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GOVERNMENT
Gazette**



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CONTENTS

PART 1

	Page
Local Government Act 1995—City of Stirling—Standing Orders Local Law 1998	867-9
Water Agencies (Powers) Act 1984—	
Metropolitan Water Authority (Miscellaneous) Amendment By-laws 2002	871
Water Agencies (Charges) Amendment By-laws 2002	869-70
Water Agencies (Charges) Amendment By-laws (No. 2) 2002	870

PART 2

Agriculture	872-5
Consumer and Employment Protection	876
Fisheries	876-7
Justice	877-8
Local Government	878-9
Minerals and Protection	879-80
Planning and Infrastructure	880
Police	880-1
Public Notices—Deceased Estates	881-2
Transport	881

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JOHN A. STRIJK, Government Printer.

— PART 1 —

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995

CITY OF STIRLING

STANDING ORDERS LOCAL LAW 1998

In pursuance of the powers conferred upon it by the abovementioned Act, and all other powers enabling it, the local government of the City of Stirling hereby records having resolved on 5 February 2002 to amend the Standing Orders Local Law as Gazetted on 10 August 1999 by—

- (1) Inserting in clause 1.5 (1) after the definition for 'member' as follows—

“ **normal evaluation report and recommendation process** means the process by which reports are prepared and presented for consideration and determination through the Committee and Council system.”
- (2) deleting the punctuation “.” in clause 4.73(1)(h) and inserting the punctuation “;” in its place;
- (3) inserting after clause 4.73(1)(h) as follows—

“(i) the matter be deferred because of information not specified in the agenda; and

(j) the matter be deferred for additional information.”;
- (3) inserting a new sub-clause (4) in clause 4.74 as follows—

“(4) No motion to amend a recommendation can be moved by a member until council has first considered the recommendation of the committee to which the motion relates.”
- (4) inserting after clause 4.80 the following clauses—

“Matter be deferred because of information not specified in the agenda

4.81 (1) The presiding member may without notice direct council or a committee at a meeting to consider a motion that a matter before that meeting be deferred to a specified date and time if in the opinion of the presiding member—

 - (a) information not specified in the agenda is brought before that meeting which may influence a decision on a recommendation which is before the meeting; or
 - (b) information not specified in the agenda is brought before that meeting which has not been through the normal evaluation report and recommendation process.

(2) A member at a meeting may, without notice and without having to comply with the requirements in clause 4.42(2), request that the presiding member make a direction under sub-clause (1) if, in the opinion of the member, one of the situations in sub-clause (1)(a) or (b) has occurred.

(3) Where a presiding member directs that a motion be considered under sub-clause (1), the council or committee, as the case may be, shall consider that motion.

(4) A committee or council, as the case may be, after considering a motion directed under sub-clause (1) may—

 - (a) carry the motion and defer the matter to a specified time and date; or
 - (b) refuse the motion and proceed to consider the matter which was the subject of the motion.

(5) A presiding member shall consider a request made by a member under sub-clause (2) and after considering the request may decide to—

 - (c) accept the request and make a direction under sub-clause (1); or
 - (d) reject the request and not make a recommendation under sub-clause (1) if the presiding member is of the opinion that a situation under sub-clause (1)(a) or (b) has not occurred.

- (6) A presiding member must give reasons for adopting the action outlined in sub-clause (5)(b).
- (7) Without in any way limiting clause 3.10, minutes of meetings shall include—
 - (a) a record of any direction made by a presiding member under sub-clause (1);
 - (b) details of a request made under sub-clause (2), including the name of the requestor;
 - (c) details of the decision made by a presiding member under sub-clause (5), including a summary of the reasons given in accordance with sub-clause (6); and
 - (d) details of any decision made under sub-clause (4).

Matter be deferred for additional information

4.82 (1) Notwithstanding clause 3.6(1), if a matter is brought before a meeting for a decision by the council or committee, as the case may be, and a member of the council or committee believes that—

- (a) additional information is required for consideration prior to that decision being made; or
 - (b) the information required to be considered in the decision is not capable of being adequately summarised in the minutes of the meeting without appropriate documentary support,
- that member may without notice move a motion that the matter be deferred to another meeting of the council or committee, as the case may be, at which the additional information will be available.
- (2) A motion referred to in sub-clause (1) shall specify the timeframe within which the additional information must be obtained and the matter shall be included for consideration before the next Council or committee meeting, as the case requires, after the expiration of that timeframe.
 - (3) If a motion referred to in sub-clause (1) is carried, discussion and debate about the item must cease and the matter shall not be further considered at that meeting.
 - (4) A matter referred to in sub-clause (1) includes a matter that was specified on the agenda for the meeting or a matter brought before a meeting otherwise than in accordance with these Standing Orders.
 - (5) Where a matter is brought before a meeting for a decision of council or committee, as the case may be, and that matter was deferred for additional information under sub-clause (1), and the additional information—
 - (a) has not yet been obtained or received by the City;
 - (b) has not been made available for normal evaluation; or
 - (c) has not been made available to all of the members of the council or committee at least 72 hours before the meeting,
 discussion about the matter should not proceed and consideration of the item should be deferred until a later meeting of the committee or council to allow the additional information to be provided.
 - (6) If a matter is deferred under sub-clause (5) the presiding member must specify at which meeting the matter will be further considered and arrange for that matter to be placed on the agenda for that meeting.”;
- (5) renumbering clauses 4.80 to 4.92 as 4.83 to 4.95; and
 - (6) inserting after new clause 4.95 a new division as follows—

“Division 13—Miscellaneous

Information Disclosure

4.96 (1) In this clause—

- (a) ‘delegated person’ means an employee of the City who has been given the delegated power by the CEO under section 5.44 of the Act to receive and reply to requests under this clause;
 - (b) ‘matter before council’ means a matter which is before council for consideration or a matter which the relevant member or employee has reason to believe will be brought before council for consideration;
 - (c) ‘writing’ or ‘written’ includes facsimiles and emails.
- (2) A member or employee of the City who seeks to make an enquiry about a matter before council in which that member or employee has an interest as specified in section 6.60 of the Act, shall—
 - (a) seek the information only from the CEO or delegated person;
 - (b) subject to sub-clause (3), request the information in writing; and
 - (c) identify the nature of the interest as part of the request.

- (3) A non-written request may be made under sub-clause (2) where it is not reasonable in the circumstances to provide a written request, provided that a written request is made as soon as practicable after making the non-written request.
- (4) A reply to a request made under sub-clause (2) shall, save in exceptional circumstances, be given in writing to the person who made the request.
- (5) Where a reply in sub-clause (4) is not made in writing, the person who makes the non-written reply shall as soon as practicable after the non-written reply confirm the reply in writing and shall state in the written reply the time, date and circumstances in which the non-written reply was given.
- (6) A written reply given to a non-written request prior to the receipt of the written request, shall include—
 - (a) the date and time of the non-written request; and
 - (b) the circumstances and particulars of the non-written request as understood by the person making the reply.
- (7) The CEO or delegated person may refuse to reply to a non-written request until a written request is received.
- (8) A member or employee of the City shall not seek to have another elected member or employee make a request under clause 3(1) on their behalf.
- (9) The CEO or delegated employee shall not respond to a request made by an employee or member of the City unless the request is made by the employee or member on their own behalf.
- (10) The CEO or delegated employee shall ensure that a copy of all requests and replies under this clause are retained in the City's records.”

Dated the 18th day of February 2002.

The Common Seal of the City of Stirling was hereunto affixed by authority of a resolution of the Council in the presence of—

D. C. VALLELONGA JP , Mayor.
LINDSAY DELAHAUNTY, Chief Executive Officer.

WATER

WA301*

Water Agencies (Powers) Act 1984

Water Agencies (Charges) Amendment By-laws 2002

Made by the Minister under section 34(1) of the Act.

1. Citation

These by-laws may be cited as the *Water Agencies (Charges) Amendment By-laws 2002*.

2. Schedule 1 amended

Schedule 1 item 31 to the *Water Agencies (Charges) By-laws 1987** is amended as follows:

- (a) by deleting “in excess of 600 kL”;

(b) by deleting “large metered”.

[* Reprinted as at 16 February 2001.

For amendments to 21 January 2002 see Gazette 29 June,
7 August and 5 October 2001.]

3. Saving

Where a hydrant standpipe in the metropolitan area was issued by the Corporation before the commencement of these by-laws, the charge under Schedule 1 item 31 to the *Water Agencies (Charges) By-laws 1987* in respect of the standpipe is to be assessed as if these by-laws had not come into operation.

JUDY EDWARDS, Minister for the Environment and Heritage.

WA302*

Water Agencies (Powers) Act 1984

Water Agencies (Charges) Amendment By-laws (No. 2) 2002

Made by the Minister for the Environment and Heritage.

1. Citation

These by-laws may be cited as the *Water Agencies (Charges) Amendment By-laws (No. 2) 2002*.

2. Schedule 3 amended

Schedule 3 item 26 to the *Water Agencies (Charges) By-laws 1987** is amended by deleting “(minimum of 2 hours)”.

[* Reprinted as at 16 February 2001.

For amendments to 30 January 2002 see Gazette 29 June,
7 August and 5 October 2001.]

JUDY EDWARDS, Minister for the Environment and Heritage.

WA303*

Water Agencies (Powers) Act 1984

Metropolitan Water Authority (Miscellaneous) Amendment By-laws 2002

Made by the Minister under section 34(1) of the Act.

1. Citation

These by-laws may be cited as the *Metropolitan Water Authority (Miscellaneous) Amendment By-laws 2002*.

2. The by-laws amended

The amendments in these by-laws are to the *Metropolitan Water Authority (Miscellaneous) By-laws 1982**.

[* Reprinted as at 9 April 1996.

For amendments to 18 January 2002 see 2000 Index to Legislation of Western Australia, Table 4, p. 374-5 and Gazette 29 June 2001.]

3. By-law 24 amended

By-law 24(3) is amended as follows:

- (a) by deleting “large metered”;
- (b) by deleting “in excess of 600 kilolitres”.

4. Schedule 6 amended

Schedule 6 item 3 is deleted and the following item is inserted instead —

“

- 3. Hydrant standpipes —
 - (a) application fee 73.50
 - (b) hire fee for month or part of month —
 - small metered standpipe..... 126.00
 - large metered standpipe..... 230.00

”.

5. Saving

Where, before the commencement of these by-laws, a person hired a standpipe from the Corporation for attachment to a fire hydrant, the charge under Schedule 6 item 3 to the *Metropolitan Water Authority (Miscellaneous) By-laws 1982* in respect of the standpipe is to be assessed as if these by-laws had not come into operation.

JUDY EDWARDS, Minister for the Environment and Heritage.

— PART 2 —

AGRICULTURE

AG401*

SOIL AND LAND CONSERVATION ACT 1945

CALINGIRI NEW NORCIA LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 2002

Made by the Commissioner of Soil and Land Conservation.

1. Citation

This Instrument may be cited as the *Calingiri New Norcia Land Conservation District (Appointment of Members) Instrument 2002*.

2. Appointment of members

Under section 23(2b) of the Act and clause 5(1) of the *Soil and Land Conservation (Calingiri New Norcia Land Conservation District) Order 1994**, the following members are appointed to the land conservation district committee for the Calingiri New Norcia Land Conservation District—

- (a) on the nomination of the Shire of Victoria Plains: Michael Anspach of New Norcia;
- (b) to represent the Western Australian Farmers Federation (Inc): Steven Geoffrey Woods of Calingiri;
- (c) to represent the Pastoralists and Graziers Association of Western Australia: Donald Frederick Nixon of New Norcia and David Stanley Lovelock of New Norcia; and
- (d) as persons actively engaged in, or affected by or associated with, land use in the district—
 - (i) Cherie Westlake of Calingiri
 - (ii) Shaun Nicholas Westlake of Calingiri
 - (iii) Samantha Young of Calingiri
 - (iv) Aaron Charles Edmonds of Calingiri
 - (v) Robert James Anspach of Calingiri
 - (vi) Stuart King of Calingiri
 - (vii) Petrina King of Calingiri
 - (viii) John Young of Calingiri
 - (ix) Steve Young of Calingiri
 - (x) Raymond John Edmonds of Calingiri

(*Published in the Gazette of 30 December 1994 at pp. 7221-23 and an Amendment Order approved by Executive Council on 29 December 1998 (Department of Agriculture reference: 881853V01P04)).

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 30 September 2004.

Dated this 15th day of February 2002.

DAVID HARTLEY, Commissioner of Soil
and Land Conservation.

AG402*

SOIL AND LAND CONSERVATION ACT 1945

CORRIGIN LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 2002

Made by the Commissioner of Soil and Land Conservation.

1. Citation

This Instrument may be cited as the *Corrigin Land Conservation District (Appointment of Members) Instrument 2002*.

2. Appointment of members

Under section 23(2b) of the Act and clause 5(1) of the *Soil and Land Conservation (Corrigin Land Conservation District) Order 1988**, the following members are appointed to the land conservation district committee for the Corrigin Land Conservation District—

- (a) on the nomination of the Shire of Corrigin: Harry Walter Gayfer of Corrigin;

- (b) to represent the Pastoralists and Graziers Association of Western Australia: Lawrence John Pitman of Corrigin; and
- (c) as persons actively engaged in, or affected by or associated with, land use in the district—
 - (i) Bryce Warren Nicholls of Corrigin
 - (ii) Richard John Guinness of Corrigin
 - (iii) Colin Leslie Larke of Corrigin
 - (iv) Bruce Mason Mills of Corrigin
 - (v) Edward Abe of Corrigin
 - (vi) Wesley Thomas Baker of Corrigin
 - (vii) Mervyn James Caporn of Corrigin
 - (viii) Graeme Edwin Downing of Corrigin
 - (ix) Ann Winnifred Jeffrey of Bilbarin
 - (x) Colin Edward Hodgson of Bullaring
 - (xi) Julie Anna Ling of Kunjin
 - (xii) Kevin William Ling of Kunjin
 - (xiii) Ernest Charles Lohoar of Corrigin
 - (xiv) Rhonda Gwyneth Lohoar of Corrigin
 - (xv) Adam James Paul Rendell of Corrigin
 - (xvi) Heather Elizabeth Wallace of Bilbarin
 - (xvii) Melissa Katherine McKenzie of Corrigin
 - (xviii) Charles Albert Bell of Bullaring

(*Published in the Gazette of 30 December 1988 at pp. 5108-09 and amended in the Gazettes of 28 April 1989 at pp. 1251-52, 13 September 1991 at p. 4772, 11 September 1992 at p. 4592, 27 October 1995 at pp. 4944-4945 and an Amendment Order approved by Executive Council on 29 December 1998 {Department of Agriculture reference: 881790V03P0S }).

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 30 September 2004.

Dated this 15th day of February 2002.

DAVID HARTLEY, Commissioner of Soil
and Land Conservation.

AG403*

SOIL AND LAND CONSERVATION ACT 1945

GASCOYNE/WOORAMEL LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 2002

Made by the Commissioner of Soil and Land Conservation.

1. Citation

This Instrument may be cited as the *Gascoyne/Wooramel Land Conservation District (Appointment of Members) Instrument 2002*.

2. Appointment of members

Under section 23(2b) of the Act and clause 4(1) of the *Soil and Land Conservation (Gascoyne/Wooramel Land Conservation District) Order 1989**, the following members are appointed to the land conservation district committee for the Gascoyne/Wooramel Land Conservation District—

- (a) on the nomination of the Shire of Carnarvon: John Gooch of Carnarvon;
- (b) to represent the Pastoralists and Graziers Association of Western Australia: David Page Steadman of Wooramel Station and Bruce William May of Yaringa Station; and
- (c) as persons actively engaged in, or affected by or associated with, land use in the district—
 - (i) Robert Grinham of Meedo Station
 - (ii) Trish Grinham of Meedo Station
 - (iii) Margot Steadman of Wooramel Station
 - (iv) George Alfred Maslen of Cooralya Station
 - (v) Patricia Maslen of Cooralya Station
 - (vi) Burke Maslen of Mardathuna Station
 - (vii) Matthew Malloch of Edaggee Station
 - (viii) Anthony Bettini of Boolathana Station

- (ix) Senior Operations Officer, Department of Conservation and Land Management, Carnarvon

(*Published in the Gazette of 13 October 1989 at pp. 3806-07 and amended in the Gazettes of 27 April 1990 at pp. 2059-60, 21 July 1995 at pp. 3070-71 and an Amendment Order approved by Executive Council on 18 May 1999 {Department of Agriculture reference: 881785V02P0V}).

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 30 September 2004.

Dated this day 15th of February 2002.

DAVID HARTLEY, Commissioner of Soil
and Land Conservation.

AG404*

SOIL AND LAND CONSERVATION ACT 1945
SHARK BAY LAND CONSERVATION DISTRICT
(APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 2002

Made by the Commissioner of Soil and Land Conservation.

1. Citation

This Instrument may be cited as the *Shark Bay Land Conservation District (Appointment of Members) Instrument 2002*.

2. Appointment of members

Under section 23(2b) of the Act and clause 5(1) of the *Soil and Land Conservation (Shark Bay Land Conservation District) Order 1995**, the following members are appointed to the land conservation district committee for the Shark Bay Land Conservation District—

- (a) on the nomination of the Shire of Shark Bay: Harold James Crawford of Meadow Springs Station;
- (b) to represent the Western Australian Farmers Federation (Inc): Bruce Richard Brown of Tamala Station; and
- (c) as persons actively engaged in, or affected by or associated with, land use in the district—
 - (i) Kerry King of Tamala Station
 - (ii) Ian Stuart King of Tamala Station
 - (iii) Alan James Crawford of Nerren Nerren Station
 - (iv) Brian Maurice Wake of Hamelin Pool Station
 - (v) Bryan William Cane of Useless Loop
 - (vi) Lloyd Kempton of Yalardy Station
 - (vii) Donald David Stone of Billabong Homestead Hotel Motel
 - (viii) Harry Sutcliffe of Geraldton
 - (ix) District Manager, Department of Conservation and Land Management, Denham

(*Published in the Gazette of 2 May 1995 at pp. 1670-71).

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 30 September 2004.

Dated this day 15th of February 2002.

DAVID HARTLEY, Commissioner of Soil
and Land Conservation.

AG405*

SOIL AND LAND CONSERVATION ACT 1945
TOODYAY LAND CONSERVATION DISTRICT
(APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 2002

Made by the Commissioner of Soil and Land Conservation.

1. Citation

This Instrument may be cited as the *Toodyay Land Conservation District (Appointment of Members) Instrument 2002*.

2. Appointment of members

Under section 23(2b) of the Act and clause 5(1) of the *Soil and Land Conservation (Toodyay Land Conservation District) Order 1989**, the following members are appointed to the land conservation district committee for the Toodyay Land Conservation District—

- (a) on the nomination of the Shire of Toodyay: Claude Arthur Mills of Toodyay;
- (b) to represent the Western Australian Farmers Federation (Inc): Brian Douglas Wood of Toodyay;
- (c) to represent the Pastoralists and Graziers Association of Western Australia: Paul Steven Michael of Bolgart; and
- (d) as persons actively engaged in, or affected by or associated with, land use in the district—
 - (i) Wayne Campbell Clarke of Toodyay
 - (ii) Walter Kolb of Toodyay
 - (iii) Rosemary June Madácsi of Toodyay West
 - (iv) Joseph Charles Wroth of Toodyay
 - (v) Kevin James Hutchings of Toodyay
 - (vi) Guiseppe Candeloro of Toodyay
 - (vii) Francis John Panizza of Wattening

(*Published in the Gazette of 13 October 1989 at pp. 3805-06 and amended in the Gazettes of 18 May 1990 at p. 2336 and 30 April 1996 at pp. 1853-54.)

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 30 September 2004.

Dated this day 15th of February 2002.

DAVID HARTLEY, Commissioner of Soil
and Land Conservation.

AG406*

SOIL AND LAND CONSERVATION ACT 1945

WATHEROO-COOMBERDALE LAND CONSERVATION DISTRICT (APPOINTMENT OF MEMBERS OF DISTRICT COMMITTEE) INSTRUMENT 2002

Made by the Commissioner of Soil and Land Conservation.

1. Citation

This Instrument may be cited as the *Watheroo-Coomberdale Land Conservation District (Appointment of Members) Instrument 2002*.

2. Appointment of members

Under section 23(2b) of the Act and clause 5(1) of the *Soil and Land Conservation (Watheroo-Coomberdale Land Conservation District) Order 1986**, the following members are appointed to the land conservation district committee for the Watheroo-Coomberdale Land Conservation District—

- (a) on the nomination of the Shire of Moora: Ray John McLean of Coomberdale;
- (b) on the nomination of the Shire of Coorow: John Maitland Stacy of Coorow;
- (c) on the nomination of the Shire of Dandaragan: Shane Love of Badgingarra;
- (d) to represent the Pastoralists and Graziers Association of Western Australia: Richard Edward Fleming Crombie of Watheroo; and
- (e) as persons actively engaged in, or affected by or associated with, land use in the district—
 - (i) David John McLean of Coomberdale
 - (ii) Gavin Tonkin of Coomberdale
 - (iii) Bradley Malcolm Tonkin of Coomberdale
 - (iv) William Allan Spencer Easton of Coomberdale
 - (v) Aiden John Bryan of Coomberdale
 - (vi) Peter Smith of Watheroo

(*Published in the Gazette of 24 January 1986 at pp. 303-305 and amended in the Gazettes of 24 April 1987 at p. 1448, 18 May 1990 at p. 2334-36, 29 November 1991 at p. 5977, 18 September 1992 at p. 4667 and an Amendment Order approved by Executive Council on 15 December 1998 {Department of Agriculture reference: 881742V02P0C}).

3. Term of office

Members appointed to the committee under this instrument will hold office for a term expiring on 30 September 2004.

Dated this day 15th of February 2002.

DAVID HARTLEY, Commissioner of Soil
and Land Conservation.

CONSUMER AND EMPLOYMENT PROTECTION

CE401

ASSOCIATIONS INCORPORATION ACT 1987

Section 35

HOWARD COURT COMMUNITY HOUSING ASSOCIATION INC.

Notice is hereby given that the incorporation of the above-named association has been cancelled as from the date of this notice.

Dated the 22nd day of February 2002.

PATRICK WALKER, Commissioner for Fair Trading.

FISHERIES

FI401

FISH RESOURCES MANAGEMENT ACT 1994**SHARK BAY PRAWN MANAGEMENT PLAN 1993**

Clause 10 closures of areas within the Fishery

I, Peter Millington, Executive Director of the Department of Fisheries Western Australia, in accordance with the Shark Bay Prawn Management Plan 1993 hereby give notice that I have cancelled Determination No. 5 of 2001 which set out the dates and times that fishing is prohibited in the Shark Bay Prawn Managed Fishery.

I hereby give notice that a new determination (Determination No. 1 of 2002) has been made in accordance with clause 10 of the Shark Bay Prawn Management Plan 1993 of the times and dates that fishing is prohibited in the Shark Bay Prawn Managed Fishery during the period commencing from the date of gazettal of this notice and ending on 1 April 2003.

A copy of this determination which is signed by me may be obtained from, or inspected at the Head Office of Fisheries Western Australia located at 168 St Georges Terrace, Perth or the offices of Fisheries Western Australia located at 83 Olivia Terrace, Carnarvon and Knight Terrace, Denham.

Dated this 26th day of February 2002.

P. MILLINGTON, Executive Director.

FI402

FISH RESOURCES MANAGEMENT ACT 1994**KIMBERLEY GILLNET AND BARRAMUNDI MANAGED FISHERY MANAGEMENT PLAN
AMENDMENT 2002**

FD 86/02 [436]

Made by the Minister under section 54(2).

Citation

1. This amendment may be cited as the *Kimberley Gillnet and Barramundi Managed Fishery Management Plan Amendment 2002*.

Principal Plan

2. In this amendment the *Kimberley Gillnet and Barramundi Limited Entry Fishery Notice 1989** is referred to as the principal Plan.

Arrangement amended

3. The arrangement to the principal Plan is amended by inserting—

(a) after item 10—

“10A Limits on fishing

10B No netting in certain locations”; and

(b) after item 20—

“21 Procedure before this Plan may be amended or revoked”.

Clause 10A inserted

4. The principal Plan is amended by inserting immediately after clause 10—

“Limits on fishing

10A. Despite anything in this Plan a person must not fish in the Fishery from any 1 December to the next 31 January.

No netting in certain locations

10B A person must not fish using a net—

- (a) anywhere in the waters of the Fishery bounded by—
 - (i) Broome Jetty; and
 - (ii) a line representing the shortest distance from the northernmost point on Broome jetty thence east to the low water mark of the mainland at 18 degrees south latitude (near Crab Creek);
- (b) anywhere in the waters of Fishery bounded by a line extending 1000 metres north west from Bush Point thence south west to a point that is 1000 metres north west of the western shore of the entrance to Jacks Creek and thence due south to the low water mark of the mainland;
- (c) in Jacks Creek;
- (d) in Yardogarra Creek;
- (e) anywhere in the waters of the Fishery bounded by a line commencing at the northern most point of the entrance to Thangoo Creek and extending 500 metres west of the northern entrance point to Thangoo Creek thence south to a point 500 metres west of the southernmost entrance point to Thangoo Creek and thence generally east to the low water mark of the mainland at the southernmost entrance to Thangoo Creek;
- (f) anywhere in the waters of the Fishery that is bounded by a line representing the shortest distance from Cape Bossut to False Cape Bossut;
- (g) in the Fitzroy River north of 17° 27 minutes south latitude; or
- (h) within 4 nautical miles of the Derby jetty.”.

Clause 21 inserted

5. The principal Plan is amended by inserting immediately after clause 20—

“Procedure before this Plan may be amended or revoked

21. For the purposes of section 65 of the Act all the licensees are to be consulted before this Plan is amended or revoked.”.

Schedule amended

6. The Schedule to the principal Plan is amended by inserting immediately after the second appearance of the words “south latitude”—

“and Jacks Creek, Yardogarra Creek, and in the Fitzroy River north of 17° 27 south latitude.”.

*[*Published in the Gazette of 27 October 1989. For amendments to 21 February 2002 see Notice No.682 published in the Gazette of 24 February 1995. See regulation 183 of the Fish Resources Management Regulations 1995 concerning the citation of notices made under the Fisheries Act 1905 immediately before the commencement of those regulations.]*

Dated this 25th day of February 2002.

K. M. CHANCE, Agriculture, Forestry and Fisheries.

JUSTICE

JU401

CHILDREN’S COURT OF WESTERN AUSTRALIA ACT 1988

APPOINTMENTS

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 Cheryl Fay Lee of Shaddick Road, East Pingelly
- Mr Allen Rees Price of 7 Turner Avenue, Corrigin
- Mrs Hendrika Maria Smith of 6 Sharow Street, Pingelly
- Mr Clive John Walton of Walter Road, Corrigin.

GARY THOMPSON, Executive Director, Court Services.

JU402**DECLARATIONS AND ATTESTATIONS ACT 1913****APPOINTMENTS**

It is hereby notified for public information that the Attorney General has approved of the appointment of the following person as Commissioner for Declarations under the *Declarations and Attestations Act 1913*—

Mr Gregory Raymond Cross of 40 Kampong Road, Albany
Mrs Rose Marie De Rossi of 17 Kareena Place, Ballajura
Mr Murray William Yates of 41 Bedford Road, Ardross.

GARY THOMPSON, Executive Director, Court Services.

JU403**JUSTICES ACT 1902****RESIGNATIONS**

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

Mr John William McKeown of 56 Allamanda Way, Forrestfield
from the Office of Justice of the Peace for the State of Western Australia.

GARY THOMPSON, Executive Director, Court Services.

JU404**JUSTICES ACT 1902****APPOINTMENTS**

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

Mrs Elizabeth Ann Lanagan of Parmango Road, Mt Beaumont
Mrs Carol Anne Martin of 6 Crawford Close, Cable Beach
to the Office of Justice of the Peace for the State of Western Australia.

GARY THOMPSON, Executive Director, Court Services.

JU405**EX OFFICIO JUSTICE OF THE PEACE****Appointments**

It is hereby notified for public information that Cr Allan Edward Henshaw has been appointed under Section 9 of the *Justices Act 1902* to be a Justice of the Peace for the Magisterial District of Northam during his term of office as the President of the Shire of Toodyay.

GARY THOMPSON, Executive Director, Court Services.

LOCAL GOVERNMENT

LG401**LOCAL GOVERNMENT ACT 1995***City of Melville***AUTHORISED PERSON**

It is hereby notified for public information that George Cochrane Wilson has been appointed as an Authorised Person at the St John of God Hospital, Murdoch, Parking Station No. 17 (as defined in the City of Melville Parking Facilities Local Laws) and as an Authorised Person for the purposes of Sections 9.10, 9.13 and 9.15 of the Local Government Act 1995.

JOHN McNALLY, Chief Executive Officer.

LG402

LOCAL GOVERNMENT ACT 1995*City of Melville***AUTHORISED PERSON**

It is hereby notified for public information that Kristy Kempton has been appointed as an Authorised Person at the Garden City Shopping Centre Parking Station No. 10 (as defined in the City of Melville Parking Facilities Local Laws) and as an Authorised Person for the purposes of Sections 9.10, 9.13 and 9.15 of the Local Government Act 1995.

JOHN McNALLY, Chief Executive Officer.

MINERALS AND PETROLEUM

MP401*

Commonwealth of Australia

PETROLEUM (SUBMERGED LANDS) ACT 1967**NOTICE OF RENEWAL OF EXPLORATION PERMIT**

Exploration Permit No. WA-253-P held by Chevron Australia Pty Ltd and Texaco Australia Pty Ltd has been renewed to have effect for a period of five (5) years from 22 February 2002.

RICHARD CRADDOCK, Acting Director Petroleum Division.

MP402

MINING ACT 1978**NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mineral and Petroleum Resources,
Leonora.

In accordance with Regulation 49(2)(c) of the Mining Regulations 1981, notice is hereby given that the following licences are liable to forfeiture under the provisions of Section 96(1)(a) of the Mining Act, 1978, for breach of covenant, viz. non payment of rent.

D. IMLAH, (SM), Warden.

To be heard in the Warden's Court at Leonora on 10th April, 2002.

MOUNT MARGARET MINERAL FIELD*Mount Malcolm District*

Prospecting Licences

37/4101—Sir Samuel Mines NL

37/4275—Sir Samuel Mines NL

37/4374—Sir Samuel Mines NL

37/4534—Sir Samuel Mines NL

Mount Margaret District

Prospecting Licences

38/2400—Sub-Sahara Resources NL

38/2401—Sub-Sahara Resources NL

38/2486—Johnson, Chad Graeme; Johnson, Neale Graeme

38/2487—Johnson, Chad Graeme; Johnson, Neale Graeme

38/2488—Johnson, Chad Graeme; Johnson, Neale Graeme

38/2489—Johnson, Chad Graeme; Johnson, Neale Graeme

38/2710—Crew, Christopher; Crew, Ross Frederick; Dixon, Trevor John; McKnight, Russell Geoffrey

38/2714—Crew, Christopher; Crew, Ross Frederick; Dixon, Trevor John; McKnight, Russell Geoffrey

38/2844—Foley, Michael Joseph; Sullivan, Gavan Michael

38/2845—Foley, Michael Joseph; Sullivan, Gavan Michael

38/2850—Foley, Michael Joseph; Sullivan, Gavan Michael

38/2851—Foley, Michael Joseph; Sullivan, Gavan Michael

38/2852—Foley, Michael Joseph; Sullivan, Gavan Michael

38/2854—Foley, Michael Joseph; Sullivan, Gavan Michael
38/2891—Foley, Michael Joseph; Sullivan, Gavan Michael

Mount Morgans District
Prospecting Licences

39/3859—Gutnick Resources NL
39/3860—Gutnick Resources NL

MP403**MINING ACT 1978****NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE**

Department of Mineral and Petroleum Resources,
Perth.

In accordance with Regulation 49(2)(c) of the Mining Act 1978, notice is hereby given that the licence is liable to forfeiture under the provisions of Section 96(1)(a) for breach of covenant, viz. non payment of rent.

G. CALDER, Warden.

To be heard in the Warden's Court at Perth on 21 March, 2002.

SOUTH WEST MINERAL FIELD
Prospecting Licence

70/1381—Garreg Pty Ltd

PLANNING AND INFRASTRUCTURE

PI401***TOWN PLANNING AND DEVELOPMENT ACT, 1928****ADVERTISEMENT OF APPROVED TOWN PLANNING SCHEME AMENDMENT**

City of Stirling

DISTRICT PLANNING SCHEME No. 2—AMENDMENT No. 397

Ref: 853/2/20/34 Pt 397

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 and Infrastructure approved the City of Stirling Town Planning Scheme Amendment on 20 February 2002 for the purpose of—

1. Rezoning Lot 119, H.N. 666 Beach Road, Hamersley, from "Special Use—Consulting Rooms (Group Practice)" to "Residential R20".
2. Deleting the Special Use from Schedule 2 of the Scheme.

D. C. VALLELONGA, Mayor.
L. DELAHAUNTY, Chief Executive Officer.

POLICE

PO501**POLICE ACT 1892****POLICE AUCTION**

Under the provisions of the Police Act 1892, unclaimed found and stolen property and bicycles will be sold by public auction at Esperance Police Station, 100 Dempster Street, Esperance on Saturday the 16th of March 2002 at 10.00am.

The auction is to be conducted by Mr Peter Pellicione.

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

PO502

POLICE ACT 1892
POLICE AUCTION

Under the provisions of the Police Act 1892, unclaimed found and stolen property and bicycles will be sold by public auction at Smith Broughton & Sons, 1 Clayton Street, Midland on Saturday 9th March 2002 at 10.00am.

The Auction is to be conducted by Mr Gary Silcock.

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

TRANSPORT

TR401*

WESTERN AUSTRALIAN MARINE ACT 1982
RESTRICTED SPEED AREAS
METROPOLITAN BEACHES

Department for Planning and Infrastructure,
Fremantle WA, 1 March 2002.

Acting pursuant to the powers conferred by Section 67 of the Western Australian Marine Act 1982 the Department by this notice revokes Notice TR402 as published in the *Government Gazette* on 1 December 2000 and hereby limits the speed of motor vessels to that of eight (8) knots within the following area—

All Motor Vessels—All the ocean waters within 200 metres of the foreshore, within an area commencing at the southern extremity of Port Beach, Fremantle and extending northwards along the coast to a point on the foreshore coinciding with the northern boundary of the Marmion Marine Park; **excepting** of the following areas—

- (1) The Whitfords-Mullaloo Water Ski Take-Off Area as defined in Notice TR401 of the *Government Gazette* dated 4 August 2000.
- (2) All those waters gazetted as a six (6) knot speed restriction area at the Hillarys Boat Harbour as published at paragraph (c) (2) (ii) of the *Government Gazette* dated 25 October 1991.
- (3) All those waters gazetted as a five (5) knot speed restriction area at the Ocean Reef Boat Harbour as published at paragraph (b) (4) of the *Government Gazette* dated 25 October 1991.
- (4) All those waters gazetted as boating prohibited areas as published at paragraph (31) of the *Government Gazette* dated 27 January 1995 and as amended.
- (5) All the waters in the vicinity of Boyinaboat Reef as published in Notice TR401 of the *Government Gazette* dated 16 July 1999.

MICHAEL LINLAY HARRIS, Acting Director General
Department for Planning and Infrastructure.

PUBLIC NOTICES

ZZ201

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

In the matter of the Estate of Ermenegilda Sponza, late of 64 Victoria Street, St James in the State of Western Australia, Pensioner, 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 the 19th day of December 2001, are required by the Executor, Robert Vojakovic, to send the particulars of their claim to Messrs Taylor Smart of Level 28, 44 St George's Terrace, Perth in the State of Western Australia, by the 2nd day of April 2002, after which date the said Executor may convey or distribute the assets, having regard only to the claims of which he then has had notice.

Dated the 26th day of February 2002.

GARRY E. SAME, Taylor Smart.

ZZ202

TRUSTEES ACT 1962
DECEASED ESTATES

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 1st March 2002 after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Staines, Jane Catherine, late of 125 Thomas Street, Subiaco died 2/7/01 (DE3030781EM14)

Morley, Evelyn May, late of Midland Nursing Home, 44 John Street, Midland, died 22/1/02 (DE19833043EM25)

Wholley, Kathleen Vallicon, also known as Wholley, Vallicon Catherine, late of Chrystal Halliday Centre, 61 Jeanes Road, Karrinyup, formerly of 61 Kalgoorlie Street, Mount Hawthorn, died 19/1/02 (DE30226069EM14)

Szep, Marlene Dawn, also known as Lindsay, Marlene Dawn, late of Spencer Avenue, Yokine, died 30/1/02 (DE19990814EM33)

Warren, Doris Amy, late of c/- Collier Park Hostel, 20 Morrison Street, Como, formerly of 15 Plantation Street, Mount Lawley .died 25/1/02 (PEREM306)

Mercer-Coyne, William Paul Clifford, late of Foley Village Hostel, 84 Collick Street, Hilton, died 6/1/02 (DE33009931EM27)

Loveland, Maurice Fletcher, late of 11 Leslie Street, Mundaring, died 30/1/02 (DE1980331EM24)

Neale, Dennis, late of 51 Netherwood Road, High Wycombe, died 5/2/02 (DE19950159EM27)

Wren, Olive Agnes, late of Swan Cottage Homes, 5 Hawthorne Crescent, Bentley died 25/1/02 (DE19862536EM37)

Bird, Helena, also known as Bird, Helen, late of 95 Riseley Street, Ardross, died 22/12/00 (DE30335576EM35)

Sargent, Ronald James, late of Parkin Street, Rockingham, died 25/1/02 (DE19893591EM43)

Parker, Florence, late of Unit 73, Plantation Street, Mount Lawley, died 26/1/02 (DE19953876EM27)

Cutri, Antonio, late of 1 Firetail Place, Kenwick, died 8/2/02 (DE19951860EM37)

Spry, Percival James, late of Kingsley Healthcare Facility, 41 Renegade Way, Kingsley, died 28/1/02 (DE30278825EM33)

Robinson, Leo Leslie, late of 21 Monaco Avenue, Ellenbrook, died 3/7/01 (DE30313924EM12)

Rowell, Robert William, late of 7 Raymond Street, Mount Pleasant, died 10/1/02 (DE19800368EM37)

Connell, Eileen Magdalene, late of 136 Edinboro Street, Joondanna, died 16/1/02 (DE19981363EM36)

Harrison, Doris Irene Cowieson, late of Geraldton Nursing Home, 30 Milford Street, Geraldton, . formerly of 11 Conway Street, Geraldton, died 5/2/02 (DE30304354EM34)

Wicks, Leslie Rickwood, late of Rowthorpe Nursing Centre, Hayman Road, Bentley, died 2/2/02 (DE19881550EM16)

Carr, Leslie James, late of Unit 15/416 Stirling Highway, Cottesloe, died 16/2/02 (DE19982819EM14)

Whitfield, Violet Elsie, late of 29/26 Pinaster Street, Menora, died 4/2/02 (DE19500140EM35)

Merrick, Kenneth Michael, late of 14 Ballina Close, Merriwa, died 3/1/02 (DE19801360EM16)

Hodes, Rosemary Louise, late of Unit 4/136 Central Avenue, Inglewood, died 24/8/01 (PEREM202)

Barker, Jean, late of 18 Anzac Road, Mount Hawthorn, died 19/1/02 (DE19722928EM23)

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

ZZ203

TRUSTEES ACT 1962
DECEASED ESTATES

Notice to Creditors and Claimants

Thora Anne Cooper late of Midland Nursing Home, 44 John Street, Midland in the State of Western Australia, Farmer, 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 28 December 2001 are required by the Executors, Siobhan Moselle Vincent c/- Level 3, 190 St George's Terrace, Perth and Robert L. Page c/- of 31 The Crescent, Midland to send particulars of their claims to them within one month from the date of this publication after which date the Executors may convey or distribute the assets, having regard only to the claims of which they then have notice.



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