate Branch

SCHEDULE 1
Page 7

DEPARTMENT OR AGENCY	POSITION NO.	TITLE OF POSITION
Department of Workplace Relations and Small Business	11258	First Assistant Secretary
	18107	Assistant Secretary
Affirmative Action Agency	11592	Director



LANDS ACQUISITION ACT 1989
DELEGATION BY THE MINISTER FOR ADMINISTRATIVE SERVICES

SCHEDULE 2

The powers and functions of the Minister for Administrative Services under:

(a) Subsection 40 (1) of the Lands Acquisition Act 1989 to:

- (i) authorise the acquisition by lease of land and/or premises where the interest to be acquired is available in the market as that expression is used in paragraph 40(2)(c) of that Act; and
- (ii) authorise the acquisition by agreement of land or interests in land to provide residential accommodation for staff where the interest to be acquired is available in the market as that expression is used in paragraph 40(2)(c) of that Act;

Subsection 119 (1) of the Lands Acquisition Act 1989 to:

- (i) authorise the disposal by surrender, partial surrender, assignment or termination of a lease or an interest in a lease; and
- (ii) authorise the disposal of land or interests in land acquired, used or formerly used to provide residential accommodation for staff.

9606581

Environment, Sport and Territories

Commonwealth of Australia

Declaration under s18.(1) of the *Endangered Species Protection Act 1992*

I, ROBERT MURRAY HILL, Minister for the Environment, in pursuance of s18.(1) of the *Endangered Species Protection Act 1992*, hereby declare that Schedule 1 to that Act shall be deemed to be amended by adding

Melomys rubicola, Bramble Cay Melomys
Zyomys palatalis, Carpentarian Rock-rat

to "Part 1 - Species that are endangered" under the heading of "MAMMALS"

In accordance with s19 of the *Endangered Species Protection Act 1992* the reasons for the above amendments are available at reasonable cost from the Director of National Parks and Wildlife on receipt of a written request.

Dated this..... 8th day of..... September 1997.

Robert Hill

Minister for the Environment

9606582

WILDLIFE PROTECTION (REGULATION OF EXPORTS AND IMPORTS)
ACT 1982

SECTION 44

The Designated Authority, under sub-section 20(1) of the *Wildlife Protection (Regulation of Exports and Imports) Act 1982*, in pursuance of sub-section 44(1) of the Act is considering giving authorities under section 44 of the Act to the following companies for the export of Giant (King) Crabs *Pseudocarcinus gigas*, Spiny (Champagne) Crabs *Hypothalassia armata*, and/or Australian Snow Crabs *Chaceon bicolor*.

SEA Food International Pty Ltd
PO Box 8
MARGATE TAS 7054

SEA Food International Pty Ltd
7/2 Burrows Road South
ST PETERS NSW 2044

SeaRaker Fisheries Pty Ltd
77 Hargrave Avenue
ESSENDON AIRPORT VIC 3041

SEA Food International Pty Ltd
PP Box 325
KENMORE QLD 4069

In accordance with paragraph 44(1)(f) of the Act interested persons are invited to lodge comments in writing on the desirability of giving the authorities. Such comments should be lodged at the following address not later than 5 days after the date of publication of this Notice:

The Director
Wildlife Population Assessment Section
Environment Australia
GPO Box 636
CANBERRA ACT 2601

9606583

COMMONWEALTH OF AUSTRALIA

Wildlife Protection (Regulation of Exports and Imports) Act 1982

DECLARATION OF CONTROLLED SPECIMENS

I, ROBERT MURRAY HILL, Minister for the Environment, having considered comments as required by subsection 9B(3) of the *Wildlife Protection (Regulation of Exports and Imports) Act 1982* (the Act) and having taken into account advice from the Designated Authority on those matters specified in Regulation 5A(1) for the purposes of subsection 10A(5) of the Act, hereby declare *Dicksonia antarctica* whole plants, harvested by Mr Max Cole, of Elliminyt, Victoria, to be 'controlled specimens' for the purposes of subsection 10A(2) of the Act, subject to the following conditions:

1. The harvest is restricted to the Aire Valley Softwood Plantation, managed by the Victorian Plantations Corporation, and carried out in accordance with a permit issued by the Victorian Department of Natural Resources and Environment.
2. The maximum number of plants which may be harvested is limited to the number specified on a permit issued by the Victorian Department of Natural Resources and Environment. Recording of total numbers harvested under this permit, detailing both domestic and export quantities, is to be provided annually to the Designated Authority.
3. The tag numbers on each stem/plant proposed for export are to be specified in the applications for permits to export.
4. This declaration is valid until 30 September, 2000, or the declaration of a statewide Management Program for Victorian flora, whichever is the earlier.

Dated this

11th day of

September 1997


Minister for the Environment

Subject to the *Administrative Appeals Tribunal Act 1975*, a person or persons whose interests are affected by this declaration may, within 28 days, make an application in writing to Environment Australia for the reasons for the decision. An application for independent review of the decision may be made to the Administrative Appeals Tribunal, on payment of the relevant fee, by or on behalf of the person or persons whose interests are affected, either within 28 days of receipt of the reasons for the decision, or within 28 days of this declaration if reasons for the decision are not sought. Further information may be obtained from:

Director, Wildlife Population Assessment Section

Biodiversity Group

Environment Australia

GPO Box 636

CANBERRA ACT 2601

Telephone: (06) 250 0200

Facsimile: (06) 250 0243

9606584

WILDLIFE PROTECTION (REGULATION OF EXPORTS AND IMPORTS) ACT 1982

SECTION 44

The Designated Authority, under sub-section 20(1) of the *Wildlife Protection (Regulation of Exports and Imports) Act 1982*, in pursuance of sub-section 44(1) of that Act is considering giving an authority under section 44 of that Act to:

Mrs Barbara Turla, Australia to export three Giant clam shells (*Tridacna gigas*).

In accordance with paragraph 44(1)(f) of the Act interested persons are invited to lodge comments in writing on the desirability of giving the authority. Such comments should be lodged at the following address not later than 5 days after the date of publication of this Notice:

The Director
Wildlife Protection
Environment Australia
GPO Box 636
CANBERRA ACT 2601

9606585

IMPORT APPLICATION

Pursuant to Section 33 of the Hazardous Waste (Regulation of Exports and Imports) Act 1989, notice is given that an application has been received from Multitech Engineering Pty Limited to import 15,000 kilograms of waste asbestos (dust and fibres) (Basel no A2050) from the refit of an Australian offshore platform at Keppel Harbour, Singapore to Kelvin Road landfill site in Western Australia.

The waste would be disposed of by deposit into landfill. The material will be double wrapped in 2 micrometre thick plastic and sealed in accordance with the Worksafe Australia "Code of Practice for the Safe Removal of Asbestos" (August 1988).

It will be loaded onto a ship at Keppel Harbour, transported by ship and off-loaded at Fremantle, Western Australia. From there, it would be transported by road to Kelvin Road landfill site.

The export/import would take place as one shipment as soon as possible and would not transit any countries en route to Australia



Mark Hyman
Assistant Secretary
Chemicals and the Environment Branch

9606586

Finance

COMMONWEALTH OF AUSTRALIA

SUPERANNUATION ACT 1976

DETERMINATION

The CSS Board, pursuant to section 154A of the Superannuation Act 1976, and for the purposes of Division 2A of Part V, Part VIAA and section 156A of that Act, DETERMINES as follows:

Citation

1. This determination may be cited as the "Superannuation Act 1976 (Interest) Determination No. 30".

Commencement

2. This determination shall take effect from and including 25 August 1997.

Principal Determination

3. In this determination "the Principal Determination" means the determination, as amended, in force by virtue of paragraph 154A(4)(b) of the Superannuation Act 1976.

Amendments to the Principal Determination

[Setting of Crediting Rate of Interest for 1996-97 Financial Year and New "Exit" Rate of Interest]

4. Clause 6 of the Principal Determination is amended by:

- (a) deleting from subclauses (1) and (2) "1 July 1996" (wherever occurring) and inserting in its stead "1 July 1997"; and
- (b) deleting from subclauses (1) and (2) "13.0%" (wherever occurring) and inserting in its stead "10.7%".

5. Part I of the Schedule to the Principal Determination is amended by adding at the end:

"Financial Year that commenced on 1 July 1996

14.5% per annum"

[Superannuation Act 1976 (Interest) Determination No. 30 (continued)]

Application

6. (1) The provisions of the Principal Determination, as amended by this determination, apply in relation to interest payable or notional interest calculable (as the case may be) in respect of an amount that is a prescribed amount in relation to a person:

- (a) if deferred benefits become payable in respect of the person - after the date of the commencement of this determination; or
- (b) if:
 - (i) deferred benefits cease to be applicable in respect of the person; or
 - (ii) in the case of a person to whom deferred benefits are not applicable - the person ceases to be an eligible employee;on or after that date.

(2) An expression used in subclause 6(1) that is defined in the Principal Determination has the same meaning for the purposes of that subclause as it has in that determination.

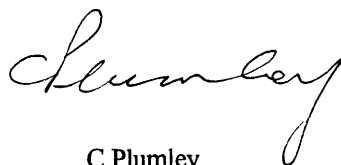
Signed on the twenty second day of August 1997 by M.N. Dawson (Secretary), K.J McCullagh (Authorised Signatory)

Foreign Affairs and Trade**EXPORT MARKET DEVELOPMENT GRANTS ACT 1997**

I, Charles Peter Plumley, Manager, Legislation Development, Australian Trade Commission, declare each of the following to be a "tourist attraction" for the purposes of Regulation 9, Schedule 2, Subitem 1(g) of the Export Market Development Grants Regulations.

ATTRACTION	LOCATION
A J Hackett Bungy Jump	Smithfield, Cairns, Qld
Alpenrail	Claremont, Tas.
Australia's Underwater World	Manly, N.S.W.
Australia's Wonderland	Minchinbury, N.S.W.
Balloon Aloft	North Rothbury, N.S.W.
Burbong Sheep Station	Red Hill, A.C.T.
Cairns Golf Club golf course	Earlville, Qld
Cockington Green	Belconnen, A.C.T.
Dreamworld	Coomera, Qld
El Caballo Blanco	Narellan, N.S.W.
Flemington Race Course for the Melbourne Cup	Flemington, Vic.
Frontier Camel Farm	Alice Springs, N.T.
Glenloch Sheep Station	Weetangera, A.C.T.
Glenrowan Light and Sound Show	Glenrowan, N.S.W.
Gold Coast Indy Car Grand Prix	Gold Coast, Qld.
Hamilton Sheep Centre	Curringa, Tas.
Hope Island golf course	Hope Island, Qld
Hyatt Regency Coolum golf course	Coolum, Qld
International Showroom - Conrad Jupiters Hotel/Casino	Broadbeach, Qld
Katoomba Scenic Railway & Skyway	Katoomba, N.S.W.
Kewarra Beach Resort for "Kup Mari"	Cairns, Qld
Kuranda Train	Cairns, Qld
Mirage Port Douglas Resort golf course	Port Douglas, Qld
National Tennis Centre for the Australian Open Tennis Tournament	Melbourne, Vic.
Nerada Tea Plantation	Innisfail, Qld
Nut Chairlift, The	Stanley, Tas.
Ocean World	Coomera, Qld
Old Sydney Town	Somersby, N.S.W.
Palm Cove Travelodge Resort golf course	Palm Cove, Qld
Palm Meadows golf course	Carrara, Qld
Paradise Country Farm	Nerang, Qld
Paradise Palms golf course	Clifton Beach, Qld
Paradise Springs golf course	Robina, Qld

Parkwood International golf course	Ernest, Qld
Pemberton Tram	Pemberton, W.A.
Pennyroyal World	Launceston, Tas.
Pioneer World	Armadale, W.A.
Princess Theatre for Phantom of the Opera	Melbourne, Vic.
Puffing Billy	Belgrave, Vic.
R.A.S. Showgrounds for the Royal Easter Show	Paddington, N.S.W.
Rainforest Habitat	Port Douglas, Qld
Rialto Towers Observation Deck	Melbourne, Vic
Robina Woods golf course	Robina, Qld
Royal Flying Doctor Service Headquarters	Alice Springs, N.T.
Royal Pines Resort golf course	Ashmore, Qld
Sanctuary Cove Resort golf course	Sanctuary Cove, Qld
School of the Air	Alice Springs, N.T.
Seaworld	Main Beach, Qld
Sovereign Hill	Ballarat, Vic.
Story of Sydney	Sydney, N.S.W.
Strehlow Reserch Centre	Alice Springs, N.T.
Stuart Farm	Hamilton, Tas.
Sydney Aquarium	Darling Harbour, N.S.W
Sydney Opera House	Sydney, N.S.W.
Sydney Show Club	Sydney, N.S.W.
Sydney Showboat	Sydney, N.S.W.
Sydney Tower Observation Deck	Sydney, N.S.W.
Telecom Tower	Black Mountain, A.C.T.
"The Edge" Maxvision Cinema	Katoomba, NSW
Tiagara	Devonport, Tas.
Tjapukai Aboriginal Dance Show	Kuranda, Qld
Tobruk Sheep Station	Marooka, N.S.W.
Tropical Fruit World	Duranbah, NSW
Underwater World	Mooloolaba, Qld
Vines Classic Golf Tournament	Ellenbrook, WA
Victoria Farm Shed	Tynong, Vic.
Warner Bros. Movie World	Oxenford, Qld
Warrook Murray Grey Stud	Monomeith, Vic.
Wild World	Palm Cove, Qld
Woolnorth	Montagu, Tas.



25 September 1997

C Plumley

Health and Family Services

COMMONWEALTH OF AUSTRALIA NATIONAL HEALTH ACT 1953 - SUBSECTION 79 (5)

CANCELLATION OF REGISTRATION

NOTICE is hereby given pursuant to subsection 82 (2) of the National Health Act 1953 (the Act) that the registration of Sydney Morning Herald Friendly Society, as a registered health benefits organisation under part VI of the Act, was cancelled with effect from COB 23 September 1997 in accordance with the provisions of subsection 79 (5) of the Act.

Chris Woodgate
Delegate of the Minister for Health and Family Services.

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COMMONWEALTH OF AUSTRALIA

National Health Act 1953

PHARMACEUTICAL BENEFITS

DECLARATION UNDER SUBSECTION 85 (2)

No. PB 12 of 1997

I, ALAN WILLIAM STEVENS, Acting Assistant Secretary, Pharmaceutical Benefits Branch, Department of Health and Family Services and Delegate of the Minister for Health and Family Services, pursuant to subsection 85 (2) of the *National Health Act 1953*, hereby make the following Declaration:

1. This Declaration shall come into operation on 1 October 1997.
2. Declaration No. PB 9 of 1997 under subsection 85 (2) of the *National Health Act 1953* made on 11 July 1997 with effect from 1 August 1997 is, in this Declaration, referred to as the Principal Declaration.
3. Schedule 5 to the Principal Declaration is amended by inserting, after "Mycophenolate Mofetil", "Nevirapine".

Dated this *Fifteenth* day of *September* 1997.



A. STEVENS
Acting Assistant Secretary
Pharmaceutical Benefits Branch
Department of Health and Family Services
Delegate of the Minister for Health and Family Services

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COMMONWEALTH OF AUSTRALIA

National Health Act 1953

PHARMACEUTICAL BENEFITS

DETERMINATION UNDER SUBSECTION 99L (1)

No. PB 13 of 1997

I, PATRICIA MARY WORTH, Parliamentary Secretary to the Minister for Health and Family Services, for and on behalf of the Minister for Health and Family Services, pursuant to subsection 99L (1) of the *National Health Act 1953* and subject to section 4 of the *Acts Interpretation Act 1901*, hereby make the following Determination:

Commencement

1. (a) This Determination shall come into operation on 1 October 1997.
- (b) Determination No. PB 21 of 1996 under subsection 99L (1) of the *National Health Act 1953* made on 11 December 1996 with effect from 1 January 1997 is hereby revoked.

Interpretation

2. In this Determination:

“accreditation body” means a body that accredits pharmacists as being competent to perform patient medication reviews and which has been accepted as such by the Secretary;

“accredited pharmacist” means a pharmacist in respect of whom an accreditation body has certified that the pharmacist has satisfied the conditions of accreditation set by the accreditation body and who is currently accredited by that body;

“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, general 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;

“high care recipient”, in relation to a residential care service, means a care recipient of the residential care service who has a classification category of 1, 2, 3 or 4, within the meaning of the *Aged Care Act 1997*;

“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;

“medication review” means a professional service, undertaken by an accredited pharmacist, of reviewing the medicines taken by, or administered to, a high care recipient of a residential care service;

“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;

“residential care service” has the same meaning as in the *Aged Care Act 1997*;

“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) real estate agencies, 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 Minister” means the Minister for Health and Family Services;

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

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

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 (“the applicant”) under section 90 of the Act in respect of particular premises must be recommended if the applicant has a legal right to occupy those premises and:
 - (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 applicant 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 applicant was received by the Secretary before 1 February 1997 and the applicant 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 applicant's solicitor or accountant; or
 - (ii) details of any contractual arrangements together with an affidavit by the applicant'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 ("the applicant") under section 90 of the Act in respect of particular premises must be recommended if the applicant has a legal right to occupy those premises, and either:
- (aaa) the applicant is already approved under section 90 of the Act in respect of other premises from which the applicant proposes to cease supplying pharmaceutical benefits immediately before the granting of the approval; or
 - (aa) another pharmacist ("the vendor") is already approved under section 90 of the Act in respect of other premises from which the vendor proposes to cease supplying pharmaceutical benefits immediately before the granting of the approval to the applicant, and the vendor has specified that it is in favour of the applicant that he or she proposes to cease supplying pharmaceutical benefits;
- and one of the following circumstances applies:
- (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 from which pharmaceutical benefits are to cease being supplied; 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 from which pharmaceutical benefits are to cease being supplied, 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 from which pharmaceutical benefits are to cease being supplied; and
 - (ii) the application for approval results from exceptional circumstances pertaining to the premises from which pharmaceutical benefits are to cease being supplied, 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 from which pharmaceutical benefits are to cease being supplied; or
 - (ii) the Authority is satisfied that there will not be a definite community need for pharmaceutical services in the area of the premises from which pharmaceutical benefits are to cease being supplied; or
 - (d) the premises are premises at or from which the applicant 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 applicant is approved under section 90 of the Act.
7. Subject to paragraph 8, approval of a pharmacist ("the applicant") under section 90 of the Act in respect of particular premises may be recommended if the applicant has a legal right to occupy those premises, and the Authority is satisfied that either:
- (aaa) the applicant is already approved under section 90 of the Act in respect of other premises from which the applicant proposes to cease supplying pharmaceutical benefits immediately before the granting of the approval; or
 - (aa) another pharmacist ("the vendor") is already approved under section 90 of the Act in respect of other premises from which the vendor proposes to cease supplying pharmaceutical benefits immediately before the granting of the approval to the applicant, and the vendor has specified that it is in favour of the applicant that he or she proposes to cease supplying pharmaceutical benefits;
- and either of the following circumstances applies:

(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;

and provided further that:

- (iv) 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 from which pharmaceutical benefits are to cease being supplied; or
- (v) the Authority is satisfied that there will not be a definite community need for pharmaceutical services in the area of the premises from which pharmaceutical benefits are to cease being supplied;

(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;

and provided further that:

- (iv) 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 from which pharmaceutical benefits are to cease being supplied; or
- (v) the Authority is satisfied that there will not be a definite community need for pharmaceutical services in the area of the premises from which pharmaceutical benefits are to cease being supplied.

8. A recommendation must not be made pursuant to paragraph 6 or 7 if approvals under section 90 of the Act in respect of the premises from which the applicant is seeking to relocate have been in force for a continuous period of less than 2 years (including the day on which the application was made), unless:
 - (a) the application is in respect of the same or substantially the same premises, following renovation or redevelopment of those premises, as those in respect of which the applicant was approved under section 90 of the Act immediately before the granting of the current approval of the applicant under section 90 of the Act; or
 - (b) the applicant's approval in respect of the premises from which the applicant is seeking to relocate resulted from an application to which subsection 90 (3AA) of the Act applied and the pharmacist previously approved in respect of the premises from which the applicant is seeking to relocate was, before being approved in respect of the premises from which the applicant is seeking to relocate, approved in respect of the premises to which the applicant is seeking to relocate; or
 - (c) the applicant 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; or
 - (d) the applicant is currently approved under section 90 of the Act in respect of premises situated within a large shopping centre and the applicant proposes to relocate to other premises within the same large shopping centre; or
 - (e) the applicant is currently approved under section 90 of the Act and proposes a relocation which involves the expansion of the applicant's current premises into adjoining premises.
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.
- 9A. For the purposes of paragraphs 5 to 8, "premises in respect of which a pharmacist is approved under section 90 of the Act" includes premises in respect of which, while no pharmacist is approved under section 90 of the Act, the Authority has recommended the approval of a pharmacist under section 90 of the Act, unless that recommendation has, pursuant to paragraph 9, lapsed.

Isolated 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 isolated pharmacy allowance under section 99ZA of the Act are set out in paragraphs 11 to 13.
11. Approval of the payment of an isolated 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 isolated 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 isolated 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 isolated 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 isolated 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 more than 6 months before the payment of the isolated pharmacy allowance was approved.

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	\$1,106
Not less than 40 kilometres but less than 60 kilometres, measured door to door by the shortest lawful access route	\$1,880
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	\$3,100

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 more than 6 months before the payment of the remote pharmacy allowance was approved.

Professional Allowance

23. For the purposes of paragraph 99K (1) (db) 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 professional allowance under section 99ZDA of the Act are set out in paragraphs 24 to 28.
24. Approval of the payment of a professional allowance under section 99ZDA of the Act must be recommended if the pharmacist is qualified for the payment of the allowance.
25. A pharmacist ("the applicant") is qualified for the payment of a professional allowance if:
- (a) the Authority is satisfied that the applicant has an agreement to provide medication reviews to high care recipients of a particular residential care service; and
 - (b) the applicant undertakes to allow only an accredited pharmacist to provide medication reviews; and
 - (c) the applicant undertakes to provide to the Authority, at intervals of not greater than 3 months, a report, relating to the provision of medication reviews to high care recipients of the residential care service, which includes:
 - (i) the name and address of the applicant and details of the approval of the applicant under section 99ZDA of the Act; and
 - (ii) the name and address of the pharmacist who provided the medication review service and evidence that that pharmacist is accredited by an accreditation body; and
 - (iii) a certification, by:
 - (A) the applicant; and
 - (B) the accredited pharmacist (if the accredited pharmacist is not the applicant); and
 - (C) the approved provider of the residential care service, or the provider's nominee, being a person of at least the status of senior charge sister;
- that medication review services have, during the period to which the report relates, been provided to high care recipients of the residential care service.
26. For the purpose of subparagraph 25 (a), the applicant has an agreement to provide medication reviews to high care recipients of a particular residential care service if the applicant and the approved provider of the residential care service have entered into an agreement, for a period of not less than 6 months, for the provision of such a service, provided that:
- (a) the agreement specifies, as at the date of the agreement, the following details:
 - (i) the name and address of the approved provider of the residential care service; and
 - (ii) the name and address of the residential care service and its approval number; and
 - (iii) the number of high care recipients of the residential care service; and

(iv) in a case where only part of the residential care service is the subject of the agreement, the high care recipients of that part of the residential care service; and

(b) the agreement includes an undertaking by the approved provider of the residential care service to allow the applicant, or an accredited pharmacist employed by the applicant, access to the residential care service and its high care recipients, to the relevant records of the high care recipients of the residential care service and to any other records or information relating to the medicines being taken by, or administered to, the high care recipients of the residential care service, for the purpose of conducting medication reviews.

27. Nothing in paragraphs 24 to 26 authorises the Authority to recommend the approval of more than one application for the payment of a professional allowance for medication reviews provided to a particular high care recipient of a residential care service.

28. Where the Authority recommends approval of the payment of a professional allowance under section 99ZDA of the Act ("the original recommendation"), it must also recommend that the payment of the allowance is subject to the condition that if:

- (a) the applicant ceases to be a pharmacist; or
- (b) any approval of the applicant under section 90 of the Act is revoked or suspended by the Minister under section 95 or 133 of the Act; or
- (c) the applicant ceases to have an agreement with the residential care service; or
- (d) the applicant ceases to provide medication reviews to the high care recipients of the residential care service; or
- (e) the applicant allows medication reviews to be provided other than by an accredited pharmacist; or
- (f) the applicant fails to provide the Authority with a report, at intervals of not more than 3 months, relating to the provision of medication reviews to high care recipients of the residential care service;

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:

- (g) a new recommendation as to whether payment of a professional allowance should be approved; and
- (h) 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, apply;

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

29. For the purposes of paragraph 99ZDA (1) (a) of the Act, the rate of payment of professional allowance for the provision of medication reviews shall be an annual amount of \$54, paid in equal monthly instalments, in respect of each of the high care recipients of the residential care service in respect of whom medication reviews are being provided under an agreement of the type referred to in paragraph 26.

Dated this 19th day of Sept. 1997.



TRISH WORTH

Parliamentary Secretary to the Minister for Health and Family Services

9606590

THERAPEUTIC GOODS ACT 1989

PUBLICATION OF MANUFACTURER SUSPENDED FROM LICENSING FOR THE MANUFACTURE OF THERAPEUTIC GOODS

I, John Cable, (Director, Conformity Assessment Branch), delegate of the Secretary for the purpose of subsection 42 of the **Therapeutic Goods Act**, hereby publish the following details concerning the suspension of a licence to manufacture therapeutic goods.

Under subsection 41(1)(d) of the Therapeutic Goods Act 1989 the Secretary by notice in writing has suspended the licence held by:

MARTIN & PLEASANCE PTY LTD- LICENCE NO. 1186 - AT THE REQUEST OF THE MANUFACTURER FOR A PERIOD OF TWELVE MONTHS EFFECTIVE FROM 17TH SEPTEMBER 1997.



John Cable
Delegate of the Secretary
17 September 1997

9606591

Immigration and Multicultural 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 Multicultural 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?
ANDREWS William Bernard	28/07/48	Tribby Misso & Company Solicitors	401 Gympie Rd STRATHPINE QLD 4500	CHARGES
BAMBA Rex	18/04/45	Richard Barba & Co	50 Woburn Abbey Court WATTLE GROVE NSW 2173	CHARGES
DUFFY Jeremy Hugh Gavan	1/08/57	Johnston Withers	170 South Terrace ADELAIDE SA 5000	CHARGES
HERMAN Michael Jack	28/02/48	Herman Partners	Suite 1 454 St Kilda Road MELBOURNE VIC 3004	CHARGES
LOCKER Jeffrey Thomas	6/02/43	Industry Assistors Pty Ltd	24/15 Herbert St ST LEONARDS NSW 2065	CHARGES
MAI Ying	19/12/62	MAI Business Services	15 Berkeley Street Oakleigh VIC 3166	CHARGES
NGUYEN Cam Hong Thi	17/05/64	Nguyen & Company Lawyers	1/335 Chapel Rd Bankstown NSW 2200	CHARGES
O'BRIEN James Allen (Jim)	2/07/57		4 Santry Place Dunlop ACT 2615	CHARGES
PINTER Janice	20/09/44	Janice Pinter & Associates	37 Grange Rd Glenhaven NSW 2158	CHARGES
ROBSON Andrew James	23/12/67	Legal Aid WA	GPO Box L916 Perth WA 6001	FREE SERVICE
SPEC Juliana	9/10/70	Australian Croatian Community Services	40 Pickett Street Footscray VIC 3011	FREE SERVICE
WU Judy Wai Ching	19/09/61		Level 1 55 Grosvenor Street NEUTRAL BAY NSW 2089	CHARGES
ZHAO Jun	1/10/56	Cheng Xin Migration Service	25 Council Street Doncaster VIC 3108	CHARGES

for SECRETARY
Wednesday, 1 October 1997



Commonwealth of Australia

Immigration (Education) Act 1971

NOTICE UNDER SUBPARAGRAPH 4(b)(ii) and SUBPARAGRAPH 4(c)(ii)

I, **PHILIP RUDDOCK**, Minister for Immigration and Multicultural Affairs, acting under subparagraph 4(b)(ii) and subparagraph 4(c)(ii) of the *Immigration (Education) Act 1971* ("the Act"), hereby:

- (1) **REVOKE** the notice made by me on 3 June 1997 under subparagraph 4(b)(ii) and subparagraph 4(c)(ii) of the Act; and
- (2) **SPECIFY** for the purposes of subparagraph 4(b)(ii) and subparagraph 4(c)(ii) of the Act the following temporary visas:
 - (a) Spouse (Provisional)(Class UF);
 - (b) Interdependency (Provisional)(Class UG);
 - (c) Resolution of Status (Temporary)(Class UH);
 - (d) Subclass 820 (Spouse); and
 - (e) Subclass 826 (Interdependency).

This notice has effect on and from 1 October 1997.

Dated

25th September
A handwritten signature in dark ink, appearing to read 'Philip Ruddock', written over the date.

1997

Minister for Immigration and Multicultural Affairs

[NOTE: Subparagraph 4(b)(ii) of the *Immigration (Education) Act 1971* provides that the Minister may arrange for English courses and citizenship courses to be provided in Australia to persons who hold a temporary visa of a class specified by the Minister by notice published in the *Gazette*. Subparagraph 4(c)(ii) provides that the Minister may arrange for English courses and citizenship courses to be provided in the Territory of Cocos (Keeling) Islands or in the Territory of Christmas Island for persons in the Territory concerned who hold a temporary visa of a class specified by the Minister by notice published in the *Gazette*.]

Industry, Science and Tourism

COMMONWEALTH OF AUSTRALIA CUSTOMS ACT 1901

NOTICE OF RATES OF EXCHANGE - s161J CUSTOMS ACT 1901

I, MICHAEL POLITI, delegate of the Chief Executive Officer 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	10/09/97	11/09/97	12/09/97	13/09/97	14/09/97	15/09/97	16/09/97
Austria	Schillings	9.2835	9.1307	9.0273	9.0273	9.0273	9.0333	8.9032
Belgium/Lux	Francs	27.2500	26.8100	26.4900	26.4900	26.4900	26.4700	26.1300
Brazil	Reals	.7710	.7666	.7643	.7643	.7643	.7655	.7611
Canada	Dollars	1.0070	1.0029	1.0036	1.0036	1.0036	1.0054	.9989
China	Yuan	6.0288	5.9944	5.9763	5.9763	5.9763	5.9857	5.9506
Denmark	Kroner	5.0237	4.9431	4.8877	4.8877	4.8877	4.8866	4.8231
EC	ECU	.6720	.6624	.6545	.6545	.6545	.6539	.6459
Fiji	Dollar	1.0651	1.0596	1.0607	1.0607	1.0607	1.0625	1.0376
Finland	Markka	3.9477	3.8840	3.8471	3.8471	3.8471	3.8441	3.7798
France	Francs	4.4374	4.3604	4.3148	4.3148	4.3148	4.3137	4.2551
Germany	Deutschmark	1.3197	1.2973	1.2838	1.2838	1.2838	1.2835	1.2669
Greece	Drachmae	207.2000	204.1700	202.1200	202.1200	202.1200	202.0500	199.9600
Hong Kong	Dollars	5.6335	5.6012	5.5845	5.5845	5.5845	5.5935	5.5607
India	Rupees	26.5883	26.4444	26.3642	26.3642	26.3642	26.3409	26.2040
Indonesia	Rupiah	2120.9000	2124.0000	2127.0000	2127.0000	2127.0000	2121.6000	2113.6000
Ireland	Pounds	.4874	.4829	.4789	.4789	.4789	.4788	.4746
Israel	Shekel	2.5605	2.5352	2.5192	2.5192	2.5192	2.5227	2.5119
Italy	Lire	1287.2300	1266.4000	1253.7200	1253.7200	1253.7200	1253.3800	1235.2800
Japan	Yen	86.6800	86.0300	86.5300	86.5300	86.5300	87.1800	86.4900
Korea	Won	661.0000	657.2400	655.3800	655.3800	655.3800	656.4800	652.6600
Malaysia	Ringgit	2.1242	2.1217	2.1329	2.1329	2.1329	2.1442	2.1362
Netherlands	Guilder	1.4865	1.4609	1.4461	1.4461	1.4461	1.4452	1.4263
New Zealand	Dollar	1.1429	1.1411	1.1366	1.1366	1.1366	1.1347	1.1294
Norway	Kroner	5.4276	5.3437	5.2779	5.2779	5.2779	5.2796	5.2470
Pakistan	Rupee	29.4500	29.2800	29.1900	29.1900	29.1900	29.2300	29.0600
Papua NG	Kina	1.0347	1.0295	1.0307	1.0307	1.0307	1.0369	1.0314
Philippines	Peso	23.0900	23.3700	23.3100	23.3100	23.3100	23.3300	23.2300
Portugal	Escudo	133.8100	131.5500	130.4500	130.4500	130.4500	130.2800	128.5400
Singapore	Dollar	1.0959	1.0912	1.0907	1.0907	1.0907	1.0926	1.0833
Solomon Is.	Dollar	2.6911	2.6795	2.6714	2.6714	2.6714	2.6748	2.6573
South Africa	Rand	3.4194	3.3976	3.3785	3.3785	3.3785	3.3845	3.3553
Spain	Peseta	111.2700	109.5700	108.2600	108.2600	108.2600	108.1700	106.7600
Sri Lanka	Rupee	43.2600	43.1200	43.0400	43.0400	43.0400	43.0600	42.7900
Sweden	Krona	5.6787	5.6321	5.5826	5.5826	5.5826	5.5501	5.4764
Switzerland	Franc	1.0831	1.0675	1.0626	1.0626	1.0626	1.0587	1.0393
Taiwan	Dollar	20.8000	20.6900	20.6300	20.6300	20.6300	20.6600	20.5500
Thailand	Baht	24.5700	24.8900	25.1000	25.1000	25.1000	25.4000	25.3900
UK	Pounds	.4574	.4552	.4509	.4509	.4509	.4497	.4479
USA	Dollar	.7274	.7232	.7210	.7210	.7210	.7222	.7180

MICHAEL POLITI
Delegate of the
Chief Executive Officer of Customs
CANBERRA A.C.T.
17/09/97

COMMONWEALTH OF AUSTRALIA
CUSTOMS ACT 1901

NOTICE OF RATES OF EXCHANGE - s161J CUSTOMS ACT 1901

I, MICHAEL POLITI, delegate of the Chief Executive Officer 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	17/09/97	18/09/97	19/09/97	20/09/97	21/09/97	22/09/97	23/09/97
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Austria	Schillings	8.9318	8.9243	9.0032	9.0032	9.0032	8.9746	9.0736
Belgium/Lux	Francs	26.2000	26.1500	26.3800	26.3800	26.3800	26.3300	26.5900
Brazil	Reals	.7612	.7586	.7619	.7619	.7619	.7625	.7633
Canada	Dollars	.9959	.9935	1.0001	1.0001	1.0001	.9988	.9997
China	Yuan	5.9510	5.9314	5.9569	5.9569	5.9569	5.9604	5.9667
Denmark	Kroner	4.8355	4.8285	4.8701	4.8701	4.8701	4.8615	4.9069
EC	ECU	.6484	.6469	.6516	.6516	.6516	.6509	.6563
Fiji	Dollar	1.0591	1.0556	1.0613	1.0613	1.0613	1.0606	1.0599
Finland	Markka	3.8001	3.7962	3.8119	3.8119	3.8119	3.8062	3.8445
France	Francs	4.2676	4.2608	4.2967	4.2967	4.2967	4.2892	4.3299
Germany	Deutschmark	1.2703	1.2682	1.2790	1.2790	1.2790	1.2775	1.2887
Greece	Drachmae	200.5000	200.5000	202.0700	202.0700	202.0700	201.6300	203.4200
Hong Kong	Dollars	5.5611	5.5425	5.5646	5.5646	5.5646	5.5687	5.5752
India	Rupees	26.2001	26.0657	26.1290	26.1290	26.1290	26.1558	26.1789
Indonesia	Rupiah	2133.7000	2123.5000	2140.3000	2140.3000	2140.3000	2164.9000	2174.5000
Ireland	Pounds	.4793	.4784	.4817	.4817	.4817	.4836	.4925
Israel	Shekel	2.5120	2.5005	2.5139	2.5139	2.5139	2.5139	2.5217
Italy	Lire	1239.0600	1237.4900	1247.5800	1247.5800	1247.5800	1246.1800	1257.0100
Japan	Yen	86.7700	86.4100	87.6400	87.6400	87.6400	87.9300	87.5800
Korea	Won	652.7500	650.7600	655.3700	655.3700	655.3700	657.7800	658.0200
Malaysia	Ringgit	2.1593	2.1553	2.1790	2.1790	2.1790	2.2015	2.2342
Netherlands	Guilder	1.4300	1.4281	1.4402	1.4402	1.4402	1.4375	1.4509
New Zealand	Dollar	1.1310	1.1336	1.1336	1.1336	1.1336	1.1319	1.1330
Norway	Kroner	5.2208	5.1274	5.1765	5.1765	5.1765	5.1863	5.2430
Pakistan	Rupee	29.0500	28.9700	29.1000	29.1000	29.1000	29.1200	29.1500
Papua NG	Kina	1.0355	1.0357	1.0430	1.0430	1.0430	1.0430	1.0502
Philippines	Peso	23.3400	23.8900	24.2500	24.2500	24.2500	23.7500	24.2100
Portugal	Escudo	128.9900	128.7000	129.8600	129.8600	129.8600	129.6700	130.8100
Singapore	Dollar	1.0885	1.0857	1.0919	1.0919	1.0919	1.0960	1.0997
Solomon Is.	Dollar	2.6616	2.6517	2.6691	2.6691	2.6691	2.6690	2.6739
South Africa	Rand	3.3566	3.3488	3.3598	3.3598	3.3598	3.3636	3.3871
Spain	Peseta	107.1100	106.8900	107.8600	107.8600	107.8600	107.5500	108.6200
Sri Lanka	Rupee	42.8000	42.6600	42.7700	42.7700	42.7700	42.8500	42.8700
Sweden	Krona	5.4726	5.4303	5.4617	5.4617	5.4617	5.4616	5.5200
Switzerland	Franc	1.0412	1.0464	1.0530	1.0530	1.0530	1.0519	1.0581
Taiwan	Dollar	20.5400	20.4700	20.5600	20.5600	20.5600	20.5600	20.5900
Thailand	Baht	25.6600	25.5300	25.6000	25.6000	25.6000	25.9900	25.8800
UK	Pounds	.4498	.4473	.4468	.4468	.4468	.4467	.4487
USA	Dollar	.7181	.7157	.7188	.7188	.7188	.7193	.7201

MICHAEL POLITI
Delegate of the
Chief Executive Officer of Customs
CANBERRA A.C.T.
24/09/97

Primary Industries and Energy

COMMONWEALTH OF AUSTRALIA

Primary Industries and Energy Research and Development Act 1989

Fisheries Research and Development Corporation Regulations

DETERMINATION OF THE TOTAL GVP OF THE AUSTRALIAN FISHING INDUSTRY FOR 1997-98

Pursuant to sub-section 30A(4) of the *Primary Industries and Energy Research and Development Act 1989* and Regulation 4B of the Fisheries Research and Development Corporation Regulations, I, Glenn Hurry, acting Assistant Secretary of the Fisheries and Aquaculture Branch, being authorised for this purpose by the instrument of authorisation approved in December 1993 by the Parliamentary Secretary to the Minister for Primary Industries and Energy, hereby determine that the total GVP for the financial year 1997-98, being the gross value of production for that financial year of the goods that are the produce of all parts of the fishing industry, whether managed by or on behalf of the Commonwealth, a State or a Territory, is \$1 777 million.

Dated this 23rd day of September 1997

Glenn Hurry



COMMONWEALTH OF AUSTRALIA

Primary Industries and Energy Research and Development Act 1989

Fisheries Research and Development Corporation Regulations

DETERMINATION OF THE COMMONWEALTH GVP FOR 1997-98

Pursuant to sub-section 30A(4) of the *Primary Industries and Energy Research and Development Act 1989* and Regulation 4C of the Fisheries Research and Development Corporation Regulations, I, Glenn Hurry, acting Assistant Secretary of the Fisheries and Aquaculture Branch, being authorised for this purpose by the instrument of authorisation approved in December 1993 by the Parliamentary Secretary to the Minister for Primary Industries and Energy, hereby determine that the Commonwealth GVP for the financial year 1997-98, being the gross value of production for that financial year of the goods that are the produce of that part of the fishing industry that is managed by or on behalf of the Commonwealth, is \$331 million.

Dated this

23rd

day of

September

1997

Glenn Hurry

COMMONWEALTH OF AUSTRALIA

Primary Industries and Energy Research and Development Act 1989

Fisheries Research and Development Corporation Regulations

DETERMINATION OF STATE OR TERRITORY GVP FOR 1997-98

Pursuant to sub-section 30A(4) of the *Primary Industries and Energy Research and Development Act 1989* and Regulation 4D of the Fisheries Research and Development Corporation Regulations, I, Glenn Hurry, acting Assistant Secretary of the Fisheries and Aquaculture Branch, being authorised for this purpose by the instrument of authorisation approved in December 1993 by the Parliamentary Secretary to the Minister for Primary Industries and Energy, hereby determine that the State or Territory GVP for the financial year 1997-98, being the gross value of production for that financial year of the goods that are the produce of that part of the fishing industry that is managed by or on behalf of the particular State or Territory indicated in the Schedule is, in each respective case, the amount shown in the Schedule.

SCHEDULE

STATE/TERRITORY	GVP
New South Wales	\$ 116 million
Victoria	\$ 80 million
Queensland	\$ 255 million
Western Australia	\$ 567 million
South Australia	\$ 186 million
Tasmania	\$ 181 million
Northern Territory	\$ 63 million

Dated this

23rd

day of

September

1997


Glenn Hurry

AUSTRALIAN WINE AND BRANDY CORPORATION GEOGRAPHICAL INDICATIONS COMMITTEE

555 The Parade, MAGILL, South Australia, 5072
Phone: (08) 8364 2828 Fax: (08) 8364 5151

NOTICE OF INTERIM DETERMINATION

The Presiding Member of the Geographical Indications Committee of the Australian Wine and Brandy Corporation wishes to advise that the following INTERIM DETERMINATIONS of Australian Geographical Indications have been made as set out in this notice.

This notice is issued in conformity with Section 40V of the Australian Wine and Brandy Corporation Act 1980, as amended.

Written submissions to the Committee in respect of the Interim Determinations of Australian Geographical Indications set out in this notice are invited, and are required to be lodged within a period of one (1) month from the date of publication of this notice.

Written submissions should be addressed to:

THE PRESIDING MEMBER
Geographical Indications Committee
AUSTRALIAN WINE AND BRANDY CORPORATION
P.O. Box 595
MAGILL SA 5072

GEOGRAPHICAL INDICATION #50

KING VALLEY

AREA BOUNDARY

The area boundary used to support the textual description of the geographical indication for "King Valley" is presented on the following official maps:

MANSFIELD TOPOGRAPHIC MAP

Scale 1:100,000
Sheet 8123
Edition 1
Published by authority of the
Minister for National
Development and Energy

Reprinted by the Royal Australian
Survey Corps, 1981.

WHITFIELD TOPOGRAPHIC MAP

Scale 1:100,000
Series R652
Sheet 8124
Edition 2-AAS
Produced by the Royal Australian
Survey Corps under the direction
of the Chief of General Staff
Printed by the Royal Australian
Survey Corps, 1987.

WANGARATTA TOPOGRAPHIC MAP

Scale 1:100,000
Series R652
Sheet 8125
Edition 1

Produced by the Royal Australian
Survey Corps under the direction
of the Chief of General Staff
Printed by the Royal Australian
Survey Corps, 1971.

HOWITT TOPOGRAPHIC MAP

Scale 1:100,000
Sheet 8223
Edition 1
Published by authority of the
Minister for National
Development and Energy
Produced by the Division of
National Mapping - Reprinted
1984.

BUFFALO TOPOGRAPHIC MAP

Scale 1:100,000
Series R652
Sheet 8224
Edition 2-AAS
Produced by the Royal Australian
Survey Corps under the direction
of the Chief of General Staff
Printed by the Royal Australian
Survey Corps, 1986.

ALBURY TOPOGRAPHIC MAP

Scale 1:100,000
Series R652
Sheet 8225
Edition 2-AAS
Produced by the Royal Australian
Survey Corps under the direction
of the Chief of General Staff
Printed by the Royal Australian
Survey Corps, 1987.

TEXTUAL DESCRIPTION

The Geographical Indication "KING VALLEY" is located within the zone "North East Victoria", within the State of Victoria, Australia.

The beginning point of the boundary is contained on Map Wangaratta (sheet 8125), at the junction of the Moyhu-Glenrowan Road and the Hume Highway in Glenrowan, at grid reference

DV308642, and then follows generally north easterly along the Hume Highway to its intersection with the continuation of Jordans Lane in the former City of Wangaratta, at grid reference DV357730 and then continuing in a generally south of easterly direction along this straight line, continuing along Jordans Lane, crossing Greta Road and continuing in the same straight line along Clarkes Lane to its intersection with the Laceby-Targoora Road, at grid reference DV399726, and then generally north along the Laceby-Targoora Road to its intersection with the Wangaratta-Whitfield Road, at grid reference DV400727, and then generally north west along the Wangaratta-Whitfield Road to its intersection with grid line 730, at grid reference DV398730, and then easterly along grid line 730 to its intersection with the King River, at grid reference DV404730, and thence generally north along the King River to the point of intersection with the extension of Vincent Road, at grid reference DV400750, and then in a straight line north easterly to the junction of the Ovens River and Yellow Creek, at grid reference DV409762, thence generally south easterly along the Ovens River to edge of map at grid reference DV552675; on to Map Albury (sheet 8225) at grid reference DV552675 and continue generally southerly along the Ovens River to the Pioneer Bridge at Markwood, at grid reference DV573668, and thence east of south in a straight line to the edge of map at grid reference DV586605; on to Map Buffalo (sheet 8224) at grid reference DV586605 and continuing in the same straight line via Kneebones Gap, at grid reference DV597558, and continue along the same straight line to the junction of Bread and Butter Gap Road and the Lake Buffalo-Caboor Road at Bread and Butter gap, at grid reference DV642367, which point is on the boundary of the Rural City of Wangaratta and thence generally following the boundary of the Rural City of Wangaratta west of south in a straight line to the trig point on Mount Emu, at grid reference DV615336, and then east of south in a straight line to the junction of the Dandongadale and Rose Rivers, at grid reference DV671266, and thence east of south in a straight line to the intersection of the Lake Cobbler-Abbeyard Track with the Dandongadale-Buffero Divide Track, at

grid reference DV709067, thence southerly to the edge of map at grid reference DV709050; on to Map Howitt (sheet 8223) at grid reference DV709050 and continue southerly in the same straight line to Mount Despair, at grid reference DU710923, and thence generally west and south following the Great Dividing Range along the Alpine Walking Track past Mount Speculation and Mount Buggery to its intersection with the eastern source of the King River on its South Branch between Mount Buggery and Mount Howitt, at grid reference DU686869 and then generally northwest in a straight line passing through the intersection of Upper King Road and Bindaree Road at grid reference DU618925, then continue in the same straight line to edge of map at grid reference DU556977; on to Map Mansfield (sheet 8123) at grid reference DU556977 and continuing in the same straight line crossing Buckland Spur at grid reference DV475044 to edge of map at grid reference DV468049; on to Map Whitfield (sheet 8124) at grid reference DV468049 and continuing in the same straight line to the King River (West Branch), at grid reference DV407099, and thence north of west in a straight line to the intersection of Cambetong Road and the Tolmie-Whitfield Road at the Tolmie School at grid reference DV355130, and then in a straight line west of north to its intersection with the Old Tolmie Road at grid reference DV336155 and thence generally north in a straight line along the watershed between Ryans Creek and Middle Creek to the intersection of the Lurg Upper Road with the Benalla-Whitfield Road, at grid reference DV303460, and thence west of north in a straight line to Kelly's Gap Road, at grid reference DV282574, and thence east of north in a straight line to edge of map at grid reference DV293603; on to Map Wangaratta (sheet 8125) at grid reference DV293603 and continue in a straight line to the intersection of the Moyhu-Glenrowan Road with the Hume Highway, at grid reference DV308642, the starting point.

The area so defined abuts the former City of Wangaratta, includes the townships of Milawa, Moyhu, Oxley and Whitfield and includes portion of the township of Glenrowan.

The major natural features contained in the area are: The King River, which flows generally north from its source behind Mount Cobbler in the Victorian Alps, to its junction with the Ovens River at Wangaratta. Mount Cobbler, at 1,628 metres is the highest mountain in the region.

GEOGRAPHICAL INDICATION #51

HILLTOPS

AREA BOUNDARY

The area boundary used to support the textual description of the geographical indication for "HILLTOPS" is presented on the following official maps:

COOTAMUNDRA TOPOGRAPHIC MAP

Scale 1:250,000

Series 1501

Sheet SI 55-11

Edition 1

Prepared under the direction of the Chief of the General Staff, by the Royal Australian Survey Corps. Compiled December 1984. Printed by the Royal Australian Survey Corps, August 1987.

GOULBURN TOPOGRAPHIC MAP

Scale 1:250,000

Series 1501

Sheet SI 55-12

Edition 1

Prepared under the direction of the Chief of the General Staff, by the Royal Australian Survey Corps. Compiled April 1984. Printed by the Army Topographic Support Establishment, 1996.

TEXTUAL DESCRIPTION

The Geographical Indication "HILLTOPS" is located within the State of New South Wales, Australia.

The beginning point of the boundary is contained on Map Cootamundra (sheet SI 55-11), at grid reference FC2830 (north western most point) and proceeds in a straight line in an easterly direction to grid reference FC6030 on map Goulburn (sheet 55-12); then proceeds south in a straight line to grid reference FC6022; then proceeds west in a straight line to grid reference FC4422; then proceeds south in a straight line to grid reference FB4495; then proceeds east in a straight line to grid reference FB6095; then proceeds south in a straight line to grid reference FB6080; then proceeds west in a straight line to grid reference FB4780; then proceeds south in a straight line to grid reference FB4768; then proceeds west in a straight line to grid reference FB4068 on Map Cootamundra (sheet SI 55-11); then proceeds south in a straight line to grid reference FB4060; then proceeds west in a straight line to grid reference FB3860; then proceeds south in a straight line to grid reference FB3854; then proceeds west in a straight line to grid reference FB3054; then proceeds south in a straight line to grid reference FB3050; then proceeds west in a straight line to grid reference FB2650; then proceeds south in a straight line to grid reference FB2646; the boundary then proceeds along the new Hume Highway in a westerly direction to the township of Jugiong at grid reference FB2246; then proceeds along the Jugiong/Harden Road in a generally northerly direction to grid reference FB2147; then proceeds north in a straight line to grid reference FB2158; then proceeds west in a straight line to grid reference FB1658; then proceeds north in a straight line to grid reference FB1670; then proceeds west in a straight line to grid reference FB1070; then proceeds in a straight line in a generally north westerly direction to the town of Wallendbeen at grid reference FB0678; then proceeds along the Wallendbeen/Stockinbingal road to south Berthong road, at grid reference EB9782; then proceeds along the south Berthong

road in a generally northerly direction to grid reference FB0096; then proceeds north in a straight line to grid reference FC0010; then proceeds north east in a straight line to the description start point at grid reference FC2830.

GEOGRAPHICAL INDICATION #52

CANBERRA DISTRICT

AREA BOUNDARY

The area boundary used to support the textual description of the geographical indication for "CANBERRA DISTRICT" is presented on the following official maps:

YASS TOPOGRAPHIC MAP

(Cadastral Overprint)
Scale 1:50,000
Sheet 8628-S
First Edition
Drawn, printed and published by the Land Information Centre, NSW Department of Land from photogrammetric manuscripts supplied by the Royal Australian Survey Corps.
Aerial photography 1973
Printing 1976

BINALONG TOPOGRAPHIC MAP

(Cadastral Overprint)
Scale 1:50,000
Sheet 8628-I & IV
First Edition
Drawn, printed and published by the Land Information Centre, NSW Department of Land from photogrammetric manuscripts supplied by the Royal Australian Survey Corps.
Aerial Photography 1973
Printing 1976

DALTON TOPOGRAPHIC MAP

(Cadastral Overprint)
Scale 1:50,000
Sheet 8728-I & IV
First Edition
Drawn, printed and published by
the Land Information Centre,
NSW Department of Land from
photogrammetric manuscripts
supplied by the Royal Australian
Survey Corps.
Aerial Photography 1973
Printing 1976

CROOKWELL TOPOGRAPHIC MAP

(Cadastral Overprint)
Scale 1:50,000
Sheet 8729-II & III
First Edition
Drawn, printed and published by
the Land Information Centre,
NSW Department of Land from
photogrammetric manuscripts
supplied by the Royal Australian
Survey Corps.
Aerial photography 1973
Printing 1976

KINGSDALE TOPOGRAPHIC MAP

(Cadastral Overprint)
Scale 1:25,000
Sheet 8828-IV-S
Second Edition
Production: Central Mapping
Authority of NSW
Aerial Photography 1978
Printing 1983

GOULBURN TOPOGRAPHIC MAP

Scale 1:50,000
Sheet 8828 3
Series R753
Edition I-AAS
Produced by the Royal Australian
Survey Corps under the direction
of the Chief of the General Staff.
Reprint by the Royal Australian
Survey Corps, 1985.

CANBERRA TOPOGRAPHIC MAP

Scale 1:250,000
Sheet SI 55-16
Edition 1
Published by authority of the
Minister for Resources & Energy
Produced by the Division of
National Mapping
Printed by C J Thompson -
Commonwealth Government
Printer 1985

TEXTUAL DESCRIPTION

The Geographical Indication "CANBERRA DISTRICT" is located within the zone Southern New South Wales, partly within the State of New South Wales, and partly within the Australian Capital Territory.

The beginning point of the boundary is located on Map Yass (Sheet 8628-S) at grid reference 390366, a point on the Murrumbidgee River being the intersection of the boundaries of the Gundagai, Demondrille and Goodradigbee Shires, thence following the western boundary of the Goodradigbee Shire in a generally northerly direction to edge of map at 438535; on to Map Binalong (Sheet 8628-I & IV) at grid reference 438535 and continue generally northerly along the western boundary of the Goodradigbee Shire until it reaches the intersection of the boundaries of the Demondrille, Boorowa and Goodradigbee Shires at grid reference 516763, and thence continue in a generally easterly direction following the northern boundary of the Goodradigbee Shire until it reaches the intersection of the boundary of the Goodradigbee Shire with that of the Gunning Shire at grid reference 784645 and thence along the boundary of the Gunning Shire generally northerly until it reaches edge of map at grid reference 836787; on to Map Dalton (Sheet 8728-I & IV) at grid reference 835771 and continue in a generally northerly direction along the western boundary of the Gunning Shire to edge of map at grid reference 846806; on to Map Crookwell (Sheet 8729-II & III) at grid reference 846806, thence continue north along the western boundary of Gunning Shire to its intersection with the

boundaries of the Gunning, Boorawa and Crookwell Shires on the Lachlan River at grid reference 911897, thence along the eastern boundary of the Gunning Shire first in a generally easterly then southerly direction to edge of map at grid reference 933804; on to Map Dalton (Sheet 8728-I & IV) at grid reference 933804 and continue in an generally easterly direction along the northern boundary of the Gunning Shire to its junction with the Mulwaree Shire at grid reference 242708, thence continue along the Gunning Shire boundary in a generally southerly and then easterly direction to the edge of map at grid reference 290600; on to Map Kingsdale (Sheet 8828-IV-S) at grid reference 291599, thence continue in a generally south easterly direction along the northern boundary of the Gunning Shire until it reaches the eastern most point of the Gunning Shire on the Wollondilly River just north of "Merrilla" at grid reference 311579, thence due east in a straight line for a distance of about 1km to grid reference 321578 and then generally southerly in a straight line to edge of map at grid reference 319517; on to Map Goulburn (Sheet 8828 3) at grid reference 319517, thence continue generally southerly in a straight line to edge of map at grid reference 310240; on to Map Canberra (Sheet SI 55-16) at grid reference 310240, thence continue generally southerly in the same straight line to grid reference 295590, thence in a straight line west to grid reference 810605 adjacent to Honeysuckle Creek Tracking Station, thence north west in a straight line to the Burrinjuck Dam wall at grid reference 445252, thence west following the western boundary of the Goodradigbee Shire which follows the Murrumbidgee River to edge of map at grid reference 424257; on to Map Yass (Sheet 8628-S) at grid reference 424257 which is the boundary of the Goodradigbee Shire and following the Shire boundary in northerly direction to intersection of the Shire boundaries of Gundagai, Demondrille and Goodradigbee - the starting point at grid reference 390365.



COMMONWEALTH OF AUSTRALIA

Export Control Act 1982

Export Control (Unprocessed Wood) Regulations (Amendment) 1996

NOTICE OF APPROVAL OF WESTERN AUSTRALIA'S CODE OF PRACTICE

I, John Anderson, Minister for Primary Industries and Energy, pursuant to regulation 4B(5) of the *Export Control (Unprocessed Wood) Regulations (Amendment) 1996*, hereby give notice of my approval of the State of Western Australia's code of practice on the *nineteenth* day of *September* 1997.

A handwritten signature in black ink, appearing to read 'John Anderson'.

JOHN ANDERSON
Minister for Primary Industries and Energy

9606598

Treasurer

COMMONWEALTH OF AUSTRALIA

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 22(1)

WHEREAS -

- (A) Nelson Joseph Raas and Sharon Elaine Raas are foreign persons for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Nelson Joseph Raas and Sharon Elaine Raas propose to acquire an interest in the Australian urban land described in the notice furnished on 2 September 1997 under section 26A of the Act;

NOW THEREFORE I, Rod Kemp, Assistant Treasurer, for and on behalf of the Treasurer, pursuant to subsection 22(1) of the Act, for the purpose of enabling consideration to be given as to whether an order should be made under subsection 21A(2) of the Act in respect of the proposed acquisition, PROHIBIT the proposed acquisition for a period not exceeding ninety days after this order comes into operation.

Dated this

24th

day of

September

1997.



Assistant Treasurer

COMMONWEALTH OF AUSTRALIA

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 21A(2)

WHEREAS -

- (A) Yasuo Hirano and Ooi Bee Huah are foreign persons for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Yasuo Hirano and Ooi Bee Huah propose to acquire an interest in the Australian urban land described in the notice furnished on 10 September 1997 under section 26A of the Act;

NOW THEREFORE I, Rod Kemp, Assistant Treasurer, for and on behalf of the Treasurer, being satisfied that:

- (i) Yasuo Hirano and Ooi Bee Huah propose to acquire an interest in Australian urban land; and
- (ii) the proposed acquisition would be contrary to the national interest;

PROHIBIT the proposed acquisition pursuant to subsection 21A(2) of the Act.

Dated this

24th

day of

September

1997.



Assistant Treasurer

COMMONWEALTH OF AUSTRALIA

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 21A(2)

WHEREAS -

- (A) I Komang Arya is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) I Komang Arya proposes to acquire an interest in the Australian urban land described in the notice furnished on 16 September 1997 under section 26A of the Act;

NOW THEREFORE I, Rod Kemp, Assistant Treasurer, for and on behalf of the Treasurer, being satisfied that:

- (i) I Komang Arya proposes to acquire an interest in Australian urban land;
and
- (ii) the proposed acquisition would be contrary to the national interest;

PROHIBIT the proposed acquisition pursuant to subsection 21A(2) of the Act.

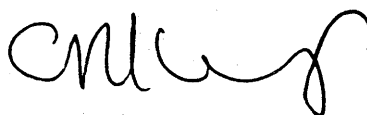
Dated this

24th

day of

September

1997.



Assistant Treasurer

COMMONWEALTH OF AUSTRALIA

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 21A(2)

WHEREAS -

- (A) Yik Siew Mei and Yik Siew Lan are foreign persons for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Yik Siew Mei and Yik Siew Lan propose to acquire an interest in the Australian urban land described in the notice furnished on 27 August 1997 under section 26A of the Act;

NOW THEREFORE I, Rod Kemp, Assistant Treasurer, for and on behalf of the Treasurer, being satisfied that:

- (i) Yik Siew Mei and Yik Siew Lan propose to acquire an interest in Australian urban land; and
- (ii) the proposed acquisition would be contrary to the national interest;

PROHIBIT the proposed acquisition pursuant to subsection 21A(2) of the Act.

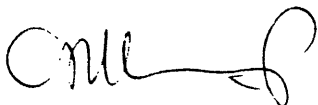
Dated this

23

day of

September

1997.



Assistant Treasurer

COMMISSIONER OF TAXATION**NOTICE OF RULINGS**

The Commissioner of Taxation gives notice of the following rulings, a copy of which can be obtained from any Branch of the Australian Taxation Office.

Ruling Number	Subject	Brief Description
TD 97/20	Income tax: what is the method for valuing fixed term pensions for the purposes of the reasonable benefit limits?	Determination explains how to calculate the capital value of a fixed term superannuation pension for the purposes of the reasonable benefit limits.
TD 97/21	Income tax: what is the method for calculating the capital value of an allocated pension for the purposes of the reasonable benefit limits?	Determination explains how to calculate the capital value of an allocated pension from a superannuation fund for the purposes of the reasonable benefit limits.

9606600

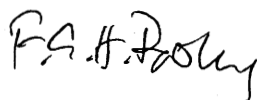
INSURANCE ACT 1973

**NOTIFICATION OF GRANT OF AUTHORITY IN ACCORDANCE WITH
SECTION 28**

As provided by section 28 of the *Insurance Act 1973*, I, Frederick George Herbert Pooley, Insurance and Superannuation Commissioner, give notice that today, in accordance with section 23 of the *Insurance Act 1973*, I granted an authority to carry on insurance business to Civic Workers Plus Pty Limited, the registered office being situated at Level 8, 66 Clarence Street, Sydney NSW 2000.

In accordance with section 122 of the *Insurance Act 1973*, the Register of Authorised Insurers can be inspected at my office which is situated at 243-251 Northbourne Avenue, Lyneham ACT 2602.

DATED this 18th day of September 1997.



F G H Pooley
Commissioner

9606601

Workplace Relations and Small Business

Workplace Relations Act 1996
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. 30023 of 1997)

NOTICE is given that an application has been made under the Workplace Relations Act 1996 for consent to an alteration of the eligibility rules of **National Tertiary Education Industry Union**.

The alteration is sought from the following:

6 - Eligibility for Membership

6.1 Persons shall be eligible for membership who are employed as academic staff in the industry of persons employed in or in connexion with tertiary education in the Australian Capital Territory, the Northern Territory and the States of New South Wales, Queensland, South Australia, Tasmania, Victoria and Western Australia; or in the other occupations specified in this sub-rule who are employed in the industry of persons employed in or in connexion with higher education in the Australian Capital Territory, the Northern Territory and the States of New South Wales, Queensland, South Australia, Tasmania, Victoria and Western Australia; or who are employed in the industry of persons employed in or in connexion with tertiary or adult education in Victoria; in any one or more of the following positions or in any class of work which forms a substantial part of the duties of such positions:

- (a) Deputy Vice-Chancellor, Pro-Vice-Chancellor, Vice-Principal, Deputy Principal, Assistant Principal, Professor, Associate Professor, Assistant Professor, Reader, Principal Lecturer, Senior Lecturer, Lecturer, Assistant Lecturer, Associate Lecturer, Principal Tutor, Senior Tutor, Tutor.
- (b) Professorial Fellow, College Fellow, Senior Fellow, Principal Fellow, Junior Fellow, Fellow, Principal Research Fellow, Senior Research Fellow, Junior Research Fellow, Research Fellow, Senior Teaching Fellow, Teaching Fellow, Institute Fellow.
- (c)
 - (i) Senior Research Assistants and Research Assistants (other than in Australian Capital Territory, Northern Territory, New South Wales, Queensland, Tasmania and Western Australia).
 - (ii) Research Officers at the Australian National University
- (d) Senior Demonstrator, Demonstrator, Senior Instructor, Instructor, Principal Instructor, Senior Supervisor, Supervisor, Clinical Supervisor, Clinical Educator, Nurse Educator, Clinical Teacher, Clinical Instructor, Clinical Tutor, Language Teacher.

- (e) Director of School, Director of Department, Head of School, Head of Department, Head of Courses and Planning, Director of Institute, Director of Specialist Centre, Director of Unit, Chairperson of Department, Director of Division, Co-ordinator, Head of Faculty, Deputy Director of School, Deputy Director of Department, Deputy Head of School, Deputy Head of Department, Deputy Head of Courses and Planning, Deputy Director of Institute, Deputy Director of Specialist Centre, Deputy Director of Unit, Deputy Chairperson of Department, Deputy Director of Division, Deputy Co-ordinator, Deputy Head of Faculty.
- (f) Dean, Sub-Dean, Associate Dean, Dean of Faculty.
- (g)
 - (i) (other than at the University of Newcastle, the University of New South Wales and the University of Wollongong) University Librarian, Assistant University Librarian, Associate Librarian and Deputy Librarian.
 - (ii) (other than in Universities in the Australian Capital Territory, New South Wales, Queensland, Tasmania, and Western Australia) Assistant Librarian and Principal Librarian.
 - (iii) (other than in Universities in the Australian Capital Territory, Northern Territory, New South Wales, Queensland and Tasmania) Senior Librarian.
 - (iv) (other than in Universities in the Australian Capital Territory, Northern Territory, New South Wales, Queensland, Tasmania and at Murdoch University) Librarian and Divisional Librarian.
 - (v) (other than in Universities in the Australian Capital Territory, Northern Territory, New South Wales, Queensland, Tasmania and Western Australia) Library Assistant and other qualified library staff.
- (h)
 - (i) (other than in Universities in the Australian Capital Territory, Northern Territory, New South Wales, Western Australia), Registrar, Bursar and Deputy Bursar.
 - (ii) (other than in Universities in the Northern Territory, New South Wales, Tasmania and Western Australia) Assistant Registrar.
 - (iii) (other than in Universities in the Australian Capital Territory, Northern Territory, New South Wales, Tasmania and Western Australia) Deputy Registrar.
 - (iv) (other than in Universities in the Australian Capital Territory, Northern Territory, New South Wales and Tasmania) University Secretary.
 - (v) (other than in Universities in the Australian Capital Territory, Northern Territory, New South Wales, Tasmania and Western Australia) Business Manager and Comptroller.
 - (vi) (other than in Universities in the Australian Capital Territory, Northern Territory, New South Wales, Tasmania and Western Australia) Principal Administrative Officer, Senior Administrative Officer, Administrative Officer, Professional Officer and other Administrative Staff.

- (i) (i) (other than in Universities in New South Wales) Physician.
 - (ii) (other than in Universities in the Australian Capital Territory, New South Wales, and Tasmania) Senior Student Counsellor.
 - (iii) (other than in Universities in the Australian Capital Territory, Tasmania and New South Wales except the University of Sydney) Student Counsellor.
 - (j) (i) (other than at the University of Newcastle, the University of New South Wales, the University of Wollongong, the University of Western Australia and Murdoch University) University Archivist.
 - (ii) (other than in Universities in the Australian Capital Territory, New South Wales, Queensland, Tasmania and Western Australia) Senior Archivist and Archivist.
 - (k) Warden and Head of a University Hall, Residence or College.
 - (l) (i) (other than in Universities in the Australian Capital Territory, New South Wales, Tasmania and Western Australia) University Architect.
 - (ii) (other than in Universities in the Australian Capital Territory, New South Wales, Tasmania and Western Australia) Deputy University Architect and other qualified Architects employed in the University Architect's office, University Engineer, Deputy University Engineer, Controller of Buildings, Controller of Buildings and Grounds and Controller of Grounds.
- 6.2 Notwithstanding anything contained in sub-rule 6.1 of this Rule, membership of the Union shall be open to persons in the following positions:
- (a) The positions of all professional, administrative, clerical, computing and technical staff (not including catering, cleaning, security, parking attendants, caretakers and handy persons, gardening, child care, trades up to and including the level of leading hands, and health, fitness and leisure instructors and attendants, but including managerial positions) employed by associations of students or students and others, whether incorporated or not, which exist primarily or exclusively for the purpose of providing services to, or representation of, students of higher education institutions.
 - (b) The positions of professional, administrative, clerical, computing and technical staff employed by the Australian National University or the University of Canberra, not including tradespersons or, at the University of Canberra, nurses; but including the following occupations howsoever named:

Transport Officers
House Officers/Assistants
Building Supervisors
Gallery/Museum Attendants
Sports Centre Attendants
Swimming Pool Attendants
Dental Assistant
Library Attendant
Veterinary Assistant

Projectionist
Animal Nurse
Graphic Artist
Artist
Laboratory Attendants
Curatorial Assistant
Driver

and the following classes of work (howsoever named):

Photography
Mail sorting and distribution
Supply and stores work
Managerial
Supervisor (but not supervisory in relation to food or liquor catering)

- (c) The positions of employees in professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations employed wholly or substantially in the higher education industry or in or in connexion with the provision of other educational programmes, by the University of Melbourne, La Trobe University, the Victorian College of Agriculture and Horticulture Limited, Ballarat University College, Deakin University, Swinburne University of Technology, La Trobe University College of Northern Victoria, Victoria University of Technology, Victorian College of Pharmacy, Hawthorn Institute of Education Limited, Victorian College of the Arts, the Royal Melbourne Institute of Technology and the Australian Catholic University in the State of Victoria and in the Australian Capital Territory.
- (d) Positions of employees in professional, administrative, clerical and technical occupations (excluding trades, but including Assistant-Building, Parking Attendant, Engineering Services Officer and Plant Technician) employed wholly or substantially in the higher education industry or in or in connexion with the provision of other educational programmes, by Monash University.
- (e) Positions of employees employed by the Adelaide University Union Bookshop Pty Ltd., and the positions of employees of the University of Adelaide employed wholly or substantially in the higher education industry or in or in connexion with the provision of other educational programmes.
- (f) The positions of all professional, administrative, clerical, computing and technical staff employed by associations of staff (or branches of such associations) of universities and Colleges of Advanced Education in Victoria (other than, subject to sub-rule 6.2.(g) of this Rule, Deakin University, La Trobe University, Monash University, the University of Melbourne and the Victoria University of Technology), which associations (incorporated or unincorporated) are established in connection with such universities or Colleges of Advanced Education or any one or more of them.
- (g) The positions of keyboard, secretarial clerical, administrative, technical, and professional staff employed by the Howard Florey Institute, the Walter and Eliza Hall Institute, the Baker Institute, the Ludwig Institute and the Murdoch Institute.

- (h) The positions of all keyboard, secretarial, clerical, administrative, technical, and professional staff employed in Colleges of Technical and Further Education in the State of Victoria except the positions of:
- (i) all classes of Nursing employees
 - (ii) all classes of employees engaged in childcare work including Mothercraft Nurses
 - (iii) teaching staff.
- (i) The positions of all keyboard, secretarial, clerical, administrative, technical, and professional staff:
- (i) employed in Victoria by the Council of Adult Education; or
 - (ii) employed in Victoria by a non-profit, community-based provider of adult, continuing or further education which provider's primary or exclusive business is the provision of adult, continuing or further education

but not including:

- (iii) the Director of the Council of Adult Education;
 - (iv) the positions of persons eligible to be members of the Australian Social Welfare Union;
 - (v) Crown employees.
- (j) The positions of persons employed in Victoria by a non-profit provider of adult, continuing or further education in the following occupations:
- (i) adult literacy and basic education co-ordinator (howsoever named), being an employee who organises for adults the provision of courses of study towards the completion of certified education at the secondary level of education and/or the provision of literacy or numeracy education including courses in English as second language; or
 - (ii) further education short-course co-ordinator (howsoever named) being an employee who organises for adults the provision of courses of study for the purposes of skill development, recreation or personal development;

but not including:

- (iii) the Director of the Council of Adult Education;
 - (iv) the positions of persons eligible to be members of the Australian Social Welfare Union;
 - (v) Crown employees.
- (k) The positions of Reader Services Librarian, Technical Services Librarian, Computer Centre Manager and Counsellor who are paid on academic salary scales at the Australian Maritime College; and positions occupied by persons as at 1 June 1993 who are paid on academic salary scales:

- (i) In Colleges of Advanced Education in Queensland: Principal Librarian, Counsellor and Computer Manager;
 - (ii) In Colleges of Advanced Education in Tasmania other than the Australian Maritime College: Reader Services Librarian, Technical Services Librarian, Computer Centre Manager and Counsellor;
 - (iii) In Colleges of Advanced Education in Western Australia: Principal Librarian, Senior Librarian and Counsellor;
 - (iv) In Colleges of Advanced Education in the Australian Capital Territory: Registrar, College Secretary, Librarian and Counsellor.
- (l) The following positions:
- (i) Macquarie University: Student Medical Officer;
 - (ii) Murdoch University: Veterinary Resident, Senior Education Officer, Education Officer, Assistant Education Officer, Research Assistant (where there is an academic nexus and status) Research Officer (where there is an academic salary nexus and status);
 - (iii) University of Sydney: Student Health Doctor;
 - (iv) University of Tasmania (Hobart Campus): Business Manager (only persons employed in such position(s) as at 1 June 1993 and only while the occupant(s) of the position(s) retains an academic salary nexus) Senior Administrative Officer (only persons employed in such position(s) as at 1 June 1993 and only while the occupant(s) of the position(s) retain an academic salary nexus) Library Staff (while the occupants of the positions retain an academic salary nexus);
 - (v) University of Western Australia: Curator of the Anthropology Museum.
 - (vi) The positions of any persons employed by the University of Western Australia who have an academic salary nexus and academic status.
 - (vii) University of Western Australia: Director - Student Health Service, Deputy Registrar, Director - Media Services, Director - University Extension, Senior Extension Officer, Extension Officer. Provided that, subject to sub-rule 6.2.(1)(vi) of this Rule, only such persons who occupied one of these positions on 28 May 1985 shall be eligible for membership.
- (m) (i) The General Secretary of the Federated Australian University Staff Association, the General Secretary of the Union of Australian College Academics, the Secretary of the Union of Australian College Academics (Victorian Branch), and the Secretary of the Union of Australian College Academics (South Australian Branch), as at the date of amalgamation of the Federated Australian University Staff Association, the Union of Australian College Academics, the Australian Colleges and Universities Staff Association, the Australian National University Administrative and Allied Officers Association and the University of Adelaide General Staff Association.

- (ii) The Secretary of the Australian Colleges and Universities Staff Association, as at the date of the amalgamation of the Federated Australian University Staff Association, the Union of Australian College Academics, the Australian Colleges and Universities Staff Association, the Australian National University Administrative and Allied Officers Association and the University of Adelaide General Staff Association.
 - (n) The positions of professional, administrative, computing and clerical (but not technical or trades) staff employed by the Northern Territory University.
- 6.3 All members of the Union shall be entitled to retain their membership status in the event that they become employees of the Union.
- 6.4 Notwithstanding anything contained in this Rule, persons who are, as at the date of registration of the National Tertiary Education Industry Union, members of the Australian Colleges and Universities Staff Association and who are employees of the Federated Australian University Staff Association, the Union of Australian College Academics, the Australian National University Administrative and Allied Officers Association or the University of Adelaide General Staff Association shall be eligible for membership of the Union.
- 6.5 Notwithstanding sub-rules 6.1, 6.2, 6.3 and 6.4 of this rule, the following persons shall not be eligible for membership of the Union:
- (a) 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 in any Institution located outside Victoria, South Australia and the Australian Capital Territory.
 - (b) If the position of Assistant Vice-Chancellor of the Australian National University becomes a statutory office under the Australian National University Act 1946, the occupant of that position.
 - (c) A person employed by the Australian National University who was eligible as at 24 August 1972 for membership of The Federated Miscellaneous Workers' Union of Australia.
 - (d) Persons employed by the Australian National University who were eligible for membership of the Technical Service Guild of Australia as at 21 December 1976 and who are engaged for the majority of their time in servicing, repairing, maintaining, structurally altering and/or assembling business equipment, unless they were members of the Australian National University Administrative and Allied Officers Association at 21 December 1976 and wish to remain members of the Union.
 - (e) A person employed by the Australian National University who was eligible as at 21 December 1976 for membership of the Printing and Kindred Industries Union.
 - (f) Persons employed as teacher, principal teacher, tutor or Associate Director/Head of School (howsoever called) in Technical and Further Education Colleges (howsoever called) in Queensland.
 - (g) Persons employed in any non-academic capacity in any Technical and Further Education Colleges (howsoever called) other than in Victoria.

- (h) Persons who would be eligible only by virtue of the reference to:

Supervisor, Senior Supervisor, Director of Division, Co-ordinator, Deputy Director of School, Director of Department, Deputy Director of Department, Deputy Head of Department, Deputy Head of Courses and Planning, Deputy Director of Division, Deputy Co-ordinator;

in Sub-rules 6.1(d) and (e), and are eligible for membership of the State Public Services Federation.

- (i) Persons employed by Curtin University, Edith Cowan University, University of South Australia, University of Western Sydney, University of Technology Sydney, Charles Sturt University, Australian Catholic University (New South Wales and Queensland campuses), University of Tasmania (Launceston campus), University of Southern Queensland, University of Central Queensland and the Queensland University of Technology who would be eligible for membership of the Union only by virtue of Sub-rules 6.1(g), (h), (i), (j), (k) or (l); except persons who were members of the Federated Australian University Staff Association as at 1 June 1993.

- (j) deleted.

6.6 The definition of institution as used in Rule 4.6 shall not be used to interpret this eligibility rule. No person shall be eligible for membership except by virtue of this rule.

6.7 Without prejudice to the generality of sub-rules 6.1, 6.2 and 6.3, membership of the union shall be open to persons in the following positions:

- (a) The positions of Professional, Administrative, Clerical and Technical Staff (including academic) employed by the Open Learning Agency of Australia and the International Development Program of Australian Universities and Colleges Limited, or any body established to carry on the business of either of them, in Victoria, South Australia and the Australian Capital Territory;
- (b) The positions of Professional, Administrative, Clerical and Technical Staff (including academic) employed by the Royal College of General Practitioners or any body established to carry on the business of that organisation.

6.8 (a) In this Rule, the term "employed" shall include engagement as an independent contractor, where such engagement is a contract for services and relates to performance of work by the independent contractor.

- (b) In this Rule, the terms "staff", "employee" and "employees" shall include persons engaged as independent contractors as described in (a) above.

(c) A person who is qualified to be employed in, and is seeking to be employed in, an occupation which would make that person eligible for membership of the union shall also be eligible for membership.

(d) Nothing in this sub-rule shall have the effect of limiting the scope or effect of this rule.

to the following:

6 - Eligibility for Membership

6.1 Persons shall be eligible for membership who are employed as academic staff in the industry of persons employed in or in connexion with tertiary education in the Australian Capital Territory, the Northern Territory and the States of New South Wales, Queensland, South Australia, Tasmania, Victoria and Western Australia; or in the other occupations specified in this sub-rule who are employed in the industry of persons employed in or in connexion with higher education in the Australian Capital Territory, the Northern Territory and the States of New South Wales, Queensland, South Australia, Tasmania, Victoria and Western Australia; or who are employed in the industry of persons employed in or in connexion with tertiary or adult education in Victoria; in any one or more of the following positions or in any class of work which forms a substantial part of the duties of such positions:

- (a) Deputy Vice-Chancellor, Pro-Vice-Chancellor, Vice-Principal, Deputy Principal, Assistant Principal, Professor, Associate Professor, Assistant Professor, Reader, Principal Lecturer, Senior Lecturer, Lecturer, Assistant Lecturer, Associate Lecturer, Principal Tutor, Senior Tutor, Tutor.
- (b) Professorial Fellow, College Fellow, Senior Fellow, Principal Fellow, Junior Fellow, Fellow, Principal Research Fellow, Senior Research Fellow, Junior Research Fellow, Research Fellow, Senior Teaching Fellow, Teaching Fellow, Institute Fellow.
- (c)
 - (i) Senior Research Assistants and Research Assistants (other than in Australian Capital Territory, Northern Territory, New South Wales, Queensland, Tasmania and Western Australia).
 - (ii) Research Officers at the Australian National University
- (d) Senior Demonstrator, Demonstrator, Senior Instructor, Instructor, Principal Instructor, Senior Supervisor, Supervisor, Clinical Supervisor, Clinical Educator, Nurse Educator, Clinical Teacher, Clinical Instructor, Clinical Tutor, Language Teacher.
- (e) Director of School, Director of Department, Head of School, Head of Department, Head of Courses and Planning, Director of Institute, Director of Specialist Centre, Director of Unit, Chairperson of Department, Director of Division, Co-ordinator, Head of Faculty, Deputy Director of School, Deputy Director of Department, Deputy Head of School, Deputy Head of Department, Deputy Head of Courses and Planning, Deputy Director of Institute, Deputy Director of Specialist Centre, Deputy Director of Unit, Deputy Chairperson of Department, Deputy Director of Division, Deputy Co-ordinator, Deputy Head of Faculty.
- (f) Dean, Sub-Dean, Associate Dean, Dean of Faculty.
- (g)
 - (i) (other than at the University of Newcastle, the University of New South Wales and the University of Wollongong) University Librarian, Assistant University Librarian, Associate Librarian and Deputy Librarian.
 - (ii) (other than in Universities in the Australian Capital Territory, New South Wales, Queensland, Tasmania, and Western Australia) Assistant Librarian and Principal Librarian.

- (iii) (other than in Universities in the Australian Capital Territory, Northern Territory, New South Wales, Queensland and Tasmania) Senior Librarian.
- (iv) (other than in Universities in the Australian Capital Territory, Northern Territory, New South Wales, Queensland, Tasmania and at Murdoch University) Librarian and Divisional Librarian.
- (v) (other than in Universities in the Australian Capital Territory, Northern Territory, New South Wales, Queensland, Tasmania and Western Australia) Library Assistant and other qualified library staff.
- (h) (i) (other than in Universities in the Australian Capital Territory, Northern Territory, New South Wales, Western Australia), Registrar, Bursar and Deputy Bursar.
- (ii) (other than in Universities in the Northern Territory, New South Wales, Tasmania and Western Australia) Assistant Registrar.
- (iii) (other than in Universities in the Australian Capital Territory, Northern Territory, New South Wales, Tasmania and Western Australia) Deputy Registrar.
- (iv) (other than in Universities in the Australian Capital Territory, Northern Territory, New South Wales and Tasmania) University Secretary.
- (v) (other than in Universities in the Australian Capital Territory, Northern Territory, New South Wales, Tasmania and Western Australia) Business Manager and Comptroller.
- (vi) (other than in Universities in the Australian Capital Territory, Northern Territory, New South Wales, Tasmania and Western Australia) Principal Administrative Officer, Senior Administrative Officer, Administrative Officer, Professional Officer and other Administrative Staff.
- (i) (i) (other than in Universities in New South Wales) Physician.
- (ii) (other than in Universities in the Australian Capital Territory, New South Wales, and Tasmania) Senior Student Counsellor.
- (iii) (other than in Universities in the Australian Capital Territory, Tasmania and New South Wales except the University of Sydney) Student Counsellor.
- (j) (i) (other than at the University of Newcastle, the University of New South Wales, the University of Wollongong, the University of Western Australia and Murdoch University) University Archivist.
- (ii) (other than in Universities in the Australian Capital Territory, New South Wales, Queensland, Tasmania and Western Australia) Senior Archivist and Archivist.
- (k) Warden and Head of a University Hall, Residence or College.

- (1) (i) (other than in Universities in the Australian Capital Territory, New South Wales, Tasmania and Western Australia) University Architect.
- (ii) (other than in Universities in the Australian Capital Territory, New South Wales, Tasmania and Western Australia) Deputy University Architect and other qualified Architects employed in the University Architect's office, University Engineer, Deputy University Engineer, Controller of Buildings, Controller of Buildings and Grounds and Controller of Grounds.

6.2 Notwithstanding anything contained in sub-rule 6.1 of this Rule, membership of the Union shall be open to persons in the following positions:

- (a) The positions of all professional, administrative, clerical, computing and technical staff (not including catering, cleaning, security, parking attendants, caretakers and handy persons, gardening, child care, trades up to and including the level of leading hands, and health, fitness and leisure instructors and attendants, but including managerial positions) employed by associations of students or students and others, whether incorporated or not, which exist primarily or exclusively for the purpose of providing services to, or representation of, students of higher education institutions.
- (b) The positions of professional, administrative, clerical, computing and technical staff employed by the Australian National University or the University of Canberra, not including tradespersons or, at the University of Canberra, nurses; but including the following occupations howsoever named:

Transport Officers
House Officers/Assistants
Building Supervisors
Gallery/Museum Attendants
Sports Centre Attendants
Swimming Pool Attendants
Dental Assistant
Library Attendant
Veterinary Assistant
Projectionist
Animal Nurse
Graphic Artist
Artist
Laboratory Attendants
Curatorial Assistant
Driver

and the following classes of work (howsoever named):

Photography
Mail sorting and distribution
Supply and stores work
Managerial
Supervisor (but not supervisory in relation to food or liquor catering)

- (c) The positions of employees in professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations employed wholly or substantially in the higher education industry or in or in connexion with the provision of other educational programmes, by the University of Melbourne, La Trobe University, the Victorian College of Agriculture and Horticulture Limited, Ballarat University College, Deakin University, Swinburne University of Technology, La Trobe University College of Northern Victoria, Victoria University of Technology, Victorian College of Pharmacy, Hawthorn Institute of Education Limited, Victorian College of the Arts, the Royal Melbourne Institute of Technology and the Australian Catholic University in the State of Victoria and in the Australian Capital Territory.
- (d) Positions of employees in professional, administrative, clerical and technical occupations (excluding trades, but including Attendant-Building, Parking Attendant, Engineering Services Officer and Plant Technician) employed wholly or substantially in the higher education industry or in or in connexion with the provision of other educational programmes, by Monash University.
- (e) Positions of employees employed by the Adelaide University Union Bookshop Pty Ltd., and the positions of employees of the University of Adelaide employed wholly or substantially in the higher education industry or in or in connexion with the provision of other educational programmes.
- (f) The positions of all professional, administrative, clerical, computing and technical staff employed by associations of staff (or branches of such associations) of universities and Colleges of Advanced Education in Victoria (other than, subject to sub-rule 6.2.(g) of this Rule, Deakin University, La Trobe University, Monash University, the University of Melbourne and the Victoria University of Technology), which associations (incorporated or unincorporated) are established in connection with such universities or Colleges of Advanced Education or any one or more of them.
- (g) The positions of keyboard, secretarial clerical, administrative, technical, and professional staff employed by the Howard Florey Institute, the Walter and Eliza Hall Institute, the Baker Institute, the Ludwig Institute and the Murdoch Institute.
- (h) The positions of all keyboard, secretarial, clerical, administrative, technical, and professional staff employed in Colleges of Technical and Further Education in the State of Victoria except the positions of:
 - (i) all classes of Nursing employees
 - (ii) all classes of employees engaged in childcare work including Mothercraft Nurses
 - (iii) teaching staff.
- (i) The positions of all keyboard, secretarial, clerical, administrative, technical, and professional staff:
 - (i) employed in Victoria by the Council of Adult Education; or

- (ii) employed in Victoria by a non-profit, community-based provider of adult, continuing or further education which provider's primary or exclusive business is the provision of adult, continuing or further education

but not including:

- (iii) the Director of the Council of Adult Education;
- (iv) the positions of persons eligible to be members of the Australian Social Welfare Union;
- (v) Crown employees.

- (j) The positions of persons employed in Victoria by a non-profit provider of adult, continuing or further education in the following occupations:

- (i) adult literacy and basic education co-ordinator (howsoever named), being an employee who organises for adults the provision of courses of study towards the completion of certified education at the secondary level of education and/or the provision of literacy or numeracy education including courses in English as second language; or
- (ii) further education short-course co-ordinator (howsoever named) being an employee who organises for adults the provision of courses of study for the purposes of skill development, recreation or personal development;

but not including:

- (iii) the Director of the Council of Adult Education;
- (iv) the positions of persons eligible to be members of the Australian Social Welfare Union;
- (v) Crown employees.

- (k) The positions of Reader Services Librarian, Technical Services Librarian, Computer Centre Manager and Counsellor who are paid on academic salary scales at the Australian Maritime College; and positions occupied by persons as at 1 June 1993 who are paid on academic salary scales:

- (i) In Colleges of Advanced Education in Queensland: Principal Librarian, Counsellor and Computer Manager;
- (ii) In Colleges of Advanced Education in Tasmania other than the Australian Maritime College: Reader Services Librarian, Technical Services Librarian, Computer Centre Manager and Counsellor;
- (iii) In Colleges of Advanced Education in Western Australia: Principal Librarian, Senior Librarian and Counsellor;
- (iv) In Colleges of Advanced Education in the Australian Capital Territory: Registrar, College Secretary, Librarian and Counsellor.

- (1) The following positions:
- (i) Macquarie University: Student Medical Officer;
 - (ii) Murdoch University: Veterinary Resident, Senior Education Officer, Education Officer, Assistant Education Officer, Research Assistant (where there is an academic nexus and status) Research Officer (where there is an academic salary nexus and status);
 - (iii) University of Sydney: Student Health Doctor;
 - (iv) University of Tasmania (Hobart Campus): Business Manager (only persons employed in such position(s) as at 1 June 1993 and only while the occupant(s) of the position(s) retains an academic salary nexus) Senior Administrative Officer (only persons employed in such position(s) as at 1 June 1993 and only while the occupant(s) of the position(s) retain an academic salary nexus) Library Staff (while the occupants of the positions retain an academic salary nexus);
 - (v) University of Western Australia: Curator of the Anthropology Museum.
 - (vi) The positions of any persons employed by the University of Western Australia who have an academic salary nexus and academic status.
 - (vii) University of Western Australia: Director - Student Health Service, Deputy Registrar, Director - Media Services, Director - University Extension, Senior Extension Officer, Extension Officer. Provided that, subject to sub-rule 6.2.(1)(vi) of this Rule, only such persons who occupied one of these positions on 28 May 1985 shall be eligible for membership.
- (m) (i) The General Secretary of the Federated Australian University Staff Association, the General Secretary of the Union of Australian College Academics, the Secretary of the Union of Australian College Academics (Victorian Branch), and the Secretary of the Union of Australian College Academics (South Australian Branch), as at the date of amalgamation of the Federated Australian University Staff Association, the Union of Australian College Academics, the Australian Colleges and Universities Staff Association, the Australian National University Administrative and Allied Officers Association and the University of Adelaide General Staff Association.
- (ii) The Secretary of the Australian Colleges and Universities Staff Association, as at the date of the amalgamation of the Federated Australian University Staff Association, the Union of Australian College Academics, the Australian Colleges and Universities Staff Association, the Australian National University Administrative and Allied Officers Association and the University of Adelaide General Staff Association.
- (n) The positions of professional, administrative, computing and clerical (but not technical or trades) staff employed by the Northern Territory University.
- (o) Professional, Administrative, Clerical, Computing and Technical Staff employed at the University of Tasmania.

- 6.3 All members of the Union shall be entitled to retain their membership status in the event that they become employees of the Union.
- 6.4 Notwithstanding anything contained in this Rule, persons who are, as at the date of registration of the National Tertiary Education Industry Union, members of the Australian Colleges and Universities Staff Association and who are employees of the Federated Australian University Staff Association, the Union of Australian College Academics, the Australian National University Administrative and Allied Officers Association or the University of Adelaide General Staff Association shall be eligible for membership of the Union.
- 6.5 Notwithstanding sub-rules 6.1, 6.2, 6.3 and 6.4 of this rule, the following persons shall not be eligible for membership of the Union:
- (a) 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 in any Institution located outside Victoria, South Australia and the Australian Capital Territory.
 - (b) If the position of Assistant Vice-Chancellor of the Australian National University becomes a statutory office under the Australian National University Act 1946, the occupant of that position.
 - (c) A person employed by the Australian National University who was eligible as at 24 August 1972 for membership of The Federated Miscellaneous Workers' Union of Australia.
 - (d) Persons employed by the Australian National University who were eligible for membership of the Technical Service Guild of Australia as at 21 December 1976 and who are engaged for the majority of their time in servicing, repairing, maintaining, structurally altering and/or assembling business equipment, unless they were members of the Australian National University Administrative and Allied Officers Association at 21 December 1976 and wish to remain members of the Union.
 - (e) A person employed by the Australian National University who was eligible as at 21 December 1976 for membership of the Printing and Kindred Industries Union.
 - (f) Persons employed as teacher, principal teacher, tutor or Associate Director/Head of School (howsoever called) in Technical and Further Education Colleges (howsoever called) in Queensland.
 - (g) Persons employed in any non-academic capacity in any Technical and Further Education Colleges (howsoever called) other than in Victoria.
 - (h) Persons who would be eligible only by virtue of the reference to:

Supervisor, Senior Supervisor, Director of Division, Co-ordinator, Deputy Director of School, Director of Department, Deputy Director of Department, Deputy Head of Department, Deputy Head of Courses and Planning, Deputy Director of Division, Deputy Co-ordinator;
- in Sub-rules 6.1(d) and (e), and are eligible for membership of the State Public Services Federation.

- (i) Persons employed by Curtin University, Edith Cowan University, University of South Australia, University of Western Sydney, University of Technology Sydney, Charles Sturt University, Australian Catholic University (New South Wales and Queensland campuses), University of Tasmania (Launceston campus), University of Southern Queensland, University of Central Queensland and the Queensland University of Technology who would be eligible for membership of the Union only by virtue of Sub-rules 6.1(g), (h), (i), (j), (k) or (l); except persons who were members of the Federated Australian University Staff Association as at 1 June 1993.
 - (j) deleted.
- 6.6 The definition of institution as used in Rule 4.6 shall not be used to interpret this eligibility rule. No person shall be eligible for membership except by virtue of this rule.
- 6.7 Without prejudice to the generality of sub-rules 6.1, 6.2 and 6.3, membership of the union shall be open to persons in the following positions:
- (a) The positions of Professional, Administrative, Clerical and Technical Staff (including academic) employed by the Open Learning Agency of Australia and the International Development Program of Australian Universities and Colleges Limited, or any body established to carry on the business of either of them, in Victoria, South Australia and the Australian Capital Territory;
 - (b) The positions of Professional, Administrative, Clerical and Technical Staff (including academic) employed by the Royal College of General Practitioners or any body established to carry on the business of that organisation.
- 6.8
- (a) In this Rule, the term "employed" shall include engagement as an independent contractor, where such engagement is a contract for services and relates to performance of work by the independent contractor.
 - (b) In this Rule, the terms "staff", "employee" and "employees" shall include persons engaged as independent contractors as described in (a) above.
 - (c) A person who is qualified to be employed in, and is seeking to be employed in, an occupation which would make that person eligible for membership of the union shall also be eligible for membership.
 - (d) Nothing in this sub-rule shall have the effect of limiting the scope or effect of this rule.

Information contained in the application and supporting documents concerning the effect of the proposal and the reasons for the proposal is as follows:

the effect of the proposal:

The effect of the proposal is that professional, administrative, clerical, computing and technical employees employed at the University of Tasmania, most of whom are not currently eligible for membership of the National Tertiary Education Industry Union, would become eligible for membership of the National Tertiary Education Industry Union.

the reasons for the proposal:

- (a) a substantial number of such employees are desirous of membership of the National Tertiary Education Industry Union.
- (b) The National Tertiary Education Industry Union is the organisation which already has the largest membership at the University, and can represent as effectively as any other organisation, the industrial interests of the said employees.
- (c) The National Tertiary Education Industry Union has given, or will give, relevant undertakings in respect of this application.

Any interested organisation, registered under the Workplace 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: PO Box 1323, South Melbourne, 3205] 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

9606602

Workplace Relations Act 1996

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 THE REGISTRATION OF AN ASSOCIATION OF EMPLOYEES

(D No. 30024 of 1997)

NOTICE is given that application has been made under the Workplace Relations Act 1996 for the registration of an association called **Victorian Principals Federation**.

The eligibility rules of the association are:

2. Eligibility for Membership

The Federation shall consist of persons who are employed as Principals or Assistant Principals in Victorian State schools and colleges including all persons who are members of the principal class as defined by the Victorian Teaching Service Act, 1981 as amended or any legislation succeeding thereto.

Any interested organisation, association or person who desires to object to the application may do so by lodging in the Industrial Registry a notice of objection and written statement in support thereof within thirty-five (35) days after the publication of this advertisement and by serving on the applicant [whose address for service is: Ryan Carlisle Thomas, Solicitors, Level 30, Nauru House, 80 Collins Street, Melbourne, Vic. 3001] within seven (7) days after the notice of objection has been lodged, a copy of the notice of objection and the written statement so lodged.

M. Kelly
INDUSTRIAL REGISTRAR

9606603

FORM R14

REGULATION 21

Workplace Relations Act 1996

AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

NOTICE OF APPLICATION FOR COMMON RULE DECLARATION

In the matter of: the Journalists (Specialist Publications) Award 1997

(C No. 90310 of 1997)

Notice is hereby given that the Media, Entertainment and Arts Alliance has made application for a declaration that the terms hereafter mentioned be a common rule:

in the Australian Capital Territory and the Northern Territory for the industry of Journalism. •

A copy of the Award may be inspected at the Australian Industrial Registry, at the CML Building 17 - 21 University Avenue, Canberra and NT House Level 10, 22 Mitchell Street, Darwin, free of charge.

The application will be heard at 10.00am on 7 October 1997, at 80 William Street, East Sydney before Commissioner Cargill.

If you desire to be heard on the hearing of the application, notice to that effect should be given to the Commission at least three days before 7 October 1997.

Persons and organisations not so appearing or represented will be bound by any declaration made by the Commission in the matter which is applicable to them.

The whole set of the terms of the above Award as varied are to be declared.

Dated 22 September 1997



AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

Workplace Relations Act 1996

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

IN the matter of

**AUSTRALIAN WORKERS' UNION CONSTRUCTION ON-SITE AND CIVIL ENGINEERING
(ACT) AWARD 1981
(A0212) C No 33380/97**

**BUILDING AND CONSTRUCTION INDUSTRY (ACT) AWARD 1991
(B0171) C No 22564/97**

AND in the matter of the variation of the above award
Notice is hereby given

- a) That the Commission has 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 as shown in the Schedule below.
- 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 above-mentioned 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 free of charge.

SCHEDULE OF TERMS TO BE VARIED

Award code & Var No	Clause	Substance	Date of Effect
A0212 V041	7-10	Wages - Safety net	
		Review	15/7/97
B0171 V026	27	"	15/7/97
	9	Expense related	
		Allowances	1/9/97
	18	"	1/9/97
	27	"	1/9/97
	46	"	1/9/97

Dated this 26th day of September 1997
Christine Hayward
Deputy Industrial Registrar

9606604

Workplace Relations Act 1996

Australian Industrial Registry
New South Wales Registry
80 William Street
EAST SYDNEY NSW 2011

NOTICE OF APPLICATION FOR CONSENT TO
AN ALTERATION OF ELIGIBILITY RULES

(D No. 20002 of 1997)

NOTICE is given that an application has been made under the Workplace Relations Act 1996 for consent to an alteration of the eligibility rules of the Australian Liquor, Hospitality and Miscellaneous Workers Union.

The alteration is sought from the following:

3 - DESCRIPTION OF INDUSTRIES

The description of the industries and/or industrial pursuits in or in connection with which the Union is registered is as follows:-

- (i) The industries and industrial pursuits of persons employed in Aboriginal local government communities or regional councils in the Northern Territory, Western Australia and South Australia (excluding persons employed in professional, administrative and clerical positions other than at Tangentyere, Julano, Julilikari and Jurnkurrakur Councils and excluding registered and enrolled nurses employed as such other than enrolled nurses in Western Australia); persons employed in Aboriginal health services in the Northern Territory, Western Australia and South Australia (excluding persons who work in a professional, administrative or clerical capacity in the public sectors in South Australia and Western Australia other than regional Aboriginal health liaison officers in Western Australia and excluding Aboriginal health workers in the public sector in South Australia other than persons employed by Aboriginal health services operated in conjunction with Aboriginal local government communities or regional councils based in the Northern Territory and excluding registered and enrolled nurses employed as such other than enrolled nurses in Western Australia); persons employed in Aboriginal welfare associations in the Northern Territory, Western Australia and South Australia (excluding persons employed in professional, administrative or clerical positions and in counselling, co-ordinating and developmental work other than at the Institute for Aboriginal Development and excluding registered and enrolled nurses employed as such other than enrolled nurses in Western Australia); air brush artists, in the photographic industry; manufacture of asbestos and/or asbestos cement products (except in Queensland, Tasmania and Western Australia); fibre reinforced products and/or fibre cement products (except in Tasmania, Queensland and Western Australia); animal welfare establishments (except animal husbandry and research establishments in connection with pastoral pursuits - provided that this exception shall not include the Northern Territory - and excepting animal health stations and experimental farms in Queensland and New South Wales); veterinary hospitals and any establishment or business which accommodates, handles, treats or otherwise caters for the welfare of animals and household pets (other than in the public sector); animal care; persons employed in animal, marine or wildlife establishments (except establishments which are engaged in agriculture or pastoral

pursuits, other than in the Northern Territory); manufacture and repair of bags and sacks; broom and brush making (except in Victoria, New South Wales, Tasmania and South Australia); manufacture of carbon paper; caretaking; caretaker, building superintendent, janitor, handyperson or maintenance person; cemetery and undertaking; chemical (other than persons engaged principally in or in connection with the making, preparation, handling, putting up, reception, sale demonstration and/or delivery of drugs, pharmaceutical goods and medicinal chemicals); chemical workers; child minding centre, child care, child minding (other than qualified teachers in Victoria and other than in hospitals in New South Wales and within universities in New South Wales and the Australian Capital Territory); manufacture and treatment of cork and cork products (except in Victoria and Queensland); crematorium; cleaners; cleaning and pollution control (excluding persons employed full-time by employers in the metal industry within their establishment); commissionaire; dance instruction; day nursery (other than in hospitals in New South Wales and within universities in New South Wales and the Australian Capital Territory); dentists; dental mechanical work; dental therapy; assistant and attending dentists; domestic work; domestic workers (except domestic servants employed in Queensland in the Pastoral Industry such as gardeners, chauffeurs, grooms, stablemen, kitchenmen, cooks, waitresses, laundresses, housemaids, nurse girls and general servants); domestic staff or groundsmen or yardmen of denominational schools; emergency and safety employees of the Port of Melbourne Authority and the Port of Geelong Authority; manufacture of engine packing (except where made in the rubber industry with rubber or with any rubber substitutes); carrying by ferry boats; making of fibrolite (except in Queensland, Tasmania and Western Australia); gardening; gatekeeping; greenkeeping (except in New South Wales, Victoria and in local government in Tasmania and also except in Western Australia as regards golf links, bowling greens, tennis courts and all gardens, lawns and greens in connection therewith); gypsum plasterboard and similar products; health and physical culture including all instructors, counsellors, masseurs and attendants in health and physical culture studios including weight loss studios and/or centres; home care aides and attendants (except in Victoria and Tasmania); personal care aides and attendants employed in households (except in Victoria and Tasmania); personal care aides and attendants, employed other than in households, in South Australia, Western Australia, Northern Territory and Australian Capital Territory; home helps (except in Victoria and Tasmania); making of ice cream; insulwool, slagwool or other insulation material; jury keepers (in the State of Victoria only); laboratory assistant, attendant or tester in or in connection with the oil industry; washing, cleaning, ironing, sorting and packing of laundry including persons employed in dry cleaning; industry of laundering and laundrettes; libraries and library services; library workers (not principally engaged at clerical duties); lift attending; manufacture of linoleum; portage; manufacture of lead; manufacture of photographic supplies or materials; manufacture of Sisalkraft, Duk-Bak and similar products; manufacture of coated or laminated products, whether reinforced or not; margarine making and packing (except in the States of New South Wales, Victoria, Western Australia and Tasmania); carrying of messages; motor car washing, greasing, cleaning detailing and attending; motor garage, including service station (other than chauffeurs and workers in the iron trades and coachmaking trades and their assistants); making of oilskins (but not the manufacture of goods from fabrics which have been so treated); making paint, sealants; varnish; white and red lead; parking attendants (except municipal and shire council employees and those employed in any kind of amusement, whether outdoor or indoor or in or

about theatres, halls, racecourses, sports, exhibition and agriculture shows); manufacture or preparation of pearlite and/or vermiculite products; pest control (except in New South Wales, Queensland and Western Australia, provided that this exception shall not relate to domestic pest control services); photographic establishments; manufacture of resin-bonded fibre reinforced products including pipes (except in Tasmania, Queensland and Western Australia); manufacture of plaster of paris; plastics or substitutes therefor and/or goods made therefrom and/or goods in the manufacture of which plastics or substitutes therefor are used (other than engineers and persons eligible to be members of the Federated Rubber and Allied Workers' Union of Australia and coming within the award of the Court known as the Rubber Workers' Award, 1947); port hostesses; pre-school kindergartens; manufacture and assembling of pyrotechnics; sealing, sanding, treating and/or otherwise processing floor coverings and floor surfaces excepting the sanding of floors in buildings under construction or in the course of structural alteration or structural repair; all employees (other than in Queensland) including qualified, trained, trainee or untrained in private pathology laboratories, including scientific or technical work therein, except: (i) in Victoria and Tasmania; and (ii) in South Australia, Western Australia, the Australian Capital Territory and the Northern Territory employees eligible to be members of the Australian Nursing Federation in accordance with the rules of the ANF as at 10 June 1993; and (iii) in New South Wales registered or enrolled nurses or persons entitled to be registered or enrolled by any nurse registration authority, employed as such; and (iv) in Western Australia employees in professional, administrative, clerical or technical classifications; security or watching (in either case other than employees employed in a shop by the operator thereof); manufacture of records, rolls, tapes, video tapes or any such like article used for reproducing purposes; spruiking; manufacture of stramit, strawboards (in the State of Victoria) and similar boards; stonemasons, marble masons, polishers, machinists, sawyers and all other persons engaged in the dressing and preparation and/or erection of terrazzo or similar compositions (excluding persons employed in a clerical capacity); sugar refineries (except in Queensland, South Australia and Victoria); manufacture of synthetic resins and/or moulding powders; tea attendants (other than in hospitals in New South Wales and in the Universities of Macquarie, Sydney and New England); teacher aide; making and assembling of toys (except in New South Wales, Victoria, South Australia and Western Australia) using substantially non-metallic materials; manufacture of typewriter ribbons; tourist guide and/or tourist leader (other than those directly employed by a travel agent); veterinarians, veterinary assistants and/or attendants (other than in the public sector); zoological and/or aquatic exhibition, garden or reserve (excepting ticket takers and ticket sellers in aquatic exhibition, garden or reserve); performance of work as attendants and/or assistants in industries otherwise covered by this present rule, including the industry of "The Public Service" as defined in Section 3 of the Public Service Arbitration Act, 1920-1973; provided that nothing herein shall be construed as applying to the rubber industry in the State of Queensland.

The generality of description of any of the foregoing industries or industrial pursuits is not to be limited by reference to any other industry or industrial pursuit.

Provided further that persons

- (a) principally engaged in the transportation of goods or persons by motor vehicle upon public roads and

- (b) who would be ineligible for membership if the rules of The Federated Miscellaneous Workers Union of Australia as at the first day of September, 1973, had remained in force

shall not be eligible for membership pursuant to the foregoing provisions.

Provided further that tradesman's assistants, riggers and metal workers employed in maintenance sections of any establishments in the foregoing industries and/or industrial pursuits shall not be eligible for membership pursuant to the foregoing provisions.

Provided further that persons principally engaged in selling, receiving, handling, demonstrating and/or delivery of goods in and for any shop or wholesaler's warehouse (other than photographic establishments and manufacturers' establishments) and employees principally engaged in the sale or demonstration of goods other than in or for any shop or wholesaler's warehouse (except such employees employed in or in connection with manufacturers' establishments) shall not be eligible pursuant to the foregoing provisions.

- (ii) Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of the industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the following industries and/or industrial pursuits, namely:-

The tanning and leather dressing industry, handling bagging or grinding bark, the manufacture of bark and other tanning extracts, the classing or sorting of leather (finished or unfinished) where such is done on tannery premises, the manufacture of agar-agar, glues and gelatine and by-products, putty, adhesives, pastes, fertilizer constituents, dextrine, calciners or other like materials, the washing or other treatment of animal hair, with tanning, dressing, dyeing, or other treatment of fur or other skins, including woolled lambs or sheep-skins, canvas working; leather working; the manufacture alteration, repair and installation of articles made from leather, woolled lamb or sheep-skins, furred skins, such as spindle polishing mops, paint roller sleeves, dusters (other than establishments covered by The Federated Storemen and Packers' Union of Australia), playsuits, wool-skins and fur-skin toys, soft toys of all descriptions (excluding furred garments and toys made in clothing factories), clicking, cutting by hand or machine, or in the making or repairing saddles, saddle trees, harness, collars and rugs for horses and other animals, bridles, fly-veils and strapping, whips, whip-thongs, machine belting, respirators or gas masks of leather, canvas, fabric or other like materials, welders' masks, trunks, bags, portmanteaux, travelgoods, suit or attache cases, braces of all descriptions, belts, razor strops, watch straps, suspenders, sporting goods of canvas, leather or like material, travellers' sample case of all descriptions, slither cans, musical, gramophone, wireless, surgical and spectacle cases of all descriptions, cosmetic cases, ladies' evening bags, ladies' handbags, handbags of all descriptions, shopping bags; making and/or fitting zippers, wallets, purses, pouches, folio or folio covers of all descriptions, leather or fabric gloves and mitts of all descriptions, leggings, hat leathers, designing, leather coats, leather hats or caps, rifle and/or gun covers, rifle pouches and belts; play suits of leather or fabric, artificial limb and appliances including surgical belts and surgical supports of leather, canvas, webbing or other like material, sails (including the designing thereof), tents, tarpaulins, rigging,

flags, nose bags, anti-fouling bags; water bags, waterbed mattresses; weather cloths, dodgers, canvas, duck or calico bags of all descriptions, blinds of all descriptions (including venetian blinds), inside or out, mast coats, awnings, sail covers, canvas, duck, fabric or calico covers of all descriptions, canopies; canvas or coir save-alls, slings of all descriptions, wind sails, hose of all descriptions, covers for wings of aeroplanes, or component parts of aeroplanes of canvas, fabric, or other like material, parachute, parachute harness, car safety harness of leather, canvas, webbing, or other like material, seat covers; aeroplane hangars, sheds (Belman or others), components of aeroplane hangars, sheds or houses of canvas, fabric or other like material, mail bags, fenders, cargo nets, ships' gear, boat covers marquees, skillions binding and conveyor aprons, gaskets and washers of leather, canvas or other like material, industrial mops, camp beds, deck chairs, camp furniture, rope or wire splicing and all classes of goods other than boots, shoes and slippers, made from leather, pelts, fabric, canvas, fibre or vulcanized fibre, webbing, and/or all substitutes (including plastics and vinyl) for leather, pelts, fabric, canvas, fibre or vulcanized fibre, webbing, used in the industries also machining in all sections and on spraying.

- (iii) Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of the industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the following industries and/or industrial pursuits in the Northern Territory:-

Ambulance and first aid attendants; Pastoral, Agricultural, Horticultural, Viticultural, Dairying, productions and/or processing of game and poultry; Fruitgrowing, Sugar-growing, Cane-cutting, Cotton-growing, Rabbit-trapping, Timber-getting, Saw-milling, Building Industry, Butchering and Meat Industry, Brick-making Industry; manufacture of cement, concrete and/or concrete products; the manufacture of boards, panels and all types of building materials, joinery and glazing whether or not performed at a building site, carpet laying, cabinet making, furnishings and furniture making, assembling and finishing; Cotton Industry; industry of searching, boring for, extracting, storing, transmitting, processing of water, oil, hydro-carbons and/or any other mineral or element (excepting persons principally engaged in the transportation of goods or persons upon private roads by motor vehicle and who would be ineligible for membership if the rules of The Federated Miscellaneous Workers Union of Australia, as at the 1st day of July, 1977, had remained in force); oil industry, hydro-carbon industry (excepting persons principally engaged in the transportation of goods or persons upon private roads by motor vehicle and who would be ineligible for membership if the rules of The Federated Miscellaneous Workers Union of Australia, as at the 1st day of July, 1977, had remained in force); Mining Industry, Milling, Smelting and refining of Ores, quarrying, crushing and/or processing industry of quarry materials; construction and maintenance of Rivers and Harbours, Diving, Waterside-Workers, Construction and Maintenance of Roads, Aerodromes, Water and Sewerage Works including conservation and irrigation, Public Works and Services, prevention, suppression and extinguishment of fires, (excepting persons employed under the provisions of the Commonwealth Public Service Act), hospitals, Benevolent Homes, Dispensaries, Asylums, Mental Hospitals, Sanitariums, Rest Homes, Retirement Communities and Homes, Convalescent Homes, Medical Schools, Laboratories, Colleges, Industrial and Other Homes, Charitable Institutions, Ambulance Work, Welfare Organisations,

Doctors and/or Dental Surgeries, Clinics and Practices, Provision of Medical, Paramedical and/or Nursery Care for aged persons in Day Care Centres and/or Homes, Provision of care and training to the intellectually and/or physically disabled and/or psychiatrically disabled and/or developmentally disabled and work ancillary thereto in Hostels, Day Care Centres and Homes (but excluding persons employed as social and/or welfare workers employed in social support services, other than persons employed by the Harry Giese Centre, Tangentyere Council, FORWARD, YWCA Youth Refuge (Darwin), Katherine Aboriginal Action Group, Alice Springs Drug and Alcohol Services Association and Institute for Aboriginal Development and excluding registered medical practitioners other than those employed in non-government aboriginal health services and excluding registered or enrolled nurses or persons entitled to be registered or enrolled by any nurse registration authority employed as such), Construction and Maintenance of Fuel Oil and Petrol Tanks, and Pipelines, Municipal Works and Services, Construction and Maintenance and Operation of Railways, Surveying, the industry of harvesting and/or processing of finfish (wet fish), crustacea, molluscs and/or plankton (whether for commercial or for game purposes) and whether on water or on land; Net-making, Clerical work, Brewing, Motor Driving, Shipping, Saddle-making, flour milling including all employees employed in handling, manufacturing, packing and distributing flour in flour mills and/or flour mill depots; Baking, including bread manufacturing, pastry cooking, biscuit making, industry; Cordial and aerated waters manufacturing, fruit juices and all alcoholic and non-alcoholic drinks, the industry of hairdressing and scalp treatment and/or beauty care and/or body care massage; all workers engaged in the conduct of Hotels, Clubs, Restaurants, motels, boarding establishments, guest houses, hostels and/or any other type of accommodation and/or catering, food preparation and/or processing industry; the provision, conduct, or supervision in clubs, hotels, motels, restaurants, tourist complexes, convention centres or casinos or games of chance or any other gambling activities or facilities Shops, Stores, Laundries, employees employed in or in connection with, including selling tickets by any means in connection therewith, in or about any kind of amusement, whether indoor or outdoor, including Picture Theatres, sporting and amusement establishments, persons employed to perform work in the service of any port authority whether or not the port authority is included within the definition of "the Public Service" in Section 3 of the Public Service Arbitration Act, 1920-1973 (except persons employed to perform work for Nabalco Pty. Limited or any subsidiary or successor thereof at Gove of any kind referred to in the definition of 'waterside worker' as defined in the Stevedoring Industry Act 1956 to 1973), and all kinds of general labour.

Without in any way limiting, or being limited by, the generality of the foregoing, the Union shall also consist in the Northern Territory of persons employed to perform work in or in connection with any one or more of the following industries and/or industrial pursuits:-

- (A) Civil and/or mechanical engineering;
- (B) The construction industry, including -

The building, construction, erection, maintenance, repair and/or demolition of:-

- (a) Any building, plant, complex or structure; or
- (b) Any civil or mechanical engineering project or work.

- (C) All work in joinery establishments or establishments concerned with the prefabrication of items (including structures) for use in or in connection with building or construction.
- (D) All work or works ancillary or incidental to any of those covered by the paragraphs (A), (B) or (C) above.

Provided that in the Northern Territory, unless eligible otherwise under these rules, apart from this sub-rule (iii), the following shall not be eligible for membership:-

- a. any boilermaker or any of the following persons engaged or employed in the engineering industry, viz.: Fitters, Turners, Machinists, Blacksmiths, Plumbers, Electrical Fitters, Pattern-makers and Engineers generally;
 - b. any person or classes of persons who are eligible to become members of the Australasian Meat Employees Union;
 - c. persons employed under the provisions of the Commonwealth Public Service Act and eligible for membership pursuant to the existing conditions of eligibility for membership in the Australian Public Service Association (Fourth Division Officers) as at 17 March 1953, the Electrical Trades Union, the Commonwealth Public Service Artisans Association, The Amalgamated Postal Workers' Union of Australia, The Federated Union of Locomotive Enginemmen, the Commonwealth Public Service Clerical Association, the Storemen and Packers' Union;
 - d. persons employed under the provisions of the Commonwealth Railways Act 1917-1950 in the Commonwealth Railways from Alice Springs to Quorn, eligible for membership pursuant to the existing conditions of eligibility for membership in the Australian Workers' Union;
 - e. persons principally engaged in the transportation of goods or persons upon public roads by motor vehicle except in or in connection with the following industries:

Pastoral; Construction and Maintenance and Operations of Railways; Municipal Works and Services; Mining (except employees of Groote Eylandt Mining Co. Pty. Ltd. at Groote Eylandt, and employees engaged in mining or treating bauxite at Gove); Milling, Smelting and Refining of Ores; Quarrying; Building and Construction Works; Public Works and Services; Construction and Maintenance of Roads, Aerodromes, Water and Sewerage.
 - f. clerks (other than storeman-clerks, station book-keepers, and shipping clerks).
- (iv) Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule the description of the industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the following industries and/or industrial pursuits, namely:-

In the State of New South Wales

artists' model; billiard marker, manufacture of pyram aircraft and industrial components therefor; manufacture of window display models

(otherwise than in a shop or wholesale warehouse) excepting such articles made of metal; trained, trainee and untrained make-up artist (excluding persons employed in a shop or in or in connection with the sale or demonstration of cosmetics perfumes and toilet preparations); persons employed in or in connection with the manufacture, processing, warehousing and despatch of refined sugar, refined sugar products, carbon dioxide, alcohol and other distillery products and/or of building and associated materials in the establishments of the CSR Limited and CSR Timber Products at Pymont or in establishments operated in lieu thereof, persons employed or usually employed in or in connection with experimental research and pilot plant work at the establishment of CSR Research Pty Ltd, but excluding in respect of each of the said establishments persons who are Staff employees employed at a yearly rate of pay and tradesmen's assistants and metal workers (but not riggers).

In the State of Queensland

manufacture of compressed fibre board and similar products; beauty treatment, hairdressing, scalp treatment, wigmaking including barber, beautician, hairdresser, hairworkers, manicurist, maxillo-facial technician, wigmaker; oil extracting and processing; manufacture of ship or boat fenders; modelling, compering, including mannequins and mannequins' comperes (excluding persons employed in a shop); pharmaceutical chemist or unregistered pharmaceutical chemist; industrial chemist; laboratory assistant; dental technologist; radiographer; attendant, assistant and/or receptionist in dentists' doctors' and optometrists' surgeries and/or consulting rooms; ambulance transport brigade and first aid duty attendants other than Superintendent, General Secretary or Secretary of the Queensland Ambulance Transport Brigades; swimming baths and/or pools; libraries (except library attendant principally engaged in clerical duties); optical mechanics and technicians, assistants and attendants to opticians, spectacle makers; jeweller, watchmaker including mounter, setter, chainmaker, swivelmaker, bolt ringmaker, ringmaker, polisher, lapper, melter, refiner, bracelet and bangle maker, stamper, silversmith, spinner, goldsmith, gilder, chaser, engraver, watch, clock, clockwork, electric and spring dial clockmaker, repairer, attendant and winder, jeweller's tool maker and renovator of electroplated ware, metal badge maker, enameller, jewel case maker, engraving copper plates, seal dies or other dies stamps and all persons engaged wholly or partly in manufacturing or repairing jewellery, watches clocks teacher aide; used car yards; tow truck operating; sportsgrounds; laundrettes and/or laundromats; accommodation industry including all employees employed in domestic work in boarding houses, accommodation houses, motels (other than motels licensed to sell intoxicating liquor), flats, clubs, hostels (but in respect of hostels excluding employees of the Commonwealth in the Department of Supply or in or in connection with the Armed Services), residential colleges and similar types of establishments; biscuit manufacture including all employees employed in handling, manufacturing, packing and distributing biscuits in biscuit manufacturing establishments; bread baking including all employees employed in handling, manufacturing, packing and distributing bread and bread crumbs in bread bakeries and/or bread bakery depots; catering including all employees employed in establishments (other than Commonwealth employees in the Department of Supply or in or in connection with the Armed Services and other than persons engaged for two hours or more per shift in mixing and dispensing intoxicating liquor, and drink waiters and drink waitresses and cellarmen in clubs and/or restaurants), businesses, clubs, canteens and institutions or sections thereof which cater for and/or prepare and serve food or food and drinks

excluding persons employed in or in connection with airports; confectionery manufacture, including all employees employed in handling, manufacturing and distributing confectionery; flour milling including all employees employed in handling, manufacturing, packing and distributing flour in flour mills and/or flour mill depots; pastrycooking, including all employees employed in handling, manufacturing, packing and distributing cakes, pastrycooks goods, and cheesecakes and/or similar products in pastrycooking, cake making and/or any establishment wherein such goods are made and shop assistants employed in pastrycook's and cake shops; provided that, except where the context otherwise indicates, persons principally engaged in selling or distributing goods or in selling or demonstrating cosmetics, perfumes and toilet preparations shall not be eligible for membership pursuant to the foregoing provisions of this part of this paragraph.

In the State of South Australia

- (A) cycle building, assembling and repairing; milk or cream depots; manufacture of products from milk or cream; motor tyre retreading or repairing, rubber worker; jeweller; watchmaker; optical mechanic; preparation for sale of poultry (poultry catchers at poultry raising establishments only); stonemason, including, without limiting the meaning of the foregoing term, persons employed in or in connection with the work of cutting or dressing or preparing or setting of all kinds of stone, marble, slate, terrazzo or similar compositions used for or in connection with building or monumental work; registered pharmaceutical chemist employed as a manager or a managing assistant of a hospital dispensary, the dispensary of a medical practitioner or public institution or as:-

assistant who is a qualified pharmaceutical chemist, or as:-

apprentice to a pharmaceutical chemist who is serving under Articles of Apprenticeship duly registered with the Pharmacy Board of South Australia or as:-

unregistered assistant who has not served an apprenticeship to a pharmaceutical chemist or as:-

unregistered assistants who have served a prescribed term of apprenticeship under any Pharmacy Act, with a pharmaceutical chemist, and who are proceeding to registration as a pharmaceutical chemist, and who are engaged in or in connection with dispensaries connected with friendly societies or hospitals or public institutions or conducted as part of the practice of duly qualified medical practitioners; in the compounding, dispensing, preparation, manufacture, distribution and sale of drugs, medicines, chemicals, medicinal substances and admixtures thereof; provided that persons employed in a shop principally engaged in selling shall not be eligible for membership pursuant to the foregoing provisions of this paragraph, provided further that any person -

- (i) principally engaged as a hardware shop assistant, or a salesman, or who is a registered pharmaceutical chemist employed as a manager or managing assistant of a retail pharmacy, and

(ii) who was, as at 31st August 1973, a member of the (S.A. Registered) F.M.W.U. of Australia

shall be eligible for membership.

- (B) Workers employed in the State Government Service and Government (i.e. State Government) Subsidized Institutions, and all district and other hospitals (except private hospitals).
- (C) An unlimited number of persons who are employed or usually employed to perform work in or in connection with any one or more of the following industries and/or industrial pursuits, namely:-

Hospitals, Benevolent Homes, Dispensaries, Asylums, Mental Hospitals, Sanitariums, Rest Homes, Retirement Communities and Homes, Convalescent Homes, Medical Schools, Laboratories, Colleges, Industrial and Other Homes, Charitable Institutions, Ambulance Work, Welfare Organisations, Doctors and/or Dental Surgeries, Clinics and Practices, Provision of Medical, Paramedical and/or Nursery Care for aged persons in Day Care Centres and/or Homes, Provision of care and training to the intellectually and/or physically disabled and/or psychiatrically disabled, and/or developmentally disabled and work ancillary thereto in Hostels, Day Care Centres and Homes (but excluding persons employed as social and/or welfare workers employed in social support services other than persons employed in the health industry and excluding medical practitioners and excluding registered or enrolled nurses or persons entitled to be registered or enrolled by any nurse registration authority employed as such).

In the State of Western Australia

- (A) manufacture, preparation or processing of butter, casein, cheese, milk or yoghurt; production and/or processing (by total environment methods) of game and poultry; manufacture and/or distribution of aerated waters, all types of soft drinks, fruit juices, cider, cordials and syrups; manufacture of records, rolls, tapes, or any such like article used for reproducing purposes; manufacture, preparation, processing or treatment of coated abrasives; candles; cotton; felt or felt products; glycerine; soap or soda; tobacco or tobacco products; teacher aide; ambulance and first aid attendant; rag picking; flock or cotton waste maker; rope and twine (excluding persons engaged principally in or in connection with the wholesale and/or retail industry); wool scouring (excluding persons employed in sorting and classing) or fellmongery; moulder, setter, chainmaker, swivelmaker, belt ring maker, repairer, ring maker, polisher, lapper, melter, refiner, bracelet and bangle maker, stamper, silversmith, spinner, goldsmith, gilder, chaser or engraver, watch, clock, clockwork, electric and spring dial clock maker, repairer, attendant and winder, jewellers' tool maker and optical technician, lapidaries' spectacle maker, maker and renovator of electroplated ware, (when working for jewellers or watchmakers other than persons employed in a shop principally engaged in selling), metal badge maker, jewel case maker, and all persons engaged wholly or partly in manufacturing or repairing jewellery, watches or clocks in any of the above branches (other than persons employed in a shop principally engaged in selling); drying and refining of salt; handling of scrap metals, or wrecking or dismantling of plant or

machinery for scrap salvage other than in an establishment engaged principally in the production of iron and steel; reclamation of drums; and (excluding persons employed in a shop principally engaged in selling and persons engaged principally in or in connection with the making preparation handling putting up reception sale demonstration and/or delivery of drugs, pharmaceutical goods and medicinal chemicals and cosmetics and perfumes), artificial fertilizers, acids, bonemill, animal manure, phosphate, superphosphate, compost, bird manure, fish fertilizer, sea-weed, lime or other mineral processing, and/or other chemical industries including potash, arsenical-compound, sodium, sodium-sulphate, saltpetre, antimony-ore, woodmeal, borax, potassium-chloride, potash-muriate, potassium-nitrate, ammonium-nitrate, golden-sulphide-of-antimony, sulphate-of-iron, trisodium phosphate, didalcic-phosphate, formalin, phosphoric-acid, acetic-acid, muriatic-acid, sulphurous-acid, puritic-acid, lime-sulphur, hyposulphite-of-soda, limil, caustic-soda, sulphate-of-copper, carbon-tetra-chloride, black-hypo, derris-products, mineral wool, manganese sulphate, agrosan, copper-carbonate, copper-oxy-chloride, carbon-bi-sulphide, nicotine-sulphate, copper-sulphate, arsenate of lead, arsenate-of-calcium alunite, glauconite, silica-products, alkali chlorides, chlorine, soluble-alkali silicates, stannic-chloride, hydrochloric acid, sulphuric-acid, nitric acid, arsenic pentoxide, arsenic-acid, phenol-processing, beta naphthol, ammonium-chloride, ammonium-sulphate, ether-andethyl-chloride, calcium, aluminium and zinc sterrates, phthalicanhydride, sodium-bi-sulphate, sodium arsenate, lactic acid, sulphanilamide, phosphate-compounds, sulphur dioxide, carbon dioxide, carbolic-acid, formaldehyde, fungicides, insecticides, veterinary medicines, synthetic hormones, solvents, power alcohol, alkali, synthetic ammonia, bleaching powder or liquid, liquid cattle dips, stock licks, marking fluid, speddo, milk oil fluid, branding liquid, tricalos, stock food, itch fluid, foot rot paste, blow fly repellant, molasses manufacture or processing and also food processing works within the Kimberley Land division; provided that persons who are tradesmen's assistants riggers and metal workers employed in a maintenance section of an establishment in the foregoing industries shall not be eligible for membership pursuant to the foregoing provisions of this paragraph.

- (B) Persons employed or usually employed by the West Australian Government in the Department of Water Supply, Sewerage and Drainage (or any successor thereto) or by the Metropolitan Water Supply, Sewerage and Drainage Board (or any successor thereto).
- (C) Any person who is employed, or is usually employed, in any hospital in the State of Western Australia other than persons being trained as nurses in registered training schools or persons who are employed as nurses and who are registered or are entitled to be registered under the Nurses' Registration Act 1922, or the Health Act, 1911-1923; provided that this exclusion shall not be deemed to include enrolled nurses or pupils undergoing training as enrolled nurses.

Persons, employed in or in connection with the training or care of elderly or mentally, intellectually or physically handicapped people other than in hospitals or by the State Government. This sub-rule shall not extend to nurses registered on any register of the Nurses' Board of Western Australia, other than enrolled nurses.

For the purposes of this rule, the term "hospital" shall include:-

- (a) Establishments operated other than for profit or by Government:-
 - (i) Providing accommodation and personal care services for frail, aged or handicapped persons and at which staff are available to help frail residents with bathing and dressing, cleaning rooms, personal laundry and oversight of medication and at all times, to assist in case of emergency: or
 - (ii) Operated as after-care mental hostels.
- (b) Establishments known as Princess Margaret Hospital for Children, Sir James Mitchell Spastic Centre, N'Gal-a Mothercraft Training Centre, The Braille Hospital, Hawkevale, Nadezda, Homes of Peace, or other establishments of the same or like nature as the foregoing and any establishment providing health care or medical services including, without limiting the generality thereof, any service for disabled, handicapped or aged persons.

The provisions of this paragraph (C) shall not apply to:

- (a) persons who work in professional administrative and clerical capacities;
 - (b) persons employed in any classification which at the 1st day of July 1982 was covered by an award or a deemed consent award to which the Hospital Salaried Officers Association of Western Australia (Union of Workers) was a party.
- (D) (a) Cleaner, caretaker, lift attendant, window cleaner, watchman, charwoman, usher, door keeper, gatekeeper, porter, janitor, day or night patrolman, security officer, attendant in ladies' retiring rooms, and attendant in libraries, art galleries, museums, and car parks; the following classifications of persons employed on the Governor's establishment, or by a public authority or post-secondary education institution; gardener, gardener's labourer, maintenance man (other than tradespersons), maintenance labourer, groundsman, power mower operator, tractor mower operator, leading hand and home economics assistant (other than persons directly employed by Local Government authorities or Cemetery Boards), the following classifications of persons employed in National Parks, marine and nature reserves, parks, recreation camps and Zoological Gardens (other than persons directly employed in parks wholly operated by Local Government authorities or Cemetery Boards); keeper, gardener, gardener's labourer, maintenance man, maintenance labourer, groundsman, warden, aquarist and ranger. (Provided that the term gardener shall include horticulturist).
- (b) A person employed, in any of the callings mentioned in paragraph (a) hereof, by a contractor engaged in the industry or industries in connection with which this union is registered shall, notwithstanding any possible implication to the contrary from the foregoing, be eligible for membership of this union.

- (E) (a) Any graduate of a University or College of Advanced Education or Child Care Certificate Course or equivalent who -
- (i) holds a certificate, diploma or degree specialising in early childhood care and/or education; and
 - (ii) is or usually is actively engaged in teaching and/or caring for children under the age of six years.
- (b) Any teacher with qualifications equivalent to that outlined in paragraph (a) hereof, approved by the Australian Early Childhood Association and who is or usually is actively engaged in teaching children under the age of six years.
- (c) Any teacher who holds a certificate of a Teachers' Training College approved by the Australian Early Childhood Association and who is or usually is actively engaged in teaching children under the age of six years.
- (d) Any other graduate of a course in early childhood education at a University or College of Advanced Education who is employed or usually employed in or in connection with pre-school teaching and/or child care and whether or not in a teaching capacity.
- (e) Any person who holds a recognised qualification in early child care and who is or usually is actively engaged in the care of children under normal primary school age.
- (f) Any graduate with early childhood education qualifications as specified in paragraphs (a) - (e) hereof who is or is usually engaged in administration or supervision of services for education or care of children under the age of six years.
- (g) Any graduate with early childhood education qualifications as specified in paragraphs (a) - (e) hereof who is or is usually engaged in tutoring or lecturing to students of childcare or early childhood education.
- (h) Persons employed as enrolled nurses or pupils undergoing training as enrolled nurses in child minding centres, health or physical culture studios.
- (F) Any persons employed as enrolled nurses or pupils undergoing training as enrolled nurses.
- (G) Persons employed in community health work by non-Government Aboriginal Agencies other than persons who work in a professional, administrative or clerical capacity, and other than registered nurses, but not excluding enrolled nurses.
- (H) Persons employed in or in connection with the following callings or industries:

The callings of Bakers (hand or machine), Pastrycooks, Confectioners, Apprentices and all others engaged in the manufacture, preparation, handling or processing of bread, pastry and confectionery.

In the State of Tasmania

attendant, assistant or receptionist in dentists', doctors' and optometrists' surgeries or consulting rooms; domestic staff, groundsman or yardman in schools and colleges; industrial chemist; industrial chemists' assistant; hairdresser; manicurist; manufacture of products from milk or cream; radiographer; traffic warden; x-ray technician.

Provided that persons

- (a) principally engaged in the transportation of goods or persons by motor vehicles upon public roads (excepting in the State of New South Wales, persons employed by CSR Limited, CSR Timber Products or CSR Research Pty Ltd, in the State of Queensland, persons employed in ambulance transport brigades, and in the State of Western Australia, persons employed in ambulance services) and
- (b) who would be ineligible for membership if the rules of The Federated Miscellaneous Workers Union of Australia as at the first day of September, 1973, had remained in force

shall not be eligible for membership pursuant to the foregoing provisions of this paragraph [paragraph (iv)].

(v) Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the following industries and/or industrial pursuits, namely employment by the Flagstaff Industrial and Commercial Services Group Ltd. in the following business enterprises:

1. The Flagstaff Industrial and Commercial Services Group Ltd. (The Flagstaff Group)
2. Document Management Solutions
3. Flagstaff Engineering
4. Leisure & Coastal Canvas Supplies
5. Monika's Kreative Kitchen

excluding employees of any service undertaken by the Flagstaff Group concerning placement services for people with disabilities into open industries other than placements for existing employees of the Flagstaff Group.

(vi) Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the following industries and/or industrial pursuits, namely employment in the following business enterprises:

1. Access Industries
2. Fodi Industries

excluding employees of any service undertaken by Access Industries or Fodi Industries concerning placement services for people with disabilities into open industries other than those services which operate

exclusively for persons employed by Access Industries or Fodi Industries and excluding employees of Access Industries or Fodi Industries who carry out work associated with the provision of residential services.

- (vii) Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the union is registered shall also include the following industries and/or industrial pursuits, namely;

persons, other than academic staff, wholly or substantially employed in the higher education industry.

In the State of Western Australia

employed by Murdoch University, Edith Cowan University, The University of Western Australia and Curtin University of Technology other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the State of New South Wales

employed by the University of New England, University of New South Wales (other than employees employed in the Medical School), University of Newcastle (other than employees employed in the Medical School), Charles Sturt University, University of Wollongong and the Southern Cross University, other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the State of Victoria

employed by the University of Melbourne, LaTrobe University, Victorian College of Agriculture and Horticulture Limited, Ballarat University College, Deakin University, Swinburne University of Technology, LaTrobe University College of Northern Victoria, Victoria University of Technology, Royal Melbourne Institute of Technology, Victorian College of Pharmacy, Hawthorn Institute of Education Limited, Victorian College of the Arts and Monash University other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations and other than Attendant Building, Parking Attendant, Engineering Services Officer and Plant Technician employed by Monash University.

In the State of Tasmania

employed by the University of Tasmania other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the Northern Territory

employed by the Northern Territory University.

In the State of South Australia

employed by the University of Adelaide, Flinders University of South Australia and the University of South Australia other than professional,

administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the State of Queensland

employed by the University of Queensland, Griffith University, James Cook University of North Queensland, Queensland University of Technology, The University of Central Queensland and the University of Southern Queensland other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the Australian Capital Territory

employed by the Australian National University and the University of Canberra.

(viii) Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the following industries and/or industrial pursuits, namely Baking and Flour and Sugar Goods.

(ix) (A) Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the industry of the employment of Ambulance Employees in the State of Victoria. For the purposes of this sub-rule an Ambulance Employee means a person engaged in or about or in connection with ambulance work in the State of Victoria.

(B) (1) Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the Union is registered shall also include all employees who work in or in connection with the provision of ambulance services in Victoria.

(2) Without limiting the generality of sub-rule (ix) (B) (1), "ambulance services" include the following work: emergency patient care of the kind customarily provided by ambulance employees, patient transport, ambulance communications, clerical and administrative work in connection with the provision of ambulance services including the collection and processing of ambulance subscriptions and patient accounts, the maintenance of ambulance infrastructure, equipment and vehicles and the provision of supervision and training services for the foregoing employees.

(x) Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the following industries and/or industrial pursuits, namely all persons employed or to be employed by Aboriginal Hostels Limited in hostels or similar accommodation.

- (xi) Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the union is registered shall also include the following industries and/or industrial pursuits, namely all persons employed or to be employed by Wattyl Ltd and Pascol Paints Australia Pty. Ltd in or in connection with retail paint outlets in New South Wales, Australian Capital Territory and Northern Territory.
- (xii) Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the Industry of Bread (including hamburger buns, bread rolls and crumbs), Yeast Goods, Crumpets, Cakes, Pastry, Pastry Goods and Allied Products Manufacture and Distribution from the manufacturer to the manufacturer's customer. Provided that the industry shall not include any persons who are or would have been eligible for membership of the Transport Workers' Union of Australia in accordance with its registered rules as at 19 October 1978 except:
- (i) persons in the States of Victoria, New South Wales and Queensland who are wholly or partly engaged in the industry of bread carting including bread carters, spare drivers, foremen carters, bread-packers, inspectors, and collectors; or
 - (ii) persons in the States of South Australia and Tasmania engaged in the selling, carting or delivery by carting of bread, cakes, pastry, biscuits, and allied products (but not including crumpets in the State of South Australia).
- (xiii) All persons employed or to be employed by an Australian Public Service employer in the Territory of the Cocos Islands in or in connection with the industry or industrial pursuits of building, construction and maintenance where such employees are employed from the local population of the Cocos Islands.
- (xiv) Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the following industries and/or industrial pursuits, namely all persons employed or to be employed in the cultivation, production and harvesting of pearls and cultured pearls, in the Northern Territory, employed as part of the operations of a pearl farm and who are wholly or usually employed on site at the pearl farm.
- (xv) Without in any way limiting and without in any way being limited by the description of industries and industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the following industries and/or industrial pursuits, namely, employment in the following business enterprises:
1. Aware Industries
 2. North Eastern Handicapped Persons Association Inc.

and

The industry or industries in connection with which the Union is registered are also any of the following industries, callings, occupations or vocations:

- (a) manufacturing, preparing for sale distributing selling intoxicating liquors;
- (b) manufacturing and preparing for sale non-intoxicating beer, aerated waters, cordials and fruit juices provided that registration pursuant to the words "fruit juices" shall be confined to establishments where the principal activity of such establishments is otherwise covered by this Rule;
- (c) preparing and serving food and drink in hotels, clubs, coffee palaces, catering establishments, soda fountains, milk bars and fruit juice and flavour bars, boarding, lodging and apartment establishments and eating houses and on racecourses, football, cricket, dog racing, coursing and other sports grounds;
- (d) purchasing and cleaning of articles usually collected in marine stores or yards;
- (e) manufacturing crown seals, cutting of cork and manufacturing of cork board;
- (f) sorting and washing bottles;
- (g) manufacturing yeast;
- (h) manufacturing vinegar;
- (i) cleaning and attending to hotels, clubs, coffee palaces, catering establishments, boarding lodging and apartment establishments and eating houses;
- (j) manufacturing malt;
- (k) the preparation and service of food and drink by persons employed by professional or contract caterers for any commercial, social, industrial or other purpose or function and all persons employed in or in connection with canteens, mobile canteens, messes, kitchens, or catering establishments;
- (l) cleaning and attending to the provision of board and lodging or any other form of accommodation in camps and staff or workers' quarters;
- (m) the provision, conduct or supervision in clubs, hotels, motels, restaurants, tourists complexes, convention centres or casinos of games of chance or any other gambling activities or facilities;

PROVIDED that nothing in paragraphs (k) (l) or (m) hereof shall of itself include in the industry or industries in connection with which the Union is registered the industries, callings, occupations or vocations of employees employed in the Northern Territory unless employed in catering in or in connection with the airline industry; and

PROVIDED that the industries, callings, occupations or vocations in or in connection with which the Union is registered do not include either or both catering and cleaning for or at premises provided for persons working in or in connection with the following industries or callings:

the search and/or drilling for hydrocarbons, the production, processing and transmission of hydrocarbons, and the construction of pipelines used in or in connection with the extraction and transmission of hydrocarbons, slurries and similar substances;

and

PROVIDED that persons (not otherwise eligible for membership) employed by Village Sea World Operations Pty Ltd and Warner Sea World Operations Pty Ltd (collectively trading as Sea World Enterprises) at the Sea World Theme Park, Gold Coast, and its associated facilities, shall not be eligible for membership.

(xvi) Without in any way limiting or without in any way being limited by the descriptions of industries and/or industrial pursuits elsewhere in this rule the description of industries and/or industrial pursuits in or in connection with which the union is registered shall also include the industry of the employment of, and/or industrial pursuits of:

(a) All persons employed in all work in or in connection with the preparation and sale of meals, snacks and/or beverages which are sold to the public to be eaten on the premises or taken away provided that notwithstanding anything in these rules to the contrary persons not otherwise eligible for membership shall not in consequence of the foregoing be eligible to join the union who are employed in all work in or in connection with the preparation and sale of meals, snacks and/or beverages which are sold to the public primarily to take away:

(i) where such work is carried out in shops or stores where this work is incidental to the primary role of the sale of consumer goods; and/or

(ii) in food service establishments which primarily provide a take away service where no alcohol is sold.

(b) All persons employed in all work in or in connection with the preparation and sale of food and/or beverages where such persons are employed by race courses, sporting venues, clubs, entertainment venues, exhibition centres, convention centres and like establishments.

(c) All persons engaged in privately run retail stores which are located on the following higher education campuses, namely:

In Western Australia:

Murdoch University,
Edith Cowan University,
University of Western Australia,
Curtin University of Technology.

In New South Wales:

University of New England,
University of New South Wales,
University of Newcastle,

Charles Sturt University,
University of Wollongong,
Southern Cross University.

In Victoria:

University of Melbourne,
La Trobe University,
Victorian College of Agriculture and Horticulture Limited,
Ballarat University College,
Deakin University,
Swinburne University of Technology,
La Trobe University College of Northern Victoria,
Victoria University of Technology,
Royal Melbourne Institute of Technology,
Victorian College of Pharmacy,
Hawthorn Institute of Education Limited,
Victorian College of the Arts,
Monash University.

In Tasmania:

University of Tasmania.

In Northern Territory:

Northern Territory University.

In South Australia:

University of Adelaide,
Flinders University of South Australia,
University of South Australia.

In Queensland:

University of Queensland,
Griffith University,
James Cook University of North Queensland,
Queensland University of Technology,
University of Central Queensland,
University of Southern Queensland.

In Australian Capital Territory:

Australian National University,
University of Canberra.

- (d) All persons employed in stand alone photo processing establishments known as photographic mini-labs.
- (e) All persons employed in shopping centres where such persons are employed by centre managements to carry out catering, cleaning, security, parking, lift attending, gardening, greeting and other like work.
- (f) All persons employed by contract companies where found in the retail industry in the areas of catering, cleaning and security.
- (g) All persons employed by contract catering companies who work in or in connection with the preparation and sale of meals, snacks and/or beverages which are primarily sold to the public to be eaten on the premises or taken away.

Provided that notwithstanding anything in these rules to the contrary persons not otherwise eligible for membership shall not in consequence of the foregoing be eligible to join the Union who are:

- (i) All persons employed and/or to be employed in food services establishments trading as "Pizza Hut".
- (ii) All directly employed persons engaged in retail stores in cleaning, store greeting, security, lift attending store cafeterias and food services involving the preparation and sale of meals, snacks, and/or beverages which are sold to the public primarily to take away and employees engaged in the photoprocessing sections of such stores.
- (iii) All persons employed in photographic and camera stores.
- (iv) All persons employed in the preparation and/or sale of take away food and/or beverages in food courts in shopping centres.

Provided further that nothing in this sub-rule (xvi) of this Rule shall make eligible for membership employees employed in the State of Queensland outside the South Eastern Division of Queensland [being the area within the following boundaries in the State of Queensland: commencing at Point Danger and bounded thence by the southern boundary of the state westerly to 151 degrees of east longitude; thence by that meridian of longitude bearing true north to 24 degrees 30 minutes of south latitude thence by that parallel of latitude bearing true east to the sea coast; and thence by the sea coast southerly to the point of commencement; and all islands comprised in any state or federal electorate in the South-Eastern Division of Queensland] and

PROVIDED that persons employed or to be employed by Janola Dale Pty Ltd, its successors, assignees or transmittes at Dreamworld Theme Park, Coomera, Queensland shall not be eligible for membership.

4 - ELIGIBILITY FOR MEMBERSHIP

Part 1:

The following persons shall be eligible to be members of the Union:

- (i) The Union shall consist of an unlimited number of persons who are employed or usually employed to perform work in or in connection with any one or more of the following industries and/or industrial pursuits, namely:-

Persons employed in Aboriginal local government communities or regional councils in the Northern Territory, Western Australia and South Australia (excluding persons employed in professional, administrative and clerical positions other than at Tangentyere, Julano, Julilikari and Jurnkurrakur Councils and excluding registered and enrolled nurses employed as such other than enrolled nurses in Western Australia); persons employed in Aboriginal health services in the Northern Territory, Western Australia and South Australia (excluding persons who work in a professional, administrative or clerical capacity in the public sectors in South Australia and Western Australia other than regional Aboriginal health liaison officers in Western Australia and excluding Aboriginal health workers in the public sector in South Australia other than persons employed by Aboriginal health services operated in conjunction with

Aboriginal local government communities or regional councils based in the Northern Territory and excluding registered and enrolled nurses employed as such other than enrolled nurses in Western Australia); persons employed in Aboriginal welfare associations in the Northern Territory, Western Australia and South Australia (excluding persons employed in professional, administrative or clerical positions and in counselling, co-ordinating and developmental work other than at the Institute for Aboriginal Development and excluding registered and enrolled nurses employed as such other than enrolled nurses in Western Australia); airbrush artist; asbestos and/or asbestos cement products (except in Queensland, Tasmania and Western Australia); fibre reinforced products and/or fibre cement products (except in Tasmania, Queensland and Western Australia); animal welfare establishment (except animal husbandry and research establishments in connection with pastoral pursuits - provided that this exception shall not include the Northern Territory - and excepting animal health stations and experimental farms in Queensland and New South Wales); veterinary hospitals and any establishment or business which accommodates, handles, treats or otherwise caters for the welfare of animals and household pets (other than in the public sector); animal care; persons employed in animal, marine or wildlife establishments (except establishments which are engaged in agriculture or pastoral pursuits, other than in the Northern Territory); bag and sack; basketware; bill posting; broom or brush (except in Victoria, New South Wales, Tasmania and South Australia); carbon paper makers; caretaking, caretaker, building superintendent, janitor, handyperson or maintenance person; cemetery; chemical (other than persons engaged principally in or in connection with the making, preparation, handling, putting up, reception, sale demonstration and/or delivery of drugs, pharmaceutical goods and medicinal chemicals); chemical workers; child minding centre, child care, child minding (other than qualified teachers in Victoria and other than in hospitals in New South Wales and within universities in New South Wales and the Australian Capital Territory); cork or cork product (except in Victoria and Queensland); crematorium; cleaners; cleaning and pollution control (excluding persons employed full-time by employers in the metal industry within their establishments); commissionaire; dance instruction; day nursery (other than in hospitals in New South Wales and within universities in New South Wales and the Australian Capital Territory); dentists; dental mechanics; dental therapists; dental assistants and attendants; domestic work; domestic workers (except domestic servants employed in Queensland, in the Pastoral Industry such as gardeners, chauffeurs, grooms, stablemen, kitchenmen, cooks, waitresses, laundresses, housemaids, nurse girls and general servants); domestic staff, groundsman or yardman of denominational schools; emergency and safety employees of the Port of Melbourne Authority and the Port of Geelong Authority; the manufacture of engine packing (except where made in the rubber industry with rubber or with any rubber substitutes); ferry workers; fibrolite (except in Queensland, Tasmania and Western Australia); gardening; gatekeeping; greenkeeping (except in New South Wales, Victoria and in local government in Tasmania and also except in Western Australia as regards golf links, bowling greens, tennis courts and all gardens, lawns and greens in connection therewith); gypsum plasterboard and similar products; health or physical culture including all instructors, counsellors, masseurs and attendants in health and physical culture studios including weight loss studios and/or centres; home care aides and attendants (except in Victoria and Tasmania); personal care aides and attendants employed in households (except in Victoria and Tasmania); personal care aides and attendants, employed other than in households, in South Australia, Western Australia, Northern Territory and Australian Capital Territory; home helps (except in Victoria and Tasmania); ice cream makers; insulwool, slagwool or other

insulation material; jury keepers (in the State of Victoria only); laboratory assistant, attendant or tester in or in connection with the oil industry; laundry workers including persons employed in dry cleaning; and/or laundrettes; librarian not principally engaged in clerical duties (in Queensland only); library attendants (except those employed by universities in Western Australia); lift attending; linoleum; porters; manufacture of photographic supplies or materials; manufacture of resin-bonded fibre reinforced products including pipes (except in Tasmania, Queensland and Western Australia); manufacture of Sisalkraft, Duk-Bak and similar products; manufacture of coated or laminated products, whether reinforced or not; margarine (except in the States of New South Wales, Victoria, Western Australia and Tasmania); messengers; motor car cleaning, detailing washing or greasing; motor garage, including service station (other than chauffeurs and workers in the iron trades and coachmaking trades and their assistants); oilskin (but not the manufacture of goods from fabrics which have been so treated); paint; sealants; parking attendant (except municipal and shire council employees and those employed in any kind of amusement, whether outdoor or indoor, or in or about theatres, halls, racecourses, sports, exhibition and agriculture shows); pearlite and/or vermiculite products; pest control (except in New South Wales, Queensland and Western Australia, provided that this exception shall not relate to domestic pest control services in Western Australia); photographic establishments; plaster of paris; plastics or substitutes therefor and/or goods made therefrom and/or goods in the manufacture of which plastics or substitutes therefor are used (other than engineers and persons eligible to be members of the Federated Rubber and Allied Workers' Union of Australia and coming within the award of the Court known as the Rubber Workers' Award 1947); port hostesses; pre-school kindergarten; pyrotechnic; sealing, sanding, treating and/or otherwise processing floor coverings and floor surfaces, excepting the sanding of floors in buildings under construction or in the course of structural alteration or structural repair; all employees (other than in Queensland) including qualified, trained, trainee or untrained in private pathology laboratories, including scientific or technical work therein, except: (i) in Victoria and Tasmania; and (ii) in South Australia, Western Australia, the Australian Capital Territory and the Northern Territory employees eligible to be members of the Australian Nursing Federation in accordance with the rules of the ANF as at 10 June 1993; and (iii) in New South Wales registered or enrolled nurses or persons entitled to be registered or enrolled by any nurse registration authority, employed as such; and (iv) in Western Australia employees in professional, administrative, clerical or technical classifications; security or watching (in either case other than employees employed in a shop by the operator thereof); manufacture of records, rolls, tapes, video tapes or any such like article used for reproducing purposes; spruiking; manufacture of stramit, strawboards (in the State of Victoria) and similar boards; sugar refineries (except in Queensland, South Australia and Victoria); synthetic resins and/or moulding powders; tea attendants (other than in hospitals in New South Wales and in the Universities of Macquarie, Sydney and New England); teacher aides; toy makers and assemblers (except in New South Wales, Victoria, South Australia and Western Australia) using substantially non-metallic materials; typewriter ribbon; tourist guide and/or tourist leader (other than those directly employed by a travel agent); veterinarians, veterinary assistants and/or attendants (other than in the public sector); zoological and/or aquatic exhibition, garden or reserve (excepting ticket takers and ticket sellers in aquatic exhibition, garden

or reserve) but not including persons other than watchmen employed by the Taronga Zoological Park Trust; persons designated as attendants and/or assistants and performing work which is otherwise covered by this present rule 4 part 1(1); together with such other persons whether employed in the industry or not, as have been appointed officers of the Union or its branches and admitted as members thereof.

The generality of description of any of the foregoing industries or industrial pursuits is not to be limited by reference to any other industry or industrial pursuit.

Provided that notwithstanding anything contained herein persons employed in the rubber industry in the State of Queensland and eligible for membership of the Australian Workers' Union shall not be eligible for membership.

Provided further that notwithstanding anything contained herein no person shall be eligible for membership who is principally engaged in clerical duties in the following industries and/or industrial pursuits:-

asbestos and/or asbestos cement products; bag and sack; basketware; bill-posting; broom or brush; chemical; cleaning and pollution control; cork or cork products; fibrolite; gypsum plaster board and similar products; ice cream makers; insulwool slagwool or other insulation material; manufacture of photographic supplies and materials; manufacture of Sisalkraft, Duk-Bak and similar products; margarine; motor garage including service station; paint, pearlite and/or vermiculite products; plaster of paris, plastics or substitutes therefor and/or goods made therefrom and/or goods in the manufacture of which plastics or substitutes therefor are used; sealing, sanding; treating and/or otherwise processing floor coverings and floor surfaces; stramit and similar boards; sugar refineries; synthetic resins and/or moulding powders; typewriter ribbon; undertaking; varnish, white and red lead.

Provided further that persons

(a) Principally engaged in the transportation of goods or persons by motor vehicle upon public roads and

(b) who would be ineligible for membership if the rules of The Federated Miscellaneous Workers Union of Australia as at the first day of September, 1973, had remained in force

shall not be eligible for membership pursuant to the foregoing provisions.

Provided further that tradesman's assistants, riggers and metal workers employed in maintenance sections of any establishment in the foregoing industries and/or industrial pursuits shall not be eligible for membership pursuant to the foregoing provisions.

Provided further that persons principally engaged in selling, receiving, handling, demonstrating and/or delivery of goods in and for any shop or wholesaler's warehouse (other than photographic establishments and manufacturers' establishments) and employees principally engaged in the sale or demonstration of goods other than in or for any shop or wholesaler's warehouse (except such employees employed in or in connection with manufacturers' establishments) shall not be eligible pursuant to the foregoing provisions.

- (ii) Without in any way limiting and without being in any way limited by the conditions of eligibility for membership elsewhere in this rule, the Union shall also consist of employees engaged in or in connection with any one or more of the following viz.:

The tanning and leather dressing industry, handling, bagging or grinding bark, the manufacture of bark and other tanning extracts, the classing or sorting of leather (finished or unfinished) where such is done on tannery premises, the manufacture of agar-agar, glue and gelatine and by-products, putty; adhesives, pastes, fertilizer constituents, dextrine, calciners or other like materials, the washing or other treatment of animal hair, with tanning, dressing, dyeing or other treatment of fur or other skins, including woolled lambs or sheep-skins, canvas working; leather working; the manufacture alteration, repair and installation of articles made from leather, woolled lamb or sheep-skins, furred skins, such as spindle polishing mops, paint roller sleeves, dusters (other than establishments covered by The Federated Storemen and Packers' Union of Australia), playsuits, woolskins and furskin toys, soft toys of all descriptions (excluding furred garments and toys made in clothing factories), clicking, cutting by hand or machine, or in the making or repairing saddles, saddle trees, harness, collars and rugs for horses and other animals, bridles, fly-veils and strapping, whips, whip-thongs, machine belting, respirators or gas masks of leather, canvas, fabric or other like materials, welders' masks, trunks, bags, portmanteaux, travel goods, suit or attache cases, braces of all descriptions, belts, razor strops, watch straps, suspenders, sporting goods of canvas, leather or like material, travellers' sample cases of all descriptions, slither cans, musical, gramophone, wireless, surgical and spectacle cases of all descriptions, cosmetics cases; ladies' evening bags, ladies' handbags, handbags of all descriptions, shopping bags; making and/or fitting zippers, wallets, purses, pouches, folio or folio covers of all descriptions, leather or fabric gloves and mitts of all descriptions, leggings, hat leathers, designing, leather coats, leather hats or caps, rifle and/or gun covers, rifle pouches and belts; play suits of leather or fabric, artificial limb and appliances including surgical belts and surgical supports of leather, canvas, webbing or other like material, sails (including the designing thereof), tents, tarpaulins, rigging; flags, nose bags, anti-fouling bags; water bags, waterbed mattresses; weather cloths, dodgers, canvas, duck or calico bags of all descriptions, blinds of all descriptions (including venetian blinds), inside or out, mast coats, awnings, sail covers, canvas, duck, fabric or calico covers of all descriptions, canopies; canvas or coir save-alls, slings of all descriptions, wind sails, hose of all descriptions, covers for wings of aeroplanes, or component parts of aeroplanes of canvas, fabric, or other like material, parachutes, parachute harness, car safety harness of leather, canvas, webbing, or other like material, seat covers; aeroplane hangars, sheds (Belman and others), components of aeroplane hangars, sheds or houses of canvas, fabric or other like material, mail bags, fenders; cargo nets, ships' gear, boat covers marquees, skillions, binding and conveyor aprons, gaskets and washers of leather, canvas or other like material, industrial mops, camp beds, deck chairs, camp furniture, rope or wire splicing and all classes of goods other than boots, shoes and slippers, made from leather, pelts, fabric, canvas, fibre or vulcanised fibre, webbing and/or all substitutes (including plastics and vinyl) for leather, pelts, fabric, canvas, fibre or vulcanised fibre, webbing, used in the industries also machining in all sections and on spraying.

- (iii) Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the Union shall also consist, in the Northern Territory, of persons employed to perform work in or in connection with any one or more of the following industries and/or industrial pursuits:-

Ambulance and first aid attendants; Pastoral, Agricultural, Horticultural, Viticultural, Dairying, productions and/or processing of game and poultry; Fruitgrowing, Sugar-growing, Canecutting, Cotton-growing, Rabbit-trapping, Timber-getting, Saw-milling, Building Industry, Butchering and Meat Industry, Brick-making Industry; manufacture of cement, concrete and/or concrete products; the manufacture of boards, panels and all types of building materials, joinery and glazing whether or not performed at a building site, carpet laying, cabinet making, furnishings and furniture making, assembling and finishing; Cotton Industry, Industry of searching, boring for, extracting, storing, transmitting, processing of water, oil, hydro-carbons and/or any other mineral or element (excepting persons principally engaged in the transportation of goods or persons upon private roads by motor vehicle and who would be ineligible for membership if the rules of The Federated Miscellaneous Workers Union of Australia, as at the 1st day of July 1977 had remained in force); oil industry, hydro-carbon industry (excepting persons principally engaged in the transportation of goods or persons upon private roads by motor vehicle and who would be ineligible for membership if the rules of The Federated Miscellaneous Workers Union of Australia, as at the 1st day of July 1977 had remained in force); Mining Industry, milling, Smelting and refining of Ores, quarrying, crushing and/or processing industry of quarry materials; Construction and Maintenance of Rivers and Harbours, Diving, Waterside-Workers, Construction and Maintenance of Roads, Aerodromes, Water and Sewerage Works including conservation and irrigation, Public Works and Services, prevention, suppression and extinguishment of fires, (excepting persons employed under the provisions of the Commonwealth Public Service Act), hospitals, Benevolent Homes, Dispensaries, Asylums, Mental Hospitals, Sanitariums, Rest Homes, Retirement Communities and Homes, Convalescent Homes, Medical Schools, Laboratories, Colleges, Industrial and Other Homes, Charitable Institutions, Ambulance Work, Welfare Organisations, Doctors and/or Dental Surgeries, Clinics and Practices, Provision of Medical, Paramedical and/or Nursery Care for aged persons in Day Care Centres and/or Homes, Provision of care and training to the intellectually and/or physically disabled and/or psychiatrically disabled and/or developmentally disabled and work ancillary thereto in Hostels, Day Care Centres and Homes (but excluding persons employed as social and/or welfare workers employed in social support services, other than persons employed by the Harry Giese Centre, Tangentyere Council, FORWARD, YWCA Youth Refuge (Darwin), Katherine Aboriginal Action Group, Alice Springs Drug and Alcohol Services Association and Institute for Aboriginal Development and excluding registered medical practitioners other than those employed in non-government aboriginal health services and excluding registered or enrolled nurses or persons entitled to be registered or enrolled by any nurse registration authority employed as such), Construction and Maintenance of Fuel Oil and Petrol Tanks, and Pipelines, Municipal Works and Services, Construction and Maintenance and operation of Railways, Surveying, the industry of harvesting and/or processing of finfish (wet fish), crustacea, molluscs and/or plankton (whether for commercial or for game purposes) and whether on water or on land; Net-making, Clerical Work, Brewing, Motor Driving, Shipping,

Saddle-making, flour milling including all employees employed in handling, manufacturing, packing and distributing flour in flour mills and/or flour mill depots; Baking, including bread manufacturing, pastry cooking, biscuit making, industry; Cordial and aerated waters manufacturing, fruit juices and all alcoholic and non-alcoholic drinks, the industry of hairdressing and scalp treatment and/or beauty care and/or body care/massage; all workers engaged in the conduct of Hotels, Clubs, Restaurants, motels, boarding establishments, guest houses, hostels and/or any other type of accommodation and/or catering, food preparation and/or processing industry; the provision, conduct, or supervision in clubs, hotels, motels, restaurants, tourist complexes, convention centres or casinos or games of chance or any other gambling activities or facilities Shops, Stores, Laundries, employees employed in or in connections with, including selling tickets by any means in connection therewith, in or about any kind of amusement, whether indoor or outdoor, including Picture Theatres, sporting and amusement establishments; persons employed to perform work in the service of any port authority whether or not the port authority is included within the definition of "the Public Service" in Section 3 of the Public Service Arbitration Act, 1920-1973 (except persons employed to perform work for Nabalco Pty. Limited or any subsidiary or successor thereof at Gove of any kind referred to in the definition of 'waterside worker' as defined in the Stevedoring Industry Act 1956 to 1973); and all kinds of general labour.

Without in any way limiting, or being limited by, the generality of the foregoing, the Union shall also consist in the Northern Territory of persons employed to perform work in or in connection with any one or more of the following industries and/or industrial pursuits:-

- (A) Civil and/or mechanical engineering;
- (B) The construction industry, including -

The building, construction, erection, maintenance, repair and/or demolition of:-
 - (a) Any building, plant, complex or structure; or
 - (b) Any civil or mechanical engineering project or work.
- (C) All work in joinery establishments or establishments concerned with the prefabrication of items (including structures) for use in or in connection with building or construction.
- (D) All work or works ancillary or incidental to any of those covered by the paragraphs (A), (B) or (C) above.

Provided that in the Northern Territory, unless eligible otherwise under these rules, apart from this sub-rule (iii), the following shall not be eligible for membership:-

- a. any boilermaker or any of the following persons engaged or employed in the engineering industry, viz.: Fitters, Turners, Machinists, Blacksmiths, Plumbers, Electrical Fitters, Pattern-makers and Engineers generally;

- b. any person or classes of persons who are eligible to become members of the Australasian Meat Employees Union;
- c. persons employed under the provisions of the Commonwealth Public Service Act and eligible for membership pursuant to the existing conditions of eligibility for membership in The Australian Public Service Association (Fourth Division Officers) as at 17 March 1953, the Electrical Trades Union, the Commonwealth Public Service Artisans Association, the Amalgamated Postal Workers' Union of Australia, The Federated Union of Locomotive Enginemen, the Commonwealth Public Service Clerical Association, the Storemen and Packers' Union;
- d. persons employed under the provisions of the Commonwealth Railways Act 1917-1950 in the Commonwealth Railways from Alice Springs to Quorn, eligible for membership pursuant to the existing conditions of eligibility for membership in the Australian Workers' Union;
- e. persons principally engaged in the transportation of goods or persons upon public roads by motor vehicle except in or in connection with the following industries:

Pastoral; Construction and Maintenance and Operation of Railways; Municipal Works and Services; Mining (except employees at Groote Eylandt Mining Co. Pty. Ltd. at Groote Eylandt, and employees engaged in the mining or treating bauxite at Gove); Milling, Smelting and Refining of Ores; Quarrying; Building and Construction Works; Public Works and Services; Construction and Maintenance of Roads, Aerodromes, Water and Sewerage;
- f. Clerks (other than storeman-clerks, station book-keepers, and shipping clerks).

- (iv) Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the Union shall also consist of persons who are employed or usually employed in or in connection with any one or more of the following industries and/or industrial pursuits, namely:-

In the State of New South Wales

artists' model; billiard marker; manufacture of pyram aircraft and industrial components therefor; manufacture of window display models (otherwise than in a shop or wholesale warehouse) excepting such articles made of metal; trained, trainee and untrained make-up artist, (excluding persons employed in a shop in or in connection with the sale or demonstration of cosmetics perfumes and toilet preparations); persons employed in or in connection with the manufacture, processing warehousing and despatch of refined sugar, refined sugar products, carbon dioxide, alcohol and other distillery products and/or of building and associated materials in the establishments of the CSR Limited and CSR Timber Products at Pyrmont or any establishment operated in lieu thereof, persons employed or usually employed in or in connection with experimental research and pilot plant work at the establishment of CSR

Research Pty Ltd, but excluding in respect of each of the said establishments persons who are Staff employees employed at a yearly rate of pay and tradesmen's assistants and metal workers (but not riggers) but excluding persons principally engaged at clerical duties in the foregoing industries and/or industrial pursuits;

In the State of Queensland

manufacture of compressed fibre board and similar products, beauty treatment, hairdressing, scalp treatment, wigmaking including barber, beautician, hairdresser, hairworker, manicurist, maxillo-facial technician, wigmaker, oil extracting and processing; manufacture of ship or boat fenders; modelling, compering, including mannequins and mannequins' comperes (excluding persons employed in a shop); pharmaceutical chemist or unregistered pharmaceutical chemist; industrial chemist; laboratory assistant; dental technologist; radiographer; attendant, assistant and/or receptionist in dentists', doctors' and optometrists' surgeries and/or consulting rooms; ambulance transport brigade and first aid duty attendants other than Superintendent, General Secretary or Secretary of the Queensland Ambulance Transport Brigades; swimming baths and/or pools; libraries (except library attendant principally engaged in clerical duties); optical mechanics and technicians, assistants and attendants to opticians, spectacle makers; jeweller, watchmaker including moulder, setter, chainmaker, swivelmaker, bolt ringmaker, ringmaker, polisher, lapper, melter, refiner, bracelet and bangle maker, stamper, silversmith, spinner, goldsmith, gilder, chaser, engraver, watch, clock, clockwork, electric and spring dial clockmaker, repairer, attendant and winder, jeweller's tool maker and renovator of electroplated ware, metal badge maker, enameller, jewel case maker, engraving copper plates, seal dies or other dies stamps and all persons engaged wholly or partly in manufacturing or repairing jewellery, watches clocks teacher aide; used car yards; tow truck operating; sportsgrounds; laundrettes and/or laundromats; accommodation industry including all employees employed in domestic work in boarding houses, accommodation houses, motels (other than motels licensed to sell intoxicating liquor), flats, clubs, hostels (but in respect of hostels excluding employees of the Commonwealth in the Department of Supply or in or in connection with the Armed Services), residential colleges and similar types of establishments; biscuit manufacture including all employees employed in handling, manufacturing, packing and distributing biscuits in biscuit manufacturing establishments; bread baking including all employees employed in handling, manufacturing, packing and distributing bread and bread crumbs in bread bakeries and/or bread bakery depots; catering including all employees (other than Commonwealth employees in the Department of Supply or in or in connection with the Armed Services and other than persons engaged for two hours or more per shift in mixing and dispensing intoxicating liquor, and drink waiters and drink waitresses and cellarmen in clubs and/or restaurants) employed in establishments, businesses, clubs, canteens and institutions or sections thereof which cater for and/or prepare and serve food or food and drinks excluding persons employed in or in connection with airports; confectionery manufacture, including all employees employed in handling, manufacturing and distributing confectionery; flour milling including all employees employed in handling, manufacturing, packing and distributing flour in flour mills and/or flour mill depots; pastry-cooking, including all employees employed in handling, manufacturing, packing and distributing cakes, pastrycooks goods, and cheese-cakes and/or similar

products in pastrycooking, cake making and/or any establishment wherein such goods are made but excluding persons principally engaged at clerical duties in the foregoing industries and/or industrial pursuits but this exclusion shall not apply to restaurant receptionists and/or cashiers; assistants and/or receptionists in dentists' surgeries; and shop assistants employed in pastrycooks and cake shops; provided that, except where the context otherwise indicates, persons principally engaged in selling or distributing goods or in selling or demonstrating cosmetics, perfumes and toilet preparations shall not be eligible for membership pursuant to the foregoing provisions of this part of this paragraph.

In the State of South Australia

- (A) cycle building, assembling and repairing; milk or cream depots; manufacture of products from milk or cream; motor tyre retreading or repairing; rubber worker; jeweller; watchmaker; optical mechanic; preparation for sale of poultry (poultry catchers at poultry-raising establishments only); stonemason, including, without limiting the meaning of the foregoing term, persons employed in or in connection with the work of cutting or dressing or preparing or setting of all kinds of stone, marble, slate, terrazzo or similar compositions used for in or in connection with building or monumental work; registered pharmaceutical chemist employed as a manager or a managing assistant of a hospital dispensary, the dispensary of a medical practitioner or public institution or as:-

Assistant who is a qualified pharmaceutical chemist, or as:-

Apprentice to a pharmaceutical chemist who is serving under Articles of Apprenticeship duly registered with the Pharmacy Board of South Australia or as:-

unregistered assistant who has not served an apprenticeship to a pharmaceutical chemist or as:-

unregistered assistants who have served a prescribed term of apprenticeship under any Pharmacy Act, with a pharmaceutical chemist, and who are proceeding to registration as a pharmaceutical chemist, and who are engaged in or in connection with dispensaries connected with friendly societies or hospitals or public institutions or conducted as part of the practice of duly qualified medical practitioners, in the compounding, dispensing, preparation, manufacture, distribution and sale of drugs, medicines, chemicals, medicinal substances and admixtures thereof; but excluding persons principally engaged at clerical duties in the foregoing industries and/or industrial pursuits; provided that persons employed in a shop principally engaged in selling shall not be eligible for membership pursuant to the foregoing provisions of this paragraph, provided further that any person -

- (i) principally engaged as a hardware shop assistant, or a salesman, or who is a registered pharmaceutical chemist employed as a manager or managing assistant of a retail pharmacy, and
- (ii) who was, as at 31st August, 1973, a member of the (S.A. Registered) F.M.W.U. of Australia

shall be eligible for membership.

- (B) Workers employed in the State Government Service and Government (i.e. State Government) Subsidized Institutions, and all district and other hospitals (except private hospitals).
- (C) An unlimited number of persons who are employed or usually employed to perform work in or in connection with any one or more of the following industries and/or industrial pursuits, namely:-

Hospitals, Benevolent Homes, Dispensaries, Asylums, Mental Hospitals, Sanitariums, Rest Homes, Retirement Communities and Homes, Convalescent Homes, Medical Schools, Laboratories, Colleges, Industrial and Other Homes, Charitable Institutions, Ambulance Work, Welfare Organisations, Doctors and/or Dental Surgeries, Clinics and Practices, Provision of Medical, Paramedical and/or Nursery Care for aged persons in Day Care Centres and/or Homes, Provision of care and training to the intellectually and/or physically disabled and/or psychiatrically disabled, and/or developmentally disabled and work ancillary thereto in Hostels, Day Care Centres and Homes (but excluding persons employed as social and/or welfare workers employed in social support services other than persons employed in the health industry and excluding medical practitioners and excluding registered or enrolled nurses or persons entitled to be registered or enrolled by any nurse registration authority employed as such).

In the State of Western Australia

- (A) manufacture, preparation or processing of butter, casein, cheese milk or yoghurt; production and/or processing (by total environment methods) of game and poultry; manufacture and/or distribution of aerated waters, all types of soft drinks, fruit juices, cider, cordials and syrups; manufacture of records, rolls, tapes, or any such like article used for reproducing purposes, manufacture, preparation, processing or treatment of coated abrasives; candles; cotton; felt or felt products; glycerine; soap or soda; tobacco or tobacco products; teacher aides (however described at the place of employment); ambulance and first aid attendants; rag picking; flock or cotton waste maker; rope and twine (excluding persons engaged principally in or in connection with the wholesale and/or retail industry); wool scouring (excluding persons employed in sorting and classing) or fellmongery; moulder, setter, chainmaker, swivelmaker, belt ring maker, repairer, ring maker, polisher, lapper, melter, refiner, bracelet and bangle maker, stamper, silversmith, spinner, goldsmith, gilder, chaser or engraver, watch, clock, clockwork, electric and spring dial clock maker, repairer, attendant and winder, jewellers' tool maker and optical technician, lapidaries' spectacle maker, maker and renovator of electroplated ware, (when working for jewellers or watchmakers other than persons employed in a shop principally engaged in selling), metal badge maker, jewel case maker, and all persons engaged wholly or partly in manufacturing or repairing jewellery, watches or clocks in any of the above branches (other than persons employed in a shop principally engaged in selling); drying and refining of salt; handling of scrap metals, or wrecking or dismantling of plant or machinery for scrap salvage other than in an establishment engaged

principally in the production of iron and steel; reclamation of drums; and (excluding persons employed in a shop principally engaged in selling and persons engaged principally in or in connection with the making preparation handling putting up reception sale demonstration and/or delivery of drugs, pharmaceutical goods and medicinal chemicals and cosmetics and perfumes), artificial fertilizers, acids, bonemill, animal manure, phosphate, superphosphate, compost, bird manure, fish fertilizer, sea-weed, lime or other mineral processing, and/or other chemical industries including potash, arsenical-compound, sodium, sodium-sulphate, saltpetre, antimony-ore, woodmeal, borax, potassium-chloride, potash-muriate, potassium-nitrate, ammonium-nitrate, golden-sulphide-of-antimony, sulphate-of-iron, trisodium phosphate, didalcic-phosphate, formalin, phosphoric-acid, acetic-acid, muriatic-acid, sulphurous-acid, puritic-acid, lime-sulphur, hyposulphite-of-soda, limil, caustic-soda, sulphate-of-copper, carbon-tetra-chloride, black-hypo, derris-products, mineral-wool, manganese sulphate, agrosan, copper-carbonate, copper-oxy-chloride, carbon-bi-sulphide, nicotine-sulphate, copper-sulphate, arsenate of lead, arsenate-of-calcium alunite, glauconite, silica-products, alkali chlorites, chlorine, soluble-alkali silicates, stannic-chloride, hydrochloric acid, sulphuric-acid, nitric acid, arsenic pentoxide, arsenic-acid, phenol-processing, beta naphthol, ammonium-chloride, ammonium-sulphate, ether-andethyl-chloride, calcium, aluminium and zinc sterrates, phthalic-anhydride, sodium-bi-sulphite, sodium arsenate, lactic acid, sylphanilamide, phosphate-compounds, sulphur dioxide, carbon-di-oxide, carbolic-acid, formaldehyde, fungicides, insecticides, veterinary medicines, synthetic hormones, solvents, power alcohol, alkali, synthetic ammonia, bleaching powder or liquid, liquid cattle dips, stock licks, marking fluid, speddo, milk oil fluid, branding liquid, tricalos, stock food, itch fluid, foot rot paste, blow fly repellent, molasses manufacture or processing and also food processing works within the Kimberley Land Division, but excluding persons principally engaged at clerical duties in the foregoing industries and/or industrial pursuits; provided that persons who are tradesmen's assistants riggers and metal workers employed in a maintenance section of an establishment in the foregoing industries shall not be eligible for membership pursuant to the foregoing provisions of this paragraph.

- (B) Persons employed or usually employed by the West Australian Government in the Department of Water Supply, Sewerage and Drainage (or any successor thereto) or by the Metropolitan Water Supply, Sewerage and Drainage Board (or any successor thereto).
- (C) Any person who is employed, or is usually employed, in any hospital in the State of Western Australia other than persons being trained as nurses in registered training schools or persons who are employed as nurses and who are registered or are entitled to be registered under the Nurses' Registration Act 1922, or the Health Act, 1911-1923; provided that this exclusion shall not be deemed to include enrolled nurses or pupils undergoing training as enrolled nurses.

Persons, employed in or in connection with the training or care of elderly or mentally, intellectually or physically handicapped

people other than in hospitals or by the State Government. This sub-rule shall not extend to nurses registered on any register of the Nurses' Board of Western Australia, other than enrolled nurses.

For the purposes of this rule, the term "hospital" shall include

- (a) Establishments operated other than for profit or by Government:-
 - (i) Providing accommodation and personal care services for frail, aged or handicapped persons and at which staff are available to help frail residents with bathing and dressing, cleaning rooms, personal laundry and oversight of medication and at all times, to assist in case of emergency; or
 - (ii) Operated as after-care mental hostels.
- (b) Establishments known as Princess Margaret Hospital for Children, Sir James Mitchell Spastic Centre, N'Gal-a Mothercraft Training Centre, The Braille Hospital, Hawkevale, Nadezda, Homes of Peace, or other establishments of the same or like nature as the foregoing and any establishment providing health care or medical services including, without limiting the generality thereof, any service for disabled, handicapped or aged persons.

The provisions of this paragraph (C) shall not apply to:

- (a) persons who work in professional administrative and clerical capacities;
 - (b) persons employed in any classification which at the 1st day of July 1982 was covered by an award or a deemed consent award to which the Hospital Salaried Officers Association of Western Australia (Union of Workers) was a party.
- (D) (a) Cleaner, caretaker, lift attendant, window cleaner, watchman, charwoman, usher, door keeper, gatekeeper, porter, janitor, day or night patrolman, security officer, attendant in ladies' retiring rooms, and attendant in libraries, art galleries, museums, and car parks; the following classifications of persons employed on the Governor's establishment, or by a public authority or post-secondary education institution; gardener, gardener's labourer, maintenance man (other than tradespersons), maintenance labourer, groundsman, power mower operator, tractor mower operator, leading hand and home economics assistant (other than persons directly employed by Local Government authorities or Cemetery Boards), the following classifications of persons employed in National Parks, marine and nature reserves, parks, recreation camps and Zoological Gardens (other than persons directly employed in parks wholly operated by Local Government authorities or Cemetery Boards); keeper, gardener, gardener's labourer, maintenance man, maintenance labourer, groundsman, warden, aquarist and ranger. (Provided that the term gardener shall include horticulturist).

- (b) A person employed, in any of the callings mentioned in paragraph (a) hereof, by a contractor engaged in the industry or industries in connection with which this union is registered shall, notwithstanding any possible implication to the contrary from the foregoing, be eligible for membership of this union.
- (E) (a) Any graduate of a University or College of Advanced Education or Child Care Certificate Course or equivalent who
 - (i) holds a certificate, diploma or degree specializing in early childhood care and/or education; and
 - (ii) is or usually is actively engaged in teaching and/or caring for children under the age of six years.
- (b) Any teacher with qualifications equivalent to that outlined in paragraph (a) hereof, approved by the Australian Early Childhood Association and who is or usually is actively engaged in teaching children under the age of six years.
- (c) Any teacher who holds a certificate of a Teachers' Training College approved by the Australian Early Childhood Association and who is or usually is actively engaged in teaching children under the age of six years.
- (d) Any other graduate of a course in early childhood education at a University or College of Advanced Education who is employed or usually employed in or in connection with pre-school teaching and/or child care and whether or not in a teaching capacity.
- (e) Any person who holds a recognised qualification in early child care and who is or usually is actively engaged in the care of children under normal primary school age.
- (f) Any graduate with early childhood education qualifications as specified in paragraphs (a) - (e) hereof who is or is usually engaged in administration or supervision of services for education or care of children under the age of six years.
- (g) Any graduate with early childhood education qualifications as specified in paragraphs (a) - (e) hereof who is or is usually engaged in tutoring or lecturing to students of childcare or early childhood education.
- (h) Persons employed as enrolled nurses or pupils undergoing training as enrolled nurses in child minding centres, health or physical culture studios.
- (F) Any persons employed as enrolled nurses or pupils undergoing training as enrolled nurses.
- (G) Persons employed in community health work by non-Government Aboriginal Agencies other than persons who work in a professional, administrative or clerical capacity, and other than registered nurses, but not excluding enrolled nurses.

- (H) Persons employed in or in connection with the following callings or industries:

The callings of Bakers (hand or machine), Pastrycooks, Confectioners, Apprentices and all others engaged in the manufacture, preparation, handling or processing of bread, pastry and confectionery.

In the State of Tasmania

attendant, assistant or receptionist in dentists', doctors' and optometrists' surgeries or consulting rooms; domestic staff, groundsman or yardman in schools and colleges; industrial chemist; industrial chemists' assistant; hairdresser; manicurist; manufacture of products from milk or cream; radiographer; traffic warden; x-ray technician; but excluding persons principally engaged at clerical duties in the foregoing industries and/or industrial pursuits but this exclusion shall not apply to attendants, assistants or receptionists in dentists' surgeries.

Provided that persons

- (a) principally engaged in the transportation of goods or persons by motor vehicles upon public roads (excepting in the State of New South Wales, persons employed by CSR Limited, CSR Timber Products or CSR Research Pty Ltd in the State of Queensland, persons employed in ambulance transport brigades, and in the State of Western Australia, persons employed in ambulance services) and
- (b) who would be ineligible for membership if the rules of The Federated Miscellaneous Workers Union of Australia as at the first day of September, 1973, had remained in force

shall not be eligible for membership pursuant to the foregoing provisions of this paragraph (paragraph iv).

Provided that any person employed as an agricultural scientist, bacteriologist, biochemist, biologist, botanist, chemist (other than a pharmacist in a dispensary and/or retail pharmacy or a chemical assistant or laboratory technician employed by the Colonial Sugar Refining Co. Ltd., Hardboards Australia Ltd., or C.S.R. Research Pty. Ltd. or a leather chemist in the tanning industry) chemical engineer, entomologist, geologist, mathematician, metallurgist, microbiologist, mycologist, pathologist, pharmacologist (other than a pharmacologist employed in a dispensary and/or a retail pharmacy), physicist, physiologist or zoologist (other than a zoologist employed at a zoological garden in one of the States of Victoria, Tasmania, South Australia or Western Australia) and who possesses or is qualified to possess a degree, tertiary diploma or equivalent professional educational or technical qualification shall not be eligible for membership.

- (v) Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the Union shall also consist of persons who are employed or usually employed by the Flagstaff Industrial and Commercial Services Group Ltd. in the following business enterprises:

1. The Flagstaff Industrial and Commercial Services Group Ltd. (The Flagstaff Group)
2. Document Management Solutions
3. Flagstaff Engineering
4. Leisure & Coastal Canvas Supplies
5. Monika's Kreative Kitchen

excluding employees of any service undertaken by the Flagstaff Group concerning placement services for people with disabilities into open industries other than placements for existing employees of the Flagstaff Group.

- (vi) Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the Union shall also consist of persons who are employed or usually employed in the following business enterprises:

1. Access Industries
2. Fodi Industries

excluding employees of any service undertaken by Access Industries or Fodi Industries concerning placement services for people with disabilities into open industries other than those services which operate exclusively for persons employed by Access Industries or Fodi Industries and excluding employees of Access Industries or Fodi Industries who carry out work associated with the provision of residential services.

- (vii) Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the union shall also consist of persons, other than academic staff, wholly or substantially employed in the higher education industry, who:

In the State of Western Australia

are employed by Murdoch University, Edith Cowan University, The University of Western Australia and Curtin University of Technology other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the State of New South Wales

are employed by the University of New England, University of New South Wales (other than employees employed in the Medical School), University of Newcastle (other than employees employed in the Medical School), Charles Sturt University, the University of Wollongong and the Southern Cross University, other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the State of Victoria

are employed by the University of Melbourne, LaTrobe University, Victorian College of Agriculture and Horticulture Limited, Ballarat University College, Deakin University, Swinburne University of Technology, LaTrobe University College of Northern Victoria, Victoria University of Technology, Royal Melbourne Institute of Technology, Victorian College of Pharmacy, Hawthorn Institute of Education Limited,

Victorian College of the Arts and Monash University other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations and other than Attendant Building, Parking Attendant, Engineering Services Officer and Plant Technician employed by Monash University.

In the State of Tasmania

are employed by the University of Tasmania other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the Northern Territory

are employed by the Northern Territory University.

In the State of South Australia

are employed by the University of Adelaide, Flinders University of South Australia and the University of South Australia other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the State of Queensland

are employed by the University of Queensland, Griffith University, James Cook University of North Queensland, Queensland University of Technology, The University of Central Queensland and the University of Southern Queensland other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the Australian Capital Territory

are employed by the Australian National University and the University of Canberra.

(viii) Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the Union shall also consist of persons employed in or in connection with the following industries or callings: Pastrycooks, Biscuitmakers, Ornamenters, the manufacture and preparation for sale of bread in Victoria, flour and sugar goods, together with such persons whether employed in the industry or not, as have been appointed or elected officers of the Victorian Baking Section of the Miscellaneous Workers Division, Victorian Branch and admitted as members thereof.

(ix) (A) Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the following persons shall also be eligible for membership: any person employed as an ambulance employee in Victoria, together with such persons whether employees engaged in the industry or not as have been elected to office in the Ambulance Employees Association of Victoria - a section within the Australian Liquor, Hospitality and Miscellaneous Workers Union, Miscellaneous Division, Victorian Divisional Branch and who have been admitted as members thereof, provided that any employee who is eligible for membership of the Shop, Distributive and Allied Employees Association of Australia, shall not be eligible for membership under this sub-rule.

- (B) (1) Without limiting or in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the following persons shall also be eligible for membership: all employees who work in or in connection with the provision of ambulance services in Victoria.
- (2) Without limiting the generality of sub-rule (ix) (B) (1), "ambulance services" include the following work: emergency patient care of the kind customarily provided by ambulance employees, patient transport, ambulance communications, clerical and administrative work in connection with the provision of ambulance services including the collection and processing of ambulance subscriptions and patient accounts, the maintenance of ambulance infrastructure, equipment and vehicles and the provision of supervision and training services for the foregoing employees.
- (x) Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the Union shall consist of all persons employed or to be employed by Aboriginal Hostels Limited in hostels or similar accommodation.
- (xi) Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the Union shall consist of all persons employed or to be employed by Wattyl Ltd and Pascol Paints Australia Pty Ltd in or in connection with retail paint outlets in New South Wales, Australian Capital Territory and Northern Territory.
- (xii) Without in any way limiting or being limited by the conditions of eligibility for membership elsewhere in this rule, the following persons shall also be eligible for membership; persons employed in or in connection with the Industry of Bread (including hamburger buns, bread rolls and crumbs), Yeast Goods, Crumpets, Cakes, Pastry, Pastry Goods and Allied Products Manufacture and Distribution from the manufacturer to the manufacturer's customer but does not include persons employed as a shop assistant; together with persons who are employees who are qualified to be employed in and in connection with the said Industry; together with persons whose usual occupation is that of employee in the said Industry; together with persons employed in the said Industry in New South Wales who are employees for the purposes of the Industrial Arbitration Act 1904 as amended from time to time of that State, in Queensland who are employees for the purposes of the Industrial Conciliation and Arbitration Act 1961 as amended from time to time of that State, in South Australia who are employees for the purposes of the Industrial Conciliation and Arbitration Act 1972 as amended from time to time of that State and in Western Australia who are employees for the purposes of the Industrial Arbitration Act 1912 as amended from time to time of that State; together with officers of the Federation.

Provided that there shall not be eligible for membership of the Federation any persons who are or would have been eligible for membership of the Transport Workers' Union of Australia in accordance with its registered rules as at 19 October 1978 except:

- (i) persons in the States of Victoria, New South Wales and Queensland who are wholly or partly engaged in the industry of bread carting including bread carters, spare drivers, foreman carters, bread-packers, inspectors, and collectors; or

- (ii) persons in the State of South Australia and Tasmania engaged in the selling, carting or delivery by carting of bread, cakes, pastry, biscuits and allied products (but not including crumpets in the State of South Australia).

Provided further that any person employed in or in connection with the preparation and/or manufacture and/or distribution of pastry and/or pastry goods in the State of New South Wales or in connection with the preparation and/or manufacture and/or baking of pastry and/or pastry goods in the State of Victoria or in connection with the manufacture and/or preparation for sale of bread (excluding slicing and/or wrapping and excluding all persons employed by Quality Bakers Australia Limited t/as Buttercup Bakeries, Quality Bakers Australia Limited t/as Atlantic Bakeries and Sunicrust Bakeries Pty Limited) in the State of Victoria shall not be eligible to be a member of the Federation.

- (xiii) All persons employed or to be employed by an Australian Public Service employer in the Territory of the Cocos Islands in or in connection with the industry or industrial pursuits of building, construction and maintenance where such employees are employed from the local population of the Cocos Islands.
- (xiv) Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the union shall consist of all persons employed or to be employed in or in connection with, the cultivation, production and harvesting of pearls and cultured pearls, in the Northern Territory employed as part of the operations of a pearl farm, and who are wholly or usually employed on site at the pearl farm.
- (xv) Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the Union shall also consist of persons who are employed or usually employed in the following business enterprises:
1. Aware Industries
 2. North Eastern Handicapped Persons Association Inc.

Part 2:

The following persons shall also be eligible to be members of the Union:

An unlimited number of persons who are employed or usually employed in any capacity whether permanent or casual in or in connection with:

- (1) breweries, malthouses, bottling establishments, distilleries, wine cellars, wineries, or spirit stores;
- (2) aerated water, cordial and fruit juice provided that eligibility pursuant to the words "fruit juice" shall be confined to establishments where the principal activity of such establishments is otherwise covered by this Rule, cider, ginger beer, or other non-intoxicating beer factories, and employees retailing to the public any of the products of these factories;
- (3) hotels, wine saloons, wine bars, coffee palaces, coffee lounges, tea rooms, soda fountains, milk bars, fruit-juice or flavour bars;
- (4) marine stores or yards, cork cutting factories, bottle washing establishments, yeast or vinegar factories;

- (5) clubs, restaurants, eating houses, board and lodging and apartment houses, catering establishments;
- (6) race courses, football grounds, cricket, dog racing, coursing or other sports grounds;
- (7) the preparation and service of food and drink wherever consumed by persons employed by professional or contract caterers for any commercial, social, industrial or other purpose or function and all persons employed in or in connection with canteens, mobile canteens, messes, kitchens, or catering establishments;
- (8) cleaning and attending to the provision of board and lodging or any other form of accommodation in camps and staff or workers' quarters;
- (9) the provision, conduct or supervision in clubs, hotels, motels, restaurants, tourists complexes, convention centres or casinos of games of chance or any other gambling activities or facilities; and

such other persons male or female whether employed in any of the above occupations or callings or not as have been appointed officers of the Union or its Branches and admitted as members thereof together with such persons who may have been appointed Honorary Life Members in accordance with the Rules;

PROVIDED that nothing in paragraphs (7), (8) or (9) hereof shall of itself make eligible for membership employees employed in the Northern Territory unless employed in catering in or in connection with the airline industry; and

PROVIDED that an employee in the industry, calling, occupation or vocation of either or both catering and cleaning for or at premises provided for persons working in or in connection with the following industries or callings:

the search and/or drilling for hydrocarbons, the production, processing and transmission of hydrocarbons, and

the construction of pipelines used in or in connection with the extraction and transmission of hydrocarbons, slurries and similar substances

is not eligible for membership.

Part 3:

No restriction or qualification to the eligibility for membership under Part 1 of this Rule shall restrict or qualify eligibility under Part 2 of this Rule and no restriction or qualification to the eligibility for membership under Part 2 of this Rule shall restrict or qualify eligibility under Part 1 of this Rule.

Part 4:

Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the union shall also consist of persons who are employed in or in connection with any one or more of the following industries and/or industrial pursuits, namely:

- (a) All persons employed in all work in or in connection with the preparation and sale of meals, snacks and/or beverages which are sold to the public to be eaten on the premises or taken away provided that notwithstanding anything in these rules to the contrary persons not otherwise eligible for membership shall not in consequence of the foregoing be eligible to join the union who are employed in all work in or in connection with the preparation and sale of meals, snacks and/or beverages which are sold to the public primarily to take away:
- (i) where such work is carried out in shops or stores where this work is incidental to the primary role of the sale of consumer goods; and/or
- (ii) in food service establishments which primarily provide a take away service where no alcohol is sold.
- (b) All persons employed in all work in or in connection with the preparation and sale of food and/or beverages where such persons are employed by race courses, sporting venues, clubs, entertainment venues, exhibition centres, convention centres and like establishments.
- (c) All persons engaged in privately run retail stores which are located on the following higher education campuses, namely:

In Western Australia:

Murdoch University,
Edith Cowan University,
University of Western Australia,
Curtin University of Technology.

In New South Wales:

University of New England,
University of New South Wales,
University of Newcastle,
Charles Sturt University,
University of Wollongong,
Southern Cross University.

In Victoria:

University of Melbourne,
La Trobe University,
Victorian College of Agriculture and Horticulture Limited,
Ballarat University College,
Deakin University,
Swinburne University of Technology,
La Trobe University College of Northern Victoria,
Victoria University of Technology,
Royal Melbourne Institute of Technology,
Victorian College of Pharmacy,
Hawthorn Institute of Education Limited,
Victorian College of the Arts,
Monash University.

In Tasmania:

University of Tasmania.

In Northern Territory:

Northern Territory University.

In South Australia:

University of Adelaide,
Flinders University of South Australia,
University of South Australia.

In Queensland:

University of Queensland,
Griffith University,
James Cook University of North Queensland,
Queensland University of Technology,
University of Central Queensland,
University of Southern Queensland.

In Australian Capital Territory:

Australian National University,
University of Canberra.

- (d) All persons employed in stand alone photo processing establishments known as photographic mini-labs.
- (e) All persons employed in shopping centres where such persons are employed by centre managements to carry out catering, cleaning, security, parking, lift attending, gardening, greeting and other like work.
- (f) All persons employed by contract companies where found in the retail industry in the areas of catering, cleaning and security.
- (g) All persons employed by contract catering companies who work in or in connection with the preparation and sale of meals, snacks and/or beverages which are primarily sold to the public to be eaten on the premises or taken away.

Provided that notwithstanding anything in these rules to the contrary persons not otherwise eligible for membership shall not in consequence of the foregoing be eligible to join the Union who are:

- (i) All persons employed and/or to be employed in food services establishments trading as "Pizza Hut".
- (ii) All directly employed persons engaged in retail stores in cleaning, store greeting, security, lift attending, store cafeterias and food services involving the preparation and sale of meals, snacks and/or beverages which are sold to the public primarily to take away and employees engaged in the photoprocessing sections of such stores.
- (iii) All persons employed in photographic and camera stores.
- (iv) All persons employed in the preparation and/or sale of take away food and/or beverages in food courts in shopping centres.

Provided further that nothing in Part 4 shall make eligible for membership employees employed in the State of Queensland outside the South Eastern Division of Queensland [being the area within the following boundaries in the State of Queensland: commencing at Point Danger and bounded thence by the southern boundary of the state westerly to 151 degrees of east longitude; thence by that meridian of longitude bearing true north to 24 degrees 30 minutes of south latitude thence by that parallel of latitude bearing true east to the sea coast; and thence by the sea coast southerly to the point of commencement; and all islands comprised in any state or federal electorate in the South-Eastern Division of Queensland].

Part 5:

Provided that persons (not otherwise eligible for membership) employed by Village Sea World Operations Pty Ltd and Warner Sea World Operations Pty Ltd (collectively trading as Sea World Enterprises) at the Sea World Theme Park, Gold Coast, and its associated facilities, shall not be eligible for membership.

Part 6:

Notwithstanding the provisions of Part 1 and Part 2 of Rule 4, the following persons shall not be eligible for membership of the Union:

All persons employed or to be employed by Kirby Banner Pty Ltd and Warner World Australia Pty Ltd (collectively trading as Movie World Enterprises) at the Movie World Theme Park, Movie Studios (except where such employees are engaged directly in the production of film or television programmes) and Wet 'N' Wild Water Slide Complex at Oxenford in the State of Queensland.

All persons employed or to be employed by Janola Dale Pty Ltd, its successors, assignees or transmittes at Dreamworld Theme Park, Coomera, Queensland.

Part 7:

Persons employed or to be employed by Energy Developments Limited and/or its subsidiaries or related companies shall not be eligible for membership of the union pursuant to any rule of the union, and the union shall not have the right to represent under the Act the industrial interests of such persons.

RULE 4A - INDEPENDENT CONTRACTORS ELIGIBLE FOR MEMBERSHIP

The following persons shall also be eligible to be members of the union:

persons who are independent contractors who, if they were employees performing work of the kind which they usually perform as independent contractors, would be employees eligible for membership of the organisation under rule 4 of these rules.

to the following:

3 - CONDITIONS OF ELIGIBILITY

Part 1:

The following persons shall be eligible to be members of the Union:

The Union shall consist of an unlimited number of persons who are employed or usually employed to perform work in or in connection with any one or more of the following industries and/or industrial pursuits, namely:-

Persons employed in Aboriginal local government communities or regional councils in the Northern Territory, Western Australia and South Australia (excluding persons employed in professional, administrative and clerical positions other than at Tangentyere, Julano, Julilikari and Jurnkurrakur Councils and excluding registered and enrolled nurses employed as such other than enrolled nurses in Western Australia); persons employed in Aboriginal health services in the Northern Territory, Western Australia and South Australia (excluding persons who work in a professional, administrative or clerical capacity in the public sectors in South Australia and Western Australia other than regional Aboriginal health liaison officers in Western Australia and excluding Aboriginal health workers in the public sector in South Australia other than persons employed by Aboriginal health services operated in conjunction with Aboriginal local government communities or regional councils based in the Northern Territory and excluding registered and enrolled nurses employed as such other than enrolled nurses in Western Australia); persons employed in Aboriginal welfare associations in the Northern Territory, Western Australia and South Australia (excluding persons employed in professional, administrative or clerical positions and in counselling, co-ordinating and developmental work other than at the Institute for Aboriginal Development and excluding registered and enrolled nurses employed as such other than enrolled nurses in Western Australia); airbrush artist; asbestos and/or asbestos cement products (except in Queensland, Tasmania and Western Australia); fibre reinforced products and/or fibre cement products (except in Tasmania, Queensland and Western Australia); animal welfare establishment (except animal husbandry and research establishments in connection with pastoral pursuits - provided that this exception shall not include the Northern Territory - and excepting animal health stations and experimental farms in Queensland and New South Wales); veterinary hospitals and any establishment or business which accommodates, handles, treats or otherwise caters for the welfare of animals and household pets (other than in the public sector); animal care; persons employed in animal, marine or wildlife establishments (except establishments which are engaged in agriculture or pastoral pursuits, other than in the Northern Territory); bag and sack; basketware; bill posting; broom or brush (except in Victoria, New South Wales, Tasmania and South Australia); carbon paper makers; caretaking, caretaker, building superintendent, janitor, handyperson or maintenance person; cemetery; chemical (other than persons engaged principally in or in connection with the making, preparation, handling, putting up, reception, sale demonstration and/or delivery of drugs, pharmaceutical goods and medicinal chemicals); chemical workers; child minding centre, child care, child minding (other than qualified teachers in Victoria and other than in hospitals in New South Wales and within universities in New South Wales and the Australian Capital Territory); cork or cork product (except in Victoria and Queensland); crematorium; cleaners; cleaning and pollution control (excluding persons employed full-time by employers in the metal industry within their establishments); commissionaire; dance instruction; day nursery (other than in hospitals in New South Wales and within universities in New South Wales and the Australian Capital Territory); dentists; dental mechanics; dental therapists; dental assistants and attendants; domestic work; domestic workers (except domestic servants employed in Queensland, in the

Pastoral Industry such as gardeners, chauffeurs, grooms, stablemen, kitchenmen, cooks, waitresses, laundresses, housemaids, nurse girls and general servants); domestic staff, groundsman or yardman of denominational schools; emergency and safety employees of the Port of Melbourne Authority and the Port of Geelong Authority; the manufacture of engine packing (except where made in the rubber industry with rubber or with any rubber substitutes); ferry workers; fibrolite (except in Queensland, Tasmania and Western Australia); gardening; gatekeeping; greenkeeping (except in New South Wales, Victoria and in local government in Tasmania and also except in Western Australia as regards golf links, bowling greens, tennis courts and all gardens, lawns and greens in connection therewith); gypsum plasterboard and similar products; health or physical culture including all instructors, counsellors, masseurs and attendants in health and physical culture studios including weight loss studios and/or centres; home care aides and attendants (except in Victoria and Tasmania); personal care aides and attendants employed in households (except in Victoria and Tasmania); personal care aides and attendants, employed other than in households, in South Australia, Western Australia, Northern Territory and Australian Capital Territory; home helps (except in Victoria and Tasmania); ice cream makers; insulwool, slagwool or other insulation material; jury keepers (in the State of Victoria only); laboratory assistant, attendant or tester in or in connection with the oil industry; laundry workers including persons employed in dry cleaning; and/or laundrettes; librarian not principally engaged in clerical duties (in Queensland only); library attendants (except those employed by universities in Western Australia); lift attending; linoleum; porters; manufacture of photographic supplies or materials; manufacture of resin-bonded fibre reinforced products including pipes (except in Tasmania, Queensland and Western Australia); manufacture of Sisalkraft, Duk-Bak and similar products; manufacture of coated or laminated products, whether reinforced or not; margarine (except in the States of New South Wales, Victoria, Western Australia and Tasmania); messengers; motor car cleaning, detailing washing or greasing; motor garage, including service station (other than chauffeurs and workers in the iron trades and coachmaking trades and their assistants); oilskin (but not the manufacture of goods from fabrics which have been so treated); paint; sealants; parking attendant (except municipal and shire council employees and those employed in any kind of amusement, whether outdoor or indoor, or in or about theatres, halls, racecourses, sports, exhibition and agriculture shows); pearlite and/or vermiculite products; pest control (except in New South Wales, Queensland and Western Australia, provided that this exception shall not relate to domestic pest control services in Western Australia); photographic establishments; plaster of paris; plastics or substitutes therefor and/or goods made therefrom and/or goods in the manufacture of which plastics or substitutes therefor are used (other than engineers and persons eligible to be members of the Federated Rubber and Allied Workers' Union of Australia and coming within the award of the Court known as the Rubber Workers' Award 1947); port hostesses; pre-school kindergarten; pyrotechnic; sealing, sanding, treating and/or otherwise processing floor coverings and floor surfaces, excepting the sanding of floors in buildings under construction or in the course of structural alteration or structural repair; all employees (other than in Queensland) including qualified, trained, trainee or untrained in private pathology laboratories, including scientific or technical work therein, except: (i) in Victoria and Tasmania; and (ii) in South Australia, Western Australia, the Australian Capital Territory and the Northern Territory employees eligible to be members of the Australian Nursing Federation in accordance with the rules of the ANF as at 10 June 1993; and (iii) in New South Wales registered or enrolled nurses or persons entitled to be registered or enrolled by any nurse registration authority, employed as such; and (iv) in Western Australia employees in professional, administrative, clerical or technical classifications; security or watching (in either case other than employees employed in a shop by the

operator thereof); manufacture of records, rolls, tapes, video tapes or any such like article used for reproducing purposes; spruiking; manufacture of stramit, strawboards (in the State of Victoria) and similar boards; sugar refineries (except in Queensland, South Australia and Victoria); synthetic resins and/or moulding powders; tea attendants (other than in hospitals in New South Wales and in the Universities of Macquarie, Sydney and New England); teacher aides; toy makers and assemblers (except in New South Wales, Victoria, South Australia and Western Australia) using substantially non-metallic materials; typewriter ribbon; tourist guide and/or tourist leader (other than those directly employed by a travel agent); veterinarians, veterinary assistants and/or attendants (other than in the public sector); zoological and/or aquatic exhibition, garden or reserve (excepting ticket takers and ticket sellers in aquatic exhibition, garden or reserve) but not including persons other than watchmen employed by the Taronga Zoological Park Trust; persons designated as attendants and/or assistants and performing work which is otherwise covered by this present rule 3 part 1.

The generality of description of any of the foregoing industries or industrial pursuits is not to be limited by reference to any other industry or industrial pursuit.

Provided that notwithstanding anything contained herein persons employed in the rubber industry in the State of Queensland and eligible for membership of the Australian Workers' Union shall not be eligible for membership.

Provided further that notwithstanding anything contained herein no person shall be eligible for membership who is principally engaged in clerical duties in the following industries and/or industrial pursuits:-

asbestos and/or asbestos cement products; bag and sack; basketware; bill-posting; broom or brush; chemical; cleaning and pollution control; cork or cork products; fibrolite; gypsum plaster board and similar products; ice cream makers; insulwool slagwool or other insulation material; manufacture of photographic supplies and materials; manufacture of Sisalkraft, Duk-Bak and similar products; margarine; motor garage including service station; paint, pearlite and/or vermiculite products; plaster of paris, plastics or substitutes therefor and/or goods made therefrom and/or goods in the manufacture of which plastics or substitutes therefor are used; sealing, sanding; treating and/or otherwise processing floor coverings and floor surfaces; stramit and similar boards; sugar refineries; synthetic resins and/or moulding powders; typewriter ribbon; undertaking; varnish, white and red lead.

Provided further that persons

- (a) Principally engaged in the transportation of goods or persons by motor vehicle upon public roads and
- (b) who would be ineligible for membership if the rules of The Federated Miscellaneous Workers Union of Australia as at the first day of September, 1973, had remained in force

shall not be eligible for membership pursuant to the foregoing provisions.

Provided further that tradesman's assistants, riggers and metal workers employed in maintenance sections of any establishment in the foregoing industries and/or industrial pursuits shall not be eligible for membership pursuant to the foregoing provisions.

Provided further that persons principally engaged in selling, receiving, handling, demonstrating and/or delivery of goods in and for any shop or wholesaler's warehouse (other than photographic establishments and manufacturers' establishments) and employees principally engaged in the sale or demonstration of goods other than in or for any shop or wholesaler's warehouse (except such employees employed in or in connection with manufacturers' establishments) shall not be eligible pursuant to the foregoing provisions.

Part 2:

The following persons shall also be eligible to be members of the Union:

An unlimited number of persons who are employed or usually employed in any capacity whether permanent or casual in or in connection with:

- (1) breweries, malthouses, bottling establishments, distilleries, wine cellars, wineries, or spirit stores;
- (2) aerated water, cordial and fruit juice provided that eligibility pursuant to the words "fruit juice" shall be confined to establishments where the principal activity of such establishments is otherwise covered by this Rule, cider, ginger beer, or other non-intoxicating beer factories, and employees retailing to the public any of the products of these factories;
- (3) hotels, wine saloons, wine bars, coffee palaces, coffee lounges, tea rooms, soda fountains, milk bars, fruit-juice or flavour bars;
- (4) marine stores or yards, cork cutting factories, bottle washing establishments, yeast or vinegar factories;
- (5) clubs, restaurants, eating houses, board and lodging and apartment houses, catering establishments;
- (6) race courses, football grounds, cricket, dog racing, coursing or other sports grounds;
- (7) the preparation and service of food and drink wherever consumed by persons employed by professional or contract caterers for any commercial, social, industrial or other purpose or function and all persons employed in or in connection with canteens, mobile canteens, messes, kitchens, or catering establishments;
- (8) cleaning and attending to the provision of board and lodging or any other form of accommodation in camps and staff or workers' quarters;
- (9) the provision, conduct or supervision in clubs, hotels, motels, restaurants, tourists complexes, convention centres or casinos of games of chance or any other gambling activities or facilities;

PROVIDED that nothing in paragraphs (7), (8) or (9) hereof shall of itself make eligible for membership employees employed in the Northern Territory unless employed in catering in or in connection with the airline industry; and

PROVIDED that an employee in the industry, calling, occupation or vocation of either or both catering and cleaning for or at premises provided for persons working in or in connection with the following industries or callings:

the search and/or drilling for hydrocarbons, the production, processing and transmission of hydrocarbons, and

the construction of pipelines used in or in connection with the extraction and transmission of hydrocarbons, slurries and similar substances

is not eligible for membership.

Part 3:

Without in any way limiting and without being in any way limited by the conditions of eligibility for membership elsewhere in this rule, the Union shall also consist of employees engaged in or in connection with any one or more of the following viz.:

The tanning and leather dressing industry, handling, bagging or grinding bark, the manufacture of bark and other tanning extracts, the classing or sorting of leather (finished or unfinished) where such is done on tannery premises, the manufacture of agar-agar, glue and gelatine and by-products, putty; adhesives, pastes, fertilizer constituents, dextrine, calciners or other like materials, the washing or other treatment of animal hair, with tanning, dressing, dyeing or other treatment of fur or other skins, including woolled lambs or sheep-skins, canvas working; leather working; the manufacture alteration, repair and installation of articles made from leather, woolled lamb or sheep-skins, furred skins, such as spindle polishing mops, paint roller sleeves, dusters (other than establishments covered by The Federated Storemen and Packers' Union of Australia), playsuits, woolskins and furskin toys, soft toys of all descriptions (excluding furred garments and toys made in clothing factories), clicking, cutting by hand or machine, or in the making or repairing saddles, saddle trees, harness, collars and rugs for horses and other animals, bridles, fly-veils and strapping, whips, whip-thongs, machine belting, respirators or gas masks of leather, canvas, fabric or other like materials, welders' masks, trunks, bags, portmanteaux, travel goods, suit or attache cases, braces of all descriptions, belts, razor strops, watch straps, suspenders, sporting goods of canvas, leather or like material, travellers' sample cases of all descriptions, slither cans, musical, gramophone, wireless, surgical and spectacle cases of all descriptions, cosmetics cases; ladies' evening bags, ladies' handbags, handbags of all descriptions, shopping bags; making and/or fitting zippers, wallets, purses, pouches, folio or folio covers of all descriptions, leather or fabric glove and mitts of all descriptions, leggings, hat leathers, designing, leather coats, leather hats or caps, rifle and/or gun covers, rifle pouches and belts; play suits of leather or fabric, artificial limb and appliances including surgical belts and surgical supports of leather, canvas, webbing or other like material, sails (including the designing thereof), tents, tarpaulins, rigging, flags, nose bags, anti-fouling bags; water bags, waterbed mattresses; weather cloths, dodgers, canvas, duck or calico bags of all descriptions, blinds of all descriptions (including venetian blinds), inside or out, mast coats, awnings, sail covers, canvas, duck, fabric or calico covers of all descriptions, canopies; canvas or coir save-alls, slings of all descriptions, wind sails, hose of all descriptions, covers for wings of aeroplanes, or component parts of aeroplanes of canvas, fabric, or other like material, parachutes, parachute harness, car safety harness of leather, canvas, webbing, or other like material, seat covers; aeroplane hangars, sheds (Belman and others), components of aeroplane hangars, sheds or houses of canvas, fabric or other like material, mail bags, fenders; cargo nets, ships' gear, boat covers marquees, skillions, binding and conveyor aprons, gaskets and washers of leather, canvas or other like material, industrial mops, camp beds, deck chairs, camp furniture, rope or wire splicing and all classes of goods other than boots, shoes and slippers, made from leather, pelts, fabric, canvas, fibre or vulcanised fibre, webbing and/or all substitutes (including plastics and vinyl) for leather, pelts, fabric, canvas, fibre or vulcanised fibre, webbing, used in the industries also machining in all sections and on spraying.

Part 4:

Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the Union shall also consist, in the Northern Territory, of persons employed to perform work in or in connection with any one or more of the following industries and/or industrial pursuits:-

Ambulance and first aid attendants; Pastoral, Agricultural, Horticultural, Viticultural, Dairying, productions and/or processing of game and poultry; Fruitgrowing, Sugar-growing, Canecutting, Cotton-growing, Rabbit-trapping, Timber-getting, Saw-milling, Building Industry, Butchering and Meat Industry, Brick-making Industry; manufacture of cement, concrete and/or concrete products; the manufacture of boards, panels and all types of building materials, joinery and glazing whether or not performed at a building site, carpet laying, cabinet making, furnishings and furniture making, assembling and finishing; Cotton Industry, Industry of searching, boring for, extracting, storing, transmitting, processing of water, oil, hydro-carbons and/or any other mineral or element (excepting persons principally engaged in the transportation of goods or persons upon private roads by motor vehicle and who would be ineligible for membership if the rules of The Federated Miscellaneous Workers Union of Australia, as at the 1st day of July 1977 had remained in force); oil industry, hydro-carbon industry (excepting persons principally engaged in the transportation of goods or persons upon private roads by motor vehicle and who would be ineligible for membership if the rules of The Federated Miscellaneous Workers Union of Australia, as at the 1st day of July 1977 had remained in force); Mining Industry, milling, Smelting and refining of Ores, quarrying, crushing and/or processing industry of quarry materials; Construction and Maintenance of Rivers and Harbours, Diving, Waterside-Workers, Construction and Maintenance of Roads, Aerodromes, Water and Sewerage Works including conservation and irrigation, Public Works and Services, prevention, suppression and extinguishment of fires, (excepting persons employed under the provisions of the Commonwealth Public Service Act), hospitals, Benevolent Homes, Dispensaries, Asylums, Mental Hospitals, Sanitariums, Rest Homes, Retirement Communities and Homes, Convalescent Homes, Medical Schools, Laboratories, Colleges, Industrial and Other Homes, Charitable Institutions, Ambulance Work, Welfare Organisations, Doctors and/or Dental Surgeries, Clinics and Practices, Provision of Medical, Paramedical and/or Nursery Care for aged persons in Day Care Centres and/or Homes, Provision of care and training to the intellectually and/or physically disabled and/or psychiatrically disabled and/or developmentally disabled and work ancillary thereto in Hostels, Day Care Centres and Homes (but excluding persons employed as social and/or welfare workers employed in social support services, other than persons employed by the Harry Giese Centre, Tangentyere Council, FORWARD, YWCA Youth Refuge (Darwin), Katherine Aboriginal Action Group, Alice Springs Drug and Alcohol Services Association and Institute for Aboriginal Development and excluding registered medical practitioners other than those employed in non-government aboriginal health services and excluding registered or enrolled nurses or persons entitled to be registered or enrolled by any nurse registration authority employed as such), Construction and Maintenance of Fuel Oil and Petrol Tanks, and Pipelines, Municipal Works and Services, Construction and Maintenance and operation of Railways, Surveying, the industry of harvesting and/or processing of finfish (wet fish), crustacea, molluscs and/or plankton (whether for commercial or for game purposes) and whether on water or on land; Net-making, Clerical Work, Brewing, Motor Driving, Shipping, Saddle-making, flour milling including all employees employed in handling, manufacturing, packing and distributing flour in flour mills and/or flour mill depots; Baking, including bread manufacturing, pastry cooking, biscuit making, industry; Cordial and aerated waters manufacturing, fruit juices and all alcoholic and non-alcoholic

drinks, the industry of hairdressing and scalp treatment and/or beauty care and/or body care/massage; all workers engaged in the conduct of Hotels, Clubs, Restaurants, motels, boarding establishments, guest houses, hostels and/or any other type of accommodation and/or catering, food preparation and/or processing industry; the provision, conduct, or supervision in clubs, hotels, motels, restaurants, tourist complexes, convention centres or casinos or games of chance or any other gambling activities or facilities Shops, Stores, Laundries, employees employed in or in connections with, including selling tickets by any means in connection therewith, in or about any kind of amusement, whether indoor or outdoor, including Picture Theatres, sporting and amusement establishments; persons employed to perform work in the service of any port authority whether or not the port authority is included within the definition of "the Public Service" in Section 3 of the Public Service Arbitration Act, 1920-1973 (except persons employed to perform work for Nabalco Pty. Limited or any subsidiary or successor thereof at Gove of any kind referred to in the definition of 'waterside worker' as defined in the Stevedoring Industry Act 1956 to 1973); and all kinds of general labour.

Without in any way limiting, or being limited by, the generality of the foregoing, the Union shall also consist in the Northern Territory of persons employed to perform work in or in connection with any one or more of the following industries and/or industrial pursuits:-

- (A) Civil and/or mechanical engineering;
- (B) The construction industry, including -

The building, construction, erection, maintenance, repair and/or demolition of:-
 - (a) Any building, plant, complex or structure; or
 - (b) Any civil or mechanical engineering project or work.
- (C) All work in joinery establishments or establishments concerned with the prefabrication of items (including structures) for use in or in connection with building or construction.
- (D) All work or works ancillary or incidental to any of those covered by the paragraphs (A), (B) or (C) above.

Provided that in the Northern Territory, unless eligible otherwise under these rules, apart from this Part 4, the following shall not be eligible for membership:-

- a. any boilermaker or any of the following persons engaged or employed in the engineering industry, viz.: Fitters, Turners, Machinists, Blacksmiths, Plumbers, Electrical Fitters, Pattern-makers and Engineers generally;
- b. any person or classes of persons who are eligible to become members of the Australasian Meat Employees Union;
- c. persons employed under the provisions of the Commonwealth Public Service Act and eligible for membership pursuant to the existing conditions of eligibility for membership in The Australian Public Service Association (Fourth Division Officers) as at 17 March 1953, the Electrical Trades Union, the Commonwealth Public Service Artisans Association, the

Amalgamated Postal Workers' Union of Australia, The Federated Union of Locomotive Enginemen, the Commonwealth Public Service Clerical Association, the Storemen and Packers' Union;

d. persons employed under the provisions of the Commonwealth Railways Act 1917-1950 in the Commonwealth Railways from Alice Springs to Quorn, eligible for membership pursuant to the existing conditions of eligibility for membership in the Australian Workers' Union;

e. persons principally engaged in the transportation of goods or persons upon public roads by motor vehicle except in or in connection with the following industries:

Pastoral; Construction and Maintenance and Operation of Railways; Municipal Works and Services; Mining (except employees at Groote Eylandt Mining Co. Pty. Ltd. at Groote Eylandt, and employees engaged in the mining or treating bauxite at Gove); Milling, Smelting and Refining of Ores; Quarrying; Building and Construction Works; Public Works and Services; Construction and Maintenance of Roads, Aerodromes, Water and Sewerage;

f. Clerks (other than storeman-clerks, station book-keepers, and shipping clerks).

Part 5:

Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the Union shall also consist of persons who are employed or usually employed in or in connection with any one or more of the following industries and/or industrial pursuits, namely:-

In the State of New South Wales

artists' model; billiard marker; manufacture of pyram aircraft and industrial components therefor; manufacture of window display models (otherwise than in a shop or wholesale warehouse) excepting such articles made of metal; trained, trainee and untrained make-up artist, (excluding persons employed in a shop in or in connection with the sale or demonstration of cosmetics perfumes and toilet preparations); persons employed in or in connection with the manufacture, processing warehousing and despatch of refined sugar, refined sugar products, carbon dioxide, alcohol and other distillery products and/or of building and associated materials in the establishments of the CSR Limited and CSR Timber Products at Pyrmont or any establishment operated in lieu thereof, persons employed or usually employed in or in connection with experimental research and pilot plant work at the establishment of CSR Research Pty Ltd, but excluding in respect of each of the said establishments persons who are Staff employees employed at a yearly rate of pay and tradesmen's assistants and metal workers (but not riggers) but excluding persons principally engaged at clerical duties in the foregoing industries and/or industrial pursuits;

In the State of Queensland

manufacture of compressed fibre board and similar products, beauty treatment, hairdressing, scalp treatment, wigmaking including barber, beautician, hairdresser, hairworker, manicurist, maxillo-facial technician, wigmaker, oil

extracting and processing; manufacture of ship or boat fenders; modelling, compering, including mannequins and mannequins' comperes (excluding persons employed in a shop); pharmaceutical chemist or unregistered pharmaceutical chemist; industrial chemist; laboratory assistant; dental technologist; radiographer; attendant, assistant and/or receptionist in dentists', doctors' and optometrists' surgeries and/or consulting rooms; ambulance transport brigade and first aid duty attendants other than Superintendent, General Secretary or Secretary of the Queensland Ambulance Transport Brigades; swimming baths and/or pools; libraries (except library attendant principally engaged in clerical duties); optical mechanics and technicians, assistants and attendants to opticians, spectacle makers; jeweller, watchmaker including mounter, setter, chainmaker, swivelmaker, bolt ringmaker, ringmaker, polisher, lapper, melter, refiner, bracelet and bangle maker, stamper, silversmith, spinner, goldsmith, gilder, chaser, engraver, watch, clock, clockwork, electric and spring dial clockmaker, repairer, attendant and winder, jeweller's tool maker and renovator of electroplated ware, metal badge maker, enameller, jewel case maker, engraving copper plates, seal dies or other dies stamps and all persons engaged wholly or partly in manufacturing or repairing jewellery, watches clocks teacher aide; used car yards; tow truck operating; sportsgrounds; laundrettes and/or laundromats; accommodation industry including all employees employed in domestic work in boarding houses, accommodation houses, motels (other than motels licensed to sell intoxicating liquor), flats, clubs, hostels (but in respect of hostels excluding employees of the Commonwealth in the Department of Supply or in or in connection with the Armed Services), residential colleges and similar types of establishments; biscuit manufacture including all employees employed in handling, manufacturing, packing and distributing biscuits in biscuit manufacturing establishments; bread baking including all employees employed in handling, manufacturing, packing and distributing bread and bread crumbs in bread bakeries and/or bread bakery depots; catering including all employees (other than Commonwealth employees in the Department of Supply or in or in connection with the Armed Services and other than persons engaged for two hours or more per shift in mixing and dispensing intoxicating liquor, and drink waiters and drink waitresses and cellarmen in clubs and/or restaurants) employed in establishments, businesses, clubs, canteens and institutions or sections thereof which cater for and/or prepare and serve food or food and drinks excluding persons employed in or in connection with airports; confectionery manufacture, including all employees employed in handling, manufacturing and distributing confectionery; flour milling including all employees employed in handling, manufacturing, packing and distributing flour in flour mills and/or flour mill depots; pastry-cooking, including all employees employed in handling, manufacturing, packing and distributing cakes, pastrycooks goods, and cheese-cakes and/or similar products in pastrycooking, cake making and/or any establishment wherein such goods are made but excluding persons principally engaged at clerical duties in the foregoing industries and/or industrial pursuits but this exclusion shall not apply to restaurant receptionists and/or cashiers; assistants and/or receptionists in dentists' surgeries; and shop assistants employed in pastrycooks and cake shops; provided that, except where the context otherwise indicates, persons principally engaged in selling or distributing goods or in selling or demonstrating cosmetics, perfumes and toilet preparations shall not be eligible for membership pursuant to the foregoing provisions of this part of this paragraph.

In the State of South Australia

- (A) cycle building, assembling and repairing; milk or cream depots; manufacture of products from milk or cream; motor tyre retreading or repairing; rubber worker; jeweller; watchmaker; optical mechanic; preparation for sale of poultry (poultry catchers at poultry-raising establishments only); stonemason, including, without limiting the meaning of the foregoing term, persons employed in or in connection with the

work of cutting or dressing or preparing or setting of all kinds of stone, marble, slate, terrazzo or similar compositions used for in or in connection with building or monumental work; registered pharmaceutical chemist employed as a manager or a managing assistant of a hospital dispensary, the dispensary of a medical practitioner or public institution or as:-

Assistant who is a qualified pharmaceutical chemist, or as:-

Apprentice to a pharmaceutical chemist who is serving under Articles of Apprenticeship duly registered with the Pharmacy Board of South Australia or as:-

unregistered assistant who has not served an apprenticeship to a pharmaceutical chemist or as:-

unregistered assistants who have served a prescribed term of apprenticeship under any Pharmacy Act, with a pharmaceutical chemist, and who are proceeding to registration as a pharmaceutical chemist, and who are engaged in or in connection with dispensaries connected with friendly societies or hospitals or public institutions or conducted as part of the practice of duly qualified medical practitioners, in the compounding, dispensing, preparation, manufacture, distribution and sale of drugs, medicines, chemicals, medicinal substances and admixtures thereof; but excluding persons principally engaged at clerical duties in the foregoing industries and/or industrial pursuits; provided that persons employed in a shop principally engaged in selling shall not be eligible for membership pursuant to the foregoing provisions of this paragraph, provided further that any person -

- (i) principally engaged as a hardware shop assistant, or a salesman, or who is a registered pharmaceutical chemist employed as a manager or managing assistant of a retail pharmacy, and
- (ii) who was, as at 31st August, 1973, a member of the (S.A. Registered) F.M.W.U. of Australia

shall be eligible for membership.

- (B) Workers employed in the State Government Service and Government (i.e. State Government) Subsidized Institutions, and all district and other hospitals (except private hospitals).
- (C) An unlimited number of persons who are employed or usually employed to perform work in or in connection with any one or more of the following industries and/or industrial pursuits, namely:-

Hospitals, Benevolent Homes, Dispensaries, Asylums, Mental Hospitals, Sanitariums, Rest Homes, Retirement Communities and Homes, Convalescent Homes, Medical Schools, Laboratories, Colleges, Industrial and Other Homes, Charitable Institutions, Ambulance Work, Welfare Organisations, Doctors and/or Dental Surgeries, Clinics and Practices, Provision of Medical, Paramedical and/or Nursery Care for aged persons in Day Care Centres and/or Homes, Provision of care and training to the intellectually and/or physically disabled and/or psychiatrically disabled, and/or developmentally disabled and work ancillary thereto in Hostels, Day Care Centres and Homes (but excluding persons employed as social and/or welfare workers employed in social support services other than persons employed in the health industry and excluding medical

practioners and excluding registered or enrolled nurses or persons entitled to be registered or enrolled by any nurse registration authority employed as such).

In the State of Western Australia

- (A) manufacture, preparation or processing of butter, casein, cheese milk or yoghurt; production and/or processing (by total environment methods) of game and poultry; manufacture and/or distribution of aerated waters, all types of soft drinks, fruit juices, cider, cordials and syrups; manufacture of records, rolls, tapes, or any such like article used for reproducing purposes, manufacture, preparation, processing or treatment of coated abrasives; candles; cotton; felt or felt products; glycerine; soap or soda; tobacco or tobacco products; teacher aides (however described at the place of employment); ambulance and first aid attendants; rag picking; flock or cotton waste maker; rope and twine (excluding persons engaged principally in or in connection with the wholesale and/or retail industry); wool scouring (excluding persons employed in sorting and classing) or fellmongery; mounter, setter, chainmaker, swivelmaker, belt ring maker, repairer, ring maker, polisher, lapper, melter, refiner, bracelet and bangle maker, stamper, silversmith, spinner, goldsmith, gilder, chaser or engraver, watch, clock, clockwork, electric and spring dial clock maker, repairer, attendant and winder, jewellers' tool maker and optical technician, lapidaries' spectacle maker, maker and renovator of electroplated ware, (when working for jewellers or watchmakers other than persons employed in a shop principally engaged in selling), metal badge maker, jewel case maker, and all persons engaged wholly or partly in manufacturing or repairing jewellery, watches or clocks in any of the above branches (other than persons employed in a shop principally engaged in selling); drying and refining of salt; handling of scrap metals, or wrecking or dismantling of plant or machinery for scrap salvage other than in an establishment engaged principally in the production of iron and steel; reclamation of drums; and (excluding persons employed in a shop principally engaged in selling and persons engaged principally in or in connection with the making preparation handling putting up reception sale demonstration and/or delivery of drugs, pharmaceutical goods and medicinal chemicals and cosmetics and perfumes), artificial fertilizers, acids, bonemill, animal manure, phosphate, superphosphate, compost, bird manure, fish fertilizer, sea-weed, lime or other mineral processing, and/or other chemical industries including potash, arsenical-compound, sodium, sodium-sulphate, saltpetre, antimony-ore, woodmeal, borax, potassium-chloride, potash-muriate, potassium-nitrate, ammonium-nitrate, golden-sulphide-of-antimony, sulphate-of-iron, trisodium phosphate, didalcic-phosphate, formalin, phosphoric-acid, acetic-acid, muriatic-acid, sulphurous-acid, puritic-acid, lime-sulphur, hyposulphite-of-soda, limil, caustic-soda, sulphate-of-copper, carbon-tetra-chloride, black-hypo, derris-products, mineral-wool, manganese sulphate, agrosan, copper-carbonate, copper-oxy-chloride, carbon-bi-sulphide, nicotine-sulphate, copper-sulphate, arsenate of lead, arsenate-of-calcium alunite, glauconite, silica-products, alkali chlorites, chlorine, soluble-alkali silicates, stannic-chloride, hydrochloric acid, sulphuric-acid, nitric acid, arsenic pentoxide, arsenic-acid, phenol-processing, beta naphthol, ammonium-chloride, ammonium-sulphate, ether-andethyl-chloride, calcium, aluminium and zinc sterrates, phthalic-anhydride, sodium-bi-sulphite, sodium arsenate, lactic acid, sylphanilamide, phosphate-compounds, sulphur dioxide, carbon-di-oxide, carbolic-acid, formaldehyde, fungicides, insecticides, veterinary medicines, synthetic hormones, solvents, power alcohol, alkali, synthetic ammonia, bleaching powder or liquid, liquid

cattle dips, stock licks, marking fluid, speddoo, milk oil fluid, branding liquid, tricalos, stock food, itch fluid, foot rot paste, blow fly repellent, molasses manufacture or processing and also food processing works within the Kimberley Land Division, but excluding persons principally engaged at clerical duties in the foregoing industries and/or industrial pursuits; provided that persons who are tradesmen's assistants, riggers and metal workers employed in a maintenance section of an establishment in the foregoing industries shall not be eligible for membership pursuant to the foregoing provisions of this paragraph.

- (B) Persons employed or usually employed by the West Australian Government in the Department of Water Supply, Sewerage and Drainage (or any successor thereto) or by the Metropolitan Water Supply, Sewerage and Drainage Board (or any successor thereto).
- (C) Any person who is employed, or is usually employed, in any hospital in the State of Western Australia other than persons being trained as nurses in registered training schools or persons who are employed as nurses and who are registered or are entitled to be registered under the Nurses' Registration Act 1922, or the Health Act, 1911-1923; provided that this exclusion shall not be deemed to include enrolled nurses or pupils undergoing training as enrolled nurses.

Persons, employed in or in connection with the training or care of elderly or mentally, intellectually or physically handicapped people other than in hospitals or by the State Government. This sub-rule shall not extend to nurses registered on any register of the Nurses' Board of Western Australia, other than enrolled nurses.

For the purposes of this rule, the term "hospital" shall include

- (a) Establishments operated other than for profit or by Government:-
 - (i) Providing accommodation and personal care services for frail, aged or handicapped persons and at which staff are available to help frail residents with bathing and dressing, cleaning rooms, personal laundry and oversight of medication and at all times, to assist in case of emergency; or
 - (ii) Operated as after-care mental hostels.
- (b) Establishments known as Princess Margaret Hospital for Children, Sir James Mitchell Spastic Centre, N'Gal-a Mothercraft Training Centre, The Braille Hospital, Hawkevale, Nadezda, Homes of Peace, or other establishments of the same or like nature as the foregoing and any establishment providing health care or medical services including, without limiting the generality thereof, any service for disabled, handicapped or aged persons.

The provisions of this paragraph (C) shall not apply to:

- (a) persons who work in professional administrative and clerical capacities;
- (b) persons employed in any classification which at the 1st day of July 1982 was covered by an award or a deemed consent award to which the Hospital Salaried Officers Association of Western Australia (Union of Workers) was a party.

- (D) (a) Cleaner, caretaker, lift attendant, window cleaner, watchman, charwoman, usher, door keeper, gatekeeper, porter, janitor, day or night patrolman, security officer, attendant in ladies' retiring rooms, and attendant in libraries, art galleries, museums, and car parks; the following classifications of persons employed on the Governor's establishment, or by a public authority or post-secondary education institution; gardener, gardener's labourer, maintenance man (other than tradespersons), maintenance labourer, groundsman, power mower operator, tractor mower operator, leading hand and home economics assistant (other than persons directly employed by Local Government authorities or Cemetery Boards), the following classifications of persons employed in National Parks, marine and nature reserves, parks, recreation camps and Zoological Gardens (other than persons directly employed in parks wholly operated by Local Government authorities or Cemetery Boards); keeper, gardener, gardener's labourer, maintenance man, maintenance labourer, groundsman, warden, aquarist and ranger. (Provided that the term gardener shall include horticulturist).
- (b) A person employed, in any of the callings mentioned in paragraph (a) hereof, by a contractor engaged in the industry or industries in connection with which this union is registered shall, notwithstanding any possible implication to the contrary from the foregoing, be eligible for membership of this union.
- (E) (a) Any graduate of a University or College of Advanced Education or Child Care Certificate Course or equivalent who -
- (i) holds a certificate, diploma or degree specializing in early childhood care and/or education; and
- (ii) is or usually is actively engaged in teaching and/or caring for children under the age of six years.
- (b) Any teacher with qualifications equivalent to that outlined in paragraph (a) hereof, approved by the Australian Early Childhood Association and who is or usually is actively engaged in teaching children under the age of six years.
- (c) Any teacher who holds a certificate of a Teachers' Training College approved by the Australian Early Childhood Association and who is or usually is actively engaged in teaching children under the age of six years.
- (d) Any other graduate of a course in early childhood education at a University or College of Advanced Education who is employed or usually employed in or in connection with pre-school teaching and/or child care and whether or not in a teaching capacity.
- (e) Any person who holds a recognised qualification in early child care and who is or usually is actively engaged in the care of children under normal primary school age.
- (f) Any graduate with early childhood education qualifications as specified in paragraphs (a) - (e) hereof who is or is usually engaged in administration or supervision of services for education or care of children under the age of six years.

- (g) Any graduate with early childhood education qualifications as specified in paragraphs (a) - (e) hereof who is or is usually engaged in tutoring or lecturing to students of childcare or early childhood education.
- (h) Persons employed as enrolled nurses or pupils undergoing training as enrolled nurses in child minding centres, health or physical culture studios.
- (F) Any persons employed as enrolled nurses or pupils undergoing training as enrolled nurses.
- (G) Persons employed in community health work by non-Government Aboriginal Agencies other than persons who work in a professional, administrative or clerical capacity, and other than registered nurses, but not excluding enrolled nurses.
- (H) Persons employed in or in connection with the following callings or industries:

The callings of Bakers (hand or machine), Pastrycooks, Confectioners, Apprentices and all others engaged in the manufacture, preparation, handling or processing of bread, pastry and confectionery.

In the State of Tasmania

attendant, assistant or receptionist in dentists', doctors' and optometrists' surgeries or consulting rooms; domestic staff, groundsman or yardman in schools and colleges; industrial chemist; industrial chemists' assistant; hairdresser; manicurist; manufacture of products from milk or cream; radiographer; traffic warden; x-ray technician; but excluding persons principally engaged at clerical duties in the foregoing industries and/or industrial pursuits but this exclusion shall not apply to attendants, assistants or receptionists in dentists' surgeries.

Provided that persons

- (a) principally engaged in the transportation of goods or persons by motor vehicles upon public roads (excepting in the State of New South Wales, persons employed by CSR Limited, CSR Timber Products or CSR Research Pty Ltd in the State of Queensland, persons employed in ambulance transport brigades, and in the State of Western Australia, persons employed in ambulance services) and
- (b) who would be ineligible for membership if the rules of The Federated Miscellaneous Workers Union of Australia as at the first day of September, 1973, had remained in force

shall not be eligible for membership pursuant to the foregoing provisions of this Part (Part 5).

Provided that any person employed as an agricultural scientist, bacteriologist, biochemist, biologist, botanist, chemist (other than a pharmacist in a dispensary and/or retail pharmacy or a chemical assistant or laboratory technician employed by the Colonial Sugar Refining Co. Ltd., Hardboards Australia Ltd., or C.S.R. Research Pty. Ltd. or a leather chemist in the tanning industry) chemical engineer, entomologist, geologist, mathematician, metallurgist, microbiologist, mycologist, pathologist, pharmacologist (other

than a pharmacologist employed in a dispensary and/or a retail pharmacy), physicist, physiologist or zoologist (other than a zoologist employed at a zoological garden in one of the States of Victoria, Tasmania, South Australia or Western Australia) and who possesses or is qualified to possess a degree, tertiary diploma or equivalent professional educational or technical qualification shall not be eligible for membership.

Part 6:

Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the Union shall also consist of persons who are employed or usually employed by the Flagstaff Industrial and Commercial Services Group Ltd. in the following business enterprises:

1. The Flagstaff Industrial and Commercial Services Group Ltd. (The Flagstaff Group)
2. Document Management Solutions
3. Flagstaff Engineering
4. Leisure & Coastal Canvas Supplies
5. Monika's Kreative Kitchen

excluding employees of any service undertaken by the Flagstaff Group concerning placement services for people with disabilities into open industries other than placements for existing employees of the Flagstaff Group.

Part 7:

Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the Union shall also consist of persons who are employed or usually employed in the following business enterprises:

1. Access Industries
2. Fodi Industries

excluding employees of any service undertaken by Access Industries or Fodi Industries concerning placement services for people with disabilities into open industries other than those services which operate exclusively for persons employed by Access Industries or Fodi Industries and excluding employees of Access Industries or Fodi Industries who carry out work associated with the provision of residential services.

Part 8:

Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the union shall also consist of persons, other than academic staff, wholly or substantially employed in the higher education industry, who:

In the State of Western Australia

are employed by Murdoch University, Edith Cowan University, The University of Western Australia and Curtin University of Technology other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the State of New South Wales

are employed by the University of New England, University of New South Wales (other than employees employed in the Medical School), University of Newcastle (other than employees employed in the Medical School), Charles Sturt University, the University of Wollongong and the Southern Cross University, other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the State of Victoria

are employed by the University of Melbourne, LaTrobe University, Victorian College of Agriculture and Horticulture Limited, Ballarat University College, Deakin University, Swinburne University of Technology, LaTrobe University College of Northern Victoria, Victoria University of Technology, Royal Melbourne Institute of Technology, Victorian College of Pharmacy, Hawthorn Institute of Education Limited, Victorian College of the Arts and Monash University other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations and other than Attendant Building, Parking Attendant, Engineering Services Officer and Plant Technician employed by Monash University.

In the State of Tasmania

are employed by the University of Tasmania other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the Northern Territory

are employed by the Northern Territory University.

In the State of South Australia

are employed by the University of Adelaide, Flinders University of South Australia and the University of South Australia other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the State of Queensland

are employed by the University of Queensland, Griffith University, James Cook University of North Queensland, Queensland University of Technology, The University of Central Queensland and the University of Southern Queensland other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the Australian Capital Territory

are employed by the Australian National University and the University of Canberra.

Part 9:

Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the Union shall also consist of persons employed in or in connection with the following industries or callings: Pastrycooks, Biscuitmakers, Ornamenters, the manufacture and preparation for sale of bread in Victoria, flour and sugar goods.

Part 10:

- (A) Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the following persons shall also be eligible for membership: any person employed as an ambulance employee in Victoria, provided that any employee who is eligible for membership of the Shop, Distributive and Allied Employees Association of Australia, shall not be eligible for membership under this sub-rule.
- (B) (1) Without limiting or in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the following persons shall also be eligible for membership: all employees who work in or in connection with the provision of ambulance services in Victoria.
- (2) Without limiting the generality of Part 10 (B) (1), "ambulance services" include the following work: emergency patient care of the kind customarily provided by ambulance employees, patient transport, ambulance communications, clerical and administrative work in connection with the provision of ambulance services including the collection and processing of ambulance subscriptions and patient accounts, the maintenance of ambulance infrastructure, equipment and vehicles and the provision of supervision and training services for the foregoing employees.

Part 11:

Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the Union shall consist of all persons employed or to be employed by Aboriginal Hostels Limited in hostels or similar accommodation.

Part 12:

Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the Union shall consist of all persons employed or to be employed by Wattyl Ltd and Pascol Paints Australia Pty Ltd in or in connection with retail paint outlets in New South Wales, Australian Capital Territory and Northern Territory.

Part 13:

Without in any way limiting or being limited by the conditions of eligibility for membership elsewhere in this rule, the following persons shall also be eligible for membership; persons employed in or in connection with the Industry of Bread (including hamburger buns, bread rolls and crumbs), Yeast Goods, Crumpets, Cakes, Pastry, Pastry Goods and Allied Products Manufacture and Distribution from the manufacturer to the manufacturer's customer but does not include persons employed as a shop assistant; together with persons who are employees who are qualified to be employed in and in connection with the said Industry; together with persons whose usual occupation is that of employee in the said Industry; together with persons employed in the said Industry in New South Wales who are employees for the purposes of the Industrial Arbitration Act 1904 as amended from time to time of that State, in Queensland who are employees for the purposes of the Industrial Conciliation and Arbitration Act 1961 as amended from time to time of that State, in South Australia who are

employees for the purposes of the Industrial Conciliation and Arbitration Act 1972 as amended from time to time of that State and in Western Australia who are employees for the purposes of the Industrial Arbitration Act 1912 as amended from time to time in that State;

Provided that there shall not be eligible for membership of the union any persons who are or would have been eligible for membership of the Transport Workers' Union of Australia in accordance with its registered rules as at 19 October 1978 except:

- (i) persons in the States of Victoria, New South Wales and Queensland who are wholly or partly engaged in the industry of bread carting including bread carters, spare drivers, foreman carters, bread-packers, inspectors, and collectors; or
- (ii) persons in the State of South Australia and Tasmania engaged in the selling, carting or delivery by carting of bread, cakes, pastry, biscuits and allied products (but not including crumpets in the State of South Australia).

Provided further that any person employed in or in connection with the preparation and/or manufacture and/or distribution of pastry and/or pastry goods in the State of New South Wales or in connection with the preparation and/or manufacture and/or baking of pastry and/or pastry goods in the State of Victoria or in connection with the manufacture and/or preparation for sale of bread (excluding slicing and/or wrapping and excluding all persons employed by Quality Bakers Australia Limited t/as Buttercup Bakeries, Quality Bakers Australia Limited t/as Atlantic Bakeries and Sunicrust Bakeries Pty Limited) in the State of Victoria shall not be eligible to be a member of the union.

Part 14:

All persons employed or to be employed by an Australian Public Service employer in the Territory of the Cocos Islands in or in connection with the industry or industrial pursuits of building, construction and maintenance where such employees are employed from the local population of the Cocos Islands.

Part 15:

Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the union shall consist of all persons employed or to be employed in or in connection with, the cultivation, production and harvesting of pearls and cultured pearls, in the Northern Territory, employed as part of the operations of a pearl farm, and who are wholly or usually employed on site at the pearl farm.

Part 16:

Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the Union shall also consist of persons who are employed or usually employed in the following business enterprises:

1. Aware Industries
2. North Eastern Handicapped Persons Association Inc.

Part 17:

Any other person who is elected or appointed as an officer of the union or who is an official employed by the union to carry out the following functions and/or duties: organising, industrial, research, advocacy, publicity, education and training, occupational health and safety, workers compensation, superannuation, recruitment, or such other similar functions and/or duties, but not persons employed predominantly in a clerical and/or administrative capacity.

Part 18:

No restriction or qualification to the eligibility for membership under any Part of this rule shall restrict or qualify eligibility under any Part of this rule.

Part 19:

Without in any way limiting and without in any way being limited by the conditions of eligibility for membership elsewhere in this rule, the union shall also consist of persons who are employed in or in connection with any one or more of the following industries and/or industrial disputes:

- (a) All persons employed in all work in or in connection with the preparation and sale of meals, snacks and/or beverages which are sold to the public to be eaten on the premises or taken away provided that notwithstanding anything in these rules to the contrary persons not otherwise eligible for membership shall not in consequence of the foregoing be eligible to join the union who are employed in all work in or in connection with the preparation and sale of meals, snacks and/or beverages which are sold to the public primarily to take away:
 - (i) where such work is carried out in shops or stores where this work is incidental to the primary role of the sale of consumer goods; and/or
 - (ii) in food service establishments which primarily provide a take away service where no alcohol is sold.
- (b) All persons employed in all work in or in connection with the preparation and sale of food and/or beverages where such persons are employed by race courses, sporting venues, clubs, entertainment venues, exhibition centres, convention centres and like establishments.
- (c) All persons engaged in privately run retail stores which are located on the following higher education campuses, namely:

In Western Australia:

Murdoch University,
Edith Cowan University,
University of Western Australia,
Curtin University of Technology.

In New South Wales:

University of New England,
University of New South Wales,
University of Newcastle,
Charles Sturt University,
University of Wollongong,
Southern Cross University.

In Victoria:

University of Melbourne,
La Trobe University,
Victorian College of Agriculture and Horticulture Limited,
Ballarat University College,
Deakin University,
Swinburne University of Technology,
La Trobe University College of Northern Victoria,
Victoria University of Technology,
Royal Melbourne Institute of Technology,
Victorian College of Pharmacy,
Hawthorn Institute of Education Limited,
Victorian College of the Arts,
Monash University.

In Tasmania:

University of Tasmania.

In Northern Territory:

Northern Territory University.

In South Australia:

University of Adelaide,
Flinders University of South Australia,
University of South Australia.

In Queensland:

University of Queensland,
Griffith University,
James Cook University of North Queensland,
Queensland University of Technology,
University of Central Queensland,
University of Southern Queensland.

In Australian Capital Territory:

Australian National University,
University of Canberra.

- (d) All persons employed in stand alone photo processing establishments known as photographic mini-labs.
- (e) All persons employed in shopping centres where such persons are employed by centre managements to carry out catering, cleaning, security, parking, lift attending, gardening, greeting and other like work.

- (f) All persons employed by contract companies where found in the retail industry in the areas of catering, cleaning and security.
- (g) All persons employed by contract catering companies who work in or in connection with the preparation and sale of meals, snacks and/or beverages which are primarily sold to the public to be eaten on the premises or taken away.

Provided that notwithstanding anything in these rules to the contrary persons not otherwise eligible for membership shall not in consequence of the foregoing be eligible to join the Union who are:

- (i) All persons employed and/or to be employed in food services establishments trading as "Pizza Hut".
- (ii) All directly employed persons engaged in retail stores in cleaning, store greeting, security, lift attending, store cafeterias and food services involving the preparation and sale of meals, snacks and/or beverages which are sold to the public primarily to take away and employees engaged in the photoprocessing sections of such stores.
- (iii) All persons employed in photographic and camera stores.
- (iv) All persons employed in the preparation and/or sale of take away food and/or beverages in food courts in shopping centres.

Provided further that nothing in Part 19 shall make eligible for membership employees employed in the State of Queensland outside the South Eastern Division of Queensland [being the area within the following boundaries in the State of Queensland: commencing at Point Danger and bounded thence by the southern boundary of the state westerly to 151 degrees of east longitude; thence by that meridian of longitude bearing true north to 24 degrees 30 minutes of south latitude thence by that parallel of latitude bearing true east to the sea coast; and thence by the sea coast southerly to the point of commencement; and all islands comprised in any state or federal electorate in the South-Eastern Division of Queensland].

Part 20:

Provided that persons (not otherwise eligible for membership) employed by Village Sea World Operations Pty Ltd and Warner Sea World Operations Pty Ltd (collectively trading as Sea World Enterprises) at the Sea World Theme Park, Gold Coast, and its associated facilities, shall not be eligible for membership.

Part 21:

Notwithstanding the provisions of Part 1 and Part 2 of Rule 3, the following persons shall not be eligible for membership of the Union:

All persons employed or to be employed by Kirby Banner Pty Ltd and Warner World Australia Pty Ltd (collectively trading as Movie World Enterprises) at the Movie World Theme Park, Movie Studios (except where such employees are engaged directly in the production of film or television programmes) and Wet 'N' Wild Water Slide Complex at Oxenford in the State of Queensland.

All persons employed or to be employed by Dreamworld Productions Pty Ltd at Dreamworld Theme Park, Coomera, Queensland.

Part 22:

Persons employed or to be employed by Energy Developments Limited and/or its subsidiaries or related companies shall not be eligible for membership of the union pursuant to any rule of the union, and the union shall not have the right to represent under the Act the industrial interests of such persons.

Part 23: INDEPENDENT CONTRACTORS ELIGIBLE FOR MEMBERSHIP

The following persons shall also be eligible to be members of the union:

persons who are independent contractors who, if they were employees performing work of the kind which they usually perform as independent contractors, would be employees eligible for membership of the organisation under Rule 3 of these rules.

4 - DESCRIPTION OF INDUSTRIES**Part 1:**

The description of the industries and/or industrial pursuits in or in connection with which the Union is registered is as follows:-

The industries and industrial pursuits of persons employed in Aboriginal local government communities or regional councils in the Northern Territory, Western Australia and South Australia (excluding persons employed in professional, administrative and clerical positions other than at Tangentyere, Julano, Julalikari and Jurnkurakur Councils and excluding registered and enrolled nurses employed as such other than enrolled nurses in Western Australia); persons employed in Aboriginal health services in the Northern Territory, Western Australia and South Australia (excluding persons who work in a professional, administrative or clerical capacity in the public sectors in South Australia and Western Australia other than regional Aboriginal health liaison officers in Western Australia and excluding Aboriginal health workers in the public sector in South Australia other than persons employed by Aboriginal health services operated in conjunction with Aboriginal local government communities or regional councils based in the Northern Territory and excluding registered and enrolled nurses employed as such other than enrolled nurses in Western Australia); persons employed in Aboriginal welfare associations in the Northern Territory, Western Australia and South Australia (excluding persons employed in professional, administrative or clerical positions and in counselling, co-ordinating and developmental work other than at the Institute for Aboriginal Development and excluding registered and enrolled nurses employed as such other than enrolled nurses in Western Australia); air brush artists, in the photographic industry; manufacture of asbestos and/or asbestos cement products (except in Queensland, Tasmania and Western Australia); fibre reinforced products and/or fibre cement products (except in Tasmania, Queensland and Western Australia); animal welfare establishments (except animal husbandry and research establishments in connection with pastoral pursuits - provided that this exception shall not include the Northern Territory - and excepting animal health stations and experimental farms in Queensland and New South Wales); veterinary hospitals and any establishment or business which accommodates, handles, treats or otherwise caters for the welfare of animals and household pets (other than in the public sector); animal care; persons employed in animal, marine or wildlife establishments (except establishments which are engaged in agriculture or pastoral pursuits, other than in the Northern Territory); manufacture and repair of bags and sacks; broom and brush making (except in Victoria, New

South Wales, Tasmania and South Australia); manufacture of carbon paper; caretaking; caretaker, building superintendent, janitor, handyperson or maintenance person; cemetery and undertaking; chemical (other than persons engaged principally in or in connection with the making, preparation, handling, putting up, reception, sale demonstration and/or delivery of drugs, pharmaceutical goods and medicinal chemicals); chemical workers; child minding centre, child care, child minding (other than qualified teachers in Victoria and other than in hospitals in New South Wales and within universities in New South Wales and the Australian Capital Territory); manufacture and treatment of cork and cork products (except in Victoria and Queensland); crematorium; cleaners; cleaning and pollution control (excluding persons employed full-time by employers in the metal industry within their establishment); commissionaire; dance instruction; day nursery (other than in hospitals in New South Wales and within universities in New South Wales and the Australian Capital Territory); dentists; dental mechanical work; dental therapy; assistant and attending dentists; domestic work; domestic workers (except domestic servants employed in Queensland in the Pastoral Industry such as gardeners, chauffeurs, grooms, stablemen, kitchenmen, cooks, waitresses, laundresses, housemaids, nurse girls and general servants); domestic staff or groundsmen or yardmen of denominational schools; emergency and safety employees of the Port of Melbourne Authority and the Port of Geelong Authority; manufacture of engine packing (except where made in the rubber industry with rubber or with any rubber substitutes); carrying by ferry boats; making of fibrolite (except in Queensland, Tasmania and Western Australia); gardening; gatekeeping; greenkeeping (except in New South Wales, Victoria and in local government in Tasmania and also except in Western Australia as regards golf links, bowling greens, tennis courts and all gardens, lawns and greens in connection therewith); gypsum plasterboard and similar products; health and physical culture including all instructors, counsellors, masseurs and attendants in health and physical culture studios including weight loss studios and/or centres; home care aides and attendants (except in Victoria and Tasmania); personal care aides and attendants employed in households (except in Victoria and Tasmania); personal care aides and attendants, employed other than in households, in South Australia, Western Australia, Northern Territory and Australian Capital Territory; home helps (except in Victoria and Tasmania); making of ice cream; insulwool, slagwool or other insulation material; jury keepers (in the State of Victoria only); laboratory assistant, attendant or tester in or in connection with the oil industry; washing, cleaning, ironing, sorting and packing of laundry including persons employed in dry cleaning; industry of laundering and laundrettes; libraries and library services; library workers (not principally engaged at clerical duties); lift attending; manufacture of linoleum; portorage; manufacture of lead; manufacture of photographic supplies or materials; manufacture of Sisalkraft, Duk-Bak and similar products; manufacture of coated or laminated products, whether reinforced or not; margarine making and packing (except in the States of New South Wales, Victoria, Western Australia and Tasmania); carrying of messages; motor car washing, greasing, cleaning detailing and attending; motor garage, including service station (other than chauffeurs and workers in the iron trades and coachmaking trades and their assistants); making of oilskins (but not the manufacture of goods from fabrics which have been so treated); making paint, sealants; varnish; white and red lead; parking attendants (except municipal and shire council employees and those employed in any kind of amusement, whether outdoor or indoor or in or about theatres, halls, racecourses, sports, exhibition and agriculture shows); manufacture or preparation of pearlite and/or vermiculite products; pest control (except in New South Wales, Queensland and Western Australia, provided that this exception shall not relate to domestic pest control services); photographic establishments; manufacture of resin-bonded fibre reinforced products including pipes (except in Tasmania, Queensland and Western Australia); manufacture of plaster of paris; plastics or

substitutes therefor and/or goods made therefrom and/or goods in the manufacture of which plastics or substitutes therefor are used (other than engineers and persons eligible to be members of the Federated Rubber and Allied Workers' Union of Australia and coming within the award of the Court known as the Rubber Workers' Award, 1947); port hostesses; pre-school kindergartens; manufacture and assembling of pyrotechnics; sealing, sanding, treating and/or otherwise processing floor coverings and floor surfaces excepting the sanding of floors in buildings under construction or in the course of structural alteration or structural repair; all employees (other than in Queensland) including qualified, trained, trainee or untrained in private pathology laboratories, including scientific or technical work therein, except: (i) in Victoria and Tasmania; and (ii) in South Australia, Western Australia, the Australian Capital Territory and the Northern Territory employees eligible to be members of the Australian Nursing Federation in accordance with the rules of the ANF as at 10 June 1993; and (iii) in New South Wales registered or enrolled nurses or persons entitled to be registered or enrolled by any nurse registration authority, employed as such; and (iv) in Western Australia employees in professional, administrative, clerical or technical classifications; security or watching (in either case other than employees employed in a shop by the operator thereof); manufacture of records, rolls, tapes, video tapes or any such like article used for reproducing purposes; spruiking; manufacture of stramit, strawboards (in the State of Victoria) and similar boards; stonemasons, marble masons, polishers, machinists, sawyers and all other persons engaged in the dressing and preparation and/or erection of terrazzo or similar compositions (excluding persons employed in a clerical capacity); sugar refineries (except in Queensland, South Australia and Victoria); manufacture of synthetic resins and/or moulding powders; tea attendants (other than in hospitals in New South Wales and in the Universities of Macquarie, Sydney and New England); teacher aide; making and assembling of toys (except in New South Wales, Victoria, South Australia and Western Australia) using substantially non-metallic materials; manufacture of typewriter ribbons; tourist guide and/or tourist leader (other than those directly employed by a travel agent); veterinarians, veterinary assistants and/or attendants (other than in the public sector); zoological and/or aquatic exhibition, garden or reserve (excepting ticket takers and ticket sellers in aquatic exhibition, garden or reserve); performance of work as attendants and/or assistants in industries otherwise covered by this present rule, including the industry of "The Public Service" as defined in Section 3 of the Public Service Arbitration Act, 1920-1973; provided that nothing herein shall be construed as applying to the rubber industry in the State of Queensland.

The generality of description of any of the foregoing industries or industrial pursuits is not to be limited by reference to any other industry or industrial pursuit.

Provided further that persons

- (a) principally engaged in the transportation of goods or persons by motor vehicle upon public roads and
- (b) who would be ineligible for membership if the rules of The Federated Miscellaneous Workers Union of Australia as at the first day of September, 1973, had remained in force

shall not be eligible for membership pursuant to the foregoing provisions.

Provided further that tradesman's assistants, riggers and metal workers employed in maintenance sections of any establishments in the foregoing industries and/or industrial pursuits shall not be eligible for membership pursuant to the foregoing provisions.

Provided further that persons principally engaged in selling, receiving, handling, demonstrating and/or delivery of goods in and for any shop, or wholesaler's warehouse (other than photographic establishments and manufacturers' establishments) and employees principally engaged in the sale or demonstration of goods other than in or for any shop or wholesaler's warehouse (except such employees employed in or in connection with manufacturers' establishments) shall not be eligible pursuant to the foregoing provisions.

Part 2:

The industry or industries in connection with which the Union is registered are also any of the following industries, callings, occupations or vocations:

- (a) manufacturing, preparing for sale distributing selling intoxicating liquors;
- (b) manufacturing and preparing for sale non-intoxicating beer, aerated waters, cordials and fruit juices provided that registration pursuant to the words "fruit juices" shall be confined to establishments where the principal activity of such establishments is otherwise covered by this rule;
- (c) preparing and serving food and drink in hotels, clubs, coffee palaces, catering establishments, soda fountains, milk bars and fruit juice and flavour bars, boarding, lodging and apartment establishments and eating houses and on racecourses, football, cricket, dog racing, coursing and other sports grounds;
- (d) purchasing and cleaning of articles usually collected in marine stores or yards;
- (e) manufacturing crown seals, cutting of cork and manufacturing of cork board;
- (f) sorting and washing bottles;
- (g) manufacturing yeast;
- (h) manufacturing vinegar;
- (i) cleaning and attending to hotels, clubs, coffee palaces, catering establishments, boarding lodging and apartment establishments and eating houses;
- (j) manufacturing malt;
- (k) the preparation and service of food and drink by persons employed by professional or contract caterers for any commercial, social, industrial or other purpose or function and all persons employed in or in connection with canteens, mobile canteens, messes, kitchens, or catering establishments;
- (l) cleaning and attending to the provision of board and lodging or any other form of accommodation in camps and staff or workers' quarters;
- (m) the provision, conduct or supervision in clubs, hotels, motels, restaurants, tourists complexes, convention centres or casinos of games of chance or any other gambling activities or facilities;

PROVIDED that nothing in paragraphs (k) (l) or (m) hereof shall of itself include in the industry or industries in connection with which the Union is registered the industries, callings, occupations or vocations of employees employed in the Northern Territory unless employed in catering in or in connection with the airline industry; and

PROVIDED that the industries, callings, occupations or vocations in or in connection with which the Union is registered do not include either or both catering and cleaning for or at premises provided for persons working in or in connection with the following industries or callings:

the search and/or drilling for hydrocarbons, the production, processing and transmission of hydrocarbons, and the construction of pipelines used in or in connection with the extraction and transmission of hydrocarbons, slurries and similar substances;

Part 3:

Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of the industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the following industries and/or industrial pursuits, namely:-

The tanning and leather dressing industry, handling bagging or grinding bark, the manufacture of bark and other tanning extracts, the classing or sorting of leather (finished or unfinished) where such is done on tannery premises, the manufacture of agar-agar, glues and gelatine and by-products, putty; adhesives, pastes, fertilizer constituents, dextrine, calciners or other like materials, the washing or other treatment of animal hair, with tanning, dressing, dyeing, or other treatment of fur or other skins, including woolled lambs or sheep-skins, canvas working; leather working; the manufacture alteration, repair and installation of articles made from leather, woolled lamb or sheep-skins, furred skins, such as spindle polishing mops, paint roller sleeves, dusters (other than establishments covered by The Federated Storemen and Packers' Union of Australia), playsuits, wool-skins and furskin toys, soft toys of all descriptions (excluding furred garments and toys made in clothing factories), clicking, cutting by hand or machine, or in the making or repairing saddles, saddle trees, harness, collars and rugs for horses and other animals, bridles, fly-veils and strapping, whips, whip-thongs, machine belting, respirators or gas masks of leather, canvas, fabric or other like materials, welders' masks, trunks, bags, portmanteaux, travelgoods, suit or attache cases, braces of all descriptions, belts, razor strops, watch straps, suspenders, sporting goods of canvas, leather or like material, travellers' sample case of all descriptions, slither cans, musical, gramophone, wireless, surgical and spectacle cases of all descriptions, cosmetic cases; ladies' evening bags, ladies' handbags, handbags of all descriptions, shopping bags; making and/or fitting zippers, wallets, purses, pouches, folio or folio covers of all descriptions, leather or fabric gloves and mitts of all descriptions, leggings, hat leathers, designing, leather coats, leather hats or caps, rifle and/or gun covers, rifle pouches and belts; play suits of leather or fabric, artificial limb and appliances including surgical belts and surgical supports of leather, canvas, webbing or other like material, sails (including the designing thereof), tents, tarpaulins, rigging, flags, nose bags, anti-fouling bags; water bags, waterbed mattresses; weather cloths, dodgers, canvas, duck or calico bags of all descriptions, blinds of all descriptions (including venetian blinds), inside or out, mast coats, awnings, sail covers, canvas, duck, fabric or calico covers of all descriptions, canopies; canvas or coir save-alls, slings of all descriptions, wind sails, hose of all descriptions, covers for wings of aeroplanes, or component parts of aeroplanes of canvas, fabric, or other like material, parachute, parachute harness, car safety harness of leather, canvas,

webbing, or other like material, seat covers; aeroplane hangars, sheds (Belman or others), components of aeroplane hangars, sheds or houses of canvas, fabric or other like material, mail bags, fenders, cargo nets, ships' gear, boat covers, marquees, skillions, binding and conveyor aprons, gaskets and washers of leather, canvas or other like material, industrial mops, camp beds, deck chairs, camp furniture, rope or wire splicing and all classes of goods other than boots, shoes and slippers, made from leather, pelts, fabric, canvas, fibre or vulcanized fibre, webbing, and/or all substitutes (including plastics and vinyl) for leather, pelts, fabric, canvas, fibre or vulcanized fibre, webbing, used in the industries also machining in all sections and on spraying.

Part 4:

Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of the industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the following industries and/or industrial pursuits in the Northern Territory:-

Ambulance and first aid attendants; Pastoral, Agricultural, Horticultural, Viticultural, Dairying, productions and/or processing of game and poultry; Fruitgrowing, Sugar-growing, Cane-cutting, Cotton-growing, Rabbit-trapping, Timber-getting, Saw-milling, Building Industry, Butchering and Meat Industry, Brick-making Industry; manufacture of cement, concrete and/or concrete products; the manufacture of boards, panels and all types of building materials, joinery and glazing whether or not performed at a building site, carpet laying, cabinet making, furnishings and furniture making, assembling and finishing; Cotton Industry; industry of searching, boring for, extracting, storing, transmitting, processing of water, oil, hydro-carbons and/or any other mineral or element (excepting persons principally engaged in the transportation of goods or persons upon private roads by motor vehicle and who would be ineligible for membership if the rules of The Federated Miscellaneous Workers Union of Australia, as at the 1st day of July, 1977, had remained in force); oil industry, hydro-carbon industry (excepting persons principally engaged in the transportation of goods or persons upon private roads by motor vehicle and who would be ineligible for membership if the rules of The Federated Miscellaneous Workers Union of Australia, as at the 1st day of July, 1977, had remained in force); Mining Industry, Milling, Smelting and refining of Ores, quarrying, crushing and/or processing industry of quarry materials; construction and maintenance of Rivers and Harbours, Diving, Waterside-Workers, Construction and Maintenance of Roads, Aerodromes, Water and Sewerage Works including conservation and irrigation, Public Works and Services, prevention, suppression and extinguishment of fires, (excepting persons employed under the provisions of the Commonwealth Public Service Act), hospitals, Benevolent Homes, Dispensaries, Asylums, Mental Hospitals, Sanitariums, Rest Homes, Retirement Communities and Homes, Convalescent Homes, Medical Schools, Laboratories, Colleges, Industrial and Other Homes, Charitable Institutions, Ambulance Work, Welfare Organisations, Doctors and/or Dental Surgeries, Clinics and Practices, Provision of Medical, Paramedical and/or Nursery Care for aged persons in Day Care Centres and/or Homes, Provision of care and training to the intellectually and/or physically disabled and/or psychiatrically disabled and/or developmentally disabled and work ancillary thereto in Hostels, Day Care Centres and Homes (but excluding persons employed as social and/or welfare workers employed in social support services, other than persons employed by the Harry Giese Centre, Tangentyere Council, FORWARD, YWCA Youth Refuge (Darwin), Katherine Aboriginal Action Group, Alice Springs Drug and Alcohol Services Association and Institute for Aboriginal Development and excluding registered medical practitioners other than those employed in non-government aboriginal health services and excluding registered or enrolled nurses or persons entitled to be registered or enrolled by any nurse registration authority employed as

such), Construction and Maintenance of Fuel Oil and Petrol Tanks, and Pipelines, Municipal Works and Services, Construction and Maintenance and Operation of Railways, Surveying, the industry of harvesting and/or processing of finfish (wet fish), crustacea, molluscs and/or plankton (whether for commercial or for game purposes) and whether on water or on land; Net-making, Clerical work, Brewing, Motor Driving, Shipping, Saddle-making, flour milling including all employees employed in handling, manufacturing, packing and distributing flour in flour mills and/or flour mill depots; Baking, including bread manufacturing, pastry cooking, biscuit making industry; Cordial and aerated waters manufacturing, fruit juices and all alcoholic and non-alcoholic drinks, the industry of hairdressing and scalp treatment and/or beauty care and/or body care massage; all workers engaged in the conduct of Hotels, Clubs, Restaurants, motels, boarding establishments, guest houses, hostels and/or any other type of accommodation and/or catering, food preparation and/or processing industry; the provision, conduct, or supervision in clubs, hotels, motels, restaurants, tourist complexes, convention centres or casinos or games of chance or any other gambling activities or facilities Shops, Stores, Laundries, employees employed in or in connection with, including selling tickets by any means in connection therewith, in or about any kind of amusement, whether indoor or outdoor, including Picture Theatres, sporting and amusement establishments, persons employed to perform work in the service of any port authority whether or not the port authority is included within the definition of "the Public Service" in Section 3 of the Public Service Arbitration Act, 1920-1973 (except persons employed to perform work for Nabalco Pty. Limited or any subsidiary or successor thereof at Gove of any kind referred to in the definition of 'waterside worker' as defined in the Stevedoring Industry Act 1956 to 1973), and all kinds of general labour.

Without in any way limiting, or being limited by, the generality of the foregoing, the Union shall also consist in the Northern Territory of persons employed to perform work in or in connection with any one or more of the following industries and/or industrial pursuits:-

(A) Civil and/or mechanical engineering;

(B) The construction, industry, including -

The building, construction, erection, maintenance, repair and/or demolition of:-

(a) Any building, plant, complex or structure; or

(b) Any civil or mechanical engineering project or work.

(C) All work in joinery establishments or establishments concerned with the prefabrication of items (including structures) for use in or in connection with building or construction.

(D) All work or works ancillary or incidental to any of those covered by the paragraphs (A), (B) or (C) above.

Provided that in the Northern Territory, unless eligible otherwise under these rules, apart from this Part 4, the following shall not be eligible for membership:-

a. any boilermaker or any of the following persons engaged or employed in the engineering industry, viz.: Fitters, Turners, Machinists, Blacksmiths, Plumbers, Electrical Fitters, Pattern-makers and Engineers generally;

- b. any person or classes of persons who are eligible to become members of the Australasian Meat Employees Union;
- c. persons employed under the provisions of the Commonwealth Public Service Act and eligible for membership pursuant to the existing conditions of eligibility for membership in the Australian Public Service Association (Fourth Division Officers) as at 17 March 1953, the Electrical Trades Union, the Commonwealth Public Service Artisans Association, The Amalgamated Postal Workers' Union of Australia, The Federated Union of Locomotive Enginemen, the Commonwealth Public Service Clerical Association, the Storemen and Packers' Union;
- d. persons employed under the provisions of the Commonwealth Railways Act 1917-1950 in the Commonwealth Railways from Alice Springs to Quorn, eligible for membership pursuant to the existing conditions of eligibility for membership in the Australian Workers' Union;
- e. persons principally engaged in the transportation of goods or persons upon public roads by motor vehicle except in or in connection with the following industries:

Pastoral; Construction and Maintenance and Operations of Railways; Municipal Works and Services; Mining (except employees of Groote Eylandt Mining Co. Pty. Ltd. at Groote Eylandt, and employees engaged in mining or treating bauxite at Gove); Milling, Smelting and Refining of Ores; Quarrying; Building and Construction Works; Public Works and Services; Construction and Maintenance of Roads, Aerodromes, Water and Sewerage.
- f. clerks (other than storeman-clerks, station book-keepers, and shipping clerks).

Part 5:

Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule the description of the industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the following industries and/or industrial pursuits, namely:-

In the State of New South Wales

artists' model; billiard marker, manufacture of pyram aircraft and industrial components therefor; manufacture of window display models (otherwise than in a shop or wholesale warehouse) excepting such articles made of metal; trained, trainee and untrained make-up artist (excluding persons employed in a shop or in or in connection with the sale or demonstration of cosmetics perfumes and toilet preparations); persons employed in or in connection with the manufacture, processing, warehousing and despatch of refined sugar, refined sugar products, carbon dioxide, alcohol and other distillery products and/or of building and associated materials in the establishments of the CSR Limited and CSR Timber Products at Pyrmont or in establishments operated in lieu thereof, persons employed or usually employed in or in connection with experimental research and pilot plant work at the establishment of CSR Research Pty Ltd, but excluding in respect of each of the said establishments persons who are Staff employees employed at a yearly rate of pay and tradesmen's assistants and metal workers (but not riggers).

In the State of Queensland

manufacture of compressed fibre board and similar products; beauty treatment, hairdressing, scalp treatment, wigmaking including barber, beautician, hairdresser, hairworkers, manicurist, maxillo-facial technician, wigmaker; oil extracting and processing; manufacture of ship or boat fenders; modelling, compering, including mannequins and mannequins' comperes (excluding persons employed in a shop); pharmaceutical chemist or unregistered pharmaceutical chemist; industrial chemist; laboratory assistant; dental technologist; radiographer; attendant, assistant and/or receptionist in dentists' doctors' and optometrists' surgeries and/or consulting rooms; ambulance transport brigade and first aid duty attendants other than Superintendent, General Secretary or Secretary of the Queensland Ambulance Transport Brigades; swimming baths and/or pools; libraries (except library attendant principally engaged in clerical duties); optical mechanics and technicians, assistants and attendants to opticians, spectacle makers; jeweller, watchmaker including moulder, setter, chainmaker, swivelmaker, bolt ringmaker, ringmaker, polisher, lapper, melter, refiner, bracelet and bangle maker, stamper, silversmith, spinner, goldsmith, gilder, chaser, engraver, watch, clock, clockwork, electric and spring dial clockmaker, repairer, attendant and winder, jeweller's tool maker and renovator of electroplated ware, metal badge maker, enameller, jewel case maker, engraving copper plates, seal dies or other dies stamps and all persons engaged wholly or partly in manufacturing or repairing jewellery, watches, clocks, teacher aide; used car yards; tow truck operating; sportsgrounds; laundrettes and/or laundromats; accommodation industry including all employees employed in domestic work in boarding houses, accommodation houses, motels (other than motels licensed to sell intoxicating liquor), flats, clubs, hostels (but in respect of hostels excluding employees of the Commonwealth in the Department of Supply or in or in connection with the Armed Services), residential colleges and similar types of establishments; biscuit manufacture including all employees employed in handling, manufacturing, packing and distributing biscuits in biscuit manufacturing establishments; bread baking including all employees employed in handling, manufacturing, packing and distributing bread and bread crumbs in bread bakeries and/or bread bakery depots; catering including all employees employed in establishments (other than Commonwealth employees in the Department of Supply or in or in connection with the Armed Services and other than persons engaged for two hours or more per shift in mixing and dispensing intoxicating liquor, and drink waiters and drink waitresses and cellarmen in clubs and/or restaurants), businesses, clubs, canteens and institutions or sections thereof which cater for and/or prepare and serve food or food and drinks excluding persons employed in or in connection with airports; confectionery manufacture, including all employees employed in handling, manufacturing and distributing confectionery; flour milling including all employees employed in handling, manufacturing, packing and distributing flour in flour mills and/or flour mill depots; pastrycooking, including all employees employed in handling, manufacturing, packing and distributing cakes, pastrycooks goods, and cheesecakes and/or similar products in pastrycooking, cake making and/or any establishment wherein such goods are made and shop assistants employed in pastrycook's and cake shops; provided that, except where the context otherwise indicates, persons principally engaged in selling or distributing goods or in selling or demonstrating cosmetics, perfumes and toilet preparations shall not be eligible for membership pursuant to the foregoing provisions of this part of this paragraph.

In the State of South Australia

- (A) cycle building, assembling and repairing; milk or cream depots; manufacture of products from milk or cream; motor tyre retreading or repairing, rubber worker; jeweller; watchmaker; optical mechanic; preparation for sale of poultry (poultry catchers at poultry raising establishments only); stonemason, including, without limiting the meaning of the foregoing term, persons employed in or in connection with the work of cutting or dressing or preparing or setting of all kinds of stone, marble, slate, terrazzo or similar compositions used for or in connection with building or monumental work; registered pharmaceutical chemist employed as a manager or a managing assistant of a hospital dispensary, the dispensary of a medical practitioner or public institution or as:-

assistant who is a qualified pharmaceutical chemist, or as:-

apprentice to a pharmaceutical chemist who is serving under Articles of Apprenticeship duly registered with the Pharmacy Board of South Australia or as:-

unregistered assistant who has not served an apprenticeship to a pharmaceutical chemist or as:-

unregistered assistants who have served a prescribed term of apprenticeship under any Pharmacy Act, with a pharmaceutical chemist, and who are proceeding to registration as a pharmaceutical chemist, and who are engaged in or in connection with dispensaries connected with friendly societies or hospitals or public institutions or conducted as part of the practice of duly qualified medical practitioners; in the compounding, dispensing, preparation, manufacture, distribution and sale of drugs, medicines, chemicals, medicinal substances and admixtures thereof; provided that persons employed in a shop principally engaged in selling shall not be eligible for membership pursuant to the foregoing provisions of this paragraph, provided further that any person -

- (i) principally engaged as a hardware shop assistant, or a salesman, or who is a registered pharmaceutical chemist employed as a manager or managing assistant of a retail pharmacy, and
- (ii) who was, as at 31st August 1973, a member of the (S.A. Registered) F.M.W.U. of Australia

shall be eligible for membership.

- (B) Workers employed in the State Government Service and Government (i.e. State Government) Subsidized Institutions, and all district and other hospitals (except private hospitals).
- (C) An unlimited number of persons who are employed or usually employed to perform work in or in connection with any one or more of the following industries and/or industrial pursuits, namely:-

Hospitals, Benevolent Homes, Dispensaries, Asylums, Mental Hospitals, Sanitariums, Rest Homes, Retirement Communities and Homes, Convalescent Homes, Medical Schools, Laboratories, Colleges, Industrial and Other Homes, Charitable Institutions, Ambulance Work, Welfare Organisations, Doctors and/or Dental Surgeries, Clinics and Practices, Provision of Medical, Paramedical and/or Nursery Care for aged persons in Day Care

Centres and/or Homes, Provision of care and training to the intellectually and/or physically disabled and/or psychiatrically disabled, and/or developmentally disabled and work ancillary thereto in Hostels, Day Care Centres and Homes (but excluding persons employed as social and/or welfare workers employed in social support services other than persons employed in the health industry and excluding medical practitioners and excluding registered or enrolled nurses or persons entitled to be registered or enrolled by any nurse registration authority employed as such).

In the State of Western Australia

- (A) manufacture, preparation or processing of butter, casein, cheese, milk or yoghurt; production and/or processing (by total environment methods) of game and poultry; manufacture and/or distribution of aerated waters, all types of soft drinks, fruit juices, cider, cordials and syrups; manufacture of records, rolls, tapes, or any such like article used for reproducing purposes; manufacture, preparation, processing or treatment of coated abrasives; candles; cotton; felt or felt products; glycerine; soap or soda; tobacco or tobacco products; teacher aide; ambulance and first aid attendant; rag picking; flock or cotton waste maker; rope and twine (excluding persons engaged principally in or in connection with the wholesale and/or retail industry); wool scouring (excluding persons employed in sorting and classing) or fellmongery; moulder; setter, chainmaker, swivelmaker, belt ring maker, repairer, ring maker, polisher, lapper, melter, refiner, bracelet and bangle maker, stamper, silversmith, spinner, goldsmith, gilder, chaser or engraver, watch, clock, clockwork, electric and spring dial clock maker, repairer, attendant and winder, jewellers' tool maker and optical technician, lapidaries' spectacle maker, maker and renovator of electroplated ware, (when working for jewellers or watchmakers other than persons employed in a shop principally engaged in selling), metal badge maker, jewel case maker, and all persons engaged wholly or partly in manufacturing or repairing jewellery, watches or clocks in any of the above branches (other than persons employed in a shop principally engaged in selling); drying and refining of salt; handling of scrap metals, or wrecking or dismantling of plant or machinery for scrap salvage other than in an establishment engaged principally in the production of iron and steel; reclamation of drums; and (excluding persons employed in a shop principally engaged in selling and persons engaged principally in or in connection with the making preparation handling putting up reception sale demonstration and/or delivery of drugs, pharmaceutical goods and medicinal chemicals and cosmetics and perfumes), artificial fertilizers, acids, bonemill, animal manure, phosphate, superphosphate, compost, bird manure, fish fertilizer, sea-weed, lime or other mineral processing, and/or other chemical industries including potash, arsenical-compound, sodium, sodium-sulphate, saltpetre, antimony-ore, woodmeal, borax, potassium-chloride, potash-muriate, potassium-nitrate, ammonium-nitrate, golden-sulphide-of-antimony, sulphate-of-iron, trisodium phosphate, didalcic-phosphate, formalin, phosphoric-acid, acetic-acid, muriatic-acid, sulphurous-acid, puritic-acid, lime-sulphur, hyposulphite-of-soda, limil, caustic-soda, sulphate-of-copper, carbon-tetra-chloride, black-hypo, derris-products, mineral wool, manganese sulphate, agrosan, copper-carbonate, copper-oxy-chloride, carbon-bi-sulphide, nicotine-sulphate, copper-sulphate, arsenate of lead, arsenate-of-calcium alunite, glauconite, silica-products, alkali chlorites, chlorine, soluble-alkali silicates, stannic-chloride, hydrochloric acid, sulphuric-acid, nitric acid, arsenic pentoxide, arsenic-acid, phenol-processing, beta naphthol, ammonium-chloride, ammonium-sulphate, ether-andethyl-chloride, calcium,

aluminium and zinc sterrates, phthalicanhydride, sodium-bi-sulphate, sodium arsenate, lactic acid, sulphanilamide, phosphate-compounds, sulphur dioxide, carbon dioxide, carbolic-acid, formaldehyde, fungicides, insecticides, veterinary medicines, synthetic hormones, solvents, power alcohol, alkali, synthetic ammonia, bleaching powder or liquid, liquid cattle dips, stock licks, marking fluid, speddo, milk oil fluid, branding liquid, tricalos, stock food, itch fluid, foot rot paste, blow fly repellent, molasses manufacture or processing and also food processing works within the Kimberley Land division; provided that persons who are tradesmen's assistants riggers and metal workers employed in a maintenance section of an establishment in the foregoing industries shall not be eligible for membership pursuant to the foregoing provisions of this paragraph.

- (B) Persons employed or usually employed by the West Australian Government in the Department of Water Supply, Sewerage and Drainage (or any successor thereto) or by the Metropolitan Water Supply, Sewerage and Drainage Board (or any successor thereto).
- (C) Any person who is employed, or is usually employed, in any hospital in the State of Western Australia other than persons being trained as nurses in registered training schools or persons who are employed as nurses and who are registered or are entitled to be registered under the Nurses' Registration Act 1922, or the Health Act, 1911-1923; provided that this exclusion shall not be deemed to include enrolled nurses or pupils undergoing training as enrolled nurses.

Persons, employed in or in connection with the training or care of elderly or mentally, intellectually or physically handicapped people other than in hospitals or by the State Government. This sub-rule shall not extend to nurses registered on any register of the Nurses' Board of Western Australia, other than enrolled nurses.

For the purposes of this rule, the term "hospital" shall include:-

- (a) Establishments operated other than for profit or by Government:-
 - (i) Providing accommodation and personal care services for frail, aged or handicapped persons and at which staff are available to help frail residents with bathing and dressing, cleaning rooms, personal laundry and oversight of medication and at all times, to assist in case of emergency: or
 - (ii) Operated as after-care mental hostels.
- (b) Establishments known as Princess Margaret Hospital for Children, Sir James Mitchell Spastic Centre, N'Gal-a Mothercraft Training Centre, The Braille Hospital, Hawkevale, Nadezda, Homes of Peace, or other establishments of the same or like nature as the foregoing and any establishment providing health care or medical services including, without limiting the generality thereof, any service for disabled, handicapped or aged persons.

The provisions of this paragraph (C) shall not apply to:

- (a) persons who work in professional administrative and clerical capacities;

- (b) persons employed in any classification which at the 1st day of July 1982 was covered by an award or a deemed consent award to which the Hospital Salaried Officers Association of Western Australia (Union of Workers) was a party.
- (D) (a) Cleaner, caretaker, lift attendant, window cleaner, watchman, charwoman, usher, door keeper, gatekeeper, porter, janitor, day or night patrolman, security officer, attendant in ladies' retiring rooms, and attendant in libraries, art galleries, museums, and car parks; the following classifications of persons employed on the Governor's establishment, or by a public authority or post-secondary education institution; gardener, gardener's labourer, maintenance man (other than tradespersons), maintenance labourer, groundsman, power mower operator, tractor mower operator, leading hand and home economics assistant (other than persons directly employed by Local Government authorities or Cemetery Boards), the following classifications of persons employed in National Parks, marine and nature reserves, parks, recreation camps and Zoological Gardens (other than persons directly employed in parks wholly operated by Local Government authorities or Cemetery Boards); keeper, gardener, gardener's labourer, maintenance man, maintenance labourer, groundsman, warden, aquarist and ranger. (Provided that the term gardener shall include horticulturist).
- (b) A person employed, in any of the callings mentioned in paragraph (a) hereof, by a contractor engaged in the industry or industries in connection with which this union is registered shall, notwithstanding any possible implication to the contrary from the foregoing, be eligible for membership of this union.
- (E) (a) Any graduate of a University or College of Advanced Education or Child Care Certificate Course or equivalent who -
- (i) holds a certificate, diploma or degree specialising in early childhood care and/or education; and
- (ii) is or usually is actively engaged in teaching and/or caring for children under the age of six years.
- (b) Any teacher with qualifications equivalent to that outlined in paragraph (a) hereof, approved by the Australian Early Childhood Association and who is or usually is actively engaged in teaching children under the age of six years.
- (c) Any teacher who holds a certificate of a Teachers' Training College approved by the Australian Early Childhood Association and who is or usually is actively engaged in teaching children under the age of six years.
- (d) Any other graduate of a course in early childhood education at a University or College of Advanced Education who is employed or usually employed in or in connection with pre-school teaching and/or child care and whether or not in a teaching capacity.
- (e) Any person who holds a recognised qualification in early child care and who is or usually is actively engaged in the care of children under normal primary school age.

- (f) Any graduate with early childhood education qualifications as specified in paragraphs (a) - (e) hereof who is or is usually engaged in administration or supervision of services for education or care of children under the age of six years.
 - (g) Any graduate with early childhood education qualifications as specified in paragraphs (a) - (e) hereof who is or is usually engaged in tutoring or lecturing to students of childcare or early childhood education.
 - (h) Persons employed as enrolled nurses or pupils undergoing training as enrolled nurses in child minding centres, health or physical culture studios.
- (F) Any persons employed as enrolled nurses or pupils undergoing training as enrolled nurses.
- (G) Persons employed in community health work by non-Government Aboriginal Agencies other than persons who work in a professional, administrative or clerical capacity, and other than registered nurses, but not excluding enrolled nurses.
- (H) Persons employed in or in connection with the following callings or industries:

The callings of Bakers (hand or machine), Pastrycooks, Confectioners, Apprentices and all others engaged in the manufacture, preparation, handling or processing of bread, pastry and confectionery.

In the State of Tasmania

attendant, assistant or receptionist in dentists', doctors' and optometrists' surgeries or consulting rooms; domestic staff, groundsman or yardman in schools and colleges; industrial chemist; industrial chemists' assistant; hairdresser; manicurist; manufacture of products from milk or cream; radiographer; traffic warden; x-ray technician.

Provided that persons

- (a) principally engaged in the transportation of goods or persons by motor vehicles upon public roads (excepting in the State of New South Wales, persons employed by CSR Limited, CSR Timber Products or CSR Research Pty Ltd, in the State of Queensland, persons employed in ambulance transport brigades, and in the State of Western Australia, persons employed in ambulance services) and
- (b) who would be ineligible for membership if the rules of The Federated Miscellaneous Workers Union of Australia as at the first day of September, 1973, had remained in force

shall not be eligible for membership pursuant to the foregoing provisions of this Part (Part 5).

Part 6:

Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the following industries and/or industrial pursuits, namely employment by the Flagstaff Industrial and Commercial Services Group Ltd. in the following business enterprises:

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1. The Flagstaff Industrial and Commercial Services Group Ltd. (The Flagstaff Group)
2. Document Management Solutions
3. Flagstaff Engineering
4. Leisure & Coastal Canvas Supplies
5. Monika's Kreative Kitchen

excluding employees of any service undertaken by the Flagstaff Group concerning placement services for people with disabilities into open industries other than placements for existing employees of the Flagstaff Group.

Part 7:

Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the following industries and/or industrial pursuits, namely employment in the following business enterprises:

1. Access Industries
2. Fodi Industries

excluding employees of any service undertaken by Access Industries or Fodi Industries concerning placement services for people with disabilities into open industries other than those services which operate exclusively for persons employed by Access Industries or Fodi Industries and excluding employees of Access Industries or Fodi Industries who carry out work associated with the provision of residential services.

Part 8:

Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the union is registered shall also include the following industries and/or industrial pursuits, namely;

persons, other than academic staff, wholly or substantially employed in the higher education industry.

In the State of Western Australia

employed by Murdoch University, Edith Cowan University, The University of Western Australia and Curtin University of Technology other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the State of New South Wales

employed by the University of New England, University of New South Wales (other than employees employed in the Medical School), University of Newcastle (other than employees employed in the Medical School), Charles Sturt University, University of Wollongong and the Southern Cross University, other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the State of Victoria

employed by the University of Melbourne, LaTrobe University, Victorian College of Agriculture and Horticulture Limited, Ballarat University College, Deakin University, Swinburne University of Technology, LaTrobe University College of Northern Victoria, Victoria University of Technology, Royal Melbourne Institute of Technology, Victorian College of Pharmacy, Hawthorn Institute of Education Limited, Victorian College of the Arts and Monash University other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations and other than Attendant Building, Parking Attendant, Engineering Services Officer and Plant Technician employed by Monash University.

In the State of Tasmania

employed by the University of Tasmania other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the Northern Territory

employed by the Northern Territory University.

In the State of South Australia

employed by the University of Adelaide, Flinders University of South Australia and the University of South Australia other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the State of Queensland

employed by the University of Queensland, Griffith University, James Cook University of North Queensland, Queensland University of Technology, The University of Central Queensland and the University of Southern Queensland other than professional, administrative, clerical and technical (except trades up to and including the level of leading hand) occupations.

In the Australian Capital Territory

employed by the Australian National University and the University of Canberra.

Part 9:

Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the following industries and/or industrial pursuits, namely Baking and Flour and Sugar Goods.

Part 10:

- (A) Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the industry of the employment of Ambulance Employees in the State of Victoria. For the purposes of this sub rule an Ambulance Employee means a person engaged in or about or in connection with ambulance work in the State of Victoria.

- (B) (1) Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits in or in connection with which the Union is registered shall also include all employees who work in or in connection with the provision of ambulance services in Victoria.
- (2) Without limiting the generality of Part 10 (B) (1), "ambulance services" include the following work: emergency patient care of the kind customarily provided by ambulance employees, patient transport, ambulance communications, clerical and administrative work in connection with the provision of ambulance services including the collection and processing of ambulance subscriptions and patient accounts, the maintenance of ambulance subscriptions and patient accounts, the maintenance of ambulance infrastructure, equipment and vehicles and the provision of supervision and training services for the foregoing employees.

Part 11:

Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the following industries and/or industrial pursuits, namely all persons employed or to be employed by Aboriginal Hostels Limited in hostels or similar accommodation.

Part 12:

Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the union is registered shall also include the following industries and/or industrial pursuits, namely all persons employed or to be employed by Watty Ltd and Pascol Paints Australia Pty Ltd in or in connection with retail paint outlets in New South Wales, Australian Capital Territory and Northern Territory.

Part 13:

Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the Industry of Bread (including hamburger buns, bread rolls and crumbs), Yeast Goods, Crumpets, Cakes, Pastry, Pastry Goods and Allied Products Manufacture and Distribution from the manufacturer to the manufacturer's customer. Provided that the industry shall not include any persons who are or would have been eligible for membership of the Transport Workers' Union of Australia in accordance with its registered rules as at 19 October 1978 except:

- (i) persons in the States of Victoria, New South Wales and Queensland who are wholly or partly engaged in the industry of bread carting including bread carters, spare drivers, foremen carters, bread-packers, inspectors, and collectors; or
- (ii) persons in the States of South Australia and Tasmania engaged in the selling, carting or delivery by carting of bread, cakes, pastry, biscuits, and allied products (but not including crumpets in the State of South Australia).

Part 14:

All persons employed or to be employed by an Australian Public Service employer in the Territory of the Cocos Islands in or in connection with the industry or industrial pursuits of building, construction and maintenance where such employees are employed from the local population of the Cocos Islands.

Part 15:

Without in any way limiting and without in any way being limited by the description of industries and/or industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the following industries and/or industrial pursuits, namely all persons employed or to be employed in the cultivation, production and harvesting of pearls and cultured pearls, in the Northern Territory, employed as part of the operations of a pearl farm and who are wholly or usually employed on site at the pearl farm.

Part 16:

Without in any way limiting and without in any way being limited by the description of industries and industrial pursuits elsewhere in this rule, the description of industries and/or industrial pursuits in or in connection with which the Union is registered shall also include the following industries and/or industrial pursuits, namely, employment in the following business enterprises:

1. Aware Industries
2. North Eastern Handicapped Persons Association Inc.

Part 17:

Without in any way limiting or without in any way being limited by the descriptions of industries and/or industrial pursuits elsewhere in this rule the description of industries and/or industrial pursuits in or in connection with which the union is registered shall also include the industry of the employment of, and/or industrial pursuits of:

- (a) All persons employed in all work in or in connection with the preparation and sale of meals, snacks and/or beverages which are sold to the public to be eaten on the premises or taken away provided that notwithstanding anything in these rules to the contrary persons not otherwise eligible for membership shall not in consequence of the foregoing be eligible to join the union who are employed in all work in or in connection with the preparation and sale of meals, snacks and/or beverages which are sold to the public primarily to take away:
 - (i) where such work is carried out in shops or stores where this work is incidental to the primary role of the sale of consumer goods; and/or
 - (ii) in food service establishments which primarily provide a take away service where no alcohol is sold.
- (b) All persons employed in all work in or in connection with the preparation and sale of food and/or beverages where such persons are employed by race courses, sporting venues, clubs, entertainment venues, exhibition centres, convention centres and like establishments.

- (c) All persons engaged in privately run retail stores which are located on the following higher education campuses, namely:

In Western Australia:

Murdoch University,
Edith Cowan University,
University of Western Australia,
Curtin University of Technology.

In New South Wales:

University of New England,
University of New South Wales,
University of Newcastle,

Charles Sturt University,
University of Wollongong,
Southern Cross University.

In Victoria:

University of Melbourne,
La Trobe University,
Victorian College of Agriculture and Horticulture Limited,
Ballarat University College,
Deakin University,
Swinburne University of Technology,
La Trobe University College of Northern Victoria,
Victoria University of Technology,
Royal Melbourne Institute of Technology,
Victorian College of Pharmacy,
Hawthorn Institute of Education Limited,
Victorian College of the Arts,
Monash University.

In Tasmania:

University of Tasmania.

In Northern Territory:

Northern Territory University.

In South Australia:

University of Adelaide,
Flinders University of South Australia,
University of South Australia.

In Queensland:

University of Queensland,
Griffith University,
James Cook University of North Queensland,
Queensland University of Technology,
University of Central Queensland,
University of Southern Queensland.

In Australian Capital Territory:

Australian National University,
University of Canberra.

- (d) All persons employed in stand alone photo processing establishments known as photographic mini-labs.
- (e) All persons employed in shopping centres where such persons are employed by centre managements to carry out catering, cleaning, security, parking, lift attending, gardening, greeting and other like work.
- (f) All persons employed by contract companies where found in the retail industry in the areas of catering, cleaning and security.
- (g) All persons employed by contract catering companies who work in or in connection with the preparation and sale of meals, snacks and/or beverages which are primarily sold to the public to be eaten on the premises or taken away.

Provided that notwithstanding anything in these rules to the contrary persons not otherwise eligible for membership shall not in consequence of the foregoing be eligible to join the Union who are:

- (i) All persons employed and/or to be employed in food services establishments trading as "Pizza Hut".
- (ii) All directly employed persons engaged in retail stores in cleaning, store greeting, security, lift attending, store cafeterias and food services involving the preparation and sale of meals, snacks and/or beverages which are sold to the public primarily to take away and employees engaged in the photoprocessing sections of such stores.
- (iii) All persons employed in photographic and camera stores.
- (iv) All persons employed in the preparation and/or sale of take away food and/or beverages in food courts in shopping centres.

Provided further that nothing in this Part 17 of this rule shall make eligible for membership employees employed in the State of Queensland outside the South Eastern Division of Queensland [being the area within the following boundaries in the State of Queensland: commencing at Point Danger and bounded thence by the southern boundary of the state westerly to 151 degrees of east longitude; thence by that meridian of longitude bearing true north to 24 degrees 30 minutes of south latitude thence by that parallel of latitude bearing true east to the sea coast; and thence by the sea coast southerly to the point of commencement; and all islands comprised in any state or federal electorate in the South-Eastern Division of Queensland]

Part 18:

PROVIDED that persons (not otherwise eligible for membership) employed by Village Sea World Operations Pty Ltd and Warner Sea World Operations Pty Ltd (collectively trading as Sea World Enterprises) at the Sea World Theme Park, Gold Coast, and its associated facilities, shall not be eligible for membership.

Part 19:

Provided that all persons employed or to be employed by Kirby Banner Pty Ltd and Warner World Pty Ltd (collectively trading as Movie World Enterprises) at the Movie World Theme Park, Movie Studios, (except where such employees are directly engaged in the production of film and television programmes) and Wet'N'Wild Water Slide Complex at Oxenford in the State of Queensland shall not be eligible for membership.

And provided that persons employed or are to be employed by Dreamworld Productions Pty Ltd at Dreamworld Theme Park, Coomera, Queensland shall not be eligible for membership.

Part 20:

Persons employed or to be employed by Energy Developments Limited and/or its subsidiaries or related companies shall not be eligible for membership of the union pursuant to any rule of the union, and union shall not have the right to represent under the Act the industrial interests of such persons.

Information contained in the application and supporting documents concerning the reasons for the proposal and the effect of the proposal is as follows:

1. So that the conditions of eligibility for membership and the description of industries in connection with which the applicant is registered will be set out more clearly and adequately.
2. So that the arrangement of the rules into "Parts" in the proposed altered rules more logically reflects a sequential arrangement of the rules relating to conditions of eligibility and description of industries.
3. To provide eligibility for membership by a proposed new Part 17 in the proposed Rule 3, Conditions of Eligibility, for any person elected or appointed as an officer of the union or who is an official employed by the union to carry out the duties specified in that Part. It is appropriate and industrially proper for the persons sought to be covered to be members of the applicant. It is in the interests of such persons and is convenient for such persons to be members of the applicant.
4. Consequent upon the proposed insertion of a new Part 17 into the proposed Rule 3, Conditions of Eligibility, references in various other parts of the rule to persons having been appointed or elected as officers of the union are redundant and therefore should be removed.
5. To delete outdated terminology from the proposed rules.
6. To rearrange the "Parts" in the proposed Rule 4, Description of Industries, so that they sequentially as far as possible match the corresponding provision in the proposed Rule 3, Conditions of Eligibility.
7. For consistency, to insert a proposed new Part 19 and Part 20 into the proposed Rule 4, Description of Industries, to match identical respective corresponding provisions in the current eligibility rule of the union. Such provisions while contained in the current eligibility rule, have not been included in the current description of industries rule.

Any interested organisation, registered under the Workplace Relations Act 1996, 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 publication of this advertisement and by serving on the organisation (whose address for service is: PO Box K975 HAYMARKET NSW 2000) within seven (7) days after the notice of objection has been lodged, copies of the notice of objection and the written statement so lodged.

NOTE: A NOTICE OF APPLICATION IN THIS MATTER WAS PREVIOUSLY GAZETTED ON 18 JUNE 1997. ANY OBJECTOR WHO HAS PREVIOUSLY LODGED AN APPLICATION NEED NOT LODGE A FURTHER APPLICATION.

M. Kelly
Industrial Registrar

9606605



FORM 5-8E

APPLICATION FOR WINDING UP

VICTORIAN SHOPFITTERS AND GLAZIERS PTY LTD

A.C.N 072 469 339

Notice is hereby given that an application for the winding up of the abovenamed company by the Supreme Court of Victoria was on 14 August 1997 filed by Howick Industries Pty Ltd, A.C.N 072 469 339 in Proceedings No. 6623 of 1997. The application is to be heard in Court 5, Supreme Court, 436 Lonsdale Street, Melbourne at 10:30am on 8 October 1997.

Any creditor or contributory of the company desiring to support or oppose the making of an order on the application may appear at the time of hearing by himself or his counsel for that purpose.

The applicant's solicitor is Messrs T.F Grundy & Co of Level 2, 10 Queens Road, Melbourne in the State of Victoria.

NOTE: Any person who intends to appear on the hearing of the application must serve on or send by post to the abovenamed solicitor notice in writing of that intention. The notice must state the name and address of the person, or, if a firm, the name and address of the firm, and must be signed by the person or firm, or their solicitor (if any), and must be served or, if posted, must be sent by post in sufficient time to be received not later than 4:00 p.m on 7 October 1997.





AUSTRALIAN SECURITIES COMMISSION 97 / 1562
CORPORATIONS LAW SUBSECTION 1031(3)

EXEMPTION

PURSUANT TO subsection 1031(3) of the Corporations Law ("Law") the AUSTRALIAN SECURITIES COMMISSION ("ASC") hereby exempts the allotment or issue of the shares referred to in Schedule A, which are to be allotted or issued pursuant to the prospectus referred to in Schedule B, from the operation of paragraph 1031(1)(a) of the Law so that the allotment or issue is not void because of non-compliance with that paragraph.

SCHEDULE A

25,000,000 ordinary shares of 20 cents each issued at 20 cents per share in PHONEWARE LIMITED
A C N 076 611 268 ("Corporation")

SCHEDULE B

A prospectus lodged by the Corporation with the ASC dated 30 June 1997 as amended by a supplementary prospectus dated 12 August 1997.

DATED the 22nd day of September 1997

Q. S. De Rosa

Signed by Alphonsus De Rosa as a
delegate of the Australian Securities
Commission

mre1997/12/119ins2204





NOTIFICATION OF THE MAKING OF STATUTORY RULES

The following Statutory Rules have been made and copies may be purchased at the Commonwealth Government Bookshop, 10 Mort St, Canberra City, ACT.

Act under which the Statutory Rule was made	Description of the Statutory Rule	Year and number of the Statutory Rule
<i>Mutual Assistance in Criminal Matters Act 1987</i>	Mutual Assistance in Criminal Matters (Money-Laundering Convention) Regulations	1997 No. 248
<i>Federal Court of Australia Act 1976</i>	Federal Court of Australia Regulations (Amendment)	1997 No. 249
<i>Service and Execution of Process Act 1992</i>	Service and Execution of Process Regulations (Amendment)	1997 No. 250
<i>Family Law Act 1975</i>	Family Law Regulations (Amendment)	1997 No. 251
<i>Telecommunications Act 1997</i>	Telecommunications (Environmental Impact Information) Regulations	1997 No. 252
<i>Distillation Act 1901</i>	Distillation Regulations (Amendment)	1997 No. 253
<i>Customs Act 1901</i>	Customs (Prohibited Imports) Regulations (Amendment)	1997 No. 254
<i>Customs Act 1901</i>	Customs Regulations (Amendment)	1997 No. 255
<i>Defence Act 1903</i>	Defence Committee Regulations (Repeal)	1997 No. 256
<i>Defence Act 1903</i>	Defence Force Regulations (Amendment)	1997 No. 257
<i>International Organizations (Privileges and Immunities) Act 1963</i>	Association of Tin Producing Countries (Privileges and Immunities) Regulations (Repeal)	1997 No. 258
<i>International Organizations (Privileges and Immunities) Act 1963</i>	Common Fund for Commodities (Privileges and Immunities) Regulations (Repeal)	1997 No. 259
<i>International Organizations (Privileges and Immunities) Act 1963</i>	International Bauxite Association (Privileges and Immunities) Regulations (Repeal)	1997 No. 260
<i>International Organizations (Privileges and Immunities) Act 1963</i>	International Jute Organization (Privileges and Immunities) Regulations (Repeal)	1997 No. 261
<i>Australian Citizenship Act 1948</i>	Australian Citizenship Regulations (Amendment)	1997 No. 262
<i>Migration Act 1958</i>	Migration Regulations (Amendment)	1997 No. 263
<i>Agricultural and Veterinary Chemicals Code Act 1994</i>	Agricultural and Veterinary Chemicals Code Regulations (Amendment)	1997 No. 264
<i>Export Inspection (Establishment Registration Charges) Act 1985</i>	Export Inspection and Meat (Establishment Registration Charges) Regulations (Amendment)	1997 No. 265



Act under which the Statutory Rule was made	Description of the Statutory Rule	Year and number of the Statutory Rule
<i>Australian Wool Research and Promotion Organisation Act 1993</i>	Australian Wool Research and Promotion Organisation Regulations (Amendment)	1997 No. 266
<i>Australian Capital Territory (Self-Government) Act 1988</i>	Australian Capital Territory (Self- Government) Regulations (Amendment)	1997 No. 267
<i>States Grants (Primary and Secondary Education Assistance) Act 1996</i>	States Grants (Primary and Secondary Education Assistance 1997—2000) Regulations	1997 No. 268
<i>Airports Act 1996</i>	Airports Regulations (Amendment)	1997 No. 269
<i>Income Tax Assessment Act 1936</i>	Income Tax Regulations (Amendment)	1997 No. 270
<i>Superannuation Contributions Tax (Assessment and Collection) Act 1997</i>	Superannuation Contributions Tax (Assessment and Collection) Regulations	1997 No. 271
<i>Sales Tax (Exemptions and Classifications) Act 1992</i>	Sales Tax (Exemptions and Classifications) (Excluded STBs) Regulations	1997 No. 272
<i>Sales Tax Assessment Act 1992</i>	Sales Tax Assessment (Excluded STBs) Regulations	1997 No. 273
<i>Termination Payments Tax (Assessment and Collection) Act 1997</i>	Termination Payments Tax (Assessment and Collection) Regulations	1997 No. 274
<i>Income Tax Assessment Act 1936</i>	Income Tax (Excluded STBs) Regulations	1997 No. 275
<i>Cheques and Payment Orders Act 1986</i>	Cheques and Payment Orders Regulations (Amendment)	1997 No. 276



Commonwealth
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SPECIAL

NOTIFICATION OF THE MAKING OF STATUTORY INSTRUMENTS

The following Statutory Instruments have been made under the *Hearing Services Administrative Act 1997* and copies may be obtained at the Office of Hearing Services, Fishburn House, Furzer Street, Woden, ACT.

Title of Statutory Instruments

Hearing Services (Eligible Persons) Determination 1997

Hearing Services (Participants in the Voucher System) Determination 1997

Hearing Services Rules of Conduct 1997

Hearing Services Voucher Rules 1997

Hearing Service Providers Accreditation Scheme 1997 (Amendment)

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SPECIAL

NOTICE OF APPLICATION

**Centro Properties Limited
(ACN 006 378 365)**

Application will be made by Centro Properties Limited to the Supreme Court of Victoria at 12.00 midday on 3 October 1997 for an order approving the scheme of arrangement agreed to by the members of the company on 11 September 1997.

Any person intending to appear at the hearing must serve a notice in the prescribed form so as to reach the address below not later than 4.00 pm on 2 October 1997.

**MALLESONS STEPHEN JAQUES
LEVEL 28, NORTH TOWER, RIALTO
525 COLLINS STREET MELBOURNE 3000
Solicitors for the applicant**

ADVERTISEMENT OF HEARING OF APPLICATION

In the matter of Centro Properties Limited (ACN 006 378 365)

Notice is hereby given that an application made to the Supreme Court of Victoria on 16 September 1997 for confirming a reduction of:

- (a) the authorised capital of the company from \$250,000,000 to \$2,500,000;
 - (b) the paid up capital of the company from \$112,430,035 to \$1,124,300.35; and
 - (c) the share premium account of the company from \$99,583,136 to \$53,486,821.65
- is directed to be heard at 12.00 midday on 3 October 1997.

**MALLESONS STEPHEN JAQUES
Solicitors for the applicant**





COMMONWEALTH OF AUSTRALIA

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 22(1)

WHEREAS -

- (A) Huang Kuo-Jung is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Huang Kuo-Jung proposes to acquire an interest in the Australian urban land described in the notice furnished on 22 August 1997 under section 26A of the Act;

NOW THEREFORE I, Rod Kemp, Assistant Treasurer, for and on behalf of the Treasurer, pursuant to subsection 22(1) of the Act, for the purpose of enabling consideration to be given as to whether an order should be made under subsection 21A(2) of the Act in respect of the proposed acquisition, PROHIBIT the proposed acquisition for a period not exceeding ninety days after this order comes into operation.

Dated this

21st

day of

September

1997.

Assistant Treasurer





COMMONWEALTH OF AUSTRALIA

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 21A(2)

WHEREAS -

- (A) Man Yuk Chun Shing is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Man Yuk Chun Shing proposes to acquire an interest in Australian urban land as specified in the notice furnished on 27 August 1997 under section 26A of the Act;

NOW THEREFORE I, Rod Kemp, Assistant Treasurer, for and on behalf of the Treasurer, being satisfied that:

- (i) Man Yuk Chun Shing proposes to acquire an interest in Australian urban land; and
- (ii) the proposed acquisition would be contrary to the national interest;

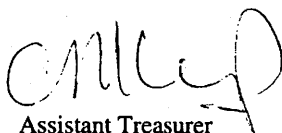
PROHIBIT the proposed acquisition pursuant to subsection 21A(2) of the Act.

Dated this

21st

day of

September 1997.


Assistant Treasurer





IN THE SUPREME COURT OF WESTERN AUSTRALIA AT PERTH

No. COR 247 of 1997

In the matter of Satay House WA Pty Ltd ACN 066 220 068

Notice is hereby given that an application for the winding up of the above named company by the Supreme Court of Western Australia was on the 10th day of September 1997 by Albert Teck Wee Chew of 60 Eckersley Heights Winthrop in the State of Western Australia. The application is to be heard before a Master in Chambers at the Supreme Court at Perth at 10.30 am on the 3rd day of October 1997.

The liquidator whose appointment is sought is Stanley Frederic Robson of the firm Melsom and Robson of 241 Stirling Street Perth.

Any creditor or contributory of the company desiring to support or oppose the making of an order on the application may appear at the time of the hearing by himself or his counsel for that purpose.

The applicants solicitor is Durack and Manera of 1st Floor, 65 Francis Street Northbridge 6003

- NOTE: (1) Any person who intends to appear on the hearing of the application must serve on or send by post to the abovenamed solicitor notice in writing of that intention. The notice must state the name and address of the person or, if a firm, the name and address of the firm, and must be signed by the person or firm, or their solicitor (if any), and must be served or, if posted, must be sent by post in sufficient time to be received not later than 4.00 pm on Thursday the 2nd day of October 1997.
- (2) A person may not, without leave of the Court, oppose the application unless, at least 7 days before the hearing date, the person has filed and served on the applicant -
- (a) notice of the grounds of opposition; and
 - (b) an affidavit verifying the matters stated in the notice.





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SPECIAL

COMMONWEALTH OF AUSTRALIA

AUSTRALIAN PROTECTIVE SERVICE ACT 1987

DIRECTION UNDER SUBSECTION 6(1)

I, CHRISTOPHER MARTIN ELLISON, Minister for Customs and Consumer Affairs, acting for and on behalf of the Attorney-General, under subsection 6(1) of the *Australian Protective Service Act 1987* ('the Act'), direct that the functions of the Australian Protective Service are to provide the following protective and custodial services for or on behalf of the Commonwealth, as requested by the Secretary of the Attorney-General's Department:

(a) protection of property and of persons (not including bodyguarding services) at the residence of a person holding office under the Commonwealth within the meaning of section 6 of the Act, where the danger to be guarded against arises out of or in relation to the performance of the duties of an office held under the Commonwealth; and

(b) protection of property and of persons (not including bodyguarding services) at the electorate office of a Senator or Member of the House of Representatives.

Dated this

19TH

day of

SEPTEMBER.

1997

Minister for Customs and Consumer Affairs
for and on behalf of the Attorney-General





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SPECIAL

NOTIFICATION OF THE MAKING OF A STATUTORY RULE

The following Statutory Rule has been made and copies may be purchased at the Commonwealth Government Bookshop, 10 Mort St, Canberra City, ACT.

Act under which the Statutory Rule was made	Description of the Statutory Rule	Year and number of the Statutory Rule
<i>Federal Court of Australia Act 1976</i>	Federal Court Rules (Amendment)	1997 No. 277

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SPECIAL



Government House
Canberra ACT 2600

25 September 1997

His Excellency the Governor-General directs it to be notified, for general information, that he has accepted the resignation of the Honourable John Sharp, MP, as Minister for Transport and Regional Development and the Honourable David Jull, MP, as Minister for Administrative Services.

By His Excellency's Command

Douglas Sturkey
Official Secretary
to the Governor-General

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25 September 1997

His Excellency the Governor-General directs it to be notified, for general information, that he has been pleased to direct and appoint the following members of the Federal Executive Council to hold the offices mentioned in connection with their respective names, and to administer the Department of State connected with such offices, namely:

The Honourable John Anderson, MP
Minister for Transport and Regional Development

The Honourable Philip Ruddock, MP
Minister for Administrative Services.

His Excellency the Governor-General also directs it to be notified, for general information that he has been pleased to direct the change in title of the Minister for Communications and the Arts. Senator the Honourable Richard Alston is appointed as Minister for Communications, the Information Economy and the Arts and will administer the Department of Communications and the Arts.

By His Excellency's Command



Douglas Sturkey
Official Secretary
to the Governor-General