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Gazette**



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PUBLISHING ALTERATIONS

Periodically the normal *Gazette* publishing times need to be altered to cater for disruption caused by public holidays.

- Easter and Christmas holidays cause disruption each year.
- Australia Day and Anzac Day cause disruption when they fall on a Tuesday or Friday.

In these instances, notices warning of the change are generally published on page 2 for approximately 4 weeks prior to the date.

Readers are urged to check *Gazettes* accordingly, prior to contacting State Law Publisher.

JOHN A. STRIJK, Government Printer.

— PART 1 —

PROCLAMATIONS

AA101*

ZOOLOGICAL PARKS AUTHORITY ACT 2001

24 of 2001

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.
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I, the Governor, acting under section 2 of the *Zoological Parks Authority Act 2001*, and with the advice and consent of the Executive Council, fix 22 May 2002 as the day on which that Act comes into operation.

Given under my hand and the Public Seal of the State on 30 April 2002.

By Command of the Governor,

JUDY EDWARDS, Minister for the Environment and Heritage.

GOD SAVE THE QUEEN!

AGRICULTURE

AG301*

STOCK DISEASES (REGULATIONS) ACT 1968**ENZOOTIC DISEASES REGULATIONS 1970****INOCULATION PROHIBITION ORDER 2002****FOOTROT VACCINE**

Made by the Chief Inspector of Stock under Regulation 22.

1. Citation

This order may be cited as the *Inoculation Prohibition Order 2002—Footrot vaccine*.

2. Revocation

This order revokes any previous order made in relation to inoculation with footrot vaccine.

3. Duration

This order comes into operation on the day of 10 May 2002 and remains in force until otherwise revoked or varied by means of a further notice.

4. Prohibition of inoculation with footrot vaccine

In the interests of the control of footrot in Western Australia, no person, without the approval of the Chief Inspector of Stock, may inoculate any animal with footrot vaccine.

Dated 7 May 2002.

Dr PETER BUCKMAN, Chief Veterinary Officer.

AG302*

**STOCK DISEASES (REGULATIONS) ACT 1968
ENZOOTIC DISEASES REGULATIONS 1970
INOCULATION PROHIBITION ORDER 2002
JOHNE'S DISEASE VACCINE**

Made by the Chief Inspector of Stock under Regulation 22.

1. Citation

This order may be cited as the *Inoculation Prohibition Order 2002—Johne's disease vaccine*.

2. Revocation

This order revokes any previous order made in relation to inoculation with Johne's disease vaccine.

3. Duration

This order comes into operation on the day of 10 May 2002 and remains in force until otherwise revoked or varied by means of a further notice.

4. Prohibition of inoculation with Johne's disease vaccine

In the interests of the control of Johne's disease in Western Australia, no person, without the approval of the Chief Inspector of Stock, may inoculate any animal with Johne's disease vaccine.

Dated 7 May 2002.

Dr PETER GREGORY BUCKMAN, Chief Inspector of Stock.

JUSTICE

JU301*

LEGAL PRACTITIONERS ACT 1893

LEGAL PRACTITIONERS (DISTRICT COURT APPEALS) (CONTENTIOUS BUSINESS) REPORT 2002

Made by the Legal Costs Committee under section 58ZA of the Act.

PART 1—PRELIMINARY

Citation

1. (1) This report may be cited as the *Legal Practitioners (District Court Appeals) (Contentious Business) Report 2002*.

(2) The determination set out in the Schedule to this report is referred to in this report as the *Legal Practitioners (District Court Appeals) (Contentious Business) Determination 2002*.

PART 2—NOTICE AND INQUIRIES

Notice under section 58Y of the Act

2. The Legal Costs Committee has complied with the notice provisions of section 58Y of the Act.

Inquiries and submissions under section 58Y of the Act

3. Before making the *Legal Practitioners (District Court Appeals) (Contentious Business) Determination 2002*, the Legal Costs Committee—

- (a) reviewed all submissions received as a result of the notice given under section 58Y of the Act;
- (b) conducted oral hearings with interested parties;
- (c) reviewed the operation of the time based system of calculating costs; and
- (d) reviewed the impact of movements in the Consumer Price Index for the financial years ending June 1997 to June 2001 (inclusive).

4. In addition to the matters described in clause 3, the Committee resolved to circulate a Questionnaire amongst a number of legal firms known to actively practice in the Supreme Court and the District Court jurisdictions as well as members of the Independent Bars.

This was considered appropriate as some 5 years had elapsed since the previous survey on which results, the *Legal Practitioners (District Court Appeals) (Contentious Business) Determination 1996* (Gazette 20 December 1996 pp 7079 and 7080) was largely based.

The Committee noted that since the 1996 Determination and up to 30 June 2001, the Wage Increase Component of the movements in the Consumer Price Index have increased by 7.4%.

The Committee considered the impact of the Goods and Services Tax on the level of fees charged by Practitioners to be relevant.

The Committee resolved that whilst various percentage increased in costs could be attributable to the GST, it would adopt 8.5% as a reasonable percentage increase which could be said to apply to most legal practices.

As well, the Committee noted that the fees set by the Committee in the 1996 Determination (Gazette 20 December 1996 pp 7079 and 7080) have not been increased.

PART 3—REPORT OF COMMITTEE'S CONCLUSIONS

Scale of costs

5. (1) As a result of the information gained from the inquiries and submissions described in clause 3 and 4 it is the recommendation of the Legal Costs Committee that the scale of costs as set out in the Table to clause 3 of the *Legal Practitioners (District Court Appeals) (Contentious Business) Determination 2002* be adopted for appeals in the District Court which have been generally rounded up or down to represent an increase of 16%.

(2) It is the further recommendation of the Committee that given the amendments to the scale of costs in the manner set out in the Table to clause 3 of the *Legal Practitioners (District Court Appeals) (Contentious Business) Determination 2002* are inclusive of any provision for the Goods and Services Tax, that from and including the date of that determination coming into operation the Legal Practitioners (Effect on Costs of a New Tax System) Goods and Services Tax) Determination 2000 as published in the Gazette on 15 September 2000 p 5411 will no longer apply to the Legal Practitioners (District Court Appeals) (Contentious Business) Scale of Costs from that date.

(3) The recommendation of the Legal Costs Committee is not intended to override the entitlement of a solicitor to make a written agreement as to costs with a client under the *Legal Practitioners Act 1893*.

TED SHARP, Chairman.
MICHAEL McPHEE, Deputy Chairman.
PATRICK COWARD, Member.
JANINE FREEMAN, Member.
ANGELA GAFFNEY, Member.
JILL VANDER WAL, Member.

Schedule

LEGAL PRACTITIONERS ACT 1893

LEGAL PRACTITIONERS DISTRICT COURT APPEALS (CONTENTIOUS BUSINESS) DETERMINATION 2000

Made by the Legal Costs Committee under section 58W of the Act.

Citation

1. This determination may be cited as the *Legal Practitioners District Court Appeals (Contentious Business) Determination 2002*.

Commencement

2. This determination comes into operation on 1 June 2002.

Scale of costs

3. Subject to the provisions of the *Legal Practitioners Act 1893* permitting a solicitor to make a written agreement as to costs with a client, the costs of or in relation to a party to an appeal to the District Court (inclusive of counsel fees but exclusive of other disbursements)—

(a) recoverable by one party from another party; or

(b) payable by a party to that party's own solicitor,

shall not exceed the amount set out in the Table to this clause.

TABLE

DISTRICT COURT APPEALS SCALE OF COSTS

Item	Description	Amount \$	+16%
1.	Notice of appeal	500	580
2.	Proceedings in Chambers	1000	1160

Item	Description	Amount \$	+16%
3.	Getting up appeal for hearing	1000	1160
4.	Counsel fee on hearing including preparation (see Notes 1 and 2)	3500	4060
5.	Counsel fee for second and each successive day of hearing (see Notes 1 and 2)	1500	1740
6.	Attending on reserved decision	200	232
7.	Settling and extracting order disposing of appeal (a) with appointment (b) without appointment	200 100	232 116
8.	Drawing bills of costs, copies and service	300	348
9.	Attending taxation—per hour	175	203
10.	Disbursements In addition to the fees and charges allowed under this determination— (a) as between practitioner and client, a practitioner may charge and be allowed disbursements necessarily or reasonably incurred; and (b) as between party and party, a party may be allowed disbursements necessarily or reasonably incurred.		

Note 1 The Judge may in a proper case certify for second counsel.

In cases for which two counsel are certified the allowance for Senior Counsel is the amount shown increased by 50%.

Note 2 The reference to a Senior Counsel in this determination includes reference to Queens Counsel or Senior Counsel appointed in any State or Territory in Australia and whose appointment is afforded recognition by the Chief Justice of the Supreme Court of Western Australia.

Made by the Legal Costs Committee on 23 April 2002.

JU302*

LEGAL PRACTITIONERS ACT 1893

LEGAL PRACTITIONERS (SUPREME COURT) (CONTENTIOUS BUSINESS) REPORT 2002

Made by the Legal Costs Committee under section 58ZA of the Act.

PART 1—PRELIMINARY

Citation

1. (1) This report may be cited as the *Legal Practitioners (Supreme Court) (Contentious Business) Report 2002*.

(2) The determination set out in the Schedule to this report is referred to in this report as the *Legal Practitioners (Supreme Court) (Contentious Business) Determination 2002*.

PART 2—NOTICE AND INQUIRIES

Notice under section 58Y of the Act

2. The Legal Costs Committee has complied with the notice provisions of section 58Y of the Act.

Inquiries and submissions under section 58Y of the Act

3. Before making the *Legal Practitioners (Supreme Court) (Contentious Business) Determination 2002*, the Legal Costs Committee—

- (a) reviewed all submissions received as a result of the notice given under section 58Y of the Act;
- (b) conducted an oral hearing with representatives of the Law Society of Western Australia Inc and the Insurance Commission of Western Australia;

- (c) reviewed the operation of the time based system of calculating costs;
- (d) reviewed the impact of movements in the Consumer Price Index for the financial years ending 30 June 1997 to 30 June 2001 (inclusive);
- (e) had regard to the impact of the Goods and Services Tax on the level of fees charged by Practitioners; and
- (f) circulated a questionnaire amongst a number of legal firms known to actively practice in the Supreme Court and the District Court jurisdictions as well as members of the Independent Bars.

Maximum hourly and daily rates

4. The Committee noted that there has been no increase in the maximum hourly and daily rates chargeable by practitioners for over 5 years.

PART 3—REPORT OF THE COMMITTEE'S CONCLUSIONS

Maximum hourly and daily rates changed—scale of costs amended

5. (1) The information gained as a result of the inquiries and submissions described in clause 3 satisfied the Legal Costs Committee that the existence of competition for the supply of legal services made it appropriate to adopt the hourly and daily rates charged by practitioners as the basis for the rates used in the *Legal Practitioners (Supreme Court) (Contentious Business) Determination 2002* which have been generally rounded up or down to represent an increase of 16% inclusive of the Goods and Services Tax.

(2) It is the recommendation of the Legal Costs Committee as a result of the inquiries and submissions described in clause 3 that the hourly and daily rates referred to in subclause 5 (1) are varied from the hourly and daily rates used in the *Legal Practitioners (Supreme Court) (Contentious Business) Determination 1999²*. Those rates are set out in the Table to clause 7 of the *Legal Practitioners (Supreme Court) (Contentious Business) Determination 2002*.

(3) It is the recommendation of the Legal Costs Committee as a result of the inquiries and submissions described in clause 3 that the scale of costs be varied in the manner set out in the Table to clause 7 of the *Legal Practitioners (Supreme Court) (Contentious Business) Determination 2002*.

(4) It is the further recommendation of the Committee that given the amendments to the scale of costs in the manner set out in the Table to clauses 6 and 7 of the *Legal Practitioners (Supreme Court) (Contentious Business) Determination 2002* are inclusive of any provision for the Goods and Services Tax, from and including the date of that determination coming into operation, the *Legal Practitioners (Effect on Costs of a New Tax System) (Goods and Services Tax) Determination 2000* as published in the Gazette on 15 September 2000 p5411 will no longer apply to the Legal Practitioners (Supreme Court) (Contentious Business) scale of costs from that date.

(5) The recommendations of the Legal Costs Committee are not intended to override the entitlement of a practitioner to make a written agreement as to costs with a client under the *Legal Practitioners Act 1893*.

1. [Published in Gazette 20 December 1996 pp. 7077-87]

2. [Published in Gazette 15 June 1999 pp. 2563-69]

TED SHARP, Chairman.
MICHAEL McPHEE, Deputy Chairman.
PATRICK COWARD, Member.
JANINE FREEMAN, Member.
ANGELA GAFFNEY, Member.
JILL VANDER WAL, Member.

Schedule

LEGAL PRACTITIONERS ACT 1893

LEGAL PRACTITIONERS (SUPREME COURT) (CONTENTIOUS BUSINESS) DETERMINATION 2002

Made by the Legal Costs Committee under section 58W of the Act.

Citation

1. This determination may be cited as the *Legal Practitioners (Supreme Court) (Contentious Business) Determination 2002*.

Commencement

2. This determination comes into operation on 1 June 2002.

Application

3. (1) This determination applies to the remuneration of practitioners in respect of contentious business carried out by practitioners in or for the purposes of proceedings before—

- (a) the Supreme Court; and
- (b) the District Court other than contentious business to which the *Legal Practitioners (District Court Appeals) (Contentious Business) Determination 1999* or any successive determination of that scale applies.

(2) This determination does not apply to the remuneration of practitioners based on a written agreement as to costs under the *Legal Practitioners Act 1893*.

(3) This determination does not apply to the remuneration of practitioners based on costs incurred before 1 April 2002.

Application of O.66, r11(3), r12, r13, r18, r19, r20(3), r21 and r23 of the Rules of the Supreme Court

4. In the circumstances set out in Order 66, rules 11(3), 12, 13, 18, 19, 20(3), 21 and 23 of the *Rules of the Supreme Court*, the Committee determines that the Court or the Taxing Officer, as the case may be, has the power to make the orders and allowances referred to in those rules.

Legal Practitioners (Effect on Costs of a New Tax System) (Goods and Services Tax) Determination 2000 (GST Determination)

5. From and including 1 April 2002, the GST Determination insofar as it affects the hourly and daily rates described in clause 6 and the calculation of fees under each of the items in clause 7, the GST Determination will cease to be of any further force or effect.

Maximum hourly and daily rates

6. (1) The hourly and daily rates set out in the Table to this clause are the maximum hourly and daily rates which the Legal Costs Committee determines shall be used to calculate the dollar amounts in the scale of costs set out in the Table to clause 7. Each item in the scale of costs specifies a dollar amount with reference to the fee earner.

(2) The rates referred to in subclause (1) were ascertained in the manner set out in clause 5 of the *Legal Practitioners (Supreme Court) (Contentious Business) Report 2002*.

Table		
Fee Earner		Maximum allowable hourly and daily rates
Senior Practitioner (admitted for more than 5 years)		
(SP)	—hourly rate	\$313
Junior Practitioner (admitted for less than 5 years)		
(JP)	—hourly rate	\$209
Clerk/Paralegal (C/PL)	—hourly rate	\$151
Counsel fees charged as a disbursement to practitioners or charged by in-house counsel—		
Junior Counsel (JC)	—hourly rate	\$244
	—daily rate	\$2668
Senior Counsel (SC)†	—hourly rate	\$429
	—daily rate	\$4060

†The reference to a Senior Counsel in this determination includes reference to Queens Counsel appointed in any State or Territory in Australia and whose appointment is afforded recognition by the Chief Justice of the Supreme Court of Western Australia.

Costs

7. (1) Subject to the provisions of subclause (2) and of the *Legal Practitioners Act 1893* permitting a practitioner to make a written agreement as to costs with a client, the costs of or in relation to a party to an action or other proceeding (inclusive of counsel fees but exclusive of other disbursements)—

- (a) recoverable by one party from another party; or
- (b) payable by a party to that party's own practitioner,

shall not exceed the amounts set out in the Table to this clause (except as otherwise provided in item 13A of the Table).

(2) Allowances made under item 13A of the Table to this clause are only to be awarded as between practitioner and client, or if costs are awarded on an indemnity basis and not between party and party unless the Court otherwise orders.

TABLE
SUPREME COURT SCALE OF COSTS

Item		Time	Fee Earner	\$
1.	(a) Writ of summons, generally endorsed, including instructions; or			464
	(b) Writ of summons with Statement of Claim indorsed, including instructions; and			777
	(c) For each additional defendant			58
2.	Next friend or guardian <i>ad litem</i>	3 hours	JP	627
3.	Entry of judgment without trial			151
4.	(a) Payment into or out of Court	2 hours	JP	418
	(b) Offer of compromise under O.24A	2 hours	SP	626
	(c) Acknowledgment of offer under O.24A			35
	(d) Acceptance of offer of compromise under O.24A	2 hours	SP	626
	(e) Notice of offer to consent to judgment	2 hours	SP	626
	(f) Other notices and certificates referred to or required by the Rules or procedures of the Court (including practice directions)			35
5.	Memorandum of Appearance	0.5 hours	C/PL	75
6.	Pleadings			
	(a) Statement of Claim	10 hours	SP	3,130
	(b) Defence	10 hours	SP	3,130
	(c) Counterclaim	10 hours	SP	3,130
	(d) Reply (if necessary), defence to counterclaim, or any other pleading	10 hours	SP	3,130
7.	(a) Third party notice	2 hours	SP	626
	(b) Pleadings in third party proceedings	6 hours	SP	1,878
8.	(a) Requesting particulars of a pleading (where and to the extent necessary)	3 hours	JP	627
	(b) Giving particulars of a pleading	5 hours	JP	1,045
9.	(a) Notice requiring discovery	0.33 hours	C/PL	50
	(b) Giving discovery of documents	10 hours	JP	2,090
	(c) Inspection and giving inspection—per hour		JP	209
10.	(a) Delivery of interrogatories	5 hours	SP	1,565
	(b) Answers to interrogatories	10 hours	SP	3,130
11.	Examination of witness before trial by counsel or practitioner, pursuant to order			An allowance in accordance with item 14(c) or (d)
12.	Application for and striking jury	1 hour	JP	209

Item		Time	Fee Earner	\$
13.	Getting up case for trial (subject to item 14(h)) (includes work reasonably and necessarily undertaken prior to commencement of proceedings)	100 hours	SP	31,300
13A	(a) Time reasonably spent by a practitioner on work requiring the skill of a practitioner (of the standing indicated) but not covered by any other item—per hour (b) Time reasonably spent by a practitioner, or by a clerk or paralegal of a practitioner, on work not covered by any other item or by paragraph (a)—per hour		SP/SC JC JP C/PL	313 244 209 151
14.	Counsel fees— (a) Fee on brief, i.e. first day of trial and preparation (b) Fee on brief for Senior Counsel, i.e. first day of trial and preparation (where two or more counsel are certified for) (c) Counsel fee for the second and each successive day of hearing (d) Counsel fee for Senior Counsel for second and each successive day of hearing (where two or more counsel are certified for) (e) Solicitor attending trial—per hour (f) Clerk attending trial—per hour (g) Attending on a reserved judgment or at a callover—per hour (h) Where the only issue tried is the assessment of damages, three quarters of the amounts prescribed by items 13, 14(a), 14(b), 14(c) and 14(d) shall be allowable, unless otherwise directed by the Court	3 days preparation; 1st day of trial 3 days preparation; 1st day of trial	JC SC JC SC SP C/PL SP	10,672 16,240 2,668 4,060 313 151 313
15.	Settling and extracting judgment or order (a) With appointment (b) Without appointment	2 hours 0.75 hours	JP JP	418 157
16.	Drawing bill of costs, copies and service		SP	Such amounts as are reasonable in the circumstances
17.	Taking accounts; inquiries; taxation of costs (including the time spent in preparing for the taxation)		SP	Such amounts as are reasonable in the circumstances

Item		Time	Fee Earner	\$
18.	Re-trial or Re-hearing (a) Getting up case for re-trial or re-hearing (b) Re-trial or re-hearing			Such amounts as are reasonable in the circumstances
19.	(a) Special case, case stated (otherwise than by way of appeal) or trial of an issue (not covered by item 14(h)) (b) For the second and each successive day of the trial or hearing			Such amounts as are reasonable in the circumstances
20.	Appeals to a member of the Court or to the Full Court (including appeals by way of case stated)— (a) Notice of appeal, motion for order <i>nisi</i> to review, and the like (b) Drawing and settling index (c) Getting up appeal for hearing (d) Counsel fee on hearing including preparation (e) Counsel fee for Senior Counsel including preparation (where two or more counsel are certified for) (f) Counsel fee for the second and each successive day of hearing (g) Counsel fee for Senior Counsel for second and each successive day of hearing (where two or more counsel are certified for) (h) Attending on reserved decision	15 hours 8 hours 10 hours 2 days preparation; 1 day hearing 2 days preparation; 1 day hearing 2 hours	SP JP SP JC SC JC SC JP	4,695 1,672 3,130 8,004 12,180 2,668 4,060 418
21.	Originating motion, originating summons or originating application	2 days preparation; 1 day hearing; and Getting up—30 hours	JC SP	17,400
22.	Motions in Court not otherwise provided for	1 day preparation ½ day hearing	JC	4,002
23.	Proceedings in Chambers other than proceedings to which item 21 applies	2 days preparation; 1 day hearing	JC	8,004
24.	Pretrial, mediation or other conferences— (a) where required by order of the Court, by the <i>Rules of the Supreme Court</i> or by practice direction; and (b) including informal conferences where reasonably held after commencement of proceedings—per hour		SP	313

Item		Time	Fee Earner	\$
25.	Arbitration proceedings			The same costs as in an action.
26.	Proceedings, whether by action or otherwise, for the recovery of compensation for the taking or resumption of land or any other property by the Crown in right of the State or of the Commonwealth or by any other person, body or instrumentality pursuant to any statutory power			Such sum as is reasonable in the circumstances
27.	Proceedings by way of prerogative writ			Allowances calculated in accordance with item 20
28.	(a) Execution (b) If against land, an additional			232 232
29.	Photocopies where necessary— per page			0.95
30.	Disbursements— In addition to the fees and charges allowed under this determination— (a) as between practitioner and client, a practitioner may charge and be allowed disbursements necessarily or reasonably incurred; and (b) as between party and party, a party may be allowed disbursements necessarily or reasonably incurred.			

Made by the Legal Costs Committee on 23 April 2002.

JU303*

LEGAL PRACTITIONERS ACT 1893

LEGAL PRACTITIONERS (OFFICIAL PROSECUTIONS) (DEFENDANTS' COSTS) REPORT 2002

Made by the Legal Costs Committee under section 58ZA of the Act.

PART 1—PRELIMINARY

Citation

1. (1) This report may be cited as the *Legal Practitioners (Official Prosecutions) (Defendants' Costs) Report 2002*.

(2) The determination set out in the Schedule to this report is referred to in this report as the *Legal Practitioners (Official Prosecutions) (Defendants' Costs) Determination 2002*.

PART 2—NOTICE AND INQUIRIES

Notice under section 58Y of the Act

2. The Legal Costs Committee has complied with the notice provisions of section 58Y of the Act.

Inquiries and submissions under section 58Y of the Act

3. Before making the *Legal Practitioners (Official Prosecutions) (Defendants' Costs) Determination 2002*, the Legal Costs Committee—

- (a) reviewed all submissions received as a result of the notice given under section 58Y of the Act.
- (b) consulted with the Court.
- (c) consulted with the Crown Solicitor who provided information with respect to the number of orders made for the financial years ending June 30 1998, 1999, 2000 and 2001 and the total costs paid out in each of those years;
- (d) received submissions from the Criminal Lawyers Association and the Law Society of Western Australia;

- (e) had regard to the impact of the Goods and Services Tax on the level of fees charged by Practitioners; and
- (f) noted that the fees set by the Committee in the *Legal Practitioners (Official Prosecutions) (Defendants' Costs) Determination* have not been increased since 1999.

PART 3—REPORT OF THE COMMITTEE'S CONCLUSIONS

Maximum Hourly Rates and Scale of Fees

4. (1) It is the recommendation of the Legal Costs Committee, after reviewing the information gained as a result of the inquiries and submissions described in clause 3, that the hourly and daily rates set out in the Tables to clause 5 of the *Legal Practitioners (Official Prosecutions) (Defendants' Costs) Determination 2002* be adopted for the supply of legal services covered by the *Legal Practitioners (Official Prosecutions) (Defendants' Costs) Determination 2002* and which have been rounded up or down to represent an increase of approximately 16%;

(2) The hourly rates referred to in subclause (1) are set out in the Table to clause 5(1) of the *Legal Practitioners (Official Prosecutions) (Defendants' Costs) Determination 2002*.

(3) The daily rates referred to in subclause (1) are set out in clause 5 (2) of the *Legal Practitioners (Official Prosecutions) (Defendants' Costs) Determination 2002*.

(4) It is the recommendation of the Legal Costs Committee as a result of inquiries and submissions described in clause 3 that the scale of costs set out in the Table to clause 6 of the *Legal Practitioners (Official Prosecutions) (Defendants' Costs) Determination 2002* be adopted and which have been rounded up or down to represent an increase of approximately 16% over the previous scale set out in the *Legal Practitioners (Official Prosecutions) (Defendants' Costs) Determination 1999*.

(5) It is the further recommendation of the Committee that given the amendments to the hourly and daily rates set out in the Tables to clause 5 and the scale of fees set out in the Table to clause 6 of the *Legal Practitioners (Official Prosecutions) (Defendants' Costs) Determination 2002* are inclusive of any provision for the Goods and Services Tax, that from and including the date of that determination coming into operation, the *Legal Practitioners (Effect on Costs of a New Tax System) (Goods and services Tax) Determination 2000* as published in the Gazette on 15 September 2000 p5411 will no longer apply to the *Legal Practitioners (Official Prosecutions) (Defendants' Costs) Determination 2002* scale of costs from that date.

(6) The Legal Costs Committee considers that it is impossible to include an item for witness fees because of the wide range of occupations of witnesses who are called to give evidence. Witness fees should be allowed as a disbursement and at the discretion of the Court or the taxing officer.

(7) The recommendation of the Legal Costs Committee under subclause (6) is not intended to affect the generality of item 7 of the scale of costs set out in the Table to clause 6 of the *Legal Practitioners (Official Prosecutions) (Defendants' Costs) Determination 2002*.

TED SHARP, Chairman.
MICHAEL McPHEE, Deputy Chairman.
PATRICK COWARD, Member.
JANINE FREEMAN, Member.
ANGELA GAFFNEY, Member.
JILL VANDER WAL, Member.

Schedule

LEGAL PRACTITIONERS ACT 1893

LEGAL PRACTITIONERS (OFFICIAL PROSECUTIONS) (DEFENDANTS' COSTS) DETERMINATION 2002

Made by the Legal Costs Committee under section 58W of the Act.

Citation

1. This determination may be cited as the *Legal Practitioners (Official Prosecutions) (Defendants' Costs) Determination 2002*.

Commencement

2. This determination comes into operation on 1 June 2002.

Interpretation

3. Words and phrases used in this determination have the same meaning as in the *Official Prosecutions (Defendants' Costs) Act 1973*.

Application

4. (1) This determination applies to the remuneration of practitioners in respect of an official prosecution carried out by practitioners in or for the purposes of proceedings before a Summary Court or an Appeal Court.

(2) This determination does not apply to the remuneration of practitioners based on costs incurred in respect of instructions taken before the commencement of this determination.

5. (1) The hourly rates set out in the table to this subclause are the hourly rates which the Legal Costs Committee determines shall be used to calculate the dollar amounts in the scale of costs set out in the Table to clause 6.

Table

Fee Earner		Maximum Hourly Rates
Senior Practitioner (admitted for more than 5 years)	(SP) —hourly rate	\$250
Junior Practitioner (admitted for less than 5 years)	(JP) —hourly rate	\$175
Clerk/Paralegal	(CPL) —hourly rate	\$75

(2) The daily rates set out in the Table to this subclause are the daily rates which the Legal Costs Committee determines shall be used to calculate the dollar amounts in items 3 and 4 of the scale of costs set out in the Table to clause 6.

Table

Fee Earner		Maximum Daily Rates
Junior Counsel	—daily rate	\$2670
Senior Counsel*	—daily rate	\$4060

* The reference to Senior Counsel in this determination includes reference to Queen's Counsel appointed in any State or Territory in Australia and whose appointment is afforded recognition by the Chief Justice of the Supreme Court of Western Australia.

Scale of costs

6. The costs recoverable by a successful defendant in an official prosecution (inclusive of counsel fees but exclusive of other disbursements) shall not exceed the amounts set out in the Table to this clause.

TABLE

LEGAL PRACTITIONERS (OFFICIAL PROSECUTIONS) (DEFENDANTS' COSTS) SCALE OF COSTS

Item No	Item	Maximum Time	Maximum Amount
1	First day of trial including preparation of case for trial and counsel fee	10 hours	\$2500
2	Second or subsequent day of trial	5 hours	\$1250
3	Appeal—		
	(a) Junior Counsel	1 day preparation	
	(b) Senior Counsel (if 2 or more counsel certified for)	1 day hearing	\$5340
		1 day preparation	
		1 day hearing	\$8120
4	Second or subsequent day of appeal—		
	(a) Junior Counsel	1 day	\$2670
	(b) Senior Counsel (if 2 or more counsel certified for)	1 day	\$4060
5	A reasonable allowance for preparation where the trial does not proceed or the prosecution offers no evidence	7 hours	\$1225
6	Counsel fee for attending court for reserved decision on appeal	1 hour	\$250
7	Notice of appeal or motion for order <i>nisi</i>	10 hours	\$2500
8	Disbursements—		

In addition to the fees allowed under this determination disbursements may be allowed as are necessarily or reasonably incurred.

Made by the Legal Costs Committee on the 23 April 2002.

JU304*

LEGAL PRACTITIONERS ACT 1893

LEGAL PRACTITIONERS (PUBLIC NOTARIES) REPORT 2002

Made by the Legal Costs Committee under section 58ZA of the *Legal Practitioners Act 1893*.

PART 1—PRELIMINARY

Citation

1. (1) This report may be cited as the *Legal Practitioners (Public Notaries) Report 2002*.

(2) The determination set out in the Schedule to this report is referred to in this report as the *Legal Practitioners (Public Notaries) Determination 2002*.

PART 2—NOTICE AND INQUIRIES

Notice under section 58Y of the *Legal Practitioners Act 1893*

2. The Legal Costs Committee has complied with the notice provisions of section 58Y of the *Legal Practitioners Act 1893*.

Inquiries and submissions under section 58Y of the *Legal Practitioners Act 1893*

3. Before making the *Legal Practitioners (Public Notaries) Determination 2002* the Legal Costs Committee—

- (a) reviewed all submissions received as a result of the notice given under section 58Y of the *Legal Practitioners Act 1893*;
- (b) consulted with the Court;
- (c) had regard to the impact of the Goods and Services Tax on the level of fees charged by Practitioners; and
- (d) noted that the fees set by the Committee in the *Legal Practitioners (Public Notaries) Determination* have not been increased since 1999.

PART 3—REPORT OF COMMITTEE'S CONCLUSIONS

Scale of costs to be adopted

4. (1) It is the recommendation of the Legal Costs Committee, after reviewing the information gained as a result of the inquiries and submissions described in clause 3, that the scale of costs set out in the Table to clause 4 of the *Legal Practitioners (Public Notaries) Determination 2002* be adopted for the business of Notaries Public and which have been rounded up or down to represent an approximate increase of 16%;

(2) It is the further recommendation of the Committee that given the amendments to the scale of costs in the manner set out in the Table to clause 4 of the *Legal Practitioners (Public Notaries) Determination 2002* are inclusive of any provision for the Goods and Services Tax, that from and including the date of that determination coming into operation, the *Legal Practitioners (Effect on Costs of a New Tax System) (Goods and services Tax) Determination 2000* as published in the Gazette on 15 September 2000 p5411 will no longer apply to the Public Notaries scale of costs from that date.

TED SHARP, Chairman.
MICHAEL McPHEE, Deputy Chairman.
PATRICK COWARD, Member.
JANINE FREEMAN, Member.
ANGELA GAFFNEY, Member.
JILL VANDER WAL, Member.

Schedule

LEGAL PRACTITIONERS ACT 1893

LEGAL PRACTITIONERS (PUBLIC NOTARIES) DETERMINATION 1999

Made by the Legal Costs Committee under section 58W of the *Legal Practitioners Act 1893* and section 25 of the *Interpretation Act 1984*.

Citation

1. This determination may be cited as the *Legal Practitioners (Public Notaries) Determination 1999*.

Commencement

2. This determination comes into operation on 1 June 2002.

Application

3. (1) This determination applies to the remuneration of a Public Notary for the provision of notarial services.

(2) This determination does not apply to the remuneration of a Public Notary based on costs incurred in respect of instructions taken before the commencement of this determination.

Scale of costs

4. The fee charged by a Public Notary for providing notarial services shall not exceed the fee for those services set out in the Table to this clause.

TABLE
SCALE OF NOTARIES FEES

Item No	Matter	\$
1	<i>Affidavits, affirmations and declarations—</i>	
	(a) For administering an oath or affirmation or taking a declaration and for signing the jurat or its equivalent— where there is one deponent or declarant	46
	and for each additional deponent, affirmant or declarant swearing, affirming or declaring at the same time	7
	(b) For preparing an affidavit, affirmation or declaration verifying the execution of a document by a company or by a person	31
	(c) For preparing a notarial certificate in respect of an oath, affirmation or declaration	31
	(d) For completing the certificate	16
	(e) For completing a second and third certificate (if required)	16
	(f) For preparing an exhibit to an affidavit, affirmation or declaration	7
(g) For completing an exhibit	4	
2	<i>Deeds and other documents—</i>	
	(a) Witnessing and attesting the execution or signing of a deed or other document— where there is one party	46
	and for each additional party signing at the same time	7
	(b) For preparing a notarial certificate in respect of the attestation	31
(c) For completing the certificate	16	
3	<i>Verification of copies of documents—</i>	
	(a) For examining with the original a photographic copy of the document	16
	for each page exceeding one	1.60
	(b) For examining with the original a copy of a document other than a photographic copy	31
	for each folio exceeding five	4
(c) For preparing a notarial certificate verifying a copy of a document	31	
(d) For completing the certificate	16	
4	<i>Certificates under seal not otherwise prescribed by this scale—</i>	
	(a) For preparing a notarial certificate	31
(b) For completing the certificate	16	
5	<i>Bills of Exchange—</i>	
	(a) For noting a bill of exchange, entering in the register and supplying one copy of note	100
	(b) For presenting bill—a fee for the time so occupied calculated in accordance with the <i>Solicitors Costs Determination 1998*</i>	
	(c) For preparing, issuing and entering a protest of a bill of exchange and supplying one copy of protest	100
	together with the reasonable disbursements necessarily incurred in connection with any of those services.	
6	<i>Ship's protests—</i>	
	(a) Preparing and attesting a ship's protest including three copies (if required)	100
(b) Preparing and attesting extension of ship's protest	128	

Item No	Matter	₤
7	<p>Duplicates— Except where otherwise provided, for more than one copy of any of the above notarial documents completed at the same time— for each copy (after the first) up to ten—one half of the prescribed fee for each copy (after the tenth)—one quarter of the prescribed fee</p>	
8	<p>Miscellaneous services— For instructions, attendances, correspondence, drawing, engrossing and all other services not covered by this scale, or, if so covered, for matters involving unusual work or difficulty —a fee calculated in accordance with the <i>Legal Practitioners (Solicitors Costs) Determination 2000*</i> having regard to the time skill and responsibility involved.</p>	

**[Published in the Gazette 6 December 2000]*

Made by the Legal Costs Committee on 23 April 2002.

LOCAL GOVERNMENT

LG301*

LOCAL GOVERNMENT ACT 1995

City of Mandurah

CONSOLIDATED LOCAL LAWS AMENDMENTS 2002

In pursuance of the powers conferred by the *Local Government Act 1995* and all other powers enabling it, the Council of the above mentioned local government hereby records having resolved on 23 April 2002, to make and amend the following Local Laws—

PART XVI—TRAFFIC AND VEHICLES

Division 1—Preliminary

16.1 DEFINITIONS

16.1.1 In this part, unless the context otherwise requires

Delete—

“motor cycle” means a motor vehicle that has two wheels or, where a side-car is attached thereto, has three wheels;

“sign” means a traffic sign, mark, marking, symbol, structure or device on or over any road for the purpose of regulating, guiding or directing traffic;

“park” means to permit a vehicle, whether attended or not, to remain stationary, except for the purpose of avoiding conflict with other traffic, or complying with the provisions of any law, or of immediately taking up or setting down persons or goods;

“parking facilities” includes land, buildings, shelters, metered zones, metered spaces, signs, notices and other facilities open to the public, generally, for the parking of vehicles with or without charge;

“stand” in relation to a vehicle means to stop a vehicle and permit it to remain stationary, except for the purpose of avoiding conflict with other traffic or of complying with the provisions any law;

“parking stall” means a section or part of a street which is marked or defined by painted lines or by metallic studs or similar devices for the purpose of indicating where a vehicle may stand or be parked, whether on payment of a fee or charge or otherwise;”

Add in alphabetical order—

“metered space” means a parking stall that is marked or defined in any way to indicate where a vehicle may be parked on payment of a fee or charge by inserting money into a meter;

“motor cycle” means a motor vehicle that has two wheels or, where a side-car is attached thereto, has three wheels;

“park” means to permit a vehicle, whether attended or not, to remain stationary, except for the purpose of avoiding conflict with other traffic, or complying with

the provisions of any law, or of immediately taking up or setting down persons or goods;

“parking facilities” includes land, buildings, shelters, metered zones, metered spaces, and other facilities open to the public, generally, for the parking of vehicles with or without charge;

“parking stall” means a section or part of a street or parking facility which is marked or defined by painted lines or by metallic studs or similar devices for the purpose of indicating where a vehicle may stand or be parked, whether on payment of a fee or charge or otherwise;

“sign” means a structure, device or mark on which are shown words, numbers, expressions or symbols for the purpose of prohibiting, regulating or directing the standing or parking of vehicles;

“stand” in relation to a vehicle means to stop a vehicle and permit it to remain stationary, except for the purpose of avoiding conflict with other traffic or of complying with the provisions any law;

“ticket issuing machine” means a machine which produces, on insertion of money into the machine, a ticket which is required to be displayed in a vehicle to indicate that payment has been made for the standing or parking of the vehicle for a period of time in a parking area or parking facility which is controlled by such a machine.

16.2 APPLICATION OF THIS PART

Delete sub-section—

16.2.1 The provisions of this Part of these Local Laws shall apply to the parking region

Substitute with sub-section—

16.2.1 The provisions of this Part of these Local Laws shall apply to the parking region but not (except for Section 16.15) to a parking facility which is not owned, controlled or occupied by the City or is owned by the City but controlled by another person through agreement.

Division 3—Standing and Parking Generally

Delete section—

“16.5 ERECTION OF SIGNS TO REGULATE PARKING

The Council may in its discretion from time to time constitute, determine and vary, and also indicate by signs, from time to time—

(a) prohibitions; and

(b) regulations and restrictions

of parking and standing of vehicles of a specified class or of specified classes in all streets or specified streets or in specified parts of streets or reserves at all times or specified times, but that discretionary authority shall not be exercised in a manner inconsistent with the provisions of these Local Laws.”

Substitute with section—

16.5 ERECTION OF SIGNS TO REGULATE PARKING

The Council may in its discretion from time to time constitute, determine and vary, and also indicate by signs, from time to time—

(a) prohibitions; and

(b) regulations and restrictions

of parking and standing of vehicles of a specified class or of specified classes in all streets or specified streets or in specified parts of streets or parking facilities at all times or specified times, but that discretionary authority shall not be exercised in a manner inconsistent with the provisions of these Local Laws.

16.6 PARKING CONDUCT

Delete section 16.6, paragraph (a)—

“(a) A person shall not stand or park a vehicle in a street or part of a street—”

Substitute with section 16.6, paragraph (a)—

(a) A person shall not stand or park a vehicle in a street or part of a street or a parking facility—

Delete section 16.6, paragraph (b)—

“(b) A person shall not stand a vehicle—

(i) in a no standing area;

(ii) in a parking area, except in a manner indicated by the inscription on the sign or signs associated with the parking area and parking stalls except as provided in these Local Laws with reference to the parking stalls;

(iii) *in a parking area contrary to any limitation in respect of days, periods of the day, classes of persons or classes of vehicles indicated by the inscription on the sign or signs associated with the area; or*

(iv) *in a defined area marked "M/C", unless it is a motor cycle without a side-car or a bicycle."*

Substitute Section 16.6, paragraph (b)—

(b) A person shall not stand a vehicle—

(i) in a no standing area;

(ii) in a parking area or parking facility, except in a manner indicated by the inscription on the sign or signs associated with the parking area or parking facility;

(iii) in a metered space unless the appropriate fee as indicated by the inscription on the sign or signs associated with the metered space is inserted into the meter;

(iv) in any parking area or parking facility which has an inscription on the sign or signs associated with the parking area or parking facility indicating that is controlled by a ticket issuing machine unless the appropriate fee is inserted into the machine and the ticket is displayed in the manner indicated by the inscription on the sign or signs;

(v) in any parking facility which makes provision for payment of a fee or charge on entrance or departure from the facility unless the appropriate fee is paid as indicated, and in the manner indicated, by the inscription on the sign or signs associated with the parking facility;

(vi) in a parking stall except in the position indicated by the marking or other device defining the parking stall;

(vii) in a parking area or facility contrary to any limitation in respect of days, periods of the day, classes of persons or classes of vehicles indicated by the inscription on the sign or signs associated with the area; or

(viii) in a defined area marked "M/C", unless it is a motor cycle without a side-car or a bicycle.

Delete sub-section 16.6, paragraph (d)—

"16.6 (d) A person shall not park a vehicle in any portion of a street—

(i) for the purposes of effecting repairs to it, other than the minimum repairs necessary to enable the vehicle to be moved to a place other than a road; or

(ii) if the vehicle is exposed for sale."

Substitute with sub-section 16.6, paragraph (d)—

16.6 (d) A person shall not park a vehicle in any portion of a street or parking facility

(i) for the purposes of effecting repairs to it, other than the minimum repairs necessary to enable the vehicle to be moved to a place other than a road; or

(ii) if the vehicle is exposed for sale.

Delete sub-section 16.8, paragraph (a)—

"16.8 (a) A person shall not stand or park a vehicle partly within and partly outside a parking area."

Substitute with sub-section 16.8, paragraph (a)—

16.8 (a) A person shall not stand or park a vehicle partly within and partly outside a parking area or parking facility.

Delete section 16.12, paragraph (a)—

"16.12 (a) A vehicle having been parked in a street or in an area where by a sign the standing of vehicles is permitted for a limited time a person shall not—

(i) move it to any position within the same parking area; or

(ii) by arrangement with any person either exchange the space used by the vehicle for space in the same or another area used by another vehicle or occupy a space in the same or another area previously occupied by another vehicle,

so that the total time of parking exceeds the maximum time allowed for parking in the space first occupied by the vehicle."

Substitute with section 16.12, paragraph (a)—

16.12 (a) A vehicle having been parked in a parking area or parking facility where by a sign the standing of vehicles is permitted for a limited time a person shall not—

(i) move it to any position within the same parking area or parking facility; or

- (ii) by arrangement with any person either exchange the space used by the vehicle for space in the same or another parking area or parking facility used by another vehicle or occupy a space in the same or another parking area or parking facility previously occupied by another vehicle,
- so that the total time of parking exceeds the maximum time allowed for parking in the space first occupied by the vehicle.

Division 5—Miscellaneous

Delete sub-section 16.31.1—

“16.31.1 A sign marked, erected, established or displayed on or near a road and purporting to be a parking control sign is, in the absence of evidence to the contrary presumed to be a sign marked, erected, established or displayed under the authority of these Local Laws.”

Substitute with sub-section 16.31.1—

16.31.1 A sign marked, erected, established or displayed on or near a road or parking facility and purporting to be a parking control sign is, in the absence of evidence to the contrary presumed to be a sign marked, erected, established or displayed under the authority of these Local Laws.

Delete sub-section 16.31.3—

“16.31.3 A sign associated with a no parking area, no standing area or parking area or a sign of a kind referred to in these Local Laws is limited in its operation and effect in respect of days, periods of the day, classes of persons, classes of vehicle, or circumstances to the extent, if any, shown on the sign.”

Substitute with sub-section 16.31.3—

16.31.3 A sign associated with a no parking area, no standing area or parking area or parking facility is limited in its operation and effect in respect of days, periods of the day, classes of persons, classes of vehicle, or circumstances to the extent, if any, shown on the sign.

Dated this the 6th day of May 2002 the common seal of the City of Mandurah was hereunto affixed by a resolution of Council in the presence of—

KEITH HOLMES, Mayor.
STEPHEN GOODE, Chief Executive Officer.

LG302*

LOCAL GOVERNMENT ACT 1995

AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976

Shire of Wagin

LOCAL LAW RELATING TO PEST PLANTS 2002

In pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the Shire of Wagin hereby resolved on the 16th day of April 2002 to make the following local law;

Citation

- (1) This Local Law may be cited as the Shire of Wagin Pest Plant Local Law 2002.

Repeal

- (2) The following Local Law is repealed; Shire of Wagin Pest Plant Local Law published in the *Government Gazette* of 2 April 1993.

Interpretation

- (3) In this local law, unless the context otherwise requires—

“Council” means the Council of the Shire of Wagin;

“district” means the district of the Shire of Wagin;

“Pest Plant” means a plant described as a pest plant by clause (4) of this local law.

RACING, GAMING AND LIQUOR

RG301*

Totalisator Agency Board Betting Act 1960

**Totalisator Agency Board (Sportsbet Rules)
Amendment Notice 2002**

Given by the Chairman of the Totalisator Agency Board of Western Australia in accordance with section 27A.

1. Citation

This notice may be cited as the *Totalisator Agency Board (Sportsbet Rules) Amendment Notice 2002*.

2. Notice for public information

This notice is given for public information in accordance with section 27A(3)(c) of the Act.

3. The WA TAB – TAB Sportsbet rules

- (1) The WA TAB – TAB SPORTSBET RULES were adopted by the TAB for the purposes of a jointly operated betting system (in accordance with section 27A(1) of the Act), and a copy of the rules were published for public information in the *Gazette* of 2 June 2000 at pp. 2668-75.
- (2) Amendments to those rules were adopted subsequently, and those amendments were published for public information in the *Gazette* of 18 August 2000 at p. 4782.

4. Notification of further amendments

The WA TAB – TAB SPORTSBET RULES have been subject to further amendments, as set out in Schedule 1 to this notice, and those amendments were adopted by resolution of the Board dated 25 March 2002.

Schedule 1 — Sportsbet amendments

[cl. 4]

Rule 2.2 – Replace with the following rule.

“

2.2 These Rules are made on 4 June 2001 and come into operation on 2 July 2001.

”

Rule 8.2 – Replace with the following rule.

“

8.2 The Outcome in respect of any particular Results of an Event or in respect of the Event itself shall be that as officially declared upon the conclusion of the Event provided that in the event an Outcome is not declared within seven (7) days of the Conclusion of an Event, the Betting Operator shall refund the Investment to the investor.

”

Rules 8.5 and 8.6 – Replace with the following rules.

“

8.5 If any Event shall be cancelled in full prior to its commencement the Betting Operator shall refund all Wagers invested on that Event including as to multi leg betting where such Event formed a leg of such Bet.

8.6 If any Event is postponed prior to its commencement for a period of more than seven (7) days from the day on which the Event was scheduled to commence, the Betting Operator shall refund the Investment. If any Event is postponed prior to its commencement for a period of seven (7) days or less from the day on which the Event was scheduled to commence, the Investment shall stand.

8.7 In the case of any disqualification, objection, appeal, official inquiry, application to amend the scores or protest of any nature whatsoever or replay, re-run, play off or extension of any Event designed to determine the outcome of such Event the Betting Operator may in its absolute discretion ignore such protests or extension of the Event and declare the outcome of the Event in accordance with that which actually occurred immediately upon the conclusion of the original Event or upon the outcome of the Event first reliably notified to the Betting Operator including where the Event is shortened due to inclement weather or any other cause whatsoever.

”

RAYMOND WALKER, Chairman.

WATER AND RIVERS

WR301*

Country Areas Water Supply Act 1947

Exmouth Water Reserve Order 2002

Made by the Governor in Executive Council under section 9(1) of the Act

1. Citation

This order may be cited as the *Exmouth Water Reserve Order 2002*.

2. Exmouth Water Reserve boundary altered

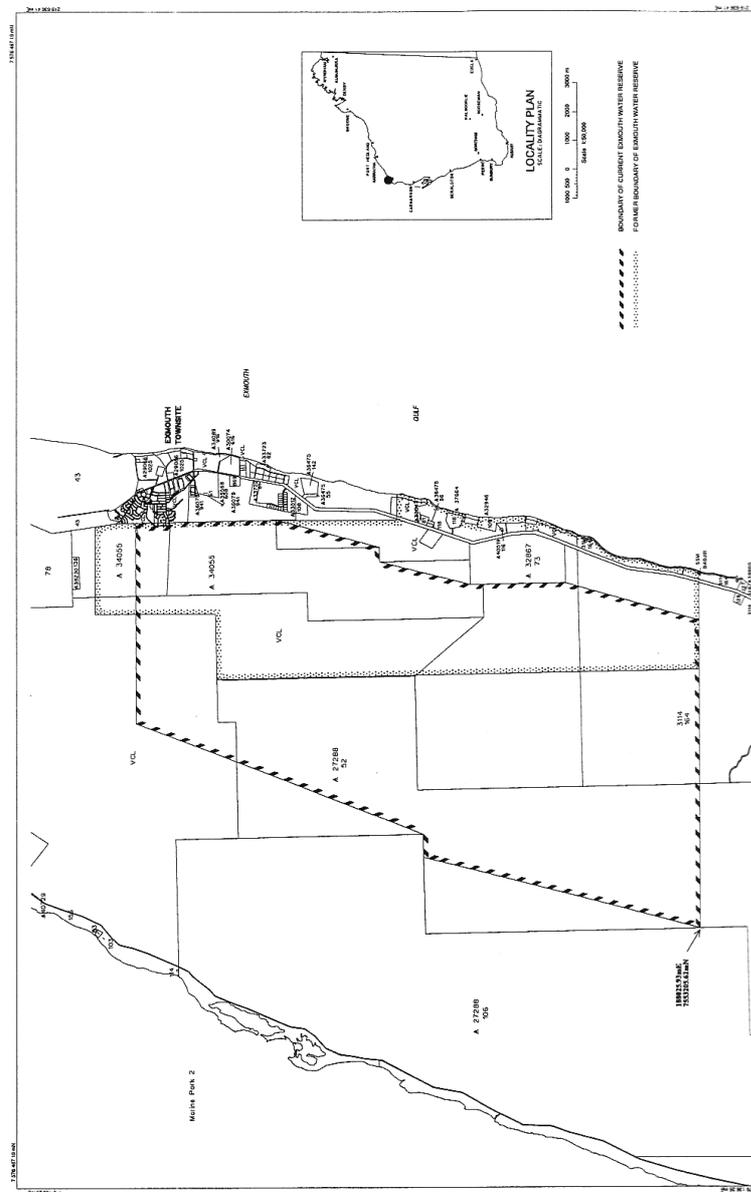
The boundary of the Exmouth Water Reserve is altered so that the boundary is as shown bordered **////** on Water and Rivers Commission plan WRC3189-01.

3. Information plan of the Exmouth Water Reserve

The former boundary of the Exmouth Water Reserve and the boundary of the Exmouth Water Reserve as altered by this order are shown for information purposes in the plan in Schedule 1.

Schedule 1 — Exmouth Water Reserve

[cl. 3]



By Command of the Governor,

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

— PART 2 —

CONSUMER AND EMPLOYMENT PROTECTION

CE401

CHARITABLE COLLECTIONS ACT 1946

Revocation of Licences

I, John Kobelke being the Minister administering the Charitable Collections Act 1946, acting in the exercise of the powers conferred by subsection (3) of section 12 of that Act, hereby give notice that I have revoked the licence of the organisations listed below—

- Narrogin Child Health Centre (Inc)

Dated this 7th day of May 2002.

JOHN KOBELKE, Minister for Consumer and Employment Protection.

HEALTH

HE402*

MENTAL HEALTH ACT 1996
MENTAL HEALTH (AUTHORIZED MENTAL HEALTH PRACTITIONERS) REVOCATION ORDER
 (No.4) 2002

Made by the Chief Psychiatrist under section 20.

Citation

1. This order may be cited as the *Mental Health (Authorized Mental Health Practitioners) Revocation Order (No.4) 2002*.

Commencement

2. This order comes into operation on the day on which it is published in the *Gazette*.

Revocation of designation

3. The designation, as an authorized mental health practitioner, of each of the mental health practitioners specified in the Schedule 1 to this order is revoked.

Schedule 1

NAME

Michael Rowland
Galaye Nadew

PROFESSION

Mental Health Nurse
Mental Health Nurse

Dated 6th May 2002.

Dr AARON GROVES, Chief Psychiatrist.

HE401*

MENTAL HEALTH ACT 1996
MENTAL HEALTH (AUTHORIZED MENTAL HEALTH PRACTITIONERS – VARIATION OF
LIMITATION) ORDER (No. 2) 2002

Made by the Chief Psychiatrist under section 20.

Citation

1. This order may be cited as the *Mental Health (Authorized Mental Health Practitioners – Variation of Limitation) Order (No. 2) 2002*.

Commencement

2. This order comes into operation on the day on which it is published in the *Gazette*.

Variation of limitation

3. The limitation applying to the authorized mental health practitioners specified in Schedule 1, that they perform the functions vested in them by sections 29 and 63 of the Act only in connection with their employment at their respective workplaces, is varied to enable those practitioners to perform those functions throughout the State.

Schedule 1

NAME	PROFESSION
Peter Ashburner	Social Worker
Geoff Brown	Mental Health Nurse
Derek Brownhill	Mental Health Nurse
Sharon Cree	Mental Health Nurse
Carlene Davidson	Mental Health Nurse
Helen Drinkwater	Mental Health Nurse
Debbie Easther	Social Worker
Julie Fraser	Social worker
Diane Goodwin	Mental Health Nurse
Wendy Hill	Mental Health Nurse
Jenny Hoffman	Social Worker
Brent Mansell	Mental Health Nurse
Vicki Murphy	Mental Health Nurse
Rebecca Newton	Mental Health Nurse
Steven Perks	Mental Health Nurse
Sharon Peters	Mental Health Nurse
Peter Regal	Mental Health Nurse
Julie Spivey	Mental Health Nurse
John Squier	Social Worker
Mark Todd	Mental Health Nurse
John Van der Giezen	Mental Health Nurse
Nigel Winston	Mental Health Nurse

Dated 6th May 2002.

Dr AARON GROVES, Chief Psychiatrist.

JUSTICE**JU401*****COURT SECURITY AND CUSTODIAL SERVICES ACT 1999****PERMIT DETAILS**

Pursuant to the provisions of section 51 of the *Court Security and Custodial Services Act 1999*, the Director General of the Ministry of Justice has issued the following persons with Permits to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Issued	Permit Commence Date	Permit Expiry Date
Abbott	Anthony Ross	CS2-322	22/04/2002	22/04/2002	30/07/2005
Poultney	Warren James	CS2-323	02/05/2002	02/05/2002	30/07/2005

Pursuant to the provisions of section 56 of the *Court Security and Custodial Services Act 1999*, the Director General of the Ministry of Justice has revoked the following Permits to do High-Level Security Work—

Surname	First Name(s)	Permit Number	Date Permit Revoked
O'Connor	Karen Marie	CS2-219	23/04/2002
Lanagan	Gwydia Stewart	CS2-320	03/05/2002
Stillman	Craig Paul	CS2-239	03/05/2002
Anthony	Tricia Gaye	CS2-004	03/05/2002
Ridgeway	Richard Allen	CS2-229	03/05/2002

This notice is published under section 57(1) of the *Court Security and Custodial Services Act 1999*.

PETER MOORE, A/Director, Custodial Contracts.

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 Andrew Bryan Hall of 23 Robertson Court, Kingsley
Mrs Nadine Delys Knight of 2/46 Congdon Way, Booragoon
Mr Stephen John Ready of 46 Santa Paula Way, The Vines

GARY THOMPSON, Executive Director, Court Services.

JU403

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 Jennifer Robin Le Souef of 2 Victoria Street, Albany
to the office of Justice of the Peace in the State of Western Australia.

GARY THOMPSON, Executive Director, Court Services.

LOCAL GOVERNMENT

LG401

LOCAL GOVERNMENT ACT 1995

ESTABLISHMENT OF A REGIONAL COUNCIL

GREAT SOUTHERN REGIONAL COUNCIL

In accordance with section 3.61 of the Local Government Act, I Tom Stephens, MLC being the Minister for Local Government and Regional Development, hereby declare the establishment of a regional council to be known as the Great Southern Regional Council.

The purpose of the regional council is to:

- establish, operate and manage a landfill site or sites for the disposal of waste; and
- undertake the recycling, processing, treatment, collection and removal of waste.

The regional council shall be established effective from the date of the publication of this notice in the *Government Gazette*.

TOM STEPHENS, Minister for Local Government and Regional Development.

LG403*

SHIRE OF GOOMALLING

Appointment of Authorised Person

It is hereby notified for public information that Mr Bradley Paul John has been appointed an Authorised Person for the Shire of Goomalling effective from Monday 29th April 2002 for the following purpose:

- i. Dog Act 1976
- ii. Litter Act 1979
- iii. Local Government Act 1995
- iv. Bush Fire Act 1977
- v. Council Local Laws

The appointment of Mr David John Ashford has been cancelled.

CLEM KERP, Chief Executive Officer.

LG402

LOCAL GOVERNMENT ACT 1995*Shire of Victoria Plains*

(Basis of Rates)

Department of Local Government
and Regional Development.
Perth, 10 May 2002.

LG: VP 5-4

It is hereby notified for public information that in accordance with the provisions of section 6.28 of the *Local Government Act 1995*, the Minister for Local Government and Regional Development has determined that the method of valuing the land described in the schedules hereunder shall be gross rental value for the purposes of rating, with effect from 1 July 2002.

CHERYL GWILLIAM, A/Director General.

Schedule A

All that portion of land being part Lot 11 delineated in black and bordered green on Department of Land Administration Deposited Plan 30965.

Schedule B

All that portion of land being part Melbourne Location 3535 and part Melbourne Location 3537 delineated in black and bordered green on Department of Land Administration Deposited Plan 30625.

MINERALS AND PETROLEUM

MP401

MINING ACT 1978

NOTICE OF APPLICATION FOR AN ORDER FOR FORFEITURE

Department of Mineral and Petroleum Resources,
Kalgoorlie WA 6430.

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

D. IMLAH (SM), Warden.

To be heard in the Warden's Court at Kalgoorlie on the 19th June, 2002.

EAST COOLGARDIE MINERAL FIELD

P25/1495—Galaxy Resources NL

P25/1496—Galaxy Resources NL

P25/1579—Mario Epis

POLICE

PO401

ROAD TRAFFIC ACT 1974**TEMPORARY SUSPENSION OF REGULATIONS**

I, Robin Michael Langford, Superintendent (Traffic Support) being the delegated officer of the Minister for Transport under Section 83(6) of the Road Traffic Act 1974, pursuant to the powers conferred by section 83(1) of that Act and the consent of the Local Authorities having been obtained and nominated for the purpose of:

R. M. LANGFORD, Superintendent (Traffic Support).

A Triathlon by members/entrants of the Triathlon WA on 14th April 2002 between the hours of 07:00 Hrs and 10:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Jordan Street, Marcon Street, Lisford Avenue, Sovereign Drive, Damepattie Drive, Two Rocks Road, Two Rocks.

All participants to wear approved head protection during the cycle event.

A Triathlon by members/entrants of the Triathlon WA on April 21, 2002 between the hours of 07:00 Hrs and 10:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Ocean Drive, Robinson Avenue, Tapping Way, Quinns Road, Quinns Rocks.

All participants to wear approved head protection during the cycle event.

A Cycle Road Race by members/entrants of the Bunbury Cycle Club Inc on April 21st, July 28th, September 8th, 2002 between the hours of 08:00 Hrs and 11:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Cathedral Avenue, Elinor Bell Road, Roberts Road and Australind Road in Australind.

All participants to wear approved head protection at all times.

A 40km Bicycle Time Trial by members/entrants of the Australian Time Trials Assn on April 28th, 2002 between the hours of 07:30 Hrs and 10:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Rutland Road, Great Northern Highway, Brand Highway and Railway Parade in the Shire of Swan. All participants to wear approved head protection at all times.

A Fun Run by members/entrants of the Athletics Australia on April 28th 2002 between the hours of 09:00 Hrs and 11:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder. Racing to be confined to the footpath or left hand side of the carriageway on Sutherland Street, Kingsmill Street, McKay Street, Richardson Street, Edgar Street, Anderson Street, McGregor Street and Koombana Lookout in Port Hedland.

A Cycle Race by members/entrants of the Southern Districts Cycle Club on April 28th, 2002 between the hours of 08:30 Hrs and 10:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Pickering Brook Road, Bracken Road, Forrest Road and Repatriation Road in Pickering Brook.

A Syd Harper Cup by members/entrants of the Albany Cycle Club on May 4th 2002 between the hours of 14:00 Hrs and 17:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Woolstores Road and Frenchman Bay Road in Albany.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Narrogin Districts Cycle Club on May 4th, July 6th, September 21st 2002 between the hours of 13:00 Hrs and 17:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Federal Street, Egerton Street, Williams Road, Williams Kondinin Road, Tawonga Road, Highbury West Road and Great Southern Highway in Highbury/Narrogin Area.

A Cycle Race by members/entrants of the Midland Cycle Club on May 4th and July 27th, 2002 between the hours of 13:00 Hrs and 15:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Sultana Road West, Brand Road and Brae Road in High Wycombe.

All participants to wear approved head protection at all times.

A Graded Mass Start—Event 7 by members/entrants of the Karratha Cycle Club Inc on May 5th, 2002 between the hours of 08:00 Hrs and 10:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Central Avenue, Parker Point Road, The Esplanade, Church Road, Dampier Road, Burrup Road in the Dampier/Burrup Peninsula.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Midland Cycle Club on May 5th, 2002 between the hours of 07:30 Hrs and 09:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Park Road, Oxley Road, Alexandra Road, Victoria Road, Owen Road, Byfield Road, Riley Road, Stoneville Road, Anketell Road, Mildura Road, Bunning Road, Toodyay Road and Talbot Road in the Shire of Mundaring.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Midland Cycle Club on May 5th, 2002 between the hours of 11:00 Hrs and 14:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Lefroy Avenue, Oakover Road, Campersic Road, William Street and Boulonnais Drive in Herne Hill/Brigadoon.

All participants to wear approved head protection at all times.

A Road Cycle Race by members/entrants of the Albany Cycle Club on May 11th 2002 between the hours of 14:00 Hrs and 17:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on South Coast Highway, Rutherford Road, Lower Denmark Road, Roundhay Road and Balston Road in Albany.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Narrogin Districts Cycle Club on May 11th, August 10th and 24th, 2002 between the hours of 13:00 Hrs and 17:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Great Southern Highway, Quadrant Street and Pitt Street in the Popanyinning/Pingelly area. All participants to wear approved head protection at all times.

A Road Cycle Race by members/entrants of the Bunbury Cycle Club Inc on May 11th June 29th, 2002 between the hours of 14:30 Hrs and 17:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Ferguson Road and Upper Ferguson Road in the Shire of Dardanup.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the midland Cycle Club on May 11th, 2002 between the hours of 13:00 Hrs and 14:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Campersic Road (from Camargue Drive to Connemara Drive) in Brigadoon.

All participants to wear approved head protection at all times.

A Foot Race—Womens Classic Run by members/entrants of the WA Marathon Club on May 12th 2002 between the hours of 08:00 Hrs and 10:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the cycle/walk path around the river in Perth (Narrows Bridge to Causeway) and the cycle/walk path to James Mitchell Park in Perth.

A Dampier Triathlon by members/entrants of the Karratha Dampier Running Club on 12th May 2002 between the hours of 07:30 Hrs and 11:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on The Esplanade, Church Road, Hampton Drive, Dawson Road, West Avenue, Namatjira Road, Dampier Drive, Central Avenue and Parker Point Road in Dampier.

All participants to wear approved head protection at all times for the cycle event.

A Cycling Road Race by members/entrants of the Masters Cycling Council of WA Inc on May 12th, June 9th, June 23rd, August 4th, 2002 between the hours of 09:00 Hrs and 12:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Lefroy Avenue, Oakover Road, Campersic Road and Padbury Avenue in Herne Hill.

All participants to wear approved head protection at all times.

A 16km Bicycle Time Trial by members/entrants of the Australian Time Trials Assn on May 12th, 2002 between the hours of 07:30 Hrs and 10:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on De Haer Road, Lyon Road, Anketell Road, Thomas Road, Nicholson Road and Rowley Road in Wandii/Oakford.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the B D Promotions on May 12th 2002 between the hours of 09:00 Hrs and 12:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Rosehill Country Club, West Parade, Queens Road, Highman Street, Kalamunda Road, Barker Road and Waterhall Road in South Guildford.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Midland Cycle Club on May 18th 2002 between the hours of 13:00 Hrs and 16:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Lefroy Avenue, Oakover Road, Campersic Road, William Street in Herne Hill.

All participants to wear approved head protection at all times.

A Road Cycle Race by members/entrants of the Albany Cycle Club on May 18th 2002 between the hours of 14:00 Hrs and 17:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Lancaster Road, Albany Highway and Link Road in Albany.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Narrogin Districts Cycle Club on May 18th, July 20th 2002 between the hours of 13:00 Hrs and 17:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Yilliminning Road, Old Line Road, line Road in the Narrogin/Harrismith Area.

All participants to wear approved head protection at all times.

A Graded Mass Start—Event 8 by members/entrants of the Karratha Cycle Club Inc on May 19th, 2002 between the hours of 08:00 Hrs and 10:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Searipple Road, Millstream Road, Maitland Road and Mystery Road in Karratha.

All participants to wear approved head protection at all times.

A Cycling Road Race by members/entrants of the Masters Cycling Council of WA Inc on May 19th and October 13th, 2002 between the hours of 10:00 Hrs and 12:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Keane West Street, Alice Road, Mildura Road, Bunning Road, Toodyay Road, Stoneville Road and Anketell Road in Gidgegannup.

All participants to wear approved head protection at all times.

A Road Cycle Race by members/entrants of the Albany Cycle Club on May 25th 2002 between the hours of 14:00 Hrs and 17:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Narpund Road, Albany Highway and Anson Road in Albany.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Narrogin Districts Cycle Club on May 25th August 3rd, 2002 between the hours of 13:00 Hrs and 17:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Williams Kondinin Road in the Narrogin/Williams area.

All participants to wear approved head protection at all times.

A Cycle Road Race by members/entrants of the Bunbury Cycle Club inc on May 25th, July 20th August 24th 2002 between the hours of 14:30 Hrs and 17:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Marriot Road, Wellesley Road, Old Coast Road and Treasure Road in the Shire of Harvey. All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Midland Cycle Club on May 25th 2002 between the hours of 10:00 Hrs and 13:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Midland Road, Sadler Drive, Ridge Hill Road, Helena Valley Road, Watsonia Road, Gooseberry Hill Road, Lascelles Parade and Williams Street in Maida Vale/Kalamunda Areas. All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Midland Cycle Club on May 25 2002 between the hours of 08:00 Hrs and 11:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on West Sultana Road, Brand Road and Brae Road in High Wycombe.

All participants to wear approved head protection at all times.

A Challenge Fun Run by members/entrants of the WA Marathon Club on May 26th 2002 between the hours of 08:00 Hrs and 10:00 Hrs do hereby approve the temporary suspension of the regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Brockway Road, Underwood Avenue, Montgomery Avenue, Pinetree Lane, Mooro Drive, Stephenson Avenue in Mt Claremont.

A Duathlon by members/entrants of the Bunbury Triathlon Club on May 26th 2002 between the hours of 08:00 Hrs and 10:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Prince Phillip Drive and Tuart Street in Bunbury.

All participants to wear approved head protection at all times for the cycle event.

A Cycle Race by members/entrants of the Narrogin Districts Cycle Club on June 6th 2002 between the hours of 13:00 Hrs and 17:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Federal Street, Great Southern Highway, Arthur Road, Tudhoe Street, Tudor Street and Wagin Road in the Narrogin/Wagin Area.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the midland Cycle Club on June 8th, 2002 between the hours of 13:00 Hrs and 16:00 Hrs do hereby approve the temporary suspension of the regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Lower Chittering Road, Lower Chittering/Weating Road and Chittering/Muchea East Road.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Narrogin Districts Cycle Club on June 8 July 13th, September 14th 2002 between the hours of 13:00 Hrs and 17:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Williams/Kondinin Road towards Wickiepin Town.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Narrogin Districts Cycle Club on June 22nd, August 17th , 2002 between the hours of 13:00 Hrs and 17:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Campbell Street, Alton Street, Austral Street and Darcy Street in Cuballing.

All participants to wear approved head protection at all times.

A Cycle Race by members/entrants of the Narrogin Districts Cycle Club on June 29th September 7th 2002 between the hours of 13:00 Hrs and 17:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Great Southern Highway in the Popanyinning/Narrogin Area.

All participants to wear approved head protection at all times.

A Cycling Road Race by members/entrants of the Masters Cycling Council of WA Inc on July 14th, 2002 between the hours of 09:00 Hrs and 11:00 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Padbury Avenue, Lefroy Road, Oakover Road and Campersic Road in Herne Hill.

All participants to wear approved head protection at all times.

A Cycling Road Race by members/entrants of the Masters Cycling Council of WA Inc on September 1st 29th October 20th 2002 between the hours of 09:00 Hrs and 12:30 Hrs do hereby approve the temporary suspension of the Regulations made under such act on the carriageway/s mentioned hereunder.

Racing to be confined to the left hand side of the carriageway on Lefroy Avenue, Oakover Road, Campersic Road and Padbury Avenue in Herne Hill.

All participants to wear approved head protection at all times.

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

Under the provisions of the Police Act 1892, unclaimed and stolen property will be sold by Public Auction at South West Auctioneering Company, Lot 51 Strelley Street, Busselton on 25 May 2002.

B. MATTHEWS, Commissioner of Police.

PO502**POLICE ACT 1892
POLICE AUCTION**

Under the provisions of the Police Act 1892, unclaimed and stolen property will be sold by Public Auction at the premises of Ronald Scott, trading as Snowball Auctions, Auctioneer of 89 Frederick Street, Albany at approximately 9.00am on Friday 14th June.

Auction will be conducted by Ronald Scott, Auctioneer.

B. MATTHEWS, Commissioner of Police.

WORKSAFE

WS401**OCCUPATIONAL SAFETY AND HEALTH ACT 1984
OCCUPATIONAL SAFETY AND HEALTH REGULATIONS 1996
EXEMPTION CERTIFICATE PURSUANT TO REGULATION 2.13**

(No. 6 of 2002)

I, Brian Thomas Bradley, WorkSafe Western Australia Commissioner, hereby grant an exemption to Maddington Auto Wreckers from the requirements of Regulation 4.15(2)(b), 4.15(2)(c)(ii) and 4.20(1)(c) of the *Occupational Safety and Health Regulations 1996* in relation to your horizontal air receiver.

This exemption is subject to the following condition—

- an Engineer undertakes an assessment according to the criteria given in ‘Section 3—Design’ of AS1210-1997, to determine the working pressure/design pressure based on the minimum shell thickness.

Dated this eighteenth day of April 2002.

BRIAN THOMAS BRADLEY, WorkSafe Western Australia Commissioner.

PUBLIC NOTICES

ZZ101**DISPOSAL UNCOLLECTED GOODS**

To Mr Adam Davis of last known address PO Box 605 Applecross WA 6953 please take note of the following information.

Notice is hereby given to you that under the provision of the Disposal of Uncollected Goods Act, 1970, that TNT Automotive Logistics of 73 Leach Highway Kewdale WA, will apply for a court order under the provisions of the above Act, to sell your uncollected goods (Mercedes 4 door white sedan, former registration number WDF 155) and seek to recoup all costs, on or after 30 days of this notice appearing.

NEIL B. GRIFFITHS, State Manager (WA).

ZZ201**TRUSTEES ACT 1962
DECEASED ESTATES****Notice to Creditors and Claimants**

Creditors and other persons having claims (to which Section 63 of the Trustees Act, 1962 relates) in respect of the Estates of the undermentioned deceased persons, are required by Perpetual Trustees WA Ltd C/- Ground floor, 39 Hunter Street, Sydney NSW, to send particulars of such claims to the Company by the undermentioned date, after which date the said company may convey or distribute the assets, having regard only to the claims of which the Company then has notice.

Claims for the following expire one month after the date of publication hereof.

Estate late Harry Newton Bentley, late of Chesalon Nursing Home, 146 Beecroft Road, Beecroft, New South Wales, (formerly of 10/42 Victoria Avenue, Claremont, WA), Retired Insurance Officer, died: 4/3/2002.

Estate late Margaret Gloster Biggins, late of 19a Gibson Street, Mount Pleasant, Widow, died: 3/3/2002.

Estate late Frederick Robert Kinna, late of 68a Ferguson Street, Midvale, Retired Miner, died: 1/4/2002.

Estate late Margery Lilian Pearse, late of Carinya Nursing Home, 220 Preston Point Road, Bicton, Retired Child Psychologist, died 14/3/2002.

Estate late Virginia Isabel Safe, late of Archbishop Goody Hostel, 9-29 Goderich Street, East Perth, Farmer/Research Assistant Retired, died 25/3/2002.

Estate late Elizabeth Rosena Emma Savell, late of Cabrini Nursing Home, 111 Guildford Road, Maylands, Home Duties, died 10/3/2002.

Estate late Edna Alice Wotzko, late of 15 Fourth Ave, Maylands, Widow, died 14/3/2002.

Estate late Frank Vincent, late of Mandurah Care Facility, 1 Hungerford Ave, Halls Head, Retired Fitter & Turner, died 25/2/2002.

STEVE MAXWELL, Senior Estate Manager.
Direct Phone (02) 9229 3419

ZZ202**TRUSTEES ACT 1962****DECEASED ESTATE**

Notice to Creditors and Claimants

Claims against the estate of Victor Kenneth Daniel, late of 76 Seymour Street, Albany, Western Australia should be lodged with the Executors, c/- PO Box 485, Albany WA before 10 June 2002 after which date the assets will be distributed having regard only to the claims received.

HAYNES ROBINSON.

ZZ203**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 10th June 2002, after which date I may convey or distribute the assets, having regard only to the claims of which I then have notice.

Antonacci, Alberto, Late of St Lucy's Nursing Home 61 Kitchener Avenue Victoria Park, died 14/4/02, (DE33013932EM27)

Baker, Herbert Dudley, Late of 10 Wilson Street Bassendean, died 18/4/02, (DE30335154EM24)

De Casanove, Louis Ange Gabriel Villiers, Late of Unit 10/70 Marlborough Road Swan View, died 21/4/02, (DE19763419EM15)

Delower, Dorothy, Late of Numbala Nunga Nursing Home Sutherland Street Derby, died 9/4/02, (DE2002299EM36)

Fryer, Cecilia Frances, Late of 3 Allen Court Bentley formerly of 18 Waminda Hostel Bentley, died 28/9/01, (DE30335121EM26)

Harrison, Josephine Thyra, Late of 63 Ypres Road Kelmscott formerly of Room 18 Thomas Scott Village Ypres Road Kelmscott, died 23/4/02, (DE19954492EM26)

Hinton, Richard Aubrey, Late of Unit 1/158 Salvado Road Wembley, died 7/4/02, (DE19641191EM36)

Jones, Owen Barton, Late of 14 Baruna Court Halls Head, died 5/3/02, (DE19973348EM44)

Love, Winifred Rebecca, Late of Howard Solomon Nursing Home 91 Hybanthus Road Ferndale formerly of 15 Kipling Street Narrogin, died 31/1/02. (DE19611563EM25)

Marshall, Barbara Joy, Late of 56 Herbert Road Harvey, died 8/4/02, (DE19870271EM32)

Mitko, Helena, Late of 55 Grafton Road Bayswater, died 10/4/02, (DE19903528EM23)

Mosel, Harry Elliott, Late of 31 Nelson Street Inglewood, died 4/4/02, (DE19440082EM33)

Rocke, Assumpta Mary, also known as Mary Assumpta Rocke, Late of 28 Megalong Road Nedlands, died 13/4/02, (DE19921593EM33)

Sanderson, Clare Doris, Late of Hollywood Village Unit 365/31 Williams Road Nedlands, died 13/4/02, (DE19480429EM16)

Smith, Hazel Jean, Late of Embleton Care Facility 46 Broun Avenue Embleton, died 19/3/02, (DE19903690EM37)

Taylor, Myrtle Maud, Late of St Rita's Nursing Home 32 Queens Crescent Mount Lawley, died 2/4/02, (DE19841862EM22)

Webse, Lilian Elizabeth Annie, Late of 9 Maple Street Esperance, died 27/4/02, (DE19843102EM13)

Wells, Maxwell Albert, Late of 94 Matilda Street Huntingdale, died 5/4/02, (DE19610109EM36)

White, Merle, Late of 3 Park Lane Kardinya, died 16/4/02, (DE19971940EM37)

Worth, Edward Thomas, Late of The Oaks Facility 2-10 Oakwood Crescent Waikiki, died 13/3/02, (DE19711447EM37)

Wotton, Mary Adeline, Late of Room 1 Chrystal Halliday Home, 61 Jeanes Road Karrinyup, died 9/4/02, (DE19682759EM16)

Yates, William Raymond, Late of RSL War Veteran's Home 82 Oakmont Avenue Meadow Springs formerly of Unit 4/128 Waterloo Street Tuart Hill, died 19/3/02, (DE19863478EM34)

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

WESTERN AUSTRALIA

**MINES SAFETY AND INSPECTION
ACT 1994**

**Price: \$14.55 counter sales
Plus postage on 350 grams**

*Prices subject to change on addition of amendments.

WESTERN AUSTRALIA

SURVEILLANCE DEVICES ACT 1998

**Price: \$7.95 counter sales
Plus postage on 110 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 2002

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