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The date of publication of this Gazette is 12 January 2000

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INQUIRIES:

Please direct all inquiries to (02) 6275 8730.



AUSTRALIAN
CAPITAL TERRITORY

ACT PUBLIC SERVICE EMPLOYMENT INFORMATION

From 1 January 2000 all ACT Public Service Employment Information will be published in the ACT Gazette, and will no longer be contained in the Commonwealth Gazette.

As well as carrying all ACT Public Service Employment Information, the ACT Gazette contains Government Notices, Purchasing and Disposals, Invitations to Tender, Contracts Arranged and Private Notices.

The ACT Gazette is published weekly, and subscriptions may be arranged through the ACT Gazette Office. It can also be accessed on the Department of Urban Services Publishing Services' Internet site at www.publishing.act.gov.au.

Enquiries regarding subscriptions and notices should be directed to the Gazette Officer, Department of Urban Services Publishing Services, on 02 6205 0254.

Do you submit notices to the Government Notices or Business Gazette

Then you need to read this!

You may already be aware that the Commonwealth Gazette Office is upgrading the systems used for lodging notices in gazettes. We are redesigning both the input and output delivery methods for all Commonwealth Gazette notices to make it simpler, faster and more efficient. The new system will be web based, and will be accessible via a web browser. The paper gazette products will still be available, as normal, but it will also be possible to view notices over the Internet.

The new web site will allow users to register on-line and submit notices directly into the database, or to view all the Gazette notices.

If you submit notices to either gazette on a regular basis, you may benefit from having an account with us. To apply for an account, please fill in the form, and forward it to us for processing.

If you submit notices only on occasions, you will need to pay upfront for all notices submitted through the new system. This will be an easy process, by submitting or faxing charge card details or mailing a cheque through prior to the notice being published.

If you have any further queries or concerns regarding this or any other matter pertaining to this, please don't hesitate to contact us for clarification on 02 6275 8725 or on Gazette@dofa.gov.au

Variation of closing times

Commonwealth of Australia Gazette
Government Notices

AUSTRALIA DAY EARLY CLOSING

Wednesday, 26 January 2000 is a public holiday in the Australian Capital Territory thus affecting the publication date for the following *Government Notices Gazette*.

Issue of 26 January 2000 will be published on 27 January 2000

Closing time will be Friday, 21 January 2000 at 10.00 a.m.

Commercial advertising

The Commonwealth of Australia Gazettes are now available for Commercial advertising. For information, rates and bookings please contact Rod Tremain or Jonathon Tremain, NAS, National Advertising Services telephone (02) 9955 3545, fax (02) 9955 3646.

General Information

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GAZETTE INQUIRIES

Lodgment inquiries	(02) 6275 8730
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, 2 East, 111 Alinga Street, Civic. 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, 2 East, 111 Alinga Street, Civic, 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. Minimum charge one page.

For *Special Gazette* notices the rates are \$236.50 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) 6275 8730.

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.

Products and services advertised in this publication are not necessarily endorsed by AusInfo, or the Government. AusInfo reserves the right to reject any advertising material it considers unsuitable for government publication. Material supplied must be suitable for same size camera-ready reproduction. AusInfo takes no responsibility for the quality of reproduction.

Department of the House of Representatives

Acts of Parliament assented to

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

Assented to on 8 December 1999:

- No. 157 of 1999—An Act to amend the *Indigenous Education (Supplementary Assistance) Act 1989* and the *Student Assistance Act 1973*. (*Indigenous Education (Supplementary Assistance) Amendment Act 1999*)
- No. 158 of 1999—An Act to amend the *Higher Education Funding Act 1988*, and for related purposes. (*Higher Education Funding Amendment Act 1999*)
- No. 159 of 1999—An Act to amend legislation relating to health, and for related purposes. (*Health Legislation Amendment Act (No. 3) 1999*)
- No. 160 of 1999—An Act to provide enhanced protection for Australia's borders, and for related purposes. (*Border Protection Legislation Amendment Act 1999*)

Assented to on 10 December

- No. 161 of 1999—An Act to amend the *Australian Security Intelligence Organization Act 1979* and certain other Acts, and for related purposes. (*Australian Security Intelligence Organisation Legislation Amendment Act 1999*)
- No. 162 of 1999—An Act to facilitate electronic transactions, and for other purposes. (*Electronic Transactions Act 1999*)
- No. 163 of 1999—An Act to provide for the validation and commencement of certain regulations changing the rate of National Residue Survey Levy imposed on certain sheep and lamb transactions, and for related matters. (*National Residue Survey Levies Regulations (Validation and Commencement of Amendments) Act 1999*)
- No. 164 of 1999—An Act to implement the New Business Tax System by amending the law relating to taxation, and for related purposes. (*New Business Tax System (Capital Allowances) Act 1999*)
- No. 165 of 1999—An Act to implement the New Business Tax System by amending the law relating to capital gains tax, and for related purposes. (*New Business Tax System (Capital Gains Tax) Act 1999*)
- No. 166 of 1999—An Act to impose a tax on certain members of a wholly-owned company group. (*New Business Tax System (Former Subsidiary Tax Imposition) Act 1999*)
- No. 167 of 1999—An Act to implement the New Business Tax System by amending income tax rates, and for related purposes. (*New Business Tax System (Income Tax Rates) Act (No. 1) 1999*)
- No. 168 of 1999—An Act to implement the New Business Tax System by amending income tax rates, and for related purposes. (*New Business Tax System (Income Tax Rates) Act (No. 2) 1999*)
- No. 169 of 1999—An Act to implement the New Business Tax System by amending the law relating to taxation, and for related purposes. (*New Business Tax System (Integrity and Other Measures) Act 1999*)
- No. 170 of 1999—An Act to amend the law relating to agriculture, fisheries and forestry, and for related purposes. (*Agriculture, Fisheries and Forestry Legislation Amendment Act (No. 2) 1999*)

No. 171 of 1999—An Act to amend the *Veterans' Entitlements Act 1986* and other legislation, and for related purposes. (*Veterans' Affairs Legislation Amendment Act (No. 1) 1999*)

No. 172 of 1999—An Act to amend the law relating to social security, and for related purposes. (*Family and Community Services Legislation Amendment (1999 Budget and Other Measures) Act 1999*)

I C HARRIS
Clerk of the House of Representatives

9614993

Courts**AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION****Workplace Relations Act 1996****NOTICE UNDER SUB-SECTION 142(4) IN RELATION TO
VARIATION OF A COMMON RULE****CLOTHING TRADES AWARD 1982****C No33994/99 (C0037CRA)****TRANSPORT WORKERS (A.C.T.) AWARD 1982****C No. 39153/99 (T0069CRA)****TRANSPORT WORKERS (PASSENGER VEHICLES) AWARD 1984****C No. 39310/99 (T0091CR)****TRANSPORT WORKERS (ARMOURED VEHICLES) AWARD 1978****C No. 39152/99 (T0105CR)****TRANSPORT WORKERS (OIL AGENTS/CONTRACTORS) AWARD
1981 C No. 39161/99 (T0125CRA)**

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 and the Northern Territory, in the industry as shown in the Schedule below.
- c) That any person or organisation interested and having an objection to the variation binding that person or organisation and wanting to be heard in relation to the above-mentioned variation is invited to lodge with the Commission a notice of that objection.

A copy of the award may be inspected at the Australian Industrial Registry at Level 2, CML Building, University Avenue, Canberra, A.C.T., and NT House, Level 10, 22 Mitchell Street, Darwin, NT, free of charge.

SCHEDULE OF TERMS TO BE VARIED

Award & Var No	Clause	Substance	Date of Effect
C0037 V001	Part 9	Outworkers	20.12.99
T0069 V040	16	Public holidays	15.12.99
T0091 V117	Part 1	Public holidays	22.12.99
T0105 V106	26	Public holidays	15.12.99
T0125 V090	19	Public holidays	21.12.99

Dated 7th day of January 2000
Christine Hayward
Deputy Industrial Registrar

Government Departments

Agriculture, Fisheries and Forestry

COMMONWEALTH OF AUSTRALIA

PRIMARY INDUSTRIES AND ENERGY RESEARCH AND DEVELOPMENT ACT 1989

DETERMINATION OF THE GROSS VALUE OF PRODUCTION OF GRAIN FOR 1999-00

I, Judith Mary Troeth, Parliamentary Secretary to the Minister for Agriculture, Fisheries and Forestry, pursuant to an Instrument of Authorisation issued by the Minister for Agriculture, Fisheries and Forestry, hereby determine that, for the purposes of Section 32 of the *Primary Industries and Energy Research and Development Act 1989*, the Gross Value of Production of grain for 1999-00 shall be \$6,540.2 million.

Dated this 23rd day of December 1999

Judith Troeth

JUDITH TROETH

Parliamentary Secretary to the Minister for Agriculture, Fisheries and Forestry
for and on behalf of the Minister for Agriculture, Fisheries and Forestry.

9614995

Attorney-GeneralCOMMONWEALTH OF AUSTRALIA
CUSTOMS ACT 1901

NOTICE OF RATES OF EXCHANGE - s161J CUSTOMS ACT 1901

I, BERNARD LEE, 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	15/12/99	16/12/99	17/12/99	18/12/99	19/12/99	20/12/99	21/12/99
Austria	Schillings	8.6896	8.6869	8.6883	8.6883	8.6883	8.7584	8.7227
Belgium/Lux	Francs	25.4700	25.4700	25.4700	25.4700	25.4700	25.6800	25.5700
Brazil	Reals	1.1764	1.1747	1.1800	1.1800	1.1800	1.1595	1.1633
Canada	Dollars	.9409	.9429	.9485	.9485	.9485	.9485	.9509
China	Yuan	5.2591	5.2657	5.3212	5.3212	5.3212	5.3154	5.3212
Denmark	Kroner	4.6990	4.6973	4.6987	4.6987	4.6987	4.7369	4.7262
European Union	Euro	.6315	.6313	.6314	.6314	.6314	.6365	.6339
Fiji	Dollar	1.2704	1.2720	1.2732	1.2732	1.2732	1.2726	1.2740
Finland	Markka	3.7547	3.7535	3.7541	3.7541	3.7541	3.7845	3.7690
France	Francs	4.1424	4.1411	4.1417	4.1417	4.1417	4.1752	4.1581
Germany	Deutschmark	1.2351	1.2347	1.2349	1.2349	1.2349	1.2449	1.2398
Greece	Drachmae	208.2500	208.2400	208.2800	208.2800	208.2800	209.7000	209.5400
Hong Kong	Dollars	4.9384	4.9443	4.9956	4.9956	4.9956	4.9890	4.9945
India	Rupees	27.6512	27.6750	27.9494	27.9494	27.9494	27.9192	27.9437
Indonesia	Rupiah	4584.0000	4504.0000	4524.0000	4524.0000	4524.0000	4543.0000	4556.0000
Ireland	Pounds	.4973	.4972	.4973	.4973	.4973	.5013	.4992
Israel	Shekel	2.6565	2.6617	2.6892	2.6892	2.6892	2.6927	2.6788
Italy	Lire	1222.7500	1222.3700	1222.5600	1222.5600	1222.5600	1232.4400	1227.4000
Japan	Yen	65.7200	65.8600	66.2400	66.2400	66.2400	66.1900	65.8400
Korea	Won	721.5900	721.2000	726.2000	726.2000	726.2000	725.6800	728.7300
Malaysia	Ringgit	2.4134	2.4165	2.4419	2.4419	2.4419	2.4393	2.4419
Netherlands	Guilder	1.3916	1.3912	1.3914	1.3914	1.3914	1.4027	1.3969
New Zealand	Dollar	1.2850	1.2778	1.2672	1.2672	1.2672	1.2675	1.2585
Norway	Kroner	5.1166	5.1209	5.1253	5.1253	5.1253	5.1380	5.1183
Pakistan	Rupee	32.8600	32.9200	33.2700	33.2700	33.2700	33.3100	33.2700
Papua NG	Kina	1.7171	1.7044	1.7231	1.7231	1.7231	1.7151	1.7172
Philippines	Peso	25.8200	25.8500	26.0900	26.0900	26.0900	26.0700	26.0700
Portugal	Escudo	126.6000	126.5600	126.5800	126.5800	126.5800	127.6100	127.0900
Singapore	Dollar	1.0679	1.0661	1.0756	1.0756	1.0756	1.0740	1.0730
Solomon Is.	Dollar	3.2000	3.2024	3.2394	3.2394	3.2394	3.2343	3.2394
South Africa	Rand	3.8924	3.9134	3.9462	3.9462	3.9462	3.9413	3.9447
Spain	Peseta	105.0700	105.0400	105.0600	105.0600	105.0600	105.9000	105.4700
Sri Lanka	Rupee	45.5200	45.5500	46.0300	46.0300	46.0300	45.9600	45.8700
Sweden	Krona	5.4176	5.4197	5.4418	5.4418	5.4418	5.4635	5.4591
Switzerland	Franc	1.0107	1.0099	1.0106	1.0106	1.0106	1.0198	1.0137
Taiwan	Dollar	20.0700	20.1200	20.3200	20.3200	20.3200	20.3200	20.3600
Thailand	Baht	24.4800	24.3700	24.5900	24.5900	24.5900	24.4200	24.3700
UK	Pounds	.3940	.3958	.3987	.3987	.3987	.4000	.3987
USA	Dollar	.6352	.6360	.6427	.6427	.6427	.6420	.6427

BERNARD LEE
Delegate of the
Chief Executive Officer of Customs
CANBERRA A.C.T.
22/12/99

COMMONWEALTH OF AUSTRALIA
CUSTOMS ACT 1901

NOTICE OF RATES OF EXCHANGE - s161J CUSTOMS ACT 1901

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SCHEDULE		(Foreign Currency = AUS \$1)						
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7	Column 8	Column 9
	Currency	22/12/99	23/12/99	24/12/99	25/12/99	26/12/99	27/12/99	28/12/99
Austria	Schillings	8.7970	8.7777	8.7378	8.7378	8.7378	8.7378	8.7378
Belgium/Lux	Francs	25.7900	25.7300	25.6200	25.6200	25.6200	25.6200	25.6200
Brazil	Reals	1.1775	1.1726	1.1793	1.1793	1.1793	1.1793	1.1793
Canada	Dollars	.9524	.9505	.9478	.9478	.9478	.9478	.9478
China	Yuan	5.3420	5.3345	5.3353	5.3353	5.3353	5.3353	5.3353
Denmark	Kroner	4.7601	4.7489	4.7228	4.7228	4.7228	4.7228	4.7228
European Union	Euro	.6393	.6379	.6350	.6350	.6350	.6350	.6350
Fiji	Dollar	1.2743	1.2713	1.2708	1.2708	1.2708	1.2708	1.2708
Finland	Markka	3.8011	3.7928	3.7755	3.7755	3.7755	3.7755	3.7755
France	Francs	4.1935	4.1843	4.1653	4.1653	4.1653	4.1653	4.1653
Germany	Deutschmark	1.2504	1.2476	1.2420	1.2420	1.2420	1.2420	1.2420
Greece	Drachmae	210.9800	210.3600	209.8100	209.8100	209.8100	209.8100	209.8100
Hong Kong	Dollars	5.0141	5.0059	5.0060	5.0060	5.0060	5.0060	5.0060
India	Rupees	28.0562	28.0231	28.0271	28.0271	28.0271	28.0271	28.0271
Indonesia	Rupiah	4576.0000	4563.0000	4534.0000	4534.0000	4534.0000	4534.0000	4534.0000
Ireland	Pounds	.5035	.5024	.5001	.5001	.5001	.5001	.5001
Israel	Shekel	2.6943	2.6863	2.6813	2.6813	2.6813	2.6813	2.6813
Italy	Lire	1237.8600	1235.1500	1229.5300	1229.5300	1229.5300	1229.5300	1229.5300
Japan	Yen	65.9100	65.3900	65.8100	65.8100	65.8100	65.8100	65.8100
Korea	Won	731.1400	728.5300	728.9000	728.9000	728.9000	728.9000	728.9000
Malaysia	Ringgit	2.4514	2.4480	2.4484	2.4484	2.4484	2.4484	2.4484
Netherlands	Guilder	1.4088	1.4057	1.3994	1.3994	1.3994	1.3994	1.3994
New Zealand	Dollar	1.2485	1.2464	1.2461	1.2461	1.2461	1.2461	1.2461
Norway	Kroner	5.1605	5.1351	5.1510	5.1510	5.1510	5.1510	5.1510
Pakistan	Rupee	33.4100	33.4300	33.4400	33.4400	33.4400	33.4400	33.4400
Papua NG	Kina	1.7290	1.7343	1.7287	1.7287	1.7287	1.7287	1.7287
Philippines	Peso	26.1300	26.1000	25.8800	25.8800	25.8800	25.8800	25.8800
Portugal	Escudo	128.1700	127.8900	127.3100	127.3100	127.3100	127.3100	127.3100
Singapore	Dollar	1.0762	1.0722	1.0757	1.0757	1.0757	1.0757	1.0757
Solomon Is.	Dollar	3.2553	3.2508	3.2513	3.2513	3.2513	3.2513	3.2513
South Africa	Rand	3.9634	3.9573	3.9618	3.9618	3.9618	3.9618	3.9618
Spain	Peseta	106.3700	106.1400	105.6600	105.6600	105.6600	105.6600	105.6600
Sri Lanka	Rupee	46.0500	46.0000	46.0300	46.0300	46.0300	46.0300	46.0300
Sweden	Krona	5.4945	5.4728	5.4394	5.4394	5.4394	5.4394	5.4394
Switzerland	Franc	1.0234	1.0211	1.0187	1.0187	1.0187	1.0187	1.0187
Taiwan	Dollar	20.4000	20.3700	20.3500	20.3500	20.3500	20.3500	20.3500
Thailand	Baht	24.3700	24.1700	24.1300	24.1300	24.1300	24.1300	24.1300
UK	Pounds	.3998	.4003	.3986	.3986	.3986	.3986	.3986
USA	Dollar	.6452	.6443	.6444	.6444	.6444	.6444	.6444

BERNARD LEE
Delegate of the
Chief Executive Officer of Customs
CANBERRA A.C.T.
30/12/99

COMMONWEALTH OF AUSTRALIA
CUSTOMS ACT 1901

NOTICE OF RATES OF EXCHANGE - s161J CUSTOMS ACT 1901

I, Bernard Lee, 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	29/12/99	30/12/99	31/12/99	01/01/00	02/01/00	03/01/00	04/01/00
Austria	Schillings	8.7378	8.9125	8.9125	8.9125	8.9125	8.9125	8.8162
Belgium/Lux	Francs	25.6200	26.1300	26.1300	26.1300	26.1300	26.1300	25.8500
Brazil	Reals	1.1793	1.1783	1.1783	1.1783	1.1783	1.1783	1.1971
Canada	Dollars	.9478	.9466	.9466	.9466	.9466	.9466	.9521
China	Yuan	5.3353	5.3956	5.3956	5.3956	5.3956	5.3956	5.4489
Denmark	Kroner	4.7228	4.8244	4.8244	4.8244	4.8244	4.8244	4.7745
European Union	Euro	.6350	.6477	.6477	.6477	.6477	.6477	.6415
Fiji	Dollar	1.2708	1.2799	1.2799	1.2799	1.2799	1.2799	1.2803
Finland	Markka	3.7755	3.8510	3.8510	3.8510	3.8510	3.8510	3.8094
France	Francs	4.1653	4.2486	4.2486	4.2486	4.2486	4.2486	4.2027
Germany	Deutschmark	1.2420	1.2668	1.2668	1.2668	1.2668	1.2668	1.2531
Greece	Drachmae	209.8100	213.7600	213.7600	213.7600	213.7600	213.7600	212.4400
Hong Kong	Dollars	5.0060	5.0645	5.0645	5.0645	5.0645	5.0645	5.1173
India	Rupees	28.0271	28.3519	28.3519	28.3519	28.3519	28.3519	28.6071
Indonesia	Rupiah	4534.0000	4628.0000	4628.0000	4628.0000	4628.0000	4628.0000	4650.0000
Ireland	Pounds	.5001	.5101	.5101	.5101	.5101	.5101	.5046
Israel	Shekel	2.6813	2.7025	2.7025	2.7025	2.7025	2.7025	2.7002
Italy	Lire	1229.5300	1254.1200	1254.1200	1254.1200	1254.1200	1254.1200	1240.5700
Japan	Yen	65.8100	66.5600	66.5600	66.5600	66.5600	66.5600	66.9600
Korea	Won	728.9000	741.2100	741.2100	741.2100	741.2100	741.2100	741.3800
Malaysia	Ringgit	2.4484	2.4761	2.4761	2.4761	2.4761	2.4761	2.5005
Netherlands	Guilder	1.3994	1.4273	1.4273	1.4273	1.4273	1.4273	1.4119
New Zealand	Dollar	1.2461	1.2504	1.2504	1.2504	1.2504	1.2504	1.2529
Norway	Kroner	5.1510	5.2317	5.2317	5.2317	5.2317	5.2317	5.1967
Pakistan	Rupee	33.4400	33.8100	33.8100	33.8100	33.8100	33.8100	34.1400
Papua NG	Kina	1.7287	1.7425	1.7425	1.7425	1.7425	1.7425	1.7700
Philippines	Peso	25.8800	26.1800	26.1800	26.1800	26.1800	26.1800	26.2600
Portugal	Escudo	127.3100	129.8500	129.8500	129.8500	129.8500	129.8500	128.4500
Singapore	Dollar	1.0757	1.0857	1.0857	1.0857	1.0857	1.0857	1.0903
Solomon Is.	Dollar	3.2513	3.2898	3.2898	3.2898	3.2898	3.2898	3.3271
South Africa	Rand	3.9618	4.0126	4.0126	4.0126	4.0126	4.0126	4.0321
Spain	Peseta	105.6600	107.7700	107.7700	107.7700	107.7700	107.7700	106.6000
Sri Lanka	Rupee	46.0300	46.7100	46.7100	46.7100	46.7100	46.7100	47.4900
Sweden	Krona	5.4394	5.5487	5.5487	5.5487	5.5487	5.5487	5.5064
Switzerland	Franc	1.0187	1.0395	1.0395	1.0395	1.0395	1.0395	1.0298
Taiwan	Dollar	20.3500	20.4700	20.4700	20.4700	20.4700	20.4700	20.5200
Thailand	Baht	24.1300	24.4300	24.4300	24.4300	24.4300	24.4300	24.3200
UK	Pounds	.3986	.4025	.4025	.4025	.4025	.4025	.4022
USA	Dollar	.6444	.6517	.6517	.6517	.6517	.6517	.6581

Bernard Lee
Delegate of the
Chief Executive Officer of Customs
CANBERRA A.C.T.
05/01/00

9614996

Communications, Information Technology and the Arts

AUSTRALIAN COMMUNICATIONS AUTHORITY

Telecommunications Act 1997

Subsection 56 (3)

NOTIFICATION OF GRANT OF CARRIER LICENCE

The Australian Communications Authority gives notice under subsection 56 (3) of the *Telecommunications Act 1997* ('the Act') that on 22 December 1999 a carrier licence was granted to West Coast Radio Pty Ltd A.C.N. 009 090 671 under subsection 56 (1) of the Act.

9614997

AUSTRALIAN COMMUNICATIONS AUTHORITY

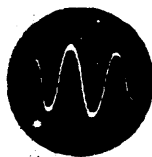
Telecommunications Act 1997

Subsection 56 (3)

NOTIFICATION OF GRANT OF CARRIER LICENCE

The Australian Communications Authority gives notice under subsection 56 (3) of the *Telecommunications Act 1997* ('the Act') that on 17 December 1999 a carrier licence was granted to Neighborhood Cable Ltd A.C.N. 088 889 230 under subsection 56 (1) of the Act.

9614998



**Australian
Communications
Authority**

Radiocommunications Act 1992

NOTIFICATION OF THE MAKING OF DISALLOWABLE INSTRUMENT

The following disallowable instrument was made under section 134 of the *Radiocommunications Act 1992*, on the 17th December 1999.

- **Radiocommunications (Communication with Space Object) Class
Licence Variation 1999 (No.1)**

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

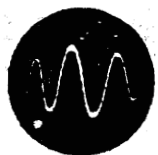
Copies of the instrument may also be requested by contacting:

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

Telephone: (02) 6256 5204

Facsimile: (02) 6256 5499

9614999



**Australian
Communications
Authority**

Radiocommunications Act 1992

NOTIFICATION OF THE MAKING OF DISALLOWABLE INSTRUMENT

The following disallowable instrument was made under paragraph 107(1)(f) of the *Radiocommunications Act 1992*, on the 17th December 1999.

- **Radiocommunications Licence Conditions (Amateur Licence)
Determination No.1 of 1997 Amendment 1999 (No.1)**

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

Copies of the instrument may also be requested by contacting:

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

Telephone: (02) 6256 5204

Facsimile: (02) 6256 5499

9615000

Employment, Workplace Relations and Small Business

DETERMINATIONS

PUBLIC SERVICE ACT 1922

NOTICE OF THE MAKING OF DETERMINATIONS UNDER SECTION 82D

NOTICE is given that the determinations listed below were made under section 82D of the *Public Service Act 1922*. Copies of the determinations may be obtained from the Corporate Legal area of the Department of Employment, Workplace Relations and Small Business, GPO Box 9879, Canberra City, ACT 2601 ((02) 6121 6044).

Number and Year	Description	Date Made
No 1 of 1999	Amendment of Determination 1998/5 – miscellaneous allowance rates	11/3/99
No 2 of 1999	Personal rate of salary	19/5/99
No 3 of 1999	Amendment of Determination 1998/5 – Antarctic Allowance	10/6/99
No 4 of 1999	Benefit on retirement – section 76FA	25/6/99
No 5 of 1999	Amendment of Determination 1998/5 – miscellaneous allowance rates	29/6/99
No 6 of 1999	Benefit on retirement – section 76FA	4/11/99
No 7 of 1999	Pay increment arrangements – Australian Protective Service	30/11/99

9615001

Environment and Heritage

COMMONWEALTH OF AUSTRALIA

Wildlife Protection (Regulation of Exports and Imports) Act 1982

DECLARATION OF CONTROLLED SPECIMENS

I, ROBERT MURRAY HILL, Minister for the Environment, having considered comments as required by subsection 9B(3) of the *Wildlife Protection (Regulation of Exports and Imports) Act 1982* (the Act) and having taken into account advice from the Designated Authority on those matters specified in Regulation 5A(1) for the purposes of subsection 10A(5) of the Act, hereby declare *Durvillaea potatorum*, harvested from specified beaches of King Island, Tasmania by a number of licensed harvesters under the *Tasmanian Living Marine Resources Management Act 1995* and processed by Kelp Industries Pty Ltd, to be 'controlled specimens' for the purposes of subsection 10A(2) of the Act, subject to the following conditions:

1. Harvesting of beach-cast *Durvillaea potatorum* is restricted to:
 - a) the west coast of King Island between Cape Wickham and approximately five kilometres due south of Ettrick Beach;
 - b) the south coast of King Island from Surprise Bay to the east of Stokes Point; and
 - c) the south-east coast of King Island from three areas around Red Hut Point, Grassy Harbour and City of Melbourne Bay.
2. Harvesting is to be in accordance with conditions stipulated on relevant licences issued by the Tasmanian Department of Primary Industries and Fisheries.
3. The harvest is restricted to a maximum of approximately 50% of available beach-washed material at each harvesting site. Harvesting and transporting of kelp and/or equipment is prohibited from September to March (inclusive) on sandy beaches except the north-end of British Admiral Beach and any other sandy beach for which a representative from Tasmania National Parks and Wildlife Service has verified in writing that harvesting would not be detrimental to nesting *Thinornis rubricollis* (hooded plovers).
4. Recording of monthly harvest figures is to be undertaken as specified by the Designated Authority.
5. A quarterly report on the monthly harvest figures to be submitted to the Designated Authority within one month of the end of each quarter.
6. This declaration is valid until approval of a state-wide marine plant management regime incorporating *Durvillaea potatorum*, or 31 December 2001, whichever is the earlier.

Dated this 20th day of December 1999

Robert Hill
Minister for the Environment

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

Director, Sustainable Fisheries Section
Marine Group
Environment Australia
GPO Box 787
CANBERRA ACT 2601

Telephone: (02) 6274 1917 Facsimile: (02) 6274 1006

9615002

COMMONWEALTH OF AUSTRALIA
ENVIRONMENT PROTECTION (IMPACT OF PROPOSALS) ACT 1974

ENVIRONMENT PROTECTION (IMPACT OF PROPOSALS) ADMINISTRATIVE PROCEDURES
PARAGRAPH 3.1.1

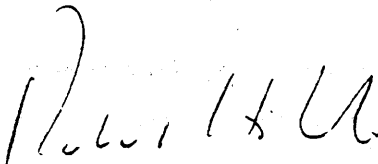
DETERMINATION AND DIRECTION REQUIRING AN ENVIRONMENT IMPACT STATEMENT

Pursuant to sub-paragraph 3.1.1(b) of the Administrative Procedures under the *Environment Protection (Impact of Proposals) Act 1974*, I, ROBERT MURRAY HILL, Minister for the Environment and Heritage, having taken into account those matters specified in paragraph 3.1.2 of the Administrative Procedures and being satisfied that the making of the following determination is not contrary to the public interest, determine that the preparation or obtaining and submission of an environment impact statement in relation to the proposed action set out below in the Schedule is required for the purpose of achieving the object of the *Environment Protection (Impact of Proposals) Act 1974*, and direct the preparation or obtaining, and submission by the Department of Industry, Science and Resources (DISR) of an environment impact statement in relation to the proposed action.

SCHEDULE

The decisions to be made by the Minister for Industry, Science and Resources, on behalf of the Commonwealth Government, in relation to the corporatisation of the Snowy Mountains Hydro-electric Authority.

Dated this 20 day of December 1999.



Minister for the Environment and Heritage

9615003

Finance and Administration

COMMONWEALTH OF AUSTRALIA

SUPERANNUATION ACT 1976

DETERMINATION

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

Citation

1. This determination may be cited as the "Superannuation Act 1976 (Interest) Determination No. 43".

Commencement

2. This determination shall take effect from and including 9 December 1999.

Principal Determination

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

Amendments to the Principal Determination

4. Clause 6 of the Principal Determination is amended by deleting from subclauses (1) and (2) "6.0%" (wherever occurring) and inserting in its stead "8.5%".

Application

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

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

on or after that date.

- (2) An expression used in subclause 5(1) that is defined in the Principal Determination has the same meaning for the purposes of that subclause as it has in that determination.

Signed on the ninth day of December 1999 by P.M. Cheever (Executive Officer) and H. Kain (Secretary to the Board).

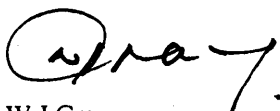
9615004

AUSTRALIAN ELECTORAL COMMISSION

Notice of change 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 9 December 1999 an application from The Greens (WA) Inc to replace Brenda Roy with the following person as its Registered Officer:

Marilyn Jacksch

A handwritten signature in black ink, appearing to read 'W J Gray', enclosed within a circular stamp or seal.

W J Gray
Electoral Commissioner

9615005

AUSTRALIAN ELECTORAL COMMISSION

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

W J GRAY
Electoral Commissioner

THE SCHEDULE

New South Wales as at 21 December, 1999

Division	Enrolment	% Deviation from average divisional enrolment
BANKS	80525	-3.50
BARTON	84272	0.98
BENNELONG	85686	2.68
BEROWRA	87753	5.16
BLAXLAND	81796	-1.97
BRADFIELD	81910	-1.84
CALARE	79197	-5.09
CHARLTON	87999	5.45
CHIFLEY	84090	0.77
COOK	81714	-2.07
COWPER	80986	-2.94
CUNNINGHAM	77953	-6.58
DOBELL	86804	4.02
EDEN-MONARO	80387	-3.66
FARRER	75203	-9.87
FOWLER	93765	12.36
GILMORE	82079	-1.63
GRAYNDLER	87296	4.61
GREENWAY	89157	6.84
GWYDIR	73830	-11.52
HUGHES	89956	7.80
HUME	76272	-8.59
HUNTER	77970	-6.56
KINGSFORD-SMITH	81735	-2.05
LINDSAY	86610	3.79
LOWE	84664	1.45
LYNE	84888	1.72
MACARTHUR	97294	16.59
MACKELLAR	84123	0.81
MACQUARIE	84084	0.76
MITCHELL	87334	4.65
NEWCASTLE	78648	-5.75
NEW ENGLAND	75448	-9.58
NORTH SYDNEY	90609	8.58
PAGE	81315	-2.55
PARKES	78865	-5.49
PARRAMATTA	80509	-3.52
PATERSON	84511	1.27
PROSPECT	79807	-4.36
REID	84056	0.72
RICHMOND	91008	9.06
RIVERINA	81069	-2.84
ROBERTSON	83121	-0.39
SHORTLAND	80830	-3.13
SYDNEY	93470	12.01
THROSBY	80655	-3.34
WARRINGAH	80734	-3.25
WATSON	81942	-1.80
WENTWORTH	83791	0.41
WERRIWA	84671	1.46
Totals	4172391 (Average: 83447)	

Victoria as at 21 December, 1999

Division	Enrolment	% Deviation from average divisional enrolment
ASTON	88337	2.85
BALLARAT	84041	-2.14
BATMAN	89615	4.34
BENDIGO	85786	-0.11
BRUCE	86193	0.35
BURKE	84724	-1.35
CALWELL	93290	8.62
CASEY	83208	-3.11
CHISHOLM	86480	0.69
CORANGAMITE	82889	-3.48
CORIO	84753	-1.31
DEAKIN	85190	-0.80
DUNKLEY	84422	-1.70
FLINDERS	87069	1.37
GELLIBRAND	85624	-0.30
GIPPSLAND	82793	-3.60
GOLDSTEIN	89879	4.65
HIGGINS	87949	2.40
HOLT	85493	-0.45
HOTHAM	89440	4.13
INDI	84373	-1.76
ISAACS	81980	-4.54
JAGAJAGA	88206	2.70
KOOYONG	87025	1.32
LALOR	85090	-0.92
LA TROBE	83678	-2.56
MCEWEN	85301	-0.67
MCMILLAN	83754	-2.48
MALLEE	81749	-4.81
MARIBYRNONG	83883	-2.33
MELBOURNE	93123	8.42
MELBOURNE PORTS	86293	0.47
MENZIES	83853	-2.36
MURRAY	84901	-1.14
SCULLIN	86595	0.82
WANNON	82380	-4.08
WILLS	88402	2.93
Totals	317761 (Average: 85885)	

Queensland as at 21 December, 1999

Division	Enrolment	% Deviation from average divisional enrolment
BLAIR	74949	-9.90
BOWMAN	83163	-0.03
BRISBANE	92051	10.65
CAPRICORNIA	80292	-3.48
DAWSON	87283	4.91
DICKSON	83218	0.03
FADDEN	81268	-2.31
FAIRFAX	79202	-4.79
FISHER	79529	-4.40
FORDE	79706	-4.18
GRIFFITH	89135	7.14
GROOM	82610	-0.69
HERBERT	86770	4.30
HINKLER	79713	-4.18
KENNEDY	84898	2.05
LEICHHARDT	81250	-2.33
LILLEY	86107	3.50
LONGMAN	78618	-5.49
MCPHERSON	87600	5.29
MARANOA	83616	0.51
MONCRIEFF	85008	2.18
MORETON	86995	4.57
OXLEY	81396	-2.15
PETRIE	86282	3.71
RANKIN	80760	-2.92
RYAN	85907	3.26
WIDE BAY	78840	-5.23
Totals	2246166 (Average: 83191)	

Western Australia as at 21 December, 1999

Division	Enrolment	% Deviation from average divisional enrolment
BRAND	81348	-3.81
CANNING	82188	-2.82
COWAN	79911	-5.51
CURTIN	87010	2.88
FORREST	86229	1.95
FREMANTLE	86866	2.71
KALGOORLIE	82701	-2.21
MOORE	82057	-2.97
O'CONNOR	85059	0.57
PEARCE	84802	0.26
PERTH	87017	2.88
STIRLING	86876	2.72
SWAN	85559	1.16
TANGNEY	86418	2.18
Totals	1184041 (Average: 84574)	

South Australia as at 21 December, 1999

Division	Enrolment	% Deviation from average divisional enrolment
ADELAIDE	86986	0.94
BARKER	86685	0.59
BONYTHON	84613	-1.81
BOOTHBY	89668	4.05
GREY	87410	1.43
HINDMARSH	84809	-1.58
KINGSTON	83743	-2.82
MAKIN	87642	1.70
MAYO	84066	-2.44
PORT ADELAIDE	86914	0.85
STURT	85870	-0.35
WAKEFIELD	85695	-0.55
Totals	1034101 (Average: 86175)	

Tasmania as at 21 December, 1999

Division	Enrolment	% Deviation from average divisional enrolment
BASS	65582	-0.49
BRADDON	61913	-6.06
DENISON	67047	1.72
FRANKLIN	65983	0.11
LYONS	69017	4.71
Totals	329542 (Average: 65908)	

Australian Capital Territory as at 21 December, 1999

Division	Enrolment	% Deviation from average divisional enrolment
CANBERRA	106531	-0.21
FRASER	106990	0.21
Totals	213521 (Average: 106760)	

Northern Territory as at 21 December, 1999

Division	Enrolment	% Deviation from average divisional enrolment
NORTHERN TERRITORY	109975	0.00
Totals	109975 (Average: 109975)	

TOTAL FOR AUSTRALIA 12 467 498

Foreign Affairs and Trade

**EXPORT MARKET DEVELOPMENT GRANTS ACT 1997**

I, David Raymond Tonkin, Legal Counsel for the Australian Trade Commission declare the following to be a "tourist attraction" for the purposes of Regulation 9, Schedule 2, Subitem 1(g) of the Export Market Development Grants Regulations.

ATTRACTION	LOCATION
Fox Studios Australia	Moore Park, NSW

5 January 2000

David Tonkin

S:\Precedents\Gazettal Notice.doc

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BUSINESS CLUB
AUSTRALIA

9615007

Health and Aged Care

COMMONWEALTH OF AUSTRALIA

National Health Act 1953

NOTIFICATION pursuant to subsection 73(7) of the *National Health Act 1953* of registration as a registered health benefits organisation.

- a. Name of Organisation: IOOF HEALTH SERVICES LTD
- b. Date on which Registration granted: 15 December 1999 effective 1 January 2000
- c. This Registration is subject to Conditions set out in PART VI of the *National Health Act 1953*
- d. This Registration is also subject to other Conditions as determined pursuant to paragraph 73BA(1) of the *National Health Act 1953* as follows:
 - (iii) the organisation will ensure that members can readily ascertain all details of their entitlements to benefits and that new members are automatically provided with such information;
 - (iv) the organisation will not, without prior approval of the Secretary, enter into an agency or re-insurance arrangement with a person or a body conducting health insurance business but not registered under the National Health Act;
 - (v) the organisation will not, in determining, in relation to any contributor included in a class or kind of contributors -
 - (a) whether or not benefits are payable in accordance with any table not being part of an applicable benefits arrangement;
 - (b) if benefits are payable in accordance with such a table of the organisation - the amount of benefits so payable;
 - (c) the amount of benefits payable in respect of such a table of the organisation,have regard to any of the following matters:
 - (e) the suffering by the contributor, or a dependent of the contributor, from a chronic disease, illness or medical condition of a particular kind;
 - (f) the age of the contributor or of a dependant of the contributor;
 - (g) the frequency of the rendering of professional services to the contributor or to a dependant of the contributor;
 - (h) the amount, or extent, of the benefits to which the contributors becomes, or has become, entitled during a period;

- (vi) the organisation will permit any contributor to contribute for benefits in accordance with any table or product, subject to any other requirements contained in its rules or the National Health Act;
- (vii) the organisation will include on a State by State basis details of all tables of benefits or products in a brochure. The brochure will also advise the existence of and contact details for the Private Health Insurance Ombudsman. Such a brochure shall be freely available and on display at any of its offices or outlets to any contributor or to any member of the public who is eligible to become a contributor;
- (viii) the organisation's rules relating to the payment of an ancillary health benefit, in respect of services of the kind referred to in the definition of "relevant health services" in subsection 67(4) of the National Health Act 1953, will not require a contributor or a dependant of a contributor to obtain a referral from a medical practitioner, or for a medical practitioner to order such services;
- (x) whenever the organisation amends its rules such that a detrimental material change is made to the scope, level or amount of benefits payable to members, or such that the premiums payable by members are increased, the fund will advise the affected contributors in writing and will send a copy of such advice to the Secretary.

9615008

TGA THERAPEUTIC
GOODS
ADMINISTRATION

PO Box 100 Woden ACT 2606 Australia
Telephone: (02) 6232 8444 Facsimile: (02) 6232 8241



Commonwealth Department of
**Health and
Family Services**

**COMMONWEALTH OF AUSTRALIA
THERAPEUTIC GOODS ACT 1989**

**NOTICE UNDER SECTION 30(1)(a): CANCELLATION OF REGISTRATION
/LISTING OF GOODS IN THE AUSTRALIAN REGISTER OF THERAPEUTIC
GOODS**

Pursuant to Section 30(1)(a) of the *Therapeutic Goods Act 1989* notice is hereby given that the listing/registration in the Australian Register of Therapeutic Goods (ARTG) of the goods specified below were cancelled on 10 December 1999. Particulars of the cancellations are as follows:

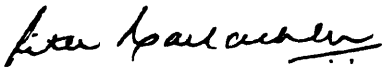
SPONSOR:	GETZ BROS & CO PTY LTD
ARTG NAME OF GOODS:	GETZ BROS & CO AUSTRALIA STERILE GRAFTS, IMPLANTS AND PROSTHESES, NON-ANIMAL ORIGIN (ST JUDE MEDICAL INC., MN, USA)
ARTG NUMBER:	59936
ARTG PRODUCT NAME:	ST JUDE MEDICAL SEGUIN ANNULOPLASTY RINGS WITH SILZONE COATING
ARTG PRODUCT NUMBER:	131915
ARTG PRODUCT NAME:	ST JUDE MEDICAL TAILOR ANNULOPLASTY RING
ARTG PRODUCT NUMBER:	128865
REASON FOR CANCELLATION:	the listing was cancelled under Section 30(1)(a) of the said Act as continued supply of annuloplasty rings with Silzone constitutes an imminent risk of death or serious injury.

SPONSOR:	GETZ BROS & CO PTY LTD
ARTG NAME OF GOODS:	GETZ BROS ST JUDE MEDICAL MASTERS SERIES EXPANDED CUFF ROTATABLE AORTIC HEART VALVE WITH SILZONE STERILE (ST PAUL, USA)
ARTG NUMBER:	63746
ARTG PRODUCT NAME:	SJM MASTERS SERIES EXPANDED CUFF ROTATABLE AORTIC HEART VALVE WITH SILZONE AECS-602 (19 MM), (21 MM), (23 MM), (25 MM), (27 MM), (29 MM) & (31 MM)
ARTG PRODUCT NUMBER:	124571, 124572, 124573, 124574, 124575, 124576 & 124577
REASON FOR CANCELLATION:	the registration was cancelled under Section 30(1)(a) of the said Act as continued supply of mechanical valves with Silzone constitutes an imminent risk of death or serious injury.

SPONSOR: GETZ BROS & CO PTY LTD
ARTG NAME OF GOODS: GETZ BROS ST JUDE MEDICAL MASTERS SERIES
EXPANDED CUFF ROTATABLE MITRAL HEART VALVE
WITH SILZONE STERILE (ST PAUL, USA)
ARTG NUMBER: 63747
ARTG PRODUCT NAME: SJM MASTERS SERIES EXPANDED CUFF ROTATABLE
MITRAL HEART VALVE WITH SILZONE MECS-602 (19
MM), (21 MM), (23 MM), (25 MM), (27 MM), (29 MM), (31
MM) & (33 MM)
ARTG PRODUCT NUMBER: 124578, 124579, 124580, 124581, 124582, 124583, 124584 &
124585
REASON FOR CANCELLATION: the registration was cancelled under Section 30(1)(a) of the said
Act as continued supply of mechanical valves with Silzone
constitutes an imminent risk of death or serious injury.

SPONSOR: GETZ BROS & CO PTY LTD
ARTG NAME OF GOODS: GETZ BROS ST JUDE MEDICAL MASTERS SERIES
HAEMODYNAMIC PLUS ROTATABLE AORTIC HEART
VALVE WITH SILZONE STERILE (ST PAUL, USA)
ARTG NUMBER: 637486
ARTG PRODUCT NAME: SJM MASTERS SERIES HAEMODYNAMIC PLUS
ROTATABLE AORTIC HEART VALVE WITH SILZONE
AECS-602 (17 MM), (19 MM), (21 MM), (23 MM), (25 MM)
& (27 MM)
ARTG PRODUCT NUMBER: 124591, 124592, 124593, 124594, 124595 & 124596
REASON FOR CANCELLATION: the registration was cancelled under Section 30(1)(a) of the said
Act as continued supply of mechanical valves with Silzone
constitutes an imminent risk of death or serious injury.

Dated this 20th day of December 1999


Rita MacLachlan
Delegate of the Secretary
to the Department of Health & Aged Care

9615009

Health and Aged Care

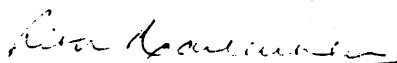
THERAPEUTIC GOODS ACT 1989

PUBLICATION OF LIST OF MANUFACTURERS REVOKED FROM LICENSING FOR THE MANUFACTURE OF THERAPEUTIC GOODS

I, Rita Maciachian, (Acting Director, Conformity Assessment Branch), delegate of the Secretary for the purpose of subsection 42 of the *Therapeutic Goods Act*, hereby publish the following details concerning the revocation of a licence to manufacture therapeutic goods:

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

PERTH BONE AND TISSUE BANK INCORPORATED- LICENCE 52820 - AT THE REQUEST OF THE MANUFACTURER DUE TO COMPANY'S RELOCATION TO NEW PREMISES. A NEW LICENCE IS BEING ISSUED.



Delegate of the Secretary
22 December 1999

9615010

DEPARTMENT OF HEALTH AND AGED CARE

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

CANCELLATION OF REGISTRATION

NOTICE is hereby given pursuant to subsection 81(2) of the National Health Act 1953 (the Act) that the registration of Australian Unity Friendly Society, as a registered health benefits organisation under Part VI of the Act, was cancelled with effect from COB 30 December 1999 in accordance with provisions of subsection 79(5) of the Act.

Robert Wooding
Delegate of the Minister for Health and Aged Care

9615011

COMMONWEALTH OF AUSTRALIA

National Health Act 1953

NOTIFICATION pursuant to subsection 73(7) of the *National Health Act 1953* of registration as a registered health benefits organisation.

- a. Name of Organisation: CESSNOCK DISTRICT HEALTH BENEFITS FUND LIMITED
- b. Date on which Registration granted: 24 December 1999
- c. This Registration is subject to Conditions set out in PART VI of the *National Health Act 1953*
- d. This Registration is also subject to other Conditions as determined pursuant to paragraph 73BA(1) of the *National Health Act 1953* as follows:
 - (iii) the organisation will ensure that members can readily ascertain all details of their entitlements to benefits and that new members are automatically provided with such information;
 - (iv) the organisation will not, without prior approval of the Secretary, enter into an agency or re-insurance arrangement with a person or a body conducting health insurance business but not registered under the National Health Act;
 - (v) the organisation will not, in determining, in relation to any contributor included in a class or kind of contributors -
 - (a) whether or not benefits are payable in accordance with any table not being part of an applicable benefits arrangement;
 - (b) if benefits are payable in accordance with such a table of the organisation - the amount of benefits so payable;
 - (c) the amount of benefits payable in respect of such a table of the organisation,have regard to any of the following matters:
 - (e) the suffering by the contributor, or a dependent of the contributor, from a chronic disease, illness or medical condition of a particular kind;
 - (f) the age of the contributor or of a dependant of the contributor;
 - (g) the frequency of the rendering of professional services to the contributor or to a dependant of the contributor;
 - (h) the amount, or extent, of the benefits to which the contributors becomes, or has become, entitled during a period;

- (vi) the organisation will permit any contributor to contribute for benefits in accordance with any table or product, subject to any other requirements contained in its rules or the National Health Act;
- (vii) the organisation will include on a State by State basis details of all tables of benefits or products in a brochure. The brochure will also advise the existence of and contact details for the Private Health Insurance Ombudsman. Such a brochure shall be freely available and on display at any of its offices or outlets to any contributor or to any member of the public who is eligible to become a contributor;
- (viii) the organisation's rules relating to the payment of an ancillary health benefit, in respect of services of the kind referred to in the definition of "relevant health services" in subsection 67(4) of the National Health Act 1953, will not require a contributor or a dependant of a contributor to obtain a referral from a medical practitioner, or for a medical practitioner to order such services;
- (x) whenever the organisation amends its rules such that a detrimental material change is made to the scope, level or amount of benefits payable to members, or such that the premiums payable by members are increased, the fund will advise the affected contributors in writing and will send a copy of such advice to the Secretary.

9615012

AUSTRALIA NEW ZEALAND FOOD AUTHORITY

FOOD STANDARDS

The Australia New Zealand Food Authority advises progress on the following matter relating to food standards. You can get further information (including advice on the Authority's policy regarding submissions, where applicable) on this matter from the address below or from the ANZFA website <www.anzfa.gov.au>:

The Information Officer

Australia New Zealand Food Authority

PO Box 7186

CANBERRA MAIL CENTRE ACT 2610

Tel: (02) 6271 2241 Fax: (02) 6271 2278

Email: info@anzfa.gov.au

CALL FOR SUBMISSIONS – APPLICATIONS The Authority has made a preliminary assessment, accepted the following application for further consideration and will now make a full assessment of it. You are invited to present written submissions to the Authority, including the potential regulatory impact on consumers, industry and government, by **23 February 2000**:

- **Review of Standard A1(19)** An application from the NSW Department of Health seeking to clarify the intent of clause 19 of Standard A1, which relates to the prohibition of health claims on food products and advertising.

9615013

Immigration and Multicultural Affairs



Commonwealth of Australia

Migration Act 1958

Migration Regulations 1994

NOTICE UNDER SECTION 85 OF THE *MIGRATION ACT 1958*

DETERMINATION OF MAXIMUM NUMBER OF SUBCLASS 104 (PREFERENTIAL FAMILY) VISAS THAT MAY BE GRANTED IN THE 1999/2000 FINANCIAL YEAR

I, *PHILIP RUDDOCK*, Minister for Immigration and Multicultural Affairs, acting under section 85 of the *Migration Act 1958* determine that the maximum number of Subclass 104 (Preferential Family) visas that may be granted in the financial year 1 July 1999 to 30 June 2000 is 1,020.

Dated

24th January
A large, stylized handwritten signature in black ink, likely belonging to Philip Ruddock.

1999.

Minister for Immigration and Multicultural Affairs

[NOTE: Section 85 of the *Migration Act 1958* provides that the Minister may, by notice in the *Gazette*, determine the maximum number of the visas of a specified class, or the maximum number of the visas of specified classes, that may be granted in a specified financial year.]



Commonwealth of Australia

Migration Act 1958

Migration Regulations 1994

NOTICE UNDER SECTION 85 OF THE *MIGRATION ACT 1958*

**DETERMINATION OF MAXIMUM NUMBER OF
SUBCLASS 806 (FAMILY) VISAS
THAT MAY BE GRANTED IN THE 1999/2000 FINANCIAL YEAR**

I, *PHILIP RUDDOCK*, Minister for Immigration and Multicultural Affairs, acting under section 85 of the *Migration Act 1958* determine that the maximum number of Subclass 806 (Family) visas that may be granted in the financial year 1 July 1999 to 30 June 2000 is 220.

Dated

24th December

1999.

A handwritten signature in black ink, appearing to read 'Philip Ruddock', written over a large, stylized flourish.

Minister for Immigration and Multicultural Affairs

[NOTE: Section 85 of the *Migration Act 1958* provides that the Minister may, by notice in the *Gazette*, determine the maximum number of the visas of a specified class, or the maximum number of the visas of specified classes, that may be granted in a specified financial year.]

9615014

Industry, Science and Resources

INDUSTRY RESEARCH AND DEVELOPMENT ACT 1986

DESIGNATION OF A POSITION IN THE AUSTRALIAN PUBLIC SERVICE FOR THE PURPOSE OF MEMBERSHIP OF THE INDUSTRY RESEARCH AND DEVELOPMENT BOARD UNDER SUBSECTION 9(1)(b)

I, **NICHOLAS HUGH MINCHIN**, Minister of State for Industry, Science and Resources, pursuant to sub-section 9(1)(b) of the *Industry Research and Development Act 1986*,
HEREBY -

- (i) **REVOKE** all previous designations made pursuant to section 9(1)(b);
- (ii) **DESIGNATE** the Executive General Manager, AusIndustry in the Commonwealth Department of Industry, Science and Resources, for the purposes of section 9(1)(b);
and
- (iii) **DETERMINE** that it is appropriate that the person who is at any time performing the duties of that position be a member of the Industry Research and Development Board.

Dated this 17th day of December 1999



Nicholas Hugh Minchin
Minister of State for
Industry, Science and Resources

COMMONWEALTH OF AUSTRALIA

INDUSTRY RESEARCH AND DEVELOPMENT ACT 1986

**DESIGNATION OF A POSITION IN THE AUSTRALIAN PUBLIC SERVICE
FOR THE PURPOSE OF MEMBERSHIP OF THE
FUND MANAGEMENT COMMITTEE
UNDER SUBSECTION 22(2)**

I, **NICHOLAS HUGH MINCHIN**, Minister of State for Industry, Science and Resources,
pursuant to sub-section 22(2) of the *Industry Research and Development Act 1986*,
HEREBY -

- (i) REVOKE all previous designations made pursuant to section 22(2);
- (ii) DESIGNATE the Executive General Manager, AusIndustry in the Commonwealth
Department of Industry, Science and Resources, for the purposes of section 22(2);
and
- (iii) DETERMINE that it is appropriate that the person who is at any time performing the
duties of that position be a member of the Fund Management Committee.

Dated this 17th day of December 1999



Nicholas Hugh Minchin
Minister of State for
Industry, Science and Resources

9615015

COMMONWEALTH OF AUSTRALIA*Industry Research and Development Act 1986***Additional Functions of the Industry Research and Development Board**

I, **NICHOLAS HUGH MINCHIN**, Minister for Industry, Science and Resources, pursuant to section 19 of the *Industry Research and Development Act 1986*, hereby direct the Industry Research and Development Board to carry out, pursuant to section 19(1) of the said Act, the following additional functions relating to promoting the development, and improving the efficiency and international competitiveness, of Australian industry by encouraging research and development activities.

- (a) Study industry research, development and innovation opportunities, trends, problems and target areas, and when requested provide advice to the Minister on these matters.
- (b) Promote and market industry research and development activities, programs, opportunities and benefits.
- (c) Improve the administration and delivery of the industry research and development programs.
- (d) Maintain the effectiveness and integrity of the industry research and development programs, including undertaking legal action if required.

This direction supersedes the directions on additional functions given to the Board on 20 November 1988.

Dated this 22nd day of December 1999



Minister for Industry, Science and Resources

COMMONWEALTH OF AUSTRALIA
DEPARTMENT OF INDUSTRY, SCIENCE AND RESOURCES

Industry Research and Development Act 1986

R&D Start Program Directions No. 1 of 1998
(Amendment No. 1 of 1999)

I, NICHOLAS HUGH MINCHIN, Minister for Industry, Science and Resources, acting under subsections 19(1) and 20(1) of the *Industry Research and Development Act 1986* hereby amend the R&D Start Program Directions No. 1 of 1998 ("the Directions") as follows:

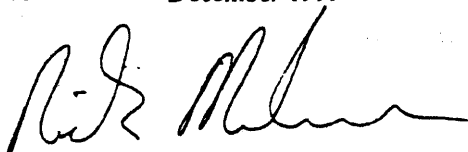
- (i) the term "Innovation Ready" wherever occurring in the Directions shall be omitted and replaced with the term "COMET".
- (ii) the definition of the term "Innovation Ready" in clause 4(1) of the Directions shall be omitted and replaced with the following definition:

"COMET means Commercialising Emerging Technologies and is the program to provide support to enable COMET clients to maximise their potential for innovation and the commercialisation of innovative products, services and processes."

- (iii) the reference in clause 7(3)(b)(ii) to 1 July 1998 shall be omitted and replaced with 1 July 1999.

These amendments shall take effect from 17 November 1999.

Dated 22nd December 1999



NICHOLAS HUGH MINCHIN
Minister for Industry, Science and Resources

9615026

Transport and Regional Services

Instrument No. M81/99

Page 1 of 1

MINISTER FOR TRANSPORT AND REGIONAL SERVICES

SYDNEY AIRPORT CURFEW ACT 1995 SECTION 15

NOTICE SPECIFYING LIGHT JET AIRCRAFT PERMITTED TO OPERATE DURING CURFEW

I, John Duncan Anderson, Minister for Transport and Regional Services:

1. **REVOKE** all prior notices made under subregulation 6A(1) of the Air Navigation (Aerodrome Curfew) Regulations; and
2. pursuant to subsection 15(2) of the *Sydney Airport Curfew Act 1995* ('Curfew Act'), specify the types of jet aircraft listed in the Schedule to this instrument for the purposes of subsection 15(1) of the Curfew Act.

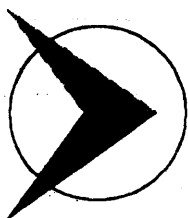
Dated 12th December 1999.



JOHN ANDERSON

SCHEDULE

BAe125-800B
Beech 400A
Canadair Challenger 601/604
Cessna Citation 500/525/550/560/650/750
Falcon 10/50EX/200/900/2000
Gulfstream IV
HS 125-700B
Learjet 31A/35/36/45/60
Mitsubishi MU-300
Westwind 1124



CIVIL AVIATION
SAFETY AUTHORITY
AUSTRALIA

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

Notice is hereby given that the following instruments under CAR 1998 part 39.1(1) will become effective on 12 January 2000:

Part 105 - Aircraft

AD/AB3/148 - Loss of Autotrim Function

AD/AMD20/29 - Speed Limitation - Arthur "Q" Feel Unit Failure

AD/AMD50/19 - Speed Limitation - Arthur "Q" Feel Unit Failure

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

Oliver Ernst
Publishing Controller
AD/AAC Publishing Group
Civil Aviation Safety Authority
GPO Box 2005
CANBERRA ACT 2601

Phone: 02 6217 1854
Fax: 02 6217 1442
E-Mail: ernst_o@casa.gov.au
Internet Site: <http://www.casa.gov.au>

**NOTIFICATION OF THE MAKING OF MARINE ORDERS**

NOTICE is hereby given that the undermentioned orders have been made under subsection 425(1AA) of the *Navigation Act 1912* and will come into operation on 3 February 2000.

Copies of the orders will be available from the Commonwealth Government Bookshop, 10 Mort Street, Canberra City, Australian Capital Territory by Friday 14 January 2000.

<i>Number of order</i>	<i>Description of order</i>
22 of 1999	Marine Orders Part 9 (Health—Medical Fitness) Issue 5

9615018

Treasurer

COMMONWEALTH OF AUSTRALIA

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 22(1)

WHEREAS -

- (A) Jeffrey Li is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Jeffrey Li proposes to acquire an interest in the Australian urban land described in the notice furnished on 2 December 1999 under section 26A of the Act;

NOW THEREFORE I, Peter Biggs, Acting General Manager of the Foreign Investment Policy Division of the Treasury and authorised to make this order 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.

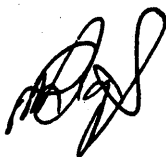
Dated this

4th

day of

January

2000.



Acting General Manager

COMMONWEALTH OF AUSTRALIA

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 22(1)

WHEREAS -

- (A) PAL Investments (Aust) Pty Ltd is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) PAL Investments (Aust) Pty Ltd proposes to acquire an interest in Phileo Australia Limited, which appears to be an Australian urban land corporation, and accordingly an interest in Australian urban land, being the acquisition referred to in the notice furnished on 7 December 1999 under section 26A of the Act;

NOW THEREFORE I, Peter Biggs, Acting General Manager of the Foreign Investment Policy Division of the Treasury and authorised to make this order 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

4th

day of

January

2000.



Acting General Manager

COMMONWEALTH OF AUSTRALIA

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 22(1)

WHEREAS -

- (A) SLW Corporation Pty Ltd is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) SLW Corporation Pty Ltd proposes to acquire an interest in Phileo Australia Limited, which appears to be an Australian urban land corporation, and accordingly an interest in Australian urban land, being the acquisition referred to in the notice furnished on 6 December 1999 under section 26A of the Act;

NOW THEREFORE I, Peter Biggs, Acting General Manager of the Foreign Investment Policy Division of the Treasury and authorised to make this order 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

January

2000.



Acting General Manager

COMMONWEALTH OF AUSTRALIA

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 22(1)

WHEREAS -

- (A) PIUCO Enterprises Corp, is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) PIUCO Enterprises Corp, proposes to acquire an interest in Phileo Australia Limited, which appears to be an Australian urban land corporation, and accordingly an interest in Australian urban land, being the acquisition referred to in the notice furnished on 3 December 1999 under section 26A of the Act;

NOW THEREFORE I, Peter Biggs, Acting General Manager of the Foreign Investment Policy Division of the Treasury and authorised to make this order 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.

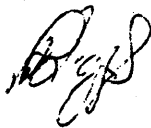
Dated this

4th

day of

January

2000.



Acting General Manager

9615019

BANKING (FOREIGN EXCHANGE) REGULATIONS

VARIATION OF AUTHORITY

The Reserve Bank of Australia pursuant to Regulation 39 of the Banking (Foreign Exchange) Regulations hereby varies the general authority to persons and residents of Australia dated 29 June 1990 so that the general authority does not authorise:

1. persons in Australia to buy foreign currency from or sell foreign currency to an authorised dealer in Australia; or
2. residents of Australia to buy or sell foreign currency outside Australia

where the buying or selling of foreign currency relates to transactions in property, securities or funds owned or controlled directly or indirectly by, or otherwise relates to payments to, or for the benefit of:


- (i) the Taliban; or
- (ii) any undertaking owned or controlled, directly or indirectly, by the Taliban.

In this variation of authority, "the Taliban" includes the Islamic Emirate of Afghanistan.

This instrument comes into operation on 22 December 1999.

Dated at Sydney this twenty-second day of December 1999.

For and on behalf of the Reserve Bank of Australia,



Governor

BANKING (FOREIGN EXCHANGE) REGULATIONS

VARIATION OF EXEMPTION

The Reserve Bank of Australia pursuant to sub-regulation 38(2) of the Banking (Foreign Exchange) Regulations hereby varies the Exemption dated 29 June 1990 relating to sub-regulation 6(1) of the Regulations so that the Exemption does not apply to the taking or sending out of Australia by a person of any Australian currency derived or generated from property, securities or funds owned or controlled directly or indirectly by, or otherwise relating to payments to, or for the benefit of:

- (i) the Taliban; or
- (ii) any undertaking owned or controlled, directly or indirectly, by the Taliban.

In this variation of exemption, "the Taliban" includes the Islamic Emirate of Afghanistan.

This instrument comes into operation on 22 December 1999.

Dated at Sydney this twenty-second day of December 1999.

For and on behalf of the Reserve Bank of Australia,



Governor

BANKING (FOREIGN EXCHANGE) REGULATIONS

VARIATION OF EXEMPTION

The Reserve Bank of Australia pursuant to sub-regulation 38(2) of the Banking (Foreign Exchange) Regulations hereby varies the Exemption dated 29 June 1990 relating to sub-regulation 8(1)(a) of the Regulations so that the Exemption does not apply to a person who makes any payment in Australia to, by the order of, or on behalf of:

- (i) the Taliban; or
- (ii) any undertaking owned or controlled, directly or indirectly, by the Taliban, or who places any sum in Australia to the credit of such persons.

In this variation of exemption, "the Taliban" includes the Islamic Emirate of Afghanistan.

This instrument comes into operation on 22 December 1999.

Dated at Sydney this twenty-second day of December 1999.

For and on behalf of the Reserve Bank of Australia,



Governor

BANKING (FOREIGN EXCHANGE) REGULATIONS

VARIATION OF AUTHORITY

The Reserve Bank of Australia pursuant to Regulation 39 of the Banking (Foreign Exchange) Regulations hereby varies the general authority to persons and residents of Australia dated 29 June 1990 so that the general authority does not authorise:

1. persons in Australia to buy foreign currency from or sell foreign currency to an authorised dealer in Australia; or
2. residents of Australia to buy or sell foreign currency outside Australia

where the buying or selling of foreign currency relates to transactions in property, securities or funds owned or controlled by, or otherwise relates to payments, directly or indirectly, to or for the benefit of:

- (i) UNITA; or
- (ii) senior officials of UNITA; or
- (iii) adult members of the immediate families of the senior officials of UNITA.

In this variation of authority, "UNITA" means the União Nacional para a Independência Total de Angola, which translated means the National Union for the Total Independence of Angola.

This instrument comes into operation on 22 December 1999.

Dated at Sydney this twenty-second day of December 1999.

For and on behalf of the Reserve Bank of Australia,



Governor

BANKING (FOREIGN EXCHANGE) REGULATIONS

VARIATION OF EXEMPTION

The Reserve Bank of Australia pursuant to sub-regulation 38(2) of the Banking (Foreign Exchange) Regulations hereby varies the Exemption dated 29 June 1990 relating to sub-regulation 6(1) of the Regulations so that the Exemption does not apply to the taking or sending out of Australia, directly or indirectly, by a person of any Australian currency derived or generated from property, securities or funds owned or controlled by, or otherwise relating to payments, directly or indirectly, to or for the benefit of:

- (i) UNITA; or
- (ii) senior officials of UNITA; or
- (iii) adult members of the immediate families of the senior officials of UNITA.

In this variation of exemption, "UNITA" means the União Nacional para a Independência Total de Angola, which translated means the National Union for the Total Independence of Angola.

This instrument comes into operation on 22 December 1999.

Dated at Sydney this twenty-second day of December 1999.

For and on behalf of the Reserve Bank of Australia,



Governor

BANKING (FOREIGN EXCHANGE) REGULATIONS

VARIATION OF EXEMPTION

The Reserve Bank of Australia pursuant to sub-regulation 38(2) of the Banking (Foreign Exchange) Regulations hereby varies the Exemption dated 29 June 1990 relating to sub-regulation 8(1)(a) of the Regulations so that the Exemption does not apply to a person who makes any payment in Australia to, by the order of, or on behalf of:

- (i) UNITA; or
 - (ii) senior officials of UNITA; or
 - (iii) adult members of the immediate families of the senior officials of UNITA,
- or who places any sum in Australia to the credit of such persons including UNITA.

In this variation of exemption, "UNITA" means the União Nacional para a Independência Total de Angola, which translated means the National Union for the Total Independence of Angola.

This instrument comes into operation on 22 December 1999.

Dated at Sydney this twenty-second day of December 1999.

For and on behalf of the Reserve Bank of Australia,



Governor

9615020



Financial Sector (Shareholdings) Act 1998

**APPROVAL TO HOLD A STAKE IN A FINANCIAL
SECTOR COMPANY OF MORE THAN 15%**

SINCE:


- (1) Metropolitan Life Insurance Company, a mutual organised under the laws of New York, and its associates (the "applicants") have applied to the Treasurer under section 13 of the *Financial Sector (Shareholdings) Act 1998* (the "Act") for approval to hold a 53.5% stake in RGA Reinsurance Company of Australia Limited ACN 072 292 712 (the "company"), a financial sector company under the Act; and
- (2) I am satisfied that it is in the national interest to approve the applicants holding a stake in the company of more than 15%,

I, David Gwyn Lewis, a delegate of the Treasurer, under section 14 of the Act, **APPROVE** the applicants holding a 53.5% stake in the company subject to the following conditions under section 16 of the Act:

- (a) The applicants may acquire the 53.5% stake in the company on or before 8 December 2000.
- (b) If the applicants do not acquire the 53.5% stake in the company on or before 8 December 2000, the applicants' stake in the company shall, on and from 9 December 2000, be limited to the percentage held by the applicants as at 8 December 2000. If the applicants then wish to hold a stake in the company in excess of that percentage, they shall make a fresh application under section 13 of the Act.

In this approval, "associates" means those persons, trusts or entities listed in the Schedule which are associates of Metropolitan Life Insurance Company under clause 4 of Schedule 1 of the Act.

Dated 8 December 1999


.....
David Lewis
General Manager, Branch 2
Diversified Institutions Division

2

SCHEDULE**Person, Trust or Entity****ACN**

(1) Loomis Sayles (Australia) Pty Limited

088 786 289

(2) Westpeak Investment Advisors (Australia) Pty Limited

082 498 913

9615021



REVOCATION OF AUTHORITY TO CARRY ON BANKING BUSINESS IN AUSTRALIA

Banking Act 1959

SINCE:

- A. Trust Bank, ARBN 052 531 567, is an ADI with authority to carry on banking business in Australia under section 9 of the *Banking Act 1959* (the "Act"); and
- B. on 30 November 1999, by notice in writing to the Australian Prudential Regulation Authority ("APRA"), the ADI requested a revocation of its section 9 authority; and
- C. I am satisfied that the revocation of the ADI's section 9 authority:
 - (i) would not be contrary to the national interest; and
 - (ii) would not be contrary to the interests of depositors of the ADI.

I, Graeme John Thompson, Chief Executive Officer and a delegate of APRA, under subsection 9A(1) of the Act, REVOKE the section 9 authority of the ADI on and from 5.00pm Australian Eastern Daylight Saving Time on 31 December 1999.

In this instrument "ADI" has the meaning given by section 5 of the Banking Act.

Dated 23 December 1999

(signed)
G J Thompson
CEO

9615022

COMMISSIONER OF TAXATION

The Commissioner of Taxation gives notice of the following Rulings and Withdrawals, copies of which can be obtained from Branches of the Australian Taxation Office.

NOTICE OF RULINGS

Ruling Number	Subject	Brief Description
SST 17	Sales tax: classification of industrial safety equipment.	Ruling discusses the requirements necessary for goods to qualify for exemption from sales tax under Item 20 in Schedule 1 to the <i>Sales tax (Exemption and Classifications) Act 1992</i> .

9615023

ATTACHMENT 'A'

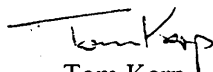
INSURANCE ACT 1973

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

In accordance with section 28 of the Insurance Act 1973, I, Thomas Karp, as a delegate of the Australian Prudential Regulation Authority, give notice that pursuant to section 23 of the Insurance Act 1973, I have granted an authority to carry on insurance business to Rhine Reinsurance Company Ltd (ARBN 088 978 287), the registered office of which is situated at The Re Centre, Level 21, Australia Square, 264 George Street, SYDNEY, NSW, 2000, effective from and including 1 January 2000.

In accordance with section 122 of the Insurance Act 1973, the Register of Authorised Insurers can be inspected at the Australian Prudential Regulation Authority, located at 400 George Street, Sydney 2000.

Dated this 30th day of December 1999



Tom Karp

Executive General Manager
Australian Prudential Regulation Authority

9615024

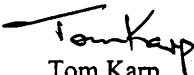
Australian Prudential Regulation Authority



INSURANCE ACT 1973
NOTICE OF REVOCATION OF AUTHORITY

In accordance with subsection 36(6) of the *Insurance Act 1973*, notice is given that as the delegate of the Australian Prudential Regulation Authority, I, Thomas Karp, Executive General Manager, have revoked the authority to carry on insurance business granted to La Mutuelle Du Mans Assurances IARD, ARBN 003 991 071.

DATED this^{30TH}.....day of December 1999.


Tom Karp
Executive General Manager
Diversified Institutions

9615025



Commonwealth
of Australia

Gazette

No. S 584, Saturday, 4 December 1999

Published by AusInfo, Canberra

SPECIAL



Proclamation

Public Service Act 1999

I, WILLIAM PATRICK DEANE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council and under subsection 2 (1) of the *Public Service Act 1999*, fix 5 December 1999 as the date on which that Act commences.



Signed and sealed with the
Great Seal of Australia
on 3rd Dec 1999

Governor-General

By His Excellency's Command,

DAVID KEMP

Minister for Education, Training and Youth Affairs for the
Prime Minister

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Chapter 1 Preliminary

Clause 1.1

Chapter 1 Preliminary

1.1 Name of Directions

These Directions are the *Prime Minister's Public Service Directions 1999*.

1.2 Commencement

These Directions commence on the commencement of the *Public Service Act 1999*.

Background to these Directions

Under subsection 21 (1) of the *Public Service Act 1999*, the Prime Minister may issue general directions in writing to Agency Heads relating to the management and leadership of APS employees.

Agency Head and **APS employee** are defined in section 7 of the *Public Service Act 1999*.

1.3 Definitions

In these Directions:

commencing time means the time when the *Public Service Act 1999* commences.

statutory appointment means a position of a type that would have been a Commonwealth office, within the meaning of subsection 87 (1) of the *Public Service Act 1922*, immediately before the commencing time.

Chapter 2 Leave for employment

2.1 Mandatory grant of leave without pay

- (1) This clause applies if an APS employee applies to his or her Agency Head for leave without pay to undertake employment:
 - (a) for the purposes of section 13 of the *Governor-General Act 1974*; or
 - (b) for the purposes of section 13 or 20 of the *Members of Parliament (Staff) Act 1984*; or
 - (c) in a full-time statutory appointment; or
 - (d) as a continuation of employment described in paragraph (a), (b) or (c).
- (2) The Agency Head must grant the application.

2.2 Right of return

- (1) This clause applies if an APS employee:
 - (a) has been granted leave without pay for a purpose mentioned in subclause 2.1 (1); and
 - (b) notifies his or her Agency Head, in writing, that the APS employee wishes to return to the Agency to undertake duties.
- (2) The Agency Head must arrange for the APS employee to return to the Agency as soon as practicable.
- (3) The Agency Head must arrange for the APS employee to undertake duties at:
 - (a) the employee's corresponding classification for the purposes of section 5 of the *Public Employment (Consequential and Transitional) Amendment Act 1999*; or
 - (b) if the APS employee was granted leave without pay, for the first time, after the commencing time — the employee's classification immediately before the employee was granted leave without pay.

Chapter 2 Leave for employment**Clause 2.2**

- (4) However, if the classification no longer exists, the Agency Head must arrange for the APS employee to undertake duties at an equivalent classification determined by the Agency Head.

Access to leave credits

It is possible that the terms and conditions applicable to particular types of employment described in this Chapter will not allow an APS employee to have access to his or her accrued recreation leave and sick leave credits while undertaking the employment.

There are guarantees of access to accrued leave credits in:

- clause 32.1 of the *Office of Official Secretary to the Governor-General Agreement 1998-99*; and
- clause 50.4 of the *Members of Parliament (Staff) Certified Agreement 1999-2000*; and
- Remuneration Tribunal Determination 1994/33, *Recreation Leave for Certain Full-time Public Office Holders*.

It is also possible that access could be granted, but only after action by the employee, by the authority responsible for the employment, or by other means. For example, the employee may need to negotiate access to the credits as part of the terms and conditions of a statutory appointment.

It is important that Agency Heads, first-tier persons (defined in the *Public Employment (Consequential and Transitional) Amendment Act 1999*) and other APS employees understand the possibility of not having access to accrued credits, and the effect of not having access, before applications for leave to undertake the employment are made and considered.

Chapter 3 APS-wide training schemes for gaining skills and experience

3.1 Schemes

An Agency Head may engage a person for a specified term, or for the duration of a specified task, for the purpose of the person gaining skills and experience under any of the following schemes for which the person is eligible:

- (a) the scheme known as the Aboriginal Employment Development Policy;
- (b) the scheme known as the Australian Traineeship System;
- (c) the scheme known as the Australian Public Service Post-Secondary Industrial Training Scheme;
- (d) the scheme known as the Australian Public Service National Training Wage Program;
- (e) the scheme known as the Disability Employment Enhancement Scheme;
- (f) the scheme known as the Australian Public Service Apprenticeship Scheme;
- (g) the scheme known as New Apprenticeships.

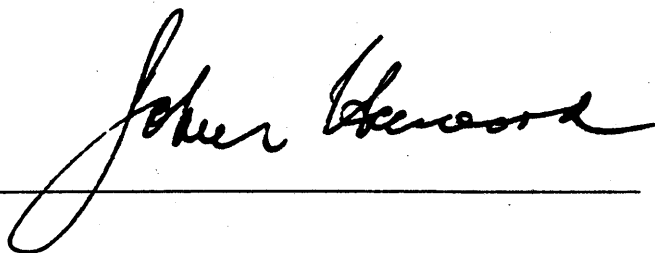


Public Service Classification Rules 1999

I, JOHN WINSTON HOWARD, Prime Minister, make these Rules
under subsection 23 (1) of the *Public Service Act 1999*.

Dated 3 . xii . 1999.

Prime Minister





Public Service Classification Rules 1999

made under the

Public Service Act 1999

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Rule 1

1 Name of Rules

These Rules are the *Public Service Classification Rules 1999*.

2 Commencement

These Rules commence on the commencement of the *Public Service Act 1999*.

3 Definitions — the dictionary

- (1) The dictionary at the end of these Rules defines certain words and expressions, and includes references to certain words and expressions that are defined elsewhere in these Rules (*signpost definitions*).

Note The dictionary only includes a signpost definition for a word or expression if the word or expression is used in more than one rule.

- (2) The dictionary includes certain words and expressions relevant to these Rules that are defined in the *Public Service Act 1999*.

Note These definitions are indicated by an asterisk (*) and have been included for information only to assist readers of the rules. Minor changes from the Act definitions are indicated by square brackets ([]).

- (3) A definition in these Rules applies to each use of the word or expression in these Rules, unless the contrary intention appears.

4 Approved classifications

For the purposes of these Rules, a classification is an *approved classification* if it is:

- (a) a classification under an award as in force from time to time; or
- (b) a classification mentioned in column 2 of Schedule 1; or
- (c) a training classification mentioned in column 2 of Schedule 2.

Note Subsection 23 (2) of the Act provides that the Classification Rules may apply, adopt or incorporate, with or without modification, any of the provisions of an award, as in force at a particular time or as in force from time to time.

Rule 7

5 Classification of APS employees

- (1) An Agency Head must allocate an approved classification to each APS employee in the Agency.
- (2) The classification must be based on the group of duties that are determined by the Agency Head to be the duties to be performed by the employee in the Agency (other than duties temporarily assigned to the employee).

6 Classification of SES employees

For section 34 of the Act, an APS employee is classified as an **SES employee** if the employee's classification is any of the following approved classifications:

- (a) Senior Executive Band 1;
- (b) Senior Executive (Specialist) Band 1;
- (c) Senior Executive Band 2;
- (d) Senior Executive (Specialist) Band 2;
- (e) Senior Executive Band 3;
- (f) Senior Executive (Specialist) Band 3.

7 Classification of duties

- (1) An Agency Head must allocate an approved classification to each group of duties to be performed in the Agency.
- (2) The classification must be the appropriate classification based on the work value requirements of the group of duties.
- (3) If a training classification is allocated to the group of duties, the Agency Head must ensure that the duties include a requirement to undergo training.
- (4) If the group of duties involves work value requirements applying to more than one classification, the Agency Head may allocate more than one classification (a **broadband**) to the group of duties.
- (5) However, subrule (4) does not apply to a group of duties to be performed by an SES employee.

Rule 8**8 Work level standards**

- (1) An Agency Head must issue, in writing, work level standards describing the work requirements for each classification applying to a group of duties to be performed in the Agency.
- (2) Work level standards for a classification must reflect the work value requirements for the classification.

9 Movement from a training classification

- (1) If an APS employee who is engaged at a training classification satisfactorily finishes each training requirement for the training classification, the Agency Head must allocate to the employee a classification mentioned in column 3 of Schedule 2 that relates to the employee's training classification.
- (2) This rule does not apply to the employee if the employee is engaged in accordance with subregulation 3.5 (4) of the *Public Service Regulations 1999* for a specified term, or for the duration of a specified task, for the purpose of the employee gaining skills and experience.

10 Reduction of classification of APS employee

For the purposes of subsection 23 (4) of the Act, the classification of an APS employee is reduced if the Agency Head allocates to the employee a classification that is in a lower classification group than the employee's classification before the reduction.

11 Delegation

- (1) An Agency Head may, in writing, delegate to a person any of the Agency Head's powers or functions under these Rules (other than this rule).
- (2) However, an Agency Head cannot delegate powers or functions to an outsider without the prior written consent of the Commissioner.

Rule 11

- (3) A person (the *first delegate*) to whom powers or functions are delegated under subrule (1) may, in writing delegate any of the powers or functions to another person (the *second delegate*).
- (4) However, if the first delegate is subject to directions about the exercise of a power or function delegated under subrule (3), the first delegate must give corresponding directions to the second delegate.
- (5) A power or function that is exercised or performed by a person under a delegation under subrule (3) is taken, for the purposes of these Rules, to have been exercised or performed by the person who originally delegated the corresponding power or function under subrule (1).
- (6) A person exercising powers or functions under a delegation under this rule must comply with any directions of the Agency Head who delegated the power or function.
- (7) For subrule (2):
outsider means a person other than:
 - (a) an APS employee; or
 - (b) a person appointed to an office by the Governor-General, or by a Minister, under a law of the Commonwealth.

Schedule 1 Approved classifications**Schedule 1 Approved classifications**

(rule 4)

Column 1 APS Group	Column 2 Classification
Group 1	Aboriginal Protective Security Attendant Administrative Service Officer Class 1 APS Level 1 Assistant Protective Service Officer Enrolled Nurse General Service Officer Level 2 General Service Officer Level 3 General Service Officer Level 4 Protective Security Attendant
Group 2	Administrative Service Officer Class 2 APS Level 2 Customs Officer Band 1 General Service Officer Level 5 General Service Officer Level 6 Protective Service Officer Grade 1 Ranger 1 Technical Officer Level 1 Transport Officer Grade 1
Group 3	Administrative Service Officer Class 3 APS Level 3 APS Meat Inspector 1 Customs Level 1 Customs Officer Band 2 General Service Officer Level 7 General Service Officer Level 8 Protective Service Officer Grade 2 Ranger 2 Research Officer Grade 1 Technical Officer Level 2 Transport Officer Grade 2

Approved classifications

Schedule 1

Column 1 APS Group	Column 2 Classification
Group 4	Administrative Service Officer Class 4 APS Level 4 APS Meat Inspector 2 Customs Officer Band 3 DPIE Band 1 Information Technology Officer Class 1 Occupational Health Nurse Ranger 3 Registered Nurse Level 1 Senior Protective Service Officer Transport Officer Grade 3
Group 5	Academic Level 1 Administrative Service Officer Class 5 APS Level 5 APS Meat Inspector 3 Chaplain Customs Level 2 Customs Officer Band 4 General Service Officer Level 9 Professional Officer Class 1 Protective Service Assistant Inspector Public Affairs Officer Grade 1 Registered Nurse Level 2 Technical Officer Level 3 Transport Officer Grade 4 Veterinary Officer Level 1

Schedule 1 Approved classifications

Column 1 APS Group	Column 2 Classification
Group 6	Administrative Service Officer Class 6
	Air Safety Investigator Level 1
	APS Level 6
	APS Meat Inspector 4
	Customs Level 3
	Customs Officer Band 5
	DPIE Band 2
	Examiner of Patents
	General Service Officer Level 10
	Information Technology Officer Class 2
	Medical Officer Class 1
	Occupational Health Nurse Coordinator
	Professional Officer Class 2
	Public Affairs Officer Grade 2
	Registered Nurse Level 3
	Registered Nurse Level 3B, Foreign Affairs and Trade
	Technical Officer Level 4
	Valuer
	Veterinary Officer Level 2

Approved classifications

Schedule 1

Column 1 APS Group	Column 2 Classification
Group 7	Academic Level 2 Antarctic Medical Practitioner Level 1 Customs Level 4 Customs Officer Band 6 Executive Level 1 Legal 1 Medical Officer Class 2 Protective Service Inspector Protective Service Superintendent Public Affairs Officer Grade 3 Rehabilitation Medical Officer Registered Nurse Level 4 — Category 1 Registered Nurse Level 4 — Category 2 Registered Nurse Level 5 — Category 1 Research Scientist Senior Officer Grade C Senior Information Technology Officer Grade C Senior Officer Grade C (Valuer) Senior Officer (Technical) Grade C Senior Professional Officer Grade C

Schedule 1 Approved classifications

Column 1 APS Group	Column 2 Classification
Group 8	Academic Level 3 Academic Level 4 Academic Level 5 Air Safety Investigator Level 2 Air Safety Investigator Level 3 Air Safety Investigator Level 4 Antarctic Medical Practitioner Level 2 Chief Medical Imaging Technologist Grade 3, H & FS Customs Level 5 DPIE Band 3 Executive Level 2 Legal 2 Medical Officer Class 3 Medical Officer Class 4 Principal Research Scientist Protective Service Chief Superintendent Registered Nurse Level 4 — Category 3 Senior Officer Grade B Senior Information Technology Officer Grade B Senior Officer Grade B (Valuer) Senior Officer (Technical) Grade B Senior Professional Officer Grade B Senior Officer Grade A Senior Information Technology Officer Grade A Senior Officer Grade A (Valuer) Senior Professional Officer Grade A Senior Professional Officer (Eng and Related) Grade A Senior Public Affairs Officer Grade 1 Senior Public Affairs Officer Grade 2 Senior Principal Research Scientist Senior Research Scientist Veterinary Officer Level 3 Veterinary Officer Level 4 Veterinary Officer Level 5

Approved classifications

Schedule 1

Column 1 APS Group	Column 2 Classification
Group 9	Antarctic Medical Practitioner Level 3 Chief of Division Grade 1 Chief Research Scientist Grade 1 Medical Officer Class 5 Senior Executive Band 1 Senior Executive (Specialist) Band 1
Group 10	Chief of Division Grade 2 Chief Research Scientist Grade 2 Medical Officer Class 6 Senior Executive Band 2 Senior Executive (Specialist) Band 2
Group 11	Chief of Division Grade 3 DPIE Band 4 Senior Executive Band 3 Senior Executive (Specialist) Band 3

Schedule 2 Training classifications

Schedule 2 Training classifications

(rules 4 and 9)

Column 1 Group	Column 2 Training classification	Column 3 Operational classification
APS Trainees	Apprentice APS (Trades)	APS Level 2
	Cadet and Aboriginal Cadet	Administrative Service Officer Class 3 APS Level 3 Customs Level 1 Legal 1 Professional Officer Class 1 Research Officer Grade 1 Veterinary Officer Class 1
	Cadet Information Technology Officer and Aboriginal Cadet Information Technology Officer	APS Level 4 Information Technology Officer Class 1
	Cadet Research Scientist and Aboriginal Cadet Research Scientist	Research Scientist
	Cadet APS	APS Level 3
	Cadet APS (Research Scientist)	APS Level 6 Research Scientist
	Graduate Administrative Assistant	Administrative Service Officer Class 3 APS Level 3 Research Officer Grade 1
	Graduate APS	APS Level 3
	Trainee Technical Officer and Aboriginal Trainee Technical Officer	APS Level 3 Technical Officer Level 2

Training classifications

Schedule 2

Column 1 Group	Column 2 Training classification	Column 3 Operational classification
APS Trainees (cont)	Trainee APS (Technical)	APS Level 3
	Trainee Administrative Service Officer	Administrative Service Officer Class 1 APS Level 1
	Trainee APS (Administrative)	APS Level 1
Agency Trainees	Trainee Protective Service Officer and Aboriginal Trainee Protective Service Officer	Assistant Protective Service Officer Protective Service Officer Grade 1
	Valuer-in-training and Aboriginal Valuer-in- training	Valuer
	Customs Trainee	Customs Level 1
	Customs Trainee Graduate	Customs Level 2
	Assistant Customs Officer	Customs Officer Band 1

Dictionary

Dictionary

(rule 3)

Note Words and expressions defined in the *Public Service Act 1999* are indicated by an asterisk (*) (see subr 3 (2)). Minor changes from the Act are indicated by square brackets ([]). Except where otherwise indicated, the definitions are found in s 7 of the Act.

Act means the *Public Service Act 1999*.

***Agency** means:

- (a) a Department; or
- (b) an Executive Agency; or
- (c) a Statutory Agency.

***Agency Head** means:

- (a) the Secretary of a Department; or
- (b) the Head of an Executive Agency; or
- (c) the Head of a Statutory Agency.

approved classification see rule 4.

***APS** means the Australian Public Service established by section 9 [of the Act].

***APS employee** means:

- (a) a person engaged under section 22 [of the Act]; or
- (b) a person who is engaged as an APS employee under section 72 [of the Act].

***award** has the same meaning as in the *Workplace Relations Act 1996*.

classification includes a training classification.

classification group means a group of classifications mentioned in column 1 of Schedule 1.

***SES** means the Senior Executive Service established by section 35 [of the Act].

***SES employee** has the meaning given by section 34 [of the Act].

Note See r 6 in relation to the classification of SES employees.



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of Australia

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SPECIAL



Public Service Commissioner's Directions 1999

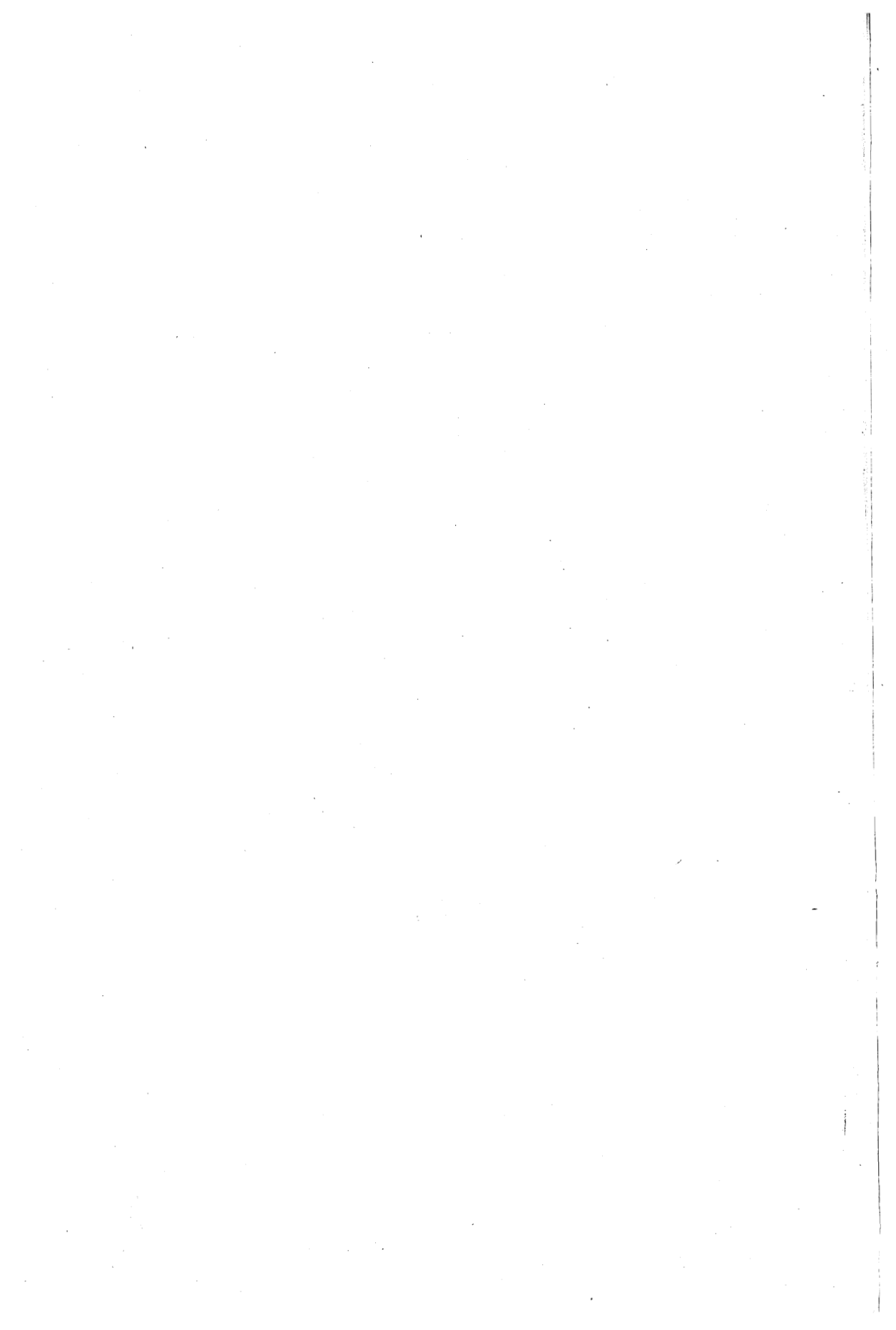
I, HELEN WILLIAMS, Public Service Commissioner, make these
Directions under subsection 11 (1), subsection 15 (4) and section 36 of
the *Public Service Act 1999*.

Dated 5 Dec 1999.

Helen Williams

Public Service Commissioner







Public Service Commissioner's Directions 1999

made under the

Public Service Act 1999

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Chapter 1 Preliminary

1.1 Name of Directions

These Directions are the *Public Service Commissioner's Directions 1999*.

1.2 Commencement

These Directions commence on the commencement of the *Public Service Act 1999*.

1.3 Definitions — the dictionary

- (1) The dictionary at the end of these Directions defines certain words and expressions.
- (2) The dictionary includes certain words and expressions relevant to these Directions that are defined in the *Public Service Act 1999*.

Note These definitions are indicated by an asterisk (*), and are included for information only to assist readers of these Directions. Minor changes from the Act definitions are indicated by square brackets ([]).

Main objects of the Act

Section 3 of the Act provides that the main objects of the Act are:

- (a) to establish an apolitical public service that is efficient and effective in serving the Government, the Parliament and the Australian public; and
- (b) to provide a legal framework for the effective and fair employment, management and leadership of APS employees; and
- (c) to define the powers, functions and responsibilities of Agency Heads, the Public Service Commissioner and the Merit Protection Commissioner; and
- (d) to establish rights and obligations of APS employees.

Outline of these Directions

Chapters 2, 3 and 4 of these Directions make provision about the APS Values. Subsection 10 (1) of the Act sets out the APS Values. The Chapters are:

- Chapter 2 — APS Values
- Chapter 3 — Diversity in employment
- Chapter 4 — Merit in employment.

Chapter 5 makes provision about the basic procedural requirements that must be complied with by the procedures established by an Agency Head for determining whether an APS employee has breached the Code of Conduct.

Chapter 6 makes provision about SES employment.

Background to these Directions

Under subsection 11 (1) of the Act, the Commissioner must issue directions in writing in relation to each of the APS Values for the purpose of:

- (a) ensuring that the APS incorporates and upholds the APS Values; and
- (b) determining where necessary the scope or application of the APS Values.

The APS Values have effect subject to any restrictions in the directions.

Under paragraph 41 (1) (a) of the Act, the Commissioner must evaluate the extent to which Agencies incorporate and uphold the APS Values.

Under subsection 15 (4) of the Act, the Commissioner must issue directions in writing in relation to the procedures to be established by an Agency Head for determining whether an APS employee has breached the Code of Conduct.

Under section 36 of the Act, the Commissioner must issue directions in writing about employment matters relating to SES employees, including engagement, promotion, redeployment, mobility and termination.

These Directions are generally in the form of directions to Agency Heads because, under the Act, Agency Heads must uphold and promote the APS Values (Act, s 12), and Agency Heads are given employment powers on behalf of the Commonwealth (Act, Part 4).

Agency Heads and APS employees must comply with the Commissioner's Directions (Act, s 42).

Chapter 2 APS Values

Information about the APS Values

The APS Values are set out in subsection 10 (1) of the Act.

The Act requires Agency Heads to uphold and promote the APS Values (Act, s 12), and requires APS employees to behave at all times in a way that upholds the APS Values (Act, subs 13 (11)).

The APS Values, and these Directions, describe standards and outcomes that can be supported in the same ways by all Agency Heads and APS employees.

The Values and Directions also relate to specific tasks, including:

- making employment decisions
- providing advice
- managing workplace relations
- administering a performance management system.

In these cases, it is likely that the APS Values will have to be upheld in different ways in different Agencies, and in ways that reflect the different levels of involvement that people have in the tasks. However, it is still possible for people who are not directly engaged on a task to uphold the Values to which the task relates.

These Directions have been prepared in the expectation that they will be read and applied in this spirit. As a minimum, it is expected that all Agency Heads and APS employees will:

- support the work of people who may be directly engaged on a task contemplated by the Values; and
- participate in the results of the task in the way intended by the people engaged in it.

Clause 2.2

2.1 Purpose of Chapter 2

The purpose of this Chapter is:

- (a) to ensure that Agency Heads and APS employees understand their responsibilities in relation to the APS Values; and
- (b) to set out the minimum requirements that an Agency Head must meet in upholding and promoting the APS Values and the minimum requirements that an APS employee must meet in upholding the APS Values.

2.2 The APS is apolitical, performing its functions in an impartial and professional manner (Act s 10 (1) (a))

- (1) In upholding and promoting the APS Value mentioned in paragraph 10 (1) (a) of the Act, an Agency Head must put in place measures in the Agency directed at ensuring that:
 - (a) management and staffing decisions in the Agency are made on a basis that is independent from the political party system, political bias and political influence; and
 - (b) the same high standard of policy advice and implementation, and the same high quality professional support, is provided to the elected Government, irrespective of which political party is in power and irrespective of the Agency Head's political beliefs.
- (2) In upholding the APS Value mentioned in paragraph 10 (1) (a) of the Act, an APS employee must, taking into account the employee's duties and responsibilities in the Agency, help to ensure that:
 - (a) management and staffing decisions in the Agency are made on a basis that is independent from the political party system, political bias and political influence; and
 - (b) the same high standard of policy advice and implementation, and the same high quality professional support, is provided to the elected Government, irrespective of which political party is in power and irrespective of the employee's political beliefs.

Chapter 2 APS Values

Clause 2.3

2.3 The APS is a public service in which employment decisions are based on merit (Act s 10 (1) (b))

- (1) In upholding and promoting the APS Value mentioned in paragraph 10 (1) (b) of the Act, an Agency Head must put in place measures in the Agency directed at ensuring that:
 - (a) for an employment decision relating to the engagement or promotion of a person in the Agency:
 - (i) the aim and purpose of the selection process is determined in advance and information about the process is readily available to applicants; and
 - (ii) the selection process is transparent and applied fairly in relation to each eligible applicant; and
 - (iii) the matters mentioned in subsection 10 (2) of the Act are taken into account; and
 - (b) for any other employment decision in the Agency — the decision is made on the basis of an assessment of a person's work-related qualities and the work-related qualities required for efficient and effective organisational performance.

Note In addition to the requirements set out in subcl (1), an Agency Head must also comply with the requirements set out in Ch 3 (which relates to diversity in employment), Ch 4 (which relates to merit in employment) and Ch 6 (which relates to SES employment).

- (2) In upholding the APS Value mentioned in paragraph 10 (1) (b) of the Act, an APS employee must, taking into account the employee's duties and responsibilities in the Agency, help to ensure that:
 - (a) for an employment decision relating to the engagement or promotion of a person in the Agency:
 - (i) the aim and purpose of the selection process is determined in advance and information about the process is readily available to applicants; and
 - (ii) the selection process is transparent and applied fairly in relation to each eligible applicant; and
 - (iii) the matters mentioned in subsection 10 (2) of the Act are taken into account; and

Clause 2.4

- (b) for any other employment decision in the Agency — the decision is made on the basis of an assessment of a person's work-related qualities and the work-related qualities required for efficient and effective organisational performance.

Note In addition to the requirements set out in subcl (2), an APS employee must also comply with the requirements set out in Ch 3 (which relates to diversity in employment), Ch 4 (which relates to merit in employment) and Ch 6 (which relates to SES employment).

2.4 The APS provides a workplace that is free from discrimination and recognises and utilises the diversity of the Australian community it serves (Act s 10 (1) (c))

- (1) In upholding and promoting the APS Value mentioned in paragraph 10 (1) (c) of the Act, an Agency Head must put in place measures in the Agency directed at ensuring that:

- (a) all Commonwealth anti-discrimination laws are complied with; and

Note See, for example, the *Racial Discrimination Act 1975*, the *Sex Discrimination Act 1984*, the *Disability Discrimination Act 1992* and the *Human Rights and Equal Opportunity Act 1986*.

- (b) engagement decisions in the Agency are made taking into account the diversity of the Australian community, the organisational and business goals of the Agency and the skills required to perform the relevant duties; and
- (c) the diverse backgrounds of APS employees are effectively utilised, taking into account the organisational and business goals of the Agency and the skills required to perform the relevant duties; and
- (d) APS employees are helped to balance their work, family and other caring responsibilities effectively.

Note In addition to the requirements set out in subcl (1), an Agency Head must also comply with the requirements set out in Ch 3 (which relates to diversity in employment) and Ch 4 (which relates to merit in employment).

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Clause 2.5

- (2) In upholding the APS Value mentioned in paragraph 10 (1) (c) of the Act, an APS employee must, taking into account the employee's duties and responsibilities in the Agency, help to ensure that:

- (a) all Commonwealth anti-discrimination laws are complied with; and

Note See, for example, the *Racial Discrimination Act 1975*, the *Sex Discrimination Act 1984*, the *Disability Discrimination Act 1992* and the *Human Rights and Equal Opportunity Act 1986*.

- (b) engagement decisions in the Agency are made taking into account the diversity of the Australian community, the organisational and business goals of the Agency and the skills required to perform the relevant duties; and
- (c) the diverse backgrounds of APS employees are effectively utilised, taking into account the organisational and business goals of the Agency and the skills required to perform the relevant duties; and
- (d) APS employees are helped to balance their work, family and other caring responsibilities effectively.

Note In addition to the requirements set out in subcl (2), an APS employee must also comply with the requirements set out in Ch 3 (which relates to diversity in employment) and Ch 4 (which relates to merit in employment).

2.5 The APS has the highest ethical standards (Act s 10 (1) (d))

Note In addition to upholding and, if appropriate, promoting the APS Value mentioned in para 10 (1) (d) of the Act, Agency Heads and APS employees must also comply with the APS Code of Conduct and any other conduct requirement prescribed by the regulations — see s 13 and 14 of the Act.

- (1) In upholding and promoting the APS Value mentioned in paragraph 10 (1) (d) of the Act, an Agency Head must at all times model and promote the highest standard of ethical behaviour, and must put in place measures in the Agency directed at ensuring that:
- (a) APS employees in the Agency are aware of:
- (i) the content of the Code of Conduct; and
 - (ii) any other conduct requirement prescribed for the purposes of subsection 13 (13) of the Act; and

Clause 2.6

- (iii) any Agency-specific conduct requirement authorised by the Agency Head; and
 - (iv) the consequences of breaching the Code of Conduct or any other conduct requirement; and
 - (v) the procedures for dealing with a breach of the Code of Conduct or any other conduct requirement; and
 - (b) managers are aware of the importance of modelling and promoting the highest standard of ethical behaviour; and
 - (c) procedures are in place for dealing with whistleblowing disclosures; and
 - (d) APS employees are aware of the procedures for dealing with whistleblowing disclosures, and are encouraged to make such disclosures in appropriate circumstances; and
- Note* See the *Public Service Regulations 1999* in relation to the procedures for dealing with whistleblowing disclosures.
- (e) allegations of misconduct are addressed in a fair, timely, systematic and effective way.
- (2) In upholding the APS Value mentioned in paragraph 10 (1) (d) of the Act, an APS employee must, taking into account the employee's duties and responsibilities in the Agency:
- (a) model and promote the highest standard of ethical behaviour; and
 - (b) support the Agency Head in meeting the requirements mentioned in subclause (1).

2.6 The APS is openly accountable for its actions, within the framework of Ministerial responsibility to the Government, the Parliament and the Australian public (Act s 10 (1) (e))

- (1) In upholding and promoting the APS Value mentioned in paragraph 10 (1) (e) of the Act, an Agency Head must take all reasonable steps to ensure that he or she:
- (a) understands the accountability framework within which he or she operates; and
 - (b) meets individual and Agency statutory and reporting obligations; and

Chapter 2 APS Values

Clause 2.7

- (c) is able, within the accountability framework, to demonstrate clearly and appropriately to Ministers, to the Parliament and to other stakeholders that he or she has efficiently, effectively and ethically used the resources allocated to him or her.
- (2) In upholding the APS Value mentioned in paragraph 10 (1) (e) of the Act, an APS employee must, taking into account the employee's duties and responsibilities in the Agency, take all reasonable steps to ensure that he or she:
 - (a) understands the accountability framework within which he or she operates; and
 - (b) meets individual and Agency statutory and reporting obligations; and
 - (c) is able, within the accountability framework, to demonstrate clearly and appropriately to Ministers, to the Parliament and to other stakeholders that he or she has efficiently, effectively and ethically used the resources allocated to him or her.

2.7 The APS is responsive to the Government in providing frank, honest, comprehensive, accurate and timely advice and in implementing the Government's policies and programs (Act s 10 (1) (f))

- (1) In upholding and promoting the APS Value mentioned in paragraph 10 (1) (f) of the Act, an Agency Head must put in place measures in the Agency directed at ensuring that:
 - (a) advice provided to the Government:
 - (i) is frank, honest, comprehensive, accurate and timely; and
 - (ii) taking into account resource and time constraints, is based on a full understanding of all relevant issues and options, the Government's objectives and the environment in which it operates; and
 - (b) Government decisions are implemented professionally and with integrity, irrespective of the nature of any advice that may have been provided to the Government at an earlier time.

Clause 2.8

- (2) In upholding the APS Value mentioned in paragraph 10 (1) (f) of the Act, an APS employee must, taking into account the employee's duties and responsibilities in the Agency, help to ensure that:
 - (a) advice provided to the Government:
 - (i) is frank, honest, comprehensive, accurate and timely; and
 - (ii) taking into account resource and time constraints, is based on a full understanding of all relevant issues and options, the Government's objectives and the environment in which it operates; and
 - (b) Government decisions are implemented professionally and with integrity, irrespective of the nature of any advice that may have been provided to the Government at an earlier time.

2.8 The APS delivers services fairly, effectively, impartially and courteously to the Australian public and is sensitive to the diversity of the Australian public (Act s 10 (1) (g))

- (1) In upholding and promoting the APS Value mentioned in paragraph 10 (1) (g) of the Act, an Agency Head must put in place measures in the Agency directed at ensuring that:
 - (a) information is provided to the Australian public about rights and entitlements, and the processes for gaining access to them; and
 - (b) within the overall framework of Government policy, the rights and entitlements of clients, and the resources of the Agency, appropriate account is taken of the particular interests and sensitivities of individual Agency clients, including their diversity and right to privacy; and
 - (c) services are delivered taking into account the principles set out in the following documents:
 - (i) the document entitled *Principles for Developing a Service Charter*, published by the Department of Industry, Science and Tourism in March 1997;

Chapter 2 APS Values

Clause 2.9

- (ii) the document entitled *Charter of Public Service for a Culturally Diverse Society*, published by the Department of Immigration and Multicultural Affairs in June 1998.
- (2) In upholding the APS Value mentioned in paragraph 10 (1) (g) of the Act, an APS employee must, taking into account the employee's duties and responsibilities in an Agency, help to ensure that:
 - (a) information is provided to the Australian public about rights and entitlements, and the processes for gaining access to them; and
 - (b) within the overall framework of Government policy, the rights and entitlements of clients, and the resources of the Agency, appropriate account is taken of the particular interests and sensitivities of individual Agency clients, including their diversity and right to privacy; and
 - (c) services are delivered taking into account the principles set out in the following documents:
 - (i) the document entitled *Principles for Developing a Service Charter*, published by the Department of Industry, Science and Tourism in March 1997;
 - (ii) the document entitled *Charter of Public Service for a Culturally Diverse Society*, published by the Department of Immigration and Multicultural Affairs in June 1998.

**2.9 The APS has leadership of the highest quality
(Act s 10 (1) (h))**

- (1) In upholding and promoting the APS Value mentioned in paragraph 10 (1) (h) of the Act, an Agency Head must:
 - (a) clearly articulate and communicate the strategic vision of the Agency to employees in the Agency; and
 - (b) be aware of, communicate, and take appropriate account of, whole of Government issues and concerns in developing and administering Agency policies and programs; and

Clause 2.10

- (c) have regard to the document entitled *Senior Executive Leadership Capability Framework* issued by the Minister Assisting the Prime Minister for the Public Service on 19 May 1999; and
- (d) put in place measures to ensure that there are systems in the Agency that give APS employees appropriate opportunities to develop and demonstrate leadership qualities.

Note In addition to the requirements set out in subcl (1), an Agency Head must also comply with the requirements set out in Ch 6 (which relates to SES employment).

- (2) In upholding the APS Value mentioned in paragraph 10 (1) (h) of the Act, an APS employee must, taking into account the employee's duties and responsibilities in an Agency:
 - (a) be aware of and support the strategic vision of the Agency; and
 - (b) have regard to the document entitled *Senior Executive Leadership Capability Framework* issued by the Minister Assisting the Prime Minister for the Public Service on 19 May 1999.

Note In addition to the requirements set out in subcl (2), an APS employee must also comply with the requirements set out in Ch 6 (which relates to SES employment).

2.10 The APS establishes workplace relations that value communication, consultation, co-operation and input from employees on matters that affect their workplace (Act s 10 (1) (i))

- (1) In upholding and promoting the APS Value mentioned in paragraph 10 (1) (i) of the Act, an Agency Head must put in place measures in the Agency directed at ensuring that:
 - (a) APS employees are aware of Agency goals and responsibilities and the way in which their work contributes to the achievement of those goals and responsibilities; and
 - (b) APS employees have appropriate opportunities to contribute their views on issues affecting their workplace; and

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Clause 2.11

- (c) consultative arrangements and processes in the workplace appropriately recognise the decision-making responsibilities of management.
- (2) In upholding the APS Value mentioned in paragraph 10 (1) (i) of the Act, an APS employee must, taking into account the employee's duties and responsibilities in an Agency:
 - (a) recognise, support and comply with any consultative arrangements in place in the Agency; and
 - (b) respect the decision-making responsibilities of management in the Agency.

2.11 The APS provides a fair, flexible, safe and rewarding workplace (Act s 10 (1) (j))

- (1) In upholding and promoting the APS Value mentioned in paragraph 10 (1) (j) of the Act, an Agency Head must put in place measures in the Agency directed at ensuring that:
 - (a) employment and workplace arrangements take appropriate account of APS employees who are seeking to balance individual needs and the achievement of organisational goals; and
 - (b) the Agency complies with Commonwealth occupational, health and safety legislation.
- (2) In upholding the APS Value mentioned in paragraph 10 (1) (j) of the Act, an APS employee must, taking into account the employee's duties and responsibilities in an Agency, help to ensure that:
 - (a) employment and workplace arrangements take appropriate account of APS employees who are seeking to balance individual needs and the achievement of organisational goals; and
 - (b) the Agency complies with Commonwealth occupational, health and safety legislation.

Clause 2.12

2.12 The APS focuses on achieving results and managing performance (Act s 10 (1) (k))

- (1) In upholding and promoting the APS Value mentioned in paragraph 10 (1) (k) of the Act, an Agency Head must, in addition to having regard to any statutory accountability and reporting responsibilities, put in place measures in the Agency directed at ensuring that:
- (a) the Agency has at all times the organisational capacity, flexibility and responsiveness necessary to achieve the outcomes expected by the Government or any other authority to which the Agency is accountable; and
 - (b) the Agency has at all times a culture of achievement, planning time and priorities to deliver on intended results; and
 - (c) the Agency's reporting arrangements provide an account of the effectiveness of the Agency's outputs during the reporting period; and
 - (d) the Agency is able to demonstrate that it has directed its resource priorities toward the achievement of the outcomes expected by the Government or any other authority to which the Agency is accountable; and
 - (e) the Agency establishes a fair and open performance management system that:
 - (i) covers all APS employees; and
 - (ii) links performance to remuneration and rewards and is linked to Agency organisational and business goals and the maintenance of the APS Values; and
 - (iii) provides each APS employee with a clear statement of performance expectations and an opportunity to comment on those expectations; and
 - (f) the Agency conducts its performance management system in accordance with the objectives mentioned in paragraph (e).

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Clause 2.12

- (2) In upholding the APS Value mentioned in paragraph 10 (1) (k) of the Act, an APS employee must, taking into account the employee's duties and responsibilities in an Agency:
- (a) help to ensure that:
 - (i) the Agency has at all times the organisational capacity, flexibility and responsiveness necessary to achieve the outcomes expected by the Government; and
 - (ii) the Agency has at all times a culture of achievement, planning time and priorities to deliver on intended results; and
 - (iii) the Agency's reporting arrangements provide an account of the effectiveness of the Agency's outputs during the reporting period; and
 - (iv) the Agency is able to demonstrate that it has directed its resource priorities toward the achievement of the outcomes expected by the Government; and
 - (b) facilitate a fair and open performance management system in the Agency that:
 - (i) covers all APS employees; and
 - (ii) clearly links performance to remuneration and rewards and is linked to Agency organisational and business goals and the maintenance of the APS Values; and
 - (iii) provides each APS employee with a clear statement of performance expectations and an opportunity to comment on those expectations; and
 - (c) participate in the Agency's performance management system in accordance with the objectives mentioned in paragraph (b).

Clause 2.13

**2.13 The APS promotes equity in employment
(Act s 10 (1) (l))**

- (1) In upholding and promoting the APS Value mentioned in paragraph 10 (1) (l) of the Act, an Agency Head must put in place measures in the Agency directed at ensuring that:
- (a) employment decisions in the Agency are made in a transparent, equitable and procedurally fair way and that appropriate confidentiality in relation to employment decisions is maintained; and
 - (b) measures are taken to eliminate any employment-related disadvantages in the Agency on the basis of:
 - (i) being an Aboriginal or a Torres Strait Islander within the meaning of the *Racial Discrimination Act 1975*; or
 - (ii) gender; or
 - (iii) race or ethnicity; or
 - (iv) physical or mental disability.

Note In addition to the requirements set out in subcl (1), an Agency Head must also comply with the requirements set out in Ch 3 (which relates to diversity in employment) and Ch 4 (which relates to merit in employment).

- (2) In upholding the APS Value mentioned in paragraph 10 (1) (l) of the Act, an APS employee must, taking into account the employee's duties and responsibilities in an Agency, help to ensure that:
- (a) employment decisions in the Agency are made in a transparent, equitable and procedurally fair way and that appropriate confidentiality in relation to employment decisions is maintained; and
 - (b) measures are taken to eliminate any employment-related disadvantages in the Agency on the basis of:
 - (i) being an Aboriginal or a Torres Strait Islander within the meaning of the *Racial Discrimination Act 1975*; or
 - (ii) gender; or

Chapter 2 APS Values**Clause 2.14**

- (iii) race or ethnicity; or
- (iv) physical or mental disability.

Note In addition to the requirements set out in subcl (2), an APS employee must also comply with the requirements set out in Ch 3 (which relates to diversity in employment) and Ch 4 (which relates to merit in employment).

2.14 The APS provides a reasonable opportunity to all eligible members of the community to apply for APS employment (Act s 10 (1) (m))

- (1) In upholding and promoting the APS Value mentioned in paragraph 10 (1) (m) of the Act, an Agency Head must put in place measures in the Agency directed at ensuring that, taking into account Agency goals, resources and skills requirements, opportunities for employment in the Agency are brought to the notice of the community in a way that gives eligible members of the community a reasonable opportunity to apply for them.

Note In addition to the requirements set out in subcl (1), an Agency Head must also comply with the requirements set out in Ch 3 (which relates to diversity in employment) and Ch 4 (which relates to merit in employment).

- (2) In upholding the APS Value mentioned in paragraph 10 (1) (m) of the Act, an APS employee must, taking into account the employee's duties and responsibilities in an Agency, help to ensure that, taking into account Agency goals, resources and skills requirements, opportunities for employment in the Agency are brought to the notice of the community in a way that gives eligible members of the community a reasonable opportunity to apply for them.

Note In addition to the requirements set out in subcl (2), an APS employee must also comply with the requirements set out in Ch 3 (which relates to diversity in employment) and Ch 4 (which relates to merit in employment).

Clause 2.15

2.15 The APS is a career-based service to enhance the effectiveness and cohesion of Australia's democratic system of government (Act s 10 (1) (n))

- (1) In upholding and promoting the APS Value mentioned in paragraph 10 (1) (n) of the Act, an Agency Head must:
 - (a) practise and encourage consultation, communication and the sharing of knowledge between Agencies as an important element in maintaining effective and cohesive government; and
 - (b) promote an understanding, among APS employees, of the core public interest ethos of the APS, including the ethos embodied in the APS Values and the Code of Conduct; and
 - (c) encourage a feeling of common membership of a significant institution; and
 - (d) put in place measures to ensure that:
 - (i) the Agency is staffed on a basis that sustains core knowledge, expertise, and standards of professionalism and behaviour; and
 - (ii) legislative and Agency requirements in relation to the use of the different categories of APS employment are upheld.
- (2) The Agency Head must uphold and promote the APS Value mentioned in paragraph 10 (1) (n) of the Act:
 - (a) for the Agency Head's Agency; and
 - (b) when working with other Agency Heads as the collective leadership of the APS.
- (3) In upholding the APS Value mentioned in paragraph 10 (1) (n) of the Act, an APS employee must, taking into account the employee's duties and responsibilities in an Agency:
 - (a) support and encourage consultation, communication and the sharing of knowledge between Agencies as an important element in maintaining effective and cohesive government; and

Chapter 2 APS Values

Clause 2.16

- (b) help to ensure that:
 - (i) the Agency is staffed on a basis that sustains core knowledge, expertise, and standards of professionalism and behaviour; and
 - (ii) legislative and Agency requirements in relation to the use of the different categories of APS employment are upheld.

2.16 The APS provides a fair system of review of decisions taken in respect of APS employees (Act s 10 (1) (o))

- (1) In upholding and promoting the APS Value mentioned in paragraph 10 (1) (o) of the Act, an Agency Head must put in place measures in the Agency directed at ensuring that:
 - (a) the Agency has, or has access to, a system for the review of employment decisions that is available to all eligible employees in the Agency; and
 - (b) the system complies with the Act and the Regulations in relation to rights of access to employment decisions, and processes for review of employment decisions, including the requirements of procedural fairness.
- (2) In upholding the APS Value mentioned in paragraph 10 (1) (o) of the Act, an APS employee must, taking into account the employee's duties and responsibilities in an Agency, help to ensure that:
 - (a) the Agency has, or has access to, a system for the review of employment decisions that is available to all eligible employees in the Agency; and
 - (b) the system complies with the Act and the Regulations in relation to rights of access to employment decisions, and processes for review of employment decisions, including the requirements of procedural fairness.

Chapter 3 Diversity in employment

3.1 Purpose of Chapter 3

The main purpose of this Chapter is to make arrangements, in addition to the requirements set out in clauses 2.4 and 2.13, to provide for an APS that is free from discrimination and that recognises and utilises the diversity of the Australian community it serves.

3.2 Exercise of employer powers generally

- (1) An Agency Head must put in place measures to:
 - (a) help prevent all forms of discrimination, whether direct or indirect, consistently with Commonwealth law; and
 - (b) recognise the positive advantages of, and help make best use of, the diversity available in the workplace and the Australian community.
- (2) An Agency Head must assist employees to balance their work, family and other caring responsibilities effectively by encouraging the development of mutually beneficial work practices in the Agency.

Note Employment decisions must comply with the *Racial Discrimination Act 1975*, the *Sex Discrimination Act 1984*, the *Disability Discrimination Act 1992*, the *Human Rights and Equal Opportunity Act 1986*, the *Workplace Relations Act 1996*, and other laws.

3.3 Measures for workplace diversity programs

Note Section 18 of the Act requires an Agency Head to establish a workplace diversity program to assist in giving effect to the APS Values.

A workplace diversity program for an Agency must include measures directed at ensuring that:

- (a) the corporate, business and human resource plans of the Agency demonstrate that the Agency values the diverse backgrounds of its employees and values, and is able to access and make use of, the diverse skills and experience of its employees; and

Chapter 3 Diversity in employment

Clause 3.4

- (b) workplace structures, systems and procedures assist employees in balancing their work, family and other caring responsibilities effectively; and
- (c) engagement decisions in the Agency are made taking into account the diversity of the Australian community, as well as the organisational and business goals of the Agency and the skills required to perform the relevant duties; and
- (d) equity in employment, as required by paragraphs 2.13 (1) (b) and (2) (b), is promoted and upheld.

3.4 Copy of workplace diversity program to be given to Commissioner

- (1) As soon as practicable after establishing a workplace diversity program for an Agency, the Agency Head must give a copy of the program to the Commissioner.
- (2) If the Agency Head revises the workplace diversity program in any way, the Agency Head must, as soon as practicable after revising the program, give a copy of the revised program to the Commissioner.

3.5 Evaluation and assessment of effectiveness and outcomes of workplace diversity program

- (1) An Agency Head must:
 - (a) develop performance indicators to evaluate the effectiveness and outcomes of the Agency's workplace diversity program; and
 - (b) evaluate and report on the effectiveness and outcomes of the program annually.
- (2) An Agency Head must give the Commissioner the information the Commissioner requires to enable the Commissioner to:
 - (a) evaluate and make an assessment of the effectiveness of Agencies' workplace diversity programs; and

Clause 3.6

- (b) make the assessment for the purpose of the Commissioner's report under section 44 of the Act.

Note This requirement is in addition to the Agency Head's duty under subs 44 (3) of the Act to give the Commissioner whatever information the Commissioner requires to prepare the annual report required under s 44 of the Act.

3.6 Review of workplace diversity program

At least once every 4 years, an Agency Head must review the Agency's workplace diversity program to ensure that it continues:

- (a) to assist in giving effect to the APS Values; and
- (b) to achieve the outcomes mentioned in clause 3.3.

Chapter 4 Merit in employment

Clause 4.1

Chapter 4 Merit in employment

4.1 Purpose of Chapter 4

- (1) This Chapter sets out the minimum requirements that an Agency Head must meet in upholding and promoting the APS Values mentioned in paragraph 10 (1) (b) of the Act (including the matters mentioned in subsection 10 (2) of the Act) and paragraph 10 (1) (m) of the Act.

Note on merit

Subsection 10 (2) of the Act provides that, for the purposes of the APS Value in paragraph 10 (1) (b) of the Act, a decision relating to engagement or promotion is based on merit if:

- (a) an assessment is made of the relative suitability of the candidates for the duties, using a competitive selection process; and
- (b) the assessment is based on the relationship between the candidates' work-related qualities and the work-related qualities genuinely required for the duties; and
- (c) the assessment focuses on the relative capacity of the candidates to achieve outcomes related to the duties; and
- (d) the assessment is the primary consideration in making the decision.

Examples of work-related qualities that may be taken into account in making an assessment

- 1. Skills and abilities
- 2. Qualifications, training and competencies
- 3. Standard of work performance
- 4. Capacity to produce outcomes from effective performance at the level required
- 5. Relevant personal qualities
- 6. Demonstrated potential for further development
- 7. Ability to contribute to team performance.

Clause 4.2

- (2) The minimum requirements relate to:
 - (a) the engagement and promotion of persons as APS employees; and
 - (b) the selection of APS employees for temporary assignment of duties at a higher classification.
- (3) This Chapter does not apply to the engagement of a person as an APS employee:
 - (a) under paragraph 72 (1) (c) or (d) of the Act; or
 - (b) in any of the circumstances mentioned in Schedule 1.

Note Regulation 3.12 of the *Public Service Regulations 1999* provides for certain decisions relating to the engagement and promotion of APS employees, and the temporary assignment to an APS employee of duties at a higher classification, to be notified in the *Gazette*.

4.2 Engagement of ongoing APS employees

- (1) An Agency Head must put in place measures to ensure that if a person is to be engaged as an ongoing APS employee at a training classification, or an APS Group 1 classification, the opportunity to apply for the relevant employment, or similar employment in the Agency, was open to all eligible members of the community, whether or not they were APS employees.
- (2) An Agency Head must put in place measures to ensure that, subject to considerations of cost and operational efficiency, if a person is to be engaged as an ongoing APS employee (other than as an employee mentioned in subclause (1)), the opportunity to apply for the relevant employment, or similar employment in the Agency, was open to all eligible members of the community, whether or not they were APS employees.
- (3) Subject to subclause (4), an opportunity mentioned in subclause (1) or (2) must have been notified in the *Gazette*:
 - (a) during the period of 12 months before the decision to engage the person is made; and
 - (b) as open to all eligible members of the community, whether or not they were APS employees.

Chapter 4 Merit in employment

Clause 4.3

- (4) If, because of considerations of cost or operational efficiency, an Agency Head decides not to provide an opportunity mentioned in subclause (2) to all eligible members of the community, as a minimum, the opportunity must have been notified in the *Gazette*:
 - (a) during the period of 12 months before the decision to engage the person is made; and
 - (b) as open to all APS employees.
- (5) For subclause (4), *APS employee* includes a person who, at the time the opportunity for employment is notified in the *Gazette*, is a person mentioned in Schedule 2.
- (6) However, the Agency Head is not taken to have breached this clause only because the Agency Head has put in place measures that:
 - (a) are consistent with Commonwealth law; and
 - (b) identify an opportunity for employment as open to:
 - (i) an Aboriginal or a Torres Strait Islander within the meaning of the *Racial Discrimination Act 1975*; or
 - (ii) a person with an intellectual disability; and
 - (c) allow the engagement, as an APS employee, of a person of that kind.

4.3 Engagement of APS employees for a specified term or for the duration of a specified task

- (1) An Agency Head must put in place measures to ensure that, if a person is to be engaged as an APS employee for a specified term of more than 12 months, or for the duration of a specified task that is reasonably estimated to take more than 12 months, the opportunity to apply for the relevant employment, or similar employment in the Agency, was open to all eligible members of the community, whether or not they were APS employees.

Clause 4.4

- (2) The opportunity must have been notified in the *Gazette*:
 - (a) during the period of 12 months before the decision to engage the person is made; and
 - (b) as open to all eligible members of the community, whether or not they were APS employees.
- (3) However, the Agency Head is not taken to have breached this clause only because the Agency Head has put in place measures that:
 - (a) are consistent with Commonwealth law; and
 - (b) identify an opportunity for employment as open to:
 - (i) an Aboriginal or a Torres Strait Islander within the meaning of the *Racial Discrimination Act 1975*; or
 - (ii) a person with an intellectual disability; and
 - (c) allow the engagement, as an APS employee, of a person of that kind.

4.4 Engagement of persons who have received a redundancy benefit

- (1) An Agency Head must put in place measures to ensure that a person is not engaged as an APS employee if:
 - (a) the person has received a redundancy benefit from an Agency or a non-APS Commonwealth employer; and
 - (b) 12 months has not passed since the person's employment ended.
- (2) Subclause (1) does not apply if:
 - (a) the person is to be engaged:
 - (i) for a specified term in the circumstances mentioned in item 1, 2, 3, 4, 5 or 8 of the table in subregulation 3.5 (2) of the Regulations; or
 - (ii) for the duration of a specified task in the circumstances mentioned in subregulation 3.5 (3) of the Regulations; or
 - (iii) for a specified term, or for the duration of a specified task, in the circumstances mentioned in subregulation 3.5 (4), (5) or (6) of the Regulations; and

Chapter 4 Merit in employment

Clause 4.5

- (b) the Agency Head considers that the engagement of the person is essential for the Agency's operations having regard to the nature of the duties to be performed and the skills, experience or qualifications of the person; and
 - (c) the Agency Head has consulted the Commissioner before engaging the person.
- (3) In addition, subclause (1) does not apply if:
- (a) the person is to be engaged:
 - (i) for a specified term in the circumstances mentioned in item 6 or 7 of the table in subregulation 3.5 (2) of the Regulations; or
 - (ii) for duties that are irregular or intermittent; and
 - (b) the Agency Head considers that the engagement of the person is essential for the Agency's operations having regard to the nature of the duties to be performed and the skills, experience or qualifications of the person.

4.5 Extension of engagement of APS employee engaged for a specified term

- (1) This clause applies if an APS employee is engaged for a specified term that is less than 12 months.
- (2) An Agency Head must put in place measures to ensure that if the employee's engagement is to be extended so that the total period of engagement is more than 12 months:
 - (a) the opportunity to apply for the initial employment had been notified in the *Gazette* as open to all eligible members of the community, whether or not they were APS employees; or
 - (b) the opportunity to apply for the extended period of the engagement was notified in the *Gazette* as open to all eligible members of the community, whether or not they were APS employees.

4.6 Promotion of ongoing APS employees

- (1) A *promotion*, for an ongoing APS employee, means the assignment to the employee of duties at a higher classification than the employee's current classification (whether or not the employee moves to another Agency), but does not include:

- (a) if the employee's current classification is included in a broadband — the allocation to the employee of a higher classification in that broadband; or
- (b) if the employee's current classification is a training classification — the allocation to the employee of an operational classification following the successful completion of a course of training; or

Note See r 9 of the Classification Rules in relation to the allocation to an employee of an operational classification.

- (c) a temporary assignment to the employee of duties at a higher classification.
- (2) An Agency Head must put in place measures to ensure that, subject to considerations of cost and operational efficiency, if an ongoing APS employee is to be promoted in the Agency, the opportunity to apply for the relevant employment, or similar employment in the Agency, was open to all eligible members of the community, whether or not they were APS employees.
- (3) Subject to subclause (4), the opportunity must have been notified in the *Gazette*:
- (a) during the period of 12 months before the decision to promote the person is made; and
 - (b) as open to all eligible members of the community, whether or not they were APS employees.
- (4) If, because of considerations of cost or operational efficiency, an Agency Head decides not to provide the opportunity to all eligible members of the community, as a minimum, the opportunity must have been notified in the *Gazette*:
- (a) during the period of 12 months before the decision to promote the person is made; and
 - (b) as open to all APS employees.

Chapter 4 Merit in employment

Clause 4.7

- (5) For subclause (4), *APS employee* includes a person who, at the time the opportunity for employment is notified in the *Gazette*, is a person mentioned in Schedule 2.

4.7 Temporary assignment of duties to APS employees

An Agency Head must put in place measures to ensure that an APS employee is not assigned to perform duties for a temporary period at a higher classification than the employee's classification unless the following matters have been considered:

- (a) the efficiency of the employee;
- (b) the relative importance to the Agency of the duties to be performed at the higher classification and the other duties to be performed in the Agency;
- (c) the length of the period in which the employee is to perform duties at the higher classification;
- (d) the expected cost of the employee performing duties at the higher classification;
- (e) the need for APS employees to be given the opportunity to gain experience in performing duties at a higher classification.

Note The usual basis for engagement of a person in an Agency is as an ongoing APS employee — see subs 22 (3) of the Act. See also the APS Value mentioned in para 10 (1) (n) of the Act: 'the APS is a career-based service to enhance the effectiveness and cohesion of Australia's democratic system of government'.

Chapter 5 Basic requirements for procedures for determining breaches of the Code of Conduct

5.1 Purpose of Chapter 5

The purpose of this Chapter is to set out the basic procedural requirements that must be complied with by the procedures established by an Agency Head under subsection 15 (3) of the Act for determining whether an APS employee in the Agency has breached the Code of Conduct.

Note The requirements set out in this Chapter and the procedures established under subs 15 (3) of the Act apply only in relation to a suspected breach of the Code of Conduct by an APS employee in respect of which a determination is to be made. Not all suspected breaches of the Code of Conduct may need to be dealt with by way of a determination. In particular circumstances, another way of dealing with a suspected breach of the Code may be more appropriate.

5.2 Information to be given to employee before determination is made

Before any determination is made in relation to a suspected breach of the Code of Conduct by an APS employee, the employee must:

- (a) be informed of:
 - (i) the details of the suspected breach of the Code of Conduct (including any variation of those details); and
 - (ii) the sanctions that may be imposed on the employee under subsection 15 (1) of the Act (including any limitations on that power contained in regulations made for the purposes of subsection 15 (2) of the Act); and
- (b) be given reasonable opportunity to make a statement in relation to the suspected breach.

Chapter 5 Basic requirements for procedures for determining breaches of the
Code of Conduct

Clause 5.3

5.3 Determination process to be informal

The process for determining whether an APS employee has breached the Code of Conduct must be carried out with as little formality and as much expedition as a proper consideration of the matter allows.

5.4 Person making determination to be independent and unbiased

An Agency Head must take reasonable steps to ensure that the person who determines whether an APS employee has breached the Code of Conduct is, and appears to be, independent and unbiased.

5.5 Record of determination

After a determination in relation to a suspected breach of the Code of Conduct by an APS employee is made, a written record stating whether the employee has been found to have breached the Code of Conduct must be prepared.

Note The *Archives Act 1983* and the *Privacy Act 1988* apply to a record made under this clause.

5.6 Appropriate procedures if basis of APS employee's engagement in an Agency changes or employee moves to a different Agency

- (1) This clause applies if:
- (a) an APS employee in an Agency is suspected of having breached the Code of Conduct; and
 - (b) before any determination is made in relation to the suspected breach:
 - (i) the basis of the employee's engagement in the Agency changes; or
 - (ii) the employee moves to a different Agency.

Note Examples of a change in the basis of an APS employee's engagement in an Agency are as follows:

- (a) a change from engagement for a specified term, or for the duration of a specified task, to engagement as an ongoing APS employee;

Basic requirements for procedures for determining breaches of the
Code of Conduct

Chapter 5

Clause 5.6

- (b) a change from engagement for duties that are irregular or intermittent to engagement as an ongoing APS employee.
- (2) A determination (if any) in relation to the suspected breach must be made:
 - (a) if the basis of the employee's engagement in the Agency has changed — in accordance with the procedures applicable to the basis of the employee's engagement in the Agency at the time the process for determining whether the employee has breached the Code of Conduct is commenced; and
 - (b) if the employee has moved to a different Agency — in accordance with the procedures applicable in the Agency to which the employee has moved at the time the process for determining whether the employee has breached the Code of Conduct is commenced.

Chapter 6 Senior Executive Service employment

Clause 6.1

Chapter 6 Senior Executive Service employment

6.1 SES employment matters — general

- (1) An Agency Head must exercise his or her employer powers in relation to the SES in a way that seeks to maintain and develop the leadership role and capabilities of the SES.
- (2) An Agency Head must put in place measures:
 - (a) to ensure that SES employees are effectively deployed in the Agency; and
 - (b) to monitor the skills required at the SES level in the Agency.

6.2 Minimum requirements in relation to decisions made about SES employees

- (1) This clause applies to any of the following decisions made by an Agency Head:
 - (a) promoting or engaging a person as an SES employee;
 - (b) in relation to the mobility of an SES employee;
 - (c) redeploying an SES employee with the employee's agreement;
 - (d) assigning an SES employee to duties at a lower classification (whether or not in the SES) without the employee's agreement;
 - (e) giving a notice to an SES employee under section 37 of the Act;
 - (f) terminating the employment of an SES employee under section 29 of the Act.
- (2) The Agency Head must ensure that the decision meets the minimum requirements.

Note Clauses 6.3 to 6.8 set out the minimum requirements.

Clause 6.3

6.3 Minimum requirements — promotion and engagement

- (1) A decision promoting or engaging a person as an SES employee meets the minimum requirements if:
 - (a) the requirements of Chapter 4 are satisfied in relation to the promotion or engagement; and
 - (b) unless the Commissioner decides otherwise, the opportunity to apply for the relevant employment, or similar employment, in the Agency has been advertised externally:
 - (i) during the period of 12 months before the decision to promote or engage the person is made; and
 - (ii) as open to all eligible members of the community; and
 - (c) a representative of the Commissioner is a full participant in the selection process; and
 - (d) the representative certified that the selection process complied with the Act and these Directions; and
 - (e) the Commissioner has endorsed the representative's certification of the process.
- (2) A decision engaging a person as an SES employee also meets the minimum requirements if:
 - (a) the engagement is for a specified term; and
 - (b) in the case of a person who is an ongoing APS employee:
 - (i) the person has resigned, or is to resign, from APS employment for the sole purpose of taking up the engagement; and
 - (ii) the person is to perform duties at the same classification as the person's current classification.

Note Under r 3.12 of the *Public Service Regulations 1999*, a decision promoting or engaging an SES employee must be notified in the *Gazette*.

Chapter 6 Senior Executive Service employment

Clause 6.4

6.4 Minimum requirements — mobility

A decision in relation to the mobility of an SES employee, either in an Agency or to another Agency, meets the minimum requirements if:

- (a) in the case of an employee who is to be moved in the Agency:
 - (i) the Agency Head has consulted with the employee about possible options for mobility; and
 - (ii) the Agency Head informs the Commissioner of the movement; and
- (b) in the case of an employee who is to be moved to another Agency:
 - (i) the Agency Head of the Agency from which the employee is to be moved has been consulted about, and agrees to, the movement; and
 - (ii) the Agency Head informs the Commissioner of the movement.

6.5 Minimum requirements — redeployment

A decision redeploying an SES employee with the employee's agreement meets the minimum requirements if the employee has been given information about available options for reassignment, including assignment to duties at a lower classification.

6.6 Minimum requirements — involuntary assignment at lower classification

- (1) A decision assigning an SES employee to duties at a lower classification without the employee's agreement meets the minimum requirements if an assessment has been made, having due regard to procedural fairness, that the assignment is justified on the basis of one or more of the circumstances set out in subsection 23 (4) of the Act.

Clause 6.6

Note about reduction of an employee's classification

Subsection 23 (4) of the Act provides that an Agency Head cannot reduce the classification of an APS employee without the employee's consent, except in the following circumstances:

- (a) as a sanction under section 15 of the Act;
- (b) in accordance with Commissioner's Directions made under section 36 of the Act;
- (c) on the ground that the employee is excess to the requirements of the Agency at the higher classification;
- (d) on the ground that the employee lacks, or has lost, an essential qualification for performing duties at the higher classification;
- (e) on the ground of non-performance, or unsatisfactory performance, of duties at the higher classification;
- (f) on the ground that the employee is unable to perform duties at the higher classification because of physical or mental incapacity;
- (g) in other circumstances prescribed by the Regulations.

- (2) A decision assigning an SES employee to duties at a lower classification without the employee's agreement also meets the minimum requirements if:
 - (a) the employee is to be assigned because of a change in the Agency's operational needs; and
 - (b) reasonable steps have been taken to identify duties in the Agency, at the employee's current classification, to which the employee could be assigned; and
 - (c) an assessment has been made, having due regard to procedural fairness, that the employee is not suitable for assignment to any duties identified.

Note Under r 3.12 of the *Public Service Regulations 1999*, a decision assigning an SES employee to duties at a lower classification without the employee's agreement must be notified in the *Gazette*.

Chapter 6 Senior Executive Service employment

Clause 6.7

6.7 Minimum requirements — retirement

A decision to give a notice to an SES employee under section 37 of the Act meets the minimum requirements if:

- (a) the employee was engaged as an ongoing SES employee; and
- (b) the employee has been given information about available options for reassignment, including assignment to duties at a lower classification; and
- (c) the employee has been given access to independent financial advice and career counselling; and
- (d) the Commissioner has agreed to the amount to be paid to the employee if the employee retires within the period specified in the notice.

Note 1 A notice given to an SES employee under subs 37 (1) of the Act must be in writing and must state that the employee will become entitled to a payment of a specified amount if the employee retires within a period specified in the notice.

Note 2 Under r 3.12 of the *Public Service Regulations 1999*, the retirement of an SES employee within the period specified in a notice given under s 37 of the Act must be notified in the *Gazette*.

6.8 Minimum requirements — termination of employment

A decision terminating the employment of an SES employee under section 29 of the Act meets the minimum requirements if:

- (a) an assessment has been made, having due regard to procedural fairness, that the termination is justified on the basis of one or more of the grounds mentioned in subsection 29 (3) of the Act; and
- (b) the employee has been given full information about other employment in the Agency that the Agency Head, having regard to the assessment, considered could be made available to the employee.

Note 1 A notice terminating the employment of an APS employee under s 29 of the Act must be in writing and must specify the ground or grounds that are relied on for the termination.

Clause 6.8

Note 2 Under s 38 of the Act, an Agency Head cannot terminate the employment of an SES employee unless the Commissioner has issued a certificate stating that the requirements of the Commissioner's Directions have been satisfied in respect of the proposed termination and that the Commissioner is of the opinion that the termination is in the public interest.

Note 3 Under r 3.12 of the *Public Service Regulations 1999*, a decision terminating the employment of an SES employee under s 29 of the Act must be notified in the *Gazette*.

Chapter 7 Delegation

Clause 7.1

Chapter 7 Delegation

7.1 Delegation

- (1) An Agency Head may, in writing, delegate to a person any of the Agency Head's powers or functions under these Directions (other than under this clause).
- (2) However, an Agency Head cannot delegate powers or functions to an outsider without the prior written consent of the Commissioner.
- (3) A person (the *first delegate*) to whom powers or functions are delegated under subclause (1) may, in writing delegate any of the powers or functions to another person (the *second delegate*).
- (4) However, if the first delegate is subject to directions about the exercise of a power or function delegated under subclause (3), the first delegate must give corresponding directions to the second delegate.
- (5) A power or function that is exercised or performed by a person under a delegation under subclause (3) is taken, for the purposes of these Directions, to have been exercised or performed by the person who originally delegated the corresponding power or function under subclause (1).
- (6) A person exercising powers or functions under a delegation under this clause must comply with any directions of the Agency Head who delegated the power or function.
- (7) For subclause (2):
outsider means a person other than:
 - (a) an APS employee; or
 - (b) a person appointed to an office by the Governor-General, or by a Minister, under a law of the Commonwealth.

Schedule 1 Circumstances in which Chapter 4 does not apply

(subclause 4.1 (3))

1. The person is receiving an invalidity pension from the Commonwealth Superannuation Scheme or the Public Sector Superannuation Scheme and the CSS Board or PSS Board has decided that the person is fit to return to work.
2. The following circumstances exist in relation to the person:
 - (a) the person has previously been an employee of the Agency; and
 - (b) following an investigation of the circumstances of the ending of the person's employment, the Agency Head decides that the person's previous employment should not have ended; and
 - (c) the engagement is at the person's former classification or a lower classification.
3. The Australian Industrial Relations Commission has recommended the reinstatement of the person, or made an order for the reinstatement of the person, as an APS employee.
4. The Human Rights and Equal Opportunity Commission has recommended the reinstatement of the person as an APS employee.
5. The Federal Court of Australia has ordered the reinstatement of the person as an APS employee.
6. An application by the person for relief in relation to termination of employment is settled and the parties have agreed to the reinstatement of the person as an APS employee.
7. An application for re-engagement under prescribed conditions in accordance with regulation 3.17 of the *Public Employment (Consequential and Transitional) Regulations 1999*.

Schedule 2

Persons who are included as APS employees for engagement and promotion

**Schedule 2 Persons who are included as
APS employees for
engagement and promotion**

(subclauses 4.2 (5) and 4.6 (5))

1. A person who:
 - (a) immediately before the commencement of the *Public Service Act 1999*, was a person to whom Division 2, 3 or 4 of Part IV of the *Public Service Act 1922* applied; and
 - (b) at the time the opportunity for employment is notified in the *Gazette*, is performing duties in the organisation in which the person was performing duties immediately before the commencement of the *Public Service Act 1999*.
2. An employee of the Australian Parliamentary Service.
3. A staff member of the Australian Trade Commission.
4. A staff member of the Albury-Wodonga Development Corporation.
5. An officer of the Australian Security Intelligence Organization.
6. An officer of the Australian Secret Intelligence Service.
7. An officer of the ACT Public Service.
8. A former officer of the APS who resigned on or after 2 August 1990, if:
 - (a) the resignation was for child rearing purposes and the person resigned after taking at least 12 weeks' maternity or parental leave; and
 - (b) the resignation took place within 2 years of the date of birth of the child for which the period of maternity or parental leave was granted; and
 - (c) the opportunity for employment was notified in the *Gazette* within 6 years from the date of birth of the child for which the maternity or parental leave was granted.

Persons who are included as APS employees for engagement and
promotion

Schedule 2

-
9. A former officer of the APS who:
- (a) on 1 April 1987, was on leave without pay to work in the Northern Territory Public Service (*NTPS*); and
 - (b) resigned before 1 April 1988 to continue employment in the *NTPS*; and
 - (c) has continued to be employed by the *NTPS*.
10. A former officer of the APS who:
- (a) accepted an offer of employment by a State Government or the Northern Territory Government; and
 - (b) resigned from the APS in accordance with the agreement between the Commonwealth and the Public Sector Union on staffing issues arising from the Commonwealth-State Disability Agreement; and
 - (c) has continued to be employed by the relevant State Government or the Northern Territory Government.
11. A former officer of the APS who, following the transfer of Repatriation General Hospitals at Hobart, Concord, Heidelberg and Daw Park:
- (a) accepted an offer of employment by the State Government of Tasmania, New South Wales, Victoria or South Australia; and
 - (b) resigned from the APS in accordance with subsection 15 (2) and section 17 of the *Repatriation Institutions (Transfer) Act 1992*; and
 - (c) has continued to be employed by the State Government from which the offer of employment was accepted.

Dictionary

Dictionary

(clause 1.3)

Note Words and expressions defined in the *Public Service Act 1999* are indicated by an asterisk (*) (see subcl 1.3 (2)). Minor changes from the Act are indicated by square brackets ([]).

Act means the *Public Service Act 1999*.

***Agency** means:

- (a) a Department; or
- (b) an Executive Agency; or
- (c) a Statutory Agency.

***Agency Head** means:

- (a) the Secretary of a Department; or
- (b) the Head of an Executive Agency; or
- (c) the Head of a Statutory Agency.

***APS** means the Australian Public Service established by section 9 [of the Act].

***APS employee** means:

- (a) a person engaged under section 22 [of the Act]; or
- (b) a person who is engaged as an APS employee under section 72 [of the Act].

***APS employment** means employment as an APS employee.

APS Group 1 classification means any of the classifications mentioned in column 2 of Group 1 of Schedule 1 to the Classification Rules.

***APS Values** means the values in subsection 10 (1) [of the Act].

broadband has the meaning given in subrule 7 (4) of the Classification Rules.

classification means an approved classification within the meaning of the Classification Rules.

classification group means a group of classifications mentioned in column 1 of Schedule 1 to the Classification Rules.

Classification Rules means the *Public Service Classification Rules 1999* made under section 23 of the Act, as in force from time to time.

***Code of Conduct** (or **Code**) means the rules in section 13 [of the Act].

***Commissioner** means the Public Service Commissioner appointed under [the] Act.

employee means an APS employee.

employment means APS employment.

employer powers, for an Agency Head, means the rights, duties and powers of the Agency Head under Part 4 of the Act.

higher classification, for an employee, means a classification that is in a higher classification group than the employee's current classification.

lower classification, for an employee, means a classification that is in a lower classification group than the employee's current classification.

merit see subsection 10 (2) of the Act and the note after subclause 4.1 (1).

non-APS Commonwealth employer includes:

- (a) the Australian Defence Force; and
- (b) any other non-APS Commonwealth employer established under an Act; and
- (c) any other employer in which the Commonwealth has a controlling interest or that is financed in whole, or in substantial part, by money provided by the Commonwealth.

***ongoing APS employee** means a person engaged as an ongoing APS employee, as mentioned in paragraph 22 (2) (a) [of the Act].

operational classification, in relation to a training classification, means a classification mentioned in column 3 of Schedule 2 to the Classification Rules that relates to that training classification.

promotion, for an ongoing APS employee, has the meaning given by subclause 4.6 (1).

Dictionary

redundancy benefit:

- (a) means a severance payment, or similar payment, made to an employee on cessation of the employee's employment in an Agency or with a non-APS Commonwealth employer; and
- (b) includes:
 - (i) any payment made to an employee as a result of the shortening of a retention period; and
 - (ii) any payment made to an SES employee under section 37 of the Act or section 76R of the *Public Service Act 1922*.

Regulations means the *Public Service Regulations 1999*.

***SES** means the Senior Executive Service established by section 35 [of the Act].

***SES employee** has the meaning given by section 34 [of the Act].

Note See r 6 of the Classification Rules in relation to the classification of SES employees.

similar employment, in relation to an opportunity for employment notified in the *Gazette*, means employment that comprises similar duties, is at the same classification, and is to be performed in a similar location, as the employment notified in the *Gazette*.

training classification has the meaning given in the Classification Rules.

workplace diversity program means a program established by an Agency Head under section 18 of the Act.



COMMONWEALTH OF AUSTRALIA

City Area Leases Ordinance 1936 as applied by the National Land Ordinance 1989

Determination

Pursuant to section 17AA of the *City Area Leases Ordinance 1936* ("CALO") as applied by the *National Land Ordinance 1989*, I, KATHRYN CAMPBELL, delegate of the Minister for Finance and Administration, determine that the land specified in the Schedule should, in the public interest, be dealt with under section 17AA of CALO.

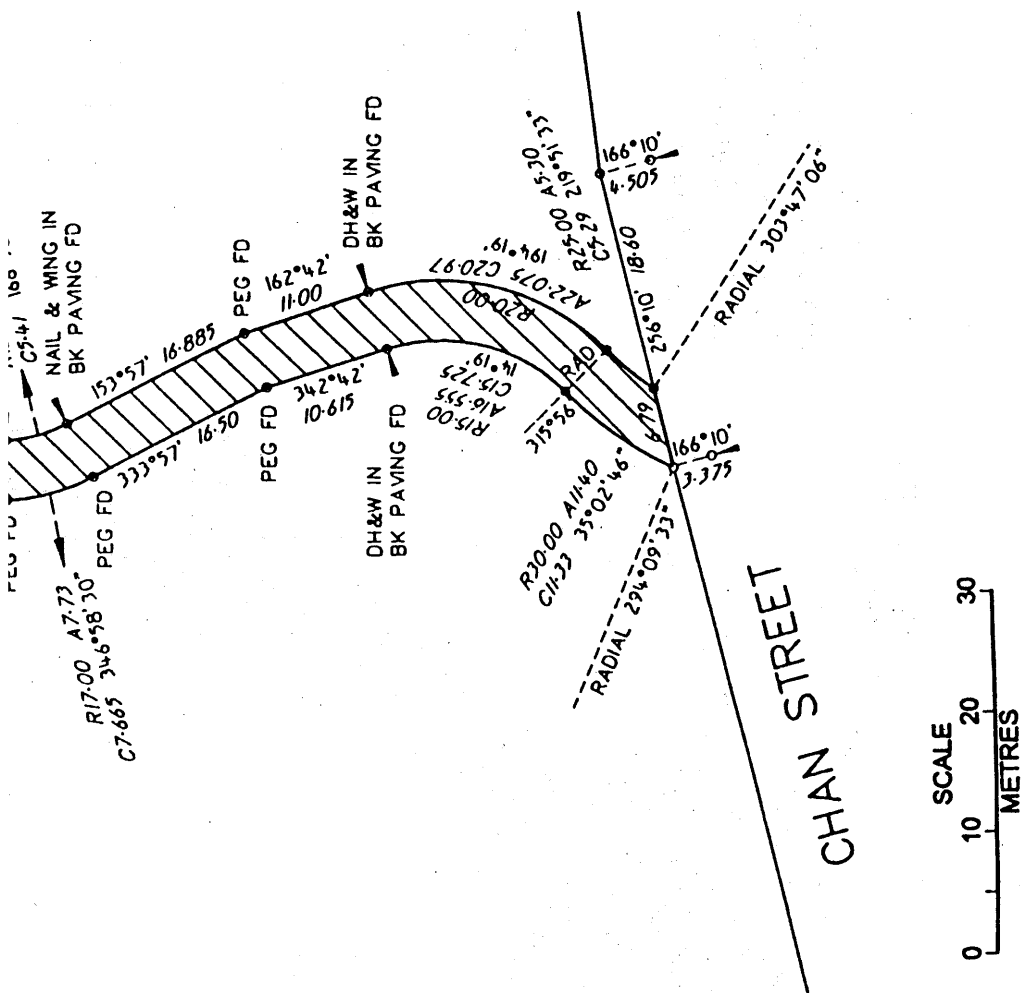
Schedule

1. Block 2 Section 44 Division of Belconnen on Deposited Plan Number 8297 in the Registrar General's Office Canberra, Australian Capital Territory.
2. The block of land shown hatched on the plan at Annexure A being that parcel of land bounded on the north by a line bearing $46^{\circ} 27'$ from the north eastern corner of Block 7 Section 50 Division of Belconnen on the Deposited Plan 8518 in the Registrar-General's Office Canberra, Australian Capital Territory to the intersection with the boundary of Block 2 Section 50 Division of Belconnen on the Deposited Plan 8518 in the Registrar-General's Office Canberra, Australian Capital Territory and thence by that boundary in a southerly direction to Chan Street and thence by a line bearing $76^{\circ} 10'$ to the intersection with the boundary of Block 7 Section 50 and thence by that boundary in a northerly direction to the north eastern corner of Block 7 Section 50.

Kathryn Campbell (Position Number 73)
Department of Finance and Administration

Dated this 17th day of December 1999

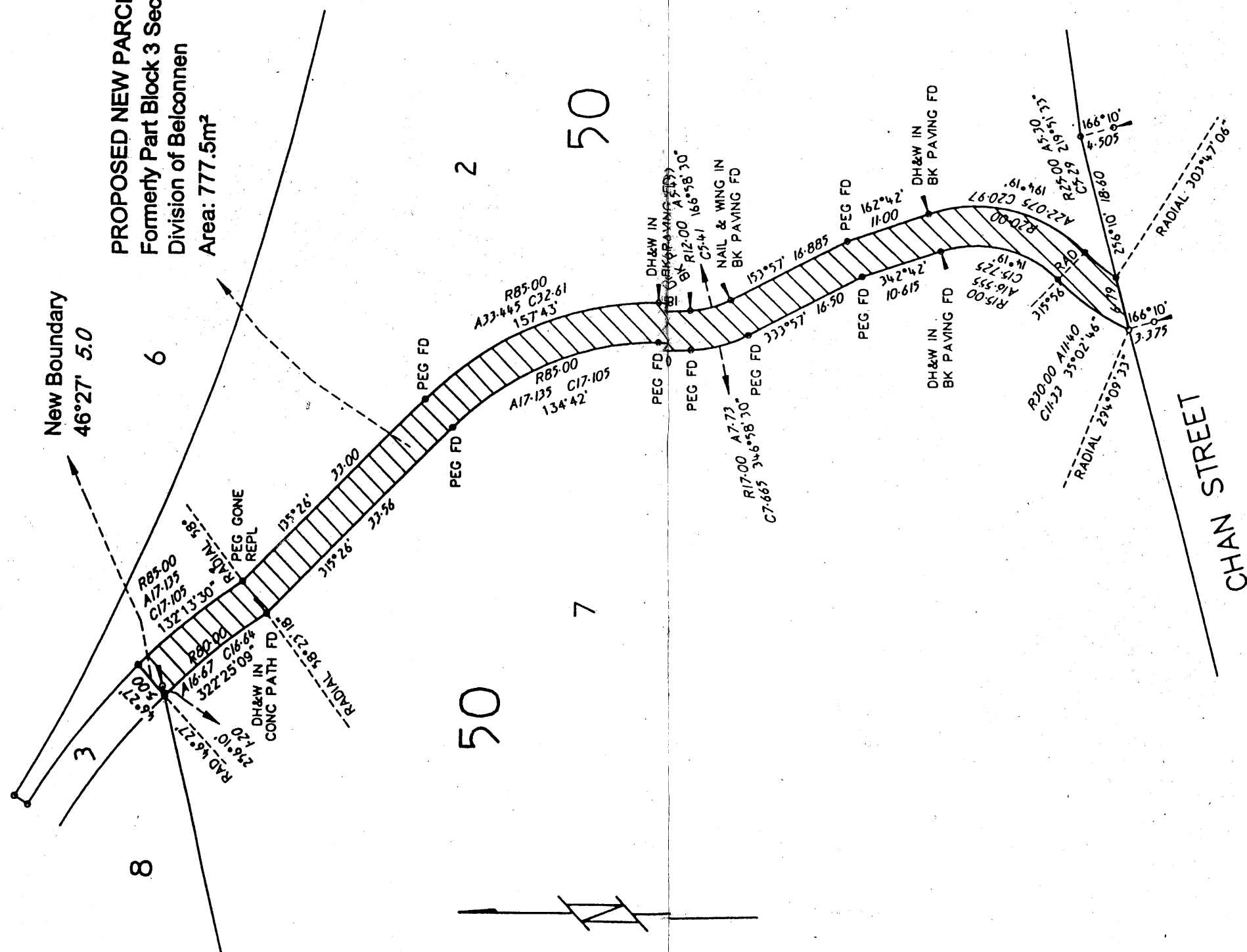




ANNEXURE A

PROPOSED NEW PARCEL
Formerly Part Block 3 Section 50
Division of Belconnen
Area: 777.5m²

New Boundary
46°27' 5.0



A vertical scale bar with the word "SCALE" written vertically to its left and "METRES" written vertically to its right. The bar has four major tick marks labeled "0", "10", "20", and "30" from bottom to top. There are also minor tick marks between the major ones, indicating intervals of 5 units.



Commonwealth of Australia

Gazette

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SPECIAL

Regulation 25

CT-4

COMMONWEALTH OF AUSTRALIA NAVIGATION ACT 1912

No: 0065

PERMIT TO UNLICENSED SHIP - CONTINUING

Name of Ship	Port of Registry	Official Number
KHUDOZHNIK IOGANSON	VLADIVOSTOK	

Pursuant to the provisions of Section 286 of the Navigation Act, I hereby grant, subject to the conditions set out hereunder, permission for the above-named ship to carry passengers and cargo between the ports, or any of them, specified hereunder.

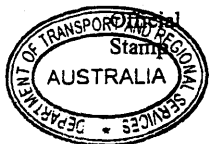
This permit remains in force until cancelled by me upon not less than six months' notice to the master, owner, or agent of the ship of the intended cancellation.

Names of ports for which permit issued

MELBOURNE and BRISBANE



Dated at CANBERRA this 16th day of DECEMBER 1999



Delegate of the Minister for Transport
and Regional Services

CONDITIONS SUBJECT TO WHICH THIS PERMIT IS ISSUED

1. That the Maritime Division is notified, within 14 days after every sailing, of the date of the voyage and the cargo carried by the ship.
2. This permit covers the period 19TH December 1999 to 19th June 2000.
3. This permit is valid for shipments of cargo only in those instances where FESCO has obtained documentary evidence from appropriate licensed ship operators that no licensed ship is available to transport the cargo and provided a copy of written proof to the Maritime Division before each voyage. (It is noted that, at the date of issue, there are no licensed vessels available for the shipments advised).
4. Containers only may be carried.
5. The containers may only be carried from Melbourne to Brisbane.





Commonwealth
of Australia

Gazette

No. S 633, Tuesday, 21 December 1999

Published by AusInfo, Canberra

SPECIAL

FORM 5-4A

Rule 4.01

NOTICE OF APPLICATION

HUDSON CONWAY LIMITED ACN 009 556 629

Application will be made by Hudson Conway Limited to the Supreme Court of Victoria at 10 am, or so soon afterwards as the business of the Court allows, on Tuesday 18 January 2000 for:

1. An order pursuant to section 411(4)(b) of the Corporations Law, that the scheme of arrangement approved by the resolutions of the classes of members of Hudson Conway Limited at the meetings convened pursuant to the orders of Justice Gillard made on 12 November 1999 and held on 17 December 1999, is approved.
2. An order pursuant to sub-section 411(12) of the Corporations Law, that Hudson Conway Limited be exempt from compliance with sub-section 411(11) of the Corporations Law.
3. Such directions or other order as the Honourable Court deems fit.

Any person intending to attend at the hearing must serve a notice in prescribed form so as to reach the address below not later than 17 January 2000.

Blake Dawson Waldron
Blake Dawson Waldron
Solicitors for the Applicant

Level 39, 101 Collins Street
Melbourne VIC 3000



9 780642 424570

FORM 5-4A

Rule 4.01

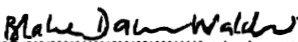
NOTICE OF APPLICATION

HUDSON CONWAY LIMITED ACN 009 556 629

Application will be made by Hudson Conway Limited to the Supreme Court of Victoria at 10 am, or so soon afterwards as the business of the Court allows, on Tuesday 18 January 2000 for::

1. An order pursuant to sub-section 411(4)(b) of the Corporations Law, that the scheme of arrangement approved by the resolution of the optionholders of Hudson Conway Limited at the meeting convened pursuant to the orders of Justice Gillard made on 12 November 1999 and held on 17 December 1999, is approved
2. An order pursuant to sub-section 411(12) of the Corporations Law, that Hudson Conway Limited be exempt from compliance with sub-section 411(11) of the Corporations Law.
3. Such directions or other order as this Honourable Court deems fit.

Any person intending to attend at the hearing must serve a notice in prescribed form so as to reach the address below not later than 17 January 2000.


Blake Dawson Waldron
Solicitors for the Applicant

Level 39, 101 Collins Street
Melbourne VIC 3000



Commonwealth
of Australia

Gazette

No. S 634 Monday 20 December 1999
Produced by AusInfo Canberra

SPECIAL



**DECLARATION OF ACTIVE SERVICE
FOR THE PURPOSES OF THE
DEFENCE FORCE DISCIPLINE ACT 1982**

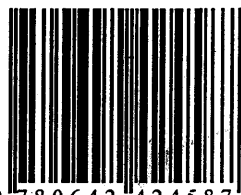
I, WILLIAM PATRICK DEANE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, declare under subsection 4(2) of the *Defence Force Discipline Act 1982* that all members of the Australian Defence Force who are serving in the area comprising the geographical boundaries of East Timor, the maritime area not exceeding 12 nautical miles from the low-water line along the coast of East Timor and airspace above those areas to be on active service for the purposes of the Act.

Dated 1 5 DEC 1999 1999.

WILLIAM DEANE
Governor-General

By His Excellency's Command,

John Moore
Minister for Defence



9 780642 424587



Commonwealth
of Australia

Gazette

No. S 635 Tuesday 21 December 1999
Produced by AusInfo Canberra

SPECIAL



Proclamation

Health Legislation Amendment Act (No. 3) 1999

I, WILLIAM PATRICK DEANE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council and under subsection 2 (2) of the *Health Legislation Amendment Act (No. 3) 1999*, fix 1 January 2000 as the date on which Schedule 1 and Part 1 of Schedule 2 to that Act commence.



Signed and sealed with the
Great Seal of Australia
on 15 December, 1999

WILLIAM DEANE
Governor-General

By His Excellency's Command,

MICHAEL WOOLDRIDGE
Minister for Health and Aged Care





Commonwealth
of Australia

Gazette

No. S 636 Tuesday 21 December 1999
Produced by AusInfo Canberra

SPECIAL

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

NOTIFICATION OF THE MAKING OF GUIDELINES

The following notice relates to the making of guidelines as provided for under the *Higher Education Funding Act 1988* (the Act). A copy of the guidelines can be obtained from the Director, Private Funding Section, Higher Education Division, Department of Education, Training and Youth Affairs, 14 Mort Street, Canberra City, ACT 2601, or by telephoning (02) 6240 9695.

Section	Description	Date Made
18(1)(d)	Minister's Guidelines of Advice to Higher Education Institutions on fees for ancillary or additional services.	8/4/97





COMMONWEALTH OF AUSTRALIA

Petroleum (Submerged Lands) Act 1967

NOTICE OF INVITATION OF APPLICATIONS FOR EXPLORATION
PERMITS

I, STEPHEN GREGORY PAYNE, the Delegate of the Designated Authority in respect of the adjacent area in respect of the Territory of Ashmore and Cartier Islands, in pursuance of section 20(1) of the *Petroleum (Submerged Lands) Act 1967* of the Commonwealth of Australia, hereby invite applications for the grant of exploration permits in respect of the following blocks within the areas as described in the Schedule.

Dated 20 December 1999.

Made under the *Petroleum (Submerged Lands) Act 1967* of the Commonwealth of Australia.

Delegate of the Designated Authority

SCHEDULE

(The references hereunder are to the names of the map sheets of the 1:1,000,000 series and to the numbers of graticular sections shown thereon.)

BLOCK DESCRIPTION

AC99-1 (a)

MAP SHEET SD51 (Brunswick Bay)

558

Assessed to contain 1 block.

AC99-1 (b)

MAP SHEET SD51 (Brunswick Bay)

415

487

Assessed to contain 2 blocks.



APPLICATIONS

Applications lodged under section 20 of the *Petroleum (Submerged Lands) Act 1967* must include:

(a) Details of: -

- (i) *Technical Assessment*
the applicant's assessment of the petroleum potential of the area, including the concepts underlying its proposed exploration work program, with sufficient detail to support that program;
- (ii) *Minimum Guaranteed Work Program*
the applicant's minimum guaranteed proposal (including indicative minimum expenditure) for exploration wells to be drilled, 3D and 2D seismic and other surveying activities, data evaluation and other work, for each year of the first three years of the permit term. This proposal, to be known as the minimum guaranteed work program, should comprise work expected to involve a substantial exploration component - normally, appraisal work should not be included;
- (iii) *Secondary Work Program*
the applicant's proposal (including indicative minimum expenditure) for exploration wells to be drilled, 3D and 2D seismic and other surveying activities, data evaluation and other work, for each of the three remaining years of the permit term. This proposal, to be known as the secondary work program, should comprise work expected to involve a substantial exploration component - normally, appraisal work should not be included.

(b) Particulars of the applicant: -

- (i) the technical qualifications of the applicant and of its key employees;
- (ii) the technical advice available to the applicant;
- (iii) the financial resources available to the applicant, including evidence of the applicant's ability to fund the work program proposed, a statement of other exploration commitments over the next six years, and a copy of the latest annual and quarterly reports for each applicant company;
- (iv) where relevant, the viability of the consortium lodging the application, including evidence that a satisfactory settlement has been, or can be, reached on the Joint Operating Agreement (a copy of a signed Heads of Agreement dealing with will generally suffice); and
- (v) the percentage participating interest of each party to the application;

(c) Other Information

Such other information as the applicant wishes to be taken into account in consideration of the application.

(d) Fee

Each application must be accompanied by a fee of \$A3 000, payable to the Commonwealth of Australia through an Australian bank or bank cheque.

Further details of the work program bidding system outlined above, including the criteria for assessment of applications and the conditions to apply following the award of a permit are available from the Director of Energy, Department of Mines and Energy in Darwin and from the Petroleum Division, Department of Industry Science and Resources in Canberra.

It should be noted that any income derived in the future from the recovery of petroleum from these areas will be subject to the Commonwealth Government's Resource Rent Tax.

Applications together with relevant data should be submitted in the following manner to:

The Director of Energy,
Department of Mines and Energy,
4th Floor, Centrepont Building
The Mall,
Darwin, N.T. 0800

before 4.00 pm Thursday, 6 April 2000.

in an envelope or package clearly marked 'Application for Area (insert Area Number) Commercial-in-Confidence,'

- enclose two copies of the application, supporting material and the application fee.
- the application should be sealed and marked as described above, then enclosed in a plain covering envelope or package and posted or delivered to the above address.

Copies of the basic exploration data pertaining to the blocks comprising this notice may be purchased from the Department of Mines and Energy, 3rd Floor, Centrepont Building, The Mall, Darwin.



Commonwealth of Australia

Gazette

No. S 638, Wednesday, 22 December 1999

Published by AusInfo, Canberra

SPECIAL

NOTIFICATION OF THE MAKING OF STATUTORY RULES

The following Statutory Rules have been made and copies may be purchased at the Government Info Shop, 10 Mort Street, Canberra City, ACT.

Act under which the Statutory Rule was made	Description of the Statutory Rule	Year and number of the Statutory Rule
<i>Agricultural and Veterinary Chemicals Act 1994</i>	Agricultural and Veterinary Chemicals Regulations 1999	1999 No. 326
<i>Primary Industries (Excise) Levies Act 1999</i>	Primary Industries Levies and Charges Collection (Buffalo, Cattle and Live-stock) Amendment Regulations 1999 (No. 3)	1999 No. 327
<i>Export Control Act 1982</i>	Export Control (Hardwood Wood Chips) Amendment Regulations 1999 (No. 3)	1999 No. 328
<i>Commerce (Trade Descriptions) Act 1905</i>	Commerce (Imports) Amendment Regulations 1999 (No. 1)	1999 No. 329
<i>Customs Act 1901</i>	Customs Amendment Regulations 1999 (No. 6)	1999 No. 330
<i>Customs Act 1901</i>	Customs (Prohibited Exports) Amendment Regulations 1999 (No. 7)	1999 No. 331
<i>Customs Act 1901</i>	Customs (Prohibited Imports) Amendment Regulations 1999 (No. 8)	1999 No. 332
<i>Customs Act 1901</i>	Customs (Prohibited Imports) Amendment Regulations 1999 (No. 9)	1999 No. 333
<i>Foreign Judgments Act 1991</i>	Foreign Judgments Amendment Regulations 1999 (No. 2)	1999 No. 334
<i>Native Title Act 1993</i>	Native Title (Indigenous Land Use Agreements) Regulations 1999	1999 No. 335
<i>Workplace Relations Act 1996</i>	Workplace Relations Amendment Regulations 1999 (No. 8)	1999 No. 336
<i>Workplace Relations Act 1996</i>	Workplace Relations Amendment Regulations 1999 (No. 9)	1999 No. 337
<i>Great Barrier Reef Marine Park Act 1975</i>	Great Barrier Reef Marine Park (Prohibition of Drilling for Petroleum) Repeal Regulations 1999	1999 No. 338
<i>Great Barrier Reef Marine Park Act 1975</i>	Great Barrier Reef Region (Prohibition of Mining) Regulations 1999	1999 No. 339
<i>Social Security Act 1991</i>	Social Security (Family Actual Means Test) Amendment Regulations 1999 (No. 1)	1999 No. 340



Act under which the Statutory Rule was made	Description of the Statutory Rule	Year and number of the Statutory Rule
<i>Remuneration and Allowances Act 1990</i>	Remuneration and Allowances Regulations 1999	1999 No. 341
<i>Superannuation Act 1976</i>	Superannuation (CSS) Eligible Employees Amendment Regulations 1999 (No. 3)	1999 No. 342
<i>Health Insurance Act 1973</i>	Health Insurance Amendment Regulations 1999 (No. 6)	1999 No. 343
<i>Health Insurance Act 1973</i>	Health Insurance Amendment Regulations 1999 (No. 7)	1999 No. 344
<i>Health Insurance Act 1973</i>	Health Insurance (1999-2000 Diagnostic Imaging Services Table) Amendment Regulations 1999 (No. 1)	1999 No. 345
<i>Health Insurance Act 1973</i>	Health Insurance (Professional Services Review) Amendment Regulations 1999 (No. 1)	1999 No. 346
<i>Private Health Insurance Incentives Act 1998</i>	Private Health Insurance Incentives Amendment Regulations 1999 (No. 2)	1999 No. 347
<i>Designs Act 1906</i>	Designs Amendment Regulations 1999 (No. 2)	1999 No. 348
<i>Patents Act 1990</i>	Patents Amendment Regulations 1999 (No. 4)	1999 No. 349
<i>Trade Marks Act 1995</i>	Trade Marks Amendment Regulations 1999 (No. 4)	1999 No. 350
<i>Air Navigation Act 1920</i>	Air Navigation Amendment Regulations 1999 (No. 1)	1999 No. 351
<i>Air Navigation Act 1920</i>	Air Navigation (Coolangatta Airport Curfew) Regulations 1999	1999 No. 352
<i>Civil Aviation Act 1988</i>	Civil Aviation Amendment Regulations 1999 (No. 6)	1999 No. 353
<i>Civil Aviation Act 1988</i>	Civil Aviation Amendment Regulations 1999 (No. 7)	1999 No. 354
<i>Financial Sector Reform (Amendments and Transitional Provisions) Act (No. 1) 1999</i>	Financial Sector Reform (Amendments and Transitional Provisions) Amendment Regulations 1999 (No. 2)	1999 No. 355
<i>Superannuation Industry (Supervision) Act 1993</i>	Superannuation Industry (Supervision) Amendment Regulations 1999 (No. 6)	1999 No. 356
<i>Defence Force Discipline Act 1982</i>	Defence Force Discipline Amendment Regulations 1999 (No. 1)	1999 No. 357

Act under which the Statutory Rule was made	Description of the Statutory Rule	Year and number of the Statutory Rule
<i>Veterans' Affairs Legislation Amendment Act (No. 1) 1999</i>	Veterans' Affairs Legislation (Permanent Incapacity — Transitional) Regulations 1999	1999 No. 358
<i>Federal Court of Australia Act 1976</i>	Corporations Law Rules 2000	1999 No. 359
<i>Federal Court of Australia Act 1976</i>	Federal Court Amendment Rules 1999 (No. 8)	1999 No. 360



Commonwealth
of Australia

Gazette

No. S 639, Wednesday, 22 December 1999

Published by AusInfo, Canberra

SPECIAL



Commonwealth of Australia

Migration Act 1958

**AUTHORISATION OF EMPLOYEES OF AUSTRALASIAN CORRECTIONAL
MANAGEMENT PTY LTD A.C.N. 051 130 600 TO BE OFFICERS FOR
THE PURPOSES OF THE MIGRATION ACT 1958**

I, **PHILIP RUDDOCK**, Minister for Immigration and Multicultural Affairs, acting under paragraph (f) of the definition of "officer" in subsection 5(1) of the *Migration Act 1958* ("the Act"), authorise the persons, who are employees of Australasian Correctional Management Pty Ltd, listed in column 2 of the Schedule, to be officers for the purposes of the Act.

Dated

16th December

1999.

Minister for Immigration and Multicultural Affairs

[NOTE. (1) Paragraph (f) of the definition of "officer" in subsection 5(1) of the *Migration Act 1958* provides that the Minister may authorise a person to be an officer for the purposes of the *Migration Act 1958* by notice published in the *Gazette*.

NOTE. (2) This instrument comes into effect upon publication in the *Gazette*.]



9 780642 424631

SCHEDULE

Column 1 Item	Column 2 Name
1.	ABERY, Peter Alan
2.	AGAHARI, Daitia
3.	AIOLUPOTEA, Martin Harris
4.	ALLAN, James Watt
5.	ASIMUS, Nadine May
6.	BAHR, Norman Edgar
7.	BAKER, James Madison
8.	BARR, Kylie Judith
9.	BAZALEY, Michael Victor
10.	BLAKELY, Sandra Shirley
11.	BOBO-ACHEAMPONG, Martin
12.	BOSE, Bhuan Mohini
13.	BREDELDS, Robby
14.	BROWN, Khylie
15.	BROWN, Rodney James
16.	BUTCHER, Ian
17.	CAMPBELL, Craig Anthony
18.	CARUNUNGAN, Florian
19.	CLARKE, Peter Arthur
20.	CLEMSON, Karen Maree
21.	CLOHESY, Jamie Michael
22.	COFFEY, Shannon Patrice
23.	CONNLEY, Tarina Lee
24.	CORLETT, John
25.	CORPUS, Danilo
26.	COWELL, Christopher Gary
27.	CROWDER, Jason Milton
28.	CRUTE, Vicki Maree
29.	DACEY, Denis Margaret
30.	DALRYMPLE, David Michael
31.	DARBAS, Hassan
32.	DAVIDSON, Elizabeth Janet
33.	DEEP, Edwiena Zackier
34.	DILLON, Geoffrey Bruce
35.	DOHERTY, Wayne Jeffrey
36.	DOUGHERTY, Wayne Jeffrey
37.	DOYLE, Daniel Francis
38.	DOYLE-WILMS, Marcia Jeanette
39.	DUNCAN, Jeremy James
40.	EDWARDS, Ricky
41.	ESTARIS, Anthony
42.	EVERS, Steven
43.	EYLES, Richard Douglas
44.	FAALOUA, Samuelu(Sam)

45.	FRANCIS, Justin Peter
46.	FRANCIS, Sam
47.	FURTADO, Rex Stephen Joseph
48.	GIBSON, Guy Douglas
49.	GOODWIN, Tahnee Marie
50.	GUILFOYLE, Terrance Victor
51.	HAYWOOD, Helen Mary
52.	HELENE, Nikki-Jane
53.	HICKEY, Carmen Louise
54.	HOCKLEY, Stacey
55.	HOGAN, Peter James
56.	HONEY, Christopher Paul
57.	HUGHES, Adam Glen
58.	JANA, Arnel
59.	JOHNSTONE, Trevor Thomas
60.	JUDD, Stephen Clive
61.	KAHLON, Tarsem Singh
62.	KARDASH, Sally Jane
63.	KELEKOLIO, Clement Sosaiete
64.	KELLY, David John
65.	KENNEDY, Kelly Lee
66.	KENNEWELL, James Thomas
67.	KHAN, Mohammed
68.	KINER, Nathan Michael
69.	KOSCHEL, Teresita
70.	LARKINS, Donna
71.	LAZENBY, Peter
72.	LEE, Socvun Dara
73.	LEWIS, Craig Wayne
74.	MARSHALL, Allan John
75.	MASLOWSKYJ, Michael James
76.	MAUALAIVAO, Ioane Junior
78.	MCCONNEL, Craig Matthew
79.	MCCORMACK, Gregory James
80.	MCCREA, Kylie Ann
81.	MCDERMOTT, Stephen
82.	MCDONALD, Scott Kenneth
83.	MCILOY, Claire Patricia
84.	MILLS, Leith Michael
85.	MINERS, Kay Mary
86.	MORALES, Marta Elena
87.	MOREY, Steven Allen
88.	MOTT, Stephen Alex
89.	MOUKHALLALATI, Tarek Ric
90.	MOWBRAY, Colin Frederick
91.	NEILL, Ian James
92.	NGUYEN, Duc Thin
93.	NICHOLAS, Charles Allen
94.	NICHOLLS, David Henry

95.	NORBURY, Mahlon John
96.	O'REGAN, Daniel
97.	ORFORD, Ian Gordon
98.	OVEY, Mark William
99.	OWEN, Karen
100.	PALAIALII, Peterone
101.	PARKER, Lauren Amanda
102.	PARKIN, Jason Paul
103.	PATELESIO, Joshua Tangimoana
104.	PAUL, Sean John
105.	PEDEN, Alison Maria
106.	POOLE, Colin James
107.	PORTER, Brett Harold
108.	PROOS, Anu
109.	REWETI, Reuben Theodore Patrick
110.	ROBERTS, Garry Michael
111.	ROCHE, Annette
112.	ROSS, John Thomas
113.	ROSS, Kerin
114.	RYAN, Steven John
115.	SALARFARD, Amir Hossein
116.	SALMON, Jerrod
117.	SAMUEL, Mannil Kurian
118.	SAWERS, Clifford Mathew
119.	SCHILT, Michael Johannes
120.	SCHULTZ, Gabrielle Claire
121.	SCURR, Andrew Edward James
122.	SEVIOR, Henry Charles
123.	SHARP, John William
124.	SKEIN, Susanne M.
125.	SKEIN, Trevor Scott
126.	SMALL, Allan Tyrie
127.	SMITH, Anthony Peter
128.	SMITH, Darren Wayne
129.	STEINBACH, Michael James
130.	STEPHENS, Heather Joan
131.	STOREY, Clive Bernard
132.	SUTHERLAND, Alexander Hugh Cade
133.	THOMAS, Lynette Anne
134.	TILLET, Louis Rohun
135.	TIPPLER, John Lauchlan
136.	TUPENE, Matu
137.	TURAGARERE, Semiti Beitaki Sam
138.	TURNER, Jennifer Frances
139.	TUTT, Lincoln John
140.	VIVIAN, Denise Marrie
141.	WALSH, Lynette Dawn
142.	WARD, William Shane
143.	WELSH, Margaret Anne(known as Anne)

144.	WHITE, Lorena Maree
145.	WILLIAMS, Gavin David
146.	WOLFE, Carolyn Ruth
147.	WOODS, Christine Violet
148.	WOSGIEN, Karen Louise
149.	WRAY, Russell James William
150.	WRAY, Wendy Irene
151.	YOUNG, Bradley John
152.	ZAMMIT, Paul Michael



Commonwealth of Australia

Migration Act 1958

**AUTHORISATION OF EMPLOYEES OF PACIFIC RIM EMPLOYMENT
PTY LTD A.C.N. 085 496 091 TO BE OFFICERS FOR
THE PURPOSES OF THE *MIGRATION ACT 1958***

I, **PHILIP RUDDOCK**, Minister for Immigration and Multicultural Affairs, acting under paragraph (f) of the definition of "officer" in subsection 5(1) of the *Migration Act 1958* ("the Act"), authorise the persons, who are employees of Pacific Rim Employment Pty Ltd, listed in column 2 of the Schedule, to be officers for the purposes of the Act.

Dated

16th December 1999.

Minister for Immigration and Multicultural Affairs

[NOTE. (1) Paragraph (f) of the definition of "officer" in subsection 5(1) of the *Migration Act 1958* provides that the Minister may authorise a person to be an officer for the purposes of the *Migration Act 1958* by notice published in the *Gazette*.

NOTE. (2) This instrument comes into effect upon publication in the *Gazette*.

NOTE. (3) This instrument is identified by the code PacRim No.5.]



SCHEDULE - PACIFIC RIM NO.5

COLUMN 1. Item	COLUMN 2. Name
1	ABERY, Peter Alan
2.	ADAMS, Steven William
3.	AGAHARI, Daitia
4.	AIOLUPOTEA, Martin Harris
5.	ALLAN, James Watt
6.	ASIMUS, Nadine May
7.	BAHR, Norman Edgar
8.	BAKER, James Madison
9.	BARR, Kylie Judith
10.	BARTON, Stanley Athol
11.	BAZALEY, Michael Victor
12.	BLAKELY, Sandra Shirley
13.	BOBO-ACHEAMPONG, Martin
14.	BOUFFLER, Phillip John
15.	BREDELS, Robby
16.	BROWN, Kyhlie
17.	BROWN, Rodney James
18.	BUTCHER, Ian
19.	BUTLER, Janet Lee
20.	BUTLER, Peter John
21.	CALLAN, James David
22.	CAMPBELL, Craig Anthony
23.	CARUNUNGAN, Florian
24.	CLARKE, Peter Arthur
25.	CLEMSON, Karen Maree
26.	CLOHESY, Jamie Michael
27.	COFFEY, Shannon Patrice
28.	CONNLEY, Tarina Lee
29.	CORLETT, John
30.	CORPUS, Danilo
31.	COWELL, Christopher Gary
32.	CROWDER, Jason Milton
33.	CRUTE, Vicki Maree
34.	CURTIS, John Neil
35.	DACEY, Denise Margaret
36.	DALRYMPLE, David Michael
37.	DARBAS, Hassan
38.	DAVIDSON, Elizabeth Janet
39.	DEEP, Edwiena Zackier
40.	DILLON, Geoffrey Bruce
41.	DOHERTY, Wayne Jeffrey
42.	DOUGHERTY, Wayne Jeffrey

43.	DOYLE, Daniel Francis
44.	DOYLE-WILMS, Marcia Jeanette
45.	DUNCAN, Jeremy James
46.	DUNN, Kieran Richard
47.	EDWARDS, Ricky
48.	ESTARIS, Anthony
49.	EVERS, Steven
50.	EYLES, Richard Douglas
51.	FAALOUA, Samuelu (Sam)
52.	FARNSWORTH, Gregory Ernest
53.	FRANCIS, Justin Peter
54.	FRANCIS, Sam
55.	FURTADO, Rex Stephen Joseph
56.	GALE, Scott Walker
57.	GIBSON, Guy Douglas
58.	GILBERT, Debbie Lee
59.	GILL, Mathew
60.	GOODWIN, Tahnee Marie
61.	GUILFOYLE, Terrance Victor
62.	HADDON, Geoffrey William
63.	HAYWOOD, Helen Mary
64.	HEATH, Mark Andrew
65.	HELENE, Nikki-Jane
66.	HICKEY, Carmen Louise
67.	HOCKING, Brett Mathew
68.	HOCKLEY, Stacey
69.	HODGE, Peter Geoffrey
70.	HOGAN, Peter James
71.	HONEY, Christopher Paul
72.	HUGHES, Adam Glen
73.	JAMES, Peter Martin
74.	JANA, Arnel
75.	JOHNSTONE, Trevor Thomas
76.	JUDD, Stephen Clive
77.	KAHLON, Tarsem Singh
78.	KARDASH, Sally Jane
79.	KELEKOLIO, Clement Sosaite
80.	KELLY, David John
81.	KENDALL, Gregory Lee
82.	KENNEDY, Kelly Lee
83.	KENNEWELL, James Thomas
84.	KHAN, Mohammed
85.	KINER, Nathan Michael
86.	KOSCHEL, Teresita
87.	LANDER, Peter James
88.	LARKINS, Donna
89.	LAZENBY, Peter
90.	LEE, Socvun Dara

91.	LEWIS, Craig Wayne
92.	LEWIS, John Thomas
93.	MARSHALL, Allan John
94.	MARSHMAN, Trevor Allen
95.	MARTIN, Kenneth John
96.	MASLOWSKYJ, Michael James
97.	MAUALAIVAO, Ioane Junior
98.	MAYNARD, Mark Phillip
99.	MCCLEAN, Wayne William
100.	MCCONNELL, Craig Matthew
101.	MCCORMACK, Gregory James
102.	MCCREA, Kylie Ann
103.	MCDERMOTT, Peter Anthony
104.	MCDERMOTT, Stephen
105.	MCDONALD, Scott Kenneth
106.	MCILOY, Claire Patricia
107.	MEREDITH, Robert John
108.	MILLS, Leith Michael
109.	MINERS, Kay Mary
110.	MORALES, Marta Elena
111.	MOREY, Steven Allen
112.	MOTT, Stephen Alex
113.	MOUKHALLALATI, Tarek Ric
114.	MOWBRAY, Colin Frederick
115.	NEILL, Ian James
116.	NGUYEN, Duc Thin
117.	NICHOLAS, Charles Allen
118.	NICHOLLS, David Henry
119.	NORBURY, Mahlon John
120.	NULTY, John William
121.	O'REGAN, Daniel
122.	ORFORD, Ian Gordon
123.	OVEY, Mark William
124.	OWEN, Karen
125.	PALAIALII, Peterone
126.	PARKER, Karen Leanne
127.	PARKER, Lauren Amanda
128.	PARKIN, Jason Paul
129.	PATELESIO, Joshua Tangimoana
130.	PAUL, Sean John
131.	PEDEN, Alison Maria
132.	PHILPOTT, William John
133.	PITTMAN, Scott Allen
134.	POOLE, Colin James
135.	PORTER, Brett Harold
136.	PROOS, Anu
137.	PRPIC, Mario
138.	PURCELL, Ernest Gregory

139.	REWETI, Reuben Theodore Patrick
140.	ROBERTS, Garry Michael
141.	ROBINSON, David Lawrence
142.	ROCHE, Annette
143.	ROSS, John Thomas
144.	ROSS, Kerin
145.	RYAN, Steven John
146.	SALARFARD, Amir Hossein
147.	SALMON, Jerrod
148.	SAMUEL, Mannil Kurian
149.	SAWERS, Clifford Mathew
150.	SCHILT, Michael Johannes
151.	SCHULTZ, Gabrielle Claire
152.	SCURR, Andrew Edward James
153.	SEVIOR, Henry Charles
154.	SHARP, John William
155.	SHINGLES, Brett Anthony
156.	SKEIN, Susanne M.
157.	SKEIN, Trevor Scott
158.	SMALL, Allan Tyrie
159.	SMITH, Anthony Peter
160.	SMITH, Darren Wayne
161.	STEINBACH, Michael James
162.	STEPHENS, Heather Joan
163.	STONEMAN, Neil Charles
164.	STOREY, Clive Bernard
165.	SUTHERLAND, Alexander Hugh Cade
166.	TARBIT, Kathie Louise
167.	THOMAS, Lynette Anne
168.	TILLET, Louis Rohun
169.	TIPPLER, John Lauchlan
170.	TUPENE, Matu
171.	TURAGARERE, Semiti Beitaki Sam
172.	TURNER, Jennifer Frances
173.	TURRELL, Colin
174.	TUTT, Lincoln John
175.	UEBEL, Phillip Steven
176.	VIVIAN, Denise Marrie
177.	WALSH, Lynette Dawn
178.	WARD, William Shane
179.	WELSH, Margaret Anne (known as Anne)
180.	WHITE, Lorena Maree
181.	WILLIAMS, Gavin David
182.	WITHERS, Ross James
183.	WOLFE, Carolyn Ruth
184.	WOOD, Benjamin Joseph
185.	WOODS, Christine Violet
186.	WOSGIEN, Karen Louise

187.	WRAY, Russell James William
188.	WRAY, Wendy Irene
189.	YOUNG, Bradley John
190.	ZAMMIT, Paul Michael



**Commonwealth
of Australia**

Gazette

No. S 641 Wednesday 22 December 1999
Produced by AusInfo Canberra

SPECIAL

NOTICE OF WINDING UP APPLICATION

JIDDABUL ABORIGINAL CORPORATION

Supreme Court: Brisbane

Application No: 11056 of 1999

An application for the winding up of Jiddabul Aboriginal Corporation was made by Primac Limited ACN 010 023 284 on 14 December 1999 and will be heard by the Supreme Court of Queensland at 9 30 am on 19 January 2000. 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 4.00pm on 18 January 2000.

McCULLOUGH ROBERTSON

Solicitors for the Applicant

Level 12

Central Plaza Two

66 Eagle Street

BRISBANE QLD 4000

Telephone 07 3233 8888





NATIONAL DRUGS AND POISONS SCHEDULE COMMITTEE

PROPOSAL FOR ALTERATION TO THE STANDARD FOR THE UNIFORM SCHEDULING OF DRUGS AND POISONS

Preamble

The Chair of the National Drugs and Poisons Schedule Committee (NDPSC) advises that the next meeting of the Committee will be held on 15-17 February 2000. The scheduling proposal set forth in the Notice below is to be considered at that meeting of the NDPSC.

In accordance with subregulation 42ZCU (1)(c) of the Therapeutic Goods Regulations 1990, you are invited to make a submission concerning the proposal for consideration by the National Drugs and Poisons Schedule Committee.

How to make your submission

Submissions should address matters mentioned in section 52E of the Therapeutic Goods Act 1989.

Please make your submission in writing, and include your name and an address at which we can contact you.

Please send your submission to:

The Secretary
National Drugs and Poisons Schedule Committee
PO Box 100
WODEN ACT 2606
or
Facsimile 02 - 6270 4353

Closing Date

The closing date for submissions is 3 February 2000.

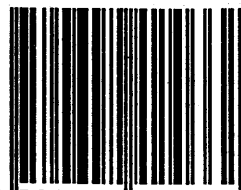
Further information

Further information may be obtained by telephoning the Secretary, NDPSC on 02 - 6270 4400 during business hours.

NOTICE

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

Diclofenac - Consideration of a proposal to exempt diclofenac when in preparations for dermal use from Schedule 2.





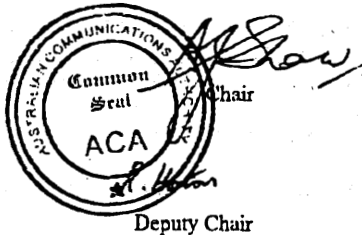
AUSTRALIAN COMMUNICATIONS AUTHORITY

Telecommunications Act 1997

Telecommunications Pre-selection Exemption Declaration No. 2 of 1999

The Australian Communications Authority makes this Declaration under subsection 352(1) of the *Telecommunications Act 1997*.

Dated *17 December* 1999



Australian Communications Authority

Citation

1. This Declaration may be cited as *Telecommunications Pre-selection Exemption Declaration No. 2 of 1999*.

Commencement

2. This Declaration commences on Gazettal.

Definitions

3. *Specified carriage services* has the same meaning as in the *Telecommunications (Provision of Pre-selection for Specified Carriage Services) Determination 1998*.

Exemption

4. PowerTel Limited (ACN 001 760 103) is exempt until 1 July 2000 from the requirements of the *Telecommunications (Provision of Pre-selection for a Standard Telephone Service) Determination 1998*, and the *Telecommunications (Provision of Pre-selection for Specified Carriage Services) Determination 1998*, in relation to specified carriage services supplied on its controlled networks and facilities.





CIVIL AVIATION
SAFETY AUTHORITY
AUSTRALIA

NOTIFICATION OF EXEMPTIONS UNDER THE CIVIL AVIATION REGULATIONS 1988

On 17 December 1999 the Civil Aviation Safety Authority (CASA) issued 4 exemptions under subregulation 308 (1) of the *Civil Aviation Regulations 1988* that exempted the following aircraft from being fitted with an airborne collision avoidance system:

- (a) N-68909 (Exemption Number CASA 45/1999);
- (b) ZK-FDM (Exemption Number CASA 47/1999);
- (c) VH-XDA (Exemption Number CASA 54/1999);
- (d) F-ODGX (Exemption Number CASA 56/1999).

On 18 December 1999 CASA issued an exemption under subregulation 308 (1) of the *Civil Aviation Regulations 1988* that exempted aircraft VH-EWB from being fitted with an airborne collision avoidance system (Exemption Number CASA 52/1999).

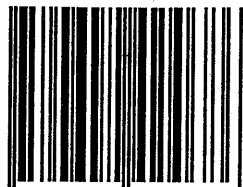
On 20 December 1999 CASA issued 2 exemptions under subregulation 308 (1) of the *Civil Aviation Regulations 1988* that exempted the following aircraft from being fitted with an airborne collision avoidance system:

- (a) VH-EWC (Exemption Number CASA 53/1999);
- (b) VH-XDZ (Exemption Number CASA 55/1999).

Copies of the instrument are available from:

**Manager, Information and Production
CASA Office of Legal Counsel
Level 3 Baillieu House
71 Northbourne Avenue
Canberra ACT**

**Phone: (02) 6217 1910
Email: hornblower@casa.gov.au**





Commonwealth
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Gazette

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SPECIAL

COMMONWEALTH OF AUSTRALIA

Telecommunications Act 1997

**DETERMINATION UNDER SUBSECTION 51(1) (AMENDMENT NO. 1 OF
1999)**

I, RICHARD KENNETH ROBERT ALSTON, Minister for Communications, Information Technology and the Arts, under subsection 51(1) of the *Telecommunications Act 1997* and subsection 33(3) of the *Acts Interpretation Act 1901*, amend the Determination under subsection 51(1) of the *Telecommunications Act 1997* made by me on 12 January 1998 by extending the date on which that Determination ceases to have effect from 31 December 1999 or such later date as is determined by the Minister to 30 June 2000 or such later date as is determined by the Minister by disallowable instrument.

Dated 21 December 1999

Minister for Communications, Information Technology and the Arts

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EXPLANATORY STATEMENT

Determination under subsection 51(1) of the *Telecommunications Act 1997* (Amendment No. 1 of 1999): Australian Vice-Chancellors' Committee (AVCC)

Issued by the Authority of the Minister for Communications, Information Technology and the Arts

Background

Tertiary institutions operate a range of telecommunications facilities services under exemptions. Generally these operations would be subject to regulation under the *Telecommunications Act 1997* as they invariably involve the supply of services to the public.

Universities have had long-standing concerns about their facilities and services being subject to general regulation. They have expressed concerns about the direct and indirect costs of regulation. The previous AVCC exemptions ceased to have effect on 31 December 1999.

In response to these concerns, in January 1998 the then Minister for Communications, the Information Economy and the Arts gave exemptions from carrier and CSP status to members of the Australian Vice-Chancellors' Committee (AVCC) and other AARNet users for educational, research and administrative purposes.

A consultation process has raised a number of issues that will require further consultation and consideration of the issues identified by the AVCC and the carriers. It has therefore been decided to extend the exemption to the end of the current financial year, 30 June 2000, as allowed for in the existing exemption pending the outcome of further considerations.

DETERMINATIONS UNDER SECTION 51

Subsection 42 of *Telecommunications Act 1997* (the Act) provides that the owner or owners of a network unit must not use the unit, either alone or jointly with one or more other persons, to supply a carriage service to the public, unless:

- (a) they hold a carrier licence; or
- (b) a nominated carrier declaration is in force in relation to the unit.

In 1997 the Australian Vice-Chancellors' Committee (AVCC) applied to the then Minister for Communications and the Arts for an exemption under s.51 of the Act in relation to communications facilities owned by Universities and used to operate AARNet, a national education and research network.

Subsection 51(1) of the Act enables the Minister to make a determination exempting specified network units, specified persons or specified uses of a network unit from the application of s.42.

The purpose of the existing determination is to exempt eligible tertiary education institutions from s.42 of the Act (and thus having to hold a carrier licence or obtain a nominated carrier declaration) in relation to specified network units where those units are used to operate the AARNet, which provides communications services for the research, education and administrative functions of Australian universities and related purposes. The existing determination is expressed to cease operation on 31 December 1999, or such later date as is determined by the Minister.

Since 1990, the AVCC has been the vehicle through which its member institutions have coordinated and managed AARNet, the national education and research network, comprised of member, regional and national telecommunications infrastructure.

AARNet provides telecommunications services to:

- AVCC members;
- the Commonwealth Scientific and Industrial Research Organisation (CSIRO) - a founding member of AARNet;
- the Australian Nuclear Science Technology Organisation (ANSTO);
- the Defence Science and Technology Organisation (DSTO); and
- the Australian Institute of Marine Science (AIMS).

The accompanying Determination extends the life of the existing determination by providing for a 'sunset' of the existing Determination on 30 June 2000 or a later date determined by the Minister by disallowable instrument. This 'sunset' clause will enable the operation of the exemption to be reviewed, following which its continued operation (either as drafted or in a revised form) can be considered by the Minister. It is expected that, depending on the outcome of such a review, options before the Minister may include letting the exemption lapse, enabling the exemption to continue for a further specified period, and enabling the exemption to continue either in a widened or more narrow form. The Minister may also consider whether the definition of tertiary education institution is appropriate.

COMMONWEALTH OF AUSTRALIA

Telecommunications Act 1997

**DETERMINATION UNDER SUBSECTION 95(1) (AMENDMENT NO. 1 OF
1999)**

I, RICHARD KENNETH ROBERT ALSTON, Minister for Communications, Information Technology and the Arts, under subsection 95(1) of the *Telecommunications Act 1997* and subsection 33(3) of the *Acts Interpretation Act 1901*, amend the Determination under subsection 95(1) of the *Telecommunications Act 1997* made by me on 12 January 1998 by extending the date on which that Determination ceases to have effect from 31 December 1999 or such later date as is determined by the Minister to 30 June 2000 or such later date as is determined by the Minister by disallowable instrument.

Dated 21 December 1999

Richard Alston

Minister for Communications, Information Technology and the Arts

EXPLANATORY STATEMENT

Determination under subsection 95(1) of the *Telecommunications Act 1997* Amendment No. 1 of 1999): Australian Vice-Chancellors' Committee (AVCC)

Issued by the Authority of the Minister for Communications, Information Technology and the Arts

Background

Tertiary institutions operate a range of telecommunications facilities services under exemptions. Generally these operations would be subject to regulation under the *Telecommunications Act 1997* as they invariably involve the supply of services to the public.

Universities have had long-standing concerns about their facilities and services being subject to general regulation. They have expressed concerns about the direct and indirect costs of regulation. The previous AVCC exemptions ceased to have effect on 31 December 1999.

In response to these concerns, in January 1998 the then Minister for Communications, the Information Economy and the Arts gave exemptions from carrier and CSP status to members of the Australian Vice-Chancellors' Committee (AVCC) and other AARNet users for educational, research and administrative purposes.

A consultation process has raised a number of issues that will require further consultation and consideration of the issues identified by the AVCC and the carriers. It has therefore been decided to extend the exemption to the end of the current financial year, 30 June 2000, as allowed for in the existing exemption pending the outcome of further considerations.

DETERMINATIONS UNDER SECTION 95

Subsection 42 of *Telecommunications Act 1997* (the Act) provides that the owner or owners of a network unit must not use the unit, either alone or jointly with one or more other persons, to supply a carriage service to the public, unless:

- (a) they hold a carrier licence; or
- (b) a nominated carrier declaration is in force in relation to the unit.

In 1997 the Australian Vice-Chancellors' Committee (AVCC) applied to the then Minister for Communications and the Arts for an exemption under s.51 of the Act in relation to communications facilities owned by Universities and used to operate AARNet, a national education and research network.

Subsection 87 (1) of the *Telecommunications Act 1997* provides that for the purposes of that Act, if a person supplies, or proposes to supply, a listed carriage service to the public using:

- (a) a network unit owned by one or more carriers; or
- (b) a network unit in relation to which a nominated carrier declaration is in force;

the person is a carriage service provider.

Subsection 95(1) of the *Telecommunications Act 1997* enables the Minister to determine that certain carriage service provider definitions, including subsection 87(1) of the Act, do not apply in relation to specified carriage services or persons or to specified classes of carriage services or persons.

The purpose of the existing Determination is to exempt eligible tertiary education institutions from s.87 of the Act from compliance with carriage service provider obligations in relation to specified network units where those units are used to operate the AARNet, which provides communications services for the research, education and administrative functions of Australian universities and related purposes. The existing Determination is expressed to cease operation on 31 December 1999, or on such later date as is determined by the Minister.

Since 1990, the AVCC has been the vehicle through which its member institutions have coordinated and managed AARNet, the national education and research network, comprised of member, regional and national telecommunications infrastructure.

AARNet provides telecommunications services to:

- AVCC members;
- the Commonwealth Scientific and Industrial Research Organisation (CSIRO) - a founding member of AARNet;
- the Australian Nuclear Science Technology Organisation (ANSTO);
- the Defence Science and Technology Organisation (DSTO); and
- the Australian Institute of Marine Science (AIMS).

The accompanying Determination extends the life of the existing Determination by providing for a 'sunset' of the existing Determination on 30 June 2000 or a later date determined by the Minister by disallowable instrument. This 'sunset' clause will enable the operation of the exemption to be reviewed, following which its continued operation (either as drafted or in a revised form) can be considered by the Minister. It is expected that, depending on the outcome of such a review, options before the Minister may include letting the exemption lapse, enabling the exemption to continue for a further specified period, and enabling the exemption to continue either in a widened or more narrow form. The Minister may also consider whether the definition of tertiary education institution is appropriate.



Commonwealth
of Australia

Gazette

No. S 646 Thursday 23 December 1999
Produced by AusInfo Canberra

SPECIAL



Therapeutic Goods (Listing) Notice 1999 (No. 4)

Therapeutic Goods Act 1989

I, GRANT TAMBLING, Parliamentary Secretary to the Minister for Health and Aged Care, acting on behalf of the Minister for Health and Aged Care and under subsection 17 (5) of the *Therapeutic Goods Act 1989*, require the following therapeutic goods to be included in the part of the Australian Register of Therapeutic Goods for listed goods:

therapeutic goods that contain as their active ingredients, colloidal anhydrous silica or silicon dioxide, where these goods are not presented in a dosage form that is in a powder form.

Dated

H. Seaman 1999.

Grant Tambling
Parliamentary Secretary to the Minister for Health and Aged Care





**WILDLIFE PROTECTION
(REGULATION OF EXPORTS AND IMPORTS)
ACT 1982
SECTION 44**

The Designated Authority, under sub-section 20(1) of the *Wildlife Protection (Regulation of Exports and Imports) Act 1982* (the Act), in pursuance of sub-section 44(1) of the Act, is considering giving authorities under section 44 of the Act to the following companies for the export of sea cucumbers taken from the Torres Strait sea cucumber fishery to:

Mr R B Lowden
Seafresh Australia P/L
PO Box 712N
NORTH CAIRNS QLD 4870

Mr F J Bradshaw
Oceanside Commodities P/L
PO Box 2861
SOUTHPORT QLD 4655

Ocean Tech Seafood
WC and AC Morin P/L
3/3-5 Owen Close
PORTSMITH
CAIRNS QLD 4870

Mr Will Fraser
32 Watson Street
CAIRNS QLD 4870

on condition that:

1. the sea cucumbers are harvested in accordance with the licence issued under the *Commonwealth Torres Strait Fisheries Act 1984*; and
2. each company listed above obtains an export permit from the Designated Authority for each shipment.

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

The Director
Sustainable Fisheries Section
Marine Group
Environment Australia
GPO Box 787
CANBERRA ACT 2601
Facsimile: (02) 6274 1006





COMMONWEALTH OF AUSTRALIA

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 22(1)

WHEREAS -

- (A) Jerome Padilla and Amelita Padilla are foreign persons for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Jerome Padilla and Amelita Padilla propose to acquire an interest in the Australian urban land referred to in the notice furnished on 3 December 1999 under section 26A of the Act;

NOW THEREFORE I, Peter Biggs, Acting General Manager of the Foreign Investment Policy Division of the Treasury and authorised to make this order for and on behalf of the Treasurer, PROHIBIT pursuant to subsection 22(1) of the Act the proposed acquisition for a period not exceeding ninety days after this order comes into operation, 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.

Dated this

21st

day of

December

1999.

Acting General Manager



COMMONWEALTH OF AUSTRALIA

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 21A(2)

WHEREAS -

- (A) Ping Hoi Lee and Agnes Ching Yee Lee are foreign persons for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Ping Hoi Lee and Agnes Ching Yee Lee propose to acquire an interest in the Australian urban land as specified in the notice furnished on 13 December 1999 under section 26A of the Act;

NOW THEREFORE I, Janine Murphy, General Manager of the Foreign Investment Policy Division of the Treasury and authorised to make this order for and on behalf of the Treasurer, being satisfied that:

- (i) Ping Hoi Lee and Agnes Ching Yee Lee propose to acquire an interest in Australian urban land; and
- (ii) the proposed acquisition would be contrary to the national interest;

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

Dated this

16th

day of

December

1999.

Janine Murphy
General Manager

COMMONWEALTH OF AUSTRALIA

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 21A(2)

WHEREAS -

- (A) H & H Fortune Pty Ltd is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) H & H Fortune Pty Ltd proposes to acquire an interest in the Australian urban land as specified in the notice furnished on 22 November 1999 under section 26A of the Act;

NOW THEREFORE I, Janine Murphy, General Manager of the Foreign Investment Policy Division of the Treasury and authorised to make this order for and on behalf of the Treasurer, being satisfied that:

- (i) H & H Fortune Pty Ltd proposes to acquire an interest in Australian urban land;
and
- (ii) the proposed acquisition would be contrary to the national interest;

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

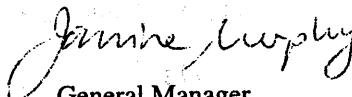
Dated this

20th

day of

December

1999.


General Manager



Commonwealth
of Australia

Gazette

No. S 649 Wednesday 22 December 1999
Produced by AusInfo Canberra

SPECIAL



CIVIL AVIATION
SAFETY AUTHORITY
AUSTRALIA

NOTIFICATION OF EXEMPTIONS UNDER THE CIVIL AVIATION REGULATIONS 1988

On 21 December 1999 the Civil Aviation Safety Authority (CASA) issued 22 exemptions under subregulation 308 (1) of the *Civil Aviation Regulations 1988* that exempted the following aircraft from being fitted with an airborne collision avoidance system:

- (a) VH-IMI (Exemption Number CASA 48/1999);
- (b) VH-IMK (Exemption Number CASA 49/1999);
- (c) PK-MBE (Exemption Number CASA 50/1999);
- (d) PK-MBD (Exemption Number CASA 51/1999);
- (e) VH-NJA (Exemption Number CASA 57/1999);
- (f) VH-NJE (Exemption Number CASA 58/1999);
- (g) VH-NJG (Exemption Number CASA 59/1999);
- (h) VH-NJM (Exemption Number CASA 60/1999);
- (i) VH-NJR (Exemption Number CASA 61/1999);
- (j) VH-NJV (Exemption Number CASA 62/1999);
- (k) VH-NJZ (Exemption Number CASA 63/1999);
- (l) VH-JSQ (Exemption Number CASA 64/1999);
- (m) VH-LCL (Exemption Number CASA 65/1999);
- (n) VH-OLM (Exemption Number CASA 66/1999);
- (o) VH-SBA (Exemption Number CASA 67/1999);
- (p) VH-LIH (Exemption Number CASA 68/1999);
- (q) VH-CMH (Exemption Number CASA 69/1999);
- (r) VH-TCH (Exemption Number CASA 70/1999);
- (s) VH-ZLZ (Exemption Number CASA 71/1999);
- (t) VH-ZLY (Exemption Number CASA 72/1999);
- (u) P2-MCG (Exemption Number CASA 73/1999); and
- (v) P2-MCH (Exemption Number CASA 74/1999).

Copies of the instrument are available from:

Manager, Information and Production
CASA Office of Legal Counsel
Level 3 Baillieu House
71 Northbourne Avenue
Canberra ACT

Phone: (02) 6217 1910
Email: hornblower@casa.gov.au

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DEPARTMENT OF TRANSPORT AND REGIONAL SERVICES

MOTOR VEHICLE STANDARDS ACT 1989

NOTIFICATION OF DETERMINATION UNDER SECTION 7

Notice is given that on 20 December 1999 the Minister for Transport and Regional Services, the Hon John Anderson MP, made the following disallowable instrument under Section 7 of the *Motor Vehicle Standards Act 1989*:

• **Road Vehicle (National Standards) Determination No. 2 of 1999**

The Determination varies the national standards by adding five new vehicle emission standards known as:

- ADR 30/01 Smoke Emission Control for Diesel Vehicles;
- ADR 79/00 Emission Control for Light Vehicles;
- ADR 79/01 Emission Control for Light Vehicles;
- ADR 80/00 Emission Control for Heavy Vehicles; and
- ADR 80/01 Emission Control for Heavy Vehicles.

ADR 30/01 *Smoke Emission Control for Diesel Vehicles* sets limits on smoke emissions from all categories of diesel vehicles by adopting UN ECE R24/03.

ADRs 79/00, 79/01, 80/00 and 80/01 give effect to the vehicle standards outlined in Section 2 of the *Diesel and Alternative Fuels Grants Scheme Act 1999* as follows:

- ADR 79/00 *Emission Control for Light Vehicles* introduces *Euro 2* standards for light duty petrol and light duty diesel vehicles by adopting the technical requirements of UN ECE R83/04;
- ADR 79/01 *Emission Control for Light Vehicles* introduces *Euro 3* standards for light duty petrol vehicles, and *Euro 4* standards for light duty diesel vehicles, by adopting the technical requirements of European Council Directive 98/69/EC amending 70/220/EEC. Directive 98/69/EC embodies the *Euro 3* and *Euro 4* requirements for light duty petrol and diesel vehicles, however the ADR will only mandate the *Euro 3* (pre 2005) provisions of 98/69/EC for petrol vehicles, but will allow petrol vehicles optional compliance with *Euro 4* standards; and
- ADR 80/00 *Emission Control for Heavy Vehicles*, and ADR 80/01 *Emission Control for Heavy Vehicles*, introduce *Euro 3* and *Euro 4* standards for medium-heavy duty diesel vehicles (buses and trucks above 3.5 tonnes GVM) respectively. These ADRs adopt the technical requirements of the proposed European Council Directive [Common Position (EC) No 35/1999 of 22 April 1999] amending European Council Directive 88/77/EEC, which was endorsed by the European Parliament on 16 November 1999.



The Determination also contains minor amendments to the national standards known as ADR 36/00, ADR 37/01 and ADR 70/00, which exempt vehicles from complying with these ADRs if they comply with the more stringent requirements of ADR 79/00, 79/01, 80/00 or 80/01.

Copies of the Determination and an Explanatory Statement may be obtained by contacting:

ADR Subscriptions
Vehicle Safety Standards
Land Division
Department of Transport and Regional Services
15 Mort Street
BRADDON ACT

GPO Box 594
CANBERRA ACT 2601

Telephone: (02) 6274 7437
Facsimile: (02) 6274 7714



Corporations Law
SECTION 1296(1)(c)

NOTICE OF DECISION

At a hearing held on 22 December 1998 pursuant to section 1294 of the Corporations Law ("Law"), the Companies Auditors and Liquidators Disciplinary Board ("Board") on an application by the Australian Securities and Investments Commission ("ASIC") for Geoffrey David McDonald, a registered Liquidator, to be dealt with under subsection 1292(2)(d) of the Law, ordered:

Whereas:

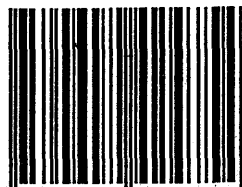
- the Australian Securities and Investments Commission made application to the Companies Auditors and Liquidators Disciplinary Board ("the Board") pursuant to subsections 1292(2)(d)(ii) of the Law to have **GEOFFREY DAVID McDONALD** ("the Respondent"), a registered liquidator, dealt with under section 1292 of the Law, on the basis that the Respondent satisfies the criteria specified in paragraph 1292(2)(d)(ii) of the Law in relation to the administrations under Part 5.3A of the Law of Cobe International Pty Limited ACN 003 867 847 and Australian Formwork & Concrete Limited ACN 058 353 898 (of both of which he was sole administrator), and Attia Imports Pty Limited ACN 053 392 395, and Intermega Energy NL (formerly PPC Communications Pty Limited) ACN 009 569 966 (of both of which he was joint administrator) ("the administrations"); and
- the Board, pursuant to section 1294 of the Law, has provided ASIC and the Respondent with an opportunity to appear and make submissions to, and adduce evidence before, the Board in relation to the matter; and
- ASIC and the Respondent have conducted negotiations and reached a settlement which ASIC and the Respondent have submitted to the Board for approval.

It is the decision of the Board, without any admissions on the part of the Respondent as far as third parties are concerned, being satisfied on the application of ASIC, that the Respondent has failed in some respects contended by ASIC, during the course of the administrations to carry out or perform adequately and properly the duties or functions required by an Australian law to be carried out or performed by a registered liquidator as provided in paragraph 1292(2)(d)(ii) of the Law that:

- the registration of the Respondent as a liquidator be suspended from 1 March 2000 to 30 November 2000; and
- the Respondent pay ASIC's costs in the sum of \$50,000 within 30 days of the date of this order coming into effect as provided in section 1297 of the Law.

Dated this 22nd day of December 1999.

PAUL J COLEMAN
Registrar





**Commonwealth
of Australia**

Gazette

No. S 652 Thursday 23 December 1999
Produced by AusInfo Canberra

SPECIAL

Corporations Law

Form 154B

P 80A r 10(5)

Notice of application under ss411(4)(b) and (6)

NOTICE OF APPLICATION RELATING TO

WALKER CORPORATION LIMITED ACN 001 022 117

Walker Corporation Limited ACN 001 022 117 will apply to the Supreme Court of New South Wales at 10:00am on 5 January 2000 at Supreme Court of New South Wales, Law Courts Building, Queens Square, Sydney, New South Wales for an order approving a compromise or arrangement by Walker Corporation Limited with its members and creditors, or classes of members or creditors, if approved by those members and creditors at meetings ordered by the Court to be convened on 23 December 1999, under section 411(4) and (6) of the Corporations Law.

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 3 January 2000.

Ashley John Black
Mallesons Stephen Jaques
Governor Phillip Tower
1 Farrer Place
Sydney NSW 2000
DX 113 Sydney
Ph (02) 9296 2000
Fx (02) 9296 3999



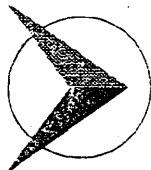


Commonwealth
of Australia

Gazette

No. S 653 Friday 24 December 1999
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 will become effective on 24 December 1999:

Civil Aviation Orders Part 105 - Aircraft

- AD/EC 135/1 - Main Rotor Hub-Shaft
- AD/EC 135/2 - Tail Rotor Drive Shaft Bearing Attachment Flange
- AD/P68/46 - Engine Cowl
- AD/X-TS/2 - Rudder Cable Pulleys
- AD/X-TS/3 - Canard Rear Spar Reinforcement

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

Oliver Ernst
Publishing Controller
AD/AAC Publishing Group
Civil Aviation Safety Authority
GPO Box 2005
CANBERRA ACT 2601

Phone: 02 6217 1854
Fax: 02 6217 1442
E-Mail: 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 654 Friday 24 December 1999
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SPECIAL

99/2201

Australian Securities and Investments Commission Corporations Law - Subsection 1031(3) - Exemption

Pursuant to subsection 1031(3) of the Corporations Law (the "Law") the Australian Securities and Investments Commission ("the Commission") hereby exempts the allotment or issue of the securities referred to in Schedule A, which securities are to be allotted or issued pursuant to the prospectus referred to in Schedule B, from the operation of paragraph 1031(1)(a) of the Law so that the issue or allotment is not void because of non-compliance with that paragraph. This exemption does not affect the operation of paragraph 1031(1)(b) of the Law.

Schedule A

The issue or allotment of 21,075,555 fully paid ordinary shares in Green's Foods Limited (ACN 058 023 260) (the "Corporation").

Schedule B

A prospectus dated 8 November 1999 and lodged by the Corporation with the Commission on 3 November 1999 for a renounceable rights issue of:

- (1) one ordinary share for every four ordinary shares held at an issue price of 50 cents per share; or
- (2) one ordinary share for every four converting preference shares held at an issue price of 50 cents per share.

Dated this 22nd day of December 1999

Signed by Rosine De Leacy
a delegate of the Australian Securities and Investments Commission





Commonwealth
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Gazette

No. S 655 Thursday 23 December 1999
Produced by AusInfo Canberra

SPECIAL

Australian Electoral Commission

AEC

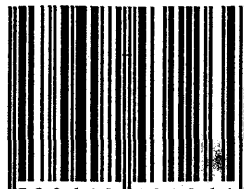
DIRECTION FOR A REDISTRIBUTION OF THE NORTHERN TERRITORY

Pursuant to section 59 of the *Commonwealth Electoral Act 1918*, the Australian Electoral Commission hereby directs that a redistribution into Divisions shall commence in the Northern Territory.

T R Morling
Chairman

Mark Cunliffe
A/g Electoral Commissioner

W J McLennan
Commissioner





Commonwealth
of Australia

Gazette

No. S 656 Thursday 23 December 1999
Produced by AusInfo Canberra

SPECIAL

Australian Electoral Commission / AEC

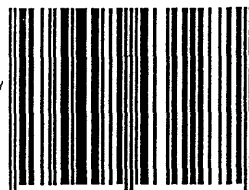
DIRECTION FOR A REDISTRIBUTION OF WESTERN AUSTRALIA

Pursuant to section 59 of the *Commonwealth Electoral Act 1918*, the Australian Electoral Commission hereby directs that a redistribution into Divisions shall commence in the State of Western Australia.

T R Morling
Chairman

Mark Cunliffe
A/g Electoral Commissioner

W J McLennan
Commissioner





Commonwealth
of Australia

Gazette

No. S 657 Friday 24 December 1999
Produced by AusInfo Canberra

SPECIAL

CORPORATIONS LAW
Section 334

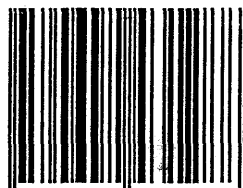
NOTIFICATION OF ACCOUNTING STANDARD

AASB 1010 "RECOVERABLE AMOUNT OF NON-CURRENT ASSETS"

NOTICE is hereby given that the Australian Accounting Standards Board has made Accounting Standard AASB 1010 "Recoverable Amount of Non-Current Assets" under section 334 of the Corporations Law, for application to reporting periods beginning on or after 1 July 2000.

AASB 1010, when operative, will supersede Accounting Standard AASB 1010 "Accounting for the Revaluation of Non-Current Assets", as approved by notice published in Gazette No. S236 on 27 June 1996, to the extent that the superseded Standard deals with the recoverable amount of non-current assets.

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.





Commonwealth
of Australia

Gazette

No. S 658 Friday 24 December 1999
Produced by AusInfo Canberra

SPECIAL

COMMONWEALTH OF AUSTRALIA

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 21A(2)

WHEREAS -

- (A) Wacom Marketing Australia Pty Ltd ACN 068 670 191 is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Wacom Marketing Australia Pty Ltd ACN 068 670 191 proposes to acquire an interest in the Australian urban land as specified in the notice furnished on 26 August 1999 under section 26A of the Act;

NOW THEREFORE I, Rod Kemp, Assistant Treasurer and authorised to make this order for and on behalf of the Treasurer, being satisfied that:

- (i) Wacom Marketing Australia Pty Ltd ACN 068 670 191 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 21 day of December 1999.

Assistant Treasurer



COMMONWEALTH OF AUSTRALIA

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 22(1)

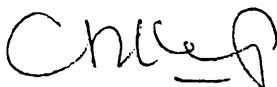
WHEREAS -

- (A) John Holland Group Pty Ltd (ACN 050 242 147) is a corporation for the purposes of section 18 of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act');
- (B) Leighton Holdings Limited (ACN 004 482 982) is a foreign person for the purposes of that section of the Act;
- (C) Leighton Holdings Limited (ACN 004 482 982) appears to propose to acquire a substantial shareholding in John Holland Group Pty Ltd (ACN 050 242 147) as specified in the notice furnished on 22 November 1999 under section 26 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 18(2) of the Act in respect of the proposed acquisition, PROHIBIT the proposed acquisition for a period not exceeding ninety days after this order comes into operation.

Dated this

22 day of December 1999.



Assistant Treasurer



Commonwealth of Australia

Gazette

No. S 659 Thursday 23 December 1999
Produced by AusInfo Canberra

SPECIAL

TERRITORY OF CHRISTMAS ISLAND NOTIFICATION OF THE MAKING OF A REGULATION

The following Regulation of the Territory of Christmas Island has been made and copies may be obtained from the Legal Services Section, Department of Transport and Regional Services, Level 4, 111 Alinga Street, Canberra, ACT.

Act under which the Regulation was made	Description of the Regulation	Year and number of the Regulation
<i>Liquor Licensing Act 1988</i> (WA) (CI)	Liquor Licensing Regulations 1989 (WA) (CI) Amendment Regulations 1999 (No. 1)	1999 No. 1

TERRITORY OF COCOS (KEELING) ISLANDS NOTIFICATION OF THE MAKING OF A REGULATION

The following Regulation of the Territory of Cocos (Keeling) Islands has been made and copies may be obtained from the Legal Services Section, Department of Transport and Regional Services, Level 4, 111 Alinga Street, Canberra, ACT.

Act under which the Regulation was made	Description of the Regulation	Year and number of the Regulation
<i>Liquor Licensing Act 1988</i> (WA) (CKI)	Liquor Licensing Regulations 1989 (WA) (CKI) Amendment Regulations 1999 (No. 1)	1999 No. 1



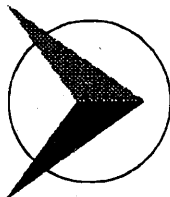


**Commonwealth
of Australia**

Gazette

No. S 660 Friday 24 December 1999
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 will become effective on 24 December 1999:

Civil Aviation Orders Part 105 - Aircraft

- AD/GEN/77** - **Suspect Fuel**
AD/Z-242L/4 - **Flight Limitation - 2**

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

Oliver Ernst
Publishing Controller
AD/AAC Publishing Group
Civil Aviation Safety Authority
GPO Box 2005
CANBERRA ACT 2601

Phone: 02 6217 1854
Fax: 02 6217 1442
E-Mail: ERNST_O@CASA.GOV.AU
Internet Site: [HTTP://WWW.CASA.GOV.AU](http://WWW.CASA.GOV.AU)





CIVIL AVIATION
SAFETY AUTHORITY
AUSTRALIA

NOTIFICATION OF EXEMPTIONS UNDER THE CIVIL AVIATION REGULATIONS 1988

On 23 December 1999 the Civil Aviation Safety Authority (CASA) issued 15 exemptions under subregulation 308 (1) of the *Civil Aviation Regulations 1988* that exempted the following aircraft from being fitted with an airborne collision avoidance system:

- (a) VH-EWP (Exemption Number CASA 75/1999);
- (b) VH-FWH (Exemption Number CASA 76/1999);
- (c) VH-FWI (Exemption Number CASA 77/1999);
- (d) VH-EWA (Exemption Number CASA 78/1999);
- (e) VH-SUF (Exemption Number CASA 79/1999);
- (f) VH-SUL (Exemption Number CASA 80/1999);
- (g) VH-SUM (Exemption Number CASA 81/1999);
- (h) VH-SUR (Exemption Number CASA 82/1999);
- (i) N702CK (Exemption Number CASA 83/1999);
- (j) N707CK (Exemption Number CASA 84/1999);
- (k) N708CK (Exemption Number CASA 85/1999);
- (l) N709CK (Exemption Number CASA 86/1999);
- (m) N710CK (Exemption Number CASA 87/1999);
- (n) N712CK (Exemption Number CASA 88/1999); and
- (o) N713CK (Exemption Number CASA 89/1999).

Copies of the instrument are available from:

**Manager, Information and Production
CASA Office of Legal Counsel
Level 3 Baillieu House
71 Northbourne Avenue
Canberra ACT**

**Phone: (02) 6217 1910
Email: hornblower@casa.gov.au**





COMMONWEALTH OF AUSTRALIA

National Health Act 1953

PHARMACEUTICAL BENEFITS

DETERMINATION UNDER SECTIONS 85, 85A AND 88

I, BRETT ANTHONY LENNON, Assistant Secretary, Pharmaceutical Benefits Branch, Department of Health and Aged Care and Delegate of the Minister for Health and Aged Care, pursuant to sections 85, 85A and 88 of the *National Health Act 1953*, hereby make the following Determination:

1. These Determinations shall come into operation on 31 December 1999.
2. The Determinations under sections 85, 85A and 88 of the *National Health Act 1953* made on 27 September 1999 with effect from 1 November 1999 are, in these Determinations, referred to as the Principal Determinations.
3. Subsubparagraph 11 (d) (ii) of the Principal Determinations is amended by omitting by omitting "subsubparagraph (i)." and substituting "subsubparagraph (i), or".
4. After subsubparagraph 11 (d) (ii) of the Principal Determinations insert the following subsubparagraph:

"(iii) where the medical practitioner has attempted to obtain an authorisation by submitting details of the prescription to the Managing Director in accordance with subsubparagraph (ii) but has been unable to do so because of a failure or other form of unavailability in the telephone system established by the Managing Director for the provisions of such authorisations, by submitting the prescription in accordance with the instructions stipulated in an emergency telephone message provided to the medical practitioner by the Managing Director."
5. Paragraph 12 of the Principal Determinations is amended by omitting "The authorisation" and substituting "Subject to paragraph 12B, the authorisation".
6. After paragraph 12A of the Principal Determinations, insert the following paragraph:

"12B. Notwithstanding paragraph 12, if the prescription was submitted in accordance with subsubparagraph 12 (d) (iii), authorisation shall be deemed to have been granted upon completion by the medical practitioner of the prescription in accordance with the instructions stipulated in the emergency telephone message provided to the medical practitioner by the Managing Director."

Dated this

24TH day of December 1999.

Brett Lennon

BRETT ANTHONY LENNON
Assistant Secretary
Pharmaceutical Benefits Branch
Department of Health and Aged Care
Delegate of the Minister for Health and Aged Care



COMMONWEALTH OF AUSTRALIA

National Health Act 1953

PHARMACEUTICAL BENEFITS

DECLARATION UNDER SUBSECTION 85 (2)

No. PB 15 of 1999

I, BRETT ANTHONY LENNON, Assistant Secretary, Pharmaceutical Benefits Branch, Department of Health and Aged Care and Delegate of the Minister for Health and Aged Care, pursuant to subsection 85 (2) of the *National Health Act 1953*, hereby make the following Declaration:

1. This Declaration shall come into operation on 31 December 1999.
2. Declaration No. PB 12 of 1999 under subsection 85 (2) of the *National Health Act 1953* made on 27 September 1999 with effect from 1 November 1999 is, in this Declaration, referred to as the Principal Declaration.
3. Subsubparagraph 14 (d) (ii) of the Principal Declaration is amended by omitting by omitting "subsubparagraph (i)." and substituting "subsubparagraph (i); or".
4. After subsubparagraph 14 (d) (ii) of the Principal Declaration insert the following subsubparagraph:

"(iii) where the medical practitioner has attempted to obtain an authorisation by submitting details of the prescription to the Managing Director in accordance with subsubparagraph (ii) but has been unable to do so because of a failure or other form of unavailability in the telephone system established by the Managing Director for the provisions of such authorisations, by submitting the prescription in accordance with the instructions stipulated in an emergency telephone message provided to the medical practitioner by the Managing Director."
5. Paragraph 15 of the Principal Declaration is amended by omitting "The authorisation" and substituting "Subject to paragraph 15B, the authorisation".
6. After paragraph 15A of the Principal Declaration insert the following paragraph:

"15B. Notwithstanding paragraph 15, if the prescription was submitted in accordance with subsubparagraph 14 (d) (iii), authorisation shall be deemed to have been granted upon completion by the medical practitioner of the prescription in accordance with the instructions stipulated in the emergency telephone message provided to the medical practitioner by the Managing Director."

Dated this

24th day of December 1999.

BRETT ANTHONY LENNON
Assistant Secretary
Pharmaceutical Benefits Branch
Department of Health and Aged Care
Delegate of the Minister for Health and Aged Care

COMMONWEALTH OF AUSTRALIA

National Health Act 1953

PHARMACEUTICAL BENEFITS

DETERMINATION UNDER SUBSECTION 84HA (1)

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

1. This Determination shall come into operation on 1 January 2000.
2. The amount payable by the Commonwealth to an approved pharmacist, an approved medical practitioner or an approved hospital authority in respect of each safety net concession card, each pharmaceutical benefits entitlement card, and each additional or replacement card in relation to any of those cards, issued in accordance with the relevant provisions of the *National Health Act 1953* and the *National Health (Pharmaceutical Benefits) Regulations 1960* by the pharmacist, medical practitioner or hospital authority during the period 1 January 2000 to 31 December 2000 shall be \$6.13.

Dated this

24th

day of

December 1999.

Brett Lennon

BRETT ANTHONY LENNON

Assistant Secretary

Pharmaceutical Benefits Branch

Department of Health and Aged Care

Delegate of the Minister for Health and Aged Care

COMMONWEALTH OF AUSTRALIA

National Health Act 1953

PHARMACEUTICAL BENEFITS

DETERMINATION UNDER SUBSECTION 84BA (2)

I, BRETT ANTHONY LENNON, Assistant Secretary, Pharmaceutical Benefits Branch, Department of Health and Aged Care and Delegate of the Minister for Health and Aged Care, pursuant to subsection 84BA (2) of the *National Health Act 1953*, hereby make the following Determination:

1. This Determination shall come into effect on 1 January 2000.
2. The Determination under subsection 84BA (2) of the *National Health Act 1953* made on 20 December 1998 with effect from 1 January 1999 is hereby revoked.
3. In this Determination:
 - (a) "the Act" means the *National Health Act 1953*; and
 - (b) unless the contrary intention appears, a word or expression which is defined in the Act shall be taken to have the same meaning as in the Act.
4. The amount which, for the purposes of Part VII of the Act, will be taken to have been paid to a public hospital for a supply of out-patient medication shall be the maximum value of the supply of out-patient medication for safety net purposes or the amount charged, whichever is the lesser.
5. The maximum value of a supply of out-patient medication to a concessional beneficiary, a dependant of a concessional beneficiary or the holder of a concession card shall be the amount referred to in paragraph 87 (2) (a) of the Act.
6. Except in the case of a public hospital situated in the State of Queensland, or a State or Territory that has implemented the arrangements specified in Schedule F to the Australian Health Care Agreement, the maximum value of a supply of out-patient medication to a general patient who is not the holder of a concession card shall be \$15.00.
7. Subject to paragraph 8, in the case of a public hospital situated in the State of Queensland, the maximum value of a supply of out-patient medication to a general patient who is not the holder of a concession card shall be:
 - (a) where the medication is a drug or medicinal preparation that is, within the meaning of section 85 of the Act, a pharmaceutical benefit and the Commonwealth price for that pharmaceutical benefit exceeds the amount referred to in paragraph 87 (2) (e) of the Act—the amount referred to in paragraph 87 (2) (e) of the Act; or

2

- (b) where the medication is a drug or medicinal preparation that is, within the meaning of section 85 of the Act, a pharmaceutical benefit and the Commonwealth price for that pharmaceutical benefit does not exceed the amount referred to in paragraph 87 (2) (e) of the Act—the agreed price for that pharmaceutical benefit ascertained in accordance with the determination under subsection 84C (7) of the Act that is in force on the date of supply of the out-patient medication; or
 - (c) where the medication is a drug or medicinal preparation that is not, within the meaning of section 85 of the Act, a pharmaceutical benefit—the amount ascertained by taking as a basis the cost to the hospital of that drug or medicinal preparation and applying, as if that cost were the approved price to pharmacists, the determination under subsection 84C (7) of the Act that is in force on the date of supply of the out-patient medication.
8. In the case of a public hospital situated in a State or Territory that has implemented the arrangements specified in Schedule F to the Australian Health Care Agreement, the maximum value of a supply of out-patient medication to a general patient who is not the holder of a concession card shall be:
- (a) where the medication is a drug or medicinal preparation that is, within the meaning of section 85 of the Act, a pharmaceutical benefit—the maximum value of the pharmaceutical benefit ascertained in accordance with subregulation 9A (5) of the *National Health (Pharmaceutical Benefits) Regulations 1960*; or
 - (b) where the medication is a drug or medicinal preparation that is not, within the meaning of section 85 of the Act, a pharmaceutical benefit—the amount ascertained by taking as a basis the cost to the hospital of that drug or medicinal preparation and applying, as if that cost were the approved price to pharmacists, the determination under subsection 84C (7) of the Act that is in force on the date of supply of the out-patient medication.

Dated this

24th day of

December 1999.

Brett Lennon

BRETT ANTHONY LENNON
Assistant Secretary
Pharmaceutical Benefits Branch
Department of Health and Aged Care
Delegate of the Minister for Health and Aged Care



**Commonwealth
of Australia**

Gazette

No. S 663 Friday 24 December 1999
Produced by AusInfo Canberra

SPECIAL

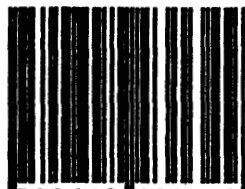
Acts of Parliament assented to

IT IS HEREBY NOTIFIED for general information that His Excellency the Governor-General, in the name of Her Majesty, assented on 22 December 1999 to the undermentioned Acts passed by the Senate and the House of Representatives in Parliament assembled, viz:

No. 174, 1999 — An Act to amend the *War Crimes Act 1945* [*War Crimes Amendment Act 1999*].

No. 175, 1999 — An Act to amend the *Migration Act 1958*, and for other purposes [*Migration Legislation Amendment (Migration Agents) Act 1999*].

HARRY EVANS
Clerk of the Senate





Commonwealth
of Australia

Gazette

No. S 664 Thursday 30 December 1999
Produced by AusInfo Canberra

SPECIAL

CORPORATIONS LAW
Section 334

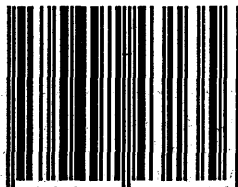
NOTIFICATION OF ACCOUNTING STANDARD

AASB 1041 "REVALUATION OF NON-CURRENT ASSETS"

NOTICE is hereby given that the Australian Accounting Standards Board has made Accounting Standard AASB 1041 "Revaluation of Non-Current Assets" under section 334 of the Corporations Law, for application to reporting periods beginning on or after 1 July 2000.

AASB 1041, when operative, will supersede Accounting Standard AASB 1010 "Accounting for the Revaluation of Non-Current Assets", as approved by notice published in Gazette No. S236 on 27 June 1996, to the extent that the superseded Standard deals with the revaluation of non-current assets.

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.





**Commonwealth
of Australia**

Gazette

No. S 665 Thursday 30 December 1999
Produced by AusInfo Canberra

SPECIAL



CIVIL AVIATION
SAFETY AUTHORITY
AUSTRALIA

NOTIFICATION OF EXEMPTIONS UNDER THE CIVIL AVIATION REGULATIONS 1988

On 24 December 1999 the Civil Aviation Safety Authority (CASA) issued 5 exemptions under subregulation 308 (1) of the *Civil Aviation Regulations 1988* that exempted the following aircraft from being fitted with an airborne collision avoidance system:

- (a) VH-KDB (Exemption Number CASA 90/1999);
- (b) VH-KDK (Exemption Number CASA 91/1999);
- (c) VH-EKD (Exemption Number CASA 92/1999);
- (d) VH-KDR (Exemption Number CASA 93/1999); and
- (e) VH-LPI (Exemption Number CASA 94/1999).

Copies of the instrument are available from:

**Manager, Information and Production
CASA Office of Legal Counsel
Level 3 Baillieu House
71 Northbourne Avenue
Canberra ACT**

**Phone: (02) 6217 1910
Email: hornblower@casa.gov.au**





Australian Fisheries Management Authority

FISHERIES MANAGEMENT ACT 1991
SOUTHERN BLUEFIN TUNA FISHERY
MANAGEMENT PLAN 1995
SBT PROVISIONAL TAC
DETERMINATION - 1999/00 SEASON

I, Frank Meere, delegate of the Australian Fisheries Management Authority, make the following determination under subclause 17.4 of the Southern Bluefin Tuna Fishery Management Plan 1995.

Dated 4 January 2000.

Managing Director,
Australian Fisheries Management Authority

Citation

1. This determination may be cited as the 1999/00 SBT Provisional TAC Determination.

Commencement

2. This determination commences on 4 January 2000.

Interpretation

3. A term used in this determination that is defined for the purposes of the Southern Bluefin Tuna Fishery Management Plan 1995 has the same meaning in this determination as it has in that plan.

[Notes: 1. Terms defined in the *Fisheries Management Act 1991* have the same meanings in this determination.

2. Terms defined in the Southern Bluefin Tuna Fishery Management Plan 1995 include "Southern Bluefin Tuna Fishery".]

Determination of Australia's national catch allocation

4. Australia's provisional national catch allocation for the season in the Southern Bluefin Tuna Fishery which commenced on 1 December 1999 and which will end on 30 November 2000 is 5,265,000 kilograms.





**Commonwealth
of Australia**

Gazette

No. S 3 Tuesday 4 January 2000
Produced by AusInfo Canberra

SPECIAL

COMMONWEALTH OF AUSTRALIA

Telecommunications (Consumer Protection and Service Standards) Act 1999

NOTIFICATION OF A DISALLOWABLE INSTRUMENT

The following disallowable instrument was made under section 124 of the
Telecommunications (Consumer Protection and Service Standards) Act 1999:

**Telecommunications (Customer Service Guarantee) Direction No. 1 of
1999**

Copies may be obtained by contacting:

The Manager
Consumer and Pricing Policy
Telecommunications Division
Department of Communications, Information Technology and the Arts
GPO Box 2154
CANBERRA ACT 2601.

Telephone: (02) 6271 1848
Facsimile: (02) 6271 1557





Commonwealth
of Australia

Gazette

No. S 6 Wednesday 5 January 2000
Produced by AusInfo Canberra

SPECIAL

NOTIFICATION OF THE MAKING OF A SCHEME

The following Scheme was made on 24 December 1999 under section 8 of the *Textile, Clothing and Footwear Strategic Investment Program Act 1999* and copies may be purchased at the Government Info Shop, 10 Mort Street, Canberra City, ACT.

Name of Scheme

Textile, Clothing and Footwear Strategic Investment Program Scheme 1999





**Commonwealth
of Australia**

Gazette

No. S 9 Thursday 6 January 2000
Produced by AusInfo Canberra

SPECIAL



CIVIL AVIATION
SAFETY AUTHORITY
AUSTRALIA

NOTIFICATION OF APPROVAL AND EXEMPTIONS UNDER THE CIVIL AVIATION REGULATIONS 1988

On 5 January 2000, the Civil Aviation Safety Authority (CASA) issued an approval under subregulation 207 (2) of the *Civil Aviation Regulations 1988* relating to aircraft bearing the nationality and registration marks VH-JCR (CASA 02/00).

On 5 January 2000, CASA issued 2 exemptions under subregulation 308 (1) of the *Civil Aviation Regulations 1988* that exempted the following aircraft from being fitted with an airborne collision avoidance system:

- (a) LZ-SFL (Exemption Number CASA EX01/2000); and
- (b) VH-RMX (Exemption Number CASA EX02/2000).

Copies of the instrument are available from:

**Manager, Information and Production
CASA Office of Legal Counsel
Level 3 Baillieu House
71 Northbourne Avenue
Canberra ACT**

**Phone: (02) 6217 1910
Email: hornblower@casa.gov.au**



9 780642 431455



Commonwealth of Australia

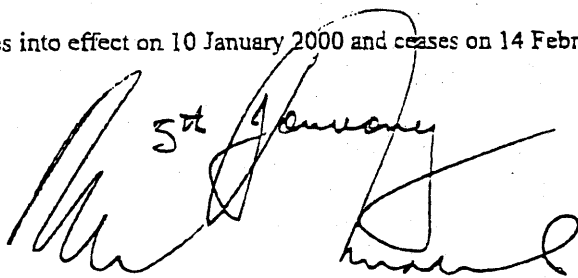
Migration Act 1958

**NOTICE OF EXTENSION OF HUMANITARIAN STAY (TEMPORARY) VISAS
UNDER SUBSECTION 37A(2) OF THE MIGRATION ACT 1958**

I, **PHILIP RUDDOCK**, Minister for Immigration and Multicultural Affairs, acting under subsection 37A(2) of the *Migration Act 1958* ("the Act"), **EXTEND** the visa period of each Subclass 449 Humanitarian Stay (Temporary) visa listed by number in the attachment where the holder is in Australia on 10 January 2000.

This instrument comes into effect on 10 January 2000 and ceases on 14 February 2000.

Dated


5th January 2000
1999
Minister for Immigration and Multicultural Affairs

[NOTE: Subsection 37A(2) of the Act provides that the Minister may, by notice in the *Gazette*, extend the visa period of a temporary safe haven visa so that the visa ceases to be in effect on the day specified in the notice.]



SUBCLASS 449 HUMANITARIAN STAY (TEMPORARY) VISA NUMBERS

700 9500446
700 9500517
200 0001236
650 9500181
650 9500185 - 650 9500188
650 9500195
200 0000021 - 200 0000920
200 0000924 - 200 0001194
200 0001199 - 200 0001236
200 0001240 - 200 0001497
200 0001523 - 200 0002040
200 0002042 - 200 0002043
200 0002047 - 200 0002125