



Sub-delegations under the Instrument of General Approval and Delegation to Council Use of Traffic Control Devices, Road Closure and Granting Of Exemptions for Events

6 September 2016

INSTRUMENT OF SUBDELEGATION

On the 14th day of September 2016 the City of Holdfast Bay (“the Council”) delegated certain powers and functions under the following Acts:

- INSTRUMENT OF GENERAL APPROVAL AND DELEGATION TO COUNCIL USE OF TRAFFIC CONTROL DEVICES, ROAD CLOSURE AND GRANTING OF EXEMPTIONS FOR EVENTS

to the person holding the position of Chief Executive Officer (the “Head Delegation”) subject to the terms and conditions specified in the relevant resolution(s) or in the Schedule of Conditions (if any) in the Head Delegation.

In exercise of the powers under Section 101 of the Local Government Act 1999 I, as Chief Executive Officer hereby:

- revoke all previous sub-delegations to the positions indicated below;
- sub-delegate such of those powers and functions identified in the Head Delegation as are specified below to the person holding the positions specified below, on the terms and conditions specified below.

The sub-delegated powers and functions may be exercised individually by each sub-delegate in respect of any particular matter where the sub-delegate is required or proposing to act in the course of their duties.

Signature

Ian Walker
ACTING CHIEF EXECUTIVE OFFICER

Date

**CONDITIONS OF SUBDELEGATIONS MADE BY THE CHIEF
EXECUTIVE OFFICER**

Conditions applying to all sub delegations

Nil

Other Conditions

Nil

POWERS AND FUNCTIONS SUBDELEGATED IN THIS INSTRUMENT

- **Instruments**
- INSTRUMENT OF GENERAL APPROVAL AND DELEGATION TO COUNCIL USE OF TRAFFIC CONTROL DEVICES, ROAD CLOSURE AND GRANTING OF EXEMPTIONS FOR EVENTS

- **Delegation Sources**
- Road Traffic Act 1961

- **Titles**
- Chief Executive Officer: Chief Executive Officer - Justin Lynch

- **INSTRUMENT OF GENERAL APPROVAL AND DELEGATION TO COUNCIL USE OF TRAFFIC CONTROL DEVICES, ROAD CLOSURE AND GRANTING OF EXEMPTIONS FOR EVENTS**

Road Traffic Act 1961				
#	Item Delegated	Conditions and Limitations	Delegate	Date
83043	A. Traffic Control Devices For the purpose of sections 17(1) and (2) of the Act, I grant Council GENERAL APPROVAL to install, maintain, alter, operate, or remove, or cause to be installed, maintained altered, operated, or removed any traffic control device on, above or near a road which is under its care, control and management subject to the following conditions EXCEPT those traffic control devices specified in Clause A.8 or those dealt with in other clauses of this instrument:		Chief Executive Officer	
83044	A.1 Authorisation of other Officers Council may authorise any Officer to exercise the powers conferred on it pursuant to Clause A of this Instrument. Any Authorisations to any Officer must be made by instrument in writing and approved by the chief Executive Officer on behalf of Council. All actions carried out by any Officer in accordance with Clause A must be done so "for and on behalf of the Council". Records must be kept of any Authorisations made pursuant to this clause. Council may attach any conditions to such Sub-Authorisations that it considers appropriate.		Chief Executive Officer	
83045	A.2 Conformity with the Road Traffic Act All traffic control devices used pursuant to Clause A must conform to the requirements of the Act and any Rules and Regulations made under the Act.		Chief Executive Officer	
83046	A.3 Conformity with the Australian Standards and the Code All traffic control devices must conform to the requirements of and be installed, maintained, altered, operated or removed .in accordance with the applicable Australian Standards, and the provisions contained in' the Code and the applicable Australian Standards, as amended from time to time.		Chief Executive Officer	

Road Traffic Act 1961				
	The Code refers to and invokes the applicable Australian Standards. The Code must be read together with, but takes precedence over, all applicable Australian Standards.			
83047	<p>A.4 Notification to adjoining Councils Council must notify an adjoining Council before installing, altering or removing a traffic control device on a road that runs into or intersects with, or is otherwise likely to affect traffic on a road (including its flow, speed and composition) that is under the care, control and management of another Council.</p> <p>Where a Council uses a traffic control device to effect section 32 of the Act, that is, closing a road for traffic management purposes, and the road runs into the area or along the boundary of another Council, each affected Council must concur with the road closure or part road closure.</p>		Chief Executive Officer	
83048	<p>A.5 Notification to the Commissioner of Highways Council must notify the Commissioner of Highways before installing, altering or removing a traffic control device on a road that runs into or intersects with, or otherwise is likely to affect traffic on a road (including its flow, speed and composition) that is under the care, control and management of the Commissioner of Highways.</p>		Chief Executive Officer	
83049	<p>A.6 Consultation on traffic signals If Council wishes the Commissioner of Highways to maintain Council's:</p> <ul style="list-style-type: none"> (a) traffic signals at intersections; (b) emergency services traffic signals; (c) mid-block traffic signals (pedestrian actuated crossings); (d) signals at Koala crossings; or (e) signals at Wombat crossings with flashing lights, . <p>then Council must consult with the Commissioner of Highways when proposing install the said signals for the purpose of standardising the equipment and establishing a uniform maintenance program.</p>		Chief Executive Officer	

Road Traffic Act 1961			
83050	<p>A.7 Traffic impact Statement</p> <p>Before any traffic control device is installed, altered or removed, a Traffic Impact Statement must be prepared by a person, who in the Council's opinion is an experienced traffic engineering practitioner.</p> <p>The Traffic Impact Statement must be endorsed by a person authorised by Council.</p> <p>The Traffic Impact Statement summarises the investigations undertaken to justify the installation, alteration or removal of traffic control devices and must address road safety issues and the traffic management effects for all road users, including cyclists and pedestrians. It need not be a lengthy document. The Code provides further guidance on the preparation of Traffic Impact Statements.</p> <p>A Traffic Impact Statement is not required for the installation, alteration or removal of traffic control devices on road-related areas that do not constitute a public place.</p>		Chief Executive Officer
83051	<p>A.8 Traffic control devices requiring separate approval</p> <p>General approval does not apply to those traffic control devices:</p> <p>(a) specifically listed in the Code requiring separate approval; or</p> <p>(b) not contained in or referred to in the Australian Standards or the Code; or</p> <p>(c) not complying with clause 8.3.</p> <p>Council must obtain separate approval to install, maintain, alter, operate or remove, or cause to be installed, altered, operated or removed, any traffic control device specified in this clause.</p> <p>Council must address applications for approval under this clause to the Commissioner of Highways who will consider the application as the Minister's delegate. The application must include a Traffic Impact Statement, any plans, and relevant supporting documentation.</p>		Chief Executive Officer

Road Traffic Act 1961				
83052	<p>B. Speed Limits at Works on Roads</p> <p>For the purpose of section 20i2) of the Act, I grant Council GENERAL APPROVAL to place signs on a road for the purpose of indicating the maximum speed to be observed by drivers while driving on, by or towards</p> <p>* a work area; or * a work site</p> <p>where workers are engaged, or works are in progress at the direction of Council, subject to the following conditions:</p>		Chief Executive Officer	
83053	<p>B.1 Authorisation of other Officers</p> <p>Council may authorise any Officer to exercise the powers conferred on it pursuant to Clause B of this Instrument. Any Authorisations to any Officer must be made by instrument in writing and approved by the Chief Executive Officer on behalf of Council.</p> <p>All actions carried out by that Officer in accordance with Clause B must be done so "for, and on behalf of the Council". Records must be kept of any authorisation made pursuant to this clause. Council may attach any conditions to such Sub-Authorisations that it considers appropriate.</p>		Chief Executive Officer	
83054	<p>B.3 Conformity with the Road Traffic Act</p> <p>The maximum speed to be indicated by signs must be in accordance with section 20 of the Act</p>		Chief Executive Officer	
83055	<p>B.4 Conformity with the SA Standards</p> <p>All traffic control devices must conform to the requirements of and be installed in accordance with the provisions contained in the SA Standards.</p>		Chief Executive Officer	
83056	<p>B.5 Persons who may act on behalf of Council</p> <p>For the purposes of this clause, the following people may act on behalf of Council:</p> <p>(a) an employee of Council; or (b) an employee of a contractor or sub-contractor engaged to carry out works on a road on behalf of Council.</p>		Chief Executive Officer	

Road Traffic Act 1961				
83057	<p>B.6 Training and Accreditation</p> <p>At all times when a worker is present at a work area or work site at least one worker must:</p> <ul style="list-style-type: none"> * have gained accreditation in the DPTI. Workzone Traffic Management Training Program; and * carry a card or certificate certifying accreditation in this course when engaged at a work area or work site; and * have 'undertaken re-training in the DPTI Workzone Traffic Management Training Program within the last 3 years, 		Chief Executive Officer	
83058	<p>B.7 Record Keeping</p> <p>Any person acting on behalf of Council pursuant to Clause B must comply with the SA Standards that outline the procedures and guidelines for record keeping required for the overall safety and smooth operation of a traffic guidance scheme.</p>		Chief Executive Officer	
83059	<p>C. Traffic Control Devices at Works on Roads</p> <p>For the purposes of sub-section 17(3) of the Act, I grant Council GENERAL APPROVAL to install, display, alter, operate, or remove, any traffic control device in relation to an area where persons are engaged in work or an area affected by works in progress, or in relation to part of a road temporarily closed to traffic under this Act or any other Act. This approval is subject to the following conditions:</p>		Chief Executive Officer	
83060	<p>C. 1 Authorisation of other Officers</p> <p>Council may authorise any Officers to exercise the powers conferred on it pursuant to Clause C of this Instrument. Any Authorisations to any officer must be by instrument in writing and approved by the Chief Executive Officer on behalf of Council. All actions carried out by that Officer in accordance with Clause C must be done so "for, and on behalf of the Council". Records must be kept of any authorisation made pursuant to this clause. Council may attach any conditions to such Sub-Authorisations that it considers appropriate.</p>		Chief Executive Officer	
83061	<p>C.2 Conformity with the Road Traffic Act</p> <p>All traffic control devices must conform to the requirements of, and be installed, displayed, altered, operated or removed in accordance with the Act and any Rules and Regulations made under the Act.</p>		Chief Executive Officer	

Road Traffic Act 1961				
83062	C.3 Conformity with the Code, and SA Standards All traffic control devices must conform to the requirements of and be installed, displayed, altered, operated or removed In accordance with the provisions contained in the Code, the SA Standards and the applicable Australian Standards.		Chief Executive Officer	
83063	C.4 Persons who may act on behalf of Council For the purposes of this clause, the following people may act on behalf of Council: (a) an employee of Council; or (b) an employee of a, contractor or sub-contractor engaged to carry out works on a road on behalf of Council.		Chief Executive Officer	
83064	C.5 Training and Accreditation At all times when a worker is present in an area where persons are engaged in work or an area affected by works in progress at least one worker must: *have gained accreditation in the DPTI Workzone Traffic Management Training Program; and *carry a card or certificate certifying accreditation in this course when engaged at a work area or work site; and *have undertaken re-training in the DPTI Workzone Traffic Management Training program within the last 3 years.		Chief Executive Officer	
83065	C.6 Record Keeping Any person acting on behalf of Council pursuant to Clause C must comply with the SA Standards that outline the procedures and guidelines for record keeping required for the overall safety and smooth operation of a traffic guidance scheme.		Chief Executive Officer	
83066	D. Temporary Parking Controls For the purpose of sub-section 17(3) of the Act, I grant Council GENERAL APPROVAL to install, display, alter, operate, or remove a traffic control device for the purposes of imposing, varying or abolishing a parking control on a temporary basis on a road which is under its care, control and management, subject to the following conditions:		Chief Executive Officer	

Road Traffic Act 1961				
83067	<p>D.1 Authorisation of other Officers Council may authorise any Officers to exercise the powers conferred on it pursuant to Clause D of this Instrument. Any Authorisations to any Officer must be made by instrument in writing and approve by the Chief Executive Officer on behalf of Council. All actions carried out by that Officer in accordance with Clause D must be done so "for, and on behalf of the Council". Records must be kept of any authorisation made pursuant to this clause. Council may attach any conditions to such Sub-Authorisations that it considers appropriate.</p>		Chief Executive Officer	
83068	<p>D.2 Conformity with the Act All temporary parking controls must conform with the requirements of, and be installed, displayed, altered, operated or removed in accordance with the Act and any Rules and Regulations made under the Act.</p>		Chief Executive Officer	
83069	<p>D.3 Conformity with Australian Standards and the Code All temporary parking controls must conform to the requirements and be installed, displayed, altered, operated or removed in accordance with the provisions contained in any applicable Australian Standards and the Code. The Code refers to and invokes the Australian Standards, The Code must be read together with, but takes precedence over, all applicable Australian Standards.</p>		Chief Executive Officer	
83070	<p>D.4 Information on Signs A temporary parking control used in accordance with Clause D must display the words "TEMPORARY PARKING CONTROL" in a prominent position.</p>		Chief Executive Officer	
83071	<p>D.5 Limitation of Temporary Parking Controls A temporary parking control used in accordance with Clause D cannot have effect for a period exceeding 35 days.</p>		Chief Executive Officer	
83072	<p>D.6 Records of Temporary Parking Controls Council must keep records of any use of temporary parking controls.</p>		Chief Executive Officer	

Road Traffic Act 1961				
83073	E. TRAFFIC CONTROL DEVICES FOR EVENTS For the purposes of section 17 of the Act, I grant Council GENERAL APPROVAL to install, maintain, alter, operate or removed, or cause to be installed, maintained altered, operated, or removed, a traffic control device for the purpose of an event other than those specified in Clause A.8 of this Instrument, on, above or near a road which is under its care, control and management subject to the following conditions:		Chief Executive Officer	
83074	E.1. Conformity with the Road Traffic Act All traffic control devices used pursuant to Clause E of this Instrument must conform to the requirements of the Act, and any Rules and Regulations made under the Act.		Chief Executive Officer	
83075	E.2. Conformity with Plan All traffic control devices must be installed in accordance with a Traffic Management Plan prepared by a person who in the opinion of the Council has an appropriate level of knowledge and expertise in the preparation of traffic management plans. Council need not comply with Clause A.7 of this Instrument where using a traffic control device for the purpose of an event.		Chief Executive Officer	
83076	E.3. Notification to adjoining Councils Council must notify an adjoining Council before installing, altering or removing a traffic control device on a road that runs into or intersects with, or otherwise is likely to affect traffic (including its flow, speed and composition) on a road that is under the care, control and management of another Council.		Chief Executive Officer	
83077	E.4 Notification to the Commissioner of Highways Council must notify the Commissioner of Highways before installing, altering or removing a traffic control device on a road that runs into or intersects with, or otherwise is likely to affect traffic on a road (including its flow, speed and composition) that is under the care, control and management of the Commissioner of Highways.		Chief Executive Officer	
83078	INSTRUMENT OF DELEGATION, I, Torn Koutsantonis, Minister for Transport and Infrastructure in the State of South		Chief Executive Officer	

Road Traffic Act 1961				
	Australia,' pursuant to section 11 of the Road Traffic Act 1967 ("the Act") hereby DELEGATE the powers as detailed to the following clauses -			
83079	<p>F. GRANT APPROVAL TO ANOTHER ROAD AUTHORITY</p> <p>I DELEGATE to Council the power conferred on the Minister pursuant to section 17 of the Act to SPECIFICALLY APPROVE the installation, maintenance, alteration, operation or removal of a traffic control device in the municipality or district of Council by a road authority on, above or near a road under the care, control and management of the said road authority subject to the following conditions:</p>		Chief Executive Officer	
83080	<p>F.1 Sub-Delegation and Authorisation to other Officers</p> <p>This delegation cannot be sub-delegated without my express approval. Council may, however, authorise any officers to exercise the powers conferred on Council pursuant to Clause F of this Instrument.</p> <p>Any Authorisations to any Officer should be made by instrument in writing and approved by the Chief Executive Officer on behalf of Council. All actions carried out by that officer in accordance with Clause F must be done so "for, and on behalf of the Council". Records must be kept of any authorisation made pursuant to this clause.</p>		Chief Executive Officer	
83081	<p>F.2 Conformity with the Road Traffic Act</p> <p>All traffic control devices used pursuant to Clause F of this Instrument must conform to the requirements of the Act, and any Rules and Regulations made under the Act.</p>		Chief Executive Officer	
83082	<p>F.3 Conformity with the Australian Standards and the Code</p> <p>All traffic .control devices must conform to the requirements of and be installed, maintained, altered, operated or removed in accordance with the provisions contained in the applicable Australian standards and the Code.</p> <p>The Code refers to and invokes the Australian Standards. The Code must be read together with, but takes precedence over, all applicable Australian Standards.</p>		Chief Executive Officer	
83083	<p>F.4 Power of approval subject to same Conditions in Clause A</p> <p>The power of Council 'to grant approvals under Clause F is subject to the same conditions that apply to Council under Clause A where Council itself is the road authority.</p>		Chief Executive Officer	

Road Traffic Act 1961				
83084	F.5 Record Keeping Council must keep accurate records of any approval granted to another road authority pursuant to Cause F of this Instrument.		Chief Executive Officer	
83085	G. CLOSE ROADS AND GRANT EXEMPTIONS FOR EVENTS I DELEGATE to Council my power in sub-section 33(1) of the Act to declare an event to be an event to which section 33 applies and make orders directing: (a) that specified roads (being roads on which the event is to be held or roads that, in the opinion of the Council, should be closed for the purposes of the event) be closed to traffic for a specified period; and (b) that persons taking part in the event be exempted, in relation to the specified roads, from the duty to observe the Australian Road Rules specified in Clause G.4 subject to the conditions in Clause G.5		Chief Executive Officer	
83086	G.1 Sub-Delegation to other Officers Council may sub-delegate the power delegated to Council pursuant to Clause G of this Instrument subject to the following conditions: 1. Council may only sub-delegate the power to the person for the time being occupying the position of Chief Executive Officer of Council; and 2. Any such sub-delegation must be made by instrument in writing by Council resolution; and 3. The sub-delegate cannot direct the closure of a road or and grant an exemption for an event on a road that runs into or intersects with, or is otherwise likely to affect traffic (including its flow, speed and composition) on a road that is under the care, control and management of another Council or the Commissioner for Highways; and 4. Council's sub-delegate is subject to all conditions that are imposed on Council under Clause G, in relation to		Chief Executive Officer	

Road Traffic Act 1961				
	<p>the closure of a road or the grant of an exemption for an event; and</p> <p>5. Council may impose any other conditions deemed necessary on its sub-delegate in relation to the closure of a road or the grant of an exemption for an event; and</p> <p>6. Council cannot authorise any other person to exercise the powers conferred on Council, pursuant to G of this Instrument.</p>			
83087	<p>G.2 Roads and Road-Related Areas to which Delegation Applies Council may only exercise the powers of the Minister in sub-section 33(1) of the Act with respect to a road under its care, control and management.</p>		Chief Executive Officer	
83088	<p>G.3 Conformity with the Road Traffic Act Council when exercising the powers of the Minister in sub-section 33(1) of the Act must comply with the requirements of section 33 of the Act.</p>		Chief Executive Officer	
83089	<p>G.4 Exemption from Australian Road Rules Council can only grant exemptions from the following Australian Road Rules and subject to the conditions listed in Clause G.5:</p> <ol style="list-style-type: none"> 1. Rule 221 : Using hazard warning lights; 2. Rule 230: Crossing a road - general; 3. Rule 231: crossing a road at pedestrian lights; 4. Rule 232: Crossing a road at traffic lights; 5. Rule 234: Crossing a road on or near a crossing for pedestrians; 6. Rule 237: Getting on or into a moving vehicle; 		Chief Executive Officer	

Road Traffic Act 1961

	<p>7. Rule 238: Pedestrians travelling along a road (except in or on a wheeled recreational device or toy);</p> <p>8. Rule 250: Riding on a footpath or shared path;</p> <p>9. Rule 264: Wearing of seat belts by drivers;</p> <p>10. Rule 265: Wearing of seat belts by passengers 16 years old or older;</p> <p>11. Rule 266: Wearing of seat belts by passengers under 16 years old;</p> <p>12. Rule 268: How persons must travel in or on a motor vehicle;</p> <p>13. Rule 269: Opening doors and getting out of a vehicle etc;</p> <p>14. Rule 298: Driving with a person in a trailer.</p>			
83090	<p>G.5 Conditions on Exemptions from Australian Road Rules Council may only grant exemption from the following Australian Road Rules provided any such exemption contains the following minimum conditions:</p> <p>1. Rule 237: Getting on or into a moving vehicle - provided the speed of the vehicle does not exceed 5 km/h;</p> <p>2. Rule 264: Wearing of seat belts by drivers - provided the speed of the vehicle does not exceed 25 km/h;</p> <p>3. Rule 265: Wearing of seat belts by passengers 16 years old or older - provided the speed of the vehicle does not exceed 25 km/h;</p> <p>4. Rule 266: Wearing of seat belts by passengers under 16 years old - provided the speed of the vehicle does</p>		Chief Executive Officer	

Road Traffic Act 1961				
	<p>not exceed 25 km/h;</p> <p>5. Rule 268: How persons must travel in or on a motor vehicle -'provided the speed of the vehicle does not exceed 25 km/h;</p> <p>6. Rule 269: Opening doors and getting out of a vehicle etc - provided the speed of the vehicle does not exceed 5 km/h;</p> <p>7. Rule 298: Driving with a person in a trailer - provided the speed of the vehicle does not exceed 25 km/h;</p>			
83091	<p>G.6 Notification to Commissioner of Highways Council must notify the Commissioner of Highways of any declaration under sub-section 33(1) at least two weeks prior to the date of the event.</p>		Chief Executive Officer	
83092	<p>G.7 Notification to Emergency Services and Public Transport Services Division Council must notify the SA Metropolitan Fire Service, SA Country Fire Service, SA State Emergency Service, the SA Ambulance Service and the Public Transport services Division of the Department of Planning, Transport and Infrastructure ("DPTI") as appropriate, of any declaration under sub-section 33(1) at least two weeks prior to the date of the event.</p>		Chief Executive Officer	
83093	<p>G.8 Notification to Traffic Management Centre, Metropolitan Region Where an event requires intervention by DPTI to ensure the safe and efficient conduct and movement of traffic, Council must ensure that it or the event organiser contacts the Traffic Management Centre, Metropolitan Region (ph: 1800 018 313) no less than 15 minutes prior to the commencement of the event and immediately upon completion of the need for such intervention.</p>		Chief Executive Officer	
83094	<p>G-9 Notification to Commissioner of Police Council must notify the Commissioner of Police of any declaration under sub-section 33(1) at least two weeks prior to the date of the event.</p>		Chief Executive Officer	

Road Traffic Act 1961				
83095	G.10 Agreement of Commissioner of Police - If Council proposes to make an order under sub-section 33(1) that involves any motor vehicular traffic, Council must first obtain the agreement of the Commissioner of Police before making an order that exempts a person from any of the following Australian Road Rules: 230,231, 232,234 and 238.		Chief Executive Officer	
83097	G.11 Use of Advance Warning Signs Where the event will significantly and/or adversely affect a road which is under the care, control and management of the Commissioner of Highways, Council must ensure that the event organisers place advance warning notification signs on the affected roads. The signs must clearly indicate to the public the times and dates of the temporary road closure.		Chief Executive Officer	
83096	G.12 Effect on Roadside Furniture Where an event affects any roadside furniture owned or maintained by the Commissioner of Highways or road markings, Council must ensure that it or the event organiser reinstates such furniture or markings to its original condition.		Chief Executive Officer	
83098	H. DEFINITION OF TERMS For the purposes of this Instrument, unless a contrary intention appears: Words defined in section 5 of the Act have the same meaning as in the instrument. A reference to a mad includes a reference to a road-related area unless it is otherwise expressly stated. Council means a council constituted under the Local Government Act 1999; Code means the Cede of Technical Requirements, as amended from time to time (formerly known as the Code of Technical Requirements for the Legal Use of Traffic Control Devices); Event means event as defined in section 33 of the Road Traffic Act 1961 namely an organised sporting, recreational, political, artistic cultural or other activity, and includes a street party;		Chief Executive Officer	

Road Traffic Act 1961

Officer means Council employee

SA Standards means the Department of Planning, Transport and Infrastructure's SA Standard for Workzone Traffic Management;

Work area means work area as defined in section 20(1) of the Act, namely a portion of road on which workers are, or may be, engaged;

Work site means a portion of road, affected by works in progress, together with any additional portion of road used to regulate traffic in relation to those works or for any associated purpose.

I. FUTURE VARIATIONS TO THIS INSTRUMENT

This Instrument may be revoked or varied by a subsequent Instrument in writing.

Hon Tom Koutsantonis MP

MINISTER FOR TRANSPORT AND INFRASTRUCTRE

Dated this 22 day of August 2013