



**Australian
Capital Territory**

Gazette

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CONTENTS

Government notices	252
Purchasing and disposals	265
Invitations to tender, quote or register interest	266
Contracts arranged	266
Private notices	268

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ISSUES OF THE ACT GOVERNMENT GAZETTE

An *ACT Gazette* will be published on Wednesday each week (if required). Notices included in this *Gazette* are: Government, Business, Periodic, Purchasing and Disposal, and Australian Capital Territory Teaching Service (Australian Public Service Notices for Office of the ACT Public Service staff will continue to appear in the *Commonwealth of Australia Gazette*)

An *ACT Gazette* (Special) and an *ACT Gazette* (Legislation) will be published when required.

An index issue of the *ACT Gazette* will be published when warranted.

NOTICES FOR PUBLICATION and related correspondence should be addressed to:

ACT Gazette Officer, Public Affairs Branch, Office of the ACT Public Service, PO Box 921, Civic Square ACT 2608 (tel. (062) 75 8884)

or lodged at Public Affairs Branch, Level 4, ACT Administration Centre, 1 Constitution Ave, Canberra City. Notices are accepted for publication in the next available issue, unless otherwise specified.

Except where a standard form is used, all notices for publication must have a covering instruction setting out requirements. A typewritten original or good copies are to be provided, wherever possible double-spaced, with a margin surrounding the typewritten matter. Copy is to be confined to one side of the paper, sheets are to be of uniform size (preferably A4), numbered consecutively and fastened securely together. Dates, proper names and signatures particularly are to be shown clearly.

Copy will be returned unpublished if not submitted in accordance with these requirements.

CLOSING TIMES. Notices for publication should be lodged at Public Affairs Branch, ACT Administration Centre, unless otherwise specified, by 4.30 p.m. Wednesday in the week prior to publication.

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SUBSCRIPTIONS are payable in advance and are accepted for a maximum period of one year. All subscriptions are on a firm basis and refunds for cancellations will not be given.

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vious week. Rates include surface postage in Australia and overseas. Other carriage rates are available on application.

AVAILABILITY. The *Gazette* may be purchased by mail from:

Mail Order Sales, Australian Government Publishing Service, GPO Box 84, Canberra ACT 2601

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or over the counter from Commonwealth Government Bookshops at:

- Adelaide: 55 Currie St, tel. (08) 237 6955
- Brisbane: 294 Adelaide St, tel. (07) 229 6822
- Canberra: 70 Alinga St, tel. (062) 47 7211
- Hobart: 162 Macquarie St, tel. (002) 23 7151
- Melbourne: 347 Swanston St, tel. (03) 663 3010
- Perth: 200 St George's Tce, tel. (09) 322 4737
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Commonwealth Acts and Statutory Rules, Australian Capital Territory Laws and other Commonwealth Government publications may also be purchased at these addresses.

Government notices

AUSTRALIAN CAPITAL TERRITORY

City Area Leases Act 1936

ORDER

Under section 13 (3) of the *City Area Leases Act 1936*, I direct that the right to bid at the auction to be held in Riley Hall, Pilgrim House, 69 Northbourne Avenue, Canberra at 10.00 a.m. on 29 November 1989 for the rights to the grant of leases of Blocks 3 and 4, Section 299, Conder; Block 1, Section 178, Monash; Block 1, Section 88, Calwell, shall be restricted to persons who have:

- (i) submitted an application for the right to bid at the restricted auction for those blocks to Ray L. Davis & Company, 8th Floor, 12 Moore Street, Canberra City 2601, not later than 2.00 p.m. 31 October 1989;
- (ii) executed and submitted an 'Industrial Conduct Undertaking' in the form set out in the Schedule to Ray L. Davis & Company, 8th Floor, 12 Moore Street, Canberra City 2601, not later than 2.00 p.m. 31 October 1989;
- (iii) been accepted by the Territory as possessing the financial and managerial ability to undertake the successful development and operation of any of the leases;
- (iv) been accepted by the Territory as possessing the experience and ability to undertake major land servicing works; and
- (v) not been advised by the Commonwealth of their inclusion in the 'Special Notoriety' category under the Australian Government's guidelines for dealing with firms that have achieved special notoriety in deals with the Australian Building Construction Employees' and Builders Labourers' Federation (BLF).

Date this 25th day of September 1989.

PETER NOBLE GUILD

Delegate of the Minister
for Industry, Employment and Education

This is the Schedule of the Order made by me under section 13 (3) of the *City Area Leases Act 1936*, on the 25th day of September 1989.

INDUSTRIAL CONDUCT UNDERTAKING

..... a company incorporated in..... and having its registered office at

.....hereby undertakes to the Commonwealth of Australia that if it is the successful bidder for.....

it will, while lessee of the City Area Lease for this Block, maintain and require any contractors and subcontractors engaged in the undertaking of any works required to comply with the building and development covenant to be included in the City Area Lease for the Block, to maintain a good industrial record and in particular undertake to:

- (a) adhere to relevant awards and formal industrial agreements;
- (b) adhere to the National Wage Case principles;
- (c) prohibit 'all-in' or cash-in-hand payments;
- (d) ensure good safety practices in accordance with relevant legislation, awards and the procedures contained in the Building Industry Agreement;
- (e) refuse claims for payment for lost time due to strike action; and
- (f) refuse to recognise, cooperate with or deal in any way with the Australian Building Construction Employees' and Builders Labourers' Federation (BLF) following its deregistration under the *Builders Labourers' Federation (Cancellation of Registration) Act 1986*. This does not affect dealings with the BLF as registered or recognised under state legislation in the State of Queensland, Tasmania, South Australia and Western Australia, but applies to any dealings with the BLF elsewhere.

The Common Seal of.....
.....
was hereunto affixed pursuant to the Articles of Association of that Company.

AUSTRALIAN CAPITAL TERRITORY

City Area Leases Act 1936

Section 13 (5)

NOTICE OF THE HOLDING OF AN AUCTION

Under section 13 (5) of the *City Area Leases Act 1936*, I give notice that an auction at which rights to the grant of leases of block 1, section 178, Monash; blocks 3 and 4, section 299, Condon; block 1, section 88, Calwell; will be offered for sale to be held in Riley Hall, Pilgrim House, 69 Northbourne Avenue, Canberra at 10.00 a.m. Wednesday, 29 November 1989.

- A. Copies of:
 - (i) plans showing the location of those parcels; and
 - (ii) documents containing statements with respect to:
 - (a) the distinguishing number allotted to each of those parcels;
 - (b) whether or not there are improvements on any of those parcels and, if so, a description of the improvements, the value of the improvements and whether or not the Territory on behalf of the Commonwealth is prepared to accept a mortgage securing the payment of an amount not exceeding the whole or a specified part of the improvements;
 - (c) the term to be included in each of those leases; and
 - (d) the provisions, covenants and conditions to be included in each of those leases are available from Ray L. Davis, 8th Floor, 12 Moore Street, Canberra City 2601.

B. An order under section 13 (3) of that Act applies to those parcels. The order specifies that the right to bid at the auction is restricted to persons in the following class:

Those people who have:

- (i) submitted an application for the right to bid at the restricted auction for those blocks to Ray L. Davis, 8th Floor, 12 Moore Street, Canberra City 2601, not later than 2.00 p.m. on 31 October 1989;
- (ii) executed and submitted an 'Industrial Conduct Undertaking' in the form set out in the Schedule to Ray L. Davis, 8th Floor, 12 Moore Street, Canberra City 2601, not later than 2.00 p.m. on 31 October 1989,
- (iii) been accepted by the Territory as possessing the financial and managerial ability to undertake the successful development and operations of any of the leases;
- (iv) been accepted by the Territory as possessing the experience and ability to undertake major land servicing works; and
- (v) not been advised by the Commonwealth of their inclusion in the 'Special Notoriety' category under the Australian Government's guidelines for dealing with firms that have achieved Special Notoriety in deals with the Australian Building Construction Employees' and Builders Labourers' Federation (BLF).

C. A declaration has been made under section 13 (13A) of that Act. It applies to those parcels. The successful bidder for the right to the grant of a lease of any of those parcels may, at the time of the auction, pay to the Territory, instead of an amount equal to the amount of his bid, an amount equal to a tenth of that amount and he shall pay to the Territory within thirty-six days after the date of auction an amount equal to the difference between the amount paid by him at the time of the auction and the amount of his bid.

Dated this 25th day of September 1989.

PETER NOBLE GUILD

*Delegate of the Minister
for Industry, Employment and Education*

AUSTRALIAN CAPITAL TERRITORY

City Area Leases Act 1936

DECLARATION UNDER SECTION 13 (13A)

Under section 13 (13A) of the *City Area Leases Act 1936*, I declare that section 13 (13A) applies to block 1, section 178, Monash; blocks 3 and 4, section 299, Condon; block 1, section 88, Calwell; the rights of the grant of leases of which are to be offered for sale at the auction to be held in Riley Hall, Pilgrim House, 69 Northbourne Avenue, Canberra at 10.00 a.m. on 29 November 1989 and I specify that the successful bidder for the right to the grant of a lease of any of those parcels may, at the time of the auction, pay to the Territory, instead of an amount equal to the amount of his bid, an amount equal to a tenth of that amount and he shall pay to the Territory within thirty-six days after the date of auction an amount equal to the difference between the amount paid by him at the time of the auction and the amount of his bid.

Dated this 25th day of September 1989.

PETER NOBLE GUILD

*Delegate of the Minister
for Industry, Employment and Education*

This is the Schedule to the Notice made by me under section 13 (5) of the *City Area Leases Act 1936*, on the 25th day of September 1989.

INDUSTRIAL CONDUCT UNDERTAKING

a company incorporated in and having its registered office at..... hereby undertakes to the Commonwealth of Australia that if it is the successful bidder for it will, while lessee of the City Area Lease of this Block,

maintain and require any contractors and subcontractors engaged in the undertaking of any works required to comply with the building and development covenant to be included in the City Area Lease for the Block, to maintain a good industrial record and in particular undertake to

- (a) adhere to relevant awards and formal industrial agreements;
- (b) adhere to National Wage Case principles;
- (c) prohibit 'all in' or cash-in-hand payments,
- (d) ensure good safety practices in accordance with relevant legislation, awards and the procedures contained in the Building Industry Agreement;
- (e) refuse claims for payment for lost time due to strike action; and
- (f) refuse to recognise, cooperate with or deal in any way with the Australian Building Construction Employees' and Builders Labourers' Federation (BLF) following its deregistration under the *Builders Labourers' Federation (Cancellation of Registration) Act 1986*. This does not affect dealings with the BLF as registered or recognised under state legislation in the States of Queensland, Tasmania, South Australia and Western Australia, but applies to any dealings with the BLF elsewhere.

The Common Seal of
.....
was hereunto affixed pursuant to the Articles of Association of that Company.

ACT ADMINISTRATION

INTERIM TERRITORY PLANNING AUTHORITY VARIATION TO POLICY, KAMBAH SECTION 7, PART BLOCK 7 NOTICE OF APPROVAL

Pursuant to Part X Division 5 of the ACT (*Planning and Land Management) Act 1988* the ACT Executive has approved a variation to policy relating to Kambah, Section 7, Part Block 7.

The variation takes effect from the date of publication of this notice.

Copies of the variation may be inspected or obtained free of charge from the Interim Territory Planning Authority's offices at 220 Northbourne Avenue, Braddon ACT 2601.

AUSTRALIAN CAPITAL TERRITORY

Housing Assistance Act 1987

REVOCATION

Under section 12 of the *Housing Assistance Act 1987*, I revoke the Public Rental Housing Assistance Program made by the Commissioner for Housing by instrument dated 6 September 1989.

Dated this 6th day of September 1989.

TONY RAYMOND WATERS
Acting Commissioner for Housing

AUSTRALIAN CAPITAL TERRITORY

Housing Assistance Act 1987

APPROVAL

Under section 12 of the *Housing Assistance Act 1987*, I approve the revocation of the Public Rental Housing Assistance Program by the Commissioner for Housing by instrument dated 20 September 1989.

Dated this 20th day of September 1989.

ELLNOR JUDITH GRASSBY
Minister for Housing
and Urban Services

AUSTRALIAN CAPITAL TERRITORY

Housing Assistance Act 1987

APPROVAL

Under section 12 (2) of the *Housing Assistance Act 1987*, I approve the Public Rental Housing Assistance Program made by the Commissioner for Housing by instrument dated 20 September 1989.

Dated this 20th day of September 1989.

ELLNOR JUDITH GRASSBY
Minister for Housing
and Urban Services

PUBLIC RENTAL HOUSING ASSISTANCE PROGRAM

Under subsection 12 (1) of the *Housing Assistance Act 1987*, I make a Housing Assistance Program as follows

Title

1. This program may be cited as the Public Rental Housing Assistance Program.

Principles

2. Schedule 1 to the *Housing Assistance Act 1987* entitled 'Principles for Operation of Housing Assistance Programs' applies to this program.

Object

3. The object of this program is to provide rental accommodation to eligible persons in the Australian Capital Territory who are unable to afford or obtain adequate and appropriate housing.

Definition and interpretation

4. (1) In this program, unless the contrary intention appears:

'A.C.T. Average Weekly Earnings' means the amount specified as the most recent estimate of average weekly earnings for the Australian Capital Territory under the heading 'all employees' in the most recent quarterly publication of the Australian Bureau of Statistics which specifies average weekly earnings in the States and Territories of Australia;

'applicant' means a person who has made an application for assistance under this program, and includes joint applicants;

'application' means:

- (i) an application for assistance under this program,
- (ii) an application for a transfer to another dwelling;
- (iii) an application for a rent rebate,
- (iv) an application to have a person's name replaced on the Register.

'assets' means the value of all assets owned by the person including those in which the person has a contingent or beneficial interest but does not include the value of:

- (a) clothing;
- (b) ordinary person effects,
- (c) ordinary household equipment,
- (d) tools of trade;
- (e) plant and equipment necessary for earning income;
- (f) professional instruments and reference books; and
- (g) one motor vehicle.

'assistance' means assistance under this program by way of the provision of rental accommodation and includes the provision of accommodation by the Commissioner, other than in accordance with

any other program administered by the Commissioner under the *Housing Assistance Act 1987*, on any land:

- (a) which is under the control of the Commissioner by virtue of subsection 16 (1) or 17 (1) of the *Housing Assistance Act 1987*; or
- (b) which is leased from the Commonwealth by the Commissioner;

'Commissioner' means the Commissioner for Housing appointed under the *Housing Assistance Act 1987*;

'eligible applicant' means a person who has applied for, and is eligible for, assistance under this program;

'gross income' means an amount of income prior to deduction of tax or tax instalments;

'immediate family relation', in relation to a person, means a spouse, parent, child, sister or brother;

'income', means all income except:

- (a) a payment under Part X of the Commonwealth *Social Security Act 1947*;
- (b) a payment by way of emergency relief or similar assistance made by the Commonwealth or a State or Territory;
- (c) a payment by way of assistance made by an organisation which is an eligible organisation under Commonwealth *Homeless Persons Assistance Act 1974*;
- (d) a payment made under an insurance or compensation agreement by reason of the loss of or damage to property;
- (e) a payment made under a law of the Commonwealth or the Australian Capital Territory for pharmaceutical, medical, dental or hospital benefits;
- (f) a payment for expenses of hospital, medical or dental treatment made by an organisation registered under a law of the Commonwealth or the Australian Capital Territory regarding the provision of pharmaceutical, medical, dental or hospital benefits;
- (g) a payment made under Part V or Part VI, of the Commonwealth *Veterans Entitlements Act 1986* other than payments made under section 108 or section 109 of that Act.
- (h) any expense incurred in earning that income which would be accepted by the Australian Taxation Office as a legitimate deduction for the purposes of the *Income Tax Assessment Act 1930*.

'independent person' means a person in receipt of a weekly income equal to or greater than the level of unemployment benefit payable per week to an unmarried adult person under the Commonwealth *Social Security Act 1947*;

'officer' means an officer or person performing duties, or exercising powers or functions, under or in relation to this program.

'prescribed authority' means the Commonwealth Department of State responsible for the administration of the *Income Tax Assessment Act 1936*, the *Social Security Act 1947*, the *Migration Act 1958*, or the Australian Federal Police, the Director of Public Prosecutions, the National Crime Authority or a Court of Law.

'Register' means the Register kept in accordance with Clause 7 of the names of eligible applicants;

'rent' means a sum payable periodically, whether designated as rent or otherwise, as consideration for the right to occupy premises, whether with or

without other rights in relation to the occupation of the premises;

'rental period' means:

- (a) in the case of a tenancy agreement from week to week—a period of a week in respect of which one week's rent becomes payable under the tenancy agreement; and
- (b) in the case of a tenancy agreement from fortnight to fortnight—a period of a fortnight in respect of which a fortnight's rent becomes payable under the tenancy agreement;

'tenant' means a person who has entered into a tenancy agreement under Clause 15 of this program and includes joint tenants,

'spouse' includes de facto spouse;

'the Fund' means the Australian Capital Territory Housing Assistance Fund established by the Commonwealth Minister of State for Finance as a Trust Account under section 62A of the *Audit Act 1901*;

- (2) For the purposes of this program, unless the contrary intention appears, the weekly income of a person is the greater of:
 - (a) the person's gross income per week at the date of making an application, and
 - (b) the average gross income per week of the person in the twenty-six week period immediately prior to the date of making an application.
- (3) In this program a reference to 'household' is a reference to the persons who
 - (a) reside together in a dwelling provided as assistance under this program; or
 - (b) are intending to reside together in a dwelling provided as assistance under this program, as the case requires.
- (4) A reference in this program to the spouse of a person must, where the person is living with another person of the opposite sex as the spouse of that person on a bona fide domestic basis although not married to that person be read as including a reference to that other person to the exclusion of the spouse (if any) of the first mentioned person.

Eligibility for assistance

- 5. (1) A person may apply to the Commissioner for assistance under this program.
- (2) An application must:
 - (a) be in writing, signed by the applicant; and
 - (b) specify:
 - (i) the name, address and age of the applicant;
 - (ii) the applicant's reasons for requiring assistance;
 - (iii) the value of assets owned by the applicant;
 - (iv) the weekly income of the applicant and members of the applicant's household,
 - (v) the place of employment of an applicant;
 - (vi) the applicant's Australian residency status;
 - (vii) the number of independent persons in the applicant's household and the relationship of each such person to the applicant.
- (3) Subject to this program, an applicant is eligible for assistance if:
 - (a) the applicant is lawfully present in Australia

- and his or her presence is not subject to any time limit imposed by law;
- (b) the applicant is resident or employed in the Australian Capital Territory;
 - (c) the applicant is 16 years of age or older;
 - (d) the applicant does not have any interest in residential real property in Australia;
 - (e) the applicant has assets not exceeding \$20 000 in value;
 - (f) where the household includes two or more independent persons, each independent person, other than the applicant, is an immediate family relation of the applicant;
 - (g) where the household consists of one person only, that person's weekly income does not exceed 60 per cent of ACT Average Weekly Earnings;
 - (h) where the household consists of one independent person and one other person only—the weekly income of the independent person does not exceed 100 per cent of ACT Average Weekly Earnings;
 - (i) where the household consists of two independent persons only, the combined weekly income of those persons does not exceed 100 per cent of ACT Average Weekly Earnings;
 - (j) where the household consists of more than two persons, the weekly income of the applicant or the combined weekly income of the joint applicants plus 10 per cent of the combined weekly income of all other independent persons in the household is not greater than 100 per cent of ACT Average Weekly Earnings plus 10 per cent of ACT Average Weekly Earnings for each person in the household in excess of two persons.
- (4) Where the applicant is a married person, applicant and spouse must apply as joint applicants.
 - (5) Where a household includes an unmarried applicant and one or more independent persons, two persons in the household must apply as joint applicants and the Commissioner may require that the person in the household with the highest weekly income applies as one of the joint applicants.

Temporary assistance

6. (1) Where an applicant is not eligible for assistance the Commissioner may nevertheless offer to provide temporary assistance for a specified period.
- (2) Where temporary assistance has been provided in accordance with subclause (1) the Commissioner may, at the expiration of the specified period, continue to provide temporary assistance for one or more additional specified periods.
- (3) Temporary assistance may be provided under this clause only if the applicant:
 - (a) has recently lost his or her accommodation due to circumstances beyond his or her control and is unable to obtain adequate alternative accommodation;
 - (b) has acquired a lease from the Australian Capital Territory Government of unimproved residential land; and
 - (i) but for paragraph 5 (3) (d), the applicant would be eligible for assistance; and
 - (ii) the applicant intends to construct a residence on that land; or
 - (c) would, but for paragraph 5 (3) (d), be eligible for assistance and the applicant undertakes to dispose of his or her interest in residential real property in Australia within

a period of six months after the date on which the applicant's name is placed on the Register, or within such further time as the Commissioner may allow.

- (4) Where an applicant becomes an eligible applicant while in receipt of temporary assistance under paragraph (3) (c) of this clause, the Commissioner must provide assistance in accordance with the provisions of this program, for an indefinite period

Registration

7. (1) The Commissioner must keep a Register of the names of all eligible applicants.
- (2) The names of eligible applicants are to be entered on the Register in the order in which their applications are received by the Commissioner.
- (3) An applicant must notify the Commissioner in writing of any relevant change in the circumstances of the applicant which occurs prior to the allocation of assistance.
- (4) For the purposes of this clause a relevant change in the circumstances of an applicant means:
 - (a) any change in the applicant's address;
 - (b) any absence of the applicant from the ACT for more than one month;
 - (c) the marriage, separation from a spouse or divorce of the applicant or where the applicant is living with a de facto spouse,
 - (d) any change in the household;
 - (e) any change in the circumstances of the applicant by reason of which he or she would not be eligible for assistance; and
 - (f) any other type of change which the Commissioner may specify and of which the applicant has been notified in writing.
- (5) If an eligible applicant whose name has been entered on the Register is absent from the Australian Capital Territory for a period of one month or more, the Commissioner may at his or her discretion suspend the registration of the application for the period of that absence.
- (6) A name removed from the Register under subclause (5) may be returned to the Register in a position equivalent to that which it previously held if the applicant requests the Commissioner to replace his or her name on the Register within twelve months of his or her name being removed from the Register.
- (7) If, by reason of the application of subclause 19 (2) an application is treated as having been withdrawn, the name of the person who had made that application is to be removed from the Register.
- (8) A name removed from the Register under subclause (7) may be returned to the Register in a position equivalent to that which it previously held if the applicant requests the Commissioner to replace his or her name on the Register within six months of his or her name being removed from the Register.
- (9) The Commissioner must remove from the Register the name of any applicant who ceases to be an eligible applicant at any time after the date on which his or her name was placed on the Register.

Allocation of assistance

8. (1) On an application under this program and the suitability of the accommodation available, the Commissioner may provide assistance in the form of rental accommodation.
- (2) Subject to the provisions of this program and the suitability of accommodation available, the Commissioner must provide assistance to applicants in the order in which their names appear on the Register.

- (3) Rental accommodation provided by way of assistance under this program is to be on land:
 - (a) which is under the control of the Commissioner under subsection 16 (1) or subsection 17 (1) of the *Housing Assistance Act 1987*; or
 - (b) which is leased from the Commonwealth or from the Australian Capital Territory by the Commissioner.
- (4) Where the Commissioner decides to offer to provide assistance to an applicant, the Commissioner may notify the applicant in writing or orally.
- (5) The offer must contain a statement to the effect that the applicant must communicate to the Commissioner before the close of business on the next working day after the offer has been made, his or her acceptance of the offer of assistance.
- (6) The Commissioner has a discretion to refuse to grant assistance to an applicant who
 - (a) owes a debt to the Commissioner or the Commonwealth for rent for residential property in the Australian Capital Territory; or
 - (b) has breached a term or condition of a tenancy agreement to which the Commissioner or the Commonwealth was a party.
- (7) The Commissioner may remove from the Register the name of an applicant who:
 - (a) fails to communicate his or her acceptance of assistance in accordance with subclause (5); or
 - (b) refuses an offer of assistance;
 - (c) fails to respond to written notice under subclause (4).
- (8) Where an applicant's name has been removed from the Register in accordance with paragraph (7) (a) or 7 (c) the Commissioner may return that applicant's name to the list in a position equivalent to that which it previously held if:
 - (a) the applicant was an eligible applicant for the whole of the period in which the applicant's name was removed from the Register; and
 - (b) the applicant requests the Commissioner to replace his or her name on the Register within six months of his or her name being removed from the Register.
- (9) Where an applicant's name has been removed from the Register in accordance with paragraph 7 (b) the Commissioner may return that applicant's name to the Register in a position equivalent to that which it previously held if:
 - (a) the applicant was an eligible applicant for the whole of the period in which the applicant's name was removed from the Register; and
 - (b) the applicant requests the Commissioner to replace the applicant's name on the Register within fourteen days from the day on which his or her name was removed from the Register.

Type of accommodation

- (1) The Commissioner has a discretion to decide the size, type and location of rental accommodation which or she will provide to an applicant by way of assistance.
- (2) In exercising his or her discretion the Commissioner must take into consideration:
 - (a) the availability of different sizes and types of dwellings in various locations;

- (b) the accommodation needs of the applicant; and
- (c) the expressed preferences of the applicant.

Aged persons' accommodation

10. (1) Notwithstanding the provisions of clause 9 if the applicant:
 - (a) is old enough to be eligible for an age pension payable under the *Commonwealth Social Security Act 1947*; or
 - (b) is in receipt of a service pension under the *Commonwealth Veterans' Entitlement Act 1986*the Commissioner may provide the applicant by way of assistance aged persons' accommodation, provided that:
 - (c) aged persons' accommodation is available; and
 - (d) the applicant has consented to accept assistance in the form of aged persons' accommodation.
- (2) In this clause 'aged persons' accommodation' means rental accommodation designated aged persons' accommodation by the Commissioner.

Priority assistance

11. (1) An eligible applicant whose name has been entered on the Register may apply to the Commissioner for assistance to be given to the applicant earlier than assistance would have been offered under clause 8 on the ground that the applicant has a special need.
- (2) For the purposes of this clause, an applicant has a special need if his or her current accommodation is unsuitable because:
 - (a) the applicant is in ill-health or has a disability;
 - (b) the applicant's accommodation is inadequate;
 - (c) the applicant is suffering severe financial difficulties;
 - (d) the applicant is living in an environment of domestic violence; or who left his or her recent accommodation because of domestic violence;
 - (e) the applicant is facing imminent eviction from his or her accommodation; or
 - (f) the applicant is experiencing some other similar problem.
- (3) The Commissioner may refuse to give priority assistance under this clause to the applicant if the applicant has not been resident or employed in the Australian Capital Territory for the six month period immediately preceding the time at which the application for priority assistance is considered by the Commissioner.

Immediate assistance

12. (1) an eligible applicant whose name has been placed upon the Register may apply to the Commissioner for immediate assistance if:
 - (a) the applicant cannot otherwise obtain adequate accommodation; and
 - (b) the applicant has a special need for assistance.
- (2) For the purposes of this clause, an applicant has a special need if his or her current accommodation is unsuitable because:
 - (a) the applicant's accommodation is extremely inadequate;
 - (b) the applicant is unable to pay the cost of the accommodation occupied by the applicant;

- (c) the applicant has lost his or her accommodation due to circumstances beyond the applicant's control; or
 - (d) the health of the applicant is being detrimentally affected, or is likely to be detrimentally affected by the nature or condition of his or her accommodation.
- (3) The Commissioner may refuse to give immediate assistance if the applicant has not been resident or employed in the Australian Capital Territory for the six month period immediately preceding the time at which his or her application for immediate assistance is considered by the Commissioner.

Refugees

13. (1) For the purpose of this clause, 'refugee' means a person determined, by a person having authority under the Commonwealth *Migration Act 1958* to do so, to have the status of refugee.
- (2) An eligible applicant may apply to the Commissioner for immediate temporary assistance if the applicant and each person who is a member of the household is a refugee.
- (3) An applicant who has been given temporary assistance under this clause may remain in the accommodation provided until assistance is given to him or her under clause 8 if, during that period:
- (a) the applicant and each person who is a member of the household is a refugee; and
 - (b) the applicant is an eligible applicant.
- (4) The Commissioner may, after consultation with the Secretary to the Commonwealth Department of State responsible for the administration of the *Migration Act 1958*, or with an officer of that department appropriately authorised by the Secretary to that department, designate a maximum number of properties which are available for the provision of immediate assistance under this clause.
- (5) Where a person who has been given temporary assistance under this clause is subsequently given assistance under clause 8, the Commissioner may transfer the person to other accommodation under the control of the Commissioner, provided that written notice of the transfer has been served on the person not less than fourteen days prior to the date of transfer.

Hardship

14. (1) The Commissioner has a discretion to give assistance to applicants not eligible for assistance under this program but who are suffering hardship which cannot be alleviated by any other means.
- (2) Where assistance is to be given to an applicant under this clause and the Commissioner considers it appropriate to do so the applicant's name may be placed on the Register as if the applicant was eligible for assistance and assistance offered to the applicant in accordance with the provision of clause 8.
- (3) Assistance is to be provided under this clause only if to do so is in accordance with the objects of this program and in the form or forms which it would have been provided to the applicant if the applicant was eligible for assistance.

Tenancy agreement

15. (1) When an applicant has accepted assistance offered by the Commissioner the applicant must, prior to occupying the accommodation enter into a tenancy agreement with the Commissioner.
- (2) If a person who has been given assistance and is occupying a dwelling under the control of the Commissioner transfers to another dwelling under the control of the Commissioner, that person must en-

ter into a tenancy agreement with the Commissioner in respect of the other dwelling prior to occupying it.

Rent

16. (1) The amount of rent payable in respect of accommodation provided by way of assistance under this program is to be determined by the Commissioner in accordance with the provisions of section 15 of the *Housing Assistance Act 1987* and the formula set out in Schedule 2 to that Act.
- (2) When, following a review conducted in accordance with subsection 15 (3) of the *Housing Assistance Act 1987*, the Commissioner determines that the amount of rent payable is different from the amount of rent payable prior to the review the Commissioner must notify in writing each person who is a tenant of a dwelling affected by that determination.
- (3) A notice given under subclause (2) must specify:
- (a) the amount of rent payable as a result of the determination; and
 - (b) the date on which the determination takes effect.
- (4) Where the rent is to be increased the date specified in accordance with paragraph (3) (b) must not be less than sixty days after the day on which the Commissioner has made the determination.
- (5) Where the rent is decreased, the date specified in accordance with paragraph (3) (b) is the date of the determination.
- (6) Where a notice under subclause (2) has been served on a person the amount of rent payable specified by the notice is deemed to be the amount of rent payable under the tenancy agreement between that person and the Commissioner from the commencement of the first rent period which commences on or after the date specified in paragraph (3) (b).
- (7) Rent payable under this program is payable to the Fund.

Rent rebate

17. (1) A tenant may apply to the Commissioner for a rebate of rent in respect of one dwelling only provided to the tenant as assistance under this program.
- (2) Subject to the provisions of this clause the Commissioner must grant a rebate of rent if the weekly rent payable by the tenant under clause 16 is more than the basic rent.
- (3) In this clause the 'basic rent' means the sum of
- (a) twenty per cent of the weekly income of the tenant, other than Family Allowance Supplement paid under Part IX of the Commonwealth *Social Security Act 1947*;
 - (b) ten per cent of Family Allowance Supplement paid under Part IX of the Commonwealth *Social Security Act 1947* to the tenant;
 - (c) ten per cent of the weekly income of any independent person in the household other than the tenant; and
 - (d) charges for hot water, space heating or special garage facilities supplied by the Commissioner and specified by him or her to form part of the basic rent
- (4) The Commissioner may at any time review the eligibility of a tenant for rent rebate.
- (5) In this Clause
- (a) 'tenant' means a person who is a tenant of a dwelling provided as assistance under this program; and

- (b) a reference to 'tenant' includes a reference to joint tenants.

Transfers

18. (1) The Commissioner may transfer a person occupying a dwelling provided under this program to another dwelling under the control of the Commissioner.
- (2) The Commissioner must not transfer a person under subclause (1) unless:
- (a) the person is eligible for assistance under this program and has applied to the Commissioner for a transfer, but not if the person is transferred to accommodation of a smaller size than he or she presently occupies;
 - (b) the Commissioner believes on reasonable grounds that the condition of the dwelling occupied by the person is likely to cause serious harm to the health and safety of the tenants or the public;
 - (c) there has been a breach of the tenancy agreement entered into by the person under subclause 15 (1), and, due to deterioration of marriage or family relationships; the Commissioner believes on reasonable grounds that the dwelling occupied by the person is in excess of his or her needs;
 - (d) the Commissioner believes on reasonable grounds that the person should be transferred in the interests of community harmony; or
 - (e) it has been decided to dispose of or redevelop the premises occupied by the person.
- (3) Where the Commissioner makes a decision to transfer a person under subclause (1), written notice must be served on the person not less than fourteen days prior to the date of the transfer.
- (4) Subclause (3) does not apply where the Commissioner makes a decision to transfer a person because the dwelling has become uninhabitable.
- (5) In determining whether to approve an application for a transfer the Commissioner must have regard to:
- (a) the availability of suitable accommodation under the control of the Commissioner; and
 - (b) the reasons stated in the application.

Further information

19. (1) The Commissioner may at any time in writing request an applicant to provide further information in connection with an application.
- (2) If such information is not provided within twenty-eight days or such further time as the Commissioner allows, the application is to be treated as having been withdrawn by the applicant.

Notice of decision

20. (1) Where the Commissioner makes a decision:
- (a) upon an application for assistance under this program;
 - (b) to transfer or refuse to transfer a person to different accommodation;
 - (c) to give, or refuse to give, a rent rebate; or
 - (d) to replace or refuse to replace, an applicant's name on the Register; or
 - (e) to revoke or vary a previous decision of the kind described in paragraphs (1) (a), (1) (b) or (1) (c) or (1) (d)
- he or she must, within twenty-eight days after the date of the decision cause notice in writing of the decision to be given to the applicant.

- (2) A notice must include a statement to the effect that the applicant may within twenty-eight days of service of the notice on the applicant lodge an objection in writing with the Commissioner.
21. (1) A person who is dissatisfied with a decision by the Commissioner on an application may lodge with the Commissioner a written objection within twenty-eight days after notice of the decision is served on the person.
- (2) An objection must state fully and in detail the grounds on which it is made.
 - (3) The Commissioner must consider an objection and may either allow or disallow it.
 - (4) The Commissioner must give the objector written notice of his or her decision on an objection.
 - (5) In this clause 'application' includes a decision of the Commissioner to transfer a tenant under subclause 13 (5) and subclauses 18 (2) (c) and 18 (2) (d).
 - (6) A person who is dissatisfied with a new dwelling being offered following a decision by the Commissioner under subclause 18 (2) (e) may lodge an objection in accordance with subclause (1).
22. (1) If the period within which a person may lodge an objection has ended, the person may nevertheless send an objection to the Commissioner with a written application to treat the objection as having been duly lodged.
- (2) An application must state fully and in detail the reasons for the person's failure to lodge the objection within that period.
 - (3) The Commissioner must consider each application and may grant or refuse it.
 - (4) The Commissioner must give the applicant written notice of his or her decision on an application.
 - (5) If the Commissioner grants an application, the objection to which the application relates must be treated as having been duly lodged
23. Application may be made to the Administrative Appeals Tribunal for a review of a decision by the Commissioner:
- (a) disallowing an objection; or
 - (b) refusing an application under subclause 22 (1).
24. (1) A notice served on an objection in accordance with subclause 21 (4) or 22 (4) must

- (a) include a statement to the effect that, subject to the *Administrative Appeals Tribunal Act 1989* an application may be made to the Administrative Appeals Tribunal for a review of the decision to which the notice relates; and
- (b) except where subsection 26 (11) of that Act applies, include a statement to the effect that a person whose interests are affected by the decision may request a statement pursuant to section 26 of that Act.

- (2) The validity of a decision referred to in subclause (1) is not to be taken to be affected by a failure to comply with subclause (1).

Officer to observe secrecy

25. (1) A person shall not, directly or indirectly, except in the performance of his or her duties or in exercise of his or her powers or functions, under this program, or pursuant to the *Freedom of Information Act 1989*, and while he or she is or after he or she ceases to be an officer, make a record of, or divulge or communicate to any persons, any information with respect to the affairs of another person acquired by him or her in the performance of his or her duties, or in the exercise of his or her powers or functions, under this program.

- (2) Notwithstanding anything contained in subclause (1), an officer may.
- divulge any such information to any prescribed authority or person provided such divulgence relates to law enforcement and is connected with the investigation and prosecution of an alleged offence; or
 - divulge any such information to a person who, in the opinion of the Commissioner, is expressly or impliedly authorised by the person to whom the information relates to obtain it.
- (3) An authority or person to whom information is divulged under subclause (2) and any person or employee under the control of that authority or person, shall in respect of that information, be subject to the same rights, privileges obligations and liabilities under this program and had acquired the information in performance of those duties.

Dated this 6th day of September 1989.

TONY RAYMOND WATERS
Acting Commissioner for Housing

AUSTRALIAN CAPITAL TERRITORY

Housing Assistance Act 1987

APPROVAL

Under section 12 (2) of the *Housing Assistance Act 1987* I approve the Rent Relief Program made by the Commissioner for Housing by instrument dated 20 September 1989.

Dated this 20th day of September 1989.

ELLNOR JUDITH GRASSBY

Minister for Housing
and Urban Services

'Applicant' means a person who has made an application for assistance under this program and unless the contrary intention appears, includes joint applicants.

'Application' means

- an application for assistance under this program,
- an application under subclause 15 (2) for additional time to provide information;
- an objection by a person who is dissatisfied with a decision on application by the Commissioner.

'Commissioner' means the Commissioner for Housing appointed under the *Housing Assistance Act 1987*.

'government rental accommodation' means residential rental accommodation provided by the Australian Capital Territory Government or by the Commonwealth Government in the Australian Capital Territory.

'Gross income' means an amount of income prior to deduction of tax or tax instalments.

'income' means all income except:

- a payment under Part X of the Commonwealth *Social Security Act 1947*;
- a payment by way of emergency relief or similar assistance made by the Commonwealth or a State or Territory;
- a payment by way of assistance made by an organisation which is an eligible organisation under the Commonwealth *Homeless Persons Assistance Act 1974*;
- a payment made under an insurance or compensation agreement by reason of loss or damage to property;
- a payment made under a law of the Commonwealth or the Australian Capital Territory for pharmaceutical, medical, dental or hospital benefits;
- a payment for expenses of hospital, medical or dental treatment made by an organisation registered

under a law of the Commonwealth or the Australian Capital Territory regarding the provision of pharmaceutical, medical, dental or hospital benefits;

- a payment made under Part V or Part VI of the Commonwealth *Veterans' Entitlements Act 1986* other than payments made under section 108 or section 109 of that Act.
- any expense incurred in earning that income which would be accepted by the Australian Taxation Office as a legitimate deduction for the purposes of the *Income Tax Assessment Act 1930*.

'independent person' means a person who has a weekly income greater than or equal to the amount payable to an unmarried adult person by way of unemployment benefit under the Commonwealth *Social Security Act 1947*.

'officer' means an officer or person performing duties or exercising powers or functions, under or in relation to this program.

'prescribed authority' means the Commonwealth Department of State responsible for the administration of the *Income Tax Assessment Act 1936*, the *Social Security Act 1947*, the *Migration Act 1958*, or the Australian Federal Police, the Director of Public Prosecutions, the National Crime Authority or a Court of Law.

'rent' means a sum payable periodically whether designated as rent or otherwise, as consideration for the right to occupy premises, whether with or without other rights in relation to the occupation of the premises, but does not include any amount for goods or services provided in conjunction with accommodation.

'the Fund' means the Australian Capital Territory Housing Assistance Fund established by the Commonwealth Minister for State for Finance as a Trust Account under section 62A of the *Audit Act 1901*.

- (2) For the purpose of this program the value of a person's assets is the value of all assets owned by the person including those in which the person has a contingent or beneficial interest but does not include the value of:

- clothing;
- ordinary personal effects;
- ordinary household equipment;
- tools of trade;
- plant and equipment necessary for earning income;
- professional instruments and reference books, and
- one motor vehicle.

- (3) For the purposes of this program unless the contrary intention appears, the weekly income of a person is the greater of:

AUSTRALIAN CAPITAL TERRITORY

Housing Assistance Act 1987

RENT RELIEF PROGRAM

Under subsection 12 (1) of the *Housing Assistance Act 1987*, I make a Housing Assistance Program as follows:

Title

This program may be cited as the Rent Relief Program.

Principles

- The principles for the operation of a Housing Assistance Program set out in Schedule 1 to the *Housing Assistance Act 1987* apply in relation to this program.

Object

- The object of this program is to provide short term financial assistance for the provision of housing to persons experiencing temporary difficulties in meeting rent commitments other than in respect of accommodation

provided by the Commissioner for Housing under the Public Rental Housing Assistance Program.

Interpretation

3. (1) 'ACT Average Weekly Earnings' means the amount specified as the most recent estimate of average weekly earnings for the Australian Capital Territory under the heading 'All Employees' in the most recent quarterly publication of the Australian Bureau of Statistics which specifies average weekly earnings in the States and Territories of Australia.
- (a) the person's gross income per week at the date of making an application; and
- (b) the average gross income per week of the person in the 26-week period immediately prior to the date of making an application.
- (4) A reference in this program to the spouse of a person must, where the person is living with another person of the opposite sex as the spouse of that person on a bona fide domestic basis although not married to that person be read as including a reference to that other person to the exclusion of the spouse (if any) of the first mentioned person.
- (5) In this program a reference to 'household' in relation to an application for assistance under subclause 7 (1) is a reference to the persons whom the applicant intends will reside in a dwelling provided to the applicant as assistance under the Public Rental Housing Assistance Program.

Applications

4. (1) A person may apply to the Commissioner for assistance under this program.
- (2) An application must:
- (a) be in writing, signed by the applicant; and
- (b) state:
- (i) whether the applicant has previously been offered government rental accommodation; and
- (ii) whether the applicant has previously vacated government rental accommodation; and
- (c) specify:
- (i) the name, address and age of the applicant;
- (ii) the applicant's reasons for requiring assistance;
- (iii) the value of all assets owned by the applicant;
- (iv) the weekly income of the applicant and members of the applicant's household;
- (v) the length of time the applicant has been living or working in the Australian Capital Territory; and
- (vi) the number of independent persons in the applicants household and the relationship of each such person to the applicant;
- (vii) the applicant's Australian residency status; and
- (viii) whether the applicant was a sponsored migrant to Australia.

Eligibility

5. (1) Subject to this program an applicant is eligible for rent relief if:
- (a) the applicant is unable to pay rent as required under his or her tenancy agreement or is unable to pay arrears of rent owing or both;
- (b) the applicant is lawfully present in Australia

and his or her presence is not subject to any time limit imposed by law;

- (c) the applicant is 16 years of age or older;
- (d) the applicant, where the household consists of one person only, has assets of a value not exceeding \$4000;
- (e) the applicant, where the household consists of two or more people, or where the applicant is married or a joint applicant with another person, the applicant or the applicant and his or her spouse or joint applicant have together assets of a value not exceeding \$5000;
- (f) where the household consists of one person only that person's gross weekly income does not exceed 60 per cent of the ACT average weekly earnings;
- (g) where the household consists of two persons the gross weekly income of the applicant or the combined gross weekly incomes of the joint applicants is not greater than 100 per cent of ACT average weekly earnings,
- (h) where the household consists of more than two persons, the gross weekly income of the applicant or the combined weekly income of the joint applicants plus 10 per cent of the combined weekly income of all other independent persons in the household is not greater than 100 per cent of ACT Average Weekly Earnings plus 10 per cent of ACT Average Weekly Earnings for each person in the household in excess of two persons;
- (i) the applicant has agreed to pay by way of rent or rent and arrears of rent combined an amount in excess of 25 per cent of his or her weekly income;
- (j) the applicant's name is on the Register kept by the Commissioner under the Public Rental Housing Assistance Program;
- (k) the application is in respect of a property in the Australian Capital Territory; and
- (l) the property in respect of which assistance is sought is not significantly in excess of reasonable family needs as assessed by the Commissioner in accordance with the criteria adopted for determination of accommodation needs under clause 9 of the Public Rental Housing Assistance Program;
- (m) the applicant has been resident or employed in the Australian Capital Territory for the six month period immediately prior to the date of the application, unless in the Commissioner's opinion the applicant's circumstances are such that this requirement should not apply;
- (n) the applicant is not a tenant of government rental accommodation; and
- (o) the applicant does not have an interest in any real property except where the applicant is, or will shortly become, a party to action under the *Family Law Act 1975* and the real property in which the applicant has an interest may be the subject of an order under that Act, or where the applicant owns property and undertakes to dispose of it.
- (2) If the applicant has, within a period of two years prior to the date of the application, declined an offer of government rental accommodation or vacated government rental accommodation the Commissioner has a discretion to refuse the application.

Forms of assistance

6. (1) On an application for rental relief the Commissioner may provide any one or more of the following forms of assistance:
- (a) a grant by way of periodic payments to subsidise rent payments;
 - (b) an interest free loan for payment of rental bond;
 - (c) a lump sum interest free loan for payment of rent where the applicant is obliged to pay rent on two properties in order to both meet obligations under a pre-existing tenancy agreement and a tenancy agreement entered under Clause 15 of the Public Rental Housing Assistance Program;
 - (d) a grant by way of a lump sum or periodic payments for payment of arrears of rent; or
 - (e) an interest free loan by way of a lump sum or periodic payments for payment of arrears of rent.
- (2) Where assistance may be given in the form of a lump sum or periodic payments and may be either a grant or an interest free loan, the Commissioner has a discretion to decide the form in which the assistance is given.
- (3) In exercising his or her discretion under subclause (3) the Commissioner must have regard to:
- (a) the possibility of the applicant being evicted from the residence of which the applicant is a tenant; or
 - (b) the cost to the applicant of maintaining a reasonable standard of living for the household;
 - (c) the present and probable future ability of the applicant to repay a loan; and
 - (d) the efficient use of the Fund.

Assistance for arrears of rent

7. (1) Where, as a result of circumstances unforeseen by the applicant at a time when payments for rent were equivalent to 25 per cent or more of the weekly income of the applicant, the applicant owes arrears of rent, the Commissioner may provide assistance in accordance with clause 7 for payment of arrears.
- (2) Assistance under this clause will only be given in respect of the dwelling in which the applicant is residing at the date of the application.
- (3) Assistance provided under this clause must not exceed \$600 in respect of an applicant.

Assistance for Bond

8. (1) Where an applicant is required to pay an amount of rental bond under a tenancy agreement, the Commissioner may provide assistance to make that payment.
- (2) Assistance provided under this clause must not exceed \$600 in respect of an applicant.

Assistance for double rent

9. (1) Where an applicant has been allocated public rental housing and has not yet terminated a private tenancy agreement in respect of another property the Commissioner may grant assistance for the payment of the rent under the private agreement.
- (2) Assistance provided under this clause must not exceed \$600 in respect of an applicant.

Rental subsidy

10. (1) Where a rent subsidy is to be paid the amount payable is the lesser of;
- (a) the amount of actual weekly rent payments

required to be made by the applicant less the applicant's contribution; or

- (b) an amount equal to 133 per cent of the average weekly rent for a government dwelling having the maximum number of bedrooms which the Commissioner considers would meet the applicant's accommodation needs if the Commissioner were to apply clause 9 of the Public Rental Housing Assistance Program, less applicant's contribution.
- (2) Notwithstanding the provisions of subclause (1) no payment of rent subsidy will be made of an amount less than \$2 per week.
- (3) Notwithstanding the provisions of subclause (1) the amount of rental subsidy payable to an applicant is limited to:
- (a) a maximum of \$50 per week if the applicant has no dependent children; or
 - (b) if the applicant has dependent children, a weekly maximum of \$50 plus \$10 for each dependent child.
- (4) (a) Rent subsidy is payable for a period of six months.
- (b) At the expiration of a period for which assistance has been granted the applicant may apply for assistance for a further period of six months.
- (5) In this clause 'the applicant's contribution' means an amount equal to 25 per cent of the applicant's income other than Family Allowance Supplement paid under Part IX of the Commonwealth *Social Security Act 1947* plus 10 per cent of the amount of Family Allowance Supplement paid to the applicant, plus 100 per cent of Supplementary Rental Assistance paid to the applicant under that Act, plus an amount equal to 10 per cent of the income of each independent person, other than the applicant's spouse, who is resident in the household.

Loans

11. If the Commissioner offers assistance in the form of a loan, the offer is conditional upon the applicant entering into a loan agreement with the Commissioner.

Hardship

12. (1) The Commissioner has a discretion to grant assistance to applicants not eligible for assistance under this program but who are suffering severe hardship which cannot be alleviated by any other means.
- (2) Assistance is to be provided under this clause only if to do so is in accordance with the objects of this program and in the form or forms which it would have been provided to the applicant if the applicant was eligible for assistance.
- (3) Assistance is to be provided under this clause only if the applicant is lawfully present in Australia and his or her presence is not subject to any time limit imposed by law.

Further information

13. (1) The Commissioner may at any time in writing request an applicant to provide further information in connection with an application.
- (2) If such information is not provided within twenty-eight days or such further time as the Commissioner allows, the application is to be treated as having been withdrawn by the applicant.

Joint applicants

14. Where a household consists of the applicant and one or more independent persons, two persons in the household must apply as joint applicants and the Commissioner may require that the person in the household

with the highest weekly income applies as one of the joint applicants.

Change of circumstances

15. (1) An applicant must advise the Commissioner of any change in circumstances which affects his or her eligibility for assistance or the kind or amount of assistance which he or she may be granted.
- (2) If the Commissioner receives information from the applicant or otherwise that the applicant's circumstances have changed in such a way as to affect the applicant's eligibility for assistance or the kind or amount of assistance which he or she may be granted, the Commissioner may review the decision to grant assistance to the applicant and the decision as to the kind and amount of assistance to be granted and may alter or revoke those decisions.

Notice of decision

16. (1) Where the Commissioner makes a decision upon an application under this program he or she must within twenty-eight days after the date of the decision cause notice in writing of the decision to be given to the applicant.
- (2) A notice must include a statement to the effect that the applicant may within twenty-eight days of service of the notice on the applicant lodge an objection in writing with the Commissioner.

Objections

17. (1) A person who is dissatisfied with a decision on an application may lodge a written objection to the decision with the Commissioner within twenty-eight days after the date on which notice of it is served on the person.
- (2) An objection must state fully and in detail the grounds on which it is made.
- (3) The Commissioner must consider any objection and may either disallow it, or allow it wholly or in part.
- (4) The Commissioner must, within twenty-eight days after the date of the decision, cause written notice of the decision to be served on the objector.

Late lodgment of objections

18. (1) If the period within which a person may lodge an objection has ended, the person may nevertheless send an objection to the Commissioner with a written application to treat the objection as having been duly lodged.
- (2) An application under subclause (1) must state fully and in detail the reasons for the person failing to lodge the objection within the specified period.
- (3) The Commissioner must consider each such application and may grant or refuse it.
- (4) The Commissioner must give the applicant written notice of his or her decision on an application.
- (5) If the Commissioner grants an application the objection to which the application relates must be treated as having been duly lodged.

Review of decisions

19. (1) Application may be made to the Administrative Appeals Tribunal for review of a decision by the Commissioner:
 - (a) disallowing an objection wholly or in part;
 - (b) refusing an application under subclause 20 (1).
- (2) under subclause 20 (4), a notice must:
 - (a) include a statement to the effect that, subject to the *Administrative Appeals Tribunal Act 1989*, an application may be made to the Administrative Appeals Tribunal for a review of the decision to which the notice relates; and
 - (b) except where subsection 26 (11) of that Act

applies, include a statement to the effect that a person whose interests are affected by the decision may request a statement pursuant to section 26 of that Act.

- (3) The validity of a decision referred to in subclause (1) is not to be taken to be affected by a failure to comply with subclause (2).

Officers to observe secrecy

20. (1) A person shall not, directly or indirectly, except in the performance of his or her duties or in exercise of his or her powers or functions, under this program, or pursuant to the *Freedom of Information Act 1989*, and while he or she is or after he or she ceases to be an officer, make a record of, or divulge or communicate to any persons, any information with respect to the affairs of another person acquired by him or her in the performance of his or her duties, or in the exercise of his or her powers or functions, under this program.
- (2) Notwithstanding anything contained in subclause (1) and officer may:
 - (a) divulge any such information to any prescribed authority or person, provided such divulgence relates to law enforcement and is connected with the investigation and prosecution of an alleged offence
 - (b) divulge any such information to a person who, in the opinion of the Commissioner, is expressly or impliedly authorised by the person to whom the information relates to obtain it.
- (3) An authority or person to whom information is divulged under subclause (2) and any person or employee under the control of that authority or person, shall in respect of that information, be subject to the same rights, privileges, obligations and liabilities under this program and had acquired the information in performance of those duties.

Dated this 14th day of September 1989.

TONY RAYMOND WATERS
Commissioner for Housing

AUSTRALIAN CAPITAL TERRITORY

City Area Leases Act 1936

INSTRUMENT OF APPROVAL UNDER SECTION 10

Under section 10 of the *City Area Leases Act 1936*, I, CARL JAMES THOMPSON approve of Neil Pain ('the Applicant') carrying on the profession, trade, occupation or calling of dietitian ('the business') on Block 7, Section 81, Division of Curtin known as 82 Dunstan Street, Curtin ('the land') subject to the following conditions relating to the use of the land being observed by the Applicant in carrying on the business:

- (1) that this approval will remain valid only while the Applicant continues to be a bona fide resident of the land;
- (2) that the Applicant will ensure that the conduct of the business does not cause an annoyance, a nuisance or danger and is not offensive to any tenants or occupiers of adjoining lands;
- (3) that the Applicant will not erect or permit or suffer to be displayed or erected upon the land or any building thereon any advertising sign or hoarding whatever without the consent in writing of the Interim Territory Planning Authority and the Building Controller;
- (4) that the Applicant will conduct the business strictly in accordance with the application made by the

- Applicant under section 10 of the City Area Leases Act unless otherwise stipulated in this Instrument;
- (5) that no person other than the Applicant will conduct or in any way carry on the business on the land without the prior approval of the Minister;
 - (6) that the Applicant will ensure that all residence and business related vehicles are parked within the confines of the land;
 - (7) that the Applicant will not employ any assistants for the purpose of conducting or carrying on the business on the land without the prior approval of the Minister;
 - (8) that only the approved room in the house be used for the conduct of the business;
 - (9) that the business will only be conducted on the land between the hours of 9.00 a.m. and 4.00 p.m. Monday to Friday;
 - (10) that the Applicant will conduct the business strictly by appointment, and that such appointments will be organised to ensure that no more than two clients are in attendance at any one time;
 - (11) that this approval will terminate on the 31st day of August 1990 or on such earlier date as the Minister determines in accordance with condition 12;
 - (12) upon any failure to comply with any or all of the foregoing conditions the Minister or his Delegate under the said Act may give written notice requiring the Applicant to show cause within a period of fourteen days why this approval should not be revoked. At the expiration of this period the Minister or his Delegate may revoke the approval.

Dated this 20th day of September 1989.

CARL JAMES THOMPSON

Delegate of the Minister
for Industry, Employment and Education

- (7) that the Applicant will not employ any more than one assistant for the purpose of conducting or carrying on the business on the land without the prior approval of the Minister and that assistant shall only be employed in the capacity of secretary;
- (8) that the business will only be conducted on the land between the hours of 8 30 a.m. and 10.00 a.m., 4.30 p.m. and 6.30 p.m. Monday to Friday and 9.00 a.m. and 11 30 a.m. Saturdays only;
- (9) that the Applicant will conduct the business strictly by appointment only and that the number of appointments shall not exceed twelve each day;
- (10) that the Applicant ensures that four car parking spaces are provided behind the front building line and that all clients vehicles are parked within the confines of the land;
- (11) that all vehicles are sufficiently screened from the street and neighbouring properties;
- (12) that this approval will terminate on the 30th day of September 1990 or on such earlier date as the Minister determines in accordance with condition 13;
- (13) upon any failure to comply with any or all of the foregoing conditions the Minister or his Delegate under the said Act may give written notice requiring the Applicant to show cause within a period of fourteen days why this approval should not be revoked. At the expiration of this period the Minister or his Delegate may revoke the approval.

Dated this 19th day of September 1989.

CARL JAMES THOMPSON

Delegate of the Minister
for Industry, Employment and Education

AUSTRALIAN CAPITAL TERRITORY

City Area Leases Act 1936

INSTRUMENT OF APPROVAL UNDER SECTION 10

Under section 10 of the *City Area Leases Act 1936*, I, CARL JAMES THOMPSON approve of James Leslie Stuart ('the Applicant') carrying on the profession, trade, occupation or calling of veterinary surgeon ('the business') on Block 3, Section 14, Division of Deakin known as 41 Gawler Crescent, Deakin ('the land') subject to the following conditions relating to the use of the land being observed by the Applicant in carrying on the business:

- (1) that this approval will remain valid only while the Applicant continues to be a bona fide resident of the land;
- (2) that the Applicant will ensure that the conduct of the business does not cause an annoyance, a nuisance or danger and is not offensive to any tenants or occupiers of adjoining lands;
- (3) that the Applicant will not erect or permit or suffer to be displayed or erected upon the land or any building thereon any advertising sign or hoarding whatever without the consent in writing of the Interim Territory Planning Authority and the Building Controller;
- (4) that the Applicant will conduct the business strictly in accordance with the application made by the Applicant under section 10 of the City Area Leases Act unless otherwise stipulated in this Instrument;
- (5) that no person other than the Applicant will conduct or in any way carry on the business on the land without the prior approval of the Minister;
- (6) that the Applicant will ensure that all residence and business related vehicles are parked within the confines of the land;

AUSTRALIAN CAPITAL TERRITORY

Radiation Ordinance 1983

Section 73

NOTIFICATION OF DECISIONS

Pursuant to section 73 of the Australian Capital Territory *Radiation Ordinance 1983*, the Radiation Council hereby gives notice of the particulars of the following decisions of Council, made on 13 September 1989:

REGISTRATION OF IRRADIATING APPARATUS (paragraph 73 (1) (d))

Owner: Department of Community Services and Health

Description: Dental X-ray machine, Trophy model CCX control unit with model 708 tube S/nos E849136, 780185, 70 kVp, 8 mA

Location: Dental Clinic, Room 293, Phillip Health Centre

Conditions: Diagnostic dental examinations

Owner: D. Gallagher and D. McClelland

Description: Dental X-ray machine, Phillips Secondent E timer with Oralix 65S tube serial number 8823401, 8900397 65 kVp, 7.5 mA

Location: 48 Rylah Crescent, Wanniasa ACT 2903

Conditions: Diagnostic dental examinations

Owner: D. Gallagher and D. McClelland

Description: Dental X-ray machine, Phillips Secondent E timer with Oralix 65S tube serial numbers 8823398, 8900402 65 kVp, 7.5 mA

Location: 48 Rylah Crescent, Wanniasa ACT 2903

Conditions: Diagnostic dental examinations

Owner: Graham Shaw

Description: Dental X-ray unit, Phillips Oralix 65S tube with Dens-O-Mat timer S/nos 8801740, 8821426 65 kVp, 7.5 mA

Location: Shop 2, Shopping Centre, Charnwood ACT 2615

Conditions: Diagnostic dental examinations

GRANTING OF LICENCE

(paragraph 73 (1) (b))

Licensee: Phillip Tamas Hall

Address: 22/77 Newman Morris Circuit, Oxley ACT 2903

Authorised activities: Use, Irradiating Apparatus

Conditions: Diagnostic radiography of the spine, the extremities distal to and including the elbow and knee, and the A.P. view of hip and shoulder.

Licensee: David McClelland

Address: 48 Rylah Crescent, Wanniasa ACT 2903

Authorised activities: Purchase/Own or have it in possession/Use/Cause or permit to use, irradiating apparatus

Conditions. Diagnostic dental radiography.

VARIATION OF CONDITIONS SPECIFIED IN A LICENCE

(paragraph 73 (1) (c))

Licensee: B. K. Selinger

Address: Australian National University, Department of Chemistry, Faculties, GPO Box 4, Canberra ACT 2601

Authorised activities: Purchase/Own or have in possession/Use/Cause or permit to use, unsealed radioactive materials/irradiating apparatus

Conditions: Research/educational uses of:

* unsealed radioactive materials C-14, Ra-226.

* X-ray analysis equipment.

Licensee: D. A. Price

Address: Royal Australian Mint, Laboratory Section, Denison Street, Deakin ACT 2600

Authorised activities: Use/Cause or permit to use, irradiating apparatus

Conditions: Use of X-ray analysis equipment.

The Radiation Council hereby gives notice that subject to the provisions of the *Administrative Appeals Tribunal Act 1975*, a person whose interests are adversely affected by a decision of the Radiation Council is entitled to apply to the Administrative Appeals Tribunal for a review of the decision.

Dated this 13th day of September 1989.

DALE F. HEBBARD

Chairman
Radiation Council

Purchasing and disposals

Categories used in this Gazette

Set out below are the categories used in this publication. Examples of goods and services in each category are given to guide users of the *Gazette*.

PRIMARY SECTOR

Agricultural Produce, Un-processed (01)

Animals, fruit, vegetables, cereal grains

Services to Agriculture (02)

Sheep shearing; aerial spraying; plant quarantine; wool classing

Forestry and Logging Products, Un-processed and Forestry Services (03)

Logging, tree-felling, timber railway sleepers; afforestation

Fishing and Hunting or Trapping Produce, Un-processed (04)

Mining Produce (05)

Metallic minerals; coal, oil, gas; sand, gravel, stone

Services to Mining (06)

Prospecting, exploration and drilling for oil, gas and minerals.

MANUFACTURING SECTOR

Food Beverages and Tobacco, Manufactured (07)

Meat processing and products, milk products, processed fruit and vegetable products, breads, cakes, biscuits; sugar; confectionery; beer, wines, spirits; processed sea products, e.g. fish, shellfish, seaweed

Textiles, Clothing and Footwear (08)

Wood (Prepared), Wood Products and Furniture (Except Sheet Metal) and Mattresses (Except Rubber) (09)

Paper, Paper Products, Printing and Publishing (10)

Chemicals, Petroleum and Coal Products Refined or Manufactured (11)

Adhesives; ammunition; cosmetics; fireworks; soaps; rubber, pesticides; paint; petrol

Non-Metallic Mineral Products, Manufactured (12)

Glass, clay and ceramic products; cement, concrete, plaster and stone products

Basic Metal Products, Manufactured (13)

Iron and steel sheets; rail fastenings, chains; steel castings; pipe fittings, refined and smeltered products; rolled, drawn and extruded metal products

Fabricated Metal Products (14)

Hand tools; carpentry; fly screen doors; metal sheds; cans; sheet metal furniture; cutlery; springs; bolts

Transport Equipment (15)

Motor vehicles and parts (not tyres, see Code 20); trailers; caravans; aircraft; rockets; ships; railway stock, bicycles; wheel-barrow

Photographic, Professional and Scientific Equipment (16)

Photocopy and facsimile machines; cameras; aircraft instruments; telescopes; microscopes; surgical equipment; laboratory equipment

Electrical Equipment and Hardware, Household Appliances (17)

Computer software (off-the-shelf) (see Code 27); audio equipment; radio and television receivers; refrigerators and household appliances; water heaters; batteries; electric and telephone cable and wire; lighting equipment; solar panels and wind generators

Computer, Office Equipment, and Electrical Equipment NEC (18)

Computers and peripherals (purchase and lease); electronic office machines (see also Code 16); satellites; radio and television transmitting equipment; television cameras, picture tubes and studio equipment; navigational aids; semiconductors; telephones and switch-boards; X-ray equipment; printed circuit boards

Industrial Machinery and Equipment (19)

Agricultural and industrial machinery; materials handling equipment; machine tools, saw blades, vernier calipers, jigs, dies; commercial heaters and coolers; outboard motors; mechanical typewriters

Leather, Rubber, Plastic and Manufactured Goods NEC (20)

Tyres, tubes; abrasive papers; eye glasses; jewellery; brooms brushes; sports equipment; advertising signs; writing equipment; pianos; umbrellas

SERVICES SECTOR

Electricity, Gas, Water, Sewerage and Drainage (21)

Municipal charges for these services, not construction (see Code 22)

Construction and Construction Services (22)

New works, repairs and maintenance of public facilities including roads, dams, pylons, towers, housing, buildings

and hospitals; not architectural, engineering or surveying consultancies (see Code 27)

Automotive Services (23)

Automotive repairs; panel beating, windscreen replacement

Transport and Storage Services (24)

Freight transport, courier services; furniture removal; bus services, taxis; ship, rail and air transport; air and boat charters; cable cars; pipeline operations; car parking operations; coal and wheat loaders; ship navigation services; container terminals; travel agencies, grain and cold storage

Communications Services (25)

Facsimile, postal, telephone, telex, telegraph and teleprinter services; post office operations; satellite communication services, not construction (see Code 22) and not equipment (see Code 18)

Finance, Investment, Insurance and Related Services (26)

Banking, credit unions, building societies; money market dealings; finance companies; investment trusts; share broking, superannuation; health funds; insurance products and services

Consultancy, Property and Business Services NEC (27)

Computer software (customised development) (see Code 17); real estate agents and services; auction services; architectural, engineering and surveying services including marine and radio survey; legal accounting, and electronic data processing services; market and business consultancy; typing, copying and mailing services; pest control; cleaning services

Plant Hire and Leasing NEC (28)

All short-term hire and leasing of industrial equipment (except transport equipment (Code 24) and computer hardware (Code 17)), without operators and for less than 12 months; crane hire with operator

Health, Education, Museum and Library Services (29)

Hospitals and nursing homes; medical, dental, optical and veterinary services; ambulance services

Research, Scientific and Meteorology Services (30)

Research in the agricultural, biological, physical and social sciences; meteorological services

Community Services, Recreational, Personal and Other Services (31)

Police; prisons; fire brigades; garbage disposal; film production; hotel and catering services

Invitations to tender, quote or register interest

Copies of the following are available at Supply Group, 2nd Floor, FAI Insurances Building, London Circuit, Canberra City.

Closing date

Agricultural Produce, Un-processed (01)

Supply of grass seed (TB88141). Tender. Inquiries, Technical, K. Hartveit (062) 93 5118, Contract, R. Hampshaw (062) 46 2340 25.10 89

Construction and Construction Services (22)

Cover for sandpit at Chisholm Pre-school, ACT (TA0821) Short Tender. Inquiries, Technical, R. Dickinson (062) 80 2417, Contract, J. Ebner (062) 46 2273 17.10 89

Consultancy, Property and Business Services EC (27)

Cleaning of Woden TAFE College, Canberra Avenue, Fyshwick ACT (Category B) (TB89036). Tender 8.11.89

Cleaning of Bruce TAFE College, ACT (Category A) (TB89037). Tender.

Cleaning of Hackett Primary and Infants Schools, ACT (Category C) (TB89038). Tender.

Cleaning of Majura Primary and Infants Schools, ACT (Category A) (TB89039). Tender.

Cleaning of Wannassa Primary and Infants Schools, ACT (Category C) (TB88144). Tender.

Inquiries for above, Technical, H. McGee (062) 46 2266, Contact, P. Reynolds (062) 46 2300

Tenders for all of the above should be lodged at

The Tender Box
2nd Floor
FAI Insurances Building
London Circuit
Canberra City ACT 2601

or posted to:

The Supply Group
PO Box 1010
Civic Square ACT 2608

Contracts Arranged

<i>Purchase reference</i>	<i>Description of supplies</i>	<i>Value (\$A)</i>	<i>Period contract</i>	<i>Contractor</i>	<i>P & S code</i>
Chief Minister's Department, Human Resources and Support Services Branch, Information Systems Group					
1061-2	Seikosha printers	7 800.00		AWA Distribution, North Ryde NSW 2113	18
1663-9	MacIntosh SE68000	5 598.00		Approved Systems, Curtin ACT	18
1646-7	Rodime hard disk drive 20 MB plus software	2 419.00		Approved Systems, Phillip ACT	18
1668-6	B28 processor with 1 mb plus access	10 989.00		Unisys, Canberra ACT	18
1669-4	1 MB low cost work station	2 178.00		Unisys, Canberra ACT	18
1670-7	B38 Master with 1 mb memory plus B28 with 1 mb memory and accessories	32 155.00		Unisys, Canberra ACT	18
1720-8	Toshiba T3200 laptop plus carry case and Toshiba T5100 + drive	18 158.00		Computerquest Pty Ltd, Deakin ACT	18
1721-6	IPX 286C with accessories Epson GQ3500 6PP laser ptr	6 250.00		Technolink, Canberra ACT	18

Purchase reference	Description of supplies	Value (\$A)	Period contract	Contractor	P & S code
1725-9	Sequent S27 parallel processor with accessories	194 000.00		Sigma Data, Turner ACT	18
1064-7	Ergonomic arms	3 540.00		W P A Supply Co., Fyshwick ACT 2609	14
1706-4	Photocopier	10 765.00	8/79367R-3	DBE Australia, Canberra ACT 2601	16
493-3	Lease of lines and modems	250 000.00		Telecom Australia, Sydney NSW 2001	17
1724-0	Ethernet plus adaptor	5 356.00		Computer Success, Mawson ACT 2607	17
1852-6	Rack mount sync/async converter	23 062.00		Unisys, Braddon ACT 2601	17
1853-4	Rack mount sync/async converter	26 466.00		Unisys, Braddon ACT 2601	17
1059-1	Data cabling	13 003.00		Unisys, Braddon ACT 2601	17
959-0	Magnetic tape	9 348.00	06/24727M-3	Memorex Pty Ltd, North Ryde 2113	18
445-9	Link 220 terminals	20 900.00	E630425	Olivetti Australia, Braddon ACT 2601	18
342-0	Standard patch/monitor jack 24 ckt	3 730.00		Datacraft, Croydon Vic. 3136	18
338-9	Computer equipment	15 010.00		Technolink Pty Ltd, Canberra ACT 2601	18
625-0	3 com 3 station 2E	17 647.00	57/796975-	Bull HN Information, Campbell ACT 2601	18
Office of Industry and Development, Institute of TAFE, School of Engineering					
AAA/0005	Steel plate	3 658.00		Tubemakers, Fyshwick ACT 2609	13
AAA/0006	Welders	13 214.90		CIG, Fyshwick ACT 2609	19
AAA/0007	Welder	7 850.00		Dunlop Industrial Sales, Fyshwick ACT 2609	19
AAA/0009	Paint agitator	2 578.00		Dulux Paint Supplies, Concord NSW 2137	19
AAA/0010	Welder	17 598.00		Lincoln Electric Co., Unanderra NSW 2526	19
AAA/0016	Winch and hoist	2 330.00		Ray Sharwood, Farrer ACT 2607	19
AAA/0024	Printing of modules	2 000.00		AGPS Sub-Printery	10
AAA/0025	Deisel engines	9 000.00		Fyshwick Mower Service, Fyshwick ACT 2609	15
AAA/0028	Spray guns	2 784.00		Auto Paint Supplies, Fyshwick ACT 2609	19
AAA/0031	Acrylic spray guns	2 500.00		CIG, Fyshwick ACT 2609	19
AAA/0036	Industrial gases	3 500.00	483 N	Linde Gas, Fyshwick ACT 2609	11
AAA/0038	Ford Laser sedan	2 340.00		NRMA Insurance, Dickson ACT 2602	15
AAA/0044	Supply of paints and solvents	2 000.00	389 N	Dulux Trade Centre, Fyshwick ACT 2609	11
AAA/0046	Spark plugs, oil filters	2 424.00		Ball & Taper, Fyshwick ACT 2609	15
AAA/0052	Protective clothing	9 000.00		Safety Centre, Queanbeyan NSW 2620	08
AAA/0054	Imm. Marviplate	2 000.00		Lysaght, Fyshwick ACT 2609	13
AAA/0055	Supply of hand tools	4 581.72		Scruttons, Lidcombe NSW 2141	14
AAA/0069	Steel and castings	2 114.67		Wollongong TAFE, Steel Store Wollongong NSW 2500	13
AAA/0071	Diesel fuel and lubricants	3 000.00	PC12/24855c-4	Caltex Oil, Oaks Estate NSW 2620	11
AAA/0074	Personal computers and printers	5 546.00	PE30	Computerquest, Deakin ACT 2600	18
AAA/0079	Steel and castings	23 826.00		Wollongong TAFE Steel Store, Wollongong NSW 2500	13
AAA/0090	Personal computers, printers and software	5 785.00	PE30	Computerquest, Deakin ACT 2600	18
AAA/0094	Cotton waste	2 000.00		Mancare Community, Kingston ACT 2604	08
AAA/0096	Repairs to welding and electronic equipment	5 000.00		Electric Mechanical Services, Queanbeyan NSW 2620	23
AAA/0097	Mechanical repairs on machinery	2 000.00		EA & JM Enterprises, ACT 2603	23
AAA/0098	Supply of industrial gases	5 000.00	312 N	Linde Gas, Fyshwick ACT 2609	11

Purchase reference	Description of supplies	Value (\$A)	Period contract	Contractor	P & S code
Development Division, Land Development Branch					
CSE/001288-8-00	Review of subsurface drainage requirements for Lanyon	3 000.00		Scott and Furphy, Belconnen ACT 2617	22
CSE/001237-8-00	Engineering advice in minor site servicing locations	20 000.00		Willing and Partners, Belconnen ACT 2617	22
CSE/000774-01	Site servicing in various locations	2 131.00		Willing and Partners, Belconnen ACT 2617	22

Private notices

AUSTRALIAN CAPITAL TERRITORY

Real Property Act 1925

Notice is hereby given that pursuant to the provisions of the *Real Property Act 1925*, a new Certificate of Title will issue fourteen days from the publication of this notice to Douglas Frederick Russell and Fay Catherine Russell as joint tenants in respect of the Leasehold Estate in all that piece or parcel of land situated at Block 7, Section 2 of the Division of Garran registered Volume 265, Folio 39 the said Crown Lease having been lost, mislaid or destroyed.

Dated this 25th day of August 1989.

REGISTRAR OF TITLES

After the expiration of fourteen clear days from the publication hereof application will be made to the Supreme Court of the Australian Capital Territory that Letters of Administration with the Will dated 21 June 1968 annexed of the estate of *William McIntyre Muir* late of 26/7 MacLaurin Crescent, Chifley in the Australian Capital Territory retired may be granted to the Public Trustee for the Australian Capital Territory, Jeanette Dalrymple Donovan and Mary Anderson Lipp the executrices therein named having renounced probate thereof.

D. C. DUNCKLEY
Acting Public Trustee

NOTICE TO CLAIMANTS

In the estate of *Michal Polaszenko* late of 20 Goodwin Cottages, Sherbrooke Street, Ainslie, retired who died on the 11th day of August 1989, intestate. The Public Trustee for the Australian Capital Territory intends to administer the estate of the abovenamed deceased. All persons having claims against the estate must send particulars thereof to The Public Trustee, GPO Box 515, Canberra 2601 before 18 December 1989. After that time the Public Trustee may distribute the assets of the estate having regard only to the claims of which he then has notice.

D. C. DUNCKLEY
Acting Public Trustee

NOTICE TO CLAIMANTS

In the estate of *Josef Plicta* late of 72 Burnie Court, Lyons, retired who died on the 13th day of June 1989, intestate. The Public Trustee for the Australian Capital Territory intends to administer the estate of the abovenamed deceased. All persons having claims against the estate must send particulars thereof to The Public Trustee, GPO Box 515, Canberra 2601 before 18 December 1989. After that time the Public Trustee may distribute the assets of the estate having regard only to the claims of which he then has notice.

D. C. DUNCKLEY
Acting Public Trustee

IN THE SUPREME COURT OF THE AUSTRALIAN CAPITAL TERRITORY

PROBATE JURISDICTION

In the Will of *Edmund George Coleman* late of 3 Musgrave Street, Yarralumla in the Australian Capital Territory, retired courier, deceased. Probate of the last Will and Testament was granted by the Supreme Court of the Australian Capital Territory on the 31st day of August 1989. Pursuant to the *Administration and Probate Ordinance 1929* as amended, the *Family Provision Ordinance 1969* as amended, and the *Trustee Ordinance 1957* as amended Perpetual Trustee Company (Canberra) Limited the executor named in the Will of the said Edmund George Coleman who died on the 27th day of June 1989 hereby gives notice that creditors and others having any claim against or to the estate of the said deceased are required to send particulars of their claims to Perpetual Trustee Company (Canberra) Limited, Perpetual Trustees Building, 10 Rudd Street, Canberra City ACT on or before the 8th day of December 1989 at the expiration of which time the said Perpetual Trustee Company (Canberra) Limited will distribute the assets of the said deceased to the persons entitled having regard only to the claims of which it then has notice.

Dated this 4th day of October 1989.

GALLENS CROWLEY & CHAMBERLAIN

Solicitors for the Executor
9th Floor, Canberra House, 40 Marcus Clarke Street,
Canberra City ACT 2601

N.N.—