



**Commonwealth  
of Australia**

# Gazette

No. GN 42, Wednesday, 21 October 1998

Published by AusInfo, Canberra

**GOVERNMENT NOTICES**

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The date of publication of this Gazette is 21 October 1998



## **JET PROGRAMME**

The Government of Japan is inviting applications from young Australian university graduates (in principle under 35), who would like the opportunity to spend at least one year in Japan.

There are two types of placement:

**ALT** (Assistant Language Teacher) - those engaged in English instruction, mainly in public schools or local boards of education and

**CIR** (Coordinator for International Relations) - those engaged in international activities in local government offices.

*(Japanese proficiency required for CIR position only)*

**Conditions:** Contracts will be for one year, commencing around the end of July 1999. Remuneration and travel expenses will be paid by the host institution.

**Applications close: 4 December, 1998**

Application forms available from:

**Japan Exchange and Teaching Programme**

**The Embassy of Japan**

**112 Empire Circuit**

**YARRALUMLA ACT 2600**

**Tel. (02) 6273 2679**

**Fax. (02) 6273 1848**

or Consulates-General of Japan

Sydney: (02) 9231 3455 Melbourne: (03) 9639 3277

Perth: (08) 9321 7816 Brisbane: (07) 3221 5188

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Gazette copy will be accepted by the Gazette Office until 10.00 a.m. on Friday, the week prior to publication.

**INQUIRIES:**

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## Commercial advertising

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## General Information

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Gazettal Forms .....	(02) 6295 4613
Subscriptions (Fax) .....	(02) 6295 4888
Subscriptions .....	132 447

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

**NOTICES FOR PUBLICATION** and related correspondence should be addressed to:

Gazette Officer, AusInfo, GPO Box 4007, Canberra ACT 2601. Telephone (02) 6263 4617

or lodged at AusInfo, 2nd Floor, C Block, Treasury Building, Parkes. Notices are accepted for publication in the next available issue, unless otherwise specified.

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

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

**CLOSING TIMES.** Notices for publication should be lodged at AusInfo, Government Printing Office Building, unless otherwise specified, by the following times (except at holiday periods for which special advice of earlier closing times will be given).

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

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

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

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

Late copy may be accepted on payment of a surcharge. For further information contact the Gazette Office on (02) 6295 4608.

**SUBSCRIPTIONS** are payable in advance and are accepted for a maximum period of one year. All subscriptions are on a firm basis and refunds for cancellations will not be given. Rates include surface postage in Australia and overseas. Other carriage rates are available on application.

Subscriptions fax number (02) 6295 4888.

**AVAILABILITY.** The *Gazette* may be purchased by mail from:

Mail Order Sales, AusInfo, GPO Box 84, Canberra ACT 2601

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

Melbourne: 190 Queen Street, tel. (03) 9670 4224, fax (03) 9670 4115

Parramatta: Shop 24, Horwood Place (off Macquarie Street), tel. (02) 9893 8466, fax (02) 9893 8213

Perth: 469 Wellington Street, tel. (08) 9322 4737, fax (08) 9481 4412

Sydney: 32 York Street, tel. (02) 9299 6737, fax (02) 9262 1219

Townsville: 271 Flinders Mall, tel. (077) 21 5212, fax (077) 21 5217

### Agent:

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

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

**ALL REMITTANCES** should be made payable to;  
Collector of Public Moneys, AusInfo.

#### **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, AusInfo, GPO Box 84, Canberra ACT 2601.

Gazette number	Date of Publication	Subject
P1	16.1.98	<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1.11.97 to 30.11.97 and not previously gazetted Particulars of some permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1.12.97 to 31.12.97
P2	16.1.98	Instruments made under Part VII of the <i>National Health Act 1953</i>
P3	27.1.98	Road Vehicle (National Standards) Determination No. 2 of 1997
P4	20.2.98	<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1.12.97 to 30.12.97 and not previously gazetted Particulars of some permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1.11.97 to 31.11.97
P5	27.2.98	Notice by the Australian Securities Commission of intention to deregister defunct companies.
P6	13.3.98	Amendment No. 38 to the Food Standards Code.
P7	3.4.98	<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of Permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1.1.98 to 28.2.98 and 1.11.97 to 31.12.97
P8	24.4.98	Instruments made under Part VII of the <i>National Health Act 1953</i>
P9	29.4.98	Notice by the Australian Securities Commission of intention to deregister defunct companies.
P10	29.5.98	Great Barrier Reef Marine Park Authority Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1.5.98 to 30.5.98 not previously gazetted and for the period 1.3.98 to 31.3.98 not previously gazetted
P11	9.6.98	Notice by the Australian Securities Commission of intention to deregister defunct companies.
P12	3.7.98	Notice of intention to deregister defunct companies
P13	23.7.98	Amendment No. 39 to the Food Standards Code.
P14	24.7.98	Australian Public Service. Conditions of entry and advancement 1998.
P15	24.7.98	Tariff Cheese Quota.
P16	24.7.98	<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1 May 1998 to 31 May 1998 and not previously gazetted; and for period 1 April to 30 April 1998; and for period 1 June to 30 June 1998.
P17	24.7.98	Instruments made under Part VII of the <i>National Health Act 1953</i>
P18	3.8.98	Road Vehicle (National Standards) Determination No. 1 of 1998
P19	11.8.98	Australian Securities & Investments Commission Money or Property Unclaimed by Dissenting Shareholders
P20	13.8.98	Amendment No. 40 to the Food Standards Code.
P21	14.9.98	Royal Charter of the Australasian Institute of Mining and Metallurgy Amendments to Royal Charter Bye-laws

Gazette number	Date of Publication	Subject
P22	11.9.98	ASIC Deregistration Notice by the Australian Securities Commission of intention to deregister defunct companies.
P23	17.9.98	<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1 July 1998 to 31 July 1998 and not previously gazetted

N.N.—9610439

# Government Departments

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## Communications and the Arts

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### AUSTRALIAN BROADCASTING AUTHORITY

NOTICE UNDER SECTION 35 OF THE *BROADCASTING SERVICES ACT 1992*

VARIATION OF LICENCE AREA PLAN

VARIATION OF FREQUENCY ALLOTMENT PLAN

Pursuant to section 26(2) of the *Broadcasting Services Act 1992*, on 8 October 1998, the Australian Broadcasting Authority varied the licence area plan for the Cairns region of 18 October 1997 that determines the number and characteristics, including technical specifications, of radio broadcasting services that are to be available in the Cairns region with the use of the broadcasting services bands.

Pursuant to section 25(2) of the *Broadcasting Services Act 1992*, on 8 October 1998, concurrently with the variation of the licence area plan for the Cairns, the Australian Broadcasting Authority varied the frequency allotment plan for the AM radio band in so far as it relates to the Cairns region.

Copies of the variation to the licence area plan and variation to the frequency allotment plan are available free from:

The Planning Officer for R2 Planning Zone  
(Cairns, Innisfail and Atherton)  
Australian Broadcasting Authority  
PO Box 34  
BELCONNEN ACT 2616

or by telephoning Freecall 1800 810 241.



**AUSTRALIAN BROADCASTING AUTHORITY**

**NOTICE UNDER SECTION 35 OF THE *BROADCASTING SERVICES ACT 1992***

**VARIATION OF LICENCE AREA PLAN**

Pursuant to section 26(2) of the *Broadcasting Services Act 1992*, on 8 October 1998, the Australian Broadcasting Authority varied the licence area plan for the Innisfail region of 12 November 1997 that determines the number and characteristics, including technical specifications, of radio broadcasting services that are to be available in the Innisfail region with the use of the broadcasting services bands.

Copies of the variation to the licence area plan are available free from:

The Planning Officer for R2 Planning Zone  
(Cairns, Innisfail and Atherton)  
Australian Broadcasting Authority  
PO Box 34  
BELCONNEN ACT 2616

or by telephoning Freecall 1800 810 241.

**9610620**



**Australian  
Broadcasting  
Authority**

Level 15 Darling Park  
201 Sussex St  
Sydney  
PO Box Q500  
Queen Victoria Building  
NSW 1230  
Phone (02) 9334 7700  
Fax (02) 9334 7799  
E-mail [info@aba.gov.au](mailto:info@aba.gov.au)  
DX 13012 Market St Sydney

**OPINION ON CATEGORY OF BROADCASTING SERVICE**

We have considered the information provided by Classic Hits FM Pty Ltd (Mr Robert Niven) in an application made under section 21 of the *Broadcasting Services Act 1992* (the Act). The application was for an opinion to be formed by the Australian Broadcasting Authority (ABA) in relation to the category of broadcasting service of a radio service known as the *Classic Hits FM*.

This opinion is based on information provided by the applicant in its application received by the ABA on 9 July 1998, further information received from the applicant subsequently and other information about the service known to the ABA in the context of a complaint investigation into the service.

It is our opinion that the proposed service falls within the **commercial broadcasting category**.

This opinion is given having regard to the criteria set down in sections 14, 18 and 22 of the Act.

Matters considered by the ABA in reaching this opinion include:

- that reception of the service will **not be limited** in any of the following ways:
  - by being targeted to special interest groups [s.18(a)(i)]; or
  - by being intended only for limited locations for example, arenas or business premises [s.18(a)(ii)]; or
  - by being provided during limited period or to cover a special event [s.18(a)(iii)]; or
  - because it provides programs of limited appeal [s.18(a)(iv)]; or
  - for some other reason [s.18(a)(v)].

We consider that the service is one of that type of broadcasting services:

- that provide programs that, when considered in the context of the service provided, appear to be intended to appeal to the general public [s.14(a)]; and
- that provide programs that (i) are able to be received by commonly available equipment; and (ii) are made available free to the general public [s.14(b)]; and

- that are usually funded by advertising revenue [s.14(c)]; and
- that are operated for profit or as part of a profit-making enterprise [s.14(d)].

A broadcasting service may meet each of the criteria at s.14 and still be an open narrowcasting service. However, if a service fulfils the criterion at s.14(a), it will fall into the commercial broadcasting category unless it meets at least one of the relevant narrowcasting criteria that relate to matters other than the appeal of the programs, i.e. ss.18(a)(i) or (ii) or (iii) or (v).

Notwithstanding the nature and focus of the information component of the Classic Hits FM service, the program format is predominantly music of wide ranging popular appeal, such as is commonly programmed by mainstream commercial broadcasting services. The music as presented on the service is not used merely as a bridge between other program components, but comprises the major portion of programming of the service and is an integral component of the format.

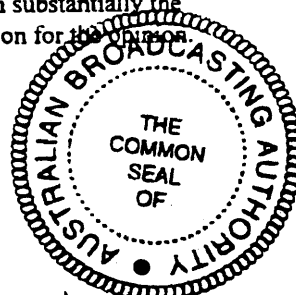
The nature of some of the goods and services advertised on the service lend weight to our conclusion that the service is intended to appeal to a local resident audience.

If a service does not provide programs of limited appeal, the programs can be regarded as appearing to be intended to appeal to the general public.

The reception of the Classic Hits FM service is not otherwise limited by compliance with at least one of the other narrowcasting criteria. As the service also meets all the criteria at section 14, it is therefore a commercial broadcasting service.

Under subsection 21(5)(a) of the Act, this opinion is binding for five years while the circumstances relating to the broadcasting service remain substantially the same as those advised to the ABA in relation to the application for the opinion.

The Common Seal of  
the Australian Broadcasting Authority  
was affixed to this document in the presence of:



*David Flint*  
Signature of Member

*Marrie Davidson*  
Signature of Member/General Manager

PROFESSOR DAVID FLINT  
Name (Please Print)

MARRIE DAVIDSON  
Name (Please Print)

Dated this 8<sup>th</sup> day of OCTOBER 1998.

File: 1998/0496

9610621

**Employment, Education, Training and Youth Affairs****DEPARTMENT OF EMPLOYMENT, EDUCATION,  
TRAINING AND YOUTH AFFAIRS****NOTIFICATION OF THE MAKING OF 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 (02) 6240 9647.

Number/ Year	Section	Description	Date Made
T20-98	15	To adjust operating funding to Northern Territory University for the restructuring and collaborative arrangements.	15/10/98

9610622

## Environment

### COMMONWEALTH OF AUSTRALIA

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

#### Section 11

#### DECLARATION OF AN APPROVED INSTITUTIONS

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 twelfth day of October 1998



DESIGNATED AUTHORITY

#### SCHEDULE

Column 1 Item	Column 2 Name and Country of Institution	Column 3 Approved class or species
1.	Healesville Sanctuary Badger Creek Road Healesville VIC 3777	<i>Gymnobelideus leadbeateri</i> (Leadbeater's possum)
2.	Aquasearch 6-10 Elena Street NELLY BAY MAGNETIC ISLAND QLD 4819	<i>Tridacna maxima</i> (clam) <i>T. crocea</i> (clam) <i>T. gigas</i> (clam) <i>Hippopus hippopus</i> (clam)

9610623

## Finance and Administration

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### 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 3 September 1998 an application from the Registered Officer of the National Party of Australia (Queensland) to change his address in the *Register of Political Parties* to:

**37 Merivale Street  
SOUTH BRISBANE QLD 4101**

on 15 October 1998 an application from the Progressive Labour Party to change the details of its Registered Officer in the *Register of Political Parties* to:

**Klaas Woldring  
10 Merrilee Crescent  
FRENCHS FOREST NSW 2086**

W J Gray  
Electoral Commissioner

9610624

## Industry, Science and Tourism

Customs Act 1901

### Notice under Section 15

APPOINTMENT NOTICE No. W96/018

I, Andrew Houston pursuant to a delegation under Section 14 of the Customs Administration Act 1985 and by a power to appoint under Section 15 of the Customs Act 1901 and to revoke such appointments under Section 15 of the Customs Act 1901 under Section 33(3) of the Acts Interpretation Act 1901 hereby:

- \
- (a) declare that the wharf area known as BHP Wharf Number 2 at Cockburn Sound Fremantle, Western Australia proclaimed in Customs Proclamation Notice No. 1228 which appeared in Commonwealth of Australia Gazette No 29 of 16 April 1970, cease to be deemed a wharf appointed under Section 15 of the Customs Act 1901; and
  - (b) appoint as a wharf the area known as BHP Wharf Number 2 at Cockburn Sound Fremantle, Western Australia, being the area bounded in the north by latitude 32 degrees 12 minutes 41 seconds South and longitude 115 degrees 45 minutes 33 seconds East, in the west by latitude 32 degrees 12 minutes 44 seconds South and longitude 115 degrees 45 minutes 31 seconds East, in the south by latitude 32 degrees 12 minutes 53 seconds South and longitude 115 degrees 45 minutes 50 seconds East, and in the east by latitude 32 degrees 12 minutes 50 seconds South and longitude 115 degrees 45 minutes 52 seconds East.

Dated this 9<sup>th</sup> day of October 1998



ANDREW HOUSTON  
Regional Manager Border Management  
Australian Customs Service  
Western Australia

9610625

Customs Act 1901

**Notice under Section 15**

APPOINTMENT NOTICE No. W96/017

I, Andrew Houston pursuant to a delegation under Section 14 of the Customs Administration Act 1985 and by a power to appoint under Section 15 of the Customs Act 1901 and to revoke such appointments under Section 15 of the Customs Act 1901 under Section 33(3) of the Acts Interpretation Act 1901 hereby:

- (a) appoint as a wharf all the area known as "Useless Loop Wharf" at the Port of Carnarvon in the State of Western Australia, including the area known as "Slope Island" and the area within hatched borders, as shown on Statutory Services Diagram No.93807 registered with the Department of Land Administration; and
- (b) fix as the limits of those wharves, the bounds thereof as shown in the said plan;

Dated this 6<sup>th</sup> day of October 1998



ANDREW HOUSTON  
Regional Manager Border Management  
Australian Customs Service  
Western Australia

9610626



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	07/10/98	08/10/98	09/10/98	10/10/98	11/10/98	12/10/98	13/10/98
Austria	Schillings	6.8322	7.0051	7.1324	7.1324	7.1324	7.1752	7.2379
Belgium/Lux	Francs	20.0200	20.5900	20.4900	20.4900	20.4900	20.9600	21.2300
Brazil	Reals	.7031	.7304	.7331	.7331	.7331	.7383	.7401
Canada	Dollars	.9198	.9406	.9550	.9550	.9550	.9597	.9621
China	Yuan	4.9220	5.1149	5.1256	5.1256	5.1256	5.1520	5.1643
Denmark	Kroner	3.6904	3.7863	3.8532	3.8532	3.8532	3.8729	3.9109
EC	ECU	.4925	.5063	.5081	.5081	.5081	.5130	.5198
Fiji	Dollar	1.2172	1.2649	1.2339	1.2339	1.2339	1.2403	1.2284
Finland	Markka	2.9540	3.0313	3.0848	3.0848	3.0848	3.0994	3.1319
France	Francs	3.2547	3.3408	3.4007	3.4007	3.4007	3.4153	3.4501
Germany	Deutschmark	.9706	.9956	1.0138	1.0138	1.0138	1.0185	1.0290
Greece	Drachmae	168.3600	172.7300	176.1900	176.1900	176.1900	176.7900	177.2400
Hong Kong	Dollars	4.6067	4.7867	4.7967	4.7967	4.7967	4.8214	4.8329
India	Rupees	25.2120	26.1531	26.2236	26.2236	26.2236	26.3714	26.4154
Indonesia	Rupiah	5816.0000	5657.0000	5613.0000	5613.0000	5613.0000	5686.0000	5645.0000
Ireland	Pounds	.3887	.3987	.4045	.4045	.4045	.4085	.4120
Israel	Shekel	2.4050	2.5309	2.6076	2.6076	2.6076	2.6035	2.6158
Italy	Lire	959.3800	984.2500	1002.8400	1002.8400	1002.8400	1007.8400	1019.3700
Japan	Yen	77.3900	75.3500	72.7100	72.7100	72.7100	72.3000	73.7800
Korea	Won	823.3900	844.9800	832.5100	832.5100	832.5100	821.3600	832.2800
Malaysia	Ringgit	2.2592	2.3477	2.3527	2.3527	2.3527	2.3648	2.3705
Netherlands	Guilder	1.0945	1.1226	1.1435	1.1435	1.1435	1.1486	1.1604
New Zealand	Dollar	1.1899	1.1963	1.1789	1.1789	1.1789	1.1702	1.1526
Norway	Kroner	4.4303	4.5372	4.6162	4.6162	4.6162	4.6639	4.6796
Pakistan	Rupee	32.1900	33.4500	33.5400	33.5400	33.5400	33.7000	33.7900
Papua NG	Kina	1.3357	1.3732	1.3781	1.3781	1.3781	1.3832	1.3865
Philippines	Peso	25.9600	26.8500	26.7400	26.7400	26.7400	26.8100	26.8500
Portugal	Escudo	99.2600	101.6900	103.6000	103.6000	103.6000	104.1700	105.3900
Singapore	Dollar	.9944	1.0143	1.0165	1.0165	1.0165	1.0185	1.0196
Solomon Is.	Dollar	2.9176	3.0319	3.0383	3.0383	3.0383	3.0540	3.0111
South Africa	Rand	3.5532	3.5586	3.5867	3.5867	3.5867	3.5897	3.6077
Spain	Peseta	82.4800	84.6500	84.8600	84.8600	84.8600	86.6100	87.4700
Sri Lanka	Rupee	38.9200	40.4400	40.5400	40.5400	40.5400	40.7900	40.9600
Sweden	Krona	4.7585	4.8043	4.9390	4.9390	4.9390	4.9333	4.9523
Switzerland	Franc	.7977	.8056	.8159	.8159	.8159	.8235	.8350
Taiwan	Dollar	19.8300	20.4200	20.3000	20.3000	20.3000	20.4500	20.5600
Thailand	Baht	23.0800	23.8500	23.8000	23.8000	23.8000	23.8100	23.8300
UK	Pounds	.3535	.3634	.3612	.3612	.3612	.3662	.3686
USA	Dollar	.5946	.6179	.6192	.6192	.6192	.6224	.6239

MICHAEL POLITI  
Delegate of the  
Chief Executive Officer of Customs  
CANBERRA A.C.T.  
14/10/98

9610627

**EXPORT FINANCE AND INSURANCE CORPORATION ACT 1991  
NOTIFICATION UNDER SECTION 30(1)**

Export Finance and Insurance Corporation (EFIC) gives notice under Section 30(1) of the Export Finance and Insurance Corporation Act 1991 that it has entered into national interest transactions as below in accordance with a direction or an approval given under Part 5 of that Act.

**GAZETTALS - 1 July 1998 to 30 September 1998**

**EXPORT WORKING CAPITAL GUARANTEES**

Number	Currency	Total Liability	Gov't %	Issue Date	Expiry Date
824	AUD	900,000	100.00%	8/9/98	31/3/99
825	AUD	190,000	100.00%	11/9/98	31/12/98

**LOANS**

Number	Currency	Total Liability	Gov't %	Issue Date	Term
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NIL

**BONDS**

Number	Currency	Total Liability	Gov't %	Issue Date	Expiry Date
826	AUD	263,465	63.33%	1/7/98	31/3/00
827	AUD	567,767	63.33%	6/7/98	31/12/98
828	HKD	3,951,236	42.00%	17/7/98	31/7/00
829	AED <sup>1</sup>	4,670,147	63.33%	21/8/98	31/1/00
830	AED <sup>1</sup>	9,340,293	63.33%	21/8/98	31/3/01
831	AUD	3,037,798	63.33%	21/8/98	31/1/00
832	AUD	6,075,596	63.33%	21/8/98	31/3/01

<sup>1</sup> United Arab Emirates Dirham

**INSURANCE**

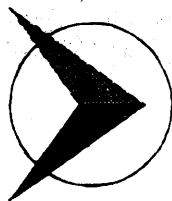
Number	Currency	Total Liability	Gov't %	Issue Date	Expiry Date
833	AUD	18,404,240	80.00%	12/8/98	18/2/99
834	AUD	17,881,328	80.00%	12/8/98	18/8/99

9610628

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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 21 October 1998.

**AD/B747/188 Amdt 1 - Centre Wing Fuel Tank - Override/Jettison Inlet Check  
Valves Inspection and Replacement**

**AD/HU 269/107 - Main Rotor Blade Abrasion Strip**

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

Oliver Ernst  
Publishing Controller  
Airworthiness Information  
Civil Aviation Safety Authority  
GPO Box 2005  
CANBERRA ACT 2601

**Phone:** 02 6217 1854  
**Fax:** 02 6217 1991  
**E-Mail:** ERNST\_O@CASA.GOV.AU  
**Internet Site:** [HTTP://WWW.CASA.GOV.AU](http://www.casa.gov.au)

9610629

**Treasurer**

**COMMONWEALTH OF AUSTRALIA**

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

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

**WHEREAS -**

- (A) Jean Gloria French is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Jean Gloria French proposes to acquire an interest in the Australian urban land as specified in the notice furnished on 9 June 1998 under section 26A of the Act;

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

- (i) Jean Gloria French 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

October

1998.



**Assistant Treasurer**

**COMMONWEALTH OF AUSTRALIA**

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

**ORDER UNDER SUBSECTION 22(1)**

**WHEREAS -**

- (A) Semyonova Pty Ltd is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Semyonova Pty Ltd proposes to acquire an interest in the Australian urban land described in the notice furnished on 11 September 1998 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.

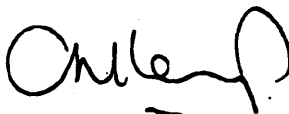
Dated this

12

day of

October

1998.



Assistant Treasurer

**COMMONWEALTH OF AUSTRALIA**

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

**ORDER UNDER SUBSECTION 22(1)**

**WHEREAS -**

- (A) Sylviane Englund is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Sylviane Englund proposes to acquire an interest in the Australian urban land being Lot 3 in Deposited Plan 803876 known as "Cedar Springs" via Bangalow in the State of New South Wales as described in the notice furnished on 10 September 1998 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

October

1998.



Assistant Treasurer

**COMMONWEALTH OF AUSTRALIA**

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

**ORDER UNDER SUBSECTION 22(1)**

**WHEREAS -**

- (A) Sylviane Englund is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Sylviane Englund proposes to acquire an interest in the Australian urban land being Lot 2 in Deposited Plan 216125 known as "La Joie De Vivre", 68 Minkarra Road, Bayview in the State of New South Wales as described in the notice furnished on 10 September 1998 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.

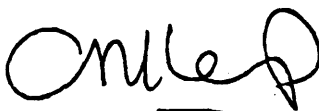
Dated this

12

day of

October

1998.



**Assistant Treasurer**



**COMMONWEALTH OF AUSTRALIA**

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

**ORDER UNDER SUBSECTION 22(1)**

**WHEREAS -**

- (A) Bencroy Holding Pty Limited is a prescribed corporation for the purposes of section 19 of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act') carrying on an Australian business;
- (B) Sylviane Enghund is a foreign person for the purposes of that section of the Act;
- (C) Sylviane Enghund proposes to acquire the assets of the Australian business carried on by Bencroy Holding Pty Limited as specified in the notice furnished on 10 September 1998 under section 25 of the Act;

NOW THEREFORE I, Rod Kamp, 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 19(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 October. 1998.

  
Assistant Treasurer

**COMMONWEALTH OF AUSTRALIA**

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

**ORDER UNDER SUBSECTION 22(1)**

**WHEREAS -**

- (A) Agob Melki Dellalian is a person who is, by operation of section 4(2) of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act'), carrying on an Australian business for the purposes of section 19 of the Act;
- (B) Sylviane Englund is a foreign person for the purposes of section 19 of the Act;
- (C) Sylviane Englund proposes to acquire the assets of the Australian business carried on by Agob Melki Dellalian as specified in the notice furnished on 10 September under section 25 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 19(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.

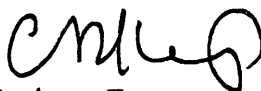
Dated this

12

day of

October

1998.

  
Assistant Treasurer

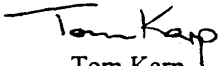
9610630

ATTACHMENT 'A'

**INSURANCE ACT 1973**  
**NOTICE OF REVOCATION OF AUTHORITY**

Pursuant to sub-section 36(6) of the Insurance Act 1973, notice is given that I, Thomas Karp, Executive General Manager of APRA, have revoked the authority to carry on insurance business granted to MLC Insurance Limited, ACN 000 248 073.

DATED this .....12<sup>TH</sup>..... day of October 1998.



Tom Karp  
Executive General Manager

9610631

## Veterans' Affairs



### NOTICE OF INVESTIGATION

#### Section 196G of the *Veterans' Entitlements Act 1986*

The Repatriation Medical Authority gives notice under section 196G of the *Veterans' Entitlements Act 1986* (the Act) that it intends to carry out an investigation in respect of **malignant neoplasm of the prostate, particularly in relation to the following: analgesic consumption; arsenic injections; and exposure to herbicides, pesticides and solvents**, following a request for review under section 196E(1)(f) of the Act:

This investigation will be carried out in the context of Statements of Principles concerning malignant neoplasm of the prostate (Instrument Nos 95 and 96 of 1995, as amended by Instrument Nos.191 and 192 of 1996).

The Authority invites the following persons and organisations to make written submissions to the Authority in respect of the investigation:

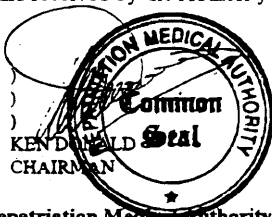
- any person eligible to make a claim for pension under Part II or Part IV of the *Veterans' Entitlements Act 1986*;
- any organisation representing veterans, Australian mariners, members of the Forces, members of the Peacekeeping Forces or their dependants;
- the Repatriation Commission; and
- any person having expertise in a field relevant to the investigation.

The Repatriation Medical Authority will hold its first meeting for the purposes of this investigation on **5 February 1999**.

Under the *Veterans' Entitlements Act 1986*, the RMA is required to find out whether there is a new body of sound medical-scientific evidence about malignant neoplasm of the prostate in relation to the following: analgesic consumption; arsenic injections; and exposure to herbicides, pesticides and solvents. Persons and organisations wishing to make a submission should obtain from the RMA Secretariat (at the address and phone number below) a copy of the *RMA Submission Guidelines*.

All submissions must be in writing and received by the Authority at the address below no later than **18 December 1998**.

The Common Seal of the  
Repatriation Medical Authority  
was affixed in the presence of



The Repatriation Medical Authority  
GPO Box 1014  
BRISBANE, QLD 4001  
Telephone: (07) 3831 7155

7/10/98



### *Veterans' Entitlements Act 1986*

#### NOTIFICATION OF INSTRUMENTS UNDER SECTION 196B

Notice is hereby given that the undermentioned instruments have been made on 13 October 1998 under section 196B of the *Veterans' Entitlements Act 1986*. Copies of these instruments can be obtained from:

- the Repatriation Medical Authority, GPO Box 1014, Brisbane Qld 4001; or
- the Repatriation Medical Authority, 127 Creek Street, Brisbane Qld 4000; or
- the Department of Veterans' Affairs, PO Box 21, Woden ACT 2606; or
- the Department of Veterans' Affairs, 13 Keltie Street, Phillip, ACT 2606.

Number of Instrument	Description of Instrument
66 of 1998	Determination of Statement of Principles under subsection 196B(2) concerning aortic aneurysm and death from aortic aneurysm
67 of 1998	Determination of Statement of Principles under subsection 196B(3) concerning aortic aneurysm and death from aortic aneurysm
68 of 1998	Revocation of Statement of Principles (Instrument No.89 of 1995) concerning aortic atherosclerotic disease, and Determination of Statement of Principles under subsection 196B(2) concerning non-aneurysmal aortic atherosclerotic disease and death from non-aneurysmal aortic atherosclerotic disease
69 of 1998	Revocation of Statements of Principles (Instrument No.90 of 1995) concerning aortic atherosclerotic disease, and Determination of Statement of Principles under subsection 196B(3) concerning non-aneurysmal aortic atherosclerotic disease and death from non-aneurysmal aortic atherosclerotic disease
70 of 1998	Revocation of Statements of Principles (Instrument No.3 of 1995) concerning varicose veins, and Determination of Statement of Principles under subsection 196B(2) concerning varicose veins of the lower limb and death from varicose veins of the lower limb
71 of 1998	Revocation of Statements of Principles (Instrument No.4 of 1995) concerning varicose veins, and Determination of Statement of Principles under subsection 196B(3) concerning varicose veins of the lower limb and death from varicose veins of the lower limb

***Veterans' Entitlements Act 1986*****NOTIFICATION OF INSTRUMENTS UNDER SECTION 196B**

Notice is hereby given that the undermentioned instruments have been made on 13 October 1998 under section 196B of the *Veterans' Entitlements Act 1986*. Copies of these instruments can be obtained from:

- the Repatriation Medical Authority, GPO Box 1014, Brisbane Qld 4001; or
- the Repatriation Medical Authority, 127 Creek Street, Brisbane Qld 4000; or
- the Department of Veterans' Affairs, PO Box 21, Woden ACT 2606; or
- the Department of Veterans' Affairs, 13 Keltie Street, Phillip, ACT 2606.

Number of Instrument	Description of Instrument
72 of 1998	Revocation of Statements of Principles (Instrument No.29 of 1994 and Instrument No.227 of 1995), and Determination of Statement of Principles under subsection 196B(2) concerning inguinal hernia and death from inguinal hernia
73 of 1998	Revocation of Statements of Principles (Instrument No.30 of 1994 and Instrument No.228 of 1995), and Determination of Statement of Principles under subsection 196B(3) concerning inguinal hernia and death from inguinal hernia
74 of 1998	Amendment of Statement of Principles, Instrument No.45 of 1997, under subsection 196B(2) concerning acute pancreatitis and death from acute pancreatitis
75 of 1998	Amendment of Statement of Principles, Instrument No.46 of 1997, under subsection 196B(3) concerning acute pancreatitis and death from acute pancreatitis

9610633

## Workplace Relations and Small Business

### AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

#### Workplace Relations Act 1996

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

IN

### TENPIN BOWLING INDUSTRY (INTERIM) AWARD 1980 (T0005CRA) C No 03424/98)

AND in the matter of the variation of the above awards

Notice is hereby given

- a) That the Commission has varied the term/s of the above-mentioned award referred to in the Schedule below:
- b) That the variation will be a common rule of the Australian Capital Territory in the industry as shown in the Schedule below.
- c) That any person or organisation interested and having an objection to the variation binding that person or organisation and wanting to be heard in relation to the above-mentioned variation is invited to lodge with the Commission a notice of that objection.

A copy of the award may be inspected at the Australian Industrial Registry at Level 2, CML Building, University Avenue, Canberra, A.C.T., free of charge.

### SCHEDULE OF TERMS TO BE VARIED

Award & Var No	Clause	Substance	Date of Effect
T0005	Con	Consolidation	21.07.98

Dated this 21<sup>st</sup> day of October 1998

Christine Hayward

Deputy Industrial Registrar

9610634

Workplace Relations Act 1996

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

NOTICE OF APPLICATION FOR CONSENT TO  
AN ALTERATION OF ELIGIBILITY RULES

(D No. 40002 of 1998)

NOTICE is given that an application has been made under the Workplace Relations Act 1996 for consent to an alteration of the eligibility rules of **The Australian Workers' Union**.

The alteration is sought from the following:

**RULE 5 - DESCRIPTION OF INDUSTRY**

The industries in or in connection with which the Union is formed are those of:

**PART A**

- (1) Without limiting any provisions of other sub-rules hereof the industries of the employment of every bona fide worker, male or female, engaged in manual or mental labour in or in connection with any of the following industries or callings, namely:

Pastoral, agricultural, farming, horticultural, including the growing, picking and packing of edible fungi, viticultural (which includes employees in wineries), dairying, poultry farming, fruit growing, sugar growing, cane cutting, milling and refining, the handling and loading and storage for export and home consumption of grain, seed and manufactured sugar, the growing, cutting, production, processing and treatment of tea, flax and tobacco, rabbit trapping, timber and sawmilling, afforestation and silviculture, the manufacture of masonite and/or caneite and all operations incidental thereto, meat preserving and meat trade generally, road making, water and sewerage, railway construction work, all persons (except persons eligible to be members of The Federated Engine Drivers' and Firemen's Association of Australasia in Queensland) other than tradesmen and welders engaged in or in connection with the construction of pipelines used in or in connection with the extraction and transmission of hydrocarbons, solids, slurries and similar substances, manufacture or preparation, applying, laying or fixing of bitumen emulsion, asphalt emulsion, bitumen or asphalt preparations, hot pre-mixed asphalt, cold paved asphalt and mastic asphalt, (other than tar paving or asphalt work within the external alignment of buildings not incidental to or part of civil engineering works), metalliferous mining, smelting, reducing and refining of ores, the production and harvesting of salt, gypsum procurement, dredging or sluicing work, mining for brown coal, including the extraction of the by-products; the search and/or drilling for hydrocarbons, the production, processing and transmission of hydrocarbons, the prospecting, surveying, exploration and drilling for minerals and metals (except as to members of organizations in the shipping industry); the manufacture of briquettes and the distillation of oils, timber getting for mining purposes, stone quarrying, land



surveying, fish cleaning, net making, fish trawling, fish purse seining or polling, fish farming, fishing activity, marine farming, aquiculture, pisciculture, mariculture, cultivation of live sea and freshwater products, breeding or spawning of fish and hatching of fish or marine products whether in or from the sea, rivers, dams, tanks, ponds, underwater cages, aquariums or other water source, holding, containing, penning or harvesting of live fish or marine products or marine vegetation, cleaning, purging, flushing, packing, freezing, processing, preserving, smoking, treatment or marketing of fish or marine products, cultivation, culling or treatment of oysters, oyster leases or oyster farms, treatment of whales and by-products, manufacture of copper bars, rods and wire, the manufacture of cables and the process of covering or insulating cables, the production or manufacture of aluminium for use as a raw material in the manufacture of articles, the construction, maintenance and conduct of the Commonwealth Railways and all kinds of general labour, the manufacture of soap and candles, of butterine and margarine, of preparation and packing of crisps and extrusions including from but not limited to, potatoes and cereals, and of nut foods, of drugs (other than the milling thereof), of chemicals and gases, of blue, of toys (other than sheet metal), the manufacture and milling of paper, the extraction and refining of vegetable oils, tea packing, the dehydration of vegetables and fruit, laundries, persons employed or competent to be employed as Hairdressers, Barbers, Wigmakers, Hairworkers, and their assistants (other than Examiners or Hairdressing and Apprenticeship Supervisors) and all employees in and in connection with Beauty Parlours, and receptionists employed in connection therewith, but excluding persons engaged in the sale of goods and in the manufacture of beauty preparations, fire brigades, including that of permanent, and firemen under Boards of Fire Commissioners, boring for water or oil or refining such oil or the extraction of the oil products, the production of charcoal, ginnerers, stackers, feeders, branders, oil refiners, moulders and labourers in the cotton industry, the destruction of prickly pear or of noxious weeds and vegetation or the treatment of products thereof and the eradication of pests and vermin; the treatment of prickly pear or of the products thereof, the manufacture of cement and cement articles and/or the operation of concrete batching plants, the manufacture of fibrolite articles, manufacture of fibre cement and/or asbestos cement products, the formation and maintenance of racecourse tracks, golf links, bowling greens and tennis courts and of all gardens, lawns and greens in connection therewith, ski instructors, employees engaged at chair lifts, T-bars and ski runs either snow or grass, persons employed in or about the Newcastle Iron and Steel Works or any works directly subsidiary thereto, or in any quarry or mine or other industrial establishment where the work done is wholly or mainly the supply of materials incidental to the manufacture of iron and steel at the Newcastle Iron and Steel Works other than those employees who are engaged as foremen or staff employees, persons employed in and about the works of the following companies at Port Kembla - namely: Metal Manufactures Limited, Electrolytic Refining and Smelting Company of Australia Limited, and Australian Fertilizers Limited, excepting, in the case of each company, staff employees, blacksmiths, boilermakers, bricklayers, carpenters, electricians (including electrical fitters and linesmen), engine drivers (including crane or winch drivers, firemen, motor drivers or attendants, dynamo attendants, greasers, trimmers and cleaners), engineers, (including drillers, fitters, machinists, pipe fitters and turners), moulders, painters, plumbers, storemen and packers within the jurisdiction of the Storemen and Packers' General (State) Conciliation Committee, rubber workers, motor-waggon drivers, riggers, strikers and assistants to the

following class of tradesmen - namely: boilermakers blacksmiths, engineers (including electrical engineers), moulders, coppersmiths, sheet-iron workers, plumbers, springmakers, electricians, motor mechanics and any other mechanics engaged in the iron, steel and metal industries; fellmongering, woolsorting and woolscouring and basil tanning; undertaking and burial. Provided, however, that notwithstanding the foregoing, persons employed in:

- (a) the manufacture of masonite and/or caneite and all operations incidental thereto,
- (b) the manufacture or preparation of bitumen emulsion, asphalt emulsion, bitumen or asphalt preparations, hot mixed asphalt, cold paved asphalt and mastic asphalt,
- (c) the treatment of whales and by-products,
- (d) the manufacture of cables and the process of covering or insulating cables,
- (e) the production or manufacture of aluminium for use as a raw material in the manufacture of articles,
- (f) the dehydration of vegetables and fruit,
- (g) the production of charcoal,

who are eligible to be members of The Federated Engine Drivers' and Firemen's Association of Australasia, or the Transport Workers' Union of Australia,

and in respect to the dehydration of vegetables and fruit, persons employed in:

- (a) the State of Tasmania,
- (b) the States of New South Wales, Victoria and South Australia other than the dehydration of vegetables and fruit, which is performed actually on dried fruit and vine fruit blocks or dehydration plants erected in dried fruits packing establishments situated in recognised dried fruit areas and other than dehydration establishments in the Murrumbidgee Irrigation Area and in the Young and Batlow districts, except employees of the Batlow Co-Operative Co. Ltd, who are eligible to be members of the Food Preservers Union of Australia,

shall not be eligible for membership pursuant to this Part.

- (2) Without limiting the generality of the foregoing or being limited in any way by the foregoing the industry of or calling of horse training and/or horse racing.
- (3) Without limiting the generality of the foregoing or being limited in any way by the foregoing the industry or calling of either or both catering and cleaning for or at premises provided for persons working in or in connection with any of the industries described in the other paragraphs of this Rule 5 except in the Northern Territory provided that this exception shall not apply to the industry or calling of:

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

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

(4) Without limiting the generality of any other provisions of this Rule or being limited in any way thereby, the industries or callings of:

- (a) Landscaping, (other than in the Northern Territory);
- (b) Builders labourers in that area of Queensland situated north of a line commencing at the sea coast with the 22nd parallel of south latitude, thence by that parallel of latitude due west to 147 degrees of east longitude thence by that meridian of longitude due south to 22 degrees 30 minutes of south latitude, thence by that parallel of latitude due west to the western border of the State.
- (c) The construction, repair maintenance or demolition of:
  - (i) Civil and/or mechanical engineering projects.
  - (ii) Power transmission, light, television, radio, communication, radar, navigation, observation towers or structures.
  - (iii) Power houses, chemical plants, hydrocarbons and/or oil treatment plants or refineries.
  - (iv) Silos, excepting grain silos in Tasmania, South Australia, Western Australia and that area of Queensland not included in paragraph 4(b) above.
  - (v) Sports and/or entertainment complexes.
  - (vi) Car parks excepting car park buildings and car parks within the alignment of a building.

Subject to other paragraphs of this Rule, nothing in paragraph 4(c) shall render eligible to join the Union any building tradesman; or, except in the area specified in paragraph 4(b) any builders labourer or plumbers labourer employed on a building or building-type structure which is for the purpose of housing persons, goods or workshop equipment (other than mechanical or electrical plant).

Provided that paragraph (c) of this subrule shall have no operation within the Northern Territory.

#### PART B

(5) Without limiting the generality of the foregoing or being limited in any way by the foregoing, the industry of Engineering.

#### PART C

(6) Without limiting the generality of the foregoing or being limited in any way by the foregoing, the industries or the employment of an unlimited number of persons being:

- (a) Persons employed or usually employed in the Public Service of the Commonwealth, or in private industry, in the manufacture, preparation, storage or delivery of ammunition (including sporting and military), cordite, explosives (including commercial and military), arms (including sporting and military), and munitions, or work incidental thereto throughout the Commonwealth.
- (b) All workers in wire, employees in or about wire netting or other wire workers, employees engaged in the manufacture of metal wire or of any article or articles made therefrom. Employees engaged in the process of galvanising or tinning articles of wire or any form of metal, and in the processing leading up to the preparation of such tinning or galvanising and all workers engaged in tubular gate making.
- (c) All assistants and all labourers, general or special, engaged in connection with the work of boilermakers, blacksmiths, engineers (including electrical engineers), moulders, coppersmiths, sheet-iron workers, plumbers, springmakers, electricians, motor mechanics and any other mechanics engaged in the iron, steel and metal industries.
- (d) Dressers, grinders, drillers on stationary machines, furnacemen (including forge furnacemen), pipe moulders, tool storemen, and all labourers, general or special, engaged in the iron, steel and metal industries, or engaged in the cast-iron, pipemaking industry, steel locking bar pipe industry, riggers and scaffolders (other than riggers on ships and riggers and scaffolders employed in shipyards, dockyards and in building operations on buildings), machinists (excepting operators of punching, shearing, rivetting, rolling, bending, angle or plate straightening, nipping and notching machines, and smith machines), and all assistants to mechanics, and labourers general or special, employed in constructional shops in industries referred to in subrule (6) of this Rule in or in connection with which this Union is registered as an organisation.
- (e) Machinists engaged in the steel locking bar pipe-making industry. All persons employed in the iron, steel and tin plate rolling industries. All persons employed in the manufacture of galvanised iron, in the manufacture and/or rolling of brass, copper and aluminium and other non-ferrous metals and in the process of lining and/or covering pipes with bitumen, and all persons employed in the achine horseshoe-making industry and in the reinforced steel industry carried out in workshops or foundries.
- (f) Persons engaged in a repetition or specialised process of the production of or assembling of machine parts or metallic articles. Persons engaged in a repetition or specialised process for the production of plastic moulding. Persons engaged in the assembling of motor chasses, bumper bars, motor accessories and the like and employees including labourers, engaged as assistants in the manufacture of such articles and/or accessories and the like excepting assemblers of engines, engineers, fitters, turners, planers, shapers, slotters, millers and motor mechanics. Operators of metal spraying machines and labourers employed directly or indirectly as assisting such workers. All employees other than tradesmen engaged in the erection of television antennae excepting that those persons including tradesmen who are eligible for membership of the Union pursuant to subrule(5) shall remain eligible for membership of the Union.

- (g) All classes of employees which are referred to in the preceeding paragraphs (a), (b), (c), (d), (e) and (f), engaged in or in connection with the industries of ship-building and ship repairing or engaged in or in connection with the work of foundries, together with such other persons, whether employees in any industrial pursuit or pursuits or not, who may have been appointed Officers of the Union and admitted as members thereof provided that no boilermaker, blacksmith, engineer, electrician, moulder (other than pipe moulder), coppersmith, sheet metal worker, tinsmith, canister maker, plumber or springmaker shall be eligible to become a member of this Union, pursuant to this Part.
- (h) Persons employed or usually employed in connection with the Artificial Manures, Fertilizers, Acids, Alkalis and Chemical Industries.

**PART D**

- (7) Notwithstanding anything else in this Rule and without being limited by any other part of this Rule or limiting any other part of this Rule, the Carpentry and Joinery Industry including, in the port of Sydney (excluding Garden Island) in the State of New South Wales and in the State of South Australia, the industry of ships carpentry and/or joinery; and

**PART E**

- (8) Notwithstanding anything else in this Rule and without being limited by any other part of this Rule or limiting any other part of this Rule in South Australia the industry of brushmaking; and

**PART F**

- (9) Notwithstanding anything else in this Rule and without being limited by any other part of this Rule or limiting any other part of this Rule, the Rope and Cordage Industry.

**PART G**

- (10) Notwithstanding anything else in this Rule and without being limited by any other provision of this Rule or limiting any other provisions of this Rule, the glass industry.

**PART H**

- (11) Notwithstanding anything else in this rule, and without being limited by any other provision of this rule and without limiting any other provision of this rule, persons employed as entertainment industry products employees and operators employed by Sony Music Australia Limited and Entertainment Distributors Company Limited at their premises at Huntingwood Estate, Eastern Creek in the State of New South Wales are eligible for membership of the Union.

**PART I**

- (12) Notwithstanding anything else in this rule and without being limited by any other provision of this rule and without limiting any other provision

of this rule, persons employed by Auschar Operations Pty. Limited to operate, control and/or maintain its Traralgon plant in the La Trobe Valley in the State of Victoria shall be eligible for membership of the Union.

**PART J**

(13) Notwithstanding anything else in this rule and without being limited by any other part of this rule and without limiting any other part of this rule, the industry of

(a) all salaried members of the staffs of gas companies throughout the Commonwealth of Australia excepting:

(i) general managers (other than in the case of the South Australian Gas Company and its subsidiaries);

(ii) chief executive officers (being officers who are in effect General Managers but not so designated) [other than in the case of the South Australian Gas Company and its subsidiaries]; and

(iii) tradesmen (not being foremen) who from day to day use tools of trade other than for the purpose of demonstrating their use or in cases of emergency;

(b) in addition to, and without detracting from the generality of the coverage conferred by paragraph (a) of this sub-rule, all persons who are employed by gas companies throughout the Commonwealth of Australia either wholly or substantially in professional, technical, clerical, marketing or supervisory capacities;

(c) any other persons who may be elected officers of the Union or a branch thereof;

(d) Provided that nothing in this Rule shall confer eligibility for membership on salaried employees of CSR Limited employed at a yearly rate of pay in the company including such employees who are either on loan to or on secondment to any subsidiary or any associated company of CSR Limited.

(e) Provided further that nothing in this Rule shall confer eligibility upon a person employed by a person, firm, company, board, trust, body corporate, local government authority or statutory body (whether or not representing the Crown) which is -

(i) engaged in the exploration for hydrocarbons (other than the Gas & Fuel Corporation of Victoria and the South Australia Gas Company, and their subsidiaries);

(ii) engaged in the extraction of hydrocarbons and/or processing in or in connexion with the extraction process;

(iii) engaged in providing services to other entities which are engaged in activities set out in sub-paragraphs (i) or (ii) of this paragraph including the provision of prospecting, maritime, seismic survey, drilling, construction, catering, diving, technical and maintenance services; and/or

- (iv) engaged in transmission of hydrocarbons by pipeline from the location of activities described in sub-paragraph (ii) of this paragraph and which supplies such hydrocarbons to another entity for refining, reticulation, power generation or other industrial or commercial use other than the transmission of gas by a gas company for reticulation

and who is engaged in or in connexion with any of the activities described in sub-paragraphs (i) - (iv) above.

- (f) in these rules, the following definitions shall apply;

"Gas Companies", without limiting the generality of the words, includes any person, firm, company, board, trust, body corporate, local government authority or statutory body (whether or not representing the Crown) engaged in or in connexion with:

- (i) the exploration for, production, sale, marketing or distribution of town gas either alone or in conjunction with any other substance within the Commonwealth of Australia; or
- (ii) the handling, conveying, carrying or transportation by means of pipeline or otherwise, of town gas either alone or in conjunction with any other substance within the Commonwealth of Australia.

But does not include the State Energy Commission of Western Australia, its subsidiaries, or its public body successors who are within the Statutory Corporation or Municipal Industry.

But does not include employees of the Australian Government or employees of Statutory Authorities of the Australian Government.

"Town Gas", wherever used herein shall be deemed to include carburetted water gas, coal gas, producer gas, refinery gas, reformed liquified petroleum gas, reformed refinery gas, tempered liquid petroleum gas, water gas, synthetic natural gas, liquified natural gas, reformed natural gas, tempered natural gas, bio-gas and a mixture of two or more such gases.

The gases hereby included in the definition are defined as under:

"Carburetted Water Gas" is flammable gas produced by the interaction of steam and hot coke and which has had its heating power increased by the admixture of a gas.

"Coal Gas" includes all flammable gases produced by the thermal treatment of coal.

"Liquified Petroleum Gas" is a mixture composed substantially of C3 or C4 hydrocarbons or both of them either in a liquid or a gaseous state.

"Natural Gas" is a gaseous material containing hydrocarbons and obtained from bore holes or from crude oil otherwise than by thermal or catalytic process.

"Oil Gas" is gas manufactured from petroleum or other oil by thermal, catalytic or other process but not including liquified petroleum gas.

"Producer Gas" is gas manufactured by the action of air on hot coke.

"Refinery Gas" is the residual gas produced at a refinery and left over after all normally useable products (including liquified petroleum gas) have been made or extracted from the crude or feed stock.

"Tempered Liquid Petroleum Gas" is gas manufactured by mixing liquified petroleum gas with air.

"Water Gas" is gas manufactured by the action of steam on hot coke.

"Liquified Natural Gas" is natural gas as defined above when liquified by the action of increased pressure or reduced temperature or both.

"Reformed Natural Gas" is gas produced by thermal, catalytic or other processing of refinery gas.

"Tempered Natural Gas" is gas manufactured by mixing natural gas with air.

"Reformed Refinery Gas" is gas produced by thermal, catalytic or other processing of refinery gas.

"Bio-gas" is any hydrocarbon containing gas produced by biological action on an organic substrate.

"Reformed Liquified Petroleum Gas" is gas produced by thermal, catalytic or other processing of liquified petroleum gas.

"Synthetic Natural Gas" is gas manufactured by mixing liquified petroleum gas with air or a gas manufactured to have the same combustion quality as natural gas.

Notwithstanding the foregoing Rule, the Industry in connexion with which the Federation is formed excludes persons employed in, about or in connexion with a coal or shale mine and employed by the owner or operator or a subsidiary or related company thereof.

#### **PART K**

- (14) Notwithstanding anything else in this rule and without being limited by any other part of this rule or limiting any other part of this rule, in or in connection with the industry of preparation, manufacture, processing and packaging of tobacco, cigarettes, cigars and allied products in the States of New South Wales and Victoria.



**PART L**

- (15) Notwithstanding any other provision of this Rule, nothing in any one part of this Rule limits the description of industries in or in connection with which the Union is registered pursuant to any other part of this Rule.
- (16) This industry Rule in so far as it adopts the industry Rule of the Australasian Society of Engineers prior to amalgamation with The Federated Ironworkers' Association of Australia shall be construed as if it is the industry Rule of the Australasian Society of Engineers prior to amalgamation and shall be treated as standing alone and separate from the remaining parts of the industry Rule.

**PART M**

- (17) Notwithstanding anything else in this Rule and without being limited by any other provisions of this Rule and without limiting any other provision of this Rule, all persons employed or to be employed by Luna Park Amusements Pty Limited at Luna Park in Sydney in the State of New South Wales with the exception of those persons solely or principally employed as performers are eligible for membership of the union.

**RULE 6 - ELIGIBILITY FOR MEMBERSHIP**

**SECTION 1**

**PART A**

- (1) Every bona fide worker, male or female, engaged in manual or mental labour in or in connection with any of the following industries or callings, namely: Pastoral (otherwise than as a shearing contractor), agricultural, farming, horticultural, including the growing, picking and packing of edible fungi, viticultural, which includes employees in wineries (except in the State of South Australia), dairying, poultry farming, fruitgrowing, sugar growing, cane cutting, milling and refining, the handling and loading and storage for export and home consumption of grain, seed and manufactured sugar, except persons eligible to be members of The Waterside Workers Federation of Australia who perform work aboard ships and at the grain shipping terminal at Kwinana, Western Australia, the growing, cutting, production, processing and treatment of tea, flax and tobacco, rabbit trapping, timber and sawmilling industry, afforestation and silviculture, employees engaged in or in connection with the manufacture of masonite and/or caneite and all operations incidental thereto (excepting persons employed at the works of Colonial Sugar Refining Co. Ltd, at Pyrmont), meat preserving and meat trade generally, road making, water and sewerage, railway construction work, all persons (except persons eligible to be members of The Federated Engine Drivers' and Firemen's Association of Australasia in Queensland) other than tradesmen and welders engaged in or in connection with the construction of pipelines used in or in connection with the extraction and transmission of hydrocarbons, solids, slurries and similar substances, all persons engaged in or in connection with the manufacture or preparation, applying, laying or fixing of bitumen emulsion, asphalt emulsion, bitumen or asphalt preparations, hot pre-mixed asphalt, cold paved asphalt, and mastic asphalt, (other than tar paving or asphalt work within the external alignment of buildings not incidental to or part of civil engineering works), metalliferous mining, smelting, reducing and refining of ores, the production and harvesting of salt, gypsum

procurement, including all workers engaged in or in connection with dredging or sluicing work, mining for brown coal including the extraction of the by-products; the search and/or drilling for hydrocarbons, the production, processing and transmission of hydrocarbons, the prospecting, surveying, exploration and drilling for minerals and metals (except as to members of organisations in the shipping industry): the manufacture of briquettes, the distillation of oils and all labour incidental thereto, all surface labourers engaged about or in connection with all brown coal mines, and all persons engaged in timber getting for mining purposes, stone quarrying, land surveying, fish cleaning, net making, employees engaged in or in connection with the treatment of whales and by-products, and general labour in connection with fish trawling, fish purse seining or polling, fish farming, fishing activity, marine farming, aquiculture, pisciculture, mariculture, cultivation of live sea and freshwater products, breeding or spawning of fish and hatching of fish or marine products whether in or from the sea, rivers, dams, tanks, ponds, underwater cages, aquariums or other water source, holding, containing, penning or harvesting of live fish or marine products or marine vegetation, cleaning, purging, flushing, packing, freezing, processing, preserving, smoking, treatment or marketing of fish or marine products, cultivation, culling or treatment of oysters, oyster leases or oyster farms, manufacture of copper bars, rods and wire, all persons engaged in or in connection with the manufacture of cables and all persons engaged in the process of covering or insulating cables and all persons engaged in the production or manufacture of aluminium for use as a raw material in the manufacture of articles, the construction, maintenance and conduct of the Commonwealth Railways, and all kinds of general labour, the manufacture of soap and candles, of butterine and margarine, of preparation and packing of crisps and extrusions including from but not limited to, potatoes and cereals, and nut foods, of drugs (other than the milling thereof), of chemicals and gases, of blue, of toys (other than sheet metal), of the manufacture and milling of paper and all labour connected therewith, of the extraction and refining of vegetable oils, of tea packing, employees engaged in or in connection with the dehydration of vegetables and fruit, of all work in laundries, persons employed or competent to be employed as Hairdressers, Barbers, Wigmakers, Hairworkers, and their Assistants (other than Examiners or Hairdressing and Apprenticeship Supervisors) and all employees in and in connection with Beauty Parlours, and receptionists employed in connection therewith, but excluding persons engaged in the sale of goods and in the manufacture of Beauty preparations, of all work in connection with fire brigades, including that of permanent, partially-paid and volunteer firemen under boards of Fire Commissioners, all employees other than craftsmen or engine drivers engaged in boring for water or oil or engaged in refining such oil or in the extraction of the oil products, all persons engaged in or in connection with the production of charcoal, all employees engaged as ginners, stackers, feeders, branders, oil refiners, moulders, and labourers in the cotton industry, all employees other than engine drivers and craftsmen engaged in the destruction of prickly pear or of noxious weeds and vegetation or the treatment of products thereof and the eradication of pests and vermin; or in the treatment of prickly pear or of the products thereof, the manufacture of cement and cement articles and/or the operation of concrete batching plants, the manufacture of fibrolite articles, manufacture of fibre cement and/or asbestos cement products, the formation and maintenance of racecourse tracks, golf links, bowling greens and tennis courts and of all gardens, lawns and greens in connection therewith, ski instructors, employees engaged at chair lifts, T-bars and ski runs either snow or grass, persons employed in or about

the Newcastle Iron and Steel Works or any Works directly subsidiary thereto, or in any quarry or mine, or other industrial establishment where the work done is wholly or mainly the supply of materials incidental to the manufacture of iron and steel at the Newcastle Iron and Steel Works other than those employees who are engaged as foremen or staff employees, all persons employed in and about the works of the following companies at Port Kembla - namely: Metal Manufactures Limited, Electrolytic Refining and Smelting Company of Australia Limited, and Australian Fertilizers Limited, excepting in the case of each company, staff employees, blacksmiths, boilermakers, bricklayers, carpenters, electricians (including electrical fitters and linesmen), engine drivers (including crane or winch drivers, firemen, motor drivers or attendants, dynamo attendants, greasers, trimmers and cleaners), engineers (including drillers, fitters, machinists, pipe fitters and turners), moulders, painters, plumbers, storemen and packers within the jurisdiction of the Storemen and Packers' General (State) Conciliation Committee, rubber workers, motor-waggon drivers, riggers, strikers and assistants to the following class of tradesmen, namely: boilermakers, blacksmiths, engineers (including electrical engineers), moulders, copper-smiths, sheet-iron workers, plumbers, springmakers, electricians, motor-mechanics and any other mechanics engaged in the iron, steel and metal industries; all persons (other than those who have power to engage or discharge employees) who are bona fide employees wholly or partly engaged in or in connection with the business of fellmongers, woolsorters, woolscourers, basil tanners and their assistants; persons who are employed, or are competent to be employed in any position connected with the making, trimming or polishing of coffins, managing of branch establishments or any other general work in connection with the business of an undertaker or in any general work in cemeteries shall be eligible for membership of the Union.

- (2) Without limiting the generality of the foregoing or being limited in any way by the foregoing every person employed in or in connection with the industry or calling of horse training and/or horse racing (excluding apprentice jockeys, judges, starters and stewards) shall be eligible for membership of the Union. Provided however that persons who are eligible to be members of the Federated Clerks Union of Australia shall not be eligible for membership of the Union.
- (3) Without limiting the generality of the foregoing or being limited in any way by the foregoing every bona fide worker employed in or in connection with the industry or calling of either or both catering and cleaning for or at premises provided for persons working in or in connection with any of the industries described in the other paragraphs of this Rule 6 shall be eligible for membership of the Union except in the Northern Territory provided that this exception shall not apply to the industry or calling of:

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

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

- (4) Without limiting the generality of any other provisions of this Rule or being limited in any way thereby, every bona fide worker employed in or in connection with the industries or callings of:

- (a) Landscaping (other than in the Northern Territory);
- (b) Builders labourers in that area of Queensland situated north of a line commencing at the sea coast with the 22nd parallel of south latitude, thence by that parallel of latitude due west to 147 degrees of east longitude thence by that meridian of longitude due south to 22 degrees 30 minutes of south latitude, thence by that parallel of latitude due west to the western border of the State.
- (c) The construction, repair maintenance or demolition of:
  - (i) Civil and/or mechanical engineering projects.
  - (ii) Power transmission, light, television, radio, communication, radar, navigation, observation towers or structures.
  - (iii) Power houses, chemical plants, hydrocarbons and/or oil treatment plants or refineries.
  - (iv) Silos, excepting grain silos in Tasmania, South Australia, Western Australia and that area of Queensland not included in paragraph 4(b) above.
  - (v) Sports and/or entertainment complexes.
  - (vi) Car parks excepting car park buildings and car parks within the alignment of a building;

shall be eligible for membership of the Union.

Subject to other paragraphs of this Rule, nothing in paragraph 4(c) shall render eligible to join the Union, pursuant to this Part, any building tradesman; or, except in the area specified in paragraph 4(b) any builders labourer or plumbers labourer employed on a building or building-type structure which is for the purpose of housing persons, goods or workshop equipment (other than mechanical or electrical plant).

Provided that paragraph (c) of this subrule:

- (i) Shall have no operation within the Northern Territory;
- (ii) Other than in the State of Western Australia and in the State of Queensland in the area specified in paragraph 4(b) shall not render eligible to join the Union, pursuant to this Part, persons, (not being persons engaged on civil engineering works), who are:
  - (a) assistants or labourers engaged in connection with the work of tradesmen in the iron, steel or metal industries;
  - (b) riggers, splicers, scaffolders, dogmen, crane chasers, spray painters, iron workers or employees assisting or facilitating the work of a tradesman engaged on the erection of metal structures or the installation of plant and machinery, such erection or installation not being on a building.

- (5) Provided however that, notwithstanding the provisions of sub-rules (1) to (4) above, persons employed in Tasmania by the Hobart City Council, the Launceston City Council, the Southern Regional Cemetery Trust or by any Country Council shall not be eligible for membership pursuant to this Part.
- (5A) All persons employed or to be employed by Village Sea World Operations Pty Ltd and Warner Sea World Operations Pty Ltd (collectively trading as Sea World Enterprises) at the Sea World Theme Park, Gold Coast and its associated facilities, shall be eligible for membership of the Union.
- (5B) All persons employed or to be employed by Kirby Banner Pty Ltd and Warner World Australia Pty Ltd (collectively trading as Movie World Enterprises) at the Movie World Theme Park, Movie Studios (except where such employees are engaged directly in the production of film or television programmes) and Wet 'N' Wild Water Slide Complex at Oxenford in the State of Queensland shall be eligible for membership of the Union.
- (5C) All persons employed or to be employed by Janola Dale Pty Ltd, its successors, assignees or transmittes at Dreamworld Theme Park, Coomera, Queensland shall be eligible for membership of the Union.
- (5D) All persons employed or to be employed by Village Nine Network Leisure Company Pty Ltd at Intencity, World Live! and Hide and Seek Theme Parks established in the Commonwealth of Australia shall be eligible for membership of the Union.
- (5E) Sub-rule to reflect the Live Theatre and Concert Industry Representation Order 1996 made under the Industrial Relations Act 1988 (now the Workplace Relations Act 1996) and recorded in Print N5128.

For the purposes of this sub-rule, the Live Theatre and Concert Industry shall mean all activities undertaken in or in connection with producing, presenting, or otherwise undertaking live theatrical, performance art, operatic, orchestral, dance, variety, revue, comedy, multi-media, choral, or musical performances, productions, presentations, workshops, rehearsals or concerts, including the provision, sale, service or preparation of food or drink and also including selling tickets by any means, for or in or in connection with any such performances, productions, presentations, workshops, rehearsals or concerts, and including the operation of venues or other facilities, whether permanent or temporary, utilised for such performances, productions, presentations, workshops, rehearsals or concerts, whether or not such performances, productions, presentations, workshops, rehearsals or concerts are performed or presented in the presence of an audience, or are recorded by any means.

Notwithstanding any provision of this rule to the contrary but subject to sub-rule (31) in Section 6 Part P of this rule and for the purpose of giving effect to the Live Theatre and Concert Industry Representation Order 1996 made on 18 September 1996 and recorded in Print N5128 and so long as that order remains in force without variation, with effect from 24 September 1998, the following persons shall be eligible for membership of the union:

- (a) all persons employed in the Live Theatre and Concert Industry in the State of Queensland save and except for the following:
- (i) all persons employed in the Live Theatre and Concert Industry who are eligible to be members of the Media, Entertainment

and Arts Alliance by virtue of Part A, Part C, or Part D of Rule 4 - ELIGIBILITY FOR MEMBERSHIP of the rules of the Media, Entertainment and Arts Alliance as at 1 January 1996;

- (ii) persons employed at major performing arts venues in Queensland including but not limited to the Queensland Performing Arts Centre, and the Suncorp Theatre, or at companies or employers in receipt of subsidies from either Commonwealth or Queensland state arts funding bodies, including but not limited to the Queensland Theatre Company, the Queensland Opera, Queensland Ballet, and Dance North, or by companies engaged in the contracting of theatre technical and crewing services;
  - (iii) persons employed in the Live Theatre and Concert Industry at venues or by companies associated with institutions of higher learning and including persons employed by student unions or guilds;
  - (iv) persons employed in theatre restaurants;
  - (v) persons employed at the Gold Coast Arts Centre and at Jupiters Casino;
  - (vi) persons employed at venues or by employers in Queensland which are members of the National Association of Regional Performing Arts Centres other than at the NARPAC centre at Redcliffe Queensland.
- (b) persons directly employed by Event Services Pty Ltd other than performers and theatre technical or creative employees or employees of contractors in respect of theatrical or concert performances held at The Royal Agricultural Society site at Paddington (restricted to the stables, Hordern Pavilion and Hall of Industry) and the Homebush Bay Olympic Games Sporting and Recreation site.

## SECTION 2

### PART B

- (6) Without limiting the generality of the foregoing or being limited in any way by the foregoing, persons engaged in any of the following Trades or Branches of Trades shall be eligible for membership of the Union:
- (a) Engineers, Fitters, Turners, Water Meter Fitters, Tool and Gauge Makers, Die Sinkers, Mechanical and/or Scientific Instrument Makers, Scale Makers and Adjusters, Safe Makers, Pipe Fitters, Motor Mechanics, and Tuners and Testers, Cycle and Motor Cycle Mechanics, Typewriter Mechanics, Patternmakers, Coppersmiths, Brassfinishers, Engineering and General Forgers, Forge Furnacemen, Blacksmiths, Shipsmiths, Angle-Ironsmiths, Springsmiths, Spring Fitters, Welders, Oxy-Acetylene Cutters, Locksmiths, Mechanical Draughtsmen, Millwrights, Iron and Steel Rollers, Electrical Fitters, Electrical Mechanics, Machine Makers, Milling Machinists, Planers, Slotters, Borers, Shapers, Drillers, Polishers, Grinders and Lappers, Bolt and Nut Machinists, Agricultural Implement

Makers, Panel Beaters (restricted to Panel Beaters employed in the Australian Capital Territory by the Department of the Capital Territory in the Transport Workshop), Gunsmiths, Technicians (except persons who are members or eligible for membership of the Association of Draughting, Supervisory and Technical Employees other than any person or persons who may be eligible for membership of the Union pursuant to any other Part of this Rule) and any other Machine Operators or Mechanics employed in the Engineering, Locomotive, Shipbuilding, Rolling Stock, Aircraft, Munition and Iron Trades, or in any other Industry.

- (b) Smiths' strikers and mechanics' assistants or groups of strikers and assistants engaged in any of the above trades deciding to amalgamate with or join this Union shall be admitted upon such terms as shall be agreed upon by the National Conference and consistent with the Rules of the Union, so long as it is not antagonistic to any other Trade Union dealing solely with that class of worker and operating in the immediate locality.
- (c) This eligibility rule in so far as it adopts the eligibility rule of the Australasian Society of Engineers prior to amalgamation with The Federated Ironworkers' Association of Australia shall be construed as if it is the eligibility rule of the Australasian Society of Engineers prior to amalgamation and shall be treated as standing alone and separate from the remaining parts of the eligibility rule.

#### PART C

- (7) Without limiting the generality of the foregoing or being limited in any way by the foregoing the following persons shall be eligible for membership of the Union :
  - (a) Persons employed or usually employed, in the Public Service of the Commonwealth, or in private industry, in the manufacture preparation, storage or delivery of ammunition (including sporting and military), cordite, explosives (including commercial and military), arms (including sporting and military), and munitions or work incidental thereto throughout the Commonwealth.
  - (b) All workers in wire, employees in or about wire netting or other wire workers, employees engaged in the manufacture of metal wire or of any article or articles made therefrom. Employees engaged in the process of galvanising or tinning articles of wire or any form of metal, and in all processing leading up to the preparation of such tinning or galvanising and all workers engaged in tubular gate making.
  - (c) All assistants and all labourers, general or special, engaged in connection with the work of boilermakers, blacksmiths, engineers (including electrical engineers), moulders, copper-smiths, sheet-iron workers, plumbers, springmakers, electricians, motor mechanics, and any other mechanics engaged in the iron, steel and metal industries.
  - (d) Dressers, grinders, drillers on stationary machines, furnacemen (including forge furnacemen), pipe moulders, tool storemen, and all labourers, general or special, engaged in the iron, steel and metal

industries, or engaged in the cast-iron, pipemaking industry, steel locking bar pipe industry, riggers and scaffolders (other than riggers on ships and riggers and scaffolders employed in shipyards, dockyards, and in building operations on buildings), machinists (excepting operators of punching, shearing, rivetting, rolling, bending, angle or plate straightening, nipping and notching machines, and smith machines), and all assistants to mechanics, and labourers general or special, employed in constructional shops in industries referred to in sub-rule (6) of Rule 5 in or in connection with which this Union is registered as an organisation.

- (e) Machinists engaged in the steel locking bar pipe-making industry. All persons employed in the iron, steel and tin plate rolling industries. All persons employed in the manufacture of galvanised iron, in the manufacture and/or rolling of brass, copper and aluminium and other non-ferrous metals, and in the process of lining and/or covering pipes with bitumen, and all persons employed in the machine horseshoe-making industry and in the reinforced steel industry carried out in workshops or foundries.
- (f) Persons engaged in a repetition or specialised process for the production of or assembling of machine parts or metallic articles. Persons engaged in a repetition or specialised process for the production of plastic moulding. Persons engaged in the assembling of motor chasses, bumper bars, motor accessories and the like and employees, including labourers, engaged as assistants in the manufacture of such articles and/or accessories and the like excepting assemblers of engines, engineers, fitters, turners, planers, shapers, slotters, millers and motor mechanics. Operators of metal spraying machines and labourers employed directly or indirectly as assisting such workers. All employees other than tradesmen engaged in the erection of television antennae excepting that those persons including tradesmen who are eligible for membership of the Union pursuant to any other Part of this Rule shall remain eligible for membership of the Union.
- (g) All classes of employees which are referred to in the preceding paragraphs 7(a), 7(b), 7(c), 7(d), 7(e) and 7(f), engaged in or in connection with the industries of ship-building and ship repairing or engaged in or in connection with the work of foundries, provided that no boilermaker, blacksmith, engineer, electrician, moulder (other than pipe moulder), coppersmith, sheet metal worker, tinsmith, canister maker, plumber or springmaker shall be eligible to become a member of this Union other than those persons including tradesmen who are eligible for membership of the Union pursuant to any other Part of this Rule.
- (h) All persons employed to assist and facilitate the work of engineering, electrical and other metal tradesmen in the performance of work for which such tradesmen or other technical supervisors are responsible, notwithstanding that their work includes hoisting, lowering, fleeting, whether by block and tackle or by other means, tools, equipment, machinery or other articles or material in connection with the work of such tradesmen in ship-yards and dock-yards or on ship or between ship and shipyard and dockyard. This paragraph shall apply notwithstanding any other provision of this Rule, but shall not by implementation affect the construction of the other provisions of this Rule.



- (i) Persons employed or usually employed in any establishment wholly or partly engaged in or connected with the manufacture, preparation and storage (or any of them) of Bone Dust, and other Artificial Manures and Fertilizers (and any of them), and of Acids, Alkalies and Chemicals of all kinds whether in liquid solid or gaseous form (or any of them), and work incidental thereto AND of persons employed in any type of labour in and around such establishment whose employment is incidental to the proper carrying out of the foregoing manufacture, preparation and storage (or any of them).
- (8) (a) Notwithstanding sub-rule 7 of this Rule but subject to paragraph (b) below, persons who are employed in or in connection with:
  - (i) The manufacture and distribution of cables and other conductors for the transmission of energy or
  - (ii) Processes connected with or incidental to such manufacture and distribution,and who are employed by:
  - (1) Pacific Dunlop Limited, Olex Cables Division (other than at Geebung, Queensland).
  - (2) Optix Australia Limited.
  - (3) Metal Manufactures Limited, MM Cables Division (excluding Metal Manufactures Limited trading as Pyrotenax, Metal Manufactures Limited, MM Metals Division at Port Kembla, New South Wales and Metal Manufactures Limited, MM Cables Division at Port Kembla, New South Wales.
  - (4) Pirelli Cables Australia Limited.
  - (5) Burton Cables Pty. Ltd.

are not eligible for membership of the Union pursuant to this Part.

- (b) Nothing in paragraph (a) above limits the right of the Union to enrol persons who are eligible for membership under sub-rule (7) of this Rule and whose principal work is ancillary to the work of tradesmen however classified.
- (c) Nothing in paragraph (a) above limits the right of the Union to enrol persons who are otherwise eligible for membership under any other Part of this Rule.
- (9) (a) Notwithstanding anything else in sub-rules (6) and (7) but subject to (b) and (c) below, persons employed or to be employed in or at the establishment of Fibremakers Ltd., Canterbury Road, Bayswater, Victoria, in the manufacture and/or production of synthetic filament yarn are not eligible for membership of the Union.
- (b) Nothing in paragraph (a) above limits the right of the Union to enrol persons who are otherwise eligible for membership under sub-rules (6) and (7) of this rule and who are employed as assistants to tradesmen or in other classifications concerned with the

maintenance of the plant or similar functions not directly connected with the production and/or manufacturing process of synthetic filament yarn.

- (c) Nothing in paragraph (a) above limits the right of the Union to enrol persons who are otherwise eligible for membership under any other Part of this rule.
- (10) Notwithstanding any other provisions of this Part, persons employed as Production Team Members by Southern Aluminium Pty Ltd at Bell Bay, Tasmania are eligible for membership of the Union.
- (11) Notwithstanding anything contained elsewhere in this Rule, the Union shall not pursuant to Section 2 of this Rule be entitled to enrol persons eligible for membership of The Federated Furnishing Trades Society of Australasia pursuant to its eligibility Rules as at 30 June 1992 (including persons employed or engaged in the manufacture of free standing furniture but not including persons, if otherwise eligible for membership of the Union employed in the manufacture of metal or plastic furniture or in aluminium fabrication) in the States of Queensland, New South Wales, Victoria, South Australia and Tasmania or in the Australian Capital Territory.
- (12) Notwithstanding anything contained elsewhere in this Rule, the Union shall not pursuant to Section 2 of this Rule be entitled to enrol persons eligible for membership of the Construction Forestry and Mining Employees Union pursuant to its eligibility Rules as at 30 June 1992 employed or engaged in the off-site timber joinery/furniture industry (not including persons, if otherwise eligible for membership of the Union, in the aluminium fabrication industry) in the State of Queensland.
- (13) Notwithstanding anything contained elsewhere in this Rule, the Union shall not pursuant to Section 2 of this Rule be entitled to enrol persons employed or engaged in the State of Queensland in glazing work in the timber joinery/furniture industry or employed or engaged substantially and predominantly on glazing work in the aluminium fabrication industry in the State of Queensland.

#### **PART D**

- (14) Notwithstanding anything else in this Rule, and without being limited by any other provision of this Rule and without limiting any other provisions of this Rule the following persons shall be eligible for membership of the Union:
- (a) persons employed in, usually employed in or qualified to be and desirous of being employed in or seeking to be employed in or in connection with the industry or industries, and/or occupation, and/or calling, and/or vocations, and/or industrial pursuits of:
- and/or
- (b) who, otherwise than as employees or employers, follow an occupation in or in connection with the industry or industries of:
- and/or

- (c) who, otherwise than as employees, are engaged in the industrial pursuit or pursuits of:

Carpenters and/or Joiners including, in the Port of Sydney (excluding Garden Island) in the State of New South Wales and in the State of South Australia, Ships Carpenters and/or Joiners.

- (15) (a) Notwithstanding anything contained elsewhere in this Rule, the Union shall not pursuant to Section 2 of this Rule be entitled to enrol persons eligible for membership of The Federated Furnishing Trades Society of Australasia pursuant to its eligibility Rules as at 30 June 1992 (including persons employed or engaged in the manufacture of free standing furniture but not including persons if otherwise within the constitutional coverage of the Union employed in the joinery or shopfitting industry) in the States of Queensland, New South Wales, Victoria, South Australia and Tasmania or in the Australian Capital Territory.
- (b) Notwithstanding anything contained elsewhere in this Rule, the Union shall not pursuant to Section 2 of this Rule be entitled to enrol persons, eligible for membership of the Construction, Forestry and Mining Employees Union pursuant to its eligibility Rules as at 30 June 1992 employed or engaged in the off-site joinery/furniture industry in the State of Queensland.
- (c) Notwithstanding anything contained elsewhere in this Rule, the Union shall not pursuant to Section 2 of this Rule be entitled to enrol persons eligible for membership of The Operative Painters and Decorators Union of Australia pursuant to its eligibility Rules as at 30 June 1992 employed or engaged in the off-site joinery/furniture industry in the State of Queensland.

#### PART E

- (16) Notwithstanding anything else in this Rule and without being limited by any other provision of this Rule, and without limiting any other provisions of this Rule, persons employed in any capacity whatsoever (excepting as to clerks, persons eligible for membership of the Transport Workers Union of Australia and all persons engaged in the manufacture and maintenance of plant and equipment) by any person firm or company engaged solely or mainly in the industry of brushmaking in South Australia who shall be eligible for membership of the Union.

#### PART F

- (17) Notwithstanding anything else in this Rule and without being limited by any other provisions of this Rule and without limiting any other provisions of this Rule, persons engaged in, or in connection with the following mills or factories:- Jute, flax, rope, thread, cordage, twine, mats, bags or hessian; including also employees in canteen sections in such mills or factories shall be eligible for membership of the Union.

#### PART G

- (18) Notwithstanding anything else in this Rule, and without being limited by any other provisions of this Rule and without limiting any other provisions of this Rule, persons employed or usually employed in

connection with the glass manufacturing industry shall be eligible for membership of the Union and without limiting the generality thereof shall comprise all persons within that industry -

- (a) in or in connection with the fabrication of goods from the products of that industry; or
- (b) in or in connection with the fabrication of goods comprising glass, fibre glass or any other similar matter or substance;
- (c) provided that employees engaged in the optical division of the Defence Research Laboratories shall not be eligible for membership of the Union pursuant to this Part.

#### **PART H**

- (19) Notwithstanding anything else in this rule, and without being limited by any other provisions of this rule and without limiting any other provision of this rule, persons employed as entertainment industry products employees and operators employed by Sony Music Australia Limited and Entertainment Distributors Company Limited at their premises at Huntingwood Estate, Eastern Creek in the State of New South Wales are eligible for membership of the union.

#### **PART I**

- (20) Notwithstanding anything else in this rule and without being limited by any other provision of this rule and without limiting any other provision of this rule, persons employed by Auschar Operations Pty. Limited to operate, control and/or maintain its Traralgon plant in the La Trobe Valley in the State of Victoria shall be eligible for membership of the Union.

#### **SECTION 3**

#### **PART J**

- (21) Notwithstanding anything else in this rule and without being limited by any other provision of this rule and without limiting any other provision of this rule the union shall consist of an unlimited number of persons, namely:
- (a) all salaried members of the Staffs of gas companies throughout the Commonwealth of Australia excepting:
    - (i) general managers (other than in the case of the South Australian Gas Company and its subsidiaries);
    - (ii) chief executive officers (being officers who are in effect General Managers but not so designated) [other than in the case of the South Australian Gas Company and its subsidiaries]; and
    - (iii) tradesmen (not being foreman) who from day to day use tools of trade other than for the purpose of demonstrating their use or in cases of emergency;

- (b) in addition to, and without detracting from the generality of the coverage conferred by paragraph (a) of this sub-rule, all persons who are employed by gas companies throughout the Commonwealth of Australia, either wholly or substantially in professional, technical, clerical, marketing or supervisory capacities;
- (c) any other persons who may be elected officers of the Union or a branch thereof;
- (d) notwithstanding anything contained in paragraph (a) hereof, executive officers who are departmental heads and the officers designated Staff Officer or Industrial Officer and any officer carrying out the duties of any of these positions by whatever designation shall not be eligible for membership of the Federation (other than in the case of the South Australian Gas Company and its subsidiaries);
- (e) Provided that nothing in this sub-rule shall confer eligibility for membership on salaried employees of CSR Limited employed at a yearly rate of pay in the company, including such employees who are either on loan to or on secondment to any subsidiary or any associated company of CSR Limited.
- (f) Provided further that nothing in this subrule shall confer eligibility upon a person employed by a person, firm, company, board, trust, body corporate, local government authority or statutory body (whether or not representing the Crown) which is -
  - (i) engaged in the exploration for hydrocarbons (other than the Gas and Fuel Corporation of Victoria) and the South Australia Gas Company, and their subsidiaries);
  - (ii) engaged in the extraction of hydrocarbons and/or processing in or in connection with the extraction's process;
  - (iii) engaged in providing services to other entities which are engaged in activities set out in sub-paragraph (i) or (ii) of this paragraph including the provision of prospecting, maritime, seismic survey, drilling, construction, catering, diving, technical and maintenance services, and/or
  - (iv) engaged in the transmission by pipeline from the location of activities described in sub-paragraph (ii) of this paragraph and which supplies such hydrocarbons to another entity for refining, reticulation, power generation or other industrial or commercial use other than the transmission of gas by a gas company for reticulation and who is engaged in or in connection with any of the above activities described in sub-paragraphs (i) - (iv) above.
- (g) provided that nothing in this rule shall confer eligibility upon a person who is the employee of an Oil Company which has as its principal business the production, manufacture or wholesale distribution of petroleum products where the employment of that person is principally concerned with the production, manufacture or wholesale distribution of petroleum products.

(h) in these rules, the following definitions shall apply:

"Gas Companies", without limiting the generality of the words, includes any person, firm company, board, trust, body corporate, local government authority or statutory body (whether or not representing the Crown) engaged in or in connection with:

- (i) the exploration for, production, sale, marketing or distribution of town gas either alone or in conjunction with any other substance within the Commonwealth of Australia; or
- (ii) the handling, conveying, carrying or transportation by means of pipeline or otherwise, of town gas either alone or in conjunction with any other substance within the Commonwealth of Australia.

But does not include the State Energy Commission of Western Australia, its subsidiaries, or its public body successors who are within the Statutory Corporation or Municipal Industry.

But does not include employees of the Australian Government or employees of Statutory Authorities of the Australian Government.

"Town Gas", wherever used herein shall be deemed to include carburetted water gas, coal gas, liquefied gas, natural gas, oil gas, producer gas, refinery gas, reformed liquefied petroleum gas, reformed refinery gas, tempered liquid petroleum gas, water gas, synthetic natural gas, liquefied natural gas, reformed natural gas, tempered natural gas, bio-gas and a mixture of two or more such gases.

The gases hereby included in the definition are defined as under:

"Carburetted Water Gas" is flammable gas produced by the interaction of steam and hot coke and which had its heating power increased by the admixture of a gas.

"Coal Gas" includes all flammable gases produced by the thermal treatment of coal.

"Liquefied Petroleum Gas" is a mixture composed substantially of C3 or C4 hydrocarbons or both of them either in a liquid or a gaseous state.

"Natural Gas" is a gaseous material containing hydrocarbons and obtained from bore holes or from crude oil otherwise than by thermal or catalytic process.

"Oil gas" is gas manufactured from petroleum or other oil by thermal, catalytic or other process but not including liquefied petroleum gas.

"Producer Gas" is gas manufactured by the action of air on hot coke.

"Refinery Gas" is the residual gas produced at a refinery and left over after all normally usable products (including liquefied petroleum gas) have been made extracted from the crude or feed stock.

"Tempered Liquid Petroleum Gas" is gas manufactured by mixing liquefied petroleum gas with air.

"Water Gas" is gas manufactured by the action of steam on hot coke.

"Liquefied Natural Gas" is natural gas as defined above when liquefied by the action of increase pressure or reduced temperature or both.

"Reformed Natural Gas" is gas produced by thermal, catalytic or other processing of natural gas.

"Tempered Natural Gas" is gas manufactured by mixing natural gas with air.

"Reformed Refinery Gas" is gas produced by thermal, catalytic or other processing of refinery gas.

"Bio-Gas" is any hydrocarbon containing gas produced by biological action on an organic substrate.

"Reformed Liquefied Petroleum Gas" is gas produced by thermal, catalytic or other processing or liquefied petroleum gas.

"Synthetic Natural Gas" is gas manufactured by mixing liquefied petroleum gas with air or a gas manufactured to have the same combustion quality as natural gas.

Notwithstanding the foregoing Rule, the following persons shall not be eligible for membership of the Federation, namely persons employed in, about or in connection with a coal or shale mine and employed by the owner or operator or a subsidiary or related company thereof.

- (i) In addition the following persons or classes of persons shall be eligible for membership of the Union, namely:

independent contractors who, if they were employees performing work of the kind which they usually perform as independent contractors, would be employees eligible for membership of the Federation.

Nothing in paragraphs (a) to (i) inclusive of this sub-rule limits the right of the union to enrol persons who are otherwise eligible for membership under any other sub-rule of this Rule.

**SECTION 4****PART K**

- (22) Notwithstanding anything else in this Rule and without being limited by any other provision of this Rule and without limiting any other provision of this Rule the union shall consist of persons employed in or in connection with the following industries or callings:-  
The preparation, manufacture, processing and packaging of tobacco, cigarettes, cigars or allied products in the States of New South Wales and Victoria, together with any person who is an officer of the Union.

**SECTION 5****PART L**

- (23) Notwithstanding any other provision of this Rule, nothing in any one Section of this Rule limits the eligibility of a person for membership of the Union pursuant to any other Section of this Rule, nor the right of the Union to enrol such persons who are otherwise eligible for membership pursuant to such other Section or Sections of this Rule.
- (24) Notwithstanding the other provisions of this rule, the holders of Office in the Union shall be eligible for membership of the Union together with such other persons whether employees in any industrial pursuit or pursuits or not, who may have been appointed officers of the Federation of Industrial Manufacturing and Engineering Employees prior to the amalgamation of that organisation with The Australian Workers' Union and admitted as members thereof.
- (25) Notwithstanding anything contained elsewhere in this rule, the union shall not, in the Australian Capital Territory and in the State of New South Wales, pursuant to Section 2 of this Rule, be entitled to enrol persons eligible for membership of the Construction, Forestry, Mining and Energy Union pursuant to its eligibility rules as at 23 June 1993 employed or engaged in the off-site timber joinery/furniture industry (not including persons, if otherwise eligible for membership of the union, in the aluminium fabrication industry) or substantially and predominantly engaged on glazing work in the aluminium fabrication industry.
- (26) Notwithstanding anything contained elsewhere in this rule, the Union shall not pursuant only to Section 2 of this Rule be entitled to enrol persons employed or engaged by any person, body, corporation, employer or principal who is engaged in the Building and/or Construction Industry in the occupation of a carpenter and/or joiner except those persons employed by the Crown or Local Government. Nothing in this paragraph affects the rights of the union to enrol and/or represent persons in accordance with Section 1 of these Rules nor anyone under Section 2 other than the persons specifically identified in the foregoing sentence, nor does the agreement alter or affect in any way the 1986 demarcation agreements between the Australian Workers Union, as it then were, and the Federated Ironworkers Association of Australia, as it then were, on the one hand, and the Building Workers Industrial Union of Australia and the Federated Engine Drivers and Firemens Association of Australasia, as they then were, on the other, nor does it affect the 1992 Agreement between the



Construction, Forestry and Mining Employees Union, as it then was, and the Australian Workers Union, as it then was.

- (27) (a) Notwithstanding anything else in this rule and without being limited by any other provision of this rule and without limiting any provision of this rule, persons employed or to be employed in the Exhibitions (Trade and Public Promotion) Industry shall be eligible for membership of the union.
- (b) For the purposes of the rule, Exhibitions (Trade and Public Promotion) Industry means the industry of fabricating, supplying, preparing, marking out, installing, dismantling or hiring exhibition stands and/or associated components used in or in connection with promotions, exhibitions, meetings and/or conventions, provided that this industry shall not be taken to include:
- (i) Any work coming within the scope of the National Joinery and Building Trade Products Award 1993 [Print K6616 [N0183]], the National Building and Construction Industry Award 1990 [Print L2807 [N0122]] or The Building and Construction Industry (ACT) Award 1991 [Print K0679 [B0171]] or their State counterpart awards; and/or
  - (ii) Work undertaken by employees of any employer party directly or indirectly respondent to the National Joinery and Building Trade Products Award 1993, the National Building and Construction Industry Award 1990 or The Building and Construction Industry (ACT) Award 1991 or their State counterpart awards; and/or
  - (iii) Work undertaken in or in connection with special events (e.g. Expos, Royal Easter Show, Australian Formula One Grand Prix) or industry shows within the constitutional coverage of the Construction, Forestry, Mining and Energy Union pursuant to its eligibility rule; and/or
  - (iv) Work undertaken in or in connection with, or by an employer whose normal business is, the construction of sets, scenery, props or other equipment or components for any theatrical, motion picture, video, television or entertainment production; and/or
  - (v) Work undertaken by an employer whose normal business in the business of transport with the constitutional coverage of the Transport Workers' Union of Australia.
  - (vi) Any work coming within the scope of the Electrical Contracting Industry Award 1992 [Print K3299 [E0068]], the Electrical Engineering and Contracting Industries (Northern Territory) Award 1995 [Print M0637 [E0021CRN]], and the State counterpart electrical contracting awards, and/or work undertaken by the employees of any employer party directly or indirectly respondent to the Electrical Contracting Industry Award 1992, the Electrical Engineering and Contracting Industries (Northern Territory) Award 1995, and the State counterpart electrical contracting awards.

## SECTION 6

## PART M

- (28) Notwithstanding anything else in this Rule, and without being limited by any other provisions of this Rule and without limiting any other provision of this Rule, all persons employed or to be employed by Luna Park Amusements Pty Limited at Luna Park in Sydney in the State of New South Wales with the exception of those persons solely or principally employed as performers shall be eligible for membership of the union.

## PART N

- (29) Without limiting the generality of the foregoing or being limited in any way by the foregoing every person employed or to be employed by Energy Developments Limited and/or by subsidiaries or related companies to Energy Developments Limited within the meaning of the Corporations Law shall be eligible for membership of the union and the union shall have the right to the exclusion of the ALHMWU, the AMWU, the CEPU and the CFMEU to represent under the Act, the industrial interests of such persons.

## PART O

- (30) Sub-rule to reflect orders made under the Industrial Relations Act 1988 (now the Workplace Relations Act 1996) and recorded in Print N2624

Notwithstanding any provision of this rule to the contrary and for the purpose of giving effect to the orders made on 18 June 1996 and recorded in Print N2624, and subject to further order of the Commission to vary or set aside the orders, with effect from 2 May 1997 persons employed by National Rail Corporation Limited shall not be eligible to become members of the union.

## PART P

- (31) Sub-rule to reflect orders made under the Industrial Relations Act 1988 (now the Workplace Relations Act 1996) and recorded in Print N3460

Notwithstanding any provision of this rule to the contrary and for the purpose of giving effect to orders made on 18 July 1996 and recorded in Print N3460, the union shall not have the eligibility to cover persons who are eligible to be members of the Australian Liquor, Hospitality and Miscellaneous Workers Union employed by contract cleaning and/or catering and/or food and/or security companies other than the following:

1. persons employed by Spotless in Commercial Support Program of the Australian Department of Defence contract work who are employed substantially in the following activities: grounds maintenance, tarmac maintenance, mechanical and electrical maintenance, building repair and/or maintenance, technical or supervisory and generally other persons whose work activities may generally be characterised as 'outdoor work'.
2. persons employed in contract cleaning and associated work undertaken by Event Services (excluding catering or food services work), in the following activities/locations

Homebush Bay Showground and services directly provided in association with events at the showground, the Eastern Creek Equestrian Centre, the Royal Hall of Industries, the Hordern Pavilion and associated facilities in regard to exhibitions at Paddington, and the AGVIEW event conducted at Camden (previously administered by the Royal Agricultural Society of New South Wales).

3. persons employed by Cleanevent Pty Ltd primarily employed in cleaning work in the following activities/locations: race courses, motor racing, golf tournaments, agricultural and horticultural events, outdoor entertainment venues (other than at sports stadiums), and employees performing horticultural work in sports stadiums/venues.

This rule shall not apply in the State of Queensland and the Northern Territory.

to the following:

#### RULE 5 - DESCRIPTION OF INDUSTRY

The industries in or in connection with which the Union is formed are those of:

##### PART A

- (1) Without limiting any provisions of other sub-rules hereof the industries of the employment of every bona fide worker, male or female, engaged in manual or mental labour in or in connection with any of the following industries or callings, namely:

Pastoral, agricultural, farming, horticultural, including the growing, picking and packing of edible fungi, viticultural (which includes employees in wineries), dairying, poultry farming, fruit growing, the sugar industry, but not limited to sugar growing, cane cutting, milling and refining, the handling and loading and storage for export and home consumption of grain, seed and manufactured sugar, the distillation of power alcohol, the growing, cutting, production, processing and treatment of tea, flax and tobacco, rabbit trapping, timber and sawmilling, afforestation and silviculture, the manufacture of masonite and/or caneite and/or veneer and/or plywood, and/or particle board and/or fibre boards and/or hardboard, and such like and all operations incidental thereto, meat preserving and meat trade generally, road making, water and sewerage, railway construction work, all persons engaged in or in connection with the construction of pipelines used in or in connection with the extraction and transmission of hydrocarbons, solids, slurries and similar substances, manufacture or preparation, applying, laying or fixing of bitumen emulsion, asphalt emulsion, bitumen or asphalt preparations, hot pre-mixed asphalt, cold paved asphalt and mastic asphalt, the mining, smelting, reducing and refining of ores, the production and harvesting of salt, gypsum procurement, dredging or sluicing work, mining for coal, including the extraction of the by-products; all employees engaged in or in connection with or incidental to the receiving, handling and storage, sampling, maintenance, pumping, loading or unloading of coal, coke, carbon, mineral sand, mineral earth, clays, marine oil, ores, phosphates, and all concentrates in any form associated with mining and/or smelting and/or reduced and/or refining

and/or exploration, at all terminals, storage and distribution areas; the search and/or drilling for hydrocarbons, the production, processing and transmission of hydrocarbons, the prospecting, surveying, exploration and drilling for minerals and metals (except as to members of organizations in the shipping industry); the manufacture of briquettes and the distillation of oils, timber getting for mining purposes, stone quarrying, land surveying, fish cleaning, net making, fish trawling, fish purse seining or polling, fish farming, fishing activity, marine farming, aquaculture, pisciculture, mariculture, cultivation of live sea and freshwater products, breeding or spawning of fish and hatching of fish or marine products whether in or from the sea, rivers, dams, tanks, ponds, underwater cages, aquariums or other water source, holding, containing, penning or harvesting of live fish or marine products or marine vegetation, cleaning, purging, flushing, packing, freezing, processing, preserving, smoking, treatment or marketing of fish or marine products, cultivation, culling or treatment of oysters, oyster leases or oyster farms, treatment of whales and by-products, manufacture of copper bars, rods and wire, the manufacture of cables and the process of covering or insulating cables, the production or manufacture of aluminium, the construction, maintenance and conduct of railways and all kinds of general labour, the manufacture of soap and candles, and butterine and margarine, and preparation and packing of crisps and extrusions including but not limited to, potatoes and cereals, the manufacture of nut foods, and drugs, and chemicals and gases, and blue, and toys, the manufacture and milling of paper and cardboard and the like, the extraction and refining of vegetable oils, tea packing, the dehydration of vegetables and fruit, laundries, persons employed or competent to be employed as Hairdressers, Barbers, Wigmakers, Hairworkers, and their assistants and all employees in and in connection with Beauty Parlours, and receptionists employed in connection therewith, all employees in or in connection with retail and wholesale establishments, including but not limited to shop assistants, motor vehicle salespersons and van salespersons, fire brigades, boring for water or oil or refining such oil or the extraction of the oil products, the production of charcoal, or in connection with the cotton industry, the destruction of prickly pear or of noxious weeds and vegetation or the treatment of products thereof and the eradication of pests and vermin; the treatment of prickly pear or of the products thereof, the manufacture of cement and cement articles and/or the operation of concrete batching plants, the manufacture of fibrolite articles, manufacture of fibre cement and/or asbestos cement products, employees engaged in or in connection with the manufacture of all types of bricks and pottery, the formation and maintenance of racecourse tracks, golf links, bowling greens and tennis courts and of all gardens, lawns and greens in connection therewith, ski instructors, employees engaged at chair lifts, T-bars and ski runs either snow or grass, persons employed in or about the Newcastle Iron and Steel Works or any works directly subsidiary thereto, or in any quarry or mine or other industrial establishment where the work done is wholly or mainly the supply of materials incidental to the manufacture of iron and steel at the Newcastle Iron and Steel Works, persons employed in and about the works of the following companies at Port Kembla - namely: Metal Manufactures Limited, Port Kembla Copper, and Australian Fertilizers Limited, fellmongering, woolsorting and woolscouring and basil tanning; undertaking and burial.

- (2) Without limiting the generality of the foregoing or being limited in any way by the foregoing the industry of or calling of horse training and/or horse racing.

- (3) Without limiting the generality of the foregoing or being limited in any way by the foregoing the industry or calling of either or both catering and cleaning for or at premises provided for persons working in or in connection with any of the industries described in the other paragraphs of this Rule 5.
- (4) Without limiting the generality of any other provisions of this Rule or being limited in any way thereby, the industries or callings of:
- (a) Landscaping;
  - (b) Builders labourers.
  - (c) The construction, repair maintenance or demolition of:
    - (i) Civil and/or mechanical engineering projects including any building construction performed on or in connection with any such projects.
    - (ii) Power transmission, light, television, radio, communication, radar, navigation, observation towers or structures.
    - (iii) Power houses, chemical plants, hydrocarbons and/or oil treatment plants or refineries.
    - (iv) Silos.
    - (v) Sports and/or entertainment complexes.
    - (vi) Car parks.

All employees engaged in or in connection with or incidental to the construction and/or maintenance and/or repair and/or operation of local authority work or works and/or state and/or federal public works and/or statutory bodies including harbour boards, but not limited to harbour boards.

#### PART B

- (5) Without limiting the generality of the foregoing or being limited in any way by the foregoing, the industry of Engineering.

#### PART C

- (6) Without limiting the generality of the foregoing or being limited in any way by the foregoing, the industries or the employment of an unlimited number of persons being:
- (a) Persons employed or usually employed in the Public Service of the Commonwealth, or in private industry, in the manufacture, preparation, storage or delivery of ammunition (including sporting and military), cordite, explosives (including commercial and military), arms (including sporting and military), and munitions, or work incidental thereto throughout the Commonwealth.
  - (b) All workers in wire, employees in or about wire netting or other wire workers, employees engaged in the manufacture of metal wire or of any article or articles made therefrom. Employees engaged in the

process of galvanising or tinning articles of wire or any form of metal, and in the processing leading up to the preparation of such tinning or galvanising and all workers engaged in tubular gate making.

- (c) All assistants and all labourers, general or special, engaged in connection with the work of boilermakers, blacksmiths, engineers (including electrical engineers), moulders, coppermiths, sheet-iron workers, plumbers, springmakers, electricians, motor mechanics and any other mechanics engaged in the iron, steel and metal industries.
- (d) Dressers, grinders, drillers on stationary machines, furnacemen (including forge furnacemen), pipe moulders, tool storemen, and all labourers, general or special, engaged in the iron, steel and metal industries, or engaged in the cast-iron, pipemaking industry, steel locking bar pipe industry, riggers and scaffolders (other than riggers on ships), machinists, and all assistants to mechanics, and labourers general or special, employed in constructional shops in industries referred to in subrule (6) of this Rule in or in connection with which this Union is registered as an organisation.
- (e) Machinists engaged in the steel locking bar pipe-making industry. All persons employed in the iron, steel and tin plate rolling industries. All persons employed in the manufacture of galvanised iron, in the manufacture and/or rolling of brass, copper and aluminium and other non-ferrous metals and in the process of lining and/or covering pipes with bitumen, and all persons employed in the achine horseshoe-making industry and in the reinforced steel industry carried out in workshops or foundries.
- (f) Persons engaged in a repetition or specialised process of the production of or assembling of machine parts or metallic articles. Persons engaged in a repetition or specialised process for the production of plastic moulding. Persons engaged in the assembling of motor chasses, bumper bars, motor accessories and the like and employees including labourers, engaged as assistants in the manufacture of such articles and/or accessories and the like. Operators of metal spraying machines and labourers employed directly or indirectly as assisting such workers. All employees engaged in the erection of television antennae excepting that those persons including tradesmen who are eligible for membership of the Union pursuant to subrule(5) shall remain eligible for membership of the Union.
- (g) All classes of employees which are referred to in the preceeding paragraphs (a), (b), (c), (d), (e) and (f), engaged in or in connection with the industries of ship-building and ship repairing or engaged in or in connection with the work of foundries, together with such other persons, whether employees in any industrial pursuit or pursuits or not, who may have been appointed Officers of the Union and admitted as members thereof.
- (h) Persons employed or usually employed in connection with the Artificial Manures, Fertilizers, Acids, Alkalis and Chemical Industries.

**PART D**

- (7) Notwithstanding anything else in this Rule and without being limited by any other part of this Rule or limiting any other part of this Rule, the Carpentry and Joinery Industry including, in the port of Sydney (excluding Garden Island) in the State of New South Wales and in the State of South Australia, the industry of ships carpentry and/or joinery; and

**PART E**

- (8) Notwithstanding anything else in this Rule and without being limited by any other part of this Rule or limiting any other part of this Rule in South Australia the industry of brushmaking; and

**PART F**

- (9) Notwithstanding anything else in this Rule and without being limited by any other part of this Rule or limiting any other part of this Rule, the Rope and Cordage Industry.

**PART G**

- (10) Notwithstanding anything else in this Rule and without being limited by any other provision of this Rule or limiting any other provisions of this Rule, the glass industry.

**PART H**

- (11) Notwithstanding anything else in this rule, and without being limited by any other provision of this rule and without limiting any other provision of this rule, persons employed as entertainment industry products employees and operators employed by Sony Music Australia Limited and Entertainment Distributors Company Limited at their premises at Huntingwood Estate, Eastern Creek in the State of New South Wales are eligible for membership of the Union.

**PART I**

- (12) Notwithstanding anything else in this rule and without being limited by any other provision of this rule and without limiting any other provision of this rule, persons employed by Auschar Operations Pty. Limited to operate, control and/or maintain its Traralgon plant in the La Trobe Valley in the State of Victoria shall be eligible for membership of the Union.

**PART J**

- (13) Notwithstanding anything else in this rule and without being limited by any other part of this rule and without limiting any other part of this rule, the industry of
- (a) all salaried members of the staffs of gas companies throughout the Commonwealth of Australia excepting:
    - (i) general managers (other than in the case of the South Australian Gas Company and its subsidiaries);

- (ii) chief executive officers (being officers who are in effect General Managers but not so designated) [other than in the case of the South Australian Gas Company and its subsidiaries]; and
  - (iii) tradesmen (not being foremen) who from day to day use tools of trade other than for the purpose of demonstrating their use or in cases of emergency;
- (b) in addition to, and without detracting from the generality of the coverage conferred by paragraph (a) of this sub-rule, all persons who are employed by gas companies throughout the Commonwealth of Australia either wholly or substantially in professional, technical, clerical, marketing or supervisory capacities;
- (c) any other persons who may be elected officers of the Union or a branch thereof;
- (d) Provided further that nothing in this Rule shall confer eligibility upon a person employed by a person, firm, company, board, trust, body corporate, local government authority or statutory body (whether or not representing the Crown) which is -
- (i) engaged in the exploration for hydrocarbons (other than the Gas & Fuel Corporation of Victoria and the South Australia Gas Company, and their subsidiaries);
  - (ii) engaged in the extraction of hydrocarbons and/or processing in or in connexion with the extraction process;
  - (iii) engaged in providing services to other entities which are engaged in activities set out in sub-paragraphs (i) or (ii) of this paragraph including the provision of prospecting, maritime, seismic survey, drilling, construction, catering, diving, technical and maintenance services; and/or
  - (iv) engaged in transmission of hydrocarbons by pipeline from the location of activities described in sub-paragraph (ii) of this paragraph and which supplies such hydrocarbons to another entity for refining, reticulation, power generation or other industrial or commercial use other than the transmission of gas by a gas company for reticulation

and who is engaged in or in connexion with any of the activities described in sub-paragraphs (i) - (iv) above.

- (e) in these rules, the following definitions shall apply;

"Gas Companies", without limiting the generality of the words, includes any person, firm, company, board, trust, body corporate, local government authority or statutory body (whether or not representing the Crown) engaged in or in connexion with:

- (i) the exploration for, production, sale, marketing or distribution of town gas either alone or in conjunction with any other substance within the Commonwealth of Australia; or
- (ii) the handling, conveying, carrying or transportation by means of pipeline or otherwise, of town gas either alone or in conjunction with any other substance within the Commonwealth of Australia.



But does not include the State Energy Commission of Western Australia, its subsidiaries, or its public body successors who are within the Statutory Corporation or Municipal Industry.

But does not include employees of the Australian Government or employees of Statutory Authorities of the Australian Government.

"Town Gas", wherever used herein shall be deemed to include carburetted water gas, coal gas, producer gas, refinery gas, reformed liquified petroleum gas, reformed refinery gas, tempered liquid petroleum gas, water gas, synthetic natural gas, liquified natural gas, reformed natural gas, tempered natural gas, bio-gas and a mixture of two or more such gases.

The gases hereby included in the definition are defined as under:

"Carburetted Water Gas" is flammable gas produced by the interaction of steam and hot coke and which has had its heating power increased by the admixture of a gas.

"Coal Gas" includes all flammable gases produced by the thermal treatment of coal.

"Liquified Petroleum Gas" is a mixture composed substantially of C3 or C4 hydrocarbons or both of them either in a liquid or a gaseous state.

"Natural Gas" is a gaseous material containing hydrocarbons and obtained from bore holes or from crude oil otherwise than by thermal or catalytic process.

"Oil Gas" is gas manufactured from petroleum or other oil by thermal, catalytic or other process but not including liquified petroleum gas.

"Producer Gas" is gas manufactured by the action of air on hot coke.

"Refinery Gas" is the residual gas produced at a refinery and left over after all normally useable products (including liquified petroleum gas) have been made or extracted from the crude or feed stock.

"Tempered Liquid Petroleum Gas" is gas manufactured by mixing liquified petroleum gas with air.

"Water Gas" is gas manufactured by the action of steam on hot coke.

"Liquified Natural Gas" is natural gas as defined above when liquified by the action of increased pressure or reduced temperature or both.

"Reformed Natural Gas" is gas produced by thermal, catalytic or other processing of refinery gas.

"Tempered Natural Gas" is gas manufactured by mixing natural gas with air.

"Reformed Refinery Gas" is gas produced by thermal, catalytic or other processing of refinery gas.

"Bio-gas" is any hydrocarbon containing gas produced by biological action on an organic substrate.

"Reformed Liquefied Petroleum Gas" is gas produced by thermal, catalytic or other processing of liquefied petroleum gas.

"Synthetic Natural Gas" is gas manufactured by mixing liquefied petroleum gas with air or a gas manufactured to have the same combustion quality as natural gas.

Notwithstanding the foregoing Rule, the Industry in connexion with which the Federation is formed excludes persons employed in, about or in connexion with a coal or shale mine and employed by the owner or operator or a subsidiary or related company thereof.

#### **PART K**

- (14) Notwithstanding anything else in this rule and without being limited by any other part of this rule or limiting any other part of this rule, in or in connection with the industry of preparation, manufacture, processing and packaging of tobacco, cigarettes, cigars and allied products in the States of New South Wales and Victoria.

#### **PART L**

- (15) Notwithstanding any other provision of this Rule, nothing in any one part of this Rule limits the description of industries in or in connection with which the Union is registered pursuant to any other part of this Rule.
- (16) This industry Rule in so far as it adopts the industry Rule of the Australasian Society of Engineers prior to amalgamation with The Federated Ironworkers' Association of Australia shall be construed as if it is the industry Rule of the Australasian Society of Engineers prior to amalgamation and shall be treated as standing alone and separate from the remaining parts of the industry Rule.

#### **PART M**

- (17) Notwithstanding anything else in this Rule and without being limited by any other provisions of this Rule and without limiting any other provision of this Rule, all persons employed or to be employed by Luna Park Amusements Pty Limited at Luna Park in Sydney in the State of New South Wales with the exception of those persons solely or principally employed as performers are eligible for membership of the union.

RULE 6 - ELIGIBILITY FOR MEMBERSHIP

SECTION 1

PART A

- (1) Every bona fide worker, male or female, engaged in manual or mental labour in or in connection with any of the following industries or callings, namely: Pastoral (otherwise than as a shearing contractor), agricultural, farming, horticultural, including the growing, picking and packing of edible fungi, viticultural, which includes employees in wineries, dairying, poultry farming, fruitgrowing, the sugar industry, but not limited to sugar growing, cane cutting, milling and refining, the handling and loading and storage for export and home consumption of grain, seed and manufactured sugar, the distillation of power alcohol, the growing, cutting, production, processing and treatment of tea, flax and tobacco, rabbit trapping, timber and sawmilling industry, afforestation and silviculture, employees engaged in or in connection with the manufacture of masonite and/or caneite and/or veneer and/or plywood, and/or particle board, and/or fibre boards and/or hard board and such like and all operations incidental thereto, meat preserving and meat trade generally, road making, water and sewerage, railway construction work, all persons engaged in or in connection with the construction of pipelines used in or in connection with the extraction and transmission of hydrocarbons, solids, slurries and similar substances, all persons engaged in or in connection with the manufacture or preparation, applying, laying or fixing of bitumen emulsion, asphalt emulsion, bitumen or asphalt preparations, hot pre-mixed asphalt, cold paved asphalt, and mastic asphalt, the mining, smelting, reducing and refining of ores, the production and harvesting of salt, gypsum procurement, including all workers engaged in or in connection with dredging or sluicing work, mining for coal including the extraction of the by-products; all employees engaged in or in connection with or incidental to the receiving, handling and storage, sampling, maintenance, pumping, loading or unloading of coal, coke, carbon, mineral sands, mineral earths, clays, marine oil, ores, phosphates and all concentrates in any form associated with mining and/or smelting and/or reduced and/or refining and/or exploration, at all terminals, storage and distribution areas, the search and/or drilling for hydrocarbons, the production, processing and transmission of hydrocarbons, the prospecting, surveying, exploration and drilling for minerals and metals (except as to members of organisations in the shipping industry): the manufacture of briquettes, the distillation of oils and all labour incidental thereto, all surface labourers engaged about or in connection with all coal mines, and all persons engaged in timber getting for mining purposes, stone quarrying, land surveying, fish cleaning, net making, employees engaged in or in connection with the treatment of whales and by-products, and general labour in connection with fish trawling, fish purse seining or polling, fish farming, fishing activity, marine farming, aquiculture, pisciculture, mariculture, cultivation of live sea and freshwater products, breeding or spawning of fish and hatching of fish or marine products whether in or from the sea, rivers, dams, tanks, ponds, underwater cages, aquariums or other water source, holding, containing, penning or harvesting of live fish or marine products or marine vegetation, cleaning, purging, flushing, packing, freezing, processing, preserving, smoking, treatment or marketing of fish or marine products, cultivation, culling or treatment of oysters, oyster leases or oyster farms, manufacture of copper bars, rods and wire, all persons engaged in or in connection with the manufacture of cables and all persons engaged

in the process of covering or insulating cables and all persons engaged in the production or manufacture of aluminium, the construction, maintenance and conduct of railways, and all kinds of general labour, the manufacture of soap and candles, and butterine and margarine, and preparation and packing of crisps and extrusions including but not limited to, potatoes and cereals, the manufacture of nut foods, and drugs, and chemicals and gases, and blue, and toys, the manufacture and milling of paper and cardboard and the like and all labour connected therewith, of the extraction and refining of vegetable oils, of tea packing, employees engaged in or in connection with the dehydration of vegetables and fruit, of all work in laundries, persons employed or competent to be employed as Hairdressers, Barbers, Wigmakers, Hairworkers, and their Assistants and all employees in and in connection with Beauty Parlours, and receptionists employed in connection therewith, all employees in or in connection with retail and wholesale establishments, including but not limited to shop assistants, motor vehicle salespersons and van salespersons, of all work in connection with fire brigades, and volunteer firemen, all employees engaged in boring for water or oil or engaged in refining such oil or in the extraction of the oil products, all persons engaged in or in connection with the production of charcoal, all employees engaged in or in connection with the cotton industry, all employees engaged in the destruction of prickly pear or of noxious weeds and vegetation or the treatment of products thereof and the eradication of pests and vermin; or in the treatment of prickly pear or of the products thereof, the manufacture of cement and cement articles and/or the operation of concrete batching plants, the manufacture of fibrolite articles, manufacture of fibre cement and/or asbestos cement products, employees engaged in or in connection with the manufacture of all types of bricks and pottery, the formation and maintenance of racecourse tracks, golf links, bowling greens and tennis courts and of all gardens, lawns and greens in connection therewith, ski instructors, employees engaged at chair lifts, T-bars and ski runs either snow or grass, persons employed in or about the Newcastle Iron and Steel Works or any Works directly subsidiary thereto, or in any quarry or mine, or other industrial establishment where the work done is wholly or mainly the supply of materials incidental to the manufacture of iron and steel at the Newcastle Iron and Steel Works, all persons employed in and about the works of the following companies at Port Kembla - namely: Metal Manufactures Limited, Port Kembla Copper, and Australian Fertilizers Limited, all persons who are bona fide employees wholly or partly engaged in or in connection with the business of fellmongers, woolsorters, woolscourers, basil tanners and their assistants; persons who are employed, or are competent to be employed in any position connected with the making, trimming or polishing of coffins, managing of branch establishments or any other general work in connection with the business of an undertaker or in any general work in cemeteries shall be eligible for membership of the Union.

- (2) Without limiting the generality of the foregoing or being limited in any way by the foregoing every person employed in or in connection with the industry or calling of horse training and/or horse racing shall be eligible for membership of the Union.
- (3) Without limiting the generality of the foregoing or being limited in any way by the foregoing every bona fide worker employed in or in connection with the industry or calling of either or both catering and cleaning for or at premises provided for persons working in or in connection with any of the industries described in the other paragraphs of this Rule 6 shall be eligible for membership of the Union.

- (4) Without limiting the generality of any other provisions of this Rule or being limited in any way thereby, every bona fide worker employed in or in connection with the industries or callings of:
- (a) Landscaping;
  - (b) Builders labourers.
  - (c) The construction, repair maintenance or demolition of:
    - (i) Civil and/or mechanical engineering projects including any building construction performed on or in connection with any such projects.
    - (ii) Power transmission, light, television, radio, communication, radar, navigation, observation towers or structures.
    - (iii) Power houses, chemical plants, hydrocarbons and/or oil treatment plants or refineries.
    - (iv) Silos.
    - (v) Sports and/or entertainment complexes.
    - (vi) Car parks excepting car park buildings and car parks within the alignment of a building;
    - (vii) assistants or labourers engaged in connection with the work of tradesmen in the iron, steel or metal industries;
    - (viii) riggers, splicers, scaffolders, dogmen, crane chasers, spray painters, iron workers or employees assisting or facilitating the work of a tradesman engaged on the erection of metal structures or the installation of plant and machinery, such erection or installation not being on a building.
- shall be eligible for membership of the union.
- (5) All employees engaged in or in connection with or incidental to the construction and/or maintenance and/or repair and/or operation of local authority work or works and/or state and/or federal public works and/or statutory bodies including harbour boards, but not limited to harbour boards.
- (5A) All persons employed or to be employed by Village Sea World Operations Pty Ltd and Warner Sea World Operations Pty Ltd (collectively trading as Sea World Enterprises) at the Sea World Theme Park, Gold Coast and its associated facilities, shall be eligible for membership of the Union.
- (5B) All persons employed or to be employed by Kirby Banner Pty Ltd and Warner World Australia Pty Ltd (collectively trading as Movie World Enterprises) at the Movie World Theme Park, Movie Studios (except where such employees are engaged directly in the production of film or television programmes) and Wet 'N' Wild Water Slide Complex at Oxenford in the State of Queensland shall be eligible for membership of the Union.
- (5C) All persons employed or to be employed by Janola Dale Pty Ltd, its successors, assignees or transmittes at Dreamworld Theme Park, Coomera, Queensland shall be eligible for membership of the Union.

- (5D) All persons employed or to be employed by Village Nine Network Leisure Company Pty Ltd at Intencity, World Live! and Hide and Seek Theme Parks established in the Commonwealth of Australia shall be eligible for membership of the Union.
- (5E) Sub-rule to reflect the Live Theatre and Concert Industry Representation Order 1996 made under the Industrial Relations Act 1988 (now the Workplace Relations Act 1996) and recorded in Print N5128.

For the purposes of this sub-rule, the Live Theatre and Concert Industry shall mean all activities undertaken in or in connection with producing, presenting, or otherwise undertaking live theatrical, performance art, operatic, orchestral, dance, variety, revue, comedy, multi-media, choral, or musical performances, productions, presentations, workshops, rehearsals or concerts, including the provision, sale, service or preparation of food or drink and also including selling tickets by any means, for or in or in connection with any such performances, productions, presentations, workshops, rehearsals or concerts, and including the operation of venues or other facilities, whether permanent or temporary, utilised for such performances, productions, presentations, workshops, rehearsals or concerts, whether or not such performances, productions, presentations, workshops, rehearsals or concerts are performed or presented in the presence of an audience, or are recorded by any means.

Notwithstanding any provision of this rule to the contrary but subject to sub-rule (31) in Section 6 Part P of this rule and for the purpose of giving effect to the Live Theatre and Concert Industry Representation Order 1996 made on 18 September 1996 and recorded in Print N5128 and so long as that order remains in force without variation, with effect from 24 September 1998, the following persons shall be eligible for membership of the union:

- (a) all persons employed in the Live Theatre and Concert Industry in the State of Queensland save and except for the following:
- (i) all persons employed in the Live Theatre and Concert Industry who are eligible to be members of the Media, Entertainment and Arts Alliance by virtue of Part A, Part C, or Part D of Rule 4 - ELIGIBILITY FOR MEMBERSHIP of the rules of the Media, Entertainment and Arts Alliance as at 1 January 1996;
  - (ii) persons employed at major performing arts venues in Queensland including but not limited to the Queensland Performing Arts Centre, and the Suncorp Theatre, or at companies or employers in receipt of subsidies from either Commonwealth or Queensland state arts funding bodies, including but not limited to the Queensland Theatre Company, the Queensland Opera, Queensland Ballet, and Dance North, or by companies engaged in the contracting of theatre technical and crewing services;
  - (iii) persons employed in the Live Theatre and Concert Industry at venues or by companies associated with institutions of higher learning and including persons employed by student unions or guilds;
  - (iv) persons employed in theatre restaurants;

- (v) persons employed at the Gold Coast Arts Centre and at Jupiters Casino;
  - (vi) persons employed at venues or by employers in Queensland which are members of the National Association of Regional Performing Arts Centres other than at the NARPAC centre at Redcliffe Queensland.
- (b) persons directly employed by Event Services Pty Ltd other than performers and theatre technical or creative employees or employees of contractors in respect of theatrical or concert performances held at The Royal Agricultural Society site at Paddington (restricted to the stables, Hordern Pavilion and Hall of Industry) and the Homebush Bay Olympic Games Sporting and Recreation site.

## SECTION 2

### PART B

- (6) Without limiting the generality of the foregoing or being limited in any way by the foregoing, persons engaged in any of the following Trades or Branches of Trades shall be eligible for membership of the Union:
- (a) Engineers, Fitters, Turners, Water Meter Fitters, Tool and Gauge Makers, Die Sinkers, Mechanical and/or Scientific Instrument Makers, Scale Makers and Adjusters, Safe Makers, Pipe Fitters, Motor Mechanics, and Tuners and Testers, Cycle and Motor Cycle Mechanics, Typewriter Mechanics, Patternmakers, Copper Smiths, Brassfinishers, Engineering and General Forgers, Forge Furnacemen, Blacksmiths, Shipsmiths, Angle-Ironsmiths, Springsmiths, Spring Fitters, Welders, Oxy-Acetylene Cutters, Locksmiths, Mechanical Draughtsmen, Millwrights, Iron and Steel Rollers, Electrical Fitters, Electrical Mechanics, Machine Makers, Milling Machinists, Planers, Slotters, Borers, Shapers, Drillers, Polishers, Grinders and Lappers, Bolt and Nut Machinists, Agricultural Implement Makers, Panel Beaters, Gunsmiths, Technicians and any other Machine Operators or Mechanics employed in the Engineering, Locomotive, Shipbuilding, Rolling Stock, Aircraft, Munition and Iron Trades, or in any other Industry.
  - (b) Smiths' strikers and mechanics' assistants or groups of strikers and assistants engaged in any of the above trades deciding to amalgamate with or join this Union shall be admitted upon such terms as shall be agreed upon by the National Conference and consistent with the Rules of the Union, so long as it is not antagonistic to any other Trade Union dealing solely with that class of worker and operating in the immediate locality.
  - (c) This eligibility rule in so far as it adopts the eligibility rule of the Australasian Society of Engineers prior to amalgamation with The Federated Ironworkers' Association of Australia shall be construed as if it is the eligibility rule of the Australasian Society of Engineers prior to amalgamation and shall be treated as standing alone and separate from the remaining parts of the eligibility rule.

**PART C**

- (7) Without limiting the generality of the foregoing or being limited in any way by the foregoing the following persons shall be eligible for membership of the Union :
- (a) Persons employed or usually employed, in the Public Service of the Commonwealth, or in private industry, in the manufacture preparation, storage or delivery of ammunition (including sporting and military), cordite, explosives (including commercial and military), arms (including sporting and military), and munitions or work incidental thereto throughout the Commonwealth.
  - (b) All workers in wire, employees in or about wire netting or other wire workers, employees engaged in the manufacture of metal wire or of any article or articles made therefrom. Employees engaged in the process of galvanising or tinning articles of wire or any form of metal, and in all processing leading up to the preparation of such tinning or galvanising and all workers engaged in tubular gate making.
  - (c) All assistants and all labourers, general or special, engaged in connection with the work of boilermakers, blacksmiths, engineers (including electrical engineers), moulders, copper-smiths, sheet-iron workers, plumbers, springmakers, electricians, motor mechanics, and any other mechanics engaged in the iron, steel and metal industries.
  - (d) Dressers, grinders, drillers on stationary machines, furnacemen (including forge furnacemen), pipe moulders, tool storemen, and all labourers, general or special, engaged in the iron, steel and metal industries, or engaged in the cast-iron, pipemaking industry, steel locking bar pipe industry, riggers and scaffolders (other than riggers on ships), and all assistants to mechanics, and labourers general or special, employed in constructional shops in industries referred to in sub-rule (6) of Rule 5 in or in connection with which this Union is registered as an organisation.
  - (e) Machinists engaged in the steel locking bar pipe-making industry. All persons employed in the iron, steel and tin plate rolling industries. All persons employed in the manufacture of galvanised iron, in the manufacture and/or rolling of brass, copper and aluminium and other non-ferrous metals, and in the process of lining and/or covering pipes with bitumen, and all persons employed in the machine horseshoe-making industry and in the reinforced steel industry carried out in workshops or foundries.
  - (f) Persons engaged in a repetition or specialised process for the production of or assembling of machine parts or metallic articles. Persons engaged in a repetition or specialised process for the production of plastic moulding. Persons engaged in the assembling of motor chasses, bumper bars, motor accessories and the like and employees, including labourers, engaged as assistants in the manufacture of such articles and/or accessories and the like excepting assemblers of engines, engineers, fitters, turners, planers, shapers, slotters, millers and motor mechanics. Operators of metal spraying machines and labourers employed directly or indirectly as assisting such workers. All employees other than



tradesmen engaged in the erection of television antennae excepting that those persons including tradesmen who are eligible for membership of the Union pursuant to any other Part of this Rule shall remain eligible for membership of the Union.

- (g) All classes of employees which are referred to in the preceding paragraphs 7(a), 7(b), 7(c), 7(d), 7(e) and 7(f), engaged in or in connection with the industries of ship-building and ship repairing or engaged in or in connection with the work of foundries, other than those persons including tradesmen who are eligible for membership of the Union pursuant to any other Part of this Rule.
  - (h) All persons employed to assist and facilitate the work of engineering, electrical and other metal tradesmen in the performance of work for which such tradesmen or other technical supervisors are responsible, notwithstanding that their work includes hoisting, lowering, fleeting, whether by block and tackle or by other means, tools, equipment, machinery or other articles or material in connection with the work of such tradesmen in ship-yards and dock-yards or on ship or between ship and shipyard and dockyard. This paragraph shall apply notwithstanding any other provision of this Rule, but shall not by implementation affect the construction of the other provisions of this Rule.
  - (i) Persons employed or usually employed in any establishment wholly or partly engaged in or connected with the manufacture, preparation and storage (or any of them) of Bone Dust, and other Artificial Manures and Fertilizers (and any of them), and of Acids, Alkalis and Chemicals of all kinds whether in liquid solid or gaseous form (or any of them), and work incidental thereto AND of persons employed in any type of labour in and around such establishment whose employment is incidental to the proper carrying out of the foregoing manufacture, preparation and storage (or any of them).
- (8) (a) Notwithstanding sub-rule 7 of this Rule, persons who are employed in or in connection with:
- (i) The manufacture and distribution of cables and other conductors for the transmission of energy or
  - (ii) Processes connected with or incidental to such manufacture and distribution,
- (b) Nothing in paragraph (a) above limits the right of the Union to enrol persons who are eligible for membership under sub-rule (7) of this Rule and whose principal work is ancillary to the work of tradesmen however classified.
- (c) Nothing in paragraph (a) above limits the right of the Union to enrol persons who are otherwise eligible for membership under any other Part of this Rule.
- (9) (a) Notwithstanding anything else in sub-rules (6) and (7) but subject to (b) and (c) below, persons employed or to be employed in or at the establishment of Fibremakers Ltd., Canterbury Road, Bayswater, Victoria, in the manufacture and/or production of synthetic filament yarn are not eligible for membership of the Union.

- (b) Nothing in paragraph (a) above limits the right of the Union to enrol persons who are otherwise eligible for membership under sub-rules (6) and (7) of this rule and who are employed as assistants to tradesmen or in other classifications concerned with the maintenance of the plant or similar functions not directly connected with the production and/or manufacturing process of synthetic filament yarn.
  - (c) Nothing in paragraph (a) above limits the right of the Union to enrol persons who are otherwise eligible for membership under any other Part of this rule.
- (10) Notwithstanding any other provisions of this Part, persons employed as Production Team Members by Southern Aluminium Pty Ltd at Bell Bay, Tasmania are eligible for membership of the Union.
  - (11) Notwithstanding anything contained elsewhere in this Rule, the Union shall not pursuant to Section 2 of this Rule be entitled to enrol persons eligible for membership of The Federated Furnishing Trades Society of Australasia pursuant to its eligibility Rules as at 30 June 1992 (including persons employed or engaged in the manufacture of free standing furniture but not including persons, if otherwise eligible for membership of the Union employed in the manufacture of metal or plastic furniture or in aluminium fabrication) in the States of Queensland, New South Wales, Victoria, South Australia and Tasmania or in the Australian Capital Territory.
  - (12) Notwithstanding anything contained elsewhere in this Rule, the Union shall not pursuant to Section 2 of this Rule be entitled to enrol persons eligible for membership of the Construction Forestry and Mining Employees Union pursuant to its eligibility Rules as at 30 June 1992 employed or engaged in the off-site timber joinery/furniture industry (not including persons, if otherwise eligible for membership of the Union, in the aluminium fabrication industry) in the State of Queensland.
  - (13) Notwithstanding anything contained elsewhere in this Rule, the Union shall not pursuant to Section 2 of this Rule be entitled to enrol persons employed or engaged in the State of Queensland in glazing work in the timber joinery/furniture industry or employed or engaged substantially and predominantly on glazing work in the aluminium fabrication industry in the State of Queensland.

**PART D**

- (14) Notwithstanding anything else in this Rule, and without being limited by any other provision of this Rule and without limiting any other provisions of this Rule the following persons shall be eligible for membership of the Union:
  - (a) persons employed in, usually employed in or qualified to be and desirous of being employed in or seeking to be employed in or in connection with the industry or industries, and/or occupation, and/or calling, and/or vocations, and/or industrial pursuits of:  
  
and/or
  - (b) who, otherwise than as employees or employers, follow an occupation in or in connection with the industry or industries of:  
  
and/or

- (c) who, otherwise than as employees, are engaged in the industrial pursuit or pursuits of:

Carpenters and/or Joiners including, in the Port of Sydney (excluding Garden Island) in the State of New South Wales and in the State of South Australia, Ships Carpenters and/or Joiners.

- (15) (a) Notwithstanding anything contained elsewhere in this Rule, the Union shall not pursuant to Section 2 of this Rule be entitled to enrol persons eligible for membership of The Federated Furnishing Trades Society of Australasia pursuant to its eligibility Rules as at 30 June 1992 (including persons employed or engaged in the manufacture of free standing furniture but not including persons if otherwise within the constitutional coverage of the Union employed in the joinery or shopfitting industry) in the States of Queensland, New South Wales, Victoria, South Australia and Tasmania or in the Australian Capital Territory.
- (b) Notwithstanding anything contained elsewhere in this Rule, the Union shall not pursuant to Section 2 of this Rule be entitled to enrol persons, eligible for membership of the Construction, Forestry and Mining Employees Union pursuant to its eligibility Rules as at 30 June 1992 employed or engaged in the off-site joinery/furniture industry in the State of Queensland.
- (c) Notwithstanding anything contained elsewhere in this Rule, the Union shall not pursuant to Section 2 of this Rule be entitled to enrol persons eligible for membership of The Operative Painters and Decorators Union of Australia pursuant to its eligibility Rules as at 30 June 1992 employed or engaged in the off-site joinery/furniture industry in the State of Queensland.

#### PART E

- (16) Notwithstanding anything else in this Rule and without being limited by any other provision of this Rule, and without limiting any other provisions of this Rule, persons employed in any capacity whatsoever (excepting as to clerks, persons eligible for membership of the Transport Workers Union of Australia and all persons engaged in the manufacture and maintenance of plant and equipment) by any person firm or company engaged solely or mainly in the industry of brushmaking in South Australia who shall be eligible for membership of the Union.

#### PART F

- (17) Notwithstanding anything else in this Rule and without being limited by any other provisions of this Rule and without limiting any other provisions of this Rule, persons engaged in, or in connection with the following mills or factories:- Jute, flax, rope, thread, cordage, twine, mats, bags or hessian; including also employees in canteen sections in such mills or factories shall be eligible for membership of the Union.

#### PART G

- (18) Notwithstanding anything else in this Rule, and without being limited by any other provisions of this Rule and without limiting any other provisions of this Rule, persons employed or usually employed in

connection with the glass manufacturing industry shall be eligible for membership of the Union and without limiting the generality thereof shall comprise all persons within that industry -

- (a) in or in connection with the fabrication of goods from the products of that industry; or
- (b) in or in connection with the fabrication of goods comprising glass, fibre glass or any other similar matter or substance;
- (c) provided that employees engaged in the optical division of the Defence Research Laboratories shall not be eligible for membership of the Union pursuant to this Part.

#### **PART H**

- (19) Notwithstanding anything else in this rule, and without being limited by any other provisions of this rule and without limiting any other provision of this rule, persons employed as entertainment industry products employees and operators employed by Sony Music Australia Limited and Entertainment Distributors Company Limited at their premises at Huntingwood Estate, Eastern Creek in the State of New South Wales are eligible for membership of the union.

#### **PART I**

- (20) Notwithstanding anything else in this rule and without being limited by any other provision of this rule and without limiting any other provision of this rule, persons employed by Auschar Operations Pty. Limited to operate, control and/or maintain its Traralgon plant in the La Trobe Valley in the State of Victoria shall be eligible for membership of the Union.

#### **SECTION 3**

#### **PART J**

- (21) Notwithstanding anything else in this rule and without being limited by any other provision of this rule and without limiting any other provision of this rule the union shall consist of an unlimited number of persons, namely:
- (a) all salaried members of the Staffs of gas companies throughout the Commonwealth of Australia excepting:
    - (i) general managers (other than in the case of the South Australian Gas Company and its subsidiaries);
    - (ii) chief executive officers (being officers who are in effect General Managers but not so designated) [other than in the case of the South Australian Gas Company and its subsidiaries]; and
    - (iii) tradesmen (not being foreman) who from day to day use tools of trade other than for the purpose of demonstrating their use or in cases of emergency;

- (b) in addition to, and without detracting from the generality of the coverage conferred by paragraph (a) of this sub-rule, all persons who are employed by gas companies throughout the Commonwealth of Australia, either wholly or substantially in professional, technical, clerical, marketing or supervisory capacities;
- (c) any other persons who may be elected officers of the Union or a branch thereof;
- (d) notwithstanding anything contained in paragraph (a) hereof, executive officers who are departmental heads and the officers designated Staff Officer or Industrial Officer and any officer carrying out the duties of any of these positions by whatever designation shall not be eligible for membership of the Federation (other than in the case of the South Australian Gas Company and its subsidiaries);
- (e) Provided that nothing in this sub-rule shall confer eligibility for membership on salaried employees of CSR Limited employed at a yearly rate of pay in the company, including such employees who are either on loan to or on secondment to any subsidiary or any associated company of CSR Limited.
- (f) Provided further that nothing in this subrule shall confer eligibility upon a person employed by a person, firm, company, board, trust, body corporate, local government authority or statutory body (whether or not representing the Crown) which is -
  - (i) engaged in the exploration for hydrocarbons (other than the Gas and Fuel Corporation of Victoria) and the South Australia Gas Company, and their subsidiaries);
  - (ii) engaged in the extraction of hydrocarbons and/or processing in or in connection with the extraction's process;
  - (iii) engaged in providing services to other entities which are engaged in activities set out in sub-paragraph (i) or (ii) of this paragraph including the provision of prospecting, maritime, seismic survey, drilling, construction, catering, diving, technical and maintenance services, and/or
  - (iv) engaged in the transmission by pipeline from the location of activities described in sub-paragraph (ii) of this paragraph and which supplies such hydrocarbons to another entity for refining, reticulation, power generation or other industrial or commercial use other than the transmission of gas by a gas company for reticulation and who is engaged in or in connection with any of the above activities described in sub-paragraphs (i) - (iv) above.
- (g) provided that nothing in this rule shall confer eligibility upon a person who is the employee of an Oil Company which has as its principal business the production, manufacture or wholesale distribution of petroleum products where the employment of that person is principally concerned with the production, manufacture or wholesale distribution of petroleum products.

(h) in these rules, the following definitions shall apply:

"Gas Companies", without limiting the generality of the words, includes any person, firm company, board, trust, body corporate, local government authority or statutory body (whether or not representing the Crown) engaged in or in connection with:

- (i) the exploration for, production, sale, marketing or distribution of town gas either alone or in conjunction with any other substance within the Commonwealth of Australia; or
- (ii) the handling, conveying, carrying or transportation by means of pipeline or otherwise, of town gas either alone or in conjunction with any other substance within the Commonwealth of Australia.

But does not include the State Energy Commission of Western Australia, its subsidiaries, or its public body successors who are within the Statutory Corporation or Municipal Industry.

But does not include employees of the Australian Government or employees of Statutory Authorities of the Australian Government.

"Town Gas", wherever used herein shall be deemed to include carburetted water gas, coal gas, liquefied gas, natural gas, oil gas, producer gas, refinery gas, reformed liquefied petroleum gas, reformed refinery gas, tempered liquid petroleum gas, water gas, synthetic natural gas, liquefied natural gas, reformed natural gas, tempered natural gas, bio-gas and a mixture of two or more such gases.

The gases hereby included in the definition are defined as under:

"Carburetted Water Gas" is flammable gas produced by the interaction of steam and hot coke and which had its heating power increased by the admixture of a gas.

"Coal Gas" includes all flammable gases produced by the thermal treatment of coal.

"Liquefied Petroleum Gas" is a mixture composed substantially of C3 or C4 hydrocarbons or both of them either in a liquid or a gaseous state.

"Natural Gas" is a gaseous material containing hydrocarbons and obtained from bore holes or from crude oil otherwise than by thermal or catalytic process.

"Oil gas" is gas manufactured from petroleum or other oil by thermal, catalytic or other process but not including liquefied petroleum gas.

"Producer Gas" is gas manufactured by the action of air on hot coke.

"Refinery Gas" is the residual gas produced at a refinery and left over after all normally usable products (including liquefied petroleum gas) have been made extracted from the crude or feed stock.

"Tempered Liquid Petroleum Gas" is gas manufactured by mixing liquefied petroleum gas with air.

"Water Gas" is gas manufactured by the action of steam on hot coke.

"Liquefied Natural Gas" is natural gas as defined above when liquefied by the action of increase pressure or reduced temperature or both.

"Reformed Natural Gas" is gas produced by thermal, catalytic or other processing of natural gas.

"Tempered Natural Gas" is gas manufactured by mixing natural gas with air.

"Reformed Refinery Gas" is gas produced by thermal, catalytic or other processing of refinery gas.

"Bio-Gas" is any hydrocarbon containing gas produced by biological action on an organic substrate.

"Reformed Liquefied Petroleum Gas" is gas produced by thermal, catalytic or other processing or liquefied petroleum gas.

"Synthetic Natural Gas" is gas manufactured by mixing liquefied petroleum gas with air or a gas manufactured to have the same combustion quality as natural gas.

Notwithstanding the foregoing Rule, the following persons shall not be eligible for membership of the Federation, namely persons employed in, about or in connection with a coal or shale mine and employed by the owner or operator or a subsidiary or related company thereof.

- (i) In addition the following persons or classes of persons shall be eligible for membership of the Union, namely:

independent contractors who, if they were employees performing work of the kind which they usually perform as independent contractors, would be employees eligible for membership of the Federation.

Nothing in paragraphs (a) to (i) inclusive of this sub-rule limits the right of the union to enrol persons who are otherwise eligible for membership under any other sub-rule of this Rule.

**SECTION 4****PART K**

- (22) Notwithstanding anything else in this Rule and without being limited by any other provision of this Rule and without limiting any other provision of this Rule the union shall consist of persons employed in or in connection with the following industries or callings:-  
The preparation, manufacture, processing and packaging of tobacco, cigarettes, cigars or allied products in the States of New South Wales and Victoria, together with any person who is an officer of the Union.

**SECTION 5****PART L**

- (23) Notwithstanding any other provision of this Rule, nothing in any one Section of this Rule limits the eligibility of a person for membership of the Union pursuant to any other Section of this Rule, nor the right of the Union to enrol such persons who are otherwise eligible for membership pursuant to such other Section or Sections of this Rule.
- (24) Notwithstanding the other provisions of this rule, the holders of Office in the Union shall be eligible for membership of the Union together with such other persons whether employees in any industrial pursuit or pursuits or not, who may have been appointed officers of the Federation of Industrial Manufacturing and Engineering Employees prior to the amalgamation of that organisation with The Australian Workers' Union and admitted as members thereof.
- (25) Notwithstanding anything contained elsewhere in this rule, the union shall not, in the Australian Capital Territory and in the State of New South Wales, pursuant to Section 2 of this Rule, be entitled to enrol persons eligible for membership of the Construction, Forestry, Mining and Energy Union pursuant to its eligibility rules as at 23 June 1993 employed or engaged in the off-site timber joinery/furniture industry (not including persons, if otherwise eligible for membership of the union, in the aluminium fabrication industry) or substantially and predominantly engaged on glazing work in the aluminium fabrication industry.
- (26) Notwithstanding anything contained elsewhere in this rule, the Union shall not pursuant only to Section 2 of this Rule be entitled to enrol persons employed or engaged by any person, body, corporation, employer or principal who is engaged in the Building and/or Construction Industry in the occupation of a carpenter and/or joiner except those persons employed by the Crown or Local Government. Nothing in this paragraph affects the rights of the union to enrol and/or represent persons in accordance with Section 1 of these Rules nor anyone under Section 2 other than the persons specifically identified in the foregoing sentence, nor does the agreement alter or affect in any way the 1986 demarcation agreements between the Australian Workers Union, as it then were, and the Federated Ironworkers Association of Australia, as it then were, on the one hand, and the Building Workers Industrial Union of Australia and the Federated Engine Drivers and Firemens Association of Australasia, as they then were, on the other, nor does it affect the 1992 Agreement between the



Construction, Forestry and Mining Employees Union, as it then was, and the Australian Workers Union, as it then was.

- (27) (a) Notwithstanding anything else in this rule and without being limited by any other provision of this rule and without limiting any provision of this rule, persons employed or to be employed in the Exhibitions (Trade and Public Promotion) Industry shall be eligible for membership of the union.
- (b) For the purposes of the rule, Exhibitions (Trade and Public Promotion) Industry means the industry of fabricating, supplying, preparing, marking out, installing, dismantling or hiring exhibition stands and/or associated components used in or in connection with promotions, exhibitions, meetings and/or conventions, provided that this industry shall not be taken to include:
- (i) Any work coming within the scope of the National Joinery and Building Trade Products Award 1993 [Print K6616 [N0183]], the National Building and Construction Industry Award 1990 [Print L2807 [N0122]] or The Building and Construction Industry (ACT) Award 1991 [Print K0679 [B0171]] or their State counterpart awards; and/or
  - (ii) Work undertaken by employees of any employer party directly or indirectly respondent to the National Joinery and Building Trade Products Award 1993, the National Building and Construction Industry Award 1990 or The Building and Construction Industry (ACT) Award 1991 or their State counterpart awards; and/or
  - (iii) Work undertaken in or in connection with special events (e.g. Expos, Royal Easter Show, Australian Formula One Grand Prix) or industry shows within the constitutional coverage of the Construction, Forestry, Mining and Energy Union pursuant to its eligibility rule; and/or
  - (iv) Work undertaken in or in connection with, or by an employer whose normal business is, the construction of sets, scenery, props or other equipment or components for any theatrical, motion picture, video, television or entertainment production; and/or
  - (v) Work undertaken by an employer whose normal business in the business of transport with the constitutional coverage of the Transport Workers' Union of Australia.
  - (vi) Any work coming within the scope of the Electrical Contracting Industry Award 1992 [Print K3299 [E0068]], the Electrical Engineering and Contracting Industries (Northern Territory) Award 1995 [Print M0637 [E0021CRN]], and the State counterpart electrical contracting awards, and/or work undertaken by the employees of any employer party directly or indirectly respondent to the Electrical Contracting Industry Award 1992, the Electrical Engineering and Contracting Industries (Northern Territory) Award 1995, and the State counterpart electrical contracting awards.

## SECTION 6

## PART M

- (28) Notwithstanding anything else in this Rule, and without being limited by any other provisions of this Rule and without limiting any other provision of this Rule, all persons employed or to be employed by Luna Park Amusements Pty Limited at Luna Park in Sydney in the State of New South Wales with the exception of those persons solely or principally employed as performers shall be eligible for membership of the union.

## PART N

- (29) Without limiting the generality of the foregoing or being limited in any way by the foregoing every person employed or to be employed by Energy Developments Limited and/or by subsidiaries or related companies to Energy Developments Limited within the meaning of the Corporations Law shall be eligible for membership of the union and the union shall have the right to the exclusion of the ALHMWU, the AMWU, the CEPU and the CFMEU to represent under the Act, the industrial interests of such persons.

## PART O

- (30) Sub-rule to reflect orders made under the Industrial Relations Act 1988 (now the Workplace Relations Act 1996) and recorded in Print N2624

Notwithstanding any provision of this rule to the contrary and for the purpose of giving effect to the orders made on 18 June 1996 and recorded in Print N2624, and subject to further order of the Commission to vary or set aside the orders, with effect from 2 May 1997 persons employed by National Rail Corporation Limited shall not be eligible to become members of the union.

## PART P

- (31) Sub-rule to reflect orders made under the Industrial Relations Act 1988 (now the Workplace Relations Act 1996) and recorded in Print N3460

Notwithstanding any provision of this rule to the contrary and for the purpose of giving effect to orders made on 18 July 1996 and recorded in Print N3460, the union shall not have the eligibility to cover persons who are eligible to be members of the Australian Liquor, Hospitality and Miscellaneous Workers Union employed by contract cleaning and/or catering and/or food and/or security companies other than the following:

1. persons employed by Spotless in Commercial Support Program of the Australian Department of Defence contract work who are employed substantially in the following activities: grounds maintenance, tarmac maintenance, mechanical and electrical maintenance, building repair and/or maintenance, technical or supervisory and generally other persons whose work activities may generally be characterised as 'outdoor work'.
2. persons employed in contract cleaning and associated work undertaken by Event Services (excluding catering or food services work), in the following activities/locations

Homebush Bay Showground and services directly provided in association with events at the showground, the Eastern Creek Equestrian Centre, the Royal Hall of Industries, the Hordern Pavilion and associated facilities in regard to exhibitions at Paddington, and the AGVIEW event conducted at Camden (previously administered by the Royal Agricultural Society of New South Wales).

3. persons employed by Cleanevent Pty Ltd primarily employed in cleaning work in the following activities/locations: race courses, motor racing, golf tournaments, agricultural and horticultural events, outdoor entertainment venues (other than at sports stadiums), and employees performing horticultural work in sports stadiums/venues.

This rule shall not apply in the State of Queensland and the Northern Territory.

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

1. The proposed rule change will alter Rule 5 and 6 of the eligibility rules of the Union in order to make plain the present eligibility of the Union, inter alia.
2. The applicant will be entitled to provide industrial coverage and services to employees engaged in the industries and callings to which the application relates.
3. The applicant has and does represent persons employed in the industries and callings covered by this application.
4. This application provides the applicant with the opportunity to provide effective and appropriate industrial coverage to those employees covered by the application.
5. It is in the public interest that the industries and callings covered by the application be approved in order that the persons employed in the industries and callings sought to be covered by this application be effectively represented by the applicant.

Any interested organisation, registered under the Workplace Relations Act 1996, association or person who desires to object to the application may do so by lodging in the Industrial Registry a written statement within thirty-five (35) days after publication of this advertisement and by serving on the legal representative of the organisation (whose name and address for service is: Sciacca's Lawyers and Consultants, GPO Box 128 BRISBANE QLD 4001) within seven (7) days after the notice of objection has been lodged, copies of the notice of objection and the written statement so lodged.

M. Kelly  
Industrial Registrar

9610635



Commonwealth  
of Australia

Gazette

No. S 496 Monday 12 October 1998  
Produced by AusInfo Canberra

SPECIAL

COMMONWEALTH OF AUSTRALIA

AUSTRALIAN COMMUNICATIONS AUTHORITY

RADIOCOMMUNICATIONS ACT 1992

NOTICE UNDER SUBSECTIONS 33(1) AND 34(2)

PROPOSED NEW AUSTRALIAN RADIOFREQUENCY SPECTRUM PLAN AND  
REVOCATION OF THE CURRENT SPECTRUM PLAN

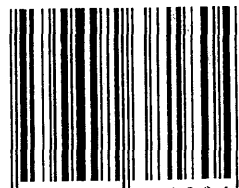
Under subsections 33(1) and 34(2) of the *Radiocommunications Act 1992* ('the Act'), the Australian Communications Authority advises that a draft new spectrum plan under section 30 of the Act is proposed. If this draft new spectrum plan is made under the Act, it will revoke the previous spectrum plan made on 19 December 1996 as provided by subsection 34(1) of the Act.

The draft of the plan (incorporating the proposed revocation) is available for public comment, and copies can be obtained from the Authority by contacting Margaret Nestor, telephone (02) 6256 5277, or email: [mnestor@aca.gov.au](mailto:mnestor@aca.gov.au)

Interested persons are invited to make representations in connection with the plan by 12 November 1998.

All representations should be forwarded to:

The Manager  
Spectrum Planning Team  
Spectrum Planning and Standards Group  
Australian Communications Authority  
PO Box 78  
Belconnen ACT 2616





Commonwealth  
of Australia

# Gazette

No. S 497 Monday 12 October 1998  
Produced by AusInfo Canberra

**SPECIAL**



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 12 October 1998.

### AD/ELECT/70 - Inflatable Door Seal System

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

Oliver Ernst  
Publishing Controller  
Airworthiness Information  
Civil Aviation Safety Authority  
GPO Box 2005  
CANBERRA ACT 2601

Phone: 02 6217 1854  
Fax: 02 6217 1991  
E-Mail: [ERNST\\_O@CASA.GOV.AU](mailto:ERNST_O@CASA.GOV.AU)  
Internet Site: [HTTP://WWW.CASA.GOV.AU](http://WWW.CASA.GOV.AU)



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Commonwealth  
of Australia

# Gazette

No. S 498 Thursday 15 October 1998  
Produced by AusInfo Canberra

**SPECIAL**

**ISSUE OF WRIT FOR SUPPLEMENTARY ELECTION OF ONE MEMBER  
OF THE HOUSE OF REPRESENTATIVES FOR THE ELECTORAL  
DIVISION OF NEWCASTLE**

His Excellency, the Governor-General in Council, pursuant to the Constitution and the *Commonwealth Electoral Act 1918*, issued a writ on 15 October 1998, for the supplementary election of one Member of the House of Representatives for the Electoral Division of Newcastle, fixing the following dates for the purposes of the said election -

For the close of Rolls - 7 September 1998

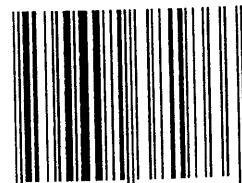
For the nomination - 29 October 1998

For the polling - 21 November 1998

For the return of the writs - on or before 27 January 1999

Nick Minchin  
Special Minister of State

15 October 1998



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Commonwealth  
of Australia

# Gazette

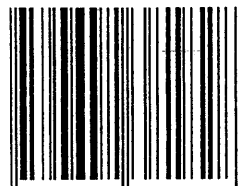
No. S 499 Tuesday 13 October 1998  
Produced by AusInfo Canberra

**SPECIAL**

**NOTICE OF APPLICATION TO  
P & E PHONTOS PTY LIMITED  
ACN 000 870 771**

Andrew Cotis will apply to the Supreme Court of New South Wales at 11.00 am on 23 October 1998 at Supreme Court of New South Wales, Law Court Building, Queens Square, SYDNEY NSW 2000 for an order that P & E Phontos Pty Limited be wound up in insolvency under section 459A. Any person intending to appear at the hearing must file a notice of appearance in the prescribed form and serve that notice on the applicant at its address for service shown below not later than 20 October 1998.

Andrew P. Quigley & Co.  
Solicitors  
Suite 2606, Level 26  
Piccadilly Tower  
133 Castlereagh Street  
SYDNEY NSW 2000  
Telephone: 9267 5935  
Facsimile: 9267 5940



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Commonwealth  
of Australia

# Gazette

No. S 500 Tuesday 13 October 1998  
Produced by AusInfo Canberra

**SPECIAL**

## NOTICE OF WINDING UP APPLICATION

**S & R MANUFACTURING PTY LTD**

ACN: 060 386 003

Supreme Court: Brisbane

Application No: 9208 of 1998

An Application for the winding up of **S & R MANUFACTURING PTY LTD** was made by Jeanette Francis White of 1 Five Mile Drive, Oxfordshire OX2 6HU, United Kingdom on the 2nd day of October, 1998 and will be heard by the Supreme Court of Queensland at 9.30 am on Monday, 2nd November, 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 4.00 pm on Friday, 30th October, 1998.

*Primrose Couper Cronin Rudkin*  
PRIMROSE COUPER CRONIN RUDKIN  
Solicitors for the Applicant

The address for service of the Applicant, Jeanette Francis White is at Hopgood & Ganim, Solicitors, 3rd Level, 141 Queen Street Brisbane Qld 4001 as town agents for Primrose Couper Cronin Rudkin, Solicitors, 35-39 Scarborough Street, Southport, Qld 4215.



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# Commonwealth of Australia

# Gazette

No. S 501 Tuesday 13 October 1998  
Produced by AusInfo Canberra

**SPECIAL**

*Excise Act 1901*

BY-LAW NO. 140

## WHOLESALE LIST PRICES OF CIGARETTES

Pursuant to section 165 of the *Excise Act 1901* and for the purposes of sub-item 8(A) of the Schedule to the *Excise Tariff Act 1921*, I, JOHN HARLAND JEFFERY, delegate of the Chief Executive Officer of Customs, prescribe that, with effect from 13 October 1998, the wholesale list price, per 1000 cigarettes of a kind that have the brand name set out in column 1 of the table in this by-law, are of a type set out in column 2 of that table and have packaging particulars set out in column 3 of that table, is the price set out in column 4 of that table opposite to those particulars.

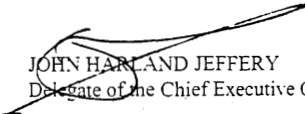
THE TABLE

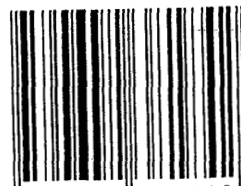
COLUMN 1	COLUMN 2	COLUMN 3	COLUMN 4
BRAND NAME	TYPE	NUMBER OF CIGARETTES PER PACK	PRICE
HOLIDAY	FILTER	40	\$172.10
HOLIDAY	EXTRA MILD	40	\$172.10
HOLIDAY	SUPER MILD	40	\$172.10
HOLIDAY	MENTHOL 8	40	\$172.10
HOLIDAY	ULTRA MILD	40	\$172.10
HOLIDAY	MENTHOL MILD 4	40	\$172.10
HOLIDAY	ULTRA MILD 2	40	\$172.10
HOLIDAY	ULTIMATE	40	\$172.10

Dated this

13<sup>th</sup>

day of October 1998

  
JOHN HARLAND JEFFERY  
Delegate of the Chief Executive Officer of Customs



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*Customs Tariff Act 1995***DECLARATION OF WHOLESALE LIST PRICES OF CIGARETTES****Declaration No. 14 of 1998**

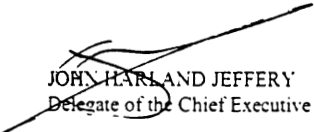
For the purposes of subheading 2402.20.10 of Schedule 3 to the *Customs Tariff Act 1995*, I, JOHN HARLAND JEFFERY, delegate of the Chief Executive Officer of Customs, declare that, with effect from 13 October 1998, the wholesale list price, per 1000 cigarettes, is:

- (a) for cigarettes that are of a kind to which paragraph (b) of the declaration does not apply but that have the brand name set out in column 1 of the table in this declaration, are of a type set out in column 2 of that table and have packaging particulars set out in column 3 of that table - the price set out in column 4 of that table opposite to those particulars; and
- (b) for cigarettes that are of a kind to which section 68 of the *Customs Act 1901* does not apply because of the operation of paragraph 68(1)(d) or (e) - \$241.88.

**THE TABLE**

COLUMN 1	COLUMN 2	COLUMN 3	COLUMN 4
BRAND NAME	TYPE	NUMBER OF CIGARETTES PER PACK	PRICE
HOLIDAY	FILTER	40	\$172.10
HOLIDAY	EXTRA MILD	40	\$172.10
HOLIDAY	SUPER MILD	40	\$172.10
HOLIDAY	MENTHOL 8	40	\$172.10
HOLIDAY	ULTRA MILD	40	\$172.10
HOLIDAY	MENTHOL MILD 4	40	\$172.10
HOLIDAY	ULTRA MILD 2	40	\$172.10
HOLIDAY	ULTIMATE	40	\$172.10

Dated this 13 day of October 1998

  
JOHN HARLAND JEFFERY  
Delegate of the Chief Executive Officer of Customs



Commonwealth  
of Australia

# Gazette

No. S 502 Thursday 15 October 1998  
Produced by AusInfo Canberra

**SPECIAL**

CORPORATIONS LAW  
Section 334

NOTIFICATION OF ACCOUNTING STANDARD

AASB 1016A "AMENDMENTS TO ACCOUNTING STANDARD AASB 1016"

NOTICE is hereby given that the Australian Accounting Standards Board has made Accounting Standard AASB 1016A "Amendments to Accounting Standard AASB 1016" under section 334 of the Corporations Law, for application to financial years ending on or after 30 June 1999.

Copies of the Standard may be purchased from the offices of the Australian Accounting Standards Board, 211 Hawthorn Road, Caulfield, Victoria 3162. Telephone (03) 9524 3600.



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# Commonwealth of Australia

# Gazette

No. S 503 Thursday 15 October 1998  
Produced by AusInfo Canberra

**SPECIAL**

IN THE SUPREME COURT  
OF WESTERN AUSTRALIA  
HELD AT PERTH

COR 279 of 1998

IN THE MATTER OF SECTION 1322 OF  
THE CORPORATIONS LAW OF WESTERN AUSTRALIA

and

IN THE MATTER OF HOTHAM VALLEY  
ESTATE PTY LTD ACN 076 577 994

Applicant

---

**ORDER GRANTING AN ABRIDGMENT OF TIME  
BEFORE THE HONOURABLE JUSTICE MURRAY IN CHAMBERS  
14 OCTOBER 1998**

---

Date of Document: 14 October 1998  
Date of Filing: 14 October 1998  
Filed on behalf of: The Applicant

Prepared by:  
Salter Power Shervington  
Solicitors  
52 Ord Street  
WEST PERTH WA 6005

Tel: 9481 8700  
Fax: 9481 8701  
Ref: JDS:HOTH/VAL433001  
J D Shervington

**UPON THE APPLICATION** of the Applicant by Application dated 13 October 1998 and  
**UPON HEARING** Mr P I Jooste, one of Her Majesty's Counsel, of Counsel for the  
Applicant and Mr J Newnan, of Counsel for the Australian Securities & Investments  
Commission **IT IS ORDERED THAT:**

1. The period of one month referred to in the notice published in the Commonwealth  
Government Gazette on 29 September 1998 and expiring on 29 October 1998 in  
respect of the change of Hotham Valley Estate Pty Ltd to Hotham Valley Estate



Limited and contemplated in Section 164 of the Corporations Law be abridged to the date contemplated by paragraph 3 hereof:

2. Upon service of this Order on the Australian Securities & Investments Commission ("the ASIC") the ASIC will include such Order on its database.
3. The date fixed for the purposes of paragraph 1 is to be the next day following expiry of three (3) clear days of the publication by the Applicant in the Commonwealth Government Gazette of a notice of this Order.
4. The Applicant and all other interested parties including the Australian Securities & Investments Commission have liberty to apply to revoke or vary the Orders (1) and (3) above.

BY THE COURT

REGISTRAR



COMMONWEALTH OF AUSTRALIA

*Foreign Acquisitions and Takeovers Act 1975*

ORDER UNDER SUBSECTION 21A(4)

WHEREAS -

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

NOW THEREFORE I, Ian Campbell, Parliamentary Secretary to the Treasurer, for and on behalf of the Treasurer, pursuant to subsection 21A(4) of the Act, being satisfied that the acquisition by Bruce James Boehm of the interest in the Land is contrary to the national interest, direct Bruce James Boehm to dispose of the interest in the Land by midnight (Canberra time) 31 December 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

9<sup>th</sup>

day of

October

1998.

Parliamentary Secretary to the Treasurer

SCHEDULE

Land in the Town of Glen Innes in the State of New South Wales known as 149 Oliver Street and being all the land contained in Folio Identifier 3/589574.



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COMMONWEALTH OF AUSTRALIA

*Foreign Acquisitions and Takeovers Act 1975*

ORDER UNDER SUBSECTION 21A(2)

WHEREAS -

- (A) Inken Dorothea Busche is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Inken Dorothea Busche proposes to acquire an interest in the Australian urban land as specified in the notice furnished on 10 September 1998 under section 25A of the Act;

NOW THEREFORE I, Ian Campbell, Parliamentary Secretary for and on behalf of the Treasurer, being satisfied that:

- (i) Inken Dorothea Busche 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

9th day of October 1998.

  
Parliamentary Secretary



COMMONWEALTH OF AUSTRALIA

*Australian Capital Territory (Planning and Land Management) Act 1988*

Notice of Revocation of Declaration of National Land

I, JOHN JOSEPH FAHEY, Minister for Finance and Administration, hereby revoke the declarations of National Land made, pursuant to section 27 of the *Australian Capital Territory (Planning and Land Management) Act 1988*, by notice published in the *Commonwealth of Australia Gazette* No. GN 24 on 19 June 1996 in respect of the areas of land specified in the Schedule.

Schedule

Those areas of land in the Division of Phillip as delineated on Deposited Plan number 3838/1 in the Registrar-General's Office in Canberra, Australian Capital Territory as follows:

(a) the following Blocks in Section 1:

- (i) Section 170;
- (ii) Section 168;
- (iii) Section 169;

(b) the following Blocks in Section 8:

- (i) Blocks 47-53
- (ii) Block 55
- (iii) Block 56
- (iv) Block 58
- (v) Block 59
- (vi) Block 62
- (vii) Block 63
- (viii) Block 65
- (ix) Block 66

Minister for Finance and Administration

Dated this 23<sup>rd</sup> day of September 1998







Australian Fisheries Management Authority

## *FISHERIES MANAGEMENT ACT 1991*

### TEMPORARY ORDER No. 1

### BAN ON FISHING FOR PILCHARDS

I, Richard Andrew Stevens, delegate of the Australian Fisheries Management Authority, make the following Temporary Order under subsection 43(2) of the *Fisheries Management Act 1991*.

The reason for making the Temporary Order is the currently unexplained death of Pilchards in waters off the South Australian Coast which may pose a threat to the marine environment, other fish and public health.

To minimise such risks, I am satisfied it is necessary to take quick action to prohibit fishing for Pilchards in waters of the AFZ relevant to South Australia and that such action is consistent with the *Fisheries Management Act 1991*, Regulations made under that Act and AFMA's objectives.

I am also satisfied that no other action is appropriate and that such action will complement action taken by South Australia.

Dated 15 October 1998

Managing Director  
Australian Fisheries Management Authority

### Temporary Order

During the period commencing 0.00 hours Central Standard Time on 17 October 1998 and ending at 2400 hours Central Summer Time on 31 October 1998, no fishing for Pilchards of the class *Sardinops neopilchardus* for use as bait for tuna fishing may be undertaken in the Australian Fishing Zone in waters relevant to South Australia.



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