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The date of publication of this Gazette is 13 July 2011

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

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

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

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- drafting
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- ensuring that printed copies of Acts, select legislative instruments and related legislative material are available in 'as made' and compiled form

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**How to contact us**

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

**THIS GAZETTE IS PRODUCED AS A CAMERA-READY PUBLICATION**

**QUALITY OF YOUR PUBLICATION**

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

**LODGMET RATES**

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 Any notice submitted without this information will not be published.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.

## General Information

### GAZETTE INQUIRIES

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

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

**NOTICES FOR PUBLICATION** and related correspondence can be lodged:

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

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

By fax: (02) 6282 5140

By e-mail: [gazettes@ag.gov.au](mailto:gazettes@ag.gov.au).

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

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

#### Publication of hard copy notices

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

#### Publication of electronic notices

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

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

#### CLOSING TIMES FOR LODGMENT

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

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

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

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

#### ADVERTISING RATES (GST inclusive)

*Government Notices*: 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

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

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PO Box 7456  
Canberra MC ACT 2610  
Phone: 1300 889 873 Fax: (02) 6293 8388

#### GAZETTES

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

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

*ISSUES OF PERIODIC GAZETTES*

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

The *Gazette* may be purchased by mail order from CanPrint Communications, 16 Nyrang Street, Fyshwick ACT 2609.

Over the counter sales are available from CanPrint Communications.

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Gazette number	Date of Publication	Subject
P 1	17 June 2011	<i>Great Barrier Reef Marine Park Act 1975</i> Particulars of permissions granted, refused, suspended, reinstated, revoked or reconsidered for the period 01/12/10 to 31/12/10 and not previously gazetted.

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## Department of the Senate

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### Acts of Parliament assented to

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IT IS HEREBY NOTIFIED for general information that Her Excellency the Governor-General, in the name of Her Majesty, assented on 29 June 2011 to the undermentioned Acts passed by the Senate and the House of Representatives in Parliament assembled, viz:

No. 72, 2011 — An Act to amend the *Higher Education Support Act 2003*, and for related purposes [*Higher Education Support Amendment (No. 1) Act 2011*].

No. 73, 2011 — An Act to regulate higher education, and for other purposes [*Tertiary Education Quality and Standards Agency Act 2011*].

No. 74, 2011 — An Act to deal with consequential and transitional matters arising from the enactment of the *Tertiary Education Quality and Standards Agency Act 2011*, and for other purposes [*Tertiary Education Quality and Standards Agency (Consequential Amendments and Transitional Provisions) Act 2011*].

ROSEMARY LAING  
Clerk of the Senate

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## Government Departments

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### Attorney-General

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#### Australian Government

#### Classification Board

Lesley O'Brien  
Acting Director

Our ref: C11/23

Gordon & Gotch  
Level 12, 67 Albert Ave  
Chatswood NSW 2067

#### Notice to submit publication for classification within three days

I am writing to advise you that the following unclassified publication has come to my attention and that you are now required to submit an application for classification of the following publication within three business days.

Title: *Playboy's Voluptuous Vixens October/November 2010*

Australian distributor: **Gordon & Gotch**

Under sub-section 46(1) of the *Classification (Publications, Films and Computer Games) Enforcement Act 1995* (NSW), if:

- (a) the Director has reasonable grounds to believe that a publication is a submittable publication, and
- (b) the publication is being published in New South Wales, or the Director has reasonable grounds to believe that it will be published in New South Wales,

the Director may, by notice in writing given to the publisher of the publication, require the publisher to submit an application under the Commonwealth Act for classification of the publication (or of subsequent issues of the publication).

'Publish' is defined in section 5 of the *Classification (Publications, Films and Computer Games) Enforcement Act 1995 (Cth)* to include 'sell, offer for sale, let on hire, exhibit, display, distribute and demonstrate'.

I have reasonable grounds to believe the above named unclassified publication is not an exempt publication and I believe it has been published in Tasmania.

I have therefore decided to issue this notice requiring the publisher to submit an application for classification of the publication listed above.

Information about how to apply, including the application form and fees, is available at [www.classification.gov.au](http://www.classification.gov.au). You may also wish to contact the acting Applications Manager Paul Tenison, on (02) 9289 7100 or [paul.tenison@classification.gov.au](mailto:paul.tenison@classification.gov.au).

It is an offence not to comply within three business days after receiving this notice.

A notice of my decision will be published in the Commonwealth Gazette.



Lesley O'Brien  
Acting Director  
24 June 2011



**Australian Government**  
**Classification Board**

Lesley O'Brien  
Acting Director

Our ref: C11/23

LA Magazines  
PO Box 227  
CURRUMBIN QLD 4223

**Notice to submit film for classification within three days**

I am writing to advise you that the following unclassified DVD has come to my attention and that you are now required to submit an application for classification of the following film within three business days.

Title: *Hidden Desire*

Australian distributor: LA Magazines

Under sub-section 64(A) of the *Classification (Publications, Films and Computer Games) Enforcement Act 1995* (Tas):

(1) If –

(a) the Minister or Director has reasonable grounds to believe that an unclassified film is not an exempt film; and

(b) the film is being published in Tasmania or the Minister or Director has reasonable grounds to believe that it will be published in Tasmania –

the Minister or Director may, by notice in writing given to the publisher of the film, require the publisher to submit an application for classification of the film.

‘Publish’ is defined in section 5 of the *Classification (Publications, Films and Computer Games) Enforcement Act 1995* (Cth) to include ‘sell, offer for sale, let on hire, exhibit, display, distribute and demonstrate’.

I have reasonable grounds to believe the above named unclassified film is not an exempt film and I believe it has been published in Tasmania.

I have therefore decided to issue this notice requiring the publisher to submit an application for classification of the fiom listed above.

Information about how to apply, including the application form and fees, is available at [www.classification.gov.au](http://www.classification.gov.au). You may also wish to contact the acting Applications Manager Paul Tenison, on (02) 9289 7100 or [paul.tenison@classification.gov.au](mailto:paul.tenison@classification.gov.au) .

It is an offence not to comply within three business days after receiving this notice.

A notice of my decision will be published in the Commonwealth Gazette.



Lesley O'Brien  
Acting Director  
30 June 2011

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

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

SCHEDULE		(Foreign Currency = AUS \$1)						
Column 1	Column 2 Currency	Column 3 29/06/2011	Column 4 30/06/2011	Column 5 01/07/2011	Column 6 02/07/2011	Column 7 03/07/2011	Column 8 04/07/2011	Column 9 05/07/2011
Brazil	Real	1.666	1.6609	1.6781	1.6717	1.6717	1.6717	1.6726
Canada	Dollar	1.0307	1.0339	1.0358	1.0305	1.0305	1.0305	1.0301
China, PR of	Yuan	6.7649	6.8124	6.9161	6.9152	6.9152	6.9152	6.9399
Denmark	Kroner	5.4519	5.4722	5.5127	5.5039	5.5039	5.5039	5.5102
European Union	Euro	0.7312	0.7339	0.7392	0.7381	0.7381	0.7381	0.7389
Fiji	Dollar	1.8441	1.8495	1.862	1.8609	1.8609	1.8609	1.8658
Hong Kong	Dollar	8.1413	8.2045	8.3331	8.331	8.331	8.331	8.3602
India	Rupee	47.07	47.43	47.98	47.8	47.8	47.8	47.85
Indonesia	Rupiah	9009	9078	9208	9164	9164	9164	9162
Israel	Shekel	3.6019	3.627	3.6609	3.6381	3.6381	3.6381	3.6413
Japan	Yen	84.47	85.42	86.24	86.35	86.35	86.35	86.8
Korea, Republic of	Won	1129.98	1135.41	1144.33	1140.08	1140.08	1140.08	1141.17
Malaysia	Ringgit	3.1892	3.2059	3.2404	3.2276	3.2276	3.2276	3.2269
New Zealand	Dollar	1.2982	1.2976	1.2926	1.2936	1.2936	1.2936	1.2952
Norway	Kroner	5.7135	5.7198	5.7511	5.7591	5.7591	5.7591	5.7566
Pakistan	Rupee	89.86	90.66	92.07	92.01	92.01	92.01	92.29
Papua New Guinea	Kina	2.387	2.4066	2.4447	2.4329	2.4329	2.4329	2.4307
Philippines	Peso	45.47	45.82	46.43	46.29	46.29	46.29	46.26
Singapore	Dollar	1.2977	1.3056	1.3183	1.3134	1.3134	1.3134	1.316
Solomon Islands	Dollar	7.7045	7.7679	7.8909	7.8887	7.8887	7.8887	7.9175
South Africa	Rand	7.1662	7.1961	7.2527	7.2221	7.2221	7.2221	7.2141
Sri Lanka	Rupee	114.6	115.55	117.27	117.16	117.16	117.16	117.59
Sweden	Krona	6.7263	6.7924	6.7711	6.7553	6.7553	6.7553	6.7129
Switzerland	Franc	0.8724	0.8763	0.8907	0.9006	0.9006	0.9006	0.9102
Taiwan Province	Dollar	30.19	30.41	30.79	30.68	30.68	30.68	30.78
Thailand	Baht	32.29	32.53	32.89	32.85	32.85	32.85	32.72
United Kingdom	Pound	0.6544	0.6589	0.6655	0.6668	0.6668	0.6668	0.6682
USA	Dollar	1.0455	1.0541	1.0708	1.0705	1.0705	1.0705	1.0744

Thomas Lees  
 Delegate of the Chief Executive Officer of Customs  
 Canberra ACT  
 07/07/2011

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## **Broadband, Communications and the Digital Economy**

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### **AUSTRALIAN COMMUNICATIONS AND MEDIA AUTHORITY**

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

#### **ALTERNATIVE USES OF BROADCASTING SERVICES BANDS DETERMINATIONS**

Pursuant to section 34(1) of the *Broadcasting Services Act 1992*, the Australian Communications and Media Authority by written instruments determined parts of the radiofrequency spectrum to be made available for allocation for specified periods. This notice is for the determinations made during the period 1 January 2011 to 30 June 2011. Copies of the determinations can be obtained from:

RLTDS - Operations Branch  
Australian Communications and Media Authority  
PO Box 78  
BELCONNEN ACT 2616

Or by telephoning 1300 850 115 opt 1 opt 1.

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## Defence

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## Specialist Medical Review Council

### Declarations

*Section 196W  
Veterans' Entitlements Act 1986*

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**Re: Statements of Principles Nos. 33 & 34 of 2005  
In Respect of Cervical Spondylosis  
Matter Nos. 2006/15  
Request for Review Declaration No. 15**

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In relation to the Repatriation Medical Authority (the RMA) Statements of Principles Nos. 33 & 34 of 2005 (as amended) in respect of cervical spondylosis and death from cervical spondylosis, made under subsection 196B(2) and 196B(3) of the *Veterans' Entitlements Act 1986* (the VEA), the Specialist Medical Review Council (the Council) under section 196W of the VEA:

DECLARES THAT:

- the sound medical-scientific evidence available to the RMA is insufficient to justify an amendment of the Statements of Principles in respect of the factors (at 6(i) and 6(s) of Statement of Principles No 33 of 2005 (as amended) and 6(f) and 6(r) of Statement of Principles No 34 of 2005 (as amended) ) relating to carrying loads on the head while upright

AND FURTHER DECLARES THAT:

- the sound medical-scientific evidence available to the RMA is insufficient to justify an amendment of the Statements of Principles

to include a factor or factors in respect of:

- a) carrying loads on the shoulder girdle and the resulting effect on the neck; and/or
- b) repetitive movement either separate to, or in conjunction with, loads on the head.

AND RECOMMENDS:

- the RMA carry out a new investigation to find out whether there is sound medical-scientific evidence to justify including a factor or factors in respect of:
  - carrying loads on the shoulder girdle and the resulting effect on the neck; and/or
  - repetitive movement either separate to, or in conjunction with, loads on the head

in Statements of Principles No. 33 & 34 of 2005; and

- for the purposes of the investigation, consider asking the Secretary of the Department of Veterans' Affairs (DVA) under section 196C(2) of the VEA to:
  - carry out research (including any test or experiment) to obtain, confirm, or disprove, specific information about the prevalence of cervical spondylosis in service personnel and any potential association with carrying loads on the shoulder girdle and the resulting effect on the neck and/or repetitive movement either separate to, or in conjunction with, loads on the head; and
  - to forward a report to the RMA.

			
Charles Stuart Guest	John Arthur Lewis Hart	Geoffrey Owen Littlejohn	David Glen Newman
Presiding Councillor	Councillor	Councillor	Councillor

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Specialist Medical Review )  
Council was affixed by )  
authority of the Council in )  
the presence of: )



Dated this 4<sup>th</sup> day of July 2011

The Council's Reasons for Decisions in relation to this Declaration can be obtained on request by writing to the Specialist Medical Review Council Secretariat, PO Box 895, Woden ACT 2606 or by telephoning (08) 8290 0230.



**Australian Government**  
**Repatriation Medical Authority**

## NOTICE OF INVESTIGATION

### Section 196G of the *Veterans' Entitlements Act 1986*

The Repatriation Medical Authority (the Authority) gives notice under section 196G of the *Veterans' Entitlements Act 1986* (the VEA) that it intends to carry out an investigation pursuant to subsection 196B(4) of the VEA to find out whether Statements of Principles may be determined in respect of **lipodermatosclerosis**.

The Authority invites the following persons and organisations to make written submissions to the Authority in respect of the investigation:

- any person eligible to make a claim for pension under Part II or Part IV of the *Veterans' Entitlements Act 1986*;
- any person eligible to make a claim for compensation under section 319 of the *Military Rehabilitation and Compensation Act 2004* (the MRCA);
- an organisation representing veterans, Australian mariners, members of the Forces, members of the Peacekeeping Forces, members within the meaning of the MRCA, or their dependants;
- the Repatriation Commission or the Military Rehabilitation and Compensation Commission; and
- any person having expertise in a field relevant to the investigation.

The Authority will hold its first meeting for the purposes of this investigation on **4 October 2011**.

Under the VEA, the Authority is required to find out whether there is information available about how **lipodermatosclerosis** may be suffered or contracted, or death from **lipodermatosclerosis** may occur; and the extent to which **lipodermatosclerosis** or death from **lipodermatosclerosis** may be war-caused, defence-caused, a service injury, a service disease or a service death. Persons and organisations wishing to make a submission should obtain a copy of the *RMA Submission Guidelines* from the RMA website [[www.rma.gov.au](http://www.rma.gov.au)] or by contacting the RMA Secretariat at the address or telephone number below.

All submissions must be in writing and received by the Authority at the address below no later than **30 September 2011**.

The Common Seal of the  
Repatriation Medical Authority  
was affixed in the presence of )  
)  
)

  
  
 KEN DONALD  
 CHAIRPERSON  
 01/07/2011



**Australian Government**  
**Repatriation Medical Authority**

**DECLARATION UNDER SUBSECTION 196B(9)  
OF THE VETERANS' ENTITLEMENTS ACT 1986**

The Repatriation Medical Authority (the Authority), under subsection 196B(9) of the *Veterans' Entitlements Act 1986* (the Act), makes the following declaration in respect of an investigation to review the contents of the Statements of Principles in force under the Act concerning **schizophrenia**. The initial investigation related to "diagnostic radiation" which was then widened to "ionising radiation". The Notices of Investigation were published in the Government Notices Gazettes of 1 September 2010 and 3 November 2010, respectively.

The Authority declares that while it proposes to amend Statement of Principles, Instrument No. 15 of 2009, concerning **schizophrenia**, it does not propose to amend Statement of Principles, Instrument No. 16 of 2009, for the reason that the new sound medical-scientific evidence available is not sufficient to justify an amendment to this Statement of Principles already determined in respect of **schizophrenia**.

The Authority is of the view that the sound medical-scientific evidence available does not raise a reasonable hypothesis that schizophrenia can be related to service involving exposure to "ionising radiation". It therefore follows that the available sound medical-scientific evidence does not establish that such a relationship is more probable than not and does not enable the Authority to determine an "ionising radiation" factor for inclusion in the Statement of Principles, Instrument No. 16 of 2009, determined pursuant to subsection 196B(3) of the Act.

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Repatriation Medical Authority  
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KEN DONALD  
CHAIRPERSON 01/07/2011



**Australian Government**  
**Repatriation Medical Authority**

**DECLARATION UNDER SUBSECTION 196B(9)  
OF THE VETERANS' ENTITLEMENTS ACT 1986**

The Repatriation Medical Authority (the Authority), under subsection 196B(9) of the *Veterans' Entitlements Act 1986* (the Act), makes the following declaration in respect of an investigation to review the contents of the Statements of Principles in force under the Act concerning **malignant neoplasm of the endometrium**. The investigation related to "ionising radiation" and the Notice of Investigation was published in the Government Notices Gazette of 3 November 2010.

The Authority declares that while it proposes to amend Statement of Principles, Instrument No. 99 of 2007, concerning **malignant neoplasm of the endometrium**, it does not propose to amend Statement of Principles, Instrument No. 100 of 2007, for the reason that the new sound medical-scientific evidence available is not sufficient to justify an amendment to this Statement of Principles already determined in respect of **malignant neoplasm of the endometrium**.

The Authority is of the view that the sound medical-scientific evidence available does not raise a reasonable hypothesis that malignant neoplasm of the endometrium can be related to service involving exposure to "ionising radiation". It therefore follows that the available sound medical-scientific evidence does not establish that such a relationship is more probable than not and does not enable the Authority to determine an "ionising radiation" factor for inclusion in the Statement of Principles, Instrument No. 100 of 2007, determined pursuant to subsection 196B(3) of the Act.

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KEN DONALD  
CHAIRPERSON 01/07/2011



**Australian Government**  
**Repatriation Medical Authority**

**DECLARATION UNDER SUBSECTION 196B(9)  
OF THE VETERANS' ENTITLEMENTS ACT 1986**

The Repatriation Medical Authority (the Authority), under subsection 196B(9) of the *Veterans' Entitlements Act 1986* (the Act), makes the following declaration in respect of an investigation to review the contents of the Statements of Principles in force under the Act concerning **malignant neoplasm of the urethra**. The investigation related to "ionising radiation" and the Notice of Investigation was published in the Government Notices Gazette of 3 November 2010.

The Authority declares that while it proposes to amend Statement of Principles, Instrument No. 1 of 2008, concerning **malignant neoplasm of the urethra**, it does not propose to amend Statement of Principles, Instrument No. 2 of 2008, for the reason that there is no sound medical-scientific evidence available to justify an amendment to this Statement of Principles already determined in respect of **malignant neoplasm of the urethra**.

The Authority is of the view that the sound medical-scientific evidence available does not raise a reasonable hypothesis that malignant neoplasm of the urethra can be related to service involving exposure to "ionising radiation". It therefore follows that the available sound medical-scientific evidence does not establish that such a relationship is more probable than not and does not enable the Authority to determine an "ionising radiation" factor for inclusion in the Statement of Principles, Instrument No. 2 of 2008, determined pursuant to subsection 196B(3) of the Act.

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Repatriation Medical Authority  
was affixed in the presence of )  
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KEN DONALD  
CHAIRPERSON 01/07/2011

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## Education, Employment and Workplace Relations

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### Gazette notice

13 July 2011

Safe Work Australia works in partnership with the Commonwealth, state and territory governments to deliver harmonised work health and safety laws across Australia with the aim of achieving the best possible approach to safety for all Australian workplaces.

To support the Model Work Health and Safety Act, Safe Work Australia, in conjunction with the National Mine Safety Framework (NMSF) will release draft model Work Health and Safety Regulations, model Codes of Practice, a Consultation Regulation Impact Statement and Issues Paper for public comment on 15 July 2011.

The NMSF is an initiative of the Ministerial Council on Mineral and Petroleum Resources, which aims to establish a nationally consistent work health and safety regime in the mining industry.

Model work health and safety laws will ensure organisations can comply with one set of laws regardless of the number of states or territories in which they operate. This will ease the burden on business owners operating across the country.

The public comment period will provide an opportunity for businesses, industry and workers to express their opinions on key aspects of the mining industry.

For more information on how to submit a comment or for more information on the model work health and safety laws, visit [www.safeworkaustralia.gov.au](http://www.safeworkaustralia.gov.au).

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## Finance and Deregulation

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### 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 0.1618 hectares of land at Williamstown, Parish of Stowell, County of Gloucester in the State of New South Wales being Lot 13 Deposit Plan 44966.

The land is located at 2 Moxey Close, Williamstown, New South Wales; and is shown numbered 2 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 is to be used by the Department of Defence (Royal Australian Air Force) in relation to the operations of the Williamstown RAAF Base.

**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, or development for that use, is that it is an area adjacent to the Defence owned RAAF Base Williamtown facility at Williamtown, New South Wales, and will form a buffer to the Base proper which will protect the future operational integrity of the Base.

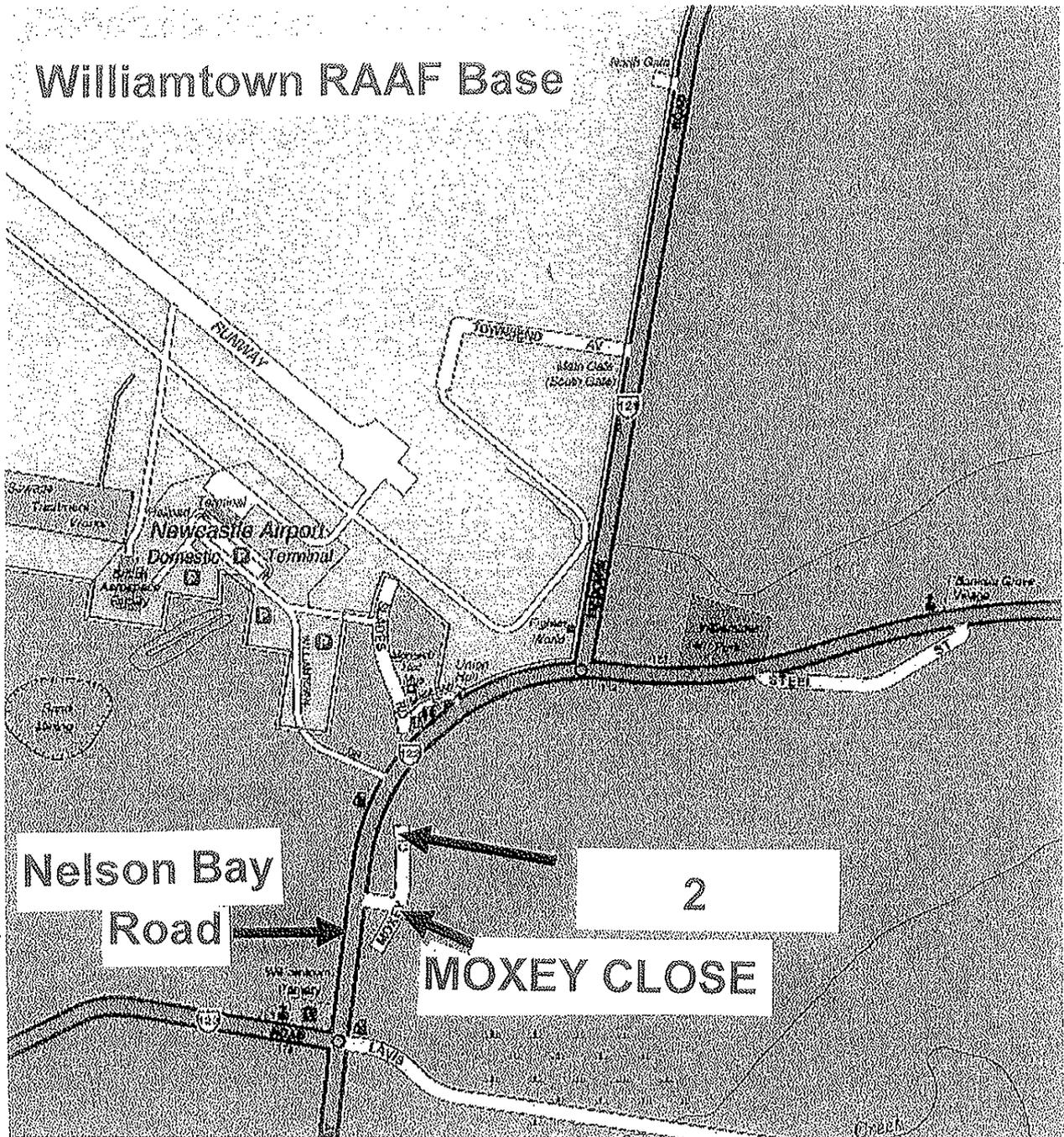
DATED this *thirtieth* day of *June* 2011.

  
.....

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



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## Health and Ageing

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### Australian Government

Department of Health and Ageing  
Therapeutic Goods Administration

#### COMMONWEALTH OF AUSTRALIA

#### *THERAPEUTIC GOODS ACT 1989*

#### SECTION 14 AND 14A NOTICE

I, Glenn Smith, delegate of the Secretary of the Department of Health and Ageing for the purposes of sections 14, 14A and 15 of the *Therapeutic Goods Act 1989* ("the Act"), hereby give my consent, pursuant to sections 14 and 14A of the Act for Pfizer Australia Pty Limited 38-42 Wharf Road West Ryde NSW 2114 to supply

BENEFIX – nonacog alfa (rch) 250IU powder for injection vial and diluent syringe composite pack (AUST R 128339)

BENEFIX – nonacog alfa (rch) 500IU powder for injection vial and diluent syringe composite pack (AUST R 128375)

BENEFIX – nonacog alfa (rch) 1000IU powder for injection vial and diluent syringe composite pack (AUST R 128377) and

BENEFIX – nonacog alfa (rch) 2000IU powder for injection vial and diluent syringe composite pack (AUST R 128378)

in packaging/labelling that does not comply with the requirements of subclause 3(2)(l) of the *Therapeutic Goods Order 69* (TGO 69).

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

1. The exemption applies for 12 months commencing from the date of my consent.

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

(signed by)  
Glenn Smith

Delegate of the Secretary  
Office of Scientific Evaluation  
29 June 2011



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

***THERAPEUTIC GOODS ACT 1989***

**THERAPEUTIC GOODS REGULATIONS 1990**

**DESIGNATION OF OVINE ANTI-COLCHICINE POLYCLONAL ANTIBODY  
FRAGMENTS (COLCHIFAB) AS AN ORPHAN DRUG**

I Dr Anthony Gill, Delegate of the Secretary for the purposes of 16J of the *Therapeutic Goods Regulations 1990* (“the Regulations”), acting under sub-regulation 16J(2) of the Regulations, designate *Ovine anti-colchicine polyclonal antibody fragments (ColchiFab)* as an orphan drug on 30<sup>th</sup> June 2011 for as an antidote in cases of acute colchicine toxicity.

The dose form of *Ovine anti-colchicine polyclonal antibody fragments (ColchiFab)* is ampoules.

The sponsor of *Ovine anti-colchicine polyclonal antibody fragments (ColchiFab)*, is Micropharm Limited.

*(signed by)*  
Dr Anthony Gill  
Delegate of the Secretary

4<sup>th</sup> July 2011



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

**THERAPEUTIC GOODS ACT 1989**

**SECTION 14 AND 14A NOTICE**

I, Glenn Smith delegate of the Secretary of the Department of Health and Ageing for the purposes of sections 14, 14A and 15 of the *Therapeutic Goods Act 1989* ("the Act"), hereby give my consent, pursuant to sections 14 and 14A of the Act for Sanofi-Aventis Australia Pty Ltd, Talavera Corporate Centre, Building D, 12-24 Talavera Road, Macquarie Park NSW 2113/ to supply 3 246 vials of IMOGAM RP rabies immunoglobulin 150 IU/ml injection vial [AUST R 72931] with a Lot No of G1052-6 with labels which do not comply with the requirements of Therapeutic Goods Order No 69 - "General Requirements for Labels for Medicines".

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

1. 3 256 vials of Batch No G1052-6 supplied with Canadian vial and carton labels and Canadian PI to be over-stickered with the AUST R number and the Australian sponsor details.

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

(signed by)  
Glenn Smith

Delegate of the Secretary  
Office of Laboratories and Scientific Services

5 July 2011



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

**THERAPEUTIC GOODS ACT 1989**

**SECTIONS 14 and 14A NOTICE**

On 22 March 2011, the delegate of the Secretary of the Department of Health and Ageing for the purposes of sections 14 and 14A of the *Therapeutic Goods Act 1989* ("the Act") gave his consent to the following:

- (a) the supply of the products AIROMIR AUTOHALER (salbutamol as sulfate) 100 micrograms per dose metered dose aerosol [AUST R 64799] Batch No GLG009D, QVAR AUTOHALER (beclomethasone dipropionate) 50 micrograms per dose metered dose aerosol can [AUST R 71991] Batch No GLE099F, QVAR AUTOHALER (beclomethasone dipropionate) 100 micrograms per dose metered dose aerosol can [AUST R 71994] Batch No GLE004C and QVAR INHALER (beclomethasone dipropionate) 50 micrograms per actuation pressurised inhalation aerosol can [AUST R 71992] Batch No GLG102B by iNova Pharmaceuticals (Australia) Pty Ltd of 9-15 Chilvers Road, Thornleigh, NSW 2120; and
- (b) for the above batches of product to contain Ethanol that does not conform with the requirements for "Absorbance" in the monograph for Ethanol in the *British Pharmacopoeia* (BP).

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 only to the batches listed above and applies for the remainder of their approved shelf lives.
2. No other changes have been made to these products.



**Australian Government**

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

***THERAPEUTIC GOODS ACT 1989***

**SECTIONS 14 and 14A NOTICE**

On 6 July 2011, the delegate of the Secretary of the Department of Health and Ageing for the purposes of sections 14 and 14A of the *Therapeutic Goods Act 1989* ("the Act") gave her consent to the following:

- (a) the supply of the product NORLEVO levonorgestrel 750 microgram tablet blister pack (AUST R 119794) Batch No CX318C by Sandoz Pty Ltd of Level 4 100 Harris Street PYRMONT NSW 2009; and
- (b) for the blister foil label of the above batch of the product to not contain the batch number prefix required by the *Therapeutic Goods Order No. 69 - General requirements for labels for medicines* ("the Order"), provided that all other requirements of the Order are met.

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 consent applies only to the batch listed above.



**Australian Government**

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

**COMMONWEALTH OF AUSTRALIA**

**THERAPEUTIC GOODS ACT 1989**

**SECTION 14 AND 14A NOTICE**

I, Glenn Smith, delegate of the Secretary of the Department of Health and Ageing for the purposes of sections 14, 14A and 15 of the *Therapeutic Goods Act 1989* ("the Act"), hereby give my consent, pursuant to sections 14 and 14A of the Act for Pfizer Australia Pty Limited 38-42 Wharf Road West Ryde NSW 2114 to supply

XYNTHA moroctocog alfa (rch) 250IU powder for injection plus diluent syringe  
(AUST R 161714)

XYNTHA moroctocog alfa (rch) 500IU powder for injection plus diluent syringe  
(AUST R 161715)

XYNTHA moroctocog alfa (rch) 1000IU powder for injection plus diluent syringe  
(AUST R 161716) and

XYNTHA moroctocog alfa (rch) 2000IU powder for injection plus diluent syringe  
(AUST R 161717)

in packaging/labelling that does not comply with the requirements of subclause 3(2)(l) of the *Therapeutic Goods Order 69* (TGO 69).

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

1. The exemption applies for 12 months commencing from the date of my consent.

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

(signed by)  
Glenn Smith

Delegate of the Secretary  
Office of Scientific Evaluation  
29 June 2011



**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 subsection 41GN(1) (a) (b) and(f) of the Act:

ARTG entry of a kind of medical device: Nasal aspirator, manual

ARTG number: 174646

Sponsor: Perpetys Pty Ltd

Manufacturer: Acute Ideas Co Ltd, Taiwan

Date cancelled: 6 July 2011

Date cancellation takes effect: 5 August 2011

Reasons:

(a) The medical devices are no longer of the same kind as those at the time of inclusion

(b) The sponsor of the medical device has not complied with the condition of inclusion relating to the Essential Principles for safety and performance and the sponsors contact details.

(f) The certifications made in the application to include this kind of device in the Register were not correct in relation to compliance with the Essential Principles and the advertising requirements and the details of the manufacturer of the device.

*(signed by)*

Linda Punyer

Delegate of the Secretary to the Department of Health and Ageing

6 July 2011



**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 subsection 41GN(1) (a) (b) and (f) of the Act:

ARTG entry of a kind of medical device: Nasal aspirator, electric

ARTG number: 173857

Sponsor: Perpetus Pty Ltd

Manufacturer: Soaring Benefit, Taiwan

Date cancelled: 7 July 2011

Date of effect of cancellation: 8 August 2011

Reasons:

(a) The medical devices of this kind are not of the same kind as those at the time of inclusion

(b) The sponsor of the medical device has not complied with the condition of inclusion relating to the Essential Principles for safety and performance, the Conformity Assessment Procedures applied to the manufacture of the device.

(f) The certifications made in the application to include this kind of device in the Register are not correct in relation to the classification of this kind of device, compliance with the Essential Principles, the Conformity Assessment Procedures applied to this kind of device and the advertising requirements.

(signed by)

Linda Punyer

Delegate of the Secretary to the Department of Health and Ageing

7/07/2011



**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 subsection 41GN(1)(a) (b) and (f) of the Act:

ARTG entry of a kind of medical device: Nasal aspirator, manual

ARTG number: 174381

Sponsor: Perpetus Pty Ltd

Manufacturer: Xiamen Innotech Electronics Co Ltd, China

Date cancelled: 7 July 2011

Date cancellation takes effect: 8 August 2011

Reasons:

(a) The medical devices of this kind are not of the same kind as those at the time of inclusion

(b) The sponsor of the medical device has not complied with the condition of inclusion relating to the Essential Principles for safety and performance, and the requirement for the sponsor's contact details to be provided with the device.

(f) The certifications made in the application to include this kind of device in the Register are not correct in relation to compliance with the Essential Principles and the advertising requirements.

*(signed by)*

Linda Punyer

Delegate of the Secretary to the Department of Health and Ageing

7/07/2011



**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 subsection 41GN(1)(c) of the Act:

ARTG entry of a kind of medical device: Nasopharyngoscope, rigid

ARTG number: 179576

Sponsor: Karl Storz Endoscopy Australia Pty Ltd

Manufacturer: Karl Storz GmbH & Co KG (Germany)

Date cancelled: 7 July 2011

Date of effect of Cancellation: 5 August 2011

**Reason:**

The sponsor of the device has not complied with a notice given under section 41JA of the Act requiring the sponsor to give the Secretary information relating to the kind of medical device mentioned above.

*(signed by)*

Linda Punyer

Delegate of the Secretary to the Department of Health and Ageing

7 July 2011

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

No: 9461

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

I, Philippa Power, 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 01/07/2011 to 30/09/2011

**Details about ship**

Name of ship: Rathboyne  
IMO No. of ship: 9142502

Port of registry: Bergen  
Name of Owner: Kristian Gerhard Jebsen Skipsrederi  
A/S Bergen Norway

**Name of ports for which permit issued**

From Newcastle to Bell Bay. From Newcastle to Portland. From Whyalla to Newcastle. From Newcastle to Gladstone.

**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. Other Bulk Liquids; 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: 30 June, 2011




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

No: 9470

*Navigation Act 1912*

**PERMIT FOR UNLICENSED SHIP - CONTINUING**

I, Philippa Power, 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 04/07/2011 to 03/10/2011

**Details about ship**

Name of ship: Kota Lumayan  
IMO No. of ship: 9494541

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

**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: 1 July, 2011



Instrument No: **M00241**  
Page 1 of 1



**Australian Government**  
**Department of Infrastructure and Transport**

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

### **EXEMPTION FROM DISPLAYING AND CARRYING A MARITIME SECURITY IDENTIFICATION CARD (MSIC) WHILST IN THE PYRENEES VENTURE OFFSHORE FACILITY ZONE**

I, Jeremy Thomas, A/g General Manager, Maritime, Identity and Surface Security Branch, Office of Transport Security, Department of Infrastructure and Transport, under regulation 6.07M of the Maritime Transport and Offshore Facilities Security Regulations 2003 (the Regulations), give all personnel and contractors of BHP Billiton Limited working in the offshore facility zone on Pyrenees Venture:

- An exemption from carrying and displaying a Maritime Security Identification Card (MSIC) in accordance with the requirements set out in Part 6 of the Regulations.

This exemption operates from the date of this notice and ceases on 30 June 2013.

The exemption is given subject to the following conditions:

- This is an exemption from the requirement to display and carry only – the Regulations must still be adhered to with regards to the requirement to hold MSICs.
- Where not carried by the holder, MSICs must be safely stowed away on site, and must be able to be produced on request. Non-MSIC holders must be monitored and/or escorted as per the Regulations.
- Relevant control arrangements in support of this exemption are to be included in the existing Maritime Security Plan(s) for the BHP Billiton Limited offshore facilities.

Dated 30 June 2011

A handwritten signature in black ink, appearing to read 'Jeremy Thomas', is written over a horizontal line.

**Jeremy Thomas**  
Delegate of the Secretary of the  
Department of Infrastructure and Transport

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

No: 9408

*Navigation Act 1912*

**PERMIT FOR UNLICENSED SHIP - CONTINUING**

I, Philippa Power, 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 12/07/2011 to 11/10/2011

**Details about ship**

Name of ship: ANL WYONG  
IMO No. of ship: 9334155

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

**Name of ports for which permit issued**

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

**Permit conditions**

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

Signature of delegate:

Date: 1 July, 2011



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

No: 9477

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

I, Philippa Power, 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 04/07/2011 to 30/09/2011

**Details about ship**

Name of ship: wincanton  
IMO No. of ship: 9212462

Port of registry: Singapore  
Name of Owner: Wincanton Shipping Pte Ltd

**Name of ports for which permit issued**

From Newcastle to Gladstone.

**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. Petroleum; 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: 4 July, 2011




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

No: 9526

*Navigation Act 1912*

**PERMIT FOR UNLICENSED SHIP - CONTINUING**

I, Philippa Power, 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 22/07/2011 to 21/10/2011

**Details about ship**

Name of ship: Bunga Pelangi Dua  
IMO No. of ship: 9111618

Port of registry: Port Kelang  
Name of Owner: MISC Berhard

**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: 7 July, 2011



A00943



**Australian Government**

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

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

# **NOTICE OF AMENDMENT OF DECLARATION OF SECURITY CONTROLLED AIRPORTS AND ESTABLISHMENT OF AIRSIDE AREAS**

I, **JOHN DAVID RAPHAEL MOODY**, Acting General Manager, Transport Security Operations Branch, Office of Transport Security, Department of Infrastructure and Transport.

**REVOKE** the declaration of Great Barrier Reef Airport Pty Ltd as a security controlled airport as listed in the *Gazette No: S253* dated 4 December 2007 under section 28 of the *Aviation Transport Security Act 2004* (the Act); and

**DECLARE** that Great Barrier Reef Airport Pty Ltd 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 Great Barrier Reef Airport Pty Ltd being that area indicated as the airside area on the attached map.

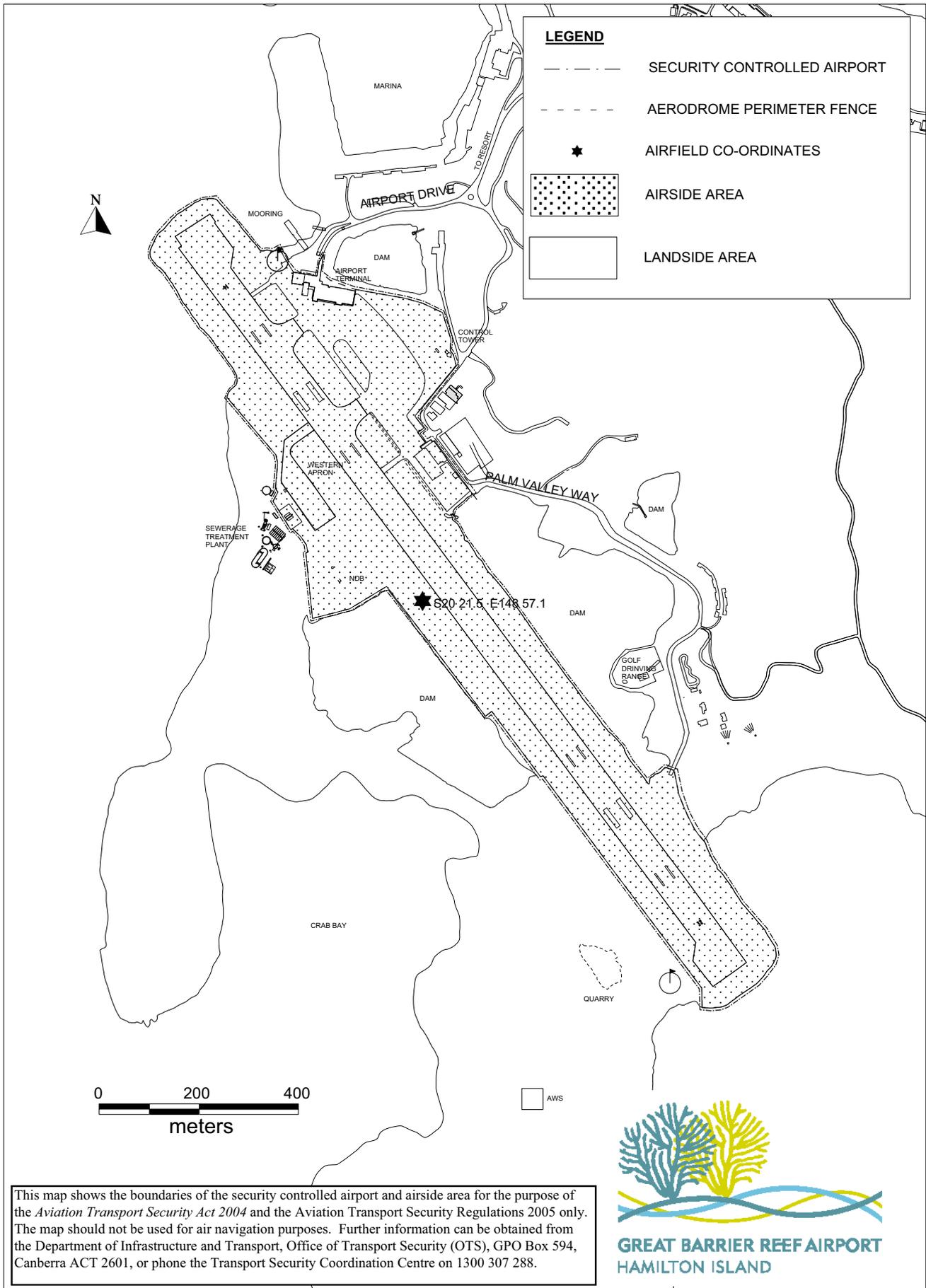
*Appendix F - Airport Boundary Map June 2011*

This Notice commences upon Gazettal.

Date: 23 June 2011

A handwritten signature in black ink, appearing to read 'John Moody'.

John Moody  
Delegate of the Secretary of the  
Department of Infrastructure and 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 and Transport, Office of Transport Security (OTS), GPO Box 594, Canberra ACT 2601, or phone the Transport Security Coordination Centre on 1300 307 288.

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## Prime Minister and Cabinet

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### COMMONWEALTH OF AUSTRALIA

#### *Public Service Act 1999*

#### **Determination under Section 61: Secretaries' remuneration and other conditions**

I, JULIA EILEEN GILLARD, Prime Minister, under section 61 of the *Public Service Act 1999*, having taken advice from the Remuneration Tribunal, determine that, from whichever is the latter of 1 July 2011 or the date of this determination, in relation to a person appointed as a Secretary under section 58 of the *Public Service Act 1999*, the remuneration and other conditions of appointment of that person shall be as set out below.

This Determination overrides all previous determinations made under section 61 of the *Public Service Act 1999*, and a Secretary's remuneration and other conditions of appointment are to be exclusively as set out in this Determination unless otherwise indicated.

Dated 30/6/2011 2011

A handwritten signature in black ink, appearing to read 'Julia Gillard', written over the printed name 'Prime Minister'.

Prime Minister

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## **PART 1 - INTERPRETATION**

### **1.1 In this determination:**

**“Base Salary”** means the amounts specified under clause 2.1 of this Determination.

**“Benefits”** means non-monetary benefits provided at the Commonwealth's expense.

**“business class”** means a standard of service equivalent to that offered by Qantas Airways Ltd in its Business Class.

**“Commonwealth authority”** means

- (a) a body corporate established for a public purpose by or under a law of the Commonwealth or the Australian Capital Territory; or
- (b) a body corporate:
  - (i) incorporated under a law of the Commonwealth or a State or Territory; and
  - (ii) in which the Commonwealth has a controlling interest; or
- (c) an authority or body, not being a body corporate, established for a public purpose by or under a law of the Commonwealth or the Australian Capital Territory.

**“APSC Allowance Subscription Scheme”** means the Australian Public Service Commission (APSC) Allowance Subscription Scheme and any scheme of a similar nature which modifies, replaces or supersedes the APSC Allowance Subscription Scheme.

**“employer's superannuation contribution”** in respect of a Secretary means payments made by the Commonwealth to or in respect of the Commonwealth Superannuation Scheme or the Public Sector Superannuation Scheme in order to support the provision of benefits under any of those schemes.

**“Executive Vehicle Scheme Guidelines”** means guidelines published from time to time by the APSC in respect of the Executive Vehicle Scheme or such other Department or agency as then has policy responsibility for the scheme, or any guidelines of a similar nature which modify, replace or supersede those guidelines or guidelines to any scheme of a similar nature which modifies, replaces or supersedes the Executive Vehicle Scheme.

**“locality of the Australian Capital Territory”** means the Australian Capital Territory and those parts of New South Wales which fall within a 100 kilometre radius of Canberra.

**“other Total Remuneration elements”** include superannuation contributions made by the Commonwealth and the costs associated with a Commonwealth provided vehicle.

**“Secretary”** means the holder of an office referred to in the definition of **“Secretary”** in section 7 of the *Public Service Act 1999*.

**“Secretary’s Minister”** in respect of a Secretary means the senior portfolio Minister who administers the Department of which the Secretary has been appointed to the office of Secretary.

- 1.2 The provisions of this determination are additional and subject to any applicable statutory entitlements or conditions, including those deriving from the following Acts and from regulations and instruments made under those Acts:
- (a) *Financial Management and Accountability Act 1997*;
  - (b) *Long Service Leave (Commonwealth Employees) Act 1976*;
  - (c) *Occupational Health and Safety Act 1991*;
  - (d) *Maternity Leave (Commonwealth Employees) Act 1973*;
  - (e) *Public Service Act 1999*;
  - (f) *Safety, Rehabilitation and Compensation Act 1988*;
  - (g) *Superannuation Act 1976*;
  - (h) *Superannuation Act 1990*;
  - (i) *Superannuation Act 2005*;
  - (j) *Superannuation Benefits (Supervisory Mechanisms) Act 1990*;
  - (k) *Superannuation (Productivity Benefit) Act 1988*; and
  - (l) *Fair Work Act 2009*.

## **PART 2 - REMUNERATION**

### **Remuneration amounts**

- 2.1 The holder of an office specified in the first column of the Schedule attached to this Determination is eligible for Base Salary and Total Remuneration in the amounts specified in the Schedule.

### **Total Remuneration**

- 2.2 Total Remuneration is the value attributed to the remuneration to be paid to a Secretary and includes:
- (a) salary, subject to the packaging provisions of clauses 2.3, 2.4 and 2.5;
  - (b) the value, calculated in accordance with this Part, of a fully maintained Commonwealth provided vehicle plus parking and applicable fringe benefits taxation; and
  - (c) the value, calculated in accordance with this Part, of the employer’s superannuation contribution specified in clause 2.7 of this Part;

but does not include;

- (d) facilities provided as business support under clauses 2.11 to 2.14;
- (e) travelling allowances and expenditure specified in Part 3;
- (f) compensation for early loss of office specified in Part 5; or
- (g) removal costs, accommodation allowances and reunion airfares specified in Part 7.

#### Remuneration packaging

- 2.3 Subject to this Part, a Secretary may elect to receive the benefit of the Total Remuneration as salary or a combination of salary and other Benefits.
- 2.4 Any election made in accordance with clause 2.3 shall be consistent with relevant taxation laws and rulings or guidelines issued by the Australian Taxation Office applicable to salary packaging schemes.
- 2.5 Any election made in accordance with clause 2.3 must not result in cost to the Commonwealth (including in relation to any fringe benefits taxation) additional to the cost which would be incurred if other Total Remuneration elements able to be taken as salary were taken as salary.

#### Superannuation

- 2.6 Regardless of anything else in this Determination, a Secretary's annual rate of salary for the purposes of the Superannuation (CSS) Salary Regulations shall be Base Salary as specified under clause 2.1. (Note: It will therefore be the Secretary's superannuation salary for the purposes of the *Superannuation Act 1976* and the *Superannuation Act 1990*.)
- 2.7 The Total Remuneration of a Secretary shall be taken to include the value of the employer's superannuation contributions made in respect of the Secretary. For this purpose:
- (a) in the case of a Secretary participating in the Commonwealth Superannuation Scheme or the Public Sector Superannuation Scheme, the value of the employer's superannuation contributions made in respect of the Secretary shall be taken to be:
    - (i) 13% of Base Salary until 30 June 2005; and
    - (ii) 15.4% of Base Salary on and from 1 July 2005
  - (b) in the case of a Secretary participating in any other superannuation scheme, the value of the employer's superannuation contributions made in respect of the Secretary to the superannuation scheme shall reflect the amounts actually made or liable to be made.
- 2.8 The value attributable by virtue of clause 2.7 to the employer's superannuation contribution is referable to a non-salary component of Total Remuneration and may not be the subject of an election to take an equivalent amount of salary instead.

### Vehicle and parking

- 2.9.1 Where a Secretary elects to receive a Commonwealth provided vehicle, the Secretary shall have deducted from his or her Total Remuneration, an amount equal to the actual cost (including fringe benefits tax) of the vehicle to the Commonwealth, plus the value of parking, less \$3,750 a year or, where the vehicle is provided for less than a full year, \$3,750 calculated on a *pro rata* basis.
- 2.9.2 The Executive Vehicle Scheme Guidelines issued by the APSC apply to the selection of a vehicle referred to in subclause 2.9.1.
- 2.10.1 Where a Secretary elects not to receive a Commonwealth provided vehicle but instead enters into a salary sacrifice arrangement for the provision of another vehicle or uses his own or her own vehicle, and that vehicle is used for business-related purposes, the Secretary is entitled to an amount of \$3,750 a year, less tax at the applicable rate, or, where the vehicle is provided for less than a full year, that amount calculated on a *pro rata* basis.
- 2.10.2 An amount payable under subclause 2.10.1 shall not be taken as remuneration for any purpose.

### Business support

- 2.11 A Secretary is entitled to the provision by his or her Department of communications, information technology and other office facilities necessary for the efficient conduct of the Commonwealth's business, and such provision includes incidental private use of those facilities. Where required, separate telecommunications lines to a Secretary's residence in support of these facilities may be provided at no cost to the Secretary.
- 2.12 A Secretary is entitled to be reimbursed by the Commonwealth for all costs of installation and rental of a telephone line and telephone at his or her residence and for all call charges on that telephone.
- 2.13 If a Secretary maintains two residences, he or she is entitled to be reimbursed by the Commonwealth in the terms of clause 2.12 in relation to a telephone line and telephone at one of his or her residences and, in relation to the other residence, is entitled to be reimbursed only for 50% of the call charges and no other costs.
- 2.14 A Secretary is entitled to two domestic airline lounge memberships at Commonwealth expense.

### **PART 3 - OFFICIAL TRAVEL**

#### **Entitlement to official travel**

- 3.1 Secretaries are entitled to the travelling allowances for travel on official business within Australia and internationally in accordance with the conditions, and at the Tier 1 rate, as determined from time to time by the Remuneration Tribunal in relation to full-time public office holders.

### **PART 4 - LEAVE**

#### **Normal duty**

- 4.1 A Secretary is to be available for duty when required by his or her Minister and on all days his or her department is open for and conducts normal business.

#### **Recreation leave**

- 4.2 A Secretary is entitled to recreation leave at a rate of 20 working days for each completed 12 months of service, or pro rata for lesser periods, to be credited in the same way as recreation leave entitlements are credited to employees generally in the Secretary's department.
- 4.3 A Secretary's recreation leave credit includes any existing recreation leave accrued either through prior service in the Australian Public Service or the ACT Government Service, or through employment in a Commonwealth authority, that in either case ceased not more than two months prior to being appointed as a Secretary.
- 4.4 Application to take recreation leave must be made to the Secretary's Minister and may be for a period up to the Secretary's existing recreation leave credit.
- 4.5 Where a Secretary ceases to be a Secretary, other than by death, and does not carry forward a recreation leave credit to other Commonwealth employment, he or she is entitled to be paid the salary equivalent of:
- (a) any recreation leave credit unused at the time he or she ceased to be a Secretary; and
  - (b) recreation leave accrued since the last 1 January at the rate of one twelfth of a full year's recreation leave accrual for each completed month of service;
- but if a Secretary has died, the Prime Minister or his or her delegate may authorise payment of this amount to a dependant of the Secretary or the Secretary's legal personal representative.

- 4.6 A Secretary is entitled to cash out up to half of his or her annual recreation leave entitlement in any year if the Secretary's department has a policy that allows employees generally in that department to cash out up to half of their annual recreation leave entitlements in accordance with the workplace agreements under which they are engaged.

#### Personal leave

- 4.7 A Secretary is entitled to personal leave which may be accessed at full or half pay to accommodate personal illness or injury, to care for a family member or to meet family responsibilities of an emergency and unscheduled nature.
- 4.8 A Secretary's entitlement to personal leave accrues at the rate of 15 days on the date of appointment plus a further 15 days at the end of each 12 months' service.
- 4.9 A Secretary's absence of three days or more using personal leave must be authorised by the Prime Minister or his or her delegate.
- 4.10 In addition to the personal leave entitlement specified in clause 4.8, a Secretary's sick leave entitlements accrued either through prior service in the Australian Public Service or in the service of an Australian State or Territory Government, or through employment in a Commonwealth authority, that in either case ceased not more than two months prior to being appointed a Secretary will be recognised as if accrued while as a Secretary and will be paid at full pay or half pay as originally accrued.
- 4.11 Neither unused personal leave nor unused sick leave accrued through prior service referred to in clause 4.10 will be paid out where a Secretary ceases for whatever reason to be a Secretary.
- 4.12 The Prime Minister may grant additional personal leave to a Secretary at the Prime Minister's discretion.

#### Miscellaneous leave

- 4.13 The Prime Minister or his or her delegate may grant leave of absence to a Secretary for a purpose that the Prime Minister or his or her delegate considers to be in the interests of the Commonwealth. Such leave of absence may be with or without pay and subject to conditions at the discretion of the Prime Minister or his or her delegate.

#### Statutory leave provisions

- 4.14 A Secretary is entitled to long service leave in accordance with the *Long Service Leave (Commonwealth Employees) Act 1976* and maternity leave in accordance with the *Maternity Leave (Commonwealth Employees) Act 1973*.

- 4.15 Application to take long service leave or maternity leave must be made to the Secretary's Minister.

#### **PART 5 - LOSS OF OFFICE**

- 5.1 Where a Secretary is terminated in accordance with the provisions of sub-section 59(1) of the *Public Service Act 1999* and the Commonwealth has not made the Secretary an offer of suitable alternative employment, the Secretary shall be entitled upon his or her termination to be paid:
- (a) three months' Base Salary; or
  - (b) one-third of one month's Base Salary for each full month of the balance of the term not served, subject to a maximum payment of 12 months' Base Salary calculated at the date of his or her termination
- whichever is the greater.
- 5.2 In determining whether, for the purpose of clause 5.1, there has been an offer of suitable alternative employment, account is to be taken of any offer of employment with the Commonwealth, the administration of a Territory, or a public statutory corporation referred to in paragraph 3(4)(d) of the *Remuneration Tribunal Act 1973*, or an incorporated company all the stock or shares in the capital of which is or are beneficially owned by the Commonwealth or by a public statutory corporation, or an incorporated company limited by guarantee where the interests and rights of the members in or in relation to the company are beneficially owned by the Commonwealth or by a public statutory corporation.

#### **PART 6 – NOTICE OF A DECISION NOT TO RE-APPOINT**

- 6.1 A Secretary who is not given three months' notice that he or she will not be re-appointed to the position at the expiration of his or her term shall be paid three months' Base Salary unless the Commonwealth has made the Secretary an offer of suitable alternative employment.
- 6.2 In determining whether, for the purpose of clause 6.1, an offer of suitable alternative employment has been made, regard is to be had to any offer of employment of the kind described in clause 5.2.

## **PART 7 - REMOVAL AND RELOCATION ASSISTANCE**

### **Interpretation**

#### **7.1 In this Part:**

“home locality” means the locality where the Secretary ordinarily lives immediately before the commencement of the term of appointment as Secretary takes place.

“new locality” means the locality of the Australian Capital Territory.

### **Relocation costs and allowances**

**7.2** A Secretary is entitled to payment at Commonwealth expense of his or her relocation costs from his or her home locality to the new locality in order to take up his or her appointment as a Secretary.

**7.3** For the purposes of clause 7.2, relocation costs include, as applicable:

- (a) transportation of the Secretary and his or her partner and dependants, if any, from the home locality to the new locality, and their return to the home locality when the Secretary ceases to hold office as Secretary for whatever reason;
- (b) the insured removal of the furniture, household effects and domestic animals of the Secretary and his or her partner and dependants from the home locality to the new locality, and their return to the home locality when the Secretary ceases to hold office as Secretary for whatever reason;
- (c) costs of sale and purchase of residential housing under clause 7.10 below; and
- (d) if the Secretary rents accommodation in the new locality, bond money and utility connection deposits, to be repaid to the Commonwealth at the end of the tenancy.

### **Disturbance allowance**

**7.4** In addition to removal costs under subclause 7.3(b), a Secretary is entitled to a disturbance allowance of an amount applicable to a member of the Senior Executive Service as advised from time to time under the APSC Allowance Subscription Scheme.

### **Settling out allowance**

**7.5** The “settling out period” is the period of 7 days beginning on the day when the furniture and other household effects of the Secretary and his or her dependants, if any, are removed from the residence of the Secretary at the home locality.

- 7.6 During the settling out period, a Secretary is entitled to settling out allowance of:
- (a) in relation to the costs of accommodation – \$1,727 per week; and
  - (b) in relation to meals and incidentals – up to the rate per week applicable to a member of the Senior Executive Service as advised from time to time under the APSC Allowance Subscription Scheme for Temporary Accommodation Allowances.

**Settling in allowance**

- 7.7 The "settling in period" is the period beginning on the day 7 days before the day when the Secretary begins duty at the new locality and ending on the earlier of:
- (a) the day when suitable accommodation or suitable temporary accommodation becomes available at that locality; or
  - (b) the day 13 weeks after the day when the Secretary begins duty at the locality.
- 7.8 During the settling in period, a Secretary is entitled to settling in allowance of:
- (a) in relation to the costs of accommodation – \$1,727 per week; and
  - (b) in relation to meals and incidentals – up to the rate per week applicable to a member of the Senior Executive Service as advised from time to time under the APSC Allowance Subscription Scheme for Temporary Accommodation Allowances.

**Costs of sale and purchase of residential housing**

- 7.9 A Secretary is entitled to reimbursement, at Commonwealth expense, of all reasonable costs of:
- (a) sale of a residence which is owned by him or her in the home locality if sold for the purposes of relocating to the new locality in order to take up the office of Secretary;
  - (b) purchase of a residence in the new locality in order to take up the office of Secretary other than the actual purchase price; and
  - (c) sale of a residence which is owned by him or her in the new locality if sold for the purposes of relocating to the home locality when the Secretary ceases to hold office as Secretary for whatever reason.
- 7.10 For the purposes of clauses 7.3 and 7.9, costs of sale and purchase which may be reimbursed comprise, as applicable:
- (a) agent's commission;
  - (b) advertising fees;
  - (c) solicitor's fees;

- (d) stamp duty; and
- (e) auction costs.

**Accommodation support**

- 7.11 A Secretary who did not live in the locality of the Australian Capital Territory immediately before the commencement of his or her term of appointment as Secretary is entitled to accommodation support of an amount per week equal to \$29,645 per annum for the duration of his or her term and any subsequent term as Secretary if he or she:
- (a) continues to maintain a residence in his or her home locality; and
  - (b) does not buy a property in the locality of the Australian Capital Territory.

**Reunion travel**

- 7.12 A Secretary who, immediately before the commencement of his or her initial term of appointment as a Secretary, did not ordinarily live in the locality of the Australian Capital Territory and who continues to maintain a residence in his or her home locality during the initial term of appointment as a Secretary and during any successive term of appointment as a Secretary, is entitled in each 12 months of service, at his or her election at the time of appointment or reappointment to:
- (a) 12 business class return airfares between Canberra and the capital city nearest the home locality each year; or
  - (b) travel for the purposes of reunion up to the value of 12 business class return fares between Canberra and the capital city nearest the home locality for each 12 month period.
- 7.13 The travel entitlement provided to a Secretary under clause 7.12 may be used by a Secretary and his or her immediate family members.
- 7.14 Travel provided to a Secretary under clause 7.12 may be exercised only while he or she occupies the office of a Secretary. Any travel not taken by the day a Secretary ceases to occupy the office of a Secretary ceases to be available.
- 7.15 The value of the travel provided to a Secretary under clause 7.12 may not be taken as a cash equivalent or converted to any other use.

**Dependants' education allowance**

- 7.16 A Secretary who, immediately before the commencement of his or her initial term of appointment as a Secretary, did not ordinarily live in the locality of the Australian Capital Territory, is entitled to reimbursement for boarding and tuition fees for his or her dependent children under 20 years of age undertaking the second last or final year of secondary education on the terms and conditions set out in Part 5 of Chapter 7 of Public Service Determination 1998/5, irrespective of whether or not that

Determination continues in force generally, as if he or she were a prescribed officer under those terms and conditions, and at the rates of allowance and contribution as advised from time to time under the APSC Allowance Subscription Scheme for Education Costs Allowances.

## **PART 8 - ASSISTANCE FOR TRAINING AND DEVELOPMENT**

### **Leave for training and development**

- 8.1 The Prime Minister or his or her delegate may grant leave of absence with pay to a Secretary to enable him or her to pursue training or development activities that the Prime Minister or his or her delegate considers to be in the interests of the Commonwealth. Such leave of absence may be subject to conditions at the discretion of the Prime Minister or his or her delegate.

### **Costs of training and development**

- 8.2 The Prime Minister or his or her delegate may approve reimbursement of costs incurred by a Secretary in connection with training or development activities. Such reimbursement is at the discretion of the Prime Minister or his or her delegate and may be in full or in part and may be subject to conditions.

## **PART 9 - DELEGATION**

- 9.1 The Prime Minister may delegate any of his or her powers under this determination to another Minister under such conditions he or she thinks appropriate.

**SCHEDULE**

<b>SECRETARY</b>	<b>Base Salary per annum</b>	<b>Total Remuneration per annum</b>
Department of Defence	\$431,670	\$539,580
Department of the Prime Minister and Cabinet	"	"
Department of the Treasury	"	"
Department of Agriculture, Fisheries and Forestry	\$403,850	\$504,810
Attorney-General's Department	"	"
Department of Broadband, Communications and the Digital Economy	"	"
Department of Climate Change and Energy Efficiency	"	"
Department of Education, Employment and Workplace Relations	"	"
Department of Families, Housing, Community Services and Indigenous Affairs	"	"
Department of Finance and Deregulation	"	"
Department of Foreign Affairs and Trade	"	"
Department of Health and Ageing	"	"
Department of Human Services	"	"
Department of Immigration and Citizenship	"	"
Department of Infrastructure and Transport	"	"
Department of Innovation, Industry, Science and Research	"	"
Department of Regional Australia, Regional Development and Local Government	"	"
Department of Resources, Energy and Tourism	"	"
Department of Sustainability, Environment, Water, Population and Communities	"	"
Department of Veterans' Affairs	"	"

## Sustainability, Environment, Water, Population and Communities

### 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
2011/5967	Vista Gold Australia/Mining/Mt Todd Gold Mine/NT/Proposal to reopen and operate mine	<ul style="list-style-type: none"> <li>Listed threatened species and communities (sections 18 &amp; 18A)</li> <li>Listed Migratory Species (sections 20 &amp; 20A)</li> </ul>	30-Jun-2011
2011/5979	Port of Townsville Limited/Transport - water/Cleveland Bay approx 3km east of Townsville/QLD/Port of Townsville - Port Expansion Project	<ul style="list-style-type: none"> <li>World Heritage properties (sections 12 &amp; 15A)</li> <li>National Heritage places (sections 15B &amp; 15C)</li> <li>Wetlands of international importance (sections 16 &amp; 17B)</li> <li>Listed threatened species and communities (sections 18 &amp; 18A)</li> <li>Listed Migratory Species (sections 20 &amp; 20A)</li> <li>Commonwealth marine areas (sections 23 &amp; 24A)</li> <li>Great Barrier Reef Marine Park (sections 24B &amp; 24C)</li> </ul>	1-Jul-2011
2011/5984	Shark Bay Resources/Water management and use/5km north of Useless Loop within Useless Loop Port/WA/Shark Bay Salt Facilities upgrade for direct ocean disposal of bitterns discharge	<ul style="list-style-type: none"> <li>World Heritage properties (sections 12 &amp; 15A)</li> <li>National Heritage places (sections 15B &amp; 15C)</li> <li>Listed threatened species and communities (sections 18 &amp; 18A)</li> <li>Listed Migratory Species (sections 20 &amp; 20A)</li> </ul>	5-Jul-2011
2011/5972	Monomeath Development Pty Ltd/Residential development/south west of Koo Wee Rup township/VIC/Residential Development at 170 - 190 Rossiter Rd, 80 & 44 Sybella Ave, Koo Wee Rup	<ul style="list-style-type: none"> <li>Listed threatened species and communities (sections 18 &amp; 18A)</li> </ul>	6-Jul-2011

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

Reference	Title	Date
2011/5905*	Xstrata Coal Queensland/Exploration (mineral, oil and gas - non-marine)/Balaclava Island approx 40km north of Gladstone/QLD/Geotechnical Investigations for Balaclava Island Coal Export Terminal	29-Jun-2011
2011/5916	Mermaid Marine Australia Ltd/Water management and use/near Stewart Island & North Sandy Island/WA/Mermaid Marine Australia Desalination Project	30-Jun-2011
2011/5978	Port of Melbourne Corporation/Transport - water/Channels within Yarra & Maribymong Rivers & Hobsons Bay/VIC/Bed levelling (sweeping and water injection operations)	24-Jun-2011
2011/5871*	Shell Development Australia/Exploration (mineral, oil and gas - marine)/Offshore of Western Australia/Commonwealth Marine/Palta-1 exploration well in Petroleum Permit Area WA-384-P	6-Jul-2011

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

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

Reference	Title	Assessment Approach	Date
2011/5972	Monomeath Development Pty Ltd/Residential development/south west of Koo Wee Rup township/VIC/Residential Development at 170 - 190 Rossiter Rd, 80 & 44 Sybella Ave, Koo Wee Rup	Preliminary documentation	6-Jul-2011

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

Reference	Title	Approval Decision	Date
2011/5925	University of New South Wales/Science and research/Riversleigh Section, Fossil Mammals World Heritage Area /QLD/Palaeontological & Geological investigations	Approved with conditions	5-Jul-2011

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 Sustainability, Environment, Water, Population and Communities or may not meet timeframes for notification. The Department of Sustainability, Environment, Water, Population and Communities 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 Sustainability, Environment, Water, Population and Communities regrets any inconvenience that may be caused by a missed notification. Please note that late notifications have not affected subsequent processing of referrals or assessments and they do not affect decisions made.



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

I, Graeme Marshall, Assistant Secretary, Water Efficiency Labelling and Standards (WELS) Branch, 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 and/or Model reference	Registration number
POZZI GINORI	Combination of a WC pan and cistern	Family: Pozzi Ginori 3 Model: Geberit UP700(cistern), 41351 500 series(pan)	R002376
GUO YUAN	Tap and tap outlet set	Family: Tap pillar Models: Teresa Pillar Tap Casser, Luna Pillar Tap Guo Yuan, Atlanta Pillar Tap Raymor, DeLong Pillar Tap Guo Yuan, Best Pillar Tap Guo Casser, Brooke Pillar Tap Guo Casser, Windmill Pillar Tap Guo Yuan, Whale Pillar Tap Guo Yuan, Rochelle Pillar Tap Guo Yuan, Oxford Pillar Tap Esr , Austin Pillar Tap Guo Yuan, Euro Pillar Tap Guo.	R002377
NOBILI	Tap only	Family: Teknobili Model : 54117/3T8, 11113/2SF, 12113/6, 12118/2, 12119, 16113/1, 16117/5-J, 24113/1-Z, 24117/1-Z, 24118/--Z, 25113/--O, 27113/1TT, 11113/1SF, 11113/1TSF, 11113/1-Z, 11117/--Z, 27113/-BL, 27113/-E, 27113/--I, 27113/-TT, 27117, 27117/-BL, 27117/--I, 27117/-TT, 27117/-TD, 27118, 27118/--E, 47113/1FU, 27117/--O, 27118/-BL, 27118/--I, 27118/-TT, 47113/1LG, 47113/1OF, 6117/21, F7113/2, NICO00119/1, NICO00128/2, NICO00118/1, OZ00113/1T6, OZ00117/T6, OZ00118/2T6, PLUS00523/PQ	R000099G
LINSOL	Tap and tap outlet set	Family: Barjo Model: Pam	R001670C
LINSOL	Tap Outlet Only	Family Name: TERESA BASIN Model: Quattro, Dom Lever, Zacariah, Tropea, Dom	R001578A
LINSOL	Tap and tap outlet set	Family: Barjo Model: Pam	R001670B
CUIWEI	Toilet Suite	Family: TANGSHAN HUALIAN DEPARTMENT STORE CO.,LTD Model: HZX-90, HZX-94, HZX-95, HZX-95P, HZX-99, HZX-100, HZX-9970, HZX-9971, Utah	R002221
LAUFEN	Toilet Suite	Family: Wallhung WC Model: LB3 Close Coupled Bottom Inlet, 2468.4	R000672F
LAUFEN	Toilet Suite	Family: Wallhung WC Model: LB3 Close Coupled Back Inlet, 2468.4	R000672G
LAUFEN	WC pan only	Family: Wallhung WC Model: LB3 Wall Hung, 2068.0	R000672H
LAUFEN	WC pan only	Family: Wallhung WC Model: LB3 Floorstanding WC Pan, 2168.4	R000672I
LAUFEN	WC pan only	Family: Wallhung WC Model: Mimo Wall Hung, 2055.0	R000672J
LAUFEN	Toilet Suite	Family: Wallhung WC Model: MIMO Close Coupled Back Inlet, 2455.6	R000672K
LAUFEN	Toilet Suite	Family: Wallhung WC Model: MIMO Close Coupled Bottom Inlet, 2455.6	R000672L
LAUFEN	WC pan only	Family: Wallhung WC Model: MIMO Floorstanding WC Pan, 2155.1	R000672M
JOHNSON SUISSE	Toilet Suite	Family: CLOSE COUPLED Model: OFIA, SC592P/ST592P	R001927C
CAROMA	WC pan only	Family: Caroma 4 Star Model: Opal II WF CC EH 4S Pan + UNI, 672605, 672606	R000008GB
CAROMA	WC pan only	Family: Caroma 4 Star Model: Care 800 WF BI 4S Pan + UNI, 618500, 618501	R000008GC
CAROMA	Toilet Suite	Family: Caroma 4 Star Model: Geo WF CC 4S Suite, 984300	R000008GD
HANS GROHE	Shower	Family: Range of 3 Star Shower Types Models: 27652003/Crometta 85 Green Crometta 650 Set, 28561003/Crometta 85 Green Handshower	R002378
HANSA	Shower	Family: Hansa 3* showers Model: HansaViva 1-spray, HansaViva 3-spray, HansaViva 3-spray 130mm, HansaViva 1-spray rail set, HansaViva 3-spray rail set, HansaViva overhead 200mm, HansaViva overhead 300mm, HansaViva 1-spray bath set	R000684J
GRACOTT INDUSTRIES	Shower	Family Name: Gracott Showers Model: Chiant Model 5039, Cloe-LED model 1090, Turbo Spray/Model 5006, Pomax/ Model5067, Oval Model1095, Chiant/Model1096, Mallee / Model 1100	R002379
DORF CLARK IND	Shower	Family: CD-IR-3S-GNT392 Model: Irwell - Project MkII (Set) 828002C3A, Irwell - Metro (Set) 830790C3A, Irwell - Retro (Set) 830716C3A	R002277B
LINSOL	Tap outlet only	Family: Damian Model: Euro Paddingto/blok , Talia	R001669A

Brand name	Product type	Family name / Product name and/or Model reference	Registration number
ASTRA WALKER	Tap and tap outlet set	Family Name: ASTRA WALKER TAPWARE 5 STAR MIXERS Model: A50.XX, A75.XX, A76.XX, A67.XX, A69.XX	R001169A
DORF CLARK IND	Tap and tap outlet set	Family: PC-CD-ST-4S-NT058 Model : Stylus - Elegance - 631116C4A, WMKA20203 - 631205C4A, WMKA20203 - 632225C4A	R002389
PAINI	Tap only	Family Name: Painsi Model: Fluxio - 205, Fluxio - 572, Cox - 208L, Cox - 250, Cox - 568, Cox - 572, Cox - 573, Fluxio - 250	R002335A
PERRIN & ROWE	Tap and tap outlet set	Family: Perrin & Rowe Model: 4739, 4759, 4755, 3475, 3476, 3626, 3635, 3701, 3705, 3706, 3721, 3790, 3791, 4172, 4182, 4183, 4192, 4210, 4212, 4272, 4273, 4292, 4310, 4293, 4312, 4213, 4863, 4866, 4868, 3720, 4320, 4193, 4350, 4360, 4365, 4385, 4460, 4711, 4741, 4746, 4750, 4751, 4761, 4766, 4841, 4843, 4846, 4848, 4861, 4173, 4756, 3700	R000372A
HAIER	Clothes Washing Machine	Family Name: HWM70-1201 Model: HWM70-1201	R002382
HAIER	Clothes Washing Machine	Family Name: HWM80-1401 Model: HWM80-1401	R002386
HAIER	Clothes Washing Machine	Family Name: HWM80-1403D Model: HWM80-1403D	R002387
HAIER	Clothes Washing Machine	Family Name: HWM70-1203D Model: HWM70-1203D	R002388
SAMSUNG ELECTRONICS	Clothes Washing Machine	Family Name: WF1104XAC, WF1104XBC Model: WF1104XAC, WF1104XBC	R002383
PARISI BATHROOMWARE	Shower	Family: 2 Star Shower Models: TO.SH.B400, TO.SH.B300, TO.SH.B200, TO.SH.B200T, TO.SH.B300T, TO.SH.B400T	R002381
PARISI BATHROOMWARE	Shower	Family: 3 Star Shower Models: QQ.SH.B400, QQ.SH.B200, QQ.SH.B150, OV.SH.A300, OV.SH.B300 GO.120V, OV.SH.B250 GO.100V, EB.HS GO.1113, LT.HS GO.1111, OV.HS, TO.HS-3, EE.HS-3 GO.10431, TO.HS-1, TO.SH.A200, TO.SH.A250, TO.SH.A200, TO.SH-3, QQ.SH.A200, TO.HS, EE.08-1W EA.05-740, OV.SH.B300T, QQ.SH.B2030T, QQ.SH.B400T, QQ.SH.B300T, QQ.SH.B200T, TO.SH.B150T, OV.SH.B250T, ON.08-DW6, TO.HSB, QQ.SH.B2030, QQ.SH.B300, TO.SH.B150	R002384
PARISI BATHROOMWARE	Shower	Family: 0 star shower Model: QQ.SH.B550	R002385

## Re-registered WELS products

Brand name	Product type	Family name / Product name and/or Model reference	Effective from	Registration number
GALLERY-TI	Tap only	Family: Tap mixer Models : Dali, Dove, Enhance, Goya, Picasso, Project, Rembrandt	13/07/2011	S000193
RADA	Tap only	Family: Rada pulse Models: Mono 120 Sensor, Mono 124 Sensor, Mono 129 Sensor, Pulse 120 Sensor, Pulse 124 Sensor, Pulse 129 Sensor	13/07/2011	S000495
GUO YUAN	Tap and tap outlet set	Family: TAPGUO4 Model: Victoria basin mixer	19/07/2011	S000447F
CON-SERV	Shower	Family: Con-Serv 3 Star Models: Pulsator Turbo Overhead OH002, Slender Pulsator Turbo Handshower AC039	13/07/2011	S000185L
GUO YUAN	Shower	Family: SHOWERS GUO 3 Models: Boston shower set, Raymor, Delong Refersher Shower Set, Casser, Dom Refersher Shower Set, Guo Yuan, Luna Refersher Shower Set, Guo / Casser, Millennium Waterfall Diamond Shower Set, P.W.E, Millenium Waterpoint Diamond Shower Set, P.W.E, Best Refersher Shower Set, Guo / Casser	13/07/2011	S000444G
CON-SERV	Shower	Family: Con-Serv 3 Star Models: Elegant Overhead OH001A, Elegant Handshower AC037	13/07/2011	S000185M
CON-SERV	Shower	Family: Con-Serv Minor Products Models: Heritage Handshower AC028, Klipper Handshower AC025	13/07/2011	S000182B
BRASSHARDS	Tap and tap outlet set	Family: 3 STAR TAP & EQUIPMENT Models: TA018, TA015, TA012, TA013, TA014, TA016, TA028, TA223, TA224, TA751, TA752, TA753, TA754, TA755, TA756, TA851, TA852, TA853, TA854, TA855, TA856, LA660, LA111, LA150, LA101, LA103, LA106, TA284 LA300, LA108, LA450, LA109	13/07/2011	S000274
BRASSHARDS	Tap and tap outlet set	Family: 4 STAR MIXERS Models: SL015, SL351, EZY MIX SINK MIXER, SL350, EZY MIX BASIN MIXER, SL353, EZY MIX GOOSE NECK MIXER	13/07/2011	S000283
SUSSEX TAPS	Shower	Family: Sho-2 Model: S9L069	13/07/2011	S000351C

Brand name	Product type	Family name / Product name and/or Model reference	Effective from	Registration number
BRASSHARDS	Shower	Family: 3 STAR SHOWERS Models: P72, SL552, SL852, SH102, SH202, SH103, SH203, SH104, SH204, SH222, SH223, SH224, SH225, TA025 SET, TA211 SET, TA213 SET, TA219 SET, TA220 SET, TA283 SET, TA363 SET, SH422, SH423, SH424, SH425, TA504 SET, SH226, SH227, SH228, TA711, TA712, TA713, TA714, TA715, TA716, TA811, TA812, TA813, TA814, TA815, TA816, SR102, SR302, SR103, SR303, SR104, SR304, SR106	13/07/2011	S000280
SUSSEX TAPS	Shower	Family: Sho-2 Model: S9L11G	13/07/2011	S000351B
SUSSEX TAPS	Tap and tap outlet set	Family: Mix-2 Model: Pol Dual Basin/Sink Mixer, Scala mini Dual Basin/Sink Mixer	13/07/2011	S000238B
STEVE MOLLOY AGENCIES	Tap and tap outlet set	Family: 4 Star mixers Models: Alle Sink Mixer, Alle Vegie Spray Mixer, Ashford Sink Mixer, Ashford Vegi Spray Mixer, Curve Sink Mixer, disable sink Mixer, Lincoln veg spray sink mixer, Curve veg spraySink Mixer, Lincoln sink mixer, deco solid sink mixer/ veg spray, deco loop sink mixer.	13/07/2011	S000245
AUZZ	Tap and tap outlet set	Family: Combination taps Model: 8307-20, 8301-10, 8301-20, 8302-10, 8302-20, 8303-10, 8303-20, 8304-10, 8304-20, 8305-10, 8305-20, 8306-10, 8306-20, 8307-10, 8888-10, 8888-20	13/07/2011	S000320A
RAYMOR	Tap and tap outlet set	Family: Tap Raymor 4 Model: SEATTLE	13/07/2011	S000312A
IMPERIAL	Toilet Suite	Family: 4.5/3 Toilets Model: ASTRA, AVON DELUXE, BELLE DELUXE, CLARENCE DELUXE, DONNINGTON, INTRIGUE, LARA DISABLED, LARA/DONNINGTON, LUCERNE DELUXE SP, NEW WESLEY, NOVAD, ODESSA, ODESSA DELUXE, SALO WALL FACE, SONNET	13/07/2011	S000403
IMPERIAL	Toilet Suite	Family: 4.5/3 Toilets Model: TRIBUNE, TRIBUNE SP, TRIBUNE SP BACK TO WALL, TRITON, WESLEY, ZETO DELUXE SP BACK TO WALL, ZETO SQUARE SP, ZETO SQUARE SP BACK TO WALL	13/07/2011	S000403A
CONTAP	Shower	Family: SHOWERS Model: MAXIMA HANDSHOWER, MIRAGE HAND SHOWER	27/09/2011	S000629A

Pending Gazettal publication on  
13 July 2011



Delegate of the Water Efficiency Labelling and Standards Regulator  
7 July 2011

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## Treasury

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# Census of Population and Housing Notice 2011

## *Census and Statistics Act 1905*

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*Notice to all persons in Australia at midnight on 9 August 2011*

I, BRIAN PINK, Australian Statistician, make this Notice under subsection 10 (2) of the *Census and Statistics Act 1905*.

Dated *6<sup>th</sup> July* 2011

A handwritten signature in black ink, appearing to read 'B. Pink'.

Australian Statistician

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### 1 Name of Notice

This Notice is the *Census of Population and Housing Notice 2011*.

### 2 Definitions

In this Notice:

*Australian Bureau of Statistics* means the Bureau established by the *Australian Bureau of Statistics Act 1975*.

*Australian citizen* has the meaning given by the *Australian Citizenship Act 2007*.

*Australian permanent resident* has the meaning given by the *Migration Regulations 1994*.

*Australian Statistician* means the person appointed under the *Australian Bureau of Statistics Act 1975* as head of the Australian Bureau of Statistics.

### Section 3

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**Census collector** means:

- (a) an authorised officer appointed under section 16 of the *Census and Statistics Act 1905*; or
- (b) a member of staff of the Australian Bureau of Statistics mentioned in subsection 16 (1) of the *Australian Bureau of Statistics Act 1975*; or
- (c) a person engaged under subregulation 3 (1) of the *Statistics Regulations 1983* to assist in carrying out the functions of the Australian Statistician.

**Census night** means the night of 9 August 2011.

**occupier**, in relation to a private dwelling, includes a tenant or resident owner of the dwelling but does not include a non-resident owner.

**private dwelling** means a dwelling other than:

- (a) a hotel, motel, hostel or boarding house; or
- (b) a dwelling used solely or principally as sleeping accommodation; or
- (c) a religious institution; or
- (d) a residential institution; or
- (e) a ship or boat that is not a houseboat.

**required details** means:

- (a) for a person — the details that the person is required to include in a Census Household Form or Census Personal Form by the instructions given in the form; and
- (b) for a private dwelling — the details that an occupier of the dwelling is required to include in a Census Household Form by the instructions given in the form.

**residential institution** includes a hospital, nursing home, school, university, college, orphanage, house of refuge, prison or other penal or corrective institution.

### 3 Everyone must be included on a Census form

- (1) A person who is in Australia at midnight on Census night must either:
  - (a) ensure that the person's required details are included in a Census Household Form for the dwelling in which the person spends Census night and that the completed form is given to the Australian Statistician or a Census collector; or
  - (b) complete a Census Personal Form with the person's required details and give the completed form to the Australian Statistician or a Census collector.

*Examples of reasons why a person may complete a Census Personal Form*

1 A person spends Census night in a private dwelling, but chooses not to provide his or her required details to the person who completes a Census Household Form for that dwelling.

2 A person spends Census night in a private dwelling, but is unable to have his or her required details included in the Census Household Form for that dwelling because there is insufficient room on the form.

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3 A person spends Census night in a hotel or motel, instead of in a private dwelling.

*Note* Census Household Forms and Census Personal Forms are available from Census collectors or by telephoning the Census Inquiry Service, which will be available prior to Census night.

- (2) Except under paragraph (4) (d), details in relation to a person may be included on a Census Household Form only if the person spends Census night in that dwelling.

*Examples of persons whose details must not be included on a Census Household Form*

1 A person who lives in more than one dwelling should be included on the Census form only for the dwelling in which the person spends Census night.

2 A person who is living at a residential institution (such as a school, nursing home or prison) rather than the person's family home on Census night should only be included on a Census Personal Form at the residential institution.

- (3) If:
- (a) a person:
    - (i) is an occupier of a private dwelling; and
    - (ii) spends Census night in that dwelling; and
  - (b) no other occupier of that dwelling completes a Census Household Form for the dwelling;

the person must complete a Census Household Form for the dwelling, by including in the form the information specified in subsection (4), and give the completed form to the Australian Statistician or a Census collector.

*Note* If 2 or more persons are occupiers of a private dwelling, they must all ensure that one of them completes a Census Household Form for the dwelling.

- (4) For subsection (3), the required information is:
- (a) the person's required details; and
  - (b) the required details for the dwelling; and
  - (c) the required details for any other person who:
    - (i) spends Census night in the dwelling; and
    - (ii) does not complete a Census Personal Form with his or her required details; and
  - (d) the required details for any person who:
    - (i) usually lives in the dwelling; and
    - (ii) is absent from the dwelling on Census night.

*Example for paragraph (d)*

A person who usually lives in the private dwelling but who spends Census night in a hotel should be included in the Census Household Form for the dwelling (as well as completing a Census Personal Form at the hotel).

#### **4 Exception for certain visitors to Australia**

- (1) Section 3 does not apply to a person who:
- (a) is not an Australian citizen or an Australian permanent resident; and

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- (b) at midnight on Census night, is:
  - (i) the head of a diplomatic mission or consular post of an overseas country established in Australia; or
  - (ii) a member of the staff of a diplomatic mission or consular post; or
  - (iii) a member of the family of a person mentioned in subparagraph (i) or (ii) who lives in the same dwelling as that person (whether or not the person spends Census night in that dwelling).
- (2) Section 3 does not apply to a visitor to Australia who was not required, on entry into Australia, to complete a passenger card under Division 3.1 of the *Migration Regulations 1994*.

**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  
CONVENTION BETWEEN AUSTRALIA AND THE KINGDOM OF NORWAY  
FOR THE AVOIDANCE OF DOUBLE TAXATION WITH RESPECT TO  
TAXES ON INCOME AND THE PREVENTION OF FISCAL EVASION**

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 29 of the Convention between Australia and the Kingdom of Norway for the Avoidance of Double Taxation with Respect to Taxes on Income and the Prevention of Fiscal Evasion that the *Assistance in the Collection of Taxes* Article entered into effect on 1 July 2011 (the date agreed in a subsequent exchange of notes through the diplomatic channel as provided for in the Convention).

Dated this *4th* day of *July*, 2011.

BILL SHORTEN



Assistant Treasurer and Minister for Financial Services and Superannuation

**COMMISSIONER OF TAXATION**

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

<b>NOTICE OF RULINGS</b>		
<b>Ruling Number</b>	<b>Subject</b>	<b>Brief Description</b>
<b>GSTR 2011/2</b>	Goods and services tax: appropriations	This Ruling deals with the application of paragraph 9-15(3)(c) of the <i>A New Tax System (Goods and Services Tax) Act 1999</i> , to payments made between government related entities that are specifically covered by an appropriation under an Australian law. This Ruling applies both before and after its date of issue.
<b>TD 2011/20</b>	Income tax: what is the benchmark interest rate applicable for the year of income that commenced on 1 July 2011 for the purposes of Division 7A of Part III of the <i>Income Tax Assessment Act 1936</i> and how is it used?	This Determination concludes that for the income year that commenced on 1 July 2011, the benchmark interest rate for the purposes of sections 109N and 109E of the <i>Income Tax Assessment Act 1936</i> is 7.80% per annum. This Determination applies to the income year commencing on 1 July 2011.
<b>CR 2011/68</b>	Income tax: proposed return of capital: Wild Child (WA) Pty Ltd	This Ruling outlines the taxation consequences for the ordinary shareholders of Wild Child (WA) Pty Ltd (Wild Child), who are registered on the Wild Child share register on the Record Date of each proposed return of capital; hold their shares on capital account; and meet other specific conditions described in this Ruling. This Ruling applies from 1 July 2011 to 30 June 2012.

<b>NOTICE OF WITHDRAWALS</b>		
<b>Ruling Number</b>	<b>Subject</b>	<b>Brief Description</b>
<b>GSTR 2006/11</b>	Goods and services tax: appropriations	GSTR 2006/11 is withdrawn with effect from today. GSTR 2006/11 deals with the application of paragraph 9-15(3)(c) of the <i>A New Tax System (Goods and Services Tax) Act 1999</i> to payments made between government related entities that are specifically covered by an appropriation under an Australian law. The matters addressed in GSTR 2006/11 are now dealt with in GSTR 2011/2, which issues today.
<b>TD 2005/27</b>	Income tax: consolidation: is a unit in a cash management trust a retained cost base asset?	TD 2005/27 is withdrawn with effect from today. TD 2005/27 provides the Commissioner's view on whether a unit in a cash management trust is a retained cost base asset for the purposes of paragraph 705-25(5)(b) of the <i>Income Tax Assessment Act 1997</i> (ITAA 1997). Item 121 of Schedule 5 to the <i>Tax Laws Amendment (2010 Measures No. 1) Act 2010</i> amends the ITAA 1997 to now provide when a unit in a cash management trust is a retained cost base asset. On this basis TD 2005/27 is withdrawn.

<b>NOTICE OF ADDENDA</b>		
<b>Ruling Number</b>	<b>Subject</b>	<b>Brief Description</b>
<b>CR 2011/59</b>	Income tax: off-market takeover of Crane Group Limited and Special Dividend	CR 2011/59 is amended to clarify how the first element of the cost base and the reduced cost base respectively of Fletcher Building Limited shares is calculated where scrip for scrip roll-over relief is chosen by a Crane shareholder. This Addendum applies on and from 1 July 2010.
<b>TD 2007/12</b>	Income tax: consolidation: subsidiary in liquidation – for the purposes of subsection 711-45(1) of the <i>Income Tax Assessment Act 1997</i> , is the amount of an unsatisfied liability owed to another member of the consolidated group ('intra-group liability') by a subsidiary member at the time it is deregistered equal to the market value of the corresponding asset of that other member?	TD 2007/12 is amended to reflect the amendments introduced by Schedule 5 to the <i>Tax Laws Amendment (2010 Measures No. 1) Act 2010</i> . This Addendum applies on and from 10 February 2010



## Revocation of Authority to carry on banking business

### *Banking Act 1959*

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SINCE

- A. on 24 March 2011 Industries Mutual Credit Union Limited ABN 84 087 650 691 (the ADI) applied in writing to APRA under subsection 9A(1) of the *Banking Act 1959* (the Act), to revoke its authority to carry on banking business in Australia (the Authority); and
- B. I am satisfied that revocation of the Authority:
- (i) would not be contrary to the national interest; and
  - (ii) would not be contrary to the interests of the depositors of the ADI,

I, Brandon Kong Leong Khoo, a delegate of APRA, under subsection 9A(1) of the Act, REVOKE the Authority with effect from 1 July 2011.

Dated: 1 July 2011

[Signed]

Brandon Kong Leong Khoo  
Executive General Manager  
Specialised Institutions Division

## Interpretation

Document ID: 195126

In this Notice

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

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

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

*Note 1* Under subsection 9A(5A) of the Act, the notice of revocation of the authority may state that the authority continues in effect in relation to a specified matter or specified period, as though the revocation had not happened, for the purposes of a specified provision of the Act or the regulations, or a specified provision of another law of the Commonwealth that is administered by APRA, or a specified provision of the prudential standards, and the statement has effect accordingly.

*Note 2* Under subsection 9A(6) of the Act, APRA must publish a copy of this Notice in the *Gazette* and may cause notice of the revocation to be published in any other way it considers appropriate.

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



**Radiocommunications Act 1992**

**Section 78**

**NOTICE OF EXPIRING SPECTRUM LICENCES AND INVITATION FOR  
EXPRESSIONS OF INTEREST**

Under section 78 of the *Radiocommunications Act 1992*, the Australian Communications and Media Authority (the ACMA) hereby gives written notice of the following:

- a. Spectrum licences in the 800 MHz band will expire during the period commencing on the date of this notice and ending on 17 June 2013, being licences allocated and issued pursuant to the:
  - *Spectrum Re-allocation Declaration No.1 of 1997* (expiry 17 June 2013);
  - *Spectrum Re-allocation Declaration No.2 of 1997* (expiry 17 June 2013);
  - *Radiocommunications (Spectrum Re-allocation) Declaration No.3 of 2000* (expiry 17 June 2013).

Further information about these licences and the parts of the spectrum to which they relate is available from the ACMA's internet site ([www.acma.gov.au](http://www.acma.gov.au)) or by contacting:

The Manager  
Spectrum Outlook and Review Section  
Australian Communications and Media Authority  
PO Box 78  
Belconnen ACT 2616

Enquiries may also be directed to the Manager, Spectrum Outlook and Review Section on 02 6219 5325 or via email to [spectrum.outlook@acma.gov.au](mailto:spectrum.outlook@acma.gov.au)

- b. Persons who wish to have issued to them spectrum licences relating to the parts of the spectrum mentioned in the above declarations may submit an expression of interest to the ACMA using the above address details.

Dated 01 July 2011

Maureen Cahill  
General Manager  
Communications Infrastructure Division



*Radiocommunications Act 1992*

*Section 78*

**NOTICE OF EXPIRING SPECTRUM LICENCES AND INVITATION FOR  
EXPRESSIONS OF INTEREST**

Under section 78 of the *Radiocommunications Act 1992*, the Australian Communications and Media Authority (the ACMA) hereby gives written notice of the following:

- a. Spectrum licences in the 1800 MHz band will expire during the period commencing on the date of this notice and ending on 3 May 2015, being licences allocated and issued pursuant to the:
  - *Spectrum Re-allocation Declaration No.3 of 1997* (expiry 17 June 2013);
  - *Spectrum Re-allocation Declaration No.4 of 1997* (expiry 17 June 2013);
  - *Spectrum Re-allocation Declaration 1999 (No.2)* (expiry 3 May 2015).

Further information about these licences and the parts of the spectrum to which they relate is available from the ACMA's internet site ([www.acma.gov.au](http://www.acma.gov.au)) or by contacting:

The Manager  
Spectrum Outlook and Review Section  
Australian Communications and Media Authority  
PO Box 78  
Belconnen ACT 2616

Enquiries may also be directed to the Manager, Spectrum Outlook and Review Section on 02 6219 5325 or via email to [spectrum.outlook@acma.gov.au](mailto:spectrum.outlook@acma.gov.au)

- b. Persons who wish to have issued to them spectrum licences relating to the parts of the spectrum mentioned in the above declarations may submit an expression of interest to the ACMA using the above address details.

Dated 01 July 2011

Maureen Cahill  
General Manager  
Communications Infrastructure Division





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

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<b>Brisbane</b>	Contact <a href="#">CanPrint Information Services</a>	1300 889 873	(02) 6293 8388
<b>Canberra</b>	CanPrint Communications <a href="#">16 Nyrang Street, Fyshwick ACT 2609</a>	1300 889 873	(02) 6293 8388
<b>Hobart</b>	Printing Authority of Tasmania <a href="#">123 Collins Street, Hobart TAS 7000</a>	1800 030 940	(03) 6216 4294
<b>Melbourne</b>	Information Victoria <a href="#">505 Little Collins Street, Melbourne VIC 3000</a>	1300 366 356	(03) 9603 9940
<b>Perth</b>	Contact <a href="#">CanPrint Information Services</a>	1300 889 873	(02) 6293 8388
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