Gazette

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GOVERNMENT NOTICES

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Australian Government

Attorney-General's Department

Office of Legislative Drafting and Publishing

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CUSTOMER ACCOUNT NUMBERS must be clearly indicated on the covering sheet and submitted with your notice. Any notice submitted without this information will not be published.

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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.

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

Variation of closing times

Easter Holiday — Issue of 11 April 2007 (GN 14)

As Friday, 6 April and Monday, 9 April 2007 are public holidays in the Australian Capital Territory, closing time for lodgment of all notices for publication in GN 14 will be:

Wednesday, 4 April 2007 at 10.00 am.

Anzac Day - Issue of 24 April 2007 (GN 16)

As Wednesday, 25 April 2007 is a public holiday in the Australian Capital Territory, closing time for lodgment of all notices for publication in GN 16 will be:

Thursday, 19 April 2007 at 10.00 am.

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 (including proclamations) 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 Street, 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.

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.

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. A copy of the original signed document should also be provided.

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/.

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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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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.

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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: 1800 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

Level 3, McKell Building 2-24 Rawson Place Sydney NSW 2000

Phone: 1300 656 986 Fax: (02) 9372 8993

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).

Gazette number	Date of Publication	Subject
P 1	2.2.07	Great Barrier Reef Marine Park Act 1975 Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1.11.06 to 31.12.06 and not previously gazetted
P 2	6.3.07	Great Barrier Reef Marine Park Act 1975 Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 1.1.07 to 31.1.07 and not previously gazetted

Department of the Senate

Act of Parliament assented to

IT IS HEREBY NOTIFIED for general information that His Excellency the Governor-General, in the name of Her Majesty, assented on 15 March 2007 to the undermentioned Act passed by the Senate and the House of Representatives in Parliament assembled, viz:

No. 8, 2007 — An Act to make various amendments of the statute law of the Commonwealth, to repeal certain obsolete Acts, and for related purposes [Statute Law Revision Act 2007].

HARRY EVANS Clerk of the Senate

Department of the House of Representatives

Acts of Parliament assented to

It is hereby notified, for general information, that His Excellency the Governor-General, in the name of Her Majesty, assented on 15 March 2007 to the undermentioned Acts passed by the Senate and the House of Representatives in the Parliament assembled, viz.:

- No. 9 of 2007—An Act to amend the law relating to taxation, superannuation, social security and veterans' entitlements, and for related purposes. (*Tax Laws Amendment (Simplified Superannuation) Act 2007*).
- No. 10 of 2007—An Act to impose excess concessional contributions tax, and for related purposes. (*Superannuation (Excess Concessional Contributions Tax) Act 2007*).
- No. 11 of 2007—An Act to impose excess non-concessional contributions tax, and for related purposes. (*Superannuation (Excess Non-concessional Contributions Tax) Act 2007*).
- No. 12 of 2007—An Act to impose tax on excess untaxed roll-over amounts of superannuation benefits, and for related purposes. (Superannuation (Excess Untaxed Roll-over Amounts Tax) Act 2007).
- No. 13 of 2007—An Act to impose tax on departing Australia superannuation payments, and for related purposes. (Superannuation (Departing Australia Superannuation Payments Tax) Act 2007).
- No. 14 of 2007—An Act to amend the Superannuation (Self Managed Superannuation Funds) Supervisory Levy Imposition Act 1991, and for related purposes. (Superannuation (Self Managed Superannuation Funds) Supervisory Levy Amendment Act 2007).
- No. 15 of 2007—An Act to amend the law relating to taxation, superannuation, social security and veterans' entitlements, and for related purposes. (*Superannuation Legislation Amendment (Simplification) Act 2007*).
- No. 16 of 2007—An Act to amend the *Income Tax Act 1986*, and for related purposes. (*Income Tax Amendment Act 2007*).
- No. 17 of 2007—An Act to amend the *Income Tax (Former Complying Superannuation Funds) Act 1994*, and for related purposes. (*Income Tax (Former Complying Superannuation Funds) Amendment Act 2007*).
- No. 18 of 2007—An Act to amend the *Income Tax (Former Non-resident Superannuation Funds) Act 1994*, and for related purposes. (*Income Tax (Former Non-resident Superannuation Funds) Amendment Act 2007*).
- No. 19 of 2007—An Act to amend the *Income Tax Rates Act 1986*, and for related purposes. (*Income Tax Rates Amendment (Superannuation) Act 2007*).
- No. 20 of 2007—An Act relating to Australian citizenship. (Australian Citizenship Act 2007).
- No. 21 of 2007—An Act to provide for transitional and consequential matters relating to the enactment of the *Australian Citizenship Act 2007*, and for other purposes. (*Australian Citizenship (Transitionals and Consequentials) Act 2007*).
- No. 22 of 2007—An Act to amend the law relating to elections and referendums, and for related purposes. (*Electoral and Referendum Legislation Amendment Act 2007*).
- No. 23 of 2007—An Act to validate certain increases in court fees, and for related purposes. (Family Law (Divorce Fees Validation) Act 2007).

- No. 24 of 2007—An Act to amend the *Protection of the Sea (Prevention of Pollution from Ships) Act 1983*, and for other purposes. (*Maritime Legislation Amendment (Prevention of Air Pollution from Ships) Act 2007*).
- No. 25 of 2007—An Act to amend the ACIS Administration Act 1999, and for related purposes. (ACIS Administration Amendment (Unearned Credit Liability) Act 2007).
- No. 26 of 2007—An Act to amend the Australian Technical Colleges (Flexibility in Achieving Australia's Skills Needs) Act 2005, and for related purposes. (Australian Technical Colleges (Flexibility in Achieving Australia's Skills Needs) Amendment Act (No. 1) 2007).
- No. 27 of 2007—An Act to amend the Classification (Publications, Films and Computer Games) Act 1995, and for related purposes. (Classification (Publications, Films and Computer Games) Amendment Act 2007).
- No. 28 of 2007—An Act to amend the *Broadcasting Services Act 1992*, and for related purposes. (*Broadcasting Legislation Amendment Act 2007*).
- No. 29 of 2007—An Act to amend the law relating to veterans' entitlements and military rehabilitation and compensation, and for other purposes. (*Veterans' Affairs Legislation Amendment (Statements of Principles and Other Measures) Act 2007*).

I C HARRIS Clerk of the House of Representatives

Government Departments

Attorney-General

COMMONWEALTH OF AUSTRALIA CUSTOMS ACT 1901

NOTICE 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						(For	reign Currenc	y = AUS \$1
Column 1	Column 2 Currency	Column 3 14/03/2007	Column 4 15/03/2007	Column 5 16/03/2007	Column 6 17/03/2007	Column 7 18/03/2007	Column 8 19/03/2007	Column 9 20/03/2007
Brazil	Real	1.6507	1.6415	1.6532	1.6532	1.6532	1.664	1.6602
Canada	Dollar	0.9177	0.9234	0.9286	0.9286	0.9286	0.9354	0.9411
China, PR of	Yuan	6.0486	6.0784	6.1124	6.1124	6.1124	6.1479	6.1822
Denmark	Kroner	4.4112	4.4254	4.4336	4.4336	4.4336	4.4493	4.4766
European Union	Euro	0.5921	0.594	0.5949	0.5949	0.5949	0.5972	0.601
Fiji	Dollar	1.3051	1.3115	1.3132	1.3132	1.3132	1.3181	1.3204
Hong Kong	Dollar	6.108	6.1401	6.1699	6.1699	6.1699	6.2129	6.2464
India	Rupee	34.6164	34.7383	34.8962	34.8962	34.8962	35.0466	35.2304
Indonesia	Rupiah	7200.0	7240.0	7282.0	7282.0	7282.0	7333.0	7361.0
Israel	Shekel	3.2882	3.3074	3.3242	3.3242	3.3242	3.3444	3.366
Japan	Yen	90.75	92.02	92.56	92.56	92.56	92.85	94.14
Korea, Republic of	Won	738.1	741.22	744.63	744.63	744.63	748.87	752.52
Malaysia	Ringgit	2.7446	2.7572	2.7736	2.7736	2.7736	2.7876	2.7967
New Zealand	Dollar	1.1382	1.1342	1.1354	1.1354	1.1354	1.1402	1.1379
Norway	Kroner	4.8031	4.8173	4.8354	4.8354	4.8354	4.8668	4.8994
Pakistan	Rupee	47.42	47.67	47.9	47.9	47.9	48.27	48.52
Papua New Guinea	Kina	2.3542	2.3668	2.3792	2.3792	2.3792	2.3957	2.4084
Philippines	Peso	38.0	38.19	38.47	38.47	38.47	38.76	38.84
Singapore	Dollar	1.1967	1.2048	1.2091	1.2091	1.2091	1.2131	1.2199
Solomon Islands	Dollar	5.9302	5.9621	5.9932	5.9932	5.9932	6.0349	6.0668
South Africa	Rand	5.8429	5.8252	5.8401	5.8401	5.8401	5.9059	5.9179
Sri Lanka	Rupee	85.58	86.02	86.6	86.6	86.6	87.32	87.75
Sweden	Krona	5.4922	5.5131	5.5072	5.5072	5.5072	5.5365	5.5834
Switzerland	Franc	0.951	0.9561	0.9582	0.9582	0.9582	0.9595	0.9694
Taiwan Province	Dollar	25.74	25.93	26.11	26.11	26.11	26.31	26.45
Thailand	Baht	27.41	27.48	27.58	27.58	27.58	27.71	27.81
United Kingdom	Pound	0.4052	0.4059	0.4077	0.4077	0.4077	0.4096	0.4109
USA	Dollar	0.7816	0.7858	0.7899	0.7899	0.7899	0.7954	0.7996

Communications, Information Technology and the Arts

AUSTRALIAN COMMUNICATIONS AND MEDIA AUTHORITY

NOTICE UNDER SECTION 35 OF THE BROADCASTING SERVICES ACT 1992

ALTERNATIVE USES OF BROADCASTING SERVICES BANDS **DETERMINATIONS**

Pursuant to section 34 (1) of the *Broadcasting Services Act 1992*, the Australian Communications and Media Authority by written instruments determined parts of the radiofrequency spectrum to be made available for allocation for specified periods. This notice is for the determinations made during the period 1 July 2006 to 31 December 2006. Copies of the determination can be obtained from:

Mr Craig Hamilton-Smith National Licensing and Allocations Branch Australian Communications and Media Authority PO Box 78 BELCONNEN ACT 2616

Or by telephoning Freecall 1300 850 115 or directly on (02) 6256 2879.

BROADCASTING SERVICES ACT 1992

NOTICE OF IMPOSITION OF ADDITIONAL CONDITIONS ON REGIONAL COMMERCIAL RADIO BROADCASTING LICENCES

In accordance with subsection 43(4) of the Broadcasting Services Act 1992, the Australian Communications & Media Authority (ACMA) hereby gives notice that it has imposed additional conditions on all regional commercial radio broadcasting licences, identified by the following service licence numbers:

```
SL 197, SL 1060, SL 1066, SL 1121, SL 1639, SL 1759, SL 1964, SL 2161, SL 2163,
SL 2994, SL 3182, SL 3864, SL 4096, SL 4097, SL 4105, SL 4107, SL 4111, SL 4112,
SL 4113, SL 4115, SL 4116, SL 4117, SL 4118, SL 4119, SL 4121, SL 4123, SL 4124,
SL 4125, SL 4126, SL 4127, SL 4128, SL 4131, SL 4132, SL 4133, SL 4134, SL 4135,
SL 4136, SL 4137, SL 4138, SL 4149, SL 4151, SL 4152, SL 4157, SL 4158, SL 4159,
SL 4160, SL 4166, SL 4167, SL 4168, SL 4169, SL 4170, SL 4171, SL 4172, SL 4173,
SL 4174, SL 4175, SL 4176, SL 4177, SL 4180, SL 4181, SL 4182, SL 4183, SL 4184,
SL 4185, SL 4187, SL 4193, SL 4194, SL 4195, SL 4197, SL 4216, SL 4217, SL 4218,
SL 4219, SL 4220, SL 4221, SL 4222, SL 4223, SL 4865, SL 5145, SL 5148, SL 5742,
SL 6306, SL 6446, SL 6897, SL 7663, SL 10003, SL 10006, SL 10008, SL 10009, SL 10012,
SL 10014, SL 10018, SL 10041, SL 10043, SL 10045, SL 10053, SL 10054, SL 10056,
SL 10072, SL 10073, SL 10074, SL 10076, SL 10077, SL 10079, SL 10094, SL 10096,
SL 10098, SL 10101, SL 10145, SL 10147, SL 10167, SL 10168, SL 10175, SL 10178,
SL 10216, SL 10218, SL 10220, SL 10221, SL 10223, SL 10224, SL 10226, SL 10227,
SL 10229, SL 10232, SL 10244, SL 10245, SL 10248, SL 10249, SL 10250, SL 10251,
SL 10252, SL 10253, SL 10258, SL 10276, SL 10277, SL 10279, SL 10284, SL 10286,
SL 10289, SL 10294, SL 10306, SL 10307, SL 10308, SL 10309, SL 10310, SL 10311,
SL 10312, SL 10313, SL 10314, SL 10316, SL 10317, SL 10319, SL 10320, SL 10322,
SL 10325, SL 10326, SL 10327, SL 10333, SL 10335, SL 10336, SL 10337, SL 10338,
SL 10342, SL 10345, SL 10352, SL 10353, SL 10354, SL 10360, SL 10361, SL 10364,
SL 10365, SL 10367, SL 10368, SL 10370, SL 10371, SL 10380, SL 10385, SL 10387,
SL 10389, SL 10390, SL 10391, SL 10393, SL 10398, SL 10399, SL 10400, SL 10401,
SL 10404, SL 10407, SL 10408, SL 10410, SL 10413, SL 1150009, SL 1150011,
SL 1150014, SL 1150016, SL 1150018, SL 1150044, SL 1150045, SL 1150051, SL 1150052,
SL 1150054, SL 1150055, SL 1150057, SL 1150089, SL 1150091, SL 1150094, SL 1150096,
SL 1150116, SL 1150183, SL 1150463, SL 1150490, SL 1150647, SL 1150711, SL 1150752,
SL 1150756, SL 1150773. SL 1150778, SL 1150791, SL 1150793
```

The condition is as follows:

PART 1 PRELIMINARY

Name of notice

This notice is the Broadcasting Services (Additional Regional Commercial Radio Licence Condition – Local Presence) Notice 22 March 2007.

2 Commencement & Application

- (1) Each provision of this notice specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table.
- Each provision of this notice specified in column 1 of the table creates (2) obligations for the persons specified at the corresponding column 4 of the table.

Commencement & Application information				
Column 1	Column 2	Column 3	Column 4	
Provision(s)	Commencement	Date/Details	Application	
1. Part 1 Section 4 Subsections 8(1) to (4) Part 5	1 April 2007		All persons who hold a regional commercial radio broadcasting licence	
2. Section 5 Section 6 Section 7 Subsections 8(5) to (6) Part 4	The day Schedule 2 of the Broadcasting Services Amendment (Media Ownership) Act 2006 commences.		All licensees (as defined in section 4 of this notice)	

(3) Column 3 of the table contains additional information that is not part of this notice.

3 Purpose of notice

For subsection 43(1) of the Act, this notice imposes additional conditions on each person who holds a regional commercial radio broadcasting licence.

PART 2 TERMS USED IN THIS NOTICE

4 Definitions

In this notice:

Act means the Broadcasting Services Act 1992

broadcast hours means the actual hours broadcast in the licence area in relation to the licence

financial year means a period of 12 months commencing on 1 July

former licensee means a person who holds a regional commercial radio broadcasting licence immediately prior to a trigger event occurring for that licence

licensee means a person who holds a regional commercial radio broadcasting licence after a trigger event has occurred for that licence

metropolitan licence area means:

- (a) a licence area in which is situated the General Post Office of the capital city of:
 - (i) New South Wales; or
 - (ii) Victoria; or
 - (iii) Queensland; or
 - (iv) Western Australia; or
 - (v) South Australia; or
- (b) the licence area known as Western Suburbs Sydney RA1

studios and other production facilities means any on-air studios or production booths that are used to produce commercial radio programs, but does not include equipment used for such purposes

regional commercial radio broadcasting licence means a commercial radio broadcasting licence that has a regional licence area

regional licence area means a licence area that is not a metropolitan licence area staff includes individuals engaged as independent contractors

staffing levels means any one of the following:

- (a) the number of full time equivalent staff employed; or
- (b) the number of total staff hours worked; or
- (c) the expenditure on staff.

Note: The following terms used in this notice are defined in the *Broadcasting Services Act 1992* and have the same meaning as in that Act: **ACMA**, **licence**, **licence area**, **trigger event** [see subsection 6(1) and section 61CB]

5 Definition of existing level of local presence

- (1) *existing level of local presence* means:
 - (a) the staffing levels determined by subsection (2); and
 - (b) the use of the studios and other production facilities determined by subsection (3).
- (2) For paragraph (1)(a), staffing levels are determined by calculating the average monthly staffing levels in the licence area of the former licensee directly in relation to the licence over the three month period ending on the Saturday before the day on which the trigger event occurred.
- (3) For paragraph (1)(b), the use of studios and other production facilities is determined by calculating the number of average monthly broadcast hours produced by the former licensee using studios and other production facilities in the licence area. The number of average monthly broadcast hours produced is to be calculated over the three month period ending on the Saturday before the day on which the trigger event occurred.

PART 3 LICENCE CONDITIONS

6 Licensee must maintain existing level of local presence after trigger event

A licensee must maintain the existing level of local presence in the licence area in relation to the licence after a trigger event occurs.

7 Reporting to ACMA

Initial reporting

(1) A licensee must report on the existing level of local presence in the statement given to the ACMA pursuant to subsection 61CF(1)(b) of the Act.

Annual reporting

- (2) Subject to subsection (3), a licensee must, within 3 months after the end of each financial year, give the ACMA a report about the licensee's compliance with this notice during that financial year.
- (3) A licensee may add to its report for the financial year ending 30 June 2008 its report for the financial year ending 30 June 2007. If it intends to do so the licensee is not required to give ACMA a separate report in accordance with subsection (2) for the financial year ending on 30 June 2007.

8 Records

- (1) A person holding a regional commercial radio broadcasting licence must make records sufficient to calculate details of the studios and other production facilities and staffing levels in the licence area in relation to the licence.
- (2) A person holding a regional commercial radio broadcasting licence must retain records sufficient to calculate the existing level of local presence.
- (3) A person holding a regional commercial radio broadcasting licence must provide ACMA with access to all records kept under this section 8 at ACMA's written request.
- (4) Records made under subsection (1) must be kept for a period of 6 months, unless subsection (5) applies.
- (5) After a trigger event has occurred for a regional commercial radio broadcasting licence, records made under subsection (1) must be kept by a licensee for a period of 3 years.
- (6) A licensee must comply with any additional directions made by ACMA about the keeping of records for the purposes of this notice.

PART 4 MEASURING COMPLIANCE

9 Measuring compliance with section 6

- (1) For staffing levels, the *existing level of local presence* is maintained if at the conclusion of each financial year there has been no material reduction in the average monthly staffing levels in the licence area in relation to the licence for that financial year or part thereof, compared with the staffing levels determined by subsection 5(2) in respect of one of (a), (b) or (c) of the definition of staffing levels in section 4.
- Note: For the avoidance of doubt, the comparison made for the purposes of this subsection must compare only one of (a), (b), or (c) of the definition of staffing levels in section 4 with the corresponding measure determined by subsection 5(2). For example, the number of average monthly staff hours worked over the financial year must be compared with the number of average monthly staff hours worked in the licence area of the former licensee in relation to the licence over the three month period ending on the Saturday before the day on which the trigger event occurred.
- (2) For studios and other production facilities, the *existing level of local presence* is maintained if at the conclusion of each financial year there has been no material reduction in the number of average monthly broadcast hours produced during that financial year or part thereof, using studios and other

production facilities in the licence area, when compared with the number of average monthly broadcast hours produced using studios and other production facilities determined by subsection 5(3).

Note: For subsection (2), the studios and other production facilities used do not necessarily have to be the studios and production facilities of the former licensee but they must be located in the licence area. Licensees should note that if they share studios or other production facilities with other persons holding a regional commercial radio broadcasting licence, this fact may be relevant in determining whether a person is in a position to control 2 or more licences [see clause 2(5)(a) of schedule 1 to the Act].

Note: In determining what constitutes a "material reduction" in each circumstance, ACMA may have regard to relevant standards published by the Australian Accounting Standards Board and any other considerations it regards as relevant.

PART 5 REVIEW

10 ACMA may conduct a review at any time

(1) The ACMA may review the operation and scope of this condition at any time. The review can be commenced following a request by the Minister, a licensee or any other person affected by the condition. ACMA can also conduct a review without any request from any person.

Environment and Water Resources



NOTICE OF APPLICATION RECEIVED UNDER THE HAZARDOUS WASTE (REGULATION OF EXPORTS AND IMPORTS) ACT 1989

Pursuant to Section 33 of the *Hazardous Waste* (*Regulation of Exports and Imports*) *Act 1989*, notice is given that an application has been received from Sims E-Recycling Pty Ltd, Level 6-41 Mclaren St, North Sydney NSW 2060, to export up to 150 metric tonnes of waste nickel cadmium and nickel metal hydride batteries to S.N.A.M, B. P. 4, Avenue Jean Jaurès, 12110, Viviez, France.

The material has hazardous characteristics H8, H6.1, H11 and H12, and is destined for refining and recovery of metals and metal compounds. The OECD amber control system code for this waste is A1020. The waste would be shipped directly from Melbourne, Australia and be transported by sea transiting the Panama Canal and the ports of Auckland (New Zealand), Manzanillo (Mexico), Savannah and Philadelphia (USA) and Tilbury (UK) on its sea voyage to the port of Le Havre (France). The waste would then be transported by road to the recovery facility at Viviez (France).

If granted an export permit, transport of the waste to France would take place over a twelve (12) month period.

Dr Barry Reville
Assistant Secretary
Environment Protection Branch
March 2007



MINISTER FOR THE ENVIRONMENT AND WATER RESOURCES

FUEL QUALITY STANDARDS ACT 2000

GRANT OF APPROVAL - SECTION 13

I, Malcolm Bligh Turnbull, Minister for the Environment and Water Resources, pursuant to section 13 of the *Fuel Quality Standards Act 2000* (the Act), having consulted with the Fuel Standards Consultative Committee as required by section 24A of the Act, hereby grant this approval to Northern Dynamics Pty Ltd (the approval holder).

This approval varies the fuel standard for petrol set out in the *Fuel Standard (Petrol)* Determination 2001 in respect of supplies by the approval holder of the following fuels:

ERC A19A	
ERC A8C	
ERC 110K	
ERC AUS PRO DX	3M

This approval varies the fuel standard for petrol set out in the *Fuel Standard (Petrol) Determination* 2001 so that ERC A19A with a lead content up to 0.58g/l; ERC A8C with a lead content up to 1.11g/l; ERC 110K with a lead content up to 1.77g/l and MTBE content up to 10% v/v; and ERC AUS PRO DX3M with a lead content up to 0.28g/l, MTBE content up to 50.4% v/v and Oxygen content up to 11.6% m/m; will be taken to comply with the lead, MTBE and Oxygen parameters specified in the Determination where these fuels are supplied by the approval holders or by another person specified in **Annexure 1** of this Approval.

Approval is granted subject to the conditions specified in Section 17 of the Act and in **Annexure 2** of this approval.

Approval is granted from the date of this approval until 31 December 2008.

Dated: March 2007

Minister for the Environment and Water Resources

Annexure 1

The following are regulated persons under paragraph 13(1)(b) of the Fuel Quality Standards Act 2000:

BL AUTOMOTIVE 38 Pringle Road FAIRY MEADOWS, NSW 2519

JP SKORPOS 42 Hamilton Ave WARRADALE, SA 5046

Annexure 2

Conditions of approval

Conditions that apply to the approval holder and to the regulated persons.

This approval is subject to the following conditions:

- 1. The fuel specified in this approval may only be supplied for use in legitimate motor racing activities, and therefore the fuel may only be supplied:
 - a. to an individual who has been issued with and presents a valid and current motor or water sport organisation licence and/or identification card; or
 - to an individual for the purpose of testing or tuning an engine used in legitimate motor racing activities.
- 2. For the period of the approval, approval holders will report the quantity of fuel supplied and the depots from which it was supplied for each financial year. The report is to be provided by 30 September 2007 for 2006-07 and 30 September 2008 for 2007-08.
- 3. The fuel may only be supplied in sealed containers of up to 200 litres capacity.
- 4. The fuel is not to be directly dispensed from a service station forecourt fuel pump into the tank of a road-registered vehicle.
- 5. Fuel containing greater than 1% MTBE or 1% TBA is not to be supplied for use in watercraft on freshwater lakes and waterways.
- The fuel specified in this approval must be accompanied by written information relating to the safe handling of the fuel, including the information that it is not to be used in watercraft on freshwater lakes and waterways.

Attachment E



MINISTER FOR THE ENVIRONMENT AND WATER RESOURCES

NOTICE UNDER SECTION 17A OF THE FUEL QUALITY STANDARDS ACT 2000 CONCERNING A DECISION UNDER SECTION 13 OF THAT ACT FOR AN APPROVAL FOR A VARIATION OF THE FUEL STANDARD (PETROL) DETERMINATION 2001

I, Malcolm Bligh Turnbull, Minister for the Environment and Water Resources, provide the following information concerning my decision to grant an approval under section 13 of the *Fuel Quality Standards Act 2000* (the Act).

Name of approval holder

The approval has been granted to Northern Dynamics Pty Ltd.

Period of operation

The period of operation of the approval is from the date of the approval until 31 December 2008.

Details of the approval

This approval varies the fuel standard for petrol under the *Fuel Standard (Petrol) Determination* 2001 (the Petrol Determination) in respect of supplies of the following fuels by the approval holder, or by another person specified in **Annexure 1**:

- ERC A19A
- ERC A8C
- ERC 110K
- ERC AUS PRO DX3M

so that petrol with the following parameters:

- ERC A19A with lead content up to 0.58g/l;
- ERC A8C with lead content up to 1.11g/l;
- ERC 110K with lead content up to 1.77g/l and MTBE content up to 10% v/v; and
- ERC AUS PRO DX3M with a lead content up to 0.28g/l, MTBE content up to 50.4% v/v and Oxygen content up to 11.6% m/m;

will be taken to comply with the lead, MTBE and Oxygen parameters specified in the Determination subject to the conditions listed in the approval at Annexure 2.

A copy of the approval Instrument is attached to this Notice.

Background

Northern Dynamics Pty Ltd imports specialist racing fuels from the USA. Four of these fuels supplied in Australia do not comply with parameters prescribed in the Determination.

Section 15 of the Act provides that the Minister must have regard to the following when deciding whether or not to grant, or amend, an approval:

- (a) the protection of the environment;
- (b) the protection of occupational and public health and safety;

Northern Dynamics - notice of decision - Page 1 of 3

- (c) the interests of consumers; and
- (d) the impact on economic and regional development.

I may also have regard to any other matters I consider relevant.

Section 24A of the Act provides that I must consult, and have regard to, the recommendations of the Fuel Standards Consultative Committee (the Committee) before granting an approval under section 13. Before signing the instrument granting the approval, I had regard to the recommendation of the Committee dated 28 February 2007.

Findings on material questions of fact

(a) Protection of the environment

The fuels subject to this approval are used and supplied in small quantities for motor sport activities (sealed containers up to 200 litres capacity). In this context, higher levels of olefins, aromatics and lead are not expected to impact significantly on ambient air quality.

The consequences of even a small amount of MTBE contaminating water sources can be significant. Fuel containing MTBE above the limit in the Fuel Standard (Petrol) Determination is not permitted in activities occurring on fresh water lakes and waterways.

It is therefore not expected that permitting the supply of petroleum-based racing fuels for motorsport activities will have an adverse effect on the environment.

(b) Protection of occupational and public health and safety

Persons engaged in the use of these fuels may be exposed to relatively high levels of toxics. It is a condition of the approval that information is provided to the user, in the form of written safety information relating to the fuel's use and handling.

When relevant information is provided it is not anticipated that any significant occupational and public health and safety issues will be raised by these amendments.

The fuels subject to this approval are used and supplied in small quantities for motor sport activities (sealed containers up to 200 litres capacity). They do not, therefore, pose a significant risk to the general public.

(c) Interests of consumers

An approval can be granted under section 13 of the Act, and the Fuel Quality Standards Bill 2000 Revised Explanatory Memorandum states that this provision is intended for situations such as where a motor sports organisation applies for an approval for supply of non-compliant fuel on behalf of participants in an organised motor racing event.

(d) Impact on economic and regional development

It is likely that a decision not to allow the continued supply of these specialist petroleum-based racing fuels would have an adverse impact on the running of significant internationally recognised motorsport events. Such events include the Australian Formula 1 Grand Prix, the Philip Island World Motorcycle Grand Prix and the Philip Island World Superbike motorcycle races.

These international events rely on using the same or similar fuel formulations for each race meeting, regardless of which country the event is held in. The fuels currently used at these events comply with regulations made by the FIA. FIA is the internationally recognised world controlling body for motor sport that sets the standards and guidelines for fuel within world championship motor sport.

Evidence or other material on which the findings were based

I have taken into account the Committee recommendation dated 28 February 2007 regarding this application for a variation.

Reasons for decision

- 1. The use of petroleum-based racing fuels that do not meet the requirements of the *Fuel Standard (Petrol) Determination 2001*, for legitimate motor sport activities, is supported until 31 December 2008.
- 2. The fuels subject to this approval are used and supplied in small quantities for motor sport activities.
- 3. The fuels subject to this approval are expensive compared with pump petrol available from service stations, which is a strong disincentive for any waste or misuse. These fuels do not, therefore, pose a significant risk to the general public, either through direct handling of them or through exhaust emissions.
- 4. The use of fuels containing greater than 1% MTBE will not be supported for use in water sport or recreational activities on fresh water lakes and waterways.
- 5. Conditions are attached to this approval that apply to the approval holder and regulated persons in relation to the supply of these fuels.
- 6. The granting of this approval is not expected to have a significant impact on the environment.

Minister for the Environment and Water Resources

March 2007



MINISTER FOR THE ENVIRONMENT AND WATER RESOURCES

FUEL QUALITY STANDARDS ACT 2000 GRANT OF APPROVAL – SECTION 13

I, Malcolm Bligh Turnbull, Minister for the Environment and Water Resources, pursuant to section 13 of the *Fuel Quality Standards Act 2000* (the Act), having consulted with the Fuel Standards Consultative Committee as required by section 24A of the Act, hereby grant this approval to <u>VP Racing Fuels Pty Ltd</u> (the approval holder).

This approval varies the fuel standard for petrol set out in the *Fuel Standard (Petrol)* Determination 2001 in respect of supplies by the approval holder, or by another person specified in **Annexure 1**, of the following VP Racing Fuels Pty Ltd fuels:

Leaded fuels:	Unleaded fuels:
- VP110	- Roo98
- C14+	- SV05
- C16	- MS103
- C25	- MS109
- Roo25	

so that petrol containing the following parameters:

- Aromatic content of more than 42% volume by volume (v/v) pool average and more than 45% v/v cap;
- Oxygen content of more than 2.7% mass by mass (m/m) (petrol not containing ethanol), or 3.5% m/m (petrol containing ethanol);
- Olefins content of more than 18% v/v;
- Di-isopropropyl ether (DIPE) content of more than 1% v/v;
- Methyl tertiary-butyl ether (MTBE) content of more than 1% v/v; and
- Lead content of more than 0.005g/L.

will be taken to comply with the aromatic, oxygen, olefin, DIPE, MTBE and lead parameters specified in the Petrol Determination.

Approval is granted subject to the conditions specified in Section 17 of the Act and in **Annexure 2** of this approval.

Approval is granted from the date of this approval until 31 December 2008.

Dated: 7 March 2007

Minister for the Environment and Water Resources

Annexure 1

The following are regulated persons under paragraph 13(1)(b) of the Fuel Quality Standards Act 2000.

New South Wales

New South Wales	John Kuiner Autometine Comiese
Rocco's Performance	John Kuiper Automotive Services
Unit 5/24 Eddie Road	Unit 22/264-272 Hoxton Park Road
Minchinbury 2770	Prestons 2170
LA Cycles	Sainty Speed Works
Unit 8/332 Hoxton Park Road	14 Hill Street
Hoxton Park 2171	Wentworthville 2145
Rocket Industries	Tricks
40 Huntingwood Drive	Unit 1/7 Stoddart Road
Huntingwood 2148	Prospect 2148
Hume Performance	PAC Performance
1/B El Toro Estate	Unit 11/94 Bryant Street
Home Pride Avenue	Padstow 2211
Liverpool 2170	
American Auto Parts	Star Performance Auto Parts
213-215 Parramatta Road	2A Regatta Road
Homebush 2140	Five Dock 2046
Mark 1Auto Parts	10/10ths Motorcycle Performance
Unit 2/29 Carter Road	Unit 4A El Toro Estate
Brookvale 2100	Home Pride Avenue, Liverpool 2170
Rigoli Mechanical Repairs	Rotor Master
Unit 9/442-446 Victoria Street	Unit 9/38-44 Elizabeth Street
Wetherill Park 2164	Wetherill Park 2164
PRO FLO Performance	Polito's Automotive Services
115 Ramsay Road	Unit1/465 Victoria Street
Rossmore 2170	Wetherill Park 2164
West End Performance	V.T Spare Parts
1-2, 14 Mill Road	Shop 4, 105A Tangerine Street
Campbelltown 2560	Fairfield 2165
AL'S Race Glides	Diff Technics
Unit 10/122 Hassall Street	27 Production Avenue
Wetherill Park 2164	Kogarah 2217
Doctor Mak	Whitey's Workshop
9 Villa Street	Corner Fowler and Kenyon's Roads
East Maitland 2323	Merrylands West 2160
Motorcycle Accessories Supermarket	Motorcycle Accessories Supermarket
111 Church Street	339 Macquarie Street
Parramatta 2150	Liverpool 2170
	Liverpoor 2170
Combined Automotive	
4-6 Aurora Place	
Queanbeyan 2620	

Western Australia

Sikpac Performance	Victory Wd.Com
Unit 4/6 Tindale Street	93 Mulgul Road
Mandurah 6210	Malaga 6090
R.P.W	CMP
56 Gordon Road	25 Ballantyne Road
East Osbourn Park 6017	Kewdale 6105

Victoria

Race Bike Developments
3 Nelson Street
Coburg 3058
Haddad Race Cars and Engines
16A Amberley Crescent
Dandenong 3175
P.R.E. Racing Engines
Factory 4/62 Merola Way
Campbellfield 3061

Queensland

Drag Bike Riders Association of Australia
580 Zillmere Road
Zillmere 4038
Performance Wholesale
6 Cronulla Court
Slacks Creek 4127
Mazfix Performance
48 Smallwood Street
Underwood 4119
The Brock Shop Pty Ltd
Unit3/74–80 Perrin Drive
Underwood 4119
Toca Performance
9 Jamie Grove
Springwood 4127
Hogg Performance
14/1 Spine Street
Sumner Park 4074
Russell Jones Spec Eng Srv
1/24 Export Drive
Ernst 4214
Ian's A Grade Mechanical Ser
Shed 1 – 3 Nissen Street
Pialba 4655
Qld Speedway Spares
64 Colebard Street East
Archerfield 4108
Phillip Jack Pty Ltd
16 Smallwood Street
Underwood 4119

South Australia

South Hustram	
Parente Automotive Services	Outlaw Speed Shop
232 St Bernard's Road	176 Grote Street
Hectorville 5073	Adelaide SA 5000

Tasmania

White Hot Motorsports	
171 Stoney Rise	
Devonport 7310	

Annexure 2

Conditions of approval

Conditions that apply to the approval holder and to the regulated persons.

This approval is subject to the following conditions:

- 1. The fuel specified in this approval may only be supplied for use in legitimate motor racing activities, and therefore the fuel may only be supplied:
 - a. to an individual who has been issued with and presents a valid and current motor or water sport organisation licence and/or identification card; or
 - b. to an individual for the purpose of testing or tuning an engine used in legitimate motor racing activities.
- 2. For the period of the approval, approval holders will report the quantity of fuel supplied and the depots from which it was supplied for each financial year. The report is to be provided by 30 September 2007 for 2006-07 and 30 September 2008 for 2007-08.
- 3. The fuel may only be supplied in sealed containers of up to 200 litres capacity.
- 4. The fuel is not to be directly dispensed from a service station forecourt fuel pump into the tank of a road-registered vehicle.
- 5. Fuel containing greater than 1% MTBE or 1% TBA is not to be supplied for use in watercraft on freshwater lakes and waterways.
- The fuel specified in this approval must be accompanied by written information relating to the safe handling of the fuel, including the information that it is not to be used in watercraft on freshwater lakes and waterways.

Attachment C



MINISTER FOR THE ENVIRONMENT AND WATER RESOURCES

NOTICE UNDER SECTION 17A OF THE FUEL QUALITY STANDARDS ACT 2000 CONCERNING A DECISION UNDER SECTION 13 OF THAT ACT FOR AN APPROVAL FOR A VARIATION OF THE FUEL STANDARD (PETROL) **DETERMINATION 2001**

I, Malcolm Bligh Turnbull, Minister for the Environment and Water Resources, provide the following information concerning my decision to grant an approval under section 13 of the Fuel Quality Standards Act 2000 (the Act).

Name of approval holder

The approval has been granted to VP Racing Fuels Pty Ltd.

Period of operation

The period of operation of the approval is from the date of the approval until 31 December 2008.

Details of the approval

This approval varies the fuel standard for petrol under the Fuel Standard (Petrol) Determination 2001 (the Petrol Determination) in respect of supplies of the following VP fuels:

Leaded fuels:	Unleaded fuels:
- VP110	- Roo98
- C14+	- SV05
- C16	- MS103
- C25	- MS109
- Roo25	

so that petrol containing the following parameters:

- Aromatic content of more than 42% volume by volume (v/v) pool average and more than 45% v/v cap;
- Oxygen content of more than 2.7% mass by mass (m/m) (petrol not containing ethanol), or 3.5% m/m (petrol containing ethanol);
- Olefins content of more than 18% v/v;
- Di-isopropyl ether (DIPE) content of more than 1% v/v;
- Methyl tertiary-butyl ether (MTBE) content of more than 1% v/v; and
- Lead content of more than 0.005g/L.

complies with the Aromatic, oxygen, olefins, DIPE, MTBE and lead parameters specified in the Petrol Determination, subject to the conditions listed in the approval at Annexure 1, and where the petrol is supplied by the approval holder, or by another person specified in Annexure 2 of the approval.

A copy of the approval Instrument is attached to this Notice.

Background

VP Racing Fuels Pty Ltd imports specialist racing fuels and products from the USA. Nine of these fuels supplied in Australia do not comply with the following parameters prescribed in the Petrol Determination; aromatics, oxygen, olefins, Di-isopropyl ether (DIPE), Methyl tertiary-butyl ether (MTBE) and Lead.

Section 15 of the Act provides that the Minister must have regard to the following when deciding whether or not to grant, or amend, an approval:

- (a) the protection of the environment;
- (b) the protection of occupational and public health and safety;
- (c) the interests of consumers; and
- (d) the impact on economic and regional development.

I may also have regard to any other matters I consider relevant.

Section 24A of the Act provides that I must consult, and have regard to, the recommendations of the Fuel Standards Consultative Committee (the Committee) before granting an approval under section 13. Before signing the instrument granting the approval, I consulted with the Committee and had regard to the recommendation dated 28 February 2007.

Findings on material questions of fact

(a) Protection of the environment

The fuels subject to this approval are used and supplied in small quantities for motor sport activities (sealed containers up to 200 litres capacity). In this context, higher levels of olefins, aromatics and lead are not expected to impact significantly on ambient air quality.

The consequences of even a small amount of MTBE contaminating water sources can be significant. Fuel containing MTBE above the limit in the Fuel Standard (Petrol) Determination is not permitted in activities occurring on fresh water lakes and waterways.

It is therefore not expected that permitting the supply of petroleum-based racing fuels for motorsport activities will have an adverse effect on the environment.

(b) Protection of occupational and public health and safety

Persons engaged in the use of these fuels may be exposed to relatively high levels of toxics. It is a condition of the approval that information is provided to the user, in the form of written safety information relating to the fuel's use and handling.

When relevant information is provided it is not anticipated that any significant occupational and public health and safety issues will be raised by these amendments.

The fuels subject to this approval are used and supplied in small quantities for motor sport activities (sealed containers up to 200 litres capacity). They do not, therefore, pose a significant risk to the general public.

(c) Interests of consumers

An approval can be granted under section 13 of the Act, and the Fuel Quality Standards Bill 2000 Revised Explanatory Memorandum states that this provision is intended for situations such as where a motor sports organisation applies for an approval for supply of non-compliant fuel on behalf of participants in an organised motor racing event.

(d) Impact on economic and regional development

It is likely that a decision not to allow the continued supply of these specialist petroleum-based racing fuels would have an adverse impact on the running of significant internationally recognised motorsport events. Such events include the Australian Formula 1 Grand Prix, the

Philip Island World Motorcycle Grand Prix and the Philip Island World Superbike motorcycle races.

These international events rely on using the same or similar fuel formulations for each race meeting, regardless of which country the event is held in. The fuels currently used at these events comply with regulations made by the FIA. FIA is the internationally recognised world controlling body for motor sport that sets the standards and guidelines for fuel within world championship motor sport.

Evidence or other material on which the findings were based

I have taken into account the Committee recommendation dated 28 February 2007 regarding this application for a variation.

Reasons for decision

- 1. The use of petroleum-based racing fuels that do not meet the requirements of the *Fuel Standard (Petrol) Determination 2001*, for legitimate motor sport activities, is supported until 31 December 2008.
- 2. The fuels subject to this approval are used and supplied in small quantities for motor sport activities.
- 3. The fuels subject to this approval are expensive compared with pump petrol available from service stations, which is a strong disincentive for any waste or misuse. These fuels do not, therefore, pose a significant risk to the general public, either through direct handling of them or through exhaust emissions.
- 4. The use of fuels containing greater than 1% MTBE will not be supported for use in water sport or recreational activities on fresh water lakes and waterways.
- 5. Conditions are attached to this approval that apply to the approval holder and regulated persons in relation to the supply of these fuels.
- 6. The granting of this approval is not expected to have a significant impact on the environment.

Minister for the Environment and Water Resources

March 2007



MINISTER FOR THE ENVIRONMENT AND WATER RESOURCES

FUEL QUALITY STANDARDS ACT 2000

GRANT OF APPROVAL - SECTION 13

I, Malcolm Bligh Turnbull, Minister for the Environment and Water Resources, pursuant to section 13 of the *Fuel Quality Standards Act 2000* (the Act), having consulted with the Fuel Standards Consultative Committee as required by section 24A of the Act, hereby grant this approval to Shell Global Solutions (the approval holder).

Petrol Determination

This approval varies the fuel standard for petrol set out in the *Fuel Standard (Petrol)* Determination 2001 in respect of supplies by the approval holder of the following Shell racing fuels:

Rally 101	LM24	M/C GP2T
WR	GTS	Historic
Turbo Rally	M/C GP4T	

This approval varies the fuel standard for petrol set out in the *Fuel Standard (Petrol) Determination 2001* so that Rally 101, WR, GTS and M/CGP2T containing MTBE up to 15% v/v; Turbo Rally containing TBA up to 7% v/v & Aromatics up to 53.6% v/v; LM24 containing MTBE up to 15.1% v/v; MCGP4T containing DIPE up to 7% v/v; and Historic containing MTBE up to 15% v/v and TBA up to 7%v/v;

will be taken to comply with the MTBE, TBA, Aromatics and DPIE parameters specified in the Determination where these fuels are supplied by the approval holder or by another person specified in Annexure 1 of this approval.

Diesel Determination

This approval also varies the fuel standard for automotive diesel set out in the *Fuel Standard (Automotive Diesel) Determination 2001* in respect of supplies by the approval holder of the following fuel:

V Power Diesel (Diesel LM24)

so that diesel with a Flashpoint 56°C min, Density 825-860kg/m³, Viscosity 3-6 cSt @40° will be taken to comply with the flashpoint, density and viscosity parameters specified in

the Determination where these fuels are supplied by the approval holder or by another person specified in <u>Annexure 1</u> of this approval.

Approval is granted subject to the conditions specified in Section 17 of the Act and in **Annexure 2** of this approval.

Approval is granted from the date of this approval until 31 December 2008.

Dated:

March 2007

Minister for the Environment and Water Resources

The following are regulated persons under paragraph 13(1)(b) of the *Fuel Quality Standards Act 2000:*

INTERNATIONAL MOTORSPORT SOLUTIONS PTY. LTD 74 Taldra Drive, FERNTREE GULLY, MELBOURNE, VICTORIA, 3156

Annexure 2

Conditions of approval

Conditions that apply to the approval holder and to the regulated persons.

This approval is subject to the following conditions:

- 1. The fuel specified in this approval may only be supplied for use in legitimate motor racing activities, and therefore the fuel may only be supplied:
 - a. to an individual who has been issued with and presents a valid and current motor or water sport organisation licence and/or identification card; or
 - b. to an individual for the purpose of testing or tuning an engine used in legitimate motor racing activities.
- 2. For the period of the approval, approval holders will report the quantity of fuel supplied and the depots from which it was supplied for each financial year. The report is to be provided by 30 September 2007 for 2006-07 and 30 September 2008 for 2007-08.
- 3. The fuel may only be supplied in sealed containers of up to 200 litres capacity.
- 4. The fuel is not to be directly dispensed from a service station forecourt fuel pump into the tank of a road-registered vehicle.
- 5. Fuel containing greater than 1% MTBE or 1% TBA is not to be supplied for use in watercraft on freshwater lakes and waterways.
- 6. The fuel specified in this approval must be accompanied by written information relating to the safe handling of the fuel, including the information that it is not to be used in watercraft on freshwater lakes and waterways.

Attachment G



MINISTER FOR THE ENVIRONMENT AND WATER RESOURCES

NOTICE UNDER SECTION 17A OF THE FUEL QUALITY STANDARDS ACT 2000 CONCERNING A DECISION UNDER SECTION 13 OF THAT ACT FOR AN APPROVAL FOR A VARIATION OF THE FUEL STANDARD (PETROL) DETERMINATION 2001

I, Malcolm Bligh Turnbull, Minister for the Environment and Water Resources, provide the following information concerning my decision to grant an approval under section 13 of the *Fuel Quality Standards Act* 2000 (the Act).

Name of approval holder

The approval has been granted to Shell Global Solutions.

Period of operation

The period of operation of the approval is from the date of the approval until 31 December 2008.

Details of the approval

This approval varies the fuel standard for petrol under the *Fuel Standard (Petrol) Determination* 2001 (the Petrol Determination) in respect of supplies of the following fuels by the approval holder, or by another person specified in **Annexure 1**:

- Rally 101
- WR
- Turbo rally
- LM24

- GTS
- M/C GP4T
- M/C GP2T
- Historic

so that petrol with the following parameters:

- Rally 101, WR, GTS and M/CGP2T containing MTBE up to 15% v/v;
- Turbo Rally containing TBA up to 7% v/v & Aromatics up to 53.6% v/v;
- LM24 containing MTBE up to 15.1% v/v;
- MCGP4T containing DIPE up to 7% v/v; and
- Historic containing MTBE up to 15% v/v & TBA up to 7%v/v

will be taken to comply with the MTBE, TBA, Aromatics and DIPE parameters specified in the Determination subject to the conditions listed in the approval at **Annexure 2**.

This approval also varies the fuel standard for automotive diesel set out in the *Fuel Standard* (Automotive Diesel) Determination 2001 for the following Shell fuel:

V Power Diesel (Diesel LM24)

such that supplies of this fuel by the approval holder or those persons specified in **Annexure 1** of the approval, which have the following properties: Flashpoint up to 56^oC min; Density 825-860kg/m³; and Viscosity 3-6 cSt @40° will be taken to comply with the flashpoint, density and viscosity parameters specified in the Determination.

A copy of the approval Instrument is attached to this Notice.

Background

Shell Global Solutions imports specialist racing fuels for major motor sport events. Many of these fuels supplied in Australia do not comply with parameters prescribed in the Determination.

Section 15 of the Act provides that the Minister must have regard to the following when deciding whether or not to grant, or amend, an approval:

- (a) the protection of the environment;
- (b) the protection of occupational and public health and safety;
- (c) the interests of consumers; and
- (d) the impact on economic and regional development.

I may also have regard to any other matters I consider relevant.

Section 24A of the Act provides that I must consult, and have regard to, the recommendations of the Fuel Standards Consultative Committee (the Committee) before granting an approval under section 13. Before signing the instrument granting the approval, I consulted with the Committee and had regard to its recommendation dated 28 February 2007.

Findings on material questions of fact

(a) Protection of the environment

The fuels subject to this approval are used and supplied in small quantities for motor sport activities (sealed containers up to 200 litres capacity). In this context, higher levels of olefins, aromatics and lead are not expected to impact significantly on ambient air quality.

The consequences of even a small amount of MTBE and TBA contaminating water sources can be significant. Fuel containing MTBE and TBA 0above the limit in the Fuel Standard (Petrol) Determination is not permitted in activities occurring on fresh water lakes and waterways.

It is therefore not expected that permitting the supply of petroleum-based racing fuels for motor sport activities will have an adverse effect on the environment.

(b) Protection of occupational and public health and safety

Persons engaged in the use of these fuels may be exposed to relatively high levels of toxics. It is a condition of the approval that information is provided to the user, in the form of written safety information relating to the fuel's use and handling.

When relevant information is provided it is not anticipated that any significant occupational and public health and safety issues will be raised by these amendments.

The fuels subject to this approval are used and supplied in small quantities for motor sport activities (sealed containers up to 200 litres capacity). They do not, therefore, pose a significant risk to the general public.

(c) Interests of consumers

An approval can be granted under section 13 of the Act, and the Fuel Quality Standards Bill 2000 Revised Explanatory Memorandum states that this provision is intended for situations such as where a motor sports organisation applies for an approval for supply of non-compliant fuel on behalf of participants in an organised motor racing event.

(d) Impact on economic and regional development

It is likely that a decision not to allow the continued supply of these specialist petroleum-based racing fuels would have an adverse impact on the running of significant internationally recognised motorsport events. Such events include the Australian Formula 1 Grand Prix, the

Philip Island World Motorcycle Grand Prix and the Philip Island World Superbike motorcycle races.

These international events rely on using the same or similar fuel formulations for each race meeting, regardless of which country the event is held in. The fuels currently used at these events comply with regulations made by the FIA. FIA is the internationally recognised world controlling body for motor sport that sets the standards and guidelines for fuel within world championship motor sport.

Evidence or other material on which the findings were based

I have taken into account the Committee recommendation dated 28 February 2007 regarding this application for a variation.

Reasons for decision

- 1. The use of petroleum-based racing fuels that do not meet the requirements of the *Fuel Standard (Petrol) Determination 2001* and the *Fuel Standard (Automotive Diesel) Determination 2001*, for legitimate motor sport activities, is supported until 31 December 2008.
- 2. The fuels subject to this approval are used and supplied in small quantities for motor sport activities.
- 3. The fuels subject to this approval are expensive compared with pump petrol available from service stations, which is a strong disincentive for any waste or misuse. These fuels do not, therefore, pose a significant risk to the general public, either through direct handling of them or through exhaust emissions.
- 4. The use of fuels containing greater than 1% MTBE or greater than 1% TBA will not be supported for use in water sport or recreational activities on fresh water lakes and waterways.
- 5. Conditions are attached to this approval that apply to the approval holder and regulated persons in relation to the supply of these fuels.
- 6. The granting of this approval is not expected to have a significant impact on the environment.

Minister for the Environment and Water Resources

March 2007

Shell Global Solutions - notice of decision - Page 3 of 3



Department of the Environment and Water Resources

NOTICE OF DECISION TO GRANT A PERMIT UNDER THE HAZARDOUS WASTE (REGULATION OF EXPORTS AND IMPORTS) ACT 1989

Pursuant to Section 33 of the *Hazardous Waste* (*Regulation of Exports and Imports*) *Act 1989*, notice is given that on 15 March 2007 a permit was granted to Universal Metals Pty Ltd (ABN 48 005 667 103), Unit 3, 81-85 Heatherdale Road, Ringwood, Victoria, 3134 (telephone 03 9873 2066, facsimile 03 9873 2527). The permit is to import up to 125 tonnes of crushed waste lamps and fluorescent tubes containing mercury from Medi Chem Waste Services Ltd of, 13 Lorien Place, East Tamaki, Auckland, New Zealand (telephone +64 9273 1998, facsimile +64 9273 1992) to Advanced Recycling Australasia Pty Ltd, 29 Reo Crescent Road, Campbellfield, Victoria 3061 (telephone 03 9308 9415, facsimile 03 9308 9416).

The waste will be transported in drums with sealable lids and/or sealable bags and/or carton boxes that will not allow the goods to spill or disperse and will be transported in seaworthy containers. The waste will be off-loaded at the Port of Melbourne, Victoria. From there, it will be transported by road to Advanced Recycling Australasia facility at Campbellfield, Victoria where it will be disposed of by recycling/reclamation of metals and metal compounds and other organic compounds.

The import will take place between 15 March 2007 and 31 January 2008.

Dr Barry Reville Assistant Secretary Environment Protection Branch

Subject to the *Administrative Appeals Tribunal Act 1975*, a person or persons whose interests are affected by this decision may, within 28 days, make an application in writing to the Department of the Environment and Water Resources requesting the reasons for the decision.

An application for independent review of the decision may be made to the Administrative Appeals Tribunal on payment of the relevant fee by the applicant within 28 days of receipt of the reasons for the decision, or within 28 days of this notice if the reasons for the decision are not sought. Applications should be made to the Deputy Registrar, Administrative Appeals Tribunal in your capital city, see under Commonwealth Government Section in the White Pages. Further information or enquiries should be directed to:

Director, Hazardous Waste Section
Department of the Environment and Water Resources
GPO Box 787
CANBERRA ACT 2601

Telephone 02 6274 1411, Facsimile 02 6274 1164, or E-mail hwa@environment.gov.au.



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, Dijana Dordevic, 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
EUROMAID	DW12S, ,	Haier Australia Pty Ltd
VENETO	VDW6**,	Haier Australia Pty Ltd
FARRAH INVESTMENTS PTY LTD	TORINO 20307/2230SQ	FARRAH INVESTMENTS PTY LTD
OSTAR	Family name: Showers-5 MH908, MH801, MH921	OSTAR INTERNATIONAL TRADING
CONTAP	0370/FL70/FT70 HAND SHOWER, 0337/FZ37/FT37 HAND SHOWER, 0341/FH41/FT41 HAND SHOWER, 0316/FJ16/FG16 HAND SHOWER	Contap Industries Pty Ltd
AUZZ	Family name: 2 Star Showers 8303-33, 8301-33	ASE Australia Pty Ltd
NEWFORM	Base 4057Q, Base 18571Q, D-Sign 62057Q, D-Sign 62060Q, D-Sign 62061Q, D-Sign 62061Q, Morpho 61860Q, Morpho 61878Q, Wellness Head Showers 575Q, X-T 4296Q, Mini-x 504Q, D-Sign 506Q	Newform S.P.A.
BOSTON	Family name: Boston Hand Held Shower Hose Handpiece 219695, 219824	FIX-A-TAP Australia Pty Limited
CARMINA	10201 Carmina S Trap, 10203 Carmina P Trap	Heris Seramik Turizm San A.S
LINDA	12219 Linda Back To Wall WC Pan	Heris Seramik Turizm San A.S
VENEDIK	20205 Venedik S Trap, 20207 Venedik P Trap	Heris Seramik Turizm San A.S
KUGU	11201 Kugu S Trap, 11203 Kugu P Trap	Heris Seramik Turizm San A.S
Tiara Duet	Tiara Duet	Tiara International Pty Ltd
KOHLER	19480A-4ND-CP, 9076A-4ND-CP, 8856A-CP, 8630A-4ND-CP, 18000A-4ND-CP, 18140A-4ND-CP, 660A-4ND-CP, 668A-CP, 18141A-CP, 18006A-CP, 18479A-CP	Beijing Kohler Co. Ltd
KOHLER	16344A-CP, 7369A-CP, 12009A-CP	Beijing Kohler Co. Ltd
ENGLEFIELD	18063A-CP, 18520A-CP, 18522A-CP	Beijing Kohler Co. Ltd
ENGLEFIELD	8600A-1ND-CP, 8600A-3ND-CP, 16582A-4ND-CP, 8620A-4ND-CP, 8608A-1-CP, 8608A-3-CP, 16584A-4-CP, 8623A-CP	Beijing Kohler Co. Ltd
KOHLER	16334A-CP, 16335A-CP	Beijing Kohler Co. Ltd
EZYFIX	Family name: EZYFIX REVOLUTION SHOWER EZYFIX REVOLUTION SHOWER MULTI SPRAY 2950.02, EZYFIX REVOLUTION SHOWER SINGLE SPRAY 2951.02	Pride Industries
MECO	Addition to Family Name: MI Series LUPMI411 LUPMI413, LUPMI418	Lupel Pty Ltd

PHOENIX	Addition to Family Name: Tap Mixer B	Phoenix Industries Pty Ltd
	KUBUS wall spout, KUBUS wall basin set	
HATRIA	Family Name: Hatria 3 Star Lavatories	Cube International Pty Ltd
	DAYTIME, Monolith	
	YOU&ME, Geberit Montage	
	ERIKA	
	MARYLIN	
	SELECTA	
AUZZ	Family Name: 0 star showers	ASE Australia Pty Ltd
	AU-S0031 AU-S011 AU-S012 AU-S001 AU-S005	
KOHLER	Purist Mirror Cabinet	Kohler Co. Australia
Contap	HAYMAN	Contap Industries Pty Ltd
Contap	150mm/200mm/250mm SHOWER ROSE	Contap Industries Pty Ltd
OSTAR	MH-935, MH-01	Ostar International Trading
OSTAR	MH934 SHOWER HEAD, MH938 SHOWER HEAD	Ostar International Trading
NOVELLI	9418-Elba	Empar Distributors
NOVELLI	9401-Elba	Empar Distributors
Caroma	Family Name: Caroma 1 Star	GWA International Ltd
	Sovereign 9/4.5 litre	
Britex	Family Name: POD	Britex Metal Products
	ARID MIST POD, GUARDIAN POD, OMEGA POD, WALL HUNG URINAL POD	

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).

D. Dadwic

Delegate for the Water Efficiency Labelling and Standards Regulator March 2007

DEPARTMENT OF THE ENVIRONMENT AND WATER RESOURES

Environment Protection and Biodiversity Conservation Act 1999

For further information see referrals list at

http://www.environment.gov.au/epbc/notices

ACTIONS DETERMINED AS REQUIRING APPROVAL (EPBC Act s.75)

Reference	Title	Relevant Protected Matters	Date
2007/3297	Moolarben Coal Mines Pty Ltd/Mining/Ulan NE of Mudgee/NSW/Moolarben Coal Mine Project	Listed threatened species and communities (sections 18 & 18A)	21-Mar-2007

ACTIONS DETERMINED AS NOT REQUIRING APPROVAL (EPBC Act s.75)

Reference	Title	Date
2007/3301	Geoscience Australia/Science and research/Lord Howe Island/NSW/Seismic Station	14-Mar-2007
2007/3299	National Archives of Australia/Commonwealth/East Block Building, Kings Avenue/ACT/fixing banner holders (top and bottom) to the fascia	13-Mar-2007
2007/3292	Queensland Department of Main Roads/Transport - land/Sunshine Coast/QLD/Sunshine Motorway Duplication between David Low Way and Pacific Paradise	08-Mar-2007
2007/3284	City of Wangaratta/Water management and use/Glenrowan/VIC/Gladstone St Brick Drain removal, Glenrowan Heritage Precinct	12-Mar-2007
2007/3283	SunWater/Water management and Use/Reed Beds Road, Burdekin Shire/QLD/extension of the existing Reed Beds Pipeline	08-Mar-2007
2007/3282	Strike Oil Limited/Exploration (mineral, oil and gas - marine)/Onslow/WA/Baniyas-1 Exploration Well, EP-424, near Onslow	12-Mar-2007
2007/3273*	Plectrum Petroleum Plc/Exploration (mineral, oil and gas - marine)/Doubtful Islands Bay/WA/2D seismic survey	08-Mar-2007
2007/3300	Parks Australia, Department of the Environment and Water Resources/Mining/Kakadu National Park/NT/Rehabilitation of Abandoned Uranium Mines in the Gunlom Aboriginal Land Trust Area	16-Mar-2007
2007/3295	Department of Transport and Regional Services/Residential development/Coconut Grove/Christmas Island/Residential upgrade, 2 Coconut Grove	15-Mar-2007
2007/3291*	SA Department for Environment and Heritage/Natural resources management/Scott Creek Conservation Park/SA/Prescribed burn	21-Mar-2007
2007/3287	Curtain Bros (Qld) Pty Ltd/Mining/Ewan/QLD/Mt Moss iron ore mining project in mining lease ML 10171	15-Mar-2007
2007/3285	Pacific Hydro Pty Ltd/Energy generation and supply (renewable)/Shire of Pyrenees/VIC/Crowlands Wind Energy Facility	14-Mar-2007
2007/3277	SQC Pty Ltd/Energy generation and supply (non-renewable)/Darwin/NT/Field trials for cultivation of microalga (Botryococcus braunii) to produce hydrocarbon diesel fuel	15-Mar-2007
2006/3198	Buckland Convalescent Hospital/Waste management (non-sewerage)/Springwood/NSW/Removal of stockpiles soil and other material	23-Feb-2007

VARIATION OF CONDITIONS OF APPROVAL (EPBC Act s.143)

Reference	Title	Date
2002/569	Callide Coalfields Pty Ltd/Mining/Biloela/QLD/Coal Mining Lease 6993 (The Bluff)	21-Mar-2007

^{*} Actions which are not controlled actions provided they are undertaken in a particular manner. Further information on provision and manner specified is available from www.environment.gov.au/epbc/notices

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 the Environment and Water Resources, or may not meet timeframes for notification. The Department of the Environment and Water Resources 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 Water Resources 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.

Finance and Administration



Lands Acquisition Act 1989

DECLARATION

I hereby declare, pursuant to the provisions of subsection 41 (1) of the Lands Acquisition Act 1989, that all interests, including all native title rights and interests (if any), all mineral rights and all rights to the control, use and flow of water on or below the surface of the land including the right to extract by use of bores, capture by use of dams and use water, in the land described in the Schedule hereunder, but excluding any interest held by:

- a. a distribution network service provider as a result of the exercise of powers under legislation authorising the provider to erect, install, operate and maintain electricity works in respect of overhead and underground transmission lines that cross the land described in the Schedule;
- b. a telecommunications service provider as a result of the exercise of powers under the *Telecommunications Act 1997* authorising the provider to erect, install, operate and maintain telecommunications works in respect of underground and above ground telecommunications lines that cross the land described in the Schedule; and
- c a competent authority as a result of the exercise of powers under legislation authorising the authority to erect, install, operate and maintain works in respect of the provision of gas, water or sewerage in relation to the land described in the Schedule;

are acquired by the Commonwealth of Australia by compulsory process for the public purpose of defence.

And I state on behalf of the Commonwealth of Australia, for the purpose of subsubparagraph 26(1)(c)(iii)(A) of the *Native Title Act 1993*, that the purpose of the acquisition of all native title rights and interests (if any) in relation to the land described in the Schedule is to confer rights or interests in relation to the land on the Commonwealth of Australia.

Dated this

day day

2007.

Richard Colbeck

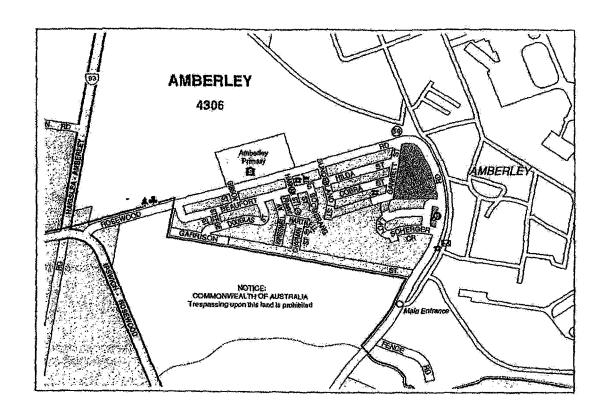
Parliamentary Secretary to the Minister for Finance and Administration

SCHEDULE

The land subject to this declaration is all the land comprising the roads commonly known as: Lady Scherger Crescent, Amberley; Gannet St, Amberley; Cobra St, Amberley; Hilda St, Amberley; Boomerang St, Amberley; Hannah St, Amberley; Garrison St, Amberley; Chapman St, Amberley; Kingswell Ave, Amberley; Douglas St, Amberley; Gibson St, Amberley; Sunderland St, Amberley; Hartnell St, Amberley; Steege St, Amberley; and Beaufort St, Amberley in the county of Churchill and the parish of Jeebropilly and more particularly identified as:

- 1. Lady Scherger Crescent, Amberley on RP225709 and RP99574;
- 2. Gannet St, Amberley on RP225709, RP108032, RP85796 and RP120144
- 3. Cobra St, Amberley on RP225709 and RP108032;
- 4. Hilda St, Amberley on RP225709, RP108032 and RP104959;
- 5. Boomerang St, Amberley on RP150220, RP108032 and RP120144;
- 6. Hannah St, Amberley on RP121668;
- 7. Garrison St, Amberley on RP121669, RP150220, RP812634, RP120144 and RP24562;
- 8. Chapman St, Amberley on RP121668;
- 9. Kingswell Ave, Amberley on RP121668;
- 10. Douglas St, Amberley on RP121669 and RP121668;
- 11. Gibson St, Amberley on RP121669;
- 12. Sunderland St, Amberley on RP150220, RP108032, RP104959 and RP120144;
- 13. Hartnell St, Amberley on RP121668 and RP150220;
- 14. Steege St, Amberley on RP121669; and
- 15. Beaufort St, Amberley on RP121669, RP108032, RP812634 and RP120144.

LOCATION PLAN



- I, Ian Campbell, Electoral Commissioner and delegate of the Electoral Commission, approve the following form for introduction on 16 April 2007 –
- Enrolment form for the Australian Capital Territory (copy attached)

Ian Campbell

Electoral Commissioner

/5 February 2007

ication for electoral enrolment in the Australian Capital Territory

You don't need to provide any other proof of identity.	I have an Australian driver's licence and have	Ð
	How are you proving your identity for electoral enrolment	How ar

Student identification card (must be current with a photograph)	Security guard/crowd control licence (must be current)	Proof of age card issued by, or under the authority of, a state or territory government	Passport (must be Australian and current)	Medicare card	Marriage certificate (must be registered in Australia)	Justice of the Peace appointment document (must be Australian)	(must be current with a photograph and signature)
(n)							

I, Ian Campbell, Electoral Commissioner and delegate of the Electoral Commission, approve the following form for introduction on 16 April 2007 –

• Enrolment form for New South Wales (copy attached)

Ian Campbell

Electoral Commissioner

/s February 2007

Please return the form to the address shown on Page 4

I have known the applicant for at least one month

(NOTE: These people who have known me for at least one month will confirm my identity below. (NOTE: These people do not have to be authorised persons) DECLARATION — by the TWO people who are confirming your identity. These people can be family of PERSON 2 I am enrolled on the Commonwealth electoral roll I am enrolled on the Commonwealth electoral roll I have forecast. I have known the applicant for at least one mouth Name of person 1 Signature of person 1 Signature of person 1 Signature of person 1 Signature of person 2 Address of person 2 Address of person 1 Debts his space ONLY if you if or example: flural, remote and other residential address details, or more details about your charactery person 2 Please return the form requested on Page 2.	6 50880 C a 2	and write their full name beside the box where you make your
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I don't have an Australian driver's licence and I don't have a document from the list above.]	#3
Please return the form to the	Yes Town of birth	7 Are you an Australian Your critizen by birth?
authorised person 🛵 authorised person		
thorised person	and/or your name?	
have sighted an original identity document for Name of applicant		
DECLARATION — by authorised person I am enrolled on the Commonwealth electoral roll am a person authorised to be shown an identity document	8	vote for the first time Nin Australia?
SHOW your document to an authorised person > SEE THE LIST ON PAGE 1 The authorised person needs to complete and sign the declaration below.	Yes 7 GTO DIESTION 7	
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Divorce documents from the Family Court of Australia a state or territory gov	Daytime (or mobile) phone number	4 Contact details D
ÜE	State Postcode	
Affairs	Leave blank if the same as residential address	8 Postal address
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Birth certificate, or an extract [must be Australian and issued at least 5 years ago) [must be Australian and issued at least 5 years ago) [must be Current with		residential address. A locality name or mail
Mark (y) DNE document only	You can give more detail or draw a simple map at Question 11 on Page 3 if necessary	
Idon't have an Australian driver's licence. have an original of ONE of the documents from the list below which I can use as good of the identity.		Given name(s)
A given my licence details at Question 8. Please return the form to the address shown on Page OR	Is a / in the boxes where appropriate. Use black of blue ink and BLUCK LETTERS. Thorr current name: Which is a boxes where appropriate use black of blue ink and BLUCK LETTERS. Trainfly name:	Se x in the boxes where appropriate Tour current name N Family name
rolime	AX vocation AX SS 1	Office use only Date received

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Mark (X) ONE document only	I don't have an Australian driver's licence. I have an original of DNE of the documents from the list below which I can use as proof of my identity.	I have an Australian driver's licence and have given my licence details at Question 8.	10 How are you proving your identity for electoral enrolment
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	w which I car	You don't need to provide any other proof of identity. Please return the form to the address shown on Page 4	4
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Many of applicant the employed for at least one mouth	I am enrolled on the Commonwealth electoral roll I can confirm the identity of	DECLARATION — by the TWO people who are confirming your identity. These people can be family or neighbours PERSON 1	I don't have an Australian driver's licence and I don't have a document from the list above. TWO people who have known me for at least one month will confirm my identify below. (NOTE: These people do not have to be authorised persons)		Signature of authorised person 🕰	Name of authorised person	I have sighted an original identity document for Name of applicant	DECLARATION — by authorised person I am enrolled on the Commonwealth electoral roll an a nerson authorised to be shown an identify document	SHOW your document to an authorised person SEE THE LIST ON PAGE 1. The authorised person needs to complete and sign the declaration below	(must be current with a photograph and signature)	Divorce documents from the Family Court of Australia Employee identification card	Defence force, Australian discharge certificate	Credit or bank account card (must be current)	Concession card from the Department of Veterans' Affairs (must be current)	Concession card from Centrelink (must be current)	Certificate of Australian citizenship	Birth certificate, or an extract (must be Australian and issued at least 5 years ago)	Mark (X) ONE document only	i durit reare an Australian criver's incerce. I have an original of ONE of the documents from the list below which I can use as proof of my identity.
None o applicant	I am enrolled on the Commonwealth electoral roll I can confirm the identity of	These people can be family or neighbours PERSON 2	rom the list above. identify below.	Please return the form to the address shown on Page 4	Address of authorised person	Authorisation number from the list on Page 1 Number				Student identification card (must be current with a photogr	Security guard/crowd control licence (must be current)	Proof of age card issued by, or under the authority of,	Passport (must be Australian and current)	Medicare card	(must be Australian)	Justice of the Peace appointment document	Firearms licence (must be current with a photograph and signature)		an use as proof of my identity.

I, Ian Campbell, Electoral Commissioner and delegate of the Electoral Commission, approve the following form for introduction on 16 April 2007 –

• Enrolment form for the Northern Territory (copy attached)

Ian Campbell

Electoral Commissioner

February 2007

Commonweal of Justice 200	One Line Inc.	and write their full "Your Signature Institute Day Or Mark When you make your	I understand that giving false or misleading information is a serious offence It is a serious offence	All the information have given on this form, including any information given at Questions 10 and/or 11, is true and complete, and	VOUR DECLARATION I have read the section about enrolment and voting on Page 1 AUTE: I rou make 2 I am eligible to enrol at the above residential address and claim enrolment for federal, legislative assembly and make a long purpose above make the properties of the p	your identity? If you don't have an Australian driver's licence > 00 TO QUESTIONS 9 and 10	Driver's licence number State of territory From 10 QUESTION 9 To 10 QUESTION 9		If you need to add more details about your clibroeship, for example, if you arrived in Australia under a different manel please included these details at Josephon 11 on Papa 9. No	Yes 🗍	No	Are you an Australian Yes Town of birth If you are an Australian of born by birth who was NOT born in Australia You must be an Australian	Previous family name Previous given name(s)	ond/or Nour name?	What was your previous or old emolied address?	↓ Are y	ing to Yes N 60 TO QUESTION 7	Email	Contact details Daytime (or mobile) phone number	State Postcode	3 Postal address Leave blank if the same as residential address	A locality name or mail State N.T Postcode Postcode	residential address Clearly your residential and your residential address clearly your residential your re			Use x in the towers where appropriate. Use black or blue ink and BLOCK LETTERS. Thour current name Mr Mrs Ms Ms Dr Other Other	QCTS Notation AXX BY NW NW	Use this form to enrol, or change our address or name details on the electoral roll
100 (100 (100 (100 (100 (100 (100 (100	Page 3	ORMATION ge 2.	Use this space ONLY If you. For example: Draw a simple map here if necessary need to provide or more details about your critizenship.		Address of person 1	Signature of Person 1	Name of person 1		I am enrolled on the Commonwealth electoral roll I can confirm the identity of Award of present	DECLAMATION — By the 1 MD people wind are committing four identity. These people can be lattiny of reignious's PERSON 1 PERSON 2	I don't have an Australian driver's licence and I don't have a document from the list above. TWO people who have known me for at least one month will confirm my identify below. (NOTE: Trace popple on only have to be authorised persons)	OR.	Signature of authorised person 2	Name of authorised person	I have sighted an original identity document for Name of appears	DECLARATION — by authorised person I am enrolled on the Commonwealth electoral roll I am a person authorised to be shown an identity document	SHOW your document to an authorised person > SEE THE LIST ON PAGE I The authorised person needs to complete and sign the declaration below.	(must be current with a photograph and signature)	Deservor loves, Australian losoitarige cer unicate Divorce documents from the Familiy Court of Australia Emplayers in containing court	(must be current) Credit or bank account card (must be current) Defends from Australian discharge conflicts	Concession card from the Department of Veterans' Affairs	(must be Australian and issued at least 5 years ago) Certificate of Australian citizenship		B I don't have an Australian driver's licence. I have an original of ONE of the documents from the list below which I can use as proof of my identity	R	I have an Australian driver's licence and have given my licence details at Question 8.	olmi	Proof of Identity
			ple: Draw a simple map here if necessary - the nearest town, major road junction and fandmarks may assist us, erails about your citizenship	Please return the form to the address shown on Page 4	Address of person 2	Signature of person 2	Name of person 2	I have known the applicant for at least one month	I am enrolled on the Commonwealth electoral roll I can confirm the identity of Week of Intelligent Week of Intelligent Week of Intelligent I the Intelligent I	enary. These people can be family or neighbours PERSON 2	ment from the list above. m ny identity below.	Please return the form to the address shown on Page 4	Address of authorised person	Authorisation number from the list on Page 1 Marriage which most applies to you			Abelow Control of the	Student identification card (must be current with a photograp)	Proof of age card issued by, or under the authority of, a state or territory government Security unarriformed control licence (must be current)	Medicare card Passport (must be Australian and current)	Marriage certificate (must be registered in Australia)	must be current with a photograph and signature) Justice of the Peace appointment document must be Australian	Firearms licence	ch I can use as proof of my identity.		You don't need to provide any other proof of Identity. Please return the form to the address shown on Page 4		4.0

I, Ian Campbell, Electoral Commissioner and delegate of the Electoral Commission, approve the following form for introduction on 16 April 2007 –

• Enrolment form for South Australia (copy attached)

lan Campbell

Electoral Commissioner

February 2007

B Do you have an Australian driver's licence as proof of your identity for Commonwealth

No

9 YOUR DECLARATION

NOTE: If you make a mark
because you are unable
to sign your name, you
must make your mark in
front of a writness.

Your Signature or Mark

Date

Page 3

2 Your current residential address

Given name(s) Family name

clearly identify your residential address.

Are you an Australian Yes Town of birth citizen by birth? All the information I have given on this form, including any information given at Questions 10 and/or 11, is true and complete, and
 I understand that giving fasse or misleading information is a serious offence I have read the section about enrolment and voting on Page 1 If you don't have an Australian driver's licence . 60 TO QUESTIONS 9 and 10 Leave blank if the same as residential address Driver's licence number Daytime (or mobile) phone number You can give more detail or draw a simple map at Question 11 on Page 3 if necessary am eligible to enrol at the above residential address and claim enrolment for federal/state and local government elections in South Australia Country of birth and/or your name?
Previous family name Are you advising a change to: Mrs Yes ___ ▶ Citizenship certificate number Have you been granted Australian citizenship? Previous given name(s) Are you an eligible British subject who was enrolled on 25 January 1984? What was your previous or old enrolled address? Ms If you need to add more details about your citizenship, for example. If you arrived in Australia under a different name please include these details at Question 11 on Page 3. Miss If you are an Australian citizen by birth who was NOT born in Australia please provide information in the space provided at Question 11 on Page 3 No. Pou may not be eligible to enrol to vote. Call the Australian Electoral Commission on 13 23 26 덕 Other State or territory of issue Mark this box if you agree to your gender, place of birth and age range being given to Members of State Parliament State State × ► GO TO QUESTION 9 Postcode Postcode B Use this space ONLY if you need to provide ADDITIONAL INFORMATION requested on Page 2. Ð Proof of identity
(NOTE: Proof of identity's not required for state enrolment purposes)
How are you proving your identity for Commonwealth electoral enrolment? **@** 5 OR

I don't have an Australian driver's licence.

I have an original of CNE of the documents I have an Australian driver's licence and have given my licence details at Question 8. I don't have an Australian driver's licence and I don't have a document from the list above TWO people who have known me for at least one month will confirm my identity below.

(NOTE: These people do not have to be authorised persons) The authorised person needs to complete and sign the declaration below SHOW your document to an authorised person > SEE THE LIST ON PAGE 1 I have an original of ONE of the documents from the list below which I can use as proof of my identify Signature of authorised person I have sighted an original identity document for Name of applicate · I am a person authorised to be shown an identity document · I have known the applicant for at least one authorised person DECLARATION — by authorised person DECLARATION — by the TWO people who are confirming your identity. These people can be family or neighbours can confirm the identity of I am enrolled on the Commonwealth electoral roll Employee identification card (must be current with a photograph and signature) Divorce documents from the Family Court of Australia Credit or bank account card (must be current) Concession card from the Department of Veterans' Affairs (must be current) Certificate of Australian citizenship Birth certificate, or an extract (must be Australian and issued at least 5 years ago) Defence force, Australian discharge certificate Concession card from Centrelink (must be current) i am enrolled on the Commonwealth electoral roll For example: Rural, remote and other residential address details, or more details about your clitzenship. N You don't need to provide any other proof of identity.

Please return the form to the address shown on Page 4 including lot and/or section number, hundred name and grid reference, Signature of person 2 Name of person 2 Please return the form to the address shown on Page 4 Address of authorised PERSON 2 I have known the I can confirm the identity of Please return the form to the address shown on Page 4 am enrolled on the Commonwealth electoral roll Marriage certificate (must be registered in Australia)
Medicare card
Medicare card
Peasgori (must be Australian and current)
Proof of the card issued by, or under the authority of a state or territory government Student identification card (must be current with a photograph) Proof of age card issued by, or under the authority of, a state or territory government Security guard/crowd control licence (must be current) number from the list on Page 1 pplies to you applicant for at least one month

Marithe

Are you enrolling to vote for the first time in Australia?

No

Yes

Date of birth

Email

Contact details

Postal address

A locality name or mail service number is not enough.

Justice of the Peace appointment document (must be Australian) Firearms licence (must be current with a photograph and signature)

I, Ian Campbell, Electoral Commissioner and delegate of the Electoral Commission, approve the following form for introduction on 16 April 2007 –

• Enrolment form for Tasmania (copy attached)

Ian Campbell

Electoral Commissioner

/ February 2007

NOTE: If you make a mark because you are unable to sign your name, you must make you mark in front of a witness. The witness must sign and write their full name beside the box whares.

Your Signature

0

If you don't have an Australian driver's licence 🕨 GO TO QUESTION 10

Date

9 YOUR DECLARATION

Driver's ticence number

No hare you an eligible British subject who was emoted on 25 January 1984?
Yes No how may not be eligible to enrol to vote. Call the Australian Electoral Commission on 13 23 26

State or territory of issue

If you need to add more details about your citizenship, for example, if you arrived in Australia, under a different name please include these details at Question 11 on Page 3

I have read the section about enrolment and voting on Page 1
 and sligble to enrol at the above residential address and element for federal, state and local government elections in Tasmania
 All the information have given on this forn, including any information given at Questions 10 and/or 11, is true and complete, and
 I understand that giving false or misleading information is a serious offence

You must be an Australian cibran or a British subject who was on the Australian electoral roll on 25 January 1984, to be eligible to enrol.

Yes Town of birth

If you are an Australian citizen by birth who was NOT born in Australia please provide information in the space provided at Question 11 on Page 3

and/or your name?
Previous family name

State

Postcode

Previous given name(s)

2 your current residential address Clearly identify your residential address.

You can give more detail or draw a simple map at Question 11 on Page 3 if necessary

Given name(s) Family name

Are you enrolling to vote for the first time?

Yes • GO TO QUESTION 7

Gender

No Are you advising a change to:

your address?

What was your previous or old enrolled address?

5 Date of birth

4 Contact details

Daytime (or mobile) phone number

State

State

TAS

Email

S Postal address

Leave blank if the same as residential address

* 8

A thave an Australian driver's licence and have bound to provide any other proof of identity. A given my licence details at Question 6. Please return the form to the address shown on Page 4. OR	10 How are you proving your identity for electoral enrolment? A Thave an Australian driver's ficence and have You don't need to provide any other proof of identity. Please return the form to the address shown on Page 4. OR	don't have an Australian driver's licence. I have an original of ONE of the documents from the list below which I can use as proof of my identity.	I don't have an Australian driver's licence. I have an original of ONE of the documents fro		
Now are you proving your identity for electional enrolm I have an Australian driver's licence and have given my licence details at Question 8.	How are you proving your identity for electoral enrolment? I have an Australian driver's licence and have you don't need to provide a given my licence details at Question 8.		OR .		
How are you proving your identity for electoral enrolment?	flow are you proving your identity for electoral enrolment?	You don't need to provide any other proof of identity. Please return the form to the address shown on Page 4	A given my licence details at Question 8.		
		roiment?	flow are you proving your identity for electoral en	E	

Use this space ONLY if you need to provide ADDITIONAL INFORMATION requested on Page 2.		Address of person 1	Signature of person 1	Name of person 1	 I have known the a 	Name of applicant	 I am enrolled on the Commo I can confirm the identity of 	DECLARATION — by PERSON 1	(NOTE: These people do	l don't have an Austra		Signature of authorised person	Name of authorised person	DECLARATION — by authorised person I am enrolled on the Commonwealth e I am a person authorised to be shown I have sighted an original identity doc	SHOW your document The authorised persor	Employee identification card (must be current with a photo	Defence force, Au Divorce document	(must be current) Credit or bank acc	Concession card from the Beneath	Mark (x) ONE document only Birth certificate, or an extract (must be Australian and issued
			5		 I have known the applicant for at least one month 		I am enrolled on the Commonwealth electoral roll I can confirm the identity of	by the TWO people who are confirming your identity. These people can be family or neighbours PERSON 2	TWO people who have known me for at least one month will confirm my identity below (NOTE: These people do not have to be authorised persons)	don't have an Australian driver's licence and I don't have a document from the list above		20		ECLARATION — by authorised person Lam enrolled on the Commonwealth electoral roll I am a person authorised to be shown an identity document I have signled an original identity document for https://document.or/	SHOW your document to an authorised person SEE THE LIST ON PAGE 1 The authorised person needs to complete and sign the declaration below.	Employee identification card (must be current with a pholograph and signature)	Defence force, Australian discharge certificate Divorce documents from the Family Court of Australia	(must be current) Credit or bank account card (must be current)	Concession card from the Denartment of Vetagons' Affaire	 (V) ONE document only Britt certificate, or an extract (must be Australian and issued at least 5 years ago)
	Please return the form to the address shown on Page 4	Address of person 2	Signature of person 2	Name of person 2	 I have known the applicant for at least one month 	Marker of squarer	I am enrolled on the Commonwealth electoral roll I can confirm the identity of	hese people can be family or neighbours PERSON 2	dentity below.	om the list above.	▶ Please return the form to the address shown on Page 4	Address of authorised person	Authorisation number from the list on Page 1 which most applies to you		1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	Security guard/crowd control licence (must be current) Student identification card (must be current with a photograph)	Proof of age card issued by, or under the authority of, a state or territory government	Medicare card Passont (must be Australian and nurrent)	(must be Australian) Marriage certificate (must be registered in Australia)	Firearms licence [musl be current with a photograph and signature]

I, Ian Campbell, Electoral Commissioner and delegate of the Electoral Commission, approve the following form for introduction on 16 April 2007 –

• Enrolment form for Victoria (copy attached)

Ian Campbell

Electoral Commissioner

// February 2007

Concession card from the Department of Veterans' Affairs Martiage card card from the registered in Australia Concession card of the meaning Court of Australia Concession card from the Family Court of Australia Court of
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I, Ian Campbell, Electoral Commissioner and delegate of the Electoral Commission, approve the following form for introduction on 16 April 2007 –

• Enrolment form for Queensland (copy attached)

Ian Campbell

Electoral Commissioner

/**S** February 2007

▶ Please return the form to the address shown on Page 4

I have known the applicant for at least one month

I am enrolled on the Commonwealth electoral roll
 I can confirm the identity of

Please return the form to the address shown on Page 4

Number

Passport (must be Australian and current)
Proof of age card issued by, or under the authority of, a state or territory government
Security guard/crowd control licence (must be current)
Student identification card (must be current with a photograph)

Marriage certificate (must be registered in Australia)
Medicare card

Page 2			because you are unable to sign your name; you must make your mark in front of a witness	9	vour identity?	B Do you have an D	3 - Datamer 1991	to be on the state electoral roll on	Wito Was on the No Australian electoral roll on 25 January 1984, to be eligible to enrol. For Queensland elections	You must be an Australian citizen, or a British subject	7 Are you an Australian Ye citizen by birth?			Are you enrolling to Yes vote for the first time in Australia? No	5 Date of birth	<i></i>		3 Postal address	rn clearly identify your residential address. A localify name or mail service number is not enough.	2 Your current residential address	Given name(s)	-	Office use only Date received	Use Use
Latte Ormonies and obligation (CD)	Your Signature Or Wark	I understand that giving false or misleading information is a serious offence	fledgraf, state and local government elections in Queensland All the information I have given on this form, including any information given at Questions 10 ant/Jor 11, is true and complete, and	I have read the section about enrolment and voting on Page 1 I am eliable to enrol at the above residential address and claim enrolment for	If you don't have an Australian driver's licence ▶ CO TO QUESTIONS 9 and 10	Driver's ficence number State or territory ▶ 60 TO QUESTION 9	NO → Are you all eligine strusel subject while was elilioned of 22 January 1 2041. Yes → No → You may not be eligible to enrol to vote. Call the Australian Electoral Commission on 13 23 26.]	Have you Yes	If you are an Australian citizan by birth who was NOT born in Australia please provide information in the space provided at Question 11 on Page 3	Yes ▶ Town of birth © 0.000 guestions	end/or → your name? Previous family name Previous given name(s)	State Postcode	s	Gender Occupation	Daytime (or mobile) phone number	State Postcode	Leeve blank if the same as residential address	State Q L D Postcode	You can give more detail or draw a simple map at Question 11 on Page 3 if necessary		Use X in the boxes where anypropriate. Use black or blue ink and BLOCKLETTERS. If Your current name		Application for electoral enrolment in Queensland se this form to enrol, or change your address or name details on the electoral roll
Page 3	ADDITIONAL INFORMATION requested on Page 2.	Use this space ONLY if you. For example: Fural, remote and other residential address details, including your real property description (but/9-iponion number), need to provide. Or more details about your chaptership.		Address of person 1	Signature of person 1 🖭	Name of person 1	I have known the applicant for at least one month	I am enrolled on the Commonwealth electoral roll I can confirm the identity of	(NOTE: Tr DECLAR PERSON	0.4		Signature of authorised person Z	Name of authorised person	The authorised person needs to complete and sign the declaration beto DECLARATION — by authorised person in the commonwealth electoral roll in am enrolled on the Commonwealth electoral roll in am a person authorised to be shown an identity document in have sighted an original identity document for Name of apparent	SHOW your document to an authorised person > SEE THE LIST ON PAGE 1	Divorce documents from the Family Court of Australia Employee identification card (must be current with a photograph and signature)	Credit or bank account card (must be current) Defence bore, Australian discharge certificate	Concession card from the Department of Veterans' Affairs	Bith certificate, or an extract (must be Australian and issued at least 5 years ago) Certificate of Australian citizenship Concession card from Centrelink (must be current)		I don't have an Australian driver's licence.	I have an Australian driver's licence and have you don't need to given my licence details at Question 8. Please return the l	How are you proving your identity for electoral enrolment?	Proof of identity
		including your real property description (lot/RP/portion number).	▶ Please return the form to the address sho	Address of person 2	Signature of person 2	Name of person 2	I have known the applicant for at least one	 I am enrolled on the Commonwealth elector I can confirm the identity of 	ny identrry delow. Ny These people can be family or neighbours PERSON 2	8	Please return the form to the address sho	Address of authorised person	Authorisation number from the list on Page 1 which most applies to you	000			Proof of are card issued by or under	Marriage certificate (must be registe	Firearms licence (must be current with a photograph as Justice of the Peace appointment do (must be Australian)	can use as proof of my identity.		You don't need to provide any other proof of identity. Please return the form to the address shown on Page 4		

© S D ™	How are you proving your identity for electoral enrolment? A I have an Australian driver's licence and have provide any other proof of identity, given my licence details at Question 8. Please return the form to the address shown on Pagy OR I don't have an Australian driver's licence. I have an original of ONE of the documents from the list below which I can use as proof of my identity.	ment? You don't need to provide any other proof of identity. Please return the form to the address shown on Page 4 he list below which I can use as proof of my identity.
=	I don't have an Australian driver's licence. I have an original of ONE of the documents from the list below which I can us	e as proof of my identity.
	Mark (X) DNE document only Birth certificate, or an extract (must be Australian and issued at least 5 years ago)	Frearms licence (must be current with a photograph and signature)
	Certificate of Australian citizenship	Justice of the Peace appointment document (must be Australian)

- I, Ian Campbell, Electoral Commissioner and delegate of the Electoral Commission, approve the following form for introduction on 16 April 2007 –
- Enrolment form for Western Australia (copy attached)

lan Campbell

Electoral Commissioner

// February 2007

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And the part of th	Dr. Other December	I am enrolled on the loan confirm the idea.	PERSON 1 - I am enrolled on the Commonwealth electoral roll - I can confirm the identity of - I can confirm the identity of	name piesse include these details at Question 11 on Page 3 ble British subject who was emolied on 25 January 1984? b You may not be eligible to enrol to vote. Call the Australian Electoral Commission on 13 23 26	No 🖵
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Mrs Ms Ms Ms Dr Other Press reum me torm to me and OR OR Con give more detail or draw a simple map at Question 11 on Page 3 if necessary Mark (2) ONE document only Birth certificate or Australian artises and stream and several and issued at least 5 years ago) Concession card from the Department of Veterans' Affairs State WA Postcode State Postcode Concession card from the Department of Veterans' Affairs	Acx RM Indige Details of the declaration in the declaration of the provide any on the proving your identity for <u>Commonwealth</u> electroral enrolment? A siven my leader declaration and have house of the document and have any on the provide any on the provide and the pr	Proof of ago	Defence force, Australian discharge certificate Divorce documents from the Family Court of Australia		
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I, Ian Campbell, Electoral Commissioner and delegate for the Electoral Commission, approve the Absent/Provisional Votes declaration, the Provisional Vote statement and the Pre-Poll Votes application and declaration.

I Campbell

Electoral Commissioner

/ F March 2007

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NOTE: Giving false or misleading information is a serious offence

PROVISIONAL VOTING

If you are claiming a vote for the Division and:

- your name and/or address cannot be found on the certified list of voters; or
- your name is marked as having already been issued with a ballot paper;

you are entitled to cast a provisional vote.

You will be asked to provide proof of your identity. A list of acceptable identity documents is detailed below. (This is required under the Commonwealth Electoral Act s235 (1B).)

Your declaration will be checked against records held in the divisional office before the Divisional Returning Officer decides, on the basis of those records, whether your vote can be counted. If a decision is made not to count your vote, the Divisional Retuning Officer will advise you in writing.

If your name has not been found on the certified list, please also complete an electoral enrolment form.

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Given name(s)		
Your PERMANENT address		
Your date of birth (DAY / MONTH / YEAR)	1 1
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NOTE: Giving false or misleading information is a serious offence

Health and Ageing



COMMONWEATLH OF AUSTRALIA

THERAPEUTIC GOODS ACT 1989

SECTION 14 and 14A NOTICE

I, Larry Kelly, the Delegate of the Secretary of the Department of Health and Ageing for the purposes of subsection 14 and 14A of the *Therapeutic Goods Act 1989* ("the Act") give my consent for

Sanofi Pasteur Locked Bag 2227 North Ryde Business Centre NSW 1670

to supply from 8 January 2007 to 8 January 2008, CSL Human Tuberculin PPD 100 IU/ml injection multidose vial AUSTR 28624, that does not comply with TGO 69 with respect to-:

Carton Label and Container label –

- product name (3(2)a), using TUBERSOL Tuberculin Purified Protein Derivative (Mantoux) in place of Human Tuberculin PPD 100 IU/ml injection multidose vial.
- Expression of potency in International Units (5(1)b)
- omission of name of dosage form (3(2)e)

Carton Label -

• omission of name of source organism (3(10)g).

Container Label -

• omission of name or registered trademark of sponsor or supplier (3(11)).

and British Pharmacopoeia with respect to tests conducted on the Intermediate and/or Final Product (specifically, Sensitisation and Test for Live Mycobacteria).

Supply of this product is subject to the standard conditions applying to the supply of goods registered in the Australian Register of Therapeutic Goods.

This grant of exemption replaces that previously issued applying to AustR 28624 (dated 8 January 2007).

(signed by)
Dr Larry Kelly
Director TGA Laboratories
Delegate of the Secretary
9 March 2007



COMMONWEALTH OF AUSTRALIA

THERAPEUTIC GOODS ACT 1989

SECTION 14 and 14A NOTICE

On 1 March 2007, the delegate of the Secretary of the Department of Health and Ageing for the purposes of subsection 14 and 14A of the *Therapeutic Goods Act 1989* ("the Act") gave his consent for Baxter Healthcare Pty Ltd, 1 Baxter Drive, Old Toongabbie N.S.W. 2146 ("the Company") to supply Baxter Fluconazole 400mg/200ml injection bags [AUST R 126432], which are exempt from compliance with Therapeutic Goods Order No 69 (TGO 69) "General requirements for labels for medicines" which require the label to include the storage conditions and the name and address of the sponsor or supplier of the goods

The conditions for this consent under section 15(1) of the Act are all of the following:

1. For the labelling printed on the bags for the 400mg/200ml presentation of the above product to be exempt from clauses 3(2)(j) and 3(2)(l) of Therapeutics Goods Order 69 which require labels to include the storage conditions and the name.



COMMONWEALTH OF AUSTRALIA

THERAPEUTIC GOODS ACT 1989

SECTION 14 and 14A NOTICE

On 7 December 2006, the delegate of the Secretary of the Department of Health and Ageing for the purposes of subsection 14 and 14A of the *Therapeutic Goods Act 1989* ("the Act") gave his consent for PharmaLink Pty Ltd, Level 8/67, Albert Avenue, Chatswood NSW 2067 ("the Company") to supply benztropine mesylate (Cogentin) 2mg/2mL injection in ampoules [AUST R 10452], which are exempt from the compliance with Therapeutic Goods order No 69(TGO 69) "General requirements for labels for medicines",.

Pursuant to section 15(1) of the Act, my consent is subject to the following conditions:

- 1. The exemption applies to batch 0362F only (2623 packs of 5 ampoules/pack) as a temporary measure to overcome stock shortage of the product in Australia.
- 2. The product will be supplied with the approved carton label but bearing the name and the address of the previous sponsor of this product, and the Australian PI.
- No other changes have been made to the product. 3.
- 4. Your company will pay any relevant fee associated with an application of this nature.



COMMONWEALTH OF AUSTRALIA

THERAPEUTIC GOODS ACT 1989

SECTION 14 and 14A NOTICE

On 11 January 2007, the delegate of the Secretary of the Department of Health and Ageing for the purposes of subsection 14 and 14A of the *Therapeutic Goods Act 1989* ("the Act") gave his consent for Genrx Pty Ltd, Suite 2B, Level 3, Building A, 11 Talavera Road, North Ryde. N.S.W. 2113 ("the Company") to supply Cephalexin [as monohydrate] (Chemart Cephalexin)250mg Capsules [AUST R 73868], which are exempt from the compliance with Therapeutic Goods order No 69(TGO 69) "General requirements for labels for medicines", specifically that the excipients hydrochloric acid for pH adjustment and water for injection omitted.

The conditions for this consent under section 15(1) of the Act are all of the following:

- 1. The exemption applies to 29,000 units of batch 1711015.
- 2. The exempted labels are those supplied with your application.
- 3. No other changes have been made to the product.



THERAPEUTIC GOODS ACT 1989

SUSPENSION OF ENTRIES FROM THE AUSTRALIAN REGISTER OF THERAPEUTIC GOODS

I, Shelley Tang, delegate of the Secretary to the Department of Health and Ageing for the purposes of section 41GA of the *Therapeutic Goods Act 1989* (the Act), hereby publish details of the following entries that have been suspended from the Australian Register of Therapeutic Goods under section 41GA(1)(a) of the Act:

Sponsor: Livingstone International Pty Ltd

ARTG name of goods: Powder Free Vinyl Examination gloves (sizes medium and small)

ARTG number: 96408, 96666 & 110800

Suspension period: 6 months ending 18 September 2007

Sponsor: Selwyn International (T/A ICA International Cosmetic Applicators)

ARTG name of goods: Selwyn International Hand Care Vinyl Examination gloves (sizes

large and small)

ARTG number: 96195

Suspension period: 6 months ending 18 September 2007

Sponsor: Ultra Medicocare Supplies Pty Ltd

ARTG name of goods: Ultramedicocare Prosafe Vinyl Examination gloves (sizes large,

medium and small)
ARTG number: 123068

Suspension period: 6 months ending 18 September 2007

(Signed by)
Shelley Tang
Delegate of the Secretary to the Department of Health and Ageing
A/g Director
Office of Devices, Blood and Tissues

16 March 2007



THERAPEUTIC GOODS ACT 1989

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

I, Mark Doverty, delegate of the Secretary for the purpose of section 41 of the *Therapeutic Goods Act*, hereby publish the following details concerning the revocation of a licence to manufacture therapeutic goods:

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

PHARMACEUTICAL FILLERS PTY LIMITED - LICENCE NO. 75178 - AT THE REQUEST OF THE MANUFACTURER.

ENERSOL PTY LTD T/AS ENERSOL CONSULTING ENGINEERS - LICENCE NO. MI-28062005-LI-000651-1 - AT THE REQUEST OF THE MANUFACTURER.

ULTRA MIX (AUST) PTY LTD – LICENCE NO. 68376 – AT THE REQUEST OF THE MANUFACTURER.

LIR AUSTRALIA PTY LTD – LICENCE NO. 1431 - AT THE REQUEST OF THE MANUFACTURER.

Signed by:
Dr Mark Doverty
Delegate of the Secretary

13 March 2007

Transport and Regional Services

Form 6 Permit for unlicensed ship - continuing

(regulation 6)

No: 993

Navigation Act 1912

PERMIT FOR UNLICENSED SHIP - CONTINUING

I Darren Crombie, in excercise of the power delegated to me by the Minister under Section 9 of the Navigation Act 1912, grant, under section 286 of the Act, permission for the ship specified in this permit to carry passengers or cargo or both between the ports specified, subject to any conditions set out on this permit.

This Permit remains in force from 3/04/2007 to 2/07/2007.

Details about ship

Name of Ship:	MAERSK DAYTON	Port of Registry:	HAMBURG
IMO No. of Ship:	9232589	Name of Owner:	Maersk line

Name of ports for which permit issued

Fremantle, Sydney, Melbourne and Adelaide

Permit Conditions

- 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 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.
- 3. General Cargo only may be carried.
- The cargo may only be carried from: Fremantle to Sydney and Melbourne, Sydney to Fremantle, Melbourne to Fremantle, Adelaide to Fremantle
- 5. If there is a change in schedule the Operations Centre must be advised before the vessel sails.
- 6. 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.
- 7. 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.
- 8. 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 cargo.
- 9. 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. Contact details of relevant licensed operators are available on request from the Operations Centre.

Signature of delegate

Date:

Official

Stamp



Form 6 Permit for unlicensed ship - continuing

(regulation 6)

No: 992

Navigation Act 1912

PERMIT FOR UNLICENSED SHIP - CONTINUING

I Darren Crombie, in excercise of the power delegated to me by the Minister under Section 9 of the Navigation Act 1912, grant, under section 286 of the Act, permission for the ship specified in this permit to carry passengers or cargo or both between the ports specified, subject to any conditions set out on this permit.

This Permit remains in force from 29/04/2007 to 28/07/2007.

Details about ship

Name of Ship:	NORDWELLE	Port of Registry:	LIMASSOL
IMO No. of Ship:	9294537	Name of Owner:	Nordwelle Maritime Company Ltd

Name of ports for which permit issued

Brisbane, Sydney, Bell Bay and Fremantle

Permit Conditions

- 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 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.
- 3. General Cargo only may be carried.
- 4. The cargo may only be carried from: Brisbane to Bell Bay and Fremantle, Sydney to Bell Bay and Fremantle, Bell Bay to Fremantle, Fremantle to Bell Bay and Brisbane
- 5. If there is a change in schedule the Operations Centre must be advised before the vessel sails.
- 6. 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.
- 7. 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.
- 8. 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 cargo.
- 9. 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. Contact details of relevant licensed operators are available on request from the Operations Centre.

Signature of delegate

Date:

Official
Stamp

Official
Stamp

AIRPORTS (ENVIRONMENT PROTECTION) REGULATIONS 1997 NOTICE PURSUANT TO SUBREGULATION 5.15(1)

DEPARTMENT OF TRANSPORT & REGIONAL SERVICES NOTICE OF GRANTING OF AUTHORISATION

Authorisation Number SYD 01/2007

On 21 March 2007 Sydney Water Corporation (ABN 49 776 225 038) located at Cnr Bigge and Moore Streets Liverpool NSW 2170 was granted an authorisation, by the Airport Environment Officer for Sydney (Kingsford-Smith) Airport, under regulation 5.09 of the Airports (Environment Protection) Regulations 1997 ("the Regulations"), to carry out periodic discharge of sewage from an overflow point into a discharge bay in the Mill Pond at Sydney (Kingsford-Smith) Airport. The release of sewage may exceed the limits of water pollution listed under Schedule 2 of the Regulations.

The authorisation is accompanied by an Environmental Management Plan and is valid from 21 March 2007 to 20 March 2010.

A copy of the authorisation (number SYD 01/2007) may be inspected at the offices of Sydney Airport Corporation Limited, which are located at Sydney International Airport NSW, between 9 AM and 5 PM on business days.

GM MARSEC 066/2007



Maritime Transport and Offshore Facilities Security Act 2003

NOTICE OF DECLARATION REVOKING OF SECURITY REGULATED PORT

In the Government Notices Gazette No GN 22 on 2 June 2004 the declaration of area of the Port of Stanley intended for use either wholly or partly in connection with the movement, loading, unloading, maintenance or provisioning of security regulated ships, the boundaries of which were shown on the accompanying map no. 14, were gazetted as a security regulated port under subsection 13(1) of the Maritime Transport Security Act 2003 (the Act).

I, JOHN ANTHONY KILNER, General Manager, Maritime and Surface Security Branch, Office of Transport Security, Department of Transport and Regional Services revoke the DECLARATION in Government Notices Gazette No GN 22 that the area of the Port of Stanley intended for use either wholly or partly in connection with the movement, loading, unloading, maintenance or provisioning of security regulated ships, the boundaries of which were shown on the accompanying map (Port of Stanley), were gazetted as a security regulated port under subsection 13(1) of the Maritime Transport Security Act 2003 (the Act).

Date:

22 / March 2007

John Kilner

Delegate of the Secretary of the

Department of Transport and Regional Services

GM MARSEC 067/2007



Maritime Transport and Offshore Facilities Security Act 2003

NOTICE OF DESIGNATION REVOKING OF PORT OPERATOR

In the Government Notices Gazette No GN 22 on 2 June 2004 Hobart Ports Corporation was designated as the person who is the Port Operator under section 14 of the Maritime Transport Security Act 2003 (the ACT) for the Port of Stanley which was declared a security regulated port under subsection 13(1) in the same Government Notices Gazette.

I, JOHN ANTHONY KILNER, General Manager, Maritime and Surface Security Branch, Office of Transport Security, Department of Transport and Regional Services revoke the DESIGNATION of Hobart Ports Corporation as the port operator for the security regulated port of Port of Stanley

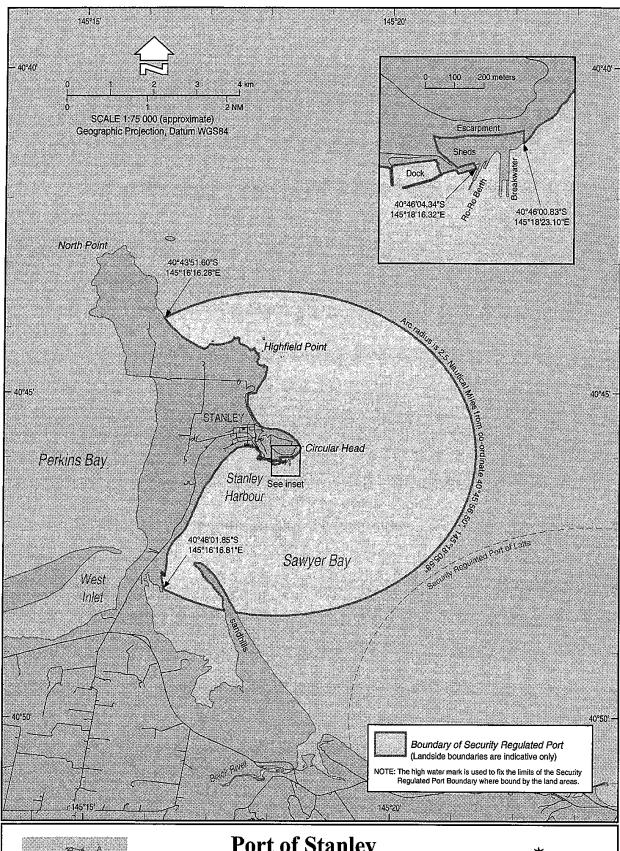
Date:

22~ March 2007

John Kilner

Delegate of the Secretary of the

Department of Transport and Regional Services





Port of Stanley Security Regulated Port Boundary

Sheet 1 of 1

This map shows the boundaries of the security regulated port for the purposes of the Maritime Transport & Offshore Facilities Security Act 2003. The map is not intended for navigational purposes. Further information can be obtained from the Office of Transport Security (OTS), GPO Box 594, Department of Transport & Regional Services, Canberra ACT 2601, or phone the OTS Operations Centre on 1300 307 288.



Form 6 Permit for unlicensed ship - continuing

(regulation 6)

No: 996

Navigation Act 1912

PERMIT FOR UNLICENSED SHIP - CONTINUING

I Cheryl Johnson, in excercise of the power delegated to me by the Minister under Section 9 of the Navigation Act 1912, grant, under section 286 of the Act, permission for the ship specified in this permit to carry passengers or cargo or both between the ports specified, subject to any conditions set out on this permit.

This Permit remains in force from 23/03/2007 to 22/06/2007.

Details about ship

Name of Ship:	MOL GOLDEN WATTLE	Port of Registry:	MONROVIA
IMO No. of Ship:	8507676	Name of Owner:	Orange Container Line Co Ltd

Name of ports for which permit issued

Melbourne, Adelaide and Fremantle

Permit Conditions

- 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 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.
- 3. General Cargo only may be carried.
- 4. The cargo may only be carried from: Melbourne to Adelaide and Fremantle: Adelaide to Fremantle:
- 5. If there is a change in schedule the Operations Centre must be advised before the vessel sails.
- 6. 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.
- 7. 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.
- 8. 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 cargo.
- 9. 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. Contact details of relevant licensed operators are available on request from the Operations Centre.

Signature of delegate

Date:

Official Stamp



Treasury

INTERNATIONAL TAX AGREEMENTS ACT 1953

NOTICE UNDER SECTION 4A SPECIFYING THE EXPANSION OF TAXES COVERED BY THE EXCHANGE OF INFORMATION PROVISIONS IN THE AUSTRALIA-MEXICO DOUBLE TAXATION AGREEMENT

NOTICE is hereby given in pursuance of section 4A of the *International Tax Agreements Act 1953* that pursuant to subparagraph 11(c) of the Protocol to the Agreement between the Government of Australia and the Government of the United Mexican States for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income (being the agreement a copy of which is set out in Schedule 47 to that Act), the scope of taxes covered in the exchange of information Article in that agreement was extended to include Australia's goods and services tax on 22 January 2007.

Dated this 13th day of March, 2007

Peter Craig Dutton

Minister for Revenue and Assistant Treasurer

INTERNATIONAL TAX AGREEMENTS ACT 1953

NOTICE UNDER SECTION 4A SPECIFYING THAT THE AMENDING PROTOCOL TO THE AUSTRALIA-NEW ZEALAND DOUBLE TAXATION AGREEMENT SHALL APPLY

NOTICE is hereby given in pursuance of section 4A of the *International Tax Agreements Act 1953* that the Protocol amending the Agreement between the Government of Australia and the Government of New Zealand for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income (being the agreement a copy of which is set out in Schedule 4 to that Act) entered into force on 22 January 2007.

Dated this 13th day of Carel, 2007

Peter Craig Dutton

Minister for Revenue and Assistant Treasurer

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 21A(2)

WHEREAS -

- (A) Suresh Shannon Cyril Xavier is a foreign person for the purposes of section 21A of the Foreign Acquisitions and Takeovers Act 1975 ("the Act"); and
- (B) Suresh Shannon Cyril Xavier proposes to acquire an interest in Australian urban land known as Unit 15, 13 Crimea Street, St Kilda, Victoria and referred to in the notice furnished on 9 November 2007 under section 26A of the Act.

NOW THEREFORE, I, Patrick Colmer, 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, being satisfied that:

- (i) Suresh Shannon Cyril Xavier 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 2014 day of HARCH 2007

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 22(1)

WHEREAS -

- (A) Nissan Mofkadi is a foreign person for the purposes of section 21A of the Foreign Acquisitions and Takeovers Act 1975 ('the Act'); and
- Nissian Mofkadi proposes to acquire an interest in Australian urban land known as Lot 83 (B) Creekbank Place, Caroline Springs and referred to in the notice furnished on 15 February 2007 received under section 26A of the Act.

NOW THEREFORE, I, Patrick Colmer, 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 Zo H day of MANCH

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 22(1)

WHEREAS -

- (A) Hans Mende and Ingrid Mende as Trustees for the Mende Family Trust are foreign persons for the purposes of section 21A of the Foreign Acquisitions and Takeovers Act 1975 ('the Act'); and
- (B) Hans Mende and Ingrid Mende as Trustees for the Mende Family Trust propose to acquire an interest in Australian urban land known as Bamborough Island, Qld and referred to in the notice furnished on 15 February 2007 under section 26A of the Act.

NOW THEREFORE, I, Patrick Colmer, 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 2014 day of MACH 2007

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 22(1)

WHEREAS -

- (A) Nissan Mofkadi is a foreign person for the purposes of section 21A of the Foreign Acquisitions and Takeovers Act 1975 ('the Act'); and
- (B) Nissian Mofkadi proposes to acquire an interest in Australian urban land known as Lot 83 Creekbank Place, Caroline Springs and referred to in the notice furnished on 15 February 2007 received under section 26A of the Act.

NOW THEREFORE, I, Patrick Colmer, 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 20 H day of MANCH 2007

Foreign Acquisitions and Takeovers Act 1975 ORDER UNDER SUBSECTION 21A(2)

WHEREAS -

- (A) Shuiting Ji is a foreign person for the purposes of section 21A of the Foreign Acquisitions and Takeovers Act 1975 ("the Act"); and
- (B) Shuiting Ji proposes to acquire an interest in Australian urban land known as 2 Vera Avenue, Earlwood, NSW and referred to in the notice furnished on 22 November 2006 under section 26A of the Act.

NOW THEREFORE, I, Patrick Colmer, 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, being satisfied that:

- (i) Shuiting Ji 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 2011 day of MARCH 2007

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 22(1)

WHEREAS -

- (A) Stewart Price and Sui Price are foreign persons for the purposes of section 21A of the Foreign Acquisitions and Takeovers Act 1975 ('the Act'); and
- (B) Stewart Price and Sui Price propose to acquire an interest in Australian urban land known as Lot 75 Bentley Drive, Regency Downs, Qld and referred to in the notice furnished on 14 February 2007 under section 26A of the Act.

NOW THEREFORE, I, Patrick Colmer, 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 16th day of MARCH 2007



TRADE PRACTICES ACT 1974

Revocation of declaration under sub-section 152AL(3)

- 1. The Australian Competition and Consumer Commission (the Commission) hereby revokes the declaration of the Analogue Subscription Television Broadcast Carriage Service declared on 1 September 1999 pursuant to subsection 152AL(3) of the *Trade Practices Act* 1974.
- 2. This revocation of declaration takes effect on 14 March 2007.
- 3. The Analogue Subscription Television Broadcast Carriage Service is described in Annexure 1.
- 4. This revocation of declaration was made by decision of the Commission on 14 March 2007.

Graeme Samuel Chairman

Dated: 1+ (lock, 2007

Annexure 1: Service Description

The Analogue Subscription Television Broadcast Carriage Service is:

A service for the carriage, by means of lines, of analogue signals used for the purposes of transmitting a subscription television service from a facility owned, controlled or operated by a carrier or carriage service provider to any point on, or in, a line link, customer cabling, or customer equipment connected to that facility.

Examples of this service are the delivery of analogue signals used for the purposes of transmitting a subscription television service to:

- 1. an end-user's television set;
- 2. conditional-access customer equipment of an end-user, or potential end-user, of a subscription television service;
- 3. a wall socket at the premises of an end-user, or potential end-user, of a subscription television service;
- 4. a point on a line link from which a lead-in connection may be run to the premises of an end-user, or potential end-user, of a subscription television service.

For the avoidance of doubt:

- 1. this declaration covers a service even if the service is not provided exclusively by means of lines, e.g. if it is also provided by means of conditional-access customer equipment;
- 2. this declaration does not cover a service provided partly by means of lines where the signals are carried to the boundary of a telecommunications network by means other than lines, e.g. by means of radiocommunication; and
- 3. customer equipment and customer cabling shall be taken to be connected to a facility if it is connected to a line connected to that facility.

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 RULING			
Ruling Number	Subject	Brief Description		
TD 2007/3	Income tax: is a deduction allowable to complying superannuation funds, under section 279 of the Income Tax Assessment Act 1936, for insurance premiums attributable to the provision of benefits for members in the event of temporary disability longer than two years?	This Determination concludes that a deduction is allowable to a complying superannuation fund under section 279 of the <i>Income Tax Assessment Act 1936</i> for premiums on insurance policies where income payments may be made to members of that fund pursuant to such a policy during periods of temporary disability which last longer than two years. This Determination applies both before and after 28 March 2007.		
TD 2007/4	Income tax: capital gains tax: is a 'policy of insurance on the life of an individual' in section 118-300 of the Income Tax Assessment Act 1997 limited to a life insurance policy within the common law meaning of that expression?	This Determination concludes that the expression 'policy of insurance on the life of an individual' in section 118-300 of the <i>Income Tax Assessment Act 1997</i> includes, but is not limited to, life insurance policies within the common law meaning of that term. This Determination applies to years commencing both before and after 28 March 2007.		
TD 2007/6	Fringe benefits tax: for the purposes of section 28 of the Fringe Benefits Tax Assessment Act 1986 what are the indexation factors for valuing non-remote housing for the fringe benefits tax year commencing on 1 April 2007?	This Determination provides the indexation factors for the purpose of valuing non-remote housing for the fringe benefits tax (FBT) year commencing 1 April 2007. This Determination applies to the FBT year commencing 1 April 2007.		
TD 2007/7	Fringe benefits tax: for the purposes of section 135C of the <i>Fringe Benefits Tax Assessment Act 1986</i> , what is the exemption threshold for the fringe benefits tax year commencing on 1 April 2007?	This Determination provides the exemption threshold for the fringe benefits tax (FBT) year commencing 1 April 2007. This Determination applies to the FBT year commencing 1 April 2007.		
TD 2007/8	Fringe benefits tax: what are the rates to be applied on a cents per kilometre basis for calculating the taxable value of a fringe benefit arising from the private use of a motor vehicle other than a car for the fringe benefits tax year commencing on 1 April 2007?	This Determination provides the rates to be applied where the cents per kilometre basis is used for the fringe benefits tax (FBT) year commencing on 1 April 2007. This Determination applies to the FBT year commencing 1 April 2007.		

	NOTICE OF RULING			
Ruling Number	Subject	Brief Description		
TD 2007/9	Fringe benefits tax: for the purposes of Division 7 of Part III of the Fringe Benefits Tax Assessment Act 1986, what amount represents a reasonable food component of a living-away-from-home allowance for expatriate employees for the fringe benefits tax year commencing on 1 April 2007?	This Determination provides the amounts that are acceptable as a food component for the fringe benefits tax (FBT) year commencing 1 April 2007. This Determination applies to the FBT year commencing 1 April 2007.		
TD 2007/10	Fringe benefits tax: what is the benchmark interest rate to be used for the fringe benefits tax year commencing on 1 April 2007?	This Determination provides the benchmark interest rate for the fringe benefits tax (FBT) year commencing 1 April 2007. This Determination applies to the FBT year commencing 1 April 2007.		
PR 2007/20	Income tax: ING Life Limited – OneCare Policy – Life Cover, Total and Permanent Disability Cover and/or Trauma Cover	This Ruling applies to the class of entities who enter the scheme described in the Ruling which involves the payment of insurance benefits in accordance with the 'instalment benefit payment type' (monthly instalment benefit) to individual persons who are policy owners, or their nominated beneficiaries, under the OneCare Policy offered by ING Life Limited in respect of Life Cover, Total and Permanent Disability Cover and/or Trauma Cover. This Ruling applies prospectively from 28 March 2007.		
PR 2007/24	Income tax: Great Southern 2007 Diversified Olives Income Project – 2007 Growers	This Ruling applies to Growers who are accepted to participate in the scheme specified in this Ruling on or after 28 March 2007 and who execute the relevant Project Agreements on or before 15 June 2007 for the commercial growing of conventional and organic olives. This Ruling applies prospectively from 28 March 2007.		
PR 2007/25	Income tax: Kiri Park Project No. 2 – NCL	This Ruling applies to Growers who are accepted to participate in the scheme specified in this Ruling and who executed the relevant Project Agreements mentioned in the Arrangement part of PR 2001/54 on or after 2 May 2001 and on or before 30 June 2001 for the commercial growing and cultivation of Paulownia trees for the purpose of producing high quality commercial timber. This Ruling applies prospectively from 28 March 2007.		
PR 2007/26	Income tax: deductibility of interest incurred on borrowings in relation to the Macquarie Fusion Funds – June 2007 Offer	This Ruling applies to the Investors who are accepted to participate in the scheme specified in this Ruling on or after 28 March 2007 and who execute the relevant agreements on or before 29 June 2007. This Ruling applies prospectively from 28 March 2007.		
PR 2007/27	Income tax: Great Southern Plantations 2007 Project	This Ruling applies to Growers who are accepted to participate in the scheme specified in this Ruling on or after 28 March 2007 and who execute the relevant Project Agreements on or before 30 June 2007 for the commercial growing of hardwood species for the production of short fibre hardwood woodchips for use in the paper industry This Ruling applies prospectively from 28 March 2007.		
CR 2007/22	Income tax: return of capital: Incremental Petroleum Ltd	This Ruling applies to shareholders of Incremental Petroleum Ltd who receive a return of capital as described in this Ruling. This Ruling applies from 1 July 2006 to 30 June 2007.		

NOTICE OF RULING			
Ruling Number	Subject	Brief Description	
CR 2007/23	Income tax: assessable income: umpires and referees: Warwick Leisure Centre receipts	This Ruling applies to the referees and umpires who receive payments for officiating in basketball, netball, volleyball and badminton competitions held in the Warwick Leisure Centre Western Australia. This Ruling applies from 1 April 2006.	

	NOTICE OF WITHDRAWALS			
Ruling Number	Subject	Brief Description		
TD 98/27	Income tax: is a deduction allowable to complying superannuation funds under section 279 of the Income Tax Assessment Act 1936, for insurance premiums attributable to the provision of benefits for members in the event of temporary disability longer than two years?	TD 98/72 is withdrawn with effect from 28 March 2007. The views expressed in TD 98/27 are no longer current. The current Tax Office view has been set out in TD 2007/3.		
PR 2006/115	Income tax: Future Films Australia: 'Stranger'	PR 2006/115 is withdrawn with effect from 28 March 2007. The arrangement that is to be implemented will be done so in a materially different manner to the arrangement that was disclosed in the application for the Product Ruling. As a result, there is no class of entities to whom the Ruling applies.		
PR 2006/116	Income tax: Future Films Australia: 'The Boys are Back in Town'	PR 2006/116 is withdrawn with effect from 28 March 2007. The arrangement that is to be implemented will be done so in a materially different manner to the arrangement that was disclosed in the application for the Product Ruling. As a result, there is no class of entities to whom the Ruling applies.		
ST 2198	Sales tax: solar panels	ST 2198 is withdrawn with effect from 28 March 2007. ST 2198 discusses issues relating to sales tax. The goods and services tax came into effect from 1 July 2000 and sales tax ceased to apply to transactions from that date. Accordingly, this Ruling does not apply to transactions occurring on or after 1 July 2000 and is no longer current.		
ST 2200	Sales tax: herbal teas and tea alternatives	ST 2200 is withdrawn with effect from 28 March 2007. ST 2200 discusses issues relating to sales tax. The goods and services tax came into effect from 1 July 2000 and sales tax ceased to apply to transactions from that date. Accordingly, this Ruling does not apply to transactions occurring on or after 1 July 2000 and is no longer current.		
ST 2201	Sales tax: firelighters	ST 2201 is withdrawn with effect from 28 March 2007. ST 2201 discusses issues relating to sales tax. The goods and services tax came into effect from 1 July 2000 and sales tax ceased to apply to transactions from that date. Accordingly, this Ruling does not apply to transactions occurring on or after 1 July 2000 and is no longer current.		
ST 2202	Sales tax: imported horses	ST 2202 is withdrawn with effect from 28 March 2007. ST 2202 discusses issues relating to sales tax. The goods and services tax came into effect from 1 July 2000 and sales tax ceased to apply to transactions from that date. Accordingly, this Ruling does not apply to transactions occurring on or after 1 July 2000 and is no longer current.		

	NOTICE	OF WITHDRAWALS
Ruling Number	Subject	Brief Description
ST 2203	Sales tax: biscuits	ST 2203 is withdrawn with effect from 28 March 2007.
		ST 2203 discusses issues relating to sales tax. The goods
		and services tax came into effect from 1 July 2000 and
		sales tax ceased to apply to transactions from that date.
		Accordingly, this Ruling does not apply to transactions
ST 2204	Sales tax: abrasive pastes	occurring on or after 1 July 2000 and is no longer current. ST 2204 is withdrawn with effect from 28 March 2007.
31 2204	and powders	ST 2204 is withdrawn with effect from 26 March 2007. ST 2204 discusses issues relating to sales tax. The goods
	and powders	and services tax came into effect from 1 July 2000 and
		sales tax ceased to apply to transactions from that date.
		Accordingly, this Ruling does not apply to transactions
		occurring on or after 1 July 2000 and is no longer current.
ST 2205	Sales tax: video tapes,	ST 2205 is withdrawn with effect from 28 March 2007.
	pre-recorded and blank	ST 2205 discusses issues relating to sales tax. The goods
		and services tax came into effect from 1 July 2000 and
		sales tax ceased to apply to transactions from that date.
		Accordingly, this Ruling does not apply to transactions
ST 2206	Calca town water beating	occurring on or after 1 July 2000 and is no longer current. ST 2206 is withdrawn with effect from 28 March 2007.
31 2200	Sales tax: water heating equipment	ST 2206 is withdrawn with effect from 26 March 2007. ST 2206 discusses issues relating to sales tax. The goods
	equipment	and services tax came into effect from 1 July 2000 and
		sales tax ceased to apply to transactions from that date.
		Accordingly, this Ruling does not apply to transactions
		occurring on or after 1 July 2000 and is no longer current.
ST 2207	Sales tax: overseas travel	ST 2207 is withdrawn with effect from 28 March 2007.
	literature	ST 2207 discusses issues relating to sales tax. The goods
		and services tax came into effect from 1 July 2000 and
		sales tax ceased to apply to transactions from that date.
		Accordingly, this Ruling does not apply to transactions
ST 2208	Sales tax: dredging	occurring on or after 1 July 2000 and is no longer current. ST 2208 is withdrawn with effect from 28 March 2007.
31 2200	equipment	ST 2208 discusses issues relating to sales tax. The goods
	equipment	and services tax came into effect from 1 July 2000 and
		sales tax ceased to apply to transactions from that date.
		Accordingly, this Ruling does not apply to transactions
		occurring on or after 1 July 2000 and is no longer current.
ST 2209	Sales tax: Nail-Safe	ST 2209 is withdrawn with effect from 28 March 2007.
		ST 2209 discusses issues relating to sales tax. The goods
		and services tax came into effect from 1 July 2000 and
		sales tax ceased to apply to transactions from that date.
		Accordingly, this Ruling does not apply to transactions
ST 2210	Sales tax: classification of	occurring on or after 1 July 2000 and is no longer current. ST 2210 is withdrawn with effect from 28 March 2007.
31 2210	supplements, enclosures	ST 2210 discusses issues relating to sales tax. The goods
	and inserts in newspapers	and services tax came into effect from 1 July 2000 and
		sales tax ceased to apply to transactions from that date.
		Accordingly, this Ruling does not apply to transactions
		occurring on or after 1 July 2000 and is no longer current.
ST 2212	Sales tax: planter hooks	ST 2212 is withdrawn with effect from 28 March 2007.
	and brackets and picture	ST 2212 discusses issues relating to sales tax. The goods
	hooks	and services tax came into effect from 1 July 2000 and
		sales tax ceased to apply to transactions from that date.
		Accordingly, this Ruling does not apply to transactions
ST 2213	Sales tax: birdseed	occurring on or after 1 July 2000 and is no longer current. ST 2213 is withdrawn with effect from 28 March 2007.
J1 2213	Cales tax. biluseeu	ST 2213 is withdrawn with effect from 26 March 2007. ST 2213 discusses issues relating to sales tax. The goods
		and services tax came into effect from 1 July 2000 and
		sales tax ceased to apply to transactions from that date.
		Accordingly, this Ruling does not apply to transactions
		occurring on or after 1 July 2000 and is no longer current.

	NOTICE OF WITHDRAWALS			
Ruling Number	Subject	Brief Description		
ST 2214	Sales tax: precious and semi-precious stones	ST 2214 is withdrawn with effect from 28 March 2007. ST 2214 discusses issues relating to sales tax. The goods and services tax came into effect from 1 July 2000 and sales tax ceased to apply to transactions from that date. Accordingly, this Ruling does not apply to transactions occurring on or after 1 July 2000 and is no longer current.		
ST 2215	Sales tax: cleaning cloths made from synthetic material	ST 2215 is withdrawn with effect from 28 March 2007. ST 2215 discusses issues relating to sales tax. The goods and services tax came into effect from 1 July 2000 and sales tax ceased to apply to transactions from that date. Accordingly, this Ruling does not apply to transactions occurring on or after 1 July 2000 and is no longer current.		
ST 2216	Sales tax: table cloths, table napkins and table mats made from synthetic material	ST 2216 is withdrawn with effect from 28 March 2007. ST 2216 discusses issues relating to sales tax. The goods and services tax came into effect from 1 July 2000 and sales tax ceased to apply to transactions from that date. Accordingly, this Ruling does not apply to transactions occurring on or after 1 July 2000 and is no longer current.		
ST 2217	Sales tax: computers used in the mining industry	ST 2217 is withdrawn with effect from 28 March 2007. ST 2217 discusses issues relating to sales tax. The goods and services tax came into effect from 1 July 2000 and sales tax ceased to apply to transactions from that date. Accordingly, this Ruling does not apply to transactions occurring on or after 1 July 2000 and is no longer current.		
ST 2218	Sales tax: evaporative air coolers	ST 2218 is withdrawn with effect from 28 March 2007. ST 2218 discusses issues relating to sales tax. The goods and services tax came into effect from 1 July 2000 and sales tax ceased to apply to transactions from that date. Accordingly, this Ruling does not apply to transactions occurring on or after 1 July 2000 and is no longer current.		
ST 2219	Sales tax: satellite earth stations: domestic satellite receiving equipment	ST 2219 is withdrawn with effect from 28 March 2007. ST 2219 discusses issues relating to sales tax. The goods and services tax came into effect from 1 July 2000 and sales tax ceased to apply to transactions from that date. Accordingly, this Ruling does not apply to transactions occurring on or after 1 July 2000 and is no longer current.		

NOTICE OF ADDENDUM			
Ruling Number Subject Brief Description			
WETR 2006/1	Wine equalisation tax: the operation of the producer rebate for producers of wine in New Zealand	This Addendum amends WETR 2006/1 to change the substantiation requirement in the Ruling that New Zealand participants provide Australian customs import entries as evidence of the importation of wine into Australia in respect of which they wish to claim the rebate. This Addendum applies on and from 28 March 2007.	



Notice varying conditions on Authorisation to carry on insurance business

Insurance Act 1973

TO: Taxi Insurance Co-operative Limited ABN 35 628 293 055 (the general insurer) Suite 16, Kobold House, 17 Prowse St, WEST PERTH WA 6005

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 27 June 2002 (the Authorisation); and
- B. the Authorisation is subject to conditions;
- I, Brandon Khoo, 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 January 2007.

Dated 8 March 2007

Signed

Brandon Khoo Executive General Manager Specialised Institutions Division

Document ID: 120378

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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. Between 1 July 2004 and 31 December 2008 the Company must hold eligible capital of no less than MCR multiplied by 1.2.
- 2. For the purposes of condition 1:

eligible capital has the meaning in, and is to be comprised in accordance with, Guidance Note GGN 110.1 made under s 32 of the Act

MCR has the meaning in, and is to be calculated in accordance with, paragraph 13 of Prudential Standard GPS 110 made under s 32 of the Act

3. It is intended that condition 1 operate to the exclusion of paragraph 9 of GPS 110 until 31 December 2008.

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

- 4. From 4pm on 30 June 2007 the Company may only conduct insurance business in Australia for the sole purpose of discharging liabilities that arose under policies entered into prior to that date.
- 5. The Company may only write motor vehicle insurance to its members who are owners of Ordinary Taxis operating in the Perth Metropolitan area.

The condition(s) as varied are:

- 1. Between 1 July 2004 and 31 December 2008 the Company must hold eligible capital of no less than MCR multiplied by 1.2
- *2* For the purposes of condition 1:
 - · eligible capital has the meaning in, and is to be comprised in accordance with, Attachment A of Prudential Standard GPS 110 made under s 32 of the Act
 - MCR has the meaning in, and is to be calculated in accordance with, paragraph 20 of Prudential Standard GPS 110 made under s 32 of the Act
- 3. It is intended that condition 1 operate to the exclusion of paragraph 16 of GPS 110 until 31 December 2008.

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

4. From 4pm on 30 June 2007 the Company may only conduct insurance business in Australia for the sole purpose of discharging liabilities that arose under policies entered prior to that date.

Page 4 of 4

5. The Company may only write motor vehicle insurance to its members who are owners of Ordinary Taxis operating in the Perth Metropolitan area.

Interpretation

In this Schedule

the Company means Taxi Insurance Co-operative Limited ABN 35 628 293 055



Notice imposing conditions on Authorisation to carry on insurance business

Insurance Act 1973

TO: Tower Insurance Limited ABN 000 000 680 (the general insurer) PO Box 90347, Auckland, New Zealand

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, under paragraph 13(1)(a) of the Act, IMPOSE on the Authorisation the additional conditions set out in the Schedule attached to this Notice.

Dated 19 March 2007

Signed

Wayne Stephen Byres Executive General Manager Diversified Institutions Division

Page 2 of 3

Interpretation Document ID: 123001

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 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.

Page 3 of 3

Schedule - the additional conditions on the Authorisation

Schedule – the conditions on the Authorisation

Existing Conditions

Tower Insurance Limited CONDITIONS UNDER SECTION 13 OF THE INSURANCE ACT 1973

- 1. The body corporate may only conduct insurance business in Australia for the sole purpose of discharging liabilities that arose under policies entered into prior to 1 January 1987.
- 2. Assets in Australia of the body corporate 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 for the Australian business; or
- iii. to make other payments due outside Australia up to a total net amount of A\$50,000 per year; or
- iv. where APRA's approval in writing is obtained beforehand.

Additional Condition

3. The general insurer must comply with paragraphs 12 and 64 of Prudential Standard GPS 310 (GPS 310) made under section 32 of the Act as though the Insurance Liability Valuation Report for the balance date 30 September 2006 is not subject to the requirements for peer review.

Public Notices

Advertisement for the Public Notices for the Government Gazette.

Notice is hereby given that Ms Lois Sabine of 14 Moore Road Springwood NSW 2777 intends to publish an unpublished manuscript by Dr William Bell entitled "The Settlers Guide or Modern Domestic Medicine and Surgery, 1850" the copyright holder of which is unknown. The manuscript is held in Beddek & Coley Legal Records, acquired in 1972 in the Mitchell Library, State Library of New South Wales, Macquarie Street, Sydney 2000.

Lois Sabine



Gazette

No. S 49, Monday, 19 March 2007

Published by the Commonwealth of Australia

SPECIAL

Environment Protection and Biodiversity Conservation Act 1999

INCLUSION OF A PLACE IN THE NATIONAL HERITAGE LIST

- I, Malcolm Bligh Turnbull, Minister for the Environment and Water Resources, having considered, in relation to the place listed in the Schedule of this instrument -
- (a) the Australian Heritage Council's assessment whether the place meets any of the National Heritage criteria; and
- (b) the comments determined to have been given to the Council under section 324JH of the *Environment Protection and Biodiversity Conservation Act 1999*; and

being satisfied that the place specified in the Schedule has the National Heritage value or values specified in the Schedule include, pursuant to section 324JJ of the *Environment Protection and Biodiversity Conservation Act 1999*, the place listed in the Schedule in the National Heritage List.

Dated 12 day of March 2007

Malcolm Bligh Turnbull Minister for the Environment and Water Resources

SCHEDULE

STATE

Local Government Areas

Name

Location / Boundary

Criteria / Values

NEW SOUTH WALES

North Sydney City and Sydney City

Sydney Harbour Bridge

Bradfield Highway, Dawes Point in the south and Milsons Point in the north, comprising bridge, including pylons, constructed approaches and parts of Bradfield and Dawes Point Parks, being the area entered in the NSW Heritage Register, listing number 00781, gazetted 25 June 1999, except that part of this area north of the southern alignment of that part of Lavender Street between Harbour view Crescent and Cliff Street, Milsons Point.

Criterion

Values

(a) the place has outstanding heritage value to the nation because of the place's importance in the course, or pattern, of Australia's natural or cultural history.

The building of the Sydney Harbour Bridge as a transport facility linking the city with the north shore was a major event in Australia's history, and represented a pivotal step in the development of modern Sydney and one of Australia's most important cities. The bridge became a symbol for the aspirations of the nation, a focus for 'optimistic prognostications of a better future' following the Depression. The bridge represented an important step in transforming the city of Sydney into a modern metropolis. Internationally, the bridge was recognised as a symbol of progress and a vision of a splendid future.

The building of the Sydney Harbour Bridge was an important part of the technical revolution of the 1930s and seen as evidence of Australia's industrial maturity. The bridge represented the mechanical age displacing the pastoral and agricultural way of life on which Australia's economy had been based. The scale of the operations was enormous and at the time of its construction, it was the widest long-span bridge in the world.

The Sydney Harbour Bridge includes a steel arch spanning the harbour between Milsons Point on the north side and Dawes Point on the south side, and elevated approaches to the arch from both the north and south sides. The arch is made up of two 28-panel arch trusses set in vertical planes, 30 metres apart centre to centre, and braced together laterally. Two granite-faced concrete pylons, with a height of 89 metres above mean sea level, are located at each end of the arch. A deck carrying road and rail traffic is suspended from the arch. Pairs of hangers, ranging in length from 7.3 metres to 58.8 metres, support cross-girders, each weighing 110 tonnes, which support the deck. The northern and southern approaches each contain five spans, constructed as pairs of parallel-chord, six-panel steel trusses. The spans are supported by pairs of concrete piers faced with granite. The combined length of the approach spans is 646 metres.

Criterion

Values

(a) continued

The Sydney Harbour Bridge is an outstanding cultural landmark for the nation and represents a highly significant place in Australia's cultural history. The opening of the Sydney Harbour Bridge was a momentous occasion, drawing remarkable crowds estimated at nearly one million people.

Since its opening in 1932, the Sydney Harbour Bridge has become a famous and enduring national icon and symbol of Australia. The bridge remains one of Australia's most identifiable symbols

(e) the place has outstanding heritage value to the nation because of the place's importance in exhibiting particular aesthetic characteristics valued by a community or cultural group.

Sydney Harbour Bridge is an integral component of the Sydney Harbour vista and represents one of the most recognisable and iconic images in the world. It is the picturesque blending of the natural environment and manmade structures around the harbour foreshores that has proved an inspiration for generations of artists and writers. In its harbour setting, it has inspired a rich and diverse range of images in a variety of mediums – paintings, etchings, drawings, linocuts, photographs, film, poems, posters, stained glass - from the date of its construction through to the present day.

The bridge is conceivably one of Australia's most-photographed cultural landmarks, and striking images of the bridge have been captured by some of Australia's best-known photographers.

The Sydney Harbour Bridge has also been replicated in tourist posters, postcards, crafts and the folk arts, its image reproduced in media including glass, ceramic, metal, shells and crochet cotton, embroidery and etchings in a huge array of objects.

(f) the place has outstanding heritage value to the nation because of the place's importance in demonstrating a high degree of creative or technical achievement at a particular period.

The Sydney Harbour Bridge may be considered the world's greatest arch bridge. Although not the longest arch span in the world, its mass and load capacity are greater than other major arch bridges. No other bridge in Australia compares in its technical significance with the structure of the Sydney Harbour Bridge and its pylons and constructed approaches between Argyle Street in the south and Arthur Street in the north.

The construction of Sydney Harbour Bridge combined available technology with natural advantages provided by the site. The bridge is an outstanding technical and construction achievement of the Twentieth Century. The designers took advantage of the sandstone base on which Sydney was built - which enabled them to tie back the cables during construction of the arch and to experiment with massive structures. Although designed during the 1920s and 1930s the bridge has still not reached its loading capacity.

Criterion

Values

- (g) the place has outstanding heritage value to the nation because of the place's strong or special association with a particular community or cultural group for social, cultural or spiritual reasons.
- It was part of John Job Crew Bradfield's vision for the bridge that it be used at times of national rejoicing. Since its opening it has regularly supported flags, banners, and especially fireworks, becoming a focus for national and local celebrations. Community ceremonial and celebratory occasions centred on Sydney Harbour Bridge, either for the people of Sydney or the broad Australian community, are well recognised and have been widely noted. Since 1932, the broad Australian community has identified the Sydney Harbour Bridge as one of the most nationally and internationally recognised symbol of Australia and the bridge in its harbour setting represents a composite national symbolic image.
- (h) the place has outstanding heritage value to the nation because of the place's special association with the life or works of a person, or group of persons, of importance in Australia's natural or cultural history.

John Job Crew Bradfield ranks with other engineers whose close involvement in a broad range of projects contributed to Australia's national development. As principal design engineer for the New South Wales Public Works Department, Bradfield was largely responsible for finally bringing the Sydney Harbour Bridge to fruition. As Chief Engineer, he prepared the general design specification and supervised the whole project on behalf of the Government of New South Wales, also integrating the bridge into the Sydney road, tram and rail system.

Bradfield was nationally recognised through his appointments to the Australian National Research Council and the Australian Commonwealth Standards Advisory Committee. The Institution of Engineers, Australia awarded him the Peter Nicol Russell Memorial Medal in 1932, and he also received the Kernot Memorial Medal from the University of Melbourne in 1933, and the Telford Gold Medal from the Institution of Civil Engineers, London in 1934.

For a description of any references quoted above, and more information on each of the places please search the Australian Heritage Database at http://www.deh.gov.au/cgi-bin/ahdb/search.pl using the name of the place.

Gazette

No. S 50, Tuesday, 20 March 2007

Published by the Commonwealth of Australia

COMMONWEALTH OF AUSTRALIA

Foreign Acquisitions and Takeovers Act 1975

ORDER UNDER SUBSECTION 22(1)

WHEREAS -

- Vincent Maurice Hitchman and Ann Marie Hitchman are foreign persons for the purposes (A) of section 21A of the Foreign Acquisitions and Takeovers Act 1975 ('the Act'); and
- Vincent Maurice Hitchman and Ann Marie Hitchman propose to acquire an interest in (B) Australian urban land known as 128-130 Stringybark Road, Buderim, Qld and referred to in the notice furnished on 12 February under section 26A of the Act.

NOW THEREFORE, I, Patrick Colmer, 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 14th day of Mothet 2007



Gazette

No. S 51, Wednesday, 21 March 2007

Published by the Commonwealth of Australia

SPECIAL



Government House CANBERRA ACT 2600

21 March 2007

The Governor-General is pleased to announce the following honorary appointment within the Military Division of the Order of Australia:

ORDER OF AUSTRALIA

Honorary Officer (AO) in the Military Division

General John P ABIZAID, United States Army Headquarters
US Central Command, MacDill Air Force Base, Tampa, Florida,
United States of America
For distinguished service to the International Coalition Against Terrorism as Commander of US Central Command.

By His Excellency's Command

Malcolm Hazell

Official Secretary to the Governor-General

APPOINTED AN HONORARY OFFICER (AO) IN THE MILITARY DIVISION OF THE ORDER OF AUSTRALIA

General John P ABIZAID, United States Army Headquarters US Central Command, MacDill Air Force Base, Tampa, Florida, United States of America For distinguished service to the International Coalition Against Terrorism as Commander of US Central Command.

General Abizaid oversaw the establishment of Australian forces in Iraq under Operation CATALYST in 2003 and the reinsertion of Australian ground forces to Afghanistan as part of Operation SLIPPER in 2005. General Abizaid's distinguished leadership has promoted security and stability in an area that is key to Australia's national interest and long-term security.



Gazette

No. S 52, Wednesday, 21 March 2007

Published by the Commonwealth of Australia

SPECIAL



Government House

Canberra ACT 2600

21 March 2007

His Excellency the Governor-General directs it to be notified, for general information, that:

a) he has revoked the appointments of:

Senator the Honourable Santo Santoro as Minister for Ageing

The Honourable Christopher Maurice Pyne MP as Parliamentary Secretary - Assistant Minister for Health and Ageing

The Honourable Teresa Gambaro MP as Parliamentary Secretary to the Minister for Immigration and Citizenship;

b) he has sworn in as an Executive Councillor:

Senator Brett John Mason; and

c) he has made the following appointments:

The Honourable Christopher Maurice Pyne MP as Minister for Ageing

The Honourable Teresa Gambaro MP as Parliamentary Secretary as Assistant Minister for Immigration and Citizenship

Senator the Honourable Brett John Mason as Parliamentary Secretary to the Minister for Health and Ageing.

By His Excellency's Command

Malcolm Hazell

Official Secretary to the Governor-General

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Gazette

No. S 53, Wednesday, 21 March 2007

Published by the Commonwealth of Australia

SPECIAL

BROADCASTING SERVICES ACT 1992

NOTICE OF PROPOSAL TO IMPOSE AN ADDITIONAL CONDITION ON REGIONAL COMMERCIAL RADIO BROADCASTING LICENCES

In accordance with subsection 43(2) of the *Broadcasting Services Act 1992*, the Australian Communications & Media Authority (ACMA) hereby gives notice that it proposes to impose additional conditions on the commercial radio broadcasting licence identified by service licence number SL4121, held by Port Macquarie Super AM 531 Pty Ltd.

The proposed condition is as follows:

PART 1 PRELIMINARY

1 Name of notice

This notice is the *Broadcasting Services* (Additional Regional Commercial Radio Licence Condition – Local Presence) Notice XX March 2007.

2 Commencement

(1) Each provision of this notice specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table.

Commencement information			
Column 1	Column 2	Column 3	
Provision(s)	Commencement	Date/Details	
1. Part 1 Section 5 Subsections 9(1) to (4)	1 April 2007		
2. Section 6 Section 7 Section 8 Subsections 9(5) to (6) Part 4 Schedule 1	The day Schedule 2 of the Broadcasting Services Amendment (Media Ownership) Act 2006 commences.	-	

(2) Column 3 of the table contains additional information that is not part of this notice.

3 Purpose of notice

For subsection 43(1) of the Act, this notice imposes additional conditions on each person who holds a regional commercial radio broadcasting licence.

1

Proposed Broadcasting Services (Additional Regional Commercial Radio Licence Condition – Local Presence) Notice XX March 2007

4 Application of notice

The additional conditions imposed by this notice create obligations for each person who holds a regional commercial radio broadcasting licence.

PART 2 TERMS USED IN THIS NOTICE

5 Definitions

In this notice:

Act means the Broadcasting Services Act 1992

broadcast hours means the actual hours broadcast in the licence area in relation to the licence

existing studios and other production facilities means the studios and other production facilities used by the former licensee in the production of radio programs during at least three of the four months immediately prior to a trigger event occurring for that licence

financial year means a period of 12 months commencing on 1 July

former licensee means a person who holds a regional commercial radio broadcasting licence immediately prior to a trigger event occurring for that licence

licensee means a person who holds a regional commercial radio broadcasting licence after a trigger event has occurred for that licence

metropolitan licence area means:

- (a) a licence area in which is situated the General Post Office of the capital city of:
 - (i) New South Wales; or
 - (ii) Victoria: or
 - (iii) Queensland; or
 - (iv) Western Australia; or
 - (v) South Australia; or
- (b) the licence area known as Western Suburbs Sydney RA1

Studios and other production facilities means any land, building or room (but not equipment) used in the production of radio programs

regional commercial radio broadcasting licence means a commercial radio broadcasting licence that has a regional licence area

regional licence area means a licence area that is not a metropolitan licence area staff includes individuals engaged as independent contractors

staffing levels means any one of the following:

- (a) the number of full time equivalent staff employed; or
- (b) the number of total staff hours worked; or
- (c) the expenditure on staff

Note: The following terms used in this notice are defined in the *Broadcasting Services Act 1992* and have the same meaning as in that Act: **ACMA, licence, licence area** [see subsection 6(1)]

6 Definition of existing level of local presence

- (1) *existing level of local presence* means:
 - (a) the staffing levels determined by subsection (2); and
 - (b) the use of the studios and other production facilities determined by subsection (3).
- (2) For paragraph (1)(a), staffing levels are determined by calculating the average monthly staffing levels in the licence area of the former licensee in relation to the licence over the three month period ending on the Saturday before the day on which the trigger event occurred. If staffing levels are calculated using expenditure on staff, then the staffing levels determined under this subsection must be updated in accordance with schedule 1 on 1 July each year.
- (3) For paragraph (1)(b), the use of studios and other production facilities is determined by calculating the number of average monthly broadcast hours produced by the former licensee using studios and other production facilities in the licence area. The number of average monthly broadcast hours produced is to be calculated over the three month period ending on the Saturday before the day on which the trigger event occurred.

PART 3 LICENCE CONDITIONS

7 Licensee must maintain existing level of local presence after trigger event

A licensee must maintain the existing level of local presence in the licence area in relation to the licence after a trigger event occurs.

8 Reporting to ACMA

Initial reporting

(1) A licensee must report on the existing level of local presence in the statement given to the ACMA pursuant to subsection 61CF(1)(b) of the Act.

Annual reporting

(2) A licensee must, within 3 months after the end of the financial year, give the ACMA a report about the licensee's compliance with this notice during that financial year.

9 Records

- (1) A person holding a regional commercial radio broadcasting licence must make records sufficient to calculate details of the studios and other production facilities and staffing levels in the licence area in relation to the licence.
- (2) A person holding a regional commercial radio broadcasting licence must retain records sufficient to calculate the existing level of local presence.

- (3) A person holding a regional commercial radio broadcasting licence must provide ACMA with access to all records kept under this section 9 at ACMA's written request.
- (4) Records made under subsection (1) must be kept for a period of 6 months, unless subsection (5) applies.
- (5) After a trigger event has occurred for a regional commercial radio broadcasting licence, records made under subsection (1) must be kept by a licensee for a period of 7 years.
- (6) A licensee must comply with any additional directions made by ACMA about the keeping of records for the purposes of this notice.

PART 4 MEASURING COMPLIANCE

10 Measuring compliance with section 7

(1) For staffing levels, the *existing level of local presence* is maintained if at the conclusion of each financial year there has been no material reduction in the average monthly staffing levels in the licence area in relation to the licence for that financial year or part thereof, compared with the staffing levels determined by subsection 6(2) in respect of one of (a), (b) or (c) of the definition of staffing levels in section 5.

Note: In determining what constitutes a "material reduction" in each circumstance, ACMA will have regard to relevant standards published by the Australian Accounting Standards Board.

Note: For the avoidance of doubt, the comparison made for the purposes of this subsection must compare only one of (a), (b), or (c) of the definition of staffing levels in section 2 with the corresponding measure determined by subsection 6(2). For example, the number of average monthly staff hours worked over the financial year must be compared with the number of average monthly staff hours worked in the licence area of the former licensee in relation to the licence over the three month period ending on the Saturday before the day on which the trigger event occurred.

- (2) For studios and other production facilities, the *existing level of local presence* is maintained if at the conclusion of each financial year there has been no reduction in the number of average monthly broadcast hours produced during that financial year or part thereof, using either:
 - a. the existing studios and other production facilities in the licence area; or
 - b. studios and other production facilities located in the same town or city as the existing studios and other production facilities;

compared with the number of average monthly broadcast hours produced using studios and other production facilities determined by subsection 6(3).

Note: For subsection (2), the studios and other production facilities used do not necessarily have to be the studios and production facilities of the former licensee but they must be located in the same town or city as those studios and other production facilities. Licensees should note that if they share studios or other production facilities with other persons holding a regional commercial radio broadcasting licence, this fact may be relevant in determining whether a person is in a position to control 2 or more licences [see clause 2(5)(a) of schedule 1 to the Act].

Schedule 1 - formula for application of CPI to expenditure on staff

Definitions

In this schedule:

CPI number means the All Groups Consumer Price Index number (that is, the weighted average of the 8 Australian capital cities) published by the Australian Statistician

earlier CPI number, for a financial year, means the CPI number for the last March quarter before the beginning of the financial year

latest CPI number, for a financial year, means the *CPI number* for the last March quarter before the end of the financial year

relevant financial year means a financial year beginning on or after 1 July 2007

(1) If, for a relevant financial year, the latest CPI number is greater than the earlier CPI number, the staffing levels set at subsection 6(2) are taken to increase, on 1 July of the next financial year, in accordance with the following formula:

Staffing level determined at subsection 6(2) x latest CPI number

Earlier CPI number

- (2) If, apart from this schedule, the staffing levels set at subsection 6(2) and increased under this schedule would be an amount of dollars and cents, the amount is to be rounded to the nearest whole dollar and, if the amount to be rounded is 50 cents, rounded down.
- (3) If, at any time, whether before or after the commencement of this notice, the Australian Statistician publishes for a particular March quarter a CPI number in substitution for a CPI number previously published by the Australian Statistician for the quarter, the publication of the later CPI number is to be disregarded for this schedule.
- (4) However, if, at any time, whether before or after the commencement of this notice, the Australian Statistician changes the reference base for the Consumer Price Index, then, in applying this schedule after the change is made, regard is to be had only to numbers published in terms of the new reference base.

Gazette

No. S 54, Thursday, 22 March 2007 Published by the Commonwealth of Australia

SPECIAL

DEPARTMENT OF EDUCATION, SCIENCE AND TRAINING

NOTIFICATION UNDER THE HIGHER EDUCATION SUPPORT ACT 2003

The following notice specifies the repayment incomes and repayment rates for the Higher Education Loan Programme (HELP) for the 2007-08 income year. It has been made under the *Higher Education Support Act 2003.* A copy can be obtained from the *Going to Uni* website at www.goingtouni.gov.au or the Director, Commonwealth Supported Students Unit, Higher Education Group, Department of Education, Science and Training, GPO Box 9880, Canberra, ACT 2601, or by telephoning (02) 6240 8603.

Section		Date Made			
154-20	The following income year	14 March 2007			
	For repayment income in the range:			Percentage rate to be applied to repayment income:	
	Below \$39,825		825	Nil	11
	\$39,825	to	\$44,360	4.0%	
	\$44,361	to	\$48,896	4.5%	
	\$48,897	to	\$51,466	5.0%	
	\$51,467	to	\$55,322	5.5%	
	\$55,323	to	\$59,915	6.0%	
	\$59,916	to	\$63,068	6.5%	
	\$63,069	to	\$69,405	7.0%	
	\$69,406	to	\$73,959	7.5%	
	\$73,960 and above			8.0%	

Gazette

No. S 55, Thursday, 22 March 2007

Published by the Commonwealth of Australia

SPECIAL

Commonwealth of Australia

Industry Research and Development Act 1986

Industry Cooperative Innovation Program Ministerial Directions No 1 of 2007

I, Ian Elgin Macfarlane, Minister for Industry, Tourism and Resources, acting under section 18A and subsections 19 (1) and 20 (1) of the *Industry Research and Development Act* 1986, give the following Directions to the Industry Research and Development Board.

Dated 19/3/07

Minister for Industry, Tourism and Resources

PART 1 - PRELIMINARY

Name of Directions

 These Directions are the Industry Cooperative Innovation Program Directions No. 1 of 2007.

Commencement

These Directions commence on 1 March 2007 or the day on which the Directions are published in the Gazette, whichever is the later.

Object of these Directions

- The object of this instrument is to give Directions to the Industry Research and Development Board (the Board) in relation to:
 - (a) an additional function of the Board, namely the provision of technical assessments and merit ranking of eligible applications under the competitive grants element of the Industry Cooperative Innovation Program (ICIP); and
 - (b) the policies and practices to be followed by the Board in the performance of the function.

Interpretation

In these Directions, unless the contrary intention applies:

Action Agenda means the Australian Government endorsed process of developing and implementing a strategic framework for an industry sector through industry-government partnerships, aimed at identifying opportunities and overcoming impediments to growth in that industry.

agreement means a funding agreement for the receipt of ICIP grant funding for the project, having as a minimum the terms described in the Guidelines.

applicant means an entity that submits an application for ICIP funding of the project.

Board means the Industry Research and Development Board.

consortium means a group of at least three entities who have come together for the common purpose of co-operatively carrying out the *project* in accordance with the terms of the *consortium agreement*, each member of this group being a party to that agreement.

consortium agreement means the exclusive written agreement between the consortium members for the conduct of the project, including at a minimum, the terms described in the Guidelines.

consortium member means a party to the consortium agreement.

Department means the Department of Industry, Tourism and Resources.

eligible activities are activities that:

- (a) comprise any one or more of the following:
 - (i) in the case of a *Stream A project* project scoping activities or innovation mapping activities; or
 - (ii) in the case of a *Stream B project* research and development activities, proof of concept activities, innovation demonstration and adaptation activities or innovation implementation activities.

eligible application means an application for grant funding under *ICIP* that is determined by the *Program Delegate* to be eligible for technical assessment and merit ranking by the *Board* in accordance with the *Guidelines*.

Guidelines means the ICIP Program Guidelines for Round 3 2007. Their purpose is to establish at a general level the policies and practices to be adopted by the Delegate in the administration of the Program.

Industry Cooperative Innovation Program or ICIP means the program administered by the Department aimed at encouraging business-to-business cooperation on innovation projects both within Australia and internationally that enhance productivity, growth and international competitiveness in Australian industries with particular focus on meeting strategic industry needs identified through industry wide strategies such as an Action Agenda or Memoranda of Understanding with other countries.

industry is a group of businesses and other stakeholders having common products, processes or services, and which may include:

- (a) an industry sector that is the focus of an Action Agenda; or
- (b) entities falling within the scope of one or more Australian industry associations; or
- (c) entities belonging to an identified supply chain or an area of emerging technology.

industry association means a not-for-profit incorporated association or other incorporated body that has as its principal or main purpose the promotion and enhancement of one or more Australian industries or Australian industry sectors.

innovation means the process whereby ideas are transformed, through economic activity, into sustainable value-creating outcomes. It includes breakthrough ideas that lead to brand new products or services and incremental ideas which improve the way things are done.

innovation demonstration and adaptation activities mean the steps or tasks necessary to demonstrate how new products, processes or services that have been proven in one context can be implemented into a new *industry* context for the benefit of that *industry*.

innovation implementation activities means the systematic work necessary for installing and establishing tools, processes, systems and services to implement *innovation* in an *industry*.

innovation mapping activities mean the steps required to determine the collective capability, gaps, goals and long term strategy for an *industry* in terms of *innovation*. These activities might seek to develop a collective *industry* understanding in areas such as:

- broad technological sophistication and future direction for that industry;
- appropriate mechanisms for cooperation within the *industry* on *innovation* projects (including clusters); or
- emerging technologies.

Minister means the Minister for Industry, Tourism and Resources.

Program Delegate or the Delegate means an employee of the *Department* who has been empowered by the *Minister*, or otherwise duly authorised, to carry out the relevant function in respect of *ICIP*.

Program policy objectives are the *ICIP* policy objectives described in the *Guidelines* in the following terms:

- (a) to encourage business-to-business cooperation on *innovation* projects both within Australia and internationally that enhance productivity, growth and international competitiveness of Australian industries, and with a particular focus on meeting strategic *industry* needs; and
- (b) to generate national benefit for the Australian economy.

project is a reference to the project described in the application and agreed in the agreement, and may comprise either a Stream A project or a Stream B project but not both.

project scoping activities mean activities aimed at effectively assessing the cost, skills, risks, outcomes, stakeholders, commercial opportunities, feasibility and/or other parameters of a potential *Stream B project*.

project beneficiaries means any party targeted to reap the benefits of an ICIP project.

proof of concept activities mean the steps necessary to establish the viability, including technical and commercial viability of a product, process or service, in an *industry* context.

research and development activities mean the systematic, investigative and experimental activities that involve *innovation* and will enable the development of a new product, process or service in an *industry* context.

Stream A project is a small scale cooperative *project* aimed at identifying the strategic scope or direction of future innovation in an *industry*.

Stream B project is a more extensive cooperative *project* aimed at progressing strategic *innovation* and achieving significant benefits for an *industry*.

Variation means a change to the *project* details including funding amount, milestones or outcomes or changes to *consortium* membership, roles or responsibilities as described in the *agreement*.

5. In these Directions:

- (a) 'may' is permissive and not mandatory;
- (b) a reference to the singular includes the plural, and vice versa;
- if a word or phrase is defined its other grammatical forms have corresponding meanings;
- (d) 'includes' and 'including' do not limit the words which precede them or to which they refer; and
- (e) any reference to a clause is a reference to a clause in these *Directions*.

PART 2 – ASSESSMENT AND MERIT RANKING OF APPLICATIONS

Procedure

- 6. Subject to clause 8, the *Board* will assess *eligible applications* referred by the *Program Delegate* under the *Guidelines* and provide a merit ranking of those applications to the *Program Delegate*.
- 7. The *Board* must consider *eligible applications* as soon as practicable after those applications have been provided to the *Board*.

The Board may decline to provide merit ranking

- 8. The *Board* may decide to refuse to provide a merit ranking in respect of a particular *eligible application* if it is not satisfied:
 - (a) with the level of merit of the *eligible application* in relation to one or more of the merit criteria; or
 - (b) that the *project* is an eligible *project* as defined in the *Guidelines*; or
 - (c) that the *project* has strategic industry support.

Assessment of eligible applications

- 9. Subject to clause 8, the *Board* must assess each *eligible application* on its merit according to the extent to which the application meets the merit criteria.
- 10. In considering *eligible applications*, the *Board* must take into account advice provided by the *Department* on *ICIP* policy issues that are relevant to, or impact on, any of the merit criteria.

Merit criteria

11. Different merit criteria shall apply depending on whether the *eligible application* seeks funding for a *Stream A project* or a *Stream B project*.

Stream A project merit criteria

12. The merit of an *eligible application* for a *Stream A project* must be assessed against the following criteria.

Criterion 1A - Industry Scope and Cooperation

Merit may be established in a proposal by clearly demonstrating that:

- the application identifies and scopes an appropriate industry (including its international context);
- the strategic planning process for the *project* has involved consultation and engagement with the *industry* identified in the application, including small and medium sized enterprises, and that it provides evidence that the *project* meets a strategic *industry* need;
- the consortium membership is appropriate to the *industry* identified in the application and there is an appropriate balance of contributions from each consortium member;
- there are industry impediments to business to business cooperation that the *project* will overcome.

Criterion 2A - Project Methodology

Merit may be established in a proposal by clearly demonstrating that:

- project outcomes will lead to innovation in the industry identified in the application;
- any technical elements of the *project* are feasible and technical risks are appropriate;
- level of detail and evidence of claims made are commensurate with the size of the *project*.

Criterion 3A - Financial and Management Capacity

Merit may be established in a proposal by clearly demonstrating:

- that the applicant is an appropriate entity to enter into the *agreement* for the conduct of the *project* and receipt of *ICIP* grant funds;
- that the *project* budget is realistic and reasonable;
- the financial resources and management capacity of the consortium members to successfully complete the *project* have been identified and can be acquired for the *project*.

Criterion 4A - National Benefits

Merit may be established in a proposal by clearly demonstrating the potential national benefits from the *project* to the beneficiaries and in particular the *industry* and the broader community. National benefit from the *project* may be demonstrated in terms of:

- the improvements in national productivity and economic growth;
- enhanced international cooperation;
- diffusion of knowledge, skills and know-how to other parts of the Australian economy, including small and medium enterprises;
- social, community and/or environmental benefits;
- 'flow-on' economic or industry benefits;
- the impediments that justifies ICIP funding for the project; and
- any other matters which the Board considers relevant.

Stream B project merit criteria

13. The merit of an *eligible application* for a *Stream B project* must be assessed against the following criteria.

Criterion 1B - Industry Scope and Cooperation

Merit may be established in a proposal by clearly demonstrating that:

- the application identifies and scopes an appropriate industry (including its international context);
- the strategic planning process for the *project* has involved consultation and engagement with the *industry* identified in the application, including small and medium sized enterprises, and that it provides evidence that the *project* meets a strategic *industry* need;
- the consortium membership is appropriate to the *industry* identified in the application and there is an appropriate balance of contributions from each consortium member;
- there are industry impediments to business to business cooperation that the project will overcome;

Criterion 2B - Project Methodology

Merit may be established in a proposal by clearly demonstrating that:

- project outcomes are an innovation to the industry identified in the application
- any technical elements of the *project* are feasible and technical risks are appropriate
- the level of detail and evidence of claims made are commensurate with the size of the *project*.

Criterion 3B - Financial and Management Capacity

Merit may be established in a proposal by clearly demonstrating:

- that the applicant is an appropriate entity to enter into an *agreement* for the conduct of the *project* and receipt of *ICIP* grant funds;
- that the *project* budget is realistic and reasonable;
- the spread of financial risk across the consortium members;
- the financial resources and management capacity of the consortium members to successfully complete the *project* have been identified and can be acquired for the *project*;
- the governance structure overseeing *consortium* activity.

Criterion 4B - National Benefits

Merit may be established in a proposal by clearly demonstrating the potential national benefits from the *project* to the beneficiaries and in particular the *industry* and the broader community. National benefit may be demonstrated in terms of:

- the improvements in national productivity and economic growth;
- · enhanced international cooperation;
- diffusion of knowledge, skills and know-how to other parts of the Australian economy, including small and medium enterprises;
- social, community and/or environmental benefits;
- 'flow on' economic or industry benefits;
- the impediments that justifies ICIP funding for the project; and
- any other matters which the Board considers relevant.

For Stream B project proposals merit will be enhanced where a quantitative analysis of the anticipated economic potential of the national benefits is provided.

PART 3 – ASSESSMENT OF PROPOSALS FOR VARIATION TO THE AGREED PROJECT

- 14. If at any time after an application has been approved by the *Program Delegate* under the *Guidelines*, or an *agreement* has been executed, a proposal may be submitted to the *Department*:
 - (a) to vary the *project*, including by way of the addition of new activities; discontinuation of planned activities; variations to the funding amount, the *project* timeframe or planned *project* outcomes; or
 - (b) to materially vary the *consortium* membership, the respective roles and responsibilities of *consortium members* or any other material terms of the *consortium agreement*,

the *Program Delegate* shall refer the request to the *Board* for the *Board's* assessment.

- 15. When the *Board* receives a *variation* request, it must assess the proposal as soon as practicable and provide the assessment to the *Program Delegate*.
- 16. In undertaking an assessment of a proposal the *Board* will determine:
 - (a) the extent to which the variation impacts on any of the merit criteria; and
 - (b) whether the variation, if accepted, would:
 - (i) significantly improve the outcomes of the *project*;
 - (ii) be consistent with the *Program Policy Objectives* and any relevant policies of the *Department*; and
 - (iii) whether the proposal is appropriate in all circumstances.

PART 4 – OTHER TECHNICAL ASSESSMENTS

- 17. The *Program Delegate* shall request the *Board* to provide an assessment of technical matters associated with applications, activities and projects, or on any other matter relevant to or impacting on a merit criterion, including:
 - (a) technical matters relating to the eligibility of applications, activities or projects as set out in the *Guidelines*;
 - (b) progress reported against the technical milestones for a *project* or compliance with *agreement* conditions that are of a technical nature;
 - (c) matters pertaining to national benefits or economic potential (if applicable) assessments; or
 - (d) any other matter that pertains to technical merit or the technical assessment of compliance with the terms and conditions of *ICIP* or an *agreement*.
- 18. In carrying out assessments pursuant to the merit criteria, the *Board* will take into account any relevant policies relating to the administration of *ICIP* that are issued under the *Guidelines*.

PART 5 – BOARD TO PROVIDE ADVICE ON POLICIES AND OPERATIONS OF THE PROGRAM

- 19. The *Board* may advise the *Minister* or the *Minister* may request advice on non financial administration matters relating to *ICIP*, including program administration and the extent to which *ICIP* meets the *Program Policy Objectives*.
- 20. The *Board* may collect and analyse data on the performance of *ICIP*, provide advice to the *Minister* on such performance, and will cooperate with any independent evaluation of *ICIP*.

PART 6 – TRANSITIONAL PROVISIONS

- 21. Subject to clause 22, the *ICIP* Directions that were in force immediately before the commencement of these Directions are revoked on and from the date these Directions take effect.
- 22. The *ICIP* Directions that were in force immediately before the commencement of these Directions continue to apply in relation to *ICIP* grant funding that was approved by the *Program Delegate* at any time during which those earlier Directions remained in force.



Australian Government Attorney General's Department

Obtaining copies of Commonwealth Acts and Legislative Instruments

Copies of Commonwealth Acts, Legislative Instruments and related legislative material can be purchased at the following locations or ordered online or by mail or telephone.

Over the counter

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