



TASMANIAN GOVERNMENT GAZETTE

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Tasmanian Government Gazette & Tasmanian State Service Notices

Publication and copy closure dates

Christmas 2009

COPY for the *Tasmanian Government Gazette* and *Tasmanian State Service Notices* to be published on Wednesday 23 December 2009:—

Copy for the General Gazette must be received by 12 noon on Friday 18 December 2009.

COPY for the *Tasmanian Government Gazette* to be published on Wednesday 30 December 2009:—

Copy for the General Gazette must be received by 12 noon on Tuesday 22 December 2009.

Note: There will be no State Service section on this date.

COPY for the *Tasmanian Government Gazette* and *Tasmanian State Service Notices* to be published on Wednesday 6 January 2010:—

Copy for the General Gazette must be received by 4pm on Monday 4 January 2010.

Tasmanian Government Gazette

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Administration and Probate

ADMINISTRATION AND PROBATE ACT 1935

Notice of Intention to Apply for Letters of Administration (with the Will annexed - Residuary Legatees)

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 (with the Will annexed) of the Estate of JOHN SYDNEY CHANDLER late of the Presbyterian Home Legana in the State of Tasmania single/retired locksmith deceased may be granted to Marie Louise Nash of 101 Main Road Exeter in the State of Tasmania married/retired registered nurse and Ronald Charles Chandler of 133 Flinders Street Beauty Point in the State of Tasmania married/retired fitter and turner and engineer two of the residuary legatees of the said deceased.

Dated this twenty-fifth day of November 2009.

CLARK & GEE,
Solicitor for the Applicants.

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 CAROLYN FAYE COLEMAN late of 859 Sandy Bay Road Sandy Bay in Tasmania home duties/divorced deceased intestate may be granted to Adam James Meikle of 7 Burwood Street Huonville in Tasmania fixed odds betting operator/divorced the son of the deceased.

Dated this twenty-fifth day of November 2009.

MAX McMULLEN,
Solicitor for the Applicant.

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 TERESA ANITA WHYTE late of 207 Bakers Creek Road Lucaston in Tasmania former marketing assistant/married woman deceased intestate may be granted to Max McMullen of 85 Macquarie Street Hobart in Tasmania Solicitor the lawful Attorney for Russell Whyte under Power of Attorney number PA35714 who resides at Noral Court Templestowe in Victoria IT consultant/married man the spouse of the deceased.

Dated this twenty-fifth day of November 2009.

MAX McMULLEN,
Solicitor for the Applicant.

ADMINISTRATION AND PROBATE ACT 1935

Notice of Application to Reseal Letters of Administration

NOTICE is hereby given that after expiration of fourteen days from the date of publication hereof the Public Trustee of Tasmania 116 Murray Street Hobart the duly appointed Attorney in Tasmania of State Trustees of 168 Exhibition Street Melbourne in Victoria the Administrator of the Estate of RAYMOND JOHN RUSSELL HELLYER late of 28 Waters Drive Altona in the State of Victoria deceased to whom Letters of Administration was granted by the Supreme Court of Victoria on the thirteenth day of August 2009 will apply to the Supreme Court of Tasmania in its Ecclesiastical Jurisdiction that the seal of the Supreme Court of Tasmania may be affixed to an Exemplification of Letters of Administration of the said RAYMOND JOHN RUSSELL HELLYER pursuant to Part VI of the *Administration and Probate Act 1935*.

Dated this twenty-fifth day of November 2009.

PETER MALONEY, Chief Executive Officer,
Public Trustee.

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 JOHN WILLIAM HINTON late of 157 Brightwater Road Howden in Tasmania machinery tradesman/married man deceased intestate may be granted to Susanna Maria Hinton of 157 Brightwater Road Howden in Tasmania registered midwife/widow the wife of the said deceased and Wendy Elizabeth Helleman of 51 Henry Street Dulcote in Tasmania retail assistant/married woman the person nominated by the said Susanna Maria Hinton to be co-administrator of the Estate.

Dated this twenty-fifth day of November 2009.

BLISSENDEN LAWYERS,
Solicitors to the Estate.

Notices to Creditors

ROBINA CORNER late of Meercroft Aged Care Inc. Clements Street Devonport in Tasmania home duties/widow deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Robina Corner who died on the seventeenth day of September 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 twenty-fifth day of December 2009 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this twenty-fifth day of November 2009.

MIKALA DAVIES, Trust Admin Assistant.

STUART ANGUS FLORENCE late of 239 Nelson Road Mount Nelson in Tasmania married deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Stuart Angus Florence who died on the eighteenth day of October 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 twenty-fifth day of December 2009 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this twenty-fifth day of November 2009.

ALLIE BROWN, Senior Trust Administrator

DOROTHY LEILA HOUSE late of 12 Browning Road Moonah in Tasmania widow deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Dorothy Leila House who died on the thirtieth day of August 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 twenty-fifth day of December 2009 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this twenty-fifth day of November 2009.

REBECCA SMITH, Trust Administrator.

MARY CAROL HUGHES late of Tyler Village 320 Westbury Road Prospect in Tasmania spinster deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Mary Carol Hughes who died on the nineteenth day of August 2009 are required by the Executors Victoria Sandra D'Antoine, Antony Gordon Ditchfield Hughes and Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the twenty-fifth day of December 2009 after which date the Executors may distribute the assets having regard only to the claims of which they then have notice.

Dated this twenty-fifth day of November 2009

SUSAN McLAREN, Senior Trust Administrator.

MARY JONES late of Compton Downs Stanfield Drive Old Beach in Tasmania widow deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Mary Jones who died on the seventh day of August 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 twenty-fifth day of December 2009 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this twenty-fifth day of November 2009.

ALLIE BROWN, Senior Trust Administrator.

BRIAN EAMES late of 12 Grove Road Glenorchy in Tasmania retired labourer/married man who died on the seventeenth day of July 2009: Creditors next of kin and others having claims in respect of the property of the abovenamed deceased are required by the Executor Leonie Gail Mollross c/- Blissen den Lawyers of 120 Main Road Moonah in Tasmania to send particulars to the said Executor on or before the twenty-fifth day of December 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 twenty-fifth day of November 2009.

BLISSENDEN LAWYERS, Solicitors to the Estate.

IN THE ESTATE OF JOHN JOSEPH RAY CARTER (ALSO KNOWN AS RAY CARTER AND VITA CARTER) late of 3 Howell Street West Launceston in Tasmania retired education department employee/widower deceased who died on the twentieth day of August 2009 at the Launceston General Hospital in Tasmania. Notice is hereby given that all creditors and other persons having claims or holding assets in respect of the Estate of the deceased are required by the Executor Hugh Christopher Perkins of 22a Kay Street Kings Meadows in Tasmania to send particulars in writing to the Registrar Probate Registry Supreme Court of Tasmania Salamanca Place Hobart in Tasmania on or before the thirtieth day of December 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 twenty-fifth day of November 2009.

ARCHER BUSHBY, Solicitors for the Estate.

Government Notices

Department of Health and Human Services,
Hobart, 30 October 2009.

MENTAL HEALTH ACT 1996

NOTICE is hereby given that in accordance with Section 12 of the above Act, the undermentioned individual has been appointed as an Approved Medical Practitioner.

Dr Nicolle AIT KHELIFA

LARA GIDDINGS, MP,
Deputy Premier, Minister for Health.

Department of Health and Human Services,
Hobart, 30 October 2009.

MENTAL HEALTH ACT 1996

NOTICE is hereby given that in accordance with Section 12 of the above Act, the undermentioned individual has been appointed as an Approved Medical Practitioner.

Dr Subhash AMIN

LARA GIDDINGS, MP,
Deputy Premier, Minister for Health.

Department of Health and Human Services,
Hobart, 30 October 2009.

MENTAL HEALTH ACT 1996

NOTICE is hereby given that in accordance with Section 12 of the above Act, the undermentioned individual has been appointed as an Approved Medical Practitioner.

Dr Rupak DASGUPTA

LARA GIDDINGS, MP,
Deputy Premier, Minister for Health.

Department of Health and Human Services,
Hobart, 28 October 2009.

MENTAL HEALTH ACT 1996

NOTICE is hereby given that in accordance with Section 12 of the above Act, the undermentioned individual has been appointed as an Approved Medical Practitioner.

Dr Ohn KYAW

LARA GIDDINGS, MP,
Deputy Premier, Minister for Health.

Department of Health and Human Services,
Hobart, 16 June 2009.

MENTAL HEALTH ACT 1996

NOTICE is hereby given that in accordance with Section 12 of the above Act, the undermentioned individual has been appointed as an Approved Medical Practitioner.

Dr Elizabeth WALKER

LARA GIDDINGS, MP,
Deputy Premier, Minister for Health.

Government House
Hobart, 20 November 2009

HIS EXCELLENCY the Governor has this day in the name of Her Majesty The Queen assented to the following Bills:—

A Bill for an Act to amend the *Director of Public Prosecutions Act 1973*, the *Governor of Tasmania Act 1982*, the *Judges' Contributory Pensions Act 1968*, the *Parliamentary Salaries, Superannuation and Allowances Act 1973*, the *Public Sector Superannuation Reform Act 1999*, the *Retirement Benefits (Parliamentary Superannuation) Regulations 2002*, the *Retirement Benefits Act 1993*, the *Retirement Benefits Regulations 2005*, the *Solicitor-General Act 1983*, the *Supreme Court Act 1887* and the *Supreme Court Act 1959* and to rescind and revoke certain spent regulations and notices relating to public sector superannuation matters.
Public Sector Superannuation (Miscellaneous Amendments) Act 2009
(Act No. 60 of 2009)

A Bill for an Act to amend certain Acts consequent on the enactment of the *Traffic Amendment Act 2009*.
Traffic Amendment (Road Rules Consequential Amendments) Act 2009
(Act No. 61 of 2009)

A Bill for an Act to amend the *Police Offences Act 1935*.
Police Offences Amendment (Clamping) Act 2009
(Act No. 62 of 2009)

A Bill for an Act to amend the *Taxi and Luxury Hire Car Industries Act 2008*.
Taxi and Luxury Hire Car Industries Amendment Act 2009
(Act No. 63 of 2009)

By His Excellency's Command

ANNE PARKER,
Official Secretary.

Office of the Tasmanian Economic Regulator
Hobart, 25 November 2009

ELECTRICITY SUPPLY INDUSTRY ACT 1995

Subsection 49B(3)

Notice of Amendment to the Tasmanian Electricity Code

I, GLENN PETER APPELYARD, Regulator, hereby give notice that the Tasmanian Electricity Code (the Code) is amended and shall be published by the Regulator to take effect from 25 November 2009.

The Code has been amended to:

- modify the existing “fast track” Code change procedure to include matters on which consultation has previously been undertaken and decided;
- provide for a streamlined general Code change procedure (which incorporates the consultation procedure of the Regulator’s guideline for public consultation); and
- remove the procedure administered by, and dissolve, the Code Change Panel.

Consequential amendments will also be made to the Preamble and Glossary of the Code.

The consolidated revised Code chapter is available on the Regulator’s website at www.economicregulator.tas.gov.au.

Dated this twenty-fifth day of November 2009.

G. APPELYARD, Regulator.

Department of Treasury and Finance
Hobart, 17 November 2009

TAXATION ADMINISTRATION ACT 1997

I HEREBY revoke with effect from 1 December 2009, the notice of 25 June 1999, which specified the market rate component for the purposes of section 35 of the *Taxation Administration Act 1997*.

MICHAEL AIRD,
Treasurer.

Land Acquisition

LAND ACQUISITION ACT 1993

NOTICE OF ACQUISITION

(Section 16 and Section 18)

IN PURSUANCE of Section 18 of the *Land Acquisition Act 1993*, I, WARRICK PETER COVERDALE, Valuer-General acting as a delegate of the Minister of the Crown for the time being administering the *Land Acquisition Act 1993* do hereby declare that the land in the Schedule hereto is taken and vested in the Crown absolutely under the said Act for road purposes.

Given under my hand this twentieth day of November 2009.

W. P. COVERDALE, Valuer-General.
Department of Primary Industries, Parks,
Water and Environment
144 Macquarie Street, Hobart.

Schedule

All that 2.023ha of land situate in the Town of Kingston being Lot 1 on Plan of Survey D38847 in the Office of the Recorder of Titles being the whole of the land comprised in Folio of the Register Volume 38847 Folio 1 of which Roelof Gjalt De Vries and Anna Kaysa De Vries are the registered proprietors.

Location: Kingston Bypass
Municipal Area: Kingborough

(10-66-26)

Rail

RAIL COMPANY ACT 2009

Section 27(2)

Transfer notice in relation to rail infrastructure and related assets of the Crown in Right of Tasmania and certain contracts to which the Crown in Right of Tasmania is a party to Tasmanian Railway Pty Ltd (ABN 83 139 383 761)

1. PURSUANT to section 27(2) of the *Rail Company Act 2009 (Tasmania)* (the Act), I, **The Honourable Graeme Lindsay Sturges MHA**, being and as the Minister administering the Act hereby transfer to Tasmanian Railway Pty Ltd (ABN 83 139 383 761) (**Tasmanian Railway**):

- (a) the rail infrastructure listed in Schedule A belonging to the Crown in Right of Tasmania (the **Crown**);
- (b) the related assets listed in Schedule B belonging to the Crown; and
- (c) the contracts listed in Schedule C entered into by the Crown.

2. The transfer of related assets referred to in clause 1(b) is made on the condition that the Tasmanian Railway pays to the Crown the sum of \$236,644.00 or such other amount as agreed to by the 30th of June 2010.

3. In this transfer notice, unless a contrary intention appears:

- (a) terms defined in the Act have the same meaning when used in this transfer notice;
- (b) **rail infrastructure** has the meaning given to that expression in the *Rail Infrastructure Act 2007 (Tasmania)*; and
- (c) **State rail network** has the meaning in section 4 of the *Rail Infrastructure Act 2007 (Tasmania)* as amended by *Emu Bay Railway (Operation and Acquisition) Act 2009 (Tasmania)*.

4. This transfer notice takes effect on the day after completion occurs within the meaning of the Business Sale Agreement.

GRAEME LINDSAY STURGES MHA,
Minister.

Schedule A

All rail infrastructure located on the State rail network and which is not owned by Tasmanian Railway at the time this transfer notice takes effect.

Schedule B

All those related assets of any kind whether tangible or intangible, including, but not limited to, the following:

- (a) plant, tools and equipment;
- (b) office equipment and furniture; and
- (c) computers and associated electronic devices and software;

held by or allocated to the Rail Management Branch of the Department of Infrastructure, Energy and Resources immediately before the time at which this transfer notice takes effect.

Schedule C

The following contracts to which the Crown is a party:

<i>Reference</i>	<i>Contracting Party</i>
RMU001 Steel Sleeper and Supply Agreement	OneSteel Manufacturing Pty Ltd
RMU002 Steel Rail Supply Agreement	OneSteel Manufacturing Pty Ltd
RMU003 Weed Spraying and Vegetation Agreement	Tassie Rail & Sleepers Pty Ltd
RMU004 Railway Services Contract	Asia Pacific Rail Pty Ltd
RMU005 Railway Consultancy Panel for Strategic Advice, Capital Works, Planning and Capital Works Project Agreement	RK Consultancy Services Pty Ltd; Booze Allen Hamilton; GHD Pty Ltd; Halcrow Engineering; Lloyds Register Rail; and Sinclair Knight Merz
RMU007 Sale of Scrap Metal	CMA Corporation Ltd (trading as Southern Recycling)
RMU008 Jordan River Bridge Replacement	Van Ek Contracting Pty Ltd
RMU009 Re-sleeping Services	Transfield Services (Australia) Pty Ltd
RMU0010 Rail and Sleeper Replacement	QR Limited and Pacific National (Tasmania) Pty Ltd
RMU0012 Refurbishment of Railway Level Crossings	Downer EDI Works Pty Ltd
RMU0014 Supply 3,000 Concrete Railway Sleepers	Austrak Pty Ltd
RMU0015 Cam River Bridge Remedial and Investigative Works	Van Ek Contracting Pty Ltd
RMU0016 McKinnon Overpass Superstructure Replacement	Van Ek Contracting Pty Ltd
RMU0017 Supply of Ballast for Railway Track	Boral Construction Materials Group Ltd
RMU0018 Supply of 70 Insulated Joints for Railway Track	Alcoa Fastening Systems Pty Ltd
RMU0023 Sale of Timber Railway Sleepers	BG & JM Barwick Pty Ltd
RMU0026 Probity Services South Line Rhyndaston Capacity	Wise Lord and Ferguson
TI Exemption 1 Steel Railway Sleepers (50,000) and Rail (510 lengths) and 260 Guard Rails	OneSteel Manufacturing Pty Ltd
TI Exemption 2 Steel Railway Sleepers (30,000) and Rail (1714 lengths)	OneSteel Manufacturing Pty Ltd
TI Exemption 3 Steel Railway Sleepers (30,160) and Rail (510 lengths) and 260 Guard Rails	OneSteel Manufacturing Pty Ltd

<i>Reference</i>	<i>Contracting Party</i>
Level Crossing Design, Supply Test Agreement	Westinghouse Rail Systems Australia Pty Ltd
DIER 984 Professional Services Contract Cole Brook and Campania	GHD Pty Ltd
DIER 984 Professional Services Contract Relbia Land Slip	GHD Pty Ltd
DIER 984 Professional Services Contract Rhyndaston	GHD Pty Ltd
DIER 984 Professional Services Contract Brighton	GHD Pty Ltd
DIER 984 Professional Services Contracts 2 PBR	GHD Pty Ltd

RAIL COMPANY ACT 2009

Section 27(3)

*Transfer notice in relation to rail infrastructure and related assets of
Tasmanian Railway Pty Ltd (ABN 83 139 383 761)
to the Crown in Right of Tasmania*

1. In accordance with the provisions of Section 27(3) of the *Rail Company Act 2009* (Tasmania) ("the Act"), **The Honourable Graeme Lindsay Sturges MHA**, being and as the Minister administering the Act, hereby transfers the property listed in Schedule A of Tasmanian Railway Pty Ltd (ABN 83 139 383 761) to the Crown in Right of Tasmania.
2. In this transfer notice, unless a contrary intention appears, terms defined in the Act have the same meaning when used in this transfer notice.
3. This transfer notice takes effect on the day after completion occurs within the meaning of the Business Sale Agreement.

GRAEME LINDSAY STURGES MHA,
Minister.

*Schedule A***Part 1**

All that land defined as "the Demised Railway" as conveyed to the Emu Bay Railway Company Limited by the Emu Bay and Mount Bischoff Railway Company Limited in and by Conveyance registered No 16/9035, being a railway in Tasmania extending from Emu Bay or Burnie to Mount Bischoff or Waratah and terminating at the western boundary of a certain block of land formerly belonging to the Van Diemen's Land company known as the Surrey Hills Block but excluding:

- (a) all rail infrastructure on that land within the meaning of the *Rail Infrastructure Act 2007* (Tasmania); and
- (b) all land excepted from Conveyance No. 16/9035, being the land included in Sealed Plan registered No. 131919, all that land in Conveyance No. 30/7571 and Conveyance No. 40/3860 and all the land contained in Certificates of Title volume 31029 folios 2, 4, 6, 7, 8, 9 and 10, volume 44842 folio 7, volume 103361 folios 1 and 3, volume 102519 folio 4, volume 106612 folios 3, 4 and 5 and volume 126155 folio 11.

Part 2

The land comprised in:

- Folios of the Register Volume 155580 Folios 1, 2, 3 and 4;
- Folio of the Register Volume 131919 Folio 5;
- Folio of the Register Volume 131942 Folio 2;
- Folio of the Register Volume 136562 Folio 1;
- Folio of the Register Volume 130810 Folio 1;
- Folios of the Register Volume 65296 Folios 1, 2, 3 and 4;
- Folio of the Register Volume 130449 Folio 1;
- Folio of the Register Volume 130445 Folio 1; and
- Folio of the Register Volume 130448 Folio 1,

excepting out in each case all rail infrastructure on that land within the meaning of the *Rail Infrastructure Act 2007* (Tasmania).

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>Fluoridation Act 1968</i>	S. R. 2009, No. 133	<i>Fluoridation (Interim) Amendment Regulations 2009</i>
(2) <i>Food Act 2003</i>	S. R. 2009, No. 134	<i>Food Amendment Regulations 2009</i>
(3) <i>Forest Practices Act 1985</i>	S. R. 2009, No. 135	<i>Forest Practices Amendment Regulations 2009</i>
(4) <i>Police Miscellaneous Amendments Act (No. 2) 2009</i>	S. R. 2009, No. 136	Proclamation under section 2
(5) <i>Police Offences Act 1935</i>	S. R. 2009, No. 137	<i>Police Offences Amendment Regulations 2009</i>
(6) <i>Public Health Act 1997</i>	S. R. 2009, No. 138	<i>Public Health (Tobacco Seller's Licence) Regulations 2009</i>
(7) <i>Racing Regulation Act 2004</i>	S. R. 2009, No. 139	<i>Racing (Race Fields) Amendment Regulations 2009</i>
(8) <i>Trade Measurement Act 1999</i>	S. R. 2009, No. 140	<i>Trade Measurement (Pre-packed Articles) Amendment Regulations (No. 2) 2009</i>
(9) <i>Traffic Amendment Act 2009</i>	S. R. 2009, No. 141	Proclamation under section 2
(10) <i>Traffic Act 1925</i>	S. R. 2009, No. 142	<i>Road Rules 2009</i>
(11) <i>Traffic Act 1925</i>	S. R. 2009, No. 143	<i>Traffic (Compliance and Enforcement) Amendment Regulations 2009</i>
(12) <i>Vehicle and Traffic Act 1999</i>	S. R. 2009, No. 144	<i>Vehicle and Traffic (Driver Licensing and Vehicle Registration) Amendment Regulations (No. 3) 2009</i>
(13) <i>Water and Sewerage Industry Act 2008</i>	S. R. 2009, No. 145	<i>Water and Sewerage Industry (Customer Service Standards) Regulations 2009</i>
(14) <i>Water and Sewerage Industry (Community Service Obligation) Act 2009</i>	S. R. 2009, No. 146	<i>Water and Sewerage Industry (Community Service Obligation) Amendment Regulations 2009</i>
(15) <i>Rail Infrastructure Act 2007</i>	S. R. 2009, No. 147	<i>Rail Infrastructure (Rail Infrastructure Owner) Order 2009</i>
(16) <i>Rail Infrastructure Act 2007</i>	S. R. 2009, No. 148	<i>Rail Infrastructure (Rail Infrastructure Manager) Revocation Order 2009</i>

GENERAL PURPORT OR EFFECT OF THE ABOVEMENTIONED STATUTORY RULES

(1) *Fluoridation (Interim) Amendment Regulations 2009*

These regulations amend the *Fluoridation (Interim) Regulations 2009* by –

- (a) prescribing the acceptable fluoride concentration range for a public water supply; and
- (b) prescribing the notifiable fluoride concentration level for a water authority.

(2) *Food Amendment Regulations 2009*

These regulations amend the *Food Regulations 2003* by prescribing –

- (a) the fee payable on the making of an application for approval as a food safety auditor under section 83A(3)(b) of the *Food Act 2003*; and
- (b) further offences under that Act for which infringement notices may be issued and the penalties payable for those infringement notice offences.

(3) *Forest Practices Amendment Regulations 2009*

These regulations exempt, from the application of section 17(4), (5), (5A) and (5B) of the *Forest Practices Act 1985* certain mineral exploration and mining activities; building and development for which a permit has been issued under the *Land Use Planning and Approvals Act 1993*; and the construction and maintenance of railways, electricity infrastructure and those buildings, structures, and access tracks that relate to a railway or electricity infrastructure.

(4) Proclamation under section 2 of the *Police Miscellaneous Amendments Act (No. 2) 2009*

This proclamation fixes 25 November 2009 as the day on which the provisions of the *Police Miscellaneous Amendments Act (No. 2) 2009*, except section 10, commence.

(5) *Police Offences Amendment Regulations 2009*

These regulations amend the *Police Offences Regulations 2007* so as to make it an offence to consume liquor, or be in possession of an opened or unsealed container of liquor, in Franklin Square, Hobart at any time.

(6) *Public Health (Tobacco Seller's Licence) Regulations 2009*

These regulations –

- (a) prescribe certain fees payable for each premises specified in –
 - (i) an application for a tobacco seller's licence; and
 - (ii) an application for the renewal of a tobacco seller's licence; and
 - (iii) a notification of additional premises; and
- (b) rescind the *Public Health (Tobacco Seller's Licence) Regulations 2000*.

(7) *Racing (Race Fields) Amendment Regulations 2009*

These regulations amend the *Racing (Race Fields) Regulations 2009* to provide that the Director is to impose a condition on a race field information publication approval, relating to the payment of a fee, if the Director has determined to impose a fee in accordance with section 54B(2)(a) of the *Racing Regulation Act 2004*.

(8) *Trade Measurement (Pre-packed Articles) Amendment Regulations (No. 2) 2009*

These regulations amend the *Trade Measurement (Pre-packed Articles) Regulations 2000* by replacing requirements for measuring the mass of frozen scallops with requirements for measuring the mass of frozen fish generally.

(9) Proclamation under section 2 of the *Traffic Amendment Act 2009*

This proclamation fixes 30 November 2009 as the day on which the *Traffic Amendment Act 2009* commences.

(10) *Road Rules 2009*

These rules –

- (a) prescribe road traffic laws for Tasmania which, in most respects, are the same as those applying in other parts of Australia; and
- (b) replace the *Traffic (Road Rules) Regulations 1999*.

(11) *Traffic (Compliance and Enforcement) Amendment Regulations 2009*

These regulations amend the *Traffic (Compliance and Enforcement) Regulations 2001* by –

- (a) revising the Schedule of traffic infringement notice offences in line with –
 - (i) recent amendments to the *Traffic Act 1925*; and
 - (ii) the *Road Rules 2009*; and
- (b) increasing the fines payable for, and the demerit points applicable to, certain traffic infringement notice offences; and
- (c) prescribing authorities for the purposes of section 59 of the *Traffic Act 1925*.

(12) *Vehicle and Traffic (Driver Licensing and Vehicle Registration) Amendment Regulations (No. 3) 2009*

These regulations amend the *Vehicle and Traffic (Driver Licensing and Vehicle Registration) Regulations 2000* by –

- (a) revising the Schedule of demerit points offences in line with the *Road Rules 2009*; and
- (b) increasing the demerit points applicable to certain offences; and
- (c) prescribing minimum fines for excessive speeding for the purposes of section 19B(1)(c)(i)(A) and (B) of the *Vehicle and Traffic Act 1999*.

(13) *Water and Sewerage Industry (Customer Service Standards) Regulations 2009*

These regulations specify the matters that must be included in a customer service code prepared by the Regulator under section 57 of the *Water and Sewerage Industry Act 2008* and enable the Regulator to approve customer charters prepared in accordance with such a code.

(14) *Water and Sewerage Industry (Community Service Obligation) Amendment Regulations 2009*

These regulations amend the *Water and Sewerage Industry (Community Service Obligation) Regulations 2009* by revising, in regulation 6(1), a reference to a section of the *Water and Sewerage Industry (Community Service Obligation) Act 2009*.

(15) *Rail Infrastructure (Rail Infrastructure Owner) Order 2009*

This order designates Tasmanian Railway Pty Ltd as the Rail Infrastructure Owner for the purposes of the *Rail Infrastructure Act 2007*.

(16) *Rail Infrastructure (Rail Infrastructure Manager) Revocation Order 2009*

This order revokes the *Rail Infrastructure Order 2007* which designates Pacific National (Tasmania) Pty Limited as the Rail Infrastructure Manager for certain parts of the rail network consequent on the designation of Tasmanian Railway Pty Ltd as the Rail Infrastructure Owner.

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.

P. R. CONWAY, 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
2 November 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

<i>Application No.</i>	<i>Owner</i>	<i>Land Title Reference</i>	<i>Location</i>	<i>Municipal Area</i>
2094	Brown, RJ	C/T Vol 228944 Fol 2 C/T Vol 233585 Fol 1	Sassafras	Latrobe Council
2099	Fenton, DJ	C/T Vol 101032 Fol 1	Moogara	Derwent Valley Council
2084	Gunns Limited	C/T Vol 206761 Fol 1	Dysart	Southern Midlands Council

<i>Application No.</i>	<i>Owner</i>	<i>Land Title Reference</i>	<i>Location</i>	<i>Municipal Area</i>
2104	James, JS	C/T Vol 133651 Fol 2 C/T Vol 133652 Fol 1	Dilston	Launceston City Council
2091	Leslie, KT	C/T Vol 221452 Fol 1	Tayene	Launceston City Council
2088	Mount, SJ & Kimber, KL	C/T Vol 240625 Fol 1	Alonnah	Kingborough Council
2098	Skirving, MA	C/T Vol 220306 Fol 1	Sassafras	Latrobe Council
2097	Stansfield Pty Ltd	C/T Vol 149030 Fol 1	Levendale	Southern Midlands Council
2092	Tasmanian Plantation Pty Ltd	C/T Vol 114892 Fol 1 C/T Vol 246980 Fol 1 C/T Vol 247806 Fol 2	Bothwell	Central Highlands Council
2103	W. Hawley Australia Pty Ltd	C/T Vol 11986 Fol 3	Premaydena	Tasman Council

Given under my hand at Hobart in Tasmania on 2 November 2009.

By His Excellency's Command,

D. LLEWELLYN, Minister for Energy & Resources

P. G. UNDERWOOD, Governor.

Forest Practices Authority
2 November 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

<i>Application No.</i>	<i>Owner</i>	<i>Land Title Reference</i>	<i>Location</i>	<i>Municipal Area</i>
2105	Adams, AJ & SM	C/T Vol 241379 Fol 1	Holwell	West Tamar Council
2094	Brown, RJ	C/T Vol 123889 Fol 1	Sassafras	Latrobe Council
2099	Fenton, DJ	C/T Vol 235150 Fol 1 C/T Vol 251908 Fol 1	Moogara	Derwent Valley Council
2093	Gooch, MC	C/T Vol 216051 Fol 1	Frankford	Latrobe Council
2095	Hingston, RH & K	C/T Vol 45326 Fol 1	Ulverstone	Central Coast Council
2096	Kingston, AR	C/T Vol 201246 Fol 1	Koonya	Tasman Council
2100	May, SE	C/T Vol 218228 Fol 1	Promised Land	Kentish Council
2102	Tasmanian Plantation Pty Ltd	C/T Vol 136873 Fol 2	Natone	Burnie City Council
2106	Tasmanian Plantation Pty Ltd	C/T Vol 154444 Fol 1	Bracknell	Meander Valley Council

Given under my hand at Hobart in Tasmania on 2 November 2009.

By His Excellency's Command,

D. LLEWELLYN, Minister for Energy & Resources

P. G. UNDERWOOD, Governor.

Living Marine Resources

Living Marine Resources Management Act 1995

Fisheries (Abalone) Rules 2000, Rule 9

PUBLIC NOTICE - DATES OF CLOSING OF THE COMMERCIAL ABALONE FISHERY
IN STATE WATERS OFF THE NORTH-WEST COAST OF TASMANIA

I, ROBERT GOTT, Director (Marine Resources), acting under Rule 9 of the *Fisheries (Abalone) Rules 2000*, and delegated authority under Section 20(1) of the *Living Marine Resources Management Act 1995*, hereby determine that the dates of the closed season for the commercial abalone fishery for the taking of abalone (*Genus Haliotis*) for commercial purposes from State waters off the north-west coast of Tasmania are as follows:—

- from 1 December 2009 to 31 December 2009, inclusive;

where State waters off the north-west coast of Tasmania is defined to mean:- those State waters within an area bounded in the north by an imaginary line from the northernmost point of Woolnorth Point to Brown Rocks and running due west to the limit of State waters, bounded in the south by an imaginary straight line running due west from the mouth of the Arthur River to the outer limit of State waters and bounded in the east by the line of high-water mark running approximately north from the mouth of the Arthur River north to the northernmost point of Woolnorth Point.

Dated the twenty-third day of November 2009

ROBERT GOTT,
Director (Marine Resources).

Information

The commercial abalone fishery in State waters off the north-west coast is being closed from 1 December 2009 until 31 December 2009 as part of arrangements to control the total amount of abalone harvested in that area in the interest of resource sustainability. This closed area relates to commercial fishing in fishing sub-blocks 5A, 5B and 5C only.



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