



**Commonwealth  
of Australia**

# Gazette

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**GOVERNMENT NOTICES**

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The date of publication of this Gazette is 7 January 1998



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## Variation of closing times

### AUSTRALIA DAY EARLY CLOSING

Monday, 26 January 1998 is a public holiday in the Australian Capital Territory thus affecting closing time for the following *Government Notices Gazette*.

**Issue of 28 January 1998**

Thursday, 22 January 1998 at 10.00 a.m.

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**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

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

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or over the counter from Government Info Shops at:

Adelaide:	60 Waymouth Street, tel. (08) 8231 0144, fax (08) 8231 0135
Brisbane:	City Plaza, cnr Adelaide and George Streets, tel. (07) 3229 6822, fax (07) 3229 1387
Canberra:	10 Mort Street, tel. (02) 6247 7211, fax (02) 6257 1797
Hobart:	31 Criterion Street, tel. (03) 6234 1403, fax (03) 6234 1364
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Commonwealth Acts and Statutory Rules, Australian Capital Territory Ordinances and Regulations, and other Commonwealth Government publications may also be purchased at these addresses.

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**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
*P37	9.12.97	<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. <i>Note: In lieu of Periodic Gazette P 34.</i>

\*First time notified

N.N.—9607658

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## Legislation

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### Acts of Parliament assented to

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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 7 December 1997:**

No. 184 of 1997—An Act to impose a superannuation contributions tax on members of constitutionally protected superannuation funds and to declare the rate of the tax. (*Superannuation Contributions Tax (Members of Constitutionally Protected Superannuation Funds) Imposition Act 1997*).

No. 185 of 1997—An Act relating to the assessment and collection of superannuation contributions tax on members of constitutionally protected superannuation funds, and for related purposes. (*Superannuation Contributions Tax (Members of Constitutionally Protected Superannuation Funds) Assessment and Collection Act 1997*).

No. 186 of 1997—An Act to amend the *Superannuation Contributions Tax Imposition Act 1997*, and for related purposes. (*Superannuation Contributions Tax Imposition Amendment Act 1997*).

No. 187 of 1997—An Act to amend certain Acts dealing with superannuation to provide for the payment of reduced benefits to or in respect of persons on whose surchargeable contributions superannuation contributions surcharge was assessed to be payable, and for related purposes. (*Superannuation Legislation Amendment (Superannuation Contributions Tax) Act 1997*).

No. 188 of 1997—An Act to amend the *Termination Payments Tax Imposition Act 1997*, and for related purposes. (*Termination Payments Tax Imposition Amendment Act 1997*).

No. 189 of 1997—An Act to make consequential amendments arising from the enactment of the *Parliamentary Service Act 1997*, and for other purposes. (*Parliamentary Service (Consequential Amendments) Act 1997*).

No. 190 of 1997—An Act to provide for the recognition within Australia of regulatory standards adopted in New Zealand regarding goods and occupations. (*Trans-Tasman Mutual Recognition Act 1997*).

No. 191 of 1997—An Act to amend various Acts in relation to superannuation contributions taxes and termination payments taxes, and for related purposes. (*Superannuation Contributions and Termination Payments Taxes Legislation Amendment Act 1997*).

#### **Assented to on 8 December 1997:**

No. 192 of 1997—An Act to amend the *Customs Tariff Act 1995*. (*Customs Tariff Amendment Act (No. 2) 1997*).

No. 193 of 1997—An Act to amend the *States Grants (General Purposes) Act 1994*. (*States Grants (General Purposes) Amendment Act (No. 2) 1997*).

No. 194 of 1997—An Act to amend the *Wheat Marketing Act 1989*, and for other purposes. (*Wheat Marketing Amendment Act 1997*).

No. 195 of 1997—An Act to provide for payments in respect of child care, and for related purposes. (*Child Care Payments Act 1997*).

No. 196 of 1997—An Act to make consequential amendments, and to provide for transitional matters, related to the enactment of the *Child Care Payments Act 1997*, and for related purposes. (*Child Care Payments (Consequential Amendments and Transitional Provisions) Act 1997*).

I C HARRIS

Clerk of the House of Representatives

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9607612

**Acts of Parliament assented to**

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IT IS HEREBY NOTIFIED for general information that His Excellency the Governor-General, in the name of Her Majesty, assented on 16 December 1997 to the undermentioned Acts passed by the Senate and the House of Representatives in Parliament assembled, viz:

No. 199, 1997 – An Act to amend the Corporations Law [*Corporations Law Amendment (ASX) Act 1997*].

No. 200, 1997 – An Act to amend the law relating to telecommunications, and for related purposes [*Telecommunications Legislation Amendment Act 1997*].

No. 201, 1997 – An Act to amend the *Australia New Zealand Food Authority Act 1991* [*Australia New Zealand Food Authority Amendment Act (No. 2) 1997*].

HARRY EVANS  
Clerk of the Senate

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**9607613**

## 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 16 December 1997:**

No. 202 of 1997—An Act to amend the law relating to social security and veterans' affairs, and for related purposes. (*Social Security and Veterans' Affairs Legislation Amendment (Family and Other Measures) Act 1997*).

### **Assented to on 17 December 1997:**

No. 203 of 1997—An Act to impose charge on applications by individuals for registration as migration agents. (*Migration Agents Registration Application Charge Act 1997*).

No. 204 of 1997—An Act to impose charge on renewals of individuals' registration as migration agents. (*Migration Agents Registration Renewal Charge Act 1997*).

No. 205 of 1997—An Act to amend the law about migration agents, and for related purposes. (*Migration Legislation Amendment (Migration Agents) Act 1997*).

No. 206 of 1997—An Act relating to the Australian meat and live-stock industry, and for related purposes. (*Australian Meat and Live-stock Industry Act 1997*).

No. 207 of 1997—An Act to repeal and amend certain Acts in connection with the enactment of the *Australian Meat and Live-stock Industry Act 1997*, and for related purposes. (*Australian Meat and Live-stock Industry (Repeals and Consequential Provisions) Act 1997*).

No. 208 of 1997—An Act to amend the *Beef Production Levy Act 1990*, and for related purposes. (*Beef Production Levy Amendment Act 1997*).

No. 209 of 1997—An Act to impose a charge on the export of buffaloes, and for purposes dealing with the imposition of the charge. (*Buffalo Export Charge Act 1997*).

No. 210 of 1997—An Act to impose a levy on the slaughter of buffaloes, and for purposes dealing with the imposition of the levy. (*Buffalo Slaughter Levy Act 1997*).

No. 211 of 1997—An Act to impose a charge, payable by exporters, on the export of cattle, and for purposes dealing with the imposition of the charge. (*Cattle (Exporters) Export Charge Act 1997*).

No. 212 of 1997—An Act to impose charges, payable by producers, on the export of cattle, and for purposes dealing with the imposition of the charges. (*Cattle (Producers) Export Charges Act 1997*).

No. 213 of 1997—An Act to impose a levy on certain transactions and other dealings involving cattle, and for purposes dealing with the imposition of the levy. (*Cattle Transactions Levy Act 1997*).

No. 214 of 1997—An Act to impose a levy, payable by processors, on the slaughter of certain live-stock, and for purposes dealing with the imposition of the levy. (*Live-stock Slaughter (Processors) Levy Act 1997*).

No. 215 of 1997—An Act to impose a levy on certain transactions and other dealings involving live-stock, and for purposes dealing with the imposition of the levy. (*Live-stock Transactions Levy Act 1997*).

No. 216 of 1997—An Act to impose a charge, payable by exporters, on the export of certain live-stock, and for purposes dealing with the imposition of the charge. (*Live-stock (Exporters) Export Charge Act 1997*).

No. 217 of 1997—An Act to impose charges, payable by producers, on the export of certain live-stock, and for purposes dealing with the imposition of the charges. (*Live-stock (Producers) Export Charges Act 1997*).

No. 218 of 1997—An Act to impose National Residue Survey Levy in respect of the slaughter of buffaloes, and for purposes dealing with the imposition of the levy. (*National Residue Survey (Buffalo Slaughter) Levy Act 1997*).

No. 219 of 1997—An Act to impose National Residue Survey Levy on certain transactions and other dealings involving cattle, and for purposes dealing with the imposition of the levy. (*National Residue Survey (Cattle Transactions) Levy Act 1997*).

No. 220 of 1997—An Act to impose National Residue Survey Levy on the export of cattle from Australia, and for purposes dealing with the imposition of the levy. (*National Residue Survey (Cattle Export) Levy Act 1997*).

No. 221 of 1997—An Act to impose National Residue Survey Levy in respect of certain transactions and other dealings involving sheep, lambs and goats, and for purposes dealing with the imposition of the levy. (*National Residue Survey (Sheep, Lambs and Goats Transactions) Levy Act 1997*).

No. 222 of 1997—An Act to impose National Residue Survey Levy on the export of sheep, lambs and goats from Australia, and for purposes dealing with the imposition of the levy. (*National Residue Survey (Sheep, Lambs and Goats Export) Levy Act 1997*).

IC HARRIS

Clerk of the House of Representatives

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9607614

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## Acts of Parliament assented to

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It is hereby notified, for general information, that His Excellency the Governor-General, in the name of Her Majesty, assented on 11 December 1997 to the undermentioned Acts passed by the Senate and the House of Representatives in the Parliament assembled, viz.:

No. 197 of 1997—An Act to amend the law relating to social security, and for related purposes. (*Social Security Legislation Amendment (Parenting and Other Measures) Act 1997*).

No. 198 of 1997—An Act to amend the *Workplace Relations Act 1996*, and for related purposes. (*Workplace Relations and Other Legislation Amendment Act 1997*).

I C HARRIS

Clerk of the House of Representatives

9607615

## Government Departments

### Attorney-General



AUSTRALIAN  
TRANSACTION REPORTS  
AND ANALYSIS CENTRE



#### Declaration under section 8A of the *Financial Transaction Reports Act, 1988*

I, NEIL JAMES JENSEN, Delegate of the Director of the Australian Transaction Reports and Analysis Centre (AUSTRAC), for the purposes of Section 8A of the *Financial Transaction Reports Act 1988*, hereby declare that the cash dealer named below has an 'Identifying Cash Dealer' status.

**G E Capital Consumer Card Co.**

Neil J Jensen FSM  
Deputy Director

Date: 29 October 1997



I, NORMAN STEPHEN REABURN, Acting Secretary to the Attorney-General's Department, acting under subsection 55E (4) of the *Judiciary Act 1903*:

- (a) revoke the authorisation dated 8 October 1996 made under that subsection;
- (b) revoke the authorisation dated 28 June 1994 made under that subsection; and
- (c) authorise the persons specified in the Schedule, being persons who are officers of the Attorney-General's Department and whose names are on a roll referred to in subsection 55D (1) of that Act, to act in the name of the Australian Government Solicitor.

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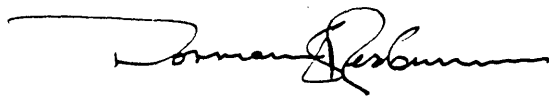
### SCHEDULE

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Person	Position
Dale Roger Louis Boucher	Interim Chief Executive Officer Australian Government Solicitor Canberra
Paul Reginald Armarego	Acting Deputy Government Solicitor Business and Commercial Canberra
Peter Vincent Rody Byrne	Deputy Government Solicitor Business and Commercial Canberra
Peter Rowan MacIver	Assistant Director Office of the Australian Government Solicitor Western Australia
Peter Anthony Bowen	Acting Director Office of the Australian Government Solicitor Tasmania
David Neil Durack	Director Office of the Australian Government Solicitor Queensland
Terence Michael Gardner	Director Office of the Australian Government Solicitor Northern Territory of Australia
Barry Haynes Leader	Deputy Government Solicitor Office of Litigation Canberra

Ross Edward McClure	Director Office of the Australian Government Solicitor South Australia
Brian Edward McMillan	General Counsel to the Department of Employment, Education, Training and Youth Affairs Canberra
Simon Peter Vallance May	General Manager Central Practice Canberra
Graham Albert Mowbray	General Counsel to the Department of Immigration and Multicultural Affairs Canberra
Megan Patricia Pitt	Director Office of the Australian Government Solicitor New South Wales
John Joseph Scala	Deputy Government Solicitor Business and Commercial Canberra
George William Turnbull	Director Office of the Australian Government Solicitor Victoria
Louise Evelyn Vardanega	Director Office of the Australian Government Solicitor Australian Capital Territory

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Dated 16 December 1997.



NORMAN REABURN  
Acting Secretary to the Attorney-General's Department

## Communications and the Arts

Commonwealth of Australia

*Telecommunications Act 1991*

### Universal Service Assessment 1996-1997

THE AUSTRALIAN COMMUNICATIONS AUTHORITY makes this assessment under subsection 308 (1) of the *Telecommunications Act 1991*, as continued in force by section 60 of the *Telecommunications (Transitional Provisions and Consequential Amendments) Act 1997*.

Dated 22 December 1997.



Chairman

R. Horton

Deputy Chairman

Australian Communications Authority

#### 1. Purpose

Under section 308 of the *Telecommunications Act 1991*, the Australian Communications Authority must make a written assessment for each financial year, setting out, in relation to each participating carrier in relation to the financial year:

- (a) the carrier's net universal service cost for the financial year; and
- (b) the number of minutes of timed traffic of the carrier for the financial year; and
- (c) the carrier's levy debit under section 310 of that Act for the financial year; and
- (d) the carrier's levy debit balance (if any) under section 311 of that Act, or levy credit balance (if any) under section 312 of that Act, for the financial year; and
- (e) if the assessment sets out a levy debit balance of the carrier for the financial year—the levy payable by the carrier on that levy debit balance; and
- (f) if the assessment sets out a levy credit balance of the carrier for the financial year—the amount payable to the carrier under section 325 of that Act for that financial year.

## 2 Universal Service Assessment 1996-1997

## Notes:

1. The effect of subsection 60 (1) of the *Telecommunications (Transitional Provisions and Consequential Amendments) Act 1997* is that, despite the repeal of the *Telecommunications Act 1991*, Part 13 of that Act continues to apply, on and after 1 July 1997, in relation to levy, and levy debit balances, in relation to a financial year ending on or before 30 June 1997, and payments under section 325 of that Act, and levy credit balances, in relation to a financial year ending on or before 30 June 1997, as if:
  - that repeal had not been made; and
  - each reference in that Part to AUSTEL were a reference to the Australian Communications Authority; and
  - a general telecommunications licence, or a public mobile licence, in force under that Act as at the end of 30 June 1997 had remained in force after 30 June 1997.
2. This assessment must be published in the *Gazette*: see *Telecommunications Act 1991*, s 313.

**2. Assessment for Telstra Corporation Ltd**

- (1) This is the assessment for Telstra Corporation Ltd in relation to the financial year ending on 30 June 1997.
- (2) The net universal service cost is \$251,560,865.
- (3) The number of minutes of timed traffic is 23,937,112.162 minutes.
- (4) The levy debit is \$225,492,750.
- (5) The levy credit balance is \$26,068,115.
- (6) The amount payable to Telstra Corporation Ltd because of the levy credit balance is \$26,068,115.

**3. Assessment for Optus Communications Pty Ltd**

- (1) This is the assessment for Optus Communications Pty Ltd in relation to the financial year ending on 30 June 1997.
- (2) The net universal service cost is zero.
- (3) The number of minutes of timed traffic is 2,541,642.913 minutes.
- (4) The levy debit is \$23,942,823.
- (5) The levy debit balance is \$23,942,823.
- (6) The levy payable by Optus Communications Pty Ltd on the levy debit balance is \$23,942,823.

*Universal Service Assessment 1996-1997*

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**4. Assessment for Vodafone Pty Ltd**

- (1) This is the assessment for Vodafone Pty Ltd in relation to the financial year ending on 30 June 1997.
  - (2) The net universal service cost is zero.
  - (3) The number of minutes of timed traffic is 225.609.639 minutes.
  - (4) The levy debit is \$2,125,291.
  - (5) The levy debit balance is \$2,125,291.
  - (6) The levy payable by Vodafone Pty Ltd on the levy debit balance is \$2,125,291.
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**9607618**

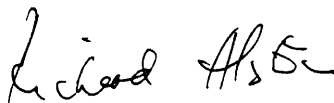
**Commonwealth of Australia**

*Income Tax Assessment Act 1997*

**Cultural Bequests Program Guidelines  
(No. 1) 1997**

I, RICHARD KENNETH ROBERT ALSTON, Minister for Communications, the Information Economy and the Arts, make the following instrument under section 30-235 of the *Income Tax Assessment Act 1997*.

Dated 8 December 1997.



Minister for Communications, the Information Economy and the Arts

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**PART 1—PRELIMINARY**

**Citation**

1. These Guidelines may be cited as the Cultural Bequests Program Guidelines (No. 1) 1997.

[NOTE: This instrument commences on gazettal: see *Acts Interpretation Act 1901*, ss. 46A and 48.]

**Revocation of Guidelines**

2. The Cultural Bequests Program Guidelines (No. 1) dated 29 January 1996 are repealed.

**Interpretation**

3. In these Guidelines, unless the contrary intention appears:

“Act” means the *Income Tax Assessment Act 1997*;

“applicant” means a taxpayer who makes an application;

“application” means an application for a certificate under subsection 30-235(1) of the Act;

*Cultural Bequests Program Guidelines*  
(No. 1) 1997

**“Committee”** means the Committee on Taxation Incentives for the Arts that is appointed by the Minister;

**“gift”** means a testamentary gift for the purposes of section 30-230 of the Act;

**“maximum approval amount”** means the maximum approval amount determined by the Minister under section 30-240 of the Act;

**“Minister”** means the Minister for Communications, the Information Economy and the Arts;

**“recipient”**, in relation to a gift, means a fund, authority or institution that is:

- (a) mentioned in subsection 30-230(2) of the Act; and
- (b) intended by the applicant to receive the gift;

**“stock in trade”** :

- (a) in relation to an applicant who is a professional artist or producer of items of the same kind as the gift—means items created or produced by the applicant for sale; and
- (b) in relation to an applicant who is a professional dealer in items of the same kind as the gift—means items acquired by the applicant for sale;

**“valuer”** means a person approved under section 30-210 of the Act.

## PART 2—APPLICATIONS

### Applications

4. (1) An application for a certificate in respect of a financial year must be made before the end of that financial year.

(2) An application for a certificate in respect of the financial years 1995-96 and 1996-97 must be made on or before 31 December 1997.

(3) An application must:

- (a) be made by the donor of the gift; and
- (b) include a description and a photographic or other visual representation of the gift that is sufficient to permit a proper consideration of the application; and
- (c) state the name and address of the recipient; and
- (d) be signed and dated by the donor; and
- (e) be accompanied by the undertakings mentioned in clause 5; and
- (f) be accompanied by the valuations undertaken in accordance with clause 6.

*Cultural Bequests Program Guidelines*  
(No. 1) 1997

3

**Undertakings to accompany applications**

5. (1) For the purposes of paragraph 4(3)(e), the applicant must undertake in writing that, if the gift is approved, the applicant will enter into an agreement with the recipient and the Commonwealth that includes:

- (a) a warranty by the applicant that:
  - (i) he or she holds an unencumbered title to the gift; and
  - (ii) the gift is a part of his or her personal collection and not stock in trade; and
- (b) an undertaking by the applicant to make the gift to the recipient and to do anything that may be necessary to ensure that the gift is made; and
- (c) an undertaking by the applicant:
  - (i) not to encumber, or dispose of, the gift before it is made to the recipient; and
  - (ii) to maintain the gift until it is made; and
  - (iii) not to do or omit to do anything in relation to the gift to diminish its value; and
  - (iv) to keep the recipient informed of the name and address of each person who is appointed as an executor under the will, or the codicil of a will, in which the gift is bequeathed to the recipient.

(2) For the purposes of paragraph 4(3)(e), the recipient must undertake in writing that, if the gift is approved, the recipient will:

- (a) provide a detailed condition report of the gift to the Commonwealth and the Donor, as soon as possible after approval; and
- (b) accept the gift as a part of its permanent collection, unless:
  - (i) after a certificate is issued in relation to the gift under subsection 30-235(4) of the Act, the gift is damaged or has deteriorated to the extent that the recipient refuses to accept the gift; and
  - (ii) the Minister agrees with the decision of the recipient to refuse to accept the gift; and
- (c) keep the gift in accordance with the collection management policy of the recipient; and
- (d) provide public access to the gift in accordance with the public access policy of the recipient.

(3) For the purposes of subclause (2), if a recipient is not a corporation or a statutory authority, the undertaking must be given:

- (a) in the case of a recipient that is a fund which is the object of a trust—by the trustee, or trustees, of the fund; and
- (b) in any other case—by a person having authority to enter arrangements on behalf of the recipient that have a binding effect on the management and operation of the recipient.



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(4) The undertakings mentioned in this clause may be given using the form set out in the Schedule.

[NOTE: See Part 6 for provisions for review of a decision of the Minister whether to give the agreement mentioned in subparagraph 5 (2) (b) (ii).]

**Value of gifts**

6. (1) For the purposes of paragraph 4(3)(f), the applicant must obtain at least 2 written valuations of the market value of a gift as at the time when the application in relation to the gift was made, each valuation having been:

- (a) undertaken by a different valuer who, when the gift was valued:
  - (i) was approved in relation to property of the same kind as the gift; and
  - (ii) was not an officer or employee of the recipient of the gift; and
- (b) completed not more than 90 days before the day on which the application is made.

(2) If the Minister is not satisfied that a valuation accompanying an application is reasonable, the Minister may require the applicant:

- (a) to obtain an additional valuation, or valuations, of the market value of the gift in accordance with subclause (1); and
- (b) to give the additional valuation, or valuations, to the Minister.

(3) In considering an application, the Minister must take into account the average of the amounts of each valuation of the gift that the Minister is satisfied is reasonable.

**PART 3—CRITERIA**

**Policies of recipients**

7. In considering an application, the Minister must take into account:
- (a) whether the collection management and public access policies of the recipient provide for the proper housing, conservation, maintenance and accessibility of the gift; and
  - (b) whether, if the gift is made to the recipient, it will be kept and made available to the public in accordance with the collection management and public access policies of the recipient.

**Cultural significance**

8. In considering an application, the Minister must take into account the cultural significance of the gift to which the application relates and, in particular, any of the following criteria:

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*(No. 1) 1997*

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- (a) the contribution that the gift has made, or may make, to:
  - (i) the development and recognition of Australian culture; and
  - (ii) an understanding of the culture, science or history of Australia;
- (b) the degree of creative or technical achievement that the gift demonstrates;
- (c) whether the gift is associated with a notable Australian person, Australian business or enterprise or an event or period in Australian history;
- (d) whether items of the same kind as the gift are represented to a significant degree in Australian public collections;
- (e) whether the gift would contribute significantly to the existing permanent collection of the recipient because of its relevance to items of the same, or of a similar, kind as the gift in that collection.

**Other factors**

9. In considering an application, the Minister must take into account the following other factors:

- (a) the kinds of gifts that have already been made under the Cultural Bequests Program and the cultural significance of those gifts, with a view to providing for a range of different kinds of gifts under the Program;
- (b) the kinds of recipients of gifts that have already been made under the Cultural Bequests Program and the location of the recipients, with a view to promoting the distribution of gifts under the Program to a wide range of recipients in a wide range of locations across Australia;
- (c) the value of the gift to which the application relates with a view to ensuring that:
  - (i) gifts having a range of values are approved under the Cultural Bequests Program; and
  - (ii) as many gifts as possible are approved under the Program in a financial year without the total value of all gifts in that year exceeding the maximum approval amount for the year.

**PART 4—RECOMMENDATIONS OF THE COMMITTEE****Reference of applications to Committee**

10. (1) The Minister may refer an application to the Committee.
- (2) The Committee must:
- (a) consider an application that is referred to the Committee by taking into account the matters relating to the application that the Minister must take into account in considering the application; and

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- (b) must recommend to the Minister whether to approve, for the purposes of section 30-230 of the Act, a gift to which the application relates; and
- (c) if the Committee recommends approval of a gift—recommend the value of the gift for the purposes of that section.

**Directions by the Minister**

11. (1) Subject to subclause (2), the Minister may give a direction to the Committee that is not inconsistent with these Guidelines.

(2) The Minister must not give the Committee a direction to make a particular recommendation in relation to an application.

**Recommendations to the Minister**

12. (1) Subject to subclause (2), the Minister must, in considering an application, take into account a recommendation of the Committee.

(2) The Minister must not take into account a recommendation of the Committee unless the recommendation relates to a matter that the Minister must take into account in considering the application.

**PART 5—APPROVAL OF APPLICATIONS**

**Consideration of applications**

13. (1) As soon as possible after the end of a financial year, the Minister must consider the applications made for that financial year.

(2) As soon as possible after 31 December 1997, the Minister must consider the applications made for the financial years 1995-96 and 1996-97.

(3) In considering the applications, the Minister must have regard to the criteria set out in these Guidelines.

(4) The Minister may decline to approve an application if he or she considers that the application, whether considered in isolation or in comparison with other applications, does not sufficiently meet the criteria set out in these Guidelines.

(5) The Minister may give effect to subclause (4) even if doing so results in the total value of certificates given for a financial year being less than the maximum approval amount for that financial year.

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**Certificates**

14. (1) If an application is approved, the Minister must give the applicant a certificate about the application.

(2) The certificate must:

- (a) state that the gift to which the application relates is approved for the purposes of section 30-230 of the Act; and
- (b) state the value of the gift for that section; and
- (c) contain any other information that the Commissioner, by notice in writing, requires.

[NOTE: A taxpayer should retain a certificate to help with the making of a claim for the tax concession after the death of the taxpayer.]

**PART 6—REVIEW OF CERTAIN DECISIONS**

**Application for review**

15. Application may be made to the Administrative Appeals Tribunal for review of a decision of the Minister whether to give the agreement mentioned in subparagraph 5 (2) (b) (ii).

[NOTE: See s. 27A of the *Administrative Appeals Tribunal Act 1975* for provisions regarding the giving of notice of the making of a reviewable decision.]

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## SCHEDULE

THIS DEED is made the                      day of    *[month and year]*

BETWEEN

[ *name* ]  
of [ *address* ] (“the Donor”)

AND

[ *name* ]  
of [ *address* ] (“the Donee Institution”)

AND

THE COMMONWEALTH OF AUSTRALIA ('the Commonwealth')  
represented by the Department of Communications and the Arts.

**GIVEN** that:

- A. The Commonwealth has established a program known as the Cultural Bequests Program under the Tax Incentives for the Arts Scheme.
- B. The Donor has applied for a certificate from the Minister for Communications, the Information Economy and the Arts under section 30-235 of the *Income Tax Assessment Act 1997* approving a gift by will of the item described in Schedule A ("the Item") for the Cultural Bequests Program.
- C. The Cultural Bequests Program Guidelines (No. 1) 1997 made under section 30-235 of the *Income Tax Assessment Act 1997* ("Guidelines") provide in paragraph 4(3)(e) that an application must be accompanied by the undertakings mentioned in clause 5 of the Guidelines.

NOW IT IS AGREED as follows:

1. In this Deed words and phrases have the same meaning as are given to them in the Guidelines.
2. The Donor warrants:
  - (a) that he or she holds unencumbered title to the Item; and

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- (b) that the Item is part of his or her personal collection and is not stock in trade.
3. Subject to the issuing of a certificate under section 30-235 of the *Income Tax Assessment Act 1997* by the Minister for Communications, the Information Economy and the Arts approving a gift by will of the Item for the Cultural Bequests Program, the Donor undertakes:
- (a) to give the Item by will to the Donee Institution by including in a will, or making a will containing, a bequest in the form set out in Schedule B and to do all things that may be necessary to ensure that the Item devolves upon the Donee Institution in the manner provided above; and
  - (b) not to encumber the Item or to dispose of the item otherwise than by will to the Donee Institution as set out in paragraph (a); and
  - (c) to ensure that the Item is properly cared for and maintained until it is delivered to the Donee Institution pursuant to the bequest; and
  - (d) not to do or omit to do anything in relation to the Item to diminish its value; and
  - (e) to inform the Donee Institution of the identity and contact details of his or her Executor(s) at the time the bequest referred to in Schedule B is included in his or her will and of any changes from time to time to those details.
4. Subject to the issuing of a certificate under section 30-235 of the *Income Tax Assessment Act 1997* by the Minister for Communications, the Information Economy and the Arts approving a gift by will of the Item for the Cultural Bequests Program, the Donee Institution undertakes that it will provide a detailed condition report of the gift to the Commonwealth and the Donor, as soon as possible after approval.
5. Subject to the issuing of a certificate under section 30-235 of the *Income Tax Assessment Act 1997* by the Minister for Communications, the Information Economy and the Arts approving a gift by will of the Item for the Cultural Bequests Program, the Donee Institution undertakes that it will accept the Item as part of its permanent collection unless, since the date of the certificate issued under section 30-235 of the *Income Tax Assessment Act 1997*, the Item has been damaged or it has deteriorated to the extent that the Donee Institution does not wish to accept it and the Minister agrees to such a decision by the Donee Institution. If the Item is not accepted by the Donee Institution under this clause, no tax deduction will be available in respect of the Item under the Cultural Bequests Program.

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6. The Donee Institution undertakes that once it has accepted the Item under clause 5, it shall:
  - (a) keep the Item in accordance with its collection management policy, as amended from time to time; and
  - (b) provide public access to the Item in accordance with its public access policy, as amended from time to time.
7. If the Donee Institution is not a corporation or a statutory authority the person providing the undertakings in clause 4, 5 and 6 on behalf of the Donee Institution warrants that:
  - (a) if the Donee Institution is a fund which is the object of a trust - that he or she is a trustee or one of the trustees of the fund; and
  - (b) in any other case - that he or she has authority to enter arrangements on behalf of the Donee Institution that have a binding effect on the management and operation of the Donee Institution.
8. Any notice, request or other communication to be given under this Deed must be in writing, signed for and on behalf of the relevant party, and either delivered by hand or posted or transmitted electronically to the other party at the address, as the case may be, as follows:
  - (a) in the case of the Donor: [ address ];
  - (b) in the case of the Donee Institution: [ address ];
  - (c) in the case of the Commonwealth: [ address ];or to any other addresses as may be notified from time to time.
9. No variation of this Deed is effective unless in writing and signed by each party.
10. This Deed is to be governed by, and construed in accordance with, the law for the time being in force in the Australian Capital Territory.

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## SCHEDULE A

## THE ITEM

*[Describe the Item in detail and attach photographic evidence]*

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## SCHEDULE B

## FORM OF BEQUEST

- (a) I GIVE AND BEQUEATH *[insert description of the Item consistent with the description in Schedule A]* to *[Donee Institution]* PROVIDED THAT if, at the date of my death, *[Donee Institution]* has:
- (i) amalgamated with another institution, this bequest shall take effect as if it had been made to the amalgamated institution;
  - (ii) changed its name or constitution or both, this bequest shall take effect as if it had been made to the institution with either, or both, the name or constitution as altered;
  - (iii) transferred all its assets to another institution, this bequest shall take effect as if it had been made to the institution to which the assets have been transferred; or
  - (iv) ceased to exist, this bequest shall take effect as if it had been made to such other institution as is determined by the Commonwealth Taxation Incentives for the Arts Committee, after consultation with my trustees, as the most appropriate institution to receive the bequest.
- (b) I DECLARE that the receipt of a proper officer for the time being of the institution to which the bequest is made under paragraph (a) shall be a full discharge for my trustees in relation to the bequest.
-



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THIS DEED is made as follows:

SIGNED, SEALED and )  
DELIVERED by the said )  
(Donor )  
 )  
..... )

in the presence of  
..... )

SIGNED, SEALED and )  
DELIVERED on behalf of )  
[Donee Institution ] by )  
[name] )  
[position] )  
 )  
..... )

in the presence of  
..... )

SIGNED, SEALED and )  
DELIVERED on behalf of )  
COMMONWEALTH OF )  
AUSTRALIA by )  
[name] )  
the [position] )  
of [workplace] )  
..... )

in the presence of  
..... )

\_\_\_\_\_  
\_\_\_\_\_

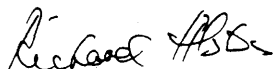
Commonwealth of Australia

*Income Tax Assessment Act 1997*

**Cultural Bequests Program (Maximum Approval  
Amounts) Determination (No. 1) 1997**

I, RICHARD KENNETH ROBERT ALSTON, Minister for Communications, the Information Economy and the Arts, make the following Determination under section 30-240 of the *Income Tax Assessment Act 1997*.

Dated 8 Dec 97 1997.



Minister for Communications, the Information Economy and the Arts

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**Citation**

1. This Determination may be cited as the Cultural Bequests Program (Maximum Approval Amounts) Determination (No. 1) 1997.

[NOTE: This Determination commences on gazettal: see *Acts Interpretation Act 1901*, ss.46A and 48.]

**Interpretation**

2. In this determination unless the contrary intention appears:

“Act” means the *Income Tax Assessment Act 1997*.

**Maximum approval amounts**

3. (1) For the purposes of section 30-240 of the Act, the maximum approval amount for each of the 1995-96 and 1996-97 financial years is \$1000.
- (2) For the purposes of section 30-240 of the Act, the maximum approval amount for each of the 1997-98, 1998-99 and 1999-2000 financial years is \$5,000,000.

**Revocation of Determination**

4. The Cultural Bequests Program (Maximum Approval Amounts)  
Determination (No. 1) dated 29 January 1996 is repealed.

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**9607619**

**AUSTRALIAN COMMUNICATIONS AUTHORITY**

*Telecommunications Act 1997*

*Subsection 56 (3)*

**NOTIFICATION OF GRANT OF CARRIER LICENCE**

The Australian Communications Authority gives notice under subsection 56 (3) of the *Telecommunications Act 1997* ('the Act') that on 18 December 1997 a carrier licence was granted to Macrocom Pty Ltd under subsection 56 (1) of the Act.

**9607620**

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## Environment

### COMMONWEALTH OF AUSTRALIA

#### Antarctic Treaty (Environment Protection) (Environmental Impact Assessment) Regulations

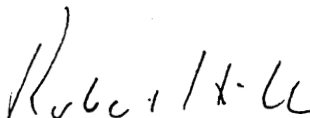
#### NOTICE OF COMPLETION OF AN INITIAL ENVIRONMENTAL EVALUATION

I, Robert Murray Hill, Minister for the Environment, pursuant to regulation 7 of the Antarctic Treaty (Environment Protection) (Environmental Impact Assessment) Regulations, give notice that I have determined that the activity proposed by Dr Elizabeth Kerry of the Antarctic Division in respect to activities in the Antarctic, namely, the removal of old buildings from Mawson Station is likely to have a minor or transitory impact on the environment.

Interested persons may obtain copies of the initial environmental evaluation from:

Mr Tom Maggs  
Australian Antarctic Division  
Channel Highway  
KINGSTON TAS 7050  
Tel: 03 6232 3506

Dated 14<sup>th</sup> Dec 1997



Minister for the Environment

9607621



Environment  
Protection Group

**NOTICE OF A PERMIT GRANTED UNDER THE ENVIRONMENT  
PROTECTION (SEA DUMPING) ACT 1981**

Pursuant to section 25 of the *Environment Protection (Sea Dumping) Act 1981*, notice is given that a permit was granted on 20 November 1997 that allows Onslow Salt Pty Ltd to load and dump at sea up to 3,500,000 cubic metres of dredge spoil derived from the dredging of an approach channel, turning basin and berth pocket at Onslow. The permit is granted for a period commencing on 20 November 1997 and extending until 31 December 1999.

The following notice is relevant to the decision to issue the permit.

A person or persons whose interests are affected by this decision may, within 28 days, make an application in writing to the Head, Environment Protection Group, Department of Environment requesting the reasons for the decision.

An application for independent review of the decision may be made to the Administrative Appeals Tribunal (AAT), on payment of the relevant fee (currently \$500), by the applicant within 28 days of receipt of the reasons for the decision, or within 28 days of this notice if the reasons for the decision are not sought. The application fee may be waived if the AAT is satisfied that the applicant is in financial hardship.

Applications should be made to the Deputy Registrar, AAT in your capital city, see under Commonwealth Government Section in the White Pages.

The following information may be of interest to persons affected by this notice:

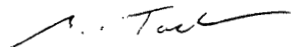
- There is no time limit within which the AAT must make a decision on the application for review. However, AAT procedures involve time limits. Inquiries should be directed to the AAT.
- The AAT does not award any costs to any party to a matter before it.
- Attendance of hearings may be necessary depending on the nature of the case and the discretion of the AAT.
- An interpreter service can be provided if required.

In addition to the above, persons may obtain access to documents under the Freedom of Information Act 1982. An application may be filed with the Department by sending a letter and cheque for \$30 to:

The Freedom of Information Coordinator  
Department of Environment, Sport and Territories  
GPO Box 787  
CANBERRA ACT 2601

Further information or enquiries should be directed to:

Assistant Secretary  
Environmentally Sustainable Industry Branch  
Environment Protection Group  
40 Blackall St  
BARTON ACT 2600  
Telephone: 06 274 1622  
Facsimile: 06 274 1640



Mark Tucker  
Assistant Secretary  
Environmentally Sustainable Industry Branch

2 December 1997

9607622

**Commonwealth of Australia**

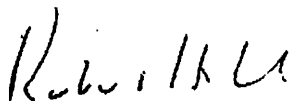
**Declaration under s46.(1) of the  
*Endangered Species Protection Act 1992***

I, ROBERT MURRAY HILL, Minister for the Environment, in pursuance of s46.(1) of the *Endangered Species Protection Act 1992*, hereby declare that the

Draft Recovery Plan for the Leadbeater's Possum *Gymnobelideus leadbeateri* prepared by the Victorian Department of Natural Resources and Environment; (Macfarlane M., Smith J. and Lowe K. (1997), Recovery Plan for the Leadbeater's Possum, Victorian Department of Natural Resources and Environment).

is adopted as a recovery plan under this Act.

Dated this.....17<sup>th</sup>.....day of.....November.....1997.



Minister for the Environment

The Leadbeater's Possum Recovery Plan is available from the Threatened Species and Communities Section and each of the offices of *Environment Australia*.

9607623



(Commonwealth logo)

## Environment Australia

### CALL FOR PUBLIC COMMENT

#### **Christmas Island Shrew (*Crocidura attenuata trichura*) Recovery Plan**

It is a requirement under s. 36 of the *Endangered Species Protection Act 1992*, for the Director of National Parks and Wildlife to prepare Recovery Plans for all threatened species that occur on Commonwealth areas within a certain time frame. The Recovery Plan must provide for the research and management actions necessary to stop the decline of the species so that its chances of long-term survival in nature are maximised. Once prepared all Recovery Plans are required to be exhibited for public comment.

The Biodiversity Group of Environment Australia has released for public comment the Recovery Plan for the endangered Christmas Island Shrew, a small mammal that occurs on Christmas Island in the Indian Ocean. Comments on the Christmas Island Shrew Recovery Plan are sought from interested individuals and groups. These comments will be taken into account during the plan's revision. A report on the comments and their consideration will also be prepared and will be sent with the revised draft plan to the Minister for approval.

Copies of the Christmas Island Shrew Recovery Plan are available from:

Threatened Species and Communities Section,  
Environment Australia  
GPO Box 636  
CANBERRA ACT 2601

or

from each of the National Park offices of Environment Australia

or

from the *Internet* at <http://www.biodiversity.environment.gov.au/plants/threaten/shrew.htm>

Comments should be forwarded to the Director, Threatened Species and Communities Section  
GPO Box 636, Canberra ACT 2601 by 7 April 1998.

9607655

**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 an authority under section 44 of the Act to CSIRO Entomology for the export of twelve x 5g freeze-dried samples of Australian native invertebrates. The samples are derived from common species of insect and other terrestrial invertebrates (arachnids, myriapods, nematodes and annelids), and are to be exported for the purpose of identifying chemical entities, previously unknown to science, which have potential utility as therapeutic drugs.

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 Population Assessment Section  
Environment Australia  
GPO Box 636  
CANBERRA ACT 2601

**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*.

Austrimi Seafoods Pty Ltd  
62-66 Cowie Street  
NORTH GEELONG VIC 3215

Senator Seafood Pty Ltd  
PO Box 321  
PORT MACDONNELL SA 5291

Senator Automation Pty Ltd  
34 Joubert Street  
HUNTERS HILL NSW 2110

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

9607624

## COMMONWEALTH OF AUSTRALIA

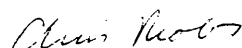
Wildlife Protection (Regulation of Exports and Imports) Act 1982

## Section 11

## DECLARATION OF AN APPROVED INSTITUTION

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

Dated this Fifteenth day of December 1997



## SCHEDULE

## DESIGNATED AUTHORITY

Column 1 Item	Column 2 Name and Country of Institution	Column 3 Approved class, or classes, of specimens
1.	Animal Services University of Western Australia R Block 4th Floor QEII Medical Centre NEDLANDS WA 6009 AUSTRALIA	<i>Oryctolagus cuniculus</i>

9607625

# SCHEDULE

## Family Osteoglossidae

*Scleropages jardinii* (saratoga or northern spotted barramundi)

## Family Ariidae

*Arius midgleyi* (piebald catfish, Midgley's catfish or shovelhead catfish)

## Family Plotosidae

*Anodontiglanis dahli* (toothless catfish)  
*Neosilurus ater* (black catfish)  
*Porochilus rendahli* (Rendahli's catfish)

## Family Melanotaeniidae

*Melanotaenia nigrans* (black-banded rainbowfish)  
*Melanotaenia splendida australis* (red-tailed rainbowfish)  
*Melanotaenia splendida inornata* (chequered rainbowfish)  
*Melanotaenia trifasciata* (banded rainbowfish)

## Family Pseudomugilidae

*Pseudomugil gertrudae* (spotted or Gertrude's blue-eye)

## Family Atherinidae

*Craterocephalus stercusmuscarum* (fly-specked hardyhead or line-eye)  
*Quirichthys stramineus* (strawman or blackmast)

## Family Chandidae

*Ambassis agrammus* (sail-fin glassfish)  
*Ambassis macleayi* (reticulated perchlet)  
*Denariusa bandata* (penny fish)

## Family Terapontidae

*Amniataba percoides* (striped, banded or barred grunter)  
*Hephaestus fuliginosus* (sooty grunter or black bream)  
*Leiopotherapon unicolor* (spangled grunter or spangled perch)  
*Syngnathus butleri* (Butler's or sharpnose grunter)

## Family Apogonidae

*Glossamia aprion* (mouth almighty)

## Family Toxotidae

*Toxotes chatareus* (common archer fish)  
*Toxotes lorentzi* (primitive archer fish)

## Family Eleotridae

*Hypseleotris compressa* (empire or carp gudgeon)  
*Mogurnda mogurnda* (purple-spotted gudgeon)  
*Oxyeleotris lineolata* (sleepy cod or sleeper)  
*Oxyeleotris selheimi* (black lined gudgeon)

## Family Soleidae

*Brachirus selheimi* (Selheim's or freshwater sole)

## COMMONWEALTH OF AUSTRALIA

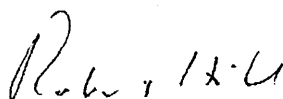
*Wildlife Protection (Regulation of Exports and Imports) Act 1982*

## 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 live specimens of certain species of native freshwater fish, to be "controlled specimens" for the purposes of subsection 10A (2) of the Act, subject to the following conditions:

1. This declaration is limited to live native freshwater fish which have been collected from the wild under licence of the Northern Territory Department of Primary Industry and Fisheries in accordance with the management arrangements specified in the document entitled *Management of the Commercial Harvest of Live Native Freshwater Fish Species in the Northern Territory*, submitted to Environment Australia on 26 September 1997;
2. this declaration is limited to the species listed in the attached schedule;
3. the Northern Territory Department of Primary Industry and Fisheries is to provide Environment Australia with an annual status report as outlined in section 8 of the management arrangements;
4. this declaration is valid from 1 January 1998 until 31 December 1999.

Dated this 14<sup>th</sup> day of December 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: (02) 6250 0200 Facsimile: (02) 6250 0243

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## Finance and Administration

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### COMMONWEALTH OF AUSTRALIA

#### *Commonwealth Electoral Act 1918*

#### APPOINTMENT OF ACTING CHAIRPERSON OF THE AUSTRALIAN ELECTORAL COMMISSION

I, WILLIAM PATRICK DEANE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council and under subsection 13(1) of the *Commonwealth Electoral Act 1918*, appoint Trevor Rees Morling to be acting Chairperson of the Australian Electoral Commission for a period of 3 months from 22 January 1998.

Dated 18 December 1997

WILLIAM DEANE

Governor-General

By His Excellency's Command,

NICK MINCHIN

Special Minister of State  
for the Minister for Finance and Administration

9607627

**AUSTRALIAN ELECTORAL COMMISSION**

***Notice of changes to the Register of Political Parties***

I, Wilfred James Gray, as delegate of the Australian Electoral Commission, and pursuant to the provisions of Part XI of the *Commonwealth Electoral Act 1918* approved:

on 27 November 1997 an application from the Registered Officer of Rebuild Australia Party to change his address in the *Register of Political Parties* to:

**216 Mapleton Road  
NAMBOUR QLD 4560**

on 11 December 1997 an application from the Australian Labor Party (Western Australian Branch) substituting Mr Mark Nolan with the following person as its Registered Officer in the *Register of Political Parties*:

**Mark Donato Cuomo**

on 17 December 1997 an application from The ACT Greens to change the details of its Registered Officer in the *Register of Political Parties* to:

**Peter Ostergaard  
34 Blair Street  
WATSON ACT 2602**

W J Gray  
Electoral Commissioner

**9607628**



## Health and Family Services

### COMMONWEALTH OF AUSTRALIA

#### *National Health Act 1953*

#### PHARMACEUTICAL BENEFITS

#### **DETERMINATION UNDER SUBSECTION 84BA (2)**

I, DAVID TREVOR GRAHAM, Assistant Secretary, Pharmaceutical Benefits Branch, Department of Health and Family Services and Delegate of the Minister for Health and Family Services, pursuant to subsection 84BA (2) of the *National Health Act 1953*, hereby make the following Determination:

1. This Determination shall come into effect on the first day of January 1998.
2. The Determination under subsection 84BA (2) of the *National Health Act 1953* made on 16 December 1996 with effect from 1 January 1997 is hereby revoked.
3. In this Determination:
  - (a) "the Act" means the *National Health Act 1953*; and
  - (b) unless the contrary intention appears, a word or expression which is defined in the Act shall be taken to have the same meaning as in the Act.
4. The amount which, for the purposes of Part VII of the Act, will be taken to have been paid to a public hospital for a supply of out-patient medication shall be the maximum value of the supply of out-patient medication for safety net purposes or the amount charged, whichever is the lesser.
5. The maximum value of a supply of out-patient medication to a concessional beneficiary, a dependant of a concessional beneficiary or the holder of a concession card shall be the amount referred to in paragraph 87 (2) (a) of the Act.
6. Except in the case of a public hospital situated in the State of Queensland, the maximum value of a supply of out-patient medication to a general patient who is not the holder of a concession card shall be \$15.00.
7. In the case of a public hospital situated in the State of Queensland, the maximum value of a supply of out-patient medication to a general patient who is not the holder of a concession card shall be:
  - (a) where the medication is a drug or medicinal preparation which is, within the meaning of section 85 of the Act, a pharmaceutical benefit and the Commonwealth price for that pharmaceutical benefit exceeds the amount referred to in paragraph 87 (2) (e) of the Act—the amount referred to in paragraph 87 (2) (e) of the Act; or
  - (b) where the medication is a drug or medicinal preparation which is, within the meaning of section 85 of the Act, a pharmaceutical benefit and the Commonwealth price for that pharmaceutical benefit does not exceed the amount referred to in paragraph 87 (2) (e) of the Act—the agreed price for that pharmaceutical benefit ascertained in accordance with the determination under subsection 84C (7) of the Act which is in force on the date of supply of the out-patient medication; or

- (c) where the medication is a drug or medicinal preparation which is not, within the meaning of section 85 of the Act, a pharmaceutical benefit—an amount ascertained by taking as a basis the cost to the hospital of that drug or medicinal preparation and applying, as if that cost were the approved price to pharmacists, the determination under subsection 84C (7) of the Act which is in force on the date of supply of the out-patient medication.

Dated this *twentieth* day of *December* 1997.



D. GRAHAM  
Assistant Secretary  
Pharmaceutical Benefits Branch  
Department of Health and Family Services  
Delegate of the Minister for Health and Family Services

COMMONWEALTH OF AUSTRALIA

*National Health Act 1953*

PHARMACEUTICAL BENEFITS

**DETERMINATION UNDER SUBSECTION 84HA (1)**

I, DAVID TREVOR GRAHAM, Assistant Secretary, Pharmaceutical Benefits Branch, Department of Health and Family Services and Delegate of the Minister for Health and Family Services, pursuant to subsection 84HA (1) of the *National Health Act 1953*, having, in accordance with subsection 84HA (2) of the *National Health Act 1953*, obtained the written agreement of the Pharmacy Guild of Australia, hereby make the following Determination:

1. This Determination shall come into operation on the first day of January 1998.
2. The amount payable by the Commonwealth to an approved pharmacist, an approved medical practitioner or an approved hospital authority in respect of each safety net concession card, each pharmaceutical benefits entitlement card, and each additional or replacement card in relation to any of those cards, issued in accordance with the relevant provisions of the *National Health Act 1953* and the National Health (Pharmaceutical Benefits) Regulations by the pharmacist, medical practitioner or hospital authority during the period 1 January 1998 to 31 December 1998 shall be \$5.95.

Dated this *twentieth* day of *December* 1997.



D. GRAHAM  
Assistant Secretary  
Pharmaceutical Benefits Branch  
Department of Health and Family Services  
Delegate of the Minister for Health and Family Services

## COMMONWEALTH OF AUSTRALIA

*National Health Act 1953*

## PHARMACEUTICAL BENEFITS

## NOTICE UNDER SUBSECTION 101 (2C)

## MEMBERSHIP OF THE PHARMACEUTICAL BENEFITS ADVISORY COMMITTEE

On and from 4 December 1997, the names and qualifications of the persons appointed as members of the Pharmaceutical Benefits Advisory Committee established under section 101 of the *National Health Act 1953* are as follows:

Donald John Birkett (Chairman)	BSc(Med), MB BS, DPhil, FRACP
Erica Mary Cohn	MB BS, Grad Dip Fam Med
Teresa Rita O'Rourke Cramond	OBE, AO, MB BS, DARCP, FFRACS, FFRACS, HON FFRACSI
Mervyn John Eadie	AO, MD BS, PhD, FRCP, FRACP
David Trevor Graham	PhD, BPharm, FPS
Edward Keith Graver	OAM, PhC, MPS, FAIPM
David Alexander Henry	MB ChB, MRCP
Sian Mary Catherine Hughes	MB BCh, DipRCO&G, MRCP, FRACP
Gordon Johnson	MB BS, FRANZCP, FRCPsych, DPM
John Farquhar Macdonald	MB BS
Rosemary Munro	MB BS, MRCP, FRCPA, FRCPATH, DpBACT, FASM
Aubrey Pitt	MD BS, FRACP, FACC

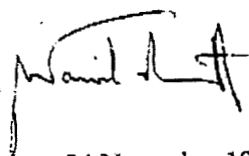
9607629

Commonwealth of Australia

*Child care Act 1972*

**Child Care Assistance (Fee Relief) Guidelines-Section 12A**

I, WARWICK LESLIE SMITH, Minister for Family Services, in pursuance of subsection 12A(1) of the *Child Care Act 1972*, vary the Childcare Assistance (Fee Relief) Guidelines made on 27 September 1995 and varied on 21 March 1996, 24 September 1996 and 2 February 1997, as set out in the Schedule.



24 November 1997

## SCHEDULE

## 1. Commencement

1.1 This variation commences on Gazettal.

## 2. Subclause 11(2)

2.1 Insert the following words at the end of subclause 11(2).

“other than in 1998, when it ceases from 30 June if a new assessment has not been obtained”

## 3. Clause 20

3.1 Replace the word “The” (first occurrence) with

“Unless a different date is specified in paragraphs 20(a) to (f), the’

3.2 Omit paragraphs 20(b), (c) and (d) and insert instead the following paragraphs:

- (b) “The Childcare Assistance annual income cut-off for a single child in care is \$65 743 per annum until 1 July 1998, after which it will be periodically aligned with the single child cut-off income ceiling for eligibility for a non-renting family to receive the minimum level of Family Payment under the Social Security Act, with the date of alignment being as specified in clause 21.
- (c) “The Childcare Assistance annual income cut-off for two children in care is \$77 084 per annum until 1 July 1998, after which it will be indexed by the percentage increase over the preceding 12 months of the basic Family Payment ceiling amount, with the date of indexation being as specified in clause 21.
- (d) “The Childcare Assistance annual income cut-off for three or more children in care is \$94 095 per annum until 1 July 1998, after which it will be indexed by the percentage increase over the preceding 12 months of the basic Family Payment ceiling amount, with the date of indexation being as specified in clause 21.

## 4 Subclause 21(1)

4.1 Insert the following words at the end of subclause 21(1):

“other than in 1998, when the date of effect is 1 July or by the second Monday following 1 July”

## 5. Subclause 21(2)

5.1 Insert the following words in subclause 21(2), after the word “year”:

"other than in 1998, when the date of effect is 1 July or by the second Monday following 1 July"

6. Subclauses 21(3) and (4)

6.1 Insert the following subclauses after subclause 21(2):

"21(3) For the purposes of paragraphs 20(b), the date of alignment will be 1 July 1998 and 1 April of each successive year.

"21(4) For the purposes of paragraphs 20(c) and 20(d), the date of indexation will be 1 July 1998 and 1 April of each successive year.

**9607630**

**National Health Act 1953 Part VI****REGISTRATION OF ORGANISATIONS**

**NOTIFICATION** in accordance with Section 81 of the National Health Act 1953 showing particulars of all subsisting registrations of organisations under Section 73 of the Act.

**REGISTERED HEALTH BENEFITS ORGANISATIONS**

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**NAME**

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- \* A.C.A. Health Benefits Fund
- \* A.M.A. Health Fund Limited
- \* Army Health Benefits Society
- Australian Unity Friendly Society
- Australian Unity Health Limited
- C.D.H. Benefits Fund
- \* Commonwealth Bank Health Society (Friendly Society)
- C.P.S. Health Benefits Society
- Credicare Health Fund
- Geelong Medical and Hospital Benefits Association Ltd
- Goldfields Medical Fund (Inc)
- \* Government Employees Health Fund Ltd
- Grand United Corporate Health Ltd
- Grand United Friendly Society
- \* Health Care Insurance Ltd
- Healthguard Health Benefits Fund Ltd



Health Insurance Commission

Health Insurance Fund of W.A.

Health-Partners Inc

Hospital Benefits Fund of Western Australia (Inc)

The Hospital Contribution Fund of Australia Ltd

The Independent Order of Oddfellows of Victoria

I.O.R. Australia Pty Ltd

Latrobe Health Services Inc

\* Lysaght Hospital and Medical Club

Manchester Unity Friendly Society in NSW

Medical Benefits of Australia Ltd

Mildura District Hospital Fund

\* M.I.M. Employees Health Society

National Mutual Health Insurance Pty Ltd

\* Naval Health Benefits Society

\* New South Wales Teachers' Federation Health Society

N.I.B. Health Funds Ltd

\* Phoenix Welfare Association Ltd

\* Queensland Teachers' Union Health Society

\* Railway & Transport Employees' Friendly Society Health Fund

\* Reserve Bank Health Fund Friendly Society

S.G.I.C. Health Pty Ltd

S.G.I.O. Health Pty Ltd

\* South Australia Police Employees' Health Fund Inc

St Luke's Medical & Hospital Benefits Association

54 *Government departments*

\* Transport Friendly Society

\* Transition Benefits Health Fund

United Ancient Order of Druids Victoria

United Ancient Order of Druids New South Wales

Registered Friendly Society Grand Lodge of New South Wales, The

Western District Health Fund Ltd

Yallourn Medical and Hospital Society

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\* Restricted membership organisations which restrict eligibility for membership by reference to employment, a particular profession, professional association or union, or membership of the Defence Forces.

A. S. Podger  
Secretary

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

**CANCELLATION OF REGISTRATION**

**NOTICE** is hereby given pursuant to subsection 81 (2) of the National health Act 1953 (the Act) that the registration of CUA Members' Benefits Friendly Society, as a registered health benefits organisation under Part VI of the Act, was cancelled with effect from COB 15 December 1997 in accordance with provisions of subsection 79 (5) of the Act.

**Christine Woodgate**  
Delegate of the Minister for Health and Family Services

**9607631**

COMMONWEALTH OF AUSTRALIA

*Health Insurance Commission Act 1973*

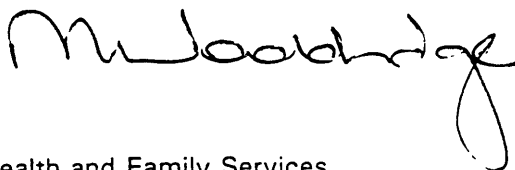
Appointment of a part-time Commissioner of the  
Health Insurance Commission

I, WILLIAM PATRICK DEANE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, and under section 10 of the *Health Insurance Commission Act 1973*, hereby appoint William John LOCKE as a part-time Commissioner of the Health Insurance Commission from 1 January 1998 to 31 March 1998.

Dated 18 DEC 1997

WILLIAM DEANE  
Governor-General

By His Excellency's Command



Minister for Health and Family Services

COMMONWEALTH OF AUSTRALIA

*Health Insurance Commission Act 1973*

Appointment of a part-time Commissioner of the  
Health Insurance Commission

I, WILLIAM PATRICK DEANE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, and under section 10 of the *Health Insurance Commission Act 1973*, hereby appoint Peter Donald BUNTING as a part-time Commissioner of the Health Insurance Commission from 23 December 1997 to 22 December 2002.

Dated 18 DEC 1997

WILLIAM DEANE  
Governor-General

By His Excellency's Command



Minister for Health and Family Services

COMMONWEALTH OF AUSTRALIA

*Health Insurance Commission Act 1973*

Appointment of a part-time Commissioner of the  
Health Insurance Commission

I, WILLIAM PATRICK DEANE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, and under section 10 of the *Health Insurance Commission Act 1973*, hereby appoint Andrew Stuart PODGER as a part-time Commissioner of the Health Insurance Commission from 23 December 1997 to 31 March 2001.

In accordance with subsection 10(2A) of the *Health Insurance Commission Act 1973* it is a ground for the termination of Mr Podger's appointment if he ceases to hold the office of Secretary of the Department of Health and Family Services.

Dated 18 DEC 1997

WILLIAM DEANE

Governor-General

By His Excellency's Command



Minister for Health and Family Services

9607632



PO Box 100 Woden ACT 2606 Australia  
☐ Woden Telephone: (02) 6289 1555 Facsimile: (02) 6289 8709  
☐ Symonston Telephone: (02) 6232 8444 Facsimile: (02) 6232 8605



Commonwealth Department of  
**Health and  
Family Services**

**COMMONWEALTH OF AUSTRALIA  
THERAPEUTIC GOODS ACT 1989  
NOTICE UNDER SECTION 30(6)(b): CANCELLATION OF LISTING OF GOODS  
IN THE AUSTRALIAN REGISTER OF THERAPEUTIC GOODS**

Pursuant to Section 30 (6)(b) of the *Therapeutic Goods Act 1989* notice is hereby given that the listings in the Australian Register of Therapeutic Goods (ARTG) of the goods specified below were cancelled on 26 November 1997. Particulars of the cancellations are as follows:

---

**SPONSOR:** SANS SOUCI INTERNATIONAL PTY LTD  
**ARTG NAME OF GOODS:** SANS-SOUCI INTERNATIONAL Sports Elixir Oral Liquid  
**ARTG NUMBER:** 20041  
**REASON FOR CANCELLATION:** The listing was cancelled under Section 30(2)(a) of the said Act because it appears to the Secretary that the quality, safety or efficacy of the goods is unacceptable.

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**SPONSOR:** PAN LABORATORIES  
**ARTG NAME OF GOODS:** PANLABS ENERPLUS Tablets - film coated bottle  
**ARTG NUMBER:** 60997  
**REASON FOR CANCELLATION:** The listing was cancelled under Section 30(2)(a) of the said Act because it appears to the Secretary that the quality, safety or efficacy of the goods is unacceptable.

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**SPONSOR:** SELECT FOODS P/L  
**ARTG NAME OF GOODS:** BIOGENIC ROYAL GINKGO 1000 Ginkgo biloba extract equiv 1g dry leaf capsule bottle  
**ARTG NUMBER:** 48259  
**REASON FOR CANCELLATION:** The listing was cancelled under Section 30(2)(a) of the said Act because it appears to the Secretary that the quality, safety or efficacy of the goods is unacceptable.

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**SPONSOR:** SELECT FOODS P/L  
**ARTG NAME OF GOODS:** SELECT LIFESTYLE ROYAL GINKGO 1000 Ginkgo biloba extract equiv 1g dry leaf capsule bottle  
**ARTG NUMBER:** 48260  
**REASON FOR CANCELLATION:** The listing was cancelled under Section 30(2)(a) of the said Act because it appears to the Secretary that the quality, safety or efficacy of the goods is unacceptable.

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dated this twenty sixth day of November 1997

Helen A Brown  
Delegate of the Secretary  
to the Department of Health & Family Services

Therapeutic  
Goods  
Administration

PO Box 100 Woden ACT 2606 Australia

☐ Woden Telephone: (02) 6289 1555 Facsimile: (02) 6289 8709

☐ Symonston Telephone: (02) 6232 8444 Facsimile: (02) 6232 8605

Commonwealth Department of  
**Health and  
Family Services****COMMONWEALTH OF AUSTRALIA  
THERAPEUTIC GOODS ACT 1989****NOTICE UNDER SECTION 30(6)(b): CANCELLATION OF LISTING OF GOODS  
IN THE AUSTRALIAN REGISTER OF THERAPEUTIC GOODS**

Pursuant to Section 30 (6)(b) of the *Therapeutic Goods Act 1989* notice is hereby given that the listings in the Australian Register of Therapeutic Goods (ARTG) of the goods specified below were cancelled on 26 November 1997. Particulars of the cancellations are as follows:

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<b>SPONSOR:</b>	<b>TOLLOT PTY LTD</b>
<b>ARTG NAME OF GOODS:</b>	<b>TOLLOT RENSHENFENGWANGJIANG Oral liquid bottle</b>
<b>ARTG NUMBER:</b>	<b>48853</b>
<b>REASON FOR CANCELLATION:</b>	The listing was cancelled under Section 30(2)(a) of the said Act because it appears to the Secretary that the quality, safety or efficacy of the goods is unacceptable.

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<b>SPONSOR:</b>	<b>SUPERFIT THE NATURAL WAY AUST P/L</b>
<b>ARTG NAME OF GOODS:</b>	<b>SUPERFIT THE NATURAL WAY GINSENG Panax ginseng 100mg root &amp; rhizome powder capsule bottle</b>
<b>ARTG NUMBER:</b>	<b>52244</b>
<b>REASON FOR CANCELLATION:</b>	The listing was cancelled under Section 30(2)(a) of the said Act because it appears to the Secretary that the quality, safety or efficacy of the goods is unacceptable.

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<b>SPONSOR:</b>	<b>ROCHE PRODUCTS PTY LTD</b>
<b>ARTG NAME OF GOODS:</b>	<b>NATURE'S WAY ROYAL JELLY AND GINSENG 250MG Capsule bottle</b>
<b>ARTG NUMBER:</b>	<b>16998</b>
<b>REASON FOR CANCELLATION:</b>	The listing was cancelled under Section 30(2)(a) of the said Act because it appears to the Secretary that the quality, safety or efficacy of the goods is unacceptable.

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<b>SPONSOR:</b>	<b>ROCHE PRODUCTS PTY LTD</b>
<b>ARTG NAME OF GOODS:</b>	<b>55764 NATURE'S WAY GINSENG IN ROYAL JELLY BASE Korean ginseng root powder 250.000mg capsule soft bottle</b>
<b>ARTG NUMBER:</b>	<b>55764</b>
<b>REASON FOR CANCELLATION:</b>	The listing was cancelled under Section 30(2)(a) of the said Act because it appears to the Secretary that the quality, safety or efficacy of the goods is unacceptable.

---

dated this twenty sixth day of November 1997

Helen A Brown  
Delegate of the Secretary  
to the Department of Health & Family Services





Therapeutic  
Goods  
Administration

PO Box 100 Woden ACT 2606 Australia

□ Woden Telephone: (02) 6289 1555 Facsimile: (02) 6289 8709

□ Symonston Telephone: (02) 6232 8444 Facsimile: (02) 6232 8605



Commonwealth Department of  
**Health and  
Family Services**

**COMMONWEALTH OF AUSTRALIA  
THERAPEUTIC GOODS ACT 1989  
NOTICE UNDER SECTION 30(6)(b): CANCELLATION OF REGISTRATION OF  
GOODS IN THE AUSTRALIAN REGISTER OF THERAPEUTIC GOODS**

Pursuant to Section 30 (6)(b) of the *Therapeutic Goods Act 1989* notice is hereby given that the registrations in the Australian Register of Therapeutic Goods (ARTG) of the goods specified below were cancelled on 26 November 1997. Particulars of the cancellations are as follows:

---

<b>SPONSOR:</b>	<b>ROCHE PRODUCTS PTY LTD</b>
<b>ARTG NAME OF GOODS:</b>	<b>NATURE'S WAY Energy nutrient capsules</b>
<b>ARTG NUMBER:</b>	<b>12146</b>
<b>REASON FOR CANCELLATION:</b>	<b>The registration was cancelled under Section 30(2)(a) of the said Act because it appears to the Secretary that the quality, safety or efficacy of the goods is unacceptable.</b>

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<b>SPONSOR:</b>	<b>ROCHE PRODUCTS PTY LTD</b>
<b>ARTG NAME OF GOODS:</b>	<b>NATURE'S WAY WOMENS ALL-IN-ONE Capsule bottle</b>
<b>ARTG NUMBER:</b>	<b>16997</b>
<b>REASON FOR CANCELLATION:</b>	<b>The registration was cancelled under Section 30(2)(a) of the said Act because it appears to the Secretary that the quality, safety or efficacy of the goods is unacceptable.</b>

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<b>SPONSOR:</b>	<b>ALLIED MASTER CHEMIST OF AUST LTD</b>
<b>ARTG NAME OF GOODS:</b>	<b>AMCAL WOMEN'S FORMULA WITH EXTRA IRON Tablet bottle</b>
<b>ARTG NUMBER:</b>	<b>16544</b>
<b>REASON FOR CANCELLATION:</b>	<b>The registration was cancelled under Section 30(2)(a) of the said Act because it appears to the Secretary that the quality, safety or efficacy of the goods is unacceptable.</b>

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dated this twenty sixth day of November 1997

Helen A Brown  
Delegate of the Secretary  
to the Department of Health & Family Services

9607633

**THERAPEUTIC GOODS ACT 1989****RECOMMENDATIONS OF THE AUSTRALIAN DRUG EVALUATION COMMITTEE**

The 193rd (1997/5) Meeting of the Australian Drug Evaluation Committee (ADEC) (2-3 October 1997) resolved to advise the Parliamentary Secretary to the Minister for Health and Family Services, and the Secretary, Department of Health and Family Services, that the following drugs should be approved for registration, subject to the resolution of all outstanding matters to the satisfaction of the Committee and the Therapeutic Goods Administration. These recommendations for approval may be subject to specific conditions.

**NELFINAVIR** (as mesylate) Viracept oral powder 50 mg/g.

**NELFINAVIR** Viracept oral tablets 250 mg.

Roche Products Pty Ltd.

**Indications:** Nelfinavir is indicated for use in combination with other antiretroviral drugs for the treatment of HIV/AIDS.

**ITRACONAZOLE** Sporanox oral solution 10 mg/mL.

Janssen-Cilag Pty Ltd.

**Indications:** For the treatment of oral and oesophageal candidiasis in HIV-positive or other immuno-compromised patients older than 12 years.

**ITRACONAZOLE** Sporanox capsules 100 mg.

Janssen-Cilag Pty Ltd.

**Extension of Indications:** Additional alternative dose/dosing schedule for the treatment of onychomycosis caused by dermatophytes.

**STAVUDINE** Zerit capsules 15 mg, 20 mg, 30 mg and 40 mg

Bristol-Myers Squibb Pharmaceuticals Pty Ltd.

**Modification of Product Information:** To modify the "Clinical Pharmacology" and "Adverse Reactions" sections of the Product Information.

**VINORELBINE** (as tartrate) Navelbine sterile solution for infusion 10 mg/mL.

Covance Pty Ltd.

**Indications:** For the treatment of advanced breast cancer after failure of standard therapy, as a single agent or in combination; and as first line treatment for advanced non-small cell lung cancer, both as a single agent and in combination.

**ISOSORBIDE MONONITRATE** Duride modified release tablets 60 mg.

Alphapharm Pty Ltd.

**Indications:** For the prophylactic treatment of angina pectoris. Duride is not recommended for the management of acute attack of angina pectoris.

**SERTRALINE HCL** Zoloft tablets 50 mg and 100 mg.  
Pfizer Pty Ltd.

**Extension of Indications:** To include the symptomatic treatment of panic disorder. The starting dose for this indication should be 25 mg.

**AMOXYCILLIN CLAVULANIC ACID** Augmentin Duo Forte fixed combination tablets, 875 mg and 125 mg.  
SmithKline Beecham (Australia) Pty Ltd.

**Extension of Indications:** To include the following: upper respiratory tract infections, such as sinusitis, otitis media and recurrent tonsillitis; and skin and soft tissue infection.

**ZOLMITRIPTAN** Zomig film coated tablets 2.5 mg and 5 mg.  
ICI Australia Operations Pty Ltd.

**Indications:** For the treatment of migraine with or without aura.

**TOLCAPONE** Tasmar film-coated tablets 100 mg and 200 mg.  
Roche Products Pty Limited.

**Indications:** For the treatment of Parkinson's Disease in combination with levodopa/benserazide or levodopa/carbidopa.

**FOLLITROPIN ALFA (RECOMBINANT HUMAN FOLLICLE STIMULATING HORMONE)** Gonal-F lyophilised sterile powder for reconstitution for injection 75 IU and 150 IU.  
Serono Australia Pty Ltd.

**Indications:** 1. The treatment of anovulatory infertility in women after inadequate response to clomiphene or where clomiphene is contraindicated; and 2. for controlled ovarian hyperstimulation in women undergoing assisted reproductive technologies.

**PACLITAXEL** Taxol injection 30 mg/5 mL, 100 mg/16.7 mL and 150 mg/25 mL.  
Bristol-Myers Squibb Australia Pty Ltd.

**Extension of Indications:** To include primary treatment of ovarian carcinoma in combination with a platinum agent.

**SUMATRIPTAN HEMISULFATE** Imigran nasal spray 10 mg and 20 mg (as base).  
Glaxo Wellcome Australia Ltd.

**Indications:** For the relief of migraine with or without aura.

**OFLOXACIN** Ocuflox eye drops solution 3 mg/mL.  
Allergan Australia Pty Ltd.

**Extension of Indications:** To include 'the treatment of corneal ulcers (bacterial keratitis) caused by ofloxacin-sensitive organisms in adults'.

**SAMARIUM [SM 153] LEXIDRONAM PENTASODIUM** Quadramet sterile solution for injection 6 GBQ/3 mL.  
Australian Nuclear Science and Technology Organisation.

**Indications:** For the relief of bone pain in patients with metastatic bone lesions demonstrated on radionuclide bone scan.

**VENLAFAXINE** Efexor-XR modified release capsules 75 mg and 150 mg.

**VENLAFAXINE** Altven-XR 75 mg and 150 mg.

Wyeth Australia Pty Limited.

**Indications:** For the treatment of major depression. The approved dose should be one capsule (75 mg or 150 mg) once daily, with provision for a maximum dose of 225 mg daily.

**CALCIPOTRIOL** Daivonex scalp solution 50 µg/mL.

CSL Limited.

**Indications:** For the treatment of psoriasis of the scalp in adult patients.

**DALTEPARIN SODIUM** Fragmin injection, 10,000 IU anti-Xa per mL (ampoules), 2,500 IU anti-Xa per 0.2 mL or 5,000 IU anti-Xa per 0.2 mL (single dose syringes).

Pharmacia & Upjohn Pty Limited.

**Extension of Indications:** To include an additional four weeks of treatment for thromboprophylaxis following orthopaedic surgery.

**SODIUM VALPROATE** Epilim tablets (crushable) 100 mg; enteric coated tablets 200 mg and 500 mg; sugar-free liquid 200 mg/5 mL.

Reckitt & Colman Products Pty Ltd.

**Extension of Indications:** As a second line drug for the treatment of mania.

*Martin Tattersall*

.....  
Professor Martin Tattersall  
Chairman  
Australian Drug Evaluation Committee

22/12/1997  
Date

9607634

**National Drugs and Poisons Schedule Committee**

**Australian Health Ministers' Advisory Council**

**OUTCOME OF CONSIDERATION BY THE NATIONAL DRUGS AND POISONS  
SCHEDULE COMMITTEE AT ITS NOVEMBER 1997 MEETING OF PROPOSALS  
FOR ALTERATIONS TO THE STANDARD FOR THE UNIFORM SCHEDULING OF  
DRUGS AND POISONS**

**Preamble**

The information set forth in the Schedule below is the outcome of the consideration by the National Drugs and Poisons Schedule Committee at its meeting on 18-20 November 1997 of the scheduling proposals notified in the Commonwealth of Australia Gazette of 8 October 1997 (Part A) as well as other scheduling proposals (Part B and Part C).

Interested parties are invited to comment and any comment on these decisions should be forwarded by close of business on 5 February 1998 to:

The Secretary  
National Drugs and Poisons Schedule Committee  
PO Box 100  
WODEN ACT 2606

## **SCHEDULE**

### **PART A - PROPOSALS NOTIFIED IN THE COMMONWEALTH OF AUSTRALIA GAZETTE OF 8 OCTOBER 1997.**

#### **1. PROPOSED CHANGES/ADDITIONS TO THE STANDARD FOR THE UNIFORM SCHEDULING OF DRUGS AND POISONS.**

- (a) **DEXTROMETHORPHAN**- Schedule 4 to Schedule 3 for un compounded liquid formulations containing 0.3 per cent or less of dextromethorphan. The Committee will also review the scheduling of compounded liquid formulations.

##### **Outcome**

##### **Schedule 3 - New entry**

DEXTROMETHORPHAN as the only therapeutically active substance in undivided preparations containing 0.3 per cent or less of dextromethorphan with a recommended dose of not more than 30 mg of dextromethorphan and in packs containing not more than 600 mg of dextromethorphan.

##### **Schedule 4 - Amendment**

DEXTROMETHORPHAN - amend entry to read:

DEXTROMETHORPHAN **except** when included in Schedule 2 or 3.

- (b) **GUAIPHENESIN** - Exemption from scheduling for guaiphenesin in oral preparations for therapeutic use.

##### **Outcome**

Deferred pending receipt of further information.

- (c) **COPPER OXYCHLORIDE** - Schedule 6.

##### **Outcome**

##### **Schedule 6 - New entry**

COPPER OXYCHLORIDE **except**:

- (a) when included in Schedule 5; or
- (b) in preparations containing 12.5 per cent or less of copper oxychloride.

##### **Schedule 5 - New entry**

COPPER OXYCHLORIDE in preparations containing 50 per cent or less of copper oxychloride **except** in preparations containing 12.5 per cent or less of copper oxychloride.

#### **2. MATTERS REFERRED BY AUSTRALIAN DRUG EVALUATION COMMITTEE (ADEC)**

- (a) **NISOLDIPINE** - New drug - Schedule required

##### **Outcome**

##### **Schedule 4 - New entry**

NISOLDIPINE.

- (b) **IRINOTECAN** - New drug - Schedule required

**Outcome**

**Schedule 4 - New entry**

IRINOTECAN.

- (c) **LETROZOLE** - New drug - Schedule required

**Outcome**

**Schedule 4 - New entry**

LETROZOLE.

- (d) **ATORVASTATIN** - New drug - Schedule required

**Outcome**

**Schedule 4 - New entry**

ATORVASTATIN.

- (e) **REMIFENTANIL** - New drug - Schedule required

**Outcome**

**Schedule 8 - New entry**

REMIFENTANIL.

- (f) **MIBEFRADIL** - New drug - Schedule required

**Outcome**

**Schedule 4 - New entry**

MIBEFRADIL.

- (g) **BRIMONIDINE** - New drug - Schedule required

**Outcome**

**Schedule 4 - New entry**

BRIMONIDINE.

**3. MATTERS REFERRED BY THE NATIONAL REGISTRATION AUTHORITY FOR AGRICULTURAL AND VETERINARY CHEMICALS**

- (a) **METHYL NEODECANAMIDE** - New chemical entity - Schedule required

**Outcome**

**Schedule 6 - New entry**

METHYL NEODECANAMIDE **except** in liquid preparations containing 2 per cent or less of methyl neodecanamide.

**(b) XL HIGH BOILING POINT TAR ACIDS - Schedule required**

**Outcome**

**Schedule 6 - New entry**

TAR ACIDS distilling within the range 230 - 290 °C inclusive.

**(c) DICYCLANIL - New chemical entity - Schedule required**

**Outcome**

**Schedule 6 - New entry**

DICYCLANIL **except** in preparations containing 5 per cent or less of dicyclanil.

**(d) MELOXICAM - New chemical entity - Schedule required**

**Outcome**

**Schedule 4 - New entry**

MELOXICAM.

**(e) BEAUVERIA BASSIANA -Schedule required**

**Outcome**

**Schedule 6 - New entry**

BEAUVERIA BASSIANA **except** when included in Schedule 5.

**Schedule 5 - New entry**

BEAUVERIA BASSIANA in preparations containing  $1 \times 10^8$  Colony Forming Units (CFU)/mL or less of *Beauveria bassiana*.

**(f) METALAXYL M - Schedule required**

**Outcome**

**Schedule 6 - New entry**

METALAXYL **except** when included in Schedule 5.

**Schedule 5 - Amendment**

METALAXYL - amend entry to read:

METALAXYL when included in preparations containing 35 per cent or less of metalaxyl.

**4. OTHER MATTERS FOR CONSIDERATION**

**(a) KAVA (*Piper methysticum*) - Assessment of scheduling status of preparations for therapeutic use containing kava.**

**Outcome**

The Committee foreshadowed a Schedule 4 entry for kava and its major active components, with exemption from scheduling for therapeutic products containing the equivalent of 100 mg of kava resin



per recommended dose. Comment is sought by the Committee on the need for current products to carry a drowsiness warning statement.

- (b) **DINOPROST, DINOPROSTONE AND GEMEPROST** - Need for an Appendix D rider to restrict availability to supply from or on the prescription or order of an authorised medical practitioner.

**Outcome**

Deferred pending receipt of further information.

- (c) **NALTREXONE** - Consideration for scheduling

**Outcome**

**Schedule 4 - New entry**

NALTREXONE.

**PART B - PROPOSALS MADE IN GAZETTAL NOTICES RELATING TO EARLIER MEETINGS**

- (a) **QUATERNARY AMMONIUM COMPOUNDS** - Review of Scheduling

**Outcome**

The Committee foreshadowed the following decision:

**Schedule 6 - New entry**

QUATERNARY AMMONIUM COMPOUNDS **except**:

- (a) when separately specified in these schedules;
- (b) when included in Schedule 5;
- (c) di-tallow dimethyl ammonium chloride; or
- (d) in preparations containing 5 per cent or less of such quaternary ammonium compounds.

**Schedule 5 - Amendment**

QUATERNARY AMMONIUM COMPOUNDS - amend entry to read:

QUATERNARY AMMONIUM COMPOUNDS in preparations containing 20 per cent or less of quaternary ammonium compounds **except**:

- (a) when separately specified in these schedules;
- (b) di-tallow dimethyl ammonium chloride; or
- (c) in preparations containing 5 per cent or less of such quaternary ammonium compounds.

- (b) **N-METHYL-2-PYRROLIDONE**- Scheduling

**Outcome**

**Schedule 6 - New entry**

N-METHYL-2-PYRROLIDONE except when included in Schedule 5.

**Schedule 5 - New entry****N-METHYL-2-PYRROLIDONE**

- (a) in preparations containing 50 per cent or less of N-methyl-2-pyrrolidone; or
- (b) when packed in single-use containers with a volume of 2 mL or less.

**(c) FLUNITRAZEPAM - Schedule review****Outcome****Schedule 8 - New entry****FLUNITRAZEPAM.****Schedule 4 - Amendment****FLUNITRAZEPAM - delete entry**

The Committee will be reviewing the scheduling of the benzodiazepine class at a future meeting.

**PART C - DECISIONS WITHOUT PRE-MEETING CONSULTATION, AND NOTICE OF REASONS.****(a) MATTERS REFERRED BY THE AUSTRALIAN DRUG EVALUATION COMMITTEE (ADEC)****New Drugs - Schedule 4 classification**

#FOLLITROPIN ALPHA.  
NELFINAVIR MESYLATE.  
RETEPLASE.  
TOLCAPONE.  
VINORELBINE.  
ZOLMITRIPTAN.

Follitropin alpha was included in the list of substances at Appendix D, paragraph 1.

The Committee also foreshadowed Schedule 4 entries for:

ALTEPLASE  
STREPTOKINASE  
UROKINASE

**Reason**

The above decisions were routine classifications of drugs recommended for registration by ADEC. In consideration of reteplase the Committee noted that alteplase, streptokinase and urokinase were not currently scheduled and agreed to foreshadow Schedule 4 entries for these substances.

**(b) CALCIUM HYPOCHLORITE****APPENDIX E, Part 2 - Amendment**

Calcium hypochlorite - amend entry to read:

Calcium hypochlorite in preparations containing:

- above 4 per cent and below 10 per cent of available chlorine .....a,c,f
- 10 per cent or more of available chlorine .....a,c,f,s

**Reason**

It is the intention of the Committee that the first aid instructions for calcium hypochlorite should be consistent with those for chlorinating compounds.

**(c) HYDROFLUORIC ACID AND HYDROSILICOFLUORIC ACID**

**Schedule 7 - Amendment**

HYDROFLUORIC ACID - amend entry to read:

HYDROFLUORIC ACID (excluding its salts and derivatives) **except** when included in Schedule 5 or 6.

**Schedule 7 - New entry**

HYDROSILICOFLUORIC ACID (excluding its salts and derivatives) **except** when included in Schedule 5 or 6.

**Schedule 6 - Amendment**

HYDROFLUORIC ACID - amend entry to read:

HYDROFLUORIC ACID (excluding its salts and derivatives) in preparations containing 10 per cent or less of hydrogen fluoride **except** when included in Schedule 5.

**Schedule 6 - New entry**

HYDROSILICOFLUORIC ACID (excluding its salts and derivatives) in preparations containing 12 per cent or less of hydrosilicofluoric acid ( $\text{H}_2\text{SiF}_6$ ) **except** when included in Schedule 5.

**Schedule 5 - Amendment**

HYDROFLUORIC ACID - amend entry to read:

HYDROFLUORIC ACID (excluding its salts and derivatives) in preparations containing 0.5 per cent or less of hydrogen fluoride.

**Schedule 5 - New entry**

HYDROSILICOFLUORIC ACID (excluding its salts and derivatives) in preparations containing 0.5 per cent or less of hydrosilicofluoric acid ( $\text{H}_2\text{SiF}_6$ ).

**Reason**

The Committee agreed that separate entries for hydrofluoric acid and hydrosilicofluoric acid would clarify the cut-off levels to Schedule 5 and 6 for these acids.

**(d) FLUORIDES AND SILICOFLUORIDES**

**Schedule 6 - Amendment**

FLUORIDES - amend entry to read:

FLUORIDES **except**:

- (a) when included in Schedule 2, 3, 4 or 5; or
- (b) when separately specified in this schedule; or
- (c) in dentifrices containing 1000 mg/kg or less of fluoride ion; or

- (d) in preparations containing 15 mg/kg or less of fluoride ion.

**Schedule 6 - New entry**

SILICOFLUORIDES **except:**

- (a) when included in Schedule 5; or  
(b) in preparations containing 15 mg/kg or less of fluoride ion.

**Schedule 5 - Amendment**

FLUORIDES - amend entry to read:

FLUORIDES in preparations containing 3 per cent or less of fluoride ion **except:**

- (a) when included in Schedule 2, 3, or 4; or  
(b) in dentifrices containing 1000 mg/kg or less of fluoride ion; or  
(d) in preparations containing 15 mg/kg or less of fluoride ion.

**Schedule 5 - New entry**

SILICOFLUORIDES in preparations containing 3 per cent or less of fluoride ion **except:**

- (a) barium silicofluoride when separately specified in this schedule; or  
(b) in preparations containing 15 mg/kg or less of fluoride ion.

**Reason**

Minor amendment for clarity and consistency.

(e) **4-CYANO-2-DIMETHYLAMINO-4,4-DIPHENYLBUTANE**

**Schedule 8 - Amendment**

4-CYANO-2-DIMETHYLAMINO-4,4-DIPHENYLBUTANE - Delete entry

**Schedule 9 - Amendment**

4-CYANO-2-DIMETHYLAMINO-4-DIPHENYLBUTANE - amend entry to read:

4-CYANO-2-DIMETHYLAMINO-4,4-DIPHENYLBUTANE (Methadone intermediate)

**Reason**

Minor amendment to correct typographical error.

(f) **DICHLOROISOCYANURATES**

**Schedule 6 - New entry (foreshadowed)**

DICHLOROISOCYANURATES.

**Schedule 5 - Amendment (foreshadowed)**

DICHLOROISOCYANURATES - Delete entry

**Reason**

The Committee considered toxicological data indicating that a Schedule 6 classification was appropriate for dichloroisocyanurates. Further information is sought on appropriate cut-offs to Schedule 5 and exempt, and also on requirements for the packaging for toilet rim products containing dichloroisocyanurates and trichloroisocyanurates to prevent removal or ingestion of contents when in use.

**(g) VIRGINIAMYCIN**

**Schedule 5 - Amendment**

VIRGINIAMYCIN - amend entry to read:

VIRGINIAMYCIN

- (a) in animal feed premixes or animal feed additives containing 2 per cent or less of virginiamycin activity; or
- (b) in animal feed additives for the treatment of acidosis when packed in individual sachets each containing 20 g or less of virginiamycin activity.

**Reason**

Minor amendment recognising that the Committee considered feed additives and feed premixes should be scheduled in the same way.

**(h) PRASTERONE**

**APPENDIX D, Paragraph 5 - New entry**

PRASTERONE.

**Reason**

Minor amendment for consistency with the Schedule 4 entry.

**(i) ORAL PHOSPHATE LAXATIVE SOLUTIONS**

**Schedule 4 - New entry**

SODIUM PHOSPHATE in preparations for oral use for laxative or bowel cleansing purposes.

**Reason**

The Committee considered reports of severe adverse reactions in use, including several deaths, justified a Schedule 4 classification for these preparations.

# Immigration and Multicultural Affairs

PEO\_LIST



Commonwealth of Australia

*Migration Act 1958*

Migration Regulations

## SPECIFICATION OF PROFESSIONAL-EQUIVALENT OCCUPATIONS UNDER SUBREGULATION 2.26(5)

I, *PHILIP RUDDOCK*, Minister for Immigration and Multicultural Affairs, acting under regulation 1.17 of the Migration Regulations and pursuant to the definition of "professional-equivalent occupation" in subregulation 2.26(5) of those Regulations:

- (1) REVOKE all existing instruments specifying professional-equivalent occupations under subregulation 2.26(5); and
- (2) SPECIFY each of the following occupations:
  - (a) **Pilot who holds a valid Air Transport Pilot Licence or equivalent;**
  - (b) **Flying Instructor who holds a valid Air Transport Pilot Licence or equivalent;**
  - (c) **Flight Operations Inspector;**
  - (d) **Flight Engineer;**

as a professional-equivalent occupation for the purposes of the definition of "professional-equivalent occupation" in subregulation 2.26(5).

Dated

5<sup>th</sup> December 1997.

A large, stylized handwritten signature in black ink, likely belonging to Philip Ruddock.

Minister for Immigration and Multicultural Affairs

[NOTES: (1) Regulation 1.17 provides that the Minister may, by notice published in the *Gazette*, specify matters required by individual provisions of these Regulations to be specified for the purposes of those provisions.

(2) Subregulation 2.26(5) defines a "professional-equivalent occupation" to mean an occupation specified by *Gazette* notice for this purpose.

(3) This notice takes effect on the day of publication in the *Gazette*.]

9607636

## Department of 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?
COONEY Dennis	28/09/50		32/301 Castlereagh St SYDNEY NSW 2000	CHARGES
LEE Tony Yue Fal	14/06/62	Geronimo & Associates	8/301 Castlereagh Street SYDNEY NSW 2000	CHARGES
NG Patty Bik Chi	31/03/58	Australian Chinese Community Assoc	2 Mary Street SURRY HILLS NSW 2010	FREE SERVICE
NHOUNG Wirun	10/01/54		56 Palmerston Road FAIRFIELD WEST NSW 2165	CHARGES
PROVIDO Elias	11/12/54	Philippine-Australian Community Services	Unit 8, Blacktown Mall 93-97 Main Street BLACKTOWN NSW 2148	FREE SERVICE
STEPHENS David Gerwyn Anthony	19/06/65	Australian Immigration Services	9 Godwyn Street BEXLEY NSW 2207	CHARGES
WILLIAMS Grant Thomas Howell	19/02/53	Australian Student & Immigration Services	73 The Point Road WOOLWICH NSW 2110	CHARGES

for SECRETARY  
Wednesday, 24 December 1997

9607637



Commonwealth of Australia

*Migration Act 1958*

Migration Regulations

**SPECIFICATION OF TECHNICAL-EQUIVALENT OCCUPATIONS  
UNDER SUBREGULATION 2.26(5)**

I, *PHILIP RUDDOCK*, Minister for Immigration and Multicultural Affairs, acting under regulation 1.17 of the Migration Regulations and pursuant to the definition of "technical-equivalent occupation" in subregulation 2.26(5) of those Regulations:

- (1) REVOKE all existing instruments specifying technical-equivalent occupations under subregulation 2.26(5); and
- (2) SPECIFY each of the following occupations:
  - (a) **Pilot who holds a valid Commercial Pilot Licence or equivalent;**
  - (b) **Flying Instructor who holds a valid Commercial Pilot Licence or equivalent;**

as a technical-equivalent occupation for the purposes of the definition of "technical-equivalent occupation" in subregulation 2.26(5).

Dated

12<sup>th</sup>

*December*

1997.

Minister for Immigration and Multicultural Affairs

[NOTES: (1) Regulation 1.17 provides that the Minister may, by notice published in the *Gazette*, specify matters required by individual provisions of these Regulations to be specified for the purposes of those provisions.

(2) Subregulation 2.26(5) defines a "technical-equivalent occupation" to mean an occupation specified by *Gazette* notice for this purpose.

(3) This notice takes effect on the day of publication in the *Gazette*.]



## Industry, Science and Tourism



### *Excise Tariff (Fuel Rates Amendments) Act 1997*

#### PROCLAMATION

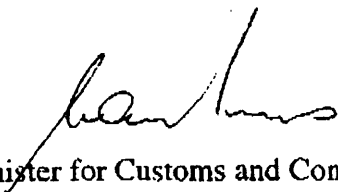
I, WILLIAM PATRICK DEANE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council and under subsection 2 (1) of the *Excise Tariff (Fuel Rates Amendments) Act 1997*, fix 31 January 1998 as the date on which that Act commences.



Signed and sealed with the  
Great Seal of Australia  
on 18 December 1997

**WILLIAM DEANE**  
Governor-General

By His Excellency's Command,



Minister for Customs and Consumer Affairs

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	10/12/97	11/12/97	12/12/97	13/12/97	14/12/97	15/12/97	16/12/97
<hr/>								
Austria	Schillings	8.4040	8.3870	8.2694	8.2694	8.2694	8.2492	8.1318
Belgium/Lux	Francs	24.6200	24.6000	24.0900	24.0900	24.0900	24.2200	23.8800
Brazil	Reals	.7413	.7435	.7395	.7395	.7395	.7369	.7252
Canada	Dollars	.9483	.9517	.9463	.9463	.9463	.9381	.9262
China	Yuan	5.5219	5.5294	5.4910	5.4910	5.4910	5.4676	5.3969
Denmark	Kroner	4.5458	4.5435	4.4481	4.4481	4.4481	4.4722	4.4114
EC	ECU	.6030	.6022	.5900	.5900	.5900	.5941	.5866
Fiji	Dollar	1.0196	1.0200	1.0133	1.0133	1.0133	1.0118	1.0013
Finland	Markka	3.5998	3.5939	3.5231	3.5231	3.5231	3.5431	3.4941
France	Francs	3.9954	3.9926	3.9095	3.9095	3.9095	3.9316	3.8775
Germany	Deutschmark	1.1937	1.1928	1.1678	1.1678	1.1678	1.1739	1.1578
Greece	Drachmae	187.4000	187.4600	183.4400	183.4400	183.4400	184.3800	182.4900
Hong Kong	Dollars	5.1618	5.1724	5.1390	5.1390	5.1390	5.1174	5.0515
India	Rupees	26.0041	26.0532	26.2301	26.2301	26.2301	26.0808	25.8310
Indonesia	Rupiah	2979.0000	2999.0000	3132.0000	3132.0000	3132.0000	3433.0000	3748.0000
Ireland	Pounds	.4580	.4590	.4507	.4507	.4507	.4508	.4485
Israel	Shekel	2.3540	2.3561	2.3342	2.3342	2.3342	2.3335	2.3039
Italy	Lire	1168.0300	1167.7200	1144.2600	1144.2600	1144.2600	1150.5300	1134.8800
Japan	Yen	86.4300	86.3300	86.1300	86.1300	86.1300	86.4000	85.3600
Korea	Won	1016.8200	1114.2200	1150.0500	1150.0500	1150.0500	1103.3100	952.7300
Malaysia	Ringgit	2.4521	2.4794	2.5085	2.5085	2.5085	2.5130	2.5221
Netherlands	Guilder	1.3449	1.3439	1.3158	1.3158	1.3158	1.3229	1.3046
New Zealand	Dollar	1.1122	1.1125	1.1122	1.1122	1.1122	1.1097	1.1224
Norway	Kroner	4.8355	4.8464	4.7661	4.7661	4.7661	4.8096	4.7437
Pakistan	Rupee	29.3500	29.3900	29.1800	29.1800	29.1800	29.0600	28.6900
Papua NG	Kina	1.1149	1.1202	1.1153	1.1153	1.1153	1.1143	1.1009
Philippines	Peso	23.4600	23.6500	24.4500	24.4500	24.4500	25.2100	26.5400
Portugal	Escudo	121.7200	121.7400	119.3600	119.3600	119.3600	119.7800	118.0300
Singapore	Dollar	1.0826	1.0856	1.0871	1.0871	1.0871	1.0914	1.0952
Solomon Is.	Dollar	2.5090	2.5115	2.4960	2.4960	2.4960	3.1137	3.0721
South Africa	Rand	3.2546	3.2670	3.2455	3.2455	3.2455	3.2291	3.1861
Spain	Peseta	100.7200	100.6400	98.7400	98.7400	98.7400	99.0800	97.8300
Sri Lanka	Rupee	40.8700	41.0000	40.7200	40.7200	40.7200	40.6700	40.1600
Sweden	Krona	5.2123	5.2204	5.1234	5.1234	5.1234	5.1432	5.0616
Switzerland	Franc	.9698	.9656	.9436	.9436	.9436	.9490	.9343
Taiwan	Dollar	21.3600	21.6100	21.5000	21.5000	21.5000	21.5500	21.3500
Thailand	Baht	28.1200	28.3500	29.2200	29.2200	29.2200	29.8000	30.5100
UK	Pounds	.4037	.4048	.3997	.3997	.3997	.4004	.3989
USA	Dollar	.6669	.6678	.6632	.6632	.6632	.6604	.6519

Michael Politi  
 Delegate of the  
 Chief Executive Officer of Customs  
 CANBERRA A.C.T.  
 17/12/97

## **ANTI-DUMPING AUTHORITY**

### **Confirmation of the Australian Customs Service's decision to terminate its investigations into the alleged dumping of polyvinyl chloride homopolymer resin (PVC) from the Republic of Indonesia, the Islamic Republic of Iran and the United Arab Emirates (UAE)**

The Anti-Dumping Authority has completed its review and has confirmed the Australian Customs Service's decision to terminate its investigations into the alleged dumping of PVC from Indonesia, Iran and the UAE.

The Authority found that during the period from 1 April 1996 to 24 September 1997:

- PVC exported to Australia from Indonesia and from the UAE were not dumped; and
- PVC exported to Australia from Iran was of a negligible volume.

The Authority, therefore, confirms Customs' decision to terminate its (preliminary) investigation of PVC imports from Indonesia, Iran and the UAE.

Requests for copies of the Authority's Report no. 180 should be addressed to the Information Officer, Ms Margaret McLeod, at the Authority by telephoning (02) 6213 6754 or Internet [MMCLEOD@dist.gov.au](mailto:MMCLEOD@dist.gov.au).

**9607641**

## Primary Industries and Energy

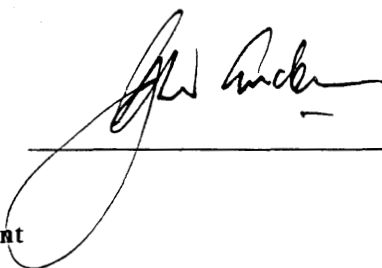
### COMMONWEALTH OF AUSTRALIA Export Control (Orders) Regulations

Export Control Orders No. 10 of 1997

### Export Control (Fees) Orders (Amendment)

I, JOHN DUNCAN ANDERSON, Minister for Primary Industries and Energy, make the following Orders under the Export Control (Orders) Regulations.

Dated the 10<sup>th</sup> day of December 1998.

  
\_\_\_\_\_

**1. Commencement**

1.1 These Orders commence on 13 January 1998.

**2. Amendments**

2.1 The *Export Control (Fees) Orders* are amended as set out in these Orders.

**3. Section II of the Schedule (Fees for Particular Services)**

3.1 Omit Clause 2A of the Schedule, substitute

“2A For the purposes of order 10, the fee payable for the inspection of a ship or container unit that is intended to be used to transport mung beans, prescribed grains and grains that are not prescribed goods is \$62 for each half hour or part thereof plus \$31 for each quarter hour or part thereof after the first half hour, during which the services of an authorised officer are rendered for that purpose.”

3.2 Omit Clause 2B.1ii of the Schedule, substitute

“2B.1ii For the purposes of order 10, the fee payable for the inspection of mung beans, prescribed grains and grains that are not prescribed goods for the purpose of determining whether a certificate (pursuant to section 23 of the Act) is to be issued, is -

- (a) where the services of an authorised officer are required for a normal working day - \$552 per day; or

- (b) where the services of an authorised officer are required during normal working hours for a week - \$1,920 per week; or
- (c) where the services of an authorised officer are required during normal working hours for a period of four weeks - \$7,520 per four weeks; or
- (d) where the services of an authorised officer are required during normal working hours for a year - \$86,960 per year; or
- (e) where the services of an authorised officer are required to be carried out at an authorised officer's ordinary station - \$28 per quarter hour or part thereof; or
- (f) where the services of an authorised officer are required to be carried out at any other place - \$62 for the first half hour or part thereof plus \$31 for each quarter hour or part thereof after the first half hour, during which the services of an authorised officer are rendered."

3.3 Omit Clause 2B.2 of the Schedule, substitute

"2B.2 For the purposes of order 10, the fee payable for the auditing of a certification assurance arrangement for mung beans, prescribed grains and grains that are not prescribed goods is -

- (a) where the services of an authorised officer are required for a normal working day - \$552 per day; or
- (b) where the services of an authorised officer are required during normal working hours for a week - \$1,920 per week; or
- (c) where the services of an authorised officer are required to be carried out at an authorised officer's ordinary station - \$28 per quarter hour or part thereof; or
- (d) where the services of an authorised officer are required to be carried out at any other place - \$62 for the first half hour or part thereof plus \$31 for each quarter hour or part thereof after the first half hour, during which the services of an authorised officer are rendered."

4. Section IV of the Schedule (Documentation Fees)

4.1 After Clause 8.1, insert

"8.2 For the purposes of order 13B, the fee payable in relation to the issue of a certificate as to condition, other than a phytosanitary certificate (pursuant to section 23 of the Act), of mung beans, prescribed grains and grains that are not prescribed goods, is \$51 for each certificate."

4.2 Omit Clause 10.2 of the Schedule, substitute

"10.2 For the purposes of order 13D, the fee payable in relation to the issue of a phytosanitary certificate for mung beans, prescribed grains and grains that are not prescribed goods is \$26 except that in the case of the first phytosanitary certificate being issued as a result of one

inspection of product going to one country on one ship or aircraft in which case the fee will be nil."

4.3 After Clause 11B.1a of the Schedule, insert

"11B.1b The fee payable for the issue of any document, other than an export permit, for mung beans, prescribed grains and grains that are not prescribed goods is \$13."

4.4 After Clause 11.2 of the Schedule, insert

"11.3 The fee payable for the issue of an export permit for mung beans, prescribed grains and grains that are not prescribed goods is \$26."

4.5 Omit Clause 11.9 of the Schedule, substitute

"11.9 The fee payable for the issue of an export permit for products to which subclauses 11.1, 11.2, 11.3, 11.4, 11.5, 11.6, 11.7 and 11.8 do not apply is \$32."

## NOTES

1. Statutory Rules 1982 No. 355.
2. The *Export Control (Fees) Orders* are in force under the *Export Control Act 1982* and the *Export Control (Orders) Regulations*; the table below cites the *Export Control (Fees) Orders* and subsequent amendments to those Orders up to the making of these Orders:

**TABLE OF ORDERS**

Name of Orders	No. and year	Date made	Date of Entry into force
1. Export Control (Fees) Orders	9 of 1986	5.9.86	1.10.86
2. Export Control (Fees) Orders (Amendment)	12 of 1986	22.10.86	1.11.86
3. Export Control (Fees) Orders (Amendment)	2 of 1987	27.2.87	1.3.87
4. Export Control (Fees) Orders as amended (Amendment)	4 of 1987	25.3.87	1.4.87
5. Export Control (Fees) Orders as amended (Amendment)	11 of 1987	27.8.87	1.9.87
6. Export Control (Fees) Orders as amended (Amendment)	16 of 1987	28.9.87	1.10.87
7. Export Control (Fees) Orders as amended (Amendment)	17 of 1987	27.10.87	1.11.87
8. Export Control (Fees) Orders as amended (Amendment)	18 of 1987	14.12.87	1.1.88
9. Export Control (Fees) Orders as amended (Amendment)	19 of 1987	20.12.87	1.1.88
10. Export Control (Fees) Orders as amended (Amendment)	4 of 1988	30.3.88	1.4.88
11. Export Control (Fees) Orders as amended (Amendment)	7 of 1988	31.5.88	1.6.88
12. Export Control (Fees) Orders as amended (Amendment)	10 of 1988	29.6.88	1.7.88
13. Export Control (Fees) Orders as amended (Amendment)	16 of 1988	28.9.88	1.10.88
14. Export Control (Fees) Orders as amended (Amendment)	6 of 1989	27.9.89	1.10.89
15. Export Control (Fees) Orders as amended (Amendment)	7 of 1990	12.12.90	1.1.91
16. Export Control (Fees) Orders as amended (Amendment)	5 of 1991	20.6.91	1.7.91
17. Export Control (Fees) Orders as amended (Amendment)	6 of 1991	30.9.91	1.10.91
18. Export Control (Fees) Orders (Amendment)	6 of 1992	12.5.92	20.5.92
19. Export Control (Fees) Orders (Amendment)	7 of 1992	29.7.92	1.8.92
20. Export Control (Fees) Orders (Amendment)	1 of 1994	12.1.94	13.1.94
21. Export Control (Fees) Orders (Amendment)	3 of 1994	20.10.94	1.11.94

22.	Export Control (Fees) Orders (Amendment)	1 of 1995	21.6.95	1.7.95
23.	Export Control (Fees) Orders (Amendment)	1 of 1996	18.1.96	1.2.96
24.	Export Control (Fees) Orders (Amendment)	2 of 1996	20.8.96	1.9.96
25.	Export Control (Fees) Orders (Amendment)	3 of 1996	18.12.96	1.1.97
26.	Export Control (Fees) Orders (Amendment)	1 of 1997	19.6.97	1.7.97
27.	Export Control (Fees) Orders (Amendment)	2 of 1997	27.6.97	1.7.97
28.	Export Control (Fees) Orders (Amendment)	3 of 1997	22.9.97	8.10.97
29.	Export Control (Fees) Orders (Amendment)	4 of 1997	11.9.97	1.7.97
30.	Export Control (Fees) Orders (Amendment)	5 of 1997	29.11.97	16.12.97
31.	Export Control (Fees) Orders (Amendment)	9 of 1997		1.1.98
32.	Export Control (Fees) Orders (Amendment)	10 of 1997		13.1.98

Printed by the authority of the Department of Primary Industries and Energy for the  
Commonwealth of Australia



## EXPLANATORY STATEMENT

Issued by the authority of the Minister for Primary Industries and Energy

### *Export Control Act 1982*

#### Export Control (Fees) Orders (Amendment) <sup>1</sup>

Sub-section 25(1) of the Export Control Act 1982 (the Act) provides that the Governor-General may make regulations, not inconsistent with the Act, prescribing matters required or permitted by the Act to be prescribed, or necessary or convenient to be prescribed for carrying out or giving effect to the Act.

Paragraph 25(2)(g) of the Act provides that the Governor-General may make orders, not inconsistent with the regulations, with respect to any matter for or in relation to which provision may be made by the regulations.

Regulation 3 of the *Export Control (Orders) Regulations* provides the Minister may, by instrument in writing, make orders, not inconsistent with regulations made under the Act, with respect to any matter for or in relation to which provision may be made by regulations made under the Act.

The *Export Control (Fees) Orders* (the Orders) impose fees in connection with the performance of services by authorised officers and make provision for the collection of those fees.

The purpose of the *Export Control (Fees) Orders (Amendment)* (the Amendment) is to introduce revised inspection charges for the grain exports industry for the remainder of the 1997/98 financial year.

The Australian Quarantine and Inspection Service (AQIS) has held discussions with representatives of the grain exports industry regarding the setting of new fees and charging structures for the 1997/98 financial year. Industry representatives have recognised the need to revise all fees within the Grain Exports Programme in order to ensure full cost recovery for the provision of inspection services within the programme.

The *Export Control (Fees) Orders (Amendment)* amends the Orders as follows:

#### Order 1 — Commencement

SubOrder 1.1 provides that the Orders will commence on 13 January 1998.

#### Order 2 — Amendments

SubOrder 2.1 provides that the Orders are amended as set out in the *Export Control (Fees) Orders (Amendment)*.

**Order 3 — Section II of the Schedule (Fees for Particular Services)**

SubOrder 3.1 provides for a decrease to the fee related to inspection of ships and container system units that carry mung beans, prescribed grains and grains that are not prescribed goods. The fee rate for the first half hour of inspection time or part thereof has been decreased from \$78 to \$62. The fee rate for each quarter hour of inspection time or part thereof after the first half hour has been decreased from \$39 to \$31.

SubOrder 3.2 replaces SubClause 2B.1ii of the Schedule and provides for a decrease in the quarter hourly, half hourly, daily, weekly, four-weekly and yearly fee-for-service charges for the inspection of mung beans, prescribed grains and grains that are not prescribed goods.

SubOrder 3.3 replaces SubClause 2B.2 of the Schedule and provides for a decrease in the quarter hourly, half hourly, daily, weekly, four-weekly and yearly fee-for-service charges for the auditing of a certification assurance arrangement for mung beans, prescribed grains and grains that are not prescribed goods.

**Order 4 — Section IV of the Schedule (Documentation Fees)**

SubOrder 4.1 provides for a separation in the fee payable in relation to the issue of a certificate of condition for mung beans, prescribed grains and grains that are not prescribed goods from the equivalent fee for other plants and plant products. Under this amendment, the fee payable for the issue certificates of condition prior to export is \$51.

SubOrder 4.2 replaces SubClause 10.2 of the Schedule and decreases the fee payable for the issue of a phytosanitary certificate for mung beans, prescribed grains and grains that are not prescribed goods prior to their export from \$32 to \$26.

SubOrder 4.3 provides for a separation in the fee payable in relation to the issue of any document, other than an export permit or a certificate of condition, for mung beans, prescribed grains and grains that are not prescribed goods from the equivalent fee for other plants and plant products. Under this amendment, the fee payable for the issue of these documents is \$13.

SubOrder 4.4 provides for a separation in the fee payable in relation to the issue of an export permit for mung beans, prescribed grains and grains that are not prescribed goods from the equivalent fee for other plants and plant products. Under this amendment, the fee payable for the issue of export permits prior to export is \$26.

SubOrder 4.5 maintains the export permit charge for products other than those specified in subclauses 11.1, 11.2, 11.3, 11.4, 11.5, 11.6, 11.7 and 11.8 at \$32 per permit.

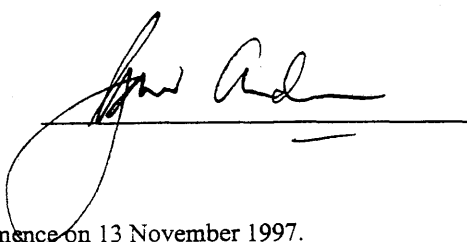
**COMMONWEALTH OF AUSTRALIA**  
**Export Control (Orders) Regulations**

**Export Control Orders No. 11 of 1997**

**Export Control (Fees) Orders (Amendment)**

I, JOHN DUNCAN ANDERSON, Minister for Primary Industries and Energy, make the following Orders under the Export Control (Orders) Regulations.

Dated the *5<sup>th</sup>* day of *December* 1997.



**1. Commencement**

1.1 These Orders commence on 13 November 1997.

**2. Amendments**

2.1 The *Export Control (Fees) Orders* are amended as set out in these Orders.

**3. PART 2 - INSPECTION FEES**

**Fees for overtime**

3.1 Omit order 6.1, substitute

"6.1 Where, at the request of a person, the services of an authorized officer are made available for the purposes of the Act or orders, and the officer is entitled to overtime, the person to whom the services are made available must pay -

- (a) where the officer is entitled to single time rate - fee rate A;
- (b) where the officer is entitled to time and a half rate - fee rate B;
- (c) where the officer is entitled to double time rate - fee rate C;
- (d) where the officer is entitled to double time and a half rate - fee rate D.

**Fees for shift work**

3.2 Omit order 7, substitute:

"7. Where, at the request of a person, the services of an authorised officer are made available for the purposes of the Act or orders and the officer performs shiftwork, the person to whom the services are made available must pay -

- (a) in respect of services rendered on a weekday - fee rate F;
- (b) in respect of services rendered on a Saturday - fee rate G;
- (c) in respect of services rendered on a Sunday - fee rate H; or
- (d) in respect of services rendered at a place on a day which is a holiday at that place - fee rate J for ordinary hours of duty and thereafter fee rate I."

**Fees for continuation of services after shift work**

## 3.3 Omit order 8, substitute:

- "8. Where, at the request of a person, the services of an authorised officer are made available for the purposes of the Act or orders and the officer performs any shiftwork, the person to whom the services are made available must pay, in relation to the services of the officer that are rendered outside that period of shiftwork, continuous with that shiftwork, and
- (a) the officer is entitled to payment of overtime at single time rate - fee rate A;
  - (b) the officer is entitled to payment of overtime at time and a half rate - fee rate B;
  - (c) the officer is entitled to payment of overtime at double time rate - fee rate C;
  - (d) the officer is entitled to payment of overtime at double time and a half rate - fee rate D."

**SCHEDULE****SECTION 1 - INSPECTION FEE RATES****Fee Rates**

## 4.1 Omit 1(a) to 1(d), substitute:

- 1. For the purposes of order 5 -
  - (a) fee rate A is \$4.70 per quarter hour or part thereof;
  - (b) fee rate B is -
    - (i) in relation to an authorized officer who is not a veterinary officer \$7.00 per quarter hour or part thereof subject to a minimum charge of \$122.00 where the services are performed non-continuously with ordinary duty; and
    - (ii) in relation to an authorized officer who is a veterinary officer \$10.60 per quarter hour or part thereof subject to a minimum charge of \$183.00 where the services are performed non-continuously with ordinary duty;
  - (c) fee rate C is -
    - (i) in relation to an authorized officer who is not a veterinary officer \$9.40 per quarter hour or part thereof subject to a minimum charge of \$150.00 where the services are performed non-continuously with ordinary duty; and
    - (ii) in relation to an authorized officer who is a veterinary officer \$14.10 per quarter hour or part thereof subject to a minimum charge of \$226.00 where the services are performed non-continuously with ordinary duty;
  - (d) fee rate D is -
    - (i) in relation to an authorized officer who is not a veterinary officer \$11.80 per quarter hour or part thereof subject to a minimum charge of \$188.00 where the services are performed non-continuously with ordinary duty; and
    - (ii) in relation to an authorized officer who is a veterinary officer \$18.00 per quarter hour or part thereof subject to a minimum charge of \$282.00 where the services are performed non-continuously with ordinary duty.

## 4.2 Delete 1(e).

# NOTES

1. Statutory Rules 1982 No. 355.
2. The *Export Control (Fees) Orders* are in force under the *Export Control Act 1982* and the *Export Control (Orders) Regulations*; the table below cites the *Export Control (Fees) Orders* and subsequent amendments to those Orders up to the making of these Orders:

TABLE OF ORDERS

	Name of Orders	No. and year	Date made	Date of Entry into force
1.	Export Control (Fees) Orders	9 of 1986	5.9.86	1.10.86
2.	Export Control (Fees) Orders (Amendment)	12 of 1986	22.10.86	1.11.86
3.	Export Control (Fees) Orders (Amendment)	2 of 1987	27.2.87	1.3.87
4.	Export Control (Fees) Orders (Amendment)	4 of 1987	25.3.87	1.4.87
5.	Export Control (Fees) Orders (Amendment)	11 of 1987	27.8.87	1.9.87
6.	Export Control (Fees) Orders (Amendment)	16 of 1987	28.9.87	1.10.87
7.	Export Control (Fees) Orders (Amendment)	17 of 1987	27.10.87	1.11.87
8.	Export Control (Fees) Orders (Amendment)	18 of 1987	14.12.87	1.1.88
9.	Export Control (Fees) Orders (Amendment)	19 of 1987	20.12.87	1.1.88
10.	Export Control (Fees) Orders (Amendment)	4 of 1988	30.3.88	1.4.88
11.	Export Control (Fees) Orders (Amendment)	7 of 1988	31.5.88	1.6.88
12.	Export Control (Fees) Orders (Amendment)	10 of 1988	29.6.88	1.7.88
13.	Export Control (Fees) Orders (Amendment)	16 of 1988	28.9.88	1.10.88
14.	Export Control (Fees) Orders (Amendment)	6 of 1989	27.9.89	1.10.89
15.	Export Control (Fees) Orders (Amendment)	7 of 1990	12.12.90	1.1.91
16.	Export Control (Fees) Orders (Amendment)	5 of 1991	20.6.91	1.7.91
17.	Export Control (Fees) Orders (Amendment)	6 of 1991	30.9.91	1.10.91
18.	Export Control (Fees) Orders (Amendment)	6 of 1992	12.5.92	20.5.92
19.	Export Control (Fees) Orders (Amendment)	7 of 1992	29.7.92	1.8.92
20.	Export Control (Fees) Orders (Amendment)	1 of 1994	12.1.94	13.1.94
21.	Export Control (Fees) Orders (Amendment)	3 of 1994	20.10.94	1.11.94
22.	Export Control (Fees) Orders (Amendment)	1 of 1995	21.6.95	1.7.95
23.	Export Control (Fees) Orders (Amendment)	1 of 1996	18.1.96	1.2.96
24.	Export Control (Fees) Orders (Amendment)	2 of 1996	20.8.96	1.9.96
25.	Export Control (Fees) Orders (Amendment)	3 of 1996	18.12.96	1.1.97
26.	Export Control (Fees) Orders (Amendment)	1 of 1997	19.6.97	1.7.97
27.	Export Control (Fees) Orders (Amendment)	2 of 1997	27.6.97	1.7.97
28.	Export Control (Fees) Orders (Amendment)	3 of 1997	22.9.97	8.10.97
29.	Export Control (Fees) Orders (Amendment)	4 of 1997	11.9.97	1.7.97
30.	Export Control (Fees) Orders (Amendment)	5 of 1997	29.11.97	16.12.97
31.	Export Control (Fees) Orders (Amendment)	11 of 1997	5.12.97	13.11.97

EXPLANATORY STATEMENT

Issued by the authority of the Minister for Primary Industries and Energy

*Export Control Act 1982*

Export Control (Fees) Orders (Amendment)

Sub-section 25(1) of the Export Control Act 1982 (the Act) provides that the Governor-General may make regulations, not inconsistent with the Act, prescribing matters required or permitted by the Act to be prescribed, or necessary or convenient to be prescribed for carrying out or giving effect to the Act.

Paragraph 25(2)(g) of the Act provides that the Governor-General may make orders, not inconsistent with the regulations, with respect to any matter for or in relation to which provision may be made by the regulations.

Regulation 3 of the *Export Control (Orders) Regulations* provides that the Minister may, by instrument in writing, make orders, not inconsistent with regulations made under the Act, with respect to any matter for or in relation to which provision may be made by regulations made under the Act.

The *Export Control (Fees) Orders* (the Orders) impose fees in connection with the performance of services by authorized officers and make provision for the collection of those fees.

The purpose of the *Export Control (Fees) Orders (Amendment)* is to amend cost recovery arrangements to correspond with new meat inspection overtime payment reforms. The overtime reforms emanate from the Certified Agreement for meat inspection staff that was ratified by the Australian Industrial Relations Commission on 10 November 1997.

The agreement provides for major changes to overtime arrangements, including:

- an increase in the span of ordinary hours of duty;
- an increase in the ordinary hours of duty from 38 to 40 hours;
- the payment over overtime within ordinary hours of duty only after 42.5 hours have been worked in a week; and
- hours worked between 40 and 42.5 each week will be paid at normal time only.

The amendments do not alter any of the existing fee rates and all existing rates have been maintained at their current levels. A new charge for recovering overtime paid at normal time has been created. This charge is necessary to recover the cost of overtime paid to meat inspection staff working between 40 and 42.5 hour in a given week within the span of ordinary hours of duty.

The overtime charges prescribed in the *Export Control (Fees) Orders* are used for recovering overtime costs for all of the Australian Quarantine and Inspection Service's export programs. Overtime charges for the meat, grain, horticulture, live animal, fish, dairy and dried fruit programs are all prescribed in the Orders. As a result, flexibility has been built into the amended Orders to allow for the differing operating arrangements in each of the programs.

The amended Orders have been drafted to retrospectively apply from 13 November 1997 which was the official commencement date of the Certified Agreement. No client will be disadvantaged by the retrospectivity of the Orders, as the revised arrangements will result in considerable reductions in the level of overtime to be recovered.

The revised overtime arrangements have been endorsed by representatives of peak bodies of the meat industry.

The *Export Control (Fees) Orders (Amendment)* amends the Orders as follows:

Order 1 — Commencement

SubOrder 1.1 provides that the Orders will commence on 13 November 1997.

Order 2 — Amendment

SubOrder 2.1 provides that the Orders are amended as set out in the *Export Control (Fees) Orders (Amendment)*.

Order 3 — Inspection fees

SubOrder 3.1 provides for the category of overtime for which a fee is payable where the services of an authorized officer are made available for the purposes of the Act or orders, and the officer is entitled to overtime.

SubOrder 3.2 provides for the category of shiftwork for which a fee is payable where the services of an authorized officer are made available for the purposes of the Act or orders and the officer performs shiftwork.

SubOrder 3.3 provides for the category of overtime for which a fee is payable where the services of an authorized officer are made available for the purposes of the Act or orders to perform shiftwork and the officer renders services outside that period of shiftwork. The services must be provided continuous with that shiftwork.

Order 4 — Inspection Fee Rates

SubOrder 4.1 prescribes the overtime rates payable for single time, time and a half, double time and double time and half for veterinary and non-veterinary officers.

SubOrder 4.2 deletes 1(e) of the Schedule. The overtime recovery rates previously prescribed by this Clause are now accounted for by 1(d) of the Schedule.

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**Social Security**

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**COMMONWEALTH OF AUSTRALIA***Social Security Act 1991***Appointment of Members to the Social Security Appeals Tribunal**

I, WILLIAM PATRICK DEANE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, under subsection 1324(1) of the *Social Security Act 1991*, hereby appoint:

- (a) Peter Alexander  
Rieteke Chenoweth  
Lynne Cretan  
Jill Huck

as part-time Senior Members of the Social Security Appeals Tribunal until the end of 31 December 1998.

- (b) Mukhtiar Singh Sidhu

as a part-time Member of the Social Security Appeals Tribunal until the end of 31 December 1998.

- (c) Ailsa Bramley  
Michael D'Argaville  
Joanna Richardson

as full-time Members of the Social Security Appeals Tribunal until the end of 31 December 1998.

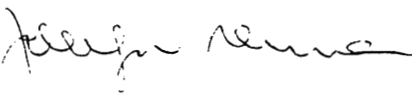
Dated

17 June 1997



Governor-General

By His Excellency's Command



Minister for Social Security



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## Transport and Regional Development

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CIVIL AVIATION  
SAFETY AUTHORITY  
AUSTRALIA

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

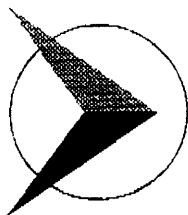
Notice is hereby given that the following amendments to Civil Aviation Orders Part 105 will become effective on 7 January 1998.

AD/BNT/42 - WING FLEX CAP

Copies of the above Order(s) are available from:

Noel Martin  
Publishing Controller  
Airworthiness Information  
Civil Aviation Safety Authority  
GPO Box 2005  
CANBERRA ACT 2601

Phone: 02 6217 1853  
Fax: 02 6217 1991  
E-Mail: MARTIN\_NK@CASA.GOV.AU  
Internet Site: [HTTP://WWW.CASA.GOV.AU/AIRWORTH/AD/AD HOME](http://www.casa.gov.au/airworth/ad/ad_home)



CIVIL AVIATION  
SAFETY AUTHORITY  
AUSTRALIA

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

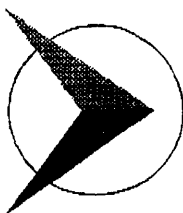
Notice is hereby given that the following amendments to Civil Aviation Orders Part 105 will become effective on 1 January 1998.

**AD/B747/179 - CENTRE FUEL TANK SCAVENGE PUMP INSPECTION**

Copies of the above Order(s) are available from.

Noel Martin  
Publishing Controller  
Airworthiness Information  
Civil Aviation Safety Authority  
GPO Box 2005  
CANBERRA ACT 2601

**Phone:** 02 6217 1853  
**Fax:** 02 6217 1991  
**E-Mail:** MARTIN\_NK@CASA.GOV.AU  
**Internet Site:** [HTTP://WWW.CASA.GOV.AU/AIRWORTH/AD/AD\\_HOME](http://WWW.CASA.GOV.AU/AIRWORTH/AD/AD_HOME)



CIVIL AVIATION  
SAFETY AUTHORITY  
AUSTRALIA

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

Notice is hereby given that the following amendments to Civil Aviation Orders Part 105 will become effective on 7 January 1998.

**AD/BN-2/62 - WING SPAR CAP**

Copies of the above Order(s) are available from.

Noel Martin  
Publishing Controller  
Airworthiness Information  
Civil Aviation Safety Authority  
GPO Box 2005  
CANBERRA ACT 2601

**Phone:** 02 6217 1853  
**Fax:** 02 6217 1991  
**E-Mail:** MARTIN\_NK@CASA.GOV.AU  
**Internet Site:** [HTTP://WWW.CASA.GOV.AU/AIRWORTH/AD/AD\\_HOME](http://WWW.CASA.GOV.AU/AIRWORTH/AD/AD_HOME)



## AIRSERVICES AUSTRALIA AVCHARGES CENTRE

PQ Box 231  
Civic Square ACT 2608  
(008) 026147 or (06) 268 5714  
Fax : (06) 268 5693

NOTICE OF CREATION OF STATUTORY LIEN IN RESPECT OF CERTAIN AIRCRAFT  
NOTICE IS hereby given that pursuant to section 59(1) of the AIRSERVICES ACT 1995, a statutory lien has been vested in Airservices in respect of each of the aircraft described hereunder.

Lien No.	Date and time created (EST)		Registration and Description	Operator
1299	24/11/97	1.21 pm	VH-HJG B06 Bell B206L Hel	Helijet Whitsunday
1300	24/11/97	1.21pm	VH-HJL B06 Bell B206L Hel	PO Box 5719
1301	24/11/97	1.21pm	VH-HJT H500 Hughes 369HS Hel	Macky Mail Centre Mackay QLD 4741
1302	28/11/97	2.52pm	LZ-SFL AN12 Antanov 124	Air Sofia
1303	03/12/97	3.38pm	RA-82077 A124 Antovov 124	64 Patriarch Evtni Blv BG-1000 Sofia Bulgaria
1304	03/12/97	3.38pm	V5-NAM F900 Dassault Falcon	Office of the President State House Mugabe Avenue Windhoek Nambia Africa 9000
1305	19/12/97	1.44pm	N41PR Gulf Gulfstream G4	Baseops Int. Inc 333 Cypress Run Ste 200, Houston USA 77094
1306	19/12/97	1.44pm	N818BE B190 Beech 1900c	Brents Int. Inc
1307	19/12/97	1.46pm	N819BE B190 Beech 1900	20511 Skywesst Drive Hayward Air Terminal Hayward USA 94541
1308	19/12/97	1.47pm	N138SR B707 Boeing 707-138B	Comtran Int. Inc 1770 Sky Place Blvd International Airport San Antonio USA 78216
1309	19/12/97	1.47pm	PK-CAP Gulf Gulfstream G3	Bakrie Aviation Inc C/-Hangar Skatek 021 Halim Perdana Kusma Airport, Jakarta Indonesia 13610

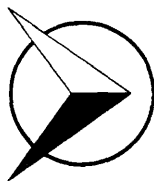
NOTICE OF CESSATION OF STATUTORY LIEN IN RESPECT OF CERTAIN AIRCRAFT  
NOTICE IS hereby given that pursuant to section 62(1) of the AIRSERVICES ACT 1995, a statutory lien vested in Airservices ceased to have effect in respect of each of the aircraft described hereunder.

Lien No.	Registration mark and Description	Date on which lien ceased to have effect
1208	VH-MXW	13 Oct 1997
1302	LZ-SFL	9 Dec 1997
1303	RA-82077	9 Dec 1997
1246	VH-KVN	11 Dec 1997
1204	VH-FHL	17 Dec 1997

Dated this 19 th day of December 1997

Harry Carroll  
Registrar of Statutory Liens

**9607647**



CIVIL AVIATION  
SAFETY AUTHORITY  
AUSTRALIA

## **NOTIFICATION OF EXEMPTION UNDER THE CIVIL AVIATION REGULATIONS**

On 23 December 1997 the Civil Aviation Safety Authority (CASA) issued an exemption under regulation 308 of the Civil Aviation Regulations (Exemption Number: CASA 251997 — Exemption of Rotary Air Force 2000 Two Place Gyroplanes).

Copies of the instrument are available for inspection at, and may be purchased over the counter from:

**Airservices Australia Publications Centre  
715 Swanston Street  
CARLTON Vic 3053**

Copies of the instrument may be purchased by mail from:

**Airservices Australia Publications Centre  
GPO Box 1986  
CARLTON SOUTH VIC 3053**

**9607648**

## Treasurer



### *Life Insurance Act 1995*

## **NOTICE OF MAKING OF COMMISSIONER'S RULES**

Under paragraph 48(1)(a) of the *Acts Interpretation Act 1901* and subsection 5(3) of the *Statutory Rules Publication Act 1903* NOTICE is given that the Insurance and Superannuation Commissioner has, pursuant to subsection 252(1) of the *Life Insurance Act 1995* (the "Act"), made the following Commissioner's rules:

- Commissioner's Rules Number 31, for the purposes of subsections 117(2)&(3) of the Act, made on 24 December 1997.
- Commissioner's Rules Number 32, for the purposes of subsections 244(1)&(2) of the Act, made on 24 December 1997.

These Commissioner's rules commence to have effect on 7 January 1998.

Copies of the Commissioner's rules are available from:

Life Insurance Group  
Insurance and Superannuation Commission  
GPO Box 9836  
Canberra ACT 2601

Inquiries about copies should be made by ringing Ms Ros Garrett on (02) 6213 5018.

Dated 31 December 1997.

(Published by authority of the Insurance and Superannuation Commissioner)

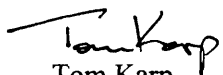
9607649

**INSURANCE ACT 1973**  
**NOTIFICATION OF GRANT OF AUTHORITY IN ACCORDANCE WITH**  
**SECTION 28**

In pursuance of section 28 of the Insurance Act 1973, I, Thomas Karp. Acting Insurance and Superannuation Commissioner, give notice that from and including 15 December 1997, pursuant to section 23 of the Insurance Act 1973, I have granted an authority to carry on insurance business to Housing Loans Insurance Corporation Limited, the registered office of which is situated at Level 27, St Martins Tower, 31 Market 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, located at 243-251 Northbourne Avenue, Lyneham ACT 2602.

Dated this .....11<sup>th</sup>..... day of December 1997

  
Tom Karp  
Commissioner

9607650



## *Insurance Act 1973*

# NOTICE SPECIFYING STATEMENTS THAT CAN BE INSPECTED

I, Thomas Karp, Acting Insurance and Superannuation Commissioner:

1. under subparagraphs 123(2)(a)(iii) and (iv) of the *Insurance Act 1973* (the "Act") and subsection 33(3) of the *Acts Interpretation Act 1901*, REVOKE any previous notices given under subparagraphs 123(2)(a)(iii) and (iv) of the Act; and
2. under subparagraphs 123(2)(a)(iii) and (iv) of the Act, SPECIFY that **Forms 1, 2, 3 and Part A of Form 4**<sup>1</sup> (the "old Forms"), are the statements and parts of statements:
  - (a) lodged with me under subsection 44(1) of the Act *as it applied as at 31 December 1997* by bodies corporate authorized under the Act to carry on insurance business ("authorized insurers"); and
  - (b) that a person ("applicant") may apply to inspect under subparagraphs 123(2)(a)(i) and (ii) of the Act by:
    - (i) giving me a written request that one or more of the old Forms in relation to a named authorized insurer in respect of a particular financial year ending on or after 23 November 1973<sup>2</sup> and on or before 30 December 1997, be made available for inspection; and
    - (ii) paying the \$10 fee prescribed by regulation 28 of the *Insurance Regulations* (the "Regulations"); and
3. under subparagraphs 123(2)(a)(iii) and (iv) of the Act, SPECIFY that **Forms 100 and 102**<sup>3</sup> (the "new Forms"), are the statements:
  - (a) lodged with me under subsection 44(1) of the Act by authorized insurers; and

<sup>1</sup> these Forms were prescribed for the purposes of section 44 of the Act by the *Insurance Regulations* as they applied on 31 December 1997.

<sup>2</sup> 23 November 1973 was the commencement date of the Act.

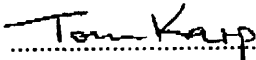
<sup>3</sup> The new Forms are referred to in (b) and (d) of the Determination under sections 44 and 49J of the Act dated 26 September 1997, which commenced on 8 October 1997.



- (b) that an applicant may apply to inspect under subparagraph 123(2)(a)(i) of the Act by:
- (i) giving me a written request that either or both of the new Forms in relation to a named authorized insurer in respect of a particular financial year ending on or after 31 December 1997, be made available for inspection; and
  - (ii) paying the \$10 fee prescribed by regulation 28 of the *Insurance Regulations* (the "Regulations").

This notice commences on 7 January 1998.

Dated ~~30~~ December 1997

  
.....  
Tom Karp  
Acting Commissioner

[NOTE: Under paragraph 123(2)(b) of the Act, an applicant may copy or take extracts from the Forms (old or new) inspected. Under subsection 123(3) of the Act, if a Form is stored by the Commissioner in electronic form, the Commissioner may give the applicant a printout of the Form, or the relevant parts of the Form. Under subsection 123(4), the applicant may request the Commissioner to provide a copy of a Form in electronic form (ie on a data processing device or by way of electronic transmission). The applicant must pay the Commissioner an amount calculated at the rate of \$1 per page of a copy, whether or not it is an electronic copy. However, the fee for electronic copies of the Forms in respect of a single financial year in relation to an authorized insurer shall not exceed \$60 (see regulation 29 of the *Insurance Regulations*).]

9607651

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## **Workplace Relations and Small Business**

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### Workplace Relations Act 1996

Australian Industrial Registry  
Level 7  
80 William Street  
EAST SYDNEY NSW 2011

### **NOTICE OF APPLICATION FOR THE REGISTRATION OF AN ENTERPRISE ASSOCIATION AS AN ORGANISATION OF EMPLOYEES**

(D No. 20008 of 1997)

NOTICE is given that an application has been made under the *Workplace Relations Act 1996* for the registration of an enterprise association called The ICI Botany Employees' Association as an organisation of employees.

The eligibility rules of the association are:

“The organisation shall consist of an unlimited number of persons being employed by ICI Australia Operations Pty Limited in or in connection with its operations at Botany in New South Wales.”

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 c/- Mr Terry Munright, Level 2, 22 City Road, Chippendale NSW 2008) 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

**9607652**

AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

*Workplace Relations Act 1996*  
s.141 application for common rule declaration

**Australian Nursing Federation**  
(C No. 80093 of 1997)

**DOCTORS' NURSES (NORTHERN TERRITORY) AWARD 1980**  
(ODN C No. 01037 of 1973)  
[Print E3739 [D0015CRN]]

Various employees

Northern Territory

COMMISSIONER EAMES

MELBOURNE, 14 NOVEMBER 1997

*Declaration of award as common rule.*

**DECLARATION**

1. The Doctors' Nurses (Northern Territory) Award 1980, as varied to date, shall be a common rule of persons whether full-time, part-time or casual employed in the industry or industrial pursuits of Registered and Enrolled Nurse, in the Northern Territory and shall be binding on all employers in the classifications for which provision is made in the said Award and shall be binding on all such employees.
2. The declaration shall not apply to:
  - (a) public sector employment; or
  - (b) employment by an employer bound by any of the following awards:
    - (i) Aboriginal and Community Controlled Health Services (Community Health Nursing Staff) Award 1988 [A0483CRN].
    - (ii) Nganampa Health Council, (Community Health Nursing Staff) Award, 1987 [N0065].
    - (iii) Nurses (Northern Territory) Private Sector Award 1989 [N0111CRN].
    - (iv) Child Care Industry (Northern Territory) Award 1993 [C0148CRN].
3. The declaration shall operate from midnight on 23 October 1997.

BY THE COMMISSION

COMMISSIONER

*Workplace Relations Act 1996*

## AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

## NOTICE OF VARIATION OF COMMON RULE AWARD

IN the matter of:

Aboriginal and Community Controlled Health Services (Community Health Nursing Staff) Award 1988 [A0483]

(C No. 80089 of 1997)

Doctors' Nurses (NT) Award 1980 [D0015]

(C No. 80090/97)

General Clerks (NT) Consolidated Award 1985 [G019]

(C No. 37403/97)

Hotels, Motels, Wine Saloons, Catering, Accommodation, Clubs &amp; Casino Employees (NT) Consolidated Award 1986 [H0021]

(C No. 23467/97)

Nurses (NT) Private Sector Award 1989 [N111]

(C No. 80092/1997)

Saddlery, Leather, Canvas and Plastic Material Workers Award 1985 [S0001]

(C No. 23466/97)

Transport Workers' (Refuse) Award, 1988 [T107]

(C No. 35205/97)

Transport Workers' (NT Oil Agents/Contractors)

Award 1990 [T124]

(C No. 35207/97)

AND in the matter of the variation of the awards

Notice is hereby given

- (a) That the Commission has varied the term of the above-mentioned awards referred to in the Schedule below.
- (b) that the variations will be a common rule of the Northern Territory as shown in the Schedule below; and
- (c) that any organisation or person interested and having an objection to the variations 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 awards may be inspected at the office of the Australian Industrial Registry at NT House, Level 10, 22 Mitchell Street, Darwin free of charge.

## SCHEDULE OF TERMS TO BE VARIED

award code	clause	substance	date of effect
A483	43	Superannuation	
V017			23.10.97
D015	8A	Superannuation	
V035			23.10.97
G019	6E	Supported wage for employees with disability	
V033			08.12.97
H021	8C	Supported wage for employees with disability	
V035			08.12.97
N111	43	Superannuation	
V021			23.10.97
S001	17A	Supported wage for employees with disability	
V039			08.12.97
T107	22	Bereavement leave	
V065			31.10.97
T124	30	Bereavement leave	
V042			31.10.97

18 December 1997

NEIL McHATTIE  
DEPUTY INDUSTRIAL REGISTRAR

9607653

**AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION**

Workplace Relations Act 1996

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

IN

**COMMUNITY AND AGED CARE SERVICES (A.C.T.) AWARD 1995**

(C0196) C No 23468/97

**RETAIL AND WHOLESALE INDUSTRY – SHOP EMPLOYEES –**

**AUSTRALIAN CAPITAL TERRITORY – AWARD 1996**

(R0017) C No 36586/97

**TRANSPORT WORKERS (PASSENGER VEHICLES) AWARD 1984**

(T0091) C No 36712/97

**TRANSPORT WORKERS' (L.P. GAS INDUSTRY) AWARD 1985**

(T0163) C No 33202/97

**AUSTRALIAN WORKERS UNION CONSTRUCTION-ON-SITE AND**

**CIVIL ENGINEERING (A.C.T.) AWARD 1981**

(A0212) C No 34225/96

**CONCRETE PRODUCTS FACTORIES (A.C.T.) AWARD 1970**

(C0071) C No 22937/97

**TRANSPORT WORKERS (L.P. GAS INDUSTRY) AWARD 1985**

(T0163) C No 32611/97

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 and Northern 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 1) Level 4, CML Building, University Avenue, Canberra and 2) NT House, Level 10, Mitchell Street, Darwin, NT, free of charge.

**SCHEDULE OF TERMS TO BE VARIED**

<b>Award code &amp; Var No</b>	<b>Clause</b>	<b>Substance</b>	<b>Date of Effect</b>
C0196 V007	5C	Supported Wage	8.12.97
R0017 V006	19	Supported Wage	8.12.97
T0091 V103	Part 1,11	Hours of duty	2.12.97
T0163 V032a		Correction to P3912	
A0212 V042	16,17,33	Expense related allowances	19.8.96
C0071 V007	2,4B,5,5B	Wage rates and allowances	
	5F,6,13,22,28	Safety net Review	25.9.97
T0163 V030a		Correction to P2225	12.6.97

Dated this 8th day of January 1998

Christine Hayward

Deputy Industrial Registrar

9607654



COMMONWEALTH OF AUSTRALIA

*Foreign Acquisitions and Takeovers Act 1975*

ORDER UNDER SUBSECTION 21A(4)

WHEREAS --

- (A) John Anthony Ward is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) John Anthony Ward has acquired an interest in the Australian urban land described in the Schedule ('the Land');

NOW THEREFORE I, Rod Kemp, Assistant Treasurer, for and on behalf of the Treasurer, pursuant to subsection 21A(4) of the Act, being satisfied that the acquisition by John Anthony Ward of the interest in the Land is contrary to the national interest, direct John Anthony Ward to dispose of the interest in the Land by midnight (Canberra time) 28 February 1998 to any person or persons approved in writing by the Treasurer.

This order comes into operation on the day that is 30 days after it is published in the Gazette.

Dated this

5

day of

December

1997

Assistant Treasurer

SCHEDULE

Land in the Parish of Gould, Land District of Dorset and State of Tasmania being Lot 1 on Plan 120245, Lot 1 on Plan 120215 and Lot 1 on Plan 112180 and contained in Volume 120245 Folio 1, Volume 120215 Folio 1 and Volume 112180 Folio 1 of the Register, respectively.





## 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>Family Law Act 1975</i>	Family Law (Child Abduction Convention) Regulations (Amendment)	1997 No. 347
<i>Administrative Appeals Tribunal Act 1975</i>	Administrative Appeals Tribunal Regulations (Amendment)	1997 No. 348
<i>Telecommunications Act 1997</i>	Telecommunications (Standard Agreements) Regulations	1997 No. 349
<i>Telecommunications Act 1997</i>	Telecommunications (Arbitration) Regulations	1997 No. 350
<i>Nuclear Non-Proliferation (Safeguards) Act 1987</i>	Nuclear Non-Proliferation (Safeguards) Regulations (Amendment)	1997 No. 351
<i>International Organisations (Privileges and Immunities) Act 1963</i>	Commission for the Conservation of Southern Bluefin Tuna (Privileges and Immunities) Regulations (Amendment)	1997 No. 352
<i>National Health Act 1953</i>	National Health Regulations (Amendment)	1997 No. 353
<i>Migration Act 1958</i>	Migration Regulations (Amendment)	1997 No. 354
<i>Petroleum Retail Marketing Sites Act 1980</i>	Petroleum Retail Marketing Sites Regulations (Amendment)	1997 No. 355
<i>Wool International Act 1993</i>	Wool International Regulations (Amendment)	1997 No. 356
<i>Primary Industries Levies and Charges Collection Act 1991, National Residue Survey Administration Act 1992, Horticultural Export Charge Act 1987 and Horticultural Levy Act 1987</i>	Primary Industries Levies and Charges Collection (National Residue Survey—Onion) Regulations (Amendment)	1997 No. 357
<i>National Residue Survey (Game Animals) Levy Act 1992</i>	Primary Industries Levies and Charges Collection (National Residue Survey—Game Animals) Regulations (Amendment)	1997 No. 358
<i>Primary Industries Levies and Charges Collection Act 1991 and National Residue Survey (Game Animals) Levy Act 1992</i>	Primary Industries Levies and Charges Collection (National Residue Survey—Game Animals) Regulations (Amendment)	1997 No. 359



Act under which the Statutory Rule was made	Description of the Statutory Rule	Year and number of the Statutory Rule
<i>Export Inspection (Establishment Registration Charges) Act 1985</i>	Export Inspection and Meat (Establishment Registration Charges) Regulations (Amendment)	1997 No. 360
<i>Export Inspection (Service Charge) Act 1985</i>	Export Inspection (Service Charge) Regulations (Amendment)	1997 No. 361
<i>National Residue Survey Administration Act 1992</i>	National Residue Survey Levy Regulations (Amendment)	1997 No. 362
<i>Primary Industries Levies and Charges Collection Act 1991, Horticultural Export Charge Act 1987 and National Residue Survey Administration Act 1992</i>	Primary Industries Levies and Charges Collection (National Residue Survey—Apple and Pear) Regulations	1997 No. 363
<i>Primary Industries Levies and Charges Collection Act 1991 and National Residue Survey Administration Act 1992</i>	Primary Industries Levies and Charges Collection (National Residue Survey— Honey) Regulations	1997 No. 364
<i>Primary Industries Levies and Charges Collection Act 1991 and Deer Slaughter Levy Act 1992</i>	Primary Industries Levies and Charges Collection (Deer and Deer Velvet) Regulations (Amendment)	1997 No. 365
<i>Primary Industries Levies and Charges Collection Act 1991 and National Residue Survey Administration Act 1992</i>	Primary Industries Levies and Charges Collection (National Residue Survey—Deer) Regulations (Amendment)	1997 No. 366
<i>Airports Act 1996</i>	Airports Regulations (Amendment)	1997 No. 367
<i>Income Tax Assessment Act 1936</i>	Income Tax Regulations (Amendment)	1997 No. 368
<i>Insurance Act 1973</i>	Insurance Regulations (Amendment)	1997 No. 369
<i>Superannuation Contributions Tax (Assessment and Collection) Act 1997</i>	Superannuation Contributions Tax (Assessment and Collection) Regulations (Amendment)	1997 No. 370
<i>Superannuation Contributions Tax (Members of Constitutionally Protected Superannuation Funds) Assessment and Collection Act 1997</i>	Superannuation Contributions Tax (Members of Constitutionally Protected Superannuation Funds) Assessment and Collection Regulations	1997 No. 371
<i>Veterans' Entitlements Act 1986</i>	Veterans' Entitlements Regulations (Amendment)	1997 No. 372





**DEPARTMENT OF EMPLOYMENT, EDUCATION,  
TRAINING AND YOUTH AFFAIRS**

**NOTIFICATION OF THE MAKING OF THE DETERMINATION  
UNDER THE *HIGHER EDUCATION FUNDING ACT 1988***

The following determination has been made under the *Higher Education Funding Act 1988*. A copy can be obtained from the Director, Public Funding Section, Higher Education Division, Department of Employment, Education, Training and Youth Affairs, 16-18 Mort Street, Canberra City, ACT, 2601, or by telephoning (06) 240 9647.

Number/ Year	Section	Description	Date Made
T28-97	15	Adjustment to 1997 operating grant for the University of Western Australia.	12/12/97
T1-98	20A	Advances to operating grants in 1998 from future years operating grants.	12/12/97
T2-98	24	To determine the maximum amount of expenditure for teaching hospital grants available to institutions in 1998.	12/12/97
T3-98	15	To provide the initial allocation for the 1998 program year of grants to institutions for expenditure for operating purposes	12/12/97
T4-98	16	To provide the initial allocation for the 1998 program year of grants to institutions for expenditure for limited operating purposes.	12/12/97





Commonwealth  
of Australia

Gazette

No. S 530, Tuesday, 16 December 1997

Published by the Australian Government Publishing Service, Canberra

SPECIAL

**FORM 546**

Corporations Law

Subregulation 5.6.65(1)

**NOTICE OF INTENTION TO DECLARE A DIVIDEND**

**PRINTING PLATES SALES COMPANY PTY LTD (IN LIQUIDATION)**

**A.C.N. 075 211 577**

A first and final dividend is to be declared on the 7th day of February 1998 in respect of the company.

Creditors whose debts or claims have not already been admitted are required on or before the 23rd day of January 1998 to formally prove their debts or claims. If they do not, they will be excluded from the benefit of the dividend.

Dated this 11 day of December 1997

*R. Erskine*

ROBYN ERSKINE

**LIQUIDATOR**

Brooke Bird & Co

Chartered Accountants

255 Whitehorse Road

BALWYN VIC. 3103

Telephone: 9630 1000



9 780644 493642



**Commonwealth  
of Australia**

**Gazette**

No. S 531, Tuesday, 16 December 1997

Published by the Australian Government Publishing Service, Canberra

**SPECIAL**

**FORM 5-811**

**NOTICE OF WINDING UP ORDER**

**In the matter of ROBCOLL PTY LTD  
(A.C.N 062 401 521)**

**Winding Up Order made 10 December 1997.**

**Name and Address of Liquidator: Kenneth Wayne Lamb and Colin Stanley Wight of  
the firm Ernst & Young, of 120 Collins Street, Melbourne.**

**T.F GRUNDY & CO**

**Solicitors for the Applicant**





**CORPORATIONS ACT 1989**  
**Subsection 32(1)**

**NOTIFICATION OF ACCOUNTING STANDARDS**

**AASB 1009 "CONSTRUCTION CONTRACTS"**  
**AASB 1036 "BORROWING COSTS"**

NOTICE is hereby given that the Australian Accounting Standards Board has made the following accounting standards under section 32 of the *Corporations Act 1989*:

- (a) AASB 1009 "Construction Contracts", for application to financial years that end on or after 31 December 1998; and
- (b) AASB 1036 "Borrowing Costs", for application to financial years that end on or after 31 December 1998.

When operative, AASB 1009 supersedes Approved Accounting Standard AASB 1009 "Accounting for Construction Contracts" as approved by notice published in Gazette No. S591 on 14 November 1986 and amended by Accounting Standard AASB 1025 "Application of the Reporting Entity Concept and Other Amendments".

Copies of the accounting standards may be purchased from the offices of the Australian Accounting Standards Board, 211 Hawthorn Road, Caulfield, Victoria 3162.





Commonwealth  
of Australia

Gazette

No. S 533, Wednesday, 17 December 1997

Published by the Australian Government Publishing Service, Canberra

SPECIAL

FORM 546

Sub-regulation 5.6.65(1)

CORPORATIONS LAW

NOTICE OF INTENTION TO DECLARE A  
FIRST AND FINAL DIVIDEND

CLAYTON DRIVE-IN PTY LTD (IN LIQUIDATION)  
ACN: 008 681 516

NOTICE IS HEREBY GIVEN that as Liquidator of the abovenamed company, I Allen Hugh Lafferty, Chartered Accountant of Stevens Lafferty, 6 Outram Street, Perth, WA 6005 intend to declare a FIRST AND FINAL DIVIDEND in this matter.

Creditors who have not lodged a Proof of Debt must do so by 15<sup>th</sup> January 1998, otherwise they will be excluded from the benefit of the dividend.

DATED this 11th day of December 1997

A.H. LAFFERTY  
Liquidator

STEVENS LAFFERTY & CO  
CHARTERED ACCOUNTANTS  
6 OUTRAM STREET  
WEST PERTH WA 6005  
TEL: 9322 1689  
FAX: 9322 7554





Commonwealth  
of Australia

Gazette

No. S 534, Friday, 19 December 1997

Published by the Australian Government Publishing Service, Canberra

SPECIAL

NOTICE OF WINDING UP APPLICATION

Form 14  
(Rule 57)

ADVERTISING AUSTRALIA (QLD) PTY LTD  
TRADING AS UMBRELLA ADVERTISING

ACN: 074 132 719  
SUPREME COURT: Brisbane  
APPLICATION NO.: 11075 of 1997

An application for the winding up of ADVERTISING AUSTRALIA (QLD) PTY LTD (ACN 074 132 719) TRADING AS UMBRELLA ADVERTISING was made by JERICHO DEAD SEA PRODUCTS PTY LTD (ACN 010 095 468) on the 8th day of December, 1997 and will be heard by the Supreme Court of Queensland at Brisbane at 9:30am on the 16th day of January, 1998. Copies of documents filed may be obtained from the Applicant.

Any person intending to appear at the hearing must serve a notice in the prescribed form to reach the address below no later than 4:00pm on the 15th day of January, 1998.

**LYNCH & COMPANY**  
Solicitors for the Applicant  
Level 12  
Jetset Centre  
288 Edward Street  
Brisbane Qld 4000



9 780644 493680



Commonwealth of Australia

*Migration Act 1958*

Migration Regulations

**SPECIFICATION OF AMOUNTS OF CURRENCY  
FOR THE PURPOSES OF PARAGRAPH 5.36(1)(b)**

I, **PHILIP RUDDOCK**, Minister for Immigration and Multicultural Affairs, acting under regulation 1.17 and paragraph 5.36(1)(b) of the Migration Regulations:

- (1) REVOKE all existing instruments made under paragraph 5.36(1)(b) of the Migration Regulations; and
- (2) SPECIFY for the purposes of paragraph 5.36(1)(b) the foreign currency amounts set out in the Schedule.

This notice has effect on and from 1 January 1998.

Dated

11<sup>th</sup> December 1997.

Minister for Immigration and Multicultural Affairs

[NOTE. Regulation 1.17 provides that the Minister may, by notice published in the *Gazette*, specify matters required by individual provisions of the Regulations to be specified for the purposes of those provisions. Paragraph 5.36(1)(b) provides that the payment in a foreign country of a fee payable under the Regulations may be made by payment of the corresponding amount in a currency that is specified for this purpose by Gazette Notice and ascertained in accordance with that Notice.]



Schedule - Migration Regulations - Fees/ Charges in Foreign Currencies from 1 January 1998

Australia Dollar	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7	Column 8	Column 9	Column 10	Column 11
	Austria Schilling	Belgium Franc	Brunei Dollar	Canada Dollar	China Yuan	Egypt Pound	Fiji Dollar	France Franc	Germany Mark	Hong Kong Dollar
35	320	1000	41	40	220	87	38	160	45	200
45	400	1200	52	50	280	112	49	200	60	260
65	580	1700	75	70	400	161	71	280	85	380
80	720	2100	93	85	490	198	87	340	105	460
110	980	2900	127	115	670	272	120	480	140	620
145	1300	3800	168	150	880	359	158	620	185	820
210	1880	5500	243	220	1270	519	228	900	265	1200
280	2500	7300	323	290	1700	692	304	1200	355	1580
285	2540	7500	329	295	1730	704	310	1220	360	1620
300	2660	7900	346	310	1820	741	326	1280	380	1700
355	3160	9300	410	370	2150	877	386	1500	450	2000
540	4800	14100	623	560	3270	1334	587	2280	685	3060
650	5780	17000	750	675	3930	1605	706	2760	820	3660
940	8340	24500	1084	975	5680	2321	1021	3980	1185	5300
1015	9000	26400	1171	1050	6140	2507	1102	4300	1280	5720
1055	9360	27500	1217	1090	6380	2605	1146	4460	1330	5940
1,450	12860	37800	1673	1500	8770	3581	1575	6140	1830	8180
2100	18620	54700	2422	2170	12690	5185	2280	8880	2650	11840
2,235	19820	58200	2578	2310	13510	5519	2427	9440	2820	12600
2540	22520	66100	2929	2625	15350	6272	2758	10740	3205	14300
3040	26960	79100	3506	3140	18370	7506	3301	12840	3835	17120
3045	27000	79200	3512	3145	18400	7519	3306	12860	3840	17160
4470	39640	116300	5155	4615	27010	11037	4853	18880	5635	25180



**Schedule - Migration Regulations - Fees/ Charges in Foreign Currencies from 1 January 1998**

	Column 12	Column 13	Column 14	Column 15	Column 16	Column 17	Column 18	Column 19	Column 20	Column 21
Australia	India	Indonesia	Ireland	Italy	Japan	Korea	Malaysia	Netherlands	New Zealand	Pakistan
Dollar	Rupee	Rupiah	Pound	Lira	Yen	Won	Ringgit	Guilder	Dollar	Rupee
35	950	88000	20	44000	4000	23000	88	50	45	1055
45	1220	113000	25	56000	5000	30000	112	70	55	1355
65	1760	164000	35	81000	6000	42000	162	100	80	1955
80	2165	201000	40	99000	8000	52000	198	120	95	2405
110	2975	276000	55	136000	11000	71000	272	160	130	3310
145	3920	364000	70	179000	14000	94000	358	210	170	4360
210	5675	527000	105	260000	20000	136000	518	300	245	6315
280	7565	703000	140	346000	26000	181000	690	400	325	8415
285	7700	716000	140	352000	27000	184000	702	410	335	8565
300	8105	753000	145	371000	28000	194000	740	430	350	9020
355	9595	891000	175	439000	33000	230000	876	510	415	10670
540	14590	1355000	265	667000	50000	349000	1330	770	630	16230
650	17565	1631000	315	803000	60000	420000	1602	930	755	19535
940	25400	2359000	455	1161000	87000	607000	2316	1340	1095	28250
1015	27425	2547000	490	1253000	93000	656000	2500	1450	1180	30505
1055	28505	2647000	510	1303000	97000	681000	2600	1500	1225	31705
1450	39175	3639000	700	1790000	133000	936000	3572	2060	1685	43580
2100	56735	5269000	1015	2593000	193000	1356000	5172	2990	2440	63110
2235	60385	5608000	1080	2759000	205000	1443000	5504	3180	2595	67170
2540	68625	6373000	1225	3136000	233000	1640000	6256	3610	2950	76335
3040	82135	7628000	1470	3753000	279000	1963000	7488	4320	3530	91360
3045	82270	7640000	1470	3759000	279000	1966000	7500	4330	3535	91510
4470	120765	11216000	2160	5518000	410000	2885000	11008	6350	5190	134335

**Schedule - Migration Regulations - Fees/ Charges in Foreign Currencies from 1 January 1998**

Australia	Column 22 Philippines	Column 23 Singapore	Column 24 South Africa	Column 25 Sri Lanka	Column 26 Sweden	Column 27 Switzerland	Column 28 Syria	Column 29 Thailand	Column 30 United Kingdom	Column 31 United States of America
Dollar	Peso	Dollar	Rand	Rupee	Krona	Franc	Pound	Baht	Sterling	Dollar
35	880	42	130	1600	200	40	1150	1020	20	26
45	1140	54	160	2000	260	50	1475	1300	20	33
65	1640	76	230	2900	360	70	2150	1880	30	48
80	2010	94	290	3500	460	90	2625	2320	35	59
110	2770	128	390	4800	620	120	3625	3180	50	81
145	3650	168	520	6400	800	150	4775	4200	65	106
210	5280	244	750	9200	1160	220	6900	6060	95	153
280	7040	324	990	12200	1560	290	9200	8080	125	204
285	7160	330	1010	12500	1580	300	9350	8240	125	208
300	7540	348	1070	13100	1660	310	9850	8660	130	219
355	8920	412	1260	15500	1960	370	11650	10240	155	259
540	13570	626	1910	23600	2980	560	17700	15580	235	394
650	16330	752	2300	28400	3580	670	21325	18760	280	474
940	23610	1088	3330	41000	5180	970	30825	27120	405	685
1015	25500	1174	3590	44300	5600	1050	33275	29280	440	740
1055	26500	1220	3730	46000	5820	1090	34600	30440	455	769
1,450	36420	1678	5130	63200	7980	1490	47525	41840	625	1057
2100	52750	2428	7430	91500	11560	2160	68825	60580	905	1530
2,235	56140	2584	7900	97400	12300	2300	73250	64480	965	1628
2540	63800	2938	8980	110700	13980	2610	83250	73280	1095	1850
3040	76360	3516	10750	132500	16740	3120	99650	87700	1310	2214
3045	76480	3520	10770	132700	16760	3130	99800	87840	1310	2218
4470	112270	5168	15800	194800	24600	4590	146500	128940	1925	3256



**Commonwealth of Australia**

*Telecommunications Act 1997*

**Carrier Licence Conditions (Optus Networks Pty Ltd)  
Declaration 1997 (Amendment No. 1 of 1997)**

I, RICHARD KENNETH ROBERT ALSTON, Minister for Communications, the Information Economy and the Arts, make the following Declaration under subsection 63 (5) of the *Telecommunications Act 1997*.

Dated 9 December 1997.

Minister for Communications, the Information Economy and the Arts

**Commencement**

1. This Declaration commences on gazettal.

**Variation**

2. The Carrier Licence Conditions (Optus Networks Pty Ltd) Declaration 1997 is varied as set out in this Declaration.

[NOTE: The Carrier Licence Conditions (Optus Networks Pty Ltd) Declaration 1997 was published in the *Gazette* on 30 June 1997.]

**Clause 3 (Definitions)**

- 3.1 Omit the definition of "foreign person".
- 3.2 Omit the definition of "subsidiary".

**Clause 9 (Foreign ownership)**

4. Omit the clause.



**CARRIER LICENCE CONDITIONS (OPTUS NETWORKS PTY LTD)  
DECLARATION 1997 (AMENDMENT NO.1 OF 1997)**

*Policy intent*

On 14 August 1997 the Treasurer, the Hon Peter Costello MP, announced that the Government had decided to remove, with immediate effect, the foreign ownership restrictions that were specific to Optus and Vodafone.

The Carrier Licence Conditions (Optus Networks Pty Ltd) Declaration 1997 (Amendment No.1 of 1997) has been prepared to give legislative effect to this announcement.

**1. Commencement**

This clause provides for the licence conditions contained in the Declaration to commence on gazettal.

**2. Variation**

This clause provides that the Carrier Licence Conditions (Optus Networks Pty Ltd) Declaration 1997, gazetted on 30 June 1997, is varied in accordance with this Declaration.

**3. Clause 3 (Definitions)**

This clause removes certain foreign ownership-related definitions ('foreign person' and 'subsidiary') from clause 3 of the licence.

**4. Clause 9 (Foreign ownership)**

The clause removes clause 9 - containing the licensee's specific foreign ownership-related obligations - from the licence.

**Commonwealth of Australia**

*Telecommunications Act 1997*

**Carrier Licence Conditions (Optus Mobile Pty Ltd)  
Declaration 1997 (Amendment No. 1 of 1997)**

I, RICHARD KENNETH ROBERT ALSTON, Minister for Communications, the Information Economy and the Arts, make the following Declaration under subsection 63 (5) of the *Telecommunications Act 1997*.

Dated 9 December 1997.

*Richard Alston*

Minister for Communications, the Information Economy and the Arts

---

**Commencement**

1. This Declaration commences on gazettal.

**Variation**

2. The Carrier Licence Conditions (Optus Mobile Pty Ltd) Declaration 1997 is varied as set out in this Declaration.

[NOTE: The Carrier Licence Conditions (Optus Mobile Pty Ltd) Declaration 1997 was published in the *Gazette* on 30 June 1997.]

**Clause 3 (Definitions)**

- 3.1 Omit the definition of "foreign person".

- 3.2 Omit the definition of "subsidiary".

**Clause 7 (Foreign ownership)**

4. Omit the clause.
-

**CARRIER LICENCE CONDITIONS (OPTUS MOBILE PTY LTD)  
DECLARATION 1997 (AMENDMENT NO.1 OF 1997)**

*Policy intent*

On 14 August 1997 the Treasurer, the Hon Peter Costello MP, announced that the Government had decided to remove, with immediate effect, the foreign ownership restrictions that were specific to Optus and Vodafone.

The Carrier Licence Conditions (Optus Mobile Pty Ltd) Declaration 1997 (Amendment No.1 of 1997) has been prepared to give legislative effect to this announcement.

**1. Commencement**

This clause provides for the licence conditions contained in the Declaration to commence on gazettal.

**2. Variation**

This clause provides that the Carrier Licence Conditions (Optus Mobile Pty Ltd) Declaration 1997, gazetted on 30 June 1997, is varied in accordance with this Declaration.

**3. Clause 3 (Definitions)**

This clause removes certain foreign ownership-related definitions ('foreign person' and 'subsidiary') from clause 3 of the licence.

**4. Clause 7 (Foreign ownership)**

The clause removes clause 7 - containing the licensee's specific foreign ownership-related obligations - from the licence.

**Commonwealth of Australia**

*Telecommunications Act 1997*

**Carrier Licence Conditions (Vodafone Pty Limited)  
Declaration 1997 (Amendment No. 1 of 1997)**

I, RICHARD KENNETH ROBERT ALSTON, Minister for Communications, the Information Economy and the Arts, make the following Declaration under subsection 63 (5) of the *Telecommunications Act 1997*.

Dated 9 December 1997.

*Richard Alston*

Minister for Communications, the Information Economy and the Arts

---

**Commencement**

1. This Declaration commences on gazettal.

**Variation**

2. The Carrier Licence Conditions (Vodafone Pty Limited) Declaration 1997 is varied as set out in this Declaration.

[NOTE: The Carrier Licence Conditions (Vodafone Pty Limited) Declaration 1997 was published in the *Gazette* on 30 June 1997.]

**Clause 6 (Majority Australian ownership)**

3. Omit the clause.
-

**CARRIER LICENCE CONDITIONS (VODAFONE PTY LIMITED)  
DECLARATION 1997 (AMENDMENT NO.1 OF 1997)**

*Policy intent*

On 14 August 1997 the Treasurer, the Hon Peter Costello MP, announced that the Government had decided to remove, with immediate effect, the foreign ownership restrictions that were specific to Optus and Vodafone.

The Carrier Licence Conditions (Vodafone Pty Limited) Declaration 1997 (Amendment No.1 of 1997) has been prepared to give legislative effect to this announcement.

**1. Commencement**

This clause provides for the licence conditions contained in the Declaration to commence on gazettal.

**2. Variation**

This clause provides that the Carrier Licence Conditions (Vodafone Pty Limited) Declaration 1997, gazetted on 30 June 1997, is varied in accordance with this Declaration.

**3. Clause 6 (Majority Australian ownership)**

The clause removes clause 6 - containing the licensee's specific foreign ownership-related obligations - from the licence.





Commonwealth  
of Australia

Gazette

No. S 537, Thursday, 18 December 1997

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SPECIAL

**NOTIFICATION OF THE MAKING OF A STATUTORY RULE**

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

Act under which the Statutory Rule was made	Description of the Statutory Rule	Year and number of the Statutory Rule
<i>Student and Youth Assistance Act 1973</i>	AUSTUDY Regulations (Amendment)	1997 No. 373





COMMONWEALTH OF AUSTRALIA

*Foreign Acquisitions and Takeovers Act 1975*

ORDER UNDER SUBSECTION 22(1)

WHEREAS -

- (A) Youngways Success Pty Limited appears to be a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Youngways Success Pty Limited proposes to acquire an interest in the Australian urban land described in the notice furnished on 14 November 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 12 day of December 1997.

  
Assistant Treasurer



**COMMONWEALTH OF AUSTRALIA**

***Foreign Acquisitions and Takeovers Act 1975***

**ORDER UNDER SUBSECTION 22(1)**

**WHEREAS -**

- (A) The Grayson Investment Trust is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) The Grayson Investment Trust proposes to acquire an interest in the Australian urban land described in the notice furnished on 13 November 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

12 day of December 1997

  
Assistant Treasurer

**COMMONWEALTH OF AUSTRALIA**

***Foreign Acquisitions and Takeovers Act 1975***

**ORDER UNDER SUBSECTION 21A(2)**

**WHEREAS -**

- (A) Harry William Heslop is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Harry William Heslop proposes to acquire an interest in Australian urban land as specified in the notice furnished on 2 December 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) Harry William Heslop 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

12<sup>th</sup>

day of

December

1997.

  
Assistant Treasurer

**COMMONWEALTH OF AUSTRALIA**

***Foreign Acquisitions and Takeovers Act 1975***

**ORDER UNDER SUBSECTION 21A(2)**

**WHEREAS -**

- (A) **TOPGUN PTY LTD** is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) **TOPGUN PTY LTD** proposes to acquire an interest in Australian urban land as specified in the notice furnished on 11 November 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) **TOPGUN PTY LTD** 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.

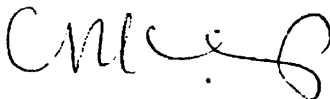
**Dated this**

11<sup>th</sup>

**day of**

December

**1997.**



**Assistant Treasurer**

**COMMONWEALTH OF AUSTRALIA**

***Foreign Acquisitions and Takeovers Act 1975***

**ORDER UNDER SUBSECTION 31A(2)**

**WHEREAS -**

- (A) Hartono Wignjopranoto and Radita Kuncoro are foreign persons for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Hartono Wignjopranoto and Radita Kuncoro propose to acquire an interest in Australian urban land as specified in the notice furnished on 15 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) Hartono Wignjopranoto and Radita Kuncoro 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

12

day of

December

1997.

  
Assistant Treasurer

**COMMONWEALTH OF AUSTRALIA**

***Foreign Acquisitions and Takeovers Act 1975***

**ORDER UNDER SUBSECTION 21A(2)**

**WHEREAS -**

- (A) ML&C One Hundred and Two Pty Ltd is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) ML&C One Hundred and Two Pty Ltd proposes to acquire an interest in Australian urban land as specified in the notice furnished on 15 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) ML&C One Hundred and Two Pty Ltd 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

12

day of

December

1997.



**Assistant Treasurer**



Commonwealth  
of Australia

Gazette

No. S 539, Thursday, 18 December 1997

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SPECIAL

FORM 546

*Corporations Law*

**NOTICE OF INTENTION TO DECLARE A DIVIDEND**

ACN 000 889 118

Nerangy Pty Limited (In Liquidation)

A first and final dividend is to be declared on 6 February 1998 for the company.

Creditors whose debts or claims have not already been admitted are required on or before 5 February 1998 formally to prove their debts or claims. If they do not, they will be excluded from the benefit of the dividend.

Dated 16 December 1997

*Peter H. Hunt*  
*Per: J.R.*

**PETER H HUNT**  
**LIQUIDATOR**

Level 6  
64 Castlereagh Street  
**SYDNEY NSW 2000**

Telephone: (02) 9221 6699

Facsimile: (02) 9223 3203







COMMONWEALTH OF AUSTRALIA

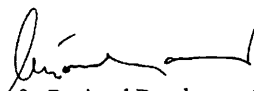
JERVIS BAY TERRITORY

*Administration Ordinance 1990*

DETERMINATION OF FEES FOR ELECTRICITY SUPPLY

I, ALEXANDER MICHAEL SOMLYAY, Minister for Regional Development, Territories and Local Government, make this Determination under section 3B of the *Administration Ordinance 1990* of the Jervis Bay Territory.

Dated 16 December, 1997.

  
Minister for Regional Development, Territories and Local Government

**Citation**

1. This Determination may be cited as Fees Determination No. 1 of 1997.

**Commencement**

2. This Determination commences on 1 January 1998.

**Fees for electricity supply, etc.**

3. (1) The fees for the connection of electricity supply, and for the supply of electricity, are as set out in the Schedule.

(2) In the Schedule:

"domestic supply" means a supply to a residence;

"general supply" means a supply that is not:

- (a) a domestic supply; or
- (b) an 11kV time-of-use demand supply; or
- (c) a LV industrial supply.

"off-peak period" means a period that is not a peak period or a shoulder period;

"peak period" means either of the following periods:

- (a) the period between 7 a.m. and 9 a.m. on a working day (that is, a day that is not a Saturday, Sunday, or public holiday in the Territory);
- (b) the period between 5 p.m. and 8 p.m. on a working day;

"shoulder period" means either of the following periods:

- (a) the period between 9 a.m. and 5 p.m. on a working day;
- (b) the period between 8 p.m. and 10 p.m. on a working day.



*Fees Determination No. 1 of 1997*

**Eligibility for 11kV time-of-use demand supply**

4. A customer is not eligible for the connection of an 11kV time-of-use demand supply unless the customer has a minimum demand of 200 kVA per month.

**Eligibility for LV industrial supply**

5. A customer is not eligible for the connection of a LV industrial supply unless the customer has consumed in excess of 160,000 Kwhs in any preceding 12 month period.

**Period for payment**

6. (1) If a time for payment of a fee is specified in the Schedule, an amount of such a fee is payable at the time specified.

(2) If no time for payment of a fee is specified in the Schedule, an amount of such a fee must be paid before the end of 21 days beginning on the day after the day of issue of an invoice for the amount.

**Non-payment**

7. (1) If an amount of a fee is payable, and is not paid within 7 days after the end of the period set out or referred to in clause 6, the Minister may disconnect the supply of electricity to the customer concerned.

(2) If a supply is disconnected under subclause (1), the Minister is not obliged to reconnect it until the customer concerned pays the unpaid amount in full.

**Refund of deposit**

8. After a customer requests that his or her supply be disconnected, the amount of any security deposit paid by the customer is to be deducted from his or her final account.

**Revocation**

9. Any previous determination of fees or conditions for the supply of electricity, or for the connection of electricity supply, is revoked.

---

SCHEDULE

**FEES**

**1. Fees for connection of electricity supply**

1.1 For the connection of an electricity supply, where no other clause of this Schedule applies:

- (a) \$35 (payable before connection); and
- (b) payable before connection, as a security deposit:
  - (i) for a customer who produces evidence that he or she is a pensioner - \$60;
  - (ii) for any other customer - \$120

*Fees Determination No. 1 of 1997*

1.2 For connection of electricity supply to a newly built house - \$210 payable before connection.

1.3 For a meter test - \$50.

1.4 For the changing of a hot-water timer - \$20.

1.5 For reconnection of electricity supply after disconnection for non-payment of an account - \$50, payable before reconnection.

1.6 For a builders' temporary electricity supply - \$120, payable before connection.

**2. Fees for supply of electricity**

2.1 For a domestic supply, in each 60-day period:

(a) for consumption up to 198 kWh in that period - 13.49c per kWh; and

(b) for any consumption in excess of 198 kWh in that period - 10.25c per kWh; and  
subject to:

(c) a minimum charge of \$16.05 for that period; and

(d) for a customer who is a pensioner - a rebate of \$13.58

2.2 For a general supply, in each 60-day period:

(a) for consumption up to 198 kWh in that period - 15.845c per kWh; and

(b) for any consumption in excess of 198 kWh in that period - 10.197c per kWh  
subject to a minimum fee of \$21.39 for that period

2.3 For a LV industrial supply, in each 60 day period:

(a) for all consumption in that period - 7.365c per kWh

2.4 For a controlled-off-peak supply, in each 60-day period:

(a) off-peak 1 - 3.89c per kWh; or

(b) off-peak 2 - 6.7c per kWh

2.5 For an 11kV time-of-use demand supply:

(a) a monthly fee of \$1.725 per kVA; and

(b) for electricity supplied during a peak period - 5.722c per kWh; and

(c) for electricity supplied during a shoulder period - 4.761c per kWh; and

(d) for electricity supplied during an off-peak period - 3.340c per kWh.



Corporations Law  
Form 504  
Subsection 427(1)

NOTICE OF APPOINTMENT OF RECEIVER AND MANAGER OF  
DOCOS BUILDING CONTRACTORS PTY. LTD. (in liquidation)  
ACN 050 029 475

T & P Kambouris Nominees Pty. Ltd. (ACN 063 328 683) of 1680 Centre Road, Clayton gives notice that on the 9th day of December, 1997 it appointed Michael W McCann Chartered Accountant of BKR Walker Wayland of Ground Floor 77 Station Street Malvern receiver and manager of the property of the company being the property specified in the schedule under the powers contained in an instrument dated the 26th day of March 1997 being a Debenture registered in Melbourne pursuant to subsection 272(3) of the Corporations Law and being registered number 589655

SCHEDULE

The whole of the undertaking property and assets of Docos Building Constructions Pty. Ltd. (in liquidation) wheresoever situate and of whatsoever nature both present and further so described in the terms of the Mortgage Debenture.

Dated this 15th day of December 1997

Jim Dandanis

The Law Offices of Zapparas & Dandanis 17 Atherton Road Oakleigh Vic 3166





**Commonwealth  
of Australia**

**Gazette**

No. S 542, Monday, 22 December 1997

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**SPECIAL**



**CIVIL AVIATION  
SAFETY AUTHORITY  
AUSTRALIA**

**NOTIFICATION OF EXEMPTION  
UNDER THE CIVIL AVIATION REGULATIONS**

On 15 December 1997 the Civil Aviation Safety Authority (CASA) issued an exemption under subregulation 89ZD (1) of the Civil Aviation Regulations (Exemption Number: CASA 26/97 — Exemption to the Administrator of the Cocos (Keeling) Islands, operator of Cocos (Keeling) Islands International Aerodrome).

Copies of the instrument are available for inspection at, and may be purchased over the counter from:

**Airservices Australia Publications Centre  
715 Swanston Street  
CARLTON Vic 3053**

Copies of the instrument may be purchased by mail from:

**Airservices Australia Publications Centre  
GPO Box 1986  
CARLTON SOUTH VIC 3053**





COMMONWEALTH OF AUSTRALIA

*Foreign Acquisitions and Takeovers Act 1975*

ORDER UNDER SUBSECTION 21A(2)

WHEREAS -

- (A) Barrier Reef Investments Pty Ltd is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Barrier Reef Investments Pty Ltd proposes to acquire an interest in Australian urban land as specified in the notice furnished on 19 November 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) Barrier Reef Investments Pty Ltd 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

16<sup>th</sup>

day of

December

1997.

  
Assistant Treasurer





In the matter of the Corporations Law and in the matter of J.J. Abrahams Holdings Pty. Limited A.C.N. 000 235 558, notice is hereby given that at an Extraordinary General Meeting of the Company held on the 12th December, 1997 the following Resolution was passed as Special Resolution:-

"THAT pursuant to the provisions of Section 495 Corporations Law Edward Alfred Cornell of 2 Murchison Street, St. Ives in the State of New South Wales be appointed as Liquidator of the Company for the purpose of winding up the affairs and distributing the property of the Company."

E.A. CORNELL  
Liquidator

Dated: 18th December, 1997

Thomas Davis & Co.  
68 Pitt Street,  
Sydney 2000





**Commonwealth  
of Australia**

**Gazette**

No. S 545, Monday, 22 December 1997

Published by the Australian Government Publishing Service, Canberra

**SPECIAL**



**AUSTRALIAN  
CUSTOMS SERVICE**

**NOTIFICATION OF A REVIEW OF THE INTERIM DUMPING AND  
COUNTERVAILING DUTIES APPLICABLE TO CERTAIN  
CEMENTITIOUS ACCESS FLOOR PANELS EXPORTED FROM  
THE REPUBLIC OF SOUTH AFRICA BY DONN PRODUCTS (PTY) LTD**

The Australian Customs Service notifies the initiation of a review of the rates of interim dumping and countervailing duties applying to certain cementitious access floor panels exported from the Republic of South Africa by Donn Products (Pty) Ltd. This notice is published in accordance with the requirements of section 269ZB(1) of the *Customs Act 1901*.

The review follows an application by Roger D. Simpson & Associates Pty Ltd on behalf of the exporter, Donn Products (Pty) Ltd. The application was lodged in accordance with subsection 269Z(1) of the *Customs Act 1901*.

The application shows that variable factors relevant to the determination of the rates of interim dumping and countervailing duties have changed. Customs will therefore review the normal value, export price, countervailable subsidy and non-injurious price applicable to cementitious access floor panels exported by Donn Products (Pty) Ltd from the Republic of South Africa.

Cementitious access floor panels are classified to subheading 7308.90.00/06 in Schedule 3 to the *Customs Tariff Act 1995*.

Interested parties are invited to make submissions no later than Wednesday, 28 January 1998. Submissions received after that date may be disregarded, pursuant to subsection 269ZB(3) of the *Customs Act 1901*.

Interested parties should lodge submissions with:

Director  
Dumping Operations 2  
Australian Customs Service  
Customs House  
5 Constitution Avenue  
CANBERRA ACT 2601

A report to the Minister will be made within 85 days after the publication of this notice ie., by 17 March 1998, recommending whether the rates of interim dumping and countervailing duties should be altered.



9 780644 493796



Australian Customs Dumping Notice No 97/087 outlines the procedures for the review. Interested parties may obtain a copy of that Notice from the Publications Section, Customs House, Canberra or from Customs Houses in each capital city.



Graham Edward Cruttenden  
Delegate of the Chief Executive Officer

22 December 1997



Commonwealth  
of Australia

Gazette

No. S 546, Monday, 22 December 1997

Published by the Australian Government Publishing Service, Canberra

SPECIAL



*Quarantine Act 1908*

QUARANTINE PROCLAMATION NO. 162A

I, WILLIAM PATRICK DEANE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make this Proclamation under section 13 of the *Quarantine Act 1908*.



Signed and sealed with the  
Great Seal of Australia  
on 18 *December* 1997

Governor-General

By His Excellency's Command,

  
\_\_\_\_\_  
Minister for Primary Industries and Energy

**1. Citation**

1.1 This Proclamation may be cited as Quarantine Proclamation No. 162A.

**2. Amendment**

2.1 Quarantine Proclamation No. 76A (made on 11 July 1966 and published in the *Gazette* on 28 July 1966) is amended as set out in this Proclamation.

**3. First Schedule**

3.1 Omit clauses 8 and 8A, substitute:

**"8. Rabbits**

A rabbit must not be imported unless:

- (a) the Director of Quarantine, or a person authorised in writing by the Director, is satisfied (after considering any documents given to the Director and the circumstances of the case) that the importation of the rabbit, if carried out, is not likely to result in the introduction into Australia, or the establishment or spread in Australia, of a disease; and
- (b) the Director of Quarantine grants a permit to import the rabbit; and
- (c) the permit is produced to a quarantine officer, or a Collector (within the meaning of the *Customs Act 1901*) at the port of entry into Australia

**"8A. Alpacas, camels, guanacos, llamas and vicunas**

An animal that is an alpaca, or is a camel, guanaco, llama or vicuna must not be imported unless:

- (a) the Director of Quarantine, or a person authorised in writing by the Director, is satisfied (after considering any documents given to the Director and the circumstances of the case) that the importation of the animal, if carried out, is not likely to result in the introduction into Australia, or the establishment or spread in Australia, of a disease; and
- (b) the Director of Quarantine grants a permit to import the animal; and
- (c) the permit is produced to a quarantine officer, or a Collector (within the meaning of the *Customs Act 1901*) at the port of entry into Australia".



COMMONWEALTH OF AUSTRALIA

*Foreign Acquisitions and Takeovers Act 1975*

ORDER UNDER SUBSECTION 22(1)

WHEREAS -

- (A) Takako Kinoshita is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Takako Kinoshita proposes to acquire an interest in the Australian urban land described in the notice furnished on 20 November 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

19<sup>th</sup>

day of

December

1997.

Assistant Treasurer



**COMMONWEALTH OF AUSTRALIA**

***Foreign Acquisitions and Takeovers Act 1975***

**ORDER UNDER SUBSECTION 22(1)**

**WHEREAS -**

- (A) Iwan Tjokrosendjojo and Dewi Purnama are foreign persons for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Iwan Tjokrosendjojo and Dewi Purnama propose to acquire an interest in the Australian urban land described in the notice furnished on 20 November 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.

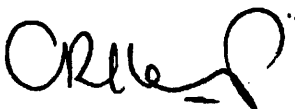
Dated this

19

day of

December

1997



Assistant Treasurer

**COMMONWEALTH OF AUSTRALIA**

***Foreign Acquisitions and Takeovers Act 1975***

**ORDER UNDER SUBSECTION 22(1)**

**WHEREAS -**

- (A) **GEOS INTERNATIONAL EXCHANGE ASSOCIATION** is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) **GEOS INTERNATIONAL EXCHANGE ASSOCIATION** proposes to acquire an interest in the Australian urban land described in the notice furnished on 19 November 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.

Done this

19<sup>th</sup>

day of

December

1997

  
Assistant Treasurer

**COMMONWEALTH OF AUSTRALIA**

*Foreign Acquisitions and Takeovers Act 1975*

**ORDER UNDER SUBSECTION 21A(4)**

**WHEREAS --**

- (A) Byung Hong Sohn and Sang Hee Sohn Han are foreign persons for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Byung Hong Sohn and Sang Hee Sohn Han have acquired an interest in the Australian urban land described in the Schedule ('the Land');

NOW THEREFORE I, Rod Kemp, Assistant Treasurer, for and on behalf of the Treasurer, pursuant to subsection 21A(4) of the Act, being satisfied that the acquisition by Byung Hong Sohn and Sang Hee Sohn Han of the interest in the Land is contrary to the national interest, direct Byung Hong Sohn and Sang Hee Sohn Han to dispose of the interest in the Land by midnight (Canberra time) 13 March 1998 to any person or persons approved in writing by the Treasurer.

This order comes into operation on the day that is 30 days after it is published in the Gazette.

Dated this

18

day of

December 1997

  
Assistant Treasurer

**SCHEDULE**

Land in the State of New South Wales being Lots 26, 139 and 140 in S.P.51316 and contained in Certificates of Title Folio Identifiers 26/S.P.51316, 139/S.P.51316 and 140/S.P.51316



**Government House  
Canberra ACT 2600**

**22 December 1997**

## **GUIDELINES CONCERNING THE ACCEPTANCE AND WEARING OF FOREIGN HONOURS AND AWARDS BY AUSTRALIANS**

His Excellency the Governor-General directs that it be notified for general information that on 5 December 1997, on the advice of the Prime Minister, Her Majesty The Queen of Australia approved the following guidelines concerning the acceptance and wearing of foreign honours and awards (referred to collectively in these guidelines as "foreign awards") by Australians, which replace all previous guidelines:

- 1) "Government service" means the service of the Commonwealth Government or of any State or Territory Government and includes service in any appointment remunerated by or on behalf of any such Government.
- 2) Subject to the conditions described below, Australian citizens may accept and wear foreign awards when an offer is made by the Head of State or the Government of a country with which Australia maintains diplomatic relations; or by an official agency of the United Nations; or by other international organisations recognised diplomatically by Australia.
- 3) Permission for the formal acceptance and wearing of foreign awards can be given by the Governor-General, on the advice of the Prime Minister or the Minister with portfolio responsibility for the Australian honours system.
- 4) Permission for the formal acceptance and wearing of foreign awards to Australian Defence Force personnel will, in the first instance, be subject to advice to the Department of the Minister with portfolio responsibility for the honours system from the Chief of the Defence Force, or his delegate, on whether or not it is appropriate for the permission to be given.
- 5) Proposals to give Australian citizens foreign awards should be made in advance through recognised diplomatic or other official channels with full details of the reasons for the proposed award.





- 6) Awards presented to Australian citizens without prior warning may be accepted to avoid giving offence. However, arrangements should be made as soon as possible for a formal approach through diplomatic or other official channels.
- 7) There is no objection to foreign awards presented without official permission being worn on the right breast at private functions or at special services of commemoration or at ceremonies held in connection with that country.
- 8) Formal approval for the acceptance of foreign awards by Australians will be communicated by the Department of Foreign Affairs and Trade to the relevant foreign Government, United Nations agency or international organisation as the case may be. However, the Australian Government reserves the right not to recommend the granting of permission for the formal acceptance of any foreign award which it judges to be contrary to Australian policy or interests.
- 9) Foreign awards which provide for the use of post-nominals or titles in their country of origin may only be accepted on the understanding that the use of the post-nominals or honorary titles by Australians in Australia will not be recognised officially. Foreign awards are to be worn in accordance with *The Order of Wearing Australian Honours and Awards*.
- 10) Subject to the conditions of these Guidelines, persons in government service may accept foreign awards. For persons engaged in government service, the wearing of foreign award insignia on the left breast of an official uniform or when on official duty is subject in all instances to the dress regulations and other appropriate considerations of the service concerned. Requests to wear foreign awards on an official uniform or on official duty should be addressed to the chief officer of the relevant service.
- 11) There shall be a Registrar of Awards who shall be appointed by the Governor-General and shall maintain a register of the names of Australian citizens who have been given formal permission to accept particular foreign awards. Persons given permission to accept and wear foreign awards prior to the establishment of these *Guidelines* may apply in writing to the Governor-General for their name to be placed on the Register.
- 12) Persons awarded foreign awards prior to becoming Australian citizens do not need to seek approval to wear the insignia thereof in a private capacity.
- 13) A person in government service awarded a foreign award before becoming an Australian citizen must seek approval to wear the insignia on official duty in accordance with paragraph 10.

- 14) In extraordinary or unusual circumstances permission for the formal acceptance and wearing of foreign awards by Australians may be recommended to the Governor-General by the responsible Minister without a formal approach through diplomatic or other official channels to the foreign government concerned.
- 15) These Guidelines have no bearing on the right of Her Majesty The Queen of Australia, honouring Her Australian subjects with awards in Her personal Order or other honours which are wholly within Her Majesty's own gift.

By His Excellency's Command,



**Douglas Sturkey**  
Official Secretary to  
The Governor-General



Commonwealth  
of Australia

Gazette

No. S 549, Tuesday, 23 December 1997

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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>Child Support (Assessment) Act 1989</i>	Child Support (Assessment) Regulations (Amendment)	1997 No. 374

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**Commonwealth  
of Australia**

**Gazette**

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**SPECIAL**

**NOTICE OF WINDING UP APPLICATION**

**FORM 14**  
(rule 57)

**CROSS'S FLOORCOVERINGS PTY LTD**

**A.C.N:** 069 582 038  
**SUPREME COURT:** BRISBANE  
**APPLICATION NO:** 10998 OF 1997

An application for the winding up of CROSS'S FLOORCOVERINGS PTY LTD was made by ASSOCIATED FURNISHERS (QLD) LIMITED A.C.N. 010 564 342 and will be heard in the Supreme Court of Queensland at 9:30am on the 9th day of January 1998. Copies of documents filed may be obtained from the applicant.

Any person intending to appear at the hearing must serve a notice in the prescribed form to reach the address below no later than 4:00pm on the 8th day of January 1997.

**KRUGER LAW, Solicitors**  
4th Floor, Ocean Central  
Cnr. Duporth Avenue & Ocean Street  
MAROOCHYDORE QLD. 4558

Supreme Crt.Associated.nic



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# Commonwealth of Australia

# Gazette

No. S 551, Tuesday, 23 December 1997

Published by the Australian Government Publishing Service, Canberra

**SPECIAL**

## CORPORATIONS LAW

Section 427(1)(b)

### NOTICE OF APPOINTMENT OF RECEIVERS AND MANAGERS

**ROBENA PTY LIMITED**  
(RECEIVERS AND MANAGERS APPOINTED)  
ACN 062 559 951

PRIMEROCK LIMITED of 6 Peach Garden #12-08 Meyer Road, Singapore gives notice that on 11 December 1997, it appointed MAXWELL WILLIAM PRENTICE and STEPHEN JAMES PARBERRY of 25 Bligh Street, Sydney in the State of New South Wales joint and several Receivers and Managers of the property of Robena Pty Limited ACN 062 559 951 specified in the schedule under the powers contained in a Deed of Fixed and Floating Charge dated 29 May 1997 and duly registered with the Australia Securities Commission under charge number 594425.

#### SCHEDULE

All assets and undertaking of ROBENA PTY LIMITED ACN 062 559 951

## CORPORATIONS LAW

Section 427(1)(b)

### NOTICE OF APPOINTMENT OF RECEIVERS AND MANAGERS

**ROBENA PROPERTIES PTY LIMITED**  
(RECEIVERS AND MANAGERS APPOINTED)  
ACN 063 224 117

PRIMEROCK LIMITED of 6 Peach Garden #12-08 Meyer Road, Singapore gives notice that on 11 December 1997, it appointed MAXWELL WILLIAM PRENTICE and STEPHEN JAMES PARBERRY of 25 Bligh Street, Sydney in the State of New South Wales joint and several Receivers and Managers of the property of Robena Properties Pty Limited ACN 063 224 117 specified in the schedule under the powers contained in a Deed of Fixed and Floating Charge dated 29 May 1997 and duly registered with the Australia Securities Commission under charge number 594428.

#### SCHEDULE

All assets and undertaking of ROBENA PROPERTIES PTY LIMITED ACN 063 224 117

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## CORPORATIONS LAW

Section 427(1)(b)

### NOTICE OF APPOINTMENT OF RECEIVERS AND MANAGERS

**ROBENA INVESTMENTS PTY LIMITED**  
(RECEIVERS AND MANAGERS APPOINTED)  
ACN 063 224 171

PRIMEROCK LIMITED of 6 Peach Garden #12-08 Meyer Road, Singapore gives notice that on 11 December 1997, it appointed MAXWELL WILLIAM PRENTICE and STEPHEN JAMES PARBERRY of 25 Bligh Street, Sydney in the State of New South Wales joint and several Receivers and Managers of the property of Robena Investments Pty Limited ACN 063 224 171 specified in the schedule under the powers contained in a Deed of Fixed and Floating Charge dated 29 May 1997 and duly registered with the Australia Securities Commission under charge number 594426.

#### SCHEDULE

All assets and undertaking of ROBENA INVESTMENTS PTY LIMITED ACN 063 224 171

## CORPORATIONS LAW

Section 427(1)(b)

### NOTICE OF APPOINTMENT OF RECEIVERS AND MANAGERS

**ROBENA MANAGEMENT PTY LIMITED**  
(RECEIVERS AND MANAGERS APPOINTED)  
ACN 063 190 545

PRIMEROCK LIMITED of 6 Peach Garden #12-08 Meyer Road, Singapore gives notice that on 11 December 1997, it appointed MAXWELL WILLIAM PRENTICE and STEPHEN JAMES PARBERRY of 25 Bligh Street, Sydney in the State of New South Wales joint and several Receivers and Managers of the property of Robena Management Pty Limited ACN 063 190 545 specified in the schedule under the powers contained in a Deed of Fixed and Floating Charge dated 29 May 1997 and duly registered with the Australia Securities Commission under charge number 594427.

#### SCHEDULE

All assets and undertaking of ROBENA MANAGEMENT PTY LIMITED ACN 063 190 545

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Commonwealth of Australia

*Telecommunications Act 1991*

**Universal Service Assessment 1996-1997**

THE AUSTRALIAN COMMUNICATIONS AUTHORITY makes this assessment under subsection 308 (1) of the *Telecommunications Act 1991*, as continued in force by section 60 of the *Telecommunications (Transitional Provisions and Consequential Amendments) Act 1997*.

Dated *22 December* 1997.



*A. Snow*  
Chairman

*R. Horton*  
Deputy Chairman

Australian Communications Authority

**1. Purpose**

Under section 308 of the *Telecommunications Act 1991*, the Australian Communications Authority must make a written assessment for each financial year, setting out, in relation to each participating carrier in relation to the financial year:

- (a) the carrier's net universal service cost for the financial year; and
- (b) the number of minutes of timed traffic of the carrier for the financial year; and
- (c) the carrier's levy debit under section 310 of that Act for the financial year; and
- (d) the carrier's levy debit balance (if any) under section 311 of that Act, or levy credit balance (if any) under section 312 of that Act, for the financial year; and
- (e) if the assessment sets out a levy debit balance of the carrier for the financial year—the levy payable by the carrier on that levy debit balance; and
- (f) if the assessment sets out a levy credit balance of the carrier for the financial year—the amount payable to the carrier under section 325 of that Act for that financial year.



## 2

**Universal Service Assessment 1996-1997***Notes:*

1. The effect of subsection 60 (1) of the *Telecommunications (Transitional Provisions and Consequential Amendments) Act 1997* is that, despite the repeal of the *Telecommunications Act 1991*, Part 13 of that Act continues to apply, on and after 1 July 1997, in relation to levy, and levy debit balances, in relation to a financial year ending on or before 30 June 1997, and payments under section 325 of that Act, and levy credit balances, in relation to a financial year ending on or before 30 June 1997, as if:
  - that repeal had not been made; and
  - each reference in that Part to AUSTEL were a reference to the Australian Communications Authority; and
  - a general telecommunications licence, or a public mobile licence, in force under that Act as at the end of 30 June 1997 had remained in force after 30 June 1997.
2. This assessment must be published in the *Gazette*: see *Telecommunications Act 1991*, s 313.

**2. Assessment for Telstra Corporation Ltd**

- (1) This is the assessment for Telstra Corporation Ltd in relation to the financial year ending on 30 June 1997.
- (2) The net universal service cost is \$251,560,865.
- (3) The number of minutes of timed traffic is 23,937,112,162 minutes.
- (4) The levy debit is \$225,492,750.
- (5) The levy credit balance is \$26,068,115.
- (6) The amount payable to Telstra Corporation Ltd because of the levy credit balance is \$26,068,115.

**3. Assessment for Optus Communications Pty Ltd**

- (1) This is the assessment for Optus Communications Pty Ltd in relation to the financial year ending on 30 June 1997.
- (2) The net universal service cost is zero.
- (3) The number of minutes of timed traffic is 2,541,642,913 minutes.
- (4) The levy debit is \$23,942,823.
- (5) The levy debit balance is \$23,942,823.
- (6) The levy payable by Optus Communications Pty Ltd on the levy debit balance is \$23,942,823.

**Universal Service Assessment 1996-1997**

**3**

**4. Assessment for Vodafone Pty Ltd**

- (1) This is the assessment for Vodafone Pty Ltd in relation to the financial year ending on 30 June 1997.
- (2) The net universal service cost is zero.
- (3) The number of minutes of timed traffic is 225,609,639 minutes.
- (4) The levy debit is \$2,125,291.
- (5) The levy debit balance is \$2,125,291.
- (6) The levy payable by Vodafone Pty Ltd on the levy debit balance is \$2,125,291.





**Commonwealth  
of Australia**

**Gazette**

No. S 553, Tuesday, 23 December 1997

Published by the Australian Government Publishing Service, Canberra

**SPECIAL**

**Australian Communications Authority**

***Telecommunications Act 1997***

Notice is given that on 22 December 1997 the Australian Communications Authority made the following disallowable instrument under subsection 99 (1) of the *Telecommunications Act 1997*.

- Telecommunications (Service Provider - Identity Checks for Pre-paid Carriage Services) Determination 1997

Copies may be obtained at the Australian Communications Authority, Purple Building, Benjamin Offices, Chan Street Belconnen, Canberra, ACT.

Copies of the instruments may also be requested by contacting:

The Legal Group,  
Australian Communications Authority,  
PO Box 78,  
Belconnen, ACT 2616.

Telephone: (06) 256 5226

Facsimile: (06) 256 5499



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**Australian Communications Authority**

***Telecommunications Act 1997***

Notice is given that on 22 December 1997 the Australian Communications Authority made the following disallowable instrument under subsection 455(1) of the *Telecommunications Act 1997*.

- Telecommunications Numbering Plan 1997

Copies may be obtained at the Australian Communications Authority, 5 Queens Road, Melbourne.

Copies of the instruments may also be requested by contacting:

Telecommunications Licensing Group  
Numbering  
PO Box 7443,  
Melbourne VIC 3004

Telephone: (03) 9828 7348

Facsimile: (03) 9828 3021



Commonwealth of Australia

*Social Security Act 1991*

**Pension Loans Scheme—Rate of Simple Interest  
Determination 1997**

I, JOCELYN MARGARET NEWMAN, Minister for Social Security, make this determination under subsection 1135 (4) of the *Social Security Act 1991*, as continued in effect by subclause 86 (2) of Schedule 1A to that Act.

Dated *23<sup>rd</sup> December* 1997.

  
Minister for Social Security

**1. Citation**

This determination may be cited as the Pension Loans Scheme—Rate of Simple Interest Determination 1997.

**2. Commencement**

This determination commences on 25 December 1997.

**3. Definition**

In this determination:

*Act* means the *Social Security Act 1991*.

**4. Rate of simple interest**

For subsection 1135 (4) of the Act, as continued in effect by subclause 86 (2) of Schedule 1A to the Act, the rate of interest is 7%.



2 *Pension Loans Scheme—Rate of Simple Interest*  
*Determination 1997*

5. **Application**

This determination applies only to people who are participating in the pension loans scheme (the "previous pension loans scheme") in operation under the provisions of the Act as continued in effect by subclause 86 (2) of Schedule 1A to the Act.

6. **Revocation**

The determination made under subsection 6AB (1) of the *Social Security Act 1947*, as continued in effect by subclause 4 (1) of Schedule 1A to the Act, on 27 May 1985, and published in the *Gazette* on 29 May 1985, is revoked.



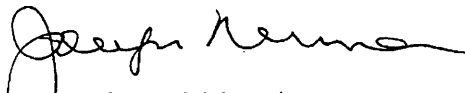
Commonwealth of Australia

*Social Security Act 1991*

**Pension Loans Scheme (Social Security)—Rate of  
Compound Interest Determination No. 2 of 1997**

I, JOCELYN MARGARET NEWMAN, Minister for Social Security, make this determination under subsection 1135 (4) of the *Social Security Act 1991*.

Dated *22 December* 1997.

  
Minister for Social Security

**1. Citation**

This determination may be cited as the Pension Loans Scheme (Social Security)—Rate of Compound Interest Determination No. 2 of 1997.

**2. Commencement**

This determination commences on 25 December 1997.

**3. Rate of compound interest**

For subsection 1135 (4) of the *Social Security Act 1991*, the rate of compound interest is 5.25%.

**4. Revocation**

Pension Loans Scheme (Social Security)—Rate of Compound Interest Determination No. 1 of 1997 is revoked.





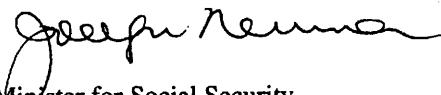
Commonwealth of Australia

*Veterans' Entitlements Act 1986*

**Pension Loans Scheme (Veterans' Entitlements)—Rate of  
Compound Interest Determination No. 2 of 1997**

I, JOCELYN MARGARET NEWMAN, Minister for Social Security, make this determination under subsection 52ZC (4) of the *Veterans' Entitlements Act 1986*.

Dated *22<sup>nd</sup> December* 1997.

  
Minister for Social Security

**1. Citation**

This determination may be cited as the Pension Loans Scheme (Veterans' Entitlements)—Rate of Compound Interest Determination No. 2 of 1997.

**2. Commencement**

This determination commences on 25 December 1997.

**3. Rate of compound interest**

For subsection 52ZC (4) of the *Veterans' Entitlements Act 1986*, the rate of compound interest is 5.25%.

**4. Revocation**

Pension Loans Scheme (Veterans' Entitlements)—Rate of Compound Interest Determination No. 1 of 1997 is revoked.





**Environment Protection (Impact of Proposals) Act 1974**

**SECOND SYDNEY AIRPORT  
BADGERYS CREEK PROPOSAL**

**Draft Environmental Impact Statement**

**The Proposal**

The Commonwealth Government proposes the construction and operation of a second major airport for Sydney capable of handling up to 30 million domestic and international passengers per year. The airport would be located at Badgerys Creek which is approximately 16 kilometres south of the regional centre of Penrith, 18 kilometres west of Liverpool and 21 kilometres north-west of Campbelltown. Three options are being considered for the Badgerys Creek site.

**Exhibition**

In accordance with the Administrative Procedures of the Commonwealth *Environment Protection (Impact of Proposals) Act 1974* a Draft Environmental Impact Statement has been prepared by PPK Environment & Infrastructure which describes the proposal and its potential environmental effects. This document will be on exhibition nationally for an extended period of 14 weeks from **23 December 1997 to 30 March 1998**. The Draft EIS and Technical Papers prepared during the assessment process may be examined during normal business hours over this period at the following venues:

- Council chambers for Blacktown, Blue Mountains, Camden, Campbelltown, Fairfield, Holroyd, Liverpool, Parramatta, Penrith and Wollondilly local government authorities;
- Council libraries in the above ten local government areas;
- Hornsby Shire Library, Hurstville City Library, Manly Library, Stanton Library in North Sydney, Rockdale Municipal Library, Ryde City Library, Strathfield Council Library, Sydney City Library (Town Hall Branch), Sutherland Shire Library and Willoughby City Library in Chatswood;
- Department of Urban Affairs and Planning offices in Parramatta, Sydney City and Rockdale;
- Department of Transport and Regional Development, Braddon, ACT;
- Environment Australia Library, Barton, ACT; and
- State Libraries in Sydney, Melbourne, Adelaide, Perth, Darwin, Brisbane, Canberra and Hobart.

**Purchase of Draft EIS**

Copies of the Draft EIS and Technical Papers may be purchased. The Draft EIS costs \$25 and Technical Papers cost \$15 each. The full set of documents costs \$200.

Copies of these documents can be purchased:

- by mail order from the Australian Government Information Service by phoning 132 477; and
- from the Government Information Shop at 32 York Street Sydney or Shop 24 Horwood Place, Parramatta.



An executive summary of the Draft EIS can be obtained free of charge by calling the Second Sydney Airport Telephone Information Line 1800 818 017 (toll free).

### **Making a submission**

Interested persons and organisations wishing to comment on the Draft EIS are invited to send written submissions to:

**Second Sydney Airport EIS  
Environment Assessment Branch  
Environment Australia  
Locked Bag 42  
KINGSTON ACT 2604**  
or  
fax your submissions to: (02) 6274 1914.

Submissions must be received by close of business on **30 March 1998**. It is helpful if you can:

- provide your comments in print form so that the issues raised are clear to the reader;
- refer each point to the appropriate sections of the Draft EIS;
- include your name, address and date; and
- ensure that the submission is as clear as possible if hand written and preferably on white A4 sized paper and in black ink to facilitate copying.

All submissions will be treated as public documents unless confidentiality is clearly requested.

### **Environmental audit**

The Government has appointed SMEC Australia Pty Ltd to conduct an independent audit of the EIS process. The auditor's report will be available early in the exhibition period. It will be provided free to purchasers of the Draft EIS or available for sale from the Australian Government Information Service. Advertisements will advise when the report will be available.

### **What happens next?**

A Supplement to the Draft EIS will be prepared taking into account the contents of the public submissions received. The Supplement will be a public document and together with the Draft EIS will comprise the final EIS. Environment Australia will consider the final EIS and the auditor's report and report to the Minister for the Environment who, in turn, will advise the Minister for Transport and Regional Development on the proposal. The Commonwealth Government will consider the final EIS and the advice of the Minister for the Environment in making a decision on the proposal.

### **How to find out more**

PPK Environment & Infrastructure will be organising a number of consultation activities during the exhibition period. Details of these events will be advertised or you can contact the **Telephone Information Line on 1800 818 017 (toll free)** for further information.





**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>Australian Federal Police Act 1979</i>	Australian Federal Police Regulations (Amendment)	1997 No. 375
<i>Family Law Act 1975</i>	Family Law Regulations (Amendment)	1997 No. 376
<i>Telecommunications Act 1997</i>	Telecommunications (Service Provider Determinations) Regulations	1997 No. 377
<i>Customs Act 1901</i>	Customs Regulations (Amendment)	1997 No. 378
<i>Customs Act 1901</i>	Customs Regulations (Amendment)	1997 No. 379
<i>Customs Act 1901</i>	Customs (Prohibited Exports) Regulations (Amendment)	1997 No. 380
<i>Customs Act 1901</i>	Customs (Prohibited Exports) Regulations (Amendment)	1997 No. 381
<i>Customs Act 1901</i>	Customs (Prohibited Exports) Regulations (Amendment)	1997 No. 382
<i>Customs Act 1901</i>	Customs (Prohibited Exports) Regulations (Amendment)	1997 No. 383
<i>Excise Act 1901</i>	Excise Regulations (Amendment)	1997 No. 384
<i>Customs Act 1901</i>	Customs (Prohibited Imports) Regulations (Amendment)	1997 No. 385
<i>Customs Act 1901</i>	Customs (Prohibited Imports) Regulations (Amendment)	1997 No. 386
<i>Fuel (Penalty Surcharges) Administration Act 1997</i>	Fuel (Penalty Surcharges) Administration Regulations	1997 No. 387
<i>Excise Act 1901</i>	Excise Regulations (Amendment)	1997 No. 388
<i>Defence Act 1903</i>	Army and Air Force Canteen Service Regulations (Amendment)	1997 No. 389
<i>Audit (Transitional and Miscellaneous) Amendment Act 1997</i>	Audit (Transitional and Miscellaneous) Regulations	1997 No. 390
<i>Commonwealth Authorities and Companies Act 1997</i>	Commonwealth Authorities and Companies Regulations	1997 No. 391



Act under which the Statutory Rule was made	Description of the Statutory Rule	Year and number of the Statutory Rule
<i>Charter of the United Nations Act 1945</i>	Charter of the United Nations (Sanctions—Angola) Regulations (Amendment)	1997 No. 392
<i>Charter of the United Nations Act 1945</i>	Charter of the United Nations (Sanctions—Sierra Leone) Regulations	1997 No. 393
<i>International Organisations (Privileges and Immunities) Act 1963</i>	Commission for the Conservation of Antarctic Marine Living Resources (Privileges and Immunities) Regulations (Amendment)	1997 No. 394
<i>Health Insurance Act 1973</i>	Health Insurance Regulations (Amendment)	1997 No. 395
<i>Health Insurance Commission Act 1973</i>	Health Insurance Commission Regulations (Amendment)	1997 No. 396
<i>Health Insurance Act 1973</i>	Health Insurance (1997-98 General Medical Services Table) Regulations (Amendment)	1997 No. 397
<i>Therapeutic Goods Act 1989</i>	Therapeutic Goods Regulations (Amendment)	1997 No. 398
<i>Therapeutic Goods Act 1989</i>	Therapeutic Goods Regulations (Amendment)	1997 No. 399
<i>Therapeutic Goods Act 1989</i>	Therapeutic Goods Regulations (Amendment)	1997 No. 400
<i>Therapeutic Goods Act 1989</i>	Therapeutic Goods Regulations (Amendment)	1997 No. 401
<i>Migration Act 1958</i>	Migration (Sierra Leone—United Nations Security Council Resolution) Regulations	1997 No. 402
<i>Migration Act 1958</i>	Migration (Iraq—United Nations Security Council Resolutions) Regulations (Amendment)	1997 No. 403
<i>Migration Act 1958</i>	Migration (Angola—United Nations Security Council Resolutions) Regulations	1997 No. 404
<i>Immigration (Education) Act 1971</i>	Immigration (Education) Regulations (Amendment)	1997 No. 405
<i>Primary Industries Levies and Charges Collection Act 1991, Horticultural Levy Act 1987 and Horticultural Export Charge Act 1987</i>	Primary Industries Levies and Charges Collection (Custard Apples) Regulations (Amendment)	1997 No. 406
<i>Export Inspection (Establishment Registration Charges) Act 1985</i>	Export Inspection and Meat (Establishment Registration Charges) Regulations (Amendment)	1997 No. 407
<i>Export Inspection (Quantity Charge) Act 1985</i>	Export Inspection (Quantity Charge) Regulations (Amendment)	1997 No. 408

Act under which the Statutory Rule was made	Description of the Statutory Rule	Year and number of the Statutory Rule
<i>Prawn Export Promotion Act 1995, Prawn Export Charge Act 1995 and Prawn Boat Levy Act 1995</i>	Prawn Export Promotion Levies and Charges Regulations (Amendment)	1997 No. 409
<i>Fisheries Management Act 1991</i>	Fisheries Management Regulations (Amendment)	1997 No. 410
<i>Commonwealth Electoral Act 1918</i>	Electoral and Referendum Regulations (Amendment)	1997 No. 411
<i>International Air Services Commission Act 1992</i>	International Air Services Commission Regulations (Amendment)	1997 No. 412
<i>Air Navigation Act 1920</i>	Air Navigation Regulations (Amendment)	1997 No. 413
<i>Superannuation Industry (Supervision) Act 1993</i>	Superannuation Industry (Supervision) (Transitional Provisions) Regulations (Amendment)	1997 No. 414
<i>Superannuation Industry (Supervision) Act 1993</i>	Superannuation Industry (Supervision) Regulations (Amendment)	1997 No. 415
<i>Income Tax Assessment Act 1936</i>	Income Tax Regulations (Amendment)	1997 No. 416
<i>Retirement Savings Accounts Supervisory Levy Act 1997</i>	Retirement Savings Accounts Supervisory Levy Regulations	1997 No. 417
<i>Remuneration Tribunal Act 1973</i>	Remuneration Tribunal (Miscellaneous Provisions) Regulations (Amendment)	1997 No. 418
<i>Industrial Chemicals (Notification and Assessment) Act 1989</i>	Industrial Chemicals (Notification and Assessment) Regulations (Amendment)	1997 No. 419
<i>Navigation Act 1912</i>	Navigation (Coasting Trade) Regulations (Amendment)	1997 No. 420
<i>Telecommunications (Interception) Act 1979</i>	Telecommunications (Interception) Regulations (Amendment)	1997 No. 421
<i>Customs Act 1901</i>	Customs Regulations (Amendment)	1997 No. 422
<i>Excise Act 1901</i>	Excise Regulations (Amendment)	1997 No. 423
<i>Workplace Relations Act 1996</i>	Workplace Relations Regulations (Amendment)	1997 No. 424
<i>Federal Court of Australia Act 1976</i>	Federal Court Rules (Amendment)	1997 No. 425

**TERRITORY OF CHRISTMAS ISLAND****NOTIFICATION OF THE MAKING OF AN ORDINANCE**

The following Ordinance of the Territory of Christmas Island has been made and copies may be obtained from the Law Reform Section, Department of Transport and Regional Development, Matrix House, 25 Moore Street, Turner, ACT.

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Number and year  
of Ordinance

Short title of Ordinance

---

No. 4 of 1997

*Applied Laws (Implementation) (Amendment) Ordinance 1997*

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**TERRITORY OF COCOS (KEELING) ISLANDS****NOTIFICATION OF THE MAKING OF AN ORDINANCE**

The following Ordinance of the Territory of Cocos (Keeling) Islands has been made and copies may be obtained from the Law Reform Section, Department of Transport and Regional Development, Matrix House, 25 Moore Street, Turner, ACT.

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Number and year  
of Ordinance

Short title of Ordinance

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No. 4 of 1997

*Applied Laws (Implementation) (Amendment) Ordinance 1997*

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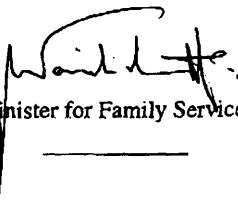
Commonwealth of Australia

*Aged Care Act 1997*

**User Rights Principles Amendment (No. 7) 1997**

I, WARWICK SMITH, Minister for Family Services, make the following Principles under subsection 96-1 (1) of the *Aged Care Act 1997*.

Dated 23 December 1997.

  
Minister for Family Services

**1. Citation**

1.1 These Principles may be cited as the *User Rights Principles Amendment (No. 7) 1997*.

**2. Amendment**

2.1 The *User Rights Principles 1997*<sup>1</sup> are amended as set out in these Principles.

**3. Commencement**

3.1 These Principles commence on 24 December 1997.

**4. Section 23.3 (Definitions)**

4.1 Definition of "complying former hostel":

Omit the definition, substitute:

*"complying aged care service* means an aged care service that complies with Division 3A (Prudential requirements for complying aged care services)."

4.2 Insert the following definition:

*"key personnel* has the same meaning as in paragraph 9-1 (2) (a) of the Act."



2

*User Rights Principles Amendment (No. 7) 1997*

**5. Section 23.28 (Information about accommodation bonds)**

**5.1 Subsection 23.28 (3):**

Omit "former hostel", substitute "aged care service".

**6. Section 23.33 (Application)**

**6.1 Subsection 23.33 (2):**

Omit "former hostel", substitute "aged care service".

**7. Section 23.34 (Aged Care Accommodation Bond Trust)**

**7.1 Add at the end:**

"(4) However, the Trust must not accept an accommodation bond after 23 December 1997."

**8. Section 23.38A (Complying aged care services—refunds)**

**8.1 Omit "former hostel", substitute "aged care service".**

**9. Division 3A (Prudential requirements for former hostels)**

**9.1 Omit the heading, substitute:**

*"Division 3A—Prudential requirements for complying aged care services".*

**10. Section 23.40A (Purpose of Division (Act, s 57-4))**

**10.1 Omit "approved hostels under section 10B of the *Aged or Disabled Persons Care Act 1954* on 30 September 1997", substitute "aged care services that have charged or want to be able to charge accommodation bonds".**

**11. Section 23.40B (Requirements)**

**11.1 Omit the section, substitute:**

**23.40B Requirements**

"(1) The approved provider must, by written agreement, guarantee repayment of each accommodation bond balance in accordance with the Act to the care recipient who paid the bond.

"(2) Within 4 months after the end of each financial year for an approved provider, the approved provider must:

- (a) give a written statement that complies with subsections (3) and (4) to the Secretary; and
- (b) give a copy of the statement to each care recipient of the approved provider who has paid an accommodation bond that has not been repaid.



*User Rights Principles Amendment (No. 7) 1997*

3

- “(3) The statement must state that:
- (a) care recipients' accommodation bond balances required to be repaid during the year have been repaid in accordance with the Act; and
  - (b) the approved provider can repay liabilities, for accommodation bond balances in accordance with the Act, that can be expected to fall due in the following financial year; and
  - (c) the approved provider has, throughout the year, had enough insurance to cover losses arising from fraud, loss of earnings, fire, flood or other reasonably insurable events that may affect the ability of the approved provider to refund accommodation bond balances.
- “(4) The statement must be:
- (a) approved by the company directors or other key personnel of the approved provider; and
  - (b) certified or qualified by an independent auditor or accountant.
- “(5) The approved provider must also give a copy of the latest statement under this section to each prospective care recipient.”.

**12. Section 23.42 (Criteria for approval of prudential requirements)**

**12.1 Add at the end:**

- “(3) However, prudential requirements under this Division cannot be approved after 23 December 1997.”.

**13. Section 23.46A (Complying aged care services—refunds)**

**13.1 Omit “former hostel”, substitute “aged care service”.**

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**NOTE**

1. *User Rights Principles 1997* notified in the *Commonwealth of Australia Gazette* on 29 September 1997, as amended by:  
*User Rights Principles Amendment (No. 1) 1997* notified in the *Commonwealth of Australia Gazette* on 29 September 1997;  
*User Rights Principles Amendment (No. 2) 1997* notified in the *Commonwealth of Australia Gazette* on 3 November 1997;  
*User Rights Principles Amendment (No. 3) 1997* notified in the *Commonwealth of Australia Gazette* on 6 November 1997;  
*User Rights Principles Amendment (No. 4) 1997* notified in the *Commonwealth of Australia Gazette* on 10 November 1997;  
*User Rights Principles Amendment (No. 5) 1997* notified in the *Commonwealth of Australia Gazette* on 21 November 1997;  
*User Rights Principles Amendment (No. 6) 1997* notified in the *Commonwealth of Australia Gazette* on 3 December 1997.






## NOTICE

In accordance with section 116 of the *Constitutional Convention (Election) Act 1997*, I, Nicholas Digby Tall, being Australian Electoral Officer for Tasmania do certify that today, Tuesday, 23rd December 1997, I declared the following candidates elected as **delegates** to represent Tasmania at the 1998 Constitutional Convention.

- 1 Kennedy, Lorna Doone Pleasance
- 2 Green, Julian Ormond
- 3 Castle, Michael Anthony
- 4 Scott, Marguerite Mary
- 5 Mitchell, David Charles
- 6 Lockett, Eric John

  
\_\_\_\_\_  
Australian Electoral Officer for Tasmania

23/12/1997

This notice was certified by me on 24 December 1997.

  
\_\_\_\_\_  
Electoral Commissioner

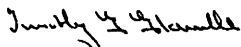




## NOTICE

In accordance with section 116 of the *Constitutional Convention (Election) Act 1997*, I, Timothy Gladstone Glanville, being Australian Electoral Officer for Victoria, do certify that today, 23 December 1997, I declared the following candidates elected as delegates to represent Victoria at the 1998 Constitutional Convention.

- 1 MCGUIRE, Edward Joseph
- 2 CHIPP, Donald Leslie
- 3 COSTELLO, Timothy Ewen
- 4 RUXTON, Bruce Carlyle
- 5 DELAHUNTY, Mary Elizabeth
- 6 PANOPOULOS, Sophie
- 7 VIZARD, Stephen William
- 8 KING, Poppy Cebele
- 9 FOX, Lindsay Edward
- 10 WILCOX, Vernon Francis
- 11 RAYNER, Moira Emilif
- 12 SCHUBERT, Misha Kristina
- 13 RAMSAY, James Halford
- 14 GIFFORD, Kenneth Haril
- 15 CLEARY, Philip Ronald
- 16 BULLMORE, Eric Gregory



23 December 1997

Australian Electoral Officer for Victoria

This notice was certified by me on 24 December 1997

  
Electoral Commissioner

## NOTICE

In accordance with section 116 of the *Constitutional Convention (Election) Act 1997*, I, Frances Mary Howat, being Australian Electoral Officer for New South Wales do certify that today, 22 December 1997, I declared the following candidates elected as delegates to represent New South Wales at the 1998 Constitutional Convention.

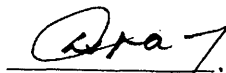
- 1 Malcolm Bligh Turnbull
- 2 Douglas William Sutherland
- 3 Edward Carrington Mack
- 4 Wendy Susan Machin
- 5 Kerry Lyn Jones
- 6 Edwin William Haber
- 7 Neville Kenneth Wran
- 8 Julian Martin Leeser
- 9 Karin Nicole Sowada
- 10 Peter James Grogan
- 11 Jennie George
- 12 Christine Roslind Ferguson
- 13 Alasdair Paine Webster
- 14 Glenda Margaret Hewitt
- 15 Patricia June O'Shane
- 16 Alfred Barrett Garland
- 17 Andrew James Gunter
- 18 Hazel Hawke
- 19 Jason Yat-Sen Li
- 20 Catherine Moore



22 December 1997

Australian Electoral Officer for New South Wales

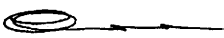
This notice was certified by me on 23 December 1997

  
Electoral Commissioner

## NOTICE

In accordance with section 116 of the *Constitutional Convention (Election) Act 1997*, I, Robert Lance Longland, being Australian Electoral Officer for Queensland do certify that today, Monday 22 December 1997, I declared the following candidates elected as delegates to represent Queensland at the 1998 Constitutional Convention.

- 1 Denis James KILLEN
  - 2 Clem JONES
  - 3 Michael Hugh LAVARCH
  - 4 Glenister SHEIL
  - 5 Neville Thomas BONNER
  - 6 David Alexander MUIR
  - 7 Sallyanne ATKINSON
  - 8 Vilma WARD
  - 9 Florence Isabel BJELKE-PETERSEN
  - 10 Mary Ann KELLY
  - 11 Sarina RUSSO
  - 12 Paul Gregory TULLY
  - 13 Ann BUNNELL
- 

  
R L Longland - Australian Electoral Officer for Queensland

22 December 1997

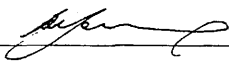
This notice was certified by me on 23 December 1997.

  
Electoral Commissioner

## NOTICE

In accordance with section 116 of the *Constitutional Convention (Election) Act 1997*, I, Barry George Young, being Australian Electoral Officer for Western Australia do certify that today, Monday, 22 December 1997 I declared the following candidates elected as delegates to represent Western Australia at the 1998 Constitutional Convention.

- 1 HOLMES à COURT, Janet Lee
- 2 WITHERS, Reginald Greive
- 3 TANNOCK, Peter Darcy
- 4 HOURN, Geoffrey
- 5 EDWARDS, Graham John
- 6 THOMPSON, Clare Helen
- 7 RODGERS, Marylyn Elizabeth
- 8 BARTLETT, Liam Ross
- 9 O'BRIEN, Patrick

  
\_\_\_\_\_  
Australian Electoral Officer for Western Australia

22 December 1997

This notice was certified by me on 23 December 1997


  
\_\_\_\_\_  
Electoral Commissioner

REC-570022 411:21

## NOTICE

In accordance with section 116 of the *Constitutional Convention (Election) Act 1997*, I, Geoffrey Halsey, being Australian Electoral Officer for South Australia do certify that today, 19 December 1997, I declared the following candidates elected as delegates to represent South Australia at the 1998 Constitutional Convention.

1. BONYTHON, Hugh Reskymer (Kym)
2. TEAGUE, Baden Chapman
3. HEPWORTH, John Anthony
4. KIRK, Linda Jean
5. MANETTA, Victoria Jane
6. COCCHIARO, Antonio
7. FLEMING, John Irving
8. ANDREWS, Kirsten Janine

  
\_\_\_\_\_  
Australian Electoral Officer for South Australia

19 December 1997

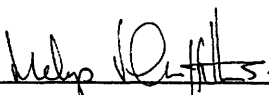
This notice was certified by me on 22 December 1997

  
\_\_\_\_\_  
Electoral Commissioner

## NOTICE

In accordance with section 116 of the *Constitutional Convention (Election) Act 1997*, I, Melys Vivien Griffiths, being Australian Electoral Officer for the Australian Capital Territory do certify that today, 19 December 1997, I declared the following candidates elected as delegates to represent the Australian Capital Territory at the 1998 Constitutional Convention.

- 1 Anne Witheford
- 2 Frank Cassidy

  
\_\_\_\_\_  
Australian Electoral Officer for the Australian Capital Territory

19 December 1997

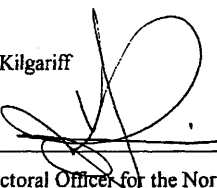
This notice was certified by me on 19 December 1997

  
\_\_\_\_\_  
Electoral Commissioner

## NOTICE

In accordance with section 116 of the *Constitutional Convention (Election) Act 1997*, I, Kerry Michael Heisner, being Australian Electoral Officer for the Northern Territory do certify that today, 17<sup>th</sup> December 1997, I declared the following candidates elected as delegates to represent the Northern Territory at the 1998 Constitutional Convention.

- 1 David Curtis
- 2 Michael John Kilgariff

  
\_\_\_\_\_  
17<sup>th</sup> Dec 1997  
Australian Electoral Officer for the Northern Territory

This notice was certified by me on 19 December 1997.

  
\_\_\_\_\_  
Electoral Commissioner



**COMMONWEALTH OF AUSTRALIA**

**INSTRUMENT OF APPROVAL NO. 29 OF 1997**

**CUSTOMS ACT 1901  
EXCISE ACT 1901**

I, JOHN MICHAEL DRURY, Acting Chief Executive Officer of Customs, pursuant to

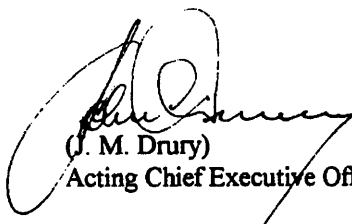
- a) section 4A and subsection 164(1A) of the *Customs Act 1901*, and
- b) section 4AA and subsection 78A(1A) of the *Excise Act 1901*.

**HEREBY APPROVE:**

- c) for use on and from 1 January 1998 until 31 January 1998 only - the attached forms "Application for Diesel Fuel Rebate - Initial Application" (No. B436(4/97)) and "Diesel Fuel Rebate Schedule of Purchases" (No. B432 (7/93));

as approved forms for the purpose of making an initial application for diesel fuel rebate.

Dated this 15<sup>th</sup> day of December 1997.



(J. M. Drury)

Acting Chief Executive Officer of Customs







**AUSTRALIAN CUSTOMS SERVICE**  
**APPLICATION FOR DIESEL FUEL**  
**REBATE-INITIAL APPLICATION**

**OFFICE USE ONLY**

REFERENCE No	
CLIENT ID	

SECTION 164 OF THE CUSTOMS ACT 1901      SECTION 78A OF THE EXCISE ACT 1901

***Please read 'Notes for Guidance' at back before filling in this application.***

### 1. DETAILS OF CURRENT AND PREVIOUS CLAIMS

Are you currently registered as a diesel fuel rebate client?	Answer 'YES' or 'NO'	<input style="width: 90%;" type="text"/>
Have you previously claimed diesel fuel rebate within the last 3 years?	Answer 'YES' or 'NO'	<input style="width: 90%;" type="text"/>
If you answered 'YES' to either of the above, please show the following details, where known:		
Applicant or Claimant No	Name in which claim was made	Year of last claim
<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>
<i>If you are, or were registered under the Scheme, with more than one Applicant No., please list above details for all registrations on a separate sheet and attach to this application.</i>		

## 2. APPLICANT DETAILS

<b>IF APPLICANT IS (1) INDIVIDUAL/SOLE TRADER OR (2) PARTNERSHIP</b>					
(1) INDIVIDUAL/SOLE TRADER SURNAME <i>(Use Block Letters)</i> *Cross out those that do not apply	*Mr *Ms *Mrs *Miss				
CHRISTIAN OR GIVEN NAMES <i>( Use Block Letters )</i>					
(2) PARTNERSHIP					
(a) Registered Name of partnership	(a)				
(b) Name and address of each partner	(b)				
(c) Name of two partners who would normally make this and later application	(c)				
OCCUPATION OR PRINCIPAL BUSINESS OF APPLICANT					
ADDRESS (NOT PO BOX) WHERE FUEL (OR MOST FUEL) IS USED	Postcode				
POSTAL ADDRESS FOR PAYMENT ADVICE/NEW APPLICATION FORM	Postcode				
TELEPHONE/FAX No's FOR CONTACT (Include STD Code)	Phone (Work) (    ) (         ) (A/H) (    ) (         )	Fax (    ) (         ) Mobile (    ) (         )			
OTHER APPLICANTS: TICK TYPE- COMPANY: <input type="checkbox"/> GOVERNMENT BODY: <input type="checkbox"/> FISHING CO-OP: <input type="checkbox"/> OTHER: <input type="checkbox"/>					
(a) Company or Organisation Name (b) ACN No. ( <i>if a company</i> ) (c) Name and position of up to two members authorised to make this and later applications (d) Principal Business of company or organisation	(a) (b) ACN/ARB N [ ][ ][ ][ ][ ][ ][ ][ ][ ][ ] (c)(1) (d)	(c)(2)			
ADDRESS (NOT PO BOX) WHERE FUEL (OR MOST FUEL) IS USED	Postcode				
POSTAL ADDRESS FOR PAYMENT ADVICE/NEW APPLICATION FORM	Postcode				
REGISTERED BUSINESS OFFICE ADDRESS	Postcode				
TELEPHONE/FAX No's (Include STD Code)	Phone (Work) (    ) (         ) (A/H) (    ) (         )	Fax (    ) (         ) Mobile (    ) (         )			

B436(4/97)

ATTACH SCHEDULE/S OF PURCHASES  
AND OTHER ATTACHMENTS HERE →

**3. DETAILS OF ACCOUNT TO WHICH REBATE IS TO BE PAID**

Type of Financial Institution (Mark (X) in appropriate box)	<input type="checkbox"/> Bank	<input type="checkbox"/> Savings Trading	<input type="checkbox"/> Credit Union	<input type="checkbox"/> Building Society	<input type="checkbox"/> Other ..... (specify)
Name of Financial Institution					
Branch of Financial Institution	Town/Suburb			Branch No.	
Account Name					
Account Number					

**4. MANNER OF USE (CATEGORY)**

See Note for Guidance (vii) for definitions of categories  NB: MARK (X) IN ONE BOX ONLY	1 <input type="checkbox"/> Mining Operations	4 <input type="checkbox"/> Nursing Homes	7 <input type="checkbox"/> Agriculture
	2 <input type="checkbox"/> Residential Premises	5 <input type="checkbox"/> Hospitals	8 <input checked="" type="checkbox"/> Fishing
	3 <input type="checkbox"/> Homes for Aged Persons	6 <input type="checkbox"/> Other institutions providing medical or nursing care	9 <input type="checkbox"/> Forestry

**5. PARTICULARS OF OPERATIONS FOR WHICH REBATE IS BEING CLAIMED**

Please provide particulars of the operations in which the subject fuel is to be used:

.....

.....

.....

**6. LIST OF DIESEL POWERED EQUIPMENT**

For operations in 5 above, list equipment, owned or used by you, (other than road vehicles) which operates on diesel fuel. Include the registration or identification number (if any):

(a) on which rebate is being claimed .....

.....

(b) on which rebate is not being claimed .....

.....

(If insufficient space, list equipment on a separate sheet and attach to this application)

**7. LIST OF VESSELS OWNED AND/OR USED BY YOU IF CLAIMING UNDER FISHING (CATEGORY 8)**

Commercial Fishing Licence No. (Fishing Authority)	Vessel Registration No. (Marine Authority)	Name of Registered Fishing Vessel	Is Vessel used for Charter? (ie Sport, Recreation, Tourism) Indicate 'YES' or 'NO'

(If insufficient space, list further Vessels etc on a separate sheet and attach to this application)

**8. USE OF THIS DIESEL FUEL BY OTHER PERSONS**

Are any other persons, company personnel, or partners, involved or likely to be involved, in the use of the fuel to which this application relates. Answer 'Yes' or 'No'. ☐ Ticks or Crosses **NOT** to be used

If answer is 'Yes', please provide details as per Notes for Guidance (x) and attach to this application.

**9. DIESEL ROAD VEHICLES**

NUMBER OF DIESEL POWERED ROAD VEHICLES OWNED & OR OPERATED IS <input type="text"/>				
DETAILS OF DIESEL ROAD VEHICLES (NOT TRACTORS)	Make of Vehicle	Body Type	Tare Weight	Registration No.
	(For this purpose 'Road Vehicle' means a vehicle of a kind ordinarily used on roads for the transport of persons or goods)			
(If insufficient space, attach separate list)				

**10. CLAIM DETAILS**

For ALL 'SCHEDULE/S OF PURCHASES' attached to this application, please show:

A. Date of **oldest** purchase to date of **most recent** purchase.

		19	to			19
--	--	----	----	--	--	----

B. **Total quantity** of diesel fuel purchases listed on the 'Schedule/s'.

	whole litres only
--	-------------------

C. Self-assessed **quantity** of diesel fuel on which you are **eligible** to claim rebate.

	whole litres only
--	-------------------

In addition to the above purchases in 'B', for the same period, also show:

D. The quantity of **any other ineligible** diesel fuel purchases on which you are **not** and will not be claiming rebate.

	whole litres only
--	-------------------

E. The total number of 'Schedule/s of Purchases' pages attached.

--

**11. DECLARATION****I DECLARE THAT:**

- I understand I may be required to substantiate my claim to Customs, at any time within the next 5 years, and that Customs may recover any rebate which I cannot substantiate;
- I am a person entitled to diesel fuel rebate or a person duly \*authorised to make this application on behalf of an eligible applicant;
- All information supplied, including attachments, is true and correct;
- To the best of my knowledge, rebate has not been claimed on the subject fuel before, by any other person;
- I have examined my records and have not claimed rebate before this claim on any of the subject fuel, specified in Box 10.C above, which I intend to use/have used for eligible purposes;
- I will retain all relevant documentation for 5 years to substantiate my claim;
- I will notify an Officer of Customs, in writing, within 21 days if any of the fuel, the subject to this application, is used otherwise than in the "manner of use" or operations specified in this application, or, is sold or otherwise disposed of.

**\*AUTHORISED PERSONS ARE:**

The Individual (for an individual applicant).

Any one of two nominated company officers ( for a company).

Any one of two nominated partners (for a partnership).

Any one of two duly authorised persons from the organisation (for other).

I understand that the personal information collected by the Australian Customs Service on this form will be used solely for the purposes of the legislation relating to the Diesel Fuel Rebate Scheme and that Customs may take steps to verify the information I have provided but will not disclose it to any other person except as required by law.

Signature of Authorised person/applicant:

Full Name (Block Letters) of Authorised person:

Signature of Authorised person/applicant:

Full Name (Block Letters) of Authorised person:

Signed at town or city of:

On the date of:

/ /

Signature of Witness:

Full Name (Block Letters) of Witness:

If an application is made by a company, the company seal should be affixed. In the absence of a company seal the Officer of Customs may require further proof that the authorised person acts on behalf of the company.

THE COMMON SEAL of the claimant was hereunto affixed by order of the Board of Directors in accordance with the Articles of Association.

Signature of Director:

Signature of a Director/Company, Secretary or person authorised by a Director:

Company Seal to be affixed  
where applicant is a company

Date affixed / / 19

**TURN TO CHECK LIST AT BACK**

**DETACH THIS PAGE AND RETAIN IT FOR YOUR FUTURE REFERENCE**

NOTES FOR GUIDANCE OF PERSONS APPLYING FOR DIESEL FUEL REBATE

- (i) **Under self assessment it is your responsibility to ensure your claims are correct.** The legal provisions of the Diesel Fuel Rebate Scheme are contained in the Customs Act 1901 and Excise Act 1901. (See Warning on back page)
- (ii) From 1 July 1994, rebate is paid on eligible diesel fuel purchased within 3 years from the date of receipt of a claim by Customs, but is not payable on diesel fuel used in road vehicles on public roads.
- (iii) Applications for rebate on less than 2000 litres for use other than at residential premises should only be lodged quarterly.
- (iv) Payment of rebate will only be made by direct credit to a recognised financial institution.
- (v) The amount of rebate will be calculated from the quantity stated by you in section 10C.
- (vi) Invoice details that must be shown in the application 'Schedule of Purchases' section are:
  - the name and Phone No. of the supplier
  - the name of the purchaser of the diesel fuel
  - the date of delivery
  - the quantity in litres of diesel fuel purchased
  - the price paid per litre of diesel fuel.
- (vii) **When you are claiming rebate on diesel fuel used at two or more different locations or on diesel fuel that falls into two or more categories, in section 4, a separate application is required for each location and/or category being claimed.**
- (viii) Relevant documentation includes all documents relating to the purchase, sale, use or disposal of the subject fuel.
- (ix) In Section 5, for mining operations describe whether or not the operations include processing of mined ores. If engaged in fishing indicate the type of fishing (eg. wet-line, crayfishing etc).
- (x) If other persons are involved in the use of the fuel, the subject of this application, the following details must be provided:
  - the name, address and occupation of such other person/s
  - the quantity of fuel used by such other person/s
  - the manner of use of that fuel (Section 4).
- (xi) On payment of this initial application you will receive a payment advice together with a supplementary application to be used for your next claim. Confirm with your financial institution that payment has been credited to your account as advised and check the preprinted details on the supplementary form. When you are ready to make your next claim make any necessary alterations, complete the purchase and usage details and sign the form.
- (xii) For assistance or further information phone the Diesel Fuel Rebate Section in the capital city of your State or Territory. (See back page for details.)

**LEGISLATION FOR THE PURPOSES OF THE DIESEL FUEL REBATE SCHEME**

A copy of an explanation of the provisions of the legislation relating to the category relevant to your enquiry is enclosed. This should be referred to when assessing your eligibility. It is however, **not an official** copy of the legislation. A complete copy of the legislation can be obtained from a Commonwealth Government Bookshop.

**WARNING**

It is an offence under the Customs Act 1901 and the Excise Act 1901:-

- (a) to obtain a rebate which is not payable and is punishable upon conviction by a penalty not exceeding 5 times the amount of the rebate so obtained and not less than 2 times that amount;
- (b) to make in any declaration or document produced to an officer of Customs any statement which is untrue in any particular or produce or deliver to any officer of Customs any document or declaration containing any such statement. Such an offence is punishable upon conviction by a penalty not exceeding \$5000; and
- (c) to fail to keep for a period of five years from the date of application, relevant rebate documents which come into the applicant's possession before or after the lodging of an application. Penalty \$2000.

**ENQUIRIES/ADDRESS FOR LODGEMENT OF CLAIMS**

**COMPLETED APPLICATIONS MAY BE LODGED WITH THE DIESEL FUEL REBATE SECTION OF THE AUSTRALIAN CUSTOMS SERVICE IN YOUR STATE OR TERRITORY OF \* RESIDENCE OR OPERATION:**

**GPO Box 470  
SYDNEY NSW 2001**

Customs House  
477 Pitt Street  
SYDNEY NSW 2000

Phone: (02) 9213 2000

**GPO Box 2809AA  
MELBOURNE VIC 3001**

Customs House  
414 LaTrobe Street  
MELBOURNE VIC 3000

Phone: (03) 9244 8000

**GPO Box 1464  
BRISBANE QLD 4001**

Australia House  
363 Adelaide Street  
BRISBANE QLD 4000

Phone: (07) 3835 3444

**GPO Box 269  
PT ADELAIDE SA 5015**

Customs House  
220 Commercial Road  
PT ADELAIDE SA 5015

Phone: (08) 847 9211

**Private Mail Bag 27  
FREMANTLE WA 6959**

Customs House  
2 Henry Street  
FREMANTLE WA 6160

Phone: (09) 430 1444

**GPO Box 148B  
HOBART TAS 7001**

Customs House  
25 Argyle Street  
HOBART TAS 7000

Phone: (03) 6230 1201

**GPO Box 210  
DARWIN NT 0801**

Customs House  
Harry Chan Drive  
DARWIN NT 0800

Phone: (08) 8946 9999

**\* Please Note**

**ACT residents to send their claims to the Sydney address.**

**NOTIFICATION OF SALE, DISPOSAL OR CHANGE OF MANNER OF USE OF FUEL**

Where a person who has made an application for rebate sells, disposes or uses the fuel for a purpose other than the purpose for which he or she purchased the fuel, the person shall, within 21 days, give an Officer of Customs particulars in writing of the sale, disposal or use.

**Penalty:** A fine not exceeding 5 times the amount of the rebate applied for in respect of the fuel of whose sale, other disposal or use, particulars were required to be, and were not given, and not less than 2 times that amount.

## PROOF OF IDENTITY AND ELIGIBILITY

Before processing of your Initial Application for Diesel Fuel Rebate can be finalised, proof of identity and eligibility as an applicant for the category to which your application relates, must be established.

You can assist in this regard, and reduce the time taken to process your application, by supplying a copy of any one or more of the following documents, for each of the locations (i.e. the places where the diesel fuel has been or will be used) to which your application relates.

### MINING

- Mining Lease/Permit (on and off shore)
- Exploration Lease/Permit (on and off shore)

### RESIDENTIAL

Any of the following bearing your name and the address for which rebate is being claimed.

- Electricity, water, telephone or gas bill
- Driver's Licence
- Motor vehicle registration papers
- Motor Organisation Membership

### CATEGORIES 3 TO 6 - HOSPITALS, NURSING HOMES, HOMES FOR THE AGED AND OTHER MEDICAL

- State/Territory Certificate of Registration.

### CONTRACTORS(MINING, AGRICULTURE, FORESTRY)

- Copy of written contract
- Provide name, site address and phone number of person/company contracted.

### AGRICULTURE

- Document in relation to registered brand
- Licence or registration in relation to an agricultural activity, where applicable eg. dairy farming
- Pastoral Lease
- Shire Rates Notice for the property
- Hunter's Licence
- National Parks and Wildlife Permits

### FISHING

- Fishing vessel registration
- Fishing Permits/Licences
- Fishing return to State/Territory Fisheries Department
- Fish Farmer's Licence

### FORESTRY

- State/Territory Permit for logging, milling woodchipping, etc.
- Tree farming contract between grower and mill

## CHECK LIST

TO AVOID POSSIBLE REJECTION OF YOUR CLAIM  
PLEASE CHECK THAT YOU HAVE DONE THE FOLLOWING:

### SECTION 1 DETAILS OF CURRENT AND PREVIOUS CLAIMS

- A 'YES' OR 'NO' RESPONSE HAS BEEN INDICATED.
- IF 'YES' DID YOU PROVIDE ALL DETAILS REQUESTED.

☐  
☐

### SECTION 2 APPLICANT DETAILS

- ALL RELEVANT DETAILS HAVE BEEN SUPPLIED.
- CONTACT TELEPHONE AND/OR FAX NUMBERS, AND STD ARE PROVIDED.

☐  
☐

### SECTION 3 DETAILS OF ACCOUNT

- BRANCH NAME AND NUMBER OF FINANCIAL INSTITUTION ARE CORRECT.
- ACCOUNT NUMBER IS CORRECT.

☐  
☐

### SECTION 8 USE OF DIESEL FUEL BY OTHER PERSONS

- A 'YES' OR 'NO' RESPONSE HAS BEEN INDICATED.

☐

### SECTION 10 CLAIM DETAILS

- ALL SCHEDULE PAGES ARE ATTACHED IN DATE ORDER.
- ALL SCHEDULE PAGES ARE SIGNED AND DATED.

☐  
☐

### SECTION 11 DECLARATION

- DECLARATION HAS BEEN SIGNED BY APPLICANT OR AUTHORISED PERSON.
- SIGNATURE OF WITNESS HAS BEEN PROVIDED.
- IF APPLICANT IS A COMPANY, COMPANY SEAL IS AFFIXED.

☐  
☐  
☐  
☐

NOTES FOR GUIDANCE HAVE BEEN DETACHED FOR MY FUTURE REFERENCE



**AUSTRALIAN  
CUSTOMS SERVICE**

**Applicant Name**

**Applicant Code (Does not apply to Initial Application)**

OFFICE USE ONLY

**IMPORTANT: THIS SCHEDULE MUST ACCOMPANY AN APPLICATION FOR DIESEL FUEL REBATE.  
ON ITS OWN IT IS NOT AN APPLICATION**

**DO NOT SEND INVOICES WITH YOUR APPLICATION.** Retain them with your reference copy of the application and other relevant documentation. Complete the schedule below using the details from your invoices or similar documents. If there are insufficient lines for all of your invoices, photocopy the form before filling it in or contact Customs on the number provided on the Application Form and ask for additional copies

**Note: In data order list only those Diesel Fuel purchases on which you are claiming part or full rebate (but show full invoice quantity purchased)**

[illegible]

B432(7/93)



## Diesel Fuel Rebate Schedule of Purchases

Applicant Name	Applicant Code (Does not apply to Initial Application)
----------------	--

**APPLICANT'S COPY**

**DO NOT SEND INVOICES WITH YOUR APPLICATION.** Retain them with your reference copy of the application and other relevant documentation. Complete the schedule below using the details from your invoices or similar documents. If there are insufficient lines for all of your invoices, photocopy the form before filling it in or contact Customs on the number provided on the Application Form and ask for additional copies

**Note: In date order, list only those Diesel Fuel purchases on which you are claiming part or full rebate (but show full invoice quantity purchased)**

[illegible]

B4332(7/93)



**COMMONWEALTH OF AUSTRALIA**  
**INSTRUMENT OF APPROVAL NO. 30 OF 1997**  
**CUSTOMS ACT 1901**  
**EXCISE ACT 1901**

I, JOHN MICHAEL DRURY, Acting Chief Executive Officer of Customs, pursuant to

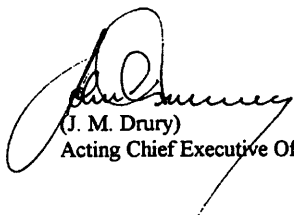
- a) section 4A and subsection 164(1A) of the *Customs Act 1901*, and
- b) section 4AA and subsection 78A(1A) of the *Excise Act 1901*.

**HEREBY APPROVE:**

- c) for use on and from 1 January 1998 - the following attached form  
"Diesel Fuel Rebate Scheme - Initial Application Part A - Claimant and  
Claim Information" (No. B436A(11/97));

as an approved form for the purpose of making an initial application for diesel fuel  
rebate.

Dated this 15<sup>th</sup> day of December 1997.

  
(J. M. Drury)  
Acting Chief Executive Officer of Customs



AUSTRALIAN  
CUSTOMS SERVICE



## Diesel Fuel Rebate Scheme Initial Application

### Part A • Claimant and Claim Information

OFFICE USE ONLY												
Client ID			Category				Amended by					
Registration												
Day			Month		Year		Day		Month		Year	
Date of receipt			#1		#2							
Special circumstances			POI approved				User ID for POI					

BASA (1/97)

## Part A • Claimant and Claim Information

## 1 Name of applicant • complete the ONE section below that applies to your business type.

## A. Incorporated company

Full legal name of company

Trading name • *if different to above*

ACN or ARBN

Do you have a parent company?

No ☐Yes ☐

Give details below

Name of parent company

ACN or ARBN of parent company

## B. Partnership

Name of partnership

Trading name • *if different to above*

## C. Sole trader / Sole operator (not incorporated)

Surname

Title

Full given names

Trading name • *if applicable*

## D. Government body

Official name

## E. Other organisation

Official name

**Part A • Claimant and Claim Information**



**2 Addresses**

**Registered business address OR address of residence**

**Street or property address • NOT Post Office Box address (Enter town/suburb and postcode on line 4)**

Town/Suburb

Postcode

**Postal address for correspondence concerning claims**

Mark (X) here if same as above ☐

**Postal address (Enter town/suburb and postcode on line 4)**

Town/Suburb

Postcode

**3 Contact numbers**

**Daytime telephone number**

**Fax number**

**4 Have you claimed for Diesel Fuel Rebate from Customs before?**

No

Yes

**What is your Diesel Fuel Rebate Client ID?**

Mark this box if you have more than one Client ID ☐

**5 Details of account where rebate is to be paid**

**Name of bank or financial institution**

**Branch • as shown on cheques, statements, etc.**

**BSB**

**Account number**

**Account name**

**Part A • Claimant and Claim Information**

**6** What do you intend to do with **ALL** diesel fuel that you have purchased?

Select **ALL** that apply

- Use in own equipment ☐
- Sell it to contractors or subcontractors ☐
- Sell it to others ☐
- Supply it at no charge to contractors or subcontractors ☐
- Supply it at no charge to others ☐
- Other ☐

**7** Estimate the **TOTAL** amount of diesel fuel that you expect to purchase in the next 12 months. This includes **ALL** fuel you purchase whether it is eligible for a rebate or not.

Select the **RELEVANT** ESTIMATE

- Under 10,000 litres ☐
- Between 10,000 and 49,999 litres ☐
- Between 50,000 and 99,999 litres ☐
- Between 100,000 and 999,999 litres ☐
- 1,000,000 litres or more ☐

**8** Which eligible category of use are you claiming Diesel Fuel Rebate for?

Select **ONE** ONLY

- Agriculture ☐
- Mining operations ☐
- Fishing operations ☐
- Forestry ☐
- Home for Aged Persons ☐
- Nursing Home ☐
- Hospital ☐
- Other institution providing medical or nursing care ☐
- Residential premises to generate electricity ☐

**9** How much diesel fuel do you estimate you will **use in the next 12 months** for **ELIGIBLE** rebate purposes as indicated in the previous question?

Select the **RELEVANT** ESTIMATE

- Under 10,000 litres ☐
- Between 10,000 and 49,999 litres ☐
- Between 50,000 and 99,999 litres ☐
- Between 100,000 and 999,999 litres ☐
- 1,000,000 litres or more ☐

**Part A • Claimant and Claim Information**

**10** What types of records will you keep to **substantiate** your claims for Diesel Fuel Rebate?

Select ALL that apply

- |                       |                                |
|-----------------------|--------------------------------|
| Purchase documents    | Stock cards                    |
| Fuel running sheets   | Plant / equipment engine hours |
| Pump meter tickets    | Log books                      |
| Releases to equipment | Diaries                        |
| Computerised systems  | Time sheets                    |
|                       | Other                          |

**11** How do you intend to calculate the quantity of fuel you will claim as eligible for rebate?

Select ALL that apply

- From records of fuel used in **ELIGIBLE** activities
- From records of fuel used in **INELIGIBLE** activities
- From estimates
- Percentage of purchase
- Other

**12** Did you indicate in Question 11 that you intend to use **estimates**?

No **Go to 14**

Yes Go to next question

**13** What references do you intend to use for your **estimates**?

Select ALL that apply

- None
- Manufacturer specifications
- Log books, engine hours
- Fuel tests
- Other

**14** Where will your claims for Diesel Fuel Rebate be prepared?

Select ALL that apply

- Operational site
- Head office
- Accountant / consultant's office
- Residence
- Other

**Part A • Claimant and Claim Information****15 Authorised officers**

Please provide the following details of people who are authorised to make declarations and sign claims. These will be the only people authorised to sign your claims. If you want to change these details, please advise Customs in writing.

*Complete the section that applies to your business type.*

**Sole trader / Sole operator (not incorporated)**

Name of sole trader / sole operator

Signature of sole trader / sole operator

**Incorporated company • Name, position and signature of ONE or TWO nominated company officers**

**Partnership • Name, position and signature of ONE or TWO nominated partners**

**Government body / Other • Name, position and signature of ONE or TWO duly authorised persons**

Name of nominated person 1

Position

Signature of nominated person 1

Name of nominated person 2

Position

Signature of nominated person 2

**Part A • Claimant and Claim Information**

**16 Proof of identity**

When you lodge your form you must provide appropriate documents to Customs that prove your identity. The number and type of documents you need to provide will vary according to your business type.

Please ensure that you provide us with the correct documents as your application will not be complete without them. Incomplete applications will significantly increase processing time, consequently **delaying any payment of rebate to you.**

Appropriate Proof of Identity documents for your business type are listed on pages 7 and 8. Use the section that applies to YOUR business type and **mark the boxes next to those documents that you are providing.**

If you are having ANY difficulty in providing the appropriate documents, please contact your nearest Client Management group (as indicated in the *Diesel Fuel Rebate Scheme—Information For Claimants* booklet).

**Certified copies of documents are preferred—this means that you do NOT have to send us original documents.**

**You must have photocopies certified by a person shown at the back of this form.**

**The certification MUST show:**

- the signature, printed name and phone number of the person certifying the copy of the original document; and
- the date it was certified.

**Complete the section from this or the next page that applies to your type of business**

**Sole Trader / Sole Operator / Partnership**

**Provide three (3) documents from the following list.**

**In the case of a partnership, provide THREE documents for EACH partner that you have nominated in question 15.**

	Person 1	Person 2	OFFICE USE ONLY
Current Australian Passport			
Certificate of Australian Citizenship			
Certificate of Identity issued by the Department of Foreign Affairs and Trade			
Extract of birth certificate			
Marriage certificate			
Divorce papers (decree nisi or decree absolute)			
Notice of advice of pension			
Tax Assessment Notice			
Current Australian driver's licence with photo			
Title or deed to real estate, or registered mortgage papers on a home or property			
Rates notice			
A current insurance policy			
An account statement from a bank or other financial institution (less than 1 year old)			

**This question continued on next page**



## Part A • Claimant and Claim Information

## 16 Proof of identity – continued

## Incorporated company

1. Provide a signed authorisation from a Director of the Company authorising the nominated Company officers (as per question 15) to make declarations and sign claims on behalf of the Company; and
2. Provide ONE document from the list below.

Certificate of Incorporation

Sale or Purchase of Business

Certificate of Bankruptcy

Liquidation Notice

Bank Statement in the name of the company or a statement of transactions  
(less than 1 year old) issued by a financial institution

Lease Agreement of business property

Rates Notice of business property

Certificate of Change of Name

OFFICE USE ONLY

## Government body

- Provide a signed authorisation from the Organisation's Chief Executive Officer on the Organisation's letterhead authorising the nominated authorised person (as per question 15) to make declarations and sign claims on behalf of the organisation.

OFFICE USE ONLY

## Other organisation

1. Provide a signed authorisation from the Organisation's Chief Executive Officer on the Organisation's letterhead authorising the nominated authorised persons (as per question 15) to make declarations and sign claims on behalf of the organisation.
2. Provide ONE document from the list below.

Formal documentation such as by-laws, charter, annual meeting minutes,  
lodge orders or rulesBank statement in the name of the organisation or a statement of transactions  
(less than 1 year old) issued by a financial institution

Lease Agreement of business property

Rates Notice of business property

Building Unit Plan

Strata Title

Certificate of Incorporation

OFFICE USE ONLY

**Part A • Claimant and Claim Information**



**17 Making your first claim**

**Now you must complete a claim for Diesel Fuel Rebate.**

**You will need to list the individual purchases for which you are claiming a rebate on page 10.**

**Then you must self assess the number of litres you are claiming in this application at question 18 on page 11 and complete the declaration.**



**Part A • Claimant and Claim Information**



- 18** You can only claim a rebate for the quantity **you have assessed** as being used for **eligible purposes**. This includes fuel that has been or is intended to be used.

How many litres of diesel fuel are you claiming for in this application?

• 0 litres

- 19** Are you using a consultant or accountant (other than one of your own employees) to prepare this claim?

No

Yes Enter the consultant's or accountant's business name below

**20 Declaration**

**Who can sign this form?**

**This claim may only be signed by a duly authorised person nominated on page 6**

I declare that:

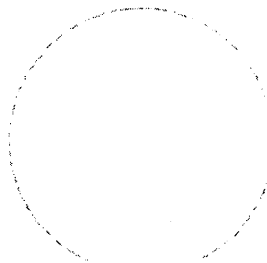
1. I have read and understood the information contained in the booklet entitled "Diesel Fuel Rebate Scheme - Information for Claimants" and the information about penalties on the information leaflet provided with this form.
2. I am a person entitled to diesel fuel rebate or a person duly authorised to make this application on behalf of an eligible applicant;
3. All the information supplied in this application, including attachments, is true and correct;
4. I am aware of my obligation to keep records for five years after Customs receives this claim;
5. The fuel was purchased by the applicant named in this application;
6. The fuel claimed in this application has been used or is intended to be used in the eligible manner indicated on the form;
7. I am aware of my obligations to be able to substantiate my claim if it is audited by Customs.

Signature of authorised person

Date

PRINT name of authorised person

If you are an incorporated company, affix company seal here in accordance with your company's Articles of Association.



**Part A • Claimant and Claim Information**

**The persons shown below are authorised to certify copies of documents.**

**Members of Certain Professions**

- Chiropractor
- Legal practitioner
- Nurse
- Pharmacist
- Dentist
- Medical practitioner
- Patent attorney
- Veterinary surgeon

**Other Persons authorised to certify copies of documents**

- Agent of the Australian Postal Corporation who is in charge of an office supplying postal services to the public
- Australian Consular Officer, or Australian Diplomatic Officer (within the meaning of the Consular Fees Act 1985)
- Bailiff
- Bank officer with 5 or more years of continuous service
- Building Society officer with 5 or more years of continuous service
- Chief Executive Officer of a Commonwealth Court
- Civil marriage celebrant
- Clerk of a court
- Commissioner for Affidavits
- Commissioner for Declarations
- Credit Union officer with 5 or more years of continuous service
- Holder of a statutory office not specified in another item in this list
- Judge of a court
- Justice of the Peace
- Magistrate
- Master of a Court
- Member of the Australian Defence Force who is:
  - (a) an officer; or
  - (b) a non-commissioned officer within the meaning of the Defence Force Discipline Act 1982 with 5 or more years of continuous service; or
  - (c) warrant officer within the meaning of that Act
- Member of the Institute of Chartered Accountants in Australia, the Australian Society of Certified Practising Accountants or the National Institute of Accountants
- Member of the Institute of Corporate Managers, Secretaries and Administrators
- Member of the Institution of Engineers, Australia, other than at the grade of student
- Member of:
  - (a) the Parliament of the Commonwealth; or
  - (b) the Parliament of a State; or
  - (c) a Territory legislature; or
  - (d) a local government authority of a State or territory
- Minister of religion registered under Division 1 or Part IV of the Marriage Act 1961
- Notary public
- Permanent employee of:
  - (a) the Commonwealth or of a Commonwealth authority; or
  - (b) a State or territory or of a State or territory authority; or
  - (c) a local government authority;
 with 5 or more years of continuous service who is not specified in another item in this list
- Permanent employee of the Australian Postal Corporation with 5 or more years of continuous service who is employed in an office supplying postal services to the public
- Person before whom a statutory declaration may be made under the law of the State or Territory in which the declaration is made
- Police officer
- Registrar, or Deputy Registrar, of a court
- Senior Executive Service Officer of the Commonwealth, or of a State or Territory, or of a Commonwealth, State or Territory authority
- Sheriff or Sheriff's officer
- Teacher employed on a full-time basis at a school or tertiary education institution

COMMONWEALTH OF AUSTRALIA  
INSTRUMENT OF APPROVAL NO. 31 OF 1997  
CUSTOMS ACT 1901  
EXCISE ACT 1901

I, JOHN MICHAEL DRURY, Acting Chief Executive Officer of Customs, pursuant to

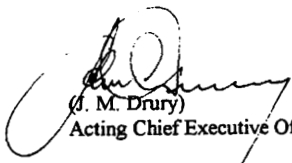
- a) section 4A and subsection 164(1A) of the *Customs Act 1901*, and
- b) section 4AA and subsection 78A(1A) of the *Excise Act 1901*.

**HEREBY APPROVE:**

- c) for use on and from 1 January 1998 - the following attached form  
"Diesel Fuel Rebate Scheme - Initial Application Part B1 - Mining" (No.  
B436B1(11/97));

as an approved form for the purpose of making an initial application for diesel fuel rebate.

Dated this 15<sup>th</sup> day of December 1997.

  
(J. M. Drury)  
Acting Chief Executive Officer of Customs

AUSTRALIAN  
CUSTOMS SERVICE

## Diesel Fuel Rebate Scheme

# Initial Application

### Part B1 • Mining

#### What we mean by "Location" and "Mobile Operations"

This part of the form contains many questions that ask about things that you do at "this location". What we mean by the term "location" will vary according to your particular type of mining operations. You should have received advice from a Diesel Fuel officer as to what a "location" is in relation to your particular type of mining operations.

You should have received a separate Part B of this form for EACH "location" at which you operate. We ask you to complete each of these so that we can determine the activities you perform and the equipment you use at EACH of these "locations". For example, a mining company operating at three different "locations" in Western Australia would need to complete THREE Part B's of this form—one for EACH mining "location".

Question 1 of this part of the form asks if you perform "mobile operations". We would consider that your operations are "mobile" if you move around from mining location to location—usually performing operations for other people and usually based at a particular location for LESS than 12 months (eg. an earthmoving contractor moving from contract to contract performing earthmoving activities at a number of locations across the country in any one year).

If you do undertake "mobile operations" as defined above then your ENTIRE region of operations would be classed as your "location" for the purposes of completing this form. Therefore you are only required to complete ONE Part B of this form, on which you should answer questions in relation to ALL the mining operations that you usually perform during any one year.

#### Definition of "northern mining activities"

Northern mining activities, for the purpose of the Diesel Fuel Rebate Scheme, means activities associated with or incidental to, the exploration for, or exploitation of, oil or natural gas in waters within the geographical boundaries of 100 degrees east longitude to 140 degrees east longitude and the equator to 30 degrees south latitude.

#### Definition of "mining town"

Mining town, for the purpose of the Diesel Fuel Rebate Scheme, means a town constructed by or on behalf of a person engaged in mining operations, in an area where immediately prior to its construction there was no town, principally to house employees of the person, but does not include a town administered by:

- (a) a council that is constituted under local government legislation of a State or Territory; or
- (b) an organisation taken to be a council under such legislation.

#### OFFICE USE ONLY

Client ID

Category

Amended by

Registration #1

Registration #2

Registration #3

643581 (11/97)

**Part B1 • Mining**



**1** Do you perform "mobile operations" as defined on page 1?

No ☐ **Go to 3**

Yes ☐ Go to next question

**2** Where do you conduct your "mobile operations"?

- e.g. • Name of local shire or district  
• Name of state(s) or country(s)  
• Name of offshore location

**For "mobile operations" this region constitutes your "location" for the remainder of the form.**

**Mobile Operators now go to 6**

**3** Are your operations on land or offshore?

On land ☐ Go to next question

Offshore ☐ **Go to 5**

**4** Which of the following best describes this "on land location"?

**Select ALL that apply**

Open cut mine ☐

Evaporation pond ☐

Pit ☐

Mining town electricity generating plant ☐

Underground ☐

Natural gas liquefying plant ☐

Quarry ☐

Stockpile ☐

Well ☐

Rehabilitation site ☐

Beneficiation site ☐

Residential premises ☐

Other ☐

**5** Details identifying this "location"

Name of mine / property / location

Address of geographical location / coordinates **(Enter town/suburb and postcode on line 4)**

Town / Suburb

Postcode



## Part B1 • Mining



6 Which of the following leases/permits do you hold at this "location"?

Select ALL that apply

None **Go to 9**

Exploration

Mining development

Special purpose

Mining

Other leases/permits relevant to your mining operations

7 Do you have more than one lease/permit at this "location"?

No

Yes How many?

8 What is the document number of your principal lease / permit at this "location"?

9 What are the types of operations that **YOU** undertake at this "location"?

Select ALL that apply

Exploration / prospecting

Beneficiation

Earthworks / construction / maintenance

Recovery of salts

Removal of overburden

Rehabilitation

Mining

Transportation

Other

10 What commodities are produced / transported from this "location"?

Select ALL that apply

Bauxite

Gypsum

Sand

Basalt

Iron ores

Sandstone

Bentonite

Lead ores

Semi-precious stones

Coal

Limestone

Silicon

Common salt

Manganese ores

Silver ores

Copper ores

Marble

Slate

Diamonds

Mineral sands  
(eg zircon/rutile/ilmenite)

Soil

Dolomite

Nickel ores

Tin ores

Gas

Oil

Water

Gold ores

Opals

Uranium ores

Granite

Platinum

Zinc ores

Gravel

Rock

ANY other commodities

Part B1 • Mining



**11 What type of diesel fuel powered equipment do you have at this "location"?**

Include **ALL** diesel fuel powered equipment that you have at this "location", not just equipment that is used in activities eligible for Diesel Fuel Rebate.

**Mining equipment**

	1	2-5	6 or more		1	2-5	6 or more
Agitator				Screening/crushing plant			
Ball mill				Smelter			
Blower				Treatment plant			
Chemical and heat treatment equipment (eg; burners, dryer, autoclave)				Trommel			
Conveyor				Tunnelling machine			
Dredge				Wash unit			
Dragline				Underground equipment - specially manufactured			
Drilling rig				Vessel - anchor handling/supply			
Hammer mill				Vessel - tug			
				Other diesel powered mining equipment			

**Earthmoving equipment**

	1	2-5	6 or more		1	2-5	6 or more
Backhoe/loader				Paving equipment (eg planer, road reclaimer, paver)			
Compactor				Roller			
Dozer				Skidsteer loader			
Dump truck				Scraper			
Excavator				Trencher			
Front end loader				Other diesel powered earthmoving equipment			
Motor grader							

**Engines, generators, compressors and pumps**

	1	2-5	6 or more		1	2-5	6 or more
Auxiliary engine on a yacht or any other vessel				Lighting plant			
Compressor				Power house			
Dewatering pumps				Pump			
Generator				Stationary engine			
				Other diesel powered engines			

***This question continued on next page***

## Part B1 • Mining

**11 Type of diesel fuel powered equipment — CONTINUED**

Include **ALL** diesel fuel powered equipment that you have at this "location", not just equipment that is used in activities eligible for Diesel Fuel Rebate.

**Vehicles and locomotives (not listed on previous page)**

	1	2-5	6 or more		1	2-5	6 or more
Bus				Special purpose vehicle (eg MMU, concrete truck, crane lorry, track layer)			
Fork lift				Tractors - track-type			
Passenger vehicle (including 4WD)				Tractors - wheel-type			
Prime mover				Water carts			
Rail locomotive				Other diesel powered vehicle — less than 3.5 tonnes			
Self propelled device (eg; crane, pile driver carrier, pipe layer)				Other diesel powered vehicle — 3.5 tonnes or greater			

**Other diesel powered equipment**

	1	2-5	6 or more		1	2-5	6 or more
Boiler				Incinerator			
Chiller/freezer				Kiln			
Cooking facilities				Welder			
Heater				Other diesel fuel powered equipment			

**12 What activities do you undertake using the diesel powered equipment indicated in the previous question?**

**Include ALL activities using diesel fuel**, not just those for which you will claim a Diesel Fuel Rebate.

**Exploration / prospecting  
using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Drilling		
Seismic surveying		
Surveying		
Other exploration / prospecting activities using diesel powered equipment		

**This question continued on next page**

Part B1 • Mining

12 Activities undertaken — **CONTINUED**

**Earthworks / construction / maintenance  
using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Clearing land for use		
Excavation		
Removal of <b>overburden</b>		
Construction or maintenance of <b>dams</b> for the storage of <b>uncontaminated</b> water: — for use in mining activity — for other use		
Construction or maintenance of <b>dams</b> or other works containing <b>contaminated</b> water (used or obtained in the course of conducting a mining activity)		
Construction or maintenance of <b>tailings dams</b> for use in mining activity		
Construction or maintenance of <b>buildings</b> — for use in mining activity — for other use		
Construction, service, maintenance or repair of <b>plant or equipment</b> — for use in mining activity — for use in transporting minerals/ores for beneficiation — for other use		
Service, maintenance or repair of <b>vehicles</b> — for use in mining activity — for use in transporting minerals/ores for beneficiation — for other use		
Construction or maintenance of <b>facilities for the extraction of ground water</b> — <b>solely</b> for use in mining activity — for other use		
Construction or maintenance of <b>power stations / power lines</b> — <b>solely</b> for use in mining activity — for other use		
Construction or maintenance of <b>private access roads</b> — for use in mining activity — for other use		
Construction or maintenance of <b>private airstrips</b> — for use in mining activity — for other use		
Construction or maintenance of <b>public roads / haul roads</b>		
<b>Other</b> earthworks / construction / maintenance activities involving the use of diesel powered equipment		

*This question continued on next page*

## Part B1 • Mining

12 Activities undertaken — **CONTINUED****Mining****using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Dredging		
Extraction of ore		
Quarrying		
<b>Other mining activities</b> using diesel powered equipment		

**Beneficiation****using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Crushing		
Smelting		
<b>Other beneficiation activities</b> using diesel powered equipment		

**Transportation****using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Of minerals/ores from mine site to another place for beneficiation	— by rail	
	— by road	
	— by sea	
	— by other	
Of natural gas from a mining site to a place for liquefying		
Of explosives		
Of people, equipment or goods		
Voyages (to or from) an Australian port (by a ship carrying out northern mining activities— as defined on page 1) for the purpose of refit and repair		
Trial voyages in connection with such refit and repair		
<b>Other transportation activities</b> using diesel powered equipment		

***This question continued on next page***

Part B1 • Mining

12 Activities undertaken — **CONTINUED**

Other activities using diesel powered equipment	Do yourself at this "location"	Do elsewhere
Recovery of <b>salts</b> by evaporation		
Liquefying of <b>natural gas</b>		
Reactivation of <b>carbon</b> for use in the beneficiation of ores bearing gold		
<b>Coal</b> stockpile management — for the prevention of the spontaneous combustion of coal — for other purposes		
<b>Rehabilitation</b> of a mining site — commenced before 1 July 1995 — commenced on or after 1 July 1995		
<b>Rehabilitation</b> of other places affected by a mining operation		
<b>Searching</b> for ground water — <b>solely</b> for use in a mining operation — for other use		
<b>Pumping</b> of water — <b>solely</b> for use in a mining operation — for other use		
<b>Supply</b> of water — <b>solely</b> for use in a mining operation — for other use		
<b>Removal</b> of waste products — of a mining operation — of other		
<b>Disposal</b> of waste products — of a mining operation — of other		
Generation or provision of <b>electricity</b> — <b>solely</b> to a mining town (see definition on page 1) — to other consumers		
Provision of food, drink, lighting, heating, air-conditioning, hot water or similar amenities for <b>residents</b> of residential premises		
Meeting other domestic requirements of <b>residents</b> of residential premises		
<b>ANY other activities</b> using diesel powered equipment		

**Part B1 • Mining**

- 13** Do you undertake return journeys of a vehicle, a locomotive or other equipment from a beneficiation site to a mining site?

No ☐ Go to next question

Yes ☐ What is the purpose of these journeys?

**Select ALL that apply**

To repeat a journey to transport minerals / ores from a mining site to a beneficiation site ☐

For the backloading of raw materials or consumables for use in a mining operation ☐

Other purposes ☐

- 14** Do you undertake transport operations by vessel?

No ☐ **Go to 18**

Yes ☐ Go to next question

- 15** What is the name of your home port?

- 16** Do you undertake voyages for the purposes of refit or repair of your vessel or its equipment, or trials in connection with such refit or repair?

No ☐ **Go to 18**

Yes ☐ Go to next question

- 17** Do you normally undertake refit / repair at the port named in question 15?

Yes ☐ Go to next question

No ☐ Which port do you normally use?

- 18** Do you perform rehabilitation activities?

No ☐ Go to next question

Yes ☐ What are these activities?

**Select ALL that apply**

Planting trees ☐

Constructing fences ☐

Planting grass ☐

Constructing buildings ☐

Levelling land, contouring ☐

Constructing plant ☐

Earthworks ☐

Other ☐

Removal of waste products of a mining operation ☐

Part B1 • Mining



19 Do you perform quarrying or dredging operations?

No ☐ Go to next question

Yes ☐ What is the purpose of these operations?

Select ALL that apply

To obtain materials for use in buildings ☐

To obtain materials for use in landscaping ☐

To obtain materials for use in road making ☐

To obtain materials for use in construction ☐

To obtain materials for other use ☐

20 Do you conduct operations for the service, maintenance or repair of transport networks?  
(Transport networks include pipelines, rail, haul road and conveyors.)

No ☐ Go to 22

Yes ☐ Go to next question

21 Are these transport networks employed solely for use in transporting minerals / ores for beneficiation?

No ☐

Yes ☐

22 Do you perform any of the activities listed in question 12 as a contractor?

No ☐ Go to 26

Yes—all ☐ Go to next question

Yes—some ☐ Go to next question

23 Does anyone else supply diesel fuel for activities that you perform as a contractor?

No ☐ Go to 26

Yes—the client ☐ Go to next question

Yes—other ☐ Go to next question

24 Do you obtain diesel fuel for these activities by any of the following methods?

Backcharge • where you use another's diesel fuel and they invoice you periodically

No ☐ Yes ☐

Offset • where the cost of your services is reduced to take account of the diesel fuel you have consumed

No ☐ Yes ☐

Other contractual arrangement or consideration for diesel fuel

No ☐ Yes ☐

25 Who will claim for the diesel fuel used in activities that you perform as a contractor?

Select ALL that apply

You ☐

The client ☐

Other ☐



## Part B1 • Mining



26 Do you **employ** a contractor to perform any of the activities listed in question 12?

No ☐ **Go to 30**

Yes ☐ Go to next question

27 Do **you** supply **ANY** of the diesel fuel for these activities?

No ☐ **Go to 30**

Yes ☐ Go to next question

28 Do you supply this fuel by any of the following methods?

**Backcharge • where you invoice the contractor periodically for the use of your diesel fuel**

No ☐ Yes ☐

**Offset • where the cost of the contractor's service is reduced to take account of the diesel fuel they have consumed**

No ☐ Yes ☐

**Other contractual arrangement or consideration for diesel fuel**

No ☐ Yes ☐

29 Who will **claim** for the diesel fuel used by a contractor employed by you?

Select **ALL** that apply

You ☐

The contractor ☐

Other ☐

30 What is the trading name and postcode of your main diesel fuel supplier for this "location"?

Trading name (ie, Supplier's name on Invoice)

Postcode

31 Do you use more than one supplier?

No ☐ Go to next question

Yes ☐ Estimate what percentage of your diesel fuel is purchased from your main supplier named in the previous question  %

32 Do you use either of the following **fuel supply** arrangements?

Fuel owned by you but held at a fuel supplier's site Yes ☐ No ☐

Fuel owned by a fuel supplier but held at your site Yes ☐ No ☐

33 What is the capacity of your diesel fuel storage facilities?

Total capacity

Bulk storage facilities

• 0 litres

Mobile tanks

• 0 litres

Other (eg drums / jerry cans, etc.)

• 0 litres

Part B1 • Mining



- 34** If you undertake work **using diesel fuel powered equipment** for any of the following, indicate which ones with an "X" in the relevant box.

Select ALL that apply

Local / Shire Council	Government Business Enterprises	Schools
Water Authorities	Transport / Main Roads Departments	Churches
State Rail Authorities	Other State / Federal Agencies	Charities / community groups
Port / Harbour Authorities	Sporting bodies / race tracks / golf courses	Residential land development
Electricity Authorities	Construction / industrial projects	Fire fighting organisations
Defence Department	Quarries	Land conservation bodies

- 35** You must supply Customs with the following documents to support your declaration concerning the activities you perform.

Indicate which documents you are supplying with an "X" in the relevant box.

OFFICE USE ONLY

**If you hold a lease / permit(s) as indicated in question 6:**

— attach a CERTIFIED copy of your major lease / permit (certified as per instructions for Proof of Identity documents in Part A)

**If you conduct mining, beneficiation or recovery of salts activities:**

— attach a description of the processes and plant (where appropriate) involving diesel fuel use (eg a flowchart)

**If you conduct transport activities by vessel at sea:**

— attach a map indicating coordinates where activities are undertaken

**If none of the above apply to you:**

—you are not required to attach any documents for this Part B

**36 Declaration**

I declare that all information supplied, including attachments, is true and correct.

Signature of applicant or an authorised officer

Date

Full name (BLOCK LETTERS) of applicant or authorised officer

**COMMONWEALTH OF AUSTRALIA**  
**INSTRUMENT OF APPROVAL NO. 32 OF 1997**

**CUSTOMS ACT 1901**  
**EXCISE ACT 1901**

I, JOHN MICHAEL DRURY, Acting Chief Executive Officer of Customs, pursuant to

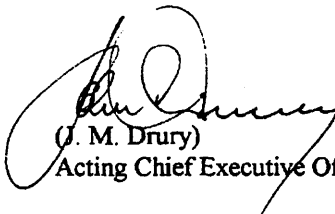
- a) section 4A and subsection 164(1A) of the *Customs Act 1901*, and
- b) section 4AA and subsection 78A(1A) of the *Excise Act 1901*.

**HEREBY APPROVE:**

- c) for use on and from 1 January 1998 - the following attached form  
"Diesel Fuel Rebate Scheme - Initial Application Part B2 - Residential  
Premises" (No. B436B2(11/97));

as an approved form for the purpose of making an initial application for diesel fuel rebate.

Dated this 15<sup>th</sup> day of December 1997.

  
(J. M. Drury)  
Acting Chief Executive Officer of Customs



AUSTRALIAN  
CUSTOMS SERVICE



## Diesel Fuel Rebate Scheme

# Initial Application

## Part B2 • Residential Premises

### What we mean by "Location" and "Mobile Operations"

This part of the form contains many questions that ask about things that you do at "this location". What we mean by the term "location" for the Residential category is the place at which your residential premises is located. You should have received advice from a Diesel Fuel officer as to what a "location" is in relation to your particular type of premises.

You should have received a separate Part B of this form for EACH "location" at which you operate. We ask you to complete each of these so that we can determine the activities you perform and the equipment you use at EACH of these "locations". For example, someone claiming for diesel fuel used to generate electricity for a residential premises at a ski lodge in New South Wales and another ski lodge in Victoria would need to complete TWO Part B's of this form—one for EACH "location".

Question 1 of this part of the form asks if you perform "mobile operations". We would consider that your operations are "mobile" if you move around from location to location—usually performing operations for other people and usually based at a particular location for LESS than 12 months. An example in the Residential category might be contract road construction workers who move around from contract to contract using diesel fuel to generate electricity at camps at many locations in any one year.

If you do undertake "mobile operations" as defined above then your ENTIRE region of operations would be classed as your "location" for the purposes of completing this form. Therefore you are only required to complete ONE Part B of this form, on which you should answer questions in relation to ALL the activities that you usually perform during any one year.

OFFICE USE ONLY

Client ID:

Category:

Amended by:

Registration #1:

Registration #2:

Registration #3:

**Part B2 • Residential Premises****1** Do you perform "mobile operations" as defined on page 1?

No ☐ **Go to 3**

Yes ☐ Go to next question

**2** Where do you conduct your "mobile operations"?

- e.g. • Name of local shire or district
- Name of state(s) or country(s)
- Name of offshore location

**Mobile Operators now go to 8****3** Are the residential premises on land or on a vessel?**Select ONE only**Land ☐ Go to next questionVessel ☐ **Go to 6****4** Which of the following best describes the location of your land-based residential premises?**Select ALL that apply**

Private residence / house

Caravan park

Road house

Aboriginal community

Hotel / motel

Prison

Boarding house

Ski lodge

Workers' camp

Agricultural school

Holiday resort

Other

**5** Address of premises

Name of premises (if applicable)

Address (Enter town/suburb and postcode on line 4)

Town /  
Suburb

Postcode

**Go to 8**

Part B2 • Residential Premises



6 What is the name and type of vessel that you operate?

Name of vessel

Type of vessel — select ONE only

- Yacht
- Ship
- Houseboat
- Other

7 What is your home port?

8 What type of diesel fuel powered equipment do you have at this "location"?

Include ALL diesel fuel powered equipment that you have at this "location", not just equipment that is used in activities eligible for Diesel Fuel Rebate.

Engines, generators, compressors and pumps

	1	2-5	6 or more		1	2-5	6 or more
Auxiliary engine on a yacht or any other vessel				Lighting plant			
Compressor				Power house			
Dewatering pumps				Pump			
Generator				Stationary engine			
				Other diesel powered engines			

Vehicles and locomotives

	1	2-5	6 or more		1	2-5	6 or more
Bus				Special purpose vehicle (eg MMU, concrete truck, crane lorry, track layer)			
Fork lift				Tractors - track-type			
Passenger vehicle (including 4WD)				Tractors - wheel-type			
Prime mover				Water carts			
Rail locomotive				Other diesel powered vehicle - less than 3.5 tonnes			
Self propelled device (eg; crane, pile driver carrier, pipe layer)				Other diesel powered vehicle - 3.5 tonnes or greater			

This question continued on next page

## Part B2 • Residential Premises

8 Type of diesel fuel powered equipment — **CONTINUED**

Include **ALL** diesel fuel powered equipment that you have at this "location", not just equipment that is used in activities eligible for Diesel Fuel Rebate.

**Other diesel powered equipment**

	1	2-5	6 or more		1	2-5	6 or more
Boiler				Incinerator			
Chiller/freezer				Kiln			
Cooking facilities				Ski lift			
Heater				Welder			
Other diesel fuel powered equipment							

9 What activities do you undertake **using diesel powered equipment** indicated in the previous question?

**Include ALL uses of diesel fuel**, not just those for which you will claim a Diesel Fuel Rebate.

**Generating electricity  
using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
For providing food or drink, lighting, heating, air conditioning, hot water, street lighting or similar amenities:		
— for residents at the residential premises		
— for others		

***This question continued on next page***

Part B2 • Residential Premises



9 Activities undertaken — **CONTINUED**

Other activities using diesel powered equipment	Do yourself at this "location"	Do elsewhere
Pumping water (other than electric)		
Water reticulation (for gardens, etc.)		
Propelling a yacht or any other vessel		
Propelling a diesel road vehicle		
Heating		
Heating water		
Cleaning		
Mowing		
Laundering		
Operating a desalination plant		
Operating an office / business		
Operating a school		
Operating tourist activities		
ANY other activities using diesel powered equipment		

10 Are the premises connected to a commercial electricity supply?

No ☐

Yes ☐

11 Do **you** perform any of the activities listed in question 9 as a contractor?

No ☐

Go to 15

Yes—all ☐

Go to next question

Yes—some ☐

Go to next question

12 Does **anyone else** supply diesel fuel for activities that **you** perform as a contractor?

No ☐

Go to 15

Yes—the client ☐

Go to next question

Yes—other ☐

Go to next question



■ **Part B2 • Residential Premises** ■

**13** Do you obtain diesel fuel for these activities by any of the following methods?

**Backcharge • where you use another's diesel fuel and they invoice you periodically**

No ☐

Yes ☐

**Offset • where the cost of your services is reduced to take account of the diesel fuel you have consumed**

No ☐

Yes ☐

**Other contractual arrangement or consideration for diesel fuel**

No ☐

Yes ☐

**14** Who will **claim** for the diesel fuel used in activities that **you** perform as a contractor?

**Select ALL that apply**

You ☐

The client ☐

Other ☐

**15** Do you **employ** a contractor to perform any of the activities listed in question 9?

No ☐

**Go to 19**

Yes ☐

**Go to next question**

**16** Do **you** supply **ANY** of the diesel fuel for these activities?

No ☐

**Go to 19**

Yes ☐

**Go to next question**

**17** Do you supply this fuel by any of the following methods?

**Backcharge • where you invoice the contractor periodically for the use of your diesel fuel**

No ☐

Yes ☐

**Offset • where the cost of the contractor's service is reduced to take account of the diesel fuel they have consumed**

No ☐

Yes ☐

**Other contractual arrangement or consideration for diesel fuel**

No ☐

Yes ☐

**Part B2 • Residential Premises**



**18** Who will **claim** for the diesel fuel used by a contractor employed by you?

Select ALL that apply

You ☐  
The contractor ☐  
Other ☐

**19** What is the trading name and postcode of your main diesel fuel supplier for this "location"?

Trading name

Postcode

**20** Do you use more than one supplier?

No ☐ Go to next question

Yes ☐ Estimate what percentage of your diesel fuel is purchased from your main supplier named in the previous question %

**21** Do you use either of the following **fuel supply** arrangements?

Fuel owned by you but held at a fuel supplier's site Yes ☐ No ☐

Fuel owned by a fuel supplier but held at your site Yes ☐ No ☐

**22** What is the capacity of your diesel fuel storage facilities?

Total capacity

Bulk storage facilities • 0 litres

Mobile tanks • 0 litres

Other (eg drums / jerry cans, etc.) • 0 litres

**23** If you undertake work using **diesel fuel powered equipment** for any of the following, indicate which ones with an "X" in the relevant box.

Select ALL that apply

Local / Shire Council	Schools
Government Business Enterprises	Churches
Water Authorities	Charities / community groups
State Rail Authorities	Sporting bodies / race tracks / golf courses
Transport / Main Roads Departments	Construction / industrial projects
Electricity Authorities	Quarries
Port / Harbour Authorities	Residential land development
Defence Department	Fire fighting organisations
Other State / Federal Agencies	Land conservation bodies

## Part B2 • Residential Premises

**24** You must supply Customs with documents to support your declaration concerning the activities you perform.

Indicate which documents you are supplying with an "X" in the relevant box.

**If you are claiming for electricity generated for premises on land:**

– attach a CERTIFIED copy of a document providing evidence of the address of the residential premises (eg rates notice, insurance policy – certified as per instructions for Proof of Identity documents in Part A)

**If you are claiming for electricity generated for premises on a vessel:**

– attach a CERTIFIED copy of a document providing evidence of your use of the vessel (eg vessel licence OR a lease / charter agreement OR a letter from a boat owner verifying the lease of a vessel – certified as per instructions for Proof of Identity documents in Part A)

**If none of the above apply to you:**

– you are not required to attach any documents for this Part B

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**25 Declaration**

I declare that all information supplied, including attachments, is true and correct.

Signature of applicant or an authorised officer

Date



Full name (BLOCK LETTERS) of applicant or authorised officer

**COMMONWEALTH OF AUSTRALIA**  
**INSTRUMENT OF APPROVAL NO. 33 OF 1997**

**CUSTOMS ACT 1901**  
**EXCISE ACT 1901**

I, JOHN MICHAEL DRURY, Acting Chief Executive Officer of Customs, pursuant to

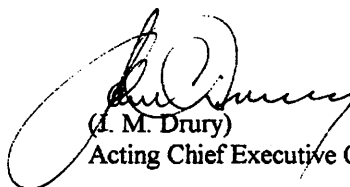
- a) section 4A and subsection 164(1A) of the *Customs Act 1901*, and
- b) section 4AA and subsection 78A(1A) of the *Excise Act 1901*.

**HEREBY APPROVE:**

- c) for use on and from 1 January 1998 - the following attached form  
"Diesel Fuel Rebate Scheme - Initial Application Part B3 - Medical and  
Nursing Care" (No. B436B3(11/97));

as an approved form for the purpose of making an initial application for diesel fuel  
rebate.

Dated this 15<sup>th</sup> day of December 1997.

  
(J. M. Drury)  
Acting Chief Executive Officer of Customs


**AUSTRALIAN  
CUSTOMS SERVICE**


## Diesel Fuel Rebate Scheme

# Initial Application

## Part B3 • MEDICAL & NURSING CARE

### Homes for Aged Persons, Nursing Homes, Hospitals, Other Institutions Providing Medical or Nursing Care

#### What we mean by "Location" and "Mobile Operations"

This part of the form contains many questions that ask about things that you do at "this location". What we mean by the term "location" for these Diesel Fuel Rebate categories is the place at which the hospital, nursing home, home for aged persons, or other institution providing medical or nursing care (at which you use diesel fuel) is located. You should have received advice from a Diesel Fuel officer as to what a **"location"** is in relation to your particular type of operations.

You should have received a separate Part B of this form for EACH "location" at which you operate. We ask you to complete each of these so that we can determine the activities you perform and the equipment you use at EACH of these "locations". For example, an applicant claiming for diesel fuel used at a hospital in Victoria would need to complete one Part B of this form. However, an applicant who uses diesel fuel at two institutions at different "locations" would need to complete two Part B's—one for each "location".

Question 1 of this part of the form asks if you perform **"mobile operations"**. We would consider that your operations are "mobile" if you move around from location to location—usually performing operations for other people and usually based at a particular location for LESS than 12 months (eg. an earthmoving contractor moving from contract to contract performing earthmoving activities using diesel fuel at a number of hospitals, nursing homes, etc. in any one year).

If you do undertake "mobile operations" as defined above then your ENTIRE region of operations would be classed as your **"location"** for the purposes of completing this form. Therefore you are only required to complete ONE Part B of this form, on which you should answer questions in relation to ALL the activities that you usually perform during any one year.

#### OFFICE USE ONLY

Client ID

Category

Amended by

Registration #1

Registration #2

Registration #3

B4083 (1/97)

**Part B3 • Medical & Nursing Care**



**1** Do you perform "mobile operations" as defined on page 1?

No

**Go to 3**

Yes

Go to next question

**2** Where do you conduct your "mobile operations"?

- e.g. • Name of local shire or district  
• Name of state(s) or country(s)

**For "mobile operations" this region constitutes your "location" for the remainder of the form.**

**Mobile Operators now go to 6**

**3** Which of the following best describes the "location" of your operations as explained on page 1?

**Select ALL that apply.**

Home for aged persons

Nursing home

Hospital

Other institution providing medical or nursing care

**4** On what date did the premises commence providing medical or nursing care services to patients?

Day Month Year

**5** Name and street address of premises

Name of premises (if applicable)

Street address (enter town/suburb and postcode on line 4)

Town / Suburb

Postcode

## Part B3 • Medical &amp; Nursing Care

**6** What type of **diesel fuel powered equipment** do you have at this "location"? 

Include **ALL** diesel fuel powered equipment that you have at this "location", not just equipment that is used in activities eligible for Diesel Fuel Rebate.

**Earthmoving equipment**

	1	2-5	6 or more		1	2-5	6 or more
Backhoe/loader	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Paving equipment (eg planer, road reclaimer, paver)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Compactor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Roller	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dozer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Skidsteer loader	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dump truck	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Scraper	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Front end loader	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Trencher	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Excavator	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other diesel powered earthmoving equipment	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Motor grader	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				

**Engines, generators, compressors and pumps**

	1	2-5	6 or more		1	2-5	6 or more
Compressor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Power house	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dewatering pumps	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Pump	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Generator	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Stationary engine	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lighting plant	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other diesel powered engines	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Vehicles and locomotives (not listed above)**

	1	2-5	6 or more		1	2-5	6 or more
Bus	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Special purpose vehicle (eg MMU, concrete truck, crane lorry, track layer)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Fork lift	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Tractors - track-type	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Passenger vehicle (including 4WD)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Tractors - wheel-type	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Prime mover	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Water carts	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rail locomotive	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other diesel powered vehicle - less than 3.5 tonnes	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Self propelled device (eg; crane, pile driver carrier, pipe layer)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other diesel powered vehicle - 3.5 tonnes or greater	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

***This question continued on next page***

Part B3 • Medical & Nursing Care



6 Type of diesel fuel powered equipment — **CONTINUED**

Include **ALL** diesel fuel powered equipment that you have at this "location", not just equipment that is used in activities eligible for Diesel Fuel Rebate.

**Other diesel powered equipment**

	1	2-5	6 or more		1	2-5	6 or more
Boiler				Incinerator			
Chiller/freezer				Kiln			
Cooking facilities				Welder			
Heater				Other diesel powered equipment			

7 What activities do you undertake **using diesel powered equipment** indicated in the previous question?

Include ALL uses of diesel fuel, not just those for which you will claim a Diesel Fuel Rebate.

	Do yourself at this "location"	Do elsewhere
Generating electricity		
Heating		
Heating water		
Cleaning		
Laundering		
Mowing		
Paving / concreting		
Initial construction work		
Extension of buildings / facilities		
Propelling a diesel road vehicle		
ANY other activities using diesel powered equipment		

8 Do **you** perform any of the activities listed in question 7 as a contractor?

No → **Go to 12**

Yes—all → Go to next question

Yes—some → Go to next question

9 Does **anyone else** supply diesel fuel for activities that **you** perform as a contractor?

No → **Go to 12**

Yes—the client → Go to next question

Yes—other → Go to next question



### Part B3 • Medical & Nursing Care



#### 10 Do you obtain diesel fuel for these activities by any of the following methods?

**Backcharge** • where you use another's diesel fuel and they invoice you periodically

No ☐

Yes ☐

**Offset** • where the cost of your services is reduced to take account of the diesel fuel you have consumed

No ☐

Yes ☐

**Other contractual arrangement or consideration for diesel fuel**

No ☐

Yes ☐

#### 11 Who will **claim** for the diesel fuel used in activities that **you** perform as a contractor?

**Select ALL that apply**

You ☐

The client ☐

Other ☐

#### 12 Do you **employ** a contractor to perform any of the activities listed in question 7?

No ☐

**Go to 16**

Yes ☐

Go to next question

#### 13 Do **you** supply **ANY** of the diesel fuel for these activities?

No ☐

**Go to 16**

Yes ☐

Go to next question

#### 14 Do you supply this fuel by any of the following methods?

**Backcharge** • where you invoice the contractor periodically for the use of your diesel fuel

No ☐

Yes ☐

**Offset** • where the cost of the contractor's service is reduced to take account of the diesel fuel they have consumed

No ☐

Yes ☐

**Other contractual arrangement or consideration for diesel fuel**

No ☐

Yes ☐

**Part B3 • Medical & Nursing Care**



**15** Who will **claim** for the diesel fuel used by a contractor employed by you?

Select **ALL** that apply

You ☐  
The contractor ☐  
Other ☐

**16** What is the trading name and postcode of your main diesel fuel supplier at this "location"?

Trading name

Postcode

**17** Do you use more than one supplier?

No ☐ Go to next question

Yes ☐ Estimate what percentage of your diesel fuel is purchased from your main supplier named in the previous question %

**18** Do you use either of the following **fuel supply** arrangements?

Fuel owned by you but held at a fuel supplier's site Yes ☐ No ☐

Fuel owned by a fuel supplier but held at your site Yes ☐ No ☐

**19** What is the capacity of your diesel fuel storage facilities?

Total capacity

Bulk storage facilities , , • 0 litres

Mobile tanks , , • 0 litres

Other (eg drums / jerry cans, etc.) , , • 0 litres

**20** If you undertake work **using diesel fuel powered equipment** for any of the following, indicate which ones with an "X" in the relevant box.

Select **ALL** that apply

Local / Shire Council	Schools
Government Business Enterprises	Churches
Water Authorities	Charities / community groups
State Rail Authorities	Sporting bodies / race tracks / golf courses
Transport / Main Roads Departments	Construction / industrial projects
Electricity Authorities	Quarries
Port / Harbour Authorities	Residential land development
Defence Department	Fire fighting organisations
Other State / Federal Agencies	Land conservation bodies

## Part B3 • Medical &amp; Nursing Care

- 21** You must supply Customs with a document to support your declaration concerning the activities you perform.

Indicate which documents you are supplying with an "X" in the relevant box.

**If you conduct activities involving the provision of medical or nursing care:**

attach a CERTIFIED copy of a relevant State or Commonwealth licence, permit or similar document (with date of issue and expiry date).

This document should be certified as per the instructions for Proof of Identity in Part A of this form.

**If the above does not apply to you:**

you are not required to attach any documents for this Part B

OFFICE USE ONLY

**22 Declaration**

I declare that all information supplied, including attachments, is true and correct.

Signature of applicant or an authorised officer

Date

Full name (BLOCK LETTERS) of applicant or authorised officer

**COMMONWEALTH OF AUSTRALIA**  
**INSTRUMENT OF APPROVAL NO. 34 OF 1997**

**CUSTOMS ACT 1901**  
**EXCISE ACT 1901**

I, JOHN MICHAEL DRURY, Acting Chief Executive Officer of Customs, pursuant to

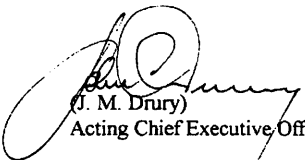
- a) section 4A and subsection 164(1A) of the *Customs Act 1901*, and
- b) section 4AA and subsection 78A(1A) of the *Excise Act 1901*.

**HEREBY APPROVE:**

- c) for use on and from 1 January 1998 - the following attached form  
"Diesel Fuel Rebate Scheme - Initial Application Part B4 - Agriculture"  
(No. B436B4(11/97));

as an approved form for the purpose of making an initial application for diesel fuel rebate.

Dated this 15<sup>th</sup> day of December 1997.

  
(J. M. Drury)  
Acting Chief Executive Officer of Customs

AUSTRALIAN  
CUSTOMS SERVICE

## Diesel Fuel Rebate Scheme

# Initial Application

## Part B4 • Agriculture

### What we mean by "Location" and "Mobile Operations"

This part of the form contains many questions that ask about things that you do at "this location". What we mean by the term "location" will vary according to your particular type of agricultural operations. You should have received advice from a Diesel Fuel officer as to what a "location" is in relation to your particular type of operations.

You should have received a separate Part B of this form for EACH "location" at which you operate. We ask you to complete each of these so that we can determine the activities you perform and the equipment you use at EACH of these "locations".

Some examples are as follows. A farmer with one property would only need to complete one Part B of the form for this property "location". A farmer that owned three properties in the same region and ran them as ONE business would be required to complete ONE Part B for all the properties at this "location". A farmer that owned three properties but ran them as separate businesses and used different equipment at each location would be required to complete THREE Part B's of the form—one for EACH "location".

Question 1 of this part of the form asks if you perform "mobile operations". We would consider that your operations are "mobile" if you move around from location to location—usually performing operations for other people and usually based at a particular location for LESS than 12 months (eg. a harvesting contractor moving from contract to contract performing harvesting activities using diesel fuel at a number of locations around the country).

If you do undertake "mobile operations" as defined above then your ENTIRE region of operations would be classed as your "location" for the purposes of completing this form. Therefore you are only required to complete ONE Part B of this form, on which you should answer questions in relation to ALL the activities that you usually perform during any one year.

### Definition of "Livestock"

"Livestock, for the purpose of the Diesel Fuel Rebate Scheme, includes any animal reared for the production of food, fibres, skins, fur or feathers, or for its use in the farming of land."

OFFICE USE ONLY

Client ID

Category

Amended by

Registration #1

Registration #2

Registration #3

843554 (11/97)

**Part B4 • Agriculture**



**1** Will you be conducting "mobile operations" as defined on page 1?

No **Go to 3**

Yes Go to next question

**2** Where do you conduct your "mobile operations"?

e.g. • Name of local shire or district

• Name of state(s) or country(s)

**For "mobile operations", this region constitutes your "location" for the remainder of the form.**

**Mobile Operators now go to 5**

**3** Which of the following best describes the "location" of your operations as explained on page 1?

**Select ONE only**

Agricultural property

Mill / processing plant

Produce storage facility

Nursery / glass or hothouse

Feed lot

**4** Details identifying this "location"

Name of property, etc. (if applicable)

Street / Road / RMB Address (enter town/suburb and postcode on line 4)

Town / Suburb

Postcode

**5** What are the types of operations that you undertake at this "location"?

**Select ALL that apply**

Cultivation of soil

Soil / water conservation

Irrigation

Cultivation / gathering in of crops

Rearing livestock  
(see definition of "livestock" on page 1)

Apiculture

Horticulture

Viticulture

Earthworks / construction / maintenance

Processing / storing produce

Transportation

Weed, pest, disease control

Other

## Part B4 • Agriculture



6 Do you **ONLY** undertake earthworks / construction / maintenance operations at this "location"?

No ☐ Go to next question

Yes ☐ **Go to 8**

7 What stock or produce are grown, raised or processed at this "location"?

Select **ALL** that apply

**Livestock (as defined on page 1)**

- ☐ Sheep  
☐ Beef cattle  
☐ Dairy cattle  
☐ Poultry – meat  
☐ Poultry – eggs  
☐ Pigs  
☐ Goats  
☐ Horses  
☐ Buffalo  
☐ Native animals (eg kangaroos, crocodiles, emu)  
☐ Exotic animals (eg ostrich, deer, alpaca)  
☐ Bees  
☐ Worms  
☐ Other livestock

**Fodder crops**

- ☐ Hay  
☐ Lucerne  
☐ Other fodder crops

**Cereal grains**

- ☐ Oilseeds  
☐ Legumes  
☐ Wheat  
☐ Barley  
☐ Rice  
☐ Other cereal grains

**Vegetables**

- ☐ Potatoes  
☐ Other vegetables

**Fruit**

- ☐ Grapes  
☐ Apples / pears  
☐ Avocado  
☐ Stone fruit  
☐ Bananas  
☐ Pineapples  
☐ Mangoes  
☐ Citrus fruit  
☐ Other fruit

**Other**

- ☐ Cotton  
☐ Sugar cane  
☐ Tobacco  
☐ Herbs  
☐ Flowers (including poppies)  
☐ Nursery plants, including trees  
☐ Teatree  
☐ Turf  
☐ Hops  
☐ Fungi (mushrooms)  
☐ Peanuts  
☐ Macadamia nuts  
☐ Other nuts

**Other Crops**

Part B4 • Agriculture



8 What type of diesel fuel powered equipment do you have at at this "location"?

Include ALL diesel fuel powered equipment that you have at this "location", not just equipment that is used in activities eligible for Diesel Fuel Rebate.

Agricultural equipment

	1	2-5	6 or more		1	2-5	6 or more
Boom sprayer				Hay baler			
Cultivator				Irrigator			
Drilling rigs				Shearing plant			
Fertiliser spreader				Tractors – track-type			
Hammer mill				Tractors – wheel-type			
Harvester / header / picker				Other diesel powered agricultural equipment			

Earthmoving equipment

	1	2-5	6 or more		1	2-5	6 or more
Backhoe / loader				Paving equipment (eg planer, road reclaimer, paver)			
Compactor				Roller			
Dozer				Skidsteer loader			
Dump truck				Scraper			
Front end loader				Trencher			
Excavator				Other diesel powered earthmoving equipment			
Motor grader							

Engines, generators, compressors and pumps

	1	2-5	6 or more		1	2-5	6 or more
Compressor				Power house			
Dewatering pumps				Pump			
Generator				Stationary engine			
Lighting plant				Other diesel powered engines			

This question continued on next page



## Part B4 • Agriculture

8 Type of diesel fuel powered equipment — **CONTINUED**

Include **ALL** diesel fuel powered equipment that you have at this "location", not just equipment that is used in activities eligible for Diesel Fuel Rebate.

**Vehicles and locomotives (not in previous lists)**

	1	2-5	6 or more		1	2-5	6 or more
Bus				Special purpose vehicle (eg MMU, concrete truck, crane lorry, track layer)			
Fork lift				Water carts			
Passenger vehicle (including 4WD)				Other diesel powered vehicle —less than 3.5 tonnes			
Prime mover				Other diesel powered vehicle —3.5 tonnes or greater			
Rail locomotive							
Self propelled device (eg: crane, pile driver carrier, pipe layer)							

**Other diesel powered equipment**

	1	2-5	6 or more		1	2-5	6 or more
Boiler				Incinerator			
Chiller/freezer				Kiln			
Cooking facilities				Welder			
Heater				Other diesel fuel powered equipment			

9 What activities do you undertake **using the diesel powered equipment** indicated in the previous question?

**Include ALL activities using diesel fuel**, not just those for which you will claim a Diesel Fuel Rebate.

**Cultivation of soil****using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Ploughing		
Spreading of fertiliser		
<b>Other activities</b> using diesel powered equipment in the cultivation of soil		

**This question continued on next page**

Part B4 • Agriculture

9 Activities undertaken — **CONTINUED**

**Cultivation or gathering in of crops  
using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Planting / seeding		
Crop spraying		
Irrigation		
Frost abatement		
Harvesting		
Hay baling:		
— at the property where the hay was cultivated		
— at a property other than where the hay was cultivated		
<b>Other activities</b> using diesel powered equipment in the cultivation or gathering in of crops		

**Rearing of livestock (as defined on page 1)  
using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Grazing		
Mustering		
Milking		
Shearing or cutting of hair or fleece		
Agistment		
Slaughtering / production of meats		
Breeding of horses:		
— for show or racing, etc		
— as work horses		
Operating a feed lot		
Removal of waste products		
— of an agricultural activity		
— of another activity		
Disposal of waste products		
— of an agricultural activity		
— of another activity		
<b>Other activities</b> using diesel powered equipment in the rearing of livestock (as defined on page 1)		

*This question continued on next page*

## Part B4 • Agriculture

9 Activities undertaken — **CONTINUED****Apiculture****using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Tending beehives		
Collecting of beehives		
Extraction of honey		
<b>Other apiculture activities</b> using diesel powered equipment		

**Horticulture****using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Cultivation or gathering in of fruit, vegetables, herbs, edible fungi, nuts, flowers, trees, shrubs or plants		
Production of seeds, bulbs, corms, tubers or rhizomes		
Planting / tending of trees		
— for the purpose of felling		
— for another purpose		
Propagation of trees, shrubs or plants		
<b>Other horticulture activities</b> using diesel powered equipment		

**Viticulture****using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Planting / tending of vines		
Gathering in of grapes		
Wine production		
<b>Other viticulture activities</b> using diesel powered equipment		

***This question continued on next page***

Part B4 • Agriculture



9 Activities undertaken — **CONTINUED**

**Transportation**  
**using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Cotton		
Hair, fleece or milk		
Fruit / vegetables		
Sugar cane to a mill		
Grains		
— from a silo		
— to a silo		
Livestock from an agricultural property		
Livestock to an agricultural property		
— for rearing purposes		
— for agistment purposes		
— for other purposes		
Equipment		
Fertiliser / soil improvers		
Stockfeed		
Waste		
Stores		
General cargo		
Personnel		
Other produce, raw materials or consumables		
<b>Other transportation using diesel powered equipment</b>		

*This question continued on next page*

## Part B4 • Agriculture

9 Activities undertaken — **CONTINUED****Construction / maintenance / earthworks  
using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
of <b>dams</b> , turkey nests or bores: — for use in an agricultural activity — for other use		
of <b>water channels</b> : — for use in an agricultural activity — for other use		
of <b>water troughs</b> : — for use in an agricultural activity — for other use		
of <b>water tanks</b> : — for use in an agricultural activity — for other use		
of <b>drainage systems</b> : — for use in an agricultural activity — for other use		
of <b>irrigation systems</b> : — for use in an agricultural activity — for other use		
of facilities <b>solely</b> for the extraction of ground water		
of <b>fences</b>		
of <b>firebreaks</b>		
of <b>sheds, pens, silos or silage pits</b> — for use in an agricultural activity — for other use		
of <b>transport networks</b> including pipelines		
of <b>trellis work</b>		
of <b>private roads</b>		
of <b>public roads</b>		
<b>Earthworks</b> for use in a core agricultural activity: — forming or maintenance of levee banks or windbreaks — contour banking — land levelling or land grading		
Service, maintenance or repair of <b>vehicles or equipment</b> — for use in an agricultural activity — for other use		
<b>Site maintenance</b>		
<b>Other construction / maintenance / earthworks</b> activities using diesel powered equipment		

*This question continued on next page*

Part B4 • Agriculture

9 Activities undertaken — **CONTINUED**

**Other activities**

**using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Pasturage		
Soil conservation activities		
Water conservation activities		
Weed, pest and disease control	— for the purposes of a business	
	— for other purposes	
Hunting or trapping	— for the purposes of a business	
	— for other purposes	
Storage of carcasses / skins from hunting or trapping		
Milling of grain		
Drying activities	— of grains	
	— of herbs	
	— of tobacco	
Package or prevention of deterioration of produce:	— of an agricultural activity	
	— of an other activity	
Storage of produce:	— of an agricultural activity	
	— of an other activity	
Distribution, manufacture or marketing of produce		
Any further processing of primary produce		
Searching for ground water	— solely for use in an agricultural activity	
	— for other use	
Pumping of water	— solely for use in an agricultural activity	
	— for other use	
Supply of water	— solely for use in an agricultural activity	
	— for other use	
Fire fighting activities		
Aquaculture activities		
Power generation		
Meeting domestic requirements of residents		
ANY other activity using diesel powered equipment		

## Part B4 • Agriculture

- 10** Do you conduct **ANY** of the activities that you have indicated in question 9 **OTHERWISE** than for the purposes of an agricultural business?

No ☐  
Yes ☐

- 11** Do you undertake transportation activities?

No ☐ Go to next question  
Yes ☐ How? **Select ALL that apply**  
Public road ☐  
Non-public road ☐  
Stock route ☐  
Rail ☐  
Water ☐  
Air ☐  
Other ☐

- 12** Do you perform any of the activities listed in question 9 as a contractor?

No ☐ **Go to 16**  
Yes—all ☐ Go to next question  
Yes—some ☐ Go to next question

- 13** Does **anyone else** supply diesel fuel for activities that **you** perform as a contractor?

No ☐ **Go to 16**  
Yes—the client ☐ Go to next question  
Yes—other ☐ Go to next question

- 14** Do you obtain diesel fuel for these activities by any of the following methods?

**Backcharge** • where you use another's diesel fuel and they invoice you periodically

No ☐  
Yes ☐

**Offset** • where the cost of your services is reduced to take account of the diesel fuel you have consumed

No ☐  
Yes ☐

**Other contractual arrangement or consideration for diesel fuel**

No ☐  
Yes ☐

Part B4 • Agriculture



15 Who will **claim** for the diesel fuel used in activities that **you** perform as a contractor?

Select ALL that apply

- You ☐  
The client ☐  
Other ☐

16 Do you **employ** a contractor to perform any of the activities listed in question 9?

No ☐ Go to 20

Yes ☐ Go to next question

17 Do **you** supply **ANY** of the diesel fuel for these activities?

No ☐ Go to 20

Yes ☐ Go to next question

18 Do you supply this fuel by any of the following methods?

**Backcharge** • where you invoice the contractor periodically for the use of your diesel fuel

No ☐

Yes ☐

**Offset** • where the cost of the contractor's service is reduced to take account of the diesel fuel they have consumed

No ☐

Yes ☐

**Other contractual arrangement or consideration for diesel fuel**

No ☐

Yes ☐

19 Who will **claim** for the diesel fuel used by a contractor employed by you?

Select ALL that apply

- You ☐  
The contractor ☐  
Other ☐

20 What is the trading name and postcode of your main diesel fuel supplier for this "location"?

Trading name

Postcode

21 Do you use more than one supplier?

No ☐ Go to next question

Yes ☐ Estimate what percentage of your diesel fuel is purchased from your main supplier named in the previous question

%



## Part B4 • Agriculture



22 Do you use either of the following **fuel supply** arrangements?

<b>Fuel owned by you but held at a fuel supplier's site</b>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
<b>Fuel owned by a supplier but held at your site</b>	Yes <input type="checkbox"/>	No <input type="checkbox"/>

23 What is the capacity of your diesel fuel storage facilities?

	Total capacity
Bulk storage facilities	• 0 litres
Mobile tanks	• 0 litres
Other (eg drums / jerry cans, etc.)	• 0 litres

24 If you undertake work **using diesel fuel powered equipment** for any of the following, indicate which ones with an "X" in the relevant box.

Select ALL that apply

Local / Shire Council	Schools
Government Business Enterprises	Churches
Water Authorities	Charities / community groups
State Rail Authorities	Sporting bodies / race tracks / golf courses
Transport / Main Roads Departments	Construction / industrial projects
Electricity Authorities	Quarries
Port / Harbour Authorities	Residential land development
Defence Department	Fire fighting organisations
Other State / Federal Agencies	Land conservation bodies

Part B4 • Agriculture



- 25** You must supply Customs with **ONE** of the following document types to support your declaration concerning the operations you perform.

Indicate which documents you are supplying with an "X" in the relevant box.

**Certified copies of documents are preferred—this means that you do NOT have to send us original documents.**

**You must have photocopies certified by a person shown in the Proof of Identity lists at Question 16 in Part A.**

**The certification MUST show:**

- the signature, printed name and phone number of the person certifying the copy of the original document; and
- the date it was certified.

If you **ONLY** perform activities listed in question 9 as a **contractor**, mark this box. You are not required to attach any supporting documents for this Part B.

**Licence, Quota, Production Allocation or other Regulatory Permission which is required to engage in your particular agricultural activity.**

(eg. gazetted allocations for sugar cane farmers, producers licences for dairy farmers, pastoral leases, certificate of registered brand for pastoralists, environmental permissions for piggeries)

**Independent production records**

**Other records** which specifically relate to your industry and which support your claim that you are conducting activities that are carried out for the purposes of, or for purposes that will directly benefit, a business to obtain produce for sale

**Invoices** for the sale of produce

**Forward contracts** for the sale of agricultural produce

If **produce has not been sold**, documents which establish that work has commenced to prepare the property for commercial operation

(eg. purchase of seed, purchase of stock, purchase of significant equipment, clearance of land by a contractor)

OFFICE USE ONLY

**26 Declaration**

I declare that all information supplied, including attachments, is true and correct.

Signature of applicant or an authorised officer

Date

Full name (BLOCK LETTERS) of applicant or authorised officer

COMMONWEALTH OF AUSTRALIA  
INSTRUMENT OF APPROVAL NO. 35 OF 1997  
CUSTOMS ACT 1901  
EXCISE ACT 1901

I, JOHN MICHAEL DRURY, Acting Chief Executive Officer of Customs, pursuant to

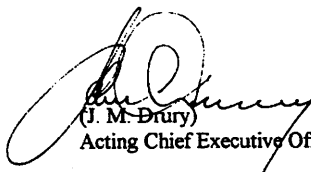
- a) section 4A and subsection 164(1A) of the *Customs Act 1901*, and
- b) section 4AA and subsection 78A(1A) of the *Excise Act 1901*.

**HEREBY APPROVE:**

- c) for use on and from 1 January 1998 - the following attached form  
"Diesel Fuel Rebate Scheme - Initial Application Part B5 - Fishing"  
(No. B436B5(11/97));

as an approved form for the purpose of making an initial application for diesel fuel rebate.

Dated this 15<sup>th</sup> day of December 1997.

  
(J. M. Drury)  
Acting Chief Executive Officer of Customs



AUSTRALIAN  
CUSTOMS SERVICE



## Diesel Fuel Rebate Scheme Initial Application Part B5 • Fishing

### What we mean by "Location" and "Mobile Operations"

This part of the form contains many questions that ask about things that you do at "this location". What we mean by the term "location" will vary according to your particular type of fishing operations. You should have received advice from a Diesel Fuel officer as to what a **"location"** is in relation to your particular type of operations.

Generally however, fishing applicants operating from a vessel would be assessed as having "mobile operations" as defined below.

You should have received a separate Part B of this form for EACH "location" at which you operate. We ask you to complete each of these so that we can determine the activities you perform and the equipment you use at EACH of these "locations". For example, an applicant using diesel fuel in fishing activities at a lake and then farming the fish at another property would need to complete TWO Part B's of this form—one for each "location".

Question 1 of this part of the form asks if you perform **"mobile operations"**. We would consider that your operations are "mobile" if you move around from location to location—usually performing operations for other people and usually based at a particular location for LESS than 12 months. As mentioned above, in the case of the Fishing Operations category, we would generally consider those applicants fishing from a vessel to be undertaking "mobile operations". For example, an applicant undertaking tuna fishing may move from one area of the ocean to another to get their catch.

If you do undertake "mobile operations" as defined above then your ENTIRE region of operations would be classed as your **"location"** for the purposes of completing this form. Therefore you are only required to complete ONE Part B of this form, on which you should answer questions in relation to ALL the fishing operations that you usually perform during any one year.

### Definition of "fish"

For the purposes of the Diesel Fuel Rebate Scheme, "fish" means freshwater or salt-water fish, and includes turtles, dugong, crustacea, molluscs or any other living resource of the sea or of the sea-bed.

OFFICE USE ONLY

Client ID

Category

Amended by

Registration #1

Registration #2

Registration #3

B4385 (1/97)

## Part B5 • Fishing

**1** What best describes the type of "location" that you operate at as explained on page 1?

Select ONE only

Land based ☐ Go to next questionWater based ☐ **Go to 3**Land based "mobile operations" ☐ **Go to 5****2** Details identifying this land based "location"

Name of property/location (if applicable)

Street (enter town/suburb and postcode on line 4)

Town /  
Suburb

Postcode

**Go to 6****3** What is the name of your principal port?**4** At which port is refit / repair normally undertaken?

Home port (as named in 3)

Other port

**5** Where do you conduct your operations?

- e.g.
- Name of local shire or district
  - Name of state(s) or country(s)
  - Name of offshore location

**For "mobile operations" this region constitutes your "location" for the remainder of the form.****6** What are the types of operations that you undertake at this "location"?

Select ALL that apply

- |  |  |  |
|--|--|--|
| <input type="checkbox"/> Aquaculture           | <input type="checkbox"/> Beach fishing             | <input type="checkbox"/> Operating a vessel / fleet    |
| <input type="checkbox"/> Lake fishing          | <input type="checkbox"/> Continental shelf fishing | <input type="checkbox"/> Operating a charter vessel(s) |
| <input type="checkbox"/> River system fishing  | <input type="checkbox"/> Deep sea fishing          | <input type="checkbox"/> Operating a mother ship       |
| <input type="checkbox"/> Bay / estuary fishing | <input type="checkbox"/> Pearling                  | <input type="checkbox"/> Other                         |

**Part B5 • Fishing**



**7** What sort of fish or other products do you catch or process at this "location" (if applicable)?

Select ALL that apply

<b>Crustaceans</b>	<b>Molluscs</b>	<b>Other</b>	
Crabs	Abalone	Barramundi	Shark
Crayfish	Oysters	Beche de mer	Trochus
Lobster	Pearl oysters	Dugong	Trout
Prawns	Other molluscs	Salmon	Tuna
Yabbies		Sardines	Turtles
Other crustaceans		Seaweed (eg algae)	Whales
			Any other catch / product

**8** Do you operate a diesel boat or mother vessel?

No ☐ **Go to 10**  
Yes ☐ Go to next question

**9** What are the names of your vessels?

1

2

3

If more than 3, mark this box and attach a list of names of all the other vessels you operate

**10** What type of diesel fuel powered equipment do you have at this "location"?

Include ALL diesel fuel powered equipment that you have at this "location", not just those that are used in activities eligible for Diesel Fuel Rebate.

**Vessels and marine equipment**

	1	2-5	6 or more		1	2-5	6 or more
Fishing vessel	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Yacht	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marine winch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other vessel	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mother vessel	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other diesel powered marine equipment	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**This question continued on next page**

Part B5 • Fishing



10 Type of diesel fuel powered equipment — CONTINUED

Include **ALL** diesel fuel powered equipment that you have at this "location", not just those that are used in activities eligible for Diesel Fuel Rebate.

Engines, generators, compressors and pumps

	1	2-5	6 or more
Aerators for fish farms	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Auxiliary engine on a yacht or any other vessel	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Compressor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dewatering pumps	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

	1	2-5	6 or more
Generator	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lighting plant	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Power house	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Pump	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stationary engine	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other diesel powered engines	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Vehicles and locomotives (not listed above)

	1	2-5	6 or more
Bus	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Fork lift	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Passenger vehicle (including 4WD)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Prime mover	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rail locomotive	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Self propelled device (eg; crane, pile driver carrier, pipe layer)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

	1	2-5	6 or more
Special purpose vehicle (eg MMU, concrete truck, crane lorry, track layer)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tractors - track-type	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tractors - wheel-type	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Water carts	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other diesel powered vehicle - less than 3.5 tonnes	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other diesel powered vehicle - 3.5 tonnes or greater	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Other diesel powered equipment

	1	2-5	6 or more
Boiler	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chiller / freezer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Cooking facilities	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Heater	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

	1	2-5	6 or more
Incinerator	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kiln	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Welder	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other diesel fuel powered equipment	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Part B5 • Fishing



**11** What activities do you undertake **using the diesel powered equipment** indicated in the previous question?

**Include ALL uses of diesel fuel**, not just those for which you will claim a Diesel Fuel Rebate.

**Aquaculture**  
**using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Fresh water fish farming		
Salt water fish farming		
Initial establishment / construction of ponds for fish farming		
Maintenance, cleaning or repair of ponds for fish farming		
<b>Other aquaculture activities</b> using diesel powered equipment		

**Fishing**  
**using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Line fishing		
Trawling		
Trapping / pots		
Diving		
<b>Other fishing activities</b> using diesel powered equipment		

**Processing of "fish" (as defined on page 1)**  
**using diesel powered equipment**

		Do yourself at this "location"	Do elsewhere
<b>Cleaning of fish:</b>	— on board a vessel		
	— other		
<b>Cutting up or dismembering of fish:</b>	— on board a vessel		
	— other		
<b>Preserving / preparing of fish:</b>	— on board a vessel		
	— other		
<b>Production of any substance or article from fish:</b>	— on board a vessel		
	— other		
<b>Sorting or packing of fish:</b>	— on board a vessel		
	— other		
<b>Other processing activities</b> using diesel powered equipment			

**This question continued on next page**



## Part B5 • Fishing

11 Activities undertaken — **CONTINUED****Repositioning of vessels  
using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Travel to fishing grounds from home port		
Relocation from one fishing area to another		
Return to home port from fishing grounds		
<b>Other activities</b> in the repositioning of vessels using diesel powered equipment		

**Other activities  
using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
The taking of pearls or pearl shell		
The culture of pearls or pearl shell		
Fish capture for farms		
Service, maintenance or repair of vessels		
Refuelling		
Offloading catch		
General cargo transport / delivery		
Chartering		
Sport / recreational fishing		
Carriage of paid passenger/s		
Agricultural activities		
Operating tourist activities		
Scientific research		
<b>ANY other activities</b> using diesel powered equipment		

**Part B5 • Fishing**

**12** Do you conduct ANY fishing activities **OTHERWISE** than for the purposes of a business?

Yes ☐

No ☐

**13** Do you operate all year round?

Yes ☐ Go to next question

No ☐ Which months do you operate?

Select ALL that apply

January ☐

May ☒

September ☐

February ☐

June ☐

October ☐

March ☐

July ☐

November ☐

April ☐

August ☐

December ☐

**14** Do you operate in a permitted fishery zone?

No ☐

**Go to 16**

Yes ☐ Go to next question

**15** Which fishery zones do you currently operate in?

**State Fishery/s**

**Commonwealth Fishery/s (listed below)**

Northern Prawn Fishery

Southern Bluefin Tuna Fishery

South East Fishery Trawl Sector

Bass Strait Central Zone Scallop Fishery

Torres Strait Protected Zone

Southern Shark Fishery

Eastern Tuna and Billfish Fishery

South East Fishery - Non-trawl Sector

Great Australian Bight Trawl Fishery

Southern Squid Fishery - Jig Sector

Jack Mackerel Fishery

Western and Southern Tuna and Billfish Fisheries

Western Trawl Fisheries

North East Deepwater Fishery

East Coast Deepwater Trawl Fishery

King Crab Fishery

Christmas Island Fishery

Cocos Island Fishery

Norfolk Island Fishery

Macquarie Island Development Fishery

Other Commonwealth Fishery

**NONE OF THE ABOVE**

## Part B5 • Fishing



**16** Do you perform any of the activities listed in question 11 as a contractor?

- No ☐ **Go to 20**
- Yes—all ☐ Go to next question
- Yes—some ☐ Go to next question

**17** Does **anyone else** supply diesel fuel for activities that **you** perform as a contractor?

- No ☐ **Go to 20**
- Yes—the client ☐ Go to next question
- Yes—other ☐ Go to next question

**18** Do you obtain diesel fuel for these activities by any of the following methods?

**Backcharge** • where you use another's diesel fuel and they invoice you periodically

- No ☐
- Yes ☐

**Offset** • where the cost of your services is reduced to take account of the diesel fuel you have consumed

- No ☐
- Yes ☐

**Other contractual arrangement or consideration for diesel fuel**

- No ☐
- Yes ☐

**19** Who will **claim** for the diesel fuel used in activities that **you** perform as a contractor?

**Select ALL that apply**

- You ☐
- The client ☐
- Other ☐

**20** Do you **employ** a contractor to perform any of the activities listed in question 11?

- No ☐ **Go to 24**
- Yes ☐ Go to next question

**21** Do you supply **ANY** of the diesel fuel for these activities?

- No ☐ **Go to 24**
- Yes ☐ Go to next question

Part B5 • Fishing



22 Do you supply this fuel by any of the following methods?

**Backcharge** • where you invoice the contractor periodically for the use of your diesel fuel

No ☐

Yes ☐

**Offset** • where the cost of the contractor's service is reduced to take account of the diesel fuel they have consumed

No ☐

Yes ☐

**Other contractual arrangement or consideration for diesel fuel**

No ☐

Yes ☐

23 Who will **claim** for the diesel fuel used by a contractor employed by you?

**Select ALL that apply**

You ☐

The contractor ☐

Other ☐

24 What is the trading name and postcode of your main diesel fuel supplier for this "location"?

Trading name

Postcode

25 Do you use more than one supplier?

No ☐

Go to next question

Yes ☐

Estimate what percentage of your diesel fuel is purchased from your main supplier named in the previous question

%

26 Do you use either of the following **fuel supply** arrangements?

Fuel owned by you but held at a fuel supplier's site

Yes ☐

No ☐

Fuel owned by a fuel supplier but held at your site

Yes ☐

No ☐

27 What is the capacity of your diesel fuel storage facilities?

Total capacity

Bulk storage facilities

• 0 litres

Mobile tanks

• 0 litres

Other (eg drums / jerry cans, etc.)

• 0 litres

## Part B5 • Fishing

- 28** If you undertake work using **diesel fuel powered equipment** for any of the following, indicate which ones with an "X" in the relevant box.

Select ALL that apply

Local / Shire Council	Schools
Government Business Enterprises	Churches
Water Authorities	Charities / community groups
State Rail Authorities	Sporting bodies / race tracks / golf courses
Transport / Main Roads Departments	Construction / industrial projects
Electricity Authorities	Quarries
Port / Harbour Authorities	Residential land development
Defence Department	Fire fighting organisations
Other State / Federal Agencies	Land conservation bodies

- 29** You must supply Customs with documents to support your declaration concerning the activities you perform.

Indicate which documents you are supplying with an "X" in the relevant box.

**If you conduct fishing activities:**

- attach a CERTIFIED copy of your relevant Commonwealth or State fishing Licence / Permit (certified as per the instructions for Proof of Identity documents in Part A)

**If you operate a vessel:**

- attach a CERTIFIED copy of your vessel licence OR a lease / charter agreement OR a letter from a boat owner verifying the lease of a vessel

**If none of the above apply to you:**

- you are not required to attach any documents for this Part B

OFFICE USE ONLY

**30 Declaration**

I declare that all information supplied, including attachments, is true and correct.

Signature of applicant or an authorised officer

Date

Full name (BLOCK LETTERS) of applicant or authorised officer

COMMONWEALTH OF AUSTRALIA  
INSTRUMENT OF APPROVAL NO. 36 OF 1997  
CUSTOMS ACT 1901  
EXCISE ACT 1901

I, JOHN MICHAEL DRURY, Acting Chief Executive Officer of Customs, pursuant to

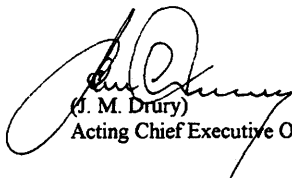
- a) section 4A and subsection 164(1A) of the *Customs Act 1901*, and
- b) section 4AA and subsection 78A(1A) of the *Excise Act 1901*.

**HEREBY APPROVE:**

- c) for use on and from 1 January 1998 - the following attached form  
"Diesel Fuel Rebate Scheme - Initial Application Part B6 - Forestry"  
(No. B436B6(11/97));

as an approved form for the purpose of making an initial application for diesel fuel rebate.

Dated this 15<sup>th</sup> day of December 1997.

  
(J. M. Drury)  
Acting Chief Executive Officer of Customs

AUSTRALIAN  
CUSTOMS SERVICE

## Diesel Fuel Rebate Scheme

# Initial Application

## Part B6 • Forestry

### What we mean by "Location" and "Mobile Operations"

This part of the form contains many questions that ask about things that you do at "this location". What we mean by the term "location" will vary according to the particular forestry activities that you perform. You should have received advice from a Diesel Fuel officer as to what a "location" is in relation to your particular type of operations.

You should have received a separate Part B of this form for EACH "location" at which you operate. We ask you to complete each of these so that we can determine the activities you perform and the equipment you use at EACH of these "locations". For example, if an applicant wished to claim for diesel fuel used at their three mills located across the state, they would need to complete THREE Part B's of this form—one for each "location".

Question 1 of this part of the form asks if you perform "mobile operations". We would consider that your operations are "mobile" if you move around from location to location—usually performing operations for other people and usually based at a particular location for LESS than 12 months (eg. a timber/log transport operator that undertakes transport activities at a number of locations across a number of regions in any one year).

If you do undertake "mobile operations" as defined above then your ENTIRE region of operations would be classed as your "location" for the purposes of completing this form. Therefore you are only required to complete ONE Part B of this form, on which you should answer questions in relation to ALL the operations that you usually perform during any one year.

OFFICE USE ONLY

Client ID

Category

Amended by

Registration #1

Registration #2

Registration #3

84386 (1/97)

**Part B6 • Forestry**



**1** Will you be conducting "mobile operations" as defined on page 1?

No ☐ **Go to 3**

Yes ☐ Go to next question

**2** Where do you conduct your "mobile operations"?

- e.g. • Name of local shire or district  
• Name of state(s) or country(s)

**For "mobile operations" this region constitutes your "location" for the remainder of the form.**

**Mobile Operators now go to 5**

**3** What type of "location" do you operate at as explained on page 1?

**Select ONE only**

Forest ☐

Plantation ☐

Sawmill / chipmill (outside of forest / plantation) ☐

**4** Details identifying this "location"

Name of property / location (eg forest name, coup number)

Street / Road / Address (enter town/suburb and postcode on line 4)

Town / Suburb

Postcode

**5** What are the types of operations that you undertake at this "location"?

**Select ALL that apply**

Planting / tending trees ☐

Thinning / felling trees ☐

Milling operations ☐

Processing operations ☐

Earthworks / construction / maintenance ☐

Transportation ☐

Other ☐



Part B6 • Forestry



6 Do you **ONLY** undertake earthworks / construction / maintenance operations at this "location"?

No ☐ Go to next question

Yes ☐ **Go to 8**

7 What products are produced or transported at this "location"?

Select **ALL** that apply

Softwood	Firewood
Hardwood	Mine timbers
Mill products	Posts
Woodchips	Railway sleepers
Chipboard	Pulpwood
Eucalyptus oil	Seed
	Other

8 What type of **diesel fuel powered equipment** do you have at this "location"?

Include **ALL** diesel fuel powered equipment that you have at this "location", not just equipment that is used in activities eligible for Diesel Fuel Rebate.

**Forestry equipment**

	1	2-5	6 or more		1	2-5	6 or more
Feller buncher	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Log forwarder	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Cable logger	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Skidder	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chain saw	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other diesel powered forestry equipment	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Milling equipment**

	1	2-5	6 or more		1	2-5	6 or more
Chipper	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Peeler	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Debarker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Pulp plant	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Delimber	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Saw bench	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lathe	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Tub grinder	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Milling machinery	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other diesel powered milling equipment	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

***This question continued on next page***

Part B6 • Forestry



8 Type of diesel fuel powered equipment — **CONTINUED**

Include **ALL** diesel fuel powered equipment that you have at this "location", not just equipment that is used in activities eligible for Diesel Fuel Rebate.

**Earthmoving equipment**

	1	2-5	6 or more		1	2-5	6 or more
Backhoe/loader				Paving equipment (eg planer, road reclaimer, paver)			
Compactor				Roller			
Dozer				Skidsteer loader			
Dump truck				Scraper			
Front end loader				Trencher			
Excavator				Other diesel powered earthmoving equipment			
Motor grader							

**Engines, generators, compressors and pumps**

	1	2-5	6 or more		1	2-5	6 or more
Compressor				Power house			
Dewatering pumps				Pump			
Generator				Stationary engine			
Lighting plant				Other diesel powered engines			

**Vehicles and locomotives (not listed above)**

	1	2-5	6 or more		1	2-5	6 or more
Bus				Special purpose vehicle (eg MMU, concrete truck, crane lorry, track layer)			
Fork lift				Tractors - track-type			
Passenger vehicle (including 4WD)				Tractors - wheel-type			
Prime mover				Water carts			
Rail locomotive				Other diesel powered vehicle - less than 3.5 tonnes			
Self propelled device (eg; crane, pile driver carrier, pipe layer)				Other diesel powered vehicle - 3.5 tonnes or greater			

***This question continued on next page***

## Part B6 • Forestry

**8 Type of diesel fuel powered equipment — CONTINUED**

Include **ALL** diesel fuel powered equipment that you have at this "location", not just equipment that is used in activities eligible for Diesel Fuel Rebate.

**Other diesel powered equipment**

	1	2-5	6 or more		1	2-5	6 or more
Boiler				Incinerator			
Chiller/freezer				Kiln			
Cooking facilities				Welder			
Heater				Other diesel fuel powered equipment			

**9 What activities do you undertake using the diesel powered equipment indicated in the previous question?**

**Include ALL uses of diesel fuel**, not just those for which you will claim a Diesel Fuel Rebate.

**Planting / tending trees  
using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Planting trees		
— intended for felling		
— other		
Tending trees		
— intended for felling		
— other		
Soil cultivation		
— to establish a new forest / plantation		
— to reestablish a logged forest / plantation		
— other		
<b>Other planting / tending activities</b> using diesel powered equipment		

**Felling / Thinning  
using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Felling of standing timber		
Thinning of standing timber		
Bush harvesting		
<b>Other thinning / felling activities</b> using diesel powered equipment		

**This question continued on next page**

Part B6 • Forestry



9 Activities undertaken — **CONTINUED**

<b>Milling activities using diesel powered equipment</b>	Do yourself at this "location"	Do elsewhere
Milling of timber: — felled in a forest or plantation		
— felled elsewhere		
Handling activities		
Sawing timber		
Veneer drying		
Kiln drying / seasoning		
Chipping		
<b>Other milling operations</b> using diesel powered equipment		

<b>Processing activities using diesel powered equipment</b>	Do yourself at this "location"	Do elsewhere
Dressing / planing		
Shaping / moulding		
Particle board production		
<b>Other processing operations</b> using diesel powered equipment		

***This question continued on next page***

## Part B6 • Forestry

9 Activities undertaken — **CONTINUED****Earthworks / construction / maintenance  
using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
<b>Land clearing :</b> — to establish a new forest / plantation — to re-establish a logged forest / plantation		
<b>Excavation</b>		
Construction of <b>mill facilities</b>		
Construction of <b>processing facilities</b>		
Construction / maintenance of <b>private roads</b>		
Construction / maintenance of <b>public roads</b>		
Construction / maintenance of <b>fences</b>		
Construction / maintenance of <b>firebreaks</b>		
Construction / maintenance of <b>buildings</b>		
Construction / maintenance of <b>dams</b>		
Construction / maintenance of <b>transport networks</b> (including pipelines and conveyors)		
Service, maintenance and repair of <b>vehicles</b>		
<b>Site maintenance</b>		
<b>Other earthworks, construction or maintenance activities</b> using diesel powered equipment		

**Transportation  
using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
of timber / logs: — felled at this "location" — <b>not</b> felled at this "location"		
of timber destined for milling at a sawmill or chipmill		
of timber / logs for purposes <b>OTHER</b> than for milling at a sawmill or chipmill		
of road base material		
of people, equipment or goods		
<b>Other transportation activities</b> using diesel powered equipment		

***This question continued on next page***

Part B6 • Forestry



9 Activities undertaken — **CONTINUED**

**Other activities**

**using diesel powered equipment**

	Do yourself at this "location"	Do elsewhere
Loading timber / logs		
Unloading timber / logs		
Mulching		
Debarking		
Pulp making		
Forest rehabilitation		
Soil or water conservation / drainage		
Weed, pest or disease control		
Removal and/or disposal of waste products		
Stock pile management		
Power generation		
Road base quarrying operations		
<b>ANY other activities using diesel powered equipment</b>		

10 Do **you** perform any of the activities listed in question 9 as a contractor?

No **Go to 14**

Yes—all Go to next question

Yes—some Go to next question

11 Does **anyone else** supply diesel fuel for activities that **you** perform as a contractor?

No **Go to 14**

Yes—the client Go to next question

Yes—other Go to next question

## Part B6 • Forestry

**12** Do you obtain diesel fuel for these activities by any of the following methods?**Backcharge** • where you use another's diesel fuel and they invoice you periodicallyNo ☐Yes ☐**Offset** • where the cost of your services is reduced to take account of the diesel fuel you have consumedNo ☐Yes ☐**Other contractual arrangement or consideration for diesel fuel**No ☐Yes ☐**13** Who will **claim** for the diesel fuel used in activities that **you** perform as a contractor?**Select ALL that apply**You ☐The client ☐Other ☐**14** Do you **employ** a contractor to perform any of the activities listed in question 9?No ☐ **Go to 18**Yes ☐ Go to next question**15** Do **you** supply **ANY** of the diesel fuel for these activities?No ☐ **Go to 18**Yes ☐ Go to next question**16** Do you supply this fuel by any of the following methods?**Backcharge** • where you invoice the contractor periodically for the use of your diesel fuelNo ☐Yes ☐**Offset** • where the cost of the contractor's service is reduced to take account of the diesel fuel they have consumedNo ☐Yes ☐**Other contractual arrangement or consideration for diesel fuel**No ☐Yes ☐

Part B6 • Forestry



17 Who will **claim** for the diesel fuel used by a contractor employed by you?

Select ALL that apply

- You ☐  
The contractor ☐  
Other ☐

18 What is the trading name and postcode of your main diesel fuel supplier for this "location"?

Trading name (ie, Supplier's name on invoice)

Postcode

19 Do you use more than one supplier?

No ☐ Go to next question

Yes ☐ Estimate what percentage of your diesel fuel is purchased from your main supplier named in the previous question  %

20 Do you use either of the following **fuel supply** arrangements?

- Fuel owned by you but held at a fuel supplier's site Yes ☐ No ☐  
Fuel owned by a fuel supplier but held at your site Yes ☐ No ☐

21 What is the capacity of your diesel fuel storage facilities?

Total capacity

- Bulk storage facilities  • 0 litres  
Mobile tanks  • 0 litres  
Other (eg drums / jerry cans, etc.)  • 0 litres



## Part B6 • Forestry



- 22** If you undertake work using **diesel fuel powered equipment** for any of the following, indicate which ones with an "X" in the relevant box.

Select ALL that apply

Local / Shire Council	Schools
Government Business Enterprises	Churches
Water Authorities	Charities / community groups
State Rail Authorities	Sporting bodies / race tracks / golf courses
Transport / Main Roads Departments	Construction / industrial projects
Electricity Authorities	Quarries
Port / Harbour Authorities	Residential land development
Defence Department	Fire fighting organisations
Other State / Federal Agencies	Land conservation bodies

- 23** You must supply Customs with documents to support your declaration concerning the activities you perform.

Indicate which documents you are supplying with an "X" in the relevant box.

**If you conduct planting, tending, thinning or felling activities:**

- attach a CERTIFIED copy of a document evidencing performance of an eligible forestry activity (eg. a relevant State Licence / Permit – certified as per instructions for Proof of Identity documents in Part A)

**If you conduct milling or processing activities:**

- attach a description of the processes and plant (where appropriate) involving diesel fuel use (eg. a flowchart)

**If you conduct transportation operations:**

- attach a copy of log cartage documents

**If none of the above apply to you:**

- you are not required to attach any documents for this Part B

OFFICE USE ONLY

**24 Declaration**

I declare that all information supplied, including attachments, is true and correct.

Signature of applicant or an authorised officer

Date



Full name (BLOCK LETTERS) of applicant or authorised officer

**COMMONWEALTH OF AUSTRALIA**  
**INSTRUMENT OF APPROVAL NO. 37 OF 1997**  
**CUSTOMS ACT 1901**  
**EXCISE ACT 1901**

I, JOHN MICHAEL DRURY, Acting Chief Executive Officer of Customs, pursuant to

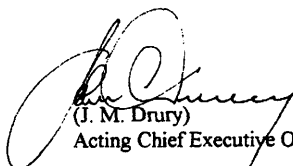
- a) section 4A and subsection 164(1A) of the *Customs Act 1901*, and
- b) section 4AA and subsection 78A(1A) of the *Excise Act 1901*.

**HEREBY APPROVE:**

- c) for use on and from 1 January 1998 - the attached forms "Diesel Fuel Rebate Scheme - Application for Rebate - Sales to the Fishing Industry" (No. B437B(11/97)) and "Diesel Fuel Rebate Scheme - List of Purchases - Sales to the Fishing Industry; Continuation Sheet" (No. B437C(12/97));

as approved forms for the purpose of making an application for diesel fuel rebate.

Dated this 15<sup>th</sup> day of December 1997.

  
(J. M. Drury)  
Acting Chief Executive Officer of Customs



AUSTRALIAN  
CUSTOMS SERVICE

## Diesel Fuel Rebate Scheme Application for Rebate – Sales to the Fishing Industry

### Important Information

#### Who can use this form

This form is only for use by fishing co-operatives and fuel suppliers who have been authorised to lodge claims on behalf of eligible fishermen.

#### Privacy

Customs will give this form, when completed, to a private contractor who will assist Customs to store and retrieve the information you have provided as a computer record. All information you provide will be handled in accordance with the Privacy Act 1988.

#### Taxation

The Australian Taxation Office advises that where the diesel fuel is used in the carrying on of a business, the rebate is assessable income of the business.

### Making your claim

#### Using this form

Your claim must be submitted on this form. **Facsimile (fax) claims and claims prepared on photocopies of the form will NOT be accepted.**

#### How to help us process your claim speedily

We use a computer to scan your form and automatically record your claim. Please print in BLOCK CAPITALS ONLY using blue or black ink.

To answer a question in a box like this use an 'X' like this X.

To answer questions in boxed lines, print each letter and number in a separate box like this: ( 0 3 ) 9 2 4 4 8 0 0 0

It is also important that you add up your claim amounts correctly. Please double check your additions before you send in the form.

#### Declaration

You must read and sign the declaration on page 4.

### WARNING!

#### Penalties

There are heavy penalties for not conforming to the requirements of the legislation. **You can find details of these penalties on the back page.**

Office Use

Date received

List of Purchases

What to Include:

List all diesel fuel purchases on which you are claiming rebate on behalf of fishermen who have authorised you to act as their agent for this purpose. Multiple purchases by the one applicant should be added together and the date span of the invoices shown. List applicants alphabetically.

Claim on behalf of more than 40 Fishermen:

Additional copies of this page are obtainable from Customs. Please sign EACH copy and show the total number of pages at the bottom of THIS page.

Applicant's Name (Fisherman)	Claimant ID	Location	Invoice Period						No. of Invoices	Total quantity purchased (WHOLE LITRES)	Total Quantity assessed as being used for eligible purposes (WHOLE LITRES)
			Date			Date					
			Day	Mth	Year	Day	Mth	Year			



**Diesel Fuel Rebate Scheme**  
**List of Purchases – Sales to the Fishing Industry**  
**Continuation Sheet**

**What to include:**

List all diesel fuel purchases on which you are claiming rebate on behalf of fishermen who have authorised you to act as their agent for this purpose.  
Multiple purchases by the one applicant should be added together and the date span of the invoices shown.  
List applicants alphabetically.

**Important:**

This Continuation Sheet must accompany an Application for Rebate and must be signed below by the duly authorised person who signed the Application for Rebate.

Applicant's Name (Fisherman)	Claimant ID	Location	Invoice Period			No. of Invoices	Total quantity purchased (WHOLE LITRES)	Total Quantity assessed as being used for eligible purposes (WHOLE LITRES)
			Date Day Mth Year	Date Mth Year	Day Mth Year			

B437C (12/97)

Total for THIS page

Signature of authorised person

**Total fuel assessed as eligible listed on attached pages**  
**Total for THIS page**  
**GRAND TOTAL**  
Number of pages used for the list of  
purchases—including this page

## Information about Penalties

The following penalties apply under the Customs Act and Excise Act in addition to recovery of rebate over paid

- |  |   |
|--|---|
| 1. Knowingly or recklessly making a false or misleading statement, or omitting a matter or thing from a statement which has the effect of making the statement misleading. | Maximum penalty of \$5,000 plus twice the amount of the rebate overclaimed in making the statement. |
| 2. Knowingly or recklessly obtaining or retaining a rebate to which the person is not entitled.  | Maximum penalty of three times the amount of the rebate to which there is no entitlement.           |
| 3. Failure or refusal to make records available for inspection which substantiate the entitlement to a rebate.   | Maximum penalty of the amount of the rebate which is not substantiated.                             |
| 4. Failure to notify Customs within 21 days of the sale (or other disposal), loss, or other use of fuel on which rebate has already been claimed.                          | Maximum penalty of the amount of the rebate which was not so notified.                              |

## Declaration

### Who can sign this form?

This claim may only be signed by a duly authorised person previously nominated to Customs

On behalf of each of the applicants listed in the List of Purchases in this form, I declare that:

1. I have read and understood the information contained in the booklet entitled "Diesel Fuel Rebate Scheme - Information for Claimants" and on page 1 of this form, and the information about the penalties above;
2. I have read and understood the document entitled "Operating Procedures for the Sales to the Fishing Industry Arrangements";
3. All the information contained in this application, including attachments, is true and correct;
4. I am aware of my obligation to keep diesel fuel records as required under section 240A of the Customs Act 1901 and 128A of the Excise Act 1901 in relation to diesel fuel covered by this application and any other diesel fuel that has been, or is being, stored with that fuel;
5. The fuel covered by this application was purchased by the applicant named in this application;
6. The fuel claimed in this application has been used or is intended to be used in Fishing Operations as defined in subsection 164(7) of the Customs Act 1901;
7. I am aware of my obligations in relation to the exercise of the audit powers by an authorised officer conducting an audit under section 164AC of the Customs Act 1901 and 78AD of the Excise Act 1901.

Signature of authorised person

Date

PRINT name of authorised person

## How to contact us

### Address for return of claim

Australian Customs Service  
Locked Bag 54  
SOUTH MELBOURNE VIC 8870



**COMMONWEALTH OF AUSTRALIA**  
**INSTRUMENT OF APPROVAL NO. 38 OF 1997**  
**CUSTOMS ACT 1901**  
**EXCISE ACT 1901**

I, JOHN MICHAEL DRURY, Acting Chief Executive Officer of Customs, pursuant to

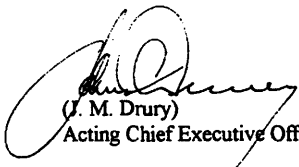
- a) section 4A and subsection 164(1A) of the *Customs Act 1901*, and
- b) section 4AA and subsection 78A(1A) of the *Excise Act 1901*.

**HEREBY APPROVE:**

- c) for use on and from 1 January 1998 - the attached form "Diesel Fuel Rebate Scheme - List of Purchases - Continuation Sheet" No. B437A(12/97)

as an approved form for the purpose of making an application for diesel fuel rebate, from which date the approved form "Diesel Fuel Rebate Scheme - List of Purchases - Continuation Sheet No. B437A(10/97)", approved by Instrument of Approval No. 26 of 1997 on 5 November 1997, is revoked.

Dated this 15<sup>th</sup> day of December 1997.

  
(J. M. Drury)  
Acting Chief Executive Officer of Customs



AUSTRALIAN  
CUSTOMS SERVICE

## Diesel Fuel Rebate Scheme List of Purchases — Continuation Sheet

**What to include:**

List all diesel fuel purchases for which you are claiming a rebate. Even if you are only claiming a rebate for part of a purchase, you should show the total quantity purchased.

**Important:**

This Continuation Sheet must accompany an Application for Rebate and must be signed below by the duly authorised person who signed the Application for Rebate.

Invoice/Receipt				Fuel Supplier		Total Quantity Purchased (WHOLE LITRES)
Date			Document No.	Name	Phone No.	
Day	Mth	Year				

Signature of authorised person

**Total for THIS page**

B437A (12/97)



**Commonwealth  
of Australia**

**Gazette**

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**SPECIAL**

# **Australia New Zealand Food Authority**

## **Amendment No. 37 to the Food Standards Code**

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**AUSTRALIA NEW ZEALAND FOOD AUTHORITY**  
**VARIATIONS TO THE FOOD STANDARDS CODE**  
**(AMENDMENT No. 37)**

1. Preamble

The variations set forth in the Schedule below are variations to the *Food Standards Code* (hereinafter called 'the Code') which was published by the National Health and Medical Research Council in the *Commonwealth of Australia Gazette*, No. P 27, on 27 August 1987, and which has been varied from time to time.

The Schedule contains variations adopted by the Australia New Zealand Food Standards Council in November and December 1997.

These variations are published pursuant to section 32 of the *Australia New Zealand Food Authority Act 1991*.

2. Citation

These variations may be collectively known as *Amendment No. 37* to the Code.

3. Commencement

These variations commence on the date of publication of this Gazette with the exception of Item [12] which will commence six months from the date of this Gazette. Items [1.4], [3] and [8.5] cease to have effect on 9 March 2000.

4. Standard T1

**Standard T1** is varied by changing the date on which clauses 1 and 2 cease to have effect from 1 January 1997 to the date on which sections 10 and 11 of the *Trans-Tasman Mutual Recognition Act 1997* (Cwlth) come into effect by proclamation.

## SCHEDULE

[1] **Standard A1** is varied by -

[1.1] omitting "subclause (9)(c) of Standard P4" from subparagraph (2C)(a)(iii)(M) and substituting "subclause 5(5) of Standard P6";

[1.2] inserting in clause (29) the words "xylitol has been added or to which" after the words "containing a food to which";

[1.3] inserting in clause (29A) the words "xylitol has been added or to which" after the words "If foods to which"; and

[1.4] inserting into Parts 1 and 2 of the Schedule, in columns 1 and 2 respectively,-

"Erythrosine	127".
--------------	-------

[2] **Standard A3** is varied by inserting in the Schedule, in columns 1 and 2 respectively -

"Imitation cream	Methyl ethyl cellulose in proportion not exceeding 9 g/kg
	Polyglycerol esters of fat-forming fatty acids in proportion not exceeding 5 g/kg".

[3] **Standard A5** is varied by inserting after subclause (2A)(a) -

"(b) Erythrosine (CI 45430) must not be sold at retail for colouring foods."

[4] **Standard A6** is varied by -

[4.1] omitting subclause 2(3) and substituting -

"(3) An artificial flavouring is a flavouring which contains a permitted artificial flavouring substance.

(3A) An artificial flavouring substance is a permitted artificial flavouring substance if it is listed in at least one of the following publications:

- (a) Food Technology, A Publication of the Institute of Food Technologists, Generally Recognised as Safe (GRAS) lists of flavouring substances published by the Flavor and Extract Manufacturers' Association of the United States from 1960 to October 1996;
- (b) Flavouring Substances and Natural Sources of Flavourings, 4th Edition, Volume 1, Chemically-defined flavouring substances, Council of Europe, 1992;
- (c) United States Code of Federal Regulations, 1996, 21 CFR Part 172.515.

**Editorial Note:**

Not all substances listed in the three publications referred to in subclause (3A) are artificial flavouring substances. The approval in subclause (3A) relates only to those listed substances which are artificial flavouring substances. The Flavour and Fragrance Association of Australia and New Zealand (FFAANZ) has prepared a list of the artificial flavouring substances in the three publications for ease of reference. This list is available from FFAANZ or from the Australia New Zealand Food Authority.

(3B) An artificial flavouring must not contain an artificial flavouring substance unless that

substance is a permitted artificial flavouring substance.

(3C) An artificial flavouring may contain one or more of the following:

- (a) a natural flavour concentrate;
- (b) a natural flavouring substance;
- (c) a nature-identical flavouring substance; or
- (d) a natural aromatic raw material.”;

[4.2] omitting subparagraph 2(4)(a)(xviii); and

[4.3] omitting the Schedule.

[5] **Standard A8** is varied by

[5.1] inserting "partially hydrogenated cottonseed oil" after "mono-, di- and polysaccharides" in subclause (3)(b);

[5.2] omitting "microcrystalline cellulose" from subclause (3)(c);

[5.3] inserting after subparagraph (3)(e)(ia) -

"(ib) alitame;"

[5.4] omitting "not permitted" from the Table to clause (5) in the column headed "Alitame" in relation to the entry for "Chewing Gum" and substituting "150mg/kg"; and

[5.5] omitting "not permitted" from the Table to clause (5) in the column headed "Alitame" in relation to the entry for "Electrolyte drink and electrolyte drink base" and substituting "20 mg/kg".

[6] **Standard A9** is varied by -

[6.1] omitting from the Table to clause 3, the entry in column 5 relating to the maximum permitted level of zinc in textured vegetable protein; and

[6.2] inserting "zinc oxide" in column 2 of the Schedule in relation to the entry for "Zinc" in column 1.

[7] **Standard A10** is varied by inserting "Microcrystalline cellulose" after "Methylcellulose" in Table 1, Group I - Vegetable Gums.

[8] **Standard A11** is varied by -

[8.1] omitting paragraph (1)(s);

[8.2] omitting "Addendum 2" from column 2 of the Schedule in relation to the entry in column 1 for "Alitame" and substituting "FNP (52/4) p3";

[8.3] omitting "FCC p79" from column 2 of the Schedule in relation to the entry in column 1 for "Cellulose, microcrystalline" and substituting "FCC IV p95";

[8.4] omitting "FNP (34) p129" from column 2 of the Schedule in relation to the entry in column 1 for "Isomalt" and substituting "FNP (52/4) p79";

[8.5] inserting in the Schedule, into columns 1 and 2 respectively -

"Erythrosine (CI 45430) FNP (31/1) p71";

[8.6] omitting "FCC p241" from column 2 of the Schedule in relation to the entry in column

1 for "Potassium chloride" and substituting "FCC IV p315";

[8.7] inserting in columns 1 and 2 of the Schedule respectively:

"Zinc oxide                      FCC p350"; and

[8.8] omitting Addendum 2.

[9] **Standard A12** is varied by -

[9.1] inserting "ling," after both occurrences of "barramundi," in column 2 of the Table to clause (2), in relation to the entry in column 1 for "Mercury"; and

[9.2] inserting "ling," after each occurrence of "barramundi," in clause (7).

[10] **Standard A14** is varied by -

[10.1] inserting after subclause 4(4) -

"(5) A residue of a chemical listed in column 1 of Schedule 1 is to be determined as follows:

CHEMICAL	RESIDUE DEFINITION
Dithiocarbamates	Total dithiocarbamates, determined as carbon disulphide evolved during acid digestion and expressed as milligrams of carbon disulphide per kilogram of food.
Mancozeb	see Dithiocarbamates
Metham	see Dithiocarbamates
Metiram	see Dithiocarbamates
Propineb	Determined and expressed as milligrams of carbon disulphide per kilogram of food, identified as derived from propineb.
Thiram	see Dithiocarbamates
Ziram	see Dithiocarbamates";

[10.2] omitting all foods specified in column 1 and all MRLs specified in column 2 from Schedule 1 in relation to the chemicals -

- (a) Mancozeb
- (b) Metham
- (c) Metiram
- (d) Propineb
- (e) Thiram
- (f) Ziram;

[10.3] inserting "*see Dithiocarbamates*" after "**Propineb**" in column 1 of Schedule 1;

[10.4] omitting entries in columns 1 and 2 respectively from Schedule 1, in relation to the chemical "**Dithiocarbamates (excluding Propineb)**", for -

"Banana	1
Chard (silver beet)	3
Edible offal (mammalian)	0.5
Fruiting vegetables, cucurbits	1
Onion, bulb	0.2
Papaya (Pawpaw)	30
Pome fruits	3
Potato	0.01

Stone fruits	3";
--------------	-----

[10.5] inserting in columns 1 and 2 respectively in Schedule 1, entries for -

<b>"Dithiocarbamates</b>	
Almonds	3
Asparagus	1
Banana	2
Beans (dry)	0.5
Beetroot	1
Berries and other small fruit (except strawberries)	5
Broad bean (dry) [fava bean]	0.5
Citrus fruits	0.2
Coconut	5
Coffee beans	5
Common bean (pods and/or immature seeds)	2
Cotton seed	0.05
Edible offal, mammalian	2
Egg plant [Aubergine]	3
Fruiting vegetables, cucurbits	2
Garlic	0.2
Hops	10
Leafy vegetables	5
Mango	1
Okra	3
Onion, bulb	4
Papaya (Pawpaw)	30
Parsley	5
Passion fruit [including Granadilla]	3
Peas	2
Peas (dry)	0.5
Peppers [Capsicums]	3
Persimmon, Japanese	5
Pome fruits	3
Pomegranate	3
Potato	0.01
Poultry, edible offal of	0.5
Poultry meat	0.5
Rhubarb	2
Roselle (Rosella)	5
Spring onion	4
Stone fruits	3
Strawberry	3
Sunflower seed	0.05
Sweet corn (corn-on-the-cob)	0.5";

[10.6] deleting the following chemicals and their associated foods and MRLs from column 1 and column 2 of Schedule 1 -

"Acinitrazole"; "Aklomide"; "Aminocarb"; "Aziprotryn"; "Benfuresate";  
 "Bromochloromethane"; "Bromophos-ethyl"; "Brotianide"; "Buquinolate";  
 "Butacarb"; "Butylamine"; "Cambendazole"; "Carbophenothion"; "Chlorfenac"; "Chlornidine";  
 "Chorthiophos"; "Chlorinated terpene isomers (including Strobane and Camphechlor)";  
 "Clenpyrin"; "4-CPA"; "Crotoxyphos"; "Crufomate"; "Cycloprothrin"; "Cycloxydim";  
 "Cyhexatin"; "Cymiazole"; "Decoquate"; "Desmetryn"; "Dichlone"; "Difenzoquat";  
 "Dinoseb"; "Dioxathion"; "Diphenyl"; "Fenaminosulf"; "Fenazaflor"; "Fenfuram";  
 "Fensulfothion"; "Fluchloralin"; "Fluquinconazole"; "Fluxofenim"; "Fosamine ammonium";  
 "Furazolidone"; "Gentian violet"; "Griseofulvin"; "Halquinol"; "Hexaflurate";



"Hydroxyethylhydrazine"; "Hydrogen cyanide"; "Imazaquin"; "Isocarbophos"; "Isoproturon"; "Mefluidide"; "Menazon"; "Methoxychlor"; "Metichlorpindol"; "Metoxuron"; "Naled"; "Nifursol"; "Nimidane"; "Nitratin"; "Phenoxymethyl V penicillin"; "Phosalone"; "Propham"; "Pyraclofos"; "Sulphanitran"; "Tetrathiocarbonate ion"; "Tetronasin"; and "2;4;5-T"; and

[10.7] inserting in Schedule 2 -

**"GROUP U**

Dithiocarbamates, Mancozeb, Metham, Metiram, Propineb, Thiram, Ziram".

[11] **Standard A16** is varied by -

[11.1] inserting in the Schedule "*Aspergillus oryzae*<sup>11</sup>" in column 2 of Group III of Table IV, in relation to the entry in column 1 for "Hemicellulase endo-1,4- $\beta$ -xylanase EC [3.2.1.8]"; and

[11.2] inserting after footnote 10 to Group III of Table IV in the Schedule -

<sup>11</sup> Hemicellulase endo-1,4- $\beta$ -xylanase may be produced from a genetically manipulated strain of *Aspergillus oryzae* containing the gene for hemicellulase isolated from *Aspergillus aculeatus* and inserted by plasmids pToC237".

[12] **Standard C1** is varied by -

[12.1] inserting after subclause 1(6) -

"(7) Comminuted means chopped, diced or minced.";

[12.2] omitting clause 5 and substituting -

**"Prohibition on certain ingredients in fermented meat products**

5. A fermented meat product must not contain mechanically separated meat or rendered trimmings unless it has been cooked in accordance with subclause 34(4) or subclause 41(3).";

[12.3] inserting after subclause 34(2) -

"(3) Fermented comminuted manufactured meat is heat treated if it has had its core temperature maintained at 55°C for a period of at least 20 minutes, or an equivalent combination of time and higher temperature.

(4) Fermented comminuted manufactured meat is cooked if it has had its core temperature maintained at 65°C for a period of at least 10 minutes, or an equivalent combination of time and higher temperature.";

[12.4] omitting "uncooked fermented manufactured meat" from subclause 36(2) and substituting "fermented manufactured meat which has not been cooked";

[12.5] omitting clause 38 and substituting -

**"Fermented manufactured meat which has not been cooked**

38. (1) Fermented manufactured meat which has not been cooked may contain added potassium nitrate, sodium nitrate or mixture of these provided that the food contains not more than 500 mg/kg in total of nitrites and nitrates, calculated as sodium nitrite.

(2) Fermented manufactured meat which has not been cooked may contain not more than -

- (a) 10 g/kg in total of citric and lactic acids encapsulated with palm oil or maltodextrin; and
- (b) either -
  - (i) 1.2 mg/dm<sup>2</sup> natamycin, when determined in a surface sample taken to a depth of not less than 3 mm and not more than 5 mm including the casing, applied to the surface of the food; or
  - (ii) 1.5 g/kg, calculated as sorbic acid, of added sorbic acid, its sodium or potassium salt or a mixture thereof, with or without polyoxyethylene (20) sorbitan monostearate (polysorbate 60), applied to the surface of the food."

[12.6] inserting after clause 38 -

**"Labelling of fermented comminuted manufactured meat**

**38A.** (1) The following names are prescribed for fermented comminuted manufactured meat :

- (a) in the case of fermented comminuted manufactured meat which has not been heat treated or cooked  
  
'fermented manufactured meat - not heat treated';
- (b) in the case of fermented comminuted manufactured meat which has been heat treated  
  
'fermented manufactured meat - heat treated';
- (c) in the case of fermented comminuted manufactured meat which has been cooked  
  
'fermented manufactured meat - cooked'.

(2) If the label on or attached to a package containing fermented comminuted manufactured meat has a trade name, that trade name must have in association therewith, in type of 3 mm, the following word or words:

- (a) in the case of fermented comminuted manufactured meat which has not been heat treated or cooked  
  
'fermented';
- (b) in the case of fermented comminuted manufactured meat which has been heat treated  
  
'fermented heat treated';
- (c) in the case of fermented comminuted manufactured meat which has been cooked  
  
'fermented cooked'.

(3) Except as specified in subclauses (1) and (2), the label on or attached to a fermented comminuted manufactured meat must not refer to any heating process.

<b>Editorial note:</b>
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Subclause 38A (3) is intended to prevent the use of word 'pasteurised' or any word of similar meaning on the label of a fermented comminuted manufactured meat .";

[12.7] omitting clause 41 and substituting -

**"Definitions**

**41. (1)** Processed meat product is the food, not elsewhere standardised in this Standard, containing at least 300 g/kg but less than 660 g/kg of meat, prepared from a blend of meat and other foods including water.

(2) A fermented comminuted processed meat product is heat treated if it has had its core temperature maintained at 55°C for a period of at least 20 minutes, or an equivalent combination of time and higher temperature.

(3) A fermented comminuted processed meat product is cooked if it has had its core temperature maintained at 65°C for a period of at least 10 minutes, or an equivalent combination of time and higher temperature.";

[12.8] inserting after clause 44 -

**"Labelling of fermented comminuted processed meat products**

**44A. (1)** The following names are prescribed for fermented comminuted processed meat products:

- (a) in the case of fermented comminuted processed meat product which has not been heat treated or cooked

'fermented processed meat product - not heat treated';

- (b) in the case of fermented comminuted processed meat product which has been heat treated

'fermented processed meat product - heat treated';

- (c) in the case of fermented comminuted processed meat product which has been cooked

'fermented processed meat product - cooked'.

(2) If the label on or attached to a package containing fermented comminuted processed meat product has a trade name, that trade name must have in association therewith, in type of 3 mm, the following word or words:

- (a) in the case of fermented comminuted processed meat product which has not been heat treated or cooked

'fermented';

- (b) in the case of fermented comminuted processed meat product which has been heat treated

'fermented heat treated';

- (c) in the case of fermented comminuted processed meat product which has been cooked

'fermented cooked'.

- (3) Except as specified in subclauses (1) and (2), the label on or attached to a fermented comminuted processed meat product must not refer to any heating process.

**Editorial note:**

Subclause 44A(3) is intended to prevent the use of word 'pasteurised' or any word of similar meaning on the label of a fermented comminuted processed meat product.";

[12.9] omitting "uncooked fermented manufactured meat" from paragraph 50(1)(c) and substituting "fermented manufactured meat which has not been cooked";

[12.10] omitting ", 'salted meat' and 'uncooked comminuted meat product' " from subclause 51(1) and substituting "and 'salted meat' ";

[12.11] omitting clause 58 and substituting -

- "58.** (1) If meat or a meat product is offered for sale other than in a package -
- (a) the prescribed name or appropriate designation;
  - (b) any word or words that would, if the food were packaged, be required by subclauses 12(2) or 13(2), or clauses 27, 53, 54 or 57 to be included in the label on or attached to the package;
  - (c) in the case of a manufactured meat (whether coated or not), any word or words that would, if the food were packaged, be required by clause 40 to be included in the label on or attached to the package; and
  - (d) in the case of a processed meat product (whether coated or not), any word or words that would, if the food were packaged, be required by clause 44 to be included in the label on or attached to the package;

must be displayed in connection with the food in type of not less than 9 mm.

(2) Where a fermented comminuted manufactured meat or a fermented comminuted processed meat product is offered for sale other than in a package, the prescribed name of the food must be displayed in connection with the food in type of not less than 9 mm, provided that in the case of -

- (a) fermented comminuted manufactured meat which has not been heat treated or cooked; and
- (b) fermented comminuted processed meat product which has not been heat treated or cooked;

the words "not heat treated" may be omitted.";

[12.12] omitting the heading to clause 60 and substituting **"Fermented comminuted meat products which have not been cooked"**;

[12.13] omitting "Uncooked fermented meat products" and "an uncooked fermented comminuted meat product" from clause 60 and substituting respectively "Fermented comminuted meat products which have not been cooked" and "a fermented comminuted meat product which has not been cooked";

[12.14] omitting subclauses 60A(1), (2), (3) and (4) and the editorial note to clause 60A and substituting:

**"Production of fermented comminuted meat products which have not been cooked"**

Editorial note:

'Advisory Guidelines for the Hygienic Production of Uncooked Fermented Comminuted Meat Products' have been published by the Australia New Zealand Food Authority to assist manufacturers and officials to give effect to the provisions in this clause. A revised edition of these guidelines will be published to reflect changes to Standard C1.

**60A.** (1) In this clause -

- (a) a product has been 'cooked' if it has had its core temperature maintained at 65°C for at least 10 minutes or an equivalent combination of time and higher temperature; and
- (b) 'starter culture' means a preparation of micro-organisms prepared for the purpose of fermenting meat which -
  - (i) successfully competes for the nutrients in the meat medium;
  - (ii) produces microbial inhibitors;
  - (iii) is microbiologically safe; and
  - (iv) produces a controlled reduction of the pH of the meat mix.

(2) Fermentation of a comminuted meat product which will not be cooked must be initiated through the use of a starter culture.

(3) A previously fermented or fermenting meat product must be cooked prior to use as an ingredient in a fermented comminuted meat product which will not itself be cooked.

(4) The number of *Escherichia coli* organisms in a fermented comminuted meat product which will not be cooked must be monitored and recorded for the:

- (a) ingoing raw meat ingredients; and
- (b) product after fermentation and any subsequent process.";

[12.15] omitting "uncooked fermenting comminuted meat products" from subclause 60A(5) and substituting "fermenting comminuted meat products which will not be cooked";

[12.16] omitting "an uncooked fermented comminuted meat product" from subclause 60A(7) and substituting "a fermented comminuted meat product which will not be cooked";

[12.17] omitting "an uncooked comminuted meat product" from subclause 60A(8) and substituting "a fermented comminuted meat product which has not been cooked"; and

[12.18] omitting "uncooked", wherever occurring, from Methods 2, 3, 4 and 9 of the Schedule.

**[13] Standard F1** is varied by -

[13.1] omitting clause (2) and substituting -

"(2) (a) Raw peeled or sliced vegetables, whether prepared for retail or manufacturing purposes, may contain added ascorbic acid, erythorbic acid, their sodium salts or a mixture of these substances as antioxidants.

(b) Subject to paragraphs (2)(c) and (2A)(b), raw peeled potatoes, whether whole or sliced, may contain not more than 50 mg/kg of sulphur dioxide.

(c) If raw peeled potatoes are treated with ascorbic acid or erythorbic acid as mentioned in paragraph (a), they must not contain any sulphur dioxide."; and

[13.2] omitting clause (2A) and substituting -

"(2A) (a) Raw peeled or sliced vegetables may be coated with an edible coating containing a mixture of -

- (i) modifying agents specified in Group I, Group II and Group III of Table 1 to Standard A10;
- (ii) ascorbic acid or erythorbic acid;
- (iii) sorbic acid, provided that the amount of sorbic acid, once that coating is applied to a vegetable, does not exceed 80mg/kg of the food to which the coating is applied; and
- (iv) in the case of raw peeled potatoes only, L-cysteine monohydrochloride.

(b) If raw peeled potatoes are dipped in a solution as mentioned in paragraph (a), they must not contain any sulphur dioxide."

[14] **The Food Standards Code** is varied by deleting Standard G3.

[15] **Standard H1** is varied by omitting "AS 1095, *Microbiological Methods for the Dairy Industry*" from subclauses (19)(a), (19)(b) and (19)(c) and substituting in each case "AS 1766, *Food microbiology*".

[16] **Standard H2** is varied by -

[16.1] omitting "pasteurised whipped thickened reduced cream, pasteurised whipped thickened light cream" from clause (19) and substituting "pasteurised whipped thickened cream";

[16.2] omitting ", ultrapasteurised whipped thickened reduced cream and ultrapasteurised whipped thickened light cream" from clause (19) and substituting "and ultrapasteurised whipped thickened cream"; and

[16.3] omitting "AS 1095, *Microbiological Methods for the Dairy Industry*" from subclauses (19)(a), (19)(b) and (19)(c) and substituting in each case "AS 1766, *Food microbiology*".

[17] **Standard H4** is varied by omitting "AS 1095, *Microbiological Methods for the Dairy Industry*" from subclauses (5)(a), (5)(b), (5)(c) and (5)(d) and substituting in each case "AS 1766, *Food microbiology*".

[18] **Standard H5** is varied by omitting "AS 1095, *Microbiological Methods for the Dairy Industry*" from subclauses (9)(a), (9)(b) and (9)(c) and substituting in each case "AS 1766, *Food microbiology*".

[19] **Standard H8** is varied by omitting "AS 1095, *Microbiological Methods for the Dairy Industry*" from subclauses (11)(a) and (11)(b) and substituting in each case "AS 1766, *Food microbiology*".

[20] **Standard H9** is varied by -

[21.1] omitting subclause (3)(c) and substituting -

"(c) Reduced fat cheese and reduced fat cheese products may contain -

- (i) not more than 20 g/kg of powdered cellulose;
- (ii) modifying agents specified in Group I set out in Standard A10.";

[21.2] omitting clause (7) and substituting -

"(7) (a) Cheese may be coated with beeswax, paraffin wax, microcrystalline wax or a mixture of two or more thereof, with or without precoating using a polyvinyl acetate emulsion. Colourings used in waxes to which this clause applies shall be those specified in Standard A5 and no others.

(b) Cheese and cheese products may be coated with an edible coating containing a mixture of-

- (i) glycerin;
- (ii) modifying agents specified in Group I and Group IV of Table 1 to Standard A10; and
- (iii) natamycin or sorbic acid, provided that the amount of natamycin or sorbic acid, once that coating is applied to cheese or a cheese product, does not exceed 15 mg/kg of the food to which the coating is applied.";

[21.3] omitting clause (8B) and substituting -

"(8B) Shredded or grated cheese may contain -

- (a) not more than 20 g/kg in total of -

- (i) powdered cellulose
  - (ii) silicon dioxide
- or mixtures of these; and

- (b) modifying agents specified in Group 1 set out in Standard A10."; and

[21.4] omitting "AS 1095, *Microbiological Methods for the Dairy Industry*" from subclauses (22)(a) and (22)(b) and substituting in each case "AS 1766, *Food microbiology*".

[22] **Standard H10** is varied by omitting "AS 1095, *Microbiological Methods for the Dairy Industry*" (twice occurring) from subclause 5(2) and substituting in each case "AS 1766, *Food microbiology*".

[23] **Standard K2** is varied by omitting clause (7A) and substituting -

"(8) The label on or attached to a package containing royal jelly, or a food containing royal jelly, must include, immediately following the name of the food (whether prescribed name, appropriate designation or trade name) and in type of 3 mm, the statement -

**'THIS PRODUCT CONTAINS ROYAL JELLY WHICH HAS BEEN REPORTED TO CAUSE SEVERE ALLERGIC REACTIONS AND IN RARE CASES, FATALITIES, ESPECIALLY IN ASTHMA AND ALLERGY SUFFERERS'.** "

[24] **Standard K3** is varied by inserting after paragraph (1)(a)(iv) -

"(v) xylitol."

[25] **Standard L1** is varied by -

[25.1] omitting subparagraph (1)(b)(ii)(F);

[25.2] omitting "14 g/kg" from paragraph 1(b)(ii) and substituting "20 g/kg";

[25.3] omitting subparagraph (3)(b)(ii)(G);

[25.4] omitting "14 g/kg" from paragraph 3(b)(ii) and substituting "20 g/kg";

[25.5] omitting paragraph (5)(b)(vii);

[25.6] omitting "14 g/kg" from subclause 5(b) and substituting "44 g/kg";

[25.7] omitting subparagraph (7)(d)(ii)(F); and

[25.8] omitting "14 g/kg" from paragraph 7(d)(ii) and substituting "20 g/kg".

[26] **Standard N1** is varied by

[26.1] omitting subclause (1A)(a) and substituting -

" (a) Raw peeled, sliced or cored fruits, whether prepared for retail or manufacturing purposes, may contain added ascorbic acid, erythorbic acid, their sodium salts or a mixture of these substances as antioxidants."; and

[26.2] inserting after clause (10) -

"(10A) Raw peeled, sliced or cored fruits may be coated with an edible coating containing a mixture of -

- (a) modifying agents specified in Group I, Group II and Group III of Table 1 to Standard A10;
- (b) ascorbic acid or erythorbic acid; and
- (c) sorbic acid, provided that the amount of sorbic acid, once that coating is applied to a fruit, does not exceed 80 mg/kg of the food to which the coating is applied."

[27] **Standard O2** is varied by omitting "(4)(a)" from paragraph 3(6)(b) and substituting "(4A)".

[28] **Standard O8** is varied by omitting "AS 1095, *Microbiological Methods for the Dairy Industry*" from subclause 7(a) and substituting "AS 1766, *Food microbiology*".

[29] **Standard R2** is varied by omitting subclause (3)(f).

[30] **Standard R7** is varied by omitting "AS 1095, *Microbiological Methods for the Dairy Industry*" from subclauses (7)(a), (7)(b), (7)(c) and (7)(d) and substituting in each case "AS 1766, *Food microbiology*".

[31] **Standard S4** is varied by omitting the words "Meat products, uncooked fermented" from Column 1 of Table 1 and substituting "Fermented comminuted meat products which have not been cooked".

[32] **Standard S5** is varied by omitting "AS 1095, *Microbiological Methods for the Dairy Industry*" from subclauses 4(a) and 4(b) and substituting in each case "AS 1766, *Food microbiology*".

[33] **The Food Standards Code** is varied by omitting "AS 1766, *Methods for the Microbiological Examination of Food*" wherever occurring and substituting "AS 1766, *Food microbiology*".

**Editorial Note:**

The above variation amends the following clauses -

- Standard B3 (6)
- Standard C1, Schedule items 3,4 and 5
- Standard C3 (2)
- Standard E1 (8)(a) and (b)
- Standard H9 (22)(c)
- Standard R7 (7)(e)
- Standard S2 (3)(a), (b), (c) and (d)





COMMONWEALTH OF AUSTRALIA

*Foreign Acquisitions and Takeovers Act 1975*

ORDER UNDER SUBSECTION 21A(2)

WHEREAS -

- (A) Bohle River and Townsville Aktiengesellschaft Pty Ltd is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Bohle River and Townsville Aktiengesellschaft Pty Ltd proposes to acquire an interest in Australian urban land as specified 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) Bohle River and Townsville Aktiengesellschaft Pty Ltd 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

23<sup>rd</sup>

day of

December

1997.

  
Assistant Treasurer



**COMMONWEALTH OF AUSTRALIA**

***Foreign Acquisitions and Takeovers Act 1975***

**ORDER UNDER SUBSECTION 21A(2)**

**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 Australian urban land as specified 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, being satisfied that:**

- (i) Huang Kuo-Jung 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.**

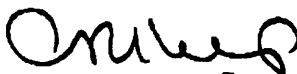
Dated this

22<sup>nd</sup>

day of

December

1997.



Assistant Treasurer

**COMMONWEALTH OF AUSTRALIA**

***Foreign Acquisitions and Takeovers Act 1975***

**ORDER UNDER SUBSECTION 21A(2)**

**WHEREAS -**

- (A) Jan Feodor Nielsen and Diane Louise Arnold are foreign persons for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Jan Feodor Nielsen and Diane Louise Arnold propose to acquire an interest in Australian urban land as specified in the notice furnished on 2 December 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) Jan Feodor Nielsen and Diane Louise Arnold 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

22<sup>nd</sup>

day of

December

1997.



**Assistant Treasurer**

**COMMONWEALTH OF AUSTRALIA**

***Foreign Acquisitions and Takeovers Act 1975***

**ORDER UNDER SUBSECTION 22(1)**

**WHEREAS -**

- (A) Hua Xin Wang is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Hua Xin Wang. proposes to acquire an interest in the Australian urban land described in the notice furnished on 5 December 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

22<sup>nd</sup>

day of

December

1997.

  
Assistant Treasurer

**COMMONWEALTH OF AUSTRALIA**

***Foreign Acquisitions and Takeovers Act 1975***

**ORDER UNDER SUBSECTION 22(1)**

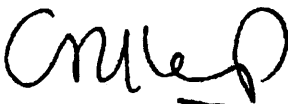
**WHEREAS -**

- (A) Australian Development and Investment Corporation Pty Ltd is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Australian Development and Investment Corporation Pty Ltd proposes to acquire an interest in the Australian urban land described in the notice furnished on 28 November 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

23<sup>rd</sup> day of December 1997.



**Assistant Treasurer**

**COMMONWEALTH OF AUSTRALIA**

***Foreign Acquisitions and Takeovers Act 1975***

**ORDER UNDER SUBSECTION 22(1)**

**WHEREAS -**

- (A) First Pacific RDC Pty Ltd is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) First Pacific RDC Pty Ltd proposes to acquire an interest in the Australian urban land described in the notice furnished on 28 November 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.

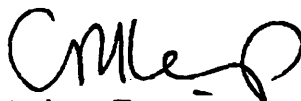
Dated this

23<sup>rd</sup>

day of

December

1997.



Assistant Treasurer

**COMMONWEALTH OF AUSTRALIA**

***Foreign Acquisitions and Takeovers Act 1975***

**ORDER UNDER SUBSECTION 22(1)**

**WHEREAS -**

- (A) Cavaben Pty Limited is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Cavaben Pty Limited proposes to acquire an interest in the Australian urban land described in the notice furnished on 5 December 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 22 day of December 1997.

  
Assistant Treasurer

**COMMONWEALTH OF AUSTRALIA**

***Foreign Acquisitions and Takeovers Act 1975***

**ORDER UNDER SUBSECTION 22(1)**

**WHEREAS -**

- (A) Iwan Tjokrosendjojo and Dewi Purnama are foreign persons for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Iwan Tjokrosendjojo and Dewi Purnama propose to acquire an interest in the Australian urban land described in the notice furnished on 20 November 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.

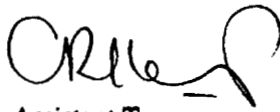
Dated this

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day of

December

1997.



Assistant Treasurer





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**Gazette**

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**SPECIAL**

FORM 14 (Rule 57)

**Notice of Winding Up Application**

**FREIGHT AWAY PTY LTD**

**ACN:** ACN 060 365 504

**Supreme Court:** Brisbane

**Application No.:** 11292 of 1997

An application for the winding up of FREIGHT AWAY PTY LTD was made by KENNETH ANDREW SNELL on 15 December 1997 and will be heard by the Supreme Court of Queensland at 9.30am on 21 January 1997. Copies of documents filed may be obtained from the applicant.

Any person intending to appear at the hearing must serve a notice in the prescribed form to reach the address below no later than 4.00pm on the 20 January 1997.

**ALAN TAYLOR & ASSOCIATES**  
7 Margaret Street  
(PO Box 92)  
PALMWOODS Q 4555



9 780644 494298



**Commonwealth  
of Australia**

**Gazette**

No. S 565, Wednesday, 31 December 1997

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**SPECIAL**

**NOTIFICATION OF THE MAKING OF A DETERMINATION**

The following Determination was made on 18 December 1997 by the Minister for Communications, the Information Economy and the Arts under subsections 20(1), 21(1) and 23(1) of the *Telstra Corporation Act 1991*:

**Telstra Carrier Charges - Price Control Arrangements, Notification and Disallowance Determination 1997**

Copies may be obtained from the Director, Pricing Policy, Telecommunications Industry Division, Department of Communications and the Arts, GPO Box 2154 Canberra Act 2601 or by telephoning 02 6271 1520.





COMMONWEALTH OF AUSTRALIA

*Foreign Acquisitions and Takeovers Act 1975*

ORDER UNDER SUBSECTION 21A(4)

**WHEREAS --**

- (A) Prescope Australia Pty Ltd is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Prescope Australia Pty Ltd has acquired an interest in the Australian urban land described in the Schedule ('the Land');

NOW THEREFORE I, Rod Kemp, Assistant Treasurer, for and on behalf of the Treasurer, pursuant to subsection 21A(4) of the Act, being satisfied that the acquisition by Prescope Australia Pty Ltd of the interest in the Land is contrary to the national interest, direct Prescope Australia Pty Ltd to dispose of the interest in the Land by midnight (Canberra time) 30 March 1998 to any person or persons approved in writing by the Treasurer.

This order comes into operation on the day that is 30 days after it is published in the Gazette.

Dated this

23<sup>rd</sup>

day of

December 1997

Assistant Treasurer

SCHEDULE

Land in the Parish of Cleveland, County of Stanley and State of Queensland being Lot 595, S.L. 813285 having a title reference of 18197141 in the Register.



**COMMONWEALTH OF AUSTRALIA**

***Foreign Acquisitions and Takeovers Act 1975***

**ORDER UNDER SUBSECTION 21A(4)**

**WHEREAS --**

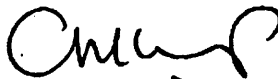
- (A) Aiko Fukumuro is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Aiko Fukumuro has acquired an interest in the Australian urban land described in the Schedule ('the Land');

NOW THEREFORE I, Rod Kemp, Assistant Treasurer, for and on behalf of the Treasurer, pursuant to subsection 21A(4) of the Act, being satisfied that the acquisition by Aiko Fukumuro of the interest in the Land is contrary to the national interest, direct Aiko Fukumuro to dispose of the interest in the Land by midnight (Canberra time) 30 March 1998 to any person or persons approved in writing by the Treasurer.

This order comes into operation on the day that is 30 days after it is published in the Gazette.

Dated this

23<sup>rd</sup> day of December 1997



Assistant Treasurer

**SCHEDULE**

Land in the Parish of Nerang, County of Ward and State of Queensland being Lot 47, R.P. 148512 and contained in Certificate of Title Volume 5470 Folio 36.

**COMMONWEALTH OF AUSTRALIA**

***Foreign Acquisitions and Takeovers Act 1975***

**ORDER UNDER SUBSECTION 22(1)**

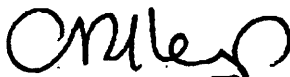
**WHEREAS -**

- (A) Anthony Clive Williams is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Anthony Clive Williams proposes to acquire an interest in the Australian urban land described in the notice furnished on 28 November 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

23<sup>rd</sup> day of December 1997.



Assistant Treasurer



**Notification under the Administrative Procedures of the *Environment Protection  
(Impact of Proposals) Act 1974***

**PUBLIC ENVIRONMENT REPORT FOR THE PROPOSED KISTLER AEROSPACE  
ROCKET LAUNCH FACILITY NEAR WOOMERA SOUTH AUSTRALIA**

Kistler Aerospace has prepared documentation for the environmental impact assessment of a proposed rocket launch facility (for low earth orbit communication satellites) near Woomera, South Australia.

Kistler propose to use a re-useable aerospace vehicle designed to deliver satellites into low to medium earth orbit. The vehicle consists of a Launch Assist Platform and an Orbital Vehicle which will separate after the Launch Assist Platform has completed its ascent; both are fully reusable, carry their own suite of avionics, operate independently of ground control and are programmed to return to their point of departure using a system of parachutes and air bags.

The proposal is being jointly assessed by Environment Australia and the South Australian Department for Transport, Urban Planning and the Arts through an Environmental Evaluation Report (EER) and a Commonwealth Public Environment Report (PER) under the *Commonwealth Environment Protection (Impact of Proposals) Act 1974*.

The joint document addresses issues identified in Guidelines issued in July 1997.

Copies of the EER/PER document will be available for inspection and purchase from Monday 5 January for a period of 28 days at the following locations:

Planning SA  
5th Floor Public Counter\*  
136 North Terrace  
ADELAIDE SA 5000

Environment Protection Group  
Environment Australia  
2nd Floor Arts House  
40 Macquarie Street  
BARTON ACT 2600

Library  
1st Floor  
136 North Terrace  
ADELAIDE SA 5000

Defence Support Centre  
Inquiry Counter  
WOOMERA SA 5720

The Conservation Centre  
120 Wakefield Street  
ADELAIDE SA 5000

Copies of the EER/PER may be purchased at a cost of \$25.00 per copy from those addresses indicated thus: \*.

Interested persons and organisations wishing to comment on the PER/EER are invited to make written submissions by 2 February 1998. They should be clearly marked *EER/PER Submissions* and addressed to:

Manager  
Environmental Impact Assessment Branch  
Department for Transport, Urban Planning and the Arts  
136 North Terrace  
ADELAIDE SA 5000

Submissions will be treated as public documents unless confidentiality is requested. Copies of all submissions will be forwarded to Kistler Aerospace and Environment Australia, and taken into account in assessing the environmental, social and economic acceptability of the proposal. Submissions should preferably be on A4 sized paper and in black ink to facilitate copying.





**IN THE SUPREME COURT OF WESTERN  
AUSTRALIA**

Cor 301 of 1997

**ADVERTISEMENT OF ORDERS FOR  
CONFIRMATION OF REDUCTION OF CAPITAL  
SOUTH SEA PEARLS LTD the Applicant  
(ACN 008 889 281)**

NOTICE is hereby given that upon the Application of South Sea Pearls Ltd by Application made 11 November 1997 and UPON HEARING Mr S A N Salter of Counsel for the Applicant and UPON READING the Application and the order for directors dated 18 November 1997 IT WAS ORDERED THAT:

1. The reduction of the capital of the Applicant from \$2,831,250 to \$1,415,625 and cancellation of the share premium reserve of \$6,535,997.50 resolved on and effected by the special resolution passed at a general meeting of the Company held on 24 September 1997, and set out in the Schedule hereto be, and is hereby confirmed.
2. The amount of the issued and paid up capital of the Applicant as altered by this Order is \$1,415,625 divided into 7,078,125 ordinary shares.
3. The par value of each share is 20 cents.
4. At the date of this Order the amount that is deemed to be paid up on each share is 20 cents.

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5. An office copy of this Order be lodged by the Applicant with the Australian Securities Commission within seven (7) days of the date of this Order.
6. Notice of this Order be published in the Commonwealth of Australia Gazette and in "The West Australian" newspaper within fourteen (14) days of this Order.

Dated this 24th day of November 1997.

**Salter Power Shervington**

Solicitors

52 Ord Street, West Perth WA 6005





**FORM 14 (Rule 57)**

**NOTICE OF WINDING UP**

**APPLICATION**

**PROMOTIONS & AMUSEMENT MANAGEMENT PTY LTD**

**ACN 069 867 349**

**Supreme Court: Brisbane**

**Application No.: 10391 of 1997**

An application for the winding up of **PROMOTIONS & AMUSEMENT MANAGEMENT PTY LTD (ACN 069 867 349)** was made by **SOUTH BANK CORPORATION** of 234 Grey Street, South Brisbane, 4101 on January 1998, and will be heard by the Supreme Court of Queensland at 10.00 am on 15 January 1998. Copies of documents filed may be obtained from the applicant's solicitors.

Any person intending to appear at the hearing must serve a notice in the prescribed form to reach the address below no later than 4 pm on 12 January 1998.

The address for service of the applicant **SOUTH BANK CORPORATION** is care of its solicitors, Mallesons Stephen Jaques Solicitors, Waterfront Place, 1 Eagle Street, Brisbane, Queensland, 4000. (Ref: HSM/KMC)

Telephone: (07) 3244 8000

Facsimile: (07) 3244 8999



