



TASMANIAN GOVERNMENT GAZETTE

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Notices to Creditors

PATRICIA ELIZABETH GWENDOLEN RYCROFT retired teacher/married woman deceased who died on the thirteenth day of January 2009 late of Queen Victoria Home Lindisfarne in Tasmania ("the Testator"); As personal representatives of the Testator Jon Michael Price of 5 Loinah Road Montagu Bay in Tasmania teacher/married man Elizabeth Anne Knott of 28 Atea Court Sandford in Tasmania customer service clerk/married woman Sally Jane Wolfhagen of 29 Goulburn Place Macquarie in the Australian Capital Territory public servant/married woman and Peter Royston Worrall of 133 Macquarie Street Hobart in Tasmania lawyer/married man require under Section 54 of the *Administration and Probate Act 1935* that any person who has a claim against the Estate of the Testator lodge written details of their claim with the Registrar of the Supreme Court of Tasmania at Salamanca Place Hobart in Tasmania or with Peter Worrall Lawyers Legal Practitioners to the Estate GPO Box 1134 Hobart on or before the first day of May 2009 after which date the personal representatives pursuant to Section 54 of the *Administration and Probate Act 1935* are at liberty to pay and distribute the assets of the Testator dealing then only with the claims of which they and the Registrar have notice.

Dated this first day of April 2009.

PETER WORRALL LAWYERS, Lawyers to the Estate.

Tasmanian Government Gazette

Copy to be sent to Print Applied Technology Pty Ltd.
Email: govt.gazette@thepat.com.au
or alternatively mail to 123 Collins Street, Hobart TAS 7000
or fax: (03) 6216 4294.
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Deadlines

All copy must be received by last mail Friday or 4pm Friday prior to publication. Proofs will be sent prior to publication, please supply an email address in order for us to forward a proof. If your advertisement requires alterations, they are to be received by 11am Monday morning and final approval received by 4pm on the Monday afternoon prior to publication. Advertising will proceed when approval is received.

Failure to approve advertisements prior to publication will result in the advertisement being held until approval is received. These deadlines will be strictly adhered to unless prior arrangements have been made.

Out of Hours Special Gazette Notification

For out-of-hours notification for Special Gazettes phone (03) 6233 2690.
For subscription and account enquiries phone (03) 6233 3148.

TASMANIAN GOVERNMENT GAZETTE AND TASMANIAN STATE SERVICES NOTICES

PUBLICATION AND COPY CLOSURE DATES

Easter 2009

COPY deadlines for the *Tasmanian Government Gazette* and State Service Notices to be published on Wednesday, 15 April 2009:—

All copy for the General Gazette must be received by 12 noon on Thursday 9 April 2009.

Copy for the State Services must be received by 12 noon on Thursday 9 April 2009.

NOTE: Applications for positions advertised in the State Service Notices of 15 April 2009 will close at 5 p.m. on 24 April 2009.

IN the Estate of KEVIN CONNOR late of 33 Sirius Street Howrah in Tasmania retired accountant widower deceased: Creditors next of kin and others having claims in respect of the property or Estate of the abovenamed deceased who died on the nineteenth day of December 2008 are required by the Executors of the Estate Patrick John Connor and Gregory Paul Brown to send particulars of their claim to the Registrar of the Supreme Court of Tasmania GPO Box 167 Hobart 7001 by the first day of May 2009 after which date the Executors may distribute the assets having regard only to the claims of which they then have notice.

Dated this first day of April 2009.

E. R. HENRY WHERRETT & BENJAMIN,
Solicitors for the Estate.

EMILY THERESA MOODIE late of 119 Allumba Street Howrah in Tasmania married deceased: Creditors next of kin and others having claims in respect of the property or Estate of the abovenamed deceased who died on the twenty-first day of November 2008 are required by the Executors Scott William Law and Terence Garry Woods to send particulars of their claim to the Registrar of the Supreme Court of Tasmania GPO Box 167 Hobart 7001 by the twentieth day of June 2009 after which date the Executors may distribute the assets having regard only to the claims of which they then have notice.

Dated this first day of April 2009.

E. R. HENRY WHERRETT & BENJAMIN,
Solicitors for the Estate.

LILA GERTRUDE HICKSON late of Ibis Nursing Home, Wynyard in Tasmania retired prison officer/widow who died on the twenty-second day of November 2008: Creditors next of kin and others having claims in respect of the property of the abovenamed deceased are required by the Executor Lavina Julie Marsh (also known as Lee Marsh) c/- Blissenden Lawyers of 120 Main Road Moonah in Tasmania to send particulars to the said Executor on or before the first day of May 2009 after which date the Executor may distribute the assets having regard only to the claims of which the Executor then has notice.

Dated this first day of April, 2009

BLISSENDEN LAWYERS, Solicitors to the Estate.

ELIZABETH BRYANT late of Unit 37/15 Alma Street Bellerive in Tasmania widow deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Elizabeth Bryant who died on the fifteenth day of January 2009 are required by the Executor Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the first day of May 2009 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this first day of April 2009.

DALE CUNNINGHAM, Branch Manager.

REINHOLD KREINER late of 32 Mirramar Park Blackmans Bay in Tasmania married deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Reinhold Kreiner who died on the fourth day of January 2009 are required by the Executor Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the first day of May 2009 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this first day of April 2009.

ALISON TAYLOR, Trust Administrator.

MARY FLORENCE PADMAN late of Masonic Peace Memorial Haven 185 Penquite Road Norwood in Tasmania retired single deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Mary Florence Padman who died on the twenty-ninth day of December 2008 are required by the Executor Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the first day of May 2009 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this first day of April 2009.

JON ELLINGS, Branch Manager.

GERALD DENNIS PLUMBRIDGE late of 18 Egan Street Newnham Launceston in Tasmania retired carpenter married deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Gerald Dennis Plumbridge who died on the eleventh day of January 2009 are required by the Executor Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the first day of May 2009 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this first day of April 2009.

STUART McCABE, Senior Trust Administrator.

KELVIN FRANK STOCKS late of Glenview Home 2-10 Windsor Street Glenorchy in Tasmania retired truck driver married deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Kelvin Frank Stocks who died on the second day of February 2009 are required by the Executor Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the first day of May 2009 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this first day of April 2009.

GEOFF SAUNDERS, Branch Manager.

Anti-Discrimination

ANTI-DISCRIMINATION ACT 1998

EXEMPTIONS RENEWED

THE following application for exemption from the provisions of the *Anti-Discrimination Act 1998* has been renewed:

1. Rio Tinto Alcan Bell Bay (formally Rio Tinto Aluminium Bell Bay Limited)—09/129

This exemption will enable Rio Tinto Alcan to continue an advertising campaign that targets female applicants to apply for Process Operator positions and escalates female applicants on the waiting list during the recruitment process. The exemption (07/115) has been renewed for a period of three years on the condition that Rio Tinto Alcan undertake equal opportunity and/or anti-discrimination training at least once a year for its members, officers, employees and agents.

Granted on the 25th day of March 2009.

A person may apply to the Anti-Discrimination Tribunal for a review of the Commissioner's decision within 28 days from the date of this notice being published.

SARAH BOLT, Anti-Discrimination Commissioner.

Administration and Probate

ADMINISTRATION AND PROBATE ACT 1935

Notice of Intention to apply for Letters of Administration

NOTICE is hereby given that after the expiration of fourteen days from the publication hereof application will be made to the Supreme Court of Tasmania in its Ecclesiastical Jurisdiction that Letters of Administration of the Estate of MAVIS RUSH late of Tarleton Road Spreyton in the State of Tasmania widow/home duties deceased intestate may be granted to David John Rush of 102 Shearwater Boulevard Shearwater in the State of Tasmania married man/teachers aide the son of the said deceased.

Dated this twentieth day of March 2009.

O'ROURKE & KELLY,

Solicitors for the Applicant.

Environment

ENVIRONMENTAL MANAGEMENT AND POLLUTION CONTROL (MISCELLANEOUS NOISE) REGULATIONS 2004

Department of Environment, Parks, Heritage and the Arts

DRAFT AMENDMENTS TO THE ENVIRONMENTAL MANAGEMENT AND POLLUTION CONTROL (MISCELLANEOUS NOISE) REGULATIONS 2004

Call for public submissions

The Environment Division in the Department of Environment, Parks, Heritage and the Arts invites public submissions on draft amendments to the *Environmental Management and Pollution Control (Miscellaneous Noise) Regulations 2004*.

In accordance with the *Subordinate Legislation Act 1992*, a Regulatory Impact Statement explaining the proposed changes to the Regulations has been prepared and is also available for public comment.

The aim of the draft amendments is to improve the management of common noise sources by updating existing regulations covering:

- chainsaw usage (residential and non-residential);
 - hours of use of certain items on residential premises, and assessment of these items' audibility in other residential premises;
 - the addition of musical instruments, amplified sound equipment, motor vehicles, motor vessels and outboard motors to the list of items covered under the 'hours of use' provisions;
 - changes to the powers of the Director, Environment Protection Authority to amend the 'Miscellaneous Noise Measurement Procedures Manual', which is the main technical reference manual used by those involved in noise measurement and management;
- and
- adding new regulations to cover operation of vehicle security alarms and building intruder alarm systems.

Copies of the document which contains both the draft amendments and Regulatory Impact Statement are available from:

Environmental Policy Section

Environment Division

Department of Environment, Parks,
Heritage and the Arts

Telephone: (03) 6233 4028

Fax: (03) 6233 6800

Email: EnvironmentEnquiries@environment.tas.gov.au

The document is also available from the following website:

<http://www.environment.tas.gov.au/yourviews>

Submissions on the Draft Amendments and Regulatory Impact Statement must be in writing and forwarded to:

Deputy General Manager

Environment Division

Department of Environment, Parks, Heritage and the Arts

GPO Box 1751

HOBART TAS 7001

Alternatively, submissions may be emailed to:

EnvironmentEnquiries@environment.tas.gov.au

Submissions must be received by 5.00 P.M.,
Friday 8 May 2009.

Industrial Relations

INDUSTRIAL RELATIONS ACT 1984

Notice of the Rescission of Award

NOTICE is hereby given of the rescission by the Tasmanian Industrial Commission of the Following Award:

<i>Name of Award</i>	<i>Award No.</i>	<i>Date Rescinded</i>
Administration and Clerical Employees.....	1/2009	23.03.09
Operational Employees.....	1/2009	23.03.09
Professional Employees.....	1/2009	23.03.09
Technical Employees.....	1/2009	23.03.09

Dated the first day of April 2009.

A. T. MAHONEY, Registrar.

Animal Health

ANIMAL HEALTH ACT 1995

Section 39

Revocation of Declaration of Control Area

I, RODERICK MICHAEL ANDREWARTHA, Chief Veterinary Officer, acting pursuant to section 39 of the *Animal Health Act 1995*, and with the Minister's written approval, hereby revoke the declaration of control area made on 13 September 2008 in relation to the State of Tasmania for the purpose of controlling the disease Abalone Viral Ganglioneuritis, and published in the Gazette on 17 September 2008.

Dated the twenty-fourth day of March 2009

R M ANDREWARTHA, Chief Veterinary Officer.

Living Marine Resources

LIVING MARINE RESOURCES MANAGEMENT ACT 1995 CLOSED AREA FOR THE NON-COMMERCIAL SCALLOP FISHERY

I, Robert Gott—Director (Marine Resources), pursuant to the delegated authority under section 20(1) of the *Living Marine Resources Management Act 1995*, in accordance with the *Fisheries (Scallop) Rules 2005* hereby:—

Determine that under Rule 8A(1) that the D'Entrecasteaux Channel is a specified closed area for the 2009 open season for the non-commercial scallop fishery.

For the purposes of this notice the D'Entrecasteaux Channel is specified as the waters within the area bounded—

- (a) in the south by an imaginary straight line from Scott Point (at the entrance of Port Esperance) to the northernmost point of Partridge Island, and by the line of longitude 147° 5' 54" East between the southernmost point of Partridge Island and Labillardiere Peninsula on Bruny Island; and
- (b) in the north by an imaginary straight line from Dennes Point on Bruny Island to Piersons Point on the western shore of the River Derwent.

Dated this 24th day of March 2009

Robert Gott,
Director (Marine Resources).

Information

- The 2009 open scallop season for the non-commercial fishery is from **4th April 2009 to 31st July 2009**.
- All State waters are open for the non-commercial fishery, except areas where scallop fishing is prohibited, such as the above closed area, marine reserves, research areas and marine farms.
- A person must not be in possession of scallops while swimming or diving in a closed area. This allows vessels to transit the closed area for purposes such as accessing boat ramps.
- Only holders of a fishing licence (recreational scallop) and Aborigines engaged in an Aboriginal activity may take scallops, and scallops must only be taken by hand or diving.
- Recreational scallop licences can be purchased from Service Tasmania shops or online at the Department of Primary Industries and Water website [http:// www.fishing.tas.gov.au/licence](http://www.fishing.tas.gov.au/licence).

For further information and reference to the rules refer to:

- *The Recreational Sea Fishing Guide: 1 November 2008 – 31 October 2009* which is available from Service Tasmania shops (A scallop measuring gauge is available on request);
- www.fishing.tas.gov.au; or
- Contact the Wild Fisheries Branch of the Department of Primary Industries and Water on 6233 7042 or toll free on 1300 368 550.

Forestry

FORESTRY ACT 1920

TASMANIA

PROCLAMATION UNDER THE FORESTRY ACT 1920

I, THE GOVERNOR in and over the State of Tasmania and its Dependencies in the Commonwealth of Australia, acting with the advice of the Executive Council, by this my proclamation made under Section 20AA of the *Forestry Act 1920*—

- a) make minor alterations to the boundary of the forest reserve as described in Columns 1, 2, 3, and 4 of Schedule 1; and
- b) declare that this Proclamation takes effect on the day on which its making is published in the Gazette.

Dated the first day of April 2009.

GOVERNOR

By His Excellency's Command

DAVID LLEWELLYN, MP,
Minister for Energy and Resources

Schedule 1

MINOR ALTERATIONS TO THE BOUNDARY OF FOREST RESERVE AND STATE FOREST

Column	1	2	3	4
Plan No.	Forest Reserve Name	Date previous Proclamation was Gazetted	Central Plan Registry Plan Number of previously proclaimed area	Description of Amendment
1	Den Hill Forest Reserve	10-07-96	CPR 2925	Described in Part 1 of Schedule 2

Schedule 2

MINOR ALTERATIONS TO THE BOUNDARY OF FOREST RESERVE AND STATE FOREST

Part 1

Land District of Monmouth

Parishes of Beaufort and Apsley

Forest Reserve Revocation being all that area of land comprising about 2.80 hectare and identified as lots 1a, 1b, and 2 on Plan Number 8491 in the Central Plan Register, a reduced copy of which is set out, by way of illustration only, in Schedule 3 – Plan 1 to this proclamation.

Schedule 3

PLAN

1. Central Plan Register number 8491.

Freedom of Information

FREEDOM OF INFORMATION ACT 1991

FOR the purposes of Sections 21 (c) and 42 (c) of the *Freedom of Information Act 1991* I, David Charles Roberts, principal officer of the Department of Health and Human Services (DHHS) hereby:—

- a) revoke all approvals previously made under the Act by a principal officer of DHHS;
- b) approve the officers listed in Table 1 to make decisions in relation to requests made to DHHS under the Act; and
- c) approve the officers listed in Table 2 to make decisions in relation to requests made to DHHS under the Act, such approval being subject to the condition that each officer is limited to deciding matters falling within his or her group area of State Service responsibility:

TABLE 1

Deputy Secretary Care Reform
 Deputy Secretary Human Services
 Deputy Secretary, Statewide System Development
 Deputy Secretary, Strategy, Planning and Performance
 Chief Financial Officer
 Chief Health Officer
 Chief Nurse and Allied Health
 Director, Public Health and Director Population Health
 Manager Legislative Review
 Manager, Ministerial and Parliamentary Services
 Manager, Information Support Services
 Team Leader, Document Management Services, Office of the Secretary
 Executive Services Officer, Human Services

TABLE 2

Director, Office of the Chief Health Officer Projects
 Deputy Chief Health Officer (Medical Strategy)
 Deputy Director, Population Health
 Director, Human Resources
 Medical Director, Safety and Quality and Deputy Chief Health Officer (Care Reform)
 Manager, Finance (Finance and Business Performance)
 Manager, Contract Legal Support
 Director, Disability, Child Youth and Family Services
 Executive Officer to Director, Disability, Child Youth and Family Services
 Area Director, North West, Disability, Child Youth and Family Services
 Area Director, North, Disability, Child Youth and Family Services
 Area Director, South East, Disability, Child Youth and Family Services
 Area Director, South West, Disability, Child Youth and Family Services
 Director, Policy and Programs, Disability, Child Youth and Family Services

Directorate Manager, Disability, Child Youth and Family Services
 Director, Housing Innovations Unit
 Co-ordinator, Housing Capital Projects
 Director, Housing Tasmania
 Manager, Housing Services, Housing Tasmania
 Manager, Housing Strategy, Housing Tasmania
 Director, Office for the Community Sector
 Director, Systems Establishment Reform and Implementation Unit
 Chief Executive Officer, Northern Area Health Services
 Chief Executive Officer, Launceston General Hospital
 Director of Clinical Management, Launceston General Hospital
 Manager, PIMS, Launceston General Hospital
 Director, New Royal Project
 Chief Executive Officer, North West Area Health Services
 Chief Executive Officer, Mersey Community Hospital
 Coordinator, PIMS, Mersey Community Hospital
 Manager, PIMS, North West Regional Hospital
 Chief Executive Officer, Transition – Primary Health Services
 Chief Executive Officer, Royal Hobart Hospital
 Chief Executive Officer, Southern Area Health Services
 Medico-Legal Advisor, Royal Hobart Hospital
 Manager, PIMS, Royal Hobart Hospital
 Director, Statewide Forensic Medical Services
 Director, Aged Care and Rehabilitation
 Director, Corporate Planning and Performance
 Director, Policy, Strategy and Service Planning
 Chief Executive Officer, Mental Health and Statewide Services
 Chief Psychiatrist, Mental Health and Statewide Services
 State Manager, Alcohol and Drug Services, Mental Health and Statewide Services
 Statewide Clinical Director, Mental Health and Statewide Services
 Director, Health and Wellbeing Services
 Clinical Director, Oral Health Services
 Director, System Development
 Chief Executive Officer, Tasmanian Health and Ambulance Transport Service
 Managing Director, Business Support Network
 Director, Facilities Management
 Director, Information Technology
 Manager, Disability Reform

The revocation and approvals take effect from the date of publication of this notice.

Dated this first day of April 2009.

DAVID C ROBERTS, Secretary.

Government Notice

Police and Emergency Management,
Hobart, 17 March 2009

EMERGENCY MANAGEMENT ACT 2006

NOTICE is hereby given that in accordance with Section 23 of the *Emergency Management Act 2006*, the following appointment has been made for a period of two years commencing on the date of this notice.

Mr Michael Williams, Municipal Emergency
Management Coordinator, Central Highlands
Council.

JIM COX, MP,
Minister for Police and Emergency Management.

Associations Incorporation

ASSOCIATIONS INCORPORATION ACT 1964

NOTICE is hereby given that as from the date hereof the following associations changed their names.

From:

<i>No.</i>	<i>Date</i>	<i>Name</i>
01234	17/07/86	The Equestrian Federation Branch) Incorporated Childcare Centre Inc Foundation Inc
01490	08/11/87	Lindisfarne R. & S.L.A. Sub-Branch and Citizen's Club Inc
IA08560	02/09/02	Dame Marjorie Parker
IA09562	15/09/06	Mat Goggin Junior Golf
IA09968	09/10/08	BMW Club Tasmania Inc

To become:

<i>No.</i>	<i>Date</i>	<i>Name</i>
01234	19/03/09	Equestrian Tasmania Inc
01490	13/03/09	Lindisfarne RSL Sub-Branch (Inc)
IA08560	05/03/09	DMP Child Care Assoc Inc
IA09562	17/03/09	Mat Goggin Foundation Incorporated
IA09968	24/03/09	BMW Car Club Tasmania Inc

Dated this twenty-sixth day of March 2009.

C. BATT,
Commissioner For Corporate Affairs.

ASSOCIATIONS INCORPORATION ACT 1964

NOTICE is hereby given that as from the date hereof the incorporation of:—

<i>No.</i>	<i>Name.</i>
02843	Winnaleah District High School Parents and Friends Association Inc
03243	The North-West Tasmanian Draught Horse Association Inc
IA09134	The Newstead College Association Inc

is cancelled pursuant to Section 34A of the Act.

Dated this twenty-sixth day of March 2009.

C. BATT,
Commissioner For Corporate Affairs.

ASSOCIATIONS INCORPORATION ACT 1964

NOTICE is hereby given that as from the date hereof the incorporation of:—

<i>No.</i>	<i>Name.</i>
04000	North West Tasmanian Schools Soccer Association Inc
IA08025	Don Cricket Club Inc
IA08032	Launceston Touch Association Inc
IA08876	Port Sorell Community Market Inc
IA09096	Fruit Winemakers (Tas) Inc
IA09235	Prospect Park Sports Club Inc
IA09450	Gagebrook Primary School Association Inc
IA09555	South East Basketball Association Incorporated
IA09576	Circular Head Touch Football Association Incorporated
IA09642	Sandy Bay Masterules Football Club Inc
IA09736	Northern Tasmanian Lacrosse Association Incorporated

is cancelled pursuant to Section 34 of the Act.

Dated this twenty-sixth day of March 2009.

C. BATT,
Commissioner For Corporate Affairs.

ASSOCIATIONS INCORPORATION ACT 1964

NOTICE is hereby given that at the expiration of 3 months from the date hereof the incorporation of:—

<i>No.</i>	<i>Name.</i>
00127	The Australian Rosny Childrens Choir Inc
00314	Tasmanian Gymnastic Association Inc
00345	Hobart FM Inc
00351	Hope Foundation Communicators Inc
00413	Lauderdale Yacht Club Inc
00420	Swimming Association Of King Island Incorporated
00473	Coastal FM Incorporated
00484	Lions Club Of New Norfolk Inc
00512	Annie Kenney Young Women's Refuge Incorporated
00617	Sorell Police & Community Youth Club Inc
00626	Spurr Wing Incorporated
00672	Lions Club Of Rosebery Inc
00698	Human Life Protection Society Incorporated
00732	Shanti Nivas Incorporated
00797	Harveydale Rodeo Association Incorporated
00860	Devonport Apex Regatta Association Inc
00883	The Apex Club Of Latrobe Incorporated
00884	Rotary Club Of Longford Incorporated
00886	Rotary Club Of D'entrecasteaux Channel Inc
00924	Campania District High School Parents And Friends Association Inc
00925	Rotary Club Of Bellerive Incorporated
00991	Safety House Association of Tasmania Incorporated
01133	North-Western Kart Club Inc
01158	Tasmanian Ploughing Association Incorporated
01173	Tamar Valley Four Wheel Drive Club Incorporated
01224	Bridgewater Police And Citizens Youth Club Incorporated
01232	Devonport Triathlon Association Inc
01267	The Christian Care Group Inc

01488	Sheffield Mural And Rural Tourism Association Inc	04238	King Island Game Bird Association Inc
01510	South Hobart/Sandy Bay Cricket Club Inc	04264	St. Anne's Cricket Club Incorporated
01522	Tasmanian Ladies Kennel Club Inc	IA08025	Don Cricket Club Inc
01606	Rotary Club Of Brighton Incorporated	IA08083	Veterans Memorial Centre Inc
01657	The Tasmanian Fly-Tyers Club Inc	IA08109	King Island Beef Producer's Group Inc
01678	The Burnie – Emu Bay Lions Club Inc	IA08134	Ethnic Schools Association Of Tasmania Inc
01757	Eastern Suburbs Athletic Club Incorporated	IA08166	The Pittwater Oyster Growers Association Inc
01859	The Dodges Ferry Horse Riding Club Inc	IA08185	Marauders Touch Football Club Inc
01864	Classic American Automobile Club Inc	IA08204	S.S.A.A. Tasmanian Deerstalkers Inc
01891	The Lyell District Ex-Servicemens Club Inc	IA08206	Hobart Target Rifle Club Incorporated
01920	Tasmania Police Academy Youth Club Incorporated	IA08252	Mersey Police And Community Youth Club Incorporated
02086	Deviot Community Association Incorporated	IA08258	Combined Breeds Dog Club Of Tasmania Inc
02115	Australian Institute For The Conservation of Cultural Material (Tasmanian Division) Incorporated	IA08275	Mt Arthur Environment Management Group Inc
02178	Circular Head Business Enterprise Centre Incorporated	IA08277	South East Shellfish Growers Association Inc
02270	Australian Council For Health; Physical Education And Recreation (Tasmania Branch) Inc	IA08296	Vision Church Tasmania Incorporated
02274	West Launceston Primary School Association Inc	IA08298	North East Equine Endurance Club Inc
02300	Huon Valley Christian Life Centre Inc	IA08316	North Hobart Residents Group Inc
02460	The Sheffield Cricket Club Inc	IA08331	Ulverstone Judo Club Inc
02484	Longley Cricket Club Incorporated	IA08346	Safety House Australia Inc
02596	Orielton Hall Committee Incorporated	IA08349	Friends Of Conningham Oyster Cove And Lower Snug Inc
02610	Winnaleah District High School Farm Board Inc	IA08356	Bridport Coastcare Inc
02611	Eastcoast Regional Development Organisation Inc	IA08358	Huon Valley Environment Centre Inc
02622	Tennis Veterans' Associations Of Tasmania Inc	IA08379	Northern Tasmanian Driving Society Inc
02691	Australian Three Peaks Race Inc	IA08425	Robbins Passage Wetlands Coast & Landcare Group Inc
02698	South East Region Development Association Incorporated	IA08456	Medical Education And Research Fund Inc
02861	SSAA Militaria Collectors Tasmania Incorporated	IA08458	Huon Valley Police & Community Youth Club Inc
02877	GLC Centre Inc	IA08489	Friends Of The Foreshore Association Incorporated
02882	Abalone Industry Association Of Tasmania Inc	IA08493	Tasmania First Party Inc
02963	Alliance Francaise De Hobart Incorporated	IA08534	Australian Cadet Assistance Group – Tasmania Inc
02988	Nursery And Garden Industry-Tasmania Inc	IA08561	The Tasman Holiday Experience (For Children With Disabilities) Inc
03027	Cross-Link Deloraine Inc	IA08614	Jubilee Bushcare Inc
03066	Dominic Old Scholars Association Cricket Club Inc	IA08623	Zeehan Landcare Group
03087	Tasmanian Dental Therapist Association Incorporated	IA08625	Derwent Catchment Natural Resource Management Committee Inc
03105	The Hutchins School Old Boys' Association I Inc	IA08635	Tas Matrix Incorporated
03249	Australian Institute Of International Affairs Tasmania Branch Inc	IA08692	Tasmanian Martial Arts Council Inc
03391	Unit Committee- TS Hobart Incorporated	IA08760	Hobart Islanders Inline Hockey Club Inc
03438	Tasmanian Master Bricklayers Association Inc	IA08799	Big Monkey Incorporated
03473	Derwent Canoe Club Inc	IA08804	The Tasmanian E-Health Association Inc
03487	Volkswagen Club Of Northern Tasmania Inc	IA08818	Queenstown Police And Citizens Youth Club Inc
03551	Linc Church Services Network Ulverstone Incorporated	IA08824	Westbury Cricket Club Inc
03764	The Wakeful Club Of Tasmania Inc	IA08836	Tasman Residents & Ratepayers Association Inc
03857	Lilydale District Progress Association Inc	IA08893	Eastern Lighting Softball Club Inc
03909	Upper South Esk Landcare And Productivity Group Inc	IA08912	Tasmanian Medical Volunteers Inc
03951	Challengers Street Rod And Custom Car Club Inc	IA08971	This Place Inc
04094	East Coast Crusaders PCYC Inc	IA09005	Chag-Tong Chen-Tong Incorporated
04096	Van Diemens Street Rod Club Inc	IA09061	Molesworth Cricket Club Inc
04204	Swanston Street Children's Centre Incorporated	IA09068	Levendale Cricket Club Inc
		IA09094	Part Time & Casual Workers Association Of Australia Inc
		IA09097	J24 Tasmanian Inc
		IA09110	Dodges Ferry Primary School Association Inc
		IA09118	Associazione Molisana Di Tasmania Inc
		IA09149	Raptor & Wildlife Refuge Of Tasmania Inc
		IA09155	Lions Club Of Bothwell & Districts Inc
		IA09166	Apex Club Of Burnie Emu Bay Inc

IA09174 Southern Marine/Rescue And Training Tasmania Inc
 IA09241 Tasmanian Hospitality Group Apprenticeship Scheme Inc
 IA09244 Shiloh Fellowship Incorporated
 IA09263 Boat Harbour Beach Surf Life Saving Club Inc
 IA09280 Northern Tasmanian Eventing Club Inc
 IA09281 Mole Creek Primary School Association Inc
 IA09300 Tasmanian Recipients Of Government Assistance Incorporated
 IA09303 Glenorchy Mountain Bike Park Association Inc
 IA09304 New Years Celebration In Launceston Incorporated (Nycil Inc)
 IA09312 Breeders, Owners, Trainers & Reinspersons Association (Tas) Inc
 IA09320 The Australian Maritime College Students' Association Incorporated
 IA09323 Bronc Riders Inc
 IA09331 Tasmanian Motorcycle Council Inc
 IA09336 Clarendon Arms Hotel Social Club Inc
 IA09340 Ridgley Cricket Club Inc
 IA09357 Swansea Community Development Program Inc
 IA09364 Tasmanian State Committee Of Highland Dancing Inc
 IA09434 Lighthouse Film Society Inc
 IA09458 City Of Glenorchy Apex Club Inc
 IA09479 Kellevie Progress Association Inc
 IA09491 Australian National Parking Steering Group Inc
 IA09498 Devonport Chaplaincy Inc
 IA09513 Old Beach Community Group Inc
 IA09519 The Fisheries Habitat Improvement Fund Inc
 IA09520 Sullivans Cove Citizens Association Inc
 IA09528 Launceston Cataract Gorge Protection Association Inc
 IA09534 Goods In Remission Inc
 IA09536 Early Years Parents & Friends Inc
 IA09537 The Multicultural Church Of Australia (Founded In 2006 By Seventh Day Adventists) Inc
 IA09538 The Hobart International Early Music Seminar Inc
 IA09540 Lions Club Of Glenorchy (City) Inc
 IA09548 Greyhound Adoption Program (Tas) Incorporated
 IA09549 South East Pistol Club Incorporated
 IA09561 Farmer Food Aid Inc
 IA09563 Tasmania's Brand Supporters Incorporated
 IA09565 Launceston Tamar Valley Tourism Association Inc
 IA09568 The Rock Community Church Inc
 IA09570 Louder Than Bombs Inc
 IA09584 Mumm 30 Association Of Tasmania Inc
 IA09585 Oedipus Complex Racing Team Inc
 IA09590 West Tamar Chamber Of Commerce Inc
 IA09593 Beaconsfield Cricket Club Inc
 IA09605 Toshinkai Karate Australia Incorporated
 IA09610 Orford Cricket Club Inc
 IA09614 Tasmanian Police Charity Trust Incorporated
 IA09615 Port Arthur And Tasman Tourism Association Inc
 IA09617 Commander Centre Franchise Council Inc
 IA09622 Kugatsu Judo Club Incorporated
 IA09628 Tasmanian Greyhound Participants Incorporated

IA09634 Sandy Bay Regatta Association Inc
 IA09635 Stronghearts Inc
 IA09638 Carlton Shed Inc
 IA09639 Jusus. All About Life Tasmania Incorporated
 IA09649 Campania Football Club Inc
 IA09655 Hobart Design Index Incorporated
 IA09663 Tourism East Tasmania Inc
 IA09672 "Tents 4 Peace" International Inc
 IA09677 Glen Huon Vikings Cricket Club Incorporated
 IA09680 The Civic Club Incorporated
 IA09683 Cans For Kids Aus Inc
 IA09685 Mount Misery Habitat Reserve Conservation & Landcare Group Inc
 IA09690 Tijuana-Magallanes, Bioethnic Conservation Incorporated
 IA09695 Safer Roads For Cyclists Tasmania Inc
 IA09699 Tail Race Community Garden Inc
 IA09703 The Apex Club Of Frederick Henry Bay Inc
 IA09705 Trials Tasmania Inc
 IA09718 Blue Sky Ball Inc
 IA09722 Lorinna Landcare Group Incorporated
 IA09926 Tasmanian Industry Alliance Inc

will unless cause is shown to the contrary, be cancelled pursuant to Section 34(2) of the Act.

Dated this twenty-sixth day of March 2009.

C. BATT,
 Commissioner For Corporate Affairs.

Business Names

BUSINESS NAMES ACT 1962

NOTICE is hereby given that the names of:-

No.	Name
18574	Watsons Marine Centre
39460	Paintstripping
72226	Top Gum Garden Care
97956	Eldersyde Services
98179	AXSYS Accounting Systems
106333	The Barclay Dry Cleaners Of Distinction
106459	BDO Binder
110286	Workcare Australia (Tasmania) Psychological Services
110557	Hubbard Milling Company
117660	C Frendo Maintenance
119357	Unik Woodturning
BN01255575	"You Call - I Haul"
BN01257602	DJ And LM Olsen Haulage
BN01262269	Deana Stuart Designs
BN01264631	Tasmanian Manutention Training
BN01346805	Studio 65
BN01371265	CVQ
BN01374928	D&L Earthmoving Repairs
BN01375374	Alliere
BN01376305	BP Smithton
BN01376561	Tasmanian General Practice Divisions
BN01377024	Northern Tasmania Radio Centre
BN01378284	JTEK Computers
BN01379859	Carnarvon Bay Cottages & Cruise Company
BN01380175	The City Mill Business Centre - Hobart
BN01380679	Benchmark Wines
BN01403795	Prospect Hair Design
BN01409487	Australian Lifeguard Services
BN01466630	Kile Horticultural

BN01480121 Advanced Instrumentation Services
 BN01482610 Derwent & Tamar Chambers
 BN01482956 SJ Fencing & Outdoor Constructions
 BN01499142 Angel Girl
 BN01502785 Tassie Clean Cleaning Service
 BN01503960 Crystal Creations
 BN01506171 Automated Broking Solutions
 BN01506626 Le Fournil French Bakery
 BN01507011 Charltons Compleat Angler
 BN01507667 Penroy Meats
 BN01507771 HWI Electrical
 BN01507965 Jaybes Collection Agency

are struck off the Business Names Register in pursuance of Section 19 of the *Business Names Act 1962*.

Dated this twenty-sixth day of March 2009.

C. BATT,
 Commissioner For Corporate Affairs.

Trans-Tasman Mutual Recognition

TRANS-TASMAN MUTUAL RECOGNITION ARRANGEMENT

TRANS-TASMAN MUTUAL RECOGNITION ACT 1997 (COMMONWEALTH)

IN accordance with sections 43(1), 45(5) and 48(5) of the Commonwealth's *Trans-Tasman Mutual Recognition Act 1997* (the Act), I endorse the attached draft *Trans-Tasman Mutual Recognition Amendment Regulations 2009*. It is proposed that these regulations be made by the Governor General pursuant to section 45 and 48 of the Act.

HON MICHAEL AIRD, MLC, Treasurer.

TRANS-TASMAN MUTUAL RECOGNITION AMENDMENT REGULATIONS 2009 (No.)¹ SELECT LEGISLATIVE INSTRUMENT 2009 No.

I, QUENTIN BRYCE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Trans-Tasman Mutual Recognition Act 1997*.

Dated 2009.

Governor-General.

By Her Excellency's Command

KIM CARR, Minister for
Innovation, Industry, Science and Research.

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1 Name of Regulations

These Regulations are the *Trans-Tasman Mutual Recognition Amendment Regulations 2009* (No.).

2 Commencement

These Regulations commence on the day after they are registered.

3 Amendment of *Trans-Tasman Mutual Recognition Regulations 1999*

Schedule 1 amends the *Trans-Tasman Mutual Recognition Regulations 1999*.

4 Amendment of *Trans-Tasman Mutual Recognition Act 1997*

Schedule 2 amends the *Trans-Tasman Mutual Recognition Act 1997*.

Schedule 1

Amendment of *Trans-Tasman Mutual Recognition Regulations 1999* (regulation 3)

[1] Regulation 5

omit
 30 April 2009
insert
 30 April 2010

Schedule 2

Amendments of *Trans-Tasman Mutual Recognition Act 1997* (regulation 4)

[1] Schedule 2, clause 4

after
Liquor Act 1982, Part 11

insert

Gas Appliances

Gas Supply Act 1996, to the extent that it relates to regulation of liquefied petroleum gas (LPG) appliances (other than those that have been tested and certified for safe use on universal LPG) and portable, unflued cabinet heaters that are designed for indoor use and that operate on LPG using LPG gas cylinders that are self-contained within the heater

[2] Schedule 2, clause 5

after
Gaming Machine Control Act 1991

insert

Gas Appliances

Gas Safety Act 1997, to the extent that it relates to regulation of liquefied petroleum gas (LPG) appliances (other than those that have been tested and certified for safe use on universal LPG) and portable, unflued cabinet heaters that are designed for indoor use and that operate on LPG using LPG gas cylinders that are self-contained within the heater

[3] Schedule 2, clause 6

after
Gaming Machine Act 1991

insert

Gas Appliances

Petroleum and Gas (Production and Safety) Act 2004, to the extent that it relates to regulation of liquefied petroleum gas (LPG) appliances (other than those that have been tested and certified for safe use on universal LPG) and portable, unflued cabinet heaters that are designed for indoor use and that operate on LPG using LPG gas cylinders that are self-contained within the heater

[4] Schedule 2, clause 7*after**Gaming Commission Act 1987**insert***Gas Appliances**

Gas Standards Act 1972, to the extent that it relates to regulation of liquefied petroleum gas (LPG) appliances (other than those that have been tested and certified for safe use on universal LPG) and portable, unflued cabinet heaters that are designed for indoor use and that operate on LPG using LPG gas cylinders that are self contained within the heater

[5] Schedule 2, clause 8*after**Gaming Machines Regulations 1993**insert***Gas Appliances**

Gas Act 1997, to the extent that it relates to regulation of liquefied petroleum gas (LPG) appliances (other than those that have been tested and certified for safe use on universal LPG) and portable, unflued cabinet heaters that are designed for indoor use and that operate on LPG using LPG gas cylinders that are self-contained within the heater

[6] Schedule 2, clause 9*after*

Gaming Control Act 1993 (to the extent that it deals with gaming machines)

*insert***Gas Appliances**

Gas Act 2000, to the extent that it relates to regulation of liquefied petroleum gas (LPG) appliances (other than those that have been tested and certified for safe use on universal LPG) and portable, unflued cabinet heaters that are designed for indoor use and that operate on LPG using LPG gas cylinders that are self-contained within the heater

[7] Schedule 2, clause 10*after**Gaming Machine Act 1987**insert***Gas Appliances**

Gas Safety Act 2000, to the extent that it relates to regulation of liquefied petroleum gas (LPG) appliances (other than those that have been tested and certified for safe use on universal LPG) and portable, unflued cabinet heaters that are designed for indoor use and that operate on LPG using LPG gas cylinders that are self-contained within the heater

[8] Schedule 2, clause 11*after**Gaming Control Act 1993**insert***Gas Appliances**

Dangerous Goods Act, to the extent that it relates to regulation of liquefied petroleum gas (LPG) appliances (other than those that have been tested and certified for safe use on universal LPG) and portable, unflued cabinet heaters that are designed for indoor use and that operate on LPG using LPG gas cylinders that are self contained within the heater

[9] Schedule 3, clause 5*substitute***5 Gas appliances**

Gas Supply Act 1996 of New South Wales (to the extent that it relates to regulation of gas appliances that are not covered by clause 4 in Schedule 2)

Gas Safety Act 1997 of Victoria (to the extent that it relates to regulation of gas appliances that are not covered by clause 5 in Schedule 2)

Petroleum and Gas (Production and Safety) Act 2004 of Queensland (to the extent that it relates to regulation of gas appliances that are not covered by clause 6 in Schedule 2)

Gas Standards Act 1972 of Western Australia (to the extent that it relates to regulation of gas appliances that are not covered by clause 7 in Schedule 2)

Gas Act 1997 of South Australia (to the extent that it relates to regulation of gas appliances that are not covered by clause 8 in Schedule 2)

Gas Act 2000 of Tasmania (to the extent that it relates to regulation of gas appliances that are not covered by clause 9 in Schedule 2)

Gas Safety Act 2000 of the Australian Capital Territory (to the extent that it relates to regulation of gas appliances that are not covered by clause 10 in Schedule 2)

Dangerous Goods Act of the Northern Territory (to the extent that it relates to regulation of gas appliances that are not covered by clause 11 in Schedule 2)

Note

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

Rules Publication

Rules Publication Act 1953

NOTICE OF THE MAKING OF STATUTORY RULES

In accordance with the provisions of the *Rules Publication Act 1953*, notice is given of the making of the following statutory rules:—

Title of Act (if any) under which statutory rules made	Number allotted to statutory rules	Title or subject matter of statutory rules
(1) <i>Living Marines Resources Management Act 1995</i>	S. R. 2009, No. 16	<i>Fisheries (Mackerel) Rules 2009</i>
(2) <i>Podiatrists Registration Act 1995</i>	S. R. 2009, No. 17	<i>Podiatrists Registration (Fees) Regulations 2009</i>
(3) <i>Poisons Act 1971</i>	S. R. 2009, No. 18	<i>Poisons Amendment (Savings) Regulations 2009</i>
(4) <i>Wellington Park Act 1993</i>	S. R. 2009, No. 19	<i>Wellington Park Regulations 2009</i>

GENERAL PURPORT OR EFFECT OF THE ABOVEMENTIONED STATUTORY RULES

(1) *Fisheries (Mackerel) Rules 2009*

These rules provide for –

- (a) the management of the mackerel fishery in State waters; and
- (b) licences for that fishery; and
- (c) bycatch limits, purse seine net usage restrictions and other controls relating to that fishery.

(2) *Podiatrists Registration (Fees) Regulations 2009*

These regulations –

- (a) prescribe fees for the purposes of the *Podiatrists Registration Act 1995*; and
- (b) are made consequentially on the repeal of the *Podiatrists Registration (Fees) Regulations 1999* under section 11 of the *Subordinate Legislation Act 1992*.

(3) *Poisons Amendment (Savings) Regulations 2009*

These regulations –

- (a) amend the *Poisons Regulations 2008* by inserting, with retrospective effect, a savings provision in respect of approvals, authorities, permits and similar instruments issued or granted under regulations that have been rescinded; and
- (b) rescind certain amendment regulations.

(4) *Wellington Park Regulations 2009*

These regulations –

- (a) provide for the care, control and management of Wellington Park; and
- (b) provide for the issue of permits; and
- (c) prescribe offences for which infringement notices may be issued; and
- (d) are made consequentially on the repeal of the *Wellington Park Regulations 1999* under section 11 of the *Subordinate Legislation Act 1992*.

Copies of the abovementioned statutory rules may be purchased at Print Applied Technology Pty Ltd, 123 Collins Street, Hobart, Phone (03) 6233 3289 or Toll Free 1800 030 940; 80B Wilson Street, Burnie and State Offices, 68 Rooke Street, Devonport.

COLIN GREY, Acting Chief Parliamentary Counsel.

PARLIAMENTARY STANDING COMMITTEE ON SUBORDINATE LEGISLATION

'Anyone who has problems with, or feels they are adversely affected by, any of the above Regulations can write to the Secretary of the Subordinate Legislation Committee, Legislative Council, Parliament House, Hobart, 7000.'

RUTH FORREST, MLC, Chairperson.

Forest Practices

**Forest Practices Authority
23 March, 2009**

Forest Practices Act 1985

NOTIFICATION

In accordance with the provision of Section 11 of the *Forest Practices Act 1985*, and on the recommendation of the Forest Practices Authority, His Excellency, the Governor-in-Council has declared part of each of the lands listed in the following schedule to be Private Timber Reserves.

SCHEDULE PRIVATE TIMBER RESERVE PART TITLE

Application No.	OWNER	LAND TITLE REFERENCE	LOCATION	MUNICIPAL AREA
2008	Aylett, HJ & EW	C/T Vol 109398 Fol 1	Parkham	Meander Valley Council
1998	Grey, CA	C/T Vol 204002 Fol 1 C/T Vol 208389 Fol 1 C/T Vol 210478 Fol 1 C/T Vol 210788 Fol 1 C/T Vol 211951 Fol 1 C/T Vol 223054 Fol 1	Royal George	Northern Midlands Council
2017	Gunns Limited	C/T Vol 200269 Fol 1	Moorleah	Waratah/Wynyard Council
2018	Langham, MJ	C/T Vol 249720 Fol 1 C/T Vol 89040 Fol 1	Riana	Central Coast Council
2012	Tasmanian Plantation Pty Ltd	C/T Vol 250111 Fol 1	Winkleigh	West Tamar Council

Given under my hand at Hobart in Tasmania on 23 March, 2009.

By His Excellency's Command,
D. LLEWELLYN, Minister for Energy and Resources

P.G. UNDERWOOD, Governor.

Forest Practices

FOREST PRACTICES ACT 1985

Erratum Notice: This notice was incorrectly advertised in the Tasmanian Government Gazette 4 February, 2009, Page 133.

Owners name gazetted as Wesley Vale Engineering Pty Ltd, should have been:

SCHEDULE Private Timber Reserve Whole Title

Application	OWNER	LAND TITLE REFERENCE	LOCALITY	MUNICIPAL AREA
1979	ANZ Specialist Asset Management Limited	C/T Vol 128965 Fol 1	Meunna	Waratah/Wynyard Council

Forest Practices

Forest Practices Authority
23 March, 2009

Forest Practices Act 1985**NOTIFICATION**

In accordance with the provision of Section 11 of the *Forest Practices Act 1985*, and on the recommendation of the Forest Practices Authority, His Excellency, the Governor-in-Council has declared the lands listed in the following schedule to be Private Timber Reserves.

SCHEDULE
PRIVATE TIMBER RESERVE
WHOLE TITLE

Application No.	OWNER	LAND TITLE REFERENCE	LOCATION	MUNICIPAL AREA
2014	Davey, FE	C/T Vol 130257 Fol 1	Deddington	Northern Midlands Council
2013	Davey, FE & DA	C/T Vol 112692 Fol 1	Deddington	Northern Midlands Council
2016	Franks, TV	C/T Vol 242234 Fol 1	Henrietta	Waratah/Wynyard Council
2015	Pickford, SD	C/T Vol 202261 Fol 1 C/T Vol 203452 Fol 1	Henrietta	Waratah/Wynyard Council
2001	Smith, DA & NJ	C/T Vol 45735 Fol 1	Rhyndaston	Southern Midlands Council
2000	Smith, DA, NJ & SL	C/T Vol 237964 Fol 1	Rhyndaston	Southern Midlands Council
1997	Wesley Vale Engineering Pty Ltd	C/T Vol 146132 Fol 1 C/T Vol 51942 Fol 1	Broadmarsh	Southern Midlands Council
1999	Wesley Vale Engineering Pty Ltd	C/T Vol 125081 Fol 1 C/T Vol 125081 Fol 2 C/T Vol 125081 Fol 3 C/T Vol 125081 Fol 4 C/T Vol 125081 Fol 5	Baden	Southern Midlands Council

Given under my hand at Hobart in Tasmania on 23 March, 2009.

By His Excellency's Command,
D. LLEWELLYN, Minister for Energy & Resources

P.G. UNDERWOOD, Governor.

Professional Standards

Professional Standards Act 2005 (Tasmania)
ENGINEERS AUSTRALIA TASMANIA SCHEME

PREAMBLE

- A. The Institution of Engineers Australia (Engineers Australia) is an occupational association.
- B. Engineers Australia has made an application to the Professional Standards Council (the Council), appointed under the *Professional Standards Act 2005 (Tasmania)* (the *Act*), for a scheme under the *Act*.
- C. The scheme is propounded by Engineers Australia for the purposes of limiting occupational liability to the extent to which such liability may be limited under the *Act*.
- D. The scheme propounded by Engineers Australia is to apply to members of Engineers Australia who are also members of The Engineering Science and Technology Professional Standards Society (the Society).
- E. All of the Society's Professional Members are members of Engineers Australia, being those members of Engineers Australia who are from time to time admitted to the membership of the Society by the Society's Management Committee.
- F. Engineers Australia has furnished the Council with a detailed list of the risk management strategies intended to be implemented in respect of its members and the means by which those strategies are intended to be implemented.
- G. The scheme is intended to remain in force for five (5) years from its commencement unless prior to that time it is revoked, its operation ceases or it is extended pursuant to section 35 of the *Act*.

ENGINEERS AUSTRALIA TASMANIA SCHEME**1. Occupational Association**

- 1.1 The Engineers Australia Tasmania scheme (the scheme) is a scheme under the *Professional Standards Act 2005 (Tasmania)* (the *Act*) prepared by the Institution of Engineers Australia (Engineers Australia) whose business address is 11 National Circuit, Barton, ACT 2600.

2. Persons to Whom the Scheme Applies

- 2.1 The scheme applies to all members of Engineers Australia who are at the same time also members of the Engineering Science and Technology Professional Standards Society (the Society).
- 2.2 This scheme also applies to all persons to whom the scheme applied under clause 2.1 at the time of any act or omission giving rise to occupational liability.

3. Limitation of liability

3.1 If a person who was at the time of the act or omission giving rise to occupational liability a category A member or a category B member or a category C member or a category D member against whom a proceeding relating to occupational liability is brought is able to satisfy the court that such member has the benefit of an insurance policy:

- (a) of a kind which complies with the standards determined by Engineers Australia,
- (b) insuring such member against that occupational liability, and
- (c) under which the amount payable in respect of the occupational liability relating to the cause of action (including any amount payable by way of excess under or in relation to the policy) is not less than the amount of the monetary ceiling (maximum amount of liability) specified in clause 3.2 hereof as applying to such members at the time at which the act or omission giving rise to the cause of action occurred,

the member is not liable in damages in relation to that cause of action above the amount so specified.

3.2 The monetary ceiling (maximum amount of liability) required for the purposes of limitation of liability under this scheme at the time at which the act or omission giving rise to the cause of action occurred is to be determined according to the following table:

Class	Description	Monetary ceiling (maximum amount of liability)
1	Category A member	\$1.5 million
2	Category B member	\$4 million
3	Category C member	\$8 million
4	Category D member	\$20 million

3.3 This scheme limits the occupational liability in respect of a cause of action founded on an act or omission occurring during the period when the scheme was in force of any person to whom the scheme applied at the time the act or omission occurred.

3.4 Relevant definitions for the purposes of this clause are as follows:

“total annual fee income” means the amount charged during a financial year for services provided by or on behalf of :

- (a) a body corporate who is a member of Engineers Australia to whom the scheme applies;
- (b) a partnership some of whose members are members of Engineers Australia to whom the scheme applies ;
- (c) a sole trader who is a member of Engineers Australia to whom this scheme applies.

“financial year” means a financial accounting period ending 30 June.

“category A member” means a person who is a member of Engineers Australia to whom the scheme applies and who is:

- (a) a body corporate whose total annual fee income for the most recent financial year is less than \$1 million;
- (b) an individual who is a member of a partnership, where the total annual fee income of such partnership for the most recent financial year is less than \$1 million; or
- (c) a sole trader whose total annual fee income for the most recent financial year is less than \$1 million.

“category B member” means a person who is a member of Engineers Australia to whom the scheme applies and who is:

- (a) a body corporate whose total annual fee income for the most recent financial year is \$1 million or more, but is less than \$3 million;
- (b) an individual who is a member of a partnership, where the total annual fee income of such partnership for the most recent financial year is \$1 million or more, but is less than \$3 million; or
- (c) a sole trader whose total annual fee income for the most recent financial year is \$1 million or more, but is less than \$3 million.

“category C member” means a person who is a member of Engineers Australia to whom the scheme applies and who is:

- (a) a body corporate whose total annual fee income for the most recent financial year is \$3 million or more, but is less than \$10 million;
- (b) an individual who is a member of a partnership, where the total annual fee income of such partnership for the most recent financial year is \$3 million or more, but is less than \$10 million; or
- (c) a sole trader whose total annual fee income for the most recent financial year is \$3 million or more, but is less than \$10 million.

“category D member” means a person who is a member of Engineers Australia to whom the scheme applies and who is:

- (a) a body corporate whose total annual fee income for the most recent financial year is \$10 million or more, but is less than \$20 million;
- (b) an individual who is a member of a partnership, where the total annual fee income of such partnership for the most recent financial year is \$10 million or more, but is less than \$20 million; or
- (c) a sole trader whose total annual fee income for the most recent financial year is \$10 million or more, but is less than \$20 million.

3.5 This scheme only affects the liability for damages arising from a single cause of action to the extent to which the liability results in damages exceeding \$1,500,000.

4. Conferral of discretionary authority

4.1 Pursuant to section 27(b) of the *Act*, this scheme confers on Engineers Australia a discretionary authority to specify, on application of a member of Engineers Australia to whom the scheme applies, a monetary ceiling (maximum amount of liability) not exceeding \$20 million, in all cases or in any specified case or class of case. In compliance with Section 27(c) of the *Act*, on application in a specific case by a person to whom the Scheme applies, Engineers Australia must approve the higher maximum liability specified by the member than would otherwise apply under the scheme.

5. Commencement

5.1 This scheme commences on 1 June 2009.

6. Duration

6.1 This scheme will be in force for a period of five years from the date of commencement.

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