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The date of publication of this Gazette is 18 November 2009

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

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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.

## Christmas/New Year publication arrangements

The last Government Notices Gazette for 2009 will be published on **Wednesday, 23 December 2009**. Normal closing times will apply.

The first Government Notices Gazette for 2010 will be published on **Wednesday, 13 January 2010**. Normal closing times will apply.

## General Information

### GAZETTE INQUIRIES

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Subscriptions (Fax): (02) 6293 8388

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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.

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### 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.

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*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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*Government Notices*: a lodgment fee of \$99 plus a charge of \$99 per A4 page

### 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.

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

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Hobart TAS 7000

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### GAZETTES

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**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>

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## Department of the House of Representatives

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### Acts of Parliament assented to

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It is hereby notified, for general information, that Her Excellency the Governor-General, in the name of Her Majesty, assented on 6 November 2009 to the undermentioned Acts passed by the Senate and the House of Representatives in the Parliament assembled, viz.:

No. 106 of 2009—An Act to make provision for the exercise of certain criminal jurisdiction by the Federal Court of Australia, and for other purposes. (*Federal Court of Australia Amendment (Criminal Jurisdiction) Act 2009*).

No. 107 of 2009—An Act to amend the *Fuel Quality Standards Act 2000*, and for related purposes. (*Fuel Quality Standards Amendment Act 2009*).

No. 108 of 2009—An Act to amend the *Corporations Act 2001* and the *Australian Securities and Investments Commission Act 2001*, and for related purposes. (*Corporations Legislation Amendment (Financial Services Modernisation) Act 2009*).

I C HARRIS

Clerk of the House of Representatives

# Government Departments

## Attorney-General

### COMMONWEALTH OF AUSTRALIA CUSTOMS ACT 1901

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

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

SCHEDULE		(Foreign Currency = AUS \$1)						
Column 1	Column 2 Currency	Column 3 04/11/2009	Column 4 05/11/2009	Column 5 06/11/2009	Column 6 07/11/2009	Column 7 08/11/2009	Column 8 09/11/2009	Column 9 10/11/2009
Brazil	Real	1.5959	1.5729	1.5612	1.5635	1.5635	1.5635	1.5884
Canada	Dollar	0.9736	0.9609	0.9658	0.9706	0.9706	0.9706	0.9891
China, PR of	Yuan	6.1692	6.1501	6.1925	6.218	6.218	6.218	6.3078
Denmark	Kroner	4.5502	4.5538	4.5451	4.5591	4.5591	4.5591	4.6167
European Union	Euro	0.6114	0.6119	0.6112	0.6126	0.6126	0.6126	0.6201
Fiji	Dollar	1.7369	1.7309	1.727	1.7386	1.7386	1.7386	1.7525
Hong Kong	Dollar	7.0072	6.9856	7.0343	7.0629	7.0629	7.0629	7.1652
India	Rupee	42.3994	42.486	42.6322	42.7507	42.7507	42.7507	43.2081
Indonesia	Rupiah	8637	8623	8622	8646	8646	8646	8725
Israel	Shekel	3.4088	3.4246	3.4379	3.4421	3.4421	3.4421	3.4663
Japan	Yen	81.59	81.29	82.15	82.63	82.63	82.63	83.19
Korea, Republic of	Won	1066.46	1066.12	1066.5	1066.98	1066.98	1066.98	1073.8
Malaysia	Ringgit	3.0924	3.0877	3.1016	3.1109	3.1109	3.1109	3.1359
New Zealand	Dollar	1.2535	1.2511	1.257	1.2627	1.2627	1.2627	1.2556
Norway	Kroner	5.2001	5.199	5.1585	5.1745	5.1745	5.1745	5.2383
Pakistan	Rupee	75.64	75.4	75.74	76.13	76.13	76.13	77.13
Papua New Guinea	Kina	2.4016	2.3974	2.4141	2.424	2.424	2.424	2.4591
Philippines	Peso	43	42.88	43.07	43.23	43.23	43.23	43.77
Singapore	Dollar	1.2642	1.2613	1.267	1.2708	1.2708	1.2708	1.2847
Solomon Islands	Dollar	7.2919	7.2694	7.3202	7.35	7.35	7.35	7.4565
South Africa	Rand	7.1702	7.0281	6.9306	6.9107	6.9107	6.9107	6.9363
Sri Lanka	Rupee	103.77	103.47	104.19	104.62	104.62	104.62	106.08
Sweden	Krona	6.3692	6.419	6.3889	6.3653	6.3653	6.3653	6.4242
Switzerland	Franc	0.923	0.9247	0.9225	0.9261	0.9261	0.9261	0.937
Taiwan Province	Dollar	29.4	29.29	29.46	29.56	29.56	29.56	29.97
Thailand	Baht	30.18	30.11	30.29	30.4	30.4	30.4	30.8
United Kingdom	Pound	0.5514	0.5486	0.5489	0.5492	0.5492	0.5492	0.554
USA	Dollar	0.9042	0.9014	0.9077	0.9114	0.9114	0.9114	0.9246

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



**AUSTRALIAN HUMAN RIGHTS COMMISSION  
AGE DISCRIMINATION ACT 2004 (Cth), section 44(1)  
NOTICE OF REFUSAL OF A TEMPORARY EXEMPTION**

By this instrument, the Australian Human Rights Commission (Commission) rejects the application of Carnival plc (trading as Carnival Australia) for a temporary exemption pursuant to s 44(1) of the *Age Discrimination Act 2004* (Cth) (ADA).

**BACKGROUND**

Carnival plc (trading as Carnival Australia) (the Applicant) is a cruise company and operator of 12 cruise brands, including P&O Cruises Australia and Princess Cruises Australia.

**Nature of application**

The Applicant has applied for an exemption under the ADA to permit it to restrict the ability of persons aged under 21 years of age (under-21s) to take part in its cruises. Specifically, the Applicant wishes to require under-21s to travel with a parent or guardian on cruises operated between 1 November and 30 January each year. This is hereafter referred to as 'the under-21s Policy'.

**Applicant's reasons for requesting an exemption**

The Applicant submits that, unless it imposes the under-21s Policy, it will be unable to ensure the security, comfort, health and safety of its passengers aboard its ships.

The Applicant states that until 2007, it operated 'Schoolies' cruises during the summer months, which catered exclusively for passengers aged 16 to 19 years of age, celebrating the end of their high school education. The Schoolies cruises were extremely popular, but the Applicant discontinued the cruises because of an exponential increase in alcohol-related security incidents during the cruises. The Applicant states that it tried a variety of measures on the Schoolies cruises to try to reduce these incidents, but it was unable to do so. The Applicant notes that the risk of these incidents was compounded by passengers bringing alcohol on board cruises, and the fact that cruises are contained environments that are isolated from mainland police and medical services during periods at sea.

The Applicant states that although it discontinued the Schoolies cruises and its marketing towards school leavers, there continued to be a high level of school-leavers seeking to book cruises during the summer months, and that it continued to experience alcohol-related incidents on its cruises.

In the Applicant's view, the under-21s Policy is an appropriate measure to combat the risk of binge-drinking among young people in a holiday environment. The Applicant submits that research demonstrates that the presence of a parent or guardian inhibits the effect of the peer pressure associated with binge-drinking. The Applicant further submits that it has explored all other reasonable and effective measures to address the issue of binge-drinking and other anti-social behaviour by young people on board its cruises.

**Submissions received by the Commission**

The Commission invited interested parties to comment on the exemption application, including other cruise operators, Gold Coast City Council, peak advocacy organisations for youth affairs, and anti-discrimination boards and tribunals in each State and Territory. The Commission also posted the exemption application on its website.

The Commission received 6 submissions in response. Only one submission did not oppose the grant of the temporary exemption. In the 5 submissions opposing the grant of the temporary exemption, the main grounds of objection were as follows:

- the requested exemption appears to be based on a discriminatory assumption that under-21s will drink to excess and behave inappropriately;
- it is inappropriate, absent an issue of legal capacity, to require an adult to be accompanied by his or her parent or guardian in order to access goods, services or accommodation;
- the Applicant's principal concerns could, and should, be achieved through measures which encourage and support responsible alcohol consumption by all passengers. Such measures should focus on the harmful behaviour, rather than the age of the passenger;
- the proposed exemption would apply to all under-21s. It would not be restricted in its application to those under-21s who intend on participating in a Schoolies celebration onboard one of the Applicant's cruises; and
- granting the exemption would not be consistent with the objects of the ADA.

### **The Applicant's response to the submissions received by the Commission**

The Applicant's response addressed a range of matters, including the 5 issues outlined above.

The Applicant denies that the under-21s Policy is based on a discriminatory assumption regarding the behaviour of young adults, and states that it has relied upon its own actual experiences and observations in identifying the class of passenger which has engaged in harmful Schoolies activities. In addition, it submits that research demonstrates:

- the systematic and predictable nature of binge-drinking at Schoolies events;
- that the majority of young people at certain, predictable locations and time periods are Schoolies participants or high school students;
- the substantially heightened degree of substance abuse and anti-social behaviour by Schoolies participants compared with the general population;
- evidence of selection into Schoolies, meaning that heavy-drinking young people are more likely to holiday on Schoolies with friends; and
- that binge-drinking behaviour of the kind demonstrated by Schoolies participants does not stop at the age of 18. Indeed, the presence of persons aged over 18 years at Schoolies events has created a greater risk of harm,



and some land-based events have been age-restricted with an upper limit of 18.

The Applicant denies that it is inappropriate to require parental or guardian supervision for persons aged between 18 and 21 years and points to research that suggests that such supervision is an effective preventative measure in respect of harmful drinking behaviour, for both persons under the age of 18 years of age and for young adults. The Applicant also points to the 'norm-regulating function' which parental or guardian supervision can provide in respect of young adults.

In relation to measures supporting the responsible consumption of alcohol by all passengers, the Applicant emphasises that it already has in place stringent requirements in respect of the Responsible Service of Alcohol (RSA) and other measures which apply to all passengers. The Applicant maintains that these measures alone were unlikely to prevent alcohol-related security incidents arising from Schoolies celebrations and submitted that these measures were not successful in reducing the level of incidents during cruises in the summer months. The Applicant further submits that the under-21s Policy had been successful in dramatically reducing the level of such incidents.

In response to the argument that the proposed exemption would apply to all under-21s, the Applicant argues, amongst other things, that the ADA itself anticipates the application of a policy based on the general characteristics of a certain age group, rather than the characteristics of specific persons.

In response to the argument that granting the temporary exemption would not be consistent with the objects of the ADA, the Applicant notes that one of the objects of the ADA, outlined in s 3(c), is 'to allow appropriate benefits and other assistance to be given to people of a certain age, particularly younger and older persons, in recognition of their particular circumstances'. The Applicant submits that the vulnerability of children, young people and the elderly is more apparent:

- in the isolated environment of a cruise ship with no police presence; and
- in an enclosed space, which is liable to exacerbate the potential effects of alcohol-induced or alcohol-related behaviour.

The Applicant further refers to s 33 of the ADA which provides general exemptions for specific acts of positive discrimination. The Applicant submits that s 33 does not require that the positive discrimination benefits persons of the same age or age group. Rather, s 33 simply requires that a benefit accrues to persons 'of a particular age'. In the Applicant's view, the benefits which are likely to result from the under-21s Policy will benefit all passengers and, in particular, under-21s, the elderly, and children, and meet the requirements of s 33(a) of the ADA as well as the requirements of ss 33(b) and 33(c) of the ADA. The Applicant submits that even if the under-21s Policy did not meet the requirements of s 33 of the ADA, the under-21s Policy is consistent with the objects and/or 'spirit' of the ADA.

## REASONS FOR DECISION

The Commission has considered all the material before it including, but not limited to, the issues outlined above.

The Commission has decided to reject the application. The reasons for the Commission's decision are as follows.

**The Commission is not satisfied that unaccompanied under-21s pose a serious threat to the health, safety and security of passengers**

The Applicant seeks the exemption on the basis that, without the under-21s Policy, it is unable to ensure the health, safety and security of its passengers.

The Commission requested the Applicant to provide details of how many unaccompanied under-21s were on its summer cruises from 2007 onwards, and the number of recorded alcohol-related incidents involving unaccompanied under-21s on those cruises. The Applicant advised that it had been applying its under-21s Policy since the discontinuation of the Schoolies cruises. It had permitted some unaccompanied under-21s to travel on its summer cruises, assessed on a case-by-case basis. The number of unaccompanied under-21s on its summer cruises ranged from 1 passenger to 45 passengers per cruise. The Applicant advised that none of those unaccompanied under-21s had been involved in an alcohol-related incident on its cruises.

The evidence before the Commission does not satisfy it that unaccompanied under-21s on board regular cruises run by the Applicant present a serious risk to the security, comfort, health and safety of passengers. In the Commission's view, the environment of a Schoolies cruise is materially different to that of the Applicant's regular cruises on which, the Commission is informed, the average passenger age is 45 years and the majority of passengers travel as part of a family group.

**The exclusion of unaccompanied under-21s is not a proportionate response**

The Commission does not consider the proposed exclusion of unaccompanied under-21s to be a proportionate measure to achieve the Applicant's objective of ensuring the security, comfort, health and safety of its passengers aboard its ships. Other measures are available to the Applicant, which are less restrictive and more effective at ensuring the security, comfort, health and safety of its passengers. Specifically, the Commission considers that stringent RSA measures which apply to all passengers are a more appropriate means of addressing binge-drinking or other anti-social behaviour on board cruises.

**The scope of the requested exemption is significantly broader than its intended purpose**

The Commission understands the objective of the Applicant's under-21s Policy is to discourage school-leavers from taking cruises during the traditional 'Schoolies' period, because the Applicant considers them more likely to engage in binge-drinking and other anti-social behaviour. In the Commission's view, the effect of the under-21s Policy is much broader than this. It is therefore not a proportionate response to the Applicant's concerns.

The Commission notes that the under-21s Policy would apply to all persons aged under 21 years, regardless of whether they were school leavers, university students, or in full-time employment. The Commission further notes that it is proposed that the under-21s Policy would apply to all cruises during the summer months, rather than

the period of time more closely associated with the traditional 'Schoolies' celebrations, that is mid-November to early December.

**Granting the exemption would be inconsistent with the objects of the ADA**

The ADA seeks to eliminate, as far as possible, discrimination on the ground of age in a number of areas, including the provision of goods, services and facilities. The ADA also seeks to promote recognition and acceptance within the community of the principle that people of all ages have the same fundamental rights.

In the Commission's view, the proposed exemption is inconsistent with, and undermines, both of these objects of the ADA.

**APPLICATION FOR REVIEW**

Subject to the *Administrative Appeals Tribunal Act 1975* (Cth), any person whose interests are affected by this decision may apply to the Administrative Appeals Tribunal for a review of the decision.

Dated this 3<sup>rd</sup> day of November 2009

A handwritten signature in black ink, appearing to read 'C Branson', written in a cursive style.

Signed by the President, Catherine Branson QC, on behalf of the Commission.

**Environment, Water, Heritage and the Arts****OZONE PROTECTION AND SYNTHETIC GREENHOUSE GAS MANAGEMENT ACT 1989****GRANT OF EXEMPTION UNDER SECTION 40****EXEMPTION No. OZO8913419****THIS EXEMPTION IS IN FORCE DURING THE PERIOD****1 January 2008 to 31 December 2009**

I, **Peter Hughes, A/g Assistant Secretary, Environment Protection Branch**, delegate of the Minister, acting under subsection 16(1) of the *Ozone Protection and Synthetic Greenhouse Gas Management Act 1989* (the Act) grant an exemption under section 40 of the Act to:

**STRATEGIC AIRLINE PTY LTD**  
(the Exemption Holder)

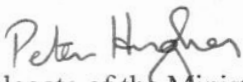
to:

**Import products containing halon****COPY**

This exemption is granted subject to the following conditions:

1. The Exemption Holder must notify the Department of the Environment, Water, Heritage and the Arts of a change of address or any other contact details, within 30 days of the change occurring.
2. The Exemption Holder must not permit the Exemption Number to be used by another person.
3. This Exemption relates solely to the prohibition set out in clause 6 in Schedule 4, of the Act and the products to be imported must be:
  - a. halon fire protection equipment installed or for use in commercial aircraft and essential for commercial aircraft operation; or
  - b. imported as replacements for either equivalent equipment exported for servicing or for equipment discharged in service.
4. The halon products must not be surplus to the minimum requirements for operation of aircraft in line with *Civil Aviation Safety Regulations 1988*.

5. The Exemption Holder must not cause the halon fire protection equipment to be discharged during training exercises.<sup>1</sup>
6. The Exemption Holder submits a report, in the approved form, by the 15th day following the end of each quarter. The relevant Australian Customs and Border Protection Services 'Entry for Home Consumption' forms must be submitted with quarterly reports. If no activities were undertaken under this exemption in a quarter a report (ie. a 'nil' report) is still required.

  
Delegate of the Minister

2/11/2009

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<sup>1</sup> Under subsection 45B(3) of the Act the use of halon fire protection equipment during a training exercise is treated as not being use for its designed purpose.





**Australian Government**

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

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

Pursuant to Section 33 of the *Hazardous Waste (Regulation of Exports and Imports) Act 1989*, notice is given that on 5 November 2009 a permit was refused to Sims E-Recycling Pty Ltd, 82 Marble Avenue Villawood, NSW 2163, to export up to 3,500 tonnes of waste glass cullet from cathode ray tubes to Mirec B.V., St. Janskamp 7, 6101 AG Echt in the Netherlands for recycling/reclamation of glass.

A handwritten signature in black ink, appearing to read 'Peter Hughes'.

Dr Peter Hughes  
Acting Assistant Secretary  
Environment Protection Branch  
5 November 2009





## Australian Government

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

#### **ENVIRONMENT PROTECTION (SEA DUMPING) ACT 1981 MATTERS TO BE PUBLISHED IN THE GAZETTE**

**FOR THE PERIOD: 1 October 2009 to 31 October 2009**

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

#### ***Applications Received***

- An application was received from Fremantle Ports, Central Park, PO Box H615, Perth, Western Australia 6001, to dispose of 1,100,000 cubic metres of capital dredging material from the Port of Fremantle's inner harbour, Western Australia.
- An application was received from the Department of Defence, Directorate Environmental Impact Management, BP-2-B029, Brindabella Circuit, Canberra Airport, Australian Capital Territory 2600, to dispose of 20,000 cubic metres of dredging maintenance material from the Garden Island naval facility, New South Wales.
- An application was received from API Management, Level 2, Aquila Centre, 1 Preston Street, Como, Western Australia 6152, to dispose of 26,500,000 cubic metres of capital dredging material from Anketell Point, Western Australia.

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

A handwritten signature in black ink, appearing to read 'Matt Johnston'.

Matt Johnston  
Director  
Ports and Marine Section

10 November 2009





**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
MIDEA	Dishwashers	Family Name: WQP12-9011 WQP12-9011, WQP12-9011A, WQP12-9011B, WQP12-9011C, WQP12-9011D, WQP12-9011E, WQP12-9011S	R001946
LG	Dishwashers	Addition to Family Name: none LD-1420B2	R001896A
CT	Tap and tap outlet set	Addition to Family Name: Chitong NCT8008, NCT8009, NCT8011	R001928A
SIMPSON	Clothes Washing Machine	Family Name: Simpson 22S750N	R001947
SAMUEL HEATH	Tap only	Addition to Family Name: Minor products V316	R001512D
VEGAS	Showers	Addition to Family Name: Vegas Euro Pack Benetti	R001942A
IMEX	Toilet suite	Family Name: Imex APHRO	R001948
AMERICAN STANDARD	WC pan only	Addition to Family Name: IDEAL STANDARD/PORCHER Ferndale Concealed	R000572F
WEBERT	Tap only	Addition to Family Name: STONEHENGE SINK SWIVEL TN920102	R001922A
WEBERT	Tap only	Addition to Family Name: STONEHENGE SINK VEG SPRAY IP940302	R001923A
COTTO	Tap and tap outlet set	Family Name: Anthony Single level typed basin mixer, product code CT542A(AS), Single lever typed kitchen mixer, product code CT289A(AS)	R001949

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

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

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

Reference	Title	Controlling Provisions	Date
2009/5113	Power and Water Corporation/Waste management (sewerage)/Darwin/NT/Augmentation of the East Point Effluent Rising Main and Extension of East Point Outfall	<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>	2-Nov-2009
2009/5119	Kingston & Arthur's Vale Historic Area/Science and research/Kingston/Norfolk Island/Adaptive Refurbishments of No 9 Quality Row Research and Interpretation Centre	<ul style="list-style-type: none"> <li>National Heritage places (sections 15B &amp; 15C)</li> <li>Commonwealth land (sections 26 &amp; 27A)</li> </ul>	4-Nov-2009
2009/5121	Proto Resources & Investments Ltd/Mining/Near Barnes Hill, Mount Vulcan and Ironstone Hills/TAS/Barnes Hill Nickel Laterite Project	<ul style="list-style-type: none"> <li>Listed threatened species and communities (sections 18 &amp; 18A)</li> </ul>	6-Nov-2009
2009/5120	API Management Pty Ltd/Mining/Anketell Point/WA/Anketell Point Iron Ore Processing & Export Port	<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> <li>Commonwealth marine areas (sections 23 &amp; 24A)</li> </ul>	9-Nov-2009
2009/5155	Satterley Property Group Pty Ltd/Residential development/Butler/WA/Urban Residential Development at Lot 9049 Marmion Avenue	<ul style="list-style-type: none"> <li>Listed threatened species and communities (sections 18 &amp; 18A)</li> </ul>	11-Nov-2009

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

Reference	Title	Date
2009/5089*	Santos Pty Ltd/Energy generation and supply (non-renewable)/Iona to Orford/VIC/Shaw River Power Station construct gas pipeline and associated infrastructure	4-Nov-2009
2009/5130	South Australian Department for Environment and Heritage/Natural resources management/Upper South East/SA/Prescribed Burn for Messent Conservation Park	11-Nov-2009
2009/5118	South Australian Department for Transport, Energy and Infrastructure/Transport - land/Southern Adelaide Metropolitan Area/SA/Noarlunga to Seaford Rail Extension	11-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
2009/5119	Kingston & Arthur's Vale Historic Area/Science and research/Kingston/Norfolk Island/Adaptive Refurbishments of No 9 Quality Row Research and Interpretation Centre	Preliminary Documentation	4-Nov-2009
2009/5120	API Management Pty Ltd/Mining/Anketell Point/WA/Anketell Point Iron Ore Processing & Export Port	Public Environmental Report	9-Nov-2009
2009/5155	Satterley Property Group Pty Ltd/Residential development/Butler/WA/Urban Residential Development at Lot 9049 Marmion Avenue	Referral Information	11-Nov-2009

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

Reference	Title	Approval Decision	Date
2008/4445	Department of Infrastructure Energy and Resources (DIER)/Transport - land/From Algona Main Rd to Southern Outlet, Channel Hwy Kingston/TAS/Construction of a Bypass Section	Approved with conditions	4-Nov-2009
2009/4748	Canberra Airport Pty Ltd/Transport - air and space/Canberra Airport, 6km from city centre/ACT/Infrastructure Upgrade and Construction at Canberra Airport	Approved with conditions	11-Nov-2009

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

Reference	Title	Reconsideration Decision	Date
2009/4816	Land Development Agency/Residential development/Northern edge of Gungahlin, north of Bonner Stages 1, 2 & 3/ACT/Bonner Stage 4, Site Servicing and Land Release	Decision changed from CA to NCA-PM	9-Nov-2009

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

## Finance and Deregulation

### AUSTRALIAN ELECTORAL COMMISSION

Pursuant to s58 of the Commonwealth Electoral Act 1918 I have ascertained and set out in the schedule for each State and Territory the number of electors enrolled in each Division as at the date indicated and for each State and the Australian Capital Territory have determined the average divisional enrolment and the extent to which the number of electors enrolled in each Division differs from the average divisional enrolment.

PAUL DACEY  
Acting Electoral Commissioner

### THE SCHEDULE

New South Wales as at 30 October, 2009

Division	Enrolment	% Deviation from average divisional enrolment
BANKS	93348	0.79
BARTON	92544	-0.07
BENNELONG	97338	5.10
BEROWRA	92633	0.02
BLAXLAND	93550	1.01
BRADFIELD	95122	2.71
CALARE	88496	-4.44
CHARLTON	91632	-1.05
CHIFLEY	94469	2.00
COOK	93507	0.96
COWPER	93556	1.02
CUNNINGHAM	92214	-0.42
DOBELL	91699	-0.98
EDEN-MONARO	92220	-0.42
FARRER	93398	0.85
FOWLER	90860	-1.88
GILMORE	88244	-4.71
GRAYNDLER	95329	2.93
GREENWAY	91014	-1.72
HUGHES	92181	-0.46
HUME	92111	-0.53
HUNTER	90656	-2.10
KINGSFORD SMITH	98722	6.59
LINDSAY	90651	-2.11
LOWE	88912	-3.99
LYNE	87162	-5.88
MACARTHUR	86402	-6.70
MACKELLAR	93453	0.91
MACQUARIE	95599	3.22
MITCHELL	90312	-2.48
NEWCASTLE	93502	0.96
NEW ENGLAND	92160	-0.48
NORTH SYDNEY	94113	1.62
PAGE	93504	0.96
PARKES	89638	-3.20
PARRAMATTA	97462	5.23
PATERSON	91616	-1.07
PROSPECT	93106	0.53
REID	96179	3.85
RICHMOND	90864	-1.88
RIVERINA	92387	-0.24
ROBERTSON	94620	2.17
SHORTLAND	93521	0.98
SYDNEY	87284	-5.75
THROSBY	89419	-3.44
WARRINGAH	94145	1.65
WATSON	96210	3.88
WENTWORTH	99074	6.97
WERRIWA	91780	-0.89
Totals	4537918 ( Average: 92610 )	

Victoria as at 30 October, 2009

Division	Enrolment	% Deviation from average divisional enrolment
ASTON	92528	-1.35
BALLARAT	94651	0.91
BATMAN	86905	-7.34
BENDIGO	97725	4.18
BRUCE	88021	-6.15
CALWELL	99324	5.89
CASEY	90547	-3.46
CHISHOLM	85175	-9.19
CORANGAMITE	97854	4.32
CORIO	89967	-4.08
DEAKIN	86775	-7.48
DUNKLEY	93001	-0.84
FLINDERS	97366	3.80
GELLIBRAND	93664	-0.13
GIPPSLAND	95163	1.45
GOLDSTEIN	92004	-1.90
GORTON	109391	16.62
HIGGINS	88209	-5.95
HOLT	104789	11.72
HOTHAM	88591	-5.54
INDI	90919	-3.06
ISAACS	99919	6.52
JAGAJAGA	93897	0.10
KOOYONG	87753	-6.44
LALOR	109385	16.62
LA TROBE	94569	0.82
MCEWEN	109880	17.14
MCMILLAN	89324	-4.76
MALLEE	88891	-5.22
MARIBYRNONG	87521	-6.68
MELBOURNE	96977	3.39
MELBOURNE PORTS	94419	0.66
MENZIES	90143	-3.89
MURRAY	88652	-5.48
SCULLIN	89879	-4.17
WANNON	90889	-3.09
WILLS	95781	2.11
Totals	3470448 ( Average: 93795 )	

Queensland as at 30 October, 2009

Division	Enrolment	% Deviation from average divisional enrolment
BLAIR	94194	1.78
BONNER	92119	-0.45
BOWMAN	91608	-1.01
BRISBANE	92011	-0.57
CAPRICORNIA	94864	2.50
DAWSON	89419	-3.37
DICKSON	93000	0.49
FADDEN	98764	6.72
FAIRFAX	94053	1.63
FISHER	92070	-0.51
FLYNN	90200	-2.53
FORDE	90993	-1.67
GRIFFITH	91865	-0.73
GROOM	92390	-0.16
HERBERT	92296	-0.26
HINKLER	93337	0.85
KENNEDY	93837	1.39
LEICHHARDT	97368	5.21
LILLEY	92303	-0.26
LONGMAN	94631	2.25
MCPHERSON	93770	1.32
MARANOA	88935	-3.89
MONCRIEFF	91448	-1.18
MORETON	90020	-2.72
OXLEY	92969	0.45
PETRIE	92088	-0.49
RANKIN	90480	-2.23
RYAN	91620	-0.99
WIDE BAY	91135	-1.52
Totals	2683787 ( Average: 92544 )	

Western Australia as at 30 October, 2009

Division	Enrolment	% Deviation from average divisional enrolment
BRAND	85383	-4.81
CANNING	87172	-2.81
COWAN	88145	-1.73
CURTIN	90040	0.37
DURACK	86791	-3.24
FORREST	87612	-2.32
FREMANTLE	91537	2.04
HASLUCK	92972	3.64
MOORE	90602	1.00
O'CONNOR	93764	4.52
PEARCE	86549	-3.51
PERTH	91671	2.19
STIRLING	90992	1.43
SWAN	90784	1.20
TANGNEY	91501	2.00
Totals	1345515 ( Average: 89701 )	



South Australia as at 30 October, 2009

Division	Enrolment	% Deviation from average divisional enrolment
ADELAIDE	97155	-1.46
BARKER	102902	4.36
BOOTHBY	96504	-2.12
GREY	98587	-0.01
HINDMARSH	98881	0.28
KINGSTON	99516	0.92
MAKIN	95268	-3.38
MAYO	98132	-0.47
PORT ADELAIDE	101767	3.21
STURT	98544	-0.05
WAKEFIELD	97357	-1.26
Totals	1084613 ( Average: 98601 )	

Tasmania as at 30 October, 2009

Division	Enrolment	% Deviation from average divisional enrolment
BASS	70851	0.00
BRADDON	71586	1.02
DENISON	70856	0.00
FRANKLIN	69479	-1.94
LYONS	71516	0.93
Totals	354288 ( Average: 70857 )	

Australian Capital Territory as at 30 October, 2009

Division	Enrolment	% Deviation from average divisional enrolment
CANBERRA	123003	1.69
FRASER	118899	-1.69
Totals	241902 ( Average: 120951 )	

Northern Territory as at 30 October, 2009

Division	Enrolment	% Deviation from average divisional enrolment
LINGIARI	60563	2.54
SOLOMON	57562	-2.53
Totals	118125 ( Average: 59062 )	
TOTAL FOR AUSTRALIA 13 836 596		

## Health and Ageing



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

**COMMONWEALTH OF AUSTRALIA**

***THERAPEUTIC GOODS ACT 1989***

**SECTIONS 14 and 14A NOTICE**

Between 13 May 2009 and 04 September 2009 the delegate of the Secretary of the Department of Health and Ageing gave consent pursuant to sections 14 and 14A of the *Therapeutic Goods Act 1989* (the Act) to the following:

1. The supply, importation of the therapeutic goods or classes of therapeutic goods specified in Column 2 of the Table and with the Australian Register of Therapeutic Goods number (ARTG No.) specified in Column 3 of the Table; and
2. Without conforming to those clauses, specified in Column 5 of the Table, of the standard, specified in the Column 4 of the Table otherwise applicable to the goods.

Pursuant to section 15(1) of the Act, consent is subject to the conditions specified in Column 6 of the Table and consent is given for the period specified in Column 7 of the Table, provided all other requirements of the standard are met.

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
Sponsor	Goods or Classes of Goods	ARTG No.	Standard	Clauses	Conditions	Period for which consent is given
Sanofi-Aventis Consumer Healthcare	Existing labelled stock of "Symbion Consumer" products	Several	TGO 69	3(2)(1)	Products are labelled with the old sponsor name of "Symbion Consumer" rather than the new name of "Sanofi-Aventis Consumer Healthcare".	Until December 2011.
Nestle Australia Ltd	Soothers Liquid Centres – Lemon and Lime	97689	TGO 69	3(12)(a)	The wrapper of the individual lozenge may omit the product name, the names and quantities of the active ingredients in the formulation, and the name or registered trade mark of the sponsor or supplier, provided that the individual wrapper includes the Word "Nestle".	Until further notice.

Column 1	Column 2	Column3	Column 4	Column 5	Column 6	Column 7
Sponsor	Goods or Classes of Goods	ARTG No.	Standard	Clauses	Conditions	Period for which consent is given
Nestle Australia Ltd	Soothers Liquid Centres – Orange and Mango	97686	TGO 69	3(12)(a)	The wrapper of the individual lozenge may omit the product name, the names and quantities of the active ingredients in the formulation, and the name or registered trade mark of the sponsor or supplier, provided that the individual wrapper includes the Word “Nestle”.	Until further notice.
Nestle Australia Ltd	Soothers Liquid Centres – Mixed Berry Flavour	162943	TGO 69	3(12)(a)	The wrapper of the individual lozenge may omit the product name, the names and quantities of the active ingredients in the formulation, and the name or registered trade mark of the sponsor or supplier, provided that the individual wrapper includes the Word “Nestle”.	Until further notice.
Nestle Australia Ltd	Butter Menthol Liquid Centres – Honey and Lemon	162941	TGO 69	3(12)(a)	That the wrapper of the individual lozenge may omit the product name, the names and quantities of the active ingredients in the formulation, and the name or registered trade mark of the sponsor or supplier, provided that the individual wrapper includes the Word “Nestle”.	Until further notice.
MCP Direct Pty Ltd T/A Golden Glow	Golden Glow Odourless Cod Liver Oil 275mg	95463	TGO 69	4(13)	The Vitamin A content in the product is expressed on the label in International Units (IU) rather than the required retinol equivalents (RE) of retinyl palmitate.	For twelve (12) months from 9 July 2009.

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
Sponsor	Goods or Classes of Goods	ARTG No.	Standard	Clauses	Conditions	Period for which consent is given
MCP Direct Pty Ltd T/A Golden Glow	Golden Glow Adult Multi Vitamin & Mineral	96290	TGO 69	4(13)	The Vitamin A content in the product is expressed on the label in International Units (IU) rather than the required retinol equivalents (RE) of retinyl palmitate.	For twelve (12) months from 9 July 2009.
MCP Direct Pty Ltd T/A Golden Glow	Golden Glow Senior's One-a-Day Multi	114677	TGO 69	4(13)	The Vitamin A content in the product is expressed on the label in International Units (IU) rather than the required retinol equivalents (RE) of retinyl palmitate.	For twelve (12) months from 9 July 2009.
MCP Direct Pty Ltd T/A Golden Glow	Golden Glow Skin, Hair & Nails Formula	124948	TGO 69	4(13)	The Vitamin A content in the product is expressed on the label in International Units (IU) rather than the required retinol equivalents (RE) of retinyl palmitate.	For twelve (12) months from 9 July 2009.
MCP Direct Pty Ltd T/A Golden Glow	Golden Glow Vitamin A 2500IU	140823	TGO 69	4(13)	The Vitamin A content in the product is expressed on the label in International Units (IU) rather than the required retinol equivalents (RE) of retinyl palmitate.	For twelve (12) months from 9 July 2009.
Integria Healthcare (Australia) Pty Ltd	Various Products	Various	TGO 69	3(2)(1)	Products are labelled with the old sponsor names of "Integria Healthcare (Ballina) Pty Ltd", "Thompson Nutrition (Aust) Pty Limited", "Integria Healthcare (Warwick) Pty Ltd", "Eagle Pharmaceuticals Pty Ltd", "Nutrimedicine Pty Ltd" and "Phytomedicine Pty Ltd" rather than the new sponsor name of "Integria Healthcare (Australia) Pty Ltd".	For twelve (12) months from 10 August 2009.

Column 1	Column 2	Column3	Column 4	Column 5	Column 6	Column 7
Sponsor	Goods or Classes of Goods	ARTG No.	Standard	Clauses	Conditions	Period for which consent is given
Wai Shun Pty Ltd	Zhang Tong Wei Qi	147449	TGO 69	3(1)(b)(ii) and 3(2)(b)	The ingredient name of “Syzygium aromaticum” rather than the Australian Approved Name (AAN) of “Syzygium aromaticum” is used. The ingredient name of “Fritillaria thunbergia” rather than the AAN of “Fritillaria thundbergii” is used. The minimum text size for the names and quantities of active ingredient and the name and address of the sponsor is 1.1mm rather than the required 1.5mm and the minimum text size for the expiry date, expiry date prefix, batch number and batch number prefix is 1.2mm rather than the required 1.5mm.	For a period of six (6) months from 15 July 2009 or until existing stocks have been exhausted.
Sigma Pharmaceuticals (Australia) Pty Ltd	AMCAL MVM Hi-Dose Complex Capsules bottle 30's	146972	TGO 69		Existing stock of batch number B3764-1 (expiry date 05/11) of the product may be supplied with a product label that includes the statement “30 Tablets” rather than the correct statement “30 Capsules”, provided the sponsor sends a written communication to all AMCAL outlets to advise of the error.	For six (6) months from 6 August 2009 or until stock has been exhausted.
Astragrace Corp Pty Ltd	Dr. Natural Kids I.QUP+	136095	TGO 69	3(1)(b)(ii)	The minimum text size is 1.4mm for the expiry date, expiry date prefix, batch number and batch number prefix and 1.2mm for the batch number and expiry date rather than the required 1.5mm.	Until the label stock has been exhausted.



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

**THERAPEUTIC GOODS ACT 1989**

I, SHELLEY TANG, A/g Head, Office of Devices, Blood and Tissues, Therapeutic Goods Administration and delegate of the Secretary to the Department of Health and Ageing for the purposes of Section 42DF(1) of the *Therapeutic Goods Act 1989*, give notice that the restricted representation described in paragraph (a) below has been approved for use in advertisements directed to consumers, for the products identified in paragraph (b) provided the conditions identified in paragraph (c) are met:

- a. Representations to the effect that advertisements to consumers for the goods described in paragraph (b) may include the following statements:
  - “Oust 3 in 1 kills 99.9% of bacteria and viruses on hard surfaces, like the common flu”
  - “Oust 3 in 1 kills 99.9% of bacteria and viruses like the common flu on hard surfaces”;
- b. Oust 3 in 1 Surface Spray Disinfectant – Hospital Grade included on the Australian Register of Therapeutic Goods;
- c. The goods must first be included in the Australian Register of Therapeutic Goods (ARTG). The claims made in the advertisements must not extend beyond their intended purpose on the ARTG. The advertisements in which the representations are made must comply with the Therapeutic Goods Advertising Code.

Dated this 6<sup>th</sup> day of October 2009.

SHELLEY TANG  
Delegate of the Secretary to the Department of  
Health and Ageing





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

***THERAPEUTIC GOODS ACT 1989***

**SECTIONS 14 and 14A NOTICE**

On 14 October 2009, the delegate of the Secretary of the Department of Health and Ageing for the purposes of subsection 14 and 14A of the *Therapeutic Goods Act 1989* ("the Act") gave his consent to the following:

(a) the supply of the following products -

- 39861 - OMNIPAQUE 240 iohexol 25.9g/50mL injection bottle
- 48220 - OMNIPAQUE 300 iohexol 12.94g/20mL injection vial
- 15473 - OMNIPAQUE 300 iohexol 6.47g/10mL injection vial
- 39864 - OMNIPAQUE 300 iohexol 32.35g/50mL injection bottle
- 48243 - OMNIPAQUE 300 iohexol 48.525g/75mL injection bottle
- 48244 - OMNIPAQUE 300 iohexol 64.7g/100mL injection bottle
- 39868 - OMNIPAQUE 350 iohexol 15.1g/20mL injection vial
- 15474 - OMNIPAQUE 350 iohexol 37.75g/50mL injection bottle
- 48225 - OMNIPAQUE 350 iohexol 56.625g/75mL injection bottle
- 48233 - OMNIPAQUE 350 iohexol 75.5g/100mL injection bottle
- 48241 - OMNIPAQUE 350 iohexol 151g/200mL injection bottle
  
- 154370 - VISIPAQUE iodixanol 13.0g/20mL (652mg/mL) injection vial
- 49603 - VISIPAQUE iodixanol 27.5g/50mL (550mg/mL) injection vial
- 49604 - VISIPAQUE iodixanol 55g/100mL (550mg/mL) injection bottle
- 49594 - VISIPAQUE iodixanol 32.6g/50mL (652mg/mL) injection vial
- 49597 - VISIPAQUE iodixanol 65.2g/100mL (652mg/mL) injection bottle
- 49599 - VISIPAQUE iodixanol 130.4g/200mL (652mg/mL) injection bottle
- 49598 - VISIPAQUE iodixanol 97.8g/150mL (652mg/mL) injection bottle
  
- 62200 - OMNISCAN Gadodiamide 1.435g/5mL injection vial
- 46378 - OMNISCAN Gadodiamide 2.87g/10mL injection vial
- 47380 - OMNISCAN Gadodiamide 5.74g/20mL injection vial
- 74070 - OMNISCAN Gadodiamide 2.87g/10mL injection syringe
- 74069 - OMNISCAN Gadodiamide 4.305g/15mL injection syringe
- 74071 - OMNISCAN Gadodiamide 5.74g/20mL injection syringe

by GE Healthcare Australia Pty Ltd, of Building 4B, 21 South St, Rydalmere, NSW ("the Company"); AND

(b) for that product not to conform with the standards set out in the *Therapeutic Goods Order No 69 (TGO 69)*.

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

1. The exemption applies until 1 October 2010.
2. The exempted labels are as given in your submissions of 28 September 2009, in which the sponsor name is given as GE Healthcare Pty Ltd (instead of GE Healthcare Australia Pty Ltd).
3. No other changes have been made to the product.



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

***THERAPEUTIC GOODS ACT 1989***

**SECTIONS 14 and 14A NOTICE**

On 2 November 2009, the delegate of the Secretary of the Department of Health and Ageing for the purposes of subsection 14 and 14A of the *Therapeutic Goods Act 1989* (“the Act”) gave his consent to the following:

- (a) the supply of the product – glycopyrrolate (Robinul) injection 200 micrograms in 1mL vial [AUST R 13882] by Sigma Pharmaceuticals Pty Ltd, of 96 Merrindale Drive, Croydon, VIC (“the Company”); AND

For the newly registered product to not conform with the pH limit in the USP XXXII monograph for Glycopyrrolate Injection of 2.0-3.0

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

1. The finished product release and expiry specifications for pH should be 2.5 – 4.0.



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

**COMMONWEALTH OF AUSTRALIA**

***THERAPEUTIC GOODS ACT 1989***

**SECTION 14 and 14A NOTICE**

On 1 October 2009, the delegate of the Secretary of the Department of Health and Ageing for the purposes of subsection 14 and 14A of the *Therapeutic Goods Act 1989* (“the Act”) gave his consent for the following

- (a) the supply of the product – fludarabine phosphate (Fludara) tablet 10mg in blister pack and powder for injection 50mg in vial [AUST R 81998 & 52666] by Genzyme Australasia Pty Ltd, Level 1, Building C, 12-24 Talavera Road, North Ryde, NSW (“the Company”); AND
- (b) For that products to not to conform with sub-clause 3(2)(1) of TGO 69

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

1. The exemption applies for a period of up to 12 months from the 25 August 2009 or until the Bayer labelled stocks are used up, whichever is sooner.
2. No other changes have been made to the products.
3. The labels for use are those currently approved for the previous sponsor of the products, viz Bayer Australia Limited and which were provided with the letter of application dated 25 August 2009.

## Infrastructure, Transport, Regional Development and Local Government

### Form 6

### Permit for unlicensed ship - continuing (regulation 6)

No: 6988

*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 10/11/2009 to 09/02/2010

#### Details about ship

Name of ship: OOCL YOKOHAMA  
IMO No. of ship: 9329538

Port of registry: HONG KONG  
Name of Owner: RBSSAF (26) LIMITED

#### Name of ports for which permit issued

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

#### Permit conditions

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

Signature of delegate:

Date: 09 November 2009



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

No: 6996

*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 16/11/2009 to 15/02/2010

**Details about ship**

Name of ship: Kota Lagu  
IMO No. of ship: 9322308

Port of registry: Singapore  
Name of Owner: Pacific International Lines (Pte) Ltd

**Name of ports for which permit issued**

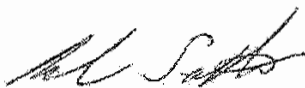
From Fremantle to Melbourne. From Melbourne and Adelaide to Fremantle.

**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.
10. Contact details of relevant licensed operators are available on request from the Department.

Signature of delegate:

Date: 11 November, 2009





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

No: 7025

*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 19/11/2009 to 18/02/2010

**Details about ship**

Name of ship: CSCL Qingdao  
IMO No. of ship: 9224336

Port of registry: Majuro Atoll  
Name of Owner: V. Ships (Germany) GmbH & Co.  
KG

**Name of ports for which permit issued**

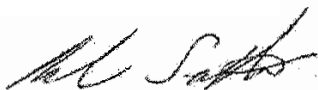
From Sydney and to Brisbane.

**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: 12 November, 2009



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**Innovation, Industry, Science and Research**

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**COMMONWEALTH OF AUSTRALIA**

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**INDUSTRY RESEARCH AND DEVELOPMENT ACT 1986****Section 19****Additional Functions of Innovation Australia**

I, **KIM JOHN CARR**, Minister for Innovation, Industry, Science and Research, under section 19 of the *Industry Research and Development Act 1986*, hereby direct Innovation Australia ('the Board') that the following functions relating to promoting the development, and improving the efficiency and international competitiveness, of Australian industry by encouraging research and development activities, innovation activities and venture capital activities, are additional functions of the Board.

- a) Study industry research and development, innovation and venture capital, and provide advice to the Minister.
- b) Promote and market industry innovation activities, programs, and benefits by acting as Ambassadors for industry innovation.
- c) Collect and analyse data on industry research and development, innovation and venture capital programs for which the Board has an administrative responsibility, including the extent to which programs are meeting their objectives, and advise the Minister of outcomes.
- d) Monitor the administration, delivery and performance of industry research and development, innovation and venture capital programs for which the Board has an administrative responsibility, and advise the Minister of outcomes.
- e) Maintain the effectiveness and integrity of the industry research and development, innovation and venture capital programs for which it has responsibility, including undertaking legal action if required.
- f) Cooperate with any reasonable independent evaluation of the industry research and development, innovation and venture capital programs for which the Board has administrative responsibility.
- g) Consider options to support the commercialisation of Australian ideas and technology, address systematic and market failures along the pathway to commercialisation, and provide advice to the Minister.

This direction supersedes the directions on additional functions given to the Board on 17 December 2004 and takes effect from 4 November 2009.

Dated this 4<sup>th</sup> day of Nov. 2009

Minister for Innovation, Industry, Science and Research



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## Treasury

### COMMISSIONER OF TAXATION

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

NOTICE OF RULINGS		
Ruling Number	Subject	Brief Description
<b>CR 2009/64</b>	Income tax: employment termination payment: New South Wales Lotteries Corporation	This Ruling applies to all employees with the New South Wales Lotteries Corporation (NSW Lotteries Corp) at the time of the sale of the business who: cease employment with NSW Lotteries Corp; accept an offer to take up employment with the successful purchaser of the business; and receive a 'transfer payment' from NSW Lotteries Corp as described in the Ruling.  This Ruling applies from 18 November 2009 to 17 November 2010.
<b>CR 2009/65</b>	Income tax: CSIRO – National Indigenous Study Awards	This Ruling applies to full-time TAFE and University student recipients of the National Indigenous Study Award which is awarded and administered by the Commonwealth Scientific and Industrial Research Organisation.  This Ruling applies from 1 July 2007.
<b>CR 2009/66</b>	Income tax: amendment of terms of Reset Exchangeable Securities and Preference Shares: Insurance Australia Group Limited	This Ruling applies to entities who: hold Reset Exchangeable Securities (RES) issued by IAG Finance (New Zealand) Ltd; hold RES on capital account immediately before the terms are amended and restated, and hold the amended RES on capital account immediately after the terms are amended and restated; and are residents of Australia within the meaning of that expression in subsection 6(1) of the <i>Income Tax Assessment Act 1936</i> .  This Ruling applies from 1 July 2009 to 30 June 2010.



## Authorisation to carry on insurance business

### *Insurance Act 1973*

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TO: Swiss Re International SE ARBN 138 873 211 (the Applicant)  
2A, rue Albert Borschette Luxembourg GRAND DUCHY OF LUXEMBOURG

SINCE the Applicant applied to APRA under subsection 12(1) of the *Insurance Act 1973* (the Act), on 17th September 2009 for authorisation to carry on insurance business in Australia;

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

This Authorisation takes effect on 11 November 2009.

Dated 12 November 2009

[Signed]

Wayne Byres  
Executive General Manager  
Diversified Institutions Division

## Interpretation

Document ID: 176051

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.



NOTICE OF INTENTION

TO MAKE AN APPLICATION UNDER DIVISION 3A OF PART III OF THE INSURANCE ACT 1973  
FOR CONFIRMATION OF A SCHEME TO TRANSFER THE INSURANCE BUSINESS OF XL RE LTD  
TO XL INSURANCE COMPANY LIMITED

TAKE NOTICE that an application for confirmation of a scheme for the transfer by XL Re Ltd (ARBN 094 352 048) (**XLREL**), conducting business through its Australian branch (**XLREA**), to XL Insurance Company Limited (ARBN 083 570 441) (**XLIC**), conducting business through its Australian branch (**XLICA**), of all XLREA's insurance business is to be made to the Federal Court of Australia in Sydney at 2:15pm on Monday, 7 December 2009, or such later date as the Court appoints. The business to be transferred comprises all the insurance business undertaken by XLREA.

The scheme document, the joint actuarial report and external peer review report of XLREA and XLICA and the scheme transfer deed will be open for public inspection and a copy of these documents may be obtained free of charge by any holder of a policy affected by the scheme between the hours of 9 am and 5 pm every day (except weekends and public holidays) for a period of at least 15 business days from Tuesday, 10 November 2009 to Tuesday, 1 December 2009 at the following locations: **New South Wales** Holding Redlich, Level 65, MLC Centre, 19-29 Martin Place, Sydney NSW 2000 **Queensland** Holding Redlich, Level 1, 300 Queen Street, Brisbane QLD 4000 **South Australia** KPMG, Level 7, 151 Pirie Street, Adelaide SA 5000 **Tasmania** KPMG, Level 3, 100 Melville Street, Hobart, TAS, 7000 **Western Australia** KPMG, 235 St Georges Terrace, Perth, WA, 6000

Alternatively, you may request a copy of the scheme document, the joint actuarial report, the external peer review report and the scheme transfer deed by calling Mark Stavert of Holding Redlich, Sydney on +61 (0)2 8083 0471.

A copy of a summary of the scheme document will be sent to all affected policyholders of XLREA. Further enquiries can be made by calling Mark Stavert of Holding Redlich, Sydney on +61 (0)2 8083 0471 during business hours.

Any holder of a policy affected by the scheme may attend the court hearing and request to be heard by the Court on the application for confirmation of the scheme. Any person who wishes to appear before the Court is requested to advise Bede Haines of Holding Redlich, Sydney on +61 (0)2 8083 0447 by 12pm on Wednesday, 3 December 2009, who will advise you as to the date, time and place of the hearing.

This notice is issued by XL Re Ltd (ARBN 094 352 048) and XL Insurance Company Limited (ARBN 083 570 441).



**AUSTRALIAN ELECTORAL COMMISSION**

*Commonwealth Electoral Act 1918*

**APPOINTMENT OF A PLACE FOR THE PURPOSES OF PRE-POLL VOTING**

I, as delegate of the Australian Electoral Commission, and pursuant to subsection 200BA(1) of the *Commonwealth Electoral Act 1918*, hereby declare the place specified in Column 1 of the Schedule to be an appointed place for the purposes of pre-poll voting. I further declare the days specified in Column 2 to be the appointed days and the hours specified in Column 3 to be the appointed hours for the purposes of pre-poll voting.

*Jenni McMullan*

Jenni McMullan  
Australian Electoral Officer

5 November 2009

**SCHEDULE**

Column 1  
Place

Column 2  
Days

Column 3  
Times

**Victoria**

**Division of HIGGINS**

Malvern PPVC

16 November 2009 to	
20 November 2009	8:30 am to 5:30 pm
23 November 2009 to	
27 November 2009	8:30 am to 5:30 pm
28 November 2009	9:00 am to 4:00 pm
30 November 2009 to	
3 December 2009	8:30 am to 5:30 pm
4 December 2009	8:30 am to 6:00 pm



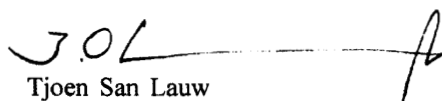


**AUSTRALIAN ELECTORAL COMMISSION**

*Commonwealth Electoral Act 1918*

**APPOINTMENT OF PLACES FOR THE PURPOSES OF PRE-POLL VOTING**

I, as delegate of the Australian Electoral Commission, and pursuant to subsection 200BA(1) of the *Commonwealth Electoral Act 1918*, hereby declare the places specified in Column 1 of the Schedule to be appointed places for the purposes of pre-poll voting. I further declare the days specified in Column 2 to be the appointed days and the hours specified in Column 3 to be the appointed hours for the purposes of pre-poll voting.

  
Tjoen San Lauw  
Acting Australian Electoral Officer

6 November 2009

**SCHEDULE**

Column 1 Place	Column 2 Days	Column 3 Times
<b>New South Wales</b>		
<b>Division of BRADFIELD</b>		
Chatswood PPVC	16 November 2009 to	
	20 November 2009	8:30 am to 5:30 pm
	23 November 2009 to	
	25 November 2009	8:30 am to 5:30 pm
	26 November 2009	8:30 am to 8:00 pm
	27 November 2009	8:30 am to 5:30 pm
	28 November 2009	9:00 am to 4:00 pm
	30 November 2009 to	
	2 December 2009	8:30 am to 5:30 pm
	3 December 2009	8:30 am to 8:00 pm
	4 December 2009	8:30 am to 6:00 pm
Hornsby PPVC	23 November 2009 to	
	25 November 2009	8:30 am to 5:30 pm
	26 November 2009	8:30 am to 8:00 pm
	27 November 2009	8:30 am to 5:30 pm
	28 November 2009	9:00 am to 4:00 pm
	30 November 2009 to	
	2 December 2009	8:30 am to 5:30 pm
	3 December 2009	8:30 am to 8:00 pm
	4 December 2009	8:30 am to 6:00 pm



Column 1 Place	Column 2 Days	Column 3 Times
Wahroonga PPVC	23 November 2009 to 27 November 2009	8:30 am to 5:30 pm
	30 November 2009 to 3 December 2009	8:30 am to 5:30 pm
	4 December 2009	8:30 am to 6:00 pm



## MINISTER FOR VETERANS' AFFAIRS

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

### DECLARATION OF MILITARY MEMORIAL OF NATIONAL SIGNIFICANCE

Min. No. 22/2009

1. Alan Griffin, Minister for Veterans' Affairs, declare the Shrine of Remembrance to be a Military Memorial of National Significance.

2. In this declaration, "Shrine of Remembrance" has the same meaning as in the *Shrine of Remembrance Act 1978* (Victoria).

Dated

4<sup>th</sup> November

2009

ALAN GRIFFIN  
MINISTER FOR VETERANS' AFFAIRS



Unique Identifying Number:  
EPBC303DC/SFS/2009/38



**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 including in the list the following:

- specimens that are or are derived from fish or invertebrates, other than specimens that belong to species listed under Part 13 of the EPBC Act, taken in the Western Australian South Coast Salmon Managed Fishery, as defined in the Western Australian *South Coast Salmon Fishery Management Plan 1982*, made under the Western Australian *Fish Resources Management Act 1994*.

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

- the specimen, or the fish or invertebrate from which it is derived, was taken lawfully; and
- the specimens are included on the list until 15 November 2014.

Dated this 11th day of November 2009

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





Unique Identifying Number:  
EPBC303DC/SFS/2009/39



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 including in the list the following:

- specimens that are or are derived from fish or invertebrates, other than specimens that belong to species listed under Part 13 of the EPBC Act, taken in the Western Australian South West Coast Salmon Managed Fishery, as defined in the Western Australian and *South-West Coast Salmon Fishery Management Plan 1982*, made under the *Western Australian Fish Resources Management Act 1994*.

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

- the specimen, or the fish or invertebrate from which it is derived, was taken lawfully; and
- the specimens are included on the list until 15 November 2014.

Dated this 11th day of November 2009

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



**Commonwealth  
of Australia**

# Gazette

No. S187, Friday, 13 November 2009

Published by the Commonwealth of Australia

**SPECIAL**



Government House  
Canberra ACT 2600

29 October 2009

It is notified for general information that the Governor-General has approved certain amendments to conditions for the award of the International Force East Timor Medal (INTERFET Medal) Regulations 2000, as detailed in the following Determination:



## COMMONWEALTH OF AUSTRALIA

### DETERMINATION UNDER THE INTERNATIONAL FORCE EAST TIMOR MEDAL REGULATIONS 2000

I, **QUENTIN ALICE LOUISE BRYCE**, Governor-General of the Commonwealth of Australia, pursuant to the International Force East Timor Medal (INTERFET Medal) Regulations 2000 contained in the Schedule to the Letters Patent dated 25 March 2000 (the Regulations) and on the recommendation of the Parliamentary Secretary for Defence Support, **hereby**:

- (a) **revoke** the determination made on 13 December 2000 under subregulation 5(3) of the Regulations;
- (b) **determine**, under subregulation 5(3) of the Regulations, the area comprising East Timor and the sea adjacent to East Timor out to a distance of 12 nautical miles from the low water mark to be the operational area of East Timor for the INTERFET Operation (*the Operation*);
  - (i) the period that commenced on 16 September 1999 and ended on 10 April 2000 to be the *period of operations* for *the Operation*;
- (c) **determine**, under subregulation 5(3) of the Regulations that the conditions for the award of the INTERFET Medal are:
  - (i) the Medal may be awarded to a member of the Australian Defence Force who rendered service as such a member while posted as a member of the Australian element of *the Operation* for 30 days, or for periods amounting in the aggregate to 30 days;
  - (ii) the Medal may be awarded to a member of the Australian Defence Force who rendered service as such a member of *the Operation* for 30 days, or for periods amounting in the aggregate to 30 days, as part of the contribution of a foreign defence force while on secondment or exchange with that foreign defence force;

- (iii) the Medal may be awarded to a member of a foreign defence force who rendered service as such a member while posted as a member of the Australian or foreign element of *the Operation* for 30 days, or for periods amounting in the aggregate to 30 days;
- (iv) the Medal may be awarded to a member of a foreign defence force who rendered service as such a member of *the Operation* for 30 days, or for periods amounting in the aggregate to days, as part of the contribution of the Australian Defence Force on secondment or exchange with the Australian Defence Force;
- (v) the Medal may be awarded to a member of the Australian Defence Force who completed 30 sorties within the duration of *the Operation*, provided those sorties were conducted over a period of not less than an aggregate of 30 days at a rate of one sortie per day;
- (vi) the Medal may be awarded to a member of a foreign defence force who completed 30 sorties within the duration of *the Operation*, provided that those sorties were conducted over a period of not less than an aggregate of 30 days at a rate of one sortie per day;
- (vii) the Medal may be awarded to a member of the Australian Defence Force who rendered service as such a member for a period of 30 days, or for periods amounting in the aggregate to 30 days, for official visits, inspections or other occurrences of a temporary nature with the military contribution in *the Operation*;
- (viii) the Medal may be awarded to a member of a foreign defence force who rendered service as such a member for a period of 30 days, or for a period amounting in the aggregate to 30 days, for official visits, inspections or other occurrences of a temporary nature with the military contribution in *the Operation*;
- (ix) the Medal may be awarded to a person who rendered service as part of the Australian element of *the Operation* for a period of 30 days, or for periods amounting in the aggregate to 30 days, and who in accordance with a determination made by the Parliamentary Secretary under subregulation 5(2) (b) of the Regulations, is in a class of persons who may be awarded the INTERFET Medal;

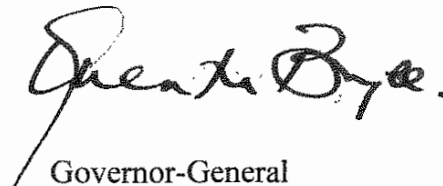


PROVIDED THAT where a member does not complete the determined *period of operations* required by subparagraphs (c) (i), (ii), (iii), (iv), (v) or (vi) owing to his or her death, evacuation due to illness, injury or other disability due to service, the member will be deemed to have completed that *period of operations*; and

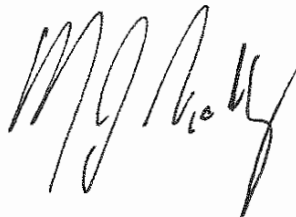
- (d) **determine**, for the purposes of this determination, that where an entitlement exists to the United Nations Transitional Authority in East Timor Medal (UNTAET Medal) for service on Operation Tanager from 20 February 2000 to 10 April 2000, a member or person is not eligible for the INTERFET Medal.

Dated

29/10 2009

  
Governor-General

By Her Excellency's Command



MIKE KELLY  
Parliamentary Secretary for Defence Support  
For the Minister for Defence





Commonwealth  
of Australia

# Gazette

No. S188, Friday, 13 November 2009

Published by the Commonwealth of Australia

**SPECIAL**



Government House  
Canberra ACT 2600

29 October 2009

It is notified for general information that the Governor-General has approved certain amendments to conditions for the award of the Australian Active Service Medal (AASM) with Clasp 'KUWAIT', as detailed in the following Declaration and Determination:



## COMMONWEALTH OF AUSTRALIA

### DECLARATION AND DETERMINATION UNDER THE AUSTRALIAN ACTIVE SERVICE MEDAL REGULATIONS

I, **QUENTIN ALICE LOUISE BRYCE**, Governor-General of the Commonwealth of Australia, pursuant to the Australian Active Service Medal Regulations contained in the Schedule to the Letters Patent dated 13 September 1988 (“the Regulations”) on the recommendation of the Parliamentary Secretary for Defence Support, **hereby**:

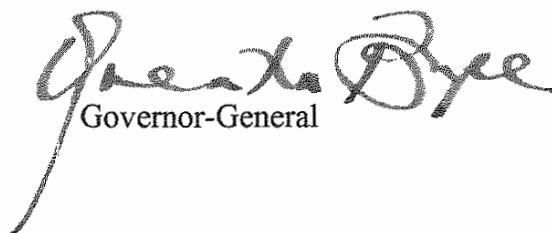
- (a) **revoke** the Declaration and Determination made on 31 March 1997 under regulation 3 and subregulation 4(2) respectively of the Regulations;
- (b) **declare**, under regulation 3 of the Regulations, the following warlike operations in which members of the Australian Defence Force were engaged, to be a *prescribed operation* for the purposes of the Regulations;
  - (i) participation in the multinational military deployment in the Persian Gulf during the period that commenced on 17 January 1991 and ended on 28 February 1991;
  - (ii) Operation “Damask VI” – Service on HMAS *Canberra* that commenced on 13 January 1993 and ended on 19 January 1993;
- (c) **determine**, under subregulation 4(2) of the Regulations, that the conditions for award of the Australian Active Service Medal with Clasp ‘KUWAIT’ (“the Medal”) for that *prescribed operation* are:
  - (i) the Medal may be awarded to a member of the Australian Defence Force who rendered assigned service as such a member of the Australian element for duty to the *prescribed operation* for a *prescribed period*;
  - (ii) the Medal may be awarded to a member of the Australian Defence Force who rendered assigned service as such a member for a *prescribed period*, as part of the contribution of a foreign Defence Force on an approved third country deployment to the *prescribed operation* while on secondment or exchange with the foreign Defence Force;

- (iii) the Medal may be awarded to a member of the Australian Defence Force who rendered assigned service as such a member of the Australian element for duty to the *prescribed operation* and who completed a *prescribed number of sorties* within the duration of the *prescribed operation*;
- (iv) the Medal may be awarded to a member of the Australian Defence Force who rendered service as such a member for official visits, inspections or other occurrences of a temporary nature with the military contribution in the *prescribed operation* for a *prescribed period* or a *prescribed number of sorties*;
- (v) the Medal may be awarded to civilian members of the Department of Defence, civilian contractors of the Department of Defence, accredited members of the Australian Red Cross and accredited members of the Salvation Army, attached in an official capacity for full time duty with the Australian military contribution in the declared operation for a prescribed period;
- (vi) in this paragraph “*prescribed period*” means:
  - (A) in relation to subparagraphs (c)(i), (c)(ii) and (c)(v), a period of not less than one day; and
  - (B) in relation to subparagraph (c)(iv), a period of not less than an aggregate of 30 days;
- (vii) in this paragraph “*prescribed number of sorties*” means:
  - (A) one operational sortie from a unit assigned to the *prescribed operation*; and
  - (B) 30 non-operational sorties from any unit, not necessarily assigned to the operation, where those sorties were conducted over a period of not less than an aggregate of 30 days at a rate of one sortie per day.

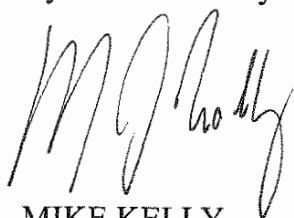
PROVIDED THAT where a member does not complete the *prescribed period* or *prescribed number of sorties* required by subparagraphs (c)(i), c(ii), c(iii), c(iv), or c(v) owing to his or her death, evacuation due to illness, injury or other physical disability due to service in the *prescribed operation*, the member will be deemed to have completed that *prescribed period* or *prescribed number of sorties*.

Dated

29/10 2009

  
Governor-General

By Her Excellency's Command



MIKE KELLY

Parliamentary Secretary for Defence Support  
For the Minister for Defence



Commonwealth  
of Australia

# Gazette

No. S189, Friday, 13 November 2009

Published by the Commonwealth of Australia

**SPECIAL**



Government House  
Canberra ACT 2600

29 October 2009

It is notified for general information that the Governor-General has approved certain amendments to conditions for the award of the Australian Service Medal (ASM) with Clasp 'KUWAIT', as detailed in the following Declaration and Determination:



## COMMONWEALTH OF AUSTRALIA

### DECLARATION AND DETERMINATION UNDER THE AUSTRALIAN SERVICE MEDAL REGULATIONS

I, **QUENTIN ALICE LOUISE BRYCE**, Governor-General of the Commonwealth of Australia, pursuant to the Australian Service Medal Regulations contained in the Schedule to Letters Patent dated 13 September 1988, ("the Regulations") on the recommendation of the Parliamentary Secretary for Defence Support, **hereby**:

- (a) **revoke** the Declaration and Determination made on 14 August 1998 under regulation 3 and subregulation 4(2) respectively of the Regulations;
- (b) **declare**, under regulation 3 of the Regulations, the following non-warlike operations in which members of the Australian Defence Force were engaged, to be a *prescribed operation* for the purposes of the Regulations;
  - (i) the multinational military deployment in the Persian Gulf that commenced on 2 August 1990 and ended on 16 January 1991; and
  - (ii) the multinational military deployment in the Persian Gulf that commenced on 1 March 1991;
- (c) **determine**, under subregulation 4(2) of the Regulations, that the conditions for award of the Australian Service Medal with Clasp 'KUWAIT' ("the Medal") for that *prescribed operation* are:
  - (i) the Medal may be awarded to a member of the Australian Defence Force who rendered assigned service as such a member of the Australian element for duty to the *prescribed operation* for a *prescribed period*;
  - (ii) the Medal may be awarded to a member of the Australian Defence Force who rendered assigned service as such a member for a *prescribed period*, as part of the contribution of a foreign Defence Force on an approved third country deployment to the *prescribed operation* while on secondment or exchange with the foreign Defence Force;



- (iii) the Medal may be awarded to a member of the Australian Defence Force who rendered service as such a member for official visits, inspections or other occurrences of a temporary nature for a *prescribed period*, with the military contribution in the activity described at paragraph (b)(i);
- (iv) the Medal may be awarded to a person who rendered assigned service as part of the Australian element of the *prescribed operation*, and who, in accordance with a determination made by the Minister under paragraph 4(4)(b) of the Regulations, is in a class of persons who may be awarded the Medal;
- (v) in this paragraph "*prescribed period*" for the *prescribed operation*:
  - (A) in relation to the activity described at subparagraph (b)(i) means, in relation to subparagraphs (c)(i), (c)(ii), (c)(iii), and (c)(iv) a period of not less than an aggregate of seven days; and
  - (B) in relation to the activity described at subparagraph b(ii) means, in relation to subparagraphs (c)(i), (c)(ii) and (c)(iv) a period of not less than an aggregate of 30 days;

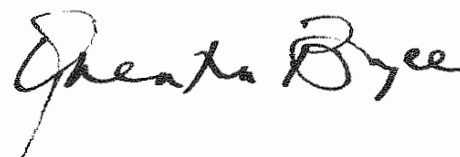
PROVIDED THAT where a member does not complete the *prescribed period* for the award of the Medal required by subparagraphs (c)(i), (c)(ii) or (c)(iv) owing to his or her death, evacuation due to illness, injury or other disability due to service, the member will be deemed to have completed that *prescribed period*.



- (d) **determine**, for the purposes of this determination, that where an entitlement exists to the Australian Active Service Medal (AASM) with Clasp 'KUWAIT' for service on Operation DAMASK VI that commenced on 13 January 1993 and ended on 19 January 1993, a person is not eligible for an award of the Medal where the entitlement to the Medal arises from the same rotation deployment as gave rise to the entitlement for the AASM with Clasp 'KUWAIT'.

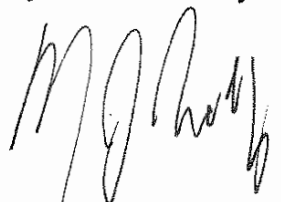
Dated

29/10 2009



Governor-General

By Her Excellency's Command



MIKE KELLY

Parliamentary Secretary for Defence Support  
For the Minister for Defence





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

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