



**WESTERN  
AUSTRALIAN  
GOVERNMENT**  
**Gazette**



**PERTH, TUESDAY, 23 SEPTEMBER 1997 No. 161**

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 3.30 PM

### **PUBLISHING DETAILS**

The Western Australian *Government Gazette* is published by State Law Publisher for the State of Western Australia on Tuesday and Friday of each week unless disrupted by Public Holidays or unforeseen circumstances (changes to this arrangement will be advertised beforehand on the inside cover).

Special *Government Gazettes* and Extraordinary *Government Gazettes* are published periodically, all gazettes are included in the subscription price.

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JOHN A. STRIJK,  
Government Printer.

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## PROCLAMATIONS

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AA101

**ACTS AMENDMENT (ICWA) ACT 1996**

(No. 45 of 1996)

## PROCLAMATION

WESTERNAUSTRALIA  
P. M. Jeffery,  
Governor.  
[L.S.]

} By His Excellency Major General Philip Michael  
Jeffery, Companion of the Order of Australia, Officer  
of the Order of Australia (Military Division), Military  
Cross, Governor of the State of Western Australia.

I, the Governor, acting under section 2 of the *Acts Amendment (ICWA) Act 1996*, and with the advice and consent of the Executive Council, fix 1 October 1997 as the day on which the provisions of that Act listed in the Table come into operation.

## TABLE

sections 4 and 5

section 6 (b) (to the extent that it inserts the definition of "Commission")

sections 7 and 8

Part 3

section 38

items 1, 2, 3 (a) and (b), 5, 6 and 7 of Schedule 1

item 8 of Schedule 1 (except to the extent that it amends paragraph 7 of Schedule 2 to the *Mine Workers' Relief Act 1932*)

items 9 to 15 of Schedule 1.

Given under my hand and the Public Seal of the State on the 9th day of September 1997.

By Command of the Governor,

G. M. EVANS, Minister for Finance.

GOD SAVE THE QUEEN !

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## FAIR TRADING

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FT401

**COMPANIES (CO-OPERATIVE) ACT 1943**

## NOTICE OF CHANGE OF COMPANY NAME

Section 30 (5)

Notice is hereby given that Stirling Co-operative Limited has by special resolution of the company and with the approval of the Registrar of Companies signified in writing changed its name to Tambellup Co-operative Limited.

Dated the 16th day of September 1997.

(Sgd.) A person authorised by the Commissioner  
for Corporate Affairs in Western Australia.

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## LOCAL GOVERNMENT

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LG401

## CITY OF MELVILLE

Ranger

It is hereby noted for public information that James Cornelius Kelliher has been appointed as an Authorised Person of the City of Melville pursuant to the following:

1. To exercise power under Part XX of the Local Government (Miscellaneous Provisions) Act 1960;
2. Section 449 of the Local Government (Miscellaneous Provisions) Act 1960 as Pound Keeper and Ranger;

3. Part 9 Division 2 of the Local Government Act 1995;
4. Section 9.13, 9.15 of the Local Government Act 1995 as an Authorised Person;
5. Part 3 Subdivision 4 of the Local Government Act 1995;
6. Section 3.39 of the Local Government Act 1995 as an Authorised Person;

and as an Authorised Person pursuant to the following:

Dog Act 1976 for the purposes of registering, seizing, impounding, detaining and destroying of dogs; Section 33E(1) Dog Act as an Authorised Person

Control of Vehicles (Off Road Area) Act 1978;

Litter Act 1979;

Bush Fires Act 1954

and effecting general ranger duties within the district.

The appointment of Jozef Zygadlo is hereby cancelled.

JOHN McNALLY, Chief Executive Officer.

## LG402

### BUSH FIRE CONTROL OFFICERS

1997/98

*Shire of Mt Marshall*

Chief Bush Fire Control Officer—A. J. Gracie (08) 9685 1226

Deputy Chief Bush Fire Control Officer B. Ingleton (08) 9685 1044

T. J. Gobbart (08) 9684 8042	Gabbin
W. E. Clark (08) 9048 6012	North Wialki
L. W. O'Neil (08) 9048 4032	South Wialki
A. Hele (08) 9667 1039	North of Fence
J. F. Dunne (08) 9686 1045	Beacon
J. King (08) 9686 4041	Tampu
G. A. James (08) 9686 6027	North Cleary
B. Walker (08) 9686 2030	North Bencubbin
P. Bradbrook (08) 9685 1202	Shire
J. A. Walker (08) 9685 1202	Shire
D. Gobbart (08) 9685 1202	Shire

Fire Weather Officers:

A. J. Gracie—South      B. Ingleton—North

Each Fire Weather Officer is Deputy to the other.

Shire Office:

Phone Numbers: (08) 9685 1202 or (08) 9685 1276

After Hours:

Chief Executive Officer (08) 9685 1205

Works Supervisor (08) 9685 1209

Beacon Staff (08) 9685 1031

Deputy CEO (08) 9685 1202

Administration Officer (08) 9685 1318

Harvesting Bans:

Officers Appointed:	Name of Bin
A. J. Gracie	Welbungin
L. W. O'Neil	Wialki
W. E. Clark	Wialki
J. King	Tampu
J. F. Dunne	Beacon
B. Ingleton	Beacon
G. A. James	Cleary
T. J. Gobbart	Gabbin
B. Walker	Bencubbin

Should these officers be unavailable to advise their respective bins, the following officers have been appointed to act on their behalf.

Beacon, Cleary, Wialki and Tampu bins      B. Ingleton

Bencubbin, Gabbin and Welbungin      A. Gracie

ALL BINS:

P. Bradbrook—Chief Executive Officer.

D. Gobbart—Deputy Chief Executive Officer.

J. A. Walker—Administration Officer.

**BROADCAST OF HARVEST BANS:**

Australian Broadcasting Commission and 6MD

Mr P. Bradbrook	Chief Executive Officer
Ms D. Gobbart	Deputy Chief Executive Officer
Mr A. J. Gracie	Fire Weather Officer
Mr B. Ingleton	Fire Weather Officer
Mr J. A. Walker	Administration Officer

PETER R. BRADBROOK, Chief Executive Officer.

**LG501****BUSH FIRES ACT 1954**

*Shire of Mount Magnet*

**Firebreak Order**

Notice to all Owners and/or Occupiers of Land in the Shire of Mount Magnet

Pursuant to the powers contained in section 33 of the above Act, you are hereby required on or before 31st October 1997 to clear firebreaks and remove flammable materials from the land owned or occupied by you as specified hereunder and to have the specified land and firebreaks clear of all flammable materials from 31st October 1997 up to and including 30th April 1998.

**(1) Land Outside Townsites—**

- 1.1 All buildings on land which is outside townsites shall be surrounded by two firebreaks not less than two metres wide cleared of all flammable material, the inner firebreak to be not more than 20 metres from the perimeter of the building or group of buildings and the outer firebreak not less than 200 metres from the inner firebreak.
- 1.2 To remove flammable material from the whole of the land between the firebreaks required in paragraph 1.1 above.

**(2) Land in Townsites—**

- 2.1 Where the area of land is 2 000 square metres or less, all flammable material shall be removed from the whole of the land.
- 2.2 Where the area of the land exceeds 2 000 square metres firebreaks at least three metres in width shall be cleared of all flammable material immediately inside and along the boundaries of the land. Where there are buildings on the land additional firebreaks three metres in width shall be cleared immediately surrounding each building.

If it is considered for any reason to be impractical to clear firebreaks or remove flammable material as required by this notice, you may apply to the Council or its duly authorised officer not later than 25th October 1997 for permission to provide firebreaks in alternative positions or take alternative action to remove or abate fire hazards. If permission is not granted by Council or its duly authorised officer, you shall comply with the requirements of this notice.

"Flammable Material" does not include green growing trees or green growing plants in gardens.

The penalty for failing to comply with this notice is a fine of \$1000 and a person in default is also liable, whether prosecuted or not to pay the cost of performing the work directed in this notice if it is not carried out by the owner or occupier by the date required by this notice.

The prohibited burning period for this Shire area is from 15th November 1997 to 30th March 1998.

Dated this 18th day of September 1997.

By order of the Council,

P. L. HAYES, Chief Executive Officer.

**LG502****BUSH FIRES ACT 1954****METROPOLITAN FIRE DISTRICT**

Note to all owners and or occupiers of land in the following Local Authorities—

Town of Claremont, Town of Cottesloe, Town of Mosman Park and Shire of Peppermint Grove

Pursuant to the powers contained in section 33 of the above Act, you are hereby required on or before the 30th day of November 1997 or within fourteen days of the date of your becoming owner or occupier should this be after the 30th day of November 1997 and thereafter up to and including the 31st day of March 1998 to have a firebreak, clear of all flammable materials, at least 3 metres wide immediately inside all external boundaries of the land and also immediately surrounding all buildings situated on the land.

If it is considered to be impracticable for any reason to clear firebreaks as required by this notice, you may apply to the Council or its duly authorised officer not later than the 15th November 1997 for permission to provide firebreaks in alternative positions on the land. If permission is not granted by the Council or its duly authorised officer, you shall comply with the requirements of this notice.

The penalty for failing to comply with this notice is a fine of not more than \$1 000 and a person in default is also liable, whether prosecuted or not, to pay the cost of performing the work directed in this notice if it is not carried out by the owner or occupier by the date required by this notice.

The requirements of this notice should be carried out by means other than burning e.g. mowing, rotary hoeing. Should burning be considered to be the only practical means of compliance, then such burning must be in accordance with the Bush Fires Act.

In addition, Officers appointed under the Bush Fires Act 1954, whose names are contained on the undermentioned list, are hereby authorised by the Council's named to issue permits to set fire to the bush on their behalf within the gazetted boundaries of their Council's which lie within the Metropolitan Fire District.

By Order of Town of Claremont

R. STEWART, Chief Executive Officer.

By Order of Town of Cottesloe

J. GRIMOLDBY, Chief Executive Officer.

By Order of Town of Mosman Park

T. J. HARKEN, Chief Executive Officer.

By Order of Shire of Peppermint Grove

A. DOUST, Chief Executive Officer.

Schedule—

David Roper—Town of Mosman Park and Shire of Peppermint Grove.

Greg Lyons—Town of Cottesloe

Kevin James Pond—Town of Claremont

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## MAIN ROADS

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MA101

*CORRECTION*

File No. MRWA 41-248-D  
Ex Co No. 0705

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**LAND ACQUISITION AND PUBLIC WORKS ACT 1902**  
**METROPOLITAN REGION TOWN PLANNING SCHEME ACT 1959**  
**STATE PLANNING COMMISSION ACT 1985**  
**LAND RESUMPTION**

Road Widening—Albany Highway Bedforddale

An error occurred in the notice published under the above heading in the *Government Gazette* No. 144 dated Tuesday, 26 August 1997 on page 4838.

In the first item under the heading "Description" delete "Diagram 21758" and insert "Plan 21758".

D. R. WARNER, Executive Director, Corporate Services.

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## PLANNING

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PD401\*

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION**  
**CITY OF MELVILLE**  
**TOWN PLANNING SCHEME NO. 3—AMENDMENT NO. 140**

Ref: 853/2/17/10, Pt. 140.

Notice is hereby given that the local government of the City of Melville has prepared the abovementioned scheme amendment for the purpose of—

1. Zoning Part Lot 1 and Part Lot 5 Farrington Road, Leeming 'Residential B R30' zone; and
2. Reserving Part Lot 2 Farrington Road, Leeming 'Public Use Reserve'.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Almondbury Road, Applecross and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including November 4, 1997.

Submissions on the scheme amendment may be made in writing on Form No. 4 and lodged with the undersigned on or before November 4, 1997.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

J. J. McNALLY, Chief Executive Officer.

**PD402\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
*SHIRE OF ASHBURTON*  
**INTERIM DEVELOPMENT ORDER NO. 8**

Ref: 26/10/3/1.

Notice is hereby given that in accordance with the provisions of sub-section (2) of Section 7B of the Town Planning and Development Act, 1928 (as amended), and by direction of the Hon Minister for Planning a summary as set out hereunder of the Shire of Ashburton Interim Development Order No 8 made pursuant to the provisions of Section 7B of that Act is published for general information.

The Minister for Planning has made copies of this Order available for inspection by any person free of charge at the offices of the Western Australian Planning Commission, Albert Facey House, 469-489 Wellington Street, Perth, and at the offices of the Shire of Ashburton during normal office hours.

**SUMMARY**

1. The Shire of Ashburton Interim Development Order No 8 (whole of the Shire excluding the areas contained within the Schemes for:

- (i) Shire of Ashburton Town Planning Scheme No 3—Tom Price
- (ii) Shire of Ashburton Town Planning Scheme No 4—Paraburdoo
- (iii) Shire of Ashburton Town Planning Scheme No 5—Onslow)

contains provisions inter alia:

- (a) That the Order applies to that part of the Shire of Ashburton specified in the Order.
- (b) That, subject as therein stated, the Ashburton Shire Council is the authority responsible for its administration.
- (c) That the carrying out of certain development on land within the scope of the Order without approval as stated therein is prohibited.
- (d) Relating to the application for, and grant of approval for, development other than development permitted by the Order.
- (e) Relating to development by a public authority.
- (f) Relating to certain development permitted by this Order.
- (g) Relating to the continuance of the lawful use of land and buildings.
- (h) Relating to appeals against refusal of approval for development or against conditions subject to which approval to carry out development is granted.
- (i) That Council is not to approve any development in Wittenoom that is contrary to the State Government's policy for the area.

2. The Order has effect from and after the publication of this Summary in the *Government Gazette*.

Date: 28 May, 1997.

D. G. CAREY, Chief Executive Officer.

**PD403\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION**  
*SHIRE OF AUGUSTA-MARGARET RIVER*  
**TOWN PLANNING SCHEME NO. 11—AMENDMENT NO. 91**

Ref: 853/6/3/8, Pt. 91.

Notice is hereby given that the local government of the Shire of Augusta-Margaret River has prepared the abovementioned scheme amendment for the purpose of:

- 1. Rezoning Lot 1 of Location 271 Caves Road, Margaret River from Rural to Special Rural.

2. Amending the Scheme Text by adding special provisions to Schedule 1: Special Rural Zones—Provisions relating to Specified Areas.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Town View Terrace, Margaret River and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including November 4, 1997.

Submissions on the scheme amendment may be made in writing on Form No 4 and lodged with the undersigned on or before November 4, 1997.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

M. EASTCOTT, Chief Executive Officer.

**PD404**

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
**ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT**  
**SHIRE OF MURRAY**  
**TOWN PLANNING SCHEME NO. 4—AMENDMENT NO. 98**

Ref: 853/6/16/7, Pt. 98.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the Shire of Murray Town Planning Scheme Amendment on September 15, 1997 for the purpose of—

1. Rezoning Pt Loc 235 Corio Road, Pinjarra, from "Rural" zone to "Farmlet" zone, as depicted on the Scheme Amendment Map;
2. Amend the Scheme Maps accordingly;
3. Replace Clause 6.10.6(a) of the Scheme as follows—
  - (a) Subdivision of land within the Farmlet zone should be generally in accordance with the Subdivision Guide Plan for the land, which forms part of the Scheme, or any variation approved by the Western Australian Planning Commission.
4. Adding to Schedule 8—"Farmlet" zone in the Scheme Text, the following—

Schedule 8 Farmlet Zone	
(A)	(B)
Description of Land	Special Provisions
Pt Lot 235 Corio Road, Pinjarra Subdivision Guide Plan No. 96/22/2	<ol style="list-style-type: none"> <li>1. No dwelling shall be approved by Council unless connected to an alternative domestic wastewater treatment system as approved by the Health Department of Western Australia with an adequate phosphorus retention capacity and with the base of system or modified irrigation area being above the highest known water table.</li> <li>2. A well or bore shall not be constructed without a well licence being issued by the Water Authority of Western Australia.</li> <li>3. The land is situated within the catchment of the Peel-Harvey system, where fertiliser application, type and distribution to the land shall be consistent with the recommendations of Agriculture Western Australia (Pinjarra Catchment Centre) and the Environmental Protection Authority.</li> <li>4. The type and number of livestock agisted or kept on the land, and their management, shall be consistent with the recommendations of Agriculture Western Australia (Pinjarra Catchment Centre) and Council's policy on the keeping and stabling of horses.</li> <li>5. A fuel free zone, clear of all flammable material/vegetation to a distance of 20 metres is required around all buildings.</li> </ol>



(A)	(B)
Description of Land	Special Provisions
	<p>6. Access shall be permitted to domestic water supplies for emergency fire fighting purposes and all water tanks shall be fitted with a gate valve to the specifications of the Bush Fires Board, to be located at the base of the tank. Tank fittings for domestic or other private purposes shall be positioned so as to retain 25% of the water tank capacity for fire fighting purposes.</p> <p>7. To assist in reducing nutrient export, minimising land erosion potential and to improve visual amenity, Council shall adopt a Revegetation and Landscape Management Programme for the subject land which shall be prepared in consultation with the Peel-Harvey Community Catchment Centre. All owners of affected lots shall implement requirements pertaining to their land under the adopted Revegetation and Landscape Management Programme to the satisfaction of the Council.</p>

C. I. THOMPSON, Mayor.  
N. G. LEACH, Chief Executive Officer.

**PD405****TOWN PLANNING AND DEVELOPMENT ACT 1928****TOWN PLANNING SCHEME AMENDMENT AVAILABLE FOR INSPECTION****SHIRE OF ROEBOURNE****TOWN PLANNING SCHEME NO. 6—AMENDMENT NO. 49**

Ref:853/8/5/4, Pt. 49.

Notice is hereby given that the local government of the Shire of Roebourne has prepared the abovementioned scheme amendment for the purpose of:

**Scheme Amendment Map 1**

1. Rezoning Pt Karratha Lot 2659 (Pt Reserve 40041) Straker Road, from "Public Utilities" Reserve to "Residential (R20)" Zone and, where shown on Scheme Amendment Map 1, to "Parks and Recreation (Playing Fields and Parklands)" Reserve.

**Scheme Amendment Map 2**

1. Rezoning Karratha Lot 2348 Broadhurst Road, from "Special Uses (School)" Zone to "Residential (R20)" Zone and, where shown on Scheme Amendment Map 2, to "Residential (R30)" Zone, "Public Utilities" Reserve and "Parks and Recreation (Playing Fields and Parklands)" Reserve.
2. Rezoning Pt Karratha Lot 2349 (Pt Reserve 40080) Gawthorne Drive, from "Public Utilities" Reserve to "Residential (R20)" Zone and, where shown on Scheme Amendment Map 2, to "Parks and Recreation (Playing Fields and Parklands)" Reserve.
3. Rezoning Pt Karratha Lot 2378 (Pt Reserve 40041) Gawthorne Drive, from "Public Utilities" Reserve to "Residential (R20)" Zone.

Plans and documents setting out and explaining the scheme amendment have been deposited at Council Offices, Welcome Road, Karratha and at the Western Australian Planning Commission, Albert Facey House, 469 Wellington Street, Perth, and will be available for inspection during office hours up to and including November 4, 1997.

Submissions on the scheme amendment may be made in writing on Form No. 4 and lodged with the undersigned on or before November 4, 1997.

This amendment is available for inspection in order to provide an opportunity for public comment and it should not be construed that final approval will be granted.

T. RULAND, Chief Executive Officer.

**PD406\***

**TOWN PLANNING AND DEVELOPMENT ACT 1928**  
ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT  
*TOWN OF ALBANY*

TOWN PLANNING SCHEME NO. 1A—AMENDMENT NO. 104

Ref: 853/5/2/15, Pt. 104.

It is hereby notified for public information, in accordance with Section 7 of the Town Planning and Development Act, 1928 (as amended) that the Hon Minister for Planning approved the Town of Albany Town Planning Scheme Amendment on September 15, 1997 for the purpose of—

1. Rezoning Lots 1 and 2 of Suburban Lot 1, corner Stead and Sanford Roads, Centennial Park, from the Residential (R20) zone to the Industry zone.
2. Amending the Scheme Maps accordingly.

A. G. KNIGHT, Mayor.  
M. A. JORGENSEN, Chief Executive Officer.

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## **PUBLIC NOTICES**

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**ZZ201****TRUSTEES ACT 1962****NOTICE TO CREDITORS AND CLAIMANTS**

In the Estate of George Edward William Pearson, late of 37 Lewington Street, Rockingham, Western Australia, Retired, deceased.

Creditors and other persons having claims (to which section 63 of the Trustees Act 1962 relate) in respect of the estate of the deceased who died on 6th May 1997 are required by the Executors, Maxine Elenor Ellis of 12/81 Nightcliff Road, Nightcliff, Northern Territory and William James French of 22 Gray Street, Scone, New South Wales, to send particulars of their claims to them c/o Gibson Tovey & Associates, PO Box 834, Rockingham WA 6168 by the date being one month from the publication of this notice after which date the Executors may convey or distribute the assets, having regard only to the claims of which they then have notice.

**ZZ401****NOTICE TO CREDITORS**

Re: Lawest

Take notice that Annette Joy Wroth and Murray William Hutchings ceased to be partners of Lawest on the 1 March 1997 and that they will not be responsible for the debts of the said business incurred after that date.

Dated the 19th day of September 1997.

ANNETTE JOY WROTH.  
MURRAY WILLIAM HUTCHINGS.

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WESTERN AUSTRALIA

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