



# TASMANIAN GOVERNMENT GAZETTE

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## Notices to Creditors

CAROLINE SARAH JEAN BARRASS late of Strathdevon Nursing Home Latrobe in Tasmania home duties widow deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Caroline Sarah Jean Barrass who died on the second day of April 2010 are required by the Executor Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the thirtieth day of July 2010 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this thirtieth day of June 2010.

ANN SCOTT, Trust Administrator.

LAWSON MAXWELL CASTLES late of 10 Charles Street Ulverstone in Tasmania retired carpenter widowed deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Lawson Maxwell Castles who died on the fifteenth day of April 2010 are required by the Executor Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the thirtieth day of July 2010 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this thirtieth day of June 2010.

VALERIE HINE, Trust Administrator.

PEGGY EATON late of 6 Jermyn Street Ulverstone in Tasmania home duties married deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Peggy Eaton who died on the twenty-ninth day of March 2010 are required by the Executor Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the thirtieth day of July 2010 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this thirtieth day of June 2010.

VALERIE HINE, Trust Administrator.

### Tasmanian Government Gazette

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LOIS AMY FRAMPTON late of 27 Seabrook Street Seven Mile Beach in Tasmania widow deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Lois Amy Frampton who died on the twenty-third day of February 2010 are required by the Executor Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the thirtieth day of July 2010 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this thirtieth day of June 2010.

DALE CUNNINGHAM, Senior Trust Administrator.

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JOHN ANTHONY HASTIE late of 44 Cross Road Lucaston in Tasmania divorced deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased John Anthony Hastie who died on the fourth day of April 2010 are required by the Executor Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the thirtieth day of July 2010 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this thirtieth day of June 2010.

SARAH JOYES, Trust Administrator.

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JOYCE GWENDOLINE HOPKINSON late of Unit 4/127A Hopkins Street Moonah in Tasmania retired hotel manager/home duties widowed deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Joyce Gwendoline Hopkinson who died on the third day of April 2010 are required by the Executor Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the thirtieth day of July 2010 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this thirtieth day of June 2010.

MIKALA DAVIES, Trust Admin Assistant.

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LEONARD KEITH JACKSON late of 3 Bridview Place Bridport in Tasmania married deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Leonard Keith Jackson who died on the twelfth day of March 2010 are required by the Executor Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the thirtieth day of July 2010 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this thirtieth day of June 2010.

SUSAN McLAREN, Senior Trust Administrator.

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KATE MORRIS late of 2 Old Tramway Road Melrose in Tasmania home duties married deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Kate Morris who died on the seventeenth day of April 2010 are required by the Executor Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the thirtieth day of July 2010 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this thirtieth day of June 2010.

ANN SCOTT, Trust Administrator.

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COLIN LOCKHART PURTON late of 22 James Street Ulverstone in Tasmania retired Minister of Religion married deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Colin Lockhart Purton who died on the fourth day of April 2010 are required by the Executor Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the thirtieth day of July 2010 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this thirtieth day of June 2010.

ANN SCOTT, Trust Administrator.

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JEAN MURIAL REARDON (ALSO KNOWN AS JEAN MURIEL REARDON) late of Mary Ogilvy Home 51 Pirie Street New Town in Tasmania widow deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Jean Muriel Reardon (also known as Jean Muriel Reardon) who died on the thirteenth day of April 2010 are required by the Executor Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the thirtieth day of July 2010 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this thirtieth day of June 2010.

LAURA ROUND, Trust Administrator.

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PATRICIA RENSHAW late of 2/16 Bimbimbi Avenue Prospect Vale in Tasmania widow deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Patricia Renshaw who died on the fourth day of April 2010 are required by the Executor Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the thirtieth day of July 2010 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this thirtieth day of June 2010.

REBECCA SMITH, Trust Administrator.

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KENNETH RIVIS VINCENT late of 1 Bass Highway Burnie in Tasmania retired funeral director/married deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Kenneth Ravis Vincent who died on the seventh day of January 2010 are required by the Executors Beverley Phyllis Vincent Edmond Rivers Vincent and Tasmanian Perpetual Trustees Limited of 29 Murray Street Hobart in Tasmania to send particulars to the said Company by the thirtieth day of July 2010 after which date the Executors may distribute the assets having regard only to the claims of which they then have notice.

Dated this thirtieth day of June 2010.

SHERENE WOODARD, Trust Administrator.

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PETER WOOLLEY late of Glenview Home 2-10 Windsor Street Glenorchy in Tasmania single deceased: Creditors next of kin and others having claims in respect of the property or Estate of the deceased Peter Woolley who died on the twenty-eighth day of April 2010 are required by the Executor Tasmanian Perpetual Trustees Limited of 23 Paterson Street Launceston in Tasmania to send particulars to the said Company by the thirtieth day of July 2010 after which date the Executor may distribute the assets having regard only to the claims of which it then has notice.

Dated this thirtieth day of June 2010.

ALISON ROSSETTO, Trust Administrator.

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NOREEN MARY RILEY late of Compton Downs Nursing Home Old Beach in Tasmania retired home duties/widow who died on the eleventh day of March 2010: Creditors next of kin and others having claims in respect of the property of the abovenamed deceased are required by the Executor Patricia Mary Zapotocky care of Blissenden Lawyers of 120 Main Road Moonah in Tasmania to send particulars to the said Executor on or before the thirtieth day of July 2010 after which date the Executor may distribute the assets having regard only to the claims of which the Executor then has notice.

Dated this thirtieth day of June 2010.

BLISSENDEN LAWYERS, Solicitors 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 the Estate of DALLAS GORDON CRON late of 10 Albert Street Branhholm in Tasmania fitter and turner deceased intestate may be granted to Ivy Agnes Cron of 10 Albert Street Branhholm in Tasmania the lawful mother of the said deceased.

Dated this thirtieth day of June 2010.

ARCHER BUSHBY,  
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 EDWARD ANKETELL HENDERSON late of the Freemasons Homes 7 Balawinne Road Lindisfarne in Tasmania deceased intestate may be granted to Richard Anketell Henderson of 143 Shackleton Court Mawson Canberra in ACT retired public servant the son of the said deceased and also to Frank Anketell Henderson of 44 Derwent Avenue Lindisfarne in Tasmania human resource officer the son of the said deceased and also to John Anketell Henderson of 28 Kenelm Avenue Sisters Beach in Tasmania pensioner the son of the said deceased and also Elizabeth Anketell Colman of 6 Climie Street Campania in Tasmania school teacher the daughter of the said deceased.

Dated the tenth day of June 2010.

C. A. JOHNSTONE, MUNNINGS & CO,  
Solicitors for the Applicants.

### 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 IRENE LILY BAILEY late of 46 Balook Street Lauderdale in Tasmania may be granted to Ian Richard Bailey of 48 Balook Street Lauderdale in Tasmania bus operator/instructor the son of the said deceased.

Dated the twenty-second day of June, 2010.

PWB LAWYERS,  
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 (with the Will Annexed) of the Estate of WALA CZYZ late of 51 Sinclair Avenue Moonah in Tasmania may be granted to Lili Kristina Czyz of 68 Amy Street Moonah in Tasmania receptionist and Yurik Roman Czyz of 56 Forest Road West Hobart in Tasmania retired marketing manager the children of the said deceased.

Dated the twenty-first day of June 2010.

PWB LAWYERS,  
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 GWYNNETH RAE JONES late of 1/2 Fielding Drive West Hobart in Tasmania single/customer service deceased intestate may be granted to Donald John Jones (retired teacher/married) and Elizabeth Rae Jones (PhD student/married) both of 846 Huon Road Fern Tree in Tasmania the lawful parents of the deceased.

Dated this thirtieth day of June 2010.

CLERK WALKER,  
Solicitors for the Applicants.

### ADMINISTRATION AND PROBATE ACT 1935

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

NOTICE is hereby given that after the expiration of fourteen days from the publication hereof application will be made to the Supreme Court of Tasmania in its Ecclesiastical Jurisdiction that Letters of Administration of the Estate of LILA MARY MORICE late of 2 Kings Lane Latrobe in Tasmania retired nurse married woman deceased intestate may be granted to Lyle George Morice of 2 Kings Lane Latrobe in Tasmania the lawful husband of the said deceased.

Dated this thirtieth day of June, 2010.

BRUCE DAVIES,  
Solicitor for the Applicant.

## Industrial Relations

### INDUSTRIAL RELATIONS ACT 1984

#### *Notice of the Making of an Award*

NOTICE is hereby given of the variation by the Tasmanian Industrial Commission of the following awards:

<i>Name of Award</i>	<i>Award No.</i>	<i>Date Made</i>
Police Award .....	2/2010	21.06.10
Tasmanian Fire Fighting Industry Employees Award .....	1/2010	22.06.10

Dated this thirtieth day of June 2010.

A. T. MAHONEY, Registrar.

## State Policies and Projects

### STATE POLICIES AND PROJECTS ACT 1993

#### NOTIFICATION OF REPORT

IN JULY and October 2006, the Premier and Minister administering the *State Policies and Projects Act 1993*, the Hon. Paul Lennon issued Ministerial Directions to the Tasmanian Planning Commission (the Commission) in relation to the Lauderdale Quay development proposal requiring the Commission to undertake an integrated assessment of the project. The project was declared by the Governor to be a project of State significance by an order made under section 18 (2) of the Act on 17 October 2006.

Notice is hereby given that the Commission has prepared a report on the Lauderdale Quay development proposal in accordance with section 26 (1) of the Act. The report is now available on the Commission's website:

<http://www.planning.tas.gov.au>

The report may be inspected at the Commission's office at: 3rd floor, 144 Macquarie Street, Hobart.

Any enquiries can be directed to the Commission by phoning (03) 6233 2795 or email [enquiry@planning.tas.gov.au](mailto:enquiry@planning.tas.gov.au)

Dated this thirtieth day of June 2010.

G. ALOMES, Executive Commissioner.

## Dangerous Substances (Safe Handling)

### DANGEROUS SUBSTANCES (SAFE HANDLING) ACT 2005

#### NOTICE OF CLASSIFICATION OF A MAJOR HAZARD FACILITY

IN ACCORDANCE with section 30(1) of the *Dangerous Substances (Safe Handling) Act 2005*, and the delegation from the Secretary of the Department of Justice dated 15 January 2010, I, Roy Ormerod, General Manager of Workplace Standards Tasmania, following consultation with the occupier, classify the facilities listed below as a major hazard facility.

Occupier Trading as	Location	*GDA 94 Reference
Orica Australia Pty Ltd	Railton	E 449319 N 5423784
Forze Pty Ltd	Margate	E 521452 N 5237862

I am satisfied that -

- (a) dangerous substances are, or are likely to be, handled at the facility in a greater than prescribed quantity; and
- (b) a dangerous substances emergency at the facility could pose a risk to persons, property or the environment outside the facility.

Therefore, all the requirements of the Act which apply to major hazard facilities and, in particular, Part 4, apply to the abovementioned facilities.

This classification takes effect from 30 June 2010.

ROY ORMEROD, General Manager,  
Workplace Standards Tasmania.

\*Geocentric Datum of Australia (also known as "the GDA" or "GDA 94") as defined in the Commonwealth Gazette No. GN 35 dated 6 September 1995.

## Government Notices

Department of Health and Human Services,  
Hobart Tas 7000

### POISONS ACT 1971

NOTICE is hereby given that the appointments of the following inspectors made pursuant to section 23 of the *Poisons Act 1971* are rescinded.

Department of Police and Emergency Management

Armando Mario Pasa  
Marco Antonio Cosentino  
Lorinda Julene Williams  
Karina Louise Lane  
Jason Harris  
Scott Edwards  
Nicholas James Clark  
Phillip James Norton  
Jonathon Craig Higgins  
Melanie Jane Franklin  
Aaron John Hart

Notice is hereby given that, under the power conferred by Section 23 of the *Poisons Act 1971*, the following persons are appointed as inspectors.

Department of Police and Emergency Management

Courtney Louise Allen  
Hamish Ian Woodgate  
Katrina Louise Shortall  
Kristina Faye Soldatenko  
Matthew Anthony Knight  
Melanie Joan Groves  
Michael John Hinchin  
Russell Waldock  
Ruth Cameron Orr  
Thomas Robert Gordon  
Sharon Bell  
Wayne Hardman

MICHELLE O'BYRNE,  
Minister for Health.

Government House  
Hobart, Tasmania  
25 June 2010

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

- A Bill for an Act to amend the *Financial Management and Audit Act 1990. Financial Management and Audit Amendment Act 2010* (Act No. 1 of 2010)
- A Bill for an Act to regulate health practitioners. *Health Practitioner Regulation National Law (Tasmania) Act 2010* (Act No. 2 of 2010)
- A Bill for an Act to amend certain Acts and statutory rules consequent on the enactment of the *Health Practitioner Regulation National Law (Tasmania) Act 2010. Health Practitioner Regulation National Law (Tasmania) (Consequential Amendments) Act 2010* (Act No. 3 of 2010)
- A Bill for an Act to provide for offences in relation to the dispensing of optical appliances, the provision of prescriptions, the assessment of a person's suitability to wear contact lenses and for related matters. *Optometry Offences Act 2010* (Act No. 4 of 2010)

By His Excellency's Command

ANNE PARKER,  
Official Secretary.



## 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 \$14 per hectare. This determination has effect on and from 1 July 2010.

Dated the twenty-eighth day of June 2010.

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

## Heritage



### Historic Cultural Heritage Act 1995

#### NOTICE OF PERMANENT ENTRY OF PLACE IN THE TASMANIAN HERITAGE REGISTER

In accordance with sections 21(1)(a) and 26(c) of the *Historic Cultural Heritage Act 1995* (the Act), the Tasmanian Heritage Council has entered the following place in the Tasmanian Heritage Register on a permanent basis:

Royal Park South, Military Sites and Monuments,  
78 Paterson Street, Launceston

Any person who lodged an objection or submission may appeal to the Resource Management and Planning Appeal Tribunal against a decision of the Heritage Council under section 27 of the Act. An appeal must be made in writing and lodged with the Appeal Tribunal (GPO Box 2036 Hobart 7001) within 30 days after this notice.

Michael Lynch  
Chair  
30 June 2010

## Electricity Supply Industry

### ELECTRICITY SUPPLY INDUSTRY (CONTESTABLE CUSTOMER) REGULATIONS 2005

#### AMENDMENT OF APPROVED 'DRAFT PRO-FORMA FALLBACK CONTRACT' PROPOSED BY AURORA ENERGY PTY LTD

AURORA ENERGY, hereby announces the amendment to the approved Tranche 4 'draft pro-forma fallback contract' pursuant to sub-regulation 15(8) of the *Electricity Supply Industry (Contestable Customer) Regulations 2005*. The Regulator has approved the substitution of the approved tranche 4 pro-forma fallback contract with an amended tranche 4 pro-forma fallback contract, which includes a specified energy rate of 8.586 ¢/kWh.

The amended 'draft pro-forma fallback contract' takes effect from the date of publication in the *Gazette*.

Copies of the Regulator's Decision on the approval are available from the Economic Regulator's web-site at <http://www.economicregulator.tas.gov.au> or from the Office on (03) 6233 6323.

PETER DANE, Manager, Retail Pricing & Regulation  
Aurora Energy.

## Marine and Safety

### MARINE AND SAFETY (MOTOR BOATS AND LICENCES) AMENDMENT BY-LAWS 2010

THE Marine and Safety Authority makes the following by-laws under section 42 of the Marine and Safety Authority Act 1997.

#### 1. Short title

These by-laws may be cited as the *Marine and Safety (Motor Boats and Licences) Amendment By-laws 2010*.

#### 2. Commencement

These by-laws take effect on 1 July 2010.

#### 3. Principal By-laws

In these by-laws, the *Marine and Safety (Motor Boats and Licences) By-Laws 2008* are referred to as the Principal By-laws.

#### 4. Clause 3 amended (Interpretation)

Clause 3 of the Principal By-laws is amended as follows:

- (a) by inserting the following definition after the definition of "approved":

"AS" means a standard published, and as from time to time amended or substituted, by –

- (a) Standards Australia; or

- (b) Standards Australia and Standards New Zealand jointly, with the prefix AS/NZS;

- (b) by omitting the definition of "canoe";

- (c) by omitting the definition of "kayak";

- (d) by omitting the definition of "motor boat" and substituting the following definition:

"motor boat" means a boat that –

- (a) is designed to be propelled by its own mechanical power, whether or not mechanical power is the principal means of propulsion; and

- (b) is not also a commercial vessel;

- (e) by omitting from the definition of "motor propelled tender" "vessel" first occurring and substituting "motor boat";

- (f) by omitting the definition of "non-motorised boat";

- (g) by omitting the definitions of "partially smooth waters" and "personal flotation device" and substituting the following definitions:

"partially smooth water" means partially smooth water as specified in Schedule 2 to the *Marine and Safety (Definition of Operational Areas) By-Laws 2003*;

"PFD 1" means –

- (a) a personal flotation device that meets the requirements of AS 1512 – 1996; or

- (b) a personal flotation device that meets the requirements of AS 4758.1 – 2008 (for Level 150 or Level 100 personal flotation devices);

"PFD 2" means –

- (a) a personal flotation device that meets the requirements of AS 1499 – 1996; or

- (b) a personal flotation device that meets the requirements of AS 4758.1 – 2008 (for Level 50 personal flotation devices);

**“PFD 3”** means –

- (a) a personal flotation device that meets the requirements of AS 2260 – 1996; or
- (b) a personal flotation device that meets the requirements of AS4758.1 – 2008 (for Level 50 Special purpose personal flotation devices);
- (h) by omitting the definition of “personal water craft” and substituting the following definition:  
**“PWC”** means a motor boat that –
  - (a) is designed to use an inboard motor, powering a jet drive, as the principal means of propulsion; and
  - (b) is designed to be operated by a person standing, crouching or kneeling on it, or sitting astride it, rather than within the confines of it;
- (i) by omitting the definition of “sheltered waters” and substituting the following definition:

**“sheltered waters”** means the waters specified in Schedule 1 or 2 to the *Marine and Safety (Definition of Operational Areas) By-Laws 2003*, or any other waters within 2 nautical miles to seaward of the mainland of the coast of Tasmania, but does not include waters that are within an area bounded –

- (a) in the north by an imaginary straight line beginning at the westernmost point of Cape Grim and running due west to the outer limit of coastal waters; and
- (b) in the east by an imaginary line beginning at the westernmost point of Cape Grim, following the west coast of the mainland of Tasmania until intersection with the westernmost point of South East Cape and then running due south to the outer limit of coastal waters;
- (j) by omitting the definition of “smooth waters” and substituting the following definition:

**“smooth water”** means –

- (a) smooth water as specified in Schedule 2 to the *Marine and Safety (Definition of Operational Areas) By-Laws 2003*; or
- (b) the waters of any inland lake, river or stream.

#### 5. Clause 4 rescinded

Clause 4 of the Principal By-laws is rescinded.

#### 6. Clause 17 amended (Requirement to hold a licence)

Clause 17 of the Principal By-laws is amended as follows:

- (a) by omitting “drive or” from subclause (1);
- (b) by omitting “drives or” from subclause (2).

#### 7. Clause 32 substituted

Clause 32 of the Principal By-laws is rescinded and the following clause is substituted:

##### 32. Personal flotation devices

(1) In this clause –

**“proceeding motor boat”** means a motor boat that is proceeding under power.

- (2) A person who is on a proceeding motor boat that is less than 6 metres in length must wear an approved personal flotation device.

Penalty: Fine not exceeding 5 penalty units.

- (3) The master of a motor boat of a kind referred to in subclause (2) must ensure that each person on the motor boat who is under the age of 16 years complies with that subclause.

Penalty: Fine not exceeding 5 penalty units.

- (4) The master of a proceeding motor boat that is 6 metres or more in length must ensure that each person on the motor boat who is under the age of 12 years wears an approved personal flotation device.

Penalty: Fine not exceeding 5 penalty units.

- (5) Despite subclauses (2), (3) and (4), if a person is in a deckhouse, cabin or secure enclosed place on a motor boat, that person is not required to comply with subclause (2) and –

- (a) if that person is under the age of 16 years, the master of that motor boat is not required to comply with subclause (3); or
- (b) if that person is under the age of 12 years, the master of that motor boat is not required to comply with subclause (4).

- (6) For the purposes of subclauses (2), (3) and (4), an approved personal flotation device is –

- (a) for a motor boat (other than a PWC) –
  - (i) in smooth water, a PFD 1 or PFD 2; or
  - (ii) in waters other than smooth water, a PFD 1; or
- (b) for a motor boat (being a PWC) –
  - (i) in smooth water or sheltered waters, a PFD 1, PFD 2 or PFD 3; or
  - (ii) in waters other than smooth water or sheltered waters, a PFD 1.

#### 8. Clause 36 amended (Capacity label)

Clause 36 of the Principal By-laws is amended by omitting from subclause (3)(a) “Australian Standard” and substituting “AS”.

#### 9. Schedule 1 amended

Schedule 1 to the Principal By-laws is amended as follows:

- (a) by omitting “Australian Standard” from item 1(1) of Part 3;
- (b) by omitting from item 2(2) of Part 3 “Australian Standard AS 1841.5 (1992), AS1846” and substituting “AS 1841.5 (1992) or AS 1846”;
- (c) by omitting “Australian Standard” from item 3(2) of Part 3;
- (d) by rescinding item 5 of Part 3;
- (e) by omitting from item 6(1) of Part 3 “Australian Standard AS2092” and substituting “AS 2092”.

The common seal of the Marine and Safety Authority was affixed in pursuance of a resolution of the Authority made at a meeting held on 18 June 2010 in the presence of –

.....  
SIMON FITZGERALD  
Chairperson

.....  
COLIN FINCH  
Chief Executive

## 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>Supreme Court Civil Procedure Act 1932</i>	S. R. 2010, No. 57	<i>Supreme Court Amendment Rules 2010</i>
(2) <i>Supreme Court Civil Procedure Act 1932</i>	S. R. 2010, No. 58	<i>Supreme Court Forms Amendment Rules 2010</i>
(3) <i>Defamation Act 2005</i>	S. R. 2010, No. 59	<i>Defamation Order 2010</i>
(4) <i>Legal Profession Act 2007</i>	S. R. 2010, No. 60	<i>Legal Profession (Disciplinary Tribunal) Rules 2010</i>

#### GENERAL PURPORT OR EFFECT OF THE ABOVEMENTIONED STATUTORY RULES

##### (1) *Supreme Court Amendment Rules 2010*

These Rules of Court amend the *Supreme Court Rules 2000* by –

- (a) increasing the prescribed rates of interest that apply to debts and judgments; and
- (b) further providing for the payment of costs ordered against litigation guardians; and
- (c) requiring parties to deliver copies of discoverable documents to other parties in certain circumstances; and
- (d) further providing for the production, and destruction, of subpoenaed documents.

##### (2) *Supreme Court Forms Amendment Rules 2010*

These Rules of Court amend the *Supreme Court Forms Rules 2000* by –

- (a) updating the titles used in several forms for the judges and the Associate Judge; and
- (b) inserting a form for a notice and declaration to be attached to a subpoena; and
- (c) making minor consequential amendments.

##### (3) *Defamation Order 2010*

This order, for the purposes of section 35(1) of the *Defamation Act 2005*, declares \$311 000 to be the maximum amount of damages for non-economic loss that may be awarded from 1 July 2010 in defamation proceedings.

##### (4) *Legal Profession (Disciplinary Tribunal) Rules 2010*

These rules regulate the making, hearing and determining of applications to the Disciplinary Tribunal under the *Legal Profession Act 2007*.

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

P. R. CONWAY, Chief Parliamentary Counsel.

#### PARLIAMENTARY STANDING COMMITTEE ON SUBORDINATE LEGISLATION

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

RUTH FORREST, MLC, Chairperson.



# Our conscience is crystal clear.

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Print Applied Technology remains ever vigilant in reducing the impact of its operations on the environment, and environmental management within our production facilities is considered a critical aspect of our business.

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