



**WESTERN
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GOVERNMENT
Gazette**

5431



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- Easter and Christmas holidays cause disruption each year.
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In these instances, notices warning of the change are generally published on page 2 for approximately 4 weeks prior to the date.

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JOHN A. STRIJK, Government Printer.

— PART 1 —

PROCLAMATIONS

AA101

MARINE AND HARBOURS ACT 1981

PROCLAMATION

WESTERN AUSTRALIA John Sanderson, Governor. [L.S.]	}	By His Excellency Lieutenant General John Murray Sanderson, Companion of the Order of Australia, Governor of the State of Western Australia.
---	---	--

I, the Governor, acting under section 9 (2) of the *Marine and Harbours Act 1981* and with the advice and consent of the Executive Council, vary the proclamation made under that Act and published in the *Gazette* on 27 May 1988 at pp. 1716-17 in the entry relating to the Jervoise Bay Boat Harbour in the Schedule by deleting “and the water and seabed shown coloured green on Transport Plan 333-04-01” (as inserted by the proclamation made under the Act and published in the *Gazette* on 11 January 2000 at p. 103) and inserting instead—

“

and the water and seabed shown coloured green on Transport Plan 333-04-01A

”

Given under my hand and the Public Seal of the State on 19 September 2000.

By Command of the Governor,

MURRAY CRIDDLE, Minister for Transport.

GOD SAVE THE QUEEN !

RACING, GAMING AND LIQUOR

RA301*

WESTERN AUSTRALIAN TROTTING ASSOCIATION

By-laws of the Western Australian Trotting Association

NOTICE OF AMENDMENT

Notice is hereby given that at a meeting of the Committee of the Western Australian Trotting Association held at Gloucester Park, East Perth, on the 14th day of September 2000, it was resolved by an absolute majority of the Committee of the Association that the By-laws of the Western Australian Trotting Association made under the Western Australian Trotting Association Act 1946 (“the Act”) be amended as follows—

Amend By-law 4—

Delete paragraphs 3, 4, 5 and 6, and clause 4A

No person shall be a candidate for election as a member of the Committee if they are not a full member and all their subscriptions paid up to the date of nomination. A member of the committee who ceases to be a member shall *ipso facto* vacate their office.

A person who is elected to the Committee at any time after the 1st day of July 1990 and at the time of election is an employee of the Association or the holder of a licence or permit issued by the Association or under these By-laws or under the Rules of Harness Racing shall only be eligible to attend meetings of the Committee after he or she shall have ceased employment with the Association or surrendered his or her licence or permit (as the case may be).

A person to whom the preceding paragraph applies shall *ipso facto* cease to be a member of the Committee if that person shall not cease such employment or shall not surrender such licence or permit within two (2) months of the date upon which that person is declared elected to the Committee.

The office of any person who at the time of election to the Committee is not an employee of the Association or who is not the holder of any licence or permit issued by the Association under these by-laws or under the Rules of the Association shall be vacated forthwith upon that person becoming an employee of the Association or obtaining a licence or permit under these by-laws or under the Rules of the Association.

In addition to the number of members comprising the Committee as outlined in By-law 4, for a period of five years commencing at the close of the 1991 Annual General Meeting and until the close of the Annual General Meeting in 1996 the President of the Fremantle Trotting Club (Incorporated) or subject to the written approval of a simple majority of the Committee, his nominee, shall be a member of the Committee. The provisions of By-laws 4, 5, 6, 7, 8, 9 and 10 shall not apply to the President of the Fremantle Trotting Club (Incorporated) or his nominee as a member of the Committee so far as the same relate to the nomination, candidacy, election and retirement of members of the Committee. Such person must be a financial member of the Association at all times during his term of office as a member of the Committee.

Substitute

4A MEMBERSHIP OF THE COMMITTEE

4A.1 Eligibility for Committee

A person is eligible to be elected as a member of the Committee if the person is—

- (a) a full member; and
- (b) has been a full member for not less than 12 continuous months prior to the closing of the date for nomination for election.

4A.2 Disqualification because of employment

- (1) A person is disqualified from membership of the Committee if the person becomes an employee of the Association.
- (2) If a person, who is employed by the Association is declared to be elected as a member of the Committee—
 - (a) then the person is ineligible to attend meetings of the Committee until he or she has ceased employment with the Association; and
 - (b) if the person remains employed by the Association at the expiry of 2 months after the date on which the person is declared elected, then the person is disqualified from membership of the Committee.

4A.3 Disqualification because of holding a licence or permit

- (1) A person is disqualified from membership of the Committee if the person is issued a licence or permit by the Association under these By-laws or under the Rules of Harness Racing.
- (2) If a person, who holds a licence or permit issued by the Association under these By-laws or under the Rules of Harness Racing, is declared to be elected as a member of the Committee—
 - (a) then the person is ineligible to attend meetings of the Committee until he or she has surrendered the licence or permit; and
 - (b) if the person continues to hold a licence or permit at the expiry of 2 months after the date on which the person is declared elected, then the person is disqualified from membership of the Committee.
- (3) This clause does not apply where the only licence or permit issued to the person is a stablehand's licence

4A.4 Disqualification because of ceasing to be a full member

A person is disqualified from membership of the Committee if the person ceases to be a full member of the Association.

Dated 14 September 2000.

GARY PAPADOPOULOS, President.

RA302**RULES OF HARNESS RACING 1999**

Notice of Amendment

Notice is hereby given that the Committee of the Western Australian Trotting Association at Gloucester Park, East Park, East Perth, on the 22nd August 2000 resolved by majority of members of the Committee that the Rules of Harness Racing 1999 be amended as follows—

Local Rule 298 is inserted as follows:

LR 298 Disqualification under other racing codes

- (1) *Notwithstanding rule 298(4) or any other rule to the contrary, the Controlling Body shall not determine that rule 298(1) does not apply where the disqualification imposed by an approved body is a disqualification for life.*
- (2) *The Controlling Body may review, at any time, a determination made by it under rule 298(4) and may revoke its determination.*

G. PAPADOPOULOS, President.

TRANSPORT

TR301*

Road Traffic Act 1974

Road Traffic Code Amendment Regulations 2000

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Road Traffic Code Amendment Regulations 2000*.

2. Regulation 1210 replaced

Regulation 1210 of the *Road Traffic Code 1975** is repealed and the following regulation is inserted instead —

“

1210. Restrictions on flashing warning lights

- (1) Subject to subregulations (2) and (3), a person shall not use a warning lamp displaying intermittent flashes on a vehicle.
- (2) Subregulation (1) does not extend to —
 - (a) the use of a lamp displaying intermittent flashes of a colour or colours approved by the Director General, upon —
 - (i) a vehicle when conveying a police officer on official duty or when that vehicle is stationary at any place connected with the official duty; or

- (ii) any other type of vehicle approved by the Director General and used in conformity with any conditions that may be imposed by the Director General;
- (b) the use of a lamp displaying intermittent red flashes (or flashes of another colour or colours approved by the Director General), upon —
 - (i) an emergency vehicle of a fire brigade on official duty in consequence of a fire or an alarm of fire or of an emergency or rescue operation where human life is reasonably considered to be in danger;
 - (ii) an ambulance, answering an urgent call or conveying any injured or sick person to any place for the provision of urgent treatment;
 - (iii) an emergency vehicle being used to obtain or convey blood or other supplies, drugs or equipment for a person urgently requiring treatment and duly authorised to carry a siren or bell for use as a warning instrument; or
 - (iv) a vehicle authorised as an “emergency vehicle” for the purposes of these regulations, by the Director General;
- (c) the use of a lamp displaying intermittent amber flashes (or flashes of another colour or colours approved by the Director General), upon —
 - (i) an emergency vehicle, or a vehicle conveying a person who is authorised by the Director General under section 49 of the *Transport Co-ordination Act 1966*;
 - (ii) a special purpose vehicle occupying a hazardous position on a road, while stationary or manoeuvring at a speed not exceeding 20 kilometres an hour;
 - (iii) a vehicle engaged in road construction or maintenance within the provisions of regulation 103A(3) of the *Road Traffic (Vehicle Standards) Regulations 1977*;
 - (iv) a disabled motor vehicle that is stationary on the main travelled portion of the carriageway and is displaying the flashes from both sides of the front and of the rear of the vehicle by means of a flashing lamp turn signalling device fitted in compliance with the *Road Traffic (Vehicle Standards) Regulations 1977*;

- (v) a pilot or escort vehicle travelling in front of or behind a vehicle or convoy of vehicles that exceed the maximum height, width, length or mass limitations under the *Road Traffic (Vehicle Standards) Regulation 1977* while that vehicle, or those vehicles, are subject to a permit issued under those regulations;
- (vi) a pilot or escort vehicle when travelling in front of or behind a self-propelled agricultural implement, a towed agricultural implement or a convoy of such implements;
- (vii) a vehicle owned by the King's Park Board being used for official duties in King's Park as defined in regulation 1806(1);
- (viii) a self-propelled agricultural implement that does not conform to the *Road Traffic (Vehicle Standards) Regulations 1977*, but where the signalling devices comply with the equipment described in regulation 404 of those regulations and the vehicle is travelling on a road;
- (ix) a vehicle towing an agricultural implement, and that agricultural implement, when that implement does not conform to the *Road Traffic (Vehicle Standards) Regulations 1977*, but the signalling devices comply with the equipment described in regulation 404 of those regulations and the vehicle is travelling on a road;
- (x) a vehicle that is being used to drive stock along or across a road, where the flashing lamps comply with the equipment described in regulation 404 of the *Road Traffic (Vehicle Standards) Regulations 1977*;
- (xi) a fire control vehicle (other than that of a fire brigade) which is used to control or extinguish fires, when that vehicle does not conform to the *Road Traffic (Vehicle Standards) Regulations 1977* in relation to lighting equipment, but the signalling devices comply with the equipment described in regulation 404 of those regulations and the vehicle is travelling to or from a fire or a fire control exercise;

- (xii) a motor vehicle that is used solely or principally for the carriage of children to and from school, equipped to carry more than 8 adult persons (including the driver), when in the process of picking up or setting down school children;
 - (xiii) a vehicle or vehicle combination that exceeds the maximum height, width, length or mass limitations under the *Road Traffic (Vehicle Standards) Regulations 1977*, while that vehicle is subject to a condition of a permit issued under those regulations, requiring such lamps;
 - (d) the use of flashing white lamps fitted within the illuminated sign of a taxi, upon a taxi, for the purpose of indicating that the driver is under attack or otherwise in distress; or
 - (e) the use of a flashing light upon a bicycle, in compliance with, or as permitted under, regulation 3007 of the *Road Traffic (Vehicle Standards) Regulations 1977*.
- (3) Subregulation (1) does not prohibit the use of flashing lamp signalling devices —
- (a) in accordance with regulation 804;
 - (b) that are a part of an alarm system; or
 - (c) on military vehicles operated by the Defence Forces of the Commonwealth.

”.

[* Reprinted as at 23 September 1997.
For amendments to 22 August 2000 see 1999 Index to
Legislation of Western Australia, Table 4, p. 257-8.]

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

TR302*

Road Traffic Act 1974

Road Traffic (Vehicle Standards) Amendment Regulations 2000

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Road Traffic (Vehicle Standards) Amendment Regulations 2000*.

2. Commencement

These regulations come into operation on the day on which the *Road Traffic Code Amendment Regulations 2000* come into operation.

3. The regulations amended

The amendments in these regulations are to the *Road Traffic (Vehicle Standards) Regulations 1977**.

[* Reprinted as at 29 July 1996.

For amendments to 15 August 2000 see 1999 Index to Legislation of Western Australia, Table 4, p. 263-4, and Gazette 17 May 2000.]

4. Regulation 103A amended

Regulation 103A(3)(d) is amended by deleting “amber”.

5. Regulation 404 replaced

Regulation 404 is repealed and the following regulation is inserted instead —

“

404. Flashing warning lights

(1) Except as provided in subregulation (4), a vehicle shall not be equipped with a lamp capable of displaying intermittent flashes in addition to those lamps required or permitted under these regulations unless, subject to subregulations (2) and (3), the vehicle is —

- (a) an emergency vehicle;
- (b) a special purpose vehicle (including a special purpose vehicle used in the circumstances set out in regulation 103A(3));

- (c) a pilot or escort vehicle;
 - (d) a vehicle owned by the King's Park Board;
 - (e) a self-propelled agricultural implement, a vehicle towing an agricultural implement or a towed agricultural implement where that implement does not conform with these regulations;
 - (f) a vehicle used to drive stock along or across a road, if the flashing lamps comply with subregulation (6);
 - (g) a fire control vehicle (other than that of a fire brigade) which is used to control or extinguish fires, and that vehicle is used for travelling to or from a fire or a fire control exercise;
 - (h) a motor vehicle that is used solely or principally for the carriage of children to and from school, equipped to carry more than 8 adult persons (including the driver) and if that vehicle has a lamp approved for the purpose by the Director General;
 - (i) a vehicle or vehicle combination that exceeds the maximum height, width, length or mass limitations under these regulations, while that vehicle, or vehicles, are subject to a permit issued under these regulations; or
 - (j) any other type of vehicle approved by the Director General and used in conformity with any conditions that may be imposed by the Director General.
- (2) A vehicle that —
- (a) is authorised as an emergency vehicle for the purposes of the *Road Traffic Code 1975* by the Director General;
 - (b) is a special purpose vehicle; or
 - (c) is used as a pilot or escort vehicle,
- shall not be equipped with a flashing lamp referred to in subregulation (1) or (4), unless the vehicle is primarily being used as an emergency vehicle, special purpose vehicle or pilot or escort vehicle, as the case may be, and the lamp shall be removed or covered when the vehicle is not primarily in such use.
- (3) A person shall ensure that a vehicle referred to in subregulation (1)(e), (f), (g), (h) or (i), that is equipped with a flashing lamp because of its use in the circumstances limited in regulation 1210 of the *Road Traffic Code 1975*, has the lamp removed within a reasonable time of the completion of that use.

- (4) A special purpose vehicle used by a governmental authority in connection with its functions may, with the approval of the Director General, be equipped with a lamp displaying intermittent flashes in addition to those lamps required or permitted under these regulations.
- (5) The lamp or lamps displayed by a vehicle described in subregulation (1) or (4) may display —
 - (a) in the case of a police vehicle, a light of a colour or colours approved by the Director General;
 - (b) a red light (or a light of another colour or colours approved by the Director General) in the case of an emergency vehicle other than a police vehicle; and
 - (c) an amber light (or a light of another colour or colours approved by the Director General) in each other case,

for use in the circumstances limited by regulation 1210 of the *Road Traffic Code 1975*, and not otherwise.

- (6) Equipment referred to in subregulations (1) and (4) shall be fitted to a vehicle —
 - (a) so that the flashing lamp is visible from both sides, and the front and back, of the vehicle from a height of 1.5 metres and at a distance of 200 metres;
 - (b) except in the case of police vehicle, a fire brigade vehicle and an ambulance, so that the flashing lamp is no lower than 1.5 metres from the ground; and
 - (c) so that when the equipment is switched on it indicates by means of an audible or visual tell-tale indicator to the driver of the vehicle, when in his normal driving position, that the equipment is in operation.
- (7) A vehicle, fitted with flashing lamp signalling devices that are of the type referred to in regulation 904 and that show only amber light to the front of the vehicle, may also be fitted with equipment that will permit, when the equipment is switched on, all the lamps of the signalling devices to flash simultaneously at a rate of not less than 60 or more than 120 times per minute and at the same time indicate to the driver of the vehicle when in his normal driving position, that the equipment is in operation by means of a visual and audible tell-tale indicator.
- (8) A fire control vehicle (other than one owned by a fire brigade) that is used to control or extinguish fires, when used on a road where the presence of smoke

constitutes a traffic hazard, shall have operating a flashing lamp displaying an all round amber light, except where —

- (a) the vehicle is a trailer and such a light is attached to the towing vehicle in such a position as to be visible to vehicles approaching the combined vehicles from any direction; or
 - (b) the vehicle complies with all the applicable lighting requirements of these regulations.
- (9) Nothing in this regulation applies to the fitting of lamps displaying intermittent flashes to military vehicles operated by the Defence Forces of the Commonwealth.
- (10) In this regulation —
- “emergency vehicle”** and **“special purpose vehicle”**
have the same meaning they have under the *Road Traffic Code 1975*.

”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

— PART 2 —

AGRICULTURE

AG401

EXOTIC DISEASES OF ANIMALS ACT 1993

EXOTIC DISEASES OF ANIMALS IMPORT RESTRICTION ORDER 2000

NUMBER 5—EXTENSION NUMBER 1

Made by the Minister under Section 25.

The Import Restriction Order Number 5 published on page 4033 of the *Government Gazette* on 28 July 2000 and effective until 25 September is extended for 30 days from that day.

MONTY HOUSE, MLA, Minister for Primary Industry; Fisheries.

ENERGY

EG401*

GAS CORPORATION (BUSINESS DISPOSAL) ACT 1999

TRANSFER ORDER

Made by the Minister under Section 15(1)

I, Colin James Barnett, Minister for Energy, order that—

- (a) 12:00 PM Midnight on 29th September, 2000 is to be the transfer time for this order;
- (b) the liability of the corporation specified in Column 1 of Table B is, by operation of section 16, to be assigned to the person specified or referred to opposite that liability in Column 2 of Table B.

Unless the contrary intention appears, words and expressions used in this order have the meaning ascribed by the Act or specified in Table A.

TABLE A DEFINITIONS

“**Act**” means the Gas Corporation (Business Disposal) Act 1999.

“**Employees**” means the employees of the corporation who have accepted in writing an offer of employment from either AlintaGas Limited (ACN 087 857 001) or AlintaGas Networks Pty Ltd (ACN 089 531 975) between 8.00 am on 1 July 2000 and the day on which the transfer time occurs.

“**Employee Liabilities**” means all liabilities relating to a time or period prior to the transfer time, of the corporation, relating to Employees including, without limiting the generality of this class of liability, all—

- (a) superannuation and workers compensation and related common law liabilities;
- (b) statutory entitlements including annual leave, long service leave and sick leave which the Employees have not elected in writing to have paid to them by the corporation on or after commencing employment with AlintaGas Limited (ACN 087 857 001) or AlintaGas Networks Pty Ltd (ACN 089 531 975);
- (c) continuing entitlement derived from previous service with the State Energy Commission of Western Australia, including when it was known as the State Electricity Commission, or the corporation; and
- (d) liabilities under any award or certified agreement under the Workplace Relations Act 1996 (Cth) or any Australian Workplace Agreement.

TABLE B
ASSIGNMENT OF LIABILITIES

Column 1 Item	Liability	Column 2 Item	Specified Person
1.	Employee Liabilities with respect to the Employees who have accepted in writing an offer of employment from:	1.	
1.1	AlintaGas Networks Pty Ltd ACN 089 531 975	1.1	AlintaGas Networks Pty Ltd ACN 089 531 975
1.2	AlintaGas Limited ACN 087 857 001	1.2	AlintaGas Limited ACN 087 857 001

Dated the 19th day of September 2000.

COLIN JAMES BARNETT, Minister for Energy.

EG402*

GAS CORPORATION (BUSINESS DISPOSAL) ACT 1999

TRANSFER ORDER CORRECTION

Made by the Minister under Section 21(1)

I, Colin James Barnett, Minister for Energy, order that—

The transfer order made under section 15(1) of the Act which was published in the Western Australian Government Gazette No. 121 (Special) dated Wednesday, 28 June 2000, be amended as follows—

1. In Table A, in the definition of “Distribution Access MOU” insert at the end—
“and any variation to it entered into prior to the transfer time”
2. In Table A, in the definition of “Excluded Liabilities”, insert paragraphs (i) and (j) after paragraph (h), as follows—
 - (i) any liability in connection with the payments to be made to Employees under the terms of all transitional arrangements made in relation to the Employees’ transfer of employment from the corporation to either AlintaGas Limited or to AlintaGas Networks Pty Ltd, to the extent of a per-Employee minimum of \$2,000 plus \$859.71 for each completed year of service, capped at a maximum of \$15,000 per Employee;
 - (j) any liability in connection with the allocation of \$1,000 worth of shares in AlintaGas Limited to be made to each Employee under the transitional arrangements noted in paragraph (i) above.”
3. In Part 2 of Table B, in paragraph 3, in the second line replace the words “other than” with the word “or”.
4. In Table D, replace item 3 with—
“3. District Court WC93D—1196/99”.
5. In Schedule 3, delete item 8.
6. In Schedule 3 item 12 replace “ACI Australia Limited” with “ACI Operations Pty Ltd”.
7. In Schedule 6 after the last item insert—

Number	Business Name	Expiry Date
0074006C	Gas Mart	8 December 2001
0137567R	Alinta Construction	9 February 2001

8. In the Annexure 6 to Schedule 8, delete the Easements described as follows—

Property Description	Volume	Folio	Easement	Date Registered
Swan Location 10565	1758	379		01/02/89
Victoria Location 10277	1869	178	E005716	31/01/89
Murray Location 1914 on Land Administration Diagram 90673	3101	866	F334846	13/10/93
Portion of Cockburn Sound Location 131 and being Lot 15 the subject of Diagram 87731	2031	899	F815906	27/02/95

9. In Schedule 9 item 1 replace “11 Harvey Street Victoria Park” with “7 Harvey Street, Victoria Park”.
10. In Part 3 of Schedule 11, delete the vehicle described as follows—

Make of Vehicle/Machine	New Registration Number	Previous Registration Number	Alinta Gas Asset Number	Vehicle Identification Number
Holden	To be allocated	New	14526	MPATFS55HYT10091

Dated this 19th day of September 2000.

COLIN JAMES BARNETT, Minister for Energy.

HEALTH

HE401*

TOBACCO CONTROL ACT 1990

Tobacco Control (Exemption) Notice 2000

Made by the Minister under section 14 of the Act after consultation with the Minister for Sport and Recreation.

1. Citation

This notice may be cited as the *Tobacco Control (Exemption) Notice 2000*.

2. Definitions

In this notice—

“**associated statement**” means the statement “Government Health Warning”;

“**driver**” means a driver or co-driver competing in the Event—

(a) who has been nominated to score points in the Event by a registered team; or

(b) who has competed in at least 5 rounds of the 2000 FIA World Rally Championship within 12 months before the start of the Event;

“**external surfaces**”, in relation to a rally car, means the external surfaces of the rally car when its doors, windows, bonnet and boot are closed;

“**health warning**” means the statement “SMOKING KILLS”;

“**illuminated tobacco advertisement**” means any tobacco advertisement which emits light, and in particular includes any fluorescent tobacco advertisement;

“**photograph**” includes a photograph reproduced in any printed material;

“**publisher**” means a person who produces, sells, supplies or distributes printed material;

“**rally car**” means a motor vehicle driven by a driver for the purposes of competing in the Event;

“**registered team**” means a team—

(a) that is registered to compete in the 2000 FIA World Rally Championship or the 2000 FIA Teams Cup; or

(b) that has competed in at least 5 rounds of the 2000 FIA World Rally Championship within 12 months before the start of the Event;

“**the Event**” means the Rally Australia motor racing event to be held on 9, 10, 11 and 12 November 2000 in Western Australia;

“**the Organizer**” means the Western Australian Tourism Commission established under section 4 of the *Western Australian Tourism Commission Act 1983*;

“**the 2001 Event**” means the Rally Australia motor racing event to be held in 2001 in Western Australia;

3. Exemptions

(1) This clause has effect subject to clauses 4 and 5.

(2) A driver is exempted from the operation of sections 5 and 8 of the Act in respect of the Event.

(3) The Organizer is exempted from the operation of section 5 of the Act in respect of the Event.

(4) A publisher is exempted from the operation of section 5 of the Act in respect of the Event.

4. Conditions relating to drivers

(1) An exemption under clause 3 (2) (“**the exemption**”) is subject to the conditions to which subclauses (2), (3) and (4) apply.

(2) This subclause applies to the condition that any tobacco advertisement in relation to which the exemption has effect must be displayed only in accordance with a contract or arrangement for a sponsorship of a driver or of a registered team and only on—

(a) the uniform of a driver; or

(b) the external surfaces of a rally car.

(3) This subclause applies to the condition that any tobacco advertisement in relation to which the exemption has effect must be displayed—

- (a) only if accompanied by the health warning and the associated statement;
- (b) only if it is not an illuminated tobacco advertisement; and
- (c) only while the Event is in progress, during official events listed in the 2000 Rally Australia Program or while the rally cars are driven directly to or from the Event or those events.

(4) This subclause applies to the condition that the health warning and associated statement that accompany any tobacco advertisement in relation to which the exemption has effect—

- (a) must be in the format which would be specified for a warning message or explanatory message in regulation 9 of the *Trade Practices (Consumer Product Information Standards) (Tobacco) Regulations 1985* of the Commonwealth (“**the Regulations**”), if regulation 9 of the Regulations had been amended so that—
 - (i) in paragraph 9 (a) (i) of the Regulations the word “black” was substituted with the word “white”;
 - (ii) in paragraph 9 (a) (ii) of the Regulations the word “white” was substituted with the word “black”;
 - (iii) in paragraph 9 (b) (iii) of the Regulations the word “black” was substituted with the word “white”; and
- (b) must occupy at least 50% of the area devoted to the display of the tobacco advertisement.

5. Condition relating to Organizer and publishers

(1) An exemption under clause 3 (3) or (4) is subject to the condition that any tobacco advertisement in relation to which the exemption has effect—

- (a) must be only incidentally or accidentally present in a photograph used for the purposes of reporting on, publicizing or promoting the Event or the 2001 Event; and
- (b) must comply with subclause (2).

(2) A tobacco advertisement in a photograph complies with this subclause if—

- (a) when the photograph was taken, the tobacco advertisement was displayed in accordance with clause 4 (2) and (3); and
- (b) the tobacco advertisement is accompanied in the photograph by the health warning and associated statement in accordance with clause 4 (4).

(3) The exemption under clause 3 (3) is subject to the condition that the Organizer shall formally advise each registered team of the need to comply with the conditions set out in this Notice.

Dated this 16th day of September 2000.

JOHN DAY MLA, Minister for Health.

JUSTICE

JM401

PRISONS ACT 1981

NOTICE OF APPOINTMENT OF INSPECTOR OF CUSTODIAL SERVICES

The Administrator has been pleased to appoint Professor Richard Harding to be Inspector of Custodial Services under the *Prisons Act 1981* for a term of 5 years as from and including 1 August 2000.

P. G. FOSS, Minister for Justice.

JM402

CHILDREN'S COURT OF WESTERN AUSTRALIA ACT 1988

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the appointment of the following persons as Members of the Children's Court of Western Australia—

- Mrs Lynn Marie Harding of 22 Wangara Crescent, South Hedland
- Ms Narelle Judith Leatherbarrow of Lot 151 Lukis Street, Balingup
- Mr Herbert Timothy Lee-Steere of 40 Austral Parade, Bunbury
- Mr Kevin Barry O'Dwyer of 25 Amelia Circuit, Esperance
- Mr Brett John Thorp of Lot 26 Davis Road, Esperance.

GARY THOMPSON, Executive Director, Court Services.

JM403**JUSTICES ACT 1902**

It is hereby notified for public information that His Excellency the Governor in Executive Council has accepted the resignation of—

Mr Bernard Edward Charles Butt of 2/10 Parnell Avenue, Marmion
Mrs Patricia Dorothy Ann Donkin of 29 Leawood Crescent, Boya
Mr Rodney George Hanson of 11 De Marchi Road, Broome
Mr Eoin Sutton MacDonald of 129 Baanya Street, Wuntulla, Queensland
Mrs Elva Doreen Patricia Rosemary Page of 13 Willara Road, Gooseberry Hill
Mr Edward Alexander Pyle of RMB 28 Homestead Road, Many Peaks
Mrs Peggy Kathleen Woodcock of 9 Barnard Street, Alfred Cove
Mrs Lorraine Rita Woolfe of 7/246 Ewen Street, Woodlands
from the Office of Justice of the Peace for the State of Western Australia.

GARY THOMPSON, Executive Director, Court Services.

JM404**JUSTICES ACT 1902**

It is hereby notified for public information that His Excellency the Governor in Executive Council has approved of the appointment of—

Mr Paul Mark Butcher of 298b Saddler Place, Fitzroy Crossing
Mr David George Harding of 22 Wangara Crescent, South Hedland
Mr Herbert Timothy Lee-Steere of 40 Austral Parade, Bunbury
Mrs Dale Yvonne Morton of 185 Bell Road, Fitzroy Crossing
Mr Kevin Barry O'Dwyer of 25 Amelia Circuit, Esperance
Mrs Beverley Lorna Stewart of Loc 274 Norwood Road, Esperance
Mr Brett John Thorp of Lot 26 Davis Road, Esperance
to the office of Justice of the Peace for the State of Western Australia.

GARY THOMPSON, Executive Director, Court Services.

LOCAL GOVERNMENT

LG401***SHIRE OF BUSSELTON
APPOINTMENT OF AUTHORISED PERSONS**

It is hereby notified for public information that Clive Thomas Howes, Peter John Richards, Robert Anthony Anstee and John Mataboni have been appointed as Authorised persons of the Shire of Busselton pursuant to the following—

To exercise powers under Part XX of the Local Government (Miscellaneous Provisions) Act 1960; Section 449 of the Local Government (Miscellaneous Provisions) Act 1960 as Pound Keepers and Community Law Officers.
Part 9, Division 2 of the Local Government Act 1995;
Section 9.13, 9.15 and 9.16 of the Local Government Act 1995 as Authorised Persons;
Section 3.39 of the Local Government Act 1995 as Authorised Persons
and as Authorised Persons 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 Authorised Persons;
Control of Vehicles (Off Road Areas) Act 1978;
Litter Act 1979;
Bush Fires Act 1954;
All Shire of Busselton Local Laws.

MICHAEL SWIFT, Chief Executive Officer.

LG402

**HEALTH ACT 1911
LOCAL GOVERNMENT ACT 1995**

Shire of Coolgardie

It is hereby notified for public information that the following persons have been appointed Authorised Officers in accordance with the relevant Acts hereunder—

1. Health Act 1911
Neil Francis Flood
Rodney George Bayliss
2. Local Government Act 1995
Neil Francis Flood
Rodney George Bayliss

PLANNING**PD402***

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF KALGOORLIE-BOULDER

TOWN PLANNING SCHEME NO 1—AMENDMENT NO 21

Ref: 853/11/3/6 Pt 21

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 City of Kalgoorlie-Boulder Town Planning Scheme Amendment on 16 September 2000 for the purpose of rezoning Lots 859, 2972 and 3203 Addis Street, Kalgoorlie, from Residential R20 to Residential R30.

P. ROBSON, Mayor.
P. A. ROB, Chief Executive Officer.

PD403*

TOWN PLANNING AND DEVELOPMENT ACT 1928

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

SHIRE OF CUE

TOWN PLANNING SCHEME NO 1—AMENDMENT NO 2

Ref: 853/9/3/1 Pt 2

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 Cue Town Planning Scheme Amendment on 16 September 2000 for the purpose of—

1. Reclassifying portion of Crown Reserve 38357 (Lot 500) Wittenoom Street, Cue, from Residential R10/30 to Special Use—Camp Accommodation and Local Reserve 'Recreation', as more clearly shown on the Scheme Amendment Map.
2. Reclassifying portion of Crown Reserve 38357 (Lot 500) and portion of Vacant Crown Land, Wittenoom Street, Cue, from Local Reserve 'Recreation' and Proposed Highway Bypass to Special Use—Old Station, Residential R10/30 and Rural/Mining, as more clearly shown on the Scheme Amendment Map.
3. Inserting the following into Schedule 11—Schedule of Uses in Special Use Zone—

Lot Description	Permitted Special Use	Scheme Map Designation
Ptn Reserve 38357 Wittenoom Street, Cue	Any use that is, in the opinion of the Council, not detrimental to the amenity of the area, and is consistent with the surrounding uses and will preserve the heritage value of the Old Station to the satisfaction of the Council.	OS
Ptn Reserve 38357 Wittenoom Street Cue	Mining/Construction Camps or similar type of accommodation.	CA

C. WYATT, President.
S. HAWKINS, Chief Executive Officer.

PD401***TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

CITY OF BELMONT

TOWN PLANNING SCHEME NO 14—AMENDMENT NO 1

Ref: 853/2/15/12 Pt 1

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 City of Belmont Town Planning Scheme Amendment on 13 September 2000 for the purpose of—

1. Including within the Scheme Text a new Schedule No 11 detailing additional redevelopment sites and the residential density code applicable to each site.
2. Adding the following words to the end of Clause 10.1.4 of the Scheme Text: "or as otherwise denoted on the Scheme Maps or in Schedule 11".
3. Marking each lot, the subject of Schedule 11, with an asterisk on the Scheme Maps and including the following notation in the Legend and the bottom right hand corner of each Map: "The provisions of Schedule 11 of the Scheme Text apply to all lots marked with an asterisk."

P. R. PASSERI, Mayor.
B. R. GENONI, Chief Executive Officer.

PD404***TOWN PLANNING AND DEVELOPMENT ACT 1928**

ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT

SHIRE OF PERENJORI

TOWN PLANNING SCHEME NO 1—AMENDMENT NO 1

Ref: 853/3/15/1 Pt 1

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 Perenjori Town Planning Scheme Amendment on 16 September 2000 for the purpose of—

1. Rezoning Lot 3 Carnamah Road, Perenjori from Rural to Special Use.
2. Introducing the following in Schedule 3 of the Scheme Text—

<u>LAND PARTICULARS</u>	<u>PERMITTED USES</u>	<u>SCHEME MAP DESIGNATION</u>
LOT 3 CARNAMAH ROAD, PERENJORI	LIGHT INDUSTRIAL	LI

Only Light Industrial use is permitted subject to the following—

1. Access to the site shall be located as far east as possible so as to avoid conflict with parking and access to the Primary School and preserve existing street trees.
2. Access to the site shall be limited to one point.
3. Existing street trees shall be retained and shall form the basis of a landscaping strip at the front of the site to the specification and satisfaction of Council.
4. Car parking shall be contained on site and shall be located behind the landscaping strip to the specification and satisfaction of Council.

B. T. BAXTER, President.
B. R. THOMPSON, Chief Executive Officer.

POLICE

PE501

POLICE ACT 1892
POLICE AUCTION

Under the provisions of the Police Act 1892-1992, unclaimed found and stolen property and bicycles will be sold by public auction at Smith Broughton & Sons, 1 Clayton Street, Midland on Saturday 30th September 2000 at 9.00 am.

The auction is to be conducted by Mr Gary Silcock.

B. MATTHEWS, Commissioner of Police,
Western Australian Police Service.

RACING, GAMING AND LIQUOR

RA401

LIQUOR LICENSING ACT 1988
SUMMARY OF LIQUOR LICENSING APPLICATIONS

The following is a summary of applications received under the Liquor Licensing Act 1988 and required to be advertised. Any person wishing to obtain more details about any application, or about the objection process, should contact the Liquor Licensing Division, 1st Floor, Hyatt Centre, 87 Adelaide Terrace, Perth, Telephone: (08) 9425 1888, or consult a solicitor or relevant industry organisation.

App. No.	Applicant	Nature of Application	Last Date for Objections
APPLICATIONS FOR THE GRANT OF A LICENCE			
7931	Town of Vincent Cricket Club Inc	Application for the grant of a Club Restricted Licence in respect of premises situated in Mount Hawthorn and known as Town of Vincent Cricket Club Inc.	12/10/00
7920	Johanna Cornelia Bolognini & Arthur Bolognini	Application for the grant of a Restaurant Licence in respect of premises situated in Hopetoun and known as Café Barnacles.	19/10/00

This notice is published under section 67(5) of the Liquor Licensing Act 1988.

HUGH HIGHMAN, Director of Liquor Licensing.

RAILWAYS

RB401

GOVERNMENT RAILWAYS ACT 1904
WESTERN AUSTRALIAN GOVERNMENT RAILWAYS

Railways Working Account for quarter ended 30 June 2000 (as required by section 59 of the Government Railways Act).

1. Revenue and Expenditure	S'000
Revenue	106 913
Expenditure	102 333
Surplus	4 580
2. Fixed Assets	
At cost less depreciation (as at 30 June 2000)	1 333 764

G. WAYNE JAMES, Acting Commissioner of Railways.

PUBLIC NOTICES

ZZ101**TRUSTEES ACT 1962**

NOTICE TO CREDITORS AND CLAIMANTS

Creditors and other persons having claims (to which section 63 of the Trustees Act relates) in respect of the Estates of the undermentioned deceased persons are required to send particulars of their claims to me on or before the 23rd October 2000, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Anderson, Headley Dugald, also known as Douglas Hedley or Dugald Hedley, late of U2/5-7 Howell Street, Willagee, died 16/8/00. (D328967DG2)

Brown, Annie, late of 2/44 Lawler Street, South Perth, died 17/8/00. (D329191DP3)

Bishopp, Margaret Joyce, late of 19 Beacham Street, Coodanup, died 30/11/96. (D298746P3)

Featherstowe, Eileen Mary, late of Joseph Cooke Hostel, 2 Houtmans Street, Rossmoyne, died 1/9/00. (D329226DC4)

Forsyth, Gwendoline, late of 38 Chesterton Road, Bassendean, died 17/8/00. (D329267DC4)

Inman, Robert Douglas, late of 21 Ridgehaven Ramble, Ballajura, died 24/8/00. (D329055DA1)

Jamieson, Toby, late of little Sisters of the Poor Nursing Home, 1 Croesus Street, Kalgoorlie, died 31/12/99. (D325112DS4)

Johnston, Norah Joyce, late of Unit 17/16 Seale Street, Beckenham, died 22/5/00. (D329255DS4)

Lalor, Beatrice Mary, late of 63 Delamere Avenue, South Perth, died 3/9/00. (D329278DC2)

Lawson, Peter Maurice, late of Hollywood Senior Citizens Village, 118-120 Monash Avenue, Nedlands, died 1/9/00. (D329265DA1)

Nagle, Peter Jeremiah, late of 30 Grenadier Drive, Thornlie, died 4/8/00. (D328973DC3)

Roeger, Ellen, late of Collie Park Village Hostel, 16 Morrisson Street, Como, died 30/8/00. (D329202DS3)

Scott, Maureen Sylvie, late of Unit 16/76 Kent Street, Rockingham, died 11/7/00. (D328904DS3)

Stokes, Pearl Ethel, late of Concorde Nursing Home, Anstey Street, South Perth, died 2/9/00. (D329086DP3)

Wolter, Joyce Kathleen, late of Glyde Street Hostel, 48 Glyde Street, Mosman Park, died 10/3/00. (D326696DS4)

ANTONINA ROSE McLAREN, Public Trustee,
Public Trust Office, 565 Hay Street, Perth WA 6000.
Telephone 9222 6777.

ZZ201**TRUSTEES ACT 1962**

NOTICE TO CREDITORS AND CLAIMANTS

Naum Nedelkovski late of 198 Wanneroo Road, Yokine in the State of Western Australia, Retired Gardener deceased.

Creditors and other persons having claims (to which Section 63 of the Trustees Act 1962 relates) in respect of the estate of the deceased who died on 20 December 1999 are required by the Administrator of care of Stables Scott, 8 St George's Terrace, Perth to send particulars of their claims to him by no later than 23 October 2000 after which date the Administrator may convey or distribute the assets having regard only to the claims of which he then has notice.

WESTERN AUSTRALIA

RETIREMENT VILLAGES ACT 1992

Price: \$7.65 Counter Sales
Plus Postage on 132 grams

RETIREMENT VILLAGES REGULATIONS 1992

***Price: \$4.45 Counter Sales**
Plus Postage on 25 grams

* Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

FREEDOM OF INFORMATION ACT 1992

***Price: \$12.45 Counter Sales**
Plus Postage on 365 grams

* Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

YOUNG OFFENDERS ACT 1994

***Price: \$24.90 Counter Sales**
Plus Postage on 300 grams

YOUNG OFFENDERS REGULATIONS 1995

***Price \$4.45 Counter Sales**
Plus Postage on 65 grams

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

THE CRIMINAL CODE

(Reprinted as at 20 October 1999)

***Price: \$43.05 Counter Sales**
Plus Postage on 900 grams

* Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

**BOTANIC GARDENS AND PARKS
AUTHORITY ACT 1998**

**Price: \$7.65 Counter Sales
Plus Postage on 100 grams**

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

**FISH RESOURCES MANAGEMENT
ACT 1994**

**Price: \$19.45 Counter Sales
Plus Postage on 360 grams**

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

ADOPTION ACT 1994

**Price: \$21.30 Counter Sales
Plus Postage on 215 grams**

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

**FINES, PENALTIES AND INFRINGEMENT
NOTICES ENFORCEMENT ACT 1994**

***Price: \$17.65 Counter Sales
Plus Postage on 175 grams**

*Prices subject to change on addition of amendments.

CLAIMS FOR MISSING ISSUES (SUBSCRIPTION ITEMS)

For a claim to be recognised as valid, written notification must be lodged at State Law Publisher, 10 William Street, Perth 6000 within 28 days of publication of the missing item.

Claims lodged after this date will attract payment in full.

STATE LAW PUBLISHER SUBSCRIPTION CHARGES 2001

All subscriptions are for the period from 1 January to 31 December 2001. Subject to certain limitations, refunds may be allowed if a subscription is cancelled during the year. The prices quoted include postage by surface mail unless stated otherwise.

GOVERNMENT GAZETTE

General *Government Gazettes* are published on Tuesday and Friday of each week, unless disrupted by public holidays or unforeseen circumstances.

Special *Government Gazettes* are published periodically.

All Gazettes	\$
Within WA	728.20
Interstate	754.60
Overseas (airmail)	1,031.00
Bound Volumes of full year	983.40

Electronic Gazette Online

(includes all Gazettes from Jan 1998)

Existing hard copy subscriber	168.30
Electronic Subscription only	561.00
<i>2000 Gazettes on CD ROM</i>	673.20
<i>1999 Gazettes on CD ROM</i>	673.20
<i>1998 Gazettes on CD ROM</i>	673.20

INDUSTRIAL GAZETTE

Industrial Gazette is published monthly.

	\$
Within WA	292.60
Interstate	348.70
Overseas (airmail)	443.00
<i>1999 Gazettes on CD ROM</i>	291.50
<i>1998 Gazettes on CD ROM</i>	291.50

HANSARD

Hansard is printed and distributed weekly during parliamentary sessions.

	\$
Within WA	466.40
Interstate	576.40
Overseas (airmail)	568.00
Bound Volumes of Hansard	
Within WA	563.20
Interstate	599.50
<i>1999 Hansards on CD ROM</i>	561.00

STATUTES

Bound Statutes

Bound volumes are posted during March of the following year.

	\$
Within WA	250.80
Interstate	277.20
Overseas	257.00
Half Calf Bound Statutes	689.70

<i>1999 Bound Volumes on CD ROM</i>	249.70
<i>1998 Bound Volumes on CD ROM</i>	249.70

Loose Statutes

Statutes are posted weekly as they become available

	\$
Within WA	268.40
Interstate	277.20
Overseas (airmail)	361.00

Sessional Bills

Bills are posted weekly as they become available

	\$
Within WA	369.60
Interstate	386.10
Overseas (airmail)	525.00

Electronic Statutes Online

Includes all Acts, Regulations, Bills, Acts by year, Index to Statutes, Hansard, etc

	\$
1 st user	660
Between 2 and 10 users	330
More than 10 users	165

Data on CD's is fully indexed and is searchable. Other CD ROM products with legislation or other statutory information can be packaged to individual requirements. Prices are available on request.

