



Commonwealth
of Australia

Gazette

No. GN 20, Wednesday, 27 May 2009

Published by the Commonwealth of Australia

GOVERNMENT NOTICES

CONTENTS

Variation of closing times.....	1235
General Information.....	1235
Governor-General and Commander-in-Chief	1237
Department of the House of Representatives	1238
Government Departments.....	1239
Attorney-General	1239
Environment, Water, Heritage and the Arts.....	1240
Finance and Deregulation	1245
Foreign Affairs and Trade.....	1247
Health and Ageing	1248
Infrastructure, Transport, Regional Development and Local Government.....	1260
Treasury	1273
Special Gazette No S 87 is attached	

The date of publication of this Gazette is 27 May 2009

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

This Gazette is published by the Office of Legislative Drafting and Publishing (OLDP) on behalf of the Commonwealth of Australia.

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

OLDP strives to maintain and enhance its reputation as a centre of drafting excellence. OLDP produces legislative and administrative instruments of the highest standard through the innovative use of plain English, current technology and rigorous quality assurance procedures.

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- drafting
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- preparing compilations of Acts and select legislative instruments

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How to contact us

First Assistant Secretary
Office of Legislative Drafting and Publishing
Attorney-General's Department
3-5 National Circuit
Barton ACT 2600
Tel. (02) 6141 4300
Fax. (02) 6282 4352

THIS GAZETTE IS PRODUCED AS A CAMERA-READY PUBLICATION**QUALITY OF YOUR PUBLICATION**

To maximise the quality of notices, all copy must be typewritten or typeset using a laser printer. Handwritten material will generally not be accepted. Other material may be accepted, however, the Attorney-General's Department will take no responsibility for the quality of production of these notices.

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A charge of \$143.00 per page will apply to the submission of notices for this Gazette.

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.

CLOSING TIMES

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) 6141 4333.

Variation of closing times

Queen's Birthday Holiday — Issue of 10 June 2009 (GN 20)

As Monday, 8 June 2009 is a public holiday in the Australian Capital Territory, closing time for lodgment of all notices for publication in GN 20 will be:

Thursday, 4 June 2009 at 10.00 am.

General Information

GAZETTE INQUIRIES

Lodgment Inquiries: (02) 6141 4333
Subscriptions (Fax): (02) 6293 8388
Subscriptions (Tel): 1300 656 863

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

NOTICES FOR PUBLICATION and related correspondence can be lodged:

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

By post: Gazette Office, Attorney General's Department, 3-5 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. An electronic copy of the notice should also be e-mailed to the Gazette Office.

Publication of electronic notices

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

For further information contact the Gazette Office on (02) 6141 4333. Information is also available from the following Internet site: <http://www.ag.gov.au/GNGazette/>.

CLOSING TIMES FOR LODGMENT

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

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

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

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

ADVERTISING RATES (GST inclusive)

Government Notices: \$143 per A4 page — minimum charge one page.

Special Gazette notices:

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

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

Other charges may apply, for further information please see the Lodging Notices section, More information at

<http://www.ag.gov.au/GNGazette>

Additional copies of Special and Periodic Gazettes can be provided at a cost of 2.75 cents per page per copy — minimum charge: \$5.50.

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

SUBSCRIPTIONS are payable in advance and are accepted for a maximum period of one year. All subscriptions are on a firm basis and refunds for cancellations will not be given. Rates include surface postage in Australia and overseas. For further information about subscriptions telephone 1300 656 863.

AVAILABILITY

The *Gazette* may be purchased by mail order (Tel. 1300 889 873, 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:

Adelaide: Service SA Government Legislation Outlet
108 North Terrace
Adelaide SA 5000
Phone: 13 2324 Fax: (08) 8204 1909

Brisbane: Mail Order ONLY
CanPrint Communications
PO Box 7456
Canberra MC ACT 2610
Phone: 1300 889 873 Fax: (02) 6293 8388

Canberra: CanPrint Communications
16 Nyrang Street
Fyshwick ACT 2609
Phone: (02) 6295 4422 Fax: (02) 6293 8388

Hobart: Printing Authority of Tasmania
123 Collins Street
Hobart TAS 7000
Phone: 1800 030 940 Fax: (03) 6216 4294

Melbourne: Information Victoria
505 Little Collins Street
Melbourne VIC 3000
Phone: 1300 366 356 Fax: (03) 9603 9940

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Phone: 1300 889 873 Fax: (02) 6293 8388

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, 3-5 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.

Gazette number	Date of Publication	Subject
<hr/>		
P 1	27 March 2009	<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of Permissions Granted, Refused, Suspended, Reinstated, Revoked or Reconsidered for the Period 1.06.08 to 31.02.09 and not Previously Gazetted
		<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of Permissions Granted, Refused, Suspended, Reinstated, Revoked or Reconsidered for the Period 1.12.07 to 31.12.07 and not Previously Gazetted
		<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of Permissions Granted, Refused, Suspended, Reinstated, Revoked or Reconsidered for the Period 1.5.08 to 31.5.08 and not Previously Gazetted
		<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of Permissions Granted, Refused, Suspended, Reinstated, Revoked or Reconsidered for the Period 1.3.09 to 31.3.09 and not Previously Gazetted

Governor-General and Commander-in-Chief



Government House
Canberra ACT 2600

20 May 2009

THE QUEEN'S BIRTHDAY 2010

The Governor-General directs it to be notified, for general information, that Her Majesty The Queen has approved Saturday, 12 June, as Her Official Birthday in 2010.

By Her Excellency's Command

A handwritten signature in blue ink that reads "Stephen Brady".

Stephen Brady
Official Secretary to the Governor-General

Department of the House of Representatives

Acts of Parliament assented to

It is hereby notified, for general information, that Her Excellency the Governor-General, in the name of Her Majesty, assented on 13 May 2009 to the undermentioned Acts passed by the Senate and the House of Representatives in the Parliament assembled, viz.:

No. 29 of 2009—An Act to validate certain collections of duties of customs. (*Customs Tariff Validation Act 2009*).

No. 30 of 2009—An Act to validate certain collections of duties of excise. (*Excise Tariff Validation Act 2009*).

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, 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 13/05/2009	Column 4 14/05/2009	Column 5 15/05/2009	Column 6 16/05/2009	Column 7 17/05/2009	Column 8 18/05/2009	Column 9 19/05/2009
	Currency							
Brazil	Real	1.5679	1.5875	1.5926	1.5827	1.5827	1.5827	1.5811
Canada	Dollar	0.8838	0.8882	0.8838	0.8884	0.8884	0.8884	0.8816
China, PR of	Yuan	5.174	5.2294	5.1359	5.1759	5.1759	5.1759	5.1064
Denmark	Kroner	4.157	4.1776	4.1318	4.1466	4.1466	4.1466	4.14
European Union	Euro	0.5579	0.5608	0.5547	0.5568	0.5568	0.5568	0.5561
Fiji	Dollar	1.6194	1.6297	1.6184	1.6215	1.6215	1.6215	1.6156
Hong Kong	Dollar	5.8796	5.9448	5.8371	5.8823	5.8823	5.8823	5.8028
India	Rupee	37.5291	37.7873	37.4077	37.6325	37.6325	37.6325	36.6589
Indonesia	Rupiah	7881	7924	7830	7883	7883	7883	7808
Israel	Shekel	3.099	3.1382	3.116	3.1329	3.1329	3.1329	3.1144
Japan	Yen	73.81	73.9	71.88	72.77	72.77	72.77	71.02
Korea, Republic of	Won	940.8	949.95	943.28	956.68	956.68	956.68	942.61
Malaysia	Ringgit	2.6743	2.6939	2.6651	2.6907	2.6907	2.6907	2.6639
New Zealand	Dollar	1.2636	1.2646	1.2706	1.2793	1.2793	1.2793	1.278
Norway	Kroner	4.8973	4.9274	4.9238	4.9027	4.9027	4.9027	4.9073
Pakistan	Rupee	60.78	61.34	60.72	60.77	60.77	60.77	60.35
Papua New Guinea	Kina	2.1646	2.1793	2.1247	2.126	2.126	2.126	2.094
Philippines	Peso	35.91	36.19	35.73	36.17	36.17	36.17	35.65
Singapore	Dollar	1.1106	1.1177	1.1039	1.1116	1.1116	1.1116	1.1016
Solomon Islands	Dollar	6.1185	6.1863	6.0742	6.121	6.121	6.121	6.0371
South Africa	Rand	6.415	6.4528	6.3928	6.4491	6.4491	6.4491	6.5255
Sri Lanka	Rupee	88.87	90.08	88.62	89.32	89.32	89.32	87.44
Sweden	Krona	5.9434	5.9613	5.9748	5.9612	5.9612	5.9612	5.9374
Switzerland	Franc	0.8407	0.8458	0.8346	0.8388	0.8388	0.8388	0.8407
Taiwan Province	Dollar	24.94	25.15	24.77	24.93	24.93	24.93	24.65
Thailand	Baht	26.22	26.44	25.99	26.17	26.17	26.17	25.83
United Kingdom	Pound	0.5017	0.5016	0.4974	0.4984	0.4984	0.4984	0.4939
USA	Dollar	0.7587	0.7671	0.7532	0.759	0.759	0.759	0.7486

Mark Collidge
Delegate of the Chief Executive Officer of Customs
Canberra ACT
19/05/2009

Environment, Water, Heritage and the Arts

**Australian Government****Department of the Environment, Water, Heritage and the Arts**

NOTICE OF VARIATION 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 TES-AMM (Australia) Pty Ltd of 26 Sleigh Place, Wetherill Park, New South Wales, Australia 2164 to vary a permit to export 1440 tonnes of electrical and electronic scrap to TES-AMM (Singapore) Pte Ltd. The waste would be disposed of by operation R4, recycling/reclamation of metal compounds via mechanical recovery and repair, for reuse or recycling.

Under the original permit, the waste was to be disposed of at TES-AMM (Singapore) Pte Ltd's disposal facility located at 1 Joo Koon Way, Singapore 628942.

Under the proposed variation, the waste would be disposed of at TES-AMM (Singapore) Pte Ltd's disposal facility located at No. 9, Benoi Sector, Singapore 629844.

The waste would be packed into cardboard containers which will then be waterproofed and secured by shrink-wrapping onto pallets. The waste would then be packed into shipping containers and transported by road, to be loaded onto a ship at either the Ports of Sydney, Melbourne, Adelaide, Perth or Brisbane, Australia to be offloaded at the Port of Singapore and transported by road to the disposal facility.

The export would take place in approximately one hundred and twenty (120) shipments over duration of the permit, if granted.

Patrick McInerney
Acting Assistant Secretary
Environment Protection Branch
May 2009



Environment Protection and Biodiversity Conservation Act 1999

Section 378

**AMENDMENT OF NOTICE ESTABLISHING BOARD OF MANAGEMENT
BOODEREE NATIONAL PARK**

I, PETER GARRETT AM, Minister for the Environment, Heritage and the Arts, having agreed with the Wreck Bay Aboriginal Community Council on the amendment of the notice published in *Gazette* No. S224 on 25 June 1996 establishing the Jervis Bay National Park Board of Management (as amended by notice published in *Gazette* No. GN50 on 18 December 2002), hereby amend that notice pursuant to paragraph 378(1)(b) of the *Environment Protection and Biodiversity Conservation Act 1999* by omitting part (iii) of the Schedule to the notice and substituting:

- (iii) one member to be an Executive Level or Senior Executive Service employee in the Territories and Native Title Division of the Attorney-General's Department performing duties in relation to the administration of the Jervis Bay Territory;

Dated this

12th day of January 2009

A handwritten signature in black ink, appearing to read 'Peter Garrett', written over the date.

Minister for the Environment, Heritage and the Arts

**Australian Government****Department of the Environment, Water, Heritage and the Arts****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 Alcoa Portland Aluminium, Private Mail Bag 1, Portland, VIC 3305, to export up to 12,000 tonnes of spent pot linings to JBM International of JMB International of the Kingsilver Refinery in Hixon, Staffordshire UK. At JBM International the waste would undergo recovery operation R5 (*Recycling/reclamation of other inorganic materials*) through its blending with other materials to produce feedstock suitable for use in the cement industry.

The waste would be packed into plastic wrapped bulker bags and then loaded into shipping containers for the voyage to the UK. The waste would be loaded onto ships at the Port of Melbourne, and would transit Singapore and the Suez Canal in Egypt on its voyage to the Port of Southampton in the UK. From there, it would be transported by road to the disposal facility.

The permit, if granted, would authorise the export of monthly shipments over a twelve month period commencing from the date of the permit.

Mr Patrick McInerney
Acting Assistant Secretary
Environment Protection Branch
May 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
2009/4856	VicRoads/Transport - land/Between Bulmans Rd, Melton & Bacchus Marsh Rd, Bacchus Marsh/VIC/Upgrade and realignment of a 5km long section of the Western Highway	<ul style="list-style-type: none">Listed threatened species and communities (sections 18 & 18A)	14-MAY-2009
2009/4859	Toprun Pty Ltd/Energy generation and supply (renewable)/Offshore of Elliston, SA/SA/Wave Energy Converter Pilot Plant Location, Offshore of Elliston, SA	<ul style="list-style-type: none">Listed threatened species and communities (sections 18 & 18A)Listed Migratory species (sections 20 & 20A)Commonwealth marine areas (section 23 & 24A)	20-MAY-2009

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

Reference	Title	Date
2009/4715	Sunshine Coast Regional Council/Waste management (non-sewerage)/Sunshine Coast/QLD/Drainage Upgrade, University Way, Sippy Downs	21-APR-2009
2009/4851	Gaseng Petroleum (Christmas Island) Pty Ltd/Residential development/Gaze Road, 'Settlement Area'/Christmas Island/Subdivision of Part 7 of Lot 1014	12-MAY-2009
2009/4847	Silverton Wind Farm Developments/Energy generation and supply (renewable)/5 km north of Silverton, 24 km north-west of Broken Hill/NSW/Development of Silverton Wind Farm	13-MAY-2009
2009/4820*	Australian Power Boat Association Offshore Council/Tourism and recreation/Cleveland Bay/QLD/Offshore Power Boat Race	15-MAY-2009
2009/4860	Energy Resources of Australia Ltd/Mining/Ranger Uranium Mine, Arnhem Highway, Jabiru/NT/Construction of Exploration Decline	17-MAY-2009
2009/4832	Landcom/Residential development/Liverpool and Campbelltown/NSW/Residential Development in Edmondson Park	18-MAY-2009
2009/4834*	University of New South Wales/Science and research/Riversleigh World Heritage Area, Boodjumbulla National Park/QLD/Collection of Cainozoic vertebrate fossil bearing limestones	18-MAY-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
2009/4856	VicRoads/Transport - land/Between Bulmans Rd, Melton & Bacchus Marsh Rd, Bacchus Marsh/VIC/Upgrade and realignment of a 5km long section of the Western Highway	Assessment preliminary documentation	14-MAY-2009
2009/4859	Toprun Pty Ltd/Energy generation and supply (renewable)/Offshore of Elliston, SA/SA/Wave Energy Converter Pilot Plant Location, Offshore of Elliston, SA	Assessment preliminary documentation	20-MAY-2009

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

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.



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
NOVELLI	Tap only	Addition to Family Name: Novelli Tapware Zero Star Kizoky	R000485A
CAROMA	Toilet suite	Addition to Family Name: Caroma 4 Star Opal II Concorde Concealed Connector 4S P Trap suite, Opal II Concorde Concealed Connector 4S S Trap Suite	R000008DM
HANSA	Tap only	Addition to Family Name: Hansa basin mixers Stela 5710	R000132E
CAROMA	WC pan only	Addition to Family Name: Caroma 4 Star Retro 4S P Trap Pan	R000008DN
CAROMA	Toilet suite	Addition to Family Name: Caroma 4 Star Opal II Retro Connector 4S P Trap Suite, Opal II Retro Connector 4S S Trap Suite	R000008DO
CAROMA	Toilet suite	Addition to Family Name: Caroma 4 Star Verona Aire Retro 4S P Trap Suite	R000008DP
NEWFORM	Showers	Addition to Family Name: 0 star FLUX 64556Q, FLUX 64560Q, X-TOUCH 64356Q, X-TOUCH 64360Q, X-TOUCH 64361Q, X-TOUCH 64362Q, X-TOUCH 64363Q,	R001020M
FORENO	Showers	Addition to Family Name: Foreno 3 Star Shower FSR5, FSRJ	R000866A

Delegate of the Water Efficiency Labelling and Standards Regulator
27 May 2009

Finance and Deregulation

AUSTRALIAN ELECTORAL COMMISSION

Commonwealth Electoral Act 1918

CHANGE OF NAME OF POLLING PLACES

As delegate of the Australian Electoral Commission, I hereby make the following changes with regard to the polling places for the Divisions specified in Column 1 of the Schedule:

(a) pursuant to section 80(1)(c) of the *Commonwealth Electoral Act 1918*, abolish the polling places named in Column 2 of the Schedule;

(b) pursuant to section 80(1)(a) of the *Commonwealth Electoral Act 1918*, appoint the corresponding polling places named in Column 3 of the Schedule.


Anne Bright
Australian Electoral Officer
for Queensland

21 May 2009

SCHEDULE

Column 1 Electoral Division	Column 2 Previous name of polling place	Column 3 New name of polling place
Queensland		
BLAIR	Blair School Bundamba School Central School East Ipswich School Ipswich High School Leichhardt School St Josephs	Sadliers Crossing Bundamba South Ipswich Central East Ipswich Brassall North Leichhardt Raymonds Hill
MCPHERSON	Elanora High Merrimac High (McPherson) Robina Town (McPherson)	Elanora West Merrimac East (McPherson) Robina West (McPherson)
MONCRIEFF	Earle Haven Merrimac High (Moncrieff)	Nerang East Merrimac East (Moncrieff)

Column 1 Electoral Division	Column 2 Previous name of polling place	Column 3 New name of polling place
	Robina Town (Moncrieff) William Duncan	Robina West (Moncrieff) Highland Park


Foreign Affairs and Trade

EXPORT MARKET DEVELOPMENT GRANTS ACT 1997

I, David Cockerell, Manager, Legislation & Policy Coordination, EMDG, Australian Trade Commission, declare the following to be a “tourist attraction” for the purposes of Regulation 9, Schedule 2, Subitem 1(g) of the Export Market Development Grants Regulations

Attraction	Location
Melbourne Eureka Tower Observation Deck	Melbourne, Victoria

20 May 2009



David Cockerell

Health and Ageing

COMMONWEALTH OF AUSTRALIA

THERAPEUTIC GOODS ACT 1989

THERAPEUTIC GOODS REGULATIONS 1990

DESIGNATION OF CAPRINE HYPERIMMUNE SERUM AGAINST HIV LYSATE [AIMSPRO] AS AN ORPHAN DRUG

I, Dr Leonie Hunt, delegate of the Secretary for the purposes of 16J of the *Therapeutic Goods Regulations 1990* (“the Regulations”), acting under subregulation 16J(2) of the Regulations, designated caprine hyperimmune serum against HIV lysate (Aimspiro), as an orphan drug on 15 May 2009 for use in the treatment of amyotrophic lateral sclerosis.

The dose form for caprine hyperimmune serum against HIV lysate (Aimspiro) for this indication is 4.5mg total protein/ml liquid for subcutaneous injection.

The sponsor of caprine hyperimmune serum against HIV lysate (Aimspiro) is Daval Australia Pty Ltd.

(Signed)

Dr Leonie Hunt
Head, Office of Prescription Medicines
Delegate of the Secretary

Dated this 15th Day of May 2009

COMMONWEALTH OF AUSTRALIA
THERAPEUTIC GOODS ACT 1989
THERAPEUTIC GOODS REGULATIONS 1990

**DESIGNATION OF OCTREOTIDE [SANDOSTATIN / SANDOSTATIN LAR] AS AN
ORPHAN DRUG**

I, Dr Leonie Hunt, delegate of the Secretary for the purposes of 16J of the *Therapeutic Goods Regulations 1990* (“the Regulations”), acting under subregulation 16J(2) of the Regulations, designated octreotide (SANDOSTATIN / SANDOSTATIN LAR), as an orphan drug on 15 May 2009 for the treatment of patients with symptoms associated with functional gastro-entero-pancreatic neuroendocrine tumours (GEP/NETs);

- Glucagonomas;
- Gastrinomas/Zollinger-Ellison syndrome;
- Insulinomas, for pre-operative control of hypoglycaemia and for maintenance therapy; and
- GRFomas.

The dose form for human fibrinogen (RIASTAP) for this indication is;

- 500 microgram/1mL injection ampoule;
- 50 microgram/1mL injection ampoule;
- 100 microgram/1mL injection ampoule;
- 10mg injection vial plus diluent prefilled syringe composite pack;
- 20mg injection vial plus diluent prefilled syringe composite pack; and
- 30mg injection vial plus diluent prefilled syringe composite pack.

The sponsor of octreotide (SANDOSTATIN / SANDOSTATIN LAR) is Novartis Pharmaceuticals Australia Pty Ltd.

(Signed)

Dr Leonie Hunt
Head, Office of Prescription Medicines
Delegate of the Secretary

Dated this 15th Day of May 2009

COMMONWEALTH OF AUSTRALIA
THERAPEUTIC GOODS ACT 1989
THERAPEUTIC GOODS REGULATIONS 1990

DESIGNATION OF HUMAN FIBRINOGEN [RIASTAP] AS AN ORPHAN DRUG

I, Dr Leonie Hunt, delegate of the Secretary for the purposes of 16J of the *Therapeutic Goods Regulations 1990* (“the Regulations”), acting under subregulation 16J(2) of the Regulations, designated human fibrinogen (RIASTAP), as an orphan drug on 15 May 2009 for the treatment of congenital fibrinogen deficiency.

The dose form for human fibrinogen (RIASTAP) for this indication is powder for injection by intravenous infusion.

The sponsor of human fibrinogen (RIASTAP) is CSL Limited.

(Signed)

Dr Leonie Hunt
Head, Office of Prescription Medicines
Delegate of the Secretary

Dated this 15th Day of May 2009

COMMONWEALTH OF AUSTRALIA
THERAPEUTIC GOODS ACT 1989
THERAPEUTIC GOODS REGULATIONS 1990

DESIGNATION OF PENTOSTATIN [NIPENT] AS AN ORPHAN DRUG

I, Dr Leonie Hunt, delegate of the Secretary for the purposes of 16J of the *Therapeutic Goods Regulations 1990* (“the Regulations”), acting under subregulation 16J(2) of the Regulations, designated pentostatin (NIPENT), as an orphan drug on 15 May 2009 for the treatment of Hairy Cell Leukaemia (HCL).

The dose form for pentostatin (NIPENT) for this indication is 10mg powder for injection and powder for solution for infusion.

The sponsor of pentostatin (NIPENT) is Hospira Australia Pty Ltd.

(Signed)

Dr Leonie Hunt
Head, Office of Prescription Medicines
Delegate of the Secretary

Dated this 15th Day of May 2009

GAZETTE NOTICE**THERAPEUTIC GOODS ACT 1989****AUSTRALIAN DRUG EVALUATION COMMITTEE****RECOMMENDATIONS**

The 263rd (2009/2) meeting of the Australian Drug Evaluation Committee (ADEC) (2nd-3rd April 2009) resolved to advise the Parliamentary Secretary to the Minister for Health and Ageing and the Secretary, Department of Health and Ageing, that the following medicines should be approved for registration, subject to the resolution of all outstanding matters to the satisfaction of the Committee and the Therapeutic Goods Administration. These recommendations for approval may be subject to specific conditions.

RESOLUTION 9270

There should be no objection to approval of the submission from Wyeth Australia Pty Limited to register:

- **the new trade name XYNTHA powder for injection containing moroctocog alfa 250 IU, 500 IU, 1000 IU and 2000 IU, and**
- **the new manufacturing process which includes changes to remove all human and animal derived proteins and to introduce a viral nanofiltration step, and**
- **the change to the method of measuring the amount of FVIII during the manufacturing process (FVIII potency assignment).**

The approved indication for XYNTHA is:

for the control and prevention of haemorrhagic episodes in patients with haemophilia A, including control and prevention of bleeding in surgical settings. XYNTHA does not contain von Willebrand factor and should not be used by patients with von Willebrand disease.

RESOLUTION 9275

There should be no objection to approval of the submission from Novartis Pharmaceuticals Pty Ltd to register Product Information changes to SANDOSTATIN injection containing octreotide 50 µg/mL, 100 µg/mL and 500 µg/mL and SANDOSTATIN LAR injection containing octreotide 10 µg/mL, 20 µg/mL and 30 µg/mL.

It is recommended that the statement that SANDOSTATIN (or SANDOSTATIN LAR) “is not an antitumour therapy” be removed from the indication.

The new indications are:

For SANDOSTATIN.

For symptomatic control and reduction of growth hormone and IGF-1 plasma levels in patients with acromegaly, including those who are inadequately controlled by surgery, radiotherapy, or dopamine agonist treatment. Sandostatin treatment is also indicated in acromegalic patients unfit or unwilling to undergo surgery, or in the interim period until radiotherapy becomes fully effective.

For the relief of symptoms associated with the following functional tumours of the gastro-entero-pancreatic endocrine system: carcinoid tumours with features of the carcinoid syndrome vasoactive intestinal peptide secreting tumours (VIPomas).

Sandostatin is not curative in these patients.

For reduction of the incidence of complications following pancreatic surgery.

For SANDOSTATIN LAR.

For the symptomatic control and reduction of growth hormone and IGF-1 plasma levels in patients with acromegaly, including those who are inadequately controlled by surgery, radiotherapy, or dopamine agonist treatment but who are adequately controlled on s.c. treatment with Sandostatin. Sandostatin LAR is also indicated in acromegalic patients unfit or unwilling to undergo surgery, or in the interim period until radiotherapy becomes fully effective.

For the relief of symptoms associated with the following functional tumours of the gastro-entero-pancreatic endocrine system:

Carcinoid tumours with features of the carcinoid syndrome; and Vasoactive intestinal peptide secreting tumours (VIPomas) in patients who are adequately controlled on subcutaneous treatment with Sandostatin.

Sandostatin LAR is not curative in these patients.

RESOLUTION 9276

There should be no objection to approval of the submission from Bayer Australia Ltd to register the new fixed combination product QLAIIRA film-coated tablet containing estradiol valerate and dienogest in the following ratios:

- 2 dark yellow tablets containing 3 mg of oestradiol valerate,
- 5 medium red tablets containing 2 mg of oestradiol valerate and 2 mg of dienogest,
- 17 light yellow tablets containing 2 mg of oestradiol valerate and 3 mg of dienogest,
- 2 dark red tablets containing 1 mg of oestradiol valerate,
- 2 white placebo tablets,

for the indication:

oral contraception.

RESOLUTION 9277

There should be no objection to approval of the submission from Alphapharm Pty Ltd to register the new generic ENLAFAX-XR modified release capsules containing venlafaxine 75 mg and 150 mg for the indications:

- *Major Depression, including prevention of relapse and recurrence where appropriate,*
- *Social Anxiety Disorder*

RESOLUTION 9278

There should be no objection to approval of the submission from AstraZeneca Pty Ltd to register SEROQUEL tablets containing quetiapine 25 mg, 100 mg, 150 mg, 200 mg and 300 mg for the new indication:

maintenance treatment of bipolar I disorder, as monotherapy or in combination with lithium or sodium valproate.

There should be no objection to approval of the application to register SEROQUEL XR modified release tablets containing the quetiapine 50 mg, 200 mg, 300 mg and 400 mg for the following indications.

Bipolar disorder including

- *maintenance treatment of bipolar I disorder, as monotherapy or in combination with lithium or sodium valproate, for the prevention of recurrence of manic, depressive or mixed episodes,*
- *treatment of depressive episodes associated with bipolar disorder,*
- *treatment of acute mania associated with bipolar I disorder as monotherapy or in combination with lithium or sodium valproate.*

RESOLUTION 9279

There should be no objection to approval of the submission from AstraZeneca Pty Ltd to register:

- **a new strength of SEROQUEL XR containing quetiapine 150 mg; and**
- **a new indication for SEROQUEL XR modified release tablets containing quetiapine 50 mg, 150 mg, 200 mg and 300 mg.**

The new indication is:

as monotherapy, for the treatment of recurrent major depressive disorder (MDD) including the prevention of relapse.

RESOLUTION 9280

There should be no objection to approval of the submission from Sandoz Pty Ltd to register DOXYHEXAL tablets containing doxycycline 50 mg and 100 mg for the new indication:

treatment of anthrax due to Bacillus anthracis, including inhalational anthrax (post-exposure) to reduce the incidence or progression of disease following exposure to aerosolized Bacillus anthracis.

RESOLUTION 9281

There should be no objection to approval of the submission from Roche Products Pty Ltd to register ACTEMRA injection containing the new biological entity tocilizumab (rch) 20 mg/mL for the indication:

for the treatment of moderate to severe active rheumatoid arthritis (RA) in adult patients:

- *in combination with methotrexate or non-biological disease-modifying anti-rheumatic drugs (DMARDs) in case of either an inadequate response or intolerance to previous therapy with one or more DMARDs; or*
- *as monotherapy in case of intolerance to methotrexate (MTX) or where continued treatment with MTX is inappropriate.*

RESOLUTION 9282

There should be no objection to approval of the submission from Eli Lilly Australia Pty Ltd to register EFFIENT film coated tablets containing the new chemical entity prasugrel 5 mg and 10 mg for the indication:

Prasugrel, co-administered with aspirin, is indicated for the reduction of recurrent myocardial infarction in patients with acute coronary syndrome (moderate to high risk unstable angina, non ST-segment elevation myocardial infarction or ST-segment elevation myocardial infarction) who are to undergo percutaneous coronary intervention.

RESOLUTION 9283

There should be no objection to approval of the submission from Sigma Pharmaceuticals Australia Pty Ltd to register the new dose form CLINDESSE vaginal cream (2% w/w) containing clindamycin 20 mg/g for the indication:

for single dose local treatment of symptomatic bacterial vaginosis.

*Note: For the purpose of this indication, a clinical diagnosis of bacterial vaginosis is usually defined by the presence of off-white (milky or grey) thin, homogeneous vaginal discharge that shows positive results to at least three of the following four criteria: (a) pH > 4.5; (b) an amine ('fishy') odour when mixed with potassium hydroxide 10%; (c) clue cells on microscopy; and (d) Gram stain consistent with a diagnosis of bacterial vaginosis including markedly reduced or absent *Lactobacillus* morphotype, predominance of *Gardnerella* morphotype, present or absent *Mobiluncus* morphotype, and absent or few white blood cells. Other pathogens that may be associated with genital infection such as *Trichomonas vaginalis*, *Candida albicans*, *Chlamydia trachomatis* and *Neisseria gonorrhoeae* should be ruled out by appropriate laboratory means*

RESOLUTION 9284

There should be no objection to approval of the submission from Actelion Pharmaceuticals Australia Pty Limited to register TRACLEER film coated tablets containing bosentan 62.5 mg and 125 mg for the new indication:

for the treatment of:

- *idiopathic pulmonary arterial hypertension*
- *familial pulmonary arterial hypertension*
- *pulmonary arterial hypertension associated with scleroderma*
- *pulmonary arterial hypertension associated with congenital systemic to pulmonary shunts including Eisenmenger's physiology in patients with WHO functional class II, III or IV symptoms.*

RESOLUTION 9285

There should be no objection to approval of the submission from CSL Limited to register NEBILET / LOBIVON tablets containing the new chemical entity nebivolol 1.25 mg, 5 mg and 10 mg for the indication:

- *for the treatment of essential hypertension,*
- *treatment of stable chronic heart failure as an adjunct to standard therapies in patients 70 years or older.*

RESOLUTION 9286

There should be no objection to approval of the submission from Eli Lilly Australia Pty Ltd to register FORTEO solution for injection containing teriparatide 250 µg/mL for the new indication:

For the treatment of osteoporosis associated with sustained systemic glucocorticoid therapy in women and men at high risk for fracture.



Australian Government
Department of Health and Ageing
Therapeutic Goods Administration

THERAPEUTIC GOODS ACT 1989

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

I, Michel Lok, 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:

SCHERING-PLOUGH PTY LIMITED - LICENCE NO. 530 – OF 11 GIBBON ROAD, BAULKHAM HILLS, NSW - AT THE REQUEST OF THE MANUFACTURER.

LOGIKAL HEALTH PRODUCTS PTY LTD – LICENCE NO. MI-05092005-LI-000892-2 – OF 3/18 & 3/20 ACCOLADE AVE, MORISSET, NSW - AT THE REQUEST OF THE MANUFACTURER.

Signed By:
Michel Lok
Delegate of the Secretary

14 MAY 2009



Australian Government
Department of Health and Ageing
Therapeutic Goods Administration

COMMONWEALTH OF AUSTRALIA

THERAPEUTIC GOODS ACT 1989

SECTION 14 AND 14A NOTICE

I, a delegate of the Secretary of the Department of Health and Ageing for the purposes of sections 14, 14A and 15 of the *Therapeutic Goods Act 1989* (“*the Act*”), hereby give my consent, pursuant to sections 14 and 14A of the Act for:

Schering-Plough Pty Limited
Locked Bag 2234
North Ryde NSW 1670

to supply ONCOTICE Powder for injection vials (AUSTR 59912) with labels which do not comply with the requirements of Therapeutic Goods Order No 69 - “General Requirements for Labels for Medicines”.

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

- 1) That the mail and telephone diversion of all enquiries to the Organon details on the labels to the current Schering-Plough Pty Limited contacts be maintained until the expiry date on the last lot imported into Australia with the current labelling.
- 2) This exemption expires on that date.

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

(*signed by*)
Gary Grohmann
Delegate of the Secretary
Office of Laboratories and Scientific Services

20 May 2009



Australian Government
Department of Health and Ageing
Therapeutic Goods Administration

THERAPEUTIC GOODS ACT 1989

SECTIONS 14 and 14A NOTICE

On 15 April 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 to the following

(a) The supply of the following products:

- Andriol Testocaps (testosterone undecanoate) 40 mg capsule blister pack [AUST R 92904]
- Deca-Durabolin Orgaject (nandralone decanoate) 50mg/1mL injection syringe [AUST R 10655]

by Schering-Plough Pty Ltd, of Level 4, 66 Waterloo Road, North Ryde, NSW (“the Company”); AND

(b) For the above products not to conform with Therapeutic Goods Order No 69 (TGO 69) specifically that the name and address details appearing on the labels are those of the previous sponsor Organon instead of the current one, Schering Plough.

Pursuant to subsection 15(1) of the Act, the consent given by the delegate of the Secretary as described above is subject to the following conditions:

1. The exemption applies until 1 June 2010.
2. Arrangements are in place to ensure prompt referral of telephone or mail queries or complaints to Schering-Plough 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: 6354

*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 29/05/2009 to 29/08/2009

Details about ship

Name of ship: OOCL Freedom

Port of registry: Hong Kong

IMO No. of ship: 8400323

Name of Owner: Orient Overseas Container Line Ltd

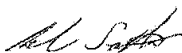
Name of ports for which permit issued

From Melbourne to Adelaide. From Melbourne to Fremantle. From Adelaide to Fremantle.

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: 15/05/2009



COMMONWEALTH OF AUSTRALIA

Protection of the Sea (Civil Liability for Bunker Oil Pollution Damage) Act 2008

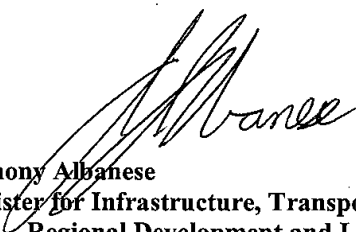
Notice under subsection 2(1)

**Entry into Force of the International Convention on Civil Liability for Bunker Oil
Pollution Damage, 2001**

In accordance with subsection 2(1) of the *Protection of the Sea (Civil Liability for Bunker Oil Pollution Damage) Act 2008* (the Bunker Oil Act), I announce that, following the deposit with the International Maritime Organization on 16 March 2009 of Australia's instrument of ratification for the International Convention on Civil Liability for Bunker Oil Pollution Damage, 2001, that Convention will enter into force for Australia on 16 June 2009.

In accordance with subsection 2(1) of the Bunker Oil Act, sections 3 to 30 of that Act will commence on 16 June 2009.

Date: 14 MAY 2009



Anthony Albanese
Minister for Infrastructure, Transport,
Regional Development and Local Government

s28/2009015



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 – DEVONPORT AIRPORT

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

REVOKE the declaration of Devonport Airport as a security controlled airport as listed in the *Gazette* (No. GN 8, 2 March 2005) under section 28 of the *Aviation Transport Security Act 2004* (the Act); and

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

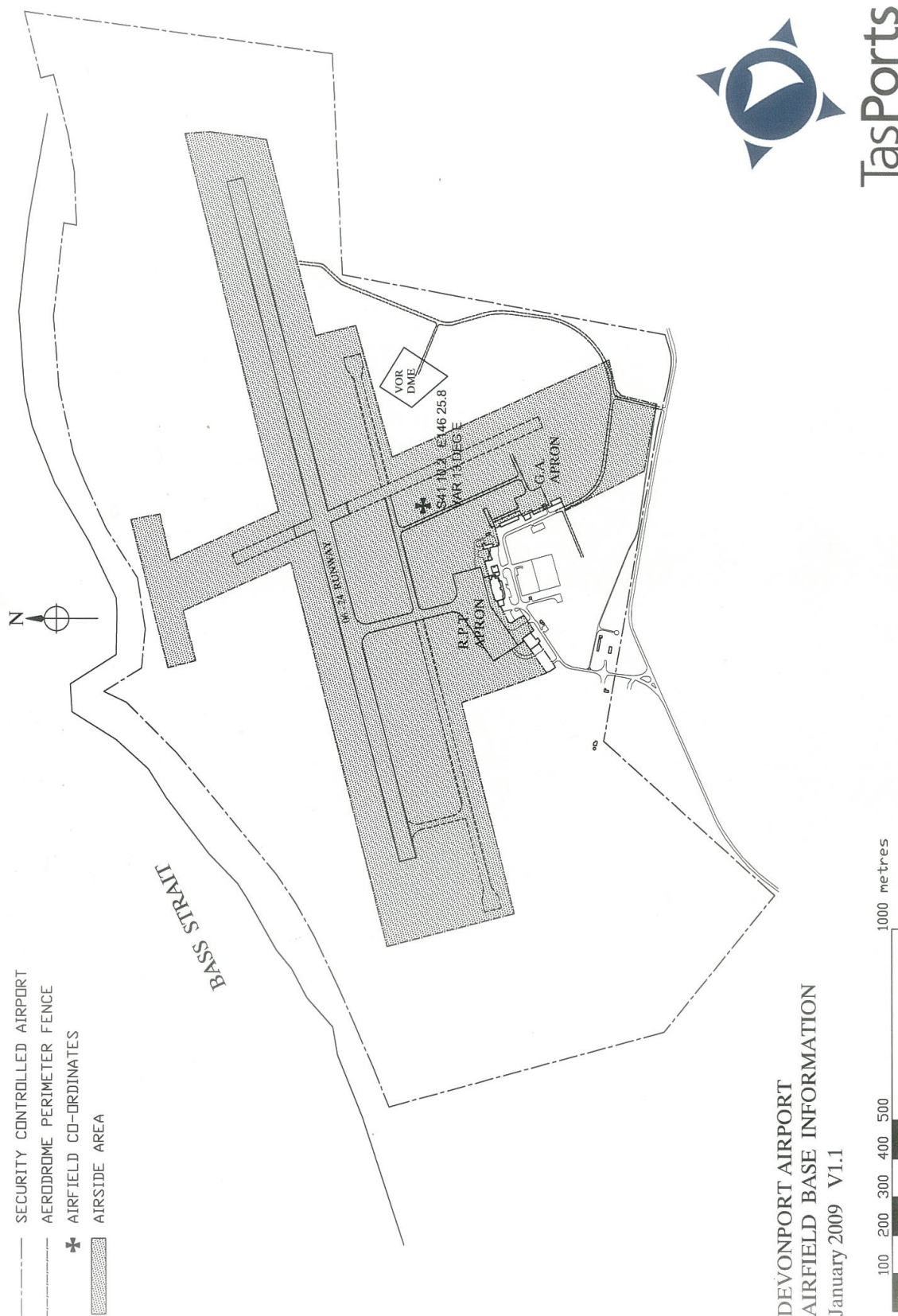
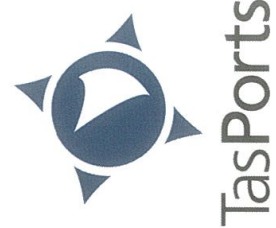
In accordance with section 29 of the Act, this Notice **ESTABLISHES** an airside area for Devonport Airport being that area indicated as the airside area on the attached map.

This Notice commences upon Gazettal.

Date: 14 May 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



s28 2009 014



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 – PROSERPINE/WHITSUNDAY COAST 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 Proserpine/Whitsunday Coast Airport as a security controlled airport as listed in the *Gazette* (No. S 50, Monday, 17 March 2008) under section 28 of the *Aviation Transport Security Act 2004* (the Act); and

DECLARE that Proserpine/Whitsunday Coast 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 Proserpine/Whitsunday Coast Airport being that area indicated as the airside area on the attached map.

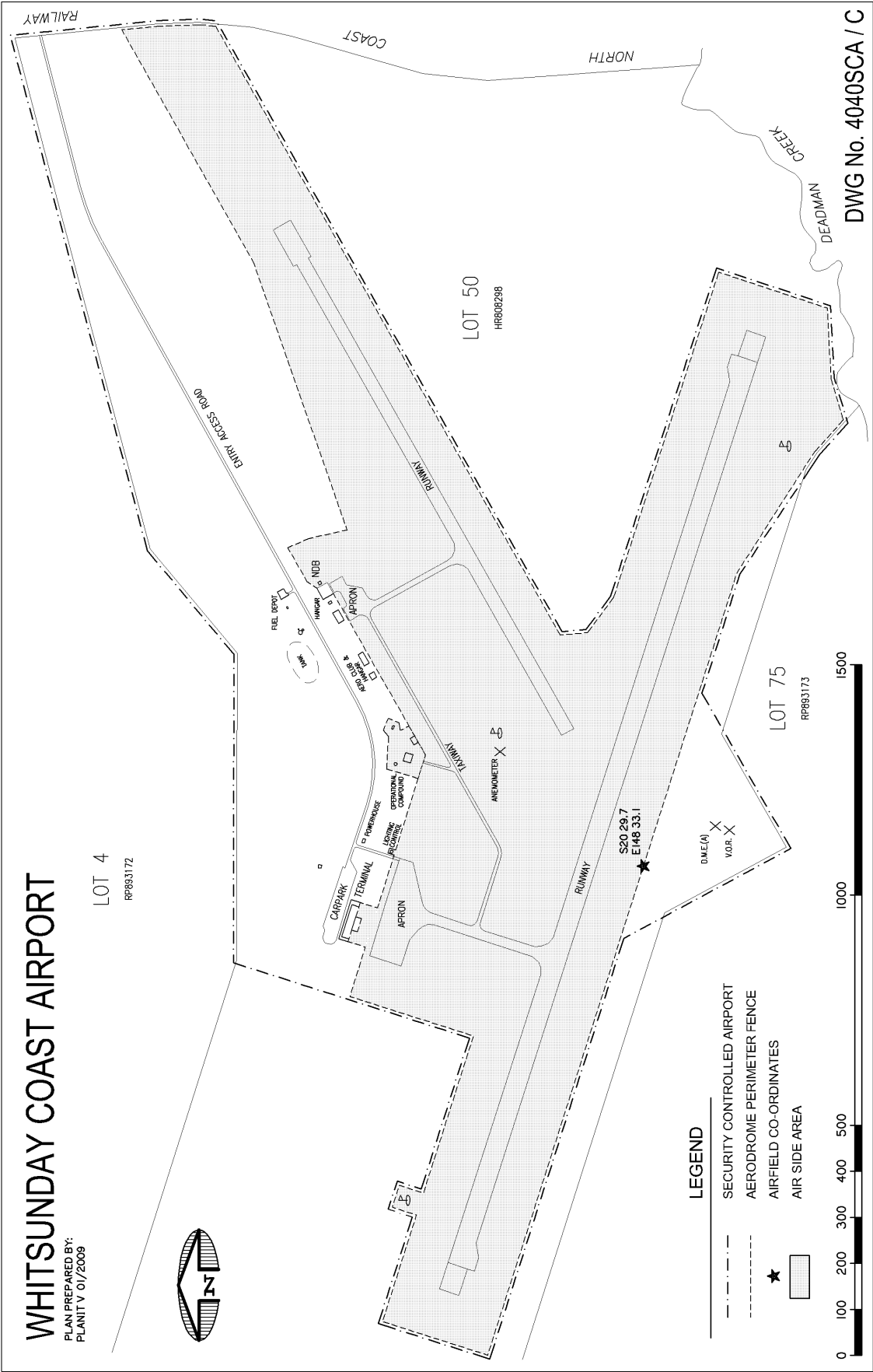
This Notice commences upon Gazettal.

Date:  2009



George Ryan Brenan

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



s28/2009019



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 AREAS – GOLD COAST 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 Gold Coast Airport as a security controlled airport as listed in the *Gazette* (No. GN 19, 20 May 2009) under section 28 of the *Aviation Transport Security Act 2004* (the Act); and

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

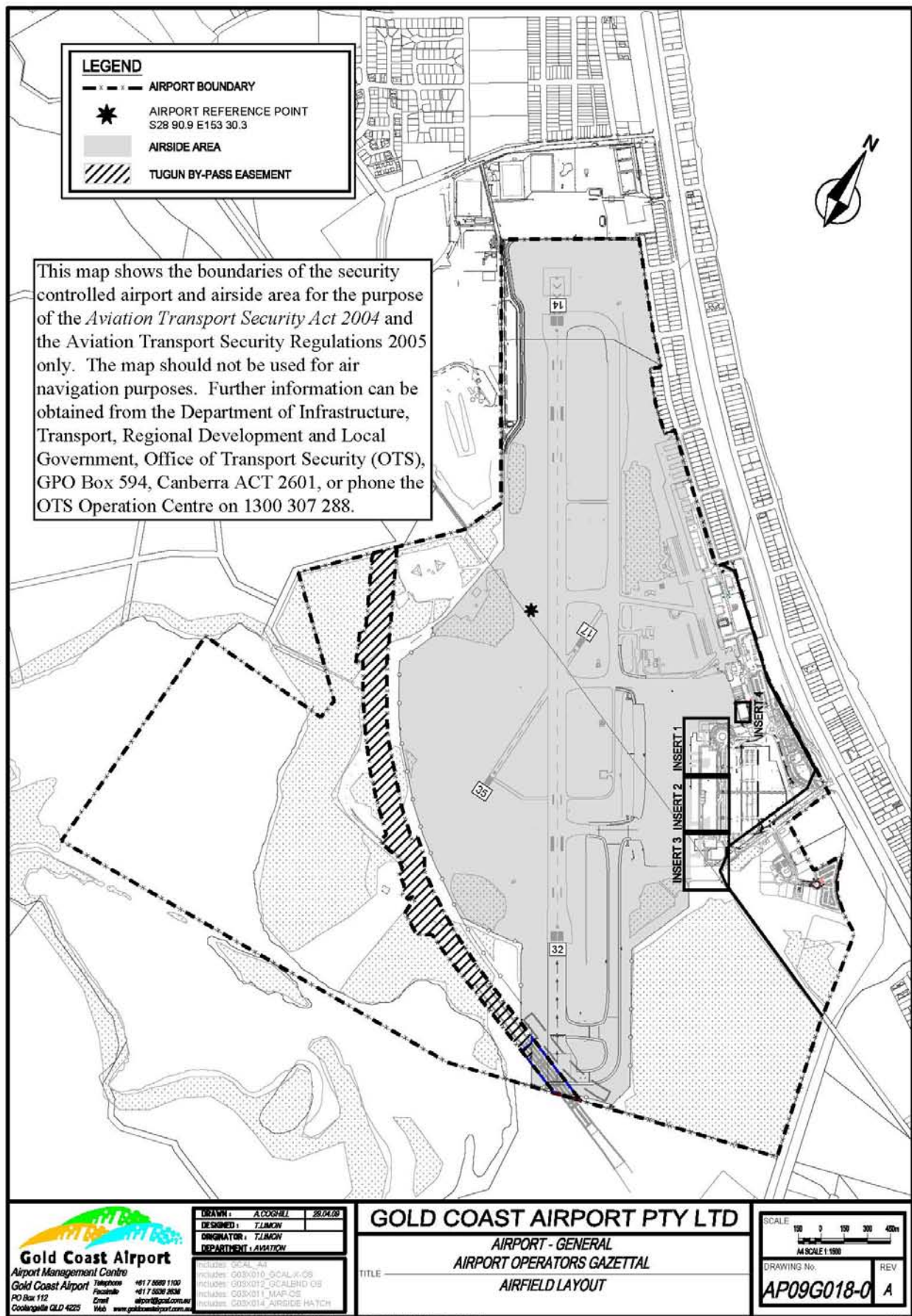
In accordance with section 29 of the Act, this Notice **ESTABLISHES** an airside area for Gold Coast Airport being that area indicated as the airside area on the attached map.

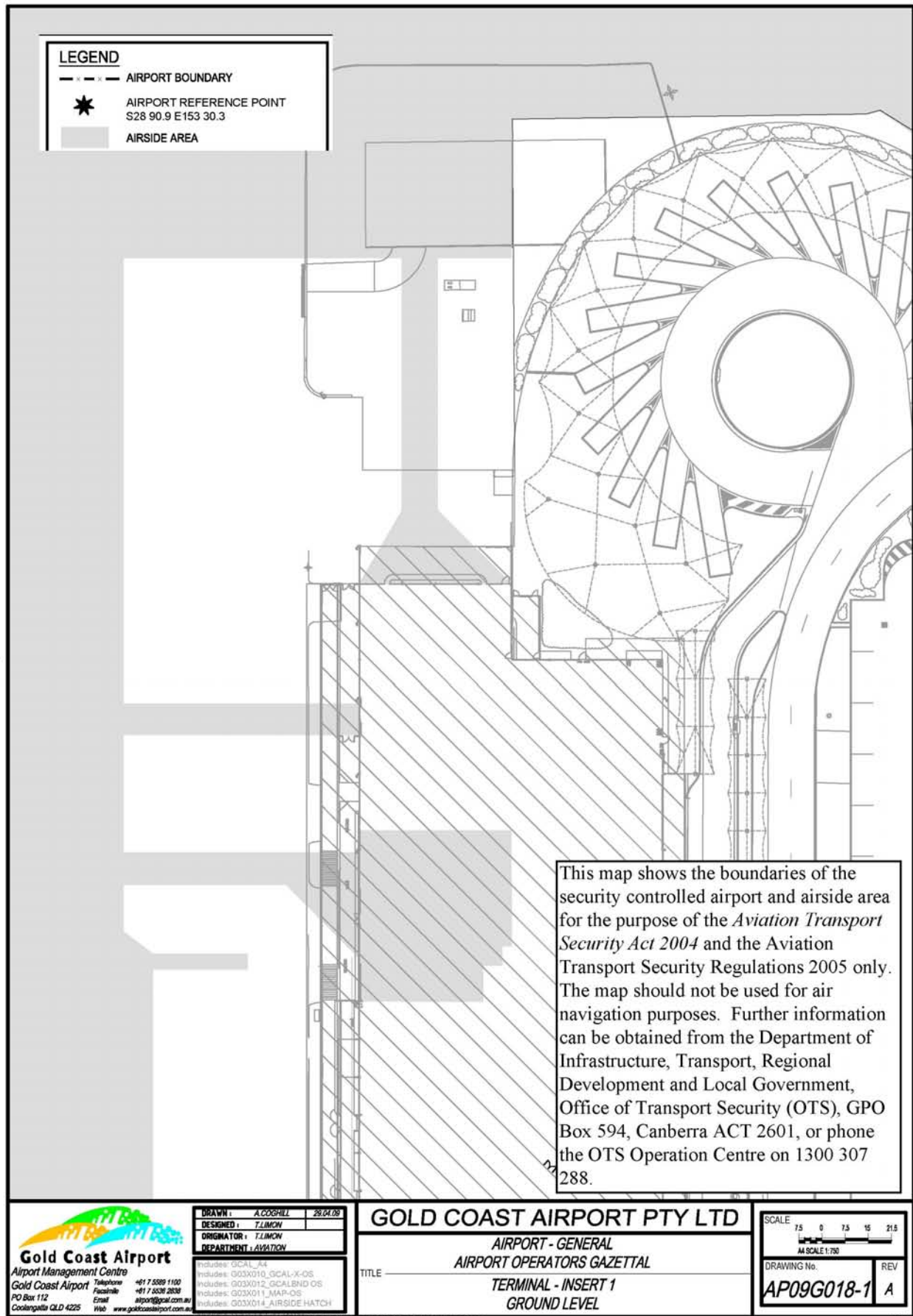
This Notice commences upon Gazettal.

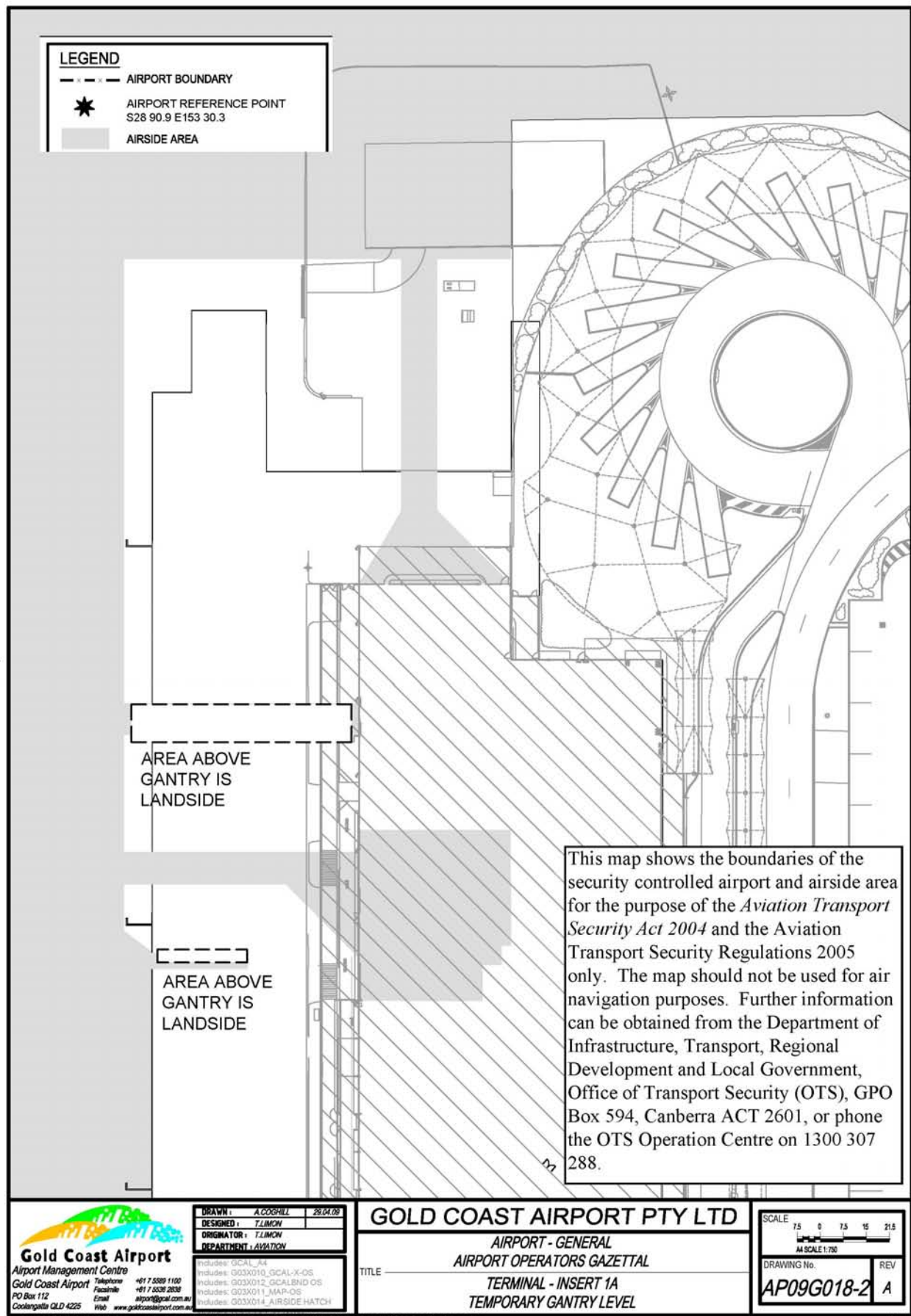
Date:  2009

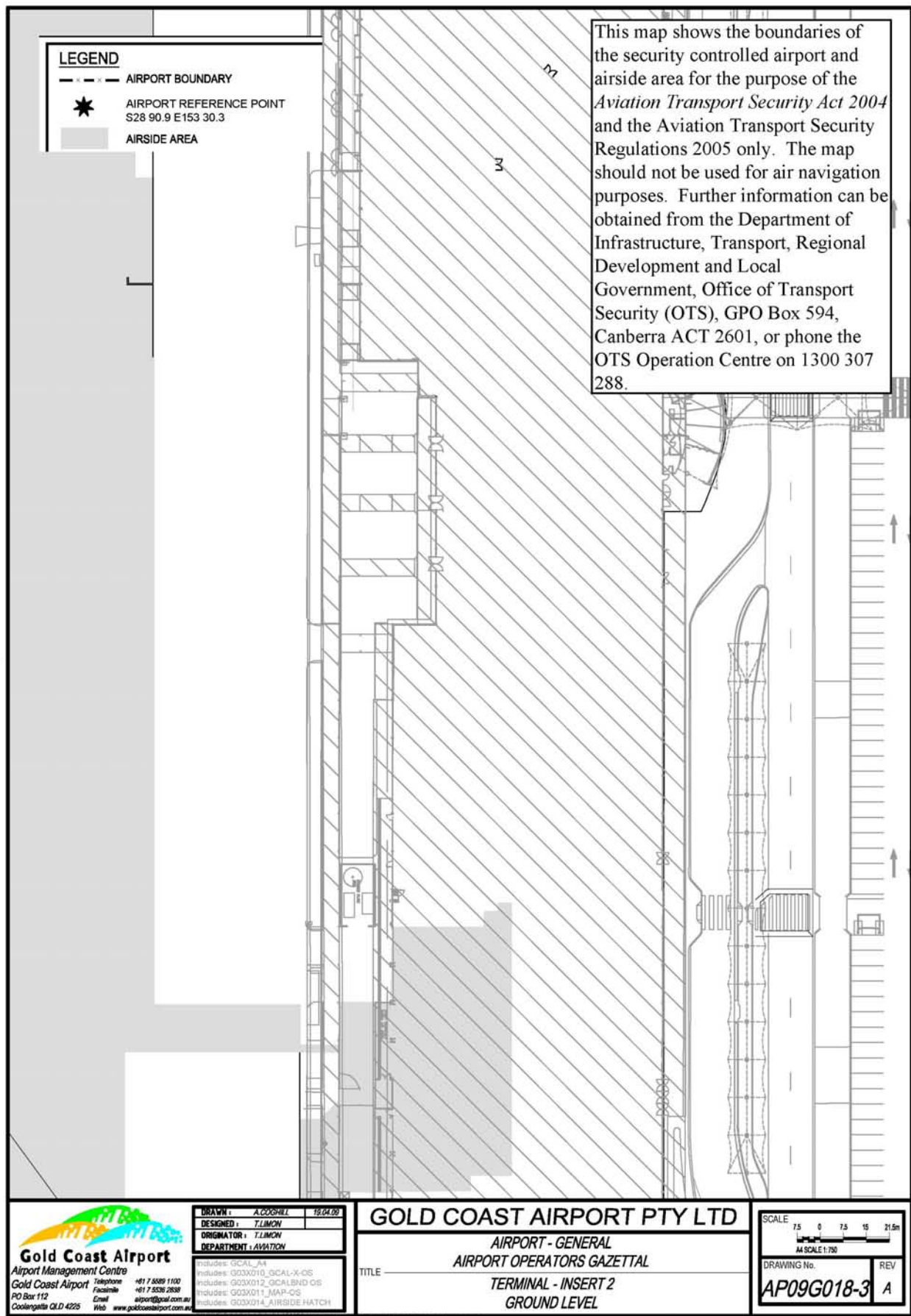


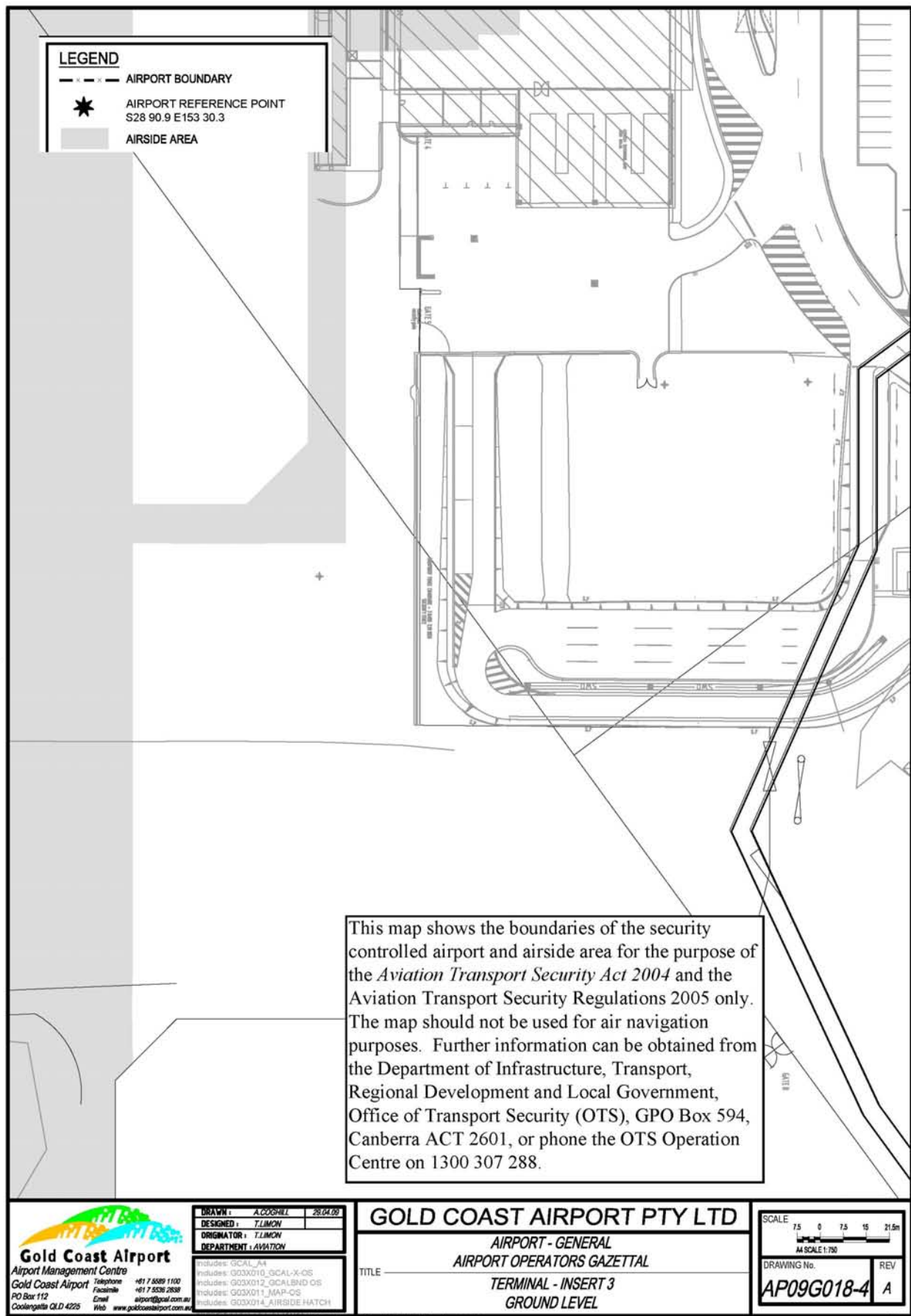
George Ryan Brenan
Delegate of the Secretary of the
Department of Infrastructure, Transport, Regional Development and
Local Government

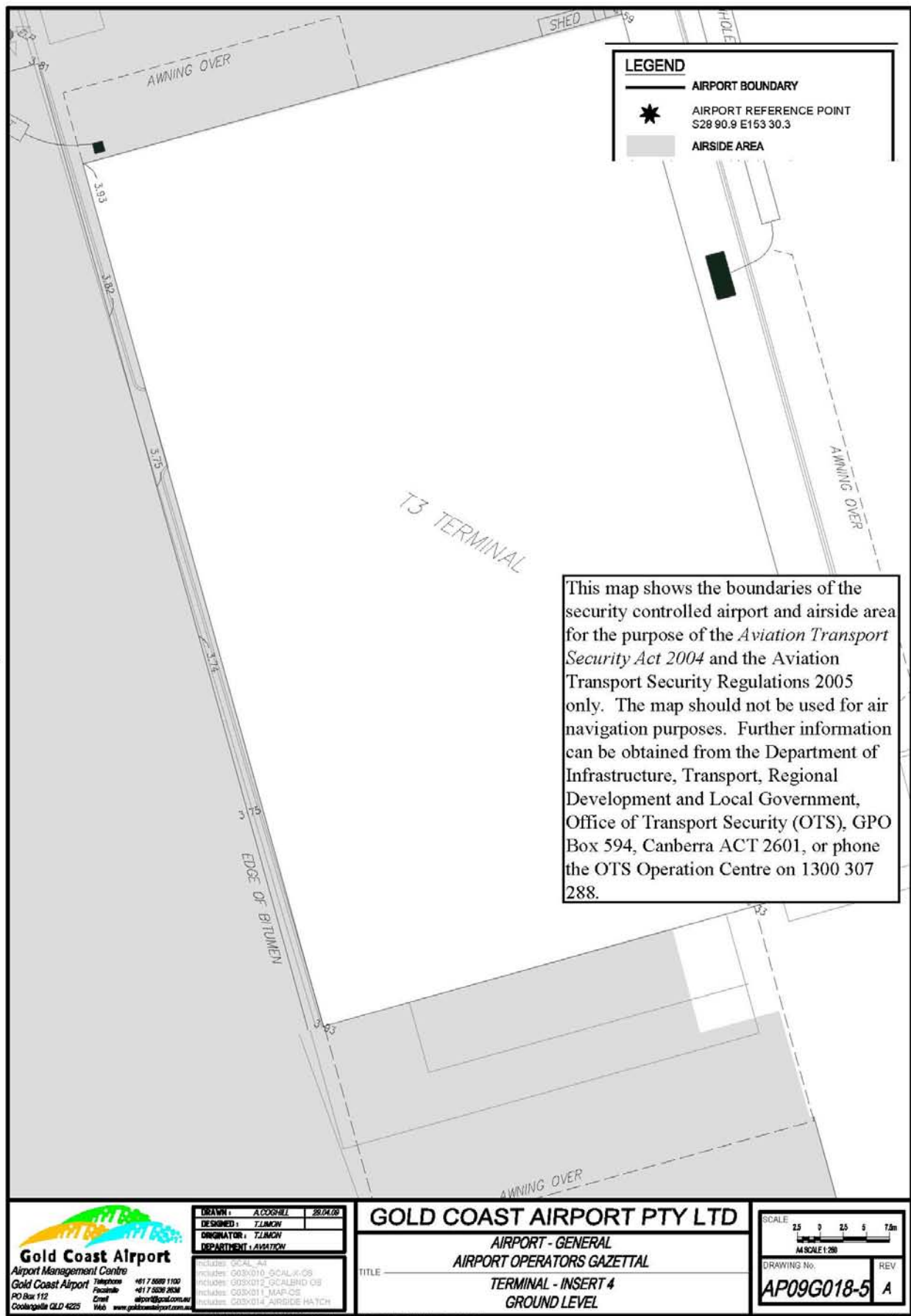












Treasury



Australian Government
Australian Taxation Office

NOTICE OF DISQUALIFICATION *Superannuation Industry (Supervision) Act 1993*

To:
Mr Clifford A Harvie
C/ - K S Black & Co Pty Ltd
PO Box 2210
North Parramatta NSW 1750

I, Marina Dolevski, a delegate of the Commissioner of Taxation, give you notice as required by subsection 126A(6) of the *Superannuation Industry (Supervision) Act 1993* (SIS Act), that I have made a decision to disqualify you from being a trustee or a responsible officer of a body corporate that is a trustee, investment manager or custodian, of a superannuation entity.

I have disqualified you under subsection 126A(2) of the SIS Act as I am satisfied that the corporate trustee has contravened the SIS Act on one or more occasions, and at the time of the contraventions you were a responsible officer of the corporate trustee and the nature and seriousness of the contraventions provide grounds for disqualifying you.

The disqualification order takes effect on the day on which this notice is made.
Dated: 21st May 2009

Marina Dolevski,
Assistant Commissioner of Taxation

Note 1:

In accordance with subsection 126A(7) of the SIS Act, particulars of this disqualification notice will be published in the Gazette.

Note 2:

In accordance with subsection 126A(5) of the SIS Act, we may revoke this disqualification order on our own initiative or on written application made by you.

Note 3:

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



Australian Government
Australian Taxation Office

NOTICE OF DISQUALIFICATION
Superannuation Industry (Supervision) Act 1993

To:
Mr David P Harvie
Deancliff Developments Pty Ltd
Suite 8 / 7-11 Railway Street
Baulkham Hills NSW 2153

I, Marina Dolevski, a delegate of the Commissioner of Taxation, give you notice as required by subsection 126A(6) of the *Superannuation Industry (Supervision) Act 1993* (SIS Act), that I have made a decision to disqualify you from being a trustee or a responsible officer of a body corporate that is a trustee, investment manager or custodian, of a superannuation entity.

I have disqualified you under subsection 126A(2) of the SIS Act as I am satisfied that the corporate trustee has contravened the SIS Act on one or more occasions, and at the time of the contraventions you were a responsible officer of the corporate trustee and the nature and seriousness of the contraventions provide grounds for disqualifying you.

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

Dated: 21st May 2009

Marina Dolevski,
Assistant Commissioner of Taxation

Note 1:

In accordance with subsection 126A(7) of the SIS Act, particulars of this disqualification notice will be published in the Gazette.

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Australian Government
Australian Taxation Office

NOTICE OF DISQUALIFICATION
Superannuation Industry (Supervision) Act 1993

To:

Mr Michael C Harvie
C/ - K S Black & Co Pty Ltd
PO Box 2210
North Parramatta NSW 1750

I, Marina Dolevski, a delegate of the Commissioner of Taxation, give you notice as required by subsection 126A(6) of the *Superannuation Industry (Supervision) Act 1993* (SIS Act), that I have made a decision to disqualify you from being a trustee or a responsible officer of a body corporate that is a trustee, investment manager or custodian, of a superannuation entity.

I have disqualified you under subsection 126A(2) of the SIS Act as I am satisfied that the corporate trustee has contravened the SIS Act on one or more occasions, and at the time of the contraventions you were a responsible officer of the corporate trustee and the nature and seriousness of the contraventions provide grounds for disqualifying you.

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

Dated: 21st May 2009

Marina Dolevski,
Assistant Commissioner of Taxation

Note 1:

In accordance with subsection 126A(7) of the SIS Act, particulars of this disqualification notice will be published in the Gazette.

Note 2:

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Note 3:

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

COMMONWEALTH OF AUSTRALIA

INCOME TAX ASSESSMENT ACT 1997

NOTICE UNDER SUBSECTION 30-85(2)

I, Chris Eyles Bowen, the Assistant Treasurer and Minister for Competition Policy and Consumer Affairs, being satisfied that the following funds:

- (a) have been established by an organisation declared by the Minister for Foreign Affairs to be an approved organisation; and
- (b) are solely for the relief of persons in a country or countries declared by the Minister for Foreign Affairs to be developing countries,

declare, under subsection 30-85(2) of the *Income Tax Assessment Act 1997*, that the following funds are developing country relief funds:

***THE ROYAL AUSTRALIAN AND NEW ZEALAND COLLEGE OF
OPHTHALMOLOGISTS EYE FOUNDATION DEVELOPING COUNTRY
RELIEF FUND***

PRASAD AUSTRALIA RELIEF FUND

***THE EMERGENCY ARCHITECTS AUSTRALIA IFT RELIEF AND
RECONSTRUCTION FUND***

DOOR OF HOPE AUSTRALIA INC PUBLIC FUND

NEPCAM TRUST AID FUND

AUSTRALIAN AND ASIAN MISSIONS ASSOCIATION

***AUSTRALIAN CERVICAL CANCER FOUNDATION OVERSEAS RELIEF
FUND***

This notice takes effect on the date on which it is published in the *Gazette*.

Dated this 17th day of April 2009



Chris Eyles Bowen
Assistant Treasurer and Minister for Competition Policy and
Consumer Affairs

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 2009/38	Income tax: tax consequences of investing in equities using the Macquarie Geared Equities Investment plus	This Ruling applies to Investors that are accepted to participate in the scheme specified in this Ruling on or after 27 May 2009 and have executed the relevant Agreements on or before 30 June 2012 for the purpose of borrowing funds from Macquarie Bank Limited to finance the acquisition of securities listed on the Australian Securities Exchange. This Ruling applies prospectively from 27 May 2009.
CR 2009/27	Income tax: payments under the Western Hardwoods Displaced Workers Assistance Scheme	This Ruling applies to eligible workers who receive assistance under the Queensland Government's Western Hardwoods Displaced Workers Assistance Scheme described in the Ruling. This Ruling applies from 24 November 2005 to 30 June 2009.

NOTICE OF WITHDRAWAL		
Ruling Number	Subject	Brief Description
PR 2008/59	Income tax: tax consequences of investing in equities using the Macquarie Geared Equities Investment plus	PR 2008/59 is withdrawn with effect from today. This Ruling set out the Commissioner's view on the income tax consequences for entities participating in the Macquarie Geared Equity Investment plus and is withdrawn because it is replaced by PR 2009/38 that takes into account the scheme's updated Product Disclosure Statement.

NOTICE OF ERRATUM		
Ruling Number	Subject	Brief Description
TR 2005/1A	Income tax: carrying on business as a professional artist	This Erratum corrects a typographical error in the Addendum to TR 2005/1 that issued 6 May 2009. This Erratum applies on and from 6 May 2009.



Revocation of Authority to carry on banking business

Banking Act 1959

SINCE

- A. on 3 December 2008 Polish Community Credit Union Ltd ABN 32 087 651 214 (the ADI) applied in writing to APRA under subsection 9A(1) of the *Banking Act 1959* (the Act), to revoke its authority to carry on banking business in Australia (the Authority); and
- B. I am satisfied that revocation of the Authority:
- (i) would not be contrary to the national interest; and
 - (ii) would not be contrary to the interests of the depositors of the ADI;

I, Brandon Kong Leong Khoo, a delegate of APRA, under subsection 9A(1) of the Act, REVOKE the Authority.

Dated 15 May 2009

[Signed]

Brandon Kong Leong Khoo
Executive General Manager
Specialised Institutions Division

Interpretation

Document ID: 169836

In this Notice

APRA means the Australian Prudential Regulation Authority.

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

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

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

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



Commonwealth of Australia **Gazette**

No. S 87, Friday, 22 May 2009

Published by the Commonwealth of Australia

SPECIAL



MINISTER FOR VETERANS' AFFAIRS

*MILITARY MEMORIALS OF NATIONAL SIGNIFICANCE ACT 2008—
section 4*

DECLARATION OF MILITARY MEMORIAL OF NATIONAL SIGNIFICANCE

Min. No. 23/2009

I, Alan Griffin, Minister for Veterans' Affairs, declare the HMAS
Sydney II Memorial in Geraldton to be a Military Memorial of National
Significance.

Dated 21st MAY 2009

ALAN GRIFFIN
MINISTER FOR VETERANS' AFFAIRS



Australian Government
Attorney General's Department

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