



TASMANIAN GOVERNMENT GAZETTE

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Notices to Creditors

SUZANNE NORMA BOSWORTH late of 3 Isabelle Court West Launceston in Tasmania married deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Suzanne Norma Bosworth who died on the 11th June 2013 are required by the Executor Tasmanian Perpetual Trustees Limited of Cimitiere House Level 2 113 Cimitiere Street Launceston in Tasmania to send particulars to the said Company by the 21st September 2013 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this twenty-first day of August 2013.

PATRICIA BRYAN, Trust Administration Assistant.

MURRAY WILLIAM STAGG late of Grenoch Nursing Home Deloraine in Tasmania single deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Murray William Stagg who died on the first day of May 2013 are required by the Executor Tasmanian Perpetual Trustees Limited of Cimitiere House Level 2 113 Cimitiere Street Launceston in Tasmania to send particulars to the said Company by the twenty-first day of September 2013 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this twenty-first day of August 2013.

MIKALA DAVIES, Trust Administrator.

LILLIAN CHARLOTTE DUNKS late of 6/5 Vicary Place Rokeby in Tasmania widow deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Lillian Charlotte Dunks who died on the seventh day of February 2013 are required by the Executor Tasmanian Perpetual Trustees Limited of Cimitiere House Level 2 113 Cimitiere Street Launceston in Tasmania to send particulars to the said Company by the twenty-first day of September 2013 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this twenty-first day of August 2013.

MATTHEW FERGUSON, Trust Administrator.

Tasmanian Government Gazette

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DIMITRIOS KESSARIOS (also known as and in the Will called JIM KESSARIOS) late of 20 Penna Road Midway Point in Tasmania married deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Dimitrios Kessarios (also known as and in the Will called Jim Kessarios) who died on the ninth day of April 2013 are required by the Executor Tasmanian Perpetual Trustees Limited of Cimitiere House Level 2 113 Cimitiere Street Launceston in Tasmania to send particulars to the said Company by the twenty-first day of September 2013 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this twenty-first day of August 2013.

REBECCA SMITH, Trust Administrator.

MARGARET MARY LANGFORD late of "Stretton Croft" 6 Proctors Road Dynnyrne in Tasmania spinster deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Margaret Mary Langford who died on the nineteenth day of April 2013 are required by the Executor Tasmanian Perpetual Trustees Limited of Cimitiere House Level 2 113 Cimitiere Street Launceston in Tasmania to send particulars to the said Company by the twenty-first day of September 2013 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this twenty-first day of August 2013.

MATTHEW FERGUSON, Trust Administrator.

NIGEL WAYNE WILLIAMS late of 27 Campbell Road Cobram in Victoria labourer/home duties and divorced deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Nigel Wayne Williams who died on the twenty-fifth day of April 2013 are required by the Executor Tasmanian Perpetual Trustees Limited of Cimitiere House Level 2 113 Cimitiere Street Launceston in Tasmania to send particulars to the Registrar Probate Registry Supreme Court of Tasmania PO Box 167 Hobart in Tasmania 7001 by the twenty-first day of October 2013 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this twenty-first day of August 2013.

JON ELLINGS, Trust Administrator.

STELLA GABRIELLE ARTHUR late of Vacluse Gardens 14 Gore Street South Hobart in Tasmania widowed/home duties: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Stella Gabrielle Arthur who died on the fifteenth day of February 2013 are required by the Executor Christopher Anthony Arthur Cunningham married solicitor of 11 Grange Avenue Taroona in Tasmania to send particulars to Simmons Wolfhagen by the twenty-third day of September 2013 after which date the Executor may distribute the assets having regard only to the claims of which he then has notice.

Dated this twenty-first day of August 2013.

SIMMONS WOLFHAGEN, Solicitors for the Executor.

DONALD HENRY BLAIR late of 2/84 Percy Street Devonport in Tasmania retired butcher partner deceased: Creditors and next of kin and others having claims in respect of the Estate of the said deceased who died on the tenth day of May 2013 at the Mersey Community Hospital Latrobe in Tasmania are required by the Trustee Timothy Darren Blair of 4 Gordon Place Devonport in Tasmania to send particulars in writing

to the Registrar at the Supreme Court of Tasmania GPO Box 167 Hobart 7001 by the twentieth day of September 2013 after which date the Executor may distribute the assets having regard only to the claims of which they then have notice.

Dated this twenty-first day of August 2013.

TEMPLE-SMITH LAWYERS, Solicitors for the Applicant.

HEDLEY DAVID CALVERT retired orchardist/married man deceased who died on the twenty-third day of May 2013 late of St Ann's Home 142 Davey Street South Hobart in Tasmania: Judith Calvert of Apartment 10 646 Sandy Bay Road Sandy Bay in Tasmania retired orchardist/widow as Legal Personal Representative of Hedley David Calvert requires that any person who has a claim against the Estate lodge written details of their claim with the Registrar of the Supreme Court of Tasmania at Salamanca Place Hobart in Tasmania within thirty days from the date of publication of this notice after which date the Legal Personal Representative is at liberty to pay and distribute the assets of the estate dealing then only with the claims that they have notice.

Dated this twenty-first day of August 2013.

WORRALL LAWYERS, Lawyers acting on behalf of the Legal Personal Representative of the Estate.

DONALD HOPE PESCUDE late of 10 Lorraine Crescent Rosetta in Tasmania who died on the first day of May 2013: Creditors next of kin and others having claims in respect of the property of the above named deceased are required by the Executor Rodney William Pescude 10 Lorraine Crescent Rosetta in Tasmania to send particulars to the Registrar of the Supreme Court of Tasmania on or before the twenty-first day of September 2013 being one calendar month 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-first day of August 2013.

MURDOCH CLARKE, Solicitors to the Estate.

IIN THE Estate of JOHN FRANCIS LONERGAN late of Fred French Nursing Home, 9 Amy Road Newstead in Tasmania, retired hotel manager/widower deceased who died on the third day of January 2013 at Newstead in Tasmania: Notice is hereby given that all creditors, next of kin and other persons having claims in respect of the property or the Estate of the abovenamed deceased are required by the Executor David Blake Lonergan of 116 Ridgehaven Road, Silverdale in New South Wales, retired/married, to send particulars in writing to The Registrar, Supreme Court of Tasmania, Salamanca Place, Hobart in Tasmania 7001 on or before the second day of October, 2013 after which date the Executor may distribute the assets having regard only to the claims of which she then has notice.

Dated this twenty-first day of August 2013.

RAE & PARTNERS LAWYERS.

IN THE Estate of PRISCILLA JUNE WALKER (also known as PRISCILLA JUNE SMITH) late of 7 Henty Street Invermay in Tasmania chef/married deceased who died on the thirteenth day of February 2013 at Launceston in Tasmania: Notice is hereby given that all creditors next of kin and other persons having claims in respect of the property or the Estate of the abovenamed deceased are required by the Executor Christopher Allan Hibbs of 3 Simmons Street Lower King in Western Australia diesel fitter/married to send particulars in writing to

The Registrar Supreme Court of Tasmania Salamanca Place Hobart in Tasmania on or before the second day of October 2013 after which date the Executor may distribute the assets having regard only to the claims of which he then has notice.

Dated this twenty-first day of August 2013.

RAE & PARTNERS LAWYERS.

MALCOLM RANKIN HAYWOOD late of 8/351 Sandy Bay Road Sandy Bay in Tasmania retired public servant/patrol officer/divorced who died on the twenty-eighth day of May 2013: Creditors next of kin and others having claims in respect of the property or Estate of the abovenamed deceased are required by the Executors Georgina Haywood Susan Haywood and Peter Haywood c/- M+K Dobson Mitchell Allport of 59 Harrington Street Hobart in Tasmania to send particulars of their claim to the Registrar of the Supreme Court of Tasmania in writing on or before the twenty-first day of September 2013 after which date the Executors may distribute the assets having regard only to the claims of which the Executors then have notice.

Dated this twenty-first day of August 2013.

M+K DOBSON MITCHELL ALLPORT,
Practitioners for the Estate.

Administrative 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 GRAHAM JOHN STONE late of 125 South Esk Drive Hadspen in Tasmania deceased intestate may be granted to Phillip John Lebski of 113 Cimitiere Street Launceston in Tasmania solicitor/married as attorney for Lisa Stone and Andrew Stone of 34 Manildra Drive Dudley Park in Western Australia the children of the said deceased.

Dated this twenty-first day of August 2013.

RAE & PARTNERS, per PHILLIP JOHN LEBSKI,
Solicitors 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 GEOFFREY ERNEST JOHN TRIFFITT late of 13 Oakdale Road, Lawitta in Tasmania, mechanical assistant, bachelor, deceased, intestate, may be granted to Maureen Selena Elizabeth Bowerman of 6 Murdoch Avenue, New Norfolk in Tasmania, disability support worker, separated, the lawful mother of the said deceased.

Dated this twenty-first day of August 2013.

J. H. DIXON, Solicitor.

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 DAMIAN NEIL SEABOURNE pensioner single late of 7532 Huon Highway Strathblane in the State of Tasmania deceased intestate may be granted to Neil David Seabourne of RSD Huon Highway Strathblane Tas 7109 orchard hand divorced the father of the said deceased.

Dated this twenty-first day of August 2013.

NEIL DAVID SEABOURNE by his Solicitor,
TIERNEY LAW, per Tim Tierney.

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 REGINALD HOLLOWAY late of Mount Esk Home St Leonards in Tasmania widower/retired railway porter deceased may be granted to Eugene Reginald John Holloway of 18 Bluewater Crescent Shearwater in Tasmania married man/retired bank manager and Kerry Michael Holloway of 59 Normanstone Road South Launceston in Tasmania married man/retired real estate agent the lawful sons of the said deceased.

Dated this twenty-first day of August 2013.

SHIELDS HERITAGE, as Solicitors 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 JUAN LUIS VARGAS late of Unit 1 104-106 Willowbend Road Kingston in Tasmania married man retired confectioner deceased intestate may be granted to Silvia Del Carmen Vargas of Unit 1 104-106 Willowbend Road Kingston in Tasmania widow home duties the wife of the deceased.

Dated this twenty-first day of July 2013.

SHIELDS HERITAGE, Solicitors 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 PATRICIA ANN WALL late of 1 Blackwood Parade Burnie in Tasmania home duties may be granted to Kirsty Coker also of 1 Blackwood Parade Burnie in Tasmania midwife the daughter of the said deceased.

Dated the fourteenth day of August 2013.

KAY & RUDDLE, Solicitors 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 ROWENA NEILSON SHEEHAN late of 233 Clarence Street Howrah in Tasmania post office clerk/married intestate may be granted to Christopher Sheehan of 233 Clarence Street Howrah in Tasmania retired public servant/widower spouse of the said deceased.

Dated this twenty-first day of August 2013.

M+K DOBSON MITCHELL ALLPORT,
Practitioners for the Estate.

ADMINISTRATION AND PROBATE ACT 1935

*Notice of Intention to Apply for Letters of Administration
(With The Will Annexed)*

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 TREVOR MCKECHNIE IKIN late of Glenara Lakes Nursing Home 390 Hobart Road Youngtown in Tasmania retired business owner married deceased may be granted to Stephanie May Bellingier of 11 Newlands Street Riverside in Tasmania villa co-ordinator married and Louise Patricia Ikin of Unit 1/6A Ravenswood Road Ravenswood in Tasmania cleaner divorced contingent residuary legatees and devisees of the said deceased.

Dated this twenty-first day of August 2013.

DOUGLAS & COLLINS, Solicitors for the Applicant.

ADMINISTRATION AND PROBATE ACT 1935

*Notice of Intention to Apply for Letters of Administration
De Bonis Non*

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 *De Bonis Non* of the Estate of GARRY EDWIN YAXLEY late of 5 Malcombe Street Longford in the State of Tasmania partner/retired customer service officer (shown in the record of death as retail sales) deceased may be granted to Robert John Hegarty of 41 Lewis Street Longford in the State of Tasmania single/legal practitioner as attorney for Vickie Maree Von Stieglitz of 34 Pingrup Lane Scarborough in Western Australia divorced/administration manager the personal representative of the late Michelle Lowe spouse and Administrator of the said deceased.

Dated this twenty-first day of August 2013.

DOUGLAS & COLLINS, Solicitors for the Applicant.

Living Marine Resources*LIVING MARINE RESOURCES MANAGEMENT ACT 1995**Fisheries (Rock Lobster Rules) 2011*

PUBLIC NOTICE - DATES OF CLOSING OF THE COMMERCIAL ROCK LOBSTER FISHERY – EAST COAST

I, ROBERT GOTT, Director (Marine Resources), pursuant to my delegated power under section 20 (1) of the *Living Marine Resources Management Act 1995*, in accordance with Rule 11(2) of the *Fisheries (Rock Lobster) Rules 2011*, hereby determine that the part of the commercial rock lobster fishery that comprises of the activities of the taking of rock lobster for commercial purposes from, or the setting of a rock lobster pot for commercial purposes in, “eastern waters” is closed from:

22 August 2013 to the close of the commercial rock lobster season on 31 where:

“eastern waters” is defined to mean the area of State waters adjacent to the east coast of Tasmania bounded in the north by the line of latitude at 41° 1’ 0” South and bounded in the south by the line of latitude at 42° 49’ 00” South.

Words and expressions used in this public notice have the same meaning as in the *Living Marine Resources Management Act 1995*, the *Fisheries (Rock Lobster) Rules 2011*.

ROBERT GOTT, Director Marine Resources.

Dated: 13th August 2013

Information

Due to the presence of the toxic algae *Alexandrium tamarense* on the east coast of Tasmania, the commercial rock lobster fishery between Red Rocks near Eddystone Point to Marion Bay is closed from 22 August 2013 while samples are tested to determine PST levels in lobster and ensure critical export market access is not compromised.

*LIVING MARINE RESOURCES MANAGEMENT ACT 1995**Fisheries (Abalone) Rules 2009, Rule 9*

PUBLIC NOTICE - DATES OF THE CLOSED SEASON FOR PART OF THE COMMERCIAL ABALONE FISHERY IN STATE WATERS OFF THE FREYCINET PENINSULA ON THE EAST COAST OF TASMANIA

I, ROBERT GOTT, Director (Marine Resources), acting under Rule 9 of the *Fisheries (Abalone) Rules 2009*, 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 that part of the commercial abalone fishery for the taking of abalone (genus *Haliotis*) for commercial purpose from State waters off the Freycinet Peninsula on the east coast of Tasmania are as follow:

from 26 August 2013 to 31 December 2013 inclusive;

where “State waters off the Freycinet Peninsula” is defined to mean: State waters off the east coast of Tasmania bounded in the north by the line of latitude 41° 47’ 20” South, bounded in the west by the line of longitude 148° 08’ 34” East, bounded in the east by the line of longitude 148° 35’ 44.30” East and bounded in the south by the line of latitude 42° 30’ 25.30” South.

Dated: 16 August 2013

ROBERT GOTT, Director (Marine Resources)

INFORMATION

The commercial abalone fishery in State waters off the Freycinet Peninsula is being closed from 26 August 2013 to 31 December 2013 for reason of stock sustainability. The closed area includes sub-blocks 26B (Coles Bay), 26C, 26D, 27A, 27B, 27C, 27D, 27E, 28A and 28B (Maclean Bay).

*LIVING MARINE RESOURCES MANAGEMENT ACT 1995*PUBLIC NOTICE - DATES OF OPENING AND CLOSING OF THE
COMMERCIAL ROCK LOBSTER FISHERYRule 11 of the *Fisheries (Rock Lobster) Rules 2011*

I, ROBERT GOTT, Director (Marine Resources), pursuant to my delegated power under section 20 (1) of the *Living Marine Resources Management Act 1995*, in accordance with Rule 11 of the *Fisheries (Rock Lobster) Rules 2011*, hereby determine that:

1. the dates of the open and closed seasons for male rock lobster for commercial purposes for the years 2013, 2014, 2015 and 2016 are as follows:
 - closed season from 1 September of each year for the "south western region" and the "eastern region";
 - closed season from 1 October of each year for all State waters;
 - open season from 15 November of each year for the "western region";
 - open season from 25 November of each year for the "eastern region";
 - closed season from 23 April to 14 June of each year for "waters between Eddystone Point and Penguin Island";
 - closed season from 15 August to 31 August of each year for "water between Eddystone Point and Penguin Island";
2. the dates of the open and closed seasons for female rock lobster for commercial purposes for the years 2013, 2014, 2015 and 2016 are as follows:
 - closed season from 1 May of each year for all State waters;
 - open season from 15 November of each year for the "western region";
 - open season from 25 November of each year for the "eastern region";
 - closed season from 23 April to 30 April of each year for "water between Eddystone Point and Penguin Island";

Where:

"south western region" is defined to mean the area of State waters adjacent to the south west coast of Tasmania south of the line of latitude 41° 24' 0" South and west of a line of latitude running due south from Whale Head;

"eastern region" is as defined in the *Fisheries (Rock Lobster) Rules 2011* which encompasses waters east of a line of longitude running due north of Point Sorell in the north and a line of longitude running due south of Whale Head in the south;

"western region" is as defined in the *Fisheries (Rock Lobster) Rules 2011* which encompasses waters west of a line of longitude running due north of Point Sorell in the north and a line of longitude running due south of Whale Head in the south;

"waters between Eddystone Point and Penguin Island" is defined to mean the area of State waters adjacent to the east coast of Tasmania bounded in the north on the east coast by the line of latitude at 41° 01' 0" South (Eddystone Point) and 43° 21' 00" South (Penguin Island).

Words and expressions used in this public notice have the same meaning as in the *Living and Marine Resources Management Act 1995* and the *Fisheries (Rock Lobster) Rules 2011*.

Dated: 16 August 2013.

ROBERT GOTT, Director, (Marine Resources).

INFORMATION

This notice sets the open and closed seasons for the commercial rock lobster fishery for 2013 to 2016. For more information contact the Wild Fisheries Management Branch DPIWWE (03) 6233 6036 Or fishing.enquiries@dpiwwe.tas.gov.au

*LIVING MARINE RESOURCES MANAGEMENT ACT 1995*PUBLIC NOTICE - DATES OF OPENING AND CLOSING OF THE
NON COMMERCIAL ROCK LOBSTER FISHERYRule 11 of *The Fisheries (Rock Lobster) Rules 2011*

I, ROBERT GOTT, Director (Marine Resources), pursuant to my delegated power under section 20 (1) of the *Living Marine Resources Management Act 1995*, in accordance with Rule 11 of the *Fisheries (Rock Lobster) Rules 2011*, hereby determine that:

- (1) the dates of open and closed seasons for that part of the rock lobster fishery for male rock lobster for non commercial purposes in the western region are as follows:
 - open season from 2 November 2013 to 31 August 2014 inclusive;
 - closed season from 1 September 2014;
 - open season from 1 November 2014 to 31 August 2015 inclusive;
 - closed season from 1 September 2015;
 - open season from 7 November 2015 to 31 August 2016 inclusive;
 - closed season from 1 September 2016;
- (2) the dates of open and closed seasons for that part of the rock lobster fishery for male rock lobster for non commercial purposes in the eastern region are as follows:
 - open season from 16 November 2013 to 31 August 2014 inclusive;
 - closed season from 1 September 2014;
 - open season from 15 November 2014 to 31 August 2015 inclusive;
 - closed season from 1 September 2015;
 - open season from 21 November 2015 to 31 August 2016 inclusive;
 - closed season from 1 September 2016;
- (3) the dates of open and closed seasons for that part of the rock lobster fishery for female rock lobster for non commercial purposes in the western region are as follows:

- open season from 2 November 2013 to 30 April 2014 inclusive;
 - closed season from 1 May 2014;
 - open season from 1 November 2014 to 30 April 2015 inclusive;
 - closed season from 1 May 2015;
 - open season from 7 November 2015 to 30 April 2016 inclusive;
 - closed season from 1 May 2016;
- (4) the dates of open and closed seasons for that part of the rock lobster fishery for female rock lobster for non commercial purposes in the eastern region are as follows:
- open season from 16 November 2013 to 30 April 2014 inclusive;
 - closed season from 1 May 2014;
 - open season from 15 November 2014 to 30 April 2015 inclusive;
 - closed season from 1 May 2015;
 - open season from 21 November 2015 to 30 April 2016 inclusive;
 - closed season from 1 May 2016.

Words and expressions used in this public notice have the same meaning as in the *Living Marine Resources Management Act 1995* and the *Fisheries (Rock Lobster) Rules 2011*.

Dated: 16 August 2013.

ROBERT GOTT, Director, (Marine Resources).

INFORMATION

This notice sets the open and closed seasons for the non commercial rock lobster fishery for the next three years. The non commercial fishery includes fishing activities undertaken by Recreational fishers and Aboriginal persons participating in Aboriginal cultural activities.

During the closed season for the eastern region non-commercial fishers can not possess rock lobster or rock lobster pots or rings on State Waters in the eastern Region.

The eastern region is as defined in the *Fisheries (Rock Lobster) Rules 2011* which encompasses waters east of a line of longitude running due north of Point Sorell in the north and a line of longitude running due south of Whale Head in the south.

The western region is defined in the *Fisheries (Rock Lobster) Rules 2011* which encompasses waters west of a line of longitude running due north of Port Sorell in the north and a line of longitude running due south of Whale Head in the south.

For more information contact the Wild fisheries Management Branch DPIWE 1300 720 647 or (03) 6233 7042 or fishing.enquiries@dpiwe.tas.gov.au.

LIVING MARINE RESOURCES MANAGEMENT ACT 1995

Fisheries (Scallop) Rules 2010

NOTICE FOR THE TASMANIAN SCALLOP FISHERY COMPRISING ACTIVITIES BY WAY OF FISHING FOR COMMERCIAL PURPOSES

I, ROB GOTT, Director (Marine Resources), Department of Primary Industries, Parks, Water and Environment, pursuant to the delegated authority under Section 20(1) of the *Living Marine Resources Management Act 1995*, in accordance with the *Fisheries (Scallop) Rules 2010*, hereby:

1. Determine under Rule 15(1)(a) of the Rules, the dates of the open season for commercial scallop fishery for the area of State waters as determined below, is from 9:00pm 6 August 2013 to 6:00pm 31 December 2013 (inclusive).
2. Determine that the waters previously determined under Rule 16(1)(a) and 16(1)(b), as published in State newspapers on 29 June 2013 and in Gazette No. 21 342 on 26 June 2013 are now no longer the specified area of State waters open to the commercial scallop fishery:
3. Now determine under Rule 16(1)(a) and 16(1)(b), the specified area of State waters to be open to the commercial scallop fishery for commercial scallop dredging are State waters within the following boundary:
 - i. from latitude 42° 30' S, longitude 148° 01.18494' E; to
 - ii. latitude 42° 28.98336' S, longitude 148° 00.6996' E; to
 - iii. latitude 42° 26.29998' S, longitude 148° 01.99998' E; to
 - iv. latitude 42° 21.83334' S, longitude 148° 05.61888' E; to
 - v. latitude 42° 21.83334' S, longitude 148° 07.30' E; to
 - vi. latitude 42° 18.19998' S, longitude 148° 07.30' E; to
 - vii. latitude 42° 18.19998' S, longitude 148° 09' E; to
 - viii. latitude 42° 16.94964' S, longitude 148° 09' E; to
 - ix. latitude 42° 14.78862' S, longitude 148° 14.8743' E; to
 - x. latitude 42° 18.41514' S, longitude 148° 14.16504' E; to
 - xi. latitude 42° 24.94086' S, longitude 148° 14.16504' E; to
 - xii. latitude 42° 30' S, longitude 148° 08.85738' E; to
 - xiii. latitude 42° 30' S, longitude 148° 1.18494' E.

All coordinates in this notice are expressed by latitude and longitude by reference to the Geocentric Datum of Australia (GDA 94).

4. Specify under Rule 16(1)(c) of the Rules, the amount of scallops that may be taken or possessed in total from all areas of the commercial scallop fishery determined to be open under the provisions of Rule 16(1)(a) of the Rules as 1,063 tonnes, this amount being inclusive of the 638 tonnes previously specified by Public Notice published in State newspapers on 29 June 2013 and in Gazette No. 21 342 on 26 June 2013;
5. Set under Rule 20(2)(b) of the Rules, the maximum percentage of scallop quota units that may be taken in total by the holder of a Fishing Licence (scallop) in the 2013 Open Season as 25%, this amount being inclusive of the 15% previously set by Public Notice published in State newspapers on 29 June 2013 and in Gazette No. 21 342 on 26 June 2013.

ROBERT GOTT, Director, (Marine Resources).

Dated: 19 August 2013.

INFORMATION

This Notice determines the new arrangements for the Tasmanian Scallop Fishery for commercial purposes and open waters for commercial fishing in the White Rock Scallop Area, all other waters are closed. These arrangements are subject to change.

Fishers should be aware that the Tasmanian Scallop Fishermen's Association (TSFA) may have voluntary fishing restrictions for part of an area that is gazetted open for scallop fishing.

For further information please contact David Jarvis; Phone (03) 6233 6380

Department of Police and Emergency Management
LIVING MARINE RESOURCES MANAGEMENT ACT 1995

Section 228

PUBLIC NOTICE –

Property seized pursuant to the *Living Marine Resources Management Act 1995*

I LEE RENSHAW, holding the office of Inspector, Marine and Rescue Services, Department of Police and Emergency Management, pursuant to the delegated authority under section 20 (2) of the *Living Marine Resources Management Act 1995*, in accordance with section 228 of the Act, hereby give notice that:

- The undermentioned property has been seized by police pursuant to the *Living Marine Resources Management Act 1995*, on the date and location indicated.
- The property is in possession of the police with the owners of the said property not having been located.
- The property will be forfeited to the Crown if within 6 weeks after the date of this notice the owner is not found.

Reference No	Property	Area Seized	Date seized	Current location
184607	1 x Rock Lobster Pot	Dunalley	18/12/2006	Hobart Marine
193995	1 X Rock Lobster Pot	Bull Bay	17/11/2007	Hobart Marine
194066	1 X Rock Lobster Pot	Hellfire Bluff	6/01/2008	Hobart Marine
213525	1 x Graball net	Refuge Island	1/1/2011	Hobart Marine
194138	1 X Rock Lobster Pot	Fortescue Bay	28/4/2008	Hobart Marine
213412	1 X Rock Lobster Pot	Schouten Passage	31/12/2009	Hobart Marine
213413	1 X Rock Lobster Pot	Schouten Passage	31/12/2009	Hobart Marine
213352	1 X Rock Lobster Pot	Bruny Island	17/3/2009	Hobart Marine
213451	1 X Rock Lobster Pot	Quiet Corner	7/4/2010	Hobart Marine

213452	1 X Rock Lobster Pot	Bicheno	7/4/2010	Hobart Marine
213555	1 x Graball net	St Helens	11/3/2011	Hobart Marine
237943	1 X Rock Lobster Pot	Bull Bay	12/11/2011	Hobart Marine
237942	1 X Rock Lobster Pot	Bull Bay	12/11/2011	Hobart Marine
237937	1 X Rock Lobster Pot	Musselroe Pt	9/11/2011	Hobart Marine
237614	1 x Drop Line	Orford	6/11/2011	Hobart Marine
237630	1 X Rock Lobster Pot	Tinderbox	24/12/2011	Hobart Marine
237604	1 X Rock Lobster Pot	Bull Bay	26/11/2011	Hobart Marine
237634	1 X Rock Lobster Pot	Triabunna	31/12/2011	Hobart Marine
237628	1 X Rock Lobster Pot	Tinderbox	23/12/2011	Hobart Marine
237662	1 X Rock Lobster Pot	Thumbs	31/1/2012	Hobart Marine
237666	1 X Rock Lobster Pot	Flinders Is	31/1/2012	Hobart Marine
237663	2 x Graball nets	Tasman Bay	31/1/2012	Hobart Marine
213492	1 X Rock Lobster Pot	Recherche	19/11/2010	Hobart Marine
237667	1 X Mullet Net	Flinders Island	31/1/2012	Hobart Marine
237669	1 x Graball net	Hobart	7/2/2012	Hobart Marine
237672	1 X Rock Lobster Pot	Marion Bay	9/2/2012	Hobart Marine
237673	1 X Rock Lobster Pot	Dennes Point	14/2/2012	Hobart Marine
237674	2 X Fish Traps	Blackmans Bay	13/2/2012	Hobart Marine
237689	1 X Graball Net	Blubber Head	23/3/2012	Hobart Marine
237651	1 X Graball Net	Primrose Sands	25/1/2012	Hobart Marine
237670	1 X Rock Lobster Pot	Marion Bay	9/2/2012	Hobart Marine
237671	1 X Rock Lobster Pot	Marion Bay	9/2/2012	Hobart Marine
237691	1 X Rock Lobster Pot	Wedge Island	6/4/2012	Hobart Marine
237740	1 X Rock Lobster Ring	Lady Bay	17/11/2012	Hobart Marine
237724	2 X Graball Nets	Simpsons Bay	18/8/2012	Hobart Marine

237752	1 X Rock Lobster Pot	Dodges Ferry	12/12/2012	Hobart Marine
237755	2 X Rock Lobster Pots	Trumpeter Bay	29/12/2012	Hobart Marine
237762	1 X Rock Lobster Pot	Yellow Bluff	6/2/2013	Hobart Marine
237780	1 X Graball Net	Primrose Sands	12/3/2013	Hobart Marine
237784	1 X Rock Lobster Pot	One Tree Point	2/12/2012	Hobart Marine
237790	1 X Fish Trap	South Coast	3/4/2013	Hobart Marine
218899	2 X Rock Lobster Pots	St Helens	12/2/2013	St Helens Marine
192298	1 X Rock Lobster Pot	Schouten Is	4/11/2012	Bicheno Marine
213044	1 X Rock Lobster Pot	Rocky Cape	22/12/2012	Stanley Marine
130446	1 X Graball Net	Schouten Island	26/1/2008	Bicheno Marine
184564	1 X Fish Trap	Black Jack	25/11/2006	Hobart Marine
237775	1 X Graball Net	Reynolds Pt	5/3/2013	Hobart Marine
237608	1 x Rock Lobster Pot	Tinderbox	26/11/2011	Hobart Marine

Dated this 16th day of August 2013

L. RENSHAW, Inspector, Marine and Rescue Services

Information

For further information contact Marine and Rescue Services, Department of Police and Emergency Management on (03) 6230 2475

Crown Lands

Department of Treasury and Finance
1 August 2013

CROWN LANDS ACT 1976

NOTICE is hereby given that under the provisions of the *Crown Lands Act 1976* the property listed below will be submitted for sale by public tender.

11 Hogarth Road, Sulphur Creek
Folio of the Register Volume 143356 Folio 1

Land Zoned Rural Resource

Auction details:

On site
Saturday, 24 August 2013 at 10.30 am

Estate agents appointed to market the properties on behalf of the Crown:

Emu Bay Real Estate
5 Alexander Street
BURNIE TAS 7320

HON BRIAN WIGHTMAN MP,
Minister for Environment, Parks and Heritage.

Land Acquisition

LAND ACQUISITION ACT 1993

NOTICE OF ACQUISITION

(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 15th day of August 2013.

W. P. COVERDALE, Valuer-General,
Department of Primary Industries,
Parks, Water and Environment, 134
Macquarie Street, Hobart.

SCHEDULE

All that 475m2 of land situate in the Parish of Cranbourne, Land District of Dorset being Lot 1 on Plan of Survey P165978 in the Office of the Recorder of Titles being portion of the land comprised in Folio of the Register Volume 139789 Folio 2 of which Tasmanian Ports Corporation Pty Ltd is the registered proprietor.

Location: Bell Bay Main Road - Mobil Road Junction
Municipal Area: George Town (24-09-62)

Gas

Office of the Tasmanian Economic Regulator

GAS ACT 2000

Subsection 38B(1)

PUBLICATION OF THE GAS BULK CUSTOMER TRANSFER CODE

The Regulator, hereby, gives notice that the Minister issued the Gas Bulk Customer Transfer Code (the Code) on the 12th day of August 2013.

Pursuant to subsection 38B(1) of the *Gas Act 2000*, the Regulator publishes the Code to take effect from the 21st day of August 2013.

The Code is set out below and available on the Regulator's website at www.economicregulator.tas.gov.au.

G. APPEYARD, Chairman, Tasmanian Economic Regulator.

Tasmanian Gas Bulk Customer Transfer Code

Version 1

First Issued: 12 August 2013 (Version 1)

GAS BULK CUSTOMER TRANSFER CODE

1 This Code

1.1 Purpose of this Code

The purpose of this **Code** is to set out the **bulk customer transfer process**, which may apply in certain circumstances to facilitate a change in **retailer**.

1.2 Date of effect

This **Code** takes effect on 21 August 2013.

1.3 Core principles

The following principles underpin this **Code**, as they are essential to ensure efficient **customer** transfer and information exchange in the context of the **bulk customer transfer process**:

- (a) transaction costs are to be kept to a minimum;
- (b) commercially sensitive information is to be kept confidential;
- (c) a streamlined **bulk customer transfer process** is essential to achieve low cost and efficiency; and
- (d) all persons involved in the **bulk customer transfer process** must co-operate to ensure that information is processed in a complete, accurate and timely manner.

1.4 Application of this Code

This **Code** applies to and binds:

- (a) the **Regulator**;
- (b) **distributors**;
- (c) **retailers**;
- (d) **metering providers**;
- (e) **metering data providers**; and
- (f) **allocation agents**,

insofar as they are involved, whether directly or indirectly, in the **gas** supply industry in Tasmania.

1.5 Interpretation

- (a) This **Code** does not displace the operation of the **Gas Customer Transfer and Reconciliation Code**, except where the terms of this **Code** are inconsistent with the terms of the **Gas Customer Transfer and Reconciliation Code**, in which case the terms of this **Code** take priority.
- (b) In this **Code**, words and phrases in bold and italics that are not defined in clause 6.1 are to be given the meaning they have in the **Gas Customer Transfer and Reconciliation Code**.

- (c) This **Code** must be interpreted according to the principles of interpretation set out in clause 6.2.

1.6 Amendments to this Code

- (a) At any time after 1 January 2014, the terms and conditions of this **Code** may be amended by the **Regulator** if the **Regulator** reasonably determines that the proposed amendment will better achieve the objects of the **Gas Act** or give effect to the **core principles**. In making such a determination, the **Regulator** must consider any proposal received from a **distributor, retailer, metering provider, metering data provider, allocation agent** or **interested party**.
- (b) Unless the proposed amendment is of a purely administrative nature, the **Regulator** must, prior to making a determination in relation to the proposal, consult **distributors, retailers, metering providers, metering data providers, allocation agents** and **interested parties**. The **Regulator** must allow a reasonable time for the making of representations in relation to a proposal and must consider any representations made.
- (c) The **Regulator** must, within 20 **business days** after making a determination to amend or not to amend this **Code**, notify all **distributors, retailers, metering providers, metering data providers, allocation agents** and **interested parties** of its determination.

1.7 Review of the operation of this Code

- (a) At any time after 1 January 2014, a **distributor, retailer, metering provider, metering data provider, allocation agent** or **interested party** may request, in writing, that the **Regulator** review the operation of this **Code**, or any part of it.
- (b) Upon receipt of a request under clause 1.7(a), the **Regulator** must conduct, in a manner and to the extent the **Regulator** considers appropriate, a review of the operation of this **Code** or the part of it specified in the request.
- (c) Upon completion of the review referred to in clause 1.7(b), the **Regulator** must, within 20 **business days**, notify all **distributors, retailers, metering providers, metering data providers, allocation agents** and **interested parties** of the outcome of the review and of any amendments to the **Code** flowing from the review.

2 Authorisation to use the bulk customer transfer process

2.1 Conditions for the use of the bulk customer transfer process

The following conditions must be satisfied for the **bulk customer transfer process** to be used for the transfer of a **customer**:

- (a) the **transferring retailer** and the new **retailer** each consent to the use of the **bulk customer transfer process**; and
- (b) the new **retailer**.

- (i) is party to an agreement to use the **distribution system** with the relevant **distributor** or will be party to such an agreement as at the **bulk customer transfer date**; or
- (ii) undertakes to enter into an agreement to use the **distribution system** with the relevant **distributor** prior to the **bulk customer transfer date**.

2.2 Authorisation to use the bulk customer transfer process

- (a) If the **Regulator** is satisfied that the conditions under clause 2.1 are satisfied, the **Regulator** may authorise the use of the **bulk customer transfer process** in accordance with this clause 2.2.
- (b) The **Regulator** may authorise the use of the **bulk customer transfer process**:
 - (i) if the **Regulator** receives a request to use the **bulk customer transfer process** from a **retailer** who is a party to a transaction involving the divestment of all or substantially all of its gas retail business in mainland Tasmania; or
 - (ii) in any other circumstance, where a **retailer** requests the use of the **bulk customer transfer process** and the **Regulator** determines that it would be consistent with the **core principles** to permit the use of the **bulk customer transfer process**,

and, in either case, the **Regulator** is satisfied that there are good reasons for not requiring the **transferring retailer** to obtain the consent, to their transfer, of the **customers** proposed to be transferred using the **bulk customer transfer process**, taking into account that (where reasonably practicable) it is generally desirable that **customers** not be transferred to a new **retailer** without their consent

- (c) The **Regulator** must authorise the use of the **bulk customer transfer process** in circumstances where it is directed by the Minister to do so.
- (d) Where the **Regulator** has authorised the use of the **bulk customer transfer process**, the **transferring retailer** must give notice of that authorisation to each affected:
 - (i) **distributor**,
 - (ii) **retailer**,
 - (iii) **metering provider**,
 - (iv) **metering data provider**; and
 - (v) **allocation agent**.

3 Bulk Customer Transfer Process

3.1 Principles

The principles underlying this clause 3 are as follows:

- (a) All parties must co-operate with each other to ensure that the **bulk customer transfer process** is handled efficiently and in particular to agree the most

efficient approach to notification and provision of information which accommodates the transfer of multiple **customers** at the same time.

- (b) All parties must use **best endeavours** to meet the timelines outlined in this **Code**. If any party is unable to meet the timelines following receipt of a **bulk customer transfer notice**, it must advise the affected parties accordingly, giving the reason for the same and providing an estimate of the date when it expects to undertake the required action(s), and then use **best endeavours** to undertake the required action(s) by the estimated date.
- (c) Once a **bulk customer transfer notice** is received all affected parties must ensure that the interests of each affected **customer**, including the need to maintain a continuous supply, remain paramount.
- (d) It is the responsibility of the **transferring retailer** to manage the transfer process.
- (e) Each party must nominate a person to be the main point of contact for transfers. It is the responsibility of that person to manage the work to be done within their organisation, and in doing so that person must ensure all confidentiality in the information provided is maintained.

3.2 No requirement to obtain explicit informed consent

If the **Regulator** has authorised the use of the **bulk customer transfer process** under clause 2, there is no requirement for a **transferring retailer** to obtain the **explicit informed consent** of a **customer** that is to be transferred using the **bulk customer transfer process**.

3.3 Bulk customer transfer notice

- (a) If the Regulator has approved the use of the **bulk customer transfer process**, the **transferring retailer** must provide a **bulk customer transfer notice** to the relevant **distributor**, current **metering provider**, current **metering data provider** and relevant **allocation agent** for each **MIRN** that is the subject of that **bulk customer transfer notice**.
- (b) The **bulk customer transfer notice** must include the following information:
 - (i) the date of the notice and details of the **transferring retailer**, new **retailer** and **bulk customer transfer date**; and
 - (ii) in respect of each **MIRN** to which the **bulk customer transfer notice** relates:
 - (A) **MIRN** and **MIRN checksum**;
 - (B) **customer** name;
 - (C) the address of the premises (street number, street name, street identifier, suburb and city/town or their equivalents) to which **gas** is supplied;
 - (D) new **metering provider** (if any);
 - (E) current **metering provider**;
 - (F) new **metering data provider** (if any);

- (G) current **metering data provider**,
 - (H) **receipt point**; and
 - (I) **allocation group** number.
- (c) Before issuing the **bulk customer transfer notice**, the **transferring retailer**, new **retailer** and the relevant **distributor** must meet to agree upon the form of the notice to be provided.
- (d) Subject to clause 4.2(c), the relevant **distributor** must update its **MIRN** database with the details contained in the **bulk customer transfer notice** with effect from the **bulk customer transfer date**.

3.4 Estimated meter read on the bulk customer transfer date

- (a) On or before the **bulk customer transfer date**, and if requested to do so by the **transferring retailer**, the relevant **metering data provider** must provide to the **transferring retailer** an **estimated read** for each **customer** that is to be transferred to the new **retailer** under the **bulk customer transfer notice**.
- (b) Neither the **transferring retailer** nor the new **retailer** may request a **meter** reading under clause 6.3 of the **Gas Customer Transfer and Reconciliation Code** in respect of a **customer** that is to be transferred to the new **retailer** under the **bulk customer transfer process**.

3.5 Bulk customer transfer date

A **bulk customer transfer notice** may specify as the **bulk customer transfer date** any date which is:

- (a) no later than 90 **business days** after the date of the **bulk customer transfer notice**; and
- (b) no earlier than 30 **business days** after the date of the **bulk customer transfer notice**.

4 Incomplete bulk customer transfer notice, updates to bulk customer transfer notice and withdrawal of bulk customer transfer notice

4.1 Incomplete bulk customer transfer notice

- (a) If a recipient of a **bulk customer transfer notice** identifies that the **bulk customer transfer notice** is incomplete or contains incorrect information, the recipient may give the **transferring retailer** notice of the deficiency, providing sufficient details of the issue with the **bulk customer transfer notice** to enable the **transferring retailer** to identify the missing or incorrect information and complete the **bulk customer transfer notice**. Upon receipt of notice under this clause 4.1, the **transferring retailer** must use reasonable endeavours to complete and reissue the **bulk customer transfer notice** as soon as possible and, in any event, prior to the **bulk customer transfer date**. For the avoidance of doubt, clause 3.5 does not apply to such a reissued **bulk customer transfer notice**.

- (b) Each recipient of a **bulk customer transfer notice** must continue to process the **bulk customer transfer notice** despite any notice regarding the **bulk customer transfer notice** having been given by a recipient under clause 4.1(a).

4.2 Updating of bulk customer transfer notice

- (a) The **transferring retailer** may, at any time prior to the **bulk customer transfer date**, make such amendments to the **bulk customer transfer notice** as are required to include or exclude **MIRNs** (and the information associated with such **MIRNs**) in or from the **bulk customer transfer notice**.
- (b) The amendments referred to in clause 4.2(a) must be included in one or more revised **bulk customer transfer notices** that are issued by the **transferring retailer** prior to the **bulk customer transfer date** and that clearly identify those amendments. For the avoidance of doubt, clause 3.5 does not apply to such a revised **bulk customer transfer notice**.
- (c) If the amendments contained in a revised **bulk customer transfer notice** are so extensive that, or a revised **bulk customer transfer notice** is issued so close to the **bulk customer transfer date** that, the relevant distributor cannot reasonably comply with its obligation under clause 3.3(d), then the **bulk customer transfer date** will be such date as is agreed between the **transferring retailer** and that **distributor**, being a date by which the **distributor** can reasonably update its **MIRN** database with the details contained in the relevant revised **bulk customer transfer notices**.
- (d) The **transferring retailer** must promptly notify the new **retailer** and each relevant current **distributor**, **metering provider**, **metering data provider** and **allocation agent** of the new **bulk customer transfer date**.

4.3 Withdrawal of bulk customer transfer notice

- (a) A **transferring retailer** may deliver a notice withdrawing a **bulk customer transfer notice** (a **transfer withdrawal notice**) to the new **retailer** and the relevant current **distributors**, **metering providers**, **metering data providers** and **allocation agents** at any time before the **bulk customer transfer date**.
- (b) If a **transferring retailer** delivers a **transfer withdrawal notice**, the relevant current **distributors**, **metering providers**, **metering data providers** and **allocation agents** must cease to process the transfer of **customers** under the **bulk customer transfer notice**.

5 Customer Transfer Response

5.1 Provision of information by affected parties

By midnight on the twentieth **business day** after the **bulk customer transfer notice** is delivered, or such later date as the new **retailer** agrees:

- (a) the **distributor** for each **MIRN** to which the **bulk customer transfer notice** relates must deliver to the new **retailer** a **distributor customer transfer response**;

- (b) the **metering provider** for each **MIRN** to which the **bulk customer transfer notice** relates must deliver to the new **retailer** a **metering provider customer transfer response**; and
- (c) the **metering data provider** for each **MIRN** to which the **bulk customer transfer notice** relates must deliver to the new **retailer** a **metering data provider customer transfer response**.

5.2 Distributor customer transfer response

- (a) Within 10 **business days** after the issue of a **bulk customer transfer notice**, the new **retailer** and each relevant **distributor** must meet to discuss the information that is required to be included in the **distributor customer transfer response** to facilitate the **customer** transfer process.
- (b) Upon being requested by the new **retailer** to do so, the **distributor** must include in a **distributor customer transfer response** the following information which relates to each **MIRN** to which the **bulk customer transfer notice** relates:
 - (i) details of any non standard issues with regard to the transfer;
 - (ii) **distribution system** pressure regime applicable to the **delivery point**;
 - (iii) network charge or charge category;
 - (iv) existing nominated annual quantity (if known – specify units);
 - (v) existing maximum hourly quantity (if known – in scmh); and
 - (vi) existing Load Shedding Category (A-G).
- (c) The **distributor customer transfer response** must be given and stored electronically.
- (d) For the avoidance of doubt, the **distributor** must comply with its obligations under clause 3.3(d) despite any delay in providing, or any failure to provide, a **distributor customer transfer response**.

5.3 Metering provider customer transfer response

- (a) Within 10 **business days** after the issue of a **bulk customer transfer notice**, the new **retailer** and each relevant **metering provider** must meet to discuss the information that is required to be included in the **metering provider customer transfer response** to facilitate the **customer** transfer process.
- (b) Upon being requested by the new **retailer** to do so, the **metering provider** must include in a **metering provider customer transfer response** the following information which relates to each **MIRN** to which the **bulk customer transfer notice** relates:
 - (i) details of any non standard issues with regard to the transfer;
 - (ii) **metering provider** charge or charge category;
 - (iii) **correction factor** (instead of **meter** and **corrector** details where previously agreed);
 - (iv) **meter** number;

- (v) **meter** make/model;
 - (vi) number of digits to be read;
 - (vii) read multiplier to m³ (ie 0.1, 1, 10, 100, 1000 etc);
 - (viii) whether or not the **meter** is temperature compensated;
 - (ix) **meter** pressure (kPa – also specify if other than gauge pressure, ie absolute);
 - (x) **meter** location details (to assist the **metering data provider**); and
 - (xi) **corrector** and/or **data logger** details where either or both of the devices are installed.
- (c) The **metering provider customer transfer response** must be given and stored electronically.
- (d) For the avoidance of doubt, a **distributor** must comply with its obligations under clause 3.3(d) despite any delay in providing, or any failure to provide, a **metering provider customer transfer response**.

5.4 Metering data provider customer transfer response

- (a) Within 10 **business days** after the issue of a **bulk customer transfer notice**, the new **retailer** and each relevant **metering data provider** must meet to discuss the information that is required to be included in the **metering data provider customer transfer response** to facilitate the **customer** transfer process.
- (b) Upon being requested by the new **retailer** to do so, the **metering data provider** must include in a **metering data provider customer transfer response** the following information which relates to each **MIRN** to which the **bulk customer transfer notice** relates:
- (i) details of any non standard issues with regard to the transfer; and
 - (ii) last 12 months' total energy consumption (GJ); or
 - (iii) where requested, last 12 months' **meter** reading dates and associated energy consumption details (this is to include **interval metering data** where historical **interval metering data** exists).
- (c) The **metering data provider customer transfer response** must be given and stored electronically.
- (d) For the avoidance of doubt, a **distributor** must comply with its obligations under clause 3.3(d) despite any delay in providing, or any failure to provide, a **metering data provider customer transfer response**.

6 Definitions and Interpretation

6.1 Definitions

"bulk customer transfer date" means the date for the transfer of **customers** proposed under a **bulk customer transfer notice** or notified under clause 4.2(d) (as the case may be).

"bulk customer transfer notice" means a notice described in clause 3.3 as reissued or revised under clause 4.1 or 4.2 (as applicable).

"bulk customer transfer process" means the process for the transfer of **customers** in accordance with a **bulk customer transfer notice**.

"Code" means this Gas Bulk Customer Transfer Code.

"core principles" means the principles described in clause 1.3.

"distributor customer transfer response" means the response to the **bulk customer transfer notice** required to be given by a **distributor** described in clause 5.2.

"Gas Customer Transfer and Reconciliation Code" means the code of that name issued by the **Regulator** under section 38A of the **Gas Act**."

"metering data provider customer transfer response" means the response to the **bulk customer transfer notice** required to be given by a **metering data provider** described in clause 5.4.

"metering provider customer transfer response" means the response to the **bulk customer transfer notice** required to be given by a **metering provider** described in clause 5.3.

"transfer withdrawal notice" means a notice described in clause 4.3.

"transferring retailer" means a **retailer** who is proposing to transfer all or some of its **customers** to a new **retailer** under a **bulk customer transfer notice**.

6.2 Interpretation

In this **Code** unless the context requires otherwise:

- (a) headings are for convenience only and do not affect the interpretation of this **Code**;
- (b) words importing the singular include the plural and vice versa;
- (c) words importing a gender include any gender;
- (d) an expression importing a natural person includes any company, partnership, trust, joint venture, association, corporation or other body corporate and any governmental agency;
- (e) a reference to a condition, clause, schedule or part is to a condition, clause, schedule or part of this **Code**;
- (f) a reference to terms of an agreement is to all terms, conditions and provisions of the agreement;

- (g) a reference to any statute, regulation, proclamation, order in council, ordinance or by-law includes all statutes, regulations, proclamations, orders in council, ordinances or by-laws varying, consolidating, re-enacting, extending or replacing them and a reference to a statute includes all regulations, proclamations, orders in council, ordinances, by-laws and determinations issued under that statute;
- (h) a reference to a document or a provision of a document includes an amendment or supplement to, or replacement or novation of, that document or that provision of that document;
- (i) a reference to a person includes that person's executors, administrators, successors, substitutes (including, without limitation, persons taking by novation) and permitted assigns;
- (j) when italicised, other parts of speech and grammatical forms of a word or phrase defined in this **Code** have a corresponding meaning;
- (k) a period of time:
 - (i) which dates from a given day or the day of an act or event is to be calculated exclusive of that day; or
 - (ii) which commences on a given day or the day of an act or event is to be calculated inclusive of that day;
- (l) an event which is required under this **Code** to occur on or by a stipulated day which is not a **business day** may occur on or by the next **business day**; and
- (m) times are in local Tasmanian time.



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