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**Australian Government**  
**Attorney-General's Department**  
Office of Legislative Drafting and Publishing

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OLDP is a specialist professional drafter and the pre-eminent drafter of Commonwealth subordinate legislation.

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- drafting
- advising about drafting and interpreting instruments created under a statutory power
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- preparing compilations of Acts and select legislative instruments

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**How to contact us**

First Assistant Secretary  
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Copy for inclusion in this Gazette will be accepted by the Gazette Office until 10.00 am on Friday in the week before publication, unless an earlier closing time has been advised.

**INQUIRIES**

All inquiries should be directed to (02) 6203 9009.

## General Information

### GAZETTE INQUIRIES

Lodgment Inquiries: (02) 6203 9009  
Subscriptions (Fax): (02) 6293 8388  
Subscriptions (Tel): 1300 857 522

The **GOVERNMENT NOTICES GAZETTE** is published each Wednesday and contains a range of legislation and information about legislation as well as special information and government departments' notices. The Gazette is sold at \$6.40 each or on subscription for \$314.00 (50 issues). Prices are GST inclusive.

**NOTICES FOR PUBLICATION** and related correspondence can be lodged:

By hand: Gazette Office, 63 Denison St, Deakin ACT 2600

By post: Gazette Office, Attorney General's Department, Cnr Kings Avenue and National Circuit, Barton ACT 2600.

By fax: (02) 6282 5140

By e-mail: [gazettes@ag.gov.au](mailto:gazettes@ag.gov.au).

Notices received before closing times will be accepted for publication in the next available issue of the *Gazette*, unless otherwise specified.

All notices lodged for publication must be accompanied by a covering note clearly setting out requirements. For the purposes of publication, electronic copy is preferred. However, publication of hard copy notices can be arranged. Further information is provided below.

### Publication of hard copy notices

Where a notice for publication includes a signature or other handwritten material that must appear in the published notice, a hard copy of the notice will be accepted for publication. The notice must be either an original or a good copy. Print should be confined to one side of the paper and sheets must be A4 size and numbered consecutively. Dates, proper names and signatures are to be shown clearly. An electronic copy of the notice should also be e-mailed to the Gazette Office.

### Publication of electronic notices

Where a notice for publication is provided in electronic form it should be provided in Word, RTF (Rich Text Format) or searchable PDF format.

For further information contact the Gazette Office on (02) 6203 9009. Information is also available from the following Internet site: <http://www.ag.gov.au/GNGazette/>.

### CLOSING TIMES FOR LODGMENT

All notices for publication must be lodged by the following times (except at holiday periods for which special advice of earlier closing times will be given).

All *Government Notices Gazette* copy: Friday at 10.00 am in the week prior to publication.

*Special Gazette* Notices: by 9.30 am on the day of publication.

*Periodic Gazettes*: as agreed but generally 7 working days prior to date of publication.

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- outside normal business hours: \$396 per page for the first two pages and \$264 for each subsequent page.

*Periodic Gazette* notices: \$350 for the first page and \$50 for each subsequent page.

Other charges may apply, for further information please see the Lodging Notices section, More information at <http://www.ag.gov.au/GNGazette>

Additional copies of Special and Periodic Gazettes can be provided at a cost of 2 75 cents per page per copy — minimum charge: \$5.50

Payment may be made by credit card, EFT, cheque, money order or customer account code (for account code customers only).

**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. For further information about subscriptions telephone 1300 857 522.

### AVAILABILITY

The *Gazette* may be purchased by mail order (Tel. 1300 857 522, Fax (02) 6293 8388) from CanPrint Communications, 16 Nyrang Street, Fyshwick ACT 2609. Over the counter sales are available from CanPrint Communications at the address above.

Over the counter sales are also available from the following outlets:

**Canberra:** CanPrint Communications  
16 Nyrang Street  
Fyshwick ACT 2609

Phone: 1300 857 522 Fax: (02) 6293 8388

**Melbourne:** Information Victoria  
356 Collins Street  
Melbourne VIC 3000

Phone: 1 300 366 356 Fax: (03) 9603 9920

**Brisbane:** Goprint  
371 Vulture Street

Woolloongabba QLD 4102

Phone: (07) 3246 3399 Fax: (07) 3246 3534

**Hobart:** Printing Authority of Tasmania  
2 Salamanca Place  
Hobart TAS 7000

Phone: 1 800 030 940 Fax: (03) 6223 7638

**Adelaide:** Service SA Government Legislation Outlet  
Ground Floor  
101 Grenfell Street  
Adelaide SA 5000

Phone: 13 2324 Fax: (08) 8207 1949

**Sydney:** NSW Government Information  
Ground Floor Goodsell Building  
Cnr Hunter & Phillip Streets  
Sydney NSW 2000

Phone: (02) 9238 0950 Fax: (02) 9228 7227

### GAZETTES

When a *Special Gazette* is issued outside normal business hours, a copy of the Gazette will be posted on a noticeboard at the front entrance of the Attorney-General's Department, cnr Kings Avenue and National Circuit, Barton ACT 2600. Copies will be available on the next business day from CanPrint Communications, 16 Nyrang Street, Fyshwick ACT 2609.

**ALL REMITTANCES** should be made available to: Collector of Public Moneys, Attorney-General's Department.

*ISSUES OF PERIODIC GAZETTES*

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

The *Gazette* may be purchased by mail order from CanPrint Communications, 16 Nyrang Street, Fyshwick ACT 2609. Over the counter sales are available from CanPrint Communications and other outlets (see General Information for Details).

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Gazette number	Date of Publication	Subject
P1	14.8.06	Great Barrier Reef Marine Park Act 1975 Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1.10.05 to 31.5.06 and not previously gazetted Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1.6.06 to 30.6.06

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## Department of the Senate

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### Act of Parliament assented to

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IT IS HEREBY NOTIFIED for general information that Her Excellency the Administrator, in the name of Her Majesty, assented on 27 September 2006 to the undermentioned Act passed by the Senate and the House of Representatives in Parliament assembled, viz:

No. 103, 2006 — An Act to amend the law relating to the security of maritime transport and offshore facilities, and for related purposes [*Maritime Transport and Offshore Facilities Security Amendment (Maritime Security Guards and Other Measures) Act 2006*].

HARRY EVANS  
Clerk of the Senate

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## Department of the House of Representatives

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### Acts of Parliament assented to

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It is hereby notified, for general information, that Her Excellency the Administrator, in the name of Her Majesty, assented on 27 September 2006 to the undermentioned Acts passed by the Senate and the House of Representatives in the Parliament assembled, viz.:

No. 104 of 2006—An Act to amend the *Health Insurance Act 1973*, and for related purposes. (*Health Insurance Amendment (Medical Specialists) Act 2006*).

No. 105 of 2006—An Act to amend the *National Health Act 1953*, and for related purposes. (*National Health Amendment (Immunisation) Act 2006*).

No. 106 of 2006—An Act to amend the law relating to intellectual property, and for related purposes. (*Intellectual Property Laws Amendment Act 2006*).

No. 107 of 2006—An Act relating to the protection of the sea from the effects of harmful anti-fouling systems. (*Protection of the Sea (Harmful Anti-fouling Systems) Act 2006*).

No. 108 of 2006—An Act to amend the social security law and the family assistance law, repeal redundant housing Acts and make technical amendments, and for related purposes. (*Social Security and Family Assistance Legislation Amendment (Miscellaneous Measures) Act 2006*).

No. 109 of 2006—An Act to amend the law relating to the security of maritime transport and offshore facilities, and for other purposes. (*Maritime Transport and Offshore Facilities Security Amendment (Security Plans and Other Measures) Act 2006*).

I C HARRIS

Clerk of the House of Representatives

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## Government Departments

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### Agriculture, Fisheries and Forestry

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**Australian Government**

**Australian Fisheries Management Authority**

## ***FISHERIES MANAGEMENT ACT 1991***

### **DECLARATION UNDER SUBSECTION 4(2)**

#### **“LUKINA 1 and LUKINA 2”**


(No. 2 of 2006)

I, **PAUL FRANCIS MURPHY**, delegate of the Australian Fisheries Management Authority:

- (a) having been advised that the *Lukina 1* and *Lukina 2* have been lawfully imported into Australia for a limited period concluding 30 May 2007; and
- (b) being satisfied that the extent of participation of citizens or residents of Australia either directly or indirectly, in the control of the operations of the boats in the Australian Fishing Zone during the period will be such as to justify me in declaring the *Lukina 1* and *Lukina 2* to be Australian boats for the period:

make the following declaration under subsection 4(2) of the *Fisheries Management Act 1991*.

Date 28 September 2006

  
General Manager, Operations  
Australian Fisheries Management Authority

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#### **Citation**

1. This declaration may be cited as the Australian Boat Declaration No.2 of 2006.

#### **Commencement**

2. This declaration commences on gazettal.

#### **Interpretation**

3. In this declaration:

“*Lukina 1*” means the fishing boat known as the “*Lukina 1*” the call sign for which is O561”.  
“*Lukina 2*” means the fishing boat known as the “*Lukina 2*” the call sign for which is O560”.

[Note: Terms defined in the *Fisheries Management Act 1991* have the same meanings in this declaration.]

#### **Declaration that the *Lukina 1* and *Lukina 2* are taken to be Australian boats**

4. The *Lukina 1* and *Lukina 2* are, for the period commencing from date of gazettal of this notice to 30 May 2007, taken to be Australian boats for the purposes of the *Fisheries Management Act 1991*.

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**Attorney-General**

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**Australian Government**  
**Australian Customs Service**

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***Customs Act 1901***  
**Notice under Section 15**

**Notice of Revocation**  
**Notice No. 2382**

I, Gregory Francis Burke, delegate of the Chief Executive Officer of Customs, pursuant of section 14 of the Customs Administration Act, hereby exercise my power under section 15 of the Customs Act 1901 and subsection 33(3) of the Acts Interpretation Act, and revoke the appointment of the following wharves;

- (a) Townsville Wharves:- Berths 1-9, Townsville Wharves:- Berth 10 and Townsville Wharves:-Berth 11 in the Port of Townsville, State of Queensland, dated 15<sup>th</sup> December 1998, appointment number QW98/04, that were contained in the Commonwealth of Australia Gazette GN1 dated 6 January 1999.

Dated this 2nd day of October 2006

Gregory Francis Burke  
Director  
Border Enforcement  
Brisbane QLD



**Australian Government**  
**Australian Customs Service**

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***Customs Act 1901***  
**Notice under Section 15**

**Wharf Appointment**  
**Appointment No. 2383**

I, Gregory Francis Burke, delegate of the Chief Executive Officer of Customs, under subsection 15(2) of the *Customs Act 1901* hereby;

- (a) appoint as a wharf, all those premises known as Townsville Wharf Berths One to Eleven in the Port of Townsville containing a total area of 282176 m<sup>2</sup> being part of lot 601 on EP1802, part of lot 594 on EP1758, lot 430 on SP144459, part of lot 577 on CP909895, lot 448 on SP126597, lot 449 on SP126597 and lot 450 on SP126597 in the Parish of Coonambelah, County of Elphinstone, State of Queensland as delineated and margined red on plan P2602-01 held by the Australian Customs Service Brisbane.
- (b) fix as the limits of the wharf, the bounds shown and described on plan.

Dated the 2nd day of October 2006.

Gregory Francis Burke  
Director  
Border Enforcement  
Brisbane QLD

COMMONWEALTH OF AUSTRALIA  
CUSTOMS ACT 1901NOTICE OF RATES OF EXCHANGE - section 161J *CUSTOMS ACT 1901*

I, Wayne Baldwin, delegate of the Chief Executive Officer of Customs, hereby specify, pursuant to section 161J 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 Currency	Column 3 27/09/2006	Column 4 28/09/06	Column 5 29/09/2006	Column 6 30/09/2006	Column 7 1/10/2006	Column 8 2/10/06	Column 9 3/10/06
Brazil	Real	1.6445	1.6327	1.6196	1.6196	1.6196	1.6196	1.6118
Canada	Dollar	0.8361	0.8337	0.8307	0.8307	0.8307	0.8307	0.8337
China, PR of	Yuan	5.9337	5.9237	5.9047	5.9047	5.9047	5.9047	5.9053
Denmark	Kroner	4.4129	4.4006	4.3903	4.3903	4.3903	4.3903	4.3725
European Union	Euro	0.5915	0.5898	0.5885	0.5885	0.5885	0.5885	0.5863
Fiji	Dollar	1.293	1.2953	1.2914	1.2914	1.2914	1.2914	1.2904
Hong Kong	Dollar	5.8467	5.8443	5.8239	5.8239	5.8239	5.8239	5.825
India	Rupee	34.3997	34.3768	34.3331	34.3331	34.3331	34.3331	34.3274
Indonesia	Rupiah	6912.0	6909.0	6898.0	6898.0	6898.0	6898.0	6869.0
Israel	Shekel	3.2324	3.2262	3.2145	3.2145	3.2145	3.2145	3.2117
Japan	Yen	87.85	88.13	88.06	88.06	88.06	88.06	87.95
Korea, Republic of	Won	707.55	707.43	704.91	704.91	704.91	704.91	707.19
Malaysia	Ringgit	2.7648	2.7643	2.7549	2.7549	2.7549	2.7549	2.7564
New Zealand	Dollar	1.1377	1.1418	1.1432	1.1432	1.1432	1.1432	1.1346
Norway	Kroner	4.9107	4.8619	4.83	4.83	4.83	4.83	4.9018
Pakistan	Rupee	45.47	45.41	45.26	45.26	45.26	45.26	45.25
Papua New Guinea	Kina	2.2482	2.2467	2.2386	2.2386	2.2386	2.2386	2.2383
Philippines	Peso	37.72	37.61	37.47	37.47	37.47	37.47	37.29
Singapore	Dollar	1.1917	1.1908	1.1861	1.1861	1.1861	1.1861	1.1832
Solomon Islands	Dollar	5.68	5.6763	5.6558	5.6558	5.6558	5.6558	5.6579
South Africa	Rand	5.7229	5.7137	5.7206	5.7206	5.7206	5.7206	5.7595
Sri Lanka	Rupee	77.04	77.64	77.59	77.59	77.59	77.59	77.69
Sweden	Krona	5.5041	5.478	5.4434	5.4434	5.4434	5.4434	5.4731
Switzerland	Franc	0.9333	0.9326	0.9323	0.9323	0.9323	0.9323	0.9289
Taiwan Province	Dollar	24.7	24.7	24.66	24.66	24.66	24.66	24.71
Thailand	Baht	28.13	28.13	28.03	28.03	28.03	28.03	28.06
United Kingdom	Pound	0.3962	0.3971	0.3986	0.3986	0.3986	0.3986	0.3961
USA	Dollar	0.7509	0.7504	0.7477	0.7477	0.7477	0.7477	0.7476

Wayne Baldwin  
 Delegate of the Chief Executive Officer of Customs  
 Canberra ACT  
 04/10/2006

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## Communications, Information Technology and the Arts

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### NOTICE OF APPLICATION FOR RENEWAL OF LICENCE UNDER SECTIONS 46(2) AND 90(2) OF THE *BROADCASTING SERVICES ACT 1992*

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

<b>Commercial Radio Licensees</b>	<b>SL No</b>	<b>Service Area</b>	<b>State</b>
2GF AM Radio Pty Ltd	4111	GRAFTON RA1	NSW
Amalgamated Marketing Pty Ltd	4187	TOOWOOMBA/WARWICK RA1	QLD
Coastal Broadcasters Pty Ltd	1170430	QLD & NT S40	QLD
Grafton FM Pty Ltd	10413	GRAFTON RA1	NSW
Radio Snowy Mountains Pty Ltd	4138	COOMA RA1	NSW
<b>Community Radio Licensees</b>	<b>SL No</b>	<b>Service Area</b>	<b>State</b>
Gold Coast Christian & Community Broadcasting Association Ltd	3069	GOLD COAST RA1	QLD
Irrunytju Community Inc.	10029	WINGELLINA RA1	WA
Kalumburu Aboriginal Corporation	10023	KALUMBURU RA1	WA
Lachlan Valley Community Radio Inc.	10055	PARKES RA1	NSW
Milingimbi Community Inc.	10124	MILINGIMBI RA1	NT
Millicent Community Access Radio Inc.	5703	MILLICENT RA1	SA
Mount Isa Aboriginal Media Association (Aboriginal Corporation)	10305	MOUNT ISA RA2	QLD
Multicultural Community Radio Association Ltd	2290	SYDNEY RA1	NSW
Music Broadcasting Society of New South Wales Co-operative Ltd	3047	SYDNEY RA1	NSW
Music Broadcasting Society of Queensland Ltd	3071	BRISBANE RA1	QLD
Music Broadcasting Society of South Australia Inc.	1150742	ADELAIDE FOOTHILLS RA1	SA
Music Broadcasting Society of Victoria Ltd	3065	MELBOURNE RA1	VIC

North West Community Radio Association Inc.	5172	MELBOURNE NORTH WEST RA1	VIC
Oombulgurri Association Inc.	10026	OOMBULGURRI RA1	WA
Papunya Community Council Inc.	10131	PAPUNYA RA1	NT
Pirie Community Radio Broadcasters Inc.	1150785	PORT PIRIE RA1	SA
Print Handicapped Radio of ACT Inc.	5292	CANBERRA RA1	ACT
RPH Print Radio Tasmania Inc.	5508	HOBART RA4	TAS
Ramingining Community Council Inc.	10135	RAMINGINING RA1	NT
Sutherland Shire Community Radio Association Inc.	4842	SUTHERLAND RA1	NSW
Umbakumba Community Council Inc.	10137	UMBAKUMBA RA1	NT
Wagga Wagga Community Media Inc.	3039	WAGGA WAGGA RA2	NSW
Waringarri Media Aboriginal Corporation	10355	KUNUNURRA RA1	WA
<b>Community TV Licensees</b>	<b>SL No</b>	<b>Service Area</b>	<b>State</b>
Oombulgurri Association Inc.	3077	OOMBULGURRI TV1	WA
Papunya Community Council Inc.	3329	PAPUNYA TV1	NT
Ramingining Community Council Inc.	3330	RAMINGINING TV1	NT

ACMA is required to renew these licences unless it decides that an applicant is no longer a suitable licensee. A company is a suitable licensee if ACMA does not decide that sub-section 41(2) (for commercial) or sub-section 83(2) (for community) of the Act applies to the company.

ACMA may decide that either sub-section 41(2) or 83(2) of the Act applies to a licensee if it is satisfied that allowing the licensee to provide or continue to provide either a commercial or a community broadcasting service under a licence would lead to a significant risk of: (a) an offence against the Act or the regulations being committed; (b) or a breach of the conditions of the licence occurring.

In deciding whether these sub-sections apply, ACMA is required by sub-sections 41(3) and 83(3) of the Act, to take into account: (a) the business record of the company; and (b) the company's record in situations requiring trust and candour; and (c) (commercial) the business record of each person who is, or would be, if a licence were allocated to the applicant, in a position to control the licence; or (community) the business record of the chief executive and each director and secretary of the applicant; and (d) the record in situations requiring trust and candour of each such person; and (e) whether the company, or a person referred to in paragraph (c) or (d), has been convicted of an offence against this Act or the regulations.

Under sub-section 91(2A) of the Act, ACMA may also refuse to renew a community broadcasting licence if, having regard to matters in paragraphs 84(2)(a) to (f), it considers that it would not allocate such a licence if it were deciding whether to allocate the licence to the licensee.

The Act does not require ACMA to hold an investigation or a hearing into whether a community licence (sub-section 91(3)) or a commercial licence (sub-section 47(3)) should be renewed.



## Environment and Heritage



### THE WATER EFFICIENCY LABELLING AND STANDARDS REGULATOR

#### NOTICE UNDER SUBSECTION 28(1) OF THE WATER EFFICIENCY LABELLING AND STANDARDS ACT 2005 CONCERNING A DECISION TO REGISTER WELS PRODUCTS

I, Angela Rutter, delegate of the Water Efficiency Labelling and Standards Regulator pursuant to section 25 of the *Water Efficiency Labelling and Standards Act 2005* (the WELS Act), register the following WELS product(s) under subsection 28(1) of the WELS Act.

#### Registered WELS products

Brand Name	Family Name / Product Name / Model Reference	Name of Registration Holder
Brodware	Addition to Family Name: Five Star Tap Equipment B80.**	Brodware Industries
ZIP	Family Name: Pearl Solo Zip Pearl Solo	Zip Heaters Aust. Pty. Ltd
Raymor	Family Name: Raymor QUADRA	Farrah Investments Pty Ltd
Southcape Tapware	Tower, Kitech, Konvex Tower, Kitech, Konvex, Ki Stream Tower 12001	Southcape Trading Pty Limited
Monopoly	Family Name: Kitchen SP07, SP07-1, SP07-2, ST38/39	Austworld Commodities
Monopoly	Family Name: Spouts ST11/12, PA01-1, ST600 SP11 ST11-1, AW2001, SP38, SP08, SP08-1, SP08-2, SP48, SP58, SP18, SP12, SP28, SP17	Austworld Commodities
NEC	NW-452	Daewoo Electronics Corp.
NEC	NW-4001	Daewoo Electronics Corp.
NEC	NW-652	Daewoo Electronics Corp.
Phoenix	Family Name: Tap Mixer C LEXI basin mixer, LEXI vessel mixer	Phoenix Industries Pty Ltd
Fisher & Paykel	WH70F60W1	Fisher & Paykel
Schell Armaturentechnologie	Family Name: WC flush valves 02 237 03 99, 01 172 00 99, 01 149 03 99	SHELL GmbH Co. KG
Schell Armaturentechnologie	01 143 00 99 with 25 639 0099 Solenoid valve 01 495 0099 Urine sensor + 01 176 0099 Control module with transformer	SHELL GmbH Co. KG
Schell Armaturentechnologie	01 143 00 99 with 29 448 00 99 cartridge	SHELL GmbH Co. KG

Raymor	Addition to Family Name: Tap Set Combinations T series	Technicon Industries Pty Ltd
Raymor	Addition to Family Name: Mixer Taps Rodin, Atlanta, Seattle, Boston, Academy, Armada, Augusta, Avec, Providence, Crown, Monarch, T series, Unstyled	Technicon Industries Pty Ltd
IFO	Family Name: Sensor Urinals IFO Sensor Urinal, IFO Sensor Urinal steel	Scangroup Pty Ltd
Ariston	AQ XXD149H	Indesit Company Singapore Pte. Ltd

WELS registrations are subject to the registration conditions in the *Water Efficiency Labelling and Standards Determination 2005* (available at

<http://www.comlaw.gov.au/ComLaw/Legislation/LegislativeInstrument1.nsf/asmade/bytitle/67F2FED0FD163464CA257023000E65C4?OpenDocument>).



**Delegate for the Water Efficiency Labelling and Standards Regulator**  
6 October 2006

**COMMONWEALTH OF AUSTRALIA**

*Environment Protection and Biodiversity Conservation Act 1999*

**Amendment - List of Specimens Taken to be Suitable for Live Import – s.303EB**

I, Ian Gordon Campbell, Minister for the Environment and Heritage, pursuant to paragraph 303EC(1)(a) of the *Environment Protection and Biodiversity Conservation Act 1999*, make the following amendments to Part 2 of the list of specimens taken to be suitable for live import, established under s.303EB of the EPBC Act, under the heading Invertebrate Animals, Arthropods (Arthropoda), Class: Insecta, in the appropriate alphabetical positions:

Part 2

	<i>Taxon</i>	<i>Common Name</i>	<i>Appendix</i>	<i>Conditions for import</i>
Add:	<i>Drosophila Americana</i>	vinegar fly		Eligible non-commercial purpose only, excluding household pets. High security facilities only.
Add:	<i>Drosophila ananassae</i>	vinegar fly		Eligible non-commercial purpose only, excluding household pets. High security facilities only.
Add:	<i>Drosophila busckii</i>	vinegar fly		Eligible non-commercial purpose only, excluding household pets. High security facilities only.
Add:	<i>Drosophila buzzatii</i>	vinegar fly		Eligible non-commercial purpose only, excluding household pets. High security facilities only.
Add:	<i>Drosophila erecta</i>	vinegar fly		Eligible non-commercial purpose only, excluding household pets. High security facilities only.
Add:	<i>Drosophila grimshawi</i>	vinegar fly		Eligible non-commercial purpose only, excluding household pets. High security facilities only.
Add:	<i>Drosophila hydei</i>	vinegar fly		Eligible non-commercial purpose only, excluding household pets. High security facilities only.
Add:	<i>Drosophila mojavensis</i>	vinegar fly		Eligible non-commercial purpose only, excluding household pets. High security facilities only.

Unique identifying number  
EPBC/s.303EC/SSL/Amend/013

Add:	<i>Drosophila pachae</i>	vinegar fly		Eligible non-commercial purpose only, excluding household pets. High security facilities only.
Add:	<i>Drosophila repleta</i>	vinegar fly		Eligible non-commercial purpose only, excluding household pets. High security facilities only.
Add:	<i>Drosophila santomea</i>	vinegar fly		Eligible non-commercial purpose only, excluding household pets. High security facilities only.
Add:	<i>Drosophila teisseri</i>	vinegar fly		Eligible non-commercial purpose only, excluding household pets. High security facilities only.
Add:	<i>Drosophila willistoni</i>	vinegar fly		Eligible non-commercial purpose only, excluding household pets. High security facilities only.
Add:	<i>Drosophila yakuba</i>	vinegar fly		Eligible non-commercial purpose only, excluding household pets. High security facilities only.

These changes will take effect on the first day on which they are no longer liable to be disallowed.

Dated this 25<sup>th</sup> day of September, 2006 .

  
Minister for the Environment and Heritage

DEPARTMENT OF THE ENVIRONMENT AND HERITAGE

*Environment Protection and Biodiversity Conservation Act 1999*

NOTICE OF A DECISION ON WHETHER AN ACTION IS A CONTROLLED ACTION OR NOT

1. Pursuant to section 77(1)(b) of the *Environment Protection and Biodiversity Conservation Act 1999* and paragraph 16.02(1)(a) of the *Environment Protection and Biodiversity Conservation Regulations 2000*, notice is hereby given that the Minister for the Environment and Heritage or a delegate of that Minister, has decided that each action identified in the following table is a controlled action. The controlling provisions for each action are specified in column 4 of each row.

Reference No	Title of action	Date of Decision	Controlling Provisions
2006/3028	Meridien Marinas Horizon Shores/Tourism, recreation and conservation management/Steiglitz/QLD/Horizon Shores Marina redevelopment	27-SEP-2006	<ul style="list-style-type: none"><li>• sections 16 and 17B (Wetlands of international importance);</li><li>• sections 18 and 18A (Listed threatened species and communities); and</li><li>• sections 20 and 20A (Listed migratory species).</li></ul>
2006/3017	Karara Management Services Pty Ltd/Mining/Shire of Morawa/WA/Karara Magnetite Project	22-SEP-2006	<ul style="list-style-type: none"><li>• sections 18 and 18A (Listed threatened species and communities)</li></ul>

2. Pursuant to section 77(1)(b) of the *Environment Protection and Biodiversity Conservation Act 1999* and paragraph 16.02(1)(a) of the *Environment Protection and Biodiversity Conservation Regulations 2000*, notice is hereby given that the Minister for the Environment and Heritage or a delegate of that Minister, has decided that each action identified in the following table is not a controlled action.

Reference No	Title of action	Date of Decision	Component decision under s.77A applies
2006/3038	The National Library of Australia/Urban and commercial redevelopment/Canberra/ACT/Podium Refurbishment, National Library of Australia	21-SEP-2006	No
2006/3036	Miriam Vale Shire Council/Water management and use/Agnes Water/QLD/Agnes Water Desalination Plant	03-OCT-2006	No
2006/3034	Lim River Homes/Tourism, recreation and conservation management/Tooradin/VIC/Restricted Recreation Facility - soccer pitch, stadium and associated parking	21-SEP-2006	No
2006/3033	Department of Water, Land and Biodiversity Conservation/Water management and use/Chowilla anabranch/SA/New rock ramp fishway/Bank E	29-SEP-2006	No
2006/3027	Western Australian Museum/Science, research and investigations/Dirk Hartog Island/WA/archaeological surveys & excavation at historic sites, Cape Inscription	21-SEP-2006	No
2006/3026	Geoscience Australia/Science, research and investigations/Commonwealth Marine/NSW/Continental slope research	27-SEP-2006	No
2006/3024	Mawson's Huts Foundation/Tourism, recreation and conservation management/Cape Denison/Antarctica/Mawson's Huts, 2006 Conservation Works	28-SEP-2006	Yes
2006/3015	Country Club Villages/Urban and commercial new development/Moolap/VIC/development of retirement village, Bellarine Lakes Golf Course, Bellarine Hwy	03-OCT-2006	No

2006/2785	Continental Carbon Australia Pty Ltd/Manufacturing/Kurnell/NSW/Carbon Black Plant Upgrade	29-SEP-2006	No
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#### NOTICE OF A PARTICULAR MANNER DECISION UNDER SECTION 77A

Pursuant to section 77A and section 77(1)(b) of the *Environment Protection and Biodiversity Conservation Act 1999* and paragraph 16.02(1)(a) of the *Environment Protection and Biodiversity Conservation Regulations 2000*, notice is hereby given that, in deciding whether an action is a controlled action or not, the Minister for the Environment and Heritage or a delegate of that Minister, decided that a provision of Part 3 of the Act is not a controlling provision for each action identified in the following table because of the particular manner in which the action will be taken.

Reference No	Title of action	Component Decision - Controlling Provisions and Particular Manner of undertaking the action
2006/3024	Mawson's Huts Foundation/Tourism, recreation and conservation management/Cape Denison/Antarctica/Mawson's Huts, 2006 Conservation Works	<b><i>Manner in which the proposed action is to be taken</i></b>  Details of the manner in which the proposed action is to be taken can be accessed on our public notifications website at <a href="http://www.deh.gov.au/epbc">http://www.deh.gov.au/epbc</a> or by contacting the Department of the Environment and Heritage <a href="mailto:awd_online_queries@erin.gov.au">awd_online_queries@erin.gov.au</a>
2006/3015	Country Club Villages/Urban and commercial new development/Moolap/VIC/development of retirement village, Bellarine Lakes Golf Course, Bellarine Hwy	<b><i>Manner in which the proposed action is to be taken</i></b>  Details of the manner in which the proposed action is to be taken can be accessed on our public notifications website at <a href="http://www.deh.gov.au/epbc">http://www.deh.gov.au/epbc</a> or by contacting the Department of the Environment and Heritage <a href="mailto:awd_online_queries@erin.gov.au">awd_online_queries@erin.gov.au</a>

## DEPARTMENT OF THE ENVIRONMENT AND HERITAGE

*Environment Protection and Biodiversity Conservation Act 1999*NOTICE OF A DECISION ON THE APPROACH TO BE USED FOR ASSESSMENT  
OF THE RELEVANT IMPACTS OF AN ACTION

Pursuant to Section 91(1)(b) of the *Environment Protection and Biodiversity Conservation Act 1999* and paragraph 16.02(1)(a) of the *Environment Protection and Biodiversity Conservation Regulations 2000*, notice is hereby given that the Minister for the Environment and Heritage or a delegate of that Minister, has decided on the approach to be used for the assessment of the relevant impacts of each action identified in columns 1 and 2 of each row of the following table. The assessment approach for each identified action is specified in column 4 of each row.

Reference No	Title of action	Date of Decision	Assessment approach
2006/2968	Woodside Energy Ltd/Energy generation and supply/Burrup Peninsula-North West Shelf/WA/Pluto Gas Project Including Site B	21-SEP-2006	Public Environment Report
2005/2288	Michael Jolly and Classpoint Pty Ltd/Urban and commercial new development/Hindmarsh Island/SA/Waterfront residential estate development (Narnu Waterways)	07-SEP-2006	Accredited Assessment Process



DEPARTMENT OF THE ENVIRONMENT AND HERITAGE

*Environment Protection and Biodiversity Conservation Act 1999*

NOTICE OF THE GRANTING OF AN APPROVAL FOR TAKING AN ACTION

Notice is hereby given that the Minister for the Environment and Heritage, or a delegate of that Minister, has decided to grant the following approval for taking each action identified in the following table.

Reference No	Title of action	Approval	Date
2005/2015	NCA Joint Venture/Mining/near Glenden/QLD/Wollombi Open Cut Coal Mine (Suttor Creek ML4761 Extension)	Approved with Conditions	29-SEP-2006
2004/1885	New Acland Coal Pty Ltd/Mining/Darling Downs/QLD/New Acland Mine Expansion	Approved with Conditions	28-SEP-2006
2002/569	Callide Coalfields Pty Ltd/Mining/Biloela/QLD/Coal Mining Lease 6993 (The Bluff)	Approved with Conditions	28-SEP-2006

Some public notifications on the Internet and in the Gazette relating to the processing of referrals for approval under Chapter 4 of the *Environment Protection and Biodiversity Conservation Act 1999* may occasionally be missed in processing by the Department of Environment and Heritage, or may not meet timeframes for notification. The Department of the Environment and Heritage has implemented systems and ongoing quality assurance procedures to minimise any risk of missing a notification within the required timeframe. Where a missed notification is identified the practice will be to notify these even though the timeframe for notification has lapsed. This will ensure that the history of notifications for each referral is available to the public. The Department of the Environment and Heritage regrets any inconvenience that may be caused by a missed notification. Please note that late notifications have not affected subsequent processing of referrals or assessments and they do not affect decisions made.

For more information see: <http://www.deh.gov.au/epbc>



**Australian Government**

**Department of the Environment and Heritage**

***ENVIRONMENT PROTECTION (SEA DUMPING) ACT 1981***  
**MATTERS TO BE PUBLISHED IN THE GAZETTE**  
**FOR THE PERIOD: 1 September 2006 – 30 September 2006**

Pursuant to section 25 of the *Environment Protection (Sea Dumping) Act 1981*, notice is given that:

***Applications received***

- A permit application was received on 6 September 2006 from the Department of Economic Development, 22 Elizabeth Street, Hobart, Tasmania, 7000, for the placement at sea of the vessel *Troy D*, for the purpose of creating an artificial reef off Maria Island, Tasmania.

Copies of relevant documentation may be obtained, upon request, from the Director, Ports and Marine Section, Department of the Environment and Heritage, GPO Box 787, CANBERRA, ACT 2601. Ph: 02 6274 2995, Fax: 02 6274 1105.

A handwritten signature in black ink, appearing to read 'Matt Johnston', is written over a large, stylized, and somewhat illegible signature.

Matt Johnston  
Acting Director  
Ports and Marine Section

3 October 2006

## Finance and Administration

### AUSTRALIAN ELECTORAL COMMISSION

Pursuant to s58 of the Commonwealth Electoral Act 1918 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.

IAN CAMPBELL  
Electoral Commissioner

#### THE SCHEDULE

New South Wales as at 29 September, 2006

Division	Enrolment	% Deviation from average divisional enrolment
BANKS	82733	-3.96
BARTON	84712	-1.66
BENNELONG	85515	-0.73
BEROWRA	86974	0.96
BLAXLAND	82652	-4.05
BRADFIELD	89311	3.67
CALARE	86752	0.70
CHARLTON	85314	-0.96
CHIFLEY	84318	-2.12
COOK	81366	-5.54
COWPER	85258	-1.03
CUNNINGHAM	81558	-5.32
DOBELL	85620	-0.61
EDEN-MONARO	93013	7.97
FARRER	84509	-1.90
FOWLER	83060	-3.58
GILMORE	87386	1.43
GRAYNDLER	84323	-2.11
GREENWAY	91796	6.55
GWYDIR	80625	-6.40
HUGHES	85900	-0.28
HUME	89765	4.20
HUNTER	88965	3.27
KINGSFORD SMITH	84425	-1.99
LINDSAY	81705	-5.15
LOWE	87190	1.21
LYNE	92082	6.89
MACARTHUR	84536	-1.86
MACKELLAR	85870	-0.32
MACQUARIE	86145	0.00
MITCHELL	97332	12.98
NEWCASTLE	89038	3.35
NEW ENGLAND	84948	-1.39
NORTH SYDNEY	88522	2.75
PAGE	83899	-2.60
PARKES	79935	-7.20
PARRAMATTA	87618	1.70
PATERSON	87876	2.00
PROSPECT	88192	2.37
REID	79788	-7.38
RICHMOND	86486	0.39
RIVERINA	87402	1.45
ROBERTSON	84511	-1.89
SHORTLAND	86882	0.85
SYDNEY	96606	12.14
THROSBY	87406	1.46
WARRINGAH	83836	-2.68
WATSON	81611	-5.26
WENTWORTH	82392	-4.35
WERRIWA	89689	4.11
Totals	4307347 ( Average: 86146 )	

Victoria as at 29 September, 2006

Division	Enrolment	% Deviation from average divisional enrolment
ASTON	88976	-0.62
BALLARAT	90466	1.03
BATMAN	85196	-4.85
BENDIGO	94386	5.41
BRUCE	86112	-3.82
CALWELL	90396	0.95
CASEY	86391	-3.51
CHISHOLM	83558	-6.68
CORANGAMITE	92364	3.15
CORIO	88363	-1.31
DEAKIN	85797	-4.18
DUNKLEY	89581	0.04
FLINDERS	90698	1.29
GELLIBRAND	89698	0.17
GIPPSLAND	91898	2.63
GOLDSTEIN	89277	-0.29
GORTON	97263	8.62
HIGGINS	86673	-3.20
HOLT	93905	4.87
HOTHAM	86398	-3.50
INDI	88890	-0.72
ISAACS	93528	4.45
JAGAJAGA	91741	2.45
KOORYONG	86778	-3.08
LALOR	95270	6.39
LA TROBE	87071	-2.75
MCEWEN	98392	9.88
MCMILLAN	83085	-7.20
MALLEE	88769	-0.86
MARIBYRNONG	85819	-4.15
MELBOURNE	91712	2.42
MELBOURNE PORTS	91511	2.20
MENZIES	87687	-2.06
MURRAY	86605	-3.27
SCULLIN	85847	-4.12
WANNON	89865	0.36
WILLS	93016	3.88
Totals	3312982 ( Average: 89540 )	

Queensland as at 29 September, 2006

Division	Enrolment	% Deviation from average divisional enrolment
BLAIR	93000	3.32
BONNER	87813	-2.43
BOWMAN	88512	-1.66
BRISBANE	89856	-0.16
CAPRICORNIA	92298	2.54
DAWSON	93035	3.36
DICKSON	86449	-3.95
FADDEN	86444	-3.96
FAIRFAX	86354	-4.06
FISHER	89717	-0.32
FORDE	91185	1.30
GRIFFITH	91919	2.12
GROOM	90679	0.74
HERBERT	88798	-1.34
HINKLER	95118	5.67
KENNEDY	92127	2.35
LEICHHARDT	91836	2.02
LILLEY	91495	1.65
LONGMAN	89930	-0.08
MCPHERSON	84939	-5.63
MARANOA	86891	-3.46
MONCRIEFF	84856	-5.72
MORETON	89429	-0.64
OXLEY	93289	3.64
PETRIE	90225	0.23
RANKIN	91914	2.11
RYAN	88216	-1.99
WIDE BAY	93951	4.37
Totals	2520275 ( Average: 90009 )	

Western Australia as at 29 September, 2006

Division	Enrolment	% Deviation from average divisional enrolment
BRAND	85405	2.53
CANNING	88774	6.57
COWAN	87752	5.34
CURTIN	82644	-0.78
FORREST	88385	6.10
FREMANTLE	84283	1.18
HASLUCK	79432	-4.63
KALGOORLIE	78909	-5.26
MOORE	74687	-10.33
O'CONNOR	82331	-1.15
PEARCE	87415	4.94
PERTH	83934	0.76
STIRLING	86627	3.99
SWAN	77175	-7.34
TANGNEY	81691	-1.92
Totals	1249444 ( Average: 83296 )	

## South Australia as at 29 September, 2006

Division	Enrolment	% Deviation from average divisional enrolment
ADELAIDE	94295	-1.66
BARKER	101370	5.71
BOOTHBY	94759	-1.17
GREY	97096	1.25
HINDMARSH	98007	2.20
KINGSTON	95038	-0.88
MAKIN	93276	-2.72
MAYO	93616	-2.37
PORT ADELAIDE	97865	2.06
STURT	96642	0.78
WAKEFIELD	92816	-3.20
Totals	1054780 ( Average: 95889 )	

## Tasmania as at 29 September, 2006

Division	Enrolment	% Deviation from average divisional enrolment
BASS	67136	-1.18
BRADDON	69199	1.85
DENISON	67146	-1.16
FRANKLIN	69970	2.99
LYONS	66239	-2.50
Totals	339690 ( Average: 67938 )	

## Australian Capital Territory as at 29 September, 2006

Division	Enrolment	% Deviation from average divisional enrolment
CANBERRA	117717	3.98
FRASER	108691	-3.98
Totals	226408 ( Average: 113204 )	

## Northern Territory as at 29 September, 2006

Division	Enrolment	% Deviation from average divisional enrolment
LINGIARI	57723	3.87
SOLOMON	53417	-3.87
Totals	111140 ( Average: 55570 )	

TOTAL FOR AUSTRALIA 13 122 066

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## Health and Ageing

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**Australian Government**  
**Department of Health and Ageing**  
**Therapeutic Goods Administration**

**COMMONWEALTH OF AUSTRALIA**

**DEPARTMENT OF HEALTH AND AGEING**

***THERAPEUTIC GOODS ACT 1989***

**CONSENT UNDER SUBSECTION 14(3) & 15(1)**

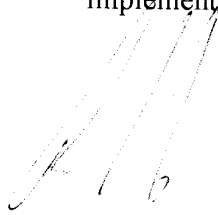
I, PIO CESARIN, delegate of the Secretary to the Department of Health and Ageing for the purposes of the exercise of the Secretary's powers under sections 14 and 15 of the *Therapeutic Goods Act 1989* and acting under subsection 14(3) and subsection 15(1), in relation to:

Oxcarbazepine Tablets 300 mg BULK – AUST L 131732

supplied by Alphapharm Pty Ltd

CONSENT to an exemption from the requirements of the 'Therapeutic Goods Act, 1989' provided that:

- a. the goods are exported from Australia to the United States of America only;
- b. the goods comply with all requirements of the 'Therapeutic Goods Act, 1989' other than Chapter 3, Part 3-1 ;
- c. the goods comply with relevant national standards appropriate for the product in the country of receipt; and
- d. any change to the product specification submitted to the TGA shall not be implemented until a prior approval is given by the Secretary.

  
PIO CESARIN  
Delegate of the Secretary to the Department of  
Health and Ageing  
28/09/2006



**Australian Government**  
**Department of Health and Ageing**  
**Therapeutic Goods Administration**

**COMMONWEALTH OF AUSTRALIA**

**DEPARTMENT OF HEALTH AND AGEING**

***THERAPEUTIC GOODS ACT 1989***

**CONSENT UNDER SUBSECTION 14(3) & 15(1)**

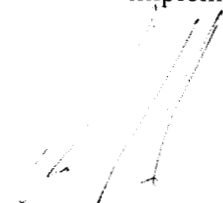
I, PIO CESARIN, delegate of the Secretary to the Department of Health and Ageing for the purposes of the exercise of the Secretary's powers under sections 14 and 15 of the *Therapeutic Goods Act 1989* and acting under subsection 14(3) and subsection 15(1), in relation to:

Oxcarbazepine Tablets 150 mg BULK – AUST L 131731

supplied by Alphapharm Pty Ltd

CONSENT to an exemption from the requirements of the 'Therapeutic Goods Act, 1989' provided that:

- a. the goods are exported from Australia to the United States of America only;
- b. the goods comply with all requirements of the 'Therapeutic Goods Act, 1989' other than Chapter 3, Part 3-1 ;
- c. the goods comply with relevant national standards appropriate for the product in the country of receipt; and
- d. any change to the product specification submitted to the TGA shall not be implemented until a prior approval is given by the Secretary.

  
PIO CESARIN  
Delegate of the Secretary to the Department of  
Health and Ageing  
28/09/2006





**Australian Government**  
**Department of Health and Ageing**  
**Therapeutic Goods Administration**

**COMMONWEALTH OF AUSTRALIA**

**DEPARTMENT OF HEALTH AND AGEING**

***THERAPEUTIC GOODS ACT 1989***

**CONSENT UNDER SUBSECTION 14(3) & 15(1)**


I, PIO CESARIN, delegate of the Secretary to the Department of Health and Ageing for the purposes of the exercise of the Secretary's powers under sections 14 and 15 of the *Therapeutic Goods Act 1989* and acting under subsection 14(3) and subsection 15(1), in relation to:

Oxcarbazepine Tablets 600 mg BULK – AUST L 131733

supplied by Alphapharm Pty Ltd

CONSENT to an exemption from the requirements of the 'Therapeutic Goods Act, 1989' provided that:

- a. the goods are exported from Australia to the United States of America only;
- b. the goods comply with all requirements of the 'Therapeutic Goods Act, 1989' other than Chapter 3, Part 3-1 ;
- c. the goods comply with relevant national standards appropriate for the product in the country of receipt; and
- d. any change to the product specification submitted to the TGA shall not be implemented until a prior approval is given by the Secretary.



PIO CESARIN  
Delegate of the Secretary to the Department of  
Health and Ageing  
28/09/2006

**Australian Government****National Health and Medical Research Council**

## **Palliative Care Research Fellowships and Scholarships**

The Palliative Care Research Program is a joint initiative between the National Health and Medical Research Council and the Department of Health and Ageing. The program is part of the Australian Government's *Palliative Care in the Community* initiative.

The Program aims to increase palliative care research capacity by offering training awards to individuals with demonstrated experience in palliative care related fields.

Total funding up to \$1.27 million is available for the following training awards:

- Post Doctoral Fellowships up to 2 years duration with up to \$164,500 per award; and
- PhD Scholarships up to 3 years duration with up to \$91,800 per award.

Applications close 5.00 pm AEST 6 December 2006. Further information about eligibility requirements and application documents are available from the NHMRC website at <http://www.nhmrc.gov.au/funding/apply/granttype/strategic/index.htm>

Enquiries should be directed to Ms Caroline Mills on (02) 6217 9464, by facsimile number (02) 6217 9135, or by email [caroline.mills@nhmrc.gov.au](mailto:caroline.mills@nhmrc.gov.au). Late applications will not be considered.



**Australian Government**  
**Department of Health and Ageing**  
**Office of the Gene Technology Regulator**

26 September 2006

**INVITATION TO COMMENT ON A RISK ASSESSMENT & RISK  
MANAGEMENT PLAN FOR GENETICALLY MODIFIED COTTON**

Australia's gene technology regulatory system is designed to protect the health & safety of people & the environment by identifying risks posed by, or as a result of, gene technology & managing those risks.

The Gene Technology Regulator is currently assessing licence application DIR 067/2006 from CSIRO to intentionally release genetically modified (GM) cotton into the environment:

The application proposes the limited & controlled release of up to 30 GM cotton lines with tolerance to waterlogging. The release is proposed to take place at one site in the shire of Narrabri (NSW) on a total area of 0.1 ha during each of the three summer growing seasons of 2006/07, 2007/08 and 2008/09. The purpose of the trial is to conduct "proof of concept" research to assess the tolerance of the GM cotton lines to waterlogging & the effect of the genetic modification on some aspects of agronomic performance under field conditions.

The Regulator has prepared a risk assessment & risk management plan (RARMP) for the proposed release, & suggests a range of conditions (including containment measures) that would be imposed if a licence was issued.

The Regulator welcomes written submissions in order to finalise the RARMP, which will then form the basis of her decision on whether to issue the licence. The consultation RARMP & related documents can be obtained from [www.ogtr.gov.au](http://www.ogtr.gov.au) under 'What's New' or by contacting the Office. Please quote the application DIR 067/2006 in any correspondence.

Submissions should be received by close of business on **7 November 2006**.

**Office of the Gene Technology Regulator, PO Box 100 WODEN, ACT 2606 (<http://www.ogtr.gov.au>)**  
**Telephone: 1800 181 030 Facsimile: 02 6271 4202 E-mail: [ogtr@health.gov.au](mailto:ogtr@health.gov.au)**

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## Prime Minister and Cabinet

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### AUSTRALIAN NATIONAL AUDIT OFFICE (ANAO) AUDITING STANDARDS

As required by section 24 of the *Auditor-General Act 1997* (the Act), I hereby set auditing standards (“Australian National Audit Office Auditing Standards”) that are to be complied with by persons performing any of the following functions:

1. an audit referred to in Division 1 (“Statements audit”) or Division 2 (“Performance audit”) of Part 4 of the Act;
2. an audit under Division 2 of Part 7 of the Act (Audit of the Australian National Audit Office);
3. an audit under section 56 of the *Financial Management and Accountability Act 1997* (audit of the Finance Minister’s annual financial statements).

The ANAO Auditing Standards comprise the mandatory provisions contained in Australian Auditing and Assurance Standards, to the extent they are not inconsistent with requirements of the Act, being:

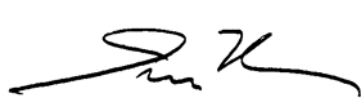
- standards made or formulated under section 227B of the *Australian Securities & Investments Commission Act 2001* by the Australian Auditing and Assurance Standards Board (AUASB Standards) that are current from time to time, and
- the following standards issued by the AuASB (the Auditing and Assurance Standards Board which issued Australian Auditing and Assurance Standards up to 30 June 2004, on behalf of CPA Australia and The Institute of Chartered Accountants in Australia):
  - a. AUS 804 *The Audit of Prospective Financial Information* (issued July 2002);

- b. AUS 806 *Performance Auditing* (issued July 2002);
- c. AUS 808 *Planning Performance Audits* (issued October 1995); and
- d. AUS 810 *Special Purpose Reports on the Effectiveness of Control Procedures* (issued July 2002).

AUASB Auditing Standard ASA 100 *Preamble to AUASB Standards* sets out the intentions of the AUASB on how the AUASB Standards are to be understood, interpreted and applied.

These ANAO Auditing Standards revoke the ANAO Auditing Standards notified in the *Commonwealth of Australia Gazette* GN45 of 16 November 2005. The individual standards apply in accordance with the operative dates given or indicated in each individual standard.

In applying the ANAO Auditing Standards, auditors should have regard to the auditing and assurance guidance contained in Australian Auditing and Assurance Standards issued by the AUASB.

A handwritten signature in black ink, appearing to read 'Ian McPhee', is positioned to the left of a vertical red line.

Ian McPhee  
Auditor-General

29 September 2006

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## Transport and Regional Services

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### COMMONWEALTH OF AUSTRALIA

### AUSTRALIAN MARITIME SAFETY AUTHORITY

### SHIPPING REGISTRATION REGULATIONS

I, GEORGE CLIVE DAVIDSON, Chief Executive Officer of the Australian Maritime Safety Authority, pursuant to sub-regulation 35(1) of the Shipping Registration Regulations, hereby approve Wallaroo in the State of South Australia as a home port for the purposes of shipping registration.

Dated this 27<sup>th</sup> day of September 2006



CLIVE DAVIDSON  
Chief Executive Officer

Instrument No: 099/2006  
Page 1 of 1



DEPARTMENT OF TRANSPORT AND REGIONAL SERVICES

**Maritime Transport and Offshore Facilities Security  
Regulations 2003**

**EXEMPTION FROM DISPLAYING AN MSIC WHILST IN  
THE THEVENARD ISLAND OFFSHORE FACILITY  
NETWORK**

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I, John Anthony Kilner, General Manager, Maritime Security Branch, Office of Transport Security, Department of Transport and Regional Services, under regulation 6.07M of the *Maritime Transport and Offshore Facilities Security Regulations 2005* (the Regulations), give all persons in the class of persons described below an exemption from displaying an MSIC in accordance with the requirements set out in Part 6 of the Regulations:

- All persons entering the Thevenard Island Offshore Facility Network, administered by Chevron Australia Proprietary Limited.

This exemption operates from the date of this notice and ceases on 1 January 2008.

The exemption is given subject to the following conditions:

- This is an exemption from the requirement to display only – the Regulations must still be adhered to with regards to the requirement to carry and hold MSICs.
- Relevant control arrangements in support of this exemption are to be included in the existing Thevenard Island Offshore Facility Network Maritime Security Plan on its next review.

Dated 26 September 2006

**John Kilner**  
Delegate of the Secretary of the  
Department of Transport and Regional Services

Regulation 25

**COMMONWEALTH OF AUSTRALIA  
NAVIGATION ACT 1912**

CT-4

No: 925

**PERMIT TO UNLICENSED SHIP - CONTINUING**

Name of Ship	Port of Registry	IMO Number
<b>STADACONA</b>	<b>NASSAU</b>	<b>8010934</b>

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**

**Gladstone, Melbourne, Adelaide, Brisbane, Thevenard, Port Kembla, Devonport**

Dated at **CANBERRA** this 25<sup>th</sup> day of **September/2006**

Official  
Stamp



*Signature*

**Delegate of the Minister for  
Transport  
and Regional Services**

**CONDITIONS SUBJECT TO WHICH THIS PERMIT IS ISSUED**

1. That the Operations Centre 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 8/09/2006 to 7/12/2006.
3. This permit is issued on condition that the ship named in the permit leaves Australia and travels to a port outside Australia at least once in any three (3) month period.
4. Dry Bulk Cargo only may be carried.
5. The cargo may only be carried from: Gladstone to Melbourne; Adelaide to Melbourne and Brisbane; and Thevenard to Port Kembla, Devonport to Melbourne
6. If there is a change in schedule the Operations Centre must be advised before the vessel sails.
7. This permit is issued on condition that the ship named in the permit complies with all the standards of safety and marine environment protection of international conventions and agreements to which Australia is a party.
8. This permit must be produced to Customs for clearance at each port of loading or discharge, prior to taking on board or discharging any cargo or passengers carried under permit.



Regulation 25

**COMMONWEALTH OF AUSTRALIA  
NAVIGATION ACT 1912**

CT-4

**No: 929**

**PERMIT TO UNLICENSED SHIP - CONTINUING**

Name of Ship	Port of Registry	IMO Number
<b>PACIFIC VOYAGER</b>	<b>HONG KONG</b>	<b>9003835</b>

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**

**Brisbane, Gladstone, Townsville, Darwin, Newcastle and Melbourne**

Dated at **CANBERRA** this

day of

**September/2006**

Official  
Stamp



**Delegate of the Minister for Transport  
and Regional Services**

**CONDITIONS SUBJECT TO WHICH THIS PERMIT IS ISSUED**

1. That the Operations Centre 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 22/10/2006 to 21/01/2007.
3. This permit is issued on condition that the ship named in the permit leaves Australia and travels to a port outside Australia at least once in any three (3) month period.
4. General Cargo only may be carried.
5. The cargo may only be carried from: Brisbane to Gladstone, Townsville and Darwin; Newcastle to Gladstone, Townsville and Darwin; Gladstone to Townsville and Darwin; Townsville to Darwin; Melbourne to Gladstone, Townsville and Darwin
6. If there is a change in schedule the Operations Centre must be advised before the vessel sails.
7. This permit is issued on condition that the ship named in the permit complies with all the standards of safety and marine environment protection of international conventions and agreements to which Australia is party.
8. This permit must be produced to Customs for clearance at each port of loading or discharge, prior to taking on board or discharging any cargo or passengers carried under permit.
9. This permit is subject to the condition that coastal cargo is carried by the permit holder only if:  
(a) there is no licensed ship available for that carriage; or  
(b) the service offered by an available licensed ship is, in the opinion of the Minister or the Minister's delegate, not adequate for the proposed carriage; and  
in the opinion of the Minister's delegate, it is in the public interest for the permit holder to carry the coastal
10. The permit holder must check the availability of relevant licensed vessels on routes serviced by licensed operators with those operators before accepting coastal cargo for those routes, and before each sailing must send to the Department documentary evidence that it has done so. At the date of issue there was one relevant licensed operator, Patrick Shipping: contact Dale Emmerton to ascertain availability and routes serviced by Patrick Shipping. Ph: 03 9248 7303, fax 03 9248 7392.

Reference Number: S28/2006011

**Australian Government****Department of Transport and Regional Services**

## ***Aviation Transport Security Act 2004***

### **NOTICE OF AMENDMENT OF DECLARATION OF SECURITY CONTROLLED AIRPORTS AND ESTABLISHMENT OF AIRSIDE AREAS**

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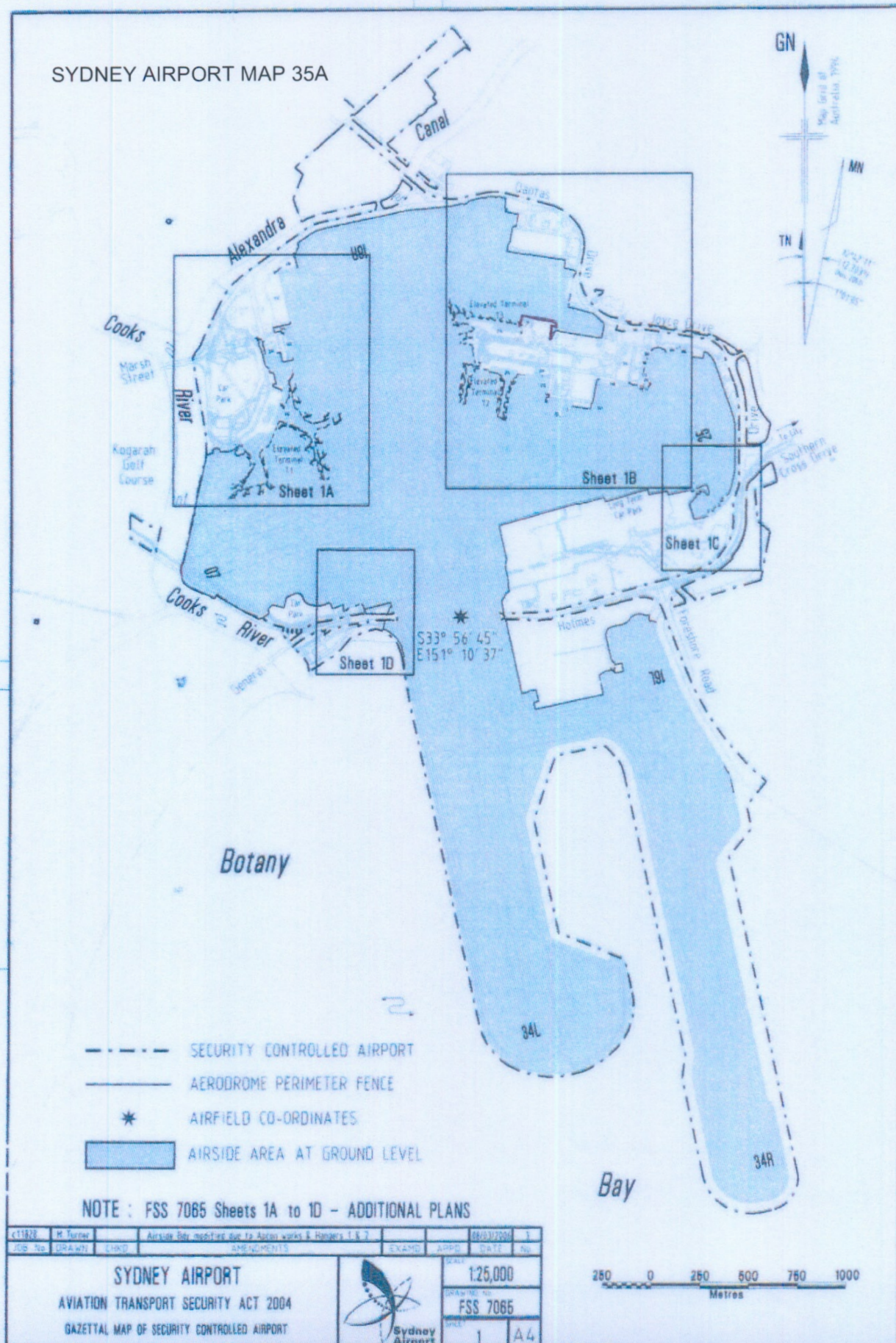
I, **DARREN STUART CROMBIE**, General Manager, Aviation Security Operations Branch, Office of Transport Security, Department of Transport and Regional Services, AMEND the Notice of Declaration of Security Controlled Airports and Establishment of Airside Areas published under section 28 of the *Aviation Transport Security Act 2004* (the Act) in the *Gazette* (No. GN 33, 23 August 2006), as follows:

1. Omit the map identified as number *Sydney Airport, Gazettal Map of Security Controlled Airport – Sheets 1, 1A, 1B, 1C and 1D* in respect of Sydney Airport; and
2. Insert the maps identified as Map 35A, Map 35A (1A), Map 35 (1B), Map 35 (1C), Map 35 (1D), which are attached to this Notice of Amendment, to ESTABLISH in accordance with section 29 of the Act an airside area for Sydney Airport, being that area indicated as the airside area on the maps.

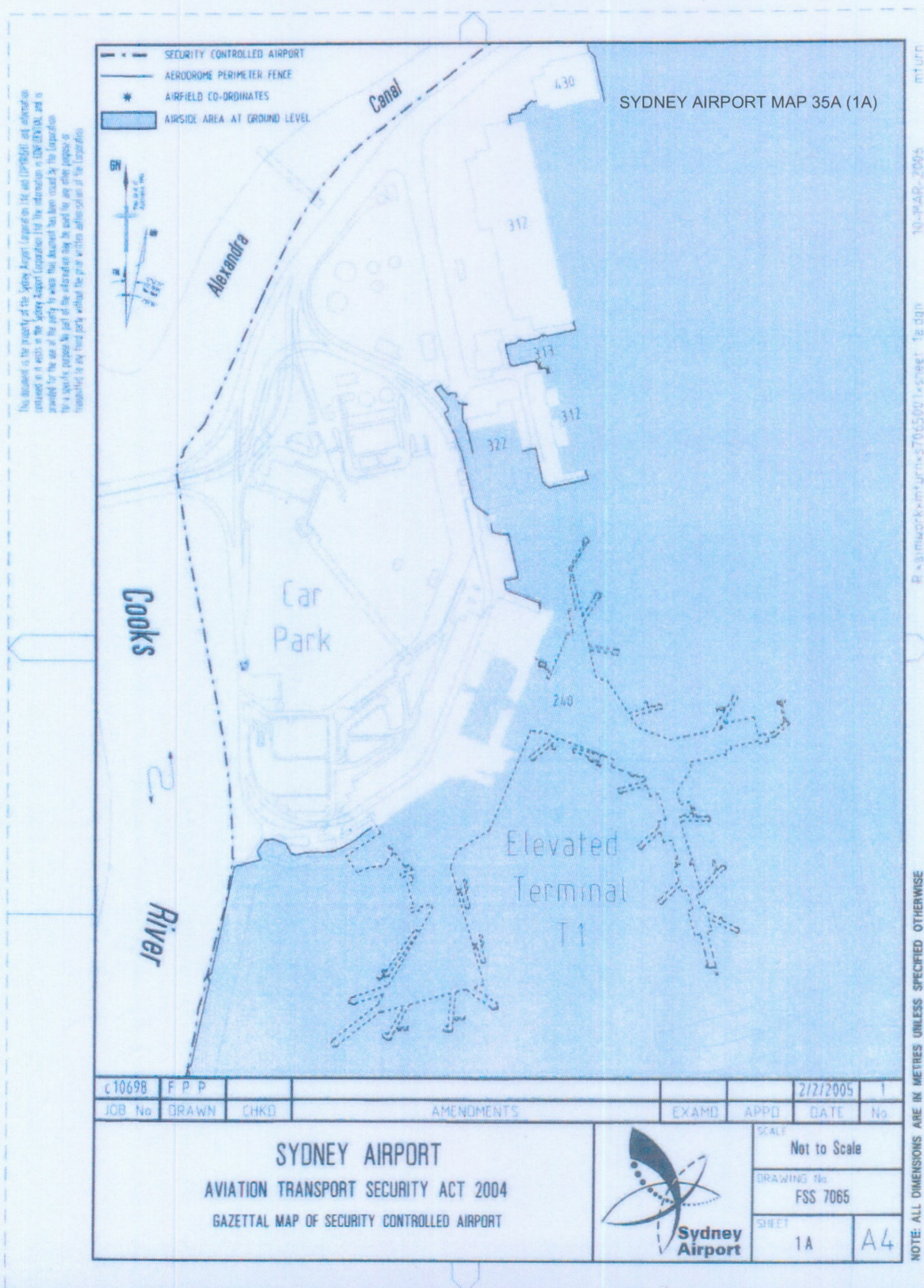
Date: *25* September 2006

A handwritten signature in black ink, appearing to read 'Darren Crombie'.

Darren Crombie  
Delegate of the Secretary of the  
Department of Transport and Regional Services

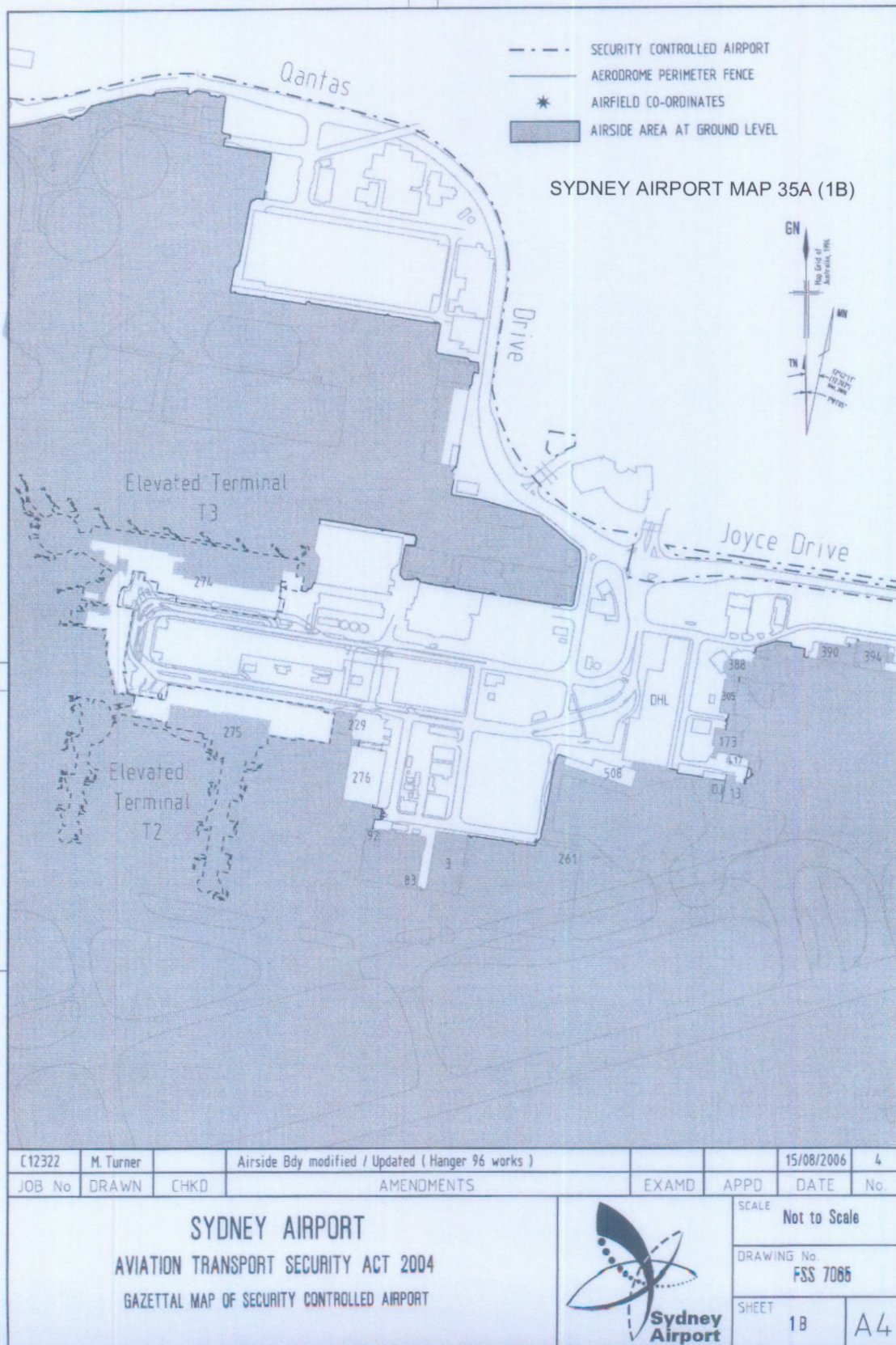








This document is the property of the Sydney Airport Corporation Ltd and (C)PVT/INT and information contained in it is the property of the Sydney Airport Corporation Ltd. The information is CONFIDENTIAL and is provided for the use of the party to whom this document has been issued by the Corporation for a specific purpose. No part of the information may be used for any other purpose or transmitted to any third party without the prior written authorisation of the Corporation.

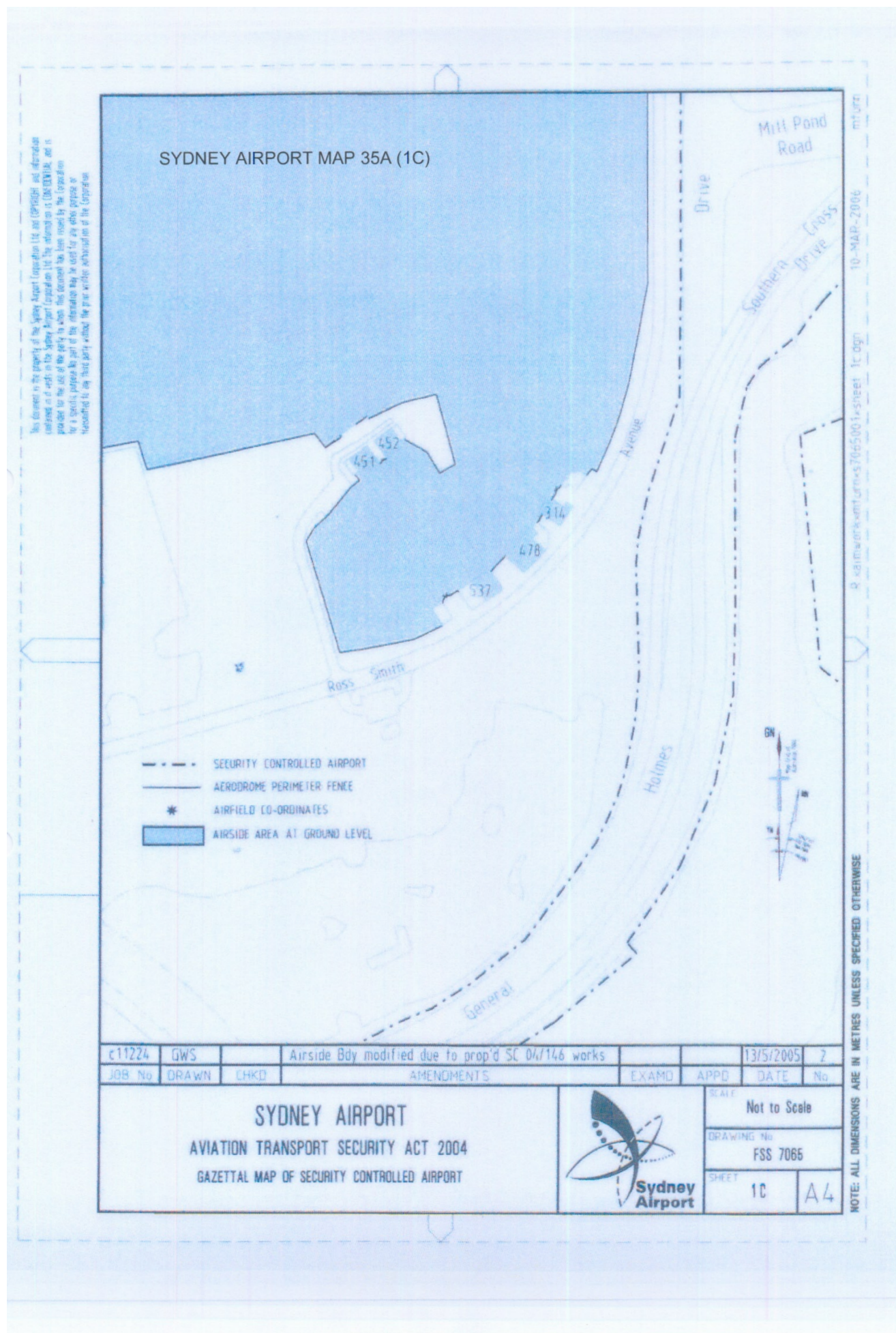


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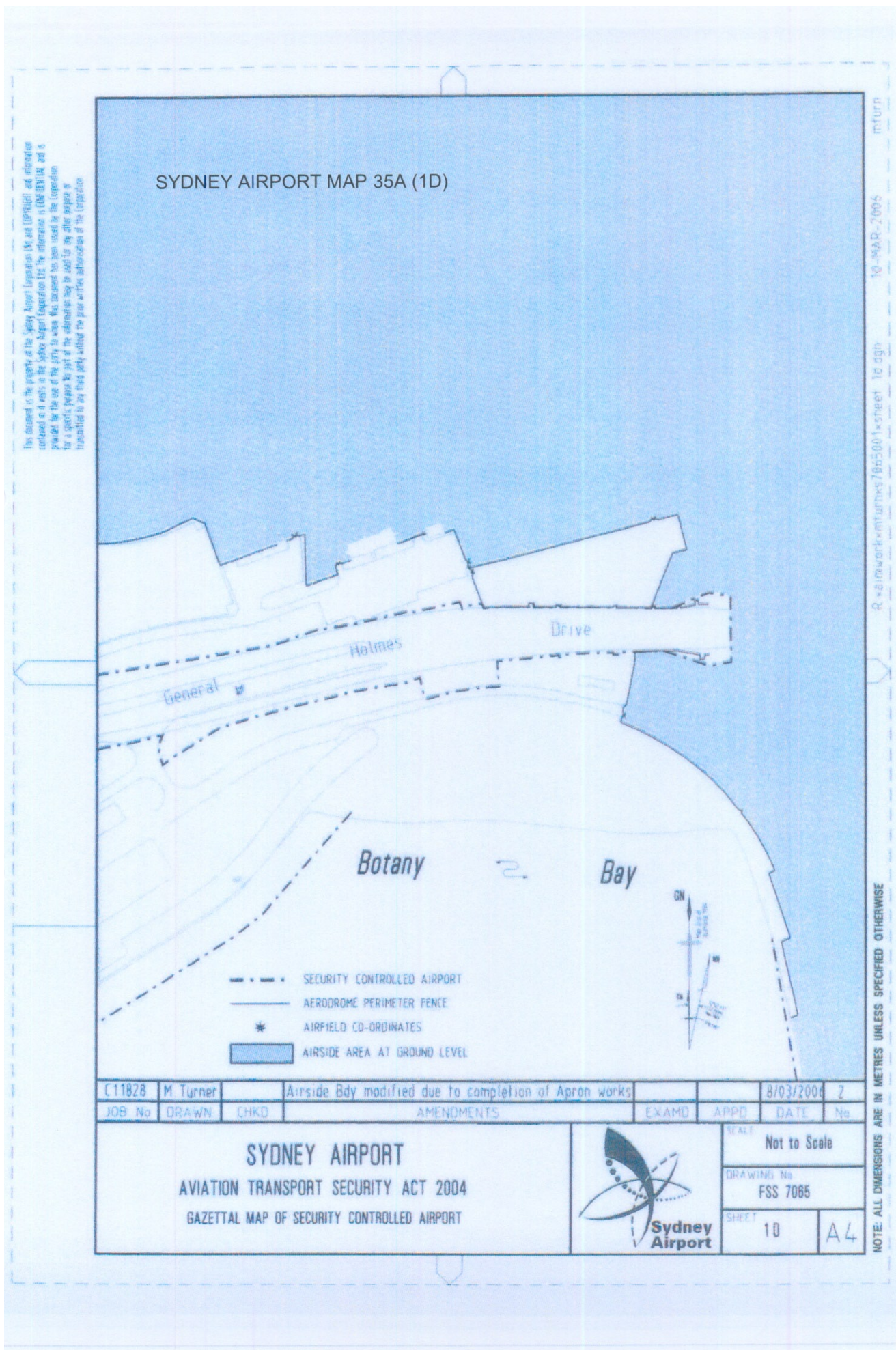
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R308/2006056



**Australian Government**

**Department of Transport and Regional Services**

## **Aviation Transport Security Regulations 2005**

### **EXEMPTION FROM DISPLAYING AN ASIC IN A SECURE AREA**

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I, **JANE MARY HANNA**, Section Head, Major Airlines Section, Aviation Security Operations Branch, Office of Transport Security, Department of Transport and Regional Services, under regulation 3.08 of the Aviation Transport Security Regulations 2005, GIVE persons associated with the Sporting Aircraft Association of Australia 'Wings Over Wagga' event an exemption from displaying an ASIC in the airside area at Wagga Wagga Airport. This exemption operates for the period from 0900 to 1800 hours daily from 26 to 30 October 2006.

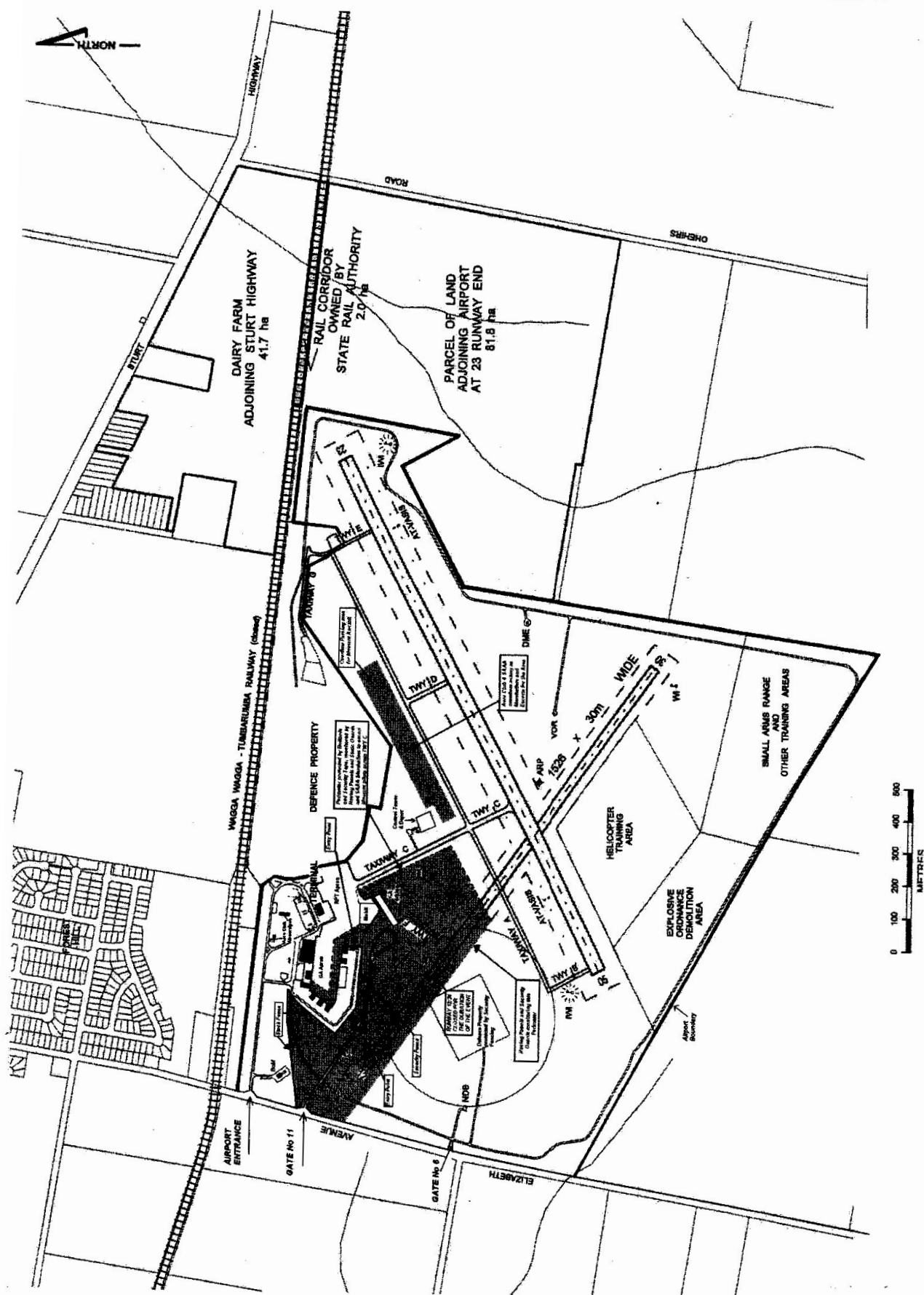
Date: 10 October 2006

A handwritten signature in black ink, appearing to read 'Jane Mary Hanna'.

Jane Mary Hanna  
Delegate of the Secretary,  
Department of Transport and Regional Services

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Regulation 25

**COMMONWEALTH OF AUSTRALIA  
NAVIGATION ACT 1912**

CT-4

No: 933

**PERMIT TO UNLICENSED SHIP - CONTINUING**

Name of Ship	Port of Registry	IMO Number
CSCJ JAKARTA	ST. JOHN'S(ATG)	9228526

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**

Sydney, Melbourne and Brisbane

Dated at CANBERRA this  4th day of October/2006Official  
Stamp
  
 Delegate of the Minister for Transport  
and Regional Services
**CONDITIONS SUBJECT TO WHICH THIS PERMIT IS ISSUED**

1. That the Operations Centre 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 4/10/2006 to 3/01/2007.
3. This permit is issued on condition that the ship named in the permit leaves Australia and travels to a port outside Australia at least once in any three (3) month period.
4. General Cargo only may be carried.
5. The cargo may only be carried from: Sydney to Brisbane and Melbourne to Brisbane
6. If there is a change in schedule the Operations Centre must be advised before the vessel sails.
7. This permit is issued on condition that the ship named in the permit complies with all the standards of safety and marine environment protection of international conventions and agreements to which Australia is party.
8. This permit must be produced to Customs for clearance at each port of loading or discharge, prior to taking on board or discharging any cargo or passengers carried under permit.
9. This permit is subject to the condition that coastal cargo is carried by the permit holder only if:
  - (a) there is no licensed ship available for that carriage; or
  - (b) the service offered by an available licensed ship is, in the opinion of the Minister or the Minister's delegate, not adequate for the proposed carriage; and
 in the opinion of the Minister's delegate, it is in the public interest for the permit holder to carry the coastal
10. The permit holder must check the availability of relevant licensed vessels on routes serviced by licensed operators with those operators before accepting coastal cargo for those routes, and before each sailing must send to the Department documentary evidence that it has done so. At the date of issue there was one relevant licensed operator, PAN Australia Shipping Pty Ltd: contact Paull Van Oost to ascertain availability and routes serviced by PAN (need not be contacted for ro-ro cargo). Ph: 03 9867 4313, fax 03 9867 3686, email: paull@panlogistics.com.au.

Regulation 25

**COMMONWEALTH OF AUSTRALIA  
NAVIGATION ACT 1912**

CT-4

**No: 934**

**PERMIT TO UNLICENSED SHIP - CONTINUING**

Name of Ship	Port of Registry	IMO Number
ANL ESCORT	MONROVIA	7819369

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.

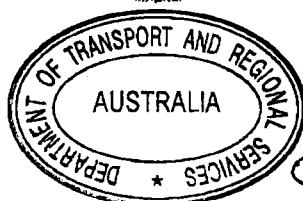
This permit remains in force until cancelled by me upon not less than six months' notice to the master, owner, or agent of the ship of the intended cancellation.

**NAMES OF PORTS FOR WHICH PERMIT ISSUED**

**Melbourne, Sydney and Brisbane**

Dated at **CANBERRA** this  day of **October/2006**

Official  
Stamp



  
**Delegate of the Minister for Transport  
and Regional Services**

**CONDITIONS SUBJECT TO WHICH THIS PERMIT IS ISSUED**

1. That the Operations Centre 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 12/10/2006 to 11/01/2007.
3. This permit is issued on condition that the ship named in the permit leaves Australia and travels to a port outside Australia at least once in any three (3) month period.
4. General Cargo only may be carried.
5. The cargo may only be carried from: Melbourne to Sydney and Brisbane, Sydney to Brisbane
6. If there is a change in schedule the Operations Centre must be advised before the vessel sails.
7. This permit is issued on condition that the ship named in the permit complies with all the standards of safety and marine environment protection of international conventions and agreements to which Australia is party.
8. This permit must be produced to Customs for clearance at each port of loading or discharge, prior to taking on board or discharging any cargo or passengers carried under permit.
9. This permit is subject to the condition that coastal cargo is carried by the permit holder only if:  
(a) there is no licensed ship available for that carriage; or  
(b) the service offered by an available licensed ship is, in the opinion of the Minister or the Minister's delegate, not adequate for the proposed carriage; and  
in the opinion of the Minister's delegate, it is in the public interest for the permit holder to carry the coastal
10. The permit holder must check the availability of relevant licensed vessels on routes serviced by licensed operators with those operators before accepting coastal cargo for those routes, and before each sailing must send to the Department documentary evidence that it has done so. At the date of issue there was one relevant licensed operator, PAN Australia Shipping Pty Ltd: contact Paull Van Oost to ascertain availability and routes serviced by PAN (need not be contacted for ro-ro cargo). Ph: 03 9867 4313, fax 03 9867 3686, email: [paull@panlogistics.com.au](mailto:paull@panlogistics.com.au).

Regulation 25

**COMMONWEALTH OF AUSTRALIA  
NAVIGATION ACT 1912**

CT-4

No: 935

**PERMIT TO UNLICENSED SHIP - CONTINUING**

Name of Ship	Port of Registry	IMO Number
<b>TIGRIS LEADER</b>	<b>SINGAPORE</b>	<b>8211019</b>

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**  
**Brisbane, Sydney, Melbourne, Adelaide and Fremantle**

Dated at **CANBERRA** this  day of **October/2006**

Official  
Stamp



  
 Delegate of the Minister for Transport  
 and Regional Services

**CONDITIONS SUBJECT TO WHICH THIS PERMIT IS ISSUED**

1. That the Operations Centre 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 5/10/2006 to 4/01/2007.
3. This permit is issued on condition that the ship named in the permit leaves Australia and travels to a port outside Australia at least once in any three (3) month period.
4. General Cargo only may be carried.
5. The cargo may only be carried from: Brisbane to Sydney, Melbourne, Adelaide and Fremantle, Sydney to Melbourne, Adelaide and Fremantle, Melbourne to Adelaide and Fremantle and Adelaide to Fremantle
6. If there is a change in schedule the Operations Centre must be advised before the vessel sails.
7. This permit is issued on condition that the ship named in the permit complies with all the standards of safety and marine environment protection of international conventions and agreements to which Australia is party.
8. This permit must be produced to Customs for clearance at each port of loading or discharge, prior to taking on board or discharging any cargo or passengers carried under permit.
9. This permit is subject to the condition that coastal cargo is carried by the permit holder only if:
  - (a) there is no licensed ship available for that carriage; or
  - (b) the service offered by an available licensed ship is, in the opinion of the Minister or the Minister's delegate, not adequate for the proposed carriage; and
 in the opinion of the Minister's delegate, it is in the public interest for the permit holder to carry the coastal
10. The permit holder must check the availability of relevant licensed vessels on routes serviced by licensed operators with those operators before accepting coastal cargo for those routes, and before each sailing must send to the Department documentary evidence that it has done so. At the date of issue there was one relevant licensed operator, PAN Australia Shipping Pty Ltd: contact Paull Van Oost to ascertain availability and routes serviced by PAN (need not be contacted for ro-ro cargo). Ph: 03 9867 4313, fax 03 9867 3686, email: paull@panlogistics.com.au.

Reference Number: S28/2006010



**Australian Government**

**Department of Transport and Regional Services**

## ***Aviation Transport Security Act 2004***

### **NOTICE OF AMENDMENT OF DECLARATION OF SECURITY CONTROLLED AIRPORTS AND ESTABLISHMENT OF AIRSIDE AREAS**

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I, **DARREN STUART CROMBIE**, General Manager, Aviation Security Operations Branch, Office of Transport Security, Department of Transport and Regional Services, AMEND the Notice of Amendment of Declaration of Security Controlled Airports and Establishment of Airside Areas published under section 28 of the *Aviation Transport Security Act 2004* (the Act) in the *Gazette* (No. GN 8, 2 March 2005), as follows:

1. Omit the map identified as number 41 in respect of Bankstown Airport; and
2. Insert the map identified as number 41A, which is attached to this Notice of Amendment, to ESTABLISH in accordance with section 29 of the Act an airside area for Bankstown Airport, being that area indicated as the airside area on the map.

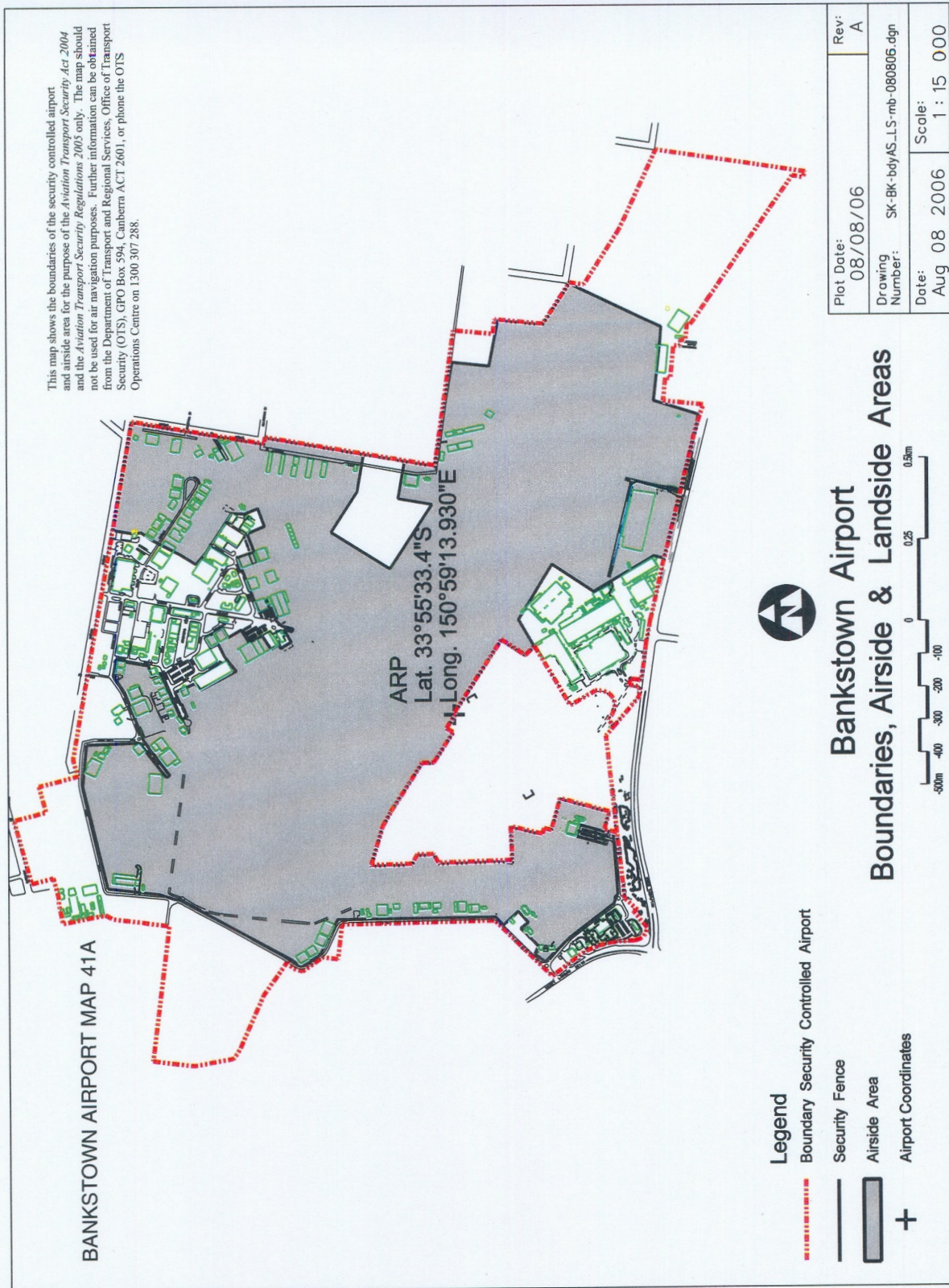
This Notice of Amendment commences upon Gazettal.

Date: **30** September 2006

A handwritten signature in black ink, appearing to read 'Darren Crombie'.

Darren Crombie  
Delegate of the Secretary of the  
Department of Transport and Regional Services





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## Treasury

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### COMMONWEALTH OF AUSTRALIA

#### Banking Act (1959)

#### Notice of Approval under subsection 63(1)

I, CHRISTOPHER JOHN PEARCE, Parliamentary Secretary to the Treasurer, having taken the national interest into account under subsection 63(1) of the *Banking Act 1959*, provide approval for Investec Australia Limited to enter into an arrangement for disposal of its business to Investec Bank (Australia) Limited.

Dated

26TH SEPTEMBER 2006

A handwritten signature in black ink, appearing to read 'Chris Pearce'.

**CHRIS PEARCE**

Parliamentary Secretary to the Treasurer



COMMONWEALTH OF AUSTRALIA

*Financial Sector (Shareholdings) Act 1998*

Notice of Approval under subsection 14(1)

I, CHRISTOPHER JOHN PEARCE, Parliamentary Secretary to the Treasurer, being satisfied that it is in the national interest, under subsection 14(1) of the *Financial Sector (Shareholdings) Act 1998*, approve Investec Bank (Australia) Limited and the associates listed in the attached schedule to hold a stake of 100 per cent in the transferring business of Investec Australia Limited.

This approval remains in force indefinitely.

Dated 26TH SEPTEMBER 2006

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

**CHRIS PEARCE**

Parliamentary Secretary to the Treasurer



## **SCHEDULE**

**Investec Plc**

**Investec Holding Company Limited**

**Investec SA**

**Investec Finance SARL**

**Investec Holdings (UK) Limited**

**Investec 1 Limited**

**Investec Holdings Australia Ltd**

**Wentworth Associates Pty Ltd**

**Investec Wentworth Pty Ltd**

**Investec Wentworth Private Equity Ltd**

**Investec Australia Direct Investments Pty Ltd**

**Investec Wentworth Property Ltd**

**IWPE Nominees Pty Ltd**

**Investec Private Advisers Pty Ltd**

**Dartgrove Pty Ltd and the Investec Gorehill Unit Trust**

C.P.

**COMMONWEALTH OF AUSTRALIA**  
***Foreign Acquisitions and Takeovers Act 1975***  
**ORDER UNDER SUBSECTION 22(1)**

WHEREAS -

- (A) Andrew Cairns Hosken Asbury is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act'); and
- (B) Andrew Cairns Hosken Asbury proposes to acquire an interest in Australian urban land known as Lot AA Basil Bay, Keswick Island, Qld, referred to in the notice furnished on 31 August 2006 under section 26A of the Act.

NOW THEREFORE, I, Michael Rosser, Manager of the Foreign Investment and Trade 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

3<sup>rd</sup> day of October 2006



Manager

**COMMONWEALTH OF AUSTRALIA**  
***Foreign Acquisitions and Takeovers Act 1975***  
**ORDER UNDER SUBSECTION 22(1)**

WHEREAS -

- (A) Wei Chen is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act'); and
- (B) Wei Chen proposes to acquire an interest in Australian urban land known as 165 Balwyn Road, Balwyn, Vic, and referred to in the notice furnished on 31 August 2006 under section 26A of the Act.

NOW THEREFORE, I, Michael Rosser, Manager of the Domestic Investment Unit, 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

3rd day of October 2006



Manager

**COMMONWEALTH OF AUSTRALIA**

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

**ORDER UNDER SUBSECTION 22(1)**

**WHEREAS -**

- (A) Vogue Overseas S.A. is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act'); and
- (B) Vogue Overseas S.A. proposes to acquire an interest in Australian mining leases known as 20/118 and 52/236 referred to in the notice furnished on 4 September 2006 under section 26A of the Act.

NOW THEREFORE, I, Gerry Antioch, General Manager of the Foreign Investment and Trade 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

4<sup>th</sup> day of October 2006

  
General Manager

**COMMONWEALTH OF AUSTRALIA**

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

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

WHEREAS –

- (A) MARIKO KONISHI is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* (“the Act”);
- (B) MARIKO KONISHI proposes to acquire an interest in Australian urban land as specified in the notice furnished on 31 August 2006 under section 26A of the Act;

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

- (i) MARIKO KONISHI 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

3rd day of October

2006



Manager

**COMMONWEALTH OF AUSTRALIA**  
***Foreign Acquisitions and Takeovers Act 1975***  
**ORDER UNDER SUBSECTION 22(1)**

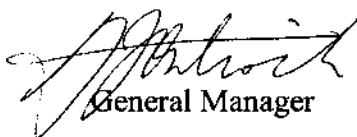
WHEREAS -

- (A) MERI ZVENYATSKY is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act'); and
- (B) MERI ZVENYATSKY proposes to acquire an interest in Australian urban land referred to in the notice furnished on 4 September 2006 under section 26A of the Act.

NOW THEREFORE, I, Gerry Antioch, General Manager of the Foreign Investment and Trade 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

4<sup>th</sup> day of October 2006

  
General Manager

**COMMONWEALTH OF AUSTRALIA**  
***Foreign Acquisitions and Takeovers Act 1975***  
**ORDER UNDER SUBSECTION 22(1)**

WHEREAS -

- (A) CABALINDO PTY LTD is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act'); and
- (B) CABALINDO PTY LTD proposes to acquire an interest in Australian urban land referred to in the notice furnished on 4 September 2006 under section 26A of the Act.

NOW THEREFORE, I, Gerry Antioch, General Manager of the Foreign Investment and Trade 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

4<sup>th</sup> day of October 2006

  
General Manager

**COMMISSIONER OF TAXATION**

The Commissioner of Taxation, Michael D'Ascenzo, gives notice of the following Rulings, copies of which can be obtained from Branches of the Australian Taxation Office or at <http://law.ato.gov.au>.

**NOTICE OF RULINGS**

<b>Ruling Number</b>	<b>Subject</b>	<b>Brief Description</b>
<b>PR 2006/145</b>	Income tax: 2007 Timbercorp Almond Project – Early Growers (to 15 June 2007)	This Ruling applies to Growers who are accepted to participate in the Project and who have executed an Almondlot Management Agreement and the Sub-lease Deeds on or before 15 June 2007 for the commercial growing and cultivation of almond trees for the purpose of harvesting and selling the almonds. This Ruling applies prospectively from 11 October 2006.
<b>PR 2006/146</b>	Income tax: 2007 Timbercorp Almond Project – Post 30 June Growers	This Ruling applies to Growers who are accepted to participate in the Project and who have executed an Almondlot Management Agreement and the Sub-lease Deeds on or after 1 July 2007 and on or before 15 June 2008 for the commercial growing and cultivation of almond trees for the purpose of harvesting and selling the almonds. This Ruling applies prospectively from 11 October 2006.
<b>PR 2006/147</b>	Income tax: Cool Climate Apricot Project – 2007 Growers (from 16 November 2006 to 31 May 2007)	This Ruling applies to Growers who are accepted to participate in the Project and who have executed a Management Agreement and a Tree Right on or after 16 November 2006 and on or before 31 May 2007 for the cultivation of apricot trees for the purpose of harvesting and selling the produce. This Ruling applies prospectively from 11 October 2006.
<b>CR 2006/99</b>	Income tax: return of capital – Talent2 International Ltd	This Ruling applies to all ordinary shareholders of Talent2 International Limited (Talent2), who are registered on the Talent2 Share Register on the Record Date and who participate in the arrangement described in this Ruling. This Ruling applies to the income year ending 30 June 2007.
<b>CR 2006/100</b>	Income tax: Transfield Services Limited – TranShare Employee Share Plan	This Ruling applies to Australian resident employees of the Transfield group of companies or the joint ventures listed in this Ruling, who participate in the Transshare Plan as described in this Ruling. This Ruling applies from the income year ended 30 June 2006.
<b>CR 2006/101</b>	Income tax: BHP Billiton Limited – Employee Long Term Incentive Plan	This Ruling applies to all persons who are employees of BHP Billiton Limited and who accept an invitation to participate in the Long Term Incentive Plan. This Ruling applies from 1 July 2004.
<b>CR 2006/102</b>	Income tax: capital gains: dermergers involving Sydney Roads Group stapled securities and Macquarie Infrastructure Group stapled securities	This Ruling applies to holders of units in Macquarie Infrastructure Trust (I) and Macquarie Infrastructure Trust (II), and shares in Macquarie Infrastructure Group International Ltd who participated in the scheme described in this Ruling and who owned these units and shares on capital account at the time of the dermergers. This Ruling applies to the income year ended 30 June 2007 or a substituted accounting period.



#### NOTICE OF WITHDRAWAL

Ruling Number	Subject	Brief Description
<b>PR 2006/145</b>	Income tax: 2007 Timbercorp Almond Project – Early Growers (to 15 June 2007)	This Product Ruling is withdrawn from 1 July 2009.
<b>PR 2006/146</b>	Income tax: 2007 Timbercorp Almond Project – Post 30 June Growers	This Product Ruling is withdrawn from 1 July 2010.
<b>PR 2006/147</b>	Income tax: Cool Climate Apricot Project – 2007 Growers (from 16 November 2006 to 31 May 2007)	This Product Ruling is withdrawn from 1 July 2009.
<b>CR 2006/99</b>	Income tax: return of capital – Talent2 International Ltd	This Class Ruling is withdrawn from 1 July 2007.
<b>CR 2006/102</b>	Income tax: capital gains: dermergers involving Sydney Roads Group stapled securities and Macquarie Infrastructure Group stapled securities	This Class Ruling is withdrawn from 1 July 2007.

#### NOTICE OF ADDENDUM

Ruling Number	Subject	Brief Description
<b>CR 2006/7</b>	Income tax: Approved Early Retirement Scheme – Queensland Government	This Addendum amends CR 2006/7 to reflect changes to the class of entities. This Addendum applies on and from 1 March 2006.



**Australian Government**  
**Australian Taxation Office**

*Superannuation Industry (Supervision) Act 1993*

**NOTICE OF DISQUALIFICATION**

To: Mr Nigel McRae  
C/- Carolan & Blake  
Po Box 300  
NOBBY BEACH QLD 4218

I, Ian Read, a delegate of the Commissioner of Taxation, give you notice under s 120A(6) of the *Superannuation Industry (Supervision) Act 1993* (SIS Act), that I have decided to disqualify you from being a trustee or a responsible officer of a body corporate that is a trustee, investment manager or custodian, of a superannuation entity.

I am satisfied that you are not a fit and proper person to be a trustee, investment manager, custodian or a responsible officer of a body corporate that is a trustee, investment manager or custodian of a superannuation entity for the purposes of the SIS Act.

The disqualification order takes effect on the day on which this notice is made.

Dated: 26 September 2006

Ian Read  
Assistant Deputy Commissioner of Taxation

**NOTE 1:**

In accordance with s 120A(7) of the SIS Act, particulars of this disqualification notice will be published in the Commonwealth Gazette.

**NOTE 2:**

In accordance with s 120A(5) of the SIS Act, we may revoke this disqualification order on our own initiative or on written application made by you.

**NOTE 3:**

In accordance with s 344 of the SIS Act, if you are a person who is affected by this decision and you are dissatisfied with it, you may request the Commissioner to reconsider this decision. Such a request must be made in writing within 21 days after the day on which you received notice of the decision and must also set out the reasons for making the request.



## Approval to hold a stake in a Financial Sector Company of more than 15%

### *Financial Sector (Shareholdings) Act 1998*

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#### SINCE:

- A. Castlewood Holdings Limited, a company incorporated in Bermuda, 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 100% stake in Cavell Insurance Company Limited ABN 69 003 217 730 (the company), a financial sector company under the Act; and
- B. 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, Denis Errol Wilkinson, a delegate of the Treasurer, under section 14 of the Act, APPROVE the applicants holding a stake in the company in accordance with the Schedule.

This approval has effect from the date it is signed and remains in force indefinitely.

Dated 29 September 2006

[Signed]  
Dennis Wilkinson  
General Manager  
Diversified Institutions Division

## **Interpretation**

In this Notice

*associates* means those persons (other than Castlewood Holdings Limited) listed in the Schedule.

**SCHEDULE**

<b>Person</b>	<b>Stake approved</b>
Castlewood Holdings Limited	100%
Kenmare Holdings Limited	100%
Virginia Holdings Limited	100%
Dominic Silvester, CEO of Castlewood Holdings Limited	18.517%
Trident II LP	17.67%



## Revocation of Authority to carry on banking business

### *Banking Act 1959*

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SINCE

- A. on 20 September 2006 Investec Australia Limited ACN 008 458 366 (the ADI) applied in writing to APRA under subsection 9A(1) of the *Banking Act 1959* (the Act), to revoke its authority to carry on banking business in Australia (the Authority); and
- B. I am satisfied that revocation of the Authority:
  - (i) would not be contrary to the national interest; and
  - (ii) would not be contrary to the interests of the depositors of the ADI;

I, Brandon Kong Leong Khoo, a delegate of APRA, under subsection 9A(1) of the Act, REVOKE the Authority with effect from 29 September 2006.

Dated 29 September 2006

[Signed]  
Brandon Kong Leong Khoo  
Executive General Manager  
Specialised Institutions Division

### Interpretation

In this Notice

**APRA** means the Australian Prudential Regulation Authority.

**ADI** is short for authorised deposit-taking institution and has the meaning given in subsection 5(1) of the Act.

**banking business** has the meaning given in subsection 5(1) of the Act.

*Note 1* Under subsection 9A(6) of the Act, APRA must publish a copy of this Notice in the *Gazette* and may cause notice of the revocation to be published in any other way it considers appropriate.

*Note 2* Under subsection 8(1) of the Act, a body corporate is guilty of an offence if the body corporate carries on banking business in Australia and the body corporate is not the Reserve Bank and the body corporate is not an ADI and there is no order in force under section 11 of the Act determining that subsection 8(1) does not apply to the body corporate. A maximum penalty of 200 penalty units applies or by virtue of subsection 4B(3) of the *Crimes Act 1914* in the case of a body corporate, a maximum penalty not exceeding 1,000 penalty units. By virtue of subsection 8(2) of the Act, an offence against subsection 8(1) is an indictable offence. Under subsection 8(3) of the Act, if a body corporate commits an offence against subsection 8(1), the body corporate is guilty of an offence against that subsection in respect of the first day on which the offence is committed and each subsequent day (if any) on which the circumstances that gave rise to the body corporate committing the offence continue (including the day of conviction for any such offence or any later day).





## **Superannuation Industry (Supervision) exemption No. A80 of 2006**

### *Superannuation Industry (Supervision) Act 1993*

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I, S.G. Venkatramani, a delegate of APRA, under section 328 of the *Superannuation Industry (Supervision) Act 1993* (the Act), EXEMPT Motor Trades Association of Australia Superannuation Fund Pty Limited ABN 14 008 650 628 (the RSE Licensee), RSE licence L0001069, from compliance with regulations 4.16 and 4.17 of the Regulations in relation to the superannuation entity MTAA Superannuation Fund R1004373.

Under subsection 330(2) of the Act this exemption is subject to the conditions specified in the Schedule attached to this instrument.

This exemption comes into force on 1 September 2006.

Dated 12 September 2006

[Signed]  
S.G. Venkatramani  
General Manager  
Specialised Institutions Division

## Interpretation

In this instrument

**APRA** means the Australian Prudential Regulation Authority.

**Regulations** means the *Superannuation Industry (Supervision) Regulations 1994*.

*Note 1* Under section 336 of the Act, a copy of this exemption must be published in the *Gazette*.

*Note 2* Under subsection 333(1) of the Act, a person must not, without reasonable excuse, contravene a condition of this exemption. The penalty is 5 penalty units. This is an offence of strict liability.

*Note 3* Under subsection 331(2) of the Act, if a person has contravened a condition of this exemption, the Court may, on the application of APRA, order the person to comply with the condition.

*Note 4* Under paragraph (z) of the definition of **reviewable decision** in subsection 10(1) of the Act, the decision to make this exemption is a reviewable decision. If you are dissatisfied with this decision, you may request APRA to reconsider it in accordance with subsection 344(1) of the Act. The request for reconsideration must be made in writing, must set out the reasons for making the request, and must be given to APRA within 21 days after the day on which you first received notice of this decision, or within such further period as APRA allows. If you are dissatisfied with the outcome of APRA's reconsideration of the decision, you may, subject to the Administrative Appeals Tribunal Act 1975, apply to the Administrative Appeals Tribunal for review of the reconsidered decision.

*Note 5* The address where written notice specified in this Notice may be given to APRA is Level 26, 400 George Street, Sydney, NSW 2000.

## **Schedule of conditions**

1. The RSE Licensee is exempt from compliance with regulations 4.16 and 4.17 of the Regulations, in relation to its material outsourcing agreement with Motor Trades Association of Australia Ltd ABN 66 008 643 561 until 31 December 2006.



## Notice of imposition of conditions on Authority to carry on banking business

### *Banking Act 1959*

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SINCE

- A. Moneyswitch Limited ABN 49103575042 (the ADI) holds an authority to carry on banking business in Australia (the Authority) under section 9 of the *Banking Act 1959* (the Act); and
  - B. the Authority is subject to conditions imposed under subsection 9(4) of the Act;
- I, Brandon Kong Leong Khoo, a delegate of APRA, under paragraph 9(4)(a) of the Act, IMPOSE on the Authority the additional conditions specified in the attached Schedule.

Dated 29 September 2006

[Signed]  
Brandon Kong Leong Khoo  
Executive General Manager  
Specialised Institutions Division

### **Interpretation**

In this Notice

**APRA** means the Australian Prudential Regulation Authority.

**ADI** is short for authorised deposit-taking institution and has the meaning given in subsection 5(1) of the Act.

**banking business** has the meaning given in subsection 5(1) of the Act.

*Note 1* Under subsection 9(4) of the Act, APRA may at any time, by notice in writing served on an ADI, impose conditions or additional conditions or vary or revoke conditions imposed on its Authority to carry on banking business. The conditions must relate to prudential matters.

*Note 2* Under subsection 9(6) of the Act, an ADI is guilty of an offence if it does or fails to do an act and doing or failing to do that act results in a contravention of a condition of the ADI's Authority,

and there is no order in force under section 11 of the Act determining that subsection 9(6) does not apply to the ADI. The maximum penalty is 200 penalty units or, by virtue of subsection 4B(3) of the *Crimes Act 1914*, in the case of a body corporate, a penalty not exceeding 1,000 penalty units. By virtue of subsection 9(6A) of the Act, an offence against subsection 9(6) is an indictable offence. Under subsection 9(6B) of the Act, if an ADI commits an offence against subsection 9(6), the ADI is guilty of an offence against that subsection in respect of the first day on which the offence is committed and each subsequent day (if any) on which the circumstances that gave rise to the ADI committing the offence continue (including the day of conviction for any such offence or any later day).

*Note 3* The circumstances in which APRA may revoke an ADI's Authority are set out in section 9A of the Act.

*Note 4* Under subsection 9(7) of the Act, APRA must publish a copy of this Notice in the *Gazette* and may cause notice of the action taken, to impose on the Authority conditions or additional conditions, to be published in any other way it considers appropriate.

## **Schedule - the additional conditions imposed on the Authority**

1. The ADI must comply with Prudential Standard APS 510 (made under section 11AF of the Banking Act) but may do so, as if:
  - (i) paragraph 16 permits the Board to have a majority of non-executive directors at all times where otherwise the majority of directors would be required to be independent; and
  - (ii) paragraph 17 permits the Chairperson of the Board to be a non-executive director where the Chairperson would otherwise be required to be independent.
2. Condition 1 ceases to have effect on 1 October 2009.



## Notice varying conditions on Authorisation to carry on insurance business

*Insurance Act 1973*

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TO: Municipal Mutual Insurance Limited ABN 37 007 509 873 (the general insurer)

SINCE

- A. APRA issued to the general insurer an Authorisation to carry on insurance business in Australia under subsection 12(1) of the *Insurance Act 1973* (the Act), on 25 June 2002 (the Authorisation); and
- B. the Authorisation is subject to conditions;

I, Wayne Stephen Byres, a delegate of APRA, under paragraph 13(1)(b) of the Act, VARY those conditions imposed on the Authorisation in the manner set out in the Schedule attached to this Notice.

This Variation takes effect on 1 October 2006.

Dated 29 September 2006

[Signed]  
Wayne Stephen Byres  
Executive General Manager  
Diversified Institutions Division

## Interpretation

In this Notice

**APRA** means the Australian Prudential Regulation Authority.

**insurance business** has the meaning given in section 3 of the Act.

**prudential standard** has the meaning given in section 3 of the Act.

*Note 1* Under subsection 13(1) of the Act, APRA may, at any time, by written notice to the general insurer impose conditions or additional conditions or vary or revoke conditions imposed on the insurer's authorisation under section 12 of the Act. The conditions must relate to prudential matters.

*Note 2* Under subsection 13(2) of the Act, a condition may be expressed to have effect despite anything in the prudential standards.

*Note 3* Under subsection 13(4) of the Act, if APRA varies conditions on a general insurer's authorisation, APRA must give written notice to the insurer and ensure that notice that the action has been taken is published in the *Gazette*.

*Note 4* Under subsection 14(1) of the Act, a general insurer commits an offence if:

- (a) the insurer does an act or fails to do an act; and
- (b) doing the act or failing to do the act results in a contravention of a condition of the insurer's authorisation under section 12 of the Act; and
- (c) there is no determination in force under subsection 7(1) of the Act, that subsection 14(1) of the Act does not apply to the insurer.

The maximum penalty is 300 penalty units. Under subsection 14(1A) of the Act, where an individual commits an offence against subsection 14(1) of the Act, because of Part 2.4 of the *Criminal Code* or commits an offence under Part 2.4 of the *Criminal Code* in relation to an offence against subsection 14(1) of the Act, the individual is punishable, on conviction, by a fine not exceeding 60 penalty units. Under subsection 14(2) of the Act, an offence against section 14 of the Act, is an offence of strict liability.



## **Schedule - the conditions which are being varied**

### **The existing condition(s) which are to be varied:**

1. The Company may only conduct insurance business in Australia for the sole purpose of discharging liabilities that arose under policies entered into prior to 30 September 1992.

2. Assets in Australia of the Company are not to be:

- removed from Australia; or
- used to discharge liabilities outside Australia; or
- charged for the benefit of any person outside Australia

EXCEPT

- to discharge the Company's liabilities under insurance contracts in respect of which premiums are remitted to Australia; or
- where APRA's approval in writing is obtained beforehand.

3. The Company must invest its funds in deposits with a locally incorporated ADI; any investments in other assets must be approved by APRA.

4. The value of the assets in Australia of the Company shall at all times exceed the amount of its liabilities in Australia by not less than:

- (i) \$2,000,000; or
- (ii) 15% of its outstanding claims provision in respect of liabilities in Australia as at the end of the last preceding financial year;

whichever is the greatest.

5. The Company is required to maintain a current run-off plan and to submit it to APRA within 14 days of it being approved by the senior officer outside Australia. The run-off plan must be revised, re-approved by the senior officer outside Australia and re-submitted to APRA should there be material change to the operations of the Company. The run-off plan should incorporate details of how the Company is managing the run-off of insurance liabilities, including reinsurance, investment policy and administration.

6. The Company must provide APRA with a declaration from the senior officer outside Australia, at the same time it lodges its yearly accounts, that, for the last financial year:

(a) The Company has systems in place to ensure compliance with the Insurance Act 1973, Insurance Regulations 2002, Prudential Standards, authorisation conditions and directions;

(b) the management have planned for running off the insurance liabilities of the Company, identified the key risks facing the Company and have a strategy for selecting and monitoring reinsurance programs and that these matters are incorporated in the Company's run-off plan;

(c) the Company has substantially complied with its run-off plan and that the plan is operating effectively in practice, having regard to the risks they are designed to control; and

(d) the copy of the Company's run-off plan provided to APRA is accurate and current.

7. It is intended that the requirements in conditions 4, 5 and 6 shall apply to the Company to the exclusion of the following requirements in the prudential standards and guidance notes made under s 32 of the Act:

(a) GPS 110, including the Guidance Notes that form part of that standard;

(b) GPS 210, including Guidance Note GGN 210.1;

(c) paragraphs 40 to 44 (inclusive), 56 and 57 of GPS 220;

(d) paragraphs 4 to 9 (inclusive) and 21 of GGN 220.2;

(e) GPS 230, including GGN 230.1

but without prejudice to the Company's obligation to otherwise comply with the prudential standards and guidance notes.

Note: Subsection 13(2) of the Act provides that a condition on an insurer's authorisation may be expressed to have effect despite anything in the prudential standards.

**The condition(s) as varied are:**

1. The Company may only conduct insurance business in Australia for the sole purpose of discharging liabilities that arose under policies entered into prior to 30 September 1992.

2. Assets in Australia of the Company are not to be:

- (a) removed from Australia; or
- (b) used to discharge liabilities outside Australia; or
- (c) charged for the benefit of any person outside Australia

EXCEPT

- i. to discharge the Company's liabilities under insurance contracts in respect of which premiums are remitted to Australia; or

- ii. to make premium payments due outside Australia under reinsurance arrangements; or
- iii. where APRA's approval in writing is obtained beforehand; or
- iv. where required by law.

Note: the Company will continue to be required to comply with section 28 of the Act and Prudential Standard GPS 120.

3. The Company must invest its funds in deposits with a locally incorporated ADI; any investments in other assets must be approved by APRA.

4. The value of the assets in Australia of the Company shall at all times exceed the amount of its liabilities in Australia by not less than:

- i. \$2,000,000; or
- ii. 15% of its outstanding claims provision in respect of liabilities in Australia as at the end of the last preceding financial year;

whichever is the greatest.

5. The Company is required to maintain a current run-off plan and to submit it to APRA within 14 days of it being approved by the senior officer outside Australia. The run-off plan must be revised, re-approved by the senior officer outside Australia and re-submitted to APRA should there be material change to the operations of the Company. The run-off plan should incorporate details of how the Company is managing the run-off of insurance liabilities, including reinsurance, investment policy and administration.

6. The Company must provide APRA with a declaration from the senior officer outside Australia, at the same time it lodges its yearly accounts, that, for the last financial year:

- (a) the Company has systems in place to ensure compliance with the *Insurance Act 1973*, *Insurance Regulations 2002*, Prudential Standards, authorisation conditions and directions;
- (b) the management have planned for running off the insurance liabilities of the Company, identified the key risks facing the Company and have a strategy for selecting and monitoring reinsurance programs and that these matters are incorporated in the Company's run-off plan;
- (c) the Company has substantially complied with its run-off plan and that the plan is operating effectively in practice, having regard to the risks they are designed to control; and
- (d) the copy of the Company's run-off plan provided to APRA is accurate and current.

7. It is intended that the requirements in conditions 4, 5 and 6 shall apply to the Company to the exclusion of the following requirements in the prudential standards and guidance notes made under s 32 of the Act:

- (a) GPS 110, including the Guidance Notes that form part of that standard;

(b) paragraph 13 (except first sentence) & paragraph 49 of GPS 310;

(c) paragraphs 9(a), 11(b) and 14 to 30 (inclusive) of GPS 220; and

(d) GPS 230.

but without prejudice to the Company's obligation to otherwise comply with the prudential standards and guidance notes.

Note: Subsection 13(2) of the Act provides that a condition on an insurer's authorisation may be expressed to have effect despite anything in the prudential standards.



## Notice of change in conditions on Authorisation to carry on insurance business

### *Insurance Act 1973*

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TO: Westpac Lenders Mortgage Insurance Limited ABN 60 074 042 934 (the general insurer)

Level 20, 275 Kent Street, Sydney NSW 2000.

SINCE

- A. APRA issued to the general insurer an Authorisation to carry on insurance business in Australia under subsection 12(1) of the *Insurance Act 1973* (the Act), on 26 June 2002 (the Authorisation); and
- B. the Authorisation is subject to conditions;

I, Wayne Stephen Byres, a delegate of APRA,

- (i) under paragraph 13(1)(a) of the Act, IMPOSE on the Authorisation those conditions which are set out in the Schedule attached to this Notice; and
- (ii) under paragraph 13(1)(b) of the Act, REVOKE those conditions on the Authorisation which are set out in the Schedule attached to this Notice;

This Notice takes effect on 1 October 2006.

Dated 29 September 2006

[Signed]

Wayne Stephen Byres  
Executive General Manager  
Diversified Institutions Division

## Interpretation

In this Notice

**APRA** means the Australian Prudential Regulation Authority.

**insurance business** has the meaning given in section 3 of the Act.

**prudential standard** has the meaning given in section 3 of the Act.

*Note 1* Under subsection 13(1) of the Act, APRA may, at any time, by written notice to the general insurer impose conditions or additional conditions or vary or revoke conditions imposed on the insurer's authorisation under section 12 of the Act. The conditions must relate to prudential matters.

*Note 2* Under subsection 13(2) of the Act, a condition may be expressed to have effect despite anything in the prudential standards.

*Note 3* Under subsection 13(4) of the Act, if APRA imposes, varies or revokes the conditions on a general insurer's authorisation, APRA must give written notice to the insurer and ensure that notice that the action has been taken is published in the *Gazette*.

*Note 4* Under subsection 14(1) of the Act, a general insurer commits an offence if:

- (a) the insurer does an act or fails to do an act; and
- (b) doing the act or failing to do the act results in a contravention of a condition of the insurer's authorisation under section 12 of the Act; and
- (c) there is no determination in force under subsection 7(1) of the Act, that subsection 14(1) of the Act does not apply to the insurer.

The maximum penalty is 300 penalty units. Under subsection 14(1A) of the Act, where an individual commits an offence against subsection 14(1) of the Act, because of Part 2.4 of the *Criminal Code* or commits an offence under Part 2.4 of the *Criminal Code* in relation to an offence against subsection 14(1) of the Act, the individual is punishable, on conviction, by a fine not exceeding 60 penalty units. Under subsection 14(2) of the Act, an offence against section 14 of the Act, is an offence of strict liability.

## **Schedule - the conditions being imposed**

2. The general insurer must not provide insurance to third parties, whether directly or through assignment of the benefit of the policy, but may discharge liabilities that arose under inwards treaty mortgage reinsurance contracts entered into with GE Mortgage Insurance Pty Ltd prior to 1 January 2004. For these purposes, "third party" means: (a) an entity that is not a related body corporate of the general insurer within the meaning of section 50 of the *Corporations Act 2001*; (b) an entity that is a related body corporate of the general insurer, but is trustee or special purpose vehicle in relation to a securitisation; or (c) an entity that is a related body corporate of the general insurer, but holds insurance on trust for a person who is not.
3. The general insurer must not materially reduce its reinsurance coverage (that is, coverage obtained by the general insurer under outwards reinsurance contracts) from the level in place on 1 October 2006 without APRA's prior written approval.

## **Schedule - the conditions which are being revoked**

2. The body corporate, as a captive insurer for the Westpac Group (WBC) must limit its business to: (a) residential mortgage insurance in relation to Westpac mortgages, which may be held by Westpac or securitised; and (b) accepting inwards treaty mortgage reinsurance from GE Mortgage Insurance Pty Ltd, which relates only to underwriting Westpac mortgage lending.



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## Public Notices

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### STATE LIBRARY OF VICTORIA

#### Seeking copyright holders – intention to publish

Under the provisions of Section 51 of the Copyright Act 1968 and the Act's associated Regulations, the State Library of Victoria gives notice of its intention to publish in a digital form on its web site, the following document held in the Australian Manuscripts Collection:

Ms 13518. Samuel Lazarus, *Diary*, September 1853 – January 1855. Purchased at Australian Book Auctions, Melbourne on 5<sup>th</sup> September 2006.

Any person who claims copyright in any of this material should immediately give notice to:

Manuscripts Librarian,  
State Library of Victoria,  
328 Swanston Street,  
Melbourne,  
VICTORIA, 3000.



Commonwealth  
of Australia

# Gazette

No. S181, Friday, 29 September 2006

Published by the Commonwealth of Australia

**SPECIAL**



Government House  
Canberra ACT 2600

16 September 2006

It is notified for general information that the Governor-General has approved amendments to the award of the *Australian Service Medal* with Clasp 'EAST TIMOR' and the establishment of the *Australian Service Medal* with Clasp 'TIMOR-LESTE', as detailed in the following Declaration and Determination:



## COMMONWEALTH OF AUSTRALIA

### DECLARATION AND DETERMINATION UNDER THE AUSTRALIAN SERVICE MEDAL REGULATIONS

I, **PHILIP MICHAEL JEFFERY**, Governor-General of the Commonwealth of Australia, pursuant to the Australian Service Medal Regulations contained in the Schedule to Letters Patent dated 13 September 1988, ("the Regulations") on the recommendation of the Minister for Defence, **hereby**:

- (a) **revoke** the Declaration and Determination made on 15 December 2004 under regulation 3 and subregulation 4(2) respectively of the Regulations;
- (b) **declare**, under regulation 3 of the Regulations, non-warlike operations in which members of the Australian Defence Force who render service in the area comprising East Timor and the sea adjacent to East Timor out to a distance of 12 nautical miles from the low water mark with the forces known as:
  - (i) humanitarian activities that commenced on 30 August 1975 and ended on 30 October 1975;
  - (ii) Operation 'Faber' – the Australian Defence Force contribution to the United Nations Mission in support of East Timor that commenced on 19 June 1999 and ended on 15 September 1999;
  - (iii) Defence Cooperation Program activities that commenced on 1 January 2001 and ended on 11 May 2006;
  - (iv) Operation 'Citadel' – the Australian Defence Force contribution to the United Nations Mission of support in East Timor that commenced on 18 August 2003 and ended on 11 May 2006;
  - (v) Operation 'Spire' – the Australian Defence Force contribution to the United Nations Mission of support in East Timor that commenced on 20 May 2004 and ended on 11 May 2006; and

- (vi) Operation 'Chiron' – the Australian Defence Force contribution to the United Nations Special Political Mission to East Timor (the United Nations Office in East Timor) that commenced on 20 May 2005 and ended on 11 May 2006;

to be a *prescribed operation* for the purposes of the Regulations;

- (c) **determine**, under subregulation 4(2) of the Regulations, that the conditions for award of the Australian Service Medal with Clasp 'EAST TIMOR' ("the Medal") for that *prescribed operation* are:
  - (i) the Medal may be awarded to a member of the Australian Defence Force who rendered assigned service as such a member of the Australian element for duty to the *prescribed operation* for a *prescribed period*;
  - (ii) the Medal may be awarded to a member of the Australian Defence Force who rendered assigned service as such a member for a *prescribed period*, as part of the contribution of a foreign Defence Force on an approved third country deployment to the *prescribed operation* while on secondment or exchange with the foreign Defence Force;
  - (iii) the Medal may be awarded to a member of the Australian Defence Force who rendered assigned service as such a member of the Australian element for duty to the *prescribed operation* and who completed a *prescribed number of sorties* within the duration of the *prescribed operation*;
  - (iv) for the period that commenced on 19 June 1999 and ended on 17 August 2003, the Medal may be awarded to a member of the Australian Defence Force who rendered service as such a member for official visits, inspections or other occurrences of a temporary nature with the military contribution in the *prescribed operation*;
  - (v) the Medal may be awarded to a person who rendered assigned service as part of the Australian element of the *prescribed operation*, and who, in accordance with a determination made by the Minister under paragraph 4(4)(b) of the Regulations, is in a class of persons who may be awarded the Medal;
  - (vi) in this paragraph "*prescribed period*" for the *prescribed operation* at subparagraphs b(i), b(ii), b(iii), b(iv), b(v), and b(vi) means, in relation to subparagraphs c(i), c(ii), c(iv), and c(v) a period of not less than an aggregate of 30 days;

- (vii) in this paragraph "*prescribed number of sorties*" within the duration of the *prescribed operation* at subparagraphs b(i), b(ii), b(iii), b(iv), b(v), and b(vi) means, in relation to subparagraphs c(iii) and c(v) 30 sorties from a unit force assigned to the *prescribed operation*, provided that those sorties were conducted over a period of not less than an aggregate of 30 days at a rate of one sortie per day;

PROVIDED THAT where a member does not complete the *prescribed period* for the award of the Medal required by subparagraphs (c)(i), (c)(ii), (c)(iii) or c(iv) owing to his or her death or evacuation due to illness, injury or other disability due to service, the member will be deemed to have completed that *prescribed period*.

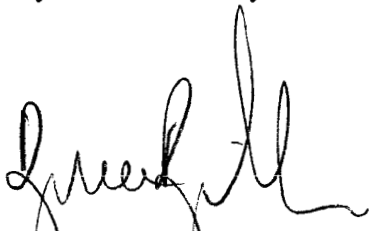
- (d) **determine**, for the purposes of this determination, that where an entitlement exists to the Australian Active Service Medal (AASM) with Clasp 'EAST TIMOR' for service prior to 18 August 2003, a person is not eligible for an award of the Medal where the entitlement to the Medal arises from the same rotation deployment as gave rise to the entitlement for the AASM with Clasp 'EAST TIMOR', and includes the same posting or period of service with the prescribed operation.

Dated 16 September 2006



Governor-General

By His Excellency's Command



BRUCE BILLSON  
Minister for Veterans' Affairs  
For the Minister for Defence



## COMMONWEALTH OF AUSTRALIA

### DECLARATION AND DETERMINATION UNDER THE AUSTRALIAN SERVICE MEDAL REGULATIONS

I, **PHILIP MICHAEL JEFFERY**, Governor-General of the Commonwealth of Australia, pursuant to the Australian Service Medal Regulations contained in the Schedule to Letters Patent dated 13 September 1988, ("the Regulations") on the recommendation of the Minister for Defence, **hereby:**

- (a) **declare**, under regulation 3 of the Regulations, non-warlike operations in which members of the Australian Defence Force who render service in the area comprising Timor-Leste and the sea adjacent to Timor-Leste out to a distance of 12 nautical miles from the low water mark with the forces known as:
- (i) Operation 'Astute' - the Australian Defence Force commitment to bring security, peace and confidence to Timor-Leste that commenced on 12 May 2006;
  - (ii) Defence Cooperation Program that commenced on 12 May 2006;
  - (iii) Operation 'Citadel' – the Australian Defence Force contribution to the United Nations Mission of support in Timor-Leste that commenced on 12 May 2006;
  - (iv) Operation 'Spire' – the Australian Defence Force contribution to the United Nations Mission of support in Timor-Leste that commenced on 12 May 2006; and
  - (v) Operation 'Chiron' – the Australian Defence Force contribution to the United Nations Special Political Mission to Timor-Leste (the United Nations Office in Timor-Leste) that commenced on 12 May 2006;

to be a *prescribed operation* for the purposes of the Regulations;

- (b) **determine**, under subregulation 4(2) of the Regulations, that the conditions for award of the Australian Service Medal with Clasp ‘TIMOR-LESTE’ (“the Medal”) for the *prescribed operation* are:
- (i) the Medal may be awarded to a member of the Australian Defence Force who rendered assigned service as such a member of the Australian element for duty to the *prescribed operation* for a *prescribed period*;
  - (ii) the Medal may be awarded to a member of the Australian Defence Force who rendered assigned service as such a member for a *prescribed period*, as part of the contribution of a foreign Defence Force on an approved third country deployment to the *prescribed operation* while on secondment or exchange with the foreign Defence Force;
  - (iii) the Medal may be awarded to a member of the Australian Defence Force who rendered assigned service as such a member of the Australian element for duty to the *prescribed operation* and who completed a *prescribed number of sorties* within the duration of the *prescribed operation*;
  - (iv) the Medal may be awarded to a person who rendered assigned service as part of the Australian element of the *prescribed operation*, and who, in accordance with a determination made by the Minister under paragraph 4(4)(b) of the Regulations, is in a class of persons who may be awarded the Medal;
  - (v) in this paragraph “*prescribed period*” for the *prescribed operation* at subparagraph a(i) means, in relation to subparagraphs b(i), b(ii) and b(iv):
    - (A) a period of not less than an aggregate of seven days for service that commenced on or after 12 May 2006 and ended on or before 16 June 2006; or
    - (B) a period of not less than an aggregate of 30 days for service that commenced on or after 10 June 2006.


- (vi) in this paragraph "*prescribed period*" for the *prescribed operation* at subparagraphs a(ii), a(iii), a(iv) and a(v) means, in relation to subparagraphs b(i), b(ii) and b(iv) a period of not less than an aggregate of 30 days;
- (vii) in this paragraph "*prescribed number of sorties*" within the duration of the *prescribed operation* at subparagraph a(i) means, in relation to subparagraph b(iii):
  - (A) seven sorties from a unit force assigned to the *prescribed operation*, provided that those sorties were conducted over a period of not less than an aggregate of seven days at a rate of one sortie per day for service that commenced on or after 12 May 2006 and ended on or before 16 June 2006; or
  - (B) 30 sorties from a unit force assigned to the *prescribed operation*, provided that those sorties were conducted over a period of not less than an aggregate of 30 days at a rate of one sortie per day for service that commenced on or after 10 June 2006.
- (viii) in this paragraph "*prescribed number of sorties*" within the duration of the *prescribed operation* at subparagraphs a(ii), a(iii), a(iv) and a(v) means, in relation to subparagraph b(iii), 30 sorties from a unit force assigned to the *prescribed operation*, provided that those sorties were conducted over a period of not less than an aggregate of 30 days at a rate of one sortie per day;

PROVIDED THAT where a member does not complete the *prescribed period* for the award of the Medal required by subparagraphs subparagraphs (b)(i), b(ii), b(iii) or b(iv) owing to his or her death or evacuation due to illness, injury or other disability due to service, the member will be deemed to have completed that *prescribed period*.




- (c) **determine**, for the purposes of this determination, that where an entitlement exists to the Australian Service Medal (ASM) with Clasp 'EAST TIMOR' for service prior to 12 May 2006, a person is not eligible for an award of the Medal where the entitlement to the Medal arises from the same rotation deployment as gave rise to the entitlement for the ASM with Clasp 'EAST TIMOR', and includes the same posting or period of service with the prescribed operation.

Dated *16 September* 2006



Governor-General

By His Excellency's Command



BRUCE BILLSON  
Minister for Veterans' Affairs  
For the Minister for Defence



Government House  
Canberra ACT 2600

29 September 2006

Her Excellency the Administrator directs it to be notified, for general information, that:

a) she has revoked the appointments of:

The Honourable Mark Anthony James Vaile MP as Minister for Trade; the Honourable Warren Errol Truss MP as Minister for Transport and Regional Services; and the Honourable De-Anne Margaret Kelly MP as Parliamentary Secretary (Trade); and

b) she has made the following appointments:

The Honourable Mark Anthony James Vaile MP  
Minister for Transport and Regional Services;

The Honourable Warren Errol Truss MP  
Minister for Trade; and

The Honourable De-Anne Margaret Kelly MP  
Parliamentary Secretary to the Minister for Transport and  
Regional Services.

By Her Excellency's Command

**Brien Hallett**  
Acting Official Secretary



COMMONWEALTH OF AUSTRALIA

*Foreign Acquisitions and Takeovers Act 1975*

ORDER UNDER SUBSECTION 22(1)

WHEREAS -

- (A) Kishinchand Ramchand Khiytani and Mona K Khiytani are foreign persons for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act'); and
- (B) Kishinchand Ramchand Khiytani and Mona K Khiytani propose to acquire an interest in Australian urban land referred to in the notice furnished on 29 August 2006 under section 26A of the Act.

NOW THEREFORE, I, Gerry Antioch, General Manager of the Foreign Investment and Trade 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

28<sup>th</sup> day of September 2006

  
General Manager



COMMONWEALTH OF AUSTRALIA

*Foreign Acquisitions and Takeovers Act 1975*

ORDER UNDER SUBSECTION 22(1)

WHEREAS -

- (A) Johnson Tia is a foreign person for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* ('the Act'); and
- (B) Johnson Tia proposes to acquire an interest in Australian urban land referred to in the notice furnished on 29 August 2006 under section 26A of the Act.

NOW THEREFORE, I, Gerry Antioch, General Manager of the Foreign Investment and Trade 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

29<sup>th</sup> day of September 2006

General Manager





**Australian Government**  
**Attorney General's Department**

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