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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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**OLDP's responsibilities**

- drafting
- advising about drafting and interpreting instruments created under a statutory power
- maintaining the Federal Register of Legislative Instruments, registering legislative instruments and lodging registered instruments for tabling in Parliament
- preparing compilations of Acts and select legislative instruments

- providing ready public access to the law through ComLaw ([www.comlaw.gov.au](http://www.comlaw.gov.au)) and the Federal Register of Legislative instruments ([www.frli.gov.au](http://www.frli.gov.au))
- ensuring that printed copies of Acts, select legislative instruments and related legislative material are available in 'as made' and compiled form

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First Assistant Secretary  
Office of Legislative Drafting and Publishing  
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Tel. (02) 6141 4300  
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**CUSTOMER ACCOUNT NUMBERS** must be clearly indicated on the covering sheet and submitted with your notice. Any notice submitted without this information will not be published.

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

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All inquiries should be directed to (02) 6141 4333.

## 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](mailto:gazettes@ag.gov.au).

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

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

### Publication of hard copy notices

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

### Publication of electronic notices

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

For further information contact the Gazette Office on (02) 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.

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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

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123 Collins Street

Hobart TAS 7000

Phone: 1800 030 940 Fax: (03) 6216 4294

**Melbourne:** Information Victoria

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Melbourne VIC 3000

Phone: 1300 366 356 Fax: (03) 9603 9940

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Canberra MC ACT 2610

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.

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Gazette number	Date of Publication	Subject
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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

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## Revised Publication Charges

From **17 August 2009**, the following charges will apply for publication of notices.

*Government Notices:* a lodgment fee of \$99 plus \$99 per page.

*Special Gazettes:*

- during business hours: a lodgment fee of \$297 plus \$99 per page.
- outside normal business hours: a lodgment fee of \$495 plus \$99 per page.

*Periodic Gazettes:* a lodgment fee of \$198 plus \$49.50 per page.

A maximum charge of \$4000/notice will apply (\$16,000/notice if published on Weekends or Public Holidays).

### Other charges

Additional copies of Special and Periodic Gazettes: 2.75 cents per page per copy — minimum charge: \$5.50

Late lodgment of notices: \$55 per notice

Withdrawal/replacement of notices after lodgment deadline:

- Government Notices: \$99 per notice
- Special Gazette during business hours: \$297 per notice
- Special Gazette outside normal business hours: \$495 per notice
- Periodic Gazettes: \$198 per notice

Lodgment of hard copy notices: \$22 per page

Provision of copies of old notices: \$11 per page

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### Subscriptions

Government Notices Gazette: \$175 for 25 issues ie \$7.00 per issue

Special Gazettes: \$800 per year

Periodic Gazettes: \$215 per year

The above charges are all **GST inclusive**.

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## Department of the House of Representatives

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### Acts of Parliament assented to

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It is hereby notified, for general information, that Her Excellency the Governor-General, in the name of Her Majesty, assented on 22 July 2009 to the undermentioned Acts passed by the Senate and the House of Representatives in the Parliament assembled, viz.:

No. 71 of 2009—An Act to amend the *National Health Act 1953*, and for related purposes.  
(*National Health Amendment (Pharmaceutical and Other Benefits—Cost Recovery) Act 2009*).

No. 72 of 2009—An Act to establish Health Workforce Australia, and for related purposes.  
(*Health Workforce Australia 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 Currency	Column 3 22/07/2009	Column 4 23/07/2009	Column 5 24/07/2009	Column 6 25/07/2009	Column 7 26/07/2009	Column 8 27/07/2009	Column 9 28/07/2009
Brazil	Real	1.5415	1.5466	1.5546	1.5467	1.5467	1.5467	1.5513
Canada	Dollar	0.8996	0.9016	0.8974	0.888	0.888	0.888	0.8875
China, PR of	Yuan	5.5499	5.5684	5.5741	5.5604	5.5604	5.5604	5.5875
Denmark	Kroner	4.2591	4.2749	4.2728	4.2799	4.2799	4.2799	4.2833
European Union	Euro	0.5718	0.5741	0.574	0.5748	0.5748	0.5748	0.5751
Fiji	Dollar	1.6535	1.659	1.6591	1.6626	1.6626	1.6626	1.6626
Hong Kong	Dollar	6.3005	6.3213	6.3283	6.312	6.312	6.312	6.3432
India	Rupee	39.1717	39.3698	39.5384	39.3105	39.3105	39.3105	39.378
Indonesia	Rupiah	8202	8210	8208	8151	8151	8151	8159
Israel	Shekel	3.1626	3.1638	3.1686	3.1467	3.1467	3.1467	3.154
Japan	Yen	76.37	76.34	76.67	77.24	77.24	77.24	77.52
Korea, Republic of	Won	1013.5	1018.55	1019.53	1014.62	1014.62	1014.62	1018
Malaysia	Ringgit	2.8792	2.8938	2.8944	2.8829	2.8829	2.8829	2.8864
New Zealand	Dollar	1.2395	1.2427	1.2379	1.2419	1.2419	1.2419	1.2467
Norway	Kroner	5.1315	5.1311	5.1358	5.1186	5.1186	5.1186	5.0982
Pakistan	Rupee	66.39	66.77	66.78	66.71	66.71	66.71	67.12
Papua New Guinea	Kina	2.1623	2.1762	2.1805	2.1749	2.1749	2.1749	2.1856
Philippines	Peso	38.99	39.16	39.29	39.13	39.13	39.13	39.27
Singapore	Dollar	1.172	1.1769	1.1769	1.1749	1.1749	1.1749	1.1784
Solomon Islands	Dollar	6.5565	6.5782	6.5855	6.5685	6.5685	6.5685	6.6008
South Africa	Rand	6.3846	6.3729	6.2874	6.2774	6.2774	6.2774	6.3273
Sri Lanka	Rupee	93.03	93.35	93.43	93.22	93.22	93.22	93.69
Sweden	Krona	6.2782	6.2249	6.1861	6.115	6.115	6.115	6.1048
Switzerland	Franc	0.8687	0.8705	0.8701	0.8739	0.8739	0.8739	0.876
Taiwan Province	Dollar	26.61	26.71	26.78	26.66	26.66	26.66	26.84
Thailand	Baht	27.61	27.71	27.71	27.65	27.65	27.65	27.77
United Kingdom	Pound	0.492	0.4969	0.4958	0.4932	0.4932	0.4932	0.4974
USA	Dollar	0.813	0.8157	0.8166	0.8145	0.8145	0.8145	0.8185

Mark Collidge  
Delegate of the Chief Executive Officer of Customs  
Canberra ACT  
28/07/2009



*Customs Tariff Act 1995***NOTICE OF SUBSTITUTED RATES OF CUSTOMS DUTY**

## NOTICE (No. 2) 2009

I, JENNIFER REIMITZ, on behalf of the Chief Executive Officer of Customs, in accordance with subsection 19(3) of the *Customs Tariff Act 1995* (the Tariff Act), give notice that, on and from 1 August 2009:

- the increased rate of customs duty for goods classified to each subheading of Schedule 3 to the Tariff Act set out in Column 1 of Table 1 of this Notice is the rate set out in Column 2 of that table opposite each subheading;
- the increased rate of customs duty for goods classified to a subheading of Schedule 3 to the Tariff Act specified in an item in the table in Schedule 5 to the Tariff Act set out in Column 1 of Table 2 of this Notice is the rate set out in Column 3 of Table 2 opposite each item; and
- the increased rate of customs duty for goods classified to a subheading of Schedule 3 to the Tariff Act specified in an item in the table in Schedule 6 to the Tariff Act set out in Column 1 of Table 3 of this Notice is the rate set out in Column 3 of Table 3 opposite each item.
- the increased rate of customs duty for goods classified to a subheading of Schedule 3 to the Tariff Act specified in an item in the table in Schedule 7 to the Tariff Act set out in Column 1 of Table 4 of this Notice is the rate set out in Column 3 of Table 4 opposite each item.

**TABLE 1 - Rates in Schedule 3 to the Tariff Act  
August 2009 CPI Duty Rate Changes**

Column 1	Column 2
Tariff Subheading	Rate - Increased Amount
2203.00.31	\$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol
2203.00.39	\$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol
2203.00.61	\$35.24/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15 NZ/PG/FI/DC/LDC/SG:\$35.24/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15



**TABLE 1 - Rates in Schedule 3 to the Tariff Act  
August 2009 CPI Duty Rate Changes**

<b>Column 1</b>	<b>Column 2</b>
<b>Tariff Subheading</b>	<b>Rate - Increased Amount</b>
2203.00.62	\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15 NZ/PG/FI/DC/LDC/SG:\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
2203.00.69	\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15 NZ/PG/FI/DC/LDC/SG:\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
2203.00.71	\$7.03/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15 NZ/PG/FI/DC/LDC/SG:\$7.03/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
2203.00.72	\$22.09/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15 NZ/PG/FI/DC/LDC/SG:\$22.09/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15

**TABLE 1 - Rates in Schedule 3 to the Tariff Act  
August 2009 CPI Duty Rate Changes**

<b>Column 1</b>	<b>Column 2</b>
<b>Tariff Subheading</b>	<b>Rate - Increased Amount</b>
2203.00.79	\$28.91/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15 NZ/PG/FI/DC/LDC/SG:\$28.91/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
2204.10.23	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol DCS:4%, and \$69.57/L of alcohol DCT:5%, and \$69.57/L of alcohol
2204.10.29	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol DCS:4%, and \$69.57/L of alcohol DCT:5%, and \$69.57/L of alcohol
2204.10.83	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol
2204.10.89	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol
2204.21.30	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol
2204.21.90	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol
2204.29.30	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol

**TABLE 1 - Rates in Schedule 3 to the Tariff Act  
August 2009 CPI Duty Rate Changes**

<b>Column 1</b>	<b>Column 2</b>
<b>Tariff Subheading</b>	<b>Rate - Increased Amount</b>
2204.29.90	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol
2205.10.30	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol
2205.10.90	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol
2205.90.30	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol
2205.90.90	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol
2206.00.52	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol DCS:4%, and \$69.57/L of alcohol DCT:5%, and \$69.57/L of alcohol
2206.00.59	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol DCS:4%, and \$69.57/L of alcohol DCT:5%, and \$69.57/L of alcohol
2206.00.62	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol DCS:3%, and \$69.57/L of alcohol
2206.00.69	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol DCS:3%, and \$69.57/L of alcohol

**TABLE 1 - Rates in Schedule 3 to the Tariff Act  
August 2009 CPI Duty Rate Changes**

<b>Column 1</b>	<b>Column 2</b>
<b>Tariff Subheading</b>	<b>Rate - Increased Amount</b>
2206.00.74	\$35.24/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15 NZ/PG/FI/DC/LDC/SG:\$35.24/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
2206.00.75	\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15 NZ/PG/FI/DC/LDC/SG:\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
2206.00.78	\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15 NZ/PG/FI/DC/LDC/SG:\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
2206.00.82	\$7.03/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15 NZ/PG/FI/DC/LDC/SG:\$7.03/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15

**TABLE 1 - Rates in Schedule 3 to the Tariff Act  
August 2009 CPI Duty Rate Changes**

<b>Column 1</b>	<b>Column 2</b>
<b>Tariff Subheading</b>	<b>Rate - Increased Amount</b>
2206.00.83	\$22.09/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15 NZ/PG/FI/DC/LDC/SG:\$22.09/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
2206.00.89	\$28.91/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15 NZ/PG/FI/DC/LDC/SG:\$28.91/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
2206.00.92	\$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol
2206.00.99	\$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol
2207.10.00	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol DCS:4%, and \$69.57/L of alcohol DCT:5%, and \$69.57/L of alcohol
2208.20.10	5%, and \$64.96/L of alcohol NZ/PG/FI/DC/LDC/SG:\$64.96/L of alcohol DCS:3%, and \$64.96/L of alcohol
2208.20.90	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol DCS:3%, and \$69.57/L of alcohol

**TABLE 1 - Rates in Schedule 3 to the Tariff Act  
August 2009 CPI Duty Rate Changes**

<b>Column 1</b>	<b>Column 2</b>
<b>Tariff Subheading</b>	<b>Rate - Increased Amount</b>
2208.30.00	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol DCS:3%, and \$69.57/L of alcohol
2208.40.00	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol DCS:3%, and \$69.57/L of alcohol
2208.50.00	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol DCS:3%, and \$69.57/L of alcohol
2208.60.00	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol DCS:3%, and \$69.57/L of alcohol
2208.70.00	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol DCS:3%, and \$69.57/L of alcohol
2208.90.20	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol DCS:3%, and \$69.57/L of alcohol
2208.90.90	5%, and \$69.57/L of alcohol NZ/PG/FI/DC/LDC/SG:\$69.57/L of alcohol DCS:3%, and \$69.57/L of alcohol

**TABLE 1 - Rates in Schedule 3 to the Tariff Act  
August 2009 CPI Duty Rate Changes**

<b>Column 1</b>	<b>Column 2</b>
<b>Tariff Subheading</b>	<b>Rate - Increased Amount</b>
2401.10.00	\$322.93/kg NZ/PG/FI/DC/LDC/SG:\$322.93/kg
2401.20.00	\$322.93/kg of tobacco content NZ/PG/FI/DC/LDC/SG:\$322.93/kg of tobacco content
2401.30.00	\$322.93/kg of tobacco content NZ/PG/FI/DC/LDC/SG:\$322.93/kg of tobacco content
2402.10.20	\$0.25833/stick NZ/PG/FI/DC/LDC/SG:\$0.25833/stick
2402.10.80	\$322.93/kg of tobacco content NZ/PG/FI/DC/LDC/SG:\$322.93/kg of tobacco content
2402.20.20	\$0.25833/stick NZ/PG/FI/DC/LDC/SG:\$0.25833/stick
2402.20.80	\$322.93/kg of tobacco content NZ/PG/FI/DC/LDC/SG:\$322.93/kg of tobacco content
2403.10.30	\$0.25833/stick NZ/PG/FI/DC/LDC/SG:\$0.25833/stick
2403.10.70	\$322.93/kg of tobacco content NZ/PG/FI/DC/LDC/SG:\$322.93/kg of tobacco content
2403.91.00	\$322.93/kg of tobacco content NZ/PG/FI/DC/LDC/SG:\$322.93/kg of tobacco content
2403.99.80	\$322.93/kg of tobacco content NZ/PG/FI/DC/LDC/SG:\$322.93/kg of tobacco content



**TABLE 2 - Rates in Schedule 5 to the Tariff Act (US originating goods)  
August 2009 CPI Duty Rate Changes**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Item in</b>	<b>Tariff Subheading</b>	<b>Rate - Increased Amount</b>
<b>Schedule 5</b>		
1	2203.00.31	\$69.57/L of alcohol
2	2203.00.39	\$69.57/L of alcohol
3	2203.00.61	\$35.24/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
4	2203.00.62	\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
5	2203.00.69	\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
6	2203.00.71	\$7.03/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
7	2203.00.72	\$22.09/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
8	2203.00.79	\$28.91/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
9	2204.10.23	\$69.57/L of alcohol
10	2204.10.29	\$69.57/L of alcohol
11	2204.10.83	\$69.57/L of alcohol
12	2204.10.89	\$69.57/L of alcohol
13	2204.21.30	\$69.57/L of alcohol

**TABLE 2 - Rates in Schedule 5 to the Tariff Act (US originating goods)  
August 2009 CPI Duty Rate Changes**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Item in</b>	<b>Tariff Subheading</b>	<b>Rate - Increased Amount</b>
<b>Schedule 5</b>		
14	2204.21.90	\$69.57/L of alcohol
15	2204.29.30	\$69.57/L of alcohol
16	2204.29.90	\$69.57/L of alcohol
17	2205.10.30	\$69.57/L of alcohol
18	2205.10.90	\$69.57/L of alcohol
19	2205.90.30	\$69.57/L of alcohol
20	2205.90.90	\$69.57/L of alcohol
21	2206.00.52	\$69.57/L of alcohol
22	2206.00.59	\$69.57/L of alcohol
23	2206.00.62	\$69.57/L of alcohol
24	2206.00.69	\$69.57/L of alcohol
25	2206.00.74	\$35.24/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
26	2206.00.75	\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
27	2206.00.78	\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
28	2206.00.82	\$7.03/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15

**TABLE 2 - Rates in Schedule 5 to the Tariff Act (US originating goods)**  
**August 2009 CPI Duty Rate Changes**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Item in</b>	<b>Tariff Subheading</b>	<b>Rate - Increased Amount</b>
<b>Schedule 5</b>		
29	2206.00.83	\$22.09/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
30	2206.00.89	\$28.91/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
31	2206.00.92	\$69.57/L of alcohol
32	2206.00.99	\$69.57/L of alcohol
33	2207.10.00	\$69.57/L of alcohol
35	2208.20.10	\$64.96/L of alcohol
36	2208.20.90	\$69.57/L of alcohol
37	2208.30.00	\$69.57/L of alcohol
38	2208.40.00	\$69.57/L of alcohol
39	2208.50.00	\$69.57/L of alcohol
40	2208.60.00	\$69.57/L of alcohol
41	2208.70.00	\$69.57/L of alcohol
42	2208.90.20	\$69.57/L of alcohol
43	2208.90.90	\$69.57/L of alcohol
43A	2401.10.00	\$322.93/kg
44	2401.20.00	\$322.93/kg of tobacco content
45	2401.30.00	\$322.93/kg of tobacco content
46	2402.10.20	\$0.25833/stick

**TABLE 2 - Rates in Schedule 5 to the Tariff Act (US originating goods)  
August 2009 CPI Duty Rate Changes**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Item in</b>	<b>Tariff Subheading</b>	<b>Rate - Increased Amount</b>
<b>Schedule 5</b>		
47	2402.10.80	\$322.93/kg of tobacco content
48	2402.20.20	\$0.25833/stick
49	2402.20.80	\$322.93/kg of tobacco content
50	2403.10.30	\$0.25833/stick
51	2403.10.70	\$322.93/kg of tobacco content
52	2403.91.00	\$322.93/kg of tobacco content
54	2403.99.80	\$322.93/kg of tobacco content

**TABLE 3 - Rates in Schedule 6 to the Tariff Act (Thai originating goods)  
August 2009 CPI Duty Rate Changes**

Column 1	Column 2	Column 3
Item in Schedule 6	Tariff Subheading	Rate - Increased Amount
4	2203.00.31	\$69.57/L of alcohol
5	2203.00.39	\$69.57/L of alcohol
6	2203.00.61	\$35.24/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
7	2203.00.62	\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
8	2203.00.69	\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
9	2203.00.71	\$7.03/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
10	2203.00.72	\$22.09/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
11	2203.00.79	\$28.91/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
12	2204.10.23	\$69.57/L of alcohol
13	2204.10.29	\$69.57/L of alcohol
14	2204.10.83	\$69.57/L of alcohol
15	2204.10.89	\$69.57/L of alcohol

**TABLE 3 - Rates in Schedule 6 to the Tariff Act (Thai originating goods)  
August 2009 CPI Duty Rate Changes**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Item in Schedule 6</b>	<b>Tariff Subheading</b>	<b>Rate - Increased Amount</b>
16	2204.21.30	\$69.57/L of alcohol
17	2204.21.90	\$69.57/L of alcohol
18	2204.29.30	\$69.57/L of alcohol
19	2204.29.90	\$69.57/L of alcohol
20	2205.10.30	\$69.57/L of alcohol
21	2205.10.90	\$69.57/L of alcohol
22	2205.90.30	\$69.57/L of alcohol
23	2205.90.90	\$69.57/L of alcohol
24	2206.00.52	\$69.57/L of alcohol
25	2206.00.59	\$69.57/L of alcohol
26	2206.00.62	\$69.57/L of alcohol
27	2206.00.69	\$69.57/L of alcohol
28	2206.00.74	\$35.24/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
29	2206.00.75	\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
30	2206.00.78	\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15

**TABLE 3 - Rates in Schedule 6 to the Tariff Act (Thai originating goods)  
August 2009 CPI Duty Rate Changes**

Column 1	Column 2	Column 3
Item in Schedule 6	Tariff Subheading	Rate - Increased Amount
31	2206.00.82	\$7.03/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
32	2206.00.83	\$22.09/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
33	2206.00.89	\$28.91/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
34	2206.00.92	\$69.57/L of alcohol
35	2206.00.99	\$69.57/L of alcohol
36	2207.10.00	\$69.57/L of alcohol
38	2208.20.10	\$64.96/L of alcohol
39	2208.20.90	\$69.57/L of alcohol
40	2208.30.00	\$69.57/L of alcohol
41	2208.40.00	\$69.57/L of alcohol
42	2208.50.00	\$69.57/L of alcohol
43	2208.60.00	\$69.57/L of alcohol
44	2208.70.00	\$69.57/L of alcohol
45	2208.90.20	\$69.57/L of alcohol
46	2208.90.90	\$69.57/L of alcohol
46A	2401.10.00	\$322.93/kg
47	2401.20.00	\$322.93/kg of tobacco content



**TABLE 3 - Rates in Schedule 6 to the Tariff Act (Thai originating goods)  
August 2009 CPI Duty Rate Changes**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Item in</b>	<b>Tariff Subheading</b>	<b>Rate - Increased Amount</b>
<b>Schedule 6</b>		
48	2401.30.00	\$322.93/kg of tobacco content
49	2402.10.20	\$0.25833/stick
50	2402.10.80	\$322.93/kg of tobacco content
51	2402.20.20	\$0.25833/stick
52	2402.20.80	\$322.93/kg of tobacco content
53	2403.10.30	\$0.25833/stick
54	2403.10.70	\$322.93/kg of tobacco content
55	2403.91.00	\$322.93/kg of tobacco content
57	2403.99.80	\$322.93/kg of tobacco content

**TABLE 4 - Rates in Schedule 7 to the Tariff Act (Chilean originating goods)  
August 2009 CPI Duty Rate Changes**

Column 1	Column 2	Column 3
Item in Schedule 7	Tariff Subheading	Rate - Increased Amount
3	2203.00.31	\$69.57/L of alcohol
4	2203.00.39	\$69.57/L of alcohol
5	2203.00.61	\$35.24/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
6	2203.00.62	\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
7	2203.00.69	\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
8	2203.00.71	\$7.03/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
9	2203.00.72	\$22.09/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
10	2203.00.79	\$28.91/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
11	2204.10.23	\$69.57/L of alcohol
12	2204.10.29	\$69.57/L of alcohol
13	2204.10.83	\$69.57/L of alcohol
14	2204.10.89	\$69.57/L of alcohol

**TABLE 4 - Rates in Schedule 7 to the Tariff Act (Chilean originating goods)  
August 2009 CPI Duty Rate Changes**

Column 1	Column 2	Column 3
Item in Schedule 6	Tariff Subheading	Rate - Increased Amount
15	2204.21.30	\$69.57/L of alcohol
16	2204.21.90	\$69.57/L of alcohol
17	2204.29.30	\$69.57/L of alcohol
18	2204.29.90	\$69.57/L of alcohol
19	2205.10.30	\$69.57/L of alcohol
20	2205.10.90	\$69.57/L of alcohol
21	2205.90.30	\$69.57/L of alcohol
22	2205.90.90	\$69.57/L of alcohol
23	2206.00.52	\$69.57/L of alcohol
24	2206.00.59	\$69.57/L of alcohol
25	2206.00.62	\$69.57/L of alcohol
26	2206.00.69	\$69.57/L of alcohol
27	2206.00.74	\$35.24/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
28	2206.00.75	\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
29	2206.00.78	\$41.06/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15

**TABLE 4 - Rates in Schedule 7 to the Tariff Act (Chilean originating goods)  
August 2009 CPI Duty Rate Changes**

Column 1	Column 2	Column 3
Item in Schedule 6	Tariff Subheading	Rate - Increased Amount
30	2206.00.82	\$7.03/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
31	2206.00.83	\$22.09/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
32	2206.00.89	\$28.91/L of alcohol, calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
33	2206.00.92	\$69.57/L of alcohol
34	2206.00.99	\$69.57/L of alcohol
35	2207.10.00	\$69.57/L of alcohol
37	2208.20.10	\$64.96/L of alcohol
38	2208.20.90	\$69.57/L of alcohol
39	2208.30.00	\$69.57/L of alcohol
40	2208.40.00	\$69.57/L of alcohol
41	2208.50.00	\$69.57/L of alcohol
42	2208.60.00	\$69.57/L of alcohol
43	2208.70.00	\$69.57/L of alcohol
44	2208.90.20	\$69.57/L of alcohol
45	2208.90.90	\$69.57/L of alcohol
46	2401.10.00	\$322.93/kg
47	2401.20.00	\$322.93/kg of tobacco content

**TABLE 4 - Rates in Schedule 7 to the Tariff Act (Chilean originating goods)  
August 2009 CPI Duty Rate Changes**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Item in</b>	<b>Tariff Subheading</b>	<b>Rate - Increased Amount</b>
<b>Schedule 6</b>		
48	2401.30.00	\$322.93/kg of tobacco content
49	2402.10.20	\$0.25833/stick
50	2402.10.80	\$322.93/kg of tobacco content
51	2402.20.20	\$0.25833/stick
52	2402.20.80	\$322.93/kg of tobacco content
53	2403.10.30	\$0.25833/stick
54	2403.10.70	\$322.93/kg of tobacco content
55	2403.91.00	\$322.93/kg of tobacco content
56	2403.99.80	\$322.93/kg of tobacco content

Dated this 29 th day of July 2009.

(signed)  
JENNIFER REIMITZ  
On behalf of the  
Chief Executive Officer of  
the Australian Customs and  
Border Protection Service



Australian Government

Australian Customs and  
Border Protection Service

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**Customs Act 1901  
Notice under Section 15**

**Notice of Revocation  
Revocation No. 2449**

I, Michael William Soding, delegate of the Chief Executive Officer of Customs, under subsection 33(3) of the *Acts Interpretation Act 1901* and subsection 15(1) of the *Customs Act 1901* revoke the appointment of the following port:

The Port of **Bunbury**, in the state of **Western Australia**, dated 11th March 2009, Appointment Number **2443**, that was contained in the Commonwealth of Australia Gazette GN11 dated 25 March 2009.

Dated: 28 July 2009

A handwritten signature in blue ink, appearing to read 'Michael Soding'.

Michael William Soding  
Director Enforcement Operations  
Fremantle, Western Australia



Australian Government  
Australian Customs and  
Border Protection Service

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

**Port Appointment**  
**Appointment No. 2450**

I, Michael William Soding, delegate of the Chief Executive Officer of Customs, under subsection 15(1) of the *Customs Act 1901* hereby;

- (a) appoint as a port the **Port of Bunbury** in the state of **Western Australia**; and
- (b) fix the limits of that Port in accordance with the description set out below;

All waters to the mean high water mark within a radius of eight (8) nautical miles of the Bunbury Main Lighthouse, McKenna Point, Longitude 115° 38' 45" East, Latitude 33° 18' 01" South; and the coastline between the points at which it is intersected by the arc; and all navigable bays, rivers, creeks and inlets entering the waters referred to above.

Geographic coordinates are referenced to the World Geodetic System (WGS 84).

Refer Map 50 dated Feb 2004 of Customs Section 15 Port Maps.

Dated: 28 July 2009

A handwritten signature in blue ink, appearing to read 'Michael Soding', with a stylized flourish at the end.

Michael William Soding  
Director, Enforcement Operations  
Fremantle, Western Australia



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## Broadband, Communications and the Digital Economy

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### AUSTRALIAN COMMUNICATIONS AND MEDIA AUTHORITY

#### NOTICE UNDER SECTION 35 OF THE *BROADCASTING SERVICES ACT 1992*

Pursuant to section 26(2) of the *Broadcasting Services Act 1992* (the Act), on 24 July 2009, the Australian Communications and Media Authority varied the licence area plan for Perth that determines the number and characteristics, including technical specifications, of radio broadcasting services that are to be available in the Perth region with the use of the broadcasting services bands.

Copies of the varied licence area plan can be obtained free from the ACMA by calling Freecall 1300 850 115, from the ACMA's web site at [www.acma.gov.au](http://www.acma.gov.au), or from:

Planning Officer for Perth  
Australian Communications and Media Authority  
PO Box 78  
BELCONNEN ACT 2616

## Defence



# SPECIALIST MEDICAL REVIEW COUNCIL

*Veterans' Entitlements Act 1986*

## Section 196ZB

### AMENDED NOTIFICATION OF DATE FOR WRITTEN SUBMISSIONS

By notice dated 22<sup>nd</sup> day of October 2008, GN 42, (the first Notice) the Specialist Medical Review Council (the Council), having been asked under section 196Y of the *Veterans' Entitlements Act 1986* (the Act) to review the contents of Statements of Principles Nos. 41 & 42 of 2008 made by the Repatriation Medical Authority (the RMA) in respect of haemorrhoids, notified under section 196ZB of the Act its intention to carry out a review under section 196W of the Act of all the information available to the RMA when it determined, amended, or last amended the Statement of Principles in respect of **haemorrhoids**: The 1<sup>st</sup> Notice stated that written submissions must be received by the Council by 20 February 2009..

This notice extends the period of time available for persons and organisations to make written submissions.

**Written submissions must be received by 30 October 2009.**

The following persons and organisations are invited to make written submissions to the Council:

- the Repatriation Commission;
- the Military Rehabilitation and Compensation Commission;
- a person eligible to make a claim for a pension under Part II or IV of the VEA;
- a person eligible to make a claim for compensation under section 319 of the MRCA; and
- an organisation representing veterans, Australian mariners, members of the Forces, members of Peacekeeping Forces or their dependants.

Persons or organisations making written submissions may appear before the Council to make an oral submission. Persons and organisations will be advised of the location and time of the hearing of oral submissions as appropriate.

Advice on the preparation of written submissions is available from the Specialist Medical Review Council Secretariat, PO Box 895, Woden, ACT 2606, telephone 03 9284 6784 or fax: 03 9284 6780. Submissions should be lodged with the Council Secretariat.

**Jonathan Phillips**  
Convener





# SPECIALIST MEDICAL REVIEW COUNCIL

## *Veterans' Entitlements Act 1986* **Section 196ZB**

### **AMENDED NOTIFICATION OF DATE FOR WRITTEN SUBMISSIONS**

On the date shown in column 2 of the schedule below, the Specialist Medical Review Council (the Council), having been asked under section 196Y of the *Veterans' Entitlements Act 1986* (the Act) to review the contents of Statements of Principles set out in column 3 of that schedule made by the Repatriation Medical Authority (the RMA) in respect of the diseases listed in column 1, notified under section 196ZB of the Act its intention to carry out a review under section 196W of the Act of all the information available to the RMA when it determined, amended, or last amended the Statement of Principles in respect of the diseases in column 1.

The previous Gazette Notice (GN), specified in column 2 stated that written submissions must be received by the Council by the dates set out in column 4.

(Column 1)	(Column 2)	(Column 3)	(Column 4)
	Previous GN Notice	SoP	Submission Date
<b>Malignant Neoplasm of the Prostate</b>	15/8/2007; GN 32	Nos. 28, 29 of 2005	27/7/2007
<b>Cervical Spondylosis</b>	15/8/2007; GN 23	Nos 33, 34 of 2005	14/12/2007
<b>Lumbar Spondylosis</b>	15/8/2007; GN 32	Nos. 37, 38 of 2005	14/12/2007

This notice extends the period of time available for persons and organisations to make written submissions.

#### **Written submissions must be received by 30 November 2009.**

The following persons and organisations are invited to make written submissions to the Council:

- the Repatriation Commission;
- the Military Rehabilitation and Compensation Commission;
- a person eligible to make a claim for a pension under Part II or IV of the VEA;
- a person eligible to make a claim for compensation under section 319 of the MRCA; and
- an organisation representing veterans, Australian mariners, members of the Forces, members of Peacekeeping Forces or their dependants.

Persons or organisations making written submissions may appear before the Council to make an oral submission. Persons and organisations will be advised of the location and time of the hearing of oral submissions as appropriate.

Advice on the preparation of written submissions is available from the Specialist Medical Review Council Secretariat, PO Box 895, Woden, ACT 2606, telephone 03 9284 6784 or fax: 03 9284 6780. Submissions should be lodged with the Council Secretariat.

**Jonathan Phillips**  
Convener







## SPECIALIST MEDICAL REVIEW COUNCIL

*Veterans' Entitlements Act 1986*

### Section 196ZB

#### AMENDED NOTIFICATION OF DATE FOR WRITTEN SUBMISSIONS

On the date shown in column 2 of the schedule below, the Specialist Medical Review Council (the Council), having been asked under section 196Y of the *Veterans' Entitlements Act 1986* (the Act) to review the contents of Statements of Principles set out in column 3 of that schedule made by the Repatriation Medical Authority (the RMA) in respect of the diseases listed in column 1, notified under section 196ZB of the Act its intention to carry out a review under section 196W of the Act of all the information available to the RMA when it determined, amended, or last amended the Statement of Principles in respect of the diseases in column 1.

The previous Gazette Notice (GN), specified in column 2 stated that written submissions must be received by the Council by the dates set out in column 4.

(Column 1)	(Column 2) Previous GN	(Column 3) SoP	(Column 4) Submission Date
Post-Traumatic Stress Disorder	13/8/2008; GN 32	No. 5 of 2008	27/3/2009
Malignant Neoplasm of the Brain	18/2/2009; GN 6	Nos. 58, 59 of 2008	29/5/2009
Rheumatoid Arthritis	18/2/2009; GN 6	Nos. 68, 69 of 2008	18/12/2009

This notice extends the period of time available for persons and organisations to make written submissions.

**Written submissions must be received by 31 March 2010.**

The following persons and organisations are invited to make written submissions to the Council:

- the Repatriation Commission;
- the Military Rehabilitation and Compensation Commission;
- a person eligible to make a claim for a pension under Part II or IV of the VEA;
- a person eligible to make a claim for compensation under section 319 of the MRCA; and
- an organisation representing veterans, Australian mariners, members of the Forces, members of Peacekeeping Forces or their dependants.

Persons or organisations making written submissions may appear before the Council to make an oral submission. Persons and organisations will be advised of the location and time of the hearing of oral submissions as appropriate.

Advice on the preparation of written submissions is available from the Specialist Medical Review Council Secretariat, PO Box 895, Woden, ACT 2606, telephone 03 9284 6784 or fax: 03 9284 6780. Submissions should be lodged with the Council Secretariat.

**Jonathan Phillips**  
Convener



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**Education, Employment and Workplace Relations**

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**Fair Work (Registered Organisations) Act 2009**

Fair Work Australia  
11 Exhibition Street  
Melbourne Vic 3000

(Postal Address:  
GPO Box 1994  
Melbourne Vic 3001)

**NOTICE OF APPLICATION FOR CONSENT TO THE ALTERATION OF ELIGIBILITY RULES  
OF AN ORGANISATION  
(D 2009/110)**

NOTICE is given that an application has been received on 18 June 2009 under Schedule 1 of the *Workplace Relations Act 1996* for consent to an alteration of the eligibility rules of the **CPSU, the Community and Public Sector Union**.

A copy of the application has been published on the website of Fair Work Australia at: <http://www.fwa.gov.au> (under *Registered organisations* click *Gazette notices*).

Alternatively, a copy of the application may be obtained on request from Fair Work Australia. Requests should be directed to Ms Samantha Korman, Fair Work Australia, GPO Box 1994, Melbourne, Victoria 3001 (*Fax:* (03) 9655 0410 or *E-mail:* [samantha.korman@fwa.gov.au](mailto:samantha.korman@fwa.gov.au)).

Information contained in the application and supporting documents concerning the proposed alteration, the reason for the proposal and the effect of the proposal is as follows:

**Particulars of the proposed alteration**

The proposed alteration seeks to amend the Chapter A Rules of the CPSU by:

- Inserting the following new sub-paragraph (s) into Rule 2, Part II, Section 1(D):

(s) persons employed or engaged to work in:

(i) any private correctional facility, other than the Juee Correctional Centre; and

(ii) prisoner transport, including the provision of security escort services to and from correctional facilities, court and/or hospitals

Provided that nothing in this sub-paragraph will render teachers or nurses eligible for membership of the Union.

Provided further that nothing in this sub-paragraph will render employees eligible for membership of the Union who are:

(a) not directly employed or engaged by operators of correctional facilities or prisoner transport activities; and

(b) who are employed, or who become employed, performing either construction, refurbishment or installation work in private prisons or the maintenance or repair of private prison transport vehicles.

- Inserting the following new sub-paragraph (r) into Rule 3, Part II, Section 1(B)(1):

(r) persons employed or engaged to work in:

(i) any private correctional facility, other than the Juee Correctional Centre; and

(ii) prisoner transport, including the provision of security escort services to and from correctional facilities, court and/or hospitals

Provided that nothing in this sub-paragraph will render teachers or nurses eligible for membership of the Union.

Provided further that nothing in this sub-paragraph will render employees eligible for membership of the Union who are:

(a) not directly employed or engaged by operators of correctional facilities or prisoner transport activities; and

(b) who are employed, or who become employed, performing either construction, refurbishment or installation work in private prisons or the maintenance or repair of private prison transport vehicles.

**Reason for the proposed alteration**

- (a) The New South Wales Government has decided to lease the Parklea Prison, which is at present operated by the Government, to private operators.
- (b) Prison officers employed in Government-operated prisons in NSW are at present covered by, and most are members of, the CPSU and the Public Service Association and Professional Officers' Association Amalgamated Union of New South Wales ("the PSA of NSW"), the State Associated Union of the SPSF Group of the CPSU.
- (c) There is at present only one privately operated prison in NSW, at Junee, and the union covering its prison officers is the Liquor Hospitality and Miscellaneous Union ("the LHMU"). The CPSU has a demarcation agreement with the LHMU with respect to Junee and there is a Demarcation Order of the AIRC giving coverage of Junee to the LHMU.
- (d) The present application excludes Junee Correctional Centre from the scope of the alteration to the CPSU's eligibility rules.
- (e) The CPSU and the PSA of NSW wish to continue to represent the industrial interests of employees they have long covered and industrially represented. The employees concerned have evinced a strong desire to continue to be represented by the CPSU and the PSA of NSW.
- (f) In order for the CPSU to continue to represent the employees of Government owned and operated prisons which are privatised, it is necessary for it to alter its eligibility rules in the terms of this application, as the private owners or operators will be "constitutional corporations" for the purposes of the *Fair Work Act* and, so long as it continues to operate, the *Workplace Relations Act*.
- (g) Consent to the application will enable the CPSU to negotiate union collective agreements under the *Fair Work Act* in order to protect the salaries and working conditions of its members who will be transferred to the employment of the private owners or operators.

**Effect of the proposed alteration**

The proposed alteration will enable the applicant union, subject to any agreements entered into or undertakings given in settlement of any objections which may be made to this application, to continue to represent the industrial interests of its members employed by Government owned and operated prisons in NSW and transferred to the employment of the private owners or operators of prisons which have been sold or leased to the private sector and will give other employees of those private employers the choice of joining a registered organisation of employees that has rules eligibility to enrol them as members and represent their industrial interests.

Any interested organisation registered under the *Fair Work (Registered Organisations) Act 2009*, association or person who desires to object to the application may do so by lodging in Fair Work Australia, marked to the attention of Ms Samantha Korman, a notice of objection within thirty-five (35) days after the publication of this advertisement and by serving on the organisation, whose address for service is:

David Mendelssohn  
Senior Federal Industrial Officer  
CPSU, the Community and Public Sector Union  
SPSF Group Federal Office  
4th Floor  
160 Clarence Street  
SYDNEY NSW 2000

within seven (7) days after the notice of objection has been lodged, a copy of the notice of objection so lodged.

Tim Lee  
General Manager  
Fair Work Australia



**Environment, Water, Heritage and the Arts****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* (the Act), notice is given that on **28** July 2009 a permit was granted to SteriHealth Limited, Level 8, 470 Collins Street, Melbourne, Victoria 3000, Australia (telephone (03) 9360 0873, facsimile (03) 9369 7896) to export up to 60,000 kg of waste solids containing toxic liquid not otherwise specified (N.O.S.) (clothes, sharps, and vials of contaminated waste with cytotoxic medicines) from United Environmental trading as Transpacific Technical Services (NZ) Limited, 16-30 Neals Road, East Tamaki, Auckland, New Zealand (telephone +64 2 7574 8631, facsimile +64 9273 8328) to SteriHealth Limited, 110 Doherty's Road, Laverton North, Victoria, 3028, Australia (telephone (03) 9360 0873, facsimile (03) 9369 7896) for final disposal.

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

The loose clinical waste must be bagged and packed into UN approved 4G fibreboard boxes and the boxes shrink wrapped onto pallets. Any sharps must be contained with Australian/New Zealand standard compliant sharps containers and shrink wrapped onto pallets. The pallets are then to be packed into either 40 or 20 foot international shipping containers. 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 Melbourne, Australia. From there they will be transported by road to the disposal facility.

The import will take place in twelve (12) shipments between the date above and 30 June 2010.

A handwritten signature in blue ink, appearing to read 'B. Reville'.

Dr Barry Reville  
Assistant Secretary  
Environment Protection Branch

Subject to the *Administrative Appeals Tribunal Act 1975*, a person or persons whose interests are affected by this decision may, within 28 days, make an application in writing to the Department of the Environment and Heritage 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 by E-mail at [hwa@environment.gov.au](mailto:hwa@environment.gov.au).



**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 AGR Matthey, 131 Horrie Miller Drive, Perth Airport, Perth, in Australia to export up to 7 Tonnes of precious metals bearing sweeps to Umicore, Adolf Greinerstraat 14, B-2660 Hoboken, Belgium for recycling.

The material is destined for R4 "*Recycling/reclamation of metals and metal compounds*". The UN Number for this material is 3077 "*Environmentally hazardous substance, solid, n.o.s.*", and it has hazardous characteristics H6.1 "*Poisonous (acute)*" H11 "*Toxic (delayed or chronic)*" and H12 "*Ecotoxic*".

The precious metals bearing sweeps will be put into 200 litre steel drums and sealed with lids. The drums are secured and tied down onto pallets which are packed into a 20 foot international shipping container. The Container will be transported by road and loaded onto a ship at the port of Fremantle, Australia. The waste may transit the countries of Singapore, Egypt and France on its voyage to the port of Antwerp, Belgium. From there it will be transported by road to the disposal facility.

The movement will not transit any other port or roadstead on its voyage to Belgium.

The export would take place in one (1) shipment over twelve months commencing from the date of the permit, if granted.

A handwritten signature in blue ink, appearing to read 'B. Reville'.

Dr Barry Reville  
Assistant Secretary  
Environment Protection Branch  
28 July 2009





**Australian Government**

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

## **INVITATION TO JOIN CONSULTATION REGISTER**

### **Access to Biological Resources Permits**

People with an interest in conservation and management of genetic resources are invited to join the consultation register for Access to Biological Resources Permits.

The permits are required for the collection of biological resources from Commonwealth areas for the purpose of research and development.

Once on the consultation register you will be invited to comment on any permit application which the Minister for the Environment, Heritage and the Arts believes is likely to result in a more than negligible environment impact.

To register, please contact the Genetic Resources Management section of the Department of the Environment, Water, Heritage and the Arts at **grm@environment.gov.au** or on **02 6274 1936**. You will need to provide your name, organisation, address, contact number and email address. Involvement is on a voluntary basis.

More information on genetic resource management in Australia can be found at:  
**[www.environment.gov.au/biodiversity/science/access/index.html](http://www.environment.gov.au/biodiversity/science/access/index.html)**

adcorp12425



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
AEROS	Showers	Addition to Family Name: AEROS AE118, AE119, AE120, AE610, AE9906, AE9922	R001759C
CAROMA	Toilet suite	Addition to Family Name: Caroma 4 Star Profile 4S PNV Connector Suite, Profile 4S SNV Connector Suite	R000008DQ
NEWFORM	Tap only	Addition to Family Name: BASIN MIXERS X-LIGHT 64014Q	R000120E
BMC	Clothes Washing Machine	Family Name: BTWM601 BTWM601	R001873
CAROMA	Toilet suite	Addition to Family Name: Caroma 4 Star Opal II 4S PNV Connector Suite, Opal II 4S SNV Connector Suite	R000008DR
SUSSEX TAPS	Tap and tap outlet set	Addition to Family Name: Mix-2 Voda Basin Mixer	R000238D
SUSSEX TAPS	Tap and tap outlet set	Addition to Family Name: Mix-2 Voda Sink Mixer	R000238E
LOOK	Tap and tap outlet set	Family Name: 4 Star Tapware 4 Star Mixer, Pillar Tap Set, Wall Set	R001874
LG	Clothes Washing Machine	Addition to Family Name: no family name WD14039D	R001712A
MILDON	Showers	Addition to Family Name: MILDON SHOWER ROSE ARM	R000068C
CAROMA	Toilet suite	Addition to Family Name: Caroma 4 Star Sovereign Retro 4S PNV Suite	R000008DS
GRACOTT INDUSTRIES	Showers	Addition to Family Name: Showers Double jet Shower head, Ecobis Variable spray hand shower, Light shower head, SARA variable hand shower	R000492L
SIMCRAFT PRODUCTS	WC pan only	Family Name: Simcraft 316 grade stainless steel water closet pans SIM-P/FMP, SIM-P/FMPD, SIM-P/FMS, SIM-P/FMSD, SIM-P/WHP	R001875

A handwritten signature in black ink, appearing to read 'Dianne Deane'.

Delegate of the Water Efficiency Labelling and Standards Regulator  
05 August 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
2009/4862	Dandaloo Pty Ltd/Residential development/2km north of the Narellan town centre, South-west Sydney/NSW/Harrington Grove 900-Lot Residential Development	Listed threatened species and communities (sections 18 & 18A)	24-Jul-09
2009/4956	City of Greater Geelong/Tourism and recreation/Dandos Road, Avalon, approx. 50km S-W of Melbourne CBD/VIC/Motocross Track and Associated Infrastructure	Listed threatened species and communities (sections 18 & 18A)	24-Jul-09

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

Reference	Title	Date
2009/4949	Kabuild Pty Ltd/Commercial development/1 Ridge Street and 50 Partington Street, Stuart, Townsville/QLD/Industrial Development and Reconfiguration of the Lot	14-Jul-09
2009/4962	Landcom/Residential development/Potts Hill/NSW/Development of Surplus Land at the Potts Hill Reservoirs Site for Residential and Employment Purposes	23-Jul-09
2009/4936*	Tasmanian Land Conservancy/Residential development/Cnr of Greens Beach Rd & Badger Head Rd, Clarence Point /TAS/Creation of conservation covenant and sale of land for future residential development	24-Jul-09
2009/4882	Clarence Colliery Pty Ltd/Mining/Bells Line of Road, Clarence/NSW/Expansion of the existing underground Clarence Colliery to include partial extraction mining (bord and pillar) for the 700 Area	24-Jul-09
2009/4910	Cassyco Pty Ltd/Residential development/293 - 303 Chambers Flat Road, Crestmead/QLD/Residential Development including Drainage Swale as Stormwater Infrastructure	24-Jul-09
2009/4955	John Hoelscher/Residential development/Wooloweyah/NSW/Construction of a Dual Occupancy Dwelling on a Residential Allotment	24-Jul-09
2008/4484*	Western Power/Energy generation and supply (non-renewable)/Proposed Binningup desalination plant to Kemerton Terminal/WA/Construct & operate 132kV transmission line & upgrade Kemerton Terminal Site	29-Jul-09
2009/4920*	BHP Billiton Iron Ore/Transport - water/Port Hedland/WA/Nelson Point Dredging	29-Jul-09

\* 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](http://www.environment.gov.au/epbc/notices)

**ASSESSMENT APPROACH (EPBC Act s.87)**

Reference	Title	Assessment Approach	Date
2009/4862	Dandaloo Pty Ltd/Residential development/2km north of the Narellan town centre, South-west Sydney/NSW/Harrington Grove 900-Lot Residential Development	Assessment preliminary documentation	24-Jul-09
2009/4956	City of Greater Geelong/Tourism and recreation/Dandos Road, Avalon, approx. 50km S-W of Melbourne CBD/VIC/Motocross Track and Associated Infrastructure	Assessment preliminary documentation	24-Jul-09

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

**DECISION ON APPROVAL (EPBC Act s.133)**

Reference	Title	Approval Decision	Date
2006/2746	Australian Federal Police/Urban and commercial redevelopment/North Head/NSW/Australian Institute of Police Management Facilities Upgrade	Approved with condition	9-Jul-2009

**REQUEST FOR RECONSIDERATION OF S75(1) DECISION (EPBC Act s.78A)**

Reference	Title	Reconsideration Decision	Date
2008/4636	Hamersley HMS Pty Ltd/Mining/Hamersley Plateau Eastern Pilbara Region/WA/Development of the Hope Downs 4 Iron Ore Mine and Associated Infrastructure	Decision changed from CA to NCA	24-Jul-09

**NOTICE OF EXTENSION OF TIME (EPBC Act s.130(4))**

Reference	Title	Extended by (Days)	Date
2007/3407	Gold Coast Water/Water management and use/Pimpama/QLD/Pimpama Wastewater Treatment Plant, Recycled Water Treatment Plant and associated pipelines.	15 business days	23-Jul-09

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

### AUSTRALIAN ELECTORAL COMMISSION

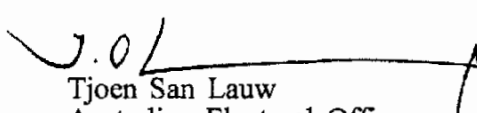
*Commonwealth Electoral Act 1918*

#### 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 Division 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.

  
Tjoen San Lauw  
Australian Electoral Officer  
for New South Wales

28 July 2009

#### SCHEDULE

Column 1 Electoral Division	Column 2 Previous name of polling place	Column 3 New name of polling place
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#### New South Wales

PROSPECT	Banks Drive Blackwell Bossley Park High (Prospect) Clairgate Fairvale High Hilltop Road (Prospect) Holroyd Merrylands West Monterey Street Pendle Hill South Prairievale (Prospect) Ringrose	St Clair West St Clair South Bossley Park South (Prospect) St Clair East Fairfield West Central Merrylands Central (Prospect) Greystanes Central South Wentworthville West South Wentworthville Greystanes North East Bossley Park East (Prospect) Greystanes East
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Column 1 Electoral Division	Column 2 Previous name of polling place	Column 3 New name of polling place
	Sherwood Grange Wentworthville South Widemere William Stimson	Merrylands West Central South Wentworthville Central Greystanes South Wetherill Park

## AUSTRALIAN ELECTORAL COMMISSION

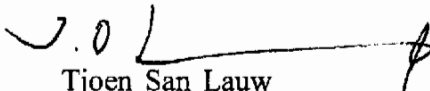
*Commonwealth Electoral Act 1918*

### 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 Division 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.

  
Tjoen San Lauw  
Australian Electoral Officer  
for New South Wales

28 July 2009

### SCHEDULE

Column 1 Electoral Division	Column 2 Previous name of polling place	Column 3 New name of polling place
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#### New South Wales

BLAXLAND	Cabramatta High Canley Vale High Gosling Park St Pauls	Cabramatta South Canley Vale North Greenacre Central Bankstown East
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**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 Division 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.



Tjoen San Lauw  
Australian Electoral Officer  
for New South Wales

28 July 2009

**SCHEDULE**

Column 1 Electoral Division	Column 2 Previous name of polling place	Column 3 New name of polling place
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**New South Wales**

CHARLTON

Ambleside  
Hawkins Village  
Sunshine

Warners Bay North  
Edgeworth Heights  
Morisset Peninsula

## AUSTRALIAN ELECTORAL COMMISSION

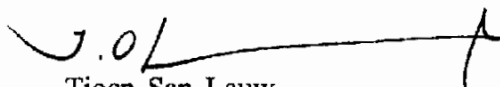
*Commonwealth Electoral Act 1918*

### CHANGE OF NAME OF A POLLING PLACE

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

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

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



Tjoen San Lauw  
Australian Electoral Officer  
for New South Wales

28 July 2009

### SCHEDULE

Column 1 Electoral Division	Column 2 Previous name of polling place	Column 3 New name of polling place
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#### New South Wales

FARRER	Albury High School	Albury Central
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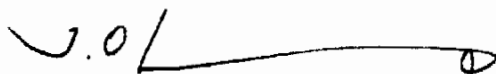


**AUSTRALIAN ELECTORAL COMMISSION***Commonwealth Electoral Act 1918***CHANGE OF NAME OF POLLING PLACES**

As delegate of the Australian Electoral Commission, I hereby make the following changes with regard to the polling places for the Division 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.



Tjoen San Lauw  
Australian Electoral Officer  
for New South Wales

28 July 2009

**SCHEDULE**

Column 1 Electoral Division	Column 2 Previous name of polling place	Column 3 New name of polling place
<b>New South Wales</b>		
MITCHELL	Baulkham Hills High Castle Hill High Crestwood High Northmead High (Mitchell) The Hills Private Hospital	Baulkham Hills Central Castle Hill Central Crestwood Central Northmead East (Mitchell) The Hills

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## Health and Ageing

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

***THERAPEUTIC GOODS ACT 1989***

***SECTIONS 14 and 14A NOTICE***

On 23 June 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 product - adrenaline 0.3 mg/0.3 mL (Epipen) and 0.15 mg/0.3 mL (Epipen Jr) injection syringe auto-injector [AUST R 42978, 42980] by Alphapharm Pty Ltd, Cnr Wentworth Park Road & Bay Street, Glebe, NSW (“the Company”);  
AND

(b) for the above product labels to not conform with TGO 69 in that the sponsor details thereon are those of CSL Ltd, instead of Alphapharm [clause 3(2)(l)].

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 from the end of June 2009, the expiration date of the previously granted exemption, until the 21 August 2009.
2. The exempted labels are those currently approved for CSL.
3. No other changes have been made to the product.
4. Arrangements are in place for prompt referral of any queries or complaints concerning the product to Alphapharm during the exemption period.



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

***THERAPEUTIC GOODS ACT 1989***

**SECTIONS 14 and 14A NOTICE**

On 21 July 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 product – atazanavir (Reyataz) 100 mg capsules [AUST R 99054] by Bristol Myers Squibb Australia Pty Ltd, of 556 Princes Highway, Noble Park North, VIC (“the Company”); AND

For that product not to conform with Therapeutic Goods Order No 69 (TGO 69) in that:

- the labels contain the US storage condition statement “excursions permitted to 15-30°C” which does not conform fully with clause 7 of the Order.

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 indefinitely.
2. The exempted labels are the US labels which have been overstickered with the Australian sponsor’s address and the AUST R number, as described in the sponsor’s letter of 17 July 2009. The Australian potency limits will be applied to the product.
3. No other changes have been made to the product.



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

***THERAPEUTIC GOODS ACT 1989***

**SECTIONS 14 and 14A NOTICE**

On 11 June 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 products – Simvastatin Apo -/ Chemmart / GenRx / Terry White Chemists 10 mg, 20mg, 40mg & 80mg tablets in blister packs [ARTG no. 49812, 149813, 149814, 149815, 149804, 149805, 149806, 149807, 149808, 149809, 149810, 149811, 149800, 149801, 149802, 149803] and the proposed products in bottles [AUST R 157731, 157732, 157733, 157734, 157735, 157736, 157737, 157738, 157739, 157740, 157741, 157742, 157743, 157744, 157745, 157746] by Apotex Pty Ltd, of North Ryde NSW 2113 ("the Company"); AND
- (b) For the above products to not conform to the limits for content of related substances that are specified in the BP2009 monograph for Simvastatin Tablets

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. Limits of not more than 0.40% at release and not more than 0.60% at expiry will be applied to the content of the related substances corresponding to Impurity A of the BP2009 monograph for Simvastatin.
2. The limits of not more than 1.00% at release and not more than 2.00% at expiry will be applied to the total related substances content.



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

## ***THERAPEUTIC GOODS ACT 1989***

### **REVOCATION OF CONFORMITY ASSESSMENT CERTIFICATE AND CANCELLATION OF ENTRIES FROM THE AUSTRALIAN REGISTER OF THERAPEUTIC GOODS**

I, Shelley Tang, delegate of the Secretary to the Department of Health and Ageing for the purposes of sections 41ES and 41GK(b) of the *Therapeutic Goods Act 1989* (the Act), hereby publish details of the following Conformity Assessment Certificate and entries that have been cancelled from the Australian Register of Therapeutic Goods under sections 41ES and 41GK(b) of the Act:

Sponsor: AJ Wilcock Pty Ltd (UK)

Conformity Assessment Certificate number: AU Q00142/01

ARTG name of goods: Orthopaedic appliance, archwire

Orthopaedic appliance, spring

Orthopaedic appliance, wire

ARTG numbers: 153515, 153516 and 153517

Suspension effective 1 May 2009

*(Signed by)*

Shelley Tang

Delegate of the Secretary to the Department of Health and Ageing

A/g Head

Office of Devices, Blood and Tissues

28 July 2009

## **NATIONAL DRUGS AND POISONS SCHEDULE COMMITTEE**

### **OUTCOME OF CONSIDERATIONS BY THE NATIONAL DRUGS AND POISONS SCHEDULE COMMITTEE AT ITS JUNE 2009 MEETING OF PROPOSALS FOR AMENDMENT TO THE STANDARD FOR THE UNIFORM SCHEDULING OF DRUGS AND POISONS**

#### **Notice under subsection 52D(4) *Therapeutic Goods Act 1989* (the Act)**

The National Drugs and Poisons Schedule Committee (NDPSC) hereby gives notice, pursuant to subsection 52D(4) of the Act, that an amendment has been made to the *Standard for the Uniform Scheduling of Drugs and Poisons* (SUSDP).

The notice is divided into four parts:

- Part A – Amendments to the SUSDP, Part 4 in respect of substances mentioned in the June 2009 pre-meeting Gazette Notice;
- Part B – Other amendments to the SUSDP (Parts 1-3 and Part 5);
- Part C – Amendments to the SUSDP subject to further post-meeting public submissions; and
- Part D – Editorials and Errata.

Please note that the basis for amendments to the SUSDP can be found in the Record of Reasons. The Record of Reasons, which also contains other outcomes arising from the NDPSC meeting, can be accessed through <http://www.tga.gov.au/ndpsc/records.htm>. Hard copies of the document can be obtained from the NDPSC Secretariat, by phone on (02) 6289 2584.

The amendments arising from this notice will be incorporated into SUSDP 24 Amendment 2 effective 1 January 2010 (unless otherwise indicated), which should be available for purchase from National Mailing and Marketing Pty Ltd in December 2009, telephone (02) 6269 1035, or using the subscription order form available at <http://www.tga.gov.au/ndpsc/susdp.htm>.

Please note that SUSDP 24, Amendment 1 will soon be available from National Mailing and Marketing Pty Ltd. Please also note that the SUSDP and its amendments are available electronically as the 'Poisons Standard' at the ComLaw website, a link to which can be found at <http://www.tga.gov.au/ndpsc/susdp.htm>.

#### **Invitation to make a post-meeting submission**

The amendments set out in Part A and B were made in respect of substances or issues mentioned in the Commonwealth of Australia Gazette No.15, 22 April 2009, as substances to be considered for scheduling at the June 2009 meeting. These amendments are subject to the receipt of further public submissions from persons who made a pre-meeting public submission in relation to substances listed in Part A or B.

Accordingly, these persons are invited to make a further submission to:

The Secretary  
National Drugs and Poisons Schedule Committee  
GPO Box 9848  
CANBERRA ACT 2601  
e-mail [NDPSC@health.gov.au](mailto:NDPSC@health.gov.au) or Facsimile 02 6289 2500.

The NDPSC has moved to an E-agenda and is increasingly using electronic documents at its meetings. Persons making submissions to the Committee are encouraged to lodge submissions in electronic format via the NDPSC email address (word or unsecured PDF is preferred). Correspondence from the Committee will similarly be via email where possible.

Submissions must be made by **19 August 2009** and must address a matter mentioned in Section 52E of the Act and must be relevant to the reasons for the making of the decision.

If a further submission is made to the Committee by an eligible person in respect of a substance set out below, the Committee must consider the submission and then confirm the amendment, vary the amendment, or set aside the amendment, replace it with a new scheduling decision and publish notice of the decisions pursuant to section 52D of the Act.

## **PART A – AMENDMENTS TO PART 4 – THE SCHEDULES OF THE SUSDP**

Subject to the matters set out above, the amendments in Part A come into effect on **1 January 2010**, unless otherwise indicated.

### **Schedule 2 – Amendments**

*(The following codeine amendment has a delayed implementation of 1 May 2010).*

CODEINE – Amend entry to read:

CODEINE in preparations for the treatment of coughs and colds when:

- (a) not combined with any other opiate substance;
- (b) compounded with one or more other therapeutically active substances, of which at least one is phenylephrine and not more than one is an analgesic substance:
  - (i) in divided preparations containing 10 mg or less of codeine per dosage unit; or
  - (ii) in undivided preparations containing 0.25 per cent or less of codeine;
- (c) labelled with a recommended daily dose not exceeding 60 mg of codeine; and
- (d) in packs containing not more than 5 days of supply at the maximum dose recommended on the label.

LOPERAMIDE – Amend entry to read:

LOPERAMIDE in divided preparations for oral use in packs of 20 dosage units or less.

### **Schedule 3 – New Entries**

MAGNESIUM SULFATE for human therapeutic use in divided oral preparations.

RABEPRAZOLE in oral preparations containing 10 mg or less of rabeprazole for the relief of heartburn and other symptoms of gastro-oesophageal reflux disease, in packs containing not more than 14 days of supply.

### **Schedule 3 – Amendment**

*(The following codeine amendment has a delayed implementation of 1 May 2010).*

CODEINE – Amend entry to read:

CODEINE when:

- (a) not combined with any other opiate substance;
- (b) compounded with one or more other therapeutically active substances, of which not more than one is an analgesic substance:
  - (i) in divided preparations containing 12 mg or less of codeine per dosage unit; or
  - (ii) in undivided preparations containing 0.25 per cent or less of codeine; and
- (c) labelled with a recommended daily dose not exceeding 100 mg of codeine; and
- (d) in packs containing not more than 5 days of supply at the maximum dose recommended on the label,

**except** when included in Schedule 2.

### **Schedule 4 – New Entries**

DORIPENEM.

GOLIMUMAB.

HMG-CoA REDUCTASE INHIBITORS (“statins”) **except** when separately specified in these Schedules.

HUMAN PAPILLOMAVIRUS VACCINE.

JAPANESE ENCEPHALITIS VACCINE.

LACOSAMIDE.

LIRAGLUTIDE.

PRASUGREL.

SUCCIMER.

### **Schedule 4 – Amendments**



GUANIDINE – Amend entry to read:

GUANIDINE for therapeutic use.

RABEPRAZOLE – Amend entry to read:

RABEPRAZOLE **except** when included in Schedule 3.

**Schedule 5 – New entry**

MONEPANTEL.

**Schedule 6 – New Entry**

GUANIDINE **except**:

- (a) when included in Schedule 4; or
- (b) in preparations containing 1 per cent or less of guanidine.

**Schedule 7 – New entry**

SAFLUFENACIL.

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**PART B – OTHER AMENDMENTS TO THE SUSDP  
(PARTS 1-3 AND PART 5)**

Subject to the matters set out above, the amendments in Part B come into effect on **1 January 2010**, unless otherwise indicated.

**Appendix C – Amendment**

DI-iodohydroxyquinoline (iodoquinol) – delete entry.

**Appendix E, Part 2 – New Entry**

**POISON** ..... **STANDARD STATEMENT**

Guanidine..... A,G3,E2,S1

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**PART C – AMENDMENTS TO THE SUSDP THAT WERE SUBJECT TO FURTHER  
PUBLIC SUBMISSIONS**

The amendments set out in Part C have been made in response to post-meeting public submissions. The public consultation process in respect of these amendments has now concluded. The amendments in Part C will be published in SUSDP 24 Amendment 1 which will come into effect on **1 January 2010** unless otherwise indicated.

NIL

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## PART D – EDITORIALS AND ERRATA

The Committee agreed to minor editorial amendments to the wording of these schedule entries to clarify the intent or implementation of the original decision or to adopt contemporary nomenclature. These corrections will be incorporated into SUSDP 24 Amendment 1.

### Schedule 2 – New Entry

GUAIPHENESIN in a modified release dosage form of 1200 mg or less of guaiphenesin with a recommended daily dose of 2400 mg or less when not labelled for the treatment of children under 12 years of age.

### Schedule 2 – Amendment

HYDROQUINONE – Amend entry to read:

HYDROQUINONE (excluding monobenzone and other alkyl ethers of hydroquinone included in Schedule 4) in preparations for human external therapeutic or cosmetic use containing 2 per cent or less of hydroquinone **except** in hair preparations containing 0.3 per cent or less of hydroquinone.

### Schedule 4 – Amendment

GUAIPHENESIN – Amend entry to read:

GUAIPHENESIN for human therapeutic use **except**:

- (a) when included in Schedule 2;
- (b) in oral liquid preparations containing 2 per cent or less of guaiphenesin; or
- (c) in divided preparations containing 200 mg or less of guaiphenesin per dosage unit.

### Schedule 5 – New Entry

† DIETHYLENE GLYCOL (excluding its salts and derivatives) in preparations containing not less than 10 mg/kg of denatonium benzoate as a bittering agent **except**:

- (a) in paints or paint tinters;
- (b) in toothpastes or mouthwashes containing more than 0.25 per cent of diethylene glycol; or
- (c) in other preparations containing 2.5 per cent or less of diethylene glycol.

### Schedule 5 – Amendment

ETHYLENE GLYCOL – Amend entry to read:

† ETHYLENE GLYCOL (excluding its salts and derivatives) in preparations containing not less than 10 mg/kg of denatonium benzoate as a bittering agent **except**:

- (a) in paints or paint tinters;
- (b) in toothpastes or mouthwashes containing more than 0.25 per cent of ethylene glycol; or
- (c) in other preparations containing 2.5 per cent or less of ethylene glycol.

#### **Schedule 6 – New Entry**

† DIETHYLENE GLYCOL (excluding its salts and derivatives) **except**:

- (a) when included in Schedule 5;
- (b) in paints or paint tinters;
- (c) in toothpastes or mouthwashes containing more than 0.25 per cent of diethylene glycol; or
- (d) in other preparations containing 2.5 per cent or less of diethylene glycol.

#### **Schedule 6 – Amendment**

ETHYLENE GLYCOL – Amend entry to read:

† ETHYLENE GLYCOL (excluding its salts and derivatives) **except**:

- (a) when included in Schedule 5;
- (b) in paints or paint tinters;
- (c) in toothpastes or mouthwashes containing more than 0.25 per cent of ethylene glycol; or
- (d) in other preparations containing 2.5 per cent or less of ethylene glycol.



**Australian Government**

**Australian Radiation Protection and Nuclear Safety Agency**

**NOTIFICATION OF APPLICATION FOR FACILITY LICENCE PURSUANT TO  
THE AUSTRALIAN RADIATION PROTECTION AND NUCLEAR SAFETY  
ACT 1998**

I, Peter Anthony Burns, Acting CEO of the Australian Radiation Protection and Nuclear Safety Agency, intend to make a decision under section 32 of the Australian Radiation Protection and Nuclear Safety Act 1998 in relation to the following application for a facility licence:

Application No. A0211 by PETNET Australia Pty Ltd to operate a prescribed radiation facility at Building 79, Lucas Heights Science and Technology Centre, NSW, 2234.

A handwritten signature in black ink, appearing to read 'P.A. Burns'.

Peter Anthony Burns  
Acting CEO of ARPANSA

Date: 29/7/9

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

No: 6647

*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 23/08/2009 to 22/11/2009

**Details about ship**

Name of ship: ANL WARRAIN  
IMO No. of ship: 9324863

Port of registry: MAJURO  
Name of Owner: ANL Container Line

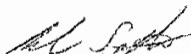
**Name of ports for which permit issued**

From Melbourne to Sydney. From Melbourne to Brisbane. From Sydney to Brisbane.

**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: 24 July 2009



**Form 6**                      **Permit for unlicensed ship - continuing**  
(regulation 6)

No: 6637

*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 31/07/2009 to 30/10/2009

**Details about ship**

Name of ship: Empress Heaven

Port of registry: Panama

IMO No. of ship: 9041227

Name of Owner: Tianhou Maritime Inc.

**Name of ports for which permit issued**

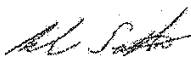
From Melbourne to Brisbane.

**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: 27 July 2009



Instrument No:113/2009

Page 1 of 1



**Australian Government**

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

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

### **EXEMPTION FROM CARRYING AND DISPLAYING MARITIME SECURITY IDENTIFICATION CARDS WHILST IN THE VARANUS ISLAND MONOPOD NETWORK, STAG A, AND LEGENDRE OCEAN LEGEND OFFSHORE FACILITY ZONES**

I, Philippa Power, General Manager, Maritime, Identity and Surface Security Branch, Office of Transport Security, Department of Infrastructure, Transport, Regional Development and Local Government, under regulation 6.07M of the *Maritime Transport and Offshore Facilities Security Regulations 2003* (the Regulations), give persons, in the class of persons described below:

- An exemption from carrying and displaying a Maritime Security Identification Card (MSIC) as set out in Part 6 of the Regulations for all persons whilst in the Varanus Island Monopod Network, Stag A, and Legendre Ocean Legend Offshore Facility Zones.

This exemption operates from the date of this notice and ceases on 30 June 2010.

The exemption is given subject to the following conditions:

- This exemption is from the requirement to carry and display only – the Regulations must still be adhered to with regards to the requirement to hold an MSIC;
- Where not carried by the holder, MSICs must be safely stowed on the offshore facility, and must be able to be produced on request. Non MSIC holders must be monitored and/or escorted as per the Regulations;
- Relevant access control arrangements in support of this exemption are to be included in the existing Maritime Security Plan(s) for the Varanus Island Monopod Network, Stag A, and Legendre Ocean Legend offshore facilities on their next review.

Dated 12 July 2009

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**Philippa Power**

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

Instrument No:114/2009

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**Australian Government**

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

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

# **EXEMPTION FROM DISPLAYING MARITIME SECURITY IDENTIFICATION CARDS WHILST IN THE PYRENEES VENTURE OFFSHORE FACILITY ZONE**

I, Philippa Power, General Manager, Maritime, Identity and Surface Security Branch, Office of Transport Security, Department of Infrastructure, Transport, Regional Development and Local Government, under regulation 6.07M of the *Maritime Transport and Offshore Facilities Security Regulations 2003* (the Regulations), give persons, in the class of persons described below:

- An exemption from displaying a Maritime Security Identification Card (MSIC) as set out in Part 6 of the Regulations for all persons whilst in the Pyrenees Venture Offshore Facility Zone.

This exemption operates from the date of this notice and ceases on 30 June 2010.

The exemption is given subject to the following conditions:

- This exemption is from the requirement to display only – the Regulations must still be adhered to with regards to the requirement to carry and hold an MSIC;
- Non MSIC holders must be monitored and/or escorted as per the Regulations;
- Relevant access control arrangements in support of this exemption are to be included in the existing Maritime Security Plan(s) for the Pyrenees Venture offshore facility on their next review.

Dated 12 July 2009

A handwritten signature in black ink, appearing to read 'P. Power'.

**Philippa Power**

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



Instrument No:115/2009  
Page 1 of 1



**Australian Government**

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

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

### **EXEMPTION FROM CARRYING AND DISPLAYING MARITIME SECURITY IDENTIFICATION CARDS WHILST IN THE STYBARROW VENTURE MV-16 OFFSHORE FACILITY ZONE**

I, Philippa Power, General Manager, Maritime, Identity and Surface Security Branch, Office of Transport Security, Department of Infrastructure, Transport, Regional Development and Local Government, under regulation 6.07M of the *Maritime Transport and Offshore Facilities Security Regulations 2003* (the Regulations), give persons, in the class of persons described below:

- An exemption from carrying and displaying a Maritime Security Identification Card (MSIC) as set out in Part 6 of the Regulations for all persons whilst in the Stybarrow Venture MV-16 Offshore Facility Zone.

This exemption operates from the date of this notice and ceases on 30 June 2010.

The exemption is given subject to the following conditions:

- This exemption is from the requirement to carry and display only – the Regulations must still be adhered to with regards to the requirement to hold an MSIC;
- Where not carried by the holder, MSICs must be safely stowed on the offshore facility, and must be able to be produced on request. Non MSIC holders must be monitored and/or escorted as per the Regulations;
- Relevant access control arrangements in support of this exemption are to be included in the existing Maritime Security Plan(s) for the Stybarrow Venture MV-16 offshore facility on their next review.

Dated 12 July 2009

A handwritten signature in black ink, appearing to read 'P. Power'.

**Philippa Power**

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

## Treasury

### *Excise Tariff Act 1921*

#### NOTICE OF SUBSTITUTED RATES OF EXCISE DUTY

NOTICE No. 2 (2009)

I, TIMOTHY JAMES DYCE, delegate of the Commissioner of Taxation, in accordance with subsection 6A(8) of the *Excise Tariff Act 1921* (the Tariff Act), give notice that, on and from 1 August 2009, the substituted rate of excise duty for goods classified to each item of the Schedule to the Tariff Act set out in Column 1 of the following table is the rate set out in Column 2 opposite each item.

In this notice, “item” means item and subitem.

#### THE TABLE

Column 1	Column 2
Excise tariff item	Substituted rate of duty
1.1	\$35.24 per litre of alcohol calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
1.2	\$7.03 per litre of alcohol calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
1.5	\$41.06 per litre of alcohol calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
1.6	\$22.09 per litre of alcohol calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
1.10	\$41.06 per litre of alcohol calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
1.11	\$28.91 per litre of alcohol calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
1.15	\$2.47 per litre of alcohol calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
1.16	\$2.87 per litre of alcohol calculated on that alcohol content by which the percentage by volume of alcohol of the goods exceeds 1.15
2	\$69.57 per litre of alcohol
3.1	\$64.96 per litre of alcohol
3.2	\$69.57 per litre of alcohol

3.5	Free
3.6	Free
3.7	Free
3.8	Free
3.10	\$69.57 per litre of alcohol
5.1	\$0.25833 per stick
5.5	\$322.93 per kilogram of tobacco content

Dated this Twenty-Second day of July 2009

A handwritten signature in black ink, appearing to read 'T J Dyce', is written over a light gray rectangular background.

T J Dyce  
Delegate of the Commissioner of Taxation

### 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
<b>PR 2009/43</b>	Income tax: FEA Plantations Project 2009 Post 30 June Investors – Woodlot Option 1	This Ruling applies to Investors 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 described in the Ruling on or after 5 August 2009 and who have executed the relevant Project Agreement on or before 30 June 2010. The Participants will hold a forestry interest in the Project for the establishment and tending of Eucalyptus trees or similar species for the purpose of harvest and sale. This Ruling applies prospectively from 5 August 2009.
<b>PR 2009/44</b>	Income tax: FEA Plantations Project 2009 Post 30 June Investors – Woodlot Option 2	This Ruling applies to Investors 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 described in the Ruling on or after 5 August 2009 and who have executed the relevant Project Agreement on or before 30 June 2010. The Participants will hold a forestry interest in the Project for the establishment and tending of Eucalyptus trees or similar species for the purpose of harvest and sale. This Ruling applies prospectively from 5 August 2009.
<b>PR 2009/45</b>	Income tax: FEA Plantations Project 2009 Post 30 June Investors – Woodlot Option 3	This Ruling applies to Investors 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 described in the Ruling on or after 5 August 2009 and who have executed the relevant Project Agreement on or before 30 June 2010. The Participants will hold a forestry interest in the Project for the establishment and tending of Pine trees or similar species for the purpose of harvest and sale. This Ruling applies prospectively from 5 August 2009.
<b>PR 2009/46</b>	Income tax: FEA Plantations Project 2009 Post 30 June Investors – Woodlot Option 4	This Ruling applies to Investors 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 described in the Ruling on or after 5 August 2009 and who have executed the relevant Project Agreement on or before 30 June 2010. The Participants will hold a forestry interest in the Project for the establishment and tending of African Mahogany trees for the purpose of harvest and sale. This Ruling applies prospectively from 5 August 2009.
<b>PR 2009/47</b>	Income tax: FEA Plantations Project 2009 Post 30 June Investors – Woodlot Unit 5	This Ruling applies to Investors 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 described in the Ruling on or after 5 August 2009 and who have executed the relevant Project Agreement on or before 30 June 2010. The Participants will hold a forestry interest in the Project for the establishment and tending of Eucalyptus, Pine, African Mahogany trees or similar species for the purpose of harvest and sale. This Ruling applies prospectively from 5 August 2009.
<b>PR 2009/48</b>	Income tax: Macquarie Eucalypt Project 2009 (post 30 June 2009 Growers)	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 described in the Ruling on or after 5 August 2009 and have executed the relevant Project Agreements on or before 31 December 2009. The Growers will hold a forestry interest in the Project for the planting, maintenance and sale of varieties of Eucalyptus trees for the purpose of harvest and sale. This Ruling applies prospectively from 5 August 2009.

NOTICE OF RULINGS		
Ruling Number	Subject	Brief Description
CR 2009/39	Income tax: scrip for scrip: acquisition of Ingena Group Limited by UXC Professional Solutions Pty Limited	This Ruling applies to ordinary shareholders of Ingena Group Limited (IGL) who: held their IGL shares on capital account at the time of this scheme; accepted the offer made by UXC Professional Solutions Pty Limited to acquire their IGL shares or had their shares compulsorily acquired pursuant to Part 6A.1 of the <i>Corporations Act 2001</i> and were 'residents of Australia' within the meaning of that expression in subsection 6(1) of the <i>Income Tax Assessment Act 1936</i> . This Ruling applies from 29 October 2008 to 30 June 2011.
CR 2009/40	Income tax: payments assigned to representative public dentists who are employed by community health services to provide public dental services under the Medicare Teen Dental Plan	This Ruling applies to representative public dentists as defined in the Ruling who: are employed by a not for profit community health service or public health service that receives funding from a State or Territory to provide public dental services; are not directly employed by a State or Territory; are assigned dental benefits by patients under the Medicare Teen Dental Plan and are provided with a separate Medicare Provider Number for the provision of public dental services under the Medicare Teen Dental Plan. This Ruling applies for the income year ended 30 June 2009 and subsequent years.

NOTICE OF WITHDRAWALS		
Ruling Number	Subject	Brief Description
TR 2001/6	Income tax: deductibility of commercial website expenditure	TR 2001/6 is withdrawn with effect from today. TR 2001/6 outlined the expenses incurred in establishing, constructing, acquiring and maintaining commercial websites and considers their deductibility under section 8-1 and former Divisions 42 and 46 of the <i>Income Tax Assessment Act 1997</i> . Due to legislative changes this Ruling is no longer current and is therefore withdrawn.
PR 2009/29	Income tax: AIL Almond Grower Project – Miralie: 2009 Growers (to 15 June 2009)	PR 2009/29 is withdrawn with effect from today. PR 2009/29 set out the Commissioner's opinion on the tax consequences for persons participating in the AIL Almond Grower Project – Miralie: 2009 Growers (to 15 June 2009). This Ruling is withdrawn as it does not rule on the tax consequences for any entity as no participants will be allocated to this scheme.
PR 2009/42	Income tax: 2009 AIL Red Ironbark Project	PR 2009/42 is withdrawn with effect from today. PR 2009/42 set out the Commissioner's opinion on the tax consequences for persons participating in the 2009 AIL Red Ironbark Project. This Ruling is withdrawn as it does not rule on the tax consequences for any entity as no participants will be allocated to this scheme.

NOTICE OF ERRATUM		
Ruling Number	Subject	Brief Description
PR 2009/14	Income tax: Macquarie Eucalypt Project 2009 (pre 1 July 2009 Growers)	This Erratum corrects PR 2009/14 by adjusting the period of the exercise of the Commissioner's discretion in section 35-35 of the <i>Income Tax Assessment Act 1997</i> in accordance with the information provided in the Product Ruling application. This Erratum applies on and from 25 March 2009.



## **Consent to the sale or disposal of the business of an authorised deposit-taking institution**

### *Banking Act 1959*

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TO: Powerstate Credit Union Ltd ABN 34 087 651 223 (the applicant)  
115 Grenfell Street, Adelaide SA 5000

SINCE:

- A. the applicant) is an authorised deposit-taking institution under the *Banking Act 1959* (the Act);
- B. the applicant proposes to enter into an arrangement or agreement for the sale or disposal of its business to Satisfac Direct Credit Union Limited ABN 36 087 651 232; and
- C. I have taken into account the national interest,

I, Stephen Edward Glenfield, a delegate of the Treasurer, under paragraph 63(1)(b) of the Act, CONSENT to the applicant entering into the arrangement or agreement.

Dated 23 July 2009

[Signed]

Stephen Edward Glenfield  
General Manager  
Specialised Institutions Division  
South West Region



## Approval to hold the transferring business of a financial sector company

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

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TO: Satisfac Direct Credit Union Limited ABN 36 087 651 232 (the applicant)

SINCE

- A. the applicant and Powerstate Credit Union Ltd ABN 34 087 651 223 (the Company) are financial sector companies within the meaning of the *Financial Sector (Shareholdings) Act 1998* (the Act); and
- B. 100% of the gross assets and liabilities of the Company (the transferring business) are to be transferred to the applicant as a voluntary transfer of business under the *Financial Sector (Business Transfer and Group Restructure) Act 1999* (the Business Transfer Act); and
- C. the applicant has applied to the Treasurer under section 13A of the Act, to hold the transferring business; and
- D. I am satisfied that it is in the national interest to approve the applicant holding the transferring business,

I, Stephen Edward Glenfield, a delegate of the Treasurer, under subsection 14(1) of the Act, APPROVE the applicant holding the transferring business.

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

Dated 23 July 2009

[Signed]

Stephen Edward Glenfield  
General Manager  
Specialised Institutions Division  
South West Region



## Interpretation

Document ID: 172334

In this Notice

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

*Note 1* Regulation 6 of the *Financial Sector (Transfers of Business) Regulations 1999* provides that, for subsection 43(4) of the Business Transfer Act, the provisions of the Act apply in relation to a transfer of business as if section 13A were inserted after section 13 of the Act. Section 13A provides that a financial sector company to which more than 15% of the gross assets and liabilities of another financial sector company (the ***transferring business***) is to be transferred under the Act, must apply to the Treasurer for approval to hold the transferring business and that Division 3 of Part 2 of the Act applies to the application as if the transferring business were a separate financial sector company.

*Note 2* Under section 14 of the Act, the Treasurer must give written notice of the approval to the applicant and arrange for a copy of the notice to be published in the *Gazette* and given to the Company.



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

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

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SINCE

- A. Natixis and the person(s) named in the attached Schedule (the applicants) have 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 each of the companies listed in the attached Schedule (the Companies), financial sector companies under the Act; and
- B. I am satisfied that it is in the national interest to approve the applicants holding a stake in each of the Companies of more than 15%,

I, Helen Rowell, a delegate of the Treasurer, under subsection 14(1) of the Act, APPROVE the applicants holding a stake in each of the Companies of 100 %.

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

Dated 22 July 2009

[Signed]

Helen Rowell  
General Manager  
Diversified Institutions Division

## Interpretation

Document ID: 172151

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.

## Schedule - the person(s) who applied for approval

- 1) Société de Prise de Participation de l'Etat;
- 2) Persons able to give directions to Société de Prise de Participation de l'Etat under the laws of France by virtue of Article 6, III of the Amending Finance Law n° 2008- 1061 for the financing of the economy dated 16 October 2008;
- 3) CEBP;
- 4) Caisse Nationale des Caisses d'Epargne (CNCE);
- 5) Banque Federale des Banques Populaires (BFBP);
- 6) Coface Holding; and
- 7) Companies within the Groupe Caisse d'Epargne network and the Groupe Banque Populaire network as at the date of this approval who are associates of CNCE or BFBP by virtue of being subsidiaries or related companies of either CNCE or BFBP or being required under French law to accept directions from either of these companies

### Notes:

**Groupe Caisse d'Epargne network** means the cooperative banking group pursuant to the provisions of the French Monetary and Financial Code which has CNCE as its central body

**Groupe Banque Populaire network** means the cooperative banking group pursuant to the provisions of the French Monetary and Financial Code which has BFBP as its central body

**Related companies** means companies in which CNCE or BFBP have a direct control interest of more than 15 per cent

## **Schedule - the financial sector companies**

Coface Holding  
Compagnie Francaise D'Assurance Pour Le Commerce Exterieur ARBN 130 761 116



## Revocation of approval

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

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#### NOTE:

1. Under section 18 of the Act, a person who holds an approval under section 14 in relation to a financial sector company may request the Treasurer to revoke the approval.
2. The Treasurer must, by written notice, revoke the approval on receiving such a request.
3. The Treasurer must arrange for a copy of a notice of revocation to be published in the Gazette and given to the financial sector company concerned.

#### SINCE

- A. Compagnie Francaise D'Assurance Pour Le Commerce Extérieur ARBN 130 761 116 is a financial sector company under the *Financial Sector (Shareholdings) Act 1998*;
- B. On 30 June 2008, Natixis and each of the persons named in the Schedule (**the old associates**) were granted approval to hold a stake of more than 15% in Compagnie Francaise D'Assurance Pour Le Commerce Extérieur (**the approvals**);
- C. As the result of the merger and restructuring of two cooperative banking groups in France, a new company, CEBP, is to become the central body of the merged banking group and it will acquire, by virtue of the restructuring, a 100% stake in Compagnie Francaise D'Assurance Pour Le Commerce Extérieur (**the new shareholder**);
- D. Natixis, the new shareholder and associates of these persons have together applied for approval to hold a stake of more than 15% in Compagnie Francaise D'Assurance Pour Le Commerce Extérieur and, as a result, Natixis and the old associates wish to have the approvals revoked; and

E. On 7 July 2009, Compagnie Francaise D'Assurance Pour Le Commerce Exterieur, on behalf of Natixis and the old associates, requested the Treasurer to revoke the approvals;

I, Helen Rowell, a delegate of the Treasurer, under subsection 18(1) of the Act, REVOKE the approvals.

Dated 22 July 2009

[Signed]

Helen Rowell  
General Manager  
Diversified Institutions Division



## Schedule – the person(s) who applied for approval

Natexis Banque Populaire  
Ixis

## Public Notices

### The Gazette Notice

The notice must use the following wording:

SHIPPING REGISTRATION ACT 1981

NOTICE OF INTENTION TO APPLY FOR REGISTRATION

Notice is hereby given of the intention of

(full name) JULIUS SANDERS of  
(address) PO BOX 2123 PARAP NT 0804 to apply,

after the expiration of the period of thirty days commencing on the date of publication of this notice, for the registration under the above named 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, Allan Woods Building Level 1, 25 Constitution Avenue, Canberra City ACT 2601 or 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: NOVA KERRIA

Former name: NOVA RHANDA

Present whereabouts: DARWIN

Length: 9.95 metres

Principal material of construction: Steel

Type of ship: MOTOR YACHT



Unique Identifying Number:  
EPBC303DC/SFS/2009/25



COMMONWEALTH OF AUSTRALIA

*Environment Protection and Biodiversity Conservation Act 1999*

**Amendment of List of Exempt Native Specimens**

I, TANIA RISHNIW, Assistant Secretary, Tropical Marine Conservation Branch, as Delegate of the Minister for the Environment, Heritage and the Arts pursuant to subsection 303DC(1) of the *Environment Protection and Biodiversity Conservation Act 1999* (the EPBC Act), hereby amend the list of exempt native specimens established under section 303DB of the EPBC Act by including in the list the following:

- Specimens that are or are derived from fish or invertebrates, other than specimens that belong to species listed under Part 13 of the EPBC Act, taken in the New South Wales Ocean Trap and Line Fishery, as defined in the Fishery Management Strategy for the Ocean Trap and Line Fishery made under the New South Wales *Fisheries Management Act 1994*.

with a notation that inclusion of the specimens in the list is subject to the following restrictions or conditions:

- The specimen, or the fish or invertebrate from which it is derived, was taken lawfully; and
- The specimens are included on the list until 27 November 2009.

Dated this 24<sup>th</sup> day of July 2009

Delegate of the Minister for the Environment, Heritage and the Arts



COMMONWEALTH OF AUSTRALIA

GROSS VALUE OF PRODUCTION FOR THE HONEY INDUSTRY FOR 2008-2009

Pursuant to sub-section 32(1) of the *Primary Industries and Energy Research and Development Act 1989*, I, ALLEN GRANT, on behalf of Anthony Stephen Burke, Minister for Agriculture, Fisheries and Forestry, hereby revoke the determination of Gross Value of Production for the Honey Industry made on 30 June 2009 and determine the following amount to be the Gross Values of Production for 2008-2009, payable for research and development activities:

INDUSTRY

GVP (\$)

Honey

\$73,372,582

Dated this 24 day of July 2009

ALLEN GRANT  
Executive Manager  
Agricultural Productivity



Commonwealth  
of Australia

# Gazette

No. S125, Tuesday, 28 July 2009  
Published by the Commonwealth of Australia

**SPECIAL**



Government House  
CANBERRA ACT 2600  
18 July 2009

## CHAMPION SHOTS MEDAL

The Governor-General is pleased to announce the following awards:

### CHAMPION SHOTS MEDAL

*Royal Australian Navy*

**Leading Seaman Michael Leonard WHEELER**

### CLASP TO THE CHAMPION SHOTS MEDAL

*Australian Army*

**Warrant Officer Class Two Andrew MUNN**

By Her Excellency's Command

**Mark Fraser OAM**

Acting Official Secretary to the Governor-General



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

## Therapeutic Goods (Emergency) Exemption 2009 (No. 5)

I, MARK BUTLER, Parliamentary Secretary for Health,

(a) acting under subsection 18A(1) of the *Therapeutic Goods Act 1989* (the Act); and

(b) being satisfied, for the purposes of paragraph 18A(2)(b) of the Act, that in the national interest, this Exemption should be made so that certain therapeutic goods may be made available urgently in Australia in order to deal with an actual threat to public health caused by an emergency that has occurred;

Hereby exempt the therapeutic goods mentioned in item 1 of Schedule 1 from the operation of Division 2 of Part 3-2 of the Act, for the period covered by items 3 and 4 of Schedule 1, subject to the conditions mentioned in item 5 of Schedule 1.

Dated this 24<sup>th</sup> day of July 2009

Mark Butler  
Parliamentary Secretary for Health

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## **Schedule 1            Exemption**

### **1.        Therapeutic Goods exempted (“the Goods”)**

The following goods are exempted from the operation of Division 2 of Part 3-2 of the Act:

- (a) Oseltamivir phosphate oral solution (oseltamivir 75mg/5mL), 50mL solution per bottle (hereinafter referred to as “the Goods”), manufactured from the Oseltamivir (TAMIFLU) Bulk Active Pharmaceutical Ingredient (API) sourced from the Commonwealth Government stockpile.

### **2.        Definition**

“Commonwealth Government stockpile” means Oseltamivir (TAMIFLU) Bulk Active Pharmaceutical Ingredient (API) purchased by the Commonwealth Government and stockpiled by the Department of Health and Ageing for manufacture into Oseltamivir phosphate oral solution for use during an influenza pandemic.

### **3.        Commencement of exemption**

This Exemption commences on the day on which it is made.

### **4.        Expiry of exemption**

This Exemption ceases to have effect:

- (a) on the date of expiry of the shelf life of the Oseltamivir (TAMIFLU) Bulk API held in the Commonwealth Government stockpile or, if the shelf life is extended, the date specified in any extension of this expiry date that is granted pursuant to the Act by the Secretary or her delegate; or
- (b) when this Exemption is revoked;

whichever first occurs

### **5.        Conditions**

This Exemption is subject to the following conditions:

- (a) The Goods must only be used for the treatment or post-exposure prophylaxis of Pandemic (H1N1) 2009 influenza virus, the outbreak of which was declared by the World Health Organisation on 25 April 2009 as a public health emergency of international concern;
- (b) The Exemption only applies to the Goods manufactured from the Oseltamivir (TAMIFLU) Bulk API sourced from the Commonwealth



Government stockpile and supplied by the Commonwealth  
Government to:

- (i) a State or Territory government agency for manufacture by that agency, using a manufacturer licensed under the Act to manufacture the Goods; or
- (ii) a manufacturer licensed under the Act to manufacture the Goods;
- (c) The Goods can only be manufactured for supply within Australia to persons suspected or confirmed as being exposed to Pandemic (H1N1) 2009 influenza virus;
- (d) State and Territory agencies, manufacturers of the Goods and distributors and suppliers of the Goods must comply with any directions the Secretary of the Department of Health and Ageing may issue regarding the storage of the API and the Goods, the supply of the API to licensed pharmaceutical manufacturers and requirements for the supply of the Goods by Commonwealth, State and Territory Government agencies to the public;
- (e) Records in relation to the manufacture, distribution, supply and disposal of the Goods must be kept in accordance with any written directions issued by the Secretary of the Department of Health and Ageing; and
- (f) Any unused Goods or Goods that have reached their expiry date must be disposed of in accordance with the requirements of Schedule 5B of the *Therapeutic Goods Regulations 1990* (the Regulations).



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

***THERAPEUTIC GOODS ACT 1989***

**SECTIONS 14 and 14A NOTICE**

On 27 July 2009, the delegate of the Secretary for the Department of Health and Ageing (“the Secretary”) 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 product – oseltamivir (as phosphate) (oseltamivir 75 mg/5 mL oral solution, 50 mL solution per bottle), which is the subject of an exemption under subsection 18(1) of the Act that commenced 24 July 2009.

For the above product to not conform with the requirements specified in paragraphs 3(2)(g) and 3(2)(l) of the Therapeutic Goods Order No. 69.

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. This exemption will cease to operate on the day the exemption under 18A(1) of the Act that made by the Parliamentary Secretary for Health in relation to the product, referred to above, ceases to operate, or upon the revocation of this exemption, whichever occurs first; and
2. The product must be accompanied by any prescribing information and patient information as may be required by the Secretary and notified in writing.





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

Other resellers:

**National** University Co-operative Bookshops  
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Mail order sales can be arranged by writing to:

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