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The date of publication of this Gazette is 11 November 2009

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

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

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First Assistant Secretary  
Office of Legislative Drafting and Publishing  
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3-5 National Circuit  
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Tel. (02) 6141 4300  
Fax. (02) 6282 4352

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**QUALITY OF YOUR PUBLICATION**

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A lodgment fee of \$99.00 plus a charge of \$99.00 per page will apply to the submission of notices for this Gazette.

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 Any notice submitted without this information will not be published.

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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

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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.

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*Special Gazette* notices:

- during business hours: a lodgment fee of \$297 plus a charge of \$99 per A4 page.
- outside normal business hours: a lodgment fee of \$495 plus a charge of \$99 per A4 page

*Periodic Gazette* notices: a lodgment fee of \$198 plus a charge of \$49.50 per A4 page.

A maximum charge of \$4,000/notice will apply (\$16,000/notice if published on Weekends or Public Holidays).

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

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

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

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### GAZETTES

When a *Special Gazette* is issued outside normal business hours, a copy of the Gazette will be posted on a noticeboard at the front entrance of the Attorney-General's Department, 3-5 National Circuit, Barton ACT 2600. Copies will be available on the next business day from CanPrint Communications, 16 Nyrang Street, Fyshwick ACT 2609.

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

## ISSUES OF PERIODIC GAZETTES

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

The *Gazette* may be purchased by mail order from CanPrint Communications, 16 Nyrang Street, Fyshwick ACT 2609. Over the counter sales are available from CanPrint Communications.

Gazette number	Date of Publication	Subject
P 1	27 March 2009	<p><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</p> <p><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</p> <p><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</p> <p><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</p>
P 2	4 August 2009	<p><i>Environment Protection and Biodiversity Conservation Act 1999</i> Removal of places from the Commonwealth Heritage List</p>
P 3	4 August 2009	<p><i>Environment Protection and Biodiversity Conservation Act 1999</i> Inclusion of a place in the National Heritage List</p>
P 4	14 September 2009	<p><i>Environment Protection and Biodiversity Conservation Act 1999</i> Inclusion of places on the Commonwealth Heritage List Determination regarding listing of National Heritage Values</p>
P 5	22 September 2009	<p><i>Great Barrier Reef Marine Park Act 1975</i> Particulars of Permissions Granted, Refused, Suspended, Reinstated, Revoked or Reconsidered for the Period 1.03.09 to 30.06.09 and not Previously Gazetted</p>
P 6	24 September 2009	<p><i>Environment Protection and Biodiversity Conservation Act 1999</i> Removal of a place from the Commonwealth Heritage List</p>
P 7	23 October 2009	<p><i>Environment Protection and Biodiversity Conservation Act 1999</i> Inclusion of a place in the National Heritage List: Cheetup Rock Shelter</p>

# 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 28/10/2009	Column 4 29/10/2009	Column 5 30/10/2009	Column 6 31/10/2009	Column 7 01/11/2009	Column 8 02/11/2009	Column 9 03/11/2009
Brazil	Real	1.5896	1.5867	1.5944	1.5854	1.5854	1.5854	1.5871
Canada	Dollar	0.9801	0.973	0.969	0.9764	0.9764	0.9764	0.9731
China, PR of	Yuan	6.2605	6.2317	6.1243	6.2436	6.2436	6.2436	6.1417
Denmark	Kroner	4.5903	4.5893	4.5384	4.5889	4.5889	4.5889	4.5448
European Union	Euro	0.6166	0.6165	0.6097	0.6165	0.6165	0.6165	0.6106
Fiji	Dollar	1.7328	1.7315	1.7122	1.7391	1.7391	1.7391	1.733
Hong Kong	Dollar	7.1102	7.0769	6.9553	7.0918	7.0918	7.0918	6.9762
India	Rupee	42.8121	42.9234	42.4532	42.8267	42.8267	42.8267	42.2284
Indonesia	Rupiah	8716	8730	8642	8756	8756	8756	8606
Israel	Shekel	3.3975	3.4011	3.3821	3.4234	3.4234	3.4234	3.3938
Japan	Yen	84.49	83.51	81.17	83.54	83.54	83.54	80.92
Korea, Republic of	Won	1085.31	1087.71	1071.64	1081.86	1081.86	1081.86	1066.77
Malaysia	Ringgit	3.1125	3.1143	3.0813	3.1246	3.1246	3.1246	3.0805
New Zealand	Dollar	1.2262	1.2308	1.2466	1.2497	1.2497	1.2497	1.2533
Norway	Kroner	5.1619	5.1627	5.1527	5.1583	5.1583	5.1583	5.1479
Pakistan	Rupee	76.29	76	74.85	76.37	76.37	76.37	75.3
Papua New Guinea	Kina	2.4369	2.4255	2.3838	2.4305	2.4305	2.4305	2.3909
Philippines	Peso	43.11	43.2	42.9	43.6	43.6	43.6	42.73
Singapore	Dollar	1.2825	1.2773	1.2593	1.2781	1.2781	1.2781	1.261
Solomon Islands	Dollar	7.3992	7.3645	7.2379	7.3798	7.3798	7.3798	7.2597
South Africa	Rand	6.9391	6.988	7.0207	7.0586	7.0586	7.0586	7.1201
Sri Lanka	Rupee	105.32	104.85	103.03	105.03	105.03	105.03	103.3
Sweden	Krona	6.2949	6.3671	6.3419	6.3755	6.3755	6.3755	6.3739
Switzerland	Franc	0.9338	0.9323	0.9207	0.9314	0.9314	0.9314	0.9213
Taiwan Province	Dollar	29.75	29.6	29.18	29.66	29.66	29.66	29.32
Thailand	Baht	30.63	30.51	30	30.56	30.56	30.56	30.07
United Kingdom	Pound	0.5618	0.558	0.5479	0.5526	0.5526	0.5526	0.5476
USA	Dollar	0.9175	0.9132	0.8975	0.9151	0.9151	0.9151	0.9002

Mark Collidge  
Delegate of the Chief Executive Officer of Customs  
Canberra ACT  
03/11/2009

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## Broadband, Communications and the Digital Economy

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### AUSTRALIAN COMMUNICATIONS AND MEDIA AUTHORITY

*Telecommunications Act 1997*

*Subsection 56(3)*

### NOTIFICATION OF GRANT OF CARRIER LICENCE

The Australian Communications and Media Authority gives notice under subsection 56(3) of the *Telecommunications Act 1997* ('the Act') that on 29 October 2009 a carrier licence was granted to Pactel International Pty. Ltd., ACN 105 681 589 under subsection 56(1) of the Act.

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**NOTICE OF APPLICATION FOR RENEWAL OF LICENCE UNDER SECTION  
90(2) OF THE *BROADCASTING SERVICES ACT 1992***

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

<b>Community Radio Licensees</b>	<b>SL No</b>	<b>Service Area</b>	<b>State</b>
Eden Community Radio Inc.	1150817	Eden RA1	NSW

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

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

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

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

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



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**Education, Employment and Workplace Relations**

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

Fair Work Australia  
Terrace Tower  
Level 8, 80 William Street  
EAST SYDNEY NSW 2011

**NOTICE OF APPLICATION FOR THE REGISTRATION OF AN ASSOCIATION OF EMPLOYERS**

(D2009/10007)

NOTICE is given that an application has been made under the *Fair Work (Registered Organisations) Act 2009* for the registration of an association called “Australian Security Industry Association Ltd” as an organisation of employers.

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 on “Gazette Notices”).

Alternatively, a copy of the application can be obtained on request from Fair Work Australia. Requests should be directed to David Vale, Fair Work Australia, Level 8, 80 William Street, East Sydney NSW 2011 (Fax: (02) 9380 6990 or E-mail: [sydney@fwa.gov.au](mailto:sydney@fwa.gov.au)).

The eligibility rules of the association are:

**“5.0 ELIGIBILITY FOR MEMBERSHIP****5.1 Members of the Association**

- 5.1.1 The business entities represented by the signatories to this Constitution and such other persons as the Board shall admit to Membership in accordance with this Constitution shall be members of the Association.

**5.2 Classes of Membership**

- 5.2.1 Membership in the Association shall be divided into and comprise at least four (4) classes as follows:

- (a) Corporate Membership – means those Companies, and enterprises, which primarily are engaged in the provision of security products or services to the community for reward and as such are involved in the Private Security Industry.
- (b) Associate Membership - means those Companies and enterprises, which primarily are not engaged in the provision of security products or services and/or if so engaged, do not do so to the community for reward.
- (c) Individual Membership - means those individual persons who are engaged or have an interest in the provision of security products or services to the community. Individual Membership is an information service only.
- (d) Affiliate Membership – means any company, enterprise or individual person whether in Australia or overseas not being eligible for Corporate, Associate or Individual Membership may apply for and may be awarded Affiliate Membership by the Board at its sole discretion.
- (e) Only Corporate Membership shall be entitled to:
  - A. Vote at general meetings of the Association;
  - B. Stand for any office or position within the Association;
  - C. Use the ASIAL logo; and
  - D. Be listed in any ASIAL Directory, whether print or electronic.



### 5.3 Corporate membership criteria

5.3.1 The minimum Corporate Membership entry criteria will be as outlined below:

- (a) Active continual operation within the private security industry for at least two (2) years;
- (b) During the period of operation to not have received adverse reports from any licensing or other government agency;
- (c) Submission to Association compliance inspection requirements;
- (d) Having nil outstanding legitimate consumer complaints;
- (e) Hold statutory approved current public liability insurance cover; and
- (f) Being free of any unresolved probity or licence issues.

The Membership application form shall stipulate the Membership criteria.

5.3.2 Provisional Corporate Membership applies as follows:

- (a) Companies and enterprises not meeting the minimum Corporate Membership criteria can be provisionally accepted into this class of Corporate Membership subject to their fulfilling the criteria within two (2) years of written acknowledgement by the Association of acceptance of their application.
- (b) At the conclusion of 12 months but before the expiry of the two-year period, Members are required to apply for full Corporate Membership. Failure to obtain full Corporate Membership within the two-year period of Provisional Corporate Membership will result in the Provisional Corporate Member's status being reviewed. At the sole discretion of the Board the Provisional Corporate Member status may be extended on such terms as decided by the Board.
- (c) Companies or enterprises which qualify to be placed in the Provisional Corporate Membership category shall be entitled to receive all services and general notices sent out by the Association to its Corporate Members and to attend and speak at general meetings of the Association and generally to participate in the activities of the Association.

5.3.3 Provisional Corporate Members however shall not be entitled to:

- (a) Vote at general meetings of the Association;
- (b) Stand for any office or position within the Association;
- (c) Use the ASIAL logo;
- (d) Be listed in any ASIAL Directory, whether print or electronic; and
- (e) Make reference either orally or in writing that their Membership status is more than Provisional."

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 with Fair Work Australia, marked to the attention of David Vale, a notice of objection accompanied by a written statement within thirty-five (35) days after the publication of this advertisement and by serving on the organisation, whose address for service is 41 Hume St, Crows Nest NSW 2065 within seven (7) days after the notice of objection has been lodged, copies of the notice of objection and written statement so lodged.

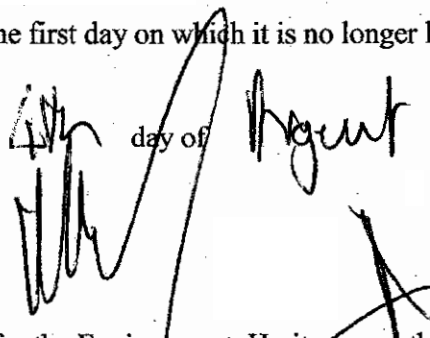
Tim Lee  
General Manager  
Fair Work Australia

**Environment, Water, Heritage and the Arts****COMMONWEALTH OF AUSTRALIA***Environment Protection and Biodiversity Conservation Act 1999***Amendment - List of Specimens taken to be Suitable for Live Import – s.303EB**

I, PETER ROBERT GARRETT, Minister for the Environment, Heritage and the Arts, pursuant to paragraph 303EC(1)(a) of the *Environment Protection and Biodiversity Conservation Act 1999*, make the following amendment to Part 1 of the list of specimens taken to be suitable for live import, established under s.303EB of the Act, under the heading Invertebrate Animals, Arthropods (Arthropoda), Class: Insecta in the appropriate alphabetical position:

<b><i>Taxon</i></b>	<b><i>Common Name</i></b>
<i>Diaeretus essigellae</i>	A Parasitoid Wasp

This change will take effect on the first day on which it is no longer liable to be disallowed.

Dated this  day of August 2009

Minister for the Environment, Heritage and the Arts

**COMMONWEALTH OF AUSTRALIA**

*Environment Protection and Biodiversity Conservation Act 1999*

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

I, PETER ROBERT GARRETT, Minister for the Environment, Heritage and the Arts, pursuant to paragraph 303EC(1)(a) of the *Environment Protection and Biodiversity Conservation Act 1999*, make the following amendment to Part 2 of the list of specimens taken to be suitable for live import, established under s.303EB of the Act, under the heading Invertebrate Animals, Arthropoda, Insecta (insects) in the appropriate alphabetical positions:

<i><b>Taxon</b></i>	<i><b>Common Name</b></i>	<i><b>Appendix</b></i>	<i><b>Conditions for Import</b></i>
<i>Hypolimnna bolina</i>	Common Eggfly Butterfly		For the purposes of Research only. Quarantine Approved Premise only. All specimens must be destroyed on completion of Research.

This change will take effect on the first day on which it is no longer liable to be disallowed.

Dated this 15<sup>th</sup> day of The 2009

Minister for the Environment, Heritage and the Arts


**COMMONWEALTH OF AUSTRALIA**  
**Environment Protection and Biodiversity Conservation Act 1999**  
**DECLARATION OF AN**  
**APPROVED WILDLIFE TRADE OPERATION**

I, David Atkinson, Acting Assistant Secretary, Wildlife Branch, as Delegate of the Minister for the Environment, Heritage and the Arts under the *Environment Protection and Biodiversity Conservation Act 1999*, am satisfied that an operation to harvest *Pycnosorus globosus* and *Calocephalus sonderi* flowers by Rich River Cut Flower Suppliers is a small-scale operation as defined by regulation 9A.20 under subsection 303FN(10). I declare under subsection 303FN(2) that the Rich River Cut Flower Suppliers operation is an Approved Wildlife Trade Operation.

This declaration has effect subject to the following conditions applied under S303FT:

1. Harvest is restricted to flower stems of *Pycnosorus globosus* and *Calocephalus sonderi* carried out by Rich River Cut Flower Suppliers of Torrumbarry, Victoria from private land in the Shire of Campaspe.
2. Harvesting operations are to be conducted in accordance with the harvest proposal submitted by Rich River Cut Flower Suppliers on 7 July 2009 and in accordance with any relevant state permits.
3. A maximum of 50% of *Pycnosorus globosus* at each harvesting site may be harvested in any one season provided at least 50 viable culms per 10m<sup>2</sup> is retained. Impact of harvest should be spread over the entire area at each site.
4. A maximum of 50% of *Calocephalus sonderi* at each harvesting site may be harvested in any one season provided at least 50 viable culms per 10m<sup>2</sup> is retained. Impact of harvest should be spread over the entire area at each site.
5. Permission to clear native vegetation must be granted by the Shire of Campaspe prior to conducting any harvests. Permission to harvest must also be obtained from private property owners prior to harvests.
6. Rich River Cut Flower Suppliers must maintain records on harvest quantities and domestic and export sales, submitting figures for the twelve month period ending 30 June to the Department of the Environment, Water, Heritage and the Arts by 31 July that year.
7. This declaration is valid for three years from the date of gazettal of this declaration.

Dated this 30 day of October 2009

  
David Atkinson

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

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Subject to the *Administrative Appeals Tribunal Act 1975*, a person or persons whose interests are affected by this declaration may, within 28 days, make an application in writing to the Department of the Environment, Water, Heritage and the Arts, for 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 or on behalf of the person or persons whose interests are affected, either within 28 days of receipt of the reasons for the decision, or within 28 days of this declaration if reasons for the decision are not sought. Further information may be obtained from:

Director, Wildlife Trade Assessments  
Department of the Environment, Water, Heritage and the Arts  
GPO Box 787  
CANBERRA ACT 2601  
Telephone: (02) 6274 2880 Facsimile: (02) 6274 1921



**THE WATER EFFICIENCY LABELLING AND STANDARDS REGULATOR**

**NOTICE UNDER SUBSECTION 28(1) OF THE WATER EFFICIENCY LABELLING AND STANDARDS ACT 2005**

I, Lyn Chapman, Director, Water Efficiency Labelling and Standards (WELS) Section, 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
RBA GROUP	Tap only	Family Name: Docol/RBA Docol Matic RBA 1083	R001941
VEGAS	Showers	Family Name: Vegas Euro Pack Euro Pack/SK-001	R001942
BMC	Clothes Washing Machine	Family Name: BTWM501 BTWM501	R001943
DUNNINGS	Flow Controllers	Family Name: Dunning's 4 Star M265	R001944
FORENO	Showers	Addition to Family Name: Foreno 3 Star Shower LTS9	R000866G
C & C INTERNATIONAL P/L	Showers	Family Name: Hand Showers 1 D128c/HSA128, D222c, D999c/HSS999, D129c/HSA129, D929c, D996c, D648, D908c, D226c, D998c	R001945
IMPEX	Tap only	Addition to Family Name: Senwise IMT-3020P	R001881A

A handwritten signature in black ink, appearing to read 'L Chapman'.

Delegate of the Water Efficiency Labelling and Standards Regulator  
11 November 2009

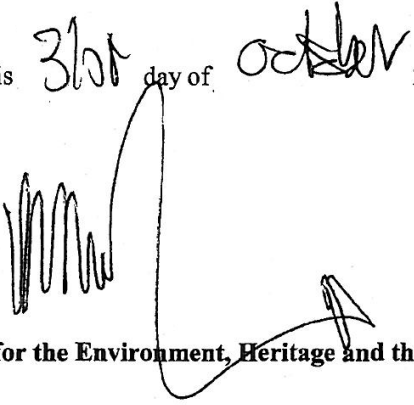
**COMMONWEALTH OF AUSTRALIA**  
**Environment Protection and Biodiversity Conservation Act 1999**  
**DECLARATION OF AN**  
**APPROVED WILDLIFE TRADE OPERATION**

I, PETER ROBERT GARRETT, Minister for the Environment, Heritage and the Arts, having considered public comments as required by Section 303FR of the *Environment Protection and Biodiversity Conservation Act 1999*, am satisfied that an operation to harvest and export Bennett's wallaby (*Macropus rufogriseus rufogriseus*) skins by Lenah Game Meats Pty Ltd is a small-scale operation as defined by Regulation 9A.20 under Section 303FN(10) of the *Environment Protection and Biodiversity Conservation Act 1999*. I declare under subsection 303FN(2) that Lenah Game Meats' operation is an Approved Wildlife Trade Operation.

Unless amended or revoked, this declaration has effect subject to the following conditions applied under S303FT:

1. The operation must be carried out in accordance with the proposal submitted by Lenah Game Meats Pty Ltd on 17 August 2009, in consultation with the Tasmanian Department of Primary Industries, Parks, Water and the Environment.
2. This declaration is valid for the period 1 November 2009 until 31 October 2012 or until a state-wide management plan for Bennett's wallabies is developed by DPIPW, whichever is earlier.

Dated this 31st day of October 2009

  
Minister for the Environment, Heritage and the Arts



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
2009/5081	Warkworth Mining Limited/Mining/Upper Hunter Valley/NSW/Warkworth Mine Extension	<ul style="list-style-type: none"> <li>Listed threatened species and communities (sections 18 &amp; 18A)</li> <li>Listed migratory species (sections 20 &amp; 20A)</li> </ul>	20-Oct-2009
2009/5107	Iron Ore Holdings Pty Ltd/Mining/90km NW of Newman and 140km E of Tom Price/WA/Phil's Creek Iron Ore Project	<ul style="list-style-type: none"> <li>Listed threatened species and communities (sections 18 &amp; 18A)</li> </ul>	28-Oct-2009
2009/5109	Peter Lloyd Heywood/Residential development/Lot 4, RP747499, Tully-Mission Beach Rd, Wongaling Beach/QLD/Six allotment subdivision and associated infrastructure	<ul style="list-style-type: none"> <li>World Heritage properties (sections 12 &amp; 15A)</li> <li>National Heritage places (sections 15B &amp; 15C)</li> <li>Listed threatened species and communities (sections 18 &amp; 18A)</li> </ul>	28-Oct-2009
2009/4917	Clarence City Council/Agriculture and forestry/414 Back Tea Tree Road near Brighton/TAS/Duckhole Rivulet Dam	<ul style="list-style-type: none"> <li>Listed threatened species and communities (sections 18 &amp; 18A)</li> </ul>	30-Oct-2009
2009/5032	Tiwest Pty Ltd/Mining/25km southeast of Dongara/WA/Tiwest Dongara Project, mineral sands mining and concentrating operation, 25km southeast of Dongara, WA	<ul style="list-style-type: none"> <li>Listed threatened species and communities (sections 18 &amp; 18A)</li> </ul>	04-Nov-2009

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

Reference	Title	Date
2009/5098	Melbourne Water/Transport - water/Cardinia Reservoir Park/VIC/Construction of Cardinia Reservoir integration works and associated infrastructure, Cardinia Reservoir Park, VIC	21-Oct-2009
2009/5096*	Laurence J Murphy/Residential development/Oak Valley/QLD/Construct residence and access road on Lot 5 on SP189975 Chisholm Trail	26-Oct-2009
2009/5101	WA Limestone/Mining/Dawesville/WA/Earthworks and Excavation of Lots 2, 13 & 22 Old Coast Road	26-Oct-2009
2009/5102*	Attorney General's Department/Telecommunications/Kingston and Arthurs Vale/Norfolk Island/Relocation of Server and Cabling for IT Equipment	27-Oct-2009
2009/5104*	Reliance Industries Limited/Exploration (mineral, oil and gas - marine)/Bonaparte Basin, 295km SE of Wyndham, 335km E Darwin/Commonwealth Marine/2D and 3D Seismic Survey WA-405-P	27-Oct-2009
2009/5105*	Western Power Corporation/Energy generation and supply (non-renewable)/Pinjar to Eneabba/WA/Transmission Line Rebuild and Extension	28-Oct-2009
2009/5106	VicRoads/Transport - land/Dalmore/VIC/Replacement of Four Bridges on Manks Road	28-Oct-2009
2009/4830*	Gold Estates Holdings Pty Ltd/Residential development/Lot 4, 560 Bussell Highway, Broadwater, Shire of Busselton/WA/25 Lot Residential Subdivision	30-Oct-2009
2009/4767*	Australand Holdings Ltd/Residential development/Lot 9 Abernethy Road, Byford, 32km south-east of Perth/WA/Residential Subdivision on Abernethy Road, Byford	03-Nov-2009
2009/5028*	City of Wanneroo/Commercial development/Neerabup/WA/Subdivision Lot 4 Flynn Drive and earthworks for industrial development, 240 Flynn Drive	04-Nov-2009

\* Actions which are not controlled actions provided they are undertaken in a particular manner. Further information on provision and manner specified is available from [www.environment.gov.au/epbc/notices](http://www.environment.gov.au/epbc/notices)

ASSESSMENT APPROACH (*EPBC Act s.87*)

Reference	Title	Assessment Approach	Date
2009/5081	Warkworth Mining Limited/Mining/Upper Hunter Valley/NSW/Warkworth Mine Extension	Accredited assessment	20-Oct-2009
2009/5107	Iron Ore Holdings Pty Ltd/Mining/90km NW of Newman and 140km E of Tom Price/WA/Phil's Creek Iron Ore Project	Preliminary documentation	28-Oct-2009
2009/5109	Peter Lloyd Heywood/Residential development/Lot 4, RP747499, Tully-Mission Beach Rd, Wongaling Beach/QLD/Six allotment subdivision and associated infrastructure	Preliminary documentation	28-Oct-2009
2009/4917	Clarence City Council/Agriculture and forestry/414 Back Tea Tree Road near Brighton/TAS/Duckhole Rivulet Dam	Preliminary documentation	30-Oct-2009

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

Reference	Title	Approval Decision	Date
2008/4635	ND Jackman Pty Ltd/Natural resources management/St Helens Point Road, Stieglitz/TAS/Land rehabilitation following clearing	Approved with conditions	30-Apr-2009
2004/1680	Waterhaven Developments Pty Ltd/Urban and commercial new development/Point Cook/VIC/Waterhaven Estate I and II residential development (stages 5, 6 and final), Point Cook, Vic	Approved with conditions	21-Oct-2009
2008/3943	MiCorp Property/Residential development/Lot1 RP713212, Boyett Road, Mission Beach/QLD/24 Lot Residential Subdivision	Approved with conditions	26-Oct-2009
2006/3017	Karara Management Services Pty Ltd/Mining/Shire of Morawa/WA/Karara Magnetite Project	Approved with conditions	29-Oct-2009



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

Reference	Title	Reconsideration Decision	Date
2007/3676	Boral limited/Commercial development/Crib Point/VIC/Bitumen Storage Facility	Decision confirmed on original NCA-PM	21-Oct-2009

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

Reference	Title	Date
2005/2153	Joan Busby/Urban and commercial new development/Busselton/WA/Dawson Beach Estate Stage 2	28-Oct-2009

LAPSED PROPOSALS (*EPBC Act* s.155)

Reference	Title	Date
2006/2941	Bondkirk Pty Ltd/Urban and commercial new development/South Mission Beach/QLD/Horizon Resort residential development	28-Oct-2009

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

**DEPARTMENT OF THE ENVIRONMENT, WATER, HERITAGE AND THE ARTS**  
Environment Protection and Biodiversity Conservation Act 1999

## Notification under Section 309(1) – Relating to entering into Conservation Agreements

Peter Garrett, Minister for the Environment, Heritage and the Arts, entered into a Conservation Agreement under section 305 of the Environment Protection and Biodiversity Conservation Act 1999, on behalf of the Commonwealth, with the State of NSW on 9 September 2009. The agreement is in relation to the development of the Edmondson Park Precinct. The State of NSW agrees to implement a Biodiversity Conservation Plan that will include the establishment of a Regional Park, sympathetic management of open space that contains Cumberland Plain Woodland and an offset package.

A copy of the agreement is available free of charge from the Department of the Environment, Water, Heritage and the Arts by telephoning (02) 6274 1111, writing to: Approvals and Wildlife Division, Department of The Environment, Water, Heritage and the Arts, GPO Box 787, CANBERRA ACT 2601 or from the web:

<http://www.environment.gov.au/epbc/about/conservation-agreements.html>

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## Finance and Deregulation

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Linking Australian Government Services

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# **CENTRELINK PROGRAM PROTOCOL**

***MATCHING STATE GOVERNMENT HELD LAND TITLES DATA***

Prepared by  
VERIFICATION COORDINATION TEAM  
FRAUD & INTELLIGENCE BRANCH  
BUSINESS INTEGRITY DIVISION  
CENTRELINK

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## 1 THE PROGRAM PROTOCOL

### 1.1 Overview

The *Use of Data Matching in Commonwealth Administration Guidelines* issued by the Privacy Commissioner specify that a program protocol be prepared by agencies undertaking certain data matching programs. These guidelines are voluntary and Centrelink has agreed to comply with the guidelines.

### 1.2 Purpose of the Program Protocol

- v provide an overview and the objectives of the program;
- v identify the matching and source agencies and other agencies which will use the results of the program;
- v provide a description of the data to be provided, the methods used to ensure its quality for use in the program, the matching process, the output produced and the destination of the results of the program;
- v identify what action, administrative or otherwise, may be taken as a result of the program;
- v identify time limits applying to the conduct of the program;
- v identify what form of notice has been given, or is intended to be given, to individuals whose privacy is affected by the program;
- v set out the program's relationship to the agencies' lawful functions and activities and the legal authority for the uses and disclosures of personal information involved in the program;
- v document alternative measures to data matching which were considered, and the reasons why they were rejected;
- v provide information about any pilot testing of the program; and
- v provide a statement of the costs and benefits of the program.

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## **2 DESCRIPTION OF THE PROGRAM**

As part of an increased focus on the detection of customers failing to declare assets, an initiative has been introduced to match Centrelink customers with State Government property ownership records to detect persons who, while receiving payments administered by Centrelink, have failed to declare ownership of real estate assets. Real estate assets data matching will also deter others tempted to seek payments to which they have no entitlement.

Cases are identified for review where the State Government land titles information indicates the customer has a real estate asset that is unknown to Centrelink.

Identified cases are forwarded to specialist teams in Adelaide and Brisbane for review.

The review will include giving the Centrelink customer concerned the opportunity to consider and comment on the information derived from the matching process (see section 3.4). Depending on the result of the review, further action may be taken including a downward variation of payment, cancellation of payment, raising an overpayment and, in some circumstances, prosecution.

## **3 OBJECTIVES OF THE PROGRAM**

The objectives of the real estate asset matching program are to:

- v achieve savings in program outlays by identifying customers, partners of customers with undisclosed real estate assets;
- v deter customers tempted to fail to disclose assets;
- v promote voluntary compliance through the public knowledge of the program; and
- v recover any moneys that may have been overpaid to those customers.

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### 3.1 Agencies involved

Centrelink is the matching agency and is the source agency for the customer database.

The following State Government organisations are source agencies:

- Australian Capital Territory: ACT Revenue Office
- New South Wales: NSW Land & Property Management Authority
- Queensland: Department of Natural Resources and Water
- South Australia: Department of Treasury and Finance
- Tasmania: Department of Primary Industries & Water
- Victoria : Department of Sustainability and Environment
- Western Australia: Office of State Revenue
- Northern Territory: Registrar General

The data provided by each State authority will include:

- Owner names
- Owner residential address
- Property address
- Property details

This initiative does not require the relevant State Authority to seek any further data from its clients in order that the data can be matched against Centrelink customer information.

Centrelink is the only agency that uses the output of the program.

### 3.2 Relationship to Centrelink functions

The Government established Centrelink in 1997 to link the service delivery functions of government departments and agencies and enhance the delivery of those services.

Centrelink delivers Commonwealth services subject to Business Partnership Agreements made with client departments. These departments include the Department of Families, Housing Community Services and Indigenous Affairs (FaHCSIA) and the Department of Education, Employment and Workplace Relations (DEEWR).

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As a part of this service delivery, Centrelink maintains a strong focus on the detection of non-compliant customers and undertakes fraud and compliance activities to ensure payment integrity is maintained.



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### **3.3 The matching process**

This data-match identifies customers who are at risk of not disclosing real estate assets to Centrelink.

Centrelink administers and assesses payments based on the combined income and assets for a single person or a couple (if applicable).

When a person who is not a Centrelink customer has an interest in a real estate property, and they have a partner who is a Centrelink customer, a review is generated for the partner.

Where a Centrelink customer is matched and they have a partner who is also a Centrelink customer, a review will be generated for both the customer and partner records. The partner review will allow the capture of any consequential outcomes from updating the customer's record as the combined income and assets will apply to both persons.

Where both the customer and the partner have been matched as having undeclared or incorrectly declared properties a review is created for both persons without the need to create partner reviews.

### **3.4 Action resulting from the program**

At the completion of the matching, selected customers are loaded into Centrelink's Integrated Review System for release to the appropriate specialist team, in either Adelaide or Maroochydore, for review.

On commencement of the review, the current status of the customer is checked on the Centrelink payment system to ensure that the match is valid and the identified property is not the customer's principle home and has not previously been declared to Centrelink. The customer is then contacted by letter to advise that information has been received indicating they may have an interest in a real estate asset that does not appear on Centrelink's records. The customer is provided with details of the property in question and is given a period of at least 21 days to consider and comment on the information. Customers are advised that their payments may be suspended or cancelled if they do not respond.

The customer has the opportunity to respond to the information before any action is taken to confirm the information with third parties. Centrelink will not interrupt payments until the information has been checked with the customer. Should the customer not respond to Centrelink's query within the designated timeframe then the payment may be suspended or cancelled.

Asset and income details provided by the customer may then be checked with the Australian Valuation Office (AVO), the State Land Titles Office, the Australian Taxation Office (ATO) and the Australian Securities and Investments Commission (ASIC).

Depending on the result of the review, further action may be taken, including downward variation of payment, cancellation of payment, raising a debt and, in more serious cases, prosecution.

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### 3.5 Time limits applying to the conduct of the program

Data is destroyed in accordance with the Privacy Commissioner's guidelines on *The Use of Data matching in Commonwealth Administration*. Data deemed unsuitable for matching is destroyed within 30 days of receipt. LTO data used in the matching run but not matched is destroyed within 90 days after the matching process has been conducted; and all remaining LTO data is destroyed within 12 months.

The data-match is expected to be undertaken 4 times a year as aligned with Centrelink release cycles.

Data obtained under Section 195 of the *Social Security (Administration) Act 1999* has legislated timeframes applying to the destruction of data as follows:

*195.(4) Within 13 weeks after information is given in response to a requirement under [subsection \(1\)](#), the Secretary must decide which (if any) of the information is, or is likely to be, relevant to a matter referred to in [subsection \(1\)](#).*

*195.(5) If the Secretary decides, within the 13 week period, that some or all of the information given in response to the requirement is not, or is not likely to be, relevant to a matter referred to in [subsection \(1\)](#), the Secretary must ensure that any record of the irrelevant information is destroyed.*

*195.(6) If the Secretary has not made a decision under [subsection \(4\)](#) at the end of the 13 week period, the Secretary must ensure that any record of all or any part of the information is destroyed.*

### 3.6 Social considerations

There are three key social issues associated with this initiative:

- v the desire of the community to ensure welfare payments are directed to those truly in need;
- v the desire to ensure that fraud and misrepresentation is minimised; and
- v a concern that an individual's right to privacy should be protected.

Aligned with these considerations is strong concern in the community that the welfare system should direct available resources to those most in need of assistance. This program helps to achieve this in two ways:

- v by strengthening controls on Centrelink payments it reduces the outlay from Commonwealth programs, thereby enabling the Government to redirect those resources to other priorities; and
- v the existence of effective controls on payment systems soon becomes evident to the community and, as individuals realise there is a high probability of incorrect payments being detected, there is a corresponding increase in voluntary compliance.

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## **4 DATA ISSUES**

### **4.1 Data quality**

Centrelink, as the matching agency, verifies the integrity of the data received from each State Authority for such things as correct address format and that data is present in required fields.

### **4.2 Data integrity**

Centrelink try to maintain the highest level of integrity possible. Measures taken to maintain integrity levels include designing systems that will not accept records which are incomplete, and identifying and correcting records which have data items that are inadequate or corrupt.

### **4.3 Security**

Centrelink staff are subject to existing security controls and the confidentiality provisions of the *Social Security (Administration) Act 1999*. Access to the computing centre is strictly controlled and entry properly authorised. The Centrelink security system provides protection and control of dataset access and system entry and program integrity. Security features include logon identification codes, passwords and security groupings to ensure that access to information is on a needs only basis.

An individual arrangement is made with each State authority on the transmission method of computer cartridges containing the property ownership data prior to obtaining the data. This may be via registered courier or by personal collection by senior Centrelink staff delegated to receive this information. Appropriate data destruction practices are in place (see section 3.5). Existing security arrangements in Centrelink automatically log user access to data files.

Statistics can be produced on the number of records read, number of records matched, number of records unmatched and number of records written. A printed record of these statistics will be held on the paper file.

Audit trails that enable verification of the processing of the data are also in place.

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## 5 PUBLIC NOTICE OF THE PROGRAM

A notice announcing the commencement of the matching program will be published in the *Commonwealth of Australia Government Gazette* upon program approval.

## 6 REASONS FOR DECIDING TO CONDUCT THE PROGRAM

### 6.1 Legal authority

The program is related to Centrelink's lawful function of limiting payments to customers eligible under relevant legislation. The *Social Security (Administration) Act 1999* provides that customers are required to disclose their assets and income (and, where relevant, their partner's assets and income).

Section 195 of the *Social Security (Administration) Act 1999* empowers the Secretary (or his or her delegate) to issue a notice requiring the provision of information about a class of persons whether or not those persons can be identified as being social security recipients (s195(3)).

Section 197 of the *Social Security (Administration) Act 1999* states that it is an offence to refuse or fail to comply with a requirement to give information.

Section 198 of the *Social Security (Administration) Act 1999* provides that no State or Territory law operates to prevent the provision of information as required for the purposes of social security law.

This provision means that the disclosures involved are authorised by law under Information Privacy Principle 11 in s. 14 of the *Privacy Act 1988* where the agency is covered by the Act. This provides that an agency in control of personal information shall not disclose it unless one of a number of exceptions (including that the disclosure is required or authorised by law) applies.

State agencies, apart from the ACT, are subject to individual state privacy legislation and are not subject to the Commonwealth Privacy Act 1988 – see below.

Northern Territory - [Information Act 2002](#)

New South Wales - [Privacy and Personal Information Protection Act 1998](#)

QLD – Information Privacy Act 2009

South Australia - has issued an administrative instruction requiring its government agencies to generally comply with a set of [Information Privacy Principles](#) and has established a [privacy committee](#).

TAS – Personal information and Protection Act 2004

VIC – Information Privacy Act 2000

WA – Information Privacy Bill 2007

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In the majority of instances the various State authorities have chosen to disclose information pursuant to state based legislative discretion. While Centrelink has the legal authority to coerce, this action is largely unnecessary

## **7 ALTERNATIVE METHODS**

There is no alternative single source of information available in relation to property ownership.

Information held by the ATO regarding investment properties and related income is currently matched with Centrelink customer records. This program detects investment properties where a tax return provides that information.

However, not all real estate assets generate income for which a tax return is necessary and a significant number of FaHCSIA assets tested customers do not lodge tax returns.

Most investment properties are not covered by any regulatory authority nor do they have any detailed information collected about them.

Currently undeclared real estate assets are identified via community tip-offs, random sample reviews or by the undertaking of local initiatives on an ad hoc basis.

While these arrangements provide a limited measure of control over the issue of undisclosed real estate assets, they are incomplete and can be circumvented.

Without the use of data matching it would not be possible to detect an undeclared real estate asset.

## **8 PROGRAM BACKGROUND INFORMATION**

A FaHCSIA measure was announced in the May 2006 Budget to improve the assessment of real estate assets. A key part of this project was the identification of previously undeclared real estate assets held by Centrelink customers.

Information was obtained from the following State authorities:

Queensland Government - Department of Natural Resources and Water ;

South Australian Department of Treasury and Finance;

Tasmanian Department of Primary Industries & Water; and

Western Australian Office of State Revenue.

Reviews were released to the specialist teams in Adelaide and Maroochydore from January 2008. Reviews were completed in accordance with standard Centrelink review procedures.

During 2007-08, 1582 reviews were completed. As a result Centrelink raised \$70,949 in net debt and saved \$21887 per fortnight in program outlays.

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During 2008-09, 1978 reviews were completed. As a result Centrelink raised \$729,861 in net debt and saved \$38,545 per fortnight in program outlays.

The project has demonstrated that there is a significant issue with Centrelink customers correctly notifying their involvement in an investment property and that this involvement was not detected by current control measures.

## 9 COSTS AND BENEFITS

For example, the anticipated cost/benefit ratio for Data Matching with NSW alone during 2009-10 has been calculated based on the following estimates:

Total Selections	20,000
Number of Cancellations	200
Number of Rate Reductions	6000
Reduction in fortnightly outlays	\$385,000
Anticipated Debts for 2009-10	\$7,330,000
Total of Annualized Savings for 2009-10 based on 26 x fortnightly outlays savings data	\$17,340,000
Cost of reviews	\$3,250,000
Cost/Benefit ratio	1 : 5.3354

This data is based on outcomes demonstrated in 2008-09 and the expected review numbers as indicated by initial analysis of data by Business Integrity & Workflow Systems Branch, Data Matching Section.



## REGISTER OF POLITICAL PARTIES

### ***Notice of change to the Register of Political Parties***

On 30 October 2006, as delegate of the Australian Electoral Commission and pursuant to the provisions of Part XI of the *Commonwealth Electoral Act 1918*, I approved an application from the Australian Democrats to replace its registered officer in the Register of Political Parties with the following person:

**John Charles Bell**  
**16 McLarty Court**  
**KAMBAH ACT 2902**

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



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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*****CANCELLATION OF ENTRIES  
FROM THE AUSTRALIAN REGISTER OF THERAPEUTIC GOODS**

I, Larry Kelly, delegate of the Secretary to the Department of Health and Ageing for the purposes of section 41GP of the *Therapeutic Goods Act 1989* (the Act), hereby publish details of the following entry that has been cancelled from the Australian Register of Therapeutic Goods under subsection 41GN(1) of the Act.

Sponsor: Marco Soldatic Enterprises

ARTG name of goods: Hemcon dressings

ARTG numbers: 156713, 156800, 156841, 156842, 156843

Date cancelled: 22 October 2009

Reason: The Secretary is satisfied that the certification, or part of a certification, under Section 41FD of the Act in relation to the application for inclusion of ARTG numbers 156713, 156800, 156841, 156842, 156843, in the Register are incorrect or are no longer correct in a material particular.

(signed by)

Dr Larry Kelly

Delegate of the Secretary to the Department of Health and Ageing

22 October 2009



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

***THERAPEUTIC GOODS ACT 1989***

**CANCELLATION OF ENTRIES  
FROM THE AUSTRALIAN REGISTER OF THERAPEUTIC GOODS**

I, Larry Kelly, delegate of the Secretary to the Department of Health and Ageing for the purposes of section 41GP of the *Therapeutic Goods Act 1989* (the Act), hereby publish details of the following entry that has been cancelled from the Australian Register of Therapeutic Goods under subsection 41GN(1) of the Act.

Sponsor: Marco Soldatic Enterprises Pty Ltd

ARTG name of goods: band aid

ARTG number: 156844

Date cancelled: 22 October 2009

Reason: The Secretary is satisfied that the certification, or part of a certification, under Section 41FD of the Act in relation to the application for inclusion of ARTG number 156844, in the Register is incorrect or is no longer correct in a material particular.

(signed by)

Dr Larry Kelly  
Delegate of the Secretary to the Department of Health and Ageing

22 October 2009

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

No: 6942

*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 03/11/2009 to 02/02/2010

**Details about ship**

Name of ship: APL COLOMBIA  
IMO No. of ship: 9252242

Port of registry: HONG KONG  
Name of Owner: HLL PACIFIC

**Name of ports for which permit issued**

From Fremantle to Sydney, Melbourne and Adelaide. From Sydney to Melbourne, Adelaide and Fremantle. From Melbourne to Adelaide and Fremantle. From Adelaide to Fremantle.

**Permit conditions**

1. That the Department is notified, within 14 days after every sailing, of the date of the voyage and the cargo carried by the ship.
2. This permit is issued on condition that the ship named in the permit leaves Australia and travels to a port outside Australia at least once in any three (3) month period.
3. General Cargo; may only be carried.
4. The cargo may only be carried from the ports outlined in the section 'Name of ports for which permit issued'.
5. If there is a change in schedule the Department must be advised before the vessel sails.
6. This permit is issued on condition that the ship named in the permit complies with all the standards of safety and marine environment protection of international conventions and agreements to which Australia is party.
7. This permit must be produced to Customs for clearance at each port of loading or discharge, prior to taking on board or discharging any cargo or passengers carried under permit.
8. This permit is subject to the condition that coastal cargo is carried by the permit holder only if:
  - (a) there is no licensed ship available for that carriage; or
  - (b) the service offered by an available licensed ship is, in the opinion of the Minister or the Minister's delegate, not adequate for the proposed carriage; and in the opinion of the Minister's delegate, it is in the public interest for the permit holder to carry the coastal cargo.
9. The permit holder must check the availability of relevant licensed vessels on routes serviced by licensed operators with those operators before accepting coastal cargo for those routes, and before each sailing must send to the Department documentary evidence that it has done so.  
Contact details of relevant licensed operators are available on request from the Department.

Signature of delegate:

Date: 29 October, 2009



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

No: 6977

*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 02/11/2009 to 31/01/2010

**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**

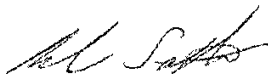
From Melbourne to Sydney and Brisbane. From Sydney to Brisbane.

**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: 2 November, 2009



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

No: 6980

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

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

This permit remains in force from 29/11/2009 to 27/02/2010

**Details about ship**

Name of ship: ANL WANGARATTA  
IMO No. of ship: 9334167

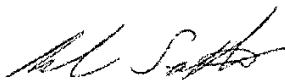
Port of registry: HULL  
Name of Owner: CMA SHIPS UK LTD

**Name of ports for which permit issued**

From Melbourne to Sydney and 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:** 2 November, 2009

s28/2009030



**Australian Government**

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

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

### **NOTICE OF REVOCATION/DECLARATION OF SECURITY CONTROLLED AIRPORT AND AIRSIDE AREA – COCOS (KEELING) ISLAND AIRPORT**

---

I, **GEORGE RYAN BRENNAN**, General Manager, Transport Security Operations,  
Office of Transport Security, delegate of the Secretary of the Department:

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

**DECLARE** that Cocos (Keeling) Island Airport is a security controlled airport under section 28 of the Act.

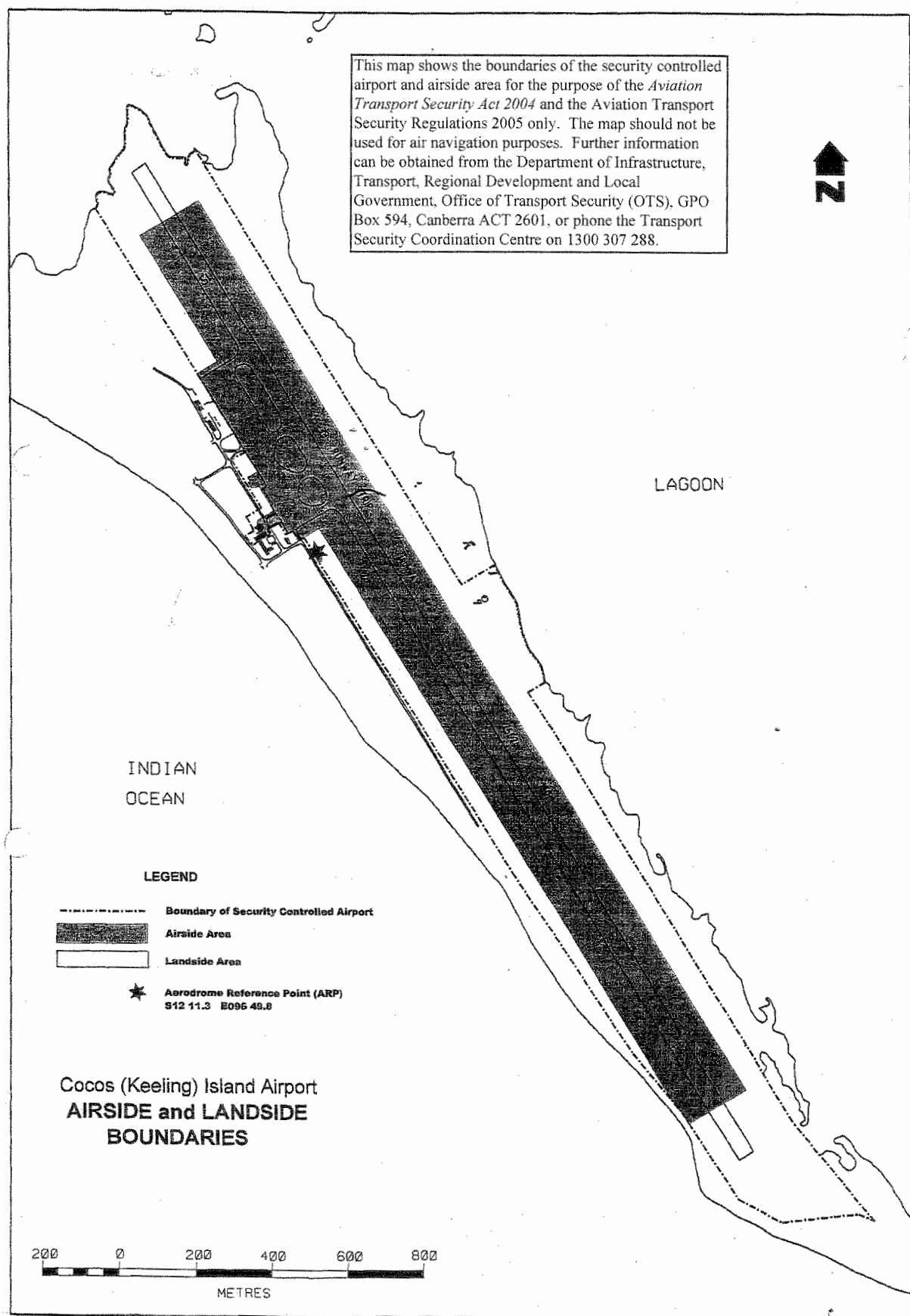
In accordance with section 29 of the Act, this Notice **ESTABLISHES** an airside area for Cocos (Keeling) Island Airport being that area indicated as the airside area on the attached map.

This Notice commences upon Gazettal.

Date: 30 September 2009

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

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





s28/2009031



**Australian Government**

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

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

### **NOTICE OF REVOCATION/DECLARATION OF SECURITY CONTROLLED AIRPORT AND AIRSIDE AREA – CHRISTMAS ISLAND AIRPORT**

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I, **GEORGE RYAN BRENAN**, General Manager, Transport Security Operations,  
Office of Transport Security, delegate of the Secretary of the Department:

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

**DECLARE** that Christmas Island Airport is a security controlled airport under section 28 of the Act.

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

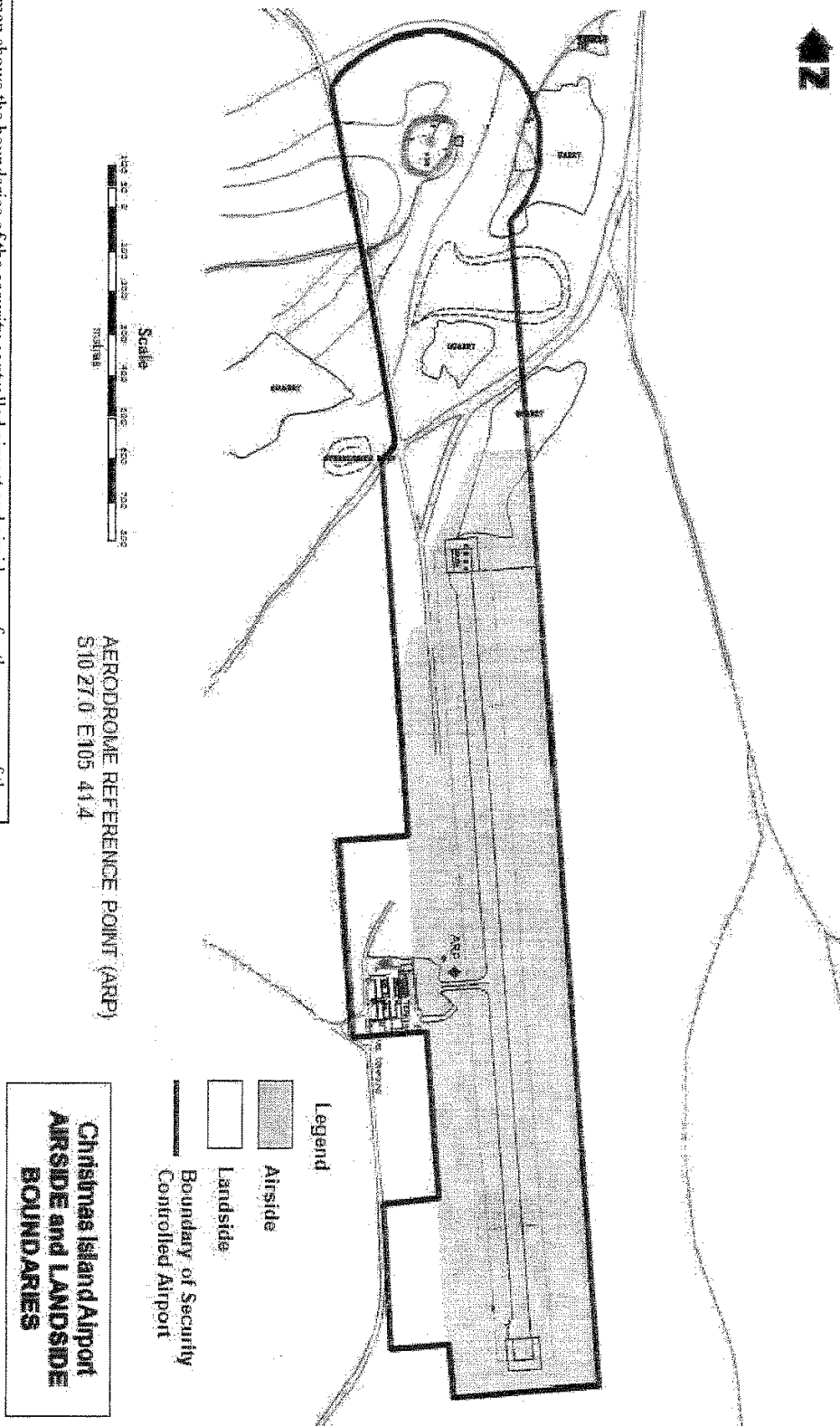
This Notice commences upon Gazettal.

Date: 30 September 2009

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

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

This map shows the boundaries of the security controlled airport and airside area for the purpose of the *Aviation Transport Security Act 2004* and the *Aviation Transport Security Regulations 2005* only. The map should not be used for air navigation purposes. Further information can be obtained from the Department of Infrastructure, Transport, Regional Development and Local Government, Office of Transport Security (OTS), GPO Box 594, Canberra ACT 2601, or phone the Transport Security Coordination Centre on 1300 307 288.



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## Treasury

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

## DISQUALIFICATION ORDER

To: Mr John Buff

I, Marina Dolevski, a delegate of the Commissioner of Taxation, give you notice under subsection 131(3) of the *Superannuation Industry Supervision Act 1993* (SISA), that I hereby disqualify you from being an approved auditor of a regulated superannuation entity in accordance with subsection 131(1) of the SISA.

I am satisfied that:

1. you have failed to carry out or perform adequately and properly:
  - (a) the duties of an approved auditor under SISA or the Superannuation Industry (Supervision) Regulations 1994 (SISR);
  - (b) the duties an approved auditor is required to carry out or perform under any other Australian law;
  - (c) any functions an approved auditor is entitled to perform in relation to the SISA, SISR or the *Financial Sector (Collection of Data) Act 2001*; or
2. you are otherwise not a fit and proper person to be an approved auditor for the purposes of the SISA.

The disqualification order takes effect on 13 November 2009.

Dated: 5 November 2009

Marina Dolevski  
ASSISTANT COMMISSIONER OF TAXATION

[NOTE 1: In accordance with subsection 131(4) of the SISA, particulars of this disqualification order will be published in the Commonwealth of Australia *Gazette*.

NOTE 2: In accordance with subsection 131(5) of the SISA, the Commissioner may revoke this disqualification order on his own initiative or on written application made by you.

NOTE 3: In accordance with section 344 of the SISA, if you are a person who is affected by this decision and you are dissatisfied with it, you may request the Commissioner to reconsider this decision. Such a request must be made in writing within 21 days after the day on which you received notice of the decision and must also set out the reasons for making the request. If you are dissatisfied with the reconsidered decision, under subsection 344(8) of the SISA and the *Administrative Appeals Tribunal Act 1975*, you may make an application to the Administrative Appeals Tribunal for review of the reconsidered decision.

**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>.

<b>NOTICE OF RULINGS</b>		
<b>Ruling Number</b>	<b>Subject</b>	<b>Brief Description</b>
<b>CR 2009/63</b>	Income tax: proposed return of capital: Forrestfield & Districts Community Financial Services Limited	This Ruling applies to the ordinary shareholders of Forrestfield & Districts Community Financial Services Limited (Forrestfield) who are registered on the Forrestfield share register on the Record Date and hold their Forrestfield shares on capital account. This Ruling applies from 1 July 2009 to 30 June 2010.



## Revocation of Authority to carry on banking business

### *Banking Act 1959*

---

SINCE

- A. on 12 August 2009 GMH (Employees) Q.W.L. Credit Co-Operative Limited ABN 80 087 651 483 (the ADI) applied in writing to APRA under subsection 9A(1) of the *Banking Act 1959* (the Act), to revoke its authority to carry on banking business in Australia (the Authority); and
- B. I am satisfied that revocation of the Authority:
- (i) would not be contrary to the national interest; and
  - (ii) would not be contrary to the interests of the depositors of the ADI;

I, Stephen Edward Glenfield, a delegate of APRA, under subsection 9A(1) of the Act, REVOKE the Authority.

Dated 5 November 2009

[Signed]

Stephen Edward Glenfield  
Acting Executive General Manager  
Specialised Institutions Division

### Interpretation

Document ID: 176048

In this Notice

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

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

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

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

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



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

*Financial Sector (Shareholdings) Act 1998*

---

TO: New England Credit Union Ltd ABN 21 087 650 360 (the applicant)

SINCE

- A. the applicant and Hunter Mutual Limited ABN 33 087 650 851 (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 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 4 November 2009

[Signed]

Stephen Glenfield  
Acting Executive General Manager  
Specialised Institutions Division



## Interpretation

Document ID: 174518

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.



## Consent to disposal of business of an authorised deposit-taking institution

### *Banking Act 1959*

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TO: Hunter Mutual Limited ABN 33 087 650 851 (Hunter Mutual)

SINCE:

- A. Hunter Mutual is an ADI within the meaning of the *Banking Act 1959* (the Act);
- B. Hunter Mutual proposes to enter into an arrangement for disposal of its business to New England Credit Union Ltd ABN 21 087 650 360 (NECU); and
- C. I have taken into account the national interest,

I, Stephen Glenfield, a delegate of the Treasurer, under subsection 63(1) of the Act, CONSENT to Hunter Mutual entering into the arrangement for disposal of its business to NECU.

Dated 4 November 2009

[Signed]

Stephen Glenfield  
Acting Executive General Manager  
Specialised Institutions Division

### Interpretation

In this Notice

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

*Note* Under subsection 63(1AA) of the Act, the Treasurer must arrange for notice of the consent to be published in the *Gazette* as soon as practicable.



## Notice of name change of authorised deposit-taking institution

### *Banking Act 1959*

---

I, Stephen Glenfield, a delegate of APRA, under paragraph 9B(1)(b) of the *Banking Act 1959* (the Act), am satisfied that MyState Financial Credit Union of Tasmania Limited ABN 89 067 729 195, which holds an authority under section 9 of the Act (the Authority), has changed its name to MyState Financial Limited ABN 89 067 729 195.

Under subsection 9B(3) of the Act, the Authority is taken to have effect, after publication of this Notice in the *Gazette*, as if it had been granted to MyState Financial Limited.

Dated 4 November 2009

[Signed]

Stephen Glenfield  
Executive General Manager (Acting)  
Specialised Institutions Division

### **Interpretation**

In this Notice

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

Document ID: 176523



## Revocation of authorisation to carry on insurance business

### *Insurance Act 1973*

---

TO: Sunstate Lenders Mortgage Insurance Pty Ltd. ABN 56 081 553 684 (the insurer)  
PO Box 480, Bendigo, Victoria, 3552

SINCE

- A. the insurer is authorised under subsection 12(2) of the *Insurance Act 1973* (the Act), to carry on insurance business in Australia (the Authorisation); and
- B. the insurer has asked APRA to revoke the Authorisation; and
- C. I am satisfied that:
  - (i) the insurer has no liabilities in respect of insurance business carried on by it in Australia; and
  - (ii) revoking the Authorisation would not be contrary to the national interest.

I, Brandon Kong Leong Khoo, a delegate of APRA, under subsection 16(1) of the Act, REVOKE the Authorisation.

This Revocation takes effect on the date it is signed.

Dated 28 October 2009

[Signed]

Brandon Kong Leong Khoo  
Executive General Manager  
Specialised Institutions Division

### **Interpretation**

Document ID: 174958

In this Notice

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

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

*Note 1* Under subsection 16(2) of the Act, if APRA revokes a general insurer's authorisation, APRA must give written notice to the insurer and ensure that notice of the revocation is published in the *Gazette*. By virtue

of subsection 16(3) of the Act, a revocation is not invalid merely because of a failure to comply with subsection 16(2) of the Act.



## 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. John Joseph Hughes and Margarita Unabia Hughes 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, Stephen Glenfield, 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 indefinitely.

Dated 1 November 2009

[Signed]

Stephen Glenfield  
Acting Executive General Manager  
Specialised Institutions Division

## Interpretation

Document ID: 176176

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**

Associates of John Joseph Hughes and Margarita Unabia Hughes who have applied for approval to hold a 100% stake in each of Gilpin Park Pty Ltd ACN 009 052 797 and Sovereign Insurance Australia Pty Ltd ACN 138 079 286

1. Borlan Pty Ltd ACN 009 106 012
2. Chinese Automotive Distributors Pty Ltd ACN 131 893 920
3. Dalkeith Hill Pty Ltd ACN 120 190 703
4. Gapi Nominees Pty Ltd ACN 121 557 560
5. GPH Holdings (NSW) Pty Ltd ACN 095 837 077
6. J.J.H. Holdings Pty Ltd ACN 008 790 038
7. Laksamana Pty Ltd ACN 008 740 878
8. MJJH Pty Ltd ACN 118 552 748
9. Paramo Pty Ltd ACN 008 774 294
10. Rohanna Pty Ltd ACN 008 905 477
11. Rohanna Wholesale Pty Ltd ACN 008 693 141
12. Selden Developments Pty Ltd ACN 094 953 090
13. Sofala Nominees Pty Ltd ACN 008 865 843
14. Sovereign Credit Pty Ltd ACN 089 890 326
15. Sovereign Insurance Agency Pty Ltd ACN 078 524 633
16. Sovereign Insurance Australia Pty Ltd ACN 138 079 286
17. Sovereign Insurance Pty Ltd (Mauritius)
18. Tinji Pty Ltd ACN 009 145 715
19. Triton Securities Pty Ltd ACN 105 056 399



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

Sovereign Insurance Australia Pty Ltd ACN 138 079 286  
Gilpin Park Pty Ltd ACN 009 052 797



## Authorisation to carry on insurance business

### *Insurance Act 1973*

---

TO: Sovereign Insurance Australia Pty Ltd ACN 138 079 286 (the Applicant)  
22 Teddington Road, BURSWOOD WA 6100

SINCE the Applicant applied to APRA under subsection 12(1) of the *Insurance Act 1973* (the Act), on 9 July 2009 for authorisation to carry on insurance business in Australia;

I, Stephen Glenfield, a delegate of APRA, under subsection 12(2) of the Act, AUTHORISE the Applicant to carry on insurance business in Australia, and under paragraph 13(1)(a) of the Act, IMPOSE the conditions set out in the Schedule attached to this Notice.

This Authorisation takes effect on 1 November 2009.

Dated 1 November 2009

[Signed]

Stephen Glenfield  
Acting Executive General Manager  
Specialised Institutions Division

## Interpretation

Document ID: 176064

In this Notice

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

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

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

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

*Note 3* Under subsection 13(1) of the Act, APRA may, at any time, by written notice to a general insurer, impose conditions or additional conditions or vary or revoke conditions imposed on the insurer's authorisation under section 12 of the Act. The conditions must relate to prudential matters.

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

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

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

*Note 5* Under subsection 13(6) of the Act, a decision to impose conditions on the Authorisation is a reviewable decision to which Part VI of the Act applies. If you are dissatisfied with this decision, you may seek reconsideration of the decision by APRA in accordance with subsection 63(2) of the Act. The request for reconsideration must be in writing, must state the reasons for the request, and must be given to APRA within 21 days after the decision first comes to your notice or within such further period as APRA allows. If dissatisfied with APRA's reconsidered decision confirming or varying the first decision, you may, subject to the *Administrative Appeals Act 1975*, apply to the Administrative Appeals Tribunal for review of the reconsidered decision.

The address where written notice may be given to APRA is Level 15, 250 St Georges Tce, PERTH WA 6000.

## Schedule - the conditions imposed on the Authorisation

1. The Applicant may only carry on an insurance business in Australia for the purpose of:
  - a. Undertaking liability under contracts of Consumer Credit Insurance (excluding life cover) and Motor Vehicle Guaranteed Asset Protection (GAP) Insurance issued to customers of the John Hughes Group in connection with the Group's sale or financing of motor vehicles; and
  - b. Reinsuring contracts of Consumer Credit Insurance (excluding life cover) and Motor Vehicle Guaranteed Asset Protection (GAP) Insurance entered into by Sovereign Insurance Pty Ltd on or before 31 October 2009.
2. Sovereign Australia must have the higher of a capital base of \$7.5m or 1.5times MCR by 31 October 2010 where the capital base and MCR are calculated in accordance with the methodology set out Prudential Standard GPS 110 Capital Adequacy.

### Notes:

The **John Hughes Group** comprises Gilpin Park Pty Ltd ACN 009 052 797 and companies which are associates of it for the purposes of the *Financial Sector Shareholdings Act 1998*



Commonwealth  
of Australia

Gazette

No. S174, Friday, 30 October 2009  
Published by the Commonwealth of Australia

**SPECIAL**

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

Parliament House  
Canberra, 30 October 2009

I HEREBY notify that, pursuant to the provisions of the Constitution of the Commonwealth of Australia, I have this day issued writs for the election of a Member to serve in the House of Representatives for the electoral division of Bradfield in the place of the Hon. Dr Brendan Nelson, resigned; and for the election of a Member to serve in the House of Representatives for the electoral division of Higgins in the place of the Hon. Peter Costello, resigned.

The following dates have been fixed for the purposes of each election:

Close of rolls	Monday, 9 November 2009
Date of nominations	Thursday, 12 November 2009
Declaration of nominations	Friday, 13 November 2009
Date of polling	Saturday, 5 December 2009
Return of writs	on or before Monday, 8 February 2010.

HARRY JENKINS MP  
Speaker



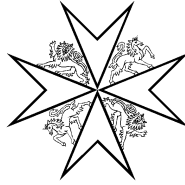
Commonwealth  
of Australia

Gazette

No. S175, Monday, 2 November 2009

Published by the Commonwealth of Australia

**SPECIAL**



THE MOST VENERABLE ORDER OF THE HOSPITAL OF ST JOHN OF  
JERUSALEM

## **PRIORY IN AUSTRALIA**

**ADMISSIONS AND PROMOTIONS 2009**

### **As Knight**

Dr Edward Brentnall MBE  
Wayne Deakes  
Daniel McEwen  
Peter Poole

### **As Commander**

David Baker OAM  
Alan Brown  
Timothy Duncan  
The Right Reverend Hurford OAM  
Rocky O'Brien  
Michael Sellar  
Clair Smith  
David Stewart  
Josephine Weeks

### **As Officer**

Brett Aimers  
Lindsay Bent  
Kevin Blake OAM  
Stephen Carter  
Shirley Chantler  
Robert Correa  
James Daly  
Lucas Drew  
Carl Graham  
Paul Gsodam  
Lynn Howlett  
Alan Hughes  
Valerie Hutchinson

Colin Lott  
Elizabeth Marsden  
Robert McManus JP  
Alexander Medancic  
David Miller  
Shirley Moon  
Eric Murray  
Jillian Neave  
Stephen Potts  
Serena Reeves  
Ian Russell  
Rolf Schafer  
Dirk Sunley  
Ronald Swansen  
Col John Quantrill (Retd)  
David Quill  
Barbara Veling  
Mary Wilkinson

**As Member**

Lucas Anderson  
Barry Atkin  
Gail Atkin  
Keith Avery  
Michael Bacon  
Rosemary Ballinger  
Christine Barber  
Debra Bartlett  
Beverley Belt  
Peter Burson JP  
Warwick Cary ESM  
Bruce Caslake  
Mark Cullenane  
Leanne Dale  
Harold Day  
Helen Donaldson  
Stuart Donaldson  
Clifford Doncon  
Wayne Dowling  
James Farnworth  
Linda Field  
Clifford Fishlock JP  
Colin Ford  
Caroline Gliddon  
Nicole Gliddon  
Bernard Goss  
Gary Hall  
Beth Hobley  
Dale Hogden  
Glenn Hoppitt  
Jarrod Hunter

Shane Jenkins  
Geoffrey Kain  
Brian Keding  
Elaine Killeen  
Hamish Krammer  
Jodie Krammer JP  
Robert Limebeer  
Dr Arun Mahajani  
Lynn Madden  
Paul Maybank  
Scott McCarthy  
Patrick McDonald  
Nicole McEwan  
Kimberlee McKay  
Neil Milburn JP  
Robert Miller  
Domenico Misale  
Virginia Murphy  
Faran Neven  
Anthony Noble  
Jennifer Oliver  
Louise Osmond  
Freddy O'Toole  
Lee Payne  
Tracy Parrish  
Maree Pritchett  
Trevor Prout JP  
Kelly Raven  
Maria Roex  
Adrian Rossiter  
Sheryl Rossiter  
Joyce Sangston  
Leon Schwarz  
Rhonda Scott JP  
Stuart Scott JP  
Timothy Scurr  
Dr Brendan Selby  
Rhonda Shevill  
Sue-Ellen Skinner  
Anthony Smith  
Theresa Sprekos  
Helen Stark  
Sanyi Szauber  
Pamela Thompson  
Craig Turner  
Gail Vann  
Johannes Veraart  
Kevin Wanstall  
Julie Watkins  
Murray Webb  
Dr Robert West  
Judith Williams  
Michael Youl





Unique Identifying Number:  
EPBC303DC/SFS/2009/32



COMMONWEALTH OF AUSTRALIA

Environment Protection and Biodiversity Conservation Act 1999

Amendment of List of Exempt Native Specimens

I, NIGEL ROUTH, Assistant Secretary, Marine Biodiversity Policy 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* (EPBC Act), hereby amend the list of exempt native specimens established under section 303DB of the EPBC Act by revoking the conditions to which the inclusion of the following item on the list on 16 April 2008 is subject:

- 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 Queensland Eel Fishery, as defined in the regime, made under the *Queensland Fisheries Regulations 2008*, in force under the *Fisheries Act 1994*

and imposing the following conditions to which inclusion of the specimens in the list is subject:

- the specimen, or the fish or invertebrate from which it is derived, was taken lawfully; and
- the specimens are included on the list until 1 May 2014.

For the purposes of section 12(1) of the *Legislative Instruments Act 2003*, the specified day for the purposes of the commencement of this instrument is 2 November 2009.

Dated this 29th day of October 2009

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



Unique Identifying Number:  
EPBC303DC/SFS/2009/33



COMMONWEALTH OF AUSTRALIA

Environment Protection and Biodiversity Conservation Act 1999

Amendment of List of Exempt Native Specimens

I, NIGEL ROUTH, Assistant Secretary, Marine Biodiversity Policy 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* (EPBC Act), hereby amend the list of exempt native specimens established under section 303DB of the EPBC Act by revoking the conditions to which the inclusion of the following item on the list on 30 November 2004 is subject:

- Specimens that are or are derived from fish or invertebrates, other than specimens that belong to species listed under Part 13 of the Act, taken in the Tasmanian Freshwater Eel Fishery, as defined in the management regime, made under the *Tasmanian Inland Fisheries Act 1995*.

and imposing the following conditions to which inclusion of the specimens in the list is subject:

- the specimen, or the fish or invertebrate from which it is derived, was taken lawfully; and
- the specimens are included on the list until 1 May 2014.

For the purposes of section 12(1) of the *Legislative Instruments Act 2003*, the specified day for the purposes of the commencement of this instrument is 2 November 2009.

Dated this 29th day of October 2009

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



Commonwealth  
of Australia

# Gazette

No. S178, Monday, 2 November 2009

Published by the Commonwealth of Australia

**SPECIAL**



**safe work australia**

### **Public comment period on new national OHS laws closing soon**

The public comment period for the exposure draft of the model occupational health and safety (OHS) legislation is currently open and will close on 9 November 2009 at 5pm (ESDT).

All Australian individuals, organisations and businesses are strongly encouraged to use this opportunity to put forward their comments on the draft legislation.

Submissions received during this public comment process will inform the development of national OHS laws and ensure they are relevant to all workplaces.

The suite of documents available for public comment includes a model Act, administrative Regulations and the consultation Regulation Impact Statement.

Submissions must be in electronic format, have an attached cover sheet and be emailed to [submissions@safeworkaustralia.gov.au](mailto:submissions@safeworkaustralia.gov.au)

Further information on how to submit your comments is available from [www.safeworkaustralia.gov.au](http://www.safeworkaustralia.gov.au)

If you require assistance with your submission, please call (02) 6121 5317.



Commonwealth  
of Australia

# Gazette

No. S172, Tuesday, 3 November 2009

Published by the Commonwealth of Australia

**SPECIAL**



Government House  
CANBERRA ACT 2600

3 November 2009

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

## ORDER OF AUSTRALIA

*Honorary Officer (AO) in the Military Division*

**General David H PETRAEUS**, United States Army

For distinguished service to the International Coalition Against Terrorism as Commanding General, Multi-National Force Iraq from 26 January 2007 to 30 October 2008.

**By Her Excellency's Command**

**Stephen Brady**

Official Secretary to the Governor-General

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

**General David H PETRAEUS**, United States Army

For distinguished service to the International Coalition Against Terrorism as Commanding General, Multi-National Force Iraq from 26 January 2007 to 30 October 2008.

General Petraeus led Coalition Forces, including Australian Defence Force members, to great effect in an exceedingly complex operational environment. Under General Petraeus's guidance the Coalition gained tactical momentum that directly led to strengthened reconciliation efforts and a renewed focus on political reform, resulting in a reduction in violence, lessening casualties and a decrease in security incidents. This resulted in a safer environment for Australian forces in Iraq.



COMMISSIONER OF TAXATION

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

NOTICE OF RULINGS		
Ruling Number	Subject	Brief Description
PR 2009/57	Income tax: Gunns Plantations Walnut Project No. 3 – Late Growers	This Ruling applies to Growers that are accepted to participate in the scheme described in the Ruling on or after 4 November 2009 and have executed the relevant Project Agreements on or before 15 June 2010. The Growers will derive assessable income from the commercial growing and cultivation of walnut trees for the purpose of harvesting walnuts for sale. This Ruling applies prospectively from 4 November 2009.
CR 2009/62	Income tax: off-market share buy-back: Premium Investors Limited	This Ruling applies to ordinary shareholders of Premium Investors Limited (Premium) who disposed of their ordinary shares in Premium under the Premium off-market share buy-back described in the Ruling. This Ruling applies from 1 July 2009 to 30 June 2010.





Commonwealth  
of Australia

Gazette

No. S180, Thursday, 5 November 2009

Published by the Commonwealth of Australia

SPECIAL



Australian Government

Australian Customs and  
Border Protection Service

## NOTICE UNDER

### SECTION 234AA OF THE CUSTOMS ACT 1901

#### AIRPORT RESTRICTED AREAS

I, Leighton Morvell, Acting Director of Customs and Border Protection, under section 234AA of the *Customs Act 1901* (the Act), specify as an area to which section 234AA of the Act applies, the areas in the International Terminal Building of Melbourne International Airport in the State of Victoria that are enclosed by a thick black line (-----) in the attached Plans A, B & C.

The attached Plan D indicates where the International Terminal Building is situated within Melbourne International Airport, for information only.

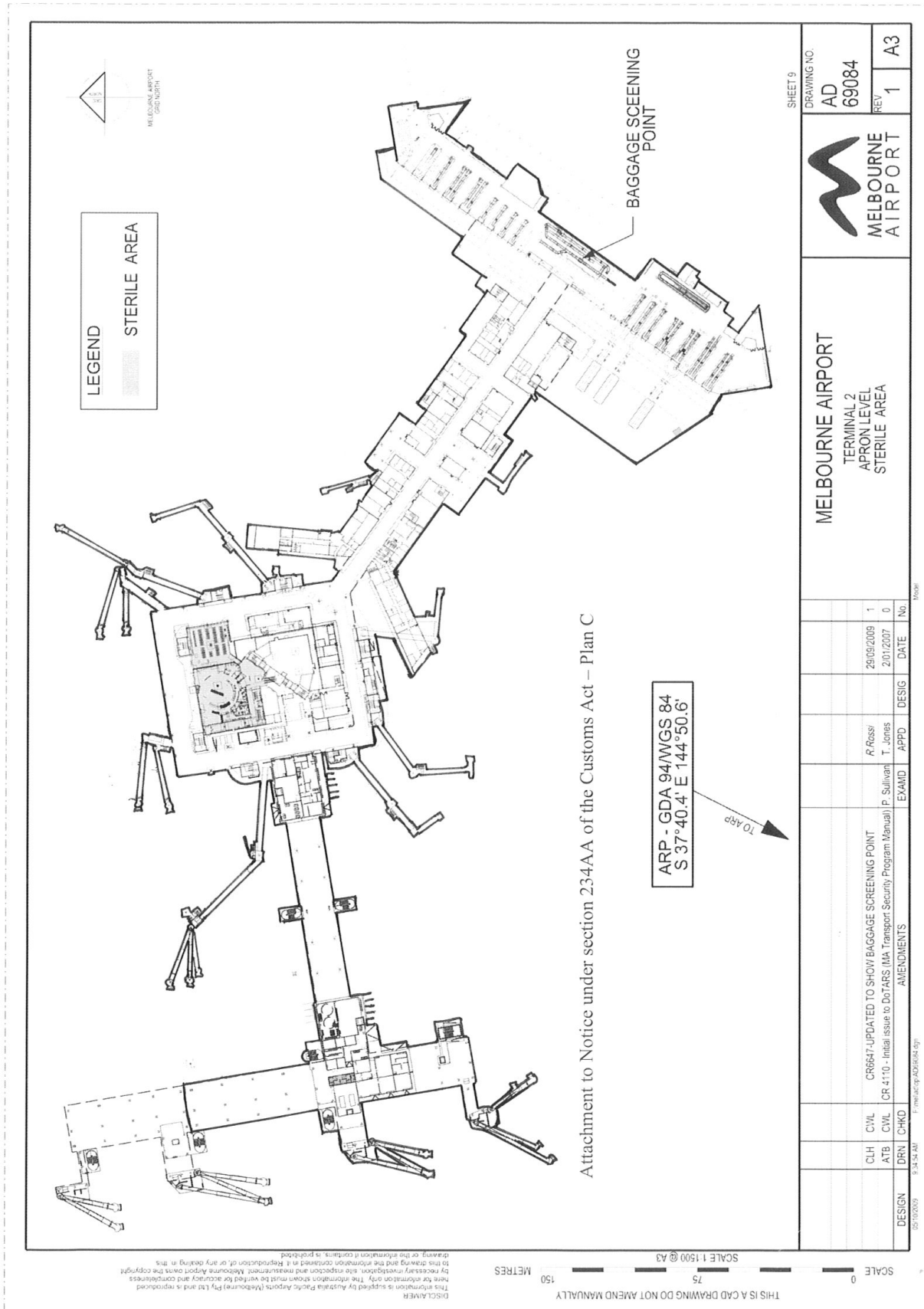
This instrument takes effect on and from 9 November 2009.

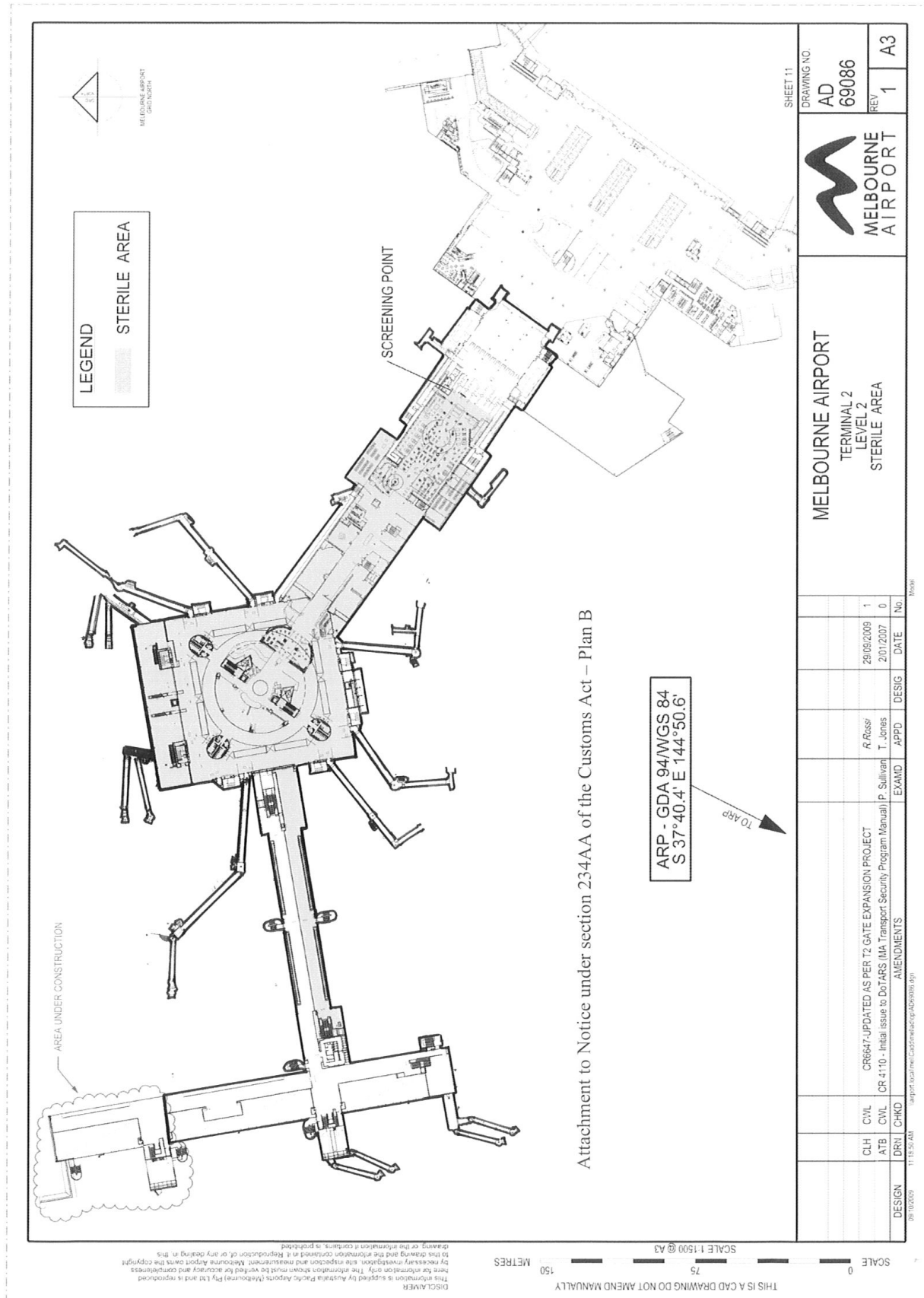
Dated: 30 October 2009

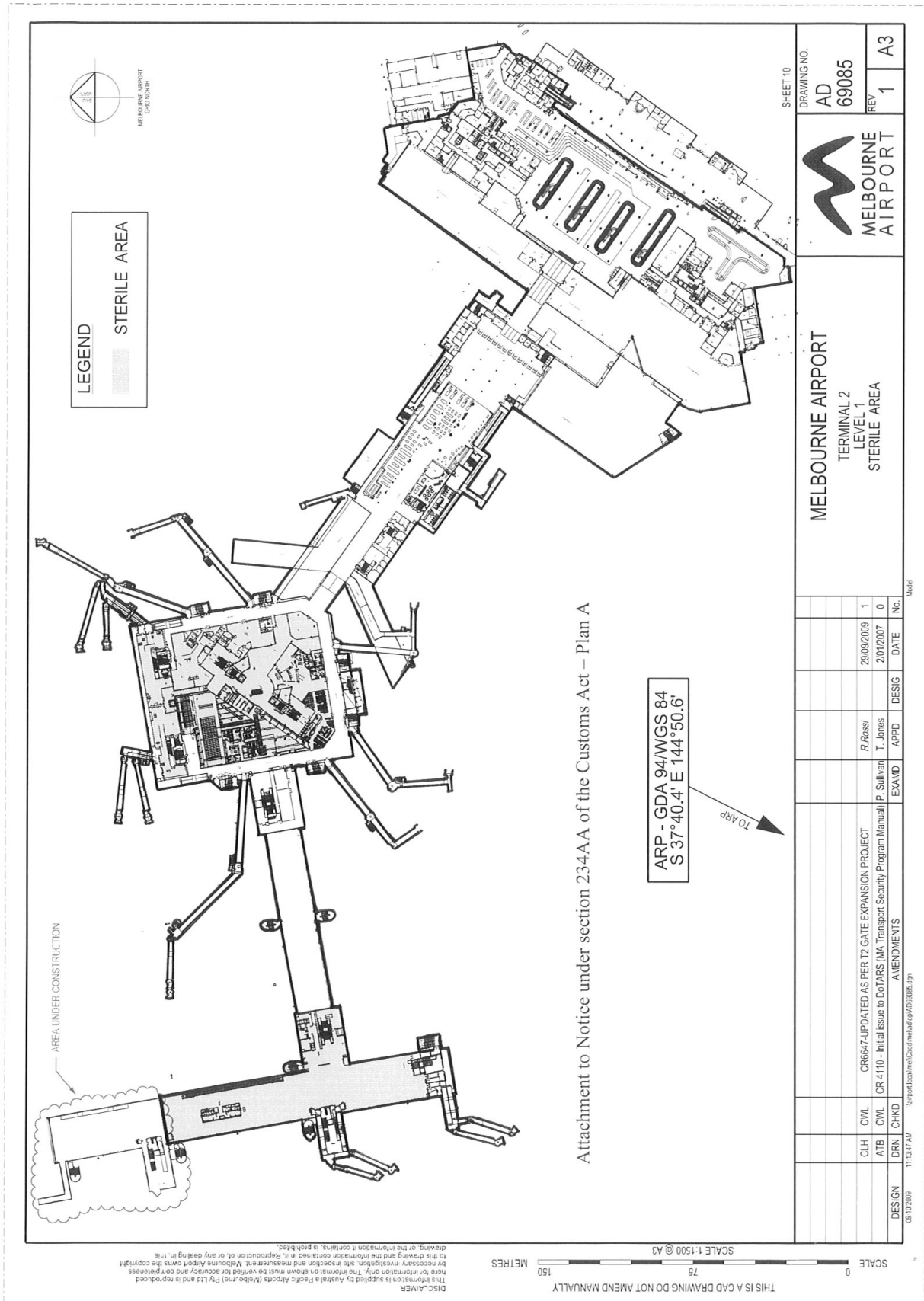
Leighton Morvell  
Acting Director  
Australian Customs and Border Protection  
Airport Operations Melbourne  
Victoria













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

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Copies are available for sale or order at:

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<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
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