



Australian Capital Territory

Gazette

No. 42, Wednesday 20 October, 1999

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GENERAL INFORMATION

ACT GOVERNMENT GAZETTE

The ACT Government Gazette is published each Wednesday. The sections included in the publication are:

- General Information;
- Government Notices;
- Purchasing and Disposals;
- Invitations to Tender, Quote or Register Interest;
- Contracts arranged, and
- Private Notices

(Australian Public Service notices will continue to appear in the *Commonwealth of Australia Gazette*).

CONTACT DETAILS

ACT Gazette Officer
Publishing Services
GPO Box 158
Canberra ACT 2601

ACT Gazette Office
Level 7, Macarthur House
Wattle Street
Lyneham 2602

Phone: (02) 6205 0484

Fax: (02) 6205 0266

e-mail: gazette_office@dpa.act.gov.au

Notices for Publications

Notices for the Gazette are to be lodged by 12 noon on the Wednesday prior to publication. Notices can be lodged in advance in hard copy or facsimile, by electronic mail or diskette, with a brief message of instruction and a WORD compatible document attachment.

A Gazette Request Form must also be delivered to the Gazette Office, by hand, mail or fax. For copies of this form please telephone the Gazette Office or go to www.act.gov.au/government/reports/pub/gazreq.doc.

Signed notices must be sighted by the Gazette Office before gazettal can proceed.

Purchasing and Disposal Codes may be accessed on the ACT Government Website:

www.act.gov.au/government/report/pub/gazette/p&d.pdf. Alternatively, you may obtain a hard copy listing by contacting the gazette office.

Private Notices

The fee for a private notice is as follows:

- minimum charge \$1.00 per word or \$100.00 whichever is the greater.

Cheques are to be made payable to 'Publishing Services' and are to be forwarded to the Gazette office with a copy of the notice (Either on a PC formatted disk in WORD, or if the notice has already been emailed, a hard copy of the notice) and Gazette Request Form. Payment can be made by EFTPOS (Bankcard, Visa or Mastercard) by telephoning the Gazette Office. Payment must be received before gazettal can proceed.

Purchasing and Subscriptions

Copies of the ACT Government Gazette may be purchased at a cost of \$5.00 (or \$2.00 for a Special Gazette) from the ACT Government shopfront, Legislation/Gazette sales counter, East Row, Canberra City.

Subscriptions to the Gazette maybe arranged through the Gazette Office at a price of \$360.00 (1 July 1999 - 30 June 2000) or part thereof, including postage. Refunds will not be given for cancellations. Claims for missing items will be recognised as valid if lodged within 28 days of publication.

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GOVERNMENT NOTICES

NOTIFICATION OF THE MAKING OF AN INSTRUMENT

NOTICE is hereby given that the undermentioned Instrument of the Australian Capital Territory has been made. Copies of the Instrument may be purchased from Publishing Services, Legislation and Sales Counter, ACT Government Shopfront, Corner of City Walk and East Row Canberra City ACT 2601.

| Act under which Instrument made | Description of Instrument | Number and year of Instrument |
|---|---|-------------------------------|
| <i>Radiation Act 1983</i> | Appointment of Anthony Agostino as member of the Radiation Council. | No. 236 of 1999 |
| <i>Food Act 1992</i> | Revocation of Appointment of Analyst. | No. 237 of 1999 |
| <i>Food Act 1992</i> | Appointment of Analyst. | No. 238 of 1999 |
| <i>Food Act 1992</i> | Appointment of Analyst. | No. 239 of 1999 |
| <i>Public Health Act 1997</i> | Determination of Notifiable Conditions. | No. 240 of 1999 |
| <i>Blood Donation (Transmittable Diseases) Act 1985</i> | Approval of Blood Donor Declaration Form. | No. 241 of 1999 |
| <i>Liquor Act 1975</i> | Determination of Fees. | No. 242 of 1999 |
| <i>Motor Traffic Act 1936</i> | Determination of Parking Charges. | No. 243 of 1999 |

NOTIFICATION OF THE MAKING OF A REGULATION

NOTICE is hereby given that the undermentioned Regulation of the Australian Capital Territory has been made. Copies of the Regulation may be purchased from Publishing Services, Legislation and Sales Counter, ACT Government Shopfront, Corner of City Walk and East Row, Canberra City ACT 2601.

| Act under which Regulation made | Description of Regulation | Number and year of Regulation |
|---------------------------------|------------------------------|-------------------------------|
| <i>Liquor Act 1975</i> | Liquor Regulations Amendment | No. 25 of 1999 |

GOVERNMENT NOTICES (Continued)



ACT Government

AUSTRALIAN CAPITAL TERRITORY

WORKERS' COMPENSATION ACT 1951

DETERMINATION OF CLASSES OF WORKERS

Under section 6B of the workers' Compensation Act 1951 I REVOKE the Determination of Classes of Workmen as published in the Commonwealth of Australia Gazette (No. GN 20, of 8 June 1988) and determine that the classes of workers for the purposes of section 6B shall be those published in Australian and New Zealand Standard Industrial Classification 1993 ANZSIC, Australian Catalogue No. 1292.0, 1993 Edition

Dated the Sixth day of September 1999.

Brendan Smyth MLA
Minister for Urban Services

GOVERNMENT NOTICES (Continued)

Environment ACT

Environment Protection Act 1997

Annual Review of Environmental Authorisations

Notice is hereby given that the following environmental authorisations have been reviewed under Section 57 of the Act and the Environment Management Authority decided not to take any action under the Act in respects of these authorisations.

| Organisation | Brief Description of Activity | Location |
|---|--------------------------------------|--|
| A & A Heating & Airconditioning | Use of CFCs and HCFCs | 18 Clive Steele Avenue Monash |
| Darren Houlihan | Use of CFCs and HCFCs | 23 Dallachy Street Page |
| Capital Airport Group Pty Ltd | Use of CFCs and HCFCs | 1 st Floor Terminal Building Canberra Airport Pialligo |
| Gregory's Motors | Use of CFCs and HCFCs | 24 Lonsdale Street Braddon |
| Appliance Parts and Service Co Pty Ltd | Use of CFCs and HCFCs | 5/19 Tennant Street Fyshwick |
| Capital Car Radio | Use of CFCs and HCFCs | 48 Kembla Street Fyshwick |
| Town Centre Auto Electrics (Shell Garage) | Use of CFCs and HCFCs | Unit 1, Cnr Lathlain & Nettleford Street Belconnen |

Under Section 135 of the Act, an application may be made to the Administrative Appeals Tribunal for a review of these decisions. The Administrative Appeals Tribunal can be contacted on telephone 6217 4277.

A copy of the review documents are available for public inspection, during business hours, at the office of the Environment Management Authority, Level 2, South Wing, Macarthur House, Wattle Street Lyneham ACT.

Dated the 11th day of October 1999
Environment Management Authority

GOVERNMENT NOTICES (Continued)

AUSTRALIAN CAPITAL TERRITORY

POISONS ACT 1933**DECLARATION**

UNDER SECTION 12 of the *Poisons Act 1933*, I HEREBY DECLARE that the substances specified in Schedule 4 of the Drugs and Poisons Standard, being the Drugs and Poisons Standard as defined in subsection 3(1) of the *Poisons and Drugs Act 1978* of the Australian Capital Territory, are restricted substances.

Dated this Fifth day of October 1999.

MICHAEL MOORE MLA

Minister for Health and Community Care

POISONS ACT 1933**DECLARATION OF RESTRICTED SUBSTANCES****EXPLANATORY STATEMENT**

The *Poisons Act 1933* (the Act) controls the sale of poisons, poisonous substances, restricted substances and biological preparations in the ACT.

Section 40 of the Act is the key provision underpinning the regulation of the sale, supply and dispensing of medicines and drugs. Section 40 provides that restricted substances can only be sold or supplied to, or dispensed for, a medical practitioner, pharmacist, dentist, veterinary surgeon, a person who holds a licence to sell that substance or preparation, a public employee who is authorised by the Minister for Health and Community Care, or a person who presents a prescription.

At present section 40 is rendered ineffective by virtue of the inadvertant repeal of the subordinate instrument which determines which medicines and drugs are to be covered.

Section 12 of the Act enables the Minister to declare, by notice in the Gazette, what substances are restricted substances for the purposes of the Act.

The instrument declares that restricted substances are the substances specified in Schedule 4 of the Drugs and Poisons Standard. The Drugs and Poisons Standard is defined in subsection 3(1) of the *Poisons and Drugs Act 1978* as the latest Standard for the Uniform Scheduling of Drugs and Poisons (the Standard).

This instrument declares, in effect, that the substances specified in Schedule 4 of the latest Standard for the Uniform Scheduling of Drugs and Poisons are restricted substances for the purposes of the Act.

The Standard, which is prepared and published under the auspices of the Australian Health Ministers' Advisory Council, is the recommendation of the National Drugs and Poisons Schedule Committee regarding classification of drugs and poisons into schedules for inclusion in the relevant legislation of the states and territories. The Standard defines substances listed in Schedule 4 as poisons that should, in the public interest, be restricted to medical, dental or veterinary prescription.

The declaration commences on the date it is notified in the Gazette.

GOVERNMENT NOTICES (Continued)

COMMENCEMENT NOTICE

LIQUOR (AMENDMENT) ACT 1999

UNDER subsection 2 (2) of the Liquor (Amendment) Act 1999 I fix 20 October 1999 as the day on which provisions:

- 4,5,6,7,8,9,10,11,12 and 13;
- 14,15,16,17,18,19,20,21,22,23,24,25,26,27,28,29,30 and 31;
- 32 (other than the insertion of section 93J);
- 33,34,35,36,38 and 39;

of that Act commence.

KATE CARNELL
A/G ATTORNEY-GENERAL

NOTIFICATION OF AN INSTRUMENT MADE UNDER THE PUBLIC ROADS ACT 1902 (NSW)

NOTICE is hereby given that the undermentioned Instrument has been made under the Public Roads Act 1902 (NSW). Copies of the Instrument are available from the ACT Land Information Centre, Planning and Land Management, 16 Challis Street, Dickson, ACT; Telephone 6207 1601.

| Act under which Instrument made | Description of Instrument | Number and year of Instrument |
|--|---|--------------------------------------|
| <i>Public Roads Act 1902 (NSW)</i> | Notice of Declaration of Public Roads – Division of Hawker. | No. R33/99 of 1999 |

GOVERNMENT NOTICES (Continued)
AUSTRALIAN CAPITAL TERRITORY
LAND (PLANNING AND ENVIRONMENT) ACT 1991
NOTICE

The ACT Executive, pursuant to paragraph 26(1)(a) of the *Land (Planning and Environment) Act 1991* approved on 30 August 1999:

• **Variation to the Territory Plan No.137 entitled O'Connor Section 86 Block 2 .**

In accordance with subsection 29(1) of the *Land (Planning and Environment) Act 1991* the Plan Variation was tabled before the Legislative Assembly and had not been disallowed or deemed to be disallowed as at 14 October 1999.

Now therefore pursuant to subsection 29(6) of the *Land (Planning and Environment) Act 1991*, I specify that the date of commencement of Variation No.137 to the Territory Plan will be 20 October 1999.

Copies of Variation No.137 to the Territory Plan:

- are available for inspection at libraries of the ACT Government Library Service at Belconnen, Civic, Dickson, Erindale, Kingston, Kippax, Tuggeranong and Woden during normal opening hours;
- are available free of charge at the Shopfront, Dame Pattie Menzies House, 16 Challis Street, Dickson during normal office hours; and
- are available for inspection on the PALM Website at:
<http://www.palm.act.gov.au/tplan>

Brendan Smyth

Minister for Urban Services

