



# TASMANIAN GOVERNMENT GAZETTE

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## CONTENTS

<i>Notice</i>	<i>Page</i>
Administration and Probate .....	2472
Animal Health.....	2473
Cities/Councils .....	2478
Government Notices .....	2473
Land Acquisition .....	2474
Living Marine Resources.....	2474
Notices to Creditors .....	2471
Plant Quarantine.....	2484
Public Health .....	2473
State Service Notices .....	2487

### TASMANIAN GOVERNMENT GAZETTE & TASMANIAN STATE SERVICE NOTICES

#### PUBLICATION AND COPY CLOSURE DATES

**COPY** for the Tasmanian Government Gazette and State Service Notices to be published on Wednesday 7 January 2009:—

All copy for the Tasmanian Government Gazette must be received by 4pm on Friday 2 January 2009.

### Notices to Creditors

SANDRA ALLISON FRANCIS late of 722 Main Road Berriedale in Tasmania retired hairdresser/widow who died on the twenty-third day of September 2008: Creditors next of kin and others having claims in respect of the property of the abovenamed deceased are required by the Executors Lisa Ann Francis and Scott Isaac Francis c/- Blissenden Lawyers of 120 Main Road Moonah in Tasmania to send particulars to the said Executors on or before the twenty-fourth day of January 2009 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-fourth day of December 2008.

BLISSENDEN LAWYERS, Solicitors to the Estate.

MARIANNE LANGFORD-SIDEBOTTOM (also known as Marianne Sidebottom) late of 119 Terrina Street Lauderdale in Tasmania self employed/married woman who died on the eighteenth day of August 2008: Creditors next of kin and others having claims in respect of the property of the abovenamed deceased are required by the Executor Mr John William Sidebottom (also known as John William Langford-Sidebottom) c/- Blissenden Lawyers of 120 Main Road Moonah in Tasmania to send particulars to the said Executor on or before the twenty-fourth day of January 2009 after which date the Executor may distribute the assets having regard only to the claims of which the Executor then has notice.

Dated this twenty-fourth day of December, 2008.

BLISSENDEN LAWYERS, Solicitor to the Estate.

#### Tasmanian Government Gazette

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

Please note:— copy must be typed in upper and lower case not CAPS.

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

#### Out of Hours Special Gazette Notification

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

IN the Estate of MARY BRIGGS late of Guildford Young Grove Sandy Bay in Tasmania retired home duties widow deceased: Creditors next of kin and others having claims in respect of the property or Estate of the abovenamed deceased who died on the thirtieth day of September 2008 are required by the Executors of the Estate Nigel Rutherford Henry and 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-fourth day of January 2009 after which date the Executors may distribute the assets having regard only to the claims of which they have notice.

Dated this twenty-fourth day of December 2008.

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

MARY MAGDALENE WILLIAMS (in the Will called Mary Magdelene Williams) Home Duties/Widow deceased who died on the twenty-fourth day of September 2008 late of Strathaven Nursing Home 899 Brooker Avenue Berriedale in Tasmania ("the Testator"): As personal representatives of the Testator Patricia Maree Downham of 15A Tolosa Street Glenorchy in Tasmania Home Duties/Married Woman and Kathryn Ann Williams of 229 Langridge Street Abbotsford in Victoria Corporate Trainer/Partner require under Section 54 of the Administration and Probate Act 1935 that any person who has a claim against the estate of the Testator lodge written details of their claim with the Registrar of the Supreme Court of Tasmania at Salamanca Place Hobart in Tasmania or with Peter Worrall Lawyers Legal Practitioners to the Estate GPO Box 1134 Hobart on or before 30 days after which date the personal representatives pursuant to Section 55 of the Administration and Probate Act 1935 are at liberty to pay and distribute the assets of the Testator dealing then only with the claims of which they and the Registrar have notice.

Dated the twenty-fourth day of December 2008.

PETER WORRALL LAWYERS, Lawyers to the Estate.

LLEWELLYN JOHN THUROLT REYNOLDS Retired Farmer/Widower deceased who died on the tenth day of October 2008 late of Unit 26 Vacluse Gardens 319 Macquarie Street Hobart in Tasmania ("the Testator"): As personal representatives of the Testator Josephine Emilie French of 11/39 Lawrence Street Launceston in Tasmania Human Relations Manager/Divorced Woman and Sally Jean Hankin of 6019 Huon Highway Glendevie in Tasmania Legal Secretary/Married Woman require under Section 54 of the Administration and Probate Act 1935 that any person who has a claim against the estate of the Testator lodge written details of their claim with the Registrar of the Supreme Court of Tasmania at Salamanca Place Hobart in Tasmania or with Peter Worrall Lawyers Legal Practitioners to the estate GPO Box 1134 Hobart on or before 30 days after which date the personal representatives pursuant to Section 55 of the Administration and Probate Act 1935 are at liberty to pay and distribute the assets of the Testator dealing then only with the claims of which they and the Registrar have notice.

Dated this twenty-fourth day of December 2008.

PETER WORRALL LAWYERS, Lawyers to the Estate.

## Administration and Probate

### ADMINISTRATION AND PROBATE ACT 1935

#### *Notice of Intention to apply for Letters of Administration*

NOTICE is hereby given that after the expiration of fourteen days from the publication hereof application will be made to the Supreme Court of Tasmania in its Ecclesiastical Jurisdiction that Letters of Administration of SUSAN ELIZABETH GADD late of 36 Urquhart Street Queenstown Tasmania home duties student/married woman deceased intestate may be granted to Zenia Samec of 75 Mount Street Burnie in Tasmania legal practitioner/married man the lawful Attorney of Albert Claude Gadd the widower of the said deceased.

Dated this twenty-fourth day of December 2008.

CRISP HUDSON & MANN,  
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 DAVID LINDSAY DE GARNHAM late of 291 Back River Road Magra in Tasmania painting contractor married deceased, intestate may be granted to Marion Marie De Garnham of 291 Back River Road Magra in Tasmania credit manager widow, the wife of the said deceased.

Dated the twenty-fourth day of December 2008.

J. H. DIXON,  
Solicitor.

### 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 STUART RUSSELL BANKS-SMITH late of 137 Bayview Road Lauderdale in Tasmania pensioner divorced deceased intestate may be granted to Tessa Alicia Blaikie c/- of 10 Victoria Street Hobart in Tasmania remedial therapist divorced the former wife of the said deceased and the residuary legatee named in the Will.

Dated this eleventh day of December 2008.

MURDOCH CLARKE,  
Solicitors for the Applicant.

### 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 of the Estate of STUART LESLIE ATTWOOD late of 200 Channel Highway Taroona in Tasmania car retailer deceased with

the Will Annexed may be granted to Elizabeth Veronica Mary Attwood of 1 Heath Court Kingston in Tasmania retired medical scientist the mother of the said deceased and the residuary legatee named in the said Will.

Dated this eighteenth day of December 2008.

FINLAY WATCHORN,  
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 DEAN ARTHUR MADDEN late of 9 Cherry Farm Road Underwood in Tasmania 7268 boilermaker/welder/single deceased intestate may be granted to Michael Henry Madden of 42 Penrith Street Riverside in Tasmania sales manager/married and Christine Kaye Madden of 42 Penrith Street Riverside in Tasmania administration assistant/married the parents of the said deceased.

Dated this eighteenth day of December 2008.

LEWIS SAUNDERS & CO,  
Solicitors for the Applicants.

## Public Health

#### DEPARTMENT OF HEALTH AND HUMAN SERVICES

##### *Public Health Act 1997*

##### GUIDELINES FOR NOTIFICATION OF NOTIFIABLE DISEASES, HUMAN PATHOGENIC ORGANISMS AND CONTAMINANTS 2008

I, DR ROSCOE TAYLOR, Director of Public Health acting pursuant to section 184 of the *Public Health Act 1997* (the Act) notify that on 17 December 2008 the *Guidelines for Notification of Notifiable Diseases, Human Pathogenic Organisms and Contaminants 2008 (the Guidelines)* were issued.

The *Guidelines* set out important requirements which apply to the notification of infectious diseases, human pathogenic organisms and contaminants and to the provision of information and counselling of people with notifiable diseases.

The *Guidelines* amend the previous guidelines (issued in 2006) to include *Staphylococcus Aureus Bacteraemia* as a notifiable disease as well as several other minor amendments. The 2006 guidelines have therefore been revoked.

Copies of the *Guidelines for Notification of Notifiable Diseases, Human Pathogenic Organisms and Contaminants 2008* may be obtained free of charge online at [www.dhhs.tas.gov.au](http://www.dhhs.tas.gov.au) or by contacting Population Health on 1800 671 738.

DR ROSCOE TAYLOR,  
Director of Public Health.

## Animal Health

##### *Animal Health Act 1995*

##### Section 35(1)

##### AMENDMENT OF DECLARATION OF RESTRICTED AREA

I, RODERICK MICHAEL ANDREWARTHA, Chief Veterinary Officer, acting pursuant to section 35 of the *Animal Health Act 1995*, amend the declaration of restricted area in relation to the List A disease, Abalone Viral Ganglioneuritis, made on 15 September 2008 and published in the Gazette on 17 September 2008, by:

Inserting “and 2A” after “clause 2” in clause 1 of the declaration; and

Inserting after clause 2;

2A The holder of a Fishing licence (recreational abalone) under the *Fisheries (Abalone) Rules 2000* may move abalone and the meat, viscera and shell of an abalone, from the restricted area subject to any conditions of their licence. Abalone and the meat, viscera and shell of an abalone, removed from the restricted area under this clause must not be placed in or allowed to enter any natural water body in Tasmania, or be stored live in holding tanks after harvest.

This amendment is made and takes effect on this 21st day of December 2008 at 11:59pm.

R M ANDREWARTHA,  
Chief Veterinary Officer.

## Government Notices

Department of Justice  
Hobart, 16 December 2008

##### *Justices Act 1959*

IN accordance with the provisions of the *Justices Act 1959*, His Excellency the Governor-in-Council has been pleased to appoint the undermentioned person as a Justice of the Peace for the State of Tasmania:—

Vicki Elizabeth Ryder  
G.P.O. Box 2224  
Hobart Tas 7001

By His Excellency's Command,

LARA GIDDINGS,  
Attorney-General.

Department of Justice  
Hobart, 16 December 2008

##### *Justices Act 1959*

IN accordance with the provisions of the *Justices Act 1959*, His Excellency the Governor-in-Council has accepted the resignation of

Bohdan Nicholas Karaszewych  
as a Justice of the Peace for the State of Tasmania.

By His Excellency's Command,

LARA GIDDINGS,  
Attorney-General.

Department of Justice  
Hobart, 16 December 2008

*Justices Act 1959*

IN accordance with the provisions of the *Justices Act 1959*, His Excellency the Governor-in-Council has accepted the resignation of

John William Collett

as a Justice of the Peace for the State of Tasmania.

By His Excellency's Command,

LARA GIDDINGS,  
Attorney-General.

Government House,  
Hobart, Tasmania  
16 December 2008

HIS Excellency the Governor has this day in the name and on behalf of Her Majesty The Queen assented to the following Bills:—

A Bill for an Act to amend the *National Parks and Reserves Management Act 2002. National Parks and Reserves Management Amendment Act 2008* (Act No. 54 of 2008)

A Bill for an Act to amend the *Public Health Act 1997. Public Health Amendment Act 2008* (Act No. 55 of 2008)

A Bill for an Act to amend the *Water Management Act 1999, Approvals (Deadlines) Act 1993, Farm Water Development Act 1985, Irrigation Clauses Act 1973 and Inland Fisheries (Commercial Nets and Fees) Regulations 1999*, to repeal the *Cressy-Longford Irrigation Act 1969* and *Cressy-Longford Irrigation Water Act 1972* and for related purposes. *Water Legislation Amendment Act 2008* (Act No. 56 of 2008)

A Bill for an Act to amend the *Legal Profession Act 2007. Legal Profession Amendment Act 2008* (Act No. 57 of 2008)

A Bill for an Act to reform the law relating to the making, alteration, rectification, construction and revocation of wills and for other purposes. *Wills Act 2008* (Act No. 58 of 2008)

A Bill for an Act to amend the *Occupational Licensing Act 2005. Occupational Licensing Amendment Act 2008* (Act No. 59 of 2008)

A Bill for an Act to amend the *Aboriginal Lands Act 1995. Aboriginal Lands Amendment Act 2008* (Act No. 60 of 2008)

A Bill for an Act to amend the *Long Service Leave Act 1976. Long Service Leave Amendment Act 2008* (Act No. 61 of 2008)

By His Excellency's Command

J. D. CHILCOTT  
Official Secretary.

## Living Marine Resources

### LIVING MARINE RESOURCES MANAGEMENT ACT 1995

#### PUBLIC NOTICE OF SECTION 11 EXEMPTION INSTRUMENT *Tinderbox Marine Nature Reserve Exemption Instrument*

I, DAVID LLEWELLYN, Minister for Primary Industries and Water, acting pursuant to Section 11 of the *Living Marine Resources Management Act 1995* hereby exempt all

persons from rule 15 of the *Fisheries Rules 1999* subject to the following conditions:

- (1) That a person must not take any fish or marine plant from State waters within a marine nature reserve other than from within the Tinderbox Marine Nature Reserve;
- (2) That a person must not take any fish or marine plant from within the Tinderbox Marine Nature Reserve south of the line of latitude 43° 03' 05.5" South;
- (3) That a person must not have possession of any fish or marine plant taken from State waters within a marine nature reserve other than from within the Tinderbox Marine Nature Reserve; and,
- (4) That a person must not have possession of any fish or marine plant taken from within the Tinderbox Marine Nature Reserve south of the line of latitude 43° 03' 05.5" South.

This exemption takes effect on the day upon which it is published as a Public Notice and remains in force for a period of 12 months unless otherwise revoked.

Expressions used in this exemption have the same meaning as in the *Living Marine Resources Management Act 1995* and the *Fisheries Rules 1999*.

DAVID LLEWELLYN,  
Minister for Primary Industries and Water.

Dated this 18th day of December 2008.

#### *Information*

The purpose of this exemption is to allow fishing from an area north of the northern boundary of the Tinderbox Marine Nature Reserve that was closed to fishing when the status of the adjacent crown land was reviewed. Therefore, the effect of the marine nature reserve remains unchanged until the outcomes of the Bruny Bioregion MPA process is concluded.

## Land Acquisition

### LAND ACQUISITION ACT 1993

#### NOTICE OF ACQUISITION (Section 18)

PURSUANT to Section 18 of the *Land Acquisition Act 1993* (referred to as "the Act"), Transend Networks Pty Ltd (being an acquiring authority in accordance with the Act), does hereby declare that the "Electricity Easement and Restriction as to User of Land" described in the Second Schedule hereto over the land described in the First Schedule hereto is taken and vested in Transend Networks Pty Ltd absolutely under the Act, for the authorised purpose of constructing, maintaining and operating electricity infrastructure necessary for the transmission of electricity

Dated this twenty-fourth day of December 2008

For and on behalf of Transend Networks Pty Ltd,

D. P. OXLEY, Company Secretary for  
Transend Networks Pty Ltd ABN 57 082 586 892,  
7 Maria Street Lenah Valley, Tasmania, 7008.

#### *First schedule*

ALL THAT parcel of land situate in the City of Launceston in Tasmania containing 6.47 hectares (area) or thereabouts delineated as Lot 1 on registered Plan No. 203687 being the land comprised in the Register Volume



203687 Folio 1 registered in the name of Esk Water Authority

ALL THAT parcel of land situate in the City of Launceston in Tasmania containing 17.62 hectares (area) or thereabouts delineated as Lot 1 on registered Plan No. 140247 being the land comprised in the Register Volume 140247 Folio 1 registered in the name of Esk Water Authority

*Second schedule*

**Electricity easement and restriction as to user of land means:**

FIRSTLY the full and free right and liberty for Transend Networks Pty Ltd (described as "Transend") and its successors and its and their servants, agents and contractors at all times hereafter:

- (a) TO clear the lands marked "Transmission Line Easement 50.00 Wide" on Plan of Survey 146252 in the office of the Recorder of Titles (described as "the servient land") and to lay, erect, construct, install and operate, in, upon, over, along and under the servient land towers, poles, wires, cables, apparatus, appliances and other ancillary work (described collectively as "electricity infrastructure") for the transmission of electrical energy and for purposes incidental thereto.
- (b) TO inspect, maintain, repair, modify, add to, replace and remove the electricity infrastructure.
- (c) TO cause or permit electrical energy to flow or be transmitted or distributed through the electricity infrastructure.
- (d) TO cut away remove and keep clear of the electricity infrastructure all trees and other obstructions or erections of any nature whatsoever which may at any time overhang, encroach upon or be in or on the servient land and which may in the opinion of Transend or its successors endanger or interfere with the proper operation of the electricity infrastructure.
- (e) TO enter into and upon the servient land for all or any of the above purposes, with or without all necessary plant equipment and machinery and the means of transporting the same, and if necessary to cross the remainder of the land, where practicable in consultation with the registered proprietor/s, for the purpose of access and egress to and from the servient land.

SECONDLY the benefit of a covenant for Transend and its successors with the registered proprietor/s for themselves and their successors not to erect any buildings or place any structures or objects within the servient land without the prior written consent of Transend or its successors to the intent that the burden of the covenant may run with and bind the servient land and every part thereof and that the benefit thereof may be annexed to the easement hereinbefore described.

LAND ACQUISITION ACT 1993

NOTICE OF ACQUISITION

(Section 18)

PURSUANT to Section 18 of the *Land Acquisition Act 1993* (referred to as "the Act"), Transend Networks Pty Ltd (being an acquiring authority in accordance with the Act), does hereby declare that the "Electricity Easement and Restriction as to User of Land" described in the Second Schedule hereto over the land described in the First Schedule hereto is taken and vested in Transend Networks Pty Ltd absolutely under the Act, for the

authorised purpose of constructing, maintaining and operating electricity infrastructure necessary for the transmission of electricity

Dated this twenty-fourth day of December 2008

For and on behalf of Transend Networks Pty Ltd,

D. P. OXLEY, Company Secretary for  
Transend Networks Pty Ltd ABN 57 082 586 892,  
7 Maria Street Lenah Valley, Tasmania, 7008.

*First schedule*

ALL THAT parcel of land situate in the City of Launceston in Tasmania containing 69.49 hectares (area) or thereabouts delineated as Lot 1 on registered Plan No. 243867 being the land comprised in the Register Volume 243867 Folio 1 registered in the name of Craig Anthony Fisher

*Second Schedule*

**Electricity easement and restriction as to user of land means:**

FIRSTLY the full and free right and liberty for Transend Networks Pty Ltd (described as "Transend") and its successors and its and their servants, agents and contractors at all times hereafter:

- (a) TO clear the lands marked "Transmission Line Easement 50.00 Wide" on Plan of Survey 146252 in the office of the Recorder of Titles (described as "the servient land") and to lay, erect, construct, install and operate, in, upon, over, along and under the servient land towers, poles, wires, cables, apparatus, appliances and other ancillary work (described collectively as "electricity infrastructure") for the transmission of electrical energy and for purposes incidental thereto.
- (b) TO inspect, maintain, repair, modify, add to, replace and remove the electricity infrastructure.
- (c) TO cause or permit electrical energy to flow or be transmitted or distributed through the electricity infrastructure.
- (d) TO cut away remove and keep clear of the electricity infrastructure all trees and other obstructions or erections of any nature whatsoever which may at any time overhang, encroach upon or be in or on the servient land and which may in the opinion of Transend or its successors endanger or interfere with the proper operation of the electricity infrastructure.
- (e) TO enter into and upon the servient land for all or any of the above purposes, with or without all necessary plant equipment and machinery and the means of transporting the same, and if necessary to cross the remainder of the land, where practicable in consultation with the registered proprietor/s, for the purpose of access and egress to and from the servient land.

SECONDLY the benefit of a covenant for Transend and its successors with the registered proprietor/s for themselves and their successors not to erect any buildings or place any structures or objects within the servient land without the prior written consent of Transend or its successors to the intent that the burden of the covenant may run with and bind the servient land and every part thereof and that the benefit thereof may be annexed to the easement hereinbefore described.

## LAND ACQUISITION ACT 1993

## NOTICE OF ACQUISITION

## (Section 18)

PURSUANT to Section 18 of the *Land Acquisition Act 1993* (referred to as “the Act”), Transend Networks Pty Ltd (being an acquiring authority in accordance with the Act), does hereby declare that the “Electricity Easement and Restriction as to User of Land” described in the Second Schedule hereto over the land described in the First Schedule hereto is taken and vested in Transend Networks Pty Ltd absolutely under the Act, for the authorised purpose of constructing, maintaining and operating electricity infrastructure necessary for the transmission of electricity

Dated this twenty-fourth day of December 2008

For and on behalf of Transend Networks Pty Ltd,

D. P. OXLEY, Company Secretary for  
Transend Networks Pty Ltd ABN 57 082 586 892,  
7 Maria Street Lenah Valley, Tasmania, 7008.

*First Schedule*

ALL THAT parcel of land situate in the City of Launceston in Tasmania containing 74.38 hectares (area) or thereabouts delineated as Lot 1 on Diagram 101953 being the land comprised in the Register Volume 101953 Folio 1 registered in the name of Forest Enterprises (Tasmania) Pty Ltd

*Second Schedule***Electricity easement and restriction as to user of land means:**

FIRSTLY the full and free right and liberty for Transend Networks Pty Ltd (described as “Transend”) and its successors and its and their servants, agents and contractors at all times hereafter:

- (a) TO clear the lands marked “Transmission Line Easement 50.00 Wide” on Plan of Survey 144491 in the office of the Recorder of Titles (described as “the servient land”) and to lay, erect, construct, install and operate, in, upon, over, along and under the servient land towers, poles, wires, cables, apparatus, appliances and other ancillary work (described collectively as “electricity infrastructure”) for the transmission of electrical energy and for purposes incidental thereto.
- (b) TO inspect, maintain, repair, modify, add to, replace and remove the electricity infrastructure.
- (c) TO cause or permit electrical energy to flow or be transmitted or distributed through the electricity infrastructure.
- (d) TO cut away remove and keep clear of the electricity infrastructure all trees and other obstructions or erections of any nature whatsoever which may at any time overhang, encroach upon or be in or on the servient land and which may in the opinion of Transend or its successors endanger or interfere with the proper operation of the electricity infrastructure.
- (e) TO enter into and upon the servient land for all or any of the above purposes, with or without all necessary plant equipment and machinery and the means of transporting the same, and if necessary to cross the remainder of the land, where practicable in consultation with the registered proprietor/s, for the purpose of access and egress to and from the servient land.

SECONDLY the benefit of a covenant for Transend and its successors with the registered proprietor/s for themselves and their successors not to erect any buildings or place any structures or objects within the servient land without the prior written consent of Transend or its successors to the intent that the burden of the covenant may run with and bind the servient land and every part thereof and that the benefit thereof may be annexed to the easement hereinbefore described.

## LAND ACQUISITION ACT 1993

## NOTICE OF ACQUISITION

## (Section 18)

PURSUANT to Section 18 of the *Land Acquisition Act 1993* (referred to as “the Act”), Transend Networks Pty Ltd (being an acquiring authority in accordance with the Act), does hereby declare that the “Electricity Easement and Restriction as to User of Land” described in the Second Schedule hereto over the land described in the First Schedule hereto is taken and vested in Transend Networks Pty Ltd absolutely under the Act, for the authorised purpose of constructing, maintaining and operating electricity infrastructure necessary for the transmission of electricity

Dated this twenty-fourth day of December 2008

For and on behalf of Transend Networks Pty Ltd,

P. G. BINGHAM, Company Secretary for  
Transend Networks Pty Ltd ABN 57 082 586 892,  
7 Maria Street Lenah Valley, Tasmania, 7008.

*First Schedule*

ALL THAT parcel of land situate in the Parish of Scottsdale and the Land District of Dorset in Tasmania containing 54.45 hectares (area) or thereabouts delineated as Lot 4 on Sealed Plan 51584 being the land comprised in the Register Volume 51584 Folio 4 registered in the name of Mikel William Powell and Edwina Edmeralda Powell

*Second Schedule***Electricity easement and restriction as to user of land means:**

FIRSTLY the full and free right and liberty for Transend Networks Pty Ltd (described as “Transend”) and its successors and its and their servants, agents and contractors at all times hereafter:

- (a) TO clear the lands marked “Transmission Line Easement 50.00 Wide” on Plan of Survey 146254 in the office of the Recorder of Titles (described as “the servient land”) and to lay, erect, construct, install and operate, in, upon, over, along and under the servient land towers, poles, wires, cables, apparatus, appliances and other ancillary work (described collectively as “electricity infrastructure”) for the transmission of electrical energy and for purposes incidental thereto.
- (b) TO inspect, maintain, repair, modify, add to, replace and remove the electricity infrastructure.
- (c) TO cause or permit electrical energy to flow or be transmitted or distributed through the electricity infrastructure.
- (d) TO cut away remove and keep clear of the electricity infrastructure all trees and other obstructions or erections of any nature whatsoever which may at any time overhang, encroach upon or be in or on the servient land and which may in the opinion of Transend or its successors endanger or interfere with the proper operation of the electricity infrastructure.

- (e) TO enter into and upon the servient land for all or any of the above purposes, with or without all necessary plant equipment and machinery and the means of transporting the same, and if necessary to cross the remainder of the land, where practicable in consultation with the registered proprietor/s, for the purpose of access and egress to and from the servient land.

SECONDLY the benefit of a covenant for Transend and its successors with the registered proprietor/s for themselves and their successors not to erect any buildings or place any structures or objects within the servient land without the prior written consent of Transend or its successors to the intent that the burden of the covenant may run with and bind the servient land and every part thereof and that the benefit thereof may be annexed to the easement hereinbefore described.

#### LAND ACQUISITION ACT 1993

##### NOTICE OF ACQUISITION

###### (Section 18)

PURSUANT to Section 18 of the *Land Acquisition Act 1993* (referred to as “the Act”), Transend Networks Pty Ltd (being an acquiring authority in accordance with the Act), does hereby declare that the “Electricity Easement and Restriction as to User of Land” described in the Second Schedule hereto over the land described in the First Schedule hereto is taken and vested in Transend Networks Pty Ltd absolutely under the Act, for the authorised purpose of constructing, maintaining and operating electricity infrastructure necessary for the transmission of electricity

Dated this twenty-fourth day of December 2008

For and on behalf of Transend Networks Pty Ltd,

D. P. OXLEY, Company Secretary for  
Transend Networks Pty Ltd ABN 57 082 586 892,  
7 Maria Street Lenah Valley, Tasmania, 7008.

###### *First schedule*

ALL THAT parcel of land situate in the Parish of Branhholm and in the Land District of Dorset in Tasmania containing 79.408 hectares (area) or thereabouts delineated as Lot 1 on registered Plan 217612 being the land comprised in the Register Volume 217612 Folio 1 registered in the name of Phillip John Rattray and Sonja Lyn Rattray

###### *Second schedule*

##### **Electricity easement and restriction as to user of land means:**

FIRSTLY the full and free right and liberty for Transend Networks Pty Ltd (described as “Transend”) and its successors and its and their servants, agents and contractors at all times hereafter:

(a) TO clear the lands marked “Transmission Line Easement 50.00 Wide” on Plan of Survey 145939 in the office of the Recorder of Titles (described as “the servient land”) and to lay, erect, construct, install and operate, in, upon, over, along and under the servient land towers, poles, wires, cables, apparatus, appliances and other ancillary work (described collectively as “electricity infrastructure”) for the transmission of electrical energy and for purposes incidental thereto.

(b) TO inspect, maintain, repair, modify, add to, replace and remove the electricity infrastructure.

(c) TO cause or permit electrical energy to flow or be transmitted or distributed through the electricity infrastructure.

(d) TO cut away remove and keep clear of the electricity infrastructure all trees and other obstructions or erections of any nature whatsoever which may at any time overhang, encroach upon or be in or on the servient land and which may in the opinion of Transend or its successors endanger or interfere with the proper operation of the electricity infrastructure.

(e) TO enter into and upon the servient land for all or any of the above purposes, with or without all necessary plant equipment and machinery and the means of transporting the same, and if necessary to cross the remainder of the land, where practicable in consultation with the registered proprietor/s, for the purpose of access and egress to and from the servient land.

SECONDLY the benefit of a covenant for Transend and its successors with the registered proprietor/s for themselves and their successors not to erect any buildings or place any structures or objects within the servient land without the prior written consent of Transend or its successors to the intent that the burden of the covenant may run with and bind the servient land and every part thereof and that the benefit thereof may be annexed to the easement hereinbefore described.

#### LAND ACQUISITION ACT 1993

##### NOTICE OF ACQUISITION

###### (Section 18)

PURSUANT to Section 18 of the *Land Acquisition Act 1993* (referred to as “the Act”), Transend Networks Pty Ltd (being an acquiring authority in accordance with the Act), does hereby declare that the “Electricity Easement and Restriction as to User of Land” described in the Second Schedule hereto over the land described in the First Schedule hereto is taken and vested in Transend Networks Pty Ltd absolutely under the Act, for the authorised purpose of constructing, maintaining and operating electricity infrastructure necessary for the transmission of electricity

Dated this twenty-fourth day of December 2008

For and on behalf of Transend Networks Pty Ltd,

D. P. OXLEY, Company Secretary for  
Transend Networks Pty Ltd ABN 57 082 586 892,  
7 Maria Street Lenah Valley, Tasmania, 7008.

###### *First Schedule*

ALL THAT parcel of land situate in the Parish of Scottsdale and in the Land District of Dorset in Tasmania containing 150.6 hectares (area) or thereabouts delineated as Lot 2 on Sealed Plan 144906 being the land comprised in the Register Volume 144906 Folio 2 registered in the name of John Robert Williams and Sharryn Maree Williams

###### *Second schedule*

##### **Electricity easement and restriction as to user of land means:**

FIRSTLY the full and free right and liberty for Transend Networks Pty Ltd (described as “Transend”) and its successors and its and their servants, agents and contractors at all times hereafter:

(a) TO clear the lands marked “Transmission Line Easement 50.00 Wide” on Plan of Survey 145205 in



the office of the Recorder of Titles (described as “the servient land”) and to lay, erect, construct, install and operate, in, upon, over, along and under the servient land towers, poles, wires, cables, apparatus, appliances and other ancillary work (described collectively as “electricity infrastructure”) for the transmission of electrical energy and for purposes incidental thereto.

- (b) TO inspect, maintain, repair, modify, add to, replace and remove the electricity infrastructure.
- (c) TO cause or permit electrical energy to flow or be transmitted or distributed through the electricity infrastructure.
- (d) TO cut away remove and keep clear of the electricity infrastructure all trees and other obstructions or erections of any nature whatsoever which may at any time overhang, encroach upon or be in or on the servient land and which may in the opinion of Transend or its successors endanger or interfere with the proper operation of the electricity infrastructure.
- (e) TO enter into and upon the servient land for all or any of the above purposes, with or without all necessary plant equipment and machinery and the means of transporting the same, and if necessary to cross the remainder of the land, where practicable in consultation with the registered proprietor/s, for the purpose of access and egress to and from the servient land.

SECONDLY the benefit of a covenant for Transend and its successors with the registered proprietor/s for themselves and their successors not to erect any buildings or place any structures or objects within the servient land without the prior written consent of Transend or its successors to the intent that the burden of the covenant may run with and bind the servient land and every part thereof and that the benefit thereof may be annexed to the easement hereinbefore described.

## Cities/Councils

### GLAMORGAN SPRING BAY COUNCIL

#### ENVIRONMENTAL HEALTH BY-LAW

#### BY-LAW 1 OF 2008

BY-LAW made under Section 145 of the *Local Government Act 1993* for the purpose of regulating matters of environmental health within the municipal area.

#### PART 1

#### PRELIMINARY

#### Short Title

1. This by-law may be cited as the Environmental Health By-Law.

#### Interpretation

2. In this by-law:—

“approved container” in relation to the disposal of sharps, means any container which is impervious, rigid, durable, tamper resistant, clearly labelled and which is able to be securely fastened;

“animal” means;

- (a) any animal or bird kept for farming, breeding or other commercial purposes;
- (b) any domestic animal; or
- (c) any native bird or native animal

“authorised officer” is the General Manager of the Council. The General Manager may also delegate other officers for the purposes of this by-law;

“barbecue” means any device, structure, or equipment used, designed or adapted for cooking food in the open air for human consumption;

“builder” in relation to a building site, means the person who is employed to carry out building operations on the site or if there is no-one employed in that capacity, the owner of the site;

“building operations” means the erection, construction, alteration, repair, or demolition of a building, or any addition to a building;

“building site” means a place where building operations are being carried on;

“building surveyor” means a person appointed as a building surveyor under the *Building Act 2000*;

“caravan” any structure, moveable or not, that is primarily designed for temporary or permanent residence of persons and which are not prescribed building works as defined in Regulation 5 of the Building Regulations.

“Council” means the Glamorgan Spring Bay Council;

“domestic refuse” means all domestic garbage, rubbish and disposable garbage bags arising from human habitation;

“General Manager” means the General Manager appointed by the Council or an employee of the Council with the written delegation of the General Manager to act on behalf of the General Manager for the purposes of this by-law;

“hazardous waste” means waste which by itself or in combination with other materials may be infectious, explosive, poisonous, toxic or otherwise dangerous or injurious to human, animal or plant life;

“municipal area” means the area of land under the control of the Glamorgan Spring Bay Council and defined in column 1, schedule 3 of the *Local Government Act 1993*;

“on site aerated wastewater treatment and disposal system” means a system within the meaning of section 59 of the *Building Act 2000*;

“occupy” includes reside or live in or use any caravan for entertainment, sleeping, resting, cooking, eating, commercial or retail activities or for any similar use;

“owner” includes the occupier or other person having the control and management of any land;

“poultry” includes ducks, fowl, geese, guinea fowl, peacocks, pheasants and pigeons, or any other birds kept in an aviary;

“recycling centre” means an area set aside by Council for receiving materials that are recyclable;

“refuse” means any domestic refuse, rubbish, hazardous waste, trade refuse or any other similar materials, articles or things;

“refuse disposal site” means any area set apart by the Council for the disposal of refuse and includes refuse disposal area, waste transfer station, resource recovery facility, recycling centre, or tip;

“Environmental Health Officer” means an Environmental Health Officer appointed by the



General Manager as an employee of Council;

“sharps” means objects or devices having acute rigid corners, edges, points or protuberances capable of cutting or penetrating the skin and includes medical objects or devices capable of cutting or penetrating the skin, hypodermic needles, intravenous sets, pasteur pipettes, lancets and scalpel blades, and other similar medical objects or devices;

“tenant” means a person who is received into an accommodation house for payments;

“toilet” includes a facility which has a seat and a removable pan, a water closet or a portable toilet;

“transfer station” means a facility established by the Council for the purpose of receiving refuse for transfer to a refuse disposal site.

“nuisance” a thing, circumstance, something harmful or offensive causing trouble or annoyance to another..

## PART 2

### DISPOSAL OF REFUSE

#### Off-Loading Refuse at Refuse Disposal Site

3. (1) A person must not:

- (a) deposit any refuse outside the boundaries of any refuse disposal site;
- (b) deposit or cause to be deposited any refuse, noxious or offensive matter or liquid waste or rubbish of any kind on any refuse disposal site except in accordance with signs or directions given by an authorised officer.

Penalty: 5 penalty units

(2) For the purposes of this Part, an “authorised officer” includes the Environmental Health Officer, the Council’s Engineer or any other person employed or contracted by the Council as a Refuse Disposal Attendant and any other person authorised by the Council for the purpose of this Part.

#### Normal Hours of Refuse Disposal Site Operation

4. A person must not, without the written permission of the General Manager, deposit, place or drop or allow any person to deposit, place or drop any refuse in or on any refuse disposal site except on the days and within the periods of time fixed by the Council as shown on signs at the entrance to the site.

Penalty: 5 penalty units

#### Lighting of Fires

5. Unless otherwise authorised by an authorised officer, a person must not at a refuse disposal site:

- (a) deposit hot ashes, embers, or coals;
- (b) light any fire or feed or extend any fire which is already burning.

Penalty: 5 penalty units

#### Scavenging and Recycling

6. (1) A person unless otherwise authorised must not enter a refuse disposal site for any other purpose other than the depositing of garbage, rubbish or refuse.

(2) A person must not, without the written permission of an authorised officer, remove any article or thing deposited as refuse at the refuse disposal site or interfere with any material, plant or equipment.

Penalty: 5 penalty units

#### Disposal of loose paper

7. A person must not deposit any paper, cardboard, plastic bag or shopping bag without securing it from being scattered by the wind. This is required for disposal of this material at Council disposal sites which are open 40m3 bins.

Penalty: 5 penalty units

#### Refusal to accept refuse at a disposal site

8. An authorised officer may refuse to accept any refuse at a disposal site which, in the opinion of the authorised officer, is:—

- (a) likely to pose a substantive and unacceptable hazard to Council employees, the public, or the environment; or
- (b) excluded by the Department of Primary Industries, Water and Environment’s permit conditions for the disposal site.

#### Cartage of refuse

9. A person must not carry or cause to be carried any noxious matter on a public highway unless in a way that prevents it from:—

- (a) being accessed by flies; or
- (b) emitting any odours which are offensive to users of the highway.

Penalty: 2 penalty units

#### Disposal of Hazardous Waste

10. A person must not deposit, place or drop or allow any person to deposit, place or drop any hazardous waste at a refuse disposal site except with the prior written approval of an authorised officer.

Penalty: 5 penalty units

#### Disposal of sharps

11. A person must not deposit, place or drop or allow any person to deposit, place or drop any sharps in or on any refuse disposal site except with the prior written approval of an authorised officer and in an approved container for burial.

Penalty: 2 penalty units

## PART 3

### HOUSEHOLD REFUSE

#### Kerbside refuse collection

12. (1) The Council will provide a kerbside collection service for domestic waste only within a designated area.

(2) The General Manager may determine by notice classes of materials as being recyclables for the purpose of kerbside collection.

(3) The General Manager may determine by notice the management and control of the storage, collection, transport and disposal of refuse within the municipal area.

(4) For the purposes of this Part, “notice” means a Council notice displayed in a daily newspaper circulated in the municipal area and forwarded by Council or authorised officer to a person to whom this by-law applies.

(5) Every tenement within a designated kerbside collection area will, upon request, be provided with a mobile garbage bin (red) for the storage and collection of household refuse and a mobile garbage bin (yellow) for the storage and collection of recyclables.

(6) Receptacles provided in accordance with sub-clause (5) remain the property of the Council.

(7) Council may impose a charge for the replacement, repair or renewal of any mobile garbage bin.

(8) The Council or its authorised contractors will only collect household refuse that is contained within a mobile garbage bin with the lid closed provided by or purchased from the Council for that purpose, or nominated recyclables that are wholly contained within a recycling mobile garbage bin provided by or purchased from the Council for that purpose.

(9) A person other than the Council or its authorised contractor must not collect recyclables placed in a recycling bin for collection by Council's recycling collection service.

Penalty: 2 penalty units

#### General Provisions

**13.** A person within the designated kerbside collection service area as determined by Council resolution and is entitled to receive the kerbside collection service is to:—

- (a) store the mobile garbage bins wholly within the property boundaries unless otherwise authorised by an authorised officer, except when placed on the kerbside for collection in accordance with Council's notice relating to collections;
- (b) use the red mobile garbage bin for household refuse, and the yellow mobile garbage bin for recyclable material, which is produced on the premises;
- (c) keep the mobile garbage bins in good repair and thoroughly clean and sanitary;
- (d) clean and disinfect the mobile garbage bins if required to do so by the authorised officer;
- (e) keep the lid of the mobile garbage bins closed except when matter is being placed therein; and
- (f) leave the mobile garbage bins for collection on a day and in the manner and location approved by the authorised officer at least once per fortnight, or empty the mobile garbage bin at least once per fortnight, or whenever required to do so by the authorised officer, at a Council refuse disposal site;
- (g) ensure that the contents of the mobile garbage bin do not exceed 50 kilograms;
- (h) not place in the designated recycling bin (yellow mobile garbage bin) any matter except nominated recyclables;
- (i) remove the mobile garbage bins from the kerbside as soon as practicable after collection.

Penalty: 2 penalty units

#### Trade refuse exception

**14.** Clause 13 does not apply to refuse which is noxious, prejudicial to health, a nuisance or which is being collected by a registered waste disposal contractor.

#### Dangerous substances

**15.** The occupier of any premises must not place in any mobile garbage bin which is placed for Council collection any thing or substance which:—

- (a) is hot, or is likely to become hot;
- (b) may, or is likely to explode;
- (c) may interact with other substances in the bin and generate toxic or poisonous gases or fumes;
- (d) is corrosive;
- (e) contains sharps, hazardous waste or potentially infectious waste; or
- (f) is in any other way dangerous.

Penalty: 5 penalty units

## PART 4

### CONTROL OF ANIMALS

#### Maintenance of premises used by animals or poultry

**16.** The occupier of any premises where an animal or poultry is kept must:—

- (a) keep any structures, buildings, enclosures or areas which the animal or poultry has access to, clean and sanitary;
- (b) not allow the animal or poultry to cause any nuisance through smell, noise, rodents, flies or drainage;
- (c) take all necessary steps to abate any nuisance that may arise as a result of keeping of the animal or poultry.

#### Power to issue instruction to carry out works

An authorised officer may issue an instruction to carry out works to abate any environmental nuisance as defined under the *Environmental Management and Pollution Act 1994*. Failure to comply with an instruction will be a contravention of this By-law and may result in the imposition of a penalty.

Penalty: 5 penalty units

## PART 5

### CARAVANS

#### Application

**17.** This Part applies to caravans in the municipal area, but does not apply to those:—

- (a) occupied on Council land appointed as a caravan park; or
- (b) occupied on private land licensed by the Council as a caravan park; or
- (c) caravans used by travelling showpersons in the ordinary course of their business; or
- (d) caravans used by the Council work gangs or contractors involved in construction work for the Council; or
- (e) Situated on land designated by Council resolution for overnight parking of caravans.

#### Application for Caravan Licence

**18.** A person may apply in writing for a licence to occupy a caravan under this by-law by completing and returning to the Council an application in accordance with Form 1 in the first schedule.

#### Licence necessary to occupy a Caravan

**19.** A person must not have a caravan situated on land within the municipal area without a current licence issued by Council unless the caravan is situated at the person's principal place of residence solely for the purpose of storage.

Penalty: 5 penalty units.

#### Method of disposal of nightsoil and sullage water to be approved

**20.** A licence to occupy a caravan is not to be granted unless the proposed method for the disposal of nightsoil and sullage water has been approved by the Environmental Health Officer.

#### Cessation of occupation

**21.** When the holder of a licence issued by the Council ceases to occupy a caravan before the expiry of their licence the holder is to inform the Council within ten days of the cessation of occupation.

#### Licences

**22.** (1) On receipt of an application, an authorised officer may grant or refuse to grant a licence in accordance with Form 2 in the first schedule.

(2) A licence may be granted subject to terms and conditions.

(3) A licence if issued will be current to the 1<sup>st</sup> July of the proceeding year and must be renewed by the applicant annually on the 1<sup>st</sup> July each year.

(4) A person who breaches any licence condition imposed by the Council commits an offence.

Penalty: 5 penalty units.

#### **Power to dispense with compliance**

**23.** (1) Council by resolution may dispense with the compliance by any person with any provision of this Part on such terms and for such period as it thinks proper.

(2) A dispensation is not valid unless it is in writing and signed by the General Manager.

(3) Council may revoke a dispensation granted under this section at any time on giving notice to the person affected.

#### **Disallowance of occupation in public places**

**24.** A person must not occupy, erect or place a caravan on any road, public reserve or other public place.

Penalty: 5 penalty units.

#### **Disallowance of occupation in exchange for rent**

**25.** An owner or occupier of land must not authorise or permit any person to occupy a caravan situated on that land in exchange for the payment of rent whether the rent is paid to the owner or occupier of that land or to some other person.

#### **Occupation during house construction**

**26.** (1) A person who is constructing a house as a principal residence on land owned by them, must apply for a licence to occupy a caravan sited on that land.

(2) The duration of a licence issued under this clause is subject to the Council's Building Surveyor being satisfied that reasonable progress is being made on the construction of the house, but in any event the duration is to be no more than two (2) years.

#### **Entry onto land**

**27.** If an authorised officer of Council has reasonable cause to suspect that there has been a breach of this by-law, that officer may enter the premises on which it is suspected the breach has occurred after giving the owner or occupier of the premises notice of an intention to do so.

#### **Cancellation of Licence**

**28.** Council may cancel the licence of a person who is in breach of this Part or who breaches a condition imposed under the licence.

#### **Refusal of certificate of approval**

**29.** A certificate of approval may be refused if, in the opinion of the General Manager:—

- (a) the use of the caravan will adversely affect or is likely to adversely affect the amenities of the neighbourhood in which the caravan is to be set up;
- (b) the caravan does not contain satisfactory facilities for the supply of water or the disposal of sewage;
- (c) the caravan does not have sufficient or satisfactory facilities for the supply of water or disposal of sewage available to the occupants; or
- (d) the occupation of the caravan is likely to cause a health hazard.

#### **Fee for occupation of a caravan**

**30.** A person must not accept any fee or reward from any person in return for the occupation of any caravan set up on private property unless the property has a planning permit as a caravan park under the provisions of the *Glamorgan Spring Bay Planning Scheme 1994*

Penalty: 2 penalty units

#### **Permit not required for caravan park**

**31.** A permit is not required for setting up a caravan in a caravan park which has a planning permit as a caravan park under the provisions of the *Glamorgan Spring Bay Planning Scheme 1994*.

### **PART 6**

#### **SEWAGE TREATMENT**

#### **Maintenance**

**32.** (1) An on-site aerated wastewater treatment and disposal system installed within the municipal area that is installed on or after the day on which this By-law was made on land in the municipal area is subject to inspection and maintenance by the Council or its authorised agent in accordance with the specifications of the manufacturer and the requirements of Council.

(2) For the purposes of sub-clause (1), an authorised officer or agent may enter upon the land upon which an on-site aerated wastewater treatment and disposal system is situated provided that prior notice of the intention to enter has been given to the owner or occupier of that land.

(3) The Council may carry out in relation to an on-site aerated wastewater treatment and disposal system, any other inspection or maintenance operation, or other action, that is authorised by law, or in the opinion of the General Manager, is appropriate.

(4) For the purposes of this Part, an "authorised agent" includes any person and any company by its servants or agents authorised or engaged by Council to inspect, monitor or maintain an on-site aerated wastewater treatment and disposal system.

### **PART 7**

#### **PERMITS AND APPROVALS**

#### **Conditions of Permit or Approval**

**33.** (1) The holder of a permit or approval issued pursuant to this By-Law must comply with the terms and conditions thereof.

(2) The permit or approval under this by-law may be issued subject to such conditions as the General Manager may consider necessary.

#### **Referral to Council**

**34.** No provision of this by-law is to be construed as preventing the General Manager from referring any application for approval or a permit to the Council.

### **PART 8**

#### **INFRINGEMENT NOTICES**

#### **Infringement Notices**

**35.** (1) An authorised officer may:—

- (a) issue an infringement notice to a person who the authorised officer has reason to believe is guilty of a specified offence; and
- (b) issue one infringement notice in respect of more than one specified offence; and
- (c) impose a monetary penalty for the specified offence in respect of which the infringement notice is issued.

(2) Infringement notices may be issued in respect of the offences specified in Column 1 of Schedule 4 to this by-law

and the penalty specified in Column 3 opposite the offence is the penalty payable under an infringement notice issued in respect of that offence.

(3) An infringement notice alleging that a vehicle has been used in relation to a specified offence may be served by affixing it to that vehicle.

(4) The *Monetary Penalties Enforcement Act 2005* applies to an infringement notice issued under this by-law.

#### SCHEDULE 1

##### APPLICATIONS

##### FORM 1

#### GLAMORGAN SPRING BAY COUNCIL APPLICATION FOR CARAVAN LICENCE

Mr/Mrs/Ms/Miss:

Given Name.....

Surname .....

Residential Address.....

Telephone Number:

(Home) ..... (Work) .....

#### About the Caravan

Registration Number: .....Size:.....

Model: .....Manufacturer: .....

Colour: .....

Address where caravan will be kept: .....

Name of owner of land where caravan will be kept: .....

Address of owner of land: .....

Type of water supply to caravan: .....

Method of disposal of sewage wastes (including water closet, bath, shower, handbasin sink and laundry): .....

Number of people to occupy caravan: .....

Period proposed to remain on site: .....

Date: ...../...../.....

Signature of Applicant

Please attach a site plan to your application showing the outline of the property, the existing buildings, a photograph of the caravan the proposed location of the caravan.

#### SCHEDULE 2

##### LICENCES AND INFRINGEMENT NOTICES

##### FORM 2

#### GLAMORGAN SPRING BAY COUNCIL LICENCE TO OCCUPY A CARAVAN

A licence to occupy a caravan being a .....

of registration number .....

to be situated at.....

on land owned by .....

for a period of..... months, is hereby granted, subject to the following .....

The proposed method for the disposal of night soil and sullage water has been approved.

A fee of \$ ..... has been received by Council.

Date: ...../...../.....

.....  
Environmental Health Officer

#### SCHEDULE 3

##### NOTICE

##### FORM 3

#### INFRINGEMENT NOTICE

##### *Dog Control Act 2000*

#### INFRINGEMENT NOTICE

To: ..... of .....

Date of Birth - ...../...../..... (if known)

It is alleged that at/on or about ..... am/pm on the .....day of ..... 20.....at .....in the Glamorgan Spring Bay municipal area in Tasmania, you committed an offence(s) indicated in the Schedule below against the *Dog Control Act 2000*.

#### SCHEDULE OF OFFENCES

Section/ Clause	Offence Penalty	Units	Penalty
Total Amount Payable \$			

#### Payment procedures and options for dealing with this infringement notice

You must within 28 days of the date of service of this notice do one of the following:

- pay the infringement notice in full at either Council Offices, 38 Vicary Street, Triabunna or Noyes Street, Swansea or alternatively by post to PO Box 6, Triabunna 7190;
- if you wish to have any of the offences to which this infringement notice relates heard and determined by a court you must lodge a notice of election with the General Manager (Notice of election forms are available from the Council Office at 38 Vicary Street, Triabunna);
- apply to the General Manager in writing for the withdrawal of the infringement notice; or
- apply to the General Manager in writing for a variation of payment conditions.



**Deemed conviction & Enforcement**

If you do not lodge a notice of election within 28 days of service of this infringement notice on you and the infringement notice has not been withdrawn, you will be taken to be convicted of the offence(s) set out in this notice and the monetary penalty may be enforced under the *Monetary Penalties Enforcement Act 2005*.

Dated the ..... day of ..... 20.....

ISSUING OFFICER

**THIS NOTICE MUST ACCOMPANY PAYMENT**

Glamorgan Spring Bay Council, PO Box 6, Triabunna 7190

Phone 6257 4777 Fax 6257 4774

**SCHEDULE 4****INFRINGEMENT NOTICE OFFENCES**

Column 1	Column 2	Column 3
CLAUSE	OFFENCE	PENALTY (Penalty Units)
3(1)	Deposit of Refuse contrary to By-laws	2
4	Deposit of refuse at disposal site outside hours without permission	1
5	Unauthorised fire	1
6	Unauthorised scavenging and recycling	1
7	Unsecured loose paper etc	1
9	Cartage of noxious matter contrary to by-law	1
10	Disposal of hazardous waste without approval	1
11	Disposal of sharps without approval	1
13	Failure to comply with conditions of kerbside collection	.5
16	Failure to carry out imposed works for control of animal	2
19	Unlicensed occupation of a caravan	1
22	Breach of caravan licence conditions	1
24	Occupation of caravan in public place	.5
30	Fee for caravan occupancy	1

Certified as being in accordance with the law by:

P G Zeeman, Qualified Legal Practitioner

.....

Dated this first day of October, 2008 at Hobart

Certified as being made in accordance with the *Local Government Act 1993*:

DAVID METCALF, General Manager

Dated this tenth day of December, 2008 at Hobart

The Common Seal of the Glamorgan Spring Bay Council was hereunto affixed in the presence of:—

B. CADART ) Mayor

J. M. CRAWFORD ) Deputy Mayor

D. METCALF ) General Manager

SEAL

Confirmed by me this tenth day of December, 2008 at Hobart.

.....

JIM COX,

Minister for Local Government.

## Plant Quarantine

### Notification of Conditions and Restrictions in Relation to the Importation of Prescribed Matter

*Plant Quarantine Act 1997*

#### Section 68

This is to advise that on the 3rd December 2008, I, Alex Schaap, General Manager, Biosecurity and Product Integrity Division and Delegate of the Secretary, Department of Primary Industries and Water, approved revised conditions and restrictions on the importation of prescribed matter, to be imposed from 19<sup>th</sup> December 2008, by causing a signed Notice made under Section 68 of the *Plant Quarantine Act 1997* to be posted at the Quarantine Tasmania Centre, Macquarie Wharf No. 1, Hunter Street, Hobart, Tasmania, 7000.

The revised conditions and restrictions will be specified in the *Plant Quarantine Manual Tasmania Edition 2 - 2008* (the Manual). This Edition is divided into three parts. Part 1 of the Manual contains background information and explanatory notes. Parts 2 and 3 contain the conditions and restrictions on the import of prescribed matter as declared under the *PQA 1997*. Additional text clarifies that the Manual does not constitute all of the rules and requirements for the importation of plants and plant products into Tasmania, and advises stakeholders to also refer to the requirements contained in the *Genetically Modified Organisms Control Act 2004*.

The revisions to this edition of the Manual include, but are not limited to:

- Formation of Parts 1 and 2 of the Manual from what was previously Sections 1-5
- Deletion of Section 4 (Conditions of Entry for other Prescribed Matter and Vectors) and its re-integration into Parts 2.2-2.9 of the Manual
- Modified Import Requirement host range cross-referencing in Tables 2 -4 of the Manual
- Revision of IR 4A (Fruit Fly – addition of national methyl bromide fumigation standards), IR 5 (Fruit fly – addition of expanded cold sterilisation schedule by commodity), IR11 (Hosts and Vectors of Onion Smut (*Urocystis cepulae* Frost), and Iris Yellow Spot Tospovirus (IYSV)), IR 19 (Western Flower Thrips – additional methyl bromide alternative treatment specifications for orchids)
- Revised host range indexes for IR 16, 20, 23, 24 and 28

The Manual may be viewed in the Reception area of the Quarantine Tasmania Centre, Macquarie Wharf No. 1, Hunter St, Hobart, Tasmania. Alternatively, copies of the Manual may be downloaded from DPIW's web site at [www.dpiw.tas.gov.au](http://www.dpiw.tas.gov.au).

Alex Schaap  
GENERAL MANAGER  
BIOSECURITY AND PRODUCT INTEGRITY DIVISION



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