



TASMANIAN GOVERNMENT GAZETTE

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Tasmanian Government Gazette

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Notices to Creditors

JAMES ROY DARLING late of 3 Kirval Court West Hobart in Tasmania, Deceased.

Creditors, Next of Kin and others having claims in respect of the property or estate of the abovenamed deceased who died on the 10th day of October 2019 are required by the Executors SCOTT WILLIAM LAW and VIRGINIA LESTER MCCANN to send particulars of their claim to the Registrar of the Supreme Court of Tasmania, GPO Box 167, Hobart 7001 by the 13th day of March 2020 after which date the Executors may distribute the assets having regard only to the claims of which they have notice.

Dated this twelfth day of February 2020.

E.R. HENRY WHERRETT & BENJAMIN

GRAHAME GLENN HARRISON late of 1/471 Nelson Road, Mount Nelson in Tasmania, Business Owner/Divorced, died on 29 November 2019.

Creditors, next of kin and others having claims in respect of the property of the abovenamed deceased, are required by the Executor, ALAINE MARY HARRISON, C/- Tremayne Fay Rheinberger Lawyers, 119 Macquarie Street, Hobart in Tasmania to send particulars of their claim in writing to the Registrar of the Supreme Court of Tasmania by 12 March 2020 after which date the Executor may distribute the assets, having regard only to the claims of which she then has notice.

Dated this twelfth day of February 2020.

TREMAINE FAY RHEINBERGER LAWYERS,
Solicitors for the Estate

Notice is hereby given that the Public Trustee has filed in the office of the Registrar of the Supreme Court at Hobart an election to administer the estate(s) of

HILDA MARGARET RAYNER late of Eskleigh Nursing Home
16087 Midland Highway Perth in Tasmania Salvation Army
Volunteer/Single Woman deceased

Dated this twelfth day of February 2020.

DAVID BENBOW, Chief Executive Officer, Public Trustee
Email: tpt@publictrustee.tas.gov.au

Administration and Probate

Administration and Probate Act 1935

Notice for Claims

DOROTHY JUNE KAY late of Huon Regional Care Franklin in Tasmania. Creditors, next of kin and others having claims in respect of the property or estate of the deceased DOROTHY JUNE KAY who died on the 10 May 2019 are required by the Executors CAROL JUNE HINDRUM, SUZANNE MAREE YATES and LYNETTE HELEN KAY C/- Simmons Wolfhagen of Level 4, 99 Bathurst Street, Hobart in Tasmania to send particulars to Simmons Wolfhagen and to the Registrar of the Supreme Court of Tasmania, GPO Box 167, Hobart in Tasmania 7001 by the 13 March 2020 after which date the Executors may distribute the assets, having regard only to the claims of which they then have notice.

Dated this twelfth day of February 2020.

SIMMONS WOLFHAGEN, Solicitors for the Executors.

Administration and Probate Act 1935

Notice of Application To Reseal Letters of Administration

Notice is hereby given that, after the expiration of 14 days from the publication hereof, DIANE LORNA KING of 1/14 Christina Street, Burwood in Victoria, the Administrator of the estate of JANINE MICHELLE KING, late of 28 Railway Street, Rainbow in Victoria, deceased, to whom Letters of Administration granted by the Court of Victoria on the 12 August 2019, will apply to the Supreme Court of Tasmania in its Ecclesiastical Jurisdiction that the seal of the Said Supreme Court of Tasmania may be affixed to the said Letters of Administration pursuant to Part VI of the *Administration and Probate Act 1935*.

Dated this twenty third day of January 2020.

BARTLETTS BARRISTERS & SOLICITORS,
Australian Legal Practitioner acting on their behalf

Administration and Probate Act 1935

Notice for Claims

In the Estate of CORNELIA LUCIA MARIA TARR, late of 52 Rosedale Road, Bicheno in Tasmania, who died on 12 October 2019. Creditors, next of kin and others having claims in respect of the property of the abovenamed deceased, are required by the Executors DAVID BRUCE TARR and MICHELLE MAREE PLOWMAN of 52 Rosedale Road, Bicheno in Tasmania, to send particulars in writing to the said Executors and The Registrar, Probate Registry, Supreme Court of Tasmania, Salamanca Place, Hobart in Tasmania on or before 12 March 2020 after which date the Executors may distribute the assets, having regard only to the claims of which they then have notice.

Dated this twelfth day of February 2020.

DAVID BRUCE TARR and
MICHELLE MAREE PLOWMAN.
The Executors for the Estate.

Administration and Probate Act 1935

Notice for Claims

JAMES HENRY LAWLER late of 16 Adina Street Geilston Bay in Tasmania. Creditors, next of kin and others having claims in respect of the property or estate of the deceased JAMES HENRY LAWLER who died on the 27 October 2019 are required by the Executor JAMES BENSON WALKER C/- Simmons Wolfhagen of Level 4, 99 Bathurst Street, Hobart in Tasmania to send particulars to Simmons Wolfhagen and to the Registrar of the Supreme Court of Tasmania, GPO Box 167, Hobart in Tasmania 7001 by the 13 March 2020 after which date the Executor may distribute the assets, having regard only to the claims of which he then has notice.

Dated this twelfth day of February 2020.

SIMMONS WOLFHAGEN, Solicitors for the Executors.

Poisons

POISONS ACT 1971

Notice is hereby given that in accordance with Section 23 of the *Poisons Act 1971*, the undermentioned persons are appointed as inspectors:

Department of Police, Fire and Emergency Management,

KATE CHAMBERS
PAUL COOPER
WILLIAM FLYNN
JENNIFER HAWKINS
MICHAEL HOLLINGSWORTH
TRACEY KIRBY
BRENT O' MAHONEY
MARTIN PARKER
KEVIN SMITH
ADAM STARR
KIM STEVEN
GAVIN STORAY
SCOTT TEMPLAR

Department of Health

CHOI-LING BATTEN

These appointments are effective from the date of gazettal.

Notice is hereby given that in accordance with Section 23 of the *Poisons Act 1971*, the appointments of the undermentioned persons as inspectors are rescinded:

FRANCIS ABOUD
COURTNEY LOUISE ALLEN
TODD BARRY APTED
CASSANDRA AUSTEN
KENNETH ROSS BAIN
SHARON BELL
CHARMAINE BLUE
NICOLA BOWDEN
DANIELLE JANE BURNIE
LOUISE CATHERINE CANE
XANTHE ELIZABETH CLIFFORD
SIMON MATTHEW CONROY
MELINDA ANNE DEPAOLI
JASON DICKER
MICHAEL ROSS DUNHAM
MARK DESMOND DUNN
JOHN JOSEPH DWYER
DAVID JOHN FARRELL
SHANE STANLEY FLUDE
ERICA FRANKS
JAMES GRAHAM GALLOWAY

JOHN JOSEPH GALLOWAY
 DAVID GAMMON
 THOMAS ROBERT GORDON
 KATRINA LOUISE GORMAN
 CRAIG GRANQUIST
 STEPHEN MARK GRIDLEY
 MELANIE JOAN GROVES
 WAYNE HARDMAN
 PETER TERRENCE HARRIS
 JAMIE MICHAEL HART
 BRUCE CHARLES HENDERSON
 MICHAEL JOHN HINCHEN
 PETER HOUSTEIN
 ADAM HUNTER
 SIMON KENNETH JONES
 HELEN MEGAN KIBBEY
 ROBERT JAMES KING
 CHRISTOPHER JAMES KNIGHT
 MATTHEW ANTHONY KNIGHT
 IAN WILLIAM LINDSAY
 PAUL JOHN LOMAX
 CLAIRE LOWE
 LAUREN MAREE MCMAHON
 ANDREW MAINGAY
 GLENN ANDREW MARTIN
 MICHAEL JOHN MOSES
 MELANIE ANN NICHOLS
 TODD ANDREW OAKLEY
 STEVEN JOHN ORME
 RUTH CAMERON ORR
 MELISSA PALMER
 SANDRA ANTHEA AUDREY PAUL
 STEVEN PLATALOVIC
 JASON SCOTT PRINS
 BRIAN DARYL PURCELL
 JOHN HOWARD RAFFERTY
 JAQUELINE LOUISE RAWLINGS
 DAVID ANDREW RICHARDSON
 COLIN RILEY
 DAVID JOHN ROBERTS
 ALLISON MAREE ROLLS
 CHANNELE ALEXANDRA ROLLS
 JAMES SCICLUNA
 ROBERT GEORGE SCOTT
 MARY CHRISTINA SHARPE
 KRISTINA LOUISE SHORTALL
 PETER SIMMUL
 KRISTINA FAYE SOLDATENKO
 TERENCE WILLIAM STUART
 HAMISH IAN WOODGATE
 EMILIE VAN EK
 MARTIN ANTHONY WHITE
 DARREN WOOLEY
 MARK GORDON WRIGHT

SAM HALLIDAY
 Chief Pharmacist
 Delegate for the Minister for Health

Mental Health

MENTAL HEALTH ACT 2013

Notice is hereby given that in accordance with section 138 of the *Mental Health Act 2013*, the undermentioned person has been approved as a medical practitioner for provisions of the *Mental Health Act 2013* within the Chief Civil Psychiatrist and Chief Forensic Psychiatrist's jurisdictions for a period of five years commencing on 4th February 2020.

BENJAMEN ALBERT CLARENCE CAVELL

Dated this fourth day of February 2020.

DR AARON ROBERT GROVES
 Chief Civil Psychiatrist/Chief Forensic Psychiatrist

MENTAL HEALTH ACT 2013

Notice is hereby given that in accordance with section 138 of the *Mental Health Act 2013*, the undermentioned person has been approved as a medical practitioner for provisions of the *Mental Health Act 2013* within the Chief Civil Psychiatrist and Chief Forensic Psychiatrist's jurisdictions for a period of five years commencing on 4th February 2020.

CHERYL KRISTINA COLQUHUON

Dated this fourth day of February 2020.

DR AARON ROBERT GROVES
 Chief Civil Psychiatrist/Chief Forensic Psychiatrist

MENTAL HEALTH ACT 2013

Notice is hereby given that in accordance with section 138 of the *Mental Health Act 2013*, the undermentioned person has been approved as a medical practitioner for provisions of the *Mental Health Act 2013* within the Chief Civil Psychiatrist and Chief Forensic Psychiatrist's jurisdictions for a period of five years commencing on 4th February 2020.

ANNA PATRICIA ELLISTON

Dated this fourth day of February 2020.

DR AARON ROBERT GROVES
 Chief Civil Psychiatrist/Chief Forensic Psychiatrist

MENTAL HEALTH ACT 2013

Notice is hereby given that in accordance with section 138 of the *Mental Health Act 2013*, the undermentioned person has been approved as a medical practitioner for provisions of the *Mental Health Act 2013* within the Chief Civil Psychiatrist and Chief Forensic Psychiatrist's jurisdictions for a period of five years commencing on 5th February 2020.

BOYD WILLIAM LEAMON

Dated this fifth day of February 2020.

DR AARON ROBERT GROVES
 Chief Civil Psychiatrist/Chief Forensic Psychiatrist

MENTAL HEALTH ACT 2013

Notice is hereby given that in accordance with section 138 of the *Mental Health Act 2013*, the undermentioned person has been approved as a medical practitioner for provisions of the *Mental Health Act 2013* within the Chief Civil Psychiatrist and Chief Forensic Psychiatrist's jurisdictions for a period of five years commencing on 4th February 2020.

KENDRA MARIA ROSE LOSCH

Dated this fourth day of February 2020.

DR AARON ROBERT GROVES
 Chief Civil Psychiatrist/Chief Forensic Psychiatrist

MENTAL HEALTH ACT 2013

Notice is hereby given that in accordance with section 138 of the *Mental Health Act 2013*, the undermentioned person has been approved as a medical practitioner for provisions of the *Mental Health Act 2013* within the Chief Civil Psychiatrist and Chief Forensic Psychiatrist's jurisdictions for a period of five years commencing on 4th February 2020.

MAXINE ROSE GLANGER

Dated this fourth day of February 2020.

DR AARON ROBERT GROVES
Chief Civil Psychiatrist/Chief Forensic Psychiatrist

MENTAL HEALTH ACT 2013

Notice is hereby given that in accordance with section 138 of the *Mental Health Act 2013*, the undermentioned person has been approved as a medical practitioner for provisions of the *Mental Health Act 2013* within the Chief Civil Psychiatrist and Chief Forensic Psychiatrist's jurisdictions for a period of five years commencing on 6th February 2020.

GRAHAM CHRISTOPHER WILLIAM PEARCE

Dated this sixth day of February 2020.

DR AARON ROBERT GROVES
Chief Civil Psychiatrist/Chief Forensic Psychiatrist

MENTAL HEALTH ACT 2013

Notice is hereby given that in accordance with section 138 of the *Mental Health Act 2013*, the undermentioned person has been approved as a medical practitioner for provisions of the *Mental Health Act 2013* within the Chief Civil Psychiatrist and Chief Forensic Psychiatrist's jurisdictions for a period of five years commencing on 5th February 2020.

JAMES ADAM SMITH

Dated this fifth day of February 2020.

DR AARON ROBERT GROVES
Chief Civil Psychiatrist/Chief Forensic Psychiatrist

MENTAL HEALTH ACT 2013

Notice is hereby given that in accordance with section 138 of the *Mental Health Act 2013*, the undermentioned person has been approved as a medical practitioner for provisions of the *Mental Health Act 2013* within the Chief Civil Psychiatrist and Chief Forensic Psychiatrist's jurisdictions for a period of five years commencing on 4th February 2020.

CHLOE LOUISE STELLA

Dated this fourth day of February 2020.

DR AARON ROBERT GROVES
Chief Civil Psychiatrist/Chief Forensic Psychiatrist

MENTAL HEALTH ACT 2013

Notice is hereby given that in accordance with section 138 of the *Mental Health Act 2013*, the undermentioned person has been approved as a medical practitioner for provisions of the *Mental Health Act 2013* within the Chief Civil Psychiatrist and Chief Forensic Psychiatrist's jurisdictions for a period of five years commencing on 4th February 2020.

GREGORY GRAHAM WATSON

Dated this fourth day of February 2020.

DR AARON ROBERT GROVES
Chief Civil Psychiatrist/Chief Forensic Psychiatrist

MENTAL HEALTH ACT 2013

Notice is hereby given that in accordance with section 138 of the *Mental Health Act 2013*, the undermentioned person has been approved as a medical practitioner for provisions of the *Mental Health Act 2013* within the Chief Civil Psychiatrist and Chief Forensic Psychiatrist's jurisdictions for a period of five years commencing on 28th February 2020.

CHRISTINE JOAN PERKINS

Dated this twenty eighth day of February 2020.

DR AARON ROBERT GROVES
Chief Civil Psychiatrist/Chief Forensic Psychiatrist

Fee Units

FEE UNITS ACT 1997

The *Fee Units Act 1997* provides for automatic changes in Government fees and charges in accordance with movements in the Hobart Consumer Price Index (CPI). The Fee Units Act also provides for adjustments to be made on the basis of factors other than movements in the CPI through a fee unit adjustment factor.

In accordance with section 7 of the Act, I give notice that:

- the value of a fee unit for the financial year commencing 1 July 2020 is \$1.66; and
- the adjustment factor used in the calculation of the fee unit is zero.

In determining the adjustment factor for the purpose of section 5(4) of the Act, the Treasurer, Hon Peter Gutwein MP, has taken into consideration that the overall cost to the Government in providing services for which fees are charged has increased at a rate that is not less than the average movement in the Hobart CPI from 2018 to 2019, being the period relevant to the calculation of a fee unit under the Act.

MICHAEL FERGUSON MP, Minister for Finance.

Living Marine Resources

LIVING MARINE RESOURCES MANAGEMENT ACT 1995

SECTION 94

PUBLIC NOTICE – ESTABLISHING THE EAST COAST CATCH-CAP FOR THE ROCK LOBSTER FISHERY FOR THE 2020-2021 QUOTA PERIOD

I, Guy Barnett, Minister administering the *Living Marine Resources Management Act 1995* (the Act), pursuant to Section 94 (2)(b) and (c) of the Act, for the quota period from 1 March 2020 to 28 February 2021, hereby:

1. Determine the area of State waters adjacent to the east coast of Tasmania bounded in the north on the east coast by the line of latitude at 41° 16' 30" South running due east from St Helens Point and bounded in the south on the south east coast by the line of latitude at 43° 20' 00" South running due east of Coal Point (Adventure Bay, Bruny Island), excluding the D'Entrecasteaux Channel and the River Derwent, to be the rock lobster **east coast catch-cap area**; and,
2. Determine that the portion of the rock lobster total allowable commercial catch to be taken from the **east coast catch-cap area** is 104 tonnes.

Expressions used in this Public Notice have the same meaning as in the *Living Marine Resources Management Act 1995* and the *Fisheries (Rock Lobster) Rules 2011*.

Dated this 16th day of January 2020

GUY BARNETT MP

Minister for Primary Industries and Water

Information

This notice establishes a catch-cap for the area of the commercial rock lobster fishery between St Helens Point and Coal Point (Adventure Bay, Bruny Island) for the 2020/21 quota year. Once the catch-cap is reached, east coast waters will be closed via another public notice. For further information contact the Wild Fisheries Management Branch of the Department of Primary Industries, Parks, Water and Environment on 6165 3045.

LIVING MARINE RESOURCES MANAGEMENT ACT 1995

SECTION 94

PUBLIC NOTICE – ESTABLISHING THE NORTH EAST CATCH-CAP FOR THE ROCK LOBSTER FISHERY FOR THE 2020-2021 QUOTA PERIOD

I, Guy Barnett, Minister administering the *Living Marine Resources Management Act 1995* (the Act), pursuant to Section 94 (2)(b) and (c) of the Act, for the quota period from 1 March 2020 to 28 February 2021, hereby:

1. Determine the area of State waters adjacent to the north east coast of Tasmania bounded in the south on the north east coast by the line of latitude at 41° 16' 30" South running due east from St Helens Point and bounded in the north on the north coast by the line of longitude at 146° 32' 00" East running due north of Point Sorell (Port Sorell), to be the rock lobster **north east catch-cap area**; and,
2. Determine that the portion of the rock lobster total allowable commercial catch to be taken from the **north east catch-cap area** is 100 tonnes.

Expressions used in this Public Notice have the same meaning as in the *Living Marine Resources Management Act 1995* and the *Fisheries (Rock Lobster) Rules 2011*.

Dated this 21st day of January 2020

GUY BARNETT MP

Minister for Primary Industries and Water

Information

This notice establishes the catch-cap for the area of the commercial rock lobster fishery between St Helens Point and Point Sorell (Port Sorell), including the Furneaux Group of islands for the 2020/21 quota year. Once the catch-cap is reached, the north east catch-cap area will be closed via another public notice. For further information contact the Wild Fisheries Management Branch of the Department of Primary Industries, Parks, Water and Environment on 6165 3036.

Cities Councils

BURNIE CITY COUNCIL Street Dining By-law By-law No. 1 of 2020

A By-law of the Burnie City Council made under section 145 of the *Local Government Act 1993* for the purpose of regulating and controlling the conduct of street dining on the highways in the municipal area of Burnie.

Part 1

PRELIMINARY

SHORT TITLE

1. This By-law may be cited as the *Street Dining By-law No. 1 of 2020*.

COMMENCEMENT

2. This By-law commences on the date it is published in the "*Tasmanian Government Gazette*".

APPLICATION

3. This By-law applies to the municipal area of the City of Burnie.

INTERPRETATION

4. In this By-law:

"authorised officer" means an employee of Council authorised by Council for the purposes of this By-law;

"certificate of registration" means the certificate of registration under the *Food Act 2003* issued with respect to the food business to which the application for a licence, or a licence, is related;

"Council" means the Burnie City Council;

"food business" has the meaning assigned to it in the *Food Act 2003*;

"footpath" means that area of a highway between the highway pavement and/or property line paved or unpaved, primarily used by pedestrians;

"furniture" includes chairs, tables, umbrellas, screens, barriers, awnings, waste bins, heaters and portable lighting;

"General Manager" means the General Manager of the Council;

"highway" has the same meaning as under the *Local Government (Highways) Act 1982*;

"infringement notice" means a notice issued by an authorised officer to a person who commits an offence against this By-law;

“penalty unit” means the amount of money set under the *Penalty Units and Other Penalties Act 1987* as amended;

“permit” means a statement in writing with or without conditions issued by an authorised officer authorising an activity regulated by the By-law;

“premises” means the premises with respect to which a certificate of registration is issued to the proprietor of the food business carried on in those premises;

“proprietor” has the same meaning as provided in the *Food Act 2003*;

“street dining” means the consumption of food and or beverages by customers seated in an area on a highway external to a food business;

“street dining permit” means street dining permit issued by the Council in accordance with this By-law;

“street rubbish bins” means rubbish bins installed by the Council on the footpath;

“trading day” means each day that the holder of a street dining permit opens a food business.

Part 2

STREET DINING PERMIT

PLACEMENT OF FURNITURE ON A HIGHWAY

3.

- (1) A person must not cause or permit any furniture to be placed on a highway for the purpose of encouraging or permitting street dining except in accordance with a permit.

Penalty: a fine not exceeding seven (7) penalty units and, in the case of a continuing offence, a daily fine not exceeding one (1) penalty unit.

- (2) A person must not cause or permit any furniture to be placed on a highway such that it unreasonably prevents the free and unrestricted use of the highway by pedestrians.
- (3) A person must not place any furniture on a highway such it obstructs the lawful movement of traffic along the highway.
- (4) A person must not place any furniture on a highway such that it obstructs or may obstruct a motor vehicle entering or leaving land that adjoins the highway.
- (5) A person must not place any furniture on a highway such that it intrudes into any part of the highway that is set aside for parking.
- (6) A person must only place furniture on a highway in a location authorised by the Council in a permit granted in accordance with Clause 4 of this By-law.

APPLICATION FOR A PERMIT

4.

- (1) The proprietor of a food business may apply to the Council for a permit with respect to premises if:-
 - (a) the proprietor holds a certificate of registration with respect to those premises; and
 - (b) those premises adjoin a highway; and
 - (c) the food business includes the sale of food or beverages for human consumption on those premises
- (2) An application for a licence is to be in accordance with Form 1 in Schedule 2 and be lodged with the General Manager and is to be accompanied by the following:-
 - (a) a copy of the current certificate of registration;
 - (b) a copy of the certificate of currency of the public and products insurance referred to in clause 11(1)(a);
 - (c) a drawing with sufficient details to determine the location and extent of the furniture to be placed on the footpath;
 - (d) such other information as an authorised officer may reasonably require or as may be required by any Act or regulation;
 - (e) any applicable fee.
- (3) It is a condition of granting a permit that the applicant has a current certificate of registration.
- (4) The Council may grant a permit to a person on such terms and conditions as it thinks fit.
- (5) The grant of a permit permits the holder of the permit to provide a street dining service.
- (6) Street dining may only take place on a footpath outside a food business.

DISPLAY OF A PERMIT

5. The holder of a street dining permit must display that permit in a prominent location at the entrance to the premises.

Penalty: A fine not exceeding 5 penalty units.

FAILURE TO COMPLY WITH THE CONDITION OF A STREET DINING PERMIT

6. Any person who is the holder of a street dining permit issued pursuant to this By-law and who fails to comply with any condition of that permit is guilty of an offence.

Penalty: A fine not exceeding 10 penalty units.

REVOCATION OF A PERMIT

- 7.
- (1) An authorised officer may revoke a permit if the holder of the permit does not:
 - (a) comply with the terms and conditions of the permit; and/or
 - (b) comply with provisions of this By-law.
 - (2) An authorised officer is to give the permit holder seven (7) days notice in writing of the revocation of a permit.
 - (3) An authorised officer may revoke a permit immediately if a permit holder breaches clause 11 of this By-law.

REMOVAL OF FURNITURE

- 8.
- (1) Any furniture placed on a highway pursuant to a permit granted in accordance with Clause 4 of this By-law must be removed by the holder of a street dining permit within (30) minutes of the food business closing at the end of each trading day.
 - (2) An authorised officer may remove any furniture that is placed on a highway in contravention of clause 3 and store it in a safe location until any penalty that may be payable pursuant to this By-law has been paid to the Council.
 - (3) An authorised officer intending to remove any furniture pursuant to this clause must give an offending permit holder two (2) days written notice of that person's intention to remove the furniture.

CLEANLINESS

- 9.
- (1) The permit holder must ensure that the area covered by the permit and the area immediately adjacent is at all times clean, tidy and in a sanitary condition.
 - (2) Without limiting what is required in order to comply with clause 8(1) of this By-law, the permit holder must regularly empty waste bins, wash the pavement on a daily basis, and immediately a table is vacated clean away any liquid, food, debris, broken glass, cigarette butts or waste from the table and wipe the surface of the table.

Penalty: A fine not exceeding three (3) penalty units and in the case of a continuing offence, a further daily fine not exceeding one (1) penalty unit.

STREET RUBBISH BINS

10. A permit holder must not use existing street rubbish bins for the disposal of table waste.

Penalty: A fine not exceeding three (3) penalty units and in the case of a continuing offence, a further daily fine not exceeding one (1) penalty unit.

INSURANCES

11.

- (1) (a) An applicant for a street dining permit must have a current public liability and products liability insurance policy that covers the area designated for street dining before the applicant is issued with a permit.
- (b) The insurance cover is to be for a minimum sum of ten (\$10) million dollars and be in a form acceptable to Council.
- (2) (a) A permit holder must produce a Certificate of Currency of the insurance referred to in clause 10(1)(a) if requested by an authorised officer.

Penalty: A fine not exceeding 5 penalty units.

- (b) A copy of the Certificate of Currency is to be prominently displayed on the premises.

Penalty: A fine not exceeding 2 penalty units.

- (3) An authorised officer may cancel a permit immediately if:
 - (a) a permit holder refused to allow an authorised officer to view relevant certificate of insurance; or
 - (b) the insurance cover lapses during the term of the permit.

Part 3**INFRINGEMENT NOTICES****INFRINGEMENT NOTICE**

12.

- (1) An authorised officer may:
 - (a) Issue an infringement notice to a person that the authorised officer has reason to believe is guilty of a specified offence;
 - (b) Issue one infringement notice in respect of more than one specified offence;
 - (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 2 to this By-law and the penalty specified in Column 2 opposite the offence is the penalty payable under an infringement notice issued in respect of that offence.
- (3) In order to avoid the infringement notice being referred to the Director Monetary Penalties Enforcement Services for enforcement action the person issued with an infringement must either:

- (a) pay the total amount of the monetary penalty stated on the infringement notice to;
- or
- (b) lodge a notice of election to have the offence heard by a Court with;
- the General Manager within 28 days of the date of service on the notice.
- (5) The *Monetary Penalties Enforcement Act 2005* applies to an infringement notice issued under this By-law.
- (6) All monies payable to the Council or General Manager under this By-law are a debt due to the Council and recoverable at law.

Schedule 1 – Street Dining By-law No. 1 of 2020

INFRINGEMENT NOTICE OFFENCES

CLAUSE	GENERAL DESCRIPTION OF OFFENCE	PENALTY (Penalty Units)
3(1)	Placing furniture on a highway without permit	3.5
5	Failure to display permit	2.5
6	Failure to comply with permit conditions	5
9(2)	Licensee using street rubbish bins	1.5 + 0.5 per day
10	Use of street rubbish bins	1.5 + 0.5 per day
11(2)(a)	Licensee failing to produce policy of insurance	2.5
11(2)(b)	Failure to display Certificate of Currency	1

Schedule 2 – Street Dining By-Lay No. 1 of 2020

FORMS

FORM 1

BURNIE CITY COUNCIL
Application for a Street Dining Licence

1. Applicant's full name:
2. Address of applicant:
3. Trading name of Business:
4. Telephone number:
5. Address of Premises:
6. Indicate (.....) owner (.....) occupier of the premises.
7. Attach plan showing the location of the proposed street dining area, size, number and location of screens, tables and chairs proposed, together with placement of waste bins.
8. Brief description of street furniture proposed:
 - 8.1 number of chairs:
 - 8.2 number of tables:
 - 8.3 colours of chairs and tables:
 - 8.4 number of umbrellas:
 - 8.5 colour of umbrellas:
9. Outline proposed method for the disposal of waste:
10. period for which licence is sought:-
 - ☐ to the expiration of the certificate of registration of the food business
 - ☐ to/...../..... (being an earlier date)
11. Attach:-
 - 11.1 a copy of a current certificate issued by the Council in respect of the food business pursuant to the *Food Act 2003*
 - 11.2 a copy of the certificate of currency of the public and products insurance referred to in clause 11 (1)(a)
 - 11.3 a drawing with sufficient detail to determine the location and extent of the furniture to be placed on the footpath

I/we apply for a licence pursuant to the Street Dining By-law, a copy of which I/we have read and agreed and undertake that upon the issue of any licence pursuant to this application I/we will abide by the provisions of that By-law.

Dated this day of 2

Signature of Applicant/s

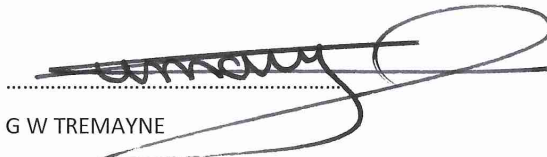
The Street Dining By-law, By-law No. 1 of 2020:

I Andrew Wardlaw certify that the Burnie City Council has made this by-law in accordance with the *Local Government Act 1993*.



GENERAL MANAGER

This by-law is certified as being in accordance with the Law.



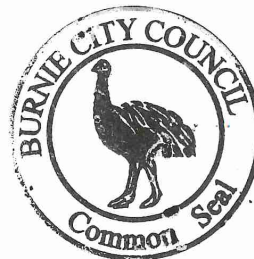
G W TREMAYNE

LEGAL PRACTITIONER

The Common Seal of the Burnie City Council has been hereunto affixed on 6 February 2020 pursuant to a resolution of the Council passed on the 28th January 2020.



GENERAL MANAGER



Staff Movements

Permanent Appointments

Agency	Duties Assigned	Employee	Probation Period	Date of Effect
Education	Teacher Assistant	K Oates	6 Months	03/02/2020
Education	Teacher Assistant	R Fulton	6 Months	03/02/2020
Department of Health	Registered Nurse	E O'Brien	6 Months	03/02/2020
Department of Health	Registered Nurse	K Pearce	6 Months	03/02/2020
Department of Health	Registered Nurse	A Stanley	6 Months	03/02/2020
Department of Health	Registered Nurse	Y Koirala	6 Months	03/02/2020
Department of Health	Registered Nurse	J Reeve	6 Months	23/02/2020
Department of Health	Senior Contract Officer	B Hetharia	6 Months	17/02/2020
Department of Health	Pharmacist	H Leiblich	6 Months	04/02/2020
TasTAFE	Teacher	B Harris	12 Months	23/01/2020
Education	Teacher Assistant	S Clayton	6 Months	03/02/2020
Department of Health	Associate Nurse Unit Manager	R Manning	6 Months	10/02/2020
Department of Health	Staff Specialist Intensivist	V Athavale	6 Months	03/02/2020
Department of Health	Staff Specialist Intensivist	M Spotswood	6 Months	16/12/2019
Department of Health	Staff Specialist - Anaesthetics and Staff Specialist - Intensivist	M Piercy	6 Months	03/02/2020
Department of Health	Career Medical Officer - Emergency Medicine	O Ajegbomogun	6 Months	16/12/2019
Department of Health	Career Medical Officer - Psychiatry	P Belbase	6 Months	03/02/2020
Department of Health	Staff Specialist - General Medicine	F Mabeza	Nil	15/12/2019
Department of Health	Staff Specialist - General Medicine	S Hewapra Dewage	Nil	15/12/2019
Police, Fire and Emergency Management	Clerical Support Officer	M Gurnhill	6 Months	17/02/2020
Police, Fire and Emergency Management	Clerical Support Officer	H Blackberry	Nil	31/01/2020
Education	Advanced Skills Teacher	J Cranwell	12 Months	03/02/2020
TasTAFE	Teacher	A Gluckman	12 Months	05/02/2020
Education	Teacher Assistant	N Evans	6 Months	03/02/2020
Treasury and Finance	Principal Budget Analyst	C McKinnon	Nil	06/02/2020
Department of Health	Registered Nurse	K Hevey	6 Months	10/02/2020
Department of Health	Registered Nurse	J Brennan	6 Months	08/03/2020
Department of Health	Ward Clerk	K Reading	6 Months	10/02/2020
Department of Health	Radiation Therapist	E Gosling	6 Months	17/02/2020
Department of Health	Clinical Nurse Consultant - Renal Services	C Sanders	6 Months	09/03/2020

Fixed-Term Appointments of greater than 12 Months

Agency	Duties Assigned	Employee	Term	Date of Effect
Justice	Legal Practitioner	C Jones	24 Months	03/02/2020
Primary Industries, Parks, Water and Environment	Host Ranger	N Colette	24 Months	12/02/2020

Promotion of Permanent Employees

Agency	Duties Assigned	Employee	Date of Effect
Education	Nurse Manager	J Isaac	03/02/2020
Education	Advanced Skills Teacher	L Richardson	03/02/2020
Justice	Associate/Registry Officer	M Jara	03/02/2020
Department of Health	Emergency Medical Dispatcher	C Couacaud	27/01/2020

Department of Health	Senior Policy Officer	K Daly	04/02/2020
Education	Advanced Skills Teacher	R Sayers	03/02/2020
Department of Health	Team Leader - WP Holman Clinic	R Summers	03/02/2020
Education	Advanced Skills Teacher	A Norris	03/02/2020
Education	Advanced Skills Teacher	E Winger	03/02/2020
Department of Health	Clinical Coordinator	M Lessels	03/02/2020
Justice	Senior Advisory Officer	E Whitty	05/02/2020
Treasury and Finance	Assistant Director, Project Management and Governance	N Krushka	19/02/2020

Resignation of Permanent Employees

Agency	Duties Assigned	Employee	Date of Effect
Department of Health	Cleaner	E Gesler	08/02/2020
Primary Industries, Parks, Water and Environment	Regional Assets Coordinator (Southern Region)	R Connell	13/01/2020
Department of Health	Medical Scientist	J Van Der Molen	27/01/2020
Department of Health	Child Safety Officer	C George	22/01/2020
Department of Health	Child Safety Officer	H Perry-Macleod	28/01/2020
Department of Health	Clinical Nurse Specialist	S Elrick	01/02/2020
Department of Health	Maintenance Services Consultant	S Vautin	31/01/2020
Department of Health	Occupational Therapy Assistant	F Clayton	08/02/2020
Education	Teacher Assistant	R Whyte	22/01/2020
Education	Teacher	F Blizzard	21/01/2020
Education	Education Facility Attendant	J Taylor	25/10/2019
Public Trustee	Finance Officer	D Slater	06/02/2020
Department of Health	Business Services Coordinator	D Hickman	07/02/2020

Retirement of Permanent Employees

Agency	Duties Assigned	Employee	Date of Effect
Justice	Manager Serious Crime Witness Assistance Service	G Davis	07/02/2020
Department of Health	Administrative Officer	P Van Schaik	31/01/2020
Primary Industries, Parks, Water and Environment	Water Resources Systems Administrator	D Hine	11/02/2020
Education	Teacher Assistant	B Hooper	23/01/2020
Education	Teacher Assistant - MDT	A Moore	22/01/2020
Education	Library Services Officer	M East	24/12/2019
Education	Education Facility Attendant	L Salter	17/01/2020
Education	Teacher Assistant	J MacKenzie	22/01/2020
Education	Education Facility Attendant	F Farrelly	22/01/2020
Education	Principal	M Beard	31/12/2019
Education	Education Facility Attendant	J Richards	15/01/2020
Education	Teacher Assistant	D Gatenby	20/12/2019
Education	Advanced Skills Teacher	J Hall-Dadson	10/01/2020
Department of Health	Medical Orderly	P Hall	08/02/2020

Transfer of Permanent Employees

Agency	Duties Assigned	Employee	Transferred Agency	Date of Effect
Department of Health	Registered Nurse - Youth Health	M Drake	Education	01/02/2020

Promotion Without Advertising

DEPARTMENT OF HEALTH

It is my intention to request the Head of the State Service to exercise discretion to not advertise the following duties in accordance with section 40 (2) of the *State Service Act 2000* and to promote the following permanent employee:

Name: A Cercea

Duties Assigned: Registered Nurse Grade 3-4.

Description of the Role: Strengthen health outcomes through the provision of safe quality, clinically appropriate nursing care in partnership with patients/clients, their families and other health professionals.

Essential Requirements: Registered with the Nursing and Midwifery Board of Australia as a Registered Nurse.

State Service employees aggrieved by this intention may make application to the Tasmanian Industrial Commission for a review under section 50(1)(b) of the *State Service Act 2000*. Applications for review are to be lodged with the Tasmanian Industrial Commission within 14 days of the publication of this notice in the Tasmanian Government Gazette.

Signed: Kathrine Morgan-Wicks

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