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The date of publication of this Gazette is 1 December 2010

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

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

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

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

Through its responsibility for maintaining the Federal Register of Legislative Instruments (FRLI), OLDP plays an important role in the legislative process for Commonwealth legislative instruments.

OLDP prepares compilations of a range of Commonwealth legislation, arranges publication of Commonwealth legislation and legislative materials in hard copy form, and provides online access to Commonwealth legislation and legislative materials via the ComLaw (www.comlaw.gov.au) and the FRLI (www.frli.gov.au) websites.

OLDP's responsibilities

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

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

Other assistance

OLDP can provide advice on:

- the basis and role of delegated legislation and other instruments made under a statutory power
- the requirements and procedures for lodgment, registration, disallowance and sunseting of legislative instruments
- sound techniques for developing efficient drafting instructions (important for efficient achievement of your legislative program).

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OLDP can provide a range of other services on a billable basis, including:

- arranging gazettal and tabling of other OLDP drafted non-legislative instruments.
- preparing compilations of legislative and non-legislative instruments

How to contact us

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Barton ACT 2600
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Fax. (02) 6282 4352

THIS GAZETTE IS PRODUCED AS A CAMERA-READY PUBLICATION

QUALITY OF YOUR PUBLICATION

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

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A lodgment fee of \$121.00 plus a charge of \$121.00 per page will apply to the submission of notices for this Gazette.

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

CLOSING TIMES

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

INQUIRIES

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

Christmas/New Year publication arrangements

The last Government Notices Gazette for 2010 will be published on **Wednesday, 22 December**. Normal closing times will apply.

The first Government Notices Gazette for 2011 will be published on **Wednesday, 12 January**.

Arrangements for publication of Special Gazettes over the Christmas/New Year period can be made by telephoning (02) 6141 4333. Please note that additional fees may apply on certain dates and we recommend that maximum possible notice be given to ensure timely gazettal.

General Information

GAZETTE INQUIRIES

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

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

NOTICES FOR PUBLICATION and related correspondence can be lodged:

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

By post: Gazette Office, Attorney General's Department, 3-5 National Circuit, Barton ACT 2600.

By fax: (02) 6282 5140

By e-mail: gazettes@ag.gov.au.

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

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

Publication of hard copy notices

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

Publication of electronic notices

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

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

CLOSING TIMES FOR LODGMENT

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

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

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

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

ADVERTISING RATES (GST inclusive)

Government Notices: a lodgment fee of \$121 plus a charge of \$121 per A4 page

Special Gazette notices:

- during business hours: a lodgment fee of \$363 plus a charge of \$121 per A4 page.
- outside normal business hours: a lodgment fee of \$605 plus a charge of \$121 per A4 page

Periodic Gazette notices: a lodgment fee of \$242 plus a charge of \$60.50 per A4 page.

A maximum charge of \$8,000 per 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 3.25 cents per page per copy — minimum charge: \$6.50.

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

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

AVAILABILITY

The *Gazette* may be purchased by mail order (Tel. 1300 889 873 Fax (02) 6293 8388) from CanPrint Communications, 16 Nyrang Street, Fyshwick ACT 2609. Over the counter sales are available from CanPrint Communications at the address above.

Over the counter sales are also available from the following outlets:

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

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

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

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

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

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PO Box 7456
Canberra MC ACT 2610
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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	8 January 2010	<i>Environment Protection and Biodiversity Conservation Act 1999</i> Removal of a place from the Commonwealth Heritage List: Kissing Point Fort
P 2	7 April 2010	<i>Environment and Heritage Legislation Amendment Act (No. 1) 2003</i> Amendment to Periodic Gazette No. P5, Thursday, 15 July 2004: Determination concerning the entry of Register of the National Estate places in the Commonwealth Heritage List
P 3	11 June 2010	<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of Permissions Granted, Refused, Suspended, Reinstated, Revoked or Reconsidered - October 2009 - May 2010
P 4	30 September 2010	<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of Permissions; Granted, Refused, Suspended, Reinstated, Revoked or Reconsidered - 25.11.09 to 31.07.10 and not previously gazetted
P 5	10 November 2010	<i>Environment Protection and Biodiversity Conservation Act 1999</i> Removal of Bushmead Rifle Range Commonwealth Area from the Commonwealth Heritage List

Department of the House of Representatives

Acts of Parliament assented to

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

Assented to on 17 November 2010:

- No. 120 of 2010—An Act to amend the law relating to veterans' affairs and military rehabilitation and compensation, and for other purposes. (*Veterans' Affairs and Other Legislation Amendment (Miscellaneous Measures) Act 2010*).
- No. 121 of 2010—An Act to amend the *Food Standards Australia New Zealand Act 1991*, and for other purposes. (*Food Standards Australia New Zealand Amendment Act 2010*).
- No. 122 of 2010—An Act to amend the law relating to primary industry levies, and for related purposes. (*Primary Industries (Excise) Levies Amendment Act 2010*).

Assented to on 18 November 2010:

- No. 123 of 2010—An Act to provide for the recognition of carers, and for related purposes. (*Carer Recognition Act 2010*).
- No. 124 of 2010—An Act to amend the *Tradex Scheme Act 1999*, and for other purposes. (*Tradex Scheme Amendment Act 2010*).
- No. 125 of 2010—An Act to amend the *Ozone Protection and Synthetic Greenhouse Gas Management Act 1989*, and for related purposes. (*Ozone Protection and Synthetic Greenhouse Gas Management Amendment Act 2010*).

Assented to on 23 November 2010:

- No. 126 of 2010—An Act to amend the *National Health Act 1953*, and for related purposes. (*National Health Amendment (Pharmaceutical Benefits Scheme) Act 2010*).

B C WRIGHT
Clerk of the House of Representatives

Government Departments**Attorney-General**COMMONWEALTH OF AUSTRALIA
*CUSTOMS ACT 1901*NOTICE OF RATES OF EXCHANGE - section 161J *CUSTOMS ACT 1901*

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

SCHEDULE		(Foreign Currency = AUS \$1)						
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7	Column 8	Column 9
	Currency	17/11/2010	18/11/2010	19/11/2010	20/11/2010	21/11/2010	22/11/2010	23/11/2010
Brazil	Real	1.6956	1.6986	1.6943	1.691	1.691	1.691	1.6984
Canada	Dollar	0.9935	0.997	1.003	1.0069	1.0069	1.0069	1.005
China, PR of	Yuan	6.5371	6.4789	6.5157	6.5519	6.5519	6.5519	6.571
Denmark	Kroner	5.3991	5.3931	5.3964	5.4009	5.4009	5.4009	5.3725
European Union	Euro	0.7241	0.7232	0.7237	0.7244	0.7244	0.7244	0.7204
Fiji	Dollar	1.8009	1.7994	1.8033	1.8101	1.8101	1.8101	1.8091
Hong Kong	Dollar	7.6353	7.5722	7.6135	7.663	7.663	7.663	7.6802
India	Rupee	44.5	44.24	44.54	44.73	44.73	44.73	44.83
Indonesia	Rupiah	8823	8729	8786	8831	8831	8831	8838
Israel	Shekel	3.6211	3.5854	3.6048	3.608	3.608	3.608	3.6024
Japan	Yen	81.81	81.34	81.66	82.51	82.51	82.51	82.65
Korea, Republic of	Won	1111.97	1106.9	1118.3	1115.96	1115.96	1115.96	1115.88
Malaysia	Ringgit	3.0913	3.0558	3.0758	3.0835	3.0835	3.0835	3.0801
New Zealand	Dollar	1.2741	1.2709	1.2709	1.2701	1.2701	1.2701	1.2718
Norway	Kroner	5.8919	5.924	5.9082	5.9165	5.9165	5.9165	5.8989
Pakistan	Rupee	84.14	83.52	83.98	84.55	84.55	84.55	84.48
Papua New Guinea	Kina	2.5749	2.5524	2.5666	2.5838	2.5838	2.5838	2.5915
Philippines	Peso	43.07	42.7	42.95	43.03	43.03	43.03	43.28
Singapore	Dollar	1.2818	1.2732	1.2756	1.2811	1.2811	1.2811	1.2819
Solomon Islands	Dollar	7.9427	7.8734	7.9169	7.9702	7.9702	7.9702	7.9871
South Africa	Rand	6.8596	6.8584	6.8681	6.8736	6.8736	6.8736	6.8888
Sri Lanka	Rupee	109.97	108.81	109.48	110.34	110.34	110.34	110.55
Sweden	Krona	6.7691	6.7874	6.7852	6.7881	6.7881	6.7881	6.756
Switzerland	Franc	0.9694	0.9724	0.9717	0.9834	0.9834	0.9834	0.9819
Taiwan	Dollar	29.74	29.52	29.83	29.92	29.92	29.92	29.96
Thailand	Baht	29.38	29.2	29.39	29.53	29.53	29.53	29.59
United Kingdom	Pound	0.6135	0.6145	0.6168	0.616	0.616	0.616	0.6187
USA	Dollar	0.9849	0.9763	0.9817	0.9883	0.9883	0.9883	0.9904

Mark Collidge
 Delegate of the Chief Executive Officer of Customs
 Canberra ACT
 24/11/2010

Broadband, Communications and the Digital Economy

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 22 November 2010 a carrier licence was granted to 3Play Networks Pty Ltd, ACN 104 632 475 under subsection 56(1) of the Act.



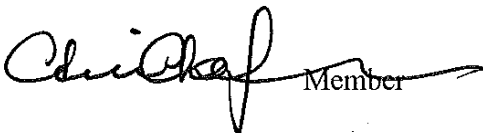
Telecommunications (Types of Cabling Work) Amendment Declaration 2010 (No. 1)¹


Telecommunications Act 1997

The AUSTRALIAN COMMUNICATIONS AND MEDIA AUTHORITY makes this Declaration under subsection 419(1) of the *Telecommunications Act 1997*.

Dated 19th November 2010




Member


Member

1 Name of Declaration

This Declaration is the *Telecommunications (Types of Cabling Work) Amendment Declaration 2010 (No. 1)*.

2 Commencement

This Declaration commences on the later of:

- (a) the date it is registered; and
- (b) the date of its gazettal.

3 Amendment of *Telecommunications (Types of Cabling Work) Declaration 1997*

Schedule 1 amends the *Telecommunications (Types of Cabling Work) Declaration 1997*.

Schedule 1 Amendments

(section 3)

[1] Subsection 3(1)

insert

ACA TS 024 – 1997 means the *Telecommunications Technical Standard (Broadcaster Interface Standard – ACA TS 024 – 1997)* made by the Australian Communications Authority on 10 December 1997.

Industry Guideline G642:2010 means Industry Guideline G642:2010 *Installation of Broadcast Cabling and connection of Digital Broadcast Equipment to a Telecommunications Network* issued by Communications Alliance Ltd in June 2010.

manager of a telecommunications network has the meaning given in section 375 of the Act.

telecommunications network has the meaning given in section 374 of the Act.

[2] After subsection 3(1)

Insert

Note A number of terms used in this Declaration are defined in the Act including:

- connected;
- customer cabling; and
- customer equipment.

[3] Subsection 3(2)

substitute

In this Declaration, a reference to an Australian Standard or an Industry Guideline is a reference to the standard or guideline, as the case may be, as in force from time to time.

[4] Schedule 1, paragraph 1(c)

substitute

(c) either:

- (i) is connected, or is to be connected, to a telecommunications network:
 - (A) by customer equipment which meets the requirements of ACA TS 024 – 1997; or
 - (B) in accordance with the written consent of the manager of the network; or
- (ii) is, or is to be, installed and connected to a telecommunications network:
 - (A) in accordance with the requirements of Industry Guideline G642: 2010; or
 - (B) in accordance with written consent of the kind described in clause 3.1.1 of Industry Guideline G642:2010.

Note ACA TS 024 – 1997 contains requirements relating to the connection of certain analogue equipment. Industry Guideline G642: 2010 contains requirements relating to the installation and connection of digital equipment and cabling.

[5] Schedule 1, item 4

substitute

4. Cabling work that involves the connection of associated customer equipment by end-users if the associated customer equipment bears a compliance label in accordance with a notice made under Division 7 of Part 21 of the Act.

Note

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See <http://www.frli.gov.au>.

Defence

DETERMINATIONS

Defence Act 1903

NOTICE OF THE MAKING OF DETERMINATIONS UNDER SECTION 58B

NOTICE is hereby given that the following determinations have been made under section 58B of the *Defence Act 1903*. Copies of the Determinations are available on www.defence.gov.au/dpe/pac. For further information contact the Directorate of Conditions Information and Policy Services on pacman@defence.gov.au.

Year/Det	Title	Signed
2010/57	Excess commuting costs – amendment	19/11/2010

Education, Employment and Workplace Relations



Gazette notice

25 November 2010

Safe Work Australia is the national body developing model work health and safety laws with the aim of achieving the best possible approach to health and safety for all Australian workplaces.

Safe Work Australia will release the draft model Work Health and Safety Regulations and priority model Codes of Practice for public comment in December 2010 for four months.

Safe Work Australia works in partnership with the Commonwealth, state and territory governments to deliver harmonised work health and safety laws across Australia by the end of December 2011.

The *Model Work Health and Safety (WHS) Act* was endorsed by the Workplace Relations Ministers' Council in December 2009. To support the model WHS Act, Safe Work Australia has developed an exposure draft of the model Work Health and Safety Regulations, priority model Codes of Practice, a Discussion Paper and Consultation Regulatory Impact Statement to be released for public comment. The public comment period will close in April 2011.

The public comment period will provide an opportunity for individuals and organisations to participate in the development of the model Work Health and Safety Regulations and priority model Codes of Practice and ensure their voice is heard.

Model work health and safety laws will allow organisations to effectively manage workplace safety and work to one set of laws regardless of the number of states or territories in which they operate.

For more information on the model work health and safety laws, visit www.safeworkaustralia.gov.au.

Sustainability, Environment, Water, Population and Communities



Australian Government

Department of Sustainability, Environment, Water, Population and Communities

NOTICE OF APPLICATION RECEIVED UNDER THE *HAZARDOUS WASTE (REGULATION OF EXPORTS AND IMPORTS) ACT 1989*

Pursuant to Section 33 of the *Hazardous Waste (Regulation of Exports and Imports) Act 1989*, notice is given that an application has been received from AusZinc Metals and Alloys, Lot 2, Shellharbour Road, Port Kembla, NSW 2505 in Australia to import up to 126 tonnes of Galvanizers Ash from Webforge (NZ) Limited, 23 Kelvin Grove, Palmerston North, New Zealand for recycling/reclamation of metals and metal compounds.

The material is destined for R4 “*Recycling/reclamation of metals and metal compounds*”. The UN Number for this material is 1435 “*Zinc ashes.*”, and it has hazardous characteristic H13 “*Capable, by any means, after disposal of yielding another material, e.g. leachate.*”

The zinc ash will be contained in 200 litre steel drums and either sealed with a steel lid or shrink wrapped. The drums will then be containerised in 20ft shipping containers and transported by road and loaded onto a ship at the New Zealand port of Wellington. Once the shipments have arrived at the Australian port of Sydney, they will be transported by road to Port Kembla for destuffing and the contents delivered by road to the AusZinc facility also located in Port Kembla.

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

The export would take place in six (6) shipments over twelve (12) months commencing from the date of the permit, if granted.

A handwritten signature in black ink, appearing to be 'D. Hall', with a long horizontal line extending to the right.

Mr Damien Hall
Acting Assistant Secretary
Environment Protection Branch

18 November 2010



Australian Government

Department of Sustainability, Environment, Water, Population and Communities

NOTICE OF APPLICATION RECEIVED UNDER THE *HAZARDOUS WASTE (REGULATION OF EXPORTS AND IMPORTS) ACT 1989*

Pursuant to Section 33 of the *Hazardous Waste (Regulation of Exports and Imports) Act 1989*, notice is given that an application has been received from Tasmanian Worldwide Shipping, Suite 12, 3rd Floor, Galleria Building, 33 Salamanca Place, Battery Point, Tasmania 7004 in Australia to import up to 169,800 kg & 14,500 litres of wastes from the French Antarctic station, Dumont d'Urville in Adélie Land, Antarctica, for recycling/reclamation, and final disposal operations.

The material has hazardous characteristics H3, "*Inflammable liquids*", H8 "*Corrosives*", H11 "*Toxic (delayed or chronic)*", H12 "*Ecotoxic*", and H13 "*Capable, by any means, after disposal of yielding another material, e.g. leachate*".

All wastes returned from Antarctica are sorted into various waste streams and in individual storage units. The wastes are not mixed, and will return in cardboard boxes packed in steel containers, strong enclosed wooden boxes, steel containers, and steel storage tanks as required. Once the shipments have arrived at the Australian port of Hobart, the wastes will be transported by road or appropriate equipment to the approved and secured Australian Quarantine Inspection Service facility located at the Tasmanian Ports Corporation Wharf Facility area at the port of Hobart, where the wastes will be inspected. If necessary, the wastes will be assessed and resorted if required before being recycled/disposed at Veolia Environmental Services (Australia) Pty Ltd facilities.

The movements will not transit any other port or roadstead on its voyage to Australia.

The export would take place in five (5) shipments over twelve (12) months commencing from the date of the permit, if granted.

A handwritten signature in black ink, appearing to read 'Damien Hall', with a long horizontal line extending to the right.

Mr Damien Hall
Acting Assistant Secretary
Environment Protection Branch

22 November 2010



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
MIELE	Clothes Washing Machine	Family Name: PW 6065 Vario Models: PW 6065 Vario	R002185
ARISTON	Clothes Washing Machine	Family Name: None Models: AQ9D 49 U/V, AQ9D 49 UH/V	R002186
NOVELLI	Tap and tap outlet set	Family Name: 3 hole tap style sets Contessa Long reachBasin set PO 801/s1, Contessa gose neck basin set P801/1, Contessa wall sink set PO 806/1, DynastyBasin set Po701/1, Dynasty swivel basin set, Dynasty Wall sink setPO706/1, QuadrettoLong reach basin setPO 901/1, QuadrettoLong reachswivel basinsetPO 901/S1, QuadrettoWall sink set PO 906/1	R002187
NOVETRADE	Tap and tap outlet set	Family Name: Tap Equipment DoveBasin set PJ750, Gull Vanity sink set PJ1766cc, Dove Vanity SinksetPJ1756, Dove Wall Sink set PJ1761, Wren Basin SetPJ850, Wren Sink SetPJ856, Wren Wall Sink SetPJ861, Falcon Basin set PJ1850, Falcon Vanity Sink set PJ1856, Falcon Wall Sink setPJ1861, Falcon Utility Wall Sink setPJ1881, Hawk Basin set PJ3050, FinchBasin setPJ1150, Finch Laundry setPJ1160, Finch forward Bowl sink set PJ1164, Project Basin set PJ1450, Project Laundry set PJ 1460, Project Forward Bowl sink set PJ1464 PJ 1460, Project SinkMixer PJ1404, Project Fixed Basin MixerPJ1400, Project swivel Basin set FS 1402-S1450, EasyClean Goosneck Basin set EJ140V, EasyClean Cast Basin setEJ130V, EasyClean Forward bowl sinkset EJ133V, Gull Wall Sink setPJ1761 cc, Hawk Utility setPJ3081, Hawk Vanity Sink setPJ3056, HawkWall sink setPJ3061, Gull Basin set PJ1750CC	R002188
DORF CLARK IND	Shower	Family: CD-ST-35-CV15FR-456 Stylus - Conrad (Shower Set), Stylus - Cadet (Rail Shower Set), Stylus - Cadet (Rail Shower Kit), Stylus - Cadet (Hand Shower Kit), Stylus - Conrad (Rail Shower), Stylus - Conrad, Stylus - Cadet (Rail Shower), Stylus - Cadet	R002189
HUIDA	Tap only	Family: HD HDA3038XH1-AS(MSMSQ-C), HDA3031M-AS(MBM-C), HDA3038XH-AS(MSM-C), HDA3061M-AS(MBMSLSQ-C), HDA3068XH-AS(MSMSLSQ-C), HDA3081M-AS(MBMSLGN-C), HDA3088XH-AS(MSMSLGN-C), HD358M	R002190
DORF CLARK IND	Tap and tap outlet set	Family: SL-CD-DO-4S-NT Model: Dorf - Epic	R002191
HUIDA	Tap only	Family: HD HD351M, HDA0791M, HDA0791MG, HDA3011M-AS(SBM-C), HDA3071M-AS(MBMSQ-C), HDA3018XH-AS(SSM-C)	R002192
KOHLER	Shower	Family: KOHLER showers 18358A, 18359A, 18360A, 18361A, R36814A	R002193
INDESIT	Clothes Washing Machine	Family Name: None Models: PWE 8147 S, PWE 8148 W	R002194
INDESIT	Clothes Washing Machine	Family Name: None Models: PWC 7127 S, PWC 7128 W	R002195
CAROMA	WC cistern only	Addition to Family: Caroma 4 Star Model: Cameo CC 4S RH Cistern	R000008FR
KOHLER	Tap only	Family: Kohler basin mixer Models: 10861A-4ND, 10860A-4ND	R002196
VITRA - ARTEMA FAUCETS	Tap only	Family: Vitra - Artema Faucets Dynamic S Basin Mixer, D-Line Basin Mixer, Slope Basin Mixer	R002197
BELLINI	Dishwasher	Family: BDW107* Models: BDW107W, BDW107X	R002198

Pending Gazettal Publication on the
01 December 2010

Delegate of the Water Efficiency Labelling and Standards Regulator
25 November 2010

DEPARTMENT OF SUSTAINABILITY, ENVIRONMENT, WATER, POPULATION and COMMUNITIES
Environment Protection and Biodiversity Conservation Act 1999

For further information see the referrals list at <http://www.environment.gov.au/epbc/notices>
and type the reference number in the Search box

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

Reference	Title	Controlling Provisions	Date
2010/5693	Mirvac (WA) Pty Ltd/Commercial development/4km NE of Mandurah and 60km south of Perth/WA/Parklands West Estate Development	<ul style="list-style-type: none"> Listed threatened species and communities (sections 18 & 18A) 	16-Nov-2010
2010/5696	Fortescue Metals Group Limited/Mining/North of Fortescue and approx 129km north west of Newman/WA/Expansion of Cloudbreak iron ore mine	<ul style="list-style-type: none"> Listed threatened species and communities (sections 18 & 18A) Listed migratory species (sections 20 & 20A) 	17-Nov-2010

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

Reference	Title	Date
2010/5667	Martin J Kline /Private/26 Base Street, Victoria Point/QLD/Reconfiguration of a Lot (subdivide on into two)	18-Nov-2010
2010/5697	Goulburn – Mulwara Council/Water management and use/Wingecarribee reservoir to Goulburn WTP/NSW/Highland Source Project	18-Nov-2010
2010/5699	Department of Transport and Main Roads/Transport – land/21km east of Gympie and 54km north-west of Noosa/QLD/Upgrade to the existing unsealed section of the Kin Kin Road, Noonan Range	18-Nov-2010
2010/5704	National Capital Authority/Transport - land/Intersection Anzac Parade - Blamey Crescent - Currong Street/ACT/Installation of traffic lights at the intersection of Anzac Parade	19-Nov-2010
2010/5652*	Seatrucks Australia/ Svitsea Pty Ltd /Transport – water/Australian external Territory of Ashmore & Cartier Island/Other Aus land/water/Tow West Atlas wreck from present location to boundary of EEZ	21-Nov-2010
2010/5670	Tablelands Regional Council/Science and research/Lloyd Street, Mareeba/QLD/Action plan for management of Flying Fox camp on Barron River	24-Nov-2010
2010/5695*	Apache Energy Ltd/Exploration (mineral, oil and gas - marine)/Offshore Carnarvon Basin/WA/Undertake a 3D marine seismic survey	24-Nov-2010
2010/5662*	Goulburn-Murray Water/Natural resources management/Hattah-Kulkyne National Park/VIC/Hattah Lakes Living Murray Floodplain Management Project	24-Nov-2010

- Actions which are not controlled actions provided they are undertaken in a particular manner. Further information on provision and manner specified is available from www.environment.gov.au/epbc/notices

ASSESSMENT APPROACH (*EPBC Act s.87*)

Reference	Title	Assessment Approach	Date
2010/5693	Mirvac (WA) Pty Ltd/Commercial development/4km NE of Mandurah and 60km south of Perth/WA/Parklands West Estate Development	Referral Information	16-Nov-2010

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

Reference	Title	Approval Decision	Date
2010/5498	Charbon Coal Pty Ltd/Mining/Parish of Clandulla, County of Roxburgh/NSW/Expansion of Charbon Colliery	Approved with conditions	19-Nov-2010
2010/5424	Roy Hill Infrastructure Pty Ltd/Transport - land/East Pilbara, Port Hedland and Ashburton/WA/Roy Hill to Port Hedland Rail Line and Associated Infrastructure	Approved with conditions	23-Nov-2010

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

Reference	Title	Extended by (Days)	Date
2010/5498	Charbon Coal Pty Ltd/Mining/Parish of Clandulla, County of Roxburgh /NSW /Expansion of Charbon Colliery	4 Business days	15-Nov-2010

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



LANDS ACQUISITION ACT 1989 PRE-ACQUISITION DECLARATION

1. Acquisition

In accordance with the *Lands Acquisition Act 1989*, I am considering the acquisition of the interests in land specified in paragraph 3 for the public purpose described in paragraph 4.

The Commonwealth of Australia is the acquiring authority.

2. The Land

This declaration relates to approximately 1.03 hectares of land at Bullsbrook, City of Swan in the State of Western Australia being part Lot 149 Plan 3669.

The land forms part of the property located at 41 Butternab Road, Bullsbrook, Western Australia. The land is shown hatched within the boundary of the property numbered 41 in the Location Plan attached.

3. The Interests in Land

This declaration relates to the freehold interest in the land.

4. Public Purpose

The public purpose of the acquisition is defence.

5. Suitability for use for a public purpose

The land appears to be suitable for use by the Commonwealth of Australia for the public purpose described in paragraph 4.

6. Particulars of Proposed Use

The land appears to be suitable for use by the Department of Defence as it is affected by the yellow safeguarding zone relating to the ordnance loading facility at RAAF Base Pearce, Bullsbrook, Western Australia.

7. Reasons why the Land appears to be Suitable for the Proposed Use

The reason why the land appears to be suitable for the use described in paragraph 6 is that it is adjacent to the Defence owned RAAF Base Pearce facility at Bullsbrook, Western Australia; and is affected by the yellow safeguarding zone relating to the RAAF Base Pearce ordnance loading facility. Ownership of the land complies with the Department of Defence's policy that yellow and green safeguarding zones are to be contained within land under its control.

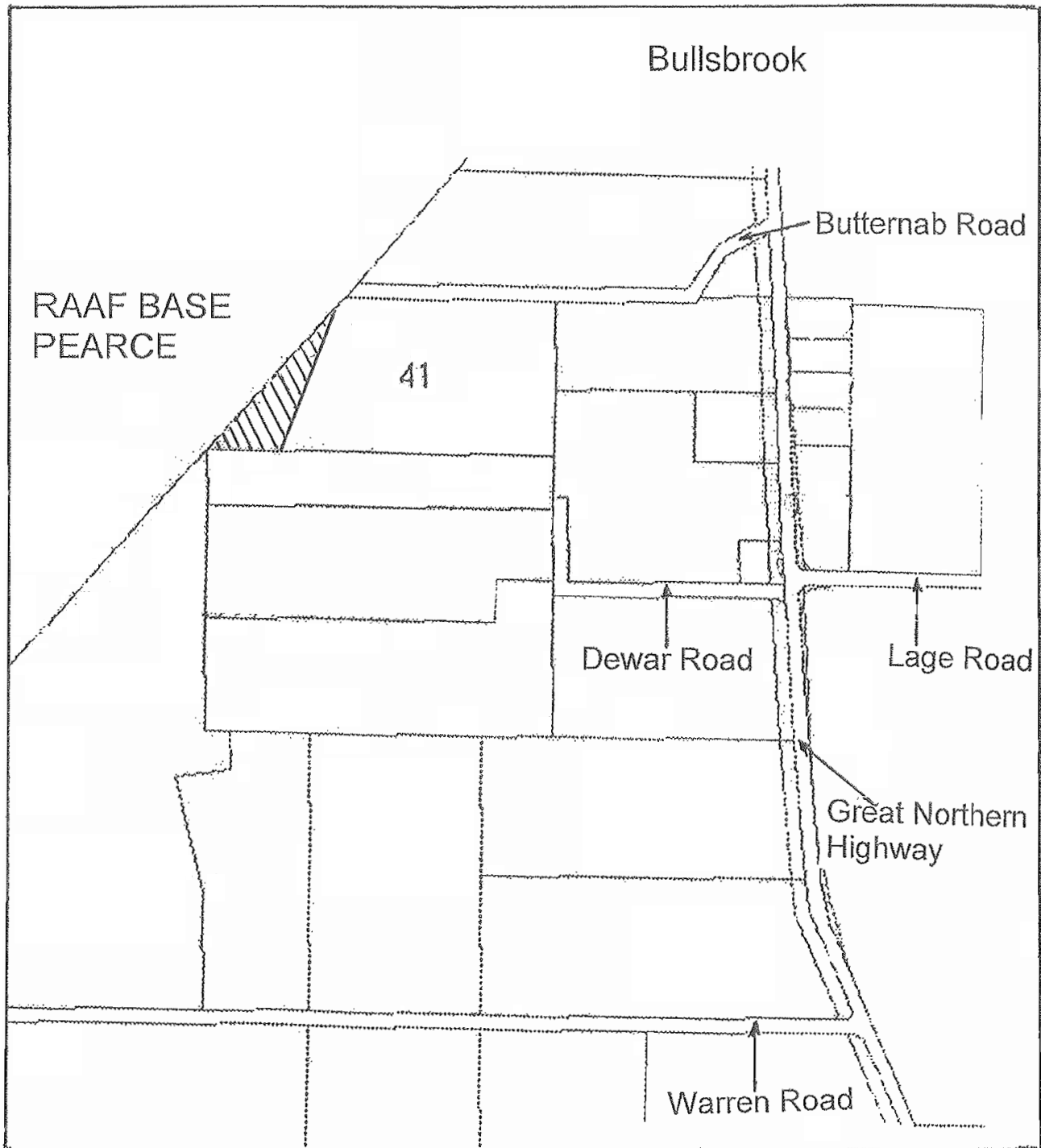
DATED this *Ninth* day of *November* 2010.



Guy Verney
Delegate of the Minister for Finance and Deregulation
Assistant Secretary
Special Claims and Land Policy Branch
Department of Finance and Deregulation

Note: This Pre-Acquisition Declaration signifies that the Commonwealth is considering acquisition of the interests in land specified in paragraph 3. It does NOT mean that the interests in land have been acquired.

LOCATION
PLAN





REGISTER OF POLITICAL PARTIES

The Australian Electoral Commission (AEC) has received the following application for registration as a non-parliamentary party under the provisions of the *Commonwealth Electoral Act 1918* (the Electoral Act).

Name of Party: **The First Nations Political Party**
Abbreviation of party name: **FNPP**
Proposed registered officer: Ken Lechleitner
Address: 2 Alba Court
ALICE SPRINGS NT 0870

The above application is made by the secretary and another 9 members of the party and states that the party wishes to receive election funding.

If you believe that the party should not be registered because, under the Electoral Act:

- the party does not meet the eligibility criteria for registration; or
- the party's application has not been correctly made; or
- the party's name and/or abbreviation are prohibited,

you may lodge an objection. Objections must be received by the Commission by **4 January 2011**, must be in writing and include your name, street address, signature and the grounds for your objection. Objections can be sent to:

Shawn O'Brien
Australian Electoral Commission
PO Box 6172
Kingston ACT 2604 or
faxed to (02) 6271 4555 or
scanned and emailed to fad@aec.gov.au

For more detailed information on objecting to an application for the registration of a political party, please consult the AEC website at the following link, or contact the AEC by fax or email as above, or by phone on (02) 6271 4607.

http://www.aec.gov.au/Parties_and_Representatives/Party_Registration/Information_Sheets/party_reg_objections.htm

Sue Sayer
Director Funding and Disclosure

Health and Ageing



Australian Government
Department of Health and Ageing
Therapeutic Goods Administration

**PUBLICATION OF CANCELLATION OF ENTRIES FOR KINDS OF
MEDICAL DEVICES
FROM THE AUSTRALIAN REGISTER OF THERAPEUTIC GOODS
SECTION 41GP OF THE *THERAPEUTIC GOODS ACT 1989***

I, Shelley Tang, 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 particulars of the cancellation of the following entry of a kind of medical device from the Australian Register of Therapeutic Goods under paragraphs 41GN(1)(b)(e) and (f) of the Act.

ARTG entry of a kind of medical device: Biofeedback system

ARTG number: 148828

Sponsor: Integrated Functional Medicine Pty Limited

Manufacturer: Wegamed GmbH (Germany)

Date cancelled: 25 October 2010

Date effective: 23 November 2010

The sponsor voluntarily cancelled this entry on the 4 November 2010 following the notice of cancellation of the 25 October 2010.

Reasons:

The sponsor of the medical device has failed to comply with the condition of inclusion relating to the Essential Principles for safety and performance, hence the safety and performance of the device is unacceptable. The certifications made in the application to include this kind of device in the Register are not correct in relation to the intended purpose for this kind of device and the devices compliance with the Essential Principles.

(signed by)

Shelley Tang
Delegate of the Secretary to the Department of Health and Ageing

18 November 2010



Australian Government
Department of Health and Ageing
Therapeutic Goods Administration

THERAPEUTIC GOODS ACT 1989

SECTIONS 14 and 14A NOTICE

On 9 July 2010, 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 – artemeter / lumefantrine (Riamet) 20 mg / 120 mg dispersible tablets AUST R 158523 by Novartis Pharmaceuticals Australia Pty Ltd, of 54 Waterloo Rd, North Ryde, NSW (“the Company”); AND
- (b) For the above product to not conform with TGO 69 clause 3(2)(a), in that the details of the product name do not contain the amount of each active, as was approved at the time of registration.

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 to batch F0073.
- 2. The exempted labels are those supplied with the letter of 7 July 2010, where the product name does not include the amounts of each active, although these details do appear elsewhere on the main label.
- 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 20 July 2010, 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 Syntometrine 1 mL injection (AUST R 13396) by Novartis Pharmaceuticals Australia Pty Ltd, of 54 Waterloo Rd, North Ryde, NSW (“the Company”); AND
- (b) for the labels of the above product to not conform with TGO 69 in relation to clause 4(7)(c) [statement of content of oxytocin is not as entirely as approved] and 3(5)(b)(i) [quantities of excipients are not stated].

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 to batch S0055 only, comprising approximately 1,500 packs.
2. The exempted labels are those supplied in New Zealand, as detailed in the application dated 7 July 2010.
3. No other changes have been made to the product.
4. The AUST R number and Australian sponsor address will be overstickered onto the exempted carton labels.



Australian Government
Department of Health and Ageing
Therapeutic Goods Administration

**PUBLICATION OF CANCELLATION OF ENTRIES FOR KINDS OF
MEDICAL DEVICES
FROM THE AUSTRALIAN REGISTER OF THERAPEUTIC GOODS
SECTION 41GP OF THE *THERAPEUTIC GOODS ACT 1989***

I, Linda Punyer, 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 particulars of the cancellation of the following entry of a kind of medical device from the Australian Register of Therapeutic Goods under paragraph 41GN(1) (f) of the Act:

ARTG entry of kind of medical device: Dental Rubber Dam Kit

ARTG number: 170000

Sponsor: Discus Dental Australia Pty Limited

Manufacturer: Discus Dental LLC (United States of America)
(Client ID: 19418)

Date cancelled: 22 September 2010

Reason:

The certification made in the device application that this device is a medical device is incorrect. This particular dental rubber dam kit is intended for whitening discoloured teeth and is an excluded good in accordance with section 4 item (e) of the Therapeutic Goods (Excluded Goods) Order No.1 of 2008.

(signed by)

Linda Punyer
Delegate of the Secretary to the Department of Health and Ageing

25 November 2010



Australian Government
Department of Health and Ageing
Therapeutic Goods Administration

COMMONWEALTH OF AUSTRALIA

THERAPEUTIC GOODS ACT 1989

SECTION 14 and 14A NOTICE

On 1 July 2010, 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 silver sulfadiazine FLAMAZINE 1.0% w/w cream in jars and tubes (AUST R 159338 & 159342) by Smith & Nephew Pty Ltd, of 315 Ferntree Gully Road, Mount Waverly VIC (“the Company”); AND
- (b) for that product not to conform TGO 69 with respect to:
 - the inclusion of the Australian sponsor’s name and address on the tube label
 - the manner of expression of the active drug
 - the use of a non-AAN synonym for an excipient (glycerol monostearate vs glycerol monostearate)

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 31 January 2011;
2. The exempted labels are the UK tube, carton labels submitted with the letter of 9 June 2010.
3. The UK information leaflet submitted with the letter of application on the 9 June 2010 is supplied with the product.
4. The carton label and the jar label will be over stickered with the following:
 - the Australian sponsor’s name and address,
 - the applicable AUST R number, and
 - the SUSDP signal heading (PRESCRIPTION MEDICINE) and cautionary statement (KEEP OUT OF REACH OF CHILDREN)
5. No other change have been made to the product.

DH&A REF 772

**AUSTRALIAN GOVERNMENT
HEALTH INSURANCE ACT 1973**

ORDER UNDER SUBSECTION 6(1)

I, VERONICA DAVIDSON, Delegate for the Minister for Health and Ageing, acting under subsection 6(1) of the *Health Insurance Act 1973* ('the Act'), hereby:

(a) DECLARE that the persons included in the specified class, being persons who:

- (i) are lawfully resident in Australia; and
- (ii) prior to taking up residence in Australia would have been covered by a reciprocal health care agreement to which Australia is a party; and
- (iii) hold a subclass 410 visa as an 'established applicant' within the meaning of the Migration Regulations; and
- (iv) but for this Order, would not be treated as eligible persons,

shall be treated as having been eligible persons for the purposes of the Act according to the terms of the relevant reciprocal health care agreement;

(b) DECLARE that this Order shall have effect from 1 January 2011 to 31 December 2014 inclusive.

Dated this 19th day of November 2010



**VERONICA DAVIDSON
DELEGATE FOR THE MINISTER
FOR HEALTH AND AGEING**

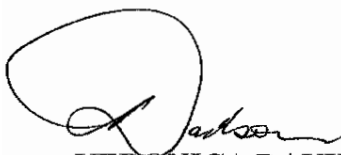
DoH&A Ref 773

AUSTRALIAN GOVERNMENT
HEALTH INSURANCE ACT 1973
ORDER UNDER SUBSECTION 6(1)

I, VERONICA DAVIDSON, Delegate of the Minister for Health and Ageing, acting under subsection 6(1) of the *Health Insurance Act 1973* (the Act) hereby:

- (a) **DECLARE** that persons listed in the specified class, being persons who:
- i. are lawfully residing in Australia;
 - ii. are holders of a valid Removal Pending Bridging Visa (subclass 070) issued under the *Migration Act 1958*;
 - iii. but for this Order, would not be eligible persons for the purposes of the Act,
- shall be treated as eligible persons for the purposes of the Act according to the dates specified in the current Schedule; and
- (b) **DECLARE** that this Order shall have effect from 1 January 2011 to 31 December 2014 inclusive.

Dated this 19th day of November 2010.



VERONICA DAVIDSON
DELEGATE OF THE MINISTER
FOR HEALTH AND AGEING

H&A REF NO. 774

**COMMONWEALTH OF AUSTRALIA
HEALTH INSURANCE ACT 1973
CLASS ORDER UNDER SUB-SECTION 6(1)**

I, VERONICA DAVIDSON, Delegate of the Minister for Health and Ageing, acting under sub-section 6(1) of the *Health Insurance Act 1973* (the Act), hereby **REVOKE**, with effect from 4 September 2010, the Order made under the above subsection on 15 May 1992 relating to residents of the Netherlands covered by an agreement under section 7 of the Act.

Dated this 19th day of November 2010



VERONICA DAVIDSON
DELEGATE OF THE MINISTER
FOR HEALTH & AGEING



Australian Government

Australian Radiation Protection and Nuclear Safety Agency

Commonwealth of Australia

**Australian Radiation Protection and Nuclear Safety Act 1998
and
Australian Radiation Protection and Nuclear Safety Regulations 1999**

**Declaration of Exemption
from Requirement for Authorisation to Prepare a Site for and
Construct a Controlled Facility (facility licence)**

I, Carl-Magnus Larsson, Chief Executive Officer of the Australian Radiation Protection and Nuclear Safety Agency (ARPANSA), acting pursuant to the Australian Radiation Protection and Nuclear Safety Regulations 1999 (the Regulations) hereby conclude that in preparing a site for and constructing:-

*one prescribed radiation facility, namely a
deuterium-tritium borehole logging tool capable of
producing neutrons*

the Commonwealth Scientific and Industrial Research Organisation (CSIRO) Earth Science and Resource Engineering Division is engaging in conduct that does not, or will not, pose an unacceptable potential hazard to the health and safety of people or the environment and therefore, satisfies the requirements of regulation 37(1) of the Regulations. Consequently, I exempt CSIRO from the need to obtain authorisation to prepare a site for and construct a controlled facility for the purposes of sections 30(1)(a) and 30(1)(b) of the *Australian Radiation Protection and Nuclear Safety Act 1998*.

A handwritten signature in blue ink, appearing to read 'Carl Magnus Larsson', is written over a horizontal line.

**Carl-Magnus Larsson
CEO of ARPANSA**

Date : 24/11/10

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

No: 8483

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

I, Michael Pahlow, 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 02/12/2010 to 01/03/2011

Details about ship

Name of ship: OOCL PANAMA

Port of registry: Hong Kong

IMO No. of ship: 9355769

Name of Owner: RBSSAF (26) Limited

Name of ports for which permit issued

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

Permit conditions

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

Signature of delegate:

Date: 19 November 2010




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

No: 8533

Navigation Act 1912

PERMIT FOR UNLICENSED SHIP - CONTINUING

I, Michael Pahlow, 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 10/12/2010 to 09/03/2011

Details about ship

Name of ship: Bunga Raya Lapan
IMO No. of ship: 9380403

Port of registry: Panama
Name of Owner: Jasmine Shipping S.A.

Name of ports for which permit issued

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

Permit conditions

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

Signature of delegate:



Date: 23 November 2010



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

No: 8511

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

I, Michael Pahlow, 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 22/11/2010 to 05/02/2011

Details about ship

Name of ship: MOL Eminence
IMO No. of ship: 9407146

Port of registry: Hong Kong
Name of Owner: Seaspan Ship Management Ltd

Name of ports for which permit issued

From Melbourne to Fremantle. From Adelaide to Fremantle.

Permit conditions

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

Signature of delegate:



Date: 23 November 2010



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

No: 8519

Navigation Act 1912

PERMIT FOR UNLICENSED SHIP - CONTINUING

I, Michael Pahlow, 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 29/11/2011 to 28/02/2012

Details about ship

Name of ship: APL RIYADH
IMO No. of ship: 9395939

Port of registry: MONROVIA
Name of Owner: NSC
SCHIFFFAHRTSGESELLSCHAFT

Name of ports for which permit issued

From Fremantle to Melbourne. From Fremantle to Sydney. From Sydney to Adelaide. From Sydney to Fremantle. From Melbourne to Adelaide. From Melbourne to Fremantle. From Adelaide to Fremantle. From Brisbane to Fremantle. From Brisbane to Sydney. From Brisbane to Melbourne.

Permit conditions

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

Signature of delegate:



Date: 24 November 2010



A00339



Australian Government

Department of Infrastructure and Transport

Aviation Transport Security Act 2004

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

I, **GEORGE RYAN BRENAN**, General Manager, Transport Security Operations Branch, Office of Transport Security, Department of Infrastructure and Transport

REVOKE the declaration of Mackay Airport as a security controlled airport as listed in the *Gazette* (No. S272, 10 December 2008) under section 28 of the *Aviation Transport Security Act 2004* (the Act); and

DECLARE that Mackay 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 Mackay Airport being that area indicated as the airside area on the attached maps.

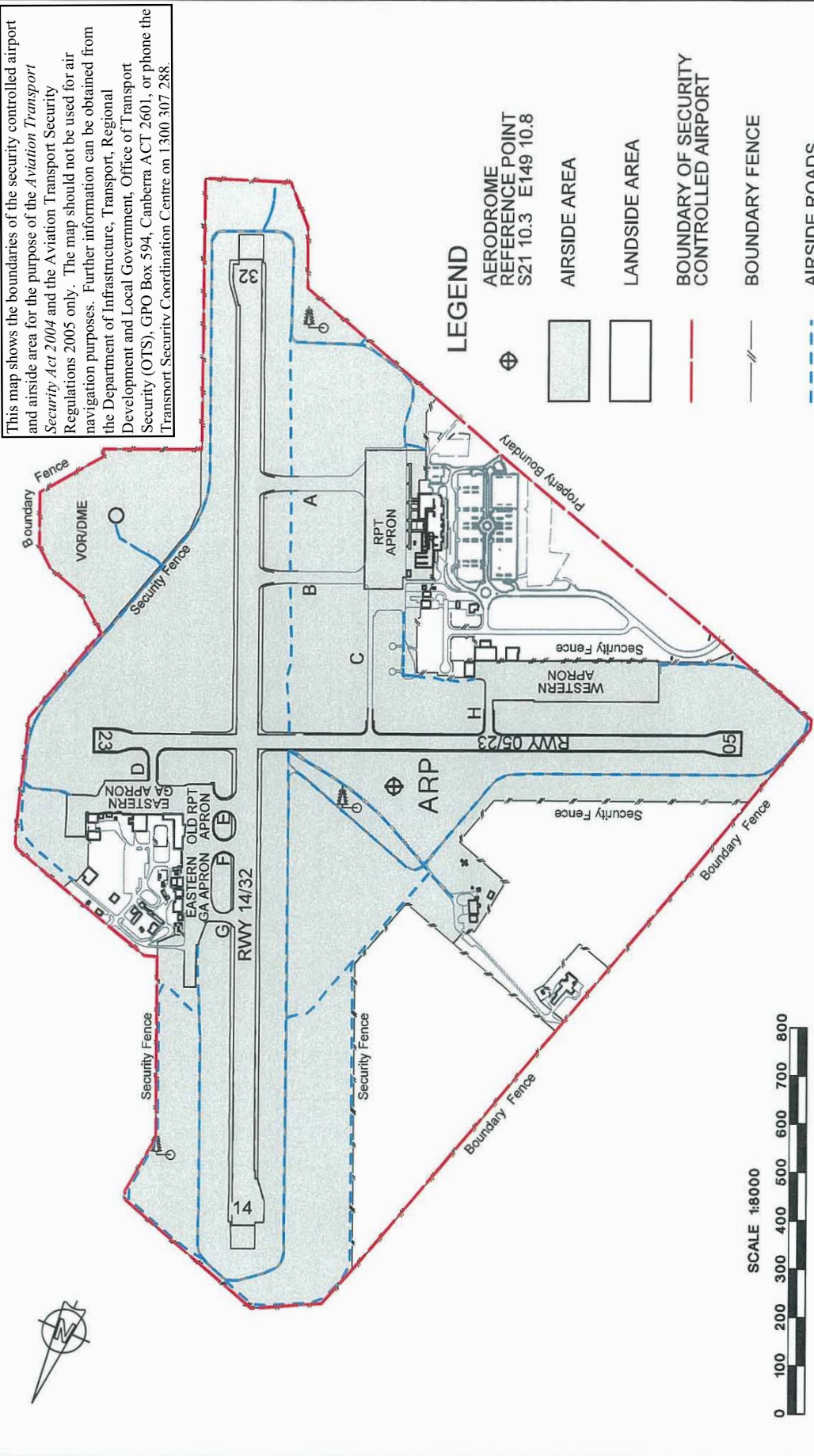
This Notice commences upon Gazettal.

Date: 22 November 2010

A handwritten signature in black ink, appearing to read 'George Ryan Brennan', written over a horizontal line.

George Ryan Brennan
Delegate of the Secretary of the
Department of Infrastructure of Transport

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.



MACKAY AIRPORT		CAD. FILE NO. TSP.dgn		DWG. NO. 16-1044		REV. F		A3	
 Mackay Airport									
B	BOUNDARY REMOVED/LEGEND UPDATED	B/JG	28-09-10	DRAWN	B/JG				
C	AIRSIDE WALKWAY BOUNDARY MODIFIED	PG	14-10-10	DESIGNED	PG				
D	AIRSIDE/LANDSIDE BOUNDARY ADDED	PG	01-11-10	CHECKED	PG				
E	BOUNDARY MODIFIED	PG	02-11-10	APPROVED	PG				
F	LEGEND UPDATED	PG	02-11-10	DATE	24-08-10				
NO.		APP	CKD	DRN	DATE	SCALE	1:8000		

TSP.dgn 03/11/2010 09:57:23

Treasury



Australian Government
Australian Taxation Office

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

To:

Mr Tran Quang Tu
Unit 1, 4 Pigott Street
Dulwich Hill NSW 2203

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

I have disqualified you under subsection 126A(3) of the SIS Act as I am satisfied that you are not a fit and proper person to be a trustee, investment manager, custodian or a responsible officer of a body corporate that is a trustee, investment manager or custodian of a superannuation entity for the purposes of the SIS Act.

The disqualification order takes effect on the day on which this notice is made.
Dated: 19 November 2010

Graeme Wilkinson
A/g Assistant Commissioner of Taxation

Note 1:

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

Note 2:

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

Note 3:

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



Australian Government
Australian Taxation Office

NOTICE OF DISQUALIFICATION
Superannuation Industry (Supervision) Act 1993

To:
Mrs Thi Son Do
Unit 50/27 Waratah Cres
MACQUARIE FIELDS 2564

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

I have disqualified you under subsection 126A(1) of the SIS Act as I am satisfied that you have contravened the SIS Act on one or more occasions and the nature, seriousness and number of the contraventions provides grounds for disqualifying you.

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

Dated: 19 November 2010

Graeme Wilkinson
A/g Assistant Commissioner of Taxation

Note 1:

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

Note 2:

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

Note 3:

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



Australian Government
Australian Taxation Office

NOTICE OF DISQUALIFICATION
Superannuation Industry (Supervision) Act 1993

To:
Mrs Hang Diem Dang
31A VICTORIA ROAD
MACQUARIE FIELDS NSW 2564

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

I have disqualified you under subsection 126A(1) of the SIS Act as I am satisfied that you have contravened the SIS Act on one or more occasions and the nature, seriousness and number of the contraventions provides grounds for disqualifying you.

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

Dated: 19 November 2010

Graeme Wilkinson
A/g Assistant Commissioner of Taxation

Note 1:

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

Note 2:

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

Note 3:

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

COMMONWEALTH OF AUSTRALIA
Foreign Acquisitions and Takeovers Act 1975
ORDER UNDER SUBSECTION 21A(2)

WHEREAS —

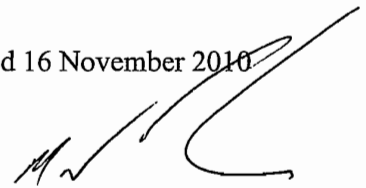
- (A) Jie Gun Hung, Feng Ling Peng and Lin Yung Hung are foreign persons for the purposes of section 21A of the *Foreign Acquisitions and Takeovers Act 1975* (“the Act”); and
- (B) Jie Gun Hung, Feng Ling Peng and Lin Yung Hung proposes to acquire an interest in Australian urban land known as Unit 570, 38 Mt Alexander Road, Travancore, Vic 3032 and referred to in the notice furnished on 12 October 2010 under section 26A of the Act.

NOW THEREFORE, I, Michael Parkes, Manager of the Screening Policy and Coordination Unit, of the Foreign Investment and Trade Policy Division of the Treasury and authorised to make this order for and on behalf of the Treasurer, being satisfied that:

- Jie Gun Hung, Feng Ling Peng and Lin Yung Hung proposes to acquire an interest in Australian urban land; and
- the proposed acquisition would be contrary to the national interest.

I PROHIBIT the proposed acquisition pursuant to subsection 21A(2) of the Act.

Dated 16 November 2010.



Michael Parkes
Foreign Investment Review Board

INTERNATIONAL TAX AGREEMENTS ACT 1953

NOTICE UNDER SECTION 4A SPECIFYING THE ENTRY INTO EFFECT OF THE ASSISTANCE IN THE COLLECTION OF TAXES ARTICLE IN THE PROTOCOL AMENDING THE AGREEMENT BETWEEN THE GOVERNMENT OF AUSTRALIA AND THE GOVERNMENT OF THE REPUBLIC OF SOUTH AFRICA FOR THE AVOIDANCE OF DOUBLE TAXATION AND THE PREVENTION OF FISCAL EVASION WITH RESPECT TO TAXES ON INCOME

NOTICE is hereby given in pursuance of section 4A of the *International Tax Agreements Act 1953* that pursuant to sub-paragraph 2(d) of Article 13 of the Protocol Amending the Agreement between the Government of Australia and the Government of the Republic of South Africa for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with respect to Taxes on Income (being an agreement a copy of which is set out in Schedule 42A to that Act) that the *Assistance in the Collection of Taxes* Article entered into effect on 1 July 2010 (the date agreed in a subsequent exchange of notes through the diplomatic channel as provided for in the Protocol).

Dated this 22 day of November, 2010.



BILL SHORTEN

Assistant Treasurer

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
TD 2010/20	Income tax: treaty shopping – can Part IVA of the <i>Income Tax Assessment Act 1936</i> apply to arrangements designed to alter the intended effect of Australia's International Tax Agreements network?	This Determination concludes that Part IVA of the <i>Income Tax Assessment Act 1936</i> (ITAA 1936) can apply to arrangements designed to alter the intended effect of Australia's International Tax Agreements network. However, it will depend upon whether a taxpayer has obtained, or would but for section 177F of the ITAA 1936 obtain, a tax benefit in connection with the scheme and having regard to the factors in paragraph 177D(b) of the ITAA 1936, it would be concluded that the person, or one of the persons, who entered into or carried out the scheme or any part of the scheme did so for the purpose of enabling the relevant taxpayer to obtain a tax benefit in connection with the scheme. This Determination applies to years of income commencing both before and after 1 December 2010.
TD 2010/21	Income tax: can the profit on the sale of shares in a company group acquired in a leveraged buyout be included in the assessable income of the vendor under subsection 6-5(3) of the <i>Income Tax Assessment Act 1997</i> ?	This Determination concludes that the profit on the sale of shares in a company group acquired in a leveraged buyout can be included in the assessable income of the vendor under subsection 6-5(3) of the <i>Income Tax Assessment Act 1997</i> where the profit is income according to ordinary concepts. This Determination applies to years of income commencing both before and after 1 December 2010.
PR 2010/27	Income tax: Great Southern 2007 Almond Income Project (Replacement Responsible Entity)	This Ruling applies to Growers who were accepted to participate in the scheme described in this Ruling between 11 April 2007 and 15 June 2007 inclusive and continue to do so after this Ruling is made and who have executed relevant Project Agreements by 15 June 2007. The Growers must have a purpose of staying in the scheme until it is completed and deriving assessable income from this involvement. This Ruling applies from 24 February 2010.
PR 2010/28	Income tax: Great Southern 2008 Almond Income Project (Replacement Responsible Entity)	This Ruling applies to Growers who were accepted to participate in the scheme described in this Ruling between 19 December 2007 and 15 June 2008 inclusive and continue to do so after this Ruling is made and who have executed relevant Project Agreements by 15 June 2008. The Growers must have a purpose of staying in the scheme until it is completed and deriving assessable income from this involvement. This Ruling applies from 26 February 2010.
CR 2010/68	Income tax: exchange of shares in Suncorp-Metway Limited for shares in Suncorp Group Limited	This Ruling applies to ordinary shareholders of Suncorp-Metway Limited (SML) that: participate in the exchange described in this Ruling; are 'residents of Australia' for the purposes of subsection 6(1) of the <i>Income Tax Assessment Act 1936</i> at the time of disposal of their SML shares and are not subject to the taxation of financial arrangements rules in Division 230 of the <i>Income Tax Assessment Act 1997</i> in relation to gains and losses on their SML shares. This Ruling applies from 1 July 2010 to 30 June 2011.

NOTICE OF RULINGS		
Ruling Number	Subject	Brief Description
CR 2010/69	Income tax: return of capital: Multiplex Acumen Vale Syndicate Limited	This Ruling applies to shareholders of Multiplex Acumen Vale Syndicate Limited (MAVSL) who: were ordinary shareholders of MAVSL on the record date and who continued to hold all the ordinary shares at the date the return of capital payment was made; participated in the scheme under which MAVSL made the return of capital payment to its ordinary shareholders; hold their MAVSL shares on capital account and are not subject to the taxation of financial arrangements rules in Division 230 of the <i>Income Tax Assessment Act 1997</i> in relation to gains and losses on their MAVSL shares. This Ruling applies from 1 November 2010 to 30 June 2011.
CR 2010/70	Income tax: itX Group Limited Scheme of Arrangement and proposed Agreed Dividend	This Ruling applies, in relation to the application of Part 3-1 and Part 3-3 of the <i>Income Tax Assessment Act 1997</i> (ITAA 1997), to the shareholders of itX Group Limited (itX Shareholders) who: are a 'resident of Australia' within the meaning of subsection 6(1) of the <i>Income Tax Assessment Act 1936</i> (ITAA 1936); participate in the scheme described in this Ruling and hold their shares on capital account. This Ruling applies, for other provisions of the ITAA 1997 and ITAA 1936, to all itX shareholders who participate in the scheme. This Ruling applies from 1 July 2010 to 30 June 2011.
CR 2010/71	Income tax: scrip for scrip: merger of Choiseul Investments Limited and Milton Corporation Limited	This Ruling applies to ordinary shareholders of Choiseul Investments Limited (Choiseul) at the time of the scheme, and who: held their Choiseul ordinary shares (Choiseul Shares) on capital account at that time; exchanged their Choiseul Shares for ordinary shares in Milton Corporation Limited under the scheme; were 'residents of Australia' within the meaning of that expression in subsection 6(1) of the <i>Income Tax Assessment Act 1936</i> at that time and are not subject to the taxation of financial arrangements rules in Division 230 of the <i>Income Tax Assessment Act 1997</i> in relation to gains and losses on their Choiseul shares. This Ruling applies from 1 July 2010 to 30 June 2011.

NOTICE OF WITHDRAWALS		
Ruling Number	Subject	Brief Description
PR 2007/34	Income tax: Great Southern 2007 Almond Income Project	PR 2007/34 is withdrawn with effect from 1 December 2010. PR 2007/34 set out the Commissioner's opinion on the tax consequences for entities, within the defined class of entities listed in the ruling, participating in the almond growing scheme known as the Great Southern 2007 Almond Income Project (the Project). On 18 May 2009, the Great Southern Limited group of companies, including Great Southern Managers Australia Limited (GSMAL) were placed into receivership. At a meeting of Growers held 24 February 2010 Rural Funds Management Limited was appointed by the Growers to replace GSMAL as Responsible Entity for this Project. As this Ruling is no longer required it is withdrawn and replaced by PR 2010/27.

NOTICE OF WITHDRAWALS		
Ruling Number	Subject	Brief Description
PR 2007/102	Income tax: Great Southern 2008 Almond Income Project	PR 2007/102 is withdrawn with effect from 1 December 2010. PR 2007/102 set out the Commissioner's opinion on the tax consequences for entities, within the defined class of entities listed in the ruling, participating in the almond growing scheme known as the Great Southern 2007 Almond Income Project (the Project). On 18 May 2009, the Great Southern Limited group of companies, including Great Southern Managers Australia Limited (GSMAL) were placed into receivership. At a meeting of Growers held 26 February 2010 Rural Funds Management Limited was appointed by the Growers to replace GSMAL as Responsible Entity for this Project. As this Ruling is no longer required it is withdrawn and replaced by PR 2010/28.

NOTICE OF ADDENDA		
Ruling Number	Subject	Brief Description
TD 93/242	Income tax: what is the income tax treatment of a deferred salary payment agreement?	This Addendum amends TD 93/242 to reflect the changes to the law caused by the repeal of inoperative provisions. This Addendum applies on and from 14 September 2006.
TD 94/60	Income tax: are bar shouts and in-house competition prizes of cash and liquor, supplied by hoteliers to encourage patronage, allowable deductions, and if so, what documentation is acceptable to support the amount claimed?	This Addendum amends TD 94/60 to reflect the changes to the law caused by the repeal of inoperative provisions. This Addendum applies on and from 1 July 1997.
GSTR 2002/5	Goods and services tax: when is a 'supply of a going concern' GST-free?	This Addendum amends GSTR 2002/5 to clarify the Commissioner's view in relation to section 38-325 of the <i>A New Tax System (Goods and Services Tax) Act 1999</i> and in particular, to what constitutes a 'supply of a going concern' pursuant to subsection 38-325(2) of that Act. This Addendum applies both before and after 1 December 2010.



Notice that general insurer has changed its name

Insurance Act 1973

I, Michael Fermor, a delegate of APRA, under subsection 29(3) of the *Insurance Act 1973* (the Act), am satisfied that ING General Insurance Pty Limited ABN 56 072 892 365, a general insurer under the Act, changed its name to:

OnePath General Insurance Pty Limited

with effect from 26 October 2010. Under subsection 29(4) of the Act, the authorisation under section 12 of the Act, has effect after the publication of this Notice as if it had been granted under its changed name.

Dated: 18 November 2010

[Signed]

Michael Fermor
Senior Manager
Diversified Institutions Division

Interpretation

In this Notice

APRA means the Australian Prudential Regulation Authority.

general insurer has the meaning given in section 11 of the Act.



Notice that general insurer has changed its name

Insurance Act 1973

I, Stuart Leslie Bingham, a delegate of APRA, under subsection 29(3) of the *Insurance Act 1973* (the Act), am satisfied that Kolnische Ruckversicherungs-Gesellschaft Aktiengesellschaft ABN 58 001 122 130, a general insurer under the Act, changed its name to:

General Reinsurance AG

with effect from 12 August 2010. Under subsection 29(4) of the Act, the authorisation under section 12 of the Act, has effect after the publication of this Notice as if it had been granted under its changed name.

Dated: 16 November 2010

[Signed]

Stuart Leslie Bingham
Senior Manager
Diversified Institutions Division

Interpretation

In this Notice

APRA means the Australian Prudential Regulation Authority.

general insurer has the meaning given in section 11 of the Act.



Variation of List of Names and Categories of Registered Entities

Financial Sector (Collection of Data) Act 2001

SINCE:

- A. APRA keeps a Register of Entities (the register) under section 8 of the *Financial Sector (Collection of Data) Act 2001* (the Act);
- B. APRA keeps a list of the names of registered entities under section 11 of the Act (the list);
- C. J.P. Morgan Special Opportunities (Delaware) Corporation (ABN n/a) has become a registrable corporation, as defined in section 7 of the Act;
- D. APRA has, under paragraph 10(a) of the Act, caused the name of the corporation and other particulars relating to the corporation to be added to the register; and
- E. the corporation has therefore become a registered entity within the meaning of subsection 5(3) of the Act;

I, Barton Ashcroft, a delegate of APRA, under subsection 11(2) of the Act, VARY the list by adding the names of the corporations.

Dated 22 November 2010

[Signed]

Barton Ashcroft
Senior Manager, Data Collection

Interpretation

In this Notice

APRA means the Australian Prudential Regulation Authority.



Notice varying conditions on Authority to be a NOHC

Banking Act 1959

SINCE

- A. Macquarie Group Limited ABN 94 122 169 279 (the NOHC) holds an authority to be a NOHC of an authorised deposit taking institution (the NOHC Authority) under section 11AA of the *Banking Act 1959* (the Act); and
- B. the NOHC Authority is subject to conditions,

I, Wayne Stephen Byres, a delegate of APRA, under paragraph 11AA(3)(b) of the Act, VARY the conditions imposed on the NOHC Authority in the manner specified in the attached Schedule.

When this Notice takes effect, the conditions which apply to the NOHC Authority are those set out in the attached Schedule of consolidated conditions.

The NOHC Authority operates as an authority in relation to the NOHC and any ADIs that are its subsidiaries from time to time.

Dated 4 November 2010

[Signed]

Wayne Stephen Byres
Executive General Manager
Diversified Institutions Division

Interpretation

Document ID: 188511

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.

NOHC is short for non-operating holding company and has the meaning given in subsection 5(1) of the Act.

Note 1 Under subsection 11A(3) of the Act, APRA may at any time, by notice in writing given to the NOHC, impose conditions or additional conditions or vary or revoke conditions imposed on its NOHC Authority. The conditions must relate to prudential matters.

Note 2 Under subsection 11AA(5) of the Act, a NOHC is guilty of an offence if it does or fails to do an act and doing or failing to do that act results in a contravention of a condition of the NOHC Authority, and there is no order in force under section 11 of the Act determining that subsection 11AA(5) does not apply to the NOHC. The maximum penalty is 200 penalty units or, by virtue of subsection 4B(3) of the *Crimes Act 1914* in the case of a body corporate, a penalty not exceeding 1,000 penalty units. By virtue of subsection 11AA(5A) of the Act, an offence against subsection 11AA(5) is an indictable offence. Under subsection 11AA(5B) of the Act, if a NOHC commits an offence against subsection 11AA(5), the NOHC 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 NOHC committing the offence continue (including the day of conviction for any such offence or any later day).

Note 3 The circumstances in which APRA may revoke a NOHC authority are set out in section 11AB of the Act.

Note 4 Under subsection 11AA(6) of the Act, APRA must publish a copy of this Notice in the *Gazette* and may cause notice of the action taken to be published in any other way it considers appropriate.

Note 5 Under subsection 11AA(8) of the Act, a decision to impose conditions, or additional conditions, or to vary the conditions on the NOHC Authority are decisions to which Part VI of the Act applies. If a person whose interests are affected is dissatisfied with the decision, the person may seek reconsideration of the decision by APRA in accordance with subsection 51B(1) 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 the person's notice or within such further period as APRA allows. If dissatisfied with APRA's reconsidered decision confirming or varying the first decision, the person 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 20, 400 George St, Sydney, 2000.

Schedule – the conditions to be varied

The existing condition(s) which are to be varied:

Annexure 2

Eligible hybrid capital for the Non-ADI Group must contain the following characteristics and features:

- Ability to absorb losses within the Macquarie Group.
- Provides a permanent and unrestricted commitment of funds from third parties which is repayable for cash consideration only with regulatory approval;
 - Non-defaultable – i.e. non-repayment of interest or principal does not trigger default; and
 - Subordinated – ranks behind claims of all other creditors in the event of a winding up.
- The holders of any eligible hybrid capital instrument shall have no contractual rights of set-off between the instrument and any claims by the Macquarie Group on the holders of the instrument.
- Term – the term of the instrument must meet the following criteria:
 - the instrument is perpetual, with no call date for at least 10 years;
 - if structured as legal form debt, a term of approximately 50 years or such other term (of at least 10 years) as is required in the relevant jurisdiction to ensure deductibility of interest may be applied;
 - a coupon step-up at the call date will be permissible if in line with market norms for the type of security issued;
 - normal tax and regulatory event calls will be permitted; and
 - repayment / redemption at call or maturity will only be permissible with regulator approval.
- Coupon – the coupon of the instrument must meet the following criteria:
 - the instrument offers a margin (over fixed or floating rate benchmark) fixed at time of issue;

- the instrument may convert from fixed to floating rate, providing the floating rate margin is set at time of issue;
 - any step-up margin must be set at time of issue. Unless APRA determines in writing in relation to a particular class of instrument, there is no prescribed limitation on the step-up margin, provided it reflects norms at time of issue for the type of security to be issued; and
 - the instrument provides for mandatory deferral, either non-cumulative or cumulative non-compounding (but deferral must not constitute an event of default).
- Subordination – the subordination of the instrument must meet the following criteria:
 - the instrument may rank ahead of ordinary shares;
 - the instrument may rank no better than pari-passu with similar deeply subordinated instruments (including preference shares);
 - the instrument must rank behind subordinated debt and unsecured creditors; and
 - there is no mandatory conversion to preference shares on occurrence of a regulatory event (as that term is commonly defined).

The condition(s) as varied are:

Annexure 2

Eligible hybrid capital for the Non-ADI Group must contain the following characteristics and features:

- Ability to absorb losses within the Macquarie Group.
- Provides a permanent and unrestricted commitment of funds from third parties which is repayable for cash consideration only with regulatory approval;
 - Non-defaultable – i.e. non-repayment of interest or principal does not trigger default; and
 - Subordinated – ranks behind claims of all other creditors in the event of a winding up.
- The holders of any eligible hybrid capital instrument shall have no contractual rights of set-off between the instrument and any claims by the Macquarie Group on the holders of the instrument.
- Term – the term of the instrument must meet the following criteria:

- the instrument is perpetual, with no call date for at least 5 years;
 - if structured as legal form debt, a term of approximately 50 years or such other term (of at least 10 years) as is required in the relevant jurisdiction to ensure deductibility of interest may be applied;
 - a coupon step-up at the call date will be permissible if in line with market norms for the type of security issued;
 - normal tax and regulatory event calls will be permitted; and
 - repayment / redemption at call or maturity will only be permissible with regulator approval.
- Coupon – the coupon of the instrument must meet the following criteria:
 - the instrument offers a margin (over fixed or floating rate benchmark) fixed at time of issue;
 - the instrument may convert from fixed to floating rate, providing the floating rate margin is set at time of issue;
 - any step-up margin must be set at time of issue. Unless APRA determines in writing in relation to a particular class of instrument, there is no prescribed limitation on the step-up margin, provided it reflects norms at time of issue for the type of security to be issued; and
 - the instrument provides for mandatory deferral, either non-cumulative or cumulative non-compounding (but deferral must not constitute an event of default).
 - Subordination – the subordination of the instrument must meet the following criteria:
 - the instrument may rank ahead of ordinary shares;
 - the instrument may rank no better than pari-passu with similar deeply subordinated instruments (including preference shares);
 - the instrument must rank behind subordinated debt and unsecured creditors; and
 - there is no mandatory conversion to preference shares on occurrence of a regulatory event (as that term is commonly defined).

Schedule of consolidated conditions

Schedule - conditions imposed on the authority

Interpretation

1. In these conditions, including the annexures:

Act means the *Banking Act 1959*;

ADI means Macquarie Bank Limited ABN 46 008 583 542;

ADI Group means the group of companies in the Macquarie Group at Level 2 of which the ADI NOHC is the parent company;

ADI Group capital requirement means capital requirement calculated by applying the ADI's Board-approved internal minimum Tier 1 capital ratio to total risk-weighted exposures (or, from the Basel II commencement date, total risk-weighted assets) at Level 2, as determined by applying all applicable prudential standards to the ADI, which must be met by Tier 1 capital, in which regard the respective proportions of Fundamental Tier 1 capital, Residual Tier 1 capital and Innovative Tier 1 capital must comply with APS 111;

ADI NOHC means the non-operating holding company which is the immediate holding company of the ADI;

AIFRS means the accounting standards made by the Australian Accounting Standards Board on 15 July 2004 (and subsequent revisions) and known as the Australian equivalents to International Financial Reporting Standards;

APS (followed by a number) identifies a specific prudential standard, and a reference to a particular prudential standard includes a reference to a prudential standard that replaces it;

Authorised NOHC means Macquarie Group Limited ABN 94 122 169 279;

Basel II commencement date means 1 January 2008 or the date on which the prudential standards implementing the revised international capital framework for banks, known as "Basel II", begin to apply;

Board means board of directors;

ECM means Economic Capital Model determined in accordance with the ECM Agreement;

ECM Agreement means the agreement made between the Macquarie Group and APRA in Annexure 1 to these conditions;

eligible capital means the sum of:

- (a) eligible share capital;
- (b) reserves;
- (c) retained earnings;
- (d) eligible non-innovative Residual Tier 1 capital; and
- (e) eligible hybrid capital;

eligible hybrid capital :

- (a) for the ADI Group, means Innovative Tier 1 capital within the meaning of APS111; and
- (b) for the Non-ADI Group, means hybrid capital that meets the conditions in Annexure 2 to these conditions;

eligible non-innovative Residual Tier 1 capital means non-innovative Residual Tier 1 capital within the meaning of APS 111;

eligible share capital:

- (a) for the ADI Group, means share capital that qualifies as Fundamental Tier 1 capital under APS 111; and
- (b) for the Non-ADI Group, means paid-up capital issued by entities in the Macquarie Group to parties external to the Macquarie Group that is recognised as share capital applying ordinary Australian accounting standards, conventions and practices;

Fundamental Tier 1 capital has the meaning in APS 111;

Innovative Tier 1 capital has the meaning in APS 111;

Level 2 means the consolidated banking group comprising the ADI, the ADI NOHC and all their subsidiary entities other than non-consolidated subsidiaries within the meaning of APS 110;

Level 3 has the meaning in APS 110;

Level 3 MCR has the meaning in paragraph 2;

Macquarie Group means the group of companies of which the Authorised NOHC is the parent company;

Macquarie Group restructure means the restructure under which the ADI becomes a subsidiary of the Authorised NOHC;

NOHC means non-operating holding company;

Non-ADI Group means all companies in the Macquarie Group other than the companies in the ADI Group. For clarification this definition also excludes subsidiaries of the ADI NOHC that are non-consolidated for APRA regulatory capital purposes;

Non-ADI Group capital requirement means the capital requirement for the Non-ADI Group, determined using the ECM;

prudential standard has the meaning in the Act;

reserves means:

- (a) for the ADI Group, reserves that qualify as Fundamental Tier 1 capital under APS 111;
- (b) for the Non-ADI Group:
 - (i) share based payment reserves, to the extent that they qualify as Fundamental Tier 1 capital under APS 111; and
 - (ii) foreign currency translation reserves all at face value and recognised in accordance with AIFRS; unless otherwise agreed by APRA in writing;

Residual Tier 1 capital has the meaning in APS 111;

retained earnings:

- (a) for the ADI Group, has the meaning in APS 111;
- (b) for the Non ADI Group, means amounts recognised as retained earnings in accordance with AIFRS;

service company means a subsidiary of the Authorised NOHC which predominantly provides services to the Macquarie Group, such as (without limitation) risk management, financial operations, human resources or information technology;

Tier 1 capital has the meaning in APS 111.

Capital

2. Subject to paragraph 3, the Authorised NOHC must ensure that the Macquarie Group complies with a minimum capital requirement at Level 3 (**Level 3 MCR**) equal to the sum of the dollar value of:
 - (a) the ADI Group capital requirement; and
 - (b) the Non-ADI Group capital requirement.

3. The Authorised NOHC's Level 3 MCR will be reduced by an initial transitional amount of \$187 million. This transitional amount will be amortised on a straight line basis to a reduction of nil by 31 December 2008.
4. In applying the ECM to the Non-ADI Group, no value may be given to the inter-group diversification benefit (i.e. between the ADI Group and Non-ADI Group).
5. The Authorised NOHC must ensure that eligible capital held by the Macquarie Group at all times equals or exceeds the Level 3 MCR.
6. The Authorised NOHC must have a rigorous process in place to ensure that all material changes to the ECM are submitted to the Authorised NOHC's Board for approval. This process must include, at a minimum, clear definitions of materiality and trigger events for Board approvals or other interventions.

Quality of Capital

7. The Authorised NOHC must ensure that the Macquarie Group's eligible share capital, retained earnings and reserves are not less than 75% of the Level 3 MCR.
8. The Authorised NOHC must ensure, at all times, that the Macquarie Group has sufficient Level 3 eligible capital:
 - (a) of an equivalent to, or higher quality than, that necessary to meet the ADI Group capital requirement; and
 - (b) after deducting the capital necessary to meet the ADI Group capital requirement – of an equivalent to, or higher quality than, that necessary to meet the Non-ADI Group capital requirement.
9. The criteria for defining eligible hybrid capital set out in Annexure 2 will be applied to hybrid capital instruments used to meet the Non-ADI Group capital requirement.

Note 1: Once APRA develops industry-wide prudential policy on eligible capital for non-banking businesses in a non-operating holding company structure and this comes into force, APRA will consider any transitional arrangements that may be necessary. However, APRA does not propose to grandfather the interim arrangements set out in the above conditions.

Note 2: The Level 3 capital framework outlined in conditions 2 to 9 is an interim arrangement pending the development and implementation by APRA of industry-wide Non-Operating Holding Company Prudential Standards. At the inception of such Prudential Standards, APRA may impose transitional capital arrangements. APRA does not propose that the interim arrangements set out in these conditions be grandfathered.

Prudential Standards

10. The Authorised NOHC must comply with:
 - (a) APS 210, as if the Authorised NOHC were an ADI. In applying this prudential standard, the Authorised NOHC must be able to demonstrate that it has taken into account the needs of all members of the Macquarie Group in establishing its liquidity management strategy, but the standard does not apply directly to other members of the Non-ADI Group;
 - (b) APS 310, as if the Authorised NOHC were an ADI; and
 - (c) APS 231 and APS 232, to the extent that they relate to the activities of the ADI or the Authorised NOHC.
11. The paragraphs of APS 222 relating to badging and disclosure are to apply to the Authorised NOHC and other companies in the Macquarie Group. The Authorised NOHC and Macquarie Group members may use the Macquarie logo and brand provided the relevant disclosure requirements are met.

Authorised NOHC Activities

12. The Authorised NOHC may undertake a “corporate centre” role, including group treasury activities, risk management, settlements, information technology, human resources, financial reporting and other group services such as company secretarial. These roles may also be performed by service subsidiaries of the NOHC formed for that purpose. Where centralised treasury functions are undertaken by the Authorised NOHC:
 - (a) there must be separate liquidity policies for the ADI and the Authorised NOHC;
 - (b) there must be separate and distinct funding programmes for the ADI, Authorised NOHC and any other Macquarie Group entities requiring external funding;
 - (c) there must be clearly defined processes to ensure external counterparties are fully aware of which Macquarie Group entity is being represented by a treasury person, including the providing separate offering documentation and ensuring that transaction confirmations clearly identify the appropriate counterparty;
 - (d) there must be separate correspondent banking arrangements for the ADI and Authorised NOHC, although these may be held with the ADI who may offer to provide banking services to various members of the Non-ADI Group. There must also be separate security clearing accounts and custody arrangements for the ADI and the Authorised NOHC such as with Austraclear, Clearstream and Euroclear;

- (e) the ADI, in any role as banker to the Authorised NOHC, must ensure that its processes and systems result in the clear identification and segregation of cash flows to the ultimate beneficiary of transactions; and
 - (f) the ADI Group's funding from the Authorised NOHC must not exceed 20% of the ADI Group's total funding.
13. Any overseas banking subsidiary that the Macquarie Group establishes must be wholly-owned, directly or indirectly, by the ADI NOHC unless otherwise approved by APRA in writing.

Reporting

14. The Authorised NOHC must provide APRA with quarterly reporting, in a form acceptable to APRA, of its Level 3 MCR and eligible capital. Each report must be provided within 20 business days of the end of the quarter to which it relates, or within such further time as APRA may approve in writing.
15. Approval by the Board of the Authorised NOHC will be sought for any significant changes to the ECM assumptions or methodology. Any such changes and the effect on the Level 3 MCR must be provided to APRA within 14 days of the Authorised NOHC Board's approvals.
16. The Macquarie Group must also report to APRA on a quarterly basis, in a form acceptable to APRA, on:
- (a) the liquidity position of the Macquarie Group;
 - (b) intra-group exposures between the Authorised NOHC and other Macquarie Group members;
 - (c) large exposures of the Macquarie Group, based on its own large exposures framework; and
 - (d) the balance sheet of the Authorised NOHC and of the consolidated Macquarie Group.

Each report must be provided within 20 business days of the end of the quarter to which it relates, or within such further time as APRA may approve in writing.

17. The CEO of the Authorised NOHC must provide APRA with an attestation no later than 3 months after the end of each financial year of the Authorised NOHC that the requirements of these conditions in relation to the amount and quality of capital have been complied with at all times during the financial year to which the attestation relates. At the same time, the Authorised NOHC's external auditor must provide APRA with a written opinion as to:
- (a) whether the approved capital methodology has been applied at all times; and

(b) the reliability of the quarterly reporting.

Operation

18. These conditions take effect from the day on which the ADI becomes a subsidiary (within the meaning of section 46 of the *Corporations Act 2001*) of the Authorised NOHC.

Annexure 1

The essential elements of the ECM Agreement are as follows:

The ECM calculates a measure the Macquarie Group (Macquarie) calls “economic risk” for use in capital adequacy assessment. This is the amount of capital and earnings required to protect Macquarie against insolvency to a standard commensurate with its credit rating, and is calculated for each material component of risk faced by Macquarie.

The components that are relevant to the Non-ADI Group are:

- equity risk;
- credit risk;
- operational risk;
- market risk;
- liquidity risk;
- risk on intangible assets and equity investments forming part of business operations;
- and
- risk on fixed assets.

These components are summed, then adjusted for the impact of diversification between risk types and forward earnings stressed for a severe downturn.

The ADI Group will remain subject to APRA’s ADI capital framework under the prudential standards as in force from time to time, including the need to meet minimum Tier 1 and minimum capital ratios under the prudential standards. The following description relates only to the calculation of Level 3 capital:

1. Capital requirements

- a. The Level 3 MCR will be calculated as the ADI Group capital requirement (i.e. the ADI’s Board-approved internal minimum regulatory Tier 1 capital requirement of the ADI Group) plus the Non-ADI Group capital requirement (i.e. the Net Economic Risk of the Non-ADI Group).
- b. Where the ADI or a member of the Non-ADI Group issues capital directly to external parties and that capital meets the entity’s stand-alone capital requirement, this may be counted towards satisfaction of the Level 3 MCR, provided the requirements in the conditions relating to the quality of capital are met.
- c. The ADI Group capital requirement will be calculated as X% of risk-weighted assets plus Tier 1 deductions, where “X” is Macquarie’s internal minimum Tier 1 capital ratio as set by the ADI’s Board and notified to APRA.
- d. Net Economic Risk of the Non-ADI Group will be calculated as Economic Risk, per the Authorised NOHC’s Board-approved Economic Capital Model, less Non-ADI Group Stressed Forward Earnings.

- e. The capital impact of transactions internal to the Macquarie Group will be eliminated at the NOHC level. Similarly, intra-group holdings of capital will be eliminated.
- f. Loans and direct credit substitutes provided by the Authorised NOHC to subsidiaries within the group will have no incremental capital impact on the Authorised NOHC. This is to avoid double-counting of capital requirements and is implicit in the building block approach.
- g. The Authorised NOHC must ensure that the Macquarie Group holds capital against any transactions the Authorised NOHC or service companies enter into, other than those transactions discussed above, for their own purposes e.g. to hedge interest rate or foreign exchange rate exposure. The capital for these transactions will be calculated using the ECM.

2. Eligible Capital

- a. The capital requirement computed above will be compared to total eligible capital calculated as:
 - eligible share capital (at paid-up value);
 - reserves;
 - retained earnings;
 - eligible non-innovative Residual Tier 1 capital (at paid-up value); and
 - eligible hybrid capital (at paid-up value);
- b. Eligible hybrid capital, and any other Tier 1 capital, used to meet the ADI Group capital requirement must meet APRA's criteria for inclusion in the Tier 1 capital of the ADI.
- c. Eligible hybrid capital to meet the Non-ADI Group capital requirement will need to meet criteria specified in Annexure 2.

Note: This will be an interim arrangement, to apply until APRA's new NOHC Level 3 capital regime is in force.

Annexure 2

Eligible hybrid capital for the Non-ADI Group must contain the following characteristics and features:

- Ability to absorb losses within the Macquarie Group.
- Provides a permanent and unrestricted commitment of funds from third parties which is repayable for cash consideration only with regulatory approval;
 - Non-defaultable – i.e. non-repayment of interest or principal does not trigger default; and
 - Subordinated – ranks behind claims of all other creditors in the event of a winding up.
- The holders of any eligible hybrid capital instrument shall have no contractual rights of set-off between the instrument and any claims by the Macquarie Group on the holders of the instrument.
- Term – the term of the instrument must meet the following criteria:
 - the instrument is perpetual, with no call date for at least 5 years;
 - if structured as legal form debt, a term of approximately 50 years or such other term (of at least 10 years) as is required in the relevant jurisdiction to ensure deductibility of interest may be applied;
 - a coupon step-up at the call date will be permissible if in line with market norms for the type of security issued;
 - normal tax and regulatory event calls will be permitted; and
 - repayment / redemption at call or maturity will only be permissible with regulator approval.
- Coupon – the coupon of the instrument must meet the following criteria:
 - the instrument offers a margin (over fixed or floating rate benchmark) fixed at time of issue;
 - the instrument may convert from fixed to floating rate, providing the floating rate margin is set at time of issue;
 - any step-up margin must be set at time of issue. Unless APRA determines in writing in relation to a particular class of instrument, there is no prescribed limitation on the step-up margin, provided it reflects norms at time of issue for the type of security to be issued; and

- the instrument provides for mandatory deferral, either non-cumulative or cumulative non-compounding (but deferral must not constitute an event of default).
- Subordination – the subordination of the instrument must meet the following criteria:
 - the instrument may rank ahead of ordinary shares;
 - the instrument may rank no better than pari-passu with similar deeply subordinated instruments (including preference shares);
 - the instrument must rank behind subordinated debt and unsecured creditors;
and
 - there is no mandatory conversion to preference shares on occurrence of a regulatory event (as that term is commonly defined).

Commissioner of Taxation
NOTICE OF A DATA MATCHING PROGRAM

The Australian Taxation Office (ATO) will request and collect names and addresses of entities within the Building, Construction and Ceiling Insulation industries from the following sources:

- Department of Climate Change and Energy Efficiency
- Department of Education and Training, Western Australia
- Department of Treasury and Finance, Western Australia
- Department of Education and Training, Queensland
- Department of Education and Children's Services, South Australia
- Department of Education, Tasmania
- Department of Education and Early Childhood Development, Victoria
- Department of Education and Training, Australian Capital Territory
- Department of Education and Training, Northern Territory
- Richard Crookes Constructions Proprietary Limited
- Abigroup Limited and Abigroup Contractors
- Bovis Lend Lease
- Brookfield Multiplex
- Hansen Yuncken Proprietary Limited
- Laing O'Rourke
- The Reed Group

These will be electronically matched with certain sections of ATO data holdings to identify non compliance with lodgment and payment obligations under taxation law. Whilst the total number of records to be matched will approximate 30 000, it is expected that more than 5000 of those will be affected individuals who are registered within the Building, Construction and Ceiling Insulation industries.

This program is called Nation Building, Economic Stimulus Payments Data Matching Project and it enables the ATO:

- To address non-compliance with tax obligations through electronic bulk matching data to identify potential ATO activity; and
- To be more strategic in its approach to ATO business activities.

A document describing this program has been prepared in consultation with the Office of the Privacy Commissioner. A copy of this document is available from:

Nation Building, Economic Stimulus Payments Data Matching Project
Australian Taxation Office
Larry Herden
PO Box 9977
Chermside QLD 4032

or by emailing a request to larry.herden@ato.gov.au

or by phoning (07) 32138939

The ATO complies with the Privacy Commissioner's *Guidelines on Data Matching in Commonwealth Administration* which includes standards for data matching to protect the privacy of individuals.

Public Notices

SHIPPING REGISTRATION ACT 1981

NOTICE OF INTENTION TO APPLY FOR REGISTRATION

Notice is hereby given of the intention of

Joel Mckenna of 47 Fairview Street, Bayview Heights, Cairns to apply, after the expiration of the period of thirty days commencing on the date of publication of this notice, for the registration under the above named Act of the ship particulars of which are set out below. Objections to the registration of the ship in the name of the abovementioned person, by persons claiming a legal proprietary right in respect of the ship, should, together with any relevant documents that will verify the claim be delivered to the Registrar of Ships at the Australian Shipping Registration Office, 82 Northbourne Avenue, Braddon ACT 2612 or sent by properly prepaid post to the Registrar of Ships at the Australian Maritime Safety Authority, GPO Box 2181, Canberra City ACT 2601, before the expiry of the period referred to above.

Particulars of Ship

Present name: "Maverick"

Former name: "Maverick"

Present whereabouts: Cairns, Australia

Length: 10.97m

Principal material of construction: GRP

Type of ship: Flybridge Cruiser



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 Sustainability, Environment, Water, Population and Communities, 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 in the list on 24 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 Torres Strait Tropical Rock Lobster Fishery,

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 in the list until 28 January 2011.

Dated this 15th day of November 2010

Delegate of the Minister for Sustainability, Environment, Water, Population and
Communities



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SPECIAL

NOTICE OF INTENTION TO WITHDRAW ELECTION PETITION NO. 249 of 2010.

The Petitioner in Election Petition No. S249 of 2010 (filed in The High Court of Australia on 27 October 2010) in respect of the Federal Election for the Electoral Division of Banks held on 21 August 2010, a copy of which was published in Special Commonwealth of Australia Gazette No. S204 on Friday, 29 October 2010, hereby gives notice of his intention to withdraw the Petition, subject to the approval of, and on such terms as may be directed by, The High Court of Australia, when the Petition comes before The High Court of Australia, Level 23 Law Courts Building, Queen's Square, Sydney at 9.30 am on Thursday, 25 November 2010.

Further information may be obtained from the Solicitor for the Petitioner, Mr James RG Bell, Level 27, The Chifley Tower, 2 Chifley Square, Sydney. Telephone: (02) 9221 2244; Email: jrgbell@mac.com.



Australian Government
Attorney General's Department

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