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

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

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

INQUIRIES

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

Variation of closing times

Canberra Day — Issue of 11 March 2009 (GN 9)

As Monday, 9 March 2009 is a public holiday in the Australian Capital Territory, closing time for lodgment of all notices for publication in GN 9 will be:

Thursday, 5 March 2009 at 10.00 am.

General Information

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Subscriptions (Fax): (02) 6293 8388
Subscriptions (Tel): 1300 656 863

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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.

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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.

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

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

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108 North Terrace
Adelaide SA 5000

Phone: 13 2324 Fax: (08) 8204 1909

Brisbane: Mail Order ONLY

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Canberra MC ACT 2610

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PO Box 7456

Canberra MC ACT 2610

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

GAZETTES

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

Government Departments

Attorney-General

Commencement of the Australia-Chile Free Trade Agreement

*Customs Amendment (Australia-Chile Free Trade Agreement Implementation) Act
2008*

*Customs Tariff Amendment (Australia-Chile Free Trade Agreement Implementation)
Act 2008*

I, BOB DEBUS, Minister for Home Affairs, give notice that the Australia-Chile Free Trade Agreement comes into force for Australia on 06 March 2009.

signed
Minister for Home Affairs

CUSTOMS ACT 1901

CUSTOMS TARIFF ACT 1995

PART II OF SCHEDULE 4

BY-LAW No. 0904400

I, Jennifer Reimitz, delegate of the Chief Executive Officer for the purposes of section 271 of the *Customs Act 1901*, hereby make the by-law set out in the Schedule below.

THE SCHEDULE

Item 20C
Part II of Schedule 4

1. This by-law may be cited as Customs By-law No. 0904400.
2. This by-law shall take effect on and from 6 March 2009.
3. For the purposes of item 20C in Part II of Schedule 4 to the *Customs Tariff Act 1995*, the following is prescribed:
 - (a) Article 3.7 of the Australia-Chile Free Trade Agreement.
4. In this by-law "Australia-Chile Free Trade Agreement" means the Australia-Chile Free Trade Agreement, done at Canberra on 30 July 2008.
5. For the purposes of this by-law, the "*Customs Tariff Act 1995*" means the *Customs Tariff Act 1995*, as amended or proposed to be altered.

Dated this 18 day of February 2009.

(signed)
Jennifer Reimitz
Delegate of the
Chief Executive Officer

CUSTOMS ACT 1901

CUSTOMS TARIFF ACT 1995

PART II OF SCHEDULE 4

BY-LAW No. 0904405

I, Jennifer Reimitz, delegate of the Chief Executive Officer for the purposes of section 271 of the *Customs Act 1901*, hereby make the by-law set out in the Schedule below.

THE SCHEDULE

Item 20C
Part II of Schedule 4

1. This by-law may be cited as Customs By-law No. 0904405.
2. This by-law shall take effect on and from 6 March 2009.
3. For the purposes of item 20C in Part II of Schedule 4 to the *Customs Tariff Act 1995*, the following is prescribed:
 - (a) Article 2.6 of the Australia-US Free Trade Agreement.
4. In this by-law "Australia-US Free Trade Agreement" means the Australia-US Free Trade Agreement, done at Washington DC on 18 May 2004.
5. For the purposes of this by-law, the "*Customs Tariff Act 1995*" means the *Customs Tariff Act 1995*, as amended or proposed to be altered.

Dated this 18 day of February 2009.

(signed)
Jennifer Reimitz
Delegate of the
Chief Executive Officer

COMMONWEALTH OF AUSTRALIA
CUSTOMS ACT 1901

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

I, Mark Collidge, delegate of the Chief Executive Officer of Customs, hereby specify, pursuant to section 161J of the *Customs Act 1901*, that the amounts set out in Columns 3 to 9 hereunder are the ruling rates of exchange, on the dates specified, for the purposes of ascertaining the value of imported goods under the provisions of Division 2 of Part VIII of the *Customs Act 1901*.

SCHEDULE		(Foreign Currency = AUS \$1)						
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7	Column 8	Column 9
	Currency	11/02/2009	12/02/2009	13/02/2009	14/02/2009	15/02/2009	16/02/2009	17/02/2009
Brazil	Real	1.5235	1.4899	1.4852	1.507	1.507	1.507	1.4686
Canada	Dollar	0.8216	0.8143	0.8142	0.8129	0.8129	0.8129	0.8088
China, PR of	Yuan	4.5928	4.472	4.4834	4.4699	4.4699	4.4699	4.4495
Denmark	Kroner	3.8818	3.7858	3.7908	3.7812	3.7812	3.7812	3.7926
European Union	Euro	0.5208	0.5079	0.5086	0.5075	0.5075	0.5075	0.5099
Fiji	Dollar	1.2149	1.2014	1.2082	1.2072	1.2072	1.2072	1.2021
Hong Kong	Dollar	5.2135	5.0788	5.0894	5.0736	5.0736	5.0736	5.05
India	Rupee	32.6774	31.9716	32.0213	31.8916	31.8916	31.8916	31.6722
Indonesia	Rupiah	7876	7700	7733	7719	7719	7719	7671
Israel	Shekel	2.7111	2.6477	2.659	2.6512	2.6512	2.6512	2.6406
Japan	Yen	61.38	59.21	59.21	59.45	59.45	59.45	59.7
Korea, Republic of	Won	929.61	911.08	914.75	915.92	915.92	915.92	917.64
Malaysia	Ringgit	2.4172	2.3615	2.3681	2.3668	2.3668	2.3668	2.3531
New Zealand	Dollar	1.2578	1.2494	1.2485	1.2536	1.2536	1.2536	1.2507
Norway	Kroner	4.5147	4.4316	4.443	4.4689	4.4689	4.4689	4.4605
Pakistan	Rupee	52.81	51.65	51.71	51.91	51.91	51.91	51.92
Papua New Guinea	Kina	1.8374	1.7901	1.794	1.7882	1.7882	1.7882	1.7798
Philippines	Peso	31.63	30.65	30.83	30.87	30.87	30.87	30.71
Singapore	Dollar	1.0071	0.9877	0.9886	0.9873	0.9873	0.9873	0.9846
Solomon Islands	Dollar	5.35	5.2124	5.2235	5.2151	5.2151	5.2151	5.1904
South Africa	Rand	6.4888	6.4889	6.4558	6.4769	6.4769	6.4769	6.4602
Sri Lanka	Rupee	76.65	74.63	74.81	74.56	74.56	74.56	74.24
Sweden	Krona	5.4572	5.4147	5.4803	5.4783	5.4783	5.4783	5.4985
Switzerland	Franc	0.7863	0.7587	0.7604	0.7595	0.7595	0.7595	0.7591
Taiwan Province	Dollar	22.68	22.22	22.29	22.24	22.24	22.24	22.15
Thailand	Baht	23.51	22.91	23.03	22.99	22.99	22.99	22.87
United Kingdom	Pound	0.4528	0.4514	0.4565	0.4571	0.4571	0.4571	0.4579
USA	Dollar	0.6725	0.6552	0.6566	0.6545	0.6545	0.6545	0.6514

Mark Collidge
Delegate of the Chief Executive Officer of Customs
Canberra ACT
17/02/2009

Broadband, Communications and the Digital Economy

AUSTRALIAN COMMUNICATIONS AND MEDIA AUTHORITY*Telecommunications Act 1997**Subsection 83(2)***REVOCATION OF NOMINATED CARRIER DECLARATION**

I, Robert Johnston, delegate of the Australian Communications and Media Authority (ACMA):

- (a) being satisfied that the nominated carrier, Personal Broadband Australia Pty Ltd, ACN 095 822 905, has provided ACMA with a written notice stating that it does not accept responsibility for the network units for the purposes of the *Telecommunications Act 1997* (the Act);
- (b) under subsection 83(2) of the Act revoke the nominated carrier declaration made by ACMA on 12 November 2004 in relation to Personal Broadband Australia Pty Ltd as the nominated carrier in regard designated radiocommunications facilities being a public mobile telecommunications service owned by Kyocera Corporation and used by Personal Broadband Australia Pty Ltd and located in Australia.

Dated the 18th day of February 2009

Signed



Delegate of the Australian Communications and Media Authority

AUSTRALIAN COMMUNICATIONS AND MEDIA AUTHORITY

Telecommunications Act 1997

Subsection 56(3)

NOTIFICATION OF GRANT OF CARRIER LICENCE

The Australian Communications and Media Authority gives notice under subsection 56(3) of the *Telecommunications Act 1997* ('the Act') that on 12 February 2009 a carrier licence was granted to OnAir Switzerland Sarl (Registered in Switzerland) under subsection 56(1) of the Act.

Environment, Water, Heritage and the Arts

**Australian Government****Department of the Environment, Water, Heritage and the Arts****ENVIRONMENT PROTECTION (SEA DUMPING) ACT 1981
MATTERS TO BE PUBLISHED IN THE GAZETTE****FOR THE PERIOD: 1 January 2009 – 31 January 2009**

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

Applications Received

- An application was received on 16 January 2009 from Milton Ulladulla Funeral Services, 2 Camden Street, Ulladulla, New South Wales, 2359, for the burial at sea of Mr Evan Ralph Marsh, east of Ulladulla, New South Wales.
- An application was received on 16 January 2009 from Pilbara Iron Pty Ltd, GPO Box A42, Perth, Western Australia, to load for the purposes of dumping, and to dump up to 588,000 cubic metres of capital dredge material at Parker Point, Port of Dampier, Western Australia.

Permit Variations Granted

- A variation to a sea dumping permit, issued on 4 June 2008 to Woodside Energy Ltd, Level 3, 219 St Georges Terrace, Perth, Western Australia, 6000, to load, for the purposes of dumping, and to dump up to 80,000 cubic metres derived from capital dredging, from the Rock Load Out Facility Supply Base within Dampier, WA, was granted on 16 January 2009, to allow for an additional 8,000 cubic metres of capital dredging in the Burrup Materials Facility dredge area and an additional 8,000 cubic metres of capital dredging from the perimeter of the King Bay Supply Base tug pen breakwater.

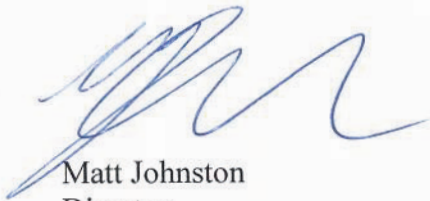
Permits Granted

- A sea dumping permit was granted on 20 January 2009 to BHP Billiton Iron Ore, PO Box 7122, Cloisters Square, Perth, Western Australia, 6850, to load, for the purposes of dumping, and to dump up to 800,000 cubic metres of capital dredged seabed material from Harriet Point, Port Hedland, Western Australia.
- A sea dumping permit was granted on 21 January 2009 to Milton Ulladulla Funeral Services, 2 Camden Street, Ulladulla, New South Wales, 2359, to carry out a burial at sea, east of Ulladulla, New South Wales.
- A sea dumping permit was granted on 23 January 2009 to BHP Billiton, 99 Selwyn Street, Mayfield, NSW 2304, to load, for the purposes of dumping, and to dump up to 700,000 cubic metres derived from capital dredging in the south arm of the Hunter River, Newcastle.



- A sea dumping permit was granted on 30 January 2009 to Port Waratah Coal Services, Curlew St off Raven St, Kooragang Island, NSW, to load, for the purposes of dumping, and to dump up to 700,000 cubic metres derived from capital dredging in the south arm of the Hunter River, Newcastle, New South Wales.

Copies of relevant documentation may be obtained, upon request, from the Director, Ports and Marine Section, Department of the Environment, Water, Heritage and the Arts, GPO Box 787, CANBERRA, ACT 2601. Ph: 02 6274 2995, Fax: 02 6274 1620.



Matt Johnston
Director
Ports and Marine Section

12 February 2009



Australian Government

Department of the Environment, Water, Heritage and the Arts


**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 19 February 2009 a permit was granted to Ace Waste Pty Ltd, 491 Gooderham Road, Willawong, Qld 4110, Australia (telephone (07) 3372 6666, facsimile (07) 3372 3777) to export up 75,000kg of cytotoxic contaminated clinical waste not otherwise specified (N.O.S.) from International Waste Ltd, PO Box 53 099, Auckland International Airport, Auckland, New Zealand (telephone +64 9 256 8534, facsimile +64 9 275 2380) for disposal by Ace Waste Pty Ltd (Australian Business Number 79 010 750 839), 491 Gooderham Road, Willawong, Qld 4110, Australia (telephone (07) 3372 6666, facsimile (07) 3372 3777) for final disposal.

The waste would be disposed of by D10 - high temperature incineration on land.

All waste will be packed in appropriate UN rated containers to comply with international maritime transport regulations. Sealed bagged waste (50 litre plastic bags) will be packed in 1 cubic metre UN rated bulk bags which will be lined with polyethylene liquid proof liners. All other waste will be packed in UN rated 20 litre plastic pails purpose built for the containment of cytotoxic waste. Any non-UN rated plastic pails will be further contained in 200 litre UN rated steel drums. The containers are to be transported by road and loaded onto a ship at the Port of Auckland, New Zealand to be offloaded at the Port of Brisbane, Australia. From there they will be transported by road to the disposal facility where they will be disposed of by high temperature incineration.

The import will take place in ten (10) shipments between the date above and 31 July 2009.


Mr Patrick McInerney
Acting 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, Water, Heritage and the Arts 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, Water, Heritage and the Arts
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

I, Dianne Deane, 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. WELS registrations are subject to the conditions set out in subsections 4.5, 4.6 and 4.7 of AS/ANZ 6400:2005 *Water efficient Products – Rating and labelling*.

Registered WELS products

Brand Name	Product Type	Family Name / Product Name / Model Reference	Registration Number
LAUFEN	Urinal only	Family Name: CAPRINO PLUS CAPRINO PLUS 4206.5, CAPRINO PLUS 4206.6	R001780
BOSSINI S.P.A.	Showers	Family Name: Bossini Dream Cube, H3835, Dream Cube, H38363	R001781
KOHLER	Toilet suite	Addition to Family Name: Kohler 3 STAR toilets Ove WH	R000631D
HANSGROHE	Showers	Addition to Family Name: Range of 3 Star Shower Types AX Citterio M Ov.hd. Shower w wall plate and arm /34610003	R000620T
MIELE	Dishwashers	G 1534 SC, G 1534 SCU, G 1534 SCi, G 1574 SCVi	R001782
MIELE	Dishwashers	G 2834 SCi, G 2534 SCU, G 2534 SCi, G 2574 SCVi, G 2734SCi, G 2874 SCVi	R001783
CAROMA	Toilet suite	Addition to Family Name: Caroma 3 Star Verona Aire Retro 3S RH P Trap Suite, Verona Aire Retro 3S RH S Trap Suite	R000044AL
TRUST	Tap and tap outlet set	Family Name: 4 Star Mixer MISTY basin mixer, MISTY sink mixer, MIXMASTER basin mixer range, MIXMASTER sink mixer range	R001784
ASTIVITA	Dishwashers	Addition to Family Name: Gainni GAINNI DW10*S-GI	R000163A

Dianne Deane

Delegate of the Water Efficiency Labelling and Standards Regulator
25 February 2009

DEPARTMENT OF THE ENVIRONMENT, WATER, HERITAGE AND THE
ARTS*Environment Protection and Biodiversity Conservation Act 1999**For further information see referrals list at**<http://www.environment.gov.au/epbc/notices> and type in the reference number in the
Search box*ACTIONS DETERMINED AS REQUIRING APPROVAL (*EPBC Act s.75*)

Reference	Title	Controlling Provisions	Date
2009/4700	Boral Resources (WA) Limited/Mining/Toodyay Road, 30 km ENE of Perth/WA/Extension of the Gidgegannup Granite Quarry	<ul style="list-style-type: none"> Listed threatened species and communities (sections 18 & 18A) 	17-FEB-2009
2009/4711	Oak Valley Lands Pty Ltd/Residential development/Lot RP735647 Flinders Highway Oak Valley Townsville/QLD/Planned Residential Community	<ul style="list-style-type: none"> Listed threatened species and communities (sections 18 & 18A) 	17-FEB-2009

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

Reference	Title	Date
2008/4564*	SA Water Corporation/Water management and use/Renmark/SA/Murtho Salt Interception Scheme	16-FEB-2009
2008/4677	Victoria Department of Transport/Transport - land/Laverton, 19km from Melbourne Central Business District/VIC/Upgrade of railway between Laverton Station and Altona Loop	16-FEB-2009
2009/4681*	Essar Exploration and Production Limited/Exploration (mineral, oil and gas - marine)/750 square km of Exploration Permit Area NT/P78/NT/3D Marine Seismic Survey	16-FEB-2009
2009/4683*	Essar Exploration and Production Limited/Exploration (mineral, oil and gas - marine)/Block NT/P77, 100km south west of Darwin/Commonwealth Marine/NT/P77 3D Marine Seismic Survey	16-FEB-2009
2009/4699*	National Oil and Gas Pty Ltd/Exploration (mineral, oil and gas - marine)/Petroleum Permit Areas NT/P65 and NT/P62/NT/Sunshine Infill 2D and Mimosa 2D Marine Seismic Surveys	16-FEB-2009
2009/4701	Department of Water and Energy/Water management and use/Adjacent to the Darling River, 30km southwest of Bourke/NSW/Upper Darling Salt Interception Scheme	16-FEB-2009
2009/4710	Department of the Environment, Parks, Heritage and the Arts/Tourism and recreation/Degraves Street, South Hobart/TAS/Cascade Female Factory Historic Site Conservation Project	17-FEB-2009
2009/4694	Energy Pacific (Vic) Pty Ltd/Energy generation and supply (renewable)/9km east of Lancelin, 120km north of Perth/WA/Nilgen Wind Farm	18-FEB-2009

* 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

ASSESSMENT APPROACH (*EPBC Act s.87*)

Reference	Title	Assessment Approach	Date
2009/4711	Oak Valley Lands Pty Ltd/Residential development/Lot RP735647 Flinders Highway Oak Valley Townsville/QLD/Planned Residential Community	Assessment preliminary documentation	17-FEB-2009
2008/4652	BHP Billiton/Waste management (non-sewerage)/West Side of Cormorant Road, Kooragang Island, Newcastle/NSW/Construction and Sequential Filling of Waste Emplacement Facility	Assessment preliminary documentation	18-FEB-2009

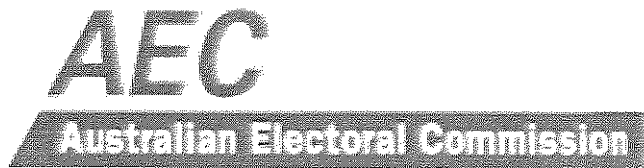
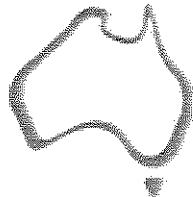
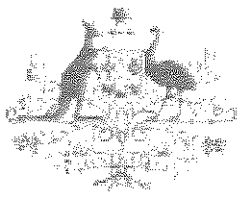
* If the Assessment Approach is an Accredited Assessment Process the process must also be identified

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

Reference	Title	Date
2007/3665	Australian National University/Commercial development/Upper Acton Peninsula of Lake Burley Griffin in Canberra/ACT/Crawford School building incl teaching facilities, offices and conference rooms	09-FEB-2009

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



REGISTER OF POLITICAL PARTIES

Notice of change to the Register of Political Parties

As delegate of the Australian Electoral Commission and pursuant to the provisions of Part XI of the *Commonwealth Electoral Act 1918*, on 17 February 2009 I approved an application from the Australian Greens to replace its registered officer in the Register of Political Parties with the following person:

Emma Bull
Unit 9, 47 Blackall Street
BARTON ACT 2600

Sue Sayer
Director Funding and Disclosure
Delegate of the Australian Electoral Commission



REGISTER OF POLITICAL PARTIES

Notice of registration

As delegate of the Australian Electoral Commission and pursuant to the provisions of Part XI of the *Commonwealth Electoral Act 1918*, I approved the application of the following political party for registration and entered the party in the Register of Political Parties on 18 February 2009:

Liberal National Party of Queensland

Paul Dacey
Deputy Electoral Commissioner
Delegate of the Australian Electoral Commission

Health and Ageing



Australian Government
Department of Health and Ageing
Therapeutic Goods Administration

COMMONWEALTH OF AUSTRALIA

THERAPEUTIC GOODS ACT 1989

SECTION 14 and 14A NOTICE

On 6 February 2009, 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 the following

- (a) the supply of the product sodium nitrate 0.3 mg/10mL injection [AUST R 16290] by Hospira Australia, Level 3, 390 St Kilda Road, Melbourne VIC (“the Company”);
AND
- (b) For that product not to conform with Therapeutic Goods Order No 69 (TGO 69) in that:
 - the old sponsor name (Mayne Pharma Pty Ltd) is used instead of the new one, Hospira Australia Pty Ltd.

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

1. The exemption applies until the end of 2009.
2. The exempted labels are those supplied with the sponsor letter of 30 December 2008, bearing the old sponsor name, Mayne Pharma Pty Ltd.
3. No other changes have been made to the product.



Australian Government
Department of Health and Ageing
Therapeutic Goods Administration

COMMONWEALTH OF AUSTRALIA

THERAPEUTIC GOODS ACT 1989

SECTION 14 and 14A NOTICE

On 6 February 2009, 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 the following

- (a) the supply of the product – diazoxide 300mg/20mL injection [AUST R 16377] by Hospira Australia, Level 3, 390 St Kilda Road, Melbourne VIC (“the Company”);
AND
- (b) For that product not to conform with Therapeutic Goods Order No 69 (TGO 69) in that:
 - the old sponsor name (Mayne Pharma Pty Ltd) is used instead of the new one, Hospira Australia Pty Ltd.

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

1. The exemption applies to until the end of August 2009.
2. The exempted labels are those supplied with the sponsor letter of 30 December 2008, bearing the old sponsor name, Mayne Pharma Pty Ltd.
3. No other changes have been made to the product.



Australian Government
Department of Health and Ageing
Therapeutic Goods Administration

COMMONWEALTH OF AUSTRALIA

THERAPEUTIC GOODS ACT 1989

SECTION 14 and 14A NOTICE

On 6 February 2009, 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 the following

- (a) the supply of the product – fluconazole 50,100 & 200 mg capsules [AUST R 125200, 125201, 125203] by Hospira Australia, Level 3, 390 St Kilda Road, Melbourne VIC (“the Company”); AND
- (b) For that product not to conform with Therapeutic Goods Order No 69 (TGO 69) in that:
 - the old sponsor name (Mayne Pharma Pty Ltd) is used instead of the new one, Hospira Australia Pty Ltd.

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

1. The exemption applies to until the end of 2009.
2. The exempted labels are those supplied with the sponsor letter of 30 December 2008, bearing the old sponsor name, Mayne Pharma Pty Ltd.
3. No other changes have been made to the product.

Infrastructure, Transport, Regional Development and Local Government**Form 6****Permit for unlicensed ship - continuing**
(regulation 6)

No: 6067

*Navigation Act 1912***PERMIT FOR UNLICENSED SHIP - CONTINUING**

I, Michael Sutton, in exercise 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 05/03/2009 to 05/06/2009

Details about ship

Name of ship: OOCL Freedom
IMO No. of ship: 8400323

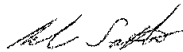
Port of registry: Hong Kong
Name of Owner: Orient Overseas Container Line Ltd

Name of ports for which permit issued**Permit conditions**

1. That the Department 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; may only be carried.
4. The cargo may only be carried from the ports outlined in the section 'Name of ports for which permit issued'.
5. If there is a change in schedule the Department 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 Department.

Signature of delegate:

Date: 18 February 2009




Form 6

Permit for unlicensed ship - continuing
(regulation 6)

No: 6059

Navigation Act 1912

PERMIT FOR UNLICENSED SHIP - CONTINUING

I, Michael Sutton, in exercise 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 13/02/2009 to 04/03/2009

Details about ship

Name of ship: Asphalt Transporter
IMO No. of ship: 9293533

Port of registry: Limassol
Name of Owner: Asphalt Transporter Shipping Company Limited

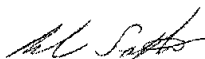
Name of ports for which permit issued

From Newcastle to Portland. From Whyalla to Newcastle.

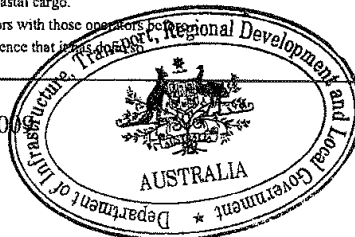
Permit conditions

1. That the Department 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. Other Bulk Liquids; may only be carried.
4. The cargo may only be carried from the ports outlined in the section 'Name of ports for which permit issued'.
5. If there is a change in schedule the Department 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 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 Department.

Signature of delegate:



Date: 13 Feb 2009



s28/2008072



Australian Government

**Department of Infrastructure, Transport,
Regional Development and Local Government**

Aviation Transport Security Act 2004

NOTICE OF REVOCATION/DECLARATION OF SECURITY CONTROLLED AIRPORT AND AIRSIDE AREA – ARCHERFIELD AIRPORT

I, **GEORGE RYAN BRENAN**, General Manager, Governance and Operations, Office of Transport Security, Department of Infrastructure, Transport, Regional Development and Local Government

REVOKE the declaration of Archerfield Airport as a security controlled airport as listed in the *Gazette (No. S 40, Thursday 3 March 2005)* under section 28 of the *Aviation Transport Security Act 2004* (the Act); and

DECLARE that Archerfield Airport is a security controlled airport under section 28 of the Act.

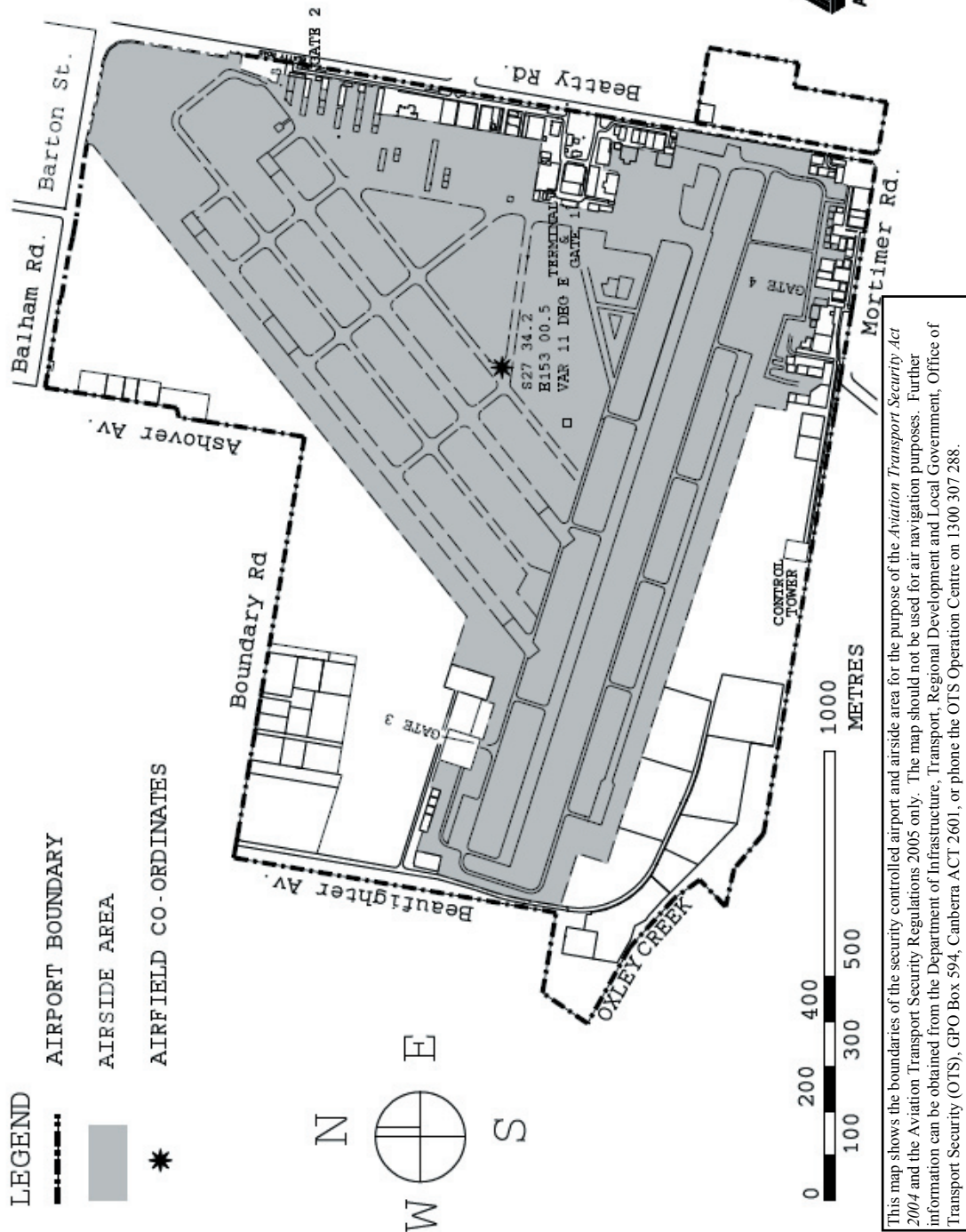
In accordance with section 29 of the Act, this Notice **ESTABLISHES** an airside area for Archerfield Airport being that area indicated as the airside area on the attached map.

This Notice commences upon Gazettal.

Date: 12 February 2009

A handwritten signature in black ink, appearing to read 'George Ryan Brennan'.

George Ryan Brennan
Delegate of the Secretary of the
Department of Infrastructure, Transport, Regional Development and
Local Government



Treasury

COMMISSIONER OF TAXATION

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

NOTICE OF RULINGS		
Ruling Number	Subject	Brief Description
PR 2009/1	Income tax: FEA Plantations Project 2008 Late Grower – Option 1 Woodlot	This Ruling applies to Growers that: meet the definition of 'initial participant' in subsection 394-15(5) of the <i>Income Tax Assessment Act 1997</i> ; are accepted to take part in the scheme specified in the Ruling on or after 25 February 2009 and have executed the relevant Project Agreements on or before 30 June 2009. The Growers will hold a forestry interest in the Project for the commercial growing of various eucalypt trees for the purpose of harvest and sale as unpruned sawlog and pulpwood. This Ruling applies prospectively from 25 February 2009.
PR 2009/2	Income tax: FEA Plantations Project 2008 Late Grower – Option 2 Woodlot	This Ruling applies to Growers that: meet the definition of 'initial participant' in subsection 394-15(5) of the <i>Income Tax Assessment Act 1997</i> ; are accepted to take part in the scheme specified in the Ruling on or after 25 February 2009 and have executed the relevant Project Agreements on or before 30 June 2009. The Growers will hold a forestry interest in the Project for the commercial growing of various gum trees for the purpose of harvest and sale as pruned and unpruned sawlog, veneer and pulpwood. This Ruling applies prospectively from 25 February 2009.
PR 2009/3	Income tax: FEA Plantations Project 2008 Late Grower – Option 3 Woodlot	This Ruling applies to Growers that: meet the definition of 'initial participant' in subsection 394-15(5) of the <i>Income Tax Assessment Act 1997</i> ; are accepted to take part in the scheme specified in the Ruling on or after 25 February 2009 and have executed the relevant Project Agreements on or before 30 June 2009. The Growers will hold a forestry interest in the Project for the commercial growing of Pine or a similar species of tree, for the purpose of harvest and sale as unpruned sawlog and pulpwood. This Ruling applies prospectively from 25 February 2009.
PR 2009/4	Income tax: FEA Plantations Project 2008 Late Grower – Option 4 Unit	This Ruling applies to Growers that: meet the definition of 'initial participant' in subsection 394-15(5) of the <i>Income Tax Assessment Act 1997</i> ; are accepted to take part in the scheme specified in the Ruling on or after 25 February 2009 and have executed the relevant Project Agreements on or before 30 June 2009. The Growers will hold a forestry interest in the Project for the commercial growing of various gum trees for the purpose of harvest and sale as pruned and unpruned sawlog, veneer and pulpwood. This Ruling applies prospectively from 25 February 2009.
CR 2009/6	Income tax: early retirement scheme – Australian Catholic University	This Ruling applies to those employees of the Australian Catholic University who receive a payment under the scheme described in this Ruling. This Ruling applies from 25 February 2009 to 30 June 2010.
CR 2009/7	Income tax: return of capital: Babcock and Brown Capital Limited	This Ruling applies to the ordinary shareholders of Babcock and Brown Capital Limited (BCM) who are registered on the BCM share register on the Record Date which is the date for determining entitlements under the proposed return of capital as described in this Ruling and who hold their shares on capital account. This Ruling applies to the financial year ending 30 June 2009.

GAZETTE NOTICE

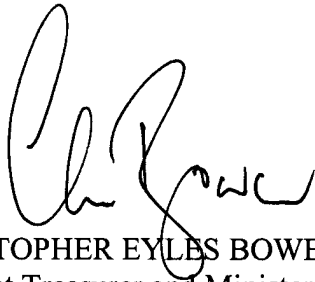
Income Tax Assessment Act 1936

NOTICE UNDER SUBSECTION 128AE(2) DECLARING A PERSON TO BE AN
OFFSHORE BANKING UNIT

I, Christopher Eyles Bowen, Assistant Treasurer and Minister for Competition Policy and Consumer Affairs of the Commonwealth of Australia, declare that the following person is an Offshore Banking Unit for the purposes of Division 11A of Part III of the *Income Tax Assessment Act 1936* from the date of publication of this notice in the *Gazette*:

Optiver Australia Pty Limited

Dated this *thirteenth* day of *February* 2009

A handwritten signature in black ink, appearing to read 'Ch Bowen', is written over the printed name of Christopher Eyles Bowen.

CHRISTOPHER EYLES BOWEN
Assistant Treasurer and Minister for Competition Policy
and Consumer Affairs of the Commonwealth of Australia



Approval to hold a stake in a financial sector company of more than 15%

Financial Sector (Shareholdings) Act 1998

SINCE

- A. Through Transport Mutual Insurance Association Limited (the applicant) has applied to the Treasurer under section 13 of the *Financial Sector (Shareholdings) Act 1998* (the Act), for approval to hold a stake of more than 15% in TT Club Mutual Insurance Limited ABN 31 129 394 618 (the Company), a financial sector company under the Act; and
- B. I am satisfied that it is in the national interest to approve the applicant holding a stake in the Company of more than 15%,

I, Wayne Stephen Byres, a delegate of the Treasurer, under subsection 14(1) of the Act, APPROVE the applicant holding a stake in the Company of 75 %.

This Approval commences on the date it is signed and remains in force indefinitely.

Dated 18 February 2009

[Signed]

Wayne Stephen Byres
Executive General Manager
Diversified Institutions Division

Interpretation

Document ID: 168006

In this Notice:

financial sector company has the meaning given in section 3 of the Act.

stake in relation to a company, has the meaning given in clause 10 of Schedule 1 to the Act.

unacceptable shareholding situation has the meaning given in section 10 of the Act.

Note 1 Under paragraph 16(2)(a) of the Act, the Treasurer may, by written notice given to a person who holds an Approval under section 14, impose one or more conditions or further conditions to which the Approval is subject. Under paragraph 16(2)(b) of the Act, the Treasurer may revoke or vary any condition imposed under paragraph 16(2)(a) of the Act or specified in the Notice of Approval. The Treasurer's power under subsection 16(2) of the Act may be exercised on the Treasurer's own initiative or on application made to the Treasurer in accordance with the requirements of subsection 16(4) of the Act, by the person who holds the Approval (see subsection 16(3) of the Act).

Note 2 A person who holds an Approval under section 14 may apply to the Treasurer under section 17(1) of the Act, to vary the percentage specified in the Approval.

Note 3 Under subsection 17(6) of the Act, the Treasurer may, on the Treasurer's own initiative, by written notice given to a person who holds an Approval under section 14, vary the percentage specified in the Approval if the Treasurer is satisfied that it is in the national interest to do so.

Note 4 The circumstances in which the Treasurer may revoke a person's Approval under section 14 are set out in subsection 18(1) of the Act.

Note 5 Section 19 of the Act provides for flow-on approvals. If an Approval has been granted for the holding of a stake in a financial sector company and the financial sector company is a holding company for an authorised deposit-taking institution or an authorised insurance company, then an approval is taken to exist for the holding of a stake of equal value in each financial sector company that is a 100% subsidiary of the holding company.

Note 6 Under section 14 of the Act, the Treasurer must give written notice of this Approval to the applicant and financial sector company concerned, and must publish a copy of this Notice in the *Gazette*.

Note 7 Under section 11 of the Act, a person or 2 or more persons under an arrangement are guilty of an offence if the person(s) acquires shares in a company and the acquisition has the result, in relation to a financial sector company, that:

- (i) an unacceptable shareholding situation comes into existence; or
- (ii) if an unacceptable shareholding situation already exists in relation to the company and in relation to a person – there is an increase in the stake held by the person in the company;

and the person(s) was reckless as to whether the acquisition would have that result. A maximum penalty of 400 penalty units applies or by virtue of subsection 4B(3) of the *Crimes Act 1914*, in the case of a body corporate, a penalty not exceeding 2,000 penalty units. By virtue of section 39 of the Act, an offence against section 11 is an indictable offence.



Authorisation to carry on insurance business

Insurance Act 1973

TO: TT Club Mutual Insurance Limited ABN 31 129 394 618 (the Applicant)
90 Fenchurch Street London EC3M 4ST United Kingdom

SINCE the Applicant applied to APRA under subsection 12(1) of the *Insurance Act 1973* (the Act), on 6 February 2008 for authorisation to carry on insurance business in Australia;

I, Wayne Stephen Byres, a delegate of APRA, under subsection 12(2) of the Act,
AUTHORISE the Applicant to carry on insurance business in Australia.

Dated 18 February 2009

[Signed]

Wayne Stephen Byres
Executive General Manager
Diversified Institutions Division

Interpretation

Document ID: 168001

In this Notice

APRA means the Australian Prudential Regulation Authority.

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

Note 1 Under subsection 12(4) of the Act, if APRA authorises an applicant, APRA must give written notice to the applicant and ensure that notice of the authorisation is published in the *Gazette*.

Note 2 APRA may revoke an authorisation in accordance with sections 15 and 16 of the Act.

Note 3 Under subsection 13(1) of the Act, APRA may, at any time, by written notice to a 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.

SHIPPING REGISTRATION ACT 1981**NOTICE OF INTENTION TO APPLY FOR REGISTRATION**

Notice is hereby given of the intention of

(full name) **Thomas William Brennan** of

(address) **6 Kuantan Drive, Aberfoyle Park, South Australia 5159** to apply,

after the expiration of thirty days commencing on the date of publication of this notice, for registration under the abovenamed Act of the ship particulars of which are set out below. Objections to the registration of the ship in the name of the abovementioned person, by persons claiming a legal proprietary right in respect of the ship, should, together with any relevant documents that will verify the claim be delivered to the Registrar of Ships at the Australian Shipping Registration Office, Level 2 Allan Woods Building, 25 Constitution Avenue, Canberra City ACT 2601 or sent by properly prepaid post to the Registrar of Ships at the Australian Maritime Safety Authority, GPO Box 2181, Canberra City ACT 2601, before the expiry of the period referred to above.

Particulars of Ship

Present name: **AZURE**

Former Name:

Present whereabouts: **Gladstone Ports Marina, Gladstone, Qld. 4680**

Principal material of construction: **GRP**

Type of ship: **Yacht, Sloop.**



Commonwealth
of Australia

Gazette

No. S 27, Monday, 16 February 2009

Published by the Commonwealth of Australia

SPECIAL



The Federal Redistribution
2009

Tasmania



**DETERMINATION MADE BY THE AUGMENTED ELECTORAL COMMISSION FOR
TASMANIA**

Pursuant to section 73 of the *Commonwealth Electoral Act 1918*, the augmented Electoral Commission for Tasmania hereby determines that the names and boundaries of the electoral divisions into which Tasmania is to be distributed are as shown on the maps certified by the members of the augmented Electoral Commission for Tasmania and lodged in file number 08/1150 at the National Office of the Australian Electoral Commission in Canberra. These maps are numbered in the following sequence:

TAS01/2009	Bass
TAS02/2009	Braddon
TAS03/2009	Denison
TAS04/2009	Franklin
TAS05/2009	Lyons

The augmented Electoral Commission for Tasmania reached this determination on the basis that it determined the names and boundaries of the electoral divisions in Tasmania should be as proposed by the Redistribution Committee for Tasmania in its report published on 22 August 2008, subject to the following changes:

- (i) the Kentish local government area (LGA) shall be located in the Division of Lyons;
- (ii) the western part of the Latrobe LGA shall be located in the Division of Braddon in the manner shown on the relevant maps;
- (iii) the whole of the Clarence LGA shall be located in the Division of Franklin; and
- (iv) the whole of the locality of Gagebrook shall be located in the Division of Lyons.

J C S Burchett QC
Chairperson
augmented Electoral Commission
for Tasmania



AUSTRALIAN ELECTORAL COMMISSION

Determination by the Electoral Commissioner as to the number of members of the House of Representatives to be chosen in the States and Territories

I, Edward Killesteyn, Electoral Commissioner, hereby determine pursuant to subsection 48(1) of the *Commonwealth Electoral Act 1918* (the Electoral Act) in accordance with the manner provided for in subsection 48(2) of the Electoral Act, the number of members of the House of Representatives to be chosen in each of the States of Australia at a general election to be as set out in the following table:

State	Number of members of the House of Representatives to be chosen in the State
New South Wales	48
Victoria	37
Queensland	30
Western Australia	15
South Australia	11
Tasmania ¹	5

and in accordance with the manner provided for in subsection 48(2A) of the Electoral Act, the number (if any) of members of the House of Representatives to be chosen in each of the Territories of Australia at a general election to be as set out in the following table:

Territory	Number of members of the House of Representatives to be chosen in the Territory
Australian Capital Territory	2
Northern Territory	2
Australian Antarctic Territory	0
Territory of Heard Island and McDonald Islands	0
Coral Sea Islands Territory	0
Territory of Ashmore and Cartier Islands	0

Edward Killesteyn
Electoral Commissioner

17 February 2009

¹ Tasmania is guaranteed a minimum of five members under section 24 of the Constitution.



Australian Government

Department of Infrastructure, Transport,
Regional Development and Local Government

Aviation Transport Security Act 2004

NOTICE OF REVOCATION/DECLARATION OF SECURITY CONTROLLED AIRPORT AND AIRSIDE AREA – PERTH AIRPORT

I, **GEORGE RYAN BRENAN**, General Manager, Governance and Operations, Office of Transport Security, Department of Infrastructure, Transport, Regional Development and Local Government

REVOKE the declaration of Perth Airport as a security controlled airport as listed in the *Gazette* (No. S13, Wednesday, 21 January 2009) under section 28 of the *Aviation Transport Security Act 2004* (the Act); and

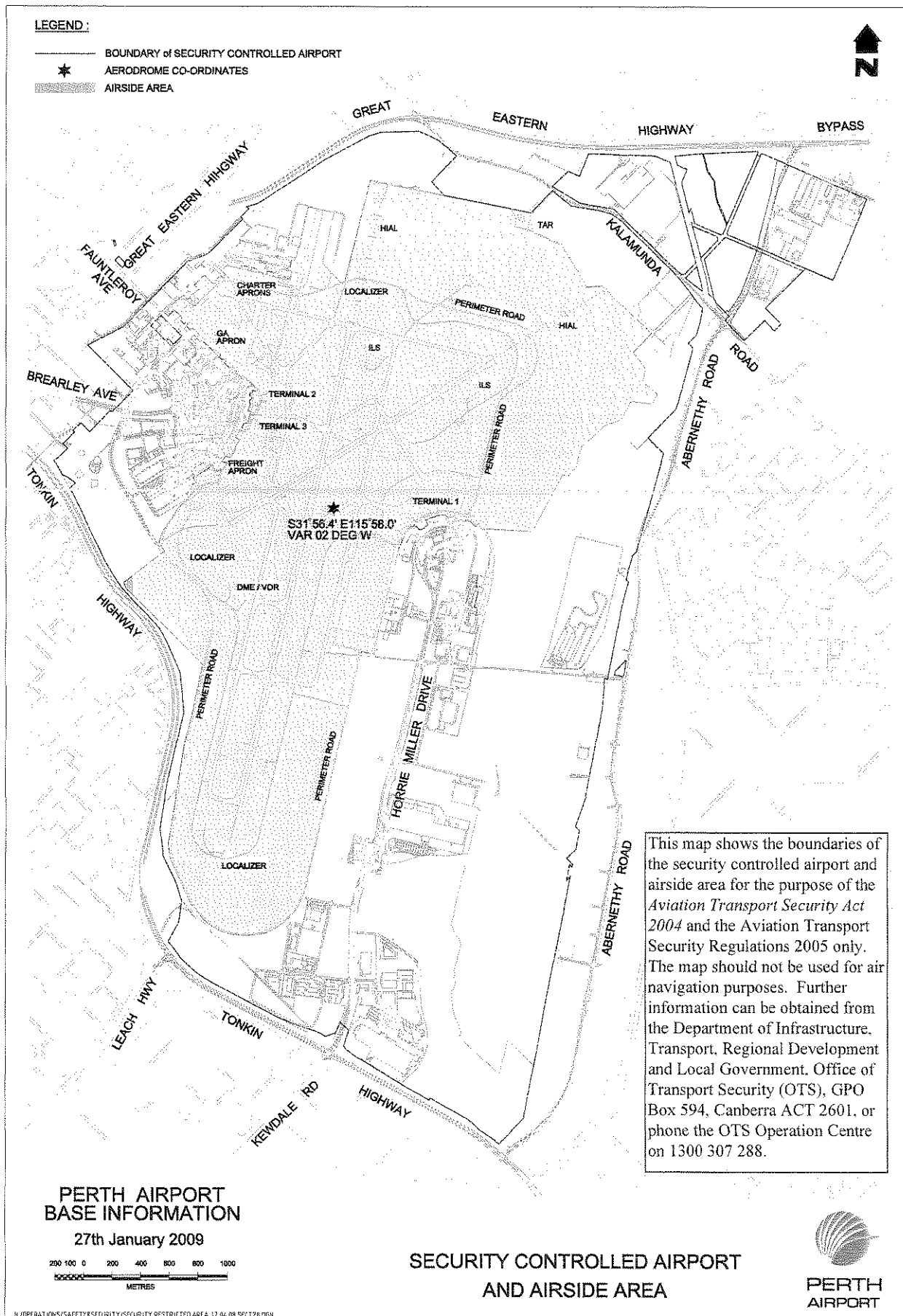
DECLARE that Perth Airport is a security controlled airport under section 28 of the Act.

In accordance with section 29 of the Act, this Notice **ESTABLISHES** an airside area for Perth Airport being that area indicated as the airside area on the attached map.

This Notice commences on the date of the section 28 Notice Gazettal.

Date: 16 February 2009

George Ryan Brennan
Delegate of the Secretary of the
Department of Infrastructure, Transport, Regional Development and
Local Government





Commonwealth
of Australia

Gazette

No. S 30, Thursday, 19 February 2009

Published by the Commonwealth of Australia

SPECIAL

Australian Electoral Commission

**DIRECTION TO COMMENCE REDISTRIBUTION OF THE
STATES OF QUEENSLAND AND NEW SOUTH WALES INTO
ELECTORAL DIVISIONS**

Pursuant to subsection 59(2) and under subsection 59(1) of the *Commonwealth Electoral Act 1918*, the Australian Electoral Commission hereby directs that a redistribution of the State of Queensland into 30 electoral divisions and the State of New South Wales into 48 electoral divisions commence.

James Burchett QC
Chairperson

Ed Killesteyn
Electoral Commissioner

Brian Pink
Commissioner

19 February 2009



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

Copies are available for sale or order at:

		Telephone	Facsimile
Adelaide	Service SA Government Legislation Outlet 108 North Terrace, Adelaide SA 5000	13 2324	(08) 8204 1909
Brisbane	Contact CanPrint Information Services	1300 889 873	(02) 6293 8388
Canberra	CanPrint Communications 16 Nyrang Street, Fyshwick ACT 2609	1300 889 873	(02) 6293 8388
Hobart	Printing Authority of Tasmania 123 Collins Street, Hobart TAS 7000	1800 030 940	(03) 6216 4294
Melbourne	Information Victoria 505 Little Collins Street, Melbourne VIC 3000	1300 366 356	(03) 9603 9940
Perth	Contact CanPrint Information Services	1300 889 873	(02) 6293 8388
Sydney	Contact CanPrint Information Services	1300 889 873	(02) 6293 8388

Other resellers:

National University Co-operative Bookshops
(go to <http://www.coop-bookshop.com.au> for location and contact details)

Mail Order

Mail order sales can be arranged by writing to:

CanPrint Information Services
PO Box 7456
Canberra MC ACT 2610

or by faxing to

(02) 6293 8333.

Online sales and enquiries

Online sales and enquiries are available from: <http://www.canprint.com.au/>

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Telephone orders can be arranged by phoning 1300 889 873.

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