



# TASMANIAN GOVERNMENT GAZETTE

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## CONTENTS

<i>Notice</i>	<i>Page</i>
Administration and Probate .....	994
Animal Health .....	995
Electoral .....	1001
General Liquor .....	996
Living Marine Resources .....	995
Mutual Recognition .....	999
Notices to Creditors .....	993
Payroll Tax .....	996
Poisons .....	994
Private Forests .....	995
Retirement Benefits Fund Board .....	998
Royal Assent .....	998
Statutory Rules .....	1002
Training and Workforce Development .....	998
Trans Tasman Mutual Recognition .....	1000
<i>Tasmanian State Service Notices</i> .....	1005

## Notices to Creditors

ALL CLAIMS against the Estate of COLIN DOUGLAS BOWERMAN late of Barrington Lodge Moonah in Tasmania who died on the twentieth day of August 2011 are required by Benjamin Scott Swain the Administrator as the syndic appointed by The Royal Tasmanian Society for the Blind and Deaf and Trustees of the Property of the Church of England in Australia in Tasmania to be sent in writing to the Registrar of the Supreme Court of Tasmania Salamanca Place Hobart 7000 or GPO Box 167 Hobart 7001 on or before the twenty-ninth day of July 2013 after which date the estate may be distributed without regard to unnotified claims.

Dated this twenty-sixth day of June 2013.

GUNSON WILLIAMS, Solicitors

BOGUSLAW CZARNOJANCZYK late of Bishop Davies Nursing Home Redwood Road Kingston in Tasmania who died on the ninth day of January 2013: Creditors next of kin and others having claims in respect of the property of the abovenamed deceased are required by the Administrator Sabina Czarnojanczyk c/- Murdoch Clarke of 10 Victoria Street Hobart in Tasmania to send particulars to the Registrar of the Supreme Court of Tasmania on or before the twenty-sixth day of July 2013 being one calendar month after which date the Administrator may distribute the assets having regard only to the claims of which the Administrator then has notice.

Dated this twenty-sixth day of June 2013.

MURDOCH CLARKE, Solicitors to the Estate.

THE Estate of BESSIE JEAN BURGESS late of Cemetery Road Geeveston: Susan Jeannine Everson and Timothy Joseph Tierney as personal representatives of the Estate of Bessie Jean Burgess gives notice in accordance with section 25A of the Trustee Act 1898. They intend to distribute the property subject to the Estate among the persons entitled to the Estate. They require any person interested in that Estate to send to Susan Jeannine Everson and Timothy Joseph Tierney care of Tierney Law 8/16 Main Street Huonville before the thirtieth day of July 2013 particulars of the claim in respect of that Estate and they may at any time after that date distribute the Estate having regard only to the claims of persons of which they then have notice and without being liable for the Estate so distributed to any person of whose claim they had not notice at the time of the distribution.

Dated this twenty-sixth day of June 2013.

Susan Jeannine Everson and Timothy Joseph Tierney as  
Personal Representatives of the Estate.

### Tasmanian Government Gazette

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PERRY JAMES LOVELL late of 186 Main Street, Huonville in Tasmania, green keeper, deceased: Creditors, next of kin, and others, having claims or holding assets in respect of the Estate of the deceased, who died on the second day of February 2013 at Huonville in Tasmania are required by the Administrator, Taya Renae Lovell C/- 241 Davey Street, Hobart in Tasmania, to send particulars to Eugene Alexander & Associates, Lawyers, 241 Davey Street, Hobart, T as 7000 on or before thirty days, after which date the Executor may distribute the assets, having regard only to the claims of which they then had notice.

Dated this twenty-sixth day of June 2013.

EUGENE ALEXANDER & ASSOCIATES,  
Solicitors for the Estate.

NOTICE for Claims in the Estate of ELLA JEAN DONALD late of Ningana Nursing Home 1 The Circle Sorell in Tasmania widow deceased who died on the fourteenth day of April 2013 at Ningana Nursing Home Sorell in Tasmania: Creditors of the deceased and others having claims or holding assets in respect of the late Ella Jean Donald are required by the executor of the Estate of Ella Jean Donald late of Ningana Nursing Home 1 The Circle Sorell in Tasmania widow to make all claims against the Estate of the deceased and to send them to The Registrar Probate Registry Supreme Court of Tasmania Salamanca Place Hobart 7000 and to make such claims in writing no later than the twenty-seventh day of July 2013 and all persons who hold assets in respect of the Estate are to advise the executor Brian Richardson by notice in writing addressed to: Messrs Wallace Wilkinson & Webster Solicitors for the Estate 4 Watchorn Street Hobart in Tasmania 7000. In the event that claims are not made by any creditor in accord with this notice within the time specified the executor may distribute the assets having regard only to those claims to which the executor may have notice.

Dated the twentieth day of June, 2013.

Mr Brian Richardson, Executor,  
C/- Wallace Wilkinson & Webster, Solicitors.

GUIDO TOFFOLI late of 59 Toffolis Road Claremont in Tasmania retired farmer/widowed who died on the sixteenth day of March 2013: Creditors next of kin and others having claims in respect of the property or Estate of the abovenamed deceased are required by the Executor Trevor Charles Hoodless 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-seventh day of July 2013 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-sixth day of June 2013.

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

ROY OWEN MOORE late of 81 Pitcairn Street Glenorchy in Tasmania, widower, deceased: Creditors, next of kin and others having claims in respect of the property or Estate of the abovenamed deceased who died on the nineteenth day of February 2013 are required by the Executor Scott William Law to send particulars of their claim to the Registrar of the Supreme Court of Tasmania, GPO Box 167, Hobart 7001 by the twenty-sixth day of July 2013 after which date the Executor may distribute the assets having regard only to the claims of which he has notice.

Dated this twenty-sixth day of June 2013.

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

## Administration and Probate

### ADMINISTRATION AND PROBATE ACT 1935

#### *Notice of application to Re seal Probate or Letters of Administration*

NOTICE is hereby given that after the expiration of fourteen days from the publication hereof Lai Heng Fang Tong of 25 Huntingdon Drive Glenalta in South Australia widow home duties the Executor of the will of Garry David Fong Tong late of 25 Huntingdon Drive Glenalta in South Australia married man consulting engineer deceased to whom probate of the said will was granted by the Supreme Court in South Australia on the twenty-first day of May 2013 will apply to the Supreme Court of Tasmania in its Ecclesiastical Jurisdiction that the Seal of the said Supreme Court of Tasmania may be affixed to the said probate pursuant to Part VI of the *Administration and Probate Act 1935*.

Dated this nineteenth day of June 2013.

FENTON JONES, Solicitor for the Applicants.

### THE 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 FRANK ROWBOTTOM formerly of 13 Quarry Road Bellerive in the State of Tasmania retired electrical engineer widower may be granted to Graham Leslie Rowbottom of 305A Strickland Avenue South Hobart in the State of Tasmania and Andrew Michael Rowbottom of 3665 South Arm Road Opossum Bay in the State of Tasmania the lawful sons of the said deceased.

Dated this twenty-sixth day of June 2013.

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

### THE 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 RICHARD JAMES MORRIS late of The Whittle Ward, Royal Hobart Hospital, Hobart in Tasmania, service station attendant/single, deceased, intestate, may be granted to Dawn Morris of 307 Clarence Street, Howrah in Tasmania, retired teacher/married, the mother of the said deceased.

Dated this twenty-sixth day of June 2013.

McCULLOCH & ASSOCIATES, Solicitors for the Estate.

## Poisons

### POISONS ACT 1971

NOTICE is hereby given that, under the power conferred by Section 23 of the *Poisons Act 1971*, the following person is appointed as an inspector. Department of Police and Emergency Management - Tasmania Police

Anne-Marie Bennett  
MICHELLE O'BYRNE, Minister for Health.

## Living Marine Resources

### LIVING MARINE RESOURCES MANAGEMENT ACT 1995

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), the dates of the open season for the commercial scallop fishery, are from 10:00am 1 July 2013 to 6:00pm 31 December 2013 (inclusive).
2. 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° 24.94086' S, longitude 148° 4.13364' E; to
  - ii. latitude 42° 24.3903' S, longitude 148° 3.65004' E; to
  - iii. latitude 42° 21.558' S, longitude 148° 5.8362' E; to
  - iv. latitude 42° 17.45544' S, longitude 148° 5.14374' E; to
  - v. latitude 42° 13.89792' S, longitude 148° 15.05184' E; to
  - vi. latitude 42° 18.41514' S, longitude 148° 14.16504' E; to
  - vii. latitude 42° 24.94086' S, longitude 148° 14.16504' E.

All coordinates in this notice are expressed by latitude and longitude by reference to the Geocentric Datum of Australia (GDA 94).
3. Specify under Rule 16(1)(c), the amount of scallops that may be taken or possessed from an area determined to be open; as 638 tonnes
4. Set under Rule 20(2)(b) the maximum percentage of scallop quota units that may be taken by the holder of a fishing licence (scallop) in the quota year starting 1 March 2013; at 15%

ROB GOTT, Director (Marine Resources).

Dated this 18th day of June 2013

#### Information

This Notice determines the arrangements for the Tasmanian Scallop Fishery for commercial purposes and open waters for commercial fishing in the Northern Portion of 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

## Private Forests

### PRIVATE FORESTS ACT 1994

PURSUANT to Section 251 of the *Private Forests Act 1994* I have determined that the private forest service levy rate will remain at \$15 per hectare. This determination has effect on and from 1 July 2013.

Dated the 20th day of June 2013.

BRYAN GREEN, M.P., Minister for Energy and Resources.

## Animal Health

### ANIMAL HEALTH ACT 1995

#### Section 35

#### REVOCATION OF DECLARATION OF RESTRICTED AREA

I, RODERICK ANDREWARTHA, Chief Veterinary Officer, acting pursuant to section 35(3) of the *Animal Health Act 1995*, hereby revoke the declaration of Restricted Area made on the twenty fifth day of October 2004, and published in the Gazette on the third of November 2004, for the control of the disease paratuberculosis (Johne's disease) in sheep in respect of the area described in Schedule 1,

#### Schedule 1

The Municipalities of: Break O'Day, Brighton, Burnie, Central Coast, Central Highlands, Circular Head, Clarence, Derwent Valley, Devonport, Dorset, George Town, Glamorgan/Spring Bay, Glenorchy, Hobart, Huon Valley, Kentish, King Island, Kingborough, Latrobe, Launceston, Meander Valley, Northern Midlands, Sorell, Southern Midlands, Tasman, Waratah/Wynyard, West Coast and West Tamar.

Dated the 17th June 2013.

R.M. ANDREWARTHA, Chief Veterinary Officer.

### ANIMAL HEALTH ACT 1995

#### Section 51B

#### Amendment of General Permit for Administration of Vaccine

I, RODERICK ANDREWARTHA, Chief Veterinary Officer, amend the General Permit for Administration of Vaccine made under section 51B of the *Animal Health Act 1995* dated the eighth day of September 2004 and published in the Gazette on the 15 September 2004 by deleting the words:

All sheep and goats vaccinated with Gudair (R) vaccine are identified at the time of vaccination by the application of a National Livestock Identification System (Sheep) ear tag bearing a 'V' symbol.

Dated 17th June 2013 .

R.M. ANDREWARTHA, Chief Veterinary Officer,  
Department of Primary Industries, Parks,  
Water and Environment.

### ANIMAL HEALTH ACT 1995

#### Section 18

#### GENERAL AUTHORITY FOR THE IMPORTATION OF BREEDING OR STORE SHEEP

I, RODERICK ANDREWARTHA, Chief Veterinary Officer, hereby issue a General Authority for the Importation of Breeding or Store Sheep to Tasmania.

The following conditions apply:—

1. The sheep must be inspected by the owner or person in charge within seven days prior to movement to Tasmania, and be found free of signs of disease.
2. The sheep must not be known, or suspected, of being infected with or exposed to a List A or List B disease (other than Ovine Johne's Disease) within 30 days prior to movement to Tasmania commencing.
3. The flock of origin must not be subject to any animal movement restrictions, other than restrictions for Ovine Johne's Disease.

4. Sheep that are infected, or suspected of being infected, with Ovine Johne's Disease may be imported provided that all other conditions have been met. The purchaser or recipient must be advised of the sheep's Ovine Johne's Disease status if Ovine Johne's Disease is suspected or confirmed in the flock of origin.
5. The sheep must be free of all types of ticks including cattle tick (*Rhipicephalus microplus*).
6. Ovine Brucellosis is not present or suspected in the flock of origin
7. The sheep must be accompanied by a completed and signed National Vendor Declaration for sheep and a completed and signed National Sheep Health Statement.
8. The owner or person in charge of the animals in the exporting State or Territory must certify within seven days of export that, to the best of their knowledge, all the above conditions have been met.
9. A Stock Inspector or Government Veterinary Officer in the state of origin must certify that after due enquiry they have no reason to doubt the 'owner declaration' required by condition 8.
10. All certification must be in a form approved by the Chief Veterinary Officer, and must be presented to an inspector when the animals arrive in Tasmania.

Dated the 17th June 2013.

R.M. ANDREWARTHA, Chief Veterinary Officer,  
Department of Primary Industries, Parks,  
Water and Environment.

#### ANIMAL HEALTH ACT 1995

##### Section 21

##### REVOCATION OF GENERAL AUTHORITY

I, RODERICK ANDREWARTHA, Chief Veterinary Officer, hereby revoke the General Authority for the Importation of Breeding or Store Sheep made under section 18 of the *Animal Health Act 1995* dated 26 November 2009 and published in the *Tasmanian Government Gazette* on the 2 December 2009.

Dated 17th June 2013.

R.M. ANDREWARTHA, Chief Veterinary Officer,  
Department of Primary Industries, Parks,  
Water and Environment.

## Payroll Tax

Department of Treasury and Finance  
Hobart

#### PAYROLL TAX ACT 2008

##### Item 7 A of Part 4 of Schedule 2 - Exempt Government Entities

##### DECLARATION

I, SCOTT BACON, being the Minister for Finance in the State of Tasmania and the Minister administering the *Payroll Tax Act 2008* (the Act), and acting pursuant to item 7A(1) of Part 4 of Schedule 2 to the Act, hereby declare the following Government entities to be an exempt Government entity for the purposes of the Act:

Department of Economic Development, Tourism and the Arts  
Department of Education  
Finance-General  
Department of Health and Human Services

Department of Infrastructure, Energy and Resources  
Department of Justice  
Ministerial and Parliamentary Support  
Department of Police and Emergency Management  
Department of Premier and Cabinet  
Department of Primary Industries, Parks, Water and Environment  
Department of Treasury and Finance  
House of Assembly  
Integrity Commission  
Legislative Council  
Legislature-General  
Office of the Director of Public Prosecutions  
Office of the Governor  
Office of the Ombudsman  
Tasmanian Audit Office  
Tasmanian Health Organisation - North  
Tasmanian Health Organisation - North West  
Dated the seventeenth day of June 2013.

SCOTT BACON, MP, Minister for Finance.

## General Liquor

#### GENERAL LIQUOR EXEMPTION (NO.1) 2013

##### TABLE OF PROVISIONS

- 1 Short title
- 2 Commencement
- 3 Authorisation
- 4 Conditions
- 5 Rescission

##### General liquor exemption under the *Liquor Licensing Act 1990*

The Licensing Board hereby grants the following general liquor exemption under section 16(1) of the *Liquor Licensing Act 1990*.

Dated 20 June 2013.

J. CRANSTON Chair Licensing Board

##### 1. Short title

This exemption may be cited as the General Liquor Exemption (No. 1) 2013.

##### 2 Commencement

This exemption takes effect on 1 July 2013.

##### 3 Authorisation

Subject to clause 4, the sale of liquor by the operator of either any tourist accommodation or a guest house facility, is authorised.

##### 4 Conditions

The authorisation granted by clause 3 is subject to the following conditions:

- that liquor is sold only to in-house guests or their guests;  
and
- that liquor is sold for consumption on the premises; and
- that the tourist accommodation or guest house



- accommodates not more than 20 adult guests; and
- that the operator maintains effective control over the sale and any consumption of liquor on the premises; and
- that liquor is not sold to a person who is under the age of 18 years or to a person who appears to be drunk.

## 5 Rescission

General Liquor Exemption (No. 1) 2011 is hereby rescinded from 1 July 2013.

### EXPLANATORY NOTE

(This note is not part of the general liquor exemption)

The purpose of this exemption is to allow operators of small tourist accommodation facilities and guest houses to sell liquor to their in-house guests and their guests.

## GENERAL LIQUOR EXEMPTION (NO.2) 2013

### TABLE OF PROVISIONS

- 1 Short title
- 2 Commencement
- 3 Authorisation
- 4 Conditions

*General liquor exemption under the Liquor Licensing Act 1990*

The Licensing Board hereby grants the following general liquor exemption under section 16(1) of the *Liquor Licensing Act 1990*.

Dated 20 June 2013.

J. CRANSTON Chair Licensing Board

### 1. Short title

This exemption may be cited as the General Liquor Exemption (No.2) 2013.

### 2 Commencement

This exemption takes effect on 1 July 2013.

### 3 Authorisation

Subject to clause 4, the sale of liquor by a florist is authorized.

### 4 Conditions

The authorisation granted by clause 3 is subject to the following conditions:

- that liquor is sold only as a component of a gift hamper or accompanies a floral arrangement; and
- the sale of liquor is restricted to a maximum of 1.5 litres of liquor in any one hamper or accompanying a floral arrangement; and
- the sale of liquor is authorized for consumption off the premises only; and
- that the florist maintains effective control over the sale of liquor on the premises;
- that liquor is not sold to a person who is under the age of 18 years or to a person who appears to be drunk; and
- the sale of liquor is not conducted at a florist operated in connection with the activities of a supermarket.

### EXPLANATORY NOTE

(This note is not part of the general liquor exemption)

The purpose of this exemption is to allow florists to sell liquor as an accompaniment to floral arrangements or as part of gift hampers.

## GENERAL LIQUOR EXEMPTION (NO.3) 2013

### TABLE OF PROVISIONS

- 1 Short title
- 2 Commencement
- 3 Authorisation
- 4 Conditions
- 5 Rescission

*General liquor exemption under the Liquor Licensing Act 1990*

The Licensing Board hereby grants the following general liquor exemption under section 16(1) of the *Liquor Licensing Act 1990*.

Dated 20 June 2013.

J. CRANSTON Chair Licensing Board

### 1. Short title

This exemption may be cited as the General Liquor Exemption (No.3) 2013.

### 2 Commencement

This exemption takes effect on 1 July 2013.

### 3 Authorisation

Subject to clause 4, the sale of liquor by the operator of a hospital or a retirement village or nursing home or hostel providing aged care facilities is authorized.

### 4 Conditions

The authorisation granted by clause 3 is subject to the following conditions:

- that liquor is sold only to residents or inpatients, and their guests of the hospital, retirement village nursing home or hostel; and
- that the sale of liquor is for consumption on the premises only; and
- the business operator maintains effective control over the sale and any consumption of liquor on the premises; and
- that liquor sold is not provided to a person who is under the age of 18 years or to a person who appears to be drunk.

### 5 Rescission

General liquor Exemptions (No.2) 1999 and (No. 1) 2002 are hereby rescinded from 1 July 2013.

### EXPLANATORY NOTE

(This note is not part of the general liquor exemption)

The purpose of this exemption is to authorize the sale of liquor to residents and inpatients of hospitals and retirement villages and nursing homes or hostels providing aged care facilities.

## GENERAL LIQUOR EXEMPTION (No.4) 2013

### TABLE OF PROVISIONS

- 1 Short title
- 2 Commencement
- 3 Authorisation
- 4 Conditions

*General liquor exemption under the Liquor Licensing Act 1990*

The Licensing Board hereby grants the following general liquor exemption under section 16(1) of the *Liquor Licensing Act 1990*.

Dated 20 June 2013.

J. CRANSTON Chair Licensing Board

**1. Short title**

This exemption may be cited as the General Liquor Exemption (No.4) 2013.

**2 Commencement**

This exemption takes effect on 1 July 2013.

**3 Authorisation**

Subject to clause 4, the sale of liquor by a person retailing gift hampers is authorized.

**4 Conditions**

The authorisation granted by clause 3 is subject to the following conditions:

- that liquor is sold only as a component of a gift hamper; and
- the sale of liquor is restricted to a maximum of 1.5 litres in anyone gift hamper; and
- that the sale of liquor is authorized for consumption off the premises only; and
- that the retailer maintains effective control over the sale of liquor on the premises; and
- that liquor is not sold to a person who is under the age of 18 years or to a person who appears to be drunk; and
- the sale of liquor is not conducted in connection with the activities of a supermarket or department store.

**EXPLANATORY NOTE**

*(This note is not part of the general liquor exemption)*

The purpose of this exemption is to allow the sale of liquor as a component of a gift hamper.

## Training and Workforce Development

### TRAINING AND WORKFORCE DEVELOPMENT (TRANSITIONAL PROVISIONS) ACT 2013

*(Notice of determination made under section 4(3))*

I, NICHOLAS JAMES MCKIM MP, being and as the Minister administering the Training and Workforce Development (Transitional Provisions) Act 2013, acting pursuant to section 4(3) of that Act, hereby determine that the property specified in the Schedule is not Polytechnic property within the meaning of that Act.

**Schedule**

1. All land held by the Crown in right of Tasmania immediately before 1 July 2013 in relation to the performance of any of the functions of the Tasmanian Polytechnic.
2. All fixtures owned by the Crown in right of Tasmania immediately before 1 July 2013 in respect of land referred to in paragraph 1.

Dated 19 June 2013

NICHOLAS JAMES MCKIM MP,  
Minister for Education and Skills.

## Retirement Benefits Fund Board

**RETIREMENT BENEFITS FUND BOARD****2013 BOARD ELECTIONS****RETIREMENT BENEFITS ACT 1993**

The Tasmanian Electoral Commission has conducted elections to elect two members to the Retirement Benefits Fund Board as required by the *Retirement Benefits Act 1993*.

Under schedule 1 section 11(a) of the Retirement Benefits Regulations 2005, I have declared the following candidates elected to the Retirement Benefits Fund Board.

- John Paul Mazengarb (elected by Defined Benefit Members).
- Neroli Ellis (elected by Accumulation Members).

ROD HUSKINS, Returning Officer, 19 June 2013.

## Royal Assent

Government House  
Hobart, Tasmania  
20 June 2013

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 postpone the repeal of certain regulations.  
*Repeal of Regulations Postponement Act 2013*  
(Act No. 12 of 2013)

A Bill for an Act to amend the *Nature Conservation Act 2002*.  
*Nature Conservation Amendment Act 2013*  
(Act No. 13 of 2013)

A Bill for an Act to prevent, so as to minimise environmental pollution, the provision by retailers of certain plastic bags, and for related purposes.  
*Plastic Shopping Bags Ban Act 2013*  
(Act No. 14 of 2013)

A Bill for an Act to amend the *Gaming Control Act 1993* and the *TT-Line Gaming Act 1993* and the *Gaming Control Regulations 2004*.  
*Gaming (Miscellaneous Amendments) Act 2013*  
(Act No. 15 of 2013)

A Bill for an Act to amend the *Radiation Protection Act 2005*.  
*Radiation Protection Amendment Act 2013*  
(Act No. 16 of 2013)

A Bill for an Act to amend the *Vehicle and Traffic Act 1999*.  
*Vehicle and Traffic Amendment (Written-of Vehicles) Act 2013*  
(Act No. 17 of 2013)

A Bill for an Act to amend the *Legislation Publication Act 1996*.

*Legislation Publication Amendment Act 2013*  
(Act No. 18 of 2013)

A Bill for an Act to amend the *Local Government Act 1993*.

*Local Government Amendment (Elections) Act 2013*  
(Act No. 19 of 2013)

A Bill for an Act to amend the *Acts Interpretation Act 1931*, the *Australian Consumer Law (Tasmania) Act 2010*, the *Bail Act 1994*, the *Baptist Union Incorporation Act 1902*, the *Building Act 2000*, the *Building and Construction Industry Security of Payment Act 2009*, the *Community Protection (Offender Reporting) Act 2005*, the *Conveyancing Act 2004*, the *Crime (Confiscation of Profits) Act 1993*, the *Dangerous Goods (Road and Rail Transport) Act 2010*, the *Energy Ombudsman Act 1998*, the *Environmental Management and Pollution Control Act 1994*, the *Gaming Control Act 1993*, the *Health Service Establishments Act 2006*, the *Legal Profession Act 2007*, the *Listening Devices Act 1991*, the *Litter Act 2007*, the *Local Government (Highways) Act 1982*, the *Monetary Penalties Enforcement Act 2005*, the *Motor Vehicle Traders Act 2011*, the *Occupational Licensing Act 2005*, the *Prepaid Funerals Act 2004*, the *Property Agents and Land Transactions Act 2005*, the *Rail Safety Act 2009*, the *Resource Management and Planning Appeal Tribunal Act 1993*, the *Security and Investigations Agents Act 2002* and the *Sentencing Act 1997*.

*Justice and Related Legislation (Further Miscellaneous Amendments) Act 2013*  
(Act No. 20 of 2013)

A Bill for an Act to apply as a law of this State a national law relating to the registration and regulation of community housing providers and for related matters.

*Community Housing Providers National Law (Tasmania) Act 2013*  
(Act No. 21 of 2013)

By His Excellency's Command

DAVID OWEN, Official Secretary.

## Mutual Recognition

### MUTUAL RECOGNITION ARRANGEMENT

I, THE Governor in and over the State of Tasmania and its Dependencies in the Commonwealth of Australia as the designated person for the State of Tasmania under section 47(3) of the *Mutual Recognition Act 1992* (Commonwealth) ("the Commonwealth Act"), acting with the advice of Executive Council for the purposes of section 47(2) of the Commonwealth Act, hereby give notice requesting that the Mutual Recognition (Amendment of Act—Container Deposit Scheme)

Regulation 2013 be made by the Governor-General of the Commonwealth of Australia, the terms of which are set out in the schedule to this notice.

His Excellency the HON PETER UNDERWOOD AC

Governor

## MUTUAL RECOGNITION (AMENDMENT OF ACT—CONTAINER DEPOSIT SCHEME) REGULATION 2013

### Select Legislative Instrument No. , 2013

I, QUENTIN BRYCE AC CVO, Governor General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulation under the *Mutual Recognition Act 1992*.

Dated

2013

QUENTIN BRYCE, Governor General

By Her Excellency's Command

GREG COMBET AM

Minister for Climate Change, Industry and Innovation

#### 1 Name of regulation

This regulation is the *Mutual Recognition (Amendment of Act—Container Deposit Scheme) Regulation 2013*.

#### 2 Commencement

This regulation commences on the day after it is registered.

#### 3 Authority

This regulation is made under the *Mutual Recognition Act 1992*.

#### 4 Schedule(s)

Each Act that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

#### Schedule 1—Amendments

*Mutual Recognition Act 1992*

#### 1 At the end of Schedule 2

Add:

34 Each of the following:

- (a) Part 2 of the *Environment Protection (Beverage Containers and Plastic Bags) Act (NT)*;
- (b) all other provisions of that Act, to the extent that they relate to the container deposit scheme established by that Part;
- (c) regulations made under that Act, to the extent that they relate to that scheme

## Trans Tasman Mutual Recognition

### TRANS TASMAN MUTUAL RECOGNITION ARRANGEMENT

#### PERMANENT EXEMPTION UNDER THE TRANS TASMAN MUTUAL RECOGNITION ACT 1997 (COMMONWEALTH)

I, the Minister for Finance for the State of Tasmania, as the designated person for the State of Tasmania under section 4(1) of the *Trans-Tasman Mutual Recognition Act 1997* (Cth) (“TTMR Act”), for the purposes of sections 43(1) and 45 of the TTMR Act, hereby give notice that I endorse the Trans Tasman Mutual Recognition Legislation Amendment (Tobacco Plain Packaging) Regulation 2013 (Cth), the terms of which are set out in the schedule of this notice.

SCOTT BACON MP, Minister for Finance

### TRANS TASMAN MUTUAL RECOGNITION LEGISLATION AMENDMENT (TOBACCO PLAIN PACKAGING) REGULATION 2013

#### Select Legislative Instrument No. , 2013

I, Quentin Bryce AC CVO, Governor General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulation under the Acts mentioned in section 3.

Dated 2013

QUENTIN BRYCE, Governor General

By Her Excellency’s Command

GREG COMBET AM

Minister for Climate Change, Industry and Innovation

for the Minister for Health

#### 1 Name of regulation

This regulation is the *Trans-Tasman Mutual Recognition Legislation Amendment (Tobacco Plain Packaging) Regulation 2013*.

#### 2 Commencement

This regulation commences on the day after it is registered.

#### 3 Authority

This regulation is made under the following Acts:

(a) subsection 45(3) of the *Trans Tasman Mutual Recognition Act 1997*;

(b) section 109 of the *Tobacco Plain Packaging Act 2011*.

#### 4 Schedule(s)

Each instrument or Act that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

#### Schedule 1—Amendments

##### *Tobacco Plain Packaging Regulations 2011*

#### 1 At the end of regulation 1.1.5

Add:

Note 1: The *Tobacco Plain Packaging Act 2011* and these Regulations were temporarily exempted from the operation of the *Trans Tasman Mutual Recognition Act 1997* under section 46 of that Act and section 109 of the *Tobacco Plain Packaging Act 2011*. The temporary exemption operated from 1 October 2012 until the commencement of the *Trans Tasman Mutual Recognition Legislation Amendment (Tobacco Plain Packaging) Regulation 2013*.

Note 2: The *Tobacco Plain Packaging Act 2011* and these Regulations are permanently exempted from the operation of the *Trans Tasman Mutual Recognition Act 1997* under subsection 4(2) and section 45 of that Act, and clause 3 to Part 2 of Schedule 2 to that Act. The permanent exemption began on the commencement of the *Trans Tasman Mutual Recognition Legislation Amendment (Tobacco Plain Packaging) Regulation 2013*.

#### *Trans Tasman Mutual Recognition Act 1997*

#### 2 Clause 3 of Schedule 2 (at the end of the table)

Add:

Tobacco

*Competition and Consumer Act 2010*, section 134 of Schedule 2 to that Act, to the extent that it relates to the *Competition and Consumer (Tobacco) Information Standard 2011*

*Tobacco Plain Packaging Act 2011*

### TRANS TASMAN MUTUAL RECOGNITION ARRANGEMENT

#### TEMPORARY EXEMPTION UNDER THE TRANS TASMAN MUTUAL RECOGNITION ACT 1997 (COMMONWEALTH)

I, the Minister for Finance for the State of Tasmania, as the designated person for the State of Tasmania under section 4(1) of the *Trans-Tasman Mutual Recognition Act 1997* (Cth) (“TTMR Act”), for the purposes of sections 43(1) and 47 of the TTMR Act, hereby give notice that I endorse the Trans Tasman Mutual Recognition Regulation 2013 (Cth), the terms of which are set out in the schedule of this notice.

SCOTT BACON MP, Minister for Finance.

### TRANS TASMAN MUTUAL RECOGNITION REGULATION 2013

#### Select Legislative Instrument No. , 2013

I, Quentin Bryce AC CVO, Governor General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulation under the Trans Tasman Mutual Recognition Act 1997.

Dated 2013

QUENTIN BRYCE, Governor General

By Her Excellency’s Command

GREG COMBET AM

Minister for Climate Change, Industry and Innovation

#### 1 Name of regulation

This regulation is the *Trans-Tasman Mutual Recognition Regulation 2013*.



**2 Commencement**

Each provision of this regulation specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

**Commencement Information**

Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
1. Sections 1 to 4, subsections 5(1) and (2), and anything in this regulation not elsewhere covered by this table	1 October 2013	1 October 2013
2. Subsections 5(3) and (4)	1 December 2013	1 December 2013

**3 Authority**

This regulation is made under the *Trans Tasman Mutual Recognition Act 1997*.

**4 Definition**

In this regulation:

Act means the *Trans Tasman Mutual Recognition Act 1997*.

**5 Continuation of temporary exemption relating to specific laws—tobacco**

- (1) For subsection 47(3) of the Act, the following laws of the Commonwealth are exempt from the operation of the Act:
  - (a) *Tobacco Plain Packaging Act 2011*;
  - (b) *Tobacco Plain Packaging Regulations 2011*.
- (2) Subsection (1) ceases to have effect on 30 September 2014.
- (3) For subsection 47(3) of the Act, the *Competition and Consumer Act 2010*, section 134 of Schedule 2 to that Act, to the extent that it relates to the *Competition and Consumer (Tobacco) Information Standard 2011* is exempt from the Act.
- (4) Subsection (3) ceases to have effect on 30 November 2014.

**Electoral**

## ELECTORAL ACT 2004 - SECTION 51

*Registration of a Political Party*

## NATIONAL PARTY OF AUSTRALIA – TASMANIA

In accordance with section 50 of the *Electoral Act 2004* the Tasmanian Electoral Commission has now registered the National Party of Australia – Tasmania.

Registered Officer – Ann Catherine Jones,  
5540 Lyell Highway, Hamilton.

Deputy Registered Officer – Philippa Eddington Allwright,  
460 Jones River Road, Ellendale.

Liz Gillam – CHAIR, TASMANIAN ELECTORAL  
COMMISSION - 26 June 2013

## 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>Animal Welfare Act 1993</i>	S. R. 2013, No. 32	<i>Animal Welfare (General) Regulations 2013</i>
(2) <i>Animal Welfare Act 1993</i>	S. R. 2013, No. 33	<i>Animal Welfare (Domestic Poultry) Regulations 2013</i>
(3) <i>Animal Welfare Act 1993</i>	S. R. 2013, No. 34	<i>Animal Welfare (Domestic Poultry) Amendment Regulations 2013</i>
(4) <i>Animal Welfare Act 1993</i>	S. R. 2013, No. 35	<i>Animal Welfare (Pigs) Regulations 2013</i>
(5) <i>Animal Welfare Act 1993</i>	S. R. 2013, No. 36	<i>Animal Welfare (Pigs) Amendment Regulations 2013</i>
(6) <i>Local Government Act 1993</i>	S. R. 2013, No. 37	<i>Local Government (Elections) Order 2013</i>
(7) <i>Local Government Act 1993</i>	S. R. 2013, No. 38	<i>Local Government (Number of Councillors) Order 2013</i>
(8) <i>Local Government Act 1993</i>	S. R. 2013, No. 39	<i>Local Government (Casual Vacancies) Order 2013</i>
(9) <i>Marine Safety (Domestic Commercial Vessel National Law Application) Act 2013</i>	S. R. 2013, No. 40	Proclamation under section 2
(10) <i>Passenger Transport Services Act 2011</i>	S. R. 2013, No. 41	Proclamation under section 2(2)
(11) <i>Passenger Transport and Related Legislation (Consequential Amendments) Act 2011</i>	S. R. 2013, No. 42	Proclamation under section 2(2)
(12) <i>Passenger Transport Services Act 2011</i>	S. R. 2013, No. 43	<i>Passenger Transport Services Regulations 2013</i>
(13) <i>Poisons Act 1971</i>	S. R. 2013, No. 44	<i>Poisons Amendment Regulations 2013</i>
(14) <i>Taxi and Luxury Hire Car Industries Amendment Act 2011</i>	S. R. 2013, No. 45	Proclamation under section 2(2)
(15) <i>Taxi and Luxury Hire Car Industries Act 2008</i>	S. R. 2013, No. 46	<i>Luxury Hire Car Industry Amendment Regulations 2013</i>
(16) <i>Taxi and Luxury Hire Car Industries Act 2008</i>	S. R. 2013, No. 47	<i>Restricted Hire Vehicle Industry Regulations 2013</i>
(17) <i>Taxi and Luxury Hire Car Industries Act 2008</i>	S. R. 2013, No. 48	<i>Taxi Industry Amendment Regulations 2013</i>
(18) <i>Valuation of Land Act 2001</i>	S. R. 2013, No. 49	Proclamation under section 20(9)
(19) <i>Vehicle and Traffic Act 1999</i>	S. R. 2013, No. 50	<i>Vehicle and Traffic (Driver Licensing and Vehicle Registration) Amendment (Mandatory Alcohol Interlock) Regulations 2013</i>

## GENERAL PURPORT OR EFFECT OF THE ABOVEMENTIONED STATUTORY RULES

(1) *Animal Welfare (General) Regulations 2013*

These regulations rescind the *Animal Welfare Regulations 2008* and prescribe, for the purposes of the *Animal Welfare Act 1993*, a number of matters including –

- (a) acts, such as dog tail docking, that constitute animal cruelty; and
- (b) a Rodeo Code of Practice; and
- (c) fees and infringement notice penalties.

(2) *Animal Welfare (Domestic Poultry) Regulations 2013*

These regulations prescribe, for the purposes of the *Animal Welfare Act 1993*, certain requirements that are specific for ensuring the health and welfare of domestic poultry in certain circumstances.

(3) *Animal Welfare (Domestic Poultry) Amendment Regulations 2013*

These regulations amend the *Animal Welfare (Domestic Poultry) Regulations 2013* by –

- (a) specifying the manner in which laying fowls are to be kept in an enclosure; and
- (b) making consequential amendments.

(4) *Animal Welfare (Pigs) Regulations 2013*

These regulations prescribe, for the purposes of the *Animal Welfare Act 1993*, certain requirements that are specified for ensuring the health and welfare of pigs in certain circumstances.

(5) *Animal Welfare (Pigs) Amendment Regulations 2013*

These regulations amend the *Animal Welfare (Pigs) Regulations 2013* by making it an offence for a female pig to be kept in a stall, except in certain limited circumstances.

(6) *Local Government (Elections) Order 2013*

This order postpones each ordinary election due to be held in respect of a council in 2013 and fixes as the closing day for each such election the last Tuesday in October 2014.

(7) *Local Government (Number of Councillors) Order 2013*

This order –

- (a) determines the number of persons to be elected as councillors of the following municipal areas:
  - (i) Central Coast;
  - (ii) Devonport;
  - (iii) Glamorgan-Spring Bay;
  - (iv) Glenorchy;
  - (v) Kingborough;
  - (vi) Tasman; and
- (b) amends column 3 of Schedule 3 to the *Local Government Act 1993* by updating the number of councillors in respect of those municipal areas to give effect to this order.

(8) *Local Government (Casual Vacancies) Order 2013*

This order prevents vacancies in the offices of councillors for certain municipal areas from being filled by way of by-election or recount, so as to enable the effective implementation of the reduction, effected by the *Local Government (Number of Councillors) Order 2013*, in the number of councillors for those municipal areas.

(9) Proclamation under section 2 of the *Marine Safety (Domestic Commercial Vessel National Law Application) Act 2013*

This proclamation fixes 1 July 2013 as the day on which the provisions of the *Marine Safety (Domestic Commercial Vessel National Law Application) Act 2013*, except section 15(1) and (2), commence.

(10) Proclamation under section 2(2) of the *Passenger Transport Services Act 2011*

This proclamation fixes 1 July 2013 as the day on which the provisions of the *Passenger Transport Services Act 2011*, except sections 1, 2, 3, 68 and 69, commence.

(11) Proclamation under section 2(2) of the *Passenger Transport and Related Legislation (Consequential Amendments) Act 2011*

This proclamation fixes 1 July 2013 as the day on which the provisions of the *Passenger Transport and Related Legislation (Consequential Amendments) Act 2011*, except sections 1, 2 and 4, commence.

(12) *Passenger Transport Services Regulations 2013*

These regulations, for the purposes of the *Passenger Transport Services Act 2011*, prescribe –

- (a) the non-application of that Act in certain circumstances; and
- (b) certain requirements and obligations on drivers and passengers of passenger transport services; and
- (c) fees and other administrative matters.

(13) *Poisons Amendment Regulations 2013*

These regulations amend the *Poisons Regulations 2008* in relation to the continued dispensing of substances in accordance with a medication chart and, in certain circumstances, without a prescription.

(14) Proclamation under section 2(2) of the *Taxi and Luxury Hire Car Industries Amendment Act 2011*

This proclamation fixes 1 July 2013 as the day on which the provisions of the *Taxi and Luxury Hire Car Industries Amendment Act 2011*, except sections 1 and 2, commence.

(15) *Luxury Hire Car Industry Amendment Regulations 2013*

These regulations amend the *Luxury Hire Car Industry Regulations 2008* to take into account amendments made consequent upon the enactment of the *Taxi and Luxury Hire Car Industries Amendment Act 2011*.

(16) *Restricted Hire Vehicle Industry Regulations 2013*

These regulations prescribe for the purpose of the *Taxi and Luxury Hire Car Industries Act 2008* –

- (a) the licensing, operating and equipment requirements for restricted hire vehicles; and
- (b) the fees payable in respect of the licensing of restricted hire vehicles and other matters; and
- (c) other miscellaneous matters.

(17) *Taxi Industry Amendment Regulations 2013*

These regulations amend the *Taxi Industry Regulations 2008* to take into account amendments made consequent upon the enactment of the *Taxi and Luxury Hire Car Industries Amendment Act 2011*.

(18) Proclamation under section 20(9) of the *Valuation of Land Act 2001*

This proclamation fixes 1 July 2013 as the date on and after which fresh valuations of land come into force for the municipal areas of Break O'Day, Brighton, Burnie, Central Coast, Circular Head, Clarence, George Town, Meander Valley, Northern Midlands and West Tamar.

(19) *Vehicle and Traffic (Driver Licensing and Vehicle Registration) Amendment (Mandatory Alcohol Interlock) Regulations 2013*

These regulations amend the *Vehicle and Traffic (Driver Licensing and Vehicle Registration) Regulations 2010* by specifying –

- (a) the circumstances in which the Registrar is to require the holder of a licence to only operate a vehicle with an alcohol interlock device installed; and
- (b) the obligations on certain persons under the mandatory alcohol interlock program; and
- (c) certain fees payable in respect of the mandatory alcohol interlock program.

Copies of the abovementioned statutory rules may be purchased at Mercury Walch Pty Ltd,  
5-7 Bowen Road, Moonah. Phone (03) 6232 2100 or Toll Free 1800 030 940.

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.

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